

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

In the Matter of the Proposed Water)	FINAL ORDER APPROVING WATER
Management and Conservation Plan for)	MANAGEMENT AND
City of Enterprise, Wallowa County,)	CONSERVATION PLAN
Oregon)	

Authority

OAR Chapter 690, Division 086, establishes the process and criteria for approving water management and conservation plans required under the conditions of permits, permit extensions and other orders of the Department.

Findings of Fact

1. The City of Enterprise submitted a Water Management and Conservation Plan to the Department on May 24, 1999. The plan is required by permit G-13126.
2. Public notice was published as required under OAR Chapter 690, Division 086. Comments were received from Oregon Trout.
3. The Department reviewed the draft plan and the comments received. Based on the plan and comments, the Department outlined a proposed work plan that, if completed, would allow the City of Enterprise to satisfy the requirements of OAR 690-086-0140. The Department notified the City of Enterprise of the areas needing additional work in the Department's letter of April 6, 2000.
4. The City of Enterprise agreed by letter dated September 23, 2004 to complete the activities described in the work plan by November 1, 2009. Pursuant to OAR 690-086-0100(3), the Department reviewed the revised plan for consistency with OAR Chapter 690, Division 086 as adopted by the Water Resources Commission in 1994.
5. The final plan is generally consistent with the relevant requirements and includes a work plan as described in the Department's letter of August 17, 2004 for completion of additional work necessary to satisfy the requirements within five years.

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 137-004-080 and OAR 690-01-005 you may either petition for judicial review or petition the Director for reconsideration of this order.

Conclusion of Law

The water management and conservation plan, with the inclusion of the work plan submitted by the City of Enterprise, is consistent with the criteria in OAR Chapter 690, Division 086.

Now, therefore, it is ORDERED:

1. The City of Enterprise Water Management and Conservation Plan is approved and shall remain in effect until November 1, 2010, unless this approval is rescinded pursuant to OAR 690-086-0920.
2. The City of Enterprise shall submit an updated plan meeting the requirements of OAR Chapter 690, Division 86 (effective November 1, 2002) within five years and no later than November 1, 2009 that incorporates the results of the activities included in its work plan.

Dated at Salem, Oregon this 1st day of November, 2004.



For Phillip C. Ward, Acting Director

Mailing date: NOV 03 2004