

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
April 23, 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.
- * **Expedited Secondary Applications to Use Stored Water**
Applications to use stored water exclusively, filed under a simplified review process.
- * **Establishment of Mitigation Credits in the Deschutes Basin pursuant to OAR Chapter 690, Division 521 (ORS 537.746)**
- * **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.
- * **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.
- * **Renewal of Aquifer Storage and Recovery (ASR) Limited Licenses**
- * **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 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.
- * **HE 331 Instream Conversion of Hydroelectric Right**
- * **Notice of Consideration for instream HE 318**

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

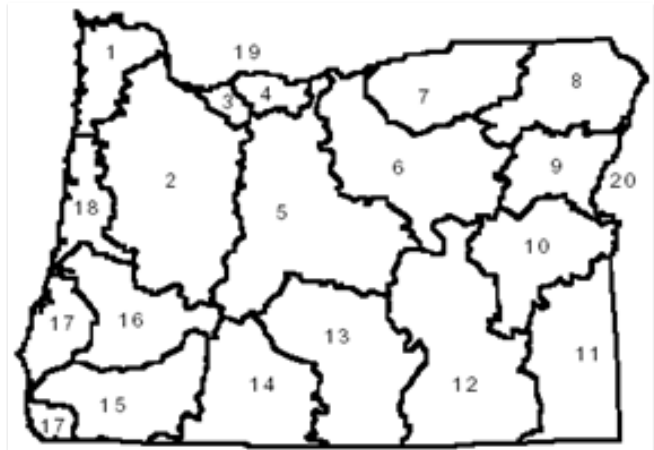
Unit of measure:

- 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, May 23, 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, June 07, 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# [R-89446](#)
County/Basin Lane / Willamette (2)
Applicant Name BAKER, PERRY A.
4034 FAIRVIEW INDUSTRIAL DR SE
SALEM, OR 97302
Sources/TRSQ40Q160 RUNOFF > FERN RIDGE RESERVOIR / 17.00S 5.00W 36 SWSW
Use/Quantity WILDLIFE / 24.000 AF
Priority Date 03/07/2024
Stage/Status IR / PROPOSE TO APPROVE

App# [S-89448](#)
County/Basin Washington / Willamette (2)
Applicant Name BECKER, JOLYNN
13680 NW MAIN ST
BANKS, OR 97106
Sources/TRSQ40Q160 UNNAMED STREAM > WEST FORK DAIRY CREEK / 2.00N 3.00W 7 NWSW
Use/Quantity MUNICIPAL USES / 0.250 CFS
Priority Date 03/07/2024
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 503-986-0900.

App#	G-19231
County/Basin	Clackamas / Willamette (2)
Applicant Name	T AND K SESTER FAMILY LLC ATTN: TED SESTER 24200 SE HWY 212 DAMASCUS, OR 97089
Priority Date	12/13/2021
Issue Date	04/12/2024
Status	DENIED
App#	LL-1968
County/Basin	Jackson / Rogue (15)
Applicant Name	ROGUE FAMILY FARMS 13003 HWY 62 EAGLE POINT, OR 97524
Issue Date	04/22/2024
Status	APPROVED
App#	LL-1971
County/Basin	Jackson / Rogue (15)
Applicant Name	WARD, AARON 9090 STERLING CREEK RD JACKSONVILLE, OR 97530
Issue Date	04/23/2024
Status	APPROVED
App#	R-88925
County/Basin	Malheur / Owyhee (11)
Applicant Name	MACKENZIE, MARK 850 ROCKVILLE RD JORDAN VALLEY, OR 97910
Priority Date	03/22/2021
Issue Date	04/19/2024
Status	APPROVED
App#	R-89210
County/Basin	Douglas / Umpqua (16)
Applicant Name	TAYLOR-PUPLAMPU, ADI YAMATO 1152 MEHL CREEK RD OAKLAND, OR 97462
Priority Date	01/31/2022
Issue Date	04/19/2024
Status	DENIED

App# [R-89428](#)
County/Basin Yamhill / Willamette (2)
Applicant Name KING, DAVID
KING, SARAH
16520 NE NELSON RD
NEWBERG, OR 97132
Priority Date 12/29/2023
Issue Date 04/12/2024
Status APPROVED

App# [S-88777](#)
County/Basin Clackamas / Willamette (2)
Applicant Name RANARD, JACQUES
14891 S REDLAND RD
OREGON CITY, OR 97045
UMATILLA INC.
1131 SE UMATILLA ST
PORTLAND, OR 97202
Priority Date 12/05/2019
Issue Date 04/12/2024
Status DENIED

App# [S-89399](#)
County/Basin Polk / Willamette (2)
Applicant Name KNIELING, DAVID
PO BOX 5113
SALEM, OR 97304
Priority Date 09/13/2023
Issue Date 04/12/2024
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 **May 23, 2024**. 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#	S-89454
County/Basin	Yamhill / Willamette (2)
Applicant Name	GUILLIAMS, JOHN 21838 NW GERRISH VALLEY RD YAMHILL, OR 97148
Sources/TRSQ40Q160	A RESERVOIR > SALT CREEK / 2.00S 4.00W 29 NWNW
Use/Quantity	IRRIGATION / 15.000 AF
Priority Date	04/15/2024

App#	S-89455
County/Basin	Wheeler / John Day (6)
Applicant Name	TWO BROTHERS RANCH LLC CORNELL, ANDREW 61583 HOSMER LAKE DR BEND, OR 97702
Sources/TRSQ40Q160	A RESERVOIR > MARSHALL CREEK / 11.00S 22.00E 36 SESE
Use/Quantity	IRRIGATION / 9.100 AF
Priority Date	04/18/2024

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 #: **MP-184**
Project Applicant: Deschutes River Conservancy Mitigation Bank and Swalley Irrigation District and Deborah Farmer
Mitigation Project
And Process: Instream Lease Application IL-1364 which is included in this public notice.
Subbasin/Source: Middle Deschutes subbasin - Deschutes River tributary to the Columbia River
Amount of Water: up to 0.154 Cubic Foot per Second and 52.91 Acre-Feet from POD 3
Current Use: Irrigation of 8.0 acres from POD 3
Credits Assigned to: Deschutes River Conservancy Mitigation Bank
Preliminary Mitigation
Credit Determination: 14.4 mitigation credits that may be available for use in the Middle Deschutes and/or General Zones of Impact
Contact: Sarah Henderson (503) 979-9872

Deschutes County
Mitigation Project #: **MP-185**
Project Applicant: Deschutes River Conservancy Mitigation Bank and Swalley Irrigation District and Thomas Acquisitions
Mitigation Project
And Process: Instream Lease Application IL-1367 which is included in this public notice.
Subbasin/Source: Middle Deschutes subbasin - Deschutes River tributary to the Columbia River
Amount of Water: up to 0.151 Cubic Foot per Second and 51.58 Acre-Feet from POD 3
Current Use: Irrigation of 7.8 acres from POD 3
Credits Assigned to: Deschutes River Conservancy Mitigation Bank
Preliminary Mitigation
Credit Determination: 14.0 mitigation credits that may be available for use in the Middle Deschutes and/or General Zones of Impact
Contact: Sarah Henderson (503) 979-9872

**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 May 23, 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-17185](#)
Permit Number G-16640
County/Basin Marion / Willamette (2)
Applicant Name KENNETH A RASMUSSEN REVOCABLE LIVING TRUST
PO BOX 748
STAYTON, OR 97383-0748

Sources/TRSQ40Q160 NORTHWEST FARM CREDIT SERVICES FLCA
DARLA RASMUSSEN REVOCABLE LIVING TRUST
603 SW LARKSPUR COURT
SUBLIMITY, OR 97385
A WELL > ALDER CREEK / 9.00S 1.00E 16 NWSW
A WELL > ALDER CREEK / 9.00S 1.00E 16 SWSW
Use/Quantity NURSERY USES / 0.6700 CFS
Proposed Completion Date 10/01/2029

App# [S-88407](#)
Permit Number S-55086
County/Basin Douglas / Umpqua (16)
Applicant Name CALDERWOOD, SARAH
CALDERWOOD, TRAVIS
COOPER GROVE
COOPER, BRIAN
COOPER, KRISTINA
9450 BULLOCK RD
OAKLAND, OR 97462
Sources/TRSQ40Q160 A RESERVOIR > COW CREEK / 31.00S 4.00W 28 SWNE
UMPQUA RIVER > PACIFIC OCEAN / 23.00S 7.00W 20 NESW
Use/Quantity IRRIGATION / 28.990 AF
Proposed Completion Date 10/01/2026

App# [G-18536](#)
Permit Number G-18890
County/Basin Lane / Willamette (2)
Applicant Name LAKE, AARON
84735 PARKWAY RD
PLEASANT HILL, OR 97455
Sources/TRSQ40Q160 A WELL > RATTLESNAKE CREEK BASIN / 18.00S 2.00W 35 NWNW
A WELL > RATTLESNAKE CREEK BASIN / 18.00S 2.00W 34 NENE
Use/Quantity IRRIGATION / 0.360 CFS
Proposed Completion Date 10/01/2026

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 May 07, 2024, 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#	LL-1974
County/Basin	Jefferson / Deschutes (5)
Applicant Name	NORTH UNIT IRRIGATION DISTRICT JOSH BAILEY 2024 NW BEECH ST MADRAS, OR 97741
Sources/TRSQ40Q160 Use/Quantity	A RESERVOIR > CROOKED RIVER / 14.00S 13.00E 13 SWNE IRRIGATION FROM STORED WATER ONLY / 120.000 CFS

Renewal of Aquifer Storage and Recovery (ASR) Limited Licenses

ASR means the storage of water from a separate source that meets drinking water standards in a suitable aquifer for later recovery and not having as one of its primary purposes the restoration of the aquifer (ORS 537.531). The use of water for ASR testing purposes requires a limited license pursuant to ORS 537.534. The requirements and procedures of an ASR limited license are different than those for limited licenses pursuant to ORS 537.143. Only after completion of an ASR testing program under a limited license may an applicant apply for a permanent ASR permit. The appearance of a renewal request in the public notice commences a 30-day public comment period. Following the public comment period, the Department may request additional information regarding the renewal request, renew the limited license, renew the limited license with additional conditions, or deny the request.

An ASR Limited License may be renewed if the applicant demonstrates to the Director's satisfaction that further testing is necessary and that the applicant complied with the terms of the limited license. The standards, findings and process used in the license renewal process shall be as provided in OAR 690-350-0020. The Director may renew an ASR Limited License for a term of not more than 5 years.

Application Certificate	ASR Limited License-010 ORS 538.420
County/Basin	WASHINGTON / Willamette
Applicant	City of Tualatin, c/o Terrance Leahy 18800 SW Martinazzi Avenue Tualatin, OR 97062
Source/TRS	Bull Run River > Sandy River / 1.00S 5.00E 25
Use/Quantity	Aquifer Storage and Recovery Testing / 6.68 CFS
ASR Well Locations	ASR 1 (WASH 61623):1875 feet South, 815 feet West from NE corner of Section 34, T2S/R1W Site 2 (proposed): T2S/R1W - Section 35, NE1/4 SE1/4 Site 3(proposed): T3S/R1W - Section 1, NW1/4 NW1/4 Site 4(proposed): T2S/R1W - Section 26, SW1/4 SE1/4
Site 5(proposed):	T2S/R1W - Section 25, SW1/4 NE1/4
Max Injection/Withdrawal	550 GPM / 700 GPM THROUGH EACH OF 5 WELLS
Max Storage Volume	475 MILLION GALLONS

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 May 14, 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-1364
Certificate	74145
Lessor	FARMER, DEBORAH 64695 OLD BEND REDMOND HWY BEND, OR 97701
Lessor	SWALLEY IRRIGATION DISTRICT 64672 COOK AVE SUITE 1 BEND, OR 97703
Lessee	HUBERT, GENEVIEVE DESCHUTES RIVER CONSERVANCY 700 NW HILL ST STE #1 BEND, OR 97703
Priority Date	09/01/1899
Source/Tributary To	DESCHUTES RIVER / COLUMBIA RIVER
Lease#	IL-1367
Certificate	74145
Lessor	THOMAS ACQUISITIONS, LLC; ATTN: MATTHEW THOMAS P.O. BOX 5519 BEND, OR 97708
Lessee	HUBERT, GENEVIEVE DESCHUTES RIVER CONSERVANCY 700 NW HILL ST STE #1 BEND, OR 97703
Lessor	SWALLEY IRRIGATION DISTRICT 64672 COOK AVENUE, SUITE 1 BEND, OR 97703
Priority Date	09/01/1899
Source/Tributary To	DESCHUTES RIVER / COLUMBIA RIVER
Lease#	IL-1730
Certificate	55237
Lessor	BRECKINRIDGE, RICHARD 2136 SYKES CREEK RD ROGUE RIVER, OR 97537
Lessor	BRECKINRIDGE, KELLEY 2136 SYKES CREEK RD ROGUE RIVER, OR 97537
Priority Date	07/30/1974
Source/Tributary To	SYKES CREEK / EVANS CREEK

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 May 23, 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-14435](#)
Water Right Cert: 97497
County/Basin Lake / Goose & Summer Lake (13)
Applicant Name TOWNSEND HB, LLC
23400 NE TOWNSEND WAY
FAIRVIEW, OR 97024
Proposed Change ADDITIONAL POINT OF APPROPRIATION, PLACE OF USE
Sources/TRSQ40Q160 A WELL > CROOKED CREEK BASIN / 35.00S 20.00E 25 SWNW
Use/Quantity IRRIGATION / 1.230 CFS
Priority Date 07/02/2007

Transfer [T-14436](#)
Water Right Cert: 23082, 40495
County/Basin Washington / Willamette (2)
Applicant Name BANKS ROAD, LLC
23400 NE TOWNSEND WAY
FAIRVIEW, OR 97024
Proposed Change ADDITIONAL POINT OF DIVERSION, PLACE OF USE
Sources/TRSQ40Q160 BAUSCH CR/RS > BLEDSOE CREEK / 2.00N 3.00W 32 SENE
BAUSCH CREEK > BLEDSOE CREEK / 2.00N 3.00W 32 NWNE
Use/Quantity IRRIGATION / 0.720 CFS
IRRIGATION / 0.380 CFS
Priority Date 09/11/1952, 08/26/1970

Transfer [T-14437](#)
Water Right Cert: 97605
County/Basin Marion / Willamette (2)
Applicant Name HUPP, JAN
JH ENTERPRISES
19774 GRADE RD SE
SILVERTON, OR 97381
Proposed Change ADDITIONAL POINT OF APPROPRIATION
Sources/TRSQ40Q160 A WELL > SILVER CREEK BASIN / 7.00S 1.00E 21 NENW
Use/Quantity NURSERY USES / 0.270 CFS
Priority Date 06/22/2016

Transfer [T-14438](#)
Water Right Cert: 86449, 86448
County/Basin Coos / South Coast (17)
Applicant Name BANDON BIOTA LLC/BANDON DUNES GOLF RESORT
57744 ROUND LAKE DR
BANDON, OR 97411
Proposed Change POINT OF APPROPRIATION, PLACE OF USE, USE
Sources/TRSQ40Q160 A SUMP > SPRING CREEK / 29.00S 15.00W 25 SENW
UNNAMED STREAM > LAUREL LAKE / 29.00S 15.00W 25 SWNW
Use/Quantity IRRIGATION / 4.435 CFS
IRRIGATION / 6.000 CFS
SUPPLEMENTAL IRRIGATION / 6.000 CFS
Priority Date 04/05/1982, 04/15/1982, 04/05/1982

Transfer [T-14439](#)
Water Right Cert: 73636 (T-7309)
County/Basin Coos / South Coast (17)
Applicant Name BANDON BIOTA LLC/BANDON DUNES GOLF RESORT
57744 ROUND LAKE DR
BANDON, OR 97411
Proposed Change ADDITIONAL POINT OF DIVERSION, PLACE OF USE
Sources/TRSQ40Q160 TWOMILE CREEK > PACIFIC OCEAN / 29.00S 15.00W 13 SESW
TWOMILE CREEK > PACIFIC OCEAN / 29.00S 15.00W 13 SWSE
TWOMILE CREEK > PACIFIC OCEAN / 29.00S 15.00W 24 NENE
TWOMILE CREEK > PACIFIC OCEAN / 29.00S 15.00W 24 NWNE
Use/Quantity IRRIGATION / 0.660 CFS
Priority Date 10/22/1946

Transfer [T-14440](#)
Water Right Cert: 89934
County/Basin Coos / South Coast (17)
Applicant Name BANDON BIOTA LLC/BANDON DUNES GOLF RESORT
57744 ROUND LAKE DR
BANDON, OR 97411
Proposed Change PLACE OF USE, USE
Sources/TRSQ40Q160 A WELL > LOWER TWOMILE CREEK / 29.00S 15.00W 25 SENW
Use/Quantity CRANBERRY / 0.330 CFS
Priority Date 12/07/1992

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 May 23, 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-14119](#) filed by RICKETTS FAMILY FARMS/NICKOLAS RICKETTS P.O. BOX 130 SILVER LAKE, OR 97638, proposes a PLACE OF USE change under Certificates 46880. Certificate 46880 allows the use of 0.24 CUBIC FOOT PER SECOND from A WELL in Sec. 10, T 28S, R 16E, W.M. for IRRIGATION in Sec. 10. The applicant proposes to change the place of use to Sec. 10 AND 15, T 28S, R 16E, W.M. Certificate 91249 allows the use of 0.33 CUBIC FOOT PER SECOND from A WELL in Sec. 10, T 28S, R 16E, W.M. for IRRIGATION in Sec. 15. The applicant proposes to change the place of use to Sec. 10 AND 15, T 28S, R 16E, W.M. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

[T-13887](#) filed by City of Baker City, PO Box 650 Baker City, OR 97814, proposes an additional point of appropriation under Certificate 54983. The right allows the use of 0.53 cubic foot per second from a well in Sec. 20, T9S, R40E, WM for supplemental irrigation in Sec. 20, T9S, R40E, WM. The applicant proposes an additional point of appropriation in Sec. 20, T9S, R40E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

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	2024-002
County	Jackson
Certificate	89373
Priority Date	AUGUST 21, 1915
Name	EAGLE POINT IRRIGATION DISTRICT
Address	PO BOX 157 EAGLE POINT, OR 97524
Use	IRRIGATION
Source	BIG BUTTE CR > ROGUE R
Acres:	8.90
Authorized POU:	T35S R1W 10 NENE, NWNE; T35S R1W 11 NWNW, SWNW
Proposed POU:	T35S R1W 3 SWSE; T35S R1W 11 NENW, NWNW

Notice of Consideration to Convert Instream Hydroelectric Project HE 331

The Department seeks public comments, on the following Notice of Consideration to convert water right HE 331 to an instream water right. Comment's must be submitted within 30 days of publication of this notice.

The Notice of Consideration may be viewed at the Water Resources Department, 725 Summer St. NE, Suite A, Salem, OR 97301-1271. If you would like a copy of the documents, please contact Martin Sanchez at 971-375-6414. A copying fee will be assessed as allowed in ORS Chapter 536.050(1)(e). **Comment's must be received by the Oregon Water Resources Department by 5:00 pm, May 24, 2024.**

Water right HE 331	Certificate: 76861
Amount of water:	0.2 cubic feet per second (cfs)
Source of water:	Spring Creek, tributary to Wallowa Lake
Point water is protected:	NE 1/4 NW 1/4, SECTION 28, T 3 S, R 45 E, W.M.; 1620 FEET EAST AND 1250 FEET SOUTH FROM THE NW CORNER OF SECTION 28.

This project is eligible for conversion under OAR 690-054-0020(1)(a) as use of water under this water right ceased for a period of five years. OAR 690-054-0020(1)(b) It was a time-limited hydroelectric water right that has expired and has not been extended or reauthorized.

The Oregon Water Resource Department (OWRD) requests that parties interested in providing comments on the conversion of this hydroelectric water right into an instream water right contact Craig Kohanek at 503-979-3185 Ron.c.kohanek@water.or.us. Copies of the Notice of Consideration of Conversion are available upon request.

Notice of Consideration to Convert Instream Hydroelectric Project HE 318

The Department seeks public comments, on the following Notice of Consideration to convert water right HE 318 to an instream water right. Comment's must be submitted within 30 days of publication of this notice.

The Notice of Consideration may be viewed at the Water Resources Department, 725 Summer St. NE, Suite A, Salem, OR 97301-1271. If you would like a copy of the documents, please contact Martin Sanchez at 971-375-6414. A copying fee will be assessed as allowed in ORS Chapter 536.050(1)(e). **Comment's must be received by the Oregon Water Resources Department by 5:00 pm, May 24, 2024.**

Water right HE 318:	Certificate: 81901
Amount of water:	2.9 cubic feet per second (cfs)
Source of water:	Deep Creek, tributary to the Clackamas River
Point water is protected:	NW 1/4 SE 1/4, SECTION 31, T 2 S, R 5 E, W.M.; SOUTH 71 DEGREES 30 MINUTES WEST, 1340 FEET FROM THE EAST 1/4 CORNER OF SECTION 31.

This project is eligible for conversion under OAR 690-054-0020(1)(a)(b) as use of water under this water right ceased for a period of five years. OAR 690-054-0020(1)(b) It was a time-limited hydroelectric water right that has expired and has not been extended or reauthorized.

The Oregon Water Resource Department (OWRD) requests that parties interested in providing comments, protests, or requests for standing on the conversion of this hydroelectric water right into an instream water right contact at **Martin Sanchez at 971-375-6414** or Martin.sanchez@water.oregon.gov.

Copies of the Notice of Consideration of Conversion are available upon request.

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS

April 23, 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.