

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
July 2, 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.
- * **Expedited Secondary Applications to Use Stored Water**
Applications to use stored water exclusively, filed under a simplified review process.
- * **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 Applications: Permit Amendments**
Requests to amend permits.
- * **District Permanent Transfers (ORS 540.580)**
Petitions requesting transfers in place of use within a district's boundaries.

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, August 01, 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, August 16, 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:

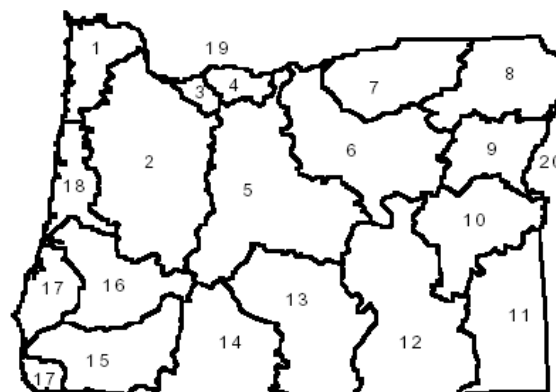
- * Type of use (see abbreviations below)

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 |
|-------------------------|--|-----------------------|------------|------------|----------|-------|--------|
| G-17612 | MCFAUL, GEORGE 78900 ROCK CREEK TRAIL RD TYGH VALLEY, OR 97063 | | | | | | IR 3 |
| 2 | A WELL > WAIBLE GULCH | 1.00N 2.00W 19 SENE | Washington | 12/28/2012 | 1.11C | | |
| Uses: IR | | | | | | | |
| G-17631 | RAGO, NICHOLAS A. 17734 BUCK RD LAKEVIEW, OR 97630 | | | | | | IR 2 |
| 13 | A WELL > COTTONWOOD CREEK | 39.00S 19.00E 26 SESW | Lake | 02/28/2013 | 0.392C | | |
| Uses: IR LV WI | | | | | | | |

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-17574 | 2 | MARI | 08/09/2012 | AURORA EAST LP | | 06/20/2013 |
| G-17583 | 12 | HARN | 09/06/2012 | | RICHARD RANEY | 06/20/2013 |
| G-17591 | 15 | JACK | 10/22/2012 | | STEVEN BOYD | 06/20/2013 |
| G-17593 | 12 | HARN | 10/29/2012 | | EDWIN ENSZ | 06/20/2013 |
| G-17581 | 12 | HARN | 08/31/2012 | | DAVE MACOMBER | 06/21/2013 |
| S-87833 | 2 | MARI | 08/24/2012 | OPAL CREEK ANCIENT FOREST CENTER | | 06/21/2013 |
| S-87207 | 2 | YAMH | 06/25/2008 | GRAND RONDE COMMUNITY WATER ASSOCIATION | | 06/25/2013 |
| LL-1472 | 16 | DOUG | 06/05/2013 | | MIKE RITCHIE | 06/26/2013 |
| G-17553 | 5 | DESC | 04/13/2012 | WATER RIGHT SERVICES LLC | JOHN SHORT | 06/27/2013 |

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 August 31, 2013.

[R-87884](#)

BATTAGLIA, DANIEL 1385 SW OAKDALE AVE DALLAS, OR 97338
POD: 1 UNNAMED STREAM > NORTH FORK ASH CREEK
NW 1/4 NW 1/4 Section 5 T 8.00S R 5.00W WM
Polk County
0.6 AFT for MULTIPLE PURPOSE

Expedited Secondary Applications Under HB 2178 (2005)

For expedited secondary applications to use exclusively stored water filed under HB 2178, the public is invited to comment within 30 days of this notice, by **August 01, 2013**. The expedited secondary applications listed below have been filed recently. Any person may raise public interest issues regarding these applications. If public interest issues are raised, the Department may move the application to the standard process and review the application pursuant to ORS 537.153, and issue a Proposed Final Order. If no public issues are raised, the Department may issue a final order and permit without further prior notice.

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

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

[S-87888](#)

ROBINSON STEVENS, JANICE
1202 TENNYSON ST 6
MANHATTAN BEACH, CA 90266

STEVENS, CARL
CARL M STEVENS FAMILY
1202 TENNYSON ST 6
MANHATTAN BEACH, CA 90266

POD: 1 WILLAMETTE RIVER > PACIFIC OCEAN
NW 1/4 SW 1/4 Section 28T 3.00S R 1.00W WM
Clackamas County
0.0 AFT for IRRIGATION (est.)

POD: 2 DETROIT RESERVOIR > NORTH SANTIAM RIVER
SW 1/4 NW 1/4 Section 7 T 10.00S R 5.00E WM
Clackamas County
0.0075 AFT for IRRIGATION (est.)

POD: 3 BLUE RIVER RESERVOIR > BLUE RIVER
SE 1/4 SE 1/4 Section 16T 16.00S R 4.00E WM
Clackamas County
0.0075 AFT for IRRIGATION (est.)

POD: 4 COTTAGE GROVE RESERVOIR > COAST FORK WILLAMETTE RIVER
SE 1/4 NE 1/4 Section 28T 21.00S R 3.00W WM
Clackamas County
0.0075 AFT for IRRIGATION (est.)

POD: 5 COUGAR RESERVOIR > SOUTH FORK MCKENZIE RIVER
SE 1/4 SE 1/4 Section 31T 16.00S R 5.00E WM
Clackamas County
0.0075 AFT for IRRIGATION (est.)

POD: 6 DORENA RESERVOIR > ROW RIVER
NW 1/4 SE 1/4 Section 32T 20.00S R 2.00W WM
Clackamas County
0.0075 AFT for IRRIGATION (est.)

- POD: 7 FALL CREEK RESERVOIR > FALL CREEK
NE 1/4 SW 1/4 Section 1 T 19.00S R 1.00W WM
Clackamas County
0.0075 AFT for IRRIGATION (est.)
- POD: 8 FERN RIDGE RESERVOIR > LONG TOM RIVER
NE 1/4 SW 1/4 Section 4 T 17.00S R 5.00W WM
Clackamas County
0.0075 AFT for IRRIGATION (est.)
- POD: 9 GREEN PETER RESERVOIR > MIDDLE SANTIAM RIVER
NW 1/4 SE 1/4 Section 10T 13.00S R 2.00E WM
Clackamas County
0.0075 AFT for IRRIGATION (est.)
- POD: 10 HILLS CREEK RESERVOIR > MIDDLE FORK WILLAMETTE RIVER
SE 1/4 SW 1/4 Section 26T 21.00S R 3.00E WM
Clackamas County
0.0075 AFT for IRRIGATION (est.)
- POD: 11 LOOKOUT POINT RESERVOIR > MIDDLE FORK WILLAMETTE RIVER
NW 1/4 SE 1/4 Section 13T 19.00S R 1.00W WM
Clackamas County
0.0075 AFT for IRRIGATION (est.)

S-87889

ROBINSON STEVENS, JANICE
1202 TENNYSON ST 6
MANHATTAN BEACH, CA 90266

STEVENS, CARL
CARL M STEVENS FAMILY
1202 TENNYSON ST 6
MANHATTAN BEACH, CA 90266

- POD: 1 WILLAMETTE RIVER > COLUMBIA RIVER
NE 1/4 NW 1/4 Section 28T 3.00S R 1.00W WM
Clackamas County
0.0 AFT for IRRIGATION (est.)
- POD: 2 DETROIT RESERVOIR > NORTH SANTIAM RIVER
SW 1/4 NW 1/4 Section 7 T 10.00S R 5.00E WM
Clackamas County
0.0075 AFT for IRRIGATION (est.)
- POD: 3 BLUE RIVER RESERVOIR > BLUE RIVER
SE 1/4 SE 1/4 Section 16T 16.00S R 4.00E WM
Clackamas County
0.0075 AFT for IRRIGATION (est.)
- POD: 4 COTTAGE GROVE RESERVOIR > COAST FORK WILLAMETTE RIVER
SE 1/4 NE 1/4 Section 28T 21.00S R 3.00W WM
Clackamas County
0.0075 AFT for IRRIGATION (est.)
- POD: 5 COUGAR RESERVOIR > SOUTH FORK MCKENZIE RIVER
SE 1/4 SE 1/4 Section 31T 16.00S R 5.00E WM
Clackamas County
0.0075 AFT for IRRIGATION (est.)

POD: 6 DORENA RESERVOIR > ROW RIVER
NW 1/4 SE 1/4 Section 32T 20.00S R 2.00W WM
Clackamas County
0.0075 AFT for IRRIGATION (est.)

POD: 7 FALL CREEK RESERVOIR > FALL CREEK
NE 1/4 SW 1/4 Section 1 T 19.00S R 1.00W WM
Clackamas County
0.0075 AFT for IRRIGATION (est.)

POD: 8 FERN RIDGE RESERVOIR > LONG TOM RIVER
NE 1/4 SW 1/4 Section 4 T 17.00S R 5.00W WM
Clackamas County
0.0075 AFT for IRRIGATION (est.)

POD: 9 GREEN PETER RESERVOIR > MIDDLE SANTIAM RIVER
NW 1/4 SE 1/4 Section 10T 13.00S R 2.00E WM
Clackamas County
0.0075 AFT for IRRIGATION (est.)

POD: 10 HILLS CREEK RESERVOIR > MIDDLE FORK WILLAMETTE RIVER
SE 1/4 SW 1/4 Section 26T 21.00S R 3.00E WM
Clackamas County
0.0075 AFT for IRRIGATION (est.)

POD: 11 LOOKOUT POINT RESERVOIR > MIDDLE FORK WILLAMETTE RIVER
NW 1/4 SE 1/4 Section 13T 19.00S R 1.00W WM
Clackamas County
0.0075 AFT for IRRIGATION (est.)

[S-87907](#)

BELCHOFF, C/O BORIS
BUREAU OF RECLAMATION; UMATILLA FIELD OFFICE
32871 DIAGONAL RD
HERMISTON, OR 97838

POD: 1 COLD SPRINGS RESERVOIR > COLD SPRINGS WASH
NW 1/4 NE 1/4 Section 3 T 4.00N R 29.00E WM
Umatilla County
831.9 AFT for IRRIGATION

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 August 16, 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: | Yamhill |
| Application File Number: | R-74936 |
| Permit Number: | R-12030 |
| Applicant: | SANDERS FAMILY FARM LLC |
| Address: | 346 POPPY AVE CORONA DEL MAR, CA 92625 |
| River Basin: | Willamette Basin |
| Water Source: | A WELL > WILLAMETTE RIVER UNNAMED STREAM > WILLAMETTE RIVER |
| Authorized Use of Water: | RECREATION |
| Maximum Diversion/ Appropriation Rate: | 0 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, 2015.

| | |
|---|-------------------------------------|
| County of Use: | Hood River |
| Application File Number: | G-16932 |
| Permit Number: | G-16381 |
| Applicant: | CONFEDERATED TRIBES OF WARM SPRINGS |
| Address: | 6030 DEE HWY PARKDALE, OR 97041 |
| River Basin: | Hood Basin |
| Water Source: | FOUR WELLS > ROGERS CREEK |
| Authorized Use of Water: | FISH CULTURE |
| Maximum Diversion/ Appropriation Rate: | 1.36 CFS |

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 2012 to October 1, 2022.

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 July 16, 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-1479

OREGON ASSET HOLDINGS LLC ATTN JOHN BLAIR 8701 WEST GAGE BLVD KENNEWICK, OR 97850
POD: 1 S FK JACOBSON GULCH > SNAKE R
NW 1/4 SE 1/4 Section 13T 17.00S R 46.00E WM
Malheur County
500 GPM for INDUSTRIAL/MANUFACTURING USES

LL-1480

KENNEDY, LEON 276 E ROPING RD ATOKA, OK 74525
POD: 1 SPRING 3 > SPINGHILL POND
SE 1/4 NW 1/4 Section 7 T 4.00N R 29.00E WM
Umatilla County
0.7 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 July 23, 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@wrд.state.or.us

County: Wheeler
Instream Lease Number: IL 191

** Lessor **
CONFEDERATED TRIBES OF THE WARM SPRINGS RESERVATION
P.O. BOX C
WARM SPRINGS, OR 97761

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

| Reach: | Permit | Priority | Use | Rate (cfs) | Duty (acf) | Source | Tributary to |
|------------|--------------|-----------|-----|------------|------------|----------------|----------------|
| Cert# | | | | | | | |
| Acres | | | | | | | |
| Cert:68638 | CF * S 47613 | 2/23/1983 | IR | 0.052 | 18.87 | JOHN DAY RIVER | COLUMBIA RIVER |
| 3.8 | | | | | | | |

| Reach: | Permit | Priority | Use | Rate (cfs) | Duty (acf) | Source | Tributary to |
|------------|--------|----------|-----|------------|------------|----------------|----------------|
| Cert# | | | | | | | |
| Acres | | | | | | | |
| Cert:68636 | CF * | 1900 | IR | 0.0926 | | JOHN DAY RIVER | COLUMBIA RIVER |
| 7.2 | | | | | | | |

Reach: FROM THE POD AT RIVER MILE 126 TO RIVER MILE 20.9

| Cert# | Permit | Priority | Use | Rate(cfs) | Duty(acf) | Source | Tributary to |
|------------|--------|----------|-----|-----------|-----------|----------------|--------------------|
| Cert:68636 | CF * | 1900 | IR | 0.12 | 35.02 | JOHN DAY RIVER | COLUMBIA RIVER 7.2 |

Reach: FROM THE POD AT RIVER MILE 126 TO RIVER MILE 20.9

| Cert# | Permit | Priority | Use | Rate(cfs) | Duty(acf) | Source | Tributary to |
|------------|-----------|-----------------|-------|-----------|-----------|----------------|----------------|
| Cert:67885 | RR CR * S | 47613 2/23/1983 | IR,IS | 0.295 | 107.08 | JOHN DAY RIVER | COLUMBIA RIVER |

Reach: FROM THE POD AT RIVER MILE 126 TO RIVER MILE 20.9

| Cert# | Permit | Priority | Use | Rate(cfs) | Duty(acf) | Source | Tributary to |
|------------|--------|----------|-----|-----------|-----------|----------------|----------------|
| Cert:67640 | RR * | 1900 | IR | 0.6199 | | JOHN DAY RIVER | COLUMBIA RIVER |

Reach: FROM THE POD AT RIVER MILE 126 TO RIVER MILE 20.9

| Cert# | Permit | Priority | Use | Rate(cfs) | Duty(acf) | Source | Tributary to |
|------------|--------|----------|-----|-----------|-----------|----------------|----------------|
| Cert:67640 | RR * | 1900 | IR | 0.82 | 236.21 | JOHN DAY RIVER | COLUMBIA RIVER |

County: Douglas

Instream Lease Number: IL 955

** Lessor **
COOLEY, EDWARD J.
PO BOX 642
ELKTON, OR 97436

** Lessor **
GRAY, TIM R.
2493 MEHL CREEK ROAD
OAKLAND, OR 97462

Reach: POD TO MOUTH OF MEHL CREEK

| | | | | | | | | |
|------------|---|-----------|-----|-----------|-----------|------------|--------------|-----|
| Cert# | Permit | Priority | Use | Rate(cfs) | Duty(acf) | Source | Tributary to | |
| Acres | | | | | | | | |
| Cert:46155 | OR * S 34809 | 12/8/1969 | IR | 0.02 | 3.5 | MEHL CREEK | UMPQUA RIVER | 1.4 |
| Reach: | POD TO MOUTH OF MEHL CREEK | | | | | | | |
| Cert# | Permit | Priority | Use | Rate(cfs) | Duty(acf) | Source | Tributary to | |
| Acres | | | | | | | | |
| Cert:79461 | RR * S 46290 | 8/12/1980 | IR | 0.008 | 3.75 | MEHL CREEK | UMPQUA RIVER | 2.5 |
| Reach: | FROM THE POD TO THE MOUTH OF MEHL CREEK | | | | | | | |
| Cert# | Permit | Priority | Use | Rate(cfs) | Duty(acf) | Source | Tributary to | |
| Acres | | | | | | | | |
| Cert:84907 | CF * S 46290 | 8/12/1980 | IR | 0.025 | 12.0 | MEHL CREEK | UMPQUA RIVER | 4.8 |

County: Wheeler
 Instream Lease Number: IL 1305

** Lessor **
 GOODELL, D ROCKEY & RAHLES M.
 23193 WINLOCK LANE
 FOSSIL, OR 97830

** Lessor **
 MALTMAN, SCOTT & KIMBERLI
 38180 SE SERBAN
 SANDY, OR 97059

| | | | | | | | | |
|------------|------------|----------|-----|-----------|-----------|---------------|--------------|-----|
| Reach: | AT THE POD | | | | | | | |
| Cert# | Permit | Priority | Use | Rate(cfs) | Duty(acf) | Source | Tributary to | |
| Acres | | | | | | | | |
| Cert:25002 | OR * | 1889 | IR | 0.06 | 23.2 | CORNCOB CREEK | KAHLER CREEK | 5.8 |
| Reach: | AT THE POD | | | | | | | |
| Cert# | Permit | Priority | Use | Rate(cfs) | Duty(acf) | Source | Tributary to | |
| Acres | | | | | | | | |
| Cert:26033 | OR * | 1874 | IR | 4.07 | 625.0 | CORNCOB CREEK | KAHLER CREEK | |
| 163.0 | | | | | | | | |

County: Deschutes
Instream Lease Number: IL 1323

** Lessor **
CITY OF SISTERS
PO BOX 39
SISTERS, OR 97759

** Lessor **
THREE SISTERS IRRIGATION DISTRICT
PO BOX 2230
SISTERS, OR 97759

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

| Reach: | FROM THE POD | TO LAKE | BILLY CHINOOK | | | | | |
|-----------------|--------------|----------|---------------|-----------|-----------|---------------|-----------------|------|
| Cert# | Permit | Priority | Use | Rate(cfs) | Duty(acf) | Source | Tributary to | |
| Acres | | | | | | | | |
| Cert:85392 CF * | | 1886 | IR | 0.14 | 20.83 | WHYCHUS CREEK | DESCHUTES RIVER | 7.0 |
| Reach: | FROM THE POD | TO LAKE | BILLY CHINOOK | | | | | |
| Cert# | Permit | Priority | Use | Rate(cfs) | Duty(acf) | Source | Tributary to | |
| Acres | | | | | | | | |
| Cert:86828 RR * | | 1880 | IR | 0.342 | 32.59 | WHYCHUS CREEK | DESCHUTES RIVER | |
| 10.8 | | | | | | | | |
| Reach: | FROM THE POD | TO LAKE | BILLY CHINOOK | | | | | |
| Cert# | Permit | Priority | Use | Rate(cfs) | Duty(acf) | Source | Tributary to | |
| Acres | | | | | | | | |
| Cert:86826 RR * | | 1881 | IR | 0.71 | 105.62 | WHYCHUS CREEK | DESCHUTES RIVER | 35.5 |

County: Washington
Instream Lease Number: IL 1324
Public Notice date July 2, 2013, Page 15

** Lessee **

THE FRESHWATER TRUST
65 SW YAMHILL STREET, SUITE 200
PORTLAND, OR 97204

** Lessor **

GARDNER, LYELL
46570 SW PATTON VALLEY ROAD
GASTON, OR 97119

| Reach: | FROM THE POD TO THE MOUTH OF THE TUALATIN RIVER | | | | | | | |
|-------------------|---|----------|-----|-----------|-----------|----------------|------------------|-----|
| Cert# | Permit | Priority | Use | Rate(cfs) | Duty(acf) | Source | Tributary to | |
| Acres | | | | | | | | |
| Cert:19982 OR * S | 17585 | 3/4/1947 | IR | 0.034 | 6.75 | TUALATIN RIVER | WILLAMETTE RIVER | 2.7 |

County: Washington
Instream Lease Number: IL 1325

** Lessor **

IVERSON, NIKI
CITY OF HILLSBORO
150 E MAIN
HILLSBORO, OR 97123

| Reach: | FROM THE POD TO THE MOUTH OF MCKAY CREEK | | | | | | | |
|-------------------|--|-----------|-----|-----------|-----------|-------------|--------------|-------|
| Cert# | Permit | Priority | Use | Rate(cfs) | Duty(acf) | Source | Tributary to | Acres |
| Cert:34822 OR * S | 26747 | 4/29/1960 | IR | 0.04 | 8.5 | MCKAY CREEK | DAIRY CREEK | 3.4 |

| Reach: | FROM THE POD TO THE MOUTH OF DAIRY CREEK | | | | | | | |
|-------------------|--|-----------|-----|-----------|-----------|-------------|----------------|-------|
| Cert# | Permit | Priority | Use | Rate(cfs) | Duty(acf) | Source | Tributary to | Acres |
| Cert:49086 RR * S | 14050 | 10/9/1939 | IR | 0.11 | 21.63 | DAIRY CREEK | TUALATIN RIVER | 8.65 |

| Reach: | FROM THE POD TO THE MOUTH OF ROCK CREEK | | | | | | | |
|-------------------|---|-----------|-----|-----------|-----------|----------------|--------------|-------|
| Cert# | Permit | Priority | Use | Rate(cfs) | Duty(acf) | Source | Tributary to | Acres |
| Cert:12088 OR * S | 10743 | 9/28/1932 | IR | 0.15 | 28.8 | UNNAMED STREAM | ROCK CREEK | 11.52 |

| | | | | | | | | |
|-------------------|---|----------|-----|-----------|-----------|------------|----------------|-------|
| Reach: | FROM THE POD TO THE MOUTH OF ROCK CREEK | | | | | | | |
| Cert# | Permit | Priority | Use | Rate(cfs) | Duty(acf) | Source | Tributary to | Acres |
| Cert:22925 OR * S | 20063 | 1/4/1951 | IR | 0.12 | 32.25 | ROCK CREEK | TUALATIN RIVER | 12.9 |

County: Klamath
 Instream Lease Number: IL 1326

** Lessor **
 CALDWELL FAMILY TRUST
 19683 WEBBER RD
 KLAMATH FALLS, OR 97603

** Lessor **
 GLEN R. CROUCH & SHARLINE J. CROUCH JOINT REVOCABLE TRUST
 180 COMMERCIAL ST NE SUITE 9
 SALEM, OR 97301

| | | | | | | | | |
|-------------------|--|-----------|-----|-----------|-----------|---------------|--------------|-------|
| Reach: | FROM THE POD TO THE MOUTH OF THE SPRAGUE RIVER | | | | | | | |
| Cert# | Permit | Priority | Use | Rate(cfs) | Duty(acf) | Source | Tributary to | Acres |
| Cert:42753 OR * S | 34860 | 1/14/1970 | IS | 2.72 | 326.4 | CROOKED CREEK | WOOD RIVER | 108.8 |

| | | | | | | | | |
|------------------|--|----------|-----|-----------|-----------|---------------|------------------|-------|
| Reach: | FROM THE POD TO THE MOUTH OF THE SPRAGUE RIVER | | | | | | | |
| Cert# | Permit | Priority | Use | Rate(cfs) | Duty(acf) | Source | Tributary to | Acres |
| Cert:7168 OR * S | 4829 | 7/2/1920 | IR | 1.86 | 445.5 | SPRAGUE RIVER | WILLIAMSON RIVER | 148.5 |

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 August 01, 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: CROOK
Transfer: 11621
Water Right: CERT 85101
Priority Date: FEBRUARY 28, 1992
Name: HIGH DESERT ESTATES HOMEOWNERS ASSOCIATION INC.
4488 SE JERRY DR
PRINEVILLE, OR 97754
Change: additional point of appropriation; place of use; use
Source: A WELL

County: UNION
Transfer: 11622
Water Right: CERT 85560
Priority Date: DECEMBER 31, 1872
Name: WILLIAM G. TSIATSOS
53540 BASELINE LANE LA GRANDE, OR 97850
Change: point of diversion; place of use
Source: GRANDE RONDE RIVER

County: MORROW
Transfer: 11623
Water Right: CERT 78513
Priority Date: DECEMBER 31, 1874, DECEMBER 31, 1879
Name: JERRY NANCE
59678 RHEA CREEK RD HEPPNER, OR 97836
Change: additional point of diversion
Source: RHEA CREEK

County: CROOK
Transfer: 11626
Water Right: CERT 81282
Priority Date: AUGUST 5, 1994
Name: ERICKSON ERIC S & PAMELA D TRUST
2001 NW MCDANIEL RD POWELL BUTTE, OR 97753
Change: place of use
Source: A WELL

County: DOUGLAS
Transfer: 11627
Water Right: CERT 58504
Priority Date: JANUARY 9, 1922
Name: CHESTER A SMITH
1137 AUTUMN LANE GLENDALE, OR 97442
Change: additional point of diversion
Source: COW CREEK

County: JOSEPHINE
Transfer: 11628
Water Right: CERT 20977
Priority Date: SEPTEMBER 23, 1947
Name: WANDA L. POWELL
PO BOX 176 3000 LONE MOUNTAIN RD O'BRIEN, OR 97534
Change: point of diversion; place of use; use
Source: LITTLE ROCK CREEK

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: KLAMATH
Transfer: 11624
Water Right: CERT G 12446
Priority Date: JANUARY 24, 1992
Name: KEN & DIANNE BUSCHER
3286 E LANGELL VLY RD BONANZA, OR 97623
Change: place of use
Source: A WELL

County: BENTON
Transfer: 11625
Water Right: CERT G 15312
Priority Date: FEBRUARY 8, 2001
Name: PINOT GRIS WATER CO.
4635 NE ELLIOTT CIRCLE CORVALLIS, OR 97330
Change: place of use
Source: A WELL

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 August 01, 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 #N13.002 |
| Certificate: | 74146, 74147 |
| Priority Date: | MAY 27, 1907; AUGUST 5, 1900 |
| Name: | TUMALO IRRIGATION DISTRICT |
| Address: | 64697 COOK AVE BEND OR 97701 |
| Change: | POU |
| Source: | TUMALO CREEK |
| Acres: | 2.31 |
| Authorized POU: | T17S R11E SEC 11; T16S R11E SEC 11 |
| Proposed POU: | T16S R11E SEC 11 |

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 9048 Cert#-88130 | 15 | JOSE | 12/31/1857 | 06/27/2013 | AHL, HANS-PETER AHL, CAITLIN |
| Xfer: T 8881 Cert#-88132 | 2 | YAMH | 07/13/1970 | 06/27/2013 | AMITY SCHOOL DISTRICT 4-J |
| Xfer: T 7483 Cert#-88133 | 7 | UMAT | 12/31/1883 | 06/27/2013 | BONNEVILLE POWER ADMINISTRATION |
| Xfer: T 7483 Cert#-88134 | 7 | UMAT | 12/31/1880 | 06/27/2013 | BONNEVILLE POWER ADMINISTRATION |
| Xfer: T 9522 Cert#-88141 | 5 | DESC | 12/17/1990 | 06/27/2013 | BROADBENT, MICHAEL BROADBENT, TARA |
| Xfer: T 7458 Cert#-88131 | 2 | MARI | 01/19/1956 | 06/27/2013 | CHAPIN, BRUCE R. CHAPIN, VELAN E. |
| Xfer: T 11077 Cert#-88128 | 5 | DESC | 05/16/1991 | 06/27/2013 | HODGE, PAUL |

| File Number | Basin Number | County | Priority Date | Issue Date | Name |
|---|--------------|--------|---------------|------------|--|
| Xfer: T 7553 Cert#-88138 | 2 | MARI | 04/11/1960 | 06/27/2013 | IFFT, STEPHEN IFFT, DENISE |
| Xfer: T 7553 Cert#-88139 | 2 | MARI | 01/24/1969 | 06/27/2013 | IFFT, STEPHEN IFFT, DENISE |
| Xfer: T 9971 Cert#-88125 | 15 | JACK | 12/31/1871 | 06/27/2013 | JACAVONE, JOSEPHINE |
| Xfer: T 7099 Cert#-88039 | 15 | JOSE | 02/28/1899 | 06/27/2013 | MURPHY ELECTRIC IRRIGATION INC. |
| Xfer: T 9504 Cert#-88126 | 16 | DOUG | 08/07/1947 | 06/27/2013 | ONEIL, CHRISTOPHER |
| Xfer: T 10632 Cert#-87993 | 16 | DOUG | 04/19/1978 | 06/28/2013 | PAULETTO RANCH LLC |
| Xfer: T 7820 Cert#-88127 | 16 | DOUG | 05/12/1923 | 06/27/2013 | PHILLIPS, MARK C. PHILLIPS, LISHA A. |
| Xfer: T 8453 Cert#-88129 | 16 | DOUG | 05/12/1923 | 06/27/2013 | PHILLIPS, MARK C. PHILLIPS, LISHA A. |
| Xfer: T 10866 Cert#-88008 | | DOUG | 06/28/2013 | | PHIPPEN, ANDREA PHIPPEN, KEN |
| Xfer: T 10866 Cert#-88009 | 16 | DOUG | 05/17/1982 | 06/28/2013 | PHIPPEN, KEN PHIPPEN, ANDREA SHELDON, STEPHEN SHELDON, VICTORIA |

| File Number | Basin Number | County | Priority Date | Issue Date | Name |
|--|--------------|--------|---------------|------------|---------------------------------|
| Xfer: T 9761 Cert#-88140 | 15 | JOSE | 04/08/1919 | 06/27/2013 | POPE, GARY POPE, JANET |
| Xfer: T 8362 Cert#-88105 | 15 | JACK | 12/31/1888 | 06/20/2013 | SEITZ LIVING TRUST |
| Xfer: T 8362 Cert#-88106 | 15 | JACK | 12/31/1888 | 06/20/2013 | SEITZ LIVING TRUST |
| Xfer: T 7379 Cert#-88083 | 7 | UMAT | 06/14/1912 | 06/27/2013 | SHAFER, LINDA SPIESS, LOWELL |
| App: G 16906 Cert#-88540 | 2 | MARI | 07/23/2007 | 06/27/2013 | URICCHIO SNOW, ELLEN |

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS

July 2, 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.)