

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
December 5, 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.
- * **Extension of Time Checkpoint Progress Reports filed pursuant to OAR 690-315**
Documents the progress made toward development of the water use project since approval of the last permit extension and/or the last progress report checkpoint. (OAR 690-315 pertains to permit extension applications filed on or after July 1, 2001.)
- * **Transfer Applications: 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.
- * **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. 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.

How to Read the Listing

App#:

- G: Groundwater
- R: Reservoir
- S: Surface water
- I: Instream
- T: Transfer
- LL: Limited License

County/Basin (See Map)

Applicant Name

Applicant Address

Sources/TRSQ40Q160

Use/Quantity

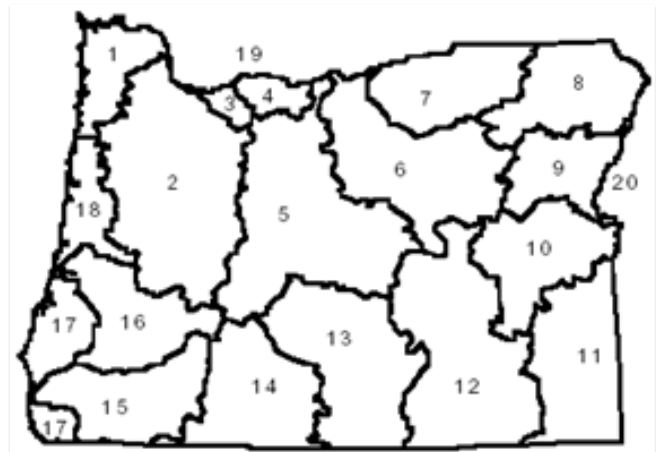
Unit of measure:

- CFS: Cubic feet per second
- GPM: Gallons per minute
- AF: Acre-feet

Priority Date

Stage/Status

- IR: Initial Review
- PFO: Proposed Final Order



BASINS:		
1. North Coast	8. Grande Ronde	15. Rogue
2. Willamette	9. Powder	16. Umpqua
3. Sandy	10. Malheur	17. S. Coast
4. Hood	11. Owyhee	18. Mid-Coast
5. Deschutes	12. Malheur L.	19. Columbia
6. John Day	13. Goose/Summer L	20. Snake
7. Umatilla	14. Klamath	

Commonly used "Type of Use" abbreviations (for definitions, consult Oregon Administrative Rules 690-300):

AG: Agriculture	GR: Groundwater recharge	MU: Municipal
CR: Cranberry uses	GT: Geothermal	NU: Nursery use
CM: Commercial	ID: Irrigation with domestic	PA: Pollution abatement
DI, DN: Domestic including non-commercial lawn & garden	IL: Irrigation with livestock	PW: Power
DO: Domestic	IM: Industrial or manufacturing	QM: Quasi-municipal
DS: Domestic & stock	IR: Irrigation	RC: Recreation
FI: Fish	IS: Irrigation, supplemental	RW: Road construction
FP: Fire protection	LV: Livestock	TC: Temperature control
FW: Fish & wildlife	LW: Livestock & wildlife	WI: Wildlife
GD: Group domestic	MI: Mining	

Initial Review and Proposed Final Orders

The following pages of this notice list permit applications that the Department is evaluating for compliance with state water law. Public participation and comment is encouraged. Opportunities for public involvement vary according to the stage of the permit evaluation.

Ground water permit applications in the Deschutes Basin (Basin 5) may seek to provide mitigation pursuant to the Deschutes Ground Water Mitigation Rules.

Initial Review Stage (IR)

The Department has given the applicant an initial review of water-use restrictions, water availability and other limitations that affect the agency's decision on whether to issue a permit. The Department welcomes comments from interested persons, agencies and organizations on the proposed water use.

The comment deadline for initial reviews appearing in this public notice is 5pm, Thursday, January 04, 2024. 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, January 19, 2024.

The protest filing fee is \$480 for the applicants and \$950 for non-applicants. Detailed requirements for filing a protest are included in the PFO. Persons who support the PFO may file a "standing" fee of \$270 to retain the ability to participate in future proceedings relating to an application. Before participation in a hearing is allowed, an additional \$680 will be required to request to participate as a party or limited party.

If a protest or comment deadline falls on a day that the office is closed, then the next open business day automatically becomes the deadline date.

Initial Review and Proposed Final Orders

App#	S-89165
County/Basin	Benton / Willamette (2)
Applicant Name	NEXT GENERATION NURSERY ATTN: ZACH KRICK ATTN: KAREN OSOVSKY 38145 ALEXANDER RD PHILOMATH, OR 97370
Sources/TRSQ40Q160	LUCKIAMUTE RIVER > WILLAMETTE RIVER / 10.00S 6.00W 30 NWSE
Use/Quantity	AGRICULTURE AND IRRIGATION USES / 0.096 CFS
Priority Date	08/26/2021
Stage/Status	PFO / 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 503-986-0900.

App# [G-17969](#)
County/Basin Jefferson / Deschutes (5)
Applicant Name MCCOOL, DOROTHY
11019 S HWY 211
MOLALLA, OR 97038
Priority Date 12/02/2014
Issue Date 12/01/2023
Status APPROVED

App# [G-18882](#)
County/Basin Union / Grande Ronde (8)
Applicant Name BINGAMAN, GREGORY L.
64088 MCDONALD LANE
LA GRANDE, OR 97850
Priority Date 11/25/2019
Issue Date 12/01/2023
Status APPROVED

App# [R-88784](#)
County/Basin Wasco / Deschutes (5)
Applicant Name WHITE RIVER RANCH LLC
56100 SMOCK RD
WAMIC, OR 97063
Priority Date 12/09/2019
Issue Date 12/01/2023
Status APPROVED

App# [R-89380](#)
County/Basin Polk / Willamette (2)
Applicant Name JOHNSON, EDWARD
6095 OAK GROVE RD
RICKREALL, OR 97371
Priority Date 07/06/2023
Issue Date 12/01/2023
Status APPROVED

App# [R-89381](#)
County/Basin Coos / South Coast (17)
Applicant Name FARM TO TABLE TRANSPARENCY LLC
THOMAS, NICK
86895 N BANK LANE
COQUILLE, OR 97423
Priority Date 07/10/2023
Issue Date 12/01/2023
Status APPROVED

App# [R-89382](#)
County/Basin Coos / South Coast (17)
Applicant Name FARM TO TABLE TRANSPARENCY LLC
THOMAS, NICK
86895 N BANK LANE
COQUILLE, OR 97423
Priority Date 07/10/2023
Issue Date 12/01/2023
Status APPROVED

App# [R-89383](#)
County/Basin Coos / South Coast (17)
Applicant Name FARM TO TABLE TRANSPARENCY LLC
THOMAS, NICK
86895 N BANK LANE
COQUILLE, OR 97423
Priority Date 07/10/2023
Issue Date 12/01/2023
Status APPROVED

App# [R-89384](#)
County/Basin Coos / South Coast (17)
Applicant Name FARM TO TABLE TRANSPARENCY LLC
THOMAS, NICK
86895 N BANK LANE
COQUILLE, OR 97423
Priority Date 07/10/2023
Issue Date 12/01/2023
Status APPROVED

App# [R-89385](#)
County/Basin Coos / South Coast (17)
Applicant Name FARM TO TABLE TRANSPARENCY LLC
THOMAS, NICK
86895 N BANK LANE
COQUILLE, OR 97423
Priority Date 07/10/2023
Issue Date 12/01/2023
Status APPROVED

App# [R-89391](#)
County/Basin Yamhill / Willamette (2)
Applicant Name PATTY, STEVEN
LAKE OSWEGO, OR 97035
Priority Date 08/07/2023
Issue Date 12/01/2023
Status APPROVED

App# [S-89353](#)
County/Basin Union / Grande Ronde (8)
Applicant Name BOISE CASCADE WOOD PRODUCTS LLC
ATTN: RHONDA SMITH
90 S 21ST ST
ELGIN, OR 97827
Priority Date 04/03/2023
Issue Date 12/01/2023
Status APPROVED

App# [S-89371](#)
County/Basin Lane / Willamette (2)
Applicant Name GIUDICI, KIRK
30366 FOX HOLLOW RD
EUGENE, OR 97405
Priority Date 05/31/2023
Issue Date 12/01/2023
Status APPROVED

App# [S-89398](#)
County/Basin Yamhill / Willamette (2)
Applicant Name QUANDARY VINEYARDS LLC
ATTN: DONALD LEIDY
17050 SNOWCREEK LANE
MORRISON, CO 80465
Priority Date 09/11/2023
Issue Date 12/01/2023
Status APPROVED

App# [S-89403](#)
County/Basin Yamhill / Willamette (2)
Applicant Name SARBANAND ENTERPRISES LLC
ATTN: MATT HOEZE
786 RD 188
DELANO, CA 93215
Priority Date 09/25/2023
Issue Date 12/01/2023
Status APPROVED

App# [S-89406](#)
County/Basin Linn / Willamette (2)
Applicant Name KOOS, DAWSEN
33953 LANGMACK RD
LEBANON, OR 97355
Priority Date 10/10/2023
Issue Date 12/21/2023
Status WITHDRAWN

**Applications for Extensions of Time
to Perfect Water Right Permits filed pursuant to OAR 690-315**

Consistent with OAR 690-315-0050, the Department will accept public comment on the following extension applications until January 04, 2024. 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-18416
Permit Number	G-17869
County/Basin	Linn / Willamette (2)
Applicant Name	JACKASS MOUNTAIN HOLDINGS LLC MACHUGH, CLIFF 660 DOGWOOD RD PASCO, WA 99301
Sources/TRSQ40Q160	A WELL > SANTIAM RIVER BASIN / 10.00S 3.00W 20 SENW A WELL > SANTIAM RIVER BASIN / 10.00S 3.00W 19 SENE A WELL > SANTIAM RIVER BASIN / 10.00S 3.00W 20 NWSE
Use/Quantity	IRRIGATION / 1.800 CFS
Proposed Completion Date	10/01/2026

Extensions of Time Progress
Checkpoint Progress Reports filed pursuant to OAR 690-315

Consistent with OAR 690-315-0050(6), the Department will accept public comment on the following Extension of time Checkpoint Progress Reports until January 04, 2024. Comments must be in writing and must indicate the application file and permit numbers. Following the comment period, the Department shall review evidence to determine whether or not the permit holder has been diligent in developing and perfecting the water use permit and has complied with all terms and conditions of the permit and/or extension of time. Additionally, the Department will provide notice of its determination to anyone who has submitted comments.

App#	G-17851
Permit Number	G-18411
County/Basin	Morrow / Umatilla (7)
Applicant Name	THREEMILE CANYON FARMS LLC 75906 THREEMILE RD BOARDMAN, OR 97818
Use	AGRICULTURE USES

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 January 04, 2024. 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-14356](#)
Water Right Cert: 91669, 91670
County/Basin Harney / Malheur Lake (12)
Applicant Name WAALKES, GARRICK
RUNNING G FARM
13549 FIELDS DENIO RD
FIELDS, OR 97710
Proposed Change PLACE OF USE
Sources/TRSQ40Q160 A WELL > MALHEUR LAKE BASIN / 41.00S 35.00E 16 SWSW
Use/Quantity IRRIGATION / 2.980 CFS
IRRIGATION / 1.730 CFS
Priority Date 06/08/1977, 06/25/1964

Transfer [T-14357](#)
Water Right Cert: 24739
County/Basin Washington / Willamette (2)
Applicant Name SWALLOWTAIL SCHOOL
31620 NW CAMP IRELAND ST
HILLSBORO, OR 97124
Proposed Change PLACE OF USE
Sources/TRSQ40Q160 MCKAY CREEK > DAIRY CREEK / 1.00N 3.00W 25 NENW
Use/Quantity IRRIGATION / 0.040 CFS
Priority Date 08/14/1951

Transfer [T-14358](#)
Water Right Cert: 10970
County/Basin Clackamas, Marion / Willamette (2)
Applicant Name STRUBHAR, DELBERT
MOUABBA'S ACRES, LLC
14407 WHISKEY HILL ROAD
HUBBARD, OR 97302
Proposed Change ADDITIONAL POINT OF DIVERSION, PLACE OF USE
Sources/TRSQ40Q160 BRANDY CREEK > PUDDING RIVER / 4.00S 1.00W 35 SWSE
Use/Quantity IRRIGATION / 0.070 CFS
Priority Date 08/05/1930

Transfer	T-14359
Water Right	Cert: 58401
County/Basin	Morrow / Umatilla (7)
Applicant Name	KING, JIM PO BOX 192 IONE, OR 97843
Proposed Change	PLACE OF USE
Sources/TRSQ40Q160	WELL 2 > WILLOW CREEK / 1.00S 24.00E 3 SWSW
Use/Quantity	SUPPLEMENTAL IRRIGATION / 0.100 CFS
Priority Date	05/26/1977
Transfer	T-14360
Water Right	Cert: 34919
County/Basin	Multnomah / Sandy (3)
Applicant Name	SHEPHERD, GARY METRO 600 NE GRAND AVE PORTLAND, OR 97232
Proposed Change	ADDITIONAL POINT OF APPROPRIATION, USE
Sources/TRSQ40Q160	OXBOW WE 3 > SANDY RIVER / 1.00S 4.00E 15 NENW
Use/Quantity	RECREATION / 0.300 CFS
Priority Date	08/03/1964
Transfer	T-14361
Water Right	Cert: 56982
County/Basin	Linn / Willamette (2)
Applicant Name	SPURLIN, KYLE 34728 HENSHAW DR BROWNSVILLE, OR 97327
Proposed Change	PLACE OF USE
Sources/TRSQ40Q160	WELL NO.1 > CALAPOOIA RIVER / 13.00S 3.00W 36 NENE
Use/Quantity	IRRIGATION / 0.110 CFS
Priority Date	11/12/1974

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 January 04, 2024, 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-14230](#) filed by Seaside Retreat, LLC; Attn: Kyle Patterson, PO Box 393, Cannon Beach, OR 97110, proposes an additional point of diversion and change in place of use under Certificate 83267. The right allows the use of 0.03 cubic foot per second from an unnamed creek (Red Rock Creek) in Sec. 7, T4N, R10W, WM for domestic use for 3 families in Sec. 7, T4N, R10W, WM. The applicant proposes an additional point of diversion in Sec. 7, T4N, R10W, WM and to change the place of use to Sec. 7, T4N, R10W, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

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# [97296](#)
App: S-72437
County/Basin Coos/South Coast (15)
Applicant Name GERALDINE GUENTHER
WILLIAM LUCERO
LOUISE LUCERO
JOHN LUCERO
Priority Date 06/05/1992
Issue Date 12/01/2023

Cert# [97319](#)
App: R-73101
County/Basin Douglas/Umpqua (15)
Applicant Name WALLACE DINSMORE
PATRICIA L DISMORE TRUST
Priority Date 12/29/1992
Issue Date 12/01/2023

Cert# [97376](#)
Xfer: T-8698
County/Basin Morrow / Umatilla (7)
Applicant Name ROSS, LAURIE E.
Priority Date 04/30/1889
Issue Date 12/01/2023

Cert# [97306](#)
Xfer: T-11278
County/Basin Wasco / Hood (4)
Applicant Name WASSON, MONTE
WASSON, JAN
Priority Date 04/25/1972
Issue Date 12/01/2023

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS

December 5, 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:

* 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.