

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS  
March 7, 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.
- \* **Expedited Secondary Applications to Use Stored Water**  
Applications to use stored water exclusively, filed under a simplified review process.
- \* **Applications for Allocation of Conserved Water**  
Applications made by a water user who conserves water to use a portion of the conserved water on additional lands, lease or sell the water, or dedicate the water to instream use.
- \* **Establishment of Mitigation Credits in the Deschutes Basin pursuant to OAR Chapter 690, Division 521 (ORS 537.746)**
- \* **Applications for Limited Licenses**  
Requests to use water for 5 years or less. Licenses are subordinate to other rights and may be revoked if a use is found to injure other water right holders.
- \* **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 Applications: District Temporary - ORS 540.570**  
Petitions requesting temporary changes in water use within a district's boundary for one irrigation season.
- \* **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 [Tonya.L.Miller@water.oregon.gov](mailto:Tonya.L.Miller@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**

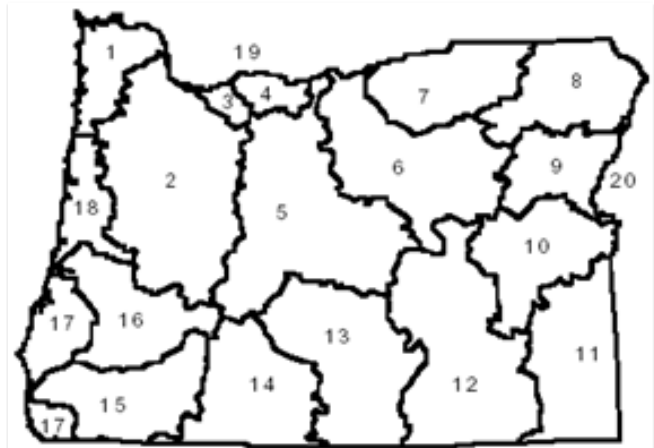
Unit of measure:

- 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, April 06, 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 21, 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-88854](#)  
County/Basin Jackson / Rogue (15)  
Applicant Name SARIS, CHARLES  
SARIS, ELLEN  
306 PARK DR  
SHADY COVE, OR 97539  
Sources/TRSQ40Q160 ROGUE RIVER > PACIFIC OCEAN / 34.00S 1.00W 16 NESE  
Use/Quantity HUMAN CONSUMPTION / 0.005 CFS  
Priority Date 07/29/2020  
Stage/Status PFO / PROPOSE TO APPROVE

App# [R-89323](#)  
County/Basin Curry / South Coast (17)  
Applicant Name BAUM, ALICE  
BAUM, DON  
56501 TOM SMITH RD  
BANDON, OR 97411  
  
VAN LOO, ROBERT  
PO BOX 234  
SIXES, OR 97476  
Sources/TRSQ40Q160 RUNOFF > PACIFIC OCEAN / 32.00S 15.00W 7 NESE  
Use/Quantity STORAGE / 30.000 AF  
Priority Date 01/19/2023  
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# [G-17481](#)  
County/Basin Lake / Goose & Summer Lake (13)  
Applicant Name SHUFFIELD, DIXIE R.  
SHUFFIELD, ERNEST D.  
PO BOX 85  
50969 SHUFFIELD RD  
SUMMER LAKE, OR 97640  
Priority Date 08/18/2011  
Issue Date 03/03/2023  
Status DENIED

App# [G-18285](#)  
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 02/28/2023  
Status APPROVED

App# [LL-1921](#)  
County/Basin Klamath / Klamath (14)  
Applicant Name TWELVE KS CATTLE LLC  
10227 CRYSTAL SPRINGS RD  
KLAMATH FALLS, OR 97603  
Issue Date 02/28/2023  
Status WITHDRAWN

App# [LL-1926](#)  
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# [LL-1927](#)  
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# [LL-1944](#)  
County/Basin Klamath / Klamath (14)  
Applicant Name KIEWIT INFRASTRUCTURE WEST CO.  
DRURY, NICK  
2200 COLUMBIA HOUSE BLVD  
VANCOUVER, WA 98661  
Issue Date 02/28/2023  
Status WITHDRAWN

App# [R-88886](#)  
County/Basin Jackson / Rogue (15)  
Applicant Name NORMAN, CHARLENE  
NORMAN, GARAN  
4296 WINNETKA RD  
WHITE CITY, OR 97503  
Priority Date 10/16/2020  
Issue Date 03/03/2023  
Status APPROVED

App# [R-88902](#)  
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-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# [S-89132](#)  
County/Basin Coos / South Coast (17)  
Applicant Name HUNTER, GAIL S.  
HUNTER, ROBERT W.  
95416 NORTH WAY LANE  
NORTH BEND, OR 97459  
Priority Date 06/14/2021  
Issue Date 03/03/2023  
Status APPROVED

App# [S-89209](#)  
County/Basin Douglas / Umpqua (16)  
Applicant Name GRONDIN, KATIE  
PO BOX 939  
CANYONVILLE, OR 97417  
Priority Date 01/26/2022  
Issue Date 03/03/2023  
Status APPROVED

App# [S-89211](#)  
County/Basin Douglas / Umpqua (16)  
Applicant Name JACKSON, GARY  
JACKSON, NADINE  
PO BOX 683  
MYRTLE CREEK, OR 97457  
Priority Date 02/07/2022  
Issue Date 03/03/2023  
Status APPROVED

App# [S-89264](#)  
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



## **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 **April 06, 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 rediversion point(s).

App#	<a href="#">S-89343</a>
County/Basin	Clackamas / Willamette (2)
Applicant Name	ADCOCK FAMILY TREE FARM PO BOX 857 MULINO, OR 97042
Sources/TRSQ40Q160	A RESERVOIR > WILLAMETTE RIVER / 4.00S 2.00E 28 NWNW
Use/Quantity	NURSERY USES / 1.500 AF
Priority Date	02/27/2023

## **Applications for Allocation of Conserved Water**

The following applications for allocation of conserved water have been received pursuant to ORS 537.455 to 537.500 and OAR Chapter 690, Division 18. In reviewing the applications, the Department will consider whether the diversion for the uses allowed under the original water right will be reduced by the conservation project, whether existing water rights will be protected from injury, and whether the project is in compliance with local comprehensive land use plans.

### **Notice of Application for Allocation of Conserved Water CW-133**

CW-133 filed by East Fork Irrigation District, 3500 Graves Road, Hood River, OR 97031, proposes to replace approx. 5,217 feet of the Sheirbon Hill sublateral with pressure-rated pipe, eliminating seepage losses, overflow and/or operational spills. The project on the East Fork Hood River is expected to conserve approx. 1.0 cubic feet per second (CFS) and 333.0 acre-feet (AF) under Certificate 92000 with a priority date of Nov. 25, 1895. The applicants propose 100% (1.0 cfs) of the conserved water be protected instream in the East Fork Hood River benefitting both streamflow and water quality. The project appears to be consistent with the requirements under ORS 537.470. Any interested person may submit written comments for the application. Comments must be received within 20 days of the last day of publication, being by close of business **March 27, 2023**. Comments should be sent to the attention of the ACW Program, Water Resources Department, 725 Summer Street NE, Suite A, Salem, OR 97301.

### **Notice of Application for Allocation of Conserved Water CW-134**

CW-134 filed by James Sartorio and Marion Hadden, 4035 Little Applegate Road, Jacksonville, OR 97530, Erin Volheim, 4873 Little Applegate Road, Jacksonville, OR 97530, David Willard, 4055 Little Applegate Road, Jacksonville, OR 97530, Samuel Baldoni, 4025 Little Applegate Road, Jacksonville, OR 97530, and Peter Salant, 5288 Little Applegate Road, Jacksonville, OR 97530, proposes to replace approximately 6,700 feet of the Upper Phillips ditch with an enclosed pipeline, eliminating excessive leakage. The project on the Upper Phillips ditch is expected to conserve approx. 0.48 cubic foot per second (CFS) and 204.7 acre-feet (AF) under Certificate 86646 with a priority date of September 1, 1857. The applicants propose 75% (0.36 cfs) of the conserved water be protected instream in the Little Applegate River benefitting both streamflow and water quality. The project appears to be consistent with the requirements under ORS 537.470. Any interested person may submit written comments for the application. Comments must be received within 20 days of the last day of publication, being by close of business **March 29, 2023**. Comments should be sent to the attention of the ACW Program, Water Resources Department, 725 Summer Street NE, Suite A, Salem, OR 97301.

## Establishment of Mitigation Credits in the Deschutes Basin

ORS 537.746 authorizes the Department to award mitigation credits in the Deschutes Basin to approved mitigation projects. Mitigation credits may be used in the Deschutes Basin, specifically the Deschutes Ground Water Study Area, to mitigate for the impacts of ground water use on surface water flows. Pursuant to OAR Chapter 690, Division 521, upon receipt of notification of a mitigation project, the Department shall give public notice of the intent to establish mitigation credits.

The public is invited to comment on establishment of mitigation credits for the project(s) described below. Comments must be received within 21 days of the date of this public notice. Comments should address the award of mitigation credits to the proposed project and its use for mitigation purposes. Included in this public notice is a preliminary determination as to the amount of mitigation credits that may be available from the proposed project.

Deschutes County Mitigation Project #: Project Applicant:	<b>MP-291</b> Deschutes River Conservancy Mitigation Bank and Central Oregon Irrigation District on behalf of several landowners
Mitigation Project And Process:	Instream Lease IL-1944 - see also instream lease section of this notice for additional application details
Subbasin/Source: Amount of Water:	Middle Deschutes subbasin - Deschutes River tributary to the Columbia River up to 0.470 Cubic Foot per Second and 150.98 Acre-Feet from POD No. 1 (Irrigation, Mitigation) up to 0.334 Cubic Foot per Second and 107.16 Acre-Feet from POD No. 11 (Irrigation, Mitigation)
Current Use:	Irrigation of 27.7 acres from POD No. 1 Irrigation of 19.66 acres from POD No. 11
Credits Assigned to: Preliminary Mitigation Credit Determination:	Deschutes River Conservancy Mitigation Bank 85.2 mitigation credits that may be available for use in the Middle Deschutes and General Zones of Impact
Contact:	Sarah Henderson (503) 979-9872

## **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 April 21, 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.

App#	<a href="#">G-15904</a>
Permit#	G-16162
County/Basin	Yamhill / Willamette (2)
Applicant Name	DOMAINE DROUHIN OREGON PO BOX 700 DUNDEE, OR 97115
	METHVEN, JILL M. 10830 SW WESTLAND LANE DAYTON, OR 97114
Sources/TRSQ40Q160	A WELL > HOLDRIDGE CREEK / 5.00S 4.00W 13 SENW A WELL > HOLDRIDGE CREEK / 5.00S 4.00W 13 NWSE
Use/Quantity	IRRIGATION / 0.357 CFS

App#	<a href="#">G-18418</a>
Permit#	G-17955
County/Basin	Marion / Willamette (2)
Applicant Name	COLEMAN KOCH PARTNERS LLC 15411 RIVER RD NE SAINT PAUL, OR 97137
Sources/TRSQ40Q160	A WELL > MURPHY CREEK BASIN / 4.00S 2.00W 29 SENE A WELL > MURPHY CREEK BASIN / 4.00S 2.00W 29 NWSE
Use/Quantity	IRRIGATION / 3.180 CFS

## Applications for Limited Licenses

A limited license allows the right to use or store water for no more than 5 consecutive years. Use of water under a limited license is subordinate to all other authorized uses and may be shut-off at any time to satisfy those other uses. In addition, the Department may revoke a limited license if its use causes injury to any other water right or minimum perennial streamflow.

Licensees must maintain a record of how much water they are using (ORS 537.143). **The Department may approve a license after March 21, 2023, upon finding that the proposed water use will not impair or be detrimental to the public interest (OAR 690-340-030).** The public is invited to provide comments that will assist the Director in determining whether the use would impair or be detrimental to the public interest. If the applicant applies for a use that is not one of the standard uses listed in OAR 690-300, the Department may, for the purposes of this notice, assign a named use that is reasonably close to the use actually requested. The public may examine the actual application by clicking the associated hyperlink and then choosing "LL Application" under "Scanned Documents."

App#	<a href="#">LL-1946</a>
County/Basin	Polk / Willamette (2)
Applicant Name	CITY OF FALLS CITY 299 MILL ST. FALLS CITY, OR 97344
Sources/TRSQ40Q160 Use/Quantity	LITTLE LUCKIAMUTE RIVER > LUCKIAMUTE RIVER / 8.00S 6.00W 21 NESE WASTE WATER TREATMENT LAGOON TESTING / 3.000 CFS

## 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 28, 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#	<a href="#">SL-62</a>
Certificate	95217
Lessor	BAKER, BOBBIE 81705 HWY 82 WALLOWA, OR 97885
Lessor	BAKER, KENNETH M. 81705 HWY 82 WALLOWA, OR 97885
Lessee	HUMPHREYS, JESSICA TROUT UNLIMITED 401 NE 1ST ST ENTERPRISE, OR 97828
Priority Date	12/31/1882, 12/31/1883
Source/Tributary To	LOSTINE RIVER / WALLOWA RIVER
Lease#	<a href="#">IL-1944</a>
Certificate	94956
Lessor	TALBOTT, JESSICA CENTRAL OREGON IRRIGATION DISTRICT 1055 SW LAKE COURT REDMOND, OR 97756
Lessee	HUBERT, GENEVIEVE DESCHUTES RIVER CONSERVANCY MITIGATION BANK 700 NW HILL ST STE 1 BEND, OR 97703
Priority Date	10/31/1900, 12/02/1907
Source/Tributary To	DESCHUTES RIVER / COLUMBIA 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 April 06, 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-14180</a>
Water Right	Cert: 46263
County/Basin	Harney / Malheur Lake (12)
Applicant Name	TOELLE RANCH LLC 72702 COW CREEK RD BURNS, OR 97720
Proposed Change	POINT OF APPROPRIATION, ADDITIONAL POINT OF DIVERSION, PLACE OF USE
Sources/TRSQ40Q160	A WELL > SILVIES RIVER / 23.00S 32.50E 13 NWNW
Use/Quantity	IRRIGATION / 0.910 CFS
Priority Date	12/07/1972

## **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 April 06, 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-13808](#) filed by Justin R. and Jayna L. Ferrell, 29261 Abert Rim Rd, Lakeview, OR 97630, proposes a change in point of appropriation and change in place of use under Certificate 46978. The right allows the use of 0.8 cubic foot per second from Bridgman Well in Sec. 25, T38S, R19E, WM for irrigation in Sects. 24 and 25, T38S, R19E, WM. The applicant proposes to move the point of appropriation in Sec. 31, T38S, R20E, WM and to change the place of use to Sec. 31, T38S, R20E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

[T-14060](#) filed by Lorin D. Sherburn and Katharine J. Sherburn, 68439 Hwy 205 Burns, OR 97720 and Jacob Davis and Elli Davis, 37626 Sodhouse Lane, Princeton, OR 97721, propose a change in point of appropriation and change in place of use under Certificate 93979. The right allows the use of 2.0 cubic feet per second from Well CF4 in Sec. 35, T27S, R30E, WM for irrigation in Sec. 35, T27SS, R30E, WM. The applicant proposes to move the point of appropriation in Sec. 25, T27S, R31E, WM and to change the place of use to Sec. 25, T27S, R31E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.



## 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 [T-14178](#)  
Water Right Cert: 79798  
County/Basin Wallowa / Grande Ronde (8)  
Applicant Name SCHAEFFER, RICHARD  
SCHAEFFER, CORALENE  
67709 PROMISE RD  
WALLOWA, OR 97885  
Proposed Change POINT OF DIVERSION, PLACE OF USE  
Sources/TRSQ40Q160 WALLOWA RIVER > GRANDE RONDE RIVER / 1.00N 42.00E 11 SWNW  
Use/Quantity IRRIGATION / 1.040 CFS  
Priority Date 07/16/1976

Transfer [T-14179](#)  
Water Right Cert: 17226  
County/Basin Jackson / Rogue (15)  
Applicant Name CAPUTO, JULIE  
8191 SOUTH FORK LITTLE BUTTE CREEK  
RD  
EAGLE POINT, OR 97524  
Proposed Change ADDITIONAL POINT OF DIVERSION, PLACE OF USE  
Sources/TRSQ40Q160 SOUTH FORK LITTLE BUTTE CREEK > LITTLE BUTTE CREEK / 37.00S 2.00E 13 NWNW  
Use/Quantity IRRIGATION / 0.550 CFS  
Priority Date 07/01/1907

Transfer [T-14181](#)  
Water Right Cert: 33765, 33988  
County/Basin Morrow / Umatilla (7)  
Applicant Name UNITED STATES PROPERTY & FISCAL OFFICE  
PO BOX 14350  
SALEM, OR 97309  
Proposed Change PLACE OF USE  
Sources/TRSQ40Q160 WELL 4 > UMATILLA RIVER / 4.00N 27.00E 19 NWNE  
WELL 5 > UMATILLA RIVER / 4.00N 27.00E 18 SESW  
Use/Quantity FIRE PROTECTION / 1.110 CFS  
FIRE PROTECTION / 1.110 CFS  
Priority Date 01/05/1965, 01/05/1965

## Application for District Temporary Transfer

A district with a manager may request to temporarily change a water use within district boundaries for one irrigation season pursuant to ORS 540.570. District temporary transfers may include a change: (1) in place of use; (2) in type of use of a water right to store water; (3) in type of use from a primary right to a supplemental right; (4) in point of diversion/appropriation to facilitate a change in place of use; (5) in point of diversion in response to an emergency; and (6) from a surface water point of diversion to a ground water appropriation. A district may allow proposed changes to occur upon submission of an Application for District Temporary Water Right Transfer to the Department.

The Department shall approve the request provided it does not cause injury to any existing water right or expand the water use. A district temporary transfer may be conditioned or revoked at any time to avoid injury to other water rights. The use of water reverts to the prior authorized place of use, type of use, point of diversion/appropriation upon expiration of the temporary change.

The Department is requesting public comments on the recently filed district temporary transfer application(s) listed below. Comments may be submitted by any person (please follow the instructions on the last page of this public notice). The Department shall consider all comments that pertain to the potential for injury to an existing water right or to the enlargement of the water use subject to transfer in determining whether to condition, reject or revoke a temporary transfer. **Comments must be received by the Department on or before April 06, 2023.**

To view the district temporary transfer application, click on the link below.

Transfer	<a href="#">T-14187</a>
County	Morrow
Certificate	94872 in the Name of CONNECTICUT GENERAL LIFE INSURANCE CO.
Priority Date	2/7/1974
Name	COLUMBIA IMPROVEMENT DISTRICT
Address	501 COLUMBIA AVE NE BOARDMAN, OR 97818
Use	IRRIGATION
Source	COLUMBIA RIVER > PACIFIC OCEAN

## 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# [96880](#)  
App: R-85850  
County/Basin Baker / Powder (9)  
Applicant Name ANDREWS, BARBARA  
Priority Date 10/14/2003  
Issue Date 03/03/2023

Cert# [96881](#)  
App: R-87236  
County/Basin Clackamas / Willamette (2)  
Applicant Name MAGUIRE, BRIAN  
Priority Date 07/18/2008  
Issue Date 03/03/2023

Cert# [96883](#)  
App: R-88718  
County/Basin Josephine / Rogue (15)  
Applicant Name SCHARNS, JUDI  
Priority Date 07/11/2019  
Issue Date 03/03/2023

Cert# [96878](#)  
App: R-87264  
County/Basin Yamhill / Willamette (2)  
Applicant Name SWARTZ, CARL  
Priority Date 09/12/2008  
Issue Date 03/03/2023

Cert# [96879](#)  
App: R-85015  
County/Basin Jackson / Klamath (14)  
Applicant Name TAYLOR, RICHARD  
Priority Date 01/25/2002  
Issue Date 03/03/2023

Cert# [96921](#)  
App: G-14532  
County/Basin Wallowa / Grande Ronde (8)  
Applicant Name WENTZ, JOANNA  
Priority Date 05/29/1997  
Issue Date 03/03/2023

Cert# [96882](#)  
App: R-88360  
County/Basin Linn / Willamette (2)  
Applicant Name WOLTHUIS, IVAN  
Priority Date 01/18/2017  
Issue Date 03/03/2023

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

## PUBLIC NOTICE OF WATER USE REQUESTS

March 7, 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.