

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
**October 1, 2013**

*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](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 Applications: Permit Amendments**  
Requests to amend permits.
- \* **Water Management and Conservation Plans**  
Water management and conservation plans submitted by municipalities and agricultural water suppliers under provisions of OAR Chapter 690, Division 86.

The Public Notice is published each week on the Department's web site at <http://www.wrd.state.or.us/>. If you would like to receive a **free** weekly notification when it is published, please send your request to "Codi.N.Holmes@wrds.state.or.us".

## **Permit Application Initial Reviews and Proposed Final Orders**

The following pages of this notice list permit applications that the Oregon Water Resources Department is evaluating for compliance with state water laws and regulations. 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 by implementing a mitigation project or by obtaining mitigation credits made available by a completed mitigation project. Surface water and/or reservoir permit applications in the Deschutes Basin may be proposed ground water mitigation projects.

### **Initial Review Stage (IR in the "Stage" column of the permit listing)**

The Department has given the applicant the results of an initial review of water use restrictions, water availability and other limits 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, October 31, 2013.** Although we cannot respond individually to all comments, each will be considered as the agency makes its permit decision.

### **Proposed Final Order Stage (PFO in the "Stage" column of the permit listing)**

The proposed final order is the Department's preliminary decision on the water use request. It will indicate how the comments received on the application in the first stage were considered. The PFO documents the agency's decision through specific findings. 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 \$25. (Any person paying \$25 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 district watermaster office nearest the proposed use. 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 15, 2013.**

The protest filing fee is \$350 for the applicants and \$700 for non-applicants. Detailed requirements for filing a protest will be sent with copies of the PFO. Persons who support the PFO may file a "standing" fee of \$200 to retain the ability to participate in future proceedings relating to an application. Before participation is allowed, an additional \$500 will be required at the time of the proceeding.

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. In addition to the usual state or federal office closures, the Oregon Water Resources Department headquarters office will be closed on the following days: March 23, 2012, May 25, 2012, August 17, 2012, October 19, 2012, November 23, 2012, January 18, 2013, April 19, 2013 and May 24, 2013.

## How to Read the Listing

Applications on the next page are sorted by application number in the following format:

App#	Basin	Source	Township/Range	County	Priority	Quantity	Stage	Status
G-15693	DOE, JOHN PO BOX 123	EUGENE OR 97123	16.00S 03.00W 19 NESW	Lane	01/29/2002	0.3700 C	IR	3
	02	A WELL > SPRING CR						
	Uses: IR							

### FIRST LINE:

- \* Application number:
  - G: groundwater
  - R: reservoir
  - S: surface water
  - I: instream
- \* Applicant name & address
- \* Stage of review:
  - IR: Initial Review
  - PFO: Proposed Final Order
- \* Decision status codes
  - 1: permit may be issued as requested
  - 2: permit may be issued with conditions
  - 3: permit unlikely to be issued

### SECOND LINE:

- \* Basin number (see map below right)
- \* Source > what it flows into  
(in the case of wells, this describes the basin in which the well is located)
- \* General legal description
- \* County & Priority date
- \* Amount
- \* Unit of measure:
  - C: cubic feet per second
  - G: gallons per minute
  - A: acre-feet

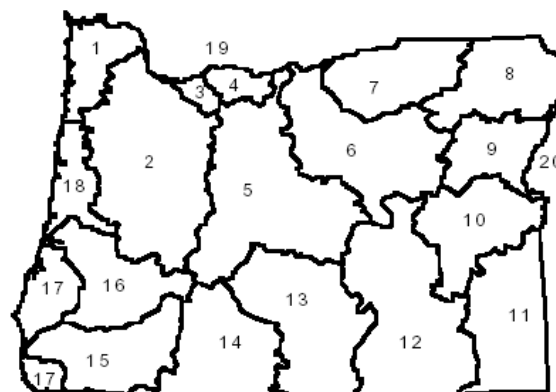
### THIRD LINE:

- \* Type of use (see abbreviations below)

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

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

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



App#	Basin Source	Township/Range	County	Priority	Quantity	Stage	Status
<a href="#">G-17672</a>	LATHROP ANTHONY, ANGELA PO BOX 221 200 DAVIDSON RD WILLIAMS, OR 97544						IR 3
15	A WELL > WEST FORK WILLIAMS CREEK	39.00S 5.00W 4 SWNE	Josephine	05/13/2013	0.187C		
Uses: IS							
<a href="#">G-17647</a>	WILLIAMS, JASON 48857 HWY 30 NORTH POWDER, OR 97867						IR 2
9	A WELL > WARM SPRONGS	7.00S 39.00E 4 SENE	Baker	04/15/2013	1.3925C (est)		
9	A WELL > WARM SPRINGS	7.00S 39.00E 4 SENE	Baker	04/15/2013	1.3925C (est)		
9	A WELL > WARM SPRINGS	6.00S 39.00E 34 SESE	Baker	04/15/2013	1.3925C (est)		
9	A WELL > WARM SPRINGS	6.00S 39.00E 34 SESE	Baker	04/15/2013	1.3925C (est)		
Uses: IS							
<a href="#">G-17677</a>	PEILA, LORI PO BOX 723 HINES, OR 97738	PEILA, WILLIAM PO BOX 723 HINES, OR 97738					IR 2
12	A WELL > UNNAMED STREAM	25.00S 29.00E 29 SWNE	Harney	05/28/2013	1.7571C (est)		
12	A WELL > UNNAMED STREAM	25.00S 29.00E 29 SWNE	Harney	05/28/2013	1.7571C (est)		
12	A WELL > UNNAMED STREAM	25.00S 29.00E 28 SWSW	Harney	05/28/2013	1.7571C (est)		
12	A WELL > UNNAMED STREAM	25.00S 29.00E 29 SENE	Harney	05/28/2013	1.7571C (est)		
12	A WELL > UNNAMED STREAM	26.00S 29.00E 18 SENE	Harney	05/28/2013	1.7571C (est)		
12	A WELL > UNNAMED STREAM	26.00S 29.00E 18 SENE	Harney	05/28/2013	1.7571C (est)		
12	A WELL > COTE SLOUGH	25.00S 29.00E 32 SENW	Harney	05/28/2013	1.7571C (est)		
Uses: IR IS							
<a href="#">G-17640</a>	CUNNINGHAM SHEEP COMPANY PO BOX 1186 PENDLETON, OR 97801						IR 3
7	A WELL > BIRCH CREEK	1.00S 32.00E 30 NWSW	Umatilla	03/25/2013	0.793C		
Uses: IR IS							
<a href="#">G-17633</a>	DINSDALE, GRACE PO BOX 1130 CORNELIUS, OR 97113						IR 2
2	A WELL > DAIRY CREEK	1.00N 3.00W 15 NESE	Washington	03/06/2013	0.15C (est)		
2	A WELL > DAIRY CREEK	1.00N 3.00W 15 NENE	Washington	03/06/2013	0.15C (est)		
2	A WELL > DAIRY CREEK	1.00N 3.00W 15 NESE	Washington	03/06/2013	0.15C (est)		
2	A WELL > DAIRY CREEK	1.00N 3.00W 15 NESE	Washington	03/06/2013	0.15C (est)		
Uses: NU ST							

App#	Basin Source	Township/Range	County	Priority	Quantity	Stage	Status
<a href="#">G-17643</a>	HESS, JAY RONALD 595 AVON WAY LOS ALTOS, CA 94024						IR 3
2	A WELL > CALAPOOIA RIVER	14.00S 1.00W 18 NENW	Linn	04/03/2013	0.076C	(est)	
2	A WELL > CALAPOOIA RIVER	14.00S 1.00W 18 NESW	Linn	04/03/2013	0.076C	(est)	
2	A WELL > BRUSH CREEK	14.00S 1.00W 18 NESE	Linn	04/03/2013	0.076C	(est)	
Uses: IR							
<a href="#">G-17660</a>	REASONER, PEGGY PO BOX 297 72630 EIGHTMILE RD ARLINGTON, OR 97812 REASONER, ROBERT R. PO BO						IR 3
7	EIGHTMILE CANYON > WILLOW CREEK	2.00N 22.00E 32 SWSE	Gilliam	04/24/2013	0.595C	(est)	
7	EIGHTMILE CANYON > WILLOW CREEK	2.00N 22.00E 32 SWSE	Gilliam	04/24/2013	0.595C	(est)	
Uses: IR							
<a href="#">G-17645</a>	NEWTSON, JEFF 82106 S JUNIPER CANYON RD HELIX, OR 97835 NEWTSON, ROBERT 82560 NEWTSON RD HE						IR 2
7	A WELL > SOUTH FORK JUNIPER CANYON	5.00N 32.00E 16 SENW	Umatilla	04/10/2013	0.668C		
Uses: IR							
<a href="#">G-17648</a>	MEDELEZ JR, BENITO 30522 OLDFIELD ST HERMISTON, OR 97838						IR 3
7	A WELL > EAST BIRCH CREEK	1.00S 32.00E 28 NWSE	Umatilla	04/16/2013	1.909C	(est)	
7	A WELL > EAST BIRCH CREEK	1.00S 32.00E 28 SWNE	Umatilla	04/16/2013	1.909C	(est)	
7	A WELL > EAST BIRCH CREEK	1.00S 32.00E 28 SWNE	Umatilla	04/16/2013	1.909C	(est)	
Uses: IR							
<a href="#">G-17704</a>	FLY, RICHARD L. 36981 DUSTY LANE BURNS, OR 97720						IR 2
12	A WELL > MALHEUR LAKE	23.00S 32.50E 17 NWSW	Harney	07/24/2013	2.417C	(est)	
12	A WELL > MALHEUR LAKE	23.00S 32.50E 17 NENW	Harney	07/24/2013	2.417C	(est)	
12	A WELL > MALHEUR LAKE	23.00S 32.50E 17 SWNW	Harney	07/24/2013	2.417C	(est)	
12	A WELL > MALHEUR LAKE	23.00S 32.50E 17 SENW	Harney	07/24/2013	2.417C	(est)	
Uses: IR							
<a href="#">G-17546</a>	E AND R HAY SALES 21791 MORELOCK RD MALIN, OR 97632 STURM, ERIC 21791 MORELOCK RD MALIN, OR						PFO 3
14	A WELL > MILLS CREEK	41.00S 12.00E 11 NESE	Klamath	04/05/2012	2.45C		
Uses: IR							

App#	Basin Source	Township/Range	County	Priority	Quantity	Stage	Status
<a href="#">G-17557</a>	JW FARMS PARTNERSHIP PO BOX 830 MERRILL, OR 97633						PFO 3
Uses: 14	A WELL > MILLS CREEK	41.00S 12.00E 14 NESE	Klamath	05/18/2012	1.797C		
IS							
<a href="#">G-17425</a>	STUEDLI, EDWARD R. 8441 DEHLINGER LANE KLAMATH FALLS, OR 97603						PFO 3
Uses: 14	A WELL > LOST RIVER	40.00S 10.00E 6 SENE	Klamath	09/29/2010	6.3C		
IS							
<a href="#">G-17431</a>	ENTERPRISE IRRIGATION DISTRICT 4806 HWY 39 KLAMATH FALLS, OR 97603						PFO 3
Uses: 14	A WELL > LOST RIVER	39.00S 9.00E 1 SESW	Klamath	10/04/2010	13.325C (est)		
IS	14 A WELL > LOST RIVER	39.00S 9.00E 13 NESW	Klamath	10/04/2010	13.325C (est)		

## Final Orders - Permit & License Applications

Following is a list of applications that have had final orders issued recently. If you would like a copy of any of the final orders, you may send a request with \$25.00 for each final order to the Water Rights Section, Oregon Water Resources Department, 725 Summer Street NE Ste A, Salem OR 97301. If you have any questions, please contact the Department's customer service staff by dialing 503-986-0801.

Application	Basin	County	Priority	Company	Name	FO Date
<a href="#">S-87816</a>	2	YAMH	06/11/2012		BETTY JANZEN	09/19/2013
<a href="#">G-17601</a>	9	BAKE	11/30/2012		RANDY JOSEPH	09/20/2013
<a href="#">S-87784</a>	13	KLAM	02/29/2012	CALVIN E CRANDALL TRUST	CALVIN CRANDALL	09/20/2013
<a href="#">R-87867</a>	8	UNIO	02/19/2013		DONNOVAN HAMPTON	09/23/2013
<a href="#">R-87868</a>	8	UNIO	02/19/2013		GREGORY BLACKMAN	09/23/2013
<a href="#">R-87869</a>	8	UNIO	02/19/2013		PATRICIA HAMPTON	09/23/2013
<a href="#">R-87878</a>	2	POLK	03/11/2013		GERALD WRUCK	09/23/2013
<a href="#">S-87538</a>	2	LANE	10/15/2009	WHITEWATER RANCH LLC		09/23/2013
<a href="#">S-87876</a>	15	JOSE	03/06/2013		KENNETH CASTLE	09/23/2013
<a href="#">G-17484</a>	6	SHER	08/22/2011		THOMAS MILLER	09/26/2013
<a href="#">S-87897</a>	2	YAMH	03/11/1993	OAKMEAD FARM LLC		09/26/2013
<a href="#">S-87905</a>	2	CLAC	06/04/2013	ALLDEVALE PROPERTIES LLC		09/26/2013

## **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 **October 31, 2013**. 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).

[S-87933](#)

WINSTON DILLARD SCHOOL DISTRICT 116  
620 NW ELWOOD  
WINSTON, OR 97496

WINSTON MIDDLE SCHOOL  
330 SE THOMPSON AVE  
WINSTON, OR 97496

POD: 1 SOUTH UMPQUA RIVER > UMPQUA RIVER  
NW 1/4 NE 1/4 Section 28T 28.00S R 6.00W WM  
Douglas County



**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 October 31, 2013.** 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 \$25 (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.

Extension file information is included in the following format:

- (a) Application Number;
- (b) Permit number;
- (c) Applicant name and address;
- (d) County of application;
- (e) Common name of water source(s) listed in the permit;
- (f) Amount of water use permitted in gallons per minute (gpm), cubic feet per second (cfs) or acre feet (af) of storage;
- (g) Use allowed in the permit;
- (h) Proposed extended date of completion as requested by the extension applicant;

Application Number: G-17016

Permit Number: G-16415  
HEATH, DANIEL 55959 HWY 244 LA GRANDE, OR 97850  
Union County  
WELL 1, 2, 3 > BEAR CREEK  
2.5 CFS  
IRRIGATION USE ON 290.8 ACRES  
October 1, 2017

Application Number: R-87249

Permit Number: R-14697  
NF LAND LLC AND/OR ASSIGNS 2885 SANFORD AVE SW 21711 GRANDVILLE, MN 49418  
Umatilla County  
NORTH FORK WALLA WALLA RIVER > WALLA WALLA RIVER  
5.0 AF  
MULTIPLE PURPOSE  
October 1, 2018

Application Number: G-33

Permit Number: G-294  
CHENOWITH WATER PEOPLES UTILITY DISTRICT 2312 W 8TH ST THE DALLES, OR 97058  
Wasco County  
WELLS 2, 3, and 4 > COLUMBIA RIVER  
4.0 CFS  
MUNICIPAL USES  
October 1, 2051

## **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 \$25. (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 district watermaster office.

### **Extension of Time Public Notice and Comment Procedures**

**Written comments on or written protests against a PFO must be submitted on or before November 15, 2013.** There is no fee for submission of comments. The protest filing fee is \$350 for the applicant and \$700 for non-applicants. Detailed requirements for filing a protest will be sent with copies of the PFO.

#### **1.) OAR-690-315**

County of Use: Malheur  
Application File Number: G-16613  
Permit Number: G-16136  
Applicant: MAUTZ, HENRY & JUDY R.  
Address: 16034 EQUINE DR NAMPA, ID 83687  
River Basin: Malheur Basin  
Water Source: FIVE WELLS > LOCKET GULCH  
Authorized Use of Water: COMMERCIAL USES  
LIVESTOCK  
Maximum Diversion/  
Appropriation Rate: 1.89 CFS

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 2011 to October 1, 2014.

County of Use: Grant  
Application File Number: S-72120  
Permit Number: S-54166  
Applicant: OREGON PARKS AND RECREATION DEPARTMENT  
Address: 725 SUMMER ST NE SUITE C SALEM, OR 97301-1001  
River Basin: John Day Basin  
Water Source: BRIDGE CREEK > MIDDLE FORK JOHN DAY RIVER  
A RESERVOIR > BRIDGE CREEK  
Authorized Use of Water: FISH CULTURE  
LIVESTOCK  
POND MAINTENANCE  
Maximum Diversion/  
Appropriation Rate: 0.15 CFS

Recommendation: The department proposes to grant an extension of time for complete construction for the water system from October 1, 2011 to October 1, 2011; and grant an extension of time to apply water to full beneficial use from October 1,

2011 to October 1, 2011

County of Use: Jackson  
Application File Number: S-8092  
Permit Number: S-6703  
Applicant: CITY OF MEDFORD  
Address: 200 IVY ST ROOM 177 MEDFORD, OR 97501  
River Basin: Rogue Basin  
Water Source: SPRINGS > WILLOW CREEK  
Authorized Use of Water: MUNICIPAL USES  
Maximum Diversion/  
Appropriation Rate: 19.2 CFS

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 2000 to October 1, 2056.

County of Use: Jackson  
Application File Number: S-10120  
Permit Number: S-6884  
Applicant: CITY OF MEDFORD MEDFORD CITY HALL  
Address: 411 WEST 8TH ST MEDFORD, OR 97501  
River Basin: Rogue Basin  
Water Source: BIG BUTTE CREEK, and its tributaries and/or springs within Big Butte Creek Basin, within the ROGUE RIVER BASIN

Authorized Use of Water: MUNICIPAL USES  
Maximum Diversion/

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 2000 to October 1, 2056.

County of Use: Jackson  
Application File Number: S-29527  
Permit Number: S-23210  
Applicant: CITY OF MEDFORD; MEDFORD WATER COMMISSION  
Address: 200 S IVY ST, RM 177 MEDFORD, OR 97501-8601  
River Basin: Rogue Basin  
Water Source: ROGUE RIVER > PACIFIC OCEAN  
Authorized Use of Water: MUNICIPAL USES  
Maximum Diversion/  
Appropriation Rate: 39.15 CFS

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 2000 to October 1, 2050.

## 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 15, 2013, 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.

LL-1501

TEEVIN INVESTMENT CO; TEEVIN TERMINAL LLC; TEEVIN TERMINAL II LLC C/O PAUL LANGNER  
PO BOX 247 RAINIER, OR 97048

POD: 1 A WELL > COLUMBIA R

NE 1/4 NE 1/4 Section 17T 7.00N R 2.00W WM

Columbia County

1.11 CFS for INDUSTRIAL/MANUFACTURING USES

## 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 October 22, 2013.** 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 Joan Smith 503-986-0898 or [Joan.M.SMITH@wrд.state.or.us](mailto:Joan.M.SMITH@wrд.state.or.us)

County: Grant  
Instream Lease Number: IL 1005

\*\* Lessor \*\*

ST CLAIR, MIRIAM J.  
45408 IZEE PAULINA LANE  
CANYON CITY, OR 97820

Reach:	Permit	Priority	Use	Rate (cfs)	Duty (acf)	Source	Tributary to
Cert#							
Acres							
Cert:57114 OR * S	29369	1/15/1964	IR	0.025	4.0	SOUTH FORK JOHN DAY RIVER	JOHN DAY RIVER
1.0							

Reach:	Permit	Priority	Use	Rate (cfs)	Duty (acf)	Source	Tributary to
Cert#							
Acres							
Cert:56576 OR * S	48084	9/21/1983	IR	0.07	10.8	SOUTH FORK JOHN DAY RIVER	JOHN DAY RIVER
2.7							

Reach:	Permit	Priority	Use	Rate (cfs)	Duty (acf)	Source	Tributary to
Cert#							
Acres							
Cert:25928 OR *		1885	IR	0.04		POISON CREEK	SOUTH FORK JOHN DAY RIVER
3.3							

Reach:	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to
Cert#							
Acres							
Cert:25928 OR *		1885	IR	0.08	13.2	POISON CREEK	SOUTH FORK JOHN DAY RIVER
3.3							

Reach:	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to
Cert#							
Acres							
Cert:25929 OR *		1886	IR	0.08	19.36	ROSEBUD CREEK	SOUTH FORK JOHN DAY RIVER
6.9							

Reach:	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to
Cert#							
Acres							
Cert:25929 OR *		1886	IR	0.17	6.74	ROSEBUD CREEK	SOUTH FORK JOHN DAY RIVER
6.9							

Reach:	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to
Cert#							
Acres							
Cert:25931 OR *		1893	IR	0.13	31.29	SOUTH FORK JOHN DAY RIVER	JOHN DAY RIVER
10.4							

Reach:	Permit	Priority	Use	Rate(cfs)	Duty(acf)	Source	Tributary to
Cert#							
Acres							
Cert:25931 OR *		1893	IR	0.26	10.31	SOUTH FORK JOHN DAY RIVER	JOHN DAY RIVER
10.4							

## **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 (POD; POA); Additional point of diversion or appropriation (APOD; APOA); Historic POD (HIST); Place of use (POU); Character of use (USE); Instream (ISWR); Substitution (SUB); or Exchange (EXCH).

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 October 31, 2013. 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.

County:                 BAKER  
Transfer:                11665  
Water Right:           CERT 60027  
Priority Date:          DECEMBER 27, 1977  
Name:                   VIRGIL W BORGER  
                            44941 SCHOOLHOUSE RD HAINES, OR 97833  
Change:                additional point of appropriation  
Source:                 A WELL

## **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 \$700 protest fee for non-applicant and \$350.00 protest fee for applicant. A Water Right Transfer Protest Form is available at <http://www.oregon.gov/OWRD/PUBS/forms.shtml> or by calling 503-986-0888. Protests must be received by the Department on or before October 31, 2013, 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-11531 filed by Coyote Creek Group LLC, 700 Deborah Rd, Suite 200, Newberg, OR 97132, proposes changes in point of appropriation, place of use, and type of use under Certificate 87859. The right allows the use of 0.059 cubic foot per second from Well 1 in the Chehalem Creek Basin in Sec. 18, T 3S, R 2W, W.M. for irrigation in Sec. 18. The applicant proposes to move the point of appropriation within Sec. 18, change the place of use to Sec. 18, T 3S, R 2W, and Sec. 13, T 3S, R 3W; and change the character of use to quasi-municipal. 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 (POD) or appropriation (POA) or to change the place of use (POU) 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.

County: MORROW  
Transfer: 11664  
Water Right: CERT S 54770  
Priority Date: JANUARY 6, 2009  
Name: BRIAN THOMPSON; BERNARD DAMON  
55805 HWY 74 HEPPNER, OR 97836  
Change: additional point of diversion  
Source: A RESERVOIR

County: MORROW  
Transfer: 11666  
Water Right: CERT G 15144  
Priority Date: SEPTEMBER 6, 2000  
Name: THREEMILE CANYON FARMS LLC  
75906 THREEMILE RD BOARDMAN, OR 97818  
Change: point of appropriation; additional point of appropriation  
Source: WELL 1

## **Water Management and Conservation Plans**

The Department is required to give notice and to invite public review and comment on Water Management and Conservation Plans submitted pursuant to OAR Chapter 690, Division 086. The Department will consider all public comments in its review of the draft plan and will report the results of the review to the water supplier 90 days from the time the plan was submitted.

**Any person may review and comment on a draft plan on or before October 31, 2013.** The plans are available for viewing at the Salem office of the Water Resources Department. Comments should focus on elements in the draft that do not meet the requirements of OAR Chapter 690, Division 086 and should include suggestions on how to bring the draft into compliance with the rules.

Plans have been submitted by the following agricultural and municipal water suppliers:

CITY OF COLUMBIA CITY (Municipal)

To review any of the above plans or to provide comments on the plans, contact Lisa Jaramillo at 503-986-0880 or [lisa.j.jaramillo@wrd.state.or.us](mailto:lisa.j.jaramillo@wrd.state.or.us).

## 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.

If under the file number the "App:" abbreviation for application is provided then any person owning an application, permit or water right certificate subsequent in priority to a certificate listed here may file a protest within three months of issuance of the certificate. See Oregon Revised Statutes 537.260. Rules governing protests are in Oregon Administrative Rules Chapter 690 division 002. Any protest must be accompanied by a protest fee of \$700. (ORS 536.050(1)(j)(A)).

File Number	Basin Number	County	Priority Date	Issue Date	Name
<a href="#">Xfer: T 8012 Cert#-88330</a>	2	MARI	11/14/1950	09/27/2013	FESSLER, ROBERT
<a href="#">Xfer: T 7706 Cert#-88318</a>	2	LANE	12/14/1961	09/27/2013	GERRARD, RONALD GERRARD, MARJORIE
<a href="#">Xfer: T 9291 Cert#-88342</a>	7	MORR	10/05/1978	09/27/2013	HELLBERG, MAX E.
<a href="#">Xfer: T 6718 Cert#-88325</a>	7	UMAT	12/31/1892	09/27/2013	HIERSCHE, EMOGENE
<a href="#">Xfer: T 7195 Cert#-88337</a>	6	GRAN	12/23/1906	09/27/2013	LOWE, KERRY LANE
<a href="#">Xfer: T 8543 Cert#-88332</a>	2	MARI	10/28/1974	09/27/2013	RYAN, MIKE RYAN, JEAN
<a href="#">Xfer: T 9949 Cert#-88414</a>	15	JACK	08/31/1912	09/27/2013	SCHULZKE, FRED U. SCHULZKE, L KELLY

File Number	Basin Number	County	Priority Date	Issue Date	Name
<a href="#">Xfer: T 9949 Cert#-88415</a>	15	JACK	08/25/1967	09/27/2013	SCHULZKE, FRED U. SCHULZKE, L KELLY
<a href="#">Xfer: T 7263 Cert#-88338</a>	15	JOSE	12/31/1897	09/27/2013	SHAW, CHERYL L.
<a href="#">Xfer: T 7263 Cert#-88339</a>	15	JOSE	12/31/1908	09/27/2013	SHAW, CHERYL L.
<a href="#">Xfer: T 7263 Cert#-88340</a>	15	JACK	12/31/1896	09/27/2013	SHAW, CHERYL L.
<a href="#">Xfer: T 7263 Cert#-88341</a>	15	JOSE	12/31/1908	09/27/2013	SHAW, CHERYL L.
<a href="#">Xfer: T 7334 Cert#-88322</a>	5	WASC	02/11/1963	09/27/2013	TEMPLIN, GARY E. TEMPLIN, ROXANNE C.
<a href="#">Xfer: T 7246 Cert#-88323</a>	2	LINN	04/29/1991	09/27/2013	TRYSTING TREE GOLF CLUB
<a href="#">Xfer: T 7247 Cert#-88324</a>	2	LINN	07/14/1965	09/27/2013	TRYSTING TREE GOLF CLUB
<a href="#">Xfer: T 9491 Cert#-88306</a>	15	JOSE	12/31/1903	09/27/2013	WALLACE, FRANK WALLACE, SARA
<a href="#">Xfer: T 8014 Cert#-88326</a>	16	DOUG	08/29/1934	09/27/2013	GOMES, ELMER W.
<a href="#">Xfer: T 9289 Cert#-88351</a>	2	CLAC	04/20/1973	09/27/2013	HIGHLAND MEADOW NURSERY INC.

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A  
Salem OR 97301

## PUBLIC NOTICE OF WATER USE REQUESTS

October 1, 2013

Use the back of 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:

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\* We are required by law to charge a fee of \$25 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 \$25 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 or at the local watermaster office or online.)