

**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
City of Halsey, Linn 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. The City of Halsey submitted a Water Management and Conservation Plan (plan) and required statutory fee for review of the plan to the Water Resources Department (Department) on August 23, 2021. The plan was required by a condition set forth under the City's previously approved plan (Sp. Or. Vol. 85, Pgs. 819-820) issued on December 15, 2011.
2. The Department published notice of receipt of the plan on August 31, 2021, as required under OAR Chapter 690, Division 086. No comments were received.
3. The Department provided written comments on the plan to the City on October 8, 2021 and December 2, 2021. In response, the City submitted a revised plan on November 30, 2021 and final revised plan January 3, 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 City of Halsey 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 City of Halsey Water Management and Conservation Plan is approved and shall remain in effect until **January 19, 2032**, unless this approval is rescinded pursuant to OAR 690-086-0920.

Development Limitation(s):

2. The limitation of the diversion of water under **Permit G-12998** established in the Final Order approving an Extension of Time for **Permit G-12998** (*issued on December 10, 2003*) remains unchanged. Subject to other limitations or conditions of the permit, therefore, the City of Halsey remains authorized to divert only up to **0.501 cfs** (*out of the total permitted 0.613 cfs*) of water under **Permit G-12998**.
3. The limitation of the diversion of water under **Permit G-15551** established in the Final Order approving an Extension of Time for **Permit G-15551** (*issued on July 21, 2009*) remains unchanged. Subject to other limitations or conditions of the permit, therefore, the City of Halsey remains authorized to divert only up to **0.320 cfs** (*out of the total permitted 1.0 cfs*) of water under **Permit G-15551**.

Plan Update Schedule:

4. The City of Halsey 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 **July 19, 2031**.

Progress Report Schedule:

5. The City of Halsey shall submit a progress report containing the information required under OAR 690-086-0120(4) by **January 19, 2027**.

Other Requirements for Plan Submittal:

6. 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 City of Halsey 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 **JAN 25 2022**


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

Mailing date: **JAN 26 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.