BEFORE THE WATER RESOURCES DEPARTMENT OF THE STATE OF OREGON

In the Matter of the Proposed Water)	FINAL ORDER APPROVING A
Management and Conservation Plan for the)	WATER MANAGEMENT AND
Chenowith Water People's Utility District,)	CONSERVATION PLAN
Wasco County		•

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 Chenowith Water People's Utility District (District) submitted a Water Management and Conservation Plan (plan) to the Water Resources Department (Department) on December 10, 2021. The required statutory fee for review of the plan was received by the Department on December 22, 2021. The plan was required by a condition set forth under the District's previously approved plan (Sp. Or. Vol. 63, Pg. 98-99) issued on January 19, 2005.
- 2. The Department published notice of receipt of the plan on December 28, 2021, as required under OAR Chapter 690, Division 086. No comments were received.
- 3. The Department provided written comments on the plan to the District on February 18, 2022, and May 27, 2022. In response, the District submitted a revised plan on May 19, 2022, and a final revised plan May 27, 2022.
- 4. The Department reviewed the final revised plan and finds that the final revised plan is consistent with the relevant requirements under OAR Chapter 690, Division 086.

Conclusion of Law

The Water Management and Conservation Plan submitted by the Chenowith Water People's Utility District is consistent with the criteria in OAR Chapter 690, Division 086.

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This is a final 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 137-004-0080, you may petition for judicial review or 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.

Now, therefore, it is ORDERED:

Duration of Plan Approval:

1. The Chenowith Water People's Utility District's Water Management and Conservation Plan is approved and shall remain in effect until **June 30, 2032**, unless this approval is rescinded pursuant to OAR 690-086-0920.

Development Limitation:

2. The limitation of the diversion of water under **Permit G-294** established in the Final Order approving an Extension of Time for **Permit G-294** (issued on February 13, 2015) remains unchanged. Subject to other limitations or conditions of the permit, therefore, the Chenowith Water People's Utility District remains authorized to divert only up to **2.78 cfs** (out of the total permitted 4.0 cfs) of water under **Permit G-294**.

Plan Update Schedule:

3. The Chenowith Water People's Utility District shall submit an updated plan meeting the requirements of OAR Chapter 690, Division 086 (effective December 23, 2018) within 10 years and no later than **December 30, 2031**.

Progress Report Schedule:

4. The Chenowith Water People's Utility District shall submit a progress report containing the information required under OAR 690-086-0120(4) by **June 30, 2027**.

Other Requirements for Plan Submittal:

5. The deadline established herein for the submittal of an updated Water Management and Conservation Plan (consistent with OAR Chapter 690, Division 086) shall not relieve the Chenowith Water People's Utility District's from any existing or future requirement(s) for submittal of a Water Management and Conservation Plan at an earlier date as established through other final orders of the Department.

Dated at Salem, Oregon this day
Lisa J. Jaramillo, Fransfer and Conservation Section Manager for THOMAS M. BYLER, DIRECTOR
Oregon Water Resources
Mailing date: JUL 1 2 2022

Notice Regarding Service Members: Active-duty service members have a right to stay these proceedings under the federal service members Civil Relief Act. For more information, contact the Oregon State Bar at 800-452-8260, the Oregon Military Department at 503-584-3571 or the nearest United States Armed Forces Legal Assistance Office through http://legalassistance.law.af.mil. The Oregon Military Department does not have a toll-free telephone number.