

# TUESDAY WATER REPORT

9 March, 2021

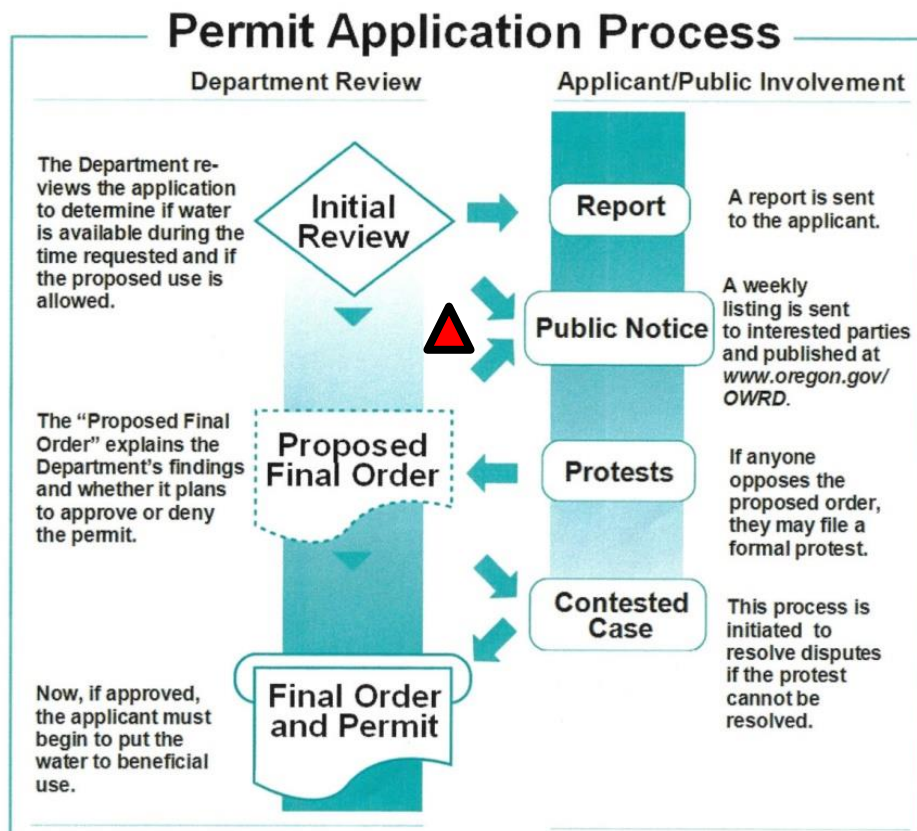
As expected, G-18843 remains on Administrative Hold by the applicant but we continue our vigil watching for any changes during the week and on Tuesdays when the weekly report is released.

Good news for the Chehalem Creek area again this week and the Chehalem Mt. Ground Water Limited Area in general. Last week we found a well and reservoir on Chehalem Ck with the well listed as Deny and a reservoir. The well conditioning had much the same language as G-18843 and the reservoir (for fire protection) could only be filled from November – June. There was also a well on Baker Creek on the east side of CMGWLA listed as Deny. Fire protection reservoirs seem to be the new “must have” item.

This week, another fire protection reservoir was listed in the Bryan Ck. drainage of Chehalem Ck. with the same conditions as above. This reservoir is in the next quarter section south of the monitored well (YAMH52040) we featured in last week’s Tuesday Report.

## **OWRD: Apply for a Water Use Permit : (Block diagram and process description)**

You will find both block diagram and descriptive narrative for the process a water right application must go through. Right now, we are circling around the red triangle symbol while G-18843 remains on hold. We believe, with the amended well location last August, the application should undergo another Public Interest Review/Initial Review cycle complete with the opportunity for further public comment. As you can see, the process does not include the situation we are in so, **your communications to OWRD should include this recommendation along with a more robust well monitoring program.**



## Water-Use Permit Application Processing Steps

Oregon Water Resources Department

### 1. Initial Review

The Department reviews the application to determine whether water is available during the period requested, whether the proposed use is restricted or limited by rule or statute, and whether other issues may preclude approval of or restrict the proposed use. An Initial Review (IR) containing preliminary determinations is mailed to the applicant. The applicant has 14 days from the mailing date to withdraw the application from further processing and receive a refund of all fees paid minus \$260. The applicant may put the application on hold for up to 180 days and may request additional time if necessary.

### 2. Public Notice

Within 7 days of the mailing of the initial review, the Department gives public notice of the application in the weekly notice published by the Department at [www.oregon.gov/owrd](http://www.oregon.gov/owrd). The public comment period is 30 days from publication in the weekly notice.

### 3. Proposed Final Order Issued

The Department reviews any comments received, including comments from other state agencies related to the protection of sensitive, threatened or endangered fish species. Within 60 days of completion of the Initial Review, the Department issues a Proposed Final Order (PFO) explaining the proposed decision to deny or approve the application. A PFO proposing approval of an application will include a draft permit, and may request additional information or outstanding fees required prior to permit issuance.

### 4. Public Notice

Within 7 days of issuing the PFO, the Department gives public notice in the weekly notice. Notice includes information about the application and the PFO. Protest must be received by the Department within 45 days after publication of the PFO in the weekly notice. Anyone may file a protest. The protest filing fee is \$410.00 for the applicant and \$810.00 for non-applicants. Protests are filed on approximately 10 percent of Proposed Final Orders. If a protest is filed the Department will attempt to settle the protest but will schedule a contested case hearing if necessary.

### 5. Final Order Issued

If no protests are filed, the Department can issue a Final Order within 60 days of the close of the period for receiving protest. If the application is approved, a permit is issued. The permit will specify the details of the authorized use and any terms, limitations or conditions that the Department deems appropriate.

View [Water Resources Department : Apply for a Water Use Permit : Permits : State of Oregon](#)