

STATE OF OREGON

COUNTY OF WASCO

ORDER APPROVING A CHANGE IN POINT OF APPROPRIATION

Pursuant to ORS 537.211, after notice was given and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, PERMIT AMENDMENT T-8495 submitted by

CHENOWITH WATER PEOPLES UTILITY DISTRICT
2312 WEST 8TH STREET
THE DALLES, OREGON 97058.

The permit to be modified is Permit G-294 with a date of priority of APRIL 23, 1954. The permit allows the use of 3 WELLS, in the COLUMBIA RIVER 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 4.0 cubic feet per second, if available at the original wells; NE¼ NE¼, AS PROJECTED WITHIN SHANG DLC 41, SECTION 32, NE¼ SE¼, AS PROJECTED WITHIN MISSION DLC 43, SECTION 32, T 2 N, R 13 E, W.M.; WELL 3 - 2350 FEET NORTH AND 920 FEET WEST; WELL 1 - 400 FEET SOUTH AND 350 FEET WEST; WELL 2 - 350 FEET SOUTH AND 400 FEET WEST; ALL FROM THE E¼ CORNER OF SECTION 32.

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

This is an order in other than a 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 137-004-080 and OAR 690-01-005 you may either petition for judicial review or petition the Director for reconsideration of this order.

The authorized place of use is as follows:

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

NE $\frac{1}{4}$ NE $\frac{1}{4}$
SECTION 5

TOWNSHIP 1 NORTH, RANGE 13 EAST, W.M.

SW $\frac{1}{4}$ SW $\frac{1}{4}$
SECTION 28

NE $\frac{1}{4}$
E $\frac{1}{2}$ NW $\frac{1}{4}$
SE $\frac{1}{4}$
SECTION 32

SW $\frac{1}{4}$
SE $\frac{1}{4}$
SECTION 29

W $\frac{1}{2}$ NW $\frac{1}{4}$
SE $\frac{1}{4}$ NW $\frac{1}{4}$
SW $\frac{1}{4}$
SECTION 33

TOWNSHIP 2 NORTH, RANGE 13 EAST, W.M.

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 point of appropriation for WELL 1 to:

WELL 4 - NE $\frac{1}{4}$ SE $\frac{1}{4}$, AS PROJECTED WITHIN MISSION DLC 43, SECTION 32, T 2 N, R 13 E, W.M.; 400 FEET SOUTH AND 415 FEET WEST FROM THE E $\frac{1}{4}$ CORNER OF SECTION 32.

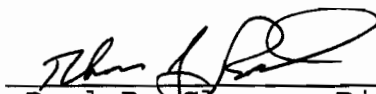
THIS CHANGE TO AN EXISTING WATER PERMIT MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. The quantity of water diverted at the new point of appropriation (Well 4) shall not exceed the quantity of water lawfully available at the original point of appropriation (Well 1).
2. The water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device 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 point of appropriation.
4. All other terms and conditions of the permit remain the same.

Permit G-294, in the name of CHENOWITH WATER PEOPLE'S UTILITY DISTRICT is amended as described herein.

WITNESS the signature of the Water Resources
Director, affixed May 23, 2001.


Paul R. Cleary, Director