

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
**September 9, 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](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.
- \* **Applications for Limited Licenses**  
Requests to use water for 5 years or less. Licenses are subordinate to other rights and may be revoked if a use is found to injure other water right holders.
- \* **Transfer Applications: Regular**  
Requests to change point of diversion or appropriation, place of use, or character of use upon which the public may comment. The changes may be proposed in an application for a transfer (including instream or historic POD), an exchange, or a substitution.
- \* **Transfer Preliminary Determinations**  
Requests to change point of diversion or appropriation, place of use, and character of use upon which the public may protest the application and Department's preliminary determination.
- \* **Transfer Applications: 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.
- \* **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.
- \* **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.
- \* **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, October 09, 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, October 24, 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						IR 3
	02	A WELL > SPRING CR	16.00S 03.00W 19	NESW Lane	01/29/2002	0.3700 C		
		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:

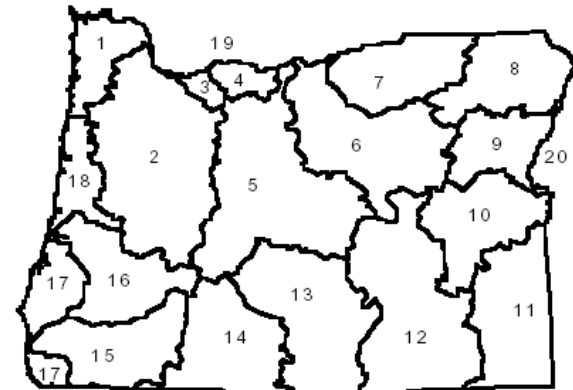
- \* Type of use (see abbreviations below)

### 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-17852</a>	DAVIS, IRL M. PO BOX 188 TYGH VALLEY, OR 97063						IR 2
	5 A WELL > TYGH CREEK	4.00S 13.00E 3 NENW	Wasco	04/28/2014	2.235 CFS	(est)	
	5 A WELL > BUTLER CANYON	3.00S 13.00E 33 SWSW	Wasco	04/28/2014	2.235 CFS	(est)	
Uses:	DO IR						
<a href="#">G-17717</a>	DEPARTMENT OF STATE LANDS 1645 NE FORBES RD SUITE 112 BEND, OR 97701						IR 2
	12 THREE WELLS > NINEMILE SLOUGH	24.00S 32.50E 5 SENW	Harney	08/28/2013	2.09 CFS	(est)	
Uses:	IR						
<a href="#">S-87997</a>	TALSO, MARK A. PO BOX 3021 8000 HOBSONVILLE POINT DR BAY CITY, OR 97107						IR 2
	1 UNNAMED STREAM > TILLAMOOK BAY	1.00N 10.00W 27 SWNE	Tillamook	07/22/2014	0.01 CFS		
Uses:	DN						

## **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.

<u>Application</u>	<u>Basin</u>	<u>County</u>	<u>Priority</u>	<u>Company</u>	<u>Name</u>	<u>FO Date</u>
<a href="#">G-17907</a>	14	KLAM	08/13/2014		LUTHER HORSLEY	08/28/2014
<a href="#">LL-1546</a>	5	DESC	08/06/2014	CENTRAL OREGON IRRIGATION DISTRICT		09/03/2014
<a href="#">LL-1547</a>	1	CLAT	08/13/2014	WESTERN STATES SOIL CONSERVATION INC		09/04/2014
<a href="#">R-87660</a>	6	GRAN	10/29/2010		DENNIS MOSS	09/05/2014
<a href="#">R-87971</a>	2	MARI	04/07/2014		STEVEN WARD	08/28/2014
<a href="#">S-87922</a>	2	LINN	08/05/2013		SAM ELLIOTT	09/09/2014

## **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 November 08, 2014.**

### R-87638

BECK, JAMES FRED 24699 LLEWELLYN RD CORVALLIS, OR 97333 SANDBERG, DAVID V. 24768 LLEWELLYN RD CORVALLIS, OR 97333

POD: 1 BULL RUN CREEK > MUDDY CREEK  
NE 1/4 NW 1/4 Section 2 T 13.00S R 6.00W WM  
Benton County  
2.0 AF for MULTIPLE PURPOSE

### R-88010

SCHWARZ, ANDREW 4599 THOMPSON CREEK JACKSONVILLE, OR 97530

POD: 1 UNNAMED STREAM > THOMPSON CREEK  
SE 1/4 SW 1/4 Section 5 T 39.00S R 4.00W WM  
Jackson County  
1.0 AF 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 **October 09, 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 diversion point(s).

[S-88006](#)

HIGHLANDER FARMS LLC

JOSH, CHRIS AND MCGREGOR, GEORGE B.

8885 SAN DIEGO DR SUITE 300

SAN DIEGO, CA 92108

POD: 1 A RESERVOIR > UMPQUA RIVER

NE 1/4 NE 1/4 Section 11T 23.00S R 8.00W WM

Douglas County

112.0 AF for IRRIGATION



## **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 09, 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: G-14517

Permit Number: G-13375  
SILVER CREEK RANCHES LLC; EVANS, WAYNE  
70194 SILVER CREEK RD RILEY, OR 97758  
Harney County  
A WELL > SILVER CREEK  
2.82 CFS; BEING 2.63 CFS FOR IRRIGATION AND 0.186 CFS FOR SUPPLEMENTAL IRRIGATION  
OF 210.7 ACRES AND SUPPLEMENTAL IRRIGATION OF 14.9 ACRES  
October 1, 2019

Application Number: G-14516

Permit Number: G-13455  
SILVER CREEK RANCHES LLC; EVANS, WAYNE  
70194 SILVER CREEK RD RILEY, OR 97758  
Harney County  
A WELL > SILVER CREEK  
2.29 CFS BEING 1.36 CFS FOR IRRIGATION AND 0.93 CFS FOR SUPPLEMENTAL  
IRRIGATION OF 109.0 ACRES AND SUPPLEMENTAL IRRIGATION OF 74.0 ACRES  
October 1, 2015

Application Number: R-73963

Permit Number: R-12177  
CITY OF SEASIDE  
989 BROADWAY SEASIDE, OR 97138  
Clatsop County  
UNNAMED STREAM/PTR PT RESERVOIR > NECANICUM RIVER  
132.0 AF  
MUNICIPAL USES  
October 1, 2018

Application Number: S-74880

Permit Number: S-53159  
CITY OF SEASIDE  
989 BROADWAY SEASIDE, OR 97138  
Clatsop County  
A RESERVOIR > SOUTH FORK NECANICUM RIVER  
132.0 AF FROM STORED WATER (R-12177)  
MUNICIPAL USES  
October 1, 2018

Application Number: S-87035

Permit Number: S-54575  
GREENBERRY IRRIGATION DISTRICT  
30742 VENELL PLACE CORVALLIS, OR 97333  
Benton County  
WILLAMETTE RIVER > COLUMBIA RIVER  
50.0 CFS  
SUPPLEMENTAL IRRIGATION UP TO 6300.0  
October 30, 2034

Application Number: S-84436

Permit Number: S-54573  
GREENBERRY IRRIGATION DISTRICT  
30742 VENELL PLACE CORVALLIS, OR 97333  
Benton County  
WILLAMETTE RIVER > COLUMBIA RIVER  
  
HILLS CREEK RESERVOIR > MIDDLE FORK WILLAMETTE RIVER  
  
COUGAR RESERVOIR > SOUTH FORK MCKENZIE RIVER  
  
BLUE RIVER RESERVOIR > BLUE RIVER  
  
FALL CREEK RESERVOIR > FALL CREEK  
  
GREEN PETER RESERVOIR > MIDDLE SANTIAM RIVER  
  
COTTAGE GROVE RESERVOIR > COAST FORK WILLAMETTE RIVER  
  
DORENA RESERVOIR > ROW RIVER  
  
FERN RIDGE RESERVOIR > LONG TOM RIVER  
  
LOOKOUT POINT RESERVOIR > MIDDLE FORK WILLAMETTE RIVER  
  
DETROIT RESERVOIR > NORTH SANTIAM RIVER  
7500.0 AF  
SUPPLEMENTAL IRRIGATION  
October 30, 2034

## **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 October 24, 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:	Yamhill
Application File Number:	R-83459
Permit Number:	R-12477
Applicant:	SIMON, TED
Address:	11705 SW LANCEFIELD RD MCMINNVILLE, OR 97128
River Basin:	Willamette Basin
Water Source:	RUNOFF > SOUTH YAMHILL RIVER
Authorized Use of Water:	STORAGE, TO BE APPROPRIATED UNDER APPLICATION S-83460 PERMIT S-53408
Maximum Diversion/ Appropriation Rate:	32 AF

Recommendation: The Department proposes to grant an extension of time to apply water to full beneficial use from October 1, 2001 to October 1, 2022.

## 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 September 23, 2014, 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-1549

DESCHUTES BASIN BOARD OF CONTROL ATTN MIKE BRITTON  
2024 NW BEECH ST MADRAS, OR 97741

POD: 1 DESHUTES R > COLUMBIA R

NE 1/4 SW 1/4 Section 4 T 19.00S R 11.00E WM  
Deschutes County

15 CFS for SCIENTIFIC INVESTIGATION (RECHARGE)

## 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 09, 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: YAMHILL  
Transfer: 11885  
Water Right: CERT 50250  
Priority Date: JULY 10, 1973  
Name: GARY CRUICKSHANK  
11400 SE STOCKHOFF RD DAYTON, OR 97114  
Change: POINT OF APPROPRIATION  
Source: A WELL

County: CLACKAMAS  
Transfer: 11926  
Water Right: CERT 79717  
Priority Date: JUNE 19, 1990  
Name: DITCHEN BERRY FARM, LLC  
9712 NUSOM RD SILVERTON, OR 97381  
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 09, 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-11388 filed by Echo Ridge Farms Inc., 4494 Raybell Rd NE, Saint Paul, OR 97137, Westwood Farms Inc., PO Box 82, Saint Paul, OR 97137, and Arrowhead Farms Inc., PO Box 127, Saint Paul, OR 97137, proposes to modify the point of appropriation under Groundwater Registration Application GR-1104. The right allows the use of 900 gpm from Pump Well 1 in Sec. 7, T9S, R3W, W.M. for irrigation in Sections 6 and 7. The applicant proposes to modify the point of appropriation and add additional points of appropriation in Sections 6 and 7, T9S, R3W, W.M. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-11740 filed by Maynard Alves, 16301 NW O'Neil Hwy, Redmond, OR 97756, proposes points of diversion and place of use change under Certificate 87549. The right allows the use of 0.19 cfs from the Crooked River in Sec. 21, T14S, R14E, WM for irrigation. The applicant proposes to move the points of diversion in Sec. 8, T15S, R16E and Sec. 23, T14S, R14E, WM to Sec. 22, T14S, R14E, WM and to change the place of use to Sec. 22, T14S, R14E. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-11748 filed by James McNeley, 22013 Thomas Creek Rd. Lakeview, OR 97630, proposes a point of diversion change under Certificates 5242 and 5220. The rights allow the use of 3/4 acre foot per acre during any 30 day period prior to June 1, 1/2 acre foot per acre during any 30 day period after June 1 of each year and 2.5 acre feet per acre during any irrigation season; to be diverted under a head of not to exceed 1/40 of a second foot per acre, for Irrigation and Stock use from the South Fork Thomas Creek in Sect. 19, T 38S, R 20E, W.M. and from the North Fork Thomas Creek in Sect. 24, T 38S, R 19 E, W.M. The applicant proposes to move the points of diversion to Sect. 24, T 38S, R 19E, W.M. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-11756 filed by Stanley and Ferne Roberts, 31877 SE Compton Rd, Boring, OR 97009, proposes an additional point of appropriation under Groundwater Registration Application GR-3404. The right allows the use of 15 gpm from a well in Sec. 32, T1S, R4E, W.M. for irrigation in Sec. 32. The applicant proposes an additional point of appropriation in Sec. 32, T1S, R4E, W.M. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-11760 filed by filed by City of Island City, 10605 Island Ave, La Grande, OR 97850, proposes additional points of appropriation (APOA), under Certificates (C-) 62005 and 89288. C-62005 allows the use of 1.0 cubic feet per second (cfs) from two wells in Sec. 3, T3S, R38E, WM and Sec. 34 T2S, R38E, WM for municipal use within Island City. C-89288 allows the use of 2.67 cfs from Well 4 in Sec. 3, T3S, R38E, WM for municipal use. The applicant proposes APOA's within Sec. 3, T3S, R38E, WM.

T-11761 filed by the Corporation of the Presiding Bishop Of The Church Of Jesus Christ Of Latter-Day Saints, 79 S Main St, Suite 1000, Salt Lake City, UT 84111-1929, proposes additional points of appropriation and a change in place of use under Certificate 35175. The right allows the use of 0.05 cfs from a well in Sec. 9, T3S, R38E, WM for irrigation in Sects. 9 and 10. The applicant proposes additional points of appropriation in Sec. 3, T3S, R38E, WM and to change the place of use to Sec. 3. 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: YAMHILL  
Transfer: 11884  
Water Right: CERT 89239  
Priority Date: SEPTEMBER 14, 1949  
Name: ROBINSON FARM LLC; RICK ROBINSON  
PO BOX 100 AMITY, OR 97101  
Change: PLACE OF USE  
Source: SOUTH YAMHILL RIVER



## **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: LANE  
Transfer: 11927  
Water Right: PERMIT S 54852  
Priority Date: JANUARY 3, 2011  
Name: JEROME AND SHIRLEY MCSILVERS  
3289 16TH ST SPRINGFIELD, OR 97477  
Change: SURFACE TO GROUND WATER; POINT OF  
DIVERSION/APPROPRIATION  
Source: MCKENZIE RIVER

## **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 October 09, 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.)

Notice of District

County: DESCHUTES  
Permanent Transfer: NOTICE 2014-03  
Certificate: 81340  
Priority Date: 11/25/1895  
Name: EAST FORK IRRIGATION DISTRICT  
Address: PO BOX 162 O'DELL OR 97044  
Change: POU  
Source: EAST FORK HOOD RIVER  
Acres: 0.5  
Authorized POU: T3N R11E 31  
Proposed POU: T3N R11E 31

## **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 09, 2014.** 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 HARRISBURG (Municipal)

TUALATIN VALLEY WATER DISTRICT (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@wrdd.state.or.us](mailto:lisa.j.jaramillo@wrdd.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="#">App: S 69802 Cert#-89459</a>	2	WASH	01/11/1989	09/05/2014	DARBY, DONALD L. AND EDNA J.
<a href="#">App: G 14252 Cert#-89456</a>	2	MARI	02/01/1996	09/05/2014	FESSLER, BOB
<a href="#">Xfer: T 6903 Cert#-89455</a>	2	MARI	07/29/1964	09/05/2014	FESSLER, BOB
<a href="#">App: R 73432 Cert#-89461</a>	2	POLK	12/10/1993	09/05/2014	JACKSON FAMILY INVESTMENTS III LLC
<a href="#">App: R 74221 Cert#-89460</a>	2	POLK	06/21/1994	09/05/2014	JACKSON FAMILY INVESTMENTS III LLC
<a href="#">Xfer: T 8241 Cert#-89417</a>	13	LAKE	11/20/1980	09/05/2014	MANTUA, RANDY
<a href="#">Xfer: T 6892 Cert#-89454</a>	2	LINN	06/14/1968	09/05/2014	MOUNT JEFFERSON FARMS
<a href="#">App: S 72405 Cert#-89458</a>	16	DOUG	05/15/1992	09/05/2014	WEST, KENNETH J. AND SHEILA K.

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
September 9, 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:**

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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.)