



Oregon

Department of Fish and Wildlife
Umpqua Watershed District Office
4192 N Umpqua Hwy.
Roseburg, OR 97470
(541) 440-3353
FAX (541) 673-0372



Kerry Kavanagh
Water Right Application Case Worker
Oregon Water Resources Department
725 Summer St NE Ste A
Salem, OR 97301

Reference: S-87741

Dear Ms Kavanagh,

ODFW has examined your initial review regarding the water right application S-87741 for Forest Edge Investments LLC and agree with your conditions for the withdrawal of 0.005 CFS from Buckhorn Creek for year-round human consumption. However, ODFW asks that these additional conditions be met to minimize impacts to stream flows and associated aquatic species:

- Total water used limited to the required 500 gallons daily
- An in-line flow restrictor installed at each point of diversion in addition to the totalizing flow meter
- ODFW approved screens installed at each point of diversion. Please have the applicant contact Rich Kilbane at (541) 826-8774 for specifics on screening requirements

Thank you for your consideration of these conditions and help in protecting our aquatic resources. If you have any questions please feel free to contact the ODFW.

Jason Brandt
Habitat Conservation Biologist
Umpqua District

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ODFW Division 33 Application Work Sheet — Human Consumption Exception

Date: 12/15/2011

Application #: S- 87741

Applicant's Name: Forest Edge Investments LLC

Background

The Water Resources Department is attempting to streamline the review of water right applications involving a human consumption exception under Division 33. Oregon statute and administrative rules (OAR 690-410-0070(2) and OAR 690-310-0260(2)) allow for a human consumption exception at 0.005 cubic foot per second when water is not available due to senior water rights and/or scenic waterway flows. Under certain circumstances the use may be allowed because human consumption can be considered a high public use if no reasonable alternatives are available, and the use is conditioned to protect instream values. The information required for an applicant to request an exception is:

- 1) demonstrate that there are no reasonable alternative sources; and
- 2) demonstrate that denial of the application would result in loss of reasonable expectations for use of the property

Department recommendation

If the applicant is able to meet the human consumption exception criteria described above, based on water availability, applicable basin rules, etc., the Department will likely recommend year-round human consumption use (see Initial Review for specific use/rate/season details).

Your Role

Do you concur with the likely Department recommendation described in the Initial Review? If not, what is your recommendation and why?

☒ YES ☐ NO

Explain (use additional sheets if necessary):

Please see additional sheet

Name/Signature:



Jason Brandt

Date: 12/15/2011

WRD Contact: Caseworker: Kerry Kavanagh Water Rights Division 503-986-0800 / Fax: 503-986-0901

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Kerry Kavanagh

From: Jason R Brandt <jason.r.brandt@state.or.us>
Sent: Thursday, December 22, 2011 3:04 PM
To: KAVANAGH Kerry L
Subject: WR Application S 87741
Attachments: Division 33 Final.pdf

Hi Kerry

Thank you for getting back to me. I have attached my review to this email. The scanner doesn't produce high quality documents, so if we need to try something else please let me know. Thanks for your help and again sorry for the lateness of this review.

Happy Holidays!

Jason

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