

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
December 15, 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 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.

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 "Jonine.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, January 14, 2010. 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 \$20. (Any person paying \$20 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, January 29, 2010.

The protest filing fee is \$300 for the applicants and \$600 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 \$150 to retain the ability to participate in future proceedings relating to an application. Before participation is allowed, an additional \$300 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)

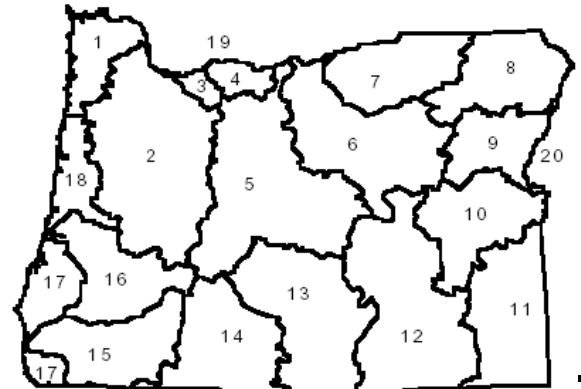
BASINS:

- | | |
|-----------------|---------------------|
| 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-17257	GUNDERSON, DOUGLAS 70029 HWY 205 BURNS OR	97720					IR 2
12	A WELL > EAST FORK SILVIES RIVER	24.00S 32.50E 29 NENE	Harney	08/25/2009	1.6C	(est)	
12	A WELL > MALHEUR SLOUGH	24.00S 32.50E 29 NENE	Harney	08/25/2009	1.6C	(est)	
12	A WELL > EAST FORK SILVIES RIVER	24.00S 32.50E 29 SWSE	Harney	08/25/2009	1.6C	(est)	
12	A WELL > MALHEUR SLOUGH	24.00S 32.50E 29 SESE	Harney	08/25/2009	1.6C	(est)	
Uses: IR							
G-17262	RINGER, KEITH 1436 PETERSON SWAMP RD COLVILLE WA	99114					IR 2
12	A WELL > HOT SPRINGS SLOUGH	24.00S 33.00E 33 NESW	Harney	09/18/2009	1.0C		
Uses: IR							
G-17249	CLEMENS, TIM 235 HWY 20 N HINES OR	97738					IR 2
12	A WELL > CROWCAMP CREEK	23.00S 33.00E 22 NENE	Harney	08/04/2009	1.781C	(est)	
12	A WELL > CROWCAMP CREEK	23.00S 33.00E 22 NESE	Harney	08/04/2009	1.781C	(est)	
12	A WELL > CROWCAMP CREEK	23.00S 33.00E 21 SENE	Harney	08/04/2009	1.781C	(est)	
12	A WELL > CROWCAMP CREEK	23.00S 33.00E 21 SESE	Harney	08/04/2009	1.781C	(est)	
12	A WELL > CROWCAMP CREEK	23.00S 33.00E 16 SESE	Harney	08/04/2009	1.781C	(est)	
12	A WELL > CROWCAMP CREEK	23.00S 33.00E 22 NENE	Harney	08/04/2009	1.781C	(est)	
12	A WELL > CROWCAMP CREEK	23.00S 33.00E 23 SWNW	Harney	08/04/2009	1.781C	(est)	
12	A WELL > CROWCAMP CREEK	23.00S 33.00E 23 SWSW	Harney	08/04/2009	1.781C	(est)	
Uses: IR							
G-17251	LOWERY, TRUDY PO BOX 734 BAKER CITY OR	97814					IR 2
9	A WELL > OLD SETTLERS SLOUGH	9.00S 40.00E 19 NENE	Baker	08/05/2009	0.144C		
Uses: IR							
G-17266	PAGEL, MARTHA O. SCHWABE, WILLIAMSON, AND WYATT P C 530 CENTER ST NE SUITE 400 SALEM OR	973					IR 3
1	A WELL > THREE RIVERS	4.00S 10.00W 13 NENE	Tillamook	09/25/2009	0.055C	(est)	
1	A WELL > THREE RIVERS	4.00S 10.00W 13 NENE	Tillamook	09/25/2009	0.055C	(est)	
1	A WELL > THREE RIVERS	4.00S 10.00W 13 NENE	Tillamook	09/25/2009	0.055C	(est)	
1	A WELL > THREE RIVERS	4.00S 10.00W 13 NENE	Tillamook	09/25/2009	0.055C	(est)	
Uses: QM							

App#	Basin Source	Township/Range	County	Priority	Quantity	Stage	Status
G-17226	BARTLETT, DEREK 67035 ROCK ISLAND LANE BEND OR 97701						IR 3
5	A WELL > WHYCHUS CREEK	15.00S 11.00E 32 NWNW	Deschutes	05/27/2009	0.012C		
Uses:	IR						
G-17253	PUNTENNEY, STEVE B. 738 CORSAIR DR INDEPENDENCE OR 97351						IR 3
7	A WELL > WILLOW CREEK	1.00N 23.00E 27 SENW	Morrow	08/14/2009	0.724C (est)		
7	A WELL > WILLOW CREEK	1.00N 23.00E 27 NENW	Morrow	08/14/2009	0.724C (est)		
Uses:	IR						
G-17254	WRIGHT, JOHN WRIGHT FARMS LLC 30825 SUNSET VALLEY LANE BURNS OR 97720						IR 2
12	A WELL > MALHEUR LAKE	25.00S 31.00E 3 SWSW	Harney	08/20/2009	1.0C (est)		
12	A WELL > MALHEUR LAKE	25.00S 31.00E 3 SWSW	Harney	08/20/2009	1.0C (est)		
Uses:	IR						
G-16925	ODELL SANITARY DISTRICT ODELL SANITARY DISTRICT PO BOX 28 ODELL OR 97044						PFO 2
4	A WELL > ODELL CREEK	2.00N 10.00E 23 NWSW	Hood River	09/10/2007	0.33C		
Uses:	PA						
G-17228	HOLMGREN DAIRY LLC HOLMGREN DAIRY LLC 36605 ROCK CREEK LANE FRENCHGLEN OR 97736						PFO 2
12	A WELL > ROARING SPRINGS CANYON	33.00S 31.00E 9 SWSW	Harney	06/02/2009	2.0C (est)		
12	A WELL > ROARING SPRINGS CANYON	33.00S 31.00E 10 NWNW	Harney	06/02/2009	2.0C (est)		
Uses:	IR						
R-86947	BARTELL, ROBERT 30474 SPRAGUE RIVER RD SPRAGUE RIVER OR 97639						PFO 2
14	RUNOFF > ROCK CREEK	36.00S 11.00E 20 SESW	Klamath	07/03/2007	300.0A		
Uses:	ST						
R-86949	BARTELL, ROBERT 30474 SPRAGUE RIVER RD SPRAGUE RIVER OR 97639						PFO 2
14	RUNOFF > ROCK CREEK	36.00S 11.00E 21 SENW	Klamath	07/03/2007	300.0A		
Uses:	ST						

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-17021	7	MORR	03/10/2008		JUDITH PACHY BURN	12/03/2009
R-87481	11	MALH	06/26/2009		DENNIS WERNER	12/03/2009
R-87482	11	MALH	06/26/2009		DENNIS WERNER	12/03/2009
R-87483	11	MALH	06/26/2009		DENNIS WERNER	12/03/2009
S-87290	2	POLK	09/22/2008		DAVID KNEILING	12/03/2009
G-16858	5	CROO	05/25/2007	BIG O RANCH LLC	RYAN OFARRELL	12/04/2009
G-17229	10	HARN	05/29/2009		JEFF HUSSEY	12/04/2009
G-17241	2	MARI	06/29/2009		GEORGE SIMEONOV	12/04/2009
R-87239	6	WHEE	07/21/2008		WILLIAM POTTER	12/04/2009
R-87449	2	CLAC	05/22/2009		AARON YOUNG	12/04/2009
R-87450	2	LINN	05/01/2009		MIKE CASH	12/04/2009
R-87358	15	JACK	12/03/2008		LLOYD HAINES	12/07/2009
G-17119	7	UMAT	10/06/2008		MARY KOCH	12/10/2009
G-17157	13	LAKE	12/30/2008		LAURITA CRON	12/10/2009
G-17186	14	KLAM	02/25/2009	KLAMATH COUNTY SCHOOL DISTRICT	GREG THEDE	12/10/2009

Application	Basin	County	Priority	Company	Name	FO Date
G-17269	2	BENT	10/05/2009		ROBERT MERRITT	12/10/2009
G-17270	7	UMAT	10/07/2009		SCOTT HENDRICKS	12/10/2009
R-87374	2	LANE	01/12/2009		RICHARD SCHMIDT	12/10/2009
R-87383	18	LINC	01/23/2009		SHANE PARSONS	12/10/2009
R-87466	10	HARN	06/08/2009		THOMAS FENCL	12/10/2009
R-87467	10	HARN	06/08/2009		THOMAS FENCL	12/10/2009
R-87468	10	HARN	06/08/2009		THOMAS FENCL	12/10/2009
R-87469	10	HARN	06/09/2009		THOMAS FENCL	12/10/2009
S-87159	2	YAMH	04/24/2008	MCKEE FAMILY LTD PARTNERSHIP	DEBBIE MCKEE	12/10/2009
G-16781	7	UMAT	01/08/2007		JAMES HATLEY	12/14/2009

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 December 29, 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-1268
RUBY PIPELINE LLC
GREDVIG, DAN
RM 518, PO BOX 1087
COLORADO SPRINGS CO 80944
AND ...
ADAM SUSSMAN
1600 WESTERN BLVD, SUITE 240
CORVALLIS OR 97333
POD: A WELL > KLAMATH BASIN
NE ¼ NE ¼ SECTION 35 T 40.00S R 13.00E WM
Klamath County
2230 GPM For GENERAL CONSTRUCTION
(Not to exceed 3.4 mg annually)

LL-1269
RUBY PIPELINE LLC
GREDVIG, DAN
RM 518, PO BOX 1087
COLORADO SPRINGS CO 80944
AND ...
ADAM SUSSMAN
1600 WESTERN BLVD, SUITE 240
CORVALLIS OR 97333
POD: A WELL > KLAMATH BASIN
SW ¼ NW ¼ SECTION 21 T 41.00S R 17.00E WM
Lake County
2230 GPM For GENERAL CONSTRUCTION AND HYRDO TESTING
(Not to exceed 7.3 mg annually, being 1.7 mg for
general construction 5.6 mg hydro testing)

**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 January 29, 2010. 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:	Clackamas
Application File Number:	G-12656
Permit Number:	G-11768
Applicant:	PRESTON, CHRISTIANE
Address:	6921 S ZIMMERMAN AURORA OR 97002
River Basin:	Willamette Basin
Water Source:	A WELL > BEAR CREEK
Authorized Use of Water:	AGRICULTURE USES IRRIGATION ON 18.0 Acres
Maximum Diversion/ Appropriation Rate:	0.45 CFS, BEING 0.45 CFS FOR AGRICULTURAL USE AND 0.23 CFS FOR IRRIGATION PROVIDED THE TOTAL QUANTITY OF WATER DIVERTED DOES NOT EXCEED 0.45 CFS.

Recommendation: The department proposes to grant an extension of time for complete construction for the water system from October 1, 1996 to October 1, 2011; and grant an extension of time to apply water to full beneficial use from October 1, 1997 to October 1, 2011.

County of Use: Baker
Application File Number: G-15976
Permit Number: G-15732
Applicant: JASON WILLIAMS HAY INC.
Address: 48857 HWY 30
NORTH POWDER OR 97867
River Basin: Powder Basin
Water Source: TWO WELLS > POWDER RIVER
Authorized Use of Water: SUPPLEMENTAL IRRIGATION ON 273.4000 Acres
Maximum Diversion/
Appropriation Rate: 3.34 CFS

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 2008 to October 1, 2013.

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 January 05, 2010. 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 134

Lessor:
MARION COUNTY PUBLIC WORKS - ENVIRONMENTAL SERVICES
555 COURT STREET NE
PO BOX 14500
SALEM OR 97309

Contact: KODY THURGOOD at 503-986-0892

Reach: FROM POD #2 TO CONFLUENCE WITH YAMHILL RIVER

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
66484	OR * S 41836	03/17/1977	IR,IS	0.39	78.5	WILLAMETTE RESERVOIR	WILLAMETTE RIVER	31.4

Reach: FROM THE POD TO THE CONFLUENCE WITH THE YAMHILL RIVER

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
24642	OR * S 20101	02/06/1951	IR	0.41	81.5	WILLAMETTE RIVER	COLUMBIA RIVER	32.6

County: Benton

Instream Lease Number: IL 1028

Lessor:
PARKER, LEE; LINDA PARKER
PO BOX 69
ALSEA OR 97324

Contact: KODY THURGOOD at 503-986-0892

Reach: POD TO MOUTH OF BUMMER CR

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
44345 OR * S 35089	04/22/1970	IR	0.175	35.0	BUMMER CREEK	SOUTH FORK ALSEA RIVER	14.0	

Reach: FROM POD TO MOUTH OF BUMMER CR

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
47048 OR * S 36793	03/19/1973	IR	0.29	58.0	BUMMER CREEK	SOUTH FORK ALSEA RIVER	23.2	

County: Marion

Instream Lease Number: IL 1029

Lessor:
SPURGEN, GENE; SARAH SPURGEN
39044 SHELBURN DR.
SCIO OR 97374

Contact: KODY THURGOOD at 503-986-0892

Reach: FROM POD TO MOUTH OF BEAR BRANCH

Cert#	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to	Acres
37956 OR * S 31950	11/29/1966	IR	0.03	6.25	BEAR BR	NORTH SANTIAM RIVER	2.5	

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 January 14, 2010, 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- 9868 filed by LYNDA E. STROM, 29391 S MERIDIAN RD, HUBBARD OR 97032, proposes a change in place of use under Certificates 16648 and 64511. Certificate 16648 allows the use of 0.667 CUBIC FOOT PER SECOND (priority date APRIL 4, 1939) from the PUDDING RIVER in Sec. 36, T 4 S, R 1 W, W.M. for IRRIGATION in Sec. 36, T 4 S, R 1 W, W.M. Certificate 64511 allows the use of 0.320 CUBIC FOOT PER SECOND (priority date JANUARY 23, 1979) from the PUDDING RIVER in Sec. 36, T 4 S, R 1 W, W.M. for IRRIGATION in Sec. 25 and 36, T 4 S, R 1 W, W.M. The applicant proposes to change the place of use to Sec. 25 and 36, T 4 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-10687 filed by NORTH CLACKAMAS SCHOOL DISTRICT #12, 4950 SE Roethe Rd., Milwaukie, OR 97267, proposes additional points of appropriation and a change in character of use under Certificate 35291. The right allows the use of 0.67 cfs (priority date SEPTEMBER 10, 1962) from a well in Sec. 18, T2S, R2E, W.M. (Willamette Basin) for AIR CONDITIONING AND IRRIGATION in Sec. 18. The applicant proposes to add three points of appropriation within 1/4 mile of the original well in Sec. 18, T2S, R2E, W.M. and to change the character of use of

a portion of the right from air conditioning to commercial use. 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-10895 filed by David Neal (10035 Fairview Rd, Tillamook, OR 97141) proposes a change in place of use and a change in character of use under Certificate 7693. The right allows the use of 0.01 Cubic Foot per Second (CFS) (priority date June 27, 1927) from Long Creek, tributary to the Middle Fork John Day River, in T10S, R31E, Sec 21, W.M., for Irrigation in T10S, R31E, Sec 21, W.M. The applicant proposes to create an instream use in Long Creek at the point of diversion, at a maximum rate of 0.01 CFS. 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.

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 January 14, 2010. 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-2009-028
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: 1.50
AUTHORIZED POU: T18S R14E 7
PROPOSED POU: T18S R14E 7,8

COUNTY: DESCHUTES
NOTICE OF DISTRICT
PERMANENT TRANSFER: NOTICE # T-2009-037
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: 0.85
AUTHORIZED POU: T17S R12E 13

PROPOSED POU: T17S R12E 13

COUNTY: DESCHUTES
NOTICE OF DISTRICT
PERMANENT TRANSFER: NOTICE # T-2009-044
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: 0.40
AUTHORIZED POU: T17S R13E 18
PROPOSED POU: T17S R13E 18

COUNTY: DESCHUTES
NOTICE OF DISTRICT
PERMANENT TRANSFER: NOTICE # T-2009-046
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: 2.0
AUTHORIZED POU: T15S R13E 9,31
T14S R13E 33
PROPOSED POU: T16S R12E 14

COUNTY: DESCHUTES
NOTICE OF DISTRICT
PERMANENT TRANSFER: NOTICE # T-2009-049
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: 5.60
AUTHORIZED POU: T17S R13E 20
T17S R12E 14
T17S R14E 2
PROPOSED POU: T17S R14E 2

OREGON WATER RESOURCES DEPARTMENT



**725 Summer Street NE Ste A
Salem OR 97301**

PUBLIC NOTICE OF WATER USE REQUESTS
December 15, 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.)