

IWR Application # 70293 Certificate # _____

STATE OF OREGON

WATER RESOURCES DEPARTMENT

**Application for Instream Water Right
by a State Agency**

There is no fee required for this application.

Applicant: Randy Fisher for Oregon Department of Fish and
Wildlife, PO Box 59, Portland, OR 97207

1. The name of the stream of the proposed instream water right is Emigrant Creek, a tributary of Silvies River (Malheur Lake Basin).
2. The public uses this instream water right is based upon include providing minimum flows for resident trout for migration, spawning, and juvenile rearing.
3. The amount of water needed by month for each category of public use is as follows:

USE(S): Migration, spawning, and juvenile rearing.

JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
<u>6</u>	<u>6/9</u>	<u>12</u>	<u>12</u>	<u>12</u>	<u>12/9</u>	<u>6</u>	<u>6</u>	<u>6</u>	<u>6</u>	<u>6</u>	<u>6</u>

4. The reach of the stream identified for an instream water right is from (upstream end) the mouth of L. Emigrant Creek, river mile 18, within the SE quarter of the SE quarter of Section 24, Township 20S, Range 27E W.M., in Harney County...

Downstream to the mouth of Cricket Creek, river mile 10.5, within the SE quarter of the NE quarter of Section 36, Township 20S, Range 28E W.M., in Harney County.

5. The method used to determine the requested amounts was the Oregon Method (minimums).
6. When were the following state agencies notified of the intent to file for the instream water right?

Dept. of Environmental Quality	Date: <u>13 Apr 90</u>
ODFW (Fish, Wldlf, and Habitat Div's)	Date: <u>13 Apr 90</u>
Parks and Recreation Division	Date: <u>13 Apr 90</u>

7. If possible, include recommendations for measuring locations or methods:

RECEIVED
APR 16 1990
WATER RESOURCES DEPT.
SALEM, OREGON

IWR Application # 70293 Certificate # _____

Placement of a flow gaging structure at or near (above) the mouth of Cricket Creek.

8. If possible, include recommendations for assisting the Water Resources Department (WRD) in measuring and monitoring procedures:

ODFW will assist the watermaster in establishing and implementing a monitoring program.

9. If possible, include other recommendations for methods or conditions necessary for managing the water right to protect the public uses [see OAR 690-77-020 (5)(c)]: None.

10. Remarks: None.

THIS APPLICATION MUST BE ACCOMPANIED BY A BASIN MAP WITH THE APPLICABLE LAKE OR STREAM REACH IDENTIFIED.

An instream water right may be allowed for an instream beneficial use of water subject to existing water rights with an effective date prior to the filing date of this application.

This type of beneficial use is for the benefit of the public and a certificate issued confirming an instream water right shall be held in trust by the Water Resources Department for the people of the State of Oregon, pursuant to ORS 537.341.

Date: April 13, 1990

Signed: _____

Mike Golden

Oregon Department of Fish and
Wildlife

Assistant Director

File: emigrnt1.app

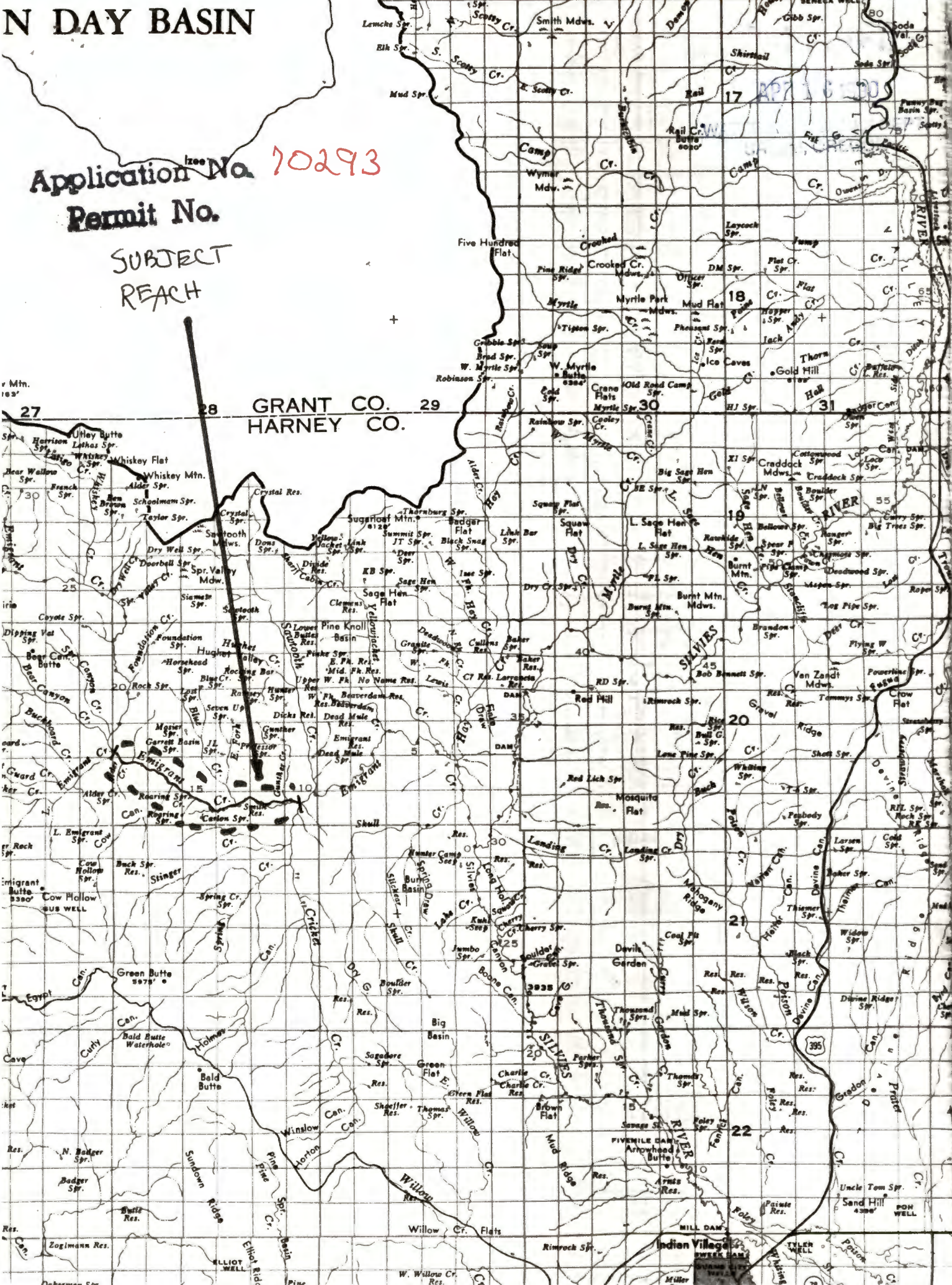
Received in the Office of Water Resources at Salem this 13th day of April,
19 90, at 12:12 o'clock, P. M.

N DAY BASIN

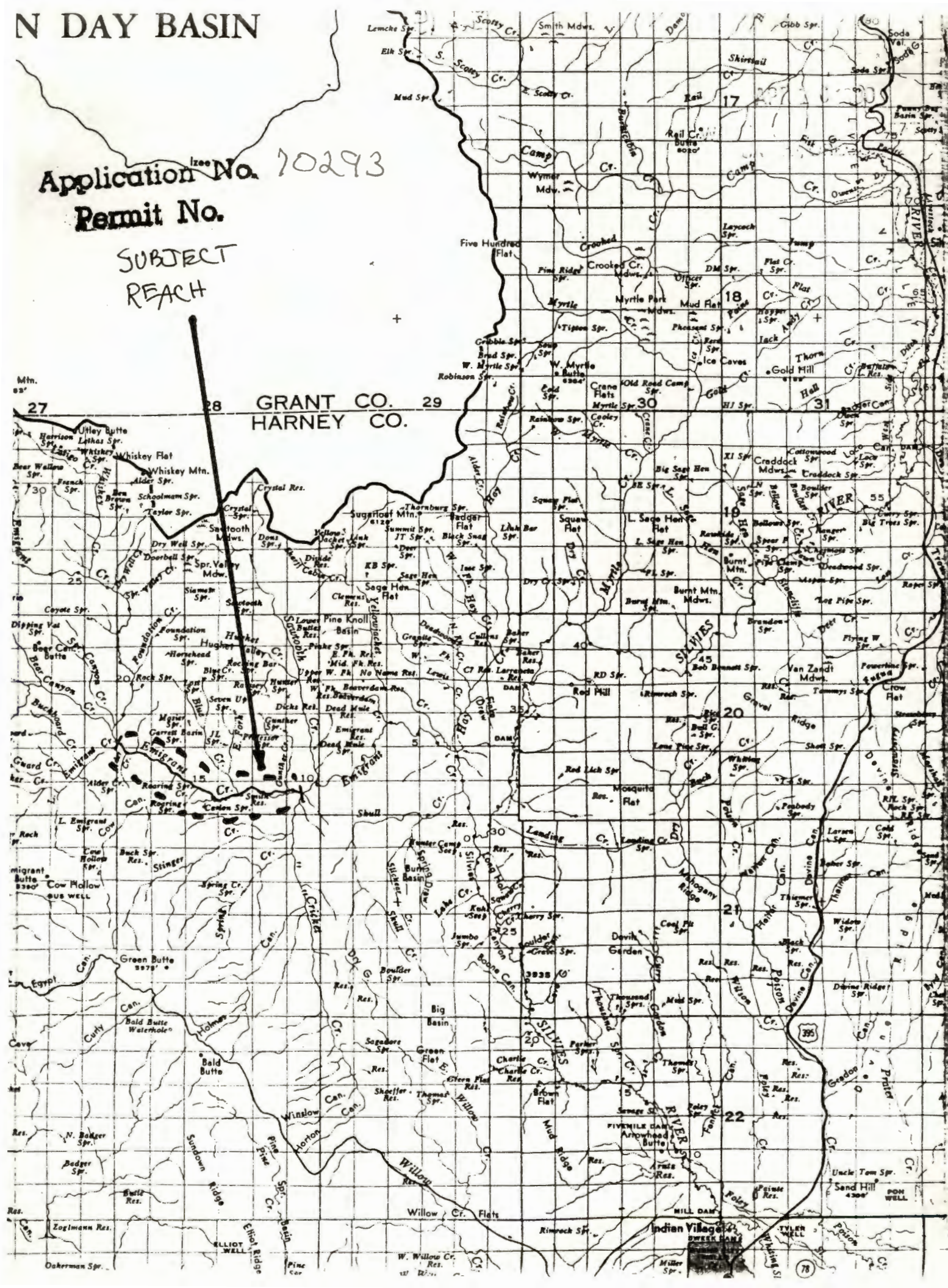
Application No. 70293

Permit No.

SUBJECT
REACH



SUBJECT
REACH



RECEIVEDIWR Application # 70293Certificate # APR 13 1990

STATE OF OREGON

WATER RESOURCES DEPARTMENT

WATER RESOURCES DEPT.
SALEM, OREGON**Application for Instream Water Right
by a State Agency**

There is no fee required for this application.

Applicant: Randy Fisher for Oregon Department of Fish and
Wildlife, PO Box 59, Portland, OR 97207

1. The name of the stream of the proposed instream water right is Emigrant Creek, a tributary of Silvies River (Malheur Lake Basin).
2. The public uses this instream water right is based upon include providing minimum flows for resident trout for migration, spawning, and juvenile rearing.
3. The amount of water needed by month for each category of public use is as follows:

USE(S): Migration, spawning, and juvenile rearing.

JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
6	6/9	12	12	12	12/9	6	6	6	6	6	6

4. The reach of the stream identified for an instream water right is from (upstream end) the mouth of L. Emigrant Creek, river mile 18, within the SE quarter of the SE quarter of Section 24, Township 20S, Range 27E W.M., in Harney County...

Downstream to the mouth of Cricket Creek, river mile 10.5, within the SE quarter of the NE quarter of Section 36, Township 20S, Range 28E W.M., in Harney County.

5. The method used to determine the requested amounts was the Oregon Method (minimums).
6. When were the following state agencies notified of the intent to file for the instream water right?

Dept. of Environmental Quality
ODFW (Fish, Wldlf, and Habitat Div's)
Parks and Recreation Division

Date: 13 Apr 90
Date: 13 Apr 90
Date: 13 Apr 90

7. If possible, include recommendations for measuring locations or methods:

RECEIVED

APR 13 1990

IWR Application #

70293

Certificate #

WATER RESOURCES DEPT.
SALEM, OREGONPlacement of a flow gaging structure at or near (above) the mouth of Cricket Creek.

8. If possible, include recommendations for assisting the Water Resources Department (WRD) in measuring and monitoring procedures:

ODFW will assist the watermaster in establishing and implementing a monitoring program.

9. If possible, include other recommendations for methods or conditions necessary for managing the water right to protect the public uses [see OAR 690-77-020 (5)(c)]: None.

10. Remarks: None.

THIS APPLICATION MUST BE ACCOMPANIED BY A BASIN MAP WITH THE APPLICABLE LAKE OR STREAM REACH IDENTIFIED.

An instream water right may be allowed for an instream beneficial use of water subject to existing water rights with an effective date prior to the filing date of this application.

This type of beneficial use is for the benefit of the public and a certificate issued confirming an instream water right shall be held in trust by the Water Resources Department for the people of the State of Oregon, pursuant to ORS 537.341.

Date:

April 13, 1990

Signed:

Mike Golden

Oregon Department of Fish and
Wildlife

Assistant Director

File: emigrnt1.app

Received in the Office of Water Resources at Salem this 13th day of April,
1990, at 12:12 o'clock, p. M.

N DAY BASIN
RECEIVED

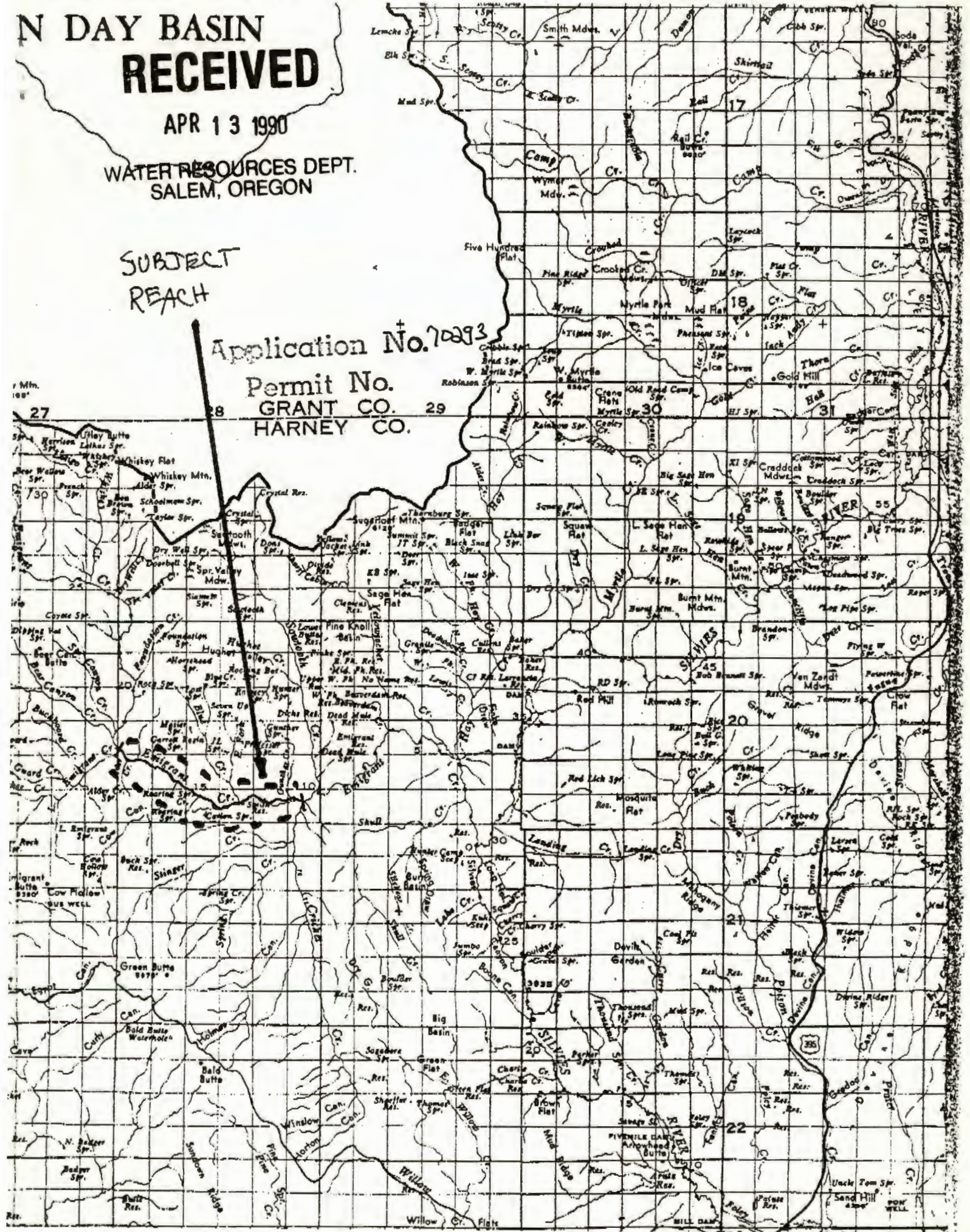
APR 13 1990

WATER RESOURCES DEPT.
SALEM, OREGON

SUBJECT
REACH

Application No. 70293

Permit No.
GRANT CO. 29
HARNEY CO.





Department of Fish and Wildlife

P.O. BOX 59, PORTLAND, OREGON 97207

RECEIVED

APR 13 1990

WATER RESOURCES DEPT.
SALEM, OREGON

April 13, 1990

Application No. 70293
Permit No.

Jake Szramek
Water Resources Department
3850 Portland Rd., NE
Salem, OR 97310

Dear Jake:

Attached is an Instream Water Right application for:

Emigrant Creek, Silvies River

Sincerely,

Albert H. Mirati, Jr.
Instream Water Right Coordinator
Habitat Conservation Division

Appendix I
Emigrant Creek
Recommended
minimum flow



P.O. Box 59
Portland, OR
97207

OREGON DEPARTMENT
OF FISH & WILDLIFE

RECEIVED

APR 13 1990

WATER RESOURCES DEPT.
SALEM, OREGON

FAX transmittal
cover sheet
OFFICE OF PUBLIC AFFAIRS
Portland, OR
(503) 229-6134 FAX

Application No. 70293

Permit No. _____

DATE: 13 APR 90

TO: JAKE SZRAMEK, WRD

FAX #
378-8130

FROM: AL MIRATI, ODFW

OFFICE PHONE # 229-5400 ext 438

SUBJECT: IWR application; Emigrant Creek

PAGES TO FOLLOW: 4

COMMENTS
OR INSTRUCTIONS:

Original to follow by mail.

RECEIVED

IWR Application #

70293

Certificate #

APR 13 1990

STATE OF OREGON

WATER RESOURCES DEPT.
SALEM, OREGON

WATER RESOURCES DEPARTMENT

**Application for Instream Water Right
by a State Agency**

There is no fee required for this application.

Applicant: Randy Fisher for Oregon Department of Fish and
Wildlife, PO Box 59, Portland, OR 97207

1. The name of the stream of the proposed instream water right is Emigrant Creek, a tributary of Silvies River (Malheur Lake Basin).
2. The public uses this instream water right is based upon include providing minimum flows for resident trout for migration, spawning, and juvenile rearing.
3. The amount of water needed by month for each category of public use is as follows:

USE(S): Migration, spawning, and juvenile rearing.

JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
6	6/9	12	12	12	12/9	6	6	6	6	6	6

4. The reach of the stream identified for an instream water right is from (upstream end) the mouth of L. Emigrant Creek, river mile 18, within the SE quarter of the SE quarter of Section 24, Township 20S, Range 27E W.M., in Harney County...

Downstream to the mouth of Cricket Creek, river mile 10.5, within the SE quarter of the NE quarter of Section 36, Township 20S, Range 28E W.M., in Harney County.

5. The method used to determine the requested amounts was the Oregon Method (minimums).
6. When were the following state agencies notified of the intent to file for the instream water right?

Dept. of Environmental Quality
ODFW (Fish, Wldlf, and Habitat Div's)
Parks and Recreation Division

Date: 13 Apr 90
Date: 13 Apr 90
Date: 13 Apr 90

7. If possible, include recommendations for measuring locations or methods:

RECEIVED

APR 13 1990

IWR Application #

70293

Certificate #

WATER RESOURCES DEPT.
SALEM, OREGONPlacement of a flow gaging structure at or near (above) the mouth of Cricket Creek.

8. If possible, include recommendations for assisting the Water Resources Department (WRD) in measuring and monitoring procedures:

ODFW will assist the watermaster in establishing and implementing a monitoring program.

9. If possible, include other recommendations for methods or conditions necessary for managing the water right to protect the public uses [see OAR 690-77-020 (5)(c)]: None.

10. Remarks: None.

THIS APPLICATION MUST BE ACCOMPANIED BY A BASIN MAP WITH THE APPLICABLE LAKE OR STREAM REACH IDENTIFIED.

An instream water right may be allowed for an instream beneficial use of water subject to existing water rights with an effective date prior to the filing date of this application.

This type of beneficial use is for the benefit of the public and a certificate issued confirming an instream water right shall be held in trust by the Water Resources Department for the people of the State of Oregon, pursuant to ORS 537.341.

Date:

April 13, 1990

Signed:

Mike GoldenOregon Department of Fish and
Wildlife

Assistant Director

File: emigrnt1.app

Received in the Office of Water Resources at Salem this 13th day of April,
1990, at 12:12 o'clock, P. M.

APR 13 1990

WATER RESOURCES DEPT.
SALEM, OREGON

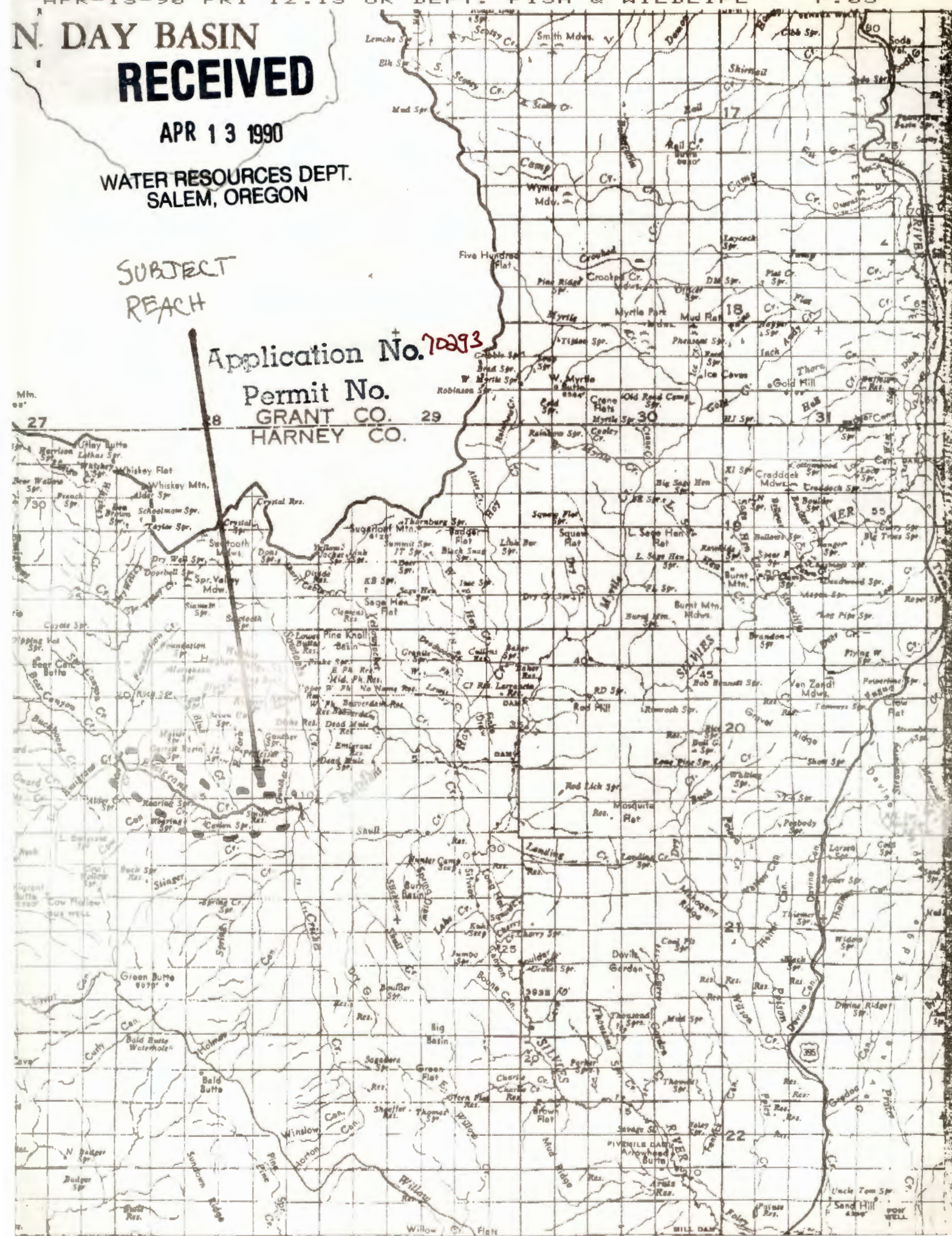
SUBJECT
REACH

Application No. 70293

Permit No.

GRANT CO.

HARNEY CO.





Department of Fish and Wildlife

P.O. BOX 59, PORTLAND, OREGON 97207

RECEIVED

APR 16 1990

WATER RESOURCES DEPT.
SALEM, OREGON

April 13, 1990

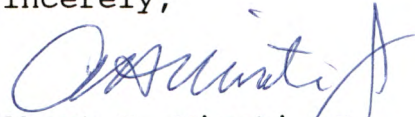
Jake Szramek
Water Resources Department
3850 Portland Rd., NE
Salem, OR 97310

Dear Jake:

Attached is an Instream Water Right application for:

Emigrant Creek, Silvies River

Sincerely,



Albert H. Mirati, Jr.
Instream Water Right Coordinator
Habitat Conservation Division