

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
February 6, 2024

*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.
- * **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 Applications: Permit Amendments**
Requests to amend permits.
- * **Certificate Issuance**
Included in this section is a listing of recently issued water right certificates.

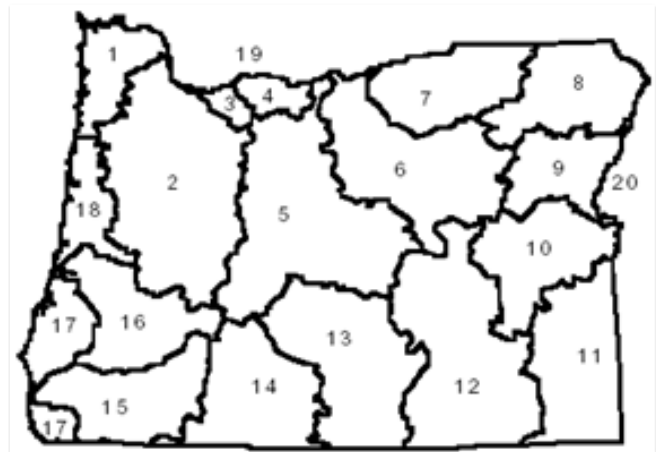
The Public Notice is published each week on the Department's web site at www.oregon.gov/OWRD. If you would like to receive a **free** weekly notification when it is published, please send your request to Tonya.L.Miller@water.oregon.gov

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

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 | |

Priority Date

Stage/Status

- IR: Initial Review
- PFO: Proposed Final Order

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 07, 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, March 22, 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

*****There are no Initial Reviews or Proposed Final Orders for the week of 01/30/2024
– 02/06/2024*****

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-18349
County/Basin	Deschutes / Deschutes (5)
Applicant Name	WANEK RANCH LLC PO BOX 1287 LA PINE, OR 97739
Priority Date	07/22/2016
Issue Date	01/26/2024
Status	APPROVED
App#	R-89153
County/Basin	Polk / Willamette (2)
Applicant Name	PACIFIC FARMS CO LLC PO BOX 1144 DALLAS, OR 97338
Priority Date	08/02/2021
Issue Date	02/02/2024
Status	APPROVED
App#	R-89354
County/Basin	Polk / Willamette (2)
Applicant Name	ANDERSON, FRANCES T. PO BOX 965 DALLAS, OR 97338
Priority Date	04/10/2023
Issue Date	01/26/2024
Status	APPROVED
App#	R-89360
County/Basin	Jackson / Rogue (15)
Applicant Name	WILDERNESS TRAILS INC. 18225 DEAD INDIAN MEMORIAL RD ASHLAND, OR 97520
Priority Date	04/28/2023
Issue Date	01/26/2024
Status	APPROVED
App#	R-89393
County/Basin	Marion / Willamette (2)
Applicant Name	MARS ENTERPRISES LLC 4196 81ST AVE NE SALEM, OR 97305
Priority Date	08/07/2023
Issue Date	01/26/2024
Status	APPROVED

App# [R-89401](#)
County/Basin Washington / Willamette (2)
Applicant Name DINSDALE, ALFRED
HOROWITZ, JULIE
19540 SW CONZELMANN RD
SHERWOOD, OR 97140
Priority Date 09/15/2023
Issue Date 01/26/2024
Status APPROVED

App# [R-89408](#)
County/Basin Yamhill / Willamette (2)
Applicant Name COROLLARY FARMS LLC
379 SW 7TH STREET
DUNDEE, OR 97115
Priority Date 10/25/2023
Issue Date 01/26/2024
Status APPROVED

App# [S-88034](#)
County/Basin Columbia / North Coast (1)
Applicant Name BEAVER DRAINAGE IMPROVEMENT DISTRICT
PO BOX 201
80183 KALLUNKI RD
CLATSKANIE, OR 97016
Priority Date 12/02/2014
Issue Date 01/26/2024
Status WITHDRAWN

App# [S-88423](#)
County/Basin Umatilla / Umatilla (7)
Applicant Name RUPP RANCHES
176 KRANICHWOOD ST
RICHLAND, WA 99352
Priority Date 07/06/2017
Issue Date 01/26/2024
Status REJECTED

App# [S-89423](#)
County/Basin Yamhill / Willamette (2)
Applicant Name CARVER MARCY LLC
ATTN: BRIAN MARCY
ATTN: CLARE CARVER
26851 NW WILLIAMS CANYON RD
GASTON, OR 97119
Priority Date 12/04/2023
Issue Date 02/02/2024
Status APPROVED

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 March 22, 2024. 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#	G-12136
Permit#	G-11204
County/Basin	Klamath / Klamath (14)
Applicant Name	KLAMATH FALLS CITY SCHOOLS DISTRICTS 1 AND 2 475 S ALAMEDA AVE KLAMATH FALLS, OR 97603
Sources/TRSQ40Q160 Use/Quantity	A WELL > KLAMATH RIVER / 38.00S 9.00E 34 SWSW AIR CONDITIONING OR HEATING / 0.220 CFS

App#	G-17971
Permit#	G-17493
County/Basin	Linn / Willamette (2)
Applicant Name	RB WEBBER DEVELOPMENT LLC 3430 NW SPRINGHILL DR ALBANY, OR 97321
Sources/TRSQ40Q160 Use/Quantity	A WELL > TRUAX CREEK BASIN / 11.00S 3.00W 2 SESE A WELL > TRUAX CREEK BASIN / 11.00S 3.00W 2 NESE A WELL > TRUAX CREEK BASIN / 11.00S 3.00W 1 SESW IRRIGATION / 2.000 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 February 27, 2024. 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-150
Certificate	37191
Lessee	OREGON WATER TRUST 65 SW YAMHILL SUITE 200 PORTLAND, OR 97204
Lessor	STEELE, BARRY 31013 COW CREEK ROAD GLENDALE, OR 97442
Lessor	STEELE, CECELIA 31013 COW CREEK ROAD GLENDALE, OR 97442
Priority Date	07/16/1965
Source/Tributary To	COW CREEK / SOUTH UMPQUA RIVER
Lease#	IL-2005
Certificate	81177
Lessor	MCGREGOR, EMMETT 1605 SE 27TH AVE PORTLAND, OR 97214
Lessee	TOWNSEND, LACEY TUALATIN SOIL AND WATER CONSERVATION DISTRICT 7175 NE EVERGREEN PRKWY, #400 HILLSBORO, OR 97124
Priority Date	11/15/1948
Source/Tributary To	DAIRY CREEK / TUALATIN RIVER
Lease#	IL-2006
Certificate	19987
Lessor	PATRICK, RYAN 16760 NW DIXIE MOUNTAIN RD NORTH PLAINS, OR 97133
Lessee	TOWNSEND, LACEY TUALATIN SOIL AND WATER CONSERVATION DISTRICT 7175 NE EVERGREEN PRKWY, #400 HILLSBORO, OR 97124
Priority Date	06/11/1947
Source/Tributary To	MCKAY CREEK / TUALTIN RIVER

Lease# [IL-2007](#)
Certificate 23285, 23284
Lessor HUSON, CHRISTOPHER
11900 NW GALES CREEK RD
GALES CREEK, OR 97117

Applicant TOWNSEND, LACEY
TUALATIN SOIL AND WATER CONSERVATION DISTRICT
7175 NE EVERGREEN PRKWY, #400
HILLSBORO, OR 97124

Priority Date 04/17/1952, 05/25/1949
Source/Tributary To GALES CREEK / TUALATIN 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 07, 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-14393
Water Right	Cert: 97364
County/Basin	Clackamas / Willamette (2)
Applicant Name	GILBERT, BRADLEY & MARY PO BOX 263 MOLALLA, OR 97038
Proposed Change	ADDITIONAL POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > BEAR CREEK BASIN / 5.00S 1.00E 12 NWSE
Use/Quantity	NURSERY USES / 1.400 CFS
Priority Date	11/29/2001
Transfer	T-14394
Water Right	Cert: 46412, 65071 CR
County/Basin	Lane / Willamette (2)
Applicant Name	KAPING, GARY CITY OF JUNCTION CITY 1171 ELM ST JUNCTION CITY, OR 97448
Proposed Change	ADDITIONAL POINT OF APPROPRIATION
Sources/TRSQ40Q160	WELL 5 > WILLAMETTE RIVER / 15.00S 4.00W 32 NWSE WELL NO 4 > WILLAMETTE RIVER / 15.00S 4.00W 32 SWSE
Use/Quantity	MUNICIPAL USES / 0.920 CFS
Priority Date	MUNICIPAL USES / 1.110 CFS 11/15/1971, 02/15/1961
Transfer	T-14395
Water Right	Cert: 35374
County/Basin	Marion / Willamette (2)
Applicant Name	COLEMAN, JOHN P. WESTWOOD FARMS, INC PO BOX 82 SAINT PAUL, OR 97137
Proposed Change	ADDITIONAL POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > WILLAMETTE RIVER / 6.00S 3.00W 10 NWNE
Use/Quantity	IRRIGATION / 0.630 CFS
Priority Date	06/16/1964

Transfer [T-14396](#)
Water Right Cert: 45291
County/Basin Jackson / Rogue (15)
Applicant Name WAHL, FREDRICK
161 EDGEWOOD PARK DRIVE
SHADY COVE, OR 97359
Proposed Change POINT OF DIVERSION
Sources/TRSQ40Q160 ROGUE RIVER > PACIFIC OCEAN / 34.00S 1.00W 21 NENE
Use/Quantity IRRIGATION / 0.075 CFS
Priority Date 12/15/1933

Transfer [T-14397](#)
Water Right Cert: 56861
County/Basin Linn / Willamette (2)
Applicant Name KLEINSCHMIT, TROY & CHRISSY
41316 GREEN-FITZWATER DR
LEBANON, OR 97355
Proposed Change POINT OF DIVERSION, PLACE OF USE
Sources/TRSQ40Q160 BEAVER CREEK > CRABTREE CREEK / 11.00S 1.00E 31 NWSW
BEAVER CREEK > CRABTREE CREEK / 11.00S 1.00W 36 NESE
Use/Quantity IRRIGATION / 0.240 CFS
Priority Date 03/12/1974

Transfer [T-14399](#)
Water Right Cert: 97231
County/Basin Harney / Malheur Lake (12)
Applicant Name GILMORE, JAMES & SUE
30427 STELLMACHER DR
ALBANY, OR 97321
Proposed Change ADDITIONAL POINT OF APPROPRIATION, PLACE OF USE
Sources/TRSQ40Q160 A WELL > HOT SPRINGS SLOUGH BASIN / 27.00S 34.00E 5 NESW
A WELL > HOT SPRINGS SLOUGH BASIN / 27.00S 34.00E 5 SWNE
A WELL > HOT SPRINGS SLOUGH BASIN / 26.00S 34.00E 25 SESE
A WELL > HOT SPRINGS SLOUGH BASIN / 26.00S 34.00E 7 NENW
Use/Quantity IRRIGATION / 2.0199 CFS
Priority Date 04/13/1992

Transfer Applications: Permit Amendments

The holder of a water right permit may apply to change a point of diversion or appropriation or to change the place of use pursuant to ORS 537.211 (4).

Notice is given that the following applications for Permit Amendments have been received by the Department. If the proposed change in point of diversion or appropriation is for a distance greater than 1/4 mile or includes intervening diversion points, notice also will be published in a local newspaper.

Transfer	T-14398
Water Right	Permit: G-18256
County/Basin	Linn / Willamette (2)
Applicant Name	BURKHOLDER PROPERTIES LLC 5046 GRAND PRAIRIE RD SE ALBANY, OR 97322
Proposed Change	POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > SOUTH COX CREEK WATERSHED / 11.00S 3.00W 22 NENW A WELL > SOUTH COX CREEK WATERSHED / 11.00S 3.00W 21 SWNE
Use/Quantity	IRRIGATION / 4.010 CFS
Priority Date	11/06/2018

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#	<u>97585</u>
App:	S-68707
County/Basin	Coos / South Coast (17)
Applicant Name	LA FRANCHI, RON
Priority Date	04/17/1986
Issue Date	02/02/2024

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

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February 6, 2024

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.