



FAX TRANSMITTAL

Oregon Department of Fish and Wildlife

John Day Field Office
305 North Canyon Blvd., PO Box 9, John Day, OR 97845

TO: Michele McAleer FAX NUMBER: 503-986-0901
 FROM: Jeff Neal PHONE NUMBER: (541) 575-1167
 DATE 2/16/11 TIME 1:55 FAX NUMBER: (541) 575-0948
 PAGES TO FOLLOW: 6

Comments/Instructions:

Michele,
Attached are checked and signed Div. 33
review sheets for G17171 R87387 587388
for RJ and Susan Claus.
I hope these are the right forms finally.

Jeff Neal

	Please circulate		Take necessary action		Prepare reply
	For your information		Please investigate		As you requested
	For your signature		For your comments		Initial and return
	Edit and return		Call me		Originals to follow

Upper Columbia

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 #: **R 87387** Applicant's Name: *R. Claus and Susan Claus*

A) Will the proposed use occur in an area that may affect the essential habitat of a **SENSITIVE** fish species?

☒ NO ☐ YES If YES, fill out **SECTION I** and the **RECOMMENDATION**.

B) Will the proposed use occur in an area that may affect the essential habitat of a **THREATENED OR ENDANGERED** fish species?

☒ NO ☐ YES Species: Status: ☐ Threatened ☐ Endangered
If YES, fill out **SECTION II** and the **RECOMMENDATION**.

If your answer is **NO** to both questions, you may comment by completing the public interest review sheet on the back of this page.

SECTION I:

1) Will the proposed use result in a **NET LOSS** in the habitat of a **SENSITIVE SPECIES**? [690-33-330(2)(a)] ☐ NO ☐ YES

2) What stage or value is at risk (check all that apply): ☐ Spawning ☐ Incubation ☐ Rearing ☐ Passage ☐ Habitat Value

3) Can conditions be applied to mitigate the impact to the essential habitat of a **SENSITIVE** species?

☐ NO (if no go to 4) ☐ YES [690-33-330(3)]

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

4) If conditions cannot be identified to offset impacts to the essential habitat of **SENSITIVE** species, would the proposed use harm the species?

☐ NO ☐ YES [690-33-330(4)] If YES, please explain:

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)

SECTION II:

1) Is the proposed use consistent with the Columbia River Basin Fish and Wildlife Program? ☐ NO ☐ YES [690-33-120(1)]

Explain:

If NO, can the proposed use be conditioned to achieve consistency with the Fish and Wildlife Program? ☐ NO ☐ YES
(select from Menu of Conditions)

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

Jeff A. Neal
ODFW Representative signature:

Date:

2/16/11

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

ODFW PUBLIC INTEREST REVIEW SHEETApplication #: **887387** Applicant's Name: **R. Claus and Susan Claus**

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:
Other:

What stage or value is at risk (check all that apply): ☐ Spawning ☐ Incubation ☐ Rearing ☐ Passage ☐ Habitat Value2) Will the proposed use result in a loss of habitat? ☐ NO ☐ YES3) Can conditions be applied to mitigate the impact to the loss of habitat? ☐ NO ☐ YES

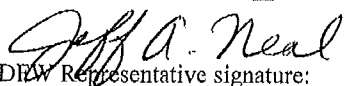
Which conditions are recommended? (select from Menu of Conditions)

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:

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)

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

ODFW Representative signature: Date: **2/16/11**

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

Upper Columbia

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 #: **617171** Applicant's Name: **RJ Claus and Susan Claus**

A) Will the proposed use occur in an area that may affect the essential habitat of a **SENSITIVE** fish species?

☒ NO ☐ YES If YES, fill out **SECTION I** and the **RECOMMENDATION**.

B) Will the proposed use occur in an area that may affect the essential habitat of a **THREATENED OR ENDANGERED** fish species?

☒ NO ☐ YES Species: Status: ☐ Threatened ☐ Endangered
If YES, fill out **SECTION II** and the **RECOMMENDATION**.

If your answer is **NO** to both questions, you may comment by completing the public interest review sheet on the back of this page.

SECTION I:

1) Will the proposed use result in a **NET LOSS** in the habitat of a **SENSITIVE SPECIES**? [690-33-330(2)(a)] ☐ NO ☐ YES

2) What stage or value is at risk (check all that apply): ☐ Spawning ☐ Incubation ☐ Rearing ☐ Passage ☐ Habitat Value

3) Can conditions be applied to mitigate the impact to the essential habitat of a **SENSITIVE** species?

☐ NO (if no go to 4) ☐ YES [690-33-330(3)]

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

4) If conditions cannot be identified to offset impacts to the essential habitat of **SENSITIVE** species, would the proposed use harm the species?
☐ NO ☐ YES [690-33-330(4)] If YES, please explain:

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)

SECTION II:

1) Is the proposed use consistent with the Columbia River Basin Fish and Wildlife Program? ☐ NO ☐ YES [690-33-120(1)]

Explain:

If NO, can the proposed use be conditioned to achieve consistency with the Fish and Wildlife Program? ☐ NO ☐ YES
(select from Menu of Conditions)

RECOMMENDATION under OAR 690-033-0330 (2):

- ☐ Approval with conditions
☒ Approval without conditions
☐ Denial

ODFW Representative signature: *Jeff A. Neal*

Date: *2/16/11*

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

ODFW PUBLIC INTEREST REVIEW SHEET

Application #: G 17171 Applicant's Name: RJ Claus and Susan Claus

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:

Other:

What stage or value is at risk (check all that apply): ☐ Spawning ☐ Incubation ☐ Rearing ☐ Passage ☐ Habitat Value2) Will the proposed use result in a loss of habitat? ☐ NO ☐ YES3) Can conditions be applied to mitigate the impact to the loss of habitat? ☐ NO ☐ YES

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:

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)

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

ODFW representative signature:

Date:

2/16/11

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

Upper Columbia

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 **87388** Applicant's Name: **R. Claus and Susan Claus**

A) Will the proposed use occur in an area that may affect the essential habitat of a **SENSITIVE** fish species?

☒ NO ☐ YES If YES, fill out **SECTION I** and the **RECOMMENDATION**.

B) Will the proposed use occur in an area that may affect the essential habitat of a **THREATENED OR ENDANGERED** fish species?

☒ NO ☐ YES Species: Status: ☐ Threatened ☐ Endangered
If YES, fill out **SECTION II** and the **RECOMMENDATION**.

If your answer is **NO** to both questions, you may comment by completing the public interest review sheet on the back of this page.

SECTION I:

1) Will the proposed use result in a **NET LOSS** in the habitat of a **SENSITIVE SPECIES**? [690-33-330(2)(a)] ☐ NO ☐ YES

2) What stage or value is at risk (check all that apply): ☐ Spawning ☐ Incubation ☐ Rearing ☐ Passage ☐ Habitat Value

3) Can conditions be applied to mitigate the impact to the essential habitat of a **SENSITIVE** species?

☐ NO (if no go to 4) ☐ YES [690-33-330(3)]

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

4) If conditions cannot be identified to offset impacts to the essential habitat of **SENSITIVE** species, would the proposed use harm the species?

☐ NO ☐ YES [690-33-330(4)] If YES, please explain:

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)

SECTION II:

1) Is the proposed use consistent with the Columbia River Basin Fish and Wildlife Program? ☐ NO ☐ YES [690-33-120(1)]

Explain:

If NO, can the proposed use be conditioned to achieve consistency with the Fish and Wildlife Program? ☐ NO ☐ YES
(select from Menu of Conditions)

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

587388
Application #: G Applicant's Name: R. Claus and Susan Claus

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:

Other:

What stage or value is at risk (check all that apply): ☐ Spawning ☐ Incubation ☐ Rearing ☐ Passage ☐ Habitat Value

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

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

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:

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)

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

ODFW Representative signature:

Date:

J. A. Neal 2/16/11

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