

DEQ Division 33 Application Work Sheet — Human Consumption Exception

Date: August 21, 2018

Application #: S- 88643

Applicant's Name: John and Tina Cyphert

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):

North Umpqua River is water quality limited for temperature and flow modification.

The applicant failed to demonstrate that there are no reasonable alternative sources. Because there is a legal agreement among the State and County to allow a specific volumetric rate of water withdrawal from this waterbody, no mitigation for individual domestic users is being sought at this time to meet water quality standards.

Households should implement voluntary water conservation measures to the maximum extent practicable during the months of July, August, September and October.

Permit conditions should include appropriate in-line flow restrictor to ensure the permitted rate is not exceeded.

Name/Signature: Heather Tugaw (ODEQ)

Date: 8/21/2018

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