

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
August 3, 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.
- * **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: Temporary Transfers**
Requests to temporarily change place of use and, if necessary to convey the water to the new place of use, to temporarily change the point of diversion or appropriation.
- * **Transfer Applications: Permit Amendments**
Requests to amend permits.

* **Recommendation to Consent to Injury**

A recommendation from the agency that requested establishment of an instream water right for the Department to consent to injury of the instream water right resulting from a transfer.

* **Notice of Open Comment Period Public Hearing
Swan Lake North 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, September 02, 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, September 17, 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)

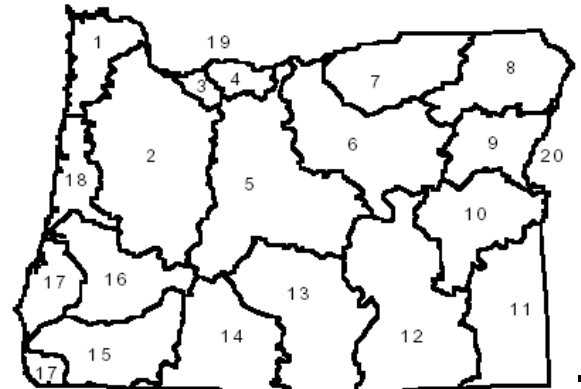
BASINS:

- | | |
|-----------------|---------------------|
| 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 |

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

Commonly used “Type



App#	Basin Source	Township/Range	County	Priority	Quantity	Stage	Status
R-87630	DAYSRING PARTNERS LLC DAYSRING PARTNERS LLC 15350 SW SEQUOIA PARKWAY SUITE 250 PORTLAND OR						IR 3
6	UNNAMED STREAM > ROCK CREEK	13.00S 24.00E 22 NENW	Wheeler	06/24/2010	37.5A		
6	SPRINGS > ROCK CREEK	13.00S 24.00E 22 NENW	Wheeler	06/24/2010	37.5A		
Uses:	MP						
G-17326	ENGELMEYER, ALLAN 2254 KNAUS RD LAKE OSWEGO OR 97034						IR 2
2	A WELL > TRYON CREEK	2.00S 1.00E 4 NWNW	Clackamas	03/23/2010	0.045C		
Uses:	DO IR						
G-17381	THOMAS, J E. 27072 BALLSTON RD SHERIDAN OR 97378						IR 2
2	A WELL > SOUTH YAMHILL RIVER	6.00S 6.00W 2 NENW	Yamhill	05/19/2010	0.013C		
Uses:	IR						
G-17386	DAVIS, TODD 1137 ENSTAD LANE SILVERTON OR 97381						IR 3
4	A WELL > EIGHTMILE CREEK	1.00S 12.00E 30 NENW	Wasco	05/21/2010	0.495C (est)		
4	A WELL > EIGHTMILE CREEK	1.00S 13.00E 30 NENW	Wasco	05/21/2010	0.495C (est)		
Uses:	IR						
G-17113	GREGG, JOE GREGG FARMS LLC 7031 AUTUMN AVE SE SNOQUALMIE WA 98065						PFO 3
2	A WELL > MCKAY CREEK	1.00N 3.00W 26 NENE	Washington	09/25/2008	1.98C		
Uses:	IR						
G-17223	CITY OF WESTON CITY OF WESTON PO BOX 579 WESTON OR 97886						PFO 2
7	A WELL > PINE CREEK	4.00N 35.00E 16 NENW	Umatilla	05/20/2009	0.6C		
Uses:	MU						
G-17402	LUMPKINS, EARL 11951 NE FINN HILL LOOP CARLTON OR 97111						IR 2
2	A WELL > HAWN CREEK	3.00S 4.00W 13 SWSE	Yamhill	06/22/2010	0.0334C (est)		
2	A WELL > HAWN CREEK	3.00S 4.00W 13 SWSE	Yamhill	06/22/2010	0.0334C (est)		
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-16915	5	CROO	08/15/2007	GUTIERREZ CATTLE CO.		07/27/2010
G-17138	12	HARN	11/04/2008		MIKE PEILA	07/30/2010
G-17256	12	HARN	08/24/2009		DOUGLAS LUNDY	07/30/2010
R-86742	2	LINN	01/05/2007		ALBERT KNIGHT	07/30/2010
R-87015	7	UMAT	10/19/2007	J R SIMPLOT CO.		07/30/2010
R-87599	16	DOUG	05/05/2010		MONTE HILL	07/30/2010
S-86743	2	LINN	01/05/2007		ALBERT KNIGHT	07/30/2010
S-86895	15	JOSE	06/11/2007		BARRY STONE	07/30/2010
S-86899	17	COOS	06/19/2007		NORMAN PARRISH	07/30/2010
S-87557	17	COOS	12/04/2009		DEAN ABNEY	07/30/2010
S-87626	17	COOS	05/19/2010		THOMAS JACKSON	07/30/2010

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 October 02, 2010.

R-87640
VAN SAUN, THOMAS D.
PO BOX 1449
JACKSONVILLE OR 97530

VAN SAUN, VICKY R.
PO BOX 1449
JACKSONVILLE OR 97530

POD: 1 SLAGLE CREEK > APPELEGATE RIVER
NE 1/4 NE 1/4 Section 6 T 38.00S R 4.00W WM
Jackson County
3.0 A for MULTIPLE PURPOSE (est.)

POD: 2 APPELEGATE RIVER > ROGUE RIVER
SE 1/4 SW 1/4 Section 6 T 38.00S R 4.00W WM
Jackson County
3.0 A for MULTIPLE PURPOSE (est.)

POD: 3 RUNOFF > APPELEGATE RIVER
NE 1/4 NE 1/4 Section 6 T 38.00S R 4.00W WM
Jackson County
3.0 A for MULTIPLE PURPOSE (est.)

POD: 4 RUNOFF > ROGUE RIVER
NE 1/4 NE 1/4 Section 6 T 38.00S R 4.00W WM
Jackson County
3.0 A for MULTIPLE PURPOSE (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 September 02, 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: S-44208
Permit Number: S-32489
CITY OF CARLTON
191 E MAIN ST
CARLTON OR 97111-9107
Yamhill County
PANTHER CREEK > NORTH YAMHILL RIVER
2.5 CFS
MUNICIPAL USES
October 1, 2009

**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 September 17, 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:	Harney
Application File Number:	R-69348
Permit Number:	R-12115
Applicant:	U.S. BUREAU OF LAND MANAGEMENT RAY, RICHARD
Address:	28910 HWY 20 W HINES OR 97738
River Basin:	Malheur Lake Basin
Water Source:	UNNAMED STREAM > SKULL CREEK
Authorized Use of Water:	STORED WATER FOR WILDLIFE, FISH LIFE AND LIVESTOCK
Maximum Diversion/ Appropriation Rate:	80.8 AF EACH YEAR

Recommendation: The department proposes to grant an extension of time for complete construction for the water system from October 1, 1998 to October 1, 2015; and grant an extension of time to apply water to full beneficial use from October 1, 1999 to October 1, 2015.

County of Use: Harney
Application File Number: R-69349
Permit Number: R-11903
Applicant: U.S. BUREAU OF LAND MANAGEMENT
RAY, RICHARD
Address: 28910 HWY 20 W
HINES OR 97738
River Basin: Malheur Lake Basin
Water Source: SLICKER CREEK > SKULL CREEK
Authorized Use of Water: TO STORE ADDITIONAL WATER FOR WILDLIFE, FISH LIFE
AND LIVESTOCK
Maximum Diversion/
Appropriation Rate: AN ADDITIONAL 25.0 AF EACH YEAR (TOTAL CAPACITY 29.0 AF)

Recommendation: The department proposes to grant an extension of time for complete construction for the water system from October 1, 1998 to October 1, 2013; and grant an extension of time to apply water to full beneficial use from October 1, 1999 to October 1, 2013.

County of Use: Harney
Application File Number: R-69356
Permit Number: R-11886
Applicant: U.S. BUREAU OF LAND MANAGEMENT
RAY, RICHARD
Address: 28910 HWY 20 W
HINES OR 97738
River Basin: Malheur Lake Basin
Water Source: UNNAMED STREAM > DONNER UND BLITZEN RIVER
Authorized Use of Water: ENLARGEMENT OF FRAIZER SEEDING RESERVOIR FOR
LIVESTOCK AND WILDLIFE USE
Maximum Diversion/
Appropriation Rate: 22.3 AF EACH YEAR

Recommendation: The department proposes to grant an extension of time for complete construction for the water system from October 1, 1998 to October 1, 2013; and grant an extension of time to apply water to full beneficial use from October 1, 1999 to October 1, 2013.

County of Use: Morrow
Application File Number: G-15908
Permit Number: G-15464
Applicant: TURNER RANCH INC
TURNER, MELISSA
Address: 65708 SAND HOLLOW RD
HEPPNER OR 97836
River Basin: Umatilla Basin
Water Source: TWO WELLS > SAND HOLLOW
Authorized Use of Water: IRRIGATION ON 141.5 Acres
SUPPLEMENTAL IRRIGATION ON 18.5 Acres
Maximum Diversion/
Appropriation Rate: 2.0 CFS, BEING 1.0 CFS FROM WELL 1 AND
1.0 CFS FROM WELL 2

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 2007 to October 1, 2013.

County of Use: Malheur
Application File Number: G-16215
Permit Number: G-15832
Applicant: NORTHWEST FARM CREDIT SERVICES FLCA
Address: PO BOX 279
378 W IDAHO AVE
ONTARIO OR 97914
AND ...
WIGGINS, MATHEW F.; BRANDI L WIGGINS
2377 9TH AVE W
VALE OR 97918
River Basin: Malheur Basin
Water Source: TWO WELLS > WILLOW CREEK
Authorized Use of Water: SUPPLEMENTAL IRRIGATION ON 229.0 Acres
Maximum Diversion/
Appropriation Rate: 2.86 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, 2012.

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.

Licenseses must maintain a record of how much water they are using (ORS 537.143). **The Department may approve a license after August 17, 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-1308
HAMILTON CONSTRUCTION
SZYMIK, JOHN
PO BOX 819
TROUTDALE OR 97060
POD: 1 SANDY R > COLUMBIA R
SE 1/4 NW 1/4 Section 25 T 1.00N R 3.00E WM
Multnomah County
0.022 C (est)for ROAD CONSTRUCTION
0.022 C (est)for GENERAL CONSTRUCTION OR MAINTENANCE
(CONCRETE CURE, FIRE SUPPRESSION)

LL-1309
WALKER, HARMON
WALKER, NOREAN
6271 OLD MELROSE RD
ROSEBURG OR 97471-9645
POD: 1 GALESVILLE RES > COW CR
SW 1/4 SE 1/4 Section 32 T 29.00S R 5.00W WM
Douglas County
26.76 A for IRRIGATION

LL-1310
TOLAR, CAROL
8203 JUNE LANE
FLAGSTAFF AZ 86004
POD: 1 GALESVILLE RES > COW CR
SE 1/4 SE 1/4 Section 16 T 27.00S R 6.00W WM
Douglas County
0.893 A for SUPPLEMENTAL IRRIGATION

LL-1311
HAYES & SONS INC
HAYES, JASON
PO BOX 258
HAPPY CAMP CA 96039
POD: 1 APPELEGATE R > ROGUE R
SW 1/4 SE 1/4 Section 7 T 40.00S R 3.00W WM
Jackson County
0.11 C (est)for ROAD CONSTRUCTION
0.11 C (est)for GENERAL CONSTRUCTION OR MAINTENANCE

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 September 02, 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-9216 filed by Aspen Valley Ranch, PO Box 2700, Post, OR 97752, proposes additional points of diversion under Certificates 402, 594, 595, 668, and 10947. Certificate 402 allows the use of 0.366 cfs (priority date March 3, 1910) from Crooked River in Sec. 34, T16S, R19E, W.M. for Irrigation of 29.2 acres in Sec. 29. The applicant proposes to add a point of diversion approximately 2.0 miles downstream (Sec. 29, T16S, R19E, W.M.). Certificate 594 allows the use of 0.219 cfs (priority date 1893 for 10.0 acres and 1903 for 7.1 acres) from Newsome Creek in Sec. 8, T17S, R19E, W.M. for Irrigation of 17.1 acres, Stock and Domestic Use in Sec. 5. The applicant proposes to add two points of diversion approximately 1/4 mile downstream (Sec. 5, T17S, R19E, W.M.). Certificate 595 allows the use of 0.36 cfs (priority date 1879) from Newsome Creek in Sec. 7, T17S, R19E, W.M. for Irrigation of 28.8 acres, Stock and Domestic Use in Sec. 8. The applicant proposes to add a point of diversion approximately 1/2 mile downstream (Sec. 8, T17S, R19E, W.M.). Certificate 668 allows the use of 0.294 cfs (priority date 1887) from Newsome Creek in Sec. 5, T17S, R19E, W.M. for Irrigation of 23.3 acres, Domestic and Stock Use in Sec. 5. The applicant proposes to add a point of diversion approximately 1/4 mile downstream (Sec. 5, T17S, R19E, W.M.). Certificate 10947 allows the use of 0.649 cfs (priority date July 27, 1922) from Crooked River in Sec. 34, T16S, R19E, W.M. for Irrigation of 51.6 acres in Sec. 30. The applicant proposes to add a point of diversion approximately 2.0 miles downstream (Sec. 29, T16S, R19E, 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 10980 filed by Rick and Ruth Metzger, 6500 State St., Salem, OR 97317, proposes to modify the point of appropriation under Registration Application GR-990 (Certificate of Registration GR-959).

The ground water registration claims the use of 110 GALLONS PER MINUTE (tentative priority date OCTOBER, 1951) from a well in Sec. 27, T 7 S, R 2 W, W.M. (Little Pudding River Basin) for IRRIGATION in Sec. 27. The applicant proposes to modify the location of the original point of appropriation approximately 30 feet west within Sec. 27. The Water Resources Department has concluded that the proposed modification appears to be consistent with the requirements of ORS Chapter 537, ORS Chapter 540 and OAR 690-382-1000.

T-10707 filed by OCHOCO LUMBER COMPANY, P.O. BOX 668, PRINEVILLE, OR 97754, proposes changes in point of appropriation, place of use and character of use under Certificate 45481. The right allows the use of 0.45 CUBIC FOOT PER SECOND (priority date MAY 12, 1972) from a well in Sec. 4, T 15 S, R 16 E, W.M. (Ochoco Creek Basin) for STEAM BOILER MAKEUP WATER in Sec. 4. The applicant proposes to move the point of appropriation approximately 900 feet northwest in Sec. 4, and to change the place of use within Sec. 4, T 15 S, R 16 E, W.M.; and to change the character of use to QUASI-MUNICIPAL. 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: Temporary Transfer

The holder of a water right subject to transfer may request to temporarily change the place of use of the water for up to 5 years and, if necessary to convey the water, to temporarily change the point of diversion or appropriation. The Department shall approve the request provided it does not cause injury to existing water rights or expand the water use. If after the change is approved, it is found to cause injury, the approved change may be revoked. The use of water reverts to the authorized place of use upon expiration of the temporary change.

Notice is given that the following applications for Temporary Transfers have been received by the Department:

County:	YAMHILL
Transfer:	11113
Water Right:	CERT 22135
Priority Date:	NOVEMBER 2, 1951
Name:	WAYLAND HENRY
Address:	14200 HWY 99, DAYTON OR 97111
Change:	PLACE OF USE
Source:	UNNAMED STREAM / A RESERVOIR

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:	MULTNOMAH
Transfer:	11112
Water Right:	PERMIT G 11831
Priority Date:	APRIL 10, 1992
Name:	PORTLAND STATE UNIVERSITY
Address:	PO BOX 751, PORTLAND OR 97207-0751
Change:	PLACE OF USE, ADDITIONAL POINT OF APPROPRIATION
Source:	WELLS

Recommendation to Consent to Injury

Pursuant to ORS 540.530(1)(c) and OAR 690-380-5050, the state agency that requested establishment of an instream water right has recommended that the Water Resources Department consent to the injury of the instream water right resulting from a proposed change in point of diversion. Copies of the transfer documents and the state agency's recommendation are available for viewing at the Salem office of the Water Resources Department.

Any person may review the recommendation and submit written comments or may submit a written request for a public meeting to review the recommendation. The comments or request for a meeting must be received on or before September 02, 2010. To review the recommendation, contact the Water Resources Department Transfers Section. Written comments and requests for a public meeting should be mailed to Transfers Section, Water Resources Department, 725 Summer St NE, Suite A, Salem, OR 97301-1271 or faxed to 503-986-0903.

T 10997 filed by Gary Engle, 37796 Cottonwood Rd., Monument, OR 97864, proposes changes in point of diversion under Certificate 946. The applicant proposes to combine two points of diversion and move to a new point approximately 900 feet upstream in Cottonwood Creek, tributary to the North Fork John Day River in Sec. 36, T10S, R27E, W.M. The Department determined that the transfer would injure instream water right Certificate 63251. The Oregon Department of Fish and Wildlife (ODFW) and the Oregon Parks and Recreation Department (Parks) concluded that the transfer would result in net benefits to the resource if conditioned to require removal of 2 push-up dams and construction of the new point of diversion to allow fish passage and installation of a fish screen.

Copies of the WRD's Preliminary Determination proposing denial of the transfer and ODFW's and Parks' recommendations are available for viewing at the Salem office of the Water Resources Department. Any person may review the recommendations and submit written comments or may submit a written request for a public meeting to review the recommendations. The comments or request for a meeting must be received by WRD on or before September 2, 2010.

WRD will provide copies of any comments submitted in response to this notice to ODFW and Parks. If a meeting is requested, WRD will schedule a joint public meeting with ODFW and Parks to review the recommendations.

To review the recommendations, contact Dorothy Pedersen at 503-986-0890 or e-mail Dorothy.I.Pedersen@wrdd.state.or.us. Written comments and requests for a public meeting should be mailed to Attn: Dorothy Pedersen, Water Resources Department, 725 Summer St NE, Suite A, Salem, OR 97301-1266 or faxed to 503-986-0903.

**Notice of Open Comment Period
Public Hearing
Swan Lake North Hydroelectric Project**

**August 31, 2010, 6:30 p.m.
Klamath County Government Center
305 Main Street; Klamath Falls, OR**

Comments on this application for preliminary permit for a new hydroelectric project are requested from interested citizens, organizations, governmental entities, and other parties. Comments are requested on whether the impacts of this project are such that they might be cumulative with other proposed or existing projects in the Klamath basin. Requests for additional studies related to project impacts may also be submitted.

The application and supporting documents may be viewed at the Water Resources Department, 725 Summer Street NE, Salem, Oregon 97301. The project is also filed with the Federal Energy Regulatory Commission (FERC) as docket p-13318

Comments may be submitted at the public hearing, or in writing to the Oregon Water Resources Department by September 15, 2010.

The Swan Lake North Hydro L.L.C. application for a preliminary permit for a major hydroelectric project in Klamath County.

Application #:	HE 592
Applicant:	Swan Lake North LLC
Address:	975 S State Highway, Logan, UT 84321
Amount of water:	15,922 cubic feet per second
Source of water:	Two existing permitted wells will be used for the initial fill of 13,965 acre-feet. 1,574 additional acre-feet will be needed annually for replacement due to evaporation.
Reservoir Location:	Sections 13, 14, 15, 22, 23 of Township 37 South, Range 10 East, W.M.
Purpose:	Hydroelectric power production.
Plant Capacity:	2,359,351 Theoretical Horsepower

For Further Information Contact: R. Craig Kohanek 503-986-0823.

Note: The services, programs and activities of the Water Resources Department are covered by the Americans with Disabilities Act (ADA). The ADA prohibits discrimination against persons with disabilities. The Department intends to comply with the ADA. If you are interested and need special accommodations to participate in the public hearing, please contact Mary Graine at (503) 986-0833, at least 48 hours prior to the hearing.

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS

August 3, 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 proposed final order and final order are also available for viewing—at no charge—at our Salem office or at the local watermaster office.)