

Groundwater Application Review Summary Form

Application # G- 18764

GW Reviewer Phil Marcy Date Review Completed: 12/10/2018

Summary of GW Availability and Injury Review:

[] Groundwater for the proposed use is either over appropriated, will not likely be available in the amounts requested without injury to prior water rights, OR will not likely be available within the capacity of the groundwater resource per Section B of the attached review form.

Summary of Potential for Substantial Interference Review:

[] There is the potential for substantial interference per Section C of the attached review form.

Summary of Well Construction Assessment:

[] The well does not appear to meet current well construction standards per Section D of the attached review form. ~~Route~~ through Well Construction and Compliance Section.

at 12/18/18

This is only a summary. Documentation is attached and should be read thoroughly to understand the basis for determinations and for conditions that may be necessary for a permit (if one is issued).

[illegible]

OK
JLH

MEMO

To: Kristopher Byrd, Well Construction and Compliance Section Manager
From: Joel Jeffery, Well Construction Program Coordinator
Subject: Review of Water Right Application G-18764
Date: December 19, 2018

The attached application was forwarded to the Well Construction and Compliance Section by Water Rights. Phil Marcy reviewed the application. Please see Phil's Groundwater Review and the Well Log.

Applicant's Well #1 (BENT 55389): Based on a review of the Well Report, Applicant's Well #1 seems to protect the groundwater resource.

The construction of Well #1 may not satisfy hydraulic connection issues.

PUBLIC INTEREST REVIEW FOR GROUNDWATER APPLICATIONS

TO: Water Rights Section Date 12/10/2018
 FROM: Groundwater Section Phillip I. Marcy
 Reviewer's Name
 SUBJECT: Application G- 18764 Supersedes review of _____
 Date of Review(s)

PUBLIC INTEREST PRESUMPTION; GROUNDWATER

OAR 690-310-130 (1) *The Department shall presume that a proposed groundwater use will ensure the preservation of the public welfare, safety and health as described in ORS 537.525. Department staff review groundwater applications under OAR 690-310-140 to determine whether the presumption is established. OAR 690-310-140 allows the proposed use be modified or conditioned to meet the presumption criteria. This review is based upon available information and agency policies in place at the time of evaluation.*

A. GENERAL INFORMATION: Applicant's Name: Becki Sells County: Benton

A1. Applicant(s) seek(s) .0125 cfs from 1 well(s) in the Willamette Basin,
Muddy Creek subbasin

A2. Proposed use Irrigation Seasonality: Year-round (365 days)

A3. Well and aquifer data (**attach and number logs for existing wells; mark proposed wells as such under logid**):

Well	Logid	Applicant's Well #	Proposed Aquifer*	Proposed Rate(cfs)	Location (T/R-S QQ-Q)	Location, metes and bounds, e.g. 2250' N, 1200' E fr NW cor S 36
1	BENT 55389	1	Alluvium	0.0125	14S/5W-18 NE-NW	620.8'S, 2133.3'E fr NW cor S 18
2						
3						
4						
5						

* Alluvium, CRB, Bedrock

Well	Well Elev ft msl	First Water ft bls	SWL ft bls	SWL Date	Well Depth (ft)	Seal Interval (ft)	Casing Intervals (ft)	Liner Intervals (ft)	Perforations Or Screens (ft)	Well Yield (gpm)	Draw Down (ft)	Test Type
1	379	110	32	08/01/2016	140	0-19	0-19	NA	NA	30	NA	Air

Use data from application for proposed wells.

A4. **Comments:** Proposed POA well BENT 55389 is located in an area with extensive exposures of Spencer Formation rocks, which are reported on nearby logs as "grey sandstone".

A5. ☒ **Provisions of the** Willamette Basin rules relative to the development, classification and/or management of groundwater hydraulically connected to surface water ☐ **are**, or ☒ **are not**, activated by this application. (Not all basin rules contain such provisions.)

Comments: _____

A6. ☐ **Well(s) #** _____, _____, _____, _____, _____, tap(s) an aquifer limited by an administrative restriction. Name of administrative area: _____
 Comments: _____

B. GROUNDWATER AVAILABILITY CONSIDERATIONS, OAR 690-310-130, 400-010, 410-0070

B1. Based upon available data, I have determined that groundwater* for the proposed use:

- a. ☐ is over appropriated, ☐ is not over appropriated, or ☒ cannot be determined to be over appropriated during any period of the proposed use. * This finding is limited to the groundwater portion of the over-appropriation determination as prescribed in OAR 690-310-130;
- b. ☐ will not or ☐ will likely be available in the amounts requested without injury to prior water rights. * This finding is limited to the groundwater portion of the injury determination as prescribed in OAR 690-310-130;
- c. ☐ will not or ☐ will likely to be available within the capacity of the groundwater resource; or
- d. ☒ will, if properly conditioned, avoid injury to existing groundwater rights or to the groundwater resource:
 - i. ☒ The permit should contain condition #(s) 7C – 7 year measurement condition;
 - ii. ☐ The permit should be conditioned as indicated in item 2 below.
 - iii. ☐ The permit should contain special condition(s) as indicated in item 3 below;

- B2.
- a. ☐ Condition to allow groundwater production from no deeper than _____ ft. below land surface;
 - b. ☐ Condition to allow groundwater production from no shallower than _____ ft. below land surface;
 - c. ☐ Condition to allow groundwater production only from the _____ groundwater reservoir between approximately _____ ft. and _____ ft. below land surface;
 - d. ☐ Well reconstruction is necessary to accomplish one or more of the above conditions. The problems that are likely to occur with this use and without reconstructing are cited below. Without reconstruction, I recommend withholding issuance of the permit until evidence of well reconstruction is filed with the Department and approved by the Groundwater Section.

Describe injury –as related to water availability– that is likely to occur without well reconstruction (interference w/ senior water rights, not within the capacity of the resource, etc): _____

- B3. **Groundwater availability remarks:** There are no data to support a trend analysis of local groundwater elevations. The closest observation well is located roughly 1.75 miles to the NE, has a record of two measurements greater than eight years old, and not applicable to the proposed use. Development in this system should be accompanied by water level observations to ensure the ongoing stability of the system. Therefore, if a permit is issued, condition 7C is recommended.

C. GROUNDWATER/SURFACE WATER CONSIDERATIONS, OAR 690-09-040**C1. 690-09-040 (1):** Evaluation of aquifer confinement:

Well	Aquifer or Proposed Aquifer	Confined	Unconfined
1	Sandstone of the Spencer Fmn (McClaghry, 2010)	☐	☒
		☐	☐
		☐	☐
		☐	☐
		☐	☐

Basis for aquifer confinement evaluation: The fine-grained facies of the Spencer Formation were deposited in a deep-water marine environment, and are Eocene in age with low permeability. Movement of groundwater in this low-permeability bedrock is likely primarily fracture controlled. Confinement is suggested by the reported static groundwater elevation versus "first water" encountered at 110' BLS, however the construction of the well leaves open all lithologies below 19', which are likely contributing groundwater from upper horizons.

C2. 690-09-040 (2) (3): Evaluation of distance to, and hydraulic connection with, surface water sources. All wells located a horizontal distance less than ¼ mile from a surface water source that produce water from an unconfined aquifer shall be assumed to be hydraulically connected to the surface water source. Include in this table any streams located beyond one mile that are evaluated for PSI.

Well	SW #	Surface Water Name	GW Elev ft msl	SW Elev ft msl	Distance (ft)	Hydraulically Connected?			Potential for Subst. Interfer. Assumed?	
						YES	NO	ASSUMED	YES	NO
1	1	Reese Creek	347	289-311	3025	☒	☐	☐	☐	☒
						☐	☐	☐	☐	☐
						☐	☐	☐	☐	☐
						☐	☐	☐	☐	☐
						☐	☐	☐	☐	☐

Basis for aquifer hydraulic connection evaluation: No significant barriers to vertical migration of groundwater exist in the area, with the productive lithology incised by local streams. In addition, water-bearing zones in many nearby wells are coincident with the elevations of nearby surface waters (see attached cross-section).

Water Availability Basin the well(s) are located within: MUDDY CR > MARYS R - AB EVERGREEN CR

C3a. 690-09-040 (4): Evaluation of stream impacts for each well that has been determined or assumed to be **hydraulically connected and less than 1 mile** from a surface water source. Limit evaluation to instream rights and minimum stream flows that are pertinent to that surface water source, and not lower SW sources to which the stream under evaluation is tributary. Compare the requested rate against the 1% of 80% *natural* flow for the pertinent Water Availability Basin (WAB). If Q is not distributed by well, use full rate for each well. Any checked ☒ box indicates the well is assumed to have the potential to cause PSI.

Well	SW #	Well < ¼ mile?	Qw > 5 cfs?	Instream Water Right ID	Instream Water Right Q (cfs)	Qw > 1% ISWR?	80% Natural Flow (cfs)	Qw > 1% of 80% Natural Flow?	Interference @ 30 days (%)	Potential for Subst. Interfer. Assumed?
1	1	☐	☐	NA		☐	6.10	☐	<25%	☐
		☐	☐			☐		☐		☐
		☐	☐			☐		☐		☐
		☐	☐			☐		☐		☐
		☐	☐			☐		☐		☐
		☐	☐			☐		☐		☐
		☐	☐			☐		☐		☐
		☐	☐			☐		☐		☐

C3b. **690-09-040 (4):** Evaluation of stream impacts by total appropriation for all wells determined or assumed to be **hydraulically connected and less than 1 mile** from a surface water source. **Complete only if Q is distributed among wells.** Otherwise same evaluation and limitations apply as in C3a above.

	SW #		Qw > 5 cfs?	Instream Water Right ID	Instream Water Right Q (cfs)	Qw > 1% ISWR?	80% Natural Flow (cfs)	Qw > 1% of 80% Natural Flow?	Interference @ 30 days (%)	Potential for Subst. Interfer. Assumed?
			☐			☐		☐		☐
			☐			☐		☐		☐
			☐			☐		☐		☐
			☐			☐		☐		☐

Comments: Due to the low hydraulic conductivity of aquifer materials and the distance of surface waters from the proposed POA location, interference to the nearest stream is expected to be much less than 25% of the pumping rate after 30 days.

C4a. **690-09-040 (5):** Estimated impacts on **hydraulically connected surface water sources greater than one mile** as a percentage of the proposed pumping rate. Limit evaluation to the effects that will occur up to one year after pumping begins. This table encompasses the considerations required by 09-040 (5)(a), (b), (c) and (d), which are not included on this form. Use additional sheets if calculated flows from more than one WAB are required.

Non-Distributed Wells													
Well	SW#	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
		%	%	%	%	%	%	%	%	%	%	%	%
Well Q as CFS													
Interference CFS													
Distributed Wells													
Well	SW#	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
		%	%	%	%	%	%	%	%	%	%	%	%
Well Q as CFS													
Interference CFS													
		%	%	%	%	%	%	%	%	%	%	%	%
Well Q as CFS													
Interference CFS													
		%	%	%	%	%	%	%	%	%	%	%	%
Well Q as CFS													
Interference CFS													
		%	%	%	%	%	%	%	%	%	%	%	%
Well Q as CFS													
Interference CFS													
		%	%	%	%	%	%	%	%	%	%	%	%
Well Q as CFS													
Interference CFS													
(A) = Total Interf.													
(B) = 80 % Nat. Q													
(C) = 1 % Nat. Q													
(D) = (A) > (C)													
(E) = (A / B) x 100		%	%	%	%	%	%	%	%	%	%	%	%

(A) = total interference as CFS; (B) = WAB calculated natural flow at 80% exceed. as CFS; (C) = 1% of calculated natural flow at 80% exceed. as CFS; (D) = highlight the checkmark for each month where (A) is greater than (C); (E) = total interference divided by 80% flow as percentage.

Basis for impact evaluation: This section does not apply.

C4b. **690-09-040 (5) (b)** The potential to impair or detrimentally affect the public interest is to be determined by the Water Rights Section.

- C5. ☐ **If properly conditioned**, the surface water source(s) can be adequately protected from interference, and/or groundwater use under this permit can be regulated if it is found to substantially interfere with surface water:
- i. ☐ The permit should contain condition #(s) _____;
 - ii. ☐ The permit should contain special condition(s) as indicated in "Remarks" below;

C6. **SW / GW Remarks and Conditions:** _____

References Used: _____

McClaghry, J.D., Wiley, T.J., Ferns, M.L., and Madin, I.P., 2010, Digital Geologic Map of the Southern Willamette Valley, Benton, Lane, Linn, Marion, and Polk Counties, Oregon: Oregon Department of Geology and Mineral Industries Open-File Report O-10-03

Gannett and Caldwell, 1998, Geologic Framework of the Willamette Lowland Aquifer System, Oregon and Washington, USGS Professional Paper 1424-A

Conlon and Others, 2005, Ground-Water Hydrology of the Willamette Basin, Oregon, Scientific Report 2005-5168, USGS.

Hunt, B., 1999, Unsteady stream depletion from ground water pumping: Ground Water, v. 37, no. 1, p. 98-102.

D. WELL CONSTRUCTION, OAR 690-200

D1. Well #: _____ Logid: _____

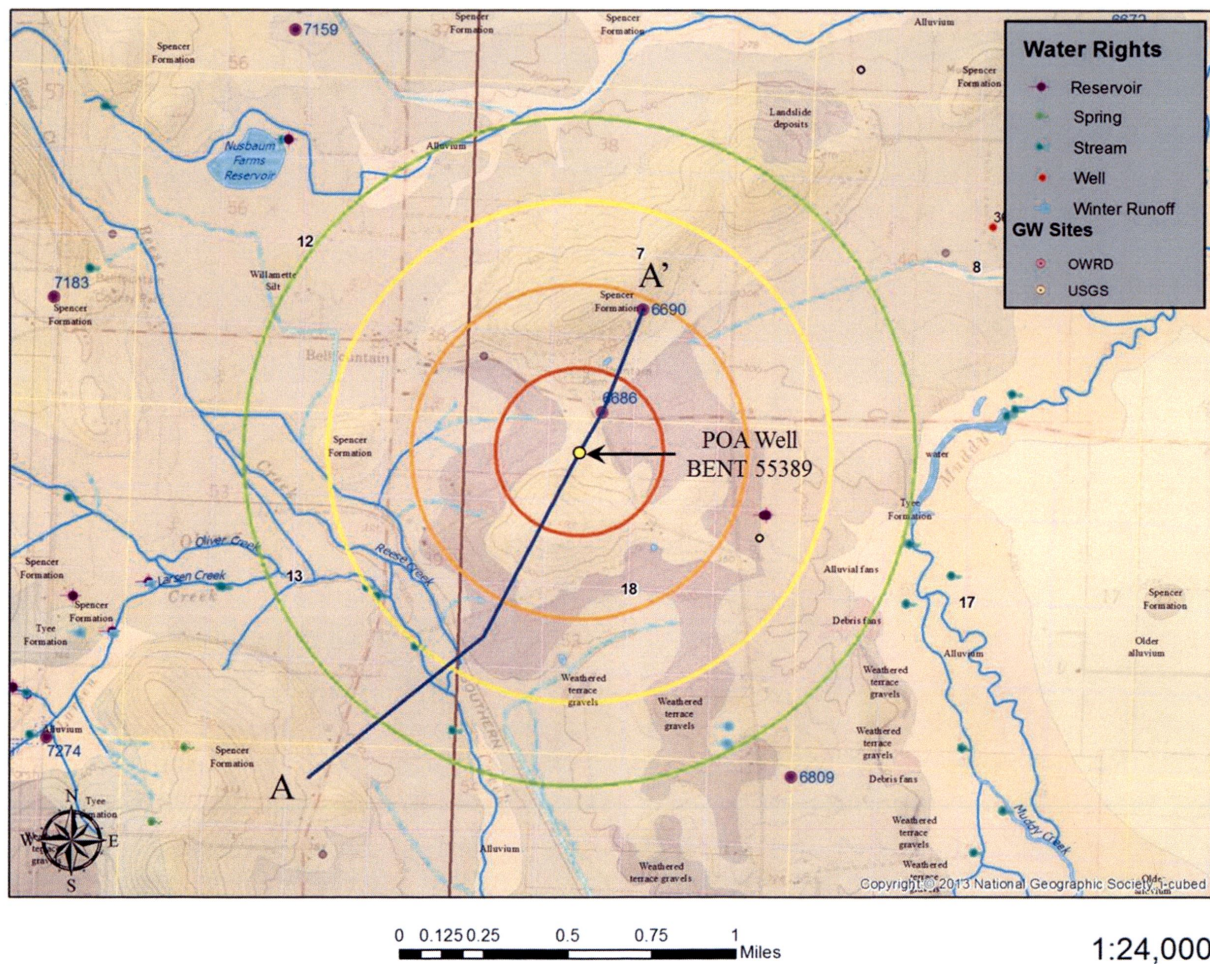
D2. **THE WELL does not appear to meet current well construction standards based upon:**

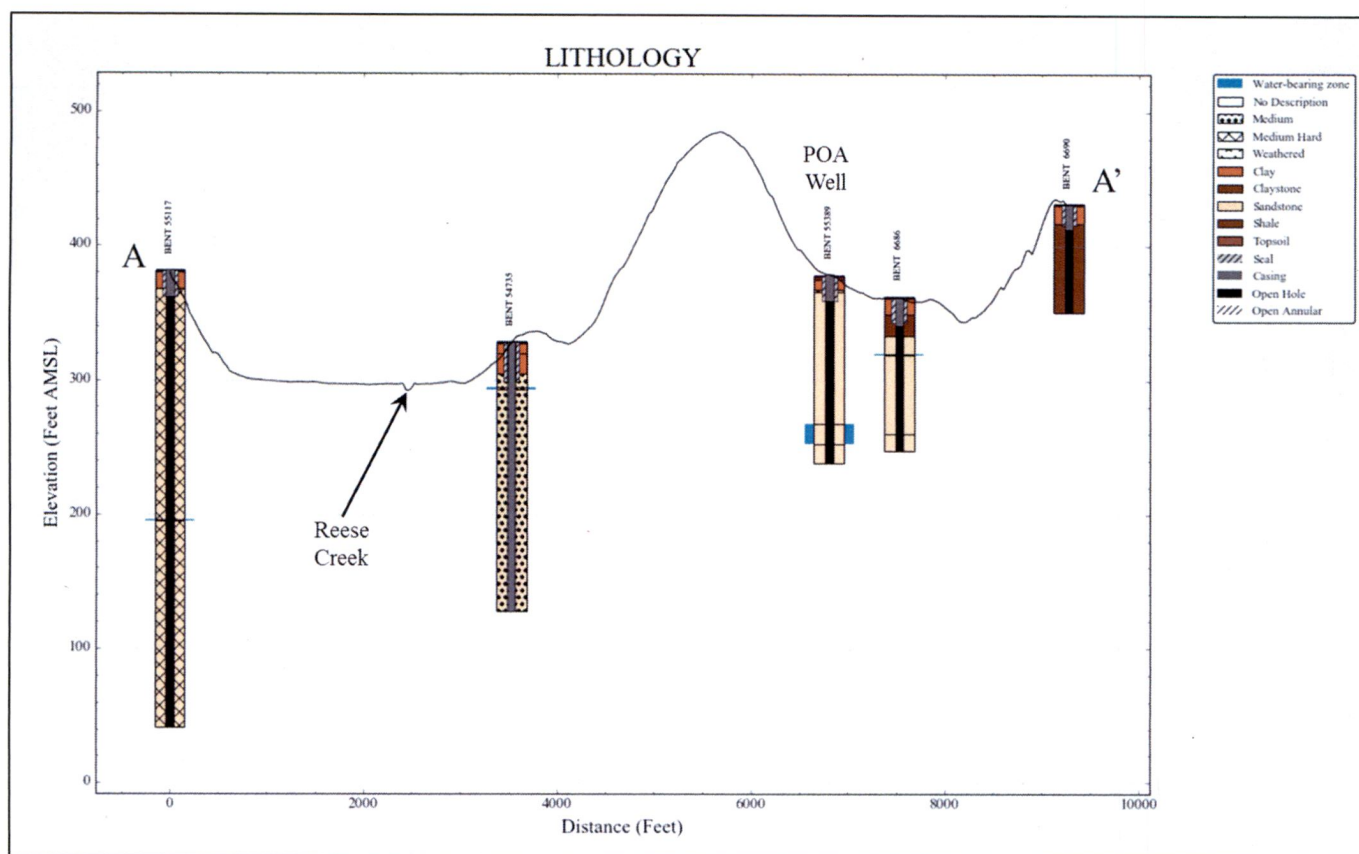
- a. ☐ review of the well log;
 b. ☐ field inspection by _____;
 c. ☐ report of CWRE _____;
 d. ☐ other: (specify) _____

D3. **THE WELL construction deficiency or other comment is described as follows:** _____D4. ☐ **Route to the Well Construction and Compliance Section for a review of existing well construction.****Water Availability Tables**

DETAILED REPORT ON THE WATER AVAILABILITY CALCULATION						
Watershed ID #: 30200320		MUDDY CR > MARYS R - AB EVERGREEN CR			Exceedance Level: 80	
Time: 9:25 AM		Basin: WILLAMETTE			Date: 12/10/2018	
Month	Natural Stream Flow	Consumptive Use and Storage	Expected Stream Flow	Reserved Stream Flow	Instream Requirements	Net Water Available
Monthly values are in cfs. Storage is the annual amount at 50% exceedance in ac-ft.						
JAN	168.00	3.39	165.00	0.00	0.00	165.00
FEB	191.00	3.06	188.00	0.00	0.00	188.00
MAR	166.00	2.72	163.00	0.00	0.00	163.00
APR	88.50	1.93	86.60	0.00	0.00	86.60
MAY	51.00	4.71	46.30	0.00	0.00	46.30
JUN	27.00	8.27	18.70	0.00	0.00	18.70
JUL	13.90	13.80	0.13	0.00	0.00	0.13
AUG	8.30	11.10	-2.77	0.00	0.00	-2.77
SEP	6.10	5.76	0.34	0.00	0.00	0.34
OCT	7.10	0.94	6.16	0.00	0.00	6.16
NOV	19.20	1.10	18.10	0.00	0.00	18.10
DEC	118.00	3.15	115.00	0.00	0.00	115.00
ANN	105,000	3,630	102,000	0	0	102,000

Well Location Map





THIS REPORT MUST BE SUBMITTED TO THE WATER RESOURCES DEPARTMENT WITHIN 30 DAYS OF COMPLETION OF WORK Form Version: