

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
June 3, 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.
- * **Water Right Cancellations**
Abandonment of perfected and developed water rights and requests to cancel all or a portion of rights.
- * **Applications for Extensions of Time to Perfect Water Right Permits**
New applications received and proposed final orders regarding requests to extend time limits to fully develop water use projects and beneficially apply water.
- * **Applications for Limited Licenses**
Requests to use water for 5 years or less. Licenses are subordinate to other rights and may be revoked if a use is found to injure other water right holders.
- * **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.
- * **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.
- * **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.

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, July 03, 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, July 18, 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:

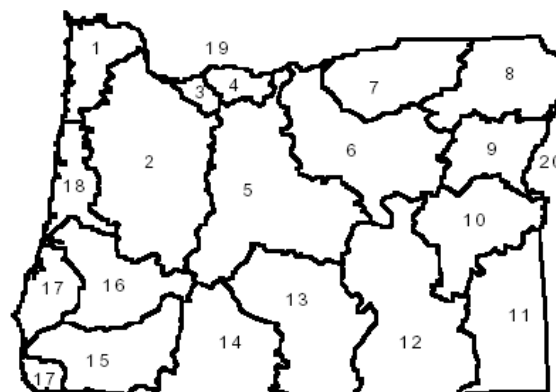
- * Type of use (see abbreviations below)

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
G-17745	LA VASANI, MICHAEL 64455 RESEARCH RD BEND, OR 97701						PFO 2
Uses: 5	A WELL > DESCHUTES RIVER	16.00S 12.00E 31 SWSW	Deschutes	12/17/2013	0.04C		
	NU						
G-17790	PEILA, MIKE PO BOX 537 HINES, OR 97738						PFO 2
Uses: 12	A WELL > SAGE HEN CREEK	24.00S 31.00E 30 SESE	Harney	03/10/2014	2.67C		
	IR						
G-17636	PETERS, DALE 79348 KINGS CORNER RD PENDLETON, OR 97801						PFO 2
Uses: 7	A WELL > MIDDLE FORK COLD SPRING CANYON	4.00N 32.00E 16 NENE	Umatilla	03/13/2013	0.0375C		
	IR						
G-17638	SUNNYSIDE DAIRY LLC 4581 MAPLE GROVE RD SUNNYSIDE, WA 98944						PFO 2
	12 A WELL > CROWCAMP CREEK	23.00S 33.00E 33 SESE	Harney	03/22/2013	1.776C (est)		
	12 A WELL > CROWCAMP CREEK	23.00S 33.00E 34 SWSW	Harney	03/22/2013	1.776C (est)		
	12 A WELL > CROWCAMP CREEK	23.00S 33.00E 33 SENE	Harney	03/22/2013	1.776C (est)		
	12 A WELL > CROWCAMP CREEK	23.00S 33.00E 34 SWNW	Harney	03/22/2013	1.776C (est)		
	12 A WELL > CROWCAMP CREEK	23.00S 33.00E 33 NESE	Harney	03/22/2013	1.776C (est)		
	12 A WELL > CROWCAMP CREEK	23.00S 33.00E 34 NWSW	Harney	03/22/2013	1.776C (est)		
Uses: IR							
G-17712	MCGINN, DON 46502 SCHOOLHOUSE RD HAINES, OR 97833 MCGINN, NANCY 46502 SCHOOLHOUSE RD HAINES						PFO 2
	9 A WELL > BIG MUDDY CREEK	7.00S 38.00E 27 NENE	Baker	08/13/2013	0.64C (est)		
	9 A WELL > BIG MUDDY CREEK	7.00S 38.00E 27 NESW	Baker	08/13/2013	0.64C (est)		
	9 A WELL > BIG MUDDY CREEK	7.00S 38.00E 27 NENE	Baker	08/13/2013	0.64C (est)		
Uses: IS							
G-17792	SIDDOWAY, BERT PO BOX 115 DURKEE, OR 97905						PFO 2
	9 A WELL > BALDOCK SLOUGH	8.00S 40.00E 24 NENW	Baker	03/10/2014	2.62C (est)		
	9 A WELL > BALDOCK SLOUGH	8.00S 40.00E 24 NENW	Baker	03/10/2014	2.62C (est)		
Uses: IR IS							

App#	Basin Source	Township/Range	County	Priority	Quantity	Stage	Status
R-87976	WETZLER, MARK PO BOX 15445 SEATTLE, WA 98115						IR 2
2	UNNAMED STREAM > SALT CREEK	7.00S 5.00W 5 SENE	Polk	04/30/2014	1.66A		
2	UNNAMED STREAM > SALT CREEK	7.00S 5.00W 5 SENE	Polk	04/30/2014	1.66A		
2	UNNAMED STREAM > SALT CREEK	7.00S 5.00W 5 SESE	Polk	04/30/2014	1.66A		
2	UNNAMED STREAM > SALT CREEK	7.00S 5.00W 5 NESW	Polk	04/30/2014	1.66A		
2	RUNOFF > SOUTH YAMHILL RIVER	7.00S 5.00W 5 NESW	Polk	04/30/2014	1.66A		
2	A RESERVOIR > SALT CREEK	7.00S 5.00W 5 SENE	Polk	04/30/2014	1.66A		
2	A RESERVOIR > SALT CREEK	7.00S 5.00W 5 NESW	Polk	04/30/2014	1.66A		
2	A RESERVOIR > SALT CREEK	7.00S 5.00W 5 SENE	Polk	04/30/2014	1.66A		
2	A RESERVOIR > SALT CREEK	7.00S 5.00W 5 SENE	Polk	04/30/2014	1.66A		
2	A RESERVOIR > SALT CREEK	7.00S 5.00W 5 SENE	Polk	04/30/2014	1.66A		
2	A RESERVOIR > SALT CREEK	7.00S 5.00W 5 SENE	Polk	04/30/2014	1.66A		
2	A RESERVOIR > SALT CREEK	7.00S 5.00W 5 SENE	Polk	04/30/2014	1.66A		
Uses:	ST						
S-87963	WOOD, DANIEL 33256 E WALLS RD HERMISTON, OR 97838	WOOD, DEBORA 33256 E WALLS RD HERMISTON,					IR 3
7	UNNAMED DRAIN > COLUMBIA RIVER	4.00N 25.00E 15 NWNW	Morrow	02/21/2014	1.559C		
Uses:	IR						
S-87979	RUTHERFORD, ALAN 24171 OLD RIVER RD JUNCTION CITY, OR 97448	RUTHERFORD, JAN 24171 OLD RIVER					IR 2
17	TENMILE LAKE > TENMILE CREEK	23.00S 12.00W 21 NWNE	Coos	05/08/2014	0.005C		
Uses:	DO						

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-17575	10	HARN	08/22/2012		JAMES GILMOUR	05/29/2014
G-17580	15	JOSE	08/31/2012	HAVILAH RESOURCES LLC		05/23/2014
G-17617	5	DESC	01/08/2013	ERIC HOFFMAN REVOCABLE LIVING TRUST	ERIC HOFFMAN	05/30/2014
G-17690	7	MORR	06/25/2013		FRANK ILLE	05/29/2014
G-17853	10	MALH	04/29/2014	BULLY CREEK LLC		05/22/2014
G-17856	10	MALH	05/08/2014	KESLER FARMS INC.		05/22/2014
G-17860	14	KLAM	05/14/2014		JONATHAN UNRUH	05/23/2014
LL-1517	14	KLAM	04/09/2014	US BUREAU OF RECLAMATION		05/22/2014
LL-1520	12	GRAN		SILVIES VALLEY RANCH WATER COMPANY LLC		05/23/2014
R-87959	2	LANE	02/11/2014		IRVINE MCLAREN	05/22/2014
S-86890	2	YAMH	06/01/2007	ELK COVE VINEYARDS INC.		05/30/2014
S-87034	2	BENT	12/07/2007	GREENBERRY IRRIGATION DISTRICT	DAN OBRIEN	05/29/2014
S-87953	8	WALL	01/27/2014		JON VANDERZANDEN	05/22/2014
S-87954	2	LANE	01/31/2014		KRISTINE KEEVER	05/30/2014
S-87961	8	WALL	02/19/2014		VALERIE WERNER	05/22/2014

Water Right Cancellations

ORS 540.621 authorizes the Director to issue an order canceling a perfected and developed water right whenever the owner certifies under oath that the right has been abandoned and requests a cancellation of the right.

The Department has received affidavits from owners of land to which a water right is appurtenant stating the owner has abandoned the water right, and requesting that the Department cancel portions of the right appurtenant to the land.

The Department proposes to issue orders canceling all or a portion of the following water right(s):

COUNTY:	HARNEY
CERTIFICATE:	85764, IN THE NAME OF RILEY AND SEWELL
PRIORITY DATE:	APRIL 20, 1956
SOURCE:	WELL #3 > POISON CREEK SLOUGH
LANDOWNERS:	JAMES CAMPBELL AND LORETTA ZELLEY
ADDRESS:	32401 AIRPORT LAND, BURNS, OR 97720
USE:	IRRIGATION OF 10.05 ACRES
QUANTITY:	0.13 CFS
LOCATION:	T23S,R31E, SEC 11 TAX LOT 600

**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 July 03, 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-16973](#)

Permit Number: G-16407
SWORD, ZACHARY PO BOX 3002 PRINCETON, OR 97721
Harney County
WELL 1 and WELL 2 > MALHEUR LAKE
3.3 CFS, BEING 1.3 CFS FROM WELL 1 AND 2.0 CFS FROM WELL 2
IRRIGATION USE ON 263.9 ACRES
October 30, 2018

[Application Number: G-15976](#)

Permit Number: G-15732
WILLIAMS, JASON 65579 WOLF CREEK LANE NORTH POWDER, OR 97867
Baker County
FIVE WELLS > POWDER RIVER
3.34 CFS
SUPPLEMENTAL IRRIGATION USE ON 273.4 ACRES
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 July 18, 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:	Curry
Application File Number:	G-14631
Permit Number:	G-13757
Applicant:	BUSSMAN, JAMES A
Address:	PO BOX 211 SIXES, OR 97476
River Basin:	South Coast Basin
Water Source:	A WELL > SUMMERS CREEK
Authorized Use of Water:	CRANBERRY ON 42.0000 Acres
Maximum Diversion/ Appropriation Rate:	0.25 CFS for storage or cranberry use 74 AF maximum storage volumes each year

Recommendation: The Department proposes to grant an extension of time to apply water to full beneficial user from October 1, 2004 to October 1, 2018.

County of Use:	Baker
Application File Number:	G-14224
Permit Number:	G-13432
Applicant:	ALANKO, RANDY
Address:	RT 1 BOX 123H BAKER CITY, OR 97814
River Basin:	Powder Basin
Water Source:	A WELL > WILLOW CREEK
Authorized Use of Water:	IRRIGATION ON 10.50 Acres
Maximum Diversion/ Appropriation Rate:	0.13 CFS

Recommendation: The Department proposes to grant an extension of time for complete construction for the water system from October 1, 2002 to October 1, 2017; and grant an extension of time to apply water to full beneficial use from October 1, 2002 to October 1, 2017.

County of Use: Harney
Application File Number: G-15256
Permit Number: G-15206
Applicant: BOWYER PECK RANCHES LLC
Address: PO BOX 415 TROUT LAKE, WA 98650
River Basin: Malheur Lake Basin
Water Source: A WELL > MALHEUR LAKE
Authorized Use of Water: IRRIGATION ON 133.60 Acres
Maximum Diversion/
Appropriation Rate: 1.67 CFS

Recommendation: The Department proposes to grant an extension of time to apply water to full beneficial user from October 1, 2006 to October 1, 2016.

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 June 17, 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-1526

EGM LLC C/O GREG FRIES PO BOX 429 DUNDEE, OR 97115
POD: 1 GALESVILLE RES > COW CR
SW 1/4 SW 1/4 Section 30T 25.00S R 6.00W WM
Douglas County
2.65 CFS for IRRIGATION

LL-1527

KEBBE, (C/O) STEPHEN E. 16060 SW 85TH AVE TIGARD, OR 97224
POD: 1 TUALATIN R > WILLAMETTE R
NW 1/4 NW 1/4 Section 24T 2.00S R 1.00W WM
Washington County
1000 GPM for WATER TREATMENT DEMONSTRATION

LL-1528

WESTERLUND LOG HANDLERS LLC C/O ROGER NANCE #10 PIER ONE STE 301 ASTORIA, OR 97103
POD: 1 JOHNSON CR > LEWIS AND CLARK R
SE 1/4 NW 1/4 Section 12T 7.00N R 10.00W WM
Clatsop County
120 GPM for FIRE PROTECTION

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 June 24, 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: Grant
Instream Lease Number: IL 1413

** Lessor **
HOEFFNER, MARK
48 WNUK ROAD
WHITE SALMON, WA 98672

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

Cert#	Priority	Source	Tributary to
87479 CF *	12/31/1868	REYNOLDS CREEK	JOHN DAY RIVER

County: Hood River
Instream Lease Number: IL 1414

** Lessor **

BUCKLEY, JOHN R.
EAST FORK IRRIGATION DISTRICT
PO BOX 162
ODELL, OR 97044

Cert#	Priority	Source	Tributary to
80929 CF *	3/13/1964	EAST FORK HOOD RIVER	HOOD RIVER
Cert#	Priority	Source	Tributary to
84803 OR *	8/8/1977	EAST FORK HOOD RIVER	HOOD RIVER
Cert#	Priority	Source	Tributary to
81340 CF RR *	11/25/1895	EAST FORK HOOD RIVER	HOOD 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 July 03, 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: MALHEUR
Transfer: 11819
Water Right: CERT 28451
Priority Date: APRIL 20, 1956
Name: V BOX LAND AND LIVESTOCK
PO BOX 156
JUNTURA, OR 97911-0156
Change: place of use
Source: ROGERS #1 WELL

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: 11820
Water Right: CERT 44654
Priority Date: SEPTEMBER 3, 1968
Name: ECHO IRRIGATION DISTRICT; HALE FARMS LLC
73120 HWY 207
ECHO, OR 97826
Change: additional point of appropriation; place of use
Source: A WELL

County: DOUGLAS
Transfer: 11822
Water Right: CERT 39232; 49250
Priority Date: SEPTEMBER 21, 1950; MARCH 29, 1973
Name: FLOYD AND SHARON HUNSAKER
512 COLE RD
OAKLAND, OR 97462
Change: place of use
Source: CALAPOOYA CREEK

County: HARNEY
Transfer: 11831
Water Right: CERT 9035; 44593; 44594
Priority Date: AUGUST 13, 1930; NOVEMBER 14, 1969
Name: DOVERSPIKE LAND LLC
STEVEN DOVERSPIKE
30552 HOTCHKISS LN
BURNS, OR 97720
Change: point of appropriation; additional 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 July 03, 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: CROOK
Permanent Transfer: NOTICE #
Certificate: 82246, 82247
Priority Date: MARCH 13, 916
Name: OCHOCO IRRIGATION DISTRICT
Address: 1001 NW DEER ST PRINEVILLE OR 97754
Change: POU
Source: CROOKED RIVER, OCHOCO CREEK, MCKAY CREEK, DRY CREEK,
LYTLE CREEK, JOHNSON CREEK, OCHOCO RES, DESCHUTES RIVER
Acres: 3.2
Authorized POU: T14S R16E 30, T15S R16E 4, T14S R15E 11, T14S R16E 26,
T14S R16E 27, T14S R15E 24, T14S R16E 29
Proposed POU: T14S R16E 23, T14S R16E 25, T14S R15E 11, T14S R16E 26
T14S R15E 24, T14S R16E 30

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 July 03, 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-11676 filed by JSM Trust, John Moon III and Suzanne Moon, Trustees, 50629 Altnow Beulah Lane, Drewsey, OR 97904, proposes a place of use change under Certificates 6847, 26367, and 79377. Certificate 6847 allows for the use of 3.16 cfs from Warm Springs Creek for tract 1 and 1.5 acre feet per acre from Cottonwood Creek for tract 2. Certificate 26367 allows for the use of 2.43 cfs from two wells in Sec. 4, T20S, R36E, WM. Certificate 79377 allows for the use of 1.59 cfs from Cottonwood Creek, Sec. 9 and Cottonwood Reservoir, Sec. 28, both in T19S R36E WM. The transfer proposes to change the place of use within Sec. 4, T20S, R36E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

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 July 03, 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: UMATILLA
Transfer: 11818
Water Right: CLAIM GR 3846
Priority Date: DECEMBER 31, 1920
Name: TERRY AND SHARRIE COPELAND
53924 FERNDAL RD
MILTON-FREEWATER, OR 97862
Change: point of appropriation; place of use
Source: A WELL

**Notice of Application for
Allocation of Conserved Water
CW-83**

On December 18, 2013, 22 Landowners on the Hurtley Lateral (Deschutes River Conservancy (DRC), 700 NW Hill St, Bend, OR 97701, Representative) filed an Application for Allocation of Conserved Water under ORS 537.470.

The Department designated the application as CW-83. The Applicants propose to conserve water by replacing approximately 6,450 feet of the TSID Hurtley Lateral water conveyance system with, high density polyethylene (HDPE) pipe. Replacement of the existing, damaged and leaky portions of the delivery system will eliminate water losses through the irrigation delivery system.

The Hurtley Lateral serves approximately 102 acres, of which, 85.6 acres will be involved in this project. The project is expected to yield approximately 0.434 cfs of conserved water from Whychus Creek under Water Right Certificate 74135 with a priority date of 1895. It is proposed that 100% of the conserved water will be protected instream from the point of diversion (at approximately River Mile 23.5) to the confluence with the Deschutes River and then to River Mile 120 on the Deschutes River (near Lake Billy Chinook).

Any interested person may comment in writing, on CW-83. Comments must be received by within 20 days of the last date of publication in the newspaper **03/29/14**. Comments should be sent to ACW Program, Water Resources Department, 725 Summer Street NE, Suite A, Salem, OR 97301-1266.

**Notice of Application for
Allocation of Conserved Water
CW-85**

CW-85 filed by Windy River, 822 Hwy 395 South #423, Hermiston, OR 97838, proposes to conserve 8.83 cubic feet per second (CFS), 1606.67 acre feet (AF) under Certificate 79482. The portion of the right covered by CW-85 allows the use of 39.72 CFS, 7230.02 AF from the COLUMBIA RIVER. The applicant proposes to conserve water by modifying the center pivot circle irrigation systems to operate at lower pressures and reducing the size of the spray nozzles from 11.1 gpm/ac to 8.0 gpm/ac. The applicant proposes to protect 25% (2.21 CFS) of the conserved water instream. The project appears to be consistent with the requirements under ORS 537.470.

Any interested person may submit written comments for the applications. Comments must be received within 20 days of the last date of publication in the newspaper, **06/03/2014**. Comments should be sent to the attention of the ACW Program, Water Resources Department, 725 Summer Street NE, Suite A, Salem, OR 97301.

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS

June 3, 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:

* 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.)