

**Oregon Water Resources Department  
Water Right Services Division**

Water Right Application G-18552 in the            )  
name of ACMPC OREGON 2 LLC DBA            )            SUPERSEDING FINAL ORDER  
HALLS FERRY FARMS                                )

**Summary:** Order approving Application G-18552, as amended, and issuing Permit G-18277.

**Authority**

The application is being processed in accordance with Oregon Revised Statute (ORS) 537.615 through 537.628, and 390.826, and Oregon Administrative Rule (OAR) Chapter 690, Divisions 5, 8, 9, 33, 300, 310, 400, 410, and Deschutes Basin Program OAR 690-505. These statutes and rules can be viewed on the following website: <https://www.oregon.gov/OWRD/programs/policyandrules/Pages.default.aspx>.

The Department’s main page is <https://www.oregon.gov/OWRD>.

This Final Order is issued pursuant to ORS 537.625 and OAR 690-310-0200.

**FINDINGS OF FACT**

1. On August 29, 2017, ACMPC Oregon 2 LLC DBA Halls Ferry Farms submitted an application to the Department for a water use permit.
2. The Department issued a Proposed Final Order on May 28, 2019.
3. The protest period closed July 12, 2019, and no protest was filed.
4. The findings of fact in the Proposed Final Order are incorporated herein.
5. On August 14, 2019, the Department issued a Final Order approving Application G-18552 and issuing Permit G-18249. Subsequently, the Department discovered the August 14, 2019 Final Order erroneously described the location of New Well 27 in the SWNW quarter-quarter. The permit should describe the location of New Well 27 in the NWSW quarter-quarter, as in the attached permit.

**NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW**

This is a Final Order in other than contested case. This order is subject to judicial review under ORS 536.075 and ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to OAR 137-004-0080 you may petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

**HEARING RIGHTS**

Under the provisions of ORS 537.170 and ORS 537.622, the applicant may request a contested case hearing by submitting the information required for a protest under ORS 537.153(6) or ORS 537.621(7) to the Department within 14 days after the date of mailing of this order as shown below. If a contested case hearing is requested, the Department must schedule one. In the contested case hearing, however, only those issues based on the modifications to the Proposed Final Order may be addressed. Only the applicant or protestant may appeal this order. (ORS 537.170(7)(b)).

6. Accordingly, pursuant to OAR 137-004-0080 (5), a superseding Final Order and Permit will be issued.

**CONCLUSIONS OF LAW**

1. The conclusions of law in the Proposed Final Order issued May 28, 2019 are incorporated herein, with the above modification.
2. The proposed use, as conditioned, will ensure the preservation of the public welfare, safety and health.

NOTE: When issuing permits, ORS 537.170(6) authorizes the Department to include provisions or restrictions concerning the use, control and management of the water to be appropriated for the project. The attached permit is conditioned accordingly.

**ORDER**

This Final Order and Permit supersede the August 14, 2019 Final Order and Permit G-18249, which are of no further force or effect.

Application G-18552 is approved and Permit G-18277 is issued.

DATED **AUG 30 2019**



Dwight French  
Water Right Services Division Administrator, for  
Thomas M. Byler, Director  
Oregon Water Resources Department

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- If you have any questions about statements contained in this document, please contact Kim French at [Kim.R.French@oregon.gov](mailto:Kim.R.French@oregon.gov) or 503-986-0816.
  - If you have other questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at 503-986-0900
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