

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS  
May 21, 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.
- \* **Alternate Reservoir Applications (ORS 537.409)**  
Applications for storage permits for small ponds filed under a simplified review process.
- \* **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.
- \* **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: District Permanent for Non-Use - ORS 540.574**  
Petitions requesting permanent changes in place(s) of use within a district's boundary for Non-Use over a period of four successive irrigation seasons.
- \* **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.
- \* **Water Management and Conservation Plans**  
Water management and conservation plans submitted by municipalities and agricultural water suppliers under provisions of OAR Chapter 690, Division 86.
- \* **Certificate Issuance**  
Included in this section is a listing of recently issued water right certificates.
- \* **HE 555 Reauthorization of Minor hydroelectric**

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

## How to Read the Listing

**App#:**

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

**County/Basin (See Map)**

**Applicant Name**

**Applicant Address**

**Sources/TRSQ40Q160**

**Use/Quantity**

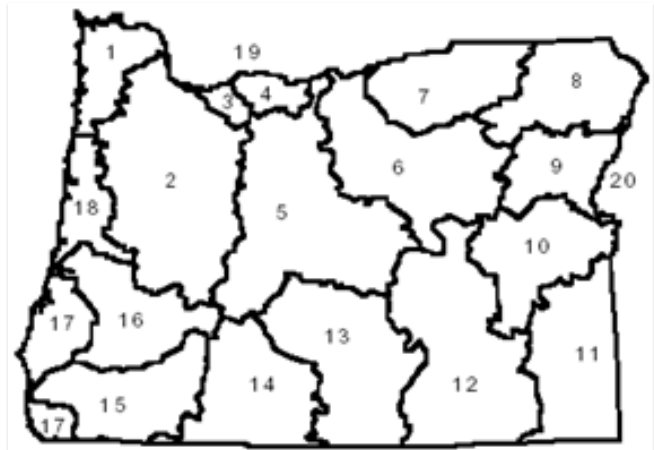
Unit of measure:

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

**Priority Date**

**Stage/Status**

- IR: Initial Review
- PFO: Proposed Final Order



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

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

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

## **Initial Review and Proposed Final Orders**

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

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

### **Initial Review Stage (IR)**

The Department has given the applicant an initial review of water-use restrictions, water availability and other limitations that affect the agency's decision on whether to issue a permit. The Department welcomes comments from interested persons, agencies and organizations on the proposed water use. **The comment deadline for initial reviews appearing in this public notice is 5pm, Thursday, June 20, 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, July 05, 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 05/14/2024  
– 05/21/2024\*\*\***

## 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# [LL-1969](#)  
County/Basin Klamath / Klamath (14)  
Applicant Name MORELLO CONSTRUCTION LLC  
2637 OLD MIDLAND ROAD  
KLAMATH FALLS, OR 97603  
Issue Date 05/10/2024  
Status APPROVED

App# [R-88765](#)  
County/Basin Marion / Willamette (2)  
Applicant Name BIELENBERG RLT, DAVID J.  
16425 HERIGSTAD RD NE  
SILVERTON, OR 97381  
Priority Date 03/22/2019  
Issue Date 05/17/2024  
Status APPROVED

App# [R-89150](#)  
County/Basin Crook / Deschutes (5)  
Applicant Name POR-TAY NORTHWEST, LLC  
ATTN: IAN FAHEY  
18500 BULL SPRINGS RD  
BEND, OR 97703  
Priority Date 07/26/2021  
Issue Date 05/10/2024  
Status DENIED

App# [S-89126](#)  
County/Basin Columbia / North Coast (1)  
Applicant Name YANCE, JOSE  
C/O DEMLAND AND CROMWELL LLC  
9220 SW BARBUR BLVD SUITE 119, 205  
PORTLAND, OR 97219  
Priority Date 06/08/2021  
Issue Date 05/10/2024  
Status DENIED

App# [S-89404](#)  
County/Basin Linn / Willamette (2)  
Applicant Name GROSHONG FARM LLC  
ATTN: LINDA DAVIS  
38155 CONSER RD NE  
ALBANY, OR 97321  
Priority Date 09/29/2023  
Issue Date 05/17/2024  
Status APPROVED

## **Alternate Reservoir Applications (ORS 537.409)**

For alternate reservoir applications filed under ORS 537.409, the public is invited to comment within 60 days of this notice. The law provides that within 60 days after the Department provides public notice of the application, any person may submit detailed, legally obtained information in writing, requesting the Department to deny the application for a permit on the basis that the reservoir:

- (A) Would result in injury to an existing water right; or
- (B) Would pose a significant detrimental impact to existing fishery resources as determined on the basis of information submitted by the State Department of Fish and Wildlife.

**Such comments must be submitted on or before July 20, 2024.**

App#	<a href="#">R-89462</a>
County/Basin	Benton / Willamette (2)
Applicant Name	ULASSIN, KYLE 365 NE MISTLETOE CIRCLE CORVALLIS, RI 97330
Sources/TRSQ40Q160	RUNOFF > MOUNTAIN VIEW CREEK / 11.00S 4.00W 6 SWNW
Use/Quantity	MULTIPLE PURPOSE / 2.000 AF
Priority Date	05/11/2024

App#	<a href="#">R-89463</a>
County/Basin	Benton / Willamette (2)
Applicant Name	ULASSIN, KYLE 365 NE MISTLETOE CIRCLE CORVALLIS, RI 97330
Sources/TRSQ40Q160	RUNOFF > MOUNTAIN VIEW CREEK / 11.00S 4.00W 6 SWNW
Use/Quantity	MULTIPLE PURPOSE / 8.000 AF
Priority Date	05/11/2024

## **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 20, 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-89464</a>
County/Basin	Wasco / Hood (4)
Applicant Name	WINGENS, ULRICH PO BOX 5038 SAN JOSE, CA 95150
Sources/TRSQ40Q160	A RESERVOIR > GOOSEBERRY SPRING CREEK / 2.00N 13.00E 20 SWNW
Use/Quantity	IRRIGATION / 8.000 AF
Priority Date	05/15/2024



## 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.

Crook County Mitigation Project #: Project Applicant:	<b>MP-323</b> Deschutes River Conservancy Mitigation Bank and Ochoco Irrigation District on behalf of few landowners
Mitigation Project And Process:	Instream Lease IL-2041 - see also instream lease section of this notice for additional application details
Subbasin/Source: Amount of Water:	Crooked River subbasin – Ochoco Creek, tributary to the Crooked River Certificate 82246 (PR 8/10/1917) up to 1.156 Cubic Foot per Second and 421.8 Acre-Feet
Current Use: Credits Assigned to: Preliminary Mitigation Credit Determination:	Certificate 82246 (PR 8/10/1917) Irrigation of 140.60 acres for mitigation Deschutes River Conservancy Mitigation Bank  253.1 mitigation credits that may be available for use in the Crooked River and/or General Zones of Impact
Contact:	Sarah Henderson (503) 979-9872
Deschutes County Mitigation Project #: Project Applicant: Mitigation Project And Process:	<b>MP-324</b> Deschutes River Conservancy Mitigation Bank and Wanek Ranch, LLC  Instream Lease IL-2044 - see also instream lease section of this notice for additional application details
Subbasin/Source: Amount of Water:	Little Deschutes River subbasin – Little Deschutes tributary of Deschutes River up to 1.081 Cubic Foot per Second and 277.18 Acre-Feet for priority date 1897 up to 1.056 Cubic Foot per Second and 270.78 Acre-Feet for priority date 4/3/1902
Current Use: Credits Assigned to: Preliminary Mitigation Credit Determination:	Irrigation of 69.3 acres for priority date 1897 Irrigation of 67.7 acres for priority date 4/3/1902 Deschutes River Conservancy Mitigation Bank  Up to 246.6 mitigation credits that may be available for use in the Little, Upper, Middle Deschutes and/or General Zones of Impact
Contact:	Sarah Henderson (503) 979-9872

Deschutes County  
Mitigation Project #: **MP-325**  
Project Applicant: Deschutes River Conservancy Mitigation Bank and Deschutes Land Trust  
Mitigation Project  
And Process: Instream Lease IL-2045 - see also instream lease section of this notice for additional application details  
Subbasin/Source: Little Deschutes River subbasin – Little Deschutes tributary of Deschutes River  
Amount of Water: Certificate 6 - up to 0.71 Cubic Foot per Second for priority date 1901  
Certificate 7 - up to 1.76 Cubic Foot per Second for priority date 1900  
Certificate 8 - up to 1.35 Cubic Foot per Second priority date June 1899  
Certificate 10 - up to 0.38 Cu  
Current Use: Certificate 6 - Irrigation of 49.5 acres  
Certificate 7 - Irrigation of 125.5 acres  
Certificate 8 - Irrigation of 94.5 acres  
Certificate 10 - Irrigation of 26.5 acres  
Certificate 11 - Irrigation of 34.0 acres  
Certificate 12 - Irrigation of 9  
Credits Assigned to: Deschutes River Conservancy Mitigation Bank  
Preliminary Mitigation  
Credit Determination: Up to 767.7 mitigation credits that may be available for use in the Little Deschutes Zone 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 June 20, 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-12759](#)  
Permit Number G-12123  
County/Basin Lane / Willamette (2)  
Applicant Name CITY OF JUNCTION CITY  
PO BOX 250  
JUNCTION CITY, OR 97448  
Sources/TRSQ40Q160 A WELL > INGRAM SLOUGH / 15.00S 4.00W 31 SESE  
Use/Quantity MUNICIPAL USES / 1.670 CFS  
Proposed Completion Date 10/01/2055

App# [G-12889](#)  
Permit Number G-13023  
County/Basin Curry / South Coast (17)  
Applicant Name ARRIOLA BOGS LLC  
PO BOX 458  
COQUILLE, OR 97423  
Sources/TRSQ40Q160 A WELL > FLORAS LAKE BASIN / 31.00S 15.00W 28 NWNE  
Use/Quantity CRANBERRY / 4.500 CFS  
Proposed Completion Date 10/01/2028

## **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 July 05, 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-14657](#)  
Permit# G-13526  
County/Basin Lake / Goose & Summer Lake (13)  
Applicant Name JANES, JOHN E.  
JANES, MICHELLE D.  
18597 TUNNEL HILL RD  
LAKEVIEW, OR 97630  
Sources/TRSQ40Q160 A WELL > COTTONWOOD CREEK / 39.00S 19.00E 21 NWNE  
Use/Quantity SUPPLEMENTAL IRRIGATION / 2.250 CFS

App# [S-87644](#)  
Permit# S-55165  
County/Basin Benton / Willamette (2)  
Applicant Name J AND C BAYNE LLC  
3309 GEARY ST SE  
ALBANY, OR 97322  
Sources/TRSQ40Q160 WILLAMETTE RIVER > COLUMBIA RIVER / 13.00S 4.00W 18 SESE  
BLUE RIVER RESERVOIR > BLUE RIVER / 16.00S 4.00E 16 SESE  
COTTAGE GROVE RESERVOIR > CENTER FORK WILLAMETTE RIVER / 21.00S 3.00W 28 SENE  
COUGAR RESERVOIR > SOUTH FORK MCKENZIE RIVER / 16.00S 5.00E 31 SESE  
DORENA RESERVOIR > ROW RIVER / 20.00S 2.00W 32 NWSE  
FALL CREEK RESERVOIR > FALL CREEK / 19.00S 1.00W 1 NESW  
FERN RIDGE RESERVOIR > LONG TOM RIVER / 17.00S 5.00W 4 NESW  
HILLS CREEK RESERVOIR > MIDDLE FORK WILLAMETTE RIVER / 21.00S 3.00E 35 NENW  
LOOKOUT POINT RESERVOIR > MIDDLE FORK WILLAMETTE RIVER / 19.00S 1.00W 13 NWSE  
Use/Quantity IRRIGATION / 430.7496 AF

App#	<a href="#">G-14798</a>
Permit#	G-13698
County/Basin	Harney / Malheur Lake (12)
Applicant Name	SINGHOSE, LORISSA SINGHOSE, PHILLIP 67459 S RANCH RD RILEY, OR 97758
Sources/TRSQ40Q160	WELL 1V > SILVER CREEK / 24.00S 27.00E 22 NENE WELL 2U > SILVER CREEK / 24.00S 27.00E 24 SWNW WELL 3M > SILVER CREEK / 24.00S 27.00E 23 SWNW
Use/Quantity	IRRIGATION / 6.1599 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 June 11, 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#	<a href="#">IL-1703</a>
Certificate	75656 CR
Lessor	WHITNEY, JIM PO BOX 1614 PENDLETON, OR 97801
Lessee	PENVOSE, AARON TROUT UNLIMITED 621 MAIN ST STE C LEWISTON, ID 83501
Interested Party	SCHMIDT, BEVERLY USDA 650 HAWTHORNE AVE SE SUITE 130 SALEM, OR 97301
Interested Party	ECKLEY, JULIANNA USDA
Interested Party	CHIONO, ANTON CONFEDERATED TRIBES OF THE UMATILLA INDIAN RESERVATION 46411 TIMINE WAY PENDLETON, OR 97801
Priority Date	12/31/1880
Source/Tributary To	BIRCH CREEK / UMATILLA RIVER
Lease#	<a href="#">IL-1864</a>
Certificate	86840 CR
Lessor	JOURNOT, SHELBY 67005 E BIRCH CREEK RD PILOT ROCK, OR 97868
Lessor	JOURNOT, ZACK 67005 E BIRCH CREEK RD PILOT ROCK, OR 97868
Lessee	PENVOSE, AARON TROUT UNLIMITED 621 MAIN ST STE C LEWISTON, ID 83501
Priority Date	12/31/1873, 12/31/1882, 12/31/1895
Source/Tributary To	EAST BIRCH CREEK / BIRCH CREEK

Lease# [IL-1984](#)  
 Certificate 804920, 80491, 80492, 89086, 89088, 91874, 91875  
 Lessor WHITNEY, JIM  
 WHITWHIT, LLC  
 PO BOX 1614  
 PENDLETON, OR 97801

Lessee RIVARD, CHRYSTEN  
 TROUT UNLIMITED  
 633 IOWA ST  
 ASHLAND, OR 97520

Interested Party CHIONO, ANTON  
 CONFEDERATED TRIBES OF THE UMATILLA INDIAN RESERVATION  
 46411 TIMINE WAY  
 PENDLETON, OR 97801

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

Priority Date 04/05/1956, 05/31/1909, 10/25/1935, 12/31/1892, 10/25/1935, 10/31/1902  
 Source/Tributary To UMATILLA RIVER / COLUMBIA RIVER  
 BIRCH CREEK / UMATILLA RIVER

Lease# [IL-2041](#)  
 Certificate 82246 (T-6094, T-6150, T-7128)  
 Lessor SCANLON, BRUCE  
 OCHOCO IRRIGATION DISTRICT  
 1001 NW DEER ST  
 PRINEVILLE, OR 97754

Lessee HUBERT, GENEVIEVE  
 DESCHUTES RIVER CONSERVANCY MITIGATION BANK  
 700 NW HILL ST STE 1  
 BEND, OR 97703

Priority Date 08/10/1917  
 Source/Tributary To OCHOCO CREEK / CROOKED RIVER

Lease# [IL-2042](#)  
 Certificate 88975, 89087  
 Lessor WHITNEY, JIM  
 WHITWHIT, LLC  
 PO BOX 1614  
 PENDLETON, OR 97801

Lessee HUMPHREYS, JESSICA  
 TROUT UNLIMITED  
 401 NE 1ST ST  
 ENTERPRISE, OR 97828

Priority Date 12/31/1892, 11/13/1967  
 Source/Tributary To BIRCH CREEK / UMATILLA RIVER

Lease# [IL-2043](#)  
Certificate 74197 (IL 924)  
Lessor ARNOLD IRRIGATION DISTRICT  
19604 BUCK CANYON RD  
BEND, OR 97702

Lessee HUBERT, GENEVIEVE  
DESCHUTES RIVER CONSERVANCY  
700 NW HILL ST STE #1  
BEND, OR 97703

Priority Date 02/01/1905, 04/25/1905  
Source/Tributary To DESCHUTES RIVER / COLUMBIA RIVER

Lease# [IL-2044](#)  
Certificate 95746  
Lessor WANEK RANCH LLC  
PO BOX 1098  
LA PINE, OR 97739

Lessee HUBERT, GENEVIEVE  
DESCHUTES RIVER CONSERVANCY MITIGATION BANK  
700 NW HILL ST STE 1  
BEND, OR 97703

Priority Date 12/31/1897, 04/30/1902, 12/31/1897, 04/30/1902  
Source/Tributary To LITTLE DESCHUTES RIVER / DESCHUTES RIVER

Lease# [IL-2045](#)  
Certificate 6, 7, 8, 10, 11, 12  
Lessor DESCHUTES LAND TRUST  
210 NW IRVING AVE, SUITE 102  
BEND, OR 97701

Lessee HUBERT, GENEVIEVE  
DESCHUTES RIVER CONSERVANCY MITIGATION BANK  
700 NW HILL ST STE 1  
BEND, OR 97703

Priority Date 04/30/1908, 12/31/1900, 12/31/1901, 06/30/1899  
Source/Tributary To PAULINA CREEK / DESCHUTES RIVER  
PAULINA LAKE / PAULINA CREEK  
PAULINA LAKE / DESCHUTES RIVER  
PAULINA CREEK / LITTLE DESCHUTES RIVER

Lease# [IL-2046](#)  
Certificate 2260, 93805, 93806, 93807  
Lessor DESCHUTES LAND TRUST  
210 NW IRVING AVE, SUITE 102  
BEND, OR 97701

Lessee HUBERT, GENEVIEVE  
DESCHUTES RIVER CONSERVANCY  
700 NW HILL ST STE #1  
BEND, OR 97703

Priority Date 02/28/1889, 12/31/1902, 12/31/1888, 12/31/1901, 05/31/1878, 12/31/1893, 12/31/1897  
Source/Tributary To TROUT CREEK / DESCHUTES RIVER  
ANTELOPE CREEK / TROUT CREEK  
A SPRING / DESCHUTES 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 20, 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-14456](#)  
Water Right Cert: 38957, 48963 (T-4261)  
County/Basin Jackson / Rogue (15)  
Applicant Name RSF ENTERPRISES LLC  
ROLEN, TYLER  
3315 LITTLE APPLGATE RD  
JACKSONVILLE, OR 97530  
Proposed Change ADDITIONAL POINT OF DIVERSION  
Sources/TRSQ40Q160 LITTLE APPLGATE RIVER > APPLGATE RIVER / 39.00S 2.00W 29 NENW  
LITTLE APPLGATE RIVER > APPLGATE RIVER / 39.00S 2.00W 29 NWNE  
Use/Quantity IRRIGATION / 0.440 CFS  
IRRIGATION, LIVESTOCK AND DOMESTIC / 0.359 CFS  
IRRIGATION, LIVESTOCK AND DOMESTIC / 0.198 CFS  
Priority Date 06/11/1964, 12/31/1871, 12/31/1886, 12/31/1902

Transfer [T-14457](#)  
Water Right Cert: 67512  
County/Basin Klamath / Klamath (14)  
Applicant Name ENGLISH, JIM  
PANEL PROCESSING, INC.  
3090 MEMORIAL DR.  
KLAMATH FALLS, OR 97601  
Proposed Change POINT OF DIVERSION  
Sources/TRSQ40Q160 KLAMATH RIVER > PACIFIC OCEAN / 39.00S 9.00E 17 NENW  
Use/Quantity FIRE PROTECTION / 0.180 CFS  
Priority Date 09/29/1977

Transfer [T-14459](#)  
Water Right Cert: 15148  
County/Basin Yamhill / Willamette (2)  
Applicant Name HENDGEN, HANS  
Proposed Change ADDITIONAL POINT OF DIVERSION, PLACE OF USE  
Sources/TRSQ40Q160 SOUTH YAMHILL RIVER > YAMHILL RIVER / 5.00S 6.00W 36 NESW  
Use/Quantity IRRIGATION / 0.120 CFS  
Priority Date 06/30/1942

Transfer	<a href="#">T-14458</a>
Water Right	Cert: 22857, 50821, 56752, 62737, 90394, 91447
County/Basin	Lake / Goose & Summer Lake (13)
Applicant Name	TOWN OF LAKEVIEW 525 N 1ST ST LAKEVIEW, OR 97630
Proposed Change Sources/TRSQ40Q160	POINT OF APPROPRIATION, ADDITIONAL POINT OF APPROPRIATION A WELL > BULLARD CREEK / 39.00S 20.00E 16 NESE A WELL > EAST BRANCH THOMAS CREEK / 39.00S 20.00E 16 SWNW A WELL > EAST BRANCH THOMAS CREEK / 39.00S 20.00E 16 NWNW A WELL > GOOSE LAKE BASIN / 39.00S 20.00E 16 NWNE A WELL > THOMAS CREEK BASIN / 38.00S 20.00E 32 SWSE WELL 8 > BULLARD CREEK / 39.00S 20.00E 16 NENW
Use/Quantity	MUNICIPAL USES / 1.000 CFS MUNICIPAL USES / 1.670 CFS MUNICIPAL USES / 1.330 CFS DOMESTIC / 1.560 CFS QUASI-MUNICIPAL USES / 0.890 CFS MUNICIPAL USES / 0.780 CFS
Priority Date	12/16/1949, 10/11/1971, 05/16/1977, 12/16/1953, 01/21/1996, 06/29/1940
Transfer	<a href="#">T-14460</a>
Water Right	Cert: 44330 (T-3079)
County/Basin	Union / Grande Ronde (8)
Applicant Name	KROPF, JAMES GRANDE RONDE ALFALFA 58355 GODLEY RD LA GRANDE, OR 97850
Proposed Change Sources/TRSQ40Q160	POINT OF DIVERSION, ADDITIONAL POINT OF DIVERSION, PLACE OF USE CATHERINE CREEK > GRANDE RONDE RIVER /
Use/Quantity	IRRIGATION / 10.000 CFS
Priority Date	12/31/1870, 12/31/1884, 12/31/1898, 03/31/1905

## **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 20, 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-13871](#) filed by Sally Houck, 121 Crab Creek Road, Tidewater, OR 97390, proposes a change in point of diversion and a change in place of use under certificate 49512. The right allows the use of 0.04 cubic foot per second from Five Rivers in Sec. 27, T15S, R9W, WM for irrigation in Sec. 27, T15S, R9W, WM. The applicant proposes to move the point of diversion and to change the place of use within Sec. 6, T15S, R9W, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

[T-14237](#) filed by Brian Thompson 55805 Hwy 74 Heppner, OR 97836, proposes an additional point of diversion and to change the place of use under Certificate 96670, and to change the place of use for Certificates 96669 and 96671. Certificate 96670 allows the use of 1.11 cubic feet per second from Willow Creek in Sec. 1, T2S, R25E, WM and Sec. 27, T2S, R26E, WM for irrigation in Sec. 1, T2S, R25E, WM. The applicant proposes an additional point of diversion in Sec. 17, T2S, R26E, WM and to change the place of use to Sec. 12, T2S, R25E, WM and Sects. 7 and 17, T2S, R26E, WM. Certificate 96669 allows the use of 0.75 cubic foot per second from Willow Creek in Sects. 6 and 27, T2S, R26E, WM. for irrigation in Sec. 1, T2S, R25E, WM. The applicant proposes to change the place of use to Sec. 36, T1S, R25E, WM and Sects. 1, and 12, T2S, R25E, WM. Certificate 96671 allows the use of 0.22 cubic foot per second from Willow Creek in Sec. 1, T2S, R25E, WM, and Sec. 27, T2S, R26E, WM for irrigation in Sec. 36, T1S, R25E, WM, and Sec. 1, T2S, R25E, WM. The applicant proposes to change the place of use to Sec. 12, T2S, R25E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

[T-13998](#), filed by LVHW, LLC, 52015 Seven Hills Rd, Milton-Freewater, OR 97862, proposes an additional point of appropriation under Certificate 92340. The right allows the use of 0.31 cubic foot per second from POA 1 (McClellan Well No. 2) in Sec. 32, T6N, R35E, WM for supplemental irrigation in Sec. 32, T6N, R35E, WM. The applicant proposes an additional point of appropriation in Sec. 32, T6N, R35E, 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: District Permanent for Non-Use - ORS 540.574**

Pursuant to ORS 540.574, a district which is implementing a conservation plan approved by the Department, has a full-time manager, and has complied with the requirements of ORS 540.572 to 540.580 may request to permanently change the place of use for land within the district boundary no longer irrigated or susceptible of irrigation over a period of four successive irrigation seasons. The application must be submitted no later than the end of the calendar year of the fifth year of Non-Use. Any recently filed Application for District Permanent Water Right Transfer for Non-Use is listed below.

Prior to submitting to the Department an Application for District Permanent Water Right Transfer for Non-Use, the district shall provide written notice meeting the requirements of OAR 690-385-5100 to the user and any security interest holders of record in the land to which the water right is appurtenant.

Upon submitting to the Department an Application for District Permanent Water Right Transfer for Non-Use, the district shall provide notice meeting the requirements of OAR 690-385-5400 to the users of affected lands that a district permanent transfer application was submitted to the Department. The user has the right to protest the application to the Department as described in OAR 690-385-5700 within 60 days of the mailing of the notice. Any user may submit a protest. Each person submitting a protest shall raise all reasonably ascertainable issues and submit all reasonably available arguments supporting the person's position by the close of the protest period. Failure to raise a reasonably ascertainable issue in a protest or failure to provide sufficient specificity to afford the Department an opportunity to respond to the issue precludes consideration of the issue during the hearing. Protests must be accompanied by a \$810 protest fee for non-applicants and a \$410 protest fee for the applicant, and filed in accordance with OAR Chapter 690, Division 2. **Notice Regarding Service Members:** *Active-duty service members have a right to stay proceedings under the federal Service Members Civil Relief Act. 50 U.S.C. App. §§501-597b. You may contact the Oregon State Bar or the Oregon Military Department for more information. The toll-free telephone number for the Oregon State Bar is: 1 (800) 452-8260. The toll-free telephone number for the Oregon Military Department is: 1 (971) 355-4127. The Internet address for the United States Armed Forces Legal Assistance Legal Services Locator website is: <http://legalassistance.law.af.mil>.*

The Department is requesting public comments to the Application(s) for District Permanent Water Right Transfer for Non-Use listed below. Comments may be submitted by any person (please follow the instructions on the last page of this public notice). **Comments must be received by the Department on or before June 20, 2024.**

To view the District Permanent Transfer Application for Non-Use, click on the link below.

Notice	<b>2024-004</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 REDMOND, OR 97756
Use	IRRIGATION; SUPPLEMENTAL IRRIGATION
Source	DESCHUTES R > COLUMBIA R CRANE PRAIRIE RES > DESCHUTES
Acres:	1.08
Authorized POU:	T17S R13E 22 NWNE
Proposed POU:	T17S R13E 22 NWNE

## 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>2024-004</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 REDMOND, OR 97756
Use	IRRIGATION; SUPPLEMENTAL IRRIGATION
Source	DESCHUTES R > COLUMBIA R CRANE PRAIRIE RES > DESCHUTES
Acres:	1.08
Authorized POU:	T17S R13E 22 NWNE
Proposed POU:	T17S R13E 22 NWNE

## **Water Management and Conservation Plans**

The Department is required to give notice and to invite public review and comment on Water Management and Conservation Plans submitted pursuant to OAR Chapter 690, Division 086. The Department will consider all public comments in its review of the draft plan and will report the results of the review to the water supplier 90 days from the time the plan was submitted.

### **Any person may review and comment on a draft plan on or before June 20, 2024.**

The plans may be viewed electronically at [WMCP Public Notice](#). Comments must cite specific provisions of concern in the draft plan, describe how each of the provisions cited do or do not satisfy the requirements of OAR Chapter 690, Division 086, suggest any modification in each provision that would be necessary to satisfy the relevant requirement, and include information to support any suggested modifications.

Plans have been submitted by the following agricultural and municipal water suppliers:

**Pinnacle Utilities, LLC (Municipal)**

**City of Estacada (Municipal)**

To review any of the above plan(s) or to provide comments on the plan(s), contact Kerri Cope at 503-979-9544 or [Kerri.H.Cope@water.oregon.gov](mailto:Kerri.H.Cope@water.oregon.gov) or Tamera Smith at 458-253-0597 or [Tamera.L.Smith@water.oregon.gov](mailto:Tamera.L.Smith@water.oregon.gov)

## 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# [97720](#)  
App: G-16212  
County/Basin Crook / Deschutes (5)  
Applicant Name BUTLER, GLENN; GLENN KENT BUTLER REVOCABLE LIVING TRUST DATED MARCH 2, 2000  
BUTLER, GLENA KAY; BUTLER LIVING TRUST DATED JANUARY 29, 1998  
GLENN KENT BUTLER REVOCABLE LIVING TRUST DATED MARCH 2, 2000  
BUTLER LIVING TRUST DATED JANUARY 29, 1998  
Priority Date 03/17/2004  
Issue Date 05/17/2024

Cert# [97714](#)  
App: S-87600  
County/Basin Lake / Goose & Summer Lake (13)  
Applicant Name CLIFF, THERESA; BELL A LAND AND CATTLE CO.  
BELL A LAND AND CATTLE CO.  
Priority Date 05/06/2010  
Issue Date 05/17/2024

Cert# [97683](#)  
App: S-15930  
County/Basin Benton, Linn & Willamette (16)  
Applicant Name GROSHONG FARM  
Priority Date 07/13/1935  
Issue Date 05/17/2024



## **Application to Reauthorize A Minor Hydroelectric Project**

The Oregon Water Resources Department seeks public comment on the following application to reauthorize minor hydroelectric project HE 555 in Josephine County. Comments on the application and requests by interested parties who want to obtain future notices must be submitted within 45 days of publication of the notice. The application and supporting documents can 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 application, please contact Martin Sanchez (971) 375-6414 or [Martin.Sanchez@water.oregon.gov](mailto:Martin.Sanchez@water.oregon.gov). A copying fee will be assessed as allowed in ORS Chapter 536.050(1)(e).

Application:	<b>HE 555</b>
Applicant:	Copeland Sand & Gravel Company
Project Address:	695 SE J Street, Grants Pass, OR 97526
Amount of water:	0.11 cubic feet per second (cfs)
Source of water:	Unnamed Creek Tributary, Jackson Creek
Point of Diversion:	NE¼ SE 1/4 of Section 28, Township 37 South, Range 6 West, W.M.
Place of Use:	NE¼ NE 1/4 of Section 28, Township 37 South, Range 6 West, W.M.
Purpose:	Hydroelectric for onsite use
Power Developed:	Up to 3.1 Theoretical horsepower.

**Comments and requests to obtain future notices are due by July 5, 2023**

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

## PUBLIC NOTICE OF WATER USE REQUESTS

May 21, 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.