

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
**October 6, 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.
- \* **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.)
- \* **Extension of Time Checkpoint Progress Reports filed pursuant to OAR 690-315**  
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 690-315 pertains to permit extension applications filed on or after July 1, 2001.)
- \* **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: Permit Amendments**  
Requests to amend permits.
- \* **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.
- \* **District Permanent Transfers (ORS 540.580)**  
Petitions requesting transfers in place of use within a district's boundaries.
- \* **Certificate Issuance**  
Included in this section is a listing of recently issued water right certificates.

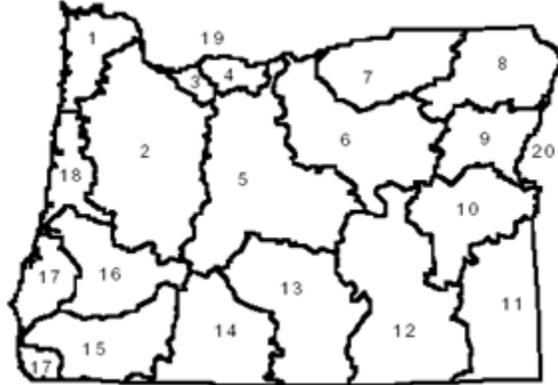
The Public Notice is published each week on the Department's web site at <http://www.wrd.state.or.us/>. If you would like to receive a *free* weekly notification when it is published, please send your request to [Bethanie.R.Williamson@ wrd.state.or.us](mailto:Bethanie.R.Williamson@ wrd.state.or.us).

## 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

**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        |               |

**Priority Date**

**Stage/ Status**

- IR: Initial Review
- PFO: Proposed Final Order

**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, November 05, 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, November 20, 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-17008](#)  
County/Basin Jefferson / Deschutes (5)  
Applicant Name DUTCH PACIFIC WATER UTILITY LLC  
SHANE LUNDGREN, PRESIDENT  
PO BOX 3500, PMB 303  
SISTERS, OR 97759

Sources/TRSQ40Q160 A WELL > FIRST CREEK / 13.00S 8.00E 13 SWSW  
A WELL > LAKE CREEK / 13.00S 8.00E 13 SWSW

Use/Quantity QUASI-MUNICIPAL USES / 0.798 CFS  
Priority Date 02/25/2008  
Stage/Status PFO / PROPOSE TO DENY

App# [G-17990](#)  
County/Basin Lake / Goose & Summer Lake (13)  
Applicant Name HAMAK CORP.  
HAMMACK, PHILIP  
1516 NW 5TH ST  
BEND, OR 97701

Sources/TRSQ40Q160 A WELL > LOST CREEK VALLEY / 27.00S 22.00E 27 SWNE  
A WELL > LOST CREEK VALLEY / 24.00S 22.00E 22 SWSE  
A WELL > LOST CREEK VALLEY / 24.00S 22.00E 22 SWSW  
A WELL > LOST CREEK VALLEY / 24.00S 22.00E 21 SWSE

Use/Quantity IRRIGATION / 6.752 CFS  
Priority Date 01/30/2015  
Stage/Status PFO / PROPOSE TO DENY

## Final Orders - Permit & Limited License Applications

Following is a list of applications for new appropriations that have had final orders issued recently. If you would like a hard copy of an order mailed to you, send a request with \$25.00 for each 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# [G-17963](#)  
County/Basin Clackamas / Willamette (2)  
Applicant Name CUTSFORTH, KATHLEEN M.  
PO BOX 261  
2285 NE TERRITORIAL RD  
CANBY, OR 97013  
Priority Date 11/19/2014  
Issue Date 10/02/2015  
Status APPROVED

App# [G-18144](#)  
County/Basin Klamath / Klamath (14)  
Applicant Name MCKOEN, JIM  
PO BOX 391  
MALIN, OR 97632  
Priority Date 09/24/2015  
Issue Date 09/30/2015  
Status APPROVED

App# [R-87320](#)  
County/Basin Baker / Powder (9)  
Applicant Name MOORE, DAVID G.  
PINE VALLEY LAND LLC  
40117 PINE TOWN LANE  
HALFWAY, OR 97834  
Priority Date 10/20/2008  
Issue Date 09/30/2015  
Status WITHDRAWN

App# [R-88086](#)  
County/Basin Hood River / Hood (4)  
Applicant Name HUDSON, TIMOTHY  
18132 PIONEER COURT  
LAKE OSWEGO, OR 97034  
Priority Date 05/18/2015  
Issue Date 10/02/2015  
Status APPROVED

App# [S-68452](#)  
County/Basin Klamath, Lake / Klamath (14)  
Applicant Name THE NATURE CONSERVANCY  
1234 NW 25TH AVE  
PORTLAND, OR 97201  
Priority Date 07/30/1985  
Issue Date 10/02/2015  
Status DENIED

App# [S-87963](#)  
County/Basin Morrow / Umatilla (7)  
Applicant Name WOOD, DANIEL AND DEBORA L.  
33256 E WALLS RD  
HERMISTON, OR 97838  
Priority Date 02/21/2014  
Issue Date 10/02/2015  
Status DENIED

App# [S-88088](#)  
County/Basin Jackson / Rogue (15)  
Applicant Name CITY OF JACKSONVILLE  
PO BOX 7  
JACKSONVILLE, OR 97530  
Priority Date 05/21/2015  
Issue Date 09/30/2015  
Status APPROVED

App# [S-88099](#)  
County/Basin Douglas / Umpqua (16)  
Applicant Name AZALEA ROJO LLC  
745 BOYLSTON ST SUITE 207  
BOSTON, MA 02116  
Priority Date 06/18/2015  
Issue Date 10/05/2015  
Status APPROVED

## **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 December 05, 2015.**

App#	<a href="#">R-88132</a>
County/Basin	Umatilla / Umatilla(7)
Applicant Name	BROKEN SPUR RANCH LLC LARSON, HARRY 30522 OLDFIELD ST HERMISTON, OR 97838
Sources/TRSQ40Q160	RUNOFF > STEWART CREEK / 1.00S 33.00E 30 NENE
Use/Quantity	MULTIPLE PURPOSE / 9.200 AF
Priority Date	09/21/2015

## 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 **November 05, 2015**. The expedited secondary applications listed below have been filed recently. Any person may raise public interest issues regarding these applications. If public interest issues are raised, the Department may move the application to the standard process and review the application pursuant to ORS 537.153, and issue a Proposed Final Order. If no public issues are raised, the Department may issue a final order and permit without further prior notice.

Comments must identify the specific public interest under ORS 537.170(8) that would be impaired or detrimentally affected by the proposed use, and specifically how the identified public interest would be affected.

POD 1 is the location of the stored water. POD 2 and any additional points are the rediversion point(s).

App#	<a href="#">S-88131</a>
County/Basin	Jackson / Rogue (15)
Applicant Name	MARTIN, LESLIE C. AND RACHAEL A. 11777 HWY 238 JACKSONVILLE, OR 97530
Sources/TRSQ40Q160	APPLEGATE RESERVOIR > APPLEGATE RIVER / 40.00S 4.00W 25 SESE APPLEGATE RIVER > ROGUE RIVER / 38.00S 4.00W 25 SENE
Use/Quantity	IRRIGATION / 35.000 AF
Priority Date	09/22/2015

**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 November 05, 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# [G-14819](#)  
Permit Number G-13645  
County/Basin Harney / Malheur Lake (12)  
Applicant Name 421 DUFFIELD LLC  
C/O PARK LAND CO.  
9800 MOUNT PYRAMID COURT SUITE 340  
ENGLEWOOD, CO 80112  
Sources/TRSQ40Q160 WELL 1 > MALHEUR LAKE / 24.00S 33.00E 9 NWNE  
WELL 2 > MALHEUR LAKE / 24.00S 33.00E 9 NENE  
WELL 3 > MALHEUR LAKE / 24.00S 33.00E 9 SESE  
WELL 4 > MALHEUR LAKE / 24.00S 33.00E 15 NENE  
WELL 9 > MALHEUR LAKE / 24.00S 33.00E 14 SESW  
WELL 10 > MALHEUR LAKE / 24.00S 33.00E 14 SENW  
WELL 14 > MALHEUR LAKE / 24.00S 33.00E 14 NENW  
Use/Quantity IRRIGATION / 0.670 CFS (est)  
IRRIGATION / 1.340 CFS (est)  
IRRIGATION / 1.780 CFS (est)  
IRRIGATION / 2.670 CFS (est)  
IRRIGATION / 2.900 CFS (est)  
IRRIGATION / 2.900 CFS (est)  
IRRIGATION / 4.010 CFS (est)  
Proposed Completion Date 10/01/2021

App# [G-15106](#)  
Permit Number G-13885  
County/Basin Clackamas / Willamette (2)  
Applicant Name HARRIS, MARCIE AND RANDY  
26758 S BOLLAND RD  
CANBY, OR 97013  
YOUNGBLOOD, CHRIS AND DIANE  
26810 S BOLLAND RD  
CANBY, OR 97013  
Sources/TRSQ40Q160 A WELL > GRIBBLE CREEK / 4.00S 1.00E 16 SWSE  
Use/Quantity NURSERY USES / 1.000 CFS  
Proposed Completion Date 10/01/2024

App# [G-15188](#)  
Permit Number G-15740  
County/Basin Marion / Willamette (2)  
Applicant Name FEMRITE FARMS LLC  
FEMRITE NURSERY CO  
13193 ARNDT RD NE  
AURORA, OR 97002  
Sources/TRSQ40Q160 A WELL > DEER CREEK / 3.00S 1.00W 34 SWSW  
Use/Quantity NURSERY USES / 0.539 CFS  
Proposed Completion Date 10/01/2022

App# [G-16207](#)  
Permit Number G-15816  
County/Basin Harney / Malheur Lake (12)  
Applicant Name BOWEN, JUSTIN AND STEPHANIE  
55288 HWY 78  
BURNS, OR 97720  
Sources/TRSQ40Q160 A WELL > MALHEUR LAKE / 25.00S 33.00E 36 SESE  
A WELL > MALHEUR LAKE / 25.00S 33.00E 36 SWSE  
A WELL > MALHEUR LAKE / 25.00S 34.00E 31 NWSW  
A WELL > MALHEUR LAKE / 25.00S 33.00E 36 SWNE  
A WELL > MALHEUR LAKE / 25.00S 33.00E 36 NWNE  
A WELL > MALHEUR LAKE / 25.00S 33.00E 36 NENE  
Use/Quantity IRRIGATION / 5.070 CFS  
Proposed Completion Date 10/01/2020

App# [G-13993](#)  
Permit Number G-12954  
County/Basin Deschutes / Deschutes (5)  
Applicant Name RUNCO, ROY  
PO BOX 82  
SISTERS, OR 97759  
Sources/TRSQ40Q160 A WELL > SQUAW CREEK / 15.00S 10.00E 28 NWSW  
Use/Quantity SUPPLEMENTAL IRRIGATION / 0.500 CFS  
Proposed Completion Date 10/01/2025

App# [S-42767](#)  
Permit Number S-31979  
County/Basin Lincoln / Middle Coast (18)  
Applicant Name SOUTHWEST LINCOLN COUNTY WATER DISTRICT  
PO BOX 368  
7740 HWY 101 N  
WALDPORT, OR 97394  
Sources/TRSQ40Q160 VINGIE CREEK > PACIFIC OCEAN / 14.00S 12.00W 14 NWSE  
Use/Quantity DOMESTIC / 0.300 CFS  
Proposed Completion Date 10/30/2003

App# [G-16798](#)  
Permit Number G-16263  
County/Basin Baker / Powder (9)  
Applicant Name MARKS, LOUIS AND MARIE Y.  
47740 ANTHONY LAKES HWY  
NORTH POWDER, OR 97867  
Sources/TRSQ40Q160 A WELL > HUTCHINSON SLOUGH / 7.00S 38.00E 2 SENE  
Use/Quantity SUPPLEMENTAL IRRIGATION / 3.340 CFS  
Proposed Completion Date 10/01/2019

App# [G-12706](#)  
Permit Number G-16914  
County/Basin Polk / Willamette (2)  
Applicant Name LUCKIAMUTE DOMESTIC WATER COOPERATIVE  
PO BOX 367  
8585 SUVER RD  
MONMOUTH, OR 97361  
Sources/TRSQ40Q160 A WELL > WILLAMETTE RIVER / 9.00S 4.00W 10 NENW  
A WELL > WILLAMETTE RIVER / 9.00S 4.00W 10 NWSE  
A WELL > WILLAMETTE RIVER / 9.00S 4.00W 10 SENW  
A WELL > WILLAMETTE RIVER / 9.00S 4.00W 11 NWSE  
Use/Quantity QUASI-MUNICIPAL USES / 3.700 CFS  
Proposed Completion Date 10/01/2025

## **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 690-315-0010 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 November 20, 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#	G-17090
Permit#	<a href="#">G-16571</a>
County/Basin	Harney / Malheur Lake (12)
Applicant Name	HOFMAN, MARK AND RAMONA PO BOX 874 HINES, OR 97738
Sources/TRSQ40Q160	A WELL > POISON CREEK SLOUGH / 23.00S 31.00E 2 SENW A WELL > POISON CREEK SLOUGH / 23.00S 31.00E 10 SENE
Use/Quantity	IRRIGATION / 3.000 CFS
Status	PROPOSE TO APPROVE

App#	G-16930
Permit#	<a href="#">G-16413</a>
County/Basin	Linn / Willamette (2)
Applicant Name	CALA FARMS 31144 WIRTH RD TANGENT, OR 97389
Sources/TRSQ40Q160	A WELL > SHEDD SLOUGH / 13.00S 3.00W 7 SWNE
Use/Quantity	IRRIGATION / 0.270 CFS
Status	PROPOSE TO APPROVE

App#	G-17314
Permit#	<a href="#">G-16792</a>
County/Basin	Harney / Malheur Lake (12)
Applicant Name	DIVINE RISE FARMS PO BOX 52 HINES, OR 97738
Sources/TRSQ40Q160	A WELL > WILLOW CREEK / 24.00S 29.00E 1 SENE
Use/Quantity	IRRIGATION / 0.430 CFS
Status	PROPOSE TO APPROVE

App# G-12895  
Permit# [G-12185](#)  
County/Basin Marion / Willamette (2)  
Applicant Name KRAEMER, PAUL  
PO BOX 930  
MOUNT ANGEL, OR 97362  
Sources/TRSQ40Q160 A WELL > ABIQUA CREEK / 6.00S 1.00W 23 NENE  
Use/Quantity AGRICULTURE USES / 2.228 CFS  
Status PROPOSE TO APPROVE

App# G-15176  
Permit# [G-15000](#)  
County/Basin Clackamas / Willamette (2)  
Applicant Name PACIFIC ROCK PRODUCTS LLC  
MARSH, STEVE  
8705 NE 117TH AVE  
VANCOUVER, WA 98662  
Sources/TRSQ40Q160 A WELL > GRIBBLE CREEK / 4.00S 1.00E 8 SWNE  
Use/Quantity MINING / 11.140 CFS  
Status PROPOSE TO APPROVE

App# G-12770  
Permit# [G-12931](#)  
County/Basin Harney / Malheur Lake (12)  
Applicant Name HOYT AND SONS RANCH PROPERTIES LTD  
PO BOX 427  
BURNS, OR 97720  
  
RATTLESNAKE CREEK LAND AND CATTLE CO.  
ROOT, ANDY J.  
524 HWY 20 N  
HINES, OR 97738

Sources/TRSQ40Q160  
WELL 1 > COW CREEK / 22.00S 32.50E 36 NWNE  
WELL 2 > COW CREEK / 22.00S 32.50E 36 SWNE  
WELL 3 > COW CREEK / 22.00S 32.50E 36 NWSE  
WELL 4 > COW CREEK / 22.00S 33.00E 30 NESW  
Use/Quantity SUPPLEMENTAL IRRIGATION / 2.960 CFS  
Status PROPOSE TO APPROVE

App# G-15599  
Permit# [G-15309](#)  
County/Basin Marion / Willamette (2)  
Applicant Name HARMS, STEPHEN D.  
22821 BOONES FERRY RD NE  
AURORA, OR 97002  
Sources/TRSQ40Q160 A WELL > DEER CREEK / 4.00S 1.00W 2 NESW  
Use/Quantity NURSERY USES / 0.710 CFS  
Status PROPOSE TO APPROVE

App# S-84862  
Permit# [S-53899](#)  
County/Basin Marion / Willamette (2)  
Applicant Name CROWN LANDSCAPE INC.  
HARMS, STEPHEN D.  
22821 BOONES FERRY RD NE  
AURORA, OR 97002  
Sources/TRSQ40Q160 UNNAMED STREAM > DEER CREEK / 4.00S 1.00W 2 NESW  
A RESERVOIR > DEER CREEK / 4.00S 1.00W 2 NESW  
Use/Quantity NURSERY USES / 0.190 CFS  
NURSERY USES / 3.160 AF  
Status PROPOSE TO APPROVE

App# G-14970  
Permit# [G-13801](#)  
County/Basin Harney / Malheur Lake (12)  
Applicant Name R Z RANCH INC.; WELLS, DONALD E  
10201 SW LYONS DR  
CULVER, OR 97734  
Sources/TRSQ40Q160 A WELL > CURTIS CREEK / 23.00S 33.00E 2 NWSW  
Use/Quantity IRRIGATION / 1.110 CFS  
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 November 05, 2015.** 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# [G-14808](#)  
Permit Number G-13628  
County/Basin Gilliam / Umatilla (7)  
Applicant Name MONTY CRUM RANCHES LLC  
CRUM, MONTY  
PO BOX 121  
IONE, OR 97843  
Use PRIMARY AND SUPPLEMENTAL IRRIGATION

App# [G-14838](#)  
Permit Number G-13735  
County/Basin Morrow / Umatilla (7)  
Applicant Name CRUM, MONTY L.  
PO BOX 121  
IONE, OR 97843  
Use IRRIGATION

App# [G-13993](#)  
Permit Number G-12954  
County/Basin Deschutes / Deschutes (5)  
Applicant Name RUNCO, ROY  
PO BOX 82  
SISTERS, OR 97759  
Use SUPPLEMENTAL IRRIGATION

App# [G-12361](#)  
Permit Number G-13680  
County/Basin Baker / Powder (9)  
Applicant Name GULICK, STANLEY  
39486 PINE TOWN LANE  
HALFWAY, OR 97834  
Use SUPPLEMENTAL IRRIGATION

App# [G-13645](#)  
Permit Number G-12896  
County/Basin Lane / Middle Coast (18)  
Applicant Name KING ESTATE WINERY INC.  
80854 TERRITORIAL HWY  
EUGENE, OR 97405  
Use INDUSTRIAL/MANUFACTURING USES

App# [G-16158](#)  
Permit Number G-15756  
County/Basin Linn / Willamette (2)  
Applicant Name HENSCHER, BRIAN AND KAREN  
38424 JEFFERSON SCIO DR  
SCIO, OR 97374  
Use IRRIGATION

App#	<a href="#">G-12679</a>
Permit Number	G-12318
County/Basin	Lane, Linn / Willamette (2)
Applicant Name	MORSE BROTHERS INC.; HARRISBURG S AND G 32260 HWY 34 TANGENT, OR 97389
Use	INDUSTRIAL/MANUFACTURING USES

**Extensions of Time Progress**  
**Checkpoint Progress Reports filed pursuant to OAR 690-315**

**Consistent with OAR 690-315-0050(6), the Department will accept public comment on the following Extension of time Checkpoint Progress Reports until November 05, 2015.** 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-60921</a>
Permit Number	S-46199
County/Basin	Clackamas / Willamette (2)
Applicant Name	CITY OF CANBY PO BOX 470 CANBY, OR 97013
Use	MUNICIPAL USES

## 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 October 27, 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="#">IL 1180</a>
Certificate	19730, 24649
County/Basin	Polk / Willamette (2)
Lessor	LAMB, ROBERT C. 349 WALNUT DRIVE S MONMOUTH, OR 97361-1946
Source/Tributary To	LITTLE LUCKIAMUTE RIVER / LUCKIAMUTE RIVER
Priority Date	09/12/1942, 07/16/1951

## **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 November 05, 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-11942** filed by Norman and Linda Brenden, 9962 Selah Springs Dr NE Silverton, OR proposes a point of appropriation change under Certificate 89107. The right allows the use of 0.3 cfs from Well 2 in Sec. 7, T7S, R1W, WM for irrigation within Sec. 7. The applicant proposes to move the point of appropriation within Sec. 7, T7S, R1W, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

**T-12091** filed by the City of Lebanon, 925 S. Main St, Lebanon, OR 97355, proposes an additional point of diversion under Certificates 49385 and 90287 and place of use change under Certificate 49385. The rights allow the use of 19.0 cfs from the South Santiam River in Sec. 19, T12S, R1W, WM for municipal use in Sects. 2-4, 9-16, and 21- 27, T12S, R2W, WM. The applicant proposes an additional point of diversion in Sec. 24, T12S, R2W, WM and to change the place of use within Sects. 1-4, 9-16, and 21-27, T12S, R2W, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

**T-12075** filed by Seneca Sawmill Company, PO Box 851, Eugene, OR 97440, proposes a change in place of use and character of use under Certificate 89471. The right allows the use of 0.45 cfs from well 6A in Sec. 4, T17S, R4W, WM for general industrial use in Sects 4 and 9. The applicant proposes to change the place of use within Sects. 4 and 9; and to confirm the character of use change to general industrial. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

**T-11851** filed by City of Milton-Freewater, PO Box 6, Milton-Freewater, OR 97862, proposes a point of diversion change under Certificate 89058. The right allows the use of 0.157 cfs from the Walla Walla River in Sec. 18, T5N, R35E, WM for irrigation in Sec. 2. The applicant proposes to move the point of diversion to within Sec. 12, T5N, R35E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

**T-11135** filed by ML Bella Ranch LLC and Skidmore LP, PO Box 707, Beavercreek, OR 97004, proposes additional points of diversion under Certificates (C) 75205, 76366, 83370, and 83771. C-75205 allows the use of 0.29 cfs from Mill Creek in Sec. 10, T14S, R17E, WM for irrigation in Sec. 15, T14S, R17E, WM. C-76366 allows the use of 0.01 cfs from Mill Creek in Sec. 10, T14S, R17E, WM for irrigation in Sec. 15, T14S, R17E, WM. C-83370 allows the use of 1.36 cfs from Mill Creek in Sects. 10 and 11, T14S, R17E, WM for irrigation in Sec. 15, T14S, R17E, WM. The applicant proposes two additional points of diversion within Sec. 15, T14S, R17E, WM. C-83371 allows the use of 0.38 cfs and a reasonable amount for domestic and stock use from Mill Creek in Sec. 10, T14S, R17E, WM for irrigation in Sec. 15, T14S, R17E, WM. The applicant proposes one additional point of diversion within Sec. 15, T14S, R17E, WM. The Water Resources Department has concluded that the proposed transfer appears to be consistent with the requirements of ORS Chapter 540 and OAR 690-380-5000.

## Transfer Applications: 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. Any person may comment on a transfer application. Comments must be received by the Department on or before November 05, 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	<a href="#">T 12166</a>
Water Right	Cert: 48868
County/Basin	Douglas / Umpqua (16)
Applicant Name	RATHBURN, DON PO BOX 846 BATTLE MOUNTAIN, NV 89820
Proposed Change	ADDITIONAL POINT OF DIVERSION
Sources/TRSQ40Q160	NORTH MYRTLE CREEK > MYRTLE CREEK / 28.00S 4.00W 33 SESE
Use/Quantity	IRRIGATION / 0.440 CFS
Priority Date	04/11/1972
Transfer	<a href="#">T 12167</a>
Water Right	Cert: 89675
County/Basin	Clackamas / Sandy (3)
Applicant Name	TROUTNER, BRAD TROUTNER FARMS LLC 10770 SE 362ND AVE BORING, OR 97009
Proposed Change	ADDITIONAL POINT OF APPROPRIATION, PLACE OF USE
Sources/TRSQ40Q160	A WELL > BEAR CREEK / 1.00S 4.00E 35 NWNW
Use/Quantity	IRRIGATION / 0.223 CFS
Priority Date	04/17/1995
Transfer	<a href="#">T 12169</a>
Water Right	Cert: 90456, 89122
County/Basin	Harney / Malheur Lake (12)
Applicant Name	ROOT, ANDY J. RATTLESNAKE CREEK LAND & CATTLE CO LLC 524 HWY 20 N HINES, OR 97738
Proposed Change	POINT OF APPROPRIATION, ADDITIONAL POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > HARNEY LAKE / 25.00S 30.00E 33 SWSE A WELL > HARNEY LAKE / 25.00S 30.00E 34 NWNW A WELL > HARNEY LAKE BASIN / 25.00S 30.00E 34 SESW A WELL > HARNEY LAKE BASIN / 25.00S 30.00E 33 SESW
Use/Quantity	IRRIGATION / 3.790 CFS IRRIGATION / 1.130 CFS IRRIGATION / 1.070 CFS IRRIGATION / 2.350 CFS
Priority Date	02/21/2006, 05/16/2005

Transfer	<a href="#">T 12172</a>
Water Right	Cert: 21216, 26078, 35332, 46262
County/Basin	Harney / Malheur Lake (12)
Applicant Name	ROOT, ANDY 524 HWY 20 N HINES, OR 97738
Proposed Change	POINT OF APPROPRIATION, ADDITIONAL POINT OF APPROPRIATION, PLACE OF USE
Sources/TRSQ40Q160	A WELL > SILVER CREEK / 26.00S 30.00E 10 SWSW DUHAIME WELL 1 > SILVIES RIVER / 23.00S 32.00E 22 SWSW DUHAIME WELL 2 > SILVIES RIVER / 23.00S 32.00E 28 NWNW DUHAIME WELL 3 > SILVIES RIVER / 23.00S 32.00E 28 SWNW DUHAIME WELL 5 > SILVIES RIVER / 23.00S 32.00E 29 SENE POISON CREEK SLOUGH > NINEMILE SLOUGH / 23.00S 32.00E 21 SWSW WELL 1 > POISON CREEK SLOUGH / 23.00S 32.00E 28 NWNW WELL 2 > POISON CREEK SLOUGH / 23.00S 32.00E 28 SWNW WELL 3 > POISON CREEK SLOUGH / 23.00S 32.00E 29 SENE
Use/Quantity	IRRIGATION / 1.880 CFS SUPPLEMENTAL IRRIGATION / 1.820 CFS SUPPLEMENTAL IRRIGATION / 0.540 CFS IRRIGATION / 2.000 CFS IRRIGATION / 2.340 CFS
Priority Date	06/05/1950, 05/25/1955, 08/02/1955, 10/21/1970

## **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 12168</a>
Water Right	Permit: G-16855
County/Basin	Malheur / Malheur (10)
Applicant Name	RAY, CHRISTOPHER JAMES 6144 MOLTHAN RANCH RD IRONSIDE, OR 97908
Proposed Change	ADDITIONAL POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > WILLOW CREEK / 14.00S 39.00E 21 SWSE
Use/Quantity	IRRIGATION / 1.500 CFS
Priority Date	01/24/2011

## 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-12171</a>
Water Right	Cert: 65757, 76043, 76042, 27013, 48889, 76036, 76037, 50758, 48890
County/Basin	Lake / Goose & Summer Lake (13)
Applicant Name	JRS PROPERTIES III PO BOX 27 BOISE, ID 83707
Proposed Change	POINT OF APPROPRIATION, PLACE OF USE
Sources/TRSQ40Q160	A WELL > SILVER CREEK / 28.00S 14.00E 26 NWNE A WELL > SILVER LAKE / 28.00S 14.00E 25 NWNW A WELL > SILVER LAKE / 28.00S 15.00E 13 NWNW B FIELD WE > MURDOCK CREEK / 28.00S 15.00E 14 SESE VAUGHN VLLY WELL 1 > SILVER LAKE / 28.00S 15.00E 13 NWSE VAUGHN WELL 1 > SILVER CREEK / 28.00S 16.00E 19 NENW VAUGHN WELL 1 > SILVER LAKE / 28.00S 16.00E 19 NENW WELL 19 > SILVER LAKE / 28.00S 15.00E 13 NWNW WELL 19 > SILVER LAKE / 28.00S 15.00E 13 NWNW WELL 19 > SILVER LAKE / 28.00S 15.00E 13 NWNW WELL 19 > SILVER LAKE / 28.00S 15.00E 13 NWNW
Use/Quantity	SUPPLEMENTAL IRRIGATION / 1.270 CFS IRRIGATION / 0.980 CFS IRRIGATION / 1.680 CFS IRRIGATION / 1.560 CFS IRRIGATION / 1.610 CFS IRRIGATION / 1.700 CFS IRRIGATION / 0.130 CFS IRRIGATION / 0.250 CFS IRRIGATION / 1.440 CFS IRRIGATION / 0.750 CFS
Priority Date	04/13/1976, 12/07/1954, 03/05/1974, 01/11/1954, 04/09/1973, 04/13/1976, 06/03/1980, 04/04/1978, 08/18/1975

## **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.

This public notice 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.

Any potentially affected holder of an existing water right may file, jointly or severally, with the department, a protest against approval of the petition on or before November 05, 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. Within 20 days after the Department issues a final order, the district or any protestant may file with the Water Resources Commission exceptions to the final order.

Transfer	<a href="#">T-12170</a>
Water Right	Cert: 83571, 76714
County/Basin	Crook, Deschutes, Jefferson / Deschutes (5)
Applicant Name	CENTRAL OREGON IRRIGATION DISTRICT 1055 SW LAKE COURT REDMOND, OR 97756
Proposed Change	PLACE OF USE
Sources	CRANE PRAIRIE RESERVOIR > DESCHUTES RIVER DESCHUTES RIVER > COLUMBIA RIVER
Use	IRRIGATION SUPPLEMENTAL IRRIGATION
Acres	40.370
Priority Date	10/31/1900, 12/02/1907, 02/28/1913

## 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#	<a href="#">90836</a>
App:	G 13940
County/Basin	Crook / Deschutes (5)
Applicant Name	MILL CREEK LAND LLC
Priority Date	02/29/1996
Issue Date	09/30/2015

Cert#	<a href="#">90849</a>
Xfer:	T 10269
County/Basin	Morrow / Umatilla (7)
Applicant Name	PORT OF MORROW
Priority Date	12/01/1971
Issue Date	10/05/2015

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
October 6, 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. 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.