

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
June 4, 2024

*This notice is also available on our web page at the following address:
http://apps.wrd.state.or.us/apps/misc/wrd_notice_view/?notice_id=21*

This publication lists agency activities requiring public notice. It also describes public comment processes and deadlines. Types of water use requests in this week's Public Notice include:

- * **Permit Application Initial Reviews, Proposed Final Orders, and Final Orders**
Applications for permits to use, store, divert or pump surface water or groundwater. Includes applications by the state Departments of Fish & Wildlife, Environmental Quality or Parks and Recreation for water to be used and kept in-channel.
- * **Expedited Secondary Applications to Use Stored Water**
Applications to use stored water exclusively, filed under a simplified review process.
- * **Establishment of Mitigation Credits in the Deschutes Basin pursuant to OAR Chapter 690, Division 521 (ORS 537.746)**
- * **Applications for Extensions of Time to Perfect Water Right Permits**
New applications received and proposed final orders regarding requests to extend time limits to fully develop water use projects and beneficially apply water.
- * **Extension of Time Checkpoint Progress Reports filed pursuant to OAR 690-315**
Documents the progress made toward development of the water use project since approval of the last permit extension and/or the last progress report checkpoint. (OAR 690-315 pertains to permit extension applications filed on or after July 1, 2001.)
- * **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.
- * **Application for Instream Lease**
Application by water right holder to lease existing water rights to instream use.

- * **Transfer Applications: Regular**
Requests to change point of diversion or appropriation, place of use, or character of use upon which the public may comment. The changes may be proposed in an application for a transfer (including instream or historic POD), an exchange, or a substitution.
- * **Transfer Preliminary Determinations**
Requests to change point of diversion or appropriation, place of use, and character of use upon which the public may protest the application and Department's preliminary determination.
- * **Transfer Notice: District Permanent Transfers for Place of Use- ORS 540.580(4)**
District notices filed for place of use changes within a district's boundary.
- * **Ground Water Registration Modifications**
Applications requesting Department recognition of changes in point of appropriation, place of use and character of use under a ground water certificate of registration.
- * **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

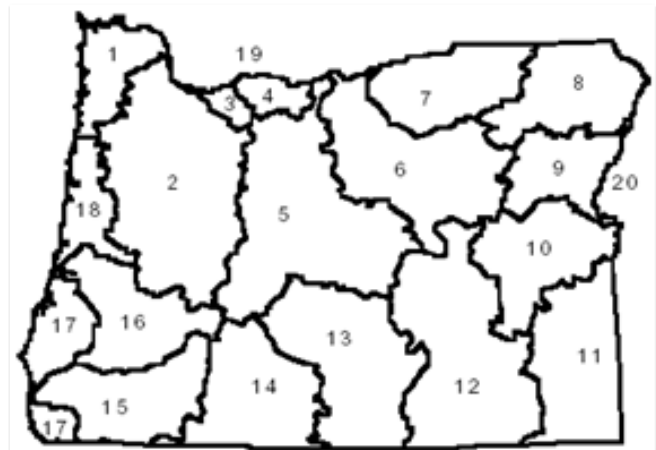
Unit of measure:

- 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, July 04, 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 19, 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-19266](#)
County/Basin Jackson / Rogue (15)
Applicant Name MOORE, ALPHEUS
ZUEGER, SAVOIE
9456 STERLING CREEK RD
JACKSONVILLE, OR 97530
Sources/TRSQ40Q160 A WELL > HUKILL HOLLOW / 39.00S 2.00W 6 SWNE
Use/Quantity NURSERY USES / 0.067 CFS
Priority Date 03/23/2022
Stage/Status IR / PROPOSE TO DENY

App# [S-89453](#)
County/Basin Lake / Goose & Summer Lake (13)
Applicant Name HEDLUND, CATHY
HEDLUND, GENE
PO BOX 125
NEW PINE CREEK, OR 97635
Sources/TRSQ40Q160 A SPRING > GOOSE LAKE / 41.00S 21.00E 19 SWNW
Use/Quantity IRRIGATION / 0.059 CFS
Priority Date 04/16/2024
Stage/Status IR / PROPOSE TO DENY

App# [R-89465](#)
County/Basin Clackamas / Willamette (2)
Applicant Name YANG, SHUANGXI
2539 SE 107TH AVE
PORTLAND, OR 97266
Sources/TRSQ40Q160 UNNAMED DRAINAGE > CLEAR CREEK / 4.00S 4.00E 18 SWNE
Use/Quantity STORAGE / 1.000 AF
Priority Date 05/15/2024
Stage/Status IR / PROPOSE TO APPROVE

Final Orders - Permit & Limited License Applications

Following is a list of applications for new appropriations that have had final orders issued recently. If you would like a hard copy of an order mailed to you, send a request with \$35 for each order to the Water Rights Section, Oregon Water Resources Department, 725 Summer Street NE Suite A, Salem OR 97301. If you have any questions, please contact the Department's customer service staff by dialing 503-986-0900.

App# [G-17051](#)
County/Basin Jefferson / Deschutes (5)
Applicant Name CROOKED RIVER RANCH CLUB AND MAINTENANCE ASSOCIATION
5195 CLUB HOUSE RD
TERREBONNE, OR 97760-7682
Priority Date 05/13/2008
Issue Date 05/31/2024
Status DENIED

App# [G-19178](#)
County/Basin Crook / Deschutes (5)
Applicant Name KASTOR, RANCE
1885 NE MCKAY CREEK RD
PRINEVILLE, OR 97754
Priority Date 07/07/2021
Issue Date 05/31/2024
Status WITHDRAWN

App# [LL-1962](#)
County/Basin Benton / Willamette (2)
Applicant Name HAGERTY, PATRICK
6400 NE PETTIBONE DRIVE
CORVALLIS, OR 97330
SISSEL, TIM
7160 NE AVALON DRIVE
CORVALLIS, OR 97330
Issue Date 05/31/2024
Status APPROVED

App# [LL-1968](#)
County/Basin Jackson / Rogue (15)
Applicant Name ROGUE FAMILY FARMS
13003 HWY 62
EAGLE POINT, OR 97524
Issue Date 05/31/2024
Status DENIED

App# [LL-1974](#)
County/Basin Jefferson / Deschutes (5)
Applicant Name BAILEY, JOSH
2024 NW BEECH ST
MADRAS, OR 97741
Issue Date 05/28/2024
Status APPROVED

App# [LL-1975](#)
County/Basin Klamath / Klamath (14)
Applicant Name U.S. BUREAU OF LAND MANAGEMENT
2795 ANDERSON AVE BUILDING 25
KLAMATH FALLS, OR 97603
Issue Date 05/31/2024
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

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 **July 04, 2024**. The expedited secondary applications listed below have been filed recently. Any person may raise public interest issues regarding these applications. If public interest issues are raised, the Department may move the application to the standard process and review the application pursuant to ORS 537.153, and issue a Proposed Final Order. If no public issues are raised, the Department may issue a final order and permit without further prior notice.

Comments must identify the specific public interest under ORS 537.170(8) that would be impaired or detrimentally affected by the proposed use, and specifically how the identified public interest would be affected.

POD 1 is the location of the stored water. POD 2 and any additional points are the rediversion point(s).

App# [S-89467](#)
County/Basin Polk / Willamette (2)
Applicant Name NO HUNTING LLC
3795 INDEPENDENCE HWY
INDEPENDENCE, OR 97351
Sources/TRSQ40Q160 WILLAMETTE RIVER > COLUMBIA RIVER / 8.00S 4.00W 22 SWNW
WILLAMETTE RIVER > COLUMBIA RIVER / 8.00S 4.00W 1 SENW
BLUE RIVER RESERVOIR > BLUE RIVER / 16.00S 4.00E 16 SESE
COTTAGE GROVE RESERVOIR > COAST FORK WILLAMETTE RIVER / 21.00S 3.00W 28 SENE
COUGAR RESERVOIR > SOUTH FORK MCKENZIE RIVER / 16.00S 5.00E 31 SESE
DETROIT RESERVOIR > NORTH SANTIAM RIVER / 10.00S 5.00E 7 SWNW
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
GREEN PETER RESERVOIR > MIDDLE SANTIAM RIVER / 13.00S 2.00E 10 NWSE
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 / 324.60 AF
Priority Date 05/23/2024

App# [S-89468](#)
County/Basin Jackson / Rogue (15)
Applicant Name ROGUE FAMILY FARMS
13003 HWY 62
EAGLE POINT, OR 97524
Sources/TRSQ40Q160 A RESERVOIR > LITTLE BUTTE CREEK / 35.00S 1.00W 28 NESE
Use/Quantity IRRIGATION AND NURSERY USE / 8.200 AF
Priority Date 05/28/2024

Establishment of Mitigation Credits in the Deschutes Basin

ORS 537.746 authorizes the Department to award mitigation credits in the Deschutes Basin to approved mitigation projects. Mitigation credits may be used in the Deschutes Basin, specifically the Deschutes Ground Water Study Area, to mitigate for the impacts of ground water use on surface water flows. Pursuant to OAR Chapter 690, Division 521, upon receipt of notification of a mitigation project, the Department shall give public notice of the intent to establish mitigation credits.

The public is invited to comment on establishment of mitigation credits for the project(s) described below. Comments must be received within 21 days of the date of this public notice. Comments should address the award of mitigation credits to the proposed project and its use for mitigation purposes. Included in this public notice is a preliminary determination as to the amount of mitigation credits that may be available from the proposed project.

Deschutes County Mitigation Project #: Project Applicant:	MP-326 Deschutes River Conservancy Mitigation Bank and Central Oregon Irrigation District on behalf of multiple landowners
Mitigation Project And Process:	Instream Lease Application IL-2049 which can be found in the May 28, 2024 public notice
Subbasin/Source: Amount of Water:	Middle Deschutes subbasin - Deschutes River tributary to the Columbia River up to 0.189 Cubic Foot per Second and 84.6 Acre-Feet from POD 1 – for mitigation up to 0.239 Cubic Foot per Second and 107.4 Acre-Feet from POD 1 – for restoration only up to 1.10 Cubic Foot per Second and 488.99 Acre-Feet from POD 11 – for mitigation
Current Use:	Irrigation of 8.625 acres from POD 1 – for mitigation 10.95 acre equivalent of pond maintenance from POD 1 – for restoration only Irrigation of 51.85 acres from POD 11 – for mitigation 0.90 acre equivalent of pond maintenance from POD 1 – for restoration
Credits Assigned to: Preliminary Mitigation Credit Determination:	Deschutes River Conservancy Mitigation Bank 108.9 mitigation credits that may be available for use in the Middle Deschutes and/or General Zones of Impact
Contact:	Sarah Henderson (503) 979-9872

**Applications for Extensions of Time
to Perfect Water Right Permits filed pursuant to OAR 690-315**

Consistent with OAR 690-315-0050, the Department will accept public comment on the following extension applications until July 04, 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-12699
Permit Number	G-11505
County/Basin	Curry / South Coast (17)
Applicant Name	JENSEN, JOHN PO BOX 995 PORT ORFORD, OR 97465
Sources/TRSQ40Q160	A SUMP > FLORAS LAKE BASIN / 31.00S 15.00W 15 SWSW
Use/Quantity	CRANBERRY / 2.000 CFS
Proposed Completion Date	10/01/2024

Extensions of Time Progress
Checkpoint Progress Reports filed pursuant to OAR 690-315

Consistent with OAR 690-315-0050(6), the Department will accept public comment on the following Extension of time Checkpoint Progress Reports until July 04, 2024. Comments must be in writing and must indicate the application file and permit numbers. Following the comment period, the Department shall review evidence to determine whether or not the permit holder has been diligent in developing and perfecting the water use permit and has complied with all terms and conditions of the permit and/or extension of time. Additionally, the Department will provide notice of its determination to anyone who has submitted comments.

App# [G-13716](#)
Permit Number G-12941
County/Basin Clackamas / Sandy (3)
Applicant Name MHC MOUNT HOOD VILLAGE LLCC/O SCOTT R BROWN
8700 E UNIVERSITY
MESA, AZ 85207
Use HUMAN CONSUMPTION

App# [G-17306](#)
Permit Number G-16797
County/Basin Harney / Malheur Lake (12)
Applicant Name K AND P ENTERPRISES LLC
67719 HWY 78
BURNS, OR 97720
Use IRRIGATION

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 June 18, 2024, upon finding that the proposed water use will not impair or be detrimental to the public interest (OAR 690-340-030).** The public is invited to provide comments that will assist the Director in determining whether the use would impair or be detrimental to the public interest. If the applicant applies for a use that is not one of the standard uses listed in OAR 690-300, the Department may, for the purposes of this notice, assign a named use that is reasonably close to the use actually requested. The public may examine the actual application by clicking the associated hyperlink and then choosing "LL Application" under "Scanned Documents."

App#	LL-1978
County/Basin	Douglas / Umpqua (16)
Applicant Name	IRELAND, THOMAS PO BOX 338 DILLARD, OR 97432
Sources/TRSQ40Q160 Use/Quantity	A RESERVOIR > SOUTH UMPQUA RIVER / 28.00S 6.00W 29 SWSE LOG DECK MOISTURE CONTROL / 0.040 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 25, 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-1073
Certificate	58972
Lessor	JUSTESEN LAND; C/O FRED JUSTESEN 59720 TWIN LAKES RD GRASS VALLEY, OR 97029
Priority Date	06/27/1977
Source/Tributary To	TYGH CREEK / WHITE 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 July 04, 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-14465
Water Right	Cert: 29473, 29475, 51711
County/Basin	Baker / Powder (9)
Applicant Name	DAVIS, GARY R. 4362 SAGE ROAD ONTARIO, OR 97914
Proposed Change	ADDITIONAL POINT OF DIVERSION, PLACE OF USE
Sources/TRSQ40Q160	BURNT RIVER > SNAKE RIVER / 12.00S 38.00E 19 SESE BURNT RIVER > SNAKE RIVER / 12.00S 38.00E 20 SESW BURNT RIVER > SNAKE RIVER / 12.00S 38.00E 26 NESE BURNT RIVER > SNAKE RIVER / 12.00S 38.00E 25 SESE BURNT RIVER > SNAKE RIVER / 12.00S 39.00E 30 NESW BURNT RIVER > SNAKE RIVER / 12.00S 39.00E 21 SWSW BURNT RIVER > SNAKE RIVER / 12.00S 39.00E 27 NWSE BURNT RIVER > SNAKE RIVER / 12.00S 39.00E 25 NWSW BURNT RIVER > SNAKE RIVER / 12.00S 40.00E 30 NWSW BURNT RIVER > SNAKE RIVER / 12.00S 40.00E 29 SWNE BURNT RIVER > SNAKE RIVER / 12.00S 40.00E 28 SENE BURNT RIVER > SNAKE RIVER / 12.00S 40.00E 28 NESE BURNT RIVER > SNAKE RIVER / 12.00S 40.00E 27 SWSW BURNT RIVER > SNAKE RIVER / 11.00S 42.00E 31 SESW BURNT RIVER > SNAKE RIVER / 11.00S 42.00E 31 SENE BURNT RIVER > SNAKE RIVER / 11.00S 42.00E 32 NENW BURNT RIVER > SNAKE RIVER / 11.00S 42.00E 26 NWSE BURNT RIVER > SNAKE RIVER / 11.00S 42.00E 25 SWSW BURNT RIVER > SNAKE RIVER / 11.00S 42.00E 25 SENE BURNT RIVER > SNAKE RIVER / 11.00S 42.00E 30 NENW BURNT RIVER > SNAKE RIVER / 11.00S 43.00E 29 SWNE BURNT RIVER > SNAKE RIVER / 11.00S 43.00E 29 NESE BURNT RIVER > SNAKE RIVER / 12.00S 44.00E 19 NENW BURNT RIVER > SNAKE RIVER / 12.00S 44.00E 19 NWSE BURNT RIVER > SNAKE RIVER / 12.00S 44.00E 30 SENE BURNT RIVER > SNAKE RIVER / 12.00S 44.00E 29 SWSW BURNT RIVER > SNAKE RIVER / 12.00S 44.00E 33 NWNW BURNT RIVER > SNAKE RIVER / 13.00S 44.00E 4 NWNW BURNT RIVER > SNAKE RIVER / 13.00S 44.00E 4 SWSE BURNT RIVER > SNAKE RIVER / 13.00S 44.00E 22 NENW BURNT RIVER > SNAKE RIVER / 13.00S 44.00E 27 NWSE BURNT RIVER > SNAKE RIVER / 13.00S 44.00E 35 NWSW BURNT RIVER > SNAKE RIVER / 14.00S 44.00E 2 SWSE BURNT RIVER > SNAKE RIVER / 14.00S 44.00E 13 NWNE

	BURNT RIVER > SNAKE RIVER / 14.00S 44.00E 13 SWNE
	BURNT RIVER > SNAKE RIVER / 14.00S 45.00E 18 NENW
	BURNT RIVER > SNAKE RIVER / 11.00S 43.00E 20 SWSE
	BURNT RIVER > SNAKE RIVER / 12.00S 37.00E 26 NWNE
	BURNT RIVER > SNAKE RIVER / 12.00S 41.00E 30 SESW
	BURNT RIVER > SNAKE RIVER / 14.00S 44.00E 2 SWSE
	BURNT RIVER > SNAKE RIVER / 12.00S 37.00E 22 SWSW
	BURNT RIVER > SNAKE RIVER / 12.00S 37.00E 22 SWSE
	BURNT RIVER > SNAKE RIVER / 12.00S 37.00E 26 SENE
	BURNT RIVER > SNAKE RIVER / 12.00S 37.00E 26 SENE
	BURNT RIVER > SNAKE RIVER / 12.00S 37.00E 25 SWNW
	CAMP CREEK > SNAKE RIVER / 12.00S 37.00E 25 SWNW
	UNITY RESERVOIR > BURNT RIVER / 12.00S 37.00E 21 SWSE
Use/Quantity	IRRIGATION / 221.6796 CFS
	IRRIGATION / 0.450 CFS
Priority Date	12/31/1864, 07/24/1930, 09/30/1935
Transfer	T-14467
Water Right	Cert: 43042, 37656
County/Basin	Douglas / Umpqua (16)
Applicant Name	CLACK, RAYNOR RJ CLACK FAMILY TRUST 5585 NORTH MYRTLE ROAD MYRTLE CREEK, OR 97457
Proposed Change	ADDITIONAL POINT OF DIVERSION, PLACE OF USE
Sources/TRSQ40Q160	NORTH MYRTLE CREEK > MYRTLE CREEK / 29.00S 4.00W 18 NENE
Use/Quantity	IRRIGATION / 0.050 CFS
	IRRIGATION / 0.240 CFS
Priority Date	08/02/1971, 08/24/1917

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 July 04, 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-14018](#) filed by Farm Together Shumaker LLC, 16192 Coastal Highway, Lewes, DE 19958, proposes a change in point of diversion and place of use under Certificate 28702. The right allows the use of 0.315 cubic foot per second from a well in Sec. 3, T11S, R2W, WM for irrigation in Sec. 3, T11S, R2W, WM. The applicant proposes to move the point of appropriation to Sec. 34, T10S, R2W, WM, and to change the place of use to Sec. 34, T10S, R2W, WM. The Water Resources Department proposes to deny the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

[T-14055](#) filed by Jim Whitney, PO Box 1614, Pendleton, OR 97801, and Gary Jellum, 101 SE 3rd 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.

Notice of District Permanent Transfer for Place of Use

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

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

Notice **2024-003**
County Jackson
Certificate 89373
Priority Date AUGUST 21, 1915
Name EAGLE POINT IRRIGATION DISTRICT
Address PO BOX 157
EAGLE POINT, OR 97524
Use IRRIGATION;
Source BIG BUTTE CR > ROGUE R
Acres: 6.46
Authorized POU: T36S R1W 10 NESE; T36S R1W 1 SENE; T36S R1E 6 SWNW
Proposed POU: T36S R1W 1 SWSE; T36S R1E 6 SWNW

Transfer Applications: Ground Water Registration Modification

The holder of a ground water certificate of registration may request that the Department recognize a change in point of appropriation, place of use or character of use under the ground water registration. Modifications of ground water registrations are authorized under ORS 537.610(4) and OAR Chapter 382.

The Department seeks public comment on the recently-filed applications for recognition of modifications in ground water registrations listed below. Any person may comment on an application for a ground water registration modification. Comments must be received by the Department on or before July 04, 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 recognized 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-14464
Water Right	Claim: GR 3685, Claim: GR 3686
County/Basin	Lane / Willamette (2)
Applicant Name	SPRING CREEK LAND AND CATTLE CO., LLC 30770 LUCKEY LN. JUNCTION CITY, OR 97448
	LANE COUNTY PLANNING AND ZONING 3050 N DELTA HWY EUGENE, OR 97408
Proposed Change	ADDITIONAL POINT OF APPROPRIATION, PLACE OF USE
Sources/TRSQ40Q160	WELL 1 > MARSHALL SLOUGH / 16.00S 4.00W 15 SESW WELL 2 > MARSHALL SLOUGH / 16.00S 4.00W 15 SESW
Use/Quantity	IRRIGATION / 0.891 CFS IRRIGATION / 0.446 CFS
Priority Date	12/31/1952, 12/31/1950

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# [97554](#)
App: G-15655
County/Basin Lake / Goose & Summer Lake (13)
Applicant Name BARRY, IRENE
DECKER, DANIEL
Priority Date 11/13/2001
Issue Date 05/31/2024

Cert# [97547](#)
App: S-87032
County/Basin Douglas / Umpqua (16)
Applicant Name BLACK, JOSEPH
Priority Date 10/31/2007
Issue Date 05/31/2024

Cert# [97760](#)
App: G-15774
County/Basin Klamath / Klamath (14)
Applicant Name BOCCHI, THOMAS
Priority Date 06/06/2002
Issue Date 05/31/2024

Cert# [97749](#)
App: S-87909
County/Basin Douglas / Umpqua (16)
Applicant Name FASIG, HAROLD
FASIG, LORETTA
Priority Date 06/19/2013
Issue Date 05/31/2024

Cert# [97748](#)
App: S-88006
County/Basin Douglas / Umpqua (16)
Applicant Name MCGREGOR, GEORGE B.
Priority Date 08/21/2014
Issue Date 05/31/2024

Cert# [97755](#)
Xfer: T-8290
County/Basin Marion / Willamette (2)
Applicant Name RUFFING, MARVIN
Priority Date 04/17/1950
Issue Date 05/31/2024

Cert# [97756](#)
Xfer: T-8290
County/Basin Marion / Willamette (2)
Applicant Name RUFFING, MARVIN L.
Priority Date 06/19/1956
Issue Date 05/31/2024

Cert# [97751](#)
App: R-81630
County/Basin Klamath / Klamath (14)
Applicant Name TYRHOLM, MICHAEL D.
CROSS TYRHOLM, DIANE L.
Priority Date 10/31/1996
Issue Date 05/31/2024

Cert# [97750](#)
App: S-72129
County/Basin Klamath / Klamath (14)
Applicant Name TYRHOLM, MICHAEL D.
CROSS TYRHOLM, DIANE L.
Priority Date 01/08/1992
Issue Date 05/31/2024

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS

June 4, 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.