

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
June 25, 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.
- * **Alternate Reservoir Applications (ORS 537.409)**
Applications for storage permits for small ponds filed under a simplified review process.
- * **Applications for Extensions of Time to Perfect Water Right Permits**
New applications received and proposed final orders regarding requests to extend time limits to fully develop water use projects and beneficially apply water.
- * **Applications for Limited Licenses**
Requests to use water for 5 years or less. Licenses are subordinate to other rights and may be revoked if a use is found to injure other water right holders.
- * **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.

* **Transfer Applications: Government Action**

Notice of change in point of diversion or appropriation necessitated by a government action changing the level of the water source.

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

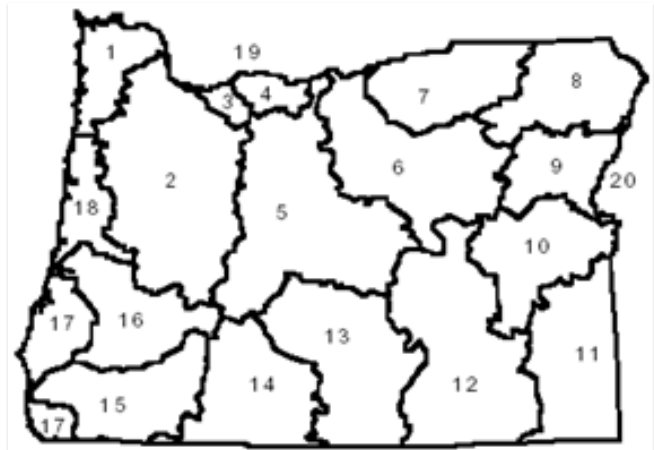
Unit of measure:

- 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 25, 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, August 09, 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-19054
County/Basin	Clackamas / Willamette (2)
Applicant Name	DE TERRA LLC 23254 S RIDGE RD BEAVER CREEK, OR 97004
	TODD, RICHARD 1300 NE LINDEN AVE 8 GRESHAM, OR 97030
Sources/TRSQ40Q160	A WELL > MARTIN CREEK BASIN / 3.00S 3.00E 32 SENE
Use/Quantity	NURSERY USES / 0.250 CFS
Priority Date	01/07/2021
Stage/Status	PFO / PROPOSE TO APPROVE
App#	G-19089
County/Basin	Lane / Willamette (2)
Applicant Name	MA, HOI WING 625 SAINT CHARLES ST EUGENE, OR 97402
Sources/TRSQ40Q160	A WELL > FERGUSON CREEK BASIN / 15.00S 5.00W 32 SENE
Use/Quantity	NURSERY USES / 0.050 CFS
Priority Date	04/06/2021
Stage/Status	PFO / PROPOSE TO APPROVE
App#	S-89297
County/Basin	Douglas / Umpqua (16)
Applicant Name	DIEHL, ERIK J. PO BOX 207 GALLATIN GATEWAY, MT 59730
Sources/TRSQ40Q160	A SPRING > UNNAMED STREAM / 23.00S 9.00W 19 SWSW
Use/Quantity	HUMAN CONSUMPTION / 0.005 CFS
Priority Date	11/17/2022
Stage/Status	PFO / 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-19042
County/Basin	Crook / Deschutes (5)
Applicant Name	OREGON RANCHING CO 62400 PAULINA HWY POST, OR 97752 REDMOND, OR 97756
Priority Date	11/19/2020
Issue Date	06/14/2024
Status	DENIED
App#	R-89430
County/Basin	Clackamas / Willamette (2)
Applicant Name	SHORTLAND GOLF CLUB AKA SHORTY'S GOLF COURSE LLC C/O MIKE FRITZ 16842 ALDER CIRCLE LAKE OSWEGO, OR 97034
Priority Date	01/04/2024
Issue Date	06/14/2024
Status	APPROVED
App#	S-89226
County/Basin	Jackson / Rogue (15)
Applicant Name	MOORE, ALPHEUS 9456 STERLING CREEK RD JACKSONVILLE, OR 97530
Priority Date	03/16/2022
Issue Date	06/14/2024
Status	REJECTED

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 August 24, 2024.

App# [R-89505](#)
County/Basin Curry / South Coast (17)
Applicant Name HARRISON, ELIZABETH B.
PO BOX 111
LANGLOIS, OR 97450
Sources/TRSQ40Q160 UNNAMED STREAM > FLORAS CREEK / 31.00S 15.00W 12 NENE
Use/Quantity MULTIPLE PURPOSE / 3.000 AF
Priority Date 06/18/2024

App# [R-89539](#)
County/Basin Multnomah / Willamette (2)
Applicant Name PORT OF PORTLAND
ATTN: BLAKE HAMALAINEN
PO BOX 3529
PORTLAND, OR 97208
Sources/TRSQ40Q160 RUNOFF > NORTH SLOUGH / 1.00N 1.00E 4 NWNE
Use/Quantity WILDLIFE AND WETLAND ENHANCEMENT / 22.740 AF
Priority Date 06/20/2024

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

Consistent with OAR 690-315-0050, the Department will accept public comment on the following extension applications until July 25, 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-18448
Permit Number	G-18122
County/Basin	Jackson / Rogue (15)
Applicant Name	MITCHELL, AARON 7435 SE 52ND AVE PORTLAND, OR 97206
Sources/TRSQ40Q160	A WELL > ROGUE RIVER BASIN / 34.00S 1.00W 22 NWSW
Use/Quantity	NURSERY USES / 0.220 CFS
Proposed Completion Date	10/01/2026

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 August 09, 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-17174](#)
Permit# G-16639
County/Basin Morrow / Umatilla (7)
Applicant Name MURRAY, ANNE CATHERINE
MURRAY, JOHN R.
PO BOX 427
HEPPNER, OR 97836
Sources/TRSQ40Q160 A WELL > RHEA CREEK / 2.00S 24.00E 2 NENW
Use/Quantity IRRIGATION / 0.420 CFS

App# [G-16596](#)
Permit# G-16526
County/Basin Crook / Deschutes (5)
Applicant Name WEBBER JR, JOHN C.
12800 SE COWBOY COURT
PRINEVILLE, OR 97754
Sources/TRSQ40Q160 A WELL > DRY CREEK / 16.00S 16.00E 13 NWNW
Use/Quantity IRRIGATION / 0.038 CFS

App# [G-12889](#)
Permit# 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

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 July 09, 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-1982
County/Basin	Gilliam / John Day (6)
Applicant Name	HAGUEWOOD, KEVEN 64396 MCNAB LANE IONE, OR 97843
Sources/TRSQ40Q160	A WELL (GILL 35) > EAST FORK SHUTLER CREEK / 1.00N 21.00E 1 NWNW A WELL (GILL 45) > EAST FORK SHUTLER CREEK / 1.00N 21.00E 12 SWSW
Use/Quantity	ROAD CONSTRUCTION OR MAINTENANCE & GENERAL CONSTRUCTION, RELATED TO MONTAGUE WIND PROJECT / 0.0891 CFS

App#	LL-1983
County/Basin	Malheur / Malheur (10)
Applicant Name	FRY FOODS, INC 602 STANTON BLVD ONTARIO, OR 97914
Sources/TRSQ40Q160	A WELL > SNAKE RIVER / 17.00S 46.00E 13 NESE
Use/Quantity	INDUSTRIAL/MANUFACTURING USES / 1.114 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 July 16, 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-1731](#)
Certificate 12174
Lessor POTTER, ALDEN
15900 SW MCCORMICK HILL
HILLSBORO, OR 97123

Lessor POTTER, THOMAS
3519 ARDITH CT
FOREST GROVE, OR 97116

Lessee TOWNSEND, LACEY
TUALATIN SOIL AND WATER CONSERVATION DISTRICT
7175 NE EVERGREEN PRKWY, #400
HILLSBORO, OR 97124

Priority Date 01/09/1937
Source/Tributary To MCFEE CREEK / TUALATIN RIVER

Lease# [IL-2056](#)
Certificate 31809, 52410, 61801
Lessor BORK, STEPHEN
24304 W HIGHLAND EXT
BENTON CITY, WA 99320

Priority Date 05/25/1954, 09/12/1975, 12/19/1973
Source/Tributary To UMATILLA R/MCKAY RS / COLUMBIA RIVER
UMATILLA 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 July 25, 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-14474](#)
Water Right Cert: 19870
County/Basin Yamhill / Willamette (2)
Applicant Name CHRISTENSEN, ZACH
17215 SW CHRISTENSEN RD
MCMINNVILLE, OR 97128
Proposed Change PLACE OF USE
Sources/TRSQ40Q160 SOUTH FORK YAMHILL RIVER > YAMHILL RIVER / 5.00S 5.00W 11 SESE
SOUTH FORK YAMHILL RIVER > YAMHILL RIVER / 5.00S 5.00W 12 NWNW
Use/Quantity IRRIGATION / 0.295 CFS
Priority Date 02/06/1948, 04/22/1948

Transfer [T-14475](#)
Water Right Cert: 21357, 48628, 89101
County/Basin Lincoln / Middle Coast (18)
Applicant Name NEBEL, SPENCER
CITY OF NEWPORT
169 SW COAST HWY
NEWPORT, OR 97365
Proposed Change POINT OF DIVERSION
Sources/TRSQ40Q160 A RESERVOIR > BIG CREEK / 10.00S 11.00W 33 SWSW
A RESERVOIR > BIG CREEK / 10.00S 11.00W 33 NESE
BIG CR RES 2 > BIG CREEK / 10.00S 11.00W 33 NESE
Use/Quantity MUNICIPAL USES / 200.000 AF
MUNICIPAL USES / 625.000 AF
MUNICIPAL USES / 345.000 AF
Priority Date 08/31/1951, 03/24/1967, 06/05/1968, 07/19/1974

Transfer [T-14476](#)
Water Right Cert: 48022
County/Basin Klamath / Klamath (14)
Applicant Name UNRUH, ROBERT
30083 PICKETT RD
MALIN, OR 97632
Proposed Change POINT OF APPROPRIATION, PLACE OF USE
Sources/TRSQ40Q160 ONE WELL > LOST RIVER / 40.00S 11.00E 36 SWSW
Use/Quantity IRRIGATION / 4.340 CFS
Priority Date 03/22/1971

Transfer [T-14477](#)
Water Right Cert: 65838
County/Basin Baker / Powder (9)
Applicant Name MITCHELL, WILLIAM
42717 NYE RD.
BAKER CITY, OR 97814
Proposed Change ADDITIONAL POINT OF APPROPRIATION
Sources/TRSQ40Q160 A WELL > POWDER RIVER / 9.00S 40.00E 2 NESE
Use/Quantity IRRIGATION / 0.400 CFS
Priority Date 05/20/1983

Transfer [T-14478](#)
Water Right Cert: 41895
County/Basin Polk / Willamette (2)
Applicant Name BISCHOFF, LEE
PRINCESS PROPERTIES, LLC
4038 TENNYSON ST.
HOUSTON, TX 77005
Proposed Change USE
Sources/TRSQ40Q160 UNNAMED STREAM > SOUTH YAMHILL RIVER / 6.00S 6.00W 14 NWSE
Use/Quantity DOMESTIC / 1.200 AF
Priority Date 07/27/1970

Transfer [T-14479](#)
Water Right Cert: 96921
County/Basin Wallowa / Grande Ronde (8)
Applicant Name FARRELL, LEANNA
68865 ELK MOUNTAIN RD.
ENTERPRISE, OR 97828
Proposed Change PLACE OF USE
Sources/TRSQ40Q160 A WELL > SWAMP CREEK BASIN / 1.00S 45.00E 4 NESW
A WELL > SWAMP CREEK BASIN / 1.00S 45.00E 9 NWSE
Use/Quantity SUPPLEMENTAL IRRIGATION / 1.330 CFS
SUPPLEMENTAL IRRIGATION / 1.440 CFS
Priority Date 05/29/1997

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-14480
Water Right	Cert: 60696
County/Basin	Linn / Willamette (2)
Applicant Name	JACKSON, JON STEVE GLASER FARM, INC. PO BOX 257 TANGENT, OR 97389
Proposed Change	PLACE OF USE
Sources/TRSQ40Q160	GLASER WELL 1 > CALAPOOIA RIVER / 11.00S 4.00W 34 SWSW
Use/Quantity	IRRIGATION / 1.250 CFS
Priority Date	07/15/1976

Transfer Applications: Government Action

The owner of a water right may give the Department notice of a change in point of diversion or an additional point of diversion because government action has resulted in or has created a reasonable expectation of a change in the surface level of a surface water source that impairs or threatens to impair access to a point of diversion authorized by a water right permit, certificate or decree. Pursuant to ORS 540.610(6), the Department shall issue a decision on a government action transfer notice within 60 days after the Department receives notice from the owner.

The Department seeks public comment on the recently filed government action transfer notice(s) listed below. Comments must be received by the Department on or before July 25, 2024.

Transfer	T-14481
Water Right	Permit: S-53492
County/Basin	Clatsop / North Coast (1)
Applicant Name	GARDNER, MATT ARCH CAPE DOMESTIC WATER SUPPLY DISTRICT 32065 E SHINGLE MILL RD. ARCH CAPE, OR 97102
Proposed Change	POINT OF DIVERSION
Sources/TRSQ40Q160	ASBURY CREEK > PACIFIC OCEAN / 4.00N 10.00W 19 SESW
Use/Quantity	MUNICIPAL USES / 0.300 CFS
Priority Date	04/06/1993

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS

June 25, 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.