



# Oregon

John A. Kitzhaber, MD, Governor

July 31, 2014

GARY CROSSAN FARMS  
C/O RICK HARRIS  
34474 WEBBER RD  
SHEDD, OR 97377

## Water Resources Department

North Mall Office Building  
725 Summer St NE, Suite A  
Salem, OR 97301  
Phone (503) 986-0900  
Fax (503) 986-0904  
www.wrd.state.or.us

### RE: MEASURING DEVICE NOTICE

This notice is to inform you of the need to install a measuring device at your point of appropriation (well). The point of appropriation identified below does not have an adequate measuring device to allow for proper regulation of water use. Oregon Revised Statutes (ORS) 540.045(1)(a) and OAR 690-250-050 authorizes the watermaster to regulate the distribution of water among users in accordance with existing water rights of record. A workable measuring device is necessary for water management and to ensure compliance with your water right.

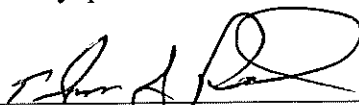
Your point of diversion from a well, authorized by Certificate 61663, is located in the NWSW of Section 16, T.12 S, R.2W, W.M. tax lot 2000.

Pursuant to ORS 537.777, OAR 690-215-0080, and OAR 690-250-060, you are responsible for installation and maintenance of facilities to control and manage the quantity of water taken at your point of appropriation (well). The measuring device must be installed within ten (10) days from the mailing of this notice. **After August 11, 2014 (ten days from the mailing of this notice), the watermaster may regulate off your use of water and prohibited you from diverting water until an approved measuring device is installed and operating properly.**

Prior to installation, you are required to get approval from the watermaster for the type and configuration of the measuring device. The watermaster may approve an alternate plan or construction schedule under certain circumstances. The watermaster should be contacted if other arrangements are needed.

ORS 540.710 provides that no person shall willfully open, close, change or interfere with any lawfully established headgate or water box or willfully use water or divert water into or through the ditch of the person which has been lawfully denied water by a watermaster or other competent authority. Violation of ORS 540.710 is punishable, upon conviction, by a fine or by imprisonment in the county jail for not more than six months or both, and may also be subject to assessment of civil penalties under ORS 536.900.

Please contact Michael Mattick, District 2 Watermaster (541-682-3620) for more information or if you have any questions about this notice.

  
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Thomas J. Paul, Acting Director  
Oregon Water Resources Department

**CERTIFIED - RETURN RECEIPT REQUESTED  
FIRST CLASS MAIL**

This is a Final Order in other than a contested case. This order is subject to judicial review under 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 ORS 536.075 and OAR 137-004-0080 you may either petition for judicial review or 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.

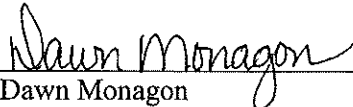


**CERTIFICATE OF SERVICE**

I hereby certify that on July 31, 2014, I served a true certified copy of this **MEASURING DEVICE NOTICE** by depositing the same in the U.S. Post Office, with first class postage prepaid thereon, and by Certified Mail to the following:

GARY CROSSAN FARMS  
C/O RICK HARRIS  
34474 WEBBER RD  
SHED, OR 97377

MIKE MCCORD  
OWRD NORTHWEST REGION MANAGER  
725 SUMMER ST. NE, SUITE A  
SALEM, OR 97301-1271  
*Hand Delivered*

  
\_\_\_\_\_  
Dawn Monagon  
Oregon Water Resources Department