

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
March 15, 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.
- * **Applications for Extensions of Time to Perfect Water Right Permits**
New applications received and proposed final orders regarding requests to extend time limits to fully develop water use projects and beneficially apply water.
- * **Applications for Limited Licenses**
Requests to use water for 5 years or less. Licenses are subordinate to other rights and may be revoked if a use is found to injure other water right holders.
- * **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: 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.
- * **District Temporary Transfers (ORS 540.570)**
Applications requesting transfers in place of use within a district's boundaries.

- * **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.
- * **District Permanent Transfers (ORS 540.580)**
Petitions requesting transfers in place of use within a district's boundaries.
- * **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.
- * **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.
- * **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 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

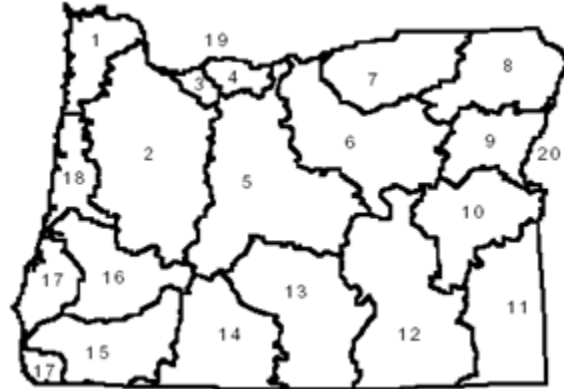
Unit of measure:

- 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
	MI: Mining	GD: Group domestic

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 14, 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 29, 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-18187](#)
County/Basin Josephine / Rogue(15)
Applicant Name LEIB, ERIK
PO BOX 518
WILLIAMS, OR 97544
Sources/TRSQ40Q160 A WELL > WEST FORK WILLIAMS CREEK / 39.00S 5.00W 9 NENW
Use/Quantity NURSERY USES / 0.040 CFS
Priority Date 01/04/2016
Stage/Status IR / PROPOSE TO DENY

App# [G-18247](#)
County/Basin Washington / Willamette(2)
Applicant Name HUR, BRIAN
20695 NW TURK RD
BANKS, OR 97106
Sources/TRSQ40Q160 A WELL > WEST FORK DAIRY CREEK / 2.00N 4.00W 11 NWSW
Use/Quantity NURSERY USES / 0.006 CFS
Priority Date 01/28/2016
Stage/Status IR / PROPOSE TO APPROVE

App# [S-88173](#)
County/Basin Lincoln / Middle Coast(18)
Applicant Name DIERKS, AARON
PO BOX 1230
213 SW BAY BLVD
NEWPORT, OR 97365
Sources/TRSQ40Q160 YAQUNA BAY > PACIFIC OCEAN / 11.00S 11.00W 8 NESW
Use/Quantity TEMPERATURE CONTROL / 4.456 CFS
Priority Date 02/01/2016
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-14879](#)
County/Basin Deschutes / Deschutes(5)
Applicant Name APACHE WATER CO.; SCHILLING, FRED
60107 MINNETONKA LANE
BEND, OR 97702
Priority Date 11/02/1998
Issue Date 03/10/2016
Status DENIED

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-17285](#)
County/Basin Hood River / Hood(4)
Applicant Name FOX, RICHARD H.
2470 LICHENS DR
HOOD RIVER, OR 97031
Priority Date 11/10/2009
Issue Date 03/03/2016
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-88022](#)
County/Basin Grant / John Day(6)
Applicant Name VARDANEGA, ROY
29496 HWY 395
FOX, OR 97856
Priority Date 10/16/2014
Issue Date 03/10/2016
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#	R-88125
County/Basin	Union / Grande Ronde(8)
Applicant Name	MCCLURE, WILLIAM 70986 FISH TRAP RD ELGIN, OR 97827
Priority Date	09/14/2015
Issue Date	03/11/2016
Status	APPROVED
App#	R-88129
County/Basin	Lane / Willamette(2)
Applicant Name	THE MEADOW ON PITNEY POND LLC HARER, STEVE 11326 RAINIER AVE S SEATTLE, WA 98178
Priority Date	09/18/2015
Issue Date	03/11/2016
Status	APPROVED
App#	R-88135
County/Basin	Lane / Willamette(2)
Applicant Name	MCCARTY, JAMES IAN 84784 CHRISTENSEN RD EUGENE, OR 97405
Priority Date	09/30/2015
Issue Date	03/11/2016
Status	APPROVED
App#	R-88137
County/Basin	Yamhill / Willamette(2)
Applicant Name	BARNES, CHRISTOPHER 12000 NW OLD WAGON RD CARLTON, OR 97111
Priority Date	10/07/2015
Issue Date	03/11/2016
Status	APPROVED
App#	R-88139
County/Basin	Lane / Middle Coast(18)
Applicant Name	CAPE MOUNTAIN FARM INC. PO BOX 1688 5457 HERMAN CAPE RD FLORENCE, OR 97439
Priority Date	10/15/2015
Issue Date	03/11/2016
Status	APPROVED

App# [R-88148](#)
County/Basin Polk / Willamette(2)
Applicant Name DINSDALE, PETER
PO BOX 357
INDEPENDENCE, OR 97351
Priority Date 11/16/2015
Issue Date 03/11/2016
Status APPROVED

App# [S-88144](#)
County/Basin Douglas / Umpqua(16)
Applicant Name AZALEA ROJO LLC
PO BOX 806
WINCHESTER, OR 97495
Priority Date 11/05/2015
Issue Date 03/10/2016
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 14, 2016.

App#	R-88184
County/Basin	Josephine / Rogue(15)
Applicant Name	FISHER, MARK 353 BOLT VIEW RD GRANTS PASS, OR 97527
Sources/TRSQ40Q160	RUNOFF > BAUM SLOUGH / 37.00S 6.00W 4 SWNE
Use/Quantity	STORAGE / 5.000 AF
Priority Date	02/22/2016

**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 14, 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# [R-70200](#)
Permit Number R-12019
County/Basin Wheeler / John Day(6)
Applicant Name MCGOUGH ENTERPRISES LLC
5709 BUENA VISTA DR
VANCOUVER, WA 98661
Sources/TRSQ40Q160 CARROLL CREEK/RES 1 > WEST BRANCH BRIDGE CR / 12.00S 20.00E 9 NENE
UNNAMED STREAM/RES 2 > WEST BRANCH BRIDGE CR / 12.00S 20.00E 9 NWNE
UNNAMED STREAM/RES 3 > WEST BRANCH BRIDGE CR / 12.00S 20.00E 9 SENW
Use/Quantity LIVESTOCK / 4.500 AF
Proposed Completion Date 10/01/2020

App# [G-15896](#)
Permit Number G-15824
County/Basin Columbia / Willamette(2)
Applicant Name HOLDNER, RANDALL
HOLDNER, WILLIAM F.
975 SE SANDY BLVD
PORTLAND, OR 97214
Sources/TRSQ40Q160 A WELL > JOY CREEK / 3.00N 2.00W 24 SWSE
A WELL > JACKSON CREEK / 3.00N 1.00W 19 NWSW
Use/Quantity NURSERY USES / 0.668
Proposed Completion Date 10/01/2021

App# [G-16438](#)
Permit Number G-16009
County/Basin Baker / Powder(9)
Applicant Name ROHNER FAMILY REVOCABLE TRUST
40535 POCAHONTAS RD
BAKER CITY, OR 97814
Sources/TRSQ40Q160 A WELL > OLD SETTLERS SLOUGH / 9.00S 39.00E 2 NESW
A WELL > OLD SETTLERS SLOUGH / 9.00S 39.00E 2 NWSE
Use/Quantity IRRIGATION / 2.000 CFS
Proposed Completion Date 10/01/2022

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 29, 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#	G-16796
Permit#	G-16417
County/Basin	Wasco / Hood(4)
Applicant Name	MARKMAN, WILLIAM 4800 EIGHTMILE RD THE DALLES, OR 97058
Sources/TRSQ40Q160	A WELL > FIFTEENMILE CREEK / 1.00S 13.00E 35 SENW A WELL > PINE CREEK / 2.00S 13.00E 2 NENW A WELL > FIFTEENMILE CREEK / 2.00S 13.00E 3 NENE
Use/Quantity	IRRIGATION / 4.458 CFS
Status	PROPOSE TO DENY

App#	G-14447
Permit#	G-13300
County/Basin	Clackamas / Willamette(2)
Applicant Name	MARSHALL, JERRY T. 20141 S SWEETBRIAR RD WEST LINN, OR 97068
Sources/TRSQ40Q160	A WELL > WILSON CREEK / 2.00S 1.00E 22 NWNW
Use/Quantity	IRRIGATION / 0.045 CFS
Status	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 March 29, 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. If the applicant applies for a use that is not one of the standard uses listed in OAR 690-300, the Department may, for the purposes of this notice, assign a named use that is reasonably close to the use actually requested. The public may examine the actual application by clicking the associated hyperlink and then choosing "LL Application" under "Scanned Documents."

App#	LL-1636 – Emergency
County/Basin	Morrow / Umatilla(7)
Applicant Name	EVANS, GIB 500 N 1ST ST HERMISTON, OR 97838
Sources/TRSQ40Q160	A WELL > COLUMBIA R / 3.00N 26.00E 16 NWNE A WELL > COLUMBIA R / 3.00N 26.00E 16 NESW
Use/Quantity	DUST CONTROL FOR CONSTRUCTION / 400 GPM
Priority Date	03/10/2016
App#	LL-1634
County/Basin	Yamhill / Willamette(2)
Applicant Name	HENDERSON ENVIRONMENT DESIGN - BUILD PROFESSIONALS LLC 200 N. STATE ST. LAKE OSWEGO, OR 97034
Sources/TRSQ40Q160	WILLAMETTE R > COLUMBIA R
Use/Quantity	PLANT ESTABLISHMENT IRRIGATION / 100 GPM
Priority Date	03/08/2016
App#	LL-1635
County/Basin	Yamhill / Willamette(2)
Applicant Name	HENDERSON ENVIRONMENT DESIGN - BUILD PROFESSIONALS LLC 200 N. STATE ST. LAKE OSWEGO, OR 97034
Sources/TRSQ40Q160	YAMHILL R > WILLAMETTE R
Use/Quantity	PLANT ESTABLISHMENT IRRIGATION / 20 GPM
Priority Date	03/08/2016

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 April 05, 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 980
Certificate	74145
County/Basin Name	Deschutes / Deschutes(5)
Lessor	SWALLEY IRRIGATION DISTRICT 64672 COOK AVE SUITE 1 BEND, OR 97703
Lessor	BEND METRO PARK AND REC DISTRICT 1675 SW SIMPSON BEND, OR 97701
Lessee	HUBERT, GENEVIEVE; DESCHUTES RIVER CONSERVANCY 700 NW HILL ST STE 1 BEND, OR 97703
Source/Tributary To Priority Date	DESCHUTES R / COLUMBIA R 09/01/1899
Lease#	IL 1058
Certificate	74145
County/Basin Name	Deschutes / Deschutes(5)
Lessor	GRAHAM ETUX, ROGER C. P.O. BOX 784 REDMOND, OR 97756
Lessor	BUTTERFIELD, SUZANNE SWALLEY IRRIGATION DISTRICT 64672 COOK AVE SUITE 1 BEND, OR 97703
Lessee	HUBERT, GENEVIEVE DESCHUTES RIVER CONSERVANCY 700 NW HILL ST STE 1 BEND, OR 97703
Source/Tributary To Priority Date	DESCHUTES RIVER / COLUMBIA RIVER 09/01/1899

Lease# [IL 1517](#)
Certificate 83571
County/Basin Deschutes / Deschutes(5)
Name
Lessor HAMBY, KELLY
CENTRAL OREGON IRRIGATION DISTRICT
1055 SW LAKE COURT
REDMOND, OR 97756

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

Source/Tributary To DESCHUTES RIVER / COLUMBIA RIVER
Priority Date 10/31/1900

Lease# [IL 1518](#)
Certificate 83571
County/Basin Deschutes / Deschutes(5)
Name
Lessor HAMBY, KELLY
CENTRAL OREGON IRRIGATION DISTRICT
1055 SW LAKE COURT
REDMOND, OR 97756

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

Source/Tributary To DESCHUTES RIVER / COLUMBIA RIVER
Priority Date 10/31/1900

Lease# [IL 1519](#)
Certificate 83571
County/Basin Deschutes / Deschutes(5)
Name
Lessor HAMBY, KELLY
CENTRAL OREGON IRRIGATION DISTRICT
1055 SW LAKE COURT
REDMOND, OR 97756

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

Source/Tributary To DESCHUTES RIVER / COLUMBIA RIVER
Priority Date 10/31/1900

Lease# [IL 1520](#)
Certificate 83571
County/Basin Deschutes / Deschutes(5)
Name
Lessor HAMBY, KELLY
CENTRAL OREGON IRRIGATION DISTRICT
1055 SW LAKE COURT
REDMOND, OR 97756

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

Source/Tributary To DESCHUTES RIVER / COLUMBIA RIVER
Priority Date 10/31/1900

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 14, 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 12289
Water Right	Cert:53123
County/Basin	Baker / Powder(9)
Applicant Name	MCEST RANCHES LLC PO BOX 1726 YAKIMA, WA 98907
Proposed Change	ADDITIONAL POINT OF APPROPRIATION, PLACE OF USE
Sources/TRSQ40Q160	A WELL > POWDER RIVER / 7.00S 39.00E 24 SESE
Use/Quantity	IRRIGATION / 2.500 CFS
Priority Date	04/05/1978
Transfer	T 12290
Water Right	Cert:91211
County/Basin	Jefferson / Deschutes(5)
Applicant Name	METOLIUS MEADOWS PROPERTY OWNERS ASSOCIATION INC. PO BOX 120 CAMP SHERMAN, OR 97730-0120
Proposed Change	CHARACTER OF USE
Sources/TRSQ40Q160	TWO WELLS > METOLIUS RIVER BASIN / 13.00S 9.00E 16 SWSE
Use/Quantity	GROUP DOMESTIC / 0.89 CFS
Priority Date	05/16/1973
Transfer	T 12291
Water Right	Cert:16320
County/Basin	Josephine / Rogue(15)
Applicant Name	FULL CIRCLE PROPERTIES LLC 7785 ROCK HILL LANE CINCINNATI, OH 45243
Proposed Change	ADDITIONAL POINT OF DIVERSION, PLACE OF USE
Sources/TRSQ40Q160	WEST FORK WILLIAMS CREEK > WILLIAMS CREEK / 39.00S 5.00W 7 SWSE
Use/Quantity	IRRIGATION, LIVESTOCK AND DOMESTIC / 0.800 CFS
Priority Date	12/31/1872

Transfer	T 12293
Water Right	Cert:81166
County/Basin	Marion / Willamette(2)
Applicant Name	GABRIEL, ROBERT W. ROBERT W GABRIEL TRUST 8474 HAZELGREEN RD NE SALEM, OR 97381
Proposed Change	ADDITIONAL POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > HOWELL PRAIRIE CREEK / 6.00S 2.00W 35 SENE
Use/Quantity	IRRIGATION / 0.460 CFS
Priority Date	09/07/1978, 10/08/1982

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 14, 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-12102 filed by Ted and Joleen McKenzie, 87247 Sydnam Lane, Bandon, OR, 97411, proposes point of appropriation and place of use changes under Certificate 83305. The right allows the use of 0.11 cfs from a well and a sump in Sec. 13, T30S, R15W, WM for cranberry operations and irrigation in Sec. 13. The applicant proposes to move the point of diversion (sump) within Sec. 13 and to change the place of use within Sec. 13, T30S, R15W, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-Error! Reference source not found.12130 filed by Skye and Penny Krebs, 73654 Hwy 74, Ione, OR 97843, proposes to change the points of diversion under Certificates (C-) 112, 140, 141, 171, and 2380 and to change the place of use under C-140, 141, 171, and 2380. C-112 allows the use of 0.05 cfs from Willow Creek in Sec. 6, T2N, R23E, WM for irrigation in Sec. 26, T3N, R22E, WM. C-140 allows the use of 0.17 cfs (1892 priority date) and 0.13 cfs (1907 priority date) from Willow Creek in Sec. 6, T2N, R23E, WM for irrigation in Sec. 35, T3N, R22E, WM. The applicants propose to change the place of use within Sec. 35. C-141 allows the use of 0.71 cfs from Willow Creek in Sec. 6, T2N, R23E, WM for irrigation within Sects. 26 and 36, T3N, R22E, WM. The applicants propose to change the place of use within Sects. 26 and 36. C-171 allows the use of 0.27 cfs from Willow Creek in Sec. 6, T2N, R23E, WM for irrigation in Sec. 35, T3N, R22E, WM. The applicants propose to change the place of use within Sec. 35. C-2380 allows the use of 0.28 cfs from Willow Creek in Sec. 35, T3N, R22E, WM for irrigation in Sec. 35, T3N, R22E, WM. The applicant proposes to change the place of use to within Sects. 35 and 36, T3N, R22E, WM. The applicant proposes to change the point of diversion of all the above rights to within Sects. 26 and 36, T3N, R22E, 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: 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-12294
Water Right	Cert:46404
County/Basin	Josephine / Rogue(15)
Applicant Name	BREAZEALE, RANDY AND TERRI 6171 CLOVERLAWN DR GRANTS PASS, OR 97527
Proposed Change	PLACE OF USE
Sources/TRSQ40Q160	RESERVOIR > WOODCOCK CREEK / 39.00S 8.00W 32 SESW WEST FORK ILLINOIS RIVER > ILLINOIS RIVER / 39.00S 8.00W 32 NESW WOODCOCK CREEK > FROST GULCH / 39.00S 8.00W 32 SESW
Use/Quantity	IRRIGATION / 0.300 CFS FISH CULTURE / 0.090 CFS
Priority Date	05/08/1968, 10/09/1968
Transfer	T-12305
Water Right	Cert:87373
County/Basin	Umatilla / Umatilla(7)
Applicant Name	ECHO IRRIGATION DISTRICT 73120 HWY 207 ECHO, OR 97826
Proposed Change	POINT OF APPROPRIATION, PLACE OF USE
Sources/TRSQ40Q160	A WELL > UMATILLA RIVER / 4.00N 28.00E 24 SENE
Use/Quantity	IRRIGATION / 0.370 CFS
Priority Date	02/25/1977

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 12288](#)
Water Right Permit: G 15710
County/Basin Baker / Powder(9)
Applicant Name MCEST RANCHES LLC
PO BOX 1726
YAKIMA, WA 98907

BAKER VALLEY IRRIGATION DISTRICT
3895 10TH ST
BAKER CITY, OR 97814

Proposed Change PLACE OF USE
Sources/TRSQ40Q160 A WELL > POWDER RIVER / 7.00S 39.00E 15 SESE
A WELL > POWDER RIVER / 7.00S 39.00E 14 NWSW
A WELL > POWDER RIVER / 7.00S 39.00E 14 SESW
A WELL > POWDER RIVER / 7.00S 39.00E 14 SENW
A WELL > POWDER RIVER / 7.00S 39.00E 14 SWNE
A WELL > POWDER RIVER / 7.00S 39.00E 14 SESE
A WELL > POWDER RIVER / 7.00S 39.00E 13 SWNW
A WELL > POWDER RIVER / 7.00S 39.00E 13 NESE
A WELL > POWDER RIVER / 7.00S 39.00E 24 NENE
A WELL > POWDER RIVER / 7.00S 40.00E 19 SESE
A WELL > POWDER RIVER / 7.00S 39.00E 13 NWNE
A WELL > POWDER RIVER / 7.00S 39.00E 24 SESE
A WELL > POWDER RIVER / 7.00S 39.00E 25 NENE
A WELL > POWDER RIVER / 7.00S 40.00E 19 SWSE
A WELL > POWDER RIVER / 7.00S 39.00E 14 SWNE
A WELL > POWDER RIVER / 7.00S 39.00E 13 SESE

Use/Quantity IRRIGATION / 17.98 CFS

Transfer [T 12295](#)
Water Right Permit: G 17327
County/Basin Union / Powder(9)
Applicant Name HEFFERNAN FAMILY TRUST;
CHRIS HEFFERNAN, PRESIDENT
63600 VIEWPOINT LANE
NORTH POWDER, OR 97867

Proposed Change PLACE OF USE
Sources/TRSQ40Q160 A WELL > CLOVER CREEK / 5.00S 39.00E 27 SWSE
A WELL > CLOVER CREEK / 5.00S 39.00E 26 SWSW
A WELL > PEACH CREEK / 5.00S 39.00E 34 SWNW
A WELL > PEACH CREEK / 5.00S 39.00E 34 NWNW
A WELL > PEACH CREEK / 5.00S 39.00E 27 NWSW

Use/Quantity IRRIGATION / 14.90 CFS
Priority Date 07/02/2007

District Temporary Transfers (ORS 540.570)

A district with a manager may request to temporarily make the following changes in water rights within district boundaries for one irrigation season: (1) The place of use of a water use subject to transfer; (2) The point of diversion/appropriation to facilitate a change in place of use; (3) The type of use from a primary right to a supplemental right; and (4) From a surface water point of diversion to a ground water appropriation.

The Department shall approve the request provided it does not cause injury to existing right or expand the water use. A district temporary transfer may be conditioned or revoked at any time to avoid injury to other water rights. The use of water reverts to the authorized place of use, type of use, point of diversion/appropriation upon expiration of the temporary change.

The Department seeks public comments on the recently filed district temporary transfer applications listed below. Any person may comment on a transfer application. Comments must be received by the Department on or before April 14, 2016. The Department shall consider the comments in determining whether to condition, reject, or revoke a temporary district transfer.

Transfer	T-12287
Water Right	Cert: 85124, 91070, 87042, 80849, 80850, 87667, 87666, 87042, 87111, Permit: S 54773
County/Basin	Umatilla / Umatilla(7)
Applicant Name	ECHO IRRIGATION DISTRICT 73120 HWY 207 ECHO, OR 97826
Proposed Change Sources	POINT OF APPROPRIATION, PLACE OF USE EIGHTEEN WELLS > STAGE GULCH BASIN ELEVEN WELLS > UMATILLA RIVER COLUMBIA RIVER > PACIFIC OCEAN COLUMBIA RIVER > PACIFIC OCEAN
Use	IRRIGATION
Priority Date	06/08/1971, 04/08/1963, 02/16/1973, 12/29/1975, 02/16/1973, 10/21/1974, 07/19/1974, 02/16/1973, 10/03/1973, 12/11/1973, 01/30/2008

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 April 14, 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-12296
Water Right	Cert:82246 , Cert:82247
County/Basin	Crook / Deschutes(5)
Applicant Name	OCHOCO IRRIGATION DISTRICT 1001 NW DEER ST PRINEVILLE, OR 97754
Proposed Change	PLACE OF USE
Sources	A RESERVOIR > CROOKED RIVER CROOKED RIVER > DESHCUTES RIVER DRY CREEK > CROOKED RIVER JOHNSON CREEK > OCHOCO CREEK LYTLE CREEK > CROOKED RIVER MCKAY CREEK > CROOKED RIVER OCHOCO CREEK > CROOKED RIVER OCHOCO RESERVOIR > OCHOCO CREEK WASTE WATER > OCHOCO CREEK
Use	IRRIGATION
Priority Date	03/13/1916, 08/10/1917, 04/08/1914, 04/08/1917, 02/26/2007

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 14, 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	T-12292
Water Right	Claim:GR 2908
County/Basin	Marion / Willamette(2)
Applicant Name	GABRIEL, ROBERT W. 8474 HAZELGREEN RD NE SILVERTON, OR 97381
Proposed Change	POINT OF APPROPRIATION, ADDITIONAL POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > HOWELL PRAIRIE CREEK / 6.00S 2.00W 36 SWNW
Use/Quantity	IRRIGATION / 0.123 CFS
Priority Date	03/10/1937

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 April 14, 2016. 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:

Arch Cape Domestic Water Supply District (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.

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# [91292](#)
App: G 14468
County/Basin Marion / Willamette(2)
Applicant Name CEDARWOOD FARM LLC
Priority Date 02/28/1997
Issue Date 03/10/2016

Cert# [91293](#)
App: S 87808
County/Basin Jackson / Rogue(15)
Applicant Name DEL RIO VINEYARDS LLC
Priority Date 05/21/2012
Issue Date 03/09/2016

Cert# [91295](#)
Xfer: T 12011
County/Basin Marion / Willamette(2)
Applicant Name KRAEMER, PAUL
Priority Date 09/12/1958
Issue Date 03/08/2016

Cert# [91289](#)
Xfer: T 11913
County/Basin Deschutes / Deschutes(5)
Applicant Name NICOL, GORHAM D.
Priority Date 07/31/1978
Issue Date 03/08/2016

Cert# [91294](#)
App: G 16514
County/Basin Clatsop / North Coast(1)
Applicant Name OREGON MILITARY DEPARTMENT
Priority Date 08/23/2005
Issue Date 03/09/2016

Cert# [91288](#)
Xfer: T 9715
County/Basin Wallowa / Grande Ronde(8)
Applicant Name WOLFE, WOODY
Priority Date 08/11/1922
Issue Date 03/08/2016

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
March 15, 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.