

Name S-86823
 By KENNETH ROSENBAUM
 Address 1942 MILL CREEK RD
PROSPECT OR 97536

C2025

Priority APRIL 2 2007

County WM#

RELATED FILES

DEVELOPMENT

Date

Completion 12/2025

Extended to

Final Proof received

Proposed Cert. Mailed

Application No. 86823

Permit No. S-55235

Certificate No.

Date

DENIED

MISFILED

WITHDRAWN

CANCELLED

Volume Page

FEES PAID

Date	Amount	Receipt No.
4-2-07	400.00	86922
4-2-07	100.00	86924
4-2-07	20.00	86928
7-25-19	520.00	130363
	Cert. Fee	

FEES REFUNDED

Date	Amount	Receipt No.

ASSIGNMENTS

Date	To Whom	Address

REMARKS

MAP LOCATION

Kenneth Rosenbaum

541-560-3639

541-621-2232

SC: 97301126673 *1579-02463-21-27

97301>1266

UTF

RETURN TO SENDER
NOT DELIVERABLE AS ADDRESSED
UNABLE TO FORWARD

NIXIE 971 FEB 1 0007/21/19

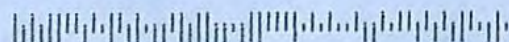


S-86823
James & Polly Devore
1944 Mill Creek Dr.
Prospect, OR. 97536

RECEIVED

JUL 22 2019

OWRD



**Oregon Water Resources Department
Water Right Services Division**

Water Right Application S-86823 in the)	
name of KENNETH ROSENBAUM)	PROPOSED FINAL ORDER
)	

Summary: The Department proposes to issue an order approving Application S-86823, as amended, and a permit consistent with the attached draft permit.

Prior to the issuance of a permit, if one is issued, the Department must receive the following:

- Permit recording fees in the amount of \$520.00. A check should be made out to the Oregon Water Resources Department or OWRD.

Please include the application number on any documents submitted.

Authority

The application is being processed in accordance with Oregon Revised Statute (ORS) 537.153 through 537.175, and 390.826, and Oregon Administrative Rule (OAR) Chapter 690, Divisions 5, 33, 300, 310, 400, 410, and the Rogue Basin Program OAR 690-515. These statutes and rules can be viewed on the following website: <https://www.oregon.gov/OWRD/programs/policylawandrules/Pages/default.aspx>

The Department's main page is <http://www.oregon.gov/OWRD>.

The Department shall presume that a proposed use will not impair or be detrimental to the public interest if:

- a) 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);
- b) Water is available;
- c) The proposed use will not injure other water rights; and
- d) The proposed use complies with the rules of the Commission. ORS 537.153(2); OAR 690-310-0110(1)

All four criteria must be met for a proposed use to be presumed to not impair or be detrimental to the public interest. When the criteria are met and the presumption is established, or if the proposed use can be modified or conditioned to meet the presumption criteria, the Department must further evaluate the proposed use, any comments received, information available in its files or received from other interested agencies and any other available information to determine whether the presumption is overcome. OAR 690-310-0120(3).

If the Department determines that the presumption is established and not overcome, the Department shall issue a Proposed Final Order recommending issuance of the permit subject to any appropriate modifications or conditions.

FINDINGS OF FACT

Application History

1. On April 2, 2007, Kenneth Rosenbaum filed a complete application for the following water use:

Source	MILL CREEK VIA NYE DITCH, TRIBUTARY OF ROGUE RIVER AND HURD CREEK RESERVOIR, CONSTRUCTED UNDER PERMIT R-8201, TRIBUTARY TO HURD CREEK
Use	DOMESTIC USE FOR ONE HOUSEHOLD
Rate	0.005 CUBIC FOOT PER SECOND (CFS) AND 0.12 ACRE-FOOT (AF)
County	JACKSON COUNTY
Location	SECTION 11, TOWNSHIP 33 SOUTH, RANGE 2 EAST, W.M.

2. On September 12, 2008, the Department mailed the applicant notice of its Initial Review, determining that **"The use of 0.12 AF from Hurd Creek Reservoir, tributary to Hurd Creek, for domestic use for one household may be allowed year round"** and **"...the use of 0.005 CFS of water from Mill Creek via Nye Ditch, a tributary of Rogue River, for domestic use for one household is not allowable, and it appears unlikely that you will be issued a permit for live flow. However, by providing additional information you may be able to pursue a limited permit for human consumption use from live flow (indoor use only: cooking, drinking, sanitation), limited to 500 gallons per day per household."** The applicant did not notify the Department to stop processing the application within 14 days of that date.
3. On September 16, 2008, 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 obtaining future notices and a copy of the Proposed Final Order.
4. On September 19, 2008, the Department received the Application Supplement for Human Consumption & Livestock Uses demonstrating that the applicant has no reasonable alternative to obtaining water for human consumption use for one household and that denial of the application will result in loss of reasonable expectations for use of the property. The applicant also confirmed that he does not have access to water in Hurd Creek Reservoir, and removed it as a source under this application.

Presumption Criteria (a) Consistency with Basin Program

5. The proposed use is allowed under the Rogue Basin Program (OAR 690-515-0000). ORS 537.153(2); OAR 690-310-0110(1)(a)

Presumption Criteria (b) Water Availability

6. An assessment of water availability at 80% exceedance for the proposed use was completed using the Department's Water Availability Reporting System (WARS). A copy of this assessment is in the application file. This review is done consistent with OAR 690-410-0070(2)(a). The assessment established that **surface water is not available at any time of the year**. ORS 537.153(3)(c); OAR 690-310-0150(2)(c)

Presumption Criteria (c) Injury Determination

7. The proposed use will not injure other water rights. ORS 537.153(2); OAR 690-310-0150(2)(e)

Presumption Criteria (d) Whether the Use Complies with Rules of the Commission

8. Documentation has been submitted from the relevant land-use planning jurisdiction that indicates the proposed use is allowed outright. ORS 537.153(2)(b); OAR 690-310-0150(2)(b)
9. The proposed use is in an area of the state in which OAR 690-033-0310 thru -0340 applies. These rules establish definitions, additional procedures, and standards to aid the Department in determining whether a proposed use will impair or be detrimental to the public interest with regard to sensitive, threatened or endangered fish species.

690-033-0310 Statewide Rules

- A. The proposed use occurs occur in an area that may affect the habitat of sensitive, threatened or endangered fish species. OAR 690-033-0330(1)
- B. The applicant has been notified that based on a preliminary determination, the proposed use may affect the habitat of sensitive, threatened or endangered fish species and the application may be conditioned or denied. OAR 690-033-0310(1)(a)
- C. The interagency review team has been notified that an application has been received in an area that may affect the habitat of sensitive, threatened or endangered fish species. OAR 690-033-0330(1)(b)
- D. The interagency review team was convened to review the application, but did not recommend any additional conditions.
10. Based on the review of the presumption criteria (a)-(d) above, the presumption has **not** been established. ORS 537.153(2); OAR 690-310-0110(1)(a)-(d)
11. OAR 690-310-120(2)(b) states that when the presumption is not established, the Department shall determine whether the proposed use will impair or be detrimental to the public interest considering the factors in ORS 537.170(8), and may make specific findings to demonstrate that even though the presumption is not established, the proposed use will not impair or be detrimental to the public interest, and propose approval of the application with appropriate modifications or conditions.

690-310-0260 Public Interest Findings

12. The proposed use is located above the Rogue Scenic Waterway, as designated under ORS 390.826.
13. The proposed diversion and use of water does not significantly impair the free-flowing character of these waters in quantities necessary for recreation, fish and wildlife.
14. The proposed diversion and use of water is consistent with the provisions of ORS Chapters 536 and 537 and OAR 690.

15. Construction, operation and maintenance of the diversion system will be carried out in a manner consistent with the purposes set forth in ORS 390.805 to 390.925.
16. Water rights for human consumption use shall not exceed 0.005 cubic feet per second per household. OAR 690-310-0260(2)(d)
17. After considering alternative water sources, including groundwater, stored water, purchased trucked water, community and municipal suppliers, and transfers of existing water rights, the applicant provided documentation that there are no reasonable alternative sources of water.
18. Denial of the application will result in loss of reasonable expectations for use of the property.

Further Evaluation of the Proposed Use

19. Pursuant to ORS 537.170(8), the Department has considered the following factors:
 - A. The maximum economic development of the waters involved: The applicant has demonstrated that denial of this application would result in loss of reasonable expectations for use of the property. OAR 690-310-0260(4)(c)
 - B. The control of the waters of this state for all beneficial purposes, including drainage, sanitation and flood control: Human consumption use includes uses of water for sanitation (OAR 690-300-0010(24)). Because the applicant has no other reasonable source of water to provide sanitation to their home, human consumption use is necessary to provide the beneficial use of sanitation to the applicant.
 - C. The amount of waters available for appropriation for beneficial use: Water is not available for the proposed use during the full period requested.
 - D. The prevention of wasteful, uneconomic, impracticable or unreasonable use of the waters involved: The use will be conditioned to require reasonable use of the water and measurement, recording, and reporting conditions as required under ORS 390.835(6)(d)(C).
 - E. All vested and inchoate rights to the waters of this state or to the use of waters of this state, and the means necessary to protect such rights: Issuance of this right may increase the likelihood that water may not be available for all water rights.
 - F. The state water resources policy formulated under ORS 536.295 to 536.350 and 537.505 to 537.534: ORS 536.310(3) provides that "adequate and safe supplies be preserved and protected for human consumption use, while conserving maximum supplies for other beneficial uses." Because the proposed use is human consumption there is a preference for this use over all other uses.
20. No comments were received by the close of the comment period. OAR 690-310-0120(3)
21. Information available in department files, received from other interested agencies, and other available information does provide a preponderance of evidence that the proposed use would not impair or be detrimental to the public interest under ORS 537.153. OAR 690-310-0120(3)

CONCLUSION OF LAW

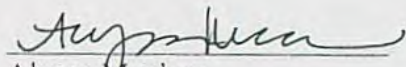
1. The proposed use would not impair or be detrimental to the public interest.

NOTE: When issuing permits, ORS 537.170(6) authorizes the Department to include provisions or restrictions concerning the use, control and management of water to be appropriated for the project. The attached draft permit is conditioned accordingly.

PROPOSED ORDER

The Department recommends approval of Application S-86823, as amended, and issuance of a permit consistent with the attached draft permit.

DATED July 16, 2019



Alyssa Mucken
Water Rights Section Manager, for
Thomas M. Byler, Director
Oregon Water Resources Department

Protests

Under the provisions of ORS 537.153(7) (for surface water) or ORS 537.621(8) (for groundwater), you can protest this Proposed Final Order. Protests must be received by the Water Resources Department no later than **August 30, 2019**. Protests must be in writing and 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 the 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;
- To affect the Department's determination that the proposed use in this application will, or will not, impair or be detrimental to the public interest, ORS 537.153(6) requires that a protest demonstrate, by a preponderance of evidence any of the following: (a) One or more of the criteria for establishing the presumption are, or are not, satisfied; or (b) The specific aspect of the public welfare, safety and health under ORS 537.170(8) that would be impaired or detrimentally affected, and specifically how the identified aspect of the public welfare, safety and health under ORS 537.170 (8) would be impaired or be adversely affected;
- If you are the applicant, a protest fee of \$410 required by ORS 536.050; and
- If you are not the applicant, a protest fee of \$810 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.

Requests for Standing

Under the provisions of ORS 537.153(7) (for surface water) or ORS 537.621(8) (for groundwater), 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 **August 30, 2019**. 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 \$230. If a hearing is scheduled, an additional fee of \$580 must be submitted along with a petition for party status.

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.

You may be represented by an attorney at the hearing. Legal aid organizations may be able to assist a party with limited financial resources. Generally, partnerships, corporations, associations, governmental subdivisions or public or private organizations are represented by an attorney. However, consistent with OAR 690-002-0020 and OAR 137-003-0555, an agency representative may represent a partnership, corporation, association, governmental subdivision or public or private organization if the Department determines that appearance of a person by an authorized representative will not hinder the orderly and timely development of the record in this case.

Notice Regarding Servicemembers: Active duty servicemembers have a right to stay proceedings under the federal Servicemembers Civil Relief Act. For more information contact the Oregon State Bar at 800-452-8260, the Oregon Military Department at 503-584-3571, or the nearest United States Armed Forces Legal Assistance Office through <http://legalassistance.law.af.mil>. The Oregon Military Department does not have a toll free telephone number.

- If you have any questions about statements contained in this document, please contact Kim French at Kim.R.French@oregon.gov or 503-986-0816.
 - If you have questions about how to file a protest or if you have previously filed a protest and you want to know the status, please contact Patricia McCarty at 503-986-0820.
 - If you have any questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at 503-986-0801.
 - Address any correspondence to : Water Right Services Division
725 Summer St NE, Suite A
Salem, OR 97301-1266
- Fax: 503-986-0901

DRAFT

This is not a permit.

DRAFT

STATE OF OREGON

COUNTY OF JACKSON

DRAFT PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS DRAFT PERMIT IS HEREBY ISSUED TO

KENNETH ROSENBAUM
1942 MILL CREEK RD
PROSPECT OR 97536

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

APPLICATION FILE NUMBER: S-86823

SOURCE OF WATER: MILL CREEK VIA NYE DITCH, TRIBUTARY OF ROGUE RIVER

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

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

PERIOD OF USE: JANUARY 1 THROUGH DECEMBER 31

DATE OF PRIORITY: APRIL 2, 2007

POINT OF DIVERSION:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
32 S	3 E	WM	28	NW SE	1860 FEET NORTH AND 2690 FEET EAST FROM SW CORNER, SECTION 28

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
33 S	2 E	WM	11	SW NW

1. Water Use Measurement, Recording, and Reporting Condition:

- 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 device in good working order.
- B. The permittee shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.

- C. The permittee shall keep a complete record of the volume of water diverted each month, and shall submit a report which includes 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.
 - D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.
- 2. 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.

STANDARD CONDITIONS

- 1. 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.
- 2. 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.
- 3. 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.
- 4. 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.
- 5. Construction of the water system shall begin within five years of the date of permit issuance. The deadline to begin construction may not be extended. This permit is subject to cancellation proceedings if the begin construction deadline is missed.
- 6. Complete 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.
- 7. Within one year after complete application of water to the proposed use, 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

Dwight French
Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department

TM
Oregon

Water Resources Department

Water Right Services Division

725 Summer St NE, Suite A

Salem, OR 97301-1266

ADDRESS SERVICE REQUESTED



U.S. POSTAGE >>> PITNEY BOWES



ZIP 97301 \$ 000.65⁰

02 4W
0000361800 JUL 16 2019

?
S-86823

James & Sarah Shannon

1964 Mill Creek Dr.

Prospect, OR. 97536

Return to sender
not at this address ✓

RECEIVED

JUL 23 2019

OWRD

.. 9300020578202800

ANK

97301>1266

NIXIE

971 DE 1

0007/22/19

RETURN TO SENDER
ATTEMPTED - NOT KNOWN
UNABLE TO FORWARD

BC: 97301126673

*1579-08893-22-20



**Oregon Water Resources Department
Water Right Services Division**

Water Right Application S-86823 in the)
name of KENNETH ROSENBAUM)
)

PROPOSED FINAL ORDER

Summary: The Department proposes to issue an order approving Application S-86823, as amended, and a permit consistent with the attached draft permit.

Prior to the issuance of a permit, if one is issued, the Department must receive the following:

- Permit recording fees in the amount of \$520.00. A check should be made out to the Oregon Water Resources Department or OWRD.

Please include the application number on any documents submitted.

Authority

The application is being processed in accordance with Oregon Revised Statute (ORS) 537.153 through 537.175, and 390.826, and Oregon Administrative Rule (OAR) Chapter 690, Divisions 5, 33, 300, 310, 400, 410, and the Rogue Basin Program OAR 690-515. These statutes and rules can be viewed on the following website: <https://www.oregon.gov/OWRD/programs/policylawandrules/Pages/default.aspx>

The Department's main page is <http://www.oregon.gov/OWRD>.

The Department shall presume that a proposed use will not impair or be detrimental to the public interest if:

- a) 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);
- b) Water is available;
- c) The proposed use will not injure other water rights; and
- d) The proposed use complies with the rules of the Commission. ORS 537.153(2); OAR 690-310-0110(1)

All four criteria must be met for a proposed use to be presumed to not impair or be detrimental to the public interest. When the criteria are met and the presumption is established, or if the proposed use can be modified or conditioned to meet the presumption criteria, the Department must further evaluate the proposed use, any comments received, information available in its files or received from other interested agencies and any other available information to determine whether the presumption is overcome. OAR 690-310-0120(3).

If the Department determines that the presumption is established and not overcome, the Department shall issue a Proposed Final Order recommending issuance of the permit subject to any appropriate modifications or conditions.

FINDINGS OF FACT

Application History

1. On April 2, 2007, Kenneth Rosenbaum filed a complete application for the following water use:

Source	MILL CREEK VIA NYE DITCH, TRIBUTARY OF ROGUE RIVER AND HURD CREEK RESERVOIR, CONSTRUCTED UNDER PERMIT R-8201, TRIBUTARY TO HURD CREEK
Use	DOMESTIC USE FOR ONE HOUSEHOLD
Rate	0.005 CUBIC FOOT PER SECOND (CFS) AND 0.12 ACRE-FOOT (AF)
County	JACKSON COUNTY
Location	SECTION 11, TOWNSHIP 33 SOUTH, RANGE 2 EAST, W.M.

2. On September 12, 2008, the Department mailed the applicant notice of its Initial Review, determining that **"The use of 0.12 AF from Hurd Creek Reservoir, tributary to Hurd Creek, for domestic use for one household may be allowed year round"** and **"...the use of 0.005 CFS of water from Mill Creek via Nye Ditch, a tributary of Rogue River, for domestic use for one household is not allowable, and it appears unlikely that you will be issued a permit for live flow. However, by providing additional information you may be able to pursue a limited permit for human consumption use from live flow (indoor use only: cooking, drinking, sanitation), limited to 500 gallons per day per household."** The applicant did not notify the Department to stop processing the application within 14 days of that date.
3. On September 16, 2008, 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 obtaining future notices and a copy of the Proposed Final Order.
4. On September 19, 2008, the Department received the Application Supplement for Human Consumption & Livestock Uses demonstrating that the applicant has no reasonable alternative to obtaining water for human consumption use for one household and that denial of the application will result in loss of reasonable expectations for use of the property. The applicant also confirmed that he does not have access to water in Hurd Creek Reservoir, and removed it as a source under this application.

Presumption Criteria (a) Consistency with Basin Program

5. The proposed use is allowed under the Rogue Basin Program (OAR 690-515-0000). ORS 537.153(2); OAR 690-310-0110(1)(a)

Presumption Criteria (b) Water Availability

6. An assessment of water availability at 80% exceedance for the proposed use was completed using the Department's Water Availability Reporting System (WARS). A copy of this assessment is in the application file. This review is done consistent with OAR 690-410-0070(2)(a). The assessment established that **surface water is not available at any time of the year**. ORS 537.153(3)(c); OAR 690-310-0150(2)(c)

Presumption Criteria (c) Injury Determination

7. The proposed use will not injure other water rights. ORS 537.153(2); OAR 690-310-0150(2)(e)

Presumption Criteria (d) Whether the Use Complies with Rules of the Commission

8. Documentation has been submitted from the relevant land-use planning jurisdiction that indicates the proposed use is allowed outright. ORS 537.153(2)(b); OAR 690-310-0150(2)(b)
9. The proposed use is in an area of the state in which OAR 690-033-0310 thru -0340 applies. These rules establish definitions, additional procedures, and standards to aid the Department in determining whether a proposed use will impair or be detrimental to the public interest with regard to sensitive, threatened or endangered fish species.

690-033-0310 Statewide Rules

- A. The proposed use occurs occur in an area that may affect the habitat of sensitive, threatened or endangered fish species. OAR 690-033-0330(1)
- B. The applicant has been notified that based on a preliminary determination, the proposed use may affect the habitat of sensitive, threatened or endangered fish species and the application may be conditioned or denied. OAR 690-033-0310(1)(a)
- C. The interagency review team has been notified that an application has been received in an area that may affect the habitat of sensitive, threatened or endangered fish species. OAR 690-033-0330(1)(b)
- D. The interagency review team was convened to review the application, but did not recommend any additional conditions.
10. Based on the review of the presumption criteria (a)-(d) above, the presumption has **not** been established. ORS 537.153(2); OAR 690-310-0110(1)(a)-(d)
11. OAR 690-310-120(2)(b) states that when the presumption is not established, the Department shall determine whether the proposed use will impair or be detrimental to the public interest considering the factors in ORS 537.170(8), and may make specific findings to demonstrate that even though the presumption is not established, the proposed use will not impair or be detrimental to the public interest, and propose approval of the application with appropriate modifications or conditions.

690-310-0260 Public Interest Findings

12. The proposed use is located above the Rogue Scenic Waterway, as designated under ORS 390.826.
13. The proposed diversion and use of water does not significantly impair the free-flowing character of these waters in quantities necessary for recreation, fish and wildlife.
14. The proposed diversion and use of water is consistent with the provisions of ORS Chapters 536 and 537 and OAR 690.

15. Construction, operation and maintenance of the diversion system will be carried out in a manner consistent with the purposes set forth in ORS 390.805 to 390.925.
16. Water rights for human consumption use shall not exceed 0.005 cubic feet per second per household. OAR 690-310-0260(2)(d)
17. After considering alternative water sources, including groundwater, stored water, purchased trucked water, community and municipal suppliers, and transfers of existing water rights, the applicant provided documentation that there are no reasonable alternative sources of water.
18. Denial of the application will result in loss of reasonable expectations for use of the property.

Further Evaluation of the Proposed Use

19. Pursuant to ORS 537.170(8), the Department has considered the following factors:

- A. The maximum economic development of the waters involved: The applicant has demonstrated that denial of this application would result in loss of reasonable expectations for use of the property. OAR 690-310-0260(4)(c)
- B. The control of the waters of this state for all beneficial purposes, including drainage, sanitation and flood control: Human consumption use includes uses of water for sanitation (OAR 690-300-0010(24)). Because the applicant has no other reasonable source of water to provide sanitation to their home, human consumption use is necessary to provide the beneficial use of sanitation to the applicant.
- C. The amount of waters available for appropriation for beneficial use: Water is not available for the proposed use during the full period requested.
- D. The prevention of wasteful, uneconomic, impracticable or unreasonable use of the waters involved: The use will be conditioned to require reasonable use of the water and measurement, recording, and reporting conditions as required under ORS 390.835(6)(d)(C).
- E. All vested and inchoate rights to the waters of this state or to the use of waters of this state, and the means necessary to protect such rights: Issuance of this right may increase the likelihood that water may not be available for all water rights.
- F. The state water resources policy formulated under ORS 536.295 to 536.350 and 537.505 to 537.534: ORS 536.310(3) provides that "adequate and safe supplies be preserved and protected for human consumption use, while conserving maximum supplies for other beneficial uses." Because the proposed use is human consumption there is a preference for this use over all other uses.

20. No comments were received by the close of the comment period. OAR 690-310-0120(3)
21. Information available in department files, received from other interested agencies, and other available information does provide a preponderance of evidence that the proposed use would not impair or be detrimental to the public interest under ORS 537.153. OAR 690-310-0120(3)

CONCLUSION OF LAW

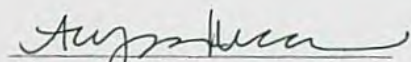
1. The proposed use would not impair or be detrimental to the public interest.

NOTE: When issuing permits, ORS 537.170(6) authorizes the Department to include provisions or restrictions concerning the use, control and management of water to be appropriated for the project. The attached draft permit is conditioned accordingly.

PROPOSED ORDER

The Department recommends approval of Application S-86823, as amended, and issuance of a permit consistent with the attached draft permit.

DATED July 16, 2019



Alyssa Mucken
Water Rights Section Manager, for
Thomas M. Byler, Director
Oregon Water Resources Department

Protests

Under the provisions of ORS 537.153(7) (for surface water) or ORS 537.621(8) (for groundwater), you can protest this Proposed Final Order. Protests must be received by the Water Resources Department no later than **August 30, 2019**. Protests must be in writing and 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 the 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;
- To affect the Department's determination that the proposed use in this application will, or will not, impair or be detrimental to the public interest, ORS 537.153(6) requires that a protest demonstrate, by a preponderance of evidence any of the following: (a) One or more of the criteria for establishing the presumption are, or are not, satisfied; or (b) The specific aspect of the public welfare, safety and health under ORS 537.170(8) that would be impaired or detrimentally affected, and specifically how the identified aspect of the public welfare, safety and health under ORS 537.170 (8) would be impaired or be adversely affected;
- If you are the applicant, a protest fee of \$410 required by ORS 536.050; and
- If you are not the applicant, a protest fee of \$810 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.

Requests for Standing

Under the provisions of ORS 537.153(7) (for surface water) or ORS 537.621(8) (for groundwater), 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 **August 30, 2019**. 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 \$230. If a hearing is scheduled, an additional fee of \$580 must be submitted along with a petition for party status.

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.

You may be represented by an attorney at the hearing. Legal aid organizations may be able to assist a party with limited financial resources. Generally, partnerships, corporations, associations, governmental subdivisions or public or private organizations are represented by an attorney. However, consistent with OAR 690-002-0020 and OAR 137-003-0555, an agency representative may represent a partnership, corporation, association, governmental subdivision or public or private organization if the Department determines that appearance of a person by an authorized representative will not hinder the orderly and timely development of the record in this case.

Notice Regarding Servicemembers: Active duty servicemembers have a right to stay proceedings under the federal Servicemembers Civil Relief Act. For more information contact the Oregon State Bar at 800-452-8260, the Oregon Military Department at 503-584-3571, or the nearest United States Armed Forces Legal Assistance Office through <http://legalassistance.law.af.mil>. The Oregon Military Department does not have a toll free telephone number.

- If you have any questions about statements contained in this document, please contact Kim French at Kim.R.French@oregon.gov or 503-986-0816.
 - If you have questions about how to file a protest or if you have previously filed a protest and you want to know the status, please contact Patricia McCarty at 503-986-0820.
 - If you have any questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at 503-986-0801.
 - Address any correspondence to : Water Right Services Division
725 Summer St NE, Suite A
Salem, OR 97301-1266
- Fax: 503-986-0901

- C. The permittee shall keep a complete record of the volume of water diverted each month, and shall submit a report which includes 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.
 - D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.
- 2. 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.

STANDARD CONDITIONS

- 1. 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.
- 2. 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.
- 3. 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.
- 4. 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.
- 5. Construction of the water system shall begin within five years of the date of permit issuance. The deadline to begin construction may not be extended. This permit is subject to cancellation proceedings if the begin construction deadline is missed.
- 6. Complete 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.
- 7. Within one year after complete application of water to the proposed use, 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

Dwight French
Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department

 Oregon

Water Resources Department
Water Right Services Division
725 Summer St NE Ste A
Salem, OR 97301-1266

ADDRESS SERVICE REQUESTED



U.S. POSTAGE  PITNEY BOWES



ZIP 97301 \$ 000.38³
02 4W
0000361800 JAN 15 2020

RECEIVED

JAN 22 2020

OWRD

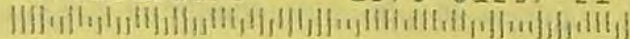
S-86823
James & Sarah Shannon
1964 Mill Creek Dr.
Prospect, OR. 9753

NIXIE 971 FE 1260 0001/21/20

RETURN TO SENDER
NOT DELIVERABLE AS ADDRESSED
UNABLE TO FORWARD

UTF
LLB-AEB3 97538 66

BC: 97301126673 *1579-01297-21-20



Oregon Water Resources Department
Water Right Services Division

RECEIVED

JAN 13 2020

OWRD

Water Right Application S-86823 in the name)
of KENNETH ROSENBAUM)

FINAL ORDER

Summary: Order approving Application S-86823, as amended, and issuing Permit S-55235.

Authority

The application is being processed in accordance with Oregon Revised Statute (ORS) 537.153 through 537.175, and 390.826, and Oregon Administrative Rule (OAR) Chapter 690, Divisions 5, 33, 300, 310, 400, 410, and the Rogue Basin Program (OAR 690-515). These statutes and rules can be viewed on following website: <https://www.oregon.gov/OWRD/programs/policylawandrules/Pages.default.aspx>

The Department's main page is <https://www.oregon.gov/OWRD>.

This Final Order is issued pursuant to ORS 537.170(6) to (9) and OAR 690-310-0170 to 0190.

FINDINGS OF FACT

1. On April 2, 2007, Kenneth Rosenbaum submitted an application to the Department for a water use permit.
2. On July 16, 2019, the Department issued a Proposed Final Order recommending approval of the application. The protest period closed August 30, 2019 and no protest was filed.
3. The findings of fact in the Proposed Final Order are incorporated herein

CONCLUSIONS OF LAW

1. The conclusions of law in the Proposed Final Order are incorporated herein.
2. The proposed use, as conditioned, would not impair or be detrimental to the public interest.

NOTE: When issuing permits, ORS 537.170(6) authorizes the Department to include provisions or restrictions concerning the use, control and management of the water to be appropriated for the project.

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is a Final Order in other than contested case. This order is subject to judicial review under ORS 536.075 and 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 OAR 137-004-0080 you may 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.

RECEIVED

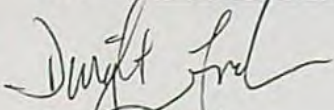
JAN 22 2020

OWRD

ORDER

Application S-86823, as amended, is approved and Permit S-55235 is issued.

DATED JAN 02 2020



Dwight French
Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department

-
- If you have any questions about statements contained in this document, please contact Kim French at Kim.R.French@oregon.gov or 503-986-0816.
 - If you have other questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at 503 986-0900.
-

RECEIVED

JAN 13 2020

OWRD

STATE OF OREGON
COUNTY OF JACKSON

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

KENNETH ROSENBAUM
1942 MILL CREEK RD
PROSPECT OR 97536

RECEIVED

JAN 13 2020

OWRD

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

APPLICATION FILE NUMBER: S-86823

SOURCE OF WATER: MILL CREEK VIA NYE DITCH, TRIBUTARY TO ROGUE RIVER

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

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

PERIOD OF USE: JANUARY 1 THROUGH DECEMBER 31

DATE OF PRIORITY: APRIL 2, 2007

POINT OF DIVERSION:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
32 S	3 E	WM	28	NW SE	1860 FEET NORTH AND 2690 FEET EAST FROM SW CORNER, SECTION 28

THE PLACE OF USE:

Twp	Rng	Mer	Sec	Q-Q
33 S	2 E	WM	11	SW NW

1. Water Use Measurement, Recording, and Reporting Condition:

- 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 device in good working order.
- B. The permittee shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.

- C. The permittee shall keep a complete record of the volume of water diverted each month, and shall submit a report which includes 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.
 - D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.
- 2. 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.

STANDARD CONDITIONS

- 1. 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.
- 2. 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.
- 3. 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.
- 4. 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.
- 5. 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.
- 6. Construction of the water system shall begin within five years of the date of permit issuance. The deadline to begin construction may not be extended. This permit is subject to cancellation proceedings if the begin construction deadline is missed.
- 7. Complete 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.

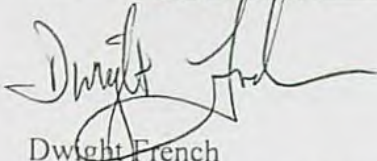
RECEIVED

JAN 13 2020 Permit S-55235
Water District #13

OWRD

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

Issued JAN 02 2020



Dwight French
Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department



RECEIVED

JAN 13 2020

OWRD



Oregon
Kate Brown, Governor

RECEIVED

JAN 13 2020

OWRD

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

NOTICE TO PERMITTEE

Carefully review the appeal rights included on the first page of your final order. In some cases, if OWRD receives a request for reconsideration or petition for judicial review within 60 days of the date the final order was served, OWRD may take action to withdraw or modify the final order, or issue a final order denying your application.

ASSIGNMENT OF PERMIT: Pursuant to ORS 537.220, this permit may be assigned to a party other than the permittee named hereon, if the land the permit is associated with changes ownership, or if the permittee is an organization whose name changes as a result of sale or merger. Request for Assignment forms are available from the Oregon Water Resources Department web site at <http://www.oregon.gov/owrd/Pages/pubs/forms.aspx>, or may be requested from the Department at 503-986-0801 or Water Right Application Section, Oregon Water Resources Department, 725 Summer St NE Ste. A, Salem OR 97301.

PERMIT CONDITION FORMS: This permit may specify conditions that require you to submit a form to the Department. These forms are available from the Oregon Water Resources Department web site at <http://www.oregon.gov/owrd/Pages/pubs/forms.aspx>.

REAL ESTATE TRANSACTIONS: Pursuant to ORS 537.330, in any transaction for the conveyance of real estate that includes any portion of the lands described in this permit, the seller of the real estate shall, upon accepting an offer to purchase that real estate, also inform the purchaser in writing whether any permit, transfer approval order, or certificate evidencing the water right is available and that the seller will deliver any permit, transfer approval order or certificate to the purchaser at closing, if the permit, transfer approval order or certificate is available.

CULTURAL RESOURCES PROTECTION LAWS: Permittees involved in ground-disturbing activities should be aware of federal and state cultural resources protection laws. ORS 358.920 prohibits the excavation, injury, destruction, or alteration of an archeological site or object, or removal of archeological objects from public and private lands without an archeological permit issued by the State Historic Preservation Office. 16 USC 470, Section 106, National Historic Preservation Act of 1966 requires a federal agency, prior to any undertaking to take into account the effect of the undertaking that is included on or eligible for inclusion in the National Register. For further information, contact the State Historic Preservation Office at 503-378-4168, extension 232.

For Question, please call our customer service desk at 503-986-0801.

TM
Oregon

Water Resources Department
Water Right Services Division
725 Summer St NE Ste A
Salem, OR 97301-1266

ADDRESS SERVICE REQUESTED

PRESORTED
FIRST CLASS



U.S. POSTAGE >> PITNEY BOWES



ZIP 97301 \$ 000.38³
02 4W
0000361889 JAN 02 2020

S-86823
James & Polly Devore
1944 Mill Creek Dr.
Prospect, OR. 97536

RECEIVED

JAN 09 2020

OWRD

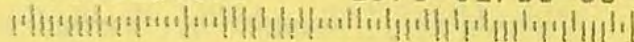
NIXIE 971 FE 1260 0001/08/20

RETURN TO SENDER
NOT DELIVERABLE AS ADDRESSED
UNABLE TO FORWARD

UTP

LLB-ASB 97536

BC: 97301126673 *1575-01786-08-23



**Oregon Water Resources Department
Water Right Services Division**

Water Right Application S-86823 in the name)
of KENNETH ROSENBAUM)

FINAL ORDER

Summary: Order approving Application S-86823, as amended, and issuing Permit S-55235.

Authority

The application is being processed in accordance with Oregon Revised Statute (ORS) 537.153 through 537.175, and 390.826, and Oregon Administrative Rule (OAR) Chapter 690, Divisions 5, 33, 300, 310, 400, 410, and the Rogue Basin Program (OAR 690-515). These statutes and rules can be viewed on following website: <https://www.oregon.gov/OWRD/programs/policylawandrules/Pages.default.aspx>

The Department's main page is <https://www.oregon.gov/OWRD>.

This Final Order is issued pursuant to ORS 537.170(6) to (9) and OAR 690-310-0170 to 0190.

FINDINGS OF FACT

1. On April 2, 2007, Kenneth Rosenbaum submitted an application to the Department for a water use permit.
2. On July 16, 2019, the Department issued a Proposed Final Order recommending approval of the application. The protest period closed August 30, 2019 and no protest was filed.
3. The findings of fact in the Proposed Final Order are incorporated herein

CONCLUSIONS OF LAW

1. The conclusions of law in the Proposed Final Order are incorporated herein.
2. The proposed use, as conditioned, would not impair or be detrimental to the public interest.

NOTE: When issuing permits, ORS 537.170(6) authorizes the Department to include provisions or restrictions concerning the use, control and management of the water to be appropriated for the project.

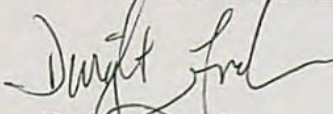
NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is a Final Order in other than contested case. This order is subject to judicial review under ORS 536.075 and 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 OAR 137-004-0080 you may 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.

ORDER

Application S-86823, as amended, is approved and Permit S-55235 is issued.

DATED JAN 02 2020



Dwight French
Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department

-
- If you have any questions about statements contained in this document, please contact Kim French at Kim.R.French@oregon.gov or 503-986-0816.
 - If you have other questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at 503 986-0900.
-

STATE OF OREGON
COUNTY OF JACKSON

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

KENNETH ROSENBAUM
1942 MILL CREEK RD
PROSPECT OR 97536

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

APPLICATION FILE NUMBER: S-86823

SOURCE OF WATER: MILL CREEK VIA NYE DITCH, TRIBUTARY TO ROGUE RIVER

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

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

PERIOD OF USE: JANUARY 1 THROUGH DECEMBER 31

DATE OF PRIORITY: APRIL 2, 2007

POINT OF DIVERSION:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
32 S	3 E	WM	28	NW SE	1860 FEET NORTH AND 2690 FEET EAST FROM SW CORNER, SECTION 28

THE PLACE OF USE:

Twp	Rng	Mer	Sec	Q-Q
33 S	2 E	WM	11	SW NW

1. Water Use Measurement, Recording, and Reporting Condition:

- 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 device in good working order.
- B. The permittee shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.

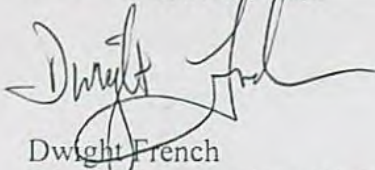
- C. The permittee shall keep a complete record of the volume of water diverted each month, and shall submit a report which includes water-use measurements to the Department annually, or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.
 - D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.
2. 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.

STANDARD CONDITIONS

1. 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.
2. 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.
3. 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.
4. 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.
5. 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.
6. Construction of the water system shall begin within five years of the date of permit issuance. The deadline to begin construction may not be extended. This permit is subject to cancellation proceedings if the begin construction deadline is missed.
7. Complete 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.

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

Issued JAN 02 2020



Dwight French
Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department





Oregon
Kate Brown, Governor

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

NOTICE TO PERMITTEE

Carefully review the appeal rights included on the first page of your final order. In some cases, if OWRD receives a request for reconsideration or petition for judicial review within 60 days of the date the final order was served, OWRD may take action to withdraw or modify the final order, or issue a final order denying your application.

ASSIGNMENT OF PERMIT: Pursuant to ORS 537.220, this permit may be assigned to a party other than the permittee named hereon, if the land the permit is associated with changes ownership, or if the permittee is an organization whose name changes as a result of sale or merger. Request for Assignment forms are available from the Oregon Water Resources Department web site at <http://www.oregon.gov/owrd/Pages/pubs/forms.aspx>, or may be requested from the Department at 503-986-0801 or Water Right Application Section, Oregon Water Resources Department, 725 Summer St NE Ste. A, Salem OR 97301.

PERMIT CONDITION FORMS: This permit may specify conditions that require you to submit a form to the Department. These forms are available from the Oregon Water Resources Department web site at <http://www.oregon.gov/owrd/Pages/pubs/forms.aspx>.

REAL ESTATE TRANSACTIONS: Pursuant to ORS 537.330, in any transaction for the conveyance of real estate that includes any portion of the lands described in this permit, the seller of the real estate shall, upon accepting an offer to purchase that real estate, also inform the purchaser in writing whether any permit, transfer approval order, or certificate evidencing the water right is available and that the seller will deliver any permit, transfer approval order or certificate to the purchaser at closing, if the permit, transfer approval order or certificate is available.

CULTURAL RESOURCES PROTECTION LAWS: Permittees involved in ground-disturbing activities should be aware of federal and state cultural resources protection laws. ORS 358.920 prohibits the excavation, injury, destruction, or alteration of an archeological site or object, or removal of archeological objects from public and private lands without an archeological permit issued by the State Historic Preservation Office. 16 USC 470, Section 106, National Historic Preservation Act of 1966 requires a federal agency, prior to any undertaking to take into account the effect of the undertaking that is included on or eligible for inclusion in the National Register. For further information, contact the State Historic Preservation Office at 503-378-4168, extension 232.

For Question, please call our customer service desk at 503-986-0801.

Mailing List for FO Copies

Application S-86823

Original mailed via REGULAR MAIL to applicant:

KENNETH ROSENBAUM
1942 MILL CREEK RD
PROSPECT OR 97536

Copies Mailed

By: TM
(SUPPORT STAFF)

on: 1/2/2020
(DATE)

Sent via auto email:

1. WRD - Shavon Haynes - # 13

Copies sent to:

2. WRD – File # S-86823
3. WRD – SW Section
4. James Hibbs, CWRE, 419 Phoenix Hills Drive, Phoenix, OR 97535
5. ALO – James & Polly Devore, 1944 Mill Creek Dr, Prospect, OR 97536
6. ALO – Steven & Roberta Brent, 1946 Mill Creek Dr, Prospect, OR 97536
7. ALO – James & Sarah Shannon, 1964 Mill Creek Dr, Prospect, OR 97536
8. ALO – John & Ruth Lucas, 11105 Redwood, Fontana, CA 92335

Application Specialist: Kim French

**Oregon Water Resources Department
Water Right Services Division**

Water Right Application S-86823 in the name)
of KENNETH ROSENBAUM)

FINAL ORDER

Summary: Order approving Application S-86823, as amended, and issuing Permit S-55235.

Authority

The application is being processed in accordance with Oregon Revised Statute (ORS) 537.153 through 537.175, and 390.826, and Oregon Administrative Rule (OAR) Chapter 690, Divisions 5, 33, 300, 310, 400, 410, and the Rogue Basin Program (OAR 690-515). These statutes and rules can be viewed on following website: <https://www.oregon.gov/OWRD/programs/policylawandrules/Pages.default.aspx>

The Department's main page is <https://www.oregon.gov/OWRD>.

This Final Order is issued pursuant to ORS 537.170(6) to (9) and OAR 690-310-0170 to 0190.

FINDINGS OF FACT

1. On April 2, 2007, Kenneth Rosenbaum submitted an application to the Department for a water use permit.
2. On July 16, 2019, the Department issued a Proposed Final Order recommending approval of the application. The protest period closed August 30, 2019 and no protest was filed.
3. The findings of fact in the Proposed Final Order are incorporated herein

CONCLUSIONS OF LAW

1. The conclusions of law in the Proposed Final Order are incorporated herein.
2. The proposed use, as conditioned, would not impair or be detrimental to the public interest.

NOTE: When issuing permits, ORS 537.170(6) authorizes the Department to include provisions or restrictions concerning the use, control and management of the water to be appropriated for the project.

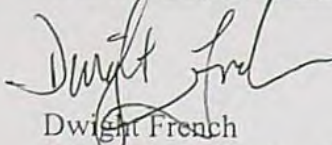
NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is a Final Order in other than contested case. This order is subject to judicial review under ORS 536.075 and 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 OAR 137-004-0080 you may 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.

ORDER

Application S-86823, as amended, is approved and Permit S-55235 is issued.

DATED JAN 02 2020



Dwight French
Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department

-
- If you have any questions about statements contained in this document, please contact Kim French at Kim.R.French@oregon.gov or 503-986-0816.
 - If you have other questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at 503 986-0900.
-

STATE OF OREGON

COUNTY OF JACKSON

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

KENNETH ROSENBAUM
1942 MILL CREEK RD
PROSPECT OR 97536

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

APPLICATION FILE NUMBER: S-86823

SOURCE OF WATER: MILL CREEK VIA NYE DITCH, TRIBUTARY TO ROGUE RIVER

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

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

PERIOD OF USE: JANUARY 1 THROUGH DECEMBER 31

DATE OF PRIORITY: APRIL 2, 2007

POINT OF DIVERSION:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
32 S	3 E	WM	28	NW SE	1860 FEET NORTH AND 2690 FEET EAST FROM SW CORNER, SECTION 28

THE PLACE OF USE:

Twp	Rng	Mer	Sec	Q-Q
33 S	2 E	WM	11	SW NW

1. Water Use Measurement, Recording, and Reporting Condition:

- 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 device in good working order.
- B. The permittee shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.

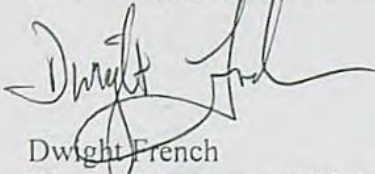
- C. The permittee shall keep a complete record of the volume of water diverted each month, and shall submit a report which includes water-use measurements to the Department annually, or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.
 - D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.
2. 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.

STANDARD CONDITIONS

- 1. 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.
- 2. 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.
- 3. 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.
- 4. 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.
- 5. 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.
- 6. Construction of the water system shall begin within five years of the date of permit issuance. The deadline to begin construction may not be extended. This permit is subject to cancellation proceedings if the begin construction deadline is missed.
- 7. Complete 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.

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

Issued JAN 02 2020



Dwight French
Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department





Oregon
Kate Brown, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

NOTICE TO PERMITTEE

Carefully review the appeal rights included on the first page of your final order. In some cases, if OWRD receives a request for reconsideration or petition for judicial review within 60 days of the date the final order was served, OWRD may take action to withdraw or modify the final order, or issue a final order denying your application.

ASSIGNMENT OF PERMIT: Pursuant to ORS 537.220, this permit may be assigned to a party other than the permittee named hereon, if the land the permit is associated with changes ownership, or if the permittee is an organization whose name changes as a result of sale or merger. Request for Assignment forms are available from the Oregon Water Resources Department web site at <http://www.oregon.gov/owrd/Pages/pubs/forms.aspx>, or may be requested from the Department at 503-986-0801 or Water Right Application Section, Oregon Water Resources Department, 725 Summer St NE Ste. A, Salem OR 97301.

PERMIT CONDITION FORMS: This permit may specify conditions that require you to submit a form to the Department. These forms are available from the Oregon Water Resources Department web site at <http://www.oregon.gov/owrd/Pages/pubs/forms.aspx>.

REAL ESTATE TRANSACTIONS: Pursuant to ORS 537.330, in any transaction for the conveyance of real estate that includes any portion of the lands described in this permit, the seller of the real estate shall, upon accepting an offer to purchase that real estate, also inform the purchaser in writing whether any permit, transfer approval order, or certificate evidencing the water right is available and that the seller will deliver any permit, transfer approval order or certificate to the purchaser at closing, if the permit, transfer approval order or certificate is available.

CULTURAL RESOURCES PROTECTION LAWS: Permittees involved in ground-disturbing activities should be aware of federal and state cultural resources protection laws. ORS 358.920 prohibits the excavation, injury, destruction, or alteration of an archeological site or object, or removal of archeological objects from public and private lands without an archeological permit issued by the State Historic Preservation Office. 16 USC 470, Section 106, National Historic Preservation Act of 1966 requires a federal agency, prior to any undertaking to take into account the effect of the undertaking that is included on or eligible for inclusion in the National Register. For further information, contact the State Historic Preservation Office at 503-378-4168, extension 232.

For Question, please call our customer service desk at 503-986-0801.

TELEPHONE
541-772-2782

JAMES E HIBBS, PLS



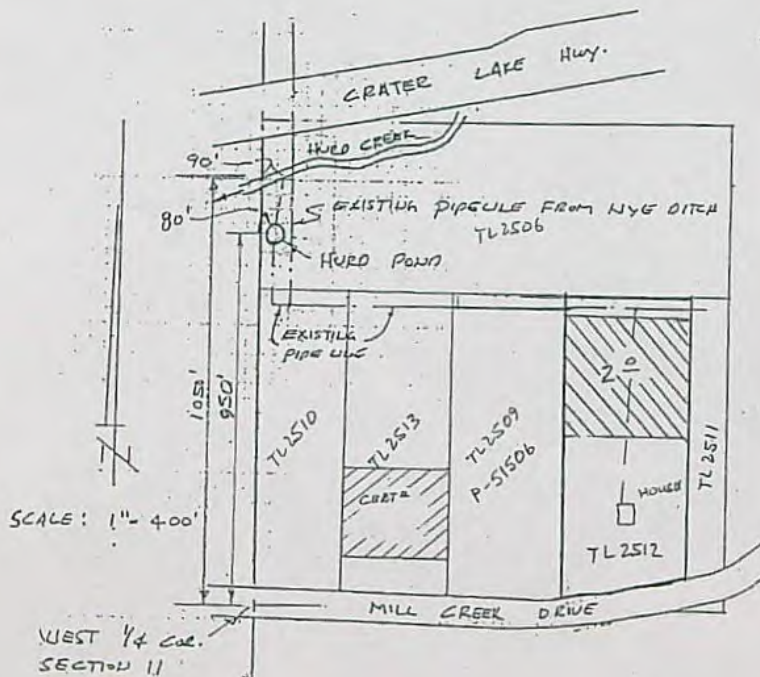
L. J. FRIAR AND ASSOCIATES, P. C.
CONSULTING LAND SURVEYORS

816 WEST 8TH STREET
MEDFORD, OREGON 97501

FAX
541-772-8465

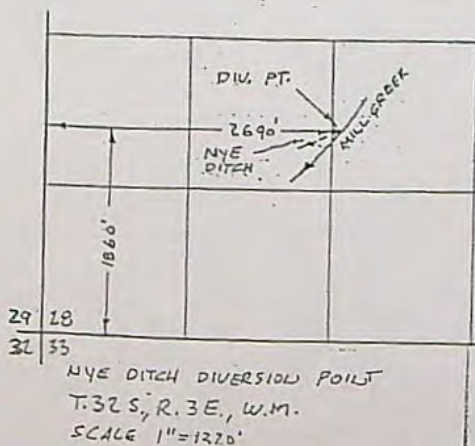
ljfriar@charter.net

SW¹/₄, NW¹/₄ S. 11
T. 33 S., R. 2 E., W. M.
JACKSON Co., OREGON



MAP TO ACCOMPANY AN
APPLICATION TO APPROPRIATE
SURFACE WATER
FOR: KENNETH & SHARON
ROSENBAUM
1942 MILL CREEK RD.
PROSPECT, OR
97536
33S 2E 11 TL 2512

MAP PREPARED FOR WATER
RIGHT PURPOSES ONLY,
NOT FOR PROPERTY BOUNDARY
LOCATIONS.



RECEIVED

APR 26 2006

WATER RESOURCES DEPT
SALEM, OREGON



RENEWAL DATE 6-30-11

RECEIVED

JUL 30 2009

WATER RESOURCES DEPT
SALEM, OREGON

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **130363**

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

INVOICE # _____

RECEIVED FROM: K. Rosenbaum APPLICATION 5-86823

BY: _____ PERMIT _____

CASH: ☐ CHECK: # _____ OTHER (IDENTIFY) 51315928593 TRANSFER _____

☐ ☐ Postal M.O. TOTAL REC'D \$520.00

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 46111

0407 COPY & TAPE FEES \$ _____

0410 RESEARCH FEES \$ _____

0408 MISC REVENUE: (IDENTIFY) _____ \$ _____

TC162 DEPOSIT LIAB. (IDENTIFY) _____ \$ _____

0240 EXTENSION OF TIME \$ _____

WATER RIGHTS:

0201 SURFACE WATER EXAM FEE 0202 RECORD FEE \$520.00

0203 GROUND WATER EXAM FEE 0204 \$ _____

0205 TRANSFER EXAM FEE

WELL CONSTRUCTION EXAM FEE

0218 WELL DRILL CONSTRUCTOR \$ _____ 0219 \$ _____

LANDOWNER'S PERMIT 0220 \$ _____

OTHER (IDENTIFY) _____

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 (FW/WRD) \$ _____

0231 HYDRO LICENSE FEE (FW/WRD) \$ _____

HYDRO APPLICATION \$ _____

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION \$ _____

RECEIPT: **130363**

DATED: 7-25-19 BY: Bilmer

Final Order Checklist for Standard Applications

Reminder: use a different colored pen for changes and Date and Initial changes.

Application #: S-86823 Applicant: KENNETH ROSENBAUM

Basin # 15

Name and/or address changed or assignment received? ☒ No ☐ Yes

PFO Date 7/16/19 Protest Period Ended 8/30/19

Well construction meets minimum standards? ☒ NA ☐ Yes ☐ No (deny)

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

If so: _____

If PFO requires modification; include FO MOD hearing rights ☒ NA ☐ Yes

Municipal Use? ☒ NA ☐ for MU - change construction finding to 20 years in Permit

Copy to: ☐ NCR ☒ WM13 ☒ SW Section (If SW, GW w/PSI, or SWW (include copy of yellow sheet))

☐ Agent UNAVAILABLE _____

☐ CWRE _____

☐ A.L.O. _____

☐ Commenter(s) _____

☐ WMCP Yes cc: Kerri Cope

☐ Ann Reece (if application is for an Irrigation District)

Was a standing paid for? ☒ No ☐ Yes (if yes and no protest, refund standing fee) _____

EXAM FEE REQUIRED	_____	RECORDING FEE REQUIRED	_____
EXAM FEE PAID	_____	RECORDING FEE PAID	_____
STILL OWED	<u>0</u>	STILL OWED	<u>0</u>

FO w/Draft permit: still need ☒ FO w/ Permit # 5-55335 FO to deny _____
 Recording Fees _____ Refund \$ _____
 Easement _____
 Storage Water Contract _____
 Approved Dam Plans & Specs _____
 Land Use Approval _____

Name: Kim R. French Date Completed: 9/4/19 Peer Reviewer: bp Date: 9/11/2019

Manager: _____ Date: _____

The purpose of this checklist is to be used as a working document by the 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.

Reminder: use a different colored pen for changes and Date and Initial changes.

PFO Checklist for Standard Application

Application # S-86823 Applicant: KENNETH ROSENBAUM
Basin # 15 WM 13

IR requested additional information? ☐ NA ☒ Yes HC EXCEPTION FORM

Add'l info received? ☐ NA ☒ Yes REC'D 9/19/08

IR Date 9/12/08 Noticed on 9/16/08 Comment Deadline 10/6/08

Electronic /Written comments? ☒ No ☐ Yes Comment Eval? ☒ NA ☐ No ☐ Yes

Allowed Use/Rate/Season HC - 4R (HC EXCEPTION) Limit: _____ Duty: _____

GW Rev ☒ NA ☐ will likely be available ☐ will not likely be available ☐ will, if conditioned

☐ No PSI ☐ Yes PSI WELL _____ Has PSI with _____

PSI caused from: ☐ 1/4 mile ☐ > 5CFS ☐ Instream Q ☐ > 1% of 80% ☐ Interference > 25%

Groundwater Conditions: _____

Well construction meets minimum standards? ☒ NA (proposed well) ☐ Yes ☐ No (propose to deny)

Conditions _____

☐ Small ≤ 0.1 CFS ≤ 9.2 AF ☐ Medium > 0.1 CFS but < 0.25 CFS. > 9.2 AF but < 100 AF ☒ Large ≥ 0.25 CFS ≥ 100 AF

SWW ☐ NA ☒ above ☐ within ROGUE SWW If GW, add 7J ☐

SW availability ☐ NA ☒ 80% ☐ 50% NOT AVAILABLE

Division 33 ☐ NA ☐ No

☐ UPPER COLUMBIA (not allowed 4/15 - 9/30) OAR 690-033-0120 (DIV331)
☐ LOWER COLUMBIA OAR 690-033-0220 (DIV332)
☒ STATEWIDE OAR 690-033-0330 (DIV333)
☐ UPPER COLUMBIA AND STATEWIDE (DIV334)
☐ LOWER COLUMBIA AND STATEWIDE (DIV335)

Land Use ☒ allowed outright ☐ decision obtained ☐ being pursued ☐ not being pursued

MU or QM: ☒ NA ☐ change construction condition to 20 years in Draft Permit

Needed before permit: ☐ NA ☒ Fees ☐ LU ☐ easement ☐ plans/ specs ☐ storage contract

Changes from IR determinations _____

Notes _____

Specialist: Kim FRENCH
Kerry L. Kavanagh

Date: 7/8/19

Peer Reviewer: hagb.

Date: 7-8-19

Manager: _____

Date: _____

Copy to:

☐ NCR ☒ WM 13

☐ Agent _____

☐ CWRE _____

☐ A.L.O. _____

☐ Commenter(s) _____

☒ SW Section (If SW, GW w/PSI, or SWW (include copy of yellow sheet))

EXAM FEE REQUIRED _____

RECORDING FEE REQUIRED

520

EXAM FEE PAID _____

RECORDING FEE PAID

0

STILL OWED

0

STILL OWED

520

The purpose of this check list is to be used as a working document by the 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.

PFO Checklist

Application #: S-86823 Applicant: KENNETH ROSENBAUM

Shortcomings preventing PFO? Y / N Should process continue? Y / N

IR Date 9-12-08 Public Notice Date 9-16-08 Comments received? Y / N 10-16-08

Was additional information requested in the IR? Y / N If so, do we now have enough info to do the PFO? Y / N

Was the application filed after 10/23/99? Y / N (If not, add A date requirement) names & addresses of 9-19-2008 rec'd HC info

B.O.R. or Doug Co. project Y / N Contract in file? N contract # _____

POD characteristics identifies as DEQ 303d? Y N NA Comments received? Y / N _____

Is second gw review necessary? Y / N / NA Complete? Y / N

Water Availability OK / REDONE / NA _____

Have conflicts been addressed? Y / N / NA _____

Changes from IR determinations per Tim Wallin - include LARGE TFM @ POD on Hured CREEK - permit R-8201 did not include measurement condition

NA SWW If GW and interference, copy form for Stahr. above Roegner # 66

Copy to Reg Manager SW WM #13 CWRE James E Hibbs Agent _____
affected landowners: James & Polly Devore John & Ruth Lucas, Thru
Steven & Robert Brent
James & Sarah Shannon

Fees	Base Fee	Water Amount (Q)
	\$150 / \$250	1 st CFS/AF
	\$300 / \$500	
		_____ Addl @ _____
		Add'l <input type="checkbox"/> POD/POA <input type="checkbox"/> use + _____
	_____ + _____ = _____	
	(base)	(Q) (total exam fee)

EXAM FEE REQUIRED	<u>520</u>	RECORDING FEE REQUIRED	\$175 / \$250 / <u>\$300</u>
EXAM FEE PAID	<u>520</u>	RECORDING FEE PAID	<u>0</u>
STILL OWED	<u>0</u>	<u>X</u> STILL OWED <u>X</u>	<u>300</u>

Name: Kerry Kavanagh Date: 12/1/2008 Peer Reviewer: Jeana Eastman

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 #: S-86823 Applicant: KENNETH ROSENBAUM

Use(s): DOMESTIC USE FOR ONE HOUSEHOLD ^{in TL 2512} Priority Date: April 2, 2007

☒ MU or QM ☒ NA ^{530 220 allows domestic use} ☐ 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 no water available WID: 15-73379

(54 11503 ~ WF requirements)

☐ 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 ☒ NA ☐ Yes limits _____

☒ Use is ☐ allowed ☐ not allowed ☐ limited ☒ OAR ☐ Compact UAD-575-0000(1)(A) ^(note: house on CH 74286 is in different TL 2513)

☒ Requested Use/Rate/Season domestic / 0.005 from hill creek ^{0.12 AF from third Res} RESERVOIR (0.34 AF) CONSTRUCTED PERMIT

Allowed Use/Rate/Season domestic / 0.12 AF from third Res 1 yr Limit n/a Duty n/a ^{R-8201}

☒ Land use ☒ approved ☐ not approved ☐ being pursued ☐ county notified ☐ NA

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

☒ Authorized agent specified ☒ NA ☐ needed ☐ Yes _____

☒ Conditions: medium possibly large if offered

☐ Small ≤ 0.1 CFS, ≤ 9.2 AF, ☒ Medium > 0.1 and < 1.5 CFS, > 9.2 and < 100 AF, ☐ Large ≥ 1.5 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), or HC above a SWW, 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 allows domestic use, 530 220

☒ Basin Maps have been checked ☐ NA ☒ Yes limits yes, but not for domestic use

☒ SWW ☐ NA ☒ above ☐ within Boque (If above or within, notify Parks.)

Point of Diversion Characteristics

Right:	App:S 86823 *
Name:	KENNETH ROSENBAUM

TRSQQ: 32.00S-03.00E-28-NWSE

POD(s): POD 02 - A DITCH > MILL CR

County: Jackson

Basin: Rogue

WM District: 13

WM Region: SW

Withdrawn Area: BARR CREEK MILL CREEK

WAB: MILL CR > ROGUE R - AT MOUTH (73379)

ROGUE R > PACIFIC OCEAN - AB RED ROCK CAN (272)

Priority WAB:

Rule 4D:

Groundwater Restricted Area:

Scenic Water Way: ABOVE The Rogue Scenic Waterway

Division 33:

domestic is an exception

TRSQQ: 33.00S-02.00E-11-SWNW

POD(s): POD 01 - A RESERVOIR > HURD CR

County: Jackson

Basin: Rogue

WM District: 13

WM Region: SW

Withdrawn Area:

WAB: ROGUE R > PACIFIC OCEAN - AB RED ROCK CAN (272)

Priority WAB:

Rule 4D:

Groundwater Restricted Area:

Scenic Water Way: ABOVE The Rogue Scenic Waterway

Division 33: STATEWIDE

538.220 Waters of Mill and Barr Creeks, Jackson County, withdrawn; exceptions. (1) The waters described as follows are withdrawn from appropriation or condemnation, and shall not be diverted or interrupted for any purpose whatsoever, **except for domestic purposes** and protecting fish life therein by the State Fish and Wildlife Commission:

- (a) The waters of Mill Creek, in Jackson County, beginning in section 22, township 31 south, range 4 east, Willamette Meridian, running thence southwesterly through township 31 south, range 3 east, Willamette Meridian, and township 32 south, range 3 east, Willamette Meridian, to a junction with the Rogue River in section 32, township 32 south, range 3 east, Willamette Meridian, together with the tributaries of said Mill Creek; and
 - (b) Barr Creek, in Jackson County, beginning in section 1, township 32 south, range 3 east, Willamette Meridian, and in section 6 and section 7, township 32 south, range 4 east, Willamette Meridian, running thence in a general southwesterly direction through township 32 south, range 3 east, Willamette Meridian, to a junction with the Rogue River in section 32, township 3 east, Willamette Meridian, together with the tributaries of said Barr Creek.
- (2) Subsection (1) of this section shall not prevent the appropriation of the waters of Mill Creek, in Jackson County, for the development of hydroelectric power not to exceed one megawatt if: *n/a*
- (a) The hydroelectric project is located on Mill Creek at a point at least two miles above the confluence of Mill Creek and the Rogue River;
 - (b) All water appropriated from the stream is returned to the stream at a point at least one-half mile above the confluence of Mill Creek and the Rogue River; and
 - (c) The facility will be constructed and operated in compliance with recommendations by the State Department of Fish and Wildlife concerning fish conservation, including stream flow requirements based upon biological criteria. [Amended by 1959 c.104 §1; 1983 c.650 §1]



Water Availability Analysis

Summary of de minimis surface water allocations within or above a scenic waterway that will individually or cumulatively reduce surface water flows within the scenic waterway (ORS 390.835) when water is otherwise not available.

ROGUE R > PACIFIC OCEAN - AT MOUTH
 ROGUE BASIN

Water Availability as of 4/30/2019

Watershed ID #: 266 ([Map](#))

Date: 4/30/2019

Exceedance Level: 80%

Time: 8:27 AM

[Water Availability](#)
[Limiting Scenic Waterway Reaches](#)
[Complete Water Availability Analysis](#) [Text](#)

Limiting Scenic Waterway Reaches

Month	Limiting Watershed Stream Name	Water Available?	Net Water Available
JAN	266 ROGUE R > PACIFIC OCEAN - AT MOUTH	Yes	1 000
FEB	266 ROGUE R > PACIFIC OCEAN - AT MOUTH	Yes	1 000
MAR	266 ROGUE R > PACIFIC OCEAN - AT MOUTH	Yes	1 000
APR	266 ROGUE R > PACIFIC OCEAN - AT MOUTH	Yes	1 000
MAY	266 ROGUE R > PACIFIC OCEAN - AT MOUTH	Yes	1 000
JUN	266 ROGUE R > PACIFIC OCEAN - AT MOUTH	Yes	1 000
JUL	266 ROGUE R > PACIFIC OCEAN - AT MOUTH	Yes	0 960
AUG	266 ROGUE R > PACIFIC OCEAN - AT MOUTH	Yes	0 960
SEP	266 ROGUE R > PACIFIC OCEAN - AT MOUTH	Yes	0 960
OCT	266 ROGUE R > PACIFIC OCEAN - AT MOUTH	Yes	1 000
NOV	266 ROGUE R > PACIFIC OCEAN - AT MOUTH	Yes	0 959
DEC	266 ROGUE R > PACIFIC OCEAN - AT MOUTH	Yes	1 000

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

SECTION 11 T33S R2E W.M.
JACKSON COUNTY
T= 407

THIS MAP WAS PREPARED FOR
ASSESSMENT PURPOSE ONLY

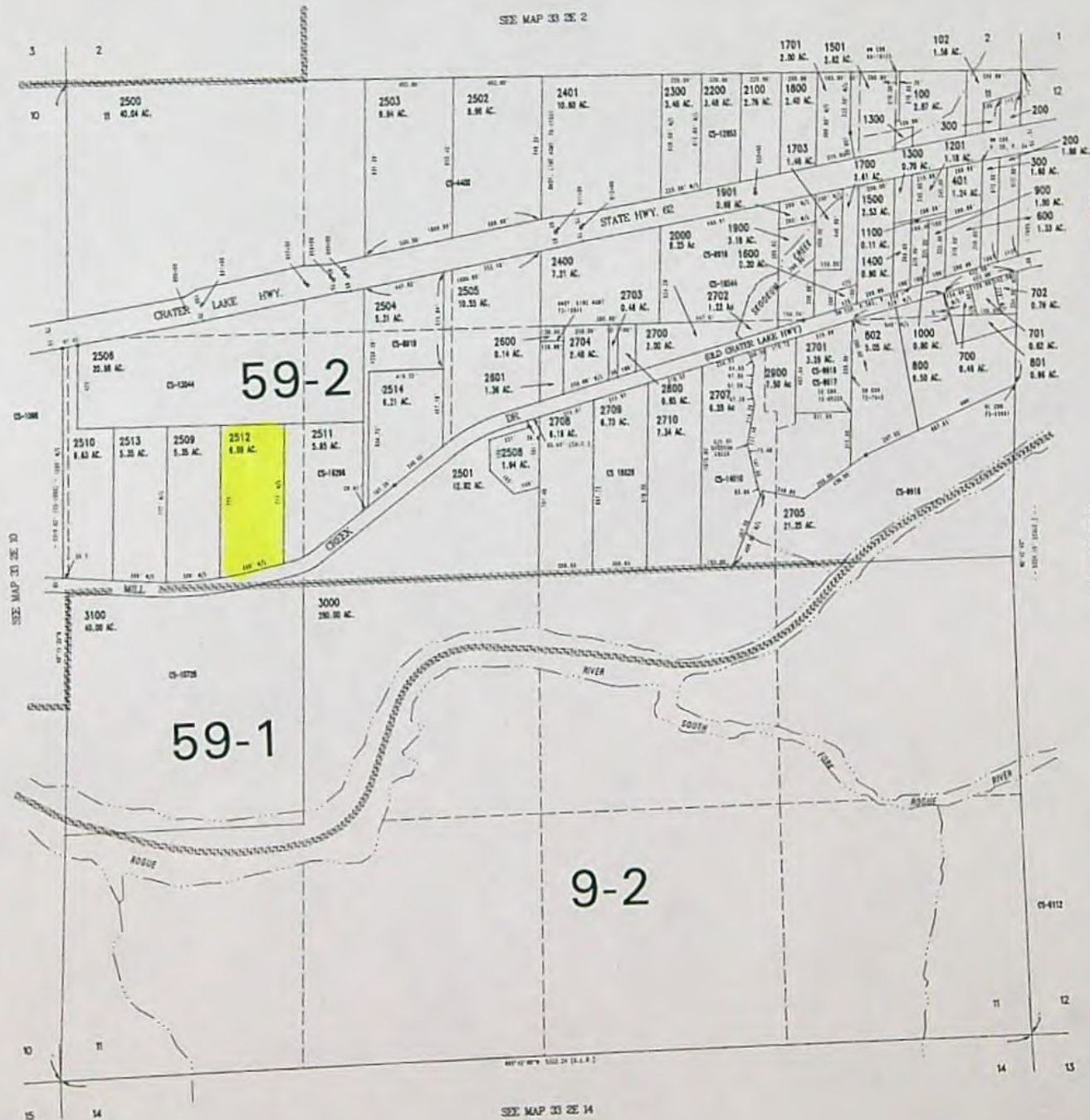
SEE MAP 33 2E 2

CANCELLED NOS

RECEIVED

APR 02 2007
WATER RESOURCES DEPT
SALEM, OREGON

Added by
KZK
8-28-06



METAFLE K/MAP/332E/11/0/00 PLAT.GRA
CREATED MONDAY NOVEMBER 14, 2005 12:13 PM BY CIBONAJD

app no 5-80023

*actual water availability

Water Availability

WATER AVAILABILITY TABLE Water Availability as of 1/ 8/2008 for MILL CR > ROGUE R - AT MOUTH

Watershed ID #: 73379 Basin: ROGUE Exceedance Level: 80
Time: 15:42 Date: 01/08/2008

Select an Item Number for More Details

Item #	Watershed ID #	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Sto
1	266	YES	YES	YES	YES	YES	YES	NO	NO	NO	YES	NO	YES	YES
2	31531008	NO	NO	NO	NO	YES	NO	NO	NO	NO	NO	NO	NO	YES
3	31531001	NO	NO	NO	NO	YES	NO	NO	NO	NO	NO	NO	NO	YES
4	31531002	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	YES
5	31530801	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	YES
6	268	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	YES
7	270	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	YES
8	31530708	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	YES
9	31530709	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	YES
10	272	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	YES
11	73379	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	YES

STREAM NAMES

Water Availability as of 1/ 8/2008 for MILL CR > ROGUE R - AT MOUTH

Watershed ID #: 73379 Basin: ROGUE Exceedance Level: 80
Time: 15:42 Date: 01/08/2008

Item Watershed ID Stream Name

1	266	ROGUE R > PACIFIC OCEAN - AT MOUTH
2	31531008	ROGUE R > PACIFIC OCEAN - AB SHASTA COSTA CR
3	31531001	ROGUE R > PACIFIC OCEAN - AB MEADOW CR
4	31531002	ROGUE R > PACIFIC OCEAN - AB GRAVE CR
5	31530801	ROGUE R > PACIFIC OCEAN - AB APPLGATE R
6	268	ROGUE R > PACIFIC OCEAN - AB FALL CR
7	270	ROGUE R > PACIFIC OCEAN - AB CURRY G AT GAGE 14359000
8	31530708	ROGUE R > PACIFIC OCEAN - AB HOG CR
9	31530709	ROGUE R > PACIFIC OCEAN - AB ELK CR
10	272	ROGUE R > PACIFIC OCEAN - AB RED ROCK CAN
11	73379	MILL CR > ROGUE R - AT MOUTH

LIMITING WATERSHEDS

Water Availability as of 1/ 8/2008 for MILL CR > ROGUE R - AT MOUTH

Watershed ID #: 73379 Basin: ROGUE Exceedance Level: 80
Time: 15:42 Date: 01/08/2008

Mnth	Limiting Watershed	Stream Name	Water Avail?	Net Water Available
1	31531002	ROGUE R > PACIFIC OCEAN - AB GRAVE CR	NO	-1398.0
2	31531002	ROGUE R > PACIFIC OCEAN - AB GRAVE CR	NO	-1274.0
3	31531002	ROGUE R > PACIFIC OCEAN - AB GRAVE CR	NO	-1376.0
4	31531002	ROGUE R > PACIFIC OCEAN - AB GRAVE CR	NO	-1191.0
5	31531002	ROGUE R > PACIFIC OCEAN - AB GRAVE CR	NO	-74.7
6	31531002	ROGUE R > PACIFIC OCEAN - AB GRAVE CR	NO	-1304.0
7	31531002	ROGUE R > PACIFIC OCEAN - AB GRAVE CR	NO	-1346.0
8	31531002	ROGUE R > PACIFIC OCEAN - AB GRAVE CR	NO	-1849.0
9	31531002	ROGUE R > PACIFIC OCEAN - AB GRAVE CR	NO	-1793.0

10	31531002	ROGUE R > PACIFIC OCEAN - AB GRAVE CR	NO	-634.0
11	31531002	ROGUE R > PACIFIC OCEAN - AB GRAVE CR	NO	-2401.0
12	31531002	ROGUE R > PACIFIC OCEAN - AB GRAVE CR	NO	-1465.0
Stor	73379	MILL CR > ROGUE R - AT MOUTH	YES	42100.0

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION

Water Availability as of 1/ 8/2008 for
 ROGUE R > PACIFIC OCEAN - AT MOUTH

Watershed ID #: 266
 Time: 15:42

Basin: ROGUE

Exceedance Level: 80
 Date: 01/08/2008

Month	Natural Stream Flow	Consumptiv Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Require- ments	Net Water Available
1	6870.00	1130.00	5740.00	0.00	3500.00	2240.00
2	10300.00	2520.00	7780.00	0.00	3500.00	4280.00
3	9300.00	2280.00	7030.00	0.00	3500.00	3530.00
4	7670.00	1550.00	6120.00	0.00	3500.00	2620.00
5	6060.00	478.00	5580.00	0.00	3000.00	2580.00
6	3420.00	655.00	2760.00	0.00	2700.00	64.40
7	2080.00	715.00	1360.00	0.00	2000.00	-636.00
8	1650.00	653.00	997.00	0.00	2400.00	-1403.00
9	1580.00	557.00	1020.00	0.00	2400.00	-1377.00
10	1920.00	294.00	1630.00	0.00	1600.00	26.70
11	2740.00	340.00	2400.00	0.00	3500.00	-1100.00
12	5750.00	606.00	5140.00	0.00	3500.00	1640.00
Stor-50%	5700000	704000	5000000	0	2120000	3010000

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGES

Water Availability as of 1/ 8/2008 for
 ROGUE R > PACIFIC OCEAN - AT MOUTH

Watershed ID #: 266
 Time: 15:42

Basin: ROGUE

Exceedance Level: 80
 Date: 01/08/2008

Mo	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total
1	759.00	0.04	357.00	3.69	0.02	8.20	2.28	0.01	1130.00
2	2080.00	0.05	427.00	3.69	0.03	8.20	2.28	0.01	2520.00
3	1800.00	0.07	461.00	3.69	0.03	8.20	2.28	0.01	2280.00
4	1020.00	101.00	415.00	3.69	0.03	8.20	2.28	0.01	1550.00
5	3.24	163.00	297.00	3.60	0.03	8.20	2.29	0.01	477.00
6	0.17	230.00	411.00	3.59	0.03	8.19	2.28	0.02	655.00
7	0.00	308.00	393.00	3.59	0.03	8.18	2.28	0.02	715.00
8	0.00	254.00	385.00	3.59	0.03	8.18	2.28	0.02	653.00
9	0.00	166.00	377.00	3.59	0.03	8.18	2.28	0.02	557.00
10	8.73	52.10	218.00	3.59	0.03	8.19	2.28	0.02	293.00
11	112.00	0.09	213.00	3.59	0.03	8.19	2.28	0.02	339.00
12	256.00	0.04	336.00	3.60	0.03	8.19	2.28	0.01	606.00

DETAILED REPORT OF RESERVATIONS FOR CONSUMPTIVE USE

Water Availability as of 1/ 8/2008 for

ROGUE R > PACIFIC OCEAN - AT MOUTH

Watershed ID #:

266

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

Reservations								
APP #	0	0	0	0	0	0	0	TOTAL
Status								
Use								
1	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
2	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
3	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
5	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
6	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
7	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
9	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

DETAILED REPORT OF INSTREAM REQUIREMENTS

Water Availability as of 1/ 8/2008 for

ROGUE R > PACIFIC OCEAN - AT MOUTH

Watershed ID #:

266

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

ISWRs								
APP #	MF 265	MF 266	SY 91503	0	0	0	0	MAXIMUM
Status	Cert.	Cert.	SWW					
1	735.00	935.00	3500.00	0.00	0.00	0.00	0.00	3500.00
2	735.00	935.00	3500.00	0.00	0.00	0.00	0.00	3500.00
3	735.00	935.00	3500.00	0.00	0.00	0.00	0.00	3500.00
4	735.00	935.00	3500.00	0.00	0.00	0.00	0.00	3500.00
5	735.00	935.00	3000.00	0.00	0.00	0.00	0.00	3000.00
6	735.00	935.00	2700.00	0.00	0.00	0.00	0.00	2700.00
7	735.00	935.00	2000.00	0.00	0.00	0.00	0.00	2000.00
8	735.00	935.00	2400.00	0.00	0.00	0.00	0.00	2400.00
9	735.00	935.00	2400.00	0.00	0.00	0.00	0.00	2400.00
10	735.00	935.00	1600.00	0.00	0.00	0.00	0.00	1600.00
11	735.00	935.00	3500.00	0.00	0.00	0.00	0.00	3500.00
12	735.00	935.00	3500.00	0.00	0.00	0.00	0.00	3500.00

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION

Water Availability as of 1/ 8/2008 for

ROGUE R > PACIFIC OCEAN - AB SHASTA COSTA CR

Watershed ID #: 31531008

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

Month	Natural Stream Flow	Consumptiv Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Require- ments	Net Water Available
1	3950.00	1020.00	2930.00	0.00	3500.00	-568.00
2	5800.00	2390.00	3420.00	0.00	3500.00	-84.10
3	5360.00	2160.00	3200.00	0.00	3500.00	-295.00
4	4630.00	1530.00	3100.00	0.00	3500.00	-397.00
5	3980.00	453.00	3530.00	0.00	3000.00	526.00
6	2350.00	627.00	1720.00	0.00	2700.00	-977.00
7	1500.00	683.00	816.00	0.00	2000.00	-1184.00
8	1280.00	624.00	656.00	0.00	2400.00	-1744.00
9	1250.00	605.00	645.00	0.00	2400.00	-1755.00
10	1420.00	297.00	1120.00	0.00	1600.00	-478.00
11	1770.00	293.00	1480.00	0.00	3500.00	-2023.00
12	3290.00	493.00	2800.00	0.00	3500.00	-703.00
Stor-50%	3270000	668000	2610000	0	2120000	805000

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGES

Water Availability as of 1/ 8/2008 for

ROGUE R > PACIFIC OCEAN - AB SHASTA COSTA CR

Watershed ID #: 31531008

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

Mo	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total
1	660.00	0.04	346.00	2.79	0.01	6.19	2.15	0.01	1020.00
2	1960.00	0.05	416.00	2.79	0.01	6.19	2.15	0.01	2390.00
3	1690.00	0.07	450.00	2.79	0.01	6.19	2.15	0.01	2150.00
4	1020.00	95.70	404.00	2.79	0.01	6.19	2.15	0.01	1530.00
5	2.73	154.00	286.00	2.70	0.01	6.18	2.16	0.01	454.00
6	0.01	218.00	398.00	2.69	0.01	6.16	2.15	0.02	627.00
7	0.00	292.00	380.00	2.69	0.01	6.16	2.15	0.02	683.00
8	0.10	241.00	372.00	2.69	0.01	6.15	2.15	0.02	624.00
9	72.90	157.00	364.00	2.69	0.01	6.17	2.15	0.02	605.00
10	30.10	49.40	207.00	2.69	0.01	6.17	2.15	0.02	298.00
11	80.10	0.09	202.00	2.69	0.01	6.17	2.15	0.02	293.00
12	157.00	0.04	325.00	2.70	0.01	6.18	2.15	0.01	493.00

DETAILED REPORT OF RESERVATIONS FOR CONSUMPTIVE USE

Water Availability as of 1/ 8/2008 for

ROGUE R > PACIFIC OCEAN - AB SHASTA COSTA CR

Watershed ID #: 31531008

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

-----Reservations-----								
APP #	0	0	0	0	0	0	0	TOTAL
Status								
Use								
1	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
2	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
3	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
5	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
6	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
7	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
9	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

DETAILED REPORT OF INSTREAM REQUIREMENTS

Water Availability as of 1/ 8/2008 for

ROGUE R > PACIFIC OCEAN - AB SHASTA COSTA CR

Watershed ID #: 31531008

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

-----ISWRs-----								
APP #	SY 91508	0	0	0	0	0	0	MAXIMUM
Status	SWW							
1	3500.00	0.00	0.00	0.00	0.00	0.00	0.00	3500.00
2	3500.00	0.00	0.00	0.00	0.00	0.00	0.00	3500.00
3	3500.00	0.00	0.00	0.00	0.00	0.00	0.00	3500.00
4	3500.00	0.00	0.00	0.00	0.00	0.00	0.00	3500.00
5	3000.00	0.00	0.00	0.00	0.00	0.00	0.00	3000.00
6	2700.00	0.00	0.00	0.00	0.00	0.00	0.00	2700.00
7	2000.00	0.00	0.00	0.00	0.00	0.00	0.00	2000.00
8	2400.00	0.00	0.00	0.00	0.00	0.00	0.00	2400.00
9	2400.00	0.00	0.00	0.00	0.00	0.00	0.00	2400.00
10	1600.00	0.00	0.00	0.00	0.00	0.00	0.00	1600.00
11	3500.00	0.00	0.00	0.00	0.00	0.00	0.00	3500.00
12	3500.00	0.00	0.00	0.00	0.00	0.00	0.00	3500.00

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION

Water Availability as of 1/ 8/2008 for

ROGUE R > PACIFIC OCEAN - AB MEADOW CR

Watershed ID #: 31531001

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

Month	Natural Stream Flow	Consumptiv Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Require- ments	Net Water Available
1	3550.00	1110.00	2440.00	0.00	3500.00	-1059.00
2	5220.00	2520.00	2700.00	0.00	3500.00	-795.00
3	4820.00	2270.00	2550.00	0.00	3500.00	-946.00
4	4180.00	1530.00	2650.00	0.00	3500.00	-849.00
5	3630.00	456.00	3170.00	0.00	3000.00	174.00
6	2160.00	630.00	1530.00	0.00	2700.00	-1170.00
7	1400.00	688.00	713.00	0.00	2000.00	-1287.00
8	1220.00	628.00	593.00	0.00	2400.00	-1807.00
9	1190.00	535.00	655.00	0.00	2400.00	-1745.00
10	1320.00	278.00	1040.00	0.00	1600.00	-558.00
11	1560.00	322.00	1240.00	0.00	3500.00	-2263.00
12	2900.00	588.00	2310.00	0.00	3500.00	-1188.00
Stor-50%	2950000	690000	2260000	0	2120000	522000

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGES

Water Availability as of 1/ 8/2008 for

ROGUE R > PACIFIC OCEAN - AB MEADOW CR

Watershed ID #: 31531001

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

Mo	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total
1	751.00	0.04	346.00	3.21	0.01	6.88	2.22	0.01	1110.00
2	2090.00	0.05	416.00	3.21	0.01	6.88	2.22	0.01	2520.00
3	1800.00	0.04	450.00	3.21	0.01	6.88	2.22	0.01	2260.00
4	1020.00	96.50	404.00	3.21	0.01	6.88	2.22	0.01	1530.00
5	2.72	155.00	286.00	3.11	0.01	6.87	2.23	0.01	456.00
6	0.01	219.00	398.00	3.10	0.01	6.87	2.22	0.02	629.00
7	0.00	295.00	380.00	3.10	0.01	6.87	2.22	0.02	687.00
8	0.00	243.00	372.00	3.10	0.01	6.87	2.22	0.02	627.00
9	0.00	158.00	364.00	3.10	0.01	6.87	2.22	0.02	534.00
10	8.73	49.80	207.00	3.10	0.01	6.87	2.22	0.02	278.00
11	108.00	0.09	202.00	3.10	0.01	6.87	2.22	0.02	322.00
12	250.00	0.04	325.00	3.11	0.01	6.87	2.22	0.01	587.00

DETAILED REPORT OF RESERVATIONS FOR CONSUMPTIVE USE

Water Availability as of 1/ 8/2008 for

ROGUE R > PACIFIC OCEAN - AB MEADOW CR

Watershed ID #: 31531001

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

Reservations								
APP #	0	0	0	0	0	0	0	TOTAL
Status Use								
1	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
2	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
3	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
5	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
6	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
7	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
9	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

DETAILED REPORT OF INSTREAM REQUIREMENTS

Water Availability as of 1/ 8/2008 for

ROGUE R > PACIFIC OCEAN - AB MEADOW CR

Watershed ID #: 31531001

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

ISWRs								
APP #	SY 91503	0	0	0	0	0	0	MAXIMUM
Status	SWW							
1	3500.00	0.00	0.00	0.00	0.00	0.00	0.00	3500.00
2	3500.00	0.00	0.00	0.00	0.00	0.00	0.00	3500.00
3	3500.00	0.00	0.00	0.00	0.00	0.00	0.00	3500.00
4	3500.00	0.00	0.00	0.00	0.00	0.00	0.00	3500.00
5	3000.00	0.00	0.00	0.00	0.00	0.00	0.00	3000.00
6	2700.00	0.00	0.00	0.00	0.00	0.00	0.00	2700.00
7	2000.00	0.00	0.00	0.00	0.00	0.00	0.00	2000.00
8	2400.00	0.00	0.00	0.00	0.00	0.00	0.00	2400.00
9	2400.00	0.00	0.00	0.00	0.00	0.00	0.00	2400.00
10	1600.00	0.00	0.00	0.00	0.00	0.00	0.00	1600.00
11	3500.00	0.00	0.00	0.00	0.00	0.00	0.00	3500.00
12	3500.00	0.00	0.00	0.00	0.00	0.00	0.00	3500.00

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION

Water Availability as of 1/ 8/2008 for

ROGUE R > PACIFIC OCEAN - AB GRAVE CR

Watershed ID #: 31531002

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

Month	Natural Stream Flow	Consumptiv Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Require- ments	Net Water Available
1	3210.00	1110.00	2100.00	0.00	3500.00	-1398.00
2	4740.00	2510.00	2230.00	0.00	3500.00	-1274.00
3	4390.00	2270.00	2120.00	0.00	3500.00	-1376.00
4	3830.00	1520.00	2310.00	0.00	3500.00	-1191.00
5	3370.00	445.00	2930.00	0.00	3000.00	-74.70
6	2010.00	614.00	1400.00	0.00	2700.00	-1304.00
7	1320.00	666.00	654.00	0.00	2000.00	-1346.00
8	1160.00	610.00	551.00	0.00	2400.00	-1849.00
9	1130.00	523.00	607.00	0.00	2400.00	-1793.00
10	1240.00	274.00	966.00	0.00	1600.00	-634.00
11	1420.00	321.00	1100.00	0.00	3500.00	-2401.00
12	2620.00	586.00	2030.00	0.00	3500.00	-1465.00
Stor-50%	2700000	684000	2010000	0	2120000	319000

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGES

Water Availability as of 1/ 8/2008 for

ROGUE R > PACIFIC OCEAN - AB GRAVE CR

Watershed ID #: 31531002

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

Mo	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total
1	751.00	0.04	346.00	2.96	0.01	6.60	2.21	0.01	1110.00
2	2090.00	0.05	416.00	2.96	0.01	6.60	2.21	0.01	2520.00
3	1800.00	0.04	450.00	2.96	0.01	6.60	2.21	0.01	2260.00
4	1020.00	89.60	404.00	2.96	0.01	6.60	2.21	0.01	1530.00
5	2.72	144.00	286.00	2.86	0.01	6.60	2.22	0.01	444.00
6	0.01	204.00	398.00	2.85	0.01	6.60	2.21	0.01	614.00
7	0.00	274.00	380.00	2.85	0.01	6.59	2.21	0.01	666.00
8	0.00	225.00	372.00	2.85	0.01	6.59	2.21	0.01	609.00
9	0.00	147.00	364.00	2.85	0.01	6.59	2.21	0.01	523.00
10	8.73	46.30	207.00	2.85	0.01	6.60	2.21	0.01	274.00
11	107.00	0.09	202.00	2.85	0.01	6.60	2.21	0.01	321.00
12	249.00	0.04	325.00	2.86	0.01	6.60	2.21	0.01	586.00

DETAILED REPORT OF RESERVATIONS FOR CONSUMPTIVE USE

Water Availability as of 1/ 8/2008 for

ROGUE R > PACIFIC OCEAN - AB GRAVE CR

Watershed ID #: 31531002

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

Reservations								
APP #	0	0	0	0	0	0	0	TOTAL
Status Use								
1	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
2	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
3	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
5	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
6	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
7	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
9	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

DETAILED REPORT OF INSTREAM REQUIREMENTS

Water Availability as of 1/ 8/2008 for

ROGUE R > PACIFIC OCEAN - AB GRAVE CR

Watershed ID #: 31531002

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

ISWRs								
APP #	SY 91503	0	0	0	0	0	0	MAXIMUM
Status	SWW							
1	3500.00	0.00	0.00	0.00	0.00	0.00	0.00	3500.00
2	3500.00	0.00	0.00	0.00	0.00	0.00	0.00	3500.00
3	3500.00	0.00	0.00	0.00	0.00	0.00	0.00	3500.00
4	3500.00	0.00	0.00	0.00	0.00	0.00	0.00	3500.00
5	3000.00	0.00	0.00	0.00	0.00	0.00	0.00	3000.00
6	2700.00	0.00	0.00	0.00	0.00	0.00	0.00	2700.00
7	2000.00	0.00	0.00	0.00	0.00	0.00	0.00	2000.00
8	2400.00	0.00	0.00	0.00	0.00	0.00	0.00	2400.00
9	2400.00	0.00	0.00	0.00	0.00	0.00	0.00	2400.00
10	1600.00	0.00	0.00	0.00	0.00	0.00	0.00	1600.00
11	3500.00	0.00	0.00	0.00	0.00	0.00	0.00	3500.00
12	3500.00	0.00	0.00	0.00	0.00	0.00	0.00	3500.00

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION

Water Availability as of 1/ 8/2008 for
 ROGUE R > PACIFIC OCEAN - AB APPLGATE R

Watershed ID #: 31530801

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

Month	Natural Stream Flow	Consumptiv Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Require- ments	Net Water Available
1	2590.00	1130.00	1460.00	0.00	0.00	1460.00
2	3220.00	2040.00	1180.00	0.00	0.00	1180.00
3	3220.00	1810.00	1410.00	0.00	0.00	1410.00
4	3150.00	1070.00	2080.00	0.00	0.00	2080.00
5	2920.00	409.00	2510.00	0.00	0.00	2510.00
6	1810.00	566.00	1240.00	0.00	0.00	1240.00
7	1350.00	603.00	747.00	0.00	0.00	747.00
8	1170.00	557.00	613.00	0.00	0.00	613.00
9	1140.00	487.00	653.00	0.00	0.00	653.00
10	1170.00	259.00	910.00	0.00	0.00	910.00
11	1460.00	350.00	1110.00	0.00	0.00	1110.00
12	2080.00	568.00	1510.00	0.00	0.00	1510.00
Stor-50%	2140000	589000	1550000	0	0	1550000

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGES

Water Availability as of 1/ 8/2008 for
 ROGUE R > PACIFIC OCEAN - AB APPLGATE R

Watershed ID #: 31530801

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

Mo	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total
1	772.00	0.00	346.00	2.00	0.01	3.90	1.67	0.01	1130.00
2	1620.00	0.00	416.00	2.00	0.01	3.90	1.67	0.01	2040.00
3	1350.00	0.00	450.00	2.00	0.01	3.90	1.67	0.01	1810.00
4	583.00	70.50	404.00	2.00	0.01	3.90	1.67	0.01	1070.00
5	2.30	113.00	286.00	1.90	0.01	3.89	1.68	0.01	409.00
6	0.00	160.00	398.00	1.90	0.01	3.89	1.67	0.01	565.00
7	0.00	215.00	380.00	1.90	0.01	3.89	1.67	0.01	602.00
8	0.00	177.00	372.00	1.90	0.01	3.89	1.67	0.01	556.00
9	0.00	115.00	364.00	1.90	0.01	3.89	1.67	0.01	486.00
10	8.73	36.30	207.00	1.90	0.01	3.89	1.67	0.01	260.00
11	140.00	0.00	202.00	1.90	0.01	3.89	1.67	0.01	349.00
12	235.00	0.00	325.00	1.90	0.01	3.89	1.67	0.01	567.00

DETAILED REPORT OF RESERVATIONS FOR CONSUMPTIVE USE

Water Availability as of 1/ 8/2008 for
 ROGUE R > PACIFIC OCEAN - AB APPLGATE R

Watershed ID #: 31530801

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

-----Reservations-----								
APP #	0	0	0	0	0	0	0	TOTAL
Status								
Use								
1	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
2	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
3	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
5	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
6	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
7	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
9	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

DETAILED REPORT OF INSTREAM REQUIREMENTS

Water Availability as of 1/ 8/2008 for
 ROGUE R > PACIFIC OCEAN - AB APPLGATE R

Watershed ID #: 31530801

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

-----ISWRs-----								
APP #	0	0	0	0	0	0	0	MAXIMUM
Status								
1	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
2	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
3	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
5	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
6	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
7	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
9	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION

Water Availability as of 1/ 8/2008 for

ROGUE R > PACIFIC OCEAN - AB FALL CR

Watershed ID #:

268

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

Month	Natural Stream Flow	Consumptiv Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Require- ment's	Net Water Available
1	2540.00	1110.00	1430.00	0.00	1200.00	228.00
2	3150.00	2030.00	1130.00	0.00	1200.00	-74.90
3	3160.00	1800.00	1360.00	0.00	1200.00	160.00
4	3110.00	1050.00	2060.00	0.00	1200.00	859.00
5	2900.00	394.00	2510.00	0.00	1200.00	1310.00
6	1810.00	510.00	1300.00	0.00	1200.00	99.90
7	1350.00	546.00	804.00	0.00	1200.00	-396.00
8	1170.00	500.00	669.00	0.00	1200.00	-531.00
9	1130.00	432.00	698.00	0.00	1200.00	-502.00
10	1170.00	246.00	924.00	0.00	1200.00	-276.00
11	1460.00	339.00	1120.00	0.00	1200.00	-78.50
12	2050.00	555.00	1500.00	0.00	1200.00	295.00
Stor-50%	2110000	569000	1540000	0	869000	731000

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGES

Water Availability as of 1/ 8/2008 for

ROGUE R > PACIFIC OCEAN - AB FALL CR

Watershed ID #:

268

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

Mo	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total
1	771.00	0.00	334.00	1.65	0.01	3.81	1.53	0.01	1110.00
2	1610.00	0.00	404.00	1.65	0.01	3.81	1.53	0.01	2020.00
3	1350.00	0.00	438.00	1.65	0.01	3.81	1.53	0.01	1800.00
4	583.00	69.00	392.00	1.65	0.01	3.81	1.53	0.01	1050.00
5	2.21	111.00	274.00	1.55	0.01	3.81	1.54	0.01	394.00
6	0.00	157.00	346.00	1.55	0.01	3.81	1.53	0.01	510.00
7	0.00	211.00	328.00	1.55	0.01	3.81	1.53	0.01	546.00
8	0.00	173.00	320.00	1.55	0.01	3.81	1.53	0.01	500.00
9	0.00	113.00	312.00	1.55	0.01	3.81	1.53	0.01	432.00
10	8.73	35.50	195.00	1.55	0.01	3.81	1.53	0.01	246.00
11	142.00	0.00	190.00	1.55	0.01	3.81	1.53	0.01	339.00
12	235.00	0.00	313.00	1.55	0.01	3.81	1.53	0.01	555.00

DETAILED REPORT OF RESERVATIONS FOR CONSUMPTIVE USE

Water Availability as of 1/ 8/2008 for

ROGUE R > PACIFIC OCEAN - AB FALL CR

Watershed ID #: 268

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

-----Reservations-----								
APP #	0	0	0	0	0	0	0	TOTAL
Status								
Use								
1	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
2	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
3	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
5	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
6	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
7	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
9	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

DETAILED REPORT OF INSTREAM REQUIREMENTS

Water Availability as of 1/ 8/2008 for

ROGUE R > PACIFIC OCEAN - AB FALL CR

Watershed ID #: 268

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

-----ISWRs-----								
APP #	MF 267	MF 268	0	0	0	0	0	MAXIMUM
Status	Cert.	Cert.						
1	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	1200.00
2	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	1200.00
3	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	1200.00
4	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	1200.00
5	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	1200.00
6	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	1200.00
7	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	1200.00
8	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	1200.00
9	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	1200.00
10	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	1200.00
11	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	1200.00
12	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	1200.00

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION

Water Availability as of 1/ 8/2008 for

ROGUE R > PACIFIC OCEAN - AB CURRY G AT GAGE 14359000

Watershed ID #: 270

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

Month	Natural Stream Flow	Consumptiv Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Require- ments	Net Water Available
1	2180.00	1210.00	966.00	0.00	1200.00	-234.00
2	2710.00	2130.00	582.00	0.00	1200.00	-618.00
3	2750.00	1910.00	849.00	0.00	1200.00	-351.00
4	2810.00	1120.00	1690.00	0.00	1200.00	491.00
5	2750.00	453.00	2300.00	0.00	1200.00	1100.00
6	1760.00	508.00	1250.00	0.00	1200.00	52.30
7	1330.00	532.00	798.00	0.00	1200.00	-402.00
8	1160.00	495.00	665.00	0.00	1200.00	-535.00
9	1130.00	439.00	691.00	0.00	1200.00	-509.00
10	1160.00	312.00	848.00	0.00	1200.00	-352.00
11	1370.00	429.00	940.00	0.00	1200.00	-260.00
12	1810.00	647.00	1160.00	0.00	1200.00	-37.10
Stor-50%	1900000	610000	1290000	0	869000	487000

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGES

Water Availability as of 1/ 8/2008 for

ROGUE R > PACIFIC OCEAN - AB CURRY G AT GAGE 14359000

Watershed ID #: 270

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

Mo	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total
1	791.00	0.00	418.00	1.51	0.00	2.33	1.38	0.01	1210.00
2	1640.00	0.00	488.00	1.51	0.00	2.33	1.38	0.01	2130.00
3	1370.00	0.00	522.00	1.51	0.00	2.33	1.38	0.01	1900.00
4	583.00	54.30	476.00	1.51	0.00	2.33	1.38	0.01	1120.00
5	2.18	87.40	358.00	1.41	0.00	2.33	1.39	0.01	453.00
6	0.00	123.00	379.00	1.41	0.00	2.33	1.38	0.01	507.00
7	0.00	166.00	361.00	1.41	0.00	2.33	1.38	0.01	532.00
8	0.00	137.00	353.00	1.41	0.00	2.32	1.38	0.01	495.00
9	0.00	88.90	345.00	1.41	0.00	2.32	1.38	0.01	439.00
10	0.01	28.00	279.00	1.41	0.00	2.32	1.38	0.01	312.00
11	150.00	0.00	274.00	1.41	0.00	2.32	1.38	0.01	429.00
12	245.00	0.00	397.00	1.41	0.00	2.33	1.38	0.01	647.00

DETAILED REPORT OF RESERVATIONS FOR CONSUMPTIVE USE

Water Availability as of 1/ 8/2008 for

ROGUE R > PACIFIC OCEAN - AB CURRY G AT GAGE 14359000

Watershed ID #: 270

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

-----Reservations-----								
APP #	0	0	0	0	0	0	0	TOTAL
Status								
Use								
1	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
2	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
3	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
5	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
6	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
7	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
9	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

DETAILED REPORT OF INSTREAM REQUIREMENTS

Water Availability as of 1/ 8/2008 for

ROGUE R > PACIFIC OCEAN - AB CURRY G AT GAGE 14359000

Watershed ID #: 270

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

-----ISWRs-----										
APP #	MF	269	MF	270	0	0	0	0	0	MAXIMUM
Status	Cert.		Cert.							
1	1000.00		1200.00		0.00	0.00	0.00	0.00	0.00	1200.00
2	1000.00		1200.00		0.00	0.00	0.00	0.00	0.00	1200.00
3	1000.00		1200.00		0.00	0.00	0.00	0.00	0.00	1200.00
4	1000.00		1200.00		0.00	0.00	0.00	0.00	0.00	1200.00
5	1000.00		1200.00		0.00	0.00	0.00	0.00	0.00	1200.00
6	1000.00		1200.00		0.00	0.00	0.00	0.00	0.00	1200.00
7	1000.00		1200.00		0.00	0.00	0.00	0.00	0.00	1200.00
8	1000.00		1200.00		0.00	0.00	0.00	0.00	0.00	1200.00
9	1000.00		1200.00		0.00	0.00	0.00	0.00	0.00	1200.00
10	1000.00		1200.00		0.00	0.00	0.00	0.00	0.00	1200.00
11	1000.00		1200.00		0.00	0.00	0.00	0.00	0.00	1200.00
12	1000.00		1200.00		0.00	0.00	0.00	0.00	0.00	1200.00

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION

Water Availability as of 1/ 8/2008 for

ROGUE R > PACIFIC OCEAN - AB HOG CR

Watershed ID #: 31530708

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

Month	Natural Stream Flow	Consumptiv Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Require- ments	Net Water Available
1	1860.00	928.00	932.00	0.00	0.00	932.00
2	2260.00	1810.00	451.00	0.00	0.00	451.00
3	2300.00	1620.00	689.00	0.00	0.00	689.00
4	2420.00	1060.00	1360.00	0.00	0.00	1360.00
5	2500.00	384.00	2120.00	0.00	0.00	2120.00
6	1670.00	391.00	1280.00	0.00	0.00	1280.00
7	1250.00	379.00	871.00	0.00	0.00	871.00
8	1080.00	366.00	715.00	0.00	0.00	715.00
9	1020.00	345.00	676.00	0.00	0.00	676.00
10	1080.00	242.00	838.00	0.00	0.00	838.00
11	1210.00	281.00	929.00	0.00	0.00	929.00
12	1620.00	420.00	1200.00	0.00	0.00	1200.00
Stor-50%	1640000	491000	1150000	0	0	1150000

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGES

Water Availability as of 1/ 8/2008 for

ROGUE R > PACIFIC OCEAN - AB HOG CR

Watershed ID #: 31530708

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

Mo	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total
1	511.00	73.00	341.00	0.43	0.00	1.70	0.43	0.00	928.00
2	1320.00	71.20	411.00	0.43	0.00	1.70	0.43	0.00	1800.00
3	1100.00	64.90	445.00	0.43	0.00	1.70	0.43	0.00	1610.00
4	579.00	78.50	399.00	0.43	0.00	1.70	0.43	0.00	1060.00
5	0.48	100.00	281.00	0.33	0.00	1.70	0.43	0.00	384.00
6	0.00	110.00	279.00	0.33	0.00	1.70	0.43	0.00	391.00
7	0.00	116.00	261.00	0.33	0.00	1.70	0.43	0.00	379.00
8	0.00	110.00	253.00	0.33	0.00	1.69	0.43	0.00	365.00
9	0.00	97.30	245.00	0.33	0.00	1.69	0.43	0.00	345.00
10	0.00	37.30	202.00	0.33	0.00	1.69	0.43	0.00	242.00
11	12.10	69.50	197.00	0.33	0.00	1.69	0.43	0.00	281.00
12	19.00	78.70	320.00	0.33	0.00	1.70	0.43	0.00	420.00

DETAILED REPORT OF RESERVATIONS FOR CONSUMPTIVE USE

Water Availability as of 1/ 8/2008 for

ROGUE R > PACIFIC OCEAN - AB HOG CR

Watershed ID #: 31530708

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

-----Reservations-----								
APP #	0	0	0	0	0	0	0	TOTAL
Status								
Use								
1	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
2	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
3	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
5	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
6	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
7	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
9	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

DETAILED REPORT OF INSTREAM REQUIREMENTS

Water Availability as of 1/ 8/2008 for

ROGUE R > PACIFIC OCEAN - AB HOG CR

Watershed ID #: 31530708

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

-----ISWRs-----								
APP #	0	0	0	0	0	0	0	MAXIMUM
Status								
1	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
2	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
3	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
5	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
6	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
7	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
9	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION

Water Availability as of 1/ 8/2008 for

ROGUE R > PACIFIC OCEAN - AB ELK CR

Watershed ID #: 31530709

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

Month	Natural Stream Flow	Consumptiv Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Require- ments	Net Water Available
1	1550.00	831.00	719.00	0.00	0.00	719.00
2	1890.00	1710.00	177.00	0.00	0.00	177.00
3	1980.00	1530.00	457.00	0.00	0.00	457.00
4	2140.00	988.00	1150.00	0.00	0.00	1150.00
5	2120.00	303.00	1820.00	0.00	0.00	1820.00
6	1510.00	312.00	1200.00	0.00	0.00	1200.00
7	1190.00	308.00	882.00	0.00	0.00	882.00
8	1050.00	291.00	759.00	0.00	0.00	759.00
9	991.00	270.00	722.00	0.00	0.00	722.00
10	1020.00	206.00	814.00	0.00	0.00	814.00
11	1110.00	199.00	911.00	0.00	0.00	911.00
12	1290.00	322.00	968.00	0.00	0.00	968.00
Stor-50%	1420000	434000	990000	0	0	990000

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGES

Water Availability as of 1/ 8/2008 for

ROGUE R > PACIFIC OCEAN - AB ELK CR

Watershed ID #: 31530709

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

Mo	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total
1	488.00	0.00	341.00	0.38	0.00	1.38	0.34	0.00	831.00
2	1300.00	0.00	411.00	0.38	0.00	1.38	0.34	0.00	1710.00
3	1080.00	0.00	445.00	0.38	0.00	1.38	0.34	0.00	1530.00
4	579.00	8.48	399.00	0.38	0.00	1.38	0.34	0.00	989.00
5	0.05	19.50	281.00	0.29	0.00	1.38	0.34	0.00	303.00
6	0.00	31.40	279.00	0.29	0.00	1.38	0.34	0.00	312.00
7	0.00	45.00	261.00	0.29	0.00	1.38	0.34	0.00	308.00
8	0.00	36.40	253.00	0.29	0.00	1.37	0.34	0.00	291.00
9	0.00	22.60	245.00	0.29	0.00	1.37	0.34	0.00	270.00
10	0.00	1.97	202.00	0.29	0.00	1.37	0.34	0.00	206.00
11	0.08	0.00	197.00	0.29	0.00	1.37	0.34	0.00	199.00
12	0.16	0.00	320.00	0.29	0.00	1.38	0.34	0.00	322.00

DETAILED REPORT OF RESERVATIONS FOR CONSUMPTIVE USE

Water Availability as of 1/ 8/2008 for

ROGUE R > PACIFIC OCEAN - AB ELK CR

Watershed ID #: 31530709

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

Reservations								
APP #	0	0	0	0	0	0	0	TOTAL
Status								
Use								
1	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
2	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
3	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
5	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
6	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
7	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
9	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

DETAILED REPORT OF INSTREAM REQUIREMENTS

Water Availability as of 1/ 8/2008 for

ROGUE R > PACIFIC OCEAN - AB ELK CR

Watershed ID #: 31530709

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

ISWRs								
APP #	0	0	0	0	0	0	0	MAXIMUM
Status								
1	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
2	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
3	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
5	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
6	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
7	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
9	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION

Water Availability as of 1/ 8/2008 for
 ROGUE R > PACIFIC OCEAN - AB RED ROCK CAN

Watershed ID #: 272 Basin: ROGUE Exceedance Level: 80
 Time: 15:42 Date: 01/08/2008

Month	Natural Stream Flow	Consumptiv Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Require- ments	Net Water Available
1	1310.00	1.74	1310.00	0.00	835.00	473.00
2	1540.00	1.76	1540.00	0.00	835.00	703.00
3	1620.00	1.76	1620.00	0.00	835.00	783.00
4	1720.00	3.37	1720.00	0.00	835.00	882.00
5	1900.00	5.57	1890.00	0.00	835.00	1060.00
6	1410.00	7.95	1400.00	0.00	835.00	567.00
7	1140.00	10.70	1130.00	0.00	835.00	294.00
8	973.00	8.95	964.00	0.00	835.00	129.00
9	918.00	6.16	912.00	0.00	835.00	76.80
10	940.00	2.03	938.00	0.00	835.00	103.00
11	1020.00	1.70	1020.00	0.00	835.00	183.00
12	1220.00	1.73	1220.00	0.00	835.00	383.00
Stor-50%	1230000	3239	1230000	0	605000	624000

mt 272

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGES

Water Availability as of 1/ 8/2008 for
 ROGUE R > PACIFIC OCEAN - AB RED ROCK CAN

Watershed ID #: 272 Basin: ROGUE Exceedance Level: 80
 Time: 15:42 Date: 01/08/2008

Mo	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total
1	0.11	0.00	0.00	0.29	0.00	1.01	0.34	0.00	1.75
2	0.13	0.00	0.00	0.29	0.00	1.01	0.34	0.00	1.77
3	0.13	0.00	0.00	0.29	0.00	1.01	0.34	0.00	1.77
4	0.04	1.70	0.00	0.29	0.00	1.01	0.34	0.00	3.38
5	0.01	3.93	0.00	0.29	0.00	1.01	0.34	0.00	5.57
6	0.00	6.31	0.00	0.29	0.00	1.01	0.34	0.00	7.95
7	0.00	9.04	0.00	0.29	0.00	1.01	0.34	0.00	10.70
8	0.00	7.32	0.00	0.29	0.00	1.01	0.34	0.00	8.96
9	0.00	4.53	0.00	0.29	0.00	1.01	0.34	0.00	6.17
10	0.00	0.40	0.00	0.29	0.00	1.01	0.34	0.00	2.03
11	0.07	0.00	0.00	0.29	0.00	1.01	0.34	0.00	1.71
12	0.09	0.00	0.00	0.29	0.00	1.01	0.34	0.00	1.73

DETAILED REPORT OF RESERVATIONS FOR CONSUMPTIVE USE

Water Availability as of 1/ 8/2008 for
 ROGUE R > PACIFIC OCEAN - AB RED ROCK CAN

Watershed ID #: 272 Basin: ROGUE Exceedance Level: 80
 Time: 15:42 Date: 01/08/2008

-----Reservations-----								
APP #	0	0	0	0	0	0	0	TOTAL
Status								
Use								
1	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
2	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
3	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
5	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
6	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
7	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
9	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

DETAILED REPORT OF INSTREAM REQUIREMENTS

Water Availability as of 1/ 8/2008 for
 ROGUE R > PACIFIC OCEAN - AB RED ROCK CAN

Watershed ID #: 272 Basin: ROGUE Exceedance Level: 80
 Time: 15:42 Date: 01/08/2008

-----ISWRs-----									
APP #	MF 271	MF 272	SY 91502	0	0	0	0	MAXIMUM	
Status	Cert.	Cert.	SWW						
1	835.00	835.00	255.00	0.00	0.00	0.00	0.00	835.00	
2	835.00	835.00	255.00	0.00	0.00	0.00	0.00	835.00	
3	835.00	835.00	255.00	0.00	0.00	0.00	0.00	835.00	
4	835.00	835.00	255.00	0.00	0.00	0.00	0.00	835.00	
5	835.00	835.00	800.00	0.00	0.00	0.00	0.00	835.00	
6	835.00	835.00	800.00	0.00	0.00	0.00	0.00	835.00	
7	835.00	835.00	800.00	0.00	0.00	0.00	0.00	835.00	
8	835.00	835.00	100.00	0.00	0.00	0.00	0.00	835.00	
9	835.00	835.00	100.00	0.00	0.00	0.00	0.00	835.00	
10	835.00	835.00	255.00	0.00	0.00	0.00	0.00	835.00	
11	835.00	835.00	255.00	0.00	0.00	0.00	0.00	835.00	
12	835.00	835.00	255.00	0.00	0.00	0.00	0.00	835.00	

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION

Water Availability as of 1/ 8/2008 for

MILL CR > ROGUE R - AT MOUTH

Watershed ID #: 73379

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

Month	Natural Stream Flow	Consumptiv Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Require- ments	Net Water Available
1	115.00	0.81	114.00	0.00	40.00	74.20
2	137.00	0.81	136.00	0.00	68.00	68.20
3	139.00	0.81	138.00	0.00	68.00	70.20
4	135.00	1.05	134.00	0.00	68.00	66.00
5	117.00	1.35	116.00	0.00	68.00	47.60
6	88.70	1.68	87.00	0.00	40.00	47.00
7	68.30	2.05	66.20	0.00	26.00	40.20
8	49.50	1.82	47.70	0.00	26.00	21.70
9	45.20	1.43	43.80	0.00	26.00	17.80
10	49.90	0.87	49.00	0.00	26.00	23.00
11	80.40	0.81	79.60	0.00	26.00	53.60
12	108.00	0.81	107.00	0.00	40.00	67.20
Stor-50%	95600	865	94800	0	31400	63300

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGES

Water Availability as of 1/ 8/2008 for

MILL CR > ROGUE R - AT MOUTH

Watershed ID #: 73379

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

Mo	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total
1	0.00	0.00	0.00	0.16	0.00	0.65	0.00	0.00	0.81
2	0.00	0.00	0.00	0.16	0.00	0.65	0.00	0.00	0.81
3	0.00	0.00	0.00	0.16	0.00	0.65	0.00	0.00	0.81
4	0.00	0.23	0.00	0.16	0.00	0.65	0.00	0.00	1.05
5	0.00	0.54	0.00	0.16	0.00	0.65	0.00	0.00	1.35
6	0.00	0.86	0.00	0.16	0.00	0.65	0.00	0.00	1.68
7	0.00	1.24	0.00	0.16	0.00	0.65	0.00	0.00	2.05
8	0.00	1.00	0.00	0.16	0.00	0.65	0.00	0.00	1.81
9	0.00	0.62	0.00	0.16	0.00	0.65	0.00	0.00	1.43
10	0.00	0.05	0.00	0.16	0.00	0.65	0.00	0.00	0.87
11	0.00	0.00	0.00	0.16	0.00	0.65	0.00	0.00	0.81
12	0.00	0.00	0.00	0.16	0.00	0.65	0.00	0.00	0.81

DETAILED REPORT OF RESERVATIONS FOR CONSUMPTIVE USE

Water Availability as of 1/ 8/2008 for

MILL CR > ROGUE R - AT MOUTH

Watershed ID #: 73379

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

-----Reservations-----								
APP #	0	0	0	0	0	0	0	TOTAL
Status								
Use								
1	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
2	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
3	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
5	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
6	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
7	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
9	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

DETAILED REPORT OF INSTREAM REQUIREMENTS

Water Availability as of 1/ 8/2008 for

MILL CR > ROGUE R - AT MOUTH

Watershed ID #: 73379

Basin: ROGUE

Exceedance Level: 80

Time: 15:42

Date: 01/08/2008

-----ISWRs-----								
APP #	IS 73379	0	0	0	0	0	0	MAXIMUM
Status	Cert.							
1	40.00	0.00	0.00	0.00	0.00	0.00	0.00	40.00
2	68.00	0.00	0.00	0.00	0.00	0.00	0.00	68.00
3	68.00	0.00	0.00	0.00	0.00	0.00	0.00	68.00
4	68.00	0.00	0.00	0.00	0.00	0.00	0.00	68.00
5	68.00	0.00	0.00	0.00	0.00	0.00	0.00	68.00
6	40.00	0.00	0.00	0.00	0.00	0.00	0.00	40.00
7	26.00	0.00	0.00	0.00	0.00	0.00	0.00	26.00
8	26.00	0.00	0.00	0.00	0.00	0.00	0.00	26.00
9	26.00	0.00	0.00	0.00	0.00	0.00	0.00	26.00
10	26.00	0.00	0.00	0.00	0.00	0.00	0.00	26.00
11	26.00	0.00	0.00	0.00	0.00	0.00	0.00	26.00
12	40.00	0.00	0.00	0.00	0.00	0.00	0.00	40.00

WATER AVAILABILITY TABLE
Water Availability as of 1/9/2008 for
MILL CR > ROGUE R - AT MOUTH

Watershed ID #: 73379 Basin: ROGUE Exceedance Level: 80
Time: 11:33 Date: 01/09/2008

Item #	Watershed ID #	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Sto
1	266	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES
2	31531008	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES
3	31531001	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES
4	31531002	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES
5	31530801	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES
6	268	YES	NO	YES	YES	YES	YES	NO	NO	NO	NO	NO	YES	YES
7	270	NO	NO	NO	YES	YES	YES	NO	NO	NO	NO	NO	YES	YES
8	31530709	NO	NO	NO	YES	YES	YES	NO	NO	NO	NO	NO	YES	YES
9	31530709	NO	NO	NO	YES	YES	YES	NO	NO	NO	NO	NO	YES	YES
10	272	NO	NO	NO	YES	YES	YES	NO	NO	NO	NO	NO	YES	YES
11	73379	NO	NO	NO	YES	YES	YES	NO	NO	NO	NO	NO	YES	YES

What if Scenario
(subtracting out the SWW firms)

due to MF requirements

WATER AVAILABILITY TABLE
Water Availability as of 1/9/2008 for
MILL CR > ROGUE R - AT MOUTH

Watershed ID #: 73379 Basin: ROGUE Exceedance Level: 80
Time: 11:33 Date: 01/09/2008

Item #	Watershed ID #	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Sto
1	266	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES
2	31531008	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES
3	31531001	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES
4	31531002	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES
5	31530801	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES
6	268	YES	NO	YES	YES	YES	YES	NO	NO	NO	NO	NO	YES	YES
7	270	NO	NO	NO	YES	YES	YES	NO	NO	NO	NO	NO	YES	YES
8	31530708	NO	NO	NO	YES	YES	YES	NO	NO	NO	NO	NO	YES	YES
9	31530709	NO	NO	NO	YES	YES	YES	NO	NO	NO	NO	NO	YES	YES
10	272	NO	NO	NO	YES	YES	YES	NO	NO	NO	NO	NO	YES	YES
11	73379	NO	NO	NO	YES	YES	YES	NO	NO	NO	NO	NO	YES	YES

STREAM NAMES
Water Availability as of 1/9/2008 for
MILL CR > ROGUE R - AT MOUTH

Watershed ID #: 73379 Basin: ROGUE Exceedance Level: 80

Item	Watershed ID	Stream Name
1	266	ROGUE R > PACIFIC OCEAN - AT MOUTH
2	31531008	ROGUE R > PACIFIC OCEAN - AB SHASTA COSTA CR
3	31531001	ROGUE R > PACIFIC OCEAN - AB MEADOW CR
4	31531002	ROGUE R > PACIFIC OCEAN - AB GRAVE CR
5	31530801	ROGUE R > PACIFIC OCEAN - AB APPLEGATE R
6	268	ROGUE R > PACIFIC OCEAN - AB FALL CR
7	270	ROGUE R > PACIFIC OCEAN - AB CURRY G AT GAGE 14359000
8	31530708	ROGUE R > PACIFIC OCEAN - AB HOO CR
9	31530709	ROGUE R > PACIFIC OCEAN - AB ELK CR
10	272	ROGUE R > PACIFIC OCEAN - AB RED ROCK CAN
11	73379	MILL CR > ROGUE R - AT MOUTH

LIMITING WATERSHEDS
Water Availability as of 1/9/2008 for
MILL CR > ROGUE R - AT MOUTH

Watershed ID #: 73379 Basin: ROGUE Exceedance Level: 80
Time: 11:34 Date: 01/09/2008

Month	Limiting Watershed	Stream Name	Water Net Water Avail? Available
1	270	ROGUE R > PACIFIC OCEAN - AB CURRY G AT GAGE 143	NO -224.0
2	270	ROGUE R > PACIFIC OCEAN - AB CURRY G AT GAGE 143	NO -618.0
3	270	ROGUE R > PACIFIC OCEAN - AB CURRY G AT GAGE 143	NO -350.0
4	73379	MILL CR > ROGUE R - AT MOUTH	YES 66.0
5	73379	MILL CR > ROGUE R - AT MOUTH	YES 47.5
6	73379	MILL CR > ROGUE R - AT MOUTH	YES 47.0
7	270	ROGUE R > PACIFIC OCEAN - AB CURRY G AT GAGE 143	NO -402.0
8	270	ROGUE R > PACIFIC OCEAN - AB CURRY G AT GAGE 143	NO -535.0
9	270	ROGUE R > PACIFIC OCEAN - AB CURRY G AT GAGE 143	NO -509.0
10	270	ROGUE R > PACIFIC OCEAN - AB CURRY G AT GAGE 143	NO -352.0
11	270	ROGUE R > PACIFIC OCEAN - AB CURRY G AT GAGE 143	NO -260.0
12	270	ROGUE R > PACIFIC OCEAN - AB CURRY G AT GAGE 143	NO -36.5
Stor	73379	MILL CR > ROGUE R - AT MOUTH	YES 52900.0

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION
Water Availability as of 1/9/2008 for
ROGUE R > PACIFIC OCEAN - AT MOUTH

Watershed ID #: 266 Basin: ROGUE Exceedance Level: 80
Time: 11:34 Date: 01/09/2008

Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Requirements	Net Water Available
1	6870.00	1130.00	5740.00	0.00	935.00	4805.00
2	10300.00	2520.00	7780.00	0.00	935.00	6845.00
3	9300.00	2280.00	7020.00	0.00	935.00	6085.00
4	7670.00	1550.00	6120.00	0.00	935.00	5185.00
5	6040.00	470.00	5570.00	0.00	935.00	4635.00
6	3420.00	650.00	2770.00	0.00	935.00	1835.00
7	2060.00	715.00	1345.00	0.00	935.00	410.00
8	1650.00	650.00	999.00	0.00	935.00	62.00
9	1580.00	587.00	993.00	0.00	935.00	58.20
10	1920.00	294.00	1626.00	0.00	935.00	691.00
11	3740.00	340.00	3400.00	0.00	935.00	1470.00
12	5750.00	606.00	5144.00	0.00	935.00	4209.00
Stor=50%	5700000	704000	5000000	0	677000	4320000

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGE
Water Availability as of 1/9/2008 for
ROGUE R > PACIFIC OCEAN - AT MOUTH

Watershed ID #: 266 Basin: ROGUE Exceedance Level: 80
Time: 11:34 Date: 01/09/2008

Mo	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total
1	758.00	0.04	357.00	3.69	0.02	8.20	2.28	0.01	1130.00
2	1080.00	0.05	427.00	3.69	0.02	8.20	2.28	0.01	2520.00
3	1800.00	0.07	461.00	3.69	0.03	8.20	2.28	0.01	2280.00
4	1020.00	101.00	415.00	3.69	0.03	8.20	2.28	0.01	1550.00
5	374.00	143.00	297.00	3.69	0.03	8.20	2.28	0.01	470.00
6	0.23	210.00	411.00	3.59	0.03	8.19	2.28	0.02	650.00
7	0.01	308.00	393.00	3.59	0.03	8.18	2.28	0.02	715.00
8	0.00	254.00	385.00	3.59	0.03	8.18	2.28	0.02	650.00
9	0.00	146.00	377.00	3.59	0.03	8.18	2.28	0.02	557.00
10	8.75	52.10	218.00	3.59	0.03	8.19	2.28	0.02	293.00
11	112.00	0.09	213.00	3.59	0.03	8.19	2.28	0.02	339.00
12	255.00	0.04	336.00	3.60	0.03	8.19	2.28	0.01	605.00

DETAILED REPORT OF RESERVATIONS FOR CONSUMPTIVE USE
Water Availability as of 1/9/2008 for
ROGUE R > PACIFIC OCEAN - AT MOUTH

Watershed ID #: 266 Basin: ROGUE Exceedance Level: 80

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION

Water Availability as of 1/9/2008 for
ROQUE R - PACIFIC OCEAN - AS MEADOW CRWatershed ID #: 31531001 Basin: ROQUE Exceedance Level: 80
Time: 11:34 Date: 01/09/2008

Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Require- ments	Net Water Available
1	3550.00	1110.00	2440.00	0.00	0.00	2440.00
2	5220.00	2510.00	2710.00	0.00	0.00	2710.00
3	4820.00	2270.00	2550.00	0.00	0.00	2550.00
4	4180.00	1530.00	2650.00	0.00	0.00	2650.00
5	3610.00	456.00	3170.00	0.00	0.00	3170.00
6	2160.00	630.00	1530.00	0.00	0.00	1530.00
7	1400.00	688.00	712.00	0.00	0.00	712.00
8	2320.00	628.00	1692.00	0.00	0.00	1692.00
9	1190.00	535.00	655.00	0.00	0.00	655.00
10	1320.00	278.00	1042.00	0.00	0.00	1042.00
11	1660.00	322.00	1338.00	0.00	0.00	1338.00
12	2900.00	587.00	2313.00	0.00	0.00	2313.00
Stor-50k	2950000	690000	2260000	0	0	2260000

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGE

Water Availability as of 1/9/2008 for
ROQUE R - PACIFIC OCEAN - AS MEADOW CRWatershed ID #: 31531001 Basin: ROQUE Exceedance Level: 80
Time: 11:34 Date: 01/09/2008

Mo	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total
1	751.00	0.04	346.00	3.21	0.01	6.88	2.22	0.01	1110.00
2	2090.00	0.05	416.00	3.21	0.01	6.88	2.22	0.01	2520.00
3	1800.00	0.04	450.00	3.21	0.01	6.88	2.22	0.01	2260.00
4	1020.00	96.00	404.00	3.21	0.01	6.88	2.22	0.01	1530.00
5	3.23	155.00	386.00	3.11	0.01	6.87	2.23	0.01	456.00
6	0.06	219.00	398.00	3.10	0.01	6.87	2.22	0.02	629.00
7	0.01	295.00	380.00	3.10	0.01	6.87	2.22	0.02	687.00
8	0.00	243.00	372.00	3.10	0.01	6.87	2.22	0.02	627.00
9	0.00	158.00	364.00	3.10	0.01	6.87	2.22	0.02	534.00
10	8.74	49.80	207.00	3.10	0.01	6.87	2.22	0.02	278.00
11	108.00	0.00	202.00	3.10	0.01	6.87	2.22	0.02	322.00
12	250.00	0.04	325.00	3.11	0.01	6.87	2.22	0.01	587.00

DETAILED REPORT OF RESERVATIONS FOR CONSUMPTIVE USE

Water Availability as of 1/9/2008 for
ROQUE R - PACIFIC OCEAN - AS MEADOW CRWatershed ID #: 31531001 Basin: ROQUE Exceedance Level: 80
Time: 11:34 Date: 01/09/2008

APP #	0	0	0	0	0	0	0	0	TOTAL
1	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
2	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
3	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
5	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
6	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
7	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
9	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

DETAILED REPORT OF INSTREAM REQUIREMENTS

Water Availability as of 1/9/2008 for
ROQUE R - PACIFIC OCEAN - AS MEADOW CRWatershed ID #: 31531001 Basin: ROQUE Exceedance Level: 80
Time: 11:34 Date: 01/09/2008

APP #	0	0	0	0	0	0	0	0	MAXIMUM
1	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
2	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
3	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
5	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
6	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
7	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
9	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION

Water Availability as of 1/9/2008 for
ROQUE R - PACIFIC OCEAN - AS GRAVE CRWatershed ID #: 31531002 Basin: ROQUE Exceedance Level: 80
Time: 11:34 Date: 01/09/2008

Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Require- ments	Net Water Available
1	3210.00	1110.00	2100.00	0.00	0.00	2100.00
2	4740.00	2510.00	2230.00	0.00	0.00	2230.00
3	4390.00	2270.00	2120.00	0.00	0.00	2120.00
4	3830.00	1520.00	2310.00	0.00	0.00	2310.00
5	3370.00	445.00	2920.00	0.00	0.00	2920.00
6	2010.00	614.00	1400.00	0.00	0.00	1400.00
7	1120.00	666.00	454.00	0.00	0.00	454.00
8	1160.00	610.00	550.00	0.00	0.00	550.00
9	1130.00	523.00	607.00	0.00	0.00	607.00
10	1240.00	274.00	966.00	0.00	0.00	966.00
11	1420.00	321.00	1100.00	0.00	0.00	1100.00
12	2620.00	585.00	2035.00	0.00	0.00	2035.00
Stor-50k	2700000	684000	2016000	0	0	2016000

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGE

Water Availability as of 1/9/2008 for
ROQUE R - PACIFIC OCEAN - AS GRAVE CRWatershed ID #: 31531002 Basin: ROQUE Exceedance Level: 80
Time: 11:34 Date: 01/09/2008

Mo	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total
1	750.00	0.04	346.00	2.96	0.01	6.60	2.21	0.01	1110.00
2	2090.00	0.05	416.00	2.96	0.01	6.60	2.21	0.01	2520.00
3	1800.00	0.04	450.00	2.96	0.01	6.60	2.21	0.01	2260.00
4	1020.00	89.60	404.00	2.96	0.01	6.60	2.21	0.01	1530.00
5	3.22	144.00	386.00	2.86	0.01	6.60	2.21	0.01	445.00
6	0.06	204.00	398.00	2.85	0.01	6.60	2.21	0.01	614.00
7	0.01	274.00	380.00	2.85	0.01	6.59	2.21	0.01	466.00
8	0.00	225.00	372.00	2.85	0.01	6.59	2.21	0.01	609.00
9	0.00	147.00	364.00	2.85	0.01	6.59	2.21	0.01	523.00
10	8.74	46.30	207.00	2.85	0.01	6.60	2.21	0.01	274.00
11	107.00	0.00	202.00	2.85	0.01	6.60	2.21	0.01	321.00
12	248.00	0.04	325.00	2.86	0.01	6.60	2.21	0.01	585.00

DETAILED REPORT OF RESERVATIONS FOR CONSUMPTIVE USE

Water Availability as of 1/ 9/2000 for
BOQUE B - PACIFIC OCEAN - AB GRAVE CE

Watershed ID #: 31531002 Basin: SOQUE Exceedance Level: 80
Time: 11:34 Date: 01/09/2008

[illegible]

DETAILED REPORT OF INSTREAM REQUIREMENTS

Water Availability as of 1/9/2008 for

Watershed ID #: 31631402 Basin: ROGUE Exceedance Level: 80

[illegible]

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION

Water Availability as of 1/ 9/2004 for

ROQUE E - PACIFIC OCEAN - AD APPLICATE

Watershed ID #: 11030801 Basin: ROQUE Exceedance Level: 80
Time: 11:34 Date: 01/09/2008

Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Requirements	Net Water Available
1	2595.00	2125.00	1460.00	0.00	0.00	2440.00
2	3220.00	2040.00	1180.00	0.00	0.00	1180.00
3	3220.00	1810.00	1410.00	0.00	0.00	1410.00
4	3150.00	1070.00	2080.00	0.00	0.00	2080.00
5	2920.00	410.00	2510.00	0.00	0.00	2510.00
6	1810.00	567.00	1240.00	0.00	0.00	1240.00
7	3350.00	603.00	747.00	0.00	0.00	747.00
8	1170.00	613.00	613.00	0.00	0.00	413.00
9	1140.00	487.00	653.00	0.00	0.00	653.00
10	1170.00	359.00	910.00	0.00	0.00	910.00
11	1460.00	350.00	1110.00	0.00	0.00	1110.00
12	2080.00	560.00	1510.00	0.00	0.00	1510.00
Start-End	2140000	589000	1560000	0	0	1550000

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGES

Water Availability as of 1/ 9/2009 for

ROGUE R - PACIFIC OCEAN - AB APPLEDATE

Watershed ID #: 31530401 Basin: ROGUE Exceedance Level: 80
Time: 11:34 Date: 01/09/2008

No	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total
1	772.00	0.00	346.00	2.00	0.01	3.90	1.67	0.01	1120.00
2	1610.00	0.00	416.00	2.00	0.01	3.90	1.67	0.01	2030.00
3	1395.00	0.00	354.00	2.00	0.01	3.90	1.67	0.01	1750.00
4	1444.00	78.50	404.00	0.00	0.01	3.90	1.67	0.01	1970.00
5	2.44	113.00	286.00	1.90	0.01	3.89	1.68	0.01	409.00
6	0.05	160.00	398.00	1.90	0.01	3.89	1.67	0.01	566.00
7	0.00	215.00	340.00	1.90	0.01	3.89	1.67	0.01	602.00
8	0.00	177.00	372.00	1.90	0.01	3.89	1.67	0.01	556.00
9	0.00	115.00	364.00	1.90	0.01	3.89	1.67	0.01	486.00
10	8.73	36.20	207.00	1.90	0.01	3.89	1.67	0.01	260.00
11	140.00	0.00	202.00	1.90	0.01	3.89	1.67	0.01	349.00
12	235.00	0.00	325.00	1.90	0.01	3.89	1.67	0.01	567.00

DETAILED REPORT OF RESERVATIONS FOR CONSUMPTIVE USE

Water Availability as of 1/9/2008 for

ROQUE R > PACIFIC OCEAN - AB AFFLEGATE

Watershed ID #: 31530801 Basin: ROQUE Exceedance Level: 40
Time: 11:34 Date: 01/09/2006

[illegible]

DETAILED REPORT OF INSTREAM REQUIREMENTS

Water Availability as of 1/9/2008 for

ROGUE R. - PACIFIC OCEAN - AB APFLEGATE

Watershed ID #: 31630801 Basin: ROGUE Exceedance Level: 80
Time: 11:34 Date: 01/09/2006

[illegible]

7	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
9	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

Page 11 of Details of the Water Availability Calculations Total Pages: 14

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION

Water Availability as of 1/9/2008 for
ROQUE R - PACIFIC OCEAN - AB FALL CR

Watershed ID #: 268 Basin: ROQUE Exceedance Level: 80
Time: 11/34 Date: 01/09/2008

Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Require- ments	Net Water Available
1	2549.00	1110.00	1439.00	0.00	1200.00	239.00
2	3150.00	2030.00	1120.00	0.00	1200.00	-74.00
3	3169.00	1800.00	1369.00	0.00	1200.00	169.00
4	3110.00	1500.00	1610.00	0.00	1200.00	410.00
5	2900.00	395.00	2505.00	0.00	1200.00	1305.00
6	1810.00	510.00	1300.00	0.00	1200.00	100.00
7	1750.00	546.00	1204.00	0.00	1200.00	-96.00
8	1270.00	500.00	770.00	0.00	1200.00	-430.00
9	1130.00	432.00	698.00	0.00	1200.00	-502.00
10	1170.00	246.00	924.00	0.00	1200.00	-276.00
11	1460.00	319.00	1141.00	0.00	1200.00	-59.00
12	2050.00	594.00	1456.00	0.00	1200.00	256.00
Stor-50%	2110000	569000	1540000	0	869000	721000

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGES

Water Availability as of 1/9/2008 for

ROQUE R - PACIFIC OCEAN - AB FALL CR

Watershed ID #: 268 Basin: ROQUE Exceedance Level: 80
Time: 11/34 Date: 01/09/2008

Mo	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total
1	771.00	0.00	334.00	1.65	0.01	3.81	1.53	0.01	1110.00
2	1610.00	0.00	404.00	1.65	0.01	3.81	1.53	0.01	2020.00
3	1350.00	0.00	438.00	1.65	0.01	3.81	1.53	0.01	1800.00
4	584.00	69.00	392.00	1.65	0.01	3.81	1.53	0.01	1050.00
5	2.75	111.00	274.00	1.55	0.01	3.81	1.54	0.01	395.00
6	0.00	157.00	145.00	1.55	0.01	3.81	1.53	0.01	510.00
7	0.00	211.00	328.00	1.55	0.01	3.81	1.53	0.01	546.00
8	0.00	173.00	320.00	1.55	0.01	3.81	1.53	0.01	500.00
9	0.00	113.00	312.00	1.55	0.01	3.81	1.53	0.01	432.00
10	8.73	15.50	195.00	1.55	0.01	3.81	1.53	0.01	246.00
11	142.00	0.00	190.00	1.55	0.01	3.81	1.53	0.01	339.00
12	234.00	0.00	317.00	1.55	0.01	3.81	1.53	0.01	564.00

Page 12 of Details of Reservations for Consumptive Use Total Pages: 15

DETAILED REPORT OF RESERVATIONS FOR CONSUMPTIVE USE

Water Availability as of 1/9/2008 for

ROQUE R - PACIFIC OCEAN - AB FALL CR

Watershed ID #: 268 Basin: ROQUE Exceedance Level: 80
Time: 11/34 Date: 01/09/2008

APP #	1	2	3	4	5	6	7	8	9	10	11	12	TOTAL
1	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
2	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
3	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
5	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
6	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
7	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
9	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

DETAILED REPORT OF INSTREAM REQUIREMENTS

Water Availability as of 1/9/2008 for

ROQUE R - PACIFIC OCEAN - AB FALL CR

Watershed ID #: 268 Basin: ROQUE Exceedance Level: 80
Time: 11/34 Date: 01/09/2008

APP #	MP	267	MP	268	0	0	0	0	0	MAXIMUM
1	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00
2	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00
3	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00
4	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00
5	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00
6	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00
7	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00
8	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00
9	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00
10	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00
11	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00
12	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00

Page 13 of Details of the Water Availability Calculations Total Pages: 16

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION

Water Availability as of 1/9/2008 for

ROQUE R - PACIFIC OCEAN - AB CURRY G AT GAGE 14359000

Watershed ID #: 270 Basin: ROQUE Exceedance Level: 80
Time: 11/34 Date: 01/09/2008

Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Require- ments	Net Water Available
1	2180.00	1110.00	1070.00	0.00	1200.00	-130.00
2	2710.00	2130.00	580.00	0.00	1200.00	-610.00
3	2750.00	1920.00	830.00	0.00	1200.00	-370.00
4	2810.00	1120.00	1690.00	0.00	1200.00	490.00
5	2750.00	454.00	2296.00	0.00	1200.00	1100.00
6	1760.00	508.00	1252.00	0.00	1200.00	52.00
7	1330.00	932.00	398.00	0.00	1200.00	-802.00
8	1160.00	495.00	665.00	0.00	1200.00	-535.00
9	1130.00	439.00	691.00	0.00	1200.00	-509.00
10	1160.00	312.00	848.00	0.00	1200.00	-352.00
11	1370.00	429.00	941.00	0.00	1200.00	-260.00
12	1810.00	646.00	1164.00	0.00	1200.00	-36.00
Stor-50%	1900000	610000	1290000	0	869000	487000

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGES

Water Availability as of 1/9/2008 for

ROQUE R - PACIFIC OCEAN - AB CURRY G AT GAGE 14359000

Watershed ID #: 270 Basin: ROQUE Exceedance Level: 80
Time: 11/34 Date: 01/09/2008

Mo	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total
1	790.00	0.00	418.00	1.51	0.00	2.33	1.38	0.01	1210.00
2	1630.00	0.00	488.00	1.51	0.00	2.33	1.38	0.01	2120.00

3	1370.00	0.00	522.00	1.51	0.00	2.35	1.38	0.01	1900.00
4	584.00	54.30	476.00	1.51	0.00	2.33	1.38	0.01	1120.00
5	2.72	87.40	358.00	1.41	0.00	2.33	1.39	0.01	453.00
6	0.00	123.00	379.00	1.41	0.00	2.33	1.38	0.01	507.00
7	0.00	166.00	361.00	1.41	0.00	2.33	1.38	0.01	532.00
8	0.00	137.00	353.00	1.41	0.00	2.32	1.38	0.01	495.00
9	0.00	98.00	348.00	1.41	0.00	2.32	1.38	0.01	439.00
10	0.00	39.00	279.00	1.41	0.00	2.32	1.38	0.01	312.00
11	150.00	0.00	274.00	1.41	0.00	2.32	1.38	0.01	429.00
12	244.00	0.00	397.00	1.41	0.00	2.33	1.38	0.01	646.00

Page 14 of Details of Reservations for Consumptive Use Total Pages: 17

DETAILED REPORT OF RESERVATIONS FOR CONSUMPTIVE USE									
Water Availability as of 1/9/2008 for									
ROQUE R - PACIFIC OCEAN - AS CUREY C AT GAGE 14359000									
Watershed ID #	270	Basin: ROQUE				Exceedance Level: 80			
Time	11:34	Date: 01/09/2008							
Reservations									
APP #	0	0	0	0	0	0	0	0	TOTAL
Status									
Use									
1	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
2	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
3	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
5	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
6	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
7	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
9	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

DETAILED REPORT OF INSTREAM REQUIREMENTS									
Water Availability as of 1/9/2008 for									
ROQUE R - PACIFIC OCEAN - AS CUREY C AT GAGE 14359000									
Watershed ID #	270		Basin: ROQUE		Exceedance Level: 80				
Time: 11:34									Date: 01/09/2008
APP #	MP	269	MP	270	0	0	0	0	MAXIMUM
Status	Cert	Cert							
1	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00
2	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00
3	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00
4	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00
5	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00
6	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00
7	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00
8	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00
9	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00
10	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00
11	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00
12	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00

Page 15 of Details of the Water Availability Calculations Total Pages: 18

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION						
Water Availability as of 1/9/2008 for						
ROQUE R - PACIFIC OCEAN - AS HOG CR						
Watershed ID #: 31830708		Basin: ROQUE		Exceedance Level: 80		
Time: 11:34		Date: 01/09/2008				
Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Require- ments	Net Water Available
1	1860.00	927.00	933.00	0.00	0.00	933.00
2	2260.00	1610.00	650.00	0.00	0.00	650.00
3	2300.00	1620.00	680.00	0.00	0.00	680.00
4	2420.00	1060.00	1360.00	0.00	0.00	1360.00
5	2500.00	385.00	2115.00	0.00	0.00	2115.00
6	1670.00	391.00	1280.00	0.00	0.00	1280.00
7	1260.00	379.00	881.00	0.00	0.00	881.00
8	1080.00	346.00	734.00	0.00	0.00	734.00
9	1020.00	345.00	675.00	0.00	0.00	675.00
10	1080.00	242.00	838.00	0.00	0.00	838.00
11	1210.00	281.00	929.00	0.00	0.00	929.00
12	1420.00	420.00	1000.00	0.00	0.00	1000.00
Star-Sum	1640.00	481.00	1159.00	0	0	1159.00

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGE									
Water Availability as of 1/9/2008 for									
ROQUE R - PACIFIC OCEAN - AS HOG CR									
Watershed ID #: 31830708		Basin: ROQUE		Exceedance Level: 80					
Time: 11:34		Date: 01/09/2008							
Mo	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total
1	511.00	73.00	341.00	0.43	0.00	1.70	0.43	0.00	928.00
2	1320.00	71.20	411.00	0.43	0.00	1.70	0.43	0.00	1800.00
3	1100.00	64.90	445.00	0.43	0.00	1.70	0.43	0.00	1610.00
4	579.00	78.98	399.00	0.43	0.00	1.70	0.43	0.00	1060.00
5	0.57	100.00	281.00	0.33	0.00	1.70	0.43	0.00	384.00
6	0.00	110.00	279.00	0.33	0.00	1.70	0.43	0.00	391.00
7	0.00	116.00	261.00	0.33	0.00	1.70	0.43	0.00	379.00
8	0.00	110.00	253.00	0.33	0.00	1.49	0.43	0.00	365.00
9	0.00	97.30	245.00	0.33	0.00	1.49	0.43	0.00	345.00
10	0.00	37.30	202.00	0.33	0.00	1.49	0.43	0.00	242.00
11	12.10	69.80	197.00	0.33	0.00	1.49	0.43	0.00	281.00
12	19.00	78.70	320.00	0.33	0.00	1.70	0.43	0.00	420.00

Page 16 of Details of Reservations for Consumptive Use Total Pages: 19

DETAILED REPORT OF RESERVATIONS FOR CONSUMPTIVE USE									
Water Availability as of 1/9/2008 for									
ROQUE R - PACIFIC OCEAN - AS HOG CR									
Watershed ID #	31830708		Basin: ROQUE		Exceedance Level: 80				
Time	11:34		Date: 01/09/2008						
-----Reservations-----									
APP #	0	0	0	0	0	0	0	0	TOTAL
STATUS									
Use									
1	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
2	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
3	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
5	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
6	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
7	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
9	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

DETAILED REPORT OF INSTREAM REQUIREMENTS			
Water Availability as of 1/9/2008 for			
ROQUE R - PACIFIC OCEAN - AS HOG CR			
Watershed ID #	31830708	Basin	ROQUE
Time	11:34	Exceedance Level	80
		Date	01/09/2008

APP #	0	0	0	0	0	0	0	MAXIMUM
Status								
1	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
2	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
3	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
5	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
6	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
7	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
9	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

Page 17 of Details of the Water Availability Calculations Total Pages: 20

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION

Water Availability as of 1/9/2008 for

ROQUE R - PACIFIC OCEAN - AB ELK CR

Watershed ID #: 31530709 Basin: ROQUE Exceedance Level: 80

Time: 11:34 Date: 01/09/2008

Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Requirements	Net Water Available
1	1850.00	831.00	719.00	0.00	0.00	719.00
2	1850.00	1710.00	177.00	0.00	0.00	177.00
3	1980.00	1630.00	457.00	0.00	0.00	457.00
4	2140.00	988.00	1150.00	0.00	0.00	1150.00
5	2120.00	303.00	1820.00	0.00	0.00	1820.00
6	1610.00	312.00	1290.00	0.00	0.00	1290.00
7	1190.00	108.00	882.00	0.00	0.00	882.00
8	1050.00	291.00	759.00	0.00	0.00	759.00
9	991.00	270.00	722.00	0.00	0.00	722.00
10	1020.00	206.00	814.00	0.00	0.00	814.00
11	1110.00	199.00	911.00	0.00	0.00	911.00
12	1290.00	322.00	968.00	0.00	0.00	968.00
Stor-50%	1420000	434000	990000	0	0	990000

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGE

Water Availability as of 1/9/2008 for

ROQUE R - PACIFIC OCEAN - AB ELK CR

Watershed ID #: 31530709 Basin: ROQUE Exceedance Level: 80

Time: 11:34 Date: 01/09/2008

Mo	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total
1	488.00	0.00	341.00	0.38	0.00	1.38	0.34	0.00	831.00
2	1300.00	0.00	411.00	0.38	0.00	1.38	0.34	0.00	1710.00
3	1080.00	0.00	445.00	0.38	0.00	1.38	0.34	0.00	1630.00
4	579.00	8.48	399.00	0.38	0.00	1.38	0.34	0.00	988.00
5	0.00	19.50	281.00	0.29	0.00	1.38	0.34	0.00	303.00
6	0.00	31.40	279.00	0.29	0.00	1.38	0.34	0.00	312.00
7	0.00	45.00	261.00	0.29	0.00	1.38	0.34	0.00	308.00
8	0.00	36.40	253.00	0.29	0.00	1.37	0.34	0.00	291.00
9	0.00	22.40	245.00	0.29	0.00	1.37	0.34	0.00	270.00
10	0.00	1.97	202.00	0.29	0.00	1.37	0.34	0.00	204.00
11	0.00	0.00	197.00	0.29	0.00	1.37	0.34	0.00	199.00
12	0.16	0.00	720.00	0.29	0.00	1.38	0.34	0.00	322.00

Page 18 of Details of Reservations for Consumptive Use Total Pages: 21

DETAILED REPORT OF RESERVATIONS FOR CONSUMPTIVE USE

Water Availability as of 1/9/2008 for

ROQUE R - PACIFIC OCEAN - AB ELK CR

Watershed ID #: 31530709 Basin: ROQUE Exceedance Level: 80

Time: 11:34 Date: 01/09/2008

APP #	0	0	0	0	0	0	0	TOTAL
Status								
1	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
2	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
3	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
5	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
6	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
7	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
9	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

DETAILED REPORT OF INSTREAM REQUIREMENTS

Water Availability as of 1/9/2008 for

ROQUE R - PACIFIC OCEAN - AB ELK CR

Watershed ID #: 31530709 Basin: ROQUE Exceedance Level: 80

Time: 11:34 Date: 01/09/2008

APP #	0	0	0	0	0	0	0	MAXIMUM
Status								
1	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
2	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
3	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
5	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
6	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
7	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
9	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

Page 19 of Details of the Water Availability Calculations Total Pages: 22

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION

Water Availability as of 1/9/2008 for

ROQUE R - PACIFIC OCEAN - AB RED ROCK CAN

Watershed ID #: 272 Basin: ROQUE Exceedance Level: 80

Time: 11:34 Date: 01/09/2008

Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Requirements	Net Water Available
1	1110.00	1.74	1310.00	0.00	835.00	473.00
2	1540.00	1.76	1540.00	0.00	835.00	703.00
3	1620.00	1.76	1620.00	0.00	835.00	783.00
4	1720.00	3.37	1720.00	0.00	835.00	882.00
5	1900.00	5.57	1890.00	0.00	835.00	1050.00
6	1410.00	7.95	1400.00	0.00	835.00	567.00
7	1140.00	10.70	1130.00	0.00	835.00	294.00
8	971.00	8.85	964.00	0.00	835.00	129.00
9	928.00	6.16	922.00	0.00	835.00	76.80
10	940.00	2.03	938.00	0.00	835.00	103.00
11	1020.00	1.70	1020.00	0.00	835.00	183.00
12	1220.00	1.73	1220.00	0.00	835.00	383.00
Stor-50%	1220000	1239	1230000	0	605000	624000

	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total
1	0.11	0.00	0.00	0.29	0.00	1.01	0.34	0.00	1.79
2	0.13	0.00	0.00	0.29	0.00	1.01	0.34	0.00	1.79
3	0.13	0.00	0.00	0.29	0.00	1.01	0.34	0.00	1.79
4	0.64	1.70	0.00	0.29	0.00	1.01	0.34	0.00	7.34
5	0.00	3.93	0.00	0.29	0.00	1.01	0.34	0.00	5.57
6	0.00	6.11	0.00	0.29	0.00	1.01	0.34	0.00	7.95
7	0.00	9.64	0.00	0.29	0.00	1.01	0.34	0.00	10.70
8	7.12	0.00	0.00	0.29	0.00	1.01	0.34	0.00	8.66
9	0.00	4.53	0.00	0.29	0.00	1.01	0.34	0.00	6.17
10	0.00	0.48	0.00	0.29	0.00	1.01	0.34	0.00	2.03
11	0.07	0.00	0.00	0.29	0.00	1.01	0.34	0.00	1.71
12	0.09	0.00	0.00	0.29	0.00	1.01	0.34	0.00	1.71

Page 36 of Details of Reservations for Consumptive Use Total Pages: 11

Reservations								
APP #	1	2	3	4	5	6	7	TOTAL
1								
2								
3								
4								
5								
6								
7								
8								
9								
10								
11								
12								
13								
14								
15								
16								
17								
18								
19								
20								
21								
22								
23								
24								
25								
26								
27								
28								
29								
30								
31								
32								
33								
34								
35								
36								
37								
38								
39								
40								
41								
42								
43								
44								
45								
46								
47								
48								
49								
50								
51								
52								
53								
54								
55								
56								
57								
58								
59								
60								
61								
62								
63								
64								
65								
66								
67								
68								
69								
70								
71								
72								
73								

[illegible]

APP #	MF	271	MF	272	SY	91502	0	0	0	0	MAXIMUM
-------	----	-----	----	-----	----	-------	---	---	---	---	---------

Status	Cert.	Cert.	SNW					
1	835.00	835.00	255.00	0.00	0.00	0.00	0.00	835.00
2	835.00	835.00	255.00	0.00	0.00	0.00	0.00	835.00
3	835.00	835.00	255.00	0.00	0.00	0.00	0.00	835.00
4	835.00	835.00	255.00	0.00	0.00	0.00	0.00	835.00
5	835.00	835.00	255.00	0.00	0.00	0.00	0.00	835.00
6	835.00	835.00	255.00	0.00	0.00	0.00	0.00	835.00
7	835.00	835.00	255.00	0.00	0.00	0.00	0.00	835.00
8	835.00	835.00	255.00	0.00	0.00	0.00	0.00	835.00
9	835.00	835.00	255.00	0.00	0.00	0.00	0.00	835.00
10	835.00	835.00	255.00	0.00	0.00	0.00	0.00	835.00
11	835.00	835.00	255.00	0.00	0.00	0.00	0.00	835.00
12	835.00	835.00	255.00	0.00	0.00	0.00	0.00	835.00

Page 21 of Details of the Water Availability Calculations Total Pages: 24

Time: 11:14 Date: 01/09/2009

Month	Natural Stream Flow	Conservativ Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Require- ments	Net Water Available
1	115.00	0.81	114.00	0.00	40.00	74.20
2	137.00	0.81	136.00	0.00	68.00	68.20
3	139.00	0.81	138.00	0.00	68.00	70.20
4	135.00	1.09	134.00	0.00	68.00	66.00
5	117.00	1.38	116.00	0.00	68.00	47.00
6	88.00	2.05	87.00	0.00	68.00	17.00
7	68.00	2.05	66.00	0.00	26.00	40.00
8	49.00	1.83	47.00	0.00	26.00	21.00
9	45.00	1.43	43.00	0.00	26.00	17.00
10	49.00	0.87	48.00	0.00	26.00	23.00
11	80.00	0.81	79.00	0.00	26.00	53.00
12	108.00	0.81	107.00	0.00	40.00	67.00
(Total - 50)	950.00	8.65	940.00	0	314.00	633.00

.....

	WrtStorage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total
1	0.00	0.00	0.00	0.16	0.00	0.45	0.00	0.00	0.61
2	0.00	0.00	0.00	0.16	0.00	0.45	0.00	0.00	0.61
3	0.00	0.00	0.00	0.16	0.00	0.45	0.00	0.00	0.61
4	0.00	0.23	0.00	0.16	0.00	0.45	0.00	0.00	0.84
5	0.00	0.84	0.00	0.16	0.00	0.45	0.00	0.00	1.45
6	0.00	0.86	0.00	0.16	0.00	0.45	0.00	0.00	1.48
7	0.00	1.24	0.00	0.16	0.00	0.45	0.00	0.00	2.05
8	0.00	0.00	0.00	0.16	0.00	0.45	0.00	0.00	0.61
9	0.00	0.42	0.00	0.16	0.00	0.45	0.00	0.00	1.03
10	0.00	0.05	0.00	0.16	0.00	0.45	0.00	0.00	0.67
11	0.00	0.00	0.00	0.16	0.00	0.45	0.00	0.00	0.61
12	0.00	0.00	0.00	0.16	0.00	0.45	0.00	0.00	0.61

Page 22 of Details of Reservations for Consumptive Use Total Pages: 25

```
-----Reservations-----
```

[illegible]

11	W	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12		0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

DETAILED REPORT OF INSTREAM REQUIREMENTS Water Availability as of 1/9/2008 for MILL CR > ROGUE R - AT MOUTH

Watershed ID #:	73379	Basin:	ROGUE	Exceedance Level:	80
Time:	11:34	Date:	01/09/2008		
APP #	IS 73379	0	0	0	0
STATUS	Cert.				
1	40.00	0.00	0.00	0.00	0.00
2	68.00	0.00	0.00	0.00	0.00
3	68.00	0.00	0.00	0.00	0.00
4	68.00	0.00	0.00	0.00	0.00
5	68.00	0.00	0.00	0.00	0.00
6	40.00	0.00	0.00	0.00	0.00
7	26.00	0.00	0.00	0.00	0.00
8	26.00	0.00	0.00	0.00	0.00
9	26.00	0.00	0.00	0.00	0.00
10	26.00	0.00	0.00	0.00	0.00
11	26.00	0.00	0.00	0.00	0.00
12	40.00	0.00	0.00	0.00	0.00

Page 23 of Limiting Water Availability Basins Total Pages: 26

LIMITING WATERSHEDS Water Availability as of 1/9/2008 for ROGUE R > PACIFIC OCEAN - AT MOUTH

Watershed ID #:	266	Basin:	ROGUE	Exceedance Level:	80
Time:	11:34	Date:	01/09/2008		
Month	Limiting Stream Name	Water Req. Water	Avail? Available		
1	266 ROGUE R > PACIFIC OCEAN - AT MOUTH	YES	4800.0		
2	266 ROGUE R > PACIFIC OCEAN - AT MOUTH	YES	4840.0		
3	266 ROGUE R > PACIFIC OCEAN - AT MOUTH	YES	6090.0		
4	266 ROGUE R > PACIFIC OCEAN - AT MOUTH	YES	5190.0		
5	266 ROGUE R > PACIFIC OCEAN - AT MOUTH	YES	4850.0		
6	266 ROGUE R > PACIFIC OCEAN - AT MOUTH	YES	1830.0		
7	266 ROGUE R > PACIFIC OCEAN - AT MOUTH	YES	429.0		
8	266 ROGUE R > PACIFIC OCEAN - AT MOUTH	YES	62.1		
9	266 ROGUE R > PACIFIC OCEAN - AT MOUTH	YES	88.2		
10	266 ROGUE R > PACIFIC OCEAN - AT MOUTH	YES	692.0		
11	266 ROGUE R > PACIFIC OCEAN - AT MOUTH	YES	1470.0		
12	266 ROGUE R > PACIFIC OCEAN - AT MOUTH	YES	4210.0		
Stor	266 ROGUE R > PACIFIC OCEAN - AT MOUTH	YES	4329000.0		

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION Water Availability as of 1/9/2008 for MILL CR > ROGUE R - AT MOUTH

Watershed ID #:		73379	MILL CR #		ROGUE	MOON		Exceedance Level: 80	
Time:		11:35	Basin:		ROGUE			Date: 01/09/2008	
Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Requirements	Net Water Available			
1	115.00	0.81	114.00	0.00	40.00	74.20			
2	137.00	0.81	136.00	0.00	68.00	68.20			
3	139.00	0.81	138.00	0.00	68.00	70.20			
4	135.00	1.05	134.00	0.00	68.00	66.00			
5	117.00	1.35	116.00	0.00	68.00	47.60			
6	88.70	1.68	87.00	0.00	40.00	47.00			
7	68.30	2.05	66.20	0.00	26.00	40.30			
8	49.50	1.82	47.70	0.00	26.00	21.70			
9	45.20	1.43	43.80	0.00	26.00	17.80			
10	49.90	0.87	49.00	0.00	26.00	23.00			
11	80.40	0.81	79.60	0.00	26.00	53.60			
12	106.00	0.81	107.00	0.00	40.00	67.20			
Stor-50%	95600	865	94800	0	31400	62700			

Page 1 of Water Availability Tables Total Pages: 27

WATER AVAILABILITY TABLE Water Availability as of 1/9/2008 for MILL CR > ROGUE R - AT MOUTH

Watershed ID #		73379		MILL CR & ROGUE S&B AT MOUTH		Basin: ROGUE		Exceedance Level: 80						
Time:		11:33						Date: 01/09/2008						
Item #	Watershed ID #	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Sto
1	266	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES
2	31531008	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES
3	31531001	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES
4	31531002	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES
5	31530801	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES
6	268	YES	NO	YES	YES	YES	YES	NO	NO	NO	NO	NO	YES	YES
7	270	NO	NO	NO	YES	YES	YES	NO	NO	NO	NO	NO	NO	YES
8	31530708	NO	NO	NO	YES	YES	YES	NO	NO	NO	NO	NO	NO	YES
9	31530709	NO	NO	NO	YES	YES	YES	NO	NO	NO	NO	NO	NO	YES
10	272	NO	NO	NO	YES	YES	YES	NO	NO	NO	NO	NO	NO	YES
11	73379	NO	NO	NO	YES	YES	YES	NO	NO	NO	NO	NO	NO	YES

STREAM NAMES Water Availability as of 1/9/2008 for MILL CR > ROGUE R - AT MOUTH

Watershed ID #:	73379	Basin:	ROGUE	Exceedance Level:	80
Time:	11:35	Date:	01/09/2008		
Item	Watershed ID	Stream Name			
1	266	ROGUE R > PACIFIC OCEAN - AT MOUTH			
2	31531008	ROGUE R > PACIFIC OCEAN - AB SHASTA COSTA CR			
3	31531001	ROGUE R > PACIFIC OCEAN - AB HEADROW CR			
4	31531002	ROGUE R > PACIFIC OCEAN - AB GRAVE CR			
5	31530801	ROGUE R > PACIFIC OCEAN - AB APPLEGATE R			
6	268	ROGUE R > PACIFIC OCEAN - AB FALL CR			
7	270	ROGUE R > PACIFIC OCEAN - AB CUREY G AT GAGE 14359000			
8	31530708	ROGUE R > PACIFIC OCEAN - AB HOO CR			
9	31530709	ROGUE R > PACIFIC OCEAN - AB ELK CR			
10	272	ROGUE R > PACIFIC OCEAN - AB RED ROCK CAN			
11	73379	MILL CR > ROGUE R - AT MOUTH			

Page 2 of Limiting Water Availability Basins Total Pages: 28

LIMITING WATERSHEDS Water Availability as of 1/9/2008 for MILL CR > ROGUE R - AT MOUTH

Watershed ID #:	73379	Basin:	ROGUE	Exceedance Level:	80
Time:	11:35	Date:	01/09/2008		
Month	Limiting Stream Name	Water Req. Water	Avail? Available		
1	270 ROGUE R > PACIFIC OCEAN - AB CUREY G AT GAGE 143	NO	-234.0		
2	270 ROGUE R > PACIFIC OCEAN - AB CUREY G AT GAGE 143	NO	-618.0		
3	270 ROGUE R > PACIFIC OCEAN - AB CUREY G AT GAGE 143	NO	-350.0		
4	73379 MILL CR > ROGUE R - AT MOUTH	YES	66.0		
5	73379 MILL CR > ROGUE R - AT MOUTH	YES	47.6		
6	73379 MILL CR > ROGUE R - AT MOUTH	YES	47.0		
7	270 ROGUE R > PACIFIC OCEAN - AB CUREY G AT GAGE 143	NO	-402.0		
8	270 ROGUE R > PACIFIC OCEAN - AB CUREY G AT GAGE 143	NO	-538.0		
9	270 ROGUE R > PACIFIC OCEAN - AB CUREY G AT GAGE 143	NO	-509.0		
10	270 ROGUE R > PACIFIC OCEAN - AB CUREY G AT GAGE 143	NO	-352.0		
11	270 ROGUE R > PACIFIC OCEAN - AB CUREY G AT GAGE 143	NO	-260.0		
12	270 ROGUE R > PACIFIC OCEAN - AB CUREY G AT GAGE 143	NO	-36.5		
Stor	73379 MILL CR > ROGUE R - AT MOUTH	YES	52900.0		

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION

Water Availability as of 1/9/2008 for

ROQUE R - PACIFIC OCEAN - AT MOUTH

Watershed ID #: 266 Basin: ROQUE Exceedance Level: 80

Time: 11:35

Date: 01/09/2008

Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Require- ments	Net Water Available
1	6870.00	1130.00	5740.00	0.00	935.00	4805.00
2	12300.00	2820.00	9480.00	0.00	935.00	8545.00
3	9300.00	2280.00	7020.00	0.00	935.00	6085.00
4	7670.00	1550.00	6120.00	0.00	935.00	5185.00
5	6060.00	478.00	5582.00	0.00	935.00	4647.00
6	3420.00	655.00	2765.00	0.00	935.00	1830.00
7	2080.00	715.00	1365.00	0.00	935.00	429.00
8	1650.00	453.00	997.00	0.00	935.00	42.00
9	1580.00	557.00	1023.00	0.00	935.00	88.00
10	1920.00	294.00	1626.00	0.00	935.00	691.00
11	2780.00	340.00	2440.00	0.00	935.00	1470.00
12	5750.00	606.00	5144.00	0.00	935.00	4210.00
Stor-50%	5700000	764000	5000000	0	677000	4320000

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGES

Water Availability as of 1/9/2008 for

ROQUE R - PACIFIC OCEAN - AT MOUTH

Watershed ID #: 266 Basin: ROQUE Exceedance Level: 80

Time: 11:35

Date: 01/09/2008

Mo	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total
1	758.00	0.04	157.00	3.69	0.02	8.20	2.24	0.01	1130.00
2	2080.00	0.05	427.00	3.69	0.03	8.20	2.24	0.01	2520.00
3	1860.00	0.07	461.00	3.69	0.03	8.20	2.24	0.01	2280.00
4	1020.00	0.01	415.00	3.69	0.03	8.20	2.24	0.01	1550.00
5	3.74	163.00	397.00	3.60	0.03	8.20	2.20	0.01	478.00
6	0.23	230.00	411.00	3.59	0.03	8.19	2.28	0.02	655.00
7	0.01	308.00	392.00	3.59	0.03	8.18	2.28	0.02	715.00
8	0.00	254.00	385.00	3.59	0.03	8.18	2.28	0.02	653.00
9	0.00	166.00	377.00	3.59	0.03	8.18	2.28	0.02	557.00
10	8.75	52.10	218.00	3.59	0.03	8.19	2.28	0.02	293.00
11	112.00	0.09	213.00	3.59	0.03	8.19	2.28	0.02	339.00
12	255.00	0.04	336.00	3.60	0.03	8.19	2.28	0.01	605.00

DETAILED REPORT OF RESERVATIONS FOR CONSUMPTIVE USE

Water Availability as of 1/9/2008 for

ROQUE R - PACIFIC OCEAN - AT MOUTH

Watershed ID #: 266 Basin: ROQUE Exceedance Level: 80

Time: 11:35

Date: 01/09/2008

APP #	0	0	0	0	0	0	0	0	TOTAL
1	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
2	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
3	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
5	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
6	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
7	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
9	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

DETAILED REPORT OF INSTREAM REQUIREMENTS

Water Availability as of 1/9/2008 for

ROQUE R - PACIFIC OCEAN - AT MOUTH

Watershed ID #: 266 Basin: ROQUE Exceedance Level: 80

Time: 11:35

Date: 01/09/2008

APP #	MP	265	MP	266	0	0	0	0	0	MAXIMUM
1	735.00	735.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	735.00
2	735.00	735.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	735.00
3	735.00	735.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	735.00
4	735.00	735.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	735.00
5	735.00	735.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	735.00
6	735.00	735.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	735.00
7	735.00	735.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	735.00
8	735.00	735.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	735.00
9	735.00	735.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	735.00
10	735.00	735.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	735.00
11	735.00	735.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	735.00
12	735.00	735.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	735.00

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION

Water Availability as of 1/9/2008 for

ROQUE R - PACIFIC OCEAN - AB SHASTA COSTA CR

Watershed ID #: 31531008 Basin: ROQUE Exceedance Level: 80

Time: 11:35

Date: 01/09/2008

Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Require- ments	Net Water Available
1	3950.00	1020.00	2930.00	0.00	0.00	2930.00
2	5800.00	2380.00	3420.00	0.00	0.00	3420.00
3	5360.00	2160.00	3200.00	0.00	0.00	3200.00
4	4630.00	1530.00	3100.00	0.00	0.00	3100.00
5	3980.00	454.00	3526.00	0.00	0.00	3526.00
6	2350.00	627.00	1723.00	0.00	0.00	1723.00
7	1580.00	684.00	900.00	0.00	0.00	816.00
8	1280.00	624.00	656.00	0.00	0.00	656.00
9	1250.00	605.00	645.00	0.00	0.00	645.00
10	1420.00	297.00	1123.00	0.00	0.00	1123.00
11	1770.00	293.00	1480.00	0.00	0.00	1480.00
12	3290.00	492.00	2800.00	0.00	0.00	2800.00
Stor-50%	3270000	668000	2602000	0	0	2602000

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGES

Water Availability as of 1/9/2008 for

ROQUE R - PACIFIC OCEAN - AB SHASTA COSTA CR

Watershed ID #: 31531008 Basin: ROQUE Exceedance Level: 80

Time: 11:35

Date: 01/09/2008

Mo	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total
1	440.00	0.04	346.00	2.79	0.01	6.19	2.15	0.01	1020.00
2	1980.00	0.05	416.00	2.79	0.01	6.19	2.15	0.01	2390.00
3	1490.00	0.07	450.00	2.79	0.01	6.19	2.15	0.01	2160.00
4	1020.00	0.01	404.00	2.79	0.01	6.19	2.15	0.01	1530.00
5	3.23	164.00	386.00	2.70	0.01	6.18	2.14	0.01	454.00
6	0.04	218.00	359.00	2.69	0.01	6.16	2.15	0.02	627.00
7	0.01	292.00	380.00	2.69	0.01	6.16	2.15	0.02	684.00
8	0.10	241.00	372.00	2.69	0.01	6.16	2.15	0.02	624.00
9	72.90	157.00	344.00	2.69	0.01	6.17	2.15	0.02	605.00
10	30.10	47.40	247.00	2.69	0.01	6.17	2.15	0.02	296.00
11	80.10	0.09	202.00	2.69	0.01	6.17	2.15	0.02	293.00
12	156.00	0.04	325.00	2.70	0.01	6.18	2.15	0.01	492.00

DETAILED REPORT OF OBSERVATIONS FOR CONSUMPTIVE USE

MAJOR AVAILABILITY: 10/1/2000-4/30/2001

Water Availability as of 1/9/2008 for

Watershed ID #: 31531008 Basin: 800UE Exceedance Level: 80
Time: 11:35 Date: 01/09/2000

[illegible]

DETAILED REPORT OF INSTREAM REQUIREMENTS

Copyright © 2004 by John Wiley & Sons, Inc.

Water Availability as of 1/9/2004 for

Watershed ID #: 31531008 Basin: ROGUE Exceedance Level: 88
Time: 11:35 Date: 01/09/2008

[illegible]

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION

Make available as of 11/8/2008 for

Water Availability as of 1/9/2008 for

Watershed ID #: 31631001 Basin: ROGUE Exceedance Level: 84
Time: 11:35 Date: 01/09/2004

Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Require- ments	Net Water Available
1	3550.00	1110.00	2440.00	0.00	0.00	2440.00
2	5220.00	1510.00	3710.00	0.00	0.00	3710.00
3	4820.00	2270.00	2550.00	0.00	0.00	2550.00
4	4180.00	1530.00	2650.00	0.00	0.00	2650.00
5	3630.00	466.00	3170.00	0.00	0.00	3170.00
6	2160.00	930.00	1230.00	0.00	0.00	1230.00
7	1600.00	0.00	720.00	0.00	0.00	720.00
8	1220.00	0.00	593.00	0.00	0.00	593.00
9	1190.00	535.00	655.00	0.00	0.00	655.00
10	1320.00	278.00	1040.00	0.00	0.00	1040.00
11	1560.00	322.00	1240.00	0.00	0.00	1240.00
12	2900.00	587.00	2310.00	0.00	0.00	2310.00
Year-Sum	295000.00	69000.00	226000.00	0	0	226000.00

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGES

More availability on 11/8/2008 for

Water Availability as of 17/9/2008 10:11:00 AM

Watershed ID #: 31531001 Basin: ROGUE Exceedance Level: 5
Time: 11:39 Date: 01/09/200

No	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total
1	751.00	0.04	346.00	3.21	0.01	6.98	2.23	0.01	1110.00
2	2090.00	0.08	416.00	3.21	0.01	6.98	2.23	0.01	2510.00
3	1800.00	0.00	0.00	3.21	0.01	6.98	2.23	0.01	2240.00
4	1020.00	0.00	404.00	3.21	0.01	6.98	2.23	0.01	1530.00
5	3.21	155.00	286.00	3.11	0.01	6.87	2.23	0.01	456.00
6	0.06	219.00	398.00	3.10	0.01	6.87	2.22	0.02	629.00
7	0.01	295.00	380.00	3.10	0.01	6.87	2.22	0.02	687.00
8	0.00	243.00	372.00	3.10	0.01	6.87	2.22	0.02	627.00
9	0.00	168.00	364.00	3.10	0.01	6.87	2.22	0.02	534.00
10	0.74	49.80	207.00	3.10	0.01	6.87	2.22	0.02	278.00
11	108.00	0.09	202.00	3.10	0.01	6.87	2.22	0.02	323.00
12	250.00	0.04	315.00	3.11	0.01	6.97	2.22	0.01	587.00

DETAILED REPORT OF RESERVATIONS FOR CONSUMPTIVE USE

Report availability on of 11/8/2004 for

Water Availability as of 1/9/2008 for

Watershed ID #: 31531001 Basin: ROGUE Exceedance Level: 8
 Date: 01/09/2003

[illegible]

DETAILED REPORT OF INSTREAM REQUIREMENTS

DETAILED REPORT OF INSTRUCTED REQUISITIONERS

Water Availability as of 1/ 9/2004 for

Watershed ID #: 31531002 Basin: ROGUE Exceedance Level: 8
Date: 01/09/2010

[illegible]

7	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
9	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

Page 7 of Details of the Water Availability Calculations Total Pages: 35

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION

Water Availability as of 1/ 9/2008 for

ROQUE R - PACIFIC OCEAN - AB GRAVE CR

Watershed ID #: 31531002 Basin: ROQUE Exceedance Level: 80
Time: 11:35 Date: 01/09/2008

Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Require- ments	Net Water Available
1	3210.00	1110.00	2100.00	0.00	0.00	2100.00
2	4740.00	2510.00	2230.00	0.00	0.00	2230.00
3	4198.00	2270.00	1928.00	0.00	0.00	1928.00
4	1815.00	1120.00	795.00	0.00	0.00	795.00
5	3370.00	445.00	2925.00	0.00	0.00	2925.00
6	2010.00	614.00	1400.00	0.00	0.00	1400.00
7	1320.00	646.00	674.00	0.00	0.00	674.00
8	1160.00	610.00	550.00	0.00	0.00	550.00
9	1130.00	523.00	607.00	0.00	0.00	607.00
10	1240.00	274.00	966.00	0.00	0.00	966.00
11	1420.00	321.00	1100.00	0.00	0.00	1100.00
12	2620.00	585.00	2035.00	0.00	0.00	2035.00
Stor-50%	2700000	684000	2016000	0	0	2016000

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGE

Water Availability as of 1/ 9/2008 for

ROQUE R - PACIFIC OCEAN - AB GRAVE CR

Watershed ID #: 31531002 Basin: ROQUE Exceedance Level: 80
Time: 11:35 Date: 01/09/2008

No	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total
1	750.00	0.00	346.00	2.96	0.01	6.40	2.21	0.01	1115.00
2	2690.00	0.00	416.00	2.96	0.01	6.40	2.21	0.01	2520.00
3	1800.00	0.00	450.00	2.96	0.01	6.40	2.21	0.01	2260.00
4	1020.00	89.60	404.00	2.96	0.01	6.40	2.21	0.01	1510.00
5	3.22	144.00	286.00	2.86	0.01	6.40	2.21	0.01	445.00
6	0.00	204.00	398.00	2.85	0.01	6.40	2.21	0.01	614.00
7	0.00	274.00	180.00	2.85	0.01	6.40	2.21	0.01	684.00
8	0.00	325.00	172.00	2.85	0.01	6.40	2.21	0.01	609.00
9	0.00	147.00	364.00	2.85	0.01	6.40	2.21	0.01	523.00
10	8.74	46.30	207.00	2.86	0.01	6.40	2.21	0.01	274.00
11	107.00	0.00	202.00	2.85	0.01	6.40	2.21	0.01	321.00
12	248.00	0.00	126.00	2.86	0.01	6.40	2.21	0.01	585.00

Page 8 of Details of Reservations for Consumptive Use Total Pages: 36

DETAILED REPORT OF RESERVATIONS FOR CONSUMPTIVE USE

Water Availability as of 1/ 9/2008 for

ROQUE R - PACIFIC OCEAN - AB GRAVE CR

Watershed ID #: 31531002 Basin: ROQUE Exceedance Level: 80
Time: 11:35 Date: 01/09/2008

APP #	0	0	0	0	0	0	0	0	TOTAL
1	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
2	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
3	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
5	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
6	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
7	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
9	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

DETAILED REPORT OF INSTREAM REQUIREMENTS

Water Availability as of 1/ 9/2008 for

ROQUE R - PACIFIC OCEAN - AB GRAVE CR

Watershed ID #: 31531002 Basin: ROQUE Exceedance Level: 80
Time: 11:35 Date: 01/09/2008

APP #	0	0	0	0	0	0	0	0	MAXIMUM
1	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
2	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
3	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
5	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
6	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
7	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
9	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

Page 9 of Details of the Water Availability Calculations Total Pages: 37

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION

Water Availability as of 1/ 9/2008 for

ROQUE R - PACIFIC OCEAN - AB APPLEGATE R

Watershed ID #: 31530801 Basin: ROQUE Exceedance Level: 80
Time: 11:35 Date: 01/09/2008

Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Require- ments	Net Water Available
1	2690.00	1130.00	1460.00	0.00	0.00	1460.00
2	3220.00	2040.00	1180.00	0.00	0.00	1180.00
3	3220.00	1810.00	1410.00	0.00	0.00	1410.00
4	17150.00	1070.00	16080.00	0.00	0.00	16080.00
5	2920.00	410.00	2510.00	0.00	0.00	2510.00
6	1810.00	567.00	1243.00	0.00	0.00	1243.00
7	1350.00	693.00	657.00	0.00	0.00	657.00
8	1170.00	557.00	613.00	0.00	0.00	613.00
9	1140.00	487.00	653.00	0.00	0.00	653.00
10	1170.00	289.00	881.00	0.00	0.00	881.00
11	1440.00	340.00	1100.00	0.00	0.00	1100.00
12	2080.00	548.00	1532.00	0.00	0.00	1532.00
Stor-50%	2140000	889000	1251000	0	0	1251000

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGE

Water Availability as of 1/ 9/2008 for

ROQUE R - PACIFIC OCEAN - AB APPLEGATE R

Watershed ID #: 31530801 Basin: ROQUE Exceedance Level: 80
Time: 11:35 Date: 01/09/2008

No	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total
1	772.00	0.00	346.00	2.00	0.01	3.90	1.67	0.01	1130.00
2	1810.00	0.00	416.00	2.00	0.01	3.90	1.67	0.01	2030.00

Page 10 of Details of Reservations for Consumptive Use Total Pages: 30

Water Availability as of 1/ 9/2008 for

[illegible]

Water Availability as of 1/9/2008 for

[illegible]

Water Availability as of 1/9/2008 to

Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Require- ments	Net Water Available
1	3540.00	1110.00	1430.00	0.00	1200.00	128.00
2	3150.00	202.00	1130.00	0.00	1200.00	-74.00
3	3160.00	1800.00	1360.00	0.00	1200.00	160.00
4	3110.00	1050.00	2060.00	0.00	1200.00	889.00
5	2900.00	395.00	2510.00	0.00	1200.00	1310.00
6	1810.00	310.00	1500.00	0.00	1200.00	99.00
7	3350.00	840.00	400.00	0.00	1200.00	-291.00
8	1170.00	400.00	669.00	0.00	1200.00	-631.00
9	1110.00	432.00	698.00	0.00	1200.00	-502.00
10	1170.00	246.00	924.00	0.00	1200.00	-276.00
11	1460.00	339.00	1120.00	0.00	1200.00	-78.00
12	2050.00	554.00	1500.00	0.00	1200.00	296.00
Year-Total	21100.00	8690.00	15400.00	0	8690.00	7110.00

Water Availability as of 1/9/2008 to

	Mo	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total
1	771.00	0.00	334.00	1.65	0.01	3.81	1.53	0.01	1110.00	
2	1610.00	0.00	404.00	1.65	0.01	3.81	1.53	0.01	2020.00	
3	1360.00	0.00	438.00	1.65	0.01	3.81	1.53	0.01	1800.00	
4	884.00	69.00	392.00	1.65	0.01	3.81	1.53	0.01	1360.00	
5	2.74	111.00	355.00	1.65	0.01	3.81	1.53	0.01	395.00	
6	167.00	0.00	346.00	1.55	0.01	3.81	1.53	0.01	510.00	
7	0.00	211.00	324.00	1.55	0.01	3.81	1.53	0.01	546.00	
8	0.00	173.00	320.00	1.55	0.01	3.81	1.53	0.01	500.00	
9	0.00	113.00	312.00	1.55	0.01	3.81	1.53	0.01	432.00	
10	8.73	35.50	195.00	2.55	0.01	3.81	1.53	0.01	246.00	
11	142.00	0.00	190.00	1.55	0.01	3.81	1.53	0.01	339.00	
12	234.00	0.00	313.00	1.55	0.01	3.81	1.53	0.01	554.00	

Water Availability as of 1/ 9/2008 for

[illegible]

Water Availability as of 1/9/2008 to

Time: 11:35 Date: 01/09/2005

APP #	MP	167	MP	256	0	0	0	0	0	0	MAXIMUM
Status	Cert.	Cert.									
1	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00	
2	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00	
3	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00	
4	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00	
5	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00	
6	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00	
7	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00	
8	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00	
9	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00	
10	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00	
11	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00	
12	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00	

Page 13 of Details of the Water Availability Calculations Total Pages: 41

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION											
Water Availability as of 1/9/2008 for											
ROQUE R - PACIFIC OCEAN - AB CURRY G AT GAGE 14359000											
Watershed ID #	270	Basin:	ROQUE	Exceedance Level:	80						
Time	11:35			Date:	01/09/2008						
Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Requirements	Net Water Available					
1	2180.00	1210.00	964.00	0.00	1200.00	-214.00					
2	2710.00	1110.00	1600.00	0.00	1200.00	-610.00					
3	2750.00	1910.00	850.00	0.00	1200.00	-350.00					
4	2810.00	1120.00	1690.00	0.00	1200.00	-490.00					
5	2750.00	454.00	2300.00	0.00	1200.00	1100.00					
6	1760.00	508.00	1250.00	0.00	1200.00	50.00					
7	1330.00	532.00	798.00	0.00	1200.00	-402.00					
8	1160.00	489.00	669.00	0.00	1200.00	-530.00					
9	1130.00	439.00	691.00	0.00	1200.00	-509.00					
10	1160.00	312.00	848.00	0.00	1200.00	-352.00					
11	1370.00	429.00	940.00	0.00	1200.00	-260.00					
12	1810.00	646.00	1160.00	0.00	1200.00	-36.00					
Stor-50k	1900000	610000	1290000	0	869000	487000					

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGE											
Water Availability as of 1/9/2008 for											
ROQUE R - PACIFIC OCEAN - AB CURRY G AT GAGE 14359000											
Watershed ID #	270	Basin:	ROQUE	Exceedance Level:	80						
Time	11:35			Date:	01/09/2008						
Mo	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total		
1	790.00	0.00	418.00	1.51	0.00	2.33	1.38	0.01	1210.00		
2	1630.00	0.00	488.00	1.51	0.00	2.33	1.38	0.01	2120.00		
3	1370.00	0.00	522.00	1.51	0.00	2.33	1.38	0.01	1900.00		
4	584.00	54.95	476.00	1.51	0.00	2.33	1.38	0.01	1120.00		
5	2.72	87.40	358.00	1.41	0.00	2.33	1.38	0.01	483.00		
6	0.00	123.00	379.00	1.41	0.00	2.33	1.38	0.01	507.00		
7	0.00	166.00	361.00	1.41	0.00	2.33	1.38	0.01	532.00		
8	0.00	137.00	353.00	1.41	0.00	2.32	1.38	0.01	495.00		
9	0.00	88.90	345.00	1.41	0.00	2.32	1.38	0.01	439.00		
10	0.00	28.00	279.00	1.41	0.00	2.32	1.38	0.01	312.00		
11	150.00	0.00	274.00	1.41	0.00	2.32	1.38	0.01	429.00		
12	244.00	0.00	397.00	1.41	0.00	2.33	1.38	0.01	646.00		

Page 14 of Details of Reservations for Consumptive Use Total Pages: 42

DETAILED REPORT OF RESERVATIONS FOR CONSUMPTIVE USE											
Water Availability as of 1/9/2008 for											
ROQUE R - PACIFIC OCEAN - AB CURRY G AT GAGE 14359000											
Watershed ID #	270	Basin:	ROQUE	Exceedance Level:	80						
Time	11:35			Date:	01/09/2008						
APP #	0	0	0	0	0	0	0	0	TOTAL		
Status											
1	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00		
2	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00		
3	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00		
4	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00		
5	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00		
6	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00		
7	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00		
8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00		
9	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00		
10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00		
11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00		
12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00		

DETAILED REPORT OF INSTREAM REQUIREMENTS											
Water Availability as of 1/9/2008 for											
ROQUE R - PACIFIC OCEAN - AB CURRY G AT GAGE 14359000											
Watershed ID #	270	Basin:	ROQUE	Exceedance Level:	80						
Time	11:35			Date:	01/09/2008						
APP #	MP	169	MP	270	0	0	0	0	0	MAXIMUM	
Status	Cert.	Cert.									
1	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00	
2	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00	
3	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00	
4	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00	
5	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00	
6	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00	
7	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00	
8	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00	
9	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00	
10	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00	
11	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00	
12	1000.00	1200.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1200.00	

Page 15 of Details of the Water Availability Calculations Total Pages: 43

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION						
Water Availability as of 1/9/2008 for						
ROQUE R - PACIFIC OCEAN - AB HQG CR						
Watershed ID # 11530708		Basin: ROQUE		Exceedance Level: 80		
Time: 11:35				Date: 01/09/2008		
Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Requirements	Net Water Available
1	1860.00	927.00	932.00	0.00	0.00	932.00
2	2260.00	1810.00	451.00	0.00	0.00	451.00
3	2300.00	1620.00	680.00	0.00	0.00	680.00
4	2420.00	1060.00	1360.00	0.00	0.00	1360.00
5	2500.00	389.00	2110.00	0.00	0.00	2110.00
6	1670.00	391.00	1280.00	0.00	0.00	1280.00
7	1250.00	379.00	871.00	0.00	0.00	871.00
8	1080.00	346.00	735.00	0.00	0.00	735.00
9	1020.00	345.00	675.00	0.00	0.00	675.00
10	1080.00	242.00	838.00	0.00	0.00	838.00
11	1210.00	281.00	929.00	0.00	0.00	929.00
12	1620.00	420.00	1200.00	0.00	0.00	1200.00
Storage	1640000	491000	1150000	0	0	1150000

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGES

Water Availability as of 1/9/2008 for

ROUTE 8 - PACIFIC OCEAN - AB 100 CR

Watershed ID #: 31530788 Basin: ROGUE Exceedance Level: 80
Time: 11:36 Date: 01/04/2000

No	Storage	Irrig	Munic	Ind/Man	Consumer	Domestic	Agricultural	Other	Total
1	511.00	73.00	341.00	0.43	0.00	1.70	0.43	0.00	928.00
2	1320.00	71.20	411.00	0.43	0.00	1.70	0.43	0.00	1800.20
3	1100.00	64.90	445.00	0.43	0.00	1.70	0.43	0.00	1612.00
4	579.00	18.50	399.00	0.43	0.00	1.70	0.43	0.00	1060.20
5	0.67	10.00	281.00	0.33	0.00	1.70	0.43	0.00	384.00
6	0.00	11.00	0.00	0.33	0.00	1.70	0.43	0.00	3.00
7	0.00	116.00	261.00	0.33	0.00	1.70	0.43	0.00	379.00
8	0.00	110.00	253.00	0.33	0.00	1.69	0.43	0.00	365.00
9	0.00	37.30	245.00	0.33	0.00	1.69	0.43	0.00	345.00
10	0.00	37.30	202.00	0.33	0.00	1.69	0.43	0.00	242.00
11	12.10	69.50	197.00	0.33	0.00	1.69	0.43	0.00	281.00
12	19.00	78.70	320.00	0.33	0.00	1.70	0.43	0.00	420.00

Page 14 of Details of Reservations for Consumptive Use Total Pages: 44

DETAILED REPORT OF RESERVATIONS FOR CONSUMPTIVE USE

BOOKS R - PACIFIC OCEAN - AB 400 CB

ROGUE R - PACIFIC OCEAN - AB HQ CR

Watershed ID #: 31530708 Basin: ROGUE Exceedance Level: 80
Time: 11:36 Date: 01/09/2008

[illegible]

DETAILED REPORT OF INSTREAM REQUIREMENTS

Water Availability as of: 1/9/2008 18:00
 2008-2-1 PACIFIC OCEAN 12 HRS ON

ROQUE 1 - PACIFIC OCEAN - AD 1100 CE

Watershed ID #: 31530708 Basin: ROGUE Exceedance Level: 80
Time: 11:35 Date: 01/09/2008

[illegible]

Page 17 of Details of the Water Availability Calculations Total Pages: 45

LED REPORT ON THE WATER AVAILABILITY CAL

ROGUE & PACIFIC OCEAN - AN ELE CB

Watershed ID #: 31530709 Basin: ROGUE Exceedance Level: 8
Date: 01/08/2010

Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Require- ments	Net Water Available
1	1550.00	931.00	719.00	0.00	0.00	177.00
2	1890.00	171.00	127.00	0.00	0.00	457.00
3	1940.00	1530.00	457.00	0.00	0.00	1620.00
4	2140.00	998.00	1150.00	0.00	0.00	1200.00
5	2120.00	303.00	1620.00	0.00	0.00	882.00
6	1510.00	312.00	1200.00	0.00	0.00	758.00
7	1190.00	308.00	882.00	0.00	0.00	722.00
8	1050.00	291.00	759.00	0.00	0.00	814.00
9	970.00	297.00	722.00	0.00	0.00	911.00
10	1020.00	206.00	814.00	0.00	0.00	968.00
11	1110.00	199.00	911.00	0.00	0.00	990.00
12	1290.00	222.00	968.00	0.00	0.00	
Stor-604	1420000	434000	980000	8	8	

TAILED REPORT OF CONSUMPTIVE USES AND ST

DATE OF AVAILABILITY 01 17 972000 10
SOURCE S. PACIFIC OCEAN AD FILE CR

Watershed ID #: 31530709 Basin: ROGUE Exceedance Level: 2
Date: 01/08/2008

Mo	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricult	Other	Total
1	488.00	0.00	341.00	0.38	0.00	1.38	0.34	0.00	831.00
2	1300.00	0.00	411.00	0.38	0.00	1.38	0.34	0.00	1710.00
3	1080.00	0.00	445.00	0.38	0.00	1.38	0.34	0.00	1593.00
4	579.00	8.48	399.00	0.38	0.00	1.38	0.34	0.00	989.00
5	0.00	19.50	261.00	0.29	0.00	1.38	0.34	0.00	303.00
6	1.40	0.00	261.00	0.29	0.00	1.38	0.34	0.00	523.00
7	0.00	45.00	261.00	0.29	0.00	1.38	0.34	0.00	336.00
8	0.00	36.40	253.00	0.29	0.00	1.37	0.34	0.00	291.00
9	0.00	22.60	245.00	0.29	0.00	1.37	0.34	0.00	270.00
10	0.00	1.97	202.00	0.29	0.00	1.37	0.34	0.00	206.00
11	0.98	0.00	197.00	0.29	0.00	1.37	0.34	0.00	199.00
12	0.16	0.00	320.00	0.29	0.00	1.38	0.34	0.00	322.00

Page 14 of Details of Reservations for Consumptive Use Total Pages: 48

FILED REPORT OF RESERVATIONS FOR CONSUMPT

Water Availability as of 1/9/2004 10:00 AM

ROGUE R - PACIFIC OCEAN - AB ELX CR
Watershed ID #: 31530709 Basin: ROGUE Exceedance Level: 8

[illegible]

11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

DETAILED REPORT OF INSTREAM REQUIREMENTS Water Availability as of 1/9/2008 for ROGUE R - PACIFIC OCEAN - AR ELK CR

Watershed ID #: 31530709 Basin: ROGUE Exceedance Level: 80
Time: 11/35 Date: 01/09/2008

APP #	0	0	0	0	0	0	0	0	MAXIMUM
Status									
1	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
2	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
3	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
5	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
6	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
7	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
9	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

Page 19 of Details of the Water Availability Calculations Total Pages: 47

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION

Water Availability as of 1/9/2008 for
ROGUE R - PACIFIC OCEAN - AR RED ROCK CAN

Watershed ID #: 272 Basin: ROGUE Exceedance Level: 80
Time: 11/35 Date: 01/09/2008

Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Flow	Instream Require- ments	Net Water Available
1	1310.00	1.74	1310.00	0.00	835.00	473.00
2	1540.00	1.76	1540.00	0.00	835.00	703.00
3	1620.00	1.76	1620.00	0.00	835.00	783.00
4	1720.00	3.17	1720.00	0.00	835.00	882.00
5	1890.00	5.57	1890.00	0.00	835.00	1050.00
6	1410.00	7.95	1400.00	0.00	835.00	567.00
7	1140.00	10.70	1130.00	0.00	835.00	294.00
8	973.00	8.95	964.00	0.00	835.00	129.00
9	918.00	6.16	912.00	0.00	835.00	76.00
10	940.00	2.09	938.00	0.00	835.00	103.00
11	1020.00	1.70	1020.00	0.00	835.00	183.00
12	1220.00	1.73	1220.00	0.00	835.00	383.00
Storage	1230000	1239	1230000	0	605000	624000

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGE

Water Availability as of 1/9/2008 for
ROGUE R - PACIFIC OCEAN - AR RED ROCK CAN

Watershed ID #: 272 Basin: ROGUE Exceedance Level: 80
Time: 11/35 Date: 01/09/2008

No	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total
1	0.11	0.00	0.00	0.29	0.00	1.01	0.34	0.00	1.75
2	0.13	0.00	0.00	0.29	0.00	1.01	0.34	0.00	1.77
3	0.13	0.00	0.00	0.29	0.00	1.01	0.34	0.00	1.77
4	0.04	1.70	0.00	0.29	0.00	1.01	0.34	0.00	3.38
5	0.01	3.93	0.00	0.29	0.00	1.01	0.34	0.00	5.57
6	0.00	6.11	0.00	0.29	0.00	1.01	0.34	0.00	7.95
7	0.00	9.04	0.00	0.29	0.00	1.01	0.34	0.00	10.70
8	0.00	7.12	0.00	0.29	0.00	1.01	0.34	0.00	8.96
9	0.00	4.53	0.00	0.29	0.00	1.01	0.34	0.00	6.17
10	0.00	0.40	0.00	0.29	0.00	1.01	0.34	0.00	2.03
11	0.07	0.00	0.00	0.29	0.00	1.01	0.34	0.00	1.71
12	0.09	0.00	0.00	0.29	0.00	1.01	0.34	0.00	1.74

Page 20 of Details of Reservations for Consumptive Use Total Pages: 48

DETAILED REPORT OF RESERVATIONS FOR CONSUMPTIVE USE

Water Availability as of 1/9/2008 for
ROGUE R - PACIFIC OCEAN - AR RED ROCK CAN

Watershed ID #: 272 Basin: ROGUE Exceedance Level: 80
Time: 11/35 Date: 01/09/2008

APP #	0	0	0	0	0	0	0	TOTAL
Status								
1	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
2	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
3	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
5	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
6	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
7	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
8	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
9	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
11	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
12	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00

DETAILED REPORT OF INSTREAM REQUIREMENTS

Water Availability as of 1/9/2008 for
ROGUE R - PACIFIC OCEAN - AR RED ROCK CAN

Watershed ID #: 272 Basin: ROGUE Exceedance Level: 80
Time: 11/35 Date: 01/09/2008

ESM											
APP #	MP	271	MP	272	SV	91502	0	0	0	0	MAXIMUM
Status	Cert.	Cert.		SMV							
1	835.00	835.00	255.00	0.00	0.00	0.00	0.00	0.00	0.00	835.00	
2	835.00	835.00	255.00	0.00	0.00	0.00	0.00	0.00	0.00	835.00	
3	835.00	835.00	255.00	0.00	0.00	0.00	0.00	0.00	0.00	835.00	
4	835.00	835.00	255.00	0.00	0.00	0.00	0.00	0.00	0.00	835.00	
5	835.00	835.00	800.00	0.00	0.00	0.00	0.00	0.00	0.00	835.00	
6	835.00	835.00	800.00	0.00	0.00	0.00	0.00	0.00	0.00	835.00	
7	835.00	835.00	800.00	0.00	0.00	0.00	0.00	0.00	0.00	835.00	
8	835.00	835.00	100.00	0.00	0.00	0.00	0.00	0.00	0.00	835.00	
9	835.00	835.00	100.00	0.00	0.00	0.00	0.00	0.00	0.00	835.00	
10	835.00	835.00	255.00	0.00	0.00	0.00	0.00	0.00	0.00	835.00	
11	835.00	835.00	255.00	0.00	0.00	0.00	0.00	0.00	0.00	835.00	
12	835.00	835.00	255.00	0.00	0.00	0.00	0.00	0.00	0.00	835.00	

Page 21 of Details of the Water Availability Calculations Total Pages: 49

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION

Water Availability as of 1/9/2008 for
MILL CR - ROGUE R - AT MOUTH

Watershed ID #: 73379 Basin: ROGUE Exceedance Level: 80
Time: 11/35 Date: 01/09/2008

Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Flow	Instream Require- ments	Net Water Available
1	115.00	0.81	114.00	0.00	68.00	74.20
2	137.00	0.81	136.00	0.00	68.00	68.20
3	139.00	0.81	138.00	0.00	68.00	70.20
4	135.00	1.05	134.00	0.00	68.00	66.00
5	117.00	1.35	114.00	0.00	68.00	47.60

[illegible]

WATER RESOURCES DEPARTMENT

DIVISION 515

ROGUE BASIN PROGRAM

690-515-0000

Upper Rogue 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 Rogue River Basin and the attainment of an integrated, 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, agricultural use, power development, industrial, mining, recreation, wildlife and fish life uses and the waters of the upper Rogue River Basin are hereby so classified with the following exceptions:

(A) Those waters on which development is further restricted by ORS 538.220, 538.270, 538.430 and 542.210;

(B) The waters of Indian Creek, Evergreen Creek, Reese Creek, Trail Creek and Elk Creek and tributaries are classified only for domestic, livestock and instream use for recreation, fish life and wildlife except for the use of stored water. Water stored between November 1 and March 31 may be used at any time for purposes specified in subsection (a) of this section;

(C) To protect, maintain and perpetuate the resident fish habitat, the recreational value, and the cultural resources of the Upper Rogue Basin, the waters of the following streams and natural lakes shall not be diverted, interrupted or appropriated for power development purposes:

(i) All natural lakes in the Upper Rogue Basin;

(ii) The Rogue River from the origin near the intersection with the south line of Section 4, Township 29 South, Range 5 East, downstream to USGS stream gage 14328000 (Township 32 South, Range 3 East, Section 19) excluding existing projects;

(iii) Union Creek and tributaries;

(iv) Abbott Creek and tributaries.

(b) Applications for the use of the waters of the Upper Rogue River Basin shall not be accepted by any state agency for any other purpose than those specified in subsection (a) of this section and the granting of applications for such other purposes is declared to be prejudicial to the public interest and the granting of applications for such other uses would be contrary to the integrated, 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) For the purpose of maintaining a minimum perennial streamflow sufficient to support aquatic life and minimize pollution, no appropriations of water shall be made or granted by any state agency or public corporation of the state for the waters of the Rogue River or tributaries above river mile 164 when the combined flow measured at stream gages 14330000, Rogue River below Prospect (Township 33 South, Range 3 East, Section 6), and 14334700, South Fork Rogue River, South of Prospect (Township 33 South, Range 3 East, Section 7) is below 835 cubic feet per second except that this limitations shall not apply to:

(A) Water legally stored or legally released from storage;

(B) Domestic and livestock uses. Domestic use does not include irrigation of lawns and gardens;

(C) Appropriation of water for power development at or near gage 14330000 provided that alternative provisions for flow measurements are included in any permit or license issued for the project.

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

(i) Domestic and livestock uses. Domestic use does not include irrigation of lawns and gardens;

(ii) Water legally stored or released from storage, subject to section (3) of this rule.

(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.

Meridian: WILLAMETTE Township: 33 South Range: 2 East Section: 11 Records per Page: 13 Search

Acreage Legend:	12.25 Regular acreage	12.25 Acreage is on a canceled right	(12.25) Acreage is part of a transfer and has not been proven up on yet (inchoate)	[12.25] Acreage has been suspended	* Acreage is not specified
-----------------	-----------------------	--------------------------------------	--	------------------------------------	----------------------------

Water Rights Platcard Report

Meridian: WILLAMETTE Township: 33 South Range: 2 East Section: 11 Records per Page: 13 Search

Water Right		Changing Xfers	Priority	Use	Use Status	DLC	Gov't Lot	QQ(40):	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Unknown	
Q(160):	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	QQ	
Select Cert:35342 OR *									*																	
Additional Info: ELTON T BOREN App: 541882 Permit: 531336 Cert: 35342																										
Select Cert:36061 OR *									*																	
Additional Info: A A/MARY VALENTINE App: 538475 Permit: 528650 Cert: 36061																										
Select Cert:38443 OR *									*																	
Additional Info: CLARENCE/MABLE HEDGPETH App: 541854 Permit: 531320 Cert: 38443																										
Select Cert:38551 OR *									*																	
Additional Info: DORLAN F WOODS App: 541739 Permit: 531161 Cert: 38551																										
Select Cert:43761 RR *											5	17														
Additional Info: E H HURD App: 511745 Permit: 58417 Cert: 43761																										
Select Cert:45433 CF *									2.5																	
Additional Info: DAVID NEVILLE App: 518610 Cert: 45433																										
Select Cert:54020 OR *										*					*	*	*	*	*	*	*	*	*	*	*	
Additional Info: OREGON DEPARTMENT OF FISH AND WILDLIFE App: R37618 Permit: RB140 Cert: 54020																										
Select Cert:54488 OR *											*															
Additional Info: GERALD H HORWEDEL App: 559234 Permit: 544484 Cert: 54488																										
Select Cert:55873 OR *															*											
Additional Info: DONALD O WITT App: 553318 Permit: 539561 Cert: 55873																										
Select Cert:55874 OR CN															3.3											
Additional Info: DONALD O WITT App: 553770 Permit: 540378 Cert: 55874																										
Select Cert:55883 OR *											*															
Additional Info: RICHARD K BEAN App: 558462 Permit: 544063 Cert: 55883																										
Select Cert:55893 OR *									0.6																	
Additional Info: DAVID M PATTERSON App: 568040 Permit: 548971 Cert: 55893																										
Select Cert:56012 OR *															*											
Additional Info: JERRY/MARCIA STEWART App: 563762 Permit: 547309 Cert: 56012																										

12345

12345

Acreage Legend: 12.25 Regular acreage 12.25 Acreage is on a canceled right (12.25) Acreage is part of a transfer and has not been proven up on yet (inchoate) [12.25] Acreage has been suspended * Acreage is not specified

Water Rights Platcard Report

Meridian: WILLAMETTE Township: 33 South Range: 2 East Section: 11 Records per Page: 13 Search

Water Right	Changing Xfers	Priority	Use	Use Status	DLC	Gov't Lot	QQ(40):	NE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Unknown QQ	
Select Cert:57025 OR *		9/25/1978	DOMESTIC									*														
Additional Info: FRANK E STEVENS App: S57949 Permit: S43594 Cert: 57025																										
Select Cert:57194 OR *		4/20/1979	DOMESTIC									*														
Additional Info: BRIAN H BOOTHBY App: S58566 Permit: S44170 Cert: 57194																										
Select Cert:57195 OR *		4/20/1979	DOMESTIC									*														
Additional Info: ROBERT BURNS App: S58568 Permit: S44171 Cert: 57195																										
Select Cert:59068 OR *		3/1/1977	IRRIGATION									2.3														
Additional Info: D. AILEEN GARDNER App: S55395 Permit: S41537 Cert: 59068																										
Select Cert:60395 CF *		6/6/1927	IRRIGATION					1	1	1																
Additional Info: MIRIAM SHERWOOD App: S11432 Permit: S7998 Cert: 60395																										
Select Cert:66599 OR *		12/23/1986	DOMESTIC							*																
Additional Info: OREGON DEPARTMENT OF VETERANS AFFAIRS App: S68981 Permit: S49915 Cert: 66599																										
Select Cert:74207 OR *		9/10/1979	DOMESTIC							*																
Additional Info: ROBERT E O'LEARY App: S59318 Permit: S44689 Cert: 74207																										
Select Cert:74211 CF CN		3/19/1941	IRRIGATION	CN				1-9	3-4	10-4					5-4											
Additional Info: HOWARD BISHOP App: S19216 Permit: S14809 Cert: 74211																										
Select Cert:74211 CF CN		3/19/1941	SUPPLEMENTAL IRRIGATION (Supp'mtl)	CN						0-7																
Additional Info: HOWARD BISHOP App: S19216 Permit: S14809 Cert: 74211																										
Select Cert:74285 OR *		2/11/1980	IRRIGATION AND DOMESTIC																							
Additional Info: KEITH B DAWSON App: S59775 Permit: S45304 Cert: 74285																										
Select Cert:74286 OR *		2/11/1980	DOMESTIC																							
Additional Info: KEITH B DAWSON App: R59776 Permit: R8201 Cert: 74286																										
Select Cert:74286 OR *		2/11/1980	STORAGE																							
Additional Info: KEITH B DAWSON App: R59776 Permit: R8201 Cert: 74286																										
Select Cert:74287 OR *		7/6/1982	DOMESTIC																							
Additional Info: KEITH B DAWSON App: S63741 Permit: S47213 Cert: 74287																										

12345

1 2 3 4 5

Acreage Legend: 12.25 Regular acreage 12.25 Acreage is on a canceled right (12.25) Acreage is part of a transfer and has not been proven up on yet (inchoate) [12.25] Acreage has been suspended * Acreage is not specified

tax lot 2513

small acreage

the reservoir right

tax lot 2513

Meridian: WILLAMETTE Township: 33 South Range: 2 East Section: 11 Records per Page: 13 Search

Acres Legend:	12.25 Regular acres	12.25 Acres is on a canceled right	(12.25) Acres is part of a transfer and has not been proven up on yet (inchoate)	[12.25] Acres has been suspended	* Acres is not specified
---------------	------------------------	---------------------------------------	--	-------------------------------------	-----------------------------

—

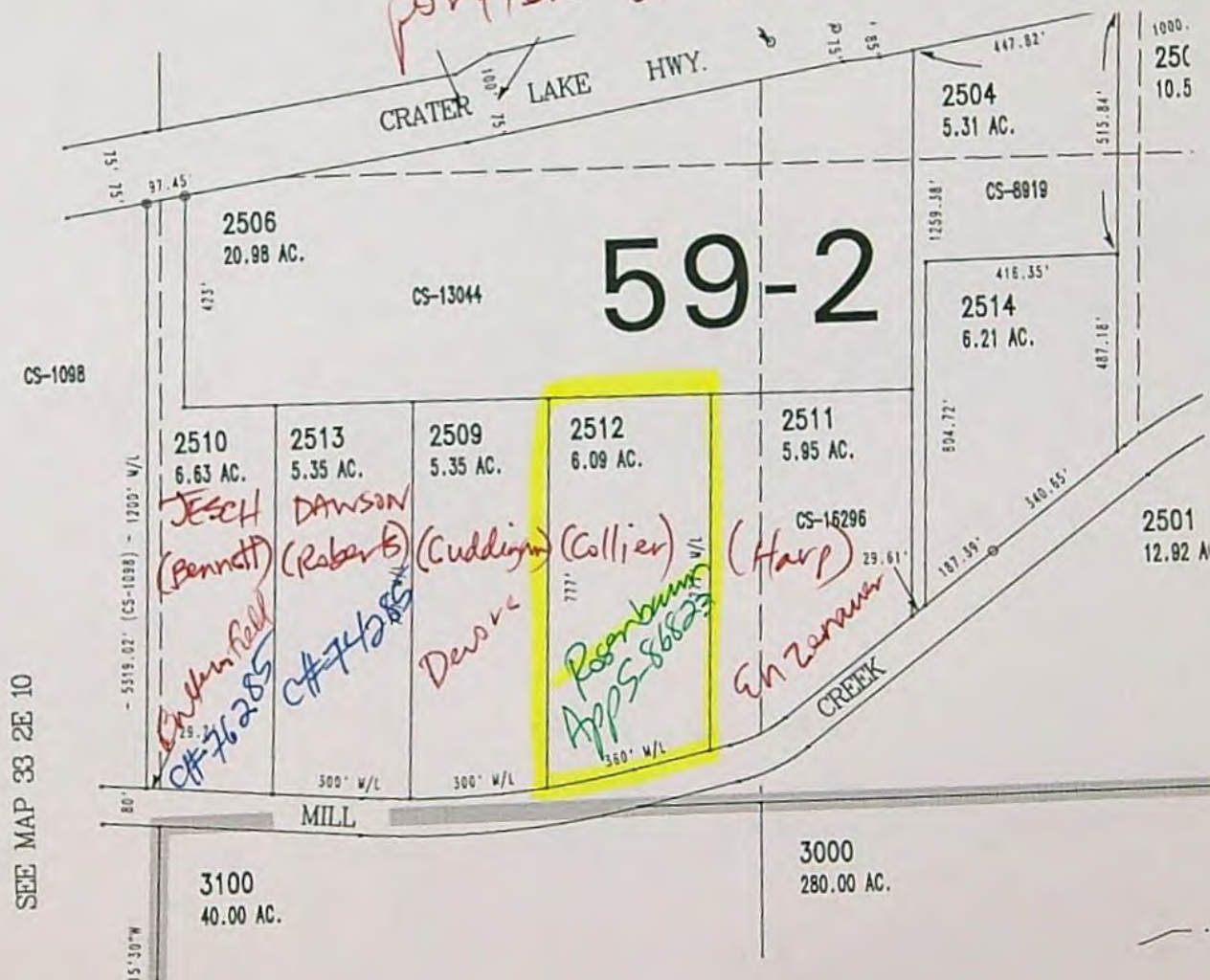
Meridian: WILLAMETTE - Township: 33 - South - Range: 2 - East - Section: 11 - Records per Page: 13 [Search](#)

	Water Right	Changing Xfers	Priority	Use	Use Status	DLC	Gout Lot	QQ(40) Q(160)	NE RE	NW RE	SW RE	SE NE	SE NW	NW NW	SW NW	SE NW	NE SW	NW SW	SW SW	SE SW	NE SE	NW SE	SE SE	Unknown QQ
Select	Permit:S 51506 •		10/31/1990	DOMESTIC											X			250	7					
	Additional Info: JAMES V DEVORE App: S70842 Permit: S51506																							
Select	Permit:S 53894 •		10/13/2000	HUMAN CONSUMPTION								*												
	Additional Info: WILIAM MATTHEWS App: S84561 Permit: S53894																							

12345

Acreage Legend:	12.25 Regular acreage	12-25 Acreage is on a canceled right	(12.25) Acreage is part of a transfer and has not been proven up on yet (inchoate)	[12.25] Acreage has been suspended	* Acreage is not specified
-----------------	-----------------------	--------------------------------------	--	------------------------------------	----------------------------

JACKSON COUNTY
T 33 S R 2 E, W.M.
portion of Section 11



? CH 74287
DAWSON - 0.005 Dam

THIS MAP WAS PREPARED FOR
ASSESSMENT PURPOSE ONLY

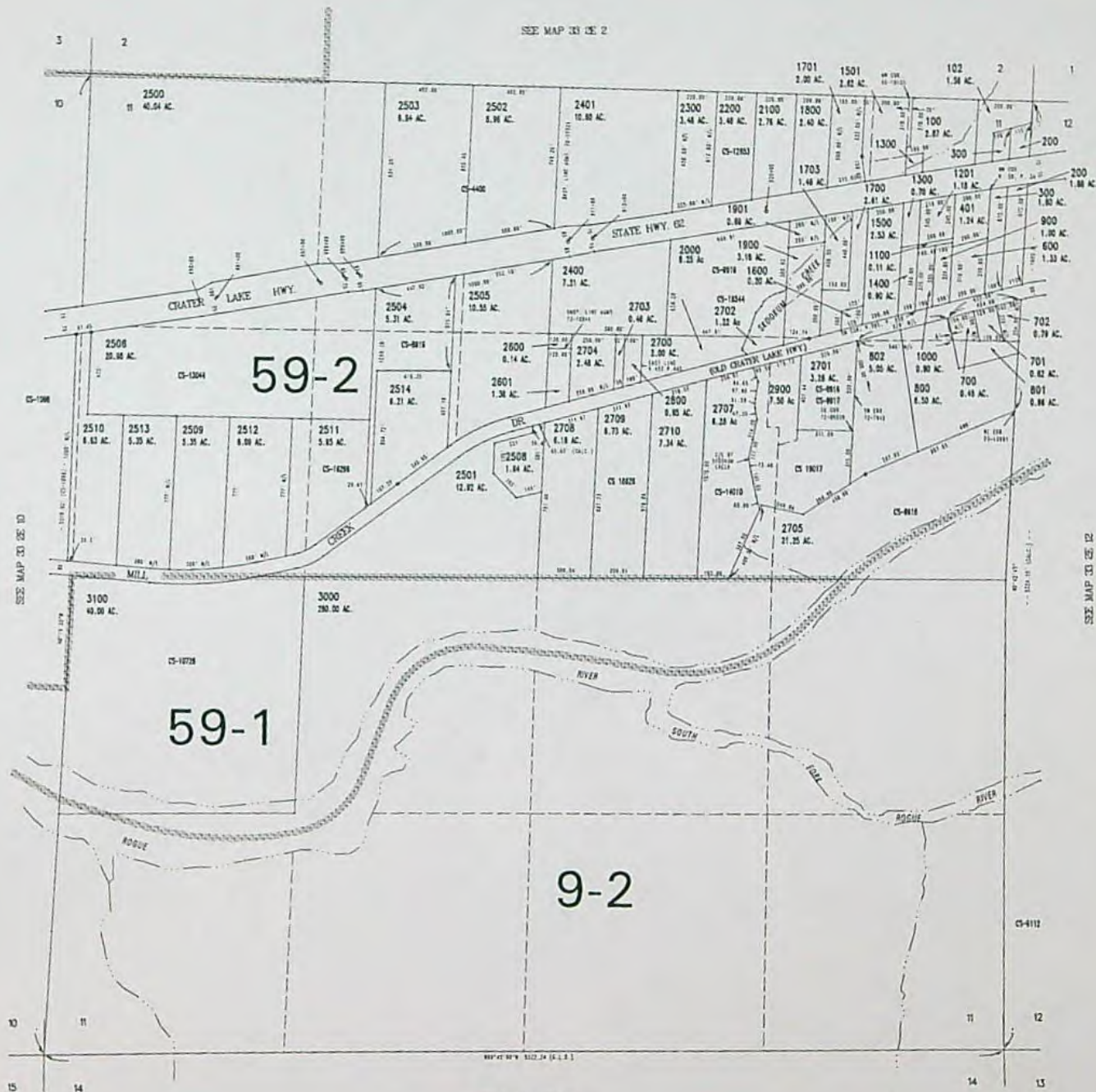
SECTION 11 T33S R2E W.M.
JACKSON COUNTY

1" = 400'

33 2E 11

SEE MAP 33 2E 2

CANCELLED NOS



SEE MAP 33 2E 12

SEE MAP 33 2E 14

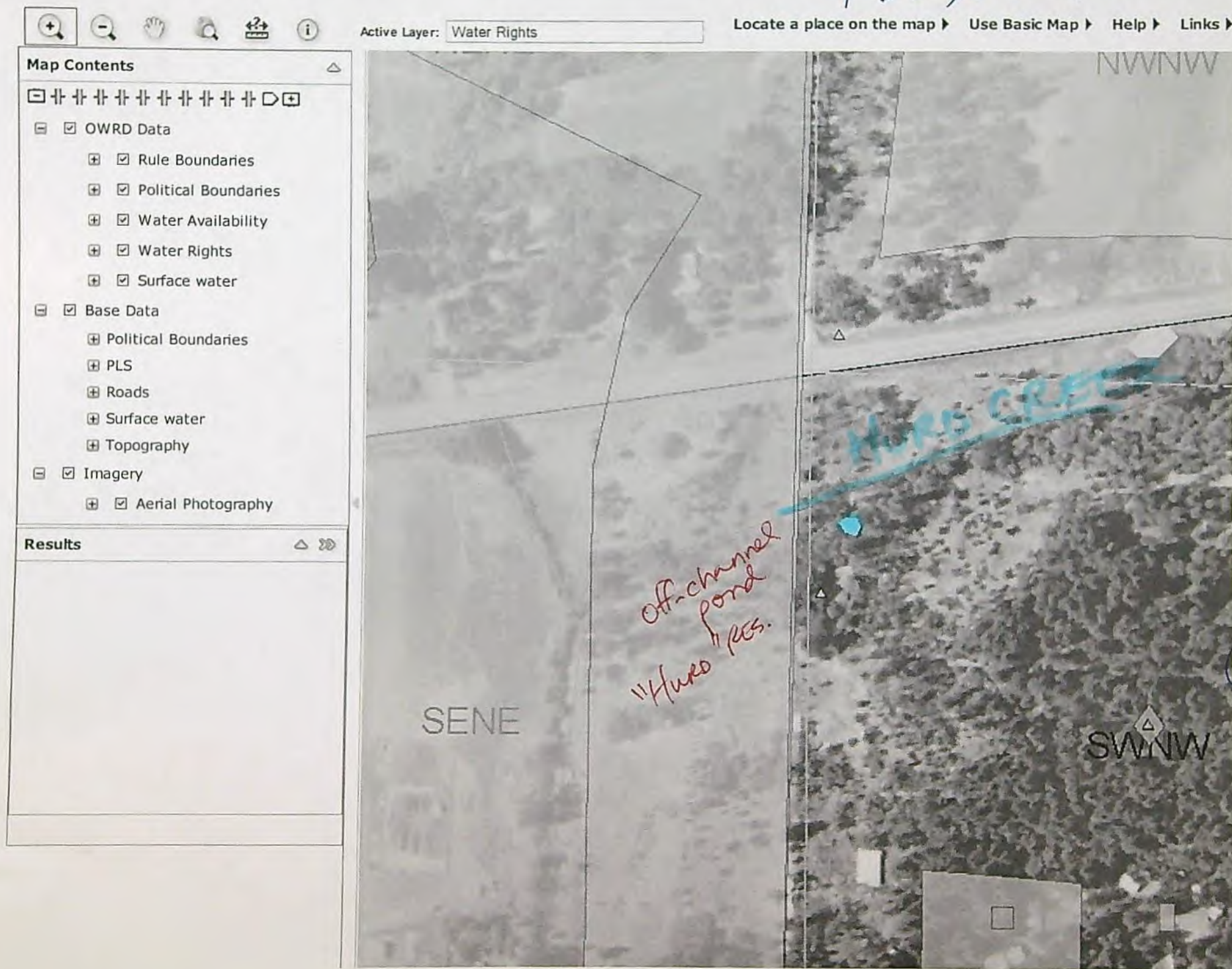
METAFIL K/MAP/332E/11/0/00 PLAT GFA
CREATED MONDAY SEPTEMBER 24, 2007 9:03 AM By JOHNSDWH

33 2E 11

DATE COMPILED: 9/24/07 BY: JSDWH
REV: 001

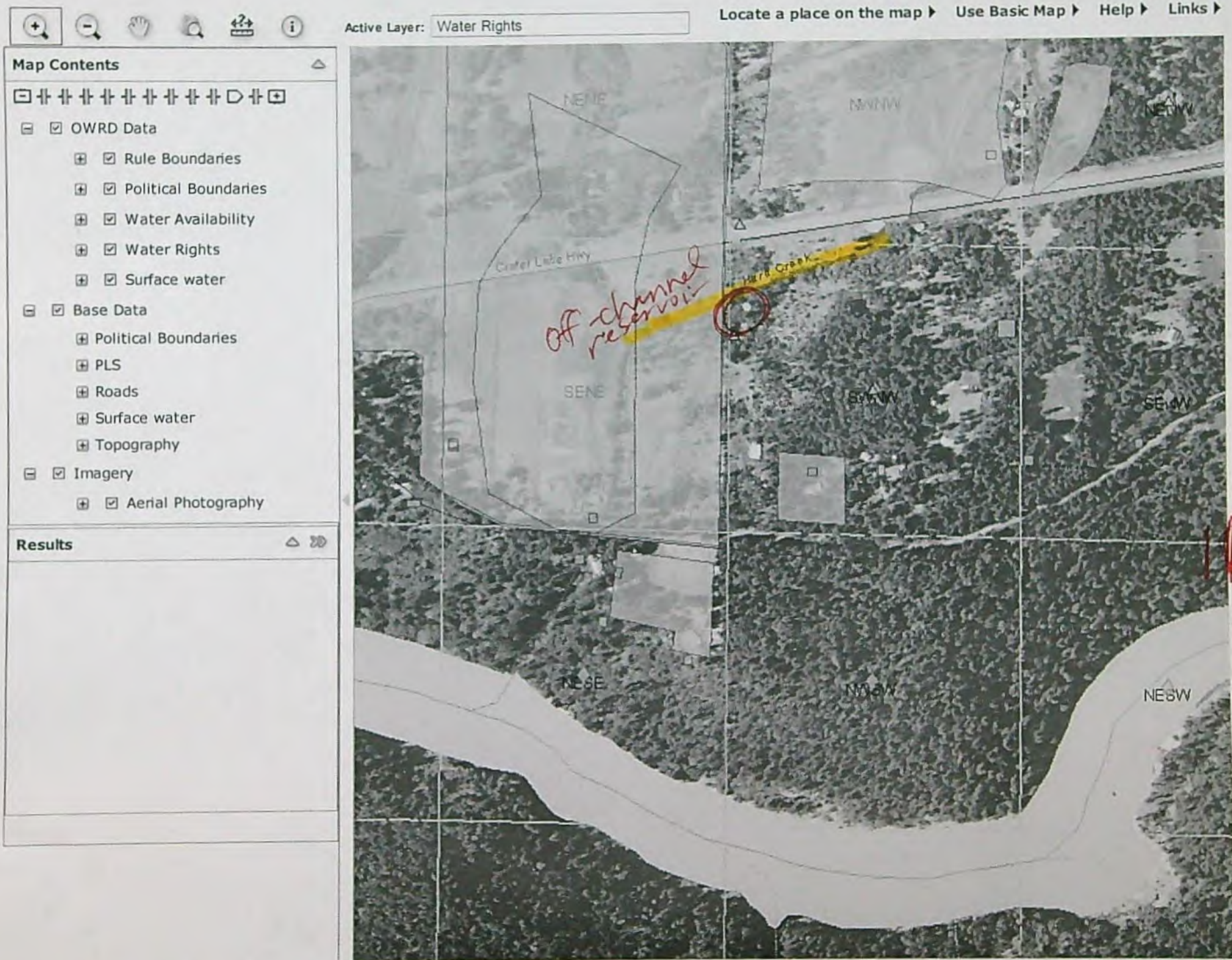
Oregon Water Resources Web Mapping Application (beta)

portion of Section 11
T33S, R2E, WM

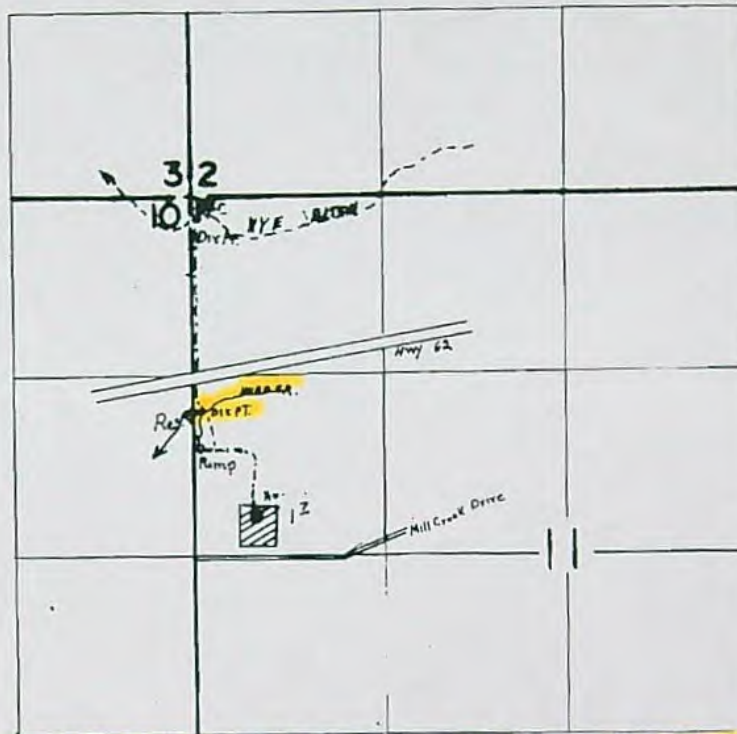


Oregon Water Resources Web Mapping Application (beta)

T335, R2E, W.M.

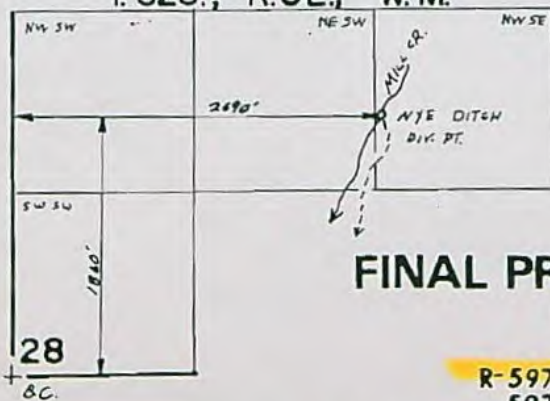


T.33S., R.2E., W. M.



Hurd Creek Div Pt Loc. 1050' N & 90' E From The W1/4 Corner Of Section 11

T.32S., R.3E., W.M.



SCALE: 1"=1320'

FINAL PROOF SURVEY UNDER

R-59776
59775

R-8201
45304

Application No. 63741.... Permit No. 47213.....
IN NAME OF

KEITH B & CINDY L. DAWSON

Surveyed NOV. 28, 1989, by B.S. JAMES

STATE OF OREGON
COUNTY OF JACKSON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KEITH B. AND CINDY L. DAWSON
P.O. BOX 161
PROSPECT, OREGON 97536

confirms the right to store the waters of HURD CREEK, a tributary of the ROGUE RIVER, in an **UNNAMED RESERVOIR**, appropriated under Permit 45304, for the purpose of DOMESTIC USE AND IRRIGATION.

The right to store these waters was **perfected under Reservoir Permit R-8201**. The date of priority is FEBRUARY 11, 1980. The amount of water entitled to be stored each year under this right is not more than 0.34 ACRE-FOOT.

The reservoir is located as follows:

SW 1/4 NW 1/4
SECTION 11
TOWNSHIP 33 SOUTH, RANGE 2 EAST, W.M.

The right to store and use the water for the above purpose is restricted to beneficial use at the place of use described.

WITNESS the signature of the Water Resources Director, affixed MAY 13, 1997.

/S/ Richard D. Bailey

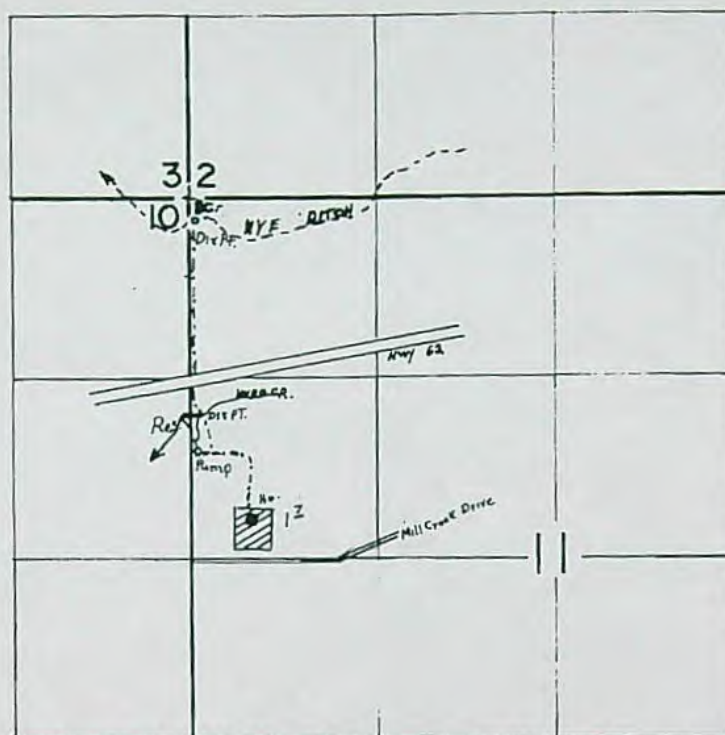
Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 74286.

R-59776.TES

"Hurd Creek
Res."

T.33S., R.2E., W. M.



Hurd Creek Div Pt Loc. 1050' N & 90' E From The W1/4 Corner Of Section 11

T. 32S., R. 3E., W.M.



SCALE: 1"=1320'

FINAL PROOF SURVEY UNDER

R-59776
59775

R-8201
45304

Application No. 63741.... Permit No. 47213.....
IN NAME OF

...KEITH B. & CINDY L. DAWSON...

Surveyed NOV. 28. 1989., by B.S. JAMES.....

STATE OF OREGON
COUNTY OF JACKSON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ERNEST P AND PATRICIA JESCH
208 PRATER WAY
SPARKS, NV 89431

confirms the right to use the waters of HURD CREEK AND AN UNNAMED RESERVOIR
CONSTRUCTED UNDER PERMIT R-8201, a tributary of the ROGUE RIVER, for the purpose of
IRRIGATING 2.0 ACRES AND DOMESTIC USE FOR ONE FAMILY.

This right was perfected under Permit 45304. The date of priority is FEBRUARY 11, 1980. The amount
of water to which this right is entitled is limited to an amount actually beneficially used and shall not
exceed 0.03 CUBIC FOOT PER SECOND, BEING 0.025 CFS FOR IRRIGATION AND 0.005 CFS
FOR DOMESTIC USE or its equivalent in case of rotation, measured at the point of diversion from the
source. The quantity of water allowed herein for domestic use along with any other right issued to
confirm the use of water under permit 45304 shall not exceed 0.01 cubic foot per second of water being
the maximum amount of water granted under the permit for domestic purposes.

The point of diversion is located as follows:

NW 1/4, SECTION 11, T 33 S, R 2 E, W.M.; 1050 FEET NORTH AND 90 FEET EAST
FROM THE W 1/4 CORNER OF SECTION 11.

The amount of water used for irrigation, together with the amount secured under any other right existing
for the same lands, is limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent
for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre
for each acre irrigated during the irrigation season of each year.

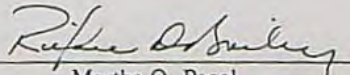
The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use to which this right is appurtenant is as follows:

SW 1/4 NW 1/4 2.0 ACRES AND DOMESTIC
SECTION 11
TOWNSHIP 33 SOUTH, RANGE 2 EAST, W.M.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place
of use described. The use confirmed herein may be made only at times when sufficient water is available
to satisfy all prior rights, including rights for maintaining instream flows.

WITNESS the signature of the Water Resources Director, affixed September 14, 1999.


Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 76285.

59775B.SB

different
Tax lot
to west
TL 2510
-no volume
mentioned

STATE OF OREGON
COUNTY OF JACKSON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KEITH B. AND CINDY L. DAWSON
P.O. BOX 161
PROSPECT, OREGON 97536

confirms the right to use the waters of HURD CREEK AND AN UNNAMED RESERVOIR
CONSTRUCTED UNDER PERMIT R-8201, a tributary of the ROGUE RIVER, for the purpose of
IRRIGATING 1.7 ACRES AND DOMESTIC USE FOR ONE FAMILY.

This right was perfected under Permit 45304. The date of priority is FEBRUARY 11, 1980. The amount
of water to which this right is entitled is limited to an amount actually beneficially used and shall not
exceed 0.025 CUBIC FOOT PER SECOND, BEING 0.020 CFS FOR IRRIGATION AND 0.005 CFS
FOR DOMESTIC USE or its equivalent in case of rotation, measured at the point of diversion from the
source.

The point of diversion is located as follows:

SW 1/4 NW 1/4, SECTION 11, T 33 S, R 2 E, W.M.; 1050 FEET NORTH AND 90
FEET EAST FROM THE W 1/4 CORNER OF SECTION 11.

The amount of water used for irrigation, together with the amount secured under any other right existing
for the same lands, is limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent
for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre
for each acre irrigated during the irrigation season of each year.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use to which this right is appurtenant is as follows:

SW 1/4 NW 1/4 1.7 ACRES AND DOMESTIC
SECTION 11
TOWNSHIP 33 SOUTH, RANGE 2 EAST, W.M.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place
of use described. The use confirmed herein may be made only at times when sufficient water is available
to satisfy all prior rights, including rights for maintaining instream flows.

WITNESS the signature of the Water Resources Director, affixed MAY 13, 1997.

/S/ Richard D. Bailey

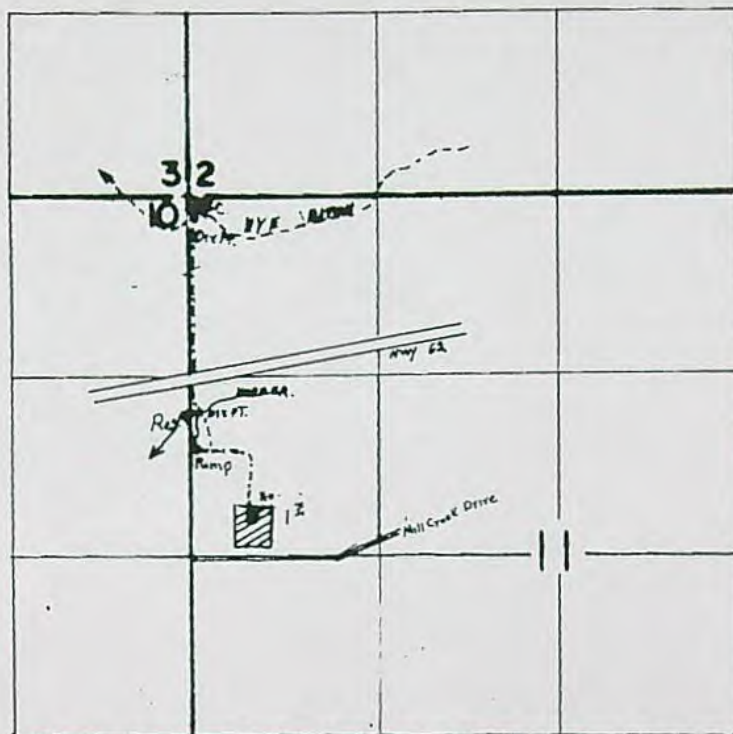
Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 74285.

59775.TES

different
Adjoint
Tax lot to
West
TL 2573
- no volume
mentioned

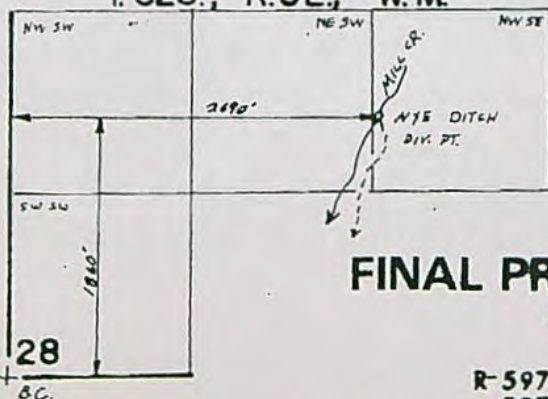
T.33S, R.2E, W. M.



Hurd Creek Div Pt Loc. 1050' N & 90' E From The W1/4 Corner Of Section 10



T.32S, R.3E, W.M.



SCALE: 1"=1320'

FINAL PROOF SURVEY UNDER

R-59776
59775

R-8201
45304

Application No. 63741... Permit No. 47213...
IN NAME OF

...KEITH B. & CINDY L. DAWSON...

Surveyed NOV. 28, 1989, by B.S. JAMES.....

STATE OF OREGON
COUNTY OF JACKSON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KEITH B. AND CINDY L. DAWSON
P.O. BOX 161
PROSPECT, OREGON 97536

confirms the right to store the waters of HURD CREEK, a tributary of the ROGUE RIVER, in an UNNAMED RESERVOIR, appropriated under Permit 45304, for the purpose of DOMESTIC USE AND IRRIGATION.

The right to store these waters was perfected under Reservoir Permit R-8201. The date of priority is FEBRUARY 11, 1980. The amount of water entitled to be stored each year under this right is not more than 0.34 ACRE-FOOT.

The reservoir is located as follows:

SW 1/4 NW 1/4
SECTION 11
TOWNSHIP 33 SOUTH, RANGE 2 EAST, W.M.

The right to store and use the water for the above purpose is restricted to beneficial use at the place of use described.

WITNESS the signature of the Water Resources Director, affixed MAY 13, 1997.

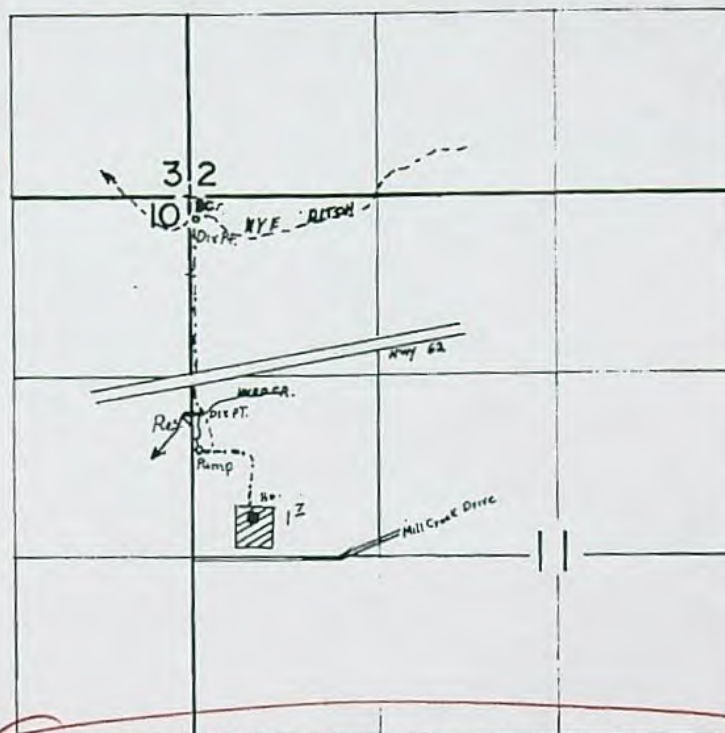
/S/ Richard D. Bailey

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 74286.

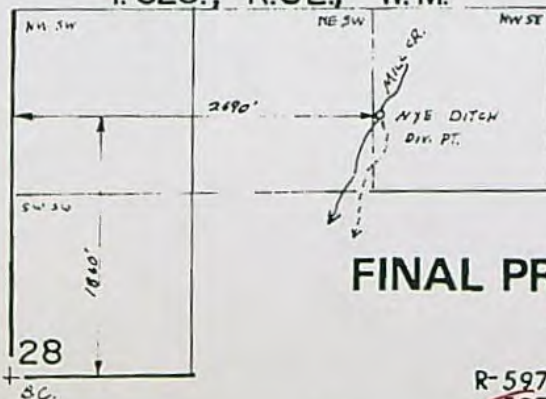
R-59776.TES

T.33S., R.2E., W. M.



Hurd Creek Div Pt Loc. 1050' N & 90° E From The W1/4 Corner Of Section 11

T. 32S., R. 3E., W. M.



SCALE: 1"=1320'

FINAL PROOF SURVEY UNDER

R-59776

R-8201

59775

45304

CH 74286

Application No. 63741... Permit No. 47213...

IN NAME OF

...KEITH B. & CINDY L. DAWSON...

Surveyed NOV. 28, 1989, by B.S. JAMES

STATE OF OREGON
COUNTY OF JACKSON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KEITH B. AND CINDY L. DAWSON
P.O. BOX 161
PROSPECT, OREGON 97536

confirms the right to store the waters of HURD CREEK, a tributary of the ROGUE RIVER, in an UNNAMED RESERVOIR, appropriated under Permit 45304, for the purpose of DOMESTIC USE AND IRRIGATION.

The right to store these waters was perfected under Reservoir Permit R-8201. The date of priority is FEBRUARY 11, 1980. The amount of water entitled to be stored each year under this right is not more than 0.34 ACRE-FOOT.

The reservoir is located as follows:

SW 1/4 NW 1/4
SECTION 11
TOWNSHIP 33 SOUTH, RANGE 2 EAST, W.M.

The right to store and use the water for the above purpose is restricted to beneficial use at the place of use described.

WITNESS the signature of the Water Resources Director, affixed MAY 13, 1997.

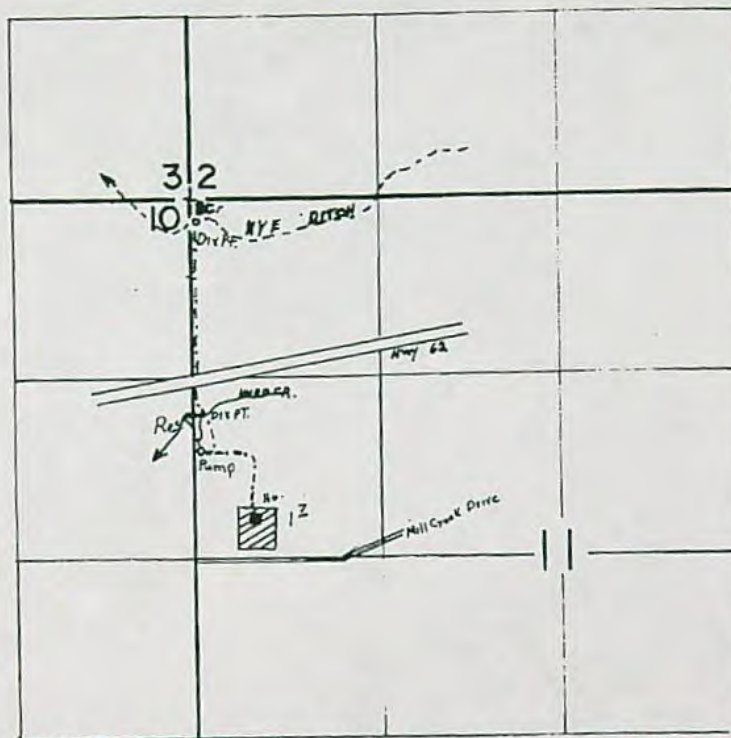
/S/ Richard D. Bailey

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 74286.

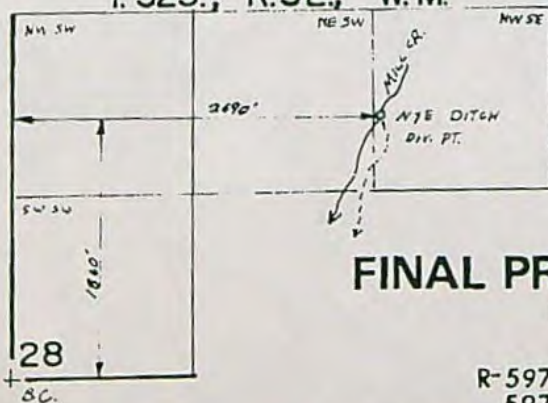
R-59776.TES

T. 33S., R. 2E., W. M.



Hurd Creek Div Pt Loc. 1050' N 89° E' From The W 1/4 Corner Of Section 32

T. 32S., R. 3E., W. M.



SCALE: 1"=1320'

FINAL PROOF SURVEY UNDER

R-59776
59775

R-8201
45304

Application No. 63741.... Permit No. 47213.....
IN NAME OF

...KEITH B. & CINDY L. DAWSON...

Surveyed NOV. 28, 1989, by B.S. JAMES.....

STATE OF OREGON
COUNTY OF JACKSON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KEITH B. AND CINDY L. DAWSON
PO BOX 161
PROSPECT, OREGON 97536

confirms the right to use the waters of MILL CREEK, a tributary of ROGUE RIVER, for DOMESTIC USE FOR ONE FAMILY.

This right was perfected under Permit 47213. The date of priority is JULY 6, 1982. The right is limited to an not more than 0.005 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NW 1/4 SE 1/4, SECTION 28, T 32 S, R 3 E, W.M.; 1860 FEET NORTH AND 2690 FEET EAST FROM THE SW CORNER OF SECTION 28.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use to which this right is appurtenant is as follows:

SW 1/4 NW 1/4
SECTION 11
TOWNSHIP 33 SOUTH, RANGE 2 EAST, W.M.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

WITNESS the signature of the Water Resources Director, affixed MAY 13, 1997.

/S/ Richard D. Bailey

Martha O. Page

Recorded in State Record of Water Right Certificates numbered 74287.

63741.DM

Standard Application Completeness Checklist

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

Application _____	Township <u>33S</u>
Priority Date _____	Range <u>2E</u>
Use(s) <u>DOMESTIC</u>	Section <u>11</u>
Rate <u>0.005 cfs & 0.12 af</u>	POD Loc. <u>SW NN</u>
County <u>JACKSON</u>	POU Loc. <u>SW NN</u>

pg 1 missing

☒ Applicant/Organization Name, Mailing Address and Telephone Number, application signed in ink.

☒ 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)

☒ Property ownership indicated. Pipeline crosses TL 2506, 2509, 2510 & 2513

☒ If applicant does not own all the land, the affected landowner's name and mailing address must be listed. ① Need names & addresses

☐ 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.

NA ☒ Groundwater development section (Page 2, Section 3 and/or Page 3, Section 2) or a well log report. ② Who owns Hurd Reservoir?

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

NA ☒ Enclosed Supplemental Form for each proposed use.

- ☐ 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 yr 0.005 cfs from Miller via Nye Ditch & 0.12 af from Hurd Res.

RECEIVED

APR 02 2007

WATER RESOURCES DEPT
SALEM, OREGON

☒ 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.

☐ 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.

☒ A completed Land-Use Form or receipt signed and dated by the appropriate planning department officials. *Date of signature must be within the past 6 months.*

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

☒ Township, Range, Section

☒ Location of main canals, ditches, pipelines or flumes

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

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

☒ 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 & 0.12 af

Base Fee \$ 300

Total Exam Fee \$ 520

1st CFS/AF 200

Total Paid \$ 520

\$20 Addtn'l @ AF = \$20

Amount Due \$ 0

Reviewed by KLK

Date _____

**Oregon Water Resources Department
Water Right Services Division**

Water Right Application S-86823 in the)	
name of KENNETH ROSENBAUM)	PROPOSED FINAL ORDER
)	

Summary: The Department proposes to issue an order approving Application S-86823, as amended, and a permit consistent with the attached draft permit.

Prior to the issuance of a permit, if one is issued, the Department must receive the following:

- **Permit recording fees in the amount of \$520.00. A check should be made out to the Oregon Water Resources Department or OWRD.**

Please include the application number on any documents submitted.

Authority

The application is being processed in accordance with Oregon Revised Statute (ORS) 537.153 through 537.175, and 390.826, and Oregon Administrative Rule (OAR) Chapter 690, Divisions 5, 33, 300, 310, 400, 410, and the Rogue Basin Program OAR 690-515. These statutes and rules can be viewed on the following website: <https://www.oregon.gov/OWRD/programs/policylawandrules/Pages/default.aspx>

The Department's main page is <http://www.oregon.gov/OWRD>.

The Department shall presume that a proposed use will not impair or be detrimental to the public interest if:

- a) 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);
- b) Water is available;
- c) The proposed use will not injure other water rights; and
- d) The proposed use complies with the rules of the Commission. ORS 537.153(2); OAR 690-310-0110(1)

All four criteria must be met for a proposed use to be presumed to not impair or be detrimental to the public interest. When the criteria are met and the presumption is established, or if the proposed use can be modified or conditioned to meet the presumption criteria, the Department must further evaluate the proposed use, any comments received, information available in its files or received from other interested agencies and any other available information to determine whether the presumption is overcome. OAR 690-310-0120(3).

If the Department determines that the presumption is established and not overcome, the Department shall issue a Proposed Final Order recommending issuance of the permit subject to any appropriate modifications or conditions.

FINDINGS OF FACT

Application History

1. On April 2, 2007, Kenneth Rosenbaum filed a complete application for the following water use:

Source	MILL CREEK VIA NYE DITCH, TRIBUTARY OF ROGUE RIVER AND HURD CREEK RESERVOIR, CONSTRUCTED UNDER PERMIT R-8201, TRIBUTARY TO HURD CREEK
Use	DOMESTIC USE FOR ONE HOUSEHOLD
Rate	0.005 CUBIC FOOT PER SECOND (CFS) AND 0.12 ACRE-FOOT (AF)
County	JACKSON COUNTY
Location	SECTION 11, TOWNSHIP 33 SOUTH, RANGE 2 EAST, W.M.

2. On September 12, 2008, the Department mailed the applicant notice of its Initial Review, determining that "The use of 0.12 AF from Hurd Creek Reservoir, tributary to Hurd Creek, for domestic use for one household may be allowed year round" and "...the use of 0.005 CFS of water from Mill Creek via Nye Ditch, a tributary of Rogue River, for domestic use for one household is not allowable, and it appears unlikely that you will be issued a permit for live flow. However, by providing additional information you may be able to pursue a limited permit for human consumption use from live flow (indoor use only: cooking, drinking, sanitation), limited to 500 gallons per day per household." The applicant did not notify the Department to stop processing the application within 14 days of that date.
3. On September 16, 2008, 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 obtaining future notices and a copy of the Proposed Final Order.
4. On September 19, 2008, the Department received the Application Supplement for Human Consumption & Livestock Uses demonstrating that the applicant has no reasonable alternative to obtaining water for human consumption use for one household and that denial of the application will result in loss of reasonable expectations for use of the property. The applicant also confirmed that he does not have access to water in Hurd Creek Reservoir, and removed it as a source under this application.

Presumption Criteria (a) Consistency with Basin Program

5. The proposed use is allowed under the Rogue Basin Program (OAR 690-515-0000). ORS 537.153(2); OAR 690-310-0110(1)(a)

Presumption Criteria (b) Water Availability

6. An assessment of water availability at 80% exceedance for the proposed use was completed using the Department's Water Availability Reporting System (WARS). A copy of this assessment is in the application file. This review is done consistent with OAR 690-410-0070(2)(a). The assessment established that **surface water is not available at any time of the year**. ORS 537.153(3)(c); OAR 690-310-0150(2)(c)

Presumption Criteria (c) Injury Determination

7. The proposed use will not injure other water rights. ORS 537.153(2); OAR 690-310-0150(2)(e)

Presumption Criteria (d) Whether the Use Complies with Rules of the Commission

8. Documentation has been submitted from the relevant land-use planning jurisdiction that indicates the proposed use is allowed outright. ORS 537.153(2)(b); OAR 690-310-0150(2)(b)
9. The proposed use is in an area of the state in which OAR 690-033-0310 thru -0340 applies. These rules establish definitions, additional procedures, and standards to aid the Department in determining whether a proposed use will impair or be detrimental to the public interest with regard to sensitive, threatened or endangered fish species.

690-033-0310 Statewide Rules

- A. The proposed use occurs occur in an area that may affect the habitat of sensitive, threatened or endangered fish species. OAR 690-033-0330(1)
- B. The applicant has been notified that based on a preliminary determination, the proposed use may affect the habitat of sensitive, threatened or endangered fish species and the application may be conditioned or denied. OAR 690-033-0310(1)(a)
- C. The interagency review team has been notified that an application has been received in an area that may affect the habitat of sensitive, threatened or endangered fish species. OAR 690-033-0330(1)(b)
- D. The interagency review team was convened to review the application, but did not recommend any additional conditions.
10. Based on the review of the presumption criteria (a)-(d) above, the presumption has **not** been established. ORS 537.153(2); OAR 690-310-0110(1)(a)-(d)
11. OAR 690-310-120(2)(b) states that when the presumption is not established, the Department shall determine whether the proposed use will impair or be detrimental to the public interest considering the factors in ORS 537.170(8), and may make specific findings to demonstrate that even though the presumption is not established, the proposed use will not impair or be detrimental to the public interest, and propose approval of the application with appropriate modifications or conditions.

690-310-0260 Public Interest Findings

12. The proposed use is located above the Rogue Scenic Waterway, as designated under ORS 390.826.
13. The proposed diversion and use of water does not significantly impair the free-flowing character of these waters in quantities necessary for recreation, fish and wildlife.
14. The proposed diversion and use of water is consistent with the provisions of ORS Chapters 536 and 537 and OAR 690.

15. Construction, operation and maintenance of the diversion system will be carried out in a manner consistent with the purposes set forth in ORS 390.805 to 390.925.
16. Water rights for human consumption use shall not exceed 0.005 cubic feet per second per household. OAR 690-310-0260(2)(d)
17. After considering alternative water sources, including groundwater, stored water, purchased trucked water, community and municipal suppliers, and transfers of existing water rights, the applicant provided documentation that there are no reasonable alternative sources of water.
18. Denial of the application will result in loss of reasonable expectations for use of the property.

Further Evaluation of the Proposed Use

19. Pursuant to ORS 537.170(8), the Department has considered the following factors:
 - A. The maximum economic development of the waters involved: The applicant has demonstrated that denial of this application would result in loss of reasonable expectations for use of the property. OAR 690-310-0260(4)(c)
 - B. The control of the waters of this state for all beneficial purposes, including drainage, sanitation and flood control: Human consumption use includes uses of water for sanitation (OAR 690-300-0010(24)). Because the applicant has no other reasonable source of water to provide sanitation to their home, human consumption use is necessary to provide the beneficial use of sanitation to the applicant.
 - C. The amount of waters available for appropriation for beneficial use: Water is not available for the proposed use during the full period requested.
 - D. The prevention of wasteful, uneconomic, impracticable or unreasonable use of the waters involved: The use will be conditioned to require reasonable use of the water and measurement, recording, and reporting conditions as required under ORS 390.835(6)(d)(C).
 - E. All vested and inchoate rights to the waters of this state or to the use of waters of this state, and the means necessary to protect such rights: Issuance of this right may increase the likelihood that water may not be available for all water rights.
 - F. The state water resources policy formulated under ORS 536.295 to 536.350 and 537.505 to 537.534: ORS 536.310(3) provides that "adequate and safe supplies be preserved and protected for human consumption use, while conserving maximum supplies for other beneficial uses." Because the proposed use is human consumption there is a preference for this use over all other uses.
20. No comments were received by the close of the comment period. OAR 690-310-0120(3)
21. Information available in department files, received from other interested agencies, and other available information does provide a preponderance of evidence that the proposed use would not impair or be detrimental to the public interest under ORS 537.153. OAR 690-310-0120(3)

CONCLUSION OF LAW

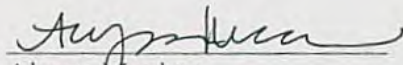
1. The proposed use would not impair or be detrimental to the public interest.

NOTE: When issuing permits, ORS 537.170(6) authorizes the Department to include provisions or restrictions concerning the use, control and management of water to be appropriated for the project. The attached draft permit is conditioned accordingly.

PROPOSED ORDER

The Department recommends approval of Application S-86823, as amended, and issuance of a permit consistent with the attached draft permit.

DATED July 16, 2019



Alyssa Mucken

Water Rights Section Manager, for
Thomas M. Byler, Director
Oregon Water Resources Department

Protests

Under the provisions of ORS 537.153(7) (for surface water) or ORS 537.621(8) (for groundwater), you can protest this Proposed Final Order. Protests must be received by the Water Resources Department no later than **August 30, 2019**. Protests must be in writing and 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 the 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;
- To affect the Department's determination that the proposed use in this application will, or will not, impair or be detrimental to the public interest, ORS 537.153(6) requires that a protest demonstrate, by a preponderance of evidence any of the following: (a) One or more of the criteria for establishing the presumption are, or are not, satisfied; or (b) The specific aspect of the public welfare, safety and health under ORS 537.170(8) that would be impaired or detrimentally affected, and specifically how the identified aspect of the public welfare, safety and health under ORS 537.170 (8) would be impaired or be adversely affected;
- If you are the applicant, a protest fee of \$410 required by ORS 536.050; and
- If you are not the applicant, a protest fee of \$810 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.

Requests for Standing

Under the provisions of ORS 537.153(7) (for surface water) or ORS 537.621(8) (for groundwater), 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 **August 30, 2019**. 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 \$230. If a hearing is scheduled, an additional fee of \$580 must be submitted along with a petition for party status.

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.

You may be represented by an attorney at the hearing. Legal aid organizations may be able to assist a party with limited financial resources. Generally, partnerships, corporations, associations, governmental subdivisions or public or private organizations are represented by an attorney. However, consistent with OAR 690-002-0020 and OAR 137-003-0555, an agency representative may represent a partnership, corporation, association, governmental subdivision or public or private organization if the Department determines that appearance of a person by an authorized representative will not hinder the orderly and timely development of the record in this case.

Notice Regarding Servicemembers: Active duty servicemembers have a right to stay proceedings under the federal Servicemembers Civil Relief Act. For more information contact the Oregon State Bar at 800-452-8260, the Oregon Military Department at 503-584-3571, or the nearest United States Armed Forces Legal Assistance Office through <http://legalassistance.law.af.mil>. The Oregon Military Department does not have a toll free telephone number.

- If you have any questions about statements contained in this document, please contact Kim French at Kim.R.French@oregon.gov or 503-986-0816.
 - If you have questions about how to file a protest or if you have previously filed a protest and you want to know the status, please contact Patricia McCarty at 503-986-0820.
 - If you have any questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at 503-986-0801.
 - Address any correspondence to : Water Right Services Division
725 Summer St NE, Suite A
Salem, OR 97301-1266
- Fax: 503-986-0901

DRAFT

This is not a permit.

DRAFT

STATE OF OREGON

COUNTY OF JACKSON

DRAFT PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS DRAFT PERMIT IS HEREBY ISSUED TO

KENNETH ROSENBAUM
1942 MILL CREEK RD
PROSPECT OR 97536

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

APPLICATION FILE NUMBER: S-86823

SOURCE OF WATER: MILL CREEK VIA NYE DITCH, TRIBUTARY OF ROGUE RIVER

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

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

PERIOD OF USE: JANUARY 1 THROUGH DECEMBER 31

DATE OF PRIORITY: APRIL 2, 2007

POINT OF DIVERSION:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
32 S	3 E	WM	28	NW SE	1860 FEET NORTH AND 2690 FEET EAST FROM SW CORNER, SECTION 28

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
33 S	2 E	WM	11	SW NW

1. **Water Use Measurement, Recording, and Reporting Condition:**

- 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 device in good working order.
- B. The permittee shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.

- C. The permittee shall keep a complete record of the volume of water diverted each month, and shall submit a report which includes 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.
 - D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.
- 2. 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.

STANDARD CONDITIONS

- 1. 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.
- 2. 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.
- 3. 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.
- 4. 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.
- 5. Construction of the water system shall begin within five years of the date of permit issuance. The deadline to begin construction may not be extended. This permit is subject to cancellation proceedings if the begin construction deadline is missed.
- 6. Complete 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.
- 7. Within one year after complete application of water to the proposed use, 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

Dwight French
Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

S-86823
Kenneth Rosenbaum
1942 Mill Creek Rd.
Prospect, OR. 97536



9590 9402 4402 8248 9850 28

2. Article Number (Transfer from service label)

7018 0680 0002 0041 4858

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

Kenneth Rosenbaum

☐ Agent

☐ Addressee

B. Received by (Printed Name)

K.R.

C. Date of Delivery

7/19/19

D. Is delivery address different from item 1? ☐ Yes

If YES, enter delivery address below:

☐ No

RECEIVED

JUL 22 2019

OWRD

3. Service Type

- ☐ Adult Signature
- ☐ Adult Signature Restricted Delivery
- ☐ Certified Mail®
- ☐ Certified Mail Restricted Delivery
- ☐ Collect on Delivery
- ☐ Collect on Delivery Restricted Delivery
- ☐ Insured Mail
- ☐ Insured Mail Restricted Delivery (over \$500)

☐ Priority Mail Express®

☐ Registered Mail™

☐ Registered Mail Restricted Delivery

☐ Return Receipt for Merchandise

☐ Signature Confirmation™

☐ Signature Confirmation Restricted Delivery

USPS TRACKING #



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

9590 9402 4402 8248 9850 28

United States
Postal Service

- Sender: Please print your name, address, and ZIP+4® in this box•

Oregon water Resources Department
725 Summer St. NE., Ste. A
Salem, OR. 97401

Mailing List for PFO Copies

Application S-86823

PFO Date July 16, 2019

Original mailed via CERTIFIED MAIL to applicant:

KENNETH ROSENBAUM
1942 MILL CREEK RD
PROSPECT OR 97536

Sent via auto email:

1. WRD - Shavon Haynes - # 13

Copies sent to:

3. WRD - File # S-86823
4. WRD - SW Section
5. James Hibbs, CWRE, 419 Phoenix Hills Drive, Phoenix, OR 97535
6. ALO - James & Polly Devore, 1944 Mill Creek Dr, Prospect, OR 97536
7. ALO - Steven & Roberta Brent, 1946 Mill Creek Dr, Prospect, OR 97536
8. ALO - James & Sarah Shannon, 1964 Mill Creek Dr, Prospect, OR 97536
9. ALO - John & Ruth Lucas, 11105 Redwood, Fontana, CA 92335

Application Specialist: Kim French

Copies Mailed

By: TM
(SUPPORT STAFF)

on: 7.16.2019
(DATE)

Protest/Standing Dates
checked
08/30/19

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-86823 _____ Applicant's Name: Rosenbaum _____

- 1) Will the proposed use occur in an area that may affect the essential habitat of sensitive, threatened, or endangered fish species? [690-33-330(1)]

No. However, resident trout species are present in Mill Creek and in the Rogue River above Lost Creek Reservoir.

☐ NO ☐ YES Species: _____ Status: ☐ Sensitive ☐ Threatened ☐ Endangered

If YES, continue to question (2). If NO, you may comment by completing the public interest review sheet on the back of this page.

- 2) Stage or value at risk (check all that apply): ☐ Spawning, ☐ Incubation ☐ Rearing ☐ Passage ☐ Habitat Value

- 3) Will the proposed use result in a LOSS in the essential habitat of THREATENED OR ENDANGERED SPECIES or a NET LOSS in the essential habitat of a SENSITIVE SPECIES? ☐ NO ☐ YES

A) Standard of NET LOSS applies to sensitive species statewide. [690-33-330(2)(b)]

B) Standard of LOSS applies to T or E species outside the Columbia Basin. [690-33-330(2)(a)]

- 4) Can conditions be applied to mitigate the impact to the essential habitat of a S, T or E species?

☐ NO; skip to question 6. ☐ YES

Which conditions are recommended? (select from Menu of Conditions) _____

- 5) If conditions cannot be identified to offset impacts to the essential habitat of S, T or E species, would the proposed use harm the species? ☐ NO ☐ YES [690-33-330(4)]

If YES, please explain: _____

- 6) 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)

- 7) Your recommendation under OAR 690-033-0330 (2): _____ Approval with conditions
_____ Approval without conditions
_____ Denial

ODFW Representative signature: _____ Date: _____

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

ODFW PUBLIC INTEREST REVIEW SHEET

Application #: 5-8825 Applicant's Name: Rosenbaum

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: Yes. Cutthroat and rainbow trout

Other: _____

Stage or value at risk (check all that apply): ☐ Spawning, ☐ Incubation ☐ Rearing ☐ Passage ☐ Habitat Value

All of the above

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

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

No.

Which conditions are

ODFW

DID NOT COMPLETE A

DIV 33 REVIEW.

WRD IS NOT CONSIDERING

THESE DIV 310 COMMENTS

4) If conditions cannot be

If YES, please explain:

The proposed water w
the Rogue River.

sed use harm the species? ☐ NO ☐ YE

r resident fish species in Mill Creek and in

5) If WRD determines that it is not possible to mitigate the impact cannot be mitigated what conditions do you recommend? (select from menu or Conditions)

fishdiv33

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

ODFW Representative signature: [Signature]

Date: 11/16/18

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

ODFW PUBLIC INTEREST REVIEW SHEET

Application #: 5-8823 Applicant's Name: Rosenbaum

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: Yes, Cutthroat and rainbow trout

Other: _____

Stage or value at risk (check all that apply): ☐ Spawning, ☐ Incubation ☐ Rearing ☐ Passage ☐ Habitat Value

All of the above

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

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

No.

Which conditions are recommended? (select from Menu of Conditions) _____

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:

The proposed water withdrawal may reduce habitat quantity and quality for resident fish species in Mill Creek and in the Rogue River.

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)

fishdiv33

6) Your recommendation: _____ Approval with conditions
_____ Approval without conditions
x Denial

ODFW Representative signature: _____

Date: 11/16/08

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

Kerry Kavanagh

From: Jay Doino [Jay.V.Doino@state.or.us]
Sent: Tuesday, December 16, 2008 8:38 AM
To: Kerry Kavanagh
Subject: RE: Division 33 Review - Application S-86823 Kenneth Rosenbaum
Attachments: S-86823.pdf

Jay Doino
Oregon Department of Fish and Wildlife
1495 East Gregory Road
Central Point, OR 97502
(541) 826-8774

From: Kerry Kavanagh [mailto:kavanakl@wrdd.state.or.us]
Sent: Friday, December 12, 2008 8:39 AM
To: Jay Doino
Cc: Larry Mentee; KAVANAGH Kerry L
Subject: Division 33 Review - Application S-86823 Kenneth Rosenbaum

Jay,

I need your comments to the ODFW Division 33 review sheet before I can proceed with a Proposed Final Order (the step after the Initial Review) for this application.

As you may recall, the applicant proposed the use of 0.12 AF of stored water from Hurd Reservoir (Permit R-8201) and 0.005 cfs from Mill Creek via Nye Ditch, tributary of Rogue River, for year-round domestic use for one household. The Initial Review was unfavorable with the opportunity to pursue human consumption, provided that interagency team agrees and the applicant meets all criteria.

On October 10, 2008, I received your email stating that ODFW does not concur with WRD's recommendation.

On September 19, 2008, I received an email from Heather Tugaw, DEQ, concurring with WRD's human consumption opportunity, "with the understanding that the WRD understand the high frequency of water disputes in the area".

On November 7, 2008, I received the Division 33 review sheet from Larry Mentee, Watermaster District #13, stating that "since human consumption is half the rate of domestic use, recommend human consumption given the complex nature of the geology in the area" and recommending approval with condition to allow human consumption only.

I'd be happy to re-send the documents if you need them. Please complete/return the form, or if you have no concerns you can simply reply to this email.

Thanks for your help.

Kerry

12/16/2008

Kerry Kavanagh
Application Caseworker
Water Rights Section
Oregon Water Resources Department
725 Summer St. NE Suite A
Salem, OR 97301
(503) 986-0816

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-86823 Applicant's Name: Kenneth Rosenbaum

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 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: _____ Sufficient water should be available for human consumption

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: _____ Since human consumption is $\frac{1}{2}$ the rate of domestic use, recommend human consumption given the complex nature of the geology in the area.

7) What conditions do you recommend? _____ Human consumption only for this amount of water should not impact the existing fisheries or instream water rights.

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

Watermaster Signature: _____ Date: _____

Larry Menteer

Nov 7, 2008

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

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-86823 Applicant's Name: Kenneth Rosenbaum

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: _____ Sufficient water should be available for human consumption

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: _____ Since human consumption is $\frac{1}{2}$ the rate of domestic use, recommend human consumption given the complex nature of the geology in the area.

7) What conditions do you recommend? _____ Human consumption only for this amount of water should not impact the existing fisheries or instream water rights.

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

Watermaster Signature: _____ Date: _____

Larry Menteer

Nov 7, 2008

WRD Contact: Caseworker: _____, 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 Chapter 635-415-030 adopted November 13, 1991, 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 Chapter 635-415-030 adopted November 13, 1991, 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.

Kerry Kavanagh

From: Larry Menteer
Sent: Friday, November 07, 2008 10:19 AM
To: Kerry Kavanagh
Subject: RE: Division 33 Review -- Application S-86823 Kenneth Rosenbaum
Attachments: WATERMASTER_Division33_Review S-86823.doc

Please see attached.

Larry P. Menteer
Watermaster, District 13
10 South Oakdale Room 309a
Medford, Oregon 97501
(541) 774-6880
Fax: (541) 774-6187
MenteelP@wrdd.state.or.us

From: Kerry Kavanagh
Sent: Friday, November 07, 2008 8:38 AM
To: Larry Menteer
Cc: KAVANAGH Kerry L
Subject: Division 33 Review -- Application S-86823 Kenneth Rosenbaum

Larry,

We have a new policy which requires us to get comments from Division 33 reviewers' before we can proceed with a Proposed Final Order (the step after the Initial Review) for an application.

I haven't yet received comments from you re: S-86823, Kenneth Rosenbaum, after sending out the review sheet with the Initial Review on 9/12/2008. The applicant proposes the use of 0.12 AF of stored water from Hurd Reservoir (Permit R-8201) and 0.005 cfs from Mill Creek via Nye Ditch, tributary of Rogue River, for year-round domestic use for one household. The Initial Review was unfavorable with the opportunity to pursue human consumption, provided that interagency team agrees and the applicant meets all criteria.

On October 10, 2008, I received an email from Jay Doino, ODFW, stating: "ODFW does not concur with the department recommendation described below for S-86283. WRD has determined that water is not available during the period requested in Mill Creek. Withdrawing water from Mill Creek will negatively impact habitat quantity and quality for resident trout species and may impact downstream instream water rights."

On September 19, 2008, I received an email from Heather Tugaw, DEQ, concurring with WRD's human consumption opportunity, "with the understanding that the WRD understand the high frequency of water disputes in the area".

I'd be happy to re-send the documents if you need them. Please complete/return the form, or if you have no concerns you can simply reply to this email.

Thanks for your help.

Kerry

11/7/2008

Kerry Kavanagh

From: Kerry Kavanagh [kavanakl@wrд.state.or.us]
Sent: Friday, November 07, 2008 8:39 AM
To: Larry Menteer
Cc: KAVANAGH Kerry L
Subject: Division 33 Review – Application S-86823 Kenneth Rosenbaum

Larry,

We have a new policy which requires us to get comments from Division 33 reviewers' before we can proceed with a Proposed Final Order (the step after the Initial Review) for an application.

I haven't yet received comments from you re: S-86823, Kenneth Rosenbaum, after sending out the review sheet with the Initial Review on 9/12/2008. The applicant proposes the use of 0.12 AF of stored water from Hurd Reservoir (Permit R-8201) and 0.005 cfs from Mill Creek via Nye Ditch, tributary of Rogue River, for year-round domestic use for one household. The Initial Review was unfavorable with the opportunity to pursue human consumption, provided that interagency team agrees and the applicant meets all criteria.

On October 10, 2008, I received an email from Jay Doyno, ODFW, stating: "ODFW does not concur with the department recommendation described below for S-86283. WRD has determined that water is not available during the period requested in Mill Creek. Withdrawing water from Mill Creek will negatively impact habitat quantity and quality for resident trout species and may impact downstream instream water rights."

On September 19, 2008, I received an email from Heather Tugaw, DEQ, concurring with WRD's human consumption opportunity, "with the understanding that the WRD understand the high frequency of water disputes in the area".

I'd be happy to re-send the documents if you need them. Please complete/return the form, or if you have no concerns you can simply reply to this email.

Thanks for your help.

Kerry

11/7/2008

Kerry Kavanagh

From: Jay Doino [Jay.V.Doino@state.or.us]

Sent: Friday, October 10, 2008 11:08 AM

To: Kerry Kavanagh

Subject: RE: ~~S-86283~~

S-86283
Kenneth Rosenbaum

ODFW does not concur with the department recommendation described below for ~~S-86283~~. WRD has determined that water is not available during the period requested in Mill Creek. Withdrawing water from Mill Creek will negatively impact habitat quantity and quality for resident trout species and may impact downstream instream water rights.

Jay Doino
Oregon Department of Fish and Wildlife
1495 East Gregory Road
Central Point, OR 97537
(541) 826-8774

From: Kerry Kavanagh [mailto:kavanakl@wrд.state.or.us]

Sent: Wednesday, October 08, 2008 3:49 PM

To: Jay Doino

Cc: KAVANAGH Kerry L

Subject: RE: ~~S-86283~~

Hi Jay,

Sorry I forgot to fill in the Human Consumption Exception form.

We recommend 0.005 CFS, further limited to 500 gallons per day, for year-round human consumption use (indoor use only).

Thanks for your help.

Kerry

From: Jay Doino [mailto:Jay.V.Doino@state.or.us]

Sent: Wednesday, October 08, 2008 3:03 PM

To: Kerry Kavanagh

Subject: ~~S-86283~~

Hi Kerry

I received e-mail notification and hard copy notification regarding review of this application. On the hard copy div -33 review sheet, I think WRD is supposed to make a recommendation. I am supposed to comment on that recommendation, but none was made. Is this correct?

Jay Doino
Oregon Department of Fish and Wildlife
1495 East Gregory Road
Central Point, OR 97537
(541) 826-8774

10/15/2008

Division 33 Application Work Sheet — Human Consumption Exception

Date: 8/22/2008 Please return to WRD before September 25, 2008.

Application #: S-86823

Applicant's Name: KENNETH ROSENBAUM

Background

The Water Resources Department (Department) is attempting to streamline the review of water right applications for human consumption exception under Division 33. Oregon law and Administrative Rule (OAR 690-410-070(2) and OAR 690-310-260(2)) allows for a Human Consumption Exception allowing 0.005 cubic foot per second (cfs) where water is not available due to an In-Stream Water Right and/or the Scenic Waterway. When water is not available due to an In-Stream Water Right, the use may be allowed because human consumption can be considered a high public use if no reasonable alternatives are available and the use is conditioned to protect instream values. The information required for an applicant to request an exception is:

- 3) demonstrate that denial of the application would result in loss of reasonable expectations for use of the property; and
- 2) demonstrate that there are no reasonable alternative sources.

Department recommendation

If the applicant is able to meet the human consumption exception criteria described above, based on water availability, applicable basin rules, etc, the Department will most likely recommend the following (see attached Initial Review):

Proposed Use: _____

Rate: _____ Period of Use: _____

Other limitations: _____

Rate: _____ Period of Use: _____

Human Consumption Only (indoor use only: cooking, drinking, sanitation):

Rate: _____, further limited to 500 gallons per day Period of Use: _____

Your Role

Do you concur with the likely Department recommendation described above? If not, what is your recommendation and why? YES ☒ NO ☐

Explain:

YES, WITH THE UNDERSTANDING THAT THE WRD UNDERSTANDS THE HIGH FREQUENCY OF WATER DISPUTES IN THE AREA

RECEIVED

SEP 15 2008

DEQ - MEDFORD

DEQ Commenter Signature: _____

Date: 9/19/08

WRD Contact: Caseworker: Kerry Kavanagh, Water Rights Division
503-986-0816/ Fax: 503-986-0901 / e-mail: Kerry.L.KAVANAGH@wrdd.state.or.us

Kerry Kavanagh

From: TUGAW Heather [Tugaw.Heather@deq.state.or.us]
Sent: Friday, September 19, 2008 3:58 PM
To: Kerry Kavanagh
Subject: # S-86823, Kenneth Rosenbaum
Attachments: 20080919155556891.pdf

Please let me know if you have any questions. <<20080919155556891.pdf>>

Heather Tugaw
Rogue Basin Specialist
Department of Environmental Quality
(541) 776-6010 ext. 234
221 Stewart Ave., Suite 201
Medford, OR 97501

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

S-86823

KENNETH ROSENBAUM
1942 MILL CREEK RD
PROSPECT OR 97536

2. Article Number

(Transfer from service label)

7005 1820

PS Form 3811, February 2004

Domes

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

Robert Lennon

☒ Agent

☐ Addressee

B. Received by (Printed Name)

Robert Lennon

C. Date of Delivery

9-15-08

D. Is delivery address different from item 1? ☐ Yes

If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail

☐ Express Mail

☒

Receipt for Merchandise

☐ Yes

102595-02-M-1540

18

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

S-86823

KENNETH ROSENBAUM
1942 MILL CREEK RD
PROSPECT OR 97536

2. Article Number

(Transfer from service label)

7005 1820 000381010350

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

Robert Lennon

☒ Agent☐ Addressee

B. Received by (Printed Name)

Robert Lennon

C. Date of Delivery

9-15-08

D. Is delivery address different from item 1?

☐ Yes

If YES, enter delivery address below:

☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

UNITED STATES POSTAL SERVICE

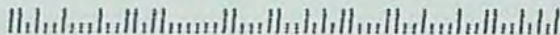
SALEM OR 975

15 SEP 2008 PM 4 T

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

- Sender: Please print your name, address, and ZIP+4 in this box •

WATER RESOURCES DEPARTMENT
725 SUMMER STREET NE SUITE A
SALEM OR 97301-1266





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

CERTIFIED MAIL
Return Receipt Requested

September 12, 2008

KENNETH ROSENBAUM
1942 MILL CREEK RD
PROSPECT, OR 97536

Reference: File S-86823

Dear Mr. Rosenbaum:

**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 requested 0.12 acre feet (AF) from Hurd Creek Reservoir, constructed under Permit R-8201, and 0.005 cubic foot per second (CFS) from Mill Creek via Nye Ditch, a tributary of Rogue River, 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 Hurd Creek Reservoir, a tributary of Hurd Creek and Mill Creek via Nye Ditch, a tributary of Rogue River for domestic use for one household is allowable under the Rogue Basin Program.
4. The use of stored water from Hurd Creek Reservoir is available during the period requested.
5. The proposed use is located above the Rogue Scenic Waterway, as designated under Oregon Revised Statute (ORS) 390.826(9).

6. Surface water is not available in the amount requested during the entire period requested. However, by providing additional information you may be able to pursue a permit for a limited, human consumption use (indoor use only: cooking, drinking, and sanitation), limited to 500 gallons per day per household. Because you have access to the use of 0.12 AF of stored water, which is approximately 107 gallons per day, human consumption will be limited to 400 gallons per day. Please refer to the **Additional Information Opportunity** section below for details.
7. The Department has determined there are deficiencies with the application. Please refer to the **Additional Information Required** section below for specific information.

Summary of Initial Determinations

The use of 0.12 AF from Hurd Creek Reservoir, tributary to Hurd Creek, for domestic use for one household may be allowed year round.

Because not all items above are favorable, the use of 0.005 CFS of water from Mill Creek via Nye Ditch, a tributary of Rogue River, for domestic use for one household is not allowable, and it appears unlikely that you will be issued a permit for live flow. However, by providing additional information you may be able to pursue a limited permit for human consumption use from live flow (indoor use only: cooking, drinking, sanitation), limited to 500 gallons per day per household. At this time, you must decide whether to proceed or to withdraw your application as described below.

Additional Information Required:

Additional information is required to process your application. Please provide the following:

- Names and addresses of owners of land not owned by you where water will be diverted transported or used. It appears from your map that Tax Lots 2506, 2509, 2510, and 2513 must be crossed to deliver water from the Hurd Reservoir diversion point to the place of use; please provide the name and address of all affected land owners.

Please submit this information no later than October 16, 2008. If you are unable to submit the information listed above, you may request an administrative hold for up to an additional 180 days. You must submit the request in writing, stating how much more time you will need and why you need additional time. If an administrative hold is granted, your application will not be processed further until the requested information is received or the extended deadline has passed.

If we do not receive the items requested above or a request for an administrative hold by this date, the Department will likely proceed with a Proposed Final Order recommending denial of the application.

Additional Information Opportunity

Due to requirements for existing water rights and/or minimum flows in a scenic waterway, water is not available in sufficient quantities to support the proposed use from Mill Creek. However, human consumption of water (indoor use only: cooking, drinking and sanitation) from the proposed source may be considered a high public interest use if there is no reasonable alternative. Because you have access to 0.12 AF of stored water, which is about 107 gallons per day, human consumption will be limited to 400 gallons per day, if approved. If you can provide evidence that this is the case, we will work with the Oregon Department of Fish and Wildlife to attempt to determine conditions which will protect instream values during the months when instream flow requirements are not met. These conditions may include mitigation measures to offset the impact of the requested use.

Please complete and return the attached "Application Supplement for Human Consumption & Livestock Uses" form. **Please submit the information no later than Thursday, October 16, 2008.** If you are unable to submit the information listed above, you may request an administrative hold for up to an additional 180 days. You must submit the request in writing, stating how much time you will need and why you need additional time. If an administrative hold is granted, your application will not be processed further until the requested information is received or the extended deadline has passed.

If we do not receive the items requested above or a request for an administrative hold by this date, the Department will likely proceed with a proposed final order limiting the proposed use to stored water only.

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, September 26, 2008**. 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.
3. Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

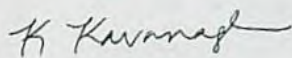
This initial review does not attempt to address various public interest issues such as sensitive, threatened, or endangered fish species. These issues will be addressed as the Department reviews comments from the public and other agencies, and prepares a proposed final order. You should be aware that, 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 503-986-0816 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: Kerry Kavanagh, Oregon Water Resources Department, 725 Summer St NE Ste A, Salem OR 97301-1266. Our fax number is 503-986-0901.

Sincerely,



Kerry Kavanagh
Water Right Application Caseworker

enclosures: Application Process Description and Stop Processing Request Form

S-86823, WAB 15-73379, POU 15-73379
GW

APPLICATION FACT SHEET

Application File Number: S-86823

Applicant: KENNETH ROSENBAUM

County: JACKSON

Watermaster: 13

Priority Date: April 2, 2007

Source: HURD CREEK RESERVOIR, A TRIBUTARY OF HURD CREEK AND MILL CREEK VIA NYE DITCH, A TRIBUTARY OF ROGUE RIVER

Use: DOMESTIC USE FOR ONE HOUSEHOLD

Quantity: 0.005 CUBIC FOOT PER SECOND FROM MILL CREEK VIA NYE DITCH AND 0.12 ACRE FOOT FROM HURD CREEK RESERVOIR

Basin Name & Number: Rogue, #15

Stream Index Reference: Volume 1A ROGUE R MISC

Point of Diversion Locations:

RESERVOIR - SWNW, SECTION 11, T33S, R2E, W.M.; 1050 FEET NORTH AND 90 FEET EAST FROM W1/4 CORNER, SECTION 11

MILL CREEK DIVERSION - NWSE, SECTION 28, T32S, R3E, W.M.; 1860 FEET NORTH AND 2690 FEET EAST FROM SW CORNER, SECTION 28

Place of Use:

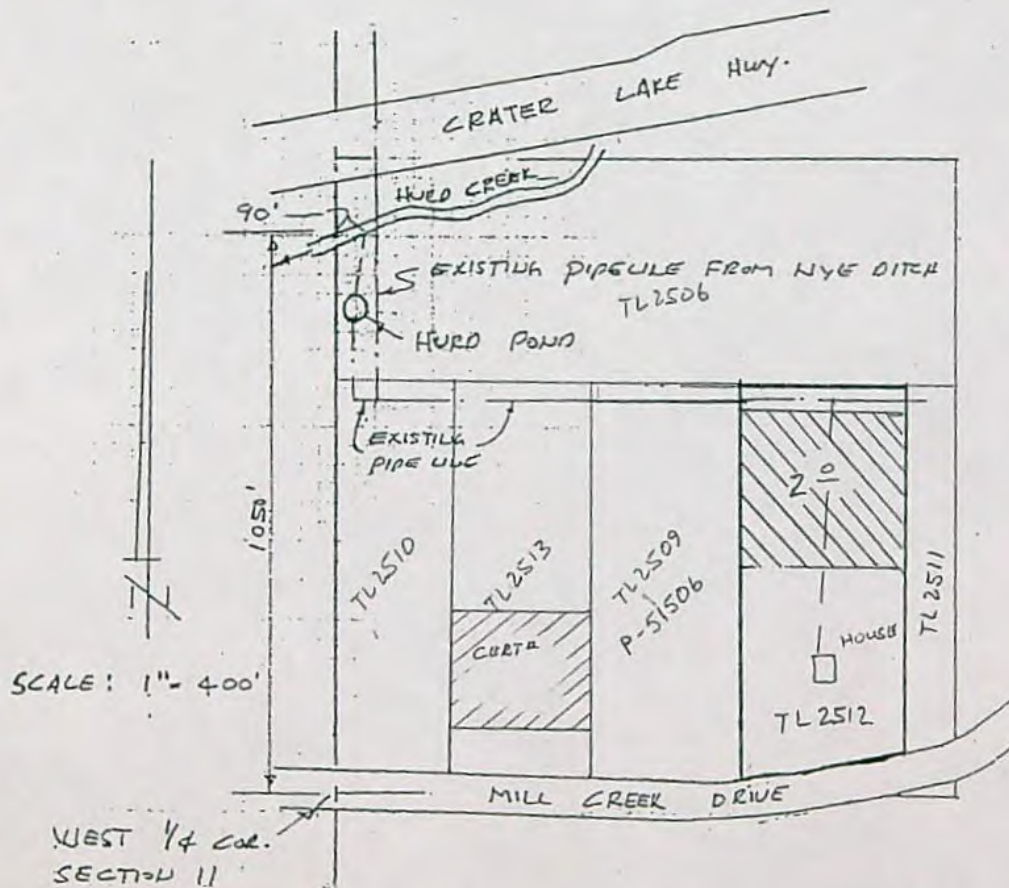
SW ¼ NW ¼
SECTION 11
TOWNSHIP 33 SOUTH, RANGE 2 EAST, W.M.

14 DAY STOP PROCESSING DEADLINE DATE: Friday, September 26, 2008

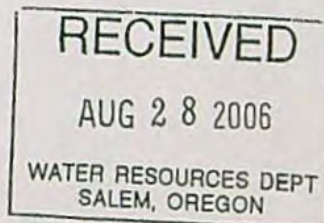
PUBLIC NOTICE DATE: Tuesday, September 16, 2008

30 DAY COMMENT DEADLINE DATE: Thursday, October 16, 2008

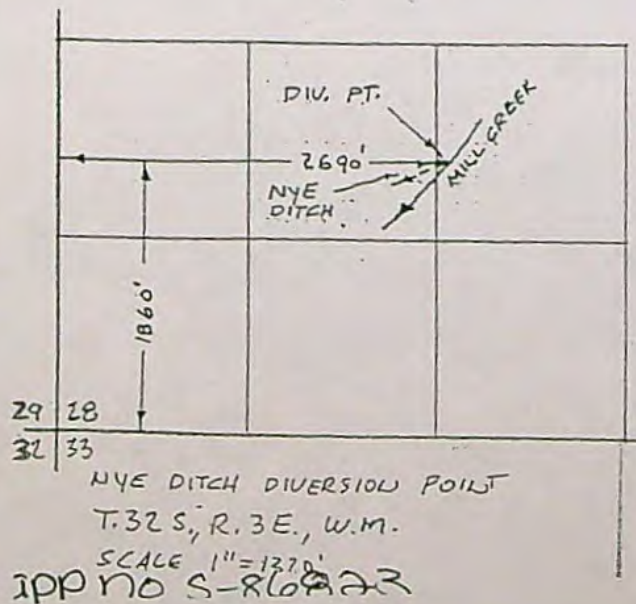
SW 1/4, NW 1/4 S. 11
T. 33 S., R. 2 E., W. M.
JACKSON Co., OREGON



MAP TO ACCOMPANY AN
APPLICATION TO APPROPRIATE
SURFACE WATER
FOR: KENNETH & SHARON
ROSENBAUM
1942 MILLCREEK RD.
PROSPECT, OR
97536
33S 2E 11 TL 2512



MAP PREPARED FOR WATER
RIGHT PURPOSES ONLY,
NOT FOR PROPERTY BOUNDARY
LOCATIONS.



RECEIVED

MAY 08 2006

WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED

APR 26 2006

WATER RESOURCES DEPT
SALEM, OREGON



APR 09 2007

WATER RESOURCES DEPT
SALEM, OREGON

Mailing List for IR Copies

Application #S-86823

IR Date : September 12, 2008

Original mailed to applicant:

~~KENNETH ROSENBAUM~~
1942 MILL CREEK RD
PROSPECT, OR 97536

Copies sent to:

- ~~1. WRD - File # S-86823~~
- ~~2. WRD - Water Availability: Ken Stahr~~

IR, Map, and Fact Sheet Copies sent VIA EMAIL:

- 3. WRD - Watermaster # 13
- 4. ODFW: Jay Doino
- 5. DEQ: Heather Tugaw

IR, Map, and Fact Sheet Copies sent to:

- ~~6. WRD - Regional Manager: SW~~
- ~~7. Department of Agriculture~~
- ~~8. State Parks~~

Div 33 App Work Sheet - Human Consumption Exception Form to:

- ~~9. WRD - Watermaster # 13~~
- ~~10. ODFW: Jay Doino~~
- ~~11. DEQ: Heather Tugaw~~

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

- ~~12. James E. Hibbs, CWRE #66, 419 Phoenix Hills Drive, Phoenix, OR 97535~~

COPYSHT.IR

Caseworker: Kerry Kavanagh

REMINDER: Copy all IR's for uses in the Klamath Basin to DEQ and ODFW contacts, regardless of whether they are subject to Division 33. (If they are not subject to Division 33, do not include Division 33 forms.)

TELEPHONE
541-772-2782



L. J. FRIAR AND ASSOCIATES, P. C.
CONSULTING LAND SURVEYORS

FAX
541-772-8465

JAMES E HIBBS, PLS

816 WEST 8TH STREET
MEDFORD, OREGON 97501

ljfriar@charter.net

LETTER OF TRANSMITTAL

Date 09/17/08
To OWRD Attention Kerry Kavanaugh
Address 725 Summer Ave NE, Ste A
Salem, OR 97301-1266
From James E Hibbs
Subject File # 5-86823 Kenneth
Rosenbaum Application
Number of Pages (Including Cover Sheet) See Below

☒ For Your Approval ☐ Please Review & Comment
☒ For Your Information ☒ Per Your Request
☐ Please Telephone Me

Remarks

Add'l Info. requested:
1) List of property owners affected
2) Appl Supplement for Human
Consumption & Livestock Uses.

Copy to

00-309

Signed

With Thanks,
Karen

RECEIVED

SEP 19 2008

WATER RES
SALES

September 17, 2008

File #S-86823

Kenneth Rosenbaum
1942 Mill Creek Rd.
Prospect, OR 97536

Per your request:

ADDITIONAL INFORMATION REQUIRED:

Names & Addresses of all affected land owners

Tax Lot 2509	James & Polly Devore, Trustees 1944 Mill Creek Drive Prospect, OR 97536
--------------	---

Tax Lot 2513	Steven & Roberta Brent 1946 Mill Creek Drive Prospect, OR 97536
--------------	---

Tax Lot 2510	James & Sarah Shannon 1964 Mill Creek Drive Prospect, OR 97536
--------------	--

Tax Lot 2506	John & Ruth Lucas, Trustees 11105 Redwood Fontana, CA 92335
--------------	---

RECEIVED

SEP 19 2008

WATER RESOURCES DEPT
SALEM, OREGON



File #: S-86823

Oregon Water Resources Department

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 is limited to indoor use for drinking, cooking, and sanitation and is limited to 500 gallons per day. It does not include outdoor uses such as lawn watering, garden watering or other similar 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.

1. Can you reasonably obtain water from any other source? YES / NO
(circle one)

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.)

None available, adjacent property owner tried to dig 3 wells
@ a cost of \$10,000 each with no success.

- b. Securing stored water from upstream reservoirs.

None

- 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.)

Impossible cost of fuel is excessive; would have to come
from Medford, which is 100 miles round trip

RECEIVED

SEP 19 2008

**WATER RESOURCES DEPT
SALEM, OREGON**

d. Community or municipal water suppliers.
Nye Ditch is only available supplier, which is what I
am applying for.

e. Tying in to a neighboring property's spring.
None available

g. Transferring existing water rights to your proposed use(s).
I have no other water rights

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
(circle one)

If so, please describe how:

I would have to move.

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
(circle one)

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
(circle one)

Applicant Signature: Kenneth F. Berenda

Date: 9/17/08

Applicant Signature: _____

Date: _____

MEMORANDUM

TO: Application S-86823
FROM: Kerry Kavanagh
DATE: August 6, 2009
RE: S-86823 Kenneth Rosenbaum

Background

Certificate 74286 (Permit R-8201) authorizes storage of 0.34 AF in Hurd Creek Reservoir

September 12, 2008 – Initial Review issued on September 12, 2008.

- 0.12 AF from Hurd Creek Reservoir for year-round domestic use
- 0.005 CFS not allowable for domestic – may pursue human consumption opportunity
- because access to 0.12 AF of stored water, HC will be limited to 400 gallons per day

September 19, 2008 – WRD rec'd supplemental HC form

I spoke with Mr. Rosenbaum today regarding his options available to pursue his application.

Mr. Rosenbaum explained that he does not have access to Hurd Creek Reservoir. He would like to pursue year-round human consumption use from Mill Creek via Nye Ditch.

ACTION:

Mr. Rosenbaum plans to submit a letter of explanation amending his application.

Kerry Kavanagh

From: Karen LaFitte [Karen@LJFriar.com]
Sent: Thursday, July 30, 2009 10:06 AM
To: Kerry L KAVANAGH
Subject: Rosenbaum Application # S86823
Attachments: Rosenbaum map.tif

Hi Kerry: Please see attached map per your request. With thanks, Karen

Karen LaFitte
L. J. Friar & Associates, P.C.
Professional Land Surveyors
816 W. 8th Street
Medford, OR 97501
541-772-2782 phone
541-772-8465 fax
karen@ljfriar.com

00-309

TELEPHONE
541-772-2782

JAMES E HIBBS, PLS



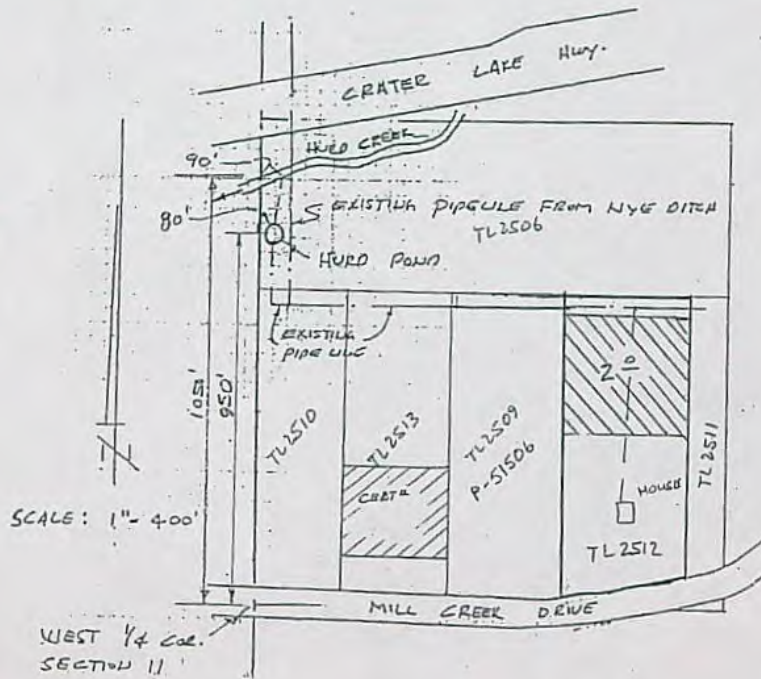
L. J. FRIAR AND ASSOCIATES, P. C.
CONSULTING LAND SURVEYORS

816 WEST 8TH STREET
MEDFORD, OREGON 97501

FAX
541-772-8465

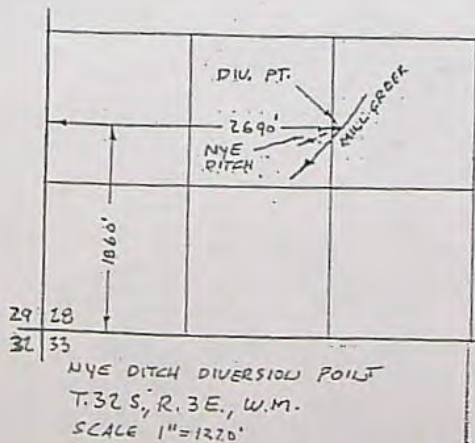
ljfriar@charter.net

SW¹/₄, NW¹/₄ S. 11
T. 33 S., R. 2 E., W. M.
JACKSON Co., OREGON



MAP TO ACCOMPANY AN
APPLICATION TO APPROPRIATE
SURFACE WATER
FOR: KENNETH + SHARON
ROSENBAUM
1942 MILL CREEK RD.
PROSPECT, OR
97536
33S 2E 11 TL 2512

MAP PREPARED FOR WATER
RIGHT PURPOSES ONLY,
NOT FOR PROPERTY BOUNDARY
LOCATIONS.



RECEIVED

APR 26 2006

WATER RESOURCES DEPT
SALEM, OREGON



RENEWAL DATE 6-30-11



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. Individuals

Applicant: Kenneth Rosenbaum
First Last

Mailing address: 1942 Mill Creek Rd.
Prospect OR 97536
City State Zip

Phone: 541-560-3639 541-621-2232
Home Work Other

*Fax: _____ *E-Mail address: _____

B. Organizations

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

Name of organization: N/A

Name and title of person applying: _____

Mailing address of organization: _____

City State Zip

Phone: _____
Day Evening

*Fax: _____ *E-Mail address: _____

* Optional information

For Department Use		
App. No. <u>586823</u>	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: Mill Cr. via Nye Ditch Tributary to: Rogue River
Source 2: Hurd Cr. Reservoir (R-8201) Tributary to: Rogue River - cert #74286
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). _____

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?

☐ 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:

- 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.

C. Property Ownership

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

☐ Yes (Skip to section 3 "Water Use.")

☒ No (Please check the appropriate box below.)

☒ I have a recorded easement or written authorization permitting access.

☐ 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).

see attached
easement in
deed.
Doc #
90-13161

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.

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**

STATE OF OREGON
COUNTY OF JACKSON
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KEITH B. AND CINDY L. DAWSON
PO BOX 161
PROSPECT, OREGON 97536

confirms the right to use the waters of MILL CREEK, a tributary of ROGUE RIVER, for DOMESTIC USE FOR ONE FAMILY.

This right was perfected under Permit 47213. The date of priority is JULY 6, 1982. The right is limited to an not more than 0.005 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NW 1/4 SE 1/4, SECTION 28, T 32 S, R 3 E, W.M.; 1860 FEET NORTH AND 2690 FEET EAST FROM THE SW CORNER OF SECTION 28.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use to which this right is appurtenant is as follows:

SW 1/4 NW 1/4
SECTION 11
TOWNSHIP 33 SOUTH, RANGE 2 EAST, W.M.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

WITNESS the signature of the Water Resources Director, affixed MAY 13, 1997.

/S/ Richard D. Bailey

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 74287.

63741.DM

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			
Mill Cr. via Nye Ditch (P-47213)	Domestic	.005	<input checked="" type="checkbox"/> cfs	<input type="checkbox"/> gpm	<input type="checkbox"/> af
Hurd Cr. Reservoir (R-8201)	Domestic	.12	<input type="checkbox"/> cfs	<input type="checkbox"/> gpm	<input checked="" 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

C. Period of Use

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

D. Acreage

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

A. Diversion

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

- ☒ Pump (give horsepower and pump type): 1 H/P, Franklin Submersible in Hurd Cr.
☐ Head-gate (give dimensions): _____
☐ Other means (describe): _____

B. Monitoring

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

- ☐ Weir ☒ Meter ☐ Periodic Sampling
☐ Other means (describe): _____

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 3" for 1st 600', 2" for last 150' Length _____

☐ Other (describe) _____

D. Application/Distribution Method

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

filtered prior to entering house

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

- | | | |
|--|--|---|
| <input type="checkbox"/> Flood | <input type="checkbox"/> High-pressure sprinkler | <input type="checkbox"/> Low pressure sprinkler |
| <input type="checkbox"/> Drip | <input type="checkbox"/> Water cannons | <input type="checkbox"/> Center pivot system |
| <input type="checkbox"/> Hand lines | <input type="checkbox"/> Wheel lines | |
| <input type="checkbox"/> Siphon tubes or gated pipe with furrows | | |
| <input type="checkbox"/> 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 will be used only as needed in
the home.

RECEIVED

APR 09 2007

WATER RESOURCES DEPT
SALEM, OREGON

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: see remarks below #7

☐ 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: _____

☐ Other: _____

RECEIVED

APR 09 2007

WATER RESOURCES DEPT
SALEM, OREGON

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: see remarks below #7

Proposed date construction will be completed: _____

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.

The system to this house has been in place & used for the past 20 years. I thought that I had existing rights to Nye Ditch & Hurd Cr. Reservoir from previous owner. I found out in Nov./2000 that the previous owner never finalized his permit so it was cancelled. The existing system currently is being fed by a communal pipe established through P-47213 + R-8201.

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.

RECEIVED

APR 02 2007

WATER RESOURCES DEPT
SALEM, OREGON

Surface Water/7

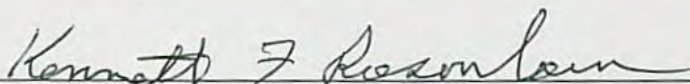
S-86823

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 to me, I may have to stop using water to allow senior water right holders to get water they are entitled to, and

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



Signature of Applicant (If more than one applicant, all must sign.)

3/14/07

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

Surface Water/8

RECEIVED
APR 02 2007
WATER RESOURCES DEPT
SALEM, OREGON

5-86823

OK

90-13161

WARRANTY DEED

755 33-26-11

KNOW ALL MEN BY THESE PRESENTS, That JAMES C. COLLIER and ALICE M. COLLIER

hereinafter called the grantor, for the consideration hereinafter stated, to grantor paid by KENNETH F. ROSENBAUM and SHARON ANN ROSENBAUM, husband and wife, hereinafter called the grantee, does hereby grant, bargain, sell and convey unto the said grantee and grantee's heirs, successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or appertaining, situated in the County of Jackson and State of Oregon, described as follows, to-wit:

SEE LEGAL DESCRIPTION ATTACHED HERETO AS EXHIBIT "A" AND MADE A PART OF THIS DOCUMENT.

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

To Have and to Hold the same unto the said grantee and grantee's heirs, successors and assigns forever.

And said grantor hereby covenants to end with said grantee and grantee's heirs, successors and assigns, that grantor is lawfully seized in fee simple of the above granted premises, free from all encumbrances except rights-of-way and easements of record; Also, for tax purposes, the herein described property has been classified as Forest Growth Land and assessed at a lower valuation by the County Assessor. If the land becomes disqualified for the special assessment under the statute, an additional tax and interest thereon may be levied and grantee agrees to pay and that grantor will warrant and forever defend the said premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claiming under the above described encumbrances.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$30,000.00

However, the actual consideration consists of or includes other property or value given or promised which is its entire consideration (indicate which). (The sentence between the symbols @, if not applicable, should be deleted. See ORS 93.030.)

In construing this deed and where the context so requires, the singular includes the plural and all grammatical changes shall be implied to make the provisions hereof apply equally to corporations and to individuals.

In Witness Whereof, the grantor has executed this instrument this 25th day of May, 1990; if a corporate grantor, it has caused its name to be signed and seal affixed by its officers, duly authorized thereto by order of its board of directors.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

James C. Collier
Alice M. Collier

STATE OF OREGON,

County of Jackson

May 25

19 90

Personally appeared the above named

James C. Collier and

Alice M. Collier

and acknowledged the foregoing instrument to be their voluntary act and deed.

(OFFICIAL SEAL)

Notary Public for Oregon

My commission expires: 12-07-92

STATE OF OREGON, County of

Personally appeared

and who, being duly sworn, each for himself and not one for the other, did say that the former is the president and that the latter is the secretary of

a corporation, and that the seal affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its board of directors; and each of them acknowledged said instrument to be its voluntary act and deed.

Before me:

(OFFICIAL SEAL)

Notary Public for Oregon

My commission expires:

[If executed by a corporation, with corporate seal]

JAMES C. COLLIER and ALICE M. COLLIER

6416 Rogue River Drive

Shady Cove, OR 97539

GRANTOR'S NAME AND ADDRESS

KENNETH F. ROSENBAUM

7 Brophy Way #20

Shady Cove, OR 97539

GRANTEE'S NAME AND ADDRESS

After recording return to:

NAME, ADDRESS, ZIP

[If] a change is requested all fee statements shall be sent to the following address.

KENNETH F. ROSENBAUM

7 Brophy Way #20

Shady Cove, OR 97539

NAME, ADDRESS, ZIP

STATE OF OREGON,

County of

I certify that the within instrument was received for record on the day of 19 at o'clock M. and recorded in book/reel/volume No. on page of as fee/title/instrument/microfilm/reception No. Record of Deeds of said county.

Witness my hand and seal of County affixed.

RECEIVED

MAY 08 2006

WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED

APR 02 2007

WATER RESOURCES DEPT
SALEM, OREGON

5-86823

90-13161

EXHIBIT "A"

Commencing at the intersection of the West line of Section 11, Township 33 South, Range 2 East, Willamette Meridian, Jackson County, Oregon, with the Northerly line of Mill Creek Drive; thence Easterly along said Northerly line, 870.8 feet, more or less, to a point which is Easterly 900 feet when measured at right angles, from the Westerly line of tract described in Volume 589, Page 496, Jackson County, Oregon, Deed Records, for the true point of beginning; thence North 1° 0' 2" East parallel with said Westerly line, 777 feet to a point; thence East 355 feet to a point; thence South 1° 0' 2" West parallel with said Westerly line, 717 feet, more or less, to a point on the Northerly line of Mill Creek Drive; thence Westerly along said Northerly line 360 feet, more or less, to the true point of beginning.

TOGETHER WITH an easement described as follows:

A permanent, non-exclusive easement appurtenant for 2/5 of the water in a holding pond located on the property of Grantors constituting an impoundment of Hurd Creek, together with a permanent, non-exclusive easement appurtenant 20 feet in width from said pipeline along the Northerly boundary line of the land described in Exhibit A of Document No. 80-00959, Official Records of Jackson County, Oregon.

Jackson County, Oregon
Recorded
OFFICIAL RECORDS

11:07 MAY 30 1990 A.M.

KATHLEEN S. BECKETT
CLERK and RECORDER

St. Monica Brattle H. Deputy

RECEIVED

AUG 28 2006

WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED

APR 02 2007

WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED

MAY 08 2006

WATER RESOURCES DEPT
SALEM, OREGON

Nye Ditch Users, Incorporated
P.O. Box 93
Prospect, Or. 97536

May 19, 2006

Larry Menteer, Water Master
10 South Oakdale, Room 309A
Medford, Or. 97501

Dear Mr. Menteer:

Enclosed is a letter to Mr. Ken Rosenbaum in reference to our letter dated April 1, 2006, requesting him to provide the Nye Ditch with evidence of water rights on his property. He has contacted L. J. Friar & Associates, the engineering firm he contract with to make application for water rights, only to find that they had not completed the application process. We have received confirmation from L. J. Friar assuring us that they are in the process of completing said application, and we have agreed to continue supplying water to Mr. Rosenbaum while he awaits the processing of the application through the State.

Sincerely,
The Nye Ditch Board of Directors

cc: Ken Rosenbaum
File

RECEIVED
APR 02 2007
WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED
AUG 28 2006
WATER RESOURCES DEPT
SALEM, OREGON

Nye Ditch Users, Incorporated
P.O. Box 93
Prospect, Or. 97536

May 19, 2006

Ken Rosenbaum
1942 Mill Creek Drive
Prospect, Or 97536

Dear Mr Rosenbaum:

Reference: Our letter dated April 1, 2006.

We have receive a letter from L. J. Friar and Associates indicating their error in completing your application for water rights. We are pleased to inform you that we will continue supplying you with water in view of their error. Your membership in the Nye Ditch was received and approved on April 1, 2001, so there will be no need to reapply. Please be sure to advise us when you have received your certificate of water rights so that we might update our records.

Thank you for your patience and we hope this has not caused you any inconvenience.

Sincerely,
The Nye Ditch Board of Directors

cc: Larry Menteer, Water Master
Karen L. Lafitte, L. J. Friar & Associates, P. C.
File

RECEIVED

APR 02 2007

WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED

AUG 28 2006

WATER RESOURCES DEPT
SALEM, OREGON

Nye Ditch Users Association, Inc.
P.O. Box 93
Prospect, Or 97536
April 1, 2006

Ken Rosenbaum
1942 Mill Creek Drive
Prospect, Or 97536

Dear Mr Rosenbaum:

On October 31, 2000, we sent a letter indicating our record did not show a water right for your property. On December 26, 2000, we received a letter from our attorney indicating that you had begun the process of obtaining a water right to your property from the Oregon Water resources Department. Then on January 18, 2001, we received from you an application to be included into the Nye Ditch Users Association, Inc. However, we have never received from you an approved permit to use water from the Association ditch. You need to complete this process or supply a valid verification of your water right permit before the current irrigation season begins on May 1, 2006, otherwise we will not be able to serve you with water.

Sincerely,
Nye Ditch Board of Directors

cc: Larry Menteer, Water Master; File

774-6880

RECEIVED
APR 02 2007
WATER RESOURCES DEPT
SALEM, OREGON

Nye Ditch Users Association, Inc.
P.O. Box 93
Prospect, Or 97536
April 1, 2006

Larry Menteer, Water Master
10 South Oakdale, Room 309A
Medford, Or 97501

Dear Mr Menteer:

Enclose is a letter to Mr Ken Rosenbaum requesting completion of the process to be included in the Nye Ditch Users Association, Inc. That was begun on December 26, 2000. He has not provided the Nye Ditch Users Board of Directors any evidence of water rights on his property. We are sending this copy for your records of a possible infraction of water use.

Sincerely,
Nye Ditch Board of Directors

RECEIVED

APR 02 2007

WATER RESOURCES DEPT
SALEM, OREGON

ACCOUNT NO. 1-65643-0

OFFICIAL RECORD OF DESCRIPTIONS OF REAL PROPERTIES

332E11-2512
MAP & PARCEL

DEPARTMENT OF ASSESSMENT, JACKSON COUNTY, OREGON

59-1 \checkmark

PARENT 2511 (1-65642-1)

59-2

SECTION _____		TOWNSHIP _____ S	RANGE _____ W.M.	AERIAL NO. _____
LOT _____	BLOCK _____	SUB. _____ THIS INFORMATION		
NO. _____	NO. _____			

THIS INFORMATION
FOR ASSESSMENT
AND TAXATION
PURPOSES ONLY.

LEGAL DESCRIPTION			DEED RECORD			ACRES REMAINING
NO.	NO.	SUB.	YEAR	VOLUME	PAGE	
Forest Land						
Taylor, Wayne & Florence % Collier, James C & Alice M (C)			O.R.	75-01768		
			O.R.	80-02127		
				JV 80-04220		
			O.R.	80-20591 (Note)		
			O.R.	80-20592 (Note)		
Forest Land						
Harp, Bob G & Patricia L % Collier, James C & Alice M (C) ERROR			O.R.	83-01541		
			O.R.	80-02127		
				J.V. 83-02564		
			O.R.	90-13463 (Note)		
Forest Land						
Bennett, Bernie L and Bennett, Diana M % Collier, James C & Alice M (C) CORRECTION			O.R.	83-01540		
			O.R.	80-02127		
				J.V. 83-03875		
Rosenbaun, Kenneth F & Sharon Ann			O.R.	90-13161		
				JV 90-06196		
CORRECTION TO COMPUTER RECORDS			JV	91-02873		
			CODE CHANGE			
			JV 95-00737			

RECEIVED

APR 02 2007

WATER RESOURCES DEPT
SALEM, OREGON



Oregon Water Resources Department
Land Use Information Form

THIS FORM IS NOT REQUIRED IF: 1) water is to be diverted, conveyed, and/or used only on federal lands; 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) only the place of use is proposed for change, b) there are no structural changes, c) the use of water is for irrigation, and d) the use is located in an irrigation district or exclusive farm-use zone.

Applicant Name: Kenneth F. Rosenbaum
Mailing Address: 1942 Mill Cr. Dr.
City: Prospect State: OR Zip: 97536 Day Phone: 541-560-3639

This application is related to a Measure 37 claim. ☐ Yes ☒ No

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), or used. 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	1/4 1/4	Tax Lot #	Plan Designation (e.g. Rural Residential/RR-5)	Water to be:	Proposed Land Use:
33	2E	11		2510	Woodland Res/WR	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used	
✓	✓	✓		2513	✓	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used	
✓	✓	✓		2509	✓	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used	
✓	✓	✓		2512	✓	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	

List all counties and cities where water is proposed to be diverted, conveyed, or used. Jackson

B. Description of Proposed Use

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

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

Source of water: ☐ Reservoir/Pond ☐ Ground Water ☒ Surface Water (name) Mill Cr. Via Nye Ditch

Estimated quantity of water needed: 1/40 ☐ cubic feet per second ☐ gallons per minute ☐ acre-feet

Intended use of water: ☐ Irrigation ☐ Commercial ☐ Industrial ☒ Domestic for 1 household(s)
☐ Municipal ☐ Quasi-municipal ☐ Instream ☐ Other

Briefly describe: Water is piped from ditch to filter @ house.

Note to applicant: If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt below and include it with the application filed with the Water Resources Department.

Receipt for Request for Land Use Information

State of Oregon
Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1266

RECEIVED
APR 09 2007
WATER RESOURCES DEPT
SALEM, OREGON

5-86823

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 proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): _____.

☒ Land uses to be served by proposed water uses (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:	
90-21-NFT	04LDO ch.4	<input checked="" type="checkbox"/> Obtained	<input type="checkbox"/> Being pursued
		<input type="checkbox"/> Denied	<input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained	<input type="checkbox"/> Being pursued
		<input type="checkbox"/> Denied	<input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained	<input type="checkbox"/> Being pursued
		<input type="checkbox"/> Denied	<input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained	<input type="checkbox"/> Being pursued
		<input type="checkbox"/> Denied	<input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained	<input type="checkbox"/> Being pursued
		<input type="checkbox"/> Denied	<input type="checkbox"/> Not being pursued

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

Homesite Approval obtained - won-expiring.

Name: Francisco M. Hernandez Title: Planner III
Signature: Francisco M. Hernandez Phone: 541-774-6903 Date: 3-30-2007
Government Entity: Jackson County Development Services.

Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

Receipt for Request for Land Use Information

Applicant name: Kenneth Rosenbaum

City or County: Jackson

Signature: Francisco M. Hernandez

Staff contact: Frank Hernandez

Phone: 774-6903

Date: 3/30/07

RECEIVED

APR 02 2007

WATER RESOURCES DEPT
SALEM, OREGON

STATE OF OREGON

COUNTY OF JACKSON

PROPOSED CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

NYE DITCH WATER USERS
C/O HOWARD BISHOP
1520 MILL CREEK ROAD
PROSPECT, OREGON 97536

Superseded by 76185
"CERTIFICATE NO."

confirms the right to use the waters of MILL CREEK, a tributary of ROGUE RIVER, for IRRIGATING 42.45 ACRES, SUPPLEMENTAL IRRIGATION FOR 0.7 ACRE AND DOMESTIC USE FOR ELEVEN (11) FAMILIES AND A SUPPLEMENTAL DOMESTIC SUPPLY FOR ONE FAMILY.

This right was perfected under Permit 14809. The date of priority is MARCH 19, 1941. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.66 CUBIC FOOT PER SECOND, BEING 0.54 CFS FOR IRRIGATION AND 0.12 CFS FOR DOMESTIC, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NW 1/4 SE 1/4, SECTION 28, T 32 S, R 3 E, W.M.; 1860 FEET NORTH AND 2690 FEET EAST FROM THE SOUTHWEST CORNER OF SECTION 28.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use to which this right is appurtenant is as follows:

<u>PRIMARY</u>		
SW 1/4 NE 1/4	4.0	ACRES
SE 1/4 NE 1/4	1.0	ACRE
SECTION 1		
NW 1/4 NE 1/4	DOMESTIC	
SW 1/4 NE 1/4	0.33	ACRE
SE 1/4 NW 1/4	7.82	ACRES AND DOMESTIC
NE 1/4 SW 1/4	DOMESTIC	
SECTION 10		
NW 1/4 NE 1/4	1.9	ACRES
SW 1/4 NE 1/4	3.4	ACRES
NE 1/4 NW 1/4	10.4	ACRES
SE 1/4 NW 1/4	5.4	ACRES
SECTION 11		
NW 1/4 NE 1/4	8.2	ACRES
SECTION 16		
TOWNSHIP 33 SOUTH, RANGE 2 EAST, W.M.		

SEE NEXT PAGE

T-2624 & T-2626.LMJ

RECEIVED

APR 02 2007

WATER RESOURCES DEPT
SALEM, OREGON

S-2624

SUPPLEMENTAL
SW 1/4 NE 1/4 0.7 ACRE
SECTION 11
TOWNSHIP 33 SOUTH, RANGE 2 EAST, W.M.

This certificate is issued to confirm a change in USE AND PLACE OF USE approved by two orders of the Water Resources Director entered MAY 23, 1978, and supersedes Certificate 27741, State Record of Water Right Certificates.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

WITNESS the signature of the Water Resources Director, affixed MARCH 31, 1997.

/S/ Richard D. Bailey

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 74211.

T-2624 & T-2626.LMJ

RECEIVED

APR 02 2007

WATER RESOURCES DEPT
SALEM, OREGON



STATE OF OREGON

JACKSON COUNTY

PERMIT TO APPROPRIATE THE PUBLIC WATERS

This is to certify that I have examined APPLICATION 63741 and do hereby grant the same SUBJECT TO EXISTING RIGHTS INCLUDING THE APPROPRIATE MINIMUM FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD and the following limitations and conditions:

This permit is issued to Lora M. Roberts of PO Box 1145, Shady Cove, Oregon 97539, phone 474-0243, for the use of the waters of Mill Creek, a tributary of Rogue River, for the PURPOSE of domestic use for one family; that the PRIORITY OF THE RIGHT dates from July 6, 1982, and is limited to the amount of water which can be applied to beneficial use and shall not exceed 0.005 cubic foot per second measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users.

The POINT OF DIVERSION is to be LOCATED: 1,860 feet North and 2,690 feet East from the Section Corner of Sections 28, 29, 32, and 33, being within the NW 1/4 SE 1/4 of Section 28, Township 32 South, Range 3 East, WM, in the County of Jackson.

A description of the PLACE OF USE under the permit, and to which such right is appurtenant, is as follows:

Township 33 South Range 2 East, WM: Section 11 SW 1/4 NW 1/4 Domestic use for one family

Actual construction work shall begin on or before January 14, 1984 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1984.

Complete application of the water to the proposed use shall be made on or before October 1, 1985.

WITNESS my hand this 14th day of January, 1983.

/s/ JAMES E. SEXSON
WATER RESOURCES DIRECTOR

This permit is for the beneficial use of water. 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. It is possible that the land use you propose may not be allowed if it is not in keeping with the goals and the acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.

"CERTIFICATE NO. 74287"

APPLICATION 63741

ASSIGNED. See Misc. Rec., Vol.

(By Page Dated)

PERMIT

47213

RECEIVED

APR 02 2007

WATER RESOURCES DEPT
SALEM, OREGON



STATE OF OREGON

JACKSON COUNTY

Cancelled - sp. or Rec. Vol. 41 P. 31

PERMIT TO APPROPRIATE THE PUBLIC WATERS

This is to certify that I have examined APPLICATION 63717 and do hereby grant the same SUBJECT TO EXISTING RIGHTS INCLUDING THE APPROPRIATE MINIMUM FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD and the following limitations and conditions:

This permit is issued to James Collier of 6416 Rogue River Drive, Shady Cove, OR 97539, phone 878-2259, for the use of the waters of Mill Creek, a tributary of Rogue River, for the PURPOSE of domestic use for one family; that the PRIORITY OF THE RIGHT dates from June 29, 1982, and is limited to the amount of water which can be applied to beneficial use and shall not exceed 0.005 cubic foot per second measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users.

The POINT OF DIVERSION is to be LOCATED: 1,860 feet North and 2,690 feet East from the Section Corner of Sections 28, 29, 32, and 33, being within the NW 1/4 SE 1/4 of Section 28, Township 32 South, Range 3 East, WM, in the County of Jackson.

A description of the PLACE OF USE under the permit, and to which such right is appurtenant, is as follows:

Township 33 South Range 2 East, WM Section 11 SW 1/4 NW 1/4 Domestic use for one family

Actual construction work shall begin on or before January 14, 1984 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1984.

Complete application of the water to the proposed use shall be made on or before October 1, 1985.

WITNESS my hand this 14th day of January, 1983.

/s/ JAMES E. SEXSON

WATER RESOURCES DIRECTOR

This permit is for the beneficial use of water. 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. It is possible that the land use you propose may not be allowed if it is not in keeping with the goals and the acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.

APPLICATION 63717

PERMIT 47212

RECEIVED

APR 02 2007

WATER RESOURCES DEPT
SALEM, OREGON



STATE OF OREGON

JACKSON COUNTY

Cancelled - sp. or Rec. Vol. 41 P. 31

PERMIT TO APPROPRIATE THE PUBLIC WATERS

This is to certify that I have examined APPLICATION 63717 and do hereby grant the same SUBJECT TO EXISTING RIGHTS INCLUDING THE APPROPRIATE MINIMUM FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD and the following limitations and conditions:

This permit is issued to James Collier of 6416 Rogue River Drive, Shady Cove, OR 97539, phone 878-2259, for the use of the waters of Mill Creek, a tributary of Rogue River, for the PURPOSE of domestic use for one family; that the PRIORITY OF THE RIGHT dates from June 29, 1982, and is limited to the amount of water which can be applied to beneficial use and shall not exceed 0.005 cubic foot per second measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users.

The POINT OF DIVERSION is to be LOCATED: 1,860 feet North and 2,690 feet East from the Section Corner of Sections 28, 29, 32, and 33, being within the NW 1/4 SE 1/4 of Section 28, Township 32 South, Range 3 East, WM, in the County of Jackson.

A description of the PLACE OF USE under the permit, and to which such right is appurtenant, is as follows:

Township 33 South Range 2 East, WM Section 11 SW 1/4 NW 1/4 Domestic use for one family

Actual construction work shall begin on or before January 14, 1984 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1984.

Complete application of the water to the proposed use shall be made on or before October 1, 1985.

WITNESS my hand this 14th day of January, 1983.

/s/ JAMES E. SEXSON

WATER RESOURCES DIRECTOR

This permit is for the beneficial use of water. 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. It is possible that the land use you propose may not be allowed if it is not in keeping with the goals and the acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.

APPLICATION 63717

PERMIT 47212

RECEIVED

APR 02 2007

WATER RESOURCES DEPT
SALEM, OREGON

STATE OF OREGON

COUNTY OF JACKSON

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

JAMES V. AND POLLY L. DEVORE
5195 JUDSON WAY
SAN DIEGO, CALIFORNIA 92115

619-286-0676

RECEIVED
APR 02 2007
WATER RESOURCES DEPT
SALEM, OREGON

to use the waters of MILL CREEK AND HURD CREEK RESERVOIR, constructed under Permit R-8201, tributaries of the ROGUE RIVER, for DOMESTIC USE FOR ONE FAMILY.

This Permit is issued approving Application 70842. The date of priority is OCTOBER 31, 1990. The use is limited to not more than 0.005 CUBIC FOOT PER SECOND from Mill Creek limited to the period December 1 through July 31 of each year and use of 0.12 acre-foot of the waters stored in Hurd Reservoir constructed under Permit R-8201, not to exceed one-fifth of the capacity of said reservoir as a supplemental supply during the period January 1 through December 31 of each year.

The points of diversion are located as follows:

MILL CREEK - NW 1/4 SE 1/4, SECTION 28, T 32 S, R 3 E, W.M., HURD CREEK RESERVOIR - SW 1/4 NW 1/4, SECTION 11, T 33 S, R 2 E, W.M.; MILL CREEK - 1860 FEET NORTH AND 2690 FEET EAST FROM THE SW CORNER, SECTION 28, HURD CREEK - 1050 FEET NORTH AND 90 FEET EAST FROM THE WEST 1/4 CORNER OF SECTION 11.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the proposed place of use under this Permit is as follows:

SW 1/4 NW 1/4
SECTION 11
TOWNSHIP 33 SOUTH, RANGE 2 EAST, W.M.

Measurement recording and reporting conditions:

- A. The Director may require the permittee to install a meter or other suitable measuring device as approved by the Director. If the Director notifies the permittee to install a meter or other measuring device, the permittee shall install such device within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstances warrant a shorter installation period. Once installed, the permittee shall maintain the meter or measuring device in good working order and shall allow the watermaster access to the meter or measuring device. The Director may provide an opportunity for the permittee to submit alternative measuring procedures for review and approval.
- B. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water use information, the periods of water use and the place and nature of use of water under the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

Application 70842

Water Resources Department

PERMIT 51506

Actual construction work shall begin on or before January 18, 1995 and shall be completed on or before October 1, 1995. Complete application of the water to the use shall be made on or before October 1, 1996.

Before use may begin under this permit, diversion screening and/or fish passage facilities shall be designed, installed, and operated to Oregon Department of Fish and Wildlife specifications. The permittee shall maintain the diversion screening and/or fish passage facilities.

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.

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 rights for maintaining instream flows.

The Director of the Water Resources Department has found that the proposed use of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Issued this date, January 18, 1994.

/s/ MARTHA O. PAGEL

Water Resources Department
Martha O. Pagel
Director

RECEIVED
APR 02 2007
WATER RESOURCES DEPT
SALEM, OREGON

Application 70842
Basin 15

Water Resources Department
Volume 2 Clark Creek & Misc.
MGMT.CODES 5AB, 5AF, 5AG, 5AW

PERMIT 51506
District 15

ASSIGNED, See Misc. Rec., Vol. 6 Page 984

ASSIGNED, See Misc. Rec., Vol. 6 Page 1450

Application No. 541775

Permit No. 45304

ASSIGNED, See Misc. Rec., Vol. 6 Page 1002

STATE OF OREGON WATER RESOURCES DEPARTMENT

Application for Permit to Appropriate Surface Water

I, VALERIE M. STEADMAN BENNETT
 of P.O. BOX 323 77 KEE LANE, SHADY COVE
 State of OREGON, 97539 Phone No. 878-2983
 (Mailing Address) (City) (Zip Code)

do hereby make application for a permit to appropriate the following described waters of the State of Oregon:

1. The source of the proposed appropriation is HURD CREEK AND RESERVOIR

, a tributary of ROGUE RIVER

2. The point of diversion is to be located 950' ft. NORTH and 90 ft. EAST
 from the QUARTER SECTION corner of COMMON TO SECTIONS 10 AND 11
 (N. or S.) (E. or W.) (Public Land Survey Corner)

(If there is more than one point of diversion, each must be described)

being within the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of
 Sec. 11 Tp. 33S R. 2E, W. M., in the county of JACKSON
 (N. or S.) (E. or W.)

3. Location of area to be irrigated, or place of use if other than irrigation.

Township	Range	Section	List $\frac{1}{4}$ $\frac{1}{4}$ of Section	List use and/or number of acres to be irrigated
33S	2E	11	SW NW	4 DOMESTIC WATER 8 ACRES IRRIG.
33S	2E	11	SE NW	1 DOMESTIC WATER 1 $\frac{1}{10}$ ACRES IRRIG.
33S	2E	10	SE NE	3 $\frac{1}{10}$ ACRES IRRIG.

Form 690-1-0-1-77

RECEIVED

APR 02 2007

WATER RESOURCES DEPT
 SALEM, OREGON

4. The amount of water which the applicant intends to apply to beneficial use is 0.14
cubic feet per second. (0.01 CFS DOMESTIC, 0.13 CFS IRRIG)
(If water is to be used from more than one source, give quantity from each)

5. The use to which the water is to be applied is DOMESTIC AND IRRIGATION

6.

DESCRIPTION OF WORKS

Include dimensions and type of construction of diversion dam and headgate, length and dimensions of supply ditch or pipeline, size and type of pump and motor, type of irrigation system to adequately describe the proposed distribution system.

from Hupel Creek to Storage Pond 6" Plastic Pipe
from Storage Pond to Water Supply 6" Pvc Pipe for First 50'
Reduced to 4" Pvc Schedule 125. INTERS 4" Check Valve & continues
Along Back of Property Line for approx 500' then Reduces to 3"
Pvc Schedule 125 for 300' then Reduces down to 2" (Line 200' for
approx 500' - from Pond to end of Pipe Line there is approx 17'
Height difference The Pipe is Higher than Pond & will have to
be Sucked out of Line. Main Line Has 5-1/4" TEE's to Supply each
Lot. see ATTACHED SHEET for DETAILED DRAWING.

If for domestic use state number of families to be supplied 5

7. Construction work will begin on or before Completed

8. Construction work will be completed on or before Completed

9. The water will be completely applied to the proposed use on or before October 1, 1982

Application No. 59775

Permit No.

45304

RECEIVED

APR 02 2007

**WATER RESOURCES DEPT
SALEM, OREGON**

Remarks:.....

.....
.....
.....
.....
.....
.....
.....

Valerie M. Steadman
Signature of Applicant
Valerie M. Bennett

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for..... correction and completion.....

In order to retain its priority, this application must be returned to the Water Resources Director with corrections on or beforeDecember 15,....., 19..80.....

WITNESS my hand this14..... day of.....October....., 1980.....

James E. Sexson..... Water Resources Director

By *Ronald R. Buell*
Donald R. Buell

RECEIVED

FEB 11 1980

WATER RESOURCES DEPT
SALEM, OREGON

WATER RESOURCES DEPT
SALEM, OREGON

NOV 6 1980

RECEIVED

This instrument was first received in the office of the Water Resources Director at Salem, Oregon, on the

11th day of *February*, 19..80, at *8:00* o'clock
A.M.

Application No. *59775*.....

Permit No. **45304**.....

RECEIVED

62304

APR 02 2007

WATER RESOURCES DEPT
SALEM, OREGON

Application No. 59776

Permit No. 45304

Permit to Appropriate the Public Waters of the State of Oregon

This is to certify that I have examined the foregoing application and do hereby grant the same **SUBJECT TO EXISTING RIGHTS INCLUDING THE EXISTING FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD** and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 0.14 cubic feet per second measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users, from Hurd Creek and reservoir to be constructed under Application R-59776, Permit R-8201.

The use to which this water is to be applied is domestic use for five families and irrigation, being 0.01 c.f.s. for domestic and 0.13 c.f.s. for irrigation.

If for irrigation, this appropriation shall be limited to 1/80th of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 1/2 acre feet per acre for each acre irrigated during the irrigation season of each year.

and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The priority date of this permit is February 11, 1980.

Actual construction work shall begin on or before January 5, 1982 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1982.

Extended to Oct. 1, 1984

Complete application of the water to the proposed use shall be made on or before October 1, 1983.

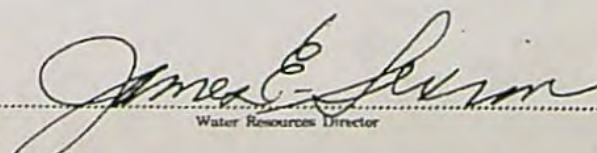
Extended to Oct. 1, 1984

WITNESS my hand this 5th day of January, 1981.

RECEIVED

APR 02 2007

WATER RESOURCES DEPT
SALEM, OREGON


Water Resources Director

RIGHT-OF-WAY EASEMENT
(Individual)

For value received the undersigned, (Grantor), (whether singular or plural), does hereby grant to their successors and assigns, (Grantee), an easement and right-of-way, 10 feet in width, for an underground water line and all necessary or desirable appurtenances, over, under, across and along the following described real property in Jackson County, State of Oregon, to wit:

Portions of the Southwest Quarter (SW 1/4) of the Northwest Quarter (NW 1/4) of Section 11, Township 33 South, Range 2 East Willamette Meridian.

Tax Lot 2500

The location and course of said easement and right-of-way are approximately as shown on the sketch attached as Exhibit (s) "A" and by this reference made a part hereof.

Together with the right of ingress and egress over the adjacent lands of the Grantor in order to install, maintain, repair, replace, rebuild, operate and patrol the underground water line (s) and appurtenances, and to exercise all other rights herein granted.

Grantor shall have the right to use the lands subject to the above described easement and right-of-way for all purposes not inconsistent with the uses and purposes herein set forth; provided that Grantor shall not build or erect any structure upon said easement and right-of-way without the prior written consent of Grantee.

All rights hereunder shall cease if and when such line shall have been abandoned.

SIGNED

GRANTOR

SIGNED

GRANTEE

RECEIVED

APR 02 2007

WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED

AUG 28 2006

WATER RESOURCES DEPT
SALEM, OREGON

STATE OF OREGON,

County of Jackson

ss.

BE IT REMEMBERED, That on this 9th day of August, 1993, before me, the undersigned, a Notary Public in and for the State of Oregon, personally appeared the within named Robert G. Burns

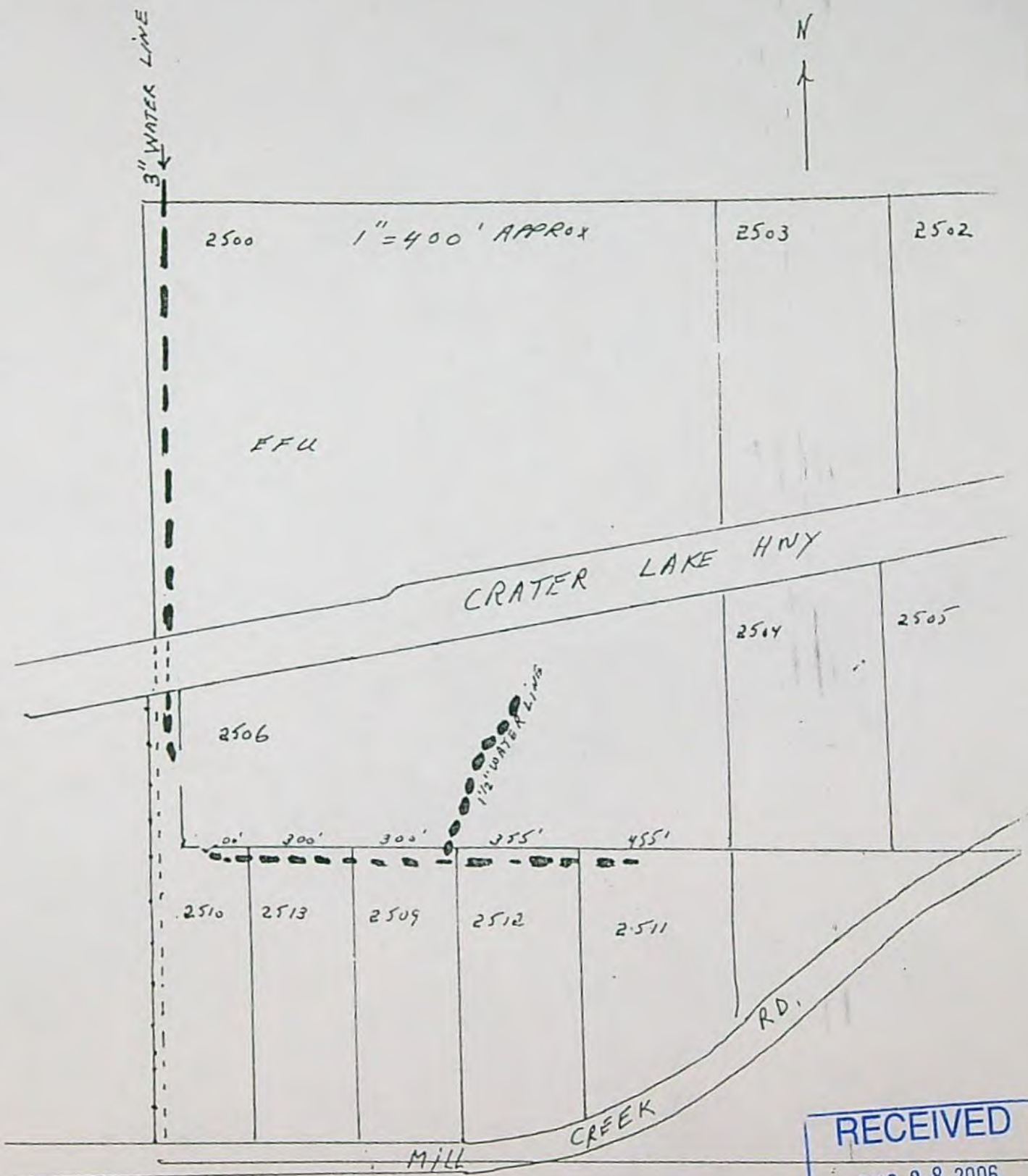
known to me to be the identical individual described in and who executed the within instrument and acknowledged to me that he executed the same freely and voluntarily.

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



Frances Bean
Notary Public for Oregon
My commission expires 10/31/96

5-86823



RECEIVED
AUG 28 2006
WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED
APR 02 2007
WATER RESOURCES DEPT
SALEM, OREGON

TELEPHONE
541-772-2782



L. J. FRIAR AND ASSOCIATES, P. C.
CONSULTING LAND SURVEYORS

FAX
541-772-8465

JAMES E HIBBS, PLS

816 WEST 8TH STREET
MEDFORD, OREGON 97501

ljfriar@charter.net

LETTER OF TRANSMITTAL

Date 03/30/07
To State of OR, Water Res. Dept. Attention Jerry Sauter
Address _____

From Karen

Subject Kenneth Rosenbaum

Appl. for permit to use Surface Water.

Number of Pages (Including Cover Sheet) Appl, Land Use Form, \$520⁰⁰

☒ For Your Approval ☒ Please Review & Comment
☒ For Your Information ☒ Per Your Request
☐ Please Telephone Me

Remarks Per instructions from Jerry Sauter
We are resubmitting appl.

THANK YOU!

Copy to 00-309 Signed Karen

RECEIVED

APR 02 2007

WATER RESOURCES DEPT
SALEM, OREGON

5-86823

TELEPHONE
541-772-2782



L. J. FRIAR AND ASSOCIATES, P. C.
CONSULTING LAND SURVEYORS

FAX
541-772-8465

JAMES E HIBBS, PLS

816 WEST 8TH STREET
MEDFORD, OREGON 97501

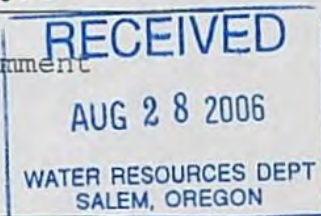
ljfriar@charter.net

LETTER OF TRANSMITTAL

Date 8/23/06
To OR. H₂O Resources Dept. Attention
Address 725 Summer Sr., NE Suite A
Salem, OR 97301-1266
From James E. Hibbs, PLS
Subject Kenneth Rosenbaum appl.

Number of Pages (Including Cover Sheet) See Below

☒ For Your Approval ☒ Please Review & Comment
☒ For Your Information ☒ Per Your Request
☐ Please Telephone Me



Remarks

\$ 52000

Standard Appl. Completeness Checklist.

R/W Easement

Ltr. from Nye Litch to H₂O Master

✓ ✓ ✓ ✓ to Ken Rosenbaum

Deed 90-13161

Ltr. from you to Ken Rosenbaum

Application

Standard Appl. Completeness Checklist #2

Land Use Info. Form.

Copy to

00-309

Signed

Allen S. [Signature]

RECEIVED

APR 02 2007

WATER RESOURCES DEPT
SALEM, OREGON

TELEPHONE
541-772-2782

JAMES E HIBBS, PLS



L. J. FRIAR AND ASSOCIATES, P. C.
CONSULTING LAND SURVEYORS

816 WEST 8TH STREET
MEDFORD, OREGON 97501

FAX
541-772-8465

ljfriar@charter.net

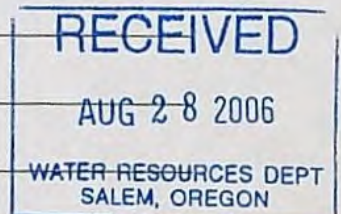
LETTER OF TRANSMITTAL

Date 04/18/06 Remailed 5/5/06
To Oregon Water Resources Dept. Attention
Address

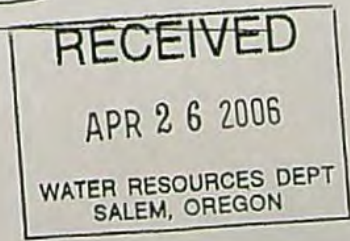
From James E Hibbs, PLS
Subject App. for Surface Water Permit for
Kenneth Rosenbaum
Number of Pages (Including Cover Sheet) See Below

☒ For Your Approval ☒ Please Review & Comment
☒ For Your Information ☐ Per Your Request
☐ Please Telephone Me ☐

Remarks \$500⁰⁰ (2 checks)
Application
Sketch
Land Use Information Form.
* Legal desc.
* New signed Land Use Form from Jackson
Cty Planning
* Your "Completeness" Checklist

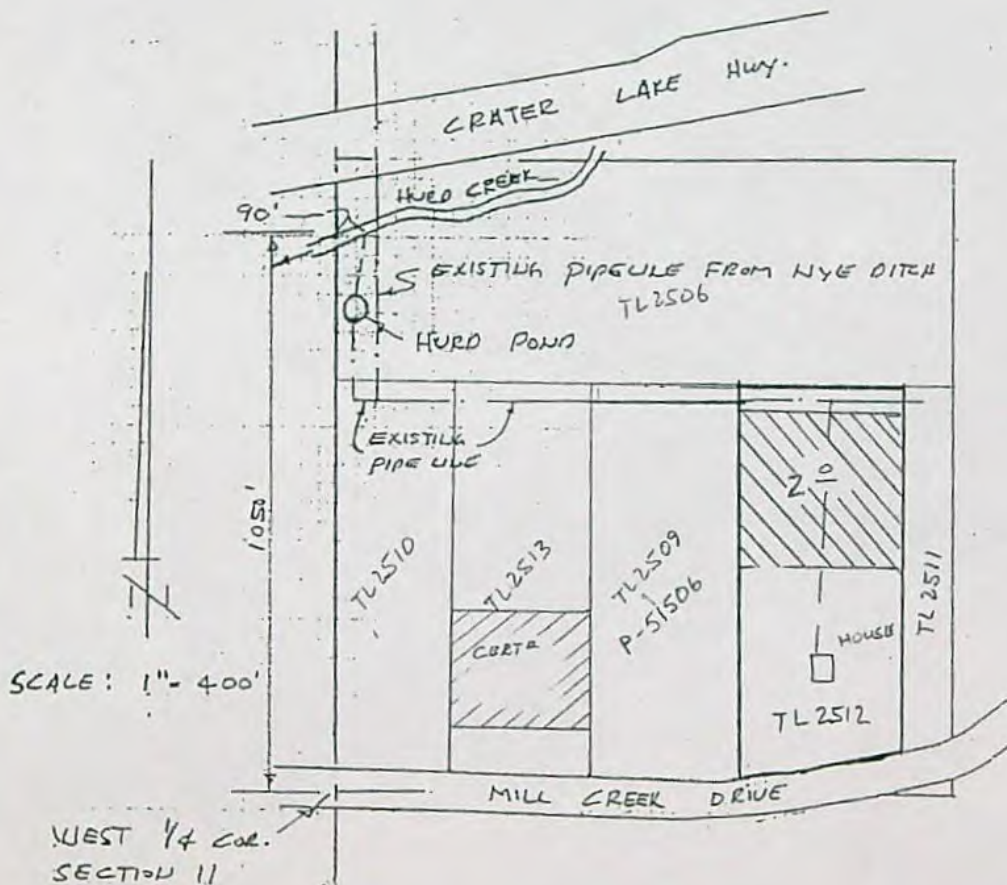


Copy to 00-309 Signed Karen



Superseded

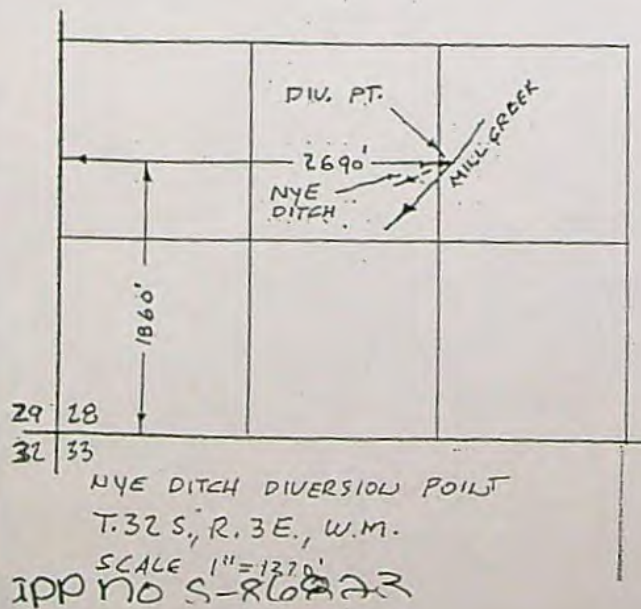
SW 1/4, NW 1/4 S. 11
T. 33 S., R. 2 E., W. M.
JACKSON Co., OREGON



MAP TO ACCOMPANY AN
APPLICATION TO APPROPRIATE
SURFACE WATER
FOR: KENNETH + SHARON
ROSENBAUM
1942 MILLCREEK RD.
PROSPECT, OR
97536
33S2E11 TL2512

RECEIVED
AUG 28 2006
WATER RESOURCES DEPT
SALEM, OREGON

MAP PREPARED FOR WATER
RIGHT PURPOSES ONLY,
NOT FOR PROPERTY BOUNDARY
LOCATIONS.



RECEIVED
MAY 08 2006
WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED
APR 26 2006
WATER RESOURCES DEPT
SALEM, OREGON



RECEIVED
APR 09 2007
WATER RESOURCES DEPT
SALEM, OREGON

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **130363**

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

INVOICE # _____

RECEIVED FROM: K. Rosenbaum

BY: _____

CASH: ☐ CHECK: # _____

OTHER: IDENTIFY: _____

APPLICATION: 5-86823

PERMIT _____

TRANSFER _____

TOTAL REC'D \$ 520.00

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

\$ _____

\$ _____

\$ _____

EXAM FEE

\$ _____

RECORD FEE

\$ 520.00

\$ _____

LICENSE FEE

\$ _____

\$ _____

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE _____

\$ _____

0210 MONITORING WELLS _____

\$ _____

OTHER (IDENTIFY) _____

CARD # _____

CARD # _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD) _____

\$ _____

0231 HYDRO LICENSE FEE (FW/WRD) _____

\$ _____

HYDRO APPLICATION _____

\$ _____

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____

\$ _____

RECEIPT: **130363**

DATED: 7-25-19

BY: Bilmer

S-86823

NEW APPLICATIONS (GROUND WATER, RESERVOIR, & SURFACE) ROUTE SLIP

RECEIPTING ☒

POST CARD SENT ☒

DATA CENTER ☒



APR 3 2007 NJM
SP 4-6

GROUND WATER YES ☐

NO ☒

ENFORCEMENT YES ☐

NO ☐

WATER RIGHTS SUPPORT ☒

MS

A "Standard Reservoir" storing 9.2 acre-feet or more of
Water & has a dam height of 10.0 feet or greater needs to
have a copy of the application & supplemental forms routed to "JOHN FALK"

Caseworker:

Alyssa Mucken

503-986-0853



Anita Huffman

503-986-0815



Brook Geffen

503-986-0808



Jeana Eastman

503-986-0859



Kerry Kavanagh

503-986-0816



GW
Files

ATTN: WATER RIGHTS

SUPPORT....>>>>> Mark contents of file with
application number;

Update the WRIS Database with caseworkers name.
Route file to Caseworker.



S & R
Files

O.K.

**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 # **86922**

INVOICE # _____

RECEIVED FROM: L.J. Friar + Associates

APPLICATION 86823

BY: _____

PERMIT

TRANSFER

CASH:

CHECK: #

OTHER: (IDENTIFY)

☐
☒
☒

140 817316039

TOTAL REC'D \$ 400.00

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:

EXAM FEE

RECORD FEE

0201 SURFACE WATER

\$ 400.00

0202

\$

0203 GROUND WATER

\$

0204

\$

0205 TRANSFER

\$

WELL CONSTRUCTION

EXAM FEE

LICENSE FEE

0218 WELL DRILL CONSTRUCTOR

\$

0219

\$

LANDOWNER'S PERMIT

0220

\$

OTHER (IDENTIFY) _____

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 (FW/WRD)

\$

0231 HYDRO LICENSE FEE (FW/WRD)

\$

HYDRO APPLICATION

\$

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____

\$

RECEIPT:

86922

DATED: 4-2-07

BY: L. Pasulke

**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 # **86924**

INVOICE # _____

RECEIVED FROM: LJ Friar + Associates

APPLICATION 86823

BY: _____

PERMIT _____

TRANSFER _____

CASH: _____ CHECK:# _____ OTHER: (IDENTIFY) _____

☐

☒ 16634

☐

TOTAL REC'D \$ 100.00

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 \$ 100.00 0202 \$ _____

0203 GROUND WATER \$ _____ 0204 \$ _____

0205 TRANSFER \$ _____

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR \$ _____ 0219 \$ _____

LANDOWNER'S PERMIT 0220 \$ _____

OTHER (IDENTIFY) _____

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 (FW/WRD) \$ _____

0231 HYDRO LICENSE FEE (FW/WRD) \$ _____

HYDRO APPLICATION \$ _____

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION \$ _____

RECEIPT:

86924

DATED:

4-2-07

BY:

L. Parille

**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 # **86928**

INVOICE # _____

RECEIVED FROM: L.J. Friant & Associates

APPLICATION	<u>86823</u>
PERMIT	
TRANSFER	

BY: _____

CASH: ☐ CHECK: # 16778 OTHER: (IDENTIFY) ☐ _____

TOTAL REC'D \$ 20.00

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	EXAM FEE \$ <u>20.00</u>	0202	RECORD FEE \$
0203	GROUND WATER	\$	0204	\$
0205	TRANSFER	\$		

WELL CONSTRUCTION

0218	WELL DRILL CONSTRUCTOR	EXAM FEE \$	0219	LICENSE FEE \$
	LANDOWNER'S PERMIT		0220	\$

_____ OTHER (IDENTIFY) _____

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 (FW/WRD)		\$
0231	HYDRO LICENSE FEE (FW/WRD)		\$
_____	HYDRO APPLICATION		\$

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____ \$

86928

DATED: 4-2-07 BY: L. Parker

S-86823

KENNETH ROSENBAUM
1942 MILL CREEK RD
PROSPECT OR 97536

S-86823

KENNETH ROSENBAUM
1942 MILL CREEK RD
PROSPECT OR 97536

S-86823

KENNETH ROSENBAUM
1942 MILL CREEK RD
PROSPECT OR 97536

S-86823

KENNETH ROSENBAUM
1942 MILL CREEK RD
PROSPECT OR 97536

S-86823

KENNETH ROSENBAUM
1942 MILL CREEK RD
PROSPECT OR 97536