

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS  
May 7, 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](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 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 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: Permit Amendments**  
Requests to amend permits.
- \* **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.
- \* **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<br>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, June 06, 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 21, 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#               | <a href="#">S-89450</a>  |
| County/Basin       | Morrow, Umatilla / Umatilla (7)  |
| Applicant Name     | WINDY RIVER<br>(C/O) ROBERT LEVY<br>1000 HWY 395 S #423<br>HERMISTON, OR 97838 |
| Sources/TRSQ40Q160 | COLUMBIA RIVER > PACIFIC OCEAN / 4.00N 25.00E 2 NENW                           |
| Use/Quantity       | IRRIGATION AND SUPPLEMENTAL IRRIGATION / 10.000 CFS                            |
| Priority Date      | 03/22/2024   |
| 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 503-986-0900.

App# [G-19113](#)  
County/Basin Clackamas / Willamette (2)  
Applicant Name B AND L RIVER RANCH LLC  
C/O BUTCH VOSS  
PO BOX 1068  
CANBY, OR 97013  
Priority Date 04/15/2021  
Issue Date 05/03/2024  
Status WITHDRAWN

App# [G-19147](#)  
County/Basin Baker / Powder (9)  
Applicant Name CLONTS, BILL  
20493 LEE LANE  
BAKER CITY, OR 97814  
Priority Date 06/09/2021  
Issue Date 05/03/2024  
Status DENIED

App# [G-19184](#)  
County/Basin Umatilla / Umatilla (7)  
Applicant Name HERMISTON SCHOOL DISTRICT 8R  
MOONEY, DR TRICIA  
305 SW 11TH ST  
HERMISTON, OR 97838  
Priority Date 02/14/2022  
Issue Date 05/03/2024  
Status WITHDRAWN

App# [LL-1963](#)  
County/Basin Umatilla / Umatilla (7)  
Applicant Name MADISON RANCHES INC.  
MADISON, JAKE  
29299 MADISON RD  
ECHO, OR 97826  
Issue Date 05/02/2024  
Status APPROVED

App# [R-89409](#)  
County/Basin Wasco / Hood (4)  
Applicant Name WINGENS, ULRICH  
C/O INKEN ROBRAHN  
PO BOX 5038  
SAN JOSE, CA 95150  
Priority Date 10/27/2023  
Issue Date 04/26/2024  
Status APPROVED

App# [R-89427](#)  
County/Basin Lane / Willamette (2)  
Applicant Name IVASHORA, YELENA  
LAPTOV, DMITRIY  
27423 ERICKSON RD  
EUGENE, OR 97402  
Priority Date 12/22/2023  
Issue Date 04/26/2024  
Status APPROVED

App# [R-89429](#)  
County/Basin Yamhill / Willamette (2)  
Applicant Name LATHAM, CRAIG  
20855 SW DEER CREEK FLATS RD  
MCMINNVILLE, OR 97128  
Priority Date 01/02/2024  
Issue Date 04/26/2024  
Status APPROVED

App# [R-89435](#)  
County/Basin Yamhill / Willamette (2)  
Applicant Name EICHLER, LEON  
EICHLER, TERRI  
12025 SW LANCEFIELD RD  
MCMINNVILLE, OR 97128  
Priority Date 01/18/2024  
Issue Date 05/03/2024  
Status APPROVED

App# [S-89178](#)  
County/Basin Polk / Willamette (2)  
Applicant Name SOLVEDT, JAMES  
PO BOX 861  
DALLAS, OR 97338  
Priority Date 11/02/2021  
Issue Date 04/26/2024  
Status APPROVED

App# [S-89361](#)  
County/Basin Polk / Willamette (2)  
Applicant Name FORD, BETHANY  
FORD, BRAD  
2200 CHERRY KNOLL RD  
DALLAS, OR 97338  
Priority Date 05/01/2023  
Issue Date 05/03/2024  
Status APPROVED

App# [S-89388](#)  
County/Basin Josephine / Rogue (15)  
Applicant Name SJD PROPERTIES LLC  
C/O JENNIFER DARBY  
1898 NW SUNVIEW PLACE  
GRANTS PASS, OR 97526  
Priority Date 07/17/2023  
Issue Date 05/03/2024  
Status APPROVED

App# [S-89362](#)  
County/Basin Polk / Willamette (2)  
Applicant Name DAVID AND BETTE MCKIBBEN TRUST  
MCKIBBEN, BETTE  
3415 BALLARD RD  
DALLAS, OR 97338  
  
MCKIBBEN, DAVID  
3250 BALLARD RD  
DALLAS, OR 97338  
Priority Date 05/01/2023  
Issue Date 05/03/2024  
Status APPROVED

App# [S-89363](#)  
County/Basin Polk / Willamette (2)  
Applicant Name DAVID AND BETTE MCKIBBEN TRUST  
MCKIBBEN, BETTE  
3415 BALLARD RD  
DALLAS, OR 97338  
  
MCKIBBEN, DAVID  
3250 BALLARD RD  
DALLAS, OR 97338  
Priority Date 05/01/2023  
Issue Date 05/03/2024  
Status APPROVED

App# [S-89422](#)  
County/Basin Yamhill / Willamette (2)  
Applicant Name LUCKY LAND LLC  
PO BOX 99  
LAFAYETTE, OR 97127  
Priority Date 12/04/2023  
Issue Date 05/03/2024  
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 **June 06, 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 diversion point(s).

|                    |  |
|--------------------|--|
| App#               | <a href="#">S-89458</a>  |
| County/Basin       | Baker / Powder (9)   |
| Applicant Name     | CHRISTMAN, TERRY<br>38400 SUNNY DELL LANE<br>HALFWAY, OR Missing Zip |
| Sources/TRSQ40Q160 | A RESERVOIR > EAST PINE CREEK / 8.00S 46.00E 3 SWSW                  |
| Use/Quantity       | IRRIGATION / 1.700 AF  |
| Priority Date      | 04/25/2024   |

**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 June 06, 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#                     | <a href="#">G-17174</a>  |
| Permit Number            | G-16639  |
| County/Basin             | Morrow / Umatilla (7)  |
| Applicant Name           | MURRAY, ANNE CATHERINE<br>MURRAY, JOHN R.<br>PO BOX 427<br>HEPPNER, OR 97836 |
| Sources/TRSQ40Q160       | A WELL > RHEA CREEK / 2.00S 24.00E 2 NENW                                    |
| Use/Quantity             | IRRIGATION / 0.420 CFS   |
| Proposed Completion Date | 10/01/2027   |

## **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 June 21, 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#               | <a href="#">G-17558</a>  |
| Permit#            | G-17020  |
| County/Basin       | Union / Grande Ronde (8)   |
| Applicant Name     | RUDD, BRETT<br>62913 WALLSINGER RD<br>COVE, OR 97824   |
| Sources/TRSQ40Q160 | A WELL > WRIGHT SLOUGH / 2.00S 39.00E 20 SWNW<br>A WELL > WRIGHT SLOUGH / 2.00S 39.00E 20 SENW |
| Use/Quantity       | IRRIGATION / 4.4580 CFS  |
| App#               | <a href="#">G-17651</a>  |
| Permit#            | G-18110  |
| County/Basin       | Malheur / Malheur (10)   |
| Applicant Name     | RISE AND SHINE LLC<br>MCCREARY, KIM W.<br>2405 FARM DISTRICT RD<br>FERNLEY, NV 89408           |
| Sources/TRSQ40Q160 | A WELL > MALHEUR RIVER BASIN / 18.00S 45.00E 24 NWNW   |
| Use/Quantity       | IRRIGATION / 1.827 CFS   |
| App#               | <a href="#">S-86311</a>  |
| Permit#            | S-54236  |
| County/Basin       | Curry / South Coast (17)   |
| Applicant Name     | LOSHBAUGH, DANIEL<br>PO BOX 343<br>SIXES, OR 97476   |
| Sources/TRSQ40Q160 | A RESERVOIR > PRICE CREEK / 31.00S 15.00W 33 SWSE  |
| Use/Quantity       | CRANBERRY / 8.000 AF   |

App# [R-86310](#)  
Permit# R-14247  
County/Basin Curry / South Coast (17)  
Applicant Name LOSHBAUGH, DANIEL  
PO BOX 343  
SIXES, OR 97476  
Sources/TRSQ40Q160 RUNOFF > PRICE CREEK / 31.00S 15.00W 33 SWSE  
Use/Quantity STORAGE / 8.000 AF

## 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 21, 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#                               | <a href="#">LL-1976</a>  |
| County/Basin                       | Klamath / Klamath (14)   |
| Applicant Name                     | JELD-WEN INC.<br>MAURER, LARRY<br>407 HARBOR ISLES BLVD<br>KLAMATH FALLS, OR 97601         |
| Sources/TRSQ40Q160<br>Use/Quantity | A WELL > KLAMATH RIVER / 38.00S 9.00E 19 SWNE<br>INDUSTRIAL/MANUFACTURING USES / 0.500 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              | <b>ASR Limited License-026</b>   |
| Certificate              | Certificates 86337, 22839, 83993, 87714, 86889; T-13030; Permit G-18154  |
| County/Basin             | CROOK / Deschutes  |
| Applicant                | City of Prineville, c/o Eric Klann<br>387 NE 3 <sup>rd</sup> Street<br>Prineville, OR 97754  |
| Source/TRS               | Wells > Crooked River / 15.00S 16.00E 4, 5, 6, 8<br>Wells > Crooked River/ 14.00S 16.00E 31, 32<br>Wells > Crooked River / 14.00S 15.00E 25  |
| Use/Quantity             | Aquifer Storage and Recovery Testing / 6.68 CFS  |
| ASR Well Locations       | ASR 1 (CROO 54191):1070 feet North, 1710 feet East from SW corner of Section 11, T15S/R15E<br>ASR 2 (proposed): 1691 feet North, 462 feet East from SW corner of Section 11, T15S/R15E<br>ASR 3 (proposed): 2569 feet North, 327 feet East from SW corner of Section 11, T15S/R15E<br>ASR 4 (proposed): 1141 feet South, 83 feet East from NW corner of Section 11, T15S/R15E<br>ASR 5 (proposed): 442 feet North, 86 feet West from SE corner of Section 3, T15S/R15E |
| Max Injection/Withdrawal | 1,100 GPM / 2,000 GPM THROUGH EACH OF 5 WELLS  |
| Max Storage Volume       | 870 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 28, 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-1989](#)  
Certificate 12829, 12830, 12831  
Lessor SAMS, DARYL  
45731 BEST RD  
PENDLETON, OR 97801

Lessor SAMS, DUANE J.  
1501 W 46TH AVE  
KENNEWICK, WA 99337

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

Priority Date 12/31/1893, 12/31/1905, 12/31/1891  
Source/Tributary To NORTH FORK WALLA WALLA RIVER / WALLA WALLA RIVER

Lease# [IL-2035](#)  
Certificate 2616  
Lessor HOEFT, LARRY S.  
68060 HIGHWAY 395 S  
PENDLETON, OR 97801

Lessor HOEFT, BECKY  
68060 HIGHWAY 395 S  
PENDLETON, OR 97801

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

Priority Date 12/31/1904  
Source/Tributary To BIRCH CREEK / UMATILLA 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 June 06, 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: 97491  
County/Basin Washington / Willamette (2)  
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 > BAUSCH CREEK DRAINAGE / 2.00N 3.00W 29 SWSE  
Use/Quantity IRRIGATION / 0.446 CFS  
Priority Date 12/26/2000

Transfer [T-14450](#)  
Water Right Cert: 95849  
County/Basin Washington / Willamette (2)  
Applicant Name BECKER, JOLYNN  
CITY OF BANKS  
13680 NW MAIN ST  
BANKS, OR 97106  
Proposed Change ADDITIONAL POINT OF APPROPRIATION  
Sources/TRSQ40Q160 A WELL > WEST FORK DAIRY CREEK BASIN / 2.00N 3.00W 31 NENW  
Use/Quantity MUNICIPAL USES / 1.000 CFS  
Priority Date 12/05/2002

Transfer [T-14451](#)  
Water Right Cert: 91322  
County/Basin Yamhill / Willamette (2)  
Applicant Name PINE RIDGE WINERY  
PO BOX 85  
DUNDEE, OR 97115  
Proposed Change PLACE OF USE  
Sources/TRSQ40Q160 A WELL > HARVEY CREEK BASIN / 3.00S 3.00W 27 NENE  
Use/Quantity IRRIGATION / 0.267 CFS  
Priority Date 03/23/1994



|                    |  |
|--------------------|--|
| Transfer           | <a href="#">T-14452</a>                              |
| Water Right        | Cert: 91321  |
| County/Basin       | Yamhill / Willamette (2)                             |
| Applicant Name     | PINE RIDGE WINERY<br>PO BOX 85<br>DUNDEE, OR 97115   |
| Proposed Change    | PLACE OF USE   |
| Sources/TRSQ40Q160 | A WELL > WILLAMETTE RIVER BASIN / 4.00S 3.00W 3 NENW |
| Use/Quantity       | IRRIGATION / 0.166 CFS                               |
| Priority Date      | 03/23/1994   |

## **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 June 06, 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-14055](#) filed by Jim Whitney, PO Box 1614, Pendleton, OR 97801, and Gary Jellum, 101 SE 3<sup>rd</sup> Street, Pendleton, OR 97801, proposes a change in point of appropriation under Certificates 90235, 91881, and 95278. Certificate 90235 allows the use of 0.92 cubic foot per second (cfs) from a well in Sec. 19, T2N, R32E, WM for irrigation in Sects. 17, 19, and 20, T2N, R32E, WM. Certificate 91881 allows the use of no more than 2.36 cfs from Well 2 in Sec. 19, T2N, R32E, WM for irrigation in Sects. 17, 18, 19, and 20, T2N, R32E, WM. Certificate 95278 allows the use of 0.07 cfs from a well in Sec. 19, T2N, R32E, WM for irrigation in Sec. 20, T2N, R32E, WM. The applicant proposes to move the point of appropriation for each certificate within Sec. 19, T2N, R32E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

[T-14342](#) filed by Steven D. Baldwin, 27808 Widows Creek Rd, Mt Vernon, OR 97865, proposes a change in place of use under Certificate 89190. The right allows the use of 0.10 cubic foot per second from Widows Creek in Sec. 28, T13S, R28E, WM for irrigation in Sec. 21, T13S, R28E, WM. The applicant proposes to change the place of use within Sec. 21, T13S, R28E, 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           | <a href="#">T-14448</a>   |
| Water Right        | Cert: 13681, 19936  |
| County/Basin       | Yamhill / Willamette (2)  |
| Applicant Name     | GODFREY, NICHOLAS<br>RIVERBEND LANDFILL CO.<br>3205 SE MINTER BRIDGE RD.<br>HILLSBORO, OR 97123                     |
| Proposed Change    | PLACE OF USE  |
| Sources/TRSQ40Q160 | SOUTH YAMHILL RIVER > YAMHILL RIVER / 5.00S 5.00W 12 NWNW<br>YAMHILL RIVER > WILLAMETTE RIVER / 5.00S 5.00W 12 NWNW |
| Use/Quantity       | IRRIGATION / 0.750 CFS<br>IRRIGATION / 0.630 CFS  |
| Priority Date      | 12/03/1929, 10/29/1938  |

## 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           | <a href="#">T-14449</a>  |
| Water Right        | Permit: G-7593   |
| County/Basin       | Washington / Willamette (2)  |
| Applicant Name     | BECKER, JOLYNN<br>CITY OF BANKS<br>13680 NW MAIN ST<br>BANKS, OR 97106 |
| Proposed Change    | ADDITIONAL POINT OF APPROPRIATION                                      |
| Sources/TRSQ40Q160 | A WELL > WEST FORK DAIRY CREEK / 2.00N 3.00W 31 NENW                   |
| Use/Quantity       | MUNICIPAL USES / 0.670 CFS   |
| Priority Date      | 09/29/1977   |

## Notice of District Permanent Transfer for Place of Use

A district may allow a change in place of use prior to the Department issuing a final order approving a district permanent transfer application provided, in part, that (1) the District files a notice with the Department of the change in place of use prior to making the change, and (2) prior to the end of the calendar year in which the change in place of use occurs the District submits a district permanent transfer application for the same change in place of use [ORS 690-385-4100(1)(a) and (b)]. Notices for District Permanent Transfers for Place of Use submitted to the Department are listed below.

|                 |   |
|-----------------|---|
| Notice          | <b>2024-003</b>   |
| County          | Deschutes   |
| Certificate     | 94956, 76714  |
| Priority Date   | 10/31/1900; 12/2/1907; 2/28/1913                          |
| Name            | CENTRAL OREGON IRRIGATION DISTRICT                        |
| Address         | 1055 S.W. LAKE CT<br>REDMOND, OR 97756                    |
| Use             | IRRIGATION; SUPPLEMENTAL IRRIGATION                       |
| Source          | DESCHUTES R > COLUMBIA R<br>CRANE PRAIRIE RES > DESCHUTES |
| Acres:          | 1.01  |
| Authorized POU: | T14S R13E 33 NWSE   |
| Proposed POU:   | T17S R12E 14 SENW   |

## 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# [97725](#)  
App: G-16930  
County/Basin Linn / Willamette (2)  
Applicant Name CALA FARMS  
Priority Date 09/18/2007  
Issue Date 04/26/2024

Cert# [97721](#)  
Xfer: T-13425  
County/Basin Clackamas / Willamette (2)  
Applicant Name KOCH, STEPHEN A.  
Priority Date 10/22/1968  
Issue Date 04/26/2024

Cert# [97722](#)  
Xfer: T-13425  
County/Basin Clackamas / Willamette (2)  
Applicant Name KOCH, STEPHEN A.  
Priority Date 11/22/1976  
Issue Date 04/26/2024

Cert# [97723](#)  
Xfer: T-13425  
County/Basin Clackamas / Willamette (2)  
Applicant Name KOCH, STEPHEN A.  
WALCH, DONALD; DONALD L WALCH TRUST  
DONALD L WALCH TRUST  
Priority Date 06/17/1964  
Issue Date 04/26/2024

Cert# [97724](#)  
Xfer: T-13425  
County/Basin Clackamas / Willamette (2)  
Applicant Name KOCH, STEPHEN A.  
WALCH, DONALD; DONALD L WALCH TRUST  
DONALD L WALCH TRUST  
Priority Date 02/09/1990  
Issue Date 04/26/2024

Cert# [97741](#)  
App: R-87640  
County/Basin Jackson / Rogue (15)  
Applicant Name RESSLER, BRIAN  
Priority Date 07/19/2010  
Issue Date 04/26/2024

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

## PUBLIC NOTICE OF WATER USE REQUESTS

May 7, 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:

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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.