



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

SAM FARR
S AND F LAND AND CATTLE CO, LLC.
92603 DOG LAKE LANE
LAKEVIEW, OR 97630

December 4, 2009

Reference: File G-17167

Dear Mr. Farr:

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

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

Initial Review Determinations:

1. The application proposed the use of 2.8 cubic feet per second (CFS) of water from Well 1 for supplemental irrigation of 320.0 acres from March 1 through October 31 of each year.
2. The proposed use is not prohibited by law or rule except where otherwise noted below.
3. The use of water from Well 1 in Twenty Mile Creek Basin for irrigation is allowable under the Goose & Summer Lake Basin Program.
4. Ground water will likely be available in the amounts requested without injury to prior rights and within the capacity of the resource.

The Department has determined, based upon OAR 690-009, that the proposed ground water use will not have the potential for substantial interference with any surface water source.

Summary of Initial Determinations

The use of 2.80 CFS of water from Well 1 in Twenty Mile Creek Basin for supplemental irrigation of 320.0 acres is allowable during the full period requested, March 1 through October 31.

Because of these favorable determinations, the Department can now move your application to the next phase of the water-rights application review process, where public interest factors will be evaluated.

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.

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.

Withdrawal Refunds:

If you choose not to proceed, you may withdraw your application and receive a refund (minus a \$200 processing charge per application). To accomplish this you must notify the Department in writing by **Friday, December 18, 2009**. For your convenience you may use the enclosed "STOP PROCESSING" form.

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 appropriation. The permittee shall maintain the meter or measuring device in good working order.
 - B. The permittee shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.
 - C. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where any meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
 - D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.
2. Prior to using water from any well listed on this permit, the permittee shall ensure that the well has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.
3. The well(s) shall be continuously cased and continuously sealed to a minimum depth of 190 feet below land surface. The well(s) shall not be completed in such a manner to allow ground water to be developed from an unconfined aquifer. If during well construction, it becomes apparent that the well can be constructed to eliminate interference with nearby shallow wells or hydraulically connected streams in a manner other than specified in this

permit, the permittee can contact the Department Hydrogeologist for this permit or the Ground Water/Hydrology Section Manager to request approval of such construction. The request shall be in writing, and shall include a rough well log and a proposed construction design for approval by the Department. The request can be approved only if it is received and reviewed prior to placement of any permanent casing and sealing material. If the well is constructed first and then the request made, the requested modification will not be approved. If approved, the new well depth and construction specifications will be incorporated into any certificate issued for this permit.

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

If you have any questions:

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

Sincerely,



Michele McAleer
Water Right Application Caseworker

enclosures: Application Process Description and Stop Processing Request Form

G-17167
WAB 13-31300703 (no psi)
POU 13-31300703 (no psi)
GW

APPLICATION FACT SHEET

Application File Number: G-17167

Applicant: SAM FARR, S AND F LAND AND CATTLE CO, LLC.

County: LAKE

Watermaster: 12

Priority Date: JANUARY 21, 2009

Source: WELL 1 IN TWENTY MILE CREEK BASIN

Use: SUPPLEMENTAL IRRIGATION OF 320.0 ACRES

Quantity: 2.80 CUBIC FEET PER SECOND

Basin Name & Number: Goose & Summer Lake, #13

Stream Index Reference: Volume 1 WARNER LAKES & MISC

Well Location(s): NWSW, SECTION 19, T39S, R25E, W.M.; 860 FEET SOUTH AND 100 FEET EAST FROM W1/4 CORNER, SECTION 19

Place of Use:

SW ¼ NE ¼	2.31	ACRES
SE ¼ NE ¼	1.65	ACRES
NE ¼ SW ¼	3.47	ACRES
SE ¼ SW ¼	3.31	ACRES
NE ¼ SE ¼	35.06	ACRES
NW ¼ SE ¼	37.66	ACRES
SW ¼ SE ¼	37.39	ACRES
SE ¼ SE ¼	34.57	ACRES

SECTION 19

NW ¼ SW ¼	0.61	ACRE
SW ¼ SW ¼	0.56	ACRE

SECTION 20

NE ¼ NE ¼	18.37	ACRES
NW ¼ NE ¼	34.76	ACRES
SW ¼ NE ¼	40.0	ACRES
SE ¼ NE ¼	28.97	ACRES
NE ¼ NW ¼	6.99	ACRES
SE ¼ NW ¼	15.73	ACRES
NE ¼ SW ¼	0.63	ACRE
NE ¼ SE ¼	4.75	ACRES
NW ¼ SE ¼	13.21	ACRES

SECTION 30

TOWNSHIP 39 SOUTH, RANGE 25 EAST, W.M.

14 DAY STOP PROCESSING DEADLINE DATE: Friday, December 18, 2009

PUBLIC NOTICE DATE: Tuesday, December 8, 2009

30 DAY COMMENT DEADLINE DATE: Thursday, January 7, 2010

Mailing List for IR Copies

Application #G-17167

IR Date: December 4, 2009

Original mailed to applicant:

SAMFARR, S AND F LAND AND CATTLE CO. LLC., 92603 DOG LAKE LANE, LAKEVIEW, OR 97630

Copies sent to:

1. WRD - File # G-17167
2. WRD - Water Availability: Ken Stahr

IR, Map, and Fact Sheet Copies sent to:

3. WRD - Watermaster # 12

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

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

4. Sundet & Associates, Attn: Carl Sundet, P.O. Box 1228, Lakeview, OR 97630

Caseworker: Michele McAleer

<p>Copies Mailed By: _____ (SUPPORT STAFF) on: _____ (DATE)</p>

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