

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
**April 14, 2015**

*This notice is also available on our web page at the following address:  
[http://apps.wrd.state.or.us/apps/misc/wrd\\_notice\\_view/?notice\\_id=21](http://apps.wrd.state.or.us/apps/misc/wrd_notice_view/?notice_id=21)*

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

- \* **Permit Application Initial Reviews, Proposed Final Orders, and Final Orders**  
Applications for permits to use, store, divert or pump surface water or groundwater. Includes applications by the state Departments of Fish & Wildlife, Environmental Quality or Parks and Recreation for water to be used and kept in-channel.
- \* **Alternate Reservoir Applications (ORS 537.409)**  
Applications for storage permits for small ponds filed under a simplified review process.
- \* **Applications for Extensions of Time to Perfect Water Right Permits**  
New applications received and proposed final orders regarding requests to extend time limits to fully develop water use projects and beneficially apply water.
- \* **Application for Instream Lease**  
Application by water right holder to lease existing water rights to instream use.
- \* **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: 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 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.
- \* **McNulty Water People's Utility District ASR Permit**
- \* **Correcting SWR Amendment**
- \* **WMCP 5-Year Progress Report**

\* **Certificate Issuance**

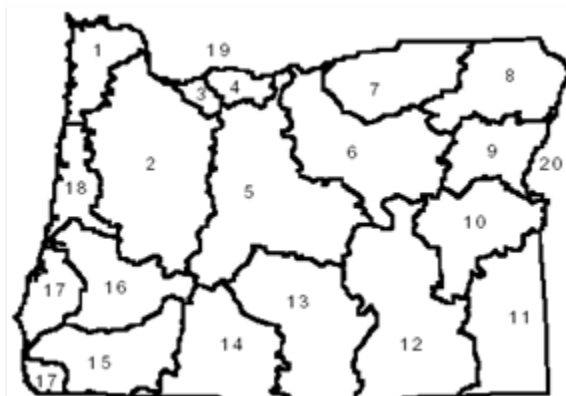
Included in this section is a listing of recently issued water right certificates. The Public Notice is published each week on the Department's web site at <http://www.wrd.state.or.us/>. If you would like to receive a *free* weekly notification when it is published, please send your request to "Codi.N.Holmes@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

## How to Read the Listing

### App#:

G: Groundwater  
 R: Reservoir  
 S: Surface water  
 I: Instream  
 T: Transfer  
 LL: Limited License

**County/Basin** (See Map)



**Applicant Name**  
**Applicant Address**  
**Sources/TRSQ40Q160**  
**Use/Quantity**

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

**Priority Date**  
**Stage/ Status**

IR: Initial Review  
 PFO: Proposed Final Order

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

**Commonly used “Type of Use” abbreviations (for definitions, consult Oregon Administrative Rules 690-300):**

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

## **Initial Review and Proposed Final Orders**

The following pages of this notice list permit applications that the Department is evaluating for compliance with state water law. 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.

### **Initial Review Stage (IR)**

The Department has given the applicant an initial review of water-use restrictions, water availability and other limitations 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, May 14, 2015.** Although we cannot respond individually to all comments, each will be considered as the agency makes its decision regarding proposed allocations.

### **Proposed Final Order Stage (PFO)**

The proposed final order is the Department's penultimate decision on the water use request. The PFO documents the agency's decision through specific findings, including review of comments received. 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 free of charge online at: <http://apps.wrd.state.or.us/apps/wr/wrinfo/>. 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, May 29, 2015.**

The protest filing fee is \$350 for the applicants and \$700 for non-applicants. Detailed requirements for filing a protest are included in 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 in a hearing is allowed, an additional \$500 will be required to request to participate as a party or limited party.

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-17618](#)  
County/Basin Yamhill / Willamette (2)  
Applicant Name DOMAINE SERENE VINEYARDS AND WINERY INC.  
ATTN: RAMAKERS, RICHARD  
6555 NE HILLTOP LANE  
DAYTON, OR 97114  
Sources/TRSQ40Q160 A WELL > MILLICAN CREEK / 3.00S 3.00W 30 SWSW  
Use/Quantity AGRICULTURE USES / 0.220 CFS  
Priority Date 01/11/2013  
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-17919](#)  
County/Basin Morrow / Umatilla (7)  
Applicant Name OSMIN, ALBERT L.  
60355 BALM FORK RD  
HEPPNER, OR 97836  
Sources/TRSQ40Q160 A WELL > BALM FORK / 3.00S 26.00E 12 NWSE  
Use/Quantity IRRIGATION / 0.660 CFS  
Priority Date 09/04/2014  
Stage/Status IR / PROPOSE TO APPROVE

App# [G-17938](#)  
County/Basin Gilliam / John Day (6)  
Applicant Name CAMPBELL, PATRICK A.  
3781 SE HENRY ST  
PORTLAND, OR 97202  
Sources/TRSQ40Q160 ROCK CREEK > JOHN DAY RIVER / 4.00S 23.00E 8 SWNW  
ROCK CREEK > JOHN DAY RIVER / 4.00S 23.00E 8 SWNW  
ROCK CREEK > JOHN DAY RIVER / 4.00S 23.00E 8 NENW  
Use/Quantity IRRIGATION / 1.336 CFS  
Priority Date 10/07/2014  
Stage/Status IR / PROPOSE TO DENY

App# [G-17948](#)  
County/Basin Yamhill / Willamette (2)  
Applicant Name FRANK, MICHAEL AND SUSAN  
12489 SW KAME TERRACE COURT  
SHERWOOD, OR 97140  
Sources/TRSQ40Q160 A WELL > SPRING BROOK / 3.00S 2.00W 10 NWNW  
Use/Quantity IRRIGATION / 0.130 CFS  
Priority Date 10/22/2014  
Stage/Status IR / PROPOSE TO APPROVE

App# [G-17958](#)  
County/Basin Umatilla / Umatilla(7)  
Applicant Name DODGE, CHAD E. AND JODY M.  
811 NW 4TH ST  
PENDLETON, OR 97801  
Sources/TRSQ40Q160 A WELL > UMATILLA RIVER / 2.00N 32.00E 2 NWNW  
Use/Quantity IRRIGATION / 0.125 CFS  
Priority Date 11/05/2014  
Stage/Status IR / PROPOSE TO DENY

App# [G-17965](#)  
County/Basin Marion / Willamette (2)  
Applicant Name GARDENSCAPE NURSERY INC.  
ATTN: KUSCHNICK, PAUL  
7811 STRATFORD DR NE  
SALEM, OR 97305  
Sources/TRSQ40Q160 A WELL > BOCHSLER CREEK / 5.00S 2.00W 36 NESE  
A WELL > BOCHSLER CREEK / 5.00S 2.00W 36 NESE  
Use/Quantity NURSERY USES / 1.000 CFS  
Priority Date 11/25/2014  
Stage/Status IR / PROPOSE TO APPROVE

App#	<a href="#">G-17980</a>
County/Basin	Baker / Powder (9)
Applicant Name	SACKOS, BARBARA AND MARCUS C. 1425 CAMPBELL ST BAKER CITY, OR 97814
Sources/TRSQ40Q160	A WELL > SPRING GROVE GULCH / 9.00S 39.00E 13 NENE A WELL > SPRING GROVE GULCH / 9.00S 39.00E 13 NENE
Use/Quantity	SUPPLEMENTAL IRRIGATION / 0.458 CFS
Priority Date	01/08/2015
Stage/Status	IR / 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 Ste A, Salem OR 97301. If you have any questions, please contact the Department's customer service staff by dialing 503-986-0801.

App# [G-17884](#)  
County/Basin Yamhill / Willamette (2)  
Applicant Name SIMON, TED E.  
11705 SW LANCEFIELD RD  
MCMINNVILLE, OR 97128  
Priority Date 07/01/2014  
Issue Date 04/09/2015  
Status ISSUED

App# [G-17894](#)  
County/Basin Harney / Malheur Lake (12)  
Applicant Name VANDERDASSON, ASHLEY  
WILLIAMS, BRIAN  
35100 HWY 20 E  
BURNS, OR 97720  
Priority Date 07/23/2014  
Issue Date 04/09/2015  
Status WITHDRAWN

App# [G-18017](#)  
County/Basin Malheur / Malheur (10)  
Applicant Name KESLER FARMS INC.  
3331 GREY BLVD  
NYSSA, OR 97913  
Priority Date 03/23/2015  
Issue Date 04/03/2015  
Status ISSUED

App# [G-18019](#)  
County/Basin Malheur / Malheur (10)  
Applicant Name SCHRAM, JAMES A. AND KATHLEEN A.  
636 KING AVE  
ONTARIO, OR 97914  
Priority Date 03/26/2015  
Issue Date 04/03/2015  
Status ISSUED

App# [G-18021](#)  
County/Basin Malheur / Owyhee (11)  
Applicant Name LEE, DELOS N.  
515 NOBLE RD  
ONTARIO, OR 97914  
Priority Date 03/27/2015  
Issue Date 04/10/2015  
Status ISSUED

App# [G-18022](#)  
County/Basin Malheur / Owyhee (11)  
Applicant Name HARTLEY, MARK DEE AND SAMUEL E.  
PO BOX 2551  
NYSSA, OR 97913  
Priority Date 03/27/2015  
Issue Date 04/07/2015  
Status ISSUED

App#	<a href="#">G-18023</a>
County/Basin	Malheur / Owyhee (11)
Applicant Name	HARTLEY, MARK DEE AND SAMUEL E. PO BOX 2551 NYSSA, OR 97913
Priority Date	03/27/2015
Issue Date	04/08/2015
Status	ISSUED
App#	<a href="#">LL-1563</a>
County/Basin	Lane / Willamette (2)
Applicant Name	EUGENE WATER AND ELECTRIC BOARD PO BOX 10148 EUGENE, OR 97440-2148
Priority Date	03/09/2015
Issue Date	04/02/2015
Status	ISSUED
App#	<a href="#">LL-1564</a>
County/Basin	Lane / Willamette (2)
Applicant Name	EUGENE WATER AND ELECTRIC BOARD PO BOX 10148 EUGENE, OR 97440-2148
Priority Date	03/09/2015
Issue Date	04/02/2015
Status	ISSUED
App#	<a href="#">LL-1565</a>
County/Basin	Lane / Willamette (2)
Applicant Name	OLSON, MELISSA 87200 RATHBONE RD EUGENE, OR 97402
Priority Date	03/11/2015
Issue Date	04/07/2015
Status	ISSUED
App#	<a href="#">S-87579</a>
County/Basin	Clackamas / Willamette (2)
Applicant Name	FISHER GOLF GROUP LLC PO BOX 823210 VANCOUVER, WA 98682
Priority Date	02/09/2010
Issue Date	04/09/2015
Status	WITHDRAWN



## **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 June 13, 2015.**

App#	<a href="#">R-88067</a>
County/Basin	Columbia / North Coast (1)
Applicant Name	NGUYEN, NGHIA 15589 NW TRAKEHNER WAY PORTLAND, OR 97229
Sources/TRSQ40Q160	NEHALEM RIVER > NEHALEM BAY / 6.00N 5.00W 30 SENE
Use/Quantity	MULTIPLE PURPOSE / 10.000 AF
Priority Date	04/01/2015

**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 May 14, 2015.** 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#	<a href="#">G-10926</a>
Permit Number	G-10223
County/Basin	Marion / Willamette (2)
Applicant Name	OSLIE, STEVE 595 MAIN ST AUMSVILLE, OR 97325
Sources/TRSQ40Q160	A WELL > MILL CREEK / 8.00S 2.00W 25 NENE A WELL > MILL CREEK / 8.00S 2.00W 25 SESW A WELL > BEAVER CREEK / 8.00S 1.00W 30 NWSW
Use/Quantity	MUNICIPAL USES / 0.450 CFS MUNICIPAL USES / 0.950 CFS
Proposed Completion Date	10/01/2020

## **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 watermaster district office.

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

**Written comments on or written protests against a PFO must be submitted on or before May 29, 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.

### **OAR-690-315**

App#	G-16964
Permit#	<a href="#">G-16467</a>
County/Basin	Harney / Malheur Lake (12)
Applicant Name	SW INVESTMENTS 34775 N HARNEY LANE BURNS, OR 97720
Sources/TRSQ40Q160	A WELL > SOLDIER CREEK / 22.00S 32.00E 28 SWSW
Use/Quantity	IRRIGATION / 1.980 CFS
Status	PROPOSE TO APPROVE
App#	G-16969
Permit#	<a href="#">G-16395</a>
County/Basin	Harney / Malheur Lake (12)
Applicant Name	KRETTINGER, RONALD 67396 CRANE BUCHANAN RD BURNS, OR 97720
Sources/TRSQ40Q160	A WELL > HOT SPRINGS SLOUGH / 24.00S 33.00E 12 NESE
Use/Quantity	IRRIGATION / 0.780 CFS
Status	PROPOSE TO APPROVE
App#	G-15184
Permit#	<a href="#">G-13882</a>
County/Basin	Clackamas / Willamette (2)
Applicant Name	BORING WATER DISTRICT PO BOX 66 BORING, OR 97009
Sources/TRSQ40Q160	A WELL > JOHNSON CREEK / 1.00S 4.00E 31 SENW A WELL > JOHNSON CREEK / 1.00S 4.00E 32 SWSE A WELL > JOHNSON CREEK / 1.00S 3.00E 36 NWNE A WELL > JOHNSON CREEK / 1.00S 3.00E 36 NWSE
Use/Quantity	MUNICIPAL USES / 6.040 CFS
Status	PROPOSE TO APPROVE

App# S-85514  
 Permit# [S-53985](#)  
 County/Basin Curry / South Coast (17)  
 Applicant Name NESIKA BEACH OPHIR WATER DISTRICT  
 PO BOX 39  
 OPHIR, OR 97464  
 Sources/TRSQ40Q160 GREGGS CREEK > PACIFIC OCEAN / 35.00S 14.00W 20 SENW  
 Use/Quantity QUASI-MUNICIPAL USES / 1.000 CFS  
 Status PROPOSE TO APPROVE

App# S-83332  
 Permit# [S-53442](#)  
 County/Basin Clackamas / Willamette (2)  
 Applicant Name FRANKLIN, BEN J.  
 35674 SE SQUAW MTN RD  
 ESTACADA, OR 97023  
 Sources/TRSQ40Q160 LINGLEBECK CREEK > CLACKAMAS RIVER / 3.00S 4.00E 27 NWSE  
 UNNAMED STREAM > CLACKAMAS RIVER / 3.00S 4.00E 27 NWSE  
 RESERVOIR 1 > CLACKAMAS RIVER / 3.00S 4.00E 27 NWSE  
 RESERVOIR 2 > CLACKAMAS RIVER / 3.00S 4.00E 27 NWSE  
 RESERVOIR 3 > CLACKAMAS RIVER / 3.00S 4.00E 27 NWSE  
 RESERVOIR 4 > CLACKAMAS RIVER / 3.00S 4.00E 27 NWSE  
 RESERVOIR 5 > CLACKAMAS RIVER / 3.00S 4.00E 27 NWSE  
 Use/Quantity NURSERY USES / 0.070 CFS  
 NURSERY USES / 0.070 CFS  
 NURSERY USES / 3.000 AF  
 NURSERY USES / 1.250 AF  
 NURSERY USES / 1.000 AF  
 NURSERY USES / 1.250 AF  
 NURSERY USES / 1.250 AF  
 Status PROPOSE TO APPROVE

App# G-15655  
 Permit# [G-15310](#)  
 County/Basin Lake / Goose & Summer Lake (13)  
 Applicant Name BARRY, JEREMIAH P. AND WILLIAM D.  
 97099 CRANE CREEK LANE  
 LAKEVIEW, OR 97630  
 Sources/TRSQ40Q160 A WELL > EAST BRANCH THOMAS CREEK / 39.00S 20.00E 29 NENE  
 A WELL > EAST BRANCH THOMAS CREEK / 39.00S 20.00E 28 NENW  
 Use/Quantity IRRIGATION / 10.530 CFS  
 Status PROPOSE TO APPROVE

App# G-17107  
 Permit# [G-17283](#)  
 County/Basin Harney / Malheur Lake (12)  
 Applicant Name ROOT, ANDY  
 524 HWY 20 N  
 HINES, OR 97738  
 Sources/TRSQ40Q160 A WELL > JONES CANYON / 22.00S 33.00E 30 NESW  
 A WELL > JONES CANYON / 22.00S 33.00E 30 NWSW  
 A WELL > JONES CANYON / 22.00S 32.50E 36 SESE  
 A WELL > JONES CANYON / 22.00S 33.00E 30 NWSW  
 Use/Quantity IRRIGATION / 1.572 CFS  
 Status PROPOSE TO APPROVE

## 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 May 05, 2015.** 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="#">SL 24</a>
Certificate	5635, 5641
County/Basin	Wasco / Hood (4)
Lessor	FERRES, BILL 5125 FIFTEENMILE RD THE DALLES, OR 97058
Lessee	BELLIS, NATASHA THE FRESHWATER TRUST 65 SW YAMHILL ST. SUITE 200 PORTLAND, OR 97204
Source/Tributary To	FIFTEENMILE CREEK / COLUMBIA RIVER
Priority Date	12/31/1858, 12/31/1875

## **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 May 14, 2015, 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-11920** filed by Charles Walton, 332 Lindo Ave Newport Beach, CA 92661, proposes a point of diversion and place of use change under Certificate 65750. The right allows the use of 0.105 cfs from the Williamson River in Sec. 22, T34S, R7E, WM for irrigation in Sec. 22. The applicant proposes to move the point of diversion and change the place of use within Sec. 22. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

**T-11917** filed by Jon and Carol Knapp, 44330 North El Macero Dr, Davis, CA 95618, proposes a point of diversion and change in place of use under Certificate 65750. The right allows the use of 0.17 cfs from the Williamson River in Sec. 22, T34S, R7E, WM for irrigation in Sec. 22. The applicant proposes to move the point of diversion and to change the place of use within Sec. 22. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

## 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; Additional point of diversion or appropriation; Historic POD; Place of use; Character of use; Instream; Substitution; or Exchange.

The Department seeks public comment on the recently-filed transfer applications listed below. **Please refer to the last page of the notice to submit comments.** Any person may comment on a transfer application. Comments must be received by the Department on or before May 14, 2015. 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 [T 12025](#)  
Water Right Cert: 23300  
County/Basin Washington / Willamette (2)  
Applicant Name JONES, JEAN A.  
2370 SE EVERGREEN ST  
MILWAUKIE, OR 97222  
Proposed Change PLACE OF USE  
Sources/TRSQ40Q160 TUALATIN RIVER > WILLAMETTE RIVER / 1.00S 3.00W 3 SESW  
Use/Quantity IRRIGATION / 2.220 CFS  
Priority Date 08/18/1936

Transfer [T 12028](#)  
Water Right Cert: 41302  
County/Basin Hood River / Hood (4)  
Applicant Name CITY OF CASCADE LOCKS  
ATTN: ZIMMERMAN, GORDON  
PO BOX 308  
CASCADE LOCKS, OR 97014  
Proposed Change POINT OF APPROPRIATION, PLACE OF USE, USE  
Sources/TRSQ40Q160 A WELL > COLUMBIA RIVER / 2.00N 8.00E 6 NESE  
Use/Quantity MUNICIPAL USES / 0.500 CFS  
Priority Date 03/05/1969

Transfer [T 12029](#)  
Water Right Cert: 56519, 24625  
County/Basin Hood River / Hood (4)  
Applicant Name OREGON DEPARTMENT OF FISH AND WILDLIFE  
ATTN: KEPLER, RICK  
4034 FAIRVIEW INDUSTRIAL DR SE  
SALEM, OR 97302  
Proposed Change POINT OF DIVERSION, ADDITIONAL POINT OF DIVERSION, PLACE OF USE, USE  
Sources/TRSQ40Q160 A SPRING > LITTLE HERMAN CREEK / 2.00N 8.00E 8 NWNW  
A SPRING > LITTLE HERMAN CREEK / 2.00N 8.00E 7 NENE  
LITTLE HERMAN CREEK > HERMAN CREEK / 2.00N 8.00E 7 NENE  
LITTLE HERMAN CREEK > HERMAN CREEK / 2.00N 8.00E 7 NENE  
Use/Quantity DOMESTIC / 0.040 CFS (est)  
IRRIGATION / 0.040 CFS (est)  
FISH CULTURE / 8.820 CFS  
FISH CULTURE / 10.000 CFS  
Priority Date 08/10/1909, 08/09/1951

## 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 enlarge 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:

Transfer	<a href="#">T-12023</a>
Water Right	Cert: 54553
County/Basin	Sherman / John Day (6)
Applicant Name	UMEMOTO, KAREN L. DONALD D THOMPSON TRUST 10511 NE 97TH CIRCLE VANCOUVER, WA 98667
Proposed Change	PLACE OF USE
Sources/TRSQ40Q160	WELL 3 > GRASS VALLEY CANYON / 1.00S 18.00E 18 NENE
Use/Quantity	IRRIGATION / 0.800 CFS
Priority Date	09/12/1980
Transfer	<a href="#">T-12024</a>
Water Right	Cert: 76263, 79993
County/Basin	Umatilla / Umatilla (7)
Applicant Name	LEVY, ROBERT WINDY RIVER - L&L FARMS 10000 HWY 395 S #423 HERMISTON, OR 97838
Proposed Change	ADDITIONAL POINT OF APPROPRIATION, PLACE OF USE
Sources/TRSQ40Q160	A WELL > UMATILLA RIVER / 3.00N 28.00E 34 NWSE A WELL > UMATILLA RIVER / 3.00N 28.00E 34 NWSE A WELL > UMATILLA RIVER / 4.00N 28.00E 26 SWSE A WELL > UMATILLA RIVER / 4.00N 28.00E 26 SWSE
Use/Quantity	IRRIGATION / 2.830 CFS IRRIGATION / 0.190 CFS
Priority Date	INDUSTRIAL/MANUFACTURING USES / 1.860 CFS 06/12/1972, 06/12/1972



## Transfer Applications: Permit Amendments

The holder of a water right permit may apply to change a point of diversion or appropriation or to change the place of use 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 12026</a>
Water Right	Permit: G-17284
County/Basin	Clackamas / Willamette (2)
Applicant Name	SPURGEON, TYLER DOW AGROSCIENCES 32905 S MORCOM ST WOODBURN, OR 97071
Proposed Change	POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > BUTTE CREEK / 5.00S 1.00W 14 SESE
Use/Quantity	NURSERY USES / 0.389 CFS
Priority Date	08/15/2013

Transfer	<a href="#">T 12027</a>
Water Right	Permit: G-16026
County/Basin	Crook, Deschutes / Deschutes(5)
Applicant Name	WICK, JASON AVION WATER CO. INC. 60813 PARRELL RD BEND, OR 97702
Proposed Change	ADDITIONAL POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > DESCHUTES RIVER / 17.00S 12.00E 14 NESE A WELL > DESCHUTES RIVER / 18.00S 12.00E 19 SWNE A WELL > DESCHUTES RIVER / 18.00S 13.00E 22 NENW A WELL > DESCHUTES RIVER / 18.00S 12.00E 29 NENE A WELL > DESCHUTES RIVER / 18.00S 12.00E 30 SWNW A WELL > DESCHUTES RIVER / 18.00S 12.00E 19 SWNE A WELL > DESCHUTES RIVER / 18.00S 12.00E 17 SWSW A WELL > DESCHUTES RIVER / 18.00S 12.00E 19 SWNE A WELL > DESCHUTES RIVER / 18.00S 12.00E 21 SENE A WELL > DESCHUTES RIVER / 18.00S 12.00E 21 SENE A WELL > DESCHUTES RIVER / 18.00S 12.00E 21 SENE A WELL > DESCHUTES RIVER / 18.00S 12.00E 29 NENE A WELL > DESCHUTES RIVER / 18.00S 13.00E 31 NWNE
Use/Quantity	QUASI-MUNICIPAL USES / 10.000 CFS
Priority Date	07/28/2003

## 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 and notices listed below. The deadline for comments or protests to the transfer application must be received by the Department on or before April 30, 2015. 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 Certificate	NPT-A-2015-Otzenberger 87035; 86377
County/Basin Name	Morrow / Umatilla (7) STANFIELD IRRIGATION DISTRICT ATTN: RAY KOPACZ
Address	PO BOX 416 STANFIELD, OR 97875
Change Source	PLACE OF USE UMATILLA RIVER > COLUMBIA RIVER MCKAY RESERVOIR > MCKAY CREEK
Acres	0.500
Authorized POU	4.00N 29.00E 32 SENW
Proposed POU	4.00N 29.00E 32 SENW
Priority Date	03/08/1905; 07/01/1924
Notice of District Certificate	NPT-A-2015-Rayl 86203; 86377
County/Basin Name	Morrow / Umatilla (7) STANFIELD IRRIGATION DISTRICT ATTN: RAY KOPACZ
Address	PO BOX 416 STANFIELD, OR 97875
Change Source	PLACE OF USE UMATILLA RIVER > COLUMBIA RIVER MCKAY RESERVOIR > MCKAY CREEK
Acres	12.500
Authorized POU	4.00N 28.00E 13 SESW; 4.00N 28.00E 13 SWSW
Proposed POU	4.00N 29.00E 28 NWSE
Priority Date	06/23/1965; 07/01/1924

## **Aquifer Storage and Recovery (ASR) Permits**

ASR means the storage of water from a separate source that meets drinking water standards in a suitable aquifer for later recovery and not having as one of its primary purposes the restoration of the aquifer (ORS 537.531). Only after completion of an ASR testing program under a limited license may an applicant apply for a permanent ASR permit. The appearance of the request in the public notice commences a 60-day public comment period for the application. Following the public comment period, the Director shall issue a proposed final order on the permit application. Notice of the proposed final order shall be given in the weekly notice published by the Department.

Application	ASR Permit-002
Water Right	Cert: 87258, 58654, 58655, 61176, T-11498
County/Basin	Columbia / North Coast (1)
Applicant	MCNULTY WATER PEOPLE'S UTILITY DISTRICT C/O JEFF ANDERSON PO BOX 260 ST HELENS, OR 97051
Authorization	STORAGE OF 8 MILLION GALLONS IN A BASALT AQUIFER
Sources/TRS	A WELL > MCNULTY CREEK / 5.00N 2.00W 25
Use/Quantity	QUASI-MUNICIPAL USES / 0.890 CFS OR 400 GPM
Priority Date	06/17/1994, 02/11/1976, 01/18/1982, 02/23/1982, 11/20/1968

## Correcting Public Notice Surface Water Registration Amendments

File	SWR 65
County/Basin	Clackamas / Sandy (3)
Name	MARYANNE HILL PO BOX 27 GOVERNMENT CAMP, OR 97208
Nature of Amendment	CHANGE OF OWNERSHIP TO GOVERNMENT CAMP WATER COMPANY ORIGINALLY NOTICED AS CHANGE OF OWNERSHIP TO LESLI BEKINS
Source	GOVERNMENT CAMP CREEK > SANDY RIVER
Location:	3.00S 8.50E SEC 13, 14, 23, 24
Priority Date	9/4/1908

## **Water Management and Conservation Plan Progress Report**

Pursuant to OAR Chapter 690-086-0120 (4) & (5) the Department is required to give notice of progress reports on Water Management and Conservation Plans. Any person may review and comment on these progress reports. The Department requests that these comments be submitted no later than 30 days after this notice.

Progress Reports have been submitted by the following municipal provider: CITY OF FLORENCE

## 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)).

Cert# [90074](#)  
App: G 9741  
County/Basin Multnomah / Willamette (2)  
Applicant Name BAILEY NURSERIES INC.  
Priority Date 05/19/1980  
Issue Date 04/10/2015

Cert# [90076](#)  
App: S 70216  
County/Basin Yamhill / Willamette (2)  
Applicant Name BAILEY NURSERIES INC.  
Priority Date 03/02/1990  
Issue Date 04/10/2015

Cert# [90081](#)  
App: S 75596  
County/Basin Multnomah / Willamette (2)  
Applicant Name BAILEY NURSERIES INC.  
Priority Date 12/29/1994  
Issue Date 04/10/2015

Cert# [90077](#)  
App: S 81298  
County/Basin Yamhill / Willamette (2)  
Applicant Name BAILEY NURSERIES INC.  
Priority Date 07/23/1996  
Issue Date 04/10/2015

Cert# [90082](#)  
App: S 85072  
County/Basin Yamhill / Willamette (2)  
Applicant Name BAILEY NURSERIES INC.  
Priority Date 03/07/2002  
Issue Date 04/10/2015

Cert# [90058](#)  
App: G 12660  
County/Basin Curry / South Coast (17)  
Applicant Name BLANCO BOGS  
Priority Date 09/18/1991  
Issue Date 04/10/2015

Cert# [90084](#)  
App: S 71874  
County/Basin Curry / South Coast (17)  
Applicant Name BLANCO BOGS  
Priority Date 09/19/1991  
Issue Date 04/10/2015

Cert# [90062](#)  
 App: R 71435  
 County/Basin Multnomah / Willamette (2)  
 Applicant Name CITY OF FAIRVIEW  
 Priority Date 03/26/1991  
 Issue Date 04/10/2015

Cert# [90061](#)  
 App: S 71436  
 County/Basin Multnomah / Willamette (2)  
 Applicant Name CITY OF FAIRVIEW  
 Priority Date 03/26/1991  
 Issue Date 04/10/2015

Cert# [90030](#)  
 Xfer: T 7867  
 County/Basin Linn / Willamette (2)  
 Applicant Name CITY OF HARRISBURG  
 Priority Date 12/17/1965  
 Issue Date 04/10/2015

Cert# [90052](#)  
 App: R 87585  
 County/Basin Linn / Willamette (2)  
 Applicant Name DAVIS, VERDIN L.  
 Priority Date 02/26/2010  
 Issue Date 04/10/2015

Cert# [90070](#)  
 Xfer: T 7283  
 County/Basin Marion / Willamette (2)  
 Applicant Name EDER BROTHERS INC.  
 Priority Date 06/09/1967  
 Issue Date 04/10/2015

Cert# [90059](#)  
 App: S 71529  
 County/Basin Coos / South Coast (17)  
 Applicant Name HATFIELD, DAVID E.  
 Priority Date 04/25/1991  
 Issue Date 04/10/2015

Cert# [90067](#)  
 App: G 12244  
 County/Basin Marion / Willamette (2)  
 Applicant Name HOLDEN, VERL L. AND FLORENCE F.  
 Priority Date 09/26/1990  
 Issue Date 04/10/2015

Cert# [90065](#)  
 App: R 84300  
 County/Basin Polk / Willamette (2)  
 Applicant Name KNAUPP, MARK A.  
 Priority Date 11/24/1999  
 Issue Date 04/10/2015

Cert# [90063](#)  
 App: G 12154  
 County/Basin Harney / Malheur Lake (12)  
 Applicant Name MAUPIN, THOMAS AND DELTA  
 Priority Date 06/27/1990  
 Issue Date 04/10/2015

Cert# [90056](#)  
App: G 12873  
County/Basin Malheur / Malheur (10)  
Applicant Name MCGOURTY, PATRICK  
Priority Date 04/13/1992  
Issue Date 04/10/2015

Cert# [90055](#)  
App: G 12277  
County/Basin Linn / Willamette (2)  
Applicant Name OREMET WAH CHANG  
Priority Date 10/30/1990  
Issue Date 04/10/2015

Cert# [90090](#)  
App: R 69549  
County/Basin Coos / South Coast (17)  
Applicant Name QUIET VALLEY FARMS LLC  
FRASER, RUSSELL S. AND PATTI  
Priority Date 03/09/1988  
Issue Date 04/10/2015

Cert# [90091](#)  
App: G 14271  
County/Basin Clackamas / Sandy (3)  
Applicant Name SALMON VALLEY WATER CO.  
Priority Date 03/13/1996  
Issue Date 04/10/2015

Cert# [90094](#)  
App: S 73931  
County/Basin Coos / South Coast (17)  
Applicant Name SCHAEER, JAMES MICHAEL  
Priority Date 02/22/1994  
Issue Date 04/10/2015

Cert# [90092](#)  
App: S 70857  
County/Basin Tillamook / North Coast (1)  
Applicant Name SMITH, DONALD L.; DBA MOHLER SAND AND GRAVEL  
Priority Date 11/06/1990  
Issue Date 04/10/2015

Cert# [90060](#)  
App: S 71090  
County/Basin Baker / Powder (9)  
Applicant Name STEPHENS, RICHARD D.  
Priority Date 01/02/1991  
Issue Date 04/10/2015

Cert# [90095](#)  
App: R 73932  
County/Basin Coos / South Coast (17)  
Applicant Name STOLTZ, WAYNE  
Priority Date 02/22/1994  
Issue Date 04/10/2015

Cert# [90066](#)  
App: R 68524  
County/Basin Malheur / Owyhee (11)  
Applicant Name U.S. BUREAU OF LAND MANAGEMENT  
Priority Date 08/22/1985  
Issue Date 04/10/2015



Cert# [90093](#)  
App: S 71444  
County/Basin Coos / South Coast (17)  
Applicant Name U.S. FISH AND WILDLIFE SERVICE  
Priority Date 03/28/1991  
Issue Date 04/10/2015

Cert# [90064](#)  
App: S 64148  
County/Basin Wallowa / Grande Ronde (8)  
Applicant Name U.S. WALLOWA WHITMAN NATIONAL FOREST  
Priority Date 09/10/1982  
Issue Date 04/10/2015

Cert# [90057](#)  
App: S 70359  
County/Basin Washington / Willamette (2)  
Applicant Name VANDEHEY, ROBERT C. AND MARY JO  
Priority Date 05/14/1990  
Issue Date 04/10/2015

Cert# [89382](#)  
Xfer: T 6417  
County/Basin Umatilla / Umatilla (7)  
Applicant Name BUD RICH POTATO  
Priority Date 11/13/1967  
Issue Date 04/10/2015

Cert# [90089](#)  
App: S-69550  
County/Basin Coos / South Coast (17)  
Applicant Name FRASER, RUSSELL S. AND PATTI  
QUIET VALLEY FARMS LLC  
Priority Date 03/09/1988  
Issue Date 04/10/2015

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
April 14, 2015

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 or use the application hyperlink available in the public notice. 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.