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.

* **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.

* **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 Applications: Permit Amendments**
Requests to amend permits.

* **District Permanent Transfers (ORS 540.580)**
Petitions requesting transfers in place of use within a district’s boundaries.

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, November 11, 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, November 26, 2010.

The protest filing fee is $300 for the applicants and $600 for non-applicants. Detailed requirements for filing a protest will be sent with copies of the PFO. Persons who support the PFO may file a “standing” fee of $150 to retain the ability to participate in future proceedings relating to an application. Before participation is allowed, an additional $300 will be required at the time of the proceeding.

If a protest or comment deadline falls on a day that the office is closed then the next open business day automatically becomes the deadline date. In addition to the usual state or federal office closures, the Oregon Water Resources Department headquarters office will be closed on the following Fridays: October 16, 2009; November 27, 2009; March 19, 2010; April 16, 2010; June 18, 2010; August 20, 2010; September 17, 2010; November 26, 2010; March 18, 2011; and May 20, 2011.
# How to Read the Listing

Applications on the next page are sorted by application number in the following format:

<table>
<thead>
<tr>
<th>App#</th>
<th>Basin</th>
<th>Source</th>
<th>Township/Range</th>
<th>County</th>
<th>Priority</th>
<th>Quantity</th>
<th>Stage Status</th>
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<tr>
<td>G-15693</td>
<td>DOE, JOHN</td>
<td>PO BOX 123 EUGENE OR 97123</td>
<td>16.00S 03.00W 19 NESW Lane</td>
<td>01/29/2002</td>
<td>0.3700</td>
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**FIRST LINE:**
- Application number:
  - G: groundwater
  - R: reservoir
  - S: surface water
  - I: instream
- Applicant name & address
- Stage of review:
  - IR: Initial Review
  - PFO: Proposed Final Order
- Decision status codes
  - 1: permit may be issued as requested
  - 2: permit may be issued with conditions
  - 3: permit unlikely to be issued

**SECOND LINE:**
- Basin number (see map below right)
- Source > what it flows into
  - (in the case of wells, this describes the basin in which the well is located)
- General legal description
- County & Priority date
- Amount
- Unit of measure:
  - C: cubic feet per second
  - G: gallons per minute
  - A: acre-feet

**THIRD LINE:**
- Type of use (see abbreviations below)

## Type of Use abbreviations (for definitions, consult Oregon Administrative Rules 690-300):

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

**Commonly used “Type**
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## 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.

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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 November 11, 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-11640
Permit Number: G-11024
MACDONALD, THOMAS A.
PO BOX 87
SUMMER LAKE OR 97640
Lake County
FOUR WELLS > ANA RIVER
NO MORE THAN 17.80 CFS, BEING 7.73 CFS FOR IRRIGATION AND 17.8 CFS FOR FISH CULTURE
FISH CULTURE, IRRIGATION OF 50.1 ACRES AND SUPPLEMENTAL IRRIGATION OF 569.6 ACRES
October 1, 2011
Application Number: G-12869
Permit Number: G-12451
NASH, JASON PATRICK
5200 TEARE LANE
BONANZA OR 97623
Klamath County
A WELL > LOST RIVER
5.5 CFS
PRIMARY AND SUPPLEMENTAL IRRIGATION OF 440.3 ACRES
October 1, 2015

Application Number: S-70220
Permit Number: S-52389
TREE TOP RANCHES LP
PO BOX 8126
BOISE ID 83707
Harney County
A RESERVOIR > CRANE CREEK
232.8 AF OF STORED WATER
IRRIGATION OF 77.6 ACRES
October 1, 2011
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 November 26, 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: Yamhill
Application File Number: S-46564
Permit Number: S-34803
Applicant: CITY OF McMINTNIVILLE
Address: PO BOX 638
MCMINTNIVILLE OR 97128
River Basin: North Coast Basin
Water Source: A RESERVOIR > NEUSTUCCA RIVER
Authorized Use of Water: MUNICIPAL USES
Maximum Diversion/ Appropriation Rate: 210.0 AF OF STORED WATER ONLY

Recommendation: The department proposes to grant an extension of time for complete construction for the water system from October 1, 1997 to October 1, 1998; and grant an extension of time to apply water to full beneficial use from October 1, 1997 to October 1, 1998.
County of Use: Lane
Application File Number: R-86125
Permit Number: R-14131
Applicant: CITY OF DUNES CITY
Address: PO BOX 97
         WESTLAKE OR 97493
River Basin: Middle Coast Basin
Water Source: WOAHINK CREEK > SILTCOOS RIVER
Authorized Use of Water: MULTIPLE PURPOSE
Maximum Diversion/ Appropriation Rate: 410.0 AF PER YEAR

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.

County of Use: Wasco
Application File Number: R-85194
Permit Number: R-14080
Applicant: JUSTESEN, FRED A.
           JUSTESEN, JONNIE L.
Address: 59720 TWIN LAKES RD
         GRASS VALLEY OR 97029
River Basin: Deschutes Basin
Water Source: UNNAMED STREAM > THREEMILE CREEK
Authorized Use of Water: STORED WATER TO BE USED FOR AQUATIC LIFE,
                          WILDLIFE AND RECREATION
Maximum Diversion/ Appropriation Rate: 280.0 AF PER YEAR

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 2009 to October 1, 2013.
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 November 02, 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: Crook
Instream Lease Number: IL 668
Lessor:
HART, JIM
33200 S CROOKED RIVER HWY 27
PRINEVILLE OR  97754

Lessee:
DESHUTES RIVER CONSERVANCY
PO BOX 1560
BEND OR  97709

Contact: LAURA WILKE at (503) 986-0884
Reach: FROM THE POD TO THE MOUTH OF BEAR CREEK

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<th>Cert#</th>
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<th>Use</th>
<th>Rate(cfs)</th>
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Public Notice date October 12, 2010, Page 10
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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 November 11, 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: WHEELER
Transfer: 11137
Water Right: CERT 25670, 25922, 37254, 86550
Priority Date: 1866, 1899, 1954
Name: DAYSpring partNers llC
Address: 15350 SW SEQUoIA PARKWAY STE 250, PORTLAND OR 97224
Change: PLACE OF USE
Source: ROCK CREEK

County: DESChUTES
Transfer: 11139
Water Right: CERT 82932
Priority Date: AUGUST 11, 1993
Name: DONNA BALDOCK, JERRY BALDOCK
Address: 15730 SE FORKED HORN DRIVE, SISTERS OR 97759
Change: PLACE OF USE, POINT OF APPROPRIATION
Source: A WELL
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:         LAKE
Transfer:       11140
Water Right:    PERMIT G 16785
Priority Date:  OCTOBER 17, 2008
Name:           BURT SWINGLE, REBA SWINGLE
Address:        PO BOX 589, LAKEVIEW OR 97630
Change:         ADDITIONAL POINT OF APPROPRIATION
Source:         A WELL
District Permanent Transfers (ORS 540.580)

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

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

The Department seeks public comment on recently filed district transfer applications listed below. The deadline for comments or protests to the transfer application must be received by the Department on or before November 11, 2010. The Department will hold a contested case hearing if: 1) a protest and $600 protest fee for non-applicant and $300.00 protest fee for applicant are received within the time allowed; or 2) the Department finds a hearing is needed to determine whether the proposed changes would result in injury to existing rights. (If a water user believes that a proposed change could injure a water delivery within a district's boundaries, the matter will be resolved directly between the district and the water user.)

COUNTY: JACKSON
NOTICE OF DISTRICT
PERMANENT TRANSFER: NOTICE # 001-2010
CERTIFICATE: 75429,68741
PRIORITY DATE: 1915
NAME: EAGLE POINT IRRIGATION DISTRICT
ADDRESS: PO BOX 157, EAGLE POINT, OR 97524
CHANGE: POU
SOURCE: BIG BUTTE CREEK
ACRES: 4.60
AUTHORIZED POU: T36S R1W 10
PROPOSED POU: T34S R1E 34

COUNTY: JACKSON
NOTICE OF DISTRICT
PERMANENT TRANSFER: NOTICE # 002-2010
CERTIFICATE: 75429,68741
PRIORITY DATE: 1915
NAME: EAGLE POINT IRRIGATION DISTRICT
ADDRESS: PO BOX 157, EAGLE POINT, OR 97524
CHANGE: POU
SOURCE:BIG BUTTE CREEK
ACRES: 4.50
AUTHORIZED POU: T35S R1W 10
PROPOSED POU: T34S R1E 34

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COUNTY: JACKSON
NOTICE OF DISTRICT PERMANENT TRANSFER: NOTICE # 002-A-2010
CERTIFICATE: 75429, 68741
PRIORITY DATE: 1915
NAME: EAGLE POINT IRRIGATION DISTRICT
ADDRESS: PO BOX 157, EAGLE POINT, OR 97524
CHANGE: POU
SOURCE: BIG BUTTE CREEK
ACRES: 13.10
AUTHORIZED POU: T35S R1W 34
PROPOSED POU: T36S R1W 5

COUNTY: JACKSON
NOTICE OF DISTRICT PERMANENT TRANSFER: NOTICE # 003-2010
CERTIFICATE: 75429, 68741
PRIORITY DATE: 1915
NAME: EAGLE POINT IRRIGATION DISTRICT
ADDRESS: PO BOX 157, EAGLE POINT, OR 97524
CHANGE: POU
SOURCE: BIG BUTTE CREEK
ACRES: 6.90
AUTHORIZED POU: T36S R1W 3
PROPOSED POU: T35S R1W 21, 34

COUNTY: JACKSON
NOTICE OF DISTRICT PERMANENT TRANSFER: NOTICE # 004-2010
CERTIFICATE: 75429, 68741
PRIORITY DATE: 1915
NAME: EAGLE POINT IRRIGATION DISTRICT
ADDRESS: PO BOX 157, EAGLE POINT, OR 97524
CHANGE: POU
SOURCE: BIG BUTTE CREEK
ACRES: 4.60
AUTHORIZED POU: T36S R1W 10, 34
PROPOSED POU: T35S R1E 8

COUNTY: JACKSON
NOTICE OF DISTRICT PERMANENT TRANSFER: NOTICE # 005-2010
CERTIFICATE: 75429, 68741
PRIORITY DATE: 1915
NAME: EAGLE POINT IRRIGATION DISTRICT
ADDRESS: PO BOX 157, EAGLE POINT, OR 97524
CHANGE: POU
SOURCE: BIG BUTTE CREEK
ACRES: 7.50
AUTHORIZED POU: T35S R1W 34
PROPOSED POU: T34S R1E 35

COUNTY: JACKSON
NOTICE OF DISTRICT PERMANENT TRANSFER: NOTICE # 005-2010
CERTIFICATE: 75429, 68741
PRIORITY DATE: 1915
NAME: EAGLE POINT IRRIGATION DISTRICT
ADDRESS: PO BOX 157, EAGLE POINT, OR 97524
CHANGE: POU
SOURCE: BIG BUTTE CREEK
ACRES: 7.50
AUTHORIZED POU: T35S R1W 34
PROPOSED POU: T34S R1E 35
NOTICE OF DISTRICT
PERMANENT TRANSFER: NOTICE # 006-2010
CERTIFICATE: 75429,68741
PRIORITY DATE: 1915
NAME: EAGLE POINT IRRIGATION DISTRICT
ADDRESS: PO BOX 157, EAGLE POINT, OR 97524
CHANGE: POU
SOURCE: BIG BUTTE CREEK
ACRES: 15.50
AUTHORIZED POU: T36S R1W 3
T35S R1W 34
PROPOSED POU: T35S R1W 22

COUNTY: JACKSON

NOTICE OF DISTRICT
PERMANENT TRANSFER: NOTICE # 007-2010
CERTIFICATE: 75429,68741
PRIORITY DATE: 1915
NAME: EAGLE POINT IRRIGATION DISTRICT
ADDRESS: PO BOX 157, EAGLE POINT, OR 97524
CHANGE: POU
SOURCE: BIG BUTTE CREEK
ACRES: 3.00
AUTHORIZED POU: T35S R1W 34
PROPOSED POU: T34S R1E 36

COUNTY: JACKSON

NOTICE OF DISTRICT
PERMANENT TRANSFER: NOTICE # 008-2010
CERTIFICATE: 75429,68741
PRIORITY DATE: 1915
NAME: EAGLE POINT IRRIGATION DISTRICT
ADDRESS: PO BOX 157, EAGLE POINT, OR 97524
CHANGE: POU
SOURCE: BIG BUTTE CREEK
ACRES: 18.20
AUTHORIZED POU: T36S R1W 10
T35S R1E 18
T34S R1E 32,33

COUNTY: JACKSON

NOTICE OF DISTRICT
PERMANENT TRANSFER: NOTICE # 009-2010
CERTIFICATE: 75429,68741
PRIORITY DATE: 1915
NAME: EAGLE POINT IRRIGATION DISTRICT
ADDRESS: PO BOX 157, EAGLE POINT, OR 97524
CHANGE: POU
SOURCE: BIG BUTTE CREEK
ACRES: 3.00
AUTHORIZED POU: T36S R1W 11,10
PROPOSED POU: T34S R1E 32
COUNTY: JACKSON
NOTICE OF DISTRICT PERMANENT TRANSFER: NOTICE # 0010-2010
CERTIFICATE: 75429, 68741
PRIORITY DATE: 1915
NAME: EAGLE POINT IRRIGATION DISTRICT
ADDRESS: PO BOX 157, EAGLE POINT, OR 97524
CHANGE: POU
SOURCE: BIG BUTTE CREEK
ACRES: 7.00
AUTHORIZED POU: T36S R1E 7
PROPOSED POU: T36S R1E 7
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.)