

STATE OF OREGON

COUNTY OF DESCHUTES

ORDER APPROVING A CHANGE IN PLACE OF USE AND
ADDITIONAL POINTS OF APPROPRIATION

Pursuant to ORS 537.211, after notice was given and no objections were filed, and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, PERMIT AMENDMENTS T-7845,7852 submitted by

CITY OF BEND
1375 NE FORBES ROAD
BEND, OREGON 97702.

The permit to be modified is Permit G-11380 with a date of priority of SEPTEMBER 7, 1990. The permit allows the use of FOUR WELLS, in the TUMALO CREEK BASIN, for MUNICIPAL USE. The amount of water to which this permit is entitled is limited to an amount actually beneficially used and shall not exceed 10.0 cubic feet per second, if available at the original wells; SW $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 34, T 17 S, R 11 E, W.M.; NE $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 3, T 18 S, R 11 E, W.M.; WELL 1 - 930 FEET NORTH AND 2580 FEET WEST, WELL 2 - 300 FEET NORTH AND 2580 FEET WEST, WELL 3 - 170 FEET SOUTH AND 2970 FEET WEST, WELL 4 - 170 FEET SOUTH AND 3670 FEET WEST, ALL FROM THE SE CORNER OF SECTION 34, or its equivalent in case of rotation, measured at the well.

The use shall conform to any reasonable rotation system ordered by the proper state officer.

The authorized place of use is as follows:

NE $\frac{1}{4}$ NE $\frac{1}{4}$
S $\frac{1}{2}$ SW $\frac{1}{4}$
SE $\frac{1}{4}$
SECTION 13

S $\frac{1}{2}$ NE $\frac{1}{4}$
S $\frac{1}{2}$ SW $\frac{1}{4}$
SE $\frac{1}{4}$
SECTION 23

ALL
SECTION 24

ALL
SECTION 25

NE $\frac{1}{4}$
NE $\frac{1}{4}$ NW $\frac{1}{4}$
S $\frac{1}{2}$ NW $\frac{1}{4}$
S $\frac{1}{2}$
SECTION 26

ALL
SECTION 35

ALL
SECTION 36

TOWNSHIP 17 SOUTH, RANGE 11 EAST, W.M.

E $\frac{1}{2}$ SW $\frac{1}{4}$
SE $\frac{1}{4}$
SECTION 7

S $\frac{1}{2}$
SECTION 8

SE $\frac{1}{4}$ NE $\frac{1}{4}$
S $\frac{1}{2}$
SECTION 9

W $\frac{1}{2}$ NE $\frac{1}{4}$
W $\frac{1}{2}$
SECTION 14

ALL
SECTION 15

ALL
SECTION 16

ALL
SECTION 17

ALL
SECTION 18

ALL
SECTION 19

ALL
SECTION 20

ALL
SECTION 21

ALL
SECTION 22

W $\frac{1}{2}$ NE $\frac{1}{4}$
W $\frac{1}{2}$
W $\frac{1}{2}$ SE $\frac{1}{4}$
SECTION 23

W $\frac{1}{2}$ NE $\frac{1}{4}$
W $\frac{1}{2}$
W $\frac{1}{2}$ SE $\frac{1}{4}$
SECTION 26

ALL
SECTION 27

ALL
SECTION 28

ALL
SECTION 29

ALL
SECTION 30

ALL
SECTION 31

ALL
SECTION 32

ALL
SECTION 33

ALL
SECTION 34

W $\frac{1}{2}$ NE $\frac{1}{4}$
W $\frac{1}{2}$
NW $\frac{1}{4}$ SE $\frac{1}{4}$
SECTION 35

TOWNSHIP 17 SOUTH, RANGE 12 EAST, W.M.

ALL
SECTION 1

ALL
SECTION 12

ALL
SECTION 2

ALL
SECTION 13

E $\frac{1}{2}$ NE $\frac{1}{4}$
E $\frac{1}{2}$ SE $\frac{1}{4}$
SECTION 11

TOWNSHIP 18 SOUTH, RANGE 11 EAST, W.M.

N $\frac{1}{2}$ NW $\frac{1}{4}$
SW $\frac{1}{4}$ NW $\frac{1}{4}$
W $\frac{1}{2}$ SW $\frac{1}{4}$
SECTION 2

NW $\frac{1}{4}$ NW $\frac{1}{4}$
SECTION 11

W $\frac{1}{2}$ NW $\frac{1}{4}$
W $\frac{1}{2}$ SW $\frac{1}{4}$
SECTION 14

ALL
SECTION 3

ALL
SECTION 15

ALL
SECTION 4

ALL
SECTION 16

ALL
SECTION 5

ALL
SECTION 17

ALL
SECTION 6

ALL
SECTION 18

ALL
SECTION 7

E $\frac{1}{2}$ NE $\frac{1}{4}$
SECTION 19

ALL
SECTION 8

N $\frac{1}{2}$
N $\frac{1}{2}$ SE $\frac{1}{4}$
SECTION 20

ALL
SECTION 9

ALL
SECTION 10

NW $\frac{1}{4}$ NE $\frac{1}{4}$
NW $\frac{1}{4}$
SECTION 21

TOWNSHIP 18 SOUTH, RANGE 12 EAST, W.M.

This use may be regulated if analysis of data available discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of this right or as those quantities may be reduced.

The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described.

The applicant proposes to change the place of use to:

| | |
|---|--|
| NE $\frac{1}{4}$ NE $\frac{1}{4}$ S $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SECTION 13 | ALL SECTION 25 |
| S $\frac{1}{2}$ NE $\frac{1}{4}$ S $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SECTION 23 | NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ S $\frac{1}{2}$ NW $\frac{1}{4}$ S $\frac{1}{2}$ SECTION 26 |
| ALL SECTION 24 | ALL SECTION 35 |
| | ALL SECTION 36 |
| TOWNSHIP 17 SOUTH, RANGE 11 EAST, W.M. | |
| E $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SECTION 7 | W $\frac{1}{2}$ NE $\frac{1}{4}$ W $\frac{1}{2}$ W $\frac{1}{2}$ SE $\frac{1}{4}$ SECTION 23 |
| S $\frac{1}{2}$ SECTION 8 | W $\frac{1}{2}$ NE $\frac{1}{4}$ W $\frac{1}{2}$ W $\frac{1}{2}$ SE $\frac{1}{4}$ SECTION 26 |
| SE $\frac{1}{4}$ NE $\frac{1}{4}$ S $\frac{1}{2}$ SECTION 9 | ALL SECTION 27 |
| W $\frac{1}{2}$ NE $\frac{1}{4}$ W $\frac{1}{2}$ SECTION 14 | ALL SECTION 28 |
| ALL SECTION 15 | ALL SECTION 29 |
| ALL SECTION 16 | ALL SECTION 30 |
| ALL SECTION 17 | ALL SECTION 31 |
| ALL SECTION 18 | ALL SECTION 32 |
| ALL SECTION 19 | |

ALL
SECTION 20

ALL
SECTION 21

ALL
SECTION 22

ALL
SECTION 33

ALL
SECTION 34

W $\frac{1}{2}$ NE $\frac{1}{4}$
W $\frac{1}{2}$
NW $\frac{1}{4}$ SE $\frac{1}{4}$
SECTION 35

TOWNSHIP 17 SOUTH, RANGE 12 EAST, W.M.

NW $\frac{1}{4}$ NW $\frac{1}{4}$
SW $\frac{1}{4}$ NW $\frac{1}{4}$
SW $\frac{1}{4}$
SECTION 17

NW $\frac{1}{4}$
NW $\frac{1}{4}$ SW $\frac{1}{4}$
SECTION 20

TOWNSHIP 17 SOUTH, RANGE 13 EAST, W.M.

ALL
SECTION 1

ALL
SECTION 12

ALL
SECTION 2

ALL
SECTION 13

E $\frac{1}{2}$ NE $\frac{1}{4}$
E $\frac{1}{2}$ SE $\frac{1}{4}$
SECTION 11

TOWNSHIP 18 SOUTH, RANGE 11 EAST, W.M.

N $\frac{1}{2}$ NW $\frac{1}{4}$
SW $\frac{1}{4}$ NW $\frac{1}{4}$
W $\frac{1}{2}$ SW $\frac{1}{4}$
SECTION 2

NW $\frac{1}{4}$ NW $\frac{1}{4}$
SECTION 11

W $\frac{1}{2}$ NW $\frac{1}{4}$
W $\frac{1}{2}$ SW $\frac{1}{4}$
SECTION 14

ALL
SECTION 3

ALL
SECTION 15

ALL
SECTION 4

ALL
SECTION 16

ALL
SECTION 5

ALL
SECTION 17

ALL
SECTION 6

ALL
SECTION 18

ALL
SECTION 7

ALL
SECTION 8

E½ NE¼
SECTION 19

ALL
SECTION 9

N½
N½ SE¼
SECTION 20

ALL
SECTION 10

NW¼ NE¼
NW¼
SECTION 21

TOWNSHIP 18 SOUTH, RANGE 12 EAST, W.M.

The applicant proposes to add additional points of appropriation to:

BEAR CREEK NO. 1 WELL - SE¼ SE¼, SECTION 33, T 17 S, R 12 E, W.M.; 1424 FEET NORTH 25 DEGREES 40 MINUTES 49 SECONDS WEST FROM THE SE CORNER OF SECTION 33.

AIRPORT WELL - NW¼ NW¼, SECTION 20, T 17 S, R 13 E, W.M.; 461.3 FEET SOUTH 81 DEGREES 36 MINUTES 15 SECONDS WEST OF THE NW CORNER OF SECTION 20.

THESE CHANGES TO AN EXISTING WATER PERMIT MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. The quantity of water diverted at the new points of appropriation (wells), 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. The water user shall install and maintain headgates, in-line flow meters, weirs, or other suitable devices for measuring and recording the quantity of water diverted. The type and plans of the headgates and measuring devices must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.
3. Water shall be acquired from the same aquifer as the original points of diversion.
4. All other terms and conditions of the permit remain the same.

Permit G-11380, in the name of CITY OF BEND is amended as described herein.

WITNESS the signature of the Water Resources
Director, affixed 4/1/98.



Martha O. Page, Director