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.

* **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.

* **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: 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.

* **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.

* **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 09, 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 24, 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>
</tr>
</thead>
<tbody>
<tr>
<td>G-15693</td>
<td>DOE, JOHN PO BOX 123 EUGENE OR 97123</td>
<td>02 A WELL &gt; SPRING CR</td>
<td>16.00S 03.00W 19 NESW Lane</td>
<td>01/29/2002</td>
<td>IR 3</td>
<td>0.3700</td>
<td></td>
</tr>
</tbody>
</table>

**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):

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

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<table>
<thead>
<tr>
<th>App#</th>
<th>Basin Source</th>
<th>Township/Range</th>
<th>County</th>
<th>Priority</th>
<th>Quantity</th>
<th>Stage Status</th>
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</thead>
<tbody>
<tr>
<td>G-17400</td>
<td>HENSLEE, RICK D. 60523 HWY 402 LONG CREEK OR 97856</td>
<td>10.00S 30.00E 9 NENE</td>
<td>Grant</td>
<td>06/21/2010</td>
<td>1.23C</td>
<td></td>
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<tr>
<td></td>
<td>Uses: IR</td>
<td></td>
<td></td>
<td></td>
<td></td>
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<tr>
<td>G-17283</td>
<td>REED, BILL ALBINA COMMUNITY HOUSING LLC 2808 NE MARTIN LUTHER KING JR BLVD</td>
<td>1.00N 1.00E 26 NWSW</td>
<td>Multnomah</td>
<td>11/04/2009</td>
<td>0.111C</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Uses: GT</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>S-87642</td>
<td>WILL, JAMES W. 257 OLD LOWER SMITH RD REEDSPORT OR 97467</td>
<td>21.00S 12.00W 13 SWSW</td>
<td>Douglas</td>
<td>07/20/2010</td>
<td>0.01C</td>
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</tr>
<tr>
<td></td>
<td>Uses: DN</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
**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</th>
<th>Basin</th>
<th>County</th>
<th>Priority</th>
<th>Company</th>
<th>Name</th>
<th>FO Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>G-17138</td>
<td>12</td>
<td>HARN</td>
<td>11/04/2008</td>
<td></td>
<td>MIKE PEILA</td>
<td>07/30/2010</td>
</tr>
<tr>
<td>G-17256</td>
<td>12</td>
<td>HARN</td>
<td>08/24/2009</td>
<td></td>
<td>DOUGLAS LUNDY</td>
<td>07/30/2010</td>
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<tr>
<td>R-86742</td>
<td>2</td>
<td>LINN</td>
<td>01/05/2007</td>
<td></td>
<td>ALBERT KNIGHT</td>
<td>07/30/2010</td>
</tr>
<tr>
<td>R-87015</td>
<td>7</td>
<td>UMAT</td>
<td>10/19/2007</td>
<td>J R SIMPLOT CO.</td>
<td></td>
<td>07/30/2010</td>
</tr>
<tr>
<td>R-87599</td>
<td>16</td>
<td>DOUG</td>
<td>05/05/2010</td>
<td></td>
<td></td>
<td>07/30/2010</td>
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<tr>
<td>S-86743</td>
<td>2</td>
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<td>01/05/2007</td>
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<td>ALBERT KNIGHT</td>
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<tr>
<td>S-86895</td>
<td>15</td>
<td>JOSE</td>
<td>06/11/2007</td>
<td></td>
<td>BARRY STONE</td>
<td>07/30/2010</td>
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<tr>
<td>S-86899</td>
<td>17</td>
<td>COOS</td>
<td>06/19/2007</td>
<td></td>
<td>NORMAN PARRISH</td>
<td>07/30/2010</td>
</tr>
<tr>
<td>S-87557</td>
<td>17</td>
<td>COOS</td>
<td>12/04/2009</td>
<td></td>
<td>DEAN ABNEY</td>
<td>07/30/2010</td>
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<tr>
<td>S-87626</td>
<td>17</td>
<td>COOS</td>
<td>05/19/2010</td>
<td></td>
<td>THOMAS JACKSON</td>
<td>07/30/2010</td>
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<tr>
<td>R-84768</td>
<td>5</td>
<td>WASC</td>
<td>06/01/2001</td>
<td>BLAINE LIMITED PARTNERSHIP</td>
<td></td>
<td>08/05/2010</td>
</tr>
<tr>
<td>R-87568</td>
<td>8</td>
<td>UNIO</td>
<td>01/06/2010</td>
<td>STANDLEY TIMBER LLC</td>
<td>DAVID STANDLEY</td>
<td>08/05/2010</td>
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<tr>
<td>S-84767</td>
<td>5</td>
<td>WASC</td>
<td>06/01/2001</td>
<td>BLAINE LIMITED PARTNERSHIP</td>
<td></td>
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<tr>
<td>S-87349</td>
<td>5</td>
<td>KLAM</td>
<td>11/21/2008</td>
<td></td>
<td>ARLO GOODWIN</td>
<td>08/05/2010</td>
</tr>
<tr>
<td>S-87615</td>
<td>16</td>
<td>DOUG</td>
<td>06/03/2010</td>
<td></td>
<td>JERRY TABOR</td>
<td>08/05/2010</td>
</tr>
<tr>
<td>S-87584</td>
<td>2</td>
<td>MARI</td>
<td>02/22/2010</td>
<td></td>
<td>ROBERT DESANTIS</td>
<td>08/10/2010</td>
</tr>
</tbody>
</table>
**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 **September 09, 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-87644**
**J AND C BAYNE LLC**
**J AND C BAYNE LLC**
**3309 GEARY ST SE**
**ALBANY OR 97322**

**EDWARD SCHULTZ ESQUIRE (C/O)**
**EDWARD SCHULTZ ESQUIRE (C/O)**
**3309 GEARY ST SE**
**ALBANY OR 97322**

**VENELL, LARRY**
**VENELL FARMS INC.**
**30742 VENELL PLACE**
**CORVALLIS OR 97333**

POD: 1 **WILLAMETTE RIVER > COLUMBIA RIVER**
SE 1/4 SE 1/4 Section 18T 13.00S R 4.00W WM
Benton County
0.0 AFT for IRRIGATION (est.)

POD: 2 **BLUE RIVER RESERVOIR > WILLAMETTE RIVER**
SE 1/4 SE 1/4 Section 16T 16.00S R 4.00E WM
Benton County
43.075 AFT for IRRIGATION (est.)

POD: 3 **COTTAGE GROVE RESERVOIR > WILLAMETTE RIVER**
SE 1/4 NE 1/4 Section 28T 21.00S R 3.00W WM
Benton County
43.075 AFT for IRRIGATION (est.)

POD: 4 **COUGAR RESERVOIR > WILLAMETTE RIVER**
SE 1/4 SE 1/4 Section 31T 16.00S R 5.00E WM
Benton County
43.075 AFT for IRRIGATION (est.)
POD: 5 DETROIT RESERVOIR > WILLAMETTE RIVER
SW 1/4 NW 1/4 Section 7 T 10.00S R 5.00E WM
Benton County
43.075 AFT for IRRIGATION (est.)

POD: 6 DORENA RESERVOIR > WILLAMETTE RIVER
NW 1/4 SE 1/4 Section 20T 39.00S R 2.00E WM
Benton County
43.075 AFT for IRRIGATION (est.)

POD: 7 FALL CREEK RESERVOIR > WILLAMETTE RIVER
NE 1/4 SW 1/4 Section 1 T 19.00S R 1.00W WM
Benton County
43.075 AFT for IRRIGATION (est.)

POD: 8 FERN RIDGE RESERVOIR > WILLAMETTE RIVER
NE 1/4 SW 1/4 Section 4 T 17.00S R 5.00W WM
Benton County
43.075 AFT for IRRIGATION (est.)

POD: 9 GREEN PETER RESERVOIR > WILLAMETTE RIVER
NW 1/4 SE 1/4 Section 10T 13.00S R 2.00E WM
Benton County
43.075 AFT for IRRIGATION (est.)

POD: 10 HILLS CREEK RESERVOIR > WILLAMETTE RIVER
SE 1/4 SW 1/4 Section 26T 21.00S R 3.00E WM
Benton County
43.075 AFT for IRRIGATION (est.)

POD: 11 LOOKOUT POINT RESERVOIR > WILLAMETTE RIVER
NW 1/4 SE 1/4 Section 13T 21.00S R 3.00E WM
Benton County
43.075 AFT for IRRIGATION (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 09, 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-12256
Permit Number: G-11218
OAKWOOD WATER SYSTEM INC
1330 LINWOOD DR NE
ALBANY OR 97321
Linn County
TWO WELLS > TRUAX CREEK
0.06 CFS
GROUP DOMESTIC USE FOR 25 FAMILIES INCLUDING IRRIGATION OF LAWN AND NON-COMMERCIAL GARDEN NOT TO EXCEED ½ ACRE EACH
October 1, 2020
Application Number: S-46891
Permit Number: S-35058
CITY OF ARLINGTON
WETHERELL, TIM
PO BOX 68
ARLINGTON OR  97812
Gilliam County
COLUMBIA RIVER > PACIFIC OCEAN
8.16 CFS
MUNICIPAL USES
October 1, 2030

Application Number: R-71218
Permit Number: R-12078
BUHLER, ULRICK F; BUHLER, REBECCA A
13001 SE LUSTED RD
SANDY OR  97055
Clackamas County
UNNAMED STREAM/RESERVOIR 1 > SANDY RIVER
3.0 AF EACH YEAR
STORED WATER; LIVESTOCK WATER
October 1, 2015

Application Number: S-73080
Permit Number: S-52525
WEBSTER, WALLACE
97948 S COOS RIVER LN
COOS BAY OR  97420
Coos County
UNNAMED STREAM > COOS RIVER
SOUTH FORK COOS RIVER > COOS RIVER
0.435 CFS; BEING 0.425 CFS FOR IRRIGATION FROM SOUTH FORK COOS RIVER, AND 0.01
CFS FOR DOMESTIC USE EXPANDED FOR ONE HOUSEHOLD FROM THE UNNAMED STREAM
DOMESTIC USE EXPANDED FOR ONE HOUSEHOLD AND IRRIGATION OF 34.0 ACRES
October 1, 2013
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 24, 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

<table>
<thead>
<tr>
<th>County of Use:</th>
<th>Union</th>
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<tbody>
<tr>
<td>Application File Number:</td>
<td>G-16351</td>
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<tr>
<td>Permit:</td>
<td>G-15922</td>
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<tr>
<td>Applicant:</td>
<td>MOUNT HARRIS FARMS</td>
</tr>
<tr>
<td></td>
<td>BINGAMAN, RUSSELL</td>
</tr>
<tr>
<td>Address:</td>
<td>PO BOX 509</td>
</tr>
<tr>
<td></td>
<td>IMBLER OR 97841-0509</td>
</tr>
<tr>
<td>River Basin:</td>
<td>Grande Ronde Basin</td>
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<tr>
<td>Water Source:</td>
<td>A WELL &gt; CANYON CREEK</td>
</tr>
<tr>
<td>Authorized Use of Water:</td>
<td>IRRIGATION ON 154.4 Acres</td>
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<tr>
<td>Maximum Diversion/</td>
<td></td>
</tr>
<tr>
<td>Appropriation Rate:</td>
<td>1.93 CFS</td>
</tr>
</tbody>
</table>

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 2009 to October 1, 2011.
County of Use: Baker
Application File Number: R-72122
Permit Number: R-11878
Applicant: MCGINNIS, MIKE; MCGINNIS, NICKY
Address: 26344 MEDICAL SPRINGS HWY
BAKER CITY OR 97814
River Basin: Powder Basin
Water Source: BIG CREEK/RESERVOIR 26 > POWDER RIVER
Authorized Use of Water: STORED WATER: LIVESTOCK WATERING AND SUPPLEMENTAL IRRIGATION
Maximum Diversion/
Appropriation Rate: 16.0 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, 2014; and grant an extension of time to apply water to full beneficial use from October 1, 1999 to October 1, 2014.
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 August 24, 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-1312
CITY OF ROSEBURG
TAYLOR, BARBARA
900 SE DOUGLAS
ROSEBURG OR 97470
POD: 1 GALESVILLE RES > COW CR
SW 1/4 SE 1/4 Section 14 T 27.00S R 6.00W WM
Douglas County
2.23 A for IRRIGATION

POD: 2 GALESVILLE RES > COW CR
SW 1/4 SE 1/4 Section 14 T 27.00S R 6.00W WM
Douglas County
2.85 A for IRRIGATION

POD: 3 GALESVILLE RES > COW CR
NW 1/4 SE 1/4 Section 24 T 27.00S R 6.00W WM
Douglas County
11.15 A for IRRIGATION

LL-1313
MORNINGSTAR 2006, LLC
BISENIUS, JAMES A.
15350 SW SEQUOIA PARKWAY SUITE 250
PORTLAND OR 97224
AND...
PAGEL, MARTHA O.
SCHWABE WILLIAMSON & WYATT
530 CENTER ST NE SUITE 400
SALEM OR 97301
POD: 1 WILLAMETTE R > COLUMBIA R
NE 1/4 SE 1/4 Section 29 T 3.00S R 1.00W WM
Clackamas County
0.67 C for FARM USE
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 August 31, 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: Douglas

Instream Lease Number: IL 716

Lessor:
FERGUSON, ATTN: GARY
INTERNATIONAL PAPER COMPANY
77622 U.S. HIGHWAY 101
GARDINER OR 97441

Contact: KODY THURGOOD at 503-986-0892

Reach: FROM POD (AS DESCRIBED IN FINDING OF FACT #2) TO PACIFIC OCEAN

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<th>Use</th>
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County: Lane
Instream Lease Number: IL 717

Lessor:
FERGUSON, ATTN: GARY
INTERNATIONAL PAPER COMPANY
77622 U.S. HIGHWAY 101
GARDINER OR 97441

Contact: KODY THURGOOD at 503-986-0892
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County: Douglas
Instream Lease Number: IL 718

Lessor:
FERGUSON, ATTN: GARY
INTERNATIONAL PAPER COMPANY
77622 U.S. HIGHWAY 101
GARDINER OR 97441

Contact: KODY THURGOOD at 503-986-0892
Reach: POD (AS DESCRIBED IN FINDING OF FACT #2)
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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 (A POD; 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 September 09, 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: LINCOLN  
Transfer: 11116  
Water Right: CERT 21779  
Priority Date: APRIL 22, 1947, JULY 18, 1947, JULY 18, 1949  
Name: CITY OF LINCOLN CITY, DAVID HAWKER  
Address: 801 SW HWY 101, LINCOLN CITY OR 97367  
Change: PLACE OF USE, ADDITIONAL POINT OF DIVERSION  
Source: ROCK CREEK
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 09, 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-8623 filed by Bob Gordon, proposes to change from a surface water point of diversion to a ground water appropriation under Certificate 83680. The right allows the use of 0.14 CFS (Priority date NOVEMBER 29, 1991) from an UNNAMED SLOUGH, tributary to the McKENZIE RIVER in Sec. 28, T 17 S, R 1 W, W.M. for IRRIGATION of 11.5 Acres within Sec. 28. The applicant proposes to move to a ground water appropriation located within Sec. 28. 165 feet south from the current point of diversion. 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-11017 filed by WILLIAM C. AND MARY C. DRIVER, PO BOX 1027, JACKSONVILLE, OR 97530, proposes a change in point of diversion under Certificate 81152. The right allows the use of 0.075 CUBIC FOOT PER SECOND (priority date 1857) from the LITTLE APPLEGATE RIVER in Sec. 29, T 39 S, R 2 W, W.M. for IRRIGATION and LIVESTOCK in Sec. 19, T 39 S, R 2 W, W.M. The applicant proposes to move the point of diversion approximately 1.4 miles downstream to Sec. 19, T39S, R2W, 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-10814 filed by Jon C. and Karen S. Tucker, PO Box 615, Stayton, Oregon 97383, proposes a change from a surface water point of
diversion to a ground water point of appropriation under Certificate 23864. The right allows the use of 0.69 cubic foot per second (priority date May 14, 1947) from the North Santiam River in Sec. 19, T 9 S, R 1 W, W.M. for irrigation in Sec. 19. The applicant proposes to move the point of diversion to a point of appropriation approximately 150 feet downstream within Sec. 19, T 9 S, R 1 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-10849 filed by RICHARD FUNK, 54 BITTERROOT DRIVE, WALLA WALLA, WA 99362, proposes an additional point of appropriation under Certificate 55017. The right allows the use of 0.25 CUBIC FOOT PER SECOND (priority date JUNE 29, 1978) from a well in Sec. 2, T 5 N, R 35 E, W.M. (Walla Walla River Basin) for SUPPLEMENTAL IRRIGATION in Sec. 2. The applicant proposes an additional point of appropriation approximately 10 feet west from the location of the authorized well. 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-10862 filed by Muddy Creeks Irrigation District, PO Box 225, Harrisburg, OR, 97446, proposes a change in place of use under Certificate 68366. The right allows the use of 5.54 cubic feet per second (priority date February 7, 1973) from the McKenzie River in Sec. 9, T 17 S, R 3 W, W.M. for irrigation in Sec. 35 and 36, T 15 S, R 4 W. The applicant proposes to change the place of use to within Sec. 22, T 14 S, R 4 W and Sects. 16, 28, 29, and 32, T 15 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-10890 filed by Southworth Brothers, Inc., proposes to change the place of use under Certificate 400. The right allows the use of 0.29 CUBIC FOOT PER SECOND (priority date MAY 10, 1909) from DAMON CREEK in Sec. 30, T 16 S, R 14 E, W.M. for IRRIGATION in Sec. 30, T 16 S, R 31 E, W.M. Application T-10890 proposes to change the place of use to Sec. 28, T 16 S, R 31 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-10949 filed by Ron LaFranchi, proposes to change the points of appropriation and to change the places of use under Certificates 47618 and 52623. Certificate 47618 allows the use of 0.44 CUBIC FOOT PER SECOND (Priority date OCTOBER 6, 1975) from a well in Sec. 34, T 25 S, R 14 E, W.M. (Fort Rock Basin) for IRRIGATION within Sec. 34. The applicant proposes to move the authorized point of appropriation from approximately 1 to 1 1/2 miles from the existing point of appropriation to a well in Sec. 21, T 26 S, R 15 E, W.M. for irrigation in Sec. 21, T 26 S, R 15 E, W.M. Certificate 52623 allows the use of 0.29 CUBIC FOOT PER SECOND (priority date MAY 6, 1977) from a well in Sec. 34, T 25 S, R 14 E, W.M. for IRRIGATION within Sec. 34. The applicant proposes to move the authorized point of appropriation approximately 1 to 1 1/2 miles from the existing point of appropriation to TWO wells located in Sec. 21, T 26 S, R 15 E, W.M. (Fort Rock Basin) for IRRIGATION in Secs. 21 and 22. 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: CLACKAMAS
Transfer: 11114
Water Right: CERT 56661
Priority Date: JUNE 25, 1979
Name: SIRI AND SON FARMS
Address: 16410 SE HWY 212, DAMASCUS OR 97089
Change: PLACE OF USE
Source: ROCK CREEK
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 September 09, 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:

Pacific City Joint Water Sanitary Authority (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.
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 Grainey at (503) 986-0833, at least 48 hours prior to the hearing.
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)*

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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.)