

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS  
December 20, 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.
- \* **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.)
- \* **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.
- \* **Ground Water Registration Modifications**  
Applications requesting Department recognition of changes in point of appropriation, place of use and character of use under a ground water certificate of registration.
- \* **Certificate Issuance**  
Included in this section is a listing of recently issued water right certificates.
- \* **HE 556 Notice of Intent to Reauthorize Minor Hydro**

\* **HE 314** Proposed Final Order and Draft Certificate

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**

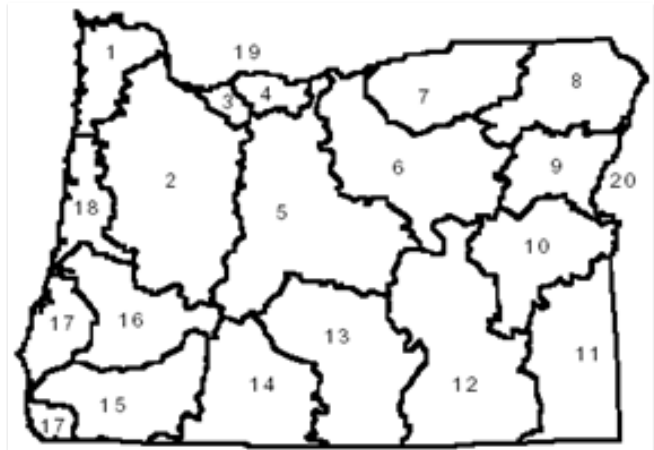
Unit of measure:

- 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, January 19, 2023.** 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, February 03, 2023.**

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# [S-89165](#)  
County/Basin Benton / Willamette (2)  
Applicant Name NEXT GENERATION NURSERY  
ATTN: KAREN OSOVSKY  
ATTN: ZACH KRICK  
38145 ALEXANDER RD  
PHILOMATH, OR 97370  
Sources/TRSQ40Q160 LUCKIAMUTE RIVER > WILLAMETTE RIVER / 10.00S 6.00W 30 NWSE  
Use/Quantity AGRICULTURE USES / 0.096 CFS  
Priority Date 08/26/2021  
Stage/Status IR / PROPOSE TO APPROVE

App# [G-19218](#)  
County/Basin Lake / Goose & Summer Lake (13)  
Applicant Name COLEMAN VALLEY RANCH LLC  
PO BOX 40  
ADEL, OR 97620  
Sources/TRSQ40Q160 A WELL > COLEMAN CREEK / 41.00S 25.00E 17 SENW  
Use/Quantity IRRIGATION / 2.000 CFS  
Priority Date 11/08/2021  
Stage/Status IR / PROPOSE TO APPROVE

App# [S-89295](#)  
County/Basin Lane / Middle Coast (18)  
Applicant Name HERBERT, BRUCE E.  
PENINSULA ROAD ASSOCIATION  
5666 PENINSULA RD  
FLORENCE, OR 97439  
Sources/TRSQ40Q160 A POND > UNNAMED CREEK / 19.00S 12.00W 14 NESE  
Use/Quantity DOMESTIC / 0.015 CFS  
Priority Date 11/10/2022  
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#	<a href="#">S-89183</a>
County/Basin	Yamhill / Willamette (2)
Applicant Name	APPASSIONATA VINEYARD PROPERTIES LLC ATTN : ROBBEN CLIFFORD 20501 S TRANQUILITY LANE OREGON CITY, OR 97045
Priority Date	11/17/2021
Issue Date	12/09/2022
Status	APPROVED

**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 January 19, 2023.** 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-16169](#)  
Permit Number G-15709  
County/Basin Union / Grande Ronde (8)  
Applicant Name TERRA MAGIC INC.  
PO BOX 3093  
LA GRANDE, OR 97850  
Sources/TRSQ40Q160 A WELL > GRANDE RONDE RIVER / 2.00S 39.00E 20 NESE  
Use/Quantity IRRIGATION / 4.000 CFS  
Proposed Completion Date 10/01/2032

App# [G-17129](#)  
Permit Number G-17025  
County/Basin Morrow / Umatilla (7)  
Applicant Name PAPINEAU, CURTIS  
PO BOX 583  
LEXINGTON, OR 97839  
Sources/TRSQ40Q160 A WELL > BLACKHORSE CANYON / 1.00S 25.00E 27 NWSE  
Use/Quantity IRRIGATION / 0.150 CFS  
Proposed Completion Date 10/01/2023

App# [S-88341](#)  
Permit Number S-55046  
County/Basin Douglas / Umpqua (16)  
Applicant Name KYLIX VINEYARDS OREGON LLC  
PO BOX 12958  
SAN LUIS OBISPO, CA 93406  
Sources/TRSQ40Q160 A RESERVOIR > BERRY CREEK / 29.00S 7.00W 20 NWNE  
LOOKINGGLASS CREEK > SOUTH UMPQUA RIVER / 28.00S 7.00W 27 NESW  
Use/Quantity IRRIGATION / 3.000 AF  
IRRIGATION / 0.000 AF  
Proposed Completion Date 10/01/2027

App# [G-18299](#)  
Permit Number G-17790  
County/Basin Clackamas / Willamette (2)  
Applicant Name TIPIKIN, ANNA & KIPRIAN  
31900 S DRYLAND RD  
MOLALLA, OR 97038  
Sources/TRSQ40Q160 A WELL > BEAR CREEK BASIN / 5.00S 1.00E 11 NWSE  
A WELL > BEAR CREEK BASIN / 5.00S 1.00E 11 NWSE  
Use/Quantity IRRIGATION / 0.337 CFS  
Proposed Completion Date 10/01/2024

**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 January 19, 2023.** 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#	<a href="#">S-84222</a>
Permit Number	S-54164
County/Basin	Harney / Malheur Lake (12)
Applicant Name	U.S. FISH AND WILDLIFE SERVICE 911 NE 11TH AVE PORTLAND, OR 97232-4181
Use	WILDLIFE ROAD CONSTRUCTION FISH CULTURE WILDLIFE ROAD CONSTRUCTION



## **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-14126</a>
Water Right	Permit: G-18221
County/Basin	Yamhill / Willamette (2)
Applicant Name	FULTIN FAMILY ENTERPRISES INC. 19370 OLD RIVER DR WEST LINN, OR 97068
Proposed Change	ADDITIONAL POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > MILLER CREEK BASIN / 4.00S 3.00W 9 SWNE
Use/Quantity	IRRIGATION / 0.310 CFS
Priority Date	01/26/2018

## 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 **2022-026**  
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 PRIMARY AND SUPPLEMENTAL IRRIGATION  
Source DESCHUTES R > COLUMBIA R  
CRANE PRAIRIE RES > DESCHUTES  
Acres: 0.50  
Authorized POU: T15S R13E 03 NWSW  
Proposed POU: T15S R13E 06 SENW

Notice **2022-027**  
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 PRIMARY AND SUPPLEMENTAL IRRIGATION  
Source DESCHUTES R > COLUMBIA R  
CRANE PRAIRIE RES > DESCHUTES  
Acres: 0.73  
Authorized POU: T17S R13E 21 NWSE  
Proposed POU: T17S R13E 21 NWSE

Notice **2022-028**  
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 PRIMARY AND SUPPLEMENTAL IRRIGATION  
Source DESCHUTES R > COLUMBIA R  
CRANE PRAIRIE RES > DESCHUTES  
Acres: 0.72  
Authorized POU: T15S R12E 25 NWNW  
Proposed POU: T15S R12E 25 NWNW

## **Transfer Applications: Ground Water Registration Modification**

The holder of a ground water certificate of registration may request that the Department recognize a change in point of appropriation, place of use or character of use under the ground water registration. Modifications of ground water registrations are authorized under ORS 537.610(4) and OAR Chapter 382.

The Department seeks public comment on the recently-filed applications for recognition of modifications in ground water registrations listed below. Any person may comment on an application for a ground water registration modification. Comments must be received by the Department on or before January 19, 2023. 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 recognized 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-14129</a>
Water Right	Claim: GR 1009
County/Basin	Lane / Willamette (2)
Applicant Name	BRYSON, ARLENE L. PO BOX 276 JUNCTION CITY, OR 97448
	BRYSON, ROBERT E. PO BOX 276 JUNCTION CITY, OR 97448
Proposed Change	ADDITIONAL POINT OF APPROPRIATION
Sources/TRSQ40Q160	WELL 3 > DODGE SLOUGH / 15.00S 4.00W 20 NENW
Use/Quantity	IRRIGATION / 0.535 CFS
Priority Date	01/15/1953

## 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# [96771](#)  
App: G-14202  
County/Basin Clackamas / Willamette (2)  
Applicant Name BIGEJ, JACK R.  
Priority Date 11/20/1995  
Issue Date 12/16/2022

Cert# [96726](#)  
App: S-55338  
County/Basin Lane / Willamette (2)  
Applicant Name CITY OF COTTAGE GROVE  
Priority Date 09/22/1977  
Issue Date 12/16/2022

Cert# [96775](#)  
Xfer: T-9091  
County/Basin Sherman / Deschutes (5)  
Applicant Name CITY OF RUFUS  
Priority Date 03/01/1956  
Issue Date 12/16/2022

Cert# [96776](#)  
Xfer: T-9091  
County/Basin Sherman / Deschutes (5)  
Applicant Name CITY OF RUFUS  
Priority Date 10/29/1962  
Issue Date 12/16/2022

Cert# [96777](#)  
Xfer: T-9091  
County/Basin Sherman / Deschutes (5)  
Applicant Name CITY OF RUFUS  
Priority Date 04/14/1987  
Issue Date 12/16/2022

Cert# [96130](#)  
App: G-13002  
County/Basin Lane / Willamette (2)  
Applicant Name EDWARDS, LORENCE R.  
Priority Date 06/24/1992  
Issue Date 12/16/2022

Cert# [96131](#)  
App: G-13003  
County/Basin Lane / Willamette (2)  
Applicant Name EDWARDS, LORENCE R.  
Priority Date 06/24/1992  
Issue Date 12/16/2022

Cert# [96768](#)  
App: G-18799  
County/Basin Deschutes / Deschutes (5)  
Applicant Name OREGON DEPARTMENT OF TRANSPORTATION  
Priority Date 03/11/2019  
Issue Date 12/16/2022

Cert# [96778](#)  
App: G-17677  
County/Basin Harney / Malheur Lake (12)  
Applicant Name PEILA, WILLIAM S.  
PEILA, LORI  
Priority Date 05/28/2013  
Issue Date 12/16/2022

Cert# [96770](#)  
Xfer: T-13301  
County/Basin Linn / Willamette (2)  
Applicant Name POND, ERIC M.  
POND, LAURA R.  
Priority Date 11/08/1962  
Issue Date 12/16/2022

Cert# [96787](#)  
App: S-86636  
County/Basin Lane / Middle Coast (18)  
Applicant Name SUTTON, AHNORRAH-ROSE  
Priority Date 07/10/2006  
Issue Date 12/16/2022

**Notice of Intent to Reauthorize:**

Name: Richard Jones  
County: Douglas  
Basin: Umpqua  
Stream: Unnamed stream, tributary to Cow Creek  
Application Number: HE 556  
State Expiration Date: September 7, 2024  
Project Description: A minor hydroelectric project using a combined 0.134 cubic feet to generate up to 3.6 theoretical horsepower for onsite hydroelectric use.  
Powerhouse location: Township 32 South, Range 5 West, Section 14 NE ¼ of the NW1/4.

To provide comments or receive future notices about the application and to participate in the reauthorization process, please contact Craig Kohanek at [Ron.c.kohanek@water.oregon.gov](mailto:Ron.c.kohanek@water.oregon.gov) or mail him at 725 Summer Street NE, Suite A, Salem, OR 97301-1266.

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

The Department seeks public comments, on the following Proposed Final Orders to reauthorize a minor hydroelectric project. Comments, protests, and/or requests for standing must be submitted within 45 days of publication of this notice.

The Proposed Final Orders and 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 documents, please contact Craig Kohanek at 503-979-3185. A copying fee will be assessed as allowed in ORS Chapter 536.050(1)(e).

**Comments, protests, or requests for standing must be received by the Oregon Water Resources Department by 5:00 pm, February 3, 2023.**

Application:	<b>HE 314</b>
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, submitting a protest or a request for standing on the 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) or send your documents to his attention.

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
December 20, 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.