



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.: LL-1802

Applicant Information

NAME <u>PACIFICORP, AN OREGON CORPORATION</u>		PHONE (HM) <u>503-813-6143</u>	
PHONE (WK) <u>503-813-5700</u>	CELL		FAX
ADDRESS <u>825 NE MULTNOMAH STR., #1700</u>			
CITY <u>PORTLAND</u>	STATE <u>OR</u>	ZIP <u>97232</u>	E-MAIL * <u>PROPERTY.MANAGEMENT@PACIFICORP.COM</u>

Agent Information

NAME <u>JORDANA TAYLOR</u>		PHONE <u>503-813-6143</u>		FAX
ADDRESS <u>825 NE MULTNOMAH STR.</u>		CELL		
CITY <u>PORTLAND,</u>	STATE <u>OR</u>	ZIP <u>97232</u>	E-MAIL * <u>JORDANA.TAYLOR@PACIFICORP.COM</u>	

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:** KLAMATH RIVER a tributary of PACIFIC OCEAN
- AMOUNT OF WATER** to be diverted;
Maximum and instantaneous rate (cubic feet or gallons per minute): 500 CFS
Total volume (gallons or acre-feet): _____ If water is to be used from more than one source, give the quantity from each: _____
- INTENDED USE(S) OF WATER:** (check all that apply)

- ☐ Road construction or maintenance
- ☐ General construction
- ☐ Forestland and rangeland management; or

☒ Other: HYDROELECTRIC POWER GENERATION @ JC BOYLE PLANT

- 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: PACIFICORP IS REQUESTING

ADDITIONAL FLOW OF 500 CFS TO SUPPLEMENT ITS EXISTING RIGHT OF 2500 CFS WHICH IS ALLOWED UNDER HE-180. THE ADDITIONAL FLOW WILL PROVIDE FOR ADDITIONAL POWER GENERATION WHEN THERE IS AVAILABLE WATER CONSISTANT WITH INTERIM MEASURE NO. 14 OF THE KLAMATH HYDROELECTRIC SETTLEMENT AGREEMENT.

- PROJECT SCHEDULE:** (List day, month, and year)

Date water use will begin: DECEMBER 1, 2019

Date water use will be completed: UPON TERMINATION OF LICENSE

Months of the year water would be diverted and used: DECEMBER THRU NOVEMBER

If for other than irrigation from stored water, how and where will water be discharged after use:

Jordana Taylor
Applicant Signature

JORDANA TAYLOR
SENIOR PROPERTY SPECIALIST 9-9-2019
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:

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For WRD Use Only

This page to be completed by the local Watermaster.

WATER AVAILABILITY STATEMENT

Name of Applicant: _____ Limited License Number: LL-1802

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:

2. Based on your observations, would there be 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?

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?

5. Any other recommendations you would like to make?

Signature _____ WM District #: _____ Date: _____

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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: PACIFICORP, AN OREGON CORPORATION

First

Last

Mailing Address: 825 NE MULTNOMAH STREET

PORTLAND
City

OR
State

97232
Zip

Daytime Phone: 503-813-6143

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:
						☐ Diverted	☐ Conveyed	☐ Used	
						☐ Diverted	☐ Conveyed	☐ Used	
						☐ Diverted	☐ Conveyed	☐ Used	
						☐ Diverted	☐ Conveyed	☐ Used	

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

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) KLAMATH RIVER

Estimated quantity of water needed: 500 ☒ 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:

HYDROELECTRIC PROJECT

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): Land Dev. Code Article 55.02.5(8)
- ☐ 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:	
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ 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.

Name: Mark Gallagher Title: Planning Director
 Signature: Mnh Gallagher Phone: 541-851-3668 Date: 9-5-19
 Government Entity: Klamath County - Planning

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

Applicant name: _____
 City or County: _____ Staff contact: _____
 Signature: _____ Phone: _____ Date: _____

Revised 2/8/2010

Land Use Information Form - Page 3 of 3

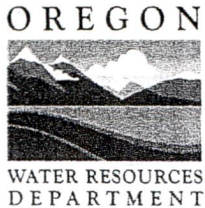
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11-1802



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Date Received (Date Stamp Here)

OWRD Over-the-Counter Submission Receipt

Applicant Name(s) & Address: Pacificorp

Po Box 3040 Portland, OR 97208

Transaction Type: Limited License

Fees Received: \$ 280.00

☐ Cash

☒ Check:

Check No. 0726

Name(s) on Check: Same

Address on Check: Same

Thank you for your submission. Oregon Water Resources Department (Department) staff will review your submittal as soon as possible.

If your submission is determined to be complete, you will receive a receipt for the fees paid and an acknowledgement letter stating your submittal is complete.

If determined to be incomplete, your submission and the accompanying fees will be returned with an explanation of deficiencies that must be addressed in order for the submittal to be accepted.

If you have any questions, please feel free to contact the Department's Customer Service staff at 503-986-0801 or 503-986-0810.

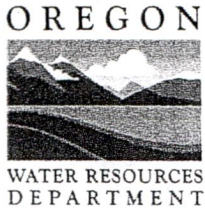
Sincerely,

OWRD Customer Service Staff

Submission received by: [Signature]
(Name of OWRD staff)

Instructions for OWRD staff:

- Complete this Submission Receipt, and make two (2) copies. Place one copy with the check/cash; and place the other copy with the submission (i.e., the application or other document).
- Date-stamp all pages. (NOTE: Do not stamp check.)
- Give this original Submission Receipt to the applicant.
- Record Submission Receipt information on the "RECEIVED OVER THE COUNTER" log sheet.
- Place the Submission Receipt with check/cash in the small top drawer (i.e., "Fiscal Pick Up Drawer"). Place the Submission Receipt with submission (application/other document) in the large bottom drawer.



Date Received (Date Stamp Here)

OWRD Over-the-Counter Submission Receipt

Applicant Name(s) & Address:

PacificCorp
PO Box 3040 Portland OR 97208

Transaction Type:

Limited License

Fees Received: \$

28000

☐ Cash

☒ Check:

Check No.

0726

Name(s) on Check:

Sam

Address on Check:

Sam

Thank you for your submission. Oregon Water Resources Department (Department) staff will review your submittal as soon as possible.

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[Signature]

(Name of OWRD staff)

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825 N.E. Multnomah, Suite 1700
Portland, Oregon 97232
503-813-5700
Property.Management@PacifiCorp.com

September 9, 2018

Via Email: Mary.S.Grainey@oregon.gov

Via UPS 2 Day Delivery

Mary S. Grainey
State of Oregon Water Resources Dept.
725 Summer Street NE, Suite A
Salem, Oregon 97301-1271

*Re: Limited Water Use License Application for JC Boyle Hydroelectric Plant
in Klamath County, Oregon*

Dear Ms. Grainey:

PacifiCorp understands that the department continues efforts to revise PacifiCorp's current water right for 2500 cfs at JC Boyle (HE-180) to include the additional 500 cfs which will make the total allowed flowage right 3000 cfs.

The following items are enclosed for your review:

- Application for a limited water use license requesting the license period begins on December 1, 2019.
- Land Use Information Form signed by Mark Gallagher, Planning Director for Klamath County, Oregon.
- Four (4) copies of the map illustrating the locations of the JC Boyle facilities

PacifiCorp has not contacted the local water master to complete the water availability statement since the Oregon Water Resources Department has previously made that contact with respect to these limited license applications. Please advise if you would like PacifiCorp to contact the water master concerning this application after all.

Finally, I have also enclosed a check in the amount of \$280.00 to pay for the application fee.

Please feel free to contact me by telephone at 503-813-6143 or via email at Jordana.Taylor@PacifiCorp.com if you have any questions.

Sincerely,

A handwritten signature in cursive script that reads "Jordana T. Taylor".

Jordana T. Taylor
Property Agent
PacifiCorp Property Management

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