

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
September 25, 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.
- * **Extension of Time Checkpoint Progress Reports filed pursuant to OAR 690-315**
Documents the progress made toward development of the water use project since approval of the last permit extension and/or the last progress report checkpoint. (OAR 690-315 pertains to permit extension applications filed on or after July 1, 2001.)
- * **Application for Instream Lease**
Application by water right holder to lease existing water rights to instream use.
- * **Establishment of Mitigation Credits in the Deschutes Basin**
pursuant to OAR Chapter 690, Division 521 (ORS 537.746)
- * **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.
- * **Certificate Issuance**
Included in this section is a listing of recently issued water right certificates.

* **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.

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@wrdd.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, October 25, 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, November 09, 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:

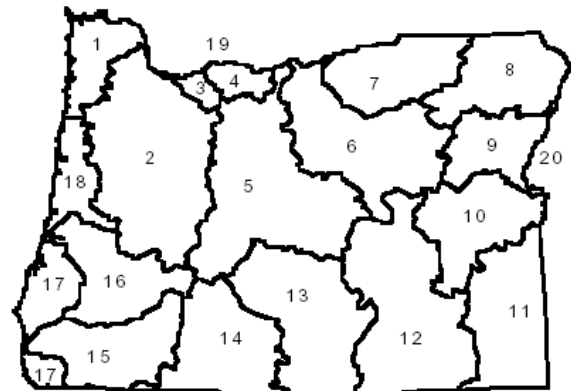
- | | |
|-----------------|---------------------|
| 1. North Coast | 11. Owyhee |
| 2. Willamette | 12. Malheur L. |
| 3. Sandy | 13. Goose/Summer L. |
| 4. Hood | 14. Klamath |
| 5. Deschutes | 15. Rogue |
| 6. John Day | 16. Umpqua |
| 7. Umatilla | 17. S. Coast |
| 8. Grande Ronde | 18. Mid-Coast |
| 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	County	Priority	Quantity	Stage	Status
S-87833	OPAL CREEK ANCIENT FOREST CENTER C/O KATIE RYAN 721 NW 9TH AVE SUITE 236		PORTLAND, OR	97209-			IR 3
2	UNNAMED STREAM > OPAL CREEK	8.00S 5.00E 33 NENW	Marion	08/24/2012	0.23C		
Uses: DO							
G-17560	W K AND K LAND LTD 3122 SE STAHLBUSH ISLAND RD		CORVALLIS, OR	97333			IR 3
2	A WELL > WILLAMETTE RIVER	12.00S 5.00W 12 SWSE	Linn	06/06/2012	0.778C		
Uses: IM							
S-87837	THEISS, ROLAND PO BOX 824 MYRTLE CREEK, OR 97457						IR 2
16	NORTH UMPQUA RIVER > UMPQUA RIVER	26.00S 3.00W 11 SWNW	Douglas	09/05/2012	0.01C		
Uses: DN							
G-17540	STADELI, TOBY 10622 SELAH SPRINGS DR NE SILVERTON, OR 97381						IR 3
2	A WELL > DRIFT CREEK	7.00S 1.00W 8 NENW	Marion	03/08/2012	0.333C (est)		
2	A WELL > PUDDING RIVER	7.00S 1.00W 8 NENW	Marion	03/08/2012	0.333C (est)		
2	A WELL > PUDDING RIVER	7.00S 1.00W 8 NWNW	Marion	03/08/2012	0.333C (est)		
Uses: IR IS							
G-17563							IR 2
2	A WELL > PERKIN SLOUGH	15.00S 4.00W 20 SESW	Lane	06/13/2012	0.85C		
Uses: IR							
G-17517	HIDDEN MEADOWS HOMEOWNERS ASSOCIATION 9600 NE MEADOW LOOP RD		NEWBERG, OR	97132			PFO 2
2	A WELL > CHEHALEM CREEK	3.00S 2.00W 19 SWSE	Yamhill	12/14/2011	0.05C		
Uses: DO IR							
G-17452	RATTLESNAKE CREEK LAND AND CATTLE LLC 524 HWY 20 N HINES, OR 97738						PFO 2
12	A WELL > HARNEY LAKE	25.00S 30.00E 33 SWSE	Harney	03/10/2011	1.452C (est)		
12	A WELL > HARNEY LAKE	26.00S 30.00E 4 NWNE	Harney	03/10/2011	1.452C (est)		
12	A WELL > HARNEY LAKE	25.00S 30.00E 33 SWSE	Harney	03/10/2011	1.452C (est)		
12	A WELL > HARNEY LAKE	26.00S 30.00E 3 NWNW	Harney	03/10/2011	1.452C (est)		
12	A WELL > HARNEY LAKE	26.00S 30.00E 3 NWNW	Harney	03/10/2011	1.452C (est)		

Uses: IR

[G-17455](#) CORIA, JANICE 8182 LIBERTY RD S SALEM, OR 97306 CORIA, LUIS 8182 LIBERTY RD S SALEM, OR 973 PFO 3
2 A WELL > NEIL CREEK 8.00S 3.00W 33 NENE Marion 03/29/2011 0.658C

Uses: IR

[G-17521](#) CRYSTAL PEAKS YOUTH RANCH 19344 INNES MARKET RD BEND, OR 97701 PFO 2
5 A WELL > DESCHUTES RIVER 16.00S 11.00E 12 SWSE Deschutes 12/27/2011 0.01C (est)
5 A WELL > DESCHUTES RIVER 16.00S 11.00E 12 SWSE Deschutes 12/27/2011 0.01C (est)

Uses: IR

[S-87804](#) PROSS, JACKIE PO BOX 94 82800 OCEAN BLVD WESTLAKE, OR 97493 WALKER, DONALD E. PO BOX 94 828 PFO 2
18 SILTCOOS LAKE > SILTCOOS RIVER 19.00S 12.00W 34 NESW Lane 04/30/2012 0.005C

Uses: DO

[G-17420](#) FAITH LAND CO. LLC 3716 E IDAHO ST SUITE A ELKO, NV 89801 PFO 2
10 A WELL > ROBBINS DRAIN 19.00S 43.00E 13 NWSW Malheur 09/03/2010 1.375C (est)
10 A WELL > ROBBINS DRAIN 19.00S 43.00E 13 NWNW Malheur 09/03/2010 1.375C (est)
10 A WELL > ROBBINS DRAIN 19.00S 43.00E 13 NWNW Malheur 09/03/2010 1.375C (est)
10 A WELL > ROBBINS DRAIN 19.00S 43.00E 14 NESW Malheur 09/03/2010 1.375C (est)
10 A WELL > ROBBINS DRAIN 19.00S 43.00E 14 SENW Malheur 09/03/2010 1.375C (est)
10 A WELL > ROBBINS DRAIN 19.00S 43.00E 12 SWNE Malheur 09/03/2010 1.375C (est)

Uses: IR

[G-17365](#) ROOT, ANDY 524 HWY 20 N HINES, OR 97738 PFO 2
12 A WELL > JONES CANYON 22.00S 33.00E 30 SWNW Harney 04/26/2010 0.35C (est)
12 A WELL > JONES CANYON 22.00S 33.00E 30 SWNE Harney 04/26/2010 0.35C (est)
12 A WELL > JONES CANYON 22.00S 33.00E 30 SWNW Harney 04/26/2010 0.35C (est)
12 A WELL > JONES CANYON 22.00S 33.00E 30 SWNW Harney 04/26/2010 0.35C (est)

Uses: IR

[S-87757](#) SMITH, CLATIE B. 97065 LANGLOIS MOUNTAIN RD LANGLOIS, OR 97450 PFO 2
17 A SPRING > NORTH FORK FLORAS CREEK 30.00S 14.00W 26 SWSW Curry 09/20/2011 0.005C

Uses: HC

Permit Application Final Orders

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

Application	Basin	County	Priority	Company	Name	FO Date
G-17525	12	HARN	01/23/2012		TOM DAVIS	09/13/2012
G-17255	5	DESC	08/21/2009		CONNIE HINES	09/20/2012
G-17508	8	UNIO	11/28/2011		TODD ARNOLDUS	09/20/2012
G-17527	12	HARN	01/26/2012		STEPHANIE BOWEN	09/20/2012
G-17551	9	BAKE	04/13/2012		J RICHARD FLEMING	09/20/2012
R-87682	15	JACK	01/18/2011		MARK MAYHEW	09/20/2012
R-87756	2	MARI	09/19/2011		GARY WALLSTROM	09/20/2012
S-87269	4	HOOD	09/19/2008	ONFEDERATED TRIBES OF THE WARM SPRINGS RESERVATIO	CHRIS BRUN	09/20/2012

**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 October 25, 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-16403
Permit Number: G-16243
4-R EQUIPMENT
PO BOX 5006
BEND, OR 97708
Deschutes County
A WELL > DRY RIVER BASIN
1.0 CFS FURTHER LIMITED TO 6.0 ACRE FEET PER YEAR
INDUSTRIAL/MANUFACTURING USES
October 1, 2022

Application Number: G-16578
Permit Number: G-16225
SCHELKE, STEVE
PO BOX 7186
BEND, OR 97708
Deschutes County
A WELL > DESCHUTES RIVER BASIN
0.037 CFS
IRRIGATION USE ON 3.0 ACRES
October 1, 2017

Proposed Final Orders Regarding Applications for Extensions of Time for Water Right Permits

ORS 537.230, 537.248, 537.630 and 539.010 authorize the Water Resources Department to extend time limits contained in water right permits for completing construction of water development projects and applying water to full beneficial use. Procedures for permit holders to apply for extensions and for the Department to evaluate and determine whether or not to approve extensions of time are contained in OAR 690-320-0010 for extensions filed before July 1, 2001, and in OAR 690-315-0010 for extensions filed on or after July 1, 2001.

Proposed Final Orders (PFO's) are the Department's preliminary decision on extension requests. They document the agency's decision through specific findings. Persons interested in receiving a mailed copy of a PFO must pay a statutorily-required fee of \$20. (Any person paying to receive a PFO by mail will also receive a copy of the Final Order when it is issued). PFO's may be viewed for free at the Department's Salem Office or at the appropriate district watermaster office.

Extension of Time Public Notice and Comment Procedures

Written comments on or written protests against a PFO must be submitted on or before November 09, 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: Columbia
Application File Number: R-85899
Permit Number: R-13974
Applicant: FLEMING, BRUCE
Address: 1129 SW 20TH
PORTLAND, OR 97205
River Basin: North Coast Basin
Water Source: UNNAMED STREAM > NEHALEM RIVER
Authorized Use of Water: MULTIPLE PURPOSE
Maximum Diversion/
Appropriation Rate: 11.1 AF

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 2012 to October 1, 2017.

County of Use: Clackamas
Application File Number: S-65051
Permit Number: S-48451
Applicant: CITY OF SANDY
Address: PO BOX 116
SANDY, OR 97055
River Basin: Sandy Basin
Water Source: SALMON RIVER > SANDY RIVER
Authorized Use of Water: MUNICIPAL USES
Maximum Diversion/
Appropriation Rate: 25.0 CFS

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 2000 to October 1, 2009.

Extensions of Time Progress
Checkpoint Progress Reports filed pursuant to OAR 690-315

Consistent with OAR 690-315-0050(6), the Department will accept public comment on the following Extension of time Checkpoint Progress Reports until October 25, 2012. Comments must be in writing and must indicate the application file and permit numbers. Following the comment period, the Department shall review evidence to determine whether or not the permit holder has been diligent in developing and perfecting the water use permit and has complied with all terms and conditions of the permit and/or extension of time. Additionally, the Department will provide notice of its determination to anyone who has submitted comments.

Extension file information is included in the following format:

- (a) Permit holder's name and address;
- (b) Application file number / permit number
- (c) County of use
- (d) Common name of water source(s)
listed in the permit;
- (e) Use of water allowed under the permit;

MHC MT. HOOD VILLAGE LLC
APPLICATION NUMBER: G-13716 PERMIT NUMBER: G-12941
CLACKMAS COUNTY
TWO WELLS IN SALMON RIVER BASIN
HUMAN CONSUMPTION ONLY FOR 650 HOUSEHOLDS

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 October 09, 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-1436

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

POD: 1 CRANE PRAIRIE RES > DESCHUTES R
SW 1/4 NW 1/4 Section 16T 21.00S R 8.00E MD
DESCHUTES AND CROOK Counties
450 AF for IRRIGATION

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 October 16, 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: Klamath
Instream Lease Number: IL 350

** Lessor **
HESS, STEPHEN
PO BOX 111
BEATTY, OR 97621

Contact: LAURA WILKE at (503) 986-0884

Reach: FROM POD TO MOUTH OF WHISKEY CREEK

Cert#	Permit	Priority	Use	Rate (cfs)	Duty (acf)	Source	Tributary to	Acres
Cert:38089	OR * S 28803	11/9/1962	IR	1.75	419.1	WHISKY CREEK	SPRAGUE RIVER	139.7

Establishment of Mitigation Credits in the Deschutes Basin

ORS 537.746 authorizes the Department to award mitigation credits in the Deschutes Basin to approved mitigation projects. Mitigation credits may be used in the Deschutes Basin, specifically the Deschutes Ground Water Study Area, to mitigate for the impacts of ground water use on surface water flows. Pursuant to OAR Chapter 690, Division 521, upon receipt of notification of a mitigation project, the Department shall give public notice of the intent to establish mitigation credits.

The public is invited to comment on establishment of mitigation credits for the project(s) described below. Comments must be received within 21 days of the date of this public notice. Comments should address the award of mitigation credits to the proposed project and its use for mitigation purposes. Included in this public notice is a preliminary determination as to the amount of mitigation credits that may be available from the proposed project.

Deschutes County

Mitigation Project #: MP-175

Project Applicant: City of Redmond, and Central Oregon Irrigation District

Mitigation Project

And Process: Instream Transfer Application T-11458 for Certificate 83571 (Also see Instream Transfer Section of the August 14, 2012 public notice for application details)

Subbasin/Source: Middle Deschutes River Subbasin – Deschutes River, tributary to the Columbia River

Amount of Water: Proposed Instream: up to 13.019 CFS with a Maximum Seasonal Volume – 4,180.3 AF

Current Use: 766.957 equivalent acres of Municipal Use

Credits Assigned to: City of Redmond

Preliminary Mitigation

Credit Determination: up to 1672.1 Mitigation Credits

May be available for use in the Middle Deschutes River and General Zones of Impact

Contact: Laura Wilke, Phone: (503) 986-0884

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 October 25, 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: DOUGLAS
Transfer: 11474
Water Right: CERT 86821
Priority Date: OCTOBER 31, 1927
Name: ELIZABETH AND TIMOTY DEWSNUP
13683 S MYRTLE RD
MYRTLE CREEK, OR 97457
Change: POINT OF DIVERSION; PLACE OF USE
Source: WEAVER CREEK

County: CLACKAMAS
Transfer: 11475
Water Right: CERT 64477; 64508
Priority Date: JULY 20, 1977; JANUARY 2, 1979
Name: JAMES E CALCAGNO
17031 S CLACKAMAS R DR
OREGON CITY, OR 97045
Change: ADDITIONAL POINT OF DIVERSION
Source: SIEBEN DRAIN DITCH

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 October 25, 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-11426 filed by John G. & Mary Beth Bernards, 14295 SW Masonville Rd., McMinnville, OR 97128, proposes a place of use change under Certificates 40415 and 45126 (priority dates 4/3/1953 and 6/13/1972). The rights allow the use of 0.77 cubic foot per second from the SOUTH YAMHILL RIVER in Sec. 12, T 5 S, R 5 W, W.M. for irrigation in Secs. 11 and 12, T 5 S, R 5 W, W.M. The applicant proposes to change the place of use within Sec. 11. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

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 October 25, 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 LaPine (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.

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)).

<u>File Number</u>	<u>Basin Number</u>	<u>County</u>	<u>Priority Date</u>	<u>Issue Date</u>	<u>Name</u>
<u>Xfer: T 9273 Cert#-87754</u>	13	LAKE	02/08/1979	09/20/2012	LA FRANCHI, RON
<u>Xfer: T 9273 Cert#-87755</u>	13	LAKE	05/04/1977	09/20/2012	LA FRANCHI, RON
<u>Xfer: T 9273 Cert#-87756</u>	13	LAKE	05/04/1977	09/20/2012	LA FRANCHI, RON

**OREGON
WATER
RESOURCES
DEPARTMENT**



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

PUBLIC NOTICE OF WATER USE REQUESTS
September 25, 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.)