

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE STATE OF OREGON

In The Matter of the Conversion of	} Withdrawal of
Hydroelectric Water Right Certificate	} August 1, 2023
46965 in the Name of Pacific Power	} Proposed Final Order
and Light Company to an Instream Right	}
under ORS 543A.305	}

The Pacific Power and Light Company (Company) perfected the use of 500 cubic feet per second (cfs) of water from the Hood River, at Powerdale Dam, for hydroelectric power purposes as evidenced by water right certificate 46965. The priority date of this right is 1901 for 140 cfs of water and 1911 for 360 cfs.

On December 22, 2010, the Company submitted written consent for the hydroelectric water right under certificate 46965 to be converted to an instream water right pursuant to ORS 543A.305.

On December 11, 2011, the Department issued a proposed final order to convert the hydroelectric water right instream with certain conditions. Four protests were received on the proposed final order. A facilitator was engaged to assist in resolving the significant disputes, however no settlement could be reached. The Department decided to ask the Water Resources Commission to begin a rulemaking process to set standards for the conversion process. The Commission adopted rules Chapter OAR 690 Division 054 on June 16, 2022. The Department withdrew the December 1, 2011, proposed final order.

On August 1, 2023, the Department issued a proposed final order to convert the hydroelectric water right instream with certain conditions. In response to the proposed final order, the Department received four protests and a request for standing. The Department is withdrawing the August 1, 2023, proposed final order.

Therefore, the Proposed Final Order issued on August 1, 2023, is withdrawn. A new proposed final order to convert the hydroelectric water right to an instream right that will be issued to conform to the rules in OAR 690-054.

Dated **NOV 20 2023**



Dwight W. French,
Administrator Water Right Services, for
Doug E. Woodcock, Acting Director
Oregon Water Resources Department