

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A  
Salem OR 97301

## PUBLIC NOTICE OF WATER USE REQUESTS

March 6, 2012

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

This publication lists agency activities requiring public notice. It also describes public comment processes and deadlines. Types of water use requests in this week's Public Notice include:

- \* **Permit Application Initial Reviews, Proposed Final Orders, and Final Orders**  
Applications for permits to use, store, divert or pump surface water or groundwater. Includes applications by the state Departments of Fish & Wildlife, Environmental Quality or Parks and Recreation for water to be used and kept in-channel.
- \* **Applications for Extensions of Time to Perfect Water Right Permits**  
New applications received and proposed final orders regarding requests to extend time limits to fully develop water use projects and beneficially apply water.
- \* **Applications for Limited Licenses**  
Requests to use water for 5 years or less. Licenses are subordinate to other rights and may be revoked if a use is found to injure other water right holders.
- \* **Application for Instream Lease**  
Application by water right holder to lease existing water rights to instream use.
- \* **Transfer Applications: Regular**  
Requests to change point of diversion or appropriation, place of use, or character of use upon which the public may comment. The changes may be proposed in an application for a transfer (including instream or historic POD), an exchange, or a substitution.
- \* **Transfer Preliminary Determinations**  
Requests to change point of diversion or appropriation, place of use, and character of use upon which the public may protest the application and Department's preliminary determination.
- \* **Transfer Applications: Permit Amendments**  
Requests to amend permits.
- \* **District Permanent Transfers (ORS 540.580)**  
Petitions requesting transfers in place of use within a district's boundaries.
- \* **Water Management and Conservation Plans Progress Reports**  
Water management and conservation plan progress reports submitted by municipalities under provisions of OAR Chapter 690, Division 86.
- \* **Renewal of Aquifer Storage and Recovery (ASR) Limited Licenses**  
Requests to renew ASR Limited Licenses for 5 years or less.

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 "Kim.R.French-Gorski@wrд.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, April 05, 2012.** 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, April 20, 2012.**

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 days: March 23, 2012, May 25, 2012, August 17, 2012, October 19, 2012, November 23, 2012, January 18, 2013, April 19, 2013 and May 24, 2013.

## 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:**

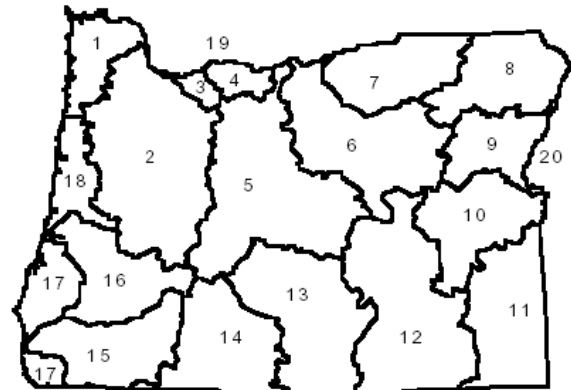
- \* Type of use (see abbreviations below)

**BASINS:**

- |   |   |
|---|---|
| <ul style="list-style-type: none"> <li>1. North Coast</li> <li>2. Willamette</li> <li>3. Sandy</li> <li>4. Hood</li> <li>5. Deschutes</li> <li>6. John Day</li> <li>7. Umatilla</li> <li>8. Grande Ronde</li> <li>9. Powder</li> <li>10. Malheur</li> </ul> | <ul style="list-style-type: none"> <li>11. Owyhee</li> <li>12. Malheur L.</li> <li>13. Goose/Summer L.</li> <li>14. Klamath</li> <li>15. Rogue</li> <li>16. Umpqua</li> <li>17. S. Coast</li> <li>18. Mid-Coast</li> <li>19. Columbia</li> <li>20. Snake</li> </ul> |
|---|---|

**Commonly used "Type 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            |



App#	Basin Source	Township/Range	County	Priority	Quantity	Stage	Status
<a href="#">G-17494</a>	WILLIAMS, CRAIG 1551 OAK AVE SAINT HELENA, CA 94574						IR 2
2	DRAIN TILE > BRUSH COLLEGE CREEK	7.00S 3.00W 7 NENW	Polk	10/17/2011	9.0A		
Uses:	IR ST						
<a href="#">G-17495</a>	WILLIAMS, CRAIG 1551 OAK AVE SAINT HELENA, CA 94574						IR 2
2	A WELL > BRUSH COLLEGE CREEK	7.00S 3.00W 7 NENW	Polk	10/17/2011	0.4C		
Uses:	IS						
<a href="#">G-17482</a>	ZELLER, MARIE D. 1132 SW 19TH AVE 504 AND 505 PORTLAND, OR 97205 ZELLER, NORMAN K. 1132 SW						IR 2
2	A WELL > RYAN CREEK	4.00S 1.00W 8 NWSW	Marion	08/19/2011	0.445C		
Uses:	DO IR						
<a href="#">G-17528</a>	RIGGS, MICHAEL 558 W BLACK ROCK DR MERIDIAN, ID 83646 ROCKIN R CATTLE CO. LLC PO BOX 550 ME						IR 2
10	A WELL > WILLOW CREEK	15.00S 43.00E 32 SWSW	Malheur	01/25/2012	1.39C		
Uses:	IR IS						
<a href="#">G-17478</a>	PATTON, LOWELL E. PO BOX 85 16051 SE HWY 224, DAMASCUS CLACKAMAS, OR 97015						IR 3
2	A WELL > CLACKAMAS RIVER	2.00S 2.00E 13 NESE	Clackamas	07/01/2011	0.111C		
Uses:	IR IS						
<a href="#">G-17506</a>	GRIFFITH, GLEN 76768 HWY 74 IONE, OR 97843						IR 2
7	A WELL > WILLOW CREEK	3.00N 22.00E 12 NWNE	Gilliam	11/22/2011	11.6C		
Uses:	IR IS						
<a href="#">G-17490</a>	GIESBRECHT, DONNA L. 445 E WASHINGTON ST BURNS, OR 97720 GIESBRECHT, TERRILL K. 445 E WASHI						IR 2
12	A WELL > EAST FORK SILVIES RIVER	24.00S 32.00E 12 SWNW	Harney	09/28/2011	1.0C		
Uses:	IR						
<a href="#">G-17487</a>	HOLTHOUSE, DIANE 25039 HWY 395 S CANYON CITY, OR 97820 HOLTHOUSE, LEO 25039 HWY 395 S CANYO						IR 2
6	A WELL > CANYON CREEK	14.00S 31.00E 25 SWNW	Grant	09/08/2011	0.033C		
Uses:	IR						

App#	Basin Source	Township/Range	County	Priority	Quantity	Stage	Status
<a href="#">G-17496</a>	BONANZA SCHOOL 31610 MISSION ST BONANZA,	OR 97623	KLAMATH COUNTY	SCHOOL DISTRICT 10501	WASH	IR	2
14	A WELL > LOST RIVER	39.00S 11.00E 10 SWNW	Klamath	10/19/2011	0.445C	(est)	
14	A WELL > LOST RIVER	39.00S 11.00E 10 SWNW	Klamath	10/19/2011	0.445C	(est)	
Uses: GT							
<a href="#">R-87729</a>						PFO	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 NWNW	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							

## Permit Application Final Orders

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

Application	Basin	County	Priority	Company	Name	FO Date
<a href="#">G-17466</a>	2	MARI	05/24/2011		PAUL ROTH	02/27/2012
<a href="#">R-87740</a>	15	JACK	07/28/2011		ROBERT MURPHY	02/27/2012
<a href="#">R-87745</a>	15	JACK	08/17/2011		JONATHAN GRAY	02/27/2012
<a href="#">G-16955</a>	5	CROO	11/05/2007	BBS HOLDINGS LLC	JASON BRONSON	02/29/2012
<a href="#">G-17473</a>	2	YAMH	06/21/2011	FOXGLOVE PROPERTIES LLP		02/29/2012
<a href="#">R-87766</a>	2	WASH	11/08/2011	NIKE INC.		02/29/2012
<a href="#">S-87601</a>	16	DOUG	08/04/2010		WINIFRED MCLELLAN	02/29/2012

**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 April 05, 2012.** 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-15211  
Permit Number: G-15145  
THREEMILE FARMS LLC  
75906 THREEMILE RD  
BOARDMAN, OR 97818  
Morrow Count  
THREE DRAIN TILES > WILLOW CREEK  
5.57 CFS  
AGRICULTURE USES  
October 1, 2018

Application Number: G-16252  
Permit Number: G-15843  
GRANDE RONDE SEED FARM  
R D OFFUTT CO  
PO BOX 909  
LA GRANDE, OR 97850  
Union County  
A WELL > MCALISTER SLOUGH  
0.891 CFS  
SUPPLEMENTAL IRRIGATION ON 38.78 ACRES  
October 1, 2018



Application Number: G-15165  
Permit Number: G-14026  
WHITBY BROTHERS LAND AND LIVESTOCK LLC  
62 W JUNIPER RD  
MESA, WA 99343  
Harney County  
THREE WELLS > MALHEUR LAKE  
6.60 CFS  
IRRIGATION ON 528.0 ACRES  
October 1, 2017

## **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 April 20, 2012.** There is no fee for submission of comments. The protest filing fee is \$300 for the applicant and \$600 for non-applicants. Detailed requirements for filing a protest will be sent with copies of the PFO.

#### **1.) OAR-690-315**

County of Use:	Marion
Application File Number:	S-86404
Permit Number:	S-54271
Applicant:	KRAEMER, PAUL
Address:	PO BOX 930 MOUNT ANGEL, OR 97362
River Basin:	Willamette Basin
Water Source:	ABIQUA CREEK > PUDDING RIVER
Authorized Use of Water:	NURSERY USES ON 125.8 Acres
Maximum Diversion/ Appropriation Rate:	1.57 CFS

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 2010 to October 1, 2020.

County of Use:	Marion
Application File Number:	G-16518
Permit Number:	G-16230
Applicant:	KRAEMER, PAUL
Address:	PO BOX 930 MOUNT ANGEL, OR 97362
River Basin:	Willamette Basin
Water Source:	TWO WELLS > ABIQUA CREEK
Authorized Use of Water:	NURSERY USES ON 89.1 Acres
Maximum Diversion/ Appropriation Rate:	0.067 CFS

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 2011 to October 1, 2021.

County of Use: Baker  
Application File Number: G-13512  
Permit Number: G-12525  
Applicant: SULLIVAN Z RANCH  
Address: 26151 HWY 245  
HEREFORD, OR 97837  
River Basin: Powder Basin  
Water Source: TWO WELLS > REEDS CREEK  
Authorized Use of Water: MINING  
Maximum Diversion/  
Appropriation Rate: 1.0 CFS

Recommendation: The department proposes to grant an extension of time for complete construction for the water system from October 1, 2008 to October 1, 2013; and grant an extension of time to apply water to full beneficial use from October 1, 2008 to October 1, 2014.

## 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 March 20, 2012, 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-1389

OREGON DEPARTMENT OF FISH AND WILDLIFE

DOINO, JAY

1495 EAST GREGORY ROAD

CENTRAL POINT, OR 97502

POD: 1 LITTLE BUTTE CR > ROGUE R

NE 1/4 SW 1/4 Section 7 T 36.00S R 1.00W WM

Jackson County

0.223 CFS for RIPARIAN HABITAT RESTORATION PROJECT

### 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 March 27, 2012.** 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 1197

Contact: LAURA WILKE at (503) 986-0884

Reach: FROM THE POD TO LAKE BILLY CHINOOK

Cert#	Permit	Priority	Use	Rate (cfs)	Duty (acf)	Source	Tributary to	Acres
Cert:82248	CF RR * S 49824	9/2/1986	IM	0.779	259.41	OCHOCO CREEK	CROOKED RIVER	86.5

County: Crook

Instream Lease Number: IL 1198

Contact: LAURA WILKE at (503) 986-0884

Reach: FROM THE POD 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	0.18	59.98	OCHOCO CREEK	CROOKED RIVER	20.0

## 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 April 05, 2012. 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: LINN  
Transfer: 11362  
Water Right: CERT 86470  
Priority Date: 1874  
Name: CITY OF ALBANY  
Address: PO BOX 490, ALBANY OR 97321  
Change: PLACE OF USE  
Source: BURKHART CREEK

County: JACKSON  
Transfer: 11363  
Water Right: CERT 82967  
Priority Date: 1852  
Name: OREGON DEPARTMENT OF TRANSPORTATION  
Address: 3500 STEWART PARKWAY, ROSEBURG OR 97470-1600  
Change: POINT OF DIVERSION; PLACE OF USE  
Source: NEIL CREEK

## 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 April 05, 2012, 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, P.O. Box 428, Myrtle Point, 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-11284 filed by City of Sisters, PO Box 39, Sisters, OR 97759, proposes an additional point of appropriation and change in place of use under Certificate 66520. The right allows the use of 1.78 cubic feet per second from a well in Sec. 9, T 15 S, R 10 E, W.M. for municipal use in Sec. 4, 5, 8, 9. The applicant proposes an additional point of appropriation in Sec. 4 and to change the place of use to Sec. 4, 5, 6, 8, 9. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-11107, filed by Michael F. Locati, PO Box 327 Walla Walla, WA 99362, proposes to change the point of appropriation under Certificate 83916. The right allows the use of 0.034 cubic foot per second from a well in Sec. 17, T 6 N, R 35 E, W.M. for irrigation in Sec. 17. The applicant proposes to move the point of appropriation in Sec. 17. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-6942 filed by The Children's Course, 19825 River Road, Gladstone, OR 97027, proposes change in point of appropriation and place of use under Certificate 32511. The right allows the use of 0.21 cubic foot per second from a well in Sec. 30, T 2 S, R 2 E, W.M., for irrigation in Sec. 19 and 30. The applicant proposes to move the point of appropriation in Sec. 30 and to change the place of use within Sec. 19 and 30. The Water Resources Department proposes to approve the transfer, based on 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: MALHEUR  
Transfer: 11360  
Water Right: PERMIT G 16475  
Priority Date: MARCH 31, 2008  
Name: OREGON DEPARTMENT OF TRANSPORTATION  
Address: 1390 SE 1ST ST, ONTARIO OR 97914  
Change: POINT OF APPROPRIATION  
Source: A WELL

County: LINN  
Transfer: 11361  
Water Right: CERT G 16538  
Priority Date: JUNE 26, 2008  
Name: SMITH SEED SERVICES, LLC  
Address: 26890 POWERLINE RD, HALSEY OR 97348  
Change: ADDITIONAL POINT OF APPROPRIATION  
Source: A WELL

## **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 April 05, 2012. 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-2012-004  
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  
Acres: 1.20  
Authorized POU: T16S R14E SEC 17, T18S R12E SEC 03, T18S R14E SEC 07  
Proposed POU: T18S R15E SEC 07

## **Water Management and Conservation Plan Progress Reports**

Pursuant to OAR 690-086-0120(4) and (5), the Department is required to give notice of progress reports on Water Management and Conservation Plans.

Any person may review and comment on these progress reports. The Department requests that comments be submitted no later than 30 days after the date of this notice. Progress reports have been submitted by the following municipal supplier(s):

City of Albany

If you are interested in reviewing the document, it is available online for the next 30 days at:  
<http://filepickup.wrd.state.or.us/files/Publications/WMCP/Plans%20on%20Public%20Notice/>

For information please contact Bill Fujii at 503 986-0887 or [william.h.fujii@wrđ.state.or.us](mailto:william.h.fujii@wrđ.state.or.us)

**Renewal of Aquifer Storage and Recovery (ASR) Limited Licenses**  
**(OAR 690-350-020(5)(c))**

Aquifer storage and recovery (ASR) means the storage of water from a separate source that meets drinking water standards in a suitable aquifer for later recovery and not having as one of its primary purposes the restoration of the aquifer (ORS 537.531). The use of water for ASR testing purposes requires a limited license pursuant to ORS 537.534. The requirements and procedures of an ASR limited license are different than those for limited licenses pursuant to ORS 537.143. Only after completion of an ASR testing program under a limited license may an applicant apply for a permanent ASR permit. **Public comments must be submitted on or before April 05, 2012.** Following the public comment period, the Department may request additional information regarding the renewal request, renew the limited license, renew the limited license with additional conditions, or deny the request.

An ASR Limited License may be renewed if the applicant demonstrates to the Director's satisfaction that further testing is necessary and that the applicant complied with the terms of the limited license. The standards, findings and process used in the license renewal process shall be as provided in OAR 690-350-0020. The Director may renew an ASR Limited License for a term of not more than 5 years.

CLAC

ASR LL #012  
Renewal

Sunrise Water Authority  
Tim Jannsen, Senior Engineer  
10602 SE 129<sup>th</sup> Ave  
Happy Valley, OR 97086

The license holder requests to renew the existing ASR limited license for 5 years.

**CURRENTLY AUTHORIZED**

Diversion of 3,750 gpm from the Clackamas River, tributary of the Willamette River, using authorizations of Permits S-43170 as amended by Special Order, S-46120 as amended by Special Order, S-35297 as amended by Special Order and Certificates 84072, 37794 and 79899.  
Storage of up to 600 million gallons in a deep alluvial aquifer within the Troutdale Formation  
Maximum injection of 750 gpm per well at up to five wells  
Maximum withdrawal of 1,100 gpm per well at up to five wells  
For municipal use

Clackamas River POD: T2S, R2E, Section 16 and 30  
ASR Wells: T2S, R2E, Section 1, 10, and 12 and T2S, R3E Section 6

# **OREGON WATER RESOURCES DEPARTMENT**



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

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

March 6, 2012

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"):

Mail me the order  
(payment enclosed)\*

### **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.)