

Please let me know how you would like to proceed and if you have any questions.

Thank you,

Mindy Lane

Director's Office Executive Assistant & Public Records Support

Oregon Water Resources Department

725 Summer Street NE, Suite A

Salem, OR 97301

Desk: (503) 986-0875

Mobile: (503) 930-4303



**OREGON
WATER
RESOURCES
DEPARTMENT**

Integrity | Service | Technical Excellence | Teamwork | Forward-Looking

Received
MAY 20 2024
OWRD

From: Michael Bliven <mike@blivenlawfirm.com>

Sent: Thursday, May 2, 2024 11:44 PM

To: PUBLICRECORDS Owrdr * WRD <OWRD.PUBLICRECORDS@water.oregon.gov>

Cc: Robert Dwyer <rdwyer@blivenlawfirm.com>; Avery Field <avery@blivenlawfirm.com>; Elizabeth Barker <elizabeth@blivenlawfirm.com>; WAGNER Julie * WRD <Julie.WAGNER@water.oregon.gov>; Michael Bliven <mike@blivenlawfirm.com>

Subject: Re: §192.410 et seq. Oregon Public Records Law request (LUBGWMA) 240177

Dear Mindy Lane,

If I understand your email correctly, you estimate \$250 of costs in total. If that is correct, we withdraw our request for waiver on this request.

Thank you for your consideration and courtesy, we will pay the \$250.

Michael A. Bliven

Bliven Law Firm, P.C.

704 S. Main Street

Kalispell Montana 59901

p 406.755.6828

f 406.755.6829

Please be advised our address has changed. See above.

Representing the injured since 1994

Received
MAY 20 2024
OWRD

On Thu, May 2, 2024 at 10:30 AM PUBLICRECORDS Owrd * WRD <OWRD.PUBLICRECORDS@water.oregon.gov> wrote:

Good morning,

We may be the custodian of some of the records you are requesting. The initial time estimate to search, review, and produce records that are responsive to your public records request (PRR) will take staff 10.5 hours at a cost estimate of \$250.00. We are using the Oregon Department of Administrative Services public records fee schedule for the cost estimate, which does include a waiver of the first 30 minutes of time. Please note, this time estimate includes files through the date of the request.

Since you have requested a fee waiver, I have included the fee waiver request form. Please fill it out and return to the public records email and Julie Wagner, cc'd here, to begin the fee waiver review process.

Thank you

Mindy Lane

Director's Office Executive Assistant & Public Records Support

Oregon Water Resources Department

725 Summer Street NE, Suite A

Salem, OR 97301

Desk: (503) 986-0875

Mobile: (503) 930-4303



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From: Robert Dwyer <rdwyer@blivenlawfirm.com>

Sent: Tuesday, April 30, 2024 5:12 PM

To: PUBLICRECORDS Owrd * WRD <OWRD.PUBLICRECORDS@water.oregon.gov>

Cc: Michael Bliven <mike@blivenlawfirm.com>; Avery Field <avery@blivenlawfirm.com>; Elizabeth Barker <elizabeth@blivenlawfirm.com>

Subject: Re: §192.410 et seq. Oregon Public Records Law request (LUBGWMA)

Hi Mindy,

We would like the electronic records for Madison and McCarty going back to 2014 as initially requested as that will give us a starting point with those entities.

We would also like a simple list of the other ASR/AR projects over the past 10 years that have taken place in Umatilla and Morrow Counties.

Thank you

Best,

Received

MAY 20 2024

OWRD

Robert Dwyer

On Tue, Apr 30, 2024 at 10:51 AM PUBLICRECORDS Owrdr * WRD <OWRD.PUBLICRECORDS@water.oregon.gov> wrote:

Good morning,

I've been asked by staff to ask you the following:

This is a broad request. Do we interpret the ask as any ASR/AR projects in Umat or Morrow Counties? Or just Madison and McCarty?

Thank you!

Mindy

Mindy Lane

Director's Office Executive Assistant & Public Records Support

Oregon Water Resources Department

725 Summer Street NE, Suite A

Salem, OR 97301

Desk: (503) 986-0875

Mobile: (503) 930-4303



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Received
MAY 20 2024
OWRD

From: Robert Dwyer <rdwyer@blivenlawfirm.com>

Sent: Thursday, April 25, 2024 3:33 PM

To: PUBLICRECORDS Owrdr * WRD <OWRD.PUBLICRECORDS@water.oregon.gov>

Cc: Michael Bliven <mike@blivenlawfirm.com>; Avery Field <avery@blivenlawfirm.com>; Elizabeth Barker <elizabeth@blivenlawfirm.com>; PUBLICRECORDS Owrdr * WRD <OWRD.PUBLICRECORDS@water.oregon.gov>

Subject: Re: §192.410 et seq. Oregon Public Records Law request (LUBGWMA)

Hi Mindy,

Thanks for the quick response. It appears that both ASR facilities have been in operation since 2006 (according to GSI's website) and GSI has been preparing and submitting reports since then. At least to start, and to keep cost and effort down, can you work backward through existing electronic records (PDF, etc.) and respond with those only? If we need to go further back in time from what is available, or go into more depth on records that may not already be electronic, we will advise, but I'd like to minimize response time as much as possible at the moment.

If there are no electronic records, then I would request that we go back to 2014 at this time.

Thanks!

On Tue, Apr 23, 2024 at 2:03 PM PUBLICRECORDS Owrd * WRD <OWRD.PUBLICRECORDS@water.oregon.gov> wrote:

Good afternoon,

Would you please identify a timeframe so we can develop an accurate time/cost estimate?

Thank you,

Mindy Lane

Director's Office Executive Assistant & Public Records Support

Oregon Water Resources Department

725 Summer Street NE, Suite A

Salem, OR 97301

Desk: (503) 986-0875

Mobile: (503) 930-4303



**OREGON
WATER
RESOURCES
DEPARTMENT**

Received
MAY 20 2024
OWRD

Received
MAY 20 2024

OWRD

From: Robert Dwyer <rdwyer@blivenlawfirm.com>
Sent: Saturday, April 20, 2024 9:01 AM
To: WRD_DL_publicrecords <WRD_DL_publicrecords@water.oregon.gov>
Cc: Michael Bliven <mike@blivenlawfirm.com>; Avery Field <avery@blivenlawfirm.com>; Elizabeth Barker <elizabeth@blivenlawfirm.com>
Subject: §192.410 et seq. Oregon Public Records Law request (LUBGWMA)

Some people who received this message don't often get email from rdwyer@blivenlawfirm.com. [Learn why this is important](#)

Public Records Coordinator
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301

SENT VIA EMAIL TO: WRD_DL_publicrecords@water.oregon.gov

Re: §192.410 et seq. Oregon Public Records Law request

Under the Oregon Public Records Law, §192.410 et seq., I am requesting copies of the following public records related to the Lower Umatilla Basin Groundwater Management Area in Morrow and Umatilla Counties. Please provide electronic records only at this time to expedite your response and keep costs to a minimum.

1. All reports received from projects in Morrow and/or Umatilla counties related to ongoing assessments of water quality and groundwater data, and annual reports to the Oregon Water Resources Department (OWRD) to maintain current licenses for projects, such as e.g. those submitted to OWRD by GSI Water Solutions and referenced here:

<https://gsiwatersolutions.com/portfolio/asr-for-agriculture.html>

2. Research performed or received by OWRD regarding the results and outcomes of Aquifer Storage and Recovery (ASR) and Artificial groundwater Recharge (AR) efforts and projects.

Please send electronic records (PDF, electronic documents, spreadsheets, etc.) via email to Michael Bliven at mike@blivenlawfirm.com with copies to avery@blivenlawfirm.com and rdwyer@blivenlawfirm.com.

I request a waiver of all fees in that the disclosure of the requested information is in the public interest and will contribute to the public's understanding of the water emergency in the LUBGWMA. However, if there are any fees for searching or copying these records, please inform me if the cost will exceed \$900.00.

If you expect a delay beyond statutory requirements in responding to or in fulfilling this request, please contact Michael Bliven (mike@blivenlawfirm.com / (406) 755-6828) with information about when to expect the requested records.

If you deny any or all of this request, please cite each specific exemption you feel justifies the refusal to release the information and notify me of the appeal procedures available to me under the law.

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

725 Summer St. N.E. Ste. A

SALEM, OR 97301-4172

(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **142948**

INVOICE # _____

RECEIVED FROM:

*Bliven Law Firm;
Client Cost Account*

APPLICATION

PERMIT

TRANSFER

CASH:

CHECK: #

OTHER: (IDENTIFY)

4473

TOTAL REC'D

\$ **250.00**

1083 TREASURY 4170 WRD MISC CASH ACCT

0407

COPIES

\$

OTHER: (IDENTIFY)

\$

0243 I/S Lease

0244 Muni Water Mgmt. Plan

0245 Cons. Water

4270 WRD OPERATING ACCT

MISCELLANEOUS

47118

0407

COPY & TAPE FEES

\$

0410

RESEARCH FEES

\$

0408

MISC REVENUE: (IDENTIFY)

\$

TC162

DEPOSIT LIAB. (IDENTIFY)

\$

0240

EXTENSION OF TIME

\$

WATER RIGHTS:

EXAM FEE

RECORD FEE

0201

SURFACE WATER

\$

0202

\$

0203

GROUND WATER

\$

0204

\$

0205

TRANSFER

\$

WELL CONSTRUCTION

EXAM FEE

0218

WELL DRILL CONSTRUCTOR

\$

0219

\$

LANDOWNER'S PERMIT

0220

\$

0422 OTHER

(IDENTIFY)

Public Records Request \$250.00

WELL CONST. START FEE

0211

WELL CONST START FEE

\$

0210

MONITORING WELLS

\$

OTHER (IDENTIFY)

0607 TREASURY

0467 HYDRO ACTIVITY

LIC NUMBER

0233

POWER LICENSE FEE (FW/WRD)

\$

0231

HYDRO LICENSE FEE (FW/WRD)

\$

HYDRO APPLICATION

\$

TREASURY

OTHER / REX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____

\$

RECEIPT: **142948**

DATED

5-20-24

BY

Lucy D. Mew

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

725 Summer St. N.E. Ste. A

SALEM, OR 97301-4172

(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **142948**

INVOICE # _____

RECEIVED FROM: B. Iven Law Firm,
BY: Client Cost Account

APPLICATION	
PERMIT	
TRANSFER	

CASH: CHECK: # 4773 OTHER: (IDENTIFY) _____

TOTAL REC'D \$ 250.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES \$
 _____ OTHER: (IDENTIFY) _____ \$
 0243 I/S Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____

4270 WRD OPERATING ACCT

MISCELLANEOUS 47118

0407 COPY & TAPE FEES \$
 0410 RESEARCH FEES \$
 0408 MISC REVENUE: (IDENTIFY) _____ \$
 TC162 DEPOSIT LIAB. (IDENTIFY) _____ \$
 0240 EXTENSION OF TIME \$

WATER RIGHTS:

0201 SURFACE WATER	\$	0202	RECORD FEE	\$
0203 GROUND WATER	\$	0204		\$
0205 TRANSFER	\$			

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR	\$	0219	LICENSE FEE	\$
LANDOWNER'S PERMIT		0220		\$

0422 OTHER (IDENTIFY) Public Records Request \$250.00

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ _____ CARD# _____
 0210 MONITORING WELLS \$ _____ CARD# _____
 _____ OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FWWRD) _____ \$
 0231 HYDRO LICENSE FEE (FWWRD) _____ \$
 _____ HYDRO APPLICATION _____ \$

TREASURY OTHER / RDX

FUND _____ TITLE _____
 OBJ. CODE _____ VENDOR # _____
 DESCRIPTION _____ \$

RECEIPT: **142948**

DATED: 5.20.24 BY: G. D. Miller

----- Forwarded message -----

From: **PUBLICRECORDS Owrd * WRD** <OWRD.PUBLICRECORDS@water.oregon.gov>

Date: Tue, May 14, 2024 at 2:49 PM

Subject: RE: §192.410 et seq. Oregon Public Records Law request (LUBGWMA) 240177

To: Michael Bliven <mike@blivenlawfirm.com>, PUBLICRECORDS Owrd * WRD <OWRD.PUBLICRECORDS@water.oregon.gov>

CC: Robert Dwyer <rdwyer@blivenlawfirm.com>, Avery Field <avery@blivenlawfirm.com>, Elizabeth Barker <elizabeth@blivenlawfirm.com>, WAGNER Julie * WRD <Julie.WAGNER@water.oregon.gov>

Good afternoon,

Pre-payment is required, and we will proceed with the request upon receipt of your funds. We only accept checks for public records request. Please make your check payable to Oregon Water Resources Department and mail to:

Oregon Water Resources Department

ATTN: Mindy Lane

Public Records Request

725 Summer Street NE, Suite A

Salem, OR 97301

Received

MAY 20 2024

OWRD

BLIVEN LAW FIRM, P.C.

Injury Lawyers

704 South Main
Kalispell, Montana 59901

MISSOULA MT 598

17 MAY 2024 PM 4:11

FIRST-CLASS



US POSTAGE with PITNEY BOWES

ZIP 59901

02 7H

0006070827

\$ 000.88⁰

MAY 16 2024

97301\$1266





05/16/2024

Oregon Water Resources Department

4473

250.00

Received

MAY 20 2024

OWRD

TrailWest Bank Costs

250.00