BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

LANE COUNTY

IN THE MATTER OF PARTIAL PERFECTION)
OF WATER RIGHT PERMIT G-16885 IN THE) **ORDER**
NAME OF CITY OF FLORENCE)

STATEMENT

On June 24, 2008, the Water Resources Department (Department) received a request from the City of Florence (City) to partially perfect the use of 2.4 cubic feet per second (CFS) of water under Permit G-15056. This is a request for the first increment.

FINDINGS OF FACT

Permit G-15056 allowed for the use of 3.0 CFS from five wells in Munsel Creek Basin for municipal use.

The City has requested partial perfection of Permit G-15056 and issuance of a water right certificate. The request was accompanied by the survey required under ORS 537.230(5). 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 the City has perfected 2.4 CFS. The quantity of water is equal or greater than the 25 percent of the original quantity of water allowed under Permit G-15056.

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.

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.

The completion date for Permit G-15056 is October 1, 2025.

The Department finds that the City has perfected the first increment of 2.4 CFS.

On January 19, 2012, the Department issued a final order approving an additional point of appropriation under Permit Amendment T-11282 and superseding Permit G-16885 at Special Order Volume 85, Page 957.

ULTIMATE FINDINGS OF FACT

The City of Florence is now entitled to a certificate in the amount of 2.4 CFS. The Director has determined the water user has complied with the requirements to partially perfect Permit G-16885 pursuant to ORS 537.250 and 537.260.

ORDER

The Department finds that there is 0.6 CFS remaining to be perfected under Permit G-16885 and that a certificate in the amount of 2.4 CFS shall be issued to the City of Florence.

Dated AUG 1 1 2023

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