

Application No. 79277  
Permit No. REJECT  
Certificate No. \_\_\_\_\_  
Stream Index, Page No. 14

FEES PAID		
Date	Amount	Receipt No.
<u>4-24-95</u>	<u>400.-</u>	<u>123800</u>
FEES REFUNDED		
Date	Amount	Check No.

N 7-15-96 | 400.00 | 001178

FILE#: S 79277  
U.S. BUREAU OF LAND MANAGEMENT  
3040 BIDDLE RD  
MEDFORD, OR 97504

Date filed \_\_\_\_\_  
Priority \_\_\_\_\_  
Action suspended until 4-1-97 purge  
Return to applicant \_\_\_\_\_  
Date of approval \_\_\_\_\_

ASSIGNMENTS				
Date	To Whom	Address	Volume	Page

**CONSTRUCTION**  
Date for beginning \_\_\_\_\_  
Date for completion \_\_\_\_\_  
Extended to \_\_\_\_\_  
Date for application of water \_\_\_\_\_  
Extended to \_\_\_\_\_

**REMARKS**  
See R-79276  
REJECT Sp.Or.V. 50 P. 188 4-1-96

**PROSECUTION OF WORK**  
Form "A" filed \_\_\_\_\_  
Form "B" filed \_\_\_\_\_  
Form "C" filed \_\_\_\_\_

**FINAL PROOF**  
Blank mailed \_\_\_\_\_  
Proof received \_\_\_\_\_  
Date Certificate issued \_\_\_\_\_

July 23, 1996

WATER  
RESOURCES  
DEPARTMENT

US BUREAU OF LAND MANAGEMENT  
C/O US TREASURY  
3040 BIDDLE RD  
MEDFORD OR 97504

Enclosed is a copy of the order rejecting various BLM applications for water right. These applications were rejected on April 1, 1996 by Special Order Volume 50, Page 188, in the records of the Water Resources Department. Also enclosed is our refund check of \$42,325.

The applications are of no further force or effect.

If you have any questions, please contact the Water Rights Section at 378-3739.

Sincerely,

Dick Bailey, Manager  
Water Rights Information Group

DB:jh

enclosure



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

INTEROFFICE MEMO

TO: FISCAL SECTION

DATE:

FROM:

Dick Bailey  
Authorized Examiner .....

SUBJECT: Request for transfer of fees or refund check

Please transfer \$ \_\_\_\_\_ Receipt \_\_\_\_\_ from file  
\_\_\_\_\_ to file \_\_\_\_\_ for:  
\_\_\_\_\_ Examination fee  
\_\_\_\_\_ Permit Recording Fee

Please refund \$ 400 to BLM  
file 79277, receipt 12800. These funds are  
refunded due to:

- Application rejected
- Application withdrawn
- Excess fees collected for application/PON
- Payment of PON
- \_\_\_\_\_ ing Fees

FILE#: S 79277

U.S. BUREAU OF LAND MANAGEMENT  
3040 BIDDLE RD  
MEDFORD, OR 97504

0201  
200.00 - 0202  
200.00

January 25, 1996

WATER  
RESOURCES  
DEPARTMENT

U.S. BUREAU OF LAND MANAGEMENT  
3040 BIDDLE RD  
MEDFORD, OREGON, 97504

Reference: File S-79277

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 for LIVESTOCK, WILDLIFE AND FIRE PROTECTION is allowed under OAR 514, the Klamath Basin Program.
4. The use of 0.033 cfs (15.0 gallons per minute), being 0.0165 cfs for Livestock, Wildlife, and Fire Protection from each of Jenny Creek and an Unnamed Stream tributary to Brush Mountain Reservoir, is not available July 1 through August 31.

The use of legally stored water, application R-79276, for Livestock, Wildlife, and Fire Protection may be allowed year round.



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

Summary of Initial Determinations

The use of 0.033 cfs, being 0.0165 cfs from each of an Unnamed Stream tributary to Jenny Creek Reservoir and an Unnamed Stream tributary to Brush Mountain Reservoir for Livestock, Wildlife, and Fire Protection from September 1 through June 30 of each year.

The use of legally stored water, under application R-79276, for Livestock, Wildlife, and Fire Protection may be allowed year round.

Because of the Departments determination, your application can be moved to the next phase of the water rights application review process. However, due to #4 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 8, 1996**. 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:

1. You may be required to measure the amount of water used and report that use annually.
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.

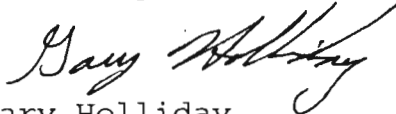
S-79277  
January 25, 1996  
Page 3

3. The priority date for this application is December 29, 1994.

If you have any questions:

Feel free to call me at (503) 378-8455 ext. 454 or 1 (800) 624-3199 if you have any questions. Please have your application number available if you call.

Sincerely,



Gary Holliday  
Initial Reviewer

cc: Regional Manager, Watermaster, Water Availability  
Section  
enclosures: Flow Chart of Water Right Process  
Stop Processing Form

**IR CHECKLIST**

Application #: S 79277 Vol \_\_\_\_\_ Subbasin \_\_\_\_\_

Basin: 14 WAB: 020200 POU-WAB: 020200  
Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_ 1/4 1/4 \_\_\_\_\_

- 1. Items have been verified on Completeness Checklist.
- 2. Check file for indicators that the process should not continue until a later date (ie - protest, items (other than oath) missing from the completeness check, letter to file indicating hold, or other)
- 3. A groundwater review has been evaluated for substantial interference with surface water (convert old gw conditions to the 7 series and add to the PFO, if necessary)
  - a. Is the well located in a groundwater limited area?
  - b. A      B      C
- 4. Is the Proposed Use located in or above a Scenic Waterway?
- 5. Is the proposed use located in a TMDL Basin? (Tualatin, Yamhill, Pudding)
- 6. Is the use allowed or limited by the Basin Program? \_\_\_\_\_ OAR(s) \_\_\_\_\_
- 7. Is the source withdrawn or limited? - State Engineer, Legislative (ORS 538), etc.
- 8. Basin Maps (metal cabinet) have been checked and River Mile ( \_\_\_\_\_ ) has been identified
- 9. Water Availability Data has been verified (50% < July 17, 1992 / 80% [50% storage] > July 17, 1992) \_\_\_\_\_
- 10. Rate \_\_\_\_\_ Duty \_\_\_\_\_ Season \_\_\_\_\_
- 11. Use Lives to it, wildlife, Fire Prod. Period of Allowed Use \_\_\_\_\_
- 12. Priority Date(s) Dec 29, 1994
- 13. Is use from a B.O.R. project and if so, is a signed contract in the file? \_\_\_\_\_
- 14. Division 33 (Abv Bonn > July 17, 1992 & Blw Bonn > April 18, 1994 or June 3, 1994) \_\_\_\_\_
- 15. Plat cards have been checked and a copy of the map is attached showing the conflict with \_\_\_\_\_
- 17. Land use approval OK'd needs approval    county notified
- 19. conditions? (BOR, GW, etc.) \_\_\_\_\_
- 20. Watermaster District #: 17
- 21. Regional Office (NWR, NCR, ER, SCR, or SWR)
- 22. IR has been saved to m:\t\ir\sent\app # from m:\t\ir\work\app #

Name: S. M. Date: 1-23-96

WATER AVAILABILITY TABLE

Basin: KLAMATH Exceedance Level: 80  
 Water Availability Subbasin: 0202000000000000 (and Nested Subbasins)  
 Time: 10:28 Date: 01/23/1996

Item #	W.A. Subbasin	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Sto
1	0200000000000000	YES	YES	YES	YES	YES	YES	NO	NO	YES	YES	YES	YES	YES
2	0202000000000000	YES	YES	YES	YES	YES	YES	NO	NO	YES	YES	YES	YES	YES

STREAM NAMES

Basin: KLAMATH  
 Water Availability Subbasin: 0202000000000000 (and Nested Subbasins)  
 Time: 10:28 Date: 01/23/1996

WAB #	Stream Name	Tributary to
0200000000000000	JENNY CR	KLAMATH R
0202000000000000	JENNY CR	KLAMATH R

LIMITING WATER AVAILABILITY SUBBASINS

Water Availability Subbasin: 0202000000000000  
 Basin: KLAMATH  
 Exceedance Level: 80  
 Time: 10:28 Date: 01/23/1996

Month	Limiting Subbasin	Stream Name	Water Available?	Net Water Available
1	0202000000000000	JENNY CR	YES	11.5
2	0202000000000000	JENNY CR	YES	35.1
3	0202000000000000	JENNY CR	YES	58.9
4	0202000000000000	JENNY CR	YES	64.3
5	0202000000000000	JENNY CR	YES	21.2
6	0202000000000000	JENNY CR	YES	5.7
7	0200000000000000	JENNY CR	NO	-1.2
8	0200000000000000	JENNY CR	NO	-1.1
9	0200000000000000	JENNY CR	YES	1.5
10	0202000000000000	JENNY CR	YES	4.3
11	0202000000000000	JENNY CR	YES	8.4
12	0202000000000000	JENNY CR	YES	8.5
Stor	0202000000000000	JENNY CR	YES	27700.0



DETAILED REPORT ON WATER AVAILABILITY

Basin: KLAMATH  
 Stream: JENNY CR > KLAMATH R  
 Water Availability Subbasin: 0200000000000000  
 Exceedance Level: 80  
 Time: 10:28

Date: 01/23/1996

Month	Natural Stream Flow	CU + Stor Prior to 1/1/93	Net Min. Flow 1/1/93	CU + Stor After 1/1/93	Net Min. Flow Now	Instream Water Rights	Net Water Available
1	23.10	7.10	16.00	0.00	16.00	0.00	16.00
2	70.10	21.30	48.80	0.00	48.80	0.00	48.80
3	118.00	36.00	82.00	0.00	82.00	0.00	82.00
4	130.00	41.20	88.80	0.00	88.80	0.00	88.80
5	44.40	16.30	28.10	0.00	28.10	0.00	28.10
6	15.90	9.55	6.35	0.00	6.35	0.00	6.35
7	6.49	7.73	-1.24	0.00	-1.24	0.00	-1.24
8	5.26	6.33	-1.07	0.00	-1.07	0.00	-1.07
9	6.82	5.33	1.49	0.00	1.49	0.00	1.49
10	9.50	4.04	5.46	0.00	5.46	0.00	5.46
11	16.70	5.10	11.60	0.00	11.60	0.00	11.60
12	17.00	5.30	11.70	0.00	11.70	0.00	11.70
Stor	56700	18300	38400	0	38400	0	38400

DETAILED REPORT OF ISWRs

Basin: KLAMATH  
 Stream: JENNY CR > KLAMATH R  
 Water Availability Subbasin: 0200000000000000  
 Time: 10:28

Date: 01/23/1996

APP # :	0	0	0	0	0	0	RESULTANT
1	0.0	0.0	0.0	0.0	0.0	0.0	0.0
2	0.0	0.0	0.0	0.0	0.0	0.0	0.0
3	0.0	0.0	0.0	0.0	0.0	0.0	0.0
4	0.0	0.0	0.0	0.0	0.0	0.0	0.0
5	0.0	0.0	0.0	0.0	0.0	0.0	0.0
6	0.0	0.0	0.0	0.0	0.0	0.0	0.0
7	0.0	0.0	0.0	0.0	0.0	0.0	0.0
8	0.0	0.0	0.0	0.0	0.0	0.0	0.0
9	0.0	0.0	0.0	0.0	0.0	0.0	0.0
10	0.0	0.0	0.0	0.0	0.0	0.0	0.0
11	0.0	0.0	0.0	0.0	0.0	0.0	0.0
12	0.0	0.0	0.0	0.0	0.0	0.0	0.0

DETAILED REPORT ON WATER AVAILABILITY

Basin: KLAMATH  
 Stream: JENNY CR > KLAMATH R  
 Water Availability Subbasin: 0202000000000000  
 Exceedance Level: 80  
 Time: 10:28 Date: 01/23/1996

Month	Natural Stream Flow	CU + Stor Prior to 1/1/93	Net Min. Flow 1/1/93	CU + Stor After 1/1/93	Net Min. Flow Now	Instream Water Rights	Net Water Available
1	15.20	3.70	11.50	0.00	11.50	0.00	11.50
2	46.10	11.00	35.10	0.00	35.10	0.00	35.10
3	77.60	18.70	58.90	0.00	58.90	0.00	58.90
4	85.50	21.20	64.30	0.00	64.30	0.00	64.30
5	29.20	8.00	21.20	0.00	21.20	0.00	21.20
6	10.40	4.69	5.71	0.00	5.71	0.00	5.71
7	4.26	3.62	0.64	0.00	0.64	0.00	0.64
8	3.46	2.95	0.51	0.00	0.51	0.00	0.51
9	4.49	2.53	1.96	0.00	1.96	0.00	1.96
10	6.25	1.99	4.26	0.00	4.26	0.00	4.26
11	11.00	2.62	8.38	0.00	8.38	0.00	8.38
12	11.20	2.72	8.48	0.00	8.48	0.00	8.48
Stor	37900	10100	27800	0	27800	0	27800

DETAILED REPORT OF ISWRs

Basin: KLAMATH  
 Stream: JENNY CR > KLAMATH R  
 Water Availability Subbasin: 0202000000000000  
 Time: 10:28 Date: 01/23/1996

APP # :	0	0	0	0	0	0	RESULTANT
1	0.0	0.0	0.0	0.0	0.0	0.0	0.0
2	0.0	0.0	0.0	0.0	0.0	0.0	0.0
3	0.0	0.0	0.0	0.0	0.0	0.0	0.0
4	0.0	0.0	0.0	0.0	0.0	0.0	0.0
5	0.0	0.0	0.0	0.0	0.0	0.0	0.0
6	0.0	0.0	0.0	0.0	0.0	0.0	0.0
7	0.0	0.0	0.0	0.0	0.0	0.0	0.0
8	0.0	0.0	0.0	0.0	0.0	0.0	0.0
9	0.0	0.0	0.0	0.0	0.0	0.0	0.0
10	0.0	0.0	0.0	0.0	0.0	0.0	0.0
11	0.0	0.0	0.0	0.0	0.0	0.0	0.0
12	0.0	0.0	0.0	0.0	0.0	0.0	0.0

RECEIVED

DEC 29 1994

WATER RESOURCES DEPT.  
SALEM, OREGON

Application No. 79277

State of Oregon  
WATER RESOURCES DEPARTMENT

**Application for a Permit to Appropriate Surface Water**

Applicant(s) U.S. Department of the Interior, Bureau of Land Management

(Please print or type - use dark ink)

Mailing Address: 3040 Biddle Road

Medford Oregon 97504 (503) 770-2200  
City State Zip Daytime Phone No.

I(We) make application for a permit to appropriate the following described waters of the State of Oregon:

1. SOURCE OF WATER for the proposed use: (see Attachment 1),

a tributary of (see Attachment 1).

2. TOTAL AMOUNT OF WATER to be applied to beneficial use: see Attachment 1 cubic feet per second, OR    gallons per minute. If water is to be used from more than one source, give the quantity of water from each: \_\_\_\_\_

3. INTENDED USE(s) OF WATER: (see Attachment 1)

See Attachment 2 for place of use.

If for more than one use, give the quantity of water from each source for each use; \_\_\_\_\_

(see Attachment 1)

If for DOMESTIC use, state the number of households to be supplied; \_\_\_\_\_

If for MUNICIPAL OR QUASI-MUNICIPAL use, state the present population to be served, and an estimate of the future requirements; (List population projections, water needs, anticipated areas to be provided water.)

If for MINING use, state the nature (gold, silver etc.) of the mines to be served; \_\_\_\_\_

If for IRRIGATION, or other land area use, state the TOTAL number of acres to be developed under each use;

Irrigation \_\_\_\_\_

Other (describe) \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

4. **DESCRIPTION OF WATER DELIVERY SYSTEM:** *Include dimensions and type of construction of diversion works, length and dimensions of supply ditches or pipelines, size and type of pump and motor. If for irrigation, describe the type of system (i.e., flood, wheel line, hand line, drip, other).*  
(see Attachment 1)

5. **PROJECT SCHEDULE:** *(list month and year)*

*Proposed date construction work will begin (see Attachment 1) \_\_\_\_\_*

*Proposed date construction work will be completed (see Attachment 1) \_\_\_\_\_*

*Proposed date water use will be completed (see Attachment 1) \_\_\_\_\_*

**NOTE:** *A map prepared by a Certified Water Right Examiner (CWRE) and a complete legal description of the subject property are required under ORS 537.140 and OAR 690 as a part of your application. The legal description may be copied from your deed, title insurance policy, or land sales contract.*

6. a) *In the event any deficiencies are noted involving the application map enclosed herein, please return the map with instructions for correction to (check one):*

*Applicant*       *CWRE*       *Other (Identify in REMARKS section)*

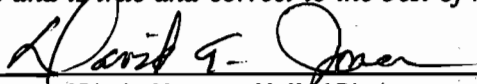
- b) *In the event any deficiencies are noted involving the application, please return the application with instruction for correction to (check one):*

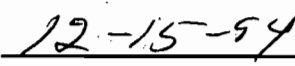
*Applicant*       *CWRE*       *Other (Identify in REMARKS section)*

7. *Are all lands involved (including the proposed diversion site, place of use, and access for conveying the water) under your ownership? Yes. If not, list in the REMARKS section below, or on an attached sheet, the names and mailing addresses of the legal owners of all property involved in the proposed development.*

**REMARKS:**

*I/We certify that the information I have provided in this application is an accurate representation of the proposed water use and is true and correct to the best of my knowledge:*

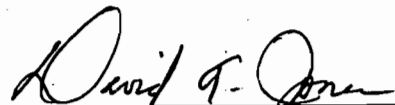
  
\_\_\_\_\_  
*Signature of District Manager, Medford District  
Bureau of Land Management*

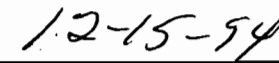
  
\_\_\_\_\_  
*Date*

\_\_\_\_\_  
*Signature*

\_\_\_\_\_  
*Date*

*NOTE: The permit, when issued, is for the beneficial use of water without waste. 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. It is possible the land use you propose may not be allowed if it is not in keeping with the goals and acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.*

  
\_\_\_\_\_  
*Signature of District Manager, Medford District  
Bureau of Land Management*

  
\_\_\_\_\_  
*Date*

\_\_\_\_\_  
*Signature of Co-Applicant (if any)*

\_\_\_\_\_  
*Date*

RECEIVED

FOR WATER RESOURCES DEPARTMENT USE ONLY

DEC 29 1994  
WATER RESOURCES DEPARTMENT  
SALEM, OREGON

Dear Applicant:

I certify that I have examined the foregoing application, together with the accompanying information, and am returning it to you for:

\_\_\_\_\_  
\_\_\_\_\_

In order to retain its tentative priority, this application must be returned with the requested corrections or additions on or before:

\_\_\_\_\_, 19\_\_.

WITNESS my hand this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_.

\_\_\_\_\_  
*Water Resources Director*

By: \_\_\_\_\_

This instrument was first received in the office of the Water Resources Director at Salem, Oregon, on the 29 day of Dec, 19 94, at 8 o'clock, A M.

APPLICATION NO: 79277

PERMIT NO: \_\_\_\_\_

# Application No. 5-79277

## Permit No.

Application for a Permit to Appropriate Surface Water

1. SOURCE OF WATER:

Reservoir	Source of Water	Tributary of
Jenny Creek	Unnamed stream	Jenny Creek
Brush Mountain	Unnamed stream	Jenny Creek

2. TOTAL AMOUNT OF WATER:

Reservoir	gpm
Jenny Creek	7.5
Brush Mountain	7.5

3. INTENDED USE(S) OF WATER:

Reservoir	Intended Uses (gpm)			
	Livestock	Wildlife	Prescribed Fire	Road Operations
Jenny Creek	0.5	0.05	6.95	-----
Brush Mountain	0.5	0.05	6.95	-----

4. DESCRIPTION OF WATER DELIVERY SYSTEM:

Reservoir	Description of Water Delivery System
Jenny Creek	Reservoir is instream.
Brush Mountain	Reservoir is instream.

5. PROJECT SCHEDULE:

Reservoir	Proposed date construction work will begin	Proposed date construction work will be completed	Proposed date water use will be completed
Jenny Creek	Prior to 1993	Prior to 1993	Prior to 1993
Brush Mountain	Prior to 1993	Prior to 1993	Prior to 1993



Legal Description of Place of Use

Reservoir: Jenny Creek  
Location: T.39S., R.4E., Sec. 3, NE $\frac{1}{4}$ SE $\frac{1}{4}$ , W.M.

Place of use is on federal land or road systems controlled by the Bureau of Land Management.

Township	Range	Section	Portion of Section
39S	4E	3	all

Reservoir: Brush Mountain  
Location: T.39S., R.4E., Sec.3, SE $\frac{1}{4}$ SW $\frac{1}{4}$ , W.M.

Place of use is on federal land or road systems controlled by the Bureau of Land Management.

Township	Range	Section	Portion of Section
39S	4E	3	all

Application No. R-79276  
Permit No.

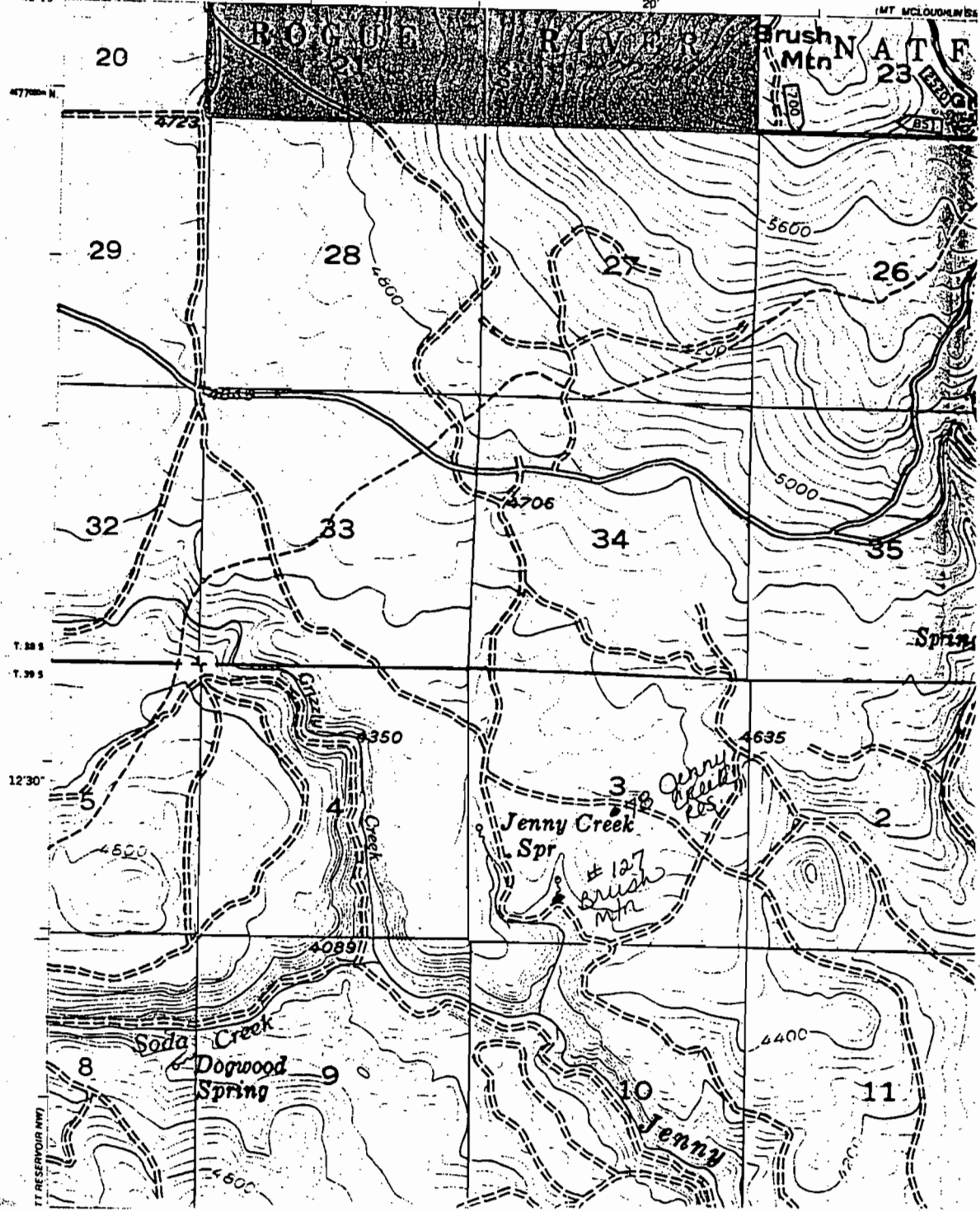
Hyatt Reservoir NE

[Scale = 1:24000]

R4E

UNITED STATES  
DEPARTMENT OF INTERIOR  
GEOLOGICAL SURVEY  
MODIFIED FOR USDA FOREST SERVICE USE

122°22'30"  
42°15'



April 4, 1995

U.S. BUREAU OF LAND MANAGEMENT  
3040 BIDDLE RD  
MEDFORD, OR 97504

WATER  
RESOURCES  
DEPARTMENT

R E F E R E N C E : F i l e ( s )  
S-78695,S-78703,S-78711,S-78713,S-78849,S-78851,S-78853,S-78867,S-78869,S-78871,S-78873,  
S-78875,S-78877,S-78879,S-78881,S-78883,S-79171,S-79181,S-79183,S-79199,S-79201,S-79203,  
S-79205,S-79207,S-79209,S-79211,S-79213,S-79215,S-79217,S-79219,S-79231,S-79233,S-79235,  
S-79237,S-79241,S-79243,S-79245,S-79247,S-79253,S-79255,S-79257,S-79261,S-79265,S-79267,  
S-79269,S-79271,S-79273,S-79275,S-79277,S-79279,S-79281,S-79283,S-79285,S-79287,S-79289,  
S-79291,S-79654,S-79658,S-80105,S-80107

We have received your application(s) for a water use permit along with your supporting data, documentation, and fees. A receipt is enclosed here unless you were previously issued one. Your application has been assigned the above referenced file number. Please refer to this number whenever you contact us about your application.

Even though your application has been received, filed and assigned an application reference number, no authorization has been granted to develop your water use. The filing of an application does not create a water right. Water may not be used until a water right permit has been issued by the Department.

After an application has been accepted for filing, public notification of the application is made, followed by a mandatory 30-day comment period. Thereafter, applications can be considered for processing as time allows.

At present the Water Resources Department has a backlog of several thousand applications for water use permits which has delayed our application processing time. In general, the Department works through Oregon's 18 river basins on a rotating schedule, processing applications in the order in which they have been received.

The processing of an application does not guarantee that a water right permit will be issued. Each application must undergo specialized analysis called a technical review and a public interest review. Until your application is reviewed, it is not possible to determine whether your particular proposed water use will be recommended for a permit.

Technical Reviews are processed in accordance with Oregon Administrative Rules. The Water Resources Commission is considering the adoption of rules to protect stream flows for fish species. This action is being contemplated in response to current and future Endangered Species Act fish listings, including many runs of salmon, steelhead and resident fish throughout the state.



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

The proposed rules, if adopted, could limit the issuance of new water right permits in certain areas of the state. If and when the Commission adopts these rules, new criteria or restrictions may be imposed on water use applications received after:

July 17, 1992, for use of water in the Upper Columbia/Snake Basin (above Bonneville Dam), including the mainstem Columbia and Snake Rivers and the Hood, Deschutes, John Day, Umatilla, Grande Ronde, Powder, Malheur and Owyhee Basins;

April 8, 1994, for use of water in the North Coast, Mid Coast, South Coast, Rogue and Umpqua Basins and the Clackamas Subbasin of the Willamette Basin; and

June 3, 1994, for use of water in all Oregon basins.

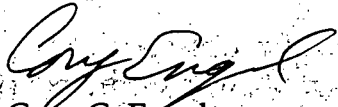
When the report on the technical review is completed and sent to you, a 60-day objection period begins during which you, the applicant, or anyone who has expressed an interest in your proposed water use may communicate to us their disagreement with what we have said in our report on your application. After the 60-day objection period, the Department conducts the public interest review and considers any objections which have been made.

After any objections have been considered, there may follow time to allow parties to resolve conflicts over the proposed water use. In addition, a 30-day protest period may be required. Lastly, it may be necessary to schedule a hearing or send the application to the Water Resources Commission for their review.

If your application is recommended for approval and a permit is issued, the use allowed by the permit will be subject to the Basin Program Rules of the Water Resources Commission, instream flow requirements, the demands of prior right holders and other conditions to conform the water use to particular standards.

Please contact the Water Rights Information Group (WRIG) if you have any questions. You may write to us at 158 12th ST NE, Salem, Oregon 97310 or you may call 378-3739 in Salem or toll free from within the state 1-800-624-3199.

Sincerely,



Mr. Cory C. Engel  
Water Rights Research Assistant  
Water Rights/Adjudication Division  
cc: CWRE

**STATE OF OREGON**  
**WATER RESOURCES DEPARTMENT**  
 158 12TH ST NE  
 SALEM, OR 97310  
 (503) 378-3739

INVOICE #  
 No 1980

TO: USDI Bureau of Land Management  
 3040 Biddle Road  
 ADDRESS: Medford, OR 97504

DATE: February 24, 1995

CUSTOMER—PLEASE RETURN YELLOW COPY FOR PROPER CREDIT

Water right application fees as per order no. 1422H110-p5-1052:	
1. Exam fees of \$40 and Recording fee of \$10 for 16 applications: (being even-numbered applications from R-78688 through R-78718)	800.00
2. Exam fee of \$200 and recording fee of \$200 for 16 applications: (being odd-numbered applications from 78689 through 78719)	6400.00
3. Exam fee of \$40 and recording fee of \$10 for 30 applications: (being even-numbered applications from R-78830 through R-78888)	1500.00
4. Exam fee of \$200 and recording fee of \$200 for 29 applications: (being odd-numbered applications from 78831 through 78889, except 78863)	11600.00
5. Exam fee of \$200 and recording fee of \$100 for application 78863:	300.00
6. Exam fee of \$40 and recording fee of \$10 for 71 applications: (being even-numbered applications from R-79150 through R-79290)	3550.00
7. Exam fees of \$200 and record fees of \$200 for 62 applications: (being odd-numbered applications from 79151 through 79291, except those applications listed in item #8 below)	24800.00
8. Exam fees of \$200 and recording fee of \$100 for 9 applications: (being 79195, 79197, 79211, 79231, 79237, 79251, 79275, 79283, and 79285)	2700.00

Summary of app. nos. this invoice:  
 R-78688-78719, R-78830-78889, R-79150-79291. TOTAL: ~~XXXX~~ \$51,650.00

Please Remit to:

State of Oregon  
 Water Resources Department  
 158 12th St. NE  
 Salem, OR 97310

Contact For Questions:

Water Rights Information Group

Phone: (378-8455)

White/Yellow - Customer Copies  
 Pink - Receptionist Goldenrod - Fiscal  
 Blue - Retained by Invoice Preparer

Application No. S-79277  
 Permit No.



# United States Department of the Interior

BUREAU OF LAND MANAGEMENT  
Medford District Office  
3040 Biddle Road  
Medford, Oregon 97504



IN REPLY REFER TO:

7250(1150)  
(TC/LAW:ms)

**RECEIVED**

DEC 29 1994

WATER RESOURCES DEPT.  
SALEM, OREGON

Water Right Division  
Water Resources Department  
3850 Portland Road NE  
Salem, Oregon 97310

Dear Sir/Madam:

Enclosed is a package of water right applications for 262 Bureau of Land Management (BLM) water developments. Water developments on contiguous BLM-administered land within a subbasin are combined on a single application. One purchase order for \$52,900 is submitted to cover the application and recording fees for 117 applications. Applications #53, #71, and #112 have been omitted from this submission and a contract modification will follow for a refund of the \$1,250.00. Three exemptions are included in this packet, two (Grouse Ridge Helipond and Trowbridge Pump Chance) can be found before the numbered applications, while Heppsie Mountain Helipond is located in file #119. In addition, application #94 Conde Creek lists Soda Mountain on the requisition and is actually Soda Meadows. Evidence includes affidavits, aerial photos with the month, date and year in the upper left-hand corner, or timber prospectuses with the year included in the timber sale number or tract number.

The applications and maps were prepared by Bureau of Land Management personnel located in the Medford District Office, 3040 Biddle Road Medford, Oregon 97504.

Questions should be directed to Laurie Lindell, Medford District Hydrologist at (503) 770-2254.

Sincerely,

Wayne Kuhn  
Associate District Manager

4 Enclosures

- 1-Purchase Order
- 2-Surface Water Applications (117)
- 3-Reservoir Applications (117)
- 4-Exemptions (3)

**ORDER FOR SUPPLIES OR SERVICES**

**IMPORTANT:** Mark all packages and papers with contract and/or order numbers.

1. DATE OF ORDER 12/15/94	2. CONTRACT NO. (If any) Intergovernmental	3. ORDER NO. 1422H110-P5-1052	4. REQUISITION/REFERENCE NO. RQ5-0393
5. ISSUING OFFICE (Address correspondence to) USDI - BUREAU OF LAND MANAGEMENT 3040 Biddle Road Medford, Oregon 97504 (503) 770-2372		6. SHIP TO: (Consignee and address, ZIP Code) USDI - BUREAU OF LAND MANAGEMENT 3040 Biddle Road Medford, Oregon 97504 SHIP VIA: 8:00 am - 4:30 pm PST	

7. TO: CONTRACTOR (Name, address and ZIP Code)

State of Oregon  
Water Resources Department  
Water Rights Division  
3850 Portland Road NE  
Salem, OR 97310  
  
(503) 378-3739

8. TYPE OF ORDER

A. PURCHASE - Reference your \_\_\_\_\_

Please furnish the following on the terms and conditions specified on both sides of this order and on the attached sheets, if any, including delivery as indicated. This purchase is negotiated under authority of: **FAR**

B. DELIVERY - Except for billing instructions on the reverse, this delivery order is subject to instructions contained on this side only of this form and is issued subject to the terms and conditions of the above-numbered contract.

9. ACCOUNTING AND APPROPRIATION DATA

OR 113 6310-00 25/9Z \$30,000.00  
OR 113 6334-00 25/9Z \$20,000.00  
OR 113 6333-00 25/9Z \$ 2,900.00

10. REQUISITIONING OFFICE  
Lindell (PP# 312)

11. BUSINESS CLASSIFICATION (Check appropriate box(es))

SMALL  OTHER THAN SMALL  DIS-ADVAN-TAGED  WOMEN-OWNED

12. F.O.B. POINT  
Destination

13. PLACE OF INSPECTION AND ACCEPTANCE  
Medford, Oregon

14. GOVERNMENT B/L NO.  
N/A

15. DELIVER TO F.O.B. POINT ON OR BEFORE (Date)

16. DISCOUNT TERMS  
Net

**17. SCHEDULE (See reverse for Rejections)**

ITEM NO. (A)	SUPPLIES OR SERVICES (B)	QUANTITY ORDERED (C)	UNIT (D)	UNIT PRICE (E)	AMOUNT (F)	QUANTITY ACCEPTED (G)
1	Water Right Application Fees per attached. (Total of 120 applications)  AGENCY LOCATOR CODE 14-11-0008  ATTACHED CLAUSES REPLACE PURCHASE ORDER TERMS & CONDITIONS ON REVERSE OF 347	1	lot	52900.00	52,900.00	

**RECEIVED**  
DEC 29 1994  
WATER RESOURCE  
SALEM, OREGON

BUREAU OF LAND MANAGEMENT  
RECEIVED  
MAIL ROOM  
1994 DEC 19 A 7:35

18. SHIPPING POINT	19. GROSS SHIPPING WEIGHT	20. INVOICE NO.	17(H). TOT. (Cont. pages)
SEE BILLING INSTRUCTIONS ON REVERSE	21. BUREAU OF LAND MANAGEMENT 3040 Biddle Road, Medford, Oregon 97504		52,900.00 17(I). GRAND TOTAL

22. UNITED STATES OF AMERICA  
BY (Signature) *Roger Sharp*

23. NAME (Typed) Roger Sharp 163 OR  
TITLE: CONTRACTING/ORDERING OFFICER

**AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT**

1. CONTRACT ID CODE \_\_\_\_\_ PAGE OF PAGES \_\_\_\_\_

2. AMENDMENT/MODIFICATION NO. 1	3. EFFECTIVE DATE 01/13/95	4. REQUISITION/PURCHASE REQ. NO.	5. PROJECT NO. (If applicable)
6. ISSUED BY USDI - BUREAU OF LAND MANAGEMENT 3040 Biddle Road Medford, Oregon 97504 (503) 770-2372		7. ADMINISTERED BY (If other than Item 6)	

**RECEIVED**

FEB 16 1995  
WATER RESOURCES DEPT.  
SALEM, OREGON

8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code)  State of Oregon Water Resources Department Water Rights Division 3850 Portland Road NE Salem, OR 97310	(v)	9A. AMENDMENT OF SOLICITATION NO.
		9B. DATED (SEE ITEM 11)
	X	10A. MODIFICATION OF CONTRACT/ORDER NO. 1422H110-P5-1052
		10B. DATED (SEE ITEM 13) 12/15/94

CODE _____	FACILITY CODE _____
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**11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS**

The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers  is extended,  is not extended.  
Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended, by one of the following methods:  
(a) By completing Items 8 and 15, and returning \_\_\_\_\_ copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.

12. ACCOUNTING AND APPROPRIATION DATA (If required)  
OR 113 6333-00 25/9Z Decrease \$1,250.00

**13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS, IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.**

(v)	A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.
	B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(b):
	C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:
	D. OTHER (Specify type of modification and authority)

E. IMPORTANT: Contractor  is not,  is required to sign this document and return \_\_\_\_\_ copies to the issuing office.

**14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)**

Modification is issued to change the following:  
Delete application #54 (combined with #53) A. -\$40.00 B. -\$10.00 C. -\$200.00 D. -\$200.00  
Delete application #72 (combined with #71) A. -\$40.00 B. -\$10.00 C. -\$200.00 D. -\$100.00  
Change application #94 name - listed on original as Conde Creek (Conde Creek #2, Aderondack Reservoir, Soda Mountain) - Change Soda Mountain to Soda Meadows.  
Delete application #112 (on private land) A. -\$40.00 B. -\$10.00 C. -\$200.00 D. -\$200.00

Original Purchase Order Total = \$52900.00  
Decrease this Modification = -\$ 1250.00  
New Purchase Order Total = \$51650.00

**Application No 5-29277**  
**Permit No.**

Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.

15A. NAME AND TITLE OF SIGNER (Type or print) <i>Roger Sharp</i> - WATER RIGHTS ADMINISTRATOR	16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) Roger Sharp 163 OR
15B. CONTRACTOR/OFFEROR <i>Roger Sharp</i> (Signature of person authorized to sign)	15C. DATE SIGNED 2/17/95
16B. UNITED STATES OF AMERICA BY _____ (Signature of Contracting Officer)	16C. DATE SIGNED



# PRE-TR APPLICATION PROCESSING OUTLINE

Application File #

S-79277

## MINIMUM REQUIREMENTS TO FILE

OAR 690-11-020

DATE STAMP

DATE INITIAL

4/23/95 LG  
\_\_\_\_\_  
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Name and mailing address of applicant  
Source of water  
Quantity of water  
Map showing location of POD & POU  
Use of water  
Names and addresses of legal owners  
Signature of applicant  
Oath  
Application date stamped per money receipt date  
Land use approved \_\_\_\_\_ pending \_\_\_\_\_  
If reservoir < 5 AF \$ \_\_\_\_\_, if > 5 AF \$ \_\_\_\_\_  
HB 2153/HB 2107 APPLICATION -- SEE REVERSE  
Route to Data Center (Unless 2153/2107)

## DATA CENTER

Stream Code \_\_\_\_\_  
Entered into WRIS \_\_\_\_\_

## SUPPORT SERVICES

u PX  
4/11/95  
\_\_\_\_\_  
\_\_\_\_\_

Stamp contents with application number  
Mail ack letter (provided by Data Center) with receipt to applicant, cc to CWBE and file  
Place label on file and calendar card

## APPLICATION SECTION

Stream Indexed Basin # \_\_\_\_\_  
Plat Carded and copy made YES NO  
If dam is over 10 feet or storage exceeds 9.2 AC-FT, route file to Dam Safety Section

## TR CASEWORKER

TR Checklist complete YES NO  
Within Irrigation District \_\_\_\_\_  
District Notified \_\_\_\_\_  
District excerpt received \_\_\_\_\_

TR Mailed DATE \_\_\_\_\_

Public Interest Checklist complete \_\_\_\_\_

Management Codes \_\_\_\_\_

REMARKS: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Bureau of Land Management

COMPLETED

COMPLETENESS DETERMINATION CHECKLIST

Application #	Review Date	Reviewer
S - 79277	11/16/95	DB

A checkmark (✓) indicates that the item is Incomplete or defective.

- 1. Examination fees. *Partial*
- 2. Name and address of applicant.
- 3. Source of water.
- 4. Use of water.
- 5. Amount of water.
- 6. Description of delivery system.
- 7. If for a reservoir:
  - a. The height of the dam.
  - b. The storage capacity.
  - c. The area submerged.
  - d. The maximum depth.
  - e. The construction method (earthfill, concrete, flashboard, etc.)
  - f. Description of the outley conduit.
  - g. Description of the spillway.
- 8. If for groundwater, the horizontal distance from the well to the nearest surface water source (if within one mile), and the difference in land elevation between them.
- 9. The signature of the applicant
- 10. A satisfactory map of the proposed POD & POU.

**STATE OF OREGON  
WATER RESOURCES DEPARTMENT**

RECEIPT # **123800**

158 12TH ST. N.E.  
SALEM, OR 97310-0210  
378-8455 / 378-8130 (FAX)

INVOICE # 1980

RECEIVED FROM: <u>U.S. Treasury</u>	APPLICATION <u>79277</u>
BY: <u>DOT</u>	PERMIT
	TRANSFER

CASH:  CHECK: # X15-51 OTHER: (IDENTIFY)

TOTAL REC'D \$ 5,876.49

**01-00-0 WRD MISC CASH ACCT**

842.010	ADJUDICATIONS	\$
831.087	PUBLICATIONS / MAPS	\$
830.650	PARKING FEES Name / month	\$
	OTHER: (IDENTIFY)	\$

**REDUCTION OF EXPENSE**

CASH ACCT.	\$
COST CENTER AND OBJECT CLASS	VOUCHER #

**03-00-0 WRD OPERATING ACCT**

<b>MISCELLANEOUS</b>			
840.001	COPY FEES	\$	
850.200	RESEARCH FEES	\$	
880.109	MISC REVENUE: (IDENTIFY)	\$	
520.000	OTHER (P-6) (IDENTIFY)	\$	
<b>WATER RIGHTS:</b>			
842.001	SURFACE WATER	EXAM FEE \$ <u>200.-</u>	842.002 RECORD FEE \$ <u>200.-</u>
842.003	GROUND WATER	\$	842.004 \$
842.005	TRANSFER	\$	842.006 \$
<b>WELL CONSTRUCTION</b>			
842.022	WELL DRILL CONSTRUCTOR	EXAM FEE \$	842.023 LICENSE FEE \$
	LANDOWNER'S PERMIT		842.024 \$
	OTHER (IDENTIFY)		

**06-00-0 WELL CONST. START FEE**

842.013	WELL CONST START FEE	\$	CARD #
	MONITORING WELLS	\$	CARD #
	OTHER (IDENTIFY)		

**45-00-0 LOTTERY PROCEEDS**

864.000	LOTTERY PROCEEDS	\$
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**07-00-0 HYDRO ACTIVITY**

842.011	POWER LICENSE FEE (FW/WRD)	LIC NUMBER	\$
842.115	HYDRO LICENSE FEE (FW/WRD)		\$
	HYDRO APPLICATION		\$

RECEIPT # **123800**

DATED: 4-24-95 BY: D. Bushnell

Distribution-White Copy-Customer, Yellow Copy-Fiscal, Blue Copy-File, Buff Copy-Fiscal

FILE#: S 79277

U.S. BUREAU OF LAND MANAGEMENT  
3040 BIDDLE RD  
MEDFORD, OR 97504

FILE#: S 79277

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