

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
**April 16, 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](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.
- \* **Applications for Limited Licenses**  
Requests to use water for 5 years or less. Licenses are subordinate to other rights and may be revoked if a use is found to injure other water right holders.
- \* **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.
- \* **Transfer Applications: Permit Amendments**  
Requests to amend permits.
- \* **District Temporary Transfers (ORS 540.570)**  
Applications requesting transfers in place of use within a district's boundaries.

- \* **District Permanent Transfers (ORS 540.580)**  
Petitions requesting transfers in place of use within a district's boundaries.
- \* **Ground Water Registration Modifications**  
Applications requesting Department recognition of changes in point of appropriation, place of use and character of use under a ground water certificate of registration.
- \* **Water Management and Conservation Plans Progress Reports**  
Water management and conservation plan progress reports submitted by municipalities 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, May 16, 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, May 31, 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	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

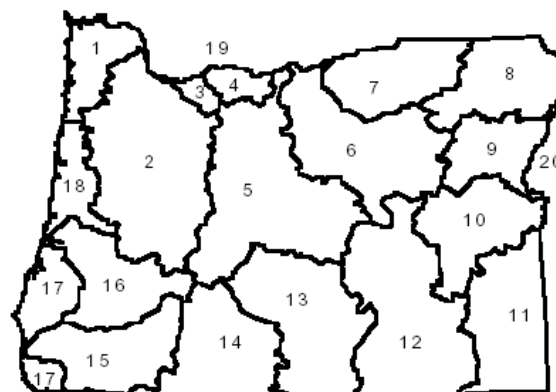
### THIRD LINE:

- \* 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

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

AG: Agriculture	GR: Groundwater recharge	MU: Municipal
CF,CH,CL, CR: Cranberry uses	GT: Geothermal	NU: Nursery use
CM: Commercial	IC: Irrigation, primary & supplemental	PA: Pollution abatement
CS: Campground	ID: Irrigation with domestic	PW: Power
DI, DN: Domestic including non-commercial lawn & garden	IL: Irrigation with livestock	QM: Quasi-municipal
DO: Domestic	IM: Industrial or manufacturing	RC: Recreation
DS: Domestic & stock	IR: Irrigation	RW: Road construction
FI: Fish	IS: Irrigation, supplemental	ST: Storage
FP: Fire protection	LV: Livestock	SW: Swimming
FW: Fish & wildlife	LW: Livestock & wildlife	TC: Temperature control
GD: Group domestic	MI: Mining	WI: Wildlife



App#	Basin Source	Township/Range	County	Priority	Quantity	Stage	Status
<a href="#">S-87874</a>	LORENCE, ANN 3485 SW 106TH AVE BEAVERTON, OR 97005	LORENCE, JEFFERY 3485 SW 106TH AVE BEAVE				IR	2
16	NORTH UMPQUA RIVER > UMPQUA RIVER	26.00S 5.00W 30 NWNE	Douglas	02/27/2013	0.01C		
Uses:	DN						

## **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
<a href="#">LL-1442</a>	7	UMAT	12/06/2012		KENT MADISON	04/05/2013
<a href="#">R-87634</a>	4	WASC	07/02/2010	J AND R DENSLINGER INC.		04/11/2013

## **Applications for Extensions of Time to Perfect Water Right Permits filed pursuant to OAR 690-315**

**Consistent with OAR 690-315-0050, the Department will accept public comment on the following extension applications until May 16, 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-12279](#)

Permit Number: G-11185  
OSTERMAN, JAMES 22329 S CLEAR CREEK RD ESTACADA, OR 97023  
Clackamas County  
A WELL > CLEAR CREEK  
0.6684 CFS  
NURSERY USES ON 68.9 ACRES  
October 1, 2013

[Application Number: S-48909](#)

Permit Number: S-36515  
DESCHUTES VALLEY WATER DISTRICT 881 SW CULVER HWY MADRAS, OR 97741  
Jefferson County  
OPAL SPRINGS > CROOKED RIVER  
11.92 CFS  
QUASI-MUNICIPAL USES  
October 1, 2028

[Application Number: G-14888](#)

Permit Number: G-13730  
ROOT, ANDY HC 73 174 HARNEY RD BURNS, OR 97720  
Harney County  
WELL 8 AND WELL 9> RATTLESNAKE CREEK  
3.08 CFS  
IRRIGATION OF 246.4 ACRES  
October 1, 2018

Application Number: S-70936

Permit Number: S-52459  
OSTERMAN, JAMES 22329 S CLEAR CREEK RD ESTACADA, OR 97023  
Clackamas County  
STEEPLECHASE RESERVOIR > CLACKAMAS RIVER  
8.4 AF  
UNNAMED STREAM > CLACKAMAS RIVER  
0.056 CFS  
CLEAR CREEK > CLACKAMAS RIVER  
0.557 CFS  
NURSERY USES ON 69.8 ACRES  
October 1, 2017

Application Number: G-16209

Permit Number: G-15789  
COUNTRYSIDE COMMUNITY CHURCH 18810 SW KRUGER RD SHERWOOD, OR 97140  
Washington County  
A WELL > GOOSE CREEK  
0.01 CFS  
IRRIGATION USES ON 0.941 ACRES  
October 1, 2015

Application Number: G-16448

Permit Number: G-16134  
KLEMZ, JIM 16747 OLD MILITARY DR, SISTERS, OR 97759-9761  
Deschutes County  
A WELL > WYCHUS CREEK  
0.125 CFS  
IRRIGATION ON 10.0 ACRES  
October 1, 2022

Application Number: S-72120

Permit Number: S-54166  
OREGON PARKS AND RECREATION DEPARTMENT 725 SUMMER ST NE SUITE C SALEM, OR 97301  
Grant County  
BRIDGE CREEK AND A RES> MIDDLE FORK JOHN DAY RIVER  
0.15 CFS  
POND MAINTENANCE FOR FISH, WILDLIFE, AND LIVESTOCK  
October 1, 2014

Application Number: G-14555

Permit Number: G-13382  
FIRST CITIZENS BANK REO 16536 BERNARDO CENTER DR SAN DIEGO, CA 92128  
Washington County  
A WELL > MCKAY CREEK  
0.446C  
AGRICULTURE USES AND IRRIGATION FOR NURSERY USE ON 22.6 ACRES  
October 1, 2018

Application Number: G-16500

Permit Number: G-16292  
SANDELIE GOLF CLUB INC. 28333 SW MOUNTAIN RD WEST LINN, OR 97068  
Clackamas County  
WELL 1 AND WELL 2 > WILLAMETTE RIVER  
2.0 CFS (est)  
IRRIGATION USE ON 162.6 ACRES  
October 1, 2023



Application Number: G-14594

Permit Number: G-13426

PETE S SCHELL 7401 SE PATRIOT LANE PRINEVILLE, OR 97754

Crook County

TWO WELLS > DRY CREEK

0.238 CFS, BEING 0.223 CFS FROM WELL 1 AND 0.223 CFS FROM WELL 2

IRRIGATION OF 19.0 ACRES

October 1, 2018

Application Number: G-14678

Permit Number: G-13539

ROOT, ANDY HC 73 174 HARNEY RD BURNS, OR 97720

Harney County

EIGHT WELLS > RATTLESNAKE CREEK

16.81 CFS, BEING 3.8 CFS WELL 1, 1.1 CFS WELL 2, 2.8 CFS WELL 3, 2.86 CFS WELL 4,

1.6 CFS WELL 5, 0.32 CFS WELL 6, 0.33 CFS WELL 7, 4.0 CFS WELL 8

PRIMARY IRRIGATION OF 1421.1 ACRES AND SUPPLEMENTAL IRRIGATION OF 166.8 ACRES

October 1, 2018

## 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.

Licenseses must maintain a record of how much water they are using (ORS 537.143). **The Department may approve a license after April 30, 2013, 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-1458

NORTH UNIT IRRIGATION DISTRICTMIKE BRITTON 2024 NW BEECH ST MADRAS, OR 97741  
POD: 1 WICKIUP RES > DESCHUTES R  
SE 1/4 NE 1/4 Section 29 T 17.00S R 12.00E WM  
Deschutes County  
18.56 CFS for IRRIGATION

LL-1459

NORTH UNIT IRRIGATION DISTRICTMIKE BRITTON 2024 NW BEECH ST MADRAS, OR 97741  
POD: 1 A RES > DESCHUTES R  
SE 1/4 NE 1/4 Section 29 T 17.00S R 12.00E WM  
Deschutes County  
4.049 CFS 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 May 07, 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. If you have questions or comments please contact Joan Smith 503-986-0898 or [Joan.M.SMITH@wrdd.state.or.us](mailto:Joan.M.SMITH@wrdd.state.or.us)

County: Union  
Instream Lease Number: SL 19

\*\* Lessor \*\*  
RICKER, DAVID  
60534 OR HWY 203  
UNION, OR 97883

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

Reach: FROM THE POD TO THE MOUTH OF CATHERINE CREEK

Cert#	Permit	Priority	Use	Rate (cfs)	Duty (acf)	Source	Tributary to	Acres
Cert:6181 OR *		1864, 1897	IR	0.94	112.9	CATHERINE CREEK	GRANDE RONDE RIVER	37.63

County: Wasco  
Instream Lease Number: SL 20

\*\* Lessor \*\*

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ASHBROOK, STAN  
75 HEIMRICH ST  
DUFUR, OR 97021

\*\* Lessee \*\*

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

Reach: FROM THE POD TO THE MOUTH OF FIFTEENMILE CREEK

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:48199 CF *		1860, 1873	IR	0.78	187.92	FIFTEENMILE CREEK	COLUMBIA RIVER	62.64

County: Douglas  
Instream Lease Number: IL 748

\*\* Lessor \*\*

PENCE, WILLIAM R.  
360 PACK SADDLE ROAD  
MYRTLE CREEK, OR 97457

Reach: FROM THE POD TO THE MOUTH OF SOUTH MYRTLE CREEK

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:22034 OR * S	20318	5/2/1951	IR	0.12	24.99	SOUTH MYRTLE CREEK	MYRTLE CREEK	10.0

County: Deschutes  
Instream Lease Number: IL 1279

\*\* Lessee \*\*

DESCHUTES RIVER CONSERVANCY  
700 NW HILL ST

BEND, OR 97701

\*\* Lessor \*\*

TUMALO IRRIGATION DISTRICT  
64697 COOK AVE  
BEND, OR 97701

Reach: FROM POD # 9 TO THE MOUTH OF THE DESCHUTES RIVER

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:83571	CF RR CR *	10/31/1900 12/2/1907	IM,IR	0.062	19.77	DESCHUTES RIVER	COLUMBIA RIVER	2.0

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

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:76106	CF * S 27840	12/8/1961	IR	0.33	58.1	UPPER TUMALO RESERVOIR	TUMALO CREEK	23.24

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

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:74146	CF *	9/1/1900	IM,IR	0.42	52.92	TUMALO CREEK	DESCHUTES RIVER	29.4

Reach: FROM POD #1 TO THE MOUTH OF TUMALO CREEK AND ON TO THE MOUTH OF THE DESCHUTES RIVER

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:74147	CF * S 19628	10/29/1913	IM,IR,IS	1.585	508.98	TUMALO CREEK	DESCHUTES RIVER	51.36

County: Jefferson

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Instream Lease Number: IL 1286

\*\* Lessor \*\*

NORTH UNIT IRRIGATION DISTRICT; MIKE BRITTON  
2024 NW BEECH ST  
MADRAS, OR 97741

\*\* Lessee \*\*

DESCHUTES RIVER CONSERVANCY  
700 NW HILL ST  
BEND, OR 97701

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

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:72283	CF * S 33954	9/18/1968	IR	0.027	4.8	CROOKED RIVER	DESCHUTES RIVER	1.2

Reach: FROM THE NORTH CANAL DAM (RM 164.6) TO THE MOUTH OF THE DESCHUTES RIVER

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:72279	CF * S 23196	2/28/1913	IR	2.484	592.73	DESCHUTES RIVER	COLUMBIA RIVER	112.9

County: Deschutes  
Instream Lease Number: IL 1289

\*\* Lessor \*\*

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

\*\* Lessor \*\*

HAMMOND, ROBERT  
SOUTHWEST PROPERTY GROUP LLC

P.O. BOX 1591  
BEND, OR 97709

\*\* Lessee \*\*  
DESCHUTES RIVER CONSERVANCY  
700 NW HILL ST  
BEND, OR 97701

Reach: FROM THE POD TO LAKE BILLY CHINOOK AND ON TO THE MOUTH OF THE DESCHUTES RIVER

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:74197	CF RR *	2/1/1905	IR	0.029	15.42	DESCHUTES RIVER	COLUMBIA RIVER	1.0

County: Deschutes  
Instream Lease Number: IL 1291

\*\* Lessee \*\*  
DESCHUTES RIVER CONSERVANCY  
700 NW HILL ST  
BEND, OR 97701

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

Reach: FROM SWALLEY MAIN CANAL (POD #3) 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	2.08	714.11	DESCHUTES R	COLUMBIA R	107.97

County: Deschutes  
Instream Lease Number: IL 1292

\*\* Lessor \*\*

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

\*\* Lessee \*\*

DESCHUTES RIVER CONSERVANCY  
700 NW HILL ST  
BEND, OR 97701

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

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:83571	CF RR CR *	10/31/1900	IR	4.016	1785.27	DESCHUTES RIVER	COLUMBIA RIVER	
189.19		12/2/1907						

County: Deschutes  
Instream Lease Number: IL 1293

\*\* Lessor \*\*

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

\*\* Lessee \*\*

DESCHUTES RIVER CONSERVANCY  
700 NW HILL ST  
BEND, OR 97701

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

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:83571	CF RR CR *	10/31/1900	IR	0.19	85.25	DESCHUTES RIVER	COLUMBIA RIVER	8.65



12/2/1907

County: Deschutes  
Instream Lease Number: IL 1294

\*\* Lessor \*\*

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

\*\* Lessee \*\*

DESCHUTES RIVER CONSERVANCY  
700 NW HILL ST  
BEND, OR 97701

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

Cert# Acres	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to
Cert:83571 13.0	CF RR CR *	10/31/1900	IR	0.276	122.67	DESCHUTES RIVER	COLUMBIA RIVER
		12/2/1907					

County: Deschutes  
Instream Lease Number: IL 1295

\*\* Lessor \*\*

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

\*\* Lessee \*\*

DESCHUTES RIVER CONSERVANCY  
700 NW HILL ST  
BEND, OR 97701

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

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert:83571	CF RR CR *	10/31/1900 12/2/1907	IR	0.638	286.59	DESCHUTES RIVER	COLUMBIA RIVER	29.08

County: Deschutes  
Instream Lease Number: IL 1296

\*\* Lessee \*\*  
DESCHUTES RIVER CONSERVANCY  
700 NW HILL ST  
BEND, OR 97701

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

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

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to
Cert:83571	CF RR CR *	10/31/1900 12/2/1907	IR	1.378	619.51	DESCHUTES RIVER	COLUMBIA RIVER
62.86							

County: Deschutes  
Instream Lease Number: IL 1298

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

\*\* Lessee \*\*  
DESCHUTES RIVER CONSERVANCY  
700 NW HILL ST  
BEND, OR 97701

Reach: FROM THE POD TO LAKE BILLY CHINOOK AND ON THE THE MOUTH OF THE DESCHUTES RIVER

Cert# Acres	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to
Cert:74197 11.28	CF RR *	2/1/1905	IR	0.322	173.94	DESCHUTES RIVER	COLUMBIA RIVER
		4/25/1905					

## **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 May 16, 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: MARION  
Transfer: 11569  
Water Right: CERT 42315  
Priority Date: MARCH 10, 1970  
Name: DEARMOND FAMILY TRUST LLC  
THOMAS DEARMOND  
11463 BROADACRES RD NE  
HUBBARD, OR 97032  
Change: ADDITIONAL POINT OF APPROPRIATION  
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 May 16, 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-11414 filed by Kent Madison, of Madison Farms, now assigned to Madison Ranches Land III, LLC, 29299 Madison Rd., Echo, OR, 97826, proposes a change in point of appropriation under Certificate 87265. The right allows the use of 0.28 cfs from the South Spring Well in Sec. 30, T3N, R28E, W.M., for irrigation in Section 30. The applicant proposes to change the point of appropriation to the Windmill Well in Sec. 31. The Water Resources Department has concluded that the proposed transfer appears to be consistent with the requirements of ORS Chapter 540, OAR 690-380-2110 and 690-380-5000.

T-11540 filed by Sherwood School District, 23295 SW Main St., Sherwood, OR 97140, proposes a place of use change under Certificate 85185. The right allows the use of 0.142 CUBIC FOOT PER SECOND from A WELL in Sec. 30, T 2S, R 1 W, W.M. for irrigation within Sec. 30. The applicant proposes to change the place of use within Sec. 30. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

## Transfer Applications: Temporary Transfer

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

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

County: WASCO  
Transfer: 11562  
Water Right: CERT 36589  
Priority Date: JUNE 6, 1924  
Name: WAYNE L. WEBB  
PO BOX 1550  
THE DALLES, OR 97058  
Change: PLACE OF USE  
Source: A SPRING

County: LAKE  
Transfer: 11563  
Water Right: CERT 66571  
Priority Date: DECEMBER 15, 1986  
Name: LEON E AND BETTY JUNE BAKER  
PO BOX 65  
SILVER LAKE, OR 97638  
Change: PLACE OF USE  
Source: A WELL

County: MARION  
Transfer: 11564  
Water Right: CERT 22660  
Priority Date: AUGUST 3, 1949  
Name: MELVIN KAUFMAN  
11155 KAUFMAN RD NE  
SILVERTON, OR 97317  
Change: PLACE OF USE  
Source: PUDDING RIVER

## **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: HARNEY  
Transfer: 11561  
Water Right: CERT G 16100  
Priority Date: DECEMBER 21, 2005  
Name: JACOB POTTER  
54422 HWY 78  
BURNS, OR 97720  
Change: ADDITIONAL POINT OF APPROPRIATION  
Source: A WELL

## **District Temporary Transfers (ORS 540.570)**

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

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

The Department seeks public comments on the recently filed district temporary transfer applications listed below. Any person may comment on a transfer application. Comments must be received by the Department on or before May 16, 2013. The Department shall consider the comments in determining whether to condition, reject, or revoke a temporary district transfer.

County: WASCO  
Transfer: 11567  
Water Right: CERT 77326; 77733  
Priority Date: JULY 1, 1903, AUGUST 19, 1904;  
NOVEMBER 11, 1915  
Name: JUNIPER FLAT DISTRICT IMPROVEMENT CO.  
82529 HWY 216  
MAUPIN, OR 97037  
Change: PLACE OF USE  
Source: CLEAR CREEK

County: HOOD RIVER  
Transfer: 11570  
Water Right: CERT 80929  
Priority Date: MARCH 13, 1964  
Name: EAST FORK IRRIGATION DISTRICT  
PO BOX 162  
ODELL, OR 97031  
Change: PLACE OF USE  
Source: EAST FORK HOOD RIVER



## **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 May 16, 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.)

Notice of District

County: DESCHUTES  
Permanent Transfer: NOTICE #T-2013-005  
Certificate: 83571, 76714  
Priority Date: 1900, 1907, 1913  
Name: CENTRAL OREGON IRRIGATION DISTRICT  
Address: 1055 SW LAKE COURT, REDMOND, OR 97756  
Change: POU  
Source: DESCHUTES RIVER  
Acres: 0.51  
Authorized POU: T18S R13E 12  
Proposed POU: T18S R13E 12

## **Transfer Applications: Ground Water Registration Modification**

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

The Department seeks public comment on the recently-filed applications for recognition of modifications in ground water registrations listed below. Any person may comment on an application for a ground water registration modification. Comments must be received by the Department on or before May 16, 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 recognized after the Department has completed a review of the application and will be provided an opportunity to protest the application and preliminary determination at that time.

County: MARION  
Transfer: 11565  
Water Right: CERT 80481; GR 638  
Priority Date: MARCH 31, 1982; APRIL 30, 1948  
Name: MELVIN KAUFMAN  
11155 KAUFMAN RD NE  
SILVERTON, OR 97317  
Change: PLACE OF USE  
Source: PUDDING RIVER

County: MARION  
Transfer: 11566  
Water Right: CERT 80481; GR 638  
Priority Date: MARCH 31, 1982; APRIL 30, 1948  
Name: MELVIN KAUFMAN  
11155 KAUFMAN RD NE  
SILVERTON, OR 97317  
Change: PLACE OF USE  
Source: PUDDING RIVER

## **Water Management and Conservation Plans Progress Reports**

Pursuant to OAR 690-086-0120(4) and (5), the Department is required to give notice of progress reports on Water Management and Conservation Plans.

Any person may review and comment on these progress reports. The Department requests that comments be submitted no later than 30 days after the date of this notice. Progress reports have been submitted by the following municipal supplier(s):

Port of Portland

If you are interested in reviewing the document, it is available online for the next 30 days at:  
<http://filepickup.wrd.state.or.us/files/Publications/WMCP/Plans%20on%20Public%20Notice/>

For information please contact Bill Fujii at 503 986-0887

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A  
Salem OR 97301

## PUBLIC NOTICE OF WATER USE REQUESTS

April 16, 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:

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\* 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.)