

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

In the Matter of Special Order Volume 80     )     CORRECTING FINAL ORDER  
Pages 147-150                                     )

**Applicant**

AVION WATER CO., INC.  
60813 PARRELL ROAD  
BEND, OR 97702

**Findings of Fact**

**Background**

1. On January 26, 2010, the Department issued an order approving Permit Amendment Application T-10828. The order was recorded at Special Order Volume 80, Pages 147-150.
2. The order contains a scrivener's error in the location description of the proposed place of use.
3. Special Order Volume 80, Page 147 describes the proposed place of use of the permit amendment as:

|  |      |     |     |      |       |
|--|------|-----|-----|------|-------|
| GROUP DOMESTIC SUPPLY FOR 203 FAMILIES<br>INCLUDING THE IRRIGATION OF NOT TO<br>EXCEED ONE-HALF ACRE LAWN AND<br>NONCOMMERCIAL GARDEN FOR EACH |      |     |     |      |       |
| Twp  | Rng  | Mer | Sec | GLot | Q-Q   |
| 15 S   | 12 E | WM  | 35  |      | SE SE |
| 15 S   | 12 E | WM  | 36  |      | SW NE |
| 15 S   | 12 E | WM  | 36  |      | SE NE |
| 15 S   | 12 E | WM  | 36  |      | NE NW |
| 15 S   | 12 E | WM  | 36  |      | SW NW |
| 15 S   | 12 E | WM  | 36  |      | SE NW |
| 15 S   | 12 E | WM  | 36  |      | NE SW |
| 15 S   | 12 E | WM  | 36  |      | NW SW |
| 15 S   | 12 E | WM  | 36  |      | SW SW |
| 15 S   | 12 E | WM  | 36  |      | SE SW |
| 15 S   | 12 E | WM  | 36  |      | NE SE |

This is an order in other than a 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 183.482(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may 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.

| GROUP DOMESTIC SUPPLY FOR 203 FAMILIES<br>INCLUDING THE IRRIGATION OF NOT TO<br>EXCEED ONE-HALF ACRE LAWN AND<br>NONCOMMERCIAL GARDEN FOR EACH |             |           |          |      |              |
|--|-------------|-----------|----------|------|--------------|
| Twp  | Rng         | Mer       | Sec      | GLot | Q-Q          |
| 15 S   | 12 E        | WM        | 36       |      | NW SE        |
| 15 S   | 12 E        | WM        | 36       |      | SW SE        |
| 15 S   | 12 E        | WM        | 36       |      | SE SE        |
| 15 S   | 13 E        | WM        | 31       |      | SW SW        |
| 16 S   | 12 E        | WM        | 1        | 2    | SW NE        |
| 16 S   | 12 E        | WM        | 1        | 1    | SE NE        |
| 16 S   | 12 E        | WM        | 1        | 3    | SE NW        |
| 16 S   | 12 E        | WM        | 1        |      | NW SW        |
| <b>16 S</b>  | <b>12 E</b> | <b>WM</b> | <b>2</b> |      | <b>NW NE</b> |
| 16 S   | 12 E        | WM        | 2        | 1    | SE NE        |
| 16 S   | 12 E        | WM        | 2        |      | NE SE        |
| The proposed place of use is in bold type  |             |           |          |      |              |

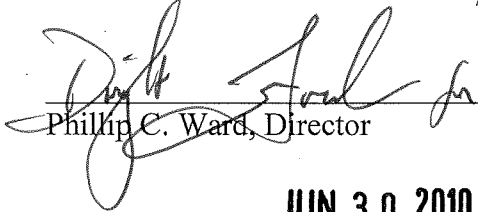
4. The correct place of use description (in **bold underlined**) is:

| GROUP DOMESTIC SUPPLY FOR 203 FAMILIES<br>INCLUDING THE IRRIGATION OF NOT TO<br>EXCEED ONE-HALF ACRE LAWN AND<br>NONCOMMERCIAL GARDEN FOR EACH |             |           |           |          |              |
|--|-------------|-----------|-----------|----------|--------------|
| Twp  | Rng         | Mer       | Sec       | GLot     | Q-Q          |
| <b>15 S</b>  | <b>12 E</b> | <b>WM</b> | <b>35</b> |          | <b>SE SE</b> |
| 15 S   | 12 E        | WM        | 36        |          | SW NE        |
| 15 S   | 12 E        | WM        | 36        |          | SE NE        |
| 15 S   | 12 E        | WM        | 36        |          | NE NW        |
| 15 S   | 12 E        | WM        | 36        |          | SW NW        |
| 15 S   | 12 E        | WM        | 36        |          | SE NW        |
| 15 S   | 12 E        | WM        | 36        |          | NE SW        |
| 15 S   | 12 E        | WM        | 36        |          | NW SW        |
| 15 S   | 12 E        | WM        | 36        |          | SW SW        |
| 15 S   | 12 E        | WM        | 36        |          | SE SW        |
| 15 S   | 12 E        | WM        | 36        |          | NE SE        |
| 15 S   | 12 E        | WM        | 36        |          | NW SE        |
| 15 S   | 12 E        | WM        | 36        |          | SW SE        |
| 15 S   | 12 E        | WM        | 36        |          | SE SE        |
| 15 S   | 13 E        | WM        | 31        |          | SW SW        |
| 16 S   | 12 E        | WM        | 1         | 2        | SW NE        |
| 16 S   | 12 E        | WM        | 1         | 1        | SE NE        |
| 16 S   | 12 E        | WM        | 1         | 3        | SE NW        |
| 16 S   | 12 E        | WM        | 1         |          | NW SW        |
| <b>16 S</b>  | <b>12 E</b> | <b>WM</b> | <b>2</b>  | <b>2</b> | <b>SW NE</b> |
| 16 S   | 12 E        | WM        | 2         | 1        | SE NE        |
| 16 S   | 12 E        | WM        | 2         |          | NE SE        |
| <b>16 S</b>  | <b>12 E</b> | <b>WM</b> | <b>2</b>  |          | <b>NW SE</b> |
| The proposed place of use is in bold type  |             |           |           |          |              |

**Now, therefore, it is ORDERED:**

1. The order approving Permit Amendment Application T-10828, recorded at Special Order Volume 80, Pages 147-150 is amended to correctly describe the proposed place of use.
2. All other provisions of the order are unchanged.

Dated at Salem, Oregon this 17 day of June 2010.

  
Phillip C. Ward, Director

Mailing Date: **JUN 30 2010**