

Oregon Water Resources Department

Water Rights Application
Number R-85584

Final Order

Appeal Rights

This is a final order in other than contested case. Pursuant to ORS 537.409(9), ORS 183.484, OAR 137-004-080 and OAR 690-01-005, you may either petition the Director for reconsideration of this order or petition for judicial review of this order. Any petition for judicial review of the order must be filed within the 60 day time period specified by ORS 183.484(2).

Application History

On MAY 2, 2003, JOHN BLAND submitted an application to the Department for a water use permit. Pursuant to ORS 537.409, the Department provided public notice of the application in the Department's weekly public notice. A 60 day comment period followed.

The Department **has not** received adverse comments related to the possible issuance of the attached permit.

The Department **has** received comments from Oregon Department of Fish and Wildlife related to the possible issuance of the attached permit. Permit Number R-13739 is conditioned to address the issues raised in those comments.

Water is available for the proposed use as described in the attached permit.

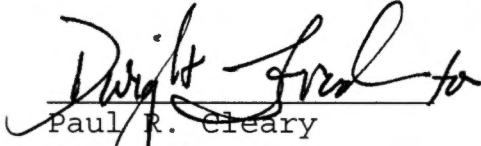
The use, as described on the attached permit, will not injure any existing water rights and does not pose potential detrimental impacts to existing fishery resources.

Therefore, the proposed use would not impair or be detrimental to the public interest.

Order

Application R-85584 therefore is approved pursuant to ORS 537.409, and Permit Number R-13739 is issued as limited by the conditions contained therein.

DATED September 15, 2003


Paul R. Cleary
Director

This document was prepared by Russell W. Klassen. If you have any questions about any of the statements contained in this document I am the most likely the best person to answer your questions. You can reach me at 1-503-378-8455, extension 266.

If you have questions about how to file a protest or if you have previously filed a protest and want to know the status, please contact Renee Moulun at extension 239.

If you have other questions about the Department or any of its programs please contact our Water Rights Information Group at extension 201. Address all other correspondence to: Water Rights Section, Oregon Water Resources Department, 158 12th Street NE, Salem, OR 97301-4172, Fax: (503)378-6203.

STATE OF OREGON

COUNTY OF BAKER

PERMIT TO CONSTRUCT A RESERVOIR AND STORE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

JOHN BLAND
PO BOX 649
HALFWAY, OR 97834

(541) 742-7200

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: R-85584

SOURCE OF WATER: CLEAR CREEK, A TRIBUTARY OF PINE CREEK

STORAGE FACILITY: RESERVOIR

PURPOSE OR USE OF THE STORED WATER: MULTIPLE PURPOSE

MAXIMUM STORAGE VOLUME: 0.595 ACRE FOOT EACH YEAR

WATER MAY BE APPROPRIATED FOR STORAGE DURING THE PERIOD: OCTOBER 1
THROUGH APRIL 14 OF EACH YEAR

DATE OF PRIORITY: MAY 2, 2003

DAM LOCATION: SE 1/4 SW 1/4, SECTION 32, T7S, R46E, W.M.; 100 FEET NORTH
& 250 FEET EAST FROM S 1/16TH CORNER BETWEEN SECTION 32 AND SECTION 5

THE AREA TO BE SUBMERGED BY THE RESERVOIR IS LOCATED AS FOLLOWS:

NE 1/4 NW 1/4 GOVT LOT 3
SECTION 5
TOWNSHIP 8 SOUTH, RANGE 46 EAST, W.M.

Measurement, recording and reporting conditions:

- A. The Director may require the permittee to install a meter or other suitable measuring device as approved by the Director. If the Director notifies the permittee to install a 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. The Director may provide an opportunity for the permittee to submit alternative measuring procedures for review and approval.

- B. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used 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. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe, or the provision of other means to evacuate water when determined necessary by the Water Resources Director to satisfy prior downstream rights.

The permittee shall pass all live flow outside the storage season described above.

This permit does not provide for the appropriation of water for any out of reservoir uses, the maintenance of the water level or maintaining a suitable fresh water condition. If any water is used for out of reservoir uses, or any live flow is appropriated to maintain either the water level or a suitable freshwater condition, a secondary water right is required.

STANDARD CONDITIONS

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

This permit does not authorize the permit holder to pursue this right in such a way as to interfere with or affect adjacent property not under the ownership of the permit holder.

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

The reservoir shall be filled and complete application of the stored water to the use shall be made on or before October 1, 2007.

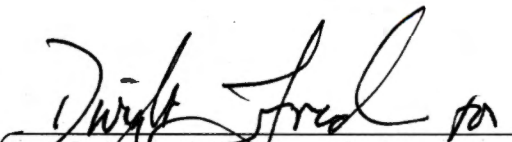
Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use to the Oregon Water Resources Department.

The claim of beneficial use shall be prepared by a Certified Water Right Examiner in conformance with the requirements of OAR 690-014 if an associated secondary permit exists for the use of stored water under this permit, or if the reservoir stores 9.2 or more acre-feet of water.

If no secondary permit exists and the reservoir stores less than 9.2 acre-feet of water, the claim of beneficial use need not be prepared by a Certified Water Right Examiner. The information submitted to the Oregon Water Resources Department shall include:

- (a) the dimensions of the reservoir;
- (b) the maximum capacity of the reservoir in acre-feet; and
- (c) a map identifying the location of the reservoir prepared in compliance with Water Resource Department standards.

Issued September 15, 2003


Paul R. Cleary, Director
Water Resources Department

REAL ESTATE TRANSACTIONS: Pursuant to ORS 537.330, in any transaction for the conveyance of real estate that includes any portion of the lands described in this permit, the seller of the real estate shall, upon accepting an offer to purchase that real estate, also inform the purchaser in writing whether any permit, transfer approval order, or certificate evidencing the water right is available and that the seller will deliver any permit, transfer approval order or certificate to the purchaser at closing, if the permit, transfer approval order or certificate is available.

CULTURAL RESOURCES PROTECTION LAWS: Permittees involved in ground-disturbing activities should be aware of federal and state cultural resources protection laws. ORS 358.920 prohibits the excavation, injury, destruction or alteration of an archeological site or object, or removal of archeological objects from public and private lands without an archeological permit issued by the State Historic Preservation Office. 16 USC 470, Section 106, National Historic Preservation Act of 1966 requires a federal agency, prior to any undertaking to take into account the effect of the undertaking that is included on or eligible for inclusion in the National Register. For further information, contact the State Historic Preservation Office at 503-378-4168, extension 232.

Mailing List for FO Copies

Application #R-85584

Print Date : September 9, 2003

Original mailed to Applicant WITH CLAIM OF BENEFICIAL USE FORM:

JOHN BLAND, PO BOX 649, HALFWAY, OR 97834

NOTE TO SUPPORT: Please include a Claim of Beneficial Use form with the permit to the applicant.

Copies sent to:

1. WRD - File # R-85584
2. WRD - Water Availability: Ken Stahr (WAB= 9-235)
3. WRD - Data Center

FO, Map, and Fact Sheet Copies sent to:

4. WRD - , Watermaster; 8
5. WRD - ER

CASEWORKER : RWK



THIS MAP WAS PREPARED FOR ASSESSMENT PURPOSE ONLY

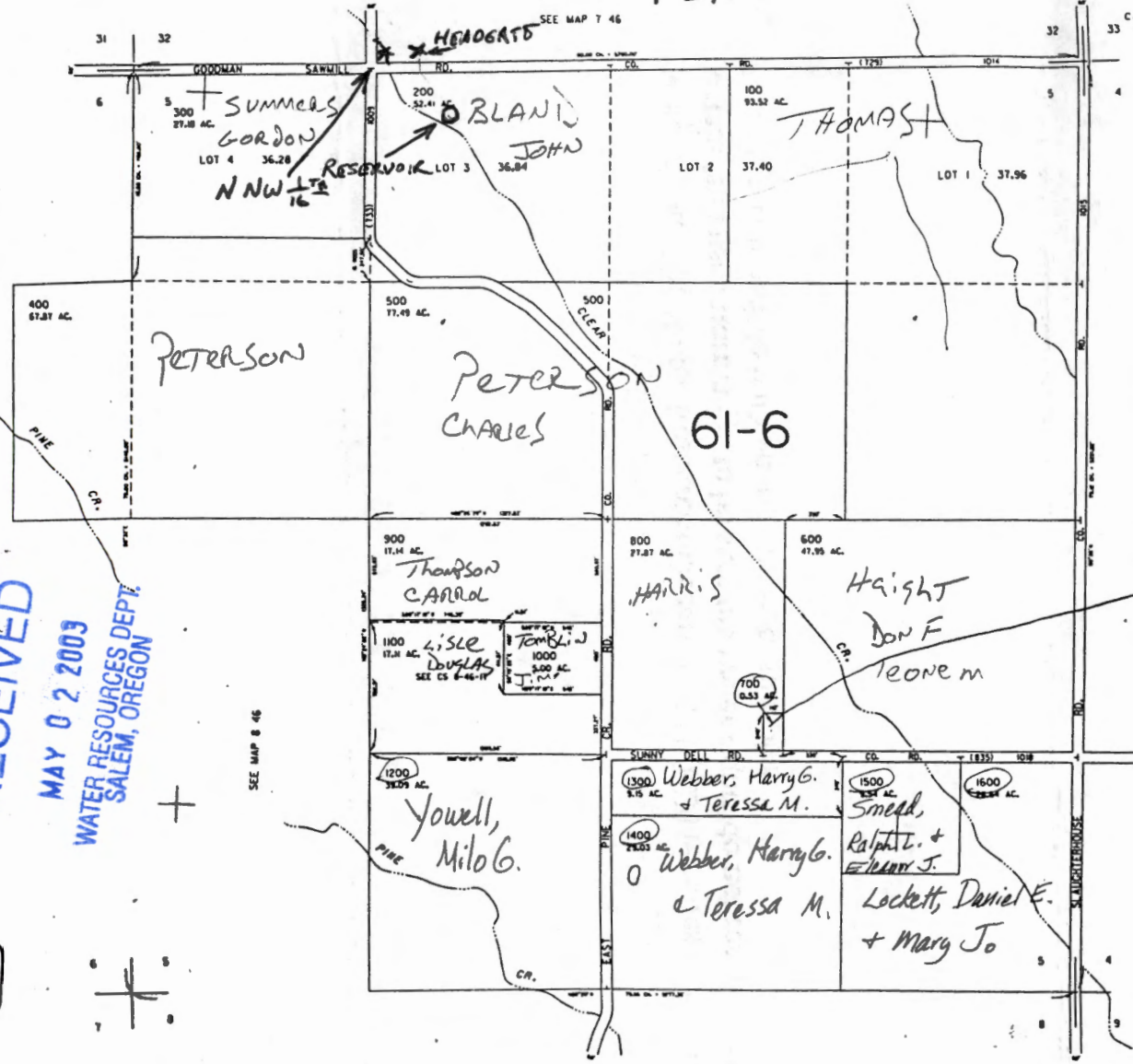
SECTION 5 T.8S. R.46E. W.M.
BAKER COUNTY

8 46 5

1" = 1000'

CANCELLED NO. 33 1200A1

SCALE 1:9600



RESERVOIR IS
280' SOUTH
420' EAST
FROM
NORTH NW 1/4 CORNER
WITHIN NE 1/4 NW 1/4 SEC 5

DIVISION IS
100' NORTH
250' EAST
FROM
NORTH NW 1/4 CORNER
WITHIN SSW SEC 32

RECEIVED

APR 03 2003

WATER RESOURCES DEPT.
SALEM, OREGON

RECEIVED

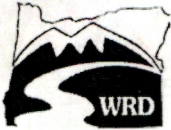
MAY 02 2003

WATER RESOURCES DEPT.
SALEM, OREGON

RECEIVED
SEP 21 1992
DEPT. OF REVENUE STATE OF OREGON
REGISTRAR & OFFICIAL REC.

8 46 5

APP # R-85584
TAMM # R 13739



Application for a Permit to Store Water

Alternate Review Process (ORS 537.409)

You may use this form for any reservoir storing less than 9.2 acre-feet or with a dam less than 10 feet high.

Use a separate form for each reservoir

Please type or print in dark ink. If your application is found to be incomplete or inaccurate, we will return it to you. If any requested information does not apply, insert "n/a"

RECEIVED

APR 03 2003

WATER RESOURCES DEPT. SALEM, OREGON

RECEIVED

MAY 02 2003

WATER RESOURCES DEPT. SALEM, OREGON

1. APPLICANT INFORMATION

Landowner: JOHN P. BLAND
First Last

Authorizing Agent: JOHN P. BLAND

Mailing Address: P.O. Box 649

HALFWAY OR 97834
City State Zip

Phone: 541-742-7200 Home Work Other

*Fax: 541-742-7300 *E-Mail Address: _____

*Optional Information

2. LOCATION AND SOURCE

A. Reservoir Name: _____

B. Source: Provide the name of the water body or other source from which water will be diverted, and the name of the stream or lake it flows into. Indicate if source is run-off, seepage, or an unnamed stream or spring.

Source: Clear Creek Tributary to: Pine Creek

C. Reservoir Location

Township (N or S)	Range (E or W)	Section	quarter/quarter	tax lot number
8S	46E	5	NE NENE	200

D. County of use: Baker

E. Dam: Maximum height of dam: 0 feet. If excavated, write "excavated" or "0 feet".

F. Quantity: Amount of water to be stored in the reservoir at maximum capacity. List quantity in Acre-Feet: .595

app# R-85584

App. No. _____ For Department Use Permit No. _____ Date _____

3. WATER USE

Indicate the proposed use(s) of the stored water. NOTE: You may wish to consider filing for "Multipurpose use" for your reservoir. Multipurpose use does not limit the types of future uses for the stored water. Multipurpose covers all uses including: stockwater, fish and wildlife, aesthetics, domestic, irrigation, agriculture, fire protection and pollution abatement. If any use will be out of reservoir use, regardless of the type of storage listed, a secondary application must be filed to appropriate the stored water.

Multi purpose

4. PROPERTY OWNERSHIP

Do you own all the land where you propose to divert, transport, and use water?

- Yes (Skip to section 5)
- No Please check the appropriate box below.
 - I have a recorded easement or written authorization permitting access.
 - I do not currently have written authorization or an easement permitting access to lands not under my ownership.

List the names and mailing addresses of all affected landowners*:

* If more than 25 landowners are involved, a list is not required. Alternative notice may be made.

5. ENVIRONMENTAL IMPACT

- A. Channel: Is the reservoir in stream or off channel ?
- B. Wetland: Is the project in a wetland? Yes No Don't know
- C. Existing: Is this an existing reservoir? Yes No If yes, how long has it been in place? 2 years.
- D. Fish Habitat: Is there fish habitat upstream of the proposed structure? Yes No Don't know. If yes, how much? 15 miles.
- E. Partnerships: Have you been working with other agencies? Yes No

Indicate agency, staff and phone numbers of those involved. Also indicate any agencies that are cost sharing in this project.

6. SIGNATURE

I attest that all statements made and information provided in this application are true and correct to the best of my knowledge.

[Signature] 1/30/03
Landowner/Authorized Agent Date

Before you submit your application be sure you have:

- Answered each question completely.
- Included a legible map which includes Township, Range, Section, quarter-quarter and tax lot number. The map must meet map requirements to be accepted.
- Included a land use form or receipt stub signed by a local planning official.
- Included a check payable to Oregon Water Resources Department for the appropriate amount.

FEE STRUCTURE: The fee is based on the number of acre-feet proposed to be stored. The fee is \$10 per Acre-Foot. Example: 0.3 AF=\$3.00; 1.5 AF=\$15.00; 20.0 AF=\$100
Maximum fee is \$100 for any reservoir storing more than 10 Acre-Feet

ORS 537.409 ALTERNATE RESERVOIR WORKSHEET

FILE # R- 85584
WM DIST 8
REGION ER
Basin POWDER 9
Public Notice Date 5/27/03
WID # 235

Land Use complete? Y / N / NA

Appropriate Fees (\$10 per af w/ max of \$100) Y / N

Secondary app necessary? Y / N File number S _____

Is stream withdrawn? Y / N

SWW _____ In (may not be allowed) ✓ Out or Above

Mailed forms to Interagency Review Team members on _____

ODFW Contact: JEFF ZAKEL
DEQ Contact: DEK NICHOLS
Watermaster: 8

If in Umatilla: Confederated Tribes of the Umatilla Indian Reservation, PO Box 638, Pendleton, Oregon 97801

Measurement

Water available:

JAN FEB MAR APR MAY JUN JUL AUG SEP OCT NOV DEC

Allowed season JAN FEB MAR APR MAY JUN JUL AUG SEP OCT NOV DEC

conditions Small (<9.2 af) | Medium (> 9.2, but < 100 af) | Large (>100 af)

Assign permit number. R- 53964.

Save in S:\GROUPS\WR\FO\WEEK 387.

Remarks: _____

Completed by RUK Date 9/8/03

Analysis for Application: R85584

Location: 8S-46E-5-NENW

Uses: MP P

Basins

BASIN_NUM	BASIN_NAME
9	Powder

Records Found: 1

WaterMaster Districts

WATERDIST	REGION	ACRES	SQ_MILES	WMASTER	ADDRESS	CITY	ZIP	PH
8	E	2082522	3253	Rick Lusk	1995 Third St, Suite 180	Baker City	97814	541

Records Found: 1

WAB

BASIN	WID	LINK1	LINK2
9	235	Water Availability: 50% 80%	Flood Frequency Analysis

Records Found: 1

County

COUNTY	FIPS
Baker	41001

Records Found: 1

Groundwater Restricted Records Found: 0

Divison 33 Area

DIV33
In a Div33 area

Records Found: 1

Rule 4D Records Found: 0

303D Streams Records Found: 0

303D Lakes Records Found: 0

Water Availability for WID 235

WATER AVAILABILITY TABLE

Water Availability as of 6/ 4/2003 for
CLEAR CR > PINE CR - AT MOUTH

Watershed ID #: 235 Basin: POWDER Exceedance Level: 50
Time: 12:59 Date: 06/04/2003

Select an Item Number for More Details

Item #	Watershed ID #	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Sto
1	72189	YES	YES	YES	YES	YES	YES	YES	NO	NO	YES	YES	YES	YES
2	70863	YES	YES	YES	YES	YES	YES	YES	NO	NO	YES	YES	YES	YES
3	235	YES	YES	YES	YES	YES	YES	YES	NO	NO	YES	YES	YES	YES

STREAM NAMES

Item	Watershed ID	Stream Name
1	72189	PINE CR > SNAKE R - AT MOUTH
2	70863	PINE CR > SNAKE R - AB LONG BR
3	235	CLEAR CR > PINE CR - AT MOUTH

LIMITING WATERSHEDS

Mnth	Limiting Watershed	Stream Name	Water Avail?	Net Water Available
1	235	CLEAR CR > PINE CR - AT MOUTH	YES	9.0
2	235	CLEAR CR > PINE CR - AT MOUTH	YES	26.3
3	235	CLEAR CR > PINE CR - AT MOUTH	YES	52.7
4	235	CLEAR CR > PINE CR - AT MOUTH	YES	71.9
5	235	CLEAR CR > PINE CR - AT MOUTH	YES	117.0
6	235	CLEAR CR > PINE CR - AT MOUTH	YES	106.0
7	235	CLEAR CR > PINE CR - AT MOUTH	YES	2.8
8	72189	PINE CR > SNAKE R - AT MOUTH	NO	-28.4
9	72189	PINE CR > SNAKE R - AT MOUTH	NO	-18.4
10	235	CLEAR CR > PINE CR - AT MOUTH	YES	0.8
11	235	CLEAR CR > PINE CR - AT MOUTH	YES	3.1
12	235	CLEAR CR > PINE CR - AT MOUTH	YES	7.9
Stor	235	CLEAR CR > PINE CR - AT MOUTH	YES	23900.0

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION

Water Availability as of 6/ 4/2003 for

PINE CR > SNAKE R - AT MOUTH

Watershed ID #: 72189

Basin: POWDER

Exceedance Level: 50

Time: 12:59

Date: 06/04/2003

Month	Natural Stream Flow	CU + Stor Prior to 1/1/93	CU + Stor After 1/1/93	Expected Stream Flow	Reserved Stream Flow	Instream Water Rights	Net Water Available
1	156.00	1.42	0.05	155.00	0.00	60.00	94.50
2	273.00	2.30	0.09	271.00	0.00	80.00	191.00
3	484.00	3.88	0.21	480.00	0.00	100.00	380.00
4	677.00	56.20	0.74	620.00	0.00	100.00	520.00
5	914.00	116.00	1.15	797.00	0.00	100.00	697.00
6	812.00	106.00	0.64	706.00	0.00	100.00	606.00
7	146.00	65.00	0.00	81.00	0.00	60.00	21.00
8	71.10	39.50	0.00	31.60	0.00	60.00	-28.40
9	67.60	25.90	0.04	41.60	0.00	60.00	-18.40
10	78.60	0.84	0.02	77.70	0.00	60.00	17.70
11	103.00	1.02	0.03	102.00	0.00	60.00	41.90
12	142.00	1.32	0.04	141.00	0.00	60.00	80.60
Stor	237000	25400	182	211000	0	54300	160000

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGES

Water Availability as of 6/ 4/2003 for

PINE CR > SNAKE R - AT MOUTH

Watershed ID #: 72189

Basin: POWDER

Exceedance Level: 50

Time: 12:59

Date: 06/04/2003

Mo	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total
1	1.21	0.00	0.00	0.00	0.00	0.21	0.05	0.00	1.47
2	2.13	0.00	0.00	0.00	0.00	0.21	0.05	0.00	2.39
3	3.79	0.04	0.00	0.00	0.00	0.21	0.05	0.00	4.09
4	5.29	51.35	0.00	0.00	0.00	0.21	0.05	0.00	56.90
5	7.17	109.82	0.00	0.00	0.00	0.21	0.05	0.00	117.00
6	6.42	99.80	0.00	0.00	0.00	0.21	0.05	0.00	106.00
7	1.10	63.66	0.00	0.00	0.00	0.21	0.05	0.00	65.00
8	0.53	38.73	0.00	0.00	0.00	0.21	0.05	0.00	39.50
9	0.51	25.20	0.00	0.00	0.00	0.21	0.05	0.00	26.00
10	0.60	0.00	0.00	0.00	0.00	0.21	0.05	0.00	0.86
11	0.79	0.00	0.00	0.00	0.00	0.21	0.05	0.00	1.05
12	1.10	0.00	0.00	0.00	0.00	0.21	0.05	0.00	1.36

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION

Water Availability as of 6/ 4/2003 for

PINE CR > SNAKE R - AB LONG BR

Watershed ID #: 70863

Basin: POWDER

Exceedance Level: 50

Time: 12:59

Date: 06/04/2003

Month	Natural Stream Flow	CU + Stor Prior to 1/1/93	CU + Stor After 1/1/93	Expected Stream Flow	Reserved Stream Flow	Instream Water Rights	Net Water Available
1	89.80	0.78	0.05	89.00	0.00	40.00	49.00
2	156.00	1.19	0.09	155.00	0.00	50.00	105.00
3	278.00	1.93	0.21	276.00	0.00	65.00	211.00
4	388.00	49.70	0.71	338.00	0.00	65.00	273.00
5	599.00	106.00	1.11	491.00	0.00	65.00	426.00
6	607.00	96.50	0.59	510.00	0.00	65.00	445.00
7	107.00	57.70	0.00	49.30	0.00	40.00	9.26
8	50.30	34.60	0.00	15.70	0.00	40.00	-24.30
9	45.90	22.50	0.00	23.40	0.00	40.00	-16.60
10	52.50	0.55	0.02	51.90	0.00	40.00	11.90
11	65.40	0.63	0.03	64.70	0.00	40.00	24.70
12	83.50	0.74	0.04	82.70	0.00	40.00	42.70
Stor	152000	22600	172	129000	0	35600	96200

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGES

Water Availability as of 6/ 4/2003 for

PINE CR > SNAKE R - AB LONG BR

Watershed ID #: 70863

Basin: POWDER

Exceedance Level: 50

Time: 12:59

Date: 06/04/2003

Mo	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total
1	0.59	0.00	0.00	0.00	0.00	0.19	0.05	0.00	0.83
2	1.03	0.00	0.00	0.00	0.00	0.19	0.05	0.00	1.28
3	1.86	0.04	0.00	0.00	0.00	0.19	0.05	0.00	2.14
4	2.58	47.57	0.00	0.00	0.00	0.19	0.05	0.00	50.40
5	3.97	103.29	0.00	0.00	0.00	0.19	0.05	0.00	108.00
6	4.04	92.84	0.00	0.00	0.00	0.19	0.05	0.00	97.10
7	0.65	56.85	0.00	0.00	0.00	0.19	0.05	0.00	57.70
8	0.31	34.04	0.00	0.00	0.00	0.19	0.05	0.00	34.60
9	0.28	21.98	0.00	0.00	0.00	0.19	0.05	0.00	22.50
10	0.33	0.00	0.00	0.00	0.00	0.19	0.05	0.00	0.57
11	0.42	0.00	0.00	0.00	0.00	0.19	0.05	0.00	0.66
12	0.54	0.00	0.00	0.00	0.00	0.19	0.05	0.00	0.79

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION

Water Availability as of 6/ 4/2003 for

CLEAR CR > PINE CR - AT MOUTH

Watershed ID #: 235

Basin: POWDER

Exceedance Level: 50

Time: 12:59

Date: 06/04/2003

Month	Natural Stream Flow	CU + Stor Prior to 1/1/93	CU + Stor After 1/1/93	Expected Stream Flow	Reserved Stream Flow	Instream Water Rights	Net Water Available
1	24.20	0.20	0.00	24.00	0.00	15.00	9.00
2	41.60	0.33	0.00	41.30	0.00	15.00	26.30
3	78.30	0.60	0.00	77.70	0.00	25.00	52.70
4	116.00	19.00	0.12	96.90	0.00	25.00	71.90
5	190.00	47.60	0.32	142.00	0.00	25.00	117.00
6	170.00	38.70	0.26	131.00	0.00	25.00	106.00
7	30.60	12.80	0.00	17.80	0.00	15.00	2.76
8	15.00	5.21	0.00	9.79	0.00	15.00	-5.21
9	14.00	2.77	0.00	11.20	0.00	15.00	-3.77
10	15.90	0.14	0.00	15.80	0.00	15.00	0.76
11	18.30	0.16	0.00	18.10	0.00	15.00	3.14
12	23.10	0.19	0.00	22.90	0.00	15.00	7.91
Stor	44500	7730	42	36700	0	13300	23900

DETAILED REPORT OF CONSUMPTIVE USES AND STORAGES

Water Availability as of 6/ 4/2003 for

CLEAR CR > PINE CR - AT MOUTH

Watershed ID #: 235

Basin: POWDER

Exceedance Level: 50

Time: 12:59

Date: 06/04/2003

Mo	Storage	Irrig	Munic	Ind/Man	Commer	Domest	Agricul	Other	Total
1	0.18	0.00	0.00	0.00	0.00	0.01	0.02	0.00	0.20
2	0.31	0.00	0.00	0.00	0.00	0.01	0.02	0.00	0.33
3	0.57	0.00	0.00	0.00	0.00	0.01	0.02	0.00	0.60
4	0.85	18.21	0.00	0.00	0.00	0.01	0.02	0.00	19.10
5	1.39	46.50	0.00	0.00	0.00	0.01	0.02	0.00	47.90
6	1.25	37.70	0.00	0.00	0.00	0.01	0.02	0.00	39.00
7	0.22	12.59	0.00	0.00	0.00	0.01	0.02	0.00	12.80
8	0.11	5.07	0.00	0.00	0.00	0.01	0.02	0.00	5.21
9	0.10	2.64	0.00	0.00	0.00	0.01	0.02	0.00	2.77
10	0.12	0.00	0.00	0.00	0.00	0.01	0.02	0.00	0.14
11	0.13	0.00	0.00	0.00	0.00	0.01	0.02	0.00	0.16
12	0.17	0.00	0.00	0.00	0.00	0.01	0.02	0.00	0.19

ODFW ALTERNATE RESERVOIR APPLICATION REVIEW SHEET

Recommendations for Water Right Applications under the Alternate Reservoir review process (ORS 537.409)

In lieu of the water right application process set forth in ORS 537.140 to 537.211, an owner of a reservoir may submit an alternate reservoir application for a reservoir that has a storage capacity less than 9.2 acre-feet or a dam or impoundment structure less than 10 feet in height. ORS 537.409 describes the criteria used to evaluate alternate reservoir applications.

The review shall be limited to issues pertaining to: a) water availability, b) potential detrimental impact to existing fishery resources; and c) potential injury to existing water rights. (ORS 537.409 (6))

Within 60 days after the department provides public notice...any person may submit detailed, legally obtained information in writing, requesting the department to deny the application for a permit on the basis that the reservoir: (a) Would result in injury to an existing water right; or (b) Would pose a significant detrimental impact to existing fishery resources. (ORS 537.409 (5))

The review of alternate reservoirs is limited to these criteria only.

R 85584

Date: **June 5, 2003** 30 day Deadline Date: **July 7, 2003**

JOHN P BLAND
PO BOX 649
HALFWAY OR 97834

1) Does the proposed reservoir have the potential to injure existing water rights? **NO / YES / DON'T KNOW**
Explain: _____

2) Would the proposed reservoir pose a significant detrimental impact to an existing fishery resource? **NO / YES**
Explain: (For example, list STE species or other existing fishery resources that would be negatively impacted.)
Potential for rainbow + bulltrout to get trapped in pond.

Please check either of the boxes below if appropriate:

Any diversion into storage during the period _____ through _____ poses a significant detrimental impact to existing fishery resources.

This proposed pond or reservoir contemplates impounding water in the Columbia Basin above Bonneville Dam. ODFW has determined that additional diversions of water in this area poses a significant detrimental impact to existing fishery resources during the period April 15 through September 30.

3) Can conditions be applied to mitigate the detrimental impact to an existing fishery resource? **NO / YES**
If YES, which conditions are recommended: (select from the Menu of Conditions listed on back)
"fish" from menu - require screening on inlet + outlet.

4) Did you meet with staff from another agency to discuss this application? **NO / YES**
Who: _____ Agency: _____ Date: _____
Who: _____ Agency: _____ Date: _____

ODFW Representative: Name: Nadin Craft Date: 7-15-03

WRD Contact: Caseworker: Russell W. Klassen Water Rights Division

503-378-8455 ext: 266 / Fax: 503-378-6203 / e-mail: Klasserw@wrdd.state.or.us

WM Dist 8

WATERMASTER ALTERNATE RESERVOIR APPLICATION REVIEW SHEET

Recommendations for Water Right Applications under the Alternate Reservoir review process (ORS 537.409)

In lieu of the water right application process set forth in ORS 537.140 to 537.211, an owner of a reservoir may submit an alternate reservoir application for a reservoir that has a storage capacity less than 9.2 acre-feet or a dam or impoundment structure less than 10 feet in height. ORS 537.409 describes the criteria used to evaluate alternate reservoir applications.

The review shall be limited to issues pertaining to: a) water availability, b) potential detrimental impact to existing fishery resources; and c) potential injury to existing water rights. (ORS 537.409 (6))

Within 60 days after the department provides public notice...any person may submit detailed, legally obtained information in writing, requesting the department to deny the application for a permit on the basis that the reservoir: (a) Would result in injury to an existing water right; or (b) Would pose a significant detrimental impact to existing fishery resources. (ORS 537.409 (5))

The review of alternate reservoirs is limited to these criteria only.

R 85584

Date: **June 5, 2003** 30 day Deadline Date: **July 7, 2003**

JOHN P BLAND
PO BOX 649
HALFWAY OR 97834

1) Does the proposed reservoir have the potential to injure existing water rights? NO / YES

Explain: Mr Bland dug out a wet swampy area and
runs clear creek sub water into it - any excess
runs back to the creek

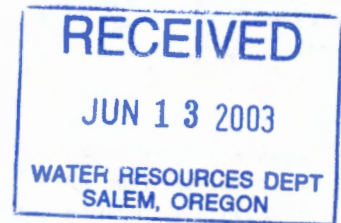
2) Can conditions be applied to mitigate the potential injury to existing water rights? NO / YES

If YES, which conditions are recommended:

N/A = Standard conditions

3) Did you meet with staff from another agency to discuss this application? NO / YES

Who: _____ Agency: _____ Date: _____
Who: _____ Agency: _____ Date: _____



Watermaster: Name: Richard W. Prush Date: 6-10-2003

WRD Contact: Caseworker: Russell W. Klassen Water Rights Division

503-378-8455 ext: 266 / Fax: 503-378-6203 / e-mail: Klasserw@ wrd.state.or.us

MENU OF CONDITIONS FOR WRD, ODFW, DEQ AND AG
(Developed 6/27/97 - revised 2/26/02)

- fish** The permittee shall install, maintain, and operate fish screening and by-pass devices as required by the Oregon Department of Fish and Wildlife to prevent fish from entering the proposed diversion. The required screen is to be in place and functional prior to diversion of any water.
- odfw** The permittee shall install, maintain, and operate fish screening and by-pass devices as required by the Oregon Department of Fish and Wildlife to prevent fish from entering the proposed diversion. The required screens and by-pass devices are to be in place, functional and approved by an ODFW representative prior to diversion of any water.
- B54b** The permittee shall install, maintain, and operate fish screening to prevent fish from entering the proposed diversion. The permittee shall also install a fishway at the obstruction that will provide adequate upstream and downstream passage for fish. The permittee may submit evidence that the Oregon Department of Fish and Wildlife (ODFW) has determined screens and/or fishways are not necessary. The required screens and fishways are to be in place, functional, and approved by ODFW before diversion of any water.
- b54c** The permittee shall not construct, operate or maintain any dam or artificial obstruction to fish passage in the channel of the subject stream without providing a fishway to ensure adequate upstream and downstream passage for fish. The applicant is hereby directed to contact an Oregon Department of Fish and Wildlife Fish Passage Coordinator, Portland, Oregon, before beginning construction of any in-channel obstruction.
- b54m** The permittee may be required in the future to install, maintain, and operate fish screening devices to prevent fish from entering the proposed diversion.
- b52** Water may be diverted only when Department of Environmental Quality sediment standards are being met.
- b5** The water user shall install and maintain adequate treatment facilities meeting current DEQ requirements to remove sediment before returning the water to the stream.
- b51a** The period of use has been limited to _____ through _____.
- b57** Before water use may begin under this permit, a totalizing flow meter must be installed at each diversion point. The totalizing flow meter must be installed and maintained as identified in OAR 690-507-645.
- b58** Before water use may begin under this permit, a staff gage that measures the entire range and stage between full reservoir level dead pool storage must be installed in the reservoir. The staff gage shall be United States Geological Survey style porcelain enamel iron staff gage style A, C, E or I. Additionally, before water use may begin under this permit, if the reservoir is located in channel then weirs or other suitable measuring devices must be installed upstream and downstream of the reservoir, and, a gated valve outlet must be installed. A written waiver may be obtained from the local Watermaster if in his judgement the installation of the weir(s) will provide no public benefit.
- no id yet** (futile call) The use of water allowed herein may be made only at times when waters from the (SPRING OR WHATEVER) would not otherwise flow into a tributary of the (WHATEVER) River or sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.
- 4a** This use of water shall be limited when it reduces the flow of water in (NAME OF STREAM).(name of stream).
- pispc** If the riparian area is disturbed in the process of developing a point of diversion, the permittee shall be responsible for restoration and enhancement of such riparian area.
- The use may be restricted if the quality of the source stream or downstream waters decrease to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.
- The permittee shall install, maintain, and operate fish screening to prevent fish from entering the proposed diversion. The permittee shall also install a fishway at the obstruction that will provide adequate upstream and downstream passage for fish. The permittee may submit evidence that the Oregon Department of Fish and Wildlife (ODFW) has determined screens and/or fishways are not necessary. The required screens and fishways are to be in place, functional, and approved by ODFW before diversion of any water.
- no id yet** The stream and its adjacent riparian area shall be fenced to exclude livestock.
- blv** Water must be diverted to a trough or tank through an enclosed water delivery system. The delivery system must be equipped with an automatic shutoff or limiting flow control mechanism or include a means for returning water to the stream source through an enclosed delivery system. The use of water shall not exceed 0.10 cubic feet per second per 1000 head of livestock.



Application for a Permit to Store Water

Alternate Review Process (ORS 537.409)

You may use this form for any reservoir storing less than 9.2 acre-feet or with a dam less than 10 feet high.

RECEIVED

APR 03 2003

WATER RESOURCES DEPT.
SALEM, OREGON

RECEIVED

MAY 02 2003

WATER RESOURCES DEPT.
SALEM, OREGON

Use a separate form for each reservoir

Please type or print in dark ink. If your application is found to be incomplete or inaccurate, we will return it to you. If any requested information does not apply, insert "n/a"

1. APPLICANT INFORMATION

Landowner: JOHN P. BLAND
First Last

Authorizing Agent: JOHN P. BLAND

Mailing Address: P.O. Box 649

HALFWAY OR 97834
City State Zip

Phone: 541-742-7200 — —
Home Work Other

*Fax: 541-742-7300 *E-Mail Address: —

*Optional Information

2. LOCATION AND SOURCE

A. Reservoir Name: _____

B. Source: Provide the name of the water body or other source from which water will be diverted, and the name of the stream or lake it flows into. Indicate if source is run-off, seepage, or an unnamed stream or spring.

Source: Clear Creek Tributary to: Pine Creek

C. Reservoir Location

Township (N or S)	Range (E or W)	Section	quarter/quarter	tax lot number
8 S	46 E	5	SE NENE	200

D. County of use: Baker

E. Dam: Maximum height of dam: 0 feet. If excavated, write "excavated" or "0 feet".

F. Quantity: Amount of water to be stored in the reservoir at maximum capacity. List quantity in Acre-Feet: 0.595

app# R-85584

App. No. _____ For Department Use Permit No. _____ Date _____

3. WATER USE

Indicate the proposed use(s) of the stored water. NOTE: You may wish to consider filing for "Multipurpose use" for your reservoir. Multipurpose use does not limit the types of future uses for the stored water. Multipurpose covers all uses including: stockwater, fish and wildlife, aesthetics, domestic, irrigation, agriculture, fire protection and pollution abatement. If any use will be out of reservoir use, regardless of the type of storage listed, a secondary application must be filed to appropriate the stored water.

Multi purpose

4. PROPERTY OWNERSHIP

Do you own all the land where you propose to divert, transport, and use water?

- Yes (Skip to section 5)
- No Please check the appropriate box below.
 - I have a recorded easement or written authorization permitting access.
 - I do not currently have written authorization or an easement permitting access to lands not under my ownership.

List the names and mailing addresses of all affected landowners*:

* If more than 25 landowners are involved, a list is not required. Alternative notice may be made.

5. ENVIRONMENTAL IMPACT

- A. Channel: Is the reservoir in stream _____ or off channel _____?
 - B. Wetland: Is the project in a wetland? Yes No Don't know
 - C. Existing: Is this an existing reservoir? Yes No If yes, how long has it been in place? 2 years.
 - D. Fish Habitat: Is there fish habitat upstream of the proposed structure? Yes No Don't know. If yes, how much? 15 miles.
 - E. Partnerships: Have you been working with other agencies? Yes No
- Indicate agency, staff and phone numbers of those involved. Also indicate any agencies that are cost sharing in this project.

6. SIGNATURE

I attest that all statements made and information provided in this application are true and correct to the best of my knowledge.

[Signature] 1/30/03
Landowner/Authorized Agent Date

Before you submit your application be sure you have:

- Answered each question completely.
- Included a legible map which includes Township, Range, Section, quarter-quarter and tax lot number. The map must meet map requirements to be accepted.
- Included a land use form or receipt stub signed by a local planning official.
- Included a check payable to Oregon Water Resources Department for the appropriate amount.

FEE STRUCTURE: The fee is based on the number of acre-feet proposed to be stored. The fee is \$10 per Acre-Foot. Example: 0.3 AF=\$3.00; 1.5 AF=\$15.00; 20.0 AF=\$100
Maximum fee is \$100 for any reservoir storing more than 10 Acre-Feet



Oregon Water Resources Department Land Use Information Form

RECEIVED

MAY 02 2003

WATER RESOURCES DEPT.
SALEM, OREGON

This information is needed to determine compatibility with local comprehensive plans as required by ORS 197.180. The Water Resources Department will use this and other information to evaluate the water use application. DO NOT fill out this form if water is to be diverted, conveyed, or used only on federal lands.

To Be Completed By Applicant

The following section includes information about proposed water use. This section must be completed by the individual or group that is filing an application for a water right with the Water Resources Department.

A. Applicant

Name: JOHN P. BLAND

Address: P.O. BOX 649

City: HALFWAY State: OR Zip: 97834 Day Phone: 541.742.7200

B. Land and Location

Please provide information as requested below for all tax lots on or through which water will be diverted, conveyed, or used. Check "diverted" if water is diverted (taken) from its source on tax lot, "conveyed" if water is conveyed (transported) on tax lot, and "used" if water will be put to beneficial use on tax lot. More than one box may be checked. (Attach extra sheets as necessary.) Applicants for municipal use, or irrigation uses within irrigation districts, may substitute existing and proposed service area boundaries for the tax lot information requested below.

TRS
84605

Tax Lot I.D.	Plan Designation (e.g. Rural Residential/RR-5)	Water to be: (check all that apply)		
<u>200</u>		<input checked="" type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used
		<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used
		<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used

List counties and cities where water is proposed to be diverted, conveyed, or used. Baker County

C. Description of Water Use

Indicate what the water will be used for. Include the beneficial use (found in the instruction booklet for your water right application) and use the space below to describe the key characteristics of the project.

Beneficial Use(s): Multi purpose

Briefly describe: The pond is located on the loop from Clear Creek where water is diverted to the Jim keep ditch. The water flows back into clear Creek with a portion flowing through the pond.

D. Source

Indicate the source for the proposed water use:

Reservoir/Pond Ground Water Surface Water Clear Creek
(source)

E. Quantity

Indicate the estimated quantity of water the use will require:

595 CFS GPM Acre-Feet

app# R-85584

For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless your project will be located entirely within the city limits. In this case, only the city planning agency must complete this form. Please request additional forms as needed or feel free to copy.

A. Allowed Use

Check the appropriate box below and provide requested information.

- Land uses to be served by proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s); 301 EPU. Go to section B "Approval" below
- Land uses to be served by proposed water uses (including proposed construction) involve discretionary land use approvals as listed in the table below.

Type of Land Use Approval Needed (e.g. plan amendments, rezones, conditional use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Check the item that applies: Land Use Approval:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued

Note: Please attach documentation of applicable local land use approvals which have already been obtained. (Record of Action plus accompanying findings is sufficient.)

B. Approval

Please provide printed name and written signature.

Name: Barbara Stanley Date: 4-29-03
 Title: Coordinator Phone: (541) 523-8219
 Signature: Barbara Stanley

C. Additional Comments

Local governments are invited to express special land use concerns or make recommendations to the Department regarding this proposed use of water below, or on a separate sheet.

Note: If this form cannot be completed while the applicant waits, sign and detach the receipt stub as instructed below. You will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD will presume the land use associated with the proposed water right is compatible with local comprehensive plans. (See attached letter.)

RECEIVED

APR 03 2003

WATER RESOURCES DEPT.
SALEM, OREGON

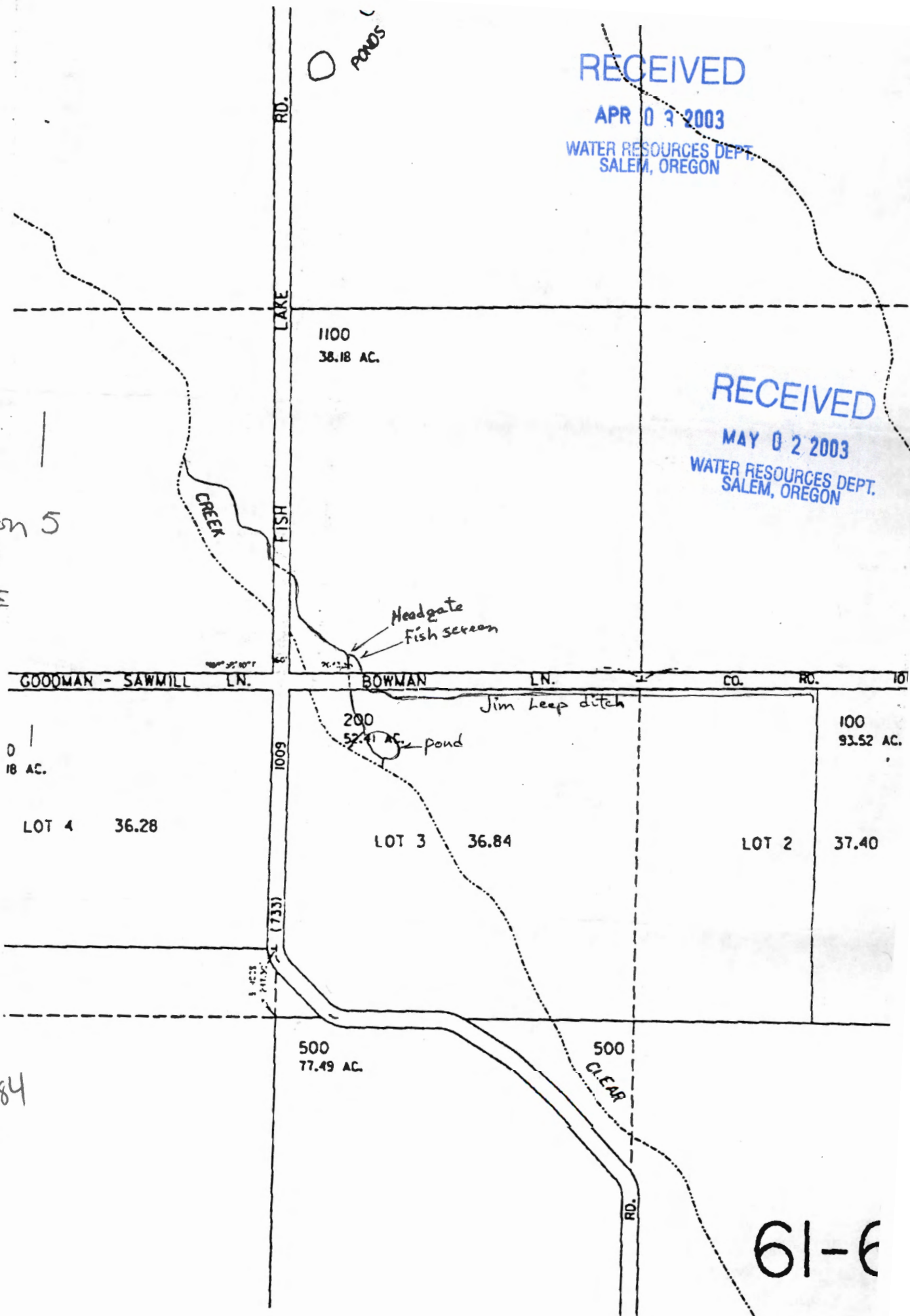
RECEIVED

MAY 02 2003

WATER RESOURCES DEPT.
SALEM, OREGON

○ PONDS

Section 5
T. 85
R. 46E



GOODMAN - SAWMILL LN.

BOWMAN LN.

CO. RD.

101

0 |
18 AC.

LOT 4 36.28

200
52.41 AC. pond

LOT 3 36.84

Jim Keep ditch

100
93.52 AC.

LOT 2 37.40

1009

(733)

500
77.49 AC.

500
CLEAR

RD.

App# R-85584
Permit #

61-E

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **59677**

158 12TH ST. N.E.
SALEM, OR 97301-4172
378-8455 / 378-8130 (FAX)

INVOICE # _____

RECEIVED FROM: Tom & Rita Ray
BY: _____

APPLICATION	R-85584
PERMIT	
TRANSFER	

CASH: CHECK:# 0644 OTHER: (IDENTIFY) _____

TOTAL REC'D \$ 5.95

0401 TREASURY 0417 WRD MISC CASH ACCT

0407	COPIES		\$
_____	OTHER: (IDENTIFY)	_____	\$
_____	OTHER: (IDENTIFY)	_____	\$

0427 WRD OPERATING ACCT

MISCELLANEOUS

0407	COPY & TAPE FEES		\$
0410	RESEARCH FEES		\$
0408	MISC REVENUE: (IDENTIFY)	_____	\$
TC162	DEPOSIT LIAB. (IDENTIFY)	_____	\$
0240	EXTENSION OF TIME		\$

WATER RIGHTS:

0201	SURFACE WATER	\$ <u>5.95</u>	0202	RECORD FEE	\$
0203	GROUND WATER	\$	0204		\$
0205	TRANSFER	\$			

WELL CONSTRUCTION

0218	WELL DRILL CONSTRUCTOR	\$	0219	LICENSE FEE	\$
	LANDOWNER'S PERMIT		0220		\$
_____	OTHER (IDENTIFY)	_____			

0536 TREASURY 0437 WELL CONST. START FEE

0211	WELL CONST START FEE	\$	CARD #	
0210	MONITORING WELLS	\$	CARD #	
_____	OTHER (IDENTIFY)	_____		

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233	POWER LICENSE FEE (FW/WRD)		\$
0231	HYDRO LICENSE FEE (FW/WRD)		\$
_____	HYDRO APPLICATION		\$

TREASURY OTHER / RDX

FUND _____ TITLE _____
OBJ. CODE _____ VENDOR # _____
DESCRIPTION _____ \$ _____

RECEIPT: **59677**

DATED: 5/2/03 BY: K. Hall



Oregon

Theodore R. Kulongoski, Governor

April 9, 2003

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97301-4172
503-378-3739
FAX 503-378-8130

JOHN P. BLAND
PO BOX 649
HALFWAY OR 97834

RECEIVED
MAY 02 2003
WATER RESOURCES DEPT.
SALEM, OREGON

Dear Applicant:

The Water Resources Department has received your application to store water under the Alternate Review Process (ORS 537.409) At this time we are unable to accept your application because it does not meet minimum filing requirements.

Please provide the following information:

- Please complete the enclosed page two of the "Land Use Information Form" and have it signed by your local county planning official.

Note: Please return any correspondence received from us so that we may accelerate the processing of your application.

The Department is returning your application, supporting data and your check for \$5.95. We can begin processing your application when the information noted above is received.

If there are any questions concerning your application, you may call (503) 378-8455, extension 273.

Sincerely,

Roger Wright
Public Service Rep.
Water Rights Section

cc: **W.M. DIST. 8**
GEN. CORR.
FISCAL

app# R-85584





Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department
Commerce Building
158 12th Street NE
Salem, OR 97301-4172
(503) 378-3739
FAX (503) 378-8130
www.wrd.state.or.us

NOTE TO APPLICANTS

In order for your application to be processed by the Water Resources Department (WRD), this **Land Use Information Form** must be completed by a local government planning official in the jurisdictions where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you.

NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for a water right. The Water Resources Department (WRD) requires its applicants to obtain land use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan.

Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land use form and return it to the WRD. If no land use information is received from you within that 30-day period, the WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan.

Your attention to this request for information is greatly appreciated by the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Water Rights Information Group (WRIG) at (503) 378-8455. 201.

2002

FEB



Oregon Water Resources Department
Land Use Information Form

RECEIVED

APR 03 2003

WATER RESOURCES DEPT.
SALEM, OREGON

This information is needed to determine compatibility with local comprehensive plans as required by ORS 197.180. The Water Resources Department will use this and other information to evaluate the water use application. DO NOT fill out this form if water is to be diverted, conveyed, or used only on federal lands.

RECEIVED

MAY 12 2003

WATER RESOURCES DEPT.
SALEM, OREGON

To Be Completed By Applicant

The following section includes information about proposed water use. This section must be completed by the individual or group that is filing an application for a water right with the Water Resources Department.

A. Applicant

Name: JOHN P. BLAND
Address: P.O. BOX 649
City: HALFWAY State: OR Zip: 97834 Day Phone: 543 742 7200

B. Land and Location

Please provide information as requested below for all tax lots on or through which water will be diverted, conveyed, or used. Check "diverted" if water is diverted (taken) from its source on tax lot, "conveyed" if water is conveyed (transported) on tax lot, and "used" if water will be put to beneficial use on tax lot. More than one box may be checked. (Attach extra sheets as necessary.) Applicants for municipal use, or irrigation uses within irrigation districts, may substitute existing and proposed service area boundaries for the tax lot information requested below.

Tax Lot I.D.	Plan Designation (e.g. Rural Residential/RR-5)	Water to be: (check all that apply)		
<u>200</u>		<input checked="" type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used
		<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used
		<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used

List counties and cities where water is proposed to be diverted, conveyed, or used Baker County

C. Description of Water Use

Indicate what the water will be used for. Include the beneficial use (found in the instruction booklet for your water right application) and use the space below to describe the key characteristics of the project.

Beneficial Use(s): Multipurpose

Briefly describe: The pond is located on the loop from Clear Creek where water is diverted to the Jim heap ditch. The water flows back into Clear Creek with a portion flowing through the pond.

D. Source

Indicate the source for the proposed water use:
 Reservoir/Pond Ground Water Surface Water Clear Creek
(source)

E. Quantity

Indicate the estimated quantity of water the use will require:
0.595 CFS GPM Acre-Feet

Receipt for Request for Land Use Information

State of Oregon
Water Resources Department
Commerce Bldg.
158 12th St. NE
Salem, OR 97310-0210
(503)378-8455

**ALTERNATE REVIEW PROCESS
FOR RESERVOIRS STORING LESS THAN 9.2 ACRE-FEET*
OR WITH A DAM LESS THAN 10 FEET HIGH
R-85584 (R.K.)**

The alternate Review Process was created so that final order approving or denying a permit to store water is issued approximately 180 days after the application has been accepted by the Department. **This process applies only to the application to store water.**

To apply under the Alternate Review Process the following information must be completed.

- OK Landowner name, mailing address and telephone number.
 - OK The source of water to be stored. If the source is to be a well, you cannot apply under the Alternate Review Process.
 - OK Reservoir location, by Township, Range and Section, Quarter-quarter section and Tax Lot. You must indicate if the Township is North or South and Range East or West.
 - OK Dam height. If an excavated pond, indicate excavated.
 - OK Quantity of water to be stored in a single storage period. List the quantity in acre-feet. **One is equal to an area one acre in size, one foot deep. One acre-foot is equal to 325,851 gallons or 43,560 cubic feet.**
 - OK The use of the water. Note: if any water is to be pumped or released from the reservoir, a secondary surface water application is required. File the secondary application concurrently with the application to store water.
 - OK The Environmental Impact section. Please circle in-stream or off channel on Section 5A.
 - OK **Sign the application in ink.**
- Only one pond, reservoir or other storage method per application. Multiple ponds on a single property require multiple applications.**
- OK **A legible map showing the Township, Range, Section, Quarter-quarter section and Tax lot number with the location of the reservoir indicated must be submitted with the application.**

The map must follow the criteria set forth under OAR 690-310-050. A copy of an assessors plat map is a very good map to use as it shows most all map requirements.

The Department will not accept aerial photos, U.S.G.S. Quad maps or title insurance company maps unless all criteria set forth under OAR 690-310-050 is applied to the map submitted.

Hand drawn maps are acceptable.

OK The map must be drawn in ink. Do not use highlighter pens or multiple colors of ink. If the map is larger than 11"X 17", four copies should be submitted, or it must be drawn on tracing linen, tracing velum or mylar.

OK The North directional symbol must be indicated on the map.

OK The location of each diversion point or dam must be referenced to a recognized public land survey corner; do not measure from property line unless they are part of the public land survey lines. The locations may be shown by distance and bearing or by coordinates (EX: "400 feet south and 350 feet west of the Northeast corner of section 27").

OK The location of the reservoir identified by tax lot, township, range, section and nearest quarter-quarter section. Please show tax lot boundaries.

OK A completed Land-Use Information Form OR signed receipt by the local planning department must also be submitted with the application.

OK The fee for the Alternate Review Process is based upon the quantity of water to be stored. Fees are \$10.00 per acre foot up to a maximum of \$100.00. For example, for a pond storing 4.5 acre-feet, the fee would be\$45.00. If the total storage for a single reservoir is greater than 10 acre-feet, the maximum fee is \$100.00.

For more information about the application process and water rights, please call the Water Rights Information Group at (503)378-8455 extension 201.

*** One acre-foot is equal to an area one acre in size, one foot deep.**

COMPLETED BY: HERB MOSGAR

DATE: 05/01/03

ALTERNATE POND ROUTE SLIP

RECEIPTING
POST CARD SENT
DATA CENTER

WATER RIGHTS SUPPORT

ATT: WATER RIGHTS
SUPPORT...>>>>

Mark contents of Application File;
Update Powerbuilder with
caseworker, etc.;

ANITA HUFFMAN EXT. 229	<input type="checkbox"/>
CORY ENGEL EXT. 324	<input type="checkbox"/>
JERRY GAINNEY EXT. 458	<input type="checkbox"/>
KERRY LEFEVER EXT. 276	<input type="checkbox"/>
<u>RUSS KLASSEN EXT. 266</u>	<input checked="" type="checkbox"/>

Route to filing cabinet.



**“NOTE: IF RELATED FILE IS GROUND WATER,
ROUTE TO GROUND WATER, BUT ROUTE ALT-
RESERVOIR TO WATER RIGHTS DIVISION.”**