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 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.

* **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.

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 “Jonnine.L.SKAUG@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 applicant has asked the agency to proceed to the next stage of evaluation. The Department welcomes comments from interested persons, agencies and organizations on the proposed water use.

The comment deadline for initial reviews appearing in this public notice is 5pm, Thursday, October 08, 2009. 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 $10. (Any person paying $10 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, October 23, 2009.

The protest filing fee is $350 for everyone except the applicant. 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 $100 to retain the ability to participate in future proceedings relating to an application. Before participation is allowed, an additional $250 will be required at the time of the proceeding.
How to Read the Listing

Applications on the next page are sorted by application number in the following format:

<table>
<thead>
<tr>
<th>App#</th>
<th>Basin</th>
<th>Source</th>
<th>Township/Range</th>
<th>County</th>
<th>Priority</th>
<th>Quantity</th>
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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)

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

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
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

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**Permit Application Final Orders**

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

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<td>06/04/2009</td>
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<td>S-87473</td>
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<td>2 BENT</td>
<td>05/18/2000</td>
<td>GREENBERRY IRRIGATION DISTRICT</td>
<td>09/08/2009</td>
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</table>

Public Notice date September 8, 2009, Page 9
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 November 07, 2009.

R-87551
WEISENSEE, MARK
WEISENSEE LIVING TRUST
PO BOX 1244
DALLAS OR 97338

WEISENSEE, ELIZABETH
WEISENSEE LIVING TRUST
PO BOX 1244
DALLAS OR 97338
POD: 1 RUNOFF > SALT CREEK
SE 1/4 NE 1/4 Section 9 T 7.00S R 5.00W WM
Polk County
9.1 A for MULTIPLE PURPOSE

R-87552
LIND, KEN
22226 S LOWER HIGHLAND RD
BEAVERCRECK OR 97004

LIND, LINDA
22226 S LOWER HIGHLAND RD
BEAVERCRECK OR 97004
POD: 1 LITTLE CLEAR CREEK > CLEAR CREEK
SW 1/4 NW 1/4 Section 2 T 4.00S R 3.00E WM
Clackamas County
1.0 A 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 October 08, 2009. 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-87550
MARX, CAROL
4150 N OAK GROVE RD
RICKREALL OR 97371
POD: 1 A RESERVOIR > ASH SWALE
SE 1/4 NE 1/4 Section 33 T 6.00S R 4.00W WM
Polk County
176.2 AFT for IRRIGATION
Applications for Extensions of Time
to Perfect Water Right Permits filed pursuant to OAR 690-315

Consistent with OAR 690-315-0050, the Department will accept public comment on the following extension applications until October 08, 2009. 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-15622
Permit Number: G-15248
BAYLISS, MICHAEL
BAYLISS, DRENGA
12220 NE BAYLISS RD
CARLTON OR 97111
Yamhill County
A WELL > HAWN CREEK
IRRIGATION OF 50.02 ACRES AND AGRICULTURAL USE
October 1, 2020
Public Notice date September 8, 2009, Page 13

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 October 23, 2009. 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

<table>
<thead>
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<th>County of Use:</th>
<th>Deschutes</th>
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<tr>
<td>Application File Number:</td>
<td>G-7017</td>
</tr>
<tr>
<td>Permit Number:</td>
<td>G-6796</td>
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<tr>
<td>Applicant:</td>
<td>BLACK BUTTE RANCH ASSOC.</td>
</tr>
<tr>
<td>Address:</td>
<td>PO BOX 8000 BLACK BUTTE OR 97759</td>
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<tr>
<td>River Basin:</td>
<td>Deschutes Basin</td>
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<tr>
<td>Water Source:</td>
<td>BLACK BUTTE RNCH WE 2 &gt; INDIAN FORD CREEK</td>
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<td>Authorized Use of Water:</td>
<td>DOMESTIC USE</td>
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<tr>
<td>Maximum Diversio/n/ Appropriation Rate:</td>
<td>2.9 CFS</td>
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Recommendation: The department proposes to grant an extension of time for complete construction for the water system from October 1, 2010 to October 1, 2015; and grant an extension of time to apply water to full beneficial use from October 1, 2010 to October 1, 2015.
County of Use: Klamath
Application File Number: G-8112
Permit Number: G-7494
Applicant: GOSS, JERRY; GOSS, BEATRICE
Address: 19109 E LANGEll VLY RD
           BONANZA OR 97623
River Basin: Klamath Basin
Water Source: A WELL > LOST RIVER
Authorized Use of Water: IRRIGATION ON 96.0 Acres
Maximum Diversion/ Appropriation Rate: 1.2 CFS

Recommendation: The department proposes to grant an extension of time for complete construction for the water system from October 1, 1978 to October 1, 2007; and grant an extension of time to apply water to full beneficial use from October 1, 1978 to October 1, 2007.

County of Use: Marion
Application File Number: G-13528
Permit Number: G-11868
Applicant: KAUFMAN, MELVIN
Address: 11155 KAUFMAN RD NE
           SILVERTON OR 97317
River Basin: Willamette Basin
Water Source: A WELL > LITTLE PUDDING RIVER
Authorized Use of Water: IRRIGATION ON 3.1 Acres
Maximum Diversion/ Appropriation Rate: 0.04 CFS

Recommendation: The department proposes to grant an extension of time for complete construction for the water system from October 1, 1996 to October 1, 1999; and grant an extension of time to apply water to full beneficial use from October 1, 1997 to October 1, 1999.

County of Use: Marion
Application File Number: S-70576
Permit Number: S-53344
Applicant: SIDNEY IRRIGATION COOPERATIVE
Address: PO BOX 736
           JEFFERSON OR 97352
River Basin: Willamette Basin
Water Source: NORTH SANTIAM RIVER > SANTIAM RIVER
              DETROIT RESERVOIR > NORTH SANTIAM RIVER
Authorized Use of Water: IRRIGATION ON 2003.6 Acres
SUPPLEMENTAL IRRIGATION ON 230.0 Acres
Maximum Diversion/ Appropriation Rate: 27.92 CFS FROM LIVE FLOW AND NOT MORE THAN 2233.60 AF PER YEAR FROM STORED WATER, PER WATER STORAGE CONTRACT

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 2002 to October 1, 2013.
County of Use: Lake
Application File Number: R-72059
Permit Number: R-12119
Applicant: TAYLOR (C/O), CORNELIUS
Address: 21732 HWY 395
          LAKEVIEW OR 97630
River Basin: Goose & Summer Lake Basin
Water Source: UNNAMED STREAM > COX CREEK
             NORTH FORK COX CREEK > COX CREEK
Authorized Use of Water: STORAGE
Maximum Diversion/
Appropriation Rate: 409.0 AF

Recommendation: The department proposes to grant an extension of time for complete construction for the water system from October 1, 1998 to October 1, 2010; and grant an extension of time to apply water to full beneficial use from October 1, 1999 to October 1, 2010.
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 September 22, 2009, 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-1243
CENTRAL OREGON IRRIGATION DISTRICT
PENHOLLOW, CARY D.
1055 SW LAKE COURT
REDMOND OR 97756
POD: 1 CRANE PRAIRIE RES > DESCHUTES R
SW 1/4 NW 1/4 Section 16T 21.00S R 8.00E WM
Deschutes County
750.0 A for IRRIGATION
**Transfer Applications: Regular**

The holder of a water right may apply to permanently change an existing water use subject to transfer as defined in ORS 540.505(4). An application may involve any of the following changes: Point of diversion or appropriation (POD; POA); Additional point of diversion or appropriation (APOD; APOA); Historic POD (HIST); Place of use (POU); Character of use (USE); Instream (ISWR); Substitution (SUB); or Exchange (EXCH).

The Department seeks public comment on the recently-filed transfer applications listed below. Any person may comment on a transfer application. Comments must be received by the Department on or before October 08, 2009. 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:** 10948  
**Water Right:** CERT 83483,80564  
**Priority Date:** 1945  
**Name:** B & G RESOURCES, KENNETH GUSTAFSON  
**Address:** 5200 SW MACADAM AVE STE 470; PORTLAND OR 97239  
**Change:** POU/POD  
**Source:** UMATILLA RIVER/MCKAY RES  
**Authorized POD:** T2N R30E 12  
**Proposed POD:** T2N R30E 12  
**Authorized POU:** T2N R30E 1,12  
**Proposed POU:** T2N R31E 7

**County:** LAKE  
**Transfer:** 10949  
**Water Right:** CERT 47618,52623  
**Priority Date:** 1975,1977  
**Name:** RON LAFRANCHI  
**Address:** 580 NORTH CENTRAL, COQUILL OR 97423  
**Change:** POU/APOA  
**Source:** WELL  
**Authorized APOA:** T25S R14E 34  
**Proposed APOA:** T26S R15E 21,22  
**Authorized POU:** T25S R14E 34  
**Proposed POU:** T26S R15E 21,23
County: JACKSON
Transfer: 10947
Water Right: CERT 16035
Priority Date: 1864
Name: ASHLAND FLOWER SHOP & GREEN HOUSES INC.
Address: 744 HELMAN STREET, ASHLAND, OR 97520
Change: POU/POD
Source: ASHLAND CREEK
Authorized POD: T39S R1E 4
Proposed POD: T39S R1E 9
Authorized POU: T39S R1E 4
Proposed POU: T39S R1E 4
Transfer Preliminary Determinations

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

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

Any person may protest the application and preliminary determination or may file a standing statement. Pursuant to OAR 690-380-4030(3) and OAR 690-382-0900, protests must raise all reasonably ascertainable issues and include all reasonably available arguments supporting the person's position. In addition, protests must be accompanied by a $600 protest fee for non-applicant and $300.00 protest fee for applicant. A Water Right Transfer Protest Form is available at http://www.oregon.gov/OWRD/PUBS/forms.shtml or by calling 503-986-0888. Protests must be received by the Department on or before October 08, 2009, 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-10583 filed by STEPPING STONES LAND LLC, PO BOX 961, CANBY OR 97013-0961 proposes a change in points of appropriation under Certificates 51909 and 66615. The Certificate 51909 allows the use of 0.21cfs (priority date FEBRUARY 26, 1979) from two wells in Sec. 19, T 5S, R 1E, W.M. (Willamette Basin) for IRRIGATION in Sec. 19. The applicant proposes to move the point of appropriation approximately 2,300 feet south to Sec.19, T 5 S, R 1 E, W.M. The right 66615 allows the use of 0.09cfs (priority date JANUARY 30 AND 31, 1985) from two wells in Sec. 19, T 5 S, R 1 E, W.M. for IRRIGATION in Sec. 19. The applicant proposes to move the point of appropriation approximately 2,300 feet south to Sec. 19, T 5 S, R 1 E, W.M.).The Water Resources Department has concluded that the proposed transfer appears to be consistent with the requirements of ORS Chapter 540 and OAR 690-380-5000.
T-10640 filed by Paul L. and Mary A. Zehr, 1206 Jacquelyn St., Milton-Freewater, OR 97862, proposes to modify the point of appropriation under Registration Application GR-1137 (Certificate of Registration GR-1097). The groundwater registration claims the use of 200 gallons per minute (tentative priority date of 1911) from a well in Sec. 34, T 6 N, R 35 E, W.M. (Little Walla Walla River Basin) for irrigation within Sec. 34. The applicants propose an additional point of appropriation located in Sec. 34, T 6 N, R 35 E, W.M. The Water Resources Department has concluded that the proposed modification appears to be consistent with the requirements of ORS Chapter 537, 540 and OAR 690-382-1000.
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: LANE
Transfer: 10943
Water Right: CERT 827
Priority Date: 1910
Name: JOE BREWER
Address: 28305 GOWDYVILLE RD; LORANE OR 97451
Change: POU
Source: KELLY CREEK
Authorized POU: T20S R4W 30
Proposed POU: T20S R4W 30,31

County: GRANT
Transfer: 10944
Water Right: CERT 26025,24921,24922,24923,77607
Priority Date: 1895,1860,1865,1872,1882,1916
Name: LARRY LASSEN
Address: PO BOX 3338, SALEM, OR 97302
Change: POU
Source: MOON CREEK/JOHN DAY RIVER/DUSTIN CR/PICNIC CR
Authorized POU: T13S R29E 20,29
Proposed POU: T13S R29E 20,29

County: LAKE
Transfer: 10946
Water Right: CERT 46780
Priority Date: 1972
Name: THERESA CLIFF
Address: PO BOX 97; LAPINE OR 97739
Change: POU
Source: WELL
Authorized POU: T28S R14E 9,10,15,16
Proposed POU: T28S R14E 10,15
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: UMATILLA
Transfer: 10945
Water Right: PERMIT R-13006
Priority Date: 1999
Name: LLOYD & LOIS PIERCY
Address: PO BOX 249, ECHO, OR 97826
Change: POU
Source: UMATILLA RIVER/RES
Authorized POU: T3N R29E 28
Proposed POU: T3N R29E 28
Use the back of this form to offer comments on water use requests or other items in this notice or to order copies of proposed final and final orders. You are welcome to submit comments on a separate sheet, but please be sure to include your name and address and reference the specific request or document that concerns you. Please mail your comments to the address listed above.

Water Use Request Type & File Number
(e.g. "Permit Application G-12345" or "Transfer T-1234"): Mail me the order
(enclosed)*

[ ]
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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 a proposed and final order on a pending water right application or permit extension to any interested person. Please include a check made out to the Oregon Water Resources Department in the amount of $20 for each type of order you would like mailed to you. This fee entitles you to also receive a copy of the final order, when issued. (Copies of propose final order and final order are also available for viewing—at no charge—at our Salem office or at the local watermaster office.)