

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
May 31, 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.
- * **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.
- * **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: Temporary Transfers**

Requests to temporarily change place of use and, if necessary to convey the water to the new place of use, to temporarily change the point of diversion or appropriation.

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@wrđ.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, June 30, 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, July 15, 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-87672	WILSON, MILES 35810 CAMP CREEK RD SPRINGFIELD, OR 97478						PFO 2
2	MCKENZIE RIVER > WILLAMETTE RIVER	17.00S 2.00W 21 SWSW	Lane	12/29/2010	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
G-16346	2	YAMH	11/23/2004	BLACK FAMILY VINEYARD LLC		05/19/2011
S-87184	2	MARI	05/22/2008		GORDON MILLER	05/19/2011
S-87661	16	DOUG	10/29/2010	CITY OF WINSTON	JENNIFER SIKES	05/19/2011
S-87674	2	LANE	01/03/2011		JEROME MCSILVERS	05/19/2011
S-87681	15	JACK	01/07/2011	CENTRAL POINT SCHOOL DIST NO 6		05/19/2011
G-17424	12	HARN	09/24/2010	HARNEY ELECTRIC COOPERATIVE INC.	RANDY WHITAKER	05/24/2011
R-87645	6	GRAN	07/28/2010		BRUCE STRANGE	05/24/2011
G-16945	2	MARI	10/18/2007		LEROY LAACK	05/26/2011
S-86446	16	DOUG	10/21/2005	D G FAMILY TRUSTS II LLC	MARY ANN JEFFRIES	05/26/2011

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 **June 30, 2011**. 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 diversion point(s).

S-87723

MAYER, LOREN PORTLAND GENERAL ELECTRIC; BOARDMAN PLANT 73334 TOWER RD
BOARDMAN, OR 97818 PAGEL, MARTHA O. SCHWABE, WILLIAMSON, AND WYATT P C 530
CENTER ST NE SUITE 400 SALEM, OR 97301

POD: 1 A RESERVOIR > SIXMILE CANYON

SW 1/4 SW 1/4 Section 34T 3.00N R 24.00E WM

Morrow County

3736.0 AFT for INDUSTRIAL/MANUFACTURING USES

**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 June 30, 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-11847
Permit Number: G-10994
SEABRIDGE GOLD CORP.
160 FRONT ST E, SUITE 400
TORONTO ONTARIO, CANADA M5A 1E1
Malheur County
TWO WELLS > OPEN PIT MINE
2.0 CFS
MINING /INDUSRIAL USES
October 1, 2018

**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 July 15, 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:	Crook
Application File Number:	G-15789
Permit Number:	G-15855
Applicant:	EAGLE CREST INC.
Address:	PO BOX 1215 REDMOND, OR 97756
River Basin:	Deschutes Basin
Water Source:	SIX WELLS > DECHUTES RIVER
Authorized Use of Water:	QUASI-MUNICIPAL USES
Maximum Diversion/ Appropriation Rate:	3.34 CFS, LIMITED TO A MAXIMUM ANNUAL VOLUME OF 508 AF, FURTER LIMITED BY MITIGATION REQUIREMENTS

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 2009 to October 1, 2059.

County of Use: Clackamas
Application File Number: G-16338
Permit Number: G-15918
Applicant: SHADOW WOOD WATER SERVICE;
DIVISION OF HILAND WATER CORP.
Address: 23875 NE DILLON RD
NEWBERG, OR 97132
River Basin: Willamette Basin
Water Source: FOUR WELLS > SHIPLEY CREEK
Authorized Use of Water: QUASI-MUNICIPAL USES
Maximum Diversion/
Appropriation Rate: 0.89 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, 2024.

County of Use: Yamhill
Application File Number: S-17897
Permit Number: S-13862
Applicant: CITY OF SHERIDAN
Address: 120 SW MILL STREET
SHERIDAN, OR 97378
River Basin: Willamette Basin
Water Source: WILLAMINA CREEK > SOUTH YAMHILL RIVER
SOUTH FORK YAMHILL RIVER > YAMHILL RIVER
Authorized Use of Water: MUNICIPAL USES
Maximum Diversion/
Appropriation Rate: 8.0 CFS, BEING 6.0 CFS FROM WILLAMINA CREEK
AND 2.0 CFS FROM SOUTH FORK YAMHILL RIVER

Recommendation: The department proposes to grant an extension of time for complete construction for the water system from October 1, 1992 to October 1, 2100; and grant an extension of time to apply water to full beneficial use from October 1, 1992 to October 1, 2100.

County of Use: Yamhill
Application File Number: S-43666
Permit Number: S-47044
Applicant: CITY OF SHERIDAN
Address: 120 SW MILL ST
SHERIDAN, OR 97378
River Basin: Willamette Basin
Water Source: EAST FORK BALTIMORE CR > BALTIMORE CREEK
Authorized Use of Water: MUNICIPAL USES
Maximum Diversion/
Appropriation Rate: 1.2 CFS

Recommendation: The department proposes to grant an extension of time for complete construction for the water system from October 1, 1984 to October 1, 2035; and grant an extension of time to apply water to full beneficial use from October 1, 1985 to October 1, 2035.

County of Use: Yamhill
Application File Number: S-54037
Permit Number: S-46730
Applicant: CITY OF SHERIDAN
Address: 120 SW MILL ST
SHERIDAN, OR 97378
River Basin: Willamette Basin
Water Source: UNNAMED STREAM > EAST FORK WILLAMINA CREEK
Authorized Use of Water: MUNICIPAL USES
Maximum Diversion/
Appropriation Rate: 0.4 CFS

Recommendation: The department proposes to grant an extension of time for complete construction for the water system from October 1, 1999 to October 1, 2100; and grant an extension of time to apply water to full beneficial use from October 1, 1999 to October 1, 2100.

County of Use: Yamhill
Application File Number: S-54038
Permit Number: S-44595
Applicant: CITY OF SHERIDAN
Address: 120 SW HILL ST
SHERIDAN, OR 97378
River Basin: Willamette Basin
Water Source: EAST FORK WILLAMINA CR > WILLAMINA CREEK
Authorized Use of Water: MUNICIPAL USES
Maximum Diversion/
Appropriation Rate: 2.0 CFS

Recommendation: The department proposes to grant an extension of time for complete construction for the water system from October 1, 1991 to October 1, 2100; and grant an extension of time to apply water to full beneficial use from October 1, 1991 to October 1, 2100.

County of Use: Yamhill
Application File Number: S-54638
Permit Number: S-44944
Applicant: CITY OF SHERIDAN
Address: 120 SW MILL ST
SHERIDAN, OR 97378
River Basin: Willamette Basin
Water Source: A SPRING > WILLAMINA CREEK
Authorized Use of Water: MUNICIPAL USES
Maximum Diversion/
Appropriation Rate: 0.22 CFS

Recommendation: The department proposes to grant an extension of time for complete construction for the water system from October 1, 1991 to October 1, 2038; and grant an extension of time to apply water to full beneficial use from October 1, 1991 to October 1, 2038.

County of Use: Yamhill
Application File Number: S-63321
Permit Number: S-46744
Applicant: CITY OF SHERIDAN
Address: 120 SW MILL ST
SHERIDAN, OR 97378
River Basin: Willamette Basin
Water Source: UNNAMED STREAM > EAST FORK WILLAMINA CR
Authorized Use of Water: MUNICIPAL USES
Maximum Diversion/
Appropriation Rate: 0.18 CFS

Recommendation: The department proposes to grant an extension of time for complete construction for the water system from October 1, 1999 to October 1, 2100; and grant an extension of time to apply water to full beneficial use from October 1, 1999 to October 1, 2100.

County of Use: Polk
Application File Number: S-85070
Permit Number: S-53832
Applicant: CONFEDERATED TRIBES OF GRAND RONDE
COMMUNITY OF OREGON
Address: SCOTT, ERIC
9615 GRAND RONDE RD
GRAND RONDE, OR 97347-9712
River Basin: Willamette Basin
Water Source: SOUTH YAMHILL RIVER > YAMHILL RIVER
Authorized Use of Water: QUASI-MUNICIPAL USES
Maximum Diversion/
Appropriation Rate: 0.512 CFS, FROM OCTOBER 1 THROUGH MARCH 31

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from September 16, 2007 to October 1, 2016.

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 June 14, 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-1359

ARNOLD IRRIGATION DIST

GERDES, SHAWN

19604 BUCK CANYON ROAD

BEND, OR 97702

POD: 1 CRANE PRAIRIE RES > DESCHUTES R

NE 1/4 NW 1/4 Section 15 T 16.00S R 13.00E WM

Deschutes County

500.0 A for IRRIGATION

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 June 21, 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: Wasco

Instream Lease Number: SL 14

**** Lessee ****

THE FRESHWATER TRUST; C/O DAVID PILZ
65 SW YAMHILL STREET, SUITE 200
PORTLAND, OR 97204

**** Lessor ****

KASER, PHIL M.
4965 FIFTEENMILE RD
THE DALLES, OR 97058

Contact: KODY THURGOOD at 503-986-0892

Reach: FROM POD TO THE MOUTH OF FIFTEENMILE CREEK AT THE COLUMBIA RIVER

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
46636	CF *	1869	IR	0.31	7.5	FIFTEENMILE CREEK	COLUMBIA RIVER	2.5

Reach: FROM POD TO THE MOUTH OF FIFTEENMILE CREEK AT THE COLUMBIA RIVER

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
46635 CF *		12/31/1907	IR	0.165	19.8	FIFTEENMILE CREEK	COLUMBIA RIVER	6.6

Reach: FROM POD TO THE MOUTH OF FIFTEENMILE CREEK AT THE COLUMBIA RIVER

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
46635 CF *		12/31/1869	IR	0.288	34.5	FIFTEENMILE CREEK	COLUMBIA RIVER	11.5

County: Jefferson

Instream Lease Number: IL 1172

** Lessor **
 BLACK, MARILYN
 7240 SW 86TH AVE
 PORTLAND, OR 97223

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

Contact: LAURA WILKE at (503) 986-0884

Reach: FROM POD #2 TO MOUTH OF LAKE CREEK

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
81669 RR CR *		1888	IR	0.009	1.65	LAKE CREEK	SOUTH FORK LAKE CREEK	0.55

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 June 30, 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: WASHINGTON
Transfer: 8612 - RENOTICED
Water Right: CERT 85466
Priority Date: 1989
Name: CAMPBELL ROAD NURSERY, LLC
Address: 12401 SW CAMPBELL ROAD HILLSBORO OR 97123
Change: POA
Source: WELL

County: DESCHUTES
Transfer: 11248
Water Right: CERT 83571,76714
Priority Date: 1900,1907,1913
Name: CENTRAL OREGON IRRIGAION DESTRIC
Address: 1055 SW LAKE COURT, REDMOND OR 97756
Change: USE/POU
Source: DESCHUTES RIVER

County: HOOD RIVER
Transfer: 11249
Water Right: CERT 24625
Priority Date: AUGUST 9, 1951
Name: OREGON DEPARTMENT OF FISH AND WILDLIFE
Address: 3406 CHERRY AVE NE, SALEM OR 97303
Change: POD
Source: LITTLE HERMAN CREEK

County: GRANT
Transfer: 11250
Water Right: CERT 52550,36874
Priority Date: 1916,1962
Name: AUXIER NATURAL RESOURCES 1
Address: 5000 SW MEADOWS RD STE 410 LAKE OSWEGO OR 97035
Change: POU/POD
Source: JOHN DAY 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 June 30, 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-10078 filed by TIMOTHY S. and JODI M. JIMERSON (PO BOX 341, ORO GRANDE, CA 92368), proposes a change in place of use and a change in character of use under Certificate 85632. The right allows the use of 0.26 CUBIC FOOT PER SECOND (CFS) (priority date 1908) from the LITTLE APPELEGATE RIVER in Sec. 14, T 39 S, R 3 W, W.M. for IRRIGATION and LIVESTOCK in Sec. 11. The applicants propose to change the place of use and character of use to create an instream use in the Little Applegate River from the point of diversion, at a maximum of 0.26 CFS, to the mouth of the Little Applegate River. 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, and OAR 690-077-0075.

T-10079 filed by TIMOTHY S. and JODI M. JIMERSON (PO BOX 341, ORO GRANDE, CA 92368), proposes a change in place of use and a change in character of use under Certificate 85728. The right allows the use of 0.97 CUBIC FOOT PER SECOND (CFS) (priority date 1854) from the LITTLE APPELEGATE RIVER in Sec. 14, T 39 S, R 3 W, W.M. for IRRIGATION in Sec. 11. The applicants propose to change the place of use and character of use to create an instream use in the Little Applegate River from the point of diversion, at a maximum of 0.97 CFS, to the mouth of the Little Applegate River. 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, and OAR 690-077-0075.

T-10087 filed by WILLIAM JAMES and LORI MCTAGGART (495 LITTLE APPELEGATE RD, JACKSONVILLE, OR 97530), proposes a change in place of use and a change in character of use under Certificate 85461. The right allows the use of 1.23 CUBIC FEET PER SECOND (CFS) (priority date 1908) from the LITTLE APPELEGATE RIVER in Sec. 14, T 39 S, R 3 W, W.M. for IRRIGATION and LIVESTOCK in Sec. 2, 3 and 10. The applicants propose to change the place of use and character of use to create an instream use in the Little Applegate River from the point of diversion, at a maximum of 1.23 CFS, to the mouth of the Little Applegate River. 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, and OAR 690-077-0075.

T-10088 filed by WILLIAM JAMES AND LORI MCTAGGART (495 LITTLE APPELEGATE RD, JACKSONVILLE, OR 97530), proposes a change in place of use and a change in character of use under Certificate 85460. The right allows the use of 0.06 CUBIC FOOT PER SECOND (CFS) (priority date 1854) from the LITTLE APPELEGATE RIVER in Sec. 14, T 39 S, R 3 W, W.M. for IRRIGATION in Sec. 10. The applicants propose to change the place of use and character of use to create an instream use in the Little Applegate River from the point of diversion, at a maximum of 0.06 CFS, to the mouth of the Little Applegate River. 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, and OAR 690-077-0075.

T-10089 filed by HERSCHEL E. AND ROBERTA C. WRIGHT (1388 UPPER APPELEGATE RD, JACKSONVILLE, 97530), proposes a change in place of use and a change in character of use under Certificate 81949. The right allows the use of 0.22 CUBIC FOOT PER SECOND (CFS) (priority date SEPTEMBER 1, 1857) from the LITTLE APPELEGATE RIVER in Sec. 14, T 39 S, R 3 W, W.M. for IRRIGATION in Sec. 33. The applicant proposes to change the place of use and character of use to create an instream use in the Little Applegate River from the point of diversion, at a maximum of 0.22 CFS, to the mouth of the Little Applegate River. 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, and OAR 690-077-0075.

T-10090 filed by DANIEL E. AND MARILYN F. MILTON (560 HAMILTON RD, JACKSONVILLE, OR 97530), proposes a change in place of use and a change in character of use under Certificate 81950. The right allows the use of 0.1196 CUBIC FOOT PER SECOND (CFS) (priority date SEPTEMBER 1, 1857) from the LITTLE APPELEGATE RIVER in Sec. 14, T 39 S, R 3 W, W.M. for IRRIGATION in Sec. 33. The applicants propose to change the place of use and character of use to create an instream use in the Little Applegate River from the point of diversion, at a maximum of 0.1196 CFS, to the mouth of the Little Applegate River. 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, and OAR 690-077-0075.

T-10091 filed by JOHN AND LYNDA BABBITT (2345 UPPER APPLGATE RD, JACKSONVILLE, OR 97530), proposes a change in place of use and a change in character of use under Certificate 85320. The right allows the use of 0.025 CUBIC FOOT PER SECOND (CFS) (priority date SEPTEMBER 1, 1857) from the LITTLE APPLGATE RIVER in Sec. 14, T 39 S, R 3W, W.M. for IRRIGATION and LIVESTOCK in Sec. 3. The applicant proposes to change the place of use and character of use to create an instream use in the Little Applegate River from the point of diversion, at a maximum of 0.025 CFS, to the mouth of the Little Applegate River. 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, and OAR 690-077-0075.

T-10092 filed by WILLIAM D. WRIGHT (2433 UPPER APPLGATE RD, JACKSONVILLE, 97530), proposes a change in place of use and a change in character of use under Certificate 85321. The right allows the use of 0.025 CUBIC FOOT PER SECOND (CFS) (priority date SEPTEMBER 1, 1857) from the LITTLE APPLGATE RIVER in Sec. 14, T 39 S, R 3 W, W.M. for IRRIGATION and LIVESTOCK in Sec. 3. The applicant proposes to change the place of use and character of use to create an instream use in the Little Applegate River from the point of diversion, at a maximum of 0.025 CFS, to the mouth of the Little Applegate River. 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, and OAR 690-077-0075.

T-10104 filed by HOBARD A. AND NANETTE MARVIN (2557 UPPER APPLGATE RD JACKSONVILLE, OR 97530) and WILLIAM WRIGHT (2433 UPPER APPLGATE RD., JACKSONVILLE, OR 97530), proposes a change in place of use and a change in character of use under Certificate 85735. The right allows the use of 0.24 CUBIC FOOT PER SECOND (priority date MAY 29, 1916) from the LITTLE APPLGATE RIVER in Sec. 13, T 39 S, R 3 W, W.M. for IRRIGATION in Sec. 3. The applicants propose to change the place of use and character of use to create an instream use in the Little Applegate River from the point of diversion, at a maximum of 0.24 CFS, to the mouth of the Little Applegate River. 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, and OAR 690-077-0075.

T-10105 filed by HOBART A. AND NANETTE MARVIN (2557 UPPER APPLGATE RD, JACKSONVILLE, 97530), proposes a change in place of use and a change in character of use under Certificate 81954. The right allows the use of 0.0625 CUBIC FOOT PER SECOND (CFS) (priority date SEPTEMBER 1, 1857) from the LITTLE APPLGATE RIVER in Sec. 14, T 39 S, R 3 W, W.M. for IRRIGATION and LIVESTOCK in Sec. 3. The applicant proposes to change the place of use and character of use to create an instream use in the Little Applegate River from the point of diversion, at a maximum of 0.0625 CFS, to the mouth of the Little Applegate River. 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, and OAR 690-077-0075.

T-10159 filed by WAYNE B. AND SUE M. STONE (TRUSTEES STONE FAMILY 1991 TRUST, 900 HAMILTON RD, JACKSONVILLE, OR 97530), proposes a change in place of use and a change in character of use under Certificate 85463. The right allows the use of 0.5 CUBIC FOOT PER SECOND (CFS) (priority date SEPTEMBER 1, 1857) from the LITTLE APPELEGATE RIVER in Sec. 14, T 39 S, R 3 W, W.M. for IRRIGATION in Sec. 33, T 38 S, R 3 W, W.M.. The applicants propose to change the place of use and character of use to create an instream use in the Little Applegate River from the point of diversion, at a maximum of 0.5 CFS, to the mouth of the Little Applegate River. The application was amended to include cancellation of a portion of Certificates 60701 and 607802. 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, and OAR 690-077-0075.

T-10167 filed by WILLIAM F. CHRISTOFFERSON (2445 UPPER APPELEGATE RD., JACKSONVILLE, OR 97530 OR C/O RUCH DENTAL, 181 UPPER APPELEGATE RD, JACKSONVILLE, OR 97530), proposes a change in place of use and a change in character of use under Certificate 85290. The right allows the use of 0.025 CUBIC FOOT PER SECOND (CFS) (priority date SEPTEMBER 1, 1857) from the LITTLE APPELEGATE RIVER in Sec. 14, T 39 S, R 3 W, W.M. for IRRIGATION and LIVESTOCK in Sec. 3. The applicant proposes to change the place of use and character of use to create an instream use in the Little Applegate River from the point of diversion, at a maximum of 0.025 CFS, to the mouth of the Little Applegate River. 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, and OAR 690-077-0075.

T-10168 filed by CARVER and PATRICIA MOOSMAN (PO BOX 668 (2444 UPPER APPELEGATE RD) JACKSONVILLE, OR 97530)), proposes a change in place of use and a change in character of use under Certificate 81692. The right allows the use of 0.025 CUBIC FOOT PER SECOND (CFS) (priority date SEPTEMBER 1, 1857) from the LITTLE APPELEGATE RIVER in Sec. 14, T 39 S, R 3 W, W.M. for IRRIGATION and LIVESTOCK in Sec. 3. The applicants propose to change the place of use and character of use to create an instream use in the Little Applegate River from the point of diversion, at a maximum of 0.025 CFS, to the mouth of the Little Applegate River. 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, and OAR 690-077-0075.

T-10817 filed by Timothy & Patricia Savage Sauls, PO Box 996, Mill City, OR 97360, proposes changes in point of diversion and place of use under Certificate 31508. The right allows the use of 0.01 cubic foot per second (priority date Dec. 7, 1962) from an unnamed spring, a tributary to the North Santiam River in Sec. 28, T 9 S, R 3 E, W.M. for domestic use, including irrigation of not to exceed 1/2 acre of lawn and garden within Sec. 28. The applicant proposes to move the point of diversion approximately 2230 feet downstream to the North Santiam River in Sec. 28, T 9 S, R 3 E, W.M. and to change the place of use within Sec. 28. 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-10957 filed by CHRISTOPHER W. COMBS (STAGE LEFT FARM, LLC, 10670 ROCHESTER AVE, LOS ANGELES, 90024), proposes a change in place of use and a change in character of use under Certificate 85462. The right allows the use of 1.64 CUBIC FEET PER SECOND (CFS) (priority date SEPTEMBER 1, 1857) from the APPLGATE RIVER in Sec. 14, T 39 S, R 3 W, W.M. for IRRIGATION in Sec. 33, T 38 S, R 3 W, W.M.. The applicant proposes to change the place of use and character of use to create an instream use in the Little Applegate River from the point of diversion, at a maximum of 1.64 CFS, to the mouth of the Little Applegate River. 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, and OAR 690-077-0075.

T-11209 filed by Rance and Nancy Kastor, 21202 SE Pine Creek Rd., Post, OR 97752, proposes changes in place of use under Certificates 524 and 31943. Certificate 524 allows the use of 0.38 cubic foot per second (cfs) (priority date 1890) from Pine Creek in Sec. 13, T 17 S, R 19 E, W.M. for irrigation, domestic and stock uses in Sec. 12, T 17 S, R 19 E, W.M. Certificate 31943 allows the use of 1.31 cfs (priority date October 24, 1949) from Pine Creek and a reservoir (constructed under Permit R-1001) in Sects. 12 and 13, T 17 S, R 19 E, W.M. for irrigation and supplemental irrigation in Sects. 12 and 13, T 17 S, R 19 E, W.M. The applicant proposes to change the place of use of both rights within Sects. 12 and 13, T 17 S, R 19 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: Temporary Transfer

The holder of a water right subject to transfer may request to temporarily change the place of use of the water for up to 5 years and, if necessary to convey the water, to temporarily change the point of diversion or appropriation. The Department shall approve the request provided it does not cause injury to existing water rights or expand the water use. If after the change is approved, it is found to cause injury, the approved change may be revoked. The use of water reverts to the authorized place of use upon expiration of the temporary change.

Notice is given that the following applications for Temporary Transfers have been received by the Department:

County:	MARION
Transfer:	11251
Water Right:	CERT 33245
Priority Date:	1950
Name:	CHUCK EDER FARMS INC
Address:	11580 HOOK ROAD NE MOUNT ANGEL OR 97362
Change:	POU
Source:	BUTTE CREEK

**OREGON
WATER
RESOURCES
DEPARTMENT**



725 Summer Street NE Ste A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS

May 31, 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 propose final order and final order are also available for viewing—at no charge—at our Salem office or at the local watermaster office.)