

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

In the Matter of Permit Amendment)	FINAL ORDER
T-10941, Deschutes County)	APPROVING ADDITIONAL POINTS
)	OF APPROPRIATION AND A
)	CHANGE IN PLACE OF USE

Authority

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

City of Bend
Attn Patrick Griffiths, Water Resources Coordinator
62975 Boyd Acres Road
Bend OR 97701

Findings of Fact

Background

1. On August 5, 2009, City of Bend filed an application for additional points of appropriation under Permits G-4435 and G-8565 and to change in place of use under Permit G-8565. The Department assigned the application number T-10941.
2. On November 12, 2009, the applicant's agent submitted a correction to the location description of Pilot Butte Well 4.
3. The first permit to be amended is as follows:

Permit: G-4435 in the name of CITY OF BEND (previously amended by Permit Amendments T-8783 and T-10351)

Use: MUNICIPAL USE

Priority Date: NOVEMBER 8, 1968

Quantity: 7.75 CUBIC FEET PER SECOND (CFS); BEING 0.935 CFS FROM WELL 1, 0.98 CFS FROM WELL 2, 0.98 CFS FROM WELL 3, 0.97 CFS FROM WELL 4, 0.97 FROM WELL 5, 0.97 CFS FROM WELL 6, 0.97 CFS FROM WELL 7, AND 0.975 CFS FROM WELL 8.

<p>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 137-004-080 and OAR 690-01-005 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.</p>

THE COMBINED QUANTITY OF WATER DIVERTED AT BEAR CREEK WELL 2, OUTBACK WELLS 3, 4, 5, AND 6, TOGETHER WITH THE AMOUNT DIVERTED AT WELLS 1 THROUGH 8, SHALL NOT EXCEED THE MAXIMUM RATE AND DUTY ALLOWED UNDER PERMIT G-4435

Sources: 13 WELLS within the DECHUTES RIVER BASIN

Authorized Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
18 S	11 E	WM	27	SW NW	LAVA ISLAND WELL 1 - SOUTH 5° 08' EAST 1902 FEET FROM THE NW CORNER OF SECTION 27
18 S	11 E	WM	27	SW NW	LAVA ISLAND WELL 2 - SOUTH 20° 29' EAST 1749 FEET FROM THE NW CORNER OF SECTION 27
18 S	11 E	WM	27	SW NW	LAVA ISLAND WELL 3 - SOUTH 18° 30' EAST 2010 FEET FROM THE NW CORNER OF SECTION 27
18 S	11 E	WM	27	NW NW	LAVA ISLAND WELL 4 - SOUTH 15° 10' EAST 1155 FEET FROM THE NW CORNER OF SECTION 27
18 S	11 E	WM	28	SE NE	LAVA ISLAND WELL 5 - SOUTH 8° WEST 1420 FEET FROM THE NW CORNER OF SECTION 27
18 S	11 E	WM	27	NW NW	LAVA ISLAND WELL 6 - SOUTH 13° 35' EAST 675 FEET FROM THE NW CORNER OF SECTION 27
18 S	11 E	WM	28	NE NE	LAVA ISLAND WELL 7 - SOUTH 13° 15' WEST 435 FEET FROM THE NW CORNER OF SECTION 27
18 S	11 E	WM	28	NE NE	LAVA ISLAND WELL 8 - SOUTH 27° 40' WEST 990 FEET FROM THE NW CORNER OF SECTION 27
17 S	12 E	WM	33	SE SE	BEAR CREEK WELL 2 - NORTH 32° 38' 11" WEST 926.8 FEET FROM THE SE CORNER OF SECTION 33
17 S	11 E	WM	34	SW SE	OUTBACK WELL 3 - NORTH 82° 22' 27" SECONDS WEST 2677.7 FEET FROM THE SE CORNER OF SECTION 34
17 S	11 E	WM	34	SW SE	OUTBACK WELL 4 - NORTH 77° 1' 13" WEST 2592.7 FEET FROM THE SE CORNER OF SECTION 34
17 S	11 E	WM	34	SE SW	OUTBACK WELL 5 - NORTH 38° 50' 59" WEST 241.7 FEET FROM THE S¼ CORNER OF SECTION 34
17 S	11 E	WM	34	SE SW	OUTBACK WELL 6 - NORTH 45° 11' 27" WEST 458.7 FEET FROM THE S¼ CORNER OF SECTION 34

Authorized Place of Use:

MUNICIPAL USE				
Twp	Rng	Mer	Sec	Q-Q
17 S	11 E	WM	13	NE NE

MUNICIPAL USE				
Twp	Rng	Mer	Sec	Q-Q
17 S	11 E	WM	13	NW NE
17 S	11 E	WM	13	SW NE
17 S	11 E	WM	13	SE NE
17 S	11 E	WM	13	NE SW
17 S	11 E	WM	13	SW SW
17 S	11 E	WM	13	SE SW
17 S	11 E	WM	13	NE SE
17 S	11 E	WM	13	NW SE
17 S	11 E	WM	13	SW SE
17 S	11 E	WM	13	SE SE
17 S	11 E	WM	23	SW NE
17 S	11 E	WM	23	SE NE
17 S	11 E	WM	23	NE SW
17 S	11 E	WM	23	SE SW
17 S	11 E	WM	23	NE SE
17 S	11 E	WM	23	NW SE
17 S	11 E	WM	23	SW SE
17 S	11 E	WM	23	SE SE
17 S	11 E	WM	24	ALL
17 S	11 E	WM	25	ALL
17 S	11 E	WM	26	ALL
17 S	11 E	WM	35	ALL
17 S	11 E	WM	36	ALL
17 S	12 E	WM	7	NE SW
17 S	12 E	WM	7	NW SW
17 S	12 E	WM	7	SW SW
17 S	12 E	WM	7	SE SW
17 S	12 E	WM	7	NE SE
17 S	12 E	WM	7	NW SE
17 S	12 E	WM	7	SW SE
17 S	12 E	WM	7	SE SE
17 S	12 E	WM	8	NE SW
17 S	12 E	WM	8	NW SW
17 S	12 E	WM	8	SW SW
17 S	12 E	WM	8	SE SW
17 S	12 E	WM	8	NE SE
17 S	12 E	WM	8	NW SE
17 S	12 E	WM	8	SW SE
17 S	12 E	WM	8	SE SE
17 S	12 E	WM	10	NE NW
17 S	12 E	WM	10	NW NW
17 S	12 E	WM	10	SW NW
17 S	12 E	WM	10	SE NW
17 S	12 E	WM	10	NE SW
17 S	12 E	WM	10	NW SW
17 S	12 E	WM	10	SW SW
17 S	12 E	WM	10	SE SW
17 S	12 E	WM	16	ALL
17 S	12 E	WM	17	ALL
17 S	12 E	WM	18	ALL
17 S	12 E	WM	19	ALL

MUNICIPAL USE				
Twp	Rng	Mer	Sec	Q-Q
17 S	12 E	WM	20	ALL
17 S	12 E	WM	21	ALL
17 S	12 E	WM	22	SW NW
17 S	12 E	WM	22	SE NW
17 S	12 E	WM	22	NE SW
17 S	12 E	WM	22	NW SW
17 S	12 E	WM	22	SW SW
17 S	12 E	WM	22	SE SW
17 S	12 E	WM	22	NE SE
17 S	12 E	WM	22	NW SE
17 S	12 E	WM	22	SW SE
17 S	12 E	WM	22	SE SE
17 S	12 E	WM	23	SW NW
17 S	12 E	WM	23	NW SW
17 S	12 E	WM	23	SW SW
17 S	12 E	WM	26	NW NW
17 S	12 E	WM	26	SW NW
17 S	12 E	WM	26	NW SW
17 S	12 E	WM	26	SW SW
17 S	12 E	WM	26	SE SW
17 S	12 E	WM	26	SW SE
17 S	12 E	WM	27	ALL
17 S	12 E	WM	28	ALL
17 S	12 E	WM	29	ALL
17 S	12 E	WM	30	ALL
17 S	12 E	WM	31	ALL
17 S	12 E	WM	32	ALL
17 S	12 E	WM	33	ALL
17 S	12 E	WM	34	ALL
17 S	12 E	WM	35	NW NE
17 S	12 E	WM	35	SW NE
17 S	12 E	WM	35	NE NW
17 S	12 E	WM	35	NW NW
17 S	12 E	WM	35	SW NW
17 S	12 E	WM	35	SE NW
17 S	12 E	WM	35	NE SW
17 S	12 E	WM	35	NW SW
17 S	12 E	WM	35	SW SW
17 S	12 E	WM	35	NW SE
18 S	11 E	WM	1	ALL
18 S	11 E	WM	2	ALL
18 S	11 E	WM	11	NE NE
18 S	11 E	WM	11	SE NE
18 S	11 E	WM	11	NE SE
18 S	11 E	WM	11	SE SE
18 S	11 E	WM	12	ALL
18 S	11 E	WM	13	NE NE
18 S	11 E	WM	13	NW NE
18 S	11 E	WM	13	SW NE
18 S	11 E	WM	13	NE NW
18 S	11 E	WM	13	NW NW

MUNICIPAL USE				
Twp	Rng	Mer	Sec	Q-Q
18 S	11 E	WM	13	SW NW
18 S	11 E	WM	13	SE NW
18 S	11 E	WM	13	NE SW
18 S	11 E	WM	13	NW SW
18 S	11 E	WM	13	SW SW
18 S	11 E	WM	13	SE SW
18 S	12 E	WM	3	NE NW
18 S	12 E	WM	3	NW NW
18 S	12 E	WM	3	SW NW
18 S	12 E	WM	3	SE NW
18 S	12 E	WM	3	NE SW
18 S	12 E	WM	3	NW SW
18 S	12 E	WM	3	SW SW
18 S	12 E	WM	3	SE SW
18 S	12 E	WM	4	ALL
18 S	12 E	WM	5	ALL
18 S	12 E	WM	6	NE NE
18 S	12 E	WM	6	NW NE
18 S	12 E	WM	6	SW NE
18 S	12 E	WM	6	SE NE
18 S	12 E	WM	6	NE NW
18 S	12 E	WM	6	NW NW
18 S	12 E	WM	6	SW NW
18 S	12 E	WM	6	SE NW
18 S	12 E	WM	6	NE SW
18 S	12 E	WM	6	NW SW
18 S	12 E	WM	6	SW SW
18 S	12 E	WM	6	SE SW
18 S	12 E	WM	6	NE SE
18 S	12 E	WM	6	NW SE
18 S	12 E	WM	6	SW SE
18 S	12 E	WM	7	NW NE
18 S	12 E	WM	7	SW NE
18 S	12 E	WM	7	NE NW
18 S	12 E	WM	7	NW NW
18 S	12 E	WM	7	SW NW
18 S	12 E	WM	7	SE NW
18 S	12 E	WM	7	NE SW
18 S	12 E	WM	7	NW SW
18 S	12 E	WM	7	SW SW
18 S	12 E	WM	7	SE SW
18 S	12 E	WM	8	NE NE
18 S	12 E	WM	8	NW NE
18 S	12 E	WM	8	SW NE
18 S	12 E	WM	8	SE NE
18 S	12 E	WM	8	NE NW
18 S	12 E	WM	8	NW NW
18 S	12 E	WM	8	NE SE
18 S	12 E	WM	8	NW SE
18 S	12 E	WM	9	NE NW
18 S	12 E	WM	9	NW NW

MUNICIPAL USE				
Twp	Rng	Mer	Sec	Q-Q
18 S	12 E	WM	9	SW NW
18 S	12 E	WM	9	SE NW
18 S	12 E	WM	9	NE SW
18 S	12 E	WM	9	NW SW
18 S	12 E	WM	9	NE SE
18 S	12 E	WM	9	NW SE
18 S	12 E	WM	9	SW SE
18 S	12 E	WM	9	SE SE
18 S	12 E	WM	16	NW NE
18 S	12 E	WM	16	SW NE
18 S	12 E	WM	16	NE NW
18 S	12 E	WM	16	SE NW

4. Permit Amendment Application T-10941 proposes additional points of appropriation under Permit G-4435 located:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
17 S	12 E	WM	33	NE NE	PILOT BUTTE WELL 4 - SOUTH 20° 06' 13" WEST 1175 FEET FROM THE NE CORNER OF SEC. 33
18 S	12 E	WM	16	SW NW	SHILOH WELL 3 - SOUTH 1° 39' 08" EAST 2133 FEET FROM THE NW CORNER OF SECTION 16
18 S	12 E	WM	20	SW NE	HOLE TEN WELL 1 - SOUTH 59° 42' 21" WEST 2752 FEET FROM THE NE CORNER OF SEC. 20
18 S	12 E	WM	20	SW NE	HOLE TEN WELL 2 - SOUTH 59° 19' 20" WEST 2764 FEET FROM THE NE CORNER OF SECTION 20

5. The second permit to be amended is as follows:

Permit: G-8565 in the name of CITY OF BEND
Use: QUASI-MUNICIPAL
Priority Date: DECEMBER 22, 1978
Quantity: 0.94 CUBIC FOOT PER SECOND
Source: A WELL within the DESCHUTES RIVER BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
18 S	12 E	WM	7	NW NW	WESTWOOD WELL - SOUTH 11°18'36" EAST 485.52 FEET FROM THE NW CORNER OF SECTION 7

Authorized Place of Use:

QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	Q-Q
18 S	11 E	WM	12	SW SW
18 S	11 E	WM	12	SE SW
18 S	11 E	WM	12	NE SE
18 S	11 E	WM	12	NW SE
18 S	11 E	WM	12	SW SE
18 S	11 E	WM	12	SE SE
18 S	11 E	WM	13	NE NE
18 S	11 E	WM	13	NW NE
18 S	11 E	WM	13	SW NE
18 S	11 E	WM	13	NE NW
18 S	11 E	WM	13	NW NW
18 S	11 E	WM	13	SW NW
18 S	11 E	WM	13	SE NW
18 S	11 E	WM	13	NE SW
18 S	11 E	WM	13	NW SW
18 S	12 E	WM	6	SW SW
18 S	12 E	WM	6	SE SW
18 S	12 E	WM	7	NE NW
18 S	12 E	WM	7	NW NW
18 S	12 E	WM	7	SW NW
18 S	12 E	WM	7	NW SW
18 S	12 E	WM	7	SW SW

6. Permit Amendment Application T-10941 proposes additional points of appropriation under Permit G-8565 located:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
17 S	12 E	WM	33	NE NE	PILOT BUTTE WELL 4 - SOUTH 20° 06' 13" WEST 1175 FEET FROM THE NE CORNER OF SEC. 33
18 S	12 E	WM	16	SW NW	SHILOH WELL 3 - SOUTH 1° 39' 08" EAST 2133 FEET FROM THE NW CORNER OF SECTION 16
18 S	12 E	WM	20	SW NE	HOLE TEN WELL 1 - SOUTH 59° 42' 21" WEST 2752 FEET FROM THE NE CORNER OF SEC. 20
18 S	12 E	WM	20	SW NE	HOLE TEN WELL 2 - SOUTH 59° 19' 20" WEST 2764 FEET FROM THE NE CORNER OF SECTION 20

7. Permit Amendment Application T-10941 also proposes to change the place of use of Permit G-8565 to:

QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	Q-Q
17 S	11 E	WM	23	NE SW
17 S	11 E	WM	23	SE SW
17 S	11 E	WM	24	NE NE
17 S	11 E	WM	24	NW NE
17 S	11 E	WM	24	SW NE
17 S	11 E	WM	24	SE NE
17 S	11 E	WM	24	SE NW

QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	Q-Q
17 S	11 E	WM	24	NE SW
17 S	11 E	WM	24	SE SW
17 S	11 E	WM	24	NE SE
17 S	11 E	WM	24	NW SE
17 S	11 E	WM	24	SW SE
17 S	11 E	WM	24	SE SE
17 S	11 E	WM	25	NE NE
17 S	11 E	WM	25	NW NE
17 S	11 E	WM	25	SW NE
17 S	11 E	WM	25	SE NE
17 S	11 E	WM	25	NE NW
17 S	11 E	WM	25	SW NW
17 S	11 E	WM	25	SE NW
17 S	11 E	WM	25	NE SW
17 S	11 E	WM	25	NW SW
17 S	11 E	WM	25	SW SW
17 S	11 E	WM	25	SE SW
17 S	11 E	WM	25	NE SE
17 S	11 E	WM	25	NW SE
17 S	11 E	WM	25	SW SE
17 S	11 E	WM	25	SE SE
17 S	11 E	WM	26	NE NE
17 S	11 E	WM	26	NW NE
17 S	11 E	WM	26	SE NE
17 S	11 E	WM	26	NE NW
17 S	11 E	WM	26	SW NW
17 S	11 E	WM	26	SE NW
17 S	11 E	WM	26	NW SW
17 S	11 E	WM	26	NE SE
17 S	11 E	WM	35	NE SE
17 S	11 E	WM	35	NW SE
17 S	11 E	WM	35	SW SE
17 S	11 E	WM	35	SE SE
17 S	11 E	WM	36	NE NE
17 S	11 E	WM	36	NW NE
17 S	11 E	WM	36	SW NE
17 S	11 E	WM	36	SE NE
17 S	11 E	WM	36	NE NW
17 S	11 E	WM	36	NW NW
17 S	11 E	WM	36	SW NW
17 S	11 E	WM	36	SE NW
17 S	11 E	WM	36	NE SW
17 S	11 E	WM	36	NW SW
17 S	11 E	WM	36	SW SW
17 S	11 E	WM	36	SE SW
17 S	11 E	WM	36	NE SE
17 S	11 E	WM	36	NW SE
17 S	11 E	WM	36	SW SE
17 S	11 E	WM	36	SE SE
17 S	12 E	WM	9	SE NE
17 S	12 E	WM	9	NE SW

QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	Q-Q
17 S	12 E	WM	9	NW SW
17 S	12 E	WM	9	SW SW
17 S	12 E	WM	9	SE SW
17 S	12 E	WM	9	NE SE
17 S	12 E	WM	9	NW SE
17 S	12 E	WM	9	SW SE
17 S	12 E	WM	9	SE SE
17 S	12 E	WM	14	NW NE
17 S	12 E	WM	14	SW NE
17 S	12 E	WM	14	NE NW
17 S	12 E	WM	14	NW NW
17 S	12 E	WM	14	SW NW
17 S	12 E	WM	14	SE NW
17 S	12 E	WM	14	NE SW
17 S	12 E	WM	14	NW SW
17 S	12 E	WM	14	SW SW
17 S	12 E	WM	14	SE SW
17 S	12 E	WM	15	NE NE
17 S	12 E	WM	15	NW NE
17 S	12 E	WM	15	SW NE
17 S	12 E	WM	15	SE NE
17 S	12 E	WM	15	NE NW
17 S	12 E	WM	15	NW NW
17 S	12 E	WM	15	SW NW
17 S	12 E	WM	15	SE NW
17 S	12 E	WM	15	NE SW
17 S	12 E	WM	15	NW SW
17 S	12 E	WM	15	SW SW
17 S	12 E	WM	15	SE SW
17 S	12 E	WM	15	NE SE
17 S	12 E	WM	15	NW SE
17 S	12 E	WM	15	SW SE
17 S	12 E	WM	15	SE SE
17 S	12 E	WM	16	NE NE
17 S	12 E	WM	16	NW NE
17 S	12 E	WM	16	SW NE
17 S	12 E	WM	16	SE NE
17 S	12 E	WM	16	NE NW
17 S	12 E	WM	16	NW NW
17 S	12 E	WM	16	SW NW
17 S	12 E	WM	16	SE NW
17 S	12 E	WM	16	NE SW
17 S	12 E	WM	16	NW SW
17 S	12 E	WM	16	SW SW
17 S	12 E	WM	16	SE SW
17 S	12 E	WM	16	NE SE
17 S	12 E	WM	16	NW SE
17 S	12 E	WM	16	SW SE
17 S	12 E	WM	16	SE SE
17 S	12 E	WM	17	NE NE
17 S	12 E	WM	17	NW NE

QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	Q-Q
17 S	12 E	WM	17	SE NE
17 S	12 E	WM	17	NE SW
17 S	12 E	WM	17	SW SW
17 S	12 E	WM	17	SE SW
17 S	12 E	WM	17	NE SE
17 S	12 E	WM	17	NW SE
17 S	12 E	WM	17	SW SE
17 S	12 E	WM	17	SE SE
17 S	12 E	WM	18	SE SE
17 S	12 E	WM	19	NE NE
17 S	12 E	WM	19	NW NE
17 S	12 E	WM	19	SW NE
17 S	12 E	WM	19	SE NE
17 S	12 E	WM	19	NE NW
17 S	12 E	WM	19	NW NW
17 S	12 E	WM	19	SW NW
17 S	12 E	WM	19	SE NW
17 S	12 E	WM	19	NE SW
17 S	12 E	WM	19	NW SW
17 S	12 E	WM	19	SW SW
17 S	12 E	WM	19	SE SW
17 S	12 E	WM	19	NE SE
17 S	12 E	WM	19	NW SE
17 S	12 E	WM	19	SW SE
17 S	12 E	WM	19	SE SE
17 S	12 E	WM	20	NE NE
17 S	12 E	WM	20	NW NE
17 S	12 E	WM	20	SW NE
17 S	12 E	WM	20	SE NE
17 S	12 E	WM	20	NE NW
17 S	12 E	WM	20	NW NW
17 S	12 E	WM	20	SW NW
17 S	12 E	WM	20	SE NW
17 S	12 E	WM	20	NE SW
17 S	12 E	WM	20	NW SW
17 S	12 E	WM	20	SW SW
17 S	12 E	WM	20	SE SW
17 S	12 E	WM	20	NE SE
17 S	12 E	WM	20	NW SE
17 S	12 E	WM	20	SW SE
17 S	12 E	WM	20	SE SE
17 S	12 E	WM	21	NE NE
17 S	12 E	WM	21	NW NE
17 S	12 E	WM	21	SW NE
17 S	12 E	WM	21	SE NE
17 S	12 E	WM	21	NE NW
17 S	12 E	WM	21	NW NW
17 S	12 E	WM	21	SW NW
17 S	12 E	WM	21	SE NW
17 S	12 E	WM	21	NE SW
17 S	12 E	WM	21	NW SW

QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	Q-Q
17 S	12 E	WM	21	SW SW
17 S	12 E	WM	21	SE SW
17 S	12 E	WM	21	NE SE
17 S	12 E	WM	21	NW SE
17 S	12 E	WM	21	SW SE
17 S	12 E	WM	21	SE SE
17 S	12 E	WM	22	NE NE
17 S	12 E	WM	22	NW NE
17 S	12 E	WM	22	SW NE
17 S	12 E	WM	22	SE NE
17 S	12 E	WM	22	NE NW
17 S	12 E	WM	22	NW NW
17 S	12 E	WM	22	SW NW
17 S	12 E	WM	22	SE NW
17 S	12 E	WM	22	NE SW
17 S	12 E	WM	22	NW SW
17 S	12 E	WM	22	SW SW
17 S	12 E	WM	22	SE SW
17 S	12 E	WM	22	NE SE
17 S	12 E	WM	22	NW SE
17 S	12 E	WM	22	SW SE
17 S	12 E	WM	22	SE SE
17 S	12 E	WM	23	NW NE
17 S	12 E	WM	23	SW NE
17 S	12 E	WM	23	NE NW
17 S	12 E	WM	23	NW NW
17 S	12 E	WM	23	SW NW
17 S	12 E	WM	23	SE NW
17 S	12 E	WM	23	NE SW
17 S	12 E	WM	23	NW SW
17 S	12 E	WM	23	SW SW
17 S	12 E	WM	23	SE SW
17 S	12 E	WM	23	NW SE
17 S	12 E	WM	23	SW SE
17 S	12 E	WM	26	NW NE
17 S	12 E	WM	26	SW NE
17 S	12 E	WM	26	NE NW
17 S	12 E	WM	26	NW NW
17 S	12 E	WM	26	SW NW
17 S	12 E	WM	26	SE NW
17 S	12 E	WM	26	NE SW
17 S	12 E	WM	26	NW SW
17 S	12 E	WM	26	SW SW
17 S	12 E	WM	26	SE SW
17 S	12 E	WM	26	NW SE
17 S	12 E	WM	26	SW SE
17 S	12 E	WM	27	NE NE
17 S	12 E	WM	27	NW NE
17 S	12 E	WM	27	SW NE
17 S	12 E	WM	27	SE NE
17 S	12 E	WM	27	NE NW

QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	Q-Q
17 S	12 E	WM	27	NW NW
17 S	12 E	WM	27	SW NW
17 S	12 E	WM	27	SE NW
17 S	12 E	WM	27	NE SW
17 S	12 E	WM	27	NW SW
17 S	12 E	WM	27	SW SW
17 S	12 E	WM	27	SE SW
17 S	12 E	WM	27	NE SE
17 S	12 E	WM	27	NW SE
17 S	12 E	WM	27	SW SE
17 S	12 E	WM	27	SE SE
17 S	12 E	WM	28	NE NE
17 S	12 E	WM	28	NW NE
17 S	12 E	WM	28	SW NE
17 S	12 E	WM	28	SE NE
17 S	12 E	WM	28	NE NW
17 S	12 E	WM	28	NW NW
17 S	12 E	WM	28	SW NW
17 S	12 E	WM	28	SE NW
17 S	12 E	WM	28	NE SW
17 S	12 E	WM	28	NW SW
17 S	12 E	WM	28	SW SW
17 S	12 E	WM	28	SE SW
17 S	12 E	WM	28	NE SE
17 S	12 E	WM	28	NW SE
17 S	12 E	WM	28	SW SE
17 S	12 E	WM	28	SE SE
17 S	12 E	WM	29	NE NE
17 S	12 E	WM	29	NW NE
17 S	12 E	WM	29	SW NE
17 S	12 E	WM	29	SE NE
17 S	12 E	WM	29	NE NW
17 S	12 E	WM	29	NW NW
17 S	12 E	WM	29	SW NW
17 S	12 E	WM	29	SE NW
17 S	12 E	WM	29	NE SW
17 S	12 E	WM	29	NW SW
17 S	12 E	WM	29	SW SW
17 S	12 E	WM	29	SE SW
17 S	12 E	WM	29	NE SE
17 S	12 E	WM	29	NW SE
17 S	12 E	WM	29	SW SE
17 S	12 E	WM	29	SE SE
17 S	12 E	WM	30	NE NE
17 S	12 E	WM	30	NW NE
17 S	12 E	WM	30	SW NE
17 S	12 E	WM	30	SE NE
17 S	12 E	WM	30	NE NW
17 S	12 E	WM	30	NW NW
17 S	12 E	WM	30	SW NW
17 S	12 E	WM	30	SE NW

QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	Q-Q
17 S	12 E	WM	30	NE SW
17 S	12 E	WM	30	NW SW
17 S	12 E	WM	30	SW SW
17 S	12 E	WM	30	SE SW
17 S	12 E	WM	30	NE SE
17 S	12 E	WM	30	NW SE
17 S	12 E	WM	30	SW SE
17 S	12 E	WM	30	SE SE
17 S	12 E	WM	31	NE NE
17 S	12 E	WM	31	NW NE
17 S	12 E	WM	31	SW NE
17 S	12 E	WM	31	SE NE
17 S	12 E	WM	31	NE NW
17 S	12 E	WM	31	NW NW
17 S	12 E	WM	31	SW NW
17 S	12 E	WM	31	SE NW
17 S	12 E	WM	31	NE SW
17 S	12 E	WM	31	NW SW
17 S	12 E	WM	31	SW SW
17 S	12 E	WM	31	SE SW
17 S	12 E	WM	31	NE SE
17 S	12 E	WM	31	NW SE
17 S	12 E	WM	31	SW SE
17 S	12 E	WM	31	SE SE
17 S	12 E	WM	32	NE NE
17 S	12 E	WM	32	NW NE
17 S	12 E	WM	32	SW NE
17 S	12 E	WM	32	SE NE
17 S	12 E	WM	32	NE NW
17 S	12 E	WM	32	NW NW
17 S	12 E	WM	32	SW NW
17 S	12 E	WM	32	SE NW
17 S	12 E	WM	32	NE SW
17 S	12 E	WM	32	NW SW
17 S	12 E	WM	32	SW SW
17 S	12 E	WM	32	SE SW
17 S	12 E	WM	32	NE SE
17 S	12 E	WM	32	NW SE
17 S	12 E	WM	32	SW SE
17 S	12 E	WM	32	SE SE
17 S	12 E	WM	33	NE NE
17 S	12 E	WM	33	NW NE
17 S	12 E	WM	33	SW NE
17 S	12 E	WM	33	SE NE
17 S	12 E	WM	33	NE NW
17 S	12 E	WM	33	NW NW
17 S	12 E	WM	33	SW NW
17 S	12 E	WM	33	SE NW
17 S	12 E	WM	33	NE SW
17 S	12 E	WM	33	NW SW
17 S	12 E	WM	33	SW SW

QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	Q-Q
17 S	12 E	WM	33	SE SW
17 S	12 E	WM	33	NE SE
17 S	12 E	WM	33	NW SE
17 S	12 E	WM	33	SW SE
17 S	12 E	WM	33	SE SE
17 S	12 E	WM	34	NE NE
17 S	12 E	WM	34	NW NE
17 S	12 E	WM	34	SW NE
17 S	12 E	WM	34	SE NE
17 S	12 E	WM	34	NE NW
17 S	12 E	WM	34	NW NW
17 S	12 E	WM	34	SW NW
17 S	12 E	WM	34	SE NW
17 S	12 E	WM	34	NE SW
17 S	12 E	WM	34	NW SW
17 S	12 E	WM	34	SW SW
17 S	12 E	WM	34	SE SW
17 S	12 E	WM	34	NE SE
17 S	12 E	WM	34	NW SE
17 S	12 E	WM	34	SW SE
17 S	12 E	WM	34	SE SE
17 S	12 E	WM	35	NW NE
17 S	12 E	WM	35	SW NE
17 S	12 E	WM	35	NE NW
17 S	12 E	WM	35	NW NW
17 S	12 E	WM	35	SW NW
17 S	12 E	WM	35	SE NW
17 S	12 E	WM	35	NE SW
17 S	12 E	WM	35	NW SW
17 S	12 E	WM	35	SW SW
17 S	12 E	WM	35	SE SW
17 S	12 E	WM	35	NW SE
18 S	11 E	WM	1	NE NE
18 S	11 E	WM	1	NW NE
18 S	11 E	WM	1	SW NE
18 S	11 E	WM	1	SE NE
18 S	11 E	WM	1	NE NW
18 S	11 E	WM	1	NW NW
18 S	11 E	WM	1	SW NW
18 S	11 E	WM	1	SE NW
18 S	11 E	WM	1	NE SW
18 S	11 E	WM	1	NW SW
18 S	11 E	WM	1	SW SW
18 S	11 E	WM	1	SE SW
18 S	11 E	WM	1	NE SE
18 S	11 E	WM	1	NW SE
18 S	11 E	WM	1	SW SE
18 S	11 E	WM	1	SE SE
18 S	11 E	WM	2	SE NE
18 S	11 E	WM	2	NE SE
18 S	11 E	WM	2	SE SE

QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	Q-Q
18 S	11 E	WM	11	NE NE
18 S	11 E	WM	11	SE NE
18 S	11 E	WM	11	NE SE
18 S	11 E	WM	11	SE SE
18 S	11 E	WM	12	NE NE
18 S	11 E	WM	12	NW NE
18 S	11 E	WM	12	SW NE
18 S	11 E	WM	12	SE NE
18 S	11 E	WM	12	NE NW
18 S	11 E	WM	12	NW NW
18 S	11 E	WM	12	SW NW
18 S	11 E	WM	12	SE NW
18 S	11 E	WM	12	NE SW
18 S	11 E	WM	12	NW SW
18 S	11 E	WM	12	SW SW
18 S	11 E	WM	12	SE SW
18 S	11 E	WM	12	NE SE
18 S	11 E	WM	12	NW SE
18 S	11 E	WM	12	SW SE
18 S	11 E	WM	12	SE SE
18 S	11 E	WM	13	NE NE
18 S	11 E	WM	13	NW NE
18 S	11 E	WM	13	SW NE
18 S	11 E	WM	13	NE NW
18 S	11 E	WM	13	NW NW
18 S	11 E	WM	13	SW NW
18 S	11 E	WM	13	SE NW
18 S	11 E	WM	13	NE SW
18 S	11 E	WM	13	NW SW
18 S	11 E	WM	13	SW SW
18 S	11 E	WM	13	SE SW
18 S	12 E	WM	2	NE NW
18 S	12 E	WM	2	NW NW
18 S	12 E	WM	2	SW NW
18 S	12 E	WM	2	NW SW
18 S	12 E	WM	2	SW SW
18 S	12 E	WM	3	NE NE
18 S	12 E	WM	3	NW NE
18 S	12 E	WM	3	SW NE
18 S	12 E	WM	3	SE NE
18 S	12 E	WM	3	NE NW
18 S	12 E	WM	3	NW NW
18 S	12 E	WM	3	SW NW
18 S	12 E	WM	3	SE NW
18 S	12 E	WM	3	NE SW
18 S	12 E	WM	3	NW SW
18 S	12 E	WM	3	SW SW
18 S	12 E	WM	3	SE SW
18 S	12 E	WM	3	NE SE
18 S	12 E	WM	3	NW SE
18 S	12 E	WM	3	SW SE

QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	Q-Q
18 S	12 E	WM	3	SE SE
18 S	12 E	WM	4	NE NE
18 S	12 E	WM	4	NW NE
18 S	12 E	WM	4	SW NE
18 S	12 E	WM	4	SE NE
18 S	12 E	WM	4	NE NW
18 S	12 E	WM	4	NW NW
18 S	12 E	WM	4	SW NW
18 S	12 E	WM	4	SE NW
18 S	12 E	WM	4	NE SW
18 S	12 E	WM	4	NW SW
18 S	12 E	WM	4	SW SW
18 S	12 E	WM	4	SE SW
18 S	12 E	WM	4	NE SE
18 S	12 E	WM	4	NW SE
18 S	12 E	WM	4	SW SE
18 S	12 E	WM	4	SE SE
18 S	12 E	WM	5	NE NE
18 S	12 E	WM	5	NW NE
18 S	12 E	WM	5	SW NE
18 S	12 E	WM	5	SE NE
18 S	12 E	WM	5	NE NW
18 S	12 E	WM	5	NW NW
18 S	12 E	WM	5	SW NW
18 S	12 E	WM	5	SE NW
18 S	12 E	WM	5	NE SW
18 S	12 E	WM	5	NW SW
18 S	12 E	WM	5	SW SW
18 S	12 E	WM	5	SE SW
18 S	12 E	WM	5	NE SE
18 S	12 E	WM	5	NW SE
18 S	12 E	WM	5	SW SE
18 S	12 E	WM	5	SE SE
18 S	12 E	WM	6	NE NE
18 S	12 E	WM	6	NW NE
18 S	12 E	WM	6	SW NE
18 S	12 E	WM	6	SE NE
18 S	12 E	WM	6	NE NW
18 S	12 E	WM	6	NW NW
18 S	12 E	WM	6	SW NW
18 S	12 E	WM	6	SE NW
18 S	12 E	WM	6	NE SW
18 S	12 E	WM	6	NW SW
18 S	12 E	WM	6	SW SW
18 S	12 E	WM	6	SE SW
18 S	12 E	WM	6	NE SE
18 S	12 E	WM	6	NW SE
18 S	12 E	WM	6	SW SE
18 S	12 E	WM	6	SE SE
18 S	12 E	WM	7	NE NE
18 S	12 E	WM	7	NW NE

QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	Q-Q
18 S	12 E	WM	7	SW NE
18 S	12 E	WM	7	NE NW
18 S	12 E	WM	7	NW NW
18 S	12 E	WM	7	SW NW
18 S	12 E	WM	7	SE NW
18 S	12 E	WM	7	NE SW
18 S	12 E	WM	7	NW SW
18 S	12 E	WM	7	SW SW
18 S	12 E	WM	7	SE SW
18 S	12 E	WM	8	NE NE
18 S	12 E	WM	8	NW NE
18 S	12 E	WM	8	SW NE
18 S	12 E	WM	8	SE NE
18 S	12 E	WM	8	NE NW
18 S	12 E	WM	8	NW NW
18 S	12 E	WM	8	NE SE
18 S	12 E	WM	8	NW SE
18 S	12 E	WM	8	SE SE
18 S	12 E	WM	9	NE NE
18 S	12 E	WM	9	NW NE
18 S	12 E	WM	9	SW NE
18 S	12 E	WM	9	SE NE
18 S	12 E	WM	9	NE NW
18 S	12 E	WM	9	NW NW
18 S	12 E	WM	9	SW NW
18 S	12 E	WM	9	SE NW
18 S	12 E	WM	9	NE SW
18 S	12 E	WM	9	NW SW
18 S	12 E	WM	9	SW SW
18 S	12 E	WM	9	SE SW
18 S	12 E	WM	9	NE SE
18 S	12 E	WM	9	NW SE
18 S	12 E	WM	9	SW SE
18 S	12 E	WM	9	SE SE
18 S	12 E	WM	10	NE NE
18 S	12 E	WM	10	NW NE
18 S	12 E	WM	10	SW NE
18 S	12 E	WM	10	SE NE
18 S	12 E	WM	10	NE NW
18 S	12 E	WM	10	NW NW
18 S	12 E	WM	10	SW NW
18 S	12 E	WM	10	SE NW
18 S	12 E	WM	10	NE SW
18 S	12 E	WM	10	NW SW
18 S	12 E	WM	10	SW SW
18 S	12 E	WM	10	SE SW
18 S	12 E	WM	10	NE SE
18 S	12 E	WM	10	NW SE
18 S	12 E	WM	10	SW SE
18 S	12 E	WM	10	SE SE
18 S	12 E	WM	15	NW NE

QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	Q-Q
18 S	12 E	WM	15	SW NE
18 S	12 E	WM	15	NE NW
18 S	12 E	WM	15	NW NW
18 S	12 E	WM	15	SW NW
18 S	12 E	WM	15	SE NW
18 S	12 E	WM	15	NE SW
18 S	12 E	WM	15	NW SW
18 S	12 E	WM	16	NE NE
18 S	12 E	WM	16	NW NE
18 S	12 E	WM	16	SW NE
18 S	12 E	WM	16	SE NE
18 S	12 E	WM	16	NE NW
18 S	12 E	WM	16	NW NW
18 S	12 E	WM	16	SW NW
18 S	12 E	WM	16	SE NW
18 S	12 E	WM	16	NE SW
18 S	12 E	WM	16	NW SW
18 S	12 E	WM	16	SW SW
18 S	12 E	WM	16	SE SW
18 S	12 E	WM	16	NE SE
18 S	12 E	WM	16	NW SE
18 S	12 E	WM	16	SW SE
18 S	12 E	WM	16	SE SE
18 S	12 E	WM	17	SW NE
18 S	12 E	WM	17	SE NE
18 S	12 E	WM	17	SE NW
18 S	12 E	WM	17	NE SW
18 S	12 E	WM	17	SE SW
18 S	12 E	WM	17	NE SE
18 S	12 E	WM	17	NW SE
18 S	12 E	WM	17	SW SE
18 S	12 E	WM	17	SE SE
18 S	12 E	WM	20	NE NE
18 S	12 E	WM	20	NW NE
18 S	12 E	WM	20	SW NE
18 S	12 E	WM	20	SE NE
18 S	12 E	WM	20	NE NW
18 S	12 E	WM	20	NW NW
18 S	12 E	WM	20	SE NW
18 S	12 E	WM	21	NW NW
18 S	12 E	WM	21	SW NW

8. Notice of the application for the permit amendment was published in the Department's weekly notice on August 25, 2009, and in the Bend Bulletin newspaper on December 3, 10, and 17, 2009, pursuant to ORS 540.520(5). No comments were filed in response to the notices.

Permit Amendment Review Criteria

9. The changes would not result in injury to other water rights.

10. The proposed place of use is controlled by the permit holder.
11. The changes do not enlarge the permits.
12. The changes do not alter any other terms of the permits.
13. The proposed place of use under Permit G-8565 is contiguous to the authorized place of use.

Conclusions of Law

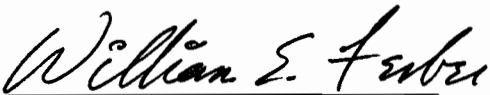
The additional points of appropriation and change in place of use proposed by Permit Amendment Application T-10941 are consistent with the requirements of ORS 537.211.

Now, therefore, it is ORDERED:

The changes and subsequent use of water shall be subject to the following conditions:

1. The combined quantity of water diverted at the new points of appropriation, together with that diverted at the old points of appropriation, shall not exceed the quantity of water lawfully available at the original points of appropriation.
2. Water use measurement conditions:
 - a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of appropriation.
 - b. The water user shall maintain the meters or measuring devices in good working order.
 - c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.
3. Water shall be acquired from the same aquifer as the original points of appropriation.
4. All other terms and conditions of Permits G-4435 and G-8565 remain the same.
5. Permits G-4435 and G-8565, in the name of CITY OF BEND is amended as described herein.

Dated at Salem, Oregon this 30th day of December, 2009.



for Phillip C. Ward, Director

Mailing Date: JAN 04 2010