

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS  
January 3, 2023

*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.
- \* **Expedited Secondary Applications to Use Stored Water**  
Applications to use stored water exclusively, filed under a simplified review process.
- \* **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](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**

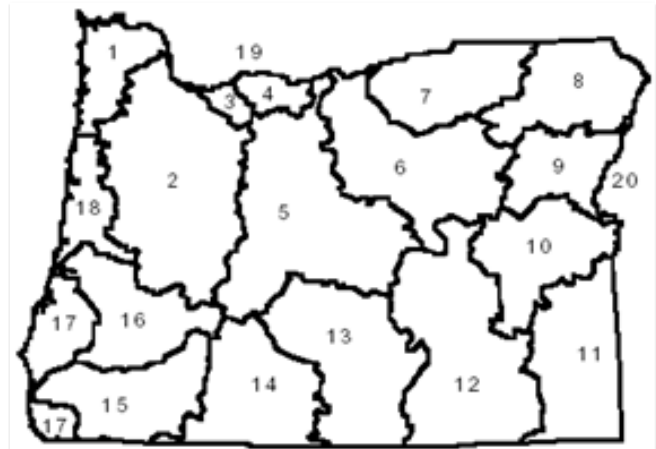
Unit of measure:

- 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, February 02, 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 17, 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#	<a href="#">S-89297</a>
County/Basin	Douglas / Umpqua (16)
Applicant Name	DIEHL, ERIK J. PO BOX 207 GALLADIN GATEWAY, MT 59730
Sources/TRSQ40Q160	A SPRING > UNNAMED STREAM / 23.00S 9.00W 19 SWSW
Use/Quantity	DOMESTIC EXPANDED / 0.004 CFS
Priority Date	11/17/2022
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# [R-88156](#)  
County/Basin Crook / Deschutes (5)  
Applicant Name WILLIAMS, BOB  
2543 NE SUNSET VIEW LANE  
PRINEVILLE, OR 97754  
Priority Date 12/17/2015  
Issue Date 12/30/2022  
Status WITHDRAWN

App# [R-88157](#)  
County/Basin Crook / Deschutes (5)  
Applicant Name WILLIAMS, BOB  
2543 NE SUNSET VIEW LANE  
PRINEVILLE, OR 97754  
Priority Date 12/17/2015  
Issue Date 12/30/2022  
Status WITHDRAWN

App# [R-88384](#)  
County/Basin Crook / Deschutes (5)  
Applicant Name WILLIAMS, BOB  
2543 NE SUNSET VIEW LANE  
PRINEVILLE, OR 97754

WILLIAMS, BOB  
3672 SW JUNIPER CANYON RD  
PRINEVILLE, OR 97754  
Priority Date 04/06/2017  
Issue Date 12/30/2022  
Status WITHDRAWN

App# [R-88385](#)  
County/Basin Crook / Deschutes (5)  
Applicant Name WILLIAMS, BOB  
2543 NE SUNSET VIEW LANE  
PRINEVILLE, OR 97754

WILLIAMS, BOB  
3672 SW JUNIPER CANYON RD  
PRINEVILLE, OR 97754  
Priority Date 04/06/2017  
Issue Date 12/30/2022  
Status WITHDRAWN

App# [R-88386](#)  
County/Basin Crook / Deschutes (5)  
Applicant Name WILLIAMS, BOB  
2543 NE SUNSET VIEW LANE  
PRINEVILLE, OR 97754

WILLIAMS, BOB  
3672 SW JUNIPER CANYON RD  
PRINEVILLE, OR 97754

Priority Date 04/06/2017  
Issue Date 12/30/2022  
Status WITHDRAWN

App# [R-89197](#)  
County/Basin Yamhill / Willamette (2)  
Applicant Name SLEGGERS LAND AND CATTLE LLC  
18345 SE NICHOLS RD  
DAYTON, OR 97114

Priority Date 12/23/2021  
Issue Date 12/23/2022  
Status APPROVED

App# [R-89198](#)  
County/Basin Yamhill / Willamette (2)  
Applicant Name SLEGGERS LAND AND CATTLE LLC  
18345 SE NICHOLS RD  
DAYTON, OR 97114

Priority Date 12/23/2021  
Issue Date 12/23/2022  
Status APPROVED

App# [R-89199](#)  
County/Basin Yamhill / Willamette (2)  
Applicant Name SLEGGERS LAND AND CATTLE LLC  
18345 SE NICHOLS RD  
DAYTON, OR 97114

Priority Date 12/23/2021  
Issue Date 12/23/2022  
Status APPROVED

App# [S-89149](#)  
County/Basin Linn / Willamette (2)  
Applicant Name PAUL E NOFZIGER REVOCABLE LIVING TRUST  
38737 CONSER RD NE  
ALBANY, OR 97321

Priority Date 03/11/1993  
Issue Date 12/23/2022  
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 March 04, 2023.**

App#	<a href="#">R-89255</a>
County/Basin	Grant / John Day (6)
Applicant Name	KEE, JEFFREY 13642 NW RIVERVIEW DR PORTLAND, OR 97231
Sources/TRSQ40Q160	A SPRING > EAST BOLOGNA CREEK /
Use/Quantity	MULTIPLE PURPOSE / 9.000 AF
Priority Date	07/29/2022

## **Expedited Secondary Applications Under HB 2178 (2005)**

For expedited secondary applications to use exclusively stored water filed under HB 2178, the public is invited to comment within 30 days of this notice, by **February 02, 2023**. The expedited secondary applications listed below have been filed recently. Any person may raise public interest issues regarding these applications. If public interest issues are raised, the Department may move the application to the standard process and review the application pursuant to ORS 537.153, and issue a Proposed Final Order. If no public issues are raised, the Department may issue a final order and permit without further prior notice.

Comments must identify the specific public interest under ORS 537.170(8) that would be impaired or detrimentally affected by the proposed use, and specifically how the identified public interest would be affected.

POD 1 is the location of the stored water. POD 2 and any additional points are the diversion point(s).

App#	<a href="#">S-89305</a>
County/Basin	Josephine / Rogue (15)
Applicant Name	STONE, BARRY J. 1212 GREEN TREE LOOP GRANTS PASS, OR 97527
Sources/TRSQ40Q160	LOST CREEK RESERVOIR > ROGUE RIVER / 33.00S 1.00E 26 SWNW ROGUE RIVER > PACIFIC OCEAN / 35.00S 7.00W 14 SENW
Use/Quantity	IRRIGATION / 12.000 AF IRRIGATION / 0.000 AF
Priority Date	12/21/2022



## 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# [96807](#)  
Xfer: T-13617  
County/Basin Harney / Malheur Lake (12)  
Applicant Name BOWYER PECK RANCHES LLC  
Priority Date 12/05/2000  
Issue Date 12/30/2022

Cert# [96791](#)  
Xfer: T-4882  
County/Basin Jackson / Rogue (15)  
Applicant Name DENNY, JIMMY LEE  
DENNY, JUDY E.  
Priority Date 08/18/1947  
Issue Date 12/30/2022

Cert# [96801](#)  
App: S-88019  
County/Basin Douglas / Umpqua (16)  
Applicant Name FISCHER, ROBERT  
Priority Date 10/08/2014  
Issue Date 12/30/2022

Cert# [96792](#)  
Xfer: T-5170  
County/Basin Jackson / Rogue (15)  
Applicant Name HARBISON, STEPHEN  
Priority Date 08/18/1947  
Issue Date 12/30/2022

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**PUBLIC NOTICE OF WATER USE REQUESTS**  
January 3, 2023

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.