

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.

Application #: G 18238 Applicant's Name: Walport

1) Will the proposed use occur in an area that may affect the essential habitat of sensitive, threatened, or endangered fish species?
[690-33-330(1)]

NO YES Species: Summer Steelhead Status: Sensitive Threatened Endangered

If YES, continue to question (2). If NO, you may comment by completing the public interest review sheet on the back of this page.

2) Stage or value at risk (check all that apply): Spawning, Incubation Rearing Passage Habitat Value

3) Will the proposed use result in a **LOSS** in the essential habitat of **THREATENED OR ENDANGERED SPECIES** or a **NET LOSS** in the essential habitat of a **SENSITIVE SPECIES**? NO YES

A) Standard of NET LOSS applies to sensitive species statewide. [690-33-330(2)(b)]

B) Standard of LOSS applies to T or E species outside the Columbia Basin. [690-33-330(2)(a)]

4) Can conditions be applied to mitigate the impact to the essential habitat of a S, T or E species?

NO; skip to question 6. YES

Which conditions are recommended? (select from Menu of Conditions)

5) If conditions cannot be identified to offset impacts to the essential habitat of S, T or E species, would the proposed use harm the species? NO YES [690-33-330(4)]

If YES, please explain: Slagle Creek provides habitat for Rogue River summer steelhead, a State sensitive species. Slagle Creek also experiences very low (dry) spring and summer streamflow which isolates and kills juvenile summer steelhead before they can migrate into the Applegate River. OWRD has determined that the proposed well has the potential for substantial interference with Slagle Creek. ODFW believes further appropriation of water from Slagle Creek will likely exacerbate this situation leading to more fish lost annually.

As proposed, ODFW recommends denial of this application.

6) If WRD determines that it is in the public's interest to approve a permit even if the impact cannot be mitigated what conditions do you recommend? (select from Menu of Conditions) See #5

7) Your recommendation under OAR 690-033-0330 (2): Approval with conditions
 Approval without conditions
 Denial

ODFW Representative signature:  Peter Samarin Date: April 27, 2016

WRD Contact: Caseworker: Barbara Park Water Rights Division, 503-986-0900 / Fax 503-986-0901