

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
November 26, 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:

- * **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.
- * **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: 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".

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 December 26, 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 \$25 (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-14485

Permit Number: G-13514
TEDROW, JAMES
PO BOX 218
ESTACADA, OR 97023
Clackamas County
A WELL > CLACKAMAS RIVER
0.088C (est)
INDUSTRIAL/MANUFACTURING USES
0.088C (est)
MINING
October 1, 2015

Application Number: G-14909

Permit Number: G-13760
ESTACADA ROCK PRODUCTS INC.; LAYNG, GEORGE
PO BOX 218
ESTACADA, OR 97023-0218
Clackamas County
A WELL > CLACKAMAS RIVER
0.223C
MINING
October 1, 2015

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 December 17, 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 Sarah Henderson 503-986-0898 or Sarah.A.Henderson@wrд.state.or.us

County: Washington

Instream Lease Number: IL 890

** Lessor **

U.S. FISH & WILDLIFE SERVICE

TIM MAYER

911 NE 11TH AVE

PORTLAND, OR 97232-4181

Contact: SARAH HENDERSON at 503-986-0898

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

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
Cert: 81965	CF * S 22287	5/25/1953	IR	0.97	284.25	TUALATIN RIVER	WILLAMETTE RIVER	113.7

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 December 26, 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: BAKER
Transfer: 11684
Water Right: CERT 52849; 52712
Priority Date: APRIL 18, 1983; JUNE 23, 1975
Name: DAVE BLATCHFORD
44857 BROWN RD
BAKER CITY, OR 97814
Change: additional point of appropriation
Source: WELL 2

County: DESCHUTES
Transfer: 11686
Water Right: CERT 75141; 293; 44043
Priority Date: DECEMBER 31, 1885, DECEMBER 31, 1906; DECEMBER 31, 1886
Name: CRIS CONVERSE
PO BOX 969
SISTERS, OR 97759
Change: point of diversion
Source: SQUAW CREEK

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 \$700 protest fee for non-applicant and \$350.00 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 December 26, 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-11619 filed by Sportsmans Park Water Association, 343 Oak Park Dr., Tygh Valley, OR 97063, proposes an additional point of appropriation change under Certificate 82620. The right allows the use of 0.19 cfs from wells in Sec. 14, T 4S, R 11E, WM for supplemental irrigation and domestic expanded uses in Sec. 14. The applicant proposes add an additional point of appropriation in Sec. 14, T 4S, R 11E, WM. The Water Resources Department proposes to approve/deny the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

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: CROOK
Transfer: 11685
Water Right: PERMIT G-16879
Priority Date: JUNE 27, 2007
Name: CITY OF PRINEVILLE
387 NE THIRD ST
PRINEVILLE, OR 97754
Change: point of appropriation; additional point of appropriation
Source: A WELL

County: CLATSOP
Transfer: 11687
Water Right: CERT T 9319
Priority Date: AUGUST 19, 1959
Name: JASON KUNDE
PO BOX 2874
GEARHART, OR 97138
Change: additional point of appropriation
Source: A SUMP

County: DESCHUTES
Transfer: 11688
Water Right: PERMIT G 16987
Priority Date: DECEMBER 19, 2011
Name: DAVID ROTH
PO BOX 358
CHRISTMAS VALLEY, OR 97638
Change: point of appropriation
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 December 26, 2013. The Department will hold a contested case hearing if: 1) a protest and \$700 protest fee for non-applicant and \$350.00 protest fee for applicant are received within the time allowed; or 2) the Department finds a hearing is needed to determine whether the proposed changes would result in injury to existing rights. (If a water user believes that a proposed change could injure a water delivery within a district's boundaries, the matter will be resolved directly between the district and the water user.)

County: JACKSON
Permanent Transfer: NOTICE #13-04
Certificate: 83381, 83383, 80578, 80728, Permit S-4951
Priority Date: 1909, 1910, 1915, 1953, 1920
Name: MEDFORD IRRIGATION DISTRICT
Address: PO BOX 70 JACKSONVILLE OR 97530
Change: POU
Source: LITTLE BUTTE CREEK
Acres: 4.0
Authorized POU: T37S R2W 26; T37S R2W 34; T37S R2W 35
Proposed POU: T37S R2W 08

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 \$700. (ORS 536.050(1)(j)(A)).

File Number	Basin Number	County	Priority Date	Issue Date	Name
App: R 87247 Cert#-88461	2	BENT	07/31/2008	09/09/9999	ALBA, DEBORAH
Xfer: T 8780 Cert#-88482	15	JACK	03/29/1979	09/09/9999	BEAN, RONALD BEAN, MELODY
App: R 87143 Cert#-88486	17	COOS	04/14/2008	09/09/9999	BEUTEL, LONNIE
Xfer: T 7657 Cert#-88519	2	WASH	03/04/1965	09/09/9999	BFN OPERATIONS LLC
App: R 87379 Cert#-88492	2	WASH	01/20/2009	09/09/9999	CITY OF HILLSBORO
App: R 84027 Cert#-88514	5	WASC	12/23/1998	09/09/9999	DAVIS, IRL M.
App: R 87724 Cert#-88472	16	DOUG	05/19/2011	09/09/9999	DICKERSON, CLAY C.
Xfer: T 7081 Cert#-88374	13	LAKE	07/19/1983	09/09/9999	FLOWERREE, JOHN H.
Xfer: T 7081 Cert#-88375	13	LAKE	11/04/1983	09/09/9999	FLOWERREE, JOHN H.
App: R 87620 Cert#-88493	2	LANE	06/15/2010	09/09/9999	HELFRICH, SHERILL
App: R 86136 Cert#-88502	2	CLAC	11/19/2004	09/09/9999	KLEIN, MARK
App: R 87451 Cert#-88500	15	JACK	05/04/2009	09/09/9999	LAYTON, GREGORY

File Number	Basin Number	County	Priority Date	Issue Date	Name
App: R 86989 Cert#-88515	16	DOUG	09/24/2007	09/09/9999	LEBEL, YVAN
App: R 81500 Cert#-88501	2	MARI	09/06/1996	09/09/9999	LEONARD, JAMES LEONARD, JULIA
Xfer: T 8164 Cert#-88479	15	JOSE	12/31/1892	09/09/9999	NANTAIS TRUST
Xfer: T 9807 Cert#-88448	5	JEFF	12/31/1888	09/09/9999	RICHENSTEIN, DAVID A. RICHENSTEIN, MARY M.
App: R 83474 Cert#-88505	15	JACK	06/23/1997	09/09/9999	SHERWOOD, THOMAS E.
App: R 86755 Cert#-88484	5	CROO	01/22/2007	09/09/9999	SHOTGUN RANCH LLC
App: R 86756 Cert#-88483	5	CROO	01/22/2007	09/09/9999	SHOTGUN RANCH LLC
App: R 81190 Cert#-88498	8	WALL	05/31/1996	09/09/9999	TRIPLE CREEK RANCH I LLC
App: R 84393 Cert#-88509	8	WALL	03/29/2000	09/09/9999	TRIPLE CREEK RANCH I LLC
App: R 81371 Cert#-88516	9	BAKE	07/25/1996	09/09/9999	TROY, G WAYNE
App: R 87551 Cert#-88497	2	POLK	08/26/2009	09/09/9999	WEISENSEE, MARK; WEISENSEE LIVING TRUST WEISENSEE, ELIZABETH; WEISENSEE LIVING TRUST

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS

November 26, 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)*

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[]

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Your Name, Address, and Phone Number:

* We are required by law to charge a fee of \$25 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 \$25 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.)