

**A RESOLUTION AUTHORIZING SEAL ROCK WATER DISTRICT THROUGH ITS GENERAL MANAGER TO NEGOTIATE AND ENTER INTO THE ATTACHED SETTLEMENT AGREEMENT WITH WATERWATCH OF OREGON, INC. AND PROVIDE A LETTER (Exhibit -A) TO THE OREGON WATER RESOURCES DEPARTMENT (OWRD) TO INCLUDE ADDITIONAL AND REVISED CONDITIONS IN THE FINAL ORDER AND PERMIT FOR APPLICATION S-88124.**

WHEREAS, On August 26, 2015, the District filed with the Oregon Water Resources Department (OWRD) an application for a water use permit to divert up to 2.0 cfs of water from Beaver Creek for municipal use within the District's boundaries (application number S-88124); and

WHEREAS, On September 15, 2015, OWRD gave public notice of the District's Application S-88124 in its weekly notice; and

WHEREAS, On October 15, 2015, WaterWatch of Oregon, Inc. (WaterWatch) submitted comments to OWRD that expressed concerns relative to Application S-88124; and

WHEREAS, On June 21, 2016, OWRD issued a Proposed Final Order (PFO) and draft permit proposing to approve Application S-88124. The PFO stated that protests or requests for standing related to the PFO could be filed pursuant to ORS 537.153(7) no later than August 5, 2016; and

WHEREAS, The District and WaterWatch have agreed that WaterWatch's concerns can be resolved without the need for a protest through the terms of the attached Settlement Agreement; and

WHEREAS, The District desires to work cooperatively with WaterWatch to request additional and modified permit conditions agreed to by WaterWatch to avoid a protest.

**NOW, THEREFORE, BE IT RESOLVED THAT THE SEAL ROCK WATER DISTRICT BOARD OF COMMISSIONERS RESOLVES AS FOLLOWS:**

1. Authorize the General Manager to negotiate a Settlement Agreement with WaterWatch related to Application S-88124.
2. Authorize the General Manager to enter into the attached Settlement Agreement (including Exhibit A) with WaterWatch.

PASSED by the SRWD Board on this

4<sup>th</sup> day of August, 2016.

ATTEST:

  
Board Secretary

APPROVED by the Board President on this

4<sup>th</sup> day of August, 2016.

APPROVED:

  
Board President