

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
October 25, 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*

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.
- * **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 Applications: Permit Amendments**
Requests to amend permits.
- * **Water Management and Conservation Plans**
Water management and conservation plans submitted by municipalities and agricultural water suppliers under provisions of OAR Chapter 690, Division 86.
- * **Certificate Issuance**
Included in this section is a listing of recently issued water right certificates.

The Public Notice is published each week on the Department's web site at 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.

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

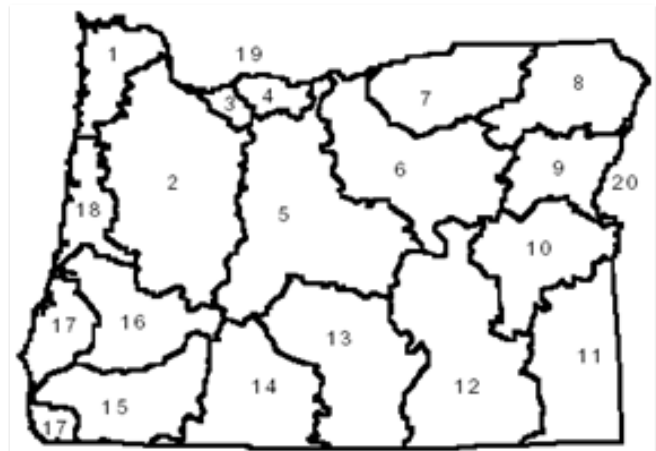
Unit of measure:

- 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, November 24, 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 09, 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#	R-89122
County/Basin	Wheeler / John Day (6)
Applicant Name	LONG, TERRY PO BOX 145 MITCHELL, OR 97750
Sources/TRSQ40Q160	A WELL > BEAR CREEK / 11.00S 20.00E 10 SESE A WELL > BEAR CREEK / 11.00S 20.00E 15 SWNE A WELL > BEAR CREEK / 11.00S 20.00E 15 NWSE A WELL > BEAR CREEK / 11.00S 20.00E 22 NWNW
Use/Quantity	STORAGE / 24.250 AF
Priority Date	05/20/2021
Stage/Status	IR / PROPOSE TO DENY
App#	G-19142
County/Basin	Wheeler / John Day (6)
Applicant Name	LONG, TERRY PO BOX 145 MITCHELL, OR 97750
Sources/TRSQ40Q160	A WELL > BEAR CREEK / 11.00S 20.00E 10 SESE A WELL > BEAR CREEK / 11.00S 20.00E 15 SWNE A WELL > BEAR CREEK / 11.00S 20.00E 15 NWSE A WELL > BEAR CREEK / 11.00S 20.00E 22 NWNW
Use/Quantity	STORAGE / 24.250 AF
Priority Date	05/20/2021
Stage/Status	IR / PROPOSE TO APPROVE
App#	G-19176
County/Basin	Benton / Willamette (2)
Applicant Name	THE DENISON-KERLE LIVING TRUST DATED 4/18/2019 DENISON, TOM 37043 BELDON CREEK RD CORVALLIS, OR 97330
Sources/TRSQ40Q160	A WELL > WILLAMETTE RIVER / 11.00S 4.00W 19 SWSW
Use/Quantity	NURSERY USES / 0.089 CFS
Priority Date	06/29/2021
Stage/Status	IR / PROPOSE TO DENY
App#	S-89259
County/Basin	Gilliam, Morrow, Umatilla / Umatilla (7)
Applicant Name	MADISON, JAKE 29299 MADISON RD ECHO, OR 97826
Sources/TRSQ40Q160	MID-COLUMBIA WATER COMMISSION PO BOX 47 BOARDMAN, OR 97818 COLUMBIA RIVER > PACIFIC OCEAN / 4.00N 25.00E 2 NENW COLUMBIA RIVER > PACIFIC OCEAN / 5.00N 25.00E 35 SWSE COLUMBIA RIVER > PACIFIC OCEAN / 5.00N 27.00E 13 NWSW COLUMBIA RIVER > PACIFIC OCEAN / 5.00N 30.00E 8 NENW COLUMBIA RIVER > PACIFIC OCEAN / 5.00N 30.00E 8 SWNW COLUMBIA RIVER > PACIFIC OCEAN / 5.00N 30.00E 7 SESW COLUMBIA RIVER > PACIFIC OCEAN / 4.00N 22.00E 36 NWSE
Use/Quantity	IRRIGATION / 152.99960 CFS
Priority Date	08/12/2022
Stage/Status	IR / PROPOSE TO APPROVE

App# [S-89258](#)
County/Basin Gilliam, Morrow, Umatilla / Umatilla (7)
Applicant Name MADISON, JAKE
29299 MADISON RD
ECHO, OR 97826

MID-COLUMBIA WATER COMMISSION
PO BOX 47
BOARDMAN, OR 97818
Sources/TRSQ40Q160 COLUMBIA RIVER > PACIFIC OCEAN / 4.00N 25.00E 2 NENW
COLUMBIA RIVER > PACIFIC OCEAN / 5.00N 25.00E 35 SWSE
COLUMBIA RIVER > PACIFIC OCEAN / 5.00N 27.00E 13 NWSW
COLUMBIA RIVER > PACIFIC OCEAN / 5.00N 30.00E 8 NENW
COLUMBIA RIVER > PACIFIC OCEAN / 5.00N 30.00E 8 SWNW
COLUMBIA RIVER > PACIFIC OCEAN / 5.00N 30.00E 7 SESW
COLUMBIA RIVER > PACIFIC OCEAN / 5.00N 27.00E 13 NWSW
COLUMBIA RIVER > PACIFIC OCEAN / 4.00N 22.00E 36 NWSE
Use/Quantity IRRIGATION / 26.99970 CFS
Priority Date 08/12/2022
Stage/Status IR / PROPOSE TO APPROVE

App# [R-89268](#)
County/Basin Wheeler / John Day (6)
Applicant Name TWO BROTHERS RANCH LLC
CORNELL, ANDREW
61583 HOSMER LAKE DR
BEND, OR 97702
Sources/TRSQ40Q160 RUNOFF > BRIDGE CREEK / 11.00S 22.00E 26 SESW
KEYES CREEK > BRIDGE CREEK / 11.00S 22.00E 26 SESW
Use/Quantity FISH CULTURE / 4.550 AF
AESTHETICS / 4.550 AF
Priority Date 09/08/2022
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#	LL-1912
County/Basin	Washington / Willamette (2)
Applicant Name	CITY OF BEAVERTON 12725 SW MILIKAN WAY BEAVERTON, OR 97005
Issue Date	10/20/2022
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 December 24, 2022.

App# [R-89278](#)
County/Basin Clackamas / Willamette (2)
Applicant Name T AND K SESTER FAMILY LLC
ATTN: TED SESTER
24200 SE HWY 212
DAMASCUS, OR 97089
Sources/TRSQ40Q160 RUNOFF > NOYER CREEK / 2.00S 3.00E 10 NENE
Use/Quantity MULTIPLE PURPOSE / 50.000 AF
Priority Date 10/13/2022

App# [R-89280](#)
County/Basin Clackamas / Willamette (2)
Applicant Name T AND K SESTER FAMILY LLC
ATTN: TED SESTER
24200 SE HWY 212
DAMASCUS, OR 97089
Sources/TRSQ40Q160 RUNOFF > NOYER CREEK / 2.00S 3.00E 10 SWSE
NOYER CREEK > DEEP CREEK / 2.00S 3.00E 11 SWSW
Use/Quantity MULTIPLE PURPOSE / 13.750 AF
MULTIPLE PURPOSE / 13.750 AF
Priority Date 10/13/2022

App# [R-89277](#)
County/Basin Clackamas / Willamette (2)
Applicant Name T AND K SESTER FAMILY LLC
ATTN: TED SESTER
24200 SE HWY 212
DAMASCUS, OR 97089
Sources/TRSQ40Q160 RUNOFF > NOYER CREEK / 2.00S 3.00E 10 SWSE
NOYER CREEK > DEEP CREEK / 2.00S 3.00E 11 SWSW
Use/Quantity MULTIPLE PURPOSE / 27.500 AF
MULTIPLE PURPOSE / 27.500 AF
Priority Date 10/13/2022

App# [R-89279](#)
County/Basin Clackamas / Willamette (2)
Applicant Name RESSLER, THEODORE
SUMMIT WATER RESOURCES LLC
PO BOX 11268
PORTLAND, OR 97211
Sources/TRSQ40Q160 RUNOFF > NOYER CREEK / 2.00S 3.00E 10 SWSE
NOYER CREEK > DEEP CREEK / 2.00S 3.00E 11 SWSW
Use/Quantity MULTIPLE PURPOSE / 15.000 AF
Priority Date 10/13/2022

App# [R-89281](#)
County/Basin Clackamas / Willamette (2)
Applicant Name T AND K SESTER FAMILY LLC
ATTN: TED SESTER
24200 SE HWY 212
DAMASCUS, OR 97089
Sources/TRSQ40Q160 RUNOFF > NOYER CREEK / 2.00S 3.00E 10 NWSE
NOYER CREEK > DEEP CREEK / 2.00S 3.00E 11 SWSW
Use/Quantity MULTIPLE PURPOSE / 18.750 AF
Priority Date 10/13/2022

App# [R-89282](#)
County/Basin Yamhill / Willamette (2)
Applicant Name QUANDARY VINEYARDS LLC
ATTN: DONALD LEIDY
17050 SNOWCREEK LN
MORRISON, CO 80465
Sources/TRSQ40Q160 RUNOFF > ROWLAND CREEK / 2.00S 4.00W 32 NENE
Use/Quantity MULTIPLE PURPOSE / 9.000 AF
Priority Date 10/14/2022

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 \$35. (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 watermaster district office.

Extension of Time Public Notice and Comment Procedures

Written comments on or written protests against a PFO must be submitted on or before December 09, 2022. There is no fee for submission of comments. The protest filing fee is \$480 for the applicant and \$950 for non-applicants. Detailed requirements for filing a protest will be sent with copies of the PFO.

App#	G-16473
Permit#	G-16035
County/Basin	Clackamas / Willamette (2)
Applicant Name	RICKEL, BOBBY DANIEL PO BOX 598 ESTACADA, OR 97023
Sources/TRSQ40Q160 Use/Quantity	A WELL > SALING CREEK / 3.00S 4.00E 15 SWNE NURSERY USES / 0.073 CFS

App#	G-15495
Permit#	G-15405
County/Basin	Klamath / Klamath (14)
Applicant Name	DUNCAN, CRISS PO BOX 64 MALIN, OR 97632
	WILLIAM BOWMAN REVOCABLE LIVING TRUST 26112 PAYGR RD MALIN, OR 97632
Sources/TRSQ40Q160 Use/Quantity	A WELL > LOST RIVER / 40.00S 11.00E 36 NESE SUPPLEMENTAL IRRIGATION / 2.150 CFS

App# [G-16976](#)
Permit# G-16766
County/Basin Crook / Deschutes (5)
Applicant Name FOSS, C B.
PO BOX 395
TERREBONNE, OR 97760

FOSS, JOY
48112 SE VAN LAKE RD
PRINEVILLE, OR 97754
Sources/TRSQ40Q160 A WELL > DRY LAKE / 20.00S 20.00E 3 SESE
Use/Quantity IRRIGATION / 0.670 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 November 24, 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	T-14108
Water Right	Cert: 96333
County/Basin	Tillamook / North Coast (1)
Applicant Name	BEAVER WATER DISTRICT PO BOX 306 BEAVER, OR 97112
Proposed Change	PLACE OF USE, USE
Sources/TRSQ40Q160	BEAVER CREEK > NESTUCCA RIVER / 3.00S 9.00W 30 NESE
Use/Quantity	MUNICIPAL USES / 0.330 CFS
Priority Date	10/13/1981

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	T-14107
Water Right	Permit: G-17787
County/Basin	Clackamas / Willamette (2)
Applicant Name	KETCH DE KANTER, KEITH 15868 NE EILERS RD AURORA, OR 97002
Proposed Change	POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > WILLAMETTE RIVER BASIN / 3.00S 1.00E 19 SENW A WELL > WILLAMETTE RIVER BASIN / 3.00S 1.00E 19 NENW
Use/Quantity	NURSERY USES / 0.098 CFS
Priority Date	09/09/2003

Water Management and Conservation Plans

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

Any person may review and comment on a draft plan on or before November 24, 2022.

The plans may be viewed electronically at [WMCP Public Notice](#). Comments must cite specific provisions of concern in the draft plan, describe how each of the provisions cited do or do not satisfy the requirements of OAR Chapter 690, Division 086, suggest any modification in each provision that would be necessary to satisfy the relevant requirement, and include information to support any suggested modifications.

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

Warm Springs Irrigation District (Agricultural)

Neskowin Regional Water District (Municipal)

Ochoco Irrigation District (Agricultural)

City of Fairview (Municipal)

City of Gearhart (Municipal)

To review any of the above plan(s) or to provide comments on the plan(s), contact Tamera Smith at 458-253-0597 or 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# [96711](#)
App: S-88468
County/Basin Lane / Willamette (2)
Applicant Name BLAZE, MARK
BLAZE, SALLY
Priority Date 10/16/2017
Issue Date 10/21/2022

Cert# [96685](#)
App: R-88298
County/Basin Douglas / Umpqua (16)
Applicant Name CALAPOOYA COVEY LLC
Priority Date 10/11/2016
Issue Date 10/21/2022

Cert# [96713](#)
App: G-16882
County/Basin Linn / Willamette (2)
Applicant Name LAFOLLETTE, VANESSA
LAFOLLETTE, BRENT
Priority Date 06/28/2007
Issue Date 10/21/2022

Cert# [96715](#)
Xfer: T-5531
County/Basin Lake / Goose & Summer Lake (13)
Applicant Name OSTER, ELOISE
OSTER, HARLAN F.
Priority Date 09/25/1975
Issue Date 10/21/2022

Cert# [96678](#)
App: S-87972
County/Basin Wallowa / Grande Ronde (8)
Applicant Name PATTON, KAREN
PATTON, KARL
Priority Date 04/17/2014
Issue Date 10/21/2022

Cert# [96699](#)
Xfer: T-12138
County/Basin Harney / Malheur Lake (12)
Applicant Name PHASE 3 FARMS INC.
V DASH CATTLE CO.
Priority Date 05/05/1955
Issue Date 10/21/2022

Cert# [96700](#)
Xfer: T-12138
County/Basin Harney / Malheur Lake (12)
Applicant Name PHASE 3 FARMS INC.
V DASH CATTLE CO.
Priority Date 05/17/1971
Issue Date 10/21/2022

Cert# [96701](#)
Xfer: T-12138
County/Basin Harney / Malheur Lake (12)
Applicant Name PHASE 3 FARMS INC.
V DASH CATTLE CO.
Priority Date 04/07/1981
Issue Date 10/21/2022

Cert# [96702](#)
Xfer: T-12138
County/Basin Harney / Malheur Lake (12)
Applicant Name PHASE 3 FARMS INC.
V DASH CATTLE CO.
Priority Date 04/29/1955
Issue Date 10/21/2022

Cert# [96712](#)
App: G-15207
County/Basin Umatilla / Umatilla (7)
Applicant Name SYMIONOW, PETE
SYMIONOW, HELEN
Priority Date 09/01/2000
Issue Date 10/21/2022

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS

October 25, 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:

* 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.