

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS  
October 18, 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 Extensions of Time to Perfect Water Right Permits**  
New applications received and proposed final orders regarding requests to extend time limits to fully develop water use projects and beneficially apply water.
- \* **Extension of Time Checkpoint Progress Reports filed pursuant to OAR 690-315**  
Documents the progress made toward development of the water use project since approval of the last permit extension and/or the last progress report checkpoint. (OAR 690-315 pertains to permit extension applications filed on or after July 1, 2001.)
- \* **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 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.
- \* **Certificate Issuance**  
Included in this section is a listing of recently issued water right certificates.

\* **HE 314 Draft Proposed Final Order Draft Cert.**

\* **HE 620 Proposed Final Order Draft Cert.**

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

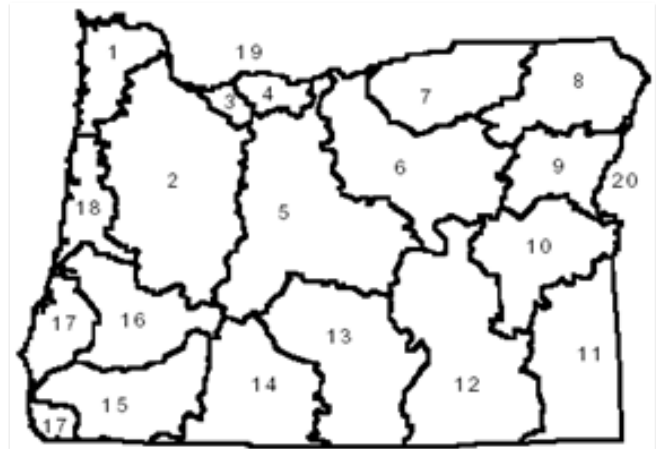
Unit of measure:

- 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<br>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, November 17, 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, December 02, 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-89221</a>
County/Basin	Jackson / Rogue (15)
Applicant Name	MALEPSY, MICHAEL 36 MEADOW LANE SHADY COVE, OR 97539
Sources/TRSQ40Q160	ROGUE RIVER > PACIFIC OCEAN / 34.00S 1.00W 28 NWNE
Use/Quantity	HUMAN CONSUMPTION / 0.100 CFS
Priority Date	03/10/2022
Stage/Status	IR / PROPOSE TO DENY

## 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# [G-19312](#)  
County/Basin Malheur / Malheur (10)  
Applicant Name HEID, EDWIN G.  
PO BOX 44  
JAMIESON, OR 97909  
Priority Date 07/18/2022  
Issue Date 10/10/2022  
Status APPROVED

App# [LL-1912](#)  
County/Basin Washington / Willamette (2)  
Applicant Name CITY OF BEAVERTON  
12725 SW MILIKAN WAY  
BEAVERTON, OR 97005  
Issue Date 10/14/2022  
Status APPROVED

App# [R-86729](#)  
County/Basin Yamhill / Willamette (2)  
Applicant Name SOTER, TONY  
PO BOX 430  
CARLTON, OR 97111  
Priority Date 12/15/2006  
Issue Date 10/07/2022  
Status WITHDRAWN

App# [S-86730](#)  
County/Basin Yamhill / Willamette (2)  
Applicant Name SOTER, TONY  
PO BOX 430  
CARLTON, OR 97111  
Priority Date 12/15/2006  
Issue Date 10/07/2022  
Status WITHDRAWN

## **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 December 17, 2022.**

App#	<a href="#">R-89276</a>
County/Basin	Yamhill / Willamette (2)
Applicant Name	GSI WATER SOLUTIONS INC. ATTN: KIM GRIGSBY 1600 SW WESTERN BLVD SUITE 240 CORVALLIS, OR 97333
Sources/TRSQ40Q160	UNNAMED STREAM > CHEHALEM CREEK / 2.00S 3.00W 33 NESE A WELL > CHEHALEM CREEK / 2.00S 3.00W 33 NESE
Use/Quantity	MULTIPLE PURPOSE / 5.000 AF
Priority Date	10/06/2022

**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 17, 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-16433](#)  
Permit Number G-16094  
County/Basin Marion / Willamette (2)  
Applicant Name CITY OF KEIZER  
PO BOX 21000  
KEIZER, OR 97307  
Sources/TRSQ40Q160 A WELL > LABISH CREEK / 6.00S 3.00W 36 SENW  
Use/Quantity MUNICIPAL USES / 1.030 CFS  
Proposed Completion Date 10/01/2050

App# [G-16588](#)  
Permit Number G-16164  
County/Basin Marion / Willamette (2)  
Applicant Name CITY OF KEIZER; KEIZER STATION  
PO BOX 21000  
KEIZER, OR 97307  
Sources/TRSQ40Q160 A WELL > LABISH CREEK / 6.00S 3.00W 36 SENW  
Use/Quantity MUNICIPAL USES / 0.642 CFS  
Proposed Completion Date 10/01/2050

App# [G-18314](#)  
Permit Number G-17793  
County/Basin Yamhill / Willamette (2)  
Applicant Name IMAGINE IT LLC  
FRIBERG, LISA  
18211 SW SUNNYRIDGE LANE  
SHERIDAN, OR 97378  
Sources/TRSQ40Q160 A WELL > DUPEE CREEK BASIN / 5.00S 5.00W 19 NENW  
Use/Quantity NURSERY USES / 0.026 CFS  
Proposed Completion Date 10/01/2027

App# [G-18313](#)  
Permit Number G-17792  
County/Basin Yamhill / Willamette (2)  
Applicant Name IMAGINE IT LLC  
FRIBERG, LISA  
18211 SW SUNNYRIDGE LANE  
SHERIDAN, OR 97378  
Sources/TRSQ40Q160 A WELL > DUPEE CREEK BASIN / 5.00S 5.00W 19 NENW  
A WELL > DUPEE CREEK BASIN / 5.00S 5.00W 19 NWNE  
Use/Quantity NURSERY USES / 0.025800 CFS  
Proposed Completion Date 10/01/2027

App# [G-17488](#)



Permit Number G-18759  
County/Basin Linn / Willamette (2)  
Applicant Name MID VALLEY FARMS INC.  
C/O RYAN GLASER  
31915 SEVEN MILE LANE  
TANGENT, OR 97389  
Sources/TRSQ40Q160 A WELL > LAKE CREEK BASIN / 12.00S 3.00W 20 NENE  
A WELL > LAKE CREEK BASIN / 12.00S 3.00W 20 NWNE  
A WELL > LAKE CREEK BASIN / 12.00S 3.00W 21 NENE  
A WELL > LAKE CREEK BASIN / 12.00S 3.00W 21 SENE  
Use/Quantity IRRIGATION / 2.99600 CFS  
Proposed Completion Date 10/01/2027

**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 17, 2022.** 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.

App# [G-12421](#)  
Permit Number G-11578  
County/Basin Deschutes / Deschutes (5)  
Applicant Name WILDHORSE MEADOWS LLC  
16900 ASPEN LAKES DR  
SISTERS, OR 97759  
Use AESTHETICS

App# [S-87564](#)  
Permit Number S-54741  
County/Basin Yamhill / Willamette (2)  
Applicant Name CARLTON NURSERY CO. LLC  
PO BOX 398  
DAYTON, OR 97114  
Use NURSERY USES

App# [R-87569](#)  
Permit Number R-14933  
County/Basin Yamhill / Willamette (2)  
Applicant Name No Name available  
No address available  
No city or state or zip available  
Use MULTIPLE PURPOSE

App# [G-16499](#)  
Permit Number G-16291  
County/Basin Clackamas / Willamette (2)  
Applicant Name SANDELIE GOLF CLUB INC.  
28333 SW MOUNTAIN RD  
WEST LINN, OR 97068  
Use IRRIGATION

App# [G-16500](#)  
Permit Number G-16292  
County/Basin Clackamas / Willamette (2)  
Applicant Name SANDELIE GOLF CLUB INC.  
28333 SW MOUNTAIN RD  
WEST LINN, OR 97068  
Use IRRIGATION

## 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 November 08, 2022.** Parties to the lease, including the Department, will review any such claims before the lease is finalized. The lease files are available for viewing at the Salem office of the Water Resources Department. If you have questions or comments please contact the Lease Specialist at 503-986-0898.

Lease#	<a href="#">IL-793</a>
Certificate	28182
Lessor	BARKLOW, ALBERT & KATHLEEN 54082 FISHTRAP ROAD MYRTLE POINT, OR 97458
Priority Date	01/28/1955
Source/Tributary To	FISHTRAP CREEK / COQUILLE RIVER
Priority Date	04/23/1990
Lease#	<a href="#">IL-1942</a>
Certificate	66052
Lessor	MURCHISON, ROB CITY OF TIGARD 13125 SW HALL BLVD TIGARD, OR 97223
Lessor	NUVOLINI, BOBBY TUALATIN VALLEY IRRIGATION DISTRICT 2330 ELM ST FOREST GROVE, OR 97116
Priority Date	04/28/1983
Source/Tributary To	TUALATIN RIVER / WILLAMETTE RIVER

## **Transfer Applications: Regular**

The holder of a water right may apply to permanently change an existing water use subject to transfer as defined in ORS 540.505(4). An application may involve any of the following changes: Point of diversion or appropriation; 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 November 17, 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-14106</a>
Water Right	Cert: 96379
County/Basin	Klamath / Klamath (14)
Applicant Name	BARNES, FRED RONALD 3875 LOWER KLAMATH LAKE RD KLAMATH FALLS, OR 97603
Proposed Change	ADDITIONAL POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > LOST RIVER BASIN / 40.00S 9.00E 34 SENE
Use/Quantity	INDUSTRIAL/MANUFACTURING USES / 0.890 CFS
Priority Date	04/02/1997

## 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 **2022-006**  
County Jackson  
Certificate 89373  
Priority Date AUGUST 21, 1915  
Name EAGLE POINT IRRIGATION DISTRICT  
Address PO BOX 157  
EAGLE POINT, OR 97524  
Use IRRIGATION  
Source BIG BUTTE CR > ROGUE R  
Acres: 1.20  
Authorized POU: T35S R1W 22 NESW  
Proposed POU: T35S R1W 22 NESW

Notice **2022-023**  
County Deschutes  
Certificate 94956, 76714  
Priority Date 10/31/1900; 12/2/1907; 2/28/1913  
Name CENTRAL OREGON IRRIGATION DISTRICT  
Address 1055 S.W. LAKE CT  
REDMOND, OR 97756  
Use IRRIGATION; SUPPLEMENTAL IRRIGATION  
Source DESCHUTES R > COLUMBIA R  
CRANE PRAIRIE RES > DESCHUTES  
Acres: 0.92  
Authorized POU: T14S R13E 09 SENW  
Proposed POU: T14S R13E 09 SENW

Notice **2022-024**  
County Deschutes  
Certificate 94956, 76714  
Priority Date 10/31/1900; 12/2/1907; 2/28/1913  
Name CENTRAL OREGON IRRIGATION DISTRICT  
Address 1055 S.W. LAKE CT  
REDMOND, OR 97756  
Use IRRIGATION; SUPPLEMENTAL IRRIGATION  
Source DESCHUTES R > COLUMBIA R  
CRANE PRAIRIE RES > DESCHUTES  
Acres: 0.28  
Authorized POU: T17S R13E 19 SWSE  
Proposed POU: T17S R13E 19 SWSE

## 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# [96692](#)  
App: S-88099  
County/Basin Douglas / Umpqua (16)  
Applicant Name KYLIX VINEYARDS OREGON LLC  
Priority Date 06/18/2015  
Issue Date 10/14/2022

Cert# [96693](#)  
App: S-88143  
County/Basin Douglas / Umpqua (16)  
Applicant Name KYLIX VINEYARDS OREGON LLC  
Priority Date 11/05/2015  
Issue Date 10/14/2022

Cert# [96695](#)  
App: S-88144  
County/Basin Douglas / Umpqua (16)  
Applicant Name KYLIX VINEYARDS OREGON LLC  
Priority Date 11/05/2015  
Issue Date 10/14/2022

Cert# [96694](#)  
App: S-88208  
County/Basin Douglas / Umpqua (16)  
Applicant Name KYLIX VINEYARDS OREGON LLC  
Priority Date 04/13/2016  
Issue Date 10/14/2022

## **Notice of Draft Proposed Final Orders to Reauthorize Minor Hydroelectric Project**

The Department seeks public comments, on the following Draft Proposed Final Orders to reauthorize minor hydroelectric projects. Comments must be submitted within 60 days of publication of this notice.

The application and Draft Proposed Final Order/Draft Certificate may 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 document's, please contact Craig Kohanek at 503-986-0823. A copying fee will be assessed as allowed in ORS Chapter 536.050(1)(e). **Comments must be received by the Oregon Water Resources Department by 5:00 pm, December 16, 2022.**

Application:	HE 314
Applicant:	Caldera/Blue Lake Properties
Amount of water:	24.8 cubic feet per second (cfs)
Source of water:	Link Creek, tributary to Suttle Lake
Points of Diversion:	SW¼ NE 1/4, Section 27, Township 13 South, Range 8 East, W.M.
Place of Use:	SW¼ NE 1/4, Section 27, Township 13 South, Range 5 East, W.M.
Purpose:	Supplemental power for Camp Caldera
Power developed:	Up to 18.8 Theoretical horsepower

The Oregon Water Resource Department (OWRD) requests that parties interested in providing comments on the Draft Proposed Final Order/Draft Certificate and participating in the reauthorization process, contact Craig Kohanek at 503-986-0823 or [Ron.c.kohanek@oregon.gov](mailto:Ron.c.kohanek@oregon.gov) Copies of this application are available upon request.

## **Proposed Final Order and Draft Certificate For A Minor Hydroelectric Project**

The Oregon Water Resources Department seeks public comments, protests and/or requests for standing on the following proposed final order for a new minor hydroelectric project in Douglas County. Comments, protests or requests for standing must be submitted within 60 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 Craig Kohanek (503) 979-3185 or [ron.c.kohanek@oregon.gov](mailto:ron.c.kohanek@oregon.gov) A copying fee will be assessed as allowed in ORS Chapter 536.050(1)(e).

Application:	<b>HE 620</b>
Applicant:	Kent Kerns
Address:	45298 Pocahontas Road
Amount of water:	0.11 cubic feet per second,
Source of water:	Willow Creek, tributary to Powder River
Location of the Points of Diversion:	SW ¼ NE ¼ of Section 4, Township 8 South, Range 38 East, W.M., Baker County
Place of Use:	SE ¼ NW ¼ of Section 3, Township 8 South, Range 38 East, W.M., Baker County
Power developed:	3.79 Theoretical horsepower for onsite use.

**Comments, Protests and Requests for Standing are Due December 16, 2022.**



# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

## PUBLIC NOTICE OF WATER USE REQUESTS

October 18, 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.