



Oregon Water Resources Department
 725 Summer Street NE, Suite A
 Salem Oregon 97301-1271
 (503) 986-0900
 www.wrd.state.or.us

Application for Limited Water Use License

License No.: _____

Applicant Information

NAME Meadows Utilities LLC - Matthew Drake			PHONE (HM)
PHONE (WK) 503-972-8442	CELL	FAX	
ADDRESS PO Box 470			
CITY Mt. Hood	STATE OR	ZIP 97041	E-MAIL *

Agent Information

NAME Martha O. Pagel / Elizabeth E. Howard, Schwabe, Williamson & Wyatt		PHONE 503-540-4260 / 503-796-2093	FAX 503-796-2900
ADDRESS 530 Center St. NE, Ste. 400 / 1211 SW 5th Ave., Ste. 1900, Portland, OR 97204			CELL
CITY Salem	STATE OR	ZIP 97301	E-MAIL * mpagel@schwabe.com / ehoward@schwabe.com

I (We) make application for a Limited License to use or store the following described surface waters or groundwater – not otherwise exempt, or to use stored water of for a use of a short-term or fixed-duration:

- SOURCE(S) OF WATER:** Spring _____ a tributary of East Fork Hood River
- AMOUNT OF WATER to be diverted;**
 Maximum and instantaneous rate (cubic feet or gallons per minute): .27 cubic feet per second or 121 gallons per minute
 Total volume (gallons or acre-feet): 20,000,000 gallons or 61.4 acre-feet. If water is to be used from more than one source, give the quantity from each: N/A - one source only
- INTENDED USE(S) OF WATER:** (check all that apply)
 - Road construction or maintenance
 - General construction
 - Forestland and rangeland management; or
 - Other: Snowmaking for operations of ski area; short-term authorization
- DESCRIPTION OF PROPOSED PROJECT:** Include a description of the place of use as shown on the accompanying site map, the method of water diversion, the type of equipment to be used (including pump horsepower, if applicable), length and dimensions of supply ditches and pipelines:

SEE EXHIBIT "A"

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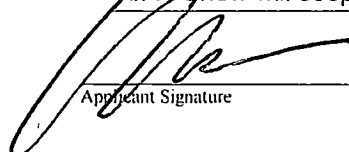
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- PROJECT SCHEDULE:** (List day, month, and year)
 Date water use will begin: November 1, 2018
 Date water use will be completed: April 30, 2023

Months of the year water would be diverted and used: November through April

If for other than irrigation from stored water, how and where will water be discharged after use:
N/A - Snow will seep into the ground or join other waters during natural melt and run off events


 Applicant Signature

Elizabeth Howard 3/16/18
 Print Name and title if applicable Date

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PLEASE READ CAREFULLY

NOTE: A completed water availability statement from the local watermaster, Land Use Information Form completed by the local Planning Department, fees and site map meeting the requirements of OAR 690-340-030 must accompany this request. The fee for this request is **\$280** for the first point of diversion plus **\$30** for each additional point of diversion. Please review the Department's fee schedule to view fees required to request a limited license for Aquifer Storage and Recovery testing purposes or for Artificial Groundwater Recharge testing purposes.

Failure to provide any of the required information will result in return of your application. The license, if granted, will not be issued or replaced by a new license for a period of more than five consecutive years. The license, if granted, will be subordinate to all other authorized uses that rely upon the same source, or water affected by the source, and may be revoked at any time it is determined the use causes injury to any other water right or minimum perennial streamflow.

If water source is well, well logs or adequate information for the Department to determine aquifer, well depth, well seal and open interval, etc. are required. The licensee shall indicate the intended aquifer. If for multiple wells, each map location shall be clearly tied to a well log.

If a limited license is approved, the licensee shall give notice to the Department (Watermaster) at least 15 days in advance of using the water under the Limited License and shall maintain a record of use. The record of use shall include, but need not be limited to, an estimate of the amount of water used, the period of use and the categories of beneficial use to which the water is applied. During the period of the Limited License, the record of use shall be available for review by the Department upon request.

**A summary of review criteria and procedures that are generally applicable to these applications is available at: <http://www.oregon.gov/owrd/pages/pubs/forms.aspx>*

Mapping Requirements (OAR 690-340-0030):

- (1) A request for a limited license shall be submitted on a form provided by the Water Resources Department, and shall be accompanied by the following:
 - a. A site map of reproducible quality, drawn to a standard, even scale of not less than 2 inches = 1 mile, showing:
 - i. The locations of all proposed points of diversion referenced by coordinates or by bearing and distance to the nearest established or projected public land survey corner;
 - ii. The general course of the source for the proposed use, if applicable;
 - iii. Other topographical features such as roads, streams, railroads, etc., which may be helpful in locating the diversion points in the field.

REMARKS:

This request is for continued short-term use of water for the project initially authorized under LL-917 and continued under LL-1488

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For WRD Use Only

Exhibit "A"

DESCRIPTION OF PROPOSED PROJECT:

The project is to make artificial snow on the ski slopes at Mt. Hood Meadows Ski Resort in order to provide an adequate and safe surface for our customers. An existing infiltration gallery (single diversion) at a spring will be the point of diversion, which is shown on the accompanying map. Existing underground pipes (8" x 2,385, 4" x 1,360', 2" x 1,290') will be used plus temporary fire hose which is used to run water out to the snowmaking machine. The snowmaking machine is a SMI Superwizard. A portable inline booster pump (40 horsepower) will be located near the snowmaking machine to increase the PSI. The water is gravity fed to the in-line pump from the spring. Fire hose will be used in different locations to relocate the snowmaking machine within the place of use that is shown on the accompanying map

Township	Range	Section	¼ ¼
3S	9E	3	NW ¼ of SW ¼
3S	9E	3	SW ¼ of SW ¼
3S	9E	4	SE ¼
3S	9E	9	NE ¼ of NE ¼
3S	93	9	NW ¼ of NE ¼
3S	9E	10	NW ¼ of NW ¼
3S	9E	10	SW ¼ of NW ¼

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This page to be completed by the local Watermaster.

WATER AVAILABILITY STATEMENT

Name of Applicant: Meadows Utilities LLC Limited License Number: _____

1. To your knowledge, has the stream or basin that is the source for this application ever been regulated for prior rights? Yes No

If yes, please explain:

N/A

2. Based on your observations, would be there water available in the quantity and at the times needed to supply the use proposed by this application? Yes No

3. Do you observe this stream system during regular fieldwork? Yes No

If yes, what are your observations for the stream?

N/A

4. If the source is a well and if WRD were to determine that there is the potential for substantial interference with nearby surface water sources, would there still be ground water and surface water available during the time requested and in the amount requested without injury to existing water rights? Yes No N/A

What would you recommend for conditions on a limited license that may be issued approving this application?

The source spring is a tributary to East Fork Hood River. I would recommend the use be conditioned on the instream water rights for the East Fork Hood River being met at the gaging station operated by Meadows Utilities LLC near the confluence with the Middle Fork Hood River. This gage was required as a condition under permit S-53637. If the instream right are not being met, the use under the limited license should cease.

5. Any other recommendations you would like to make?

The applicant should keep written records of the instream flow at the gaging station any time they are making snow under the limited license. Copies of these records should be made available to OWRD upon request.

Signature Robert Wood WM District #: 3 Date: 3/14/2018

Application for Limited Water Use License/3

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Land Use Information Form



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
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 jurisdiction(s) 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. Please be aware that your application will not be approved without land use approval.

This form is NOT required if:

- 1) Water is to be diverted, conveyed, and/or used only on federal lands; **OR**
- 2) The application is for a water right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and all of the following apply:
 - a) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
 - b) The application involves a change in place of use only;
 - c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; and
 - d) The application involves irrigation water uses only.

NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for or modifying 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 Customer Service Group at 503-986-0801.

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Land Use Information Form



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
www.wrd.state.or.us

Applicant: Meadows Utilities LLC - Matthew Drake
First Last

Mailing Address: PO Box 470

Mt. Hood OR 97041 Daytime Phone: 503-972-8442
City State Zip

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. 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.

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
SEE	EXHIBIT	A	ATTACHED			<input 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	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	

List all counties and cities where water is proposed to be diverted, conveyed, and/or used or developed:

Hood River County

B. Description of Proposed Use

Type of application to be filed with the Water Resources Department:

- Permit to Use or Store Water
- Water Right Transfer
- Permit Amendment or Ground Water Registration Modification
- Limited Water Use License
- Allocation of Conserved Water
- Exchange of Water

Source of water: Reservoir/Pond Ground Water Surface Water (name) Spring

Estimated quantity of water needed: .27 cubic feet per second gallons per minute acre-feet

Intended use of water: Irrigation Commercial Industrial Domestic for _____ household(s)
 Municipal Quasi-Municipal Instream Other _____

Briefly describe:

Temporary snowmaking use

Note to applicant: If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt at the bottom of the next page and include it with the application filed with the Water Resources Department.

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See bottom of Page 3. →

For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested information

Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): OKS 197.390

Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) If approvals have been obtained but all appeal periods have not ended, check "Being pursued."

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	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

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

This project, due to its location on Federal land, is not subject to the requirements of the Hood River County Zoning Ordinance.

Name: MICHAEL KELLER Title: COMPLIANCE PLANNER
 Signature: M. Keller Phone: 541-887-4840 Date: 3/15/18
 Government Entity: HOOD RIVER COUNTY PLANNING DEPT.

Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

Receipt for Request for Land Use Information

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Applicant name: _____

City or County: _____ Staff contact: MAR 16 2018

Signature: _____ Phone: _____

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Land Use Information Form

Exhibit "A"

Township	Range	Section	¼ ¼	Tax Lot #	Water to be:	Proposed Land Use
3S	9E	3	NW ¼ of SW ¼		<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Snowmaking
3S	9E	3	SW ¼ of SW ¼		<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Snowmaking
3S	9E	4	SE ¼		<input checked="" type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	Snowmaking
3S	9E	9	NE ¼ of NE ¼		<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Snowmaking
3S	9E	10	NW ¼ of NW ¼		<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Snowmaking
3S	9E	10	SW ¼ of NW ¼		<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Snowmaking

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March 16, 2018

Elizabeth E. Howard
Admitted in Oregon, Washington and
North Dakota
T: 503-796-2093
C: 503-312-8765
ehoward@schwabe.com

HAND DELIVERED

Jerry Sauter
Oregon Water Resources Department
725 Summer Street, NE, Suite A
Salem, OR 97301

COPY!

RE: Application for Limited License – Meadows Utilities LLC
Limited License No. LL-1488 and LL-1489
Our File No. 110069-141738

Dear Jerry:

Enclosed for filing are applications for two limited licenses on behalf of Meadows Utilities LLC. We have enclosed the completed land use compatibility statements from Hood River County and the completed water availability report from Watermaster Bob Wood. Please deduct the application fees from our firm account at the Water Resources Department.

The applications requests a five-year limited license for the snowmaking use originally authorized under LL-917 and LL-854, and that were most recently authorized under LL-1488 and LL-1489, respectively. The enclosed applications contain details regarding the use, including the location of use, quantity of use, and point of diversion. Meadows requests this authorization by November 1, 2018, for the beginning of the 2018-2019 ski season.

Thank you for your assistance. If you have any questions or need any additional information, please let me know. Martha Pagel and I will serve as the agents and contact persons on the application, however, please use me as your first point of contact until further notice.

Sincerely,

SCHWABE, WILLIAMSON & WYATT, P.C.


Elizabeth E. Howard

EEH:cw
Enclosures
cc: Client
PDX\110069\141738\EEH\22405067.1

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