

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

Hydroelectric Reauthorization  
Project HE 257

**Final Order**

*NOTE: This is a Final Order issued pursuant to Oregon Revised Statutes (ORS) 543A.130.*

*Application History:*

On June 30, 1980, Ronald H. Lizotte was granted hydroelectric license, HE 257, conferring the right to appropriate not to exceed 0.40, cubic feet per second of water from Francis Creek, tributary to South Umpqua River utilizing a gross head of 120 feet to develop up to 5.45 theoretical horsepower. Later inspection provided a capacity estimate of 0.1 cfs with about 200 feet of head for a capacity of  $(0.1 \text{ cfs} * 200 \text{ feet of head} / 8.8) = 2.3$  Theoretical Horsepower. The original license, issued in 1980, was for a period of 20 years terminating December 31, 2000. The project was relicensed December 19, 2000 for another 20 year license, which is set to expire December 31, 2020.

On January 29, 2018, Ronald H. Lizotte submitted an application to the Department for reauthorization of hydroelectric Project HE 257. The Department issued a Proposed Final Order on August 27, 2019. The protest period closed October 11, 2019 and no protest was filed.

On August 27, 2019, the Department provided public notice of a proposed final order in its weekly public notice to reauthorize the Project for a 30 year license term. Protests or requests for standing were requested by October 11, 2019. No protests or requests for standing were received.

The Department concludes that the use will not impair or be detrimental to the public interest under ORS 543A.025 (1). In addition, the Project as conditioned in the draft water right certificate attached herein, satisfies the minimum requirements set forth in ORS 543A.025(2).

Upon receipt of the remaining application reauthorization fees, Hydroelectric Reauthorization Application HE 257 shall be approved consistent with the Proposed Final Order and as provided on the attached draft certificate. Application reauthorization fees are required in the amount of \$150.00. Said fees are due and payable no later than 60 days from the date of this Final Order. Failure to pay the required fee within 60 days from the date of this Final Order may result in the proposed rejection of Hydroelectric Reauthorization Application HE 257.

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

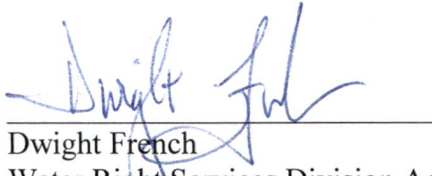
This is a Final Order in other than a contested case. This order is subject to judicial review under ORS 536.075 and ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified in ORS 183.484(2). Pursuant to OAR 137-004-080 you may petition the Director for reconsideration 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 is filed, the petition shall be deemed denied.

*If additional time is needed to submit the required fees, a written request should be received in the Salem office of the Department by the deadline above. The Department will evaluate the request and determine whether or not the request may be granted.*

**Order**

HE 257 is reauthorized and the attached Water Right Certificate shall be issued upon payment of fees.

DATED DEC 10 2019

A handwritten signature in blue ink, appearing to read "Dwight French", is written over a horizontal line.

Dwight French  
Water Right Services Division Administrator, for  
Thomas M. Byler, Director  
Oregon Water Resources Department

*This document was prepared by Craig Kohanek. If you have any questions about any of the statements contained in this document please contact me at 503-986-0823 or [Ron.c.kohanek@oregon.gov](mailto:Ron.c.kohanek@oregon.gov)*

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