

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
June 21, 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.
- \* **Alternate Reservoir Applications (ORS 537.409)**  
Applications for storage permits for small ponds 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 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.

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 21, 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, August 05, 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)

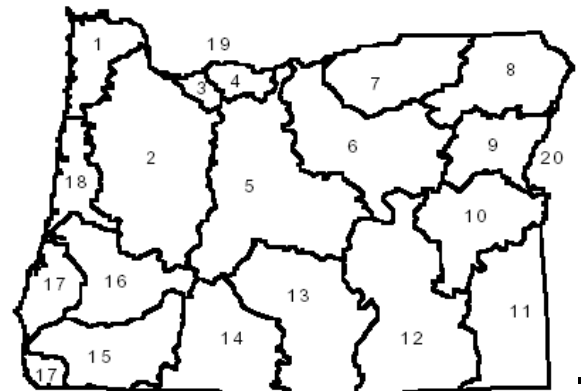
**BASINS:**

- |                 |                     |
|-----------------|---------------------|
| 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-87727</a>				THE CHERRY RANCH LLC 2900 VAN HORN RD HOOD RIVER, OR 97031					IR 2
	4	A RESERVOIR >	MOSIER CREEK	2.00N 12.00E 18 SWNE	Wasco	05/26/2011		2.4A	
	4	A RESERVOIR >	MOSIER CREEK	2.00N 12.00E 18 NWSE	Wasco	05/26/2011		1.2A	
Uses:	IR	IS							
<a href="#">R-87726</a>				THE CHERRY RANCH LLC 2900 VAN HORN RD HOOD RIVER, OR 97031					IR 3
	4	RUNOFF >	MOSIER CREEK	2.00N 12.00E 18 SWNE	Wasco	05/26/2011		2.4A	
	4	RUNOFF >	MOSIER CREEK	2.00N 12.00E 18 NWSE	Wasco	05/26/2011		1.2A	
Uses:	ST								
<a href="#">G-17450</a>				GUENTHER, JANIS 6327 78TH AVE SE SALEM, OR 97317					IR 3
	2	A WELL >	BEAVER CREEK	8.00S 2.00W 23 NWSE	Marion	01/21/2011		0.5C (est)	
	2	A WELL >	BEAVER CREEK	8.00S 2.00W 23 NWNE	Marion	01/21/2011		0.5C (est)	
Uses:	QM								
<a href="#">G-17457</a>				WEST, PATRICK 69796 SHAW RD PENDLETON, OR 97801					IR 2
	7	A WELL >	MCKAY CREEK	1.00N 32.00E 14 NENE	Umatilla	04/01/2011		0.1312C	
Uses:	IR								
<a href="#">G-17392</a>				CHASCHIN, GREGORY 30776 W MERIDIAN RD HUBBARD, OR 97032					PFO 2
	2	A WELL >	ROCK CREEK	5.00S 1.00W 1 SWSE	Clackamas	06/02/2010		0.096C	
Uses:	IR								
<a href="#">G-17291</a>				CITY OF VENETA PO BOX 458 VENETA, OR 97487					PFO 2
	2	A WELL >	WEST FORK COYOTE CREEK	17.00S 5.00W 31 NWSE	Lane	12/01/2009		0.32C	
Uses:	MU								
<a href="#">G-16882</a>				FLORES, VICTOR L. 13631 MARION RD TURNER, OR 97392					PFO 2
	2	A WELL >	SUCKER SLOUGH	10.00S 2.00W 10 SESE	Linn	06/28/2007		0.2C	
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.

<u>Application</u>	<u>Basin</u>	<u>County</u>	<u>Priority</u>	<u>Company</u>	<u>Name</u>	<u>FO Date</u>
<u>R-86758</u>	2	POLK	02/09/2007	GIBSON RIDGE VINEYARDS	JEFF OTTOBONI	06/10/2011
<u>R-87657</u>	15	JACK	10/05/2010	REDS CABIN LLC	DANIEL BOYDEN	06/10/2011
<u>G-17421</u>	7	UMAT	09/07/2010		CRAIG MARTIN	06/16/2011
<u>G-17441</u>	10	HARN	12/01/2010		M MARTIN DAVIES	06/16/2011
<u>S-87580</u>	16	DOUG	02/16/2010	HELEN E NORTHCRAFT TRUST	HELEN NORTHCRAFT	06/16/2011
<u>G-17447</u>	12	HARN	01/03/2011		DAN AHART	06/20/2011

## **Alternate Reservoir Applications (ORS 537.409)**

For alternate reservoir applications filed under ORS 537.409, the public is invited to comment within 60 days of this notice. The law provides that within 60 days after the Department provides public notice of the application, any person may submit detailed, legally obtained information in writing, requesting the Department to deny the application for a permit on the basis that the reservoir:

- (A) Would result in injury to an existing water right; or
- (B) Would pose a significant detrimental impact to existing fishery resources as determined on the basis of information submitted by the State Department of Fish and Wildlife.

**Such comments must be submitted on or before August 20, 2011.**

R-87561  
MOSTUL, BURL 11900 S CRITESER RD OREGON CITY, OR 97045  
POD: 1 RUNOFF > BEAVER CREEK  
NE 1/4 NE 1/4 Section 24T 3.00S R 1.00E WM  
Clackamas County  
2.0 A for MULTIPLE PURPOSE

**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 21, 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-15170  
Permit Number: G-14038  
Upper Columbia Corp of SDA Church  
Attn: Leslie Briggs  
PO BOX 19039  
SPOKANE, WA 99219  
Umatilla County  
A WELL > WALLA WALLA RIVER  
0.1C  
IRRIGATION  
October 1, 2012

Application Number: R-84049  
Permit Number: R-13105  
CITY OF THE DALLES  
1515 WEST 1ST ST  
THE DALLES, OR 97058  
Wasco County  
SOUTH FORK MILL CREEK > MILL CREEK  
DOG RIVER > EAST FORK HOOD RIVER  
2100.0A  
MUNICIPAL USES  
October 1, 2021

Application Number: S-84050  
Permit Number: S-53930  
CITY OF THE DALLES  
1515 WEST 1ST ST  
THE DALLES, OR 97058  
Wasco County  
COW CREEK RESERVOIR > SOUTH FORK MILL CREEK  
2100.0A  
MUNICIPAL USES  
October 1, 2041



**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 August 05, 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:	Polk
Application File Number:	G-8926
Permit Number:	G-8579
Applicant:	CITY OF MONMOUTH
Address:	151 WEST MAIN ST MONMOUTH, OR 97361
River Basin:	Willamette Basin
Water Source:	2WELLS> WILLAMETTE RIVER
Authorized Use of Water:	MUNICIPAL USES
Maximum Diversion/ Appropriation Rate:	5.0 CFS

Recommendation: The department proposes to grant an extension of time for complete construction for the water system from October 1, 2000 to October 1, 2025; and grant an extension of time to apply water to full beneficial use from October 1, 2000 to October 1, 2025

County of Use: Clackamas

Application File Number: G-7373  
Permit Number: G-6899  
Applicant: ZIG ZAG VILLAGE HOMEOWNERS ASSOCIATION  
Address: PO BOX 11  
WELCHES, OR 97067  
River Basin: Sandy Basin  
Water Source: WELL #2 > SANDY RIVER  
Authorized Use of Water: GROUP DOMESTIC FOR 85 FAMILIES  
Maximum Diversion/  
Appropriation Rate: 0.2 CFS

Recommendation: The department proposes to grant an extension of time for complete construction for the water system from October 1, 2000 to October 1, 2015; and grant an extension of time to apply water to full beneficial use from October 1, 2000 to October 1, 2015

County of Use: Clackamas  
Application File Number: G-16556  
Permit Number: G-16065  
Applicant: BANY, DAVID  
Address: 5442 SW KRUSE RD  
WILSONVILLE, OR 97070  
River Basin: Willamette Basin  
Water Source: 4 WELLS > WILLAMETTE RIVER  
Authorized Use of Water: AGRICULTURE USES  
IRRIGATION ON 5.8 Acres  
Maximum Diversion/  
Appropriation Rate: 0.078 CFS, FURTHER LIMITED TO 0.022 CFS FOR AGRICULTURE  
AND 0.073 CFS FOR IRRIGATION

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 2010 to October 1, 2011.

County of Use: Lincoln  
Application File Number: S-74295  
Permit Number: S-52695  
Applicant: SALISHAN LODGE INC.  
Address: PO BOX 118  
GLENEDEN BEACH, OR 97388  
River Basin: Middle Coast Basin  
Water Source: SIIJOTA CREEK > SILETZ BAY  
Authorized Use of Water: IRRIGATION ON 40.76 Acres  
Maximum Diversion/  
Appropriation Rate: 0.51 CFS

Recommendation: The department proposes to grant an extension of time for complete construction for the water system from October 1, 1998 to October 1, 2012; and grant an extension of time to apply water to full beneficial use from October 1, 1999 to October 1, 2012

County of Use: Klamath  
Application File Number: S-71333  
Permit Number: S-52789

Applicant: WAMPLER, ROBERT M  
Address: PO BOX 285  
CHILOQUIN, OR 97624  
River Basin: Klamath Basin  
Water Source: WILLIAMSON RIVER > UPPER KLAMATH LAKE  
Authorized Use of Water: IRRIGATION ON 12.0 Acres  
Maximum Diversion/  
Appropriation Rate: 0.3 CFS

Recommendation: The department proposes to grant an extension of time for complete construction for the water system from October 1, 1998 to October 1, 2015; and grant an extension of time to apply water to full beneficial use from October 1, 1999 to October 1, 2015

County of Use: Clackamas  
Application File Number: S-85978  
Permit Number: S-54220  
Applicant: ELLISON, BARBARA  
Address: 2995 WOODSIDE RD 400  
WOODSIDE, CA 94062  
River Basin: Willamette Basin  
Water Source: WILLAMETTE RIVER AND THE WILLAMETTE RIVER BASIN  
PROJECT RESERVOIRS, PERMITS R-1625 AND R-5363  
Authorized Use of Water: AGRICULTURE USE AND LIVESTOCK FROM THE WILLAMETTE  
RIVER, AND IRRIGATION FROM WILLAMETTE RIVER BASIN  
PROJECT  
Maximum Diversion/  
Appropriation Rate: 0.03 CFS, BEING 0.02 CFS FOR AGRICULTURAL USE AND 0.01  
CFS FOR LIVESTOCK; 465.5 AF EACH YEAR FOR IRRIGATION  
FROM WILLAMETTE RIVER BASIN PROJECT RESERVOIRS.

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.

## 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 July 05, 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-1362

TIDEWATER CONTRACTORS INC  
MANN, MARK  
70333 PAULINA CITY RD  
PAULINA, OR 97751

POD: 1 BEAVER CR > CROOKED R  
NW 1/4 NW 1/4 Section 20 T 16.00S R 24.00E WM  
Crook County  
1.11 C for ROAD CONSTRUCTION

LL-1365

KINDER MORGAN LIQUIDS TERMINAL-LINNTON  
STECKMAN, LARRY  
4110 NE 122ND AVE, SUITE 207  
VANCOUVER, OR 98661

POD: 1 WILLAMETTE R > COLUMBIA R  
NE 1/4 NE 1/4 Section 3 T 1.00N R 1.00W WM  
Multnomah County  
GENERAL CONSTRUCTION OR MAINTENANCE AND  
HYDROSTATIC TANK TESTING  
4000 GPM (3 MILLION GALLONS PER TEST)

LL-1364

SALMON VALLEY WATER CO  
GOFF, LON  
PO BOX 205  
WELCHES, OR 97067

POD: 1 A WELL > SANDY R  
SE 1/4 SE 1/4 Section 33 T 2.00S R 7.00E WM  
Clackamas County  
0.055 C (est)for COMMERCIAL USES  
0.055 C (est)for DOMESTIC  
0.055 C (est)for INDUSTRIAL/MANUFACTURING USES

POD: 2 A WELL > SANDY R  
NE 1/4 NE 1/4 Section 4 T 3.00S R 7.00E WM  
Clackamas County  
0.055 C (est)for COMMERCIAL USES  
0.055 C (est)for DOMESTIC  
0.055 C (est)for INDUSTRIAL/MANUFACTURING USES

## 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 12, 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: Crook

Instream Lease Number: IL 1181

**\*\* Lessor \*\***

OCHOCO IRRIGATION DISTRICT - POOLED LEASE  
1001 NW DEER STREET  
PRINEVILLE, OR 97754

**\*\* Lessee \*\***

DESCHUTES RIVER CONSERVANCY  
700 NW HILL ST  
BEND, OR 97701

Contact: LAURA WILKE at (503) 986-0884

Reach: FROM OCHOCO FEED CANAL POD TO THE MOUTH OF OCHOCO CREEK INTO THE CROOKED RIVER TO LAKE BILLY CHINOOK

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:82246	CF RR * S 5426	8/10/1917	IM	0.265	84.8	OCHOCO CREEK	CROOKED RIVER	21.2
			IR	0.605	193.6			48.4

County: Benton

Instream Lease Number: IL 1182

\*\* Lessor \*\*

CITY OF PHILOMATH; DEPARTMENT OF PUBLIC WORKS  
PO BOX 400  
PHILOMATH, OR 97370

\*\* Agent \*\*

ROLFE, WYATT E.  
SCHROEDER LAW OFFICES, P.C.  
1915 NE CESAR E CHAVEZ BLVD  
PORTLAND, OR 97212

Contact: KODY THURGOOD at 503-986-0892

Reach: FROM POD TO THE MOUTH OF MARYS RIVER AND ON INTO THE WILLAMETTE

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:37067 OR * S	29680	6/16/1964	PM	0.5		MARYS RIVER	WILLAMETTE 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 July 21, 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-10810 filed by LAKEVIEW WATER USERS, INC., 91164 WATER USERS LANE, LAKEVIEW, OR, 97630, and receiving landowner NICHOLAS A. RAGO, 17734 BUCK ROAD, LAKEVIEW, OR, 97630, proposes a change in place of use under Certificate 85839 and the right confirmed under T-4209. The right allows the use of 0.68 CUBIC FEET PER SECOND (priority date JANUARY 21, 1907, Drews Creek; JULY 31, 1908, Cottonwood Creek) from DREWS CREEK and RESERVOIR and COTTONWOOD CREEK and RESERVOIR in Sec. 5 and 11, T 40 S, R 18 E, W.M., Sec. 29, T 38 S, R 19 E, W.M. and Sec. 16, T 39 S, R 19 E, W.M., for IRRIGATION in Sec. 26, T 39 S, R 19 E, W.M. The applicant proposes to change the place of use to Sec. 26, T 39 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.

T-11202 filed by River Bend West Water Association, PO Box 1304, Roseburg, OR 97470, proposes a change in points of diversion under Certificates 67627 and 51243. Certificate 67627 allows the use of 0.25 cubic foot per second (priority August 27, 1963) from the Umpqua River in Sec. 18, T 26 S, R 6 W, W.M. for irrigation in Sec. 13. Certificate 51243 allows the use of 0.79 cubic foot per second (priority date June 30, 1972) from the Umpqua River in Sec. 18, T 26 S, R 6 W, W.M. for irrigation in Sec. 13. The applicant proposes to move the points of diversion approximately 1.4 miles downstream to within Sec. 7, T 26 S, R 6 W, 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.

T-11204 filed by Patrick and Frances Drennen, 17461 SE Forked Horn Drive, Sisters, OR 97759, proposes a change in point of appropriation and a change in place of use under Certificate 86873. The right allows the use of 0.025 cubic foot per second (priority date August 11, 1993) from a well in Sec. 7, T 16 S, R 11 E, W.M. (Deschutes Basin) for irrigation in Sec. 7. The applicant proposes to move the point of appropriation approximately 3¾ miles north to within Sec. 19, T 15 S, R 11 E, W.M. and to change the place of use to within Sec. 19, T 15 S, R 11 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.

T-11156 filed by John Michael and Sharon R. Bailey, 3681 E Little Cottonwood Lane, Sandy, UT 84097, proposes a change in point of appropriation under Certificate 65942. The right allows the use of 8.5 gallons per minute (priority date January 5, 1981) from a well in Sec. 9, T 39 S, R 10 E, W.M. (Lost River Basin) for irrigation within Sec. 9. The applicant proposes to move the point of appropriation approximately 200 feet south within Sec. 9. 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-11150 filed by NEAL DOW, 28000 SE PAULINA HWY, PRINEVILLE, OR 97754, applied for an additional point of diversion under Certificates 86197 and 86200. The rights allow the use of 0.16 CFS (priority date MARCH 17, 1930) for Cert 86197 and 1.13 CFS (JANUARY 2, 1976) for Cert 86200 from the CROOKED RIVER in Sec. 19, T 16 S, R 19 E, W.M. for IRRIGATION in Sec. 19. The applicant proposes an additional point of diversion approximately 3520 feet downstream in Sec. 19, T 16 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.



T-11236 filed by Pernoll Ranch LLC, P.O. Box 35, Summer Lake, Oregon 97640, proposes a change in places of use under Certificates 30784, 38097, and 81497. The right described by Certificate 30784 allows the use of 0.36 cubic foot per second (priority date September 21, 1960) from a well in Sec. 16, T 29 S, R 16 E, W.M. (Ana River Basin) for irrigation in Sec. 16. The applicant proposes to change the place of use to within Sects. 9 and 16, T 29 S, R 16 E, W.M. The right described by Certificate 38097 allows the use of 0.12 cubic foot per second (priority date July 30, 1968) from a well in Sec. 16, T 29 S, R 16 E, W.M. (Ana River Basin) for irrigation in Sec. 9, T 29 S, R 16 E, W.M. The applicant proposes to change the place of use to within Sects. 9 and 16, T 29 S, R 16 E, W.M. The right described by Certificate 81497 allows the use of 0.25 cubic foot per second (priority date April 21, 1982) from a well in Sec. 16, T 29 S, R 16 E, W.M. (Ana River Basin) for irrigation in Sects. 9 and 16, T 29 S, R 16 E, W.M. The applicant proposes to change the place of use to within Sec. 9, T 29 S, R 16 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.

T 11242 filed by Mark & Becky Vidlak, 17097 Williams Hwy., Williams, OR 97544, proposes to modify the point of appropriation under Registration Application GR-200 (Certificate of Registration GR-186). The ground water registration claims the use of 92.5 gallons per minute (tentative priority date November 2, 1950 from Infiltration Trench 1 in Sec. 14, T 38 S, R 5 2, W.M. (Williams Creek Basin), for irrigation Secs. 14 and 23, T 38 S, R 5 W, W.M. The applicant proposes to modify the location of the original point of appropriation approximately 1,000 feet south within Sec. 23. The Water Resources Department has concluded that the proposed modification appears to be consistent with the requirements of ORS Chapter 537, ORS Chapter 540 and OAR 690-382-1000.

## 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 21, 2011. The Department will hold a contested case hearing if: 1) a protest and \$600 protest fee for non-applicant and \$300.00 protest fee for applicant are received within the time allowed; or 2) the Department finds a hearing is needed to determine whether the proposed changes would result in injury to existing rights. (If a water user believes that a proposed change could injure a water delivery within a district's boundaries, the matter will be resolved directly between the district and the water user.)

COUNTY: DESCHUTES  
NOTICE OF DISTRICT  
PERMANENT TRANSFER: NOTICE #T-2011-010  
CERTIFICATE: 83571,76714  
PRIORITY DATE: 1900,1907,1913  
NAME: CENTRAL OREGON IRRIGATION DISTRICT  
ADDRESS: 1055 SW LAKE COURT REDMOND, OR 97756  
CHANGE: POU  
SOURCE: DESCHUTES RIVER/CRANE PRAIRIE RES  
ACRES: 44.1  
AUTHORIZED POU: T17S R14E 28  
T18S R12E 7,8  
T18S R14E 7  
PROPOSED POU: T14S R14E 25

COUNTY: DESCHUTES

NOTICE OF DISTRICT

PERMANENT TRANSFER: NOTICE #T-2011-008  
CERTIFICATE: 83571,76714  
PRIORITY DATE: 1900,1907,1913  
NAME: CENTRAL OREGON IRRIGATION DISTRICT  
ADDRESS: 1055 SW LAKE COURT REDMOND, OR 97756  
CHANGE: POU  
SOURCE: DESCHUTES RIVER/CRANE PRAIRIE RES  
ACRES: 0.80  
AUTHORIZED POU: T15S R13E 18  
PROPOSED POU: T15S R13E 18

COUNTY: DESCHUTES

NOTICE OF DISTRICT

PERMANENT TRANSFER: NOTICE #N11.003  
CERTIFICATE: 76106  
PRIORITY DATE: 1961  
NAME: TUMALO IRRIGATION DISTRICT  
ADDRESS: 64697 COOK AVE BEND OR 97701  
CHANGE: POU  
SOURCE: TUMALO CREEK/DESCHUTES RIVER  
ACRES: 1.98  
AUTHORIZED POU: T16S R12E 7  
PROPOSED POU: T16S R12E 7

**OREGON  
WATER  
RESOURCES  
DEPARTMENT**



725 Summer Street NE Ste A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**

June 21, 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 propose final order and final order are also available for viewing—at no charge—at our Salem office or at the local watermaster office.)