

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
May 24, 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.
- * **Expedited Secondary Applications to Use Stored Water**
Applications to use stored water exclusively, filed under a simplified review process.
- * **Applications for Extensions of Time to Perfect Water Right Permits**
New applications received and proposed final orders regarding requests to extend time limits to fully develop water use projects and beneficially apply water.
- * **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.
- * **Transfer Applications: Regular**
Requests to change point of diversion or appropriation, place of use, or character of use upon which the public may comment. The changes may be proposed in an application for a transfer (including instream or historic POD), an exchange, or a substitution.
- * **Transfer Applications: Permit Amendments**
Requests to amend permits.

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

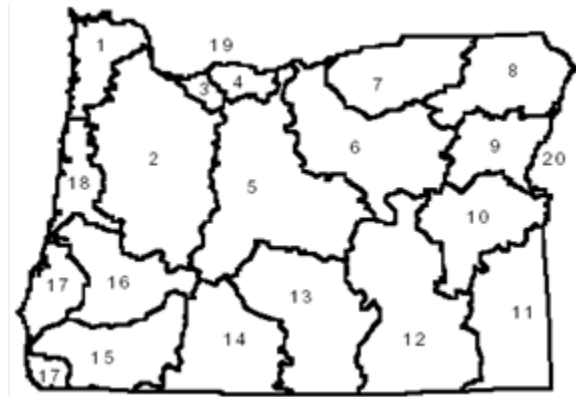
The Public Notice is published each week on the Department's web site at <http://www.wrd.state.or.us/>. If you would like to receive a *free* weekly notification when it is published, please send your request to Marissa.l.Andrews@wrđ.state.or.us.

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

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, June 23, 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, July 08, 2016.

The protest filing fee is \$350 for the applicants and \$700 for non-applicants. Detailed requirements for filing a protest are included in the PFO. Persons who support the PFO may file a "standing" fee of \$200 to retain the ability to participate in future proceedings relating to an application. Before participation in a hearing is allowed, an additional \$500 will be required to request to participate as a party or limited party.

If a protest or comment deadline falls on a day that the office is closed, then the next open business day automatically becomes the deadline date.

Initial Review and Proposed Final Orders

App# [G-17956](#)
County/Basin Linn / Willamette(2)
Applicant Name ZEHR, PAUL
52747 COUNTY RD
MILTON FREEWATER, OR 97862
Sources/TRSQ40Q160 A WELL > CALAPOOIA RIVER BASIN / 13.00S 3.00W 35 NWSE
A WELL > MUDDY CREEK BASIN / 14.00S 4.00W 11 SENE
Use/Quantity IRRIGATION / 0.200 CFS
IRRIGATION / 1.050 CFS
Priority Date 10/31/2014
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18083](#)
County/Basin Wallowa / Grande Ronde(8)
Applicant Name MCALISTER, DONALD
BROWDER, ANN
66022 GETTING RD
ENTERPRISE, OR 97828
Sources/TRSQ40Q160 A WELL > PRARIE CREEK / 1.00S 45.00E 32 SESW
Use/Quantity IRRIGATION / 0.200 CFS
Priority Date 05/15/2015
Stage/Status PFO / PROPOSE TO DENY

App# [G-18200](#)
County/Basin Deschutes / Deschutes(5)
Applicant Name CENTRAL OREGON MANAGEMENT CO. LLC
61535 S HWY 97 SUITE 9344
BEND, OR 97702
Sources/TRSQ40Q160 A WELL > LITTLE DESCHUTES RIVER BASIN / 21.00S 10.00E 23 NWNW
Use/Quantity NURSERY USES / 0.090 CFS
Priority Date 02/26/2016
Stage/Status IR / PROPOSE TO APPROVE

App# [G-18206](#)
County/Basin Malheur / Malheur(10)
Applicant Name KESLER, PAUL
3331 GREY BLVD
NYSSA, OR 97913
Sources/TRSQ40Q160 A WELL > SNAKE RIVER / 19.00S 46.00E 14 SWNE
A WELL > SNAKE RIVER / 19.00S 46.00E 14 NWSW
Use/Quantity SUPPLEMENTAL IRRIGATION / 4.000 CFS
Priority Date 03/03/2016
Stage/Status IR / PROPOSE TO APPROVE

App# [G-18213](#)
County/Basin Malheur / Malheur(10)
Applicant Name SAGE RIDGE PLACE LLC
PO BOX 309
ONTARIO, OR 97914
Sources/TRSQ40Q160 A WELL > SNAKE RIVER / 18.00S 47.00E 4 NWNW
Use/Quantity IRRIGATION / 0.780 CFS
Priority Date 03/14/2016
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-18136](#)
County/Basin Benton / Willamette(2)
Applicant Name LINDA A SIMS REVOCABLE LIVING TRUST
VOLLSTEDT FARMS
451 NW QUARRY RD
ALBANY, OR 97321
Priority Date 09/03/2015
Issue Date 05/12/2016
Status APPROVED

App# [LL-1640](#)
County/Basin Multnomah / Willamette(2)
Applicant Name UNIVERSITY OF PORTLAND
5000 N WILLAMETTE BLVD
PORTLAND, OR 97203
Priority Date 03/21/2016
Issue Date 05/17/2016
Status APPROVED

App# [LL-1644](#)
County/Basin Douglas / Umpqua(16)
Applicant Name EGM LLC
C/O GREG FRIES
PO BOX 429
DUNDEE, OR 97115
Priority Date 04/25/2016
Issue Date 05/18/2016
Status APPROVED

App# [R-88174](#)
County/Basin Linn / Willamette(2)
Applicant Name CHRISTIE, JONATHAN
38165 RICHARDSON GAP RD
SCIO, OR 97374
Priority Date 02/08/2016
Issue Date 05/18/2016
Status APPROVED

App# [R-88175](#)
County/Basin Wheeler / John Day(6)
Applicant Name SIX SHOOTER RANCH I LLC
2357 HILLSIDE RD
RICHFIELD, WI 53076
Priority Date 02/09/2016
Issue Date 05/18/2016
Status APPROVED

App# [R-88176](#)
County/Basin Wheeler / John Day(6)
Applicant Name SIX SHOOTER RANCH I LLC
2357 HILLSIDE RD
RICHFIELD, WI 53076
Priority Date 02/09/2016
Issue Date 05/18/2016
Status APPROVED

App# [S-88187](#)
County/Basin Yamhill / Willamette(2)
Applicant Name PALMER CREEK WATER DISTRICT IMPROVEMENT CO.
14395 SE WALLACE RD
DAYTON, OR 97114
Priority Date 02/29/2016
Issue Date 05/18/2016
Status APPROVED

App# [S-88192](#)
County/Basin Polk / Willamette(2)
Applicant Name QUIRING, RONALD W.
PO BOX 143
RICKREALL, OR 97371
Priority Date 03/02/2016
Issue Date 05/12/2016
Status APPROVED

App# [S-88194](#)
County/Basin Linn / Willamette(2)
Applicant Name KUEHNE, PAUL
PO BOX 99
LAFAYETTE, OR 97127
Priority Date 03/04/2016
Issue Date 05/18/2016
Status APPROVED

Expedited Secondary Applications Under HB 2178 (2005)

For expedited secondary applications to use exclusively stored water filed under HB 2178, the public is invited to comment within 30 days of this notice, by **June 23, 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-87939](#)
County/Basin Jackson / Rogue(15)
Applicant Name APPLGATE IRRIGATION CORP.
CHRISTOPHERSON SR, JAMES W.
489 HAMILTON RD
JACKSONVILLE, OR 97530
Sources/TRSQ40Q160 APPLGATE RIVER > ROGUE RIVER / 38.00S 3.00W 33 SESW
APPLGATE RESERVOIR > APPLGATE RIVER / 40.00S 4.00W 25 SESE
Use/Quantity IRRIGATION / 215.000 AF
Priority Date 10/28/2013

App# [S-87938](#)
County/Basin Jackson / Rogue(15)
Applicant Name APPLGATE IRRIGATION CORP.
CHRISTOPHERSON SR, JAMES W.
489 HAMILTON RD
JACKSONVILLE, OR 97530
Sources/TRSQ40Q160 APPLGATE RIVER > ROGUE RIVER / 38.00S 3.00W 33 NENW
APLEGATE RESERVOIR > APPLGATE RIVER / 40.00S 4.00W 25 SESE
Use/Quantity IRRIGATION / 1198.000 AF
Priority Date 10/23/2013

App# [S-88229](#)
County/Basin Jackson / Rogue(15)
Applicant Name RICHARDSON, LENA S.
RICHARDSON, WILLIAM H.
PO BOX 1205
80 RIVERSIDE DR
SHADY COVE, OR 97539
Sources/TRSQ40Q160 A RESERVOIR > ROGUE RIVER / 33.00S 1.00E 26 SENW
ROGUE RIVER > PACIFIC OCEAN / 34.00S 1.00W 15 NESE
Use/Quantity IRRIGATION / 1.800 AF
Priority Date 05/09/2016

App# [S-88222](#)
County/Basin Jackson / Rogue(15)
Applicant Name ESHLEMAN, JAMES E.
35200 QUARTZ ST
YUCAIPA, CA 92399
Sources/TRSQ40Q160 ROGUE RIVER > PACIFIC OCEAN / 34.00S 1.00W 3 NWSE
A RESERVOIR > ROGUE RIVER / 33.00S 1.00E 26 SENW
Use/Quantity IRRIGATION / 5.000 AF
Priority Date 05/02/2016

App# [S-88226](#)
County/Basin Josephine / Rogue(15)
Applicant Name SCAPARO, ANITA
SCAPARO, LOUIS P.
994 FERRY RD
GRANTS PASS, OR 97526
Sources/TRSQ40Q160 A RESERVOIR > ROGUE RIVER / 33.00S 1.00E 26 SENW
ROGUE RIVER > PACIFIC OCEAN / 36.00S 7.00W 2 NWSE
Use/Quantity IRRIGATION / 4.500 AF
Priority Date 05/09/2016

**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 June 23, 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-80289](#)
Permit Number R-12028
County/Basin Klamath / Klamath(14)
Applicant Name AQUATIC LAWN GROWERS INC.
PO BOX 336
CHILOQUIN, OR 97624
Sources/TRSQ40Q160 RUNOFF/RES > LOST RIVER / 34.00S 9.00E 3 SWNW
A WELL/RES > LOST RIVER / 34.00S 9.00E 3 SWNW
Use/Quantity AQUACULTURE / 150.000 AF
Proposed Completion Date 10/01/2035

App# [G-16261](#)
Permit Number G-15896
County/Basin Malheur / Malheur(10)
Applicant Name GRESSLEY, ROBERT K.
4010 FREESE LANE
VALE, OR 97918
Sources/TRSQ40Q160 A WELL > HENRY GULCH / 18.00S 46.00E 7 SWSE
A WELL > MALLETT DR / 18.00S 46.00E 21 SWSW
Use/Quantity SUPPLEMENTAL IRRIGATION / 0.830 CFS
SUPPLEMENTAL IRRIGATION / 0.660 CFS
Proposed Completion Date 10/01/2017

App# [S-85914](#)
Permit Number S-54204
County/Basin Washington / Willamette(2)
Applicant Name ESHRAGHI, DAVID & LINDA
26985 SW FARMINGTON RD
HILLSBORO, OR 97123
NORTHWEST FARM CREDIT SERVICES FLCA
2345 NW AMBERBROOK DR SUITE 100
BEAVERTON, OR 97006
Sources/TRSQ40Q160 A RESERVOIR > TUALATIN RIVER / 1.00S 2.00W 26 SWNW
A RESERVOIR > TUALATIN RIVER / 1.00S 2.00W 27 SENE
RUNOFF > TUALATIN RIVER / 1.00S 2.00W 26 SWNW
RUNOFF > TUALATIN RIVER / 1.00S 2.00W 27 SENE
Use/Quantity NURSERY USES / 1.000 AF
NURSERY USES / 5.000 AF
NURSERY USES / 1.560 CFS
NURSERY USES / 1.560 CFS
Proposed Completion Date 10/01/2018

App# [G-13322](#)
Permit Number G-12690
County/Basin Wasco / Hood(4)
Applicant Name HOUSTON, HOWARD W.
2630 OLD COLUMBIA RIVER RD
HOOD RIVER, OR 97031-9523
Sources/TRSQ40Q160 A WELL > ROCK CREEK / 2.00N 11.00E 2 NESE
Use/Quantity COMMERCIAL USES / 0.370 CFS
Proposed Completion Date 10/01/2016

App# [G-17174](#)
Permit Number G-16639
County/Basin Morrow / Umatilla(7)
Applicant Name MURRAY, RODERICK K.
MURRAY, MARGARET G.
RODERICK AND MARGARET MURRAY TRUST
64132 RHEA CREEK RD
IONE, OR 97843
Sources/TRSQ40Q160 A WELL > RHEA CREEK / 2.00S 24.00E 2 NENW
Use/Quantity IRRIGATION / 0.420 CFS
Proposed Completion Date 10/01/2018

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 July 08, 2016. There is no fee for submission of comments. The protest filing fee is \$350 for the applicant and \$700 for non-applicants. Detailed requirements for filing a protest will be sent with copies of the PFO.

1.) OAR-690-315

| | |
|--------------------|---|
| App# | G-12085 |
| Permit# | G-11197 |
| County/Basin | Marion / Willamette(2) |
| Applicant Name | SCHURTER, SHAWN SCHURTER, KIMBERLY 10520 SUNNYVIEW RD NE SALEM, OR 97317 |
| Sources/TRSQ40Q160 | A WELL > PUDDING RIVER / 7.00S 1.00W 20 SWSW |
| Use/Quantity | IRRIGATION / 1.800 CFS |
| Status | PROPOSE TO APPROVE |

| | |
|--------------------|---|
| App# | G-14053 |
| Permit# | G-12957 |
| County/Basin | Marion / Willamette(2) |
| Applicant Name | SCHURTER, SHAWN SCHURTER, KIMBERLY 10520 SUNNYVIEW RD NE SALEM, OR 97317 |
| Sources/TRSQ40Q160 | A WELL > PUDDING RIVER / 7.00S 1.00W 20 SWSW |
| Use/Quantity | SUPPLEMENTAL IRRIGATION / 0.800 CFS |
| Status | PROPOSE TO APPROVE |

App# G-16549
Permit# [G-16064](#)
County/Basin Umatilla / Umatilla(7)
Applicant Name THOMAS, RICHARD
THOMAS, DEANNA
322 NW 8TH
PENDLETON, OR 97801
Sources/TRSQ40Q160 A WELL > BIRCH CREEK / 1.00N 32.00E 17 SENE
Use/Quantity IRRIGATION / 0.125 CFS
Status PROPOSE TO APPROVE

App# G-13214
Permit# [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
Status PROPOSE TO APPROVE

App# G-16103
Permit# [G-15838](#)
County/Basin Tillamook / North Coast(1)
Applicant Name FAIRVIEW ACRES DAIRY FARMS INC.
7615 TRASK RIVER RD
TILLAMOOK, OR 97141
NORTHWEST FARM CREDIT SERVICES
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
Status PROPOSE TO APPROVE

App# G-16438
Permit# [G-16009](#)
County/Basin Baker / Powder(9)
Applicant Name NORTHWEST FARM CREDIT SERVICES FLCA
3370 10TH ST SUITE B
BAKER CITY, OR 97814
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 TWO IRRIGATIONS / 2.000 CFS (est)
Status PROPOSE TO APPROVE

App# G-15896
Permit# [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 TWO NURSERY USES / 0.668 CFS (est)
Status PROPOSE TO APPROVE

App# R-70200
Permit# [R-12019](#)
County/Basin Wheeler / John Day(6)
Applicant Name MCGOUGH ENTERPRISES LLC
5709 BUENA VISTA DR
VANCOUVER, WA 98661
Sources/TRSQ40Q160 CARROLL CREEK/RESERVOIR 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 / 1.500 AF
LIVESTOCK / 1.500 AF
LIVESTOCK / 1.500 AF
Status PROPOSE TO APPROVE

App# G-17252
Permit# [G-16835](#)
County/Basin Wasco / Deschutes(5)
Applicant Name MARSHALL, RANDY
79263 AYERS RD
WAMIC, OR 97063
Sources/TRSQ40Q160 A WELL > ROCK CREEK / 4.00S 12.00E 28 SESW
Use/Quantity IRRIGATION / 1.000 CFS
Status PROPOSE TO APPROVE

App# G-16918
Permit# [G-16638](#)
County/Basin Yamhill / Willamette(2)
Applicant Name OLSON VINEYARD
PO BOX 26
DUNDEE, OR 97115
Sources/TRSQ40Q160 A WELL > HARVEY CREEK / 3.00S 3.00W 22 SESW
Use/Quantity COMMERCIAL USES / 0.180 CFS
Status PROPOSE TO APPROVE

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 **June 23, 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 12382 |
| Water Right | Cert:16397 |
| County/Basin | Jackson / Rogue(15) |
| Applicant Name | PRULHIERE, SUSAN D. 3650 ROSE LANE CENTRAL POINT, OR 97502 |
| Proposed Change | POINT OF DIVERSION |
| Sources/TRSQ40Q160 | LITTLE APPEGATE RIVER > APPEGATE RIVER / 39.00S 3.00W 13 NWSE |
| Use/Quantity | IRRIGATION / 0.630 CFS |
| Priority Date | 12/31/1872 |

| | |
|--------------------|---|
| Transfer | T 12383 |
| Water Right | Cert:2730 |
| County/Basin | Malheur / Malheur(10) |
| Applicant Name | JR LAND AND LIVESTOCK PO BOX 800 HARPER, OR 97906 |
| Proposed Change | ADDITIONAL POINT OF DIVERSION, PLACE OF USE |
| Sources/TRSQ40Q160 | COTTONWOOD CREEK > BULLY CREEK / 18.00S 43.00E 9 SWSW |
| Use/Quantity | IRRIGATION, LIVESTOCK AND DOMESTIC / 2.500 CFS |
| Priority Date | 12/31/1883 |

| | |
|--------------------|--|
| Transfer | T 12385 |
| Water Right | Cert:62459 |
| County/Basin | Lake / Goose & Summer Lake(13) |
| Applicant Name | ROTH, ALLEN SINKING SAND LLC PO BOX 55 CHRISTMAS VALLEY, OR 97641 |
| Proposed Change | ADDITIONAL POINT OF APPROPRIATION |
| Sources/TRSQ40Q160 | A WELL > FORT ROCK BASIN / 25.00S 18.00E 21 NWNE |
| Use/Quantity | IRRIGATION / 2.450 CFS |
| Priority Date | 09/27/1979 |

Transfer [T 12386](#)
Water Right Cert:86190 , Cert:88583 , Cert:88584
County/Basin Lake / Goose & Summer Lake(13)
Applicant Name JRS PROPERTIES III LP
PO BOX 27
BOISE, ID 83707
Proposed Change POINT OF APPROPRIATION,PLACE OF USE
Sources/TRSQ40Q160 A WELL > CHEWAUCAN RIVER / 33.00S 19.00E 7 NESE
A WELL > CHEWAUCAN RIVER / 33.00S 19.00E 17 SWNW
Use/Quantity IRRIGATION / 4.000 CFS
Priority Date 09/19/1997, 05/24/2001, 11/30/1998

Transfer [T 12387](#)
Water Right Cert:91368
County/Basin Harney / Malheur Lake(12)
Applicant Name GOLDEN RULE FARMS INC.
PO BOX 255
CHRISTMAS VALLEY, OR 97641
Proposed Change POINT OF APPROPRIATION,PLACE OF USE
Sources/TRSQ40Q160 A WELL > SOUTH FORK MALHEUR RIVER BASIN / 27.00S 34.00E 9 SESE
A WELL > SOUTH FORK MALHEUR RIVER BASIN / 27.00S 34.00E 9 NENE
Use/Quantity IRRIGATION / 1.330 CFS
Priority Date 09/27/2012

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 June 23, 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-12225 filed by Robert and Delores Booth, 6585 Little Applegate Road, Jacksonville, OR 97530, proposes a change in point of diversion under Certificates 16394 and 16396. Certificate 16394 allows the use of 0.22 cfs from the Little Applegate River in Sec. 28, T39S, R2W, WM for irrigation and domestic use in Sec. 28. Certificate 16396 allows the use of 0.19 cfs from the Little Applegate River in Sec. 28, T39S, R2W, WM for irrigation Sec. 28. The applicant proposes a change in point of diversion to Sec. 28, T39S, R2W, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-11706 filed by James and Sue Gilmour, 30427 SW Stellmacher Drive, Albany, OR 97321, proposes a change in place of use (POU) and an additional point of appropriation (APOA) under Certificates (C-) 61080 and C-88919. C-61080 allows 2.24 cubic feet per second (cfs) for three wells located in Sects. 30 and 31, T25S, R34E, WM for irrigation in Sec. 31 T25S, R34E, WM. C-88919 allows 0.85 cfs from a well in Sec. 1, T27S, R33E, WM for irrigation in Sects. 1 and 2, T27S, R33E, WM. The applicant proposes an APOA within Sec. 31, T25S, R34E, WM and Sec. 1, T27S, R33E, WM. The applicant also proposes a POU change of C-61080 within Sec. 31, T25S, R34E, 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.

T-12072 filed by Michael Wagner, 25383 N Middleton Rd, Middleton, ID 83644, proposes additional points of appropriation and place of use changes under Certificates 81208, 81209, 81210, 81211, 81212, 81213, 89176, 89177, 89178, 89179, 89180, 89181, 89182, 89183, 89184, 89198, 89199, 89526, and 89527. Certificate 81208 allows the use of 1.51 cubic feet per second (cfs) from a well in Sec. 2, T15S, R40E, WM for irrigation in Sects. 2 and 11. The applicant proposes to change the place of use within Sects. 2 and 11. Certificate 81209 allows the use of 0.30 cfs from a well in Sec. 2, T15S, R40E, WM for irrigation in Sec. 2. The applicant proposes to change the place of use to Sects. 10 and 14, T15S, R40E, WM. Certificate 81210 allows the use of 5.07 cfs from two wells in Sects. 7 and 8, T15S, R41E, WM for irrigation in Sects. 7 and 8. The applicant proposes to change the place of use within Sects. 7 and 8. Certificate 81211 allows the use of 1.63 cfs from a well in Sec. 11, T15S, R40E, WM for irrigation in Sec. 11. The applicant proposes to change the place of use to Sects. 11 and 14. Certificate 81212 allows the use of 0.51 cfs from a well in Sec. 10, T15S, R40E, WM for irrigation in Sec. 10. The applicant proposes to change the place of use to Sec. 14, T15S, R40E, WM. Certificate 81213 allows the use of 1.02 cfs from a well in Sec. 10, T15S, R40E, WM for irrigation in Sects. 10 and 11. The applicant proposes to change the place of use to Sects. 2, 11 and 14, T15S, R40E, WM. Certificate 89176 allows the use of 0.21 cfs from a well in Sec. 2, T15S, R40E, WM for irrigation in Sec. 2. The applicant proposes to change the place of use to Sec. 14, T15S, R40E, WM. Certificate 89177 allows the use of 0.90 cfs from Wells 1, 2, 6, and 7 in Sec. 2, T15S, R40E, WM and Sects. 7 and 8, T15S, R41E, WM for irrigation in Sec. 11, T15S, R40E, WM and Sects. 7 and 8, T15S, R41E, WM. The applicant proposes to change the place of use to Sec. 14, T15S, R40E, WM and Sec. 7, T15S, R41E, WM. Certificate 89178 allows the use of 0.07 cfs from a well in Sec. 2, T15S, R40E, WM for irrigation in Sec. 2. The applicant proposes to change the place of use to Sec. 14, T15S, R40E, WM. Certificate 89179 allows the use of 0.09 cfs from a well in Sec. 10, T15S, R40E, WM for irrigation in Sec. 10. The applicant proposes to change the place of use to Sec. 14, T15S, R40E, WM. Certificate 89180 allows the use of 0.85 cfs from a well in Sec. 2, T15S, R40E, WM for irrigation in Sects. 2 and 11, T15S, R40E, WM. The applicant proposes to change the place of use within Sects. 2 and 11. Certificate 89181 allows the use of 1.03 cfs from Wells 2 and 3 in Sects. 2 and 10, T15S, R40E, WM for irrigation in Sects. 2, 10 and 11, T15S, R40E, WM. The applicant to change the place of use to Sec. 11. Certificate 89182 allows the use of 2.40 cfs from Wells 2, 5, and 8 in Sects. 2 and 14, T15S, R40E, WM for irrigation in Sects. 2 and 14. The applicant proposes to change the place of use to Sec. 11, T15S, R40E, WM. Certificate 89183 allows the use of 1.63 cfs from Wells 5 and 8 in Sec. 14, T15S, R40E, WM for irrigation in Sec. 14. The applicant proposes to change the place of use within Sec. 14. Certificate 89184 allows the use of 0.51 cfs from Wells 5, 8, and 9 in Sects. 10 and 14, T15S, R40E, WM for irrigation in Sects. 10 and 14. The applicant proposes to change the place of use to Sec. 10. Certificate 89198 allows the use of 1.54 cfs from a well in Sec. 1, T15S, R40E, WM for irrigation in Sects. 1 and 2, T15S, R40E, WM. The applicant proposes to change the place of use within Sects. 1 and 2. Certificate 89199 allows the use of 1.99 cfs from two wells in Sec. 2, T15S, R40E, WM for irrigation in Sec. 2. The applicant proposes to change the place of use within Sec. 2. Certificate 89526 allows the use of 0.42 cfs from a well in Sec. 1, T15S, R40E, WM for irrigation in Sects. 1 and 2, T15S, R40E, WM. The applicant proposes to change the place of use to Sec. 1. Certificate 89527 allows the use of 0.36 cfs from two wells in Sec. 2, T15S, R40E, WM for irrigation in Sec. 2. The applicant proposes to change the place of use to Sec. 1. The applicant proposes twelve additional points of appropriation for all of the certificates. The proposed wells being located in Sects. 1, 2, 10, 11, and 14, T15S, R40E, WM and Sects, 7 and 8 in T15S, R41E, 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-12303 |
| Water Right | Cert:76263 , Cert:79993 |
| County/Basin | Umatilla / Umatilla(7) |
| Applicant Name | LEVY, ROBERT L AND L FARMS 1000 HWY 395 #423 HERMISTON, OR 97838 |
| | WINDY RIVER 1000 HIGHWAY 395, STE A HERMISTON, OR 97838 |
| Proposed Change | ADDITIONAL POINT OF APPROPRIATION,PLACE OF USE |
| Sources/TRSQ40Q160 | A WELL > UMATILLA RIVER / 3.00N 28.00E 34 NWSE |
| Use/Quantity | IRRIGATION USES / 0.11 CFS |
| Priority Date | 06/12/1972, 06/12/1972 |
| Transfer | T-12340 |
| Water Right | Cert:24183 , Cert:26244 |
| County/Basin | Benton / Willamette(2) |
| Applicant Name | EVELAND, JOHN GATHERING TOGETHER FARM 25159 GRANGE HALL RD PHILOMATH, OR 97330 |
| Proposed Change | PLACE OF USE |
| Sources/TRSQ40Q160 | MARYS RIVER > WILLAMETTE RIVER / 12.00S 6.00W 11 SESE |
| Use/Quantity | IRRIGATION / 0.320 CFS |
| Priority Date | 01/04/1945, 03/29/1955 |
| Transfer | T-12381 |
| Water Right | Cert:89331 |
| County/Basin | Clackamas / Willamette(2) |
| Applicant Name | ST JOSEPHS WINE CELLAR INC 28836 S BARLOW RD CANBY, OR 97013 |
| Proposed Change | POINT OF APPROPRIATION,PLACE OF USE |
| Sources/TRSQ40Q160 | A WELL > BEAR CREEK / 4.00S 1.00E 32 SWNW |
| Use/Quantity | IRRIGATION / 0.780 CFS |
| Priority Date | 01/26/1995 |

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 12380 |
| Water Right | Permit: G 17358 |
| County/Basin | Deschutes / Deschutes(5) |
| Applicant Name | ROTH, DAVID PO BOX 358 CHRISTMAS VALLEY, OR 97641 |
| Proposed Change | POINT OF APPROPRIATION |
| Sources/TRSQ40Q160 | A WELL > LIZARD CREEK / 22.00S 20.00E 4 SWSE A WELL > LIZARD CREEK / 22.00S 20.00E 10 NWNW A WELL > LIZARD CREEK / 22.00S 20.00E 10 NWNW A WELL > LIZARD CREEK / 22.00S 20.00E 10 SWNW A WELL > LIZARD CREEK / 22.00S 20.00E 9 NWNE A WELL > LIZARD CREEK / 22.00S 20.00E 4 SWSE |
| Use/Quantity | SIX IRRIGATIONS / 10.7 CFS (est) |
| Priority Date | 12/19/2011 |

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 June 23, 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:

Tumalo Irrigation District (Agricultural)

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# [91413](#)
App: G 15480
County/Basin Klamath / Klamath(14)
Applicant Name BALIN, SCOTT
BALIN, CINDY
Priority Date 04/25/2001
Issue Date 05/23/2016

Cert# [91416](#)
App: S 74270
County/Basin Douglas / Umpqua(16)
Applicant Name COUNTY OF DOUGLAS; NATURAL RESOURCES
Priority Date 06/27/1994
Issue Date 05/23/2016

Cert# [91478](#)
App: S 68168
County/Basin Lake / Goose & Summer Lake(13)
Applicant Name HENT, JOHN
Priority Date 09/04/1984
Issue Date 05/24/2016

Cert# [91467](#)
App: G 12289
County/Basin Crook / Deschutes(5)
Applicant Name HIGHLAND SUBDIVISION WATER DISTRICT
Priority Date 11/09/1990
Issue Date 05/18/2016

Cert# [91414](#)
App: G 15018
County/Basin Sherman / Deschutes(5)
Applicant Name JUSTESEN, FRED; JUSTESEN RANCHES
JUSTESEN RANCHES
Priority Date 08/23/1999
Issue Date 05/23/2016

Cert# [91412](#)
App: R 84680
County/Basin Clackamas / Willamette(2)
Applicant Name ROSE, BILL L.
Priority Date 03/12/2001
Issue Date 05/23/2016

| | |
|----------------|---------------------------|
| Cert# | 91411 |
| App: | S 85010 |
| County/Basin | Clackamas / Willamette(2) |
| Applicant Name | ROSE, BILL L. |
| Priority Date | 01/23/2002 |
| Issue Date | 05/23/2016 |

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
May 24, 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:

* 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.