

STATE OF OREGON

COUNTY OF CLACKAMAS

ORDER APPROVING A CHANGE IN PLACE OF USE

Pursuant to ORS 537.211, after notice was given and no objections were filed, and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, PERMIT AMENDMENT 8300 submitted by

MONTECUCCO FARMS  
4120 LOCUST ROAD  
CANBY, OREGON 97013.

The permit to be modified is Permit 52049 with a date of priority of JANUARY 4, 1994, FOR 16.60 ACRE-FEET OF WATER AND MARCH 10, 1995, FOR 0.42 ACRE-FEET OF WATER. The permit allows the use of WILLAMETTE BASIN PROJECT RESERVOIRS, CONSTRUCTED UNDER PERMITS R-5363 AND R-1625, tributaries of the WILLAMETTE RIVER, for IRRIGATION OF 14.1 ACRES. The volume of water to which this permit is entitled is limited to an amount actually beneficially used and shall not exceed 17.02 acre-feet per year, if available at the authorized point of diversion: SW¼ NE¼, SECTION 21, T 3 S, R 1 E, W.M.; 3800 FEET NORTH AND 3410 FEET EAST FROM THE NE CORNER OF SECTION 29, or its equivalent in case of rotation, measured at the point of diversion from the source.

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to 2½ acre-feet for each acre irrigated during the irrigation season of each year.

**NOTICE:** Under the provisions of OAR 137-004-0080, the applicant may petition for reconsideration of this order. The petition shall set forth specific grounds for reconsideration. The petition for reconsideration must be filed within 60 days after the date this order is served.

The use shall conform to any reasonable rotation system ordered by the proper state officer.

The authorized place of use is located as follows:

PRIMARY

SW $\frac{1}{4}$  SW $\frac{1}{4}$  8.0 ACRES  
SE $\frac{1}{4}$  SW $\frac{1}{4}$  6.1 ACRES  
SECTION 21

TOWNSHIP 3 SOUTH, RANGE 1 EAST, W.M.

The right to use the water for the above purpose is restricted to beneficial use on the lands or place of use described

The applicant proposes to change the place of use to:

PRIMARY

SE $\frac{1}{4}$  SW $\frac{1}{4}$  14.1 ACRES  
SECTION 21

TOWNSHIP 3 SOUTH, RANGE 1 EAST, W.M.

THIS CHANGE TO AN EXISTING WATER PERMIT MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. The former place of use shall no longer be irrigated as a part of this water right.
2. All other terms and conditions of the permit remain the same.

Permit 52049, in the name of MONTECUCCO FARMS, is amended as described herein.

WITNESS the signature of the Water Resources  
Director, affixed SEP 07 1999.

  
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Martha O. Pagel, Director  
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