

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

Water Right Application S-88915 in the name     )  
of CITY OF BANKS                                     )  
                                                                  )

FINAL ORDER

**Summary:** Order approving Application S-88915 and issuing Permit S-55497.

***Authority***

The application is being processed in accordance with Oregon Revised Statute (ORS) 537.153 through 537.175, and 390.826, and Oregon Administrative Rule (OAR) Chapter 690, Divisions 5, 33, 300, 310, 400, 410, and the Willamette Basin Program (OAR 690-502). These statutes and rules can be viewed on the following website: [www.oregon.gov/OWRD/programs/policylawandrules](http://www.oregon.gov/OWRD/programs/policylawandrules)

The Department's main page is: [www.oregon.gov/OWRD](http://www.oregon.gov/OWRD)

This Final Order is issued pursuant to ORS 537.170(6) to (9) and OAR 690-310-0170 to -0190.

**FINDINGS OF FACT**

1. On January 22, 2021, the City of Banks submitted an application to the Department for a water use permit.
2. On March 21, 2023, the Department issued a Proposed Final Order recommending approval of the application. On May 5, 2023, the Department received a timely protest from the applicant. On August 31, 2023, the applicant notified the Department of a voluntary withdrawal of this protest.
3. On August 1, 2023, the Department issued a Superseding Proposed Final Order recommending approval of the application. The protest period closed September 15, 2023 and no protest was filed.
4. The findings of fact in the Superseding Proposed Final Order are incorporated herein.

**CONCLUSIONS OF LAW**

1. The conclusions of law in the Superseding Proposed Final Order are incorporated herein.
2. The proposed use, as conditioned, would not impair or be detrimental to the public interest.

**NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW**

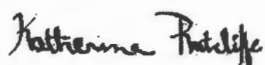
This is a Final Order in other than contested case. This order is subject to judicial review under ORS 536.075 and ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to OAR 137-004-0080, you may petition the Director for reconsideration 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.

NOTE: When issuing permits, ORS 537.170(6) authorizes the Department to include provisions or restrictions concerning the use, control and management of the water to be appropriated for the project.

**ORDER**

Application S-88915 is approved and Permit S-55497 is issued.

DATED OCT 06 2023



Katherine Ratcliffe  
Water Rights Section Manager, for  
Douglas E. Woodcock, Acting Director  
Oregon Water Resources Department

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- If you have any questions about statements contained in this document, please contact Lucinda Vranizan at [Lucinda.R.Vranizan@water.oregon.gov](mailto:Lucinda.R.Vranizan@water.oregon.gov) or 971-375-2256.
  - If you have other questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at 503-986-0900.
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