

Name S-87349
ARLO GOODWIN
 By SALLY GOODWIN
12830 HOBSONVILLE PT DR
 Address BAY CITY OR 97107

Application No. 87349
 Permit No. S 546666
 Certificate No. _____

FEES PAID

Date	Amount	Receipt No.
11-21-08	1000.00	95009

Date

DENIED _____

MISFILED _____

WITHDRAWN _____

CANCELLED _____

Volume Page

FEES REFUNDED

Date	Amount	Receipt No.

C/S
 Priority 11-21-2008

County DESCHUTES WM# 11

RELATED FILES

ASSIGNMENTS

Date	To Whom	Address

DEVELOPMENT

Date

Completion 8-6-2015

Extended to _____

Final Proof received _____

Proposed Cert. Mailed _____

REMARKS _____

MAP LOCATION _____

PHONE CALL

2011

FOR WED EARLY DATE MAR 9 TIME 4:52 AM

M R ARLO

OF FIRST of MAY

PHONE CELL OUT of TOWN

MESSAGE O'DELL LAKE

5-87349

Post CARD

480 888 1193

SIGNED 925-674-6934

☒ TELEPHONED
☐ RETURNED YOUR CALL
☒ PLEASE CALL
☐ WILL CALL AGAIN
☐ CAME TO SEE YOU
☐ WANTS TO SEE YOU

Cory,

We have lived in Arizona for the past 7 years.

Our cabin was listed for sale by Real Estate @ Crescent Lake for 3 years. Never sold. We decided to take it off the market on June 1, 2018.

We have now turned it over to our son Corbin. He immediately installed the water flow system w/ an appropriate water meter. The source of water comes directly from a spring out of the side of a mountain.

You can inspect the system by looking at it from the crawl space @ the east end of the cabin or by entering through the basement door. There is a combination lock numbers 7-16-31.

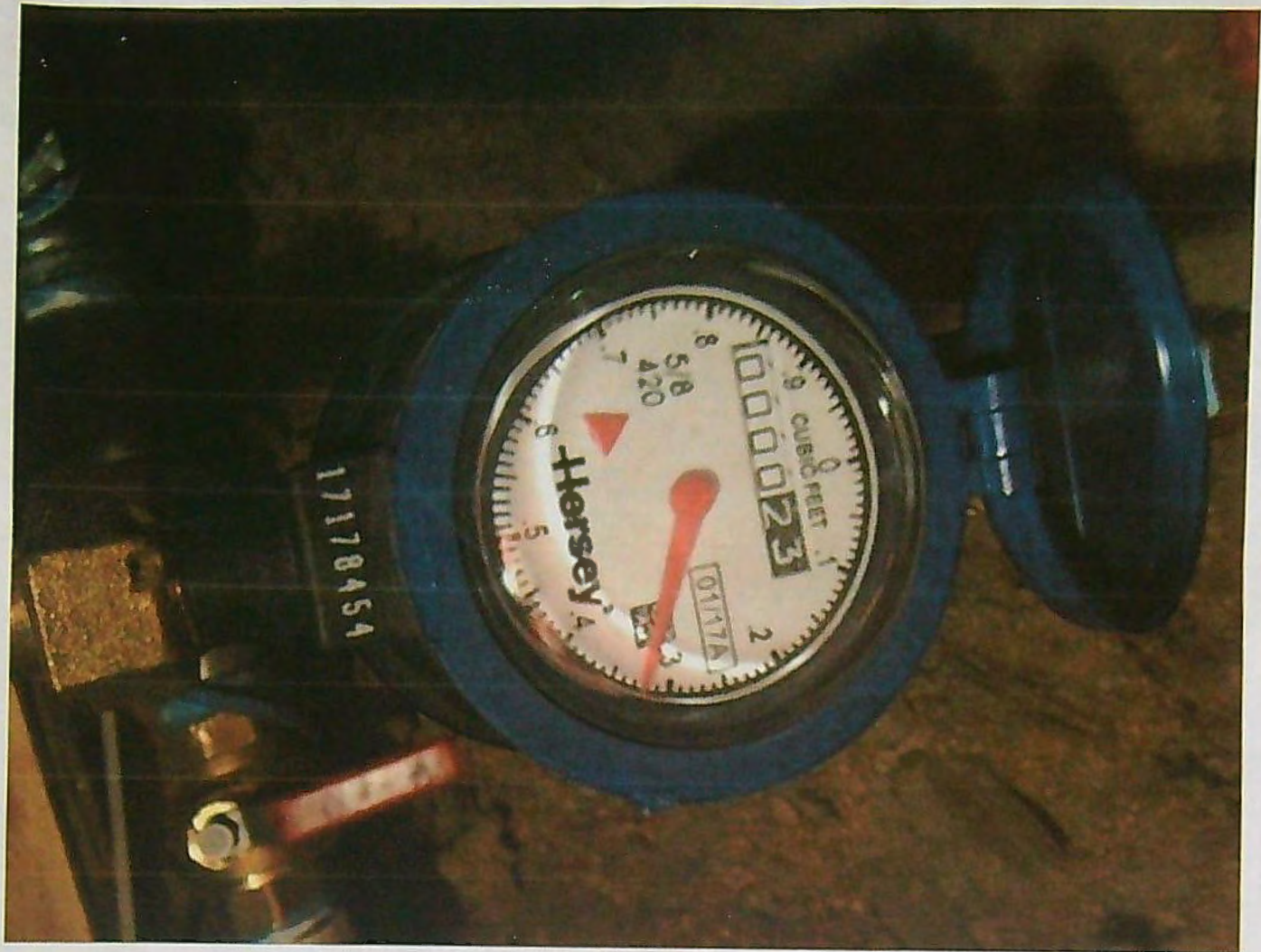
Alto Goodwin

5-87349

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JUL 16 2018

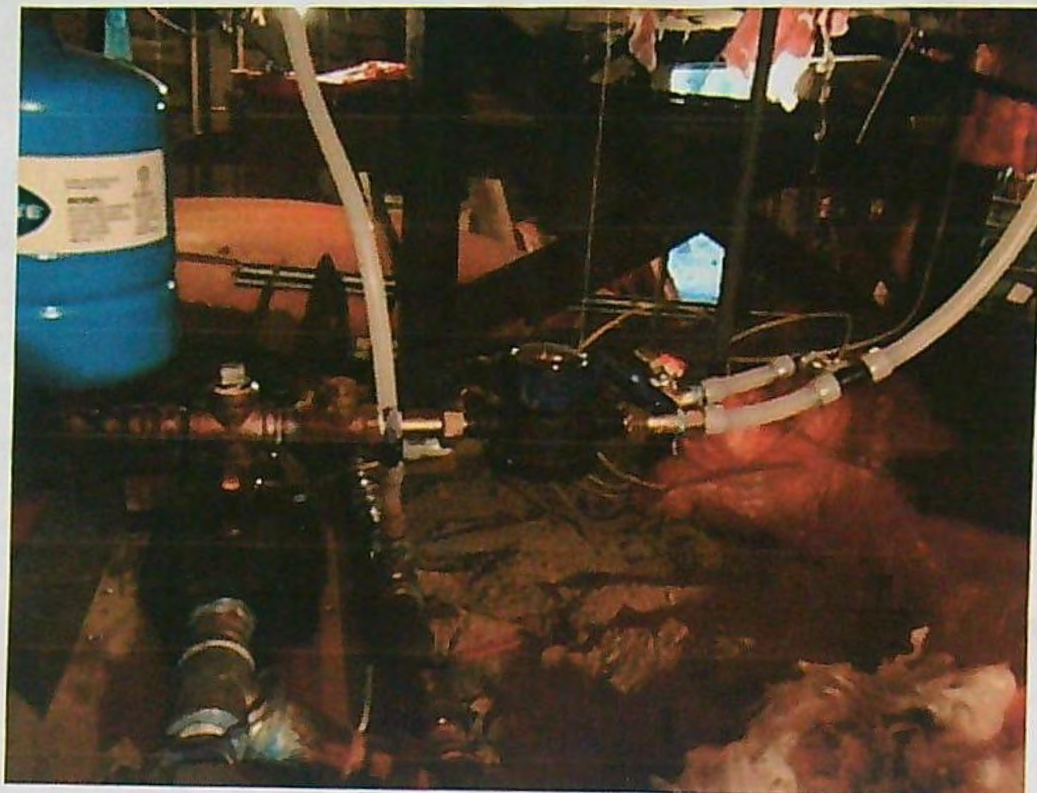
OWRD



RECEIVED

JUL 16 2018

OWRD



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JUL 16 2018

OWRD



Sally D. Goodwin
20955 E Orchard Ln.
Queen Creek, AZ 85142-7003

PHOENIX AZ 852

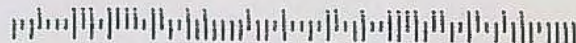
11 JUL 2018 PM 8 1



Water Resources Dept.
725 Summer St. N.E. Suite A
Salem, Oregon, 97301

ATTN. COREY COURCHANE

97301-126673





Oregon
Kate Brown, Governor

Water Resources Department
725 Summer St NE, Suite A
Salem, OR 97301
(503) 986-0900
Fax (503) 986-0904

January 10, 2018

Arlo and Sally Goodwin
20955 East Orchard Lane
Queen Creek, AZ 85142

Arlo Goodwin
480-888-1193

REFERENCE: Application S-87349, Permit S-54666

Dear Mr. and Mrs. Aebi,

As per our discussion on January 10, 2018, I have included all the forms you will need.

As discussed I have outlined a step by step process listed below:

- Step 1. Read through all the documents enclosed.
- Step 2. Submit a completed Application for an Extension of Time with a fee of \$670.00 and supporting documents to the Department.
- Step 3. Install a totalizing flow meter at the point of diversion, make beneficial use of the water, and submit a water use report to the Department.
- Step 4. Hire a Certified Water Rights Examiner to do a Claim of Beneficial Use (Claim).

By complying with permit conditions, perfecting the beneficial use of the water, and submitting a Claim in order to receive a final certificate on the water right, the value of the property will increase. This will make it much easier and more attractive to sell your property. If you have any questions, please feel free to contact me at (503) 986-0825.

Sincerely,

Corey Courchane
Adjudication & Extension Specialist

cc: Application S-87349



Oregon
Kate Brown, Governor

Water Resources Department
725 Summer St NE, Suite A
Salem, OR 97301
(503) 986-0900
Fax (503) 986-0904

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Sincerely,

Corey Courchane
Adjudication & Extension Specialist

cc: Application S-87349

STATE OF OREGON

COUNTY OF KLAMATH

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO:

ARLO AND SALLY GOODWIN
12830 HOBSONVILLE POINT DR
BAY CITY, OR 97107

USDA FOREST SERVICE
CRESCENT RANGER DISTRICT
P.O. BOX 208
CRESCENT, OR 97733

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: S-87349

SOURCE OF WATER: AN UNNAMED STREAM, A TRIBUTARY OF ORPHAN CREEK

PURPOSE OR USE: HUMAN CONSUMPTION USE FOR ONE HOUSEHOLD (INDOOR USE ONLY: COOKING, DRINKING, SANITATION)

MAXIMUM RATE: 0.005 CUBIC FOOT PER SECOND, FURTHER LIMITED TO 500 GALLONS PER DAY

PERIOD OF USE: YEAR-ROUND

DATE OF PRIORITY: NOVEMBER 21, 2008

POINT OF DIVERSION LOCATION: NE $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 14, T23S, R6E, W.M.; 3600 FEET SOUTH AND 1500 FEET EAST FROM NW CORNER, SECTION 14

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NE $\frac{1}{4}$ SW $\frac{1}{4}$
SECTION 14
TOWNSHIP 23 SOUTH, RANGE 6 EAST, W.M.

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter at each point of diversion. The permittee shall maintain the meter or measuring device in good working order.
- B. The permittee shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.

- C. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where any meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

The permittee shall install, maintain, and operate fish screening and by-pass devices consistent with current Oregon Department of Fish and Wildlife (ODFW) standards. Fish screening is to prevent fish from entering the proposed diversion while by-pass devices provide adequate upstream and downstream passage for fish. The required screen and by-pass devices are to be in place and functional, and approved in writing by ODFW prior to diversion of any water. The permittee may submit evidence in writing that ODFW has determined screens and/or by-pass devices are not necessary.

The permittee shall not construct, operate or maintain any dam or artificial obstruction to fish passage in the channel of the subject stream without providing a fishway to ensure adequate upstream and downstream passage for fish, unless the permittee has requested and been granted a fish passage waiver by the Oregon Fish and Wildlife Commission. The permittee is hereby directed to contact an Oregon Department of Fish and Wildlife Fish Passage Coordinator, before beginning construction of any in-channel obstruction.

The use of water allowed herein may be made only at times when waters from an unnamed stream would not otherwise flow into Orphan Creek, or sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

STANDARD CONDITIONS

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

If the riparian area is disturbed in the process of developing a point of diversion, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of

mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR 635-415, shall be followed.

The use may be restricted if the quality of the source stream or downstream waters decreases to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

Completion of construction and application of the water shall be made within five years of the date of permit issuance. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after making beneficial use of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

Issued August 5 2010

E. Timothy Wall

for Phillip C. Ward, Director
Water Resources Department



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem Oregon 97301-1266
(503) 986-0900
www.wrd.state.or.us

Application for a Permit to Use Surface Water

Please type or print in dark ink. If your application is found to be incomplete or inaccurate, we will return it to you. If any requested information does not apply to your application, insert "n/a." Please read and refer to the instructions when completing your application. A summary of review criteria and procedures that are generally applicable to these applications is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml.

1. APPLICANT INFORMATION

A. Applicants

Applicant: Arlo and Sally Goodwin
First Last

Mailing Address: 12830 Hobsonville Pt. Dr.
Bay City OR 97107
City State Zip

Phone: 503-322-2654 SO N/A 503-310-0492
Home Work Other (Cell)

*Fax: _____ *Email Address: sgoodwin@wcn.net

B. Organizations

(Corporations, associations, firms, partnerships, joint stock companies, cooperatives, public and municipal corporations)

Name of Organization: _____

Name and Title of Person Applying: _____

Mailing Address or Organization: _____

City State Zip

Phone : _____
Day Evening

*Fax: _____ *Email Address: _____
NOV 21 2008

*Optional

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WATER RESOURCES DEPT
SALEM, OREGON

For Department Use

App. No. 87349 Permit No. _____ Date _____

2. SOURCE AND PROPERTY OWNERSHIP

A. The Proposed Source of Water

Provide the commonly used name of the water body from which water will be diverted, and the name of the stream or lake it flows into. If unnamed, say so:

Source 1: Unnamed tributary to Orphan Creek Tributary to: Odell Lake
 Source 2: _____ Tributary to: _____
 Source 3: _____ Tributary to: _____
 Source 4: _____ Tributary to: _____

If any source listed above is stored water that is authorized under a water right permit, certificate, or decree, attach a copy of the document or list the document number (for decrees, list the volume, page and/or decree name).

N/A

B. Applications to Use Stored Water

Complete this section if any source listed in item 2A above is stored water.

Do you, or will you, own the reservoir(s) described in item 2A above?

N/A ☒ Yes

☒ No. (Please enclose a copy of your written notification to the operator of the reservoir of your intent to file this application, which you should have already mailed or delivered to the operator.)

If *all* sources listed in item 2A are stored water, the Department will review your application using the expedited process provided in ORS 537.147, unless you check the box below. Please see the instruction booklet for more information.

☐ By checking this box, you are requesting that the Department process your application under the standard process outlined in ORS 537.150 and 537.153, rather than the expedited process provided by ORS 537.147. To file an application under the standard process, you must enclose the following:

N/A

- A copy of a signed non-expired contract or other agreement with the owner of the reservoir (if not you) to impound the volume of water you propose to use in this application.
- A copy of your written agreement with the party (if any) delivering the water from the reservoir to you.

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SALEM, OREGON

C. Property Ownership

Do you own all the land where you propose to divert, transport, and use water?

☐ Yes (Please check appropriate box below then skip to section 3 'Water Use')

☐ There are no encumbrances

☐ This land is encumbered by easements, rights of way, roads or other encumbrances
(please provide a copy of the recorded deed(s))

☒ No (Please check the appropriate box below)

- ☒ I have a recorded easement or written authorization permitting access. We have a resident permit to use the land but the Forest Service owns the land.
- ☐ I do not currently have written authorization or easement permitting access.
- ☐ Written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigated and/or domestic use only (ORS 274.040).

N/A You must provide the legal description of: (1) the property from which the water is to be diverted, (2) any property crossed by the proposed ditch, canal or other work, and (3) any property on which the water is to be used as depicted on the map.

N/A List the names and mailing addresses of all affected landowners.

3. WATER USE

Please read the instruction booklet for more details on "type of use" definitions, how to express how much water you need and how to identify the water source you propose to use. You must fill out a supplemental form for some uses as they require specific information for that type of use.

A. Type(s) of Use(s)

See list of beneficial uses provided in the instructions.

- If your proposed use is **domestic**, indicate the number of households to be supplied with water: 1
- If your proposed use is **irrigation**, please attach **Form I**
- If your proposed use is **mining**, attach **Form R**
- If your proposed use is **municipal or quasi-municipal**, attach **Form M**
- If your proposed use is **commercial/industrial**, attach **Form Q**

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SALEM, OREGON

B. Amount of Water

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	Type of use	Amount
Tributary to Orphan Creek	Domestic	.005 ☒ cfs ☐ gpm ☐ af
		☐ cfs ☐ gpm ☐ af
		☐ cfs ☐ gpm ☐ af
		☐ cfs ☐ gpm ☐ af

C. Period of Use

Indicate the time of year you propose to use the water: year around
(For seasonal uses like irrigation give dates when water use would begin and end, e.g. March 1-October 31.)

If you will be applying water to land, indicate the total number of acres where water will be applied or used: N/A
(This number should be consistent with your application map.)

4. WATER MANAGEMENT**RECEIVED**

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WATER RESOURCES DEPT
SALEM, OREGON**A. Diversion**

What method will you use to divert water from the source?

☐ Pump (give horsepower and pump type): _____

☐ Head-gate (give dimensions): _____

☒ other means (describe): a barrel covered by a screen is set in

B. Monitoring

How will you monitor your diversion to be sure you are within the limits of your water right (allowed rate and bottom duty) and you are not wasting water?

☐ Weir

☒ Meter

☐ Periodic Sampling

☐ other means (describe): _____

To be installed when and if required by O.W.R.D.

bottom of the barrel.

C. Transport

How will you transport water to your place of use?

☐ Ditch or canal (give average width and depth):

Width _____

Depth _____

Is the ditch or canal to be lined? ☐ Yes ☐ No☒ Pipe (give diameter and total length):

Diameter

1 1/4"

Length

150'

☐ other, describe: _____**D. Application/Distribution Method****RECEIVED**

What equipment will you use to apply water to your place of use?

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WATER RESOURCES DEPT
SALEM, OREGON

N/A

N/A Irrigation or land application method (check all that apply):

☐ Flood☐ High pressure sprinkler☐ Low pressure sprinkler☐ Drip☐ Water Cannons☐ Center pivot system☐ Hand Lines☐ Wheel Lines☐ Siphon tubes or gated pipe with furrows☐ other, describe: _____

Distribution method

☐ Direct pipe from source☐ In-line storage (tank or pond)☐ Open Canal**E. Conservation**

What methods will you use to conserve water? Why did you choose this distribution or application method? Have you considered other methods to transport, apply, distribute or use water? For example, if you are using sprinkler irrigation rather than drip irrigation, explain. If you need additional space, attach a separate sheet.

Water is used strictly for domestic use. There is no washing machine on site. We would install water conserving faucets & shower head if required to do so.

5. RESOURCE PROTECTION

A. Protection Practices

In granting permission to use water from a stream or lake, the state encourages, and in some instances requires, careful control of activities that may affect the waterway or streamside area. See instruction guide for a list of possible permit requirements from other agencies. Please indicate any of the practices you plan to undertake to protect water resources.

- ☒ Diversion will be screened to prevent uptake of fish and other aquatic life. Describe planned actions:

The top of the barrel is protected by a screen.
Screen is 1/16" wire mesh.

- ☐ Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas. Describe planned actions:

- ☐ Operating equipment in a water body will be managed and timed to prevent damage to aquatic life. Describe:

- ☐ Water quality will be protected by preventing erosion and run-off of waste or chemical products. Describe:

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SALEM, OREGON

- ☐ Other:

6. PROJECT SCHEDULE

Indicate the anticipated dates that the following construction tasks should begin. If construction has already begun, or is completed, please indicate that date.

Proposed date construction will begin: _____

Proposed date construction will be completed: Already in place.

Proposed date beneficial water use will begin: _____

7. REMARKS

If you would like to clarify any information you have provided in the application, please do so here and reference the specific application question you are addressing.

This cabin was constructed in the '50's. We've owned it since 1985. The water system which is entirely gravity fed was installed when the cabin was built. We have made no changes or improvements to it.

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SALEM, OREGON

8. MAP REQUIREMENTS

The Department cannot process your application without accurate information showing the source of water and location of water use. You must include a map with this application form that clearly indicates the township, range, section, and quarter/quarter section of the proposed points of diversion and place of use. The map must provide tax lot numbers. See the map guidelines sheet for detailed map specifications.

We have included a map from the Assessor showing the location of Tract G as well as a detail of Tract G indicating where the diversion occurs.

Cabin location is (A) Diversion location is (B)

~~Klamath County assessor's office has informed me that this is indexed and they have no section numbers available.~~

POD is 3,600 ft. South of the NW corner
and 1,500 ft. east of of the NW corner
of Section 14, Township 23 South, Range 6E,
W.M.

9. SIGNATURE

By my signature below I confirm that I understand:

- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application packet.
- I cannot legally use water until the Water Resources Department issues a permit to me.
- If I get a permit, I must not waste water.
- If development of the water use is not according to the terms of the permit, the permit can be canceled.
- The water use must be compatible with local comprehensive land use plans.
- Even if the Department issues a permit, I may have to stop using water to allow senior water right holders to get water to which they are entitled.

I swear that all information provided in this application is true and correct to the best of my knowledge:

Andrew Goodwin *Sally D. Good* *10/24/08*
Signature of Applicant (If more than one applicant, all must sign.) Date

Chris Mich *For Rolando R. Mendez* *11/6/08*
District Ranger, Crescent RD Date

Before you submit your application be sure you have:

- Answered each question completely.
- Attached a legible map which includes township, range, section, quarter/quarter and tax lot number.
- Included a Land Use Information Form or receipt stub signed by a local official.
- Included the legal description of all the property involved with this application. You may supply a copy of the deed, land sales contract, or title insurance policy, to meet this requirement.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount. The Department's fee schedule can be found at www.wrd.state.or.us or call (503) 986-0900.

WRD on the web:
www.wrd.state.or.us

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WATER RESOURCES DEPT
SALEM, OREGON

Oregon Water Resources Department
Water Rights/Adjudications Division

Water Rights Application
Number S-87349

Final Order

Appeal 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.

This statement of judicial review rights does not create a right to judicial review of this order, if judicial review is otherwise precluded by law. Where no changes have been made to a Proposed Final Order on a water right application and no protests have been filed during the protest period, the Final Order is not subject to judicial review.

Application History

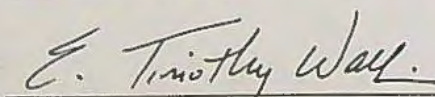
On November 21, 2008, Arlo and Sally Goodwin and USDA Forest Service submitted an application to the Department for a water use permit. The Department issued a Proposed Final Order on December 22, 2009. The protest period closed February 2, 2010, and no protest was filed.

The proposed use would not impair or be detrimental to the public interest.

Order

Application S-87349 therefore is approved as proposed by the Proposed Final Order, and Permit S-54666 is issued as limited by the conditions proposed by the Proposed Final Order.

DATED August 5, 2010


for Phillip C. Ward, Director
Water Resources Department

This document was prepared by Michele McAleer. If you have any questions about any of the statements contained in this document I am most likely the best person to answer your questions. You can reach me at 503-986-0853.

If you have previously filed a protest and want to know its status, please contact Patricia McCarty at 503-986-0820.

If you have other questions about the Department or any of its programs please contact our Customer Service Group at 503-986-0801.

Address all other correspondence to: Water Rights Section, Oregon Water Resources Department, 725 Summer St NE Ste A, Salem OR 97301-1266, Fax: 503-986-0901.

Mailing List for FO Copies

Application #S-87349

Original mailed to applicant with claim of beneficial use form:

ARLO AND SALLY GOODWIN
12830 HOBSONVILLE POINT DR
BAY CITY OR 97107

USDA FOREST SERVICE
CRESCENT RANGER DISTRICT
P.O. BOX 208
CRESCENT, OR 97733

Copies Mailed	
By:	<u>JS</u> (SUPPORT STAFF)
on:	<u>8/6/10</u> (DATE)

Copies sent to:

1. WRD - File # S-87349
2. WRD - Ken Stahr

FO and Map Copies sent to (remember to reduce copy margins):

3. WRD - Watermaster District #: 11

Copies sent to Other Interested Persons (CWRE, Agent, Commenter, etc.)

"\$20 LETTER" sent to Interested Persons who have not protested or paid for copies

CASEWORKER : Michele McAleer

APR NO S-87349

ODELL

WILLAMETTE HWY.
STATE 58
ODELL LAKE
TRACT B-1
1" - 200'
APPROX. SEC. 9

205

ODELL
STATE
LAKE
LAKE

TRACT G-1
1" - 200'
APPROX. SEC. 14

Township 23
Range 6
Tax Lot 100

100H4
12 11

S-87349

WATER RESOURCES DEPT
SALEM, OREGON

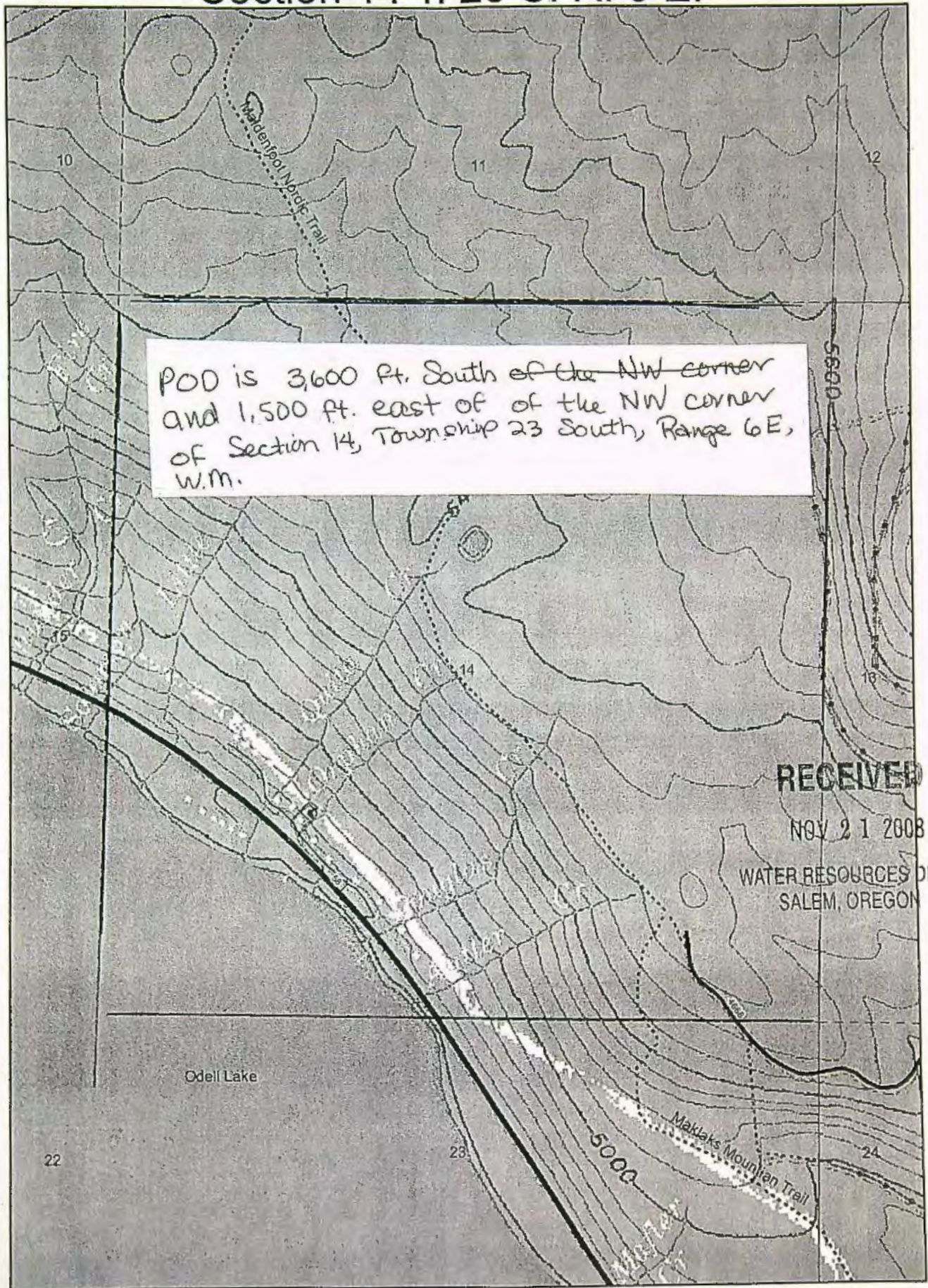
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FILE

Odell Lake Tract G
Section 14 T. 23 S. R. 6 E.

S-87349



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NOV 21 2008

WATER RESOURCES DEPT
SALEM, OREGON

Odell Lake

Maklaks Mountain Trail

0 500 1,000 2,000 Feet

App No S-87349

1500 E

R. Grim
9/18/2008

Mailing List for PFO Copies

Application #S-87349

PFO Date December 22, 2009

Original mailed to applicant:

~~ARLO AND SALLY GOODWIN 12830 HOBSONVILLE POINT DR, BAY CITY, OR 97107~~

~~USDA FOREST SERVICE, CRESCENT RANGER DISTRICT, P.O. BOX 208, CRESCENT, OR 97733~~

Copies sent to:

~~1.~~ WRD - File # S-87349

~~2.~~ Water Availability: Ken Stahr

PFO and Map Sheet Copies sent to:

~~3.~~ WRD - Watermaster # 11

Copies Mailed

By: KB

(SUPPORT STAFF)

on: 12/21/09
(DATE)

Copies sent to Other Interested Persons (CWRE, Agent, Well Driller, Commenter, etc.)

"\$20 LETTER" sent to Interested Persons who have not protested or paid for copies

CASEWORKER : Michele McAleer

Michele McAleer

From: sgoodwin@wcn.net
Sent: Friday, June 19, 2009 4:44 PM
To: Michele McAleer
Cc: sallysoffice@embarqmail.com
Subject: Water Usage @ Odell, File # S-87349

Michele:

Pursuant to our conversation today, we would like to amend our request to use water from an unnamed tributary to Orphan Creek for human consumption only. That has always been our only intent although I understand how the words "domestic use" could be construed to mean more than "human consumption."

Please let me know if you need any additional information. We appreciate your assistance in getting this issue resolved!

Sally Goodwin

Mailing List for IR Copies

Application #S-87349

IR Date: June 12, 2009

Original mailed to applicant:

- ~~1.~~ ARLO AND SALLY GOODWIN , 12830 HOBSONVILLE POINT DR, BAY CITY, OR 97107
- ~~2.~~ USDA FOREST SERVICE, CRESCENT RANGER DISTRICT, P.O. BOX 208, CRESCENT, OR 97733

Copies sent to:

- ~~1.~~ WRD - File # S-87349
- ~~2.~~ WRD - Water Availability: Ken Stahr

Copies Mailed

By: JCB

(SUPPORT STAFF)

on: 6/11/09

(DATE)

IR, Map, and Fact Sheet Copies sent via e-mail to:

- 3. WRD - Watermaster # 11
- 4. ODFW: Brett Hodgson
- 5. DEQ: Eric Nigg

IR, Map, and Fact Sheet Copies sent to:

- ~~6.~~ Department of Agriculture
- ~~7.~~ Columbia River Intertribal Fish Commission, Julie Carter,
729 NE Oregon St, Ste 200, Portland OR 97232
- ~~8.~~ US Fish & Wildlife Service, Gary Miller, 3502 Hwy 30, La Grande, OR 97850
- ~~9.~~ NW Power Planning Council, Fish & Wildlife Division, Karl Weist
851 SW Sixth Ave, Ste 1020, Portland OR 97204
- ~~10.~~ Confederated Tribes of the Umatilla Indian Reservation, Carl Merkle or Jennifer Hudson
PO Box 638, 73239 Confederated Way, Pendleton, OR 97801
- ~~11.~~ National Marine Fisheries Service, Spencer Hovekamp
3502 Hwy 30, La Grande, OR 97850

Affected Landowners (include "Notice of Initial Review--Affected Landowner"):

Copies sent to Other Interested Persons (CWRE, Agent, Well Driller, Commenter, etc.)

Caseworker: Michele McAleer

\\COPYSH.T.\\IR

Oregon Water Resources Department
Water Rights Division

Water Rights Application
Number S-87349

Proposed Final Order

Summary of Recommendation: The Department recommends that the attached draft permit be issued with conditions.

Application History

On November 21, 2008, Arlo and Sally Goodwin and USDA Forest Service submitted an application to the Department for the following water use permit:

- Amount of Water: 0.005 cubic foot per second (CFS)
- Use of Water: domestic use for one household
- Source of Water: unnamed stream, a tributary of Orphan Creek
- Area of Proposed Use: Klamath County within Section 14, Township 23 South, Range 6 East, W.M.

On June 12, 2009, the Department mailed the applicant notice of its Initial Review, determining that "The use of 0.005 CFS from an unnamed stream, tributary to Orphan Creek, for domestic use for one household year-round is not allowable. However, if the application is amended to human consumption (indoor use only: cooking, drinking, and sanitation) at a rate of 0.005 CFS the Department will likely proceed with a Proposed Final Order recommending approval." The applicant did not notify the Department to stop processing the application within 14 days of that date.

On June 16, 2009, the Department gave public notice of the application in its weekly notice. The public notice included a request for comments, and information for interested persons about both obtaining future notices and a copy of the Proposed Final Order. No written comments were received within 30 days.

On June 19, 2009, the applicant submitted a request to amend the application to human consumption use (indoor use only: cooking, drinking, and sanitation), at a rate of 0.005 CFS, further limited to 500 gallons per day (GPD).

In reviewing applications, the Department may consider any relevant sources of information, including the following:

- recommendations by other state agencies

- any applicable basin program
- any applicable comprehensive plan or zoning ordinance
- the amount of water available
- the rate and duty for the proposed use
- pending senior applications and existing water rights of record
- the Scenic Waterway requirements of ORS 390.835
- applicable statutes, administrative rules, and case law
- any comments received

Findings of Fact

The Deschutes Basin Program allows domestic use, which includes human consumption (cooking, drinking, and sanitation).

Senior water rights exist on an unnamed stream, a tributary of Orphan Creek, or on downstream waters.

An unnamed stream, a tributary of Orphan Creek, is above the Deschutes River State Scenic Waterway.

Surface water is available for human consumption (indoor use only: cooking, drinking, and sanitation) at a rate of 0.005 CFS, further limited to 500 GPD per household, as this amount is de minimis (insignificant) and would not likely have an adverse affect on downstream water given that there is no overland downstream flow from Davis Lake, to which an unnamed stream is ultimately tributary.

The Department finds that the amount of water requested, 0.005 CFS, is an acceptable amount, if further limited to 500 GPD.

In accordance with OAR 690-033-0330, an interagency team reviewed this proposed use for potential adverse impacts on sensitive, threatened and endangered fish populations. This team consisted of representatives from the Oregon Departments of Water Resources (WRD), Environmental Quality (DEQ), Fish and Wildlife (ODFW), and Agriculture. WRD and ODFW representatives included both technical and field staff. The interagency team recommended that additional limitations or conditions of use be imposed on this application as follows:

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter at each point of diversion. The permittee shall maintain the meter in good working order.
- B. The permittee shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.

- C. The permittee shall allow the watermaster access to the meter; provided however, where any meter is located within a private structure, the watermaster shall request access upon reasonable notice.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

The permittee shall install, maintain, and operate fish screening and by-pass devices consistent with current Oregon Department of Fish and Wildlife (ODFW) standards. Fish screening is to prevent fish from entering the proposed diversion while by-pass devices provide adequate upstream and downstream passage for fish. The required screen and by-pass devices are to be in place and functional prior to diversion of any water. The permittee shall obtain written approval from ODFW that the installation of the required screen and by-pass devices meets the state's criteria or the permittee shall submit documentation that ODFW has determined screens and/or by-pass devices are not necessary.

The use of water allowed herein may be made only at times when waters from an unnamed stream would not otherwise flow into Orphan Creek, or sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

If the riparian area is disturbed in the process of developing a point of diversion, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR 635-415, shall be followed.

The use may be restricted if the quality of the source stream or downstream waters decreases to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.

Conclusions of Law

Under the provisions of ORS 537.153, the Department must presume that a proposed use will not impair or be detrimental to the public interest if the proposed use is allowed in the applicable basin program established pursuant to ORS 536.300 and 536.340 or given a preference under ORS 536.310(12), if water is available, if the proposed use will not injure other water rights and if the proposed use complies with rules of the Water Resources Commission.

The proposed use requested in this application is allowed in the Deschutes Basin Program, or a preference for this use is granted under the provisions of ORS 536.310(12).

Water is available for the proposed use.

The proposed use will not injure other water rights.

The proposed use complies with other rules of the Water Resources Commission not otherwise described above.

The proposed use complies with the State Agency Agreement for land use.

For these reasons, the required presumption has been established.

Once the required presumption has been established, under the provisions of ORS 537.153(2) it may be overcome by a preponderance of evidence that either:

- (a) One or more of the criteria for establishing the presumption are not satisfied; or
- (b) The proposed use will impair or be detrimental to the public interest as demonstrated in comments, in a protest . . . or in a finding of the department that shows:
 - (A) The specific public interest under ORS 537.170(8) that would be impaired or detrimentally affected; and
 - (B) Specifically how the identified public interest would be impaired or detrimentally affected.

In this application, all criteria for establishing the presumption have been satisfied, as noted above. The presumption has not been overcome by a preponderance of evidence that the proposed use will impair or be detrimental to the public interest.

The Department therefore concludes that water is available in the amount necessary for the proposed use; the proposed use will not result in injury to existing water rights; and the proposed use will not impair or be detrimental to the public interest as provided in ORS 537.170.

When issuing permits, ORS 537.211(1) authorizes the Department to include limitations and conditions which have been determined necessary to protect the public interest. The attached draft permit is conditioned accordingly.

Recommendation

The Department recommends that the attached draft permit be issued with conditions.

DATED December 22, 2009

E. Timothy Wall

for Phillip C. Ward, Director
Water Resources Department

*If you have any questions,
please check the information
box on the last page for the
appropriate names and
phone numbers.*

Protests

Under the provisions of ORS 537.153(7) (for surface water) or ORS 537.621(8) (for ground water), you can protest this Proposed Final Order. Protests must be received in the Water Resources Department no later than **February 2, 2010**. Protests must be in writing, and must include the following:

- Your name, address, and telephone number;
- A description of your interest in the Proposed Final Order, and, if you claim to represent the public interest, a precise statement of the public interest represented;
- A detailed description of how the action proposed in this Proposed Final Order would impair or be detrimental to your interest;
- A detailed description of how the Proposed Final Order is in error or deficient, and how to correct the alleged error or deficiency;
- Any citation of legal authority to support your protest, if known;
- If you are the applicant, the protest fee of \$300 required by ORS 536.050; and
- If you are not the applicant, the protest fee of \$600 required by ORS 536.050 and proof of service of the protest upon the applicant.

- If you are the applicant, a statement of whether or not you are requesting a contested case hearing. If you do not request a hearing, the Department will presume that you do not wish to contest the findings of the Proposed Final Order.
- If you do not protest this Proposed Final Order and if no substantive changes are made in the Final Order, you will not have an opportunity for judicial review, protest or appeal of the Final Order when it is issued.

Requests for Standing

Under the provisions of ORS 537.153(7) (for surface water) or ORS 537.621(8) (for ground water), persons other than the applicant who support a Proposed Final Order can request standing for purposes of participating in any contested case proceeding on the Proposed Final Order or for judicial review of a Final Order.

Requests for standing must be received in the Water Resources Department no later than **February 2, 2010**. Requests for standing must be in writing, and must include the following:

- The requester's name, mailing address and telephone number;
- If the requester is representing a group, association or other organization, the name, address and telephone number of the represented group;
- A statement that the requester supports the Proposed Final Order as issued;
- A detailed statement of how the requester would be harmed if the Proposed Final Order is modified; and
- A standing fee of \$150. If a hearing is scheduled, an additional fee of \$350 must be submitted along with a request for intervention.

After the protest period has ended, the Director will either issue a Final Order or schedule a contested case hearing. The contested case hearing will be scheduled only if a protest has been submitted and either:

- upon review of the issues, the director finds that there are significant disputes related to the proposed use of water, or
- the applicant requests a contested case hearing within 30 days after the close of the protest period.

If you do not request a hearing within 30 days after the close of the

protest period, or if you withdraw a request for a hearing, notify the Department or the administrative law judge that you will not appear or fail to appear at a scheduled hearing, the Director may issue a Final Order by default. If the Director issues a Final Order by default, the Department designates the relevant portions of its files on this matter, including all materials that you have submitted relating to this matter, as the record for purpose of proving a prima facie case upon default.

This document was prepared by Michele McAleer. If you have any questions about any of the statements contained in this document I am most likely the best person to answer your questions. You can reach me at 503-986-0853.

If you have questions about how to file a protest or a request for standing, please refer to the respective sections in this Proposed Final Order entitled "Protests" and "Requests for Standing". If you have previously filed a protest and want to know its status, please contact Patricia McCarty at 503-986-0820.

If you have other questions about the Department or any of its programs please contact our Customer Service Group at 503-986-0801. Address all other correspondence to:

Water Rights Section, Oregon Water Resources Department, 725 Summer St NE Ste A, Salem OR 97301-1266, Fax: 503-986-0901.

DRAFT

This is not a permit.

DRAFT

STATE OF OREGON

COUNTY OF KLAMATH

DRAFT PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS DRAFT PERMIT IS HEREBY ISSUED TO:

ARLO AND SALLY GOODWIN
12830 HOBSONVILLE POINT DR
BAY CITY, OR 97107

USDA FOREST SERVICE
CRESCENT RANGER DISTRICT
P.O. BOX 208
CRESCENT, OR 97733

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: S-87349

SOURCE OF WATER: AN UNNAMED STREAM, A TRIBUTARY OF ORPHAN CREEK

PURPOSE OR USE: HUMAN CONSUMPTION USE FOR ONE HOUSEHOLD (INDOOR USE ONLY: COOKING, DRINKING, SANITATION)

MAXIMUM RATE: 0.005 CUBIC FOOT PER SECOND, FURTHER LIMITED TO 500 GALLONS PER DAY

PERIOD OF USE: YEAR-ROUND

DATE OF PRIORITY: NOVEMBER 21, 2008

POINT OF DIVERSION LOCATION: NE $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 14, T23S, R6E, W.M.; 3600 FEET SOUTH AND 1500 FEET EAST FROM NW CORNER, SECTION 14

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NE $\frac{1}{4}$ SW $\frac{1}{4}$
SECTION 14
TOWNSHIP 23 SOUTH, RANGE 6 EAST, W.M.

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter at each point of diversion. The permittee shall maintain the meter or measuring device in good working order.
- B. The permittee shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the

Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.

- C. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where any meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

The permittee shall install, maintain, and operate fish screening and by-pass devices consistent with current Oregon Department of Fish and Wildlife (ODFW) standards. Fish screening is to prevent fish from entering the proposed diversion while by-pass devices provide adequate upstream and downstream passage for fish. The required screen and by-pass devices are to be in place and functional, and approved in writing by ODFW prior to diversion of any water. The permittee may submit evidence in writing that ODFW has determined screens and/or by-pass devices are not necessary.

The permittee shall not construct, operate or maintain any dam or artificial obstruction to fish passage in the channel of the subject stream without providing a fishway to ensure adequate upstream and downstream passage for fish, unless the permittee has requested and been granted a fish passage waiver by the Oregon Fish and Wildlife Commission. The permittee is hereby directed to contact an Oregon Department of Fish and Wildlife Fish Passage Coordinator, before beginning construction of any in-channel obstruction.

The use of water allowed herein may be made only at times when waters from an unnamed stream would not otherwise flow into Orphan Creek, or sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

STANDARD CONDITIONS

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

If the riparian area is disturbed in the process of developing a point of diversion, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR 635-415, shall be followed.

The use may be restricted if the quality of the source stream or downstream waters decreases to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

Completion of construction and application of the water shall be made within five years of the date of permit issuance. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after making beneficial use of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

Issued

DRAFT - THIS IS NOT A PERMIT

for Phillip C. Ward, Director
Water Resources Department

Odell Lake Tract G
Section 14 T. 23 S. R. 6 E.

S-87349



POD is 3,600 ft. South of the NW corner
and 1,500 ft. east of the NW corner
of Section 14, Township 23 South, Range 6 E,
W.M.

RECEIVED

NOV 21 2008

WATER RESOURCES DEPT
SALEM OREGON

0 500 1,000 2,000 Feet

Annals C-87349

1500 E

R. Grim
9/18/2008

App No S-87349

ODELL

WILLAMETTE HWY.
STATE 58

ODELL LAKE

TRACT B-1
1" - 200'
APPROX. SEC. 9

205

ODELL

ODELL

STATE

LAKE

LAKE

ODELL LAKE

TRACT G-1
1" - 200'
APPROX. SEC. 14

WILLAMETTE

HIGHWAY

ODELL

Township 23
Range 6
Tax Lot 100

WATER RESOURCES DEPT
SALEM, OREGON

NOV 21 2008

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100H4
12, 11

S-87349

-CIL



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department
North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1271
503-986-0900
FAX 503-986-0904

ARLO AND SALLY GOODWIN
12830 HOBSONVILLE POINT DR
BAY CITY, OR 97107

June 12, 2009

USDA FOREST SERVICE
CRESCENT RANGER DISTRICT
P.O. BOX 208
CRESCENT, OR 97733

Reference: File S-87349

Dear Applicant:

**THIS IS NOT A PERMIT AND IS
SUBJECT TO CHANGE AT THE NEXT PHASE OF PROCESSING.**

This letter is to inform you of the preliminary analysis of your water use permit application and to describe your options. In determining whether a water use permit application may be approved, the Department must consider the factors listed below, all of which must be favorable to the proposed use if it is to be allowed. Based on the information you have supplied, the Water Resources Department has made the following preliminary determinations:

Initial Review Determinations:

1. The application proposed the use of 0.005 cubic foot per second (CFS) of water from an unnamed stream, tributary to Orphan Creek, for year-round domestic use for one household.
2. The proposed use is not prohibited by law or rule except where otherwise noted below.
3. The use of water from an unnamed stream, tributary to Orphan Creek, for domestic use is allowable under the Deschutes Basin Program.
4. Surface water is not available for domestic use. However, surface water is available for a *de minimis* (insignificant) use, being **human consumption** (indoor use only: cooking, drinking, and sanitation) at a rate of 0.005 CFS, further limited to 500 gallons per day per household, as this amount would not likely have an adverse affect on downstream water given that there is no overland downstream flow from Odell Lake.

If you would like to amend your application to human consumption use please send your written request by **Monday, July 13, 2009.**

5. The proposed use is located above the Deschutes Scenic Waterway, as designated under ORS 390.826.

Summary of Allowable Water Use

The use of 0.005 CFS from an unnamed stream, tributary to Orphan Creek, for domestic use for one household year-round is not allowable. However, if the application is amended to human consumption (indoor use only: cooking, drinking, and sanitation) at a rate of 0.005 CFS the Department will likely proceed with a Proposed Final Order recommending approval.

Please reference the application number when sending any correspondence regarding the conclusions of this Initial Review. Comments received within the comment period will be evaluated at the next phase of the process.

Withdrawal Refunds:

If you choose not to proceed, you may withdraw your application and receive a refund (minus a \$150 processing charge per application.) To accomplish this you must notify the Department in writing by **Friday, June 26, 2009**. For your convenience you may use the enclosed "STOP PROCESSING" form.

To Proceed With Your Application:

If you choose to proceed with your application, you do not have to notify the Department. Your application will automatically be placed on the Department's Public Notice to allow others the opportunity to comment. After the comment period the Department will complete a public interest review and issue a Proposed Final Order.

If A Permit Is Issued It Will Likely Include The Following Conditions:

1. Measurement, recording and reporting conditions:
 - A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter or other suitable measuring device as approved by the Director at each point of diversion. The permittee shall maintain the meter or measuring device in good working order, shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.
 - B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
2. You may be required to install fish screens at the point of diversion to meet Oregon Department of Fish and Wildlife specifications for adequate protection of aquatic life.

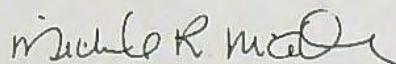
This initial review does not attempt to address various public interest issues such as sensitive, threatened, or endangered fish species. These issues will be addressed as the Department reviews comments from the public and other agencies, and prepares a Proposed Final Order. You should be aware that, if significant public interest issues are found to exist, such a finding could have an impact on the eventual outcome of your application.

The water source identified in your application may be affected by an Agricultural Water Quality Management Area Plan. These plans are developed by the Oregon Department of Agriculture (ODA) with the cooperation of local landowners and other interested stakeholders, and help to ensure that current and new appropriations of water are done in a way that does not adversely harm the environment. You are encouraged to explore ODA's Water Quality Program web site at http://www.oregon.gov/ODA/NRD/water_agplans.shtml to learn more about the plans and how they may affect your proposed water use.

If you have any questions:

Feel free to call me at 503-986-0853 if you have any questions regarding the contents of this letter or your application. Please have your application number available if you call. General questions about water rights and water use permits should be directed to our customer service staff at 503-986-0801. When corresponding by mail, please use this address: Michele McAleer, Oregon Water Resources Department, 725 Summer St NE Ste A, Salem OR 97301-1266. Our fax number is 503-986-0901.

Sincerely,



Michele McAleer
Water Right Application Caseworker

enclosures: Application Process Description and Stop Processing Request Form

7S-87349
WAB 5-199
POU 5-199
GW

APPLICATION FACT SHEET

Application File Number: S-87349

Applicant: ARLO GOODWIN AND USDA FOREST SERVICE, CRESCENT RANGER DISTRICT

County: KLAMATH

Watermaster: 11

Priority Date: November 21, 2008

Source: UNNAMED STREAM, A TRIBUTARY OF ORPHAN CREEK

Use: DOMESTIC USE FOR 1 HOUSEHOLD

Quantity: 0.005 CFS

Basin Name & Number: Deschutes, #5

Stream Index Reference: Volume 1A ODELL L & MISC

Point of Diversion:

NESW, SECTION 14, T23S, R6E, W.M.; 3600 FEET SOUTH AND 1500 FEET EAST FROM NW CORNER, SECTION 14

Place of Use:

NE $\frac{1}{4}$ SW $\frac{1}{4}$
SECTION 14
TOWNSHIP 23 SOUTH, RANGE 6 EAST, W.M.

14 DAY STOP PROCESSING DEADLINE DATE: Friday, June 26, 2009

PUBLIC NOTICE DATE: Tuesday, June 16, 2009

30 DAY COMMENT DEADLINE DATE: Monday, July 13, 2009

Odell Lake Tract G
Section 14 T. 23 S. R. 6 E.

S-87349



POD is 3,600 ft. South of the NW corner
and 1,500 ft. east of the NW corner
of Section 14, Township 23 South, Range 6 E,
W.M.

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NOV 21 2008

WATER RESOURCES DEPT
SALEM, OREGON

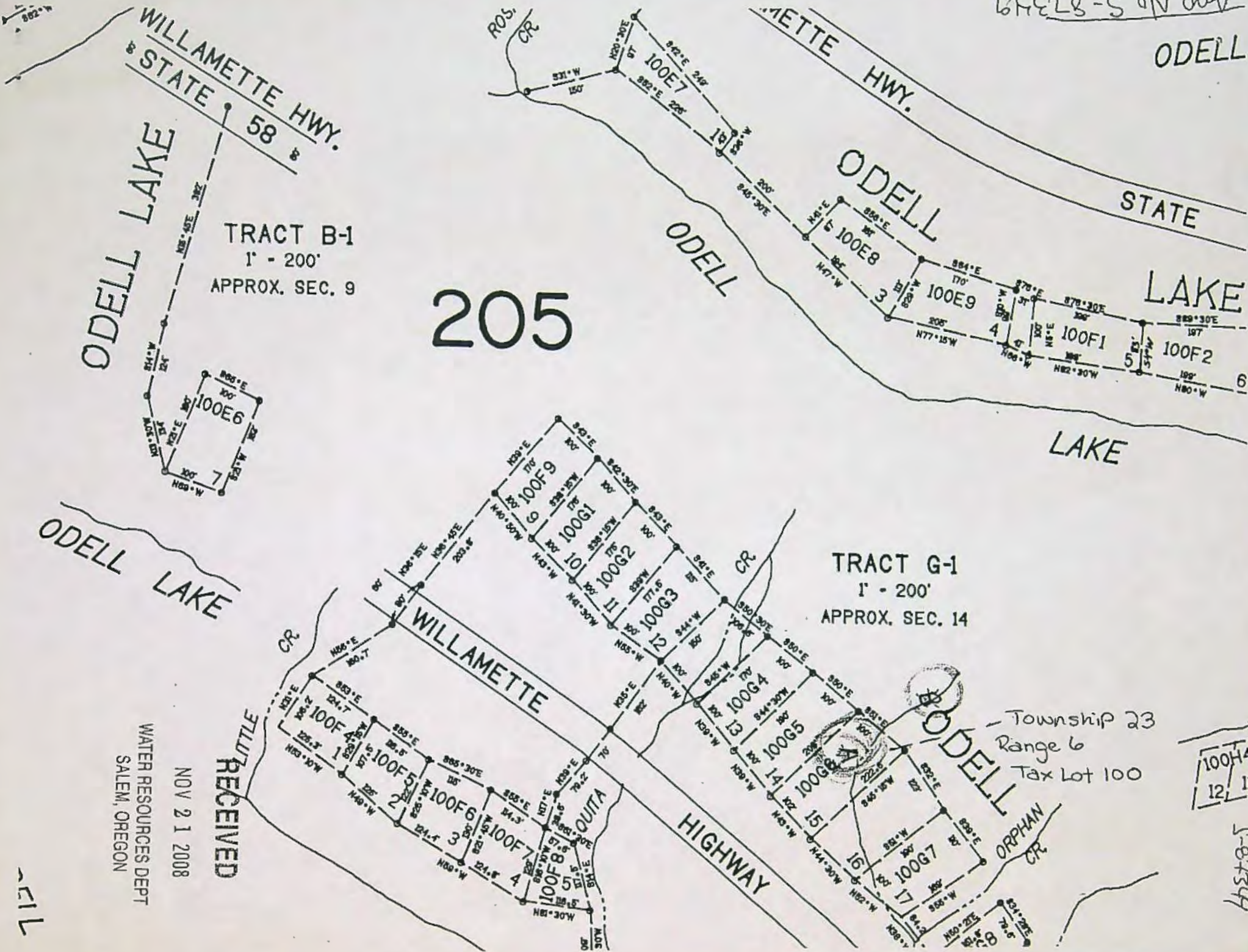
0 500 1,000 2,000 Feet

Amala S-87349

1500 E

R. Grim
9/18/2008

APR No S-87349
ODELL



WATER RESOURCES DEPT
SALEM, OREGON

NOV 21 2008

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Township 23
Range 6
Tax Lot 100

100H4
12 11

5-87349

FS 1700-18 (6/88)

USDA - Forest Service TERM SPECIAL USE PERMIT For Recreation Residences Act of March 4, 1915, As Amended (Ref. FSM 2710)	Holder No. 5409/01	Type Site 123	Authority 712
	Auth. Type 18	Issue Date 01/01/89	Expir. Date 12/31/08
	Location Sequence No. 0601024103502		Stat. Ref.
	Latitude - -	Longitude - -	LOS Case

Sally and Arlo Goodwin of

Cabin 433-9443

(Holder Name)		(Billing Address - 1)	
316 BERWICK RD. 53 SW. D.		Lake Oswego OR 97034	
(Billing Address - 2)	(City)	(State)	(Zip Code)

(hereafter called the holder) is hereby authorized to use National Forest lands, for a recreation residence for personal recreational use on the Deschutes National Forest, subject to the provisions of this permit including items I. through XI., on page(s) 2 through 8. This permit covers 0.45 acres.

Described as: (1) Lot OL G-1 15 of the Odell Lake tract.

(A plat of which is on file in the office of the Forest Supervisor)

0601024103502 as shown on the attached map/
(Legal Description)

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NOV 21 2008

The following improvements, whether on or off the site, are authorized in addition to the residence structure:

WATER RESOURCES DEPT
SALEM, OREGON

On-lot facilities: Bridge.

Off-lot facilities: Water diversion/flume (including pipe line), driveway.

This use shall be exercised at least 15 days each year, unless otherwise authorized in writing. It shall not be used as a full-time residence to the exclusion of a home elsewhere.

THIS PERMIT IS NOT TRANSFERABLE

PURCHASERS OF IMPROVEMENTS ON SITES AUTHORIZED BY THIS PERMIT MUST SECURE A NEW PERMIT FROM THE FOREST SERVICE.

THIS PERMIT IS ACCEPTED SUBJECT TO ALL OF ITS TERMS AND CONDITIONS.

ACCEPTED: Sally and Arlo Goodwin

Arlo Goodwin
Sally D. Goodwin

HOLDER'S NAME AND SIGNATURE

DATE

APPROVED: SUZANNE C. RAINVILLE

District Ranger

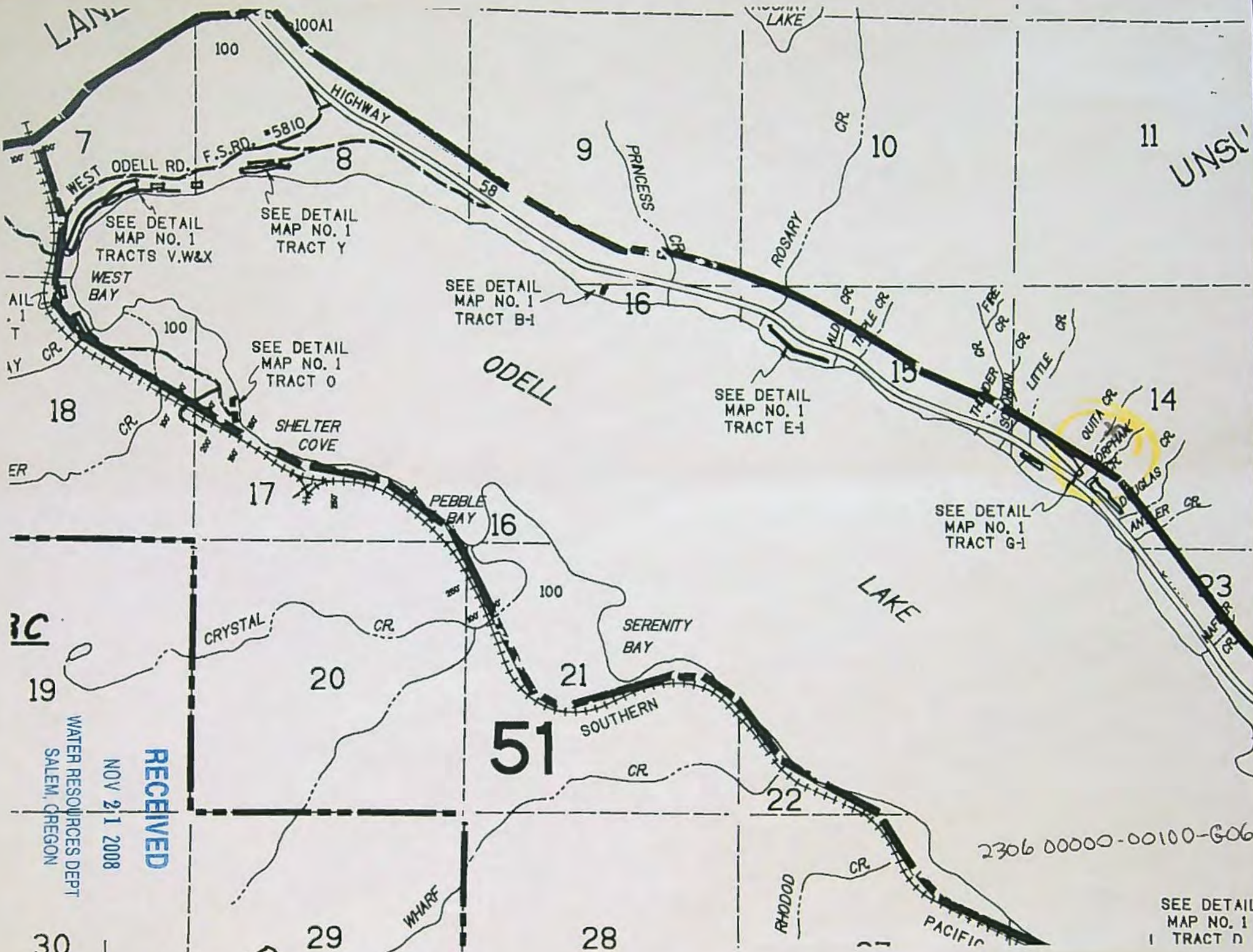
12/16/88

AUTHORIZED OFFICER'S NAME AND SIGNATURE

TITLE

DATE

64528-5



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NOV 21 2008

WATER RESOURCES DEPT
SALEM, OREGON

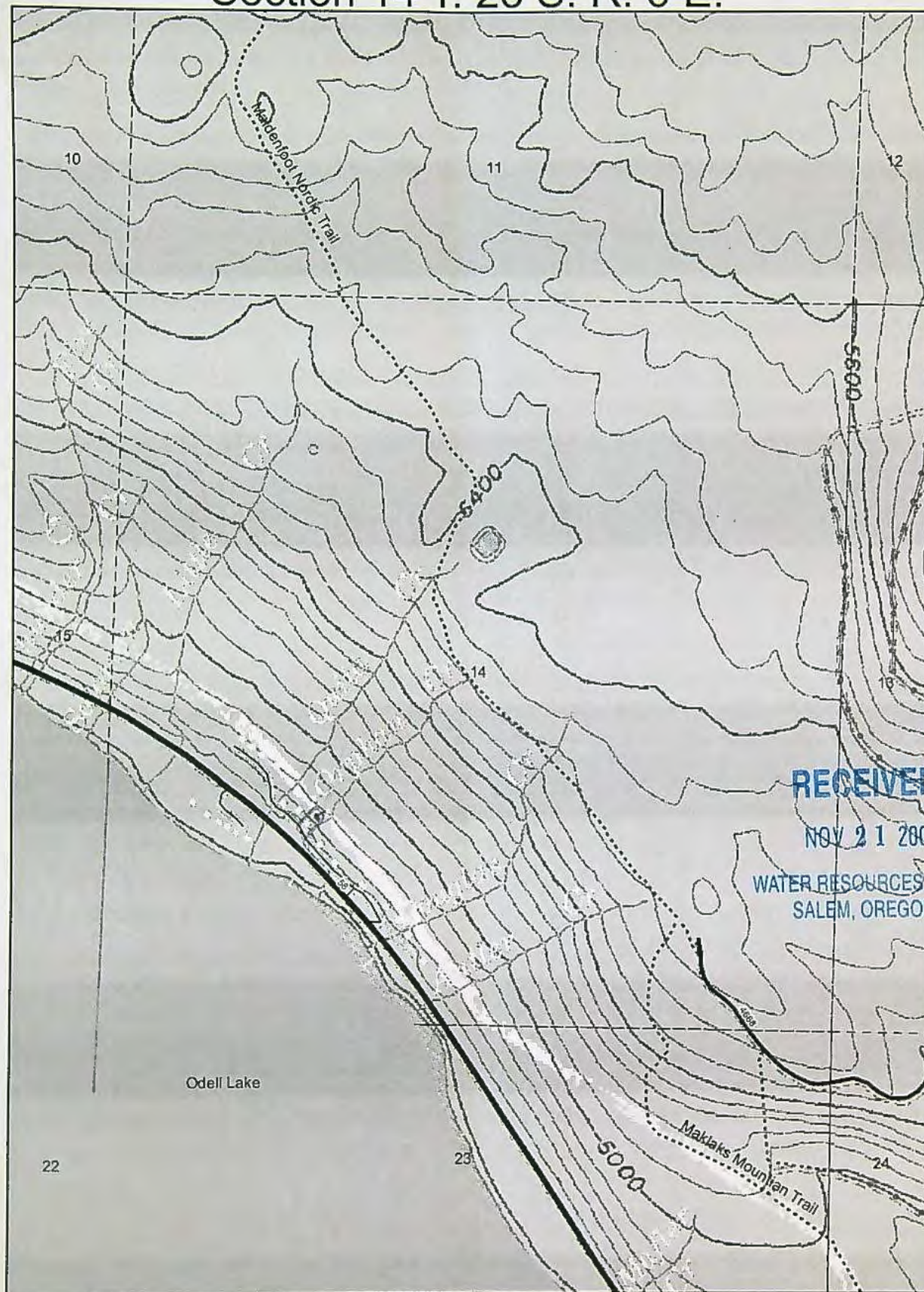
App No S-87349

2306 00000-00100-G06

SEE DETAIL
MAP NO. 1
TRACT D

S-87349

Odell Lake Tract G
Section 14 T. 23 S. R. 6 E.



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NOV 21 2008

WATER RESOURCES DEPT
SALEM, OREGON

0 500 1,000 2,000 Feet

App No S-87349

1500 E
3650 S

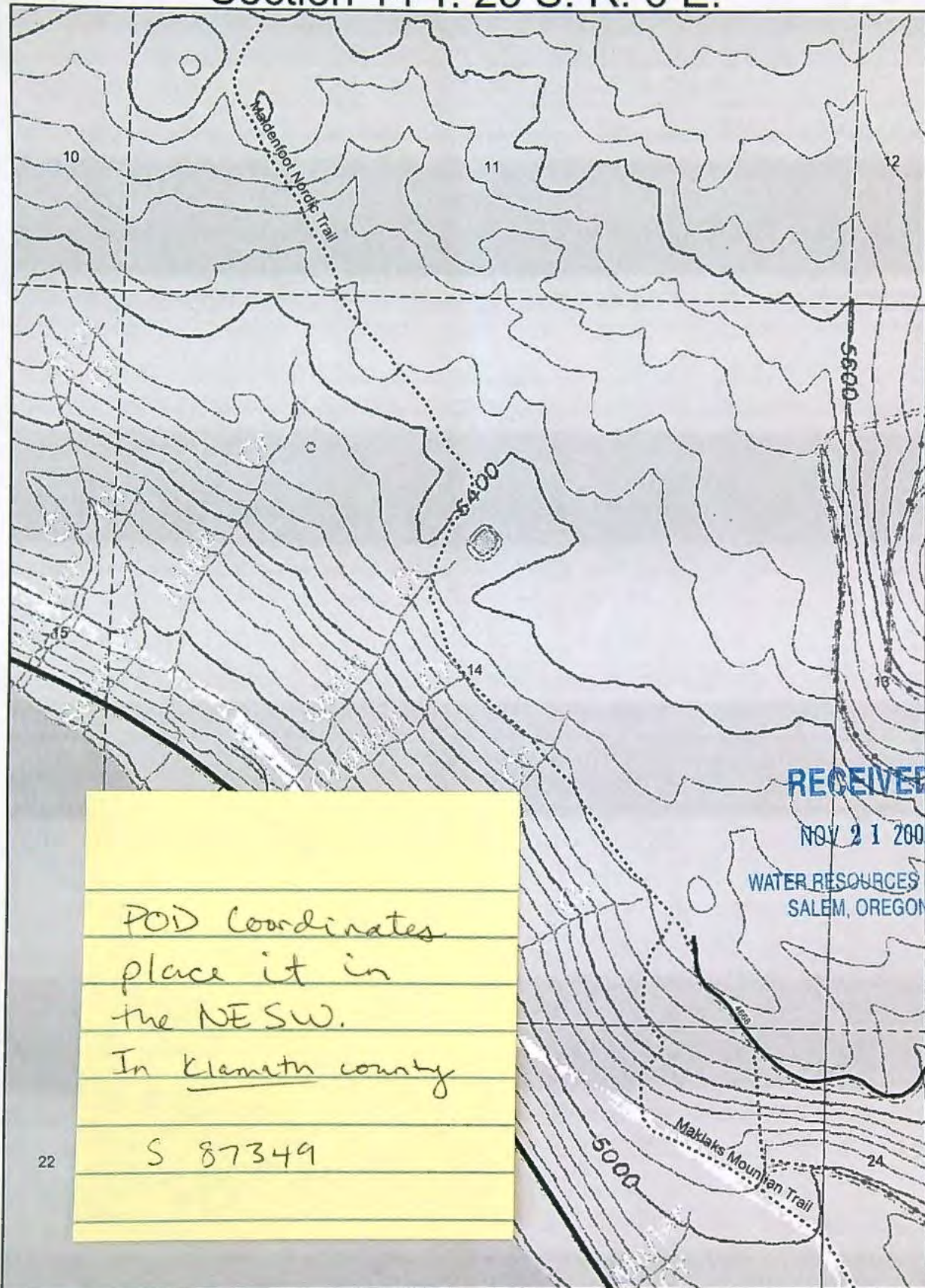
of

R. Grim
9/18/2008

NW corner

S-87349

Odell Lake Tract G
Section 14 T. 23 S. R. 6 E.



POD Coordinates
place it in
the NESW.

In Klamath county

S 87349

0 500 1,000 2,000 Feet

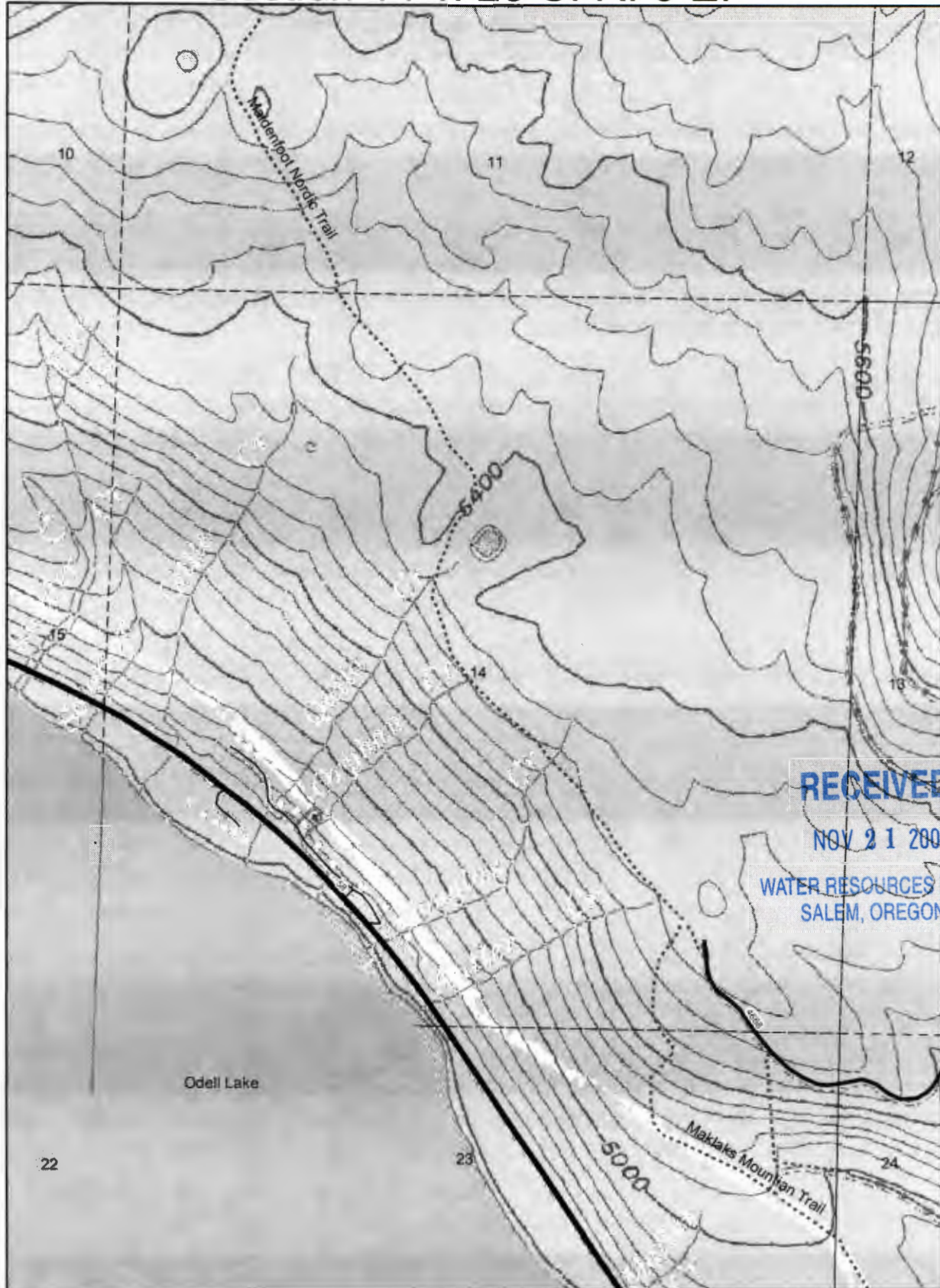
App No S-87349

1500 E
3650 S
of NW corner

R. Grim
9/18/2008

S-87349

Odell Lake Tract G Section 14 T. 23 S. R. 6 E.



0 500 1,000 2,000 Feet

App No S-87349

1500 E
3650 S
of NW corner

R. Grim
9/18/2008

FO Checklist

Application #: S-87349 Applicant: ARLO GOODWIN \$Sally / USDA Forest Svc.

☒ Name and/or address has **changed or been assigned** ☐ Yes ☒ No
If new: _____

☒ Respond to **significant comments, issues, or disputes** related to the proposed use of water. ☒ N/A

☒ Affected landowner(s) have been notified ☒ N/A ☐ Yes ☐ No, send a letter to landowners before FO issuance.

☒ Verify names/addresses of affected landowners, and those who commented and/or paid \$10 fee. ☒ N/A

☒ Include fish screen form if ODFW requested **screening condition and rate** ≤ 0.5 CFS ☐ N/A ☒ Yes ☐ No

☒ PFO conclusions **require modification** due to typos, errors or omission of conditions ☐ Yes ☒ No
If so: _____

☒ Within North Umpqua settlement reach and issuing permit, **spreadsheet has been updated** ☒ N/A ☐ Yes

☒ SWW If GW and interference, copy form for Stahr. ☒ N/A

☒ Fees	<u>Base Fee</u>	<u>Water Amount (Q)</u>
	\$300 / <u>\$500</u>	1 st CFS/AF <u>200</u>
	\$700 / \$1000	
		_____ Addl @ _____
		_____ Addl @ _____
		Add'l ☐ POD/POA ☐ use + _____

_____ + _____ = 200
(base) (Q) (total exam fee)

EXAM FEE REQUIRED	_____	RECORDING FEE REQUIRED	\$250 / <u>\$300</u> / \$400
EXAM FEE PAID	_____	RECORDING FEE PAID	<u>200</u>
STILL OWED	_____	STILL OWED	<u>0</u>

___ FO w/ draft permit; still needed:
 ___ fees
 ___ easement
 ___ st water contract
 ___ approved dam plans & specs
 ___ land use approval
 ___ well construction approval

☒ FO w/ permit # S-544666

___ FO to deny
 refund \$ _____

Name: Michele McAleer Date: 7/19/2010

Peer Reviewer: jane 7/19/10

PFO Checklist

Application #: S-87349 Applicant: ARLO AND SALLY GOODWIN

- ☒ Was the application filed after 10/23/99? Y / N (If not, add A date requirement)
- ☒ POD characteristics identifies as DEQ 303d? Y / N / NA If Y, was DEQ cc'd at IR? yes (If not, copy them on PFO)
- ☒ IR Date 6/12/09 Public Noticed on 6/14/09 Comments? Y / N Comment eval?
- ☒ IR requested add'l info Y / N Rec'd-reg to amend to HC (from DOM-at 0.005 CFS)
- ☒ Is second gw review necessary? Y / N / NA Complete? Y / N Add'l fees ☐ necessary ☐ collected ☐ needed
- ☒ Has Water Availability changed from IR? no If source is Col R, use special w/a lang in RC
- ☒ Have conflicts been addressed? Y / N / NA
- ☒ POD/POU are correct per the map
- ☒ Prior to permit, applicant must submit ☒ NA ☐ fees ☐ storage contract ☐ easement ☐ plans/specs ☐ evidence of well repair
- ☒ Changes from IR determinations recommend approval at HC / 0.005 CFS, further limited to 500 gpd
- ☒ Allowed Use/Rate/Season HC / 0.005 CFS and 500 gpd / year-round Limit — Duty —
- ☒ Conditions leg + fm

☐ Small ≤ 0.1 CFS, ≤ 9.2 AF ☐ Medium > 0.1 CFS but < 0.5 CFS, > 9.2 AF but < 100 AF ☒ Large ≥ 0.5 CFS, ≥ 100 AF

☒ SWW If GW and interference, copy form for Stahr.

☒ Copy to Reg Manager n/a (sc) WM 11 CWRE — Agent —

Fees	Base Fee	Water Amount (Q)
	\$300 / <u>\$500</u> \$700 / \$1000	1" CFS/AF <u>200</u>
		Addl @ <u>—</u>
		Add'l ☐ POD/POA ☐ use + <u>—</u>
	<u>500</u> (base)	<u>200</u> (Q)
		<u>700</u> (total exam fee)

EXAM FEE REQUIRED	<u>700</u>	RECORDING FEE REQUIRED	\$250 / <u>\$300</u> / \$400
EXAM FEE PAID	<u>- 700</u>	RECORDING FEE PAID	<u>- 300</u>
STILL OWED	<u>0</u>	STILL OWED	<u>0</u>

Name: Michele McAleer

Date: 11/16/2009

Peer Reviewer: Kerry

The purpose of this checklist is to be used as a working document by Department staff to aid in the production of the related Initial Review, Proposed Final Order, or Final Order. It is not intended to be a complete record of all factors which were considered to produce the document, nor is it intended to serve any purpose other than that stated above. The related Initial Review, Proposed Final Order, or Final Order is intended to stand alone as the record of factors considered in its production.

IR CHECKLIST

Application #: 7S-87349 Applicant: ARLO GOODWIN

Use(s): DOMESTIC Priority Date: November 21, 2008

☒ MU or QM ☒ NA ☐ will complete construction within 20 years
☐ Fujii reviewed recommendations _____

☒ Is the application complete? ☐ No ☒ Yes

☒ ORS 538 prohibits use ☒ No ☐ Yes If so, do not do an IR; return the application & fees to the applicant.

☒ DIV 9 ~~NA~~ ☐ will likely be available... ☐ will not likely be available... ☐ will, if properly conditioned...

☐ classify as surface water well _____ has PSI with _____

(include basin map if true) well _____ is within ☐ 1N 3E 20, 21, 28, 29 ☐ GWLA ☐ CGWA _____

GW conditions _____

☒ DIVISION 33 ☐ NA ☐ No ☒ above Bonneville, and ☐ not allowed 4/15 - 9/30
☐ below Bonneville
☐ statewide

☒ SW Availability ☐ NA ☒ 80% live ☐ 50% storage not available WID: 199 ** see mtn lake memo 4/22/09 - no overland flow*

☒ Use DWF's nonstandard W/A memo if the source is a Drews Reservoir tributary; the Snake River; the Columbia River; the North Umpqua River below Rock Creek; or within the drainages of the Lost River, Chehalem Creek, or Champoeg Creek (including Mission & Case Creeks)

☒ POU conflict ☐ NA ☒ No ☐ No, different sources ☐ No, make up a deficiency in rate ☐ No, existing not at max. rate
☐ Yes _____

☒ Use is supplemental, checked for primary rights w/ diff source ☒ NA ☐ Yes limits _____

☒ Use is ☒ allowed ☐ not allowed ☐ limited ☐ OAR ☐ Compact 690-505-0000(1)(a)

☒ Requested Use/Rate/Season Domestic / .005 cfs / year round

Allowed Use/Rate/Season yes / .005 / year round Limit 1/40 Duty +

☒ Land use ☐ approved ☐ not approved ☐ being pursued ☐ county notified ☒ NA - *forest on land w/ USFS permit*

☒ Storage contract ☒ NA ☐ BOR ☐ Doug Co ☐ Corp of Eng ☐ needed ☐ obtained _____

☒ Authorized agent specified ☒ NA ☐ needed ☐ Yes _____

☒ Conditions: Large - per 4/22/09 with lake's memo

☒ Small ≤ 0.1 CFS, ≤ 9.2 AF, ☐ Medium > 0.1 and < 0.5 CFS, > 9.2 and < 100 AF, ☒ Large ≥ 0.5 CFS, ≥ 100 AF
Use at least "Medium" when the source is Siltcoos Lake, Sandy Basin GW, or stored water with a contract.
Use "Large" for temp control (including NU), HC exceptions, Tenmile Lake, or if applicant is a government entity
Use "Large-7g" or "Large-7i" if GW recommends 7g or 7i
Use "Large with totalizing flow meter" for IR permits in South Salem Hills or IR over 10 Ac. in Stage Gulch CGWA

☒ Stream is withdrawn ☐ NA ☒ No ☐ Yes, allows use/season _____

☐ Basin Maps have been checked ☐ NA ☐ Yes limits _____

☒ SWW ☐ NA ☒ above ☐ within _____ (If GW and interference, copy form for Stahr.)

Deerhuts

*NO Land USE

Required

Federal Land

* Make Forest Service

& Goodwin the

Applicants

Application #: 7S-87349 Applicant: ARLO GOODWIN

✓ Use is within a high priority area for streamflow restoration ☐ NA ☒ No ☐ Yes

✓ Letter format good ☒ HC only ☐ limited ☐ bad ☐ bad w/ rate reduction opportunity ☐ bad w/ HC opportunity

✓ POD is within North Umpqua settlement reach and the spreadsheet was updated ☒ NA ☐ Yes

✓ Forms ☐ NA ☒ DIV 33 ☐ basin map ☒ HC except ☐ spring description other _____

✓ Copy to ☐ NWR
☐ NCR
☐ ER
☐ SWR

✓ WM # 11
☐ agent
☐ CWRE

☒ ODFW
☒ DEQ
☒ DOA
☐ State Parks

☐ CRIFC
☐ US Fish & Wildlife
☐ NW Planning Council
☐ CTUIR

☐ DOA Food Safety Division
(bottled water)

☐ city _____
(w/in 5-mile muni wells)

✓ Prior to permit, applicant must submit ☒ NA ☐ storage contract ☐ easement ☐ plans/specs ☐ evidence of well repair

✓ App and map meet min. requirements ☒ Yes ☐ No
(If not, send IR certified)

✓ Scanned images exist for application form and map

✓ Fees 0.005 CFS

Base

500

_____ AF

Up to 1 CFS

200

_____ Add'l CFS @ _____

Up to 20 AF

_____ Add'l AF @ _____

Add'l ☐ POD/POA ☐ use + _____

Exam Fee Required = 700

Exam Fee Paid 700

Still Owed 0

\$300 rec
fee pd

WM # determined in S-87302 That after Davis Lake there is no longer surface water connections to other surface waters & (HC) would not injure other in/out of stream rights.

Name: Michele McAleer

Date: 12/19/2008

Peer Reviewer: me 12/23/08

The purpose of this checklist is to be used as a working document by Department staff to aid in the production of the related Initial Review, Proposed Final Order, or Final Order. It is not intended to be a complete record of all factors which were considered to produce the document, nor is it intended to serve any purpose other than that stated above. The related Initial Review, Proposed Final Order, or Final Order is intended to stand alone as the record of factors considered in its production.

WATERMASTER DIVISION 33 APPLICATION WORK SHEET

Recommendations for Water Right Applications that may affect the
Habitat of Sensitive, Threatened or Endangered Fish Species, OAR 690-33-310 through 340.

Application #: S-87349 Applicant's Name: Arlo & Sally Goodwin

1) Does the affected surface water source flow above ground in a defined channel into another water body?

☒ YES ☐ NO ☐ SOMETIMES; between _____ and _____

2) Does the affected surface water source ever go dry in the area of the proposed diversion? ☐ YES ☒ NO

3) To your knowledge, has the affected surface water source of water been regulated because of insufficient flow to satisfy existing water rights including instream water rights? ☐ YES ☒ NO

If YES, please explain: _____

4) Do you agree with the specified water availability, and the recommended period of use? ☐ YES ☐ NO ☒ I DON'T KNOW

If NO, please explain: _____

5) Did you discuss this application with staff from another agency? ☐ YES ☒ NO

Who: _____ Agency: _____ Date: _____

6) If the Initial Review is unfavorable, is mitigation an option? ☐ YES ☒ NO

If YES, please explain: _____

7) What conditions do you recommend? The diversion would need a flowmeter and the use would have to be regulated when ISWR 75917 is not being fully met.

8) Your recommendation under OAR 690-033-0330 (2): ☒ Approval with conditions
☐ Approval without conditions
☐ Denial

Watermaster Signature: Jeremy Giffin Date: 6/15/09

WRD Contact: Caseworker: Michele McAleer, Water Rights Division, 503-986-0900 / Fax 503-986-0901

MENU OF CONDITIONS FOR WRD, ODFW, DEQ AND AG

The following condition will be included in any permit issued unless ODFW explicitly requests that it be omitted:

The permittee shall not construct, operate or maintain any dam or artificial obstruction to fish passage in the channel of the subject stream without providing a fishway to ensure adequate upstream and downstream passage for fish, unless the permittee has requested and been granted a fish passage waiver or exemption through the Oregon Department of Fish and Wildlife. The permittee is hereby directed to contact an Oregon Department of Fish and Wildlife Fish Passage Coordinator before beginning construction of any in-channel obstruction.

- fishself** The permittee shall install, maintain, and operate fish screening and by-pass devices consistent with current Oregon Department of Fish and Wildlife (ODFW) standards. Fish screening is to prevent fish from entering the proposed diversion while by-pass devices provide adequate upstream and downstream passage for fish. The required screen and by-pass devices are to be in place and functional prior to diversion of any water. Permittee shall obtain written approval from ODFW that the installation of the required screen and by-pass devices meets the state's criteria or the permittee shall submit documentation that ODFW has determined screens and/or by-pass devices are not necessary.
- fishapprove** The permittee shall install, maintain, and operate fish screening and by-pass devices consistent with current Oregon Department of Fish and Wildlife (ODFW) standards. Fish screening is to prevent fish from entering the proposed diversion while by-pass devices provide adequate upstream and downstream passage for fish. The required screen and by-pass devices are to be in place and functional, and approved in writing by ODFW prior to diversion of any water. The permittee may submit evidence in writing that ODFW has determined screens and/or by-pass devices are not necessary.
- fishdiv33** If the riparian area is disturbed in the process of developing a point of diversion, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR 635-415, shall be followed.
- The use may be restricted if the quality of the source stream or downstream waters decrease to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.
- The permittee shall install, maintain, and operate fish screening and by-pass devices consistent with current Oregon Department of Fish and Wildlife (ODFW) standards. Fish screening is to prevent fish from entering the proposed diversion while by-pass devices provide adequate upstream and downstream passage for fish. The required screen and by-pass devices are to be in place and functional, and approved in writing by ODFW prior to diversion of any water. The permittee may submit evidence in writing that ODFW has determined screens and/or by-pass devices are not necessary.
- fishmay** Notwithstanding that ODFW has made a determination that fish screens and/or by-pass devices are not necessary at the time of permit issuance, the permittee may be required in the future to install, maintain, and operate fish screening and by-pass devices to prevent fish from entering the proposed diversion and to provide adequate upstream and downstream passage for fish.
- b52** Water may be diverted only when Department of Environmental Quality sediment standards are being met.
- b5** The water user shall install and maintain adequate treatment facilities meeting current DEQ requirements to remove sediment before returning the water to the stream.
- b51a** The period of use has been limited to _____ through _____.
- b57** Before water use may begin under this permit, a totalizing flow meter must be installed at each diversion point.
- b58** Before water use may begin under this permit, a staff gage that measures the entire range and stage between full reservoir level dead pool storage must be installed in the reservoir. The staff gage shall be United States Geological Survey style porcelain enamel iron staff gage style A, C, E or I. Additionally, before water use may begin under this permit, if the reservoir is located in channel then weirs or other suitable measuring devices must be installed upstream and downstream of the reservoir, and, a gated valve outlet must be installed. A written waiver may be obtained from the local Watermaster if in his judgment the installation of the weir(s) will provide no public benefit.
- futile call** The use of water allowed herein may be made only at times when waters from the (NAME OF SURFACE WATER) would not otherwise flow into a tributary of the _____ River or sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.
- riparian** If the riparian area is disturbed in the process of developing a point of diversion, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR 635-415, shall be followed.
- wq** The use may be restricted if the quality of the source stream or downstream waters decrease to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.
- fence** The stream and its adjacent riparian area shall be fenced to exclude livestock.
- blv** Water must be diverted to a trough or tank through an enclosed water delivery system. The delivery system must be equipped with an automatic shutoff or limiting flow control mechanism or include a means for returning water to the stream source through an enclosed delivery system. The use of water shall not exceed 0.10 cubic feet per second per 1000 head of livestock.

Michele McAleer

From: Brett Hodgson [brett.l.hodgson@state.or.us]
Sent: Monday, November 16, 2009 11:07 AM
To: Michele McAleer
Subject: RE: S-87349, Arlo & Sally Goodwin, Odell Lake

Michele,

Yes, comments are the same. ISWR in Odell Creek must be met.

Brett

-----Original Message-----

From: Michele McAleer [mailto:mcaleemr@wr.d.state.or.us]
Sent: Monday, November 16, 2009 10:48 AM
To: Brett Hodgson
Subject: S-87349, Arlo & Sally Goodwin, Odell Lake

Hi Brett,

I have another on Odell Lake, S-87349, where the source is an unnamed stream, tributary to Orphan Creek, which is a trib to Odell Lake. Are your comments the same? The file link is below.

Thanks, Michele

http://apps2.wrd.state.or.us/apps/wr/wr_review/wr_details.aspx?snp_id=163688

-----Original Message-----

From: Brett Hodgson [mailto:brett.l.hodgson@state.or.us]
Sent: Tuesday, September 01, 2009 8:09 AM
To: Michele McAleer
Subject: RE: OWRD: Water Right Application S 87362 (Surface Water) has been submitted for your District or Region. [ODFW]

Michele,

Please consider ODFW's comments on this application, to be consistent with earlier comments on Odell domestic water apps.

Thanks.

Brett Hodgson
Oregon Department of Fish and Wildlife
Deschutes District Fisheries Biologist
541-388-6363
brett.l.hodgson@state.or.us

-----Original Message-----

From: Michele McAleer [mailto:mcaleemr@wr.d.state.or.us]
Sent: Monday, August 31, 2009 5:02 PM
To: Brett Hodgson
Subject: FW: OWRD: Water Right Application S 87362 (Surface Water) has been submitted for your District or Region. [ODFW]

Hi Brett,

Just a reminder that I don't yet have your review on this one, for Pat and Nancy Cross, Human Consumption only from a spring, tributary to Odell Lake.

To view the OWRD Web page for S 87362 please click the link below.

http://apps2.wrd.state.or.us/apps/wr/wrinfo/wr_query.aspx?SearchType=App&app_nbr_start=87362&app_char=S

To view the pending reviews for your district or region, click the following link.
http://apps2.wrd.state.or.us/apps/wr/external_review/odfw_review.aspx?directory_id=122782

Thanks,
Michele

Michele McAleer
Water Rights Caseworker
(503) 986-0853

<http://oregon.gov/OWRD>

Messages to and from this e-mail address may be available to the public under Oregon law.

-----Original Message-----

From: automated_email@wr.state.or.us [mailto:automated_email@wr.state.or.us]
Sent: Friday, July 10, 2009 10:40 PM
To: wrd.deschutes@state.or.us
Cc: Barry Frost; Kathy Boles; Tim Wallin; Jonnine Skaug; Michele McAleer
Subject: OWRD: Water Right Application S 87362 (Surface Water) has been submitted for your District or Region. [ODFW]

Oregon Water Resources Department - Automated e-mail notice

ODFW review request for proposed water right application S 87362

Application Stakeholder(s): CROSS, NANCY, CROSS, PAT

Application Type: Surface Water
Notice Number: 2

Diversion Location:
County: Klamath
TRSQQ: 23S 6E 14 SESW
Source: A SPRING
Tributary To: ODELL LAKE

NOTE: If the Initial Review gives the applicant the option to pursue a limited permit for human consumption use, please complete the "Division 33 Human Consumption Exception Review Form" in lieu of the standard Division 33 review sheet, and recommend any appropriate conditions. The link to the form may be found on the pending reviews page (use the second link below).

To view the OWRD Web page for S 87362 please click the link below.
http://apps2.wrd.state.or.us/apps/wr/wrinfo/wr_query.aspx?SearchType=App&app_nbr_start=87362&app_char=S

To view the pending reviews for your district or region, click the following link.
http://apps2.wrd.state.or.us/apps/wr/external_review/odfw_review.aspx?directory_id=122782

Caseworker: Michele McAleer; Oregon Water Resources Department at 503-986-0853 or mcaleemr@wr.state.or.us

Please complete your review within 30 days from the date of this email.
You may email your completed review form directly to the caseworker.

To view the application form, application map and applicable review form, please click the "View all scanned documents" option on the OWRD Web page for this application. If you would like to look at the water availability, please choose 50% exceedance for R applications and 80% exceedance for S and G applications. After the water availability report is generated, look at the last watershed ID# (WID) in the first table entitled "Water Availability Table" - water is available during the month's with a YES indicated.

Watermaster - Please look at the water availability - if there is no WID, please complete

a water availability report.

ODFW and DEQ - if there is no WID, please assume that water is available year round for the purposes of completion of your review. WRD will take into account when water is actually available when processing the application.

This message has been generated automatically by an unmonitored email account. Please do not "reply" to this message. Thank you.

ODFW DIVISION 33 APPLICATION REVIEW SHEET

Recommendations for Water Right Applications that may affect the
Habitat of Sensitive, Threatened or Endangered Fish Species, OAR 690-33-310 through 340.

Application #: S-87302 Applicant's Name: Godsil/US Forest Service

A) Will the proposed use occur in an area that may affect the essential habitat of a **SENSITIVE** fish species?

☐ NO ☒ YES If YES, fill out **SECTION I** and the **RECOMMENDATION**.

B) Will the proposed use occur in an area that may affect the essential habitat of a **THREATENED OR ENDANGERED** fish species? ☐

NO ☒ YES Species: Bull trout Status: ☒ Threatened ☐ Endangered

If YES, fill out **SECTION II** and the **RECOMMENDATION**.

If your answer is **NO** to both questions, you may comment by completing the public interest review sheet on the back of this page.

SECTION I:

1) Will the proposed use result in a **NET LOSS** in the habitat of a **SENSITIVE SPECIES**? [690-33-330(2)(a)]

yes

2) What stage or value is at risk (check all that apply): ☒ Spawning ☒ Incubation ☒ Rearing ☐ Passage ☒ Habitat Value

3) Can conditions be applied to mitigate the impact to the essential habitat of a **SENSITIVE** species?

☐ NO (if no go to 4) ☒ YES [690-33-330(3)]

Which conditions are recommended? Water is only available for use when ISWR 75917 is met. Gauge must be installed in Odell Creek to determine when flows exceed ISWR. Fish self, fish div 33, futile call, b57
(select from Menu of Conditions)

4) If conditions cannot be identified to offset impacts to the essential habitat of **SENSITIVE** species, would the proposed use harm the species?

☐ NO ☒ YES [690-33-330(4)] If YES, please explain: When ISWR 75917 is not met flows limit productivity of redband trout population.

5) If WRD determines that it is in the public's interest to approve a permit even if the impact cannot be mitigated, what conditions do you recommend? (select from Menu of Conditions)

Fish self, fish div 33, futile call, b57

SECTION II:

1) Is the proposed use consistent with the Columbia River Basin Fish and Wildlife Program? ☒ NO ☐ YES [690-33-120(1)]

Explain: _____

If NO, can the proposed use be conditioned to achieve consistency with the Fish and Wildlife Program? ☐ NO ☐ YES
(select from Menu of Conditions)

Fish self, fish div 33, futile call, b57

RECOMMENDATION under OAR 690-033-0330 (2): ☒ Approval with conditions
☐ Approval without conditions
☐ Denial

ODFW Representative signature: Brett Hodgson Date: November 21, 2008

WRD Contact: **Caseworker:** _____, Water Rights Division, 503-986-0900 / Fax 503-986-0901

ODFW PUBLIC INTEREST REVIEW SHEET

Application #: S-87302 Applicant's Name: Godsil/US Forest Service

1) Will the proposed use occur in an area that may affect the habitat of fish or wildlife species?

☐ NO (Sign form and return)

☒ YES Species: Bull trout, Redband trout

Other: _____

What stage or value is at risk (check all that apply): ☒ Spawning, ☒ Incubation ☒ Rearing ☒ Passage ☐ Habitat Value

2) Will the proposed use result in a loss of habitat? ☐ NO ☒ YES

3) Can conditions be applied to mitigate the impact to the loss of habitat? ☐ NO ☒ YES

Which conditions are recommended? (select from Menu of Conditions) Fish self, fish div 33, futile call, b57

4) If conditions cannot be identified to offset impacts to the habitat, would the proposed use harm the species? ☐ NO ☒ YES

If YES, please explain: When ISWR 75917 is not met flows limit productivity of bull trout and redband trout populations.

5) If WRD determines that it is in the public's interest to approve a permit even if the impact cannot be mitigated what conditions do you recommend? (select from Menu of Conditions)

☐ Fish self, fish div 33, futile call, b57 ☐ Water is only available for use when ISWR 75917 is met. Gauge must be installed in Odell Creek to determine when flows exceed ISWR

6) Your recommendation: ☒ Approval with conditions
☐ Approval without conditions
☐ Denial

ODFW Representative signature: Brett Hodgson Date: November 21, 2008

WRD Contact: Caseworker: _____, Water Rights Division, 503-986-0900 / Fax 503-986-0901

MEMO

TO: Tim Wallin and Water Right Application Caseworkers
FROM: Dwight French, WRAD Administrator April 21, 2009
RE: Water Availability Determinations for Domestic/HC Applications from Mountain Lake Sources with no natural overflow to downstream waters

This memo pertains only to the water availability finding for applications for Domestic Use, Domestic Use Expanded or Human Consumption from a lake that has no overland flow connection to downstream waters.

Summary

It is the Department's policy not to deny applications for Human Consumption if the source of water is from a lake that does not have an overland flow connection to downstream water even if there is no water available in the subject or downstream WAB's.

Detailed Explanation and Instructions

If the application is for "Domestic Use" or "Domestic Use Expanded": Determine that there is no water available for domestic use but further explain that if the application is amended to 0.005 CFS and no more than 500 gallons per day the Department will likely be able to propose issuance of a permit given that the reduced use and amount would be *de minimus* and unlikely to have an adverse affect on downstream water given that there is no overland downstream flow from the source. If the amendment is received then proceed with a PFO with a water availability finding described below.

If no amendment is received then the PFO should have a WA finding that states: "The Department has determined that there is water available in excess of other rights from the same source only for human consumption using a rate of 0.005 CFS and further limited to no more than 500 gallons per day."

If the application is for "Human Consumption": Determine that water is available for human consumption with a rate of 0.005 CFS and no more than 500 gallons per day given that the requested use and amount is *de minimus* and unlikely to have an adverse affect on downstream water given that there is no overland downstream flow from the source.

A meter is required to be installed before use of water allowed by the permit. (large)

For lakes other than those listed below, the watermaster can determine whether there is an overland flow connection.

Examples of lakes where the Department has concluded that there is no overland flow connection to downstream waters:

- Lake of the Woods (East of Klamath Lake in the Klamath Basin)
- Goose, Summer, Silver (Lake County)
- Elk, Sparks, Devils, Lava, East, Hosmer (East of Bend in Deschutes Basin)

Odell and Davis Lakes (These lakes are connected to each other but do not have an overland flow connection to downstream waters.)

Rare Contingencies

If the source is a tributary to a mountain lake with no overland flow we should process it in the same way we would process an application on the actual lake. This would be fairly rare but could happen. Of course, if the watermaster indicates that injury would occur then we should deny on the basis of injury.

If the watermaster determines that a lake with no overland flow connection does not have enough water available for new users then we should find that there is no water available for the new use.

EXAMPLE IR WHEN DOMESTIC USE REQUESTED:

Initial Review Determinations:

1. The application proposed the use of 0.01 cubic foot per second (CFS) from BLANK Lake for year-round domestic use for one household.
2. The proposed use is not prohibited by law or rule except where otherwise noted below.
3. The use of water from BLANK Lake for domestic use is allowable under the BLANK Basin Program.
4. Surface water is not available for domestic use. However, surface water is available for a *de minimus* (insignificant) use, being human consumption (indoor use only: cooking, drinking, and sanitation) at a rate of 0.005 CFS, further limited to 500 gallons per day per household, as this amount would not likely have an adverse affect on downstream water given that there is no overland downstream flow from BLANK Lake.

If you would like to amend your application to human consumption use at a rate of 0.005 CFS please send your written request by Thursday, April XX, 2009.

5. The proposed use is located above the Deschutes Scenic Waterway, as designated under ORS 390.826.

Summary of Allowable Water Use

Comment [1]: Div 33 limitation, above Bonneville

The use of 0.01 CFS from BLANK Lake for domestic use for one household SEASON, is not allowable. However, if the application is amended to human consumption (indoor use only: cooking, drinking, and sanitation) at a rate of 0.005 CFS the Department will likely proceed with a Proposed Final Order recommending approval.

If A Permit Is Issued It Will Likely Include The Following Conditions:

1. Measurement, recording and reporting conditions: (Large)
 - A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter or other suitable measuring device as approved by the Director at each point of diversion. The permittee shall maintain the meter or measuring device in good working order, shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.

EXAMPLE IR WHEN HC IS REQUESTED:

Initial Review Determinations:

1. The application proposed the use of 0.005 cubic foot per second (CFS) from BLANK Lake for year-round human consumption for one household.
2. The proposed use is not prohibited by law or rule except where otherwise noted below.
3. The use of water from BLANK Lake for human consumption is allowable under the BLANK Basin Program.
4. Surface water is available for human consumption (indoor use only: cooking, drinking, and sanitation) at a rate of 0.005 CFS, further limited to 500 gallons per day per household, as this amount is *de minimus* (insignificant) and would not likely have an adverse affect on downstream water given that there is no overland downstream flow from BLANK Lake.
5. The proposed use is located above the Deschutes Scenic Waterway, as designated under ORS 390.826.

Summary of Allowable Water Use

Comment [2]: Div 33 limitation, above Bonneville

The use of 0.005 CFS from BLANK Lake for human consumption (indoor use only: cooking, drinking, and sanitation), limited to 500 gallons per day per household, SEASON is allowable.

1. Measurement, recording and reporting conditions: (Large)

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter or other suitable measuring device as approved by the Director at each point of diversion. The permittee shall maintain the meter or measuring device in good working order, shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.

Delete the below Water Availability Finding in PFO and replace with example.

Old Language

An assessment of water availability has been completed. This assessment compared a calculation of natural streamflow minus the consumptive portion of all relevant rights of record. A copy of

this calculation is in the file. This calculation determined that water is not available for further appropriation (at an 80 percent exceedance probability) for the requested period of use per OAR 690-300(57).

Replace if application was for Domestic but has been amended to HC

Surface water is available for human consumption (indoor use only: cooking, drinking, and sanitation) at a rate of 0.005 CFS, further limited to 500 gallons per day per household, as this amount is *de minimus* (insignificant) and would not likely have an adverse affect on downstream water given that there is no overland downstream flow from **BLANK** Lake.

Replace if application is for Domestic and NO amendment has been received

Surface water available in excess of other rights from the same source only for human consumption using a rate of 0.005 CFS, further limited to 500 gallons per day.

Replace if application is for HC

Surface water is available for human consumption (indoor use only: cooking, drinking, and sanitation) at a rate of 0.005 CFS, further limited to 500 gallons per day per household, as this amount is *de minimus* (insignificant) and would not likely have an adverse affect on downstream water given that there is no overland downstream flow from **BLANK** Lake.

Point of Diversion Characteristics

Right:	App:S 87349 *
Name:	ARLO GOODWIN

TRSQQ: 23.00S-06.00E-14-SESW Digital Map of TRSQQ

County: Klamath

Basin: Deschutes

WM District: 11

WM Region: SC

Withdrawn Area:

WAB: DESCHUTES R > COLUMBIA R - AB LITTLE DESCHUTES R (199)

Priority WAB:

Rule 4D:

Groundwater Restricted Area:

Scenic Water Way: ABOVE The Deschutes Scenic Waterway

Division 33: UPPER COLUMBIA

Water Quality Limited: Yes

Water Availability Analysis

DESCHUTES R> COLUMBIA R- AB LITTLE DESCHUTES R
DESCHUTES BASIN

Water Availability as of 12/11/2008

Watershed ID #: 199

Date: 12/11/2008

Exceedance Level: 80%

Time: 10:38 AM

Water Availability

Select any Watershed for Details

Nesting Watershed Order	Stream Name ID #	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	SI
1	70087 DESCHUTES R> COLUMBIA R- AB MOUTH AT GAGE 14103000	No	No	Yes	Yes	Yes	No	No	No	No	No	No	No	Yt
2	30530627 DESCHUTES R> COLUMBIA R- AB EAGLE CR	No	No	No	Yes	Yes	No	No	No	No	No	No	No	Yt
3	30530643 DESCHUTES R> COLUMBIA R- AB SHITKE CR	No	No	No	Yes	No	No	No	No	No	No	No	No	Yt
4	30530112 DESCHUTES R> COLUMBIA R- AB BUCKHORN CAN	No	No	No	No	No	No	No	No	No	No	No	No	Yt
5	197 DESCHUTES R> COLUMBIA R- AB TUMALO CR	No	No	No	No	No	No	No	No	No	No	No	No	N
6	198 DESCHUTES R> COLUMBIA R- AB SPRING R	No	No	No	No	No	No	No	No	No	No	No	No	N
7	199 DESCHUTES R> COLUMBIA R- AB LITTLE DESCHUTES R	No	No	No	No	No	No	No	No	No	No	No	No	N

Limiting Watersheds

Monthly Streamflows in Cubic Feet per Second

Storage at 50% Exceedance in Acre-Feet

Month	Limiting Watershed ID #	Stream Name	Water Available?	Net Water Available
Jan	30530643	DESCHUTES R> COLUMBIA R- AB SHITKE CR	No	-951.00
Feb	30530643	DESCHUTES R> COLUMBIA R- AB SHITKE CR	No	-780.00
Mar	30530643	DESCHUTES R> COLUMBIA R- AB SHITKE CR	No	-551.00
Apr	197	DESCHUTES R> COLUMBIA R- AB TUMALO CR	No	-833.00
May	197	DESCHUTES R> COLUMBIA R- AB TUMALO CR	No	-2,250.00
Jun	197	DESCHUTES R> COLUMBIA R- AB TUMALO CR	No	-2,590.00
Jul	197	DESCHUTES R> COLUMBIA R- AB TUMALO CR	No	-2,860.00
Aug	197	DESCHUTES R> COLUMBIA R- AB TUMALO CR	No	-2,680.00
Sep	197	DESCHUTES R> COLUMBIA R- AB TUMALO CR	No	-2,250.00
Oct	197	DESCHUTES R> COLUMBIA R- AB TUMALO CR	No	-1,130.00
Nov	30530643	DESCHUTES R> COLUMBIA R- AB SHITKE CR	No	-626.00
Dec	30530643	DESCHUTES R> COLUMBIA R- AB SHITKE CR	No	-1,150.00
Storage Acre-Feet at 50%	199	DESCHUTES R> COLUMBIA R- AB LITTLE DESCHUTES R	No	0.00

Detailed Reports for Watershed ID #70087

DESCHUTES R> COLUMBIA R- AB MOUTH AT GAGE 14103000
DESCHUTES BASIN

Water Availability as of 12/11/2008

Watershed ID #: 70087

Date: 12/11/2008

Exceedance Level: 80%

Time: 10:38 AM

Water Availability Calculation

Monthly Streamflows in Cubic Feet per Second

Storage at 50% Exceedance in Acre-Feet

Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Requirement	Net Water Available
Jan	4,970.00	668.00	4,300.00	450.00	4,500.00	-648.00
Feb	5,530.00	746.00	4,780.00	450.00	4,500.00	-166.00
Mar	6,140.00	1,010.00	5,130.00	450.00	4,500.00	178.00
Apr	6,470.00	986.00	5,480.00	450.00	4,000.00	1,030.00
May	6,220.00	1,160.00	5,060.00	450.00	4,000.00	613.00
Jun	5,560.00	1,220.00	4,340.00	450.00	4,000.00	-108.00
Jul	4,610.00	957.00	3,650.00	450.00	4,000.00	-797.00
Aug	4,320.00	863.00	3,460.00	450.00	3,500.00	-493.00
Sep	4,410.00	747.00	3,660.00	450.00	3,800.00	-587.00
Oct	4,520.00	793.00	3,730.00	450.00	3,800.00	-523.00
Nov	4,610.00	845.00	3,760.00	450.00	3,800.00	-485.00
Dec	4,820.00	771.00	4,050.00	450.00	4,500.00	-901.00
Storage Acre-Feet at 50%	4,390,000.00	650,000.00	3,730,000.00	326,000.00	2,950,000.00	509,000.00

Detailed Report of Consumptive Uses and Storages

Consumptive Uses and Storages in Cubic Feet per Second

Month	Storage	Irrigation	Municipal	Industrial	Commercial	Domestic	Agricultural	Other	Total
Jan	617.00	0.17	44.10	0.91	0.07	4.34	1.30	0.00	668.00
Feb	695.00	0.15	44.10	0.91	0.07	4.34	1.30	0.00	746.00
Mar	890.00	71.60	44.10	0.91	0.07	4.34	1.30	0.00	1,010.00
Apr	493.00	442.00	44.10	0.91	0.07	4.34	1.30	0.00	986.00
May	88.40	1,020.00	44.10	0.91	0.07	4.34	1.30	0.00	1,160.00
Jun	45.20	1,090.00	77.30	0.91	0.07	4.34	1.30	0.00	1,220.00
Jul	35.30	838.00	77.30	0.91	0.07	4.34	1.30	0.00	957.00
Aug	32.50	746.00	77.30	0.91	0.07	4.34	1.30	0.00	863.00
Sep	32.60	631.00	77.30	0.91	0.07	4.34	1.30	0.00	747.00
Oct	435.00	307.00	44.10	0.91	0.07	4.34	1.30	0.00	793.00
Nov	794.00	0.30	44.10	0.91	0.07	4.34	1.30	0.00	845.00
Dec	720.00	0.21	44.10	0.91	0.07	4.33	1.30	0.00	771.00

Detailed Report of Reservations for Consumptive Use

Reserved Streamflow in Cubic Feet per Second

Application #	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
TY70503A	146.00	146.00	146.00	146.00	146.00	146.00	146.00	146.00	146.00	146.00	146.00	146.00
TY70503B	37.60	37.60	37.60	37.60	37.60	37.60	37.60	37.60	37.60	37.60	37.60	37.60
TY70503C	4.80	4.80	4.80	4.80	4.80	4.80	4.80	4.80	4.80	4.80	4.80	4.80
TY70503D	61.30	61.30	61.30	61.30	61.30	61.30	61.30	61.30	61.30	61.30	61.30	61.30
TY70504A	147.00	147.00	147.00	147.00	147.00	147.00	147.00	147.00	147.00	147.00	147.00	147.00
TY70504B	27.90	27.90	27.90	27.90	27.90	27.90	27.90	27.90	27.90	27.90	27.90	27.90
TY70504C	25.00	25.00	25.00	25.00	25.00	25.00	25.00	25.00	25.00	25.00	25.00	25.00
Total	449.60	449.60	449.60	449.60	449.60	449.60	449.60	449.60	449.60	449.60	449.60	449.60

Detailed Report of Instream Requirements

Instream Requirements in Cubic Feet per Second

Application #	Status	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
TY70501A	TREATY	3,000.00	3,000.00	3,500.00	3,500.00	3,500.00	3,500.00	3,000.00	3,000.00	3,000.00	3,000.00	3,000.00	3,000.00

SY90506A	SWW	4,500.00	4,500.00	4,500.00	4,000.00	4,000.00	4,000.00	4,000.00	3,500.00	3,800.00	3,800.00	3,800.00	4,500.00
IS70087A	CERTIFICATE	3,000.00	3,000.00	3,500.00	3,500.00	3,500.00	3,500.00	3,000.00	3,000.00	3,000.00	3,000.00	3,000.00	3,000.00
IS71194A	CERTIFICATE	4,500.00	4,500.00	4,500.00	4,000.00	4,000.00	4,000.00	4,000.00	3,500.00	3,800.00	3,800.00	3,800.00	4,500.00
Maximum		4,500.00	4,500.00	4,500.00	4,000.00	4,000.00	4,000.00	4,000.00	3,500.00	3,800.00	3,800.00	3,800.00	4,500.00

Detailed Reports for Watershed ID #30530627

DESCHUTES R> COLUMBIA R- AB EAGLE CR
DESCHUTES BASIN

Water Availability as of 12/11/2008

Watershed ID #: 30530627

Date: 12/11/2008

Exceedance Level: 80%

Time: 10:38 AM

Water Availability Calculation

Monthly Streamflows in Cubic Feet per Second

Storage at 50% Exceedance in Acre-Feet

Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Requirement	Net Water Available
Jan	4,700.00	647.00	4,050.00	450.00	4,500.00	-897.00
Feb	5,070.00	709.00	4,360.00	450.00	4,500.00	-589.00
Mar	5,640.00	969.00	4,670.00	450.00	4,500.00	-279.00
Apr	5,920.00	919.00	5,000.00	450.00	4,000.00	551.00
May	5,710.00	1,040.00	4,670.00	450.00	4,000.00	224.00
Jun	5,260.00	1,090.00	4,170.00	450.00	4,000.00	-277.00
Jul	4,420.00	859.00	3,560.00	450.00	4,000.00	-889.00
Aug	4,160.00	782.00	3,380.00	450.00	3,500.00	-572.00
Sep	4,260.00	674.00	3,590.00	450.00	3,800.00	-664.00
Oct	4,370.00	735.00	3,640.00	450.00	3,800.00	-615.00
Nov	4,460.00	835.00	3,630.00	450.00	3,800.00	-625.00
Dec	4,600.00	760.00	3,840.00	450.00	4,500.00	-1,110.00
Storage Acre-Feet at 50%	4,050,000.00	605,000.00	3,450,000.00	326,000.00	2,950,000.00	304,000.00

Detailed Report of Consumptive Uses and Storages

Consumptive Uses and Storages in Cubic Feet per Second

Month	Storage	Irrigation	Municipal	Industrial	Commercial	Domestic	Agricultural	Other	Total
Jan	599.00	0.00	42.20	0.62	0.07	3.82	0.99	0.00	647.00
Feb	661.00	0.00	42.20	0.62	0.07	3.82	0.99	0.00	709.00
Mar	860.00	61.40	42.20	0.62	0.07	3.82	0.99	0.00	969.00
Apr	461.00	410.00	42.20	0.62	0.07	3.82	0.99	0.00	919.00
May	75.70	912.00	42.20	0.62	0.07	3.82	0.99	0.00	1,040.00
Jun	35.40	972.00	73.50	0.62	0.07	3.82	0.99	0.00	1,090.00
Jul	28.30	752.00	73.50	0.62	0.07	3.82	0.99	0.00	859.00
Aug	26.20	676.00	73.50	0.62	0.07	3.82	0.99	0.00	782.00
Sep	26.40	568.00	73.50	0.62	0.07	3.82	0.99	0.00	674.00
Oct	429.00	258.00	42.20	0.62	0.07	3.82	0.99	0.00	735.00
Nov	787.00	0.00	42.20	0.62	0.07	3.82	0.99	0.00	835.00
Dec	712.00	0.00	42.20	0.62	0.07	3.81	0.99	0.00	760.00

Detailed Report of Reservations for Consumptive Use

Reserved Streamflow in Cubic Feet per Second

Application #	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
TY70503A	146.00	146.00	146.00	146.00	146.00	146.00	146.00	146.00	146.00	146.00	146.00	146.00
TY70503B	37.60	37.60	37.60	37.60	37.60	37.60	37.60	37.60	37.60	37.60	37.60	37.60
TY70503C	4.80	4.80	4.80	4.80	4.80	4.80	4.80	4.80	4.80	4.80	4.80	4.80
TY70503D	61.30	61.30	61.30	61.30	61.30	61.30	61.30	61.30	61.30	61.30	61.30	61.30
TY70504A	147.00	147.00	147.00	147.00	147.00	147.00	147.00	147.00	147.00	147.00	147.00	147.00
TY70504B	27.90	27.90	27.90	27.90	27.90	27.90	27.90	27.90	27.90	27.90	27.90	27.90
TY70504C	25.00	25.00	25.00	25.00	25.00	25.00	25.00	25.00	25.00	25.00	25.00	25.00
Total	449.60	449.60	449.60	449.60	449.60	449.60	449.60	449.60	449.60	449.60	449.60	449.60

Detailed Report of Instream Requirements

Instream Requirements in Cubic Feet per Second

Application #	Status	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
TY70501B	TREATY	3,000.00	3,000.00	3,500.00	3,500.00	3,500.00	3,500.00	3,000.00	3,000.00	3,000.00	3,000.00	3,000.00	3,000.00
SY90506B	SWW	4,500.00	4,500.00	4,500.00	4,000.00	4,000.00	4,000.00	4,000.00	3,500.00	3,800.00	3,800.00	3,800.00	4,500.00
IS70087B	CERTIFICATE	3,000.00	3,000.00	3,500.00	3,500.00	3,500.00	3,500.00	3,000.00	3,000.00	3,000.00	3,000.00	3,000.00	3,000.00
IS71194B	CERTIFICATE	4,500.00	4,500.00	4,500.00	4,000.00	4,000.00	4,000.00	4,000.00	3,500.00	3,800.00	3,800.00	3,800.00	4,500.00
Maximum		4,500.00	4,500.00	4,500.00	4,000.00	4,000.00	4,000.00	4,000.00	3,500.00	3,800.00	3,800.00	3,800.00	4,500.00

Detailed Reports for Watershed ID #30530643

DESCHUTES R> COLUMBIA R- AB SHITKE CR
DESCHUTES BASIN

Water Availability as of 12/11/2008

Watershed ID #: 30530643

Date: 12/11/2008

Exceedance Level: 80%

Time: 10:38 AM

Water Availability Calculation

Monthly Streamflows in Cubic Feet per Second

Storage at 50% Exceedance in Acre-Feet

Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Requirement	Not Water Available
Jan	4,310.00	642.00	3,670.00	119.00	4,500.00	-951.00
Feb	4,540.00	701.00	3,840.00	119.00	4,500.00	-780.00
Mar	5,040.00	972.00	4,070.00	119.00	4,500.00	-551.00
Apr	5,270.00	991.00	4,280.00	119.00	4,000.00	160.00
May	5,180.00	1,170.00	4,010.00	119.00	4,000.00	-107.00
Jun	4,840.00	1,240.00	3,600.00	119.00	4,000.00	-519.00
Jul	4,090.00	1,020.00	3,070.00	119.00	4,000.00	-1,050.00
Aug	3,880.00	892.00	2,990.00	119.00	3,500.00	-631.00
Sep	3,990.00	765.00	3,230.00	119.00	3,800.00	-694.00
Oct	4,070.00	775.00	3,300.00	119.00	3,800.00	-624.00
Nov	4,130.00	837.00	3,290.00	119.00	3,800.00	-626.00
Dec	4,230.00	759.00	3,470.00	119.00	4,500.00	-1,150.00
Storage Acre-Feet at 50%	3,620,000.00	650,000.00	2,970,000.00	86,200.00	2,950,000.00	134,000.00

Detailed Report of Consumptive Uses and Storages

Consumptive Uses and Storages in Cubic Feet per Second

Month	Storage	Irrigation	Municipal	Industrial	Commercial	Domestic	Agricultural	Other	Total
Jan	594.00	0.38	42.20	0.50	0.07	3.90	0.70	0.00	642.00

Feb	653.00	0.00	42.20	0.50	0.07	3.90	0.70	0.00	701.00
Mar	852.00	72.90	42.20	0.50	0.07	3.90	0.70	0.00	972.00
Apr	453.00	491.00	42.20	0.50	0.07	3.90	0.70	0.00	991.00
May	69.90	1,050.00	42.20	0.50	0.07	3.90	0.70	0.00	1,170.00
Jun	31.10	1,130.00	73.30	0.50	0.07	3.90	0.70	0.00	1,240.00
Jul	25.20	920.00	73.30	0.50	0.07	3.90	0.70	0.00	1,020.00
Aug	23.50	790.00	73.30	0.50	0.07	3.90	0.70	0.00	892.00
Sep	23.90	662.00	73.30	0.50	0.07	3.90	0.70	0.00	765.00
Oct	426.00	301.00	42.20	0.50	0.07	3.90	0.70	0.00	775.00
Nov	784.00	5.14	42.20	0.50	0.07	3.90	0.70	0.00	837.00
Dec	708.00	3.17	42.20	0.50	0.07	3.89	0.70	0.00	759.00

Detailed Report of Reservations for Consumptive Use

Reserved Streamflow in Cubic Feet per Second

Application #	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
TY70503C	4.80	4.80	4.80	4.80	4.80	4.80	4.80	4.80	4.80	4.80	4.80	4.80
TY70503D	61.30	61.30	61.30	61.30	61.30	61.30	61.30	61.30	61.30	61.30	61.30	61.30
TY70504B	27.90	27.90	27.90	27.90	27.90	27.90	27.90	27.90	27.90	27.90	27.90	27.90
TY70504C	25.00	25.00	25.00	25.00	25.00	25.00	25.00	25.00	25.00	25.00	25.00	25.00
Total	119.00	119.00	119.00	119.00	119.00	119.00	119.00	119.00	119.00	119.00	119.00	119.00

Detailed Report of Instream Requirements

Instream Requirements in Cubic Feet per Second

Application #	Status	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
TY70501C	TREATY	3,000.00	3,000.00	3,500.00	3,500.00	3,500.00	3,500.00	3,000.00	3,000.00	3,000.00	3,000.00	3,000.00	3,000.00
SY90506C	SWW	4,500.00	4,500.00	4,500.00	4,000.00	4,000.00	4,000.00	4,000.00	3,500.00	3,800.00	3,800.00	3,800.00	4,500.00
Maximum		4,500.00	4,500.00	4,500.00	4,000.00	4,000.00	4,000.00	4,000.00	3,500.00	3,800.00	3,800.00	3,800.00	4,500.00

Detailed Reports for Watershed ID #30530112

DESCHUTES R> COLUMBIA R- AB BUCKHORN CAN

DESCHUTES BASIN

Water Availability as of 12/11/2008

Watershed ID #: 30530112

Date: 12/11/2008

Exceedance Level: 80%

Time: 10:38 AM

Water Availability Calculation

Monthly Streamflows in Cubic Feet per Second

Storage at 50% Exceedance in Acre-Feet

Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Requirement	Net Water Available
Jan	1,120.00	613.00	507.00	0.00	500.00	7.09
Feb	1,210.00	518.00	692.00	0.00	500.00	192.00
Mar	1,300.00	515.00	785.00	0.00	500.00	285.00
Apr	1,270.00	1,080.00	192.00	0.00	500.00	-308.00
May	1,350.00	2,040.00	-691.00	0.00	250.00	-941.00
Jun	1,310.00	2,340.00	-1,030.00	0.00	250.00	-1,280.00
Jul	1,070.00	2,400.00	-1,330.00	0.00	250.00	-1,580.00
Aug	1,050.00	2,200.00	-1,150.00	0.00	250.00	-1,400.00
Sep	1,110.00	1,810.00	-705.00	0.00	250.00	-955.00
Oct	1,140.00	1,300.00	-156.00	0.00	500.00	-656.00
Nov	1,130.00	916.00	214.00	0.00	500.00	-286.00

Dec	1,100.00	787.00	313.00	0.00	500.00	-187.00
Storage						
Acre-Feet at 50%	1,060,000.00	1,000,000.00	258,000.00	0.00	286,000.00	77,900.00

Detailed Report of Consumptive Uses and Storages

Consumptive Uses and Storages in Cubic Feet per Second

Month	Storage	Irrigation	Municipal	Industrial	Commercial	Domestic	Agricultural	Other	Total
Jan	461.00	79.80	70.70	0.23	0.03	0.93	0.08	0.00	613.00
Feb	360.00	86.10	70.70	0.23	0.03	0.93	0.08	0.00	518.00
Mar	297.00	146.00	70.70	0.23	0.03	0.93	0.08	0.00	515.00
Apr	29.00	977.00	70.70	0.23	0.03	0.93	0.08	0.00	1,080.00
May	39.00	1,930.00	70.70	0.23	0.03	0.93	0.08	0.00	2,040.00
Jun	2.22	2,250.00	81.80	0.23	0.03	0.93	0.08	0.00	2,340.00
Jul	1.61	2,320.00	81.80	0.23	0.03	0.93	0.08	0.00	2,400.00
Aug	1.49	2,120.00	81.80	0.23	0.03	0.93	0.08	0.00	2,200.00
Sep	1.50	1,730.00	81.80	0.23	0.03	0.93	0.08	0.00	1,810.00
Oct	373.00	851.00	70.70	0.23	0.03	0.93	0.08	0.00	1,300.00
Nov	731.00	113.00	70.70	0.23	0.03	0.93	0.08	0.00	916.00
Dec	613.00	102.00	70.70	0.23	0.03	0.93	0.08	0.00	787.00

Detailed Report of Reservations for Consumptive Use

Reserved Streamflow in Cubic Feet per Second

There are no Reservations for this Watershed

Detailed Report of Instream Requirements

Instream Requirements in Cubic Feet per Second

Application #	Status	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
SY90505A	SWW	500.00	500.00	500.00	500.00	250.00	250.00	250.00	250.00	250.00	500.00	500.00	500.00
IS70695A	APPLICATION	250.00	250.00	250.00	250.00	250.00	250.00	250.00	250.00	250.00	250.00	250.00	250.00
Maximum		500.00	500.00	500.00	500.00	250.00	250.00	250.00	250.00	250.00	500.00	500.00	500.00

Detailed Reports for Watershed ID #197

DESCHUTES R> COLUMBIA R- AB TUMALO CR
DESCHUTES BASIN

Water Availability as of 12/11/2008

Watershed ID #: 197

Date: 12/11/2008

Exceedance Level: 80%

Time: 10:38 AM

Water Availability Calculation

Monthly Streamflows in Cubic Feet per Second

Storage at 50% Exceedance in Acre-Feet

Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Requirement	Net Water Available
Jan	1,050.00	554.00	496.00	0.00	660.00	-164.00
Feb	1,090.00	453.00	637.00	0.00	660.00	-23.40
Mar	1,160.00	449.00	711.00	0.00	1,000.00	-289.00
Apr	1,150.00	983.00	167.00	0.00	1,000.00	-833.00

May	1,230.00	1,880.00	-653.00	0.00	1,600.00	-2,250.00
Jun	1,160.00	2,150.00	-987.00	0.00	1,600.00	-2,590.00
Jul	1,000.00	2,260.00	-1,260.00	0.00	1,600.00	-2,860.00
Aug	1,000.00	2,080.00	-1,080.00	0.00	1,600.00	-2,680.00
Sep	1,060.00	1,710.00	-647.00	0.00	1,600.00	-2,250.00
Oct	1,080.00	1,210.00	-131.00	0.00	1,000.00	-1,130.00
Nov	1,070.00	845.00	225.00	0.00	660.00	-435.00
Dec	1,040.00	726.00	314.00	0.00	660.00	-346.00
Storage Acre-Feet at 50%	966,000.00	927,000.00	229,000.00	0.00	825,000.00	11,000.00

Detailed Report of Consumptive Uses and Storages

Consumptive Uses and Storages in Cubic Feet per Second

Month	Storage	Irrigation	Municipal	Industrial	Commercial	Domestic	Agricultural	Other	Total
Jan	460.00	67.60	25.10	0.20	0.03	0.77	0.06	0.00	554.00
Feb	358.00	69.20	25.10	0.20	0.03	0.77	0.06	0.00	453.00
Mar	295.00	128.00	25.10	0.20	0.03	0.77	0.06	0.00	449.00
Apr	27.00	930.00	25.10	0.20	0.03	0.77	0.06	0.00	983.00
May	37.00	1,820.00	25.10	0.20	0.03	0.77	0.06	0.00	1,880.00
Jun	0.05	2,120.00	25.70	0.20	0.03	0.77	0.06	0.00	2,150.00
Jul	0.04	2,230.00	25.70	0.20	0.03	0.77	0.06	0.00	2,260.00
Aug	0.04	2,050.00	25.70	0.20	0.03	0.77	0.06	0.00	2,080.00
Sep	0.04	1,680.00	25.70	0.20	0.03	0.77	0.06	0.00	1,710.00
Oct	372.00	813.00	25.10	0.20	0.03	0.77	0.06	0.00	1,210.00
Nov	730.00	88.50	25.10	0.20	0.03	0.77	0.06	0.00	845.00
Dec	612.00	88.30	25.10	0.20	0.03	0.77	0.06	0.00	726.00

Detailed Report of Reservations for Consumptive Use

Reserved Streamflow in Cubic Feet per Second

There are no Reservations for this Watershed

Detailed Report of Instream Requirements

Instream Requirements in Cubic Feet per Second

Application #	Status	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
MF197A	CERTIFICATE	660.00	660.00	660.00	660.00	660.00	660.00	660.00	660.00	660.00	660.00	660.00	660.00
SY90504A	SWW	660.00	660.00	1,000.00	1,000.00	1,600.00	1,600.00	1,600.00	1,600.00	1,600.00	1,000.00	660.00	660.00
Maximum		660.00	660.00	1,000.00	1,000.00	1,600.00	1,600.00	1,600.00	1,600.00	1,600.00	1,000.00	660.00	660.00

Detailed Reports for Watershed ID #198

DESCHUTES R> COLUMBIA R- AB SPRING R
DESCHUTES BASIN

Water Availability as of 12/11/2008

Watershed ID #: 198

Date: 12/11/2008

Exceedance Level: 80%

Time: 10:38 AM

Water Availability Calculation

Monthly Streamflows in Cubic Feet per Second

Storage at 50% Exceedance in Acre-Feet

Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Requirement	Net Water Available
Jan	818.00	493.00	325.00	0.00	400.00	-75.00
Feb	851.00	392.00	459.00	0.00	400.00	59.10
Mar	901.00	380.00	521.00	0.00	400.00	121.00
Apr	891.00	652.00	239.00	0.00	400.00	-161.00
May	958.00	1,210.00	-250.00	0.00	400.00	-650.00
Jun	904.00	1,380.00	-478.00	0.00	400.00	-878.00
Jul	782.00	1,440.00	-660.00	0.00	400.00	-1,060.00
Aug	779.00	1,240.00	-463.00	0.00	400.00	-863.00
Sep	822.00	1,020.00	-200.00	0.00	400.00	-600.00
Oct	843.00	910.00	-67.40	0.00	400.00	-467.00
Nov	832.00	781.00	50.80	0.00	400.00	-349.00
Dec	810.00	661.00	149.00	0.00	400.00	-251.00
Storage Acre-Feet at 50%	805,000.00	640,000.00	203,000.00	0.00	290,000.00	49,500.00

Detailed Report of Consumptive Uses and Storages

Consumptive Uses and Storages in Cubic Feet per Second

Month	Storage	Irrigation	Municipal	Industrial	Commercial	Domestic	Agricultural	Other	Total
Jan	460.00	31.60	0.60	0.20	0.03	0.55	0.01	0.00	493.00
Feb	358.00	32.50	0.60	0.20	0.03	0.55	0.01	0.00	392.00
Mar	295.00	83.60	0.60	0.20	0.03	0.55	0.01	0.00	380.00
Apr	27.00	624.00	0.60	0.20	0.03	0.55	0.01	0.00	652.00
May	37.00	1,170.00	0.60	0.20	0.03	0.55	0.01	0.00	1,210.00
Jun	0.00	1,380.00	1.20	0.20	0.03	0.55	0.01	0.00	1,380.00
Jul	0.00	1,440.00	1.20	0.20	0.03	0.55	0.01	0.00	1,440.00
Aug	0.00	1,240.00	1.20	0.20	0.03	0.55	0.01	0.00	1,240.00
Sep	0.00	1,020.00	1.20	0.20	0.03	0.55	0.01	0.00	1,020.00
Oct	372.00	537.00	0.60	0.20	0.03	0.55	0.01	0.00	910.00
Nov	730.00	49.80	0.60	0.20	0.03	0.55	0.01	0.00	781.00
Dec	612.00	47.40	0.60	0.20	0.03	0.55	0.01	0.00	661.00

Detailed Report of Reservations for Consumptive Use

Reserved Streamflow in Cubic Feet per Second

There are no Reservations for this Watershed

Detailed Report of Instream Requirements

Instream Requirements in Cubic Feet per Second

Application #	Status	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
MF198A	CERTIFICATE	400.00	400.00	400.00	400.00	400.00	400.00	400.00	400.00	400.00	400.00	400.00	400.00
Maximum		400.00	400.00	400.00	400.00	400.00	400.00	400.00	400.00	400.00	400.00	400.00	400.00

Detailed Reports for Watershed ID #199

DESCHUTES R> COLUMBIA R- AB LITTLE DESCHUTES R
DESCHUTES BASIN

Water Availability as of 12/11/2008

Watershed ID #: 199

Exceedance Level: 80%

Date: 12/11/2008

Time: 10:38 AM

Water Availability Calculation

Monthly Streamflows in Cubic Feet per Second
Storage at 50% Exceedance in Acre-Feet

Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Requirement	Net Water Available
Jan	688.00	442.00	246.00	0.00	400.00	-154.00
Feb	694.00	347.00	347.00	0.00	400.00	-53.10
Mar	729.00	347.00	382.00	0.00	400.00	-17.60
Apr	689.00	619.00	70.50	0.00	500.00	-430.00
May	740.00	1,160.00	-421.00	0.00	500.00	-921.00
Jun	749.00	1,360.00	-612.00	0.00	500.00	-1,110.00
Jul	724.00	1,420.00	-697.00	0.00	500.00	-1,200.00
Aug	753.00	1,240.00	-488.00	0.00	500.00	-988.00
Sep	772.00	1,010.00	-239.00	0.00	500.00	-739.00
Oct	765.00	868.00	-103.00	0.00	500.00	-603.00
Nov	726.00	716.00	9.65	0.00	400.00	-390.00
Dec	685.00	590.00	95.00	0.00	400.00	-305.00
Storage Acre-Feet at 50%	656,000.00	613,000.00	127,000.00	0.00	332,000.00	9,030.00

Detailed Report of Consumptive Uses and Storages

Consumptive Uses and Storages in Cubic Feet per Second

Month	Storage	Irrigation	Municipal	Industrial	Commercial	Domestic	Agricultural	Other	Total
Jan	410.00	31.60	0.00	0.00	0.03	0.52	0.00	0.00	442.00
Feb	314.00	32.50	0.00	0.00	0.03	0.52	0.00	0.00	347.00
Mar	265.00	81.00	0.00	0.00	0.03	0.52	0.00	0.00	347.00
Apr	0.00	618.00	0.00	0.00	0.03	0.52	0.00	0.00	619.00
May	0.00	1,160.00	0.00	0.00	0.03	0.52	0.00	0.00	1,160.00
Jun	0.00	1,360.00	0.00	0.00	0.03	0.52	0.00	0.00	1,360.00
Jul	0.00	1,420.00	0.00	0.00	0.03	0.52	0.00	0.00	1,420.00
Aug	0.00	1,240.00	0.00	0.00	0.03	0.52	0.00	0.00	1,240.00
Sep	0.00	1,010.00	0.00	0.00	0.03	0.52	0.00	0.00	1,010.00
Oct	334.00	533.00	0.00	0.00	0.03	0.52	0.00	0.00	868.00
Nov	666.00	49.80	0.00	0.00	0.03	0.52	0.00	0.00	716.00
Dec	542.00	47.40	0.00	0.00	0.03	0.52	0.00	0.00	590.00

Detailed Report of Reservations for Consumptive Use

Reserved Streamflow in Cubic Feet per Second

There are no Reservations for this Watershed

Detailed Report of Instream Requirements

Instream Requirements in Cubic Feet per Second

Application #	Status	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
MF199A	CERTIFICATE	300.00	300.00	300.00	300.00	300.00	300.00	300.00	300.00	300.00	300.00	300.00	300.00
SY90503A	SWW	400.00	400.00	400.00	500.00	500.00	500.00	500.00	500.00	500.00	500.00	400.00	400.00
Maximum		400.00	400.00	400.00	500.00	500.00	500.00	500.00	500.00	500.00	500.00	400.00	400.00

WATER RESOURCES DEPARTMENT

DIVISION 505

DESCHUTES BASIN PROGRAM

690-505-0000

Upper Deschutes Basin

(1) Classifications:

(a) The maximum economic development of this state, the attainment of the highest and best use of the waters of the Upper Deschutes River Basin, and the attainment of an integrated and coordinated program for the benefit of the state as a whole will be furthered through utilization of the aforementioned waters only for domestic, livestock, municipal, irrigation, power development, industrial, mining, recreation, wildlife and fish life uses and the waters of the Upper Deschutes River Basin are hereby so classified with the following exception: The maximum economic development of this state, the attainment of the highest and best use of the waters of the natural lakes of the Upper Deschutes River Basin, except for Crescent Lake, and the attainment of an integrated and coordinated program for the benefit of the state as a whole will be furthered through utilization of the aforementioned waters only for domestic, livestock, irrigation of lawn or noncommercial garden not to exceed one-half acre in area, power development not to exceed 7-1/2 theoretical horsepower, recreation, wildlife and fish life uses and the waters of the natural lakes, Upper Deschutes River Basin, except for Crescent Lake, are hereby so classified;

(b) Applications for the use of the waters of the Upper Deschutes River Basin shall not be accepted by any state agency for any other use and the granting of applications for such other uses is declared to be prejudicial to the public interest and the granting of applications for such other uses would be contrary to the integrated and coordinated program for the use and control of the water resources of the state;

(c) Structures or works for the utilization of the waters in accordance with the aforementioned classifications are also declared to be prejudicial to the public interest unless planned, constructed and operated in conformity with applicable provisions of ORS 536.310 and any such structures or works are further declared to be prejudicial to the public interest which do not give proper cognizance to the multiple-purpose concept.

(2) Minimum Perennial Streamflows:

(a) To support aquatic life and minimize pollution, in accordance with Section 3, Chapter 796, Oregon Laws, 1983, no appropriation of water shall be made or granted by any state agency or public corporation of the state for waters of the Upper Deschutes River and tributaries when flows are below the levels specified in Table 1. This limitation shall not apply to:

(A) Human and livestock consumption;

(B) Water legally released from storage

(c) water regularly released from storage.

(b) Attainment of the specified flow levels during some portions of the year will require development of water storage or implementation of other measures to augment flows.

(3) Water Quality: Rights to use of water for industrial or mining purposes granted by any state agency shall be issued only on the condition that any effluents or return flows from such uses shall not interfere with other beneficial uses of water.

[ED. NOTE: The Table referenced in this rule is not printed in the OAR Copies are available from the agency.]

Stat. Auth.: ORS 536 & ORS 537

Stats. Implemented:

Hist.: (Deschutes River Basin: WRB 6, f. 11-30-59; WRB 16, f. 2-20-62; WRB 18, f. 6-1-62; WRB 27, f. 5-11-64; WRB 38, f. 6-14-67; WRD 7(Temp), f. 7-11-77; WRD 6-1978(Temp), f. & cert. ef. 8-15-78; WRD 7-1978, f. & cert. ef. 10-13-78; WRD 2-1979(Temp), f. & cert. ef. 10-9-79; WRD 4-1980, f. & cert. ef. 1-23-80; WRD 5-1980, f. & cert. ef. 4-8-80; WRD 8-1980, f. & cert. ef. 11-24-80; WRD 2-1981, f. & cert. ef. 4-30-81; WRD 3-1981, f. & cert. ef. 5-12-81; WRD 6-1984, f. & cert. ef. 12-27-84; Lower Main Stem Deschutes River Basin: WRB 6, f. 11-30-59; WRD 2-1981, f. & cert. ef. 4-30-81; Lower Main Stem Metolius River: WRB 27, f. 5-11-64); Administrative Renumbering 1-1993, Renumbered from 690-080-0050

Place of Use Conflict Report

The following rights have acreage in the same quarter-quarter as App:S 87349 *

Right	Name	Decree	App	Permit	Cert	Priority	Status	Use	T-R-S-QQ	DLC	Gov't Lot	Aeres
<u>CERT:11429 OR *</u>	EDGAR J MCCOLLUM	S-15614	S-11484	11429	11/9/1934	NC	DO	23.00S-06.00E-14-SES	W			
<u>CERT:26199 OR *</u>	FLOYD & MINOR BILLINGS	S-20928	S-16389	26199	6/29/1945	NC	DO	23.00S-06.00E-14-SES	W			
<u>CERT:26111 OR *</u>	C M OLSON	S-25893	S-20319	26111	5/3/1951	NC	DI	23.00S-06.00E-14-SES	W			
<u>CERT:37585 OR *</u>	ALBERT CISSMAN	S-43971	S-32849	37585	8/17/1967	NC	DO	23.00S-06.00E-14-SES	W			
<u>APP:S 87354 *</u>	TERRYLL STAFFORD	S-87354			11/25/2008	NC	DO	23.00S-06.00E-14-SES	W			

Standard Application Completeness Checklist

Minimum Requirements (OAR 690-310-0040)(ORS 537.400)

This is the checklist used by WRD staff

Application 87349 Township 23 S
Priority Date 11-21-2008 Range 6 E
Use(s) DOMESTIC Section 14
Rate 0.005 CFS POD Loc NE SW
County DESCHUTES POU Loc NE SW
W.M. DIST #11 Caseworker MICHELE M.

☒ Applicant/Organization Name, Mailing Address and Telephone Number.

☒ Source of water. If stored water, is the stored water component filed out, including a non-expired agreement for stored water must be included. (ORS 537.400) *NOTE: A surface water application cannot be filled at the same time as a Reservoir or Alt Reservoir if it will be for the use of the stored water under the PROPOSED Reservoir application (E2).*

☒ The proposed source is or is not (circle one) withdrawn from further appropriation, or Division 538. If it is, return application and fees.

☒ Property ownership indicated.

☐ If applicant does not own all the land, the affected landowner's name and mailing address must be listed.

☐ If applicant does not own all the land, a statement declaring the existence of either written authorization or an easement permitting access to land crossed by the proposed ditch canal or other work must be submitted.

☐ ~~Groundwater development section (Page 3 and 4, Section B) or a well log report.~~

☒ Proposed use of water. If supplemental, list primary water right acreage if applicable.

☐ ~~Enclosed Supplemental Form for each proposed use.~~

N/R ☐ Form I (Irrigation) ☐ Form M (Municipal or Quasi-Municipal)
☐ Form R (Mining) ☐ Form Q (Commercial or Industrial)
☐ Spring Description Sheet

☒ Amount of water from *each* source in gallons per minute (GPM), cubic feet per second (CFS), or acre feet (AF)

☒ Period of use

☒ Water management section (Please estimate if the water system has not been designed).

☒ Resource Protection Section (Page 6, Section 5).

☒ Project schedule (If system is already completed, indicate "existing").

☐ For reservoir applications storing more than 9.2 acre feet, and a dam height of more than 10 feet, preliminary plans and specifications for dam and impoundment are required.

☐ If the above is statement is checked, the map must be prepared by a CWRE

☒ All applicants (or the authorized agent with title or authority if for an organization or corporation), must sign the application in ink. Signature must be an original "wet" signature.

☒ You must include a Legal description of the property involved that includes a metes and bounds, or other government survey description. A copy of the deed, land sales contract or title insurance policy can provide this information, or you may submit a lot book report prepared by a title company. The Department will not accept a copy of the tax bill. *FOREST SERVICE LAND*

☒ A completed Land-Use Form or receipt signed and dated by the appropriate planning department officials. Date of signature must be within the past 12 months. Signature must be an original "wet" signature.

☐ The map must meet all the minimum requirements of OAR 690-310-0050.

☒ Township, Range, Section

☒ Location of main canals, ditches, pipelines or flumes (if POA/POD is outside of POU)

☒ Place of use, 1/4, 1/4's and tax lot clearly identified *NE SW*

☒ Even map scale not less than 4" = 1 mile (example: 1" = 100 ft, 1" = 200 ft, etc.) *1" @ 1000 FEET*

☒ Location of each diversion point well or dam by reference to a recognized public land survey corner

☒ North Directional Symbol

☒ Number of acres per 1/4, 1/4, if irrigation, nursery, or agriculture

☐ Other _____

☒ Reference corner on map

☒ Each point of diversion coordinate

☒ Fees: Amount of water requested *0.005 CFS*

Base Fee \$ *5200*

Additional Use @ _____ = _____

1st CFS/AF *200*

Total Exam Fees \$ *700*

Addn'l CFS/ AF @ _____ = _____

Total Paid \$ *1000*

Addn' POD @ _____ = _____

Amount Due \$ *ALL FEES PAID*

Reviewed by: *ATM*

Date: *11-21-2008*

S-87349
ARLO GOODWIN
SALLY GOODWIN
12830 HOBSONVILLE PT DR
BAY CITY OR 97107

FILE S-87349

ARLO & SALLY GOODWIN
12830 HOBSONVILLE POINT DRIVE
BAY CITY OR 97107

FILE S-87349

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12830 HOBSONVILLE POINT DRIVE
BAY CITY OR 97107

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172
(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **95009**

INVOICE # _____

RECEIVED FROM: Arlo D + Sally P. Godwin
BY: _____

APPLICATION	87349
PERMIT	
TRANSFER	

CASH: ☐ CHECK:# 9754 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 1000.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407	COPIES	\$
	OTHER: (IDENTIFY)	\$
0243	I/S Lease	
0244	Muni Water Mgmt. Plan	
0245	Cons. Water	

4270 WRD OPERATING ACCT

MISCELLANEOUS		
0407	COPY & TAPE FEES	\$
0410	RESEARCH FEES	\$
0408	MISC REVENUE: (IDENTIFY)	\$
TC162	DEPOSIT LIAB. (IDENTIFY)	\$
0240	EXTENSION OF TIME	\$
WATER RIGHTS:		
0201	SURFACE WATER	\$
0203	GROUND WATER	\$
0205	TRANSFER	\$
WELL CONSTRUCTION		
0218	WELL DRILL CONSTRUCTOR	\$
	LANDOWNER'S PERMIT	\$
	OTHER (IDENTIFY)	\$

EXAM FEE
\$ <u>700.00</u>
\$
\$
EXAM FEE
\$

RECORD FEE
\$ <u>300.00</u>
\$

LICENSE FEE
\$
\$

0536 TREASURY 0437 WELL CONST. START FEE

0211	WELL CONST START FEE	\$	CARD #
0210	MONITORING WELLS	\$	CARD #
	OTHER (IDENTIFY)		

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233	POWER LICENSE FEE (FWWRD)	\$
0231	HYDRO LICENSE FEE (FWWRD)	\$
	HYDRO APPLICATION	\$

TREASURY OTHER / RDX

FUND	TITLE	
OBJ. CODE	VENDOR #	
DESCRIPTION		\$

RECEIPT: **95009**

DATED: 11/21/02 BY: [Signature]

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