



Oregon Water Resources Department
 725 Summer Street NE, Suite A
 Salem Oregon 97301-1271
 (503) 986-0900
 www.wrd.state.or.us

Application for Limited Water Use License

License No.: LL-1990

Applicant Information

NAME <u>KNIFE RIVER CORPORATION - MOUNTAIN WEST</u>		PHONE (HM)	
PHONE (WK) <u>208-262-6152</u>	CELL <u>208-600-2793</u>	FAX <u>208-562-5045</u>	
ADDRESS <u>5450 W. Gowen RD</u>			
CITY <u>BOISE</u>	STATE <u>ID</u>	ZIP <u>83709</u>	E-MAIL * <u>KYLE.GRIFFIN@KNIFERIVER.NET</u>

Agent Information

NAME <u>KYLE GRIFFIN</u>		PHONE <u>208-600-2793</u>	FAX
ADDRESS <u>5450 W. Gowen RD.</u>			CELL
CITY <u>BOISE</u>	STATE <u>ID</u>	ZIP <u>83709</u>	E-MAIL * <u>KYLE.GRIFFIN@KNIFERIVER.NET</u>

I (We) make application for a Limited License to use the following described surface waters or groundwater – not otherwise exempt, or to use stored water for a use of a short-term or fixed-duration:

- SOURCE(S) OF WATER:** BROWNLEE RESERVOIR a tributary of SNAKE, POWDER, BURNT RIVERS
- AMOUNT OF WATER** to be diverted;
 Maximum and instantaneous rate (cubic feet or gallons per minute): 400-500 GALLONS / MIN.
 Total volume annually (gallons or acre-feet): 993,000 GALLONS If water is to be used from more than one source, give the quantity from each: 0
- INTENDED USE(S) OF WATER:** (check all that apply)
 - Road construction or maintenance
 - General construction
 - Forestland and rangeland management; or
 - Other: _____

4. IF THE INTENDED USE OF WATER IS FOR IRRIGATION, ONE OF THE FOLLOWING MUST APPLY: (check one of the following)

- Irrigation if the sole purpose of the use is to provide water necessary to establish a crop for which no further irrigation will be required after the crop is established. ORS 537.143 (6)(a).
- Irrigation if the use of water under the limited license is for the use of stored water consistent with the purposes for which the stored water is authorized and the use of water is authorized by a contract between the user and a local, state or federal government. ORS 537.143 (9).

5. DESCRIPTION OF PROPOSED PROJECT: Include a description of the place of use as shown on the accompanying site map, the method of water diversion, the type of equipment to be used (including pump horsepower, if applicable), length and dimensions of supply ditches and pipelines: CONSTRUCT TUNDRA RETAINING WALLS FOR A BANK STABILIZATION PROJECT.

6. PROJECT SCHEDULE: (List day, month, and year)

Date water use will begin: 08/19/2024
 Date water use will be completed: 12/31/2024
 Months of the year water would be diverted and used: AUGUST, SEPTEMBER, NOVEMBER, DECEMBER.

-23 HP PUMP INTO WATER TOWER.

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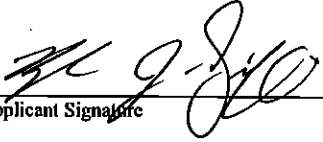
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If for other than irrigation from stored water, how and where will water be discharged after use:

Diverted to Bannock Reservoir

Applicant Signature



Print Name and title if applicable

KYLE J. GRIFFIN

Date

08/08/2024

PLEASE READ CAREFULLY

NOTE: A completed water availability statement from the local watermaster, Land Use Information Form completed by the local Planning Department, fees and site map meeting the requirements of OAR 690-340-030 must accompany this request. The fee for this request is **\$280** for the first point of diversion plus **\$30** for each additional point of diversion. Please review the Department's fee schedule to view fees required to request a limited license for Aquifer Storage and Recovery testing purposes or for Artificial Groundwater Recharge testing purposes.

Failure to provide any of the required information will result in return of your application. The license, if granted, will not be issued or replaced by a new license for a period of more than five consecutive years. The license, if granted, will be subordinate to all other authorized uses that rely upon the same source, or water affected by the source, and may be revoked at any time it is determined the use causes injury to any other water right or minimum perennial streamflow.

If water source is well, well logs or adequate information for the Department to determine aquifer, well depth, well seal and open interval, etc. are required. The licensee shall indicate the intended aquifer. If for multiple wells, each map location shall be clearly tied to a well log.

If a limited license is approved, the licensee shall give notice to the Department (Watermaster) at least 15 days in advance of using the water under the Limited License and shall maintain a record of use. The record of use shall include, but need not be limited to, an estimate of the amount of water used, the period of use and the categories of beneficial use to which the water is applied. During the period of the Limited License, the record of use shall be available for review by the Department upon request.

Mapping Requirements (OAR 690-340-0030):

- (1) A request for a limited license shall be submitted on a form provided by the Water Resources Department, and shall be accompanied by the following:
 - a. A site map of reproducible quality, drawn to a standard, even scale of not less than 2 inches = 1 mile, showing:
 - i. The locations of all proposed points of diversion referenced by coordinates or by bearing and distance to the nearest established or projected public land survey corner;
 - ii. The general course of the source for the proposed use, if applicable;
 - iii. Other topographical features such as roads, streams, railroads, etc., which may be helpful in locating the diversion points in the field.

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This page to be completed by the local Watermaster.

WATER AVAILABILITY STATEMENT

Name of Applicant: KYLE GRIFFIN, KEL Limited License Number: LL-1990

1. To your knowledge, has the stream or basin that is the source for this application ever been regulated for prior rights?

Yes No

If yes, please explain:

2. Based on your observations, would there be water available in the quantity and at the times needed to supply the use proposed by this application?

Yes

No

WARS SYSTEM STATES NO, WATER AVAILABLE IN AUG & SEPTEMBER, BUT AVAILABLE IN OCT, NOV, DEC.

3. Do you observe this stream system during regular fieldwork?

Yes

No

I FEEL THERE WOULD BE WATER AVAILABLE THROUGH THE WHOLE PROJECT.

If yes, what are your observations for the stream?

4. If the source is a well and if WRD were to determine that there is the potential for substantial interference with nearby surface water sources, would there still be ground water and surface water available during the time requested and in the amount requested without injury to existing water rights?

Yes

No

N/A

What would you recommend for conditions on a limited license that may be issued approving this application? A TOTALIZING FLOW METER TO MONITOR THE AMOUNT OF WATER BEING USED.

5. Any other recommendations you would like to make?

Signature Marcy Jordan WM District #: 8 Date: 8/14/2024

11-1990

Water Availability Analysis

POWDER R > SNAKE R - AT MOUTH
POWDER BASIN

Water Availability as of 8/14/2024

Watershed ID #: 30920301 ([Map](#))
Date: 8/14/2024

Exceedance Level: 80%
Time: 11:51 AM

Water Availability

Limiting Watersheds

Complete Water Availability Analysis

Water Availability

Select any Watershed for Details

Select	Nesting Order	Watershed ID #	Stream Name	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Stc
<input type="checkbox"/>	1	30920301	POWDER R> SNAKE R-AT MOUTH	Yes	Yes	Yes	Yes	Yes	Yes	No	No	No	Yes	Yes	Yes	Yes

Download Data ([Text - Formatted](#), [Text - Tab Delimited](#), [Excel](#))

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Land Use Information Form



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
www.oregon.gov/OWRD

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NOTE TO APPLICANTS

In order for your application to be processed by the Oregon Water Resources Department (OWRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be diverted, conveyed, used, and developed. The planning official may choose to complete the form while you wait or return the "Receipt Acknowledging Request for Land Use Information" to you. Applications received by OWRD without the Land Use Information Form, or the signed receipt, will be returned to you. **IMPORTANT:** Please note that while OWRD can accept a signed receipt as part of intake for an application for a new permit to use or store water, a completed Land Use Information Form is required for OWRD's acceptance of all other applications. Please be aware that your application cannot be approved without land use approval.

This form is NOT required if:

- 1) Water is to be diverted, conveyed, and used on federal lands only; OR
- 2) The application is for a water right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and all of the following apply:
 - a. The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
 - b. The application involves a change in place of use only;
 - c. The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; and
 - d. The application involves irrigation water uses only.

NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for a new water right or modifying an existing water right. The Oregon Water Resources Department (OWRD) requires applicants to obtain land use information to ensure the water right does not result in land uses that are incompatible with your comprehensive plan. Please complete the form and return it to the applicant for inclusion in their application. **NOTE:** For new water right applications only, if you are unable to complete this form while the applicant waits, you may complete the "Receipt Acknowledging Request for Land Use Information" and return it to the applicant.

You will receive notice via OWRD's weekly Public Notice once the applicant formally submits their request to OWRD. The notice will give more information about OWRD's water right process and provide additional comment opportunities. If you previously only completed the receipt for an application for a new permit to use or store water, you will have 30 days from the Public Notice date to complete the Land Use Information Form and return it to OWRD. Your attention to this request for information is greatly appreciated. If you have questions concerning this form, please contact OWRD's Customer Service Group at 503-986-0900 or WRD_DL_customerservice@water.oregon.gov.

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 725 Summer Street NE, Suite A
 Salem, Oregon 97301-1266
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 www.oregon.gov/OWRD

NAME KYLE GRIFFIN , KNIFE RIVER CORPORATION - MOUNTAIN WEST			PHONE 200-600-2793
MAILING ADDRESS 5450 W. GOWEN RD.			
CITY BOISE	STATE ID	ZIP 83709	EMAIL KYLE.GRIFFIN@KNIFERIVER.NET

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. Applicants for municipal use, or irrigation uses within irrigation districts, may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
9 SOUTH	46 EAST	30, W.M.		200		<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	BANK STABILIZATION
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	

List all counties and cities where water is proposed to be diverted, conveyed, and/or used or developed:

RICHMOND , BAKER COUNTY

NOTE: A separate Land Use Information Form must be completed and submitted for each county and city, as applicable.

B. Description of Proposed Use

Type of application to be filed with the Oregon Water Resources Department:

- Permit to Use or Store Water
- Water Right Transfer
- Permit Amendment or Ground Water Registration Modification
- Limited Water Use License
- Exchange of Water
- Allocation of Conserved Water

Source of water: Reservoir/Pond Ground Water Surface Water (name) _____

Estimated quantity of water needed: 400-500 gpm cubic feet per second gallons per minute acre-feet

Intended use of water: Irrigation Commercial Industrial Domestic for _____ household(s)
 Municipal Quasi-Municipal Instream Other _____

Briefly describe:

CONSTRUCTION WATER FOR GRADING/EXCAVATION FOR BANK STABILIZATION PROJECT.

Note to applicant: For new water right applications only, if the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt on the bottom of page 4 and include it with the application filed with the Oregon Water Resources Department.

See Page 4 →

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For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested information

Land uses to be served by the proposed water use(s), including proposed construction, are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): Bozo Section 910.03

Land uses to be served by the proposed water use(s), including proposed construction, involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) If approvals have been obtained but all appeal periods have not ended, check "Being Pursued."

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued

Local governments are invited to express special land use concerns or make recommendations to the Oregon Water Resources Department regarding this proposed use of water in the box below or on a separate sheet.

Name: Tara L. Micka Title: Senior Planner
 Signature: Tara L. Micka Date: 8/13/2024
 Governmental Entity: Baker Co. Planning Phone: 541-523-8219

Receipt Acknowledging Request for Land Use Information

Note to Local Government Representative:

Please complete this form and return it to the applicant. For new water right applications only, if you are unable to complete this form while the applicant waits, you may complete this receipt and return it to the applicant. If you sign the receipt, you will have 30 days from the date of OWRD's Public Notice of the application to submit the completed Land Use Information Form to Oregon Water Resources Department. Please note while OWRD can accept a signed receipt as part of intake for an application for a new permit to use or store water, a completed Land Use Information Form is required for all other applications.

Applicant Name: _____
 Staff Name: _____ Title: _____
 Staff Signature: _____ Date: _____
 Governmental Entity: _____ Phone: _____

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From: [Davis, Kresta](#)
To: [BJORK Mary F * WRD](#); Kyle.Griffin@kniferiver.com
Cc: [Conner, Jeff](#); [Stewart-Maddox, Noah](#); [Orum, Greg](#)
Subject: RE: limited license application
Date: Wednesday, August 28, 2024 10:03:04 AM
Attachments: [image002.png](#)
[image003.jpg](#)

You don't often get email from kdavis2@idahopower.com. [Learn why this is important](#)

Good morning, Mary and Kyle –

Thank you for providing additional insight into OWRD's request.

Idaho Power has contracted with Knife River Corporation for work at the location identified in the Application for Limited Water Use submitted by Knife River Corporation. The company is aware of Knife River's request to withdraw water from the Brownlee Reservoir pool at an estimated rate of 500 gpm with a total volume of 993,000 gallons for filling a water truck with a ~23 hp water pump. The purpose of the requested water is for construction of the two retaining walls, dust control, and fire suppression as needed. The project schedule in the application is between 8/19/24 to 12/31/24.

Idaho Power supports and is in agreement with Knife River Corporation's withdrawal of water from Brownlee Reservoir for these purposes and within the limits described above.

Please let me know if you have any further questions or need any additional information.

Best,

Kresta Davis

WATER RESOURCES AND MERCHANT SENIOR MANAGER

Idaho Power | Water Resources and Merchant

Office 208-388-2602 | Mobile 208-890-6141

idahopower.com