

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

In the Matter of Permit Amendment)
T-11584, Umatilla County)
) FINAL ORDER
) APPROVING AN ADDITIONAL POINT
) OF APPROPRIATION

Authority

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

CITY OF STANFIELD
JERRY CARLSON – INTERIM CITY MANAGER
PO BOX 368
STANFIELD, OR 97875

Findings of Fact

1. On April 24, 2013, CITY OF STANFIELD filed an application for an additional point of appropriation under Permit G-7623. The Department assigned the application number T-11584.
2. On March 5, 1996, the Department approved Permit Amendment T-7440, entered at Special Order Volume 50, Page 143, amending Permit G-7623 for an additional point of appropriation and a change in place of use.
3. On March 5, 2013, the Department approved an extension of time for complete application of water to October 1, 2049.
4. Notice of the application for the permit amendment was published in the Department’s weekly notice on April 30, 2013, and in the East Oregonian newspaper on October 11 and 18, 2013, pursuant to ORS 540.520(5). No comments were filed in response to the notices.
5. Permit Amendment Application T-11584 proposes an additional point of appropriation between approximately 120 and 9880 feet from the existing points of appropriation to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
3 N	29 E	WM	5	SE SE	WELL NO. 5 (UMAT 57155) - 875 FEET NORTH AND 253 FEET WEST FROM THE SE CORNER OF SECTION 5

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 137-004-080 and OAR 690-01-005 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.

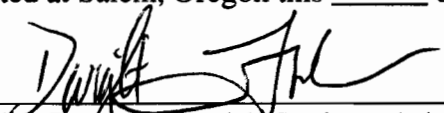
Conclusions of Law

The additional point of appropriation proposed by Permit Amendment Application T-11584 is consistent with the requirements of ORS 537.211.

Now, therefore, it is ORDERED:

1. The additional point of appropriation proposed by Permit Amendment Application T-11584 is approved.
2. Permit G-17091, in the name of CITY OF STANFIELD, is issued to replace Permit G-7623, and incorporates the amendment approved by this order, the order approving Permit Amendment T-7440, and the extension of time. Permit G-7623, in the name of CITY OF STANFIELD, is no longer of any force or effect.
3. The combined quantity of water diverted at the new point of appropriation, together with that diverted at the old points of appropriation, shall not exceed the quantity of water lawfully available at the original point of appropriation.
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 meter(s) or measuring device(s); provided however, where the meter(s) or measuring device(s) 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-17091 remain the same.

Dated at Salem, Oregon this 22 day of November, 2013.



Dwight French, Water Right Services Administrator, for
PHILLIP C. WARD, DIRECTOR

Mailing Date: NOV 25 2013