

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
April 17, 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.
- * **Alternate Reservoir Applications (ORS 537.409)**
Applications for storage permits for small ponds filed under a simplified review process.
- * **Applications for Extensions of Time to Perfect Water Right Permits**
New applications received and proposed final orders regarding requests to extend time limits to fully develop water use projects and beneficially apply water.
- * **Application for Instream Lease**
Application by water right holder to lease existing water rights to instream use.
- * **Transfer Preliminary Determinations**
Requests to change point of diversion or appropriation, place of use, and character of use upon which the public may protest the application and Department's preliminary determination.
- * **Transfer Applications: Temporary Transfers**
Requests to temporarily change place of use and, if necessary to convey the water to the new place of use, to temporarily change the point of diversion or appropriation.
- * **District Temporary Transfers (ORS 540.570)**
Applications requesting transfers in place of use within a district's boundaries.
- * **Ground Water Registration Modifications**
Applications requesting Department recognition of changes in point of appropriation, place of use and character of use under a ground water certificate of registration.
- * **Certificate Issuance**
Included in this section is a listing of recently issued water right certificates.

* **Application to Develop Hydroelectric Use**
The Department seeks public comment on the following application to develop hydroelectric use as part of an existing certificated water right (ORS 543.765).

* **Notice of Contested Case Hearing WR-12-001**

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 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, May 17, 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, June 01, 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:

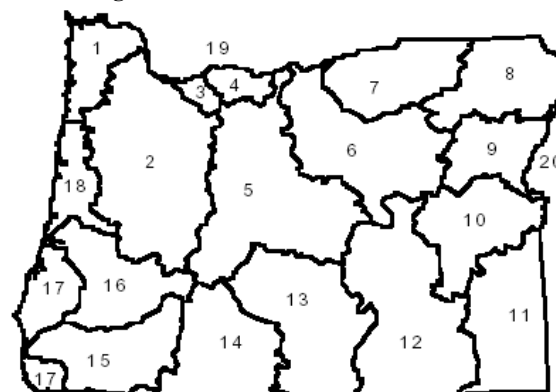
- | | |
|-----------------|---------------------|
| 1. North Coast | 11. Owyhee |
| 2. Willamette | 12. Malheur L. |
| 3. Sandy | 13. Goose/Summer L. |
| 4. Hood | 14. Klamath |
| 5. Deschutes | 15. Rogue |
| 6. John Day | 16. Umpqua |
| 7. Umatilla | 17. S. Coast |
| 8. Grande Ronde | 18. Mid-Coast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

- AG: Agriculture
- CF,CH,CL, CR: Cranberry uses
- CM: Commercial
- CS: Campground
- DI, DN: Domestic including non-commercial lawn & garden
- DO: Domestic
- DS: Domestic & stock
- FI: Fish
- FP: Fire protection
- FW: Fish & wildlife
- GD: Group domestic

- GR: Groundwater recharge
- GT: Geothermal
- IC: Irrigation, primary & supplemental
- ID: Irrigation with domestic
- IL: Irrigation with livestock
- IM: Industrial or manufacturing
- IR: Irrigation
- IS: Irrigation, supplemental
- LV: Livestock
- LW: Livestock & wildlife
- MI: Mining

- MU: Municipal
- NU: Nursery use
- PA: Pollution abatement
- PW: Power
- QM: Quasi-municipal
- RC: Recreation
- RW: Road construction
- ST: Storage
- SW: Swimming
- TC: Temperature control
- WI: Wildlife

Commonly used "Type of Use" abbreviations (for definitions, consult Oregon Administrative Rules 690-300):



App#	Basin	Source	Township/Range	Stage	Status
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S-87784 CRANDALL, CALVIN E. 419 MICHEL PLACE PLACENTIA, CA 92870 IR 2

13	A	SUMP > SELLERS CREEK	26.00S	10.00E	6	NESW	Klamath	02/29/2012	1.0C (est)
13	A	SUMP > SELLERS CREEK	26.00S	10.00E	6	NESW	Klamath	02/29/2012	1.0C (est)
13	A	SUMP > SELLERS CREEK	26.00S	10.00E	6	SWSE	Klamath	02/29/2012	1.0C (est)
13	A	SUMP > SELLERS CREEK	26.00S	10.00E	6	SENE	Klamath	02/29/2012	1.0C (est)
13	A	SUMP > SELLERS CREEK	26.00S	10.00E	7	NESW	Klamath	02/29/2012	1.0C (est)
13	A	SUMP > SELLERS CREEK	26.00S	10.00E	8	NWNW	Klamath	02/29/2012	1.0C (est)
13	A	SUMP > SELLERS CREEK	26.00S	10.00E	8	NENW	Klamath	02/29/2012	1.0C (est)

Uses: IR

G-17502 JACOBSON, MATTHEW L. 200 NW 95TH ST REDMOND, OR 97756 IR 3

5	A	WELL > DESCHUTES RIVER	15.00S	12.00E	10	SWSE	Deschutes	11/09/2011	0.049C
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Uses: IR

G-17250 MARTIN, SHAUN PO BOX 266 BURNS, OR 97720 PFO 2

12	A	WELL > SAGE HEN CREEK	24.00S	30.00E	9	SWSW	Harney	08/03/2009	2.0C
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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
<u>G-17493</u>	9	UNIO	10/11/2011		BLAINE ALLEN	04/05/2012
<u>R-87683</u>	2	YAMH	01/21/2011		ROBERT JANZEN	04/05/2012
<u>G-16804</u>	14	KLAM	02/23/2007		MELINDA CAUVIN	04/06/2012
<u>G-17302</u>	2	MULT	02/01/2010		DAVID THOMPSON	04/12/2012
<u>S-87731</u>	16	DOUG	06/23/2011		ROGER BOTHWELL	04/12/2012
<u>S-87732</u>	16	DOUG	06/24/2011		KEN CARLONI	04/12/2012
<u>S-87733</u>	16	DOUG	06/24/2011		KEN CARLONI	04/12/2012
<u>S-87739</u>	16	DOUG	07/26/2011		RICHARD GROST	04/12/2012

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 June 16, 2012.

R-87790

SHEETS, DAVID
10910 SE GRIZZLY RD
MADRAS, OR 97741

POD: 1 UNNAMED STREAM > NEWBILL CREEK
SE 1/4 SE 1/4 Section 33T 12.00S R 15.00E WM
Jefferson County
4.0 AF for MULTIPLE PURPOSE

R-87791

RAMAKERS, RICHARD
FOXGLOVE PROPERTIES LLC/DOMAINE SERENE VINEYARDS AND WINERY INC.
6555 NE HILLTOP LANE
DAYTON, OR 97114

POD: 1 RUNOFF > HESS CREEK
NE 1/4 NW 1/4 Section 33T 3.00S R 3.00W WM
Yamhill County
11.0 AF for MULTIPLE PURPOSE

R-87792

APPLE, NORMA
47363 SLAUGHTERHOUSE RD
HALFWAY, OR 97834

POD: 1 SPRINGS > CLEAR CREEK
NE 1/4 SW 1/4 Section 32T 7.00S R 46.00E WM
Baker County
4.0 AF for MULTIPLE PURPOSE (est.)

POD: 2 RUNOFF > CLEAR CREEK
NE 1/4 SW 1/4 Section 32T 7.00S R 46.00E WM
Baker County
4.0 AF for MULTIPLE PURPOSE (est.)

**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 May 17, 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-86387
Permit Number: S-54405
CERDA, JEANNIE
CITY OF DUNES CITY
PO BOX 97
WESTLAKE, OR 97493
Lane County
WOAHINK LAKE > WOAHINK CREEK
410.0 AF
DOMESTIC EXPANDED AND STREAMFLOW AUGMENTATION
October 1, 2021

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 May 01, 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-1400

CITY OF GRANTS PASS
101 NW 'A' ST

GRANTS PASS, OR 97526

POD: 1 A RES > ROGUE R

SW 1/4 NW 1/4 Section 14T 36.00S R 6.00W WM

Josephine County

0.415 CFS for AGRICULTURE USES

LL-1401

NORTH UNIT IRRIGATION DISTRICT

2024 NW BEECH ST

MADRAS, OR 97741

POD: 1 A RES > DESCHUTES R

SE 1/4 NE 1/4 Section 29T 17.00S R 12.00E WM

Deschutes County

18.56 CFS for IRRIGATION

LL-1402

JONES, JODIE

2575 BITTERN ST NE

SALEM, OR 97301

POD: 1 A WELL > WILLAMETTE R

NW 1/4 SE 1/4 Section 20T 16.00S R 4.00W WM

Lane County

0.557 CFS for GEO-THERMAL (HEATING & COOLING)

POD: 2 A WELL > WILLAMETTE R

SW 1/4 NE 1/4 Section 20T 16.00S R 4.00W WM

Lane County

0.557 CFS for GEO-THERMAL (HEATING & COOLING)

POD: 3 A WELL > WILLAMETTE R

SW 1/4 NE 1/4 Section 20T 16.00S R 4.00W WM

Lane County

0.557 CFS for GEO-THERMAL (HEATING & COOLING)

POD: 4 A WELL > WILLAMETTE R

SW 1/4 NE 1/4 Section 20T 16.00S R 4.00W WM

Lane County

0.557 CFS for GEO-THERMAL (HEATING & COOLING)

LL-1403

HAMILTON CONSTRUCTION CO PO BOX 659 SPRINGFIELD, OR 97477

POD: 1 N FK ROGUE R > ROGUE R

NW 1/4 NW 1/4 Section 32T 32.00S R 3.00E WM

Jackson County

0.111 CFS for ROAD CONSTRUCTION

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 May 08, 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: Union
Instream Lease Number: SL 15

** Lessee **

THE FRESHWATER TRUST; C/O DAVID PILZ
65 SW YAMHILL STREET, SUITE 200
PORTLAND, OR 97204

** Lessor **

MALMBERG, TONY
1782 S MAIN STREET
UNION, OR 97883
Contact: KODY THURGOOD at 503-986-0892

Reach: FROM THE POD TO THE MOUTH OF CATHERINE CREEK

Cert#	Permit	Priority	Use	Rate (cfs)	Duty (acf)	Source	Tributary to	Acres
Cert:57428	CF *	12/31/1874	IR	0.5	30.0	CATHERINE CREEK	GRANDE RONDE RIVER	20.0

County: Grant
Instream Lease Number: SL 16

** Lessee **

THE FRESHWATER TRUST
65 SW YAMHILL STREET, SUITE 200
PORTLAND, OR 97204

** Lessor **

LARSON, GORDON AND JULIE
24335 HWY 395 SOUTH
CANYON CITY, OR 97820

Contact: KODY THURGOOD at 503-986-0892

Reach:

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:25341	OR *	7/3/1883	I*	1.195	191.2	BERRY CREEK	CANYON CREEK	47.8

County: Deschutes
Instream Lease Number: IL 847

** Lessor **

ARNOLD IRRIGATION DISTRICT
19604 BUCK CANYON ROAD
BEND, OR 97702

** Lessor **

MILLER, MAJORIE
63095 CASEY PLACE
BEND, OR 97701

** Lessee **

DESCHUTES RIVER CONSERVANCY
PO BOX 1560
BEND, OR 97709

Contact: LAURA WILKE at (503) 986-0884

Reach: FROM POD#1 ARNOLD CANAL TO LAKE BILLY CHINOOK

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:74197	CF RR *	2/1/1905	IR	0.009	3.81	DESCHUTES RIVER	COLUMBIA RIVER	4.5

County: Deschutes
Instream Lease Number: IL 924

** Lessor **

ARNOLD IRRIGATION DISTRICT
19604 BUCK CANYON ROAD
BEND, OR 97702

** Lessor **

MCCOOL, DANIEL AND ELIZABETH
60359 ARNOLD MARKET RD
BEND, OR 97702

** Lessee **

DESCHUTES RIVER CONSERVANCY
700 NW HILL ST
BEND, OR 97701

Contact: LAURA WILKE at (503) 986-0884

Reach: ARNOLD CANAL POD#1 TO LAKE BILLY CHINOOK

Cert#	Permit	Priority	Use	Rate (cfs)	Duty (acf)	Source	Tributary to	Acres
Cert:74197	CF RR *	2/1/1905	IR	0.02	0.94	DESCHUTES RIVER	COLUMBIA RIVER	1.11

County: Deschutes
Instream Lease Number: IL 982

** Lessor **

AVION WATER CO. INC.
60813 PARRELL RD
BEND, OR 97702

** Lessor **

ARNOLD IRRIGATION DISTRICT
19604 BUCK CANYON RD
BEND, OR 97702

** Lessee **

DESCHUTES RIVER CONSERVANCY
PO BOX 1560
BEND, OR 97709

Contact: LAURA WILKE at (503) 986-0884

Reach: FROM POD #1 TO THE MADRAS GAGE AND ON TO THE MOUTH OF THE DESCHUTES RIVER

Cert#	Permit	Priority	Use	Rate (cfs)	Duty (acf)	Source	Tributary to	Acres
Cert:74197	CF RR *	2/1/1905	IR	0.098	41.56	DESCHUTES RIVER	COLUMBIA RIVER	49.06

County: Deschutes
Instream Lease Number: IL 984

** Lessor **
ARNOLD IRRIGATION DISTRICT
19604 BUCK CANYON RD
BEND, OR 97702

** Lessor **
HUKARI, DALE
PO BOX 1998
TUBAC, AZ 85646

** Lessee **
DESCHUTES RIVER CONSERVANCY
PO BOX 1560
BEND, OR 97709

Contact: LAURA WILKE at (503) 986-0884

Reach: FROM THE ARNOLD CANAL POD #1 TO THE MADRAS GAGE AND ON TO THE MOUTH OF THE DESCHUTES RIVER

Cert#	Permit	Priority	Use	Rate (cfs)	Duty (acf)	Source	Tributary to	Acres
Cert:74197	CF RR *	2/1/1905	IR	0.061	25.92	DESCHUTES RIVER	COLUMBIA RIVER	30.6

County: Deschutes
Instream Lease Number: IL 1222

** Lessor **

BRUSCA, RANDOLPH AND MICHELLE
61781 ARROW AVE
BEND, OR 97701

** Lessor **

CENTRAL OREGON IRRIGATION DISTRICT
1055 SW LAKE COURT
REDMOND, OR 97756

** Lessee **

DESCHUTES RIVER CONSERVANCY MITIGATION BANK
700 NW HILL ST
BEND, OR 97701

Contact: LAURA WILKE at (503) 986-0884

Reach: FROM POD #1 TO LAKE BILLY CHINOOK

Cert#	Permit	Priority	Use	Rate (cfs)	Duty (acf)	Source	Tributary to	Acres
Cert:83571	CF RR CR *	10/30/1900	IR	0.258	115.26	DESCHUTES RIVER	COLUMBIA RIVER	12.1

County: Deschutes
Instream Lease Number: IL 1223

** Lessor **

TUMALO IRRIGATION DISTRICT
64697 COOK AVE
BEND, OR 97701

** Lessee **

DESCHUTES RIVER CONSERVANCY
PO BOX 1560
BEND, OR 97709

Contact: LAURA WILKE at (503) 986-0884

Reach: FROM POD #1 TUMALO FEED CANAL TO THE MOUTH OF THE DESCHUTES RIVER

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:74146	CF *	8/5/1900	IR	0.961	121.14	TUMALO CREEK	DESCHUTES RIVER	67.3

County: Deschutes
 Instream Lease Number: IL 1224

** Lessor **
 ARNOLD IRRIGATION DISTRICT; POOLED LEASES
 19604 BUCK CANYON RD
 BEND, OR 97702

** Lessee **
 DESCHUTES RIVER CONSERVANCY
 PO BOX 1560
 BEND, OR 97709

Contact: LAURA WILKE at (503) 986-0884

Reach: FROM POD #1 ARNOLD CANAL TO LAKE BILLY CHINOOK AND ON TO THE MOUTH OF THE DESCHUTES RIVER

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:74197	CF RR *	2/1/1905	IR	2.338	1264.44	DESCHUTES RIVER	COLUMBIA RIVER	82.0

County: Deschutes
 Instream Lease Number: IL 1225

** Lessor **
 BRASADA RANCH, INC
 16986 SW BRASADA RANCH RD
 POWELL BUTTE, OR 97753

** Lessor **
 CENTRAL OREGON IRRIGATION DISTRICT
 1055 SW LAKE COURT
 REDMOND, OR 97756

** Lessee **

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

Contact: LAURA WILKE at (503) 986-0884

Reach: FROM POD #1 TO LAKE BILLY CHINOOK

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:83571	CF RR CR *	10/31/1900	IR	2.53	1127.8	DESCHUTES RIVER	COLUMBIA RIVER	118.4

County: Deschutes
Instream Lease Number: IL 1226

** Lessor **

CENTRAL OREGON IRRIGATION DISTRICT - POOLED LEASE
1055 SW LAKE COURT
REDMOND, OR 97756

** Lessee **

DESCHUTES RIVER CONSERVANCY
PO BOX 1560
BEND, OR 97709

Contact: LAURA WILKE at (503) 986-0884

Reach: FROM POD #11 TO THE MOUTH OF THE DESCHUTES RIVER

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:83571	CF RR CR *	10/31/1900	IR	0.627	281.82	DESCHUTES RIVER	COLUMBIA RIVER	28.51

County: Deschutes
Instream Lease Number: IL 1227

** Lessee **

DESCHUTES RIVER CONSERVANCY
PO BOX 1560
BEND, OR 97709

** Lessor **

CENTRAL OREGON IRRIGATION DISTRICT; POOLED LEASE
1055 SW LAKE COURT
REDMOND, OR 97756

Contact: LAURA WILKE at (503) 986-0884

Reach: FROM POD#1 TO THE MOUTH OF THE DESCHUTES RIVER

Cert#	Permit	Priority	Use	Rate (cfs)	Duty (acf)	Source	Tributary to	Acres
Cert:83571	CF RR CR *	10/31/1900	IR	0.884	394.06	DESCHUTES RIVER	COLUMBIA RIVER	46.97

Reach: FROM POD #11 TO THE MOUTH OF THE DESCHUTES RIVER

Cert#	Permit	Priority	Use	Rate (cfs)	Duty (acf)	Source	Tributary to	Acres
Cert:83571	CF RR CR *	10/31/1900	IR	1.123	55.36	DESCHUTES RIVER	COLUMBIA RIVER	46.97

County: Deschutes
Instream Lease Number: IL 1228

** Lessor **

CENTRAL OREGON IRRIGATION DISTRICT; POOLED LEASE
1055 SW LAKE COURT
REDMOND, OR 97756

** Lessee **

DESCHUTES RIVER CONSERVANCY
PO BOX 1560
BEND, OR 97709

Contact: LAURA WILKE at (503) 986-0884

Reach: FROM POD #11 TO THE MOUTH OF THE DESCHUTES RIVER

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:83571	CF RR CR *	10/31/1900	IR	1.079	485.35	DESCHUTES RIVER	COLUMBIA RIVER	49.1

County: Deschutes
 Instream Lease Number: IL 1229

** Lessor **
 CENTRAL OREGON IRRIGATION DISTRICT
 1055 SW LAKE COURT
 REDMOND, OR 97756

** Lessor **
 CITY OF REDMOND
 243 EAST ANTLER AVE
 REDMOND, OR 97756

** Lessee **
 DESCHUTES RIVER CONSERVANCY
 PO BOX 1560
 BEND, OR 97709

Contact: LAURA WILKE at (503) 986-0884

Reach: FROM POD #11 TO THE MOUTH OF THE DESCHUTES RIVER

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:83571	CF RR CR *	10/31/1900	IR	3.57	1605.6	DESCHUTES RIVER	COLUMBIA RIVER	162.43

County: Deschutes
 Instream Lease Number: IL 1230

** Lessee **
 DESCHUTES RIVER CONSERVANCY
 PO BOX 1560
 BEND, OR 97709

** Lessor **
 CITY OF REDMOND
 243 EAST ANTLER AVE
 REDMOND, OR 97756

** Lessor **

CENTRAL OREGON IRRIGATION DISTRICT
1055 SW LAKE COURT
REDMOND, OR 97756

Contact: LAURA WILKE at (503) 986-0884

Reach: FROM POD #11 TO THE MOUTH OF THE DESCHUTES RIVER

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:83571	CF RR CR *	10/31/1900	IR,M	16.654	7489.34	DESCHUTES RIVER	COLUMBIA RIVER	757.657

County: Deschutes
Instream Lease Number: IL 1231

** Lessor **

CANYONS LAND & CATTLE COMPANY; C/O APERION MANAGEMENT
1404 NE 3RD ST SUITE 6
BEND, OR 97701

** Lessor **

CENTRAL OREGON IRRIGATION DISTRICT
1055 SW LAKE COURT
REDMOND, OR 97756

** Lessee **

DESCHUTES RIVER CONSERVANCY
PO BOX 1560
BEND, OR 97709

Contact: LAURA WILKE at (503) 986-0884

Reach: FROM POD #11 TO THE MOUTH OF THE DESCHUTES RIVER

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:83571	CF RR CR *	10/31/1900	IR	3.779	1699.41	DESCHUTES RIVER	COLUMBIA RIVER	171.92

County: Deschutes
Instream Lease Number: IL 1232

** Lessee **
DESCHUTES RIVER CONSERVANCY
PO BOX 1560
BEND, OR 97709

** Lessor **
CENTRAL OREGON IRRIGATION DISTRICT
1055 SW LAKE COURT
REDMOND, OR 97756

** Lessor **
GRUND, GARY AND SUZANNE
21925 BEAR CREEK RD
BEND, OR 97701

Contact: LAURA WILKE at (503) 986-0884

Reach: FROM POD #1 TO THE MOUTH OF THE DESCHUTES RIVER

Cert#	Permit	Priority	Use	Rate (cfs)	Duty (acf)	Source	Tributary to	Acres
Cert:83571	CF RR CR *	10/31/1900	IR	0.45	200.51	DESCHUTES RIVER	COLUMBIA RIVER	21.05

County: Deschutes
Instream Lease Number: IL 1233

** Lessor **
CENTRAL OREGON IRRIGATION DISTRICT - POOLED LEASE
1055 SW LAKE COURT
REDMOND, OR 97756

** Lessee **
DESCHUTES RIVER CONSERVANCY
PO BOX 1560
BEND, OR 97709

Contact: LAURA WILKE at (503) 986-0884

Reach: FROM POD #11 TO THE MOUTH OF THE DESCHUTES RIVER

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:83571	CF RR CR *	1900/1907	IR	0.033	14.83	DESCHUTES RIVER	COLUMBIA RIVER	17.19

Reach: FROM POD #1 TO THE MOUTH OF THE DESCHUTES RIVER

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:83571	CF RR CR *	1900/1907	IR	0.367	163.74	DESCHUTES RIVER	COLUMBIA RIVER	1.5

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 May 17, 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-11350 filed by Ted Clausen, Ferris Creek Ranch, 44011 Hwy 26, Dayville, OR 97825, proposes a point of diversion and place of use changes under Certificate 83001. The right allows the use of 0.82 cubic foot per second from the John Day River, in Sec. 35, T 12 S, R 36 E, W.M. for irrigation in Sec. 27. The applicant proposes to move the point of diversion downstream to Sec. 27, T 12 S, R 26 E, W.M. and to change the place of use within Sec. 27. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

Transfer Applications: Temporary Transfer

The holder of a water right subject to transfer may request to temporarily change the place of use of the water for up to 5 years and, if necessary to convey the water, to temporarily change the point of diversion or appropriation. The Department shall approve the request provided it does not cause injury to existing water rights or expand the water use. If after the change is approved, it is found to cause injury, the approved change may be revoked. The use of water reverts to the authorized place of use upon expiration of the temporary change.

Notice is given that the following applications for Temporary Transfers have been received by the Department:

County: LAKE
Transfer: T-11397
Water Right: CERTS 83889, 68269, 84171, 84172, 84173
Priority Date: 6/22/1981, 3/15/1984, 9/19/1973, 4/8/1959, 9/7/1956
Name: SAM & ALICE DINSDALE
Address: 57673 FORT ROCK ROAD, SILVER LAKE OR 97638
Change: POINT OF APPROPRIATION; PLACE OF USE
Source: WELLS WITHIN THE FORT ROCK BASIN

County: MARION
Transfer: T-11401
Water Right: CERT 81837
Priority Date: APRIL 2, 1992
Name: DONALD & DEBRA DOERFLER
Address: 13883 DOERFLER RD SE, SILVERTON OR 97381
Change: PLACE OF USE
Source: A WELL, PUDDING RIVER BASIN

District Temporary Transfers (ORS 540.570)

A district with a manager may request to temporarily make the following changes in water rights within district boundaries for one irrigation season: (1) The place of use of a water use subject to transfer; (2) The point of diversion/appropriation to facilitate a change in place of use; (3) The type of use from a primary right to a supplemental right; and (4) From a surface water point of diversion to a ground water appropriation.

The Department shall approve the request provided it does not cause injury to existing right or expand the water use. A district temporary transfer may be conditioned or revoked at any time to avoid injury to other water rights. The use of water reverts to the authorized place of use, type of use, point of diversion/appropriation upon expiration of the temporary change.

The Department seeks public comments on the recently filed district temporary transfer applications listed below. Any person may comment on a transfer application. Comments must be received by the Department on or before May 17, 2012. The Department shall consider the comments in determining whether to condition, reject, or revoke a temporary district transfer.

County: UMATILLA
Transfer: T-11393
Water Right: CERT 76051, 75126, 61534, 75128, 79439
Priority Date: 1958, 1975, 1976, 1974, 1924
Name: WESTLAND IRRIGATION DISTRICT
Address: 32327 OREGON TRAIL RD, ECHO OR 97826
Change: POU
Source: UMATILLA RIVER AND WELLS IN UMATILLA BASIN

County: HOOD RIVER
Transfer: T-11394
Water Right: CERT 80929, 81340
Priority Date: 1964, 1895
Name: EAST FORK IRRIGATION DISTRICT
Address: PO BOX 162, ODELL OR 97044
Change: POU
Source: EAST FORK HOOD RIVER

Transfer Applications: Ground Water Registration Modification

The holder of a ground water certificate of registration may request that the Department recognize a change in point of appropriation, place of use or character of use under the ground water registration. Modifications of ground water registrations are authorized under ORS 537.610(4) and OAR Chapter 382.

The Department seeks public comment on the recently-filed applications for recognition of modifications in ground water registrations listed below. Any person may comment on an application for a ground water registration modification. Comments must be received by the Department on or before May 17, 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 recognized 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: MULTNOMAH
Transfer: 11395
Water Right: GR 462
Priority Date: 1942, 1942, 1942, 1943, 1945, 1947, 1948, 1949, 1949, 1949, 1953
Name: PORT OF PORTLAND
Address: PO BOX 3529, PORTLAND OR 97208
Change: PLACE OF USE; USE
Source: WELLS IN THE SALMON CREEK BASIN

County: MULTNOMAH
Transfer: 11396
Water Right: GR 1441
Priority Date: 1943
Name: PORT OF PORTLAND
Address: PO BOX 3529, PORTLAND, OR 97208
Change: PLACE OF USE; USE
Source: WELL 4 IN SALMON CREEK BASIN

County: MARION, YAMHILL
Transfer: T-11400
Water Right: GR 2034
Priority Date: AUGUST 31, 1944
Name: CARLTON NURSERY, LLC
Address: PO BOX 398, DAYTON OR 97114
Change: POINT OF APPROPRIATION; PLACE OF USE
Source: WELL 6, TRIB TO LAMBERT SLOUGH

Certificate Issuance

Following is a list of certificates that have been recently issued. If you are viewing this electronically then you should be able to view the certificate by clicking on the underlined blue text. Appeal rights are provided on each certificate document.

If under the file number the "App:" abbreviation for application is provided then any person owning an application, permit or water right certificate subsequent in priority to a certificate listed here may file a protest within three months of issuance of the certificate. See Oregon Revised Statutes 537.260. Rules governing protests are in Oregon Administrative Rules Chapter 690 division 002. Any protest must be accompanied by a protest fee of \$600. (ORS 536.050(1)(j)(A)).

File Number	Basin Number	County	Priority Date	Issue Date	Name
<u>App: R 75046</u>	<u>Cert#-87499</u>				
	2	WASH	11/25/1994	04/10/2012	CITY OF HILLSBORO WATER DEPARTMENT; HILLSBORO CIVIC CENTER
<u>App: S 64559</u>	<u>Cert#-87497</u>				
	2	MARI	12/01/1982	04/10/2012	CITY OF JEFFERSON

**Application to Develop Hydroelectric Use
as Part of an Existing Certificated Water Right**

The Department seeks public comment on the following application to develop hydroelectric use as part of an existing certificated water right (ORS 543.765). Comments must be submitted within 30 days of publication of the notice. The application and supporting documents can be viewed at the Water Resources Department, 725 Summer St. NE, Suite A, Salem, OR 97301-1271. If you would like a copy of the application please contact R. Craig Kohanek (503) 986-0823. A copying fee will be assessed as allowed in Oregon Revised Statute (ORS) Chapter 536.050(1)(e).

Application: PC 895
Applicant: North Unit Irrigation District – 45 Mile Project
Address: 2024 NW Beech Street, Madras OR 97741
Amount of water: 350 cubic feet per second
Source of water: Deschutes River, Wickiup Reservoir, Haystack Reservoir, Crooked River
Location of the
Points of Diversion: Deschutes River: SE ¼ NE ¼ of Section 29, Township 17 South, Range 12 East, W.M., 1700 Feet South and 730 Feet West from the NE Corner of Section 29, Deschutes County
Wickiup Reservoir: SW ¼ NE ¼ of Section 7, Township 22 South, Range 9 East, W.M., Deschutes County
Haystack Reservoir: SW ¼ NE ¼ of Section 27, Township 12 South, Range 13 East, W.M., Deschutes County
Crooked River: SW ¼ NE ¼ of Section 13, Township 14 South, Range 13 East, W.M., 590 Feet North and 2790 Feet East from the W ¼ Corner of Section 13, Jefferson County
Rediversion: North Unit Main Canal: SE ¼ SE ¼ of Section 15, Township 12 South, Range 13 East, W.M., Jefferson County
Place of Use: SE ¼ NE ¼ of Section 15, Township 12 South, Range 13 East, W.M., Jefferson County
Power developed: 4,375 Theoretical horsepower
Water Right
Certificates: 72279, 72280, 72281, 72282, and 72283

Application: PC 887
Applicant: City of Pendleton
Address: 500 SW Dorion Avenue, Pendleton, OR 97801
Amount of water: 12.3 cubic feet per second annually from November 15 through June 30
Source of water: Umatilla River
Location of the
Point of Diversion: NW 1/4 NE 1/4 of Section 12, Township 2 North, Range 32 East, W.M., Umatilla County
Places of Use: SE 1/4 SE 1/4 of Section 2, Township 2 North, Range 32 East, W.M., Umatilla County (Byers Well #1);

SW 1/4 SW 1/4 of Section 2, Township 2 North, Range 32 East, W.M., Umatilla
County (Stillman Well #5);

SE 1/4 NE 1/4 of Section 7, Township 2 North, Range 32 East, W.M., Umatilla
County (Well #14)

NW 1/4 NE 1/4 of Section 9, Township 2 North, Range 32 East, W.M., Umatilla
County (Hospital Well #4)

SE 1/4 NW 1/4 of Section 9, Township 2 North, Range 32 East, W.M., Umatilla
County (Prison Well #8)

Power developed: 385 theoretical horsepower

Comments are Due May 17, 2012

Notice of Contested Case Hearing WR-12-001
C-Drop Hydroelectric Project – PC 889
Date: May 8, 2012, Time: 10 a.m.
OWRD Rogue Conference Room
725 Summer ST NE Suite A, Salem, OR
Plus call in from Watermaster's Office Klamath Falls, OR
Plus Conference call information below

This matter comes before the Director on application of Klamath Irrigation District, (Applicant) for a Hydroelectric Project. The issue before the Director is whether the proposed Project together with the recommended measures to protect, mitigate or enhance the natural resources of the State are sufficient to meet the public interest standards of ORS 537.140, 537.145, 537.160, 537.282 thru 537.299, 543.017, 543.150, 543.225, and OAR 690-051 (OAR 690-051-0010; 690-051-0095; 690-051-0100; 690-051-0130; 690-051-0140 – 150; 690-051-0160 – 0280). The Department proposes to issue a new hydroelectric water right for this Project.

The Project as proposed by Klamath Irrigation District, is for the use of up to 700 cubic feet per second of water from the A-Canal at the C-Drop location. The proposed project is located in the SW ¼ NE ¼ Section 19, Township 39 South, Range 10 East, W.M. Water would be released according to the schedule of the Klamath Irrigation District for irrigation purposes. The hydroelectric plant capacity would be 1790 theoretical horsepower from a single turbine/generator unit.

The Proposed Final Order is available from the Department upon request. The Proposed Final Order was noticed on January 13, 2012, with a protest deadline of March 2, 2012. No protests were received by the Department. Pursuant to ORS 543.230, ORS 543.055 and OAR 690-051-0130 the matter set for hearing is a contested case. The hearing will be conducted as provided in Oregon Revised Statutes (ORS) Chapter 183 and Chapter 543; the administrative rules of Oregon Water Resources Department, Oregon Administrative Rules (OAR) Chapter 690, Division 2 and OAR Chapter 690, Division 51, and the Attorney General's Office of Administrative Hearing Rules, OAR 137-003-0501 to 137-003-0700.

Any person may be represented by legal counsel at the hearing. The hearing will be conducted by an administrative law judge from the Office of Administrative Hearings.

The contested case hearing on the public interest issues of the C-Drop Hydroelectric Project is scheduled for **May 8, 2012, beginning at 10 a.m., at the Water Resources Department Rogue Conference Room, 725 Summer St NE, Salem, OR.** Interested persons may also participate by conference phone from the Watermaster's Office at 5170 Summers Lane in

Klamath Falls, OR. Please call ahead for room information. 541-883-4182. Or, see conference call information below.

To access the telephone conference, please dial (877) 622-4041, and, when prompted, dial 8512001 as the access code. **Please do not call before the time set for the conference, as your call may be misdirected by the system. If you experience any difficulty making the connection, please hang up and call Rebecca Osborne at (503) 947-1957 or Misty Fragua at (503) 947-1510.**

If persons having an interest in this proceeding notify the Department or the administrative law judge that they will not appear or fail to appear at the hearing, the Director may issue a final order by default. If the Director issues a final order by default, the Director will designate the Department's file on this matter as the record for the purpose of proving a *prima facie* case upon default.

For further information contact: Mary Grainey 503-986-0833,
Mary.S.Grainey@wrd.state.or.us.

OREGON WATER RESOURCES DEPARTMENT



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

PUBLIC NOTICE OF WATER USE REQUESTS

April 17, 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.)