

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

In the Matter of Permit Amendment)
T-9663, Jefferson and Deschutes Counties,)
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

Crooked River Ranch Water Company,
P.O. Box 879,
Crooked River Ranch, Oregon 97760.

Findings of Fact

1. Crooked River Ranch Water Company filed an application to amend the point of appropriation of Well 3 under Permit G-11376. The Department assigned the application number T-9663.

2. The permit to be amended is as follows:

Permit: G-11376, in the name of Crooked River Ranch Water Company;
Use: Quasi-municipal;
Priority Date: June 18, 1991;
Quantity: 5.0 cubic feet per second (cfs), being 2.5 cfs from each well;
Source: Wells 2, 3, and 4, in the Crooked River Basin.
Date Of Complete Application of Water: October 1, 2008.

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:

| Township | Range | | Meridian | Sec | ¼ ¼ | | Lot | DLC | Location |
|----------|-------|----|----------|------|-----|----|-----|-----|---|
| 13 | S | 12 | E | W.M. | 24 | NW | NW | | Well 2 – 680 feet South and 780 feet East from the NW Corner of Section 24. |
| 13 | S | 12 | E | W.M. | 24 | SW | SE | | Well 3 – 80 feet North and 480 feet East from the S¼ Corner of Section 24. |
| 13 | S | 12 | E | W.M. | 16 | NE | SE | | Well 4 – 990 feet South and 680 feet West from the E¼ Corner of Section 16. |

Authorized Place of Use:

| Township | Range | | Meridian | Sec | ¼ ¼ | | Lot | DLC | Acres |
|----------|-------|----|----------|------|-----|----|-----|-----|-------|
| 13 | S | 12 | E | W.M. | 4 | NW | NW | | |
| 13 | S | 12 | E | W.M. | 4 | SW | SW | | |
| 13 | S | 12 | E | W.M. | 4 | SE | SW | | |
| 13 | S | 12 | E | W.M. | 5 | NE | NE | | |
| 13 | S | 12 | E | W.M. | 5 | SE | NE | | |
| 13 | S | 12 | E | W.M. | 5 | SE | SW | | |
| 13 | S | 12 | E | W.M. | 5 | NE | SE | | |
| 13 | S | 12 | E | W.M. | 5 | NW | SE | | |
| 13 | S | 12 | E | W.M. | 5 | SW | SE | | |
| 13 | S | 12 | E | W.M. | 5 | SE | SE | | |
| 13 | S | 12 | E | W.M. | 8 | NE | NE | | |
| 13 | S | 12 | E | W.M. | 8 | NW | NE | | |
| 13 | S | 12 | E | W.M. | 8 | SW | NE | | |
| 13 | S | 12 | E | W.M. | 8 | SE | NE | | |
| 13 | S | 12 | E | W.M. | 8 | NE | NW | | |
| 13 | S | 12 | E | W.M. | 9 | NW | NW | | |
| 13 | S | 12 | E | W.M. | 9 | SW | NW | | |
| 13 | S | 12 | E | W.M. | 9 | SE | NW | | |
| 13 | S | 12 | E | W.M. | 9 | NE | SW | | |
| 13 | S | 12 | E | W.M. | 9 | NW | SW | | |
| 13 | S | 12 | E | W.M. | 9 | SW | SW | | |
| 13 | S | 12 | E | W.M. | 9 | SE | SW | | |
| 13 | S | 12 | E | W.M. | 9 | NE | SE | | |
| 13 | S | 12 | E | W.M. | 9 | NW | SE | | |
| 13 | S | 12 | E | W.M. | 9 | SW | SE | | |
| 13 | S | 12 | E | W.M. | 9 | SE | SE | | |

| Township | | Range | | Meridian | Sec | ¼ ¼ | | Lot | DLC | Acres |
|----------|---|-------|---|----------|-----|-----|----|-----|-----|-------|
| 13 | S | 12 | E | W.M. | 10 | SW | NW | | | |
| 13 | S | 12 | E | W.M. | 10 | SE | NW | | | |
| 13 | S | 12 | E | W.M. | 10 | NE | SW | | | |
| 13 | S | 12 | E | W.M. | 10 | NW | SW | | | |
| 13 | S | 12 | E | W.M. | 10 | SW | SW | | | |
| 13 | S | 12 | E | W.M. | 10 | SE | SW | | | |
| 13 | S | 12 | E | W.M. | 10 | SW | SE | | | |
| 13 | S | 12 | E | W.M. | 10 | SE | SE | | | |
| 13 | S | 12 | E | W.M. | 13 | SW | SW | | | |
| 13 | S | 12 | E | W.M. | 14 | SW | NE | | | |
| 13 | S | 12 | E | W.M. | 14 | NW | NW | | | |
| 13 | S | 12 | E | W.M. | 14 | SW | NW | | | |
| 13 | S | 12 | E | W.M. | 14 | SE | NW | | | |
| 13 | S | 12 | E | W.M. | 14 | NE | SW | | | |
| 13 | S | 12 | E | W.M. | 14 | NW | SW | | | |
| 13 | S | 12 | E | W.M. | 14 | SE | SW | | | |
| 13 | S | 12 | E | W.M. | 14 | NE | SE | | | |
| 13 | S | 12 | E | W.M. | 14 | NW | SE | | | |
| 13 | S | 12 | E | W.M. | 14 | SW | SE | | | |
| 13 | S | 12 | E | W.M. | 14 | SE | SE | | | |
| 13 | S | 12 | E | W.M. | 15 | NE | NE | | | |
| 13 | S | 12 | E | W.M. | 15 | NW | NE | | | |
| 13 | S | 12 | E | W.M. | 15 | SW | NE | | | |
| 13 | S | 12 | E | W.M. | 15 | SE | NE | | | |
| 13 | S | 12 | E | W.M. | 15 | NE | NW | | | |
| 13 | S | 12 | E | W.M. | 15 | NW | NW | | | |
| 13 | S | 12 | E | W.M. | 15 | SW | NW | | | |
| 13 | S | 12 | E | W.M. | 15 | SE | NW | | | |
| 13 | S | 12 | E | W.M. | 15 | NE | SW | | | |
| 13 | S | 12 | E | W.M. | 15 | NW | SW | | | |
| 13 | S | 12 | E | W.M. | 15 | SW | SW | | | |
| 13 | S | 12 | E | W.M. | 15 | SE | SW | | | |
| 13 | S | 12 | E | W.M. | 15 | NE | SE | | | |
| 13 | S | 12 | E | W.M. | 15 | NW | SE | | | |
| 13 | S | 12 | E | W.M. | 15 | SW | SE | | | |
| 13 | S | 12 | E | W.M. | 15 | SE | SE | | | |
| 13 | S | 12 | E | W.M. | 16 | NE | NE | | | |

| Township | | Range | | Meridian | Sec | ¼ ¼ | | Lot | DLC | Acres |
|----------|---|-------|---|----------|-----|-----|----|-----|-----|-------|
| 13 | S | 12 | E | W.M. | 16 | NW | NE | | | |
| 13 | S | 12 | E | W.M. | 16 | SW | NE | | | |
| 13 | S | 12 | E | W.M. | 16 | SE | NE | | | |
| 13 | S | 12 | E | W.M. | 16 | NE | NW | | | |
| 13 | S | 12 | E | W.M. | 16 | NW | NW | | | |
| 13 | S | 12 | E | W.M. | 16 | SW | NW | | | |
| 13 | S | 12 | E | W.M. | 16 | SE | NW | | | |
| 13 | S | 12 | E | W.M. | 16 | NE | SW | | | |
| 13 | S | 12 | E | W.M. | 16 | NW | SW | | | |
| 13 | S | 12 | E | W.M. | 16 | SW | SW | | | |
| 13 | S | 12 | E | W.M. | 16 | SE | SW | | | |
| 13 | S | 12 | E | W.M. | 16 | NE | SE | | | |
| 13 | S | 12 | E | W.M. | 16 | NW | SE | | | |
| 13 | S | 12 | E | W.M. | 16 | SW | SE | | | |
| 13 | S | 12 | E | W.M. | 16 | SE | SE | | | |
| 13 | S | 12 | E | W.M. | 17 | NE | NE | | | |
| 13 | S | 12 | E | W.M. | 17 | SE | NE | | | |
| 13 | S | 12 | E | W.M. | 17 | NE | SE | | | |
| 13 | S | 12 | E | W.M. | 17 | SE | SE | | | |
| 13 | S | 12 | E | W.M. | 21 | NE | NE | | | |
| 13 | S | 12 | E | W.M. | 21 | NW | NE | | | |
| 13 | S | 12 | E | W.M. | 21 | SW | NE | | | |
| 13 | S | 12 | E | W.M. | 21 | SE | NE | | | |
| 13 | S | 12 | E | W.M. | 21 | NE | NW | | | |
| 13 | S | 12 | E | W.M. | 21 | NW | NW | | | |
| 13 | S | 12 | E | W.M. | 21 | SW | NW | | | |
| 13 | S | 12 | E | W.M. | 21 | SE | NW | | | |
| 13 | S | 12 | E | W.M. | 22 | NE | NE | | | |
| 13 | S | 12 | E | W.M. | 22 | NW | NE | | | |
| 13 | S | 12 | E | W.M. | 22 | SW | NE | | | |
| 13 | S | 12 | E | W.M. | 22 | SE | NE | | | |
| 13 | S | 12 | E | W.M. | 22 | NE | NW | | | |
| 13 | S | 12 | E | W.M. | 22 | NW | NW | | | |
| 13 | S | 12 | E | W.M. | 22 | SW | NW | | | |
| 13 | S | 12 | E | W.M. | 22 | SE | NW | | | |
| 13 | S | 12 | E | W.M. | 22 | NW | SW | | | |
| 13 | S | 12 | E | W.M. | 22 | NE | SE | | | |
| 13 | S | 12 | E | W.M. | 22 | NW | SE | | | |

| Township | | Range | | Meridian | Sec | ¼ ¼ | | Lot | DLC | Acres |
|----------|---|-------|---|----------|-----|-----|----|-----|-----|-------|
| 13 | S | 12 | E | W.M. | 22 | SE | SE | | | |
| 13 | S | 12 | E | W.M. | 23 | NE | NE | | | |
| 13 | S | 12 | E | W.M. | 23 | NW | NE | | | |
| 13 | S | 12 | E | W.M. | 23 | SW | NE | | | |
| 13 | S | 12 | E | W.M. | 23 | SE | NE | | | |
| 13 | S | 12 | E | W.M. | 23 | NE | NW | | | |
| 13 | S | 12 | E | W.M. | 23 | SE | NW | | | |
| 13 | S | 12 | E | W.M. | 23 | NE | SW | | | |
| 13 | S | 12 | E | W.M. | 23 | SE | SW | | | |
| 13 | S | 12 | E | W.M. | 23 | NE | SE | | | |
| 13 | S | 12 | E | W.M. | 23 | NW | SE | | | |
| 13 | S | 12 | E | W.M. | 23 | SW | SE | | | |
| 13 | S | 12 | E | W.M. | 23 | SE | SE | | | |
| 13 | S | 12 | E | W.M. | 24 | NE | NW | | | |
| 13 | S | 12 | E | W.M. | 24 | NW | NW | | | |
| 13 | S | 12 | E | W.M. | 24 | SW | NW | | | |
| 13 | S | 12 | E | W.M. | 24 | SE | NW | | | |
| 13 | S | 12 | E | W.M. | 24 | NE | SW | | | |
| 13 | S | 12 | E | W.M. | 24 | NW | SW | | | |
| 13 | S | 12 | E | W.M. | 24 | SW | SW | | | |
| 13 | S | 12 | E | W.M. | 24 | SE | SW | | | |
| 13 | S | 12 | E | W.M. | 24 | NE | SE | | | |
| 13 | S | 12 | E | W.M. | 24 | NW | SE | | | |
| 13 | S | 12 | E | W.M. | 24 | SW | SE | | | |
| 13 | S | 12 | E | W.M. | 24 | SE | SE | | | |
| 13 | S | 12 | E | W.M. | 25 | NE | NE | | | |
| 13 | S | 12 | E | W.M. | 25 | NW | NE | | | |
| 13 | S | 12 | E | W.M. | 25 | SW | NE | | | |
| 13 | S | 12 | E | W.M. | 25 | SE | NE | | | |
| 13 | S | 12 | E | W.M. | 25 | NE | NW | | | |
| 13 | S | 12 | E | W.M. | 25 | NW | NW | | | |
| 13 | S | 12 | E | W.M. | 25 | SW | NW | | | |
| 13 | S | 12 | E | W.M. | 25 | SE | NW | | | |
| 13 | S | 12 | E | W.M. | 25 | NE | SW | | | |
| 13 | S | 12 | E | W.M. | 25 | NW | SW | | | |
| 13 | S | 12 | E | W.M. | 25 | SW | SW | | | |
| 13 | S | 12 | E | W.M. | 25 | SE | SW | | | |
| 13 | S | 12 | E | W.M. | 25 | NE | SE | | | |

| Township | | Range | | Meridian | Sec | ¼ ¼ | | Lot | DLC | Acres |
|----------|---|-------|---|----------|-----|-----|----|-----|-----|-------|
| 13 | S | 12 | E | W.M. | 25 | NW | SE | | | |
| 13 | S | 12 | E | W.M. | 25 | SW | SE | | | |
| 13 | S | 12 | E | W.M. | 25 | SE | SE | | | |
| 13 | S | 12 | E | W.M. | 26 | NE | NE | | | |
| 13 | S | 12 | E | W.M. | 26 | NW | NE | | | |
| 13 | S | 12 | E | W.M. | 26 | SW | NE | | | |
| 13 | S | 12 | E | W.M. | 26 | SE | NE | | | |
| 13 | S | 12 | E | W.M. | 26 | NE | NW | | | |
| 13 | S | 12 | E | W.M. | 26 | NW | NW | | | |
| 13 | S | 12 | E | W.M. | 26 | SW | NW | | | |
| 13 | S | 12 | E | W.M. | 26 | SE | NW | | | |
| 13 | S | 12 | E | W.M. | 26 | NE | SW | | | |
| 13 | S | 12 | E | W.M. | 26 | NW | SW | | | |
| 13 | S | 12 | E | W.M. | 26 | SW | SW | | | |
| 13 | S | 12 | E | W.M. | 26 | SE | SW | | | |
| 13 | S | 12 | E | W.M. | 26 | NE | SE | | | |
| 13 | S | 12 | E | W.M. | 26 | NW | SE | | | |
| 13 | S | 12 | E | W.M. | 26 | SW | SE | | | |
| 13 | S | 12 | E | W.M. | 26 | SE | SE | | | |
| 13 | S | 12 | E | W.M. | 27 | NE | NE | | | |
| 13 | S | 12 | E | W.M. | 27 | NW | NE | | | |
| 13 | S | 12 | E | W.M. | 27 | SW | NE | | | |
| 13 | S | 12 | E | W.M. | 27 | SE | NE | | | |
| 13 | S | 12 | E | W.M. | 27 | NE | NW | | | |
| 13 | S | 12 | E | W.M. | 27 | NW | NW | | | |
| 13 | S | 12 | E | W.M. | 27 | SE | NW | | | |
| 13 | S | 12 | E | W.M. | 27 | NE | SW | | | |
| 13 | S | 12 | E | W.M. | 27 | SW | SW | | | |
| 13 | S | 12 | E | W.M. | 27 | SE | SW | | | |
| 13 | S | 12 | E | W.M. | 27 | NE | SE | | | |
| 13 | S | 12 | E | W.M. | 27 | NW | SE | | | |
| 13 | S | 12 | E | W.M. | 27 | SW | SE | | | |
| 13 | S | 12 | E | W.M. | 27 | SE | SE | | | |
| 13 | S | 12 | E | W.M. | 34 | NE | NE | | | |
| 13 | S | 12 | E | W.M. | 34 | NW | NE | | | |
| 13 | S | 12 | E | W.M. | 34 | SW | NE | | | |
| 13 | S | 12 | E | W.M. | 34 | NE | NW | | | |
| 13 | S | 12 | E | W.M. | 34 | NW | NW | | | |

| Township | | Range | | Meridian | Sec | ¼ ¼ | | Lot | DLC | Acres |
|----------|---|-------|---|----------|-----|-----|----|-----|-----|-------|
| 13 | S | 12 | E | W.M. | 34 | SW | NW | | | |
| 13 | S | 12 | E | W.M. | 34 | SE | NW | | | |
| 13 | S | 12 | E | W.M. | 34 | NE | SW | | | |
| 13 | S | 12 | E | W.M. | 34 | SE | SW | | | |
| 13 | S | 12 | E | W.M. | 34 | NE | SE | | | |
| 13 | S | 12 | E | W.M. | 34 | NW | SE | | | |
| 13 | S | 12 | E | W.M. | 34 | SW | SE | | | |
| 13 | S | 12 | E | W.M. | 34 | SE | SE | | | |
| 13 | S | 12 | E | W.M. | 35 | NE | NE | | | |
| 13 | S | 12 | E | W.M. | 35 | NW | NE | | | |
| 13 | S | 12 | E | W.M. | 35 | SW | NE | | | |
| 13 | S | 12 | E | W.M. | 35 | SE | NE | | | |
| 13 | S | 12 | E | W.M. | 35 | NE | NW | | | |
| 13 | S | 12 | E | W.M. | 35 | NW | NW | | | |
| 13 | S | 12 | E | W.M. | 35 | SW | NW | | | |
| 13 | S | 12 | E | W.M. | 35 | SE | NW | | | |
| 13 | S | 12 | E | W.M. | 35 | NE | SW | | | |
| 13 | S | 12 | E | W.M. | 35 | NW | SW | | | |
| 13 | S | 12 | E | W.M. | 35 | SW | SW | | | |
| 13 | S | 12 | E | W.M. | 35 | SE | SW | | | |
| 13 | S | 12 | E | W.M. | 35 | NE | SE | | | |
| 13 | S | 12 | E | W.M. | 35 | NW | SE | | | |
| 13 | S | 12 | E | W.M. | 35 | SW | SE | | | |
| 13 | S | 12 | E | W.M. | 35 | SE | SE | | | |
| 13 | S | 12 | E | W.M. | 36 | NE | NE | | | |
| 13 | S | 12 | E | W.M. | 36 | NW | NE | | | |
| 13 | S | 12 | E | W.M. | 36 | SW | NE | | | |
| 13 | S | 12 | E | W.M. | 36 | NE | NW | | | |
| 13 | S | 12 | E | W.M. | 36 | NW | NW | | | |
| 13 | S | 12 | E | W.M. | 36 | SW | NW | | | |
| 13 | S | 12 | E | W.M. | 36 | SE | NW | | | |
| 13 | S | 12 | E | W.M. | 36 | NE | SW | | | |
| 13 | S | 12 | E | W.M. | 36 | NW | SW | | | |
| 13 | S | 12 | E | W.M. | 36 | SW | SW | | | |
| 13 | S | 12 | E | W.M. | 36 | SE | SW | | | |
| 13 | S | 12 | E | W.M. | 36 | NE | SE | | | |
| 13 | S | 12 | E | W.M. | 36 | NW | SE | | | |
| 13 | S | 12 | E | W.M. | 36 | SW | SE | | | |

| Township | | Range | | Meridian | Sec | ¼ ¼ | | Lot | DLC | Acres |
|----------|---|-------|---|----------|-----|-----|----|-----|-----|-------|
| 13 | S | 12 | E | W.M. | 36 | SE | SE | | | |
| 13 | S | 13 | E | W.M. | 31 | SW | SW | | | |
| 13 | S | 13 | E | W.M. | 31 | SE | SW | | | |
| 13 | S | 13 | E | W.M. | 31 | SW | SE | | | |
| 14 | S | 12 | E | W.M. | 1 | NE | NE | | | |
| 14 | S | 12 | E | W.M. | 1 | NW | NE | | | |
| 14 | S | 12 | E | W.M. | 1 | NE | NE | | | |
| 14 | S | 12 | E | W.M. | 1 | NW | NW | | | |
| 14 | S | 12 | E | W.M. | 1 | SW | NW | | | |
| 14 | S | 12 | E | W.M. | 2 | NE | NE | | | |
| 14 | S | 12 | E | W.M. | 2 | NW | NE | | | |
| 14 | S | 12 | E | W.M. | 2 | SE | NE | | | |
| 14 | S | 12 | E | W.M. | 2 | NW | SW | | | |
| 14 | S | 12 | E | W.M. | 2 | SW | SW | | | |
| 14 | S | 12 | E | W.M. | 2 | SE | SW | | | |
| 14 | S | 12 | E | W.M. | 3 | NE | NE | | | |
| 14 | S | 12 | E | W.M. | 3 | NW | NE | | | |
| 14 | S | 12 | E | W.M. | 3 | SW | NE | | | |
| 14 | S | 12 | E | W.M. | 3 | SE | NE | | | |
| 14 | S | 12 | E | W.M. | 3 | NE | NW | | | |
| 14 | S | 12 | E | W.M. | 3 | NW | NW | | | |
| 14 | S | 12 | E | W.M. | 3 | SW | NW | | | |
| 14 | S | 12 | E | W.M. | 3 | SE | NW | | | |
| 14 | S | 12 | E | W.M. | 3 | NE | SW | | | |
| 14 | S | 12 | E | W.M. | 3 | NW | SW | | | |
| 14 | S | 12 | E | W.M. | 3 | SW | SW | | | |
| 14 | S | 12 | E | W.M. | 3 | SE | SW | | | |
| 14 | S | 12 | E | W.M. | 3 | NE | SE | | | |
| 14 | S | 12 | E | W.M. | 3 | NW | SE | | | |
| 14 | S | 12 | E | W.M. | 3 | SW | SE | | | |
| 14 | S | 12 | E | W.M. | 3 | SE | SE | | | |
| 14 | S | 12 | E | W.M. | 11 | NW | NW | | | |
| 14 | S | 13 | E | W.M. | 6 | NW | NE | | | |
| 14 | S | 13 | E | W.M. | 6 | NE | NW | | | |
| 14 | S | 13 | E | W.M. | 6 | NW | NW | | | |

3. Application T-9663 proposes to change the point of appropriation of Well 3 under the permit to:

| Township | | Range | | Meridian | Sec | ¼ | ¼ | Lot | DLC | Location |
|----------|---|-------|---|----------|-----|----|----|-----|-----|---|
| 13 | S | 12 | E | W.M. | 16 | NW | SE | | | Crater Loop Road Well 3 – 2550 feet North and 2100 feet West from the SE Corner of Section 16. |

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 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.
8. Approval of this permit amendment does not grant the permittee permission to trespass on lands not owned by the permittee.

Conclusion of Law

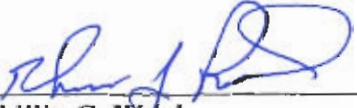
The change in point of appropriation of Well 3 proposed by Permit Amendment Application T-9663 is consistent with the requirements of ORS 537.211.

Now, therefore, it is ORDERED:

The change and subsequent use of water shall be subject to the following conditions:

1. The quantity of water diverted at the new point of appropriation (well) shall not exceed the maximum rate and duty allowed for Well 3 under Permit G-11376.
2. Prior to water use from the proposed point of appropriation, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order. The permittee shall keep a complete record of ground water withdrawn.
3. Water shall be acquired from the same aquifer as the original point of appropriation.
4. All other terms and conditions of Permit G11376 remain the same.
5. Permit G-11376, in the name of Crooked River Ranch Water Company, is amended as described herein.

Dated at Salem, Oregon this 20th day of September 2004.



FDL Phillip C. Ward,
Acting Director