

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

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In the Matter of the Proposed Water	)	FINAL ORDER APPROVING A
Management and Conservation Plan for the	)	WATER MANAGEMENT AND
Pinnacle Utilities, LLC, Deschutes County	)	CONSERVATION PLAN

**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. Pinnacle Utilities, LLC submitted a Water Management and Conservation Plan (plan) and the required statutory fee for review of the plan to the Water Resources Department (Department) on February 26, 2020. The plan was required by a condition set forth under Permit G-17036.
2. The Department published notice of receipt of the plan on March 10, 2020, as required under OAR Chapter 690, Division 086. Nine timely comments were received from ten individuals on April 9, 2020.
3. The Department provided written comments on the plan to the Pinnacle Utilities, LLC on April 17, 2020. In response, the Pinnacle Utilities, LLC submitted a revised plan on October 13, 2020.
4. The Department reviewed the revised plan, as well as the comment received, and finds that the revised plan is consistent with the relevant requirements under OAR Chapter 690, Division 086.

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**Conclusion of Law**

The revised Water Management and Conservation Plan submitted by Pinnacle Utilities, LLC is consistent with the criteria in OAR Chapter 690, Division 086.

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 Pinnacle Utilities, LLC Water Management and Conservation Plan is approved and shall remain in effect until **November 25, 2030**, unless this approval is rescinded pursuant to OAR 690-086-0920.

**Plan Update Schedule:**

2. Pinnacle Utilities, LLC 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 **May 25, 2030**.

**Progress Report Schedule:**

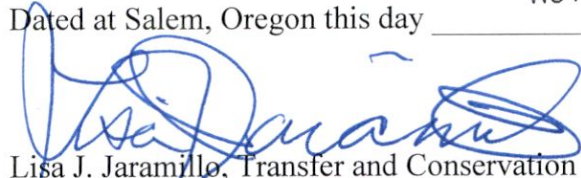
3. The Pinnacle Utilities, LLC shall submit a progress report containing the information required under OAR 690-086-0120(4) by **November 25, 2025**.

**Other Requirements for Plan Submittal:**

4. 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 Pinnacle Utilities, LLC 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.

NOV 24 2020

Dated at Salem, Oregon this day \_\_\_\_\_



Lisa J. Jaramillo, Transfer and Conservation Section Manager for  
THOMAS M. BYLER, DIRECTOR  
Oregon Water Resources

Mailing date: NOV 25 2020

**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.