

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
March 27, 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*

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.
- * **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.
- * **Municipal Permit Extension Applications Referred to Oregon Department of Fish and Wildlife for Review (OAR 690- 315-0080)**

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@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, April 26, 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, May 11, 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

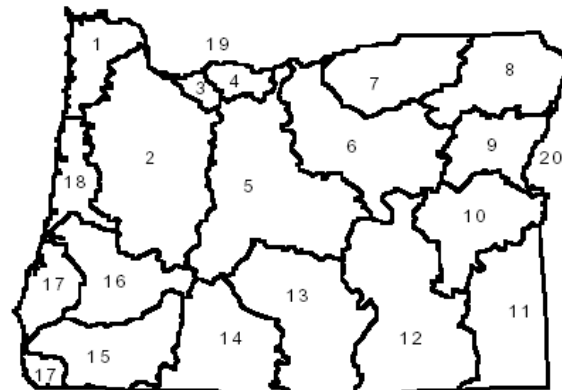
THIRD LINE:

- * Type of use (see abbreviations below)

BASINS:	
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

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
G-17527	BOWEN, JUSTIN 55288 HWY 78 BURNS, OR 97720	BOWEN, JUSTON 55288 HWY 78 BURNS, OR 97720	BOWEN, JUSTON 55288 HWY 78 BURNS, OR 97720	BOWEN, JUSTON 55288 HWY 78 BURNS, OR 97720	BOWE		IR 2
12	A WELL > MALHEUR LAKE	25.00S 33.00E 36 SESW	Harney	01/26/2012	3.34C		
Uses:	IR						
G-17536	HARRISON, HOMER L. PO BOX 551 MOUNT VERNON, OR 97865	HARRISON, JEANNETTE E. PO BOX 551 MOUN	HARRISON, JEANNETTE E. PO BOX 551 MOUN	HARRISON, JEANNETTE E. PO BOX 551 MOUN			IR 2
6	A WELL > DRY CREEK	13.00S 29.00E 23 SENW	Grant	02/15/2012	0.86C		
6	A WELL > DRY CREEK	13.00S 29.00E 23 SENW	Grant	02/15/2012	0.11C		
Uses:	IR IS						
S-87762	ELIAS, PAUL PO BOX 638 MCMINNVILLE, OR 97128	ELLIS, CHRISTY PO BOX 339 416 FERRY ST DAYTON,	ELLIS, CHRISTY PO BOX 339 416 FERRY ST DAYTON,	ELLIS, CHRISTY PO BOX 339 416 FERRY ST DAYTON,			PFO 2
2	WILLAMETTE RIVER > COLUMBIA RIVER	4.00S 3.00W 27 NWNE	Yamhill	11/02/2011	44.18C		
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
R-87749	16	DOUG	08/24/2011		ARTHUR WOODY	03/15/2012
R-87745	15	JACK	08/17/2011		JONATHAN GRAY	03/20/2012

**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 26, 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: S-72155
Permit Number: S-51824
STARR, STANLEY
5869 NW SPRINGHILL DR
ALBANY, OR 97321
Linn County
WILL BASIN PROJ RS > WILLAMETTE RIVER
306.5 AF
IRRIGATION ON 122.5 ACRES
October 1, 2013

Application Number: G-16768
Permit Number: G-169339
KENNEDY, BRIAN
PO BOX 221
ODELL, OR 97044
Wasco County
A WELL > PINE HOLLOW
0.91 CFS
SUPPLEMENTAL IRRIGATION ON 73.1 ACRES
October 1, 2016

Application Number: G-15764
Permit Number: G-15430
CHEYNE BROTHERS LLC
PO BOX 49
MALIN, OR 97623
Klamath County
A WELL > MILLS CREEK
2.52 FSC
SUPPLEMENTAL IRRIGATION ON 202.0 ACRES
October 1, 2014

Application Number: R-72499
Permit Number: R-11476
WAND, LOREN AND DEBRA
PO BOX 834
LINCOLN CITY, OR 97367
Lincoln County
UNNAMED STREAM > SCHOONER CREEK
2.75 AF
DOMESTIC USE FOR ONE FAMILY, FISH CULTURE AND IRRIGATION OF 15.0 ACRES
October 1, 2017

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 April 10, 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-1394

HILLSBORO LANDFILL INC

WITTENBRINK, MICHELLE

7227 NE 55TH AVE

PORTLAND, OR 97218

POD: 1 A WELL > TUALATIN R
NE 1/4 SW 1/4 Section 7 T 1.00S R 2.00W WM
Washington County
0.2875 CFS for INDUSTRIAL/MANUFACTURING USES

POD: 2 A WELL > TUALATIN R
NE 1/4 SW 1/4 Section 7 T 1.00S R 2.00W WM
Washington County
0.2875 CFS for INDUSTRIAL/MANUFACTURING USES

Applications for Instream Lease

ORS 537.348 authorizes a water right holder to lease their existing water right(s) to instream use for a limited time. For the term of the lease, the water right holder agrees to suspend use of water under the original right. The state is the trustee for water rights leased for instream use. OAR 690-077-0077 requires that the Department public notice the lease applications.

The deadline for submitting claims of injury to existing water rights or enlargement of the original right against a lease application is April 17, 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 1199

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

** Lessor **
HOLTZAPPLE, TERRY
4600 NE MCKAY CREEK RD
PRINEVILLE, OR 97754

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:67122 OR *	S 41933	5/23/1977	IR	0.31	50.0	MCKAY CREEK	CROOKED RIVER	12.5

County: Jefferson
Instream Lease Number: IL 1200

** Lessor **
STILLS, LORNE
P.O. BOX 317
CULVER, OR 97734

** Lessee **
DESCHUTES RIVER CONSERVANCY
700 NW HILL ST
BEND, OR 97701
Contact: LAURA WILKE at (503) 986-0884

Reach: FROM THE POD TO MUD SPRINGS CREEK AND ON TO THE MOUTH OF TROUTH CREEK

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:48824	OR * S 39650	10/31/1974	IR	2.217	883.87	MUD SPRINGS CREEK	TROUT CREEK	147.8

County: Marion
Instream Lease Number: IL 1201

** Lessor **
CITY OF SALEM; PARK OPERATIONS
555 LIBERTY STREET SE
SALEM, OR 97301
Contact: KODY THURGOOD at 503-986-0892

Reach: AT THE POD

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:28930	OR * S 26424	10/14/1959	IR	0.077	15.5	PETTIJOHN CREEK	WILLAMETTE RIVER	6.2

Reach: AT THE POD

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:28931	OR * S 26779	5/23/1960	IR	0.109	21.75	WILLAMETTE RIVER	COLUMBIA RIVER	8.7

Reach: AT THE POD

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:79837	OR * S 32148	6/16/1967	IR	0.295	59.0	WILLAMETTE RIVER	COLUMBIA RIVER	7.8

County: Umatilla
Instream Lease Number: IL 1202

** Lessor **

THE SHUMWAY CONSERVANCY, LLC; C/O LINDSAY WINSOR
224 SE 20TH PLACE
MILTON-FREEWATER, OR 97862

** Lessee **

THE FRESHWATER TRUST; C/O NATASHA BELLIS
65 SW YAMHILL STREET, SUITE 200
PORTLAND, OR 97204
Contact: KODY THURGOOD at 503-986-0892

Reach: FROM THE POD TO A CONFLUENCE WITH THE WALLA WALLA RIVER AT APPROX RM 48.5 AND ON TO THE MOUTH

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:84974	CF *	12/31/1895	IR	0.83	225.15	COUSE CREEK	WALLA WALLA RIVER	6.8

County: Deschutes
Instream Lease Number: IL 1203

** Lessor **

CITY OF REDMOND
243 EAST ANTLER AVE
REDMOND, OR 97756

** Lessee **

DESCHUTES RIVER CONSERVANCY MITIGATION BANK
PO BOX 1560
BEND, OR 97709

** Lessor **

CENTRAL OREGON IRRIGATION DISTRICT

1055 SW LAKE COURT

REDMOND, OR 97756

Contact: LAURA WILKE at (503) 986-0884

Reach: FROM POD#11 TO LAKE BILLY CHINOOK

Cert#	Permit	Priority	Use	Rate (cfs)	Duty (acf)	Source	Tributary to	Acres
Cert:83571	CF RR CR *	10/31/1900	MU	0.17	54.5	DESCHUTES RIVER	COLUMBIA RIVER	10.0

County: Crook

Instream Lease Number: IL 1204

** Lessee **

DESCHUTES RIVER CONSERVANCY MITIGATION BANK

700 NW HILL ST

BEND, OR 97701

** Lessor **

BUTLER RANCH INC.

5294 NW LONE PINE RD

TERREBONNE, OR 97760

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:87331	RR * S 17167	7/23/1946	IR, IS	0.71	144.0	CROOKED RIVER	DESCHUTES RIVER	36.0

Instream Lease Number: IL 1205

** Lessor **

MEDFORD IRRIGATION DISTRICT

PO BOX 70

JACKSONVILLE, OR 97530

Contact: KODY THURGOOD at 503-986-0892

Reach: FROM THE POD TO A CONFLUENCE OF THE NORTH AND SOUTH FORKS OF LITTLE BUTTE CREEK AT APPROXIMATELY RIVER MILE 17 TO THE MOUTH OF LITTLE BUTTE CREEK

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:83381	RR * E 19	7/23/1909	IR	1.36	609.8	N FORK LITTLE BUTTE CREEK	LITTLE BUTTE CREEK	135.5

County: Douglas
Instream Lease Number: IL 1206

** Lessor **
JUDD, CLAYTON
4181 HUBBARD CREEK ROAD
UMPQUA, OR 97486

** Lessor **
JUDD, MYRNA
4181 HUBBARD CREEK RD
UMPQUA, OR 97486-9604

** Lessor **
TUSTIN, RICHARD
WINCHESTER, OR 97495

** Lessor **
TUSTIN, ANGELA
WINCHESTER, OR 97495
Contact: KODY THURGOOD at 503-986-0892

Reach: AT THE POD TO RIVER MILE 28

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:64414	CF * S 28852	5/28/1963	IR	0.03	6.25	UMPQUA RIVER	PACIFIC OCEAN	2.5

Reach: FROM THE POD TO RM 28

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:52976	RR * S 28852	5/28/1963	IR	0.205	41.0	UMPQUA RIVER	PACIFIC OCEAN	16.4

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 26, 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: CROOK
Transfer: 11373
Water Right: CERT 2734, 83850
Priority Date: 1911, 1914
Name: BUTLER RANCH INC.
Address: 5294 NW LONE PINE RD, PRINEVILLE OR 97760
Change: PLACE OF USE
Source: CROOKED RIVER

County: BENTON
Transfer: 11374
Water Right: CERT 41975
Priority Date: APRIL 2, 1969
Name: JASON BRADFORD/VITAL FARMLAND LP
Address: 1330 NW 29TH ST, CORVALLIS, OR 97330
Change: POINT OF DIVERSION
Source: MARYS RIVER

County: KLAMATH
Transfer: 11375
Water Right: CERT 10900, 10901, 8679, 42822
Priority Date: 1891, 1898, 1928, 1971
Name: JACOX RANCHES OREG LTD
Address: 1945 MORNING GROVE COURT, RENO, NV 89523
Change: PLACE OF USE; USE
Source: SEVENMILE CREEK, BLUE SPRINGS

County: DESCHUTES
Transfer: 11380
Water Right: CERT 86709
Priority Date: FEBRUARY 2, 1979
Name: BLACK BUTTE RANCH ASSOCIATION
Address: PO BOX 8000, BLACK BUTTE RANCH OR 97759
Change: ADDITIONAL POINT OF APPROPRIATION
Source: A WELL

County: DESCHUTES
Transfer: 11381
Water Right: CERT 85315
Priority Date: NOVEMBER 18, 1991
Name: BLACK BUTTE RANCH ASSOCIATION
Address: PO BOX 8000, BLACK BUTTE RANCH OR 97759
Change: ADDITIONAL POINT OF APPROPRIATION
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 April 26, 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-11286 filed by Jerry, Sr. and Sandra Solari, 20509 S Murphy Road, Ripon, CA 95366, proposes a change in point of appropriation under Certificate 37821. The right allows the use of 1.52 cubic feet per second from a well in Sec. 7, T 41 S, R 10 E, W.M. for irrigation in Sec. 7. The applicant proposes to move the point of appropriation approx. 2650 feet within Sec. 7. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-11297 filed by City of Veneta, PO Box 458, Veneta, OR 97487, proposes a point of appropriation change under Certificate 87206. The right allows the use of 0.20 cubic foot per second from a well in Sec. 31, T 17 S, R 5 W, W.M. for municipal uses in Sec. 31 and 32, T 17S, R 5 W; Sec. 36, T 17 S, R 6 W; Sec. 6, T 18 S, R 6 W; and Sec. 1, T 18 S, R 6 W. The applicant proposes to move the point of appropriation in Sec. 31, T 17 S, R 5 W. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-11091 filed by Rosedale Fruit Farm, LLC, 1250 State Rd., Mosier, OR 97040, proposes to change the point of appropriation under Certificate 84038. The right allows the use of 0.53 cfs, from a well within the Rowena Creek basin, located in Sec. 7, T2N, R12E, W.M., for irrigation in Sections 6, 7 and 8. The applicant proposes to change the point of appropriation to a new well within Sec. 7. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540, OAR 690-380-2110 and 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: DESCHUTES
Transfer: 11382
Water Right: CERT G 6796
Priority Date: JUNE 25, 1975
Name: BLACK BUTTE RANCH ASSOCIATION
Address: PO BOX 8000, BLACK BUTTE OR 97759
Change: ADDITIONAL POINT OF APPROPRIATION
Source: BLCK BUTTE RNCH WELL 2

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 26, 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 #N12.003
CERTIFICATE: 74146, 76106
PRIORITY DATE: 1907, 1961
NAME: TUMALO IRRIGATION DISTRICT
ADDRESS: 64697 COOK AVE., BEND, OR 97701
CHANGE: POU
SOURCE: TUMALO CREEK
ACRES: 5.35
AUTHORIZED POU: T16S R12E 18, T17S R11E 11
PROPOSED POU: T17S R11E 11

COUNTY: JACKSON
NOTICE OF DISTRICT
PERMANENT TRANSFER: NOTICE #07-2
CERTIFICATE: 79212; 83727
PRIORITY DATE: 5/23/1912, 7/31/1915, 9/6/1915, 9/6/1915, 6/8/1953
NAME: TALENT IRRIGATION DISTRICT
ADDRESS: PO BOX 4676, TALENT, OR 97540
CHANGE: POU
SOURCE: EMIGRANT CR, KEENE CR AND RESERVOIR, SODA CR, BEAVER CR
ACRES: 3.0
AUTHORIZED POU: T37S R1W 34
PROPOSED POU: T39S R1W 2

COUNTY: JACKSON
NOTICE OF DISTRICT
PERMANENT TRANSFER: NOTICE #08-1
CERTIFICATE: 83727
PRIORITY DATE: 9/6/1915, 6/8/1953
NAME: TALENT IRRIGATION DISTRICT
ADDRESS: PO BOX 4676, TALENT, OR 97540
CHANGE: POU
SOURCE: EMIGRANT CR, KEENE CR AND RESERVOIR, SODA CR, BEAVER CR
ACRES: 0.5
AUTHORIZED POU: T37S R1W 27
PROPOSED POU: T39S R1W 15

COUNTY: JACKSON
NOTICE OF DISTRICT
PERMANENT TRANSFER: NOTICE #09-6
CERTIFICATE: 79212, 83727
PRIORITY DATE: 5/23/1912, 8/20/1915, 7/31/1915, 9/6/1915, 6/8/1953
NAME: TALENT IRRIGATION DISTRICT
ADDRESS: PO BOX 4676, TALENT, OR 97540
CHANGE: POU
SOURCE: EMIGRANT CR, KEENE CR AND RESERVOIR, SODA CR, BEAVER CR
ACRES: 3.0
AUTHORIZED POU: T38S R1E 32
PROPOSED POU: T38S R1E 32

COUNTY: JACKSON
NOTICE OF DISTRICT
PERMANENT TRANSFER: NOTICE #10-1
CERTIFICATE: 79212, 83727
PRIORITY DATE: 5/23/1912, 8/20/1915, 7/31/1915, 9/6/1915, 6/8/1953
NAME: TALENT IRRIGATION DISTRICT
ADDRESS: PO BOX 4676, TALENT, OR 97540
CHANGE: POU
SOURCE: EMIGRANT CR, KEENE CR AND RESERVOIR, SODA CR, BEAVER CR
ACRES: 4.05
AUTHORIZED POU: T38S R1W 12
PROPOSED POU: T38S R1W 12

COUNTY: JACKSON
NOTICE OF DISTRICT
PERMANENT TRANSFER: NOTICE #11-1
CERTIFICATE: 79212, 83727
PRIORITY DATE: 5/23/1912, 8/20/1915, 7/31/1915, 9/6/1915, 6/8/1953
NAME: TALENT IRRIGATION DISTRICT
ADDRESS: PO BOX 4676, TALENT, OR 97540
CHANGE: POU
SOURCE: EMIGRANT CR, KEENE CR AND RESERVOIR, SODA CR, BEAVER CR
ACRES: 4.05
AUTHORIZED POU: T38S R2W 2
PROPOSED POU: T37S R2W 33, T38S 2W 4

COUNTY: JACKSON
NOTICE OF DISTRICT
PERMANENT TRANSFER: NOTICE #11-2
CERTIFICATE: 79212, 83727
PRIORITY DATE: 5/23/1912, 8/20/1915, 7/31/1915, 9/6/1915, 6/8/1953
NAME: TALENT IRRIGATION DISTRICT
ADDRESS: PO BOX 4676, TALENT, OR 97540
CHANGE: POU
SOURCE: EMIGRANT CR, KEENE CR AND RESERVOIR, SODA CR, BEAVER CR
ACRES: 0.22
AUTHORIZED POU: T38S R1W 23
PROPOSED POU: T39S R1W 14

COUNTY: JACKSON
NOTICE OF DISTRICT
PERMANENT TRANSFER: NOTICE #11-3
CERTIFICATE: 79212, 83727
PRIORITY DATE: 5/23/1912, 8/20/1915, 7/31/1915, 9/6/1915, 6/8/1953
NAME: TALENT IRRIGATION DISTRICT
ADDRESS: PO BOX 4676, TALENT, OR 97540
CHANGE: POU
SOURCE: EMIGRANT CR, KEENE CR AND RESERVOIR, SODA CR, BEAVER CR
ACRES: 0.23
AUTHORIZED POU: T38S R1W 10
PROPOSED POU: T38S R2W 2

COUNTY: JACKSON
NOTICE OF DISTRICT
PERMANENT TRANSFER: NOTICE #11-4
CERTIFICATE: 79212, 83727
PRIORITY DATE: 5/23/1912, 8/20/1915, 7/31/1915, 9/6/1915, 6/8/1953
NAME: TALENT IRRIGATION DISTRICT
ADDRESS: PO BOX 4676, TALENT, OR 97540
CHANGE: POU
SOURCE: EMIGRANT CR, KEENE CR AND RESERVOIR, SODA CR, BEAVER CR
ACRES: 10.88
AUTHORIZED POU: T38S R1W 3, 10
PROPOSED POU: T39S R1E 11, 14, 24

COUNTY: JACKSON
NOTICE OF DISTRICT
PERMANENT TRANSFER: NOTICE #11-5
CERTIFICATE: 79212, 83727
PRIORITY DATE: 5/23/1912, 8/20/1915, 7/31/1915, 9/6/1915, 6/8/1953
NAME: TALENT IRRIGATION DISTRICT
ADDRESS: PO BOX 4676, TALENT, OR 97540
CHANGE: POU
SOURCE: EMIGRANT CR, KEENE CR AND RESERVOIR, SODA CR, BEAVER CR
ACRES: 0.43
AUTHORIZED POU: T38S R1W 10
PROPOSED POU: T38S R2W 3

COUNTY: JACKSON
NOTICE OF DISTRICT
PERMANENT TRANSFER: NOTICE #12-1
CERTIFICATE: 79212, 83727
PRIORITY DATE: 5/23/1912, 8/20/1915, 7/31/1915, 9/6/1915, 6/8/1953
NAME: TALENT IRRIGATION DISTRICT
ADDRESS: PO BOX 4676, TALENT, OR 97540
CHANGE: POU
SOURCE: EMIGRANT CR, KEENE CR AND RESERVOIR, SODA CR, BEAVER CR
ACRES: 11.5
AUTHORIZED POU: T39S R1E 13
PROPOSED POU: T39S R2E 19

Pending Municipal Permit Extension Applications Sent to Oregon Department of Fish and Wildlife for Review

Consistent with OAR 690-315-0080 the Department must notify Oregon Department of Fish and Wildlife of certain pending municipal water use extension applications. If applicable under OAR 690-315-0080 any undeveloped portion of a municipal permit must be conditioned to maintain the persistence of listed fish species in the portions of waterways affected by water use under the permit. The following applications were referred to the Oregon Department of Fish and Wildlife on March 21, 2012.

Application File Number: S-51339
Permit Number: S-40699
Applicant: Tri City Water District
Water Source: South Umpqua River, tributary to the Umpqua River
Authorized Use of Water under Permit: Municipal

Application File Number:S-48374
Permit Number: S-35252
Applicant: City of Drain
Water Source: Bear Creek Reservoir, tributary to Elk Creek and the Umpqua River
Authorized Use of Water under Permit: Municipal

Application File Number: S-58356
Permit Number: S-44018
Applicant: City of Roseburg
Water Source: North Umpqua River, tributary to the Umpqua River
Authorized Use of Water under Permit: Municipal

Application File Number: S-29527
Permit Number: S-23210
Applicant: U.S. National Park Service; Crater Lake
Water Source: Wheeler Creek, Lost Creek and Kerr Notch Spring, all tributary to Sand Creek
Authorized Use of Water under Permit: Municipal

Application File Number: S-19574
Permit Number: S-15156
Applicant: U.S. National Park Service; Crater Lake
Water Source: Five Springs, all tributary to Munson Creek; Annie Spring, Cold Springs and Pole Bridge Creek, all tributary to Annie Creek; Annie Creek, tributary to the Wood River.
Authorized Use of Water under Permit: Municipal

Application File Number: S-58288
Permit Number: S-44066
Applicant: City of Sutherlin
Water Source: Calapooia Creek, tributary to the Umpqua River
Authorized Use of Water under Permit: Municipal

Application File Number: S-59416
Permit Number: S-44926
Applicant: City of Sutherlin
Water Source: North Umpqua River Reservoir, tributary to the Umpqua River
Authorized Use of Water under Permit: Municipal

Application File Number: S-44016
Permit Number: S-32426
Applicant: City of Sutherlin
Water Source: Cooper Creek and Cooper Creek Reservoir, tributary to the Umpqua River
Authorized Use of Water under Permit: Municipal

**OREGON
WATER
RESOURCES
DEPARTMENT**



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

PUBLIC NOTICE OF WATER USE REQUESTS
March 27, 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:

* 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.)