

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
April 22, 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*

This publication lists agency activities requiring public notice. It also describes public comment processes and deadlines. Types of water use requests in this week's Public Notice include:

- * **Permit Application Initial Reviews, Proposed Final Orders, and Final Orders**
Applications for permits to use, store, divert or pump surface water or groundwater. Includes applications by the state Departments of Fish & Wildlife, Environmental Quality or Parks and Recreation for water to be used and kept in-channel.
- * **Applications for Extensions of Time to Perfect Water Right Permits**
New applications received and proposed final orders regarding requests to extend time limits to fully develop water use projects and beneficially apply water.
- * **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.

- * **District Temporary Transfers (ORS 540.570)**
Applications requesting transfers in place of use within a district's boundaries.
- * **Ground Water Registration Modifications**
Applications requesting Department recognition of changes in point of appropriation, place of use and character of use under a ground water certificate of registration.
- * **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 22, 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, June 06, 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

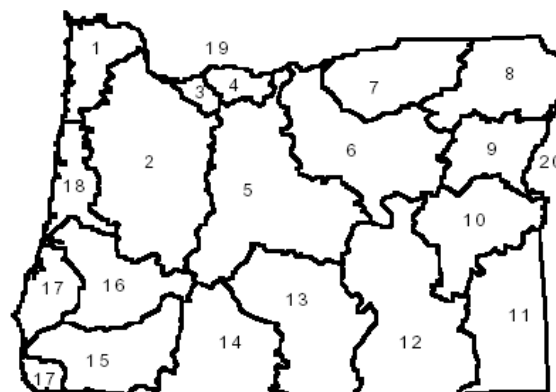
THIRD LINE:

- * 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
S-87964	DOYLE, DENNY PO BOX 4755 4755 SW GRIFFITH DR BEAVERTON, OR 97076						IR 2
2	WILLAMETTE RIVER > COLUMBIA RIVER	3.00S 1.00W 23 SWNW	Clackamas	03/11/2014	33.7C		
Uses:	MU						
S-87892	DINSDALE, GRACE PO BOX 1130 CORNELIUS, OR 97113						IR 2
2	A RESERVOIR > DAIRY CREEK	1.00N 3.00W 15 NESE	Washington	04/25/2013	9.2A		
Uses:	NU						
G-17705	OREGON DEPARTMENT OF STATE LANDS 1645 NE FORBES RD SUITE 112 BEND, OR 97701						IR 2
12	A WELL > MALHEUR LAKE	23.00S 32.00E 14 NWSW	Harney	07/19/2013	0.96C (est)		
12	A WELL > MALHEUR LAKE	23.00S 32.00E 14 NWNW	Harney	07/19/2013	0.96C (est)		
12	A WELL > MALHEUR LAKE	23.00S 32.00E 10 SESE	Harney	07/19/2013	0.96C (est)		
12	A WELL > MALHEUR LAKE	23.00S 32.00E 10 SENW	Harney	07/19/2013	0.96C (est)		
12	A WELL > MALHEUR LAKE	23.00S 32.00E 10 NESE	Harney	07/19/2013	0.96C (est)		
12	A WELL > MALHEUR LAKE	23.00S 32.00E 10 NESE	Harney	07/19/2013	0.96C (est)		
Uses:	IR						
G-17771	T V LAND AND CATTLE LLC 68281 CRANE BUCHANAN RD BURNS, OR 97720						IR 3
12	A WELL > LITTLE ROCK CREEK	22.00S 33.00E 34 SWSE	Harney	02/24/2014	1.89C (est)		
12	A WELL > LITTLE ROCK CREEK	22.00S 33.00E 34 NWSE	Harney	02/24/2014	1.89C (est)		
12	A WELL > LITTLE ROCK CREEK	23.00S 33.00E 3 SWNW	Harney	02/24/2014	1.89C (est)		
Uses:	IR IS						
S-87880	PRITCHARD, CHARLES D. PO BOX 176 DAYS CREEK, OR 97429						PFO 2
16	SOUTH UMPQUA RIVER > UMPQUA RIVER	30.00S 4.00W 9 SESE	Douglas	03/19/2013	0.005C		
Uses:	DO						
S-87934	DEVRIES, BYRON 89060 CONDON CREEK FLORENCE, OR 97439 DEVRIES, SUSAN 89060 CONDON CREEK FLOR						PFO 2
18	CONDON CREEK > NORTH FORK SIUSLAW RIVER	17.00S 11.00W 28 SESW	Lane	09/19/2013	0.01C		
Uses:	DN						

Final Orders - Permit & License Applications

Following is a list of applications that have had final orders issued recently. If you would like a copy of any of the final orders, you may send a request with \$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
G-17644	12	HARN	04/02/2013		DON TOELLE	04/10/2014
G-17645	7	UMAT	04/10/2013		JEFF NEWTSON	04/10/2014
G-17719	2	YAMH	09/11/2013	MOUNT RICHMOND VINEYARDS LLC		04/10/2014
G-17821	14	KLAM	03/17/2014		DALE FLEMING	04/10/2014
G-17824	10	MALH	03/31/2014		GORDON LUTHER	04/10/2014
G-17827	14	KLAM	04/03/2014		EDWIN STASTNY JR	04/11/2014
G-17828	10	MALH	04/04/2014	ITO FAMILY LLC		04/11/2014
G-17830	14	KLAM	04/07/2014		RYAN HARTMAN	04/14/2014
G-17446	15	JACK	12/27/2010	DANIEL J BOYDEN TRUST	DANIEL BOYDEN	04/17/2014
G-17626	2	POLK	02/06/2013		BOGDAN CACEU	04/17/2014
G-17641	12	HARN	03/26/2013		FRED TEUTSCH	04/17/2014
G-17647	9	BAKE	04/15/2013		JASON WILLIAMS	04/17/2014
G-17651	10	MALH	04/15/2013		KIM MCCREARY	04/17/2014
G-17670	2	CLAC	05/13/2013		HARLAN SHOBER	04/17/2014

Application	Basin	County	Priority	Company	Name	FO Date
G-17716	2	MARI	09/09/2013		BRIAN DUPONT	04/17/2014
G-17733	13	LAKE	11/04/2013	NEIL J FLYNN LIVING TRUST	JOHN FLYNN	04/17/2014
G-17761	14	KLAM	02/19/2014		GLEN HALVORSON	04/17/2014
G-17833	12	HARN	04/11/2014		WILLIAM PEILA	04/17/2014
S-87641	15	JACK	07/19/2010		ANDREAS BLECH	04/17/2014
S-87888	2	CLAC	04/11/2013		JANICE ROBINSON S	04/17/2014
S-87889	2	CLAC	04/11/2013		JANICE ROBINSON S	04/17/2014
G-17836	14	KLAM	04/14/2014		GARY KLEGSETH	04/18/2014

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
G-17761	14	Klamath	02/19/2014	HALVORSON, GLEN 17000 W LANGELL VALLEY RD BONANZA, OR 97623	4/17/2014
G-17833	12	Harney	04/11/2014	PEILA, WILLIAM PO BOX 723 HINES, OR 97738	4/17/2014
G-17836	14	Klamath	04/14/2014	KLEGSETH, GARY PO BOX 252 MERRILL, OR 97633	4/18/2014

**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 22, 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-17099](#)

Permit Number: G-16523

HIGHLAND MEADOW NURSERY INC. 10377 S TOLIVER RD MOLALLA, OR 97038

Clackamas County

WELL 3 and 4 > BEAR CREEK

0.59 CFS

NURSERY USES ON 23.5 ACRES

November 1, 2020

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 June 06, 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:	Baker
Application File Number:	G-16943
Permit Number:	G-16356
Applicant:	PIERCE, WILLIAM
Address:	44062 OLD WINGVILLE RD BAKER CITY, OR 97814
River Basin:	Powder Basin
Water Source:	A WELL > SALMON CREEK
Authorized Use of Water:	SUPPLEMENTAL IRRIGATION ON 77.5900 Acres
Maximum Diversion/ Appropriation Rate:	0.97 CFS

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 2012 to October 1, 2017.

Applications for Limited Licenses

A limited license allows the right to use or store water for no more than 5 consecutive years. Use of water under a limited license is subordinate to all other authorized uses and may be shut-off at any time to satisfy those other uses. In addition, the Department may revoke a limited license if its use causes injury to any other water right or minimum perennial streamflow.

Licenseses must maintain a record of how much water they are using (ORS 537.143). **The Department may approve a license after May 06, 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-1518

LUTZ, MATT 3750 PARIS PIKE LEXINGTON, KY 40511

POD: 1 A SPR > MILLICAN CR

SW 1/4 SW 1/4 Section 30T 3.00S R 3.00W WM
Yamhill County

POD: 2 A SPR > MILLICAN CR

SW 1/4 SW 1/4 Section 30T 3.00S R 3.00W WM
Yamhill County

POD: 3 A SPR > MILLICAN CR

SE 1/4 SE 1/4 Section 25T 3.00S R 4.00W WM
Yamhill County

POD: 4 A SPR > MILLICAN CR

SW 1/4 SW 1/4 Section 30T 3.00S R 3.00W WM
Yamhill County

POD: 5 11THREE11 RES > HAWN CR

NW 1/4 NE 1/4 Section 25T 3.00S R 4.00W WM
Yamhill County
50 GPM for Establishment of a Vineyard

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 13, 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

County: Wasco
Instream Lease Number: SL 26

** Lessor **
KASER, PHIL M.
4965 FIFTEENMILE RD
THE DALLES, OR 97058

** Lessor **
KASER, JACOB
4550 FIFTEENMILE RD
THE DALLES, OR 97058

** Lessee **
BELLIS, NATASHA
THE FRESHWATER TRUST
65 SW YAMHILL ST. SUITE 200
PORTLAND, OR 97204

Cert#	Priority	Source	Tributary to
46651 CF *	12/31/1907	FIFTEENMILE CREEK	COLUMBIA RIVER

County: Deschutes
Instream Lease Number: IL 1348

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

** Lessor **
RUBY, MARY
NNP IV-NCR, LLC
16701 SE MCGILLIVRAY BLVD, STE 150
VANCOUVER, WA 98683

** Lessee **
HUBERT, GENEVIEVE
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: Clatsop
Instream Lease Number: IL 1391

** Lessor **
JOHNSON, ED
KNAPPA WATER ASSOCIATION
92755 ALLEN RD
ASTORIA, OR 97103

Cert#	Priority	Source	Tributary to
33899 CF SP	7/8/1924	MILL CREEK	BIG CREEK

Cert#	Priority	Source	Tributary to
68351 OR SP	9/23/1966	MILL CREEK	BIG CREEK
Cert#	Priority	Source	Tributary to
68352 CF SP	12/18/1968	MILL CREEK	BIG CREEK

County: Wasco
 Instream Lease Number: IL 1392

** Lessor **
 HANNA, CHARLIE
 1616 NW 53RD ST
 REDMOND, OR 97756

** Lessee **
 BELLIS, NATASHA
 THE FRESHWATER TRUST
 65 SW YAMHILL ST. SUITE 200
 PORTLAND, OR 97204

Cert#	Priority	Source	Tributary to
55642 CF *	12/31/1893; 12/31/1896; 12/31/1900	FIFTEENMILE CREEK	COLUMBIA RIVER

County: Deschutes
 Instream Lease Number: IL 1394

** Lessor **
 BELL, GARY
 24185 SKYWAGON DR
 BEND, OR 97701

** Lessor **
 GERDES, SHAWN
 ARNOLD IRRIGATION DISTRICT

19604 BUCK CANYON RD
BEND, OR 97702

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

Cert#	Priority	Source	Tributary to
74197 CF RR *	2/1/1905; 4/25/1905	DESCHUTES RIVER	COLUMBIA 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 22, 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: UMATILLA
Transfer: 11786
Water Right: CERT 85536
Priority Date: OCTOBER 4, 1967
Name: LADDI SINGH
PO BOX 6820
HERMISTON, OR 97838
Change: point of appropriation; use
Source: A WELL

County: WASCO
Transfer: 11787
Water Right: CERT 9633; 31417
Priority Date: 1905; 1865
Name: PATRICIA WATTERSON
19145 UPPER COW CREEK RD
AZALEA, OR 97410
Change: point of diversion
Source: TYGH CREEK

County: Baker
Transfer: 11790
Water Right: CERT 74037; 75869; 87531
Priority Date: 1876, 1888; 1864, 1872, 1875, 1885, 1902
Name: LOWRY FAMILY TRUST
24428 KEATING GRANGE LN
BAKER CITY, OR 97814
Change: place of use
Source: POWDER RIVER

County: UMATILLA
Transfer: 11791
Water Right: CERT 89053
Priority Date: FEBRUARY 22, 1994
Name: PERRY D. BURROUGHS
31473 BENSEL RD
HERMISTON, OR 97838
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 22, 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-11518 filed by Raymond S. Belnap, 4137 Kochsmeir Rd, Vale, Or 97918, proposes a change in place of use under Certificate 41126. The right allows the use of 0.11 cfs from a well in Sec. 17, T18S, R45E, WM (Willow Cr Basin) for irrigation in Sec. 17. The applicant proposes a change in place of use within Sec. 17. 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-11649 filed by Richard and Carolyn Mensch, PO Box 628, Christmas Valley, OR 97641, proposes an additional point of appropriation and changes in points of appropriation and place of use under Certificates 35972, 47615, 47619, and 53351 within Sec. 5, T26S, R19E, WM. Certificate 35972 allows the use of 1.11 cfs, Certificate 47615 allows the use of 1.24 cfs, Certificate 47619 allows 2.44 cfs and Certificate 53351 allows 1.63 cfs, all from wells in Sec. 5, T26S, R19E, WM for irrigation in Sec. 5. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-11675 filed by Chris and Kathy Scheller, 6061 SW Meridian Way, Tualatin, OR 97062, proposes an additional point of appropriation under Certificate 62489. The right allows the use of 0.02 cfs from Well 1 in Sec. 31, T2S, R1E, WM for irrigation in Sec. 31. The applicant proposes an additional point of appropriation in Sec. 31, T2S, R1E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-11683 filed by Sam Elliott, 23789 Gap Rd, Harrisburg, OR 97446, proposes a character of use change under Certificate 40206. The right allows the storage of 32.2 af from an unnamed stream for fish culture, recreation and fire protection in Sec. 1, T15S, R3W, W.M. The applicant proposes multi-purpose storage, including but not limited to fish culture, recreation and fire protection. 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: BAKER
Transfer: 11788
Water Right: CERT 5875; 51711
Priority Date: 1869, 1905; SEPTEMBER 30, 1935
Name: AUBURN CREEK RANCH LLC
PO BOX 787
BAKER CITY, OR 97814
Change: additional point of diversion; place of use
Source: BURNT RIVER

County: TILLAMOOK
Transfer: 11792
Water Right: CERT 38988
Priority Date: MARCH 12, 1962
Name: WILLIAM BILL SLAVENS
24155 MOON CREEK RD
BEAVER, OR 97108-9717
Change: point of diversion; place of use
Source: NESTUCCA RIVER

County: GRANT
Transfer: 11793
Water Right: CERT 89191
Priority Date: DECEMBER 31, 1887
Name: STANLEY POWELL
27887 WIDOWS CREEK RD
MOUNT VERNON, OR 97865
Change: additional point of diversion; place of use
Source: WIDOWS CREEK

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 22, 2014. The Department shall consider the comments in determining whether to condition, reject, or revoke a temporary district transfer.

County: UMATILLA
Transfer: 11785
Water Right: CERT 61534; 75126; 75128; 76051; 79439
Priority Date: MARCH 30, 1976; OCTOBER 1, 1975; SEPTEMBER 26, 1974;
JUNE 27, 1958; JULY 1, 1924
Name: WESTLAND IRRIGATION DISTRICT
PO BOX 944
HERMISTON, OR 97838
Change: place of use
Source: WELL 1

Transfer Applications: Ground Water Registration Modification

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

The Department seeks public comment on the recently-filed applications for recognition of modifications in ground water registrations listed below. Any person may comment on an application for a ground water registration modification. Comments must be received by the Department on or before May 22, 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 recognized after the Department has completed a review of the application and will be provided an opportunity to protest the application and preliminary determination at that time.

County: YAMHILL
Transfer: 11783
Water Right: cert GR 1648
Priority Date: DECEMBER 31, 1955
Name: CARLTON NURSERY CO. LLC
C/O ALLAN ELLIOTT
PO BOX 398
DAYTON, OR 97114
Change: additional point of appropriation
Source: A WELL

County: POLK
Transfer: 11789
Water Right: CERT GR 1320
Priority Date: DECEMBER 31, 1946
Name: HAROLD UNDERWOOD
3119 HANNAH AVE
ALBANY, OR 97322
Change: place of use
Source: WELL 2

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 6th 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.

Public Notice date April 22, 2014, Page 23

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
Xfer: T 7419 Cert#-89192	6	GRAN	12/23/1974	04/15/2014	DOVENBERG, JAMES
Xfer: T 7419 Cert#-89190	6	GRAN	12/31/1886	04/15/2014	DOVENBERG, JAMES WYLLIE, LAURENCE WYLLIE, SUSAN RUSSELL, GERALD RUSSELL, TOLLENE YATES, TOM YATES, ALENE
Xfer: T 7419 Cert#-89191	6	GRAN	12/31/1887	04/15/2014	SHERMAN, EVAN J. SHERMAN, SHAWN D. NEWMAN, BERNICE R. POWELL, STANLEY POWELL, LAVAUGHN

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS

April 22, 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)*

[]
[]
[]

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.)