



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

August 12, 2011

MONTE WOOD
12945 SE FAIRVIEW RD
DAYTON, OR 97114

Reference: File S-87703

Dear Applicant:

**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 20.0 acre feet (AF) of water from Wood Reservoir, to be constructed under Application R-87702, a tributary of Palmer Creek, for primary irrigation of 5.2 acres and supplemental irrigation of 63.3 acres 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 Wood Reservoir, a tributary of Palmer Creek, for irrigation is allowable under the Willamette Basin Program.
4. Stored water is available from Wood Reservoir, contingent upon the approval of Application R-87702.
5. The supplemental irrigation season is limited to the season that is allowed by the underlying primary water rights, which is described by the Yamhill River Decree as April 1 through September 30. Therefore, the season for supplemental irrigation of 63.3 acres will be limited to April 1 through September 30.

However, because you proposed a season of March 1 through October 31, the Department will allow *primary* irrigation of these 63.3 acres March 1 through March 31, and October 1 through October 31.

Summary of Initial Determinations

The use of 20.0 AF from Wood Reservoir, to be constructed under Application R-87702, a tributary of Palmer Creek, for primary irrigation of 5.2 acres March 1 through October 31, primary irrigation of 63.3 acres March 1 through March 31 and October 1 through October 31, and supplemental irrigation of 63.3 acres April 1 through September 30 may be allowed, contingent upon the approval of Application R-87702.

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, August 26, 2011**. 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 diversion. The permittee shall maintain the meter or measuring device in good working order.
- 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 diverted, 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.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

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.

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 503-986-0859 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: Jeana Eastman, Oregon Water Resources Department, 725 Summer St NE Ste A, Salem OR 97301-1266. Our fax number is 503-986-0901.

Sincerely,



Jeana Eastman
Water Right Application Caseworker

enclosures: Application Process Description and Stop Processing Request Form

S-87703
WAB 2-stored water
POU 2-30200801
GW

APPLICATION FACT SHEET

Application File Number: S-87703

Applicant: MONTE WOOD

County: Yamhill

Watermaster: 16

Priority Date: March 8, 2011

Source: WOOD RESERVOIR, TO BE CONSTRUCTED UNDER APPLICATION R-87702, A TRIBUTARY OF PALMER CREEK

Use: PRIMARY IRRIGATION OF 5.2 ACRES AND SUPPLEMENTAL IRRIGATION OF 63.3 ACRES

Quantity: 20.0 ACRE FEET

Basin Name & Number: Willamette, #2

Stream Index Reference: Volume 12A PALMER CR

Point of Diversion or Well Location(s):

POD 1: NWNW, SECTION 19, T5S, R3W, W.M.;150 FEET SOUTH AND 690 FEET EAST FROM SW CORNER, JEFFERIES DLC 46

POD 2: NWNW, SECTION 19, T5S, R3W, W.M.;130 FEET SOUTH AND 290 FEET EAST FROM SW CORNER, JEFFERIES DLC 46

Place of Use:

	<u>PRIMARY</u>	<u>SUPPLEMENTAL</u>
NW ¼ NW ¼	5.0 ACRES	9.6 ACRES
SW ¼ NW ¼		35.2 ACRES
SE ¼ NW ¼		0.5 ACRE
SECTION 19 TOWNSHIP 5 SOUTH, RANGE 3 WEST, W.M.		
NE ¼ NE ¼	0.2 ACRE	6.2 ACRES
SE ¼ NE ¼		11.8 ACRES
SECTION 24 TOWNSHIP 5 SOUTH, RANGE 4 WEST, W.M.		

14 DAY STOP PROCESSING DEADLINE DATE: Friday, August 26, 2011

PUBLIC NOTICE DATE: Tuesday, August 16, 2011

30 DAY COMMENT DEADLINE DATE: Thursday, September 15, 2011

Mailing List for IR Copies

Application #S-87703

IR Date : August 12, 2011

Original mailed to applicant:

MONTE WOOD , 12945 SE FAIRVIEW RD, DAYTON, OR 97114

Copies sent to:

1. WRD - File # S-87703
2. WRD - Water Availability: Ken Stahr

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

VIA EMAIL

3. WRD - Watermaster # 16
4. ODFW:
5. DEQ:

IR, Map, and Fact Sheet Copies sent to:

6. Department of Agriculture

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

1. Boatwright, Corbey, CWRE #208

Boatwright Engineering Inc.,

2613 12th Street SE, Salem OR 97302

COPYSHT.IR

Caseworker: Jeana Eastman