

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS July 26, 2016

*This notice is also available on our web page at the following address:
http://apps.wrd.state.or.us/apps/misc/wrd_notice_view/?notice_id=21*

This publication lists agency activities requiring public notice. It also describes public comment processes and deadlines. Types of water use requests in this week's Public Notice include:

- * **Permit Application Initial Reviews, Proposed Final Orders, and Final Orders**
Applications for permits to use, store, divert or pump surface water or groundwater. Includes applications by the state Departments of Fish & Wildlife, Environmental Quality or Parks and Recreation for water to be used and kept in-channel.
- * **Alternate Reservoir Applications (ORS 537.409)**
Applications for storage permits for small ponds filed under a simplified review process.
- * **Expedited Secondary Applications to Use Stored Water**
Applications to use stored water exclusively, filed under a simplified review process.
- * **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 690-315**
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 690-315 pertains to permit extension applications filed on or after July 1, 2001.)
- * **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.
- * **Aquifer Storage and Recovery (ASR) Limited Licenses**
Requests for use of water in an ASR testing program for 5 years or less. Licenses are subordinate to other rights if they are not based on use under an existing water right.
- * **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.
- * **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.

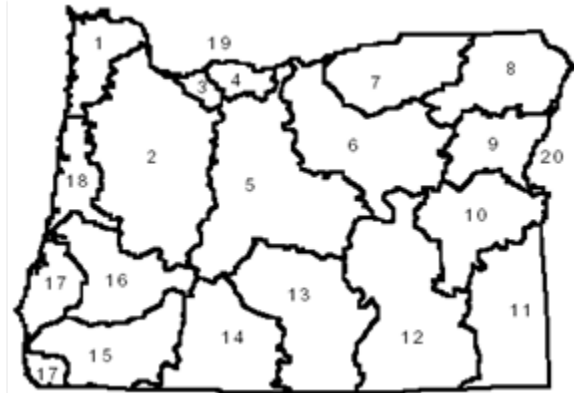
The Public Notice is published each week on the Department's web site at <http://www.wrd.state.or.us/>. If you would like to receive a *free* weekly notification when it is published, please send your request to Marissa.L.Andrews@wrd.state.or.us.

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

BASINS:

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

Priority Date

Stage/ Status

- IR: Initial Review
- PFO: Proposed Final Order

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

- | | | |
|--|---------------------------------|-------------------------|
| AG: Agriculture | GR: Groundwater recharge | MU: Municipal |
| CR: Cranberry uses | GT: Geothermal | NU: Nursery use |
| CM: Commercial | ID: Irrigation with domestic | PA: Pollution abatement |
| DI, DN: Domestic including
non-commercial lawn & garden | IL: Irrigation with livestock | PW: Power |
| DO: Domestic | IM: Industrial or manufacturing | QM: Quasi-municipal |
| DS: Domestic & stock | IR: Irrigation | RC: Recreation |
| FI: Fish | IS: Irrigation, supplemental | RW: Road construction |
| FP: Fire protection | LV: Livestock | TC: Temperature control |
| FW: Fish & wildlife | LW: Livestock & wildlife | WI: Wildlife |
| | 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, August 25, 2016. Although we cannot respond individually to all comments, each will be considered as the agency makes its decision regarding proposed allocations.

Proposed Final Order Stage (PFO)

The proposed final order is the Department's penultimate decision on the water use request. The PFO documents the agency's decision through specific findings, including review of comments received. If appropriate, it includes a draft permit specifying any conditions or restrictions on the use. Persons interested in receiving a mailed copy of a PFO must pay a statutorily-required fee of \$25. (Any person paying \$25 to receive a PFO by mail will also receive a copy of the Final Order when it is issued.) PFO's may be viewed free of charge online at: <http://apps.wrd.state.or.us/apps/wr/wrinfo/>. Those disagreeing with the Department's decision as expressed in the PFO have 45 days to file a protest.

The protest deadline for proposed final orders appearing in this public notice is 5pm, Friday, September 09, 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
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-17919](#)
County/Basin Morrow / Umatilla(7)
Applicant Name OSMIN, ALBERT L.
60355 BALM FORK RD
HEPPNER, OR 97836
Priority Date 09/04/2014
Issue Date 07/14/2016
Status APPROVED

App# [G-18067](#)
County/Basin Wheeler / John Day(6)
Applicant Name SIX SHOOTER RANCH V LLC
HAMEL, JIM
2357 HILLSIDE RD
RICHFIELD, WI 53076
Priority Date 04/16/2015
Issue Date 07/14/2016
Status APPROVED

App# [G-18107](#)
County/Basin Baker / Powder(9)
Applicant Name FREESE, BRENT
PO BOX 1122
BAKER CITY, OR 97814
Priority Date 06/22/2015
Issue Date 07/14/2016
Status APPROVED

App# [G-18125](#)
County/Basin Yamhill / Willamette(2)
Applicant Name SCHMIDT, THOMAS J.
13940 SW HWY 18
MCMINNVILLE, OR 97128
Priority Date 08/10/2015
Issue Date 07/15/2016
Status APPROVED

App# [G-18127](#)
County/Basin Baker / Powder(9)
Applicant Name RUPP, RANDY
176 KRANICHWOOD ST
RICHLAND, WA 99352
Priority Date 08/10/2015
Issue Date 07/14/2016
Status APPROVED

App#	G-18129
County/Basin	Harney / Malheur Lake(12)
Applicant Name	OTLEY BROTHERS INC. 40926 S DIAMOND LANE DIAMOND, OR 97722
Priority Date	08/11/2015
Issue Date	07/18/2016
Status	APPROVED
App#	G-18145
County/Basin	Washington / Willamette(2)
Applicant Name	DECKER, MARVIN 12635 SW RIVER RD HILLSBORO, OR 97123
Priority Date	09/28/2015
Issue Date	07/14/2016
Status	APPROVED
App#	G-18159
County/Basin	Jackson / Rogue(15)
Applicant Name	MURPHY, JONOA H GILES 1103 HUENERS LANE JACKSONVILLE, OR 97530
Priority Date	11/09/2015
Issue Date	07/14/2016
Status	APPROVED
App#	G-18170
County/Basin	Lane / Willamette(2)
Applicant Name	MCQUADE, JAMES T. 83264 LORANE HWY EUGENE, OR 97405
Priority Date	12/11/2015
Issue Date	07/14/2016
Status	APPROVED
App#	LL-1653
County/Basin	Marion / Willamette(2)
Applicant Name	HITZ, MITCHELL 13639 WILCO HWY WOODBURN, OR 97071
Priority Date	06/17/2016
Issue Date	07/18/2016
Status	APPROVED
App#	LL-1655
County/Basin	Multnomah / Willamette(2)
Applicant Name	PORTLAND HARBOR HOLDINGS II LLC C/O STEVE RUSSELL 520 SW 6TH AVE STE 1210 PORTLAND, OR 97204
Priority Date	06/22/2016
Issue Date	07/14/2016
Status	APPROVED

App# [R-87881](#)
County/Basin Crook / Deschutes(5)
Applicant Name HOERAUF, RYAN C.
PO BOX 14821
ODESSA, TX 79768
Priority Date 03/21/2013
Issue Date 07/14/2016
Status WITHDRAWN

App# [R-88168](#)
County/Basin Josephine / Rogue(15)
Applicant Name SCOTT, JORDAN
180 MESSINGER RD
GRANTS PASS, OR 97527
Priority Date 01/19/2016
Issue Date 07/14/2016
Status APPROVED

App# [R-88184](#)
County/Basin Josephine / Rogue(15)
Applicant Name FISHER, MARK
353 BOLT VIEW RD
GRANTS PASS, OR 97527
Priority Date 02/22/2016
Issue Date 07/14/2016
Status APPROVED

App# [R-88193](#)
County/Basin Marion / Willamette(2)
Applicant Name PATTERSON, SCOTT
5059 RIVERDALE RD
SALEM, OR 97302
Priority Date 03/04/2016
Issue Date 07/14/2016
Status APPROVED

App# [S-88188](#)
County/Basin Clackamas / Willamette(2)
Applicant Name VOSS, CONNER
9997 S WILDCAT RD
MOLALLA, OR 97038
Priority Date 02/29/2016
Issue Date 07/15/2016
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 September 24, 2016.

App# [R-88257](#)
County/Basin Lane / Willamette(2)
Applicant Name RUSSI, SCOTT
85182 BLUE HERON WAY
EUGENE, OR 97405
Sources/TRSQ40Q160 UNNAMED STREAM > WALLACE CREEK / 18.00S 2.00W 11 SESW
Use/Quantity MULTIPLE PURPOSE / 18.000 AF
Priority Date 07/11/2016

App# [R-88261](#)
County/Basin Jackson / Rogue(15)
Applicant Name HRNCIR, ROSS
XP INVESTMENTS LLC
PO BOX 966
HALLETTSVILLE, TX 77964
Sources/TRSQ40Q160 RUNOFF > LITTLE BUTTE CREEK / 35.00S 1.00W 28 NESE
UNNAMED DRAINAGE > LITTLE BUTTE CREEK / 35.00S 1.00W 28 NESE
Use/Quantity MULTIPLE PURPOSE / 8.200 AF
Priority Date 07/15/2016

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 **August 25, 2016**. The expedited secondary applications listed below have been filed recently. Any person may raise public interest issues regarding these applications. If public interest issues are raised, the Department may move the application to the standard process and review the application pursuant to ORS 537.153, and issue a Proposed Final Order. If no public issues are raised, the Department may issue a final order and permit without further prior notice.

Comments must identify the specific public interest under ORS 537.170(8) that would be impaired or detrimentally affected by the proposed use, and specifically how the identified public interest would be affected.

POD 1 is the location of the stored water. POD 2 and any additional points are the redirection point(s).

App# [S-88256](#)
County/Basin Baker / Powder(9)
Applicant Name PHILLIPS, JEFF
42109 MILES BRIDGE RD
BAKER CITY, OR 97814
Sources/TRSQ40Q160 A POND > EAST PINE CREEK / 7.00S 46.00E 32 NENE
Use/Quantity IRRIGATION / 0.100 AF
Priority Date 07/08/2016

App# [S-88260](#)
County/Basin Jackson / Rogue(15)
Applicant Name LEVINE, NOAH
ELVIS OIL CO. LLC
4870 STERLING CREEK RD
JACKSONVILLE, OR 97530
Sources/TRSQ40Q160 A RESERVOIR > SPENCER GULCH / 38.00S 2.00W 31 SESW
Use/Quantity IRRIGATION / 1.730 AF
Priority Date 07/12/2016

App# [S-88263](#)
County/Basin Washington / Willamette(2)
Applicant Name GRIFFITH, DAVE
DAE-LEE LLC
11383 NW 195TH AVE
HILLSBORO, OR 97124
Sources/TRSQ40Q160 A RESERVOIR > ROCK CREEK / 1.00N 2.00W 1 SENW
Use/Quantity NURSERY USES / 0.750 AF
Priority Date 07/18/2016

**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 August 25, 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-17448](#)
Permit Number G-17357
County/Basin Umatilla / Umatilla(7)
Applicant Name LINDSTROM, JOHN
LINDSTROM, RONNA
32008 DIAGONAL RD
HERMISTON, OR 97838
Sources/TRSQ40Q160 A WELL > HERMISTON DRAIN / 4.00N 29.00E 6 NWSW
Use/Quantity IRRIGATION / 0.110 CFS
Proposed Completion Date 10/01/2018

App# [R-60122](#)
Permit Number R-8211
County/Basin Grant / John Day(6)
Applicant Name MANDERSCHIED, MARK N.
MANDERSCHIED, TAMI L.
26506 LAYCOCK CREEK RD
MT VERNON, OR 97865
Sources/TRSQ40Q160 UNNAMED STREAM/MURKWOOD PND > ANGEL G / 13.00S 30.00E 35 SESW
UNNAMED STREAM/WILLOWBTM P > ANGEL G / 13.00S 30.00E 35 SESW
Use/Quantity STORAGE / 4.000 AF
Proposed Completion Date 10/01/2018

App# [S-60123](#)
Permit Number S-45365
County/Basin Grant / John Day(6)
Applicant Name MANDERSCHIED, MARK N.
MANDERSCHIED, TAMI L.
26506 LAYCOCK CREEK RD
MT VERNON, OR 97865
Sources/TRSQ40Q160 UNNAMED GULCHANNEL > JOHN DAY RIVER / 13.00S 30.00E 35 SESW
RESERVOIR A > JOHN DAY RIVER / 13.00S 30.00E 35 SESW
RESERVOIR B > JOHN DAY RIVER / 13.00S 30.00E 35 SESW
Use/Quantity IRRIGATION / 0.200 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 September 09, 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-84074
Permit#	S-53646
County/Basin	Yamhill / Willamette(2)
Applicant Name	LAWHEAD, STEPHEN L. PO BOX 133 YAMHILL, OR 97148
Sources/TRSQ40Q160	A RESERVOIR > SALT CREEK / 2.00S 4.00W 29 NWNW
Use/Quantity	IRRIGATION / 5.000 AF
Status	PROPOSE TO APPROVE
App#	G-17311
Permit#	G-16851
County/Basin	Lake / Goose & Summer Lake(13)
Applicant Name	HINCKLE, KENNETH 92197 SCHULTS LANE LAKEVIEW, OR 97630
Sources/TRSQ40Q160	A WELL > ANTELOPE CREEK / 39.00S 19.00E 32 SWSE
Use/Quantity	IRRIGATION / 0.490 CFS
Status	PROPOSE TO APPROVE

App# G-17132
 Permit# [G-16771](#)
 County/Basin Harney / Malheur Lake(12)
 Applicant Name SINGHOSE, TRAVIS L.
 SINGHOSE, KELLY R.
 29327 WEAVER SPRINGS LANE
 BURNS, OR 97720

Sources/TRSQ40Q160 A WELL > MALHEUR LAKE / 25.00S 32.00E 36 NWNW
 A WELL > MALHEUR LAKE / 25.00S 32.00E 25 SWSE

Use/Quantity IRRIGATION / 9.700 CFS
 Status PROPOSE TO APPROVE

App# S-85856
 Permit# [S-54087](#)
 County/Basin Lane / Middle Coast(18)
 Applicant Name PERRY, JOHN W.
 248 MUNSEL CREEK LOOP
 FLORENCE, OR 85206

Sources/TRSQ40Q160 SILTCOOS LAKE > SILTCOOS RIVER / 19.00S 12.00W 26 NENE
 Use/Quantity DOMESTIC / 0.005 CFS
 Status PROPOSE TO APPROVE

App# S-72092
 Permit# [S-52617](#)
 County/Basin Baker / Powder(9)
 Applicant Name MALLERY, DARRELL V.
 MALLERY, SANDRA
 37991 STATE HWY
 HALFWAY, OR 97834

Sources/TRSQ40Q160 MALLERY-MCLEAN, LINDA
 34775 NORTH HARNEY LANE
 BURNS, OR 97720
 RUNOFF > PINE CREEK / 7.00S 46.00E 31 NWNE
 HOLBROOK CREEK > PINE CREEK / 7.00S 46.00E 31 NWNE
 CLEAR CREEK > PINE CREEK / 7.00S 46.00E 19 SENE

Use/Quantity PRIMARY AND SUPPLEMENTAL IRRIGATION / 2.500 CFS
 Status IRRIGATION / 1.500 CFS
 PROPOSE TO APPROVE

Extensions of Time Progress
Checkpoint Progress Reports filed pursuant to OAR 690-315

Consistent with OAR 690-315-0050(6), the Department will accept public comment on the following Extension of time Checkpoint Progress Reports until August 25, 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#	S-72029
Permit Number	S-51424
County/Basin	Curry / South Coast(17)
Applicant Name	DAYTON, BIRNEY D. DAYTON, RONDA L. 95594 BURNT HILL BROOKINGS, OR 97415
	KRUG, RICHARD L. KRUG, MARY L. 6111 TRINADAD COURT BAKERSFIELD, CA 93313
Use	DOMESTIC EXPANDED

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 August 09, 2016, upon finding that the proposed water use will not impair or be detrimental to the public interest (OAR 690-340-030).** The public is invited to provide comments that will assist the Director in determining whether the use would impair or be detrimental to the public interest. 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-1665
County/Basin	Linn / Willamette(2)
Applicant Name	AZALEA ROJO LLC, AMPS PO BOX 806 WINCHESTER, OR 97495
Sources/TRSQ40Q160	A WELL > COURTNEY CR / 14.00S 3.00W 12 NWNE
Use/Quantity	IRRIGATION / 0.600 CFS
Priority Date	07/19/2016

App#	LL-1667
County/Basin	Yamhill / Willamette(2)
Applicant Name	LINDSTROM, KATHRYN MOHR, PETER D. P.O. BOX 230669 PORTLAND, OR 97281
Sources/TRSQ40Q160	A WELL > CHEHALEM CREEK BASIN / 2.00S 3.00E 33 SWNE
Use/Quantity	ESTABLISHMENT OF VINESTOCK / 25 GPM / NOT EXCEEDING 8.75 AF TOTAL
Priority Date	07/25/2016

Renewal of Aquifer Storage and Recovery (ASR) Limited Licenses

ASR means the storage of water from a separate source that meets drinking water standards in a suitable aquifer for later recovery and not having as one of its primary purposes the restoration of the aquifer (ORS 537.531). The use of water for ASR testing purposes requires a limited license pursuant to ORS 537.534. The requirements and procedures of an ASR limited license are different than those for limited licenses pursuant to ORS 537.143. Only after completion of an ASR testing program under a limited license may an applicant apply for a permanent ASR permit. The appearance of a renewal request in the public notice commences a 30-day public comment period. Following the public comment period, the Department may request additional information regarding the renewal request, renew the limited license, renew the limited license with additional conditions, or deny the request.

An ASR Limited License may be renewed if the applicant demonstrates to the Director's satisfaction that further testing is necessary and that the applicant complied with the terms of the limited license. The standards, findings and process used in the license renewal process shall be as provided in OAR 690-350-0020. The Director may renew an ASR Limited License for a term of not more than 5 years.

Application	ASR Limited License-019	Renewal
Certificate	Certificates 81026, 81027, 67891, 85913, 85914, Permit S-50879, ORS 538.420	
County/Basin	Washington / Willamette	
Applicant	Joint Water Commission 150 E. Main Street, Third Floor Hillsboro, OR 97123	
Source/TRS	Sain Creek > Scoggins Creek/1.00S 5.00W 14 Scoggins Creek > Tualatin River/1.00S 4.00W 20 Tualatin River > Willametter River/ 1.00S 3.00W 8, 1.00S 5.00W 20 Bull Run River > Sandy River / 1.00S 5.00E 26	
Use/Quantity	Aquifer Storage and Recovery Testing / 46.8 CFS	
ASR Well Locations	ASR A (proposed) 1,390 feet North, 2,500 feet West from SE corner of Section 18, T1S/R1W ASR B (proposed) 1,220 feet South, 885 feet East from NW corner of Section 20, T1S/R1W ASR C (proposed) 1,870 feet North, 990 feet East from SW corner of Section 30, T1S/R1W ASR D (WASH 70562) 1,560 feet North, 490 feet East from SW corner of Section 30, T1S/R1W ASR E (proposed) 1,530 feet North, 2,415 feet East from SW corner of Section 30, T1S/R1W ASR F (proposed) 2,250 feet North, 810 feet West from SE corner of Section 25, T1S/R2W ASR G (proposed) 2,265 feet South, 1,310 feet West from NE corner of Section 25, T1S/R2W ASR H (Miller Hill Well, WASH 70165) 1,700 feet South, 3,150 feet West from NE corner of Section 25, T1S/R2W ASR I (proposed) 2,480 feet North, 1,000 feet West from SE corner of Section 25, T1S/R2W ASR J (proposed) 210 feet North, 2,380 feet West from SE corner of Section 30, T1S/R1W ASR K (ASR 6, WASH 74133) 1,520 feet North, 120 feet West from SE corner of Section 30, T1S/R1W ASR L (proposed) 1,250 feet North, 1,295 feet West from SE corner of Section 32, T1S/R1W ASR M (proposed) 400 feet South, 2,150 feet West from NE corner of Section 28, T1S/R1W ASR N (proposed) 470 feet South, 1,060 feet East from NW corner of Section 28, T1S/R1W	
Max Injection/Withdrawal	1500 GPM / 2000 GPM AT EACH OF 14 WELL(S)	
Max Storage Volume	2.1 BILLION GALLONS IN A BASALT AQUIFER	

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 August 25, 2016. Any person who provides comments within the comment period will receive a copy of the Department's preliminary determination of whether the application should be approved or rejected after the Department has completed a review of the application and will be provided an opportunity to protest the application and preliminary determination at that time.

Transfer [T 12436](#)
Water Right Cert:30659
County/Basin Clackamas / Willamette(2)
Applicant Name SESTER FARMS INC.; C/O TED SESTER
33205 SE OXBOW DR
GRESHAM, OR 97080
Proposed Change POINT OF APPROPRIATION, ADDITIONAL POINT OF APPROPRIATION, PLACE OF USE
Sources/TRSQ40Q160 A WELL > DEEP CREEK / 2.00S 3.00E 10 NENE
Use/Quantity IRRIGATION / 0.370 CFS
Priority Date 07/20/1960

Transfer [T 12440](#)
Water Right Cert:81391 CR
County/Basin Marion / Willamette(2)
Applicant Name BREITENBUSH HOT SPRINGS
PO BOX 578
DETROIT, OR 97342
Proposed Change USE
Sources/TRSQ40Q160 A SPRING > BREITENBUSH RIVER / 9.00S 7.00E 20 SWNE
BREITENBUSH RIVER > NORTH SANTIAM RIVER / 9.00S 7.00E 20 SENE
SPRS > BREITENBUSH RIVER / 9.00S 7.00E 20 SWNE
Use/Quantity RECREATION / 0.2100 CFS
Priority Date 04/24/1969

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 August 25, 2016, or within 30 days of the last date of publication in a newspaper, whichever is later. If no protests are filed, the Department will issue a final order consistent with the preliminary determination.

T-12149~~Error! Reference source not found.~~ filed by Hamilton Farms, LLC, 14190 Airlie Rd, Monmouth, OR 97361, proposes a change in character of use under Certificates 41746, 41747, and 81452. Certificate 41746 allows for the storage of 6.0 acre-feet (af) in Reservoir No. 1 and 1.8 af in Reservoir No. 3 both in Sec. 32, T9S, R5W WM for stock use; Certificate 41747 allows for the storage of 3.0 af in Reservoir No. 4 in Sec. 28, T9S, R5W WM for stock use; Certificate 81452 allows for the storage of 1.0 af in Hamilton 5 Reservoir and 2.0 af in Hamilton 7 Reservoir in Sec. 32, T9S, R5W, and Sec 5, T10S, R5W, WM for livestock, fire protection and flood control. The applicant proposes to change the character of use to multipurpose, including but not limited to, livestock, fire protection and flood control. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-12138 filed by Phase 3 Farms Inc., 41771 Sodhouse Lane, Princeton, OR 97721, proposes additional points of appropriation and changes in place of use under Certificates 90729, 28839, 46391, and 84831. Certificate 90729 allows the use of 1.88 cfs from Well 1 in Sec. 4, T27S, R33E, WM for irrigation in Sec. 35, T26S, R33E, WM. Certificate 28839 allows the use of 1.98 cfs from Well 1 in Sec. 34, T26S, R33E, WM for irrigation in Sec. 34. Certificate 46391 allows the use of 0.49 cfs from a well in Sec. 2, T27S, R33E, WM for irrigation in Sec. 35, T26S, R33E, WM. Certificate 84831 allows the use of 1.98 cfs from Well 2 in Sec. 34, T26S, R33E, WM for irrigation in Sec. 34. The applicant proposes additional points of appropriation in Sects. 27 and 34, T26S, R33E, WM and to change the places of use to within Sects. 27, 34, 35, T26S, R33E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-12129 filed by Melvin and Janet Zwegardt, 26820 Summit Prairie Road, Prairie City, OR 97869, proposes a change in place of use Certificates 439 and 4931. Certificate 439 allows the use of 0.64 cubic foot per second (cfs) from Strawberry Creek in Sec. 17, T14S, R34E, WM for irrigation in Sec. 28. The applicant proposes to change the place of use to Sec. 33, T13S, R34E, WM. Certificate 4931 allows the use of 0.44 cfs from Stanbro Reservoir for irrigation in Sec. 10, T14S, R34E, WM. The applicant proposes to change the place of use to Sec. 33, T13S, R34E, 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-12433
Water Right	Cert:22614
County/Basin	Clackamas / Willamette(2)
Applicant Name	SESTER FARMS INC.; C/O TED SESTER 33205 SE OXBOW DR GRESHAM, OR 97080
Proposed Change	PLACE OF USE
Sources/TRSQ40Q160	FRANCE DAM > DEEP CREEK / 2.00S 3.00E 11 SWSW NOYER CREEK > DEEP CREEK / 2.00S 3.00E 11 SWSW
Use/Quantity	IRRIGATION / 0.910 CFS
Priority Date	11/25/1952
Transfer	T-12434
Water Right	Cert:21606
County/Basin	Douglas / Umpqua(16)
Applicant Name	COVINGTON, RONALD L. 136 LIZZY LN GLENDALE, OR 97442
Proposed Change	POINT OF DIVERSION,PLACE OF USE
Sources/TRSQ40Q160	FORTUNE BRANCH > COW CREEK / 32.00S 5.00W 20 NWSE
Use/Quantity	IRRIGATION / 0.014 CFS
Priority Date	03/04/1952
Transfer	T-12435
Water Right	Cert:34191
County/Basin	Marion / Willamette(2)
Applicant Name	ERNST, BRUCE W. LIVING TRUST 4406 NE BIRDHAVEN LOOP NEWBERG, OR 97128
Proposed Change	PLACE OF USE
Sources/TRSQ40Q160	A WELL > WILLAMETTE RIVER / 4.00S 2.00W 4 SWSE
Use/Quantity	IRRIGATION / 0.440 CFS
Priority Date	04/30/1964

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 12438
Water Right	Permit: G 16241
County/Basin	Harney / Malheur Lake(12)
Applicant Name	BRAMBILA, ROSALIO SUNNYSIDE DAIRY LLC 4581 MAPLE GROVE RD SUNNYSIDE, WA 98944
Proposed Change	ADDITIONAL POINT OF APPROPRIATION,PLACE OF USE
Sources/TRSQ40Q160	A WELL > HARNEY LAKE / 26.00S 30.00E 11 NWNE A WELL > HARNEY LAKE / 26.00S 31.00E 17 SENW A WELL > HARNEY LAKE / 26.00S 30.00E 11 NENW A WELL > HARNEY LAKE / 26.00S 31.00E 18 SENE TWO WELLS > HARNEY LAKE / 26.00S 30.00E 11 NENE A WELL > HARNEY LAKE / 26.00S 30.00E 12 SWSE A WELL > HARNEY LAKE / 26.00S 31.00E 18 NWNE
Use/Quantity	IRRIGATION / 14.000 CFS
Priority Date	05/12/2006

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 August 25, 2016. Any person who provides comments within the comment period will receive a copy of the Department's preliminary determination of whether the application should be 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-12437
Water Right	Claim:GR 269
County/Basin	Marion / Willamette(2)
Applicant Name	CITY OF SUBLIMITY PO BOX 146 SUBLIMITY, OR 97385
Proposed Change	PLACE OF USE,USE
Sources/TRSQ40Q160	A WELL > BEAVER CREEK / 8.00S 1.00W 34 SESE
Use/Quantity	IRRIGATION / 0.267 CFS
Priority Date	09/01/1943

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#	91681
App:	G 16987
County/Basin	Harney / Malheur Lake(12)
Applicant Name	ROWLEY, LAURANCE ROWLEY, MARILEE
Priority Date	12/24/2007
Issue Date	07/21/2016

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
July 26, 2016

Use this form to offer comments on water use requests or other items in this notice, or to order copies of proposed and final orders. You are welcome to submit comments on a separate sheet, but please be sure to include your name and address and reference the specific request or document that concerns you. Please mail your comments to the address listed above.

Alternatively, you may use our new Public Comment tool available on our website. Go to our website: <http://apps.wrd.state.or.us/apps/wr/wrinfo/>, and enter identifying information about the application. On the Water Rights Information Query Results page, use the "Submit a Public Comment" link, or under "View all Scanned Documents" use the "Submit a Public Comment" link.

Water Use Request Type & File Number
(e.g. "Permit Application G-12345" or "Transfer T-1234"):

Mail me the order
(payment enclosed)*

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Your Name, Address, and Phone Number:

* We are required by law to charge a fee of \$25 to mail a copy of proposed and final orders on a pending permit or permit extension applications to any interested person. Please include a check made out to the Oregon Water Resources Department in the amount of \$25 for each type of order you would like mailed to you. This fee entitles you to also receive a copy of the final order, when issued. Copies of proposed and final orders are also available for viewing (at no charge) at our Salem office, at the local watermaster office, or online.