

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
July 1, 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.
- * **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.
- * **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 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.
- * **Extension of Time Checkpoint Progress Reports filed pursuant to OAR 690-315**
Documents the progress made toward development of the water use project since approval of the last permit extension and/or the last progress report checkpoint. (OAR 690-315 pertains to permit extension applications filed on or after July 1, 2001.)
- * **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 Permanent Transfers (ORS 540.580)**
Petitions requesting transfers in place of use within a district's boundaries.

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

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 31, 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, August 15, 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	02	DOE, JOHN PO BOX 123 EUGENE OR 97123 A WELL > SPRING CR	16S 03W 19 NESW	Lane	01/29/2002	0.37 CFS	IR	3
	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

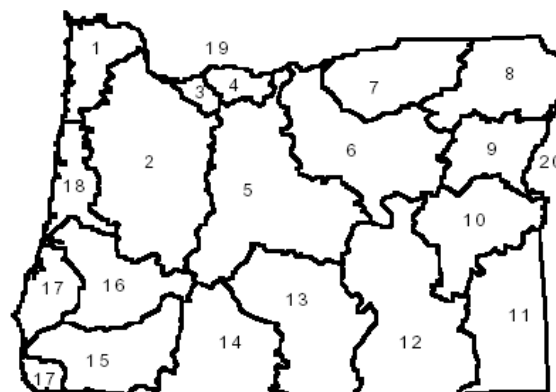
THIRD LINE:

- * 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
R-87726	RABO AGRIFINANCE INC. AS COLLATERAL AGENT 12443 OLIVE BLVD SUITE 50 SAINT LOUIS, MO	2N 12E 18 SWNE	Wasco	05/26/2011	63141 3.6 AF	PFO	3
4	RUNOFF > MOSIER CREEK						
	Uses: ST						
G-17679	OREGON DEPARTMENT OF STATE LANDS 1645 NE FORBES RD SUITE 112 BEND, OR 97701	23S 33E 10 NENE	Harney	05/20/2013	3.13 CFS	PFO	2
12	FOUR WELLS > CURTIS CREEK						
	Uses: IR						
G-17811	BAKER, GERALD L. 2175 BENCH RD VALE, OR 97918	19S 43E 10 NESE	Malheur	03/26/2014	0.03 CFS	PFO	2
10	A WELL > BIGGS DRAIN						
	Uses: IR						
G-17650	DUCK RANCH LLC, ATTN: MCCREARY, KIM W. 1272 HWY 20-26 VALE, OR 97918	18S 45E 23 SESW	Malheur	04/12/2013	1.34 CFS	PFO	2
10	A WELL > MALHEUR RIVER						
	Uses: IR IS						
G-17832	BERRETT RANCHES INC. ATTN: BERRETT, DALE 3540 HWY 95 JORDAN VALLEY, OR 97910	32S 40E 11 SESW	Malheur	03/31/2014	8.0 CFS	PFO	2
11	THREE WELLS > PALOMINO CREEK						
	Uses: IR						
S-87727	RABO AGRIFINANCE INC. AS COLLATERAL AGENT 12443 OLIVE BLVD SUITE 50 SAINT LOUIS, MO	2N 12E 18 SWNE	Wasco	05/26/2011	63141 3.6 AF	PFO	3
4	TWO RESERVOIRS > MOSIER CREEK						
	Uses: IR IS						
G-17863	BGE PROPERTIES LLC PO BOX 3187 CENTRAL POINT, OR 97502	37S 2W 33 SWSE	Jackson	05/19/2014	0.334 CFS	IR	3
15	A WELL > DAISY CREEK						
	Uses: IR						
G-17814	SHOTGUN RANCH ATTN: CANNON, CAL 2730 NW NIGHTFALL CIRCLE BEND, OR 97701	17S 19E 2 NWNW	Crook	03/27/2014	0.4 CFS	IR	2
5	A WELL > CROOKED RIVER						
	Uses: IR						

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 Suite A, Salem OR 97301. If you have any questions, please contact the Department's customer service staff by dialing 503-986-0801.

<u>Application</u>	<u>Basin</u>	<u>County</u>	<u>Priority</u>	<u>Company</u>	<u>Name</u>	<u>FO Date</u>
G-17724	1	COLU	09/25/2013	TEEVIN INVESTMENT CO.		06/26/2014
G-17725	2	CLAC	10/10/2013		LUIS DIAZ-HURTADO	06/19/2014
G-17747	2	LANE	12/23/2013		OREN POSNER	06/26/2014
G-17875	14	KLAM	06/12/2014		TOM DEJONG	06/25/2014
G-17876	14	KLAM	06/13/2014	KNOLL RANCH LLC		06/25/2014
G-17878	11	MALH	06/16/2014		VAUGHN SCHULTHIES	06/25/2014
LL-1518	2	YAMH	04/02/2014	OAK SPRINGS FARM LLC	MATT LUTZ	06/27/2014
R-73617	2	WASH	09/08/1993	CITY OF PORTLAND; ENVIRONMENTAL SERVICES		06/26/2014

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 August 30, 2014.

R-87987

FREEL AND ASSOCIATES LLC ATTN: FREEL, C. DAVID PO BOX 587 SHADY COVE, OR 97539

POD:1 RUNOFF > MURDERER GULCH
NW 1/4 SE 1/4 Section 3 T 35S R 1W WM
Jackson County
4.5 AF for MULTIPLE PURPOSE

POD:2 SURFACE SEEPAGE > MURDERER GULCH
NW 1/4 SE 1/4 Section 3 T 35S R 1W WM
Jackson County
4.5 AF for MULTIPLE PURPOSE

R-87992

LIVINGSTON, SHARON PO BOX 488 LONG CREEK, OR 97856

POD:1 EVERETT CREEK > KEENEY CREEK
NW 1/4 NE 1/4 Section 16T 10S R 30E WM
Grant County
0.7 AF for MULTIPLE PURPOSE

Expedited Secondary Applications Under HB 2178 (2005)

For expedited secondary applications to use exclusively stored water filed under HB 2178, the public is invited to comment within 30 days of this notice, by **July 31, 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 rediversion point(s).

[S-87988](#)

CHAPIN, MARGARET M. 679 INDIAN BEND RD UMPQUA, OR 97486
POD:1 GALESVILLE RESERVOIR > COW CREEK
SW 1/4 NE 1/4 Section 28T 31S R 4W WM
Douglas County
11.15 AF for IRRIGATION

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

- 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.

<u>Application</u>	<u>Basin</u>	<u>County</u>	<u>Date Filed</u>	<u>Name</u>	<u>Final Order Date</u>
G-17875	14	Klamath	06/12/2014	DEJONG, TOM 21821 N POE VALLEY RD KLAMATH FALLS, OR 97603	6/25/2014
G-17876	14	Klamath	06/13/2014	KNOLL RANCH LLC 5429 REEDER RD KLAMATH FALLS, OR 97603	6/25/2014
G-17878	11	Malheur	06/16/2014	SCHULTHIES, VAUGH 2779 TWILIGHT DR NYSSA, OR 97913	6/25/2014

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 July 31, 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-14584

Permit Number: G-13361
KOCH, LURA 51520 HIGHWAY 78 PRINCETON, OR 97721
Harney County
A WELL > LITTLE ROCK CREEK
2.0 CFS
IRRIGATION OF 160.0 ACRES
October 1, 2016

Application Number: G-16983

Permit Number: G-16461
ROOT, ANDY 524 HWY 20 N HINES, OR 97738
Harney County
THREE WELLS > HARNEY LAKE
5.0 CFS
IRRIGATION OF 400.0 ACRES
October 30, 2019

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 August 15, 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: R-79634
Permit Number: R-12496
Applicant: BUSSMAN, GEORGE P. AND DIANE
Address: PO BOX 302
SIXES, OR 97476-0302
River Basin: South Coast Basin
Water Source: SUMMERS CREEK/TWO RESERVOIRS > SIXES RIVER
Authorized Use of Water: CRANBERRY
Maximum Diversion/
Appropriation Rate: 18 AF

Recommendation: The Department proposes to grant an extension of time to apply water to full beneficial use from October 1, 2012 to October 1, 2018.

County of Use: Curry
Application File Number: S-81718
Permit Number: S-53423
Applicant: BUSSMAN CRANBERRIES LLC
Address: PO BOX 312
SIXES, OR 97476
River Basin: South Coast Basin
Water Source: UNNAMED STREAM AND BUSSMAN RESERVOIR > SIXES RIVER
Authorized Use of Water: CRANBERRY ON 30.0 ACRES
Maximum Diversion/
Appropriation Rate: 0.30 CFS AND 43.0 AF

Recommendation: The Department proposes to grant an extension of time to apply water to full beneficial use from October 1, 2002 to October 1, 2018.

County of Use: Umatilla
Application File Number: G-16981
Permit Number: G-16397
Applicant: LYNCH, MICHAEL
Address: 2600 COTTONWOOD RD
WALLA WALLA, WA 99362
River Basin: Umatilla Basin
Water Source: A WELL > COTTONWOOD CREEK
Authorized Use of Water: IRRIGATION ON 132.1 Acres
Maximum Diversion/
Appropriation Rate: 1.65 CFS

Recommendation: The Department proposes to grant an extension of time for complete construction for the water system from October 1, 2013 to October 1, 2015; and grant an extension of time to apply water to full beneficial use from October 1, 2013 to October 1, 2015.

County of Use: Clackamas
Application File Number: G-16595
Permit Number: G-16143
Applicant: BOONSTRA, ROBERT M.
Address: 30574 S STUWE RD
CANBY, OR 97013
River Basin: Willamette Basin
Water Source: A WELL > BEAR CREEK
Authorized Use of Water: IRRIGATION ON 25.0 Acres
Maximum Diversion/
Appropriation Rate: 0.313 CFS

Recommendation: The Department proposes to grant an extension of time for complete construction for the water system from October 1, 2011 to October 1, 2017; and grant an extension of time to apply water to full beneficial use from October 1, 2011 to October 1, 2017.

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 July 31, 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;

S-85307
POTICHA, OTTO 1820 KONA ST EUGENE, OR 97403-2142
POD:1 UNNAMED STREAM > PACIFIC OCEAN
SW 1/4 NW 1/4 Section 10T 17S R 12W WM
Lane County
0.005 CFS for DOMESTIC

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 July 15, 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-1535

STEWART, SCOTT 725 SUMMER ST NE SUITE C SALEM, OR 97301-1001
POD:1 CALAPOOIA R > WILLAMETTE R
NE 1/4 NW 1/4 Section 8 T 13.00S R 3.00W WM
Linn County
3.0 CFS for FIRE PROTECTION AND POWER DEVELOPMENT

LL-1536

KLAMATH BASIN RANGELAND TRUST 700 MAIN STREET, SUITE 201A ASHLAND, OR 97520
POD:1 SEVENMILE CR > UPPER KLAMATH L
NW 1/4 NW 1/4 Section 25T 33.00S R 6.00E WM
Klamath County
0.85 CFS for CONSTRUCTED WATER QUALITY TREATMENT

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 July 22, 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 912

** Lessor **

CONFEDERATED TRIBES OF WARM SPRINGS RESERVATION OF OREGON; JOHN DAY BASIN OFFICE
320 W MAIN ST
JOHN DAY, OR 97845

Cert# 25260 OR *	Priority 12/31/1890	Source GRANITE BOULDER CREEK	Tributary to MIDDLE FORK JOHN DAY RIVER
Cert# 3945 OR *	Priority 10/20/1919	Source BIG BUTTE CREEK	Tributary to MIDDLE FORK JOHN DAY RIVER
Cert# 25093 OR *	Priority 12/31/1902	Source BEAVER CREEK	Tributary to MIDDLE FORK JOHN DAY RIVER
Cert# 25088 OR *	Priority 12/31/1886	Source MIDDLE FORK JOHN DAY RIVER	Tributary to NORTH FORK JOHN DAY RIVER
Cert# 25088 OR *	Priority 12/31/1886	Source BUTTE CREEK	Tributary to MIDDLE FORK JOHN DAY RIVER

County: Grant
Instream Lease Number: IL 913

** Lessor **

CONFEDERATED TRIBES OF WARM SPRINGS RESERVATION OF OREGON; JOHN DAY BASIN OFFICE
320 W MAIN ST
JOHN DAY, OR 97845

Cert#	Priority	Source	Tributary to
82406 CF *	8/31/1927	VINEGAR CREEK	MIDDLE FORK JOHN DAY RIVER
55745 RR *	12/31/1902	CARIBOU CREEK	MIDDLE FORK JOHN DAY RIVER
55744 RR *	12/31/1887	VINCENT CREEK	MIDDLE FORK JOHN DAY RIVER
55743 RR *	9/8/1960	VINEGAR CREEK	MIDDLE FORK JOHN DAY RIVER
7653 OR *	8/31/1927	DAVIS CREEK	MIDDLE FORK JOHN DAY RIVER
82405 OR *	12/19/1986	DAVIS CREEK	NORTH FORK JOHN DAY RIVER
82405 OR *	12/19/1986	MIDDLE FORK JOHN DAY RIVER	NORTH FORK JOHN DAY RIVER
82405 OR *	12/19/1986	DEAD COW GULCH	NORTH FORK JOHN DAY RIVER

County: Deschutes
Instream Lease Number: IL 1420

** Lessor **

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

** Lessee **

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
83571 CF RR CR *	12/2/1907	DESCHUTES RIVER	COLUMBIA RIVER

County: Polk
Instream Lease Number: IL 1421

** Lessor **
LEWIS, BARBARA
1458 CRESTHILL AVE NW
SALEM, OR 97304

Cert#	Priority	Source	Tributary to
37032 OR *	5/31/1966	UNNAMED STREAM	SALT CREEK

Cert#	Priority	Source	Tributary to
37034 OR *	7/8/1965	UNNAMED STREAM	SALT CREEK

County: Yamhill
Instream Lease Number: IL 1422

** Lessor **
CHRISTENSEN, DON
16215 SW CHRISTENSEN RD
MCMINNVILLE, OR 97128

Cert#	Priority	Source	Tributary to
49960 CR *	7/6/1976	SOUTH YAMHILL RIVER	YAMHILL RIVER

Cert#	Priority	Source	Tributary to
50648 OR *	5/4/1977	SOUTH YAMHILL RIVER	YAMHILL 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 31, 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: 11846
Water Right: CERT 60415; 80436
Priority Date: FEBRUARY 5, 1981; FEBRUARY 13, 1980
Name: TINA AND ROBERT GRASSMAN
PO BOX 393
CHRISTMAS VALLEY, OR 97641
Change: point of appropriation; place of use
Source: WELL 11

County: JACKSON
Transfer: 11848
Water Right: CERT 15844
Priority Date: 1885
Name: RON ANDERSON
280 WORTHINGTON RD
EAGLE POINT, OR 97524
Change: additional point of diversion
Source: RANCHERIA CREEK

County: UMATILLA
Transfer: 11851
Water Right: CERT 89058
Priority Date: DECEMBER 13, 1885
Name: CITY OF MILTON FREEWATER
DAVID BRADSHAW
PO BOX 6
MILTON FREEWATER, OR 97862
Change: point of diversion
Source: LITTLE WALLA WALLA RIVER

County: MARION
Transfer: 11852
Water Right: CERT 89193
Priority Date: APRIL 8, 1997
Name: PHIL KARTAL
3881 2ND ST
HUBBARD, OR 97032
Change: point of appropriation
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 July 31, 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-11558 filed by Robert May, Russell May, and Jerry May, 11465 SE Webfoot Rd, Dayton, OR 97114, propose a point of diversion and place of use change under Certificate 37662. The right allows the use of 0.984 cfs from the Willamette River in Sec. 1, T5S, R3W, WM for irrigation in Sec. 35, T4S, R3W and Sects. 1 and 2, T5S, R3W, WM. The applicant proposes to move the point of diversion to Sec. 3 and to change the place of use to Sects. 33 and 34, T4S, R3W, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-11559 filed by Slegers Farms, Inc., Arie Slegers, 18345 SE Nichols Road, Dayton, OR 97114, proposes place of use and character of use changes under Certificate 39103. The right allows the use of 0.67 cfs from a well in Sec. 34, T4S, R3W, WM for irrigation in Sects. 33 and 34. The applicant proposes to change the place of use within Sec. 34 and to change the character of use to dairy use. 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:	LANE
Transfer:	11850
Water Right:	CERT 89172
Priority Date:	JANUARY 18, 1945
Name:	SMITH LIVING TRUST BURT O. SMITH DIXIE L. SMITH 91956 HONEYBEE LN MARCOLA, OR 97454
Change:	point of diversion; place of use
Source:	CARTWRIGHT CREEK

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: KLAMATH
Transfer: 11853
Water Right: CLAIM 321-17/293/323-3 (KA 1000 in WRIS)
Priority Date: MAY 19, 1905
Name: KNOLL RANCH INC
BARRON KNOLL
5429 REEDER RD
KLAMATH FALLS, OR 97603
Change: point of diversion; place of use
Source: UPPER KLAMATH LAKE

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 31, 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: DESCHUTES
Permanent Transfer: NOTICE N14.001
Certificate: 74147, 74146
Priority Date: 1913; 1900
Name: TUMALO IRRIGATION DISTRICT
Address: 64697 COOK AVE BEND, OR 97701
Change: POU
Source: DESCHUTES RIVER
Acres: 18
Authorized POU: T16S R11E 25, T16S R11E 26
Proposed POU: T16S R11E 26

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
July 1, 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.)