

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

CLACKAMAS, MULTNOMAH, AND WASHINGTON COUNTY

IN THE MATTER OF PARTIAL PERFECTION OF)
WATER RIGHT PERMIT G-10124 IN THE NAME)
OF THE CITY OF PORTLAND)

ORDER

STATEMENT

On May 2, 2012, The Water Resources Department received a request from the City of Portland to partially perfect the use of water under water right permit G-10124.

FINDINGS OF FACT

Permit G-10124 allows for the use of 100.0 cubic foot per second (CFS) from three wells, with no more than 33 1/3 CFS from any one of the wells, in the Willamette Basin for municipal use.

The City has requested partial perfection of permit G-10124 and issuance of a water right certificate. The request was accompanied by the survey required under ORS 537.230(4). 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 39.96 CFS. The quantity of water is equal or greater than the 25 percent of the original quantity of water allowed under permit G-10124.

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.

**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.

As of the date of this order, the City has received a water right extension of time until 10-1-2085 for municipal water use permit to completely apply water to beneficial use under Permit G-10124.

ULTIMATE FINDING OF FACT

The City is now entitled to a certificate in the amount of 39.96 CFS, being 5.70 CFS from Well 17, 14.80 CFS from Well 18, and 19.46 CFS from Well 19. The Director has determined the permittee has complied with the requirements to partially perfect permit G-10124 pursuant to ORS 537.250 and 537.260.

ORDER

The Department finds that there is 60.04 CFS remaining to be perfected, being 27.63 CFS from Well 17, 18.53 from Well 18, and 13.88 CFS from Well 19, and that a certificate in the amount of 39.96 CFS be issued to the City of Portland.

Dated March 27, 2014



Dwight W. French
Water Right Services Administrator, for
Phillip C. Ward, Director
Oregon Water Resources Department