OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS January 10, 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

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.
- * 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: District Permanent for Non-Use ORS 540.574

 Petitions requesting permanent changes in place(s) of use within a district's boundary for Non-Use over a period of four successive irrigation seasons.
- * 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 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.

* Conversion of Hydroelctric Water Right Instream

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: GroundwaterR: ReservoirS: Surface waterI: Instream

LL: Limited License

County/Basin (See Map)
Applicant Name
Applicant Address
Sources/TRSQ40Q160
Use/Quantity

T: Transfer

Unit of measure:

CFS: Cubic feet per second GPM: Gallons per minute

AF: Acre-feet

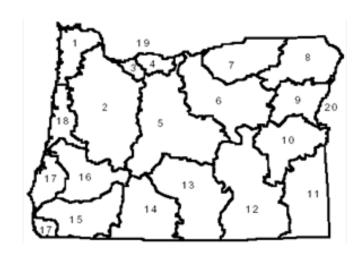
Priority Date Stage/Status

GD:

IR: Initial Review

Group domestic

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	IL:	Irrigation with livestock	PW:	Power
nor	n-commercial lawn & garden	IM:	Industrial or manufacturing	QM:	Quasi-municipal
DO:	Domestic	IR:	Irrigation	RC:	Recreation
DS:	Domestic & stock	IS:	Irrigation, supplemental	RW:	Road construction
FI:	Fish	LV:	Livestock	TC:	Temperature control
FP:	Fire protection	LW:	Livestock & wildlife	WI:	Wildlife
FW:	Fish & wildlife	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 09, 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 24, 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# <u>S-89195</u>

County/Basin Douglas / Umpqua (16)
Applicant Name COURON FAMILY TRUST

121 MELTON RD ROSEBURG, OR 97470

Sources/TRSQ40Q160 NORTH UMPQUA RIVER > UMPQUA RIVER / 26.00S 4.00W 17 NWNW

Use/Quantity DOMESTIC EXPANDED / 0.010 CFS

Priority Date 12/27/2021

Stage/Status PFO / 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# R-88156

Crook / Deschutes (5) County/Basin **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) WILLIAMS, BOB **Applicant Name**

2543 NE SUNSET VIEW LANE

PRINEVILLE, OR 97754

Priority Date 12/17/2015 Issue Date 12/30/2022 WITHDRAWN Status

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

Crook / Deschutes (5) County/Basin **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# <u>R-88386</u>

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# <u>R-88878</u>

County/Basin Baker / Powder (9)
Applicant Name HECKERMAN, JOLENE

983 SERENA DR PACIFICA, CA 94044

Priority Date 10/05/2020 Issue Date 01/06/2023 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 February 09, 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-15750
Permit Number G-15574

County/Basin Yamhill / Willamette (2)
Applicant Name HEILMAN JR, ROBERT & SHERI

2343 KINGS RD DR LARGO, FL 33774

Sources/TRSQ40Q160 A WELL > HAWN CREEK / 3.00S 3.00W 30 SWSW

Use/Quantity IRRIGATION / 0.089 CFS

Proposed Completion Date10/01/2027

App# G-17517
Permit Number G-16985

County/Basin Yamhill / Willamette (2)

Applicant Name HIDDEN MEADOWS HOMEOWNERS ASSOCIATION

HOOPES, C/O MARGARET 9600 NE MEADOW LOOP RD NEWBERG, OR 97132

Sources/TRSQ40Q160 A WELL > CHEHALEM CREEK / 3.00S 2.00W 19 SESW

Use/Quantity DOMESTIC / 0.050 CFS

Proposed Completion Date10/01/2024

App# G-17624
Permit Number G-17113

County/Basin Clackamas / Willamette (2)
Applicant Name SATRUM, GORDON
WILLAMETTE EGG FARMS

31348 S HWY 170 CANBY, OR 97013

Sources/TRSQ40Q160 A WELL > BEAR CREEK / 5.00S 1.00E 11 NWSW

Use/Quantity AGRICULTURE USES / 0.330 CFS

Proposed Completion Date10/01/2025

App# <u>S-88130</u> Permit Number S-55000

County/Basin Clackamas / Willamette (2)

Applicant Name CHILDS, JOHN 10400 SE 282ND AVE BORING, OR 97009

Sources/TRSQ40Q160 A RESERVOIR > BEAVER CREEK / 3.00S 2.00E 27 NWSE

Use/Quantity SUPPLEMENTAL IRRIGATION / 16.000 AF

Proposed Completion Date10/01/2024

App# <u>G-18122</u> Permit Number G-17699

County/Basin Clackamas / Willamette (2)

Applicant Name CHILDS, JOHN

10400 SE 282ND AVE BORING, OR 97009

Sources/TRSQ40Q160 A WELL > BEAVER CREEK BASIN / 3.00S 2.00E 27 NWSE

A WELL > BEAVER CREEK BASIN / 3.00S 2.00E 27 NESW

A WELL > BEAVER CREEK BASIN / 3.00S 2.00E 27 SESW

Use/Quantity SUPPLEMENTAL IRRIGATION / 0.198 CFS

Proposed Completion Date10/01/2026

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 February 24, 2023. 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.

1.) OAR-690-315

G-18313 #qqA Permit# 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 / 0.009 CFS

App# G-18314 Permit# 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

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 **February 09, 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 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-14137
Water Right Cert: 47838

County/Basin Marion / Willamette (2)
Applicant Name BOUNTIFUL FARMS NURSERY;
TODD NELSON FAMILY LLC;
BLAKE NELSON FAMILY LLC;

BEARE NELSON FAMILY LLC; BRENT NELSON FAMILY LLC 17280 BOONES FERRY RD NE WOODBURN, OR 97071

Proposed Change ADDITIONAL POINT OF APPROPRIATION

Sources/TRSQ40Q160 A WELL > PUDDING RIVER / 5.00S 1.00W 6 NWNE

Use/Quantity IRRIGATION / 0.780 CFS

Priority Date 01/19/1973

Transfer T-14138
Water Right Cert: 56530

County/Basin Marion / Willamette (2)

Applicant Name KAYA, ANDREY

19965 BUTTEVILLE RD HUBBARD, OR 97032

Proposed Change ADDITIONAL POINT OF APPROPRIATION

Sources/TRSQ40Q160 A WELL > SENECAL RIVER / 4.00S 1.00W 19 NESW

Use/Quantity IRRIGATION / 0.760 CFS

Priority Date 01/28/1976

Application for District Permanent Transfer for Non-Use

Pursuant to ORS 540.574, a district which is implementing a conservation plan approved by the Department, has a full-time manager, and has complied with the requirements of ORS 540.572 to 540.580 may request to permanently change the place of use for land within the district boundary no longer irrigated or susceptible of irrigation over a period of four successive irrigation seasons. The application must be submitted no later than the end of the calendar year of the fifth year of Non-Use. Any recently filed Application for District Permanent Water Right Transfer for Non-Use is listed below.

Prior to submitting to the Department an Application for District Permanent Water Right Transfer for Non-Use, the district shall provide written notice meeting the requirements of OAR 690-385-5100 to the user and any security interest holders of record in the land to which the water right is appurtenant.

Upon submitting to the Department an Application for District Permanent Water Right Transfer for Non-Use, the district shall provide notice meeting the requirements of OAR 690-385-5400 to the users of affected lands that a district permanent transfer application was submitted to the Department. The user has the right to protest the application to the Department as described in OAR 690-385-5700 within 60 days of the mailing of the notice. Any user may submit a protest. 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.

The Department is requesting public comments to the Application(s) for District Permanent Water Right Transfer for Non-Use listed below. Comments may be submitted by any person (please follow the instructions on the last page of this public notice). Comments must be received by the Department on or before February 09, 2023.

To view the District Permanent Transfer Application for Non-Use, click on the link below.

Transfer T-14134 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

DESCHUTES R > COLUMBIA R Source

CRANE PRAIRIE RES > DESCHUTES

<u>Applications for District Permanent Transfer for Place of Use</u>

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 February 09, 2023.

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 T-14135
County Deschutes

Certificate 95175; 95176; 95177; 95178; 74149

Priority Date 9/1/1900; 10/29/1913; 4/7/1911; 1905; 12/8/1961

Name TUMALO IRRIGATION DISTRICT

Address 64697 COOK AVENUE BEND, OR 97703

Use IRRIGATION; SUPPLEMENTAL IRRIGATION

Source TUMALO CR > DESCHUTES R; TUMALO CR, CRATER CR, LITTLE CRATER CR, THREE SPRING

BRANCHES > DESCHUTES R; CRESCENT LAKE RES > CRESCENT CR, AND LITTLE DESCHUTES R >

DESCHUTES R; DESCHUTES R > COLUMBIA RIVER

Transfer T-14140
County Malheur

Certificate 81012 IN THE NAME OF U.S. BUREAU OF RECLAMATION

Priority Date FEBRUARY 14, 1916 & AUGUST 19, 1924 (LIVE FLOW), AND FEBRUARY 15, 1916 & AUGUST 20,

1924 (STORED WATER)

Name RIDGEVIEW IRRIGATION DISTRICT

Address PO BOX 67

HOMEDALE, OR 83628

Use IRRIGATION

Source OWYHEE RIVER AND OWYHEE RESERVOIR > SNAKE RIVER

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.

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 February 09, 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 T-14136
Water Right Claim: GR 3892

County/Basin Clackamas / Willamette (2)
Applicant Name PATTERSON NURSERY SALES INC.

PO BOX 68

EAGLE CREEK, OR 97022

Proposed Change ADDITIONAL POINT OF APPROPRIATION

Sources/TRSQ40Q160 A WELL > UNNAMED STREAM / 2.00S 4.00E 29 SENE

Use/Quantity IRRIGATION / 0.223 CFS

Priority Date 08/01/1955

Notice of Proposed Final Order & Draft Certificate to Convert Instream Hydroelectric Project PC 47

The Department seeks public comments, on the following Proposed Final Orders to reauthorize minor hydroelectric projects. Comment's, Protests, or Request for Standing must be submitted within 60 days of publication of this notice.

The Proposed Final Order 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 503-986-0823. A copying fee will be assessed as allowed in ORS Chapter 536.050(1)(e). Comment's, Protests, or Request for Standing must be received by the Oregon Water Resources Department by 5:00 pm, March 10, 2023.

Water right PC 47: Certificate: 4120

Amount of water: 13.0 cubic feet per second (cfs)
Source of water: Rock Creek, tributary to Powder River

Point water is protected: SW ¼ SW 1/4, SECTION 5, Township 8 South, Range 38 EAST W.M.

The Oregon Water Resource Department (OWRD) requests that parties interested in providing comments, protests, or requests for standing on the conversion of this hydroelectric water right into a instream water right should contact Craig Kohanek at 503-979-3185 or Ron.c.kohanek@water.oregon.gov Copies of this application are available upon request.

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
January 10, 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	Mail me the order			
(e.g. "Permit Application G-12345" or "Transfer T-1234"):	(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.