

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
May 8, 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.
- \* **Alternate Reservoir Applications (ORS 537.409)**  
Applications for storage permits for small ponds filed under a simplified review process.
- \* **Expedited Secondary Applications to Use Stored Water**  
Applications to use stored water exclusively, filed under a simplified review process.
- \* **Water Right Cancellations**  
Abandonment of perfected and developed water rights and requests to cancel all or a portion of rights.
- \* **Applications for Extensions of Time to Perfect Water Right Permits**  
New applications received and proposed final orders regarding requests to extend time limits to fully develop water use projects and beneficially apply water.
- \* **Applications for Limited Licenses**
- \* **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.
- \* **Water Management and Conservation Plans**  
Water management and conservation plans submitted by municipalities and agricultural water suppliers under provisions of OAR Chapter 690, Division 86

\* **Application for Allocation of Conserved Water**

**Certificate Issuance**

Included in this section is a listing of recently issued water right certificates.

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 "Codi.N.Holmes@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, June 07, 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 22, 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, 2012

## 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

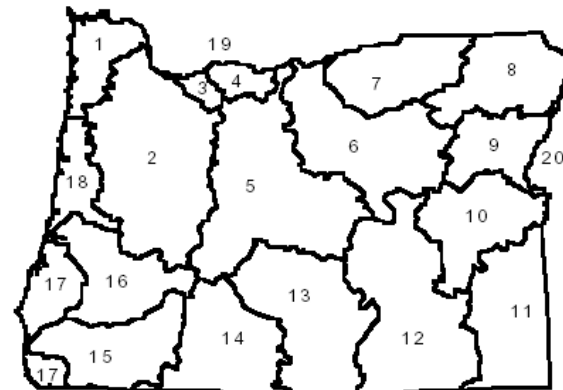
- AG: Agriculture
- CF,CH,CL, CR: Cranberry uses
- CM: Commercial
- CS: Campground
- DI, DN: Domestic including non-commercial lawn & garden
- DO: Domestic
- DS: Domestic & stock
- FI: Fish
- FP: Fire protection
- FW: Fish & wildlife
- GD: Group domestic

### Administrative Rules 690-300):

- 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



App#	Basin Source	Township/Range	County	Priority	Quantity	Stage	Status
<u>G-17509</u>	RAY, CHRISTOPHER JAMES	6144 MOLTHAN RANCH RD IRONSIDE, OR 97908					PFO 2
	10 A WELL > GUM CREEK	16.00S 43.00E 6 NESE	Malheur	12/02/2011	0.07CFS	(est)	
	10 A WELL > WILLOW CREEK	16.00S 43.00E 5 NWSW	Malheur	12/02/2011	0.07CFS	(est)	
Uses:	IR						
<u>G-17482</u>	ZELLER, MARIE D.	1132 SW 19TH AVE 505 PORTLAND, OR 97205	ZELLER, NORMAN K.	1132 SW 19TH AVE			PFO 2
	2 A WELL > RYAN CREEK	4.00S 1.00W 8 NWSW	Marion	08/19/2011	0.56CFS		
Uses:	DN NU						

## 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-17289</u>	2	LINN	11/23/2009		DAVID ROGERS	04/26/2012
<u>S-87700</u>	6	GRAN	02/28/2011		BARBARA VOIGT	04/26/2012
<u>R-87625</u>	6	WHEE	05/19/2010	SCHWABE WILLIAMSON AND WYATT	MARTHA PAGEL	04/27/2012
<u>R-87630</u>	6	WHEE	06/24/2010	DAYSRING PARTNERS LLC		04/27/2012
<u>R-87687</u>	6	WHEE	01/28/2011	DAYSRING PARTNERS LLC		04/27/2012
<u>R-87586</u>	17	CURR	03/02/2010	CROOK FAMILY LLC		05/02/2012
<u>G-17484</u>	6	SHER	08/22/2011	PACIFIC MOTORSPORTS MANAGEMENT LLC	THOMAS MILLER	05/03/2012
<u>R-87769</u>	2	POLK	11/28/2011	X NOVO LLC	CRAIG WILLIAMS	05/03/2012
<u>IS-70228</u>	17	COOS	03/08/1990	OREGON DEPARTMENT OF FISH & WILDLIFE		05/04/2012

## 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 July 07, 2012.**

R-87716  
BROWN, ELENA  
PO BOX 506  
FOSSIL, OR 97830  
POD: 1 RUNOFF > STONE CABIN CREEK  
SE 1/4 NE 1/4 Section 14T 7.00S R 20.00E WM  
Wheeler County  
2.0 AF for MULTIPLE PURPOSE

R-87717  
BROWN, ELENA  
PO BOX 506  
FOSSIL, OR 97830  
POD: 1 RUNOFF > STONE CABIN CREEK  
SE 1/4 NE 1/4 Section 14T 7.00S R 20.00E WM  
Wheeler County  
1.5 AF for MULTIPLE PURPOSE

R-87718  
BROWN, ELENA  
PO BOX 506  
FOSSIL, OR 97830  
POD: 1 RUNOFF > STONE CABIN CREEK  
SE 1/4 NE 1/4 Section 14T 7.00S R 20.00E WM  
Wheeler County  
1.75 AF for MULTIPLE PURPOSE

R-87719  
BROWN, ELENA PO BOX 506 FOSSIL, OR 97830  
POD: 1 RUNOFF > WEST FORK BUTTE CREEK  
NE 1/4 NW 1/4 Section 14T 7.00S R 20.00E WM  
Wheeler County  
4.5 AF for MULTIPLE PURPOSE

## Expedited Secondary Applications Under HB 2178 (2005)

For expedited secondary applications to use exclusively stored water filed under HB 2178, the public is invited to comment within 30 days of this notice, by **June 07, 2012**. The expedited secondary applications listed below have been filed recently. Any person may raise public interest issues regarding these applications. If public interest issues are raised, the Department may move the application to the standard process and review the application pursuant to ORS 537.153, and issue a Proposed Final Order. If no public issues are raised, the Department may issue a final order and permit without further prior notice.

Comments must identify the specific public interest under ORS 537.170(8) that would be impaired or detrimentally affected by the proposed use, and specifically how the identified public interest would be affected.

POD 1 is the location of the stored water. POD 2 and any additional points are the rediversion point(s).

S-87798  
CHURCHFIELD, JERRETT AND STEPHANIE  
28202 LOVE RANCH RD  
BAKER CITY, OR 97814            POD: 1 A RESERVOIR > RITTER CREEK  
SW 1/4 SW 1/4 Section 24T 9.00S R 42.00E WM  
Baker County  
570.0 AFT for IRRIGATION (est.)

POD: 1 RITTER CREEK > POWDER RIVER  
NE 1/4 NW 1/4 Section 23T 9.00S R 42.00E WM  
Baker County  
0.0 AFT for IRRIGATION (est.)

S-87785  
ELLIOTT, ALLAN  
CARLTON NURSERY CO. LLC  
PO BOX 398  
DAYTON, OR 97114  
POD: 1 DETROIT RESERVOIR > NORTH SANTIAM RIVER  
SW 1/4 NW 1/4 Section 7 T 10.00S R 5.00E WM  
Marion County  
4.97 AFT for SUPPLEMENTAL IRRIGATION (est.)  
  
POD: 2 GREEN PETER RESERVOIR > MIDDLE SANTIAM RIVER  
NW 1/4 SE 1/4 Section 10T 13.00S R 2.00E WM  
Marion County  
4.97 CFS for SUPPLEMENTAL IRRIGATION (est.)  
  
POD: 3 FERN RIDGE RESERVOIR > LONG TOM RIVER  
NE 1/4 SW 1/4 Section 4 T 17.00S R 5.00W WM  
Marion County  
4.97 CFS for SUPPLEMENTAL IRRIGATION (est.)  
  
POD: 4 BLUE RIVER RESERVOIR > BLUE RIVER  
SE 1/4 SE 1/4 Section 16T 16.00S R 4.00E WM  
Marion County  
4.97 AFT for SUPPLEMENTAL IRRIGATION (est.)



- POD: 5 COUGAR RESERVOIR > SOUTH FORK MCKENZIE RIVER  
SE 1/4 SE 1/4 Section 31T 16.00S R 5.00E WM  
Marion County  
4.97 AFT for SUPPLEMENTAL IRRIGATION (est.)
- POD: 6 DORENA RESERVOIR > ROW RIVER  
NW 1/4 SE 1/4 Section 32T 20.00S R 2.00W WM  
Marion County  
4.97 AFT for SUPPLEMENTAL IRRIGATION (est.)
- POD: 7 COTTAGE GROVE RESERVOIR > COAST FORK WILLAMETTE RIVER  
SE 1/4 NE 1/4 Section 28T 21.00S R 3.00W WM  
Marion County  
4.97 AFT for SUPPLEMENTAL IRRIGATION (est.)
- POD: 8 FALL CREEK RESERVOIR > FALL CREEK  
NE 1/4 SW 1/4 Section 1 T 19.00S R 1.00W WM  
Marion County  
4.97 AFT for SUPPLEMENTAL IRRIGATION (est.)
- POD: 9 LOOKOUT POINT RESERVOIR > MIDDLE FORK WILLAMETTE RIVER  
NW 1/4 SE 1/4 Section 13T 19.00S R 1.00W WM  
Marion County  
4.97 AFT for SUPPLEMENTAL IRRIGATION (est.)
- POD: 10 HILLS CREEK RESERVOIR > MIDDLE FORK WILLAMETTE RIVER  
SE 1/4 SW 1/4 Section 26T 21.00S R 3.00E WM  
Marion County  
4.97 AFT for SUPPLEMENTAL IRRIGATION (est.)
- POD: 11 LAMBERT SLOUGH > WILLAMETTE RIVER  
SW 1/4 SW 1/4 Section 10T 5.00S R 3.00W WM  
Marion County  
0.0 AFT for SUPPLEMENTAL IRRIGATION (est.)

## Water Right Cancellations

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

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

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

COUNTY:	DESCHUTES
WATER RIGHT CERTIFICATES:	83571 AND 76714, IN THE NAME OF CENTRAL OREGON IRRIGATION DISTRICT
LANDOWNER:	WATSON FAMILY LIMITED PARTNERSHIP
ADDRESS:	963 SW SIMPSON AVE STE 110, BEND, OR 97702
USE:	IRRIGATION & SUPPLEMENTAL IRRIGATION
SOURCE:	DESCHUTES RIVER & CRANE PRAIRIE RESERVOIR >
COLUMBIA RIVER	
PRIORITY:	OCTOBER 31, 1900 & DECEMBER 2, 1907
ACREAGE:	0.50
LOCATION:	T15S, R13E, SEC 4, SENE TAX LOT 100

**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 June 07, 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-14048  
Permit Number: G-13036  
SADDLE VIEW ORCHARD LLC  
1120 STATE RD  
MOSIER, OR 97040  
Wasco County  
WELL 3 > COLUMBIA RIVER  
0.36CFS  
IRRIGATION OF 29.0 ACRES  
October 1, 2012

Application Number: G-15697  
Permit Number: G-15437  
FRIEDMANN, PHIL  
PO BOX 1756  
BANDON, OR 97411  
Coos County  
SIX WELLS > WHISKY RUN CREEK  
0.45CFS  
IRRIGATION OF 95.0 ACRES  
October 1, 2017

Application Number: S-68266  
Permit Number: S-49245  
CITY OF PHILOMATH  
PO BOX 400  
PHILOMATH, OR 97370  
Benton County  
MARYS RIVER > WILLAMETTE RIVER  
3.5C FS  
MUNICIPAL USES  
October 1, 2043

## **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 June 22, 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:	Yamhill
Application File Number:	G-15130
Permit Number:	G-15650
Applicant:	TERRY, BOB
Address:	9650 SW HARDEBECK RD GASTON, OR 97119
River Basin:	Willamette Basin
Water Source:	A WELL > YAMHILL RIVER
Authorized Use of Water:	NURSERY USES ON 49.0 Acres
Maximum Diversion/ Appropriation Rate:	1.11 CFS

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 2008 to October 1, 2013.

County of Use: Yamhill  
Application File Number: G-15258  
Permit Number: G-15543  
Applicant: TERRY, BOB  
Address: 9650 SW HARDEBECK RD  
GASTON, OR 97119  
River Basin: Willamette Basin  
Water Source: A WELL > WEST FORK PALMER CREEK  
Authorized Use of Water: NURSERY USES ON 4.49 Acres  
Maximum Diversion/  
Appropriation Rate: 0.674 CFS

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 2008 to October 1, 2013.

County of Use: Yamhill  
Application File Number: G-15445  
Permit Number: G-15906  
Applicant: TERRY, BOB  
Address: 9650 SW HARDEBECK RD  
GASTON, OR 97119  
River Basin: Willamette Basin  
Water Source: THREE WELLS > WEST FORK PALMER CREEK  
Authorized Use of Water: NURSERY USES ON 5.87 Acres  
Maximum Diversion/  
Appropriation Rate: 0.56 CFS

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 2009 to October 1, 2014.

County of Use: Yamhill  
Application File Number: G-16124  
Permit Number: G-15821  
Applicant: TERRY, BOB  
Address: 9650 SW HARDEBECK RD  
GASTON, OR 97119  
River Basin: Willamette Basin  
Water Source: TWO WELLS > WEST FORK PALMER CREEK  
Authorized Use of Water: NURSERY USES ON 5.0 Acres  
Maximum Diversion/  
Appropriation Rate: 0.125 CFS

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 2009 to October 1, 2013.

## 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 22, 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-1407  
LUCAS, BONNIE  
PO BOX 87  
WESTLAKE, OR 97493  
POD: 1 A SPR > SILTCOOS LK  
SE 1/4 NW 1/4 Section 34T 19.00S R 12.00WWM  
Lane County  
0.01 C for DOMESTIC EXPANDED

LL-1408  
PacifiCorp  
Claudia Conder  
1407 W. North Temple #110  
Salt Lake City, UT 84116  
POD: Klamath River > Pacific Ocean  
NW ¼ NW ¼ Section 6, Township 40 South, Range 7 East, W.M.  
Klamath County  
500 cfs for additional hydroelectric generation at the JC Boyle  
powerhouse

For Further Information Contact: Mary Grainey 503-986-0833 or  
[Mary.S.Grainey@wrdd.state.or.us](mailto:Mary.S.Grainey@wrdd.state.or.us) .

**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 29, 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: Deschutes  
Instream Lease Number: IL 1241

\*\* Lessor \*\*  
SWALLEY IRRIGATION DISTRICT  
64672 COOK AVE SUITE 1  
BEND, OR 97701

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

Contact: LAURA WILKE at (503) 986-0884

Reach: FROM POD#3 (SWALLEY MAIN CANAL) TO THE MOUTH OF THE DESCHUTES RIVER

Cert#	Permit	Priority	Use	Rate (cfs)	Duty (acf)	Source	Tributary to	Acres
Cert:74145	CF RR *	9/1/1899	IR	0.432	148.48	DESCHUTES R	COLUMBIA R	22.45



County: Deschutes  
Instream Lease Number: IL 1242

**\*\* Lessee \*\***

DESCHUTES RIVER CONSERVANCY  
PO BOX 1560  
BEND, OR 97709

**\*\* Lessor \*\***

SWALLEY IRRIGATION DISTRICT  
64672 COOK AVE SUITE 1  
BEND, OR 97701  
Contact: LAURA WILKE at (503) 986-0884

Reach: FROM POD #3 (SWALLEY MAIN CANAL) TO THE MOUTH OF THE DESCHUTES RIVER

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:74145	CF RR *	9/1/1899	IR	0.121	41.67	DESCHUTES R	COLUMBIA R	6.3

## 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 June 07, 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: JACKSON  
Transfer: 11410  
Water Right: CERT 56562  
Priority Date: JUNE 18, 1970  
Name: DEL RIO VINEYARDS LLC  
ATTN ROB WALLACE  
PO BOX 906  
GOLD HILL, OR 97525  
Change: POINT OF DIVERSION; ADDITIONAL POINT OF DIVERSION  
Source: ROGUE RIVER

County: UMATILLA  
Transfer: 11414  
Water Right: CERT 87265  
Priority Date: 1957  
Name: KENT R. MADISON  
29299 MADISON RD  
ECHO, OR 97826  
Change: POINT OF APPROPRIATION  
Source: A WELL

## **Water Management and Conservation Plans**

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

### **Any person may review and comment on a draft plan on or before June 07, 2012.**

The plans are available for viewing at the Salem office of the Water Resources Department. Comments should focus on elements in the draft that do not meet the requirements of OAR Chapter 690, Division 086 and should include suggestions on how to bring the draft into compliance with the rules.

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

City of Echo (Municipal)

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

## **Application for Allocation of Conserved Water**

The Department has received an application for an Allocation of Conserved Water pursuant to ORS 537.455 to 537.500 and OAR Chapter 690, Division 18. The Department's review will consider whether the diversion for the uses allowed under the original water right will be reduced by the conservation project; whether existing water rights will be protected from injury and whether the project is in compliance with local comprehensive land use plans.

### **Application CW-68**

On February 24, 2011, Molly Reid of GSI Water Solutions, Inc., acting as agent for Glenn Chowning and Ken VanDewall of Terra Poma Land LLC., filed an Application for an Allocation of Conserved Water under ORS 537.470. The Department designated the application as CW-68. The Applicants propose to conserve water by upgrading their existing center pivot circle irrigation system by replacing the existing 10 gallon per minute sprinklers with state of the art new low pressure, low flow spray nozzles along with end gun shut-offs. The new system also includes an IRZ monitoring system. The project will also use various cover crops to increase the water holding capacity of the soil and prevent erosion.

The project is expected to yield approximately 1.55 cfs and 270 acre-feet of conserved water from the Columbia River under Certificate 52082 with a June 29, 1973 priority date. It is proposed that 25% or 0.39 cfs and 67.5 acre-feet of the conserved water will go instream from the POD to the mouth of the Columbia River. The remaining conserved water will be used for irrigation purposes.

Any interested person may file written comments. Comments must be received by June 11, 2012 or within 20 days of the last date of publication in the newspaper, whichever is later. Comments should be sent to Kody Thurgood, Water Resources Department, 725 Summer Street NE, Suite A, Salem, OR 97301-1266. Comments may be faxed to 503-986-0903. The Department will review all comments received when determining whether to approve the proposed allocation of conserved water.

A copy of the application and other information on the allocation and use of conserved water may be obtained from the Department by contacting Kody Thurgood at 503-986-0892 or [Kody.J.Thurgood@ wrd.state.or.us](mailto:Kody.J.Thurgood@ wrd.state.or.us).

### **Application CW-72**

On March 12, 2012, Lon G. Wadkamper, LGW Ranch, filed an Application for Allocation of Conserved Water under ORS 537.470. The Department designated the application as CW-72. The Applicant proposes to conserve water by upgrading their existing 15 gpm/ac Center Pivot sprinklers to 7.5 gpm/ac sprinklers.

The project is expected to yield approximately 307 acre feet of conserved water from

an Unnamed Stream tributary to the Umatilla River under Water Right Certificate 83856 with a priority date of June 25, 1981. It is proposed that 25% of the conserved water will go instream from a pipe directly into the Umatilla River (at approximately River Mile 4).

Any interested person may comment in writing on CW-72. Comments must be received by April 9, 2012 or within 20 days of the last date of publication in the newspaper, whichever is later. Comments should be sent to Kody Thurgood, Water Resources Department, 725 Summer Street NE, Suite A, Salem, OR 97301-1266. Comments may be faxed to 503-986-0903. The Department will review all comments received when determining whether to approve the proposed allocation of conserved water.

A copy of the application and other information on the allocation and use of conserved water may be obtained from the Department by contacting Kody Thurgood at 503-986-0892 or [Kody.J.Thurgood@wrд.state.or.us](mailto:Kody.J.Thurgood@wrд.state.or.us).

### **Application CW-75**

On April 17, 2012, North Unit Irrigation District filed an Application for Allocation of Conserved Water under ORS 537.470. The Department designated the application as CW-75. The Applicant proposes to conserve water by lining approximately 5-miles of the Applicant's main canal.

The project is expected to yield approximately 7,880 acre feet of conserved water from the Deschutes River under Water Right Certificates 72279 and 72280 with a priority dates of February 28, 1913 and September 18, 1968. The project will also conserve Crooked River Water by reducing demand on the Applicant's Crooked River Water Rights under Water Right Certificates 72281 through 72284 with priority dates of September 18, 1965 and June 23, 1955, by 200 CFS. It is proposed that 100% of the conserved water will be protected instream in the Crooked River.

Any party may provide written comments directly related CW-75 by May 28, 2012 or within 20 days of the last date of newspaper publication, whichever is later.

Comments should be sent to Kody Thurgood, Water Resources Department, 725 Summer Street NE, Suite A, Salem, OR 97301-1266. Comments may be faxed to 503-986-0903. The Department will review all comments received when determining whether to approve the proposed allocation of conserved water. A copy of the application and other information on the allocation and use of conserved water may be obtained from the Department by contacting Kody Thurgood at 503-986-0892 or [thurgokj@wrд.state.or.us](mailto:thurgokj@wrд.state.or.us).

## 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
Xfer: T 10296 Cert#-87552	5	DESC	03/10/1994	05/07/2012	SPARKS, STEPHEN M.; STEPHEN M SPARKS REVOCABLE TRUST
<u>Xfer: T 10296 Cert#-87552</u>	5	DESC	03/10/1994	05/07/2012	SPARKS, STEPHEN M.; STEPHEN M SPARKS REVOCABLE TRUST
Xfer: T 6655 Cert#-87518	2	MARI	06/11/1964	05/04/2012	WINDSOR ROCK PRODUCTS INC.
<u>Xfer: T 6655 Cert#-87519</u>	2	MARI	06/29/1956	05/04/2012	WINDSOR ROCK PRODUCTS INC.
<u>Xfer: T 6655 Cert#-87520</u>	2	MARI	01/31/1969	05/04/2012	WINDSOR ROCK PRODUCTS INC.

**OREGON  
WATER  
RESOURCES  
DEPARTMENT**



725 Summer Street NE Ste A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
May 8, 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.)