



**Authorized Place of Use:**

| Township |   | Range |   | Meridian | Sec | ¼ ¼ |    |
|----------|---|-------|---|----------|-----|-----|----|
| 15       | S | 14    | E | W.M.     | 36  | NE  | NE |
| 15       | S | 14    | E | W.M.     | 36  | NW  | NE |
| 15       | S | 14    | E | W.M.     | 36  | SW  | NE |
| 15       | S | 14    | E | W.M.     | 36  | SE  | NE |
| 15       | S | 14    | E | W.M.     | 36  | NE  | NW |
| 15       | S | 14    | E | W.M.     | 36  | NW  | NW |
| 15       | S | 14    | E | W.M.     | 36  | SW  | NW |
| 15       | S | 14    | E | W.M.     | 36  | SE  | NW |
| 15       | S | 14    | E | W.M.     | 36  | NE  | SW |
| 15       | S | 14    | E | W.M.     | 36  | SW  | SW |
| 15       | S | 14    | E | W.M.     | 36  | NE  | SE |
| 15       | S | 14    | E | W.M.     | 36  | NW  | SE |
| 15       | S | 14    | E | W.M.     | 36  | SW  | SE |
| 15       | S | 14    | E | W.M.     | 36  | SE  | SE |
| 15       | S | 15    | E | W.M.     | 31  | NE  | NW |
| 15       | S | 15    | E | W.M.     | 31  | NW  | NW |
| 15       | S | 15    | E | W.M.     | 31  | SW  | NW |
| 15       | S | 15    | E | W.M.     | 31  | SE  | NW |
| 15       | S | 15    | E | W.M.     | 31  | NE  | SW |
| 15       | S | 15    | E | W.M.     | 31  | NW  | SW |

3. Application T-9526 proposes to change the point of appropriation of the permit to:

| Township |   | Range |   | Meridian | Sec | ¼ ¼ |    | Location   |
|----------|---|-------|---|----------|-----|-----|----|--|
| 15       | S | 14    | W | W.M.     | 28  | SW  | SE | 88.95 feet South and 38.27 feet East from the NW Corner of Section 28. |

4. Notice of the application for permit amendment was published pursuant to ORS 540.520(5). No comments were filed in response to the notice.
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 all other terms of the permit.

**Conclusions of Law**

The change in point of appropriation proposed by Permit Amendment Application T-9526 is consistent with the requirements of ORS 537.211.

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

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

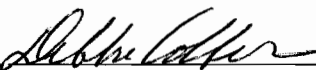
1. The quantity of water diverted at the new point of appropriation (well) shall not exceed the maximum rate and duty allowed under Permit G-9398.
2. Prior to water use from the proposed point of appropriation, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order.

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.

The Director may require the permittee to keep and maintain a record of the amount (volume) of water used and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water use information, the periods of water use and the place and nature of use of water under the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

3. Water shall be acquired from the same aquifer as the original point of appropriation.
4. All other terms and conditions of Permit G-9398 remain the same.
5. Permit G-9398, in the name of Avion Water Co., Inc., is amended as described herein.

Dated at Salem, Oregon this 20<sup>th</sup> day of October, 2005.

  
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for Phillip C. Ward,  
Director