



# 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

**CERTIFIED MAIL**  
**Return Receipt Requested**

BONNIE LUCAS  
PO BOX 87  
WESTLAKE, OR 97493

May 18, 2012

Reference: File S-87803

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 an 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 0.01 cubic foot per second (CFS) of water from a spring, tributary to Siltcoos Lake, for year-round domestic use expanded for one household.
2. The proposed use is not prohibited by law or rule except where otherwise noted below.
3. The use of water from a spring, tributary to Siltcoos Lake, for domestic use is allowable under the Middle Coast Basin Program.
4. Surface water is available in the amount and for the full period requested.
5. The application is subject to Section 4(d) of the Endangered Species Act.
6. Please refer to the **Additional Information Required** section below for specific information regarding deficiencies with the application.

**Summary of Initial Determinations**

**The use of 0.01 CFS from a spring, tributary to Siltcoos Lake, for domestic use expanded for one household is allowable during the full period requested, year-round.**

**Additional Information Required:**

Additional information is required to process your application prior to issuance of any Proposed Final Order that may recommend approval. Please provide the following:

- Please complete and submit the enclosed “Spring Description Sheet” by Thursday, June 21, 2012.

If you are unable to submit the information listed above, you may request an administrative hold for up to an additional 180 days. You must submit the request in writing, stating how much more time you will need and why you need additional time. If an administrative hold is granted, your application will not be processed further until the requested information is received or the extended deadline has passed.

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, June 1, 2012**. 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. The Director may require the permittee to install a totalizing flow meter or other suitable measuring device as approved by the Director at each point of diversion. If the Director notifies the permittee to install a totalizing flow meter or other measuring device, the permittee shall install such device within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstances warrant a shorter installation period. Once installed, the permittee shall maintain the meter or measuring device in good working order and shall allow the watermaster access to the meter or measuring device.
  - B. 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.

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](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 503-986-0816 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: Kerry Kavanagh, Oregon Water Resources Department, 725 Summer St NE Ste A, Salem OR 97301-1266. Our fax number is 503-986-0901.

Sincerely,



Kerry Kavanagh  
Water Right Application Caseworker

enclosures: Application Process Description and Stop Processing Request Form

S-87803  
WAB 18-31820701  
POU 18-31820701  
GW n/a

# APPLICATION FACT SHEET

Application File Number: S-87803

Applicant: BONNIE LUCAS

County: Lane

Watermaster: 15

Priority Date: April 30, 2012

Source: A SPRING, TRIBUTARY TO SILTCOOS LAKE

Use: DOMESTIC USE EXPANDED FOR ONE HOUSEHOLD

Quantity: 0.01 CUBIC FOOT PER SECOND

Basin Name & Number: Middle Coast, #18

Stream Index Reference: Volume 3 SILTCOOS R & MISC

Point of Diversion Location: SENW, SECTION 34, T19S, R12W, W.M.; 200 FEET NORTH AND 200 FEET WEST FROM SE CORNER, SENW, SECTION 34

Place of Use:

SW  $\frac{1}{4}$  NE  $\frac{1}{4}$   
SECTION 34  
TOWNSHIP 19 SOUTH, RANGE 12 WEST, W.M.

**14 DAY STOP PROCESSING DEADLINE DATE: Friday, June 1, 2012**

**PUBLIC NOTICE DATE: Tuesday, May 22, 2012**

**30 DAY COMMENT DEADLINE DATE: Thursday, June 21, 2012**

# Mailing List for IR Copies

Application #S-87803

IR Date: May 18, 2012

---

**Original mailed to applicant:**

BONNIE LUCAS  
PO BOX 87  
WESTLAKE, OR 97493

Copies Mailed By: _____ (SUPPORT STAFF) on: _____ (DATE)
----------------------------------------------------------------------

Copies sent to:

1. WRD - File # S-87803
2. WRD - Water Availability: Ken Stahr

IR, Map, and Fact Sheet Copies sent to:

3. WRD - Regional Manager: SW
4. Department of Agriculture

**SENT VIA EMAIL**

5. WRD - Watermaster # 15
6. ODFW:
7. DEQ:

Affected Landowners (include "Notice of Initial Review--Affected Landowner")

8. Durland Trust, 621 City View Blvd, Springfield, OR 97477 (TL 3100)
9. Lawrence R & Norma M Gunn, PO Box 22, Westlake, OR 97493
10. Robert & Nadine A Grover, 188 Howard Pl, Grants Pass, OR 97526
11. Theodora Lee Gregg TE, 16 North Wood Dr, Athens, OH 45701
12. Bedsole Family Trust, Judy A Bedsole Trustee, PO Box 95, Westlake, OR 97493

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

13. Barbara Bower, 1171 Oak Street, Junction City, OR 97448 (agent - daughter)
14. Eugene M. Wobbe, CWRE #225, PO Box 3093, Florence OR 97439
15. Kim Kratz, Director, Oregon State Habitat Office  
National Marine Fisheries Service, 1201 NE Lloyd Blvd, Portland OR 97232
16. Laura Todd, US Fish & Wildlife Service,  
Coastal Oregon Fish & Wildlife Office, 2127 SE Marine Science Dr, Newport, OR 97365

Caseworker: Kerry Kavanagh

COPYSH.T.IR