

IWR Application # 70611

Certificate # RECEIVED

STATE OF OREGON

AUG 30 1990

WATER RESOURCES DEPARTMENT

WATER RESOURCES DEPT.  
SALEM, OREGON

**Application for Instream Water Right  
by a State Agency**

There is no fee required for this application.

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

1. The name of the stream of the proposed instream water right is Ochoco Creek, a tributary of Crooked River.
2. The public uses this instream water right is based upon include providing required stream flows for redband trout for migration, spawning, egg incubation, fry emergence, and juvenile rearing.
3. 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
23	23/ 35	45	45	45	35	23	23	23	23	23	23

4. The reach of the stream identified for an instream water right is from (upstream end) Ochoco Reservoir, river mile 10.7, within the SW quarter of the NW quarter of Section 5, Township 15S, Range 17E W.M., in Crook County...

Downstream to the mouth, river mile 0, within the NE quarter of the SE quarter of Section 26, Township 14S, Range 15E W.M., in Crook County.

5. The method used to determine the requested amounts was the Oregon Method.
6. 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

7. 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:  for Nancy MacHugh

Oregon Department of Fish and Wildlife

Assistant Director  
Habitat Conservation Div.

File: OCHOCO1.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:

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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 30<sup>th</sup> day of August, 1990, at 3:00 o'clock P M.

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