# BEFORE THE WATER RESOURCES DEPARTMENT OF THE STATE OF OREGON

In the Matter of Permit Amendment	)	FINAL ORDER
T-13464, Crook County	)	APPROVING A CHANGE IN POINT
	)	OF APPROPRIATION

## Authority

Oregon Revised Statute (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

STAFFORD RANCHES/ SAM STAFFORD 8600 SW WILEY ROAD POWELL BUTTE, OR 97753

## Findings of Fact

- 1. On June 8, 2020, STAFFORD RANCHES/SAM STAFFORD filed an application to change the point of appropriation under Permit G-13590. The Department assigned the application number T-13464.
- 2. On March 26, 2014, the Department approved an assignment of the permit to Stafford Ranches.
- 3. On May 12, 2020, the Department approved an extension of time for complete application of water to October 1, 2024.
- 4. Notice of the application for the permit amendment was published in the Department's weekly notice on June 23, 2020, pursuant to ORS 540.520(5). No comments were filed in response to the notice
- 5. Permit Amendment Application T-13464 proposes to move the authorized point of appropriation approximately 1123.9 feet from the existing point of appropriation to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
14 S	15 E	WM	23	NE NW	WELL #2 (CROO 50577) - 40 FEET SOUTH AND 830 FEET WEST FROM THE N1/4 CORNER OF SECTION 23

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 137-004-0080 and OAR 690-01-0005 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.

#### Permit Amendment Review Criteria

- 6. The change would not result in injury to other water rights.
- 7. The change does not enlarge the permit.
- 8. 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-13464 is consistent with the requirements of ORS 537.211.

## Now, therefore, it is ORDERED:

- The change in point of appropriation proposed by Permit Amendment Application T-13464 is approved.
- 2. Permit G-18475, in the name of Stafford Ranches/Sam Stafford, is issued to replace Permit G-13590, and incorporates the amendments approved by this order, the extension of time, and the assignment. Permit G-13590, in the name of Stafford Ranches, is no longer of any force or effect.
- 3. The quantity of water diverted at the new point of appropriation, (Well #2), shall not exceed the quantity of water lawfully available at the original point of appropriation, (Well #1).
- 4. 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, (new and existing).
  - 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.
- 5. Water shall be acquired from the same aquifer as the original point of appropriation.
- 6. All other terms and conditions of Permit G-18475 the same.

Dated in Salem, Oregon on

SEP 0 3 2020

Lisa J. Jaramillo, Transfer and Conservation Section Manager, for

THOMAS M BYLER, DIRECTOR Oregon Water Resources Department

Mailing Date: SEP 0 4 2020