

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
June 14, 2011

*This notice is also available on our web page at the following address:  
[http://apps.wrd.state.or.us/apps/misc/wrd\\_notice\\_view/?notice\\_id=21](http://apps.wrd.state.or.us/apps/misc/wrd_notice_view/?notice_id=21)*

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.
- \* **Extension of Time Checkpoint Progress Reports filed pursuant to OAR 690-320**  
Documents the progress made toward development of the water use project since approval of the last permit extension and/or the last progress report checkpoint. (OAR 690-320 pertains to permit extension applications filed before July 1, 2001.)
- \* **Extension of Time Checkpoint Progress Reports filed pursuant to OAR 690-315**  
Documents the progress made toward development of the water use project since approval of the last permit extension and/or the last progress report checkpoint. (OAR 690-315 pertains to permit extension applications filed on or after July 1, 2001.)
- \* **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.
- \* **District Permanent Transfers (ORS 540.580)**  
Petitions requesting transfers in place of use within a district's boundaries.
- \* **Recommendation to Consent to Injury**  
A recommendation from the agency that requested establishment of an instream water right for the Department to consent to injury of the instream water right resulting from a transfer.
- \* **Ground Water Registration Modifications**  
Applications requesting Department recognition of changes in point of appropriation, place of use and character of use under a ground water certificate of registration.

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, July 14, 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 29, 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
<a href="#">S-87685</a>	ANDERSON, GERALD L. PO BOX 1123 13605 N BANK RD ROSEBURG, OR 97470						PFO 2
16	NORTH UMPQUA RIVER > UMPQUA RIVER	26.00S 4.00W 17 NESE	Douglas	01/28/2011	0.01C		
Uses:	DN						
<a href="#">G-17422</a>	ZIGLER, DONNA LA PINE WATER DISTRICT PO BOX 2460 LA PINE, OR 97739-2460						PFO 2
5	A WELL > LITTLE DESCHUTES RIVER	22.00S 11.00E 18 SENW	Deschutes	09/13/2010	0.7C (est)		
5	A WELL > LITTLE DESCHUTES RIVER	22.00S 11.00E 18 SENW	Deschutes	09/13/2010	0.7C (est)		
Uses:	MU						

## 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
<a href="#">R-87591</a>	2	POLK	03/12/2010		DAN DAIL	06/02/2011
<a href="#">G-17311</a>	13	LAKE	02/11/2010		KENNETH HINCKLE	06/03/2011
<a href="#">S-87684</a>	15	JACK	01/26/2011		JIM WAPELHORST	06/03/2011
<a href="#">S-87691</a>	2	POLK	02/16/2011		GARTH MULKEY	06/03/2011
<a href="#">R-86758</a>	2	POLK	02/09/2007	GIBSON RIDGE VINEYARDS	JEFF OTTOBONI	06/10/2011
<a href="#">R-87657</a>	15	JACK	10/05/2010	REDS CABIN LLC	DANIEL BOYDEN	06/10/2011

**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 July 14, 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: S-84037  
Permit Number: S-53603  
KRAUTMANN FAMILY NURSERY LLC  
4199 75TH AVE SE  
SALEM, OR 97301-9242  
Marion County  
WESTBROOK RESERVOIR > MILLER CREEK  
UNNAMED STREAM > MILLER CREEK  
WEAVER GULCH > MILLER CREEK  
105 AF OF STORED WATER ONLY AND 1.0 CFS, BEING 0.45 CFS FROM UNNAMED STREAM  
AND 0.55 CFS FROM WEAVER GULCH  
IRRIGATION OF 356.9 ACRES AND SUPPLEMENTAL IRRIGATION 22.4 ACRES  
October 1, 2021

Application Number: S-86384  
Permit Number: S-54313  
JENKS, DAN  
JENKS, CATHY  
PO BOX 3334  
CHICO CA 95927  
Douglas County  
NORTH UMPQUA RIVER > UMPQUA RIVER  
0.01 CFS  
DOMESTIC EXPANDED  
October 1, 2012



**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 29, 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:	Marion
Application File Number:	G-13518
Permit Number:	G-11921
Applicant:	CITY OF WOODBURN
Address:	270 MONTGOMERY ST WOODBURN, OR 97071
River Basin:	Willamette Basin
Water Source:	DONNER WELL 9 > MILL CREEK 11 ADDITIONAL WELLS > MILL CREEK (PERMIT AMENDMENT T-7655)
Authorized Use of Water:	MUNICIPAL USES
Maximum Diversion/ Appropriation Rate:	3.12 CFS

Recommendation: The department proposes to grant an extension of time for complete construction for the water system from October 1, 1996 to October 1, 2040; and grant an extension of time to apply water to full beneficial use from October 1, 1997 to October 1, 2040.

County of Use: Marion  
Application File Number: G-13519  
Permit Number: G-11922  
Applicant: CITY OF WOODBURN  
Address: 270 MONTGOMERY ST  
WOODBURN, OR 97071  
River Basin: Willamette Basin  
Water Source: NAZARENE WELL 7 > MILL CREEK  
11 ADDITIONAL WELLS > MILL CREEK  
(PERMIT AMENDMENT T-7655)  
Authorized Use of Water: MUNICIPAL USES  
Maximum Diversion/  
Appropriation Rate: 4.61 CFS

Recommendation: The department proposes to grant an extension of time for complete construction for the water system from October 1, 1996 to October 1, 2040; and grant an extension of time to apply water to full beneficial use from October 1, 1997 to October 1, 2040.

County of Use: Klamath  
Application File Number: G-14958  
Permit Number: G-13749  
Applicant: EDWARDS, ANTHONY  
EDWARDS, CHARMAINE  
Address: PO BOX 452  
BLY, OR 97622  
River Basin: Klamath Basin  
Water Source: A WELL > SPRAGUE RIVER  
Authorized Use of Water: IRRIGATION ON 74.0 Acres  
Maximum Diversion/  
Appropriation Rate: 0.891 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: Umatilla  
Application File Number: G-15011  
Permit Number: G-13843  
Applicant: ROYER, HOOT  
Address: 78668 POWERLINE RD  
HERMISTON, OR 97838  
AND...  
WILLIAMS, KIM A.  
81296 SAGEBRUSH RD  
HERMISTON OR 97838  
River Basin: Umatilla Basin  
Water Source: THREE WELLS > UMATILLA DRAIN  
Authorized Use of Water: IRRIGATION ON 38.72 Acres  
Maximum Diversion/  
Appropriation Rate: 0.484 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, 2014.

County of Use: Columbia  
Application File Number: R-85899  
Permit Number: R-13974  
Applicant: FLEMING, BRUCE  
Address: 1129 SW 20TH  
PORTLAND, OR 97205  
River Basin: North Coast Basin  
Water Source: UNNAMED STREAM > NEHALEM RIVER  
Authorized Use of Water: MULTIPLE PURPOSE  
Maximum Diversion/  
Appropriation Rate: 11.1 AF

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 2010 to October 1, 2012.

**Extensions of Time Progress**  
**Checkpoint Progress Reports filed pursuant to OAR 690-320**

**Consistent with OAR 690-320-0010(10), the Department will accept public comment on the following Extension of time Checkpoint Progress Reports until July 14, 2011.** Comments must be in writing and must indicate the application file and permit numbers. Following the comment period, the Department shall review evidence to determine whether or not the permit holder has been diligent in developing and perfecting the water use permit and has complied with all terms and conditions of the permit and/or extension of time. Additionally, the Department will provide notice of its determination to anyone who has submitted comments.

Extension file information is included in the following format:

- (a) Permit holder's name
- (b) Application file number
- (c) Permit number
- (d) County of use
- (e) Common name of water source(s) listed in the permit;
- (f) Use of water allowed under the permit;

OLD SHEEP RANCH WATER ASSOCIATION  
Application: G-11641  
Permit: G-10792  
CURRY COUNTY  
A WELL WITHIN THE WILLOW CREEK BASIN  
GROUP DOMESTIC

ROATS WATER SYSTEM INC  
Application: G-13072  
Permit: G-12526, MODIFIED BY PERMIT AMENDMENT T-9954  
DESCHUTES COUNTY  
FIVE WELLS WITHIN THE DESCHUTES RIVER BASIN  
QUASI-MUNICIPAL

WILLIAM H STOLLER  
Application: G-13868  
Permit: G-13083, MODIFIED BY PERMIT AMENDMENT T-8455  
YAMHILL COUNTY  
7 WELLS WITHIN THE YAMHILL RIVER BASIN  
IRRIGATION AND INDUSTRIAL USE

WINDHURST ROAD WATERING CORP  
Application: S-69654  
Permit: S-53703  
COOS COUNTY  
BILL CREEK, STORED UNDER PERMIT R-12928  
CRANBERRY OPERATIONS

WINDHURST ROAD WATERING CORP  
Application: R-69708  
Permit: R-12928  
COOS COUNTY  
BILL CREEK, A TRIBUTARY OF BEAR CREEK  
STORAGE IN 23 RESERVOIRS, TO BE APPROPRIATED UNDER PERMIT S-53703 FOR  
CRANBERRY OPERATIONS

MOMTAZI FAMILY, LLC  
ATTN: MOE MOMTAZI  
Application: R-84127  
Permit: R-12823  
YAMHILL COUNTY  
AN UNNAMED STREAM, A TRIBUTARY OF MUDDY CREEK  
STORAGE IN MOMTAZI RESERVOIR #1 TO BE APPROPRIATED UNDER PERMIT S-  
53672 FOR IRRIGATION

MOMTAZI FAMILY, LLC  
ATTN: MOE MOMTAZI  
Application: R-84128  
Permit: R-12824  
YAMHILL COUNTY  
AN UNNAMED STREAM, TRIBUTARY TO THE SOUTH YAMHILL RIVER  
STORAGE IN MOMTAZI RESERVOIR #2 TO BE APPROPRIATED UNDER PERMIT S-  
53672 FOR IRRIGATION

**Extensions of Time Progress**  
**Checkpoint Progress Reports filed pursuant to OAR 690-315**

**Consistent with OAR 690-315-0050(6), the Department will accept public comment on the following Extension of time Checkpoint Progress Reports until July 14, 2011.** Comments must be in writing and must indicate the application file and permit numbers. Following the comment period, the Department shall review evidence to determine whether or not the permit holder has been diligent in developing and perfecting the water use permit and has complied with all terms and conditions of the permit and/or extension of time. Additionally, the Department will provide notice of its determination to anyone who has submitted comments.

Extension file information is included in the following format:

- (a) Permit holder's name
- (b) Application file number
- (c) Permit number
- (d) County of use
- (e) Common name of water source(s) listed in the permit;
- (f) Use of water allowed under the permit;

AVION WATER CO, INC  
Application: G-10347  
Permit: G-11972  
DESCHUTES COUNTY  
TWO WELLS WITHIN THE DRY RIVER BASIN  
GROUP DOMESTIC EXPANDED FOR 78 FAMILIES

PORT OF PORTLAND  
ATTN: GERALD MEYER  
Application: G-12055  
Permit: G-10967  
MULTNOMAH COUNTY  
ONE WELL WITHIN THE COLUMBIA RIVER BASIN  
IRRIGATION OR LAKE MAINTENANCE

STANLEY GULICK  
Application: G-12361  
Permit: G-13680  
BAKER COUNTY  
A WELL WITHIN CLEAR CREEK BASIN  
SUPPLEMENTAL IRRIGATION

REAMS GOULF AND COUNTRY CLUB  
ATTN: LAINE WORTMAN  
Application: G-12792  
Permit: G-11640  
KLAMATH COUNTY  
TWO WELLS WITHIN THE KLAMATH RIVER BASIN  
SUPPLEMENTAL IRRIGATION

TIM AND JANICE KERNS  
Application: G-12939  
Permit: G-13159  
BAKER COUNTY  
TWO WELLS WITHIN THE WILLOW CREEK BASIN  
SUPPLEMENTAL IRRIGATION

KNUDSEN VINEYARDS  
Application: G-12941  
Permit: G-11701  
YAMHILL COUNTY  
TWO WELLS WITHIN THE HESS CREEK BASIN  
SUPPLEMENTAL IRRIGATION

COUNTY OF BENTON  
CASECADE VIEW WATER DIST HOMEOWNERS ASSOC  
Application: G-13066  
Permit: G-12309  
BENTON COUNTY  
FOUR WELLS IN BOWERS SLOUGH WITHIN THE WILLAMETTE BASIN  
DOMESTIC USE FOR 60 UNIT SUBDIVISION

CHARLENE STARR-SPILLSBURY  
KENNETH CLARK  
Application: G-13211  
Permit: G-12484  
JOSEPHINE COUNTY  
4 WELLS WITHIN THE APPLGATE RIVER BASIN  
IRRIGATION

LAMONTAI IMPROVEMENT DIST  
ATTN: MYLES BUTNER  
Application: G-13606  
Permit: G-12040, MODIFIED BY PERMIT AMENDMENT T-9977  
LANE COUNTY  
SIXTEEN WELLS WITHIN THE WILLAMETTE RIVER BASIN  
DOMESTIC EXPANDED FOR 100 HOSEHOLDS

WASCO COUNTY LANDFILL INC  
Application: G-13708  
Permit: G-12868, MODIFIED BY PERMIT AMENDMENT T-9510  
WASCO COUNTY  
A WELL WITHIN THE FIVEMILE CREEK BASIN  
INDUSTRIAL LUSE FOR DUST CONTROL AND CONSTRUCTION

FRIDAY FARMS, INC  
ATTN: THEODORE FREITAG  
Application: G-13770  
Permit: G-12722  
COOS COUNTY  
TWO WELLS WITHIN THE COQUILLE RIVER BASIN  
CRANBERRY OPERATIONS

KERNS RAINBOW RANCH INC  
ATTN: TIM & JANICE KERNS  
Application: G-13790  
Permit: G-13158  
BAKER COUNTY  
A WELL WITHIN THE WILLOW CREEK BASIN  
SUPPLEMENTAL IRRIGATION

KERNS RAINBOW RANCH INC  
ATTN: TIM & JANICE KERNS  
Application: G-13794  
Permit: G-13157, MODIFIED BY PERMIT AMENDMENT T-7975  
BAKER COUNTY  
ONE WELL WITHIN THE PINE CREEK BASIN, ONE WELL WITHIN WILLOW CREEK  
BASIN  
SUPPLEMENTAL IRRIGATION

TIM AND JANICE KERNS  
Application: G-13988  
Permit: G-11773  
BAKER COUNTY  
A WELL WITHIN THE WILLOW CREEK BASIN  
SUPPLEMENTAL IRRIGATION

ANTICA TERRA LTD  
Application: G-14262  
Permit: G-12965  
YAMHILL COUNTY  
A WELL WITHIN THE ASH SWALE BASIN  
IRRIGATION

PHILIP LENT  
Application: G-14301  
Permit: G-13233  
CURRY COUNTY  
A WELL WITHIN THE SIXES RIVER BASIN  
SUPPLEMENTAL CRANBERRY OPERATIONS



THOMAS AND DONNA FITZPATRICK  
Application: G-14632  
Permit: G-13527, MODIFIED BY PERMIT AMENDMENT T-8615  
CLACKAMAS COUNTY  
FOUR WELLS WITHIN THE TEASEL CREEK BASIN  
IRRIGATION AND GROUP DOMESTIC EXPANDED

A&R SPADA FARMS, LLC  
Application: G-14691  
Permit: G-13631  
MARION COUNTY  
A WELL WITHIN THE WILLAMETTE RIVER BASIN  
IRRIGATION

STEVE GLASER FARMS, INC  
Application: G-14740  
Permit: G-13579  
LINN COUNTY  
A WELL WITHIN LAKE CREEK BASIN  
IRRIGATION

RED HILLS HOMEOWNERS ASSOC  
Application: G-14822  
Permit: G-13671  
YAMHILL COUNTY  
TWO WELLS WITHIN THE WILLAMETTE BASIN  
IRRIGATION

THOMAS AND DONNA FITZPATRICK  
Application: G-14906  
Permit: G-14059  
CLACKAMAS COUNTY  
FIVE WELLS WITHIN THE TEASEL CREEK BASIN  
GROUP DOMESTIC EXPANDED

KERNS RAINBOW RANCHES INC  
ATTN: TIM & JANICE KERNS  
Application: G-14984  
Permit: G-15488  
BAKER COUNTY  
FOUR WELLS WITHIN WILLOW CREEK BASIN  
PRIMARY AND SUPPLEMNTAL IRRIGATION

HAWKS POINT WATER ASSOC  
ATTN: REED FITKIN  
Application: G-15143  
Permit: G-14008  
LANE COUNTY  
SEVEN WELLS WITHIN THE CAMAS SWALE BASIN  
GROUP DOMESTIC EXPANDED FOR 38 HOUSEHOLDS

STEENS-RIDGE RANCH LLC  
DAVID FERRE, ERIN FERRE, BILL DAVIS  
Application: G-15181  
Permit: G-15008  
HARNEY COUNTY  
TWO WELLS WITHIN THE MALHEUR LAKE BASIN  
IRRIGATION

COUNTY OF CLACKAMAS  
ATTN: DAN ZINZER  
Application: G-15189  
Permit: G-13947  
CLACKAMAS COUNTY  
TWO WELLS WITHIN BEAVER CREEK BASIN  
IRRIGATION AND MAINTENANCE OF FOUR RESERVOIRS CONSTRUCTED UNDER  
PERMIT R-11390

SURFACE NURSERY INC  
ATTN: RICHARD M SURFACE  
Application: G-15500  
Permit: G-15183  
CLACKAMAS AND MULTNOMAH COUNTY  
A WELL WITHIN BEAVER CREEK BASIN  
NURSERY

TRACEY LYON  
Application: G-15541  
Permit: G-15110  
KLAMATH COUNTY  
TWO WELLS WITHIN THE LOST RIVER BASIN  
IRRIGATION

CITY OF MCMINNVILLE  
Application: S-19124  
Permit: S-14837  
YAMHILL COUNTY  
HASKINS CREEK AND RESERVOIR CONSTRUCTED UNDER PERMIT R-612, TRIBUTARY  
TO NORTH FORK YAMHILL RIVER  
DOMESTIC

FALCON COVE BEACH DOMESTIC WATER SUPPLY DIST  
Application: S-38934  
Permit: S-28972  
CLATSOP COUNTY  
UNNAMED SPRING  
DOMESTIC

GEORGE STROEMPLE  
Application: R-69729  
Permit: R-11918  
DESCHUTES COUNTY  
SQUAW CREEK, A TRIBUTARY OF THE DESCHUTES RIVER  
STORED WATER FOR FISH LIFE

GEORGE STROEMPLE  
Application: S-69730  
Permit: S-53260  
DESCHUTES COUNTY  
SQUAW CREEK, A TRIBUTARY OF THE DESCHUTES RIVER  
MAINTENANCE OF AN UNNAMED RESERVOIR CONSTRUCTED UNDER PERMIT R-11918

GEORGE AND DIANE BUSSMAN  
ATTN: NORTHWEST FARM CREDIT SERVICES, ACA  
Application: S-71131  
Permit: S-53422  
CURRY COUNTY  
SUMMERS CREEK AND TWO UNNAMED RESERVOIRS COUNSTRUCTED UNDER  
APPLICATION R-79634 TRIBUTARIES OF THE SIXES RIVER  
CRANBERRY OPERATIONS

HILLSBORO LANDFILL, INC  
ATTN: GARY CAPSHAW  
Application: R-71646  
Permit: R-11928  
WASHINGTON COUNTY  
AN UNNAMED INTERMITTENT STREAM, TRIBUTARY OF THE TUALATIN RIVER  
STORAGE IN THE VICTOR S MADSEN RESERVOIR, FOR WETLAND ENHANCEMENT  
UNDER PERMIT S-52620

HILLSBORO LANDFILL, INC  
ATTN: GARY CAPSHAW  
Application: S-71647  
Permit: S-52620  
WASHINGTON COUNTY  
VICTOR S MADSEN RESERVOIR, CONSTRUCTED UDNER PERMIT R-11928, A  
TRIBUTARY OF THE TUALATIN RIVER  
35.0 ACRES OF CONSTRUCTED WETLANDS

CITY OF BROWNSVILLE  
Application: S-74044  
Permit: S-52426  
LINN COUNTY  
CALAPOOIA RIVER, A TRIBUTARY OF THE WILAMETTE RIVER  
AESTHETICS

SEA WIND FARMS, INC  
Application: S-74439  
Permit: S-53713

CURRY COUNTY  
BIG CREEK AND EIGHT UNNAMED RESERVOIRS, TRIBUTARY OF FLORAS LAKE  
PRIMARY AND SUPPLEMENTAL CRANBERRY OPERATIONS

SEA WIND FARMS, INC  
Application: R-74440  
Permit: R-13159

CURRY COUNTY  
BIG CREEK, A TRIBUTARY OF FLORAS LAKE  
STORAGE IN AN UNNAMED RESERVOIR TO BE APPROPRIATED UNDER  
PERMIT S-53713 FOR CRANBERRY OPERATIONS

SEA WIND FARMS, INC  
Application: R-74441  
Permit: R-12960

CURRY COUNTY  
UNNAMED CREEKS AND BIG CREEK, TRIBUARY OF FLORAS LAKE  
STORAGE IN SIX RESERVOIRS TO BE APPROPRIATED UNDER PERMIT S-53713 FOR  
SUPPLEMETNAL CRANBERRY OPERATIONS

PHILLIP LENT  
Application: S-81107  
Permit: S-53267

CURRY COUNTY  
SURFACE WATER RUNOFF AND TWO RESERVOIRS  
CRANBERRY OPERATIONS

PHILLIP LENT  
Application: R-81108  
Permit: R-12290

CURRY COUNTY  
SURFACE WATER RUNOFF, TRIBUTARY TO THE SIXES RIVER  
STORED WATER TO BE APROPERATED UNDER PERMIT S-53267 FOR CRANBERRY  
OPERATIONS

KRAUTMANN FAMILY NURSERY, LLC  
ATTN: MARK KRAUTMAN  
Application: R-84036  
Permit: R-12733

MARION COUNTY  
WEAVER GULCH AND AN UNNAMED STREAM, TRIBUTARIES OF MILLER CREEK  
STORAGE IN WESTBROOK RESERVOIR FOR IRRIGATION AND RECREATION TO BE  
APPROPRIATED UNDER PERMIT S-53603

DAVID, DEBORAH, AND EMMA KELLY  
Application: S-84136  
Permit: S-53686  
CURRY COUNTY  
NOBLE CREEK, TRIBUTARY OF THE PACIFIC OCEAN  
DOMESTIC FOR 13 HOUSEHOLDS AND IRRIGATION

## 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 28, 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-1361

BAKER, KENNETH  
26748 S ELISHA RD  
CANBY, OR 97013

POD: 1 A WELL > WILLAMETTE R  
SW 1/4 SW 1/4 Section 13 T 4.00S R 1.00E WM  
Clackamas County  
0.089 C for IRRIGATION

LL-1363

RIVER BEND WEST WATER ASSOCIATION

LAMELL, BRUCE

PO BOX 1304

ROSEBURG, OR 97470

POD: 1 UMPQUA R > PACIFIC OCEAN

SW 1/4 SW 1/4 Section 18 T 26.00S R 6.00W WM

Douglas County

0.03 C for DOMESTIC

## 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 July 05, 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: Deschutes

Instream Lease Number: IL 1174

\*\* Lessor \*\*

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

\*\* Lessee \*\*

DESCHUTES RIVER CONSERVANCY  
PO BOX 1560  
BEND, OR 97709

Contact: LAURA WILKE at (503) 986-0884

Reach: FROM POD#1 TO THE MOUTH OF THE DESCHUTES R

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
83571	CF RR CR *	10/31/1900	IR,QM	0.105	33.79	DESCHUTES RIVER	COLUMBIA RIVER	6.2

Reach: FROM POD #11 TO THE MOUTH OF THE DESCHUTES R

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
83571	CF RR CR *	10/31/1900	IR	0.126	40.66	DESCHUTES R	COLUMBIA R	4.26

County: Deschutes

Instream Lease Number: IL 1175

\*\* Lessee \*\*

DESCHUTES RIVER CONSERVANCY  
PO BOX 1560  
BEND, OR 97709

\*\* Lessor \*\*

SWALLEY IRRIGATION DISTRICT-POOLED LEASE  
64672 COOK AVE SUITE 1  
BEND, OR 97701

Contact: LAURA WILKE at (503) 986-0884

Reach: FROM SWALLEY MAIN CANAL POD#3 TO THE MOUTH OF THE DESCHUTES RIVER

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
74145	CF RR *	9/1/1899	IR	0.654	209.35	DESCHUTES R	COLUMBIA R	38.4

County: Deschutes

Instream Lease Number: IL 1176

\*\* Lessor \*\*

SWALLEY IRRIGATION DISTRICT  
64672 COOK AVE SUITE 1  
BEND, OR 97701

\*\* Lessee \*\*

DESCHUTES RIVER CONSERVANCY



PO BOX 1560  
BEND, OR 97709  
Contact: LAURA WILKE at (503) 986-0884

Reach: FROM SWALLEY MAIN CANAL POD#3 TO THE MOUTH OF THE DESCHUTES RIVER

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
74145	CF RR *	9/1/1899	IR	0.245	78.42	DESCHUTES R	COLUMBIA R	14.4

County: Crook

Instream Lease Number: IL 1178

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

\*\* Lessor \*\*  
PARGA, CHERYL  
2842 NE MCKAY CREEK RD  
PRINEVILLE, OR 97754

Contact: LAURA WILKE at (503) 986-0884

Reach: FROM POD ON ALLEN CR AND INTO MCKAY CR(POD) TO THE MOUTH OF MCKAY CR TO THE MOUTH AND INTO CROOKED R AND TO LAKE BILLY CHINOOK

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
29103	OR * S 23426	2/7/1955	IR	0.21	68.0	ALLEN CREEK	MCKAY CREEK	12.0
						MCKAY CREEK	CROOKED RIVER	5.0

Reach: FROM THE POD ON MCKAY CR TO THE MOUTH AND INTO CROOKED R TO LAKE BILLY CHINOOK

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
66290	OR * S 49996	5/7/1987	IR	0.55	87.2	MCKAY CREEK	CROOKED RIVER	21.8

Reach: FROM THE POD ON MCKAY CR TO THE MOUTH AND INTO CROOKED R AND TO LAKE BILLY CHINOOK

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
48122	OR * S 40570	4/30/1976	IR	0.58	93.6	MCKAY CREEK	CROOKED RIVER	23.4

Reach: FROM POD ON MCKAY CR TO THE MOUTH AND INTO CROOKED R TO LAKE BILLY CHINOOK

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
65987	OR * S 40642	5/17/1976	IR	0.42	66.8	MCKAY CREEK	CROOKED RIVER	16.7

Reach: FROM THE POD ON ALLEN CR AND INTO MCKAY CR TO THE MOUTH AND INTO CROOKED R TO LAKE BILLY CHINOOK

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
65987	OR * S 40642	5/17/1976	IR	0.86	71.2	ALLEN CREEK	MCKAY CREEK	17.8

Reach: FROM POD ON MCKAY CR TO THE MOUTH AND INTO THE CROOKED R AND TO LAKE BILLY CHINOOK

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
72314	RR *	1899 1906	IR	1.18	377.2	MCKAY CREEK	CROOKED RIVER	45 49.3

County: Douglas

Instream Lease Number: IL 1179

\*\* Lessor \*\*

RAY, DARRYL C

16837 HWY 138

OAKLAND, OR 97462

Contact: KODY THURGOOD at 503-986-0892

Reach: FROM POD 3 TO THE MOUTH OF THE UMPQUA R

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
76141	OR * S 51447	9/5/1991	IR	0.44	87.5	UMPQUA RIVER	PACIFIC OCEAN	35.0

County: Polk

Instream Lease Number: IL 1180

\*\* Lessor \*\*

LAMB, ROBERT C.

349 WALNUT DRIVE S

MONMOUTH, OR 97361-1946

Contact: KODY THURGOOD at 503-986-0892

Reach: FROM POD TO THE MOUTH OF THE LITTLE LUCKIAMUTE RIVER

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
19730	OR * S 15470	9/12/1942	IR	0.575	115.0	LITTLE LUCKIAMUTE RIVER	LUCKIAMUTE RIVER	46.0

Reach: FROM THE POD TO THE MOUTH OF THE LITTLE LUCKIAMUTE R

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
24649	OR * S 20598	7/16/1951	IR	0.65	129.75	LITTLE LUCKIAMUTE RIVER	LUCKIAMUTE RIVER	51.9

## 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 July 14, 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: MARION  
Transfer: 10827  
Water Right: CERT 83231  
Priority Date: 1984  
Name: CITY OF INDEPENDENCE  
Address: PO BOX 7 INDEPENDENCE OR 97351  
Change: USE/POU/POA  
Source: WELLS  
Authorized POA: T8S R4W 28  
Proposed POA: T8S R4W 21

County: MARION  
Transfer: 11262  
Water Right: CERT 32579  
Priority Date: JUNE 7, 1960  
Name: RIPE LLC ANGELO SPADA  
Address: PO BOX 157 ST PAUL OR 97137  
Change: POA/APOA  
Source: A WELL

## **Transfer Preliminary Determinations**

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

The Department has issued preliminary determinations on the transfer applications listed below. In addition to this notice, the Department is complying with ORS 540.520(2) that requires publication of notice in a local newspaper for all transfers except those proposing a change in place of use only or a change in point of diversion of less than 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 July 14, 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-11227 filed by Terra Poma Land, LLC, PO Box 862, Hermiston, OR 97838, proposes a change in place of use under Certificate 52082. The right allows the use of 1.17 cubic feet per second (priority date June 29, 1973) from the Columbia River in Sec. 2, T 4 N, R 25 E, W.M. for irrigation in Secs. 7, 8, 17 and 18, T 4 N, R, 25 E, W.M. The applicant proposes to change the place of use to Sec. 8, T 3 N, R 27 E, W.M. The Water Resources Department has concluded that the proposed transfer appears to be consistent with the requirements of ORS Chapter 540 and OAR 690-380-5000.

## District Permanent Transfers (ORS 540.580)

A district may request to permanently change the place of use within district boundaries. A district may provide notice to the Department of a change before it is made, and shall submit a district permanent application prior to the end of the calendar year in which the change occurs. The Department shall approve the transfer application provided it does not cause injury to existing water rights or expand the water use. The final order approving the permanent transfer is subject to protest.

This public notice also includes district notices of proposed changes. The Department will accept comments on injury and enlargement of changes in place of use associated with the notice and use those comments in the review of the proposed change.

The Department seeks public comment on recently filed district transfer applications listed below. The deadline for comments or protests to the transfer application must be received by the Department on or before July 14, 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: JACKSON  
NOTICE OF DISTRICT  
PERMANENT TRANSFER: NOTICE # 2011-01  
CERTIFICATE: 75429  
PRIORITY DATE: 1915  
NAME: EAGLE POINT IRRIGATION DISTRICT  
ADDRESS: PO BOX 157, EAGLE POINT, OR 97524  
CHANGE: POU  
SOURCE: BIG BUTTE CREEK  
ACRES: 3.70  
AUTHORIZED POU: T36S R1W 3  
PROPOSED POU: T36S R1W 5

COUNTY: JACKSON  
NOTICE OF DISTRICT  
PERMANENT TRANSFER: NOTICE # 2011-02  
CERTIFICATE: 75429  
PRIORITY DATE: 1915  
NAME: EAGLE POINT IRRIGATION DISTRICT  
ADDRESS: PO BOX 157 EAGLE POINT OR 97524  
CHANGE: POU  
SOURCE: BIG BUTTE CREEK  
ACRES: 1.50  
AUTHORIZED POU: T35S R1W 34  
PROPOSED POU: T36S R1W 5

COUNTY: JACKSON  
NOTICE OF DISTRICT  
PERMANENT TRANSFER: NOTICE # 2011-03  
CERTIFICATE: 75429  
PRIORITY DATE: 1915  
NAME: EAGLE POINT IRRIGATION DISTRICT  
ADDRESS: PO BOX 157 EAGLE POINT OR 97524  
CHANGE: POU  
SOURCE: BIG BUTTE CREEK  
ACRES: 0.70  
AUTHORIZED POU: T35S R1W 34  
PROPOSED POU: T36S R1W 5

COUNTY: JACKSON  
NOTICE OF DISTRICT  
PERMANENT TRANSFER: NOTICE # 2011-04  
CERTIFICATE: 75429  
PRIORITY DATE: 1915  
NAME: EAGLE POINT IRRIGATION DISTRICT  
ADDRESS: PO BOX 157 EAGLE POINT OR 97524  
CHANGE: POU  
SOURCE: BIG BUTTE CREEK  
ACRES: 4.80  
AUTHORIZED POU: T35S R1W 34  
PROPOSED POU: T36S R1W 5

COUNTY: JACKSON  
NOTICE OF DISTRICT  
PERMANENT TRANSFER: NOTICE # 2011-05  
CERTIFICATE: 75429  
PRIORITY DATE: 1915  
NAME: EAGLE POINT IRRIGATION DISTRICT  
ADDRESS: PO BOX 157 EAGLE POINT OR 97524  
CHANGE: POU  
SOURCE: BIG BUTTE CREEK  
ACRES: 0.70  
AUTHORIZED POU: T35S R1W 34  
PROPOSED POU: T36S R1W 5

COUNTY: JACKSON  
NOTICE OF DISTRICT  
PERMANENT TRANSFER: NOTICE # 2011-06  
CERTIFICATE: 75429  
PRIORITY DATE: 1915  
NAME: EAGLE POINT IRRIGATION DISTRICT  
ADDRESS: PO BOX 157 EAGLE POINT OR 97524  
CHANGE: POU  
SOURCE: BIG BUTTE CREEK  
ACRES: 3.00  
AUTHORIZED POU: T35S R1W 34  
PROPOSED POU: T36S R1W 5



COUNTY: JACKSON  
NOTICE OF DISTRICT  
PERMANENT TRANSFER: NOTICE # 2011-07  
CERTIFICATE: 75429  
PRIORITY DATE: 1915  
NAME: EAGLE POINT IRRIGATION DISTRICT  
ADDRESS: PO BOX 157 EAGLE POINT OR 97524  
CHANGE: POU  
SOURCE: BIG BUTTE CREEK  
ACRES: 1.40  
AUTHORIZED POU: T35S R1W 34  
PROPOSED POU: T36S R1W 5

## **Recommendation to Consent to Injury**

Pursuant to ORS 540.530(1)(c) and OAR 690-380-5050, the state agency that requested establishment of an instream water right has recommended that the Water Resources Department consent to the injury of the instream water right resulting from a proposed change in point of diversion. Copies of the transfer documents and the state agency's recommendation are available for viewing at the Salem office of the Water Resources Department.

Any person may review the recommendation and submit written comments or may submit a written request for a public meeting to review the recommendation. The comments or request for a meeting must be received on or before July 14, 2011. To review the recommendation, contact the Water Resources Department Transfers Section. Written comments and requests for a public meeting should be mailed to Transfers Section, Water Resources Department, 725 Summer St NE, Suite A, Salem, OR 97301-1271 or faxed to 503-986-0903.

T 8307 filed by Portland General Electric, 121 SW Salmon Street, Portland, OR 97204, proposes a change from a surface water diversion point to a ground water point of appropriation under Certificates 27497 and 86761. The applicant proposes to change the point of diversion to a well approximately 4,000 feet upstream along the Deschutes River (Sec. 12, T 10 S, R 12 E, W.M.). The Water Resources Department determined that the transfer would injure instream water right Certificates 73188 and 73237. The Oregon Department of Fish and Wildlife (ODFW) concluded that the transfer would result in net benefits to the resource due to elimination of fish screen problems at the authorized point of diversion, and elimination of water withdrawal below the dam will improve water flows by leaving 0.20 cfs in the final 100 river miles of the Deschutes River. The Oregon Parks and Recreation Department (OPRD) concurs with ODFW's recommendation. Copies of the WRD's Preliminary Determination proposing denial of the transfer unless ODFW and OPRD recommend consent to injury of the instream water right, and ODFW's and OPRD's recommendations are available for viewing at the Salem office of the Water Resources Department. Any person may review the recommendations and submit written comments or may submit a written request for a public meeting to review the recommendation. The comments or request for a meeting must be received by WRD on or before July 14, 2011. WRD will provide copies of any comments submitted in response to this notice to ODFW. If a meeting is requested, WRD will schedule a joint public meeting with ODFW to review the recommendation. To review the recommendation, contact Teri Hranac at 503-986-0881 or [teri.k.hranac@wrdd.state.or.us](mailto:teri.k.hranac@wrdd.state.or.us). Written comments and requests for a public meeting should be mailed to Attn: Teri Hranac, Water Resources Department, 725 Summer St NE, Suite A, Salem, OR 97301-1266 or faxed to 503-986-0903.

## **Transfer Applications: Ground Water Registration Modification**

The holder of a ground water certificate of registration may request that the Department recognize a change in point of appropriation, place of use or character of use under the ground water registration. Modifications of ground water registrations are authorized under ORS 537.610(4) and OAR Chapter 382.

The Department seeks public comment on the recently-filed applications for recognition of modifications in ground water registrations listed below. Any person may comment on an application for a ground water registration modification. Comments must be received by the Department on or before July 14, 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 recognized 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: MARION  
Transfer: 11261  
Water Right: APP GR 488, CERT GR 515  
Priority Date: JULY 31, 1948  
Name: RIPE LLC ANGELO SPADA  
Address: 7251 ST PAUL HIGHWAY NE ST PAUL OR 97137  
Change: POA/APOA  
Source: A WELL

# **OREGON WATER RESOURCES DEPARTMENT**



**725 Summer Street NE Ste A  
Salem OR 97301**

## **PUBLIC NOTICE OF WATER USE REQUESTS**

June 14, 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:**

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\* 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.)