



Oregon

John A. Kitzhaber, MD, 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

GLEN AND MARIE TEAGUE
1055 MENDIOLA RD
NYSSA, OR 97913

Reference: File G-17308

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 appropriation of 0.40 cubic foot per second (CFS) of water from a well (MALH 53653) in Owyhee River Basin for irrigation of 51.0 acres March 1 through November 1 of each year.
2. The proposed use is not prohibited by law or rule except where otherwise noted below.
3. The appropriation of water from a well (MALH 53653) in Owyhee River Basin for irrigation is allowable under the Owyhee 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.

5. If approved, the irrigation will be further limited to March 1 through October 31 of each year.

Summary of Initial Determinations

The appropriation of 0.40 CFS from a well (MALH 53653) in Owyhee River Basin for irrigation of 51.0 acres March 1 through October 31 of each year is allowable.

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 appropriation. 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. 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.

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

G-17308
WAB 11-
POU 11-
GW

APPLICATION FACT SHEET

Application File Number: G-17308

Applicant: GLEN AND MARIE TEAGUE

County: Malheur

Watermaster: 9

Priority Date: February 8, 2010

Source: A WELL (MALH 53653) IN OWYHEE RIVER BASIN

Use: IRRIGATION OF 51.0 ACRES

Quantity: 0.40 CUBIC FOOT PER SECOND

Basin Name & Number: Owyhee, #11

Stream Index Reference: Volume 1 OWYHEE R

Point of Diversion or Well Location(s): NWSE, SECTION 17, T21S, R46E, W.M.;1625 FEET NORTH AND 1670 FEET WEST FROM SE CORNER, SECTION 17

Place of Use:

SE $\frac{1}{4}$ SW $\frac{1}{4}$ 15.0 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$ 20.6 ACRES
SW $\frac{1}{4}$ SE $\frac{1}{4}$ 15.4 ACRES
SECTION 17
TOWNSHIP 21 SOUTH, RANGE 46 EAST, 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 #G-17308

IR Date: August 12, 2011

Original mailed to applicant:

GLEN AND MARIE TEAGUE , 1055 MENDIOLA RD, NYSSA, OR 97913

Copies sent to:

1. WRD - File # G-17308
2. WRD - Water Availability: Ken Stahr

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

IR, Map, and Fact Sheet Copies sent to:

3. WRD - Regional Manager (not SCR): E
4. WRD - Watermaster # 9

Caseworker: Jeana Eastman

COPYSHT.IR