

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS

August 9, 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.
- * **Water Right Cancellations**
Abandonment of perfected and developed water rights and requests to cancel all or a portion of rights.
- * **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.

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

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 "Jonine.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, September 08, 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, September 23, 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 02 A WELL > SPRING CR	EUGENE OR 97123	16.00S 03.00W 19 NESW	Lane	01/29/2002	0.3700 C	IR	3
Uses: IR								

FIRST LINE:

- * Application number:
 - G: groundwater
 - R: reservoir
 - S: surface water
 - I: instream
- * Applicant name & address
- * Stage of review:
 - IR: Initial Review
 - PFO: Proposed Final Order
- * Decision status codes
 - 1: permit may be issued as requested
 - 2: permit may be issued with conditions
 - 3: permit unlikely to be issued

SECOND LINE:

- * Basin number (see map below right)
 - * Source > what it flows into
(in the case of wells, this describes the basin in which the well is located)
 - * General legal description
 - * County & Priority date
 - * Amount
 - * Unit of measure:
 - C: cubic feet per second
 - G: gallons per minute
 - A: acre-feet
- THIRD LINE:**
- * Type of use (see abbreviations below)

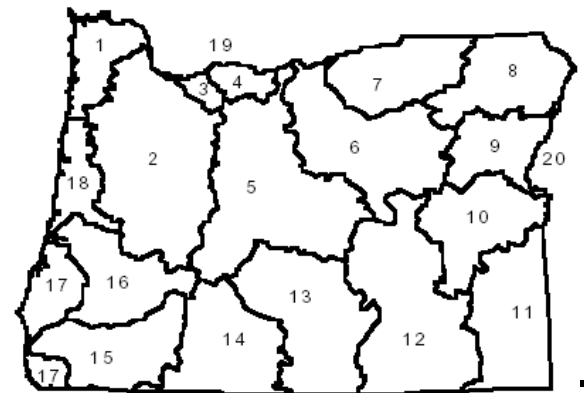
BASINS:

- | | |
|-----------------|---------------------|
| 1. North Coast | 11. Owyhee |
| 2. Willamette | 12. Malheur L. |
| 3. Sandy | 13. Goose/Summer L. |
| 4. Hood | 14. Klamath |
| 5. Deschutes | 15. Rogue |
| 6. John Day | 16. Umpqua |
| 7. Umatilla | 17. S. Coast |
| 8. Grande Ronde | 18. Mid-Coast |
| 9. Powder | 19. Columbia |
| 10. Malheur | 20. Snake |

of Use” abbreviations (for definitions, consult Oregon Administrative Rules 690-300):

AG: Agriculture	GR: Groundwater recharge	MU: Municipal
CF,CH,CL, CR: Cranberry uses	GT: Geothermal	NU: Nursery use
CM: Commercial	IC: Irrigation, primary & supplemental	PA: Pollution abatement
CS: Campground	ID: Irrigation with domestic	PW: Power
DI, DN: Domestic including non-commercial lawn & garden	IL: Irrigation with livestock	QM: Quasi-municipal
DO: Domestic	IM: Industrial or manufacturing	RC: Recreation
DS: Domestic & stock	IR: Irrigation	RW: Road construction
FI: Fish	IS: Irrigation, supplemental	ST: Storage
FP: Fire protection	LV: Livestock	SW: Swimming
FW: Fish & wildlife	LW: Livestock & wildlife	TC: Temperature control
GD: Group domestic	MI: Mining	WI: Wildlife

Commonly used “Type



App#	Basin Source	Township/Range	County	Priority	Quantity	Stage	Status
S-87739	GROST, RICHARD PO BOX 125 23457 N UMPQUA HWY IDLEYLD PARK, OR 97447						IR 2
16	NORTH UMPQUA RIVER > UMPQUA RIVER	26.00S 3.00W 11 SWNE	Douglas	07/26/2011	0.01C		
Uses:	DN						
G-17274	KEELEY, DICK J H BAXTER AND CO. PO BOX 5902 SAN MATEO, CA 94402-0902						IR 3
15	A WELL > SPRING CREEK	40.00S 2.00E 27 NWSE	Jackson	10/20/2009	0.103C (est)		
15	A WELL > CARTER CREEK	40.00S 2.00E 28 NWSE	Jackson	10/20/2009	0.103C (est)		
15	A WELL > CARTER CREEK	40.00S 2.00E 27 NWNW	Jackson	10/20/2009	0.103C (est)		
Uses:	IR						
G-17460	9 L FARMS LLC 4153 NE COLLINS DR MADRAS, OR 97741						PFO 2
12	A WELL > MALHEUR SLOUGH	23.00S 33.00E 32 NWNE	Harney	04/08/2011	2.0C		
Uses:	IR						

Permit Application Final Orders

Following is a list of applications that have had final orders issued recently. If you would like a copy of any of the final orders, you may send a request with \$20.00 for each final order to the Water Rights Section, Oregon Water Resources Department, 725 Summer Street NE Ste A, Salem OR 97301. If you have any questions, please contact the Department's customer service staff by dialing 503-986-0801.

Application	Basin	County	Priority	Company	Name	FO Date
G-17413	5	SHER	08/19/2010	TENNESON ENGINEERING CORP.	LARRY TOLL	07/28/2011
G-17414	6	SHER	08/19/2010		FRED JUSTESEN	07/28/2011
S-87631	15	JACK	06/24/2010		DEBBY CHEESEMAN	07/28/2011
G-15565	14	KLAM	07/20/2001		DAVID OXLEY	08/04/2011
G-17156	2	MARI	12/30/2008		JEFFERSON DEFERRA	08/04/2011
G-17319	14	KLAM	03/22/2010	SPLENDOR RIDGE INC.	DOUGLAS ADKINS	08/04/2011
S-87707	15	JACK	03/25/2011		ANGELA SCHOCK	08/04/2011
S-87710	2	LANE	04/04/2011		BEVERLY MARSHALL	08/05/2011

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 October 08, 2011.

R-87325

WAGGONER, JUNE 7806 N WASHBURNE AVE PORTLAND, OR 97217-5946
POD: 1 A SPRING > THIRTYMILE CREEK
NW 1/4 NE 1/4 Section 29T 6.00S R 22.00E WM
Wheeler County
0.5 A for MULTIPLE PURPOSE

R-87740

MURPHY, ROBERT PO BOX 1259 ROGUE RIVER, OR 97537
POD: 1 EVANS CREEK > ROGUE RIVER
NW 1/4 NE 1/4 Section 33T 35.00S R 4.00W WM
Jackson County
2.0 A for MULTIPLE PURPOSE

R-87687

DAYSRING PARTNERS LLC 15350 SW SEQUOIA PARKWAY SUITE 250 PORTLAND, OR 97224
PAGEL, MARTHA O. SCHWABE, WILLIAMSON, AND WYATT P C 530 CENTER ST NE SUITE 400
SALEM, OR 97301
POD: 1 SHINGLE CREEK > PINE HOLLOW
SW 1/4 SW 1/4 Section 28T 12.00S R 24.00E WM
Wheeler County
4.55 A for MULTIPLE PURPOSE (est.)

POD: 2 SHINGLE CREEK > PINE HOLLOW
NE 1/4 SW 1/4 Section 28T 12.00S R 24.00E WM
Wheeler County
4.55 A for MULTIPLE PURPOSE (est.)

R-87410

CRAMMOND, DAR U.S. FISH AND WILDLIFE SERVICE 911 NE 11TH AVE 2W-EN PORTLAND,
OR 97232-4181
POD: 1 RUNOFF > LAKE CREEK
NW 1/4 SW 1/4 Section 20T 13.00S R 4.00W WM
Linn County
1.5 A for MULTIPLE PURPOSE (est.)

POD: 2 LAKE CREEK > WILLAMETTE RIVER
NE 1/4 SW 1/4 Section 20T 13.00S R 4.00W WM
Linn County
1.5 A for MULTIPLE PURPOSE (est.)

R-87411
CRAMMOND, DAR U.S. FISH AND WILDLIFE SERVICE 911 NE 11TH AVE 2W-EN PORTLAND,
OR 97232-4181

POD: 1 RUNOFF > LAKE CREEK
NW 1/4 SW 1/4 Section 20T 13.00S R 4.00W WM
Linn County
1.5 A for MULTIPLE PURPOSE (est.)

POD: 2 LAKE CREEK > WILLAMETTE RIVER
NE 1/4 SW 1/4 Section 20T 13.00S R 4.00W WM
Linn County
1.5 A for MULTIPLE PURPOSE (est.)

R-87412
CRAMMOND, DAR U.S. FISH AND WILDLIFE SERVICE 911 NE 11TH AVE 2W-EN PORTLAND,
OR 97232-4181

POD: 1 RUNOFF > LAKE CREEK
NE 1/4 SW 1/4 Section 20T 13.00S R 4.00W WM
Linn County
1.5 A for MULTIPLE PURPOSE (est.)

POD: 2 LAKE CREEK > WILLAMETTE RIVER
NE 1/4 SW 1/4 Section 20T 13.00S R 4.00W WM
Linn County
1.5 A for MULTIPLE PURPOSE (est.)

R-87413
CRAMMOND, DAR U.S. FISH AND WILDLIFE SERVICE 911 NE 11TH AVE 2W-EN PORTLAND,
OR 97232-4181

POD: 1 RUNOFF > LAKE CREEK
SW 1/4 NW 1/4 Section 20T 13.00S R 4.00W WM
Linn County
2.5 A for MULTIPLE PURPOSE (est.)

POD: 2 LAKE CREEK > WILLAMETTE RIVER
NE 1/4 SW 1/4 Section 20T 13.00S R 4.00W WM
Linn County
2.5 A for MULTIPLE PURPOSE (est.)

R-87414
CRAMMOND, DAR U.S. FISH AND WILDLIFE SERVICE 911 NE 11TH AVE 2W-EN PORTLAND,
OR 97232-4181

POD: 1 RUNOFF > LAKE CREEK
NE 1/4 SW 1/4 Section 20T 13.00S R 4.00W WM
Linn County
1.0 A for MULTIPLE PURPOSE (est.)

POD: 2 LAKE CREEK > WILLAMETTE RIVER
NE 1/4 SW 1/4 Section 20T 13.00S R 4.00W WM
Linn County
1.0 A for MULTIPLE PURPOSE (est.)

R-87415
CRAMMOND, DAR U.S. FISH AND WILDLIFE SERVICE 911 NE 11TH AVE 2W-EN PORTLAND,
OR 97232-4181

POD: 1 RUNNOFF > LAKE CREEK
NW 1/4 SW 1/4 Section 20T 13.00S R 4.00W WM
Linn County
0.5 A for MULTIPLE PURPOSE (est.)

POD: 2 LAKE CREEK > WILLAMETTE RIVER
NE 1/4 SW 1/4 Section 20T 13.00S R 4.00W WM
Linn County
0.5 A for MULTIPLE PURPOSE (est.)

R-87416
CRAMMOND, DAR U.S. FISH AND WILDLIFE SERVICE 911 NE 11TH AVE 2W-EN PORTLAND,
OR 97232-4181

POD: 1 RUNOFF > LAKE CREEK
SW 1/4 NW 1/4 Section 20T 13.00S R 4.00W WM
Linn County
3.5 A for MULTIPLE PURPOSE (est.)

POD: 2 LAKE CREEK > WILLAMETTE RIVER
NE 1/4 SW 1/4 Section 20T 13.00S R 4.00W WM
Linn County
3.5 A for MULTIPLE PURPOSE (est.)

R-87417
CRAMMOND, DAR U.S. FISH AND WILDLIFE SERVICE 911 NE 11TH AVE 2W-EN PORTLAND,
OR 97232-4181

POD: 1 RUNOFF > LAKE CREEK
NW 1/4 SW 1/4 Section 20T 13.00S R 4.00W WM
Linn County
4.5 A for MULTIPLE PURPOSE (est.)

POD: 2 LAKE CREEK > WILLAMETTE RIVER
NE 1/4 SW 1/4 Section 20T 13.00S R 4.00W WM
Linn County
4.5 A for MULTIPLE PURPOSE (est.)

R-87332
VOIGT, PAT RICCO RANCH PO BOX 397 PRAIRIE CITY, OR 97869

POD: 1 UNNAMED STREAM > DIXIE CREEK
NE 1/4 SW 1/4 Section 24T 12.00S R 33.00E WM
Grant County
1.3 A for MULTIPLE PURPOSE

R-87333
VOIGT, PAT RICCO RANCH PO BOX 397 PRAIRIE CITY, OR 97869

POD: 1 UNNAMED STREAM > DIXIE CREEK
SE 1/4 NE 1/4 Section 24T 12.00S R 33.00E WM
Grant County
3.0 A for MULTIPLE PURPOSE

R-87334

VOIGT, PAT RICCO RANCH PO BOX 397 PRAIRIE CITY, OR 97869

POD: 1 SLAUGHTER HOUSE GULCH > JOHN DAY RIVER

SE 1/4 SW 1/4 Section 19T 12.00S R 34.00E WM

Grant County

4.0 A for MULTIPLE PURPOSE

R-87335

VOIGT, PAT RICCO RANCH PO BOX 397 PRAIRIE CITY, OR 97869

POD: 1 SLAUGHTER HOUSE GULCH > JOHN DAY RIVER

SE 1/4 SW 1/4 Section 19T 12.00S R 34.00E WM

Grant County

6.75 A for MULTIPLE PURPOSE

Water Right Cancellations

ORS 540.621 authorizes the Director to issue an order canceling a perfected and developed water right whenever the owner certifies under oath that the right has been abandoned and requests a cancellation of the right.

The Department has received affidavits from owners of land to which a water right is appurtenant stating the owner has abandoned the water right, and requesting that the Department cancel portions of the right appurtenant to the land.

The Department proposes to issue orders canceling all or a portion of the following water right(s):

COUNTY:	HOOD RIVER
WATER RIGHT CERTIFICATE:	74304, IN THE NAME OF FARMERS IRRIGATION DISTRICT
PRIORITY DATE:	JULY 16, 1969
SOURCE:	HOOD R > COLUMBIA R
LANDOWNER:	FARMERS IRRIGATION DISTRICT
ADDRESS:	1985 COUNTRY CLUB ROAD, HOOD RIVER, OR 97031
USE:	SUPPLEMENTAL IRRIGATION
QUANTITY:	7.5 CFS
ACRES:	1853.7
LOCATION:	MIDDLE DISTRICT

**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 September 08, 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-73065
Permit Number: S-53103
LEA, WILLIAM ; JUDITH LEA
PO BOX 6699
BROOKINGS, OR 97415
Curry County
UNNAMED STREAM > WINCHUCK RIVER
A SPRING > WINCHUCK RIVER
MAXIMUM CUMULATIVE TOTAL 0.028 CFS, BEING 0.024 CFS FROM STREAM & 0.009 CFS
FROM SPRING
DOMESTIC USE INCLUDING THE IRRIGATION OF 1/2 ACRE LAWN AND NONCOMMERCIAL
GARDEN FOR ONE HOUSEHOLD, IRRIGATION OF 54.4 ACRES AND STOCK WATERING
October 1, 2015

Application Number: G-7563
Permit Number: G-7029
CITY OF FAIRVIEW
PO BOX 337
CITY HALL FAIRVIEW, OR 97024
Multnomah County
A WELL > FAIRVIEW CREEK
2.2 CFS
MUNICIPAL USES
October 1, 2040

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 September 08, 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)

TIM TARPLY/DONG KUEN CHAEY
APPLICATION NUMBER: S-72927 PERMIT NUMBER: S-51613
POLK COUNTY
AN UNNAMED STREAM AND RESERVOIRS A, B, C, D, E, F, G, H, I AND J CONSTRUCTED
UNDER PERMIT R-11548, TRIBUTARIES OF SALT CREEK
IRRIGATION OF 79.3 ACRES AND RECREATION

TIM TARPLY/DONG KUEN CHAEY
APPLICATION NUMBER: S-72926 PERMIT NUMBER: S-11548
POLK COUNTY
AN UNAMMED STREAM, TRIBUTARY OF SALT CREEK
TO BE APPROPRIATED UNDER PERMIT S-51613, FOR RECREATION AND
IRRIGATION

LARRY J. & JOAN A. SEES
APPLICATION NUMBER: G-12871 PERMIT NUMBER: G-12527
KLAMATH COUNTY
TWO WELLS (AS AMENDED BY PERMIT AMENDMENT T-10970/11029, 11/18/2010),
WITHIN SPRAGUE RIVER BASIN
IRRIGATION OF 309.24 ACRES

PATRICK & HEDY VOIGT
APPLICATION NUMBER: S-69180 PERMIT NUMBER: S-52442
GRANT COUNTY
VINEGAR CREEK AND CLEAR CREEK, TRIBUTARIES TO THE MIDDLE FORK JOHN
DAY RIVER; AND MIDDLE FORK JOHN DAY RIVER, TRIBUTARY TO THE NORTH
FORK JOHN DAY RIVER
IRRIGATION OF 106.0 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 August 23, 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-1373
TOWN OF LEXINGTON
FOLLETT, TIM
PO BOX 416
LEXINGTON, OR 97839
POD: 1 A WELL > WILLOW CR
SW 1/4 NW 1/4 Section 27 T 1.00S R 25.00E WM
Morrow County
0.168 C for GENERAL CONSTRUCTION OR MAINTENANCE

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 September 08, 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: WALLOWA
Transfer: 11275
Water Right: CERT 3088
Priority Date: DECEMBER 31, 1881
Name: CITY OF LOSTINE; KRAG NORTON
Address: PO BOX 181, LOSTINE OR 97857
Change: STG
Source: LOSTINE RIVER

County: UMATILLA
Transfer: 11276
Water Right: CERT 83197
Priority Date: JUNE 7, 1994
Name: WESLEY & DONNA BOYER
Address: 32127 MYRTLWOOD LN, HERMISTON OR 97838
Change: APOA
Source: A WELL

County: JACKSON
Transfer: 11277
Water Right: CERT 86997
Priority Date: JULY 28, 1955
Name: GEORGE & HENDRIKA NEARY, TRUSTEES
C/O CLEMENT J KONG ESQ
2430 J STREET, SACRAMENTO CA 95816
Change: APOD
Source: ROGUE RIVER

County: WASCO
Transfer: 11278
Water Right: CERT 56174
Priority Date: APRIL 25, 1972
Name: MONTE & JAN WASSON
Address: 6088 EIGHTMILE RD, THE DALLES OR 97058
Change: 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 September 08, 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-8420 filed by Flat Iron Ranch, LLC, 52734 Reedsford Road, Myrtle Creek, Oregon 97458, Scott and Margie Runels, P.O. Box 39, Fort Rock, Oregon 97735, and Jerry and Linda Newman, P.O. Box 761, Christmas Valley, Oregon 97641, proposes a change in points of appropriation and a change in places of use under Certificates 75826, 83291, 83581, and 83582. Certificate 75826 allows the use of 0.06 cubic foot per second (cfs) (priority date January 13, 1981) from Well 1 in Sec. 3, T 26 S, R 16 E, W.M. (Fort Rock Basin) for irrigation in Sec. 3. The applicant proposes to change the place of use within Sec. 3, T 26 S, R 16 E, W.M. Certificate 83291 allows the use of 1.26 cfs (priority date April 27, 1983) from a well in Sec. 6, T 26 S, R 16 E, W.M. (Christmas Valley Basin) for irrigation in Sec. 6. The applicant proposes to move the point of appropriation approximately 9.0 miles southeast to within Sec. 12, T 27 S, R 16 E, W.M. and to change the place of use to within Sec. 12, T 27 S, R 16 E, W.M. Certificate 83581 allows the use of 0.03 cfs (priority date January 13, 1981) from Well 8 in Sec. 3, T 26 S, R 16 E, W.M. (Fort Rock Basin) for irrigation in Sec. 3. The applicant proposes to change the place of use within Sec. 3, T 26 S, R 16 E, W.M. Certificate 83582 allows the use of 0.11 cubic foot per second (cfs) (priority date January 13, 1981) from Well 8 in Sec. 3, T 26 S, R 16 E, W.M. (Fort Rock Basin) for irrigation in Sec. 3. The applicant proposes to move the point of appropriation approximately 7.5 miles

southeast to within Sec. 12, T 27 S, R 16 E, W.M. and to change the place of use to within Sec. 12, T 27 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-11185 filed by California Giant Inc, PO Box 1359, Watsonville, CA 95077, proposes changes in points of appropriation under Certificates 27304 and 30279. Certificate 27304 allows the use of 1.9 cubic feet per second (priority date September 26, 1950) from a well in Sec. 34, T 40 S, R 12 E, W.M. (Lost River Basin) for irrigation in Secs. 27 and 34, T 40 S, R 12 E, W.M. The applicant proposes to move the point of appropriation approximately 2750 feet north within Sec. 34.

Certificate 30279 allows the use of 0.3 cubic foot per second (priority date December 11, 1957) from a well in Sec. 34, T 40 S, R 12 E, W.M. (Lost River Basin) for supplemental irrigation in Sec. 34.

The applicant proposes to move the point of appropriation approximately 2750 feet south within Sec. 34. The Water Resources Department has concluded that the proposed transfer appears to be consistent with the requirements of ORS Chapter 540 and OAR 690-380-5000.

Transfer Applications: Permit Amendments

The holder of a water right permit may apply to change a point of diversion (POD) or appropriation (POA) or to change the place of use (POU) pursuant to ORS 537.211 (4).

Notice is given that the following applications for Permit Amendments have been received by the Department. If the proposed change in point of diversion or appropriation is for a distance greater than 1/4 mile or includes intervening diversion points, notice also will be published in a local newspaper.

County:	GILLIAM
Transfer:	11115
Water Right:	PERMIT S 35058
Priority Date:	DECEMBER 1, 1970
Name:	CITY OF ARLINGTON
Address:	PO BOX 68, ARLINGTON OR 97812
Change:	POD
Source:	COLUMBIA RIVER

OREGON WATER RESOURCES DEPARTMENT



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

PUBLIC NOTICE OF WATER USE REQUESTS

August 9, 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.)