

**BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON**

In the Matter of Permit Amendment) FINAL ORDER APPROVING A CHANGE
T-13981, Marion County) IN 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

POHLSCHNEIDER FARMS INC.
17904 FRENCH PRAIRIE RD
SAINT PAUL, OR 97137

Findings of Fact

1. On April 19, 2022, POHLSCHNEIDER FARMS INC. filed an application to change the point of appropriation of Well 1 under Permit G-16132. The Department assigned the application number T-13981.
2. On July 9, 2008, the Department approved Permit Amendment T-10313 for a change in points of appropriation. The final order is recorded at Special Order Volume 75, Page 353 to 356.
3. On September 13, 2013, the Department approved an extension of time for complete application of water to October 1, 2026.
4. Notice of the application for the permit amendment was published in the Department’s weekly notice on April 26, 2022.
5. Permit Amendment Application T-13981 proposes to move the authorized point of appropriation of Well 1 approximately 830 feet from the existing point of appropriation to:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
4 S	2 W	WM	32	NE SW	59	WELL 1 - 255 FEET NORTH AND 1375 FEET EAST FROM THE SE CORNER OF BERGEVIN DLC 64

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

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

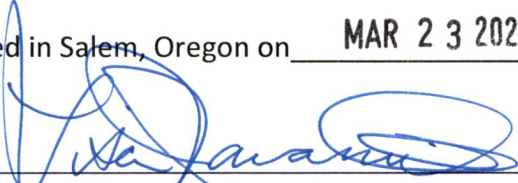
Conclusions of Law

The change in point of appropriation proposed by Permit Amendment Application T-13981 is consistent with the requirements of ORS 537.211.

Now, therefore, it is ORDERED:

1. The change in point of appropriation proposed by Permit Amendment Application T-13981 is approved.
2. Permit G-18833, in the name of POHLSCHNEIDER FARMS INC., is issued to replace Permit G-16132, and incorporates the amendments approved by this order and the extension of time. Permit G-16132, in the name of POHLSCHNEIDER FARMS INC, is no longer of any force or effect.
3. The quantity of water diverted at the new point of appropriation, (Well 1), shall not exceed the quantity of water lawfully available at the original point of appropriation (Well1).
4. Water shall be acquired from the same aquifer as the original point of appropriation, Well 1.
5. All other terms and conditions of Permit G-18833 remain the same.

Dated in Salem, Oregon on MAR 23 2023.



Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
DOUGLAS E. WOODCOCK, ACTING DIRECTOR
Oregon Water Resources Department

Mailing Date: MAR 24 2023