

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
**November 24, 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.
- \* **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.
- \* **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.
- \* **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.
- \* **Water Right Cancellations**  
Abandonment of perfected and developed water rights and requests to cancel all or a portion of rights.

- \* **ASR Limited License Modification**
- \* **Application for a Minor Hydroelectric Project**
- \* **Notice of Amendment to a Hydroelectric Project**

- \* **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

### Priority Date

### Stage/ Status

IR: Initial Review

PFO: Proposed Final Order

#### BASINS:

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

### Commonly used "Type of Use" abbreviations (for definitions, consult Oregon Administrative Rules 690-300):

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

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

The following pages of this notice list permit applications that the Department is evaluating for compliance with state water law. Public participation and comment is encouraged. Opportunities for public involvement vary according to the stage of the permit evaluation.

Ground water permit applications in the Deschutes Basin (Basin 5) may seek to provide mitigation pursuant to the Deschutes Ground Water Mitigation Rules.

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

The Department has given the applicant an initial review of water-use restrictions, water availability and other limitations that affect the agency's decision on whether to issue a permit. The Department welcomes comments from interested persons, agencies and organizations on the proposed water use.

**The comment deadline for initial reviews appearing in this public notice is 5pm, Thursday, December 24, 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, January 08, 2016.**

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-18028](#)  
County/Basin Deschutes / Deschutes (5)  
Applicant Name CASCADE ACADEMY OF CENTRAL OREGON  
19860 TUMALO RESERVOIR RD  
BEND, OR 97701  
Sources/TRSQ40Q160 A WELL > DESCHUTES RIVER / 17.00S 12.00E 6 SWNE  
Use/Quantity COMMERCIAL USES / 0.110 CFS  
Priority Date 04/02/2015  
Stage/Status IR / PROPOSE TO APPROVE

App# [G-18125](#)  
County/Basin Yamhill / Willamette (2)  
Applicant Name SCHMIDT, THOMAS J.  
13940 SW HWY 18  
MCMINNVILLE, OR 97128  
Sources/TRSQ40Q160 A WELL > UNNAMED STREAM / 4.00S 5.00W 36 SWSE  
A WELL > UNNAMED STREAM / 4.00S 5.00W 36 SESW  
Use/Quantity IRRIGATION / 0.330 CFS  
Priority Date 08/10/2015  
Stage/Status IR / PROPOSE TO APPROVE

App# [G-18135](#)  
County/Basin Marion / Willamette (2)  
Applicant Name ELDRED, CLIFTON L.  
5623 SUNNYVIEW RD NE  
SALEM, OR 97305  
Sources/TRSQ40Q160 A WELL > FRUITLAND CREEK / 7.00S 2.00W 16 SWSW  
Use/Quantity IRRIGATION / 0.120 CFS  
Priority Date 08/25/2015  
Stage/Status IR / PROPOSE TO APPROVE

App# [G-18025](#)  
County/Basin Clackamas / Willamette (2)  
Applicant Name SENKYR, KRISTEN L.  
STROKOS, GARY W.  
10240 SE 242ND AVE  
DAMASCUS, OR 97089  
Sources/TRSQ40Q160 A WELL > JOHNSON CREEK BASIN / 1.00S 3.00E 26 SWSW  
Use/Quantity IRRIGATION / 0.043 CFS  
Priority Date 03/26/2015  
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18060](#)  
County/Basin Lane / Willamette (2)  
Applicant Name PAINE, GORDON AND SHERRY  
34483 DEERWOOD DR  
EUGENE, OR 97405  
Sources/TRSQ40Q160 A WELL > COAST FRK WILLAMETTE RIVER BAS / 18.00S 3.00W 25 SENE  
Use/Quantity POND MAINTENANCE / 0.022 CFS  
Priority Date 04/24/2015  
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18070](#)  
County/Basin Baker / Powder (9)  
Applicant Name MOOSE CREEK INVESTMENTS LLC  
PO BOX 14001-363  
KETCHUM, ID 83340  
Sources/TRSQ40Q160 A WELL > SUTTON CREEK BASIN / 9.00S 40.00E 23 NENW  
A WELL > POWDER RIVER BASIN / 9.00S 40.00E 14 NESW  
A WELL > POWDER RIVER BASIN / 9.00S 40.00E 15 SENE  
Use/Quantity SUPPLEMENTAL IRRIGATION / 6.681 CFS  
Priority Date 05/01/2015  
Stage/Status PFO / PROPOSE TO APPROVE

App#	<a href="#">S-88092</a>
County/Basin	Lane / Middle Coast (18)
Applicant Name	SCHOLFIELD, SARAH PO BOX 502 6952 TENMILE CREEK RD YACHATS, OR 97498
Sources/TRSQ40Q160	UNNAMED STREAM > TENMILE CREEK / 15.00S 11.00W 30 SWSE
Use/Quantity	HUMAN CONSUMPTION / 0.005 CFS
Priority Date	05/27/2015
Stage/Status	PFO / 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# [G-17948](#)  
County/Basin Yamhill / Willamette (2)  
Applicant Name FRANK, MICHAEL AND SUSAN  
12489 SW KAME TERRACE COURT  
SHERWOOD, OR 97140  
Priority Date 10/22/2014  
Issue Date 11/19/2015  
Status APPROVED

App# [G-18013](#)  
County/Basin Yamhill / Willamette (2)  
Applicant Name ELLINGSON, CLARKE  
10075 SW YOUNGBERG HILL RD  
MCMINNVILLE, OR 97128  
Priority Date 03/13/2015  
Issue Date 11/19/2015  
Status APPROVED

App# [G-16018](#)  
County/Basin Marion / Willamette (2)  
Applicant Name KEITH, LARRY  
1299 CASCADE VIEW LANE SE  
SALEM, OR 97306  
Priority Date 05/28/2003  
Issue Date 11/19/2015  
Status APPROVED

App# [S-87908](#)  
County/Basin Jackson / Rogue (15)  
Applicant Name CLABORN, C/O CONNIE  
348 HAMILTON RD  
JACKSONVILLE, OR 97530  
Priority Date 06/17/2013  
Issue Date 11/20/2015  
Status APPROVED

App# [LL-1614](#)  
County/Basin Lane / Willamette (2)  
Applicant Name ARISMENDI, IVAN  
JOHNSON, SHERRI L.  
104 NASH HALL  
CORVALLIS, OR 97331  
Priority Date 10/22/2015  
Issue Date 11/18/2015  
Status APPROVED

## Expedited Secondary Applications Under HB 2178 (2005)

For expedited secondary applications to use exclusively stored water filed under HB 2178, the public is invited to comment within 30 days of this notice, by **December 24, 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# [S-88144](#)  
County/Basin Douglas / Umpqua (16)  
Applicant Name AMPS  
AZALEA ROJO LLC  
PO BOX 806  
WINCHESTER, OR 97495  
Sources/TRSQ40Q160 A RESERVOIR > BERRY CREEK / 29.00S 7.00W 20 NENW  
A STREAM > LOOKINGGLASS CREEK / 28.00S 6.00W 19 NWNE  
Use/Quantity IRRIGATION / 100.000 AF  
Priority Date 11/05/2015

App# [S-88143](#)  
County/Basin Douglas / Umpqua (16)  
Applicant Name AMPS  
AZALEA ROJO LLC  
PO BOX 806  
WINCHESTER, OR 97495  
Sources/TRSQ40Q160 A RESERVOIR > BERRY CREEK / 29.00S 7.00W 20 NENW  
A STREAM > LOOKINGGLASS CREEK / 28.00S 6.00W 19 NWNE  
Use/Quantity IRRIGATION / 313.000 AF  
Priority Date 11/05/2015



**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 December 24, 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-12442](#)  
Permit Number G-11277  
County/Basin Crook / Deschutes (5)  
Applicant Name RADABAUGH, CHRISTIAN  
15334 NW ONEIL HWY  
REDMOND, OR 97756  
Sources/TRSQ40Q160 TWO WELLS > DRY RIVER BASIN / 14.00S 14.00E 27 NESW  
Use/Quantity SUPPLEMENTAL IRRIGATION / 3.240 CFS  
Proposed Completion Date 10/01/2020

App# [S-83819](#)  
Permit Number S-53626  
County/Basin Multnomah, Washington / Willamette (2)  
Applicant Name TEUFEL HOLLY FARMS INC.  
TEUFEL, LAWRENCE  
160 SW MILLER RD  
PORTLAND, OR 97225  
Sources/TRSQ40Q160 GOLF CREEK > HALL CREEK / 1.00S 1.00W 1 NWNE  
FOUR RESERVOIRS > GOLF CREEK / 1.00S 1.00W 1 NWNE  
Use/Quantity NURSERY USES / 0.501 CFS  
NURSERY USES / 0.400 AF  
NURSERY USES / 2.800 AF  
NURSERY USES / 0.700 AF  
NURSERY USES / 7.100 AF  
Proposed Completion Date 10/01/2025

App# [G-15824](#)  
Permit Number G-15645  
County/Basin Benton / Willamette (2)  
Applicant Name HEWLETT PACKARD CO.  
1000 NE CIRCLE BLVD  
CORVALLIS, OR 97330  
Sources/TRSQ40Q160 FOUR WELLS > STEWART SLOUGH / 11.00S 5.00W 25 SENW  
TWO WELLS > STEWART SLOUGH / 11.00S 5.00W 25 SWNE  
Use/Quantity INDUSTRIAL/MANUFACTURING USES / 0.600 CFS  
Proposed Completion Date 10/01/2025

App# [G-14538](#)  
Permit Number G-13595  
County/Basin Coos / South Coast (17)  
Applicant Name ROTH, JOHN  
PO BOX 362  
BANDON, OR 97411  
Sources/TRSQ40Q160 A SUMP > GEIGER CREEK / 28.00S 14.00W 32 SESW  
Use/Quantity CRANBERRY / 1.500 CFS  
Proposed Completion Date 10/01/2020

## **Proposed Final Orders Regarding Applications for Extensions of Time for Water Right Permits**

ORS 537.230, 537.248, 537.630 and 539.010 authorize the Water Resources Department to extend time limits contained in water right permits for completing construction of water development projects and applying water to full beneficial use. Procedures for permit holders to apply for extensions and for the Department to evaluate and determine whether or not to approve extensions of time are contained in OAR 690-315-0010 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 January 08, 2016.** 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#	<a href="#">G-12505</a>
Permit#	G-12505
County/Basin	Clackamas / Sandy (3)
Applicant Name	DON MARJAMA NURSERY CO. INC. 11641 SE BLUFF RD SANDY, OR 97055
	MARJAMA, DONALD W. AND LE'ANN M. 11333 SE BLUFF RD SANDY, OR 97055
Sources/TRSQ40Q160	A WELL > SANDY RIVER / 1.00S 4.00E 35 SWNE A WELL > SANDY RIVER / 1.00S 4.00E 35 SENW A WELL > SANDY RIVER / 1.00S 4.00E 35 NESW A WELL > SANDY RIVER / 1.00S 4.00E 35 SENW
Use/Quantity	AGRICULTURE USES / 0.620 CFS AGRICULTURE USES / 0.440 CFS AGRICULTURE USES / 0.500 CFS AGRICULTURE USES / 1.200 CFS
Status	PROPOSE TO APPROVE
App#	G-15035
Permit#	<a href="#">G-15695</a>
County/Basin	Deschutes / Deschutes (5)
Applicant Name	WALKER, MARY AND MIKE 3711 NW POVEY AVE TERREBONNE, OR 97760
Sources/TRSQ40Q160	A WELL > CROOKED RIVER / 14.00S 13.00E 6 NENE
Use/Quantity	IRRIGATION / 0.076 CFS
Status	PROPOSE TO APPROVE

App# G-15693  
Permit# [G-15619](#)  
County/Basin Lane / Willamette (2)  
Applicant Name HAYWORTH FAMILY LIMITED PARTNERSHIP  
PO BOX 269  
HARRISBURG, OR 97446  
Sources/TRSQ40Q160 A WELL > WILLAMETTE RIVER / 16.00S 3.00W 19 SWNE  
Use/Quantity IRRIGATION / 0.289 CFS  
Status PROPOSE TO APPROVE

App# G-14979  
Permit# [G-13884](#)  
County/Basin Umatilla / Umatilla (7)  
Applicant Name HOWARD A ROBBINS INVESTMENTS FAMILY LIMITED PARTNERSHIP  
31 ROYAL COURT  
SAN RAFAEL, CA 94901  
Sources/TRSQ40Q160 A WELL > WALLA WALLA RIVER / 6.00N 35.00E 25 NWNW  
Use/Quantity IRRIGATION / 0.178 CFS  
Status PROPOSE TO APPROVE

App# G-17138  
Permit# [G-17045](#)  
County/Basin Harney / Malheur Lake (12)  
Applicant Name PEILA, MIKE  
PO BOX 537  
HINES, OR 97738  
Sources/TRSQ40Q160 A WELL > SAGE HEN CREEK / 24.00S 30.00E 9 SESE  
A WELL > SAGE HEN CREEK / 24.00S 30.00E 10 NESE  
Use/Quantity IRRIGATION / 5.260 CFS  
Status PROPOSE TO APPROVE

## Applications for Instream Lease

ORS 537.348 authorizes a water right holder to lease their existing water right(s) to instream use for a limited time. For the term of the lease, the water right holder agrees to suspend use of water under the original right. The state is the trustee for water rights leased for instream use. OAR 690-077-0077 requires that the Department public notice the lease applications.

**The deadline for submitting claims of injury to existing water rights or enlargement of the original right against a lease application is December 15, 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# [IL 668](#)  
Certificate 81464, 81462, 81463, 81580, 81461  
County/Basin Crook / Deschutes (5)  
Lessor HART, JIM  
33200 S CROOKED RIVER HWY 27  
PRINEVILLE, OR 97754

Lessee HUBERT, GENEVIEVE  
DESCHUTES RIVER CONSERVANCY MITIGATION BANK  
PO BOX 1560  
BEND, OR 97709

Source/Tributary To LITTLE BEAR CREEK / BEAR CREEK  
BEAR CREEK / CROOKED RIVER

Priority Date 12/02/1913, 05/05/1910, 08/15/1913, 03/11/1914, 1902

Lease# [IL 1100](#)  
Certificate 81462  
County/Basin Crook / Deschutes (5)  
Lessor HART, JIM  
33200 S CROOKED RIVER HWY 27  
PRINEVILLE, OR 97754

Lessee HUBERT, GENEVIEVE  
DESCHUTES RIVER CONSERVANCY MITIGATION BANK  
PO BOX 1560  
BEND, OR 97709

Source/Tributary To LITTLE BEAR CREEK / BEAR CREEK

Priority Date 05/05/1910

Lease# [IL 1108](#)  
Certificate 86022  
County/Basin Deschutes, Klamath / Deschutes (5)  
Lessor HAVLIK, ALBERT AND PATRICIA  
52406 MOUNTAIN VIEW RD  
SCAPPOOSE, OR 97056

Lessee HUBERT, GENEVIEVE  
DESCHUTES RIVER CONSERVANCY MITIGATION BANK  
700 NW HILL ST STE 1  
BEND, OR 97701

Source/Tributary To LITTLE DESCHUTES RIVER / DESCHUTES RIVER

Priority Date 04/30/1902

## 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 24, 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-11821** filed by Tom R. and Donna L. Butterfield, 85393 Bicentennial Lane Joseph, OR 97846, proposes a point of diversion change under Certificate 3024. The right allows the use of 1.5 acre feet per acre during any period of 30 days prior to July 31<sup>st</sup> of each year and thereafter not to exceed 1.0 acre foot per acre during the entire remainder of the irrigation season from the Wallowa River in Sec. 5, T 2 S, R 45 E, W.M. for irrigation in Sec. 27. The applicant proposes to move the point of diversion in Sec. 5, T 2 S, R 45 E, 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-11912** filed by Silver Lake Irrigation District, PO Box 69, Silver Lake, OR 97638, proposes an additional point of appropriation and place of use change under Certificates 76041, 76042 and 81395 and to change the place of use under Certificates 53852, 89343 and 89344. Certificate 53852 allows the use of 120.0 acre feet (af) from Thompson Valley Reservoir in Sec. 17, T30S, R14E, WM for irrigation in Sec. 27, T28S, R14E, WM. The applicant proposes to change the place of use to within Sec. 35, T28S, R14E, WM. Certificate 76041 allows the use of 2.32 cubic feet per second (cfs) from Wells 2 and 3 in Sects. 25 and 26, T28S, R14E, WM for supplemental irrigation in Sec. 25. The applicant proposes to change the place of use to within Sects. 23 and 26, T28S, R14E, WM. Certificate 76042 allows the use of 1.27 cfs from Wells 2 and 3 in Sects. 25 and 26, T28S, R14E, WM for supplemental irrigation in Sects. 25 and 26. The applicant proposes to change the place of use to within Sects. 23, 24 and 26, T28S, R14E, WM. Certificate 81395 allows the use of 2.31 cfs from Wells 2 and 3 in Sects. 25 and 26, T28S, R14E, WM for primary and supplemental irrigation in Sec. 26. The applicant proposes to change the place of use to within Sects. 23, 26 and 27, T28S, R14E, WM. Certificates 76041, 76042 and 81395 also propose an additional point of appropriation within Sec. 26, T28S, R14E, WM. Certificate 89343 allows the use of 20.96 cfs from Silver Creek, Sec. 24, T30S, R13E, WM, East Thompson Valley Reservoir, Sec. 17, T30S, R14E, WM, and Diversion Dam Reservoir in Sec. 5, T29S, R14E, WM, for irrigation in Sects. 23, 24, 25, 26 and 27, T28S, R14E, WM. The applicant proposes to change the place of use to within Sects. 23, 24, 25, 26, 27 and 35, T28S, R14E, WM. Certificate 89344 allows the use of 909.7 af from East Thompson Valley Reservoir in Sec. 17, T30S, R14E, WM, for supplemental irrigation in Sects. 23, 24, 25, 26 and 27, T28S, R14E, WM. The applicant proposes to change the place of use within Sects. 23, 24, 25, 26, 27 and 35, T28S, R14E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

**T-12089** filed by Ernest and Dixie Shuffield, P.O. Box 85, Summer Lake, OR 97640, proposes a place of use change under Certificates 87464 and 87790. Certificate 87464 allows the use of 0.01 cubic foot per second from a well in Sec. 24, T29S, R17E, WM for irrigation in Sec. 24. Certificate 87790 allows the use of 0.068 cfs from a well in Sec. 24, T29S, R17E, WM for irrigation in Sec. 24. The applicant proposes to change the place of use of both rights within Sec. 24, T29S, R17E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

**T-12052** filed by Leonard W. Riley III, 117 Acorn Dr., Roseburg, OR 97470, proposes a point of diversion change under Certificate 90075. The right allows the use of 0.025 cubic foot per second (cfs) for irrigation and 0.0024 cfs for stock water from the North Umpqua River in Sec. 17, T26S, R4W, WM for irrigation and livestock use in Sec. 18. The applicant proposes to move the point of diversion to within Sec. 18, T26S, R4W, 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 24, 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 12203</a>
Water Right	Cert: 88016
County/Basin	Wasco / Hood (4)
Applicant Name	HAGLUND, ERWIN PO BOX 1228 THE DALLES, OR 97058
Proposed Change	POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > BADGER CREEK / 2.00N 13.00E 19 SWSE
Use/Quantity	IRRIGATION / 0.030 CFS
Priority Date	03/09/1976

## 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 12202</a>
Water Right	Permit: G-13876
County/Basin	Yamhill / Willamette (2)
Applicant Name	CHIU, PAUL CITY OF NEWBERG PO BOX 970 NEWBERG, OR 97132
Proposed Change	POINT OF APPROPRIATION
Sources/TRSQ40Q160	FOUR WELLS > HESS CREEK / 3.00S 2.00W 29 NESW TWO WELLS > HESS CREEK / 3.00S 2.00W 29 SENW
Use/Quantity	MUNICIPAL USES / 20.000 CFS
Priority Date	05/03/1991



## **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-12204</a>
Water Right	Cert: 16677
County/Basin	Washington / Willamette (2)
Applicant Name	KUEHNE, PAUL WILLAMETTE VALLEY LAND LLC PO BOX 99 LAFAYETTE, OR 97127
Proposed Change	POINT OF DIVERSION, PLACE OF USE
Sources/TRSQ40Q160	TUALATIN RIVER > WILLAMETTE RIVER / 1.00S 4.00W 31 SWNE
Use/Quantity	IRRIGATION / 0.320 CFS
Priority Date	08/04/1941

## **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 24, 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 Nehalem (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).

## 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):

Certificate	79361
County/Basin	Coos / South Coast (17)
Landowners	WORKHOVEN, MERRILL NICHOLAS AND DEEANNE
Address	1980 1/2 N 14 ST COOS BAY, OR 97420
Source/TRSQ40Q160	N TENMILE LAKE > TENMILE CREEK / 23.00S 12.00W 09 NWSW
Use/Quantity	HUMAN CONSUMPTION / 0.005 CFS
Priority Date	09/18/1996

## 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-005
Certificates	Permit S-46423 (ORS 538.420)
County/Basin	Washington / Willamette (2)
Applicant Name	CITY OF TIGARD C/O JOHN GOODRICH 13125 SW HALL BLVD TIGARD, OR 97223
Sources/TRSQ40Q160	TUALATIN RIVER > WILLAMETTE RIVER / 1.00S 3.00W 08 SWSW BULL RUN RIVER > SANDY RIVER / 1.00S 5.00E 25 SWSW
Use/Quantity Storage	MUNICIPAL USE / 8750 GPM 400 MILLION GALLONS IN A BASALT AQUIFER USING UP TO 5 WELLS
Max Injection/Withdrawal	1750 GPM EACH, 4040 GPM TOTAL / 1750 GPM EACH, 8750 GPM TOTAL
Authorized ASR Wells	ASR 1 1550' S, 50' W FROM THE NW CORNER OF SECTION 11, T2S/R1W ASR 2 1725' S, 25' E FROM THE NW CORNER OF SECTION 10, T2S/R1W ASR 3 1770' S, 1550' W FROM THE NE CORNER OF SECTION 9, T2S/R1W ASR 4 25' S, 500' E FROM THE NW CORNER OF SECTION 10, T2S/R1W ASR 5 770' N, 1870' W FROM THE SE CORNER OF SECTION 5, T2S/R1W
Proposed Modification	ADD A NEW SOURCE: CERTIFICATE 78332, PERMIT S-32410, AND PERMIT S-37839 CLACKAMAS RIVER > WILLAMETTE RIVER/ 2.00S 2.00E 20 SESW
Expiration Date	12/14/2016

## **Application For A Minor Hydroelectric Project**

The Oregon Water Resources Department seeks public comment on the following application for a new minor hydroelectric project in Coos County. Comments must be submitted by **December 24, 2015**. The application and supporting documents can be viewed at the Water Resources Department, 725 Summer St. NE, Suite A, Salem, OR 97301-1271. If you would like a copy of the application please contact Ann Reece (503) 986-0834 or [reeceal@wrд.state.or.us](mailto:reeceal@wrд.state.or.us). A copying fee will be assessed as allowed in ORS Chapter 536.050(1)(e).

Application	HE 613
Applicant	LIONEL YOUST
Address	12445 HWY 241 COOS BAY, OR 97420
Amount of water	0.900 CFS
Source of water	AN UNNAMED STREAM > EAST FORK MILLICOMA RIVER
Point of Diversion	24.00S 11.00W 33 NESE TL 100
Place of Use	24.00S 11.00W 33 NESE TL 100
Purpose	ELECTRICITY PRODUCTION FOR RESIDENTIAL USE
Power developed	UP TO 7.150 THEORETICAL HORSEPOWER

## **Notice of Amendment to Deschutes Valley Water District's Opal Springs Hydroelectric Project**

The Oregon Water Resources Department seeks public comments on an Amendment to the Opal Springs Hydroelectric Project (Project). If you would like a copy of the amendment application, you must send a request with \$10.00 to the Hydroelectric Section, 725 Summer St, NE, Suite A, Salem, OR 97301-1271. If you have questions, please contact Mary Grainey at ([Mary.S.Grainey@wrд.state.or.us](mailto:Mary.S.Grainey@wrд.state.or.us)) or 503-986-0833, or Ann Reece ([reeceal@wrд.state.or.us](mailto:reeceal@wrд.state.or.us)) 503-986-0834. Upon issuance of a draft proposed final order any person may file with the Department a protest against the approval of the application on the grounds of injury to an existing water right and impacts to fish and wildlife values or water quality.

**The deadline for comments or objections to the Amendment to Opal Springs Hydroelectric Project is 5 pm, Monday, January 4, 2016.** Please send comments or objections to Mary Grainey at [Mary.S.Grainey@wrд.state.or.us](mailto:Mary.S.Grainey@wrд.state.or.us), or Ann Reece at [reeceal@wrд.state.or.us](mailto:reeceal@wrд.state.or.us), or the Hydroelectric Section, Oregon Water Resources Department, 725 Summer St. NE Suite A, Salem, OR 97301.

Application	S-63249
Permit	S-47591
County/Basin	Jefferson / Deschutes (5)
Applicant	DESCHUTES VALLEY WATER DISTRICT (DVWD)
Address	881 SW CULVER HWY MADRAS, OR 67741

### Amendment Proposed

To increase the elevation of the diversion inlet from 2000 feet mean sea level (msl) to 2012 msl to facilitate operation of a fish ladder and anadromous fish passage. The water diversion from the Crooked River for hydroelectric use is authorized under Permit S-47591. The reservoir's maximum operating pool would inundate approximately 3.9 additional acres under management by the U.S. Bureau of Land Management. The new pool would approach, but not encroach on, the downstream boundary of the Wild and Scenic segment of the Crooked River. This Amendment would result in no increase in the total diversion of 1772.5 cfs authorized under the Project. This increased head would add 2,417 theoretical horsepower to the project, but no increase is being made to the turbine, generator or nameplate generation capacity. This proposed Amendment is endorsed by Oregon Department of Fish and Wildlife (ODFW) as meeting the standards of the State Fish Passage Law and is agreed upon in an October 2015 Settlement Agreement signed by the DVWD, U.S. Bureau of Indian Affairs, U.S. Bureau of Land Management, U.S. Fish and Wildlife Service, U.S. National Marine Fisheries, ODFW, and Trout Unlimited.

## 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# [90804](#)  
App: R 87562  
County/Basin Yamhill / Willamette (2)  
Applicant Name BREMER, PEGGY W. AND RODNEY L.  
Priority Date 12/21/2009  
Issue Date 11/18/2015

Cert# [90803](#)  
App: R 86469  
County/Basin Yamhill / Willamette (2)  
Applicant Name BREMER, RODNEY L. AND PEGGY W.  
Priority Date 12/30/2005  
Issue Date 11/18/2015

Cert# [90890](#)  
App: G 16623  
County/Basin Umatilla / Umatilla (7)  
Applicant Name CURCIO FARMS LLC  
Priority Date 02/13/2006  
Issue Date 11/18/2015

Cert# [90892](#)  
App: G 14779  
County/Basin Clackamas / Willamette (2)  
Applicant Name FISHER, ADRIAN S.  
Priority Date 06/24/1998  
Issue Date 11/18/2015

Cert# [90884](#)  
App: R 85865  
County/Basin Benton / Willamette (2)  
Applicant Name FOSDICK, GARY  
Priority Date 11/03/2003  
Issue Date 11/18/2015

Cert# [90885](#)  
App: S 85866  
County/Basin Benton / Willamette (2)  
Applicant Name FOSDICK, GARY AND LAURA  
Priority Date 11/03/2003  
Issue Date 11/18/2015

Cert# [90889](#)  
App: R 85074  
County/Basin Benton / Willamette (2)  
Applicant Name HAFFLEY, JOHN AND REBECCA  
Priority Date 03/14/2002  
Issue Date 11/18/2015

Cert# [90888](#)  
App: S 85073  
County/Basin Benton / Willamette(2)  
Applicant Name JAMES, DANIEL GLENMORE, EMILY JEAN, GLENMORE, AND JILL LESLI  
Priority Date 03/13/2002  
Issue Date 11/18/2015

Cert# [90895](#)  
App: G 13522  
County/Basin Coos / South Coast (17)  
Applicant Name LOSHBAUGH INC.  
Priority Date 10/04/1993  
Issue Date 11/18/2015

Cert# [90894](#)  
App: G 15684  
County/Basin Grant / John Day (6)  
Applicant Name MULLIN, ALLAN  
Priority Date 01/18/2001  
Issue Date 11/18/2015

Cert# [90872](#)  
App: R 84024  
County/Basin Union / Grande Ronde (8)  
Applicant Name OREGON DEPARTMENT OF FISH AND WILDLIFE  
Priority Date 12/21/1998  
Issue Date 11/18/2015

Cert# [90873](#)  
App: R 84025  
County/Basin Union / Grande Ronde (8)  
Applicant Name OREGON DEPARTMENT OF FISH AND WILDLIFE  
Priority Date 12/21/1998  
Issue Date 11/18/2015

Cert# [90898](#)  
App: G 14336  
County/Basin Columbia / Willamette (2)  
Applicant Name TIMBERMAN, MICHELLE AND JEFFREY  
Priority Date 06/19/1996  
Issue Date 11/18/2015

Cert# [90896](#)  
App: S 84710  
County/Basin Jackson / Rogue (15)  
Applicant Name TODD, CHARLES AND JOYCE  
Priority Date 03/28/2001  
Issue Date 11/18/2015

Cert# [90893](#)  
App: S 72420  
County/Basin Douglas / Umpqua (16)  
Applicant Name UMPQUA RIVERVIEW FARMS LLC  
Priority Date 05/29/1992  
Issue Date 11/18/2015

Cert# [90891](#)  
App: G 14334  
County/Basin Umatilla / Umatilla (7)  
Applicant Name VANDORN, KEVIN AND JOSIE  
Priority Date 06/17/1996  
Issue Date 11/18/2015



Cert#	<a href="#">90897</a>
App:	S 85601
County/Basin	Josephine / Rogue (15)
Applicant Name	AMEN, CHRISTINE A.
Priority Date	05/15/2003
Issue Date	11/18/2015

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
November 24, 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.