

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
January 26, 2016

*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*

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.
- * **Application for Instream Lease**
Application by water right holder to lease existing water rights to instream use.
- * **Transfer Preliminary Determinations**
Requests to change point of diversion or appropriation, place of use, and character of use upon which the public may protest the application and Department's preliminary determination.
- * **Transfer Applications: Regular**
Requests to change point of diversion or appropriation, place of use, or character of use upon which the public may comment. The changes may be proposed in an application for a transfer (including instream or historic POD), an exchange, or a substitution.
- * **Transfer Applications: Temporary Transfers**
Requests to temporarily change place of use and, if necessary to convey the water to the new place of use, to temporarily change the point of diversion or appropriation.
- * **Transfer Applications: Permit Amendments**
Requests to amend permits.
- * **District Permanent Transfers (ORS 540.580)**
Petitions requesting transfers in place of use within a district's boundaries.
- * **Water Right Cancellations**
Abandonment of perfected and developed water rights and requests to cancel all or a portion of rights.

* **Certificate Issuance**

Included in this section is a listing of recently issued water right certificates.

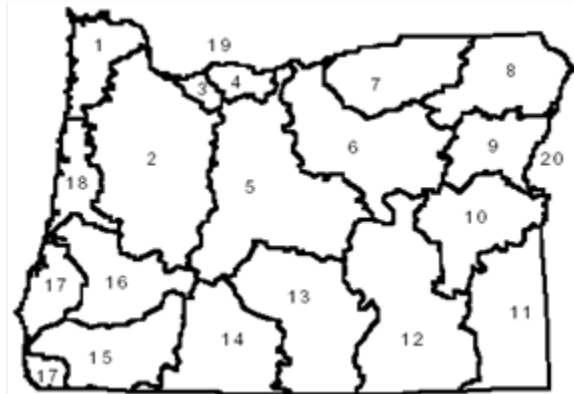
The Public Notice is published each week on the Department's web site at <http://www.wrd.state.or.us/>. If you would like to receive a *free* weekly notification when it is published, please send your request to Kate.M.Fitzgerald@wrđ.state.or.us.

How to Read the Listing

App#:

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

County/Basin (See Map)



Applicant Name
Applicant Address
Sources/TRSQ40Q160
Use/Quantity

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

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

Priority Date

Stage/ Status

- IR: Initial Review
- PFO: Proposed Final Order

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

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

Initial Review and Proposed Final Orders

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

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

Initial Review Stage (IR)

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

The comment deadline for initial reviews appearing in this public notice is 5pm, Thursday, February 25, 2016. 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, March 11, 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# [S-88150](#)
County/Basin Umatilla / Umatilla(7)
Applicant Name RUPP, RANDY
176 KRANICHWOOD ST
RICHLAND, WA 99352
Sources/TRSQ40Q160 COLUMBIA RIVER > PACIFIC OCEAN / 5.00N 30.00E 8 SWNW
Use/Quantity IRRIGATION / 33.275 CFS
Priority Date 11/17/2015
Stage/Status IR / PROPOSE TO APPROVE

App# [G-18172](#)
County/Basin Umatilla / Umatilla(7)
Applicant Name NF LAND LLC
2885 SANFORD AVE SW 21711
GRANDVILLE, MI 49418
Sources/TRSQ40Q160 A WELL > LITTLE FORK WALLA WALLA RIVER / 5.00N 36.00E 24 SENW
A WELL > LITTLE FORK WALLA WALLA RIVER / 5.00N 36.00E 24 NENW
A WELL > LITTLE FORK WALLA WALLA RIVER / 5.00N 36.00E 24 NWNW
A WELL > LITTLE FORK WALLA WALLA RIVER / 5.00N 36.00E 24 NWNW
A WELL > LITTLE FORK WALLA WALLA RIVER / 5.00N 36.00E 13 SWSW
A WELL > LITTLE FORK WALLA WALLA RIVER / 5.00N 36.00E 13 SWSE
A WELL > LITTLE FORK WALLA WALLA RIVER / 5.00N 36.00E 13 SESW
A WELL > LITTLE FORK WALLA WALLA RIVER / 5.00N 36.00E 23 NWNW
A WELL > LITTLE FORK WALLA WALLA RIVER / 5.00N 36.00E 23 NWNW
A WELL > LITTLE FORK WALLA WALLA RIVER / 5.00N 36.00E 23 NENE
A WELL > LITTLE FORK WALLA WALLA RIVER / 5.00N 36.00E 14 SWSE
Use/Quantity IRRIGATION, LIVESTOCK AND DOMESTIC / 6.470 CFS
Priority Date 12/04/2015
Stage/Status IR / PROPOSE TO DENY

App# [G-18170](#)
County/Basin Lane / Willamette(2)
Applicant Name MCQUADE, JAMES T.
83264 LORANE HWY
EUGENE, OR 97405
Sources/TRSQ40Q160 TWO WELLS > UNNAMED STREAM / 19.00S 5.00W 13 SWNW
Use/Quantity DOMESTIC / 0.071 CFS
Priority Date 12/11/2015
Stage/Status IR / PROPOSE TO APPROVE

App# [G-18171](#)
County/Basin Clackamas / Willamette(2)
Applicant Name BUTSCH PROPERTIES LLC
15234 BUTSCH LANE
MOUNT ANGEL, OR 97362
Sources/TRSQ40Q160 A WELL > PUDDING RIVER / 5.00S 1.00W 1 NWNE
Use/Quantity IRRIGATION / 1.000 CFS
Priority Date 12/08/2015
Stage/Status IR / PROPOSE TO DENY

App# [G-18174](#)
County/Basin Josephine / Rogue(15)
Applicant Name SHANNON, PATRICIA A.
240 PALOS VERDES DR
GRANTS PASS, OR 97526
Sources/TRSQ40Q160 A WELL > EWE CREEK / 35.00S 6.00W 29 SWNE
Use/Quantity NURSERY USES / 0.022 CFS
Priority Date 12/15/2015
Stage/Status IR / PROPOSE TO APPROVE

App#	G-18173
County/Basin	Linn / Willamette(2)
Applicant Name	OSPREY CORNER LLC WARNER, SHONDA K. 145 DELTA CLARKSDALE, MS 38614
Sources/TRSQ40Q160	TWO WELLS > SOUTH SANTIAM RIVER / 11.00S 2.00W 8 NENW
Use/Quantity	IRRIGATION / 0.950 CFS
Priority Date	12/15/2015
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#	LL-1620
County/Basin	Marion / Willamette(2)
Applicant Name	NEUKOMM, DERON 9485 SUNNYVIEW RD NE SALEM, OR 97317
Priority Date	12/11/2015
Issue Date	01/20/2016
Status	DENIED
App#	S-84440
County/Basin	Coos / South Coast(17)
Applicant Name	OREGON DEPT. OF FISH AND WILDLIFE GRAY, MICHAEL PO BOX 5430 CHARLESTON, OR 97420
Priority Date	05/25/2000
Issue Date	01/20/2016
Status	WITHDRAWN

Alternate Reservoir Applications (ORS 537.409)

For alternate reservoir applications filed under ORS 537.409, the public is invited to comment within 60 days of this notice. The law provides that within 60 days after the Department provides public notice of the application, any person may submit detailed, legally obtained information in writing, requesting the Department to deny the application for a permit on the basis that the reservoir:

- (A) Would result in injury to an existing water right; or
- (B) Would pose a significant detrimental impact to existing fishery resources as determined on the basis of information submitted by the State Department of Fish and Wildlife.

Such comments must be submitted on or before March 26, 2016.

App#	R-88163
County/Basin	Clackamas / Willamette(2)
Applicant Name	DONAHUE, BRADY 30503 SE CHURCH RD BORING, OR 97009
Sources/TRSQ40Q160	UNNAMED STREAM > CLACKAMAS RIVER / 2.00S 4.00E 5 SWNW
Use/Quantity	MULTIPLE PURPOSE / 0.960 AF
Priority Date	01/05/2016

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 **February 25, 2016**. 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-88158](#)
County/Basin Douglas / Umpqua(16)
Applicant Name B AND B ROADS INC.
1086 DAIRY LOOP RD
ROSEBURG, OR 97471
Sources/TRSQ40Q160 LOOKINGGLASS CREEK > OLALLA CREEK / 28.00S 7.00W 2 SESW
A RESERVOIR > BERRY CREEK / 29.00S 7.00W 20 SENW
Use/Quantity COMMERCIAL USES / 2.000 AF
Priority Date 12/22/2015

App# [S-88159](#)
County/Basin Washington / Willamette(2)
Applicant Name UNGER, MARK
UNGER FAMILY FARMS INC
33640 SW UNGER RD
CORNELIUS, OR 97113
Sources/TRSQ40Q160 TWO RESERVOIRS > CHRISTENSEN CREEK / 1.00S 3.00W 26 SWSE
Use/Quantity IRRIGATION / 50.500 AF
Priority Date 12/24/2015

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 March 11, 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#	G-15470
Permit#	G-15074
County/Basin	Klamath / Klamath(14)
Applicant Name	KLAMATH COUNTY YOUTH SPORTS COMPLEX INC. 1004 MAIN ST KLAMATH FALLS, OR 97601
Sources/TRSQ40Q160	A WELL > L EWAUNA / 38.00S 9.00E 35 SWNW
Use/Quantity	IRRIGATION / 2.180 CFS
Status	PROPOSE TO APPROVE
App#	S-72901
Permit#	S-52811
County/Basin	Baker / Powder(9)
Applicant Name	CLEAR CREEK RESERVOIR CO. RT 1 BOX 137 HALFWAY, OR 97834
Sources/TRSQ40Q160	CLEAR CREEK RESERVOIR > CLEAR CREEK / 7.00S 46.00E 19 SWNE CLEAR CREEK RESERVOIR > CLEAR CREEK / 7.00S 46.00E 19 SENE CLEAR CREEK RESERVOIR > CLEAR CREEK / 7.00S 46.00E 32 SENW CLEAR CREEK RESERVOIR > CLEAR CREEK / 7.00S 46.00E 30 SWSE
Use/Quantity	SUPPLEMENTAL IRRIGATION / 36.500 AF
Status	PROPOSE TO APPROVE

App#	G-16337
Permit#	G-15930
County/Basin	Klamath / Klamath(14)
Applicant Name	W AND H PACIFIC 1004 MAIN ST KLAMATH FALLS, OR 97601
Sources/TRSQ40Q160	A WELL > KLAMATH RIVER / 38.00S 9.00E 35 SENW A WELL > KLAMATH RIVER / 38.00S 9.00E 35 SWNW
Use/Quantity Status	GEO-THERMAL (HEATING & COOLING) / 1.110 CFS PROPOSE TO APPROVE
App#	G-15055
Permit#	G-13980
County/Basin	Yamhill / Willamette(2)
Applicant Name	PIERCE, EDITH PO BOX 92 DUNDEE, OR 97115
Sources/TRSQ40Q160	THREE WELLS > WILLAMETTE RIVER BASIN / 3.00S 2.00W 19 SWSW A WELL > WILLAMETTE RIVER BASIN / 3.00S 2.00W 19 SESW
Use/Quantity Status	NURSERY USES / 0.223 CFS 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 February 09, 2016, 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-1624
County/Basin	Klamath / Klamath(14)
Applicant Name	US BUREAU OF RECLAMATION 6600 WASHBURN WAY KLAMATH FALLS, OR 97603
Sources/TRSQ40Q160	UPPER KLAMATH LAKE > KLAMATH R / 39.00S 9.00E 25 SESE UPPER KLAMATH LAKE > KLAMATH R / 39.00S 10.00E 30 SWSW UPPER KLAMATH LAKE > KLAMATH R / 39.00S 9.00E 36 NENE
Use/Quantity	DUST CONTROL / 32.22 AF
Priority Date	12/14/2015

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 February 16, 2016. 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 610](#)
Certificate 22742, 23098, 15444
County/Basin Washington / Willamette(2)
Lessor STARK, BETTY
(EGGER FAMILY LLC)
12405 SW RIVER ROAD
HILLSBORO, OR 97123

Lessee TOWNSEND, LACEY
TUALATIN SOIL AND WATER CONSERVATION DISTRICT
1080 SW BASELINE, B-2
HILLSBORO, OR 97123

Source MCFEE CREEK > TUALATIN RIVER
Priority Date 08/13/1948, 03/09/1953, 11/23/1940

Lease# [IL 841](#)
Certificate 13374
County/Basin Washington / Willamette(2)
Lessor EVERS, EUGENE
39439 NW OSTERMAN ROAD
FOREST GROVE, OR 97116

Lessee TOWNSEND, LACEY
TUALATIN SOIL AND WATER CONSERVATION DISTRICT
1080 SW BASELINE, B-2
HILLSBORO, OR 97123

Source WEST FORK DAIRY CREEK > DAIRY CREEK
Priority Date 01/27/1939

Lease# [IL 842](#)
Certificate 23054
County/Basin Washington / Willamette(2)
Lessor JOANN KEMPER FOX LIVING TRUST
8200 NW ROY ROAD
CORNELIUS, OR 97113

Lessee TOWNSEND, LACEY
TUALATIN SOIL AND WATER CONSERVATION DISTRICT
1080 SW BASELINE, B-2
HILLSBORO, OR 97123

Source DAIRY CREEK > TUALATIN RIVER
Priority Date 01/24/1952

Lease# [IL 843](#)
Certificate 64371
County/Basin Washington / Willamette(2)
Lessor HERING, DAVID
34005 SW COOK ROAD
HILLSBORO, OR 97123

Lessee TOWNSEND, LACEY
TUALATIN SOIL AND WATER CONSERVATION DISTRICT
1080 SW BASELINE, B-2
HILLSBORO, OR 97123

Source TUALATIN RIVER > WILLAMETTE RIVER
Priority Date 03/10/1982

Lease# [IL 844](#)
Certificate 20022
County/Basin Washington / Willamette(2)
Lessor RILEY, CHRISTINE
48895 SW SOUTH ROAD
GASTON, OR 97119

Lessee TOWNSEND, LACEY
TUALATIN SOIL AND WATER CONSERVATION DISTRICT
1080 SW BASELINE, B-2
HILLSBORO, OR 97123

Source TUALATIN RIVER > WILLAMETTE RIVER
Priority Date 02/11/1947

Lease# [IL 845](#)
Certificate 14343
County/Basin Washington / Willamette(2)
Lessor WALDORF, ALANYN
1620 S MAIN STREET
FOREST GROVE, OR 97116

Lessee TOWNSEND, LACEY
TUALATIN SOIL AND WATER CONSERVATION DISTRICT
1080 SW BASELINE, B-2
HILLSBORO, OR 97123

Source TUALATIN RIVER > WILLAMETTE RIVER
Priority Date 03/18/1936

Lease# [IL 866](#)
Certificate 23054
County/Basin Washington / Willamette(2)
Lessor VAN DYKE, KENNETH H. AND LISA M.
8280 NW ROY RD
CORNELIUS, OR 97113

Lessee TOWNSEND, LACEY
TUALATIN SOIL AND WATER CONSERVATION DISTRICT
1080 SW BASELINE, B-2
HILLSBORO, OR 97123

Source DAIRY CREEK > TUALATIN RIVER
Priority Date 01/24/1952

Lease# [IL 888](#)
Certificate 728
County/Basin Washington / Willamette(2)
Lessor DALY, MYRNA
2795 SW 118TH AVENUE
BEAVERTON, OR 97005

Lessee TOWNSEND, LACEY
TUALATIN SOIL AND WATER CONSERVATION DISTRICT
1080 SW BASELINE, B-2
HILLSBORO, OR 97123

Source BLEDSOE CREEK > EAST FORK DAIRY CREEK
Priority Date 11/30/1909

Lease# [IL 1502](#)
Certificate 54286
County/Basin Marion / Willamette(2)
Lessor STEVENSON, MANAGER BRENT
SANTIAM WATER CONTROL DISTRICT
284 E WATER STREET
STAYTON, OR 97383

Lessee COLSON, V.P., BRADLEY A.
427 SC LLC
2264 MCGILCHRIST ST SE #210
SALEM, OR 97302

Source NORTH SANTIAM RIVER > SANTIAM RIVER
Priority Date 05/14/1909

Lease# [IL 1503](#)
Certificate 45563
County/Basin Polk / Willamette(2)
Lessor STEVENSON, MANAGER BRENT
SANTIAM WATER CONTROL DISTRICT
284 E WATER STREET
STAYTON, OR 97383

Lessee SHENK, WESLEY V.
9075 FORT HILL RD
WILLAMINA, OR 97396

Source SOUTH YAMHILL RIVER > YAMHILL RIVER
Priority Date 06/25/1971

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 February 25, 2016, 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-11810 filed by Deming Ranch Land and Cattle LLC, 100 Old Airport Rd, Auburn, CA 95603, proposes a character of use and place of use change under Certificates 9952, 9953, 9954, 9955, 9956, 9957, 9958, 9959, 9960, and 9961. The rights allow the use of a total 8.19 cfs from Deming Creek in Sects. 13 and 23, T36S, R14E, WM and Sects. 16, 17, 18, and 30, T36S, R15E, WM for irrigation and stock water in Sects. 24 and 26, T36S, R14E, WM and Sects. 16, 17, 18 and 20, T36S, R15E, WM. The applicant proposes to create an instream use in Deming Creek from the points of diversion to the mouth at a maximum of 8.19 cfs and 7.36 cfs on into the South Fork Sprague River and to the confluence of the North Fork Sprague River. The applicant has also submitted affidavits to cancel portions of Certificate 21416 and 33926. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540, OAR 690-380-5000 and OAR 690-077-0075.

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 February 25, 2016. 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 12244
Water Right	Cert:90730
County/Basin	Klamath / Klamath(14)
Applicant Name	TEMPLE, NICHOLAS B. 6320 DECHARDIN LANE RENO, NV 89511
Proposed Change	POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > SWAN LAKE BASIN / 37.00S 10.00E 8 NWSW
Use/Quantity	IRRIGATION / 3.150 CFS
Priority Date	05/26/1981
Transfer	T 12247
Water Right	Cert:80062, 86993, 86992
County/Basin	Morrow / Umatilla(7)
Applicant Name	WILLOW CREEK DAIRY PO BOX 1210 BOARDMAN, OR 97818
Proposed Change	PLACE OF USE
Sources/TRSQ40Q160	COLUMBIA RIVER > PACIFIC OCEAN / 4.00N 25.00E 2 NENW
Use/Quantity	IRRIGATION / 68.970 CFS
Priority Date	07/25/1973, 02/07/1974
Transfer	T 12248
Water Right	Cert:49726, 55317, 49727, 55316
County/Basin	Morrow / Umatilla(7)
Applicant Name	SAGE HOLLOW RANCH LLC 3620 INDEPENDENCE RD SUNNYSIDE, WA 98944
Proposed Change	POINT OF APPROPRIATION, PLACE OF USE, USE
Sources/TRSQ40Q160	A WELL > COLUMBIA RIVER / 3.00N 26.00E 4 NWSE A WELL > COLUMBIA RIVER / 3.00N 26.00E 4 NENE
Use/Quantity	IRRIGATION / 1.120 CFS
Priority Date	03/02/1959, 03/06/1959

Transfer	T 12250
Water Right	Cert: 45563
County/Basin	Polk / Willamette(2)
Applicant Name	CHRISTENSEN, ZACH 16201 SW CHRISTENSEN RD MCMINNVILLE, OR 97128
Proposed Change	POINT OF DIVERSION, PLACE OF USE
Sources/TRSQ40Q160	SOUTH YAMHILL RIVER > YAMHILL RIVER / 6.00S 7.00W 9 NESW SOUTH YAMHILL RIVER > YAMHILL RIVER / 6.00S 7.00W 16 NWNE
Use/Quantity	IRRIGATION / 1.250 CFS
Priority Date	06/25/1971
Transfer	T 12252
Water Right	Cert:87711, 87710, 28608, 2484
County/Basin	Umatilla / Umatilla(7)
Applicant Name	LEVY, ROBERT CUNNINGHAM SHEEP CO. PO BOX 1186 PENDLETON, OR 97801
Proposed Change	POINT OF DIVERSION, ADDITIONAL POINT OF DIVERSION, PLACE OF USE
Sources/TRSQ40Q160	UMATILLA RIVER > COLUMBIA RIVER / 2.00N 30.00E 5 SWSE UMATILLA RIVER > COLUMBIA RIVER / 2.00N 30.00E 5 SENW UMATILLA RIVER > COLUMBIA RIVER / 2.00N 30.00E 6 NENE UMATILLA RIVER > COLUMBIA RIVER / 2.00N 30.00E 5 SWSE UMATILLA RIVER > COLUMBIA RIVER / 2.00N 30.00E 5 SENW UMATILLA RIVER > COLUMBIA RIVER / 2.00N 30.00E 5 SESE UMATILLA RIVER > COLUMBIA RIVER / 2.00N 30.00E 9 SWNW
Use/Quantity	IRRIGATION / 1.560 CFS
Priority Date	IRRIGATION, LIVESTOCK AND DOMESTIC / 0.200 CFS 12/31/1902, 07/21/1952, 12/31/1906

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	T-12246
Water Right	Cert:22009
County/Basin	Yamhill / Willamette(2)
Applicant Name	BEN VANDYKE FARMS, INC. 15221 NW WESTSIDE RD YAMHILL, OR 97148
Proposed Change	ADDITIONAL POINT OF DIVERSION, PLACE OF USE
Sources/TRSQ40Q160	NORTH YAMHILL RIVER > YAMHILL RIVER / 2.00S 5.00W 26 SWNE NORTH YAMHILL RIVER > YAMHILL RIVER / 2.00S 5.00W 26 NWNE
Use/Quantity	IRRIGATION / 0.820 CFS
Priority Date	03/22/1950

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 12249
Water Right	Permit: G-16888
County/Basin	Yamhill / Willamette(2)
Applicant Name	ELLIOTT, C/O ALLAN CARLTON NURSERY CO. LLC PO BOX 398 DAYTON, OR 97114
Proposed Change	POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > WARNER CREEK / 5.00S 3.00W 16 NWNW TWO WELLS > WARNER CREEK / 5.00S 3.00W 8 SESE
Use/Quantity	NURSERY USES / 0.560 CFS
Priority Date	12/28/2009

District Permanent Transfers (ORS 540.580)

A district may request to permanently change the place of use within district boundaries. A district may provide notice to the Department of a change before it is made, and shall submit a district permanent application prior to the end of the calendar year in which the change occurs. The Department shall approve the transfer application provided it does not cause injury to existing water rights or expand the water use.

This public notice includes district notices of proposed changes. The Department will accept comments on injury and enlargement of changes in place of use associated with the notice and use those comments in the review of the proposed change.

Any potentially affected holder of an existing water right may file, jointly or severally, with the department, a protest against approval of the petition on or before February 25, 2016. The Department will hold a contested case hearing if: 1) a protest and \$700 protest fee for non-applicant and \$350.00 protest fee for applicant are received within the time allowed; or 2) the Department finds a hearing is needed to determine whether the proposed changes would result in injury to existing rights. If a water user believes that a proposed change could injure a water delivery within a district's boundaries, the matter will be resolved directly between the district and the water user. Within 20 days after the Department issues a final order, the district or any protestant may file with the Water Resources Commission exceptions to the final order.

Transfer	T-12251
Water Right	Cert:74197, 76714
County/Basin	Crook, Deschutes, Jefferson / Deschutes(5)
Applicant Name	ARNOLD IRRIGATION DISTRICT 19604 BUCK CANYON RD BEND, OR 97702
Proposed Change	PLACE OF USE
Sources	CRANE PRAIRIE RESERVOIR > DESCHUTES RIVER DESCHUTES RIVER > COLUMBIA RIVER
Use	IRRIGATION SUPPLEMENTAL IRRIGATION
Priority Date	02/01/1905, 04/25/1905, 02/28/1913
Transfer	T-12253
Water Right	Cert:89006
County/Basin	Umatilla / Umatilla(7)
Applicant Name	HERMISTON IRRIGATION DISTRICT 366 E HURLBURT AVE HERMISTON, OR 97838
Proposed Change	PLACE OF USE
Sources	COLD SPRINGS RESERVOIR > COLD SPRINGS WASH UMATILLA RIVER > COLUMBIA RIVER
Use	SUPPLEMENTAL IRRIGATION IRRIGATION
Priority Date	02/25/1904, 09/06/1905

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	11530
County/Basin	Douglas / Umpqua (16)
Landowners	AZALEA ROJO, LLC
Address	745 BOYLSTON ST, SUITE 207 BOSTON, MA 02116
Source/TRSQ40Q160	LOOKINGGLASS CREEK > SOUTH UMPQUA RIVER / 28S 6W 19 SWNE LOOKINGGLASS CREEK > SOUTH UMPQUA RIVER / 28S 6W 19 NWSE
Use/Quantity	IRRIGATION / 0.070 CFS
Priority Date	11/13/1931

Certificate	11828
County/Basin	Douglas / Umpqua (16)
Source	LOOKINGGLASS CREEK > SOUTH UMPQUA RIVER
Landowners	AZALEA ROJO, LLC
Address	745 BOYLSTON ST, SUITE 207 BOSTON, MA 02116
Source/TRSQ40Q160	LOOKINGGLASS CREEK > SOUTH UMPQUA RIVER / 28S 7W 27 NENW LOOKINGGLASS CREEK > SOUTH UMPQUA RIVER / 28S 7W 27 SENW
Use/Quantity	IRRIGATION / 0.240 CFS
Priority Date	11/13/1931

Certificate	2023
County/Basin	Curry / South Coast (17)
Landowners	USDA FOREST SERVICE
Address	3040 BIDDLE ROAD MEDFORD, OR 97504
Source/TRSQ40Q160	MILLER CREEK > SLIDE CREEK / 38S 10W 14 NWSW MILLER CREEK > SLIDE CREEK / 38S 10W 14 NESW MILLER CREEK > SLIDE CREEK / 38S 10W 14 SWSW MILLER CREEK > SLIDE CREEK / 38S 10W 14 SESW
Use/Quantity	MINING / 4.00 CFS
Priority Date	3/17/1913

Certificate	11584
County/Basin	Harney / Malheur Lake (12)
Source/TRSQ40Q160	DRY CREEK; DRY CREEK RESERVOIR > CATLOW VALLEY / 32S 32E 29 NWNE DRY CREEK; DRY CREEK RESERVOIR > CATLOW VALLEY / 32S 32E 29 SWNE
Landowners	SANDERS, ROBERT T. AND CARLA M.
Address	342 MATSON ROAD KALAMA, WA 98625
Use/Quantity	IRRIGATION / 0.248 CFS
Priority Date	1/6/1922

Certificate	36760
County/Basin	Harney / Malheur Lake (12)
Landowners	SANDERS, ROBERT T. AND CARLA M.
Address	342 MATSON ROAD KALAMA, WA 98625
Source/TRSQ40Q160	DRY CREEK RESERVOIR > DRY CREEK / 32S 32E 20 NESW DRY CREEK RESERVOIR > DRY CREEK / 32S 32E 20 NENW DRY CREEK RESERVOIR > DRY CREEK / 32S 32E 20 SENW DRY CREEK RESERVOIR > DRY CREEK / 32S 32E 20 SE SW DRY CREEK RESERVOIR > DRY CREEK / 32S 32E 20 NWSE DRY CREEK RESERVOIR > DRY CREEK / 32S 32E 20 SWSE
Use/Quantity	IRRIGATION
Priority Date	12/12/1960

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# [91038](#)
Xfer: T 8963
County/Basin Jackson / Rogue(15)
Applicant Name ARMSTRONG, JAMES A.
Priority Date 12/31/1854
Issue Date 01/25/2016

Cert# [91156](#)
App: S 47254
County/Basin Clackamas / Sandy(3)
Applicant Name CITY OF SANDY
Priority Date 07/23/1970
Issue Date 01/20/2016

Cert# [91134](#)
App: S 84029
County/Basin Jackson / Rogue(15)
Applicant Name CITY OF TALENT
Priority Date 12/28/1998
Issue Date 01/25/2016

Cert# [91044](#)
App: G 15157
County/Basin Wasco / Hood(4)
Applicant Name DAHLE, TIMOTHY A. AND COLLEEN A.
Priority Date 05/19/2000
Issue Date 01/25/2016

Cert# [91150](#)
App: G 13081
County/Basin Harney / Malheur Lake(12)
Applicant Name MASTRE, ARNOLD
Priority Date 04/13/1992
Issue Date 01/25/2016

Cert# [91043](#)
App: R 83820
County/Basin Yamhill / Willamette(2)
Applicant Name MILLER, DONNA J. AND THOMAS C.
TDM CO.
Priority Date 04/30/1998
Issue Date 01/25/2016

Cert#	91039
App:	G 15173
County/Basin	Josephine / Rogue(15)
Applicant Name	NOVOTNY, JEAN WELLS, GRACE
Priority Date	07/20/2000
Issue Date	01/25/2016

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
January 26, 2016

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)*

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Your Name, Address, and Phone Number:

* 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.