

WATERMASTER Division 33 Application Work Sheet

Human Consumption Exception

Date: 8-28-2015

Application #: S- 88113

Applicant's Name: Frederic Hoefnagel & Barbra Ure

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):

Human consumption should be granted based on the application meeting the intent of OAR 690-310-0260. If human consumption cannot be granted outright under the applicable OAR's then the applicant could transfer a portion of their existing irrigation water rights to mitigate the impact to stream flow during the irrigation season. Water is available for storage from January through May, so the mitigation of transferring an existing irrigation water right would cover majority of the year almost entirely eliminating any impact.

Name/Signature: Travis Kelly / 

Date: 8-28-2015

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