## PUBLIC INTEREST REVIEW FOR GROUNDWATER APPLICATIONS

TO:		Wate	r Rights S	ection				Da	te 12/	30/2014			
FROM	[:	Grou	ndwater S	ection				a / Gerald H					
SUBJE	ECT:	Appl	ication G-	17924		Revi Su <sub>l</sub>	ewer's Name persedes	review of		Date of Re	view(s)		
OAR 6 welfare to deter	<b>90-310-1</b> , safety a mine who	<b>30 (1)</b> nd head  ether th	The Depart Ith as descr e presumpt	<i>ibed in ORS</i> ion is establi	resume that 537.525. D shed. OAR	a propose epartment 690-310-	ed ground staff revi 140 allow	ew groundwards the proposed	ter applica I use be m	e preservation of tions under OAl odified or condi lace at the time	R 690-31 tioned to	0-140 meet	
A. <u>GE</u>	<u>NERAL</u>	INFO	<u>ORMATIO</u>	<u>ON</u> : A <sub>I</sub>	oplicant's N	Vame:	J. C. Wa	tson Compar	ny	County:_	Malheu	<u>r</u>	
A1.	Applica	nt(s) se	eek(s) <u>2.6</u>	7 cfs fror	n <u>3</u>	well(	(s) in the _	Owyhee				_ Basin,	
		Snake /	Lower Ow	yhee		subb	asin (	Quad Map:/	Adrian				
A2. A3.								March 1 - nark propose		31 (245 days) such under log	gid):	74.5T	
Well	Logic	i	Applicant	's Propose	ed Aquifer*	Prop Rate		Locatio (T/R-S Q		Location, mete			
1	MALH 52787 1 Fluvial and leaves				and lacustrine	0.8	89	21S/46E-16	SE NE	2250' N, 1200' E fr NW cor S 36 2560' S, 25' W from NE1/4 of S16			
3	PROF PROF		3	sed. of	Idaho Group	0.8		21S/46E-16 S 21S/46E-16 S		1381'S, 3900' W 2812'S, 3900'W			
5													
* Alluvi	um, CRB,	Bedroc	k		····								
Well 1 2 3	Well Elev ft msl 2430 2380 2430	First Water ft bls 135 135 <sup>a</sup> 135 <sup>a</sup>	r SWL	SWL Date 10/18/2005	Well Depth (ft) 225 250 250	Seal Interval (ft) 0-155 0-100 0-100	Casing Intervals (ft) +2-225 +2-160 +2-160	Liner Intervals (ft)	Perforation Or Screen (ft) 165-215 160-250 170-250	ns Yield (gpm) 400/150 <sup>b</sup> 0 400 <sup>b</sup>	Draw Down (ft) 32	Test Type Pump	
A4.	Commo Wells 52651),	ents: #2 and wells	#2 and #	posed. Base	unter simi	lar condit	ions (firs			by wells (MALF) ned conditions			
	propose from lo wells (i	d well gs in s .e., sma	yields of 40 urrounding all diameter	00 gpm are h sections is 2 ) but a recen	igher than 25 gpm wi tly drilled	what is end th only a 12 in, 250	countered few >100 ft well (N	by nearby we gpm and nor	ells in simi ne > 300 g with simi	listed a yield of lar sediments. Margem. These are lar open interva	ledian wo mostly d	ell yield omestic	
A5. 🗆	manage (Not all	ment o basin i	f groundwa rules contai	te (OAR 690 ter hydraulion such provi	cally connections.)	cted to sur	face wate	r 🗌 are, or 🛭	to the dev	elopment, classi , activated by th	fication a	and/or ation.	
A6. 🗌	Well(s) Name of	f admii	nistrative ar	rea:,	,	,	,	tap(s) an aqui	fer limited	by an administr	ative res	triction.	

# B. GROUNDWATER AVAILABILITY CONSIDERATIONS, OAR 690-310-130, 400-010, 410-0070

B1.	Base	ed upon available data, I have determined that groundwater* for the proposed use:
	a.	is over appropriated, is not over appropriated, or is cannot be determined to be over appropriated during any period of the proposed use. * This finding is limited to the groundwater portion of the over-appropriation determination as prescribed in OAR 690-310-130;
	b.	□ will not or □ will likely be available in the amounts requested without injury to prior water rights. * This finding is limited to the groundwater portion of the injury determination as prescribed in OAR 690-310-130;
	c.	will not or will likely to be available within the capacity of the groundwater resource (see B3); or
	d.	<ul> <li>will, if properly conditioned, avoid injury to existing groundwater rights or to the groundwater resource:         <ol> <li>The permit should contain condition #(s)7B (interference condition); 7F (proposed well location); 7N (annual measurement condition); 7P (well tag condition); 7T (measuring tube condition); "Large water use condition"</li> <li>The permit should be conditioned as indicated in item 2 below.</li> <li>The permit should contain special condition(s) as indicated in item 3 below;</li> </ol> </li> </ul>
B2.	a.	Condition to allow groundwater production from no deeper than ft. below land surface;
	b.	Condition to allow groundwater production from no shallower than ft. below land surface;
	c.	Condition to allow groundwater production only from the groundwater reservoir between approximately ft. and ft. below land surface;
	d.	Well reconstruction is necessary to accomplish one or more of the above conditions. The problems that are likely to occur with this use and without reconstructing are cited below. Without reconstruction, I recommend withholding issuance of the permit until evidence of well reconstruction is filed with the Department and approved by the Groundwater Section.
		Describe injury -as related to water availability- that is likely to occur without well reconstruction (interference w/ senior water rights, not within the capacity of the resource, etc):
В3.	Gro	undwater availability remarks:
	whi	arding Appropriation: There are few wells in the area that have long-term water level data. The closest is MALH 2147 ch is > 4 mi to the north of the proposed PODs. This well shows stable long-term water levels (see Figure 4) but may not epresentative of the area near the PODs.
	G16	arding Injury: There are few existing groundwater rights in the vicinity of the applicant's proposed PODs (e.g., 074, G16893) but taking into account the typical yield of the aquifer, unconfined nature, and fine-grained sediments of may be of limited areal extent, it is unlikely that the proposed use will severely impact nearby users. Regardless, standard reference and drawdown conditions should be applied if the permit is issued.
	sedi cons up t unco and The in w	ments assigned to the Glens Ferry formation by Ferns et al. (1993) and part of the Lake Idaho Group. These sediments sist mainly of lacustrine silt and clay but contain numerous lenses of mixed coarse sand and gravel deposits — which make he most productive parts of the aquifer. Although considerable silt / clay layers may exist, the sediments are generally onfined to leaky-confined based on first-water vs. SWL and according to Gannett (1990). Well yields in these sediments within the same Township and Range as the proposed PODs range from < 10 to 300 gpm but 90% had yields <100 gpm. applicant's existing well, MALH 52787, reported 150 gpm on the well log and a recently drilled well, MALH 54147 (12 yell, 250 ft deep, < ¼ mi away), only yielded 50 gpm. It is unlikely that the proposed new wells will yield 400 gpm with

3

Date: 12/30/2014

### C. GROUNDWATER/SURFACE WATER CONSIDERATIONS, OAR 690-09-040

C1. 690-09-040 (1): Evaluation of aquifer confinement:

Well	Aquifer or Proposed Aquifer	Confined	Unconfined
1	Sand/gravel of Lake Idaho Group		$\boxtimes$
2	"		$\boxtimes$
3	"		$\boxtimes$

Basis for aquifer confinement evaluation: Well log for Well #1 (MALH 52787) and nearby existing wells (MALH 53653, MALH 54147) show SWL similar to depths of water bearing zones. Additionally, Gannett (1990) determined that the aquifer system in the area is, in general, unconfined to leaky-confined.

C2. **690-09-040** (2) (3): Evaluation of distance to, and hydraulic connection with, surface water sources. All wells located a horizontal distance less than ½ mile from a surface water source that produce water from an unconfined aquifer shall be assumed to be hydraulically connected to the surface water source. Include in this table any streams located beyond one mile that are evaluated for PSI.

Well	SW #	Surface Water Name	GW Elev ft msl	SW Elev ft msl	Distance (ft)	Hydraulically Connected? YES NO ASSUMED	Potential for Subst. Interfer. Assumed? YES NO
1	1	Snake River	2300	2190	7600		
2	1	Snake River	2250	2190	11400		
3	1	Snake River	2300	2190	10600		
1	2	Owyhee River	2300	2230	12500		
2	2	Owyhee River	2250	2230	8600		
3	2	Owyhee River	2300	2230	8700		

Basis for aquifer hydraulic connection evaluation: Well #1 is closer to the Snake R. which is east of the PODs and Wells #2 and #3 are closer to the Owyhee R., which is located west and north of the PODs (see Figure 3). The aquifer is unconfined to leaky-confined and limited head data imply that general groundwater flow is from west and south flowing north and east toward the Snake R. In general the aquifer in the vicinity of the PODs is probably more strongly connected to the Snake R. than the Owyhee R. as it is the regional groundwater discharge. However, as there is no WAB for the Snake R. and since the Owyhee R. has lower flows, interference with the Owyhee R. was investigated in C4a below.

Water Availability Basin the well(s) are located within: Owyhee R > Snake R - At Mouth (ID# 31111001). Although the wells are located within this WAB, as described on the preceding lines, they are also and perhaps more directly hydraulically connected to the Snake River through the regional groundwater flow system. The Snake River is not associated with a WAB.

C3a. 690-09-040 (4): Evaluation of stream impacts for each well that has been determined or assumed to be hydraulically connected and less than 1 mile from a surface water source. Limit evaluation to instream rights and minimum stream flows that are pertinent to that surface water source, and not lower SW sources to which the stream under evaluation is tributary. Compare the requested rate against the 1% of 80% natural flow for the pertinent Water Availability Basin (WAB). If Q is not distributed by well, use full rate for each well. Any checked box indicates the well is assumed to have the potential to cause PSI.

Well	SW #	Well < 1/4 mile?	Qw > 5 cfs?	Instream Water Right ID	Instream Water Right Q (cfs)	Qw> 1% ISWR?	80% Natural Flow (cfs)	Qw > 1% of 80% Natural Flow?	Interference @ 30 days (%)	Potential for Subst. Interfer. Assumed?

C3b. 690-09-040 (4): Evaluation of stream impacts by total appropriation for all wells determined or assumed to be hydraulically connected and less than 1 mile from a surface water source. Complete only if Q is distributed among wells. Otherwise same evaluation and limitations apply as in C3a above.

SW #	Qw > 5 cfs?	Instream Water Right ID	Instream Water Right Q (cfs)	Qw> 1% ISWR?	80% Natural Flow (cfs)	Qw > 1% of 80% Natural Flow?	Interference @ 30 days (%)	Potential for Subst. Interfer. Assumed?

Comments: None of the applicant's wells are within 1 mile of surface water so C3a and C3b do not apply.

C4a. 690-09-040 (5): Estimated impacts on hydraulically connected surface water sources greater than one mile as a percentage of the proposed pumping rate. Limit evaluation to the effects that will occur up to one year after pumping begins. This table encompasses the considerations required by 09-040 (5)(a), (b), (c) and (d), which are not included on this form. Use additional sheets if calculated flows from more than one WAB are required.

	stributed						_			_	_		_
Well	SW#	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
2	2	%	%	%	%	%	%	%	%	%	%	%	9
Well Q	as CFS			2.35	2.35	2.35	2.35	2.35	2.35	2.35	2.35		
Interfere	ence CFS			0.29	0.60	0.80	0.94	1.06	1.14	1.21	1.28	1.10	0.82
Distrib	uted Wells	· · · · · · · · · · · · · · · · · · ·				-t-it-		· · · · · · · · · · · · · · · · · · ·	·				
Well	SW#	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
		%	%	%	%	%	%	%	%	%	%	%	(
Well Q	as CFS											à	
Interfere	ence CFS												
		%	%	%	%	%	%	%	%	%	%	%	•
Well Q	as CFS												
Interfere	ence CFS												
		%	%	%	%	%	%	%	%	%	%	%	
Well Q	as CFS												
Interfere	ence CFS												
		%	%	%	%	%	%	%	%	%	%	%	•
Well Q	as CFS												
Interfere	ence CFS												
(A) = To	tal Interf.			0.29	0.60	0.80	0.94	1.06	1.14	1.21	1.28	1.10	0.82
(B) = 80	% Nat. O			736	1360	1190	518	298	230	170	156	232	303
(C) = 1	% Nat. Q	-		7.4	13.6	11.9	5.2	3.0	2.3	1.7	1.6	2.3	3.0
(D) = (	(A) > (C)			No	No	No	No	No	No	No	No	No	No
	/B) x 100	%	%	0.04%	0.04%	0.07%	0.18%	0.36%	0.50%	0.71%	0.82%	0.47%	0.279

(A) = total interference as CFS; (B) = WAB calculated natural flow at 80% exceed. as CFS; (C) = 1% of calculated natural flow at 80% exceed. as CFS; (D) = highlight the checkmark for each month where (A) is greater than (C); (E) = total interference divided by 80% flow as percentage.

Basis for impact evaluation: The full annual duty (380 x 3 = 1140 af) divided by the period of use (245 d) was used to determine the average well pumping rate (2.35 cfs). The Hunt (1999) model was used to evaluate impacts to the Owyhee River under the "worst-case" scenario, which was considering the full rate produced from the closest well to the river, leaky-confined conditions, and using conservative parameters. This model and these results also assume that there will be no interference to the Snake River, which is of similar distance to the wells and so would likely absorb some of the impacts from pumping. Even under this worst-case scenario, interference is < 1 % of flows in the Owyhee R. and so will not trigger PSI. PSI to the Snake River was not modeled but historic low flow values in the Snake R. are much greater than 1% of the full rate (see Figure 2) and so PSI would not be triggered under any amount of interference.

Date: 12/30/2014 Page Application G-17924

	<ul> <li>perly conditioned, the surface water source(s) can be adequately protected from inte this permit can be regulated if it is found to substantially interfere with surface water</li> <li>The permit should contain condition #(s)</li> </ul>	:
	The permit should contain special condition(s) as indicated in "Remarks" below	w;
SW/C	Remarks and Conditions:	
The thi	proposed PODs are located on a sloping plain extending out from the sedimenta	ary and volcanic uplands near th
Owyhe	eservoir and sloping northeast toward the Owyhee and Snake Rivers (Figure 3).	There is limited groundwater dat
availab	n this area but these data and a general conceptual model suggests that groundwater tuplands east toward the Snake River and north-northeast toward the lowest section o	fow mimics topography and flow of the Owyhee River. The propose
PODs a	within the Owyhee R. WAB but there is a 200-400 ft ridge separating the PODs a	and the Owyhee R. at the shortes
distanc	etween the proposed PODs and the river. It is more likely that the wells are more dire	ectly hydraulically connected to the
	owing to this ridge and general groundwater flow direction. However, impacts an and the model results indicate no PSI under a worst-case scenario (i.e., full rate from	
	, and the model results indicate no PSI under a worst-case scenario (i.e., full rate inc., conservative parameters, impacting only the Owyhee R.). Impacts and PSI to the S	
minimu	daily discharge from the past 36 years in the Snake River at Nyssa (USGS Gage #1	3213100) is 4240 cfs (Figure 2).
	minimum flow (42.4 cfs) is far greater than the full rate requested on the application	n so there will not be PSI with the
Snake 1	inder any amount of interference.	
If issue	his permit should contain the following permit conditions: 7B-well interference cond	ition; 7F-proposed well location
conditi	7N-annual water level measurement condition; 7P-well tag condition; 7T-measuring	tube condition
D 6	YI 1	
	rs U <b>sed:</b> 1. W. 1999. Hydrogeology of the Ontario Area Malheur County, Oregon. Oregon Wa	ter Resources Dept. Ground Water
	. 34. 39p.	nor resources sept. Ground water
Ferns.	., H.C. Brooks, J.G. Evans, M.L. Cummings. 1993. Geologic map of the Vale 30x60	
	regon and Owyhee County, Idaho. Oregon Dept. of Geology and Mineral Industries C	Geological Map Series //.

MALH 52787 (applicants Well #1); MALH 52561 (test well near applicants Well #1);

MALH 54147 (nearby well with similar construction).

5

Page

# D. WELL CONSTRUCTION, OAR 690-200

D1.	Well #:	Logid:	
D2.	a. review o b. field insp c. report of	s not appear to meet current well construction standards based f the well log; pection by	;
D3.	THE WELL con	struction deficiency or other comment is described as follows:	
D4.	Route to the We	ell Construction and Compliance Section for a review of existing	g well construction.

Water Availability Tables
Below is the Water Availability Table for the Owyhee River. The Snake River is not associated with a WAB but minimum daily discharge for the Snake River at Nyssa (USGS gage #13213100) is shown if Figure 2.

		DETAILED REPORT	ON THE WATER AVAILA	ABILITY CALCULATION	)N	
		OWY	HEE R > SNAKE R - AT	r MOUTH		
Watershed	d ID #: 31111001		Basin: OWYHEI	E		dance Level: 80
Time: 11:	:51 AM				D:	ate: 12/30/2014
Month	Natural	Consumptive	Expected	Reserved	Instream	Net
	Stream	Use and	Stream	Stream	Requirements	Water
	Flow	Storage	Flow	Flow		Available
			Monthly values	are in ofs.		
		Storage is	the annual amount at	t 50% exceedance i	n ac-ft.	
JAN	264.00	714.00	-450.00	0.00	0.00	-450.00
FEB	636.00	1,090.00	-453.00	79.40	0.00	-532.00
MAR	736.00	1,440.00	-707.00	380.00	0.00	-1,090.00
APR	1,360.00	1,750.00	-390.00	459.00	0.00	-849.00
MAY	1,190.00	2,210.00	-1,020.00	79.20	0.00	-1,100.00
JUN	518.00	1,890.00	-1,370.00	0.00	0.00	-1,370.00
JUL	298.00	1,500.00	-1,200.00	0.00	0.00	-1,200.00
AUG	230.00	1,310.00	-1,080.00	0.00	0.00	-1,080.00
SEP	170.00	875.00	-705.00	0.00	0.00	-705.00
OCT	156.00	460.00	-304.00	0.00	0.00	-304.00
NOV	232.00	396.00	-164.00	0.00	0.00	-164.00
DEC	303.00	569.00	-266.00	0.00	0.00	-266.00
ANN	694,000	857,000	106,000	60,000	0	45,800

Date: 12/30/2014

Figure 1: Hunt (1999) model results for stream depletion between the nearest proposed POD and the Owyhee R. assuming the full rate produced from this well.

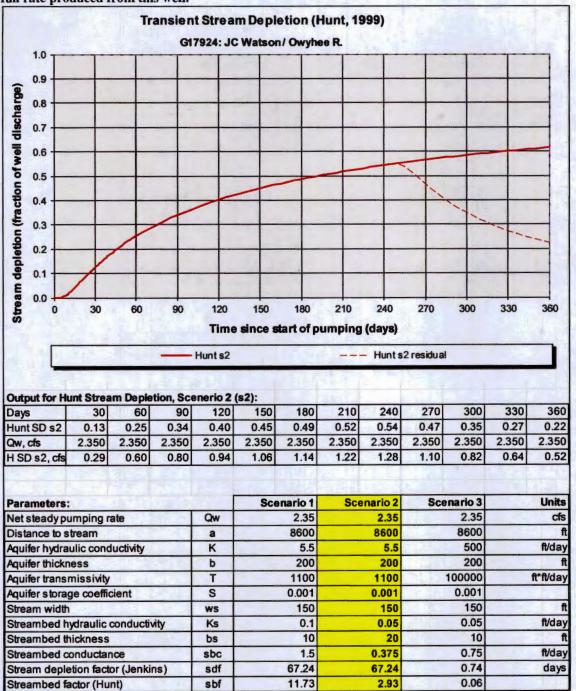


Figure 2: Minimum daily discharge in Snake River near Nyssa

Canyon County, Idaho
Hydrologic Unit Code 17050115
Latitude 43°52'34", Longitude 116°58'57" NAD83
Drainage area 58,700 square miles
Contributing drainage area 58,700 square miles
Gage datum 2,170 feet above NGVD29

Output formats

Tab-separated data
Reselect output format

					00060, Dis	charge, cubic feet	per second,					
Day of		Mi	nimum of daily n	ean values for e	each day for 36	- 38 years of reco	ord in, ft3/s	(Calculation Period	1974-10-01 ->			
month	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
1	7,470	7,850	7,640	6,560	5,080	4,930	4,480	4,900	5,630	7,100	7,770	7,49
2	7,670	7,250	7,450	5,640	5,080	4,800	4,760	4,900	5,440	6,790	7,960	7,59
3	7,490	7,610	7,570	5,310	5,060	4,880	4,690	4,930	5,530	6,540	8,100	7,47
4	7,520	7,380	7,550	5,820	5,290	4,640	4,700	4,790	5,430	6,810	7,830	7,85
5	7,240	6,930	7,670	5,840	5,560	4,510	4,680	4,750	5,550	6,680	7,890	7,64
6	7,610	7,350	7,540	5,450	5,430	4,250	4,800	4,760	5,750	6,900	8,170	7,99
7	7,340	7,590	7,560	5,250	5,350	4,240	4,980	4,530	5,940	7,260	8,240	7,59
8	7,600	7,370	7,500	5,130	5,700	4,820	4,900	4,600	6,020	7,720	7,600	7,40
9	7,670	7,600	7,360	5,290	5,500	4,800	4,800	4,740	6,620	7,480	7,560	6,95
10	7,340	7,360	7,540	5,270	5,300	4,500	4,920	4,820	5,900	7,890	8,030	7,24
11	7,660	7,690	7,460	5,250	5,200	4,580	5,030	4,840	6,150	7,800	7,850	7,39
12	7,540	7,570	6,790	5,680	5,400	4,460	4,940	4,850	6,340	8,010	7,700	7,29
13	7,310	7,480	6,800	5,840	5,510	4,740	4,840	4,910	6,340	8,150	7,980	7,30
14	7,420	7,490	6,490	5,660	5,670	5,010	4,920	4,880	6,540	8,090	7,590	7,11
15	7,110	7,350	6,480	5,460	5,410	5,110	4,860	4,880	7,040	8,360	7,410	7,30
16	7,470	7,530	6,500	6,050	5,520	5,020	4,960	4,810	7,180	7,800	8,060	7,25
17	7,350	7,520	6,590	5,300	5,480	5,170	4,900	5,030	6,900	7,650	7,810	7,18
18	7,580	7,550	6,570	5,410	5,490	4,980	4,960	5,070	6,990	8,340	7,940	7,47
19	6,820	7,110	6,520	5,530	5,420	4,820	4,980	4,980	6,600	8,280	7,990	7,30
20	7,560	7,190	6,620	5,740	5,400	5,160	4,700	5,430	7,300	8,240	7,690	7,39
21	7,320	7,410	6,730	5,670	5,440	5,250	4,650	5,160	6,750	8,000	7,510	7,28
22	7,490	7,620	6,710	6,230	5,520	5,300	4,590	4,890	6,550	8,180	7,360	7,77
23	7,520	7,210	6,700	5,980	5,660	4,700	4,520	5,030	6,810	7,690	7,760	7,95
24	7,530	7,480	6,720	6,350	5,630	4,920	4,550	5,630	7,090	7,780	7,390	7,71
25	7,330	7,580	6,630	6,520	5,640	4,480	4,580	5,610	6,720	7,900	7,760	7,66
26	7,160	7,610	6,660	6,450	5,300	4,720	5,110	5,490	6,900	8,030	7,780	7,71
27	7,400	7,470	6,840	5,620	5,370	4,650	5,120	5,520	7,250	7,700	7,540	7,46
28	7,610	7,760	6,770	5,680	5,170	4,780	5,160	5,710	7,650	6,970	7,710	7,55
29	7,120	7,630	6,800	5,560	4,900	4,660	4,920	5,600	7,620	7,480	7,370	7,75
30	7,640		6,580	5,280	4,860	4,520	5,010	5,500	7,640	7,460	7,860	7,67
31	7,430		6,560		4,860		5,030	5,340		7,400		7,52

Version: 08/01/2014

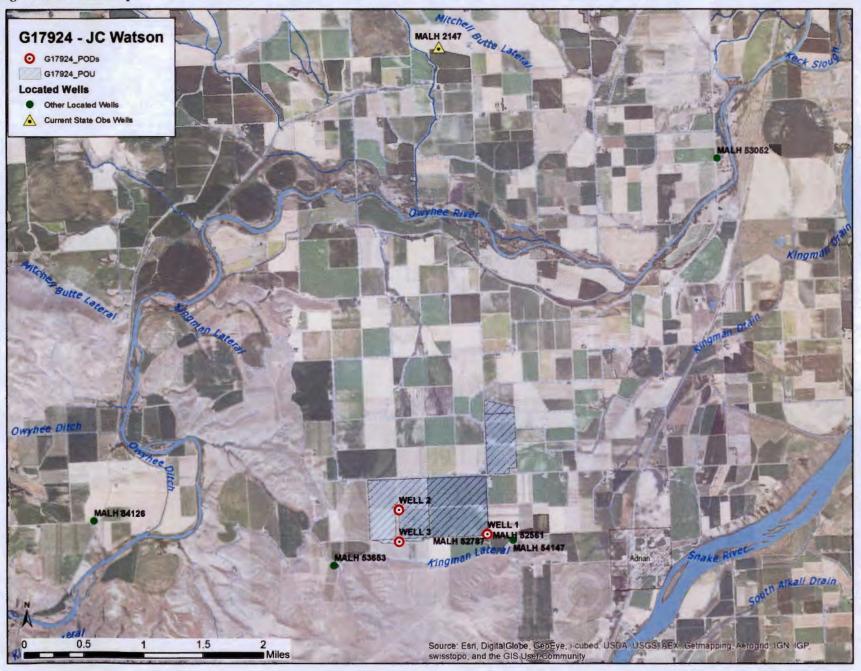
Application G-17924

Date: 12/30/2014

Page

9

Figure 3: Location Map



Version: 08/01/2014

Figure 4: MALH 2147 Water Level Data

