

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
**October 27, 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.
- \* **Water Right Cancellations**  
Abandonment of perfected and developed water rights and requests to cancel all or a portion of rights.
- \* **Applications for Extensions of Time to Perfect Water Right Permits**  
New applications received and proposed final orders regarding requests to extend time limits to fully develop water use projects and beneficially apply water.
- \* **Applications for Limited Licenses**  
Requests to use water for 5 years or less. Licenses are subordinate to other rights and may be revoked if a use is found to injure other water right holders.
- \* **Transfer 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.
- \* **Certificate Issuance**  
Included in this section is a listing of recently issued water right certificates.

\* **ASR Limited License Modification**

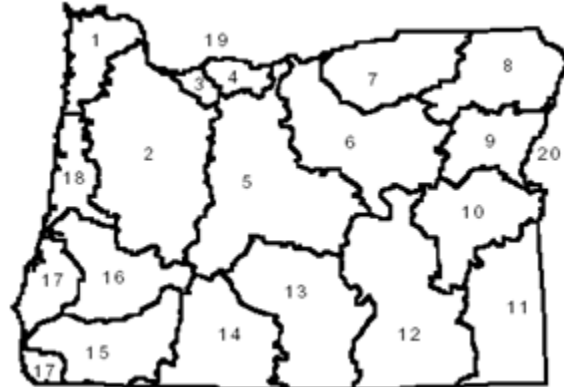
The Public Notice is published each week on the Department's web site at <http://www.wrd.state.or.us/>. If you would like to receive a *free* weekly notification when it is published, please send your request to [Bethanie.R.Williamson@ wrd.state.or.us](mailto:Bethanie.R.Williamson@ wrd.state.or.us).

## 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

**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<br>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 26, 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, December 11, 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# [R-88022](#)  
County/Basin Grant / John Day(6)  
Applicant Name VARDANEGA, ROY  
29496 HWY 395  
FOX, OR 97856

Sources/TRSQ40Q160 RUNOFF > FOX CREEK / 11.00S 30.00E 18 SESE  
A SPRING > WILEY CREEK / 11.00S 30.00E 19 NENE  
A SPRING > FOX CREEK / 11.00S 30.00E 18 SWSE  
RUNOFF > FOX CREEK / 11.00S 30.00E 18 SWSE  
RUNOFF > FOX CREEK / 11.00S 30.00E 18 SWSE

Use/Quantity FIRE PROTECTION / 2.000 AF  
FIRE PROTECTION / 2.000 AF  
FIRE PROTECTION / 4.600 AF  
FIRE PROTECTION / 4.600 AF  
FIRE PROTECTION / 4.000 AF

Priority Date 10/17/2014  
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-17968](#)  
County/Basin Lake / Goose & Summer Lake(13)  
Applicant Name FITZGERALD RANCHES INC.  
FITZGERALD, ELEANOR  
28975 HOGBACK RD  
PLUSH, OR 97637

Sources/TRSQ40Q160 A WELL > GIVENS SLOUGH BASIN / 36.00S 24.00E 15 SWNW  
Use/Quantity SUPPLEMENTAL IRRIGATION / 4.580 CFS  
Priority Date 12/02/2014  
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18005](#)  
County/Basin Malheur / Owyhee(11)  
Applicant Name MOUNTAIN VALLEY ENTERPRISES INC.  
2121 STRINGER RD  
NYSSA, OR 97913

SCHULTHIES, VAUGHN  
2779 TWILIGHT DR  
NYSSA, OR 97913

Sources/TRSQ40Q160 A WELL > COW HOLLOW BASIN / 20.00S 45.00E 13 SENE  
Use/Quantity IRRIGATION / 1.490 CFS  
Priority Date 02/23/2015  
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18030](#)  
County/Basin Harney / Malheur Lake(12)  
Applicant Name POTTER, JACOB M.  
PO BOX 803  
CRANE, OR 97732

Sources/TRSQ40Q160 A WELL > MALHEUR LAKE / 25.00S 33.00E 35 NENE  
A WELL > MALHEUR LAKE / 25.00S 33.00E 35 SENE  
A WELL > MALHEUR LAKE / 25.00S 33.00E 35 SENE

Use/Quantity IRRIGATION / 6.7 CFS  
Priority Date 04/06/2015  
Stage/Status PFO / PROPOSE TO DENY

App# [G-18064](#)  
County/Basin Jefferson / Deschutes(5)  
Applicant Name TRIBBY, LINDA  
PO BOX 1999  
REDMOND, OR 97756  
Sources/TRSQ40Q160 A WELL > HAYSTACK RESERVOIR BASIN / 13.00S 14.00E 11 NWSW  
A WELL > HAYSTACK RESERVOIR BASIN / 13.00S 14.00E 11 NESW  
A WELL > HAYSTACK RESERVOIR BASIN / 13.00S 14.00E 11 NESW  
Use/Quantity IRRIGATION / 4.00 CFS  
Priority Date 04/27/2015  
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18090](#)  
County/Basin Linn / Willamette(2)  
Applicant Name VALLEY FALLS FARM LLC  
9955 SW POTANO ST  
TUALATIN, OR 97062  
Sources/TRSQ40Q160 A WELL > WILSON LAKE BASIN / 10.00S 3.00W 18 SWNE  
A WELL > WILSON LAKE BASIN / 10.00S 3.00W 18 NWSE  
A WELL > WILSON LAKE BASIN / 10.00S 3.00W 18 NWNW  
A WELL > WILSON LAKE BASIN / 10.00S 3.00W 18 NENE  
A WELL > WILSON LAKE / 10.00S 3.00W 17 NWNW  
Use/Quantity IRRIGATION / 3.17 CFS  
Priority Date 05/21/2015  
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18079](#)  
County/Basin Yamhill / Willamette(2)  
Applicant Name DOMAINE SERENE VINEYARD  
FOXGLOVE PROPERTIES LLC  
KARP, EVAN  
6555 NE HILLTOP LANE  
DAYTON, OR 97114  
Sources/TRSQ40Q160 A WELL > HESS CREEK / 3.00S 3.00W 33 NENW  
Use/Quantity COMMERCIAL USES / 0.167 CFS  
Priority Date 05/13/2015  
Stage/Status IR / PROPOSE TO APPROVE

App# [G-18133](#)  
County/Basin Klamath / Klamath(14)  
Applicant Name U.S. CRATER LAKE NATIONAL PARK  
U.S. DEPARTMENT OF INTERIOR; NATIONAL PARK SERVICE  
ACKERMAN, CRAIG  
BOX 7 SAGER BUILDING  
CRATER LAKE, OR 97604  
Sources/TRSQ40Q160 A WELL > ANNIE CREEK / 31.00S 5.00E 13 NWSW  
Use/Quantity DOMESTIC / 1.340 CFS  
Priority Date 08/21/2015  
Stage/Status IR / PROPOSE TO APPROVE

App# [S-88126](#)  
County/Basin Malheur / Malheur(10)  
Applicant Name FORT BOISE PRODUCE  
FARMER, CHARLES WARREN  
FARMER, JAMES GERALD  
FARMER, MARGARET M.  
PO BOX 1585  
NYSSA, OR 97913  
Sources/TRSQ40Q160 RUNOFF > LOCKET GULCH / 20.00S 46.00E 11 NWNW  
RUNOFF > LOCKET GULCH / 20.00S 46.00E 11 SWNE  
LOCKET GULCH > SNAKE RIVER / 20.00S 46.00E 12 SENW  
Use/Quantity IRRIGATION / 2.500 CFS  
IRRIGATION / 0.980 CFS  
IRRIGATION / 1.250 CFS  
Priority Date 08/28/2015  
Stage/Status IR / 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-17600](#)  
County/Basin Hood River / Hood(4)  
Applicant Name WESEMAN, TRENT  
5974 BERRY DR  
PARKDALE, OR 97041  
Priority Date 11/21/2012  
Issue Date 10/22/2015  
Status APPROVED

App# [G-17980](#)  
County/Basin Baker / Powder(9)  
Applicant Name SACKOS, BARBARA  
SACKOS, MARCUS C.  
1425 CAMPBELL ST  
BAKER CITY, OR 97814  
Priority Date 01/08/2015  
Issue Date 10/22/2015  
Status APPROVED

App# [G-17986](#)  
County/Basin Umatilla / Umatilla(7)  
Applicant Name DERUWE, SHANE  
85201 HUDSON BAY RD  
MILTON FREEWATER, OR 97862  
Priority Date 01/22/2015  
Issue Date 10/19/2015  
Status WITHDRAWN

App# [G-18104](#)  
County/Basin Grant / John Day(6)  
Applicant Name MCDANIEL JR, IVAN PETE R.  
MCDANIEL SHERRY L.  
1609 NW PARKER AVE  
WALDPORT, OR 97394  
Priority Date 06/18/2015  
Issue Date 10/22/2015  
Status WITHDRAWN



App# [R-88040](#)  
County/Basin Benton / Willamette(2)  
Applicant Name OR TWO LLC  
GLASS, JONATHAN  
422 ABEYTA ST  
SANTA FE, NM 87505  
Priority Date 12/31/2014  
Issue Date 10/22/2015  
Status APPROVE

App# [S-88026](#)  
County/Basin Marion / Willamette(2)  
Applicant Name HERITAGE SEEDLINGS INC.  
KRAUTMAN, MARK E.  
KRAUTMAN, JOLLY Y.  
4194 71ST AVE SE  
SALEM, OR 97301  
Priority Date 10/30/2014  
Issue Date 10/23/2015  
Status DENIED

App# [S-88075](#)  
County/Basin Douglas / Umpqua(16)  
Applicant Name MCGINNIS, CINDY  
MCGINNIS, SCOTT A.  
1638 DEL RIO RD  
ROSEBURG, OR 97471  
Priority Date 04/27/2015  
Issue Date 10/20/2015  
Status APPROVED

App# [S-88055](#)  
County/Basin Polk / Willamette (2)  
Applicant Name PLATT, JACK  
11070 OAK HILL RD  
INDEPENDENCE, OR 97351  
Priority Date 03/06/2015  
Issue Date 06/25/2015  
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 26, 2015.**

App# [R-88135](#)  
County/Basin Lane / Willamette(2)  
Applicant Name MCCARTY, JAMES IAN  
84784 CHRISTENSEN RD  
EUGENE, OR 97405  
Sources/TRSQ40Q160 RUNOFF > UNNAMED STREAM / 18.00S 3.00W 29 NESW  
Use/Quantity MULTIPLE PURPOSE / 48.000 AF  
Priority Date 09/30/2015

App# [R-88137](#)  
County/Basin Yamhill / Willamette(2)  
Applicant Name BARNES, CHRISTOPHER  
12000 NW OLD WAGON RD  
CARLTON, OR 97111  
Sources/TRSQ40Q160 RUNOFF > PANTHER CREEK / 3.00S 5.00W 15 SWSW  
Use/Quantity MULTIPLE PURPOSE / 2.000 AF  
Priority Date 10/07/2015

App# [R-88136](#)  
County/Basin Jackson / Rogue(15)  
Applicant Name LINEBERRY, SHARON L.  
4957 GLEN ECHO WAY  
CENTRAL POINT, OR 97502  
Sources/TRSQ40Q160 RUNOFF > KANE CREEK / 37.00S 3.00W 1 NWNE  
Use/Quantity MULTIPLE PURPOSE / 2.000 AF  
Priority Date 10/02/2015

App# [R-88139](#)  
County/Basin Lane / Middle Coast(18)  
Applicant Name CAPE MOUNTAIN FARM INC.  
PITTENGER, JANE  
PITTENGER, JIM  
PO BOX 1688  
5457 HERMAN CAPE RD  
FLORENCE, OR 97439  
Sources/TRSQ40Q160 RUNOFF > LILY LAKE / 17.00S 12.00W 14 NWSW  
Use/Quantity MULTIPLE PURPOSE / 0.124 AF  
Priority Date 10/15/2015

## 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 26, 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 redirection point(s).

App# [S-88134](#)  
County/Basin Jackson / Rogue(15)  
Applicant Name PADRE PROPERTIES LLC.  
BRADEN, RICHARD M.  
PO BOX 1032  
HUGHSON, CA 95326  
Sources/TRSQ40Q160 APPELEGATE RESERVOIR > APPELEGATE RIVER / 40.00S 4.00W 25 SESE  
APPELEGATE RIVER > ROGUE RIVER / 38.00S 4.00W 6 SWSW  
Use/Quantity SUPPLEMENTAL IRRIGATION / 31.950 AF  
SUPPLEMENTAL IRRIGATION / 0.000 AF  
Priority Date 09/28/2015

App# [S-88138](#)  
County/Basin Jackson / Rogue(15)  
Applicant Name SWAIN, WILLIAM L.  
2473 SALYER ST  
MEDFORD, OR 97501  
Sources/TRSQ40Q160 LOST CREEK RESERVOIR > ROGUE RIVER / 33.00S 1.00E 26 SENW  
ROGUE RIVER > PACIFIC OCEAN / 34.00S 1.00W 15 NENW  
Use/Quantity IRRIGATION / 2.000 AF  
IRRIGATION / 0.000 AF  
Priority Date 10/08/2015

App# [S-88140](#)  
County/Basin Polk / Willamette(2)  
Applicant Name HORTON, CHRIS  
HORTON, JOAN  
14850 AIRLIE RD  
MONMOUTH, OR 97361  
Sources/TRSQ40Q160 UNNAMED POND > STAATS CREEK / 10.00S 5.00W 4 NWNE  
Use/Quantity IRRIGATION / 43.000 AF  
Priority Date 10/19/2015

## Water Right Cancellations

ORS 540.621 authorizes the Director to issue an order canceling a perfected and developed water right whenever the owner certifies under oath that the right has been abandoned and requests a cancellation of the right.

The Department has received affidavits from owners of land to which a water right is appurtenant stating the owner has abandoned the water right, and requesting that the Department cancel portions of the right appurtenant to the land.

The Department proposes to issue orders cancelling all or a portion of the following water right(s):

County/Basin	Douglas / Umpqua (16)
Certificate	27075 IN THE NAME OF RAY E.DOERNER
Landowners	SHELLEY A WETHERELL
Address	577 MODE ROAD UMPQUA, OR 97486
Source/TRSQ40Q160	UNNAMED CREEK> UMPQUA RIVER / 26.00S 7.00W 24 SWNW
Use/Quantity	STORAGE / 20.00 AF
Priority Date	8/31/1953

County/Basin	Jackson / Rogue (15)
Certificate	85629 IN THE NAME OF FREDERIC HIEFNAGEL AND BARBARA URE
Landowners	HIEFNAGEL, FREDERIC URE, BARBARA
Address	5292 LOST CREEK RD EAGLE POINT, OR 97524
Source/TRSQ40Q160	LOST CREEK AND LOST LAKE RESERVOIR> SOUTH FORK LITTLE BUTTE CREEK / 37.00S 2.00E 16 NENE 37.00S 2.00E 16 SENE
Use/Quantity	IRRIGATION / 0.13CFS
Acres	10.5
Priority Date	2/16/1918

**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 26, 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-13081](#)  
Permit Number G-12961  
County/Basin Harney / Malheur Lake(12)  
Applicant Name MASTRE, ARNOLD  
58477 HWY 78  
BURNS, OR 97720  
Sources/TRSQ40Q160 A WELL > HOT SPRINGS SLOUGH BASIN / 24.00S 33.00E 35 NWSE  
Use/Quantity IRRIGATION / 2.020 CFS  
Proposed Completion Date 10/01/2020

App# [G-15209](#)  
Permit Number G-15007  
County/Basin Clackamas / Willamette(2)  
Applicant Name BROSTROM, CATHY AND NATHAN  
28740 SE LUSTED RD  
GRESHAM, OR 97080  
Sources/TRSQ40Q160 WELL 1 > DOLAN CREEK / 2.00S 4.00E 2 SESW  
Use/Quantity NURSERY USES / 0.145 CFS  
Proposed Completion Date 10/01/2020

App# [G-13454](#)  
Permit Number G-11804  
County/Basin Marion / Willamette(2)  
Applicant Name GYDESEN, BILLY  
PO BOX 85  
ELLIS, ID 83235  
Sources/TRSQ40Q160 A WELL > PUDDING RIVER / 7.00S 2.00W 14 SWSE  
A WELL > PUDDING RIVER / 7.00S 2.00W 14 NWSW  
A WELL > PUDDING RIVER / 7.00S 2.00W 15 SESE  
A WELL > PUDDING RIVER / 7.00S 2.00W 14 SESW  
Use/Quantity IRRIGATION / 3.38 CFS  
Proposed Completion Date 10/01/2017

App# [S-87235](#)  
Permit Number S-54583  
County/Basin Washington / Willamette(2)  
Applicant Name UNGER, MARK  
33640 SW UNGER RD  
CORNELIUS, OR 97113  
Sources/TRSQ40Q160 A RESERVOIR > CHRISTENSEN CREEK / 1.00S 3.00W 26 SESW  
A RESERVOIR > CHRISTENSEN CREEK / 1.00S 3.00W 26 SWSE  
Use/Quantity IRRIGATION / 50.500 AF  
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 December 11, 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#	S-55439
Permit#	<a href="#">S-41645</a>
County/Basin	Morrow / John Day(6), Umatilla(7)
Applicant Name	COOPERATIEVE CENTRALE RAIFFEISEN BOERENLEENBANK BA THREEMILE CANYON FARMS LLC 75906 THREEMILE RD BOARDMAN, OR 97818
Sources/TRSQ40Q160	COLUMBIA RIVER > PACIFIC OCEAN / A RESERVOIR > FOURMILE CANYON / COLUMBIA RIVER > PACIFIC OCEAN / 4.00N 24.00E 17 NWNW
Use/Quantity Status	IRRIGATION / 224 CFS (est) PROPOSE TO APPROVE

## Applications for Limited Licenses

A limited license allows the right to use or store water for no more than 5 consecutive years. Use of water under a limited license is subordinate to all other authorized uses and may be shut-off at any time to satisfy those other uses. In addition, the Department may revoke a limited license if its use causes injury to any other water right or minimum perennial streamflow.

Licensees must maintain a record of how much water they are using (ORS 537.143). **The Department may approve a license after November 10, 2015, upon finding that the proposed water use will not impair or be detrimental to the public interest (OAR 690-340-030).** The public is invited to provide comments that will assist the Director in determining whether the use would impair or be detrimental to the public interest.

App# [LL-1612](#)  
County/Basin Josephine / Rogue(15)  
Applicant Name BLECH, ANDREAS  
1867 WILLIAMS HWY SUITE 260  
GRANTS PASS, OR 97527  
Sources/TRSQ40Q160 GRAVE CREEK > ROGUE RIVER / 34.00S 5.00W 8 NWSE  
Use/Quantity STORAGE / 70.000 AF  
Priority Date 10/19/2015

App# [LL-1613](#)  
County/Basin Deschutes, Klamath / Deschutes(5)  
Applicant Name RIECK, KEN  
64697 COOK AVE  
BEND, OR 97701  
Sources/TRSQ40Q160 CRESCENT LAKE RESERVOIR > CRESCENT CREEK / 24.00S 6.00E 11 SESW  
Use/Quantity IRRIGATION / 124.790 AF  
Priority Date 10/20/2015

## Transfer Applications: Regular

The holder of a water right may apply to permanently change an existing water use subject to transfer as defined in ORS 540.505(4). An application may involve any of the following changes: Point of diversion or appropriation; 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 26, 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 12186](#)  
Water Right Cert:90627  
County/Basin Lake / Goose & Summer Lake(13)  
Applicant Name FLOWERREE HAY AND GRAIN LLC  
PO BOX 820  
BEND, OR 97709  
Proposed Change POINT OF APPROPRIATION,PLACE OF USE  
Sources/TRSQ40Q160 A WELL > FORT ROCK VALLEY / 26.00S 15.00E 15 SWNW  
A WELL > FORT ROCK VALLEY / 26.00S 15.00E 15 SWSW  
Use/Quantity IRRIGATION / 1.581 CFS (est)  
IRRIGATION / 2.369 CFS (est)  
Priority Date 01/19/1978

Transfer [T 12187](#)  
Water Right Cert:76684  
County/Basin Deschutes / Deschutes(5)  
Applicant Name RIECK, KEN  
TUMALO IRRIGATION DISTRICT  
64697 COOK AVE  
BEND, OR 97701  
Proposed Change PLACE OF USE  
Sources/TRSQ40Q160 TUMALO CR/UPPR TUM RIVER > DESCHUTES RIVER / 17.00S 11.00E 23 SENE  
Use/Quantity MULTIPLE PURPOSE / 124.79 AF  
Priority Date 12/08/1961



## 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 26, 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-11978** filed by Bohlender Colorado Farms LLC, PO Box 207, Ontario, OR 97914, proposes a change in place of use under Certificates 84862, 84863, 84866, 84867, and 85585. Certificate 84862 allows the use of 4.833 cfs from the Snake River in Sec. 21, T17S, R47E, WM for irrigation within Sects. 2, 11, 12, 13, 14, 15, 16, 17, and 21, T17S, R46E, WM. The applicant proposes to change the place of use to within Sects. 1, 2, 9, 12, 13, 14, 15, 20, 21, and 33, T17S, R46E, WM. Certificate 84863 allows the use of 0.825 cfs from the Snake River in Sec. 21, T17S, R47E, WM for irrigation within Sects. 22, 23, 26, and 27, T17S, R46E, WM. The applicant proposes to change the place of use to within Sects. 13 and 22, T17S, R46E, WM. Certificate 84866 allows the use of 2.362 cfs from the Snake River in Sec. 21, T17S, R47E, WM for irrigation within Sects. 20, 21, 28, and 29, T17S, R46E, WM. The applicant proposes to change the place of use to within Sects. 20, 21, 26, and 27, T17S, R46E, WM. Certificate 84867 allows the use of 1.396 cfs with a priority date of June 27, 1966 and 3.352 cfs with a priority date of October 25, 1968 from the Snake River in Sec. 21, T17S, R47E, WM for irrigation Sects. 4, 9, 10, 15, 16, 17, 26, 27, 28, 29, 32, 33, 34, and 35, T17S, R47E, WM; Sects. 3 and 4, T18S, R46E, WM. The applicant proposes to change the place of use to within Sects. 3, 4, 10, 16, 17, 26, 27, 28, 29, 33, and 34, T17S, R46E, WM; Sects. 3 and 4, T18S, R46E, WM. Certificate 85585 allows the use of 0.698 cfs from the Snake River in Sec. 21, T17S, R47E, WM for irrigation within Sects. 10, 11, 14, and 21, T17S, R46E, WM. The applicant proposes to change the place of use to within Sects. 9, 10, 11, 13, 15, and 21, T17S, 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.

## 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# [90724](#)  
App: S 86254  
County/Basin Douglas / Umpqua(16)  
Applicant Name BAUER, CARL  
MIYAGI BAUER, MITSUKO  
Priority Date 04/13/2005  
Issue Date 10/23/2015

Cert# [90845](#)  
App: G 16609  
County/Basin Umatilla / Umatilla(7)  
Applicant Name BLAND, TIMOTHY  
Priority Date 01/23/2006  
Issue Date 10/23/2015

Cert# [90842](#)  
App: S 87161  
County/Basin Lane / Middle Coast(18)  
Applicant Name BURKE, GEORGE R.  
Priority Date 04/29/2008  
Issue Date 10/23/2015

Cert# [90809](#)  
App: G 14541  
County/Basin Deschutes / Deschutes(5)  
Applicant Name COUNTY OF DESCHUTES FAIR ASSOCIATION  
GREGORY, ELTON  
Priority Date 06/02/1997  
Issue Date 10/23/2015

Cert# [90687](#)  
App: S 86322  
County/Basin Douglas / Umpqua(16)  
Applicant Name DANDY, GARY  
Priority Date 05/27/2005  
Issue Date 10/23/2015

Cert# [90824](#)  
App: S 85711  
County/Basin Douglas / Umpqua(16)  
Applicant Name EDDY JR, JAMES P.  
EDDY, BONNIE R.  
Priority Date 07/22/2003  
Issue Date 10/23/2015

Cert# [90808](#)  
 App: G 15161  
 County/Basin Wasco / Hood(4)  
 Applicant Name ELLETT, JAMES M.  
 ELLETT, LORETTA  
 Priority Date 05/30/2000  
 Issue Date 10/23/2015

Cert# [90689](#)  
 App: S 86247  
 County/Basin Douglas / Umpqua(16)  
 Applicant Name FRASNELLY, JAMES  
 Priority Date 04/11/2005  
 Issue Date 10/23/2015

Cert# [90835](#)  
 App: S 87292  
 County/Basin Douglas / Umpqua(16)  
 Applicant Name GATES, JEWELL L.  
 Priority Date 09/22/2008  
 Issue Date 10/23/2015

Cert# [90825](#)  
 App: S 86217  
 County/Basin Douglas / Umpqua(16)  
 Applicant Name GAYNER, JAMES  
 Priority Date 03/28/2005  
 Issue Date 09/09/9999

Cert# [90818](#)  
 App: S 83391  
 County/Basin Curry / Rogue(15)  
 Applicant Name HALF MOON BAR LODGE LLC  
 Priority Date 05/14/1997  
 Issue Date 10/23/2015

Cert# [90826](#)  
 App: G 15711  
 County/Basin Jackson / Klamath(14)  
 Applicant Name JUNCAL, RUSSELL  
 JUNCAL, NORA  
 Priority Date 02/25/2002  
 Issue Date 10/23/2015

Cert# [90688](#)  
 App: G 15783  
 County/Basin Sherman / Deschutes(5)  
 Applicant Name JUSTESEN, FRED A.  
 JUSTESEN, JUDY  
 Priority Date 06/25/2002  
 Issue Date 10/23/2015

Cert# [90792](#)  
 App: S 72037  
 County/Basin Marion / Willamette(2)  
 Applicant Name KRAEMER FARMS  
 SCHMITZ AG LANDS LLC  
 SCHMITZ, NORBERT J.  
 SCHMITZ, KATHERINE N.  
 Priority Date 11/22/1991  
 Issue Date 10/23/2015

Cert# [90762](#)  
App: G 13377  
County/Basin Marion / Willamette(2)  
Applicant Name KRAEMERS NURSERY INC.  
KRAEMER PROPERTIES LLC  
KRAEMER, ALAN J.; CATHERINE A KRAEMER LIVING TRUST  
KRAEMER, CATHERINE A.; CATHERINE A KRAEMER LIVING TRUST  
KRAEMER, PAUL J.; PAUL J KRAEMER LIVING TRUST  
NORTHWEST FARM CREDIT SERVICES  
Priority Date 04/27/1993  
Issue Date 10/23/2015

Cert# [90773](#)  
App: S 86220  
County/Basin Clackamas / Sandy(3)  
Applicant Name LAMB, JAMES  
Priority Date 03/29/2005  
Issue Date 10/23/2015

Cert# [90797](#)  
App: S 85787  
County/Basin Douglas / Umpqua(16)  
Applicant Name LICHTENSTEIN, MAX  
Priority Date 09/11/2003  
Issue Date 10/23/2015

Cert# [90829](#)  
App: R 87977  
County/Basin Clackamas / Willamette(2)  
Applicant Name MARTINMAAS, CRAIG  
MARTINMAAS, VICTORIA  
Priority Date 05/07/2014  
Issue Date 10/23/2015

Cert# [90796](#)  
App: G 15292  
County/Basin Klamath / Klamath(14)  
Applicant Name MASAMI FOODS  
EZAWA, MR  
Priority Date 11/22/2000  
Issue Date 10/23/2015

Cert# [90776](#)  
App: S 59800  
County/Basin Grant / John Day(6)  
Applicant Name MAYNARD, DAN E.  
STIRLING, LARRY  
STIRLING, ANGELA  
Priority Date 02/19/1980  
Issue Date 10/23/2015

Cert# [90827](#)  
App: R 87912  
County/Basin Crook / Deschutes(5)  
Applicant Name MCISAAC, TIM  
GUTIERREZ CATTLE CO.  
Priority Date 06/19/2013  
Issue Date 10/23/2015

Cert# [90766](#)  
App: S 73837  
County/Basin Clackamas / Willamette(2)  
Applicant Name MONTECUCCO FARMS LLC  
Priority Date 01/04/1994  
Issue Date 10/23/2015

Cert# [90627](#)  
App: G 8609  
County/Basin Lake / Goose & Summer Lake(13)  
Applicant Name MOREHOUSE, RICHARD  
Priority Date 01/19/1978  
Issue Date 08/13/2015

Cert# [90786](#)  
App: S 85328  
County/Basin Jackson / Rogue(15)  
Applicant Name MOYLE III, KENSETT J.  
Priority Date 11/01/2002  
Issue Date 10/23/2015

Cert# [90777](#)  
App: G 15129  
County/Basin Umatilla / Umatilla(7)  
Applicant Name NELSON, TERRY  
NELSON, ANITA  
Priority Date 04/17/2000  
Issue Date 10/23/2015

Cert# [90774](#)  
App: S 86208  
County/Basin Douglas / Umpqua(16)  
Applicant Name POE, MICHAEL B.  
POE, CAROL A.  
Priority Date 03/22/2005  
Issue Date 10/23/2015

Cert# [90798](#)  
App: S 86260  
County/Basin Douglas / Umpqua(16)  
Applicant Name REYNOLDS, EARL  
REYNOLDS, EVA  
Priority Date 04/15/2005  
Issue Date 10/23/2015

Cert# [90844](#)  
App: S 69875  
County/Basin Curry / Rogue(15)  
Applicant Name ROSE, ANDY  
BACCEI, LINDA E.  
BACCEI, THOMAS J.  
Priority Date 04/18/1989  
Issue Date 10/23/2015

Cert# [90846](#)  
App: R 87231  
County/Basin Clackamas / Willamette(2)  
Applicant Name SCHELL, LYNN  
Priority Date 07/16/2008  
Issue Date 10/23/2015

Cert#	<a href="#">90743</a>
App:	S 86319
County/Basin	Douglas / Umpqua(16)
Applicant Name	SHAW, STEPHEN TANNER, KAY
Priority Date	05/25/2005
Issue Date	10/23/2015
Cert#	<a href="#">90840</a>
App:	S 86286
County/Basin	Douglas / Umpqua(16)
Applicant Name	SPOONER, CHARLES E.
Priority Date	04/18/2005
Issue Date	10/26/2015
Cert#	<a href="#">90695</a>
App:	S 86318
County/Basin	Douglas / Umpqua(16)
Applicant Name	STEVENSON, RICHARD C. STEVENSON, MARLA K.
Priority Date	05/24/2005
Issue Date	10/23/2015
Cert#	<a href="#">90805</a>
App:	G 15067
County/Basin	Umatilla / Umatilla(7)
Applicant Name	STOLZ, MINEARD W.
Priority Date	11/29/1999
Issue Date	10/23/2015
Cert#	<a href="#">90753</a>
App:	S 86317
County/Basin	Douglas / Umpqua(16)
Applicant Name	WEESE, JAMES H. WEESE, JANICE L.
Priority Date	05/23/2005
Issue Date	10/23/2015
Cert#	<a href="#">90772</a>
App:	G 11936
County/Basin	Marion / Willamette(2)
Applicant Name	CITY OF SCOTTS MILLS
Priority Date	06/16/1989
Issue Date	10/23/2015
Cert#	<a href="#">90830</a>
App:	R 87981
County/Basin	Benton / Willamette(2)
Applicant Name	LAKEVIEW ESTATES HOMEOWNERS ASSOCIATION
Priority Date	06/03/2014
Issue Date	10/23/2015

## Aquifer Storage and Recovery (ASR) Limited Licenses - Modifications

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.

OAR 690-350-0020(5) requires that an ASR limited license contain a condition that provides for license modification. Either the licensee or the Water Resources Department can initiate changes for items that are specified in the condition. Some small modifications are termed minor adjustments and can be accomplished without public notice and comment. Other changes are presented for public notice to obtain public comment. Following the 30-day public comment period, the Department may request additional information from the applicant, modify the ASR limited license, or deny the modification request.

Application	ASR LL-19
Certificates	81026, 81027, 67891, 85913, 85914, Permit S-50879 (ORS 538.420)
County/Basin	Washington / Willamette (2)
Applicant Name	JOINT WATER COMMISSION C/O KEVIN HANWAY 150 E MAIN ST HILLSBORO, OR 97123
Sources/TRSQ40Q160	SAIN CREEK > SCOGGINS CREEK / 1.00S 5.00W 14 SWSW TUALATIN RIVER > WILLAMETTE RIVER / 1.00S 3.00W 08 SWSW TUALATIN RIVER > WILLAMETTE RIVER / 1.00S 5.00W 20 SESE SCOGGINS CREEK > TUALATIN RIVER / 1.00S 4.00W 20 NENE BULL RUN RIVER > SANDY RIVER / 1.00S 5.00E 26
Use/Quantity	MUNICIPAL USE / 8100 GPM
Storage	2.1 BILLION GALLONS IN A BASALT AQUIFER USING UP TO 14 WELLS
Max Injection/Withdrawal	1500 GPM INTO EACH WELL / 2000 GPM FROM EACH WELL
Authorized ASR Wells	ASR A 1,390' N, 2,500' W FROM THE SE CORNER OF SECTION 18, T1S/R1W ASR B 1,220' S, 885' E FROM THE NW CORNER OF SECTION 20, T1S/R1W ASR C 1,870' N, 990' E FROM THE SW CORNER OF SECTION 30, T1S/R1W ASR D 1,500' N, 705' E FROM THE SW CORNER OF SECTION 30, T1S/R1W ASR E 1,530' N, 2,415' E FROM THE SW CORNER OF SECTION 30, T1S/R1W ASR F 1,950' N, 790' W FROM THE SE CORNER OF SECTION 25, T1S/R2W ASR G 2,265' S, 1,310' W FROM THE NE CORNER OF SECTION 25, T1S/R2W ASR H 1,320' S, 1,770' W FROM THE NE CORNER OF SECTION 25, T1S/R2W ASR I 850' N, 1,260' W FROM THE SE CORNER OF SECTION 25, T1S/R2W ASR J 210' N, 2,380' W FROM THE SE CORNER OF SECTION 30, T1S/R1W ASR K 80' S, 1,550' E FROM THE NW CORNER OF SECTION 32, T1S/R1W ASR L 1,250' N, 1,295' W FROM THE SE CORNER OF SECTION 32, T1S/R1W ASR M 400' S, 2,150' W FROM THE NE CORNER OF SECTION 28, T1S/R1W ASR N 470' S, 1,060' E FROM THE NW CORNER OF SECTION 28, T1S/R1W
Proposed Modification	CHANGE ONE ASR WELL LOCATION AND NAME FROM: ASR H 1,320' S, 1,770' W FROM THE NE CORNER OF SECTION 25, T1S/R2W TO: MILLER HILL ASR WELL (WASH 70165) 1700'S 3150' W FROM THE NE CORNER OF SECTION 25, T1S/R2W
Expiration Date	09/27/2016

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
October 27, 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.