

# Memo

Date: March 23, 2018  
To: Barbara Park Poage, Application Caseworker  
From: Kerri H. Cope, Transfer and Conservation Section  
Re: Division 86/Rate Review for Application File #S-88507

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The Transfer and Conservation Section has reviewed the above referenced application for the following:

**1) Shall a Water Management and Conservation Plan be required under Division 86?**

- ☒ No
- ☐ WMCP should be required within \_\_\_\_\_ years.
- ☐ WMCP will be required if incremental mitigation is proposed under OAR 690-505-0625(1)(c). The time frame should be for entities under 1,000 in population within five years or for entities over 1,000 within five years or before use of the second increment of water development which ever is sooner.

**Remarks/basis of determination:** \_\_\_\_\_

**2) Is the proposed quantity of water reasonable based on information provided in Form M?**

- ☐ Yes
- ☐ No. However, a reduced quantity of \_\_\_\_\_ will be reasonable based on information presented in Form M.
- ☒ No determination – insufficient information supplied.

**Remarks/basis of determination:** Unfortunately a determination cannot be made due to insufficient information. Form M requires a list of present water right and permits held be attached to application. This seems to be missing from the application.

The form also requests present population of service area, while the Port may not have a resident population, they do have a transient service population that uses water on a daily basis. Please provide that information and the expected transient population within 20 years, especially considering the additional industry moving into the Port.

In addition, the rational for the need of 29.9 cfs from the Columbia River is based off of an assumption that the total of all of the current existing irrigation water rights over the irrigation season of 169 days equals 26.9 cfs; however the irrigation season is 245 days not 169. Also, the total of the water rights the Port states they will be converting via a character of use change through the transfer process are equal to a total of 85.76 cfs for 245 days per year. Please provide clearer evidence that explains how 169 days and 26.9 cfs were calculated.

Finally, the irrigation season for the Umatilla Basin is March 1 through October 31 and all of the irrigation water rights being converted to municipal are for that season, if the Port is

requesting the 29.9 cfs for the period outside the authorized season of use, then that would be November 1 through February 28/29 not October 1 through April 14<sup>th</sup>. Please provide justification for the additional 75 days of use being requested, and how the additional water will be used since Form M states the peak season is June 1 through September 30 of each year.

Signature: Kerrid H. Cope Date: 3/23/18