



# Oregon

Kate Brown, Governor

**Water Resources Department**

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**OREGON WATER RESOURCES COMMISSION  
MEETING  
April 12, 2019**

**Oregon Water Resources Department  
Rogue Conference Room, 3<sup>rd</sup> Floor  
725 Summer Street NE  
Salem, Oregon 97301**

**and**

**District 17 Watermaster Office  
Klamath County Government  
Center, 1<sup>st</sup> Floor  
305 Main Street  
Klamath Falls, Oregon 97601**

*Attendance/Agenda and Staff Report Access: The Commission may participate in the meeting by conference call or in person. The public is invited to attend the meeting at one of the locations identified above, which will be linked to the discussion by conference call. Staff reports for agenda items will be available on the Commission's website at [http://www.wrd.state.or.us/files/Publications/staff\\_reports/](http://www.wrd.state.or.us/files/Publications/staff_reports/) prior to the meeting.*

**COMMISSION MEETING: April 12, 2019, 10:00 a.m.**

**A. Request for Adoption of Rules Relating to Groundwater-Use Regulation to Protect Senior Surface Water Rights in the Upper Klamath Basin (Oregon Administrative Rules Chapter 690, Division 025)**

The Oregon Water Resources Department (Department) is respectfully asking the Oregon Water Resources Commission (Commission) to consider adoption of proposed rules that conjunctively manage groundwater and surface water in the Upper Klamath Basin, and describe the process the Department will use to regulate junior groundwater rights when a valid call is made by a senior surface water right or determined claim.

Ivan Gall, Field Services Division Administrator, will present on the Department's rulemaking process. The Department is proposing to repeal the existing Division 025 rules and adopt new, interim rules that govern the regulation of groundwater in the Upper Klamath Basin. This rulemaking proposes to repeal OAR 690-025-0010 in response to the termination of the Upper Klamath Basin Comprehensive Agreement. This rulemaking proposes to adopt OAR 690-025-0020, -0025, and -0040 to establish procedures for the control of groundwater uses to protect senior surface water rights in the Upper Klamath Basin, in lieu of regulating water use under OAR 690-009. These proposed rules expire on March 1, 2021, by which time more comprehensive rules are expected to be adopted after engagement and outreach with the water-user community and stakeholders in the basin.

**Public Testimony:** The comment period on this agenda item closed by law on March 4, 2019. Testimony on the proposed rules may only be accepted after the Commission takes final action on Agenda Item A.

**Executive Session:** The Commission may convene in a confidential executive session where, by law, only members of the press and Department staff may attend. Others will be asked to leave the room during these discussions, which usually deal with current or potential litigation. Before convening an executive session the presiding Commission member will make a public announcement and explain necessary procedures.

**Questions/Accommodations:** If you have any questions about this agenda or the Commission's procedures please call Jennifer Ranstrom-Smith, Commission Assistant, at 503-986-0876. Additionally, if physical, language or other accommodations are needed for this meeting please call Jennifer Ranstrom-Smith, as soon as possible.

**Water Resources Commission**  
(with city of residence and region represented)

*The Commission is a seven-member citizen body that sets state water policy and oversees activities of the Water Resources Department.*

Meg Reeves, Chair	Corvallis	West Side at Large	2020
Bruce Corn	Ontario	Eastern Region	2021
Bob Baumgartner	Tigard	Northwest Region	2021
Mike Faught	Ashland	Southwest Region	2021
Kathy Kihara	Bend	East Side at Large	2021
Eric Quaempts	Adams	North Central Region	2021
Joe Moll	Eugene	West Central Region	2021

Thomas M. Byler, Director  
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**Directions and Parking Information:**

Water Resources Department –North Mall Office Building, Salem

From I-5:

Take Exit 256 (Market Street). Heading west on Market Street, go approximately two miles to Summer Street. Turn left onto Summer Street, and continue less than 1/2 mile to 725 Summer Street NE. The North Mall Office Building is located on your right between the Department of State Lands and the Employment Building.

Parking:

Parking is located along Summer Street (Metered) and Winter Street (Metered and 90 minute parking). There are six, two-hour parking stalls located between the North Mall Office Building and the Employment Building to the south. Parking is also available in the Yellow Lot which is located two blocks south of the building for a fee.

District 17 Watermaster Office - Klamath County Government Center, Klamath Falls

From North on US 97, take Crater Lake Parkway/US97Bus S/OR 39, turn right onto Esplanade Avenue, which turns into Main Street. Follow it to 305 Main Street. The Klamath County Government Center will be on your right.