

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem, OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
**November 18, 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.
- \* **Extension of Time Checkpoint Progress Reports filed pursuant to OAR 690-320**  
Documents the progress made toward development of the water use project since approval of the last permit extension and/or the last progress report checkpoint. (OAR 690-320 pertains to permit extension applications filed before July 1, 2001.)
- \* **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.

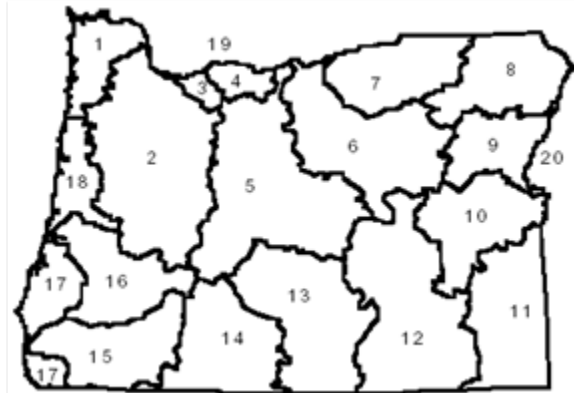
The Public Notice is published each week on the Department's web site at <http://www.wrd.state.or.us/>. If you would like to receive a *free* weekly notification when it is published, please send your request to "Codi.N.Holmes@ wrd.state.or.us".

## How to Read the Listing

**App#:**

- G: Groundwater
- R: Reservoir
- S: Surface water
- I: Instream

**County/Basin (See Map)**



**Applicant Name**

**Applicant Address**

**Use/Quantity**

Unit of measure:

- CFS: Cubic feet per second
- GPM: Gallons per minute
- AF: Acre-feet

**Sources/TRS**

**Priority Date**

**Stage/ Status**

- IR: Initial Review
- PFO: Proposed Final Order

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

**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

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, December 18, 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 02, 2015.**

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.

## Initial Review and Proposed Final Orders

App# [G-17637](#)  
County/Basin Union / Grande Ronde(8)  
Applicant Name DE LINT, MARCUS W.  
64154 CASE RD  
COVE, OR 97824  
Sources/TRSQ160Q40 A WELL > GRAND RONDE RIVER / 2.00S 39.00E 8 NWSE  
Use/Quantity IRRIGATION / 2.880 CFS  
Priority Date 03/15/2013  
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-17723](#)  
County/Basin Wasco / Hood(4)  
Applicant Name MIDDLEBAY LTD; MARTIN, JAMES (C/O)  
SUNSHINE MILL  
901 E 2ND ST  
THE DALLES, OR 97058  
Sources/TRSQ160Q40 A WELL > EIGHTMILE CREEK / 1.00N 14.00E 2 SWNW  
Use/Quantity IRRIGATION / 2.000 CFS  
Priority Date 09/23/2013  
Stage/Status IR / PROPOSE TO DENY

App# [R-87941](#)  
County/Basin Polk / Willamette(2)  
Applicant Name QUIRING, RON  
PO BOX 143  
RICKREALL, OR 97371  
Sources/TRSQ160Q40 RUNOFF > BASKETT SLOUGH / 7.00S 4.00W 19 SWSW  
Use/Quantity FISH CULTURE / 48.000 AF  
Priority Date 11/01/2013  
Stage/Status PFO / PROPOSE TO APPROVE

App# [S-87957](#)  
County/Basin Lane / Willamette(2)  
Applicant Name OREGON DEPARTMENT OF FISH AND WILDLIFE; LEABURG FISH HATCHERY  
4034 FAIRVIEW INDUSTRIAL DR SE  
SALEM, OR 97304  
Sources/TRSQ160Q40 A SPRING > MCKENZIE RIVER / 16.00S 2.00E 31 NESE  
Use/Quantity FISH CULTURE / 0.334 CFS  
Priority Date 02/03/2014  
Stage/Status IR / PROPOSE TO APPROVE

App# [G-17852](#)  
County/Basin Wasco / Deschutes(5)  
Applicant Name DAVIS, IRL M.  
PO BOX 188  
TYGH VALLEY, OR 97063  
Sources/TRSQ160Q40 A WELL > TYGH CREEK / 4.00S 13.00E 3 NENW  
A WELL > BUTLER CANYON / 3.00S 13.00E 34 SWSW  
Use/Quantity DOMESTIC / 1.738 CFS (est)  
DOMESTIC / 1.738 CFS (est)  
Priority Date 04/28/2014  
Stage/Status PFO / PROPOSE TO APPROVE

## 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 Suite A, Salem OR 97301. If you have any questions, please contact the Department's customer service staff by dialing 503-986-0801.

App#	<a href="#">G-17412</a>
County/Basin	Crook / Deschutes(5)
Applicant Name	CANNON, CAL 2730 NW NIGHTFALL CIRCLE BEND, OR 97701
Priority Date	08/16/2010
Issue Date	11/13/2014
App#	<a href="#">G-17814</a>
County/Basin	Crook / Deschutes(5)
Applicant Name	SHOTGUN RANCH LLC: CANNON, CAL 2730 NW NIGHTFALL CIRCLE BEND, OR 97701
Priority Date	03/27/2014
Issue Date	11/07/2014
App#	<a href="#">G-17840</a>
County/Basin	Union / Powder(9)
Applicant Name	FREE, DIANE L. AND JONATHAN E. PO BOX 224 NORTH POWDER, OR 97867
Priority Date	04/17/2014
Issue Date	11/06/2014
App#	<a href="#">G-17843</a>
County/Basin	Coos / South Coast(17)
Applicant Name	KERR, MARY E. AND ROBERT O. 94688 ALEXANDER DR COOS BAY, OR 97420
Priority Date	04/18/2014
Issue Date	11/06/2014
App#	<a href="#">G-17863</a>
County/Basin	Jackson / Rogue(15)
Applicant Name	BGE PROPERTIES LLC PO BOX 3187 CENTRAL POINT, OR 97502
Priority Date	05/19/2014
Issue Date	11/06/2014
App#	<a href="#">R-87357</a>
County/Basin	Gilliam / John Day(6)
Applicant Name	DURFEY, DELENE 58406 FERRY CANYON RD CONDON, OR 97823
Priority Date	12/03/2008
Issue Date	11/12/2014

App# [S-88004](#)  
County/Basin Marion / Willamette(2)  
Applicant Name HAZENBURG DAIRY: HAZENBERG, BRAD  
5828 CHAMPOEG RD NE  
SAINT PAUL, OR 97137  
Priority Date 08/19/2014  
Issue Date 11/07/2014

## **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 January 17, 2015.**

App#	<a href="#">R-88028</a>
County/Basin	Lane / Willamette(2)
Applicant Name	HEAD, ANDREW 25519 FLECK RD VENETA, OR 97487
Sources/TRSQ160Q40	RUNOFF > WEST FORK COYOTE CREEK / 18.00S 5.00W 6 SESE
Use/Quantity	MULTIPLE PURPOSE / 2.000 AF
Priority Date	10/30/2014

## 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 **December 18, 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 redirection point(s).

App#	<a href="#">S-88026</a>
County/Basin	Marion / Willamette(2)
Applicant Name	HERITAGE SEEDLINGS INC. KRAUTMANN, JOLLY Y. AND MARK E. 4194 71ST AVE SE SALEM, OR 97301
Sources/TRSQ160Q40	A RESERVOIR > LITTLE PUDDING RIVER / 8.00S 2.00W 11 NENW
Use/Quantity	SUPPLEMENTAL IRRIGATION / 55.500 AF
Priority Date	10/30/2014

App#	<a href="#">S-88027</a>
County/Basin	Linn / Malheur Lake(12), Willamette(2)
Applicant Name	WILLAMETTE VALLEY LAND LLC KUEHNE, PAUL PO BOX 99 LAYFAYETTE, OR 97127
Sources/TRSQ160Q40	WILLAMETTE RIVER > COLUMBIA RIVER / 10.00S 3.00W 29 NWSW COTTAGE GROVE RES > CENTER FORK WILLAMETTE RIVER / 21.00S 3.00W 28 NESE HILLS CREEK RES > MIDDLE FORK WILLAMETTE RIVER / 21.00S 3.00E 26 SWSE COUGAR RES > SOUTH FORK MCKENZIE RIVER / 16.00S 5.00E 31 SESE DORENA RES > ROW RIVER / 20.00S 2.00W 32 SENW FERN RIDGE RES > LONG TOM RIVER / 17.00S 5.00W 4 SWNE BLUE RIVER RES > BLUE RIVER / 16.00S 4.00E 16 SESE FALL CREEK RES > FALL CREEK / 19.00S 1.00W 1 SWNE LOOKOUT POINT RES > MIDDLE FORK WILLAMETTE RIVER / 19.00S 1.00W 13 SENW DETROIT RES > NORTH SANTIAM RIVER / 10.00S 5.00E 7 NWSW FOSTER RES > FOSTER LAKE / 13.00S 1.00E 27 NENW GREEN PETER RES > MIDDLE SANTIAM RIVER / 13.00S 2.00E 10 SENW
Use/Quantity	SUPPLEMENTAL IRRIGATION / 37.545 AF
Priority Date	10/30/2014



App#	<a href="#">S-88029</a>
County/Basin	Jackson / Rogue(15)
Applicant Name	KIRKPATRICK, DAVID STEVE 195 RENE DR SHADY COVE, OR 97539
	RAMSAY-COOTS, MARCIA WINDMERE CO. 1117 E JACKSON ST MEDFORD, OR 97504
Sources/TRSQ160Q40	LOST CREEK RES > ROGUE RIVER / 33.00S 1.00E 26 NWSE ROGUE RIVER > ROGUE RIVER / 34.00S 1.00W 21 NENW
Use/Quantity	IRRIGATION / 4.000 AF
Priority Date	10/31/2014

**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 December 18, 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.

App# [G-12773](#)  
Permit Number G-11939  
County/Basin Malheur / Malheur(10)  
Applicant Name SCOTT LIVESTOCK CO.  
4876 NORTH ROAD H  
VALE, OR 97918  
Sources/TRSQ160Q40 WELL 1 > WILLOW CREEK / 16.00S 44.00E 30 SWSW  
WELL 2 > WILLOW CREEK / 16.00S 44.00E 30 SESW  
WELL 3 > WILLOW CREEK / 16.00S 44.00E 31 NWNW  
Use/Quantity SUPPLEMENTAL IRRIGATION / 2.720 CFS  
Proposed Completion Date 10/01/2015

App# [G-14463](#)  
Permit Number G-13288  
County/Basin Josephine / Rogue(15)  
Applicant Name BAUER, VICKI L  
13640 WATER GAP RD  
WILLIAMS, OR 97544  
Sources/TRSQ160Q40 WELL 1 > WILLIAMS CREEK / 38.00S 5.00W 11 NWSE  
Use/Quantity IRRIGATION / 0.134 CFS  
Proposed Completion Date 10/30/2019

App# [G-14682](#)  
Permit Number G-13577  
County/Basin Klamath / Klamath(14)  
Applicant Name GERLETT, CATHY  
7140 JAKE RD  
KLAMATH FALLS, OR 97601  
Sources/TRSQ160Q40 A WELL > KLAMATH RIVER / 39.00S 8.00E 22 SESW  
A WELL > KLAMATH RIVER / 39.00S 8.00E 22 SESW  
Use/Quantity DOMESTIC / 0.005 CFS  
IRRIGATION / 0.200 CFS  
LIVESTOCK / 0.005 CFS  
Proposed Completion Date 10/01/2016

App# [G-15187](#)  
Permit Number G-15381  
County/Basin Clackamas / Willamette(2)  
Applicant Name NORTHWEST BULB AND PERENNIAL LLC  
17150 UNIVERSITY AVE SUITE 301  
SANDY, OR 97023-9540  
  
WOLFF, JAMES  
35590 SE TRACY RD  
ESTACADA, OR 97023  
Sources/TRSQ160Q40 A WELL > CURRIN CREEK / 3.00S 4.00E 22 NENW  
A WELL > CURRIN CREEK / 3.00S 4.00E 22 NENW  
Use/Quantity NURSERY USES / 0.067 CFS  
NURSERY USES / 0.824 CFS  
Proposed Completion Date 10/01/2018

App# [G-16356](#)  
Permit Number G-15920  
County/Basin Lake / Goose & Summer Lake(13)  
Applicant Name NUNN, MICHAEL L. AND VICTORIA A.  
17668 BUCK RD  
LAKEVIEW, OR 97630  
Sources/TRSQ160Q40 A WELL > COTTONWOOD CREEK / 39.00S 19.00E 35 NENW  
Use/Quantity IRRIGATION / 0.660 CFS  
Proposed Completion Date 10/01/2019

App# [R-87122](#)  
Permit Number R-14769  
County/Basin Polk / Willamette(2)  
Applicant Name ATLAS VINEYARD MANAGEMENT INC.  
DBA COOPER CREEK LLC  
5 FINANCIAL PLAZA SUITE 116  
NAPA, CA 94558  
Sources/TRSQ160Q40 UNNAMED STREAM > COOPER CREEK / 9.00S 5.00W 4 NWSW  
Use/Quantity MULTIPLE PURPOSE / 150.000 AF  
MULTIPLE PURPOSE / 3.000 CFS  
Proposed Completion Date 10/01/2024

App# [S-87123](#)  
Permit Number S-54588  
County/Basin Polk / Willamette(2)  
Applicant Name ATLAS VINEYARD MANAGEMENT INC.  
DBA COOPER CREEK LLC  
5 FINANCIAL PLAZA SUITE 116  
NAPA, CA 94558  
Sources/TRSQ160Q40 UNNAMED STREAM > COOPER CREEK / 9.00S 5.00W 4 NWSW  
A RESERVOIR > COOPER CREEK / 9.00S 5.00W 4 NWSW  
Use/Quantity IRRIGATION / 3.000 CFS  
IRRIGATION / 150.000 AF  
Proposed Completion Date 10/01/2024

App# [R-87120](#)  
Permit Number R-14771  
County/Basin Polk / Willamette(2)  
Applicant Name ATLAS VINEYARD MANAGEMENT INC.  
DBA FERN CREEK LLC  
5 FINANCIAL PLAZA SUITE 116  
NAPA, CA 94558  
Sources/TRSQ160Q40 SOUTH FORK ASH CREEK > ASH CREEK / 8.00S 5.00W 16 NWSE  
Use/Quantity MULTIPLE PURPOSE / 100.000 AF  
Proposed Completion Date 10/01/2024

App# [S-87121](#)  
Permit Number S-54594  
County/Basin Polk / Willamette(2)  
Applicant Name ATLAS VINEYARD MANAGEMENT INC.  
DBA FERN CREEK LLC  
5 FINANCIAL PLAZA SUITE 116  
NAPA, CA 94558  
Sources/TRSQ160Q40 UNNAMED STREAM > COOPER CREEK / 8.00S 5.00W 21 NWNE  
A RESERVOIR > SOUTH FORK ASH CREEK / 8.00S 5.00W 16 NWSE  
Use/Quantity IRRIGATION / 3.000 CFS  
IRRIGATION / 100.000 AF  
Proposed Completion Date 10/01/2024

App# [G-17249](#)  
Permit Number G-17068  
County/Basin Harney / Malheur Lake(12)  
Applicant Name CLEMENS, TIM  
235 HWY 20 N  
HINES, OR 97738  
OREGON DEPARTMENT OF STATE LANDS  
1645 NE FORBES RD SUITE 112  
BEND, OR 97701  
Sources/TRSQ160Q40 A WELL > CROWCAMP CREEK / 23.00S 33.00E 22 NENE  
A WELL > CROWCAMP CREEK / 23.00S 33.00E 22 NESE  
A WELL > CROWCAMP CREEK / 23.00S 33.00E 21 SENE  
A WELL > CROWCAMP CREEK / 23.00S 33.00E 21 SESE  
A WELL > CROWCAMP CREEK / 23.00S 33.00E 16 SESE  
A WELL > CROWCAMP CREEK / 23.00S 33.00E 22 NENW  
A WELL > CROWCAMP CREEK / 23.00S 33.00E 23 SWNW  
A WELL > CROWCAMP CREEK / 23.00S 33.00E 23 SWSW  
A WELL > CROWCAMP CREEK / 23.00S 33.00E 22 NWNE  
A WELL > CROWCAMP CREEK / 23.00S 33.00E 22 SWNE  
A WELL > CROWCAMP CREEK / 23.00S 33.00E 22 SENE  
Use/Quantity IRRIGATION / 12.13 CFS; NOT TO EXCEED 1.78 CFS PER WELL  
Proposed Completion Date 10/01/2019

## **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 02, 2015.**

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.

App#	R-84100
Permit#	<a href="#">R-12770</a>
County/Basin	Curry / South Coast(17)
Applicant Name	KNAPP RANCHES INC. PO BOX 32 PORT ORFORD, OR 97465
Sources/TRSQ160Q40	UNNAMED STREAM/RESERVOIR > ELK RIVER / 32.00S 15.00W 20 SWSW
Use/Quantity	STORAGE / 100.000 AF
Status	PROPOSE TO APPROVE

App#	G-17100
Permit#	<a href="#">G-16614</a>
County/Basin	Harney / Malheur Lake(12)
Applicant Name	PEILA IV, JOHN 25963 HWY 20 W HINES, OR 97738
Sources/TRSQ160Q40	A WELL > WILLOW CREEK / 24.00S 29.00E 1 NWSW
Use/Quantity	IRRIGATION / 1.010 CFS
Status	PROPOSE TO APPROVE

App# R-80595  
 Permit# [R-12303](#)  
 County/Basin Washington / Willamette(2)  
 Applicant Name UNIFIED SEWERAGE AGENCY  
 TOM TOM  
 155 N FIRST AVE STE 270  
 HILLSBORO, OR 97124  
 Sources/TRSQ160Q40 UNNAMED STREAM/RESERVOIR 1 > TUALATIN RIVER / 1.00S 3.00W 5 SESW  
 UNNAMED STREAM/RESERVOIR 2 > TUALATIN RIVER / 1.00S 3.00W 5 SESW  
 UNNAMED STREAM/RESERVOIR 3 > TUALATIN RIVER / 1.00S 3.00W 8 NENW  
 Use/Quantity WILDLIFE / 35.000 AF  
 WILDLIFE / 16.000 AF  
 WILDLIFE / 45.000 AF  
 Status PROPOSE TO APPROVE

App# G-14960  
 Permit# [G-13887](#)  
 County/Basin Harney / Malheur Lake(12)  
 Applicant Name NICHOLS, DAN  
 48642 MCCOY CREEK RD  
 DIAMOND, OR 97722  
 Sources/TRSQ160Q40 A WELL > MALHEUR LAKE / 26.00S 33.00E 29 NESW  
 Use/Quantity IRRIGATION / 1.310 CFS  
 Status PROPOSE TO APPROVE

App# R-69708  
 Permit# [R-12928](#)  
 County/Basin Coos / South Coast(17)  
 Applicant Name WINDHURST ROAD WATERING CORP.  
 PO BOX 503  
 BANDON, OR 97411  
 Sources/TRSQ160Q40 BILL CREEK/WINDHURST RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 BILL CREEK/HAGA 1 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 BILL CREEK/HAGA 2 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 BILL CREEK/HAGA 3 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 BILL CREEK/HAGA 4 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 BILL CREEK/BEE STING RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 BILL CREEK/SCHERER 1 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 BILL CREEK/SCHERER 2 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 BILL CREEK/SCHERER 3 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 BILL CREEK/SCHERER 4 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 BILL CREEK/SCHERER 5 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 BILL CREEK/SCHERER 6 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 BILL CREEK/SCHERER 7 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 BILL CREEK/SCHERER 8 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 BILL CREEK/MANICKE 1 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 BILL CREEK/MANICKE 2 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 BILL CREEK/MANICKE 3 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 BILL CREEK/MANICKE 4 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 BILL CREEK/RICHERT 1 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 BILL CREEK/RICHERT 2 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 BILL CREEK/RICHERT 3 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 BILL CREEK/RICHERT 4 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 BILL CREEK/RICHERT 5 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 Use/Quantity STORAGE / 614.000 AF  
 Status PROPOSE TO APPROVE

App# S-69654  
 Permit# [S-53703](#)  
 County/Basin Coos / South Coast(17)  
 Applicant Name WINDHURST ROAD WATER CORPORATION  
 PO BOX 503  
 BANDON, OR 97411  
 Sources/TRSQ160Q40 BILL CREEK > BILL CREEK / 29.00S 14.00W 3 SWNE  
 WINDHURST RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 HAGA 1 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 HAGA 2 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 HAGA 3 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 HAGA 4 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 BEE STING RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 SCHERER 1 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 SCHERER 2 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 SCHERER 3 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 SCHERER 4 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 SCHERER 5 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 SCHERER 6 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 SCHERER 7 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 SCHERER 8 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 MANICKE 1 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 MANICKE 2 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 MANICKE 3 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 MANICKE 4 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 RICHERT 1 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 RICHERT 2 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 RICHERT 3 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 RICHERT 4 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 RICHERT 5 RESERVOIR > BILL CREEK / 29.00S 14.00W 3 SWNE  
 Use/Quantity AGRICULTURE USES / 2.750 CFS  
 AGRICULTURE USES / 614.000 AF  
 Status PROPOSE TO APPROVE

**Extensions of Time Progress**  
**Checkpoint Progress Reports filed pursuant to OAR 690-320**

**Consistent with OAR 690-320-0010(10), the Department will accept public comment on the following Extension of time Checkpoint Progress Reports until December 18, 2014.** Comments must be in writing and must indicate the application file and permit numbers. Following the comment period, the Department shall review evidence to determine whether or not the permit holder has been diligent in developing and perfecting the water use permit and has complied with all terms and conditions of the permit and/or extension of time. Additionally, the Department will provide notice of its determination to anyone who has submitted comments.

App#	<a href="#">S-73135</a>
Permit Number	S-52167
County/Basin	Coos / South Coast(17)
Applicant Name	RIDLE, SCOTT PO BOX 176 BANDON, OR 97411
Use	CRANBERRY



## 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 December 09, 2014.** Parties to the lease, including the Department, will review any such claims before the lease is finalized. The lease files are available for viewing at the Salem office of the Water Resources Department. If you have questions or comments please contact the Lease Specialist at 503-986-0898.

Lease#	<a href="#">IL 232</a>
County/Basin	Yamhill / Willamette(2)
Name	Lessor BANKE, VICTOR AND RUTH
	21500 S.W. CALEB PAYNE ROAD
	MCMINNVILLE, OR 97128
Cert#/Priority Date	22520 / 12/12/1951
Source/Tributary To	DEER CREEK / SOUTH YAMHILL RIVER

## Transfer Applications: Regular

The holder of a water right may apply to permanently change an existing water use subject to transfer as defined in ORS 540.505(4). An application may involve any of the following changes: Point of diversion or appropriation (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 December 18, 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.

Transfer	<a href="#">T 11921</a>
Water Right	Cert:83571 CF RR CR *
County/Basin	Crook, Deschutes, Jefferson / Deschutes(5)
Applicant Name	DUERDEN, BILL CITY OF REDMOND 243 EAST ANTLER AVE #100 REDMOND, OR 9775
Sources/TRSQ160Q40	DESCHUTES RIVER > COLUMBIA RIVER / 18.00S 11.00E 13 NESW DESCHUTES RIVER > COLUMBIA RIVER / 17.00S 12.00E 29 NESE DESCHUTES RIVER > COLUMBIA RIVER / 15.00S 12.00E 14 SENW DESCHUTES RIVER > COLUMBIA RIVER / 18.00S 12.00E 5 NWSE DESCHUTES RIVER > COLUMBIA RIVER / 17.00S 12.00E 32 NENW DESCHUTES RIVER > COLUMBIA RIVER / 17.00S 12.00E 31 SESE DESCHUTES RIVER > COLUMBIA RIVER / 17.00S 12.00E 31 SENE DESCHUTES RIVER > COLUMBIA RIVER / 17.00S 12.00E 32 NWSW DESCHUTES RIVER > COLUMBIA RIVER / 17.00S 12.00E 32 NWSW DESCHUTES RIVER > COLUMBIA RIVER / 17.00S 12.00E 32 NENW DESCHUTES RIVER > COLUMBIA RIVER / 17.00S 12.00E 32 NENW DESCHUTES RIVER > COLUMBIA RIVER / 17.00S 12.00E 29 NESW
Use/Quantity	DOMESTIC / 776.126 CFS DOMESTIC / 590.145 CFS DOMESTIC / 0.042 CFS DOMESTIC / 0.871 CFS DOMESTIC / 0.071 CFS DOMESTIC / 0.036 CFS DOMESTIC / 0.202 CFS DOMESTIC / 0.202 CFS DOMESTIC / 0.080 CFS DOMESTIC / 0.019 CFS DOMESTIC / 1.105 CFS DOMESTIC / 1.426 CFS
Proposed Change	USE TO INSTREAM, PLACE OF USE
Priority Date	10/31/1900, 12/02/1907

## 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 December 18, 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-11746** filed by James M. And Adele Kay Rodriguez Young, 46912 Oliver Rd, Halfway, OR 97834, proposes an additional point of diversion under Certificate 10226. The right allows the use of 1.0 cfs from East Pine Creek in Sec. 3, T8S, R46E, WM (Five Point Ditch) for irrigation in Sec. 3. The applicant proposes an additional point of diversion (Oliver Ditch) in Sec 32, T7S, R46E, 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.

**T-11772** filed by Gerald L. Baker, 2175 Bench Rd, Vale, Or 97918, proposes additional points of appropriation and a place of use change under Certificate 26989. The right allows the use of 0.39 cfs from a well in the Snake River basin, Sec. 10, T19S, R43E, WM for irrigation in Sec. 10. The applicant proposes additional points of appropriation within Sec 10. The applicant also proposes to change the place of use to within Sects 10 and 11. 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.

**T-11478 filed by Christensen Farms LLC, Zach Christensen, 17215 SW Christensen Rd. McMinnville, OR, 97128, proposes an additional point of diversion under Certificates 16716, 19861, 22486, 47042, 49960, 49961, 50648, 64516 and 87465 and to change the place of use under Certificates 16716, 19861, 22486, 47042, 49961, 64516 and 87465.**

Certificate 16716 allows the use of 0.29 cfs, Certificate 47042 allows the use of 0.25 cfs both in Sec. 35, T5S, R5W, WM for irrigation in Sects. 34 and 35. Certificate 19861 allows the use of 0.18 cfs in Sects. 34 and 35, T5S, R5W, WM for irrigation in Sec. 34. Certificate 22486 allows the use of 0.01 cfs, Certificate 49961 allows the use of 0.03 cfs, Certificate 64516 allows the use of 0.21 cfs all in Sec. 34, T5S, R5W, WM for irrigation in Sec. 34. Certificate 49960 allows the use of 0.37 cfs in Sec. 26, T5S, R5W, WM for irrigation in Sec. 26. Certificate 50648 allows the use of 1.19 cfs in Sects. 26 and 35, T5S, R5W, WM for irrigation in Sects. 26, 27, 34 and 35. Certificate 87465 allows the use of 0.03 cfs in Sects. 26, 34 and 35, T5S, R5W, WM for irrigation in Sec. 34 all from the South Yamhill River. The applicant proposes an additional point of diversion in Sec. 35, T5S, R5W, WM for all certificates and to change the place of use for Certificates 16716, 19861, 22486, 47042, 49961, 64516 and 87465 within Sects. 34 and 35, T5S, R5W, WM.

The Water Resources Department proposes to deny the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000, due to injury of an instream water right. The Department is seeking a recommendation from ODFW and DEQ under OAR 690-380-5050. T-11478 will be denied unless ODFW and DEQ recommend the Department consent to injury of the instream right because T-11478 would result in a net benefit to the resource, and no protests are filed.

## **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.

Transfer	<a href="#">T 11930</a>
Water Right	Permit: G 15678 *
County/Basin	Marion / Willamette(2)
Applicant Name	ROSHAK, GARY 21897 CASE RD NE AURORA, OR 9700
Sources/TRSQ160Q40	A WELL > CASE CREEK / 4.00S 2.00W 12 SENW
Use/Quantity	IRRIGATION / 0.223 CFS
Proposed Change	PLACE OF USE
Priority Date	03/07/2003

# **OREGON WATER RESOURCES DEPARTMENT**



725 Summer Street NE Suite A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
November 18, 2014

Use this form to offer comments on water-use requests or other items in this notice, or to order copies of proposed and final orders. You are welcome to submit comments on a separate sheet, but please be sure to include your name and address and reference the specific request or document that concerns you. Please mail your comments to the address listed above.

Alternatively, you may use our new Public Comment tool available on our website. Go to our website: <http://apps.wrd.state.or.us/apps/wr/wrinfo/>, and enter identifying information about the application. On the Water Rights Information Query Results page, use the "Submit a Public Comment" link, or under 'View all Scanned Documents' use the "Submit a Public Comment" link.

**Water Use Request Type & File Number**  
(e.g. "Permit Application G-12345" or "Transfer T-1234"):

Mail me the order  
(payment enclosed)\*

[ ]  
[ ]  
[ ]

**Your Name, Address, and Phone Number:**

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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, at the local watermaster office or online.)