

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
April 15, 2025

*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 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 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.
- * **Water Management and Conservation Plan Progress Reports**
Water management and conservation plan progress reports submitted by municipalities under provisions of OAR Chapter 690, Division 86.
- * **Application to Reauthorize HE 350**

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

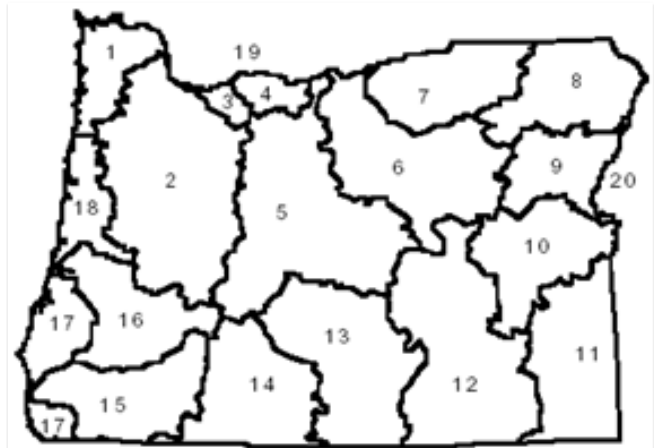
AF: Acre-feet

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, May 15, 2025. 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, May 30, 2025.

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-19346
County/Basin	Deschutes / Deschutes (5)
Applicant Name	AVION WATER CO. INC. ATTN: ADAM JACKSON 60813 PARRELL RD BEND, OR 97702
Sources/TRSQ40Q160	A WELL > UNNAMED STREAM / 18.00S 12.00E 13 NWSW
Use/Quantity	QUASI-MUNICIPAL USES / 0.111 CFS
Priority Date	12/19/2022
Stage/Status	IR / PROPOSE TO DENY
App#	G-19357
County/Basin	Malheur / Malheur (10)
Applicant Name	LEBOUTILLIER, LAURA LEBOUTILLIER, AARON 797 NW 12TH ST ONTARIO, OR 97914
Sources/TRSQ40Q160	A WELL > SNAKE RIVER / 18.00S 47.00E 4 SWNW A WELL > SNAKE RIVER / 18.00S 47.00E 4 SENW
Use/Quantity	IRRIGATION AND NURSERY USES / 0.078 CFS
Priority Date	03/15/2023
Stage/Status	IR / PROPOSE TO APPROVE
App#	G-19370
County/Basin	Polk / Willamette (2)
Applicant Name	ZENITH VINEYARD LLC 5657 ZENA RD NW SALEM, OR 97304
Sources/TRSQ40Q160	UNNAMED STREAM > SPRING VALLEY CREEK / 6.00S 4.00W 26 NWNE
Use/Quantity	IRRIGATION / 0.067 CFS
Priority Date	05/17/2023
Stage/Status	IR / PROPOSE TO DENY
App#	G-19371
County/Basin	Marion / Willamette (2)
Applicant Name	WILLAMETTE TREE WHOLESAL C/O RAY GANNON 13989 SE 139TH CLACKAMAS, OR 97015
Sources/TRSQ40Q160	A WELL > FINNEY AND EGAN LAKE / 6.00S 3.00W 13 SENE A WELL > FINNEY AND EGAN LAKE / 6.00S 3.00W 13 NENE A WELL > FINNEY AND EGAN LAKE / 6.00S 3.00W 13 SWNE
Use/Quantity	IRRIGATION / 0.17 CFS
Priority Date	05/22/2023
Stage/Status	IR / PROPOSE TO APPROVE
App#	G-19376
County/Basin	Yamhill / Willamette (2)
Applicant Name	WILLAMETTE VALLEY LAND LLC C/O PAUL KUEHNE PO BOX 99 LAFAYETTE, OR 97127
Sources/TRSQ40Q160	A WELL > WEST FORK PALMER CREEK / 4.00S 3.00W 19 SESW A WELL > WEST FORK PALMER CREEK / 4.00S 3.00W 19 SWSE A WELL > WEST FORK PALMER CREEK / 4.00S 3.00W 30 NWNE A WELL > WEST FORK PALMER CREEK / 4.00S 3.00W 30 SWNE
Use/Quantity	IRRIGATION / 0.67 CFS
Priority Date	07/10/2023
Stage/Status	IR / PROPOSE TO DENY

App#	<u>G-19379</u>
County/Basin	Multnomah / Willamette (2)
Applicant Name	PRIMO WATER NORTH AMERICA C/O LOU VITTORIO 2300 WINDY RIDGE PARKWAY SUITE 500N ATLANTA, GA 30339
Sources/TRSQ40Q160	A WELL > COLUMBIA RIVER / 1.00N 2.00E 14 SWSE
Use/Quantity	COMMERCIAL USES / 1.000 CFS
Priority Date	07/28/2023
Stage/Status	IR / PROPOSE TO APPROVE
App#	<u>G-19385</u>
County/Basin	Jackson / Rogue (15)
Applicant Name	CHENAULT, DERIC PO BOX 1349 JACKSONVILLE, OR 97530
Sources/TRSQ40Q160	A WELL > FOREST CREEK / 38.00S 3.00W 26 NWSW
Use/Quantity	IRRIGATION / 0.175 CFS
Priority Date	08/16/2023
Stage/Status	IR / PROPOSE TO DENY
App#	<u>G-19386</u>
County/Basin	Clackamas / Willamette (2)
Applicant Name	RISSBERGER, ERRIN RISSBERGER, BRIAN 10581 S HEINZ RD CANBY, OR 97013
Sources/TRSQ40Q160	A WELL > GRIBBLE CREEK / 4.00S 1.00E 26 NWSE
Use/Quantity	NURSERY USES / 0.890 CFS
Priority Date	08/18/2023
Stage/Status	IR / PROPOSE TO DENY
App#	<u>G-19387</u>
County/Basin	Josephine / Rogue (15)
Applicant Name	WANG, WENRONG 1275 HEARST AVE BERKELEY, CA 94702
Sources/TRSQ40Q160	A WELL > WEST FORK ILLINOIS RIVER / 39.00S 8.00W 28 NESW
Use/Quantity	NURSERY USES / 0.056 CFS
Priority Date	09/05/2023
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-16729](#)
County/Basin Union / Grande Ronde (8)
Applicant Name WALLENDER, TIM
65302 AIRPORT LANE
LA GRANDE, OR 97850
Priority Date 09/27/2006
Issue Date 04/11/2025
Status DENIED

App# [G-18996](#)
County/Basin Clackamas / Willamette (2)
Applicant Name MUNDY, SCOTT
42885 SE PORTER RD
ESTACADA, OR 97023
Priority Date 06/17/2020
Issue Date 04/11/2025
Status DENIED

App# [G-19268](#)
County/Basin Deschutes / Deschutes (5)
Applicant Name GI RANCH CORPORATION
15 SW COLORADO AVE SUITE 1
BEND, OR 97702
Priority Date 03/24/2022
Issue Date 04/04/2025
Status WITHDRAWN

App# [G-19324](#)
County/Basin Umatilla / Umatilla (7)
Applicant Name MILTON FREEWATER CEMETERY MAINTENANCE DISTRICT 3
512 N MAIN ST
MILTON FREEWATER, OR 97862
Priority Date 08/29/2022
Issue Date 04/11/2025
Status WITHDRAWN

App# [G-19334](#)
County/Basin Crook / Deschutes (5)
Applicant Name STAFFORD, MICHAEL
999 N MAIN ST
PRINEVILLE, OR 97754
Priority Date 10/17/2022
Issue Date 04/11/2025
Status WITHDRAWN

App#	LL-1964
County/Basin	Umatilla / Umatilla (7)
Applicant Name	UMATILLA COUNTY SHAFER, JOHN 216 SE 4TH STREET PENDLETON, OR 97801
Issue Date	04/04/2025
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 **May 15, 2025**. 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-89888
County/Basin	Benton / Willamette (2)
Applicant Name	MALEY ROAD HAZELNUTS LLC 3911 SE MALEY RD CORVALLIS, OR 97333
Sources/TRSQ40Q160	WILLAMETTE RIVER > COLUMBIA RIVER / 12.00S 5.00W 23 SESE 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 DORENA RESERVOIR > ROW RIVER / 20.00S 2.00W 32 NWSE FALL CREEK RESERVOIR > FALL CREEK / 19.00S 1.00W 1 NESW FERN RIDGE RESERVOIR > LONG TOM RIVER / 17.00S 5.00W 4 NESW HILLS CREEK RESERVOIR > MIDDLE FORK WILLAMETTE RIVER / 21.00S 3.00E 35 NENW LOOKOUT POINT RESERVOIR > MIDDLE FORK WILLAMETTE RIVER / 19.00S 1.00W 13 NWSE
Use/Quantity	IRRIGATION / 118.75 AF
Priority Date	04/08/2025

**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 May 15, 2025. 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-14016
Permit Number	G-13613
County/Basin	Curry / Rogue (15)
Applicant Name	NESIKA BEACH OPHIR WATER DISTRICT PO BOX 39 OPHIR, OR 97464
Sources/TRSQ40Q160	A WELL > ROGUE RIVER / 36.00S 14.00W 9 SESE
Use/Quantity	QUASI-MUNICIPAL USES / 0.500 CFS
Proposed Completion Date	10/01/2045

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 May 30, 2025. 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#	S-86717
Permit#	S-55183
County/Basin	Umatilla / Umatilla (7)
Applicant Name	PIERCY, LOIS PIERCY, LLOYD 33927 RIVERVIEW DR HERMISTON, OR 97838
Sources/TRSQ40Q160 Use/Quantity	ST. HILAIRE BROTHERS HERMISTON FARM LLC 84186 HWY 37 HERMISTON, OR 97838 COLUMBIA RIVER > PACIFIC OCEAN / 5.00N 30.00E 8 SWNW IRRIGATION / 52.600 CFS

App#	S-88232
Permit#	S-55225
County/Basin	Hood River / Hood (4)
Applicant Name	FARMERS IRRIGATION DISTRICT 1985 COUNTRY CLUB RD HOOD RIVER, OR 97031
Sources/TRSQ40Q160 Use/Quantity	A RESERVOIR > HOOD RIVER / 2.00N 9.00E 22 NWSE SUPPLEMENTAL IRRIGATION / 605.000 AF

App#	G-15591
Permit#	G-15416
County/Basin	Klamath / Klamath (14)
Applicant Name	STASTNY JR, EDWIN J. 32121 HWY 50 MALIN, OR 97632
Sources/TRSQ40Q160 Use/Quantity	A WELL > LOST RIVER / 40.00S 12.00E 32 NENE SUPPLEMENTAL IRRIGATION / 1.490 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 April 29, 2025, 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-2001
County/Basin	Jackson / Rogue (15)
Applicant Name	WARD, AARON 9090 STERLING CREEK RD JACKSONVILLE, OR 97530
Sources/TRSQ40Q160	APPLEGATE RIVER > ROGUE RIVER / 39.00S 3.00W 15 NESW APPLEGATE RESERVOIR > APPLEGATE RIVER / 40.00S 4.00W 25 SESE
Use/Quantity	IRRIGATION FROM STORED WATER / 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 May 06, 2025. 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-1973
Certificate	2616
Lessor	HOEFT, LARRY S. 68060 HIGHWAY 395 S PENDLETON, OR 97801
Lessor	HOEFT, BECKY 68060 HIGHWAY 395 S PENDLETON, OR 97801
Lessee	PENVOSE, AARON TROUT UNLIMITED 621 MAIN ST STE C LEWISTON, ID 83501
Priority Date	12/31/1904
Source/Tributary To	BIRCH CREEK / UMATILLA RIVER
Lease#	IL-1984
Certificate	80492,80490, 80491, 89086, 89088, 91874, 91875
Lessor	WHITNEY, JIM WHITWHIT, LLC PO BOX 1614 PENDLETON, OR 97801
Lessee	RIVARD, CHRYSTEN TROUT UNLIMITED 633 IOWA ST ASHLAND, OR 97520
Interested Party	CHIONO, ANTON CONFEDERATED TRIBES OF THE UMATILLA INDIAN RESERVATION 46411 TIMINE WAY PENDLETON, OR 97801
Interested Party	PENVOSE, AARON TROUT UNLIMITED 621 MAIN ST STE C LEWISTON, ID 83501
Priority Date	04/05/1956, 05/31/1909, 10/25/1935, 12/31/1892, 10/31/1902
Source/Tributary To	BIRCH CREEK / UMATILLA RIVER

Lease#	<u>IL-2042</u>
Certificate	89087
Lessor	WHITNEY, JIM WHITWHIT, LLC PO BOX 1614 PENDLETON, OR 97801
Lessee	HUMPHREYS, JESSICA TROUT UNLIMITED 401 NE 1ST ST ENTERPRISE, OR 97828
Priority Date	12/31/1892, 11/13/1967
Source/Tributary To	BIRCH CREEK / UMATILLA RIVER
Lease#	<u>IL-2097</u>
Certificate	6181
Lessor	FRIESEN, RYAN 60224 HWY 203 UNION, OR 97883
Lessor	FRIESEN, STEPHANIE 60224 HWY 203 UNION, OR 97883
Lessee	HUMPHREYS, JESSICA TROUT UNLIMITED 401 NE 1ST ST ENTERPRISE, OR 97828
Priority Date	05/31/1897
Source/Tributary To	CATHERINE CREEK / GRANDE RONDE RIVER
Lease#	<u>IL-2099</u>
Certificate	75656 CR
Lessor	WHITNEY, JIM WHITWHIT, LLC PO BOX 1614 PENDLETON, OR 97801
Lessee	HUMPHREYS, JESSICA TROUT UNLIMITED 401 NE 1ST ST ENTERPRISE, OR 97828
Priority Date	12/31/1880
Source/Tributary To	BIRCH CREEK / UMATILLA 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 May 15, 2025. 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-8828
Water Right	Cert: 4494, 72610, 94749, 81986, 72199, 9475
County/Basin	Baker / Powder (9)
Applicant Name	IDAHO POWER CO. 1220 IDAHO ST BOISE, ID 83702
Proposed Change	POINT OF DIVERSION, PLACE OF USE
Sources/TRSQ40Q160	DALY CREEK > POWDER RIVER / 9.00S 46.00E 31 SWNW DALY CREEK > POWDER RIVER / 9.00S 45.00E 10 SWSE EAGLE CREEK > POWDER RIVER / 9.00S 45.00E 10 SWSE POWDER RIVER > SNAKE RIVER / 9.00S 45.00E 35 NENW POWDER RIVER > SNAKE RIVER / 9.00S 45.00E 36 NWNW
Use/Quantity	IRRIGATION / 0.300 CFS IRRIGATION / 11.04 CFS
Priority Date	12/31/1884, 12/31/1901, 12/31/1890, 08/31/1963, 10/29/1936, 05/25/1978, 07/12/1901, 12/31/1862, 12/31/1882, 12/31/1901
Transfer	T-13785
Water Right	Cert: 82641
County/Basin	Yamhill / Willamette (2)
Applicant Name	MORROW, JOYCE 13807 NW WILLIS RD MCMINNVILLE, OR 97128
Proposed Change	USE
Sources/TRSQ40Q160	A SPRING > BERRY CREEK / 4.00S 5.00W 1 SWNW
Use/Quantity	DOMESTIC / 0.080 CFS
Priority Date	08/20/1929

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 May 15, 2025, 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-13976](#) filed by Roger Hildebrandt 16835 SE Wallace Rd, Dayton, OR 97114, proposes a change in place of use under Certificate 40333. The right allows the use of 0.01 cubic foot per second from a well in Sec. 16, T5S, R3W, WM. for irrigation in Sects. 15 and 16, T5S, R3W, WM. The applicant proposes to change the place of use to Sec. 16, T5S, R3W, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

[T-14549](#) filed by Seth H. Beck and Larissa Beck, PO Box 3442, La Pine, OR 97739, proposes a change in the place of use and character of use to instream use under Certificate 95746. The right allows the use of up to 0.063 cubic foot per second (cfs) under 1897 priority date from the Little Deschutes River in Sec. 34, T23S, R9E, WM for irrigation in Sec. 3, T23S, R10E, WM. The applicant proposes to create an instream use in the Little Deschutes River from the point of diversion to Lake Billy Chinook on the Deschutes River at a maximum of 0.063 cfs, and to establish mitigation credits in the Deschutes Groundwater Study Area. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000 and OAR 690-077-0075. The Department has also concluded that the proposed transfer appears to result in mitigation credits pursuant to OAR 690-521-0300 and OAR 690-521-0400.

[T-14309](#) filed by Wanek Ranch, LLC, PO Box 1287, La Pine, OR 97739, proposes a change in the place of use and character of use to instream use under Certificate 95746. The right allows the use of up to 3.46 cubic foot per second (cfs) under 1897 priority date from the Little Deschutes River in Sec. 34, T23S, R9E, WM for irrigation in Sects. 22, 23, and 27, T22S, R10E, WM and up to 0.29 cfs under 1902 priority date for irrigation in Sec. 22, T22S, R10E, WM. The applicant proposes to create an instream use in the Little Deschutes River from the point of diversion to Lake Billy Chinook on the Deschutes River at a maximum of 1.85 cfs under 1897 priority date and 0.15 cfs under 1902 priority date, and to establish mitigation credits in the Deschutes Groundwater Study Area. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000 and OAR 690-077-0075. The Department has also concluded that the proposed transfer appears to result in mitigation credits pursuant to OAR 690-521-0300 and OAR 690-521-0400.

[T-14522](#) filed by ED Landholdings, LLC, C/O Eric Ditchen, 7385 Howell Prairie RD NE, Silverton, OR 97381, proposes an additional point of appropriation under Certificate 34795. The right allows the use of 0.95 cubic foot per second from a well in Sec. 1, T6S, R3W, WM for irrigation in Sec. 1, T6S, R3W, WM. The applicant proposes an additional point of appropriation in Sec. 1, T6S, R3W, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

[T-13782](#) filed by Knee Deep Cattle Co., Mike Stevenson, 33401 Van Duyn RD, Eugene, OR 97408, proposes a change in places of use under Certificates 80835, 86338, and 91761. Certificate 80835 allows the use of 1.04 cubic feet per second (cfs) from the McKenzie River in Sec. 9, T 17S, R 3W, WM for irrigation in Sects. 33 and 34, T16S, R3W, WM. The applicant proposes to change the place of use to Sec. 27, T16S, R3W, WM. Certificate 86338 allows the use of 0.358 cfs from Muddy Creek in Sec. 34, T16S, R3W, WM and the McKenzie River in Sec. 9, T17S, R3W, WM for irrigation in Sects. 33 and 34, T16S, R3W, WM. The applicant proposes to change the place of use to Sects. 22 and 27, T16S, R3W, WM. Certificate 91761 allows the use of 0.53 cfs from the McKenzie River in Sec. 9, T17S, R3W, WM for irrigation in Sects. 21, 22, and 28, T16S, R3W, WM. The applicant proposes to change the place of use to Sects. 27 and 28, T16S, R3W, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

[T-13934](#) filed by Gene Porter 57703 Fort Rock RD, Silver Lake, OR 97638, proposes a change in places of use under Certificate 76091, 83463, and 94366. Certificate 76091 allows the use of 0.16 cubic foot per second from a well in Sec. 2, T27S, R15E, WM for irrigation in Sec. 1, T27S, R15E, WM. The applicant proposes to change the place of use within Sec. 1, T27S, R15E, WM. Certificate 83463 allows the use of 0.12 cubic foot per second from a well in Sec. 2, T27S, R15E, WM for irrigation in Sec. 2, T27S, R15E, WM. The applicant proposes to change the place of use to Sec. 1, T27S, R15E, WM. Certificate 94366 allows the use of 0.45 cubic foot per second from a well in Sec. 2, T27S, R15E, WM for irrigation in Sec. 2, T27S, R15E, WM. The applicant proposes to change the place of use to Sec. 1, T27S, R15E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

[T-14081](#) filed by Kenneth Alan Montgomery 2792 Rainbow Glen RD Fallbrook, CA 92028, proposes a change in point of diversion, place of use, and use under Certificate 98235. The right allows the use of 0.054 cubic foot per second from a spring in Sec. 22, T38S, R8W, WM for irrigation in Sec. 22, T38S, R8W, WM. The applicant proposes to move the point of diversion within Sec. 22, T38S, R8W, WM and to change the place of use within Sec. 22, T38S, R8W, WM.; and to change the character of use to irrigation and domestic. 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	2025-006
County	Deschutes
Certificate	94956; 76714
Priority Date	10/31/1900; 12/2/1907; 2/28/1913
Name	CENTRAL OREGON IRRIGATION DISTRICT
Address	1055 S.W. LAKE CT REDMOND, OR 97756
Use	IRRIGATION; SUPPLEMENTAL IRRIGATION
Source	DESCHUTES R > COLUMBIA R CRANE PRAIRIE RES > DESCHUTES
Acres:	0.71
Authorized POU:	T14S R13E 15 NWSW
Proposed POU:	T14S R13E 15 NWSW

Notice	2025-005
County	Deschutes
Certificate	94956; 76714
Priority Date	10/31/1900; 12/2/1907; 2/28/1913
Name	CENTRAL OREGON IRRIGATION DISTRICT
Address	1055 S.W. LAKE CT REDMOND, OR 97756
Use	IRRIGATION; SUPPLEMENTAL IRRIGATION
Source	DESCHUTES R > COLUMBIA R CRANE PRAIRIE RES > DESCHUTES
Acres:	0.54
Authorized POU:	T18S R12E 02 SENE
Proposed POU:	T18S R12E 02 SENE

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 May 15, 2025. 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-14637
Water Right	Claim: GR-2959
County/Basin	Clackamas / Willamette (2)
Applicant Name	BERNERT, DAVID 4131 IMPERIAL DR WEST LINN, OR 97068
Proposed Change	POINT OF APPROPRIATION, PLACE OF USE
Sources/TRSQ40Q160	A WELL > MOLALLA RIVER / 4.00S 1.00E 4 SWSW
Use/Quantity	IRRIGATION / 0.223 CFS
Priority Date	07/31/1944

Water Management and Conservation Plan Progress Reports

Pursuant to OAR 690-086-0120(4) and (5), the Department is required to give notice of progress reports on Water Management and Conservation Plans.

Any person may review and comment on these progress reports. The plans may be viewed electronically at [WMCP Public Notice](#). The Department requests that comments be submitted no later than 30 days after the date of this notice.

Progress reports have been submitted by the following municipal supplier(s):

City of Talent (Municipal)

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

Application to Reauthorize A Minor Hydroelectric Project

The Oregon Water Resources Department seeks public comment on the following application to reauthorize minor hydroelectric project HE 350 in Josephine County. Comments on the application and requests by interested parties who want to obtain future notices must be submitted within 45 days of publication of the notice. The application and supporting documents can be viewed at the Water Resources Department, 725 Summer St. NE, Suite A, Salem, OR 97301-1271. If you would like a copy of the application, please contact Martin Sanchez (971-375-6414) or Martin.Sanchez@water.oregon.gov. A copying fee will be assessed as allowed in ORS Chapter 536.050(1)(e).

Application:	HE 350
Applicant:	Doloris Lloyd
Project Address:	17800 Illinois River Rd
Amount of water:	0.1 cubic feet per second (cfs)
Source of water:	O'Connor Creek, Tributary to Illinois River
Point of Diversion:	Diversion A: 50 Feet South & 50 Feet East from the NE Corner of the NW ¼ SE ¼ of Section 8, Township 37 South, Range 9 West, W.M. Diversion B: 375 Feet South and 125 Feet West from the NE Corner of the NW ¼ SE ¼ of Section 8, Township 37 South, Range 9 West, W.M.
Place of Use:	NW ¼ SE ¼, Section 8, Township 37 South, Range 9 West, W.M.
Purpose:	Domestic Use
Power developed:	Up to 2.27 Theoretical horsepower

Comments and requests to obtain future notices are due by May 30, 2025

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS

April 15, 2025

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.