

Application for a Permit to Use Surface Water



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

SECTION 1: APPLICANT INFORMATION AND SIGNATURE

Applicant

NAME PACIFICORP			PHONE (HM)
PHONE (WK)	CELL		FAX
MAILING ADDRESS 825 NE MULTNOMAH ST., SUITE 1800			
CITY PORTLAND	STATE OR	ZIP 97232	E-MAIL *

Organization

NAME PACIFICORP			PHONE	FAX
MAILING ADDRESS SAME AS ABOVE			CELL	
CITY	STATE	ZIP	E-MAIL *	

Agent – The agent is authorized to represent the applicant in all matters relating to this application.

AGENT / BUSINESS NAME STEVE ALBERTELLI, PACIFICORP			PHONE 541-776-6676	FAX
MAILING ADDRESS 925 S. GRAPE ST., BLDG. 5			CELL	
CITY MEDFORD	STATE OR	ZIP 97501	E-MAIL * STEVE.ALBERTELLI@PACIFICORP.COM	


Note: Attach multiple copies as needed

* By providing an e-mail address, consent is given to receive all correspondence from the Department electronically. (Paper copies of the proposed and final order documents will also be mailed.)

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.
- I cannot legally use water until the Water Resources Department issues a permit.
- The Department encourages all applicants to wait for a permit to be issued before beginning construction of any proposed diversion. Acceptance of this application does not guarantee a permit will be issued.
- If I begin construction prior to the issuance of a permit, I assume all risks associated with my actions.
- If I receive 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 cancelled.
- 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 receive water to which they are entitled.

I (we) affirm that the information contained in this application is true and accurate

 Todd Olson, Director Dec 10, 2024
Applicant Signature Print Name and Title if applicable Date

Applicant Signature Print Name and Title if applicable Date

For Department Use: App. Number: _____

SECTION 2: PROPERTY OWNERSHIP

Please indicate if you own all the lands associated with the project from which the water is to be diverted, conveyed, and used.

- ☒ YES, there are no encumbrances.
- ☐ YES, the land is encumbered by easements, rights of way, roads or other encumbrances.
- ☐ NO, I have a recorded easement or written authorization permitting access.
- ☐ NO, I do not currently have written authorization or easement permitting access.
- ☐ NO, 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 irrigation and/or domestic use only (ORS 274.040).
- ☐ NO, because water is to be diverted, conveyed, and/or used only on federal lands.

Affected Landowners: List the names and mailing addresses of all owners of any lands that are not owned by the applicant and that are crossed by the proposed ditch, canal or other work, even if the applicant has obtained written authorization or an easement from the owner. *(Attach additional sheets if necessary).*

N/A

Legal Description: 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.

SECTION 3: SOURCE OF WATER

A. 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), and the locations of the point of diversion (POD):

Source 1: North Fork Rogue River	Tributary to: Rogue River
TRSQQ of POD: 32S, 3E, 29, NWSW	
Source 2:	Tributary to:
TRSQQ of POD:	

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

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B. Applications to Use Stored Water

Do you, or will you, own the reservoir(s) described in Section 3A above?

☐ Yes. ☐ No. (Enclose a copy of your written notification to the operator of the reservoir of your intent to file this application, which should have been mailed or delivered to the operator.)

If *all* sources listed in Section 3A 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:

- 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.

SECTION 4: SENSITIVE, THREATENED OR ENDANGERED FISH SPECIES PUBLIC INTEREST INFORMATION

This information must be provided for your application to be accepted as complete. The Water Resources Department will determine whether the proposed use will impair or be detrimental to the public interest with regard to sensitive, threatened or endangered fish species.

To answer the following questions, use the map provided in [Attachment 3](#) or the link below to determine whether the proposed point of diversion (POD) is located in an area where the Upper Columbia, the Lower Columbia, and/or the Statewide public interest rules apply.

For more detailed information, click on the following link and enter the T,R,S,QQ or the Lat/Long of a POD and click on "Submit" to retrieve a report that will show which section, if any, of the rules apply:

https://apps.wrd.state.or.us/apps/misc/lkp_trsqg_features/

If you need help to determine in which area the proposed POD is located, please call the customer service desk at (503) 986-0900.

Upper Columbia - OAR 690-033-0115 thru -0130

Is the POD located in an area where the Upper Columbia Rules apply?

☐ Yes ☒ No

If **yes**, you are notified that the Water Resources Department will consult with numerous federal, state, local and tribal governmental entities so it may determine whether the proposed use is consistent with the "Columbia River Basin Fish and Wildlife Program" adopted by the Northwest Power Planning Council in 1994 for the protection and recovery of listed fish species. The application may be denied, heavily conditioned, or if appropriate, mitigation for impacts may be needed to obtain approval for the proposed use.

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Surface Water — Page 3

For Department Use: App. Number: _____

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If yes,

- I understand that the proposed use does not involve appropriation of direct streamflow during the time period April 15 to September 30, except as provided in OAR 690-033-0140.
- I understand that I will install, operate and maintain a fish screen and fish passage as listed in ORS 498.301 through 498.346, and 509.580 through 509.910, to the specifications and extent required by Oregon Department of Fish and Wildlife, prior to diversion of water under any permit issued pursuant to this application.
- I understand that the Oregon Department of Environmental Quality will review my application to determine if the proposed use complies with existing state and federal water quality standards.
- I understand that I will install and maintain water use measurement and recording devices as required by the Water Resources Department, and comply with recording and reporting permit condition requirements.

Lower Columbia - OAR 690-033-0220 thru -0230

Is the POD located in an area where the Lower Columbia rules apply?

☐ Yes ☒ No

If yes, you are notified that that the Water Resources Department will determine, by reviewing recovery plans, the Columbia River Basin Fish and Wildlife Program, and regional restoration programs applicable to threatened or endangered fish species, in coordination with state and federal agencies, as appropriate, whether the proposed use is detrimental to the protection or recovery of a threatened or endangered fish species and whether the use can be conditioned or mitigated to avoid the detriment.

If a permit is issued, it will likely contain conditions to ensure the water use complies with existing state and federal water quality standards; and water use measurement, recording and reporting required by the Water Resources Department. The application may be denied, or if appropriate, mitigation for impacts may be needed to obtain approval of the proposed use.

If yes, provide the following information (the information must be provided with the application to be considered complete).

☐ Yes ☐ No The proposed use is for more than **one** cubic foot per second (448.8 gpm) and is not subject to the requirements of OAR 690, Division 86 (Water Management and Conservation Plans).

If yes, provide a description of the measures to be taken to assure reasonably efficient water use:

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Statewide - OAR 690-033-0330 thru -0340

Is the POD located in an area where the Statewide rules apply?

☒ Yes ☐ No

If yes, the Water Resources Department will determine whether the proposed use will occur in an area where endangered, threatened or sensitive fish species are located. If so, the Water Resources Department, Department of Fish and Wildlife, Department of Environmental Quality, and the Department of Agriculture will recommend conditions required to achieve "no loss of essential habitat of threatened and endangered (T&E) fish species," or "no net loss of essential habitat of sensitive (S) fish species." If conditions cannot be identified that meet the standards of no loss of essential T & E fish habitat or no net loss of essential S fish habitat, the agencies will recommend denial of the application unless they conclude that the proposed use would not harm the species.

SECTION 5: WATER USE

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

(1 cfs equals 448.8 gpm. 1 acre-foot equals 325,851 gallons or 43,560 cubic feet)

SOURCE	USE	PERIOD OF USE	AMOUNT
North Fork Rogue River	Human Consumption	Daily	0.04 <input checked="" type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af
			<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af
			<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af
			<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af

Please indicate the number of primary, supplemental and/or nursery acres to be irrigated.

Primary: N/A Acres

Supplemental: N/A Acres

Nursery Use: N/A Acres

If supplemental acres are listed, provide the Permit or Certificate number of the underlying primary water right(s): N/A

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: N/A

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- If the use is **municipal or quasi-municipal**, attach **Form M**
- If the use is **domestic**, indicate the number of households: 8
- If the use is **mining**, describe what is being mined and the method(s) of extraction:

SECTION 6: WATER MANAGEMENT

A. Diversion and Conveyance

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

☐ Pump (give horsepower and type):

☒ Other means (describe): Water would be diverted from the source by gravity through the hydroelectric project waterway and from gravity pressure exerted in the penstock. No pumps would be necessary.

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

Water will be re-diverted from existing infrastructure associated with PacifiCorp's Prospect Nos. 1, 2, and 4 Hydroelectric Project. Water diverted from the North Fork Rogue River at PacifiCorp's North Fork Dam is conveyed via the North Fork canal to the Prospect No. 2 forebay and from Prospect No. 2 forebay via the Prospect No. 2 flowlines to the Prospect Nos. 1 and 2 penstocks. The penstock currently has a bushed down tap on existing piping near the surge tower at the Prospect No. 4 powerplant, making the connection very easy for additional piping to connect the penstock supply to the new filtration building using pressure reduction devices and solenoids to control flow.

B. Application Method

For Department Use: App. Number: _____

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

C. Conservation

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

The amount of water needed is based on the historic, measured use at the seven residences and one
administrative building associated with the hydroelectric project. PacifiCorp will meter the inlet flow and
consumption to ensure compliance and prevent waste.

SECTION 7: RESOURCE PROTECTION

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 per ODFW specifications in ORS 498.301 through 498.346 to prevent uptake of
fish and other aquatic life.
Describe planned actions: The existing diversion and waterway are unscreened.
- ☒ Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas.
Note: If disturbed area is more than one acre, applicant should contact the Department of Environmental
Quality to determine if a 1200C permit is required.
Describe planned actions and additional permits required for project implementation: There is no
excavation or clearing of banks associated with the proposed re-diversion of water from an existing
diversion and waterway.
- ☒ Operating equipment in a water body will be managed and timed to prevent damage to aquatic life.
Describe planned actions and additional permits required for project implementation: There is no in-water
operation of equipment associated with the proposed re-diversion of water from an existing diversion and
waterway.
- ☒ Water quality will be protected by preventing erosion and run-off of waste or chemical products.
Describe planned actions: The point of re-diversion and connection to the existing domestic water system is
in uplands and is not proximate to natural waterways. Standard construction best management practices
will be utilized to prevent erosion and/or run-off.
- ☒ List other federal and state permits or contracts to be obtained, if a water right permit is granted.
None.

SECTION 8: PROJECT SCHEDULE

- a) Date construction will begin: Spring 2025
- b) Date construction will be completed: Spring 2025
- c) Date beneficial water use will begin: Spring 2025

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SECTION 9: WITHIN A DISTRICT

- ☐ Check here if the point of diversion or place of use are located within or are served by an irrigation or other
water district.

Irrigation District Name N/A	Address	
City	State	Zip

SECTION 10: REMARKS

Use this space to clarify any information you have provided in the application. (*Attach additional sheets if necessary*).

PacifiCorp is requesting a new water right to allow use of surface waters from the North Fork Rogue River diverted under existing rights associated with the Prospect Nos. 1, 2, and 4 Hydroelectric Project (Project) to supply a potable drinking water source through filtration to seven residences and an administrative building for PacifiCorp employees at the Project. The existing well has a diminished yield and increased contaminants, including arsenic and aluminum, making it challenging to treat properly. The existing well is not a long-term solution for the needs of residences and the administrative site supplied by the current distribution system. PacifiCorp requests a maximum diversion rate of 0.04 cfs (0.005 cfs per household for eight households) to fill and maintain two large-capacity holding tanks that are currently part of the existing, filtered, domestic water system. The existing system requires minimal additional filtration components to treat the surface water. PacifiCorp's domestic water systems contractor will design and install the connections and filtration components necessary to adequately treat the surface water from within the penstock. The penstock currently has a bushed down tap on existing piping near the surge tower, making the connection very easy for additional piping to connect the penstock supply to the new filtration building using pressure reduction devices and solenoids to control flow.

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Minimum Requirements Checklist

Minimum Requirements (OAR 690-310-0040, OAR 690-310-0050 & ORS 537.140)

Include this checklist with the application

Check that each of the following items is included. The application will be returned if all required items are not included. If you have questions, please call the Water Rights Customer Service Group at (503) 986-0900.

Please submit the original application and signatures to the Water Resources Department. Applicants are encouraged to keep a copy of the completed application.

- ☒ SECTION 1: Applicant Information and Signature
- ☒ SECTION 2: Property Ownership
- ☒ SECTION 3: Source of Water
- ☒ SECTION 4: Sensitive, Threatened or Endangered Fish Species Public Interest Information
- ☒ SECTION 5: Water Use
- ☒ SECTION 6: Water Management
- ☒ SECTION 7: Resource Protection
- ☒ SECTION 8: Project Schedule
- ☒ SECTION 9: Within a District
- ☒ SECTION 10: Remarks

Include the following additional items:

- ☒ Land Use Information Form with approval and signature of local planning department (*must be an original*) or signed receipt.
- ☒ 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.
- ☐ Fees - Amount enclosed: \$_____

See the Department's Fee Schedule at www.oregon.gov/owrd or call (503) 986-0900.
- ☒ Map that includes the following items:
 - ☒ Permanent quality and drawn in ink
 - ☒ Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.)
 - ☒ North Directional Symbol
 - ☒ Township, Range, Section, Quarter/Quarter, Tax Lots
 - ☒ Reference corner on map
 - ☒ Location of each diversion, by reference to a recognized public land survey corner (distances north/south and east/west)
 - ☒ Indicate the area of use by Quarter/Quarter and tax lot identified clearly.
 - ☐ Number of acres per Quarter/Quarter and hatching to indicate area of use if for primary irrigation, supplemental irrigation, or nursery
 - ☒ Location of main canals, ditches, pipelines or flumes (if well is outside of the area of use)

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Water-Use Permit Application Processing

1. Completeness Determination

The Department evaluates whether the application and accompanying map contain all of the information required under OAR 690-310-0040 and OAR 690-310-0050. The Department also determines whether the proposed use is prohibited by statute. If the Department determines that the application is incomplete, all fees have not been paid, or the use is prohibited by statute, the application and all fees submitted are returned to the applicant.

2. Initial Review

The Department reviews the application to determine whether water is available during the period requested, whether the proposed use is restricted or limited by rule or statute, and whether other issues may preclude approval of or restrict the proposed use. An Initial Review (IR) containing preliminary determinations is mailed to the applicant. The applicant has 14 days from the mailing date to withdraw the application from further processing and receive a refund of all fees paid minus \$310. The applicant may put the application on hold for up to 180 days and may request additional time if necessary.

3. Public Notice

Within 7 days of the mailing of the initial review, the Department gives [public notice](#) of the application in the weekly notice published by the Department at www.oregon.gov/owrd. The public comment period is 30 days from publication in the weekly notice.

4. Proposed Final Order Issued

The Department reviews any comments received, including comments from other state agencies related to the protection of sensitive, threatened or endangered fish species. Within 60 days of completion of the IR, the Department issues a Proposed Final Order (PFO) explaining the proposed decision to deny or approve the application. A PFO proposing approval of an application will include a draft permit, and may request additional information or outstanding fees required prior to permit issuance.

5. Public Notice

Within 7 days of issuing the PFO, the Department gives public notice in the weekly notice. Notice includes information about the application and the PFO. Protest must be received by the Department within 45 days after publication of the PFO in the weekly notice. Anyone may file a protest. The protest filing fee is \$480.00 for the applicant and \$950.00 for non-applicants. Protests are filed on approximately 10 percent of Proposed Final Orders. If a protest is filed the Department will attempt to settle the protest but will schedule a contested case hearing if necessary.

6. Final Order Issued

If no protests are filed, the Department can issue a Final Order within 60 days of the close of the period for receiving protest. If the application is approved, a permit is issued. The permit specifies the details of the authorized use and any terms, limitations or conditions that the Department deems appropriate

Land Use Information Form



Attachment 2: Land Use Information Form

Oregon Water Resources Department

725 Summer Street NE, Suite A

Salem, Oregon 97301-1266

(503) 986-0900

www.oregon.gov/OWRD

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NOTE TO APPLICANTS

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

This form is **NOT** required if:

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

NOTE TO LOCAL GOVERNMENTS

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

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

Land Use Information Form



Attachment 2: Land Use Information Form

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

NAME PacifiCorp c/o Steve Albertelli				PHONE 541-776-6676	
MAILING ADDRESS 925 South Grape Street, Building 5					
CITY Medford		STATE OR	ZIP 97501	EMAIL steve.albertelli@pacificorp.com	

A. Land and Location

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

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:	Proposed Land Use:
32S	3E	29	NWS W	5200	Forest Resource (FR)	<input checked="" type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	Human Consumption Water Use
32S	3E	30	NESE, SESE, SWSE	100	Forest Resource (FR)	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used	Same as above
32S	3E	31	NWNE NENW SENW SWN W, NWS W, SWS W	101	Forest Resource (FR)	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used	Same as above
33S	3E	06	NWN W, SWN W	5690	Forest Resource (FR), Woodland Resource (WR)	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Same as above

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

Jackson County

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

B. Description of Proposed Use

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

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

Source of water: ☐ Reservoir/Pond ☐ Ground Water ☒ Surface Water (name) North Fork Rogue River

Estimated quantity of water needed: 0.04 ☒ cubic feet per second ☐ gallons per minute ☐ acre-feet

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For Local Government Use Only

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

Please check the appropriate box below and provide the requested information

☒ Land uses to be served by the proposed water use(s), including proposed construction, ^{appear to be pre-existing} are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): _____

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

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

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

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Name: Francisco Hernandez Title: Planner III
 Signature: [Signature] Date: 12.16.2024
 Governmental Entity: Jackson County Planning Phone: 541.774.6903

Receipt Acknowledging Request for Land Use Information

Note to Local Government Representative:

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

Applicant Name: _____

Staff Name: _____ Title: _____

Staff Signature: _____ Date: _____

Governmental Entity: _____ Phone: _____

Attachment 2: Land Use Information Form

Intended use of water: ☐ Irrigation ☐ Commercial ☐ Industrial ☒ Domestic for 8 household(s)
☐ Municipal ☐ Quasi-Municipal ☐ Instream ☒ Other Human consumption only

Briefly describe:

PacifiCorp is requesting a new water right to allow use of surface waters from the North Fork Rogue River diverted under existing rights associated with the Prospect Nos. 1, 2, and 4 Hydroelectric Project (Project) to supply a potable drinking water source through filtration to seven residences and one administrative site for PacifiCorp employees at the Project. The existing well has a diminished yield and increased contaminants, including arsenic and aluminum, making it challenging to treat properly. The existing well is not a long-term solution for the needs of residences and the administrative site supplied by the current distribution system. PacifiCorp requests a maximum diversion rate of 0.04 cfs (0.005 cfs per household for 8 households) to fill and maintain two large-capacity holding tanks that are currently part of the existing, filtered, domestic water system. The existing system requires minimal additional filtration components to treat the surface water. PacifiCorp's domestic water systems contractor will design and install the connections and filtration components necessary to adequately treat the surface water from within the penstock. The penstock currently has a bushed down tap on existing piping near the surge tower, making the connection very easy for additional piping to connect the penstock supply to the new filtration building using pressure reduction devices and solenoids to control flow.

Water impounded by PacifiCorp's North Fork Dam will be diverted from the North Fork Rogue River via the North Fork Canal to Prospect No. 2 forebay to the Prospect No. 2 flowlines to the Prospect No. 2 penstocks where water will be re-diverted into the proposed domestic water system.

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

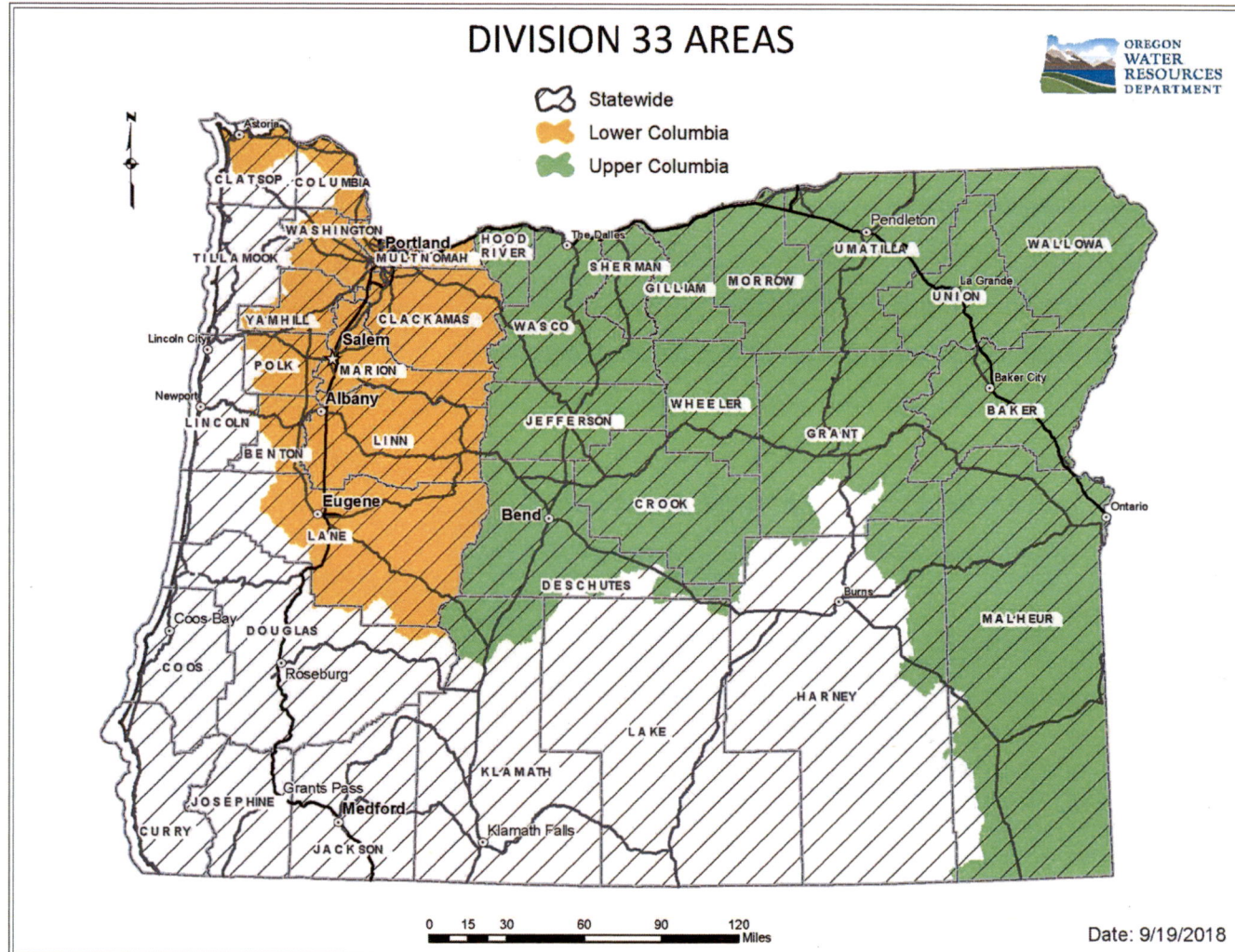
See Page 4 ➔

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Figure 1: Map of Division 33 Areas



For more detailed information, click on the following link and enter the TRSQQ or the Lat/Long of a POA and click on "Submit" to retrieve a report that will show which section, if any, of the Division 33 rules apply: https://apps.wrd.state.or.us/apps/misc/lkp_trsqq_features/

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100-50 Gold Ray Realty Co.	KIND OF INSTRUMENT H. D. CONSIDERATION	STATE OF OREGON, County of Jackson, } I hereby certify that the annexed instrument of writing was received and filed for record at _____ o'clock _____ A. M., on the _____ 6th _____ day of _____ March _____ 1913 By _____ Fred L. Golvig _____ Recorder _____ Deputy.
to California-Oregon Power Co.		0 10.00

KNOW ALL MEN BY THESE PRESENTS, that the Gold Ray Realty Company, a corporation organized and existing under and by virtue of the laws of the State of Oregon in consideration of the sum of Ten (\$10) Dollars and other good and valuable considerations to it paid by the California-Oregon Power Company, a corporation organized and existing under and by virtue of the laws of the State of California, receipt whereof is hereby acknowledged has bargained, sold and conveyed and by these presents does grant, bargain, sell and convey unto the California-Oregon Power Company, its successors and assigns, all the following described real property situated and being in the County of Jackson and State of Oregon, to-wit:

The Northeast quarter and the Southwest quarter of the Northeast quarter of Section Twenty; the Southeast quarter of the Northwest the Southwest quarter and the South half of the Southeast quarter of Section Twenty-nine; the East half of Section Thirty; Government Lots numbered Three and Four, the Northeast quarter of the Southwest quarter, the Northeast quarter of the Northeast quarter, the South half of the Northeast quarter and the Northwest quarter of the Southeast quarter of Section Thirty-one; West half of the Northwest quarter of Section Thirty-two, all in Township Thirty-two South of Range Three East of W. M.;

The East half of the Southeast quarter and the Southeast quarter of the Northeast quarter of Section Thirty-six in Township Thirty-two (32) South of Range Two East of the Willamette Meridian;

Government Lots numbered Four and Five in Section Six in Township Thirty-three South of Range Three East of the Willamette Meridian;

The Northeast quarter, the Southeast quarter of the Northeast quarter, the Northeast quarter of the Southwest quarter, the North half of the Southeast quarter and the Southwest quarter of the Southeast quarter of Section One; (the South half of Section Ten,) the North half of the Northwest quarter and the Northwest quarter of the Northeast quarter of Section Twelve; the Northeast quarter of the Northwest quarter of Section Fifteen; the Northeast quarter of the Northwest quarter of Section Sixteen; the North half of the Northwest quarter and the Northwest quarter of the Northeast quarter of Section Twenty, all in Township Thirty-three South of Range Two East of the Willamette Meridian.

Excepting and reserving, however, from the foregoing the followings: the West half of the West half of the Southwest quarter of Section Twenty-nine and the East half of the West half of the Southeast quarter of Section Thirty in Township Thirty-two South of Range Three East of the Willamette Meridian; also the West half of the Northwest quarter of Section Six in Township Thirty-three South of Range Three East of the Willamette Meridian; also a right of way two hundred feet wide being one hundred feet on each side of Canal and Flume as constructed through Sections Twenty-nine, Thirty, Thirty-one and Thirty-two Township Thirty-two South of Range Three East of the Willamette Meridian.

TO HAVE AND TO HOLD the said premises with their appurtenances unto the said California-Oregon Power Company, its successors and assigns forever.

And the said Gold Ray Realty Company does hereby covenant to and with the said California-Oregon Power Company, its successors and assigns that it is the owner in fee simple of said premises, that they are free from all incumbrances, and that it will warrant and defend the same from all lawful claims whatsoever.

Corrected by the Recorder 11/20/13

KIND OF INSTRUMENT

STATE OF OREGON,

County of Jackson,

193-51

I hereby certify that the executed instrument of
writing was received and filed for record at
o'clock _____ H., on the _____ day
of _____ 1913.

By _____ Recorder,
Deputy.

IN TESTIMONY WHEREOF, the said Gold Ray Realty Company, pursuant to a resolution of its Board of Directors has caused these presents to be subscribed by its President and Secretary and its corporate seal to be hereunto affixed this 8th day of February, A.D. 1913.

Executed in presence of:

T. J. Miles

Jessie J. Miles

GOLD RAY REALTY COMPANY.

BY C. E. Ray, President

BY H. O. Stoddard, Secretary

Corporate seal of Gold Ray Realty Co.

STATE OF OREGON)
COUNTY OF JACKSON)²³

On this the 8th day of February A. D. 1913, before me the undersigned, a Notary Public in and for said County and State, personally appeared the within named C. E. Ray, President and H. O. Stoddard, Secretary, to me personally known to be the identical persons described in and who as such President and Secretary executed the foregoing instrument and acknowledged to me that they executed the same as such President and Secretary respectively on and for the free vote and deed of the Gold Ray Realty Company and the said H. O. Stoddard being by me first duly sworn and that he is the Secretary of the said corporation, and that the seal affixed to the said instrument is the corporate seal thereof, and that said instrument was signed and sealed in behalf of the said corporation by authority and direction of its Board of Directors.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Notarial seal the day and year last above written.

T. J. Miles

Notary Public for Oregon

Notarial Seal of
T. J. Miles

*For Affid See Misc Records
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Legal Description of:

(1) the property from which the water is to be diverted: T32S R3E S29 NWSW, with re-diversion at T33S R3E S6 L4;

(2) any property crossed by the proposed ditch, canal or other work: from upstream to downstream, T32S R3E S29 NWSW; S30 NESE, SESE, and SWSE; S31 NWNE, NENW, SENW, L2, L3, and L4; T33S R3E S6 L4 and L5; and

(3) any property on which the water is to be used as depicted on the map: T33S R3E S6 L4 and L5.

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Application #: _____

Application Supplement for Human Consumption & Livestock Uses

For water use permit applications within or above scenic waterways, or from streams for which water is not available due to required instream flows, the Department may issue limited permits for human consumption and livestock uses. Human consumption use is limited to 500 gallons per day for indoor use only for drinking, cooking, and sanitation, and does not include other uses such as lawn or garden watering or other related water uses.

In order to issue a permit to you for human consumption or livestock use, the Department must find that you cannot reasonably obtain water from any other source. For human consumption, an additional finding must be made that denial of the water right would result in loss of reasonable expectations for use of your property. For livestock use, additional findings must be made that issuance of a permit is necessary to prevent the livestock from watering in or along the stream bed and that you have excluded livestock from the stream and the adjacent riparian zone.

Please answer the following questions, and sign and return this form to Oregon Water Resources Department, 725 Summer St NE Ste A, Salem OR 97301-1266. You may also email the signed form to your caseworker.

1. Can you reasonably obtain water from any other source? YES ☐ NO ☒

If not, please describe why each of the following options are not reasonable:

- a. Groundwater, such as a well on yours or a neighbor's property. (If expense is the reason groundwater is not reasonable, please provide two estimates of the cost.)
The existing well has a diminished yield and increased contaminants, including arsenic and aluminum, making it challenging to treat properly.
- b. Securing stored water from upstream reservoirs.
No known upstream stored water rights that are currently authorized for human consumption uses.
- c. Trucking water. (If expense is the reason this option is not reasonable, please provide a copy of an estimate of the cost of trucking water.)
Trucking water is cost-prohibitive as a long-term solution. Estimated annual expenses of trucking water are \$30,000.

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- d. Community or municipal water suppliers.

No known supplies are available in the vicinity of the project.

- e. Tying in to a neighboring property's spring.

No known supplies are available in the vicinity of the project.

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- g. Transferring existing water rights to your proposed use(s).

No known existing rights are available in the vicinity of the project.

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Please identify any other alternate water sources you have considered, and why they are not feasible: None

2. If you are seeking a permit for **human consumption use**, would denial of your application result in loss of reasonable expectations for use of your property?

YES ☒ NO ☐ NOT APPLICABLE ☐

If so, please describe how: PacifiCorp employees are required to live on-site to respond to operational needs 24 hours per day. Without a reliable, clean, and cost-efficient domestic water supply, PacifiCorp cannot house employees on-site and regional energy supply from the project will suffer.

3. If you are seeking a permit for **livestock use**, is the proposed use necessary to prevent the livestock from watering in or along the stream bed?

YES ☐ NO ☐ NOT APPLICABLE ☒

4. If you are seeking a permit for **livestock use**, have you excluded livestock from the stream and the adjacent riparian zone?

YES ☐ NO ☐ NOT APPLICABLE ☒

Applicant Signature: 

Date: 12/16/2024

Applicant Signature: _____

Date: _____