

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
February 23, 2010

*This notice is also available on our web page at the following address:
http://apps2.wrd.state.or.us/apps/misc/wrd_notice_view/?notice_id=21*

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.
- * **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.
- * **Extension of Time Checkpoint Progress Reports filed pursuant to OAR 690-320**
Documents the progress made toward development of the water use project since approval of the last permit extension and/or the last progress report checkpoint. (OAR 690-320 pertains to permit extension applications filed before July 1, 2001.)
- * **Extension of Time Checkpoint Progress Reports filed pursuant to OAR 690-315**
Documents the progress made toward development of the water use project since approval of the last permit extension and/or the last progress report checkpoint. (OAR 690-315 pertains to permit extension applications filed on or after July 1, 2001.)
- * **Application for Instream Lease**
Application by water right holder to lease existing water rights to instream use.
- * **Transfer Applications: Regular**
Requests to change point of diversion or appropriation, place of use, or character of use upon which the public may comment. The changes may be proposed in an application for a transfer (including instream or historic POD), an exchange, or a substitution.

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

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 25, 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 09, 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 02 A WELL > SPRING CR Uses: IR	EUGENE OR 97123	16.00S 03.00W 19 NESW	Lane	01/29/2002	0.3700 C	IR	3

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:

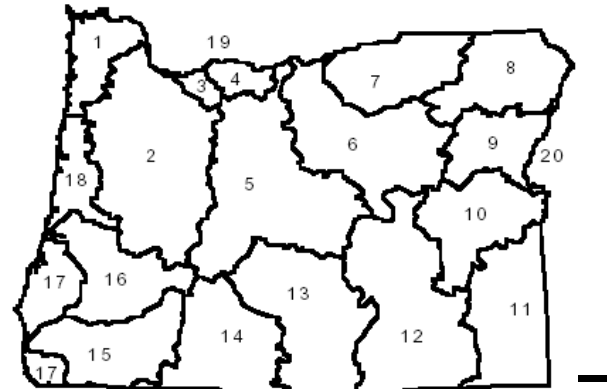
- * Basin number (see map below right)
 - * Source > what it flows into
(in the case of wells, this describes the basin in which the well is located)
 - * General legal description
 - * County & Priority date
 - * Amount
 - * Unit of measure:
 - C: cubic feet per second
 - G: gallons per minute
 - A: 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-17132	SINGHOSE, KELLY 29327 WEAVER SPRINGS LANE BURNS OR 97720						PFO 2
	12 A WELL > MALHEUR LAKE	25.00S 32.00E 25 SESW	Harney	10/29/2008	4.85C	(est)	
	12 A WELL > MALHEUR LAKE	25.00S 32.00E 36 NWNW	Harney	10/29/2008	4.85C	(est)	
Uses:	IR IS						
R-84768	BLAINE LIMITED PARTNERSHIP BLAINE LIMITED PARTNERSHIP 4676 HUTSON DR PARKDALE OR 97041						PFO 3
	5 RUNOFF/RESERVOIR 1 > GATE CREEK	5.00S 12.00E 4 NWNW	Wasco	06/01/2001	80.0A		
	5 RUNOFF/RESERVOIR 2 > GATE CREEK	4.00S 12.00E 32 NENE	Wasco	06/01/2001	80.0A		
Uses:	ST						
S-84335	BLAINE LIMITED PARTNERSHIP BLAINE LIMITED PARTNERSHIP 4676 HUTSON DR PARKDALE OR 97041						PFO 2
	6 A RESERVOIR > ROCK CREEK	4.00S 23.00E 32 NENE	Gilliam	02/07/2000	200.0A		
Uses:	IR						
S-84767	BLAINE LIMITED PARTNERSHIP BLAINE LIMITED PARTNERSHIP 4676 HUTSON DR PARKDALE OR 97041						PFO 3
	5 RESERVOIR 1 > GATE CREEK	5.00S 12.00E 4 NWNW	Wasco	06/01/2001	80.0A		
	5 RESERVOIR 2 > GATE CREEK	4.00S 12.00E 32 NENE	Wasco	06/01/2001	80.0A		
Uses:	IR						

ADDENDUM TO THE FEBRUARY 16, 2010, PUBLIC NOTICE OF WATER USE REQUESTS

Application G-16880 Seely, Judith L.

The Oregon Water Resources Department's February 16, 2010 Public Notice of Water Use Requests erroneously noted that the Proposed Final Order (PFO) was issued with the status of "permit may be issued with conditions" for Applications G-16880 (Seely, Judith L.). We are re-noticing Application G-16880 to reflect the correct status of "permit unlikely to be issued". The comment deadline for this PFO will now be 5 pm Friday, April 9, 2010.

G-16880	SEELY, JUDITH L. PO BOX 92 SPRAY OR 97874						PFO 3
	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-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

Application	Basin	County	Priority	Company	Name	FO Date
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
G-16810	9	BAKE	02/23/2007		ROBERT CLARKE	02/17/2010
G-16479	2	WASH	06/03/2005	ROCK CREEK COUNTRY CLUB	JEFF HOPKINS	02/18/2010
G-17027	2	WASH	03/26/2008		KEVIN DUYCK	02/18/2010
G-17228	12	HARN	06/02/2009	HOLMGREN DAIRY LLC		02/18/2010
R-87422	9	BAKE	03/20/2009		SCOTT JAGER	02/18/2010
R-87498	4	HOOD	07/20/2009	HCP PROPERTIES INC.		02/18/2010
R-87487	2	CLAC	06/30/2009	ALLDEVALE PROPERTIES LLC		02/22/2010
R-87488	2	CLAC	06/30/2009	ALLDEVALE PROPERTIES LLC		02/22/2010

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 25, 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 redirection point(s).

S-87580
NORTHCRAFT, HELEN E.
HELEN E NORTHCRAFT TRUST
3791 OLALLA RD
WINSTON OR 97496

LANSING, ANN
3791 OLALLA RD
WINSTON OR 97496
POD: 1 A RESERVOIR > BERRY CREEK
NW 1/4 NE 1/4 Section 20T 29.00S R 7.00W WM
Douglas County
2.0 AFT for DOMESTIC EXPANDED (est.)

POD: 2 LOOKINGGLASS CREEK > SOUTH UMPQUA RIVER
NW 1/4 SE 1/4 Section 4 T 29.00S R 7.00W WM
Douglas County
0.0 AFT for DOMESTIC EXPANDED (est.)

**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 March 25, 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-15543
Permit Number: G-15352
NORTH AMERICAN PLANTS LLC
YONGJIAN CHANG
9375 SE WAMINGTON RD
MCMINVILLE OR 97128
Yamhill County
FOUR WELLS > HAWN CREEK
0.974 CFS
NURSERY USE ON 6.5 ACRES
October 1, 2022

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 09, 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:	Jackson
Application File Number:	S-85722
Permit Number:	S-54079
Applicant:	ISOLA, JOHNNIE R.
Address:	12375 AGATE RD EAGLE POINT OR 97524
River Basin:	Rogue Basin
Water Source:	LOST CREEK RESERVOIR > ROGUE RIVER
Authorized Use of Water:	IRRIGATION ON 38.5 Acres AND SUPPLEMENTAL IRRIGATION ON 11.0 Acres
Maximum Diversion/ Appropriation Rate:	222.75 AF

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 2008 to October 1, 2010.

County of Use: Crook
Application File Number: G-13238
Permit Number: G-12541
Applicant: CLEAR PINE MOULDINGS INC.
Address: PO BOX 309
PRINEVILLE OR 97754
River Basin: Deschutes Basin
Water Source: THREE WELLS > OCHOCO CREEK
Authorized Use of Water: INDUSTRIAL USE INCLUDING FIRE PROTECTION
AND DUST CONROL
Maximum Diversion/
Appropriation Rate: 3.99 CFS, BEING 1.33 CFS FROM WELL 1, 1.33 CFS
FROM WELL 2 AND 1.33 CFS FROM WELL 3

Recommendation: The department proposes to grant an extension of time for complete construction for the water system from October 1, 2009 to October 1, 2019; and grant an extension of time to apply water to full beneficial use from October 1, 2009 to October 1, 2019.

Extensions of Time Progress
Checkpoint Progress Reports filed pursuant to OAR 690-320

Consistent with OAR 690-320-0010(10), the Department will accept public comment on the following Extension of time Checkpoint Progress Reports until March 25, 2010. Comments must be in writing and must indicate the application file and permit numbers. Following the comment period, the Department shall review evidence to determine whether or not the permit holder has been diligent in developing and perfecting the water use permit and has complied with all terms and conditions of the permit and/or extension of time. Additionally, the Department will provide notice of its determination to anyone who has submitted comments.

Extension file information is included in the following format:

- (a) Permit holder's name and address;
- (b) Application file number / permit number
- (c) County of use
- (d) Quantity of permitted water use in gallons per minute (gpm), cubic feet per second (cfs) or acre feet (af);
- (e) Common name of water source(s) listed in the permit;
- (f) Use of water allowed under the permit;
- (g) Current authorized extension date ("C" date)

SUN MOUNTAIN WATER SYSTEMS
PO BOX 9295
BEND OR 97708
Application Number: G-11899 Permit Number: G-11328
DESCHUTES COUNTY
0.846 CFS
THREE WELLS IN THE SQAW CREEK BASIN
DOMESTIC EXPANDED FOR 380 FAMILIES
OCTOBER 1, 2014

LAKE SHORE WATER DEVELOPMENT
PO BOX 652
JOSEPH OR 97846
Application Number: S-47536 Permit Number: S-46961
WALLOWA COUNTY
0.80 CFS
AN UNNAMED STREAM, TRIBUTARY OF WALLOWA RIVER
DOMESTIC SUPPLIES FOR 110 FAMILIES TO INCLUDE IRRIGATION OF UP TO ½
ACRE OF NON-COMMERCIAL OR GARDEN FOR EACH
OCTOBER 1, 2028

ICE FOUNTAIN WATER DIST
1185 TUCKER RD
HOOD RIVER OR 97031
Application Number: S-68132 Permit Number: S-48876
HOOD RIVER COUNTY
3.0 CFS
ICE FOUNTAIN SPRINGS, TRIBUTARY OF MIDDLE FORK HOOD RIVER
MUNICIPAL USE
OCTOBER 1, 2029

HAT ROCK WATER COMPANY
82608 C STREET
HERMISTION OR 97838
Application Number: S-71575 Permit Number: S-52968
UMATILLA COUNTY
0.19 CFS
AN UNNAMED SPRING, TRIBUTARY OF COLUMBIA RIVER
GROUP DOMESTIC USE EXPANDED FOR 61 HOUSEHOLDS
OCTOBER 1, 2024

KING ESTATES WINERY INC
80854 TERRITORIAL HWY
EUGENE OR 97405
Application Number: S-73962 Permit Number: S-52936
LANE COUNTY
1.11 CFS FROM WASTEWATER AND 5.2 AF PER YEAR OF STORED WATER
WASTEWATER AND AN UNNAMED RESERVOIR CONSTRUCTED UNDER PERMIT NUMBER
R-12087, TRIBUTARY OF FARMAN CREEK
SUPPLEMENTAL IRRIGATION OF 412.0 ACRES, SUPPLEMENTAL AGRICULTURAL USE
ON 2.0 ACRES AND INDUSTRIAL USE
OCTOBER 1, 2015

Extensions of Time Progress
Checkpoint Progress Reports filed pursuant to OAR 690-315

Consistent with OAR 690-315-0050(6), the Department will accept public comment on the following Extension of time Checkpoint Progress Reports until March 25, 2010. Comments must be in writing and must indicate the application file and permit numbers. Following the comment period, the Department shall review evidence to determine whether or not the permit holder has been diligent in developing and perfecting the water use permit and has complied with all terms and conditions of the permit and/or extension of time. Additionally, the Department will provide notice of its determination to anyone who has submitted comments.

Extension file information is included in the following format:

- (a) Permit holder's name and address;
- (b) Application file number / permit number
- (c) County of use
- (d) Quantity of permitted water use in gallons per minute (gpm), cubic feet per second (cfs) or acre feet (af);
- (e) Common name of water source(s) listed in the permit;
- (f) Use of water allowed under the permit;
- (g) Current authorized extension date ("C" date)

OREGON SHORES BEACH CLUB
38000 MODOC POINT RD
CHILOQUINE OR 97624
Application Number: G-7632 Permit Number: G-7341
KLAMATH COUNTY
1200 GPM, BEING 400 GPM FROM WELL 1 AND 800 GPM FROM WELL 2
TWO WELLS IN KLAMATH COUNTY
DOMESTIC USE
OCTOBER 1, 2051

PATTERSON NURSERY SALES
ATTN: BILL PATTERSON
PO BOX 99
BORING OR 97009
Application Number: G-13730 Permit Number: G-12996
CLACKAMAS COUNTY
0.4 CFS
ONE WELL IN TICKLE CREEK BASIN
IRRIGATION OF 16.4 ACRES AND AGRICULTURAL USE
OCTOBER 1, 2010

BRIAN & SHARON ALLEN
37291 AGENCY LAKE RD
CHILOQUIN OR 97624
Application Number: G-14122 Permit Number: G-12909
KLAMATH COUNTY
0.111 CFS
ONE WELL IN UPPER KLAMATH LAKE BASIN
IRRIGATION OF 20.0 ACRES
OCTOBER 1, 2009

NORTHERN PACIFIC FARM
ATTN: JOHNATHAN YU
29453 S HWY 170
CANBY OR 97013
Application Number: G-14280 Permit # G-13129
CLACKAMAS COUNTY
0.27 CFS
ONE WELL IN THE PUDDING RIVER BASIN
IRRIAGTION OF 21.6 ACRES
OCTOBER 1, 2014

DAVE JORRITSMA
12597 DONALD LOOP NE
AURORA OR 97002
Application Number: G-14393 Permit Number: G-13695
MARION COUNTY
0.891 CFS
FIVE WELLS IN THE SENECALE CREEK BASIN WITHIN THE WILLAMETTE BASIN
IRRIGATION OF 47.0 ACRES AND AGRICULTURAL USE
OCTOBER 1, 2018

ROBERT DONALDSON
PO BOX 918
LANGLOIS OR 97450
Application Number: G-14685 Permit Number: G-13677
CURRY COUNTY
0.18 CFS
ONE WELL IN FLORAS CREEK BASIN
CRANBERRY USE ON 20.0 ACRES
OCTOBER 1, 2013

CRYSTAL SPRINGS WATER DIST
PO BOX 35
HOOD RIVER OR 97301
3.50 CFS
CRYSTAL SPRINGS, TRIBURARY OF EAST FORK OF HOOD RIVER
DOMESTIC AND MUNICIPAL USE
OCTOBER 1, 2058

STEVEN RUSSELL
PO BOX 780
HARPER OR 97960
Application Number: R-69472 Permit Number: R-12080
MALHEUR COUNTY
150.0 AF PER YEAR
BURNT FLAT CREEK, TRIBUTARY OF OWYHEE RIVER
STORED WATER FOR LIVESTOCK
OCTOBER 1, 2013

PAUL PILGER
PO BOX 21450
BAKERSFIELD CA 93390
Application Number: S-74530 Permit Number: S-53804
DOUGLAS COUNTY
0.015 CFS
NORTH UMPQUA RIVER, TRIBUTARY OF UMPQUA RIVER
DOMESTIC USE FOR ONE HOUSEHOLD INCLUDING IRRIGATION OF LAWN AND NON-
COMMERCIAL GARDEN NOT TO EXCEED ONE-HALF ACRE IN AREA AND HUMAN
CONSUMPTION
OCTOBER 1, 2027

PAUL PILGER
PO BOX 21450
BAKERSFIELD CA 93390
Application Number: S-74531 Permit Number: S-53803
DOUGLAS COUNTY
0.015 CFS
NORTH UMPQUA RIVER, TRIBUTARY OF UMPQUA RIVER
DOMESTIC USE FOR ONE HOUSEHOLD INCLUDING IRRIGATION OF LAWN AND NON-
COMMERCIAL GARDEN NOT TO EXCEED ONE-HALF ACRE IN AREA AND HUMAN
CONSUMPTION
OCTOBER 1, 2027

WHALESHEAD BEACH RESORT
ATTN: DON MCNELLY
19921 WHALESHEAD RD
BROOKINGS OR 97415
Application Number: S-84230 Permit Number: S-53701
CURRY COUNTY
0.051 CFS, BEING 0.002 CFS FROM UNNAMED SPRING 1, 0.022 CFS FROM
UNNAMED SPRING 2 AND 0.027 CFS FROM UNNAMED SPRING 3
THREE UNNAMED SPRINGS TRIBUTARY OF WHALESHEAD CREEK
COMMERCIAL USE IN AN RV PARK
OCTOBER 1, 2012

Applications for Instream Lease

ORS 537.348 authorizes a water right holder to lease their existing water right(s) to instream use for a limited time. For the term of the lease, the water right holder agrees to suspend use of water under the original right. The state is the trustee for water rights leased for instream use. OAR 690-077-0077 requires that the Department public notice the lease applications.

The deadline for submitting claims of injury to existing water rights or enlargement of the original right against a lease application is March 16, 2010. Parties to the lease, including the Department, will review any such claims before the lease is finalized. The lease files are available for viewing at the Salem office of the Water Resources Department.

County: Deschutes

Instream Lease Number: IL 615

Lessor:
CYRUS, KEITH
ASPEN LAKES DEVELOPMENT LLC
16900 ASPEN LAKES DRIVE
SISTERS OR

Lessee:
DESCHUTES RIVER CONSERVANCY MITIGATION BANK
P.O. BOX 1560
BEND OR 97709

Contact: LAURA WILKE at (503) 986-0884

Reach: UPPERMOST POD TO MOUTH OF WHYCHUS CREEK (FORMERLY SQUAW CR)

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
57567	CF * S 18203	03/05/1948	IR	0.45	200.0	SQUAW CREEK	DESCHUTES RIVER	50.0

Transfer Applications: Regular

The holder of a water right may apply to permanently change an existing water use subject to transfer as defined in ORS 540.505(4). An application may involve any of the following changes: Point of diversion or appropriation (POD; POA); Additional point of diversion or appropriation (APOD; APOA); Historic POD (HIST); Place of use (POU); Character of use (USE); Instream (ISWR); Substitution (SUB); or Exchange (EXCH).

The Department seeks public comment on the recently-filed transfer applications listed below. Any person may comment on a transfer application. Comments must be received by the Department on or before March 25, 2010. Any person who provides comments within the comment period will receive a copy of the Department's preliminary determination of whether the application should be approved or rejected after the Department has completed a review of the application and will be provided an opportunity to protest the application and preliminary determination at that time.

County: CLACKAMAS
Transfer: 11016
Water Right: CERT 20444,34110,36264
Priority Date: 1948,1961,1966
Name: CLARIZIO INDUSTRIES INC.DBA ARROWHEAD GOLF CLUB
Address: 28301 S HWY 213, MOLALLA OR 97038
Change: POINT OF DIVERSION
Source: WRIGHT CREEK

County: JACKSON
Transfer: 11017
Water Right: CERT 81152
Priority Date: SEPTEMBER 1, 1857, DECEMBER 31, 1898
Name: MARY C. DRIVER, WILLIAM C. DRIVER
Address: PO BOX 1027, JACKSONVILLE OR 97530
Change: POINT OF DIVERSION
Source: LITTLE APPLGATE RIVER

County: UMATILLA
Transfer: 11018
Water Right: CERT 83663
Priority Date: APRIL 17, 2000
Name: MEGAN RIGBY, VARDAN RIGBY
Address: 66741 E BIRCH CREEK ROAD, PILOT ROCK OR 97868
Change: POINT OF APPROPRIATION
Source: A WELL

County: UNION
Transfer: 11020
Water Right: CERT 85815
Priority Date: JANUARY 17, 1996
Name: STUART & LAURA SHOLUND
Address: 64760 AIRPORT LANE, LA GRANDE OR 97850
Change: POINT OF APPROPRIATION
Source: A WELL

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 25, 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-10309 filed by Quiet Valley Farms, P.O. Box 295, Langlois, Oregon 97450 proposes a change in character of use and place of use under Certificate 45739. The right allows the use of 0.25 cubic foot per second (priority date September 10, 1951) from Davis Creek in Sects. 13 and 14, T 30 S, R 15 W, W.M. for irrigation Sects. 13 and 14. The applicant proposes to change the place of use to Sec. 13, T 30 S, R 15 W, W.M. and to change the character of use to cranberry use. 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-10735 filed by CARLTON NURSERY CO. LLC, PO BOX 398, DAYTON, OR 97114 proposes a change in point of appropriation under Certificate 84840. The right allows the use of 0.24 CUBIC FEET PER SECOND (priority date DECEMBER 9, 1971) from a well in Sec. 9, T 5 S, R 3 W, W.M. (Willamette Basin) for IRRIGATION in Sec. 9. The applicant proposes to move the point of appropriation approximately 1850 feet north to Sec. 9, T 5 S, R 3 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-10749 filed by James Rixen, 37600 Ruben Lane, Sandy, OR 97055-8300, proposes to change the character of use, place of use, and point of diversion under a portion of an existing water right Certificate. Certificate 84235 allows the use of 0.06 cubic foot per second (priority January 11, 1897) from a diversion on the South Fork John Day River located within the NW1/4 NE1/4, of Section 24, T13S, R26E, WM, for Municipal Use purposes within the City of Dayville. The applicant proposes to change the character of use and place of use to irrigation of a certain 2.23 acres within the NW1/4 NE1/4, of Section 24, T13S, R26E, WM, and change the point of diversion for the 2.23 acres downstream from the Cummings Ditch approximately 800 feet to a diversion within the NE1/4 NW1/4, also of Section 24. The new use will be limited to an amount consistent with other rights on the South Fork John Day River and restricted to the irrigation season of April 1 to September 30 of each year. 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-10815 filed by ASHLAND FLOWER SHOP, 744 HELMAN STREET, ASHLAND OR 97520, proposes a change in place of use under Certificate 16035. The right allows the use of 0.008 CUBIC FOOT PER SECOND (priority date DECEMBER 31, 1864) from ASHLAND CREEK in Sec. 4, T 39 S, R 1 E, W.M. for IRRIGATION in Sec. 4, T 39 S, R 1 E, W.M. The applicant proposes to change the place of use to Sec. 4, T 39 S, R 1 E, 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-10887 filed by DARREN SHELBURNE, 17340 SE WALLACE ROAD, DAYTON, OR 97132, proposes a change in point of appropriation under Certificate 85767. The right allows the use of 0.33 CUBIC FOOT PER SECOND (priority date FEBRUARY 20, 1979) from a well in Sec. 16, T 5 S, R 3 W, W.M. (Willamette River Basin) for IRRIGATION in Sec. 16. The applicant proposes to move the point of appropriation approximately 1280 feet southwesterly (Sec. 16, T 5 S, R 3 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-10896 filed by Laurel Creek Acres LLC, Jim Patrick, General Manager, 28900 SE WK Anderson Road, Gresham, Oregon 97080, proposes a change in points of diversion, place of use, and character of use under Certificate 39509. The right allows the use of 0.095 cubic foot per second (priority date June 16, 1966) from an unnamed stream in Sec. 31, T 29 S, R 14 W, W.M. for irrigation in Sec. 31. The applicant proposes to move the points of diversion approximately 0.68 miles downstream within Sec. 31, T 29 S, R 14 W, W.M.; to change the place of use to Sects. 30 and 31, T 29 S, R 14 W, W.M.; and to change the character of use to cranberry operations. 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-10926 filed by CITY OF DAYTON, PO BOX 339, STAYTON, OR 97114-0339, proposes an additional point of appropriation under Certificate 35696. The right allows the use of 0.50 CUBIC FEET PER SECOND (priority date AUGUST 9, 1960) from a well in Sec. 17, T 4 S, R 3 W, W.M. (Willamette Basin) for MUNICIPAL USES in Sec. 9, 16, 17, 20, and 21. The applicant proposes an additional point of appropriation approximately 3750 feet west in Sec. 20, T 4 S, R 3, 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-10929 filed by CLINE BUTTE UTILITY COMPANY, 1230 GOLDEN PHEASANT, REDMOND OR 97756 proposes an additional point of appropriation under Certificate 85471. The right allows the use of 3.0 CUBIC FEET PER SECOND (priority date MAY 4, 1992) from wells in Secs. 14 & 15, T15S, R12E, W.M. (Deschutes Basin) for QUASI-MUNICIPAL USES in Secs. 13, 14, 15, 22, 23, & 24. The applicant proposes an additional point of appropriation approximately 1.33 miles northwest of Well #8 in Sec. 16, T15S, R12E, 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:	CLACKAMAS
Transfer:	11019
Water Right:	CERT G 13465
Priority Date:	AUGUST 8, 1997
Name:	MT HOOD ROCK PRODUCTS
Address:	PO BOX 175, WELCHES OR 97067
Change:	ADDITIONAL POINT OF APPROPRIATION
Source:	A WELL

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 March 25, 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 Woodburn, Oregon (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@wrd.state.or.us.

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-33 - renewal

Project Applicant: Deschutes River Conservancy Mitigation Bank and Keith Cyrus (Aspen Lakes Development, LLC)

Mitigation Project

And Process: Instream Lease Application IL-615 for Certificate 57567

Subbasin/Source: Whychus Creek Subbasin – Whychus Creek, tributary to the Columbia River

Amount of Water: Proposed Instream: up to 0.45 CFS
Maximum Seasonal Volume – 200.0 AF

Current Use: Irrigation of 50.0 acres

Credits Assigned to: Deschutes River Conservancy Mitigation Bank

Preliminary Mitigation

Credit Determination: 90.0 Mitigation Credits

May be available within the Whychus Creek and General Zones of Impact

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

**OREGON
WATER
RESOURCES
DEPARTMENT**



725 Summer Street NE Ste A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS

February 23, 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.)