

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
October 15, 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.
- * **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.
- * **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: Permit Amendments**
Requests to amend permits.

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

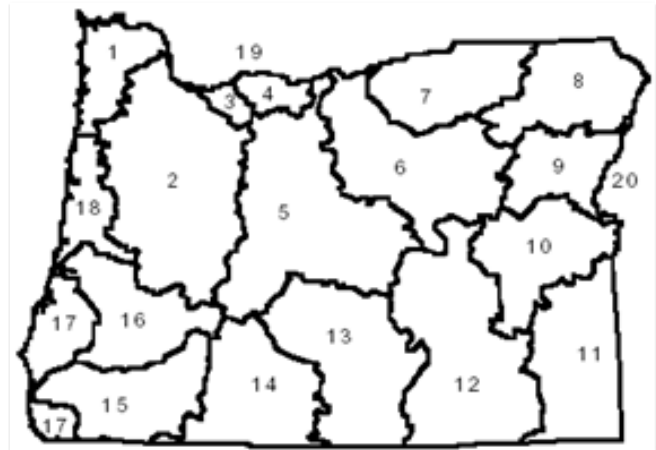
Unit of measure:

- 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, November 14, 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, November 29, 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-19269](#)
County/Basin Marion / Willamette (2)
Applicant Name MAYFIELD FARMS LLC
C/O CHARLES W EGGERT
18555 SW TETON AVE
TUALATIN, OR 97062
Sources/TRSQ40Q160 A WELL > WILLAMETTE RIVER / 3.00S 1.00W 32 SESE
Use/Quantity COMMERCIAL USES / 0.450 CFS
Priority Date 03/25/2022
Stage/Status IR / PROPOSE TO APPROVE

App# [G-19268](#)
County/Basin Deschutes / Deschutes (5)
Applicant Name GI RANCH CORPORATION
15 SW COLORADO AVE SUITE 1
BEND, OR 97702
Sources/TRSQ40Q160 A WELL > BUCK CREEK / 22.00S 22.00E 3 SESE
A WELL > BUCK CREEK / 22.00S 22.00E 10 NESE
A WELL > BUCK CREEK / 22.00S 22.00E 15 NENE
Use/Quantity NURSERY USES / 4.99 CFS
Priority Date 03/24/2022
Stage/Status IR / PROPOSE TO DENY

Final Orders - Permit & Limited License Applications

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

App#	G-19238
County/Basin	Union / Grande Ronde (8)
Applicant Name	ELIZABETH B FIFER TRUST 215 46TH AVE SE SALEM, OR 97317
Priority Date	01/03/2022
Issue Date	10/11/2024
Status	WITHDRAWN

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 **November 14, 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-89848
County/Basin	Josephine / Rogue (15)
Applicant Name	SUNNY VALLEY SAND AND GRAVEL INC. ATTN: ANDREAS BLECH 1867 WILLIAMS HWY SUITE 260 GRANTS PASS, OR 97527
Sources/TRSQ40Q160	A RESERVOIR > GRAVE CREEK / 34.00S 5.00W 8 SESW A RESERVOIR > GRAVE CREEK / 34.00S 5.00W 7 SESE
Use/Quantity	MINING / 49.000 AF
Priority Date	10/10/2024

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 October 29, 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-1995
County/Basin	Polk / Willamette (2)
Applicant Name	DOMAINE SERENE VINEYARDS & WINERY, INC. RAMSEY, CHRIS 6555 NE HILLTOP LN DAYTON, OR 97114
Sources/TRSQ40Q160 Use/Quantity	A WELL (POLK 54400) > KING CREEK / 6.00S 3.00W 18 NWNW IRRIGATION TO ESTABLISH GRAPES / 0.045 CFS

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 November 14, 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-14543](#)
Water Right Cert: 94899, 94961
County/Basin Harney / Malheur Lake (12)
Applicant Name RATTLESNAKE CREEK LAND HOLDINGS, LLC
524 HWY 20N
HINES, OR 97738
Proposed Change POINT OF APPROPRIATION, ADDITIONAL POINT OF APPROPRIATION
Sources/TRSQ40Q160 A WELL > JONES CANYON BASIN / 22.00S 33.00E 30 NWSW
A WELL > JONES CANYON BASIN / 22.00S 33.00E 30 NESW
A WELL > JONES CANYON BASIN / 22.00S 32.50E 36 SESE
Use/Quantity IRRIGATION / 1.3999 CFS
IRRIGATION / 1.5699 CFS
Priority Date 04/26/2010, 09/17/2008

Transfer [T-14544](#)
Water Right Cert: 36879
County/Basin Harney / Malheur Lake (12)
Applicant Name RATTLESNAKE CREEK LAND HOLDINGS, LLC
524 HWY 20N
HINES, OR 97738
Proposed Change PLACE OF USE
Sources/TRSQ40Q160 WELL 1 > COW CREEK / 22.00S 32.50E 36 NWNE
WELL 2 > COW CREEK / 22.00S 32.50E 36 SWNE
WELL 3 > COW CREEK / 22.00S 32.50E 36 NWSE
Use/Quantity SUPPLEMENTAL IRRIGATION / 2.730 CFS
Priority Date 07/23/1964

Transfer [T-14546](#)
Water Right Cert: 22746
County/Basin Washington / Willamette (2)
Applicant Name KRAXBERGER FARMS
17935 SW HILLSBORO HWY
HILLSBORO, OR 97123
Proposed Change PLACE OF USE
Sources/TRSQ40Q160 TUALATIN RIVER > WILLAMETTE RIVER / 2.00S 2.00W 8 NENE
Use/Quantity IRRIGATION / 0.150 CFS
Priority Date 06/17/1949

Transfer [T-14547](#)
Water Right Cert: 52577
County/Basin Union / Grande Ronde (8)
Applicant Name CLARK, ACE
67399 UNION JUNCTION LN
UNION, OR 97883
Proposed Change PLACE OF USE
Sources/TRSQ40Q160 CATHERINE CREEK > GRANDE RONDE RIVER / 4.00S 39.00E 13 SESE
Use/Quantity IRRIGATION / 0.410 CFS
Priority Date 12/31/1864

Transfer [T-14548](#)
Water Right Cert: 55015
County/Basin Umatilla / Umatilla (7)
Applicant Name P.J ROHDE RANCH, INC.
ROHDE, GLENN
39007 ROHDE RD
ECHO, OR 97826
Proposed Change PLACE OF USE
Sources/TRSQ40Q160 A WELL > STAGE GULCH / 3.00N 30.00E 17 SENE
Use/Quantity IRRIGATION / 3.310 CFS
Priority Date 12/06/1977

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 November 14, 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-13973](#), filed by Daniel Roth, PO Box 24, Christmas Valley, OR 97641, proposes changes in points of appropriation and place of use under Certificates 53450, 53452 and 84982. Certificate 53450 allows the use of 0.05 cubic foot per second from a well in Sec. 3, T25S, R18E, WM for irrigation in Sec. 3, T25S, R18E, WM. The applicant proposes to move the point of appropriation and the place of use within Sec. 3, T25S, R18E, WM. Certificate 53452 allows the use of 1.60 cubic feet per second from a well in Sec. 3, T25S, R18E, WM for irrigation in Sec. 3, T25S, R18E, WM. The applicant proposes to move the point of appropriation and place of use within Sec. 3, T25S, R18E, WM. Certificate 84982 allows the use of 0.12 cubic feet per second from Well 2 in Sec. 18, T25S, R18E, WM for irrigation in Sects. 7 and 18, T25S, R18E, WM. The applicant proposes to move the point of appropriation and place of use to Sec. 3, T25S, R18E, 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: Permit Amendments

The holder of a water right permit may apply to change a point of diversion or appropriation or to change the place of use pursuant to ORS 537.211 (4).

Notice is given that the following applications for Permit Amendments have been received by the Department. If the proposed change in point of diversion or appropriation is for a distance greater than 1/4 mile or includes intervening diversion points, notice also will be published in a local newspaper.

Transfer	T-14545
Water Right	Permit: G-17316
County/Basin	Deschutes / Deschutes (5)
Applicant Name	PETTY, SUSAN DAVENPORT NEWBERRY HOLDINGS, LLC PO BOX 31205 SEATTLE, WA 98103
Proposed Change	POINT OF APPROPRIATION, ADDITIONAL POINT OF APPROPRIATION, PLACE OF USE
Sources/TRSQ40Q160	A WELL > PAULINA CREEK / 21.00S 12.00E 21 SESE A WELL > PAULINA CREEK / 21.00S 12.00E 28 NENW A WELL > PAULINA CREEK / 21.00S 12.00E 16 NWSE A WELL > PAULINA CREEK / 21.00S 12.00E 20 SENE A WELL > PAULINA CREEK / 21.00S 12.00E 29 SWNE A WELL > PAULINA CREEK / 21.00S 12.00E 21 NESW
Use/Quantity	INDUSTRIAL/MANUFACTURING USES / 3.55998 CFS
Priority Date	06/10/1994

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS

October 15, 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.