

# DEQ 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: March 15, 2010

Please return to:

WRD before: April 18, 2010

Water is available: October through July

R-87569

ALLAN ELLIOTT

CARLTON NURSERY CO. LLC

PO BOX 398

DAYTON OR 97114

1) Would the proposed reservoir pose a significant detrimental impact to an existing fishery resource? **NO** / YES

Explain: *\*No intentional overflow/release of storage water should discharge to surface waters in June-September to protect fish habitat (cold water)*

*Note: Storage fill in Nov-May to support limited June-October flows is recommended.*

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

**NO** / YES

Who: \_\_\_\_\_ Agency: \_\_\_\_\_ Date: \_\_\_\_\_  
Who: \_\_\_\_\_ Agency: \_\_\_\_\_ Date: \_\_\_\_\_

- Palmer Creek -> Yamhill River
- 50% R - Appr
- Listed Summer June-September

DEQ Representative Signature: Nancy Gramlich Date: 4/12/10

WRD Contact: Caseworker: Michele McAleer, Water Rights Division  
R.MCALEER@ wrd.state.or.us

Post-it® Fax Note	7671	Date	4/12/10	# of pages	1
To	Michele McAleer	From	Nancy Gramlich		
Co./Dept.		Co.	DEQ		
Phone #		Phone #			
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