

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
October 6, 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.
- * **Expedited Secondary Applications to Use Stored Water**
Applications to use stored water exclusively, filed under a simplified review process.
- * **Applications for Extensions of Time to Perfect Water Right Permits**
New applications received and proposed final orders regarding requests to extend time limits to fully develop water use projects and beneficially apply water.
- * **Extension of Time Checkpoint Progress Reports filed pursuant to OAR 690-320**
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 690-320 pertains to permit extension applications filed before July 1, 2001.)
- * **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.)
- * **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.
- * **Notice of Open Comment Period Public Hearing Klamath Irrigation District C-Drop Hydroelectric Project**
- * **Establishment of Mitigation Credits in the Deschutes Basin pursuant to OAR Chapter 690, Division 521 (ORS 537.746)**
- * **Notice of Proposed Order to Amend HE 523 City of Walla Walla's Hydroelectric Project**

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, November 05, 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 20, 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)

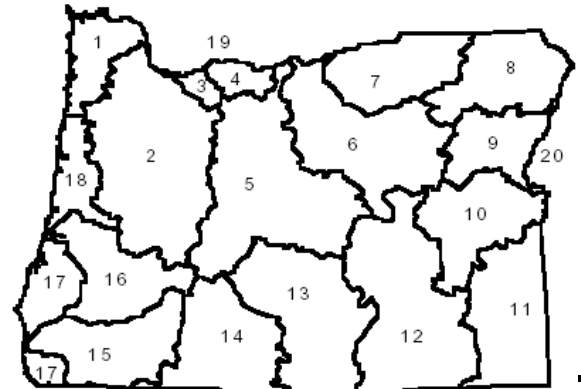
BASINS:

- | | |
|-----------------|---------------------|
| 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
S-87553	BRUNELL, JEANNETTE JEANNETTE BRUNELL TRUST	95536 COOS RIVER LANE	COOS BAY OR	97420			IR 2
	17 UNNAMED STREAM > COOS RIVER	25.00S 12.00W 28 SESW	Coos	09/03/2009	0.05C		
	17 UNNAMED STREAM > COOS RIVER	25.00S 12.00W 28 SENE	Coos	09/03/2009	0.05C		
Uses:	DO						
G-17132	SINGHOSE, KELLY	29327 WEAVER SPRINGS LANE	BURNS OR	97720			IR 2
	12 A WELL > MALHEUR LAKE	25.00S 32.00E 25 SESW	Harney	10/29/2008	4.85C (est)		
	12 A WELL > MALHEUR LAKE	25.00S 32.00E 36 NWNW	Harney	10/29/2008	4.85C (est)		
Uses:	IR IS						
G-17155	LEACH, T V.	4153 COLLINS DR	MADRAS OR	97741			IR 2
	12 A WELL > MALHEUR LAKE	24.00S 33.00E 15 SESE	Harney	12/23/2008	1.5C		
Uses:	IR						
G-16577	KIRKPATRICK, GAYLE	14091 CESSNA ST	AURORA OR	97002			PFO 3
	2 A WELL > GUT CREEK	4.00S 1.00E 20 NWSE	Clackamas	12/05/2005	0.21C		
Uses:	NU						
S-86905	CRUZ, PHIL U.S. FOREST SERVICE	1230 NE 3RD ST SUITE A 262	BEND OR	97701			PFO 2
	5 ELK LAKE > LAVA LAKE	18.00S 8.00E 32 NENW	Deschutes	06/22/2007	0.005C		
Uses:	HC						
G-17157	CRON, LAURITA L.	26277 PLUSH ADEL RD	PLUSH OR	97637			PFO 2
	13 A WELL > FISH CREEK	37.00S 24.00E 16 NENW	Lake	12/30/2008	1.0C (est)		
	13 A WELL > FISH CREEK	37.00S 24.00E 16 NENW	Lake	12/30/2008	1.0C (est)		
Uses:	IR						

App#	Basin Source	Township/Range	County	Priority	Quantity	Stage	Status
S-86939	GIESY, BARBARA 2610 SW DAVENPORT LANE	PORTLAND OR 97201					PFO 2
Uses: 5	ELK LAKE > LAVA LAKE	18.00S 8.00E 32 NENW	Deschutes	06/29/2007	0.005C		
HC							
S-87159	MCKEE, DEBBIE MCKEE FAMILY LTD PARTNERSHIP 22450 SW MCKEE RD	AMITY OR 97101					PFO 2
2	A RESERVOIR > SALT CREEK	5.00S 4.00W 32 NWSE	Yamhill	04/24/2008	9.19C		
2	RUNOFF > SALT CREEL	5.00S 4.00W 32 NWSE	Yamhill	04/24/2008	0.1C		
Uses: IR	PM						

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-16734	5	CROO	10/12/2006	MAURY DEVELOPMENT INC.	MAURY PAYNE	09/25/2009
G-17168	12	HARN	01/23/2009	FIVE GUYS GOOSE CLUB		09/25/2009
G-16684	8	WALL	06/23/2006		RICHARD HOBBS	09/30/2009
S-86909	5	DESC	06/25/2007		DAVID WEBER	09/30/2009
S-86965	5	DESC	09/07/2007		STEVEN SKELTON	09/30/2009
G-17122	7	UMAT	10/14/2008	J G SIMPSON INC.		10/01/2009
R-87471	2	MARI	06/15/2009		JOHN CAMP	10/02/2009
R-87462	15	JOSE	05/29/2009		RONALD NUNN	10/05/2009

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 **November 05, 2009**. The expedited secondary applications listed below have been filed recently. Any person may raise public interest issues regarding these applications. If public interest issues are raised, the Department may move the application to the standard process and review the application pursuant to ORS 537.153, and issue a Proposed Final Order. If no public issues are raised, the Department may issue a final order and permit without further prior notice.

Comments must identify the specific public interest under ORS 537.170(8) that would be impaired or detrimentally affected by the proposed use, and specifically how the identified public interest would be affected.

POD 1 is the location of the stored water. POD 2 and any additional points are the redirection point(s).

S-87531
BISENIUS, JAMES A.
MORNINGSTAR 2006 LLC
15350 SW SEQUOIA PARKWAY SUITE 250
PORTLAND OR 97224

PAGEL, MARTHA O.
SCHWABE, WILLIAMSON, AND WYATT
530 CENTER ST NE SUITE 400
SALEM OR 97301

POD: 1 WILLAMETTE RIVER > COLUMBIA RIVER
NE 1/4 SE 1/4 Section 29T 3.00S R 1.00W WM
Clackamas County
0.0 AFT for IRRIGATION (est.)
0.0 AFT for SUPPLEMENTAL IRRIGATION (est.)

POD: 2 DETROIT RESERVOIR > NORTH SANTIAM RIVER
SW 1/4 NW 1/4 Section 7 T 10.00S R 5.00E WM
Clackamas County
40.0 AFT for IRRIGATION (est.)
2.925 AFT for SUPPLEMENTAL IRRIGATION (est.)

POD: 3 GREEN PETER RESERVOIR > MIDDLE SANTIAM RIVER
NW 1/4 SE 1/4 Section 10T 13.00S R 2.00E WM
Clackamas County
40.0 AFT for IRRIGATION (est.)
2.925 AFT for SUPPLEMENTAL IRRIGATION (est.)

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

POD: 5 FALL CREEK RESERVOIR > FALL CREEK
 NE 1/4 SW 1/4 Section 1 T 19.00S R 1.00W WM
 Clackamas County
 40.0 AFT for IRRIGATION (est.)
 2.925 AFT for SUPPLEMENTAL IRRIGATION (est.)

POD: 6 LOOKOUT POINT RESERVOIR > MIDDLE FORK WILLAMETTE RIVER
 NW 1/4 SE 1/4 Section 13T 19.00S R 1.00W WM
 Clackamas County
 40.0 AFT for IRRIGATION (est.)
 2.925 AFT for SUPPLEMENTAL IRRIGATION (est.)

POD: 7 HILLS CREEK RESERVOIR > MIDDLE FORK WILLAMETTE RIVER
 SE 1/4 SW 1/4 Section 26T 21.00S R 3.00E WM
 Clackamas County
 40.0 AFT for IRRIGATION (est.)
 2.925 AFT for SUPPLEMENTAL IRRIGATION (est.)

POD: 8 DORENA RESERVOIR > ROW RIVER
 NW 1/4 SE 1/4 Section 32T 20.00S R 2.00W WM
 Clackamas County
 40.0 AFT for IRRIGATION (est.)
 2.295 AFT for SUPPLEMENTAL IRRIGATION (est.)

POD: 9 COTTAGE GROVE LAKE > COAST FORK WILLAMETTE RIVER
 SE 1/4 NE 1/4 Section 28T 21.00S R 3.00W WM
 Clackamas County
 40.0 AFT for IRRIGATION (est.)
 2.925 AFT for SUPPLEMENTAL IRRIGATION (est.)

POD: 10 FERN RIDGE RESERVOIR > LONG TOM RIVER
 NE 1/4 SW 1/4 Section 4 T 17.00S R 5.00W WM
 Clackamas County
 40.0 AFT for IRRIGATION (est.)
 2.925 AFT for SUPPLEMENTAL IRRIGATION (est.)

POD: 11 COUGAR RESERVOIR > SOUTH FORK MCKENZIE RIVER
 SE 1/4 SE 1/4 Section 31T 16.00S R 5.00E WM
 Clackamas County
 40.0 AFT for IRRIGATION (est.)
 2.925 AFT for SUPPLEMENTAL IRRIGATION (est.)

S-87532

RITZ, AUBREY L.
 3692 FAIR OAKS BLVD
 SACRAMENTO CA 95864

POD: 1 ROGUE RIVER > PACIFIC OCEAN
 SW 1/4 NE 1/4 Section 21T 34.00S R 1.00W WM
 Jackson County
 0.0 AFT for IRRIGATION (est.)

POD: 2 LOST CREEK RESERVOIR > ROGUE RIVER
 SE 1/4 NW 1/4 Section 26T 33.00S R 1.00E WM
 Jackson County
 8.1 AFT for IRRIGATION (est.)

**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 November 05, 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-12783
Permit Number: G-11676
KNAPPA WATER ASSOCIATION
92755 ALLEN RD
ASTORIA OR 97103-8603
Clatsop County
A WELL > COLUMBIA RIVER
0.1003 CFS
QUASI-MUNICIPAL USES
October 1, 2029

Application Number: G-13680
Permit Number: G-12578
CONLEY FARMS
JOHNSON, DEE WAYNE
61050 CONLEY ROAD
COVE OR 97824
Union County
A WELL > CATHERINE CREEK
4.6 CFS
IRRIGATION OF 368.0 ACRES
October 1, 2013

Application Number: G-14967
Permit Number: G-15703
MAY, MARVIN
PO BOX 9039
SALEM OR 97305
Deschutes County
A WELL > SQUAW CREEK
0.25 CFS
IRRIGATION OF 20 ACRES
October 1, 2014

Application Number: G-15572
Permit Number: G-15935
CHEYNE, HENRY C G.
9961 E LANGELL VALLEY RD
BONANZA OR 97623
Klamath County
A WELL > LOST RIVER
2.53 CFS
SUPPLEMENTAL IRRIGATION OF 202.6 ACRES
October 1, 2011

Application Number: G-15594
Permit Number: G-15109
OCEAN DUNES LLC
3345 MUNSEL LAKE RD
FLORENCE OR 97439
Lane County
THREE WELLS > MUNSEL CREEK
0.92 CFS
IRRIGATION OF 73.78 ACRES
October 1, 2020

Application Number: G-16212
Permit Number: G-15958
BUTLER, GLENN
GLENN KENT BUTLER REVOCABLE LIVING TRUST DATED 2/2/2000
11835 SW EBBERTS COURT
BEAVERTON OR 97008
Crook County
A WELL > CROOKED RIVER
4.5 CFS
IRRIGATION USE ON 133.0 ACRES; SUPPLEMENTAL IRRIGATION
USE ON 542.5 ACRES
October 1, 2011

Application Number: S-40873
Permit Number: S-41359
LACOMB IRRIGATION DISTRICT
PO BOX 44
LACOMB OR 97354
Linn County
CRABTREE CREEK > SOUTH SANTIAM RIVER
6.0 CFS
IRRIGATION
October 1, 2012

Application Number: S-59416
Permit Number: S-44926
CITY OF SUTHERLIN
126 E CENTRAL AVE
SUTHERLIN OR 97479
Douglas County
NORTH UMPQUA RIVER > UMPQUA RIVER
3.0 CFS
MUNICIPAL USES
October 1, 2050

Application Number: S-84855
Permit Number: S-53991
OCEAN DUNES, LLC
3345 MUNSEL LAKE RD
FLORENCE OR 97439
Lane County
UNNAMED STREAM > NORTH FORK SIUSLAW RIVER
NO NAME RESERVOIR > NORTH FORK SIUSLAW RIVER
0.60 CFS MARCH 1ST - JULY 15TH OF EACH YR, 0.040 CFS FROM JULY 15TH - OCTOBER
15TH OF EACH YR FROM AN UNNAMED STREAM AND 9.2 AF FROM NO NAME RESERVOIR,
CONSTRUCTED UNDER PERMIT #R-13407
IRRIGATION OF 73.78 ACRES
October 1, 2015

**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 20, 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:	Lane
Application File Number:	G-13606
Permit Number:	G-12040
Applicant:	LAMONTAI IMPROVEMENT DISTRICT
Address:	PO BOX 1257 COTTAGE GROVE OR 97424
River Basin:	Willamette Basin
Water Source:	14 WELLS > WILLAMETTE RIVER
Authorized Use of Water:	DOMESTIC EXPANDED FOR 100 HOUSEHOLDS
Maximum Diversion/ Appropriation Rate:	0.811 CFS

Recommendation: The department proposes to grant an extension of time for complete construction for the water system from October 1, 2005 to October 1, 2013; and grant an extension of time to apply water to full beneficial use from October 1, 2005 to October 1, 2013.

County of Use: Klamath
Application File Number: G-13980
Permit Number: G-12296 (MODIFIED BY PERMIT AMENDMENT T-10451)
Applicant: RUNNING Y INC
BARKEE, JON
Address: 5500 RUNNING Y RD
KLAMATH FALLS OR 97601
River Basin: Klamath Basin
Water Source: THREE WELLS > KLAMATH RIVER
Authorized Use of Water: QUASI-MUNICIPAL USES
Maximum Diversion/
Appropriation Rate: 3.0 CFS

Recommendation: The department proposes to grant an extension of time for complete construction for the water system from October 1, 2009 to October 1, 2029; and grant an extension of time to apply water to full beneficial use from October 1, 2009 to October 1, 2029.

County of Use: Clackamas
Application File Number: G-15760
Permit Number: G-15449
Applicant: ROSE, BILL L.
Address: 17236 BUTTEVILLE RD
WOODBURN OR 97071
River Basin: Willamette Basin
Water Source: A WELL > BEAR CREEK
Authorized Use of Water: IRRIGATION ON 18.0 Acres
Maximum Diversion/
Appropriation Rate: 0.225 CFS

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 2007 to October 1, 2012.

Extensions of Time Progress
Checkpoint Progress Reports filed pursuant to OAR 690-320

Consistent with OAR 690-320-0010(10), the Department will accept public comment on the following Extension of time Checkpoint Progress Reports until November 05, 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)

CHAPMAN NURSERY
DAVID CHAPMAN
32694 S DICKY PRAIRIE RD
MOLALLA OR 97038
Application Number: G-13094 Permit Number: G-12115
MARION COUNTY
0.20 CFS
ONE WELL IN MOLALLA RIVER BASIN
IRRIGATION AND AGRICULTURAL USE (NURSERY OPERATIONS)
OCTOBER 1, 2010

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 November 05, 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)

OREGON SHORES RECREATION CLUB
2019 MEADOWVIEW DR
CHILOQUIN OR 97624
Application Number: G-7632 Permit Number: G-7341
KLAMATH COUNTY
1200 GPM, BEING 400 GPM FROM WELL 1 AND 800 GPM FROM WELL 2
TWO WELLS IN THE AGENCY LAKE BASIN
DOMESTIC GROUP AND IRRIGATION OF 580.2 ACRES (1167 LOTS WITH LAWNS
AND GARDENS)
OCTOBER 1, 2051

MIKE THOMPSON
8095 DELPHINIUM PLACE NE
SALEM OR 97305
Application Number: G-12242 Permit Number: G-11448
MARION COUNTY
1.06 CFS
ONE WELL IN THE LITTLE PUDDING RIVER BASIN
IRRIGATION OF 85.0 ACRES
OCTOBER 1, 2012

BRIAN & SHARON ALLEN
SHARON ALLEN
37291 AGENCY LAKE LOOP
CHILOQUIN OR 97624
Application Number: G-14122 Permit Number: G-12909
KLAMATH COUNTY
0.111 CFS
ONE WELL IN UPPER KLAMATH LAKE BASIN
PRIMARY IRRIGATION OF 20.0 ACRES
OCTOBER 1, 2009

NORTHERN PACIFIC FARM
JOHN YU
29453 SOUTH HWY 170
CANBY OR 97013
Application Number: G-14280 Permit Number: G-13129
MARION COUNTY
0.27 CFS
ONE WELL IN PUDDING RIVER BASIN
IRRIGATION OF 0.27 CFS
OCTOBER 1, 2014

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 27, 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 342

Lessor:
RENTSCH, YORK
7550 HARMONY ROAD
SHERIDAN OR 97378

Lessor:
RENTSCH, JOANNA
7550 HARMONY ROAD
SHERIDAN OR 97378

Contact: KODY THURGOOD at 503-986-0892

Reach: FROM POD (APPROXIMATELY RIVERMILE 5.1; AS DESCRIBED IN FINDING OF FACT #2) TO COUNTY PARK AT APPROXIMATELY RIVER MILE 1

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
26041	OR SP S 21978	12/10/1952	IR	0.015	5.75	MILL CREEK	SOUTH YAMHILL RIVER	2.3

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26041	CF RR * S 21978	12/10/1952	F4,IR	0.015	5.75	MILL CREEK	SOUTH YAMHILL RIVER	2.3

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 November 05, 2009. 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: LANE
Transfer: 10958
Water Right: CERT 34373
Priority Date: 1961
Name: SENECA SAWMILL CO, MONICA JELDEN
Address: PO BOX 851, EUGENE, OR 97440
Change: POA
Source: WELL
Authorized POA: T17S R4W 4
Proposed POA: T17S R4W 4

County: COLUMBIA
Transfer: 10955
Water Right: CERT 81969
Priority Date: 1970
Name: PORTLAND GENERAL ELECTRIC
Address: 121 SW SALMON STREET, PORTLAND, OR 97204
Change: USE/POU/APOD
Source: COLUMBIA RIVER
Authorized POD: T7N R2W 36
Proposed APOD: T8N R4W 15
Authorized POU: T6N R2W 1,2
T7N R2W 35,36
Proposed POU: T5N R4W 15,16,21,22
Authorized USE: FIRE PROTECTION/GEO THERMAL
Proposed USE: INDUSTRIAL

County: LINN
Transfer: 10956
Water Right: CERT 41999
Priority Date: 1966
Name: CITY OF HARRISBURG
Address: PO BOX 378, HARRISBURG, OR 97446
Change: APOA
Source: WELLS
Authorized POA: T15S R4W 10,16
Proposed APOA: T15S R4W 15

County: JACKSON
Transfer: 10957
Water Right: CERT 85462
Priority Date: 1857
Name: STAGE LEFT FARM LLC
Address: 10670 ROCHESTER AVE, LOS ANGELES, CA 90024
Change: USE/POU
Source: APPLGATE RIVER/LITTLE APPLGATE RIVER
Authorized POU: T38S R3W 33
Proposed POU: ORIGINAL POD TO MOUTH OF LITTLE APPLGATE RIVER
Authorized USE: IRRIGATION
Proposed USE: INSTREAM

County: KLAMATH
Transfer: 10619
Water Right: CERT 67574
Priority Date: 1982
Name: CODY ROBERT HOFFMAN
Address: 34150 SPRAGUE RIVER RD, SPRAGUE RIVER OR 97639
Change: POU
Source: WELL
Authorized POU: T36S R11E 22
Proposed POU: T36S R11E 23

County: JACKSON
Transfer: 10960
Water Right: CERT 83381,83383,80578,PERMIT S 4951
Priority Date: 1909,1910,1915,1920
Name: MEDFORD IRRIGATION DISTRICT
Address: PO BOX 70, JACKSONVILLE OR 97530
Change: USE/POU/APOD
Source: NORTH & SOUTH FORK LITTLE BUTTE CREEK/SALT CR
FOURMILE LAKE/FISH LAKE/BEAR CREEK
Authorized POD: T36S R1E 8,19,25,29,30,31
T36S R1W 3,10,23,36
T36S R2E 8,20,29,30
T36S R2W 29,32,33,34
T36S R5E 9
T37S R1W 19,30
T37S R2W 2,16,21,29
T37S R4E 4
T38S R1W 9,15,23
T38S R2W 2
Proposed APOD: T36S R2W 13
Authorized POU: T36S R1W 27

T37S R3W 8,9,16,20,21,31,32,34
T37S R2W 2,23,24,26,32,35,36
T38S R1W 5,6,8,9,15
T38S R2W 1,2
Proposed POU: T35S R1W 34,35
T36S R1W 2,3,4,9,10,11
Authorized USE: IRRIGATION/INSTREAM
Proposed USE: MUNICIPAL

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 November 05, 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-10439 filed by Richard Hunsaker, PO BOX 444, WALTERVILLE, OR 97489, proposes a change from a surface water point of diversion to a groundwater point of appropriation and a change in place of use under Certificate 28874. The right allows the use of 0.04 cubic foot per second from the McKenzie River (priority date December 6, 1955) in Sec. 26, T 17 S, R 2 W, W.M. (Willamette Basin) to irrigate 10.0 acres in Sec. 26. The applicant proposes to change the point of diversion to a point of appropriation (hydraulically connected well) approximately 4 miles upstream in Sec. 29, T 17 S, R 1 W, W.M. and to change the place of use to Sec. 29, T 17 S, R 1 W, 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.

T-10550 filed by KEVIN DUYCK, 37995 NW HARRINGTON ROAD, CORNELIUS OR 97113 proposes a change in point of diversion under Certificates 38911, 43876, 44670. The Certificate 38911 allows the use of 0.63 CUBIC FOOT PER SECOND (priority date APRIL 25, 1968) from EAST FORK DAIRY CREEK and BLEDSOE DITCH in Sec. 4, T 1 N, R 3 W, W.M. for IRRIGATION in Sec. 4 and 9. Certificate 43876 allows the use of 0.90 CUBIC FOOT PER SECOND (priority date of APRIL 6, 1971) from EAST FORK OF DAIRY CREEK in Sec. 4, T 1 N, R 3 W, W.M. for IRRIGATION in Sec. 4 and 5. Certificate 44670 allows the use of 0.10 CUBIC FOOT PER SECOND (priority date JANUARY 5, 1973) from EAST FORK DAIRY CREEK in Sec. 4, T 1 N, R 3 W, W.M. for IRRIGATION in Sec. 4. The applicant

proposes to move the point of diversion for all three Certificates approximately 1,700 feet downstream to Sec. 4, T 1 N, R 3 W, 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.

T-10562 filed by the Deschutes River Conservancy, City of Bend and Central Oregon Irrigation District (700 NW Hill St, Bend, OR 97701) proposes a place of use and character of use under Certificate 83571. The right allow the use of up to 0.845 cfs (priority dates of October 31, 1900, and February 28, 1913) from a diversion (COID North Canal) in Sec 29 T17S, R12E for irrigation in Section 20, T17S R13E WM, Section 16, T14S, R13E WM, and Sections 9, 10, 17, 30, T15S, R13E WM. The applicant proposes to create an instream use in the Deschutes River (from the COID North Canal Dam to Lake Billy Chinook), at a maximum of 0.466 cfs, and to establish mitigation credits in the Deschutes Groundwater Study Area. The applicant also proposed a cancellation of a portion of supplemental rights under Certificate 76714. The application was amended to reduce the number of acres of irrigation proposed for transfer. The Water Resources Department has concluded that the proposed transfer appears to be consistent with the requirements of ORS Chapter 540, OAR 690-380-5000, and OAR 690-077-0075. The Department has also concluded that the proposed transfer appears to result in mitigation credits pursuant to OAR 690-521-0300 & OAR 690-521-0400.

T-10591 filed by CITY OF KEIZER, 930 CHEMAWA RD NE, KEIZER OR 97303 proposes a change in point of appropriation under Certificate 56362. The right allows the use of 3.33 CUBIC FEET PER SECOND (priority date JULY 13, 1981) from a well in Sec.26, T6S, R3W, W.M. (Willamette Basin) for MUNICIPAL USES in Sec.23,25, 26, 27, 33, 34, 35, and 36 in T6S, R3W, Sec.1, 2, 3, 4, 10, 11, and 12 in T7S, R3W. The applicant proposes to move the point of appropriation approximately 100 feet south Sec.26, T6S, R 3W, 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.

T-10806 filed by ERIC VETTERLEIN, 1100 SW SIXTH AVENUE # 1200, PORTLAND OR 97204, proposes a change in point of appropriation and a change in place of use under Certificate 61097. The right under Certificate 61097 allows the use of 0.03 CUBIC FOOT PER SECOND (priority date MARCH 4, 1980) from a well in Sec. 19, T 15 S, R 11 E, W.M. (Deschutes Basin) for IRRIGATION in Sec. 30, T 15 S, R 11 E, W.M. The applicant proposes to move the point of appropriation approximately 1.35 miles northwest to Sec. 26, T 15 S, R 10 E, W.M. and to change the place of use to Sec. 26, T 15 S, R 10 E, 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.

**Notice of Open Comment Period
Public Hearing
Klamath Irrigation District
C-Drop Hydroelectric Project**

**October 21, 2009, 6:30 p.m.
Klamath County Government Center
305 Main Street; Klamath Falls, OR**

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

The application and supporting documents may be viewed at the Water Resources Department, 725 Summer Street NE, Salem, Oregon 97301. The project is also filed with the Federal Energy Regulatory Commission (FERC) as docket p-13434

Comments may be submitted at the public hearing, or in writing to the Oregon Water Resources Department by October 30, 2009.

Application for a Preliminary Permit for a Major Hydroelectric Project in Klamath County.

Application #:	PC 889
Applicant:	Klamath Irrigation District
Address:	6640 K.I.D. Lane, Klamath Falls, OR 97603
Amount of water:	550 cubic feet per second
Source of water:	“A” Canal diverted from Upper Klamath Lake
Location:	SW ¼ NE ¼ Section 19, Township 39 South, Range 10 East, W.M.
Purpose:	Hydroelectric power production at existing canal owned by the U.S. Bureau of Reclamation for irrigation purposes.
Plant Capacity:	1406 THP

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

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

Establishment of Mitigation Credits in the Deschutes Basin

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

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

Klamath County

Mitigation Project #: MP-123

Project Applicant: Deschutes River Conservancy and Central Oregon
Irrigation District

Mitigation Project
And Process: Instream Transfer Application T-10672 for Certificate
13628

Subbasin/Source: Little Deschutes Subbasin – Big Marsh Creek, tributary
to Crescent Creek

Amount of Water: Proposed Instream: up to 3.5 CFS
Maximum Seasonal Volume –
560.0 AF

Current Use: Irrigation of 140.0 acres

Credits Assigned to: Cascade timberlands, LLC

Preliminary Mitigation

Credit Determination: 252.0 Mitigation Credits
May be available within Little Deschutes, Middle
Deschutes, Upper Deschutes and General Zones of
Impact

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

Notice of Proposed Order to Amend HE 523 **City of Walla Walla's Hydroelectric Project**

The City of Walla Walla has applied to amend its hydroelectric water right, HE 523, to use up to 10 cubic feet per second (cfs) of water from Mill Creek in Umatilla County for hydroelectric generation purposes from November 1 through April 15. This amendment application is being processed following the standards set forth in ORS 537.835 and Oregon Administrative Rules (OAR) 690-053.

Under HE 523, the City may use up to 28 cfs of water from Mill Creek for hydroelectric purposes if the water is also used for municipal purposes. Approval of this amendment would allow the City to use up to 10 cfs of water for hydroelectric purposes, regardless of whether the water is used for municipal purposes, between November 1 and April 15 if certain minimum streamflows are met.

The Water Resources Department is publishing notice of its proposed order as provided by Oregon Administrative Rule (OAR) 690-053-0035(3). Any person may file with the department a protest against the approval of the application on the grounds of injury to an existing water right and/or impacts to fish and wildlife values or water quality within 45 days of issuance of this notice and proposed order. A protest must be in writing and received at the Oregon Water Resources Department by 5 p.m. on **November 20, 2009**, and must be accompanied by a fee of \$600.

The Oregon Water Resources Commission and Director will determine if any additional, terms, conditions, reservations, restrictions and provisions necessary for the protection and benefit of the State of Oregon shall be required.

The point of diversion is located in Umatilla County, Oregon.
The place of use is in Walla Walla County, Washington

The City's application states as follows:

Applicant:	City of Walla Walla, Washington.
Address:	55 Moore Street, Walla Walla, WA. 99362-0216
Amendment Proposed:	Augmentation, rescheduling and redistribution of water use.
Amount of water:	10 cubic feet per second
Source of water:	Mill Creek tributary to the Walla Walla River
Location:	NE ¼ NW ¼ Section 22, Township 6 North, Range 38 East, W.M.
Plant Capacity:	4996 theoretical horsepower (thp). The additional water will allow for the generation of up to 1313 thp at times when the water is not otherwise used for municipal purposes.

For Further Information Contact: R. Craig Kohanek 503-986-0823.

**OREGON
WATER
RESOURCES
DEPARTMENT**



725 Summer Street NE Ste A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS

October 6, 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 proposed final order and final order are also available for viewing—at no charge—at our Salem office or at the local watermaster office.)