

5.0 acre feet per acre per year. For the irrigation of **in ground nursery plants** the amount of water diverted is limited to ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre feet per acre per year. The use of water for NURSERY OPERATIONS may be made at anytime, during the year that the use is beneficial. For the irrigation of **any other crop**, the amount of water diverted is limited to ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre feet per acre during the irrigation season of each year.

Source: Two wells in the Molalla River Basin.

Period of Use: March 1 through October 31 for irrigation and year round for nursery operations.

Date of Complete Application of Water: October 1, 2030

Authorized Points of Appropriation:

Township	Range	Meridian	Sec	¼ ¼	Measured distances
4	S	1	E	W.M.	17 SW NW Well 2 - 2560 feet South and 60 feet East from the NW Corner of Section 17.
4	S	1	E	W.M.	18 SE NE Well 1 - 1680 feet South and 60 feet West from the NW Corner of Section 17.

Authorized Place of Use:

IRRIGATION						
Township	Range	Meridian	Sec	¼ ¼	Acres	
4	S	1	E	W.M.	17 SW NW	25.91
4	S	1	E	W.M.	17 SE NW	5.88
4	S	1	E	W.M.	17 NE SW	2.19
4	S	1	E	W.M.	17 NW SW	4.88
4	S	1	E	W.M.	18 NE NE	12.73
4	S	1	E	W.M.	18 SW NE	15.54
4	S	1	E	W.M.	18 SE NE	16.78

NURSERY USE						
Township	Range	Meridian	Sec	¼ ¼	Acres	
4	S	1	E	W.M.	17 SW NW	5.00

4. Permit Amendment Application T-1006 proposes twenty-one additional points of appropriation located:

Township	Range	Meridian	Sec	¼ ¼	Tax Lot	Measured distances
4	S	1	E	W.M.	17 SW NW 00601	Well 14 - 1600 feet South and 300 feet East from the NW Corner of Section 17.
4	S	1	E	W.M.	17 SW NW 00601	Well 15 - 1550 feet South and 1250 feet East from the NW Corner of Section 17.

Township		Range		Meridian	Sec	¼ ¼		Tax Lot	Measured distances
4	S	1	E	W.M.	17	SW	NW	00800	Well 16 - 2420 feet South and 350 feet East from the NW Corner of Section 17.
4	S	1	E	W.M.	17	SW	NW	00800	Well 17 - 1920 feet South and 300 feet East from the NW Corner of Section 17.
4	S	1	E	W.M.	17	SW	NW	00800	Well 18 - 1820 feet South and 400 feet East from the NW Corner of Section 17.
4	S	1	E	W.M.	17	SW	NW	00800	Well 19 - 2075 feet South and 1200 feet East from the NW Corner of Section 17.
4	S	1	E	W.M.	17	SW	NW	00800	Well 23 - 2500 feet South and 800 feet East from the NW Corner of Section 17.
4	S	1	E	W.M.	17	SE	NW	00800	Well 20 - 2500 feet South and 1500 feet East from the NW Corner of Section 17.
4	S	1	E	W.M.	17	SE	NW	00800	Well 21 - 2050 feet South and 1400 feet East from the NW Corner of Section 17.
4	S	1	E	W.M.	17	SE	NW	00800	Well 22 - 1700 feet South and 1500 feet East from the NW Corner of Section 17.
4	S	1	E	W.M.	17	NE	SW	00100	Well 12 - 2890 feet South and 1500 feet East from the NW Corner of Section 17.
4	S	1	E	W.M.	17	NW	SW	00100	Well 11 - 2880 feet South and 800 feet East from the NW Corner of Section 17.
4	S	1	E	W.M.	17	NW	SW	00100	Well 13 - 2600 feet South and 938 feet East from the NW Corner of Section 17.
4	S	1	E	W.M.	18	NE	NE	00100	Well 3 - 50 feet South and 400 feet West from the NE Corner of Section 18.
4	S	1	E	W.M.	18	SW	NE	00300	Well 6 - 2100 feet South and 1420 feet West from the NE Corner of Section 18.
4	S	1	E	W.M.	18	SW	NE	00300	Well 8 - 2000 feet South and 1900 feet West from the NE Corner of Section 18.
4	S	1	E	W.M.	18	SW	NE	00300	Well 9 - 2100 feet South and 2150 feet West from the NE Corner of Section 18.

Township		Range		Meridian	Sec	¼ ¼		Tax Lot	Measured distances
4	S	1	E	W.M.	18	SW	NE	00600	Well 4 - 2450 feet South and 1680 feet West from the NE Corner of Section 18.
4	S	1	E	W.M.	18	SW	NE	00600	Well 5 - 2200 feet South and 1750 feet West from the NE Corner of Section 18.
4	S	1	E	W.M.	18	SE	NE	00300	Well 7 - 2100 feet South and 50 feet West from the NE Corner of Section 18.
4	S	1	E	W.M.	18	SE	NE	00300	Well 10 - 2100 feet South and 700 feet West from the NE Corner of Section 18.

5. Notice of the application for the permit amendment was published in the Department's weekly notice on September 20, 2005, and in the Canby Herald newspaper on March 3, 10, and 17, 2010, pursuant to ORS 540.520(5). No comments were filed in response to the notices.
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 points of appropriation proposed by Permit Amendment Application T-10006 are 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:

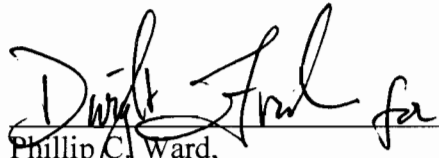
1. The combined quantity of water diverted at the new points of appropriation, together with that diverted at the old points of appropriation, shall not exceed the quantity of water lawfully available at the original points of appropriation.
2. Prior to water use from the proposed additional points of appropriation, the permittee shall install meters or other suitable measuring devices as approved by the Director. The permittee shall maintain the meters or measuring devices in good working order.

The permittee shall allow the watermaster access to the meters or measuring devices; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

The Director may require the permittee to keep and maintain a record of the amount (volume) of water used and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water use information, the periods of water use and the place and nature of use of water under the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

3. Water shall be acquired from the same aquifer as the original points of appropriation.
4. All other terms and conditions of Permit G-13891 and the final order approving the extension of time remain the same.
5. Permit G-13891, in the name of Clive Cook, is amended as described herein.

Dated at Salem, Oregon this 21 day of April, 2010.


Phillip C. Ward,
Director

Mailing Date: APR 23 2010