

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS  
February 28, 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.
- \* **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 Preliminary Determinations**  
Requests to change point of diversion or appropriation, place of use, and character of use upon which the public may protest the application and Department's preliminary determination.
- \* **Transfer Applications: Temporary Transfers**  
Requests to temporarily change place of use and, if necessary to convey the water to the new place of use, to temporarily change the point of diversion or appropriation.
- \* **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.

- \* **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.
- \* **Instream Water Right Proposed Final Orders**

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**

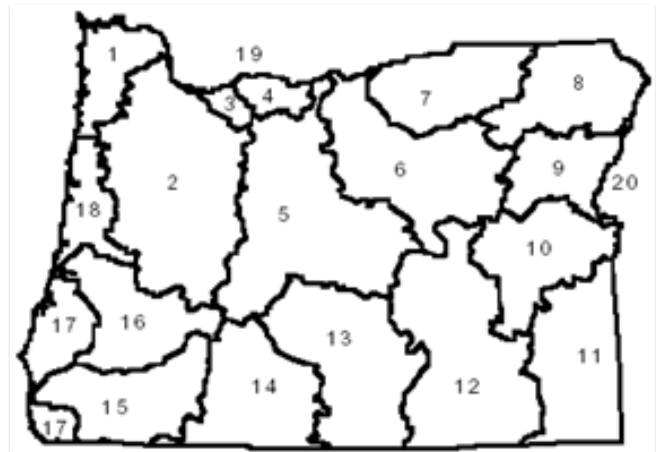
Unit of measure:

- 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, March 30, 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, April 14, 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="#">IS-89335</a>
County/Basin	Lake / Goose & Summer Lake (13)
Applicant Name	OREGON DEPARTMENT OF FISH AND WILDLIFE 4034 FAIRVIEW INDUSTRIAL DR SE SALEM, OR 97302-1142
Sources/TRSQ40Q160	THOMAS CREEK > GOOSE LAKE / 38.00S 20.00E 31 SESW
Use/Quantity	MULTIPLE INSTREAM USES / 15.000 CFS
Priority Date	12/22/2022
Stage/Status	IR / 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#	<a href="#">G-18285</a>
County/Basin	Hood River / Hood (4)
Applicant Name	HOOD RIVER CHERRY CO. 1321 ALAMEDA RD HOOD RIVER, OR 97031
Priority Date	04/18/2016
Issue Date	12/14/2023
Status	APPROVED
App#	<a href="#">LL-1826</a>
County/Basin	Multnomah / Willamette (2)
Applicant Name	UNIVERSITY OF PORTLANDATTN: TRANG K LAM 5000 N. WILLAMETTE BLVD MSC 13 PORTLAND, OR 97203
Issue Date	02/17/2023
Status	TERMINATED
App#	<a href="#">LL-1926</a>
County/Basin	Umatilla / Umatilla (7)
Applicant Name	MADISON RANCHES INC. MADISON, JAKE 29299 MADISON RD ECHO, OR 97826
Issue Date	02/24/2023
Status	APPROVED
App#	<a href="#">LL-1927</a>
County/Basin	Umatilla / Umatilla (7)
Applicant Name	MADISON RANCHES INC. MADISON, JAKE 29299 MADISON RD ECHO, OR 97826
Issue Date	02/24/2023
Status	APPROVED
App#	<a href="#">R-88902</a>
County/Basin	Douglas / Umpqua (16)
Applicant Name	BRADY, JOHN BRADY, SHELLY 3636 SW 22ND COURT GRESHAM, OR 97080
Priority Date	12/17/2020
Issue Date	02/24/2023
Status	APPROVED

App# [R-88922](#)  
County/Basin Lane / Willamette (2)  
Applicant Name SUNSET FARM JC LLC  
LEMIEUX, SHANNON  
JOHNSON, LISA  
93737 DORSEY LANE  
JUNCTION CITY, OR 97448  
Priority Date 02/19/2021  
Issue Date 02/24/2023  
Status APPROVED

App# [R-88927](#)  
County/Basin Douglas / Umpqua (16)  
Applicant Name MYRICK, ARNOLD  
MYRICK, HOLLY  
5939 MELQUA RD  
ROSEBURG, OR 97471  
Priority Date 03/12/2021  
Issue Date 02/17/2023  
Status APPROVED

App# [R-89201](#)  
County/Basin Polk / Willamette (2)  
Applicant Name 7TH GENERATION MANAGEMENT  
PO BOX 878  
LAKE OSWEGO, OR 97034  
FREED, KIRSTEN  
13505 IRA HOOKER RD  
MONMOUTH, OR 97361  
Priority Date 01/05/2022  
Issue Date 02/24/2023  
Status APPROVED

App# [R-89251](#)  
County/Basin Benton / Willamette (2)  
Applicant Name DEKEIZER, DANIEL  
12711 NE 11TH COURT  
VANCOUVER, WA 98685  
Priority Date 07/13/2022  
Issue Date 02/17/2023  
Status APPROVED

App# [S-89249](#)  
County/Basin Wallowa / Grande Ronde (8)  
Applicant Name HICKMAN, DALLAS RAY  
603 E WALLOWA AVE  
JOSEPH, OR 97846  
Priority Date 07/11/2022  
Issue Date 02/17/2023  
Status APPROVED

App#	<a href="#">S-89264</a>
County/Basin	Umatilla / Willamette (2)
Applicant Name	BAILEY NURSERIES INC. ATTN: JON ESTES PO BOX 398 DAYTON, OR 97114
Priority Date	09/01/2022
Issue Date	02/24/2023
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 April 29, 2023.**

App# [R-89338](#)  
County/Basin Clackamas / Willamette (2)  
Applicant Name ASCENSIONIST HOLDINGS LLC  
C/O MIKE GETLIN  
16418 S BROCKWAY RD  
OREGON CITY, OR 97045  
Sources/TRSQ40Q160 A SPRING > BEAVER CREEK / 4.00S 2.00E 2 NESW  
RUNOFF > BEAVER CREEK / 4.00S 2.00E 2 NESW  
Use/Quantity MULTIPLE PURPOSE / 0.360 AF  
Priority Date 02/21/2023

App# [R-89341](#)  
County/Basin Clackamas / Willamette (2)  
Applicant Name ASPEN RURAL LAND CONSULTING  
C/O ERIC URSTADT  
39290 NW MURTAUGH RD  
NORTH PLAINS, OR 97133  
Sources/TRSQ40Q160 A SPRING > BEAVER CREEK / 4.00S 2.00E 2 NESW  
RUNOFF > BEAVER CREEK / 4.00S 2.00E 2 NESW  
Use/Quantity MULTIPLE PURPOSE / 0.650 CFS  
Priority Date 02/21/2023

App# [R-89342](#)  
County/Basin Yamhill / Willamette (2)  
Applicant Name MYERS, KIPP V.  
ANACREON WINERY  
17571 NE CALKINS LANE  
NEWBURG, OR 97132  
Sources/TRSQ40Q160 RUNOFF > CHEHALEM CREEK / 3.00S 3.00W 4 SENE  
Use/Quantity MULTIPLE PURPOSE / 1.000 AF  
Priority Date 02/17/2023

## 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 March 21, 2023.** 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# [IL-849](#)  
Certificate 47034  
Lessor STANLEY, MARLENE  
PO BOX 486  
FOSSIL, OR 97830

Lessee THE FRESHWATER TRUST  
700 SW TAYLOR ST SUITE 200  
PORTLAND, OR 97205

Priority Date 09/07/1965, 12/31/1887, 12/29/1919, 08/01/1983,  
Source/Tributary To JOHN DAY RIVER / COLUMBIA RIVER  
BUTTE CREEK / JOHN DAY RIVER

Lease# [IL-1667](#)  
Certificate 81811  
Lessor HUFFMAN, RODGER  
PO BOX 847  
UNION, OR 97883

Lessee PENVOSE, AARON  
TROUT UNLIMITED  
621 MAIN ST STE C  
LEWISTON, ID 83501

Priority Date 12/31/1870  
Source/Tributary To CATHERINE CREEK / GRANDE RONDE 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 March 30, 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	<a href="#">T-14174</a>
Water Right	Cert: 87898, 90836
County/Basin	Crook / Deschutes (5)
Applicant Name	LYSTER III, THEODORE C. POLLY CREEK RANCH LLC PO BOX 28 BEND, OR 97709
Proposed Change	PLACE OF USE
Sources/TRSQ40Q160	A WELL > OCHOCO CREEK BASIN / 14.00S 17.00E 23 SESE MILL CREEK > OCHOCO CREEK / 14.00S 17.00E 22 SESE
Use/Quantity	IRRIGATION / 0.490 CFS LIVESTOCK / 1.230 CFS
Priority Date	12/31/1868, 02/29/1996
Transfer	<a href="#">T-14176</a>
Water Right	Cert: 62227
County/Basin	Harney / Malheur Lake (12)
Applicant Name	U.S. BUREAU OF LAND MANAGEMENT 28910 HWY 20 W HINES, OR 97738
Proposed Change	USE
Sources/TRSQ40Q160	A RESERVOIR > WILLOW CREEK / 23.00S 29.00E 13 SWNW WILLOW CREEK > SILVIES RIVER / 23.00S 29.00E 13 SWNW
Use/Quantity	FISH CULTURE / 1.500 CFS
Priority Date	11/01/1968, 11/01/1969

Transfer	<a href="#">T-14177</a>
Water Right	Cert: 89345
County/Basin	Lake / Goose & Summer Lake (13)
Applicant Name	BELL A LAND AND CATTLE CO. PO BOX 97 LA PINE, OR 97339
Proposed Change	ADDITIONAL POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > BRIDGE CREEK / 28.00S 14.00E 15 NWNW A WELL > BRIDGE CREEK / 28.00S 14.00E 15 NWSW A WELL > BRIDGE CREEK / 28.00S 14.00E 15 SESW A WELL > SILVER CREEK / 28.00S 14.00E 22 SENW A WELL > SILVER LAKE / 28.00S 14.00E 24 NWNE
Use/Quantity	SUPPLEMENTAL IRRIGATION / 2.180 CFS SUPPLEMENTAL IRRIGATION / 5.550 CFS SUPPLEMENTAL IRRIGATION / 5.940 CFS IRRIGATION / 3.170 CFS SUPPLEMENTAL IRRIGATION / 2.970 CFS
Priority Date	02/28/1983

## **Transfer Preliminary Determinations**

A Preliminary Determination provides the Department's conclusion as to whether a proposed change in place of use, point of diversion or appropriation, or character of use of an existing water right should be approved. Changes of water rights may be proposed in an application for transfer (including instream, historic POD, exchange, substitution or ground water registration modification).

The Department has issued preliminary determinations on the transfer applications listed below. In addition to this notice, the Department is complying with ORS 540.520(2) that requires publication of notice in a local newspaper for all transfers except those proposing a change in place of use only or a change in point of diversion of less than ¼ mile where there are no intervening diversion points.

Any person may protest the application and preliminary determination or may file a standing statement. Pursuant to OAR 690-380-4030(3) and OAR 690-382-0900, protests must raise all reasonably ascertainable issues and include all reasonably available arguments supporting the person's position. In addition, protests must be accompanied by a \$950 protest fee for non-applicant and \$480.00 protest fee for applicant. Call (503) 986-0815 to obtain additional information. Protests must be received by the Department on or before March 30, 2023, or within 30 days of the last date of publication in a newspaper, whichever is later. If no protests are filed, the Department will issue a final order consistent with the preliminary determination.

[T-14085](#) filed by Twigg Farms LLC, 31721 SW Firdale Rd, Cornelius, OR 97113, proposes a change in places of use under Certificates 86736 and 87026. Certificate 86736 allows the use of 0.10 cubic foot per second from an unnamed stream in Sec. 36, T1S, R3W, WM for irrigation in Sec. 36, T1S, R3W, WM. Certificate 87026 allows the use of 10.6 gallons per minute from a well in Sec. 36, T1S, R3W, WM for irrigation in Sec. 36, T1S, R3W, WM. The applicant proposes to change the places of use within Sec. 36, T1S, R3W, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

[T-13552](#) filed by Port of Morrow, Attn: Miff Devin, 2 Marine Dr., Boardman, OR 97818, proposes additional points of appropriation under Certificate 90019. The right allows the use of 2.0 cubic feet per second from a well in Sec. 10, T4N, R25E, WM for municipal uses within the service boundaries of the Port of Morrow. The applicant proposes additional points of appropriation in Sects. 2, 3, 9, and 10, T4N, R25E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

[T-13632](#) filed by Dan McCarty, 27471 McCarty Ranch Lane, Echo, OR 97826, proposes a change in point of appropriation under Certificate 86211, and an additional point of appropriation under Certificate 86212. Certificate 86211 allows the use of 0.13 cubic foot per second (cfs) from a well in Sec. 30, T3N, R31E, WM for irrigation in Sec. 24, T3N, R30E, WM. The applicant proposes to move the point of appropriation to Sec. 23, T3N, R30E, WM. Certificate 86212 allows the use of 0.89 cfs from a well in Sec. 23, T3N, R30E, WM for irrigation in Sec. 23, T3N, R30E, WM, and supplemental irrigation in Sec. 24, T3N, R30E, WM. The applicant proposes an additional point of appropriation in Sec. 23, T3N, R30E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

[T-13640](#) filed by Dan McCarty, 27471 McCarty Ranch Lane, Echo, OR 97826, proposes additional points of appropriation under Certificates 86435, 86436, 95437, and 95438. Certificate 86435 allows the use of 2.0 cubic feet per second (cfs) from well 1 in Sec. 36, T2N, R24E, WM for irrigation in Sects. 35 and 36, T2N, R24E, WM. Certificate 86436 allows the use of 2.02 cfs from well 1 in Sec. 36, T2N, R24E, WM for irrigation in Sects. 1 and 2, T1N, R24E, WM. Certificate 95437 allows the use of 5.26 cfs from well 1 in Sec. 36, T2N, R24E, WM for irrigation in Sec. 36, T2N, R24E, WM. Certificate 95438 allows the use of 2.61 cfs from well 1 in Sec. 36, T2N, R24E, WM for irrigation in Sects. 1 and 2, T1N, R24E, WM. The applicant proposes additional points of appropriation in Sec. 36, T2N, R24E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

[T-13406](#) filed by Russell Young, PO Box 171, Canyon City, OR 97820, proposes changes in points of diversion under Certificates 80557, 94172, and 94174, and changes in places of use under Certificates 44294, 65094, 80557, 94172, and 94173. Certificate 44294 allows the use of 1.428 cubic feet per second (cfs) from Mark Reeves Creek in Sec. 12, T13S, R27E, WM for irrigation in Sec. 12, T13S, R27E, WM. The applicant proposes to change the place of use within Sec. 12, T13S, R27E, WM. Certificate 65094 allows the use of 0.38 cfs from Marks Creek in Sec. 12, T13S, R27E, WM for irrigation in Sec. 12, T13S, R27E, WM. The applicant proposes to change the place of use within Sec. 12, T13S, R27E, WM. Certificate 80557 allows the use of 2.78 cfs from John Day River in Sects. 12 and 18, T13S, R27E, WM for irrigation and supplemental irrigation in Sec. 12, T13S, R27E, WM. The applicant proposes to move the points of diversion to Sec. 12, T13S, R27E, WM and to change the place of use within Sec. 12, T13S, R27E, WM. Certificate 94172 allows the use of 1.31 cfs from John Day River in Sec. 12, T13S, R27E, WM for irrigation in Sec. 12, T13S, R27E, WM. The applicant proposes to move the point of diversion within Sec. 12, T13S, R27E, WM and to change the place of use within Sec. 12, T13S, R27E, WM. Certificate 94173 allows the use of 0.08 cfs from John Day River in Sec. 12, T13S, R27E, WM for irrigation in Sec. 12, T13S, R27E, WM. The applicant proposes to change the place of use within Sec. 12, T13S, R27E, WM. Certificate 94174 allows the use of 1.36 cfs from John Day River in Sects. 12 and 18, T13S, R27E, WM for irrigation in Sec. 11, T13S, R27E, WM. The applicant proposes to move the point of diversion within Sec. 12, T13S, R27E, WM and to change the place of use within Sec. 11, T13S, R27E, WM. The Water Resources Department proposes to deny the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000, due to injury of an instream water right. The Department is seeking a recommendation from ODFW and from DEQ under OAR 690-380-5050. T-13406 will be denied unless ODFW and DEQ recommend the Department consent to injury of the instream right because T-13406 would result in a net benefit to the resource, and no protests are filed.

## Transfer Applications: Temporary Transfer

The holder of a water right subject to transfer may request to temporarily change the place of use of the water for up to 5 years and, if necessary to convey the water, to temporarily change the point of diversion or appropriation. The Department shall approve the request provided it does not cause injury to existing water rights or enlarge the water use. If after the change is approved, it is found to cause injury, the approved change may be revoked. The use of water reverts to the authorized place of use upon expiration of the temporary change.

Notice is given that the following applications for Temporary Transfers have been received by the Department:

Transfer	<a href="#">T-14175</a>
Water Right	Cert: 65236
County/Basin	Clackamas, Marion / Willamette (2)
Applicant Name	STRUBHAR, JEFFERY 18101 FOERT RD NE HUBBARD, OR 97032
Proposed Change	PLACE OF USE
Sources/TRSQ40Q160	A WELL > UNNAMED STREAM / 4.00S 1.00W 35 SWNE
Use/Quantity	PRIMARY AND SUPPLEMENTAL IRRIGATION / 0.200 CFS
Priority Date	08/10/1977

## **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	<b>2023-01</b>
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	T22S R46E 36 SWNE, SENE
Source	OWYHEE RIVER AND OWYHEE RESERVOIR > SNAKE RIVER
Acres:	1.40
Authorized POU:	T22S R46E 14 NESW
Proposed POU:	T16S R12E 07 NENW



## **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 March 30, 2023.**

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:

**Rockwood Water Peoples Utility District/ City of Gresham (Municipal)**

**City of Hines (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](mailto:Tamera.L.Smith@water.oregon.gov).

## Instream Water Right Proposed Final Orders

### 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 5 p.m., April 14, 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. Each person submitting a protest or a request for standing 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 in a hearing, or failure to provide sufficient specificity to afford the Department an opportunity to respond to the issue, precludes judicial review based on that issue.

App#	<b>IS-89335</b>
County/Basin	Lake / Goose & Summer Lake (13)
Applicant Name	OREGON DEPARTMENT OF FISH AND WILDLIFE 4034 FAIRVIEW INDUSTRIAL DR SE SALEM, OR 97302-1142
Sources	THOMAS CREEK > GOOSE LAKE
Use/Quantity	MULTIPLE INSTREAM USES / 15.000 CFS
Priority Date	12/22/2022
Stage/Status	IR / PROPOSE TO APPROVE
Quantity by month	MULTIPLE INSTREAM USES

Priority Date	Max Rate	Rate (cfs)	Max Volume	Volume (af)	StartDate	EndDate
12/22/2022	5.0	5.0			1/1	1/31
12/22/2022	10.0	10.0			2/1	3/31
12/22/2022	15.0	15.0			4/1	5/31
12/22/2022	10.0	10.0			6/1	6/15
12/22/2022	5.0	5.0			6/16	7/31
12/22/2022	3.4	3.4			8/1	8/31
12/22/2022	2.7	2.7			9/1	10/31
12/22/2022	2.8	2.8			11/1	11/30
12/22/2022	3.9	3.9			12/1	12/31

Upper Reach T-R-S-QQ/Q	38.00S-19.00E-16-NW SE; River mile: 20.10
Lower Reach T-R-S-QQ/Q	38.00S-20.00E-31-SE SW WM ; River mile: 12.80
Location Description	NONE GIVEN TO RIVER MILE 12.8

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

## PUBLIC NOTICE OF WATER USE REQUESTS

February 14, 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.