

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
**March 8, 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](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.
- \* **Establishment of Mitigation Credits in the Deschutes Basin pursuant to OAR Chapter 690, Division 521 (ORS 537.746)**
- \* **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.)
- \* **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.

\* **Ground Water Registration Modifications**

Applications requesting Department recognition of changes in point of appropriation, place of use and character of use under a ground water certificate of registration.

\* **Certificate Issuance**

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

\* **Municipal Extension Application for ODFW Review**

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 [Marissa.L.Andrews@ wrd.state.or.us](mailto:Marissa.L.Andrews@ 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**

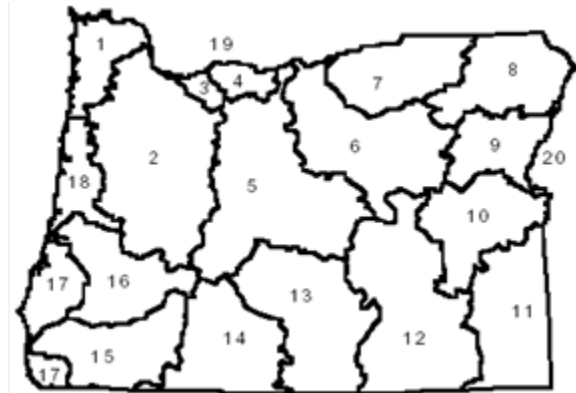
Unit of measure:

- 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, April 07, 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, April 22, 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-18118](#)  
County/Basin Umatilla / Umatilla(7)  
Applicant Name J AND P WHITNEY PROPERTIES LLC  
PO BOX 1614  
PENDLETON, OR 97801  
Sources/TRSQ40Q160 A WELL > UNNAMED STREAM BASIN / 5.00N 33.00E 2 NENW  
A WELL > UNNAMED STREAM BASIN / 5.00N 33.00E 2 SWNE  
A WELL > UNNAMED STREAM BASIN / 5.00N 33.00E 1 SWNW  
A WELL > UNNAMED STREAM BASIN / 5.00N 33.00E 1 SWSW  
A WELL > UNNAMED STREAM BASIN / 5.00N 33.00E 1 SESE  
A WELL > UNNAMED STREAM BASIN / 5.00N 34.00E 6 SENW  
A WELL > UNNAMED STREAM BASIN / 5.00N 34.00E 6 SENE  
A WELL > UNNAMED STREAM BASIN / 5.00N 34.00E 5 NWSW  
A WELL > UNNAMED STREAM BASIN / 5.00N 34.00E 5 SWSW  
Use/Quantity IRRIGATION / 12.470 CFS  
Priority Date 07/20/2015  
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18134](#)  
County/Basin Union / Grande Ronde(8)  
Applicant Name KRUSE, KRISTEN A. AND MICHAEL E.  
P.O. BOX 90  
IMBLER, OR 97841  
Sources/TRSQ40Q160 A WELL > GRANDE RONDE RIVER BASIN / 1.00S 39.00E 29 NWNW  
Use/Quantity IRRIGATION / 1.980 CFS  
Priority Date 08/24/2015  
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18140](#)  
County/Basin Linn / Willamette(2)  
Applicant Name WEBSTER, RICHARD H.  
38665 RICHARDSON GAP RD  
SCIO, OR 97374  
Sources/TRSQ40Q160 TWO WELLS > THOMAS CREEK BASIN / 10.00S 1.00W 15 SWNW  
Use/Quantity IRRIGATION / 0.250 CFS  
Priority Date 09/15/2015  
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18141](#)  
County/Basin Linn / Willamette(2)  
Applicant Name LEE HOLDINGS LLC  
34309 HWY 34 SE  
ALBANY, OR 97322  
Sources/TRSQ40Q160 TWO WELLS > OAK CREEK BASIN / 11.00S 3.00W 35 SESE  
Use/Quantity IRRIGATION / 2.670 CFS  
Priority Date 09/16/2015  
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18148](#)  
County/Basin Josephine / Rogue(15)  
Applicant Name BROWN, RANDAL J.  
5047 TAKILMA ROAD  
CAVE JUNCTION, OR 97523  
Sources/TRSQ40Q160 A WELL > EAST FORK ILLINOIS RIVER BASIN / 40.00S 8.00W 11 NWNE  
Use/Quantity NURSERY USES / 0.033 CFS  
Priority Date 10/13/2015  
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18150](#)  
County/Basin Marion / Willamette(2)  
Applicant Name PANASONIC ECO SOLUTIONS SOLAR AMERICA LLC  
MESEROLL, MICHAEL  
5475 GAFFIN RD SE  
SALEM, OR 97317  
Sources/TRSQ40Q160 THREE WELLS > PUDDING RIVER BASIN / 8.00S 2.00W 4 SWNW  
Use/Quantity INDUSTRIAL/MANUFACTURING USES / 0.220 CFS  
Priority Date 10/16/2015  
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18227](#)  
County/Basin Jackson / Rogue(15)  
Applicant Name SRP RE LLC  
16110 JONES RD  
WHITE CITY, OR 97503  
Sources/TRSQ40Q160 A WELL > ROGUE RIVER / 35.00S 2.00W 2 SWSE  
Use/Quantity NURSERY USES / 0.019 CFS  
Priority Date 01/11/2016  
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# [G-15767](#)  
County/Basin Lane / Willamette(2)  
Applicant Name SMITH, ALLEN J.  
PO BOX 1060  
COTTAGE GROVE, OR 97424  
Priority Date 05/22/2002  
Issue Date 03/04/2016  
Status DENIED

App# [G-18001](#)  
County/Basin Marion / Willamette(2)  
Applicant Name ANGSTROM, ANDREW P. AND RENEE A.  
935 78TH AVE NE  
SALEM, OR 97317  
Priority Date 02/19/2015  
Issue Date 03/03/2016  
Status APPROVED

App# [R-88123](#)  
County/Basin Benton / Willamette(2)  
Applicant Name WALKER, FRANK  
1480 JAMESTOWN ST SE  
SALEM, OR 97302  
Priority Date 08/25/2015  
Issue Date 03/03/2016  
Status APPROVED

App# [S-88138](#)  
County/Basin Jackson / Rogue(15)  
Applicant Name SWAIN, WILLIAM L.  
2473 SALYER ST  
MEDFORD, OR 87501  
Priority Date 10/08/2015  
Issue Date 03/02/2016  
Status APPROVED

## **Alternate Reservoir Applications (ORS 537.409)**

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

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

**Such comments must be submitted on or before May 07, 2016.**

App# [R-88175](#)  
County/Basin Wheeler / John Day(6)  
Applicant Name SIX SHOOTER RANCH I LLC  
2357 HILLSIDE RD  
RICHFIELD, WI 53076  
Sources/TRSQ40Q160 UNNAMED SPRING > TAMARACK CREEK / 10.00S 23.00E 21 SENW  
Use/Quantity MULTIPLE PURPOSE / 7.000 AF  
Priority Date 02/09/2016

App# [R-88176](#)  
County/Basin Wheeler / John Day(6)  
Applicant Name SIX SHOOTER RANCH I LLC  
2357 HILLSIDE RD  
RICHFIELD, WI 53076  
Sources/TRSQ40Q160 UNNAMED SPRING > HORSESHOE CREEK / 10.00S 23.00E 22 NESW  
Use/Quantity MULTIPLE PURPOSE / 6.000 AF  
Priority Date 02/09/2016

App# [R-88174](#)  
County/Basin Linn / Willamette(2)  
Applicant Name CHRISTIE, JONATHAN  
38165 RICHARDSON GAP RD  
SCIO, OR 97374  
Sources/TRSQ40Q160 RUNOFF > CRABTREE CREEK / 10.00S 1.00W 22 SENW  
Use/Quantity MULTIPLE PURPOSE / 2.000 AF  
Priority Date 02/08/2016

App# [R-88178](#)  
County/Basin Josephine / Rogue(15)  
Applicant Name WHITE OAK FARM AND EDUCATION CENTER  
PO BOX 450  
WILLIAMS, OR 97544  
Sources/TRSQ40Q160 RUNOFF > MARBLE GULCH / 38.00S 5.00W 32 SWSW  
Use/Quantity MULTIPLE PURPOSE / 0.800 AF  
Priority Date 02/11/2016



App#	<a href="#">R-88168</a>
County/Basin	Josephine / Rogue(15)
Applicant Name	SCOTT, JORDAN
	180 MESSINGER RD
	GRANTS PASS, OR 97527
Sources/TRSQ40Q160	RUNOFF > WILLIAMS CREEK / 38.00S 5.00W 1 NWSW
Use/Quantity	MULTIPLE PURPOSE / 0.570 AF
Priority Date	01/19/2016

## 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 **April 07, 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#	<a href="#">S-88181</a>
County/Basin	Marion / Willamette(2)
Applicant Name	KRAUTMANN, JOLLY Y. AND MARK HERITAGE SEEDLINGS AND LINERS, INC. 4194 71ST AVE SE SALEM, OR 97317
Sources/TRSQ40Q160	A RESERVOIR > LITTLE PUDDING RIVER / 8.00S 2.00W 11 NWNE
Use/Quantity	NURSERY USES / 25.000 AF
Priority Date	02/18/2016
App#	<a href="#">S-88172</a>
County/Basin	Josephine / Rogue(15)
Applicant Name	WOOLSEY, GARY AND JULIE 550 QUAIL LANE GRANTS PASS, OR 97526
Sources/TRSQ40Q160	ROGUE RIVER > PACIFIC OCEAN / 35.00S 7.00W 35 SWSE LOST CREEK RESERVOIR > ROGUE RIVER / 33.00S 1.00E 26 SENW
Use/Quantity	IRRIGATION / 11.900 AF
Priority Date	01/28/2016
App#	<a href="#">S-88179</a>
County/Basin	Douglas / Umpqua(16)
Applicant Name	KENNERLY RANCHES LLC PO BOX 730 ROSEBURG, OR 97470
Sources/TRSQ40Q160	GALESVILLE RESERVOIR > COW CREEK / 31.00S 4.00W 28 SWNE SOUTH UMPQUA RIVER > UMPQUA RIVER / 28.00S 6.00W 29 NESW
Use/Quantity	IRRIGATION / 300.000 AF
Priority Date	02/16/2016

App# [S-88171](#)  
County/Basin Curry / South Coast(17)  
Applicant Name BUSSMANN CRANBERRIES LLC  
PO BOX 312  
SIXES, OR 97476  
Sources/TRSQ40Q160 A RESERVOIR > SIXES RIVER / 32.00S 15.00W 5 NESE  
A RESERVOIR > SIXES RIVER / 31.00S 15.00W 32 SESE  
Use/Quantity CRANBERRY / 43.000 AF  
CRANBERRY / 100.000 AF  
Priority Date 01/27/2016

## Establishment of Mitigation Credits in the Deschutes Basin

ORS 537.746 authorizes the Department to award mitigation credits in the Deschutes Basin to approved mitigation projects. Mitigation credits may be used in the Deschutes Basin, specifically the Deschutes Ground Water Study Area, to mitigate for the impacts of ground water use on surface water flows. Pursuant to OAR Chapter 690, Division 521, upon receipt of notification of a mitigation project, the Department shall give public notice of the intent to establish mitigation credits.

The public is invited to comment on establishment of mitigation credits for the project(s) described below. Comments must be received within 21 days of the date of this public notice. Comments should address the award of mitigation credits to the proposed project and its use for mitigation purposes. Included in this public notice is a preliminary determination as to the amount of mitigation credits that may be available from the proposed project.

Mitigation Project:	MP-149, Deschutes County
Project Applicant:	Deschutes River Conservancy Mitigation Bank, Central Oregon Irrigation District, Robert DuPont
Mitigation Project And Process:	Instream Lease Application IL-1139 for Certificate 83571 (see also Instream Lease section of the March 8, 2016 public notice for application details)
Subbasin/Source:	Middle Deschutes River Subbasin: Deschutes River, tributary to the Columbia River
Amount of Water:	up to 0.93 CFS with a maximum seasonal volume of 298.69 AF
Current Use:	Irrigation of 54.78 acres
Credits Assigned to:	Deschutes River Conservancy Mitigation Bank
Preliminary Mitigation Credit Determination:	98.6 Mitigation Credits that may be used in the Middle Deschutes and General Zones of Impact
Contact:	Laura Wilke, Phone: (503) 986-0884
Mitigation Project:	MP-179, Crook County
Project Applicant:	Deschutes River Conservancy Mitigation Bank, Ochoco Irrigation District, Ochoco Lumber Company
Mitigation Project And Process:	Instream Lease Application IL-1290 for Certificate 82248 (see also instream lease notice section of this public notice for application details)
Subbasin/Source:	Crooked River subbasin - Ochoco Creek, tributary to the Crooked River
Amount of Water:	Proposed Instream: Up to 0.774 CFS, maximum seasonal volume of 259.5 AF
Current Use:	86.5 acres equivalent of Industrial Use
Credits Assigned to:	Deschutes River Conservancy Mitigation Bank
Preliminary Mitigation Credit Determination:	up to 129.8 mitigation credits that may be available for use in the Crooked River and/or General Zones of Impact
Contact:	Laura Wilke, Phone: (503) 986-0884

Mitigation Project: MP-100, Deschutes County  
Project Applicant: Deschutes River Conservancy Mitigation Bank, Swalley Irrigation District, and Edward and Doris Elkins  
Mitigation Project And Process: Instream Lease Application IL-813 for Certificate 74145 (see also instream lease notice section of this public notice for application details)  
Subbasin/Source: Middle Deschutes River subbasin - Deschutes River, tributary to the Columbia River  
Amount of Water: Proposed Instream: Up to 0.181 CFS, maximum seasonal volume of 60.19 AF  
Current Use: Irrigation of 11.6 acres  
Credits Assigned to: Deschutes River Conservancy Mitigation Bank  
Preliminary Mitigation Credit Determination: up to 20.9 mitigation credits that may be available for use in the Middle Deschutes and/or General Zones of Impact  
Contact: Laura Wilke, Phone: (503) 986-0884

**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 April 07, 2016.** 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-13214](#)  
Permit Number G-12464  
County/Basin Klamath / Klamath(14)  
Applicant Name STASTNY JR, EDWIN J.  
32121 HWY 50  
MALIN, OR 97632  
Sources/TRSQ40Q160 A WELL > LOST RIVER / 41.00S 12.00E 13 SENE  
Use/Quantity SUPPLEMENTAL IRRIGATION / 5.260 CFS  
Proposed Completion Date 10/01/2021

App# [G-14816](#)  
Permit Number G-13667  
County/Basin Klamath / Klamath(14)  
Applicant Name EGBERT, MARIA M  
3104 SOUTHSIDE BYPASS  
KLAMATH FALLS, OR 97603  
Sources/TRSQ40Q160 WELL 1 > LOST RIVER / 40.00S 9.00E 9 SESW  
Use/Quantity IRRIGATION / 0.749 CFS  
Proposed Completion Date 10/01/2020

App# [G-15302](#)  
Permit Number G-15163  
County/Basin Baker / Powder(9)  
Applicant Name ADAMS, STEVE  
18479 W CAMPBELL  
BAKER, OR 97814  
ROHNER, JOHN A. AND KATHRYN M.  
40535 POCAHONTAS RD  
BAKER CITY, OR 97814  
Sources/TRSQ40Q160 A WELL > POWDER RIVER / 9.00S 39.00E 13 NENE  
Use/Quantity IRRIGATION / 1.000 CFS  
Proposed Completion Date 10/01/2022

App# [G-16103](#)  
Permit Number G-15838  
County/Basin Tillamook / North Coast(1)  
Applicant Name NORTHWEST FARM CREDIT SERVICES  
PO BOX 13309  
650 HAWTHORNE AVE SE SUITE 210  
SALEM, OR 97301  
Sources/TRSQ40Q160 A WELL > TRASK RIVER / 1.00S 9.00W 28 NESW  
Use/Quantity IRRIGATION / 0.668 CFS  
Proposed Completion Date 10/01/2016

## **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 April 22, 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.

#### **1.) OAR-690-315**

App#	S-44016
Permit#	<a href="#">S-32426</a>
County/Basin	Douglas / Umpqua(16)
Applicant Name	CITY OF SUTHERLIN PO BOX 459 SUTHERLIN, OR 97479
Sources/TRSQ40Q160	COOPER CREEK > SUTHERLIN CREEK / 25.00S 5.00W 22 NWSW COOPER CREEK RES > COOPER CREEK / 25.00S 5.00W 22 NWSW
Use/Quantity	MUNICIPAL USES / 5.000 CFS MUNICIPAL USES / 500.000 AF
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 April 07, 2016.** 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-11241</a>
Permit Number	G-11134
County/Basin	Clackamas / Willamette(2)
Applicant Name	PILCHER, GREG 30590 SE KELSO RD SANDY, OR 97009
Use	NURSERY USES



## Applications for Instream Lease

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

**The deadline for submitting claims of injury to existing water rights or enlargement of the original right against a lease application is March 29, 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#	<a href="#">IL 813</a>
Certificate	74145
County/Basin	Deschutes / Deschutes(5)
Lessee	DESCHUTES WATER EXCHANGE MITIGATION BANK PO BOX 1560 BEND, OR 97709
Lessor	BUTTERFIELD, SUZANNE SWALLEY IRRIGATION DISTRICT 64672 COOK AVE SUITE 1 BEND, OR 97703
Lessor	ELKINS, EDWARD DORIS ELKINS 63613 OB RILEY RD BEND, OR 97701
Source/Tributary To Priority Date	DESCHUTES R / COLUMBIA R 09/01/1899
Lease#	<a href="#">IL 1139</a>
Certificate	83571
County/Basin	Deschutes / Deschutes(5)
Lessor	CENTRAL OREGON IRRIGATION DISTRICT 1055 SW LAKE COURT REDMOND, OR 97756
Lessee	HUBERT, GENEVIEVE DESCHUTES RIVER CONSERVANCY 700 NW HILL ST STE 1 BEND, OR 97703
Lessor	DUPONT, ROBERT PO BOX 61012 RENO, NV 89506
Source/Tributary To Priority Date	DESCHUTES RIVER / COLUMBIA RIVER 10/31/1900

Lease# [IL 1290](#)  
Certificate 82248  
County/Basin Crook / Deschutes(5)  
Lessor OCHOCO IRRIGATION DISTRICT  
1001 NW DEER ST  
PRINEVILLE, OR 97754

Lessor OCHOCO LUMBER COMPANY  
P.O. BOX 668  
PRINEVILLE, OR 97754

Lessee HUBERT, GENEVIEVE  
DESCHUTES RIVER CONSERVANCY MITIGATION BANK  
700 NW HILL ST STE 1  
BEND, OR 97703

Source/Tributary To OCHOCO RESERVOIR / OCHOCO CREEK  
Priority Date 09/02/1986

## 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 April 07, 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 12281](#)  
Water Right Cert:13828  
County/Basin Josephine / Rogue(15)  
Applicant Name SHINER, STEPHEN L.  
2140 CROOKS CREEK RD.  
SELMA, OR 97538  
Proposed Change POINT OF DIVERSION, SURFACE WATER TO GROUND WATER  
Sources/TRSQ40Q160 UNNAMED STREAM > CROOKS CREEK  
Use/Quantity IRRIGATION / 0.300 CFS  
Priority Date 04/01/1893

Transfer [T 12283](#)  
Water Right Cert:88303  
County/Basin Klamath / Deschutes(5)  
Applicant Name CENTRAL OREGON MANAGEMENT CO. LLC  
61535 S HWY 97 SUITE 9344  
BEND, OR 97702  
Proposed Change POINT OF APPROPRIATION, PLACE OF USE,USE  
Sources/TRSQ40Q160 A WELL > LONG PRAIRIE SLOUGH / 23.00S 10.00E 28 SENE  
Use/Quantity IRRIGATION / 0.140 CFS  
Priority Date 02/11/1959

Transfer [T 12286](#)  
Water Right Cert:64145, Cert:64146, Cert:50115  
County/Basin Baker / Powder(9)  
Applicant Name ALLEN, BRAD E.  
48748 MCCARTY BRIDGE RD  
NORTH POWDER, OR 97867  
Proposed Change PLACE OF USE  
Sources/TRSQ40Q160 POWDER RIVER > SNAKE RIVER / 7.00S 39.00E 11 NESW  
POWDER RIVER > SNAKE RIVER / 7.00S 39.00E 11 NESW  
UNNAMED SL > UNNAMED STREAM / 7.00S 39.00E 11 NESW  
UNNAMED SL > UNNAMED STREAM / 7.00S 39.00E 11 NESW  
Use/Quantity IRRIGATION / 2.790 CFS  
IRRIGATION / 3.510 CFS  
SUPPLEMENTAL IRRIGATION / 6.700 CFS  
Priority Date 04/29/1975, 08/10/1976, 02/15/1966

## 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 503-986-0807. Protests must be received by the Department on or before **April 07, 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-12120** filed by U.S. Bureau of Reclamation, Attn: Dawn Wiedmeier, 1917 Marsh Road, Yakima, WA 98901, proposes a change in character of use under Certificate 72755. The right allows the use of 437 acre feet, in any combination, from Cottage and Dorena Lake Reservoirs for storage for irrigation. The applicant proposes to change the character of use to storage for municipal and industrial use. The Water Resources Department has concluded that the proposed transfer appears to be consistent with the requirements of ORS Chapter 540 and OAR 690-380-5000.

**T-11670** filed by Marlene Stanley, PO Box 486, Fossil, OR 97830, proposes additional points of appropriation and to change the place of use under Certificates 24959, 24960 and 24963. Certificates 24959, 24960 and 24963 all allow the use of one-fortieth of one cfs per acre to June 1 and one-eightieth of one cfs per acre thereafter from diversions on Butte Creek, Springs and West Fork Butte Creek, within Sects. 7, 8 and 9, T6S, R20E, WM, for irrigation within in Sects. 7, 8 and 9. The applicant proposes additional points of diversion on Butte Creek located elsewhere within Sects. 7, 8 and 9, T6S, R20E, WM. The Water Resources Department has concluded that the proposed transfer appears to be consistent with the requirements of ORS Chapter 540, OAR 690-380-2110 and 690-380-5000.

**T-12078** filed by Fessler Family LLC, 13009 McKee School Road, Woodburn, OR, 97071, proposes additional points of appropriation under Certificates (C-) 57082, 87080, 89260, 89431, 89432, and 89433. C-57082 allows the use of 0.92 cfs from a well in Sec. 10, T6S, R2W, WM for irrigation in Sec. 10. C-87080 allows the use of 0.30 cfs from two wells in Sec. 10, T6S, R2W, WM for irrigation in Sec. 10. C-89260 allows the use of 0.43 cfs from a well in Sec. 10, T6S, R2W, WM for irrigation in Sec. 10. C-89431 allows the use of 1.69 cfs from three wells in Sec. 9, T6S, R2W, WM for irrigation in Sects. 9 and 10. C-89432 allows the use of 0.72 cfs from three wells in Sec. 9, T6S, R2W, WM for irrigation in Sects. 9 and 10. C-89433 allows the use of 0.33 cfs from three wells in Sec. 9, T6S, R2W, WM for irrigation in Sec. 9. The applicant proposes additional points of appropriation within Sects. 9 and 10, T6S, R2W, WM. The Water Resources Department has concluded that the proposed transfer appears to be consistent with the requirements of ORS Chapter 540 and OAR 690-380-5000.

## Transfer Applications: 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 12284</a>
Water Right	Permit: G 15491
County/Basin	Columbia / Willamette(2)
Applicant Name	CITY OF SCAPPOOSE 33568 E COLUMBIA AVE SCAPPOOSE, OR 97056
Proposed Change	ADDITIONAL POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > JACKSON CREEK / 3.00N 1.00W 7 SENW A WELL > JACKSON CREEK / 3.00N 1.00W 7 SENW
Use/Quantity	MUNICIPAL USES / 2.230 CFS MUNICIPAL USES / 0.670 CFS
Priority Date	07/05/2002
Transfer	<a href="#">T 12285</a>
Water Right	Permit: G 16442
County/Basin	Wallowa / Grande Ronde(8)
Applicant Name	WALLOWA COUNTY HEALTH CARE DISTRICT 601 MEDICAL PARKWAY ENTERPRISE, OR 97828
Proposed Change	ADDITIONAL POINT OF APPROPRIATION
Sources/TRSQ40Q160	THREE WELLS > TROUT CREEK / 1.00S 44.00E 35 NESW
Use/Quantity	COMMERCIAL USES / 1.000 CFS
Priority Date	11/29/2006

## **Transfer Applications: Ground Water Registration Modification**

The holder of a ground water certificate of registration may request that the Department recognize a change in point of appropriation, place of use or character of use under the ground water registration. Modifications of ground water registrations are authorized under ORS 537.610(4) and OAR Chapter 382.

The Department seeks public comment on the recently-filed applications for recognition of modifications in ground water registrations listed below. Any person may comment on an application for a ground water registration modification. Comments must be received by the Department on or before **April 07, 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 recognized 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-12282</a>
Water Right	Claim:GR 476
County/Basin	Linn / Willamette(2)
Applicant Name	OSPREY CORNER LLC 145 DELTA CLARKSDALE, MS 38614
Proposed Change	POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > MILL CREEK / 11.00S 2.00W 5 NWSE
Use/Quantity	IRRIGATION / 1.069 CFS
Priority Date	10/10/1953

## 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# [91208](#)  
App: G 15878  
County/Basin Lake / Goose & Summer Lake(13)  
Applicant Name ALBERTSON, JOHN D.  
Priority Date 11/25/2002  
Issue Date 03/04/2016

Cert# [91206](#)  
App: S 87253  
County/Basin Lane / Willamette(2)  
Applicant Name BOTTEM, JUDY  
LYDON, MARK  
LYDON, JENNIFER  
BOTTEM, DENNIS  
Priority Date 08/12/2008  
Issue Date 03/04/2016

Cert# [91181](#)  
Xfer: T 9296  
County/Basin Morrow / Umatilla(7)  
Applicant Name BRITT, SIDNEY R.  
BRITT, RANDY R.  
Priority Date 12/31/1892  
Issue Date 03/04/2016

Cert# [91182](#)  
Xfer: T 9296  
County/Basin Morrow / Umatilla(7)  
Applicant Name BRITT, SIDNEY R.  
BRITT, RANDY R.  
Priority Date 12/17/1964  
Issue Date 03/04/2016

Cert# [91183](#)  
Xfer: T 9296  
County/Basin Morrow / Umatilla(7)  
Applicant Name BRITT, SIDNEY R.  
BRITT, RANDY R.  
Priority Date 10/16/1978  
Issue Date 03/04/2016

Cert# [91184](#)  
Xfer: T 9296  
County/Basin Morrow / Umatilla(7)  
Applicant Name BRITT, SIDNEY R.  
BRITT, RANDY R.  
Priority Date 12/31/1880  
Issue Date 03/04/2016

Cert# [91185](#)  
Xfer: T 9296  
County/Basin Morrow / Umatilla(7)  
Applicant Name BRITT, SIDNEY R.  
BRITT, RANDY R.  
Priority Date 10/14/1957  
Issue Date 03/04/2016

Cert# [91283](#)  
Xfer: T 11730  
County/Basin Benton / Willamette(2)  
Applicant Name BUCHANAN, DAVID V.  
BUCHANAN, MARGARET S.  
Priority Date 09/18/1961  
Issue Date 03/04/2016

Cert# [91209](#)  
App: G 13293  
County/Basin Clackamas / Willamette(2)  
Applicant Name EISELE, HUGH  
Priority Date 02/16/1993  
Issue Date 03/04/2016

Cert# [91204](#)  
Xfer: T 9196  
County/Basin Washington / Willamette(2)  
Applicant Name GLENN WALTERS NURSERY INC.  
Priority Date 09/09/1976  
Issue Date 03/04/2016

Cert# [91205](#)  
Xfer: T 9196  
County/Basin Washington / Willamette(2)  
Applicant Name GLENN WALTERS NURSERY INC.  
Priority Date 06/22/1987  
Issue Date 03/04/2016

Cert# [91171](#)  
Xfer: T 6944  
County/Basin Josephine / Rogue(15)  
Applicant Name HARMON, MR DENNIS R.  
HARMON, MRS DENNIS R.  
Priority Date 03/02/1910  
Issue Date 03/04/2016

Cert# [91169](#)  
Xfer: T 6761  
County/Basin Morrow / Umatilla(7)  
Applicant Name HOSKINS, FRED M.; R HOSKINS AND F HOSKINS TRUST  
HOSKINS, ROBERT M.; R HOSKINS AND F HOSKINS TRUST  
Priority Date 07/31/1907  
Issue Date 03/04/2016



Cert# [91170](#)  
Xfer: T 6761  
County/Basin Morrow / Umatilla(7)  
Applicant Name HOSKINS, FRED M.; R HOSKINS AND F HOSKINS TRUST  
HOSKINS, ROBERT M.; R HOSKINS AND F HOSKINS TRUST  
Priority Date 12/31/1874  
Issue Date 03/04/2016

Cert# [91168](#)  
Xfer: T 6761  
County/Basin Morrow / Umatilla(7)  
Applicant Name HOSKINS, ROBERT M.; R HOSKINS AND F HOSKINS TRUST  
HOSKINS, ROBERT M.; R HOSKINS AND F HOSKINS TRUST  
Priority Date 12/31/1890  
Issue Date 03/04/2016

Cert# [91186](#)  
Xfer: T 7791  
County/Basin Baker / Powder(9)  
Applicant Name PEYRON RANCH INC.  
Priority Date 03/31/1905  
Issue Date 03/04/2016

Cert# [91187](#)  
Xfer: T 7791  
County/Basin Baker / Powder(9)  
Applicant Name PEYRON RANCH INC.  
Priority Date 09/05/1967  
Issue Date 03/04/2016

Cert# [91188](#)  
Xfer: T 7791  
County/Basin Baker / Powder(9)  
Applicant Name PEYRON RANCH INC.  
Priority Date 03/31/1905  
Issue Date 03/04/2016

Cert# [91143](#)  
Xfer: T 6708  
County/Basin Douglas / Umpqua(16)  
Applicant Name ROSEBURG FOREST PRODUCTS  
Priority Date 05/16/1945  
Issue Date 03/04/2016

Cert# [91144](#)  
Xfer: T 6708  
County/Basin Douglas / Umpqua(16)  
Applicant Name ROSEBURG FOREST PRODUCTS  
Priority Date 05/16/1945  
Issue Date 03/04/2016

Cert# [91197](#)  
App: R 80269  
County/Basin Polk / Willamette(2)  
Applicant Name U.S. FISH AND WILDLIFE SERVICE  
Priority Date 04/20/1995  
Issue Date 03/04/2016

Cert# [90111](#)  
App: S 72906  
County/Basin Linn / Willamette(2)  
Applicant Name VAN ESSEN, DAVID  
Priority Date 10/23/1992  
Issue Date 03/04/2016

Cert# [91207](#)  
App: S 61800  
County/Basin Klamath / Klamath(14)  
Applicant Name WILLOW VALLEY IRRIGATION DISTRICT  
BAGLEY, DARREL  
Priority Date 06/16/1981  
Issue Date 03/04/2016

## **Pending Municipal Permit Extension Applications Sent to Oregon Department of Fish and Wildlife for Review**

**Consistent with OAR 690-315-0080 the Department must notify Oregon Department of Fish and Wildlife of certain pending municipal water use extension applications.** If applicable under OAR 690-315-0080 any undeveloped portion of a municipal permit must be conditioned to maintain the persistence of listed fish species in the portions of waterways affected by water use under the permit. The following application was referred to the Oregon Department of Fish and Wildlife on March 3, 2016.

<b>Application Number</b>	S-48840
<b>Permit Number</b>	S-36601
<b>Applicant Name</b>	CITY OF SANDY
<b>Source</b>	ALDER CREEK > SANDY RIVER
<b>Use/Quantity</b>	MUNICIPAL / 1.0 CFS

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
March 8, 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)\*

[ ]  
[ ]  
[ ]

**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.