# BEFORE THE WATER RESOURCES DEPARTMENT OF THE STATE OF OREGON

In the Matter of Permit Amendment	)	
T-9458, Jefferson County, Oregon	)	FINAL ORDER
	)	

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**

Metolius Meadows Property Owners Association, Inc., P.O. Box 120, Camp Sherman, Oregon 97730-0120.

#### Findings of Fact

- Metolius Meadows Property Owners Association, Inc., filed an application to amend the place of use under Permit G-5218. The Department assigned the application number T-9458.
- The permit to be amended is as follows:

Permit:

G-5218, in the name of Metolius Meadows Property Owners Association,

Inc.:

Use:

Group Domestic:

Priority Date: May 16, 1973;

Quantity:

0.89 cubic foot per second;

Source:

Two wells, in the Metolius River Basin.

**Date Of** Complete

Application of

Water:

October 1, 2016.

## NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order other than a 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.

# Authorized Points of Appropriation:

Town	Township Range		Meridian	Sec	1/4 1/4		1/4 1/4		1/4 1/4		Lot	DLC	Location
13	S	9	Е	W.M.	16	SE	SE			850 feet North and 1250 feet West from the SE Corner of Section 16.			
13	S	9	Е	W.M.	16	sw	SE			580 feet North and 2440 feet West from the SE Corner of Section 16.			

### **Authorized Place of Use:**

Town	- 1		nge	Meridian	Sec	1/4 1/4		Lot	DLC	Acres
13	S	9	Е	W.M.	16	SE	NE			
13	S	9	Е	W.M.	16	NE	SE			
13	S	9	Е	W.M.	16	NW	SE			
13	S	9	E	W.M.	16	SW	SE			
13	S	9	Е	W.M.	16	SE	SE			

3. Application T-9458 proposes to add the following places of use to the permit:

Town	nship	Rai	nge	Meridian	Sec	1/4 1/4		Lot	DLC	Tax Lot
13	S	9	Е	W.M.	16	NW	SE			201
13	S	9	Е	W.M.	16	SE	SE			1000
13	S	9	Е	W.M.	16	SE	SE			1100
13	S	9	Е	W.M.	16	SE	SE			1300
13	S	9	E	W.M.	16	SE	SE			1400
13	S	9	Е	W.M.	16	SE	SE			1700
13	S	9	Е	W.M.	16	SE	SE			2000
13	S	9	Е	W.M.	16	SE	SE			2100
13	S	9	Е	W.M.	16	SE	SE			2600
13	S	9	Е	W.M.	16	SE	SE			2601
13	S	9	Е	W.M.	16	SE	SE			2700
13	S	9	Е	W.M.	16	SE	SE			2800
13	S	9	Е	W.M.	16	SE	SE			2900
13	S	9	Е	W.M.	16	SE	SE			3000
13	S	9	Е	W.M.	16	SE	SE			3900

- 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 permit holder has a service agreement with the proposed places of use.

- 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 all other terms of the permit.
- 9. The proposed places of use are contiguous to the authorized place of use.

#### Conclusion of Law

The change in place of use proposed by Permit Amendment Application T-9458 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. All other terms and conditions of Permit G-5218 remain the same.
- 2. Permit G-5218, in the name of Metolius Meadows Property Owners Association, Inc., is amended as described herein.

Dated at Salem, Oregon this 19th day of Juny, 2004.

Phillip C. Ward,

**Acting Director**