

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS  
August 2, 2022

*This notice is also available on our web page at the following address:  
[http://apps.wrd.state.or.us/apps/misc/wrd\\_notice\\_view/?notice\\_id=21](http://apps.wrd.state.or.us/apps/misc/wrd_notice_view/?notice_id=21)*

This publication lists agency activities requiring public notice. It also describes public comment processes and deadlines. Types of water use requests in this week's Public Notice include:

- \* **Permit Application Initial Reviews, Proposed Final Orders, and Final Orders**  
Applications for permits to use, store, divert or pump surface water or groundwater. Includes applications by the state Departments of Fish & Wildlife, Environmental Quality or Parks and Recreation for water to be used and kept in-channel.
- \* **Alternate Reservoir Applications (ORS 537.409)**  
Applications for storage permits for small ponds filed under a simplified review process.
- \* **Applications for Allocation Of Conserved Water**  
Applications made by a water user who conserves water to use a portion of the conserved water on additional lands, lease or sell the water, or dedicate the water to instream use.
- \* **Applications for Extensions of Time to Perfect Water Right Permits**  
New applications received and proposed final orders regarding requests to extend time limits to fully develop water use projects and beneficially apply water.
- \* **Applications for Limited Licenses**  
Requests to use water for 5 years or less. Licenses are subordinate to other rights and may be revoked if a use is found to injure other water right holders.
- \* **Transfer Applications: Regular**  
Requests to change point of diversion or appropriation, place of use, or character of use upon which the public may comment. The changes may be proposed in an application for a transfer (including instream or historic POD), an exchange, or a substitution.
- \* **Transfer Preliminary Determinations**  
Requests to change point of diversion or appropriation, place of use, and character of use upon which the public may protest the application and Department's preliminary determination.

- \* **Transfer Applications: Temporary Transfers**  
Requests to temporarily change place of use and, if necessary to convey the water to the new place of use, to temporarily change the point of diversion or appropriation.
- \* **Transfer Applications: Drought Temporary Transfers**  
Requests to temporarily change character of use, place of use or point of diversion during a drought declared under ORS 536.740.
- \* **Transfer Applications: District Permanent for Place of Use - ORS 540.580**  
Petitions requesting permanent changes in place(s) of use within a district's boundary.
- \* **Transfer Applications: Permit Amendments**  
Requests to amend permits.
- \* **Transfer Notice: District Permanent Transfers for Place of Use- ORS 540.580(4)**  
District notices filed for place of use changes within a district's boundary.
- \* **Water Management and Conservation Plan Progress Reports**  
Water management and conservation plan progress reports submitted by municipalities under provisions of OAR Chapter 690, Division 86.
- \* **Certificate Issuance**  
Included in this section is a listing of recently issued water right certificates.
- \* **PC 914 City of Portland Minor Hydroelectric**
- \* **Notice of Application to Split a Permit**  
Request to assign all or part of a water right permit for irrigation, nursery, temperature control, stock watering, or agricultural water use and to issue replacement permit(s) to reflect an assignment from the current permit holder to one or more additional permit holders.

The Public Notice is published each week on the Department's web site at [www.oregon.gov/OWRD](http://www.oregon.gov/OWRD). If you would like to receive a **free** weekly notification when it is published, please send your request to [Julie.C.Baustian@water.oregon.gov](mailto:Julie.C.Baustian@water.oregon.gov)

## How to Read the Listing

**App#:**

- G: Groundwater
- R: Reservoir
- S: Surface water
- I: Instream
- T: Transfer
- LL: Limited License

**County/Basin** (See Map)

**Applicant Name**

**Applicant Address**

**Sources/TRSQ40Q160**

**Use/Quantity**

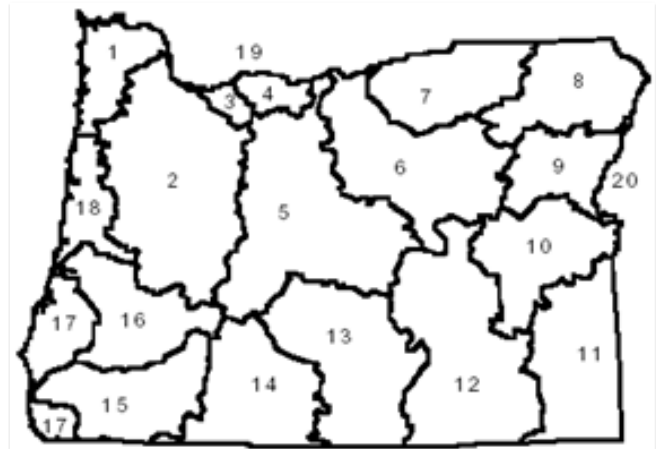
Unit of measure:

- CFS: Cubic feet per second
- GPM: Gallons per minute
- AF: Acre-feet

**Priority Date**

**Stage/Status**

- IR: Initial Review
- PFO: Proposed Final Order



BASINS:		
1. North Coast	8. Grande Ronde	15. Rogue
2. Willamette	9. Powder	16. Umpqua
3. Sandy	10. Malheur	17. S. Coast
4. Hood	11. Owyhee	18. Mid-Coast
5. Deschutes	12. Malheur L.	19. Columbia
6. John Day	13. Goose/Summer L	20. Snake
7. Umatilla	14. Klamath	

**Commonly used “Type of Use” abbreviations (for definitions, consult Oregon Administrative Rules 690-300):**

AG: Agriculture	GR: Groundwater recharge	MU: Municipal
CR: Cranberry uses	GT: Geothermal	NU: Nursery use
CM: Commercial	ID: Irrigation with domestic	PA: Pollution abatement
DI, DN: Domestic including non-commercial lawn & garden	IL: Irrigation with livestock	PW: Power
DO: Domestic	IM: Industrial or manufacturing	QM: Quasi-municipal
DS: Domestic & stock	IR: Irrigation	RC: Recreation
FI: Fish	IS: Irrigation, supplemental	RW: Road construction
FP: Fire protection	LV: Livestock	TC: Temperature control
FW: Fish & wildlife	LW: Livestock & wildlife	WI: Wildlife
GD: Group domestic	MI: Mining	

## **Initial Review and Proposed Final Orders**

The following pages of this notice list permit applications that the Department is evaluating for compliance with state water law. 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.

### **Initial Review Stage (IR)**

The Department has given the applicant an initial review of water-use restrictions, water availability and other limitations that affect the agency's decision on whether to issue a permit. The Department welcomes comments from interested persons, agencies and organizations on the proposed water use.

**The comment deadline for initial reviews appearing in this public notice is 5pm, Thursday, September 01, 2022.** Although we cannot respond individually to all comments, each will be considered as the agency makes its decision regarding proposed allocations.

### **Proposed Final Order Stage (PFO)**

The proposed final order is the Department's penultimate decision on the water use request. The PFO documents the agency's decision through specific findings, including review of comments received. 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 \$35. (Any person paying \$35 to receive a PFO by mail will also receive a copy of the Final Order when it is issued.) PFO's may be viewed free of charge online at: <http://apps.wrd.state.or.us/apps/wr/wrinfo/>. 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, September 16, 2022.**

The protest filing fee is \$480 for the applicants and \$950 for non-applicants. Detailed requirements for filing a protest are included in the PFO. Persons who support the PFO may file a "standing" fee of \$270 to retain the ability to participate in future proceedings relating to an application. Before participation in a hearing is allowed, an additional \$680 will be required to request to participate as a party or limited party.

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.

## Initial Review and Proposed Final Orders

App#	<a href="#">S-89250</a>
County/Basin	Lincoln / Middle Coast (18)
Applicant Name	JONES, CAROLYN 1917 N BEAVER CREEK RD SEAL ROCK, OR 97376
Sources/TRSQ40Q160	UNNAMED SPRING > BEAVER CREEK / 12.00S 11.00W 21 NWNW
Use/Quantity	DOMESTIC / 0.005 CFS
Priority Date	07/11/2022
Stage/Status	IR / PROPOSE TO APPROVE

## Final Orders - Permit & Limited License Applications

Following is a list of applications for new appropriations that have had final orders issued recently. If you would like a hard copy of an order mailed to you, send a request with \$35 for each order to the Water Rights Section, Oregon Water Resources Department, 725 Summer Street NE Suite A, Salem OR 97301. If you have any questions, please contact the Department's customer service staff by dialing 503-986-0801.

App#	<a href="#">G-18737</a>
County/Basin	Clackamas / Willamette (2)
Applicant Name	FAWVER, BUD & JOANN 7340 S FAWVER RD CANBY, OR 97013
Priority Date	09/14/2018
Issue Date	07/29/2022
Status	APPROVED
App#	<a href="#">G-18927</a>
County/Basin	Baker / Powder (9)
Applicant Name	GROVE, TIM 20968 MEDICAL SPRINGS HWY BAKER CITY, OR 97814
Priority Date	04/17/2020
Issue Date	07/29/2022
Status	DENIED
App#	<a href="#">R-88578</a>
County/Basin	Coos / South Coast (17)
Applicant Name	JACKSON FARMS 89086 CRANBERRY BOG LANE BANDON, OR 97411
Priority Date	04/30/2018
Issue Date	07/22/2022
Status	APPROVED
App#	<a href="#">R-88908</a>
County/Basin	Union / Grande Ronde (8)
Applicant Name	BOISE CASCADE WOOD PRODUCTS LLC 90 S 21ST ST ELGIN, OR 97827
Priority Date	12/23/2020
Issue Date	07/22/2022
Status	APPROVED
App#	<a href="#">R-89220</a>
County/Basin	Josephine / Rogue (15)
Applicant Name	TREAT, TERRI 920 PANTHER GULCH RD WILLIAMS, OR 97544
Priority Date	03/04/2022
Issue Date	07/29/2022
Status	DENIED

App# [S-88872](#)  
County/Basin Jackson / Rogue (15)  
Applicant Name MURPHY FAMILY LLC  
902 CHEVY WAY 102  
MEDFORD, OR 97504  
Priority Date 08/31/2020  
Issue Date 07/22/2022  
Status APPROVED

App# [S-88914](#)  
County/Basin Yamhill / Willamette (2)  
Applicant Name SARBANAND ENTERPRISES LLC  
ATTN: MATT HOEZEE  
786 RD 188  
DELANO, CA 93215  
Priority Date 02/01/2021  
Issue Date 07/22/2022  
Status APPROVED

## **Alternate Reservoir Applications (ORS 537.409)**

For alternate reservoir applications filed under ORS 537.409, the public is invited to comment within 60 days of this notice. The law provides that within 60 days after the Department provides public notice of the application, any person may submit detailed, legally obtained information in writing, requesting the Department to deny the application for a permit on the basis that the reservoir:

- (A) Would result in injury to an existing water right; or
- (B) Would pose a significant detrimental impact to existing fishery resources as determined on the basis of information submitted by the State Department of Fish and Wildlife.

**Such comments must be submitted on or before October 01, 2022.**

App#	<a href="#">R-89251</a>
County/Basin	Benton / Willamette (2)
Applicant Name	DEKEIZER, DANIEL 12711 NE 11TH COURT VANCOUVER, WA 98685
Sources/TRSQ40Q160	RUNOFF > SOAP CREEK / 10.00S 5.00W 34 NENE
Use/Quantity	MULTIPLE PURPOSE / 2.000 AF
Priority Date	07/13/2022
App#	<a href="#">R-89252</a>
County/Basin	Lane / Willamette (2)
Applicant Name	SHETZLINE, ERICA 39454 MOHAWK LOOP RD MARCOLA, OR 97454
Sources/TRSQ40Q160	RUNOFF > DRURY CREEK / 15.00S 1.00W 28 SWSE
Use/Quantity	MULTIPLE PURPOSE / 4.800 AF
Priority Date	07/13/2022
App#	<a href="#">R-89253</a>
County/Basin	Douglas / Umpqua (16)
Applicant Name	JOHNSON, LAUREN & NICK 2121 SCOTTS VALLEY RD YONCALLA, OR 97499
Sources/TRSQ40Q160	UNNAMED CREEK > SCHOOLHOUSE CREEK / 22.00S 4.00W 32 SESE
Use/Quantity	MULTIPLE PURPOSE / 5.000 AF
Priority Date	07/14/2022



## **Applications for Allocation of Conserved Water**

**CW-129** filed by Rocking M Cattle Company, 70208 Warnock Rd, Wallowa, OR 97885, proposes to convert approx. 72.29 acres from flood irrigation to high efficiency pivot irrigation under Certificate 3162 with an 1883 priority from the South Fork of Wallowa River. The project on the Lostine (aka South Fork Wallowa) is expected to conserve approx. 144.58 acre-feet (AF).

The Applicant proposes 100% of the conserved water (144.58 AF) be allocated to the state for instream purposes.

The project appears to be consistent with the requirements under ORS 537.470. Any interested person may submit written comments directly related to CW-129 within 20 days of the last date of newspaper publication, being by 5:00pm on, **August 23, 2022**. Comments should be sent to the attention of the ACW Program, Water Resources Department, 725 Summer Street NE, Suite A, Salem, OR 97301.

**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 September 01, 2022.** 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 \$35 (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.

App# [G-12790](#)  
Permit Number G-11625  
County/Basin Klamath / Klamath (14)  
Applicant Name CONE, DAVID  
HILSCHER, LAURA  
1091 BIRCH AVE  
CLOVIS, CA 93611  
Sources/TRSQ40Q160 A WELL > BUCK CREEK / 37.00S 11.50E 36 NENE  
Use/Quantity IRRIGATION / 0.500 CFS  
Proposed Completion Date 10/01/2022

App# [G-15015](#)  
Permit Number G-13829  
County/Basin Baker / Powder (9)  
Applicant Name SMULL, DALE & SHARRY  
PO BOX 286  
DURKEE, OR 97905  
Sources/TRSQ40Q160 A WELL > PRITCHARD CREEK / 11.00S 43.00E 6 NWSE  
Use/Quantity IRRIGATION / 1.650 CFS  
Proposed Completion Date 10/01/2018

## 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 August 16, 2022, 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. If the applicant applies for a use that is not one of the standard uses listed in OAR 690-300, the Department may, for the purposes of this notice, assign a named use that is reasonably close to the use actually requested. The public may examine the actual application by clicking the associated hyperlink and then choosing "LL Application" under "Scanned Documents."

App#	<a href="#">LL-1938</a>
County/Basin	Klamath / Klamath (14)
Applicant Name	MORELLO CONSTRUCTION LLC 2637 OLD MIDLAND ROAD KLAMATH FALLS, OR 97603
Sources/TRSQ40Q160 Use/Quantity	KLAMATH RIVER > PACIFIC OCEAN / 40.00S 8.00E 2 NENW GENERAL CONSTRUCTION OR MAINTENANCE / 1.114 CFS

## 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; Additional point of diversion or appropriation; Historic POD; Place of use; Character of use; Instream; Substitution; or Exchange.

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 September 01, 2022. 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.

Transfer	<a href="#">T-14044</a>
Water Right	Cert: 26303
County/Basin	Curry / South Coast (17)
Applicant Name	GEORGIA MAYEA JULIE KELLEHER 93773 ELK RIVER ROAD PORT ORFORD, OR 97465
Proposed Change	ADDITIONAL POINT OF DIVERSION, PLACE OF USE
Sources/TRSQ40Q160	ELK RIVER > PACIFIC OCEAN / 32.00S 15.00W 26 SWSW ELK RIVER > PACIFIC OCEAN / 32.00S 15.00W 27 NWSE ELK RIVER > PACIFIC OCEAN / 32.00S 15.00W 27 SESE
Use/Quantity	IRRIGATION / 1.260 CFS
Priority Date	07/31/1952
Transfer	<a href="#">T-14047</a>
Water Right	Cert: 64041
County/Basin	Lake / Goose & Summer Lake (13)
Applicant Name	CAMPBELL, SCOTT & GERALDINE PO BOX 192 CHRISTMAS VALLEY, OR 97641
Proposed Change	POINT OF APPROPRIATION, PLACE OF USE
Sources/TRSQ40Q160	A WELL > CHRISTMAS LAKE VALLEY / 27.00S 18.00E 12 NENW A WELL > CHRISTMAS LAKE VALLEY / 27.00S 18.00E 12 SENW
Use/Quantity	IRRIGATION / 0.9500 CFS
Priority Date	10/12/1983
Transfer	<a href="#">T-14049</a>
Water Right	Cert: 34191
County/Basin	Marion / Willamette (2)
Applicant Name	ERNST, BRUCE PO BOX 460 SAINT PAUL, OR 97137
Proposed Change	ADDITIONAL POINT OF APPROPRIATION, PLACE OF USE
Sources/TRSQ40Q160	A WELL > WILLAMETTE RIVER / 4.00S 2.00W 4 SWSE
Use/Quantity	IRRIGATION / 0.440 CFS
Priority Date	04/30/1964

Transfer [T-14051](#)  
Water Right Cert: 51758  
County/Basin Douglas / Umpqua (16)  
Applicant Name WOOD, RONALD & JANICE  
1575 GAZLEY ROAD  
MYRTLE CREEK, OR 97457  
Proposed Change ADDITIONAL POINT OF DIVERSION, PLACE OF USE  
Sources/TRSQ40Q160 SOUTH UMPQUA RIVER > UMPQUA RIVER / 30.00S 5.00W 22 SESW  
Use/Quantity IRRIGATION / 1.290 CFS  
Priority Date 03/30/1973

Transfer [T-14053](#)  
Water Right Cert: 51716, 82863, 82864, 82865  
County/Basin Benton / Willamette (2)  
Applicant Name IGH PROPERTIES INC.  
26279 BELLFOUNTAIN ROAD  
MONROE, OR 97456  
Proposed Change POINT OF APPROPRIATION, ADDITIONAL POINT OF APPROPRIATION, ADDITIONAL POINT OF  
DIVERSION, PLACE OF USE  
Sources/TRSQ40Q160 A WELL > WILLAMETTE RIVER / 13.00S 5.00W 36 SENE  
A WELL > WILLAMETTE RIVER / 13.00S 5.00W 36 NESE  
A WELL > WILLAMETTE RIVER / 13.00S 4.00W 31 SWNW  
A WELL > WILLAMETTE RIVER / 13.00S 5.00W 36 NWSE  
A WELL > WILLAMETTE RIVER / 13.00S 5.00W 36 SESE  
LONG TOM RIVER > WILLAMETTE RIVER / 13.00S 5.00W 36 SENW  
WILLAMETTE RIVER > COLUMBIA RIVER / 13.00S 5.00W 25 SWSE  
WILLAMETTE RIVER > COLUMBIA RIVER / 13.00S 5.00W 25 SENE  
Use/Quantity IRRIGATION / 0.950 CFS  
Priority Date 07/23/1971, 05/12/1983, 05/12/1983, 07/23/1971

Transfer [T-14054](#)  
Water Right Cert: 43689  
County/Basin Tillamook / North Coast (1)  
Applicant Name FINNELL, ERICK & JESSICA  
21975 BLAINE RD  
BEAVER, OR 97108  
Proposed Change POINT OF DIVERSION  
Sources/TRSQ40Q160 NESTUCCA RIVER > NESTUCCA BAY / 3.00S 9.00W 29 SENE  
Use/Quantity DOMESTIC / 0.010 CFS  
Priority Date 05/18/1970

Transfer [T-14055](#)  
Water Right Cert: 91881, 95278, 90235  
County/Basin Umatilla / Umatilla (7)  
Applicant Name WHITNEY, JIM  
PO BOX 1614  
PENDLETON, OR 97801  
Proposed Change POINT OF APPROPRIATION, ADDITIONAL POINT OF APPROPRIATION  
Sources/TRSQ40Q160 A WELL > MCKAY CREEK BASIN / 2.00N 32.00E 17 SESW  
A WELL > MCKAY CREEK BASIN / 2.00N 32.00E 19 NESW  
A WELL > UMATILLA RIVER / 2.00N 32.00E 17 SESW  
A WELL > UMATILLA RIVER / 2.00N 32.00E 19 NESW  
Use/Quantity IRRIGATION / 1.768 CFS  
Priority Date 02/01/1979, 02/01/1979, 02/01/1979

## **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 \$950 protest fee for non-applicant and \$480.00 protest fee for applicant. Call (503) 986-0815 to obtain additional information. Protests must be received by the Department on or before September 01, 2022, 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-13628](#) filed by Delta Sand and Gravel Co., 999 Division Ave., Eugene, OR 97404, proposes a change in place of use, and a change in character of use under Certificate 65679. The right allows the use of 7.14 cubic feet per second from the Willamette River in Sec. 18, T17S, R3W, WM for washing sand and gravel in Sec.18, T17S, R3W, WM. The applicant proposes to change the place of use to Sects. 6, 7, and 18, T17S, R3W, WM, and Sects. 1, 12, and 13, T17S R4W, WM; and to change the character of use to general industrial. The Water Resources Department proposes to deny the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

[T-13572](#) filed by Walla Walla Valley Appellation, LLC, 52108 Seven Hills Road, Milton Freewater, OR 97862, proposes additional points of appropriation under Certificate 89449. The right allows the use of 0.36 cubic foot per second from a well in Sec. 4, T5N, R35E, WM for irrigation in Sec. 4, T5N, R35E, WM and Sec. 33, T6N, R35E, WM, and supplemental irrigation in Sec. 33, T6N, R35E, WM. The applicant proposes additional points of appropriation in Sects. 4 and 5, T5N, R35E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

## Transfer Applications: Temporary Transfer

The holder of a water right subject to transfer may request to temporarily change the place of use of the water for up to 5 years and, if necessary to convey the water, to temporarily change the point of diversion or appropriation. The Department shall approve the request provided it does not cause injury to existing water rights or enlarge the water use. If after the change is approved, it is found to cause injury, the approved change may be revoked. The use of water reverts to the authorized place of use upon expiration of the temporary change.

Notice is given that the following applications for Temporary Transfers have been received by the Department:

Transfer	<a href="#">T-14050</a>
Water Right	Cert: 35858
County/Basin	Jackson / Rogue (15)
Applicant Name	DOTSON, RACHEL 5555 PLEASANT CREEK RD ROGUE RIVER, OR 97537
Proposed Change	ADDITIONAL POINT OF DIVERSION, PLACE OF USE
Sources/TRSQ40Q160	PLEASANT CREEK > EVANS CREEK / 34.00S 4.00W 15 SENW
Use/Quantity	IRRIGATION / 0.060 CFS
Priority Date	05/10/1965

## Transfer Applications: Drought Temporary Transfer

During the effective time period of a drought declaration under ORS 536.740, the Commission or the Director may: (1) Allow a temporary transfer of a water right without complying with the notice and waiting requirements of ORS 540.520; (2) Allow a temporary exchange of water without giving notice as required under ORS 540.535; and (3) Use an expedited notice and waiting requirement for the substitution of a supplemental ground water right for a primary water right.

Notice is given that the following applications for Drought Temporary Transfers have been received by the Department. Consistent with the drought emergency, an order approving or denying the drought transfer will be issued as soon as the Department is able to process the application.

Transfer	<a href="#">T-14045</a>
Water Right	Cert: 52624
County/Basin	Lake / Goose & Summer Lake (13)
Applicant Name	MATTIS, RUSSELL B. PO BOX 87 FORT ROCK, OR 97735
Proposed Change	PLACE OF USE
Sources/TRSQ40Q160	A WELL > FORT ROCK BASIN / 26.00S 14.00E 28 NESW
Use/Quantity	IRRIGATION / 0.580 CFS
Priority Date	05/18/1977
Transfer	<a href="#">T-14046</a>
Water Right	Cert: 52618, 56506, 60745, 92360
County/Basin	Lake / Goose & Summer Lake (13)
Applicant Name	MATTIS, RUSSELL B. PO BOX 87 FORT ROCK, OR 97735
Proposed Change	PLACE OF USE
Sources/TRSQ40Q160	A WELL > FORT ROCK BASIN / 26.00S 14.00E 31 SENW A WELL > FORT ROCK VALLEY / 26.00S 14.00E 31 SENW A WELL > PAULINA MARSH BASIN / 26.00S 14.00E 28 NENW A WELL > PAULINA MARSH BASIN / 26.00S 14.00E 31 SENW MATTIS IRR WELL 2 > FORT ROCK BASIN / 26.00S 14.00E 31 SENW
Use/Quantity	IRRIGATION / 0.260 CFS IRRIGATION / 0.750 CFS IRRIGATION / 0.940 CFS
Priority Date	06/20/1979, 09/10/1975, 09/02/1983, 03/13/1970



## **Transfer Applications: Permit Amendments**

The holder of a water right permit may apply to change a point of diversion or appropriation or to change the place of use pursuant to ORS 537.211 (4).

Notice is given that the following applications for Permit Amendments have been received by the Department. If the proposed change in point of diversion or appropriation is for a distance greater than 1/4 mile or includes intervening diversion points, notice also will be published in a local newspaper.

Transfer	<a href="#">T-14052</a>
Water Right	Permit: G-18317
County/Basin	Linn / Willamette (2)
Applicant Name	TENBUSCH, WILLIAM 36420 HWY 228 BROWNSVILLE, OR 97327
Proposed Change	POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > CALAPOOIA RIVER BASIN / 14.00S 2.00W 9 NWNW A WELL > CALAPOOIA RIVER BASIN / 14.00S 2.00W 9 SWNW
Use/Quantity	IRRIGATION / 0.200 CFS
Priority Date	03/11/2019

## Applications for District Permanent Transfer for Place of Use

A district may request to permanently change the place of use within district boundaries pursuant to ORS 540.580. A petition (application) for a district permanent water right transfer may be submitted subsequent to (specific noticing requirements apply) or prior to the change in place of use, but no later than the end of the calendar year in which the change occurs. The petition may include an unlimited number of place of use transfers within the same petition. Any recently filed Application for District Permanent Water Right Transfer for Place of Use is listed below.

Public comments may be submitted by any person (please follow the instructions on the last page of this public notice). A protest may be filed by any potentially affected holder of an existing water right, either jointly or severally with other persons, provided the protest is not by a user within a district alleging injury to the delivery of water by the district. Each person submitting a protest shall raise all reasonably ascertainable issues and submit all reasonably available arguments supporting the person's position by the close of the protest period. Failure to raise a reasonably ascertainable issue in a protest or failure to provide sufficient specificity to afford the Department an opportunity to respond to the issue precludes consideration of the issue during the hearing. Protests must be accompanied by a \$950 protest fee for non-applicants and a \$480 protest fee for the applicant, and filed in accordance with OAR Chapter 690, Division 2. **Comments or protests must be received by the Department on or before September 01, 2022.**

Pursuant to ORS 540.580(8), if a water user within the district files a protest claiming injury to a water right delivery by the district, no contested case hearing shall be required, but the district shall resolve the matter directly with the water user.

To view the permanent transfer application, click on the link below.

Transfer	<a href="#">T-14056</a>
County	Malheur
Certificate	74080 & 74081 IN THE NAMES OF THE U.S. BUREAU OF RECLAMATION & VALE OREGON IRRIGATION DISTRICT;
Priority Date	5/10/2026 & 1/11/2027; 12/16/1931 (STORED WATER) & 11/26/1945 (DIRECT FLOW);
Name	VALE OREGON IRRIGATION DISTRICT
Address	521 A ST WEST VALE, OR 97918
Use	IRRIGATION; SUPPLEMENTAL IRRIGATION
Source	MALHEUR R > SNAKE R; NORTH FORK MALHEUR R > MALHEUR R & BELUAH RESERVOIR (A.K.A. AGENCY VALLEY RES > NORTH FORK MALHEUR R;

## Notice of District Permanent Transfer for Place of Use

A district may allow a change in place of use prior to the Department issuing a final order approving a district permanent transfer application provided, in part, that (1) the District files a notice with the Department of the change in place of use prior to making the change, and (2) prior to the end of the calendar year in which the change in place of use occurs the District submits a district permanent transfer application for the same change in place of use [ORS 690-385-4100(1)(a) and (b)]. Notices for District Permanent Transfers for Place of Use submitted to the Department are listed below.

Notice	<b>5-22; 6-22</b>
County	Crook
Certificate	82246 IN THE NAME OF OCHOCO IRRIGATION DISTRICT; 82247 IN THE NAME OF U.S. BUREAU OF RECLAMATION;
Priority Date	MARCH 13, 1916, AUGUST 10, 1917; APRIL 8, 1914
Name	OCHOCO IRRIGATION DISTRICT
Address	1001 NW DEER STREET PRINEVILLE, OR 97754
Use	IRRIGATION
Source	OCHOCO, MCKAY, DRY, LYTLE AND JOHNSON CREEKS & WASTE AND RETURN WATER & OCHOCO RES (PERMIT R-528) > CROOKED R; CROOKED R & PRINEVILLE RES (PERMIT R-2223) > DESCHUTES R; CROOKED R, OCHOCO CREEK AND SPRINGS > DESCHUTES R
Acres:	19.30
Authorized POU:	T13S R15E 32 NESW, NWSW; T14S R16E 21 NWSE; T14S R16E 22 NESW, NWSW, SESW; T14S R16E 28 NWNE, NENW
Proposed POU:	T13S R15E 32 NESW; T14S R16E 28 NWNE, SWNE, NENW, NWNW, NWSW

## **Water Management and Conservation Plan Progress Reports**

Pursuant to OAR 690-086-0120(4) and (5), the Department is required to give notice of progress reports on Water Management and Conservation Plans.

Any person may review and comment on these progress reports. The Department requests that comments be submitted no later than 30 days after the date of this notice.

Progress reports have been submitted by the following municipal supplier(s):

**City of Sisters (Municipal)**

**City of Ontario (Municipal)**

To review any of the above progress report(s) or to provide comments on the progress report(s), contact Tamera Smith at 458-253-0597 or [Tamera.L.Smith@water.oregon.gov](mailto:Tamera.L.Smith@water.oregon.gov).

## Certificate Issuance

Following is a list of certificates that have been recently issued. If you are viewing this electronically then you should be able to view the certificate by clicking on the underlined blue text. Appeal rights are provided on each certificate document.

Cert# [96356](#)  
App: S-85198  
County/Basin Douglas / Umpqua (16)  
Applicant Name ALLEN, CHARLES R.  
ALLEN, FRANCES  
Priority Date 06/04/2002  
Issue Date 07/29/2022

Cert# [96375](#)  
App: G-15569  
County/Basin Baker / Powder (9)  
Applicant Name ANDERSON, DAVID  
Priority Date 07/26/2001  
Issue Date 07/29/2022

Cert# [96341](#)  
App: G-13530  
County/Basin Coos / South Coast (17)  
Applicant Name ARRIOLA, DANNY  
Priority Date 10/18/1993  
Issue Date 07/29/2022

Cert# [96354](#)  
Xfer: T-13353  
County/Basin Deschutes / Deschutes (5)  
Applicant Name AVION WATER CO. INC.  
Priority Date 05/18/1992  
Issue Date 07/29/2022

Cert# [96189](#)  
Xfer: T-11952  
County/Basin Wasco / Hood (4)  
Applicant Name CHERRY LANE ORCHARDS LLC  
Priority Date 02/26/1965  
Issue Date 07/29/2022

Cert# [96383](#)  
App: R-87513  
County/Basin Clackamas / Willamette (2)  
Applicant Name CHILDS, JOHN  
Priority Date 08/17/2009  
Issue Date 07/29/2022

Cert# [96367](#)  
Xfer: T-13025  
County/Basin Yamhill / Willamette (2)  
Applicant Name CHRISTENSEN, DON; CHRISTENSEN FARMS LLC  
CHRISTENSEN FARMS LLC  
Priority Date 10/01/1934  
Issue Date 07/29/2022

Cert# [96320](#)  
Xfer: T-9345  
County/Basin Coos / South Coast (17)  
Applicant Name COOS BAY NORTH BEND WATER BOARD  
Priority Date 09/27/1977  
Issue Date 07/29/2022

Cert# [96362](#)  
App: S-87942  
County/Basin Josephine / Rogue (15)  
Applicant Name HANSON JR, JACK K.  
Priority Date 11/05/2013  
Issue Date 07/29/2022

Cert# [96363](#)  
Xfer: T-12539  
County/Basin Marion / Willamette (2)  
Applicant Name KEDDIE FARMS  
Priority Date 11/28/1966  
Issue Date 07/29/2022

Cert# [96364](#)  
App: G-6816  
County/Basin Benton, Polk / Willamette (2)  
Applicant Name LUCKIAMUTE DOMESTIC WATER COOPERATIVE  
Priority Date 02/18/1975  
Issue Date 07/29/2022

Cert# [96365](#)  
App: G-9789  
County/Basin Polk / Willamette (2)  
Applicant Name LUCKIAMUTE DOMESTIC WATER COOPERATIVE  
Priority Date 01/06/1982  
Issue Date 07/29/2022

Cert# [96203](#)  
Xfer: T-9646  
County/Basin Lake / Goose & Summer Lake (13)  
Applicant Name RUNELS, SCOTT  
GIDE, PHIL  
LANIER, WANDA  
OUTBACK RETIREMENT CENTER INC.  
Priority Date 03/09/1981  
Issue Date 07/29/2022

Cert# [96187](#)  
Xfer: T-12559  
County/Basin Marion / Willamette (2)  
Applicant Name SCHURTER, BRYAN  
SCHURTER, AMY  
Priority Date 07/18/1945  
Issue Date 07/29/2022

Cert# [96188](#)  
Xfer: T-12559  
County/Basin Marion / Willamette (2)  
Applicant Name SCHURTER, BRYAN  
SCHURTER, AMY  
Priority Date 10/27/1958  
Issue Date 07/29/2022

Cert# [96384](#)  
App: R-83529  
County/Basin Washington / Willamette (2)  
Applicant Name U.S. FISH AND WILDLIFE SERVICE; DIVISION OF ENGINEERING  
Priority Date 08/12/1997  
Issue Date 07/29/2022

Cert# [96382](#)  
App: R-87996  
County/Basin Lane / Willamette (2)  
Applicant Name WALSH, RICHARD G.  
Priority Date 07/16/2014  
Issue Date 07/29/2022

Cert# [96361](#)  
Xfer: T-3054  
County/Basin Jackson / Rogue (15)  
Applicant Name YOUNGBLOOD, FRED J.  
YOUNGBLOOD, MARTHA L.  
Priority Date 01/17/1917  
Issue Date 07/29/2022

## **Application to Develop Hydroelectric a Minor Hydroelectric Project**

The Department seeks public comment on the following minor hydroelectric application (ORS 543). Comments must be submitted within 30 days of publication of the notice. The application and supporting documents can be viewed at the Water Resources Department, 725 Summer St. NE, Suite A, Salem, OR 97301-1271. If you would like a copy of the application, please contact R. Craig Kohanek (503) 986-0823. A copying fee will be assessed as allowed in Oregon Revised Statute (ORS) Chapter 536.050(1)(e). **This notice is being republished as it previously appeared with the wrong date for when comments were due. Please note the new date for providing comments.**

Application:	<b>PC 914</b>
Applicant:	City of Portland
Address:	664 N Tillamook St, Portland OR, 97227
Amount of water:	6 cubic feet per second
Source of water:	City of Portland Water System Pipeline, Washington Park Reservoirs
Location of the Points of Diversion:	NW $\frac{1}{4}$ <u>NW</u> $\frac{1}{4}$ of Section 4, Township 1 South, Range 1 East, W.M., Washington County
Place of Use:	NW $\frac{1}{4}$ <u>NW</u> $\frac{1}{4}$ of Section 4, Township 1 South, Range 1 East, W.M., Multnomah County
Power developed:	40 Theoretical horsepower
Additional Info:	The hydroelectric system will operate in parallel with a municipal water system pressure reducing valve.

**Comments are Due September 2, 2022**



## Notice of Application to Split a Permit

Applications of a landowner of record holding a water right permit for irrigation, nursery, temperature control, stock watering or agricultural water use, to assign all or part of the water right permit and to request issuance of a replacement permit to reflect an assignment from the current permit holder to one or more additional permit holders. The Department welcomes comments from interested persons, agencies, and organizations. **The comment deadline for notice of the application appearing in this public notice is 5:00 pm, August 31, 2022.** Although we cannot respond individually to all comments, each will be considered as the agency makes its decision regarding the proposed splitting of a permit.

The application may be viewed free of charge online at: <http://apps.wrd.state.or.us/apps/wr/wrinfo/>. Persons interested in receiving a copy of a Proposed Final Order must pay a statutorily-required fee of \$35. Any person paying \$35 to receive a PFO by mail will also receive a copy of the Final Order when it is issued.

Transfer Permit	<a href="#">T-13841</a> G-8690
County/Basin	Clackamas / Klamath (#14)
Applicants	Exit 282A Development Co. LLC 24377 NE Airport Rd Aurora, OR 97002
	Keystone Pacific LLC Chuck Eggert 18555 SW Teton Ave Tualatin, OR 97062
Source/TRSQ40Q160	WELL1 > NEWLAND CREEK BASIN/ T3S R1W SEC35 SESW WELL2 > NEWLAND CREEK BASIN / T3S R1W SEC35 SENW
Priority Date	JUNE 3, 2009
Use/Quantity	IRRIGATION OF 131.2 ACRES/MAXIMUM RATE: 1.64 CFS
Applicant's Use/Quantity	1.64 CFS
Permit Completion Date	10/01/2024

Transfer Permit	<a href="#">T-13824</a> G-17968
County/Basin	Clackamas / Klamath (#14)
Applicants	Vernon Bruck PO Box 2837 Wilsonville, OR 97070
Source/TRSQ40Q160	WELL2 > NEWLAND CREEK BASIN/ T3S R1E SEC17 NWSW WELL3 > NEWLAND CREEK BASIN / T3S R1E SEC18 NESE WELL4 > NEWLAND CREEK BASIN / T3S R1E SEC18 SESE WELL6 > NEWLAND CREEK BASIN / T3S R1E SEC17 SESE
Priority Date	JUNE 3, 2009
Use/Quantity	NURSERY USE ON 69.7 ACRES/MAXIMUM RATE: 0.87 CFS
Applicant's Use/Quantity	.087 CFS
Permit Completion Date	10/01/2024

Transfer	<a href="#">T-13775</a>
Permit	G-13891
County/Basin	Klamath / Klamath (#14)
Applicants	Gregory Drew Heaton PO Box 210 Merrill, OR 97633
	Scott and Matthew Bedford 1231 Tulloch Drive Tracy, CA 95377
	Wong Potatoes Daniel Chin 17817 Cheyne Road Klamath Falls, OR 97603
Source/TRSQ40Q160	WELL1 > DODDS HOLLOW BASIN/ T41S R11E SEC7 SWNE WELL2 > LOST RIVER BASIN/ T40S R10E SEC29 SWNW
Priority Date	MARCH 1, 2005
Use/Quantity	SUPPLEMENTAL IRRIGATION / 3.22 CFS, BEING 2.51 CFS FROM WELL 1 FOR SUPPLEMENTAL IRRIGATION ON 200.9 ACRES AND 0.71 CFS FROM WELL 2 FOR SUPPLEMENTAL IRRIGATION ON 56.65 ACRES
Applicant's Use/Quantity	3.22 CFS FOR SUPPLEMENTAL IRRIGATION ON 257.55 ACRES FROM WELL 1 and WELL 2
Permit Completion Date	10/01/2024

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

## PUBLIC NOTICE OF WATER USE REQUESTS

August 2, 2022

Use this form to offer comments on water use requests or other items in this notice, or to order copies of proposed and final orders. You are welcome to submit comments on a separate sheet, but please be sure to include your name and address and reference the specific request or document that concerns you. Please mail your comments to the address listed above.

Alternatively, you may use our new Public Comment tool available on our website. Go to our website: <http://apps.wrd.state.or.us/apps/wr/wrinfo/>, and enter identifying information about the application. On the Water Rights Information Query Results page, use the "Submit a Public Comment" link, or under 'View all Scanned Documents' use the "Submit a Public Comment" link.

### Water Use Request Type & File Number

(e.g. "Permit Application G-12345" or "Transfer T-1234"):

Mail me the order

(payment enclosed)\*

### Your Name, Address, and Phone Number:

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\* We are required by law to charge a fee of \$35 to mail a copy of proposed and final orders on a pending permit or permit extension applications to any interested person. Please include a check made out to the Oregon Water Resources Department in the amount of \$35 for each type of order you would like mailed to you. This fee entitles you to also receive a copy of the final order, when issued. Copies of proposed and final orders are also available for viewing (at no charge) at our Salem office, at the local watermaster office, or online.