

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

HOOD RIVER COUNTY

IN THE MATTER OF PARTIAL PERFECTION OF)
WATER RIGHT PERMIT S-34196 IN THE NAME) **ORDER**
OF CRYSTAL SPRINGS WATER DISTRICT)

STATEMENT

On July 1, 2022, the Water Resources Department received a request from Crystal Springs Water District to partially perfect the use of 0.65 cubic foot per second (CFS) of water under water right Permit S-34196. This is a request for the second and final increment; Certificate 93120 was issued May 31, 2017 for 2.85 CFS for the first increment.

FINDINGS OF FACT

Permit S-34196 allows for the use of 3.5 CFS from Crystal Springs, a tributary of East Fork Hood River, for municipal use. The Department previously issued Certificate 93120 for 2.85 CFS, with 0.65 CFS remaining to be perfected under Permit S-34196.

Crystal Springs Water District has requested the final (second) increment of 0.65 CFS for partial perfection of Permit S-34196 and issuance of a water right certificate. The request was accompanied by the survey required under ORS 537.230(4). The survey shows, to the satisfaction of the Director, that the appropriation has been partially perfected in accordance with the provision of the Water Rights Act.

ORS 537.260 allows, without loss of priority or cancellation to the permit, the incremental perfection of the water right permit in an amount of not less than 25 percent, pursuant to ORS 537.260 and OAR 690-320-0040.

The Department finds that Crystal Springs Water District has perfected 0.65 CFS.

OAR 690-320-0040(5) allows municipal suppliers that incrementally perfect less than the full quantity of water to request further extension of time to complete construction and apply water to beneficial use for the remaining, unperfected quantity of water.

**NOTICE OF RIGHT TO PETITION FOR JUDICIAL REVIEW OR
RECONSIDERATION**

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.482 and ORS 536.075. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and 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.

The Department finds that Crystal Springs Water has perfected the final increment of 0.65 CFS. This quantity of water is less than 25 percent, but is the remaining unperfected quantity of water under Permit S-34196 following the earlier increment that was partially perfected and evidenced by Certificate 93120.

ULTIMATE FINDING OF FACT

Crystal Springs Water District is now entitled to a certificate in the amount of 0.65 CFS. The Director has determined the permittee has complied with the requirements to partially perfect Permit S-34196 pursuant to ORS 537.250 and 537.260.

ORDER

The Department finds that there is no remaining rate to be perfected under Permit S-34196 and that a certificate in the amount of 0.65 CFS shall be issued to Crystal Springs Water District. Certificate 97597 is issued for 0.65 CFS.

Dated FEB 23 2024



Dwight French
Water Right Services Division Administrator, for
Douglas E. Woodcock, Acting Director
Oregon Water Resources Department