

Form 1 - Upper Columbia

ODFW DIVISION 33 APPLICATION REVIEW SHEET

Recommendations for Water Right Applications that may affect the Habitat of Sensitive, Threatened or Endangered Fish Species, OAR 690-33-310 through 340.

Date: 3/16/01 21-day Deadline Date: 4/13/01 Application # R 84459

Applicant's Name: Smith Partners LLC

A) Will the proposed use occur in an area that may affect the essential habitat of a SENSITIVE fish species? NO / YES IF ANSWER TO QUESTION (A) IS YES, FILL OUT SECTION I.

B) Will the proposed use occur in an area that may affect the essential habitat of a THREATENED OR ENDANGERED fish species? [690-33-330(1)] NO / YES Species: STEELHEAD Status: Threatened, Endangered IF ANSWER TO QUESTION (B) IS YES, FILL OUT SECTION II.

C) What stage or value is at risk (circle all that apply): Spawning, Incubation, Rearing, Passage, Habitat Value IF ANSWER IS NO TO BOTH QUESTIONS, FILL OUT PUBLIC INTEREST REVIEW SHEET (PAGE 2)

SECTION I:

1) Will the proposed use result in a NET LOSS in the habitat of a SENSITIVE SPECIES? [690-33-330(2)(a)] NOW AND WHEN WILL WATER BE RELEASED FROM RESERVOIR?

2) Can conditions be applied to mitigate the impact to the essential habitat of a SENSITIVE species? NO / YES [690-33-330(3)]

Which conditions are recommended? STORE WATER ONLY DURING MONTHS WHEN AVAILABLE AND RELEASE WATER FROM THE BOTTOM OF THE RESERVOIR. RELEASE OF WARM SURFACE WATER WILL EXACERBATE WATER QUALITY PROBLEMS

(Try to select conditions from the Menu of Conditions)

3) If conditions cannot be identified to offset impacts to the essential habitat of SENSITIVE species, would the proposed use harm the species? NO / YES [690-33-330(4)]

If YES, please explain:

SECTION II:

1) Is the proposed use consistent with the Columbia River Basin Fish and Wildlife Program? NO / YES [690-33-120(1)] THERE IS NO REFERENCE TO ISSUANCE OF WATER RIGHTS IN THE 1994 COLUMBIA RIVER FISH & WILDLIFE PLAN

If NO, please explain:

2) If NO, can the proposed use be conditioned to achieve consistency with the Fish and Wildlife Program? NO / YES [690-33-120(1)]

If YES, please explain:

ODFW RECOMMENDATION:

- Approval with fishery conditions.
Approval without fishery conditions.
Denial.

ODFW Representative: Name: Jim Untermeier Date: 4/18/01

WRD Contact: Kerry Lefever, Acting Intagency Coordinator, Water Rights Division 1-800-624-3199 ext: 276 / Fax: 503-378-6203 / e-mail: Kerry.A.LEFEVER@ wrd.state.or.us