

OCT 14 2020

OWRD

Application for a Permit to Use Surface Water

Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
503-986-0900
www.oregon.gov/OWRD

SECTION 1: APPLICANT INFORMATION AND SIGNATURE

Applicant

NAME JONATHAN DAVID		N/A	
PHONE (WK) N/A	CELL 503-753-2275		FAX N/A
ADDRESS: 16276 BARLOW DR			
CITY OREGON CITY	OR	97045	E-MAIL * HCAMPER60@COMCAST.NET

Organization

NAME N/A		N/A		N/A	
N/A		N/A		N/A	
N/A	STATE N/A	ZIP N/A	E-MAIL * N/A		

Agent – The agent is authorized to represent the applicant in all matters relating to this application.

AGENT / BUSINESS NAME N/A		PHONE N/A		FAX N/A	
ADDRESS N/A		CELL N/A		N/A	
CITY N/A	STATE N/A	ZIP N/A	E-MAIL * N/A		

Note: Attach multiple copies as needed

* By providing an e-mail address, consent is given to receive all correspondence from the Department electronically. (Paper copies of the proposed and final order documents will also be mailed.)

By my signature below I confirm that I understand:

- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application.
- I cannot legally use water until the Water Resources Department issues a permit.
- The Department encourages all applicants to wait for a permit to be issued before beginning construction of any proposed diversion. Acceptance of this application does not guarantee a permit will be issued.
- If I begin construction prior to the issuance of a permit, I assume all risks associated with my actions.
- If I receive a permit, I must not waste water.
- If development of the water use is not according to the terms of the permit, the permit can be cancelled.
- The water use must be compatible with local comprehensive land use plans.
- Even if the Department issues a permit, I may have to stop using water to allow senior water right holders to receive water to which they are entitled.

I (we) affirm that the information contained in this application is true and accurate

Applicant Signature

Print Name and Title if applicable

Date

Applicant Signature

Print Name and Title if applicable

Date

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SECTION 2: PROPERTY OWNERSHIP**OWRD**

Please indicate if you own all the lands associated with the project from which the water is to be diverted, conveyed, and used.

YES, there are no encumbrances.

YES, the land is encumbered by easements, rights of way, roads or other encumbrances.

NO, I have a recorded easement or written authorization permitting access.

NO, I do not currently have written authorization or easement permitting access.

NO, written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigation and/or domestic use only (ORS 274.040).

NO, because water is to be diverted, conveyed, and/or used only on federal lands.

Affected Landowners: List the names and mailing addresses of all owners of any lands that are not owned by the applicant and that are crossed by the proposed ditch, canal or other work, even if the applicant has obtained written authorization or an easement from the owner. *(Attach additional sheets if necessary).*

N/A

Legal Description: You must provide the legal description of: 1. The property from which the water is to be diverted, 2. Any property crossed by the proposed ditch, canal or other work, and 3. Any property on which the water is to be used as depicted on the map.

1) There is no legal description for the property from which the water will be diverted from. The water will be diverted from State owned North Tenmile Lake, with is directly adjacent to the property whose legal description is Lot 10, Block 1, North Lake Estates also know as 23S12W04CD1000. 2) N/A 3) Water to be used on lot whose Legal description is , Lot 10, Block 1, North Lake Estates, Coos County, Oregon also known as 23S12W04CD1000

SECTION 3: SOURCE OF WATER**A. Proposed Source of Water**

Provide the commonly used name of the water body from which water will be diverted, and the name of the stream or lake it flows into (if unnamed, say so), and the locations of the point of diversion (POD):

Source 1: NORTH TENMILE LAKE	Tributary to: TENMILE CREEK
TRSQQ of POD: POD will be from the lake approximately 50' adjacent to 23S12W04CD1000	
Source 2: N/A	Tributary to: N/A
TRSQQ of POD: N/A	

If any source listed above is stored water that is authorized under a water right permit, certificate, or decree, attach a copy of the document or list the document number (for decrees, list the volume, page and/or decree name).

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B. Applications to Use Stored Water**OWRD**

Do you, or will you, own the reservoir(s) described in Section 3A above? **NO**

Yes. No. (Enclose a copy of your written notification to the operator of the reservoir of your intent to file this application, which should have been mailed or delivered to the operator.)

If *all* sources listed in Section 3A are stored water, the Department will review your application using the expedited process provided in ORS 537.147, unless you check the box below. Please see the instruction booklet for more information.

By checking this box, you are requesting that the Department process your application under the standard process outlined in ORS 537.150 and 537.153, rather than the expedited process provided by ORS 537.147. To file an application under the standard process, you must enclose the following:

- A copy of a signed non-expired contract or other agreement with the owner of the reservoir (if not you) to impound the volume of water you propose to use in this application.
- A copy of your written agreement with the party (if any) delivering the water from the reservoir to you.

SECTION 4: SENSITIVE, THREATENED OR ENDANGERED FISH SPECIES PUBLIC INTEREST INFORMATION

This information must be provided for your application to be accepted as complete. The Water Resources Department will determine whether the proposed use will impair or be detrimental to the public interest with regard to sensitive, threatened or endangered fish species.

To answer the following questions, use the map provided in [Attachment 3](#) or the link below to determine whether the proposed point of diversion (POD) is located in an area where the Upper Columbia, the Lower Columbia, and/or the Statewide public interest rules apply.

For more detailed information, click on the following link and enter the T,R,S,QQ or the Lat/Long of a POD and click on "Submit" to retrieve a report that will show which section, if any, of the rules apply:
https://apps.wrd.state.or.us/apps/misc/lkp_trsqq_features/

If you need help to determine in which area the proposed POD is located, please call the customer service desk at (503) 986-0801.

Upper Columbia - OAR 690-033-0115 thru -0130

Is the POD located in an area where the Upper Columbia Rules apply?

Yes **No**

If yes, you are notified that the Water Resources Department will consult with numerous federal, state, local and tribal governmental entities so it may determine whether the proposed use is consistent with the "Columbia River Basin Fish and Wildlife Program" adopted by the Northwest Power Planning Council in 1994 for the protection and recovery of listed fish species. The application may be denied, heavily conditioned, or if appropriate, mitigation for impacts may be needed to obtain approval for the proposed use.

If yes,

- I understand that the proposed use does not involve appropriation of direct streamflow during the time period April 15 to September 30, except as provided in OAR 690-033-0140.
- I understand that I will install, operate and maintain a fish screen and fish passage as listed in ORS 498.301 through 498.346, and 509.580 through 509.910, to the specifications and extent required by Oregon Department of Fish and Wildlife, prior to diversion of water under any permit issued pursuant to this application.
- I understand that the Oregon Department of Environmental Quality will review my application to determine if the proposed use complies with existing state and federal water quality standards.
- I understand that I will install and maintain water use measurement and recording devices as required by the Water Resources Department, and comply with recording and reporting permit condition requirements.

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Lower Columbia - OAR 690-033-0220 thru -0230

Is the POD located in an area where the Lower Columbia rules apply?

Yes No

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If yes, you are notified that that the Water Resources Department will determine, by reviewing recovery plans, the Columbia River Basin Fish and Wildlife Program, and regional restoration programs applicable to threatened or endangered fish species, in coordination with state and federal agencies, as appropriate, whether the proposed use is detrimental to the protection or recovery of a threatened or endangered fish species and whether the use can be conditioned or mitigated to avoid the detriment.

If a permit is issued, it will likely contain conditions to ensure the water use complies with existing state and federal water quality standards; and water use measurement, recording and reporting required by the Water Resources Department. The application may be denied, or if appropriate, mitigation for impacts may be needed to obtain approval of the proposed use.

If yes, provide the following information (the information must be provided with the application to be considered complete).

Yes No The proposed use is for more than one cubic foot per second (448.8 gpm) and is not subject to the requirements of OAR 690, Division 86 (Water Management and Conservation Plans).

If yes, provide a description of the measures to be taken to assure reasonably efficient water use:

Statewide - OAR 690-033-0330 thru -0340

Is the POD located in an area where the Statewide rules apply?

Yes

If yes, the Water Resources Department will determine whether the proposed use will occur in an area where endangered, threatened or sensitive fish species are located. If so, the Water Resources Department, Department of Fish and Wildlife, Department of Environmental Quality, and the Department of Agriculture will recommend conditions required to achieve "no loss of essential habitat of threatened and endangered (T&E) fish species," or "no net loss of essential habitat of sensitive (S) fish species." If conditions cannot be identified that meet the standards of no loss of essential T & E fish habitat or no net loss of essential S fish habitat, the agencies will recommend denial of the application unless they conclude that the proposed use would not harm the species.

SECTION 5: WATER USE

Provide the amount of water you propose to use from each source, for each use, in cubic feet-per-second (cfs) or gallons-per-minute (gpm). If the proposed use is from storage, provide the amount in acre-feet (af):
(1 cfs equals 448.8 gpm. 1 acre-foot equals 325,851 gallons or 43,560 cubic feet)

SOURCE	USE	PERIOD OF USE	AMOUNT
NORTH TENMILE LAKE	INDOOR DOMESTIC USE	Year round	.005 CFS cfs gpm af
			cfs gpm af
			cfs gpm af
			cfs gpm af

Please indicate the number of primary and supplemental acres to be irrigated.

Primary: N/A Acres

Supplemental: N/A Acres

If supplemental acres are listed, provide the Permit or Certificate number of the underlying primary water right(s):

N/A

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: N/A

- If the use is **municipal or quasi-municipal**, attach Form M
- If the use is **domestic**, indicate the number of households: 1
- If the use is **mining**, describe what is being mined and the method(s) of extraction:

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SECTION 6: WATER MANAGEMENT

A. Diversion and Conveyance

What equipment will you use to pump water from your source?

Pump (give horsepower and type): **Deep Well Submersible Pump 1/2 -1 HP**

Other means (describe):

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water.

A deep well submersible pump with a fish screen will be attached to an existing floating dock to divert water from North Tenmile Lake. A fish screen with holes no larger than 3/32 in diameter per ODFW fish screen guidelines will be attached to the intake hose. My property is a steep lot, I will need to pump the water up approximately 80" to 100" vertical feet to a holding tank. Because of the high head I will need to pump the water to a holding tank outside of the riparian zone and place the water meter after the holding tank. The lake water is "dirty" and placing a filter prior to the water meter is necessary in order to

protect the meter. A 2 gallon per minute flow restrictor will be placed between the filter and the water meter to ensure I do not surpass 0.005 CFS of water to be diverted from North Tenmile Lake to its point of use.

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B. Application Method

What equipment and method of application will be used? (e.g., drip, wheel line, high-pressure sprinkler)

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Submersible well pump, water tank, filter, flow restrictor, water meter.

C. Conservation

Please describe why the amount of water requested is needed and measures you propose to: prevent waste; measure the amount of water diverted; prevent damage to public uses of affected surface waters.

The water will be used for indoor human domestic use only. Water will be pumped up to a holding tank from North Tenmile Lake to supply water for indoor human domestic use not to exceed .005 CFS at the water meter. Because of the location of the septic field, Riparian Zone, North Tenmile Lake and the configuration of my property, it is not possible to install a well due to setback requirements from the approved septic field, in addition, there are no roads to the site and because of that, it is not possible to truck water to the site. Receiving this water right is the ONLY way to provide my property with water for indoor human domestic use. There will be no waste because only water from North Tenmile Lake will be used for indoor human domestic use and in the event I need to drain a holding tank the water will be drained back to its point of origin North Tenmile Lake. In order to not waste precious allocated water resources, I will consider installing low flow water fixtures and appliances in the construction of my house. Examples may include: Low volume toilets, shower heads, dishwasher and faucets will be installed. Faucets will be regularly checks for drips and fixed. Because this application is for INDOOR HUMAN CONSUMPTION only, no water will be wasted on irrigation.

The Tenmile Lakes are large, shallow, highly productive freshwater lakes. North & South Tenmile Lakes have a collective surface area estimated at approximately 2,000 acres of water or approximately 651,702,000 gallons of water, with around 1000 parcels of land bordering the lakes. A narrow, shallow canal known as the "North Lake Canal" connects North & South Tenmile Lakes. Tenmile Lakes are the 4th largest lake in the State of Oregon. The proposed volume of water taken from North Tenmile lake will be no more than 500 gallons per day and will not damage or affect the public use of surface water.

SECTION 7: RESOURCE PROTECTION

In granting permission to use water from a stream or lake, the state encourages, and in some instances requires, careful control of activities that may affect the waterway or streamside area. See instruction guide for a list of possible permit requirements from other agencies. Please indicate any of the practices you plan to undertake to protect water resources:

Diversion will be screened per ODFW specifications in ORS 498.301 through 498.346 to prevent uptake of fish and other aquatic life.
Describe planned actions:

**A fish screen will be install at the point of intake with holes no larger than 3/32.
This is consistent with guidelines from ODFW.**

Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas.
Note: If disturbed area is more than one acre, applicant should contact the Department of Environmental Quality to determine if a 1200C permit is required.

Describe planned actions and additional permits required for project implementation:

My property is 1/2 acre in size, a small area has been cleared through the riparian zone to allow access to the home site. The area through the riparian zone includes a funicular and a gangway to provide access to the property and has already been approved in the dock application provided to the County and the Oregon Department of State Lands. The piping and electrical for water retrieval will go through the area already cleared, no additional clearing will be necessary for this application.

Operating equipment in a water body will be managed and timed to prevent damage to aquatic life. Describe planned actions and additional permits required for project implementation:

The only equipment in the water will be a pump with a fish screen attached conforming to ODFW guidelines, pipe and electrical wire. no other equipment will be required for this project.

Water quality will be protected by preventing erosion and run-off of waste or chemical products.
Describe planned actions:

This project will not increase erosion or have any chemical waste products.

List other federal and state permits or contracts to be obtained, if a water right permit is granted.

N/A

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SECTION 8: PROJECT SCHEDULE

- a) Date construction will begin: **As soon as a permit is granted**
- b) Date construction will be completed: **4 Months after date of permit**
- c) Date beneficial water use will begin: **As soon as the project is completed**

SECTION 9: WITHIN A DISTRICT

Check here if the point of diversion or place of use are located within or are served by an irrigation or other water district.

Irrigation District Name	Address	
City	State	Zip

SECTION 10: REMARKS

Use this space to clarify any information you have provided in the application. (*Attach additional sheets if necessary*).

My property is a zoned Rural Residential area. I have submitted and was approved for septic on site 23S12W04CD1000 by the Oregon DEQ application number 417997 Nov 2, 2015. In order to be able to use my property for it intended and planned purpose, I need to have water to be able to have a functional residential dwelling. My need is to receive a water right from North Tenmile Lake to provide indoor domestic human consumption use for the home I am preparing to build. There is no road access to my property and because of the configuration of my property and where the septic field will be located, it is not possible to install a well on the property due to the setbacks requirements, distance from a well to a septic field the lake and the riparian zone. In addition it's not possible to get a drilling rig to my property because there are no roads and it is boat access only. In the event that I could drill a well I would not qualify because of the set back requirements from the septic field. Trucking water in is also not a possibility because as stated above, there is no road access to the site. If it were possible to get a water truck to the site, it would need to be barged in. In the event there is ever a large barge on the lake the cost to truck water multiple times a year in would be extremely expensive and not reasonable or practical for year round use. Not receiving a water right would be a hardship and would render my property not usable for Rural Residential domestic purposes which it is zoned for. To reiterate, It would be a great hardship and not be consistent with the property zoning to not be granted an indoor domestic human consumption water right permit to provide water to enjoy the property which is zoned for residential use.

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Minimum Requirements Checklist

Minimum Requirements (OAR 690-310-0040, OAR 690-310-0050 & ORS 537.140)

Include this checklist with the application

Check that each of the following items is included. The application will be returned if all required items are not included. If you have questions, please call the Water Rights Customer Service Group at (503) 986-0900.

Please submit the original application and signatures to the Water Resources Department. Applicants are encouraged to keep a copy of the completed application.

- SECTION 1: Applicant Information and Signature
- SECTION 2: Property Ownership
- SECTION 3: Source of Water
- SECTION 4: Sensitive, Threatened or Endangered Fish Species Public Interest Information
- SECTION 5: Water Use
- SECTION 6: Water Management
- SECTION 7: Resource Protection
- SECTION 8: Project Schedule
- SECTION 9: Within a District
- SECTION 10: Remarks

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Include the following additional items:

Land Use Information Form with approval and signature of local planning department (*must be an original*) or signed receipt.

Provide the legal description of: (1) the property from which the water is to be diverted, (2) any property crossed by the proposed ditch, canal or other work, and (3) any property on which the water is to be used as depicted on the map.

Fees - Amount enclosed: \$ _____

See the Department's Fee Schedule at www.oregon.gov/owrd or call (503) 986-0900.

Map that includes the following items:

Permanent quality and drawn in ink

Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.)

North Directional Symbol

Township, Range, Section, Quarter/Quarter, Tax Lots

Reference corner on map

Location of each diversion, by reference to a recognized public land survey corner (distances north/south and east/west)

Indicate the area of use by Quarter/Quarter and tax lot identified clearly.

Number of acres per Quarter/Quarter and hatching to indicate area of use if for primary irrigation, supplemental irrigation, or nursery

Location of main canals, ditches, pipelines or flumes (if well is outside of the area of use)

Water-Use Permit Application Processing

1. Completeness Determination

The Department evaluates whether the application and accompanying map contain all of the information required under OAR 690-310-0040 and OAR 690-310-0050. The Department also determines whether the proposed use is prohibited by statute. If the Department determines that the application is incomplete, all fees have not been paid, or the use is prohibited by statute, the application and all fees submitted are returned to the applicant.

2. Initial Review

The Department reviews the application to determine whether water is available during the period requested, whether the proposed use is restricted or limited by rule or statute, and whether other issues may preclude approval of or restrict the proposed use. An Initial Review (IR) containing preliminary determinations is mailed to the applicant. The applicant has 14 days from the mailing date to withdraw the application from further processing and receive a refund of all fees paid minus \$260. The applicant may put the application on hold for up to 180 days and may request additional time if necessary.

3. Public Notice

Within 7 days of the mailing of the initial review, the Department gives [public notice](#) of the application in the weekly notice published by the Department at www.oregon.gov/owrd. The public comment period is 30 days from publication in the weekly notice.

4. Proposed Final Order Issued

The Department reviews any comments received, including comments from other state agencies related to the protection of sensitive, threatened or endangered fish species. Within 60 days of completion of the IR, the Department issues a Proposed Final Order (PFO) explaining the proposed decision to deny or approve the application. A PFO proposing approval of an application will include a draft permit, and may request additional information or outstanding fees required prior to permit issuance.

5. Public Notice

Within 7 days of issuing the PFO, the Department gives public notice in the weekly notice. Notice includes information about the application and the PFO. Protest must be received by the Department within 45 days after publication of the PFO in the weekly notice. Anyone may file a protest. The protest filing fee is \$410.00 for the applicant and \$810.00 for non-applicants. Protests are filed on approximately 10 percent of Proposed Final Orders. If a protest is filed the Department will attempt to settle the protest but will schedule a contested case hearing if necessary.

6. Final Order Issued

If no protests are filed, the Department can issue a Final Order within 60 days of the close of the period for receiving protest. If the application is approved, a permit is issued. The permit specifies the details of the authorized use and any terms, limitations or conditions that the Department deems appropriate

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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.oregon.gov/OWRD

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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 groundwater 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 30day 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.

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.

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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): Not Regulated

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
		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: <u>Crystal Orr</u>		TITLE: <u>Planner I</u>
SIGNATURE: <u>Crystal Orr</u>	PHONE: <u>541-396-7770</u>	DATE: <u>7/1/20</u>
GOVERNMENT ENTITY: <u>Coos County Planning</u>		

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: _____

Land Use Information Form

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Land Use Information Form

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725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
503-986-0900
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Applicant

NAME JONATHAN DAVID			PHONE (HM) N/A	
PHONE (WK) N/A		CELL 503-753-2275		FAX N/A
ADDRESS 16276 BARLOW DR				
CITY OREGON CITY	STATE OR	ZIP 97045	E-MAIL* HCAMPER60@COMCAST.NET	

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:
23S	12W	04	CD	1000	RR -2	Diverted, Conveyed, Used	

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

COOS COUNTY WATER TO BE DIVERTED FROM NORTH TENMILE LAKE.

B. Description of Proposed Use

Type of application to be filed with the Water Resources Department:

Water Right Transfer

Source of water: Surface Water (name) **NORTH TENMILE LAKE**

Estimated quantity of water needed: **0.005 cubic feet per second**

Intended use of water: **Domestic for 1 household(s)**

Briefly describe:

Water will be for indoor HUMAN DOMESTIC PURPOSES only to supply a house on my property which is zoned RR-2

Attachment 2: Land Use Information Form

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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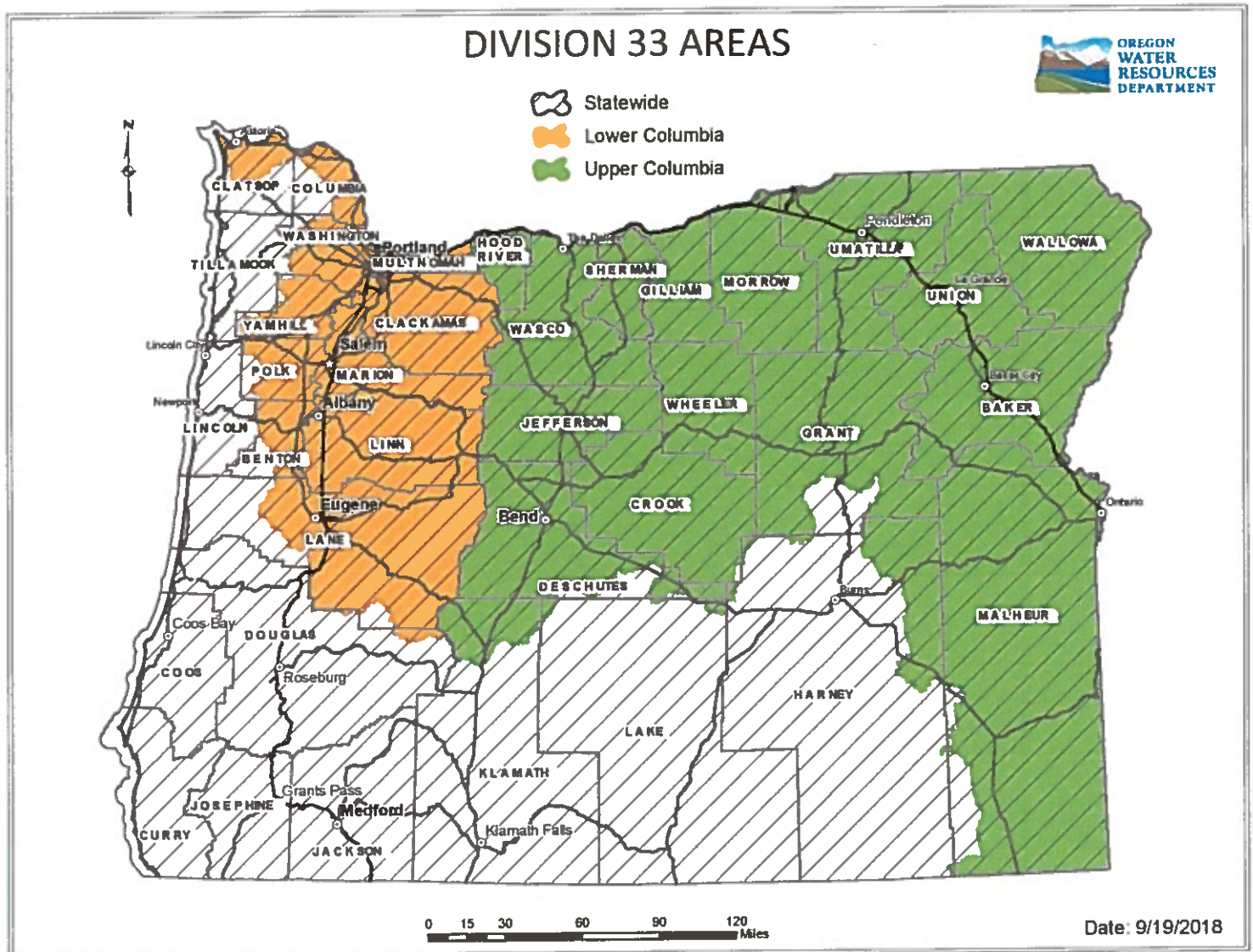
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Figure 1: Map of Division 33 Areas



and click on "Submit" to retrieve a report that will show which section, if any, of the Division 33 rules apply: https://apps.wrd.state.or.us/apps/misc/lkp_trsqg_features/

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File #:

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**Oregon Water Resources Department****Application Supplement for Human
Consumption & Livestock Uses**

For water use permit applications within or above scenic waterways, or from streams for which water is not available due to required instream flows, the Department may issue limited permits for human consumption and livestock uses. Human consumption is limited to indoor use for drinking, cooking, and sanitation and is limited to 500 gallons per day. It does not include outdoor uses such as lawn watering, garden watering or other similar uses.

In order to issue a permit to you for human consumption or livestock use, the Department must find that you cannot reasonably obtain water from any other source. For human consumption, an additional finding must be made that denial of the water right would result in loss of reasonable expectations for use of your property. For livestock use, additional findings must be made that issuance of a permit is necessary to prevent the livestock from watering in or along the stream bed and that you have excluded livestock from the stream and the adjacent riparian zone.

Please answer the following questions, and sign and return this form to Oregon Water Resources Department, 725 Summer St NE Ste A, Salem OR 97301-1266.

1. Can you reasonably obtain water from any other source? ☐ Yes ☒ No

If not, please describe why each of the following options are not reasonable:

- a. Groundwater, such as a well on yours or a neighbor's property. (If expense is the reason groundwater is not reasonable, please provide two estimates of the cost.)

my lot is only a half acre. Because of the setback for a well from the already approved septic field, and the 50 foot riparian zone setbacks putting a well on the property is not an option. In addition even if I did not have the setback restrictions, my property is boat access only and it would not be possible to drive a drilling rig to the site.

- b. Securing stored water from upstream reservoirs.

N/A There are no upstream reservoirs.

- c. Trucking water. (If expense is the reason this option is not reasonable, please provide a copy of an estimate of the cost of trucking water.)

My property is boat access only, it is not possible to truck water to the site.

- d. Community or municipal water suppliers.

N/A

- e. Tying in to a neighboring property's spring.

N/A My adjacent neighbors do not have a spring,

- f. Transferring existing water rights to your proposed use(s).

To my knowledge there no water rights available for transfer. N/A

Please identify any other alternate water sources you have considered, and why they are not feasible:

Ive, considered a installing a well, hauling water to the site, tying into a neighbor's well and transferring existing water rights.

2. If you are seeking a permit for **human consumption use**, would denial of your application result in loss of reasonable expectations for use of your property?

☒ Yes ☐ No ☐ NotApplicable

If so, please describe how:

Without a water right I would not be about to install a septic field to flush my toilet, take a shower or wash dishes. Sure no water for a weekend is doable but it is not reasonable to live in a house with zero water for domestic use. Im planing to use the property year round and it is zoned Rural Residential.

3. If you are seeking a permit for **livestock use**, is the proposed use necessary to prevent the livestock from watering in or along the stream bed?

☐ Yes ☐ No ☒ Not Applicable

4. If you are seeking a permit for **livestock use**, have you excluded livestock from the stream and the adjacent riparian zone?

☐ Yes ☐ No ☒ Not Applicable

Applicant Signature: _____

Date: _____

OCT, 13, 2020

Applicant Signature: _____

Date: _____