

Rate/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre-feet for each acre irrigated during the irrigation season of each year.

Period of Use: MARCH 1 THROUGH OCTOBER 31 FOR IRRIGATION AND TEMPERATURE CONTROL, YEAR ROUND FOR AGRICULTURAL USE

Source: A WELL within the COLUMBIA SLOUGH BASIN

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 N	2 E	WM	23	SE SW	1182 FEET NORTH AND 145 FEET EAST FROM THE W1/16 CORNER BETWEEN SECTION 23 AND SECTION 26

Authorized Place of Use:

IRRIGATION, TEMPERATURE CONTROL, AND AGRICULTURE USES					
Twp	Rng	Mer	Sec	Q-Q	Acres
1 N	2 E	WM	23	SW SW	4.66
1 N	2 E	WM	23	SE SW	20.00

4. Permit Amendment Application T-11009 proposes to change the place of use of the permit to:

ALBERT GARRE						
IRRIGATION, TEMPERATURE CONTROL, AND AGRICULTURE USES						
Twp	Rng	Mer	Sec	Q-Q	Tax Lots	Acres
1 N	2 E	WM	23	SW SW	1402,1700	11.49
1 N	2 E	WM	23	SE SW	300,400,1700	6.17

JENNY GIUSTO TRUST						
IRRIGATION, TEMPERATURE CONTROL, AND AGRICULTURE USES						
Twp	Rng	Mer	Sec	Q-Q	Tax Lots	Acres
1 N	2 E	WM	23	SW SW	500,600	7.00

5. Notice of the application for the permit amendment was published in the Department's weekly notice on February 2, 2010 pursuant to ORS 540.520(5). No comments were filed in response to the notice.

Permit Amendment Review Criteria

6. The change would not result in injury to other water rights.
7. The proposed place of use is owned and/or controlled by the permit holders.
8. The change does not enlarge the permit.
9. The change does not alter any other terms of the permit.

10. The proposed place of use is contiguous to the authorized place of use.

Conclusions of Law

The change in place of use proposed by Permit Amendment Application T-11009 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 former place of use shall no longer be irrigated as part of this permit.
2. All other terms and conditions of Permit G-15067 remain the same.
3. Permit G-17067, in the names of ALBERT GARRE AND JENNY GIUTSO TRUST / IRENE ROSSI TRUSTEE, is amended as described herein.

Dated at Salem, Oregon this 26th day of March, 2010.

for William E. Feiben
Phillip C. Ward, Director

Mailing Date: MAR 31 2010