

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

In the Matter of Permit Amendment	)	
T-13658, Baker County	)	FINAL ORDER APPROVING ADDITIONAL
	)	POINTS 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**

MIKE BECKER  
MIKE BECKER GENERAL CONTRACTOR, INC.  
PO BOX 1159  
LA GRANDE, OR 97850

**Findings of Fact**

1. On March 19, 2021, MIKE BECKER, MIKE BECKER GENERAL CONTRACTOR, INC. filed an application for additional points of appropriation under Permit G-18368. The Department assigned the application number T-13658.
2. Notice of the application for the permit amendment was published in the Department's weekly notice on July 12, 2021, and in the Baker City Herald newspaper on July 15 and 22, 2021, pursuant to ORS 540.520(5). No comments were filed in response to the notices.
3. On January 23, 2019, the Department recorded an assignment of Permit G-17095 from Larry Wogman to Michael A. Becker and AXA Equitable Life Insurance Company.
4. Completion of construction and application of the water was to be made on or before October 24, 2018, when the permit was originally issued on October 4, 2013. By Extension of Time Final Order dated February 15, 2019, the completion of construction and application of water was extended to on or before October 1, 2028.
5. On May 1, 2020, Permit Amendment T-13336 approved a change in point of appropriation.

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.

6. Permit Amendment Application T-13658 proposes additional points of appropriation as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
7 S	39 E	WM	8	NW NW	WELL 1P – 299 FEET SOUTH AND 503 FEET EAST FROM THE NW CORNER OF SECTION 8
7 S	39 E	WM	8	NE SW	WELL 2P – 2603 FEET NORTH AND 1587 FEET EAST FROM THE SW CORNER OF SECTION 8
7 S	39 E	WM	8	SE SW	WELL 3P – 151 FEET NORTH AND 1650 FEET EAST FROM THE SW CORNER OF SECTION 8
7 S	39 E	WM	17	NE NW	WELL 3P ALT – 53 FEET SOUTH AND 1912 FEET EAST FROM THE NW CORNER OF SECTION 17

**Permit Amendment Review Criteria**

- 7. The changes would not result in injury to other water rights.
- 8. The changes do not enlarge the permit.
- 9. The changes do not alter any other terms of the permit.

**Conclusions of Law**

The additional points of appropriation proposed by Permit Amendment Application T-13658 are consistent with the requirements of ORS 537.211.

**Now, therefore, it is ORDERED:**

- 1. The additional points of appropriation proposed by Permit Amendment Application T-13658 are approved.
- 2. Permit G-18625, in the name of MIKE BECKER, MIKE BECKER GENERAL CONTRACTOR, INC, is issued to replace Permit G-18368, and incorporates the amendments approved by this order. Permit G-18368, in the name of MICHAEL BECKER; MIKE BECKER GENERAL CONTRACTOR INC., is no longer of any force or effect.
- 3. The combined quantity of water diverted at the new points of appropriation (Well 1P, Well 2P, Well 3P, and Well 3P-Alt), together with that diverted at the old points of appropriation (Section 8 Well, Section 17 Well, and Well #5), shall not exceed the quantity of water lawfully available at the original points of appropriation (Section 8 Well, Section 17 Well, and Well #5).

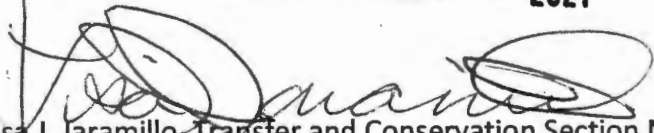
4. Water use measurement conditions:

- 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 diversion (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 meters or measuring devices; provided however, where the meters or measuring devices 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 points of appropriation.

6. All other terms and conditions of Permit G-18625 remain the same.

Dated in Salem, Oregon on SEP 14 2021

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

Mailing Date: SEP 15 2021