



Oregon

Kate Brown, Governor

Water Resources Department

North Mall Office Building
725 Summer St NE, Ste A
Salem, OR 97301
Phone: 503-986-0900
Fax: 503-986-0904
www.Oregon.gov/OWRD

April ~~30~~, 2021

VIA E-MAIL and REGULAR MAIL

Applicant:

Tumalo Irrigation District
64697 Cook Avenue
Bend, OR 97703
chris@tumalo.org

Agent:

GSI Water Solutions
1600 SW Western Avenue, Suite 240
Corvallis OR 97333
OMcMurtrey@gsiws.com

SUBJECT: Allocation of Conserved Water Application CW-116

Please find enclosed the Preliminary Determination indicating that, based on the information available, the Department intends to approve Conserved Water Application CW-116. Issuance of this Preliminary Determination starts a 60-day protest period.

The Department has reviewed the comments submitted by GSI. Changes have been made from the Draft Preliminary Determination.

Findings of Fact:

- Finding of Fact (FOF) #26 – changes were incorporated

Review Criteria:

- FOF # 43 – The last paragraph was added
- FOF #44 - The 2nd paragraph was added clarifying the instream right will be from storage and can have a year 'round use without injury or enlargement within the parameters of the seasons of use specified in Certificate 95177.
- FOF #46 - The 1st and last paragraphs were added

Order Section:

- #11 – Cert. 95176 added last paragraph
- #11 – Cert. 95177 added 1st and last paragraphs after Seasonal Volume Table
- #14 – Cert 95176 added 1st paragraph
- #15 – Cert 95177 added 1st and last paragraphs after Seasonal Volume Table

If no protest is filed, the Department will issue a Final Order consistent with this Preliminary Determination. You should receive a copy of the Final Order shortly after the close of the protest period for the conserved water application.

If a protest is filed, the application may be referred to a contested case proceeding. A contested case provides an opportunity for the proponents and opponents of the decision proposed in the Preliminary Determination to present information and arguments supporting their position to the Water Resources Commission.



Please do not hesitate to contact me at 503-986-0881 or teri.k.hranac@oregon.gov, if I may be of assistance.

Sincerely,

A handwritten signature in black ink, appearing to read "Teri Hranac". The signature is written in a cursive style with a large initial "T".

Teri Hranac
Allocation of Conserved Water
Transfer and Conservation Section

Enclosure

cc: CW-116
Jeremy Giffin, District #11 Watermaster *(via e-mail)*
Becky Williams, OWRD *(via e-mail)*
OWEB, Project # 219-4000-16321 *(via email)*