

Permit Amendment Review Criteria

5. The change would not result in injury to other water rights.
6. The change does not enlarge the permit.
7. 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-11360 is consistent with the requirements of ORS 537.211.

Now, therefore, it is ORDERED:

1. Pursuant to ORS 537.211(4)(e), the use of water under the permit from the proposed point of diversion shall not occur until after April 23, 2012.
2. The change in point of appropriation proposed by Permit Amendment Application T-11360 is approved.
3. Permit G-16904, in the name of OREGON DEPARTMENT OF TRANSPORTATION, is issued to replace Permit G-16475, and incorporates the amendments approved by this order. Permit G-16475, in the name of OREGON DEPARTMENT OF TRANSPORTATION, is no longer of any force or effect.
4. The quantity of water diverted at the new point of appropriation shall not exceed the quantity of water lawfully available at the original point of appropriation.
5. Prior to water use from the proposed point of appropriation, the permittee shall install a totalizing flow meter or other suitable measuring device as approved by the Director at each point of appropriation. The permittee shall maintain the meter or measuring device in good working order, shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water use information, including the place and nature of use of water under the permit.

The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

6. Water shall be acquired from the same aquifer as the original point of appropriation.

7. All other terms and conditions of Permit G-16094 remain the same.

Dated at Salem, Oregon this 26 day of March, 2012.


Dwight French, Water Right Services Administrator, for
PHILLIP C. WARD, DIRECTOR

Mailing Date: MAR 29 2012

