

6. Notice of the application for the permit amendment was published in the Department's weekly notice on April 14, 2015, and in the Bend Bulletin newspaper on February 11, 2016 and February 18, 2016, pursuant to ORS 540.520(5). No comments were filed in response to the notices.
7. Permit Amendment Application T-12027 proposed two additional points of appropriation with approximate distances from the existing points of appropriation as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Distance from Authorized Wells
16 S	12 E	WM	17	SE SE	DESCHUTES RIVER RANCH WELL - 484 FEET NORTH AND 1327 FEET EAST FROM THE S 1/4 CORNER OF SECTION 17	Between 14.4 and 6.5 miles
17 S	13 E	WM	16	SE NE	DESERT SPRINGS WELL - 1992 FEET SOUTH AND 1220 FEET WEST FROM THE NE CORNER OF SECTION 16	Between 12.0 and 3.9 miles

Permit Amendment Review Criteria

8. The change would not result in injury to other water rights.
9. The change does not enlarge the permit.
10. 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-12027 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-12027 are approved.
2. Permit G-17539, in the name of AVION WATER COMPANY, INC. is issued to replace Permit G-16026, and incorporates the amendments approved by this order, the orders approving Permit Amendments T-10204 and T-10488, the extension of time and the Water Management and Conservation Plan. Permit G-16026, in the name of AVION WATER CO. INC., is no longer of any force or effect.
3. 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.

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 appropriation (new and existing) or at each new point of appropriation.
 - 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 is/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-17539 remain the same.

Dated at Salem, Oregon this 2 day of March, 2016.



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

Mailing Date: APR 01 2016