

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
February 16, 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*

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.
- * **Expedited Secondary Applications to Use Stored Water**
Applications to use stored water exclusively, 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.
- * **Applications for Limited Licenses**
Requests to use water for 5 years or less. Licenses are subordinate to other rights and may be revoked if a use is found to injure other water right holders.
- * **Transfer Preliminary Determinations**
Requests to change point of diversion or appropriation, place of use, and character of use upon which the public may protest the application and Department's preliminary determination.
- * **Transfer Applications: Permit Amendments**
Requests to amend permits.
- * **District Permanent Transfers (ORS 540.580)**
Petitions requesting transfers in place of use within a district's boundaries.

* **Establishment of Mitigation Credits in the Deschutes Basin pursuant to OAR Chapter 690, Division 521 (ORS 537.746)**

* **Notice of Intent to Reauthorize A Minor Hydroelectric Project**

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, March 18, 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, April 02, 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:

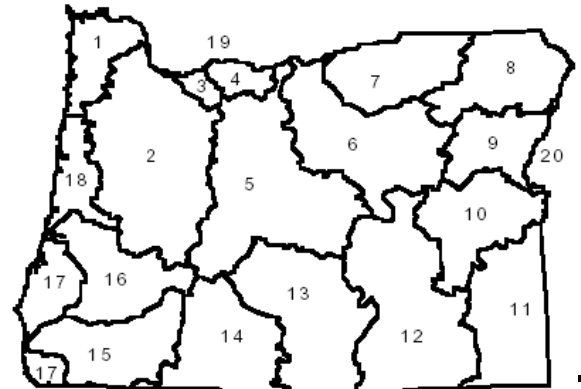
- * Basin number (see map below right)
 - * Source > what it flows into
 - (in the case of wells, this describes the basin in which the well is located)
 - * General legal description
 - * County & Priority date
 - * Amount
 - * Unit of measure:
 - C: cubic feet per second
 - G: gallons per minute
 - 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
G-16989		CITY OF MERRILL CITY OF MERRILL PO BOX 487 MERRILL OR 97633						PFO 2
Uses:	14	A WELL > LOST RIVER	41.00S 10.00E 11 NENE	Klamath	12/28/2007	1.0C		
G-17235		RUTHERFORD FAMILY RANCHES RUTHERFORD FAMILY RANCHES 36997 SANDHILL LANE BURNS OR 97720						PFO 2
Uses:	12	A WELL > NINEMILE SLOUGH	24.00S 32.50E 7 SESW	Harney	06/10/2009	1.35C (est)		
	12	A WELL > NINEMILE SLOUGH	24.00S 32.50E 7 SENW	Harney	06/10/2009	1.35C (est)		
G-17236		PORTLAND VA MEDICAL CENTER PORTLAND VA MEDICAL CENTER PO BOX 1034 PORTLAND OR 97207						PFO 2
Uses:	2	A WELL > WILLAMETTE RIVER	1.00S 1.00E 9 SENE	Multnomah	06/18/2009	0.38C		
G-17248		CARLTON NURSERY CO. LLC CARLTON NURSERY CO. LLC PO BOX 398 DAYTON OR 97114						PFO 2
Uses:	2	A WELL > WILLAMETTE RIVER	5.00S 3.00W 28 SWSE	Yamhill	07/21/2009	0.31C		
G-17286		SEXTON, ROBERTA THE KLAMATH TRIBES PO BOX 436 CHILOQUIN OR 97624						IR 3
Uses:	14	A WELL > WILLIAMSON RIVER	35.00S 7.00E 8 SENW	Klamath	11/10/2009	0.03C		
	14	A WELL > WILLIAMSON RIVER	35.00S 7.00E 8 SENW	Klamath	11/10/2009	0.28C		
G-17222		MENDEL JR, AL PO BOX 1364 LA PINE OR 97739						IR 3
Uses:	5	A WELL > LITTLE DESCHUTES RIVER	21.00S 10.00E 36 NWNW	Deschutes	05/18/2009	0.003C		
	5	A WELL > LITTLE DESCHUTES RIVER	21.00S 10.00E 36 NWNW	Deschutes	05/18/2009	0.003C		
	5	A WELL > LITTLE DESCHUTES RIVER	21.00S 10.00E 36 NWNW	Deschutes	05/18/2009	0.006C		

App#	Basin Source	Township/Range	County	Priority	Quantity	Stage	Status
R-87497	SULLIVAN, ALTON E. PO BOX 2118 LEBANON OR	97355					PFO 2
2	RUNOFF > ONEHORSE SLOUGH	12.00S 1.00W 4 SWSE	Linn	07/15/2009	31.0A		
2	RUNOFF > ONEHORSE SLOUGH	12.00S 1.00W 9 NWNE	Linn	07/15/2009	4.5A		
2	RUNOFF > ONEHORSE SLOUGH	12.00S 1.00W 5 SENE	Linn	07/15/2009	62.0A		
Uses: FI FP WI							
G-16880	SEELY, JUDITH L. PO BOX 92 SPRAY OR	97874					PFO 2
6	A WELL > KAHLER CREEK	8.00S 24.00E 23 NESW	Wheeler	06/27/2007	0.75C		
Uses: IR							

Permit Application Final Orders

Following is a list of applications that have had final orders issued recently. If you would like a copy of any of the final orders, you may send a request with \$20.00 for each final order to the Water Rights Section, Oregon Water Resources Department, 725 Summer Street NE Ste A, Salem OR 97301. If you have any questions, please contact the Department's customer service staff by dialing 503-986-0801.

Application	Basin	County	Priority	Company	Name	FO Date
G-16976	5	CROO	12/06/2007		DAVID CHRISTENSEN	02/04/2010
G-17095	12	HARN	08/19/2008		JAMES SHEPHERD	02/04/2010
G-17117	10	MALH	10/03/2008		AARON ARRIOLA	02/04/2010
G-17164	2	WASH	01/20/2009		VICKI ABTIN	02/04/2010
G-17198	9	BAKE	03/30/2009	HAY INC.	JASON WILLIAMS	02/04/2010
R-87541	15	JACK	10/22/2009	JOHN C HILL REVOCABLE LIVING TRUST	JOHN HILL	02/05/2010
S-87159	2	YAMH	04/24/2008	MCKEE FAMILY LTD PARTNERSHIP	DEBBIE MCKEE	02/05/2010
R-87137	15	JACK	04/03/2008		ABRAHAM HARRIS	02/08/2010
R-87460	6	GRAN	05/29/2009	E GERALD SHAW RANCES INC.		02/08/2010
R-87505	2	MARI	08/04/2009		JAYNE MILLER	02/09/2010
R-87551	2	POLK	08/26/2009	WEISENSEE LIVING TRUST	MARK WEISENSEE	02/09/2010
S-86850	5	DESC	05/02/2007		L SCOTT LETOURNEA	02/09/2010
S-86904	5	DESC	06/22/2007		JOAN PEASE	02/09/2010
S-87302	5	KLAM	10/07/2008		TIMOTHY GODSIL	02/09/2010
S-87542	16	DOUG	10/20/2009		BRADFORD LAVANWAY	02/09/2010

Application	Basin	County	Priority	Company	Name	FO Date
G-16577	2	CLAC	12/05/2005		GAYLE KIRKPATRICK	02/11/2010
G-16787	2	MARI	01/25/2007		SCOTT MCKILLIP	02/11/2010
G-16913	3	MULT	08/07/2007	.S. FOREST SERVICE; COLUMBIA RIVER GORGE NATIONAL		02/11/2010
G-16990	2	MARI	12/19/2007	CITY OF SUBLIMITY	EDWARD BUTTS	02/11/2010
G-17097	5	WASC	08/21/2008	CAMP MORROW BIBLE CONFERENCE	CHIP SHETLER	02/11/2010
G-17176	2	MULT	02/09/2009	STAN TONNESON LLC		02/11/2010
R-87322	15	JOSE	10/23/2008		LARRY SCHELL	02/11/2010
R-87433	15	JOSE	04/06/2009		JOAN DUMMER	02/11/2010
R-87511	16	DOUG	08/10/2009		ALAN KRUSI	02/11/2010
R-87512	16	DOUG	08/10/2009		JANET KRUSI	02/11/2010
R-87537	2	POLK	10/13/2009		ALPHEUS THORNTON	02/11/2010
S-74423	2	WASH	08/19/1994	ALOHA LAND AND CATTLE CO.		02/11/2010
S-87183	5	KLAM	05/20/2008		RODNEY CHAMBERS	02/11/2010
S-87226	5	DESC	07/15/2008		ROBERT RISSBERGER	02/11/2010
S-87319	5	KLAM	10/21/2008		LOUIS BLASER	02/11/2010
S-87434	5	KLAM	04/08/2009		ROBERT GILMAN	02/11/2010
G-17245	2	LINN	06/30/2009	PLAGMANN LAND CO.	TERRILL PLAGMANN	02/16/2010
G-17261	14	KLAM	09/16/2009		MILTON GEFFEN	02/16/2010

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 April 17, 2010.

R-87576
VOIGT, KELLY
PO BOX 369
PRAIRIE CITY OR 97869

VOIGT, BARBARA
PO BOX 369
PRAIRIE CITY OR 97869
POD: 1 A SPRING > JOHN DAY RIVER
SW 1/4 SW 1/4 Section 7 T 13.00S R 33.00E WM
Grant County
3.0 A for MULTIPLE PURPOSE

R-87578
HAISLIP, STARLA
2509 TERLINGUA DR
CEDAR PARK TX 78613
POD: 1 UNNAMED STREAM > WEST FORK DRY CREEK
NE 1/4 SE 1/4 Section 22T 7.00S R 46.00E WM
Baker County
4.0 A for MULTIPLE PURPOSE

Expedited Secondary Applications Under HB 2178 (2005)

For expedited secondary applications to use exclusively stored water filed under HB 2178, the public is invited to comment within 30 days of this notice, by **March 18, 2010**. The expedited secondary applications listed below have been filed recently. Any person may raise public interest issues regarding these applications. If public interest issues are raised, the Department may move the application to the standard process and review the application pursuant to ORS 537.153, and issue a Proposed Final Order. If no public issues are raised, the Department may issue a final order and permit without further prior notice.

Comments must identify the specific public interest under ORS 537.170(8) that would be impaired or detrimentally affected by the proposed use, and specifically how the identified public interest would be affected.

POD 1 is the location of the stored water. POD 2 and any additional points are the diversion point(s).

S-87575
PANNER, KATHLEEN S.
CEDAR PARK GRAZING
PO BOX T
RIDDLE OR 97469
POD: 1 COW CREEK > SOUTH UMPQUA RIVER
NE 1/4 NE 1/4 Section 26T 30.00S R 6.00W WM
Douglas County
0.0 AFT for IRRIGATION (est.)

POD: 2 A RESERVOIR > COW CREEK
SW 1/4 NE 1/4 Section 28T 31.00S R 4.00W WM
Douglas County
35.68 AFT for IRRIGATION (est.)

**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 April 02, 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:	Marion
Application File Number:	G-15145
Permit Number:	G-13981
Applicant:	WOODBURN SCHOOL DIST 103
Address:	965 N BOONES FERRY RD WOODBURN OR 97071
River Basin:	Willamette Basin
Water Source:	A WELL > MILL CREEK
Authorized Use of Water:	IRRIGATION ON 7.58 Acres
Maximum Diversion/ Appropriation Rate:	0.095 CFS

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 2005 to October 1, 2009.

County of Use: Marion
Application File Number: G-15146
Permit Number: G-13982
Applicant: WOODBURN SCHOOL DIST 103
Address: 965 N BOONES FERRY RD
WOODBURN OR 97071
River Basin: Willamette Basin
Water Source: A WELL > MILL CREEK
Authorized Use of Water: IRRIGATION ON 12.35 Acres
Maximum Diversion/
Appropriation Rate: 0.154 CFS

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 2005 to October 1, 2009.

County of Use: Deschutes
Application File Number: G-15861
Permit Number: G-15788
Applicant: WILLOWS PROPERTIES
Address: PO BOX 1270
SISTERS OR 97759
River Basin: Deschutes Basin
Water Source: A WELL > INDIAN FORD CREEK
Authorized Use of Water: IRRIGATION ON 104.4 Acres
Maximum Diversion/
Appropriation Rate: 1.3 CFS

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 2009 to October 1, 2014.

County of Use: Jackson
Application File Number: S-84124
Permit Number: S-53705
Applicant: BIRNIE, ERMA A.
Address: 800 HAMMEL RD
EAGLE POINT OR 97524
River Basin: Rogue Basin
Water Source: WASTE WATER > ROGUE RIVER
Authorized Use of Water: IRRIGATION ON 18.2 Acres
Maximum Diversion/
Appropriation Rate: 0.228 CFS

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 2005 to October 1, 2010.

Applications for Limited Licenses

A limited license allows the right to use or store water for no more than 5 consecutive years. Use of water under a limited license is subordinate to all other authorized uses and may be shut-off at any time to satisfy those other uses. In addition, the Department may revoke a limited license if its use causes injury to any other water right or minimum perennial streamflow.

Licensees must maintain a record of how much water they are using (ORS 537.143). **The Department may approve a license after March 2, 2010, upon finding that the proposed water use will not impair or be detrimental to the public interest (OAR 690-340-030).** The public is invited to provide comments that will assist the Director in determining whether the use would impair or be detrimental to the public interest.

LL-1277

DEVERE, TODD

17379 CANAL CIRCLE

LAKE OSWEGO OR 97035

POD: 1 SCOGGINS RES > WILLAMETTE RIVER

NE ¼ NE ¼ SECTION 17 T 02.00S R 01.00E WM

Clackamas and Washington County

0.02 C For IRRIGATION AND LANDSCAPING

LL-1278

CRESTLINE CONSTRUCTION CO

SCHMIDT, BUTCH

KERR, ERIK

3775 CRATES WAY

THE DALLES OR 97058

POD: 1 A WELL > COLUMBIA RIVER

NE ¼ SW ¼ SECTION 17 T 01.00S R 14.00E WM

Wasco County

350 GPM For ROAD CONSTRUCTION & MAINTANENCE

(up to 15 MG total)

LL-1279

KINDER MORGAN LIQUIDS TERMINAL WILLBRIDGE

STECKMAN, LARRY

3709 NE 54TH AVE

VANCOUVER WA 98661

POD: 1 WILLAMETTE RIVER > PACIFIC OCEAN

NW ¼ SW ¼ SECTION 18 T 01.00N R 01.00E WM

Multnomah County

4.45 C (est.) For GENERAL CONSTRUCTION

4.45 C (est.) For HYDROSTATIC TESTING

Transfer Preliminary Determinations

A Preliminary Determination provides the Department's conclusion as to whether a proposed change in place of use, point of diversion or appropriation, or character of use of an existing water right should be approved. Changes of water rights may be proposed in an application for transfer (including instream, historic POD, exchange, substitution or ground water registration modification).

The Department has issued preliminary determinations on the transfer applications listed below. In addition to this notice, the Department is complying with ORS 540.520(2) that requires publication of notice in a local newspaper for all transfers except those proposing a change in place of use only or a change in point of diversion of less than ¼ mile where there are no intervening diversion points.

Any person may protest the application and preliminary determination or may file a standing statement. Pursuant to OAR 690-380-4030(3) and OAR 690-382-0900, protests must raise all reasonably ascertainable issues and include all reasonably available arguments supporting the person's position. In addition, protests must be accompanied by a \$600 protest fee for non-applicant and \$300.00 protest fee for applicant. A Water Right Transfer Protest Form is available at <http://www.oregon.gov/OWRD/PUBS/forms.shtml> or by calling 503-986-0888. Protests must be received by the Department on or before March 18, 2010, or within 30 days of the last date of publication in a newspaper, whichever is later. If no protests are filed, the Department will issue a final order consistent with the preliminary determination.

T-10794 filed by DEER CREEK CENTER FOR FIELD RESEARCH AND EDUCATION, PO BOX 207, SELMA OR 97538, proposes a change in points of diversion and a change in place of use under Certificates 19720, 85951 and 13831. Certificate 19720 allows the use of 3.35 CUBIC FEET PER SECOND (priority date AUGUST 15, 1947) from DEER CREEK in Sec. 10, T 38 S, R 8 W, W.M. for IRRIGATION AND SUPPLEMENTAL IRRIGATION in Sec. 9 & 10. Certificate 85951 allows the use of 1.07 CUBIC FEET PER SECOND (priority date APRIL 8, 1919) from DEER CREEK in Sec. 10, T 38 S, R 8 W, W.M. for IRRIGATION in Sec. 10. Certificate 13831 allows the use of 1.664 CUBIC FEET PER SECOND (1.094 cfs with priority date 1885 and 0.57 cfs with priority date July 7, 1932) from DEER CREEK in Sec. 11, T 38 S, R 8 W, W.M. for IRRIGATION in Sec. 10. The applicant proposes to move the points of diversion for these rights approximately 0.1 and 1.5 miles downstream to Sec. 10, T 38 S, R 8 W, W.M. and to change the place of use for 5.9 acres to Sec. 11, T 38 S, R 8 W, W.M. The Water Resources Department has concluded that the proposed transfer appears to be consistent with the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-10747 filed by Margaret F. Rencken, 52494 Stateline Rd., Milton-Freewater, OR 97862, proposes to ADD AN ADDITIONAL POINT OF APPROPRIATION under an existing water right. Certificate 83860 (priority date of February 18, 1966) allows the use of 0.22 cfs from a Well within the West Fork of Walla Walla River basin, (NE1/4 SE1/4, Sec 16, within T6N, R35E, W.M.), for irrigation and supplemental irrigation within Section 16. The applicant proposes to add an additional point of appropriation to the water right approximately 300 feet north to a well located within SE1/4 NE1/4, Sec 16, T6N, R35E, W.M.. The Water Resources Department has concluded that the proposed transfer appears to be consistent with the requirements of ORS Chapter 540 and OAR 690-380-5000.

Transfer Applications: Permit Amendments

The holder of a water right permit may apply to change a point of diversion (POD) or appropriation (POA) or to change the place of use (POU) pursuant to ORS 537.211 (4).

Notice is given that the following applications for Permit Amendments have been received by the Department. If the proposed change in point of diversion or appropriation is for a distance greater than 1/4 mile or includes intervening diversion points, notice also will be published in a local newspaper.

County:	MALHEUR
Transfer:	11015
Water Right:	CERT G 16476
Priority Date:	NOVEMBER 13, 2007
Name:	OREGON MILITARY DEPARTMENT
Address:	PO BOX 14350, SALEM OR 97309-5047
Change:	ADDITIONAL POINT OF APPROPRIATION
Source:	A WELL

District Permanent Transfers (ORS 540.580)

A district may request to permanently change the place of use within district boundaries. A district may provide notice to the Department of a change before it is made, and shall submit a district permanent application prior to the end of the calendar year in which the change occurs. The Department shall approve the transfer application provided it does not cause injury to existing water rights or expand the water use. The final order approving the permanent transfer is subject to protest.

This public notice also includes district notices of proposed changes. The Department will accept comments on injury and enlargement of changes in place of use associated with the notice and use those comments in the review of the proposed change.

The Department seeks public comment on recently filed district transfer applications listed below. The deadline for comments or protests to the transfer application must be received by the Department on or before March 18, 2010. The Department will hold a contested case hearing if: 1) a protest and \$600 protest fee for non-applicant and \$300.00 protest fee for applicant are received within the time allowed; or 2) the Department finds a hearing is needed to determine whether the proposed changes would result in injury to existing rights. (If a water user believes that a proposed change could injure a water delivery within a district's boundaries, the matter will be resolved directly between the district and the water user.)

COUNTY:	DESCHUTES
NOTICE OF DISTRICT	
PERMANENT TRANSFER:	NOTICE # T-2010-002
CERTIFICATE:	83571,76714
PRIORITY DATE:	1900,1907,1913
NAME:	CENTRAL OREGON IRRIGATION DISTRICT
ADDRESS:	1055 SW LAKE COURT REDMOND OR 97756
CHANGE:	POU
SOURCE:	DESCHUTES RIVER/CRANE PRAIRIE RES
ACRES:	6.30
AUTHORIZED POU:	T15S R14E 33 T16S R14E 21 T17S R12E 28 T17S R13E 20
PROPOSED POU:	T18S R13E 4

COUNTY: DESCHUTES
NOTICE OF DISTRICT
PERMANENT TRANSFER: NOTICE # N10.002
CERTIFICATE: 74146,76106
PRIORITY DATE: 1900,1961
NAME: TUMALO IRRIGATION DISTRICT
ADDRESS: 64697 COOK AVENUE BEND OR 97701
CHANGE: POU
SOURCE: TUMALO CREEK
ACRES: 6.30
AUTHORIZED POU: T17S R11E 33
T16S R11E 33
PROPOSED POU: T16S R11E 33

Establishment of Mitigation Credits in the Deschutes Basin

ORS 537.746 authorizes the Department to award mitigation credits in the Deschutes Basin to approved mitigation projects. Mitigation credits may be used in the Deschutes Basin, specifically the Deschutes Ground Water Study Area, to mitigate for the impacts of ground water use on surface water flows. Pursuant to OAR Chapter 690, Division 521, upon receipt of notification of a mitigation project, the Department shall give public notice of the intent to establish mitigation credits.

The public is invited to comment on establishment of mitigation credits for the project(s) described below. Comments must be received within 21 days of the date of this public notice. Comments should address the award of mitigation credits to the proposed project and its use for mitigation purposes. Included in this public notice is a preliminary determination as to the amount of mitigation credits that may be available from the proposed project.

Deschutes County

Mitigation Project #: MP-130

Project Applicant: City of Bend

Mitigation Project

And Process: Instream Transfer Application T-11000 for Certificate 75760

Subbasin/Source: Middle Deschutes Subbasin – Deschutes River, tributary to the Columbia River

Amount of Water: Proposed Instream: up to 0.325 CFS
Maximum Seasonal Volume –
137.95 AF

Current Use: Irrigation of 13.0 acres

Credits Assigned to: City of Bend

Preliminary Mitigation

Credit Determination: 23.4 Mitigation Credits

May be available within Middle Deschutes and General
Zones of Impact

Contact: Laura Wilke, Phone: (503) 986-0884

Notice of Intent to Reauthorize A Minor Hydroelectric Project

Consistent with Oregon Revised Statute 543A.030, The Department is providing public notice on the following Notice of Intent filed with the department seeking the reauthorization of an existing minor hydroelectric project.

Application:	HE 529
Expiration date:	December 31, 2011.
Applicants:	Robert Danko
Address:	8455 Highway 35, Parkdale, OR 97041-9762
Amount of water:	0.12 cubic feet per second
Source of water:	Rimrock Creek, tributary to East Fork Hood River.
Location of the Point of Diversion:	NW 1/4 NE 1/4 of Section 16, Township 1 South, Range 10 East, W.M.,
Place of Use:	SE 1/4 SW 1/4 of Section 9, Township 1 South, Range 10 East, W.M.,
Purpose:	To supply power to own home
Power developed:	2.5 Theoretical Horsepower.

OREGON WATER RESOURCES DEPARTMENT



**725 Summer Street NE Ste A
Salem OR 97301**

PUBLIC NOTICE OF WATER USE REQUESTS
February 16, 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:

* 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.)