

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
October 9, 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.
- * **Transfer Preliminary Determinations**
Requests to change point of diversion or appropriation, place of use, and character of use upon which the public may protest the application and Department's preliminary determination.
- * **Transfer Applications: Permit Amendments**
Requests to amend permits.
- * **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@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, November 08, 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 23, 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 02 A WELL > SPRING CR Uses: IR	EUGENE OR 97123	16.00S 03.00W 19	NESW Lane	01/29/2002	0.3700 C	IR	3

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:

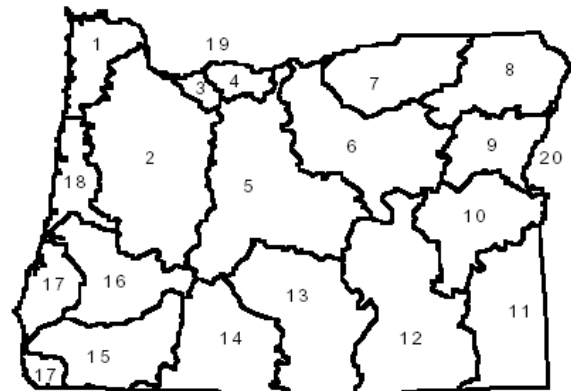
- | | |
|-----------------|---------------------|
| 1. North Coast | 11. Owyhee |
| 2. Willamette | 12. Malheur L. |
| 3. Sandy | 13. Goose/Summer L. |
| 4. Hood | 14. Klamath |
| 5. Deschutes | 15. Rogue |
| 6. John Day | 16. Umpqua |
| 7. Umatilla | 17. S. Coast |
| 8. Grande Ronde | 18. Mid-Coast |
| 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
G-17539	OREGON DEPARTMENT OF STATE LANDS	775 SUMMER ST NE SUITE 100	SALEM, OR	97301-1279			IR 3
5	A WELL > DESCHUTES RIVER	18.00S 13.00E 16 NWNW	Deschutes	03/01/2012	0.15C		
Uses:	DO 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
G-17547	9	BAKE	04/09/2012	HAINES ORGANIC FARM	RICHARD HAINES	09/27/2012
R-87436	15	JACK	04/10/2009		LAURA LILLIE	09/27/2012
R-87441	6	GRAN	04/20/2009		BERCH WATSON	09/27/2012
R-87603	2	MARI	08/10/2010		HERMAN VARNER	09/27/2012
R-87790	5	JEFF	03/28/2012		DAVID SHEETS	09/27/2012
S-87629	6	GRAN	06/03/2010		LARRY BLAKESLEE	09/27/2012
S-87713	1	COLU	04/18/2011	WESTPORT WATER ASSOCIATION		09/27/2012
S-87782	5	CROO	02/06/2012		THOMAS SEALS	09/27/2012
G-17197	2	CLAC	03/26/2009		WILLIAM JABS	10/04/2012
R-87722	6	GRAN	05/05/2011	ENGLE HOME RANCH LLC	GARY ENGLE	10/04/2012
R-87746	16	DOUG	08/22/2011		LEWIS HOWE	10/04/2012
R-87747	16	DOUG	08/22/2011	SILVER BUTTE TIMBER CO.		10/04/2012
R-87748	17	CURR	08/23/2011		TERIL VIPOND	10/04/2012
R-87753	15	JACK	08/31/2011		NANCY FLEISCHMAN	10/04/2012
R-87767	2	MARI	11/21/2011		CARLOS TARRILLO	10/04/2012

Application	Basin	County	Priority	Company	Name	FO Date
R-87770	2	LANE	11/28/2011		MICHAEL SMITH	10/04/2012
R-87776	16	DOUG	01/11/2012		DAVID RANDALL	10/04/2012
R-87777	16	DOUG	01/11/2012		DAVID RANDALL	10/04/2012
R-87792	9	BAKE	03/29/2012		NORMA APPLE	10/04/2012
R-87812	2	YAMH	05/31/2012		BOB DEUTH	10/04/2012
S-87752	16	DOUG	08/30/2011		ROBERT WALKER	10/04/2012

**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 November 08, 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-15904
Permit Number: G-16162
METHVEN, DR ALLEN
120 SW 7TH ST
DUNDEE, OR 97115
Yamhill County
TWO WELLS > HOLDRIDGE CREEK BASIN
0.357 CFS UNTIL OCTOBER1, 2011 AND THEN 0.067 CFS BEGINNING MARCH 1, 2012
AGRICULTURE USES; IRRIGATION ON 80.0 ACRES
October 1, 2022

Application Number: S-86920
Permit Number: S-54470
GRAHAM, JOANNE AND RICHARD
321 MAPLEWOOD LANE
ROSEBURG, OR 97470
Douglas County
NORTH UMPQUA RIVER > UMPQUA RIVER
0.01CFS
DOMESTIC EXPANDED FOR ONE HOUSEHOLD
October 1, 2017

Application Number: G-13804
Permit Number: G-13738
STUMBAUGH, BRENT
PO BOX 223
HAINES OR 97833
Baker County
TWO WELLS > BIG MUDDY CREEK BASIN
4.5 CFS BEING 2.25 CFS FROM EACH WELL
SUPPLEMENTAL IRRIGATION OF 401.33 ACRES
October 1, 2018

Application Number: G-16753
Permit Number: G-16321
KOSMALA, GREGORY
PO BOX 2304
LEBANON, OR 97355
Linn County
A WELL > OAK CREEK BASIN
0.33 CFS, FURTHER LIMITED TO 0.04 CFS FOR IRRIGATION USE ON 3.44 ACRES
NURSERY USES ON 5.14 ACRES; IRRIGATION USE ON 3.44 ACRES
October 1, 2016

Application Number: G-15245
Permit Number: G-15132
HARMON, PAUL AND RITA
31440 S DRYLAND RD
CANBY, OR 97013
Clackamas County
A WELL > PUDDING RIVER BASIN
0.809 CFS
NURSERY USES ON 5.39 ACRES
October 1, 2015

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 23, 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-1438
CRUM, MONTY
PO BOX 121
IONE, OR 97843

POD: 1 A WELL > WILLOW CRK
NE 1/4 SE 1/4 Section 10T 1.00S R 22.00E WM
Gilliam County

POD: 2 A WELL > WILLOW CRK
SE 1/4 SE 1/4 Section 3 T 1.00S R 22.00E WM
Gilliam County

POD: 3 A WELL > WILLOW CRK
NE 1/4 SE 1/4 Section 14T 1.00S R 22.00E WM
Gilliam County

POD: 5 A WELL > WILLOW CRK
SW 1/4 SW 1/4 Section 13T 1.00S R 22.00E WM
Gilliam County

POD: 6 A WELL > WILLOW CRK
SE 1/4 SE 1/4 Section 14T 1.00S R 22.00E WM
Gilliam County

POD: 7 A WELL > WILLOW CRK
SW 1/4 SW 1/4 Section 13T 1.00S R 22.00E WM
Gilliam County
0.8912 CFS for Road Construction or Maintenance

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 November 08, 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-11106 filed by Wayne Trumbull, 412 Parkview Street, Milton-Freewater, OR 97862, proposes to modify the point of appropriation under Registration Application GR-3349, Certificate of Registration GR-3101). Registration Application GR-3349 claims the use of 451.5 gallons per minute from a well within the Middle Branch Mud Creek basin, located in the Sec. 27. T6N, R35E, W.M., for irrigation in Sec. 27. The applicant proposes to modify the groundwater registration by adding two points of appropriation (new wells) within Sec. 28. The Water Resources Department has concluded that the proposed modification appears to be consistent with the requirements of ORS Chapters 537 and 540, and OAR 690-382-1000.

Transfer Applications: Permit Amendments

The holder of a water right permit may apply to change a point of diversion (POD) or appropriation (POA) or to change the place of use (POU) pursuant to ORS 537.211 (4).

Notice is given that the following applications for Permit Amendments have been received by the Department. If the proposed change in point of diversion or appropriation is for a distance greater than 1/4 mile or includes intervening diversion points, notice also will be published in a local newspaper.

County: YAMHILL
Transfer: 11479
Water Right: PERMIT S 14837
Priority Date: JANUARY 10, 1941
Name: CITY OF MCMINNVILLE
ATTN KEM CARR, GENERAL MANAGER
PO BOX 638
MCMINNVILLE, OR 97128
Change: ADDITIONAL POINT OF DIVERSION
Source: HASKINS CREEK

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 November 08, 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:

Glide Water Association (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)).

File Number	Basin Number	County	Priority Date	Issue Date	Name
App: G 14315 Cert#-87790	13	LAKE	05/28/1996	10/08/2012	SHUFFIELD, ERNEST D.
App: G 14955 Cert#-87791	5	CROO	03/29/1999	10/08/2012	CANNON, CAL; SHOTGUN RANCH LLC

**OREGON
WATER
RESOURCES
DEPARTMENT**



725 Summer Street NE Ste A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
October 9, 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.)