

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
July 12, 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*

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.
- * **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.
- * **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.

* **Water Management and Conservation Plans**

Water management and conservation plans submitted by municipalities and agricultural water suppliers under provisions of OAR Chapter 690, Division 86.

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, August 11, 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 26, 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
G-17437	MILLER, JENNIFER 3925 N KERBY PORTLAND, OR 97227						IR 3
4	A WELL > PINE CREEK	2.00S 13.00E 18 SESE	Wasco	11/15/2010	0.156C		
Uses:	DO IR						
R-87729	BECKER, ED CITY OF HILLSBORO 2600 SW HILLSBORO HWY HILLSBORO, OR 97123						IR 2
2	RUNOFF > JACKSON SLOUGH	1.00S 2.00W 6 SWSW	Washington	06/16/2011	10.3A		
2	RUNOFF > JACKSON SLOUGH	1.00S 2.00W 6 SWSE	Washington	06/16/2011	10.3A		
2	RUNOFF > JACKSON SLOUGH	1.00S 2.00W 6 SWSE	Washington	06/16/2011	10.3A		
2	RUNOFF > JACKSON SLOUGH	1.00S 2.00W 6 SWSE	Washington	06/16/2011	10.3A		
2	RUNOFF > JACKSON SLOUGH	1.00S 2.00W 7 NWNE	Washington	06/16/2011	10.3A		
2	RUNOFF > JACKSON SLOUGH	1.00S 2.00W 7 NWNW	Washington	06/16/2011	10.3A		
2	RUNOFF > JACKSON SLOUGH	1.00S 2.00W 7 NWSW	Washington	06/16/2011	10.3A		
Uses:	WI						
R-87647	BUHLER, JENNIE 4980 ENTERPRISE RD DALLAS, OR 97338						PFO 2
2	RUNOFF > SALT CREEK	6.00S 5.00W 31 SENW	Polk	08/11/2010	14.4A		
Uses:	FI RC WI						
G-17439	MONTECUCCO FARMS LLC 4015 N LOCUST ST CANBY, OR 97013						PFO 2
2	A WELL > WILLAMETTE RIVER	3.00S 1.00E 21 NWSE	Clackamas	11/24/2010	0.555C (est)		
2	A WELL > WILLAMETTE RIVER	3.00S 1.00E 21 SWSE	Clackamas	11/24/2010	0.555C (est)		
Uses:	IM						
G-16900	CITY OF PRINEVILLE 387 NE THIRD ST PRINEVILLE, OR 97754						PFO 2
5	A WELL > CROOKED RIVER	15.00S 15.00E 11 SWSE	Crook	06/27/2007	0.928C (est)		
5	A WELL > CROOKED RIVER	15.00S 15.00E 11 SWSE	Crook	06/27/2007	0.928C (est)		
5	A WELL > CROOKED RIVER	15.00S 15.00E 11 SWSE	Crook	06/27/2007	0.928C (est)		
5	A WELL > DRY RIVER	15.00S 14.00E 26 NENW	Crook	06/27/2007	0.928C (est)		
5	A WELL > DRY RIVER	15.00S 14.00E 26 NENW	Crook	06/27/2007	0.928C (est)		
5	A WELL > DRY RIVER	15.00S 15.00E 6 SWNE	Crook	06/27/2007	0.928C (est)		
5	A WELL > DRY RIVER	15.00S 13.00E 23 NWNE	Crook	06/27/2007	3.455C (est)		
5	A WELL > DRY RIVER	15.00S 13.00E 23 NWNE	Crook	06/27/2007	3.455C (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
G-16359	7	UMAT	12/30/2004		LES PETERSON	06/30/2011
G-16364	7	UMAT	01/10/2005		JOE FRAZIER	06/30/2011
G-17395	7	UMAT	06/03/2010	SEVEN HILLS PROPERTIES LLC		06/30/2011
G-17338	5	CROO	03/31/2010	VITESSE LLC		07/08/2011
G-17432	7	UMAT	10/20/2010		BRIAN SHAW	07/08/2011

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 September 10, 2011.

R-87673

BOYDEN, DANIEL J. B M T LLC 1430 EASTSIDE RD HOOD RIVER, OR 97031

POD: 1 A SPRING > WILLOW CREEK

NE 1/4 NE 1/4 Section 2 T 39.00S R 3.00E WM

Jackson County

2.45 A for MULTIPLE PURPOSE (est.)

POD: 2 RUNOFF > WILLOW CREEK

NE 1/4 NE 1/4 Section 2 T 39.00S R 3.00E WM

Jackson County

2.45 A for MULTIPLE PURPOSE (est.)

R-87516

ENSIGN, CRAIG 55409 PAUL CREEK LANE LONG CREEK, OR 97856

POD: 1 PAUL CREEK > LONG CREEK

SE 1/4 NE 1/4 Section 7 T 10.00S R 30.00E WM

Grant County

6.0 A for MULTIPLE PURPOSE

R-87517

ENSIGN, CRAIG 55409 PAUL CREEK LANE LONG CREEK, OR 97856

POD: 1 PAUL CREEK > LONG CREEK

SW 1/4 NW 1/4 Section 8 T 10.00S R 30.00E WM

Grant County

0.25 A for MULTIPLE PURPOSE

R-87610

PALMER, CONSTANCE C. 8599 ELKHEAD RD YONCALLA, OR 97499 PALMER, TIMOTHY E.

8599 ELKHEAD RD YONCALLA, OR 97499

POD: 1 RUNOFF > ELK CREEK

SE 1/4 NW 1/4 Section 21T 23.00S R 4.00W WM

Douglas County

1.0 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 August 11, 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-86404
Permit Number: s-54271
KRAEMER, PAUL
PO BOX 930
MOUNT ANGEL, OR 97362
Marion County
ABIQUA CREEK > PUDDING RIVER
1.57 CFS
NURSERY USES ON 125.8 ACRES
October 1, 2020

Application Number: G-16518
Permit Number: G-16230
KRAEMER, PAUL
PO BOX 930
MOUNT ANGEL, OR 97362
Marion County
TWO WELLS > ABIQUA CREEK
0.067 CFS
NURSERY USES ON 89.1 ACRES
October 1, 2021

Application Number: G-14500
Permit Number: G-13270
OREGON RANCHING CO.
TWIN BUTTES RANCH
62400 PAULINA HWY
POST, OR 97752
Crook County
A WELL > CROOKED RIVER
1.8 CFS
IRRIGATION OF 144.0 ACRES
October 1, 2013

**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 26, 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:	Clackamas
Application File Number:	G-11517
Permit Number:	G-10605
Applicant:	J FRANK SCHMIDT AND SON CO.
Address:	PO BOX 189 BORING OR 97009 AND... NORTHWEST FARM CREDIT SERVICES, FLCA & PCA PO BOX 13309 SALEM OR 97309
River Basin:	Willamette Basin
Water Source:	A WELL > PUDDING RIVER
Authorized Use of Water:	IRRIGATION ON 132.3 Acres
Maximum Diversion/ Appropriation Rate:	1.65 CFS

Recommendation: The department proposes to grant an extension of time for complete construction for the water system from October 1, 2010 to October 1, 2013; and grant an extension of time to apply water to full beneficial use from October 1, 2010 to October 1, 2013.

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 August 11, 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 and address;
- (b) Application file number / permit number
- (c) County of use
- (d) Quantity of permitted water use in gallons per minute (gpm), cubic feet per second (cfs) or acre feet (af);
- (e) Common name of water source(s) listed in the permit;
- (f) Use of water allowed under the permit;
- (g) Current authorized extension date ("C" date)

DONALD GIDDINGS
PO BOX 999
PACIFIC CITY, OR 97135
APPLICATION #: S-72364 PERMIT #: S-52337
TILLAMOOK COUNTY
MILES CREEK AND TWO UNNAMED STREAMS
GROUP DOMESTIC FOR A POPULATION OF UP TO 2350

TIM & JENNIFER GREEN
18686 BULL SPRINGS RD
BEND, OR 97701
APPLICATION #: G-14178 PERMIT #: G-12755
DESCHUTES COUNTY
A WELL WITHIN THE DESCHUTES BASIN
IRRIGATION OF 15 ACRES

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 July 26, 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-1371
OREGON RESOURCES CORPORATION
ZAGAR, PETER
PO BOX 1350
COOS BAY, OR 97420
POD: 1 A MINNING PIT > THREEMILE CR
SW 1/4 SE 1/4 Section 10 T 27.00S R 14.00E WM
Lake County
BETWEEN 15,000 & 20,000 GALLONS PER DAY for MINING

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 August 11, 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:	SHERMAN
Transfer:	11269
Water Right:	CERT 64105
Priority Date:	MARCH 7, 1977
Name:	WILLIAM, DOUGLAS AND THOMSON MARTIN
Address:	PO BOX 201, RUFUS OR 97050
Change:	POU
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 August 11, 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-8078 filed by the City of Ontario, Office of Public Works Director, 444 SW 4th Street, Ontario, Oregon 97914, proposes changes in points of appropriation under Certificates 22879, 32125, 60022, 60023, 60024, 68622, and 80759, and additional points of appropriation and a change in place of use under Certificate 72138. Certificate 22879 allows the use of 3.35 cubic feet per second (cfs) (priority date March 10, 1952) from two wells in Sec. 11, T 18 S, R 47 E, W.M. for municipal use in Sects. 3, 4, 9, and 10. Certificate 32125 allows the use of 2.0 cubic feet per second (cfs) (priority date May 24, 1961) from Municipal Well 4 in Sec. 11, T 18 S, R 47 E, W.M. for municipal use in Sects. 3, 4, 9, 10, and 11. Certificate 60022 allows the use of 1.10 cubic feet per second (cfs) (priority date April 14, 1975) from Wells 8 and 9 in Sec. 11, T 18 S, R 47 E, W.M. for municipal use in Sec. 33, T 17 S, R 47 E, W.M. and Sects. 2, 3, 4, 5, 7, 8, 9, 10, 11, and 15, T 18 S, R 47 E, W.M. Certificate 60023 allows the use of 0.94 cubic foot per second (cfs) (priority date September 18, 1980) from Well 14 in Sec. 11, T 18 S, R 47 E, W.M. for municipal use in Sec. 33, T 17 S, R 47 E, W.M. and Sects. 2, 3, 4, 5, 7, 8, 9, 10, 11, and 15, T 18 S, R 47 E, W.M. Certificate 60024 allows the use of 0.78 cubic foot per second (cfs) (priority date September 18, 1980) from Well 13 in Sec. 11, T 18 S, R 47 E, W.M. for municipal use in Sec. 33, T 17 S, R 47 E, W.M. and Sects. 2, 3, 4, 5, 7, 8, 9, 10, 11, and 15, T 18 S, R 47 E, W.M. Certificate 68622 allows the use of 500 gallons per minute (gpm) (priority date August 11, 1958) from Well 6 in Sec. 2, T 18 S, R 47 E, W.M. for municipal use in Sects. 3, 4, 9, 10, and 11. The applicant proposes

to move the points of appropriation within Sects. 2 and 11, T 18 S, R 47 E, W.M. Certificate 80759 allows the use of 0.25 cubic foot per second (cfs) (priority date December 15, 1947) from four wells in Sects. 4 and 9, T 18 S, R 47 E, W.M. for irrigation in Sects. 4 and 9. The applicant proposes to move the points of appropriation within Sects. 4 and 9, T 18 S, R 47 E, W.M. Certificate 72138 allows the use of 1.12 cubic feet per second (cfs) (priority date March 6, 1964) from four wells in Sec. 7, T 18 S, R 47 E, W.M. for irrigation in Sec. 7. The applicant proposes additional points of appropriation within Sec. 7, T 18 S, R 47 E, W.M. and to change the place of use to within Sects. 6 and 7. 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-11196 filed by Horsefly Irrigation District, PO Box 188, Bonanza, OR 97623, proposes an additional point of appropriation under Certificate 42738. The right allows the use of 9.34 cubic feet per second (priority date April 26, 1967) from a well in Sec. 36, T 38 S, R 11.5 E, W.M. (Lost River Basin) for irrigation and supplemental irrigation in Secs. 26, 27, 34, 35, and 36. The applicant proposes an additional point of appropriation approximately 4200 feet northwest in Sec. 26, T 38 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.

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 August 11, 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 #2011-08
CERTIFICATE: 75429; PERMIT 6396
PRIORITY DATE: 4/21/1915
NAME: EAGLE POINT IRRIGATION DIST
ADDRESS: PO BOX 157, EAGLE POINT OR 97524
CHANGE: POU
SOURCE: BIG BUTTE CR/ROGUE RIVER
ACRES: 1.20
AUTHORIZED POU: T35S R1W 22
PROPOSED POU: T35S R1W 22

Water Management and Conservation Plans

The Department is required to give notice and to invite public review and comment on Water Management and Conservation Plans submitted pursuant to OAR Chapter 690, Division 086. The Department will consider all public comments in its review of the draft plan and will report the results of the review to the water supplier 90 days from the time the plan was submitted.

Any person may review and comment on a draft plan on or before August 11, 2011. The plans are available for viewing at the Salem office of the Water Resources Department. Comments should focus on elements in the draft that do not meet the requirements of OAR Chapter 690, Division 086 and should include suggestions on how to bring the draft into compliance with the rules.

Plans have been submitted by the following agricultural and municipal water suppliers:

East Fork Irrigation District (Agriculture)

To review any of the above plans or to provide comments on the plans, contact Lisa Jaramillo at 503-986-0880 or lisa.j.jaramillo@wrd.state.or.us.

**OREGON
WATER
RESOURCES
DEPARTMENT**



725 Summer Street NE Ste A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS

July 12, 2011

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

Water Use Request Type & File Number
(e.g. "Permit Application G-12345" or "Transfer T-1234"):
enclosed)*

Mail me the order
(payment

Your Name, Address, and Phone Number:

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