

**Oregon Water Resources Department  
Water Right Services Division**

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

The Oregon Water Resources Department (Department) withdraws the Final Order Approving a Water Management and Conservation Plan, dated November 24, 2020.

**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 comments received, and finds that the revised plan is consistent with the relevant requirements under OAR Chapter 690, Division 086.
5. On November 24, 2020, the Department issued a Final Order approving the plan.
6. On January 23, 2021, Annunziata Gould filed a Petition for Judicial Review in the Marion County Circuit Court (21CV02770).
7. The Department has determined that the Final Order should be reconsidered, in light of the petition.

**CONCLUSIONS OF LAW**

1. The Department may withdraw the November 24, 2020, Final Order for reconsideration pursuant to ORS 183.484 (4).

**ORDER**

The Final Order approving the Water Management and Conservation Plan for Pinnacle Utilities, LLC, dated November 24, 2020, is withdrawn for reconsideration.

Dated at Salem, Oregon March 9<sup>th</sup>, 2021.

  
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Dwight French  
Water Right Services Division Administrator, for  
Thomas M. Byler, Director  
Oregon Water Resources Department