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:

<table>
<thead>
<tr>
<th>App#</th>
<th>Basin</th>
<th>Source</th>
<th>Township/Range</th>
<th>County</th>
<th>Priority</th>
<th>Quantity</th>
<th>Stage Status</th>
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<tr>
<td>G-15693</td>
<td>DOE, JOHN PO BOX 123 EUGENE OR 97123</td>
<td>02 A WELL &gt; SPRING CR</td>
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<td>0.3700</td>
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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)

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

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<th>Type of Use</th>
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<td>Domestic</td>
<td>DO</td>
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<td>Domestic &amp; stock</td>
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<td>Fish &amp; wildlife</td>
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<td>Irrigation, supplemental</td>
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<td>Livestock &amp; wildlife</td>
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Uses: FI FP WI

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<th>SEELY, JUDITH L. PO BOX 92 SPRAY OR 97874</th>
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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.

<table>
<thead>
<tr>
<th>Application Basin</th>
<th>County</th>
<th>Priority</th>
<th>Company</th>
<th>Name</th>
<th>FO Date</th>
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<td>02/11/2010</td>
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<td>S-74423</td>
<td>2</td>
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<td>08/19/1994</td>
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<td>02/11/2010</td>
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<td>S-87183</td>
<td>5</td>
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<td>05/20/2008</td>
<td>RODNEY CHAMBERS</td>
<td>02/11/2010</td>
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<td>S-87226</td>
<td>5</td>
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<td>07/15/2008</td>
<td>ROBERT RISSBERGER</td>
<td>02/11/2010</td>
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<td>S-87319</td>
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<td>10/21/2008</td>
<td>LOUIS BLASER</td>
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<td>S-87434</td>
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<td>04/08/2009</td>
<td>ROBERT GILMAN</td>
<td>02/11/2010</td>
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<tr>
<td>G-17245</td>
<td>2</td>
<td>LINN</td>
<td>06/30/2009</td>
<td>PLAGMANN LAND CO.</td>
<td>TERRILL PLAGMANN</td>
</tr>
<tr>
<td>G-17261</td>
<td>14</td>
<td>KLAM</td>
<td>09/16/2009</td>
<td>MILTON GEFFEN</td>
<td>02/16/2010</td>
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</tbody>
</table>
**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 rediversion 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.
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"): Mail me the order (payment enclosed)*

[ ]
[ ]
[ ]
[ ]

**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.)