

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
December 21, 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.
- * **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.
- * **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.
- * **Proposed Order and Proposed Preliminary Permit for 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, January 20, 2011. 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, February 04, 2011.

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

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

How to Read the Listing

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

App#	Basin	Source	Township/Range	County	Priority	Quantity	Stage	Status
G-15693	DOE, JOHN PO BOX 123	EUGENE OR 97123	16.00S 03.00W 19 NESW	Lane	01/29/2002	0.3700 C	IR	3
	02 A WELL > SPRING CR							
	Uses: IR							

FIRST LINE:

- * Application number:
 - G: groundwater
 - R: reservoir
 - S: surface water
 - I: instream
- * Applicant name & address
- * Stage of review:
 - IR: Initial Review
 - PFO: Proposed Final Order
- * Decision status codes
 - 1: permit may be issued as requested
 - 2: permit may be issued with conditions
 - 3: permit unlikely to be issued

SECOND LINE:

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

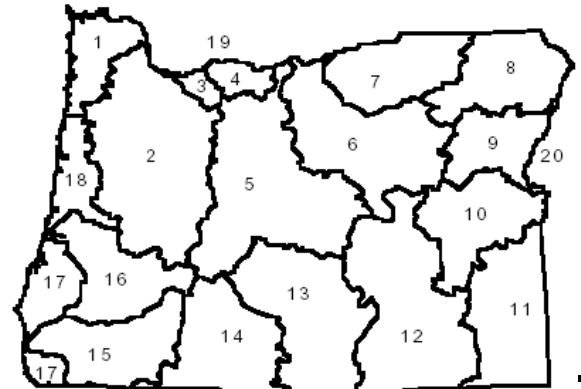
BASINS:

- | | |
|-----------------|---------------------|
| 1. North Coast | 11. Owyhee |
| 2. Willamette | 12. Malheur L. |
| 3. Sandy | 13. Goose/Summer L. |
| 4. Hood | 14. Klamath |
| 5. Deschutes | 15. Rogue |
| 6. John Day | 16. Umpqua |
| 7. Umatilla | 17. S. Coast |
| 8. Grande Ronde | 18. Mid-Coast |
| 9. Powder | 19. Columbia |
| 10. Malheur | 20. Snake |

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

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

Commonly used “Type



App#	Basin Source	Township/Range	County	Priority	Quantity	Stage	Status
S-87566	JOHNSON, GARRIE NEIL	36529 CAMP CREEK RD	SPRINGFIELD OR	97478			PFO 2
2	MCKENZIE RIVER > WILLAMETTE RIVER	17.00S 2.00W 27 NWNE	Lane	12/30/2009	0.01C		
Uses:	DN						

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
R-86698	2	POLK	10/10/2006		FRED MAGEE	12/13/2010
R-87449	2	CLAC	05/22/2009		AARON YOUNG	12/13/2010
G-17175	2	POLK	02/10/2009	ALDEIA LLC		12/16/2010
G-17381	2	YAMH	05/19/2010	FEDERAL CORRECTIONAL INSTITUTION		12/16/2010
G-17404	2	MARI	07/07/2010		BUDD MITCHELL	12/16/2010
S-85481	18	LANE	02/26/2003		WILLIAM ROBINSON	12/16/2010
S-86623	18	LANE	06/20/2006		CHRISTINE MAY	12/16/2010
S-86630	18	LANE	06/29/2006		ROBERT SUMMERS	12/16/2010
S-86636	18	LANE	07/10/2006		ROGER UNSER	12/16/2010
S-86669	18	LANE	08/15/2006		DANIEL HANKINS	12/16/2010
S-87558	5	KLAM	12/08/2009		JOHN FISCHER	12/16/2010

**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 January 20, 2011. 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-200
Permit Number: G-1389
COOS BAY NORTH BEND WATER BOARD
PO BOX 539
2305 OCEAN BLVD
COOS BAY OR 97420
Coos County
64 WELLS > TENMILE CREEK BASIN
46.0 CFS
INDUSTRIAL USE
October 1, 2040

Application Number: G-16284
Permit Number: G-16109
BROOKS, CHERIE
PO BOX 2138
SUNRIVER OR 97707
Deschutes County
A WELL > DESCHUTES RIVER BASIN
0.05 CFS
IRRIGATION OF 6.0 ACRES
October 1, 2016

Application Number: G-13488
Permit Number: G-12856
COLLIER LANE HOMEOWNERS ASSOCIATION INC.
4184 COLLIER LANE
KLAMATH FALLS OR 97603
Klamath County
A WELL > LOST RIVER BASIN
0.4 CFS
IRRIGATION OF 32.0 ACRES
October 1, 2020

**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 February 04, 2011. 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:	Wasco
Application File Number:	G-16318
Permit Number:	G-15858
Applicant:	POLEHN FAMILY TRUST
Address:	3573 OLNEY RD THE DALLES OR 97058
River Basin:	Hood Basin
Water Source:	A WELL > FIVEMILE CREEK
Authorized Use of Water:	IRRIGATION ON 62.5 Acres SUPPLEMENTAL IRRIGATION ON 55.7 Acres
Maximum Diversion/ Appropriation Rate:	1.48 CFS

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 2009 to October 1, 2015.

County of Use: Klamath
Application File Number: G-15471
Permit Number: G-15134
Applicant: NOONAN, MIKE; NOONAN, KARIN
Address: 12080 HOMEDALE RD
KLAMATH FALLS OR 97603
River Basin: Klamath Basin
Water Source: 2 WELLS > SPRING LAKE BASIN

Authorized Use of Water: IRRIGATION ON 234.19 Acres
Maximum Diversion/
Appropriation Rate: NOT TO EXCEED A MAXIMUM CUMULATIVE TOTAL OF 2.93 CFS
BEING 0.87 CFS FROM WELL 1 AND 2.14 CFS FROM WELL 2

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 2006 to October 1, 2012.

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 January 20, 2011. 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: DESCHUTES, KLAMATH
Transfer: 11163
Water Right: CERT 86022
Priority Date: DECEMBER 31, 1897; DECEMBER 31, 1900;
APRIL 30, 1902
Name: PAULINA MEADOWS LLC
Address: 250 N HANSARD, LEBANON, OR 97355
Change: USE, PLACE OF USE
Source: LITTLE DESCHUTES RIVER

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: LANE
Transfer: 11164
Water Right: PERMIT G 16371
Priority Date: DECEMBER 20, 2002
Name: EUGENE WATER AND ELECTRIC BOARD
Address: PO BOX 10148, EUGENE OR 97440-2148
Change: POINT OF APPROPRIATION
Source: A WELLS

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 January 20, 2011. 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-2010-021
CERTIFICATE: 83571,76714
PRIORITY DATE: 1900,1907,1913
NAME: CENTRAL OREGON IRRIGATION DISTRICT
ADDRESS: 1055 SW LAKE COURT REMOND, OR 97756
CHANGE: POU
SOURCE: DESCHUTES RIVER/CRANE PRAIRIE RES
ACRES: 0.70
AUTHORIZED POU: T17S R13E 18
PROPOSED POU: T17S R13E 18

COUNTY: DESCHUTES
NOTICE OF DISTRICT
PERMANENT TRANSFER: NOTICE T-2010-026
CERTIFICATE: 83571,76714
PRIORITY DATE: 1900,1907,1913
NAME: CENTRAL OREGON IRRIGATION DISTRICT
ADDRESS: 1055 SW LAKE COURT REMOND, OR 97756
CHANGE: POU
SOURCE: DESCHUTES RIVER/CRANE PRAIRIE RES
ACRES: 2.00
AUTHORIZED POU: T14S R13E 16,30
T15S R13E 8
PROPOSED POU: T14S R13E 30

County: HOOD RIVER
Transfer: 11165
Water Right: CERT 81340
Priority Date: NOVEMBER 25, 1895
Name: EAST FORK IRRIGATION DISTRICT
Address: PO BOX 162, ODELL OR 97031
Change: PLACE OF USE
Source: EAST FORK HOOD RIVER

Proposed Order and Proposed Preliminary Permit for Swan Lake North Hydroelectric Project

The Proposed Order and Proposed Preliminary Permit recommend approval to study and develop final application documents for a major hydroelectric project at the Swan Lake North Hydroelectric Project. The project is also filed with the Federal Energy Regulatory Commission (FERC) as docket p-13318. The proposed order and proposed preliminary permit require a groundwater interference study be performed before a final application is filed.

You may request a copy of these documents by calling Mary Graine at 503-986-0833, or the documents may be viewed at the Department's Salem office. Those disagreeing with the Department's decision as expressed in the proposed order have an opportunity to file comments or objections.

Comments may be mailed to the Oregon Water Resources Department or to Mary.S.Grainey@wrд.state.or.us

The deadline for comments or objections to the Preliminary Permit for Swan Lake North Hydroelectric Project appearing in this public notice is 5 pm, Friday, January 21, 2011.

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 wells will be used for the initial fill of 13,965 acre-feet. 1,574 acre-feet will be needed annually for replacement due to evaporation.
Reservoir Locations:	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: Mary Graine 503-986-0833.

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS

December 21, 2010

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

Water Use Request Type & File Number

(e.g. "Permit Application G-12345" or "Transfer T-1234"):
enclosed)*

Mail me the order
(payment

Your Name, Address, and Phone Number:

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