OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS November 9, 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.

- * **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.

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* 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.

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, December 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, December 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.

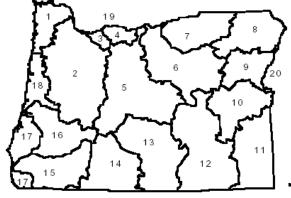
If a protest or comment deadline falls on a day that the office is closed then the next open business day automatically becomes the deadline date. In addition to the usual state or federal office closures, the Oregon Water Resources Department headquarters office will be closed on the following Fridays: 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

Basin Source Township/Range App# Priority Quantity County Stage Status G-15693 DOE, JOHN PO BOX 123 EUGENE OR 97123 IR 3 02 A WELL > SPRING CR 16.00S 03.00W 19 NESW Lane 01/29/2002 0.3700 C Uses: IR SECOND LINE: FIRST LINE: * Basin number (see map below right) * Application number: * Source > what it flows into G: groundwater BASINS: 11. Owyhee (in the case of wells, this describes the R: reservoir 1. North Coast 12. Malheur L. S: surface water basin in which the well is located) 2. Willamette 13. Goose/Summer L. * General legal description I: instream 3. Sandy 14. Klamath * County & Priority date Applicant name & address * 4. Hood 15. Rogue Stage of review: * Amount * 5. Deschutes 16. Umpqua * Unit of measure: **IR: Initial Review** 17. S. Coast 6. John Day PFO: Proposed Final Order C: cubic feet per second 7. Umatilla 18. Mid-Coast Decision status codes G: gallons per minute 8. Grande Ronde 19. Columbia 1: permit may be issued as requested A: acre-feet 9. Powder 20. Snake 10. Malheur 2: permit may be issued with conditions THIRD LINE: 3: permit unlikely to be issued * Type of use (see abbreviations below) of Use" abbreviations (for definitions, consult Oregon Administrative Rules 690-300): Δ oriculture GR: Groundwater recharge MIL Municipal ΔG·

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

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



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Commonly used "Type

| App# Basir | a Source | Township/Range | County | Priority | Quantity Stage | Statu | S |
|----------------|---------------------------------------|--------------------------|-------------|------------|----------------|-------|---|
| <u>S-87472</u> | KOPACZ, RAY STANFIELD IRRIGATION DIST | RICT PO BOX 416 STANFIEI | LD OR 97875 | 5 | | IR | 2 |
| 7 Uses: IS | COLUMBIA RIVER > PACIFIC OCEAN | 5.00N 29.00E 12 SESE | Umatilla | 09/22/2009 | 210.0C | | |
| <u>G-17307</u> | JASKA, GEORGE E. 93939 JASKA LANE LAK | XEVIEW OR 97630 | | | | PFO | 2 |
| 13 Uses: IR | A WELL > THOMAS CREEK | 39.00S 19.00E 1 SWNE | Lake | 02/08/2010 | 0.39C | | |

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 |
|----------------|-------|--------|------------|----------------------------------|-------------------|------------|
| <u>G-12672</u> | 2 | MARI | 10/03/1991 | MORSE BROTHERS INC. | | 10/28/2010 |
| <u>G-12677</u> | 2 | LINN | 10/03/1991 | MORSE BROTHERS INC. | | 10/28/2010 |
| <u>G-16574</u> | 5 | DESC | 11/30/2005 | PINE RIDGE RANCH | JOHN LEASON | 10/28/2010 |
| <u>S-86574</u> | 11 | MALH | 04/07/2006 | | ROY HALL | 10/28/2010 |
| <u>R-86674</u> | 5 | CROO | 08/24/2006 | RIVER RUN RANCH | | 10/29/2010 |
| <u>S-87540</u> | 2 | LANE | 10/15/2009 | WHITEWATER RANCH LLC | RICHARD HAAKE | 10/29/2010 |
| <u>S-87581</u> | 18 | LANE | 02/16/2010 | OREGON TRAIL COUNCIL BSA | | 10/29/2010 |
| <u>G-17004</u> | 2 | MARI | 02/11/2008 | | BRIAN CLOPTON | 11/04/2010 |
| <u>G-17113</u> | 2 | WASH | 09/25/2008 | GREGG FARMS LLC | JOE GREGG | 11/04/2010 |
| <u>G-17224</u> | 2 | WASH | 05/21/2009 | NORTHWESTERN VINEYARD MANAGEMENT | | 11/04/2010 |
| <u>G-17298</u> | 14 | KLAM | 01/15/2010 | | JONATHAN HOLDAWAY | 11/04/2010 |
| <u>G-17310</u> | 10 | MALH | 02/10/2010 | MINERAL VALLEY LLC | | 11/04/2010 |
| <u>G-17312</u> | 9 | BAKE | 02/19/2010 | | EDWIN STEVENS | 11/04/2010 |
| <u>G-17334</u> | 7 | UMAT | 03/29/2010 | | JODI MARTIN | 11/04/2010 |
| <u>S-86705</u> | 1 | TILL | 10/19/2006 | NETARTS WATER DISTRICT | | 11/04/2010 |

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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 January 08, 2011.

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R-87660
MOSS, DENNIS
42226 CUPPER CREEK RD
KIMBERLY OR 97848
POD: 1 CUPPER CANYON > DRY CREEK
NE 1/4 SW 1/4 Section 5 T 9.00S R 27.00E WM
Grant County
0.5 A for MULTIPLE PURPOSE
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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 **December 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).

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S-87661
SIKES, JENNIFER
CITY OF WINSTON
201 NW DOUGLAS BLVD
WINSTON OR 97496
POD: 1 A RESERVOIR > COW CREEK
SW 1/4 NE 1/4 Section 28T 31.00S R 4.00W WM
Douglas County
14.5 AFT for IRRIGATION (est.)
POD: 2 SOUTH UMPQUA RIVER > UMPQUA RIVER
NW 1/4 NE 1/4 Section 28T 28.00S R 6.00W WM
Douglas County
0.0 AFT for IRRIGATION (est.)
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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 December 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-14958 Permit Number: G-13749 EDWARDS, ANTHONY; CHARMAINE EDWARDS PO BOX 452 BLY OR 97622 Klamath County A WELL > SPRAGUE RIVER 0.891 CFS IRRIGATION OF 74.0 ACRES

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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 December 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

| County of Use: Application File Number: Permit Number: Applicant: Address: | Linn G-12256 G-11218 OAKWOOD WATER SYSTEMS INC 1330 LINNWOOD DR NE ALBANY OR 97321 |
|--|---|
| River Basin: Water Source: Authorized Use of Water: | Willamette Basin TWO WELLS > TRUAX CREEK GROUP DOMESTIC USE FOR 25 FAMILIES INCLUDING IRRIGATION OF LAWN AND NON-COMERCIAL GARDEN NOT TO EXCEED ½ ACRE EACH |
| Maximum Diversion/ Appropriation Rate: | 0.06 CFS |

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 2006 to October 1, 2020.

| County of Use: Application File Number: Permit Number: Applicant: Address: | Marion G-15722 G-15990 JACKSONS INC 9721 HOWELL PRAIRIE RD SALEM OR 97305 |
|--|---|
| River Basin: | Willamette Basin |
| Water Source: | TWO WELLS > LITTLE PUDDING RIVER |
| Authorized Use of Water: | A WELL > LITTLE PUDDING RIVER IRRIGATION ON 122.50 Acres SUPPLEMENTAL IRRIGATION ON 225.7 Acres |
| Maximum Diversion/ Appropriation Rate: | 2.20 CFS, BEING 1.10 CFS FROM EACH WELL |

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 2010 to October 1, 2015.

| County of Use: | Washington |
|--------------------------|-----------------------------|
| Application File Number: | G-16137 |
| Permit Number: | G-16110 |
| Applicant: | TANKERSLEY FARMS INC. |
| Address: | 16160 NW PUMPKIN RIDGE RD |
| | NORTH PLAINS OR 97133 |
| River Basin: | Willamette Basin |
| Water Source: | A WELL > DAVIS CREEK |
| Authorized Use of Water: | NURSERY USES ON 93.15 Acres |
| Maximum Diversion/ | |
| Appropriation Rate: | 1.56 CFS |

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 2010 to October 1, 2018.

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 November 23, 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-1327 COLUMBIA ENERGY PARTNERS, LLC KANE, MARL 317 COLUMBIA ST VANCOUVER WA 98660 POD: 1 PASTURE CR > KIGER CR NW 1/4 SW 1/4 Section 28 T 31.00S R 34.00E WM Harney County 110 GPM for ROAD CONSTRUCTION & GENERAL CONSTRUCTION OR MAINTENANCE POD: 2 A WELL > KIGER CR NW 1/4 SW 1/4 Section 28T 31.00S R 34.00E WM Harney County 3.0 GPM for DOMESTIC (EXEMPT USE)

Addendum to the November 2, 2010, Public Notice of Water Use Requests

The Oregon Water Resources Department is re-noticing the following Limited License applications to reflect corrected information recently filed with the Department. **The Department may approve these licenses after November 23, 2010, upon finding that the proposed water use will not impair or be detrimental to the public interest (OAR 690-340-030).**

LL-1326 RUBY PIPELINE LLC GREDVIG, DAN RM 518 PO BOX 1087 COLORADO SPRINGS CO 80944 AND ... SUSSMAN, ADAM 1600 SW WESTERN BLVD SUITE 240 CORVALLIS OR 97333 POD: 1 A WELL > GOOSE & SUMMER LAKE NE 1/4 SW 1/4 Section 10 T 40.00S R 20.00E WM Lake County 1200 GPM & AN ANNUAL VOLUME OF 8 MG for HYDROSTATIC TESTING POD: 2 A WELL > GOOSE & SUMMER LAKE SE 1/4 NE 1/4 Section 10 T 40.00S R 20.00E WM Lake County 1200 GPM & AN ANNUAL VOLUME OF 8 MG for HYDROSTATIC TESTING POD: 3 A WELL > GOOSE & SUMMER LAKE SW 1/4 NE 1/4 Section 10 T 40.00S R 20.00E WM Lake County 1500 GPM & AN ANNUAL VOLUME OF 5 MG FOR GENERAL CONSTRUCTION

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 30, 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: | | Yamhill | | | | | | |
|--|---------------------|-------------|------------|------------------|------------|---------------------|-----------------|-------|
| Instream Le | ase Number | : IL 348 | | | | | | |
| Lessor: MORRIS, COY 23770 SW DE SHERIDAN OF Contact: | GJONG ROAD 97378 | 00D at 503- | 0.96 0.903 | | | | | |
| Contact. | KUDI IHUKG | 00D at 503- | 900-0092 | | | | | |
| Reach: | | FROM THE | POINT OF | DIVERSION TO THE | CONFLUENCE | WITH UNNAMED STREAM | NEAR RIVER MILE | 30 |
| Cert# | Permit : | Priority | Use | Rate(cfs) | Duty(acf) | Source | Tributary to | Acres |
| 57891 OR * | S 41387 | 01/14/1977 | IR | 1.58 | 316.5 | SOUTH YAMHILL RIVER | YAMHILL RIVER | 126.6 |

Transfer Applications: Regular

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

The Department seeks public comment on the recently-filed transfer applications listed below. Any person may comment on a transfer application. Comments must be received by the Department on or before December 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: Transfer: Water Right: Priority Date: Name: Address: Change: Source: | CROOK 11150 CERT 86197, 86200 1930, 1976 ANNA DOW, NEAL DOW 28000 SE PAULINA HWY, PRINEVILLE OR 97754 ADDITIONAL POINT OF DIVERSION CROOKED RIVER |
|---|--|
| County: | UMATILLA |
| Transfer: | 11151 |
| Water Right: | CERT 80643 |
| Priority Date: | MAY 14, 1956 |
| Name: | KREGGER FARMING ENTERPRISES, LLC; |
| | RYAN, WENDI, KEVIN, CHRIS, LORALEE KREGGER |
| Address: | 17232 STATELINE ROAD, TOUCHET WA 99360 |
| Change: | ADDITIONAL POINT OF APPROPRIATION |
| Source: | A WELL |

Transfer Preliminary Determinations

A Preliminary Determination provides the Department's conclusion as to whether a proposed change in place of use, point of diversion or appropriation, or character of use of an existing water right should be approved. Changes of water rights may be proposed in an application for transfer (including instream, historic POD, exchange, substitution or ground water registration modification).

The Department has issued preliminary determinations on the transfer applications listed below. In addition to this notice, the Department is complying with ORS 540.520(2) that requires publication of notice in a local newspaper for all transfers except those proposing a change in place of use only or a change in point of diversion of less than ¹/₄ 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 December 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-11074 filed by Fritz G. and Donna L. Dobin, 15630 SE Ten Eyck Road, Sandy, OR 97055, proposes a change in points of appropriation under Certificate 84484. The right allows the use of 0.03 cubic foot per second (priority date March 24, 1992) from two wells in Sec. 12, T 16 S, R 16 E, W.M. (Dry Creek Basin) for irrigation in Sec. 12. The applicant proposes to move the points of appropriation approximately 1,075 feet northwest to one well within Sec. 12. 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-11104 filed by Fred Bussmann, 86882 Lower Fourmile Lane, Bandon, OR 97411, proposes a change in place of use under Certificate 64844. The right allows the use of 0.02 cubic foot per second (priority date Jan. 6, 1986) from Fourmile Creek in Sec. 2, T 30 S, R 15 W, W.M. for irrigation in Section 2. The applicant proposes to change the place of use within Section 2. 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-11128 filed by Patricia A. Whitney and Regina Hoffman, 9500 South Fork Little Butte Creek Road, Eagle Point, OR 97524, proposes a change in point of diversion under Certificate 17177. The right allows the use of 0.21 cubic foot per second (priority date May 1, 1900) from the South Fork Little Butte Creek in Sec. 18, T 37 S, R 3 E, W.M. for irrigation in Sec. 18. The applicant proposes to move the point of diversion approximately 1260 feet downstream within Sec. 18. 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.

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS November 9, 2010

Use the back of this form to offer comments on water use requests or other items in this notice or to order copies of proposed final and final orders. You are welcome to submit comments on a separate sheet, but please be sure to include your name and address and reference the specific request or document that concerns you. Please mail your comments to the address listed above.

| Water Use Request Type & File Number (e.g. "Permit Application G-12345" or "Transfer T-1234"): enclosed)* | Mail me the order (payment |
|---|----------------------------|
| | [] |
| | [] |
| | [] |
| | [] |
| Your Name, Address, and Phone Number: | |
| | |
| | |

* We are required by law to charge a fee of \$20 to mail a copy of a proposed and final order on a pending water right application or permit extension to any interested person. Please include a check made out to the Oregon Water Resources Department in the amount of \$20 for each type of order you would like mailed to you. This fee entitles you to also receive a copy of the final order, when issued. (Copies of propose final order and final order are also available for viewing–at no charge–at our Salem office or at the local watermaster office.)