

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
February 12, 2013

*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.
- * **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.
- * **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.
- * **Transfer Applications: Regular**
Requests to change point of diversion or appropriation, place of use, or character of use upon which the public may comment. The changes may be proposed in an application for a transfer (including instream or historic POD), an exchange, or a substitution.
- * **Transfer Preliminary Determinations**
Requests to change point of diversion or appropriation, place of use, and character of use upon which the public may protest the application and Department's preliminary determination.

- * **Transfer Applications: 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 Permanent Transfers (ORS 540.580)**
Petitions requesting transfers in place of use within a district's boundaries.
- * **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, March 14, 2013. 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, March 29, 2013.

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:

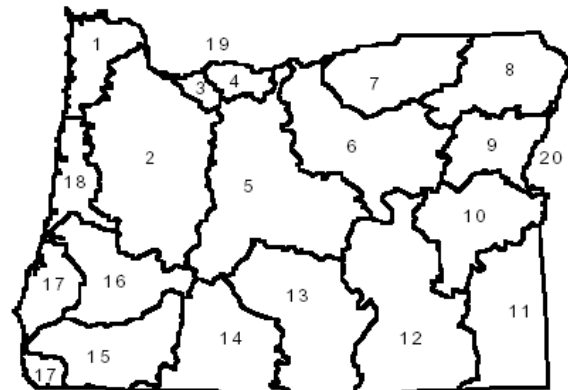
- | | |
|-----------------|---------------------|
| 1. North Coast | 11. Owyhee |
| 2. Willamette | 12. Malheur L. |
| 3. Sandy | 13. Goose/Summer L. |
| 4. Hood | 14. Klamath |
| 5. Deschutes | 15. Rogue |
| 6. John Day | 16. Umpqua |
| 7. Umatilla | 17. S. Coast |
| 8. Grande Ronde | 18. Mid-Coast |
| 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
S-87854	WOOD, JIM POST, OR 97752						IR 3
5	WASTEWATER > NEWSOME CR	16.00S 19.00E 32 NENE	Crook	12/24/2012	0.09C		
Uses: IS							
G-17574	AURORA EAST LP 14812 SE ONDO RIVERA DR DAMASCUS, OR 97089						IR 2
2	A WELL > SENECALE CREEK	4.00S 1.00W 10 NWSW	Marion	08/09/2012	0.278C		
Uses: IR							
G-17568	EDWARDS MEADOWS HOME OWNERS ASSOCIATION (HOA) PO BOX 33 HILLSBORO, OR 97123 HELLMAN, WALT P						IR 3
2	A WELL > ROCK CREEK	1.00S 2.00W 8 NESW	Washington	07/09/2012	0.45C		
Uses: IR							
G-17566	CROWN VILLA LLC PMB 25218 3465 N PINES WAY SUITE 104 WILSON, WY 83014 KINE, LARRY 1133 NW W						IR 3
5	A WELL > DESCHUTES RIVER	18.00S 12.00E 16 NESW	Deschutes	06/28/2012	0.323C		
Uses: IR							
S-87855	BUNNELL, RICHARD D. 1271 WHISTLERS LANE ROSEBURG, OR 97470						IR 2
16	NORTH UMPQUA R > UMPQUA RIVER	26.00S 4.00W 16 NENE	Douglas	12/31/2012	0.01C		
Uses: DN							
G-17599	CAMPBELL, JAMES 32401 AIRPORT LANE BURNS, OR 97720 ZELLEY, LORETTA 32401 AIRPORT LANE BURNS						IR 2
12	A WELL > POISON CREEK SLOUGH	23.00S 31.00E 11 SWSW	Harney	01/19/2012	0.11C		
Uses: IR							
G-17585	MILGARD, JAMES 9801 ALLEN POINT GIG HARBOR, WA 98332						IR 2
5	A WELL > LIZARD CREEK	22.00S 20.00E 2 NENW	Deschutes	09/24/2012	2.55C		
Uses: IR							

Final Orders - Permit & License Applications

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-17533	2	WASH	02/10/2012		VIRGINIA RATTNER	01/31/2013
G-17548	13	LAKE	04/09/2012	SCHOFIELD FAMILY LIMITED PARTNERSHIP	DUANE SCHOFIELD	01/31/2013
G-17558	8	UNIO	05/21/2012		BRETT RUDD	01/31/2013
R-87614	5	WASC	05/26/2010		JOHN WEYAND	01/31/2013
S-87755	5	DESC	09/14/2011		BRANDON LADD	01/31/2013
LL-1443	5	CROO	01/14/2013		CHRIS BEDSAUL	02/06/2013
G-17506	7	GILL	11/22/2011		GLEN GRIFFITH	02/07/2013
G-17517	2	YAMH	12/14/2011		C/O MARGARET HOOP	02/07/2013
G-17542	12	HARN	03/28/2012		ANDY ROOT	02/07/2013
G-17549	2	LANE	04/11/2012	OREGON HEALTH AUTHORITY		02/07/2013
G-17559	2	LANE	05/30/2012		RICHARD BRUNADER	02/07/2013
G-17560	2	BENT	06/06/2012	W K AND K LAND LTD		02/07/2013
R-87815	2	LINN	05/23/2012		RANDY ROTH	02/07/2013
S-87704	17	COOS	03/09/2011		DONALD RYAN	02/07/2013

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 April 13, 2013.

R-87797

ANDERSON, COLLEEN AND TIMOTHY
14546 ANTIOCH RD
WHITE CITY, OR 97503

POD: 1 RUNOFF > SNIDER CREEK
SW 1/4 SE 1/4 Section 14T 35.00S R 2.00W WM
Jackson County
0.86 AF for MULTIPLE PURPOSE

R-87640

BLECH, ANDREAS
1867 WILLIAMS HWY SUITE 270
GRANTS PASS, OR 97527

POD: 1 SLAGLE CREEK > APPELEGATE RIVER
NE 1/4 NE 1/4 Section 6 T 38.00S R 4.00W WM
Jackson County
3.0 AF for MULTIPLE PURPOSE (est.)

POD: 2 APPELEGATE RIVER > ROGUE RIVER
SE 1/4 SW 1/4 Section 6 T 38.00S R 4.00W WM
Jackson County
3.0 AF for MULTIPLE PURPOSE (est.)

POD: 3 RUNOFF > APPELEGATE RIVER
NE 1/4 NE 1/4 Section 6 T 38.00S R 4.00W WM
Jackson County
3.0 AF for MULTIPLE PURPOSE (est.)

POD: 4 RUNOFF > ROGUE RIVER
NE 1/4 NE 1/4 Section 6 T 38.00S R 4.00W WM
Jackson County
3.0 AF for MULTIPLE PURPOSE (est.)

R-87857

SUMMER LAKE IRRIGATION DISTRICT; WITHERS, DAN
PO BOX 99
SUMMER LAKE, OR 97640

POD: 1 ANA RIVER > SUMMER LAKE
NW 1/4 SE 1/4 Section 6 T 30.00S R 17.00E WM
Lake County
1000.0 A for FISH CULTURE
1000.0 A for FISH CULTURE

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 CERTIFICATE: 1377, IN THE NAME OF GEO. H. WHITAKER
PRIORITY DATE: SEPTEMBER 13, 1913
SOURCE: WHYCHUS CR > DESCHUTES R
LANDOWNER: ROB & TRISA LINDSAY
ADDRESS: 8484 SW 82nd ST, REDMOND, OR, 97756
USE: IRRIGATION
QUANTITY: 0.25 CFS
ACRES: 20.0
LOCATION: T15S, R11E, 33, NESE, NWSE

COUNTY: DESCHUTES
WATER RIGHT CERTIFICATE: 74151, IN THE NAME OF SUCCESSORS TO
SQUAW CREEK IRRIGATION COMPANY
PRIORITY DATE: NOVEMBER, 1904
SOURCE: WHYCHUS CR > DESCHUTES R
LANDOWNER: ROB & TRISA LINDSAY
ADDRESS: 8484 SW 82nd ST, REDMOND, OR, 97756
USE: IRRIGATION
QUANTITY: 0.25 CFS
ACRES: 12.5
LOCATION: T15S, R11E, 33, NESE, NWSE

COUNTY: DESCHUTES
WATER RIGHT CERTIFICATE: 87100, IN THE NAME OF SQUAW CREEK
IRRIGATION COMPANY
PRIORITY DATE: NOVEMBER, 1904
SOURCE: WHYCHUS CR > DESCHUTES R
LANDOWNER: ROB & TRISA LINDSAY
ADDRESS: 8484 SW 82nd ST, REDMOND, OR, 97756
USE: IRRIGATION
QUANTITY: 0.55 CFS
ACRES: 27.5
LOCATION: T15S, R11E, 33, NWSE

**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 March 14, 2013. 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-16499
Permit Number: G-16291
SANDELIE GOLF CLUB INC.
28333 SW MOUNTAIN RD
WEST LINN, OR 97068
Clackamas County
WELL 1 & 2 > WILLAMETTE RIVER BASIN
2.0 CFS
IRRIGATION USE ON 162.6 ACRES
October 1, 2032

Application Number: G-15657
Permit Number: G-15203
G I RANCH CORP.; SMITH, WILLIAM L
15 SW COLORADO AVE STE A
BEND, OR 97702
Crook County
A WELL > SOUTH FORK CROOKED RIVER BASIN
3.54 CFS
IRRIGATION OF 283.3 ACRES
October 1, 2014

Application Number: G-16801
Permit Number: G-16278
PHILLIPS, TOM
190 SW 4TH AVE
ONTARIO, OR 97914
Malheur County
A WELL > MALLETT DRAIN BASIN
0.22 CFS
IRRIGATION USE ON 32.0 ACRES
October 1, 2017

Application Number: G-15541
Permit Number: G-15110
LYON, TRACEY
23444 HWY 50
MERRILL, OR 97633
Klamath County
2 WELLS > LOST RIVER BASIN
4.0 CFS
IRRIGATION USE ON 327.7 ACRES
October 1, 2014

Application Number: G-16692
Permit Number: G-16183
GOLDEN MOUNTAIN LLC
2470 LICHENS DR
HOOD RIVER, OR 97031
Hood River County
A WELL > ODELL CREEK BASIN
0.212 CFS
IRRIGATION USE ON 50.0 ACRES
October 1, 2016

Application Number: S-86782
Permit Number: S-54431
KEMP, JOHN A. AND WILLA M.
20210 SW CONZELMANN RD
SHERWOOD, OR 97140-8956
Washington County
A RESERVOIR > WEST FORK CHICKEN CREEK
11.5 AF
IRRIGATION USE ON 61.75 ACRES
October 1, 2022

Application Number: G-15573
Permit Number: G-15114
BLES, JOHN AND MARLENE
14263 SPRAGUE RIVER RD
CHILOQUIN, OR 97424
Klamath County
A WELL > SPRAGUE RIVER BASIN
2.0 CFS
IRRIGATION USE ON 160.2 ACRES
October 1, 2016

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 March 29, 2013. 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:	Gilliam
Application File Number:	S-46891
Permit Number:	S-35058
Applicant:	CITY OF ARLINGTON
Address:	PO BOX 356 ARLINGTON, OR 97812
River Basin:	John Day Basin
Water Source:	COLUMBIA RIVER > PACIFIC OCEAN
Authorized Use of Water:	MUNICIPAL USES
Maximum Diversion/ Appropriation Rate:	8.16 CFS

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 1999 to October 1, 2030.

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 March 14, 2013. 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;

LONESTAR DEVELOPMENT, INC; DEBRA SMYRES
APPLICATION NUMBER: G-15216 PERMIT NUMBER: G-13964
UMATILLA COUNTY
FOURTEEN WELLS IN COLUMBIA RIVER BASIN
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 March 05, 2013. 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: Douglas

Instream Lease Number: IL 282

** Lessor **
NICHOL, GERRY
9698 HENDERER ROAD
ELKTON, OR 97436

** Lessor **
NICHOL, RICHARD
9698 HENDERER ROAD
ELKTON, OR 97436

Contact: KODY THURGOOD at 503-986-0892

Reach: FROM THE POD (RIVER MILE 38.4) TO RIVER MILE 28

Cert#	Permit	Priority	Use	Rate (cfs)	Duty (acf)	Source	Tributary to	Acres
Cert:54902	CF * S 34320	4/16/1969	DO,IR	0.45	90.0	UMPQUA RIVER	PACIFIC OCEAN	36.0

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 March 14, 2013. 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: UMATILLA
Transfer: 11530
Water Right: CERT 49211
Priority Date: SEPTEMBER 8, 1975
Name: IRON HORSE ACRES, LLC
301 E MAIN ST
TURLOCK, CA 95380-4537
Change: PLACE OF USE
Source: WELL 1

County: YAMHILL
Transfer: 11531
Water Right: CERT 87859
Priority Date: APRIL 20, 1995
Name: COYOTE CREEK GROUP LLC
700 DEBORAH RD SUITE 200
NEWBERG, OR 97132
Change: POINT OF APPROPRIATION; PLACE OF USE; USE
Source: A WELL

Transfer Preliminary Determinations

A Preliminary Determination provides the Department's conclusion as to whether a proposed change in place of use, point of diversion or appropriation, or character of use of an existing water right should be approved. Changes of water rights may be proposed in an application for transfer (including instream, historic POD, exchange, substitution or ground water registration modification).

The Department has issued preliminary determinations on the transfer applications listed below. In addition to this notice, the Department is complying with ORS 540.520(2) that requires publication of notice in a local newspaper for all transfers except those proposing a change in place of use only or a change in point of diversion of less than ¼ mile where there are no intervening diversion points.

Any person may protest the application and preliminary determination or may file a standing statement. Pursuant to OAR 690-380-4030(3) and OAR 690-382-0900, protests must raise all reasonably ascertainable issues and include all reasonably available arguments supporting the person's position. In addition, protests must be accompanied by a \$600 protest fee for non-applicant and \$300.00 protest fee for applicant. A Water Right Transfer Protest Form is available at <http://www.oregon.gov/OWRD/PUBS/forms.shtml> or by calling 503-986-0888. Protests must be received by the Department on or before March 14, 2013, 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-11159 filed by Mark Zoller of Willow Farms, LLC, PO Box 288, Washougal, WA 98671, proposes to change the places of use for portions of eight water rights. Certificates 53377, 53379, 75806 and 76583 allow use of 0.89 cfs from diversions on Willow Creek in Sec. 7 and 20, T2N, R23E, W.M. Certificates 83339, 83340 and 83341 allow use of 0.25 cfs from wells in Sec. 17 and 20. Certificate 83342 allows use of 299 gallons per minute from wells in Sec. 8, 17 and 20. The applicant proposes to change the places of use for primary and supplemental irrigation for all the above described rights from Sec. 8, 16, 17, 18, 20 and 21 to other locations within Sec. 7, 17, 18 and 19. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-11279 filed by Gregory Bulkley and Jacqueline Graham, 28850 Ivory Pine Rd, PO Box 46, Bly, OR 97622, proposes changes in place of use and character of use under Certificates 45158, 47296 and 68022. The rights allow the use of 2.39 cubic feet per second (cfs) from Fivemile Creek in Sec. 1 and 2, T36S, R13E, W.M. for irrigation in Sec. 1 and 2. The applicants propose to create an instream use in Five Mile Creek from the points of diversion to the mouth at a maximum of 1.87 cfs. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540, OAR 690-380-5000 and OAR 690-077-0075.

T-11458 filed by City Of Redmond (243 East Antler Ave, Redmond, OR 97756) and Central Oregon Irrigation District (1055 SW Lake Court, Redmond, OR 97756), proposes a change in place of use and character of use under Certificate 83571. The right allows the use of up to 20.203 CUBIC FEET PER SECOND from the DESCHUTES RIVER at the North Canal Dam Diversion #11 in Sec. 29, T 17S, R 12E, W.M. for municipal use. The applicant proposes to create an instream use in the Deschutes River (from the COID North Canal Dam to Lake Billy Chinook). The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540, OAR 690-380-5000, and OAR 690-077-0075. The applicants also propose cancellation of a portion of Certificate 76714. The Department has also concluded that the proposed transfer appears to result in mitigation for Groundwater Permit Application G-14905 pursuant to OAR 690-505-0500 & OAR 690-505-0630.

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: BENTON
Transfer: 11529
Water Right: CERT 24030
Priority Date: SEPTEMBER 4, 1952
Name: TOM GORACKE
26744 MCFARLAND RD
MONROE, OR 97456
Change: PLACE OF USE
Source: MUDDY CREEK

District Permanent Transfers (ORS 540.580)

A district may request to permanently change the place of use within district boundaries. A district may provide notice to the Department of a change before it is made, and shall submit a district permanent application prior to the end of the calendar year in which the change occurs. The Department shall approve the transfer application provided it does not cause injury to existing water rights or expand the water use. The final order approving the permanent transfer is subject to protest.

This public notice also includes district notices of proposed changes. The Department will accept comments on injury and enlargement of changes in place of use associated with the notice and use those comments in the review of the proposed change.

The Department seeks public comment on recently filed district transfer applications listed below. The deadline for comments or protests to the transfer application must be received by the Department on or before March 14, 2013. The Department will hold a contested case hearing if: 1) a protest and \$600 protest fee for non-applicant and \$300.00 protest fee for applicant are received within the time allowed; or 2) the Department finds a hearing is needed to determine whether the proposed changes would result in injury to existing rights. (If a water user believes that a proposed change could injure a water delivery within a district's boundaries, the matter will be resolved directly between the district and the water user.)

County: HOOD RIVER
Transfer: 11528
Water Right: CERT 74299; 74306; 76230; 85975; 85976
Priority Date: DECEMBER 1, 1905; MAY 7, 1906; APRIL 27, 1989
1891 AND 1899; FEBRUARY 29, 1924
Name: FARMERS IRRIGATION DISTRICT
1985 COUNTRY CLUB RD
HOOD RIVER, OR 97031
Change: PLACE OF USE
Source: NORTH FORK GREEN POINT CREEK

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 10038 Cert#-87904	2	MARI	02/21/1958	02/11/2013	CITY OF SALEM
Xfer: T 10039 Cert#-87905	2	MARI	06/16/1958	02/11/2013	CITY OF SALEM
Xfer: T 10040 Cert#-87902	2	MARI	09/08/1955	02/11/2013	CITY OF SALEM
Xfer: T 10041 Cert#-87903	2	MARI	09/23/1955	02/11/2013	CITY OF SALEM

**OREGON
WATER
RESOURCES
DEPARTMENT**



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

PUBLIC NOTICE OF WATER USE REQUESTS

February 12, 2013

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 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.

Alternatively, you may use our new Public Comment tool available on our website. Go to our website: <http://apps.wrd.state.or.us/apps/wr/wrinfo/>, and enter identifying information about the application. On the Water Rights Information Query Results page, use the "Submit a Public Comment" link, or under "View all Scanned Documents" use the "Submit a Public Comment" link.

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 proposed and final orders on a pending permit or permit extension applications 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 proposed and final orders are also available for viewing – at no charge – at our Salem office or at the local watermaster office or online.)