

**Oregon Water Resources Department
Water Rights Division**

Water Rights Application
Number S-81436

Proposed Final Order

Summary of Recommendation: The Department recommends that the attached draft permit be issued with conditions.

Additional Information Required: According to Department records, there is an existing water right, Certificate 73635, for Irrigation on the lands requested under this application. Before a permit may be issued for this application part or all of this existing right may need to be canceled or transferred.

Application History

On August 15, 1996, RIVERS WEST DEVELOPMENT INC. submitted an application to the Department for the following water use permit:

- Amount of Water: 5.0 ACRE-FEET (AF)
- Use of Water: RECREATIONAL VEHICLE PARK
- Source of Water: GALESVILLE RESERVOIR, CONSTRUCTED UNDER PERMIT R-9964, A TRIBUTARY OF COW CREEK
- Area of Proposed Use: DOUGLAS County within SECTION 7, TOWNSHIP 29 SOUTH, RANGE 5 WEST, W.M.
- Water Delivery System: According to the application, no diversion works are to be installed. The pump will be placed directly in the bottom of an existing pump site. There will be a submersible 1 horsepower, 19 gallon per minute pump. The pump will feed a 1 ½ inch PVC Schedule 80 pipe. This pipe will be underground protruding 4 feet from the river bank into the river, then running underground 150 feet to the water filtration system.

On 1/23/97, the Department mailed the applicant notice of its Initial Review, determining that the use of 5.0 AF for Industrial Use to supply a 150 unit commercial recreation vehicle park, from stored water only released from the Galesville Reservoir under a valid Douglas County Contract, may be allowed year round, or as further limited by contract. The applicant did not notify the Department to stop processing the application within 14 days of that date.

On 2/11/97, the Department gave public notice of the application in its weekly notice. The public notice included a request for comments, and information for interested persons about both obtaining future notices and a copy of the proposed final order.

No written comments were received within 30 days.

On February 19, 1997, an amendment to the application, requesting to change the location of the point of diversion, was received from the applicant.

In reviewing applications, the Department may consider any relevant sources of information, including the following:

- comments by or consultation with another state agency
- any applicable basin program
- any applicable comprehensive plan or zoning ordinance
- the amount of water available
- the rate and duty for the proposed use
- pending senior applications and existing water rights of record
- the Scenic Waterway requirements of ORS 390.835
- applicable statutes, administrative rules, and case law
- Additional Public Interest Standards for New Appropriations (OAR Chapter 690, Div. 33)
- any comments received

Findings of Fact

The Umpqua Basin Program allows the following uses: INDUSTRIAL USE FOR A 150-UNIT COMMERCIAL RECREATIONAL VEHICLE PARK FROM STORED WATER ONLY. The South Umpqua River is withdrawn from further appropriation, except for a few limited uses, during the period July 15 through September 30. However, the use of stored water is allowable during this period.

Senior water rights exist on THE SOUTH UMPQUA RIVER AND GALESVILLE RESERVOIR, TRIBUTARY OF THE UMPQUA RIVER, or on downstream waters.

THE SOUTH UMPQUA RIVER AND GALESVILLE RESERVOIR, TRIBUTARY OF THE UMPQUA RIVER, are not within or above a State Scenic Waterway.

Water may be appropriated from storage Year Round, or as further limited by contract with Douglas County.

The Department finds that no more than 5.0 AF would be necessary for the proposed use. The amount of water requested, 5.0 AF, is allowable.

There is no evidence in the record of the presence of game fish at the described point of diversion.

In accordance with OAR 690-33-330, an interagency team reviewed this proposed use for potential adverse impacts on sensitive, threatened and endangered fish populations. This team consisted of representatives from

the Oregon Departments of Water Resources (WRD), Environmental Quality, Fish and Wildlife (DFW), and Agriculture. WRD and DFW representatives included both technical and field staff.

The interagency team did not recommend that any additional conditions of use be imposed on this application.

Conclusions of Law

Under the provisions of ORS 537.153, the Department must presume that a proposed use will not impair or be detrimental to the public interest if the proposed use is allowed in the applicable basin program established pursuant to ORS 536.300 and 536.340 or given a preference under ORS 536.310(12), if water is available, if the proposed use will not injure other water rights and if the proposed use complies with rules of the Water Resources Commission.

The proposed use requested in this application is allowed in the Umpqua Basin Plan.

No preference for this use is granted under the provisions of ORS 536.310(12).

Water is available for the proposed use.

The proposed use will not injure other water rights.

The proposed use complies with rules of the Water Resources Commission.

The proposed use complies with the State Agency Agreement for land use.

For these reasons, the required presumption has been established.

Once the required presumption has been established, under the provisions of ORS 537.153(2) it may be overcome by a preponderance of evidence that either:

- (a) One or more of the criteria for establishing the presumption are not satisfied; or
- (b) The proposed use will impair or be detrimental to the public interest as demonstrated in comments, in a protest . . . or in a finding of the department that shows:
 - (A) The specific public interest under ORS 537.170(8) that would be impaired or detrimentally affected; and
 - (B) Specifically how the identified public interest would be impaired or detrimentally affected.

In this application, all criteria for establishing the presumption have been satisfied, as noted above. The presumption has not been overcome by a preponderance of evidence that the proposed use will impair or be detrimental to the public interest.

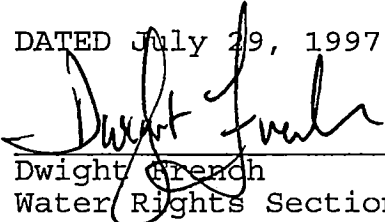
The Department therefore concludes that water is available in the amount necessary for the proposed use; the proposed use will not result in

injury to existing water rights; and the proposed use will not impair or be detrimental to the public interest as provided in ORS 537.170.

Recommendation

The Department recommends that the attached draft permit be issued with conditions.

DATED July 29, 1997


Dwight French
Water Rights Section Manager

Protest Rights

Under the provisions of ORS 537.153(6) or 537.621(7), you have the right to submit a protest against this proposed final order. Your protest must be in writing, and must include the following:

- Your name, address, and telephone number;
- A description of your interest in the proposed final order, and, if you claim to represent the public interest, a precise statement of the public interest represented;
- A detailed description of how the action proposed in this proposed final order would impair or be detrimental to your interest;
- A detailed description of how the proposed final order is in error or deficient, and how to correct the alleged error or deficiency;
- Any citation of legal authority to support your protest, if known; and
- If you are not the applicant, the \$200 protest fee required by ORS 536.050 and proof of service of the protest upon the applicant.
- If you are the applicant, a statement of whether or not you are requesting that a contested case hearing be held. If you do not request a hearing, the Department will presume that you do not wish for a hearing to be held.

Your protest must be received in the Water Resources Department no later than **September 12, 1997**.

After the protest period has ended, the Director will either issue a final order or schedule a contested case hearing. The contested case hearing will be scheduled only if a protest has been submitted and if

- upon review of the issues the director finds that there are significant disputes related to the proposed use of water, or
- the applicant requests a contested case hearing within 30 days after the close of the protest period.

LKS

DRAFT

This is not a permit!!!

DRAFT

STATE OF OREGON

COUNTY OF DOUGLAS

DRAFT PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS DRAFT PERMIT IS HEREBY ISSUED TO

RIVERS WEST DEVELOPMENT INC.
2201 WHISTLERS PARK RD.
ROSEBURG, OREGON 97470

PHONE: (541) 672-6289

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

APPLICATION FILE NUMBER: S-81436

SOURCE OF WATER: GALESVILLE RESERVOIR, CONSTRUCTED UNDER PERMIT R-9964,
TRIBUTARY TO COW CREEK

PURPOSE OR USE: INDUSTRIAL USE FOR A 150-UNIT COMMERCIAL RECREATIONAL
VEHICLE PARK FROM STORED WATER ONLY

MAXIMUM RATE/VOLUME ALLOWED: 5.0 ACRE-FEET

PERIOD OF USE: WATER MAY BE APPROPRIATED FROM STORAGE YEAR ROUND, OR AS
FURTHER LIMITED BY CONTRACT WITH DOUGLAS COUNTY

DATE OF PRIORITY: AUGUST 15, 1996

POINT OF DIVERSION LOCATION: NW 1/4 SW 1/4, SECTION 7, T29S, R5W, W.M.;
2150 FEET NORTH AND 1400 FEET EAST FROM SW CORNER, SECTION 7

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NW 1/4 SW 1/4

NE 1/4 SW 1/4

SE 1/4 SW 1/4

SECTION 7

TOWNSHIP 29 SOUTH, RANGE 5 WEST, 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 use of water under this right is subject to the terms and conditions of contract No. U&I 96-1 dated July 19, 1996 or a satisfactory replacement between the Douglas County and the applicant, a copy of which is on file in the records of the Water Resources Department.

In the event of a request for a change in point of appropriation, an additional point of appropriation or alteration of the appropriation facility associated with this authorized diversion, the quantity of water allowed herein, together with any other right, shall not exceed the capacity of the facility at the time of perfection of this right.

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.

STANDARD CONDITIONS

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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.

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.

Actual construction work shall begin within one year from permit issuance. Complete application of the water to the use shall be made on or before October 1, 2001.

Issued _____, 199_

DRAFT - THIS IS **NOT** A PERMIT

Water Resources Department
Director

January 23, 1997

RIVERS WEST DEVELOPMENT INC
2201 WHISTLERS PARK RD
ROSEBURG, OREGON 97470

Reference: File S-81436

Dear Applicant:

**THIS IS NOT A PERMIT AND IS
SUBJECT TO CHANGE AT NEXT PHASE OF PROCESS**

This letter is to inform you of the potential limitations to your proposed use of water and to describe some of your options. Based on the information you have supplied, the Water Resources Department has reached the following conclusions:

Initial Review Determinations:

1. Your application is complete and not defective.
2. The proposed use is not prohibited by law or rule.
3. The use of water from South Umpqua River, tributary to Umpqua River, for INDUSTRIAL USE (COMMERCIAL USE) is limited to October 1 through April 14 by rule [OAR 690-516-001(1)(e)], the Umpqua Basin Program; however, use of water released from STORAGE, namely from Galesville Reservoir, for INDUSTRIAL USE (COMMERCIAL USE) may be allowed year round, or as further limited by contract with Douglas County.
4. The use of 5.0 ACRE-FEET (AF) for INDUSTRIAL USE TO SUPPLY 150-UNIT COMMERCIAL RECREATIONAL VEHICLE PARK, under a valid Douglas County Contract for stored water from the Galesville Reservoir, may be allowed year round, or as further limited by contract.
5. The maps submitted to the Department with the application each appear to show different locations for the proposed point of diversion. A revised application map needs to be submitted to the Department. The revised map must clearly identify and show each of the required elements described in the enclosed Department Map Requirements. This includes identifying the coordinates, from a recognized public land survey corner, to the proposed point of diversion. The map must also show the location where



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

water is to be used in tax lot 1200 within each quarter quarter section. If applicable, the map must also show the location of main canals, ditches, pipelines or flumes. The map scale must also be clearly identified on the application map. Failure to submit a map with requested information within 30 days may result in rejection of this application.

6. There appears to be existing water rights for Irrigation on some of the same lands requested under this application. Before any permit may be issued for this application the existing water rights may need to be cancelled or transferred. This will be determined based upon the revised application map.

Summary of Initial Determinations

The use of 5.0 acre-feet for INDUSTRIAL USE TO SUPPLY 150-UNIT COMMERCIAL RECREATIONAL VEHICLE PARK, from stored water only released from the Galesville Reservoir under valid Douglas County Contract, may be allowed year round, or as further limited by contract.

Because of the Departments determination, your application can be moved to the next phase of the water rights application review process. However, due to #5 and 6 above your application will likely be limited as summarized above.

Please reference the application number when sending any correspondence regarding the conclusions of this initial review. Comments received within the comment period, will be evaluated at the next phase of the process.

At this time, you must decide whether to proceed or to withdraw your application as described below.

Withdrawal Refunds:

If you choose not to proceed, you may withdraw your application and receive a refund (minus a \$50 processing charge per application.) To accomplish this you must notify the Department in writing by **FEBRUARY 6, 1997**. For your convenience you may use the enclosed "STOP PROCESSING" form.

To Proceed With Your Application:

If you choose to proceed with your application, you do not have to notify the Department. Your application will automatically be placed on the Department's Public Notice to allow others the opportunity to comment. After the comment period the Department will complete a public interest review and issue a proposed final order.

If A Permit Is Issued It Will Likely Include The Following Conditions:

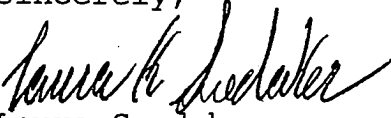
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2. You may be required to install fish screens at the diversion to meet Oregon Department of Fish and Wildlife specifications for adequate protection of aquatic life.
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4. The priority date for this application is August 15, 1996.
5. In the event of a request for a change in point of appropriation, an additional point of appropriation or alteration of the appropriation facility associated with this authorized diversion, the quantity of water allowed herein, together with any other right, shall not exceed the capacity of the facility at the time of perfection of this right.

WARNING: This initial review does not attempt to address various public interest issues such as sensitive, threatened, or endangered fish species. These issues will be addressed as the Department reviews public comments and prepares a proposed final order. You should be aware that, if significant public interest issues are found to exist, such a finding could have an impact on the eventual outcome of your application.

If you have any questions:

Feel free to call me at (503) 378-8455 ext. 331 or 1 (800) 624-3199 if you have any questions. Please have your application number available if you call.

Sincerely,



Laura Snedaker
Initial Reviewer

cc: Regional Manager, Watermaster, Water Availability
Section

enclosures: Flow Chart of Water Right Process
Stop Processing Form
Copy of Department Map Requirements
Copy of Applicant's Maps

wab 516-01057420
pou 516-01057420
gw n/a

14 Day Deadline (Rec'd Roseburg 5/20/97)

WATERMASTER'S DIVISION 33 REVIEW COMMENT WORK SHEET

Applicant's Name: **Rivers West Development**

Source of Water: **Surface Water**

Description of the Source **Galesville Reservoir**

- If from Surface Water, does the water at the proposed Diversion Location flow into another water body? **YES**
- If sometimes, describe the time period between
- Do you know of the source ever going dry in the area of the proposed diversion?
NO
- To your knowledge, has the requested source of water been regulated because of insufficient flow to satisfy existing water rights including instream water rights?
YES If yes, please explain **S. Umpqua Basin regulated nearly annually for 1974 instream rights, and annually for the S. Umpqua Basin Withdrawal**
- To the best of your knowledge, is there sufficient flow at the proposed point of diversion to satisfy all existing water rights and provide the quantity of water requested under this application? **YES , from storage.**
- Did you coordinate with staff from another agency to discuss the application?
Sent copy of this worksheet to Dave Harris, ODFW- Roseburg.
- Is mitigation an option? **n/a**
- If so, please describe:

Comments:

Gary L. Ball, Watermaster, Dist. 15

2/27/97

January 23, 1997

WATER
RESOURCES
DEPARTMENT

RIVERS WEST DEVELOPMENT INC
2201 WHISTLERS PARK RD
ROSEBURG, OREGON 97470

Reference: File S-81436

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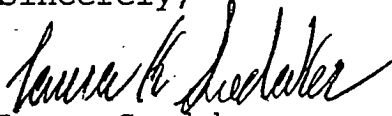
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Sincerely,



Laura Snedaker
Initial Reviewer

cc: Regional Manager, Watermaster, Water Availability
Section

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Stop Processing Form
Copy of Department Map Requirements
Copy of Applicant's Maps

wab 516-01057420
pou 516-01057420
gw n/a

FILE # 5-81436

INITIALS: IR

PFO

SPFO

PROTEST

FO

IR - STANDARD

REGION & DIST: (1 2 16 18 - NWR) (3 4 5 - NCR)

(6 8 9 10 - ER) (11 12 17 - SCR) (14 15 19 - SWR)

WATER AVAILABILITY

MAILERS INITIALS & DATE

IR PFO SPFO PROTEST FO

IR, PFO, SPFO, PROTEST, FO - CONDITIONAL

DIVISION 33-115 thru 140 Y / ODFW Co Col Riv Intertribal

Fish Comm; USF&W; NW Power Plan Council; & NMFS)

DIVISION 33-310 thru 340 Y / N (ODFW District Bio Wesleya Office

Agriculture; DEQ Office Wesleya Region WM IR Fact Sheet)

AGENT

PFO, SPFO, PROTEST, FO - STANDARD:

REGION & DIST: (see ir standard above)

ODFW COUNTY

PFO, SPFO, PROTEST, FO - CONDITIONAL

WATER AVAILABILITY Y / N

AGENT

\$10 Letter To:

OVER Y / N

IR CHECKLIST

Application #: S 81436 Vol Subbasin

Basin: 16 WAB: 01057420 POU-WAB

ownership 295 Range 5W Section 7 1/4 1/4

- 1. Completeness checklist verified. N or No Checklist
- 2. Indicators that the process should not continue (e.g. protest, items missing, letter to file indicating hold, or other) Y / N
- 3. Groundwater review A B C D 2 maps submitted show different location of "pump"
 - a. Is the well located in a groundwater limited area? Y / N
- 4. SWW Y / N Triage Y / N conditions/restrictions Y / N
- 5. Basin Program limitations? Y / N 690-516-001 (1) (c) Sumpqua
- 6. Withdrawn? Y / N season allowed Sumpqua however N/A since ^{release of} stored water
- 7. Basin Maps have been checked: Y / N The River Mile is Galesville R. > Sumpqua R.
- 8. Water Availability (50% < July 17, 1992 ** 80% [50% storage] > July 17, 1992) NA Stored water Release from Galesville Res.
- 9. Rate/Duty/Season
- 10. Use Commercial - 150 unit rec vehic park Period of Allowed Use
- 11. Priority Date(s) 8/15/96
- 12. B.O.R. project Y / N contract # W&F 96-1 dated 7/19/96
- 13. TMDL Basin? Y / N (Tualatin, Yamhill, Pudding) DIVISION 33 Y / N (Abv Bonn > July 17, 92 / Blw Bonn > April 18, 94 or June 3, 94) map dated 6/25/96
- 14. Conflicts Y / N May Shams same POD w/ S-21516 - review when revised map
- 15. Conditions? (BOR, GW, other) Y / N Douglas Co Contract, POD Submitted May 1996
- 16. Land use approval OK'd needs approval county notified NA Douglas Co. shaded POD condition
- 17. Watermaster Dist: (1 2 16 18 - NWR) (3 4 5 - NCR) (6 8 9 10 - ER) (11 12 17 - SCR) (14 15 19 SWR)
- 18. Letter will be Good Limited Bad. Bad w/IRshort because per Douglas County Contract
cc: Douglas County Planning Department
5.0 acre-feet * possible conflict w/ cert 73635 & 21868 (S-21516)

* Request POD coordinates
two maps submitted by applicant show different locations of "pump".

name: Kerry Lefever Date: 9/6/96

OREGON WATER RESOURCES DEPARTMENT
ADMINISTRATIVE RULES
CHAPTER 690
DIVISION 516
UMPQUA BASIN PROGRAM

Classifications

690-516-001

(1) The maximum economic development of this state, the attainment of the highest and best use of the waters of the Umpqua River Basin, and the attainment of an integrated and coordinated program for the benefit of the state as a whole will be furthered through utilization of the aforementioned waters only for domestic, livestock, municipal, irrigation, temperature control, power development, industrial, mining, recreation, wildlife, fish life uses, and pollution abatement; and the waters of the Umpqua River Basin are hereby so classified with the following exceptions:

(a) Preference shall be given to human consumption, livestock consumption and irrigation of non-commercial gardens not to exceed one-half acre in area for all the waters of the Umpqua River Basin over any other beneficial uses.

(b) The waters of the natural lakes of the Umpqua River Basin are classified only for the utilization of water for domestic, livestock, power development not to exceed 7-1/2 theoretical horsepower, and in-lake uses for recreation, wildlife, and fish life purposes.

(c) The waters of Roberts Creek and its tributaries were withdrawn by Water Resources Commission's Order of Withdrawal on October 4, 1991.

(d) The unappropriated waters of Lookingglass Creek and tributaries are withdrawn from further appropriation except for domestic and livestock watering uses under 5,000 gallons per day per appropriation and water legally stored and released from storage from June 1 through September 30 of each year, by the Water Policy Review Board's Order of Withdrawal dated August 5, 1983.

(e) The unappropriated waters of the South Umpqua River and tributaries, excluding Lookingglass and Roberts Creeks, are withdrawn from further appropriation except for human consumption, livestock consumption, irrigation of up to 1/2-acre non-commercial garden and water legally released from storage from July 15 through September 30 of each year, by the Water Policy Review Board's Order of Withdrawal dated April 29, 1985. This limitation shall not affect the withdrawals previously enacted by the Board for the waters of Roberts and Lookingglass Creeks.

(2) Applications for the use of the waters of the Umpqua River Basin shall not be accepted by any state agency for any purposes contrary to the classifications herein specified, and the granting of applications for such other purposes is declared to be prejudicial to the public interest, and the granting of applications for such other use would be contrary to this water-use program.

(3) Structures or works for utilization of the waters in accordance with the aforementioned classifications are also declared to be prejudicial to the public interest unless planned, constructed and operated in conformity with the applicable provisions of ORS 536.310; and any such structures or works which do not give cognizance to the multiple-purpose concept are further declared to be prejudicial to the public interest.

Minimum Perennial Streamflows

690-516-002

(1) For the purpose of maintaining minimum perennial streamflows sufficient to support aquatic life, no appropriations of water except for human consumption, livestock consumption and irrigation of non-commercial gardens not to exceed one-half acre in area and waters legally released from storage shall be made or granted by any state agency or public corporation of the state for the waters of the following streams when flows are at or below the levels specified in Table 1.

(2) The minimum perennial streamflows established by the October 24, 1958, Umpqua Basin program shall remain in effect over appropriations issued from October 24, 1958, to March 26, 1974.

Storage

690-516-003

All applications for appropriation of water for storage in structures impounding more than 3,000,000 gallons of water shall be reviewed by the Water Policy Review Board prior to approval. During the review, the Water Policy Review Board may establish additional minimum flows on the natural flow of the stream to support aquatic life or minimize pollution.

Out-of-Basin Appropriations

690-516-004

To support present and proposed Umpqua River Basin water resource development, no out-of-basin appropriation of the waters of the Umpqua River Basin shall be made or granted by any state agency or public corporation of the state without the prior approval of, and following a public hearing by, the Water Policy Review Board.

Water Quality

690-516-005

Rights to use of water granted by any state agency in accordance with this water-use program shall be issued only on the condition that any effluents or return flows from such uses shall not interfere with other beneficial uses of water.

NOTE: The Umpqua River Basin is delineated on State Water Resources Board Map 16.6, dated 1969, available from the Water Resources Department.

OREGON ADMINISTRATIVE RULES
WATER RESOURCES DEPARTMENT
CHAPTER 690
DIVISION 500
BASIN PROGRAMS

Basin Programs Preamble

690-500-010

(1) The Water Resources Commission is responsible for the establishment of policy and procedures for the use and control of the state's water resources. In executing this responsibility, the Commission develops, adopts and periodically modifies programs for the state's major drainage basins as shown in Figure 1.

(2) Basin programs are administrative rules which establish water management policies and objectives and which govern the appropriation and use of the surface and ground water within each of the respective basins. The rules classify surface and ground waters according to the uses which are permitted, may establish preferences among uses, may withdraw surface and ground waters from further appropriation, may reserve waters for specified future uses, and may establish minimum perennial streamflows. These rules are in addition to rules with statewide applicability which govern the allocation and use of water.

(3) The Commission has adopted programs for the following basins:

- (a) North Coast Basin (Division 501)
- (b) Willamette Basin (Division 502)
- (c) Sandy Basin (Included in Division 502)
- (d) Hood Basin (Division 504)
- (e) Deschutes Basin (Division 505)
- (f) John Day Basin (Division 506)
- (g) Umatilla Basin (Division 507)
- (h) Grand Ronde Basin (Division 508)
- (i) Powder Basin (Division 509)
- (j) Malheur - Owyhee Basins (Division 510)
- (k) Goose and Summer Lakes Basin (Division 513)
- (l) Rogue Basin (Division 515)
- (m) Umpqua Basin (Division 516)
- (n) South Coast Basin (Division 517)
- (o) Mid Coast Basin (Division 518)
- (p) Columbia River (Division 519)
- (q) Middle Snake River Basin (Division 520)

(4) Although the Commission has not adopted a comprehensive basin program for the waters of the Malheur Lake Basin, minimum perennial streamflows have been adopted for specified streams in the basin. These minimum perennial streamflows are in Division 512. Allocation and use of the waters of the basin also are subject to administrative rules with statewide applicability.

(5) The Commission has not adopted a comprehensive basin program for the waters of the Klamath Basin. Allocation and use of the waters of the basin are subject to administrative rules with statewide applicability and to the provisions of the Klamath River Basin Compact (ORS 542.62

Adopted 9-23-88 and renumbered from 690-80-000}

Definitions

690-500-020 Unless otherwise defined in a basin program, the following definitions apply in OAR Chapter 690, Divisions 501, 504-512, and 515-520 to any classification adopted prior to January 1, 1993:

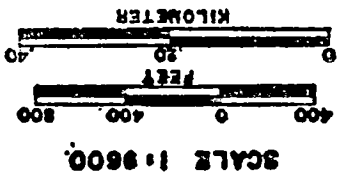
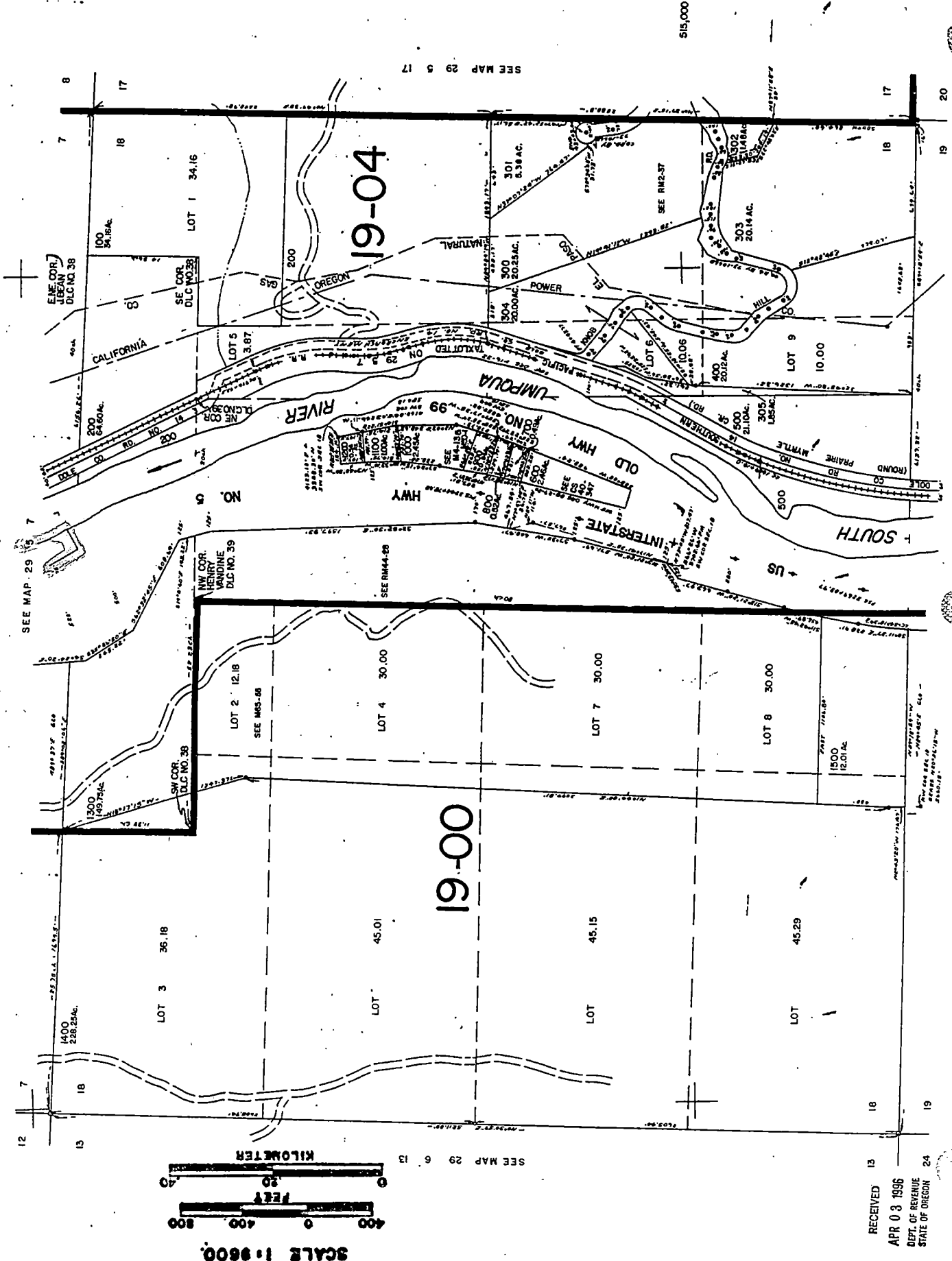
- (1) "Domestic use" means the use of water for domestic water use, group domestic water use, commercial water use of less than 5,000 gallons per day, or human consumption as defined in OAR 690-11-010.
- (2) "Fish culture or fish life use" means the use of water for aquatic life water uses as defined in OAR 690-11-010 and public uses related to fish culture or fish life water uses as defined in OAR 690-77-010.
- (3) "Industrial use" means the use of water for commercial water use or industrial water use as defined in OAR 690-11-010.
- (4) "Irrigation use" means the use of water for agricultural water use, cranberry use, irrigation, nursery operations use, or temperature control as defined in OAR 690-11-010.
- (5) "Livestock use" means the use of water for stockwater use as defined in OAR 690-11-010.
- (6) "Mining use" means the use of water for mining water use or placer mining as defined in OAR 690-11-010.
- (7) "Municipal use" means the use of water for commercial water use, municipal water uses, or quasi-municipal water uses as defined on OAR 690-11-010.
- (8) "Pollution abatement use" means the use of water for pollution abatement or prevention water use as defined in OAR 690-11-010 and public uses related to pollution abatement as defined in OAR 690-77-010.
- (9) "Power or power development use" means the use of water for power development water use as defined in OAR 690-11-010.
- (10) "Recreation use" means the use of water for recreation water use as defined in OAR 690-11-010 and public uses related to recreation uses as defined in OAR 690-77-010.
- (11) "Wildlife use" means the use of water for wildlife use as defined in OAR 690-11-010 and public uses related to wildlife uses as defined in OAR 690-77-010.

{adopted 10-1-93}

SECTION 18 T.29S. R.5W. W.M. DOUGLAS COUNTY

1" = 400'

This map was prepared for assessment purposes only



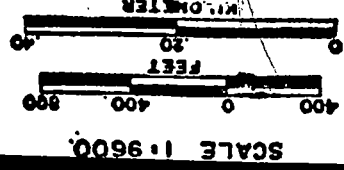
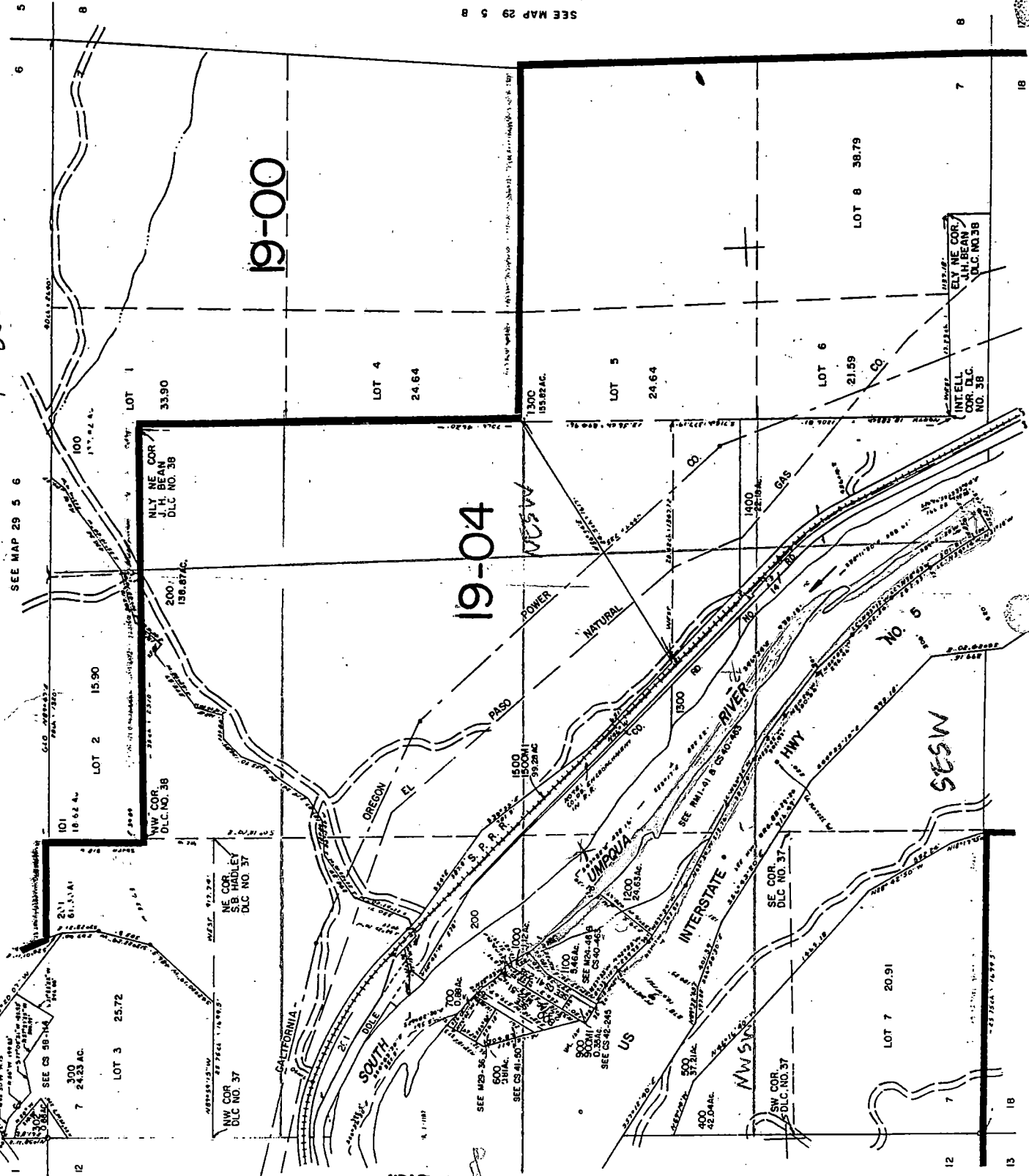
RECEIVED APR 03 1996 DEPT. OF REVENUE STATE OF OREGON 24

REVISED ON
5-28-96

SECTION 7 T29 S R5 W. WM.
DOUGLAS COUNTY

1" = 800'

This map was prepared for
assessment purposes only.

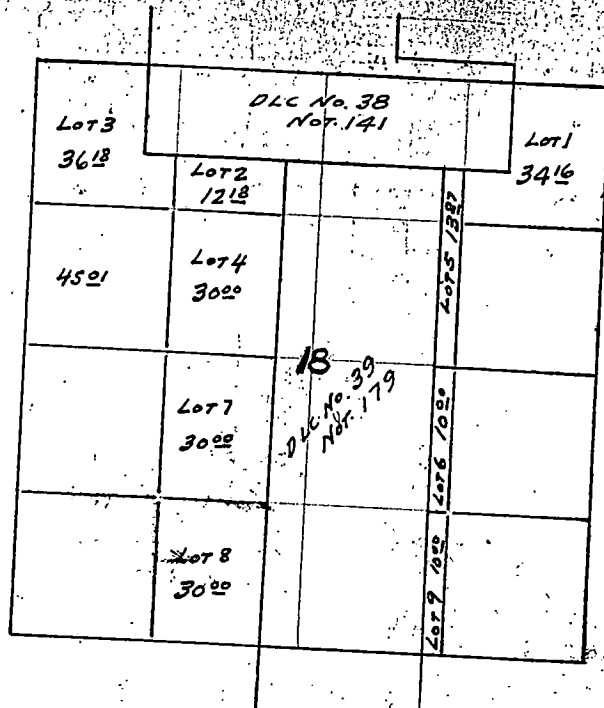


SEE MAP 29 6 12A

SEE MAP 29 6 12

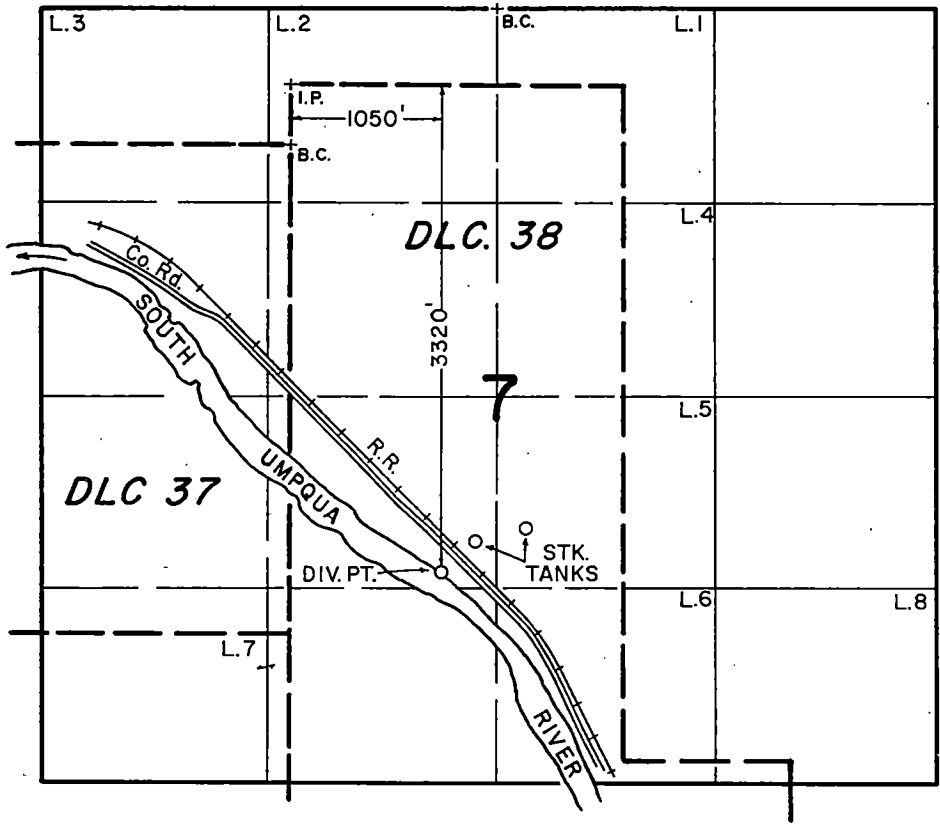
SEE MAP 29 5 8

520,000





T. 29 S., R. 5 W., W.M.



SCALE: 1" = 1320'

FINAL PROOF SURVEY
UNDER

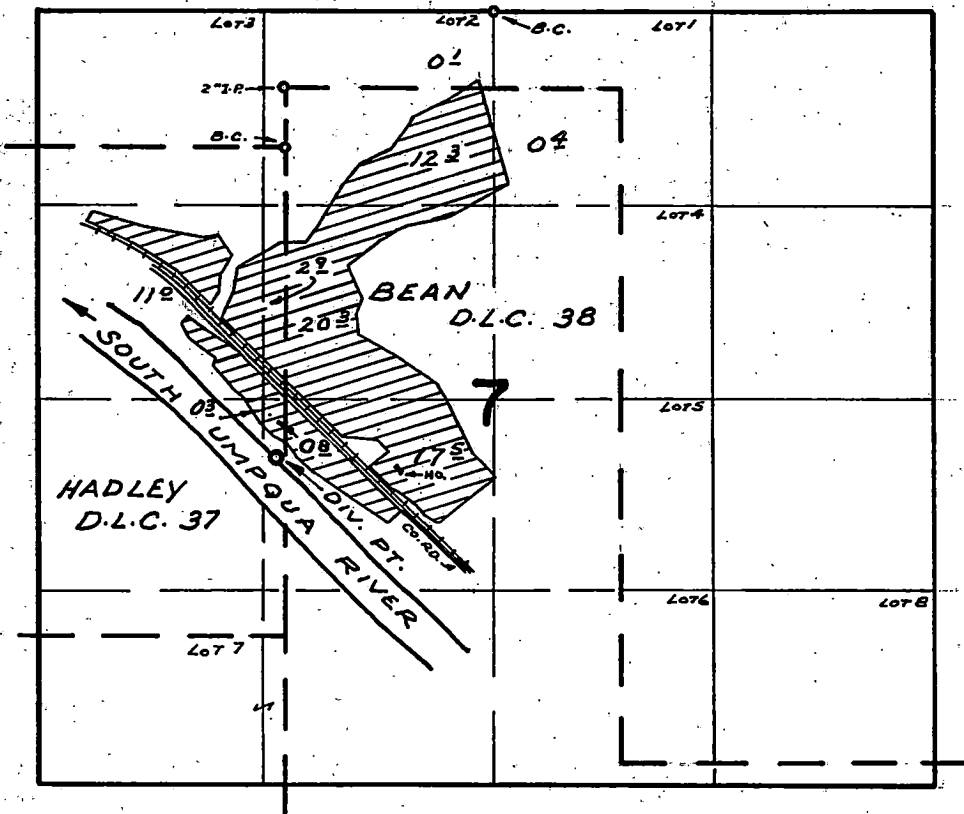
NCR

Application No. 68833... Permit No. 49907.....
IN NAME OF

JAMES BROCKMAN & MARJORIE WARD

Surveyed MARCH 15 1990., by .B.S. JAMES.....

T.29S.R.5W.W.M.



DIV. PT. LOC: 2120' S. & 60' W. FROM N.E. COR. HADLEY D.L.C. 37

FINAL PROOF SURVEY
UNDER

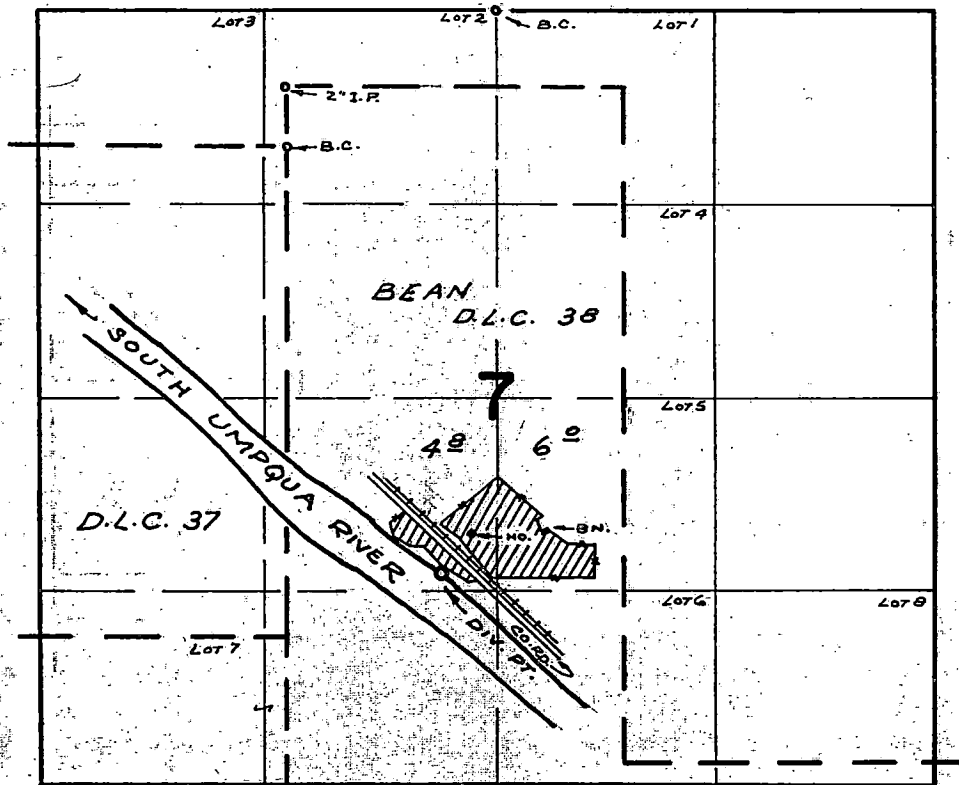
Application No. 46227 Permit No. 34537
IN NAME OF

NCR

KENNETH R. & GLENNA M. BARE

Surveyed MAY 9, 1972, by R. MUCKEN

T.29 S. R. 5 W. W.M.



DIV. PT. LOC. 3320' S. & 1050' E. FROM N.W. COR. BEAN. D.L.C. 38

FINAL PROOF SURVEY UNDER

NCR

Application No. 44899 Permit No. 33570
IN NAME OF

BERTHA L. BLACKERT

Surveyed MAY 2, 1972, by R. MUCKEN