

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
**November 3, 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.
- \* **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.)
- \* **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.
- \* **Transfer Applications: Permit Amendments**  
Requests to amend permits.

- \* **Water Management and Conservation Plans**  
Water management and conservation plans submitted by municipalities and agricultural water suppliers under provisions of OAR Chapter 690, Division 86.
- \* **ASR Limited License Modification**
- \* **Certificate Issuance**  
Included in this section is a listing of recently issued water right certificates.

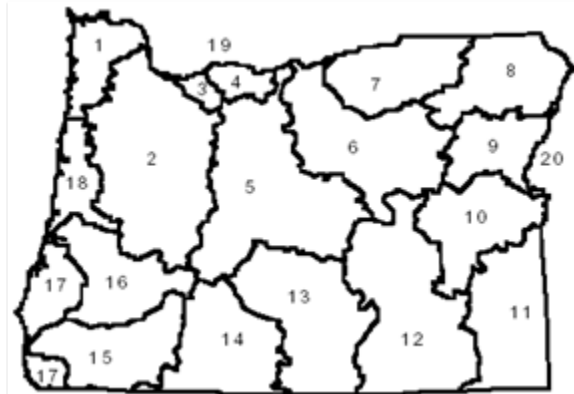
The Public Notice is published each week on the Department's web site at <http://www.wrd.state.or.us/>. If you would like to receive a *free* weekly notification when it is published, please send your request to

## 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, December 03, 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 18, 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-17684](#)  
County/Basin Wasco / Hood (4)  
Applicant Name MARTIN, JAMES AND MOLLI  
SUNSHINE MILL, 901 E 2ND ST  
THE DALLES, OR 97058

Sources/TRSQ40Q160 A WELL > EIGHTMILE CREEK BASIN / 1.00N 14.00E 9 SWNE  
Use/Quantity IRRIGATION / 0.110 CFS  
Priority Date 06/17/2013  
Stage/Status PFO / 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 BASIN / 4.00S 23.00E 8 SWNW  
ROCK CREEK > JOHN DAY RIVER BASIN / 4.00S 23.00E 8 NENW  
Use/Quantity IRRIGATION / 1.491 CFS  
Priority Date 10/07/2014  
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-17955](#)  
County/Basin Jackson / Rogue (15)  
Applicant Name STALLION LAND COMPANY LLC  
PO BOX 3667  
CENTRAL POINT, OR 97502

Sources/TRSQ40Q160 A WELL > BEAR CREEK BASIN / 36.00S 2.00W 28 SWNW  
A WELL > BEAR CREEK BASIN / 36.00S 2.00W 28 NWNW  
Use/Quantity COMMERCIAL USES / 0.060 CFS  
Priority Date 10/31/2014  
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-17988](#)  
County/Basin Clackamas / Willamette (2)  
Applicant Name GABRIEL, ROBERT W.  
8474 HAZELGREEN RD NE  
SILVERTON, OR 97381

Sources/TRSQ40Q160 A WELL > PUDDING RIVER BASIN / 3.00S 1.00E 30 SWNW  
A WELL > PUDDING RIVER BASIN / 3.00S 1.00E 30 SENW  
A WELL > PUDDING RIVER BASIN / 3.00S 1.00E 30 SWNE  
Use/Quantity IRRIGATION / 0.400 CFS  
Priority Date 01/27/2015  
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18003](#)  
County/Basin Marion / Willamette (2)  
Applicant Name WOODBURN ORGANIC FARMS LLC  
3555 TIMMONS LANE SUITE 800  
HOUSTON, TX 77027

Sources/TRSQ40Q160 A WELL > PUDDING RIVER BASIN / 5.00S 1.00W 17 SWSE  
Use/Quantity IRRIGATION / 0.350 CFS  
Priority Date 02/20/2015  
Stage/Status PFO / PROPOSE TO APPROVE

App# [S-88068](#)  
County/Basin Douglas / Umpqua (16)  
Applicant Name COLE, EDWARD C. AND LINDA D.  
776 CHEROKEE AVE  
ROSEBURG, OR 97471

Sources/TRSQ40Q160 NORTH UMPQUA RIVER > UMPQUA RIVER / 26.00S 6.00W 27 SESW  
Use/Quantity DOMESTIC EXPANDED / 0.010 CFS  
Priority Date 04/03/2015  
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18108](#)  
County/Basin Wallowa / Grande Ronde (8)  
Applicant Name PERRY, ROBERT B.  
PO BOX 697  
JOSEPH, OR 97846  
Sources/TRSQ40Q160 A WELL > LOSTINE RIVER BASIN / 1.00S 43.00E 3 NWSW  
Use/Quantity IRRIGATION / 0.860 CFS  
Priority Date 06/23/2015  
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18095](#)  
County/Basin Crook / Deschutes (5)  
Applicant Name DURGAN RANCH LLC  
10809 SE DURGAN RANCH RD  
PAULINA, OR 97751  
Sources/TRSQ40Q160 A WELL > WOLF CREEK / 16.00S 24.00E 4 NENE  
A WELL > WOLF CREEK / 16.00S 24.00E 4 SESW  
A WELL > WOLF CREEK / 16.00S 24.00E 5 SESE  
A WELL > WOLF CREEK / 16.00S 24.00E 8 SWNW  
Use/Quantity IRRIGATION / 6.208 CFS  
Priority Date 05/26/2015  
Stage/Status IR / PROPOSE TO APPROVE

## 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#	<a href="#">G-17677</a>
County/Basin	Harney / Malheur Lake (12)
Applicant Name	PEILA, LORI AND WILLIAM S. PO BOX 723 HINES, OR 97738
Priority Date	05/28/2013
Issue Date	10/30/2015
Status	APPROVED
App#	<a href="#">R-88042</a>
County/Basin	Grant / John Day (6)
Applicant Name	PAULS, GRAFTON 47003 HWY 26 DAYVILLE, OR 97825
Priority Date	01/07/2015
Issue Date	11/03/2015
Status	APPROVED
App#	<a href="#">S-80438</a>
County/Basin	Clackamas, Multnomah / Willamette (2)
Applicant Name	CLACKAMAS WATER DISTRICT PO BOX 2439 CLACKAMAS, OR 970152439
Priority Date	06/13/1995
Issue Date	10/30/2015
Status	WITHDRAWN
App#	<a href="#">S-80465</a>
County/Basin	Clackamas, Multnomah / Willamette (2)
Applicant Name	CLACKAMAS WATER DISTRICT PO BOX 2439 CLACKAMAS, OR 970152439
Priority Date	06/15/1995
Issue Date	10/30/2015
Status	WITHDRAWN

**Applications for Extensions of Time  
to Perfect Water Right Permits filed pursuant to OAR 690-315**

**Consistent with OAR 690-315-0050, the Department will accept public comment on the following extension applications until December 03, 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-13588</a>
Permit Number	G-12182
County/Basin	Tillamook / North Coast (1)
Applicant Name	CONWAY, DAVID J. AND LAURI K. PO BOX 303 RIDGEFIELD, WA 98642
Sources/TRSQ40Q160	A WELL > NEHALEM BAY / 2.00N 10.00W 9 NENW
Use/Quantity	GROUP DOMESTIC / 0.020 CFS
Proposed Completion Date	10/01/2035



## **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 December 18, 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-15003  
Permit# [G-13811](#)  
County/Basin Clackamas / Willamette (2)  
Applicant Name KLINGE SCHMITZ, LORI AND SCHMITZ, JOHN  
28262 S MERIDIAN RD  
AURORA, OR 97002

Sources/TRSQ40Q160 SHARABARIN, MARINA AND VASILY  
6363 S ZIMMERMAN RD  
AURORA, OR 97002  
A WELL > GUT CREEK / 4.00S 1.00E 30 NWNW  
A WELL > GUT CREEK / 4.00S 1.00E 30 SENW  
A WELL > GUT CREEK / 4.00S 1.00E 30 SWNW  
Use/Quantity IRRIGATION / 0.440 CFS  
Status PROPOSE TO APPROVE

App# G-12005  
Permit# [G-10967](#)  
County/Basin Multnomah / Willamette (2)  
Applicant Name SPERRY, DOROTHY  
PO BOX 3529  
PORTLAND, OR 97208  
Sources/TRSQ40Q160 A WELL > COLUMBIA RIVER / 1.00N 2.00E 16 SWNW  
Use/Quantity IRRIGATION / 0.220 CFS  
Status PROPOSE TO APPROVE

App# S-86290  
Permit# [S-54289](#)  
County/Basin Douglas / Umpqua (16)  
Applicant Name BOWMAN, CHARLES E. AND SHERRY K.  
1094 ECHO DR  
ROSEBURG, OR 97470  
Sources/TRSQ40Q160 NORTH UMPQUA RIVER > UMPQUA RIVER / 26.00S 5.00W 23 SWNW  
Use/Quantity DOMESTIC / 0.017 CFS  
Status PROPOSE TO APPROVE

App# G-15280  
Permit# [G-14063](#)  
County/Basin Linn / Willamette (2)  
Applicant Name RUCKERT, ROGER A. AND SUSAN J.  
33776 RIDGE DRIVE  
TANGENT, OR 97389  
Sources/TRSQ40Q160 WELL 1 > CALAPOOIA RIVER / 12.00S 3.00W 27 NENW  
WELL 2 > CALAPOOIA RIVER / 12.00S 3.00W 27 NWNE  
Use/Quantity IRRIGATION / 1.380 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 December 03, 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# [S-52592](#)  
Permit Number S-37930  
County/Basin Clatsop, Tillamook / North Coast (1)  
Applicant Name FALCON COVE BEACH DOMESTIC WATER DISTRICT  
79387 RAY BROWN RD  
ARCH CAPE, OR 97102  
Use GROUP DOMESTIC

App# [G-15091](#)  
Permit Number G-14066  
County/Basin Marion / Willamette (2)  
Applicant Name LECOMPTE, DAVID AND KATHY  
9785 PORTLAND RD NE  
SALEM, OR 97305  
Use NURSERY 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 December 03, 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="#">G-13533</a>
Permit Number	G-12168
County/Basin	Lane / Willamette (2)
Applicant Name	AIKON LLC PO BOX 2703 EUGENE, OR 97402
Use	COMMERCIAL USES

## 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 17, 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-1614](#)  
County/Basin Lane / Willamette (2)  
Applicant Name OREGON STATE UNIVERSITY  
ARISMENDI, IVAN  
JOHNSON, SHERRI L.  
MURPHY, CHRISTINA A.  
104 NASH HALL  
CORVALLIS, OR 97331  
Sources/TRSQ40Q160 BLUE RIVER > MCKENZIE RIVER / 16.00S 4.00E 13 SWNW  
Use/Quantity LABORATORY / 45.000 GPM  
Priority Date 10/22/2015

App# [LL-1447](#)  
County/Basin Morrow / Umatilla (7)  
Applicant Name WESTLAND IRRIGATION DISTRICT  
PO BOX 944  
HERMISTON, OR 97838  
Sources/TRSQ40Q160 UMATILLA R > COLUMBIA R / 3.00N 29.00E 21 NWSE  
Use/Quantity GROUND WATER RECHARGE / 70.000 CFS  
Priority Date 01/29/2013

## Transfer Preliminary Determinations

A Preliminary Determination provides the Department's conclusion as to whether a proposed change in place of use, point of diversion or appropriation, or character of use of an existing water right should be approved. Changes of water rights may be proposed in an application for transfer (including instream, historic POD, exchange, substitution or ground water registration modification).

The Department has issued preliminary determinations on the transfer applications listed below. In addition to this notice, the Department is complying with ORS 540.520(2) that requires publication of notice in a local newspaper for all transfers except those proposing a change in place of use only or a change in point of diversion of less than ¼ mile where there are no intervening diversion points.

Any person may protest the application and preliminary determination or may file a standing statement. Pursuant to OAR 690-380-4030(3) and OAR 690-382-0900, protests must raise all reasonably ascertainable issues and include all reasonably available arguments supporting the person's position. In addition, protests must be accompanied by a \$700 protest fee for non-applicant and \$350.00 protest fee for applicant. A Water Right Transfer Protest Form is available at <http://www.oregon.gov/OWRD/PUBS/forms.shtml> or by calling 503-986-0888. Protests must be received by the Department on or before December 03, 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-11936** filed by William and Janell Buermann, P.O. Box 69, Burns, OR 97720, proposes a change in point of appropriation and place of use under Certificate 85943. The right allows the use of 0.75 cubic foot per second from a well in Sec. 1, T.23S, R.31E, WM for supplemental irrigation in Sec. 1, T23S, R31E, WM. The applicant proposes to change the point of appropriation and the place of use, all within Sec.1, T23S, R31E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

**T-12002** filed by Raymond Ethell, Broadacres Nursery, PO Box 41 Hubbard, OR 97032, proposes a point of appropriation and place of use change under Certificate 26990. The right allows the use of 0.025 cubic foot per second from a well in Sec. 31, T 4S, R 1W, W.M. for irrigation in Sec. 31. The applicant proposes to move the point of appropriation and change the place of use all within Sec. 36, T 4S, R 2W, W.M. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

**T-11994** filed by Avion Water Company 60813 Parrell Rd Bend, OR 97702, proposes additional points of appropriation and place of use change under Certificate 85743. The right allows the use of 1.0 cfs from a well in Sec. 21, T18S R12E WM for quasi-municipal uses in Sects. 34-36, T17S R12E; Sect. 31, T17S R13E; Sects. 1-4, 9, 10, 12, 14-16, 21, 22, 27, T18S, R12E; Sect. 6. T18S, R13E, WM. The applicant proposes additional points of appropriation in Sec. 30, T16S R12E; Sect. 6, T17S R12E WM, and to change the place of use to Sect. 30, T16S R12E; Sect. 1, T17S R11E; Sects. 6, 34-36, T17S R12E; Sect. 31, T17S R13E; Sects. 1-4, 9, 10, 12, 14-16, 21, 22, 27, T18S, R12E; Sect. 6, T18S, R13E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

**T-12073** filed by Mayfield Farm LLC, 9955 SW POTANO ST TUALATIN, OR 97062, proposes a point of appropriation change under Certificate 43439. The right allow the use of 0.41 CUBIC FOOT PER SECOND from A WELL in Sec.28, T 3S, R 1W, W.M. for irrigation in Sec. 28. The applicant proposes to move the point of appropriation to a new location in Sec. 28, T 3S, R 1W, W.M. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

**T-12032** filed by James and Sue Gilmour 30427 SW Stellmacher Dr, Albany, OR 97321, proposes an additional point of appropriation and place of use change under Certificate 89795. The right allow the use of 0.955 cubic foot per second from Well 1 in Sec. 5, T 27S, R 34E, W.M. for irrigation in Sec. 5. The applicant proposes to add an additional point of appropriation in Sec. 5, T 27S, R 34E, W.M. and to change the place of use to Sec.5, T 27S, R 34E, W.M. The water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

**T-11995** in the name of Antonio Ruiz, 84050 Yellowjacket Road, Milton-Freewater, OR 97862, proposes a point of diversion change under Certificates 86961 and 86964. Certificate 86961 allows the use of 0.36 cfs from the Little Walla Walla River in Sec. 35, T6N, R35E, WM for irrigation in Sec. 28. Certificate 86964 allows the use of 0.73 cfs from the Little Walla Walla River in Sec. 2, T5N, R35E, WM for supplemental irrigation in Sec. 28. The applicant proposes to move the points of diversion for both certificates to 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.

## 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 December 03, 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 12188</a>
Water Right	Cert: 87345
County/Basin	Deschutes / Deschutes (5)
Applicant Name	CITY OF SISTERS PO BOX 39 520 E CASCADES AVE SISTERS, OR 97759
Proposed Change	PLACE OF USE
Sources/TRSQ40Q160	A WELL > WHYCHUS CREEK / 15.00S 10.00E 10 NWSE A WELL > WHYCHUS CREEK / 15.00S 10.00E 10 SWSE A WELL > WHYCHUS CREEK / 15.00S 10.00E 14 NWNW A WELL > WHYCHUS CREEK / 15.00S 10.00E 25 NWSE
Use/Quantity	SUPPLEMENTAL IRRIGATION / 0.101 CFS SUPPLEMENTAL IRRIGATION / 0.009 CFS IRRIGATION / 1.112 CFS (est) IRRIGATION / 0.013 CFS
Priority Date	08/25/1970
Transfer	<a href="#">T 12190</a>
Water Right	Cert: 30205
County/Basin	Tillamook / North Coast (1)
Applicant Name	FAIRVIEW WATER DISTRICT 403 MAROLF LOOP RD TILLAMOOK, OR 97141
Proposed Change	POINT OF APPROPRIATION
Sources/TRSQ40Q160	WELL #1 > WILSON RIVER / 1.00S 9.00W 29 NWSE WELL #2 > WILSON RIVER / 1.00S 9.00W 29 NWSE
Use/Quantity	MUNICIPAL USES / 0.780 CFS MUNICIPAL USES / 1.330 CFS
Priority Date	08/27/1958



## 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 [T 12189](#)  
Water Right Permit: G-12619  
County/Basin Klamath / Klamath (14)  
Applicant Name HILL, WILLIAM V.  
PO BOX 644  
CONDON, OR 97873  
Proposed Change PLACE OF USE  
Sources/TRSQ40Q160 A WELL > NORTH FORK SPRAGUE RIVER / 36.00S 14.00E 15 NENE  
Use/Quantity PRIMARY AND SUPPLEMENTAL IRRIGATION / 5.330 CFS  
Priority Date 04/05/1994

Transfer [T 12191](#)  
Water Right Permit: G-16999  
County/Basin Malheur / Malheur (10)  
Applicant Name MCKAY, JOE AND JOYCE  
PO BOX 187  
JUNTURA, OR 97911  
Proposed Change POINT OF APPROPRIATION  
Sources/TRSQ40Q160 A WELL > GRANITE CREEK / 23.00S 39.00E 20 SESW  
A WELL > GRANITE CREEK / 23.00S 39.00E 30 SWNW  
Use/Quantity SUPPLEMENTAL IRRIGATION / 590.000 AF  
Priority Date 06/21/2010

Transfer [T 12192](#)  
Water Right Permit: G-17089  
County/Basin Crook / Deschutes (5)  
Applicant Name KLANN, ERIC  
CITY OF PRINEVILLE  
387 NE 3RD ST  
PRINEVILLE, OR 97754  
Proposed Change ADDITIONAL POINT OF APPROPRIATION  
Sources/TRSQ40Q160 A WELL > OCHOCO CREEK BASIN / 15.00S 15.00E 11 SESW  
A WELL > OCHOCO CREEK BASIN / 15.00S 15.00E 11 SWSE  
Use/Quantity MUNICIPAL USES / 1.716 CFS  
Priority Date 03/31/2003

## **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 December 3, 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	T-2015-010
County/Basin	Deschutes / Deschutes (5)
Certificate	74135, T-10907
Name	THREE SISTERS IRRIGATION DISTRICT ATTN: MARC THALACKER
Address	PO BOX 2230 SISTERS, OR 97759
Change/Acres	PLACE OF USE / 5.500
Source	WHYCHUS CREEK > DESCHUTES RIVER
Priority Date	1895

## 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

## **Water Management and Conservation Plans**

The Department is required to give notice and to invite public review and comment on Water Management and Conservation Plans submitted pursuant to OAR Chapter 690, Division 086. The Department will consider all public comments in its review of the draft plan and will report the results of the review to the water supplier 90 days from the time the plan was submitted.

**Any person may review and comment on a draft plan on or before December 03, 2015.** The plans are available for viewing at the Salem office of the Water Resources Department. Comments should focus on elements in the draft that do not meet the requirements of OAR Chapter 690, Division 086 and should include suggestions on how to bring the draft into compliance with the rules.

Plans have been submitted by the following agricultural and municipal water suppliers:

**City of Lebanon (Municipal)**  
**Polk County (Municipal)**

To review any of the above plan(s) or to provide comments on the plan(s), contact Lisa Jaramillo at 503-986-0880 or [Lisa.J.Jaramillo@wrđ.state.or.us](mailto:Lisa.J.Jaramillo@wrđ.state.or.us).

## Certificate Issuance

Following is a list of certificates that have been recently issued. If you are viewing this electronically then you should be able to view the certificate by clicking on the underlined blue text. Appeal rights are provided on each certificate document.

If under the file number the “App:” abbreviation for application is provided then any person owning an application, permit or water right certificate subsequent in priority to a certificate listed here may file a protest within three months of issuance of the certificate. See Oregon Revised Statutes 537.260. Rules governing protests are in Oregon Administrative Rules Chapter 690 division 002. Any protest must be accompanied by a protest fee of \$700. (ORS 536.050(1)(j)(A)).

Cert# [90834](#)  
App: R 87638  
County/Basin Benton / Willamette (2)  
Applicant Name BECK, JAMES FRED  
SANDBERG, DAVID V.  
Priority Date 07/07/2010  
Issue Date 10/28/2015

Cert# [90838](#)  
App: R 86849  
County/Basin Douglas / Umpqua (16)  
Applicant Name BENNETT, KELLY L. AND MARK A.  
Priority Date 05/07/2007  
Issue Date 10/28/2015

Cert# [90800](#)  
App: S 86253  
County/Basin Douglas / Umpqua (16)  
Applicant Name CARLSON, STUART L.  
CUSHING, CAROL A.  
Priority Date 04/13/2005  
Issue Date 10/28/2015

Cert# [90839](#)  
App: S 86250  
County/Basin Douglas / Umpqua (16)  
Applicant Name DAVIDSON, DEBRA AND JAMES  
Priority Date 04/12/2005  
Issue Date 10/28/2015

Cert# [90831](#)  
App: R 87943  
County/Basin Lane / Willamette (2)  
Applicant Name FRANCISCO, MARGO  
Priority Date 11/15/2013  
Issue Date 10/28/2015

Cert# [90799](#)  
App: S 86335  
County/Basin Douglas / Umpqua (16)  
Applicant Name HERNANDEZ, SEVERIANO AND MARIA  
Priority Date 06/08/2005  
Issue Date 10/28/2015

Cert# [90841](#)  
App: S 86641  
County/Basin Curry / South Coast (17)  
Applicant Name HORTON, GLEN

Priority Date	07/25/2006
Issue Date	10/28/2015
Cert#	<a href="#">90801</a>
App:	S 86251
County/Basin	Douglas / Umpqua (16)
Applicant Name	HUTTON, RICHARD A. AND BETTY
Priority Date	04/12/2005
Issue Date	10/28/2015
Cert#	<a href="#">90807</a>
App:	S 86236
County/Basin	Douglas / Umpqua (16)
Applicant Name	JANES, DONALD L.
Priority Date	04/06/2005
Issue Date	10/28/2015
Cert#	<a href="#">90833</a>
App:	R 87627
County/Basin	Douglas / Umpqua (16)
Applicant Name	NASH, BLAIR VIRL
Priority Date	05/28/2010
Issue Date	10/28/2015
Cert#	<a href="#">90802</a>
App:	S 86219
County/Basin	Douglas / Umpqua (16)
Applicant Name	PHILLIPS JR, REUEL G.
Priority Date	03/29/2005
Issue Date	10/28/2015
Cert#	<a href="#">90828</a>
App:	R 87779
County/Basin	Sherman / Deschutes (5)
Applicant Name	REID RANCH LLC SELTZER, MERLENE
Priority Date	01/18/2012
Issue Date	10/28/2015
Cert#	<a href="#">90832</a>
App:	R 87749
County/Basin	Douglas / Umpqua (16)
Applicant Name	WOODY, ARTHUR AND JERRE L.
Priority Date	08/24/2011
Issue Date	10/28/2015
Cert#	<a href="#">90789</a>
App:	S 63961
County/Basin	Klamath / Klamath (14)
Applicant Name	ANADROMOUS INC.
Priority Date	08/27/1982
Issue Date	10/28/2015

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
November 3, 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.