

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
May 28, 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.
- * **Application for Instream Lease**
Application by water right holder to lease existing water rights to instream use.
- * **Transfer Applications: Regular**
Requests to change point of diversion or appropriation, place of use, or character of use upon which the public may comment. The changes may be proposed in an application for a transfer (including instream or historic POD), an exchange, or a substitution.
- * **Transfer Applications: 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.
- * **Certificate Issuance**
Included in this section is a listing of recently issued water right certificates.

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

How to Read the Listing

App#:

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

County/Basin (See Map)

Applicant Name

Applicant Address

Sources/TRSQ40Q160

Use/Quantity

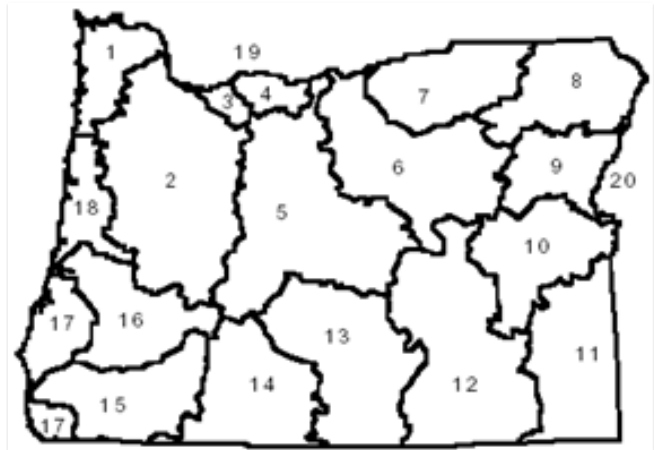
Unit of measure:

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

Priority Date

Stage/Status

- IR: Initial Review
- PFO: Proposed Final Order



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

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

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

Initial Review and Proposed Final Orders

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

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

Initial Review Stage (IR)

The Department has given the applicant an initial review of water-use restrictions, water availability and other limitations that affect the agency's decision on whether to issue a permit. The Department welcomes comments from interested persons, agencies and organizations on the proposed water use. **The comment deadline for initial reviews appearing in this public notice is 5pm, Thursday, June 27, 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 12, 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# [G-19049](#)
County/Basin Multnomah / Willamette (2)
Applicant Name C AND J NURSERY LLC
C/O JASON KARAM
16921 SE FOSTER RD
GRESHAM, OR 97080
Sources/TRSQ40Q160 A WELL > NORTH FORK DEEP CREEK / 2.00S 4.00E 6 SWSE
Use/Quantity NURSERY USES / 0.33420 CFS
Priority Date 12/07/2020
Stage/Status PFO / PROPOSE TO DENY

App# [G-19072](#)
County/Basin Clackamas / Willamette (2)
Applicant Name CROSSPOLLIO LLC
C/O MATTHEW GROOMS
4230 SE KING RD 342
PORTLAND, OR 97222
Sources/TRSQ40Q160 A WELL > CLEAR CREEK / 2.00S 3.00E 33 NENW
Use/Quantity NURSERY USES / 0.056 CFS
Priority Date 03/12/2021
Stage/Status PFO / PROPOSE TO APPROVE

App# [R-89459](#)
County/Basin Yamhill / Willamette (2)
Applicant Name RED HILLS FARM LLC
ATTN: JASON TOSCH
7401 SW WASHO COURT SUITE 200
TUALATIN, OR 97062
Sources/TRSQ40Q160 RUNOFF > YAMHILL RIVER / 4.00S 3.00W 8 NENW
Use/Quantity STORAGE / 30.100 AF
Priority Date 04/29/2024
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# [LL-1974](#)
County/Basin Jefferson / Deschutes (5)
Applicant Name NORTH UNIT IRRIGATION DISTRICT
JOSH BAILEY
2024 NW BEECH ST
MADRAS, OR 97741
Issue Date 05/28/2024
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-89444](#)
County/Basin Polk / Willamette (2)
Applicant Name LEDEZMA, JESUS R.
66 S GUN CLUB RD
INDEPENDENCE, OR 97351
Priority Date 02/21/2024
Issue Date 05/24/2024
Status APPROVED

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

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 27, 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#	S-89466
County/Basin	Wallowa / Grande Ronde (8)
Applicant Name	STEWART, LARZ 64001 IMNAHA HWY JOSEPH, OR 97846
Sources/TRSQ40Q160	WALLOWA LAKE RESERVOIR > WALLOWA RIVER / 3.00S 45.00E 5 NENW
Use/Quantity	IRRIGATION / 17.4 AF
Priority Date	05/16/2024

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 12, 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-15460
Permit#	G-15209
County/Basin	Clackamas / Sandy (3)
Applicant Name	SALMON VALLEY WATER COMPANY; GOFF, LON PO BOX 205 WELCHES, OR 97067
Sources/TRSQ40Q160 Use/Quantity	A WELL > SANDY RIVER / 3.00S 7.00E 4 SENE QUASI-MUNICIPAL USES / 0.334 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 18, 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-2049
Certificate	94956
Lessor	WATSON, MIKAELA CENTRAL OREGON IRRIGATION DISTRICT 1055 LAKE CT REDMOND, OR 97756
Lessee	HUBERT, GENEVIEVE DESCHUTES RIVER CONSERVANCY MITIGATION BANK 700 NW HILL ST STE 1 BEND, OR 97703
Priority Date	10/31/1900, 12/02/1907
Source/Tributary To	DESCHUTES RIVER / COLUMBIA 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 27, 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-14461
Water Right	Cert: 11883 CR
County/Basin	Lane / Middle Coast (18)
Applicant Name	DUNN FAMILY TRUST 28394 COTTAGE GROVE LORANE RD COTTAGE GROVE, OR 97424
Proposed Change	PLACE OF USE
Sources/TRSQ40Q160	NORRIS CREEK > HAWLEY CREEK / 20.00S 4.00W 7 SENW ORVILLE CROW CREEK > NORTH FORK SIUSLAW RIVER / 20.00S 4.00W 7 NWSE
Use/Quantity	IRRIGATION / 0.380 CFS
Priority Date	09/08/1928

Transfer	T-14463
Water Right	Cert: 56500, 65831
County/Basin	Josephine / Rogue (15)
Applicant Name	DOYLE, BRITTNI & SEAN 10561 N APPLGATE RD GRANTS PASS, OR 97527
Proposed Change	ADDITIONAL POINT OF DIVERSION
Sources/TRSQ40Q160	APPLGATE L DAM > APPLGATE RIVER / 40.00S 4.00W 25 SWSE APPLGATE L RESERVOIR > APPLGATE RIVER / 37.00S 5.00W 27 SWSE APPLGATE RIVER > ROGUE RIVER / 37.00S 5.00W 27 SWSE
Use/Quantity	SUPPLEMENTAL IRRIGATION / 50.000 AF IRRIGATION / 0.496 CFS
Priority Date	02/28/1899, 08/24/1981, 08/24/1991

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	T-14462
Water Right	Cert: 42109, 55124
County/Basin	Marion / Willamette (2)
Applicant Name	BUTSCH PROPERTIES LLC 15234 BUTSCH LANE NE MOUNT ANGEL, OR 97362
Proposed Change	ADDITIONAL POINT OF APPROPRIATION, PLACE OF USE
Sources/TRSQ40Q160	A WELL > MILL CREEK / 4.00S 1.00W 27 NWNW A WELL > MILL CREEK / 4.00S 1.00W 28 SWNE
Use/Quantity	IRRIGATION / 0.890 CFS IRRIGATION / 0.310 CFS IRRIGATION / 1.780 CFS
Priority Date	01/11/1967, 05/07/1979

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#	97754
App:	G-17446
County/Basin	Jackson / Rogue (15)
Applicant Name	BOYDEN, DANIEL; DANIEL J BOYDEN TRUST DANIEL J BOYDEN TRUST
Priority Date	12/27/2010
Issue Date	05/24/2024
Cert#	97763
App:	R-85274
County/Basin	Marion / Willamette (2)
Applicant Name	SPADA FAMILY GST- FELLER-NYQUIST FARM LLC
Priority Date	08/23/2002
Issue Date	05/24/2024
Cert#	97762
App:	G-15826
County/Basin	Marion / Willamette (2)
Applicant Name	SPADA FAMILY GST- FELLER-NYQUIST FARM LLC SPADA FAMILY GST- FELLER FARM LLC
Priority Date	08/23/2002
Issue Date	05/24/2024
Cert#	97764
App:	S-85275
County/Basin	Marion / Willamette (2)
Applicant Name	SPADA FAMILY GST- FELLER-NYQUIST FARM LLC SPADA FAMILY GST- FELLER FARM LLC
Priority Date	08/23/2002
Issue Date	05/24/2024

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS

May 28, 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.