

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

Water Right Application G-18504 in the name )  
of ANTHONY TINGHITELLA, TRUSTEE ) FINAL ORDER  
FOR THE ANTHONY TINGHITELLA )  
REVOCABLE TRUST and JOHN FULCHER,  
TRUSTEE FOR THE JOHN FULCHER  
REVOCABLE TRUST

**Summary:** Order approving Application G-18504, as amended, and issuing Permit G-18271.

***Authority***

The application was 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 the Rogue Basin Program (690-515). These statutes and rules can be viewed on the following website: <https://www.oregon.gov/OWRD/programs/policylawandrules/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 May 8, 2017, Anthony Tinghitella, Trustee for the Anthony Tinghitella Revocable Trust and John Fulcher, Trustee for the John Fulcher Revocable Trust submitted an application to the Department for a water use permit.
2. On June 25, 2019, the Department issued a Proposed Final Order recommending approval of the application. The protest period closed August 9, 2019 and no protest was filed.
3. The findings of fact in the Proposed Final Order are incorporated herein.

**CONCLUSIONS OF LAW**

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

NOTE: When issuing permits, ORS 537.628(1) authorizes the Department to include limitations and conditions which have been determined necessary to protect the public welfare, safety and health.

**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.

**ORDER**

Application G-18504, as amended, is approved and Permit G-18271 is issued.

DATED OCT 01 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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