



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 Store Water in a Reservoir (Alternate Review)

Alternate Review Process (ORS 537.409): You may use this form for any reservoir storing less than 9.2 acre- feet or with a dam less than 10 feet high.

Use a separate form for each reservoir

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, insert "n/a". 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

Applicant: Scott and Laura Lillie
First Last

Mailing Address: PO Box 388

Gold Hill OR 97525
City State Zip

Phone: 541-855-1985
Home Work Other

*Fax: _____ *Email Address: _____

**optional information*

2. LOCATION AND SOURCE

A. Reservoir Name: Savannah Hills Reservoir

B. Source: Provide the name of the water body or other source from which water will be diverted, and the name of the stream or lake it flows into. Indicate if source is run-off, seepage, or an unnamed stream or spring.

Source: Unnamed stream Tributary to: Rock Creek

C. Reservoir Location

Township (N or S)	Range (E or W)	Section	quarter/quarter	tax lot number
T36S	R2W	6	NE1/4	362W06-103 & 104

D. County of Use: Jackson

E. Dam: Maximum height of dam: 9.5 feet. If excavated, write "excavated" or "0 feet".

F. Quantity: Amount of water to be stored in the reservoir at maximum capacity.

List quantity in Acre-Feet: 25 af this app.

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WATER RESOURCES DEPT
SALEM, OREGON

App. No. <u>R-87436</u>	For Department Use Permit No. _____	Date _____
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Last updated: 10/01/2008

Application to Store Water in a Reservoir/1

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WATER RESOURCES DEPT
SALEM, OREGON

3. WATER USE

Indicate the proposed use(s) of the stored water. **NOTE: You may wish to consider filing for "Multipurpose use" for your reservoir. Multipurpose use does not limit the types of future uses for the stored water. Multipurpose covers all uses including: stockwater, fish and wildlife, aesthetics, domestic, irrigation, agriculture, fire protection and pollution abatement.** If any use will be out of reservoir use, regardless of the type of storage listed, a secondary application must be filed to appropriate the stored water.

Multipurpose

Note: this application is to add 25 acre feet to the storage granted in Permit R-14027

4. PROPERTY OWNERSHIP

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

☒ Yes (please check appropriate box below then skip to section 5)

☐ There are no encumbrances

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

☐ No (Please check the appropriate box below)

☐ I have a recorded easement or written authorization permitting access.

☐ 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). (Do not check this box if you described your use as "Multipurpose" in #3 above)

List Name and mailing addresses of all affected land owners:

NA

5. ENVIRONMENTAL IMPACT

A. Channel: is the reservoir ☒ In Stream or ☐ off channel ?

B. Wetland: is the project in a wetland? ☐ Yes ☒ No ☐ Don't know

C. Existing: is this an existing reservoir? ☒ Yes ☐ No

If yes how long has it been in place? 3 years 0 years

D. Fish Habitat: Is there fish habitat upstream from the proposed structure? ☐ Yes ☒ No ☐ Don't know

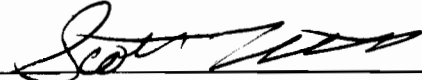
If yes, how much? 0 miles

E. Partnerships: Have you been working with other agencies? ☐ Yes ☒ No

Indicate agency, staff and phone numbers of those involved. Also indicate any agencies that are cost sharing in this project.

6. SIGNATURE

I swear that all statements made and information provided in this application are true and correct to the best of my knowledge.



Landowner Signature

12/1/08

Date

Before you submit your application be sure you have:

? Answered each question completely.

? Included a legible map that includes Township, Range, Section, quarter-quarter and tax lot number.

? The map must meet map requirements to be accepted.

? Included a land use form or receipt stub signed by a local planning official.

? Included a check payable to Oregon Water Resources Department for the appropriate amount.

FEE STRUCTURE: The fee is based on the number of acre-feet proposed to be stored. The base fee is \$80. In addition, there is a fee of \$20 per acre-foot or fraction thereof. Example: 0.3 AF= \$ 100 ; 1.5 AF= \$ 120 ; 20.0 AF= \$ 480 ; 30.0 AF= \$ 680.

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Oregon Water Resources Department Land Use Information Form

R-87456

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: Scott and Laura Lillie
 Mailing Address: PO Box 388
 City: Gold Hill State: OR Zip: 97525 Day Phone: 541-855-1985

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	Tax Lot #	Plan Designation (e.g. Rural Residential/RR-5)	Water to be:	Proposed Land Use:
36 S	2 W	06	NE 1/4	362W06102	EFU	☒ Diverted ☐ Conveyed ☒ Used	Multipurpose
36 S	2 W	06	NE 1/4	362W06103	EFU	☒ Diverted ☐ Conveyed ☒ Used	Multipurpose
36 S	2 W	06	NE 1/4	362W06104	EFU	☒ Diverted ☐ Conveyed ☒ Used	Multipurpose
						☐ Diverted ☐ Conveyed ☐ 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) Unnamed stream

Estimated quantity of water needed: 25 ☐ cubic feet per second gallons per minute ☒ acre-feet

Intended use of water: Irrigation Commercial ☐ Industrial ☐ Domestic for household(s)
 Municipal Quasi-municipal Instream ☒ Other Multipurpose

Briefly describe: This application intends to add 25 acre feet of storage to an existing pond (Permit R-14027)

MULTI-PURPOSE: I.E. FARM-USE, WILDLIFE, RECREATION (FISHING)

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

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WATER RESOURCES DEPT
 SALEM, OREGON

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): 4.2-1

☐ 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:	
		☐ Obtained ☐ Denied	☐ Being pursued ☐ Not being pursued
		☐ Obtained ☐ Denied	☐ Being pursued ☐ Not being pursued
		☐ Obtained ☐ Denied	☐ Being pursued ☐ Not being pursued
		☐ Obtained ☐ Denied	☐ Being pursued ☐ Not being pursued
		☐ Obtained ☐ Denied	☐ Being pursued ☐ 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.

The proposed pond is for farm use and for wildlife
which is not right permitted in EFV Zone.

Name: Youngsook Kim Title: Planner I
 Signature: [Signature] Phone: 74-6946 Date: 4/08/09
 Government Entity: Jackson County

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

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Applicant name: _____ APR 10 2009

City or County: _____ Staff contact: _____ WATER RESOURCES DEPT
SALEM, OREGON

Signature: _____ Phone: _____ Date: _____

STATE OF OREGON

COUNTY OF JACKSON

PERMIT TO CONSTRUCT A RESERVOIR AND STORE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

SCOTT AND LAURA LILLIE
PO BOX 388
GOLD HILL, OR 97525

(541) 582-3114

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

APPLICATION FILE NUMBER: R-85986

SOURCE OF WATER: UNNAMED STREAM, A TRIBUTARY OF ROCK CREEK; ROCK CREEK,
A TRIBUTARY OF SAMS CREEK

STORAGE FACILITY: SAVANNAH HILLS RESERVOIR

PURPOSE OR USE OF THE STORED WATER: MULTIPLE PURPOSE

MAXIMUM STORAGE VOLUME: 28.0 ACRE FEET EACH YEAR

WATER MAY BE APPROPRIATED FOR STORAGE DURING THE PERIOD: DECEMBER 1
THROUGH MARCH 31 OF EACH YEAR

DATE OF PRIORITY: APRIL 26, 2004

THE MAXIMUM HEIGHT OF THE DAM SHALL NOT EXCEED 6.0 FEET.

DAM LOCATION: NE 1/4 NE 1/4, SECTION 6, T36S, R2W, W.M.; 1102 FEET SOUTH
& 1078 FEET WEST FROM NE CORNER, SECTION 6

THE AREA TO BE SUBMERGED BY THE RESERVOIR IS LOCATED AS FOLLOWS:

NE 1/4 NE 1/4
NW 1/4 NE 1/4
SW 1/4 NE 1/4
SE 1/4 NE 1/4
SECTION 6

TOWNSHIP 36 SOUTH, RANGE 2 WEST, W.M.

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order.

Application R-85986 Water Resources Department

PERMIT R-14027

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APR 10 2009

WATER RESOURCES DEPT
SALEM, OREGON

- 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.
- C. 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.

The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe, or the provision of other means to evacuate water when determined necessary by the Water Resources Director to satisfy prior downstream rights.

The permittee shall pass all live flow outside the storage season described above.

This permit does not provide for the appropriation of water for any out of reservoir uses, the maintenance of the water level or maintaining a suitable fresh water condition. If any water is used for out of reservoir uses, or any live flow is appropriated to maintain either the water level or a suitable freshwater condition, a secondary water right is required.

The permittee may be required in the future to install and maintain a headgate on the Rock Creek diversion.

STANDARD CONDITIONS

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

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

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

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

Application R-85986 Water Resources Department PERMIT R-14027

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WATER RESOURCES DEPT
SALEM, OREGON

This permit does not authorize the permit holder to pursue this right in such a way as to interfere with or affect adjacent property not under the ownership of the permit holder.

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

The reservoir shall be filled and complete application of the stored water to the use shall be made on or before October 1, 2008.

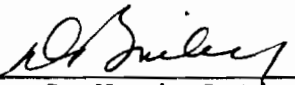
Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use to the Oregon Water Resources Department.

The claim of beneficial use shall be prepared by a Certified Water Right Examiner in conformance with the requirements of OAR 690-014 if an associated secondary permit exists for the use of stored water under this permit, or if the reservoir stores 9.2 or more acre-feet of water.

If no secondary permit exists and the reservoir stores less than 9.2 acre-feet of water, the claim of beneficial use need not be prepared by a Certified Water Right Examiner. The information submitted to the Oregon Water Resources Department shall include:

- (a) the dimensions of the reservoir;
- (b) the maximum capacity of the reservoir in acre-feet; and
- (c) a map identifying the location of the reservoir prepared in compliance with Water Resource Department standards.

Issued July 22, 2004


Phillip C. Ward, Acting Director
Water Resources Department

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.wrd.state.or.us/>, 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 97301-1271.

Application R-85986 Water Resources Department

PERMIT R-14027

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APR 10 2009

WATER RESOURCES DEPT
SALEM, OREGON



Application for a Permit to Store Water

R-87456 -REFERENCE

Alternate Review Process (ORS 537.409)

You may use this form for any reservoir storing less than 9.2 acre-feet
or with a dam less than 10 feet high.

Use a separate form for each reservoir

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, insert "n/a"

1. APPLICANT INFORMATION

Landowner: SCOTT & LAURA LILLIE
First Last

Authorizing Agent: _____

Mailing Address: P.O. Box 388
First Last

GOLD HILL OREGON 97525
City State Zip

Phone: 541 582-3114 541 821-0361 541 821-1767
Home RINGS Work RECORDED Other
SCOTT

*Fax: 541 582-8828 *E-Mail Address: _____

*Optional Information

2. LOCATION AND SOURCE

A. Reservoir Name: SAVANNAH HILLS RESERVOIR

B. Source: Provide the name of the water body or other source from which water will be diverted,
and the name of the stream or lake it flows into. Indicate if source is run-off, seepage, or an
unnamed stream or spring.

Source: UNNAMED DRAINAGE Tributary to: ROCK CR.

SECONDARY SOURCE: ROCK CR. TRIBUTARY TO: SAMS CR.

C. Reservoir Location

Township (N or S)	Range (E or W)	Section	quarter/quarter	tax lot number
36 S	2 W	06	NW/NE NE/NE	103
			SW/NE SE/NE	102 104

D. County of use: JACKSON

E. Dam: Maximum height of dam: 6 feet. If excavated, write "excavated" or "0 feet".

F. Quantity: Amount of water to be stored in the reservoir at maximum capacity. List quantity in
Acre-Feet: 28

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App. No. R-85986 For Department Use
Permit No. _____ Date APR 22 2004

WATER RESOURCES DEPT
SALEM, OREGON

3. WATER USE

Indicate the proposed use(s) of the stored water. NOTE: You may wish to consider filing for "Multipurpose use" for your reservoir. Multipurpose use does not limit the types of future uses for the stored water. Multipurpose covers all uses including: stockwater, fish and wildlife, aesthetics, domestic, irrigation, agriculture, fire protection and pollution abatement. If any use will be out of reservoir use, regardless of the type of storage listed, a secondary application must be filed to appropriate the stored water.

MULTI PURPOSE

4. PROPERTY OWNERSHIP

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

- ☒ Yes (Skip to section 5)
☐ 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 an easement permitting access to lands not under my ownership.

List the names and mailing addresses of all affected landowners*:

N/A

* If more than 25 landowners are involved, a list is not required. Alternative notice may be made.

5. ENVIRONMENTAL IMPACT

A. Channel: Is the reservoir in stream no or off channel YES?

B. Wetland: Is the project in a wetland? ☐ Yes ☒ No ☐ Don't know

C. Existing: Is this an existing reservoir? ☐ Yes ☒ No If yes, how long has it been in place? N/A years.

D. Fish Habitat: Is there fish habitat upstream of the proposed structure? ☐ Yes ☐ No ☒ Don't know. If yes, how much? _____ miles.

E. Partnerships: Have you been working with other agencies? ☐ Yes ☒ No

Indicate agency, staff and phone numbers of those involved. Also indicate any agencies that are cost sharing in this project.

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APR 26 2004

WATER RESOURCES DEPT
SALEM, OREGON

6. SIGNATURE

I swear that all statements made and information provided in this application are true and correct to the best of my knowledge.

[Signature]
Landowner/Authorized Agent

3/1/04
Date

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APR 22 2004

Before you submit your application be sure you have:

- Answered each question completely.
- Included a legible map which includes Township, Range, Section, quarter-quarter lot number. The map must meet map requirements to be accepted.
- Included a land use form or receipt stub signed by a local planning official.
- Included a check payable to Oregon Water Resources Department for the appropriate amount.

WATER RESOURCES DEPT
SALEM, OREGON

FEE STRUCTURE: The fee is based on the number of acre-feet proposed to be stored. The fee is \$10 per Acre-Foot. Example: 0.3 AF=\$3.00; 1.5 AF=\$15.00; 20.0 AF=\$100
Maximum fee is \$100 for any reservoir storing more than 10 Acre-Feet

App. NO. R-85986

3. WATER USE

Indicate the proposed use(s) of the stored water. **NOTE:** You may wish to consider filing for "Multipurpose use" for your reservoir. Multipurpose use does not limit the types of future uses for the stored water. Multipurpose covers all uses including: stockwater, fish and wildlife, aesthetics, domestic, irrigation, agriculture, fire protection and pollution abatement. If any use will be out of reservoir use, regardless of the type of storage listed, a secondary application must be filed to appropriate the stored water.

MULTI PURPOSE

4. PROPERTY OWNERSHIP

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

- ☒ Yes (Skip to section 5)
☐ 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 an easement permitting access to lands not under my ownership.

List the names and mailing addresses of all affected landowners*:

N/A

* If more than 25 landowners are involved, a list is not required. Alternative notice may be made.

5. ENVIRONMENTAL IMPACT

- A. **Channel:** Is the reservoir in stream NO or off channel YES ?
B. **Wetland:** Is the project in a wetland? ☐ Yes ☒ No ☐ Don't know
C. **Existing:** Is this an existing reservoir? ☐ Yes ☒ No If yes, how long has it been in place? N/A years.
D. **Fish Habitat:** Is there fish habitat upstream of the proposed structure? ☐ Yes ☐ No ☒ Don't know. If yes, how much? _____ miles.
E. **Partnerships:** Have you been working with other agencies? ☐ Yes ☒ No
Indicate agency, staff and phone numbers of those involved. Also indicate any agencies that are cost sharing in this project.

6. SIGNATURE

I swear that all statements made and information provided in this application are true and correct to the best of my knowledge.

Scott Zell

Landowner/Authorized Agent

3/1/04

Date

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APR 22 2004

Before you submit your application be sure you have:

- Answered each question completely.
- Included a legible map which includes Township, Range, Section, quarter-quarter and lot number. The map must meet map requirements to be accepted.
- Included a land use form or receipt stub signed by a local planning official.
- Included a check payable to Oregon Water Resources Department for the appropriate amount.

WATER RESOURCES DEPT
ASTORIA, OREGON

FEE STRUCTURE: The fee is based on the number of acre-feet proposed to be stored. The fee is \$10 per Acre-Foot. Example: 0.3 AF = \$3.00; 1.5 AF = \$15.00; 20.0 AF = \$100
Maximum fee is \$100 for any reservoir storing more than 10 Acre-Feet

App. NO. R-85986

WATERMASTER ALTERNATE RESERVOIR APPLICATION REVIEW SHEET

Recommendations for Water Right Applications under the Alternate Reservoir review process (ORS 537.409)

In lieu of the water right application process set forth in ORS 537.140 to 537.211, an owner of a reservoir may submit an alternate reservoir application for a reservoir that has a storage capacity less than 9.2 acre-feet or a dam or impoundment structure less than 10 feet in height. ORS 537.409 describes the criteria used to evaluate alternate reservoir applications.

The review shall be limited to issues pertaining to: a) water availability, b) potential detrimental impact to existing fishery resources; and c) potential injury to existing water rights. (ORS 537.409 (6))

Within 60 days after the department provides public notice...any person may submit detailed, legally obtained information in writing, requesting the department to deny the application for a permit on the basis that the reservoir: (a) Would result in injury to an existing water right; or (b) Would pose a significant detrimental impact to existing fishery resources. (ORS 537.409 (5))

The review of alternate reservoirs is limited to these criteria only.

Date: 5/10/04 30 day Deadline Date: 6/9/04

R-85986
SCOTT & LAURA LILLIE
PO BOX 388
GOLD HILL, OR 97525

1) Does the proposed reservoir have the potential to injure existing water rights?

NO / YES

Explain: If water is diverted during irrigation season from Rock Creek due to senior and instream water rights.

2) Can conditions be applied to mitigate the potential injury to existing water rights?

NO / YES

If YES, which conditions are recommended:

- 1) No Diverting during irrigation season
- 2) Outlet control to by-pass flow if water flow continues during irrigation season.
- 3) Headgate work on Rock Creek to shut off diversion to pond, if necessary.

3) Did you meet with staff from another agency to discuss this application?

NO / YES

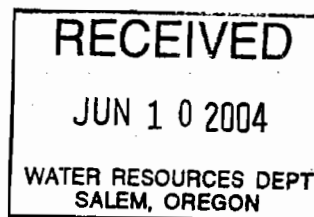
Who: _____ Agency: _____ Date: _____
Who: _____ Agency: _____ Date: _____

Watermaster: Name: Larry Mentee Date: 06/08/2004

Larry Mentee, District 13

WRD Contact: Caseworker: Jerry W. Gainey, Water Rights Division

503-986-0812 / Fax: 503-986-0901 / e-mail: Jerry.W.Gainey@ wrd.or.state.us



ODFW ALTERNATE RESERVOIR APPLICATION REVIEW SHEET

Recommendations for Water Right Applications under the Alternate Reservoir review process (ORS 537.409)

In lieu of the water right application process set forth in ORS 537.140 to 537.211, an owner of a reservoir may submit an alternate reservoir application for a reservoir that has a storage capacity less than 9.2 acre-feet or a dam or impoundment structure less than 10 feet in height. ORS 537.409 describes the criteria used to evaluate alternate reservoir applications.

The review shall be limited to issues pertaining to: a) water availability, b) potential detrimental impact to existing fishery resources; and c) potential injury to existing water rights. (ORS 537.409 (6))

Within 60 days after the department provides public notice...any person may submit detailed, legally obtained information in writing, requesting the department to deny the application for a permit on the basis that the reservoir: (a) Would result in injury to an existing water right; or (b) Would pose a significant detrimental impact to existing fishery resources. (ORS 537.409 (5))

The review of alternate reservoirs is limited to these criteria only.

Date: May 10, 2004 30 day Deadline Date: June 9, 2004 Application # R-85986

Applicant's Name: Lillie

1) Would the proposed reservoir result in injury to an existing water right? ☒ NO / ☐ YES / ☐ DON'T KNOW

Explain: WRD has determined that water is available for storage from December through May. If storage is limited to this time period, this use should not injure instream water rights downstream.

2) Would the proposed reservoir pose a significant detrimental impact to an existing fishery resource? ☒ NO / ☐ YES

Explain: (For example, list STE species or other existing fishery resources that would be negatively impacted.)

There are no fish present at the proposed point of diversion.

Please check either of the boxes below if appropriate:

☐ Any diversion into storage during the period _____ through _____ poses a significant detrimental impact to existing fishery resources.

☐ This proposed pond or reservoir contemplates impounding water in the Columbia Basin above Bonneville Dam. ODFW has determined that additional diversions of water in this area poses a significant detrimental impact to existing fishery resources during the period April 15 through September 30.

3) Can conditions be applied to mitigate the detrimental impact to an existing fishery resource? ☐ NO / ☐ YES

If YES, which conditions are recommended: (select from the Menu of Conditions listed on back)

N/A

4) Did you meet with staff from another agency to discuss this application? ☒ NO / ☐ YES

Who: _____ Agency: _____ Date: _____

Who: _____ Agency: _____ Date: _____

ODFW Representative: Name: Jerry Vogt Date: May 25, 2004

WRD Contact: Caseworker: Jerry Gainey, Water Rights Division

Phone: 503-986-0812 / Fax: 503-986-0901 / e-mail: jerry.w.gainey@wrdr.or.state.us