

IWR Application # 70594

Certificate # _____

STATE OF OREGON

WATER RESOURCES DEPARTMENT

Application for Instream Water Right
by a State Agency

RECEIVED

AUG 30 1990

WATER RESOURCES DEPT.
SALEM, OREGON

There is no fee required for this application.

Applicant: Randy Fisher for Oregon Department of Fish and
Wildlife, PO Box 59, Portland, OR 97207

- The name of the stream of the proposed instream water right is McKay Creek, a tributary of Crooked River.
- The public uses this instream water right is based upon include providing required stream flows for redband and rainbow trout for migration, spawning, egg incubation, fry emergence, and juvenile rearing.
- The amount of water (in cubic feet per second) needed by month for each category of public use is as follows:

USE(S): Migration, spawning, egg incubation, fry emergence, and juvenile rearing.

| JAN | FEB | MAR | APR | MAY | JUN | JUL | AUG | SEP | OCT | NOV | DEC |
|-----|-----------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|
| 21 | 21/ 31 | 37 | 37 | 37 | 31 | 21 | 21 | 21 | 21 | 21 | 21 |

- The reach of the stream identified for an instream water right is from (upstream end) Little McKay Creek, within the NW quarter of the SE quarter of Section 5, Township 13S, Range 17E W.M., in Crook County...

Downstream to Allen Creek, within the SE quarter of the NE quarter of Section 28, Township 13S, Range 16E W.M., in Crook County.

- The method used to determine the requested amounts was the Oregon Method.
- When were the following state agencies notified of the intent to file for the instream water right?

| | |
|---------------------------------|-----------------------|
| Dept. of Environmental Quality | Date: August 22, 1990 |
| ODFW (Fish, Wldlf, and Habitat) | Date: August 22, 1990 |
| Parks and Recreation Division | Date: August 22, 1990 |

- If possible, include recommendations for measuring locations

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or methods:

Establish a gaging structure at or near the lower limit of the reach.

- 8. If possible, include recommendations for assisting the Water Resources Department (WRD) in measuring and monitoring procedures:

Local ODFW personnel will assist the watermaster in establishing and implementing a monitoring program.

- 9. If possible, include other recommendations for methods or conditions necessary for managing the water right to protect the public uses [see OAR 690-77-020 (5)(c)]: None.

- 10. Remarks: Redband trout is listed as a "sensitive" species (a candidate for listing under the Threatened and Endangered Species Act if population declines from present level) statewide by ODFW.

THIS APPLICATION MUST BE ACCOMPANIED BY A BASIN MAP WITH THE APPLICABLE LAKE OR STREAM REACH IDENTIFIED.

An instream water right may be allowed for an instream beneficial use of water subject to existing water rights with an effective date prior to the filing date of this application.

This type of beneficial use is for the benefit of the public and a certificate issued confirming an instream water right shall be held in trust by the Water Resources Department for the people of the State of Oregon, pursuant to ORS 537.341.

Date: 8/29/90

Signed: *Joel E. Bandy for Nancy Mathugh*

Oregon Department of Fish and Wildlife

Assistant Director
Habitat Conservation Div.

File: MCKAY2.APP

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This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return them for:

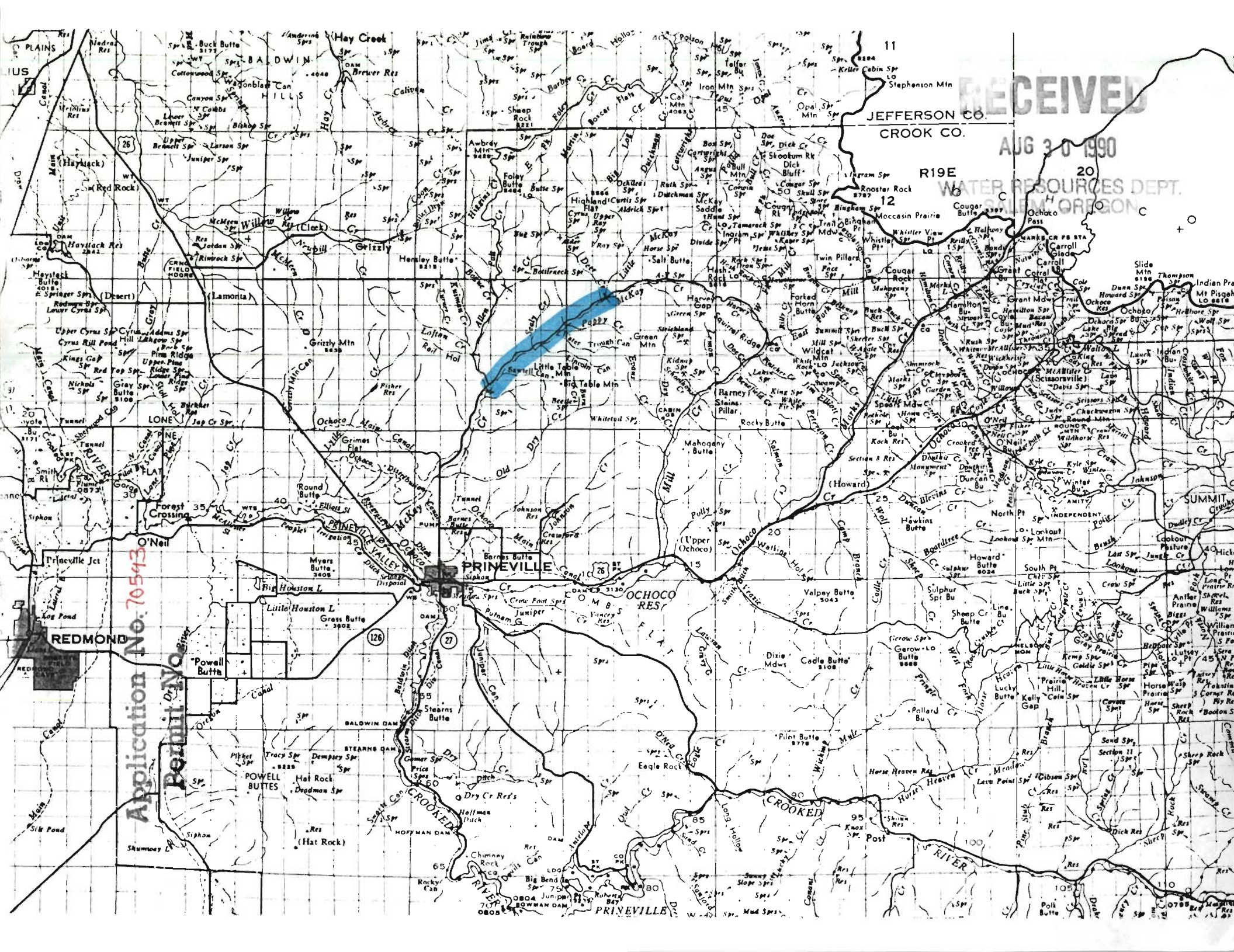
In order to retain its priority, this application must be returned to the Water Resources Department with corrections on or before

_____, 19____.

Date: _____, 19____.

This document was first received at the Water Resources Department in Salem, Oregon, on the 30th day of August, 1990, at 3:00 o'clock P M.

Water Resources Department
3850 Portland Rd. NE
Salem, OR 97310



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AUG 30 1990

WATER RESOURCES DEPT.
M. H. OREGON

JEFFERSON CO.
CROOK CO.

R19E

20

Application No. 70543
Permit No.

12

11

PRINEVILLE

OCHOCO RES.

REDMOND

PLAINS

Haystack

Haystack Res.

Haystack Res.

Haystack Res.

Prineville Jct.

Log Pond

Silk Pond

Skumway L.

Stump

Baldwin Hills

Hay Creek

Haystack Res.

Haystack Res.

Haystack Res.

Prineville Jct.

Log Pond

Silk Pond

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