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 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.

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

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

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”.

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
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 25, 2010. Although we cannot respond individually to all comments, each will be considered as the agency makes its permit decision.

Proposed Final Order Stage (PFO in the "Stage" column of the permit listing)

The proposed final order is the Department’s preliminary decision on the water use request. It will indicate how the comments received on the application in the first stage were considered. The PFO documents the agency’s decision through specific findings. If appropriate, it includes a draft permit specifying any conditions or restrictions on the use. Persons interested in receiving a mailed copy of a PFO must pay a statutorily-required fee of $20. (Any person paying $20 to receive a PFO by mail will also receive a copy of the Final Order when it is issued.) PFO’s may be viewed for free at the Department’s Salem Office or at the district watermaster office nearest the proposed use. Those disagreeing with the Department’s decision as expressed in the PFO have 45 days to file a protest.

The protest deadline for proposed final orders appearing in this public notice is 5pm, Friday, December 10, 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>0.3700</td>
<td>C</td>
<td>IR 3</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):

- 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 livestock
- 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

---

Public Notice date October 26, 2010, Page 3
<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</th>
<th>Status</th>
</tr>
</thead>
<tbody>
<tr>
<td>G-17084</td>
<td>DINSDALE, GRACE PO BOX 1130 CORNELIUS OR 97113</td>
<td></td>
<td></td>
<td>PFO</td>
<td>3</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>2 A WELL &gt; DAIRY CREEK</td>
<td>1.00N 3.00W 15 NESE</td>
<td>Washington</td>
<td>07/17/2008</td>
<td>1.114C</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Uses: NU</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>G-17395</td>
<td>SEVEN HILLS PROPERTIES LLC SEVEN HILLS PROPERTIES LLC</td>
<td>83501 LOWER DRY CREEK RD MILTON FREEW</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>7 A WELL &gt; DRY CREEK</td>
<td>5.00N 35.00E 3 SESW</td>
<td>Umatilla</td>
<td>06/03/2010</td>
<td>5.1066C (est)</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>7 A WELL &gt; DRY CREEK</td>
<td>5.00N 35.00E 4 SWNE</td>
<td>Umatilla</td>
<td>06/03/2010</td>
<td>5.1066C (est)</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>7 A WELL &gt; DRY CREEK</td>
<td>5.00N 35.00E 4 SWNE</td>
<td>Umatilla</td>
<td>06/03/2010</td>
<td>5.1066C (est)</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>7 A WELL &gt; DRY CREEK</td>
<td>5.00N 35.00E 4 NWNE</td>
<td>Umatilla</td>
<td>06/03/2010</td>
<td>1.5C (est)</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Uses: ST</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>R-87590</td>
<td>MULKEY, GARTH 13535 DE ARMOND RD MONMOUTH OR 97361</td>
<td></td>
<td></td>
<td>IR</td>
<td>2</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>2 RUNOFF &gt; BERRY CREEK</td>
<td>9.00S 5.00W 35 SWSW</td>
<td>Polk</td>
<td>03/12/2010</td>
<td>51.5A</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>2 BERRY CREEK &gt; SOAP CREEK</td>
<td>9.00S 5.00W 35 SWSW</td>
<td>Polk</td>
<td>03/12/2010</td>
<td>51.5A</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Uses: IR FW</td>
<td></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 Name</th>
<th>FO Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>G-16262</td>
<td>7</td>
<td>UMAT</td>
<td>06/10/2004</td>
<td>PAMELA CAMPBELL</td>
<td>10/14/2010</td>
</tr>
<tr>
<td>G-17115</td>
<td>2</td>
<td>WASH</td>
<td>09/29/2008</td>
<td>APRIL JOSSY</td>
<td>10/14/2010</td>
</tr>
<tr>
<td>G-17223</td>
<td>7</td>
<td>UMAT</td>
<td>05/20/2009</td>
<td>CITY OF WESTON</td>
<td>10/14/2010</td>
</tr>
<tr>
<td>G-17306</td>
<td>12</td>
<td>HARN</td>
<td>02/04/2010</td>
<td>K AND P ENTERPRISES LLC</td>
<td>10/14/2010</td>
</tr>
<tr>
<td>R-87020</td>
<td>17</td>
<td>CURR</td>
<td>10/31/2007</td>
<td>COVENTRY FARMS LLC</td>
<td>10/14/2010</td>
</tr>
<tr>
<td>R-87021</td>
<td>17</td>
<td>CURR</td>
<td>10/31/2007</td>
<td>COVENTRY FARMS LLC</td>
<td>10/14/2010</td>
</tr>
<tr>
<td>R-87022</td>
<td>17</td>
<td>CURR</td>
<td>10/31/2007</td>
<td>COVENTRY FARMS LLC</td>
<td>10/14/2010</td>
</tr>
<tr>
<td>R-87513</td>
<td>2</td>
<td>CLAC</td>
<td>08/17/2009</td>
<td>JOHN CHILDS</td>
<td>10/14/2010</td>
</tr>
<tr>
<td>R-87561</td>
<td>2</td>
<td>CLAC</td>
<td>12/21/2009</td>
<td>BURL MOSTUL</td>
<td>10/14/2010</td>
</tr>
<tr>
<td>R-87633</td>
<td>16</td>
<td>DOUG</td>
<td>06/29/2010</td>
<td>HEARD FARMS INC</td>
<td>10/14/2010</td>
</tr>
<tr>
<td>S-87381</td>
<td>2</td>
<td>WASH</td>
<td>01/20/2009</td>
<td>CITY OF HILLSBORO</td>
<td>10/14/2010</td>
</tr>
<tr>
<td>R-87636</td>
<td>1</td>
<td>TILL</td>
<td>07/07/2010</td>
<td>DENIS LAVIOLETTE</td>
<td>10/26/2010</td>
</tr>
</tbody>
</table>
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 25, 2010. Following the comment period, the Department will prepare and issue a proposed final order. Individuals who would like a copy of the proposed final order may request copies by sending a request and $20 (the charge required by law). Please indicate the file number. Copies of the proposed final order may be viewed at the Department and/or self copied. Individuals wishing to obtain a copy of the extension application should contact the Department by phone or in person.

Extension file information is included in the following format:

(a) Application Number;
(b) Permit number;
(c) Applicant name and address;
(d) County of application;
(e) Common name of water source(s) listed in the permit;
(f) Amount of water use permitted in gallons per minute (gpm), cubic feet per second (cfs) or acre feet (af) of storage;
(g) Use allowed in the permit;
(h) Proposed extended date of completion as requested by the extension applicant;

Application Number: G-15011
Permit Number: G-13843
WILLIAMS, KIM A.
81296 SAGEBRUSH RD
HERMISTON OR 97838
Umatilla County
THREE WELLS > UMATILLA RIVER
NOT TO EXCEED A MAXIMUM CUMULATIVE TORAL OF 0.484 CFS, BEING 0.156 CFS FROM WELL 1 AND 0.203 CFS FROM EACH OF WELLS 2 AND 3
IRRIGATION OF 38.72 ACRES
October 1, 2014
Application Number: G-16282  
Permit Number: G-16095  
PETER GOODMONSON  
24850 ALPINE LN  
BEND OR 97701  
Deschutes County  
A WELL > DRY RIVER  
0.125 CFS  
IRRIGATION ON 10.0 ACRES  
October 1, 2020

Application Number: G-16444  
Permit Number: G-16055  
DIERKING, JAMES  
20950 S HARRIS RD  
OREGON CITY OR 97045  
Clackamas County  
A WELL > CLEAR CREEK  
MAY 1 THRU JUNE 30 AND NOVEMBER 1 THRU NOVEMBER 30 0.223 CFS  
JULY 1 THRU OCTOBER 31 0.056 CFS  
nURSERY USE ON 52.9 ACRES  
October 1, 2012

Application Number: S-74220  
Permit Number: S-52023  
CFRI-HW KD MAPLE GROVE LLC  
PO BOX 3989  
NAPA CA 94558  
Polk County  
A RESERVOIR > LUCKIAMUTE RIVER  
60.0 AF EACH YEAR  
SUPPLEMENTAL IRRIGATION OF 180.0 ACRES  
October 1, 2013

Application Number: R-74221  
Permit Number: R-11702  
CFRI-HW KD MAPLE GROVE LLC  
PO BOX 3989  
NAPA CA 94558  
Polk County  
RUNOFF > LUCKIAMUTE RIVER  
60.0 AF EACH YEAR  
STORED WATER, TO BE APPROPRIATED UNDER PERMIT R-52023, FOR SUPPLEMENTAL IRRIGATION  
October 1, 2013

Application Number: R-73432  
Permit Number: R-11493  
CFRI-HW KD MAPLE GROVE LLC  
PO BOX 3989  
NAPA CA 94558  
Polk County  
RUNOFF > LUCKIAMUTE RIVER  
NOT MORE THAN 150 AF PER YEAR  
IRRIGATION, RECREATION AND WILDLIFE HABITAT  
October 1, 2013
Application Number: S-73433
Permit Number: S-51528
CFRI-HWKD MAPLE GROVE LLC
PO BOX 3989
NAPA CA  94558
Polk County
A RESERVOIR > LUCKIAMUTE RIVER
NOT MORE THAN 150 AF OF STORED WATER ONLY
IRRIGATION OF 180 ACRES
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 16, 2010. Parties to the lease, including the Department, will review any such claims before the lease is finalized. The lease files are available for viewing at the Salem office of the Water Resources Department.

County: Columbia
Instream Lease Number: IL 1097

Lessor:
PORTLAND GENERAL ELECTRIC COMPANY
121 SW SALMON STREET
PORTLAND OR 97204

Contact: KODY THURGOOD at 503-986-0892
Reach: AT THE POD

Cert#     Permit   Priority  Use   Rate(cfs)   Duty(acf) Source             Tributary to     Acres
86145 RR * S 34940 08/03/1970 FP,GT 80.7 58424.13 COLUMBIA RIVER PACIFIC OCEAN
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 November 25, 2010, or within 30 days of the last date of publication in a newspaper, whichever is later. If no protests are filed, the Department will issue a final order consistent with the preliminary determination.

T-9662 filed by THE OLSEN FARMS FAMILY LIMITED PARTNERSHIP/HIRAM G. OLSEN REVOCABLE LIVING TRUST, 8930 SUVER RD, MONMOUTH, OR 97361, proposes a change in point of diversion under Certificates 81322 and 83673. Certificate 81322 allows the use of 119.01 ACRE FEET (priority date AUGUST 19, 1993) from the WILLAMETTE BASIN PROJECT RESERVOIRS in Sec. 23, T 9 S, R 4 W, W.M. for SUPPLEMENTAL IRRIGATION in Secs. 26 and 27, T 9 S, R 4 W, W.M. Certificate 83673 allows the use of 332.64 ACRE FEET (priority date AUGUST 19, 1993) from the WILLAMETTE BASIN PROJECT RESERVOIRS in Section 23, T 9 S, R 4 W, W.M. for SUPPLEMENTAL IRRIGATION in Secs. 15, 16, 21, 22, T 9 S, R 4 W, W.M. The applicant proposes to move the point of diversion approximately 2165 feet upstream in Sec. 26, T 9 S, R 4 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-9836 filed by River's Edge Investments, LLC, 3075 N Business 97, Bend, OR 97701, proposes a change in point of diversion and place of use under Certificates 83571 and 76714. The portion of Certificate 83571 affected allows the use of a maximum of 0.089 cfs (priority dates October 31, 1900 and December 2, 1907) for irrigation of 13.00 acres and quasi-municipal uses (equivalent to 4.0 acres of irrigation). Certificate 76714 allows the use of stored water (priority date February 28, 1913) for supplemental irrigation of 13.00 acres and quasi-municipal uses (equivalent to 4.0 acres of irrigation). The applicant proposes to change the point of diversion to a point approximately 500 feet upstream (Sec. 29, T17S R12E, WM). 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-10920 filed by Robert Baker, 83651 Winesap Rd., Milton-Freewater, OR 97862, proposes to modify the point of appropriation under Registration Application GR-3856, (Certificate of Registration GR-3512). The groundwater registration claims the use of 375 gallons per minute (tentative priority date: 1918) from a well within the Walla Walla River Basin (NW NW of Sec. 2, T 5 N, R 35 E, W.M.), for irrigation within Sec. 2. The applicant proposes to change the point of appropriation approximately 45 feet northwest within the same NW NW of Section 2. The Water Resources Department has concluded that the proposed modification appears to be consistent with the requirements of ORS Chapter 537, 540 and OAR 690-382-1000.

T-11093 filed by the City of Nyssa, 301 Main St., Nyssa, OR 97913, proposes to change the points of diversion, place of use, character of use, and add points of diversion under Certificates 37141, 67700 and 75596. Certificate 37141 allows for the use of 1.50 cfs (priority date Dec. 29, 1966) for irrigation from the Snake River in Sec. 21, T 19 S, R 47 E, W.M. The applicant proposes to move the point of diversion approx. 1348 feet upstream and an additional point of diversion approx. 2578 feet upstream in Sec. 28, T 19 S, R 47 E, W.M. Certificate 67700 allows for the use of 1.22 cfs (priority date Aug. 26, 1988) for irrigation from the Snake River in Secs. 28 and 29, T 19 S, R 47 E, W.M. The applicant proposes an additional point of diversion approx. 1330 feet upstream within Sec. 28. Certificate 75596 allows for the use of 1.256 cfs (priority date May 25, 1925) for irrigation from the Snake River in Sec. 28, T 19 S, R 47 E, W.M. The applicant proposes an additional point of diversion approx. 1230 feet downstream within Sec. 28. The applicant also proposes to change the place of use of the above rights to the city limits of Nyssa and to change the character of use to annual Municipal Use. The Water Resources Department has concluded that the proposed transfer appears to be consistent with the requirements of ORS Chapter 540 and OAR 690-380-5000.
T-11117 filed by BETTY KNOEBEL, PO BOX 558, EAGLE POINT OR 97524, proposes a change in place of use under Certificates 17227, 83349, and 85714. The right under Certificate 17227 allows the use of 0.075 cfs from South Fork Little Butte Creek, tributary to Little Butte Creek in Sec. 29, T 36 S, R 2 E, W.M. (priority date May 12, 1896) for irrigation of 3.0 acres in Sec. 19. The applicant proposes to change the place of use under Cert. 17227 to Sec 30, T 36 S, R 2 E, W.M. The right under Certificate 83349 allows the use of 2.18 cfs from Lost, Harrison, Charley and Coon Creeks in Secs. 20, 27, and 28 in T 37 S, R 2 E, W.M. and 21.7 acre feet from Bradshaw Reservoir in Sec. 1, T 37 S, R 1 E, W.M. (priority date July 5 1966) for irrigation of 50.8 acres in Sec. 36, T 36 S, R 1 E, W.M. The applicant proposes to change the place of use under Cert. 83349 to Secs. 19 and 30, T 36 S, R 2 E, W.M. The right under Certificate 85714 allows the use of 0.13 cfs from North and South Forks of Little Butte Creek in Secs. 20 and 29, T 36 S, R 2 E, W.M. (priority date September 14, 1899) for irrigation of 18.0 acres in Sec. 30, T 36 S, R 2 E, W.M. The applicant proposes to change the place of use under Cert. 85714 to Sec. 19, T 36 S, R 2 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.
**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 25, 2010. The Department will hold a contested case hearing if: 1) a protest and $600 protest fee for non-applicant and $300.00 protest fee for applicant are received within the time allowed; or 2) the Department finds a hearing is needed to determine whether the proposed changes would result in injury to existing rights. (If a water user believes that a proposed change could injure a water delivery within a district's boundaries, the matter will be resolved directly between the district and the water user.)

**COUNTY: DESCHUTES**
**NOTICE OF DISTRICT**
**PERMANENT TRANSFER:** NOTICE # T-2010-022
**CERTIFICATE:** 83571, 76714
**PRIORITY DATE:** 1900, 1907, 1913
**NAME:** CENTRAL OREGON IRRIGATION DISTRICT
**ADDRESS:** 1055 SW LAKE COURT REDMOND OR 97756
**CHANGE:** POU
**SOURCE:** DESCHUTES RIVER/CRANE PRAIRIE RES
**ACRES:** 6.0
**AUTHORIZED POU:** T17S R13E 20
**PROPOSED POU:** T15S R15E 7
Establishment of Mitigation Credits in the Deschutes Basin

ORS 537.746 authorizes the Department to award mitigation credits in the Deschutes Basin to approved mitigation projects. Mitigation credits may be used in the Deschutes Basin, specifically the Deschutes Ground Water Study Area, to mitigate for the impacts of ground water use on surface water flows. Pursuant to OAR Chapter 690, Division 521, upon receipt of notification of a mitigation project, the Department shall give public notice of the intent to establish mitigation credits.

The public is invited to comment on establishment of mitigation credits for the project(s) described below. Comments must be received within 21 days of the date of this public notice. Comments should address the award of mitigation credits to the proposed project and its use for mitigation purposes. Included in this public notice is a preliminary determination as to the amount of mitigation credits that may be available from the proposed project.

Deschutes County

**Mitigation Project #:** MP-140

- **Project Applicant:** City of Prineville
- **Mitigation Project And Process:** Instream Transfer Application T-11102 for Certificate 75486 and 75488
- **Subbasin/Source:** Crooked River Subbasin – Crooked River, tributary to the Deschutes River
- **Amount of Water:**
  - Proposed Instream: up to 0.46 CFS
  - Maximum Annual Volume – 148.0 AF
- **Current Use:** Irrigation of 37.0 acres
- **Credits Assigned to:** City of Prineville
- **Preliminary Mitigation Credit Determination:** 66.6 Mitigation Credits
  - May be available for use in the Crooked River and General Zones of Impact
- **Contact:** Laura Wilke, Phone: (503) 986-0884
Use the back of this form to offer comments on water use requests or other items in this notice or to order copies of proposed final and final orders. You are welcome to submit comments on a separate sheet, but please be sure to include your name and address and reference the specific request or document that concerns you. Please mail your comments to the address listed above.

Water Use Request Type & File Number
(e.g. "Permit Application G-12345" or "Transfer T-1234"): Mail me the order (payment enclosed)*

[ ]
[ ]
[ ]
[ ]

Your Name, Address, and Phone Number:

____________________________________________________________
____________________________________________________________
____________________________________________________________

* 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.)

Public Notice date October 26, 2010, Page 15