

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

In the Matter of Permit Amendment)
T-13267, Yamhill County)
) FINAL ORDER
) APPROVING AN ADDITIONAL 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

ROBINSON FARM LLC
C/O CHRIS ROBINSON
PO BOX 100
AMITY, OR 97101

Findings of Fact

1. On October 8, 2019, ROBINSON FARM LLC, C/O CHRIS ROBINSON, filed an application for an additional point of appropriation under Permit G-17998. The Department assigned the application number T-13267.
2. Notice of the application for the permit amendment was published in the Department's weekly notice on October 15, 2019, pursuant to ORS 540.520(5). No comments were filed in response to the notice.
3. Permit Amendment Application T-13267 proposes an additional point of appropriation (APOA) under Permit G-17998 as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Approximate Distance from original POA in feet (ft.)	
						Reed Well 2	Whiteson Well 3
5 S	4 W	WM	7	SE NE	WELL 4 - 2325 FEET SOUTH AND 650 FEET WEST FROM THE NE CORNER OF SECTION 7	1129.4 ft.	579.5ft.

4. The combined quantity of water diverted at the proposed additional point of appropriation (Well 4), together with that diverted at the original points of appropriation (Reed Well 2 and Whiteson Well 3), shall not exceed the quantity of water lawfully available at the original points of appropriation (Reed Well 2 and Whiteson Well 3).

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

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

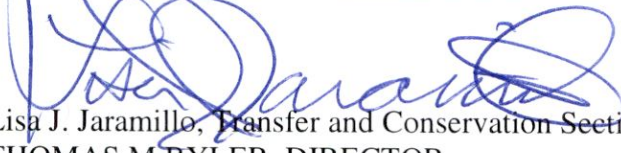
The additional point of appropriation proposed by Permit Amendment Application T-13267 is consistent with the requirements of ORS 537.211.

Now, therefore, it is ORDERED:

1. Pursuant to ORS 537.211(4)(e), the use of water under the permit from the proposed additional point of appropriation shall not occur until after December 7, 2019.
2. The additional point of appropriation proposed by Permit Amendment Application T-13267 is approved.
3. Permit G-18329, in the name of Robinson Farm LLC, C/O Chris Robinson, is issued to replace Permit G-17998, and incorporates the amendments approved by this order. Permit G-17998, in the name of Robinson Farm LLC, Chris Robinson, is no longer of any force or effect.
4. The combined quantity of water diverted at the proposed additional point of appropriation (Well 4), together with that diverted at the original points of appropriation (Reed Well 2 and Whiteson Well 3), shall not exceed the quantity of water lawfully available at the original points of appropriation (Reed Well 2 and Whiteson Well 3).
5. Water shall be acquired from the same aquifer as the original points of appropriation.
6. Under ORS 537.211(4)(e), "The holder of the permit provides written notice to the department at least 60 days before making any changes to the lands, point of diversion or point of appropriation described in the permit." The applicant provided the required notice to the department on October 8, 2019.

7. All other terms and conditions of Permit G-18329 remain the same.

Dated in Salem, Oregon on DEC 03 2019



Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
THOMAS M BYLER, DIRECTOR
Oregon Water Resources Department

Mailing Date: DEC 06 2019