BEFORE THE WATER RESOURCES DEPARTMENT OF THE STATE OF OREGON

In the Matter of Permit Amendment) .	FINAL ORDER
T-13594, Yamhill County)	APPROVING AN ADDITIONAL POINT OF
)	APPROPRIATION

Authority

Oregon Revised Statute (ORS) 537.211 establishes the process in which a water right permit holder may submit a request to change the point of appropriation and/or place of use authorized under an existing water right permit.

Applicant

SARBANAND ENTERPRISES, LLC 786 RD 188 DELANO, CA 93215

Findings of Fact

- On January 11, 2021, SARBANAND ENTERPRISES, LLC filed an application for an additional point of appropriation under Permit G-18272. The Department assigned the application number T-13594.
- 2. Notice of the application for the permit amendment was published in the Department's weekly notice on January 26, 2021, and in the News Register newspaper on March 25 and April 1, 2022, pursuant to ORS 540.520(5). No comments were filed in response to the notices.
- 3. Permit Amendment Application T-13594 proposes an additional point of appropriation approximately 0.3 mile from the existing point of appropriation to:

Twp	Rng	Mer	Sec	q-q	Measured Distances	
4 <u>.</u> S	4 W	WM	25	SE NE	EAST AIRPORT WELL 2 - 1620 FEET SOUTH AND 850 FEET WEST FROM THE NE CORNER OF SECTION 25	

NO 15 1940

This is a final order in other than 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 and OAR 690-01-0005 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.

Permit Amendment Review Criteria

- 4. The change would not result in injury to other water rights.
- 5. The change does not enlarge the permit.
- 6. The change does not alter any other terms of the permit.

Conclusions of Law

The additional point of appropriation proposed by Permit Amendment Application T-13594 is consistent with the requirements of ORS 537.211.

Now, therefore, it is ORDERED:

- 1. The additional point of appropriation proposed by Permit Amendment Application T-13594 is approved.
- 2. Permit G-18744, in the name of SARBANAND ENTERPRISES, LLC, is issued to replace Permit G-18272, and incorporates the amendments approved by this order. Permit G-18272, in the name of SARBANAND ENTERPRISES LLC, is no longer of any force or effect.
- 3. The combined quantity of water diverted at the new additional point of appropriation (East Airport Well 2), together with that diverted at the old point of appropriation (East Airport Well), shall not exceed the quantity of water lawfully available at the original point of appropriation (East Airport Well).
- 4. Water shall be acquired from the same aquifer as the original point of appropriation.
- 5. All other terms and conditions of Permit G-18744 remain the same.

Dated in Salem, Oregon on

MAY 1 9 2022

Lisa I. Jaramillo, Transfer and Conservation Section Manager, for

THOMAS M BYLER, DIRECTOR

Oregon Water Resources Department

Mailing Date:

MAY 2 0 2022