

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
**April 15, 2014**

*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.
- \* **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.
- \* **Emergency Water Use Permit Applications**  
Final Orders issued approving applications for temporary water use permits during a drought declared under ORS 536.740.
- \* **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: Drought Temporary Transfers**  
Requests to temporarily change character of use, place of use or point of diversion during a drought declared under ORS 536.740.
- \* **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.
- \* **Establishment of Mitigation Credits in the Deschutes Basin pursuant to OAR Chapter 690, Division 521 (ORS 537.746)**
- \* **Certificate Issuance**  
Included in this section is a listing of recently issued water right certificates.

The Public Notice is published each week on the Department's web site at <http://www.wrd.state.or.us/>. If you would like to receive a *free* weekly notification when it is published, please send your request to "Codi.N.Holmes@ wrd.state.or.us".

## **Permit Application Initial Reviews and Proposed Final Orders**

The following pages of this notice list permit applications that the Oregon Water Resources Department is evaluating for compliance with state water laws and regulations. Public participation and comment is encouraged. Opportunities for public involvement vary according to the stage of the permit evaluation.

Ground water permit applications in the Deschutes Basin (basin 5) may seek to provide mitigation pursuant to the Deschutes Ground Water Mitigation Rules by implementing a mitigation project or by obtaining mitigation credits made available by a completed mitigation project. Surface water and/or reservoir permit applications in the Deschutes Basin may be proposed ground water mitigation projects.

### **Initial Review Stage (IR in the "Stage" column of the permit listing)**

The Department has given the applicant the results of an initial review of water use restrictions, water availability and other limits that affect the agency's decision on whether to issue a permit. The Department welcomes comments from interested persons, agencies and organizations on the proposed water use.

**The comment deadline for initial reviews appearing in this public notice is 5pm, Thursday, May 15, 2014.** 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 \$25. (Any person paying \$25 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 30, 2014.**

The protest filing fee is \$350 for the applicants and \$700 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 \$200 to retain the ability to participate in future proceedings relating to an application. Before participation is allowed, an additional \$500 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.

## 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:

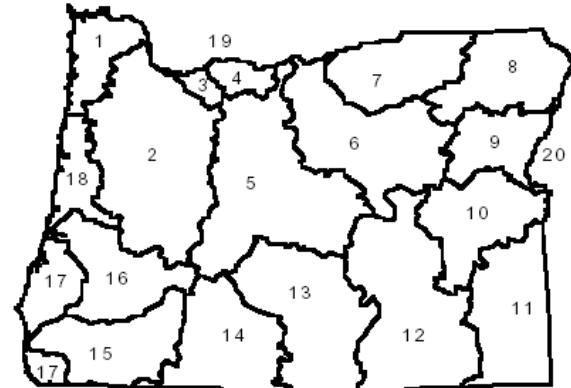
- \* Type of use (see abbreviations below)

### 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="#">G-17747</a>	POSNER, OREN 2111 PRAIRIE RD EUGENE, OR 97402	STRUAN LLC 2111 PRAIRIE RD EUGENE, OR 97402					PFO 2
2	A WELL > FLAT CREEK	16.00S 4.00W 17 NWNE	Lane	12/23/2013	0.67C		
Uses:	IM						
<a href="#">G-17790</a>	PEILA, MIKE PO BOX 537 HINES, OR 97738						IR 2
12	A WELL > SAGE HEN CREEK	24.00S 31.00E 30 SESW	Harney	03/10/2014	2.67C		
Uses:	IR						
<a href="#">G-17792</a>	SIDDOWAY, BERT PO BOX 115 DURKEE, OR 97905						IR 2
9	A WELL > BALDOCK SLOUGH	8.00S 40.00E 24 NENW	Baker	03/10/2014	2.622C (est)		
9	A WELL > BALDOCK SLOUGH	8.00S 40.00E 24 NENW	Baker	03/10/2014	2.622C (est)		
Uses:	IR IS						

## 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 \$25.00 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="#">G-17634</a>	7	UMAT	03/07/2013		JIM OCONNELL	04/03/2014
<a href="#">G-17682</a>	7	UMAT	06/11/2013		GARY DUBOIS	04/03/2014
<a href="#">G-17794</a>	14	KLAM	03/11/2014	PARKS-HICKEY HAY SALES LLC		04/03/2014
<a href="#">R-87865</a>	2	LINN	02/14/2013	RIVER REFUGE SEED LLC		04/03/2014
<a href="#">G-17603</a>	15	JACK	12/05/2012		ROBERT RUSSELL	04/04/2014
<a href="#">S-87220</a>	2	BENT	07/09/2008	GREENBERRY IRRIGATION DISTRICT	DAN OBRIEN	04/04/2014
<a href="#">G-17770</a>	14	KLAM	02/24/2014		DAVID HILL	04/07/2014
<a href="#">G-17812</a>	14	KLAM	03/27/2014	PARKER FARMS		04/07/2014
<a href="#">LL-1508</a>	13	LAKE	03/14/2014	SURPRISE VALLEY ELECTRIFICATION CORP	LYNN CULP	04/07/2014
<a href="#">G-17786</a>	14	KLAM	03/05/2014		TONY BAIR	04/08/2014
<a href="#">G-17815</a>	14	KLAM	03/28/2014	HIGHLAND PROPERTIES 1713 LLC		04/08/2014
<a href="#">G-17822</a>	14	KLAM	03/31/2014		JOHN BONNER	04/08/2014
<a href="#">G-17826</a>	14	KLAM	04/01/2014	MCKOEN AND SON		04/08/2014

Application	Basin	County	Priority	Company	Name	FO Date
<a href="#">G-17803</a>	14	KLAM	03/21/2014		MIKE NOONAN	04/09/2014
<a href="#">G-17813</a>	10	MALH	03/27/2014		ROBERT GRESSLEY	04/09/2014
<a href="#">G-17816</a>	14	KLAM	03/28/2014		JIM CARLETON	04/09/2014
<a href="#">G-17817</a>	14	KLAM	03/28/2014	LISKEY FARMS INC.		04/09/2014
<a href="#">G-17818</a>	14	KLAM	03/28/2014		JOE HEIDRICK JR	04/09/2014
<a href="#">G-17820</a>	14	KLAM	03/28/2014		SCOTT BALIN	04/09/2014
<a href="#">G-17823</a>	10	MALH	03/31/2014		KEVIN CLARICH	04/09/2014
<a href="#">LL-1509</a>	2	LANE	03/17/2014	EUGENE WATER AND ELECTRIC BOARD		04/09/2014
<a href="#">LL-1510</a>	7	UMAT	03/21/2014	MADISON RANCHES INC.	JAKE MADISON	04/09/2014
<a href="#">G-17644</a>	12	HARN	04/02/2013		DON TOELLE	04/10/2014
<a href="#">G-17645</a>	7	UMAT	04/10/2013		JEFF NEWTSON	04/10/2014
<a href="#">G-17719</a>	2	YAMH	09/11/2013	MOUNT RICHMOND VINEYARDS LLC		04/10/2014
<a href="#">G-17821</a>	14	KLAM	03/17/2014		DALE FLEMING	04/10/2014
<a href="#">G-17824</a>	10	MALH	03/31/2014		GORDON LUTHER	04/10/2014
<a href="#">G-17827</a>	14	KLAM	04/03/2014		EDWIN STASTNY JR	04/11/2014
<a href="#">G-17828</a>	10	MALH	04/04/2014	ITO FAMILY LLC		04/11/2014

## 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 June 14, 2014.**

### R-87970

BAUMANN, VICTOR 43967 THOMAS CREEK SCIO, OR 97374  
POD: 1 RUNOFF > THOMAS CREEK  
SW 1/4 SE 1/4 Section 35T 9.00S R 1.00E WM  
Linn County  
0.833 AFT for FIRE PROTECTION (est.)  
0.833 AFT for LIVESTOCK (est.)  
0.833 AFT for WILDLIFE (est.)  
  
POD: 2 UNNAMED STREAM > THOMAS CREEK  
SW 1/4 SE 1/4 Section 35T 9.00S R 1.00E WM  
Linn County  
0.833 AFT for FIRE PROTECTION (est.)  
0.833 AFT for LIVESTOCK (est.)  
0.833 AFT for WILDLIFE (est.)

### R-87971

WARD, STEVEN 3841 FAIRVIEW INDUSTRIAL DR SE SALEM, OR 97302  
POD: 1 UNNAMED STREAM > BATTLE CREEK  
NE 1/4 NE 1/4 Section 27T 8.00S R 3.00W WM  
Marion County  
0.5 AFT for AESTHETICS (est.)  
0.5 AFT for FISH CULTURE (est.)  
0.5 AFT for WILDLIFE (est.)



## **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 **May 15, 2014**. 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 redirection point(s).

### S-87969

COON, DONA  
31310 PEORIA RD  
SHEDD, OR 97377

COON, DONALD  
31310 PEORIA RD  
SHEDD, OR 97377

COON, MICHAEL  
31310 PEORIA RD  
SHEDD, OR 97377

COON, TAMI L.  
31310 PEORIA RD  
SHEDD, OR 97377

OAK PARK FARMS INC.  
31310 PEORIA RD  
SHEDD, OR 97377

TRIMMER, WALTER L.  
TRIMMER ENGINEERING INC.  
3924 NW WALNUT PLACE  
CORVALLIS, OR 97330

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

POD: 2 COUGAR RESERVOIR > SOUTH FORK MCKENZIE RIVER  
SE 1/4 SE 1/4 Section 31T 16.00S R 5.00E WM  
Lane County  
100.0 AFT for IRRIGATION (est.)

POD: 3 MCKENZIE RIVER > WILLAMETTE RIVER  
NE 1/4 NE 1/4 Section 9 T 17.00S R 3.00W WM  
Lane County  
0.0 AFT for IRRIGATION (est.)

## Emergency Water Use Permit Applications

Under OAR 690-19-040, after the Governor declares that a severe, continuing drought exists, the Director may accept applications for emergency use permits.

The Director shall approve an application for emergency water use upon findings that the proposed use will not cause injury to existing water rights and will not impair or be detrimental to the public interest. In evaluating whether the proposed use will impair or be detrimental to the public interest, the Director shall consider the factors described in OAR 690-310-0120 and 690-310-0130; and

- a) The need for water because of the drought emergency; and
- b) The short-term nature of the proposed emergency use.

An emergency use permit may be issued upon approval by the Director. No hearing under ORS 537.170 is required. The Director will consider all comments received concerning the use, or proposed use, under the emergency use permit throughout the life of the permit. Use of water under a emergency use permit may be regulated at any time in accordance with the terms and conditions of the permit. If use of water under a emergency use permit causes injury to an existing water right, the permit shall be revoked unless the injury is mitigated to the satisfaction of the injured water right holder. Any use of water under an emergency use permit shall not exceed the term of the Governor's declared drought or one year.

Application	Basin	County	Date Filed	Name	Final Order Date
<a href="#">G-17803</a>	14	Klamath	03/21/2014	NOONAN, MIKE 12080 HOMEDALE RD KLAMATH FALLS, OR 97603	4/9/2014
<a href="#">G-17818</a>	14	Klamath	03/28/2014	HEIDRICK JR, JOE 36826 COUNTY RD 24 WOODLAND, CA 95695	4/9/2014
<a href="#">G-17816</a>	14	Klamath	03/28/2014	CARLETON, JIM PO BOX 362 530 N MAIN ST MERRILL, OR 97633	4/9/2014

<a href="#">G-17820</a>	14	Klamath	03/31/2014	BALIN, SCOTT 6062 OCONNOR RD KLAMATH FALLS, OR 97603	4/9/2014
<a href="#">G-17821</a>	14	Klamath	03/17/2014	FLEMING, DALE 4500 OCONNOR RD KLAMATH FALLS, OR 97603	4/10/2014
<a href="#">G-17823</a>	10	Malheur	03/31/2014	CLARICH, KEVIN 4050 FREESE LANE VALE, OR 97918	4/9/2014
<a href="#">G-17824</a>	10	Malheur	03/31/2014	LUTHER, GORDON D. 1001 FOOTHILL DR ONTARIO, OR 97914	4/10/2014
<a href="#">G-17817</a>	14	Klamath	03/28/2014	LISKEY FARMS INC. 4000 LOWER KLAMATH LAKE RD KLAMATH FALLS, OR 97603	4/9/2014
<a href="#">G-17827</a>	14	Klamath	04/03/2014	STASTNY JR, EDWIN 32121 HWY 50 MALIN, OR 97632	4/11/2014
<a href="#">G-17828</a>	10	Malheur	04/04/2014	ITO FAMILY LLC 837 HWY 20126 ONTARIO, OR 97914	4/11/2014

**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 15, 2014.** 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-14687

Permit Number: G-13729  
AINSLIE, RANDALL PO BOX 7217 ALOHA, OR 97007  
Washington County  
A WELL > TUALATIN RIVER  
0.063C  
NURSERY USES  
October 1, 2019

Application Number: S-59863

Permit Number: S-47709  
LOST AND BOULDER DITCH CO. PO BOX 636 WAMIC, OR 97063  
Wasco County  
BOULDER CREEK > WHITE RIVER  
5.9883C (est)  
IRRIGATION  
0.1133C (est)  
IRRIGATION  
5.9883C (est)  
SUPPLEMENTAL IRRIGATION  
0.1133C (est)  
SUPPLEMENTAL IRRIGATION  
  
FOREST CREEK > BOULDER CREEK  
5.9883C (est)  
IRRIGATION  
0.1133C (est)  
IRRIGATION

5.9883C (est)  
SUPPLEMENTAL IRRIGATION  
0.1133C (est)  
SUPPLEMENTAL IRRIGATION

LOST CREEK > WHITE RIVER  
5.9883C (est)  
IRRIGATION  
0.1133C (est)  
IRRIGATION  
5.9883C (est)  
SUPPLEMENTAL IRRIGATION  
0.1133C (est)  
SUPPLEMENTAL IRRIGATION  
October 1, 2019

Application Number: G-16020

Permit Number: G-15720  
BOYLE, JAMES 14350 MATNEY RD KLAMATH FALLS, OR 97603  
Klamath County  
A WELL > LOST RIVER  
0.48C  
SUPPLEMENTAL IRRIGATION  
October 1, 2019

Application Number: R-86969

Permit Number: R-14558  
HOT LAKE SPRINGS RESORT PO BOX 1043 LA GRANDE, OR 97850  
Union County  
A SPRING > LADD CREEK  
7.0A  
MULTIPLE PURPOSE  
October 1, 2017

Application Number: G-16986

Permit Number: G-16462  
BREWSTER, FAY C. 14190 TALLEY DOBBIN LANE HAINES, OR 97833  
Baker County  
A WELL > WARM SPRINGS CREEK  
0.123C  
IRRIGATION  
1.344C  
SUPPLEMENTAL IRRIGATION  
October 1, 2018

## **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 \$25. (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 May 30, 2014.** There is no fee for submission of comments. The protest filing fee is \$350 for the applicant and \$700 for non-applicants. Detailed requirements for filing a protest will be sent with copies of the PFO.

#### **1.) OAR-690-315**

County of Use:	Harney
Application File Number:	G-6692
Permit Number:	G-7123
Applicant:	HUDSPETH, GLEN A. AND GLENDA R
Address:	70014 S HARNEY RD BURNS, OR 97720
River Basin:	Malheur Lake Basin
Water Source:	FOUR WELLS > SILVIES RIVER
Authorized Use of Water:	IRRIGATION ON 460.80 Acres
Maximum Diversion/ Appropriation Rate:	5.8 CFS

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 1979 to October 1, 1979.

**Extensions of Time Progress**  
**Checkpoint Progress Reports filed pursuant to OAR 690-315**

**Consistent with OAR 690-315-0050(6), the Department will accept public comment on the following Extension of time Checkpoint Progress Reports until May 08, 2014.** Comments must be in writing and must indicate the application file and permit numbers. Following the comment period, the Department shall review evidence to determine whether or not the permit holder has been diligent in developing and perfecting the water use permit and has complied with all terms and conditions of the permit and/or extension of time. Additionally, the Department will provide notice of its determination to anyone who has submitted comments.

Extension file information is included in the following format:

- (a) Permit holder's name and address;
- (b) Application file number / permit number
- (c) County of use
- (d) Common name of water source(s) listed in the permit;
- (e) Use of water allowed under the permit;

VIRGINIA FRANCIS  
APPLICATION NUMBER: G-16081      PERMIT NUMBER: G-15628  
CLACKAMAS COUNTY  
WELL 1, 2, AND 3 IN WILLAMETTE RIVER BASIN  
NURSERY USE ON 19.6 ACRES

RC AND GAYLEEN miller  
ROBERT AND ITHA PEPPERLING  
APPLICATION NUMBER: G-14824      PERMIT NUMBER: G-13627  
GILLIAM COUNTY  
THREE WELLS IN WILLOW CREEK BASIN  
IRRIGATION OF 1198.4 ACRES

## 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 April 29, 2014, 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-1517

US BUREAU OF RECLAMATION 6600 WASHBURN WAY KLAMATH FALLS, OR 97603

POD: 1 UPPER KLAMATH L > KLAMATH R

NW 1/4 SE 1/4 Section 30T 38.00S R 9.00E WM

Klamath County

2500 CFS for STREAM FLOW AUGMENTATION IN SUPPORT OF INSTREAM USES



**BEFORE THE OREGON WATER RESOURCES DEPARTMENT**

**Notice of Open Comment Period  
COUNTY OF MALHEUR  
Warm Springs Dam Hydroelectric Project**

**Public Hearing  
Wednesday, April 30, 2014, 7:00 p.m.  
Juntura Elementary School  
5855 6<sup>th</sup> Street Juntura, OR**

Comments on this application for a new hydroelectric project are requested from interested citizens, organizations, governmental entities, and other parties. Comments are requested on whether the impacts of this project are such that they might be cumulative with other proposed or existing projects in the Malheur River Basin. Requests for additional studies related to project impacts may also be submitted.

The application and supporting documents may be viewed at the Water Resources Department, 725 Summer Street NE, Salem, Oregon 97301. The license application for this project is also filed with the Federal Energy Regulatory Commission (Commission) as Project No. P-13570-002. This hearing will be held in conjunction with the Commission's scoping meeting for this project.

Comments and/or requests for additional information or studies may be submitted at the public hearing, or in writing to the Oregon Water Resources Department, 725 Summer Street NE, Salem, Oregon 97301, by **May 31, 2014**.

**Application for a hydroelectric project in Malheur County.**

Application #:	PC 900
Applicant:	Warm Springs Irrigation District
Address:	334 Main Street North, Vale, OR 97918
Amount of water:	425 cubic feet per second
Source of water:	Warm Springs Reservoir, tributary to the South Fork Malheur River
Location:	NW ¼ SW ¼ Section 8, Township 23 South, Range 37 East, W.M.
Purpose:	To produce hydroelectric power utilizing water released for irrigation from Warm Springs Reservoir, and to sell output to an electrical utility.
Plant Capacity:	3815 theoretical horsepower

For Further Information Contact: Mary Grainey 503-986-0833

Note: The services, programs and activities of the Water Resources Department are covered by the Americans with Disabilities Act (ADA). The ADA prohibits discrimination against persons with disabilities. The Department intends to comply with the ADA. If you are interested and need special accommodations to participate in the public hearing, please contact Mary Grainey at (503) 986-0833, at least 48 hours prior to the hearing.

## 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 06, 2014.** 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 Amy Bueno 503-986-0898 or [Amy.L.Bueno@ wrd.state.or.us](mailto:Amy.L.Bueno@ wrd.state.or.us)

County: Union  
Instream Lease Number: SL 25

\*\* Lessor \*\*  
BOYD, SUSAN I.  
ISABEL W BOYD IRREVOCABLE TRUST  
PO BOX 6  
UNION, OR 97883

\*\* Lessee \*\*  
MALMBERG, TONY  
THE FRESHWATER TRUST  
65 SW YAMHILL STREET, SUITE 200  
PORTLAND, OR 97204

Cert#	Priority	Source	Tributary to
36610 RR *	12/31/1863	LITTLE CREEK	CATHERINE CREEK

County: Josephine

Instream Lease Number: IL 1030

\*\* Lessor \*\*

THE NATURE CONSERVANCY, SW OREGON OFFICE  
33 NORTH CENTRAL AVE, SUITE 405  
MEDFORD, OR 97501

Cert#	Priority	Source	Tributary to
61599 OR *	6/12/1979	ROUGH & READY CREEK	WEST FORK ILLINOIS RIVER

County: Morrow  
Instream Lease Number: IL 1363

\*\* Lessor \*\*

PETERSON, HOMER  
71286 STRAUGHAN RD  
PENDLETON, OR 97801

Cert#	Priority	Source	Tributary to
2650 OR *	12/31/1885	LITTLE BUTTER CREEK	BUTTER CREEK

County: Deschutes  
Instream Lease Number: IL 1377

\*\* Lessor \*\*

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

\*\* Lessee \*\*

DESCHUTES RIVER CONSERVANCY  
PO BOX 1560  
BEND, OR 97709

Cert#	Priority	Source	Tributary to
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83571 CF RR CR \*      10/31/1900      DESCHUTES RIVER      COLUMBIA RIVER

County:            Deschutes  
Instream Lease Number: IL 1378

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

\*\* Lessee \*\*  
DESCHUTES RIVER CONSERVANCY  
PO BOX 1560  
BEND, OR 97709

Cert#	Priority	Source	Tributary to
83571 CF RR CR *	10/31/1900	DESCHUTES RIVER	COLUMBIA RIVER

County:            Deschutes  
Instream Lease Number: IL 1379

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

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

Cert#	Priority	Source	Tributary to
83571 CF RR CR *	10/31/1900	DESCHUTES RIVER	COLUMBIA RIVER

County: Deschutes  
Instream Lease Number: IL 1380

\*\* Lessor \*\*

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

\*\* Lessee \*\*

HUBERT, GENEVIEVE  
DESCHUTES RIVER CONSERVANCY  
700 NW HILL ST  
BEND, OR 97701

Cert#	Priority	Source	Tributary to
83571 CF RR CR *	10/31/1900	DESCHUTES RIVER	COLUMBIA RIVER

County: Deschutes  
Instream Lease Number: IL 1381

\*\* Lessee \*\*

HUBERT, GENEVIEVE  
DESCHUTES RIVER CONSERVANCY  
700 NW HILL ST  
BEND, OR 97701

\*\* Lessor \*\*

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

Cert#	Priority	Source	Tributary to
83571 CF RR CR *	10/31/1900	DESCHUTES RIVER	COLUMBIA RIVER

County: Deschutes  
Instream Lease Number: IL 1382

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

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

Cert#	Priority	Source	Tributary to
83571 CF RR CR *	10/31/1900	DESCHUTES RIVER	COLUMBIA RIVER

County: Deschutes  
Instream Lease Number: IL 1383

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

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

\*\* Lessor \*\*  
PURCELL, CLYDE W  
1025 NW BOND ST  
BEND, OR 97701

Cert#	Priority	Source	Tributary to
83571 CF RR CR *	10/31/1900	DESCHUTES RIVER	COLUMBIA RIVER

County: Deschutes  
Instream Lease Number: IL 1384

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

\*\* Lessee \*\*  
DESCHUTES RIVER CONSERVANCY  
PO BOX 1560  
BEND, OR 97709

Cert#	Priority	Source	Tributary to
83571 CF RR CR *	10/31/1900	DESCHUTES RIVER	COLUMBIA RIVER

County: Union  
Instream Lease Number: IL 1385

\*\* Lessor \*\*  
SCHUBERT, DWAIN  
PO BOX 612  
UNION, OR 97883

\*\* Lessee \*\*  
MALMBERG, TONY  
THE FRESHWATER TRUST  
1782 S MAIN STREET  
UNION, OR 97883

Cert#	Priority	Source	Tributary to
6274 OR *	12/31/1870	CATHERINE CREEK	GRANDE RONDE RIVER

Cert#	Priority	Source	Tributary to
6489 OR *	12/31/1870	CATHERINE CREEK	GRANDE RONDE RIVER

County: Jefferson  
Instream Lease Number: IL 1390

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

\*\* Lessee \*\*  
HUBERT, GENEVIEVE  
DESCHUTES RIVER CONSERVANCY MITIGATION BANK  
700 NW HILL ST  
BEND, OR 97701

Cert#	Priority	Source	Tributary to
74135 CF *	12/31/1895	SQUAW CREEK	DESCHUTES RIVER

Cert#	Priority	Source	Tributary to
74135 CF *	12/31/1901	SQUAW CREEK	DESCHUTES RIVER

Cert#	Priority	Source	Tributary to
74135 CF *	12/31/1904	SQUAW CREEK	DESCHUTES RIVER



## 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 15, 2014. 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: MORROW  
Transfer: 11767  
Water Right: CERT 61848; 61849; 68536  
Priority Date: AUGUST 7, 1967; FEBRUARY 10, 1969; APRIL 11, 1977 AND  
FEBRUARY 15, 1979  
Name: BAKER PRODUCE SOUTH INC  
FRANK TIEGS  
PO BOX 3110 PASCO, WA 99302  
Change: place of use  
Source: WELL 1

County: WASCO  
Transfer: 11775  
Water Right: CERT 5595; 5622; 47329  
Priority Date: 1890, 1903; 1877; FEBRUARY 25, 1971  
Name: SHAWN SORENSEN  
80852 S VALLEY RD  
DUFUR, OR 97021  
Change: additional point of diversion  
Source: FIFTEENMILE CREEK

County: MALHEUR  
Transfer: 11776  
Water Right: CERT 28453  
Priority Date: AUGUST 24, 1945  
Name: FLYWAYS RANCH LLC  
2625 NORTH ROLLING HILLS DR  
STAR, OR 83669  
Change: point of diversion; place of use  
Source: OWYHEE RIVER

County: DESCHUTES  
Transfer: 11782  
Water Right: CERT 88783  
Priority Date: MARCH 4, 1980  
Name: ROBERT ADAIR  
959 CRATER OAK DR  
CALABASAS, CA 91302  
Change: point of appropriation; place of use  
Source: A WELL

## **Transfer Preliminary Determinations**

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

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

Any person may protest the application and preliminary determination or may file a standing statement. Pursuant to OAR 690-380-4030(3) and OAR 690-382-0900, protests must raise all reasonably ascertainable issues and include all reasonably available arguments supporting the person's position. In addition, protests must be accompanied by a \$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 May 15, 2014, 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-11555 filed by A & R Spada Farms, PO Box 157, Saint Paul, OR 97137, proposes a modification to the point of appropriation under Registration Application GR-190 (Certificate of Registration GR 176). The registration allows the use of 425 gpm from a well in Sec. 15, T4S, R2W, WM for irrigation in Sec. 15. The applicant proposes to move the point of appropriation within Sec. 15, T4S, R2W, WM. The Water Resources Department proposes to approve the modification, based on the requirements of ORS Chapter 540 and OAR 690 382 1000.

T-11556 filed by A & R Spada Farms, PO Box 157, Saint Paul, OR 97137 and Northwest Farm Credit Services, PO Box 13309, Salem, OR 97309-9831, proposes a change in point of appropriation under Certificate 85663. The right allows the use of 0.29 cfs from a well in Sec. 15, T4S, R2W, W.M. for nursery operations in Sec. 14. The applicant proposes to move the point of appropriation within Sec. 15, T4S, R2W, W.M. The Water Resources Department proposes to approve the transfer based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-11617 filed by the City of Wood Village, 2055 NE 238th Dr., Wood Village, OR 97060, proposes additional points of appropriation and a place of use change under Certificates 41557, 56629, and 68268. Certificate 41557 allows the use of 0.75 cfs from Well 2 in Sec. 35, T1N, R3E, WM, Certificates 56629 and 68268 allow the use of 1.114 cfs and 300 gpm, respectively, from Well 3 in Sec. 27, T1N, R3E, WM, all for municipal use in Sections 26, 27, 34, and 35. The applicant proposes additional points of appropriation in Sections 27, 34, and 35, T1N, R3E, WM and to change the place of use to: within the service boundaries of the City of Wood Village. The Water Resources Department

proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-11618 filed by the City of Wood Village, 2055 NE 238th Dr., Wood Village, OR 97060, proposes additional points of appropriation and a place of use modification under GR-1589. The registration allows the use of 200 gpm from a well in Sec. 34, T1N, R3E, WM for municipal use in Sections 27 and 34. The applicant proposes additional points of appropriation in Sections 27 and 35, and a modification to the place of use to: within the service boundaries of the City of Wood Village. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-11651 filed by Fessler Nursery Co., Dale Fessler, 12666 Monitor McKee Rd, Woodburn, OR 97071, proposes additional points of appropriation under Certificate 88043. The right allows the use of 0.08 cfs from a well in Sec. 34, T5S, R1W, WM for irrigation in Sec. 34. The applicant proposes two additional points of appropriation in Sec. 34, T5S, R1W, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-11684 filed by Dave Blatchford, 44857 Brown Rd, Baker City, OR 97814, proposes additional points of appropriation under Certificates 52712 and 52849. Certificate 52712 allows the use of 2.23 cfs from Well 2 in Sec. 16, T8S, R39E, WM for supplemental irrigation in Sec. 17. Certificate 52849 allows the use of 2.43 cfs from Well 2 and 0.82 from Well 3 both in Sec. 16, T8S, R39E, WM for supplemental irrigation in Sec. 16 and 20. The applicant proposes additional points of appropriation in Sec. 17 and 20, T8S, R39E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-11722 filed by Richard and Shirley Gingerich, PO Box 910, Canby, OR 97013, proposes additional points of appropriation under Certificate 88893. The right allows the use of 0.98 cfs from a Well in Sec. 35, T4S, R1E, WM for irrigation in Sec. 35. The applicant proposes additional points of appropriation within Sec. 35. 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: UMATILLA  
Transfer: 11778  
Water Right: CERT 79889  
Priority Date: FEBRUARY 25, 1977  
Name: ECHO IRRIGATION DISTRICT  
73120 HWY 207  
ECHO, OR 97826  
Change: point of appropriation; place of use  
Source: A WELL

County: JACKSON  
Transfer: 11780  
Water Right: CERT 55246  
Priority Date: APRIL 20, 1977, JULY 26, 1977  
Name: JEANI KING  
PO BOX 2749  
WHITE CITY, OR 97503  
Change: place of use; use  
Source: A SPRING

County: JEFFERSON  
Transfer: 11781  
Water Right: CERT 72279, 72281, 75751, 88876  
Priority Date: FEBRUARY 28, 1913, JUNE 23, 1955, APRIL 17, 1980,  
SEPTEMBER 18, 1968  
Name: NORTON CATTLE CO LLC  
PO BOX 728  
MADRAS, OR 97741  
Change: place of use  
Source: DESCHUTES RIVER

## **Transfer Applications: Drought Temporary Transfer**

During the effective time period of a drought declaration under ORS 536.740, the Commission or the Director may: (1) Allow a temporary transfer of a water right without complying with the notice and waiting requirements of ORS 540.520; (2) Allow a temporary exchange of water without giving notice as required under ORS 540.535; and (3) Use an expedited notice and waiting requirement for the substitution of a supplemental ground water right for a primary water right.

Notice is given that the following applications for Drought Temporary Transfers have been received by the Department. Consistent with the drought emergency, an order approving or denying the drought transfer will be issued as soon as the Department is able to process the application.

County: HARNEY  
Transfer: 11784  
Water Right: CERT 32388; 39770  
Priority Date: DECEMBER 19, 1952; JUNE 19, 1967  
Name: WILLIAM AND LORI PEILA  
PO BOX 723  
HINES, OR 97738  
Change: place of use  
Source: FAYE CANYON CR/RS

### **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 15, 2014. The Department shall consider the comments in determining whether to condition, reject, or revoke a temporary district transfer.

County: UMATILLA  
Transfer: 11779  
Water Right: CERT 80849  
Priority Date: DECEMBER 29, 1975  
Name: ECHO IRRIGATION DISTRICT  
73120 HWY 207  
ECHO, OR 97826  
Change: additional point of diversion; 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 May 15, 2014. 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.)

### Notice of District

County: JACKSON  
Permanent Transfer: NOTICE # 11-4  
Certificate: 79212; 83727  
Priority Date: 5/23/1912, 8/20/1915, 7/31/1915, 9/6/1915;  
9/6/1915  
Name: Talent Irrigation District  
Address: PO Box 467 Talent, OR 97540  
Change: POU  
Source: LITTLE APPLGATE RIVER, BEAR CREEK, ROGUE RIVER  
EMIGRANT CR, KEENE CR AND RESERVOIR, SODA CR, BEAVER CR  
Acres: 6.70  
Authorized POU: T38S R1W 03; R38S R1W 10  
Proposed POU: T39S R1E 24

### Notice of District

County: JACKSON  
Permanent Transfer: NOTICE # 12-1  
Certificate: 79212; 83727  
Priority Date: 5/23/1912, 8/20/1915, 7/31/1915, 9/6/1915;  
9/6/1915  
Name: Talent Irrigation District  
Address: PO Box 467 Talent, OR 97540  
Change: POU  
Source: LITTLE APPLGATE RIVER, BEAR CREEK, ROGUE RIVER



EMIGRANT CR, KEENE CR AND RESERVOIR, SODA CR, BEAVER CR  
Acres: 11.5  
Authorized POU: T39S R1E 13  
Proposed POU: T39S R2E 19

Notice of District

County: JACKSON  
Permanent Transfer: NOTICE # 11-4  
Certificate: 79212; 83727  
Priority Date: 5/23/1912, 8/20/1915, 7/31/1915, 9/6/1915;  
9/6/1915  
Name: Talent Irrigation District  
Address: PO Box 467 Talent, OR 97540  
Change: POU  
Source: LITTLE APPELGATE RIVER, BEAR CREEK, ROGUE RIVER  
EMIGRANT CR, KEENE CR AND RESERVOIR, SODA CR, BEAVER CR  
Acres: 2.0  
Authorized POU: T38S R1W 10  
Proposed POU: T40S R2E 05

Notice of District

County: JACKSON  
Permanent Transfer: NOTICE # 11-4  
Certificate: 79212; 83727  
Priority Date: 5/23/1912, 8/20/1915, 7/31/1915, 9/6/1915;  
9/6/1915  
Name: Talent Irrigation District  
Address: PO Box 467 Talent, OR 97540  
Change: POU  
Source: LITTLE APPELGATE RIVER, BEAR CREEK, ROGUE RIVER  
EMIGRANT CR, KEENE CR AND RESERVOIR, SODA CR, BEAVER CR  
Acres: 0.50  
Authorized POU: T40S R2E 05  
Proposed POU: T40S R2E 05

## Establishment of Mitigation Credits in the Deschutes Basin

ORS 537.746 authorizes the Department to award mitigation credits in the Deschutes Basin to approved mitigation projects. Mitigation credits may be used in the Deschutes Basin, specifically the Deschutes Ground Water Study Area, to mitigate for the impacts of ground water use on surface water flows. Pursuant to OAR Chapter 690, Division 521, upon receipt of notification of a mitigation project, the Department shall give public notice of the intent to establish mitigation credits.

The public is invited to comment on establishment of mitigation credits for the project(s) described below. Comments must be received within 21 days of the date of this public notice. Comments should address the award of mitigation credits to the proposed project and its use for mitigation purposes. Included in this public notice is a preliminary determination as to the amount of mitigation credits that may be available from the proposed project.

Deschutes County

**Mitigation Project #: MP-187**

Project Applicant: Deschutes River Conservancy Mitigation Bank and Three Sisters Irrigation District (on behalf of several landowners)

Mitigation Project

And Process: Instream Lease Application IL-1390 for Certificate 74135 (Also see Instream Leases in the April 15, 2014, public notice for application details)

Subbasin/Source: Whychus Creek Subbasin – Whychus Creek, tributary to the Deschutes River

Amount of Water: Proposed Instream: up to 4.6 CFS with a Maximum Seasonal Volume – 715.6 AF

Current Use: 230.1 acres of Irrigation

Credits Assigned to: Deschutes River Conservancy Mitigation Bank

Preliminary Mitigation

Credit Determination: up to 414.2 Mitigation Credits

May be available for use in the Whychus Creek and General Zones of Impact

Contact: Laura Wilke, Phone: (503) 986-0884

## 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
<a href="#"><u>Xfer: T 8787 Cert#-89176</u></a>	10	MALH	09/18/1950	04/09/2014	BELNAP, JEAN BELNAP, RAYMOND S.
<a href="#"><u>Xfer: T 8787 Cert#-89177</u></a>	10	MALH	05/10/1951	04/09/2014	BELNAP, JEAN BELNAP, RAYMOND S.
<a href="#"><u>Xfer: T 8787 Cert#-89178</u></a>	10	MALH	02/05/1951	04/09/2014	BELNAP, JEAN BELNAP, RAYMOND S.
<a href="#"><u>Xfer: T 8787 Cert#-89179</u></a>	10	MALH	02/02/1953	04/09/2014	BELNAP, JEAN BELNAP, RAYMOND S.
<a href="#"><u>Xfer: T 8787 Cert#-89181</u></a>	10	MALH	09/18/1950	04/09/2014	BELNAP, JEAN BELNAP, RAYMOND S.
<a href="#"><u>Xfer: T 8787 Cert#-89182</u></a>	10	MALH	09/20/1950	04/09/2014	BELNAP, JEAN BELNAP, RAYMOND S.

File Number	Basin Number	County	Priority Date	Issue Date	Name
<a href="#">Xfer: T 8787 Cert#-89183</a>	10	MALH	05/10/1951	04/09/2014	BELNAP, JEAN BELNAP, RAYMOND S.
<a href="#">Xfer: T 8787 Cert#-89184</a>	10	MALH	08/21/1951	04/09/2014	BELNAP, JEAN BELNAP, RAYMOND S.
<a href="#">Xfer: T 8787 Cert#-89180</a>	10	MALH	02/14/1950	04/09/2014	BELNAP, RAYMOND S. BELNAP, JEAN
<a href="#">Xfer: T 9332 Cert#-89158</a>	6	GRAN	07/13/1981	04/11/2014	GRAY JAQUA COOK LLC
<a href="#">Xfer: T 9067 Cert#-89173</a>	2	YAMH	01/11/1973	04/11/2014	R AND B KAUER PROPERTIES LLC

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
April 15, 2014

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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**Your Name, Address, and Phone Number:**

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\* 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.)