

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
February 25, 2014

*This notice is also available on our web page at the following address:
http://apps.wrd.state.or.us/apps/misc/wrd_notice_view/?notice_id=21*

This publication lists agency activities requiring public notice. It also describes public comment processes and deadlines. Types of water use requests in this week's Public Notice include:

- * **Permit Application Initial Reviews, Proposed Final Orders, and Final Orders**
Applications for permits to use, store, divert or pump surface water or groundwater. Includes applications by the state Departments of Fish & Wildlife, Environmental Quality or Parks and Recreation for water to be used and kept in-channel.
- * **Alternate Reservoir Applications (ORS 537.409)**
Applications for storage permits for small ponds filed under a simplified review process.
- * **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.
- * **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: Temporary Transfers**
Requests to temporarily change place of use and, if necessary to convey the water to the new place of use, to temporarily change the point of diversion or appropriation.
- * **Conserved Water CW-84**
- * **Certificate Issuance**
Included in this section is a listing of recently issued water right certificates.

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, March 27, 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, April 11, 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:

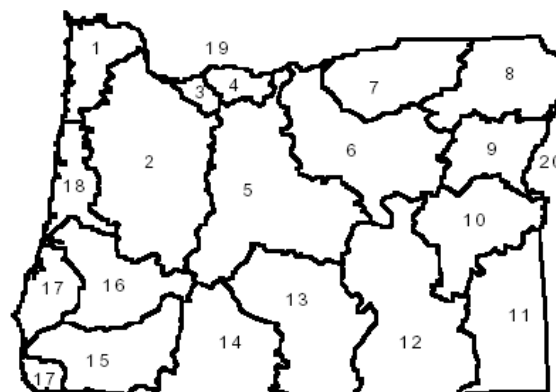
- * Type of use (see abbreviations below)

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
G-17750	WILLOUGHBY, JAQUETTA V. PO BOX 608 CAMP SHERMAN, OR 97730	WILLOUGHBY, VAUGHN G. PO BOX 608				IR	3
	5 A WELL > SOUTH FORK LAKE CREEK	13.00S 9.00E 16 SESE	Jefferson	01/15/2014	0.02C	(est)	
	5 A WELL > SOUTH FORK LAKE CREEK	13.00S 9.00E 16 SESE	Jefferson	01/15/2014	0.02C	(est)	
Uses:	IR						
G-17633	DINSDALE, GRACE PO BOX 1130 CORNELIUS, OR 97113					PFO	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						
G-17476	KIRKPATRICK, DONALD 1655 S ELM ST UNIT 519 CANBY, OR 97013-3967	KIRKPATRICK, SHARON N. 1655				PFO	3
	14 A WELL > AGENCY LAKE	34.00S 7.00E 31 SWNE	Klamath	07/08/2011	0.048C		
Uses:	IR						
G-17584	MEDELEZ, BENITO 1186 E PUNKIN CENTER RD HERMISTON, OR 97838					PFO	2
	7 A WELL > HERMISTON DITCH	4.00N 28.00E 1 NWNW	Umatilla	09/17/2012	0.14C		
Uses:	IR						
G-17742	MCCOY, DAVID 25254 LAWRENCE RD JUNCTION CITY, OR 97448					PFO	2
	2 A WELL > INMAN CREEK	16.00S 5.00W 31 SWSW	Lane	12/06/2013	0.14C		
Uses:	IR						
G-17635	QUEEN RESOURCES, LLC 3931 AIRPORT RD OGDEN, UT 84405	RICH, ED PO BOX 231 9900 EA 789 SOUTH				PFO	2
	10 A WELL > QUARTZ GULCH	13.00S 41.00E 32 SWNW	Malheur	03/08/2013	0.2C		
Uses:	MI						
G-17639	BLAIR, JOHN 8701 WEST GAGE BLVD KENNEWICK, WA 99336-1034	ONTARIO ASSET HOLDINGS LLC 8701 WE				PFO	2
	10 A WELL > CANYON NUMBER ONE	17.00S 46.00E 13 SENW	Malheur	03/22/2013	1.11C		
Uses:	IM						

App#	Basin Source	Township/Range	County	Priority	Quantity	Stage	Status
G-17568	EDWARDS MEADOWS HOME OWNERS ASSOCIATION (HOA) PO BOX 33 HILLSBORO, OR 97123 HELLMAN, WALT P						PFO 2
2	A WELL > ROCK CREEK	1.00S 2.00W 8 NESW	Washington	07/09/2012	0.45C		
Uses:	IR						
G-17646	ZGRAGGEN, AMANDA 38095 COTTON TAIL LANE BURNS, OR 97720						PFO 2
12	A WELL > MALHEUR SLOUGH	23.00S 32.50E 3 SWNE	Harney	04/12/2013	0.5C (est)		
12	A WELL > MALHEUR SLOUGH	23.00S 32.50E 3 SWNE	Harney	04/12/2013	0.5C (est)		
Uses:	IR						
G-17465	THE DIAMOND MEADOWS TRACT 1384 HOMEOWNERS ASSOCIATION INC. 371 SPYGLASS DR EUGENE, OR 97401						PFO 2
5	A WELL > CRESCENT CREEK	24.00S 7.00E 7 NWSE	Klamath	05/12/2011	0.08C		
Uses:	QM						
G-17445	THE DIAMOND PEAKS AT LEISURE WOODS I AND II HOMEOWNERS ASSOCIATION INC. PO BOX 1021 CRESCENT						PFO 2
5	A WELL > CRESCENT CREEK	24.00S 7.00E 7 SWNE	Klamath	12/22/2010	0.19C		
Uses:	QM						
G-17415	THE DIAMOND SUMMIT AT LEISURE WOODS II HOMEOWNERS ASSOCIATION INC. PO BOX 1094 CRESCENT LAKE						PFO 2
5	A WELL > CRESCENT CREEK	24.00S 7.00E 7 SWNE	Klamath	08/23/2010	0.07C		
Uses:	QM						
S-87504	HUTCHISON, DANIEL PO BOX 222 AROCK, OR 97902						PFO 2
11	A SPRING > BARREN VALLEY	28.00S 37.00E 34 NENE	Malheur	08/03/2009	0.01C		
11	A RESERVOIR > BARREN VALLEY	28.00S 37.00E 34 NESE	Malheur	08/03/2009	2.0A		
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
S-87944	8	WALL	11/25/2013	BRANTWOOD, LLC		02/13/2014
LL-1450	13	LAKE	02/13/2013	SURPRISE VALLEY ELECTRIFICATION CORP	LYNN CULP	02/14/2014
G-17740	9	UNIO	11/27/2013	MCLEAN FAMILY TRUST	JOHN MCLEAN JR	02/20/2014

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 April 26, 2014.

[R-87959](#)

MCLAREN, IRVINE AND JANELL 24965 STURTEVANT DR VENETA, OR 97487
POD: 1 A SPRING > STURTEVANT CREEK
SE 1/4 SE 1/4 Section 24T 18.00S R 6.00W WM
Lane County
0.1 AFT for MULTIPLE PURPOSE

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 **March 27, 2014**. 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-87960](#)

BURNSIDES, BARRY AND CHERYL
2220 PICKETT CREEK RD
GRANTS PASS, OR 97527

POD: 1 ROGUE RIVER > PACIFIC OCEAN
SW 1/4 SE 1/4 Section 14T 35.00S R 7.00W WM
Josephine County
0.0 AFT for IRRIGATION (est.)

POD: 2 LOST CREEK RESERVOIR > ROGUE RIVER
SE 1/4 NW 1/4 Section 26T 33.00S R 1.00E WM
Josephine County
27.0 AFT for IRRIGATION (est.)

**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 March 27, 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: S-85864](#)

Permit Number: S-54140

SMITH, MIKE 3939 N MARINE DR SLIP 14 PORTLAND, OR 97217

Multnomah County

COLUMBIA RIVER > PACIFIC OCEAN

0.0125 CFS

IRRIGATION ON 1.0 ACRE

October 1, 2015

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 March 27, 2014. 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: LANE
Transfer: 11742
Water Right: CERT 5013
Priority Date: OCTOBER 1, 1921
Name: SENECA NOTI, LLC
PO BOX 851
EUGENE, OR 97440
Change: point of diversion; place of use
Source: ELK CREEK/RESERVOIR

County: UNION
Transfer: 11743
Water Right: CERT 10134
Priority Date: OCTOBER 1, 1932
Name: KENT COPPINGER
6204 TAMARACK SPRINGS LN
SUMMERVILLE, OR 97876-8157
Change: point of diversion
Source: SMITH CREEK

County: LINN
Transfer: 11753
Water Right: CERT 10766
Priority Date: JULY 1, 1933
Name: OREGON STATE PARKS & RECREATION DEPARTMENT
725 SUMMER ST NE STE C
SALEM, OR 97301
Change: additional point of diversion; use
Source: CALAPOOIA RIVER

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 March 27, 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-11363 filed by Oregon Department of Transportation, 3500 Stewart Parkway, Roseburg, OR 97470, proposes a change in place of use under Certificate 88873. The right allows the use of 0.09 cfs from Neil Creek in Sec. 31, T 39S, R1E, WM for irrigation in Secs. 13 and 24. The applicant proposes to change the place of use within Sec. 24, T39S, R1E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-11550 filed by Steve DeLashmutt, Manager, MDB Farms, LLC, 3640 H St., Baker City, OR 97814, proposes a point of appropriation change under Certificate 87723. The right allows the use of 2.52 cfs from a well in Sec. 12, T3S, R 38E, W.M. for irrigation within Sec. 12 and in Sec. 7, T 3S, R39E, W.M. The applicant proposes to move the point of appropriation within Sec. 12. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-11655 filed by Aaron & Rebecca Borrer, PO Box 38, Fort Rock, OR 97735, proposes a place of use change under Certificate 87225. The right allows the use of 0.75 cfs from a well in Sec. 6, T 26 S, R 16 E, W.M. for irrigation in Sec. 6. The applicant proposes to change the place of use to Sec. 6, T 26 S, R 16 E, W.M. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

Transfer Applications: Temporary Transfer

The holder of a water right subject to transfer may request to temporarily change the place of use of the water for up to 5 years and, if necessary to convey the water, to temporarily change the point of diversion or appropriation. The Department shall approve the request provided it does not cause injury to existing water rights or expand the water use. If after the change is approved, it is found to cause injury, the approved change may be revoked. The use of water reverts to the authorized place of use upon expiration of the temporary change.

Notice is given that the following applications for Temporary Transfers have been received by the Department:

County:	GRANT
Transfer:	11744
Water Right:	CERT 55994
Priority Date:	DECEMBER 31, 1873
Name:	GRANT SCHOOL DISTRICT 3 911 S CANYON BLVD JOHN DAY, OR 97845
Change:	place of use; point of diversion, surface water to ground water
Source:	CANYON CREEK

**Notice of Application for
Allocation of Conserved Water
CW-84**

CW-84 filed by Hale Farms, LLC, 73120 Hwy 207, Echo, OR 97826, proposes to conserve 12.19 cubic foot per second (CFS), 1766.76 acre feet (AF) under Certificate 79482. The portion of the right covered by CW-84 allows the use of 43.68 CFS, 7950.42 AF from the COLUMBIA RIVER. The applicant proposes to conserve water by modifying the center pivot circle irrigation systems to operate at lower pressures and reducing the size of the spray nozzles from 11.1 gpm/ac to 7.5 gpm/ac. The applicant proposes to protect 25% (3.05 CFS) of the conserved water instream. The project appears to be consistent with the requirements under ORS 537.470.

Any interested person may submit written comments for the applications. Comments must be received within 20 days of the last date of publication in the newspaper, **03/01/2014**. Comments should be sent to the attention of the ACW Program, Water Resources Department, 725 Summer Street NE, Suite A, Salem, OR 97301.

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
Xfer: T 8513 Cert#-88713	15	JACK	01/10/1984	02/19/2014	EAGLE POINT GOLF COURSE
Xfer: T 8513 Cert#-88714	15	JACK	09/19/1944	02/19/2014	EAGLE POINT GOLF COURSE
Xfer: T 8513 Cert#-88715	15	JACK	03/19/1947	02/19/2014	EAGLE POINT GOLF COURSE
App: G 14578 Cert#-89059	8	UNIO	07/16/1997	02/19/2014	R D OFFUTT COMPANY NORTHWEST COOPER, NEIL COOPER, JEAN

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Ste A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS

February 25, 2014

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:

* 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.)