

SECTION 5: WATER USE

AMENDED 1/30/2024

Provide the amount of water you propose to use from each source, for each use, in cubic feet-per-second (cfs) or gallons-per-minute (gpm). If the proposed use is from storage, provide the amount in acre-feet (af):
 (1 cfs equals 448.8 gpm. 1 acre-foot equals 325,851 gallons or 43,560 cubic feet)

SOURCE	USE	PERIOD OF USE	AMOUNT
Calapooia River	Agricultural	December 1 – April 30	1.62 <input checked="" type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af
			<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af
			<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af
			<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af

Please indicate the number of primary, supplemental and/or nursery acres to be irrigated.
 Primary: _____ Acres Supplemental: _____ Acres Nursery Use: _____ Acres
 If supplemental acres are listed, provide the Permit or Certificate number of the underlying primary water right(s):
 Indicate the maximum total number of acre-feet you expect to use in an irrigation season: _____

- If the use is **municipal or quasi-municipal**, attach **Form M**
- If the use is **domestic**, indicate the number of households:
- If the use is **mining**, describe what is being mined and the method(s) of extraction:

SECTION 6: WATER MANAGEMENT

A. Diversion and Conveyance

What equipment will you use to pump water from your source?

- Pump (give horsepower and type): 20 HP Centrifugal
- Other means (describe):

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Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water.

20 HP centrifugal pump conveys water through buried PVC mainline. A permitted reservoir may be used as a bulge in the system.

B. Application Method

What equipment and method of application will be used? (e.g., drip, wheel line, high-pressure sprinkler)

Drip

C. Conservation

Please describe why the amount of water requested is needed and measures you propose to: prevent waste; measure the amount of water diverted; prevent damage to public uses of affected surface waters.

The quantity requested is necessary for frost protection of crops and other potential agricultural uses. Water use measuring device will be installed.

Attn: Lucinda Vranizan
Oregon Water Resources Department
725 Summer St. NE, Suite A
Salem, OR 97301

January 29, 2024

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Re: Response to Mitigation Letter for Application S-89387

The response form included with the mitigation letter received for Application S-89387 offered two options: administrative hold to pursue mitigation or withdrawal of the application. Instead of choosing one of these options, we propose to amend the submitted application to a season of use that will not impair or be detrimental to the public interest. The Division 33 review from DEQ did not reflect any issues with the proposed season. The Division 33 review from ODFW indicated that water was only available to support biologically necessary flows within the impacted reach during December 1 – June 30, being December 1 – April 30 of the proposed use. The enclosed amended application pages request this season to avoid the need for a mitigation proposal.



Applicant *Frank Lu, Vice President*

US Horticulture Farmland, LLC
5250 N Palm Ave., Suite 401
Fresno, CA 93704

JAN 30 2024

Mitigation Letter Response Form

For Application S-89387

Salem, OR

Please review the enclosed information and notify the Department of how you would like to proceed. If the Department does not hear from you by **February 9, 2024**, we will likely proceed with a Proposed Final Order recommending denial of the application.

Please return your completed form identifying how you would like to proceed, signed by all applicants, to the address below. Alternatively, you may email a scanned copy or photo of the completed form to Lucinda.R.Vranizan@water.oregon.gov.

Oregon Water Resources Department
Water Right Services Division, Attn: Lucinda Vranizan
725 Summer St. NE, Suite A
Salem, OR 97301

Please choose one of the following:

Option 1 – Administrative hold to provide time to pursue mitigation

After reviewing the Division 33 reviews for my application and the enclosed *General Mitigation Guidance for Applicants*, I have decided to pursue mitigation and request my application to be placed on administrative hold for 180 days while I explore mitigation options (e.g., to avoid, reduce or compensate for the impact of the proposed water use).

Applicant Signature

Print Name *and title if applicable*

Date

Applicant Signature

Print Name *and title if applicable*

Date

Option 2 – Withdraw application from further processing

After reviewing the Division 33 reviews for my application and the enclosed *General Mitigation Guidance for Applicants*, I have decided I no longer wish to pursue a permit for this water right application. I request that my application be withdrawn. I understand without a valid water right permit, I may not legally use or store the water as requested in my application, and my priority date will be lost.

Applicant Signature

Print Name *and title if applicable*

Date

Applicant Signature

Print Name *and title if applicable*

Date