

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
**December 3, 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.
- \* **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.
- \* **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.
- \* **District Permanent Transfers (ORS 540.580)**  
Petitions requesting transfers in place of use within a district's boundaries.

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@wrd.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, January 02, 2014.** 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, January 17, 2014.**

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.

## 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:

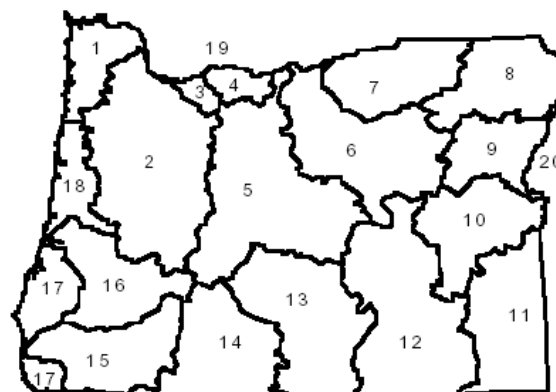
- \* Type of use (see abbreviations below)

### 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-17710</a>	BODNER WINE CO. 46090 MCKENZIE HWY VIDA, OR 97488	BODNER, LAURA 46090 MCKENZIE HWY VIDA, OR					IR 2
2	A WELL > WALTERVILLE CANAL	17.00S 1.00W 23 SENW	Lane	08/09/2013	0.2C		
Uses:	IR						
<a href="#">G-17609</a>	GREATER ALBANY PUBLIC SCHOOL DISTRICT 3610 GRAND PRAIRIE RD ALBANY, OR 97322						IR 2
2	A WELL > TRUAX CREEK	11.00S 3.00W 3 NWNE	Linn	12/26/2012	0.26C		
2	A WELL > THORTON LAKE	10.00S 3.00W 31 SWSW	Linn	12/26/2012	0.183C	(est)	
2	A WELL > THORTON LAKE	10.00S 4.00W 36 SESE	Linn	12/26/2012	0.183C	(est)	
2	A WELL > PERIWINKLE CREEK	11.00S 3.00W 17 SESW	Linn	12/26/2012	0.318C		
2	A WELL > CALAPOOIA RIVER	11.00S 4.00W 13 NENW	Linn	12/26/2012	0.142C	(est)	
2	A WELL > CALAPOOIA RIVER	11.00S 4.00W 12 SESW	Linn	12/26/2012	0.142C	(est)	
2	A WELL > CALAPOOIA RIVER	11.00S 4.00W 13 NENW	Linn	12/26/2012	0.142C	(est)	
2	A WELL > CALAPOOIA RIVER	11.00S 4.00W 13 NENW	Linn	12/26/2012	0.142C	(est)	
2	A WELL > CALAPOOIA RIVER	11.00S 3.00W 7 NWSW	Linn	12/26/2012	0.084C		
2	A WELL > PERIWINKLE CREEK	11.00S 3.00W 18 SENE	Linn	12/26/2012	0.093C		
Uses:	IR						

## 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="#">G-17204</a>	2	WASH	04/16/2009	SHERWOOD SCHOOL DISTRICT	WAYNE LOWRY	11/27/2013

## **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 February 01, 2014.**

[R-87943](#)

FRANCISCO, MARGO 24974 STURTEVANT DR VENETA, OR 97487  
POD: 1 UNNAMED STREAM > STURTEVANT CREEK  
SW 1/4 SW 1/4 Section 19T 18.00S R 5.00W WM  
Lane County  
2.0 AFT for MULTIPLE PURPOSE

**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 January 02, 2014.** 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: R-87130

Permit Number: R-14616  
SPITSBERGEN, MARK PO BOX 2256 RAMONA, CA 92065  
Klamath County  
ISH TISH CREEK > SOUTH FORK SPRAGUE RIVER  
24.8 AF  
MULTIPLE PURPOSE  
October 1, 2014

Application Number: R-87131

Permit Number: R-14617  
SPITSBERGEN, MARK PO BOX 2256 RAMONA, CA 92065  
Klamath County  
ISH TISH CREEK > SOUTH FORK SPRAGUE RIVER  
3.6 AF  
MULTIPLE PURPOSE  
October 1, 2014

Application Number: G-16540

Permit Number: G-16112  
PARK, COLIN; PARK, SHARON; PARK, WILLIAM 24144 S SKYLANE DR CANBY, OR 97013  
Clackamas County  
A WELL > MOLALLA RIVER  
0.256 CFS  
NURSERY USES ON 12.0 ACRES  
October 1, 2024

Application Number: G-17014

Permit Number: G-16504

OPIE, SUSAN PO BOX 3004 PRINCETON, OR 97721

Harney County

A WELL > ANDERSON VALLEY

2.0 CFS

IRRIGATION USE ON 160.0 ACRES

May 28, 2019



## **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 January 17, 2014.** 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: Josephine  
Application File Number: S-34141  
Permit Number: S-26901  
Applicant: CITY OF GRANTS PASS  
Address: 101 NW A ST GRANTS PASS, OR 97526  
River Basin: Rogue Basin  
Water Source: ROGUE RIVER > PACIFIC OCEAN

Authorized Use of Water: MUNICIPAL USES  
Maximum Diversion/  
Appropriation Rate: 25 CFS

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 1999 to October 1, 2040.

County of Use: Josephine  
Application File Number: S-64732  
Permit Number: S-47346  
Applicant: CITY OF GRANTS PASS  
Address: 101 NW 'A' ST GRANTS PASS, OR 97526  
River Basin: Rogue Basin  
Water Source: ROGUE RIVER > PACIFIC OCEAN  
Authorized Use of Water: MUNICIPAL USES  
Maximum Diversion/  
Appropriation Rate: 25 CFS

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 1999 to October 1, 2090.

County of Use: Josephine  
Application File Number: S-41672  
Permit Number: S-45827  
Applicant: CITY OF GRANTS PASS  
Address: 101 NW 'A' STREET GRANTS PASS, OR 97526  
River Basin: Rogue Basin  
Water Source: ROGUE RIVER > PACIFIC OCEAN  
Authorized Use of Water: MUNICIPAL USES  
Maximum Diversion/  
Appropriation Rate: 25 CFS

Recommendation: The department proposes to grant an extension of time to apply water to full beneficial user from October 1, 1999 to October 1, 2065.

## **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 January 02, 2014, 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-11642 filed by Stuart H. and Laura S. Sholund, 64760 Airport Lane, La Grande, Or 97850, proposes a change in point of appropriation under Certificate 88411. The right allows the use of 1.84 cfs from a well in Sec. 30, T3S, R39E, WM (Grande Ronde River Basin) for irrigation in Sec. 30. The applicant proposes additional wells in Sec. 30, T3S, R39E, WM. The Water Resources Department has concluded that the proposed transfer appears to be consistent with 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: 11689  
Water Right: PERMIT G 13962  
Priority Date: AUGUST 16, 2000  
Name: JOHN VANDEN BRINK  
PO BOX 165  
IONE, OR 97843  
Change: additional point of appropriation  
Source: WELL 1

County: GRANT  
Transfer: 11694  
Water Right: PERMIT G 16543  
Priority Date: APRIL 10, 2008  
Name: JEFFERY S. RIGGS  
PO BOX 122  
DAYVILLE, OR 97825  
Change: additional point of appropriation  
Source: A WELL

## **District Permanent Transfers (ORS 540.580)**

A district may request to permanently change the place of use within district boundaries. A district may provide notice to the Department of a change before it is made, and shall submit a district permanent application prior to the end of the calendar year in which the change occurs. The Department shall approve the transfer application provided it does not cause injury to existing water rights or expand the water use. The final order approving the permanent transfer is subject to protest.

This public notice also includes district notices of proposed changes. The Department will accept comments on injury and enlargement of changes in place of use associated with the notice and use those comments in the review of the proposed change.

The Department seeks public comment on recently filed district transfer applications listed below. The deadline for comments or protests to the transfer application must be received by the Department on or before January 02, 2014. The Department will hold a contested case hearing if: 1) a protest and \$700 protest fee for non-applicant and \$350.00 protest fee for applicant are received within the time allowed; or 2) the Department finds a hearing is needed to determine whether the proposed changes would result in injury to existing rights. (If a water user believes that a proposed change could injure a water delivery within a district's boundaries, the matter will be resolved directly between the district and the water user.)

County:	UMATILLA
Transfer:	11693
Water Right:	CERT 86202; 86203; 86377; 87035
Priority Date:	MARCH 8, 1905; JUNE 23, 1965; JULY 1, 1924; MARCH 8, 1905
Name:	STANFIELD IRRIGATION DISTRICT PO BOX 416 STANFIELD, OR 97875
Change:	place of use
Source:	UMATILLA RIVER

## 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="#">App: G 8594 Cert#-88966</a>	5	DESC	12/29/1977	11/27/2013	CIRCLE C IMPROVEMENT DISTRICT
<a href="#">Xfer: T 11350 Cert#-88995</a>	6	GRAN	12/31/1889	11/29/2013	CLAUSEN, TED FERRIS CREEK RANCH
<a href="#">App: S 71068 Cert#-88986</a>	16	DOUG	12/24/1990	11/29/2013	HOLLAND, CARLEEN HOLLAND, DALE
<a href="#">App: R 71067 Cert#-88985</a>	16	DOUG	12/24/1990	11/26/2013	HOLLAND, DALE HOLLAND, CARLEEN
<a href="#">App: G 14655 Cert#-88981</a>	4	HOOD	12/03/1997	11/27/2013	MEADOWS UTILITIES LLC
<a href="#">App: G 14136 Cert#-88990</a>	12	HARN	07/20/1995	11/29/2013	RATTLESNAKE CREEK LAND AND CATTLE CO. LLC
<a href="#">App: G 13943 Cert#-88843</a>	5	DESC	01/13/1995	11/26/2013	U.S. FOREST SERVICE; MOUNT BACHELOR INC. (C/O)

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A  
Salem OR 97301

## PUBLIC NOTICE OF WATER USE REQUESTS

December 3, 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.)