

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
September 22, 2009

*This notice is also available on our web page at the following address:
http://www1.wrd.state.or.us/cgi-bin/notices.pl?water_rights*

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.
- * **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 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.
- * **District Permanent Transfers (ORS 540.580)**
Petitions requesting transfers in place of use within a district's boundaries.

* **Water Management and Conservation Plans**

Water management and conservation plans submitted by municipalities and agricultural water suppliers under provisions of OAR Chapter 690, Division 86.

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 "Jonnine.L.SKAUG@ 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 applicant has asked the agency to proceed to the next stage of evaluation. 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, October 22, 2009. 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 \$10. (Any person paying \$10 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, November 06, 2009.

The protest filing fee is \$350 for everyone except the applicant. 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 \$100 to retain the ability to participate in future proceedings relating to an application. Before participation is allowed, an additional \$250 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. In addition to the usual state or federal office closures, the Oregon Water Resources Department headquarters office will be closed on the following Fridays: October 16, 2009; November 27, 2009; March 19, 2010; April 16, 2010; June 18, 2010; August 20, 2010; September 17, 2010; November 26, 2010; March 18, 2011; and May 20, 2011.

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)

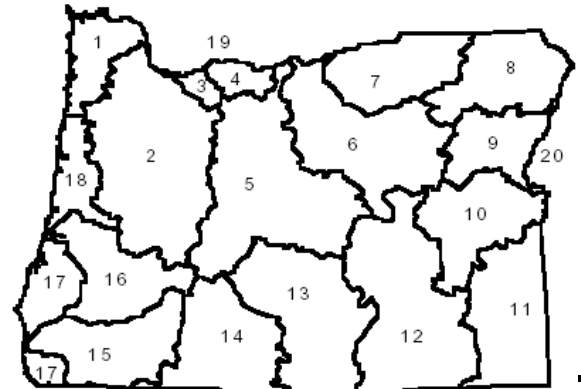
BASINS:

- | | |
|-----------------|---------------------|
| 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 |

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

Commonly used “Type



App#	Basin Source	Township/Range	County	Priority	Quantity	Stage	Status
G-17236	FISHER, SCOTT PORTLAND VA MEDICAL CENTER PO BOX 1034 PORTLAND OR 97207						IR 2
2	A WELL > WILLAMETTE RIVER	1.00S 1.00E 9 SENE	Multnomah	06/18/2009	0.378C		
Uses:	CM IR						
R-87195	COPELAND SAND AND GRAVEL INC. COPELAND SAND AND GRAVEL INC. 695 SE J ST GRANTS PASS OR 9752						IR 2
15	ROGUE RIVER > PACIFIC OCEAN	36.00S 6.00W 20 NWNW	Josephine	06/12/2008	300.0A		
15	THE DRAIN > THE CANYON	36.00S 6.00W 20 NWSW	Josephine	06/12/2008	300.0A		
15	THE CANYON > ROGUE RIVER	36.00S 6.00W 20 SWNW	Josephine	06/12/2008	300.0A		
Uses:	MP						
G-16948	WESTERN MENNONITE SCHOOL WESTERN MENNONITE SCHOOL 9045 WALLACE RD NW SALEM OR 97304						IR 2
2	A WELL > KING CREEK	6.00S 3.00W 8 NESW	Polk	10/25/2007	0.037C (est)		
2	A WELL > KING CREEK	6.00S 3.00W 8 NESW	Polk	10/25/2007	0.037C (est)		
2	A WELL > KING CREEK	6.00S 3.00W 8 NESW	Polk	10/25/2007	0.037C (est)		
Uses:	DO IR ST						
G-17118	BUNDGARD, NORMAN PO BOX 430 VALE OR 97918						PFO 2
12	A WELL > ALVORD LAKE	37.00S 33.00E 4 NWNE	Harney	10/03/2008	2.0C		
12	A WELL > ALVORD LAKE	37.00S 33.00E 4 NESW	Harney	10/03/2008	3.0C		
12	A WELL > ALVORD LAKE	37.00S 33.00E 4 SESW	Harney	10/03/2008	2.0C		
12	A WELL > ALVORD LAKE	37.00S 33.00E 9 NESW	Harney	10/03/2008	3.3C		
Uses:	IR						

Permit Application Final Orders

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 \$20.00 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-17052	14	KLAM	05/14/2008	KLAMATH FALLS FOURSQUARE CHURCH		09/10/2009
G-17070	7	UMAT	06/20/2008	SPIN AND MARTY LLC		09/10/2009
G-17077	5	WASC	06/27/2008	TYGH VALLEY ORCHARDS LLC		09/10/2009
G-17125	2	MARI	10/21/2008		MATHEW BUCHHEIT	09/10/2009
G-17169	15	JACK	01/26/2009		BRAD LIND	09/10/2009
R-86967	2	YAMH	09/11/2007	YAMHILL COUNTY MUSHROOMS INC.		09/10/2009
R-87275	6	GRAN	08/25/2008		NORBERT SMITH	09/10/2009
S-86968	2	YAMH	09/11/2007	YAMHILL COUNTY MUSHROOMS INC.		09/10/2009
S-87153	15	JOSE	03/27/2008	RENDA DATA INDUSTRIAL PARK LLC		09/10/2009
S-87240	2	YAMH	07/24/2008	LE CEP II; COLUMBIA EMPIRE FARMS	FLOYD AYLOR	09/10/2009
S-87253	2	LANE	08/12/2008		DENNIS BOTTEM	09/10/2009
S-87367	2	YAMH	12/22/2008	LAUGHLIN ORCHARDS INC.		09/10/2009
G-15819	2	MARI	08/13/2002		MICHAEL STEINKAMP	09/17/2009
G-16463	14	KLAM	05/19/2005		FRANK ANDERSON	09/17/2009
S-86953	2	LINN	07/13/2007	MT JEFFERSON FARMS INC.	WALTER MILLER	09/17/2009

Application	Basin	County	Priority	Company	Name	FO Date
R-87305	15	JACK	10/10/2008		DAN THORPE	09/18/2009
G-16995	9	BAKE	01/14/2008		RAYMOND CLARK	09/21/2009

**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 October 22, 2009. 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 \$20 (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-13993
Permit Number: G-12954
RUNCO, ROY
PO BOX 82
SISTERS OR 97759
Deschutes County
A WELL > SQUAW CREEK
0.5 CFS
SUPPLEMENTAL IRRIGATION OF 40.0 ACRES
October 1, 2014

Application Number: G-14611
Permit Number: G-13505
SIMPLOT, J R
PO BOX 27
BOISE ID 83707
Lake County
TWO WELLS > CHEWAUCAN RIVER
4.0 CFS
IRRIGATION OF 321.7 ACRES
October 1, 2005

Application Number: G-15841
Permit Number: G-15473
SISTERS SCHOOL DISTRICT
PO BOX 5099
SISTERS OR 97759
Deschutes County
A WELL > SQUAW CREEK
0.625 CFS
IRRIGATION OF 50.0 ACRES
October 1, 2019

Application Number: G-16199
Permit Number: G-15772
OREGON PARKS AND REC DEPT; WALLOWA LAKE MGMT UNIT
72214 MARINA LANE
JOSEPH OR 97846
Wallowa County
A WELL > WALLOWA RIVER
0.89 CFS, BEING 0.89 CFS FOR COMMERCIAL AND 0.17 CFS FOR IRRIGATION
COMMERCIAL USES (CAMPGROUND) AND IRRIGATION USE ON 13.5 ACRES
October 1, 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 \$20. (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 November 06, 2009. There is no fee for submission of comments. The protest filing fee is \$300 for the applicant and \$600 for non-applicants. Detailed requirements for filing a protest will be sent with copies of the PFO.

1.) OAR-690-315

County of Use:	Lake
Application File Number:	R-85993
Permit Number:	R-14033
Applicant:	SPIRES, OLIVER; DIANNE
Address:	224 MOUNTAIN VIEW BLVD KLAMATH FALLS OR 97601
River Basin:	Goose & Summer Lake Basin
Water Source:	RUNOFF > CROOKED CREEK A SPRING > CROOKED CREEK
Authorized Use of Water:	STORED WATER IN CHANDLER POND FOR MULTIPLE PURPOSE
Maximum Diversion/ Appropriation Rate:	9.0 AF

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 2008 to October 1, 2012.

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 October 22, 2009. 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) Quantity of permitted water use in gallons per minute (gpm), cubic feet per second (cfs) or acre feet (af);
- (e) Common name of water source(s) listed in the permit;
- (f) Use of water allowed under the permit;
- (g) Current authorized extension date ("C" date)

DOUBLE H RANCH
PO BOX 81490
BILLINGS MT 59108
Application Number: G-14819 Permit Number: G-13645
HARNEY COUNTY
6.48 CFS
SEVEN WELLS IN MALHUER LAKE BASIN
IRRIGATION OF 518.6 ACRES
OCTOBER 1, 2015

STEVEN RUSSELL
PO BOX 780
HARPER OR 97906
Application Number: R-69472 Permit Number: R-12080
MALHUER COUNTY
150 AF PER YEAR
BURNT FLAT CREEK, TRIBUTARY TO THE CEDAR CREEK
STORAGE OF WATER IN HOPE RESERVOIR FOR LIVESTOCK USE
OCTOBER 1, 2013

Applications for Limited Licenses

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

Licensees must maintain a record of how much water they are using (ORS 537.143). **The Department may approve a license after October 06, 2009, 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-1244

DOUGLAS COUNTY PROSPECTORS ASSOC

STURGILL, GARY

444 NE WINCHESTER PMB 12-D

ROSEBURG OR 97470

POD: 1 DOLE BAR > S UMPQUA R
NE 1/4 SE 1/4 Section 20 T 29.00S R 5.00W WM
Douglas County
0.055 C for RECREATIONAL GOLD PROSPECTING

POD: 2 DOLE BAR > S UMPQUA R
NW 1/4 SE 1/4 Section 20 T 29.00S R 5.00W WM
Douglas County
0.055 C for RECREATIONAL GOLD PROSPECTING

POD: 3 DOLE BAR > S UMPQUA R
NW 1/4 SE 1/4 Section 20 T 29.00S R 5.00W WM
Douglas County
0.055 C for RECREATIONAL GOLD PROSPECTING

POD: 4 DOLE BAR > S UMPQUA R
NE 1/4 SW 1/4 Section 20 T 29.00S R 5.00W WM
Douglas County
0.055 C for RECREATIONAL GOLD PROSPECTING

POD: 5 MYRTLE CR > S UMPQUA R
SE 1/4 NW 1/4 Section 28 T 29.00S R 5.00W WM
Douglas County
0.055 C for RECREATIONAL GOLD PROSPECTING

POD: 6 LAWSON BAR > S UMPQUA R
SE 1/4 NW 1/4 Section 19 T 30.00S R 5.00W WM
Douglas County
0.055 C for RECREATIONAL GOLD PROSPECTING

POD: 7 LAWSON BAR > S UMPQUA R
NW 1/4 NE 1/4 Section 19 T 30.00S R 5.00W WM
Douglas County
0.055 C for RECREATIONAL GOLD PROSPECTING

POD: 8 LAWSON BAR > S UMPQUA R
NW 1/4 NE 1/4 Section 19 T 30.00S R 5.00W WM
Douglas County
0.055 C for RECREATIONAL GOLD PROSPECTING

POD: 9 OLALLA CR > S UMPQUA R
 NW 1/4 NW 1/4 Section 11 T 28.00S R 7.00W WM
 Douglas County
 0.055 C for RECREATIONAL GOLD PROSPECTING

POD: 10 OLALLA CR > LOOKINGGLASS CR
 SE 1/4 NE 1/4 Section 4 T 29.00S R 7.00W WM
 Douglas County
 0.055 C for RECREATIONAL GOLD PROSPECTING

POD: 11 MCLAUGHUN CR > DEER CR
 SW 1/4 SE 1/4 Section 23 T 27.00S R 4.00W WM
 Douglas County
 0.055 C for RECREATIONAL GOLD PROSPECTING

POD: 12 MIDDLE CR > COW CR
 NW 1/4 NE 1/4 Section 28 T 31.00S R 6.00W WM
 Douglas County
 0.055 C for RECREATIONAL GOLD PROSPECTING

POD: 13 MIDDLE CR > S UMPQUA R
 SE 1/4 SE 1/4 Section 21 T 31.00S R 6.00W WM
 Douglas County
 0.055 C for RECREATIONAL GOLD PROSPECTING

POD: 14 ISLAND CR > COW CR
 NW 1/4 NW 1/4 Section 1 T 31.00S R 7.00W WM
 Douglas County
 0.055 C for RECREATIONAL GOLD PROSPECTING

POD: 15 ISLAND CR > COW CR
 NW 1/4 NW 1/4 Section 1 T 31.00S R 7.00W WM
 Douglas County
 0.055 C for RECREATIONAL GOLD PROSPECTING

POD: 16 ISLAND CR > COW CR
 NE 1/4 NW 1/4 Section 1 T 31.00S R 7.00W WM
 Douglas County
 0.055 C for RECREATIONAL GOLD PROSPECTING

POD: 17 COW CR > S UMPQUA R
 SE 1/4 NE 1/4 Section 4 T 31.00S R 7.00W WM
 Douglas County
 0.055 C for RECREATIONAL GOLD PROSPECTING

POD: 18 COW CR > S UMPQUA R
 NW 1/4 NW 1/4 Section 18 T 32.00S R 7.00W WM
 Douglas County
 0.055 C for RECREATIONAL GOLD PROSPECTING

POD: 19 COW CR > S UMPQUA R
 NW 1/4 NW 1/4 Section 18 T 32.00S R 7.00W WM
 Douglas County
 0.055 C for RECREATIONAL GOLD PROSPECTING

POD: 20 COW CR > S UMPQUA R
 SW 1/4 SW 1/4 Section 7 T 32.00S R 7.00W WM
 Douglas County
 0.055 C for RECREATIONAL GOLD PROSPECTING

POD: 21 COW CR > S UMPQUA R
 NE 1/4 SE 1/4 Section 12 T 32.00S R 8.00W WM
 Douglas County
 0.055 C for RECREATIONAL GOLD PROSPECTING

LL-1245
PATTERSON, FRED
JOHNSON, JOE
PO BOX 69
CHLORIDE AZ 86431
POD: 1 COW CR > S UMPQUA R
NW 1/4 SE 1/4 Section 34 T 30.00S R 7.00W WM
Douglas County
0.055 C for RECREATIONAL GOLD PROSPECTING

LL-1246
OREGON STATE BRIDGE CONSTRUCTION, INC
STEINGRABER, LINDA
PO BOX 310
STAYTON OR 97383
POD: 1 SIUSLAW R > PACIFIC OC
NE 1/4 SE 1/4 Section 16 T 18.00S R 8.00W WM
Lane County
0.0001 C for GENERAL CONSTRUCTION OR MAINTENANCE

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 October 13, 2009. 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.

County: Polk

Instream Lease Number: IL 267

Lessor:
SMITH, BARBARA A.
7530 GOLD CREEK
WILLAMINA OR 97396-9722

Lessor:
SMITH, RONALD G.
7530 GOLD CREEK
WILLAMINA OR 97396-9722

Contact: KODY THURGOOD at 503-986-0892

Reach: FROM THE POD AT RIVER MILE 47 TO RIVER MILE 44.75 (HWY 18 BRIDGE)

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
39447	OR SP S 33488	06/10/1968	IR	0.093		S YAMHILL R	YAMHILL R	14.9

Reach: FROM THE POD AT RIVER MILE 47 TO RIVER MILE 44.75 (HWY 18 BRIDGE)

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
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39447 OR SP S 33488 06/10/1968 IR 0.093 37.25 S YAMHILL R YAMHILL R 14.9

Reach: FROM THE POD AT RIVER MILE 47 TO RIVER MILE 44.75 (HWY 18 BRIDGE)

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
39447	CF RR * S 33488	06/10/1968	F4,IR	0.14	37.25	S YAMHILL R	YAMHILL R	14.9

County: Jackson

Instream Lease Number: IL 1010

Lessor:
ROGUE RIVER VALLEY IRRIGATION DISTRICT
3139 MERRIMAN RD
MEDFORD OR 97501

Lessor:
BUREAU OF RECLAMATION
OR

Lessee:
OREGON WATER TRUST
65 SW YAMHILL, SUITE 200
PORTLAND OR 97204

Contact: Caseworker not assigned

Reach: VIA BRADSHAW DROP INTO BEAR CREEK - FROM MCANDREWS AVE BRIDGE (APPROX RM 9.5) TO MOUTH OF BEAR CR

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
80569	CF CN E 19	07/23/1909	IR,IS	0.991	445.95	BRADSHAW DROP	SALT CREEK	99.1

Contact: Caseworker not assigned

Reach: AT THE BEAR CREEK FEEDER CANAL

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
80571	OR CN S 407	03/31/1910	IS	0.991	445.95	BRADSHAW DROP	SALT CREEK	99.1

County: Yamhill

Instream Lease Number: IL 1023

Lessor:
KREDER, TIMOTHY C.
1301 NE HWY 99 W 163
MCMINNVILLE OR 97128

Contact: KODY THURGOOD at 503-986-0892

Reach: AT THE POD

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
15760	OR * S 15554	07/23/1943	IR	0.14	27.5	HOLDRIDGE CREEK	PALMER CREEK	11.0

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 \$600 protest fee for non-applicant and \$300.00 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 October 22, 2009, 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-10813 filed by DAVID ROGERS, 26366 Gap Rd., Brownsville, OR 97327-9720 proposes an additional point of appropriation under Certificate 42656. The right allows the use of 0.49 cubic foot per second (priority date August 22, 1967) from a well in Sec. 28, T34N, R8E, W.M. in the Klamath Basin for irrigation and supplemental irrigation. The additional point of appropriation is located approximately 1.2 miles southeast of the original point of appropriation in Sec. 34, T34S, R8E W.M. 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.

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 October 22, 2009. The Department will hold a contested case hearing if: 1) a protest and \$600 protest fee for non-applicant and \$300.00 protest fee for applicant are received within the time allowed; or 2) the Department finds a hearing is needed to determine whether the proposed changes would result in injury to existing rights. (If a water user believes that a proposed change could injure a water delivery within a district's boundaries, the matter will be resolved directly between the district and the water user.)

COUNTY:	DESCHUTES
NOTICE OF DISTRICT	
PERMANENT TRANSFER:	NOTICE # T-2009-033
CERTIFICATE:	83571,76714
PRIORITY DATE:	1900,1907,1913
NAME:	CENTRAL OREGON IRRIGATION DISTRICT
ADDRESS:	1055 SW LAKE COURT, REDMOND OR 97756
CHANGE:	POU
SOURCE:	DESCHUTES RIVER/CRANE PRAIRIE RES
ACRES:	0.30
AUTHORIZED POU:	T15S R15E 18
PROPOSED POU:	T15S R15E 18

Water Management and Conservation Plans

The Department is required to give notice and to invite public review and comment on Water Management and Conservation Plans submitted pursuant to OAR Chapter 690, Division 086. The Department will consider all public comments in its review of the draft plan and will report the results of the review to the water supplier 90 days from the time the plan was submitted.

Any person may review and comment on a draft plan on or before October 22, 2009. The plans are available for viewing at the Salem office of the Water Resources Department. Comments should focus on elements in the draft that do not meet the requirements of OAR Chapter 690, Division 086 and should include suggestions on how to bring the draft into compliance with the rules.

Plans have been submitted by the following agricultural and municipal water suppliers:

City of Keizer, (Municipal)

To review any of the above plans or to provide comments on the plans, contact name at 503-986-0887 or william.h.fujii@wrdd.state.or.us.

**OREGON
WATER
RESOURCES
DEPARTMENT**



725 Summer Street NE Ste A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS

September 22, 2009

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 final 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.

Water Use Request Type & File Number
(e.g. "Permit Application G-12345" or "Transfer T-1234"):
enclosed)*

Mail me the order
(payment

Your Name, Address, and Phone Number:

* We are required by law to charge a fee of \$20 to mail a copy of a proposed and final order on a pending water right application or permit extension to any interested person. Please include a check made out to the Oregon Water Resources Department in the amount of \$20 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 propose final order and final order are also available for viewing—at no charge—at our Salem office or at the local watermaster office.)