

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
**May 16, 2017**

*This notice is also available on our web page at the following address:  
[http://apps.wrd.state.or.us/apps/misc/wrd\\_notice\\_view/?notice\\_id=21](http://apps.wrd.state.or.us/apps/misc/wrd_notice_view/?notice_id=21)*

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

- \* **Permit Application Initial Reviews, Proposed Final Orders, and Final Orders**  
Applications for permits to use, store, divert or pump surface water or groundwater. Includes applications by the state Departments of Fish & Wildlife, Environmental Quality or Parks and Recreation for water to be used and kept in-channel.
- \* **Alternate Reservoir Applications (ORS 537.409)**  
Applications for storage permits for small ponds filed under a simplified review process.
- \* **Expedited Secondary Applications to Use Stored Water**  
Applications to use stored water exclusively, filed under a simplified review process.
- \* **Water Right Cancellations**  
Abandonment of perfected and developed water rights and requests to cancel all or a portion of rights.
- \* **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: District Permanent for Place of Use - ORS 540.580**  
Petitions requesting permanent changes in place(s) of use within a district's boundary.

- \* **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.
- \* **Water Management and Conservation Plan Progress Reports**  
Water management and conservation plan progress reports submitted by municipalities under provisions of OAR Chapter 690, Division 86.
- \* **Certificate Issuance**  
Included in this section is a listing of recently issued water right certificates.

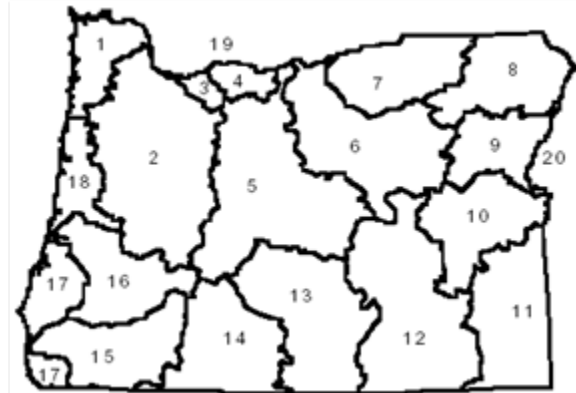
The Public Notice is published each week on the Department's web site at <http://www.wrd.state.or.us/>. If you would like to receive a *free* weekly notification when it is published, please send your request to [Marissa.L.Andrews@oregon.gov](mailto:Marissa.L.Andrews@oregon.gov).

## 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 15, 2017.** 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, June 30, 2017.**

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-18095](#)  
County/Basin Crook / Deschutes (5)  
Applicant Name DURGAN RANCH LLC  
10809 SE DURGAN RANCH RD  
PAULINA, OR 97751  
Sources/TRSQ40Q160 A WELL > WOLF CREEK BASIN / 16.00S 24.00E 4 NENE  
A WELL > WOLF CREEK BASIN / 16.00S 24.00E 4 SESW  
A WELL > WOLF CREEK BASIN / 16.00S 24.00E 5 SESE  
A WELL > WOLF CREEK BASIN / 16.00S 24.00E 8 SWNW  
Use/Quantity IRRIGATION / 6.21 CFS  
Priority Date 05/26/2015  
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18285](#)  
County/Basin Hood River / Hood (4)  
Applicant Name HOOD RIVER CHERRY CO.  
1321 ALAMEDA RD  
HOOD RIVER, OR 97031  
Sources/TRSQ40Q160 A WELL > GRISWELL CREEK BASIN / 1.00S 10.00E 17 NWSE  
Use/Quantity IRRIGATION / 0.990 CFS  
Priority Date 04/18/2016  
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18335](#)  
County/Basin Josephine / Rogue (15)  
Applicant Name GROUND UP FARMS LLC  
LEBLANC, MICHAEL  
3279 FISH HATCHERY RD  
GRANTS PASS, OR 97527  
LEBLANC, MICHAEL  
4024 WOODLAKE DR  
BATON ROUGE, LA 70816  
Sources/TRSQ40Q160 A WELL > BULL CREEK BASIN / 37.00S 6.00W 16 NWSW  
Use/Quantity NURSERY USES / 0.020 CFS  
Priority Date 07/08/2016  
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18385](#)  
County/Basin Lane / Willamette (2)  
Applicant Name KIRSCHNICK, MICHAEL  
26441 MLAWA DR  
EUGENE, OR 97402  
Sources/TRSQ40Q160 A WELL > JOB SWALE CREEK BASIN / 18.00S 5.00W 9 NWSE  
Use/Quantity NURSERY USES / 0.025 CFS  
Priority Date 09/14/2016  
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18202](#)  
County/Basin Lane / Willamette (2)  
Applicant Name EUGENE SCHOOL DISTRICT 4J  
RUMMEL, DEXTER  
715 W 4TH AVE  
EUGENE, OR 97402  
Sources/TRSQ40Q160 A WELL > EAST WILLAMETTE RIVER / 17.00S 4.00W 24 SENW  
Use/Quantity IRRIGATION / 0.178 CFS  
Priority Date 02/29/2016  
Stage/Status IR / PROPOSE TO APPROVE

App# [G-18352](#)  
County/Basin Clackamas / Willamette (2)  
Applicant Name ALL WOOD RESTORATION  
C/O PETER MUNRO  
11835 S KEY COURT  
CANBY, OR 97013  
Sources/TRSQ40Q160 A WELL > MOLALLA RIVER / 4.00S 1.00E 24 NENE  
Use/Quantity NURSERY USES / 0.130 CFS  
Priority Date 07/29/2016  
Stage/Status IR / PROPOSE TO APPROVE

App# [G-18403](#)  
County/Basin Union / Grande Ronde (8)  
Applicant Name BODFISH, JOHN D. AND JULIE  
62034 WEST RD  
LA GRANDE, OR 97850  
BODFISH, JOHN D. AND JULIE  
PO BOX 2965  
LA GRANDE, OR 97850  
Sources/TRSQ40Q160 A WELL > GRANDE RONDE RIVER / 2.00S 38.00E 33 SESW  
Use/Quantity IRRIGATION / 0.089 CFS  
Priority Date 10/21/2016  
Stage/Status IR / PROPOSE TO DENY

App# [R-88319](#)  
County/Basin Grant / John Day (6)  
Applicant Name TRIPLE 7 RANCH LLC  
PO BOX 787  
BAKER CITY, OR 97814  
Sources/TRSQ40Q160 COTTONWOOD CREEK > NORTH FORK JOHN DAY RIVER / 9.00S 28.00E 18 NESW  
COTTONWOOD CREEK > NORTH FORK JOHN DAY RIVER / 9.00S 28.00E 19 NWSW  
A SPRING > COTTONWOOD CREEK / 9.00S 28.00E 19 NWSW  
A SPRING > COTTONWOOD CREEK / 9.00S 28.00E 19 SWSW  
Use/Quantity MULTIPLE PURPOSE / 129.500 AF  
Priority Date 11/30/2016  
Stage/Status IR / PROPOSE TO APPROVE

App# [R-88320](#)  
County/Basin Grant / John Day (6)  
Applicant Name TRIPLE 7 RANCH LLC  
PO BOX 787  
BAKER CITY, OR 97814  
Sources/TRSQ40Q160 RUNOFF > COTTONWOOD CREEK / 9.00S 28.00E 18 NENE  
RUNOFF > COTTONWOOD CREEK / 9.00S 28.00E 17 NWNW  
Use/Quantity MULTIPLE PURPOSE / 3.000 AF  
Priority Date 11/30/2016  
Stage/Status IR / PROPOSE TO APPROVE

App# [G-18420](#)  
County/Basin Clackamas / Willamette (2)  
Applicant Name STONE AGE FARMS LLC  
23225 S BEAVERCREEK RD  
BEAVERCREEK, OR 97004  
WIEK, DAVID  
4148 SW 43RD AVE  
PORTLAND, OR 97221  
Sources/TRSQ40Q160 A WELL > ROOT CREEK / 3.00S 2.00E 35 SENE  
Use/Quantity NURSERY USES / 0.400 CFS  
Priority Date 12/28/2016  
Stage/Status IR / PROPOSE TO APPROVE

App# [G-18428](#)  
County/Basin Polk / Willamette (2)  
Applicant Name KCK PARTNERS LLC  
C/O KEVIN COLEMAN  
11483 SE AMITY DAYTON HWY  
DAYTON, OR 97114  
Sources/TRSQ40Q160 A WELL > SPRING VALLEY CREEK / 6.00S 3.00W 17 SESW  
Use/Quantity IRRIGATION / 0.500 CFS  
Priority Date 01/09/2017  
Stage/Status IR / PROPOSE TO APPROVE

App# [G-18433](#)  
County/Basin Deschutes / Deschutes (5)  
Applicant Name FALL RIVER FLOWER CO. INC.  
PO BOX 4223  
SUNRIVER, OR 97707  
Sources/TRSQ40Q160 A WELL > DESCHUTES RIVER / 20.00S 10.00E 34 NENE  
Use/Quantity NURSERY USES / 0.022 CFS  
Priority Date 01/10/2017  
Stage/Status IR / PROPOSE TO DENY

## 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-17981](#)  
County/Basin Lane / Willamette (2)  
Applicant Name RICE FARMS LLC  
DIETZ, ARLENE L.  
33632 MCKENZIE VIEW DR  
EUGENE, OR 97408  
Priority Date 01/09/2015  
Issue Date 05/04/2017  
Status APPROVED

App# [G-18028](#)  
County/Basin Deschutes / Deschutes (5)  
Applicant Name CASCADE ACADEMY OF CENTRAL OREGON  
19860 TUMALO RESERVOIR RD  
BEND, OR 97701  
Priority Date 04/02/2015  
Issue Date 05/04/2017  
Status APPROVED

App# [LL-1696](#)  
County/Basin Jackson / Rogue (15)  
Applicant Name KIRSCHNER, ROB  
700 SW TAYLOR ST, SUITE 200  
PORTLAND, OR 97205  
Issue Date 05/05/2017  
Status APPROVED

App# [LL-1697](#)  
County/Basin Douglas / Umpqua (16)  
Applicant Name NORRIS, PAUL  
8181 OAK HILL RD  
ROSEBURG, OR 97470  
Issue Date 05/05/2017  
Status APPROVED

App# [R-88291](#)  
County/Basin Jackson / Rogue (15)  
Applicant Name WILSON III, HENRY DEWEY  
2090 COMMERCE DR  
MEDFORD, OR 97504  
Priority Date 09/13/2016  
Issue Date 05/11/2017  
Status APPROVED



App# [R-88298](#)  
County/Basin Douglas / Umpqua (16)  
Applicant Name BONSKY, PAUL J.  
CALAPOOYA COVEY LLC  
8877 NONPAREIL RD  
SUTHERLIN, OR 97479  
Priority Date 10/11/2016  
Issue Date 05/04/2017  
Status APPROVED

App# [R-88304](#)  
County/Basin Jackson / Rogue (15)  
Applicant Name ZEPEDA, SEBASTIAN AND YESENIA  
3460 COREY RD  
CENTRAL POINT, OR 97503  
Priority Date 10/17/2016  
Issue Date 05/04/2017  
Status APPROVED

App# [R-88356](#)  
County/Basin Yamhill / Willamette (2)  
Applicant Name DORATION FARMS LLC  
C/O HARRY MILLER  
25 NW 23RD AVE SUITE 6 PMB 145  
PORTLAND, OR 97210  
Priority Date 01/17/2017  
Issue Date 05/04/2017  
Status APPROVED

App# [S-88118](#)  
County/Basin Coos / South Coast (17)  
Applicant Name BEST PROPERTIES LLC  
PO BOX 3250  
COOS BAY, OR 97420  
Priority Date 08/17/2015  
Issue Date 05/11/2017  
Status APPROVED

App# [S-88248](#)  
County/Basin Polk / Willamette (2)  
Applicant Name CWH-LLC  
GLENNDA HOWARD TRUST  
HOWARD, COLBY  
PO BOX 831  
DALLAS, OR 97338  
Priority Date 06/22/2016  
Issue Date 05/04/2017  
Status APPROVED

App# [S-88262](#)  
County/Basin Jackson / Rogue (15)  
Applicant Name MALEPSY, MIKE  
36 MEADOW LANE  
SHADY COVE, OR 97539  
Priority Date 07/18/2016  
Issue Date 05/11/2017  
Status APPROVED

App# [S-88271](#)  
County/Basin Jackson / Rogue (15)  
Applicant Name CROSSE, TIM AND LIZA J W  
13617 HWY 238  
JACKSONVILLE, OR 97530  
Priority Date 07/28/2016  
Issue Date 05/11/2017  
Status APPROVED

App# [S-88283](#)  
County/Basin Linn / Willamette (2)  
Applicant Name NEWSOM, NATHAN  
40929 HUNTLEY RD SE  
STAYTON, OR 97383  
Priority Date 09/08/2016  
Issue Date 05/05/2017  
Status APPROVED

App# [S-88348](#)  
County/Basin Douglas / Umpqua (16)  
Applicant Name CAMERON, KATHIE  
DODSON, RAYMOND  
2557 GLENBROOK LOOP RD  
RIDDLE, OR 97469  
Priority Date 12/27/2016  
Issue Date 05/04/2017  
Status APPROVED

App# [S-88350](#)  
County/Basin Polk / Willamette (2)  
Applicant Name FRANK SETNIKER FAMILY TRUST  
NORMA SETNIKER REVOCABLE TRUST  
4450 INDEPENDENCE HWY  
INDEPENDENCE, OR 97351  
SETNIKER, DAVID  
SETNIKER, SCOTT  
PO BOX 338  
INDEPENDENCE, OR 97351  
Priority Date 03/24/1995  
Issue Date 05/04/2017  
Status APPROVED

**\*Continues on next page**

App# [S-88357](#)  
County/Basin Yamhill / Willamette (2)  
Applicant Name DORATION FARMS LLC  
MILLER, HARRY  
C/O HARRY MILLER  
25 NW 23RD AVE SUITE 6 PMB 145  
PORTLAND, OR 97210  
Priority Date 01/17/2017  
Issue Date 05/04/2017  
Status APPROVED

App# [S-88359](#)  
County/Basin Josephine / Rogue (15)  
Applicant Name O'HARA REVOCABLE LIVING TRUST  
O'HARA, PATRICIA  
5061 LOWER RIVER RD  
GRANTS PASS, OR 97526  
Priority Date 01/19/2017  
Issue Date 05/11/2017  
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 July 15, 2017.**

App#	<a href="#">R-88404</a>
County/Basin	Clackamas / Willamette (2)
Applicant Name	PERRIN, GREG 33443 S SAWTELL RD MOLALLA, OR 97038
Sources/TRSQ40Q160	UNNAMED STREAM > KAISER CREEK / 5.00S 2.00E 20 SENE
Use/Quantity	MULTIPLE PURPOSE / 9.100 AF
Priority Date	05/04/2017

## **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 15, 2017**. The expedited secondary applications listed below have been filed recently. Any person may raise public interest issues regarding these applications. If public interest issues are raised, the Department may move the application to the standard process and review the application pursuant to ORS 537.153, and issue a Proposed Final Order. If no public issues are raised, the Department may issue a final order and permit without further prior notice.

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

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

App#	<a href="#">S-88399</a>
County/Basin	Polk / Willamette (2)
Applicant Name	WILLIAMS, CRAIG X NOVO LLC 2265 BOYSEN LANE SAINT HELENA, CA 94574
Sources/TRSQ40Q160	A RESERVOIR > BRUSH COLLEGE CREEK / 7.00S 3.00W 7 NWNE
Use/Quantity	IRRIGATION / 9.000 AF
Priority Date	05/01/2017

## Water Right Cancellations

ORS 540.621 authorizes the Director to issue an order canceling a perfected and developed water right whenever the owner certifies under oath that the right has been abandoned and requests a cancellation of the right.

The Department has received affidavits from owners of land to which a water right is appurtenant stating the owner has abandoned the water right, and requesting that the Department cancel portions of the right appurtenant to the land.

The Department proposes to issue orders cancelling all or a portion of the following water right(s):

<b>Certificate</b>	<a href="#"><u>19717</u></a>
County/Basin	Josephine / 15
Priority Date	February 14, 1951
Source	Rat Creek > Grave Creek
Landowners	Weyerhauser Company
Address	220 Occidental Ave South; Seattle, WA 98104
Use	Fish Culture
Quantity	0.5CFS
Acres	0
Location	34.00S 6.00E 14 SWNW

<b>Certificate</b>	<a href="#"><u>65326</u></a>
County/Basin	Jefferson / 5
Priority Date	April 25, 1984
Source	CITY OF MADRAS SEWAGE LAGOONS > WILLOW CREEK
Landowners	CITY OF MADRAS
Address	125 SW E ST; MADRAS, OR 97741
Use	IRRIGATION
Quantity	1 CFS
Acres	66.7
Location	10.00S 13.00E 28 SESE

**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 15, 2017.** 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-14367](#)  
Permit Number G-13232  
County/Basin Wasco / Hood (4)  
Applicant Name RABO AGRIFINANCE INC. AS COLLATERAL AGENT  
12443 OLIVE BLVD SUITE 50  
SAINT LOUIS, MO 63141

Sources/TRSQ40Q160 THE CHERRY RANCH LLC  
2900 VAN HORN RD  
HOOD RIVER, OR 97031  
Use/Quantity A WELL > MOSIER CREEK / 2.00N 11.00E 13 NENE  
IRRIGATION / 0.446 CFS  
Proposed Completion Date 10/01/2019

App# [G-16813](#)  
Permit Number G-16514  
County/Basin Klamath / Klamath (14)  
Applicant Name LISKEY FARMS INC.  
4650 LOWER KLAMATH LAKE RD  
KLAMATH FALLS, OR 97603

Sources/TRSQ40Q160 TWO WELLS > KLAMATH STRAIT / 40.00S 9.00E 34 SWNE  
A WELL > KLAMATH STRAIT / 40.00S 9.00E 34 SENE  
A WELL > KLAMATH STRAIT / 40.00S 9.00E 35 NWSW  
Use/Quantity INDUSTRIAL/MANUFACTURING USES / 5.57 CFS  
Proposed Completion Date 10/01/2042

## **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 June 30, 2017.** 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-16153
Permit#	<a href="#">G-15806</a>
County/Basin	Benton / Willamette (2)
Applicant Name	KNOLL TERRACE MANUFACTURED HOME COMMUNITY 5055 NE ELLIOTT CIRCLE CORVALLIS, OR 97330
Sources/TRSQ40Q160	TWO WELLS > MOUNTAIN VIEW CREEK / 11.00S 4.00W 7 SESW
Use/Quantity	GROUP DOMESTIC / 0.18 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 May 30, 2017, 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#	<a href="#">LL-1702</a>
County/Basin	Deschutes / Deschutes (5)
Applicant Name	PACIFIC NORTHWEST WATER COMPANY, LLC 360 SW BOND ST STE 510 BEND, OR 97702
Sources/TRSQ40Q160	THREE WELLS > DESCHUTES R / 16.00S 13.00E 16 SWSE A WELL > DESCHUTES R / 16.00S 13.00E 16 NESW TWO WELLS > DESCHUTES R / 16.00S 13.00E 16 NWSW
Use/Quantity	EMERGENCY WATER TO REPLACE LOST SUPPLY AND TO SUSTAIN SUPPLY IN TRANSITION TO NEW SUPPLY SYSTEM / 5.5 CFS UP TO 1500 AF

## 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 June 06, 2017.** Parties to the lease, including the Department, will review any such claims before the lease is finalized. The lease files are available for viewing at the Salem office of the Water Resources Department. If you have questions or comments please contact the Lease Specialist at 503-986-0898.

Lease#	<a href="#">IL 1618</a>
Certificate	46527, 3167; 3052
County/Basin	Wallowa / Grande Ronde (8)
Lessee	KIRSCHNER, ROB THE FRESHWATER TRUST 700 SW TAYLOR ST, SUITE 200 PORTLAND, OR 97205
Lessor	WALL, SWEYN P O BOX 283 WALLOWA, OR 97885
Priority Date	12/31/1900; 12/31/1887
Source/Tributary To	BEAR CREEK / WALLOWA RIVER
Lease#	<a href="#">IL 1619</a>
Certificate	72197
County/Basin	Crook, Jefferson / Deschutes (5)
Lessor	LONE PINE IRRIGATION DISTRICT PO BOX 564 TERREBONNE, OR 97760
Lessor	BARNES, ED 18460 PINEHURST ROAD BEND, OR 97703
Lessee	HUBERT, GENEVIEVE DESCHUTES RIVER CONSERVANCY 700 NW HILL ST STE 1 BEND, OR 97703
Priority Date	10/31/1900
Source/Tributary To	DESCHUTES RIVER / COLUMBIA RIVER

## 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 15, 2017. 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	<a href="#">T 12663</a>
Water Right	Cert:38981
County/Basin	Marion / Willamette (2)
Applicant Name	JLR LLC PO BOX 588 WOODBURN, OR 97071
Proposed Change	ADDITIONAL POINT OF APPROPRIATION
Sources/TRSQ40Q160	WELLNO.7 > PUDDING RIVER / 5.00S 1.00W 18 SESE
Use/Quantity	INDUSTRIAL/MANUFACTURING USES / 1.780 CFS
Priority Date	03/27/1969

## 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 June 15, 2017, 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-12362** filed by Bruce Aldrich, 58290 Hwy 78, Burns, Or 97720 proposes an additional point of appropriation and a change in place of use under Certificate 85697. The right allows the use of 2.78 cubic feet per second for irrigation 111.732 gallons per minute (gpm) for containerized nursery stock in Sec. 10, T6S, R1W, WM and 100.0 gpm for irrigation and related nursery use in Sec. 10. Both uses from a well in Sec. 10, T6S, R1W, WM. The applicant proposes to move the point of appropriation to Sec. 2, T6S, R1W, WM and to change the place of use to Sec. 2, T6S, R1W, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

**T-12400** filed by Limnes Land Company, 2033 SW Jackson St., Portland, OR 97201, proposes a change in place of use place of use and character of use under Certificates 10902 and 10903. Certificate 10902 allows the use of up to 2.61 cfs from Sun Creek in Sec. 4, T33S, R7.5E, WM for irrigation, domestic and stock use in Sec. 3. Certificate 10903 allows the use of up to 2.39 cfs from Sun Creek in Sec. 33, T32S, R7.5E, WM for irrigation, domestic and stock use in Sects. 33 and 34. The applicant proposes to create an instream use in Sun Creek from a point of diversion authorized by Certificate 10902 and 10903 to the confluence with Wood River at a maximum of 3.76 cfs. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540, OAR 690-380-5000 and OAR 690-077-0075. The Department has also concluded that the proposed transfer may be used to satisfy a groundwater permit application mitigation obligation.

**T-12598** filed by Cranford Land Co., PO Box 19643, Portland, OR 97280 proposes a change in character of use under Certificate 83164. The right allows the storage of 0.7 acre foot runoff and intermittent springs in Sec. 6, T10S, R5W, WM for storage for recreation in Sec. 6. The applicant proposes to change the character of use to multipurpose storage. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

**T-10826** filed by Central Oregon Irrigation District and Deschutes River Conservancy, 700 NW Hill St. Bend, OR 97701, proposes a change in place of use and character of use under Certificate 83571. The right allows the use of 2.97 cfs from the Deschutes River in Sec. 29, T17S, R12E, WM for irrigation of 139.87 acres in Sects. 16 and 21, T14S, R13E, WM, Sects. 24, 25 and 35, T15S, R12E, WM, Sects. 3, 4, 8, 9, 17, 18, 19, 20, 29 and 30, T15S, R13E, WM, Sects. 10 and 26, T16S, R12E, WM, and Sec. 14, T17S, R12E, WM. The applicant proposes to create an instream use in the Deschutes River from the point of diversion to the Madras Gage at a maximum of 2.37 cfs, and to establish mitigation credits in the Deschutes Groundwater Study Area. The applicant has requested to voluntarily cancel a portion of Certificate 76714, for supplemental irrigation. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540, OAR 690-380-5000 and OAR 690-077-0075. The Department has also concluded that the proposed transfer appears to result in mitigation credits pursuant to OAR 690-521-0300 & OAR 690-521-0400.

## Applications for District Permanent Transfer for Place of Use

A district may request to permanently change the place of use within district boundaries pursuant to ORS 540.580. A petition (application) for a district permanent water right transfer may be submitted subsequent to (specific noticing requirements apply) or prior to the change in place of use, but no later than the end of the calendar year in which the change occurs. The petition may include an unlimited number of place of use transfers within the same petition. Any recently filed Application for District Permanent Water Right Transfer for Place of Use is listed below.

Public comments may be submitted by any person (please follow the instructions on the last page of this public notice). A protest may be filed by any potentially affected holder of an existing water right, either jointly or severally with other persons, provided the protest is not by a user within a district alleging injury to the delivery of water by the district. Each person submitting a protest shall raise all reasonably ascertainable issues and submit all reasonably available arguments supporting the person's position by the close of the protest period. Failure to raise a reasonably ascertainable issue in a protest or failure to provide sufficient specificity to afford the Department an opportunity to respond to the issue precludes consideration of the issue during the hearing. Protests must be accompanied by a \$700 protest fee for non-applicants and a \$350 protest fee for the applicant, and filed in accordance with OAR Chapter 690, Division 2. **Comments or protests must be received by the Department on or before June 15, 2017.**

Pursuant to ORS 540.580(8), if a water user within the district files a protest claiming injury to a water right delivery by the district, no contested case hearing shall be required, but the district shall resolve the matter directly with the water user.

To view the permanent transfer application, click on the link below.

Transfer	<a href="#">T-12656</a>
County	Hood River
Certificate	Cert: 89317; 89320; 89321
Priority Date	1/2/1962; 3/9/1970; 8/19/1985
Name	MIDDLE FORK IRRIGATION DISTRICT
Address	PO BOX 291;PARKDALE, OR 97041
Use	IRRIGATION; SUPPLEMENTAL IRRIGATION
Source	CLEAR CREEK and CLEAR CREEK RESERVOIR (LAURANCE LAKE)> MIDDLE FORK HOOD RIVER; ELIOT CREEK > MIDDLE FORK HOOD RIVER; COE CREEK > MIDDLE FORK HOOD RIVER

Transfer	<a href="#">T-12662</a>
County	Umatilla
Certificate	CERTS 76715; 79439; 76799; 76752; 76727; 76737
Priority Date	3/14/1903; 7/1/1924; 4/12/1961; 7/3/1914; 5/24/1967; 1870
Name	WESTLAND IRRIGATION DISTRICT
Address	P.O BOX 944, HERMISTON, OR 97838
Use	IRRIGATION; SUPPLEMENTAL IRRIGATION
Source	UMATILLA RIVER > COLUMBIA RIVER; MCKAY RESERVOIR(R-584)> MCKAY CREEK; UMATILLA RIVER AND MCKAY RESERVOIR > COLUMBIA RIVER; BUTTER CREEK AND TRIBUTARIES > UMATILLA RIVER; TWO WELLS IN THE UMATILLA RIVER BASIN; BUTTER CREEK > UMATILLA RIVER

## **Water Management and Conservation Plan Progress Reports**

Pursuant to OAR 690-086-0120(4) and (5), the Department is required to give notice of progress reports on Water Management and Conservation Plans.

Any person may review and comment on these progress reports. The Department requests that comments be submitted no later than 30 days after the date of this notice.

Progress reports have been submitted by the following municipal supplier(s):

### **Coos Bay – North Bend Water Board (Municipal)**

To review any of the above progress report(s) or to provide comments on the progress report(s), contact Chris Kowitz at 503-986-0883 or [Chris.C.Kowitz@oregon.gov](mailto:Chris.C.Kowitz@oregon.gov).

## 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# [93066](#)  
App: S 83392  
County/Basin Douglas / Umpqua (16)  
Applicant Name BACON, J GERALD AND DORIS L.  
Priority Date 05/14/1997  
Issue Date 05/12/2017

Cert# [93069](#)  
App: R 73608  
County/Basin Josephine / Rogue (15)  
Applicant Name BRADEN FARMS MANAGEMENT CO. FOR GOLD RIVER RANCH LLC  
BRADEN, RICHARD  
Priority Date 08/30/1993  
Issue Date 05/12/2017

Cert# [93083](#)  
App: S 86126  
County/Basin Marion / Willamette (2)  
Applicant Name CLAUSEN, RICHARD A. AND CORINNE C.  
Priority Date 11/08/2004  
Issue Date 05/12/2017

Cert# [93081](#)  
App: R 86425  
County/Basin Yamhill / Willamette (2)  
Applicant Name DUKES FAMILY VINEYARDS LLC  
Priority Date 09/26/2005  
Issue Date 05/12/2017

Cert# [93055](#)  
App: G 12033  
County/Basin Deschutes / Deschutes (5)  
Applicant Name GOLD RING HOLDINGS LLC  
Priority Date 02/22/1990  
Issue Date 05/09/2017

Cert# [93097](#)  
App: S 87592  
County/Basin Coos / South Coast (17)  
Applicant Name LA FRANCHI, RON  
Priority Date 03/16/2010  
Issue Date 05/12/2017

Cert# [93082](#)  
App: S 80643  
County/Basin Jackson / Rogue (15)  
Applicant Name MCHUGH, MARSHA AND TYLER  
Priority Date 10/16/1995  
Issue Date 05/12/2017

Cert# [93086](#)  
App: G 16885  
County/Basin Sherman / Deschutes (5)  
Applicant Name MORROW COUNTY GRAIN GROWERS INC.  
Priority Date 06/29/2007  
Issue Date 05/12/2017

Cert# [93071](#)  
App: R 86842  
County/Basin Union / Grande Ronde (8)  
Applicant Name PARTNEY, MICHAEL J. AND TRACY  
Priority Date 04/30/2007  
Issue Date 05/12/2017

Cert# [93070](#)  
App: S 86843  
County/Basin Union / Grande Ronde (8)  
Applicant Name PARTNEY, MICHAEL J. AND TRACY  
Priority Date 04/30/2007  
Issue Date 05/12/2017

Cert# [93072](#)  
App: R 84517  
County/Basin Benton / Willamette (2)  
Applicant Name POORMAN, MARK D. AND MECHELE M.  
Priority Date 08/28/2000  
Issue Date 05/12/2017

Cert# [93078](#)  
App: R 86826  
County/Basin Lane / Willamette (2)  
Applicant Name PRICE, FRANKLIN  
Priority Date 04/04/2007  
Issue Date 05/12/2017

Cert# [93073](#)  
App: S 87532  
County/Basin Jackson / Rogue (15)  
Applicant Name RITZ, AUBREY L.  
Priority Date 09/24/2009  
Issue Date 05/12/2017

Cert# [93080](#)  
App: R 75652  
County/Basin Douglas / Umpqua (16)  
Applicant Name ROME CREEK TIMBER LLC  
Priority Date 12/19/1994  
Issue Date 05/12/2017



Cert# [93064](#)  
App: R 86570  
County/Basin Baker / Powder (9)  
Applicant Name STEPHENS, RICHARD D.  
Priority Date 04/07/2006  
Issue Date 05/12/2017

Cert# [93061](#)  
App: R 86571  
County/Basin Baker / Powder (9)  
Applicant Name STEPHENS, RICHARD D.  
Priority Date 04/07/2006  
Issue Date 05/12/2017

Cert# [93063](#)  
App: R 87407  
County/Basin Baker / Powder (9)  
Applicant Name STEPHENS, RICHARD D.  
Priority Date 02/27/2009  
Issue Date 05/12/2017

Cert# [93062](#)  
App: S 86572  
County/Basin Baker / Powder (9)  
Applicant Name STEPHENS, RICHARD D.  
Priority Date 04/07/2006  
Issue Date 05/12/2017

Cert# [93050](#)  
App: S 80125  
County/Basin Coos / South Coast (17)  
Applicant Name TOULOU, MITZI  
Priority Date 03/06/1995  
Issue Date 05/12/2017

Cert# [93079](#)  
App: S 87684  
County/Basin Jackson / Rogue (15)  
Applicant Name WAPELHORST, JIM  
Priority Date 01/26/2011  
Issue Date 05/12/2017

Cert# [93075](#)  
App: G 15793  
County/Basin Jackson / Rogue (15)  
Applicant Name WEATHERS, DAVID E. AND NORMA J.  
Priority Date 07/01/2002  
Issue Date 05/12/2017

Cert# [93060](#)  
App: S 84470  
County/Basin Benton / Willamette (2)  
Applicant Name WK AND K LAND LIMITED PARTNERSHIP  
NORTHWEST FARM CREDIT SERVICES FLCA  
Priority Date 06/26/2000  
Issue Date 05/12/2017

# **OREGON WATER RESOURCES DEPARTMENT**



725 Summer Street NE Suite A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
May 16, 2017

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

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

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

Mail me the order  
(payment enclosed)\*

[ ]  
[ ]  
[ ]

**Your Name, Address, and Phone Number:**

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