

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

In the Matter of Permit Amendment) FINAL ORDER
T-12192, Crook County) APPROVING AN ADDITIONAL POINT
) 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

CITY OF PRINEVILLE
C/O ERIC KLANN
387 NE 3RD ST
PRINEVILLE, OR 97754

Findings of Fact

1. On October 30, 2015, the CITY OF PRINEVILLE filed an application for an additional point of appropriation under Permit G-17089. The Department assigned the application number T-12192.
2. On June 25, 2008, the Department approved Permit Amendment T-10378, entered at Special Order Volume 75, Page 228, amending Permit G-16146 for a change in points of appropriation, additional points of appropriation, and a change in place of use.
3. On November 4, 2013, the Department approved Permit Amendment T-11647, entered at Special Order Volume 91, Page 501, superseding Permit G-16146 with Permit 17089 for an additional point of appropriation.
4. Notice of the application for the permit amendment was published in the Department’s weekly notice on November 3, 2015, and in the Central Oregonian newspaper on May 6 and 13, 2016, pursuant to ORS 540.520(5). No comments were filed in response to the notices.

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.

5. Permit Amendment Application T-12192 proposes an additional point of appropriation with approximate distances from the existing points of appropriation to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Distance to Existing Wells
15 S	15 E	WM	11	SE SW	CITY AIRPORT WELL 4 (CROO 54191) – 1070 FEET NORTH AND 1710 FEET EAST FROM THE SW CORNER OF SECTION 11.	Well 1 – 385 feet Well 2 – 350 feet Well 3 – 1575 feet

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-12192 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-12192 is approved.
2. Permit G-17577, in the name of CITY OF PRINEVILLE, is issued to replace Permit G-17089, and incorporates the amendments approved by this order. Permit G-17089, in the name of CITY OF PRINEVILLE, 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 points 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 new point of appropriation.
 - b. The water user shall maintain the meter or measuring device in good working order.
 - c. The water user shall allow the Watermaster access to the meter or measuring device; provided however, where the meter or measuring device is 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-17577 remain the same.

Dated at Salem, Oregon this 1 day of June, 2016.



Dwight French, Water Right Services Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department

Mailing Date: JUN 15 2016