

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
April 5, 2011

*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.
- * **Municipal permit extension applications referred to Oregon Department of Fish and Wildlife for review under provisions of OAR 690- 315-0080.**
- * **Applications for Limited Licenses**
Requests to use water for 5 years or less. Licenses are subordinate to other rights and may be revoked if a use is found to injure other water right holders.
- * **Application for Instream Lease**
Application by water right holder to lease existing water rights to instream use.
- * **Transfer Applications: Regular**
Requests to change point of diversion or appropriation, place of use, or character of use upon which the public may comment. The changes may be proposed in an application for a transfer (including instream or historic POD), an exchange, or a substitution.
- * **Transfer Preliminary Determinations**
Requests to change point of diversion or appropriation, place of use, and character of use upon which the public may protest the application and Department's preliminary determination.

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

- * **District Temporary Transfers (ORS 540.570)**
Applications 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, May 05, 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, May 20, 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)

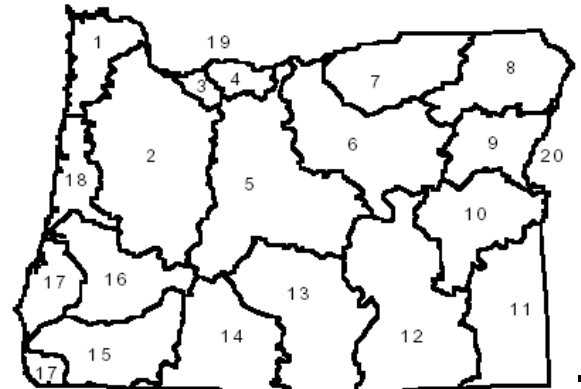
BASINS:

- | | |
|-----------------|---------------------|
| 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-87690	ROARK, DALE 1404 TULIP ST LEMOORE, CA 93245						IR 2
16	NORTH UMPQUA RIVER > UMPQUA RIVER	26.00S 6.00W 27 SWSE	Douglas	02/15/2011	0.01C		
Uses: DN							
G-17421	MARTIN, CRAIG PO BOX 1406 HERMISTON, OR 97838						PFO 2
7	A WELL > UMATILLA DRAIN	5.00N 28.00E 35 NESE	Umatilla	09/07/2010	0.067C		
Uses: IR							
G-17311	HINCKLE, KENNETH 8002 NE HWY 99 PMB 130 VANCOUVER, WA 98665						PFO 2
13	A WELL > ANTELOPE CREEK	39.00S 19.00E 32 SESW	Lake	02/11/2010	0.49C		
Uses: IR							

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
G-16960	2	MARI	11/14/2007	COUGAR CREEK WATER CO. LLC	MARK ROCKWELL	03/24/2011
G-17252	5	WASC	08/13/2009		RANDY MARSHALL	03/24/2011
G-17226	5	DESC	05/27/2009		DEREK BARTLETT	03/29/2011
G-17259	13	LAKE	09/09/2009	M G OUTLAND ENTERPRISES LLC	MATTHEW OUTLAND	03/29/2011
S-72280	9	BAKE	03/27/1992	BURNT RIVER IRRIGATION DISTRICT		03/29/2011
S-87642	16	DOUG	07/20/2010		JAMES WILL	03/29/2011
R-73460	17	COOS	06/29/1993	QUAIL MEADOW FARMS INC.	WAYNE FOSTER	03/31/2011
S-73459	17	COOS	06/29/1993	QUAIL MEADOW FARMS INC.	WAYNE FOSTER	03/31/2011
S-85618	17	COOS	05/27/2003	QUAIL MEADOW FARMS INC.	WAYNE FOSTER	03/31/2011
S-87592	17	COOS	03/16/2010		RON LAFRANCHI	04/04/2011

**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 May 05, 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-16126
Permit Number: G-15938
LOPEZ, EFREN; LOPEZ, EFRAIN V.
210 HEATHER DR
STANFIELD, OR 97875
Umatilla County
A WELL > HAT ROCK DR
0.125 CFS
IRRIGATION OF 10.0 ACRES
October 1, 2014

**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 May 20, 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:	Lane
Application File Number:	G-13533
Permit Number:	G-12168
Applicant:	AIKON LLC
Address:	PO BOX 2703 EUGENE, OR 97402
River Basin:	Willamette Basin
Water Source:	THREE WELLS > FLAT CREEK
Authorized Use of Water:	COMMERCIAL USES IRRIGATION ON 36.0 Acres AND COMMERCIAL USE
Maximum Diversion/ Appropriation Rate:	0.55 CFS, BEING 0.10 CFS FOR COMMERCIAL USE AND 0.45 CFS FOR IRRIGATION

Recommendation: The department proposes to grant an extension of time for complete construction for the water system from October 1, 1997 to October 1, 2015; and grant an extension of time to apply water to full beneficial use from October 1, 1998 to October 1, 2015.

County of Use: Klamath
Application File Number: G-16531
Permit Number: G-16071
Applicant: AUDRIC ENTERPRISES INC.
Address: 340 SOQUEL AVE, SUITE 204
SANTA FE CA 95065
River Basin: Klamath Basin
Water Source: A WELL > LOST RIVER
Authorized Use of Water: SUPPLEMENTAL IRRIGATION ON 751.0 Acres
Maximum Diversion/
Appropriation Rate: 9.388 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, 2015.

County of Use: Crook
Application File Number: S-55566
Permit Number: S-43875
Applicant: MCCORMACK RANCH LLC
Address: 28833 SE BEAR CREEK RD
PRINEVILLE, OR 97754
River Basin: Deschutes Basin
Water Source: BEAR CREEK > CROOKED RIVER
Authorized Use of Water: IRRIGATION ON 42.8 Acres
Maximum Diversion/
Appropriation Rate: 0.54 CFS

Recommendation: The department proposes to grant an extension of time for complete construction for the water system from October 1, 1980 to October 1, 2011; and grant an extension of time to apply water to full beneficial use from October 1, 1981 to October 1, 2011.

**Pending Municipal Permit Extension Applications Sent to
Oregon Department of Fish and Wildlife for Review**

Consistent with OAR 690-315-0080 the Department must notify Oregon Department of Fish and Wildlife of certain pending municipal water use extension applications. If applicable under OAR 690-315-0080 any undeveloped portion of a municipal permit must be conditioned to maintain the persistence of listed fish species in the portions of waterways affected by water use under the permit. The following applications were referred to the Oregon Department of Fish and Wildlife on February 11, 2011.

Application File Number: S-55346

Permit Number: S-49653

Applicant: City of The Dalles

Water Source: The Columbia River, Tributary to the Pacific Ocean

Authorized Use of Water Under Permit: Municipal

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.

Licenseses must maintain a record of how much water they are using (ORS 537.143). **The Department may approve a license after April 19, 2011, 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-1346

NORTHWEST VINEYARD SERVICE

MOHR, KARL

MUSKA, CARL

PO BOX 354

AMITY, OR 97101

POD: 1 A WELL > PALMER CR

SW 1/4 NE 1/4 Section 25 T 5.00S R 4.00W WM

Yamhill County

0.03 C for IRRIGATION

LL-1347

DAVENPORT NEWBERRY HOLDING LLC

STERN, PAUL

225 NW FRANKLIN AVE, SUITE 1

BEND, OR 97701

POD: 1 A WELL > PAULINA CR

SW 1/4 NE 1/4 Section 29 T 21.00S R 12.00E WM

Deschutes County

0.14 C (est)for ENHANCED GEOTHERMAL SYSTEM

POD: 2 A WELL > PAULINA CR

NE 1/4 SW 1/4 Section 16 T 21.00S R 12.00E WM

Deschutes County

0.14 C (est)for ENHANCED GEOTHERMAL SYSTEM

POD: 3 A WELL > PAULINA CR

NE 1/4 SW 1/4 Section 21 T 21.00S R 12.00E WM

Deschutes County

0.14 C (est)for ENHANCED GEOTHERMAL SYSTEM

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 April 26, 2011. Parties to the lease, including the Department, will review any such claims before the lease is finalized. The lease files are available for viewing at the Salem office of the Water Resources Department.

County: Douglas

Instream Lease Number: IL 1127

** Lessor **

SCHILLER ENTERPRISES INC.
PO BOX 3130
ASHLAND, OR 97520

Contact: KODY THURGOOD at 503-986-0892

Reach: FROM THE POD TO THE MOUTH OF DEER CREEK

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:82026	CF * S 17089	5/21/1946	IM	1.0	722.7	DEER CREEK	SOUTH UMPQUA RIVER	

County: Deschutes

Instream Lease Number: IL 1128

** Lessor **
CENTRAL OREGON IRRIGATION DISTRICT
1055 SW LAKE COURT
REDMOND, OR 97756

** Lessee **
DESCHUTES RIVER CONSERVANCY
700 NW HILL ST
BEND, OR 97701

** Lessor **
TRONSON, BJARNE
21075 SCOTTSDALE DR
BEND, OR 97701

** Lessor **
TRONSON, CHERYL
21075 SCOTTSDALE DR
BEND, OR 97701

Contact: LAURA WILKE at (503) 986-0884

Reach: FROM THE POD INTO LAKE BILLY CHINOOK AND TO THE MOUTH OF THE DESCHUTES RIVER

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:83571	CF RR CR *	10/31/1900	IR	0.016	5.18	DESCHUTES RIVER	COLUMBIA RIVER	0.95

County: Deschutes

Instream Lease Number: IL 1129

** Lessor **

CENTRAL OREGON IRRIGATION DISTRICT
1055 SW LAKE COURT
REDMOND, OR 97756

** Lessee **

DESCHUTES RIVER CONSERVANCY
700 NW HILL ST
BEND, OR 97701

** Lessor **

THE ROMAN CATHOLIC BISHOP OF THE DIOCESE OF BAKER
PO BOX 5999
BEND, OR 97708

Contact: LAURA WILKE at (503) 986-0884

Reach: FROM THE POD INTO LAKE BILLY CHINOOK AND TO THE MOUTH OF THE DESCHUTES RIVER

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:83571	CF RR CR *	10/31/1900	IR	0.051	16.35	DESCHUTES RIVER	COLUMBIA RIVER	3.0

County: Deschutes

Instream Lease Number: IL 1130

** Lessor **

CENTRAL OREGON IRRIGATION DISTRICT
1055 SW LAKE COURT
REDMOND, OR 97756

** Lessee **

DESCHUTES RIVER CONSERVANCY
700 NW HILL ST
BEND, OR 97701

** Lessor **

STONEHEDGE ON THE RIM ASSOCIATION
1156 SW RIMROCK WAY
REDMOND, OR 97756

Contact: LAURA WILKE at (503) 986-0884

Reach: FROM THE POD INTO LAKE BILLY CHINOOK AND TO THE MOUTH OF THE DESCHUTES RIVER

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:83571	CF RR CR *	10/31/1900	IR	0.189	60.56	DESCHUTES RIVER	COLUMBIA RIVER	11.11

County: Deschutes

Instream Lease Number: IL 984

** Lessor **

ARNOLD IRRIGATION DISTRICT
19604 BUCK CANYON RD
BEND, OR 97702

** Lessee **

DESCHUTES RIVER CONSERVANCY
PO BOX 1560

BEND, OR 97709

** Lessor **
HUKARI, DALE
PO BOX 1998
TUBAC, AZ 85646

Contact: LAURA WILKE at (503) 986-0884

Reach: FROM THE ARNOLD CANAL POD #1 TO MOUTH OF DESCHUTES RIVER

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:74197	CF RR *	4/25/1905	IR	0.366	131.15	DESCHUTES RIVER	COLUMBIA RIVER	30.6
		2/1/1905						

County: Deschutes

Instream Lease Number: IL 924

** Lessor **
ARNOLD IRRIGATION DISTRICT
19604 BUCK CANYON ROAD
BEND, OR 97702

** Lessor **
MCCOOL, DANIEL
60359 ARNOLD MARKET RD
BEND, OR 97702

** Lessee **
DESCHUTES RIVER CONSERVANCY
700 NW HILL ST
BEND, OR 97701

** Lessor **
MCCOOL, ELIZABETH
60359 ARNOLD MARKET RD
BEND, OR 97702
Contact: LAURA WILKE at (503) 986-0884

Reach: ARNOLD CANAL POD TO LAKE BILLY CHINOOK (RIVER MILE 120)

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:74197	CF RR *	4/25/1905	IR	0.013	4.76	DESCHUTES RIVER	COLUMBIA RIVER	1.11
		2/1/1905						

County: Deschutes

Instream Lease Number: IL 1083

** Lessor **

SCHIMKE, TIMM
DESCHUTES COUNTY DEPARTMENT OF SOLID WASTE
61050 SE 27TH ST
BEND, OR 97702

** Lessor **

ARNOLD IRRIGATION DISTRICT
19604 BUCK CANYON ROAD
BEND, OR 97702

** Lessee **

DESCHUTES RIVER CONSERVANCY
PO BOX 1560
BEND, OR 97709

Contact: LAURA WILKE at (503) 986-0884

Reach: FROM ARNOLD CANAL POD #1 TO LAKE BILLY CHINOOK

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:74197	CF RR *	4/25/1905	IR	0.22	85.71	DESCHUTES RIVER	COLUMBIA RIVER	20.0
		2/1/1905						

County: Deschutes

Instream Lease Number: IL 847

** Lessor **

ARNOLD IRRIGATION DISTRICT
19604 BUCK CANYON ROAD
BEND, OR 97702

** Lessor **

MILLER, MAJORIE
63095 CASEY PLACE
BEND, OR 97701

** Lessee **

DESCHUTES RIVER CONSERVANCY
PO BOX 1560
BEND, OR 97709

Contact: LAURA WILKE at (503) 986-0884

Reach: FROM THE ARNOLD CANAL POD TO LAKE BILLY CHINOOK

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:74197	CF RR *	4/25/1905	IR	0.054	19.29	DESCHUTES RIVER	COLUMBIA RIVER	4.5
		2/1/1905						

County: Deschutes

Instream Lease Number: IL 982

**** Lessee ****

DESCHUTES RIVER CONSERVANCY
PO BOX 1560
BEND, OR 97709

**** Lessor ****

AVION WATER CO. INC.
60813 PARRELL RD
BEND, OR 97702

**** Lessor ****

ARNOLD IRRIGATION DISTRICT
19604 BUCK CANYON RD
BEND, OR 97702
Contact: LAURA WILKE at (503) 986-0884

Reach: ARNOLD CANAL POD #1 TO MOUTH OF DESCHUTES RIVER

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:74197	CF RR *	4/25/1905	IR	0.588	210.27	DESCHUTES RIVER	COLUMBIA RIVER	49.06
		2/1/1905						

County: Deschutes

Instream Lease Number: IL 1131

**** Lessor ****

CENTRAL OREGON IRRIGATION DISTRICT - POOLED LEASE
1055 SW LAKE COURT
REDMOND, OR 97756

**** Lessee ****

DESCHUTES RIVER CONSERVANCY
700 NW HILL ST

BEND, OR 97701

Contact: LAURA WILKE at (503) 986-0884

Reach: FROM THE POD INTO LAKE BILLY CHINOOK AND TO THE MOUTH OF THE DESCHUTES RIVER

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:83571	CF RR CR *	10/31/1900	IR	1.421	456.37	DESCHUTES RIVER	COLUMBIA RIVER	83.73

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 May 05, 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: JACKSON
Transfer: 11217
Water Right: CERT 6751
Priority Date: JANUARY 23, 1923
Name: OREGON DEPARTMENT OF FISH AND WILDLIFE
Address: 3406 CHERRY AVENUE NE SALEM, OR 97303
Change: USE/POU
Source: SOUTH FORK BIG BUTTE CREEK

County: WALLOWA
Transfer: 11218
Water Right: CERT 65175
Priority Date: MAY 7, 1973
Name: ROYCE & PATRICIA HORTON
Address: 68279 ALLEN CANYON LOOP WALLOWA OR 97885
Change: POU
Source: LOSTINE RIVER

County: UMATILLA
Transfer: 11219
Water Right: CERT 12806
Priority Date: DECEMBER 31, 1872
Name: DAVID & DEBORAH HANSEN
Address: 84599 HIGHWAY 339 MILTON FREEWATER OR 97862
Change: POD
Source: LITTLE WALLA WALLA RIVER

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 May 05, 2011, 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-8307 filed by Portland General Electric, 121 SW Salmon Street, Portland, OR 97204, proposes to change from a surface water diversion to a groundwater appropriation under Certificates 27497 and 86761. The rights allow the use of .02 cfs (27497, priority: 9/25/1958) and 0.18 cfs (86761, priority: 10/29/1987) from the Deschutes River in Sec. 1, T 10 S, R 12 E, W.M. for domestic use for 9 households (27497) and domestic expanded use for 7 households, irrigation of up to 1/2 acre lawn and non-commercial gardens for 9 households, and irrigation of 1.66 acres (86761) within Sec. 1. The applicant proposes to move the point of diversion approximately 4000 feet upstream to a point of appropriation in Sec. 12, T 10 S, R 12 E, W.M.

The Water Resources Department has concluded that the proposed transfer appears not to be consistent with the requirements of ORS Chapter 540 and OAR 690-380-5000, due to injury of an instream water right. The application will be denied unless the Oregon Department of Fish and Wildlife recommends consent to injury of the instream water rights due to a net benefit to the resource.

T-11191 filed by MICHAEL J. AND MISHAEL C. SWEENEY, 2002 HWY 201, ADRIAN, OR 97901, proposes CHANGES IN POINT OF DIVERSION AND PLACE OF USE under Certificate 30299. The right allows the use of 0.09 CUBIC FOOT PER SECOND (priority date OCTOBER 12, 1960) from the SNAKE RIVER in Sec. 27, T 21 S, R 46 E, W.M. for IRRIGATION in Sec.27. The applicant proposes to move the authorized points of diversion approximately 1.5 miles upstream to Sec. 34, T 21 S, R 46 E, W.M. and to change the place of use to Sec. 34, T 21 S, R 46 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.

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:	UMATILLA
Transfer:	11220
Water Right:	PERMIT G 12413
Priority Date:	AUGUST 29, 1994
Name:	FLOYD & EUDORA WILSON
Address:	PO BOX 878, PILOT ROCK OR 97868
Change:	POU/APOA
Source:	A WELL

District Temporary Transfers (ORS 540.570)

A district with a manager may request to temporarily make the following changes in water rights within district boundaries for one irrigation season: (1) The place of use of a water use subject to transfer; (2) The point of diversion/appropriation to facilitate a change in place of use; (3) The type of use from a primary right to a supplemental right; and (4) From a surface water point of diversion to a ground water appropriation.

The Department shall approve the request provided it does not cause injury to existing right or expand the water use. A district temporary transfer may be conditioned or revoked at any time to avoid injury to other water rights. The use of water reverts to the authorized place of use, type of use, point of diversion/appropriation upon expiration of the temporary change.

The Department seeks public comments on the recently filed district temporary transfer applications listed below. Any person may comment on a transfer application. Comments must be received by the Department on or before May 05, 2011. The Department shall consider the comments in determining whether to condition, reject, or revoke a temporary district transfer.

County:	UMATILLA
Transfer:	11216
Water Right:	CERT 80705,81408,81409,63802,44654
Priority Date:	1896,1866,1957,1959,1968,1978
Name:	BUTTER CREEK IRRIGATION DISTRICT
Address:	73120 HIGHWAY 207, ECHO OR 97826
Change:	POU
Source:	BUTTER CREEK/WELLS

**OREGON
WATER
RESOURCES
DEPARTMENT**



725 Summer Street NE Ste A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS

April 5, 2011

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.)