ATTACHMENT 2

BEFORE THE OREGON WATER RESOURCES COMMISSION

In the Matter of a Petition for Emergency Rulemaking Under ORS 183.390 & 183.335(5) to Classify the Waters of the Klamath Basin to Prevent Further Appropriations	)	Draft Final Order Denying Petition for Emergency Rulemaking
WaterWatch of Oregon; Oregon Natural Resources Council; Concerned Friends of the Winema; Conservation Leaders Network; Pacific Coast Federation of Fisherman's Associations; Institute for Fisheries Resources; Trout Unlimited (national organization); Oregon Council of Trout Unlimited Audubon Society of Corvallis; Friends of the River; American Rivers; Oregon Chapter of the Sierra Club; Rogue Group of the Sierra Club; World Wildlife Fund; Headwaters; California Wilderness Coalition; Northcoast Environment Center, Defenders of Wildlife; The Wilderness Society, and Klamath-Siskiyou Wildlands Center *Petitioners*	)	

On May 28, 2002, Petitioners submitted a Petition for Emergency Rulemaking requesting the Water Resources Commission (Commission) to initiate emergency rulemaking pursuant to ORS 183.390, 183.335(5) and OAR 690-01 and 137-001-0070 to classify waters of the Klamath River Basin under ORS 536.340 to prevent further appropriations. Upon review, the Commission has determined not to adopt an emergency rule or to initiate permanent rulemaking to restrictively classify the waters of the Klamath Basin.

ORDER

The Petition is denied.

Dated this _____ day of July, 2005.

Dan Thorndike, Chair
Oregon Water Resources Commission

Review Rights
This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either petition for judicial review or 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 was filed, the petition shall be deemed denied.