

# **OREGON WATER RESOURCES DEPARTMENT**



725 Summer Street NE Ste A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
January 5, 2010

*This notice is also available on our web page at the following address:  
[http://www1.wrd.state.or.us/cgi-bin/notices.pl?water\\_rights](http://www1.wrd.state.or.us/cgi-bin/notices.pl?water_rights)*

This publication lists agency activities requiring public notice. It also describes public comment processes and deadlines. Types of water use requests in this week's Public Notice include:

- \* **Permit Application Initial Reviews, Proposed Final Orders, and Final Orders**  
Applications for permits to use, store, divert or pump surface water or groundwater. Includes applications by the state Departments of Fish & Wildlife, Environmental Quality or Parks and Recreation for water to be used and kept in-channel.
- \* **Alternate Reservoir Applications (ORS 537.409)**  
Applications for storage permits for small ponds filed under a simplified review process.
- \* **Applications for Extensions of Time to Perfect Water Right Permits**  
New applications received and proposed final orders regarding requests to extend time limits to fully develop water use projects and beneficially apply water.
- \* **Water Management and Conservation Plans**  
Water management and conservation plans submitted by municipalities and agricultural water suppliers under provisions of OAR Chapter 690, Division 86.

The Public Notice is published each week on the Department's web site at <http://www.wrd.state.or.us/>. If you would like to receive a **free** weekly notification when it is published, please send your request to "Jonnine.L.SKAUG@wrd.state.or.us".

## **Permit Application Initial Reviews and Proposed Final Orders**

The following pages of this notice list permit applications that the Oregon Water Resources Department is evaluating for compliance with state water laws and regulations. Public participation and comment is encouraged. Opportunities for public involvement vary according to the stage of the permit evaluation.

Ground water permit applications in the Deschutes Basin (basin 5) may seek to provide mitigation pursuant to the Deschutes Ground Water Mitigation Rules by implementing a mitigation project or by obtaining mitigation credits made available by a completed mitigation project. Surface water and/or reservoir permit applications in the Deschutes Basin may be proposed ground water mitigation projects.

### **Initial Review Stage (IR in the "Stage" column of the permit listing)**

The Department has given the applicant the results of an initial review of water use restrictions, water availability and other limits that affect the agency's decision on whether to issue a permit. The applicant has asked the agency to proceed to the next stage of evaluation. The Department welcomes comments from interested persons, agencies and organizations on the proposed water use.

**The comment deadline for initial reviews appearing in this public notice is 5pm, Thursday, February 04, 2010.** Although we cannot respond individually to all comments, each will be considered as the agency makes its permit decision.

### **Proposed Final Order Stage (PFO in the "Stage" column of the permit listing)**

The proposed final order is the Department's preliminary decision on the water use request. It will indicate how the comments received on the application in the first stage were considered. The PFO documents the agency's decision through specific findings. If appropriate, it includes a draft permit specifying any conditions or restrictions on the use. Persons interested in receiving a mailed copy of a PFO must pay a statutorily-required fee of \$20. (Any person paying \$20 to receive a PFO by mail will also receive a copy of the Final Order when it is issued.) PFO's may be viewed for free at the Department's Salem Office or at the district watermaster office nearest the proposed use. Those disagreeing with the Department's decision as expressed in the PFO have 45 days to file a protest.

**The protest deadline for proposed final orders appearing in this public notice is 5pm, Friday, February 19, 2010.**

The protest filing fee is \$300 for the applicants and \$600 for non-applicants. Detailed requirements for filing a protest will be sent with copies of the PFO. Persons who support the PFO may file a "standing" fee of \$150 to retain the ability to participate in future proceedings relating to an application. Before participation is allowed, an additional \$300 will be required at the time of the proceeding.

If a protest or comment deadline falls on a day that the office is closed then the next open business day automatically becomes the deadline date. In addition to the usual state or federal office closures, the Oregon Water Resources Department headquarters office will be closed on the following Fridays: October 16, 2009; November 27, 2009; March 19, 2010; April 16, 2010; June 18, 2010; August 20, 2010; September 17, 2010; November 26, 2010; March 18, 2011; and May 20, 2011.

## How to Read the Listing

Applications on the next page are sorted by application number in the following format:

App#	Basin	Source	Township/Range	County	Priority	Quantity	Stage	Status
G-15693	DOE, JOHN PO BOX 123	EUGENE OR 97123	16.00S 03.00W 19 NESW	Lane	01/29/2002	0.3700 C	IR	3
	02 A WELL > SPRING CR							
	Uses: IR							

**FIRST LINE:**

- \* Application number:
  - G: groundwater
  - R: reservoir
  - S: surface water
  - I: instream
- \* Applicant name & address
- \* Stage of review:
  - IR: Initial Review
  - PFO: Proposed Final Order
- \* Decision status codes
  - 1: permit may be issued as requested
  - 2: permit may be issued with conditions
  - 3: permit unlikely to be issued

**SECOND LINE:**

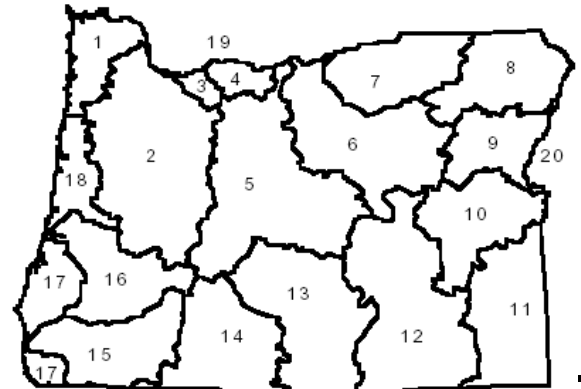
- \* Basin number (see map below right)
  - \* Source > what it flows into
    - (in the case of wells, this describes the basin in which the well is located)
  - \* General legal description
  - \* County & Priority date
  - \* Amount
  - \* Unit of measure:
    - C: cubic feet per second
    - G: gallons per minute
    - A: acre-feet
- THIRD LINE:**
- \* Type of use (see abbreviations below)

**BASINS:**

- |                 |                     |
|-----------------|---------------------|
| 1. North Coast  | 11. Owyhee          |
| 2. Willamette   | 12. Malheur L.      |
| 3. Sandy        | 13. Goose/Summer L. |
| 4. Hood         | 14. Klamath         |
| 5. Deschutes    | 15. Rogue           |
| 6. John Day     | 16. Umpqua          |
| 7. Umatilla     | 17. S. Coast        |
| 8. Grande Ronde | 18. Mid-Coast       |
| 9. Powder       | 19. Columbia        |
| 10. Malheur     | 20. Snake           |

**Commonly used "Type of Use" abbreviations (for definitions, consult Oregon Administrative Rules 690-300):**

AG: Agriculture	GR: Groundwater recharge	MU: Municipal
CF,CH,CL, CR: Cranberry uses	GT: Geothermal	NU: Nursery use
CM: Commercial	IC: Irrigation, primary & supplemental	PA: Pollution abatement
CS: Campground	ID: Irrigation with domestic	PW: Power
DI, DN: Domestic including non-commercial lawn & garden	IL: Irrigation with livestock	QM: Quasi-municipal
DO: Domestic	IM: Industrial or manufacturing	RC: Recreation
DS: Domestic & stock	IR: Irrigation	RW: Road construction
FI: Fish	IS: Irrigation, supplemental	ST: Storage
FP: Fire protection	LV: Livestock	SW: Swimming
FW: Fish & wildlife	LW: Livestock & wildlife	TC: Temperature control
GD: Group domestic	MI: Mining	WI: Wildlife



App#	Basin Source	Township/Range	County	Priority	Quantity	Stage	Status
<a href="#">G-17183</a>	PAGEL, MARTHA O. SCHWABE, WILLIAMSON, AND WYATT P C 530 CENTER ST NE SUITE 400 SALEM OR 973						PFO 2
8	A WELL > BEAR CREEK	3.00S 36.00E 36 SESE	Union	02/26/2009	1.29C		
8	A WELL > BEAVER CREEK	4.00S 36.00E 12 SESW	Union	02/26/2009	1.67C (est)		
Uses: IR							
<a href="#">G-17189</a>	BUERMANN, JOSEPH R. PO BOX 292 BURNS OR 97720						PFO 2
12	A WELL > HARNEY LAKE	26.00S 30.00E 17 NWNE	Harney	03/17/2009	2.1C (est)		
12	A WELL > HARNEY LAKE	26.00S 30.00E 18 NENE	Harney	03/17/2009	1.5C		
Uses: IR							

## **Alternate Reservoir Applications (ORS 537.409)**

For alternate reservoir applications filed under ORS 537.409, the public is invited to comment within 60 days of this notice. The law provides that within 60 days after the Department provides public notice of the application, any person may submit detailed, legally obtained information in writing, requesting the Department to deny the application for a permit on the basis that the reservoir:

- (A) Would result in injury to an existing water right; or
- (B) Would pose a significant detrimental impact to existing fishery resources as determined on the basis of information submitted by the State Department of Fish and Wildlife.

**Such comments must be submitted on or before March 06, 2010.**

R-87561  
MOSTUL, BURL  
11900 S CRITESER RD  
OREGON CITY OR 97045  
POD: 1 RUNOFF > BEAVER CREEK  
NE 1/4 NE 1/4 Section 24T 3.00S R 1.00E WM  
Clackamas County  
2.0 A for MULTIPLE PURPOSE

R-87562  
HASSON, DORIS  
12900 MOORES VALLEY RD  
YAMHILL OR 97148

HASSON, GARY  
12900 MOORES VALLEY RD  
YAMHILL OR 97148  
POD: 1 RUNOFF > PUDDY GULCH  
SE 1/4 NW 1/4 Section 12T 3.00S R 5.00W WM  
Yamhill County  
2.4 A for MULTIPLE PURPOSE

**Applications for Extensions of Time  
to Perfect Water Right Permits filed pursuant to OAR 690-315**

**Consistent with OAR 690-315-0050, the Department will accept public comment on the following extension applications until February 04, 2010.** Following the comment period, the Department will prepare and issue a proposed final order. Individuals who would like a copy of the proposed final order may request copies by sending a request and \$20 (the charge required by law). Please indicate the file number. Copies of the proposed final order may be viewed at the Department and/or self copied. Individuals wishing to obtain a copy of the extension application should contact the Department by phone or in person.

Extension file information is included in the following format:

- (a) Application Number;
- (b) Permit number;
- (c) Applicant name and address;
- (d) County of application;
- (e) Common name of water source(s) listed in the permit;
- (f) Amount of water use permitted in gallons per minute (gpm), cubic feet per second (cfs) or acre feet (af) of storage;
- (g) Use allowed in the permit;
- (h) Proposed extended date of completion as requested by the extension applicant;

Application Number: G-16275  
Permit Number: G-15853  
WILDE, GARY M.  
18048 MIDDLE ROCK CREEK LANE  
ARLINGTON OR 97812  
Gilliam County  
A WELL > ROCK CREEK  
0.16 CFS  
SUPPLEMENTAL IRRIGATION USE ON 12.8 ACRES  
October 1, 2014

Application Number: S-72060

Permit Number: S-53024

TAYLOR (C/O), CORNELIUS

21732 HWY 395

LAKEVIEW OR 97630

Lake County

A RESERVOIR (CONSTRUCTED UNDER PERMIT # S-53024)> NORTH FORK COX CREEK

409.0 AF PER YEAR STORED WATER ONLY

SUPPLEMENTAL IRRIGATION OF 614.2 ACRES (APRIL 1 THRU SEPTEMBER 30)

October 1, 2010

**Proposed Final Orders Regarding  
Applications for Extensions of Time for Water Right Permits**

ORS 537.230, 537.248, 537.630 and 539.010 authorize the Water Resources Department to extend time limits contained in water right permits for completing construction of water development projects and applying water to full beneficial use. Procedures for permit holders to apply for extensions and for the Department to evaluate and determine whether or not to approve extensions of time are contained in OAR 690-320-0010 for extensions filed before July 1, 2001, and in OAR 690-315-0010 for extensions filed on or after July 1, 2001.

Proposed Final Orders (PFO's) are the Department's preliminary decision on extension requests. They document the agency's decision through specific findings. Persons interested in receiving a mailed copy of a PFO must pay a statutorily-required fee of \$20. (Any person paying to receive a PFO by mail will also receive a copy of the Final Order when it is issued). PFO's may be viewed for free at the Department's Salem Office or at the appropriate district watermaster office.

**Extension of Time Public Notice and Comment Procedures**

**Written comments on or written protests against a PFO must be submitted on or before February 19, 2010.** There is no fee for submission of comments. The protest filing fee is \$300 for the applicant and \$600 for non-applicants. Detailed requirements for filing a protest will be sent with copies of the PFO.

**1.) OAR-690-315**

County of Use:	Deschutes
Application File Number:	G-12971
Permit Number:	G-12494
Applicant:	CASCADE HIGHLANDS LTD PARTNERSHIP
Address:	61999 BROKEN TOP DR BEND OR 97702 AND ... ARROWOOD DEVELOPMENT LLC 250 NW FRANKLIN AVE SUITE 203 BEND OR 97701 AND ... HIGHLANDS AT BROKEN TOP COMMUNITY ASSOCIATION 361 NE FRANKLIN AVE BEND OR 97701 AND ... TETHEROW GOLF COURSE LLC VAN DER VELDE, CHRIS 61240 SKYLINE RANCH RD BEND OR 97701
River Basin:	Deschutes Basin
Water Source:	TWO WELLS > DESCHUTES RIVER
Authorized Use of Water:	IRRIGATION ON 300.0 Acres
Maximum Diversion/ Appropriation Rate:	3.75 CFS

Recommendation: The department proposes to grant an extension of time for complete construction for the water system from October 1, 2008 to October 1, 2013; and grant an extension of time to apply water to full beneficial use from October 1, 2008 to October 1, 2013.



County of Use: Curry  
Application File Number: S-74439  
Permit Number: S-53713  
Applicant: SEA WIND FARMS INC.  
Address: PO BOX 242  
SIXES OR 97476  
River Basin: South Coast Basin  
Water Source: BOULDER CREEK > FLORAS LAKE  
EIGHT RESERVOIRS > FLORAS LAKE  
Authorized Use of Water: PRIMARY AND SUPPLEMETNAL CRANBERRY OPERATIONS ON  
56.9 ACRES  
Maximum Diversion/  
Appropriation Rate: 1.2 CFS OF LIVE FLOW AND 89.0 AF PER YEAR FROM  
STORED WATER

Recommendation: The department proposes to grant an extension of time to  
apply water to full beneficial user from October 1, 2005 to October 1, 2012.

County of Use: Curry  
Application File Number: R-74440  
Permit Number: R-13159  
Applicant: SEA WIND FARMS INC.  
Address: PO BOX 242  
SIXES OR 97476  
River Basin: South Coast Basin  
Water Source: BIG CREEK > FLORAS LAKE  
Authorized Use of Water: STORED WATER TO BE ASSROPRIATED UNDER  
PERMIT S-53713, CANBERRY OPERATIONS  
Maximum Diversion/  
Appropriation Rate: 35.0 AF

Recommendation: The department proposes to grant an extension of time to  
apply water to full beneficial user from October 1, 2005 to October 1, 2012.

County of Use: Curry  
Application File Number: R-74441  
Permit Number: R-12960  
Applicant: SEA WIND FARMS INC.  
Address: PO BOX 242  
SIXES OR 97476  
River Basin: South Coast Basin  
Water Source: UNNAMED CREEKS/BIG CREEK > FLORAS LAKE  
Authorized Use of Water: STORED WATER TO BE APPROPRIATED UNDER PERMIT S-53713  
FOR SUPPLEMENTAL CRANBERRY OPERATIONS  
Maximum Diversion/  
Appropriation Rate: 54.0 AF EACH YEAR

Recommendation: The department proposes to grant an extension of time to  
apply water to full beneficial user from October 1, 2005 to October 1, 2012.

## **Water Management and Conservation Plans**

The Department is required to give notice and to invite public review and comment on Water Management and Conservation Plans submitted pursuant to OAR Chapter 690, Division 086. The Department will consider all public comments in its review of the draft plan and will report the results of the review to the water supplier 90 days from the time the plan was submitted.

**Any person may review and comment on a draft plan on or before February 04, 2010.** The plans are available for viewing at the Salem office of the Water Resources Department. Comments should focus on elements in the draft that do not meet the requirements of OAR Chapter 690, Division 086 and should include suggestions on how to bring the draft into compliance with the rules.

Plans have been submitted by the following agricultural and municipal water suppliers:

City of Union (Municipal)

To review any of the above plans or to provide comments on the plans, contact Lisa Jaramillo at 503-986-0880 or [lisa.j.jaramillo@wrdd.state.or.us](mailto:lisa.j.jaramillo@wrdd.state.or.us).

**OREGON  
WATER  
RESOURCES  
DEPARTMENT**



725 Summer Street NE Ste A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**

January 5, 2010

Use the back of this form to offer comments on water use requests or other items in this notice or to order copies of proposed final and final orders. You are welcome to submit comments on a separate sheet, but please be sure to include your name and address and reference the specific request or document that concerns you. Please mail your comments to the address listed above.

**Water Use Request Type & File Number**  
(e.g. "Permit Application G-12345" or "Transfer T-1234"):  
enclosed)\*

Mail me the order  
(payment

**Your Name, Address, and Phone Number:**

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\* We are required by law to charge a fee of \$20 to mail a copy of a proposed and final order on a pending water right application or permit extension to any interested person. Please include a check made out to the Oregon Water Resources Department in the amount of \$20 for each type of order you would like mailed to you. This fee entitles you to also receive a copy of the final order, when issued. (Copies of propose final order and final order are also available for viewing—at no charge—at our Salem office or at the local watermaster office.)