

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
**April 10, 2018**

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

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

- \* **Permit Application Initial Reviews, Proposed Final Orders, and Final Orders**  
Applications for permits to use, store, divert or pump surface water or groundwater. Includes applications by the state Departments of Fish & Wildlife, Environmental Quality or Parks and Recreation for water to be used and kept in-channel.
- \* **Alternate Reservoir Applications (ORS 537.409)**  
Applications for storage permits for small ponds filed under a simplified review process.
- \* **Expedited Secondary Applications to Use Stored Water**  
Applications to use stored water exclusively, filed under a simplified review process.
- \* **Establishment of Mitigation Credits in the Deschutes Basin pursuant to OAR Chapter 690, Division 521 (ORS 537.746)**
- \* **Applications for Extensions of Time to Perfect Water Right Permits**  
New applications received and proposed final orders regarding requests to extend time limits to fully develop water use projects and beneficially apply water.
- \* **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 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: 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 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: Permit Amendments**  
Requests to amend permits.
- \* **Transfer Applications: Government Action**  
Notice of change in point of diversion or appropriation necessitated by a government action changing the level of the water source.
- \* **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.
- \* **Notice of Intent to Reauthorize HE 249**
- \* **Notice of Intent to Reauthorize HE 247**

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 [Stacy.H.Phillips@oregon.gov](mailto:Stacy.H.Phillips@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
GD: Group domestic	MI: Mining	

## **Initial Review and Proposed Final Orders**

The following pages of this notice list permit applications that the Department is evaluating for compliance with state water law. Public participation and comment is encouraged. Opportunities for public involvement vary according to the stage of the permit evaluation.

Ground water permit applications in the Deschutes Basin (Basin 5) may seek to provide mitigation pursuant to the Deschutes Ground Water Mitigation Rules.

### **Initial Review Stage (IR)**

The Department has given the applicant an initial review of water-use restrictions, water availability and other limitations that affect the agency's decision on whether to issue a permit. The Department welcomes comments from interested persons, agencies and organizations on the proposed water use.

**The comment deadline for initial reviews appearing in this public notice is 5pm, Thursday, May 10, 2018.** 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, May 25, 2018.**

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-17983](#)  
County/Basin Klamath / Klamath(14)  
Applicant Name JELD WEN INC.  
147 SW SHEVLIN HIXON DR SUITE 201  
BEND, OR 97702  
Sources/TRSQ40Q160 A WELL > UPPER KLAMATH LAKE BASIN / 38.00S 9.00E 19 SWNE  
Use/Quantity INDUSTRIAL/MANUFACTURING USES / 1.840 CFS  
Priority Date 01/16/2015  
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18274](#)  
County/Basin Deschutes / Deschutes(5)  
Applicant Name SWANER, MARY JO  
69005 QUAIL TREE DR  
SISTERS, OR 97759  
Sources/TRSQ40Q160 A WELL > DESCHUTES RIVER BASIN / 15.00S 11.00E 4 SENE  
Use/Quantity IRRIGATION / 0.062 CFS  
Priority Date 04/04/2016  
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18394](#)  
County/Basin Umatilla / Umatilla(7)  
Applicant Name REEVE, JOSHUA R.  
32301 E LOOP RD  
HERMISTON, OR 97838  
Sources/TRSQ40Q160 A WELL > HERMISTON IRRIGATION DITCH / 4.00N 29.00E 7 SWNE  
Use/Quantity IRRIGATION / 0.062 CFS  
Priority Date 09/28/2016  
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18582](#)  
County/Basin Clackamas / Willamette(2)  
Applicant Name SANCHEZ, JOSE  
29515 S MOLALLA FOREST RD  
CANBY, OR 97013  
Sources/TRSQ40Q160 A WELL > CREAMERY CREEK / 4.00S 1.00E 36 NESW  
Use/Quantity NURSERY USES / 0.710 CFS  
Priority Date 11/17/2017  
Stage/Status IR / PROPOSE TO DENY

App# [R-88513](#)  
County/Basin Josephine / Rogue(15)  
Applicant Name GARCIA, DAVID AND SUZANNE  
2975 ARDILLA RD  
ATASCADERO, CA 93422  
Sources/TRSQ40Q160 A GULCH > DEER CREEK / 38.00S 7.00W 8 SWSW  
RUNOFF > DEER CREEK / 38.00S 7.00W 8 SWSW  
Use/Quantity MULTIPLE PURPOSE / 15.500 AF  
Priority Date 02/16/2018  
Stage/Status IR / PROPOSE TO APPROVE

App# [S-88519](#)  
County/Basin Yamhill / Willamette(2)  
Applicant Name ROBBINS, HADLEY  
24550 NE NORTH VALLEY RD  
NEWBERG, OR 97132  
Sources/TRSQ40Q160 UNNAMED STREAM > CHEHALEM CREEK / 3.00S 2.00W 7 SWNW  
Use/Quantity IRRIGATION / 0.201 CFS  
Priority Date 03/14/2018  
Stage/Status IR / PROPOSE TO APPROVE

App# [S-88567](#)  
County/Basin Linn / Willamette(2)  
Applicant Name OREGON DEPARTMENT OF FISH AND WILDLIFE  
4034 FAIRVIEW INDUSTRIAL DR SE  
SALEM, OR 97302-1142  
Sources/TRSQ40Q160 ROARING RIVER > CRABTREE CREEK / 11.00S 1.00E 8 NESW  
Use/Quantity FISH CULTURE / 7.000 CFS  
Priority Date 03/22/2018  
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# [LL-1703](#)  
County/Basin Gilliam / John Day(6)  
Applicant Name WEEDMAN BROS  
PO BOX 386  
WASCO, OR 97065  
Issue Date 04/04/2018  
Status DENIED

App# [LL-1725](#)  
County/Basin Gilliam, Morrow / Umatilla(7)  
Applicant Name HARRIS, GREG  
75906 THREEMILE RD  
BOARDMAN, OR 97818  
Issue Date 04/03/2018  
Status APPROVED

App# [LL-1732](#)  
County/Basin Marion / Willamette(2)  
Applicant Name PARSY LLC  
PO BOX 3772  
SALEM, OR 97302  
Issue Date 04/06/2018  
Status APPROVED

App# [LL-1741](#)  
County/Basin Hood River / Hood(4)  
Applicant Name DRAKE, MATTHEW  
PO BOX 470  
MT HOOD, OR 97041  
Issue Date 04/05/2018  
Status APPROVED

App# [LL-1742](#)  
County/Basin Hood River / Hood(4)  
Applicant Name DRAKE, MATTHEW  
PO BOX 470  
MT HOOD, OR 97041  
Issue Date 04/05/2018  
Status APPROVED

App# [G-18382](#)  
County/Basin Jackson / Rogue(15)  
Applicant Name BELUSHI, JAMES  
ROGUES LAIR FARMS LLC  
360 HAMILTON AVE STE 100  
WHITE PLAINS, NY 10601  
Priority Date 09/09/2016  
Issue Date 04/03/2018  
Status APPROVED

App#	<a href="#">G-18477</a>
County/Basin	Yamhill / Willamette(2)
Applicant Name	TOWNSEND, ROBERT TIP ENTERPRISES INC. 6042 MANCHESTER DR OAKLAND, CA 97418
Priority Date	03/08/2017
Issue Date	04/10/2018
Status	WITHDRAWN
App#	<a href="#">R-88249</a>
County/Basin	Union / Grande Ronde(8)
Applicant Name	BOISE CASCADE WOOD PRODUCTS LLC 1917 JACKSON AVE LA GRANDE, OR 97850
Priority Date	06/24/2016
Issue Date	04/03/2018
Status	DENIED
App#	<a href="#">R-88319</a>
County/Basin	Grant / John Day(6)
Applicant Name	TRIPLE 7 RANCH LLC PO BOX 787 BAKER CITY, OR 97814
Priority Date	11/30/2016
Issue Date	04/03/2018
Status	APPROVED
App#	<a href="#">R-88320</a>
County/Basin	Grant / John Day(6)
Applicant Name	TRIPLE 7 RANCH LLC PO BOX 787 BAKER CITY, OR 97814
Priority Date	11/30/2016
Issue Date	04/03/2018
Status	APPROVED
App#	<a href="#">R-88484</a>
County/Basin	Marion / Willamette(2)
Applicant Name	GUANS SUBLIMITY LLC NIU, CUIMEI 14242 BRIDGE CT LAKE OSWEGO, OR 97034
Priority Date	12/18/2017
Issue Date	04/10/2018
Status	APPROVED
App#	<a href="#">S-88116</a>
County/Basin	Umatilla / Umatilla(7)
Applicant Name	JUUL, GREG 31056 E WALLS RD HERMISTON, OR 97838
Priority Date	08/03/2015
Issue Date	04/03/2018
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 June 09, 2018.**

App#	<a href="#">R-88568</a>
County/Basin	Jackson / Rogue(15)
Applicant Name	COOK, MICHAEL 556 PELTON LANE GOLD HILL, OR 97525
Sources/TRSQ40Q160	A RESERVOIR > SAMS CREEK / 35.00S 3.00W 24 SWSE UNNAMED STREAM > SAMS CREEK / 35.00S 3.00W 24 SWSE
Use/Quantity	MULTIPLE PURPOSE / 4.800 AF
Priority Date	03/23/2018

## 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 **May 10, 2018**. 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-88570](#)  
County/Basin Wallowa / Grande Ronde(8)  
Applicant Name MCFETRIDGE, JAY  
65161 MCFETRIDGE RD  
ENTERPRISE, OR 97828  
Sources/TRSQ40Q160 WALLOWA LAKE > WALLOWA RIVER / 3.00S 45.00E 5 NENW  
UNNAMED STREAM > PINE TREE GULCH / 2.00S 45.00E 10 SWNE  
Use/Quantity SUPPLEMENTAL IRRIGATION / 0.230 CFS  
Priority Date 03/26/2018

App# [S-88571](#)  
County/Basin Lane / Middle Coast(18)  
Applicant Name DORMAN, MARK  
KING ESTATE WINERY INC.  
80854 TERRITORIAL HWY  
EUGENE, OR 97405  
Sources/TRSQ40Q160 A RESERVOIR > FARMAN CREEK / 20.00S 5.00W 2 SWNE  
Use/Quantity IRRIGATION / 2.640 AF  
Priority Date 03/27/2018

## Establishment of Mitigation Credits in the Deschutes Basin

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

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

<b>Mitigation Project #:</b>	MP-234, Deschutes County
<b>Project Applicant:</b>	Deschutes River Conservancy Mitigation Bank and Central Oregon Irrigation District on behalf of several landowners
<b>Mitigation Project And Process:</b>	Instream Lease IL-1665 - see also instream lease section of this notice for additional application details
<b>Subbasin/Source:</b>	Middle Deschutes subbasin - Deschutes River tributary to the Columbia River
<b>Amount of Water:</b>	up to 1.244 Cubic Foot per Second and 399.41 Acre-Feet
<b>Current Use:</b>	Irrigation of 73.28 acres
<b>Credits Assigned to:</b>	Deschutes River Conservancy Mitigation Bank
<b>Preliminary Mitigation Credit Determination:</b>	132 mitigation credits that may be available for use in the Middle Deschutes and General Zones of Impact
<b>Contact:</b>	Sarah Henderson (503) 986-0890

**Mitigation Project #:** MP-119, Deschutes County  
**Project Applicant:** Deschutes River Conservancy Mitigation Bank and Arnold Irrigation District with Elizabeth McCool  
**Mitigation Project And Process:** Instream Lease IL-924 - see also instream lease section of this notice for additional application details  
**Subbasin/Source:** Upper Deschutes subbasin - Deschutes River tributary to the Columbia River  
**Amount of Water:** up to .13 Cubic Foot per Second and 4.76 Acre-Feet  
**Current Use:** Irrigation of 1.11 acres  
**Credits Assigned to:** Deschutes River Conservancy Mitigation Bank  
**Preliminary Mitigation Credit Determination:** 2.0 mitigation credits that may be available for use in the Upper Deschutes and/or General Zones of Impact  
**Contact:** Joan Smith: (503) 986-0892

**Mitigation Project #:** MP-236, Deschutes County  
**Project Applicant:** Deschutes River Conservancy Mitigation Bank and Three Sisters Irrigation District on behalf of several landowners  
**Mitigation Project And Process:** Instream Lease IL-1671 - see also instream lease section of this notice for additional application details  
**Subbasin/Source:** Whychus Creek subbasin: Whychus Creek, tributary to the Deschutes River  
**Amount of Water:** up to 4.584 Cubic Foot per Second and 872.85 Acre-Feet  
**Current Use:** Irrigation of 286.5 acres  
**Credits Assigned to:** Deschutes River Conservancy Mitigation Bank  
**Preliminary Mitigation Credit Determination:** 515.7 mitigation credits that may be available for use in the Whychus Creek and/or General Zones of Impact  
**Contact:** Joan Smith: (503) 986-0892

**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 May 10, 2018.** 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# [S-69732](#)  
Permit Number S-50758  
County/Basin Clackamas / Sandy(3)  
Applicant Name MOUNT HOOD SKIBOWL  
PO BOX 280  
GOVERNMENT CAMP, OR 97028  
Sources/TRSQ40Q160 CAMP CREEK > ZIGZAG CREEK / 3.00S 8.00E 24 NWNW  
UNNAMED SPRING > CAMP CREEK / 3.00S 8.00E 24 NWSW  
UNNAMED SPRING > CAMP CREEK / 3.00S 8.00E 24 SWNW  
Use/Quantity INDUSTRIAL/MANUFACTURING USES / 0.900 CFS  
Proposed Completion Date 10/01/2029

App# [G-14202](#)  
Permit Number G-12926  
County/Basin Clackamas / Willamette(2)  
Applicant Name BIGEJ, JACK R.  
1220 N PACIFIC HWY  
WOODBURN, OR 97071  
Sources/TRSQ40Q160 A WELL > ROCK CREEK / 5.00S 1.00W 1 SWSW  
A WELL > ROCK CREEK / 5.00S 1.00W 1 SWSW  
A WELL > ROCK CREEK / 5.00S 1.00W 1 SWSW  
Use/Quantity AGRICULTURE USES / 0.597 CFS  
Proposed Completion Date 10/01/2020

## **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 May 25, 2018.** 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-81717
Permit#	<a href="#">S-53337</a>
County/Basin	Coos / South Coast(17)
Applicant Name	BROADBENT COMMUNITY CHURCH PO BOX 86 BROADBENT, OR 97414
Sources/TRSQ40Q160	SOUTH FORK COQUILLE RIVER > COQUILLE RIVER / 30.00S 12.00W 5 NWNE
Use/Quantity	DOMESTIC EXPANDED / 0.020 CFS
Status	PROPOSE TO APPROVE

App#	S-87553
Permit#	<a href="#">S-54772</a>
County/Basin	Coos / South Coast(17)
Applicant Name	BRUNELL, JEANNETTE 95536 COOS RIVER LANE COOS BAY, OR 97420
Sources/TRSQ40Q160	UNNAMED STREAM > COOS RIVER / 25.00S 12.00W 28 SESW UNNAMED STREAM > COOS RIVER / 25.00S 12.00W 28 NESE
Use/Quantity	DOMESTIC EXPANDED / 0.030 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 April 24, 2018, 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-1744</a>
County/Basin	Yamhill / Willamette(2)
Applicant Name	STILING, JEFF 11326 SW MEADOWLARK LN BEAVERTON, OR 97007
Sources/TRSQ40Q160	A WELL > SOUTH YAMHILL RIVER / 5.00S 4.00W 5 NENE
Use/Quantity	ESTABLISH WINE GRAPE VINES IN A NEW VINEYARD / 12 GPM

## 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 May 01, 2018.** 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# [SL 41](#)  
County/Basin Deschutes, Jefferson / Deschutes(5)  
Certificate 74135  
**Lessor** THREE SISTERS IRRIGATION DISTRICT  
PO BOX 2230  
SISTERS, OR 97759

**Lessor** SCHAAD, JOHN  
GEORGE CYRUS FARM  
1170 MCLEAN BLVD  
EUGENE, OR 97405

**Lessee** DESCHUTES RIVER CONSERVANCY  
700 NW HILL STREET SUITE 1  
BEND, OR 97703

Priority Date 12/31/1895  
Source/Tributary To WHYCHUS CREEK / DESCHUTES RIVER

Lease# [IL 982](#)  
County/Basin Deschutes / Deschutes(5)  
Certificate 74197  
**Lessor** ARNOLD IRRIGATION DISTRICT  
19604 BUCK CANYON RD  
BEND, OR 97702

**Lessor** AVION WATER CO. INC.  
ATTN; JASON WICK  
60813 PARRELL RD  
BEND, OR 97702

**Lessee** DESCHUTES RIVER CONSERVANCY  
700 NW HILL STREET SUITE 1  
BEND, OR 97703

Priority Date 02/01/1905, 04/25/1905  
Source/Tributary To DESCHUTES RIVER / COLUMBIA RIVER



Lease# [IL 1341](#)  
County/Basin Jefferson, Wheeler / John Day(6)  
Certificate 67640  
**Lessor** BRUNOE, ROBERT A.  
CONFEDERATED TRIBES OF THE WARM SPRINGS RESERVATION  
PO BOX C  
WARM SPRINGS, OR 97761

**Lessee** THE FRESHWATER TRUST  
700 SW TAYLOR ST SUITE 200  
PORTLAND, OR 97205  
Priority Date 12/31/1900, 02/23/1983  
Source/Tributary To JOHN DAY RIVER / COLUMBIA RIVER

Lease# [IL 1529](#)  
County/Basin Deschutes / Deschutes(5)  
Certificate 74197  
**Lessor** AVION WATER CO. INC.  
ATTN; JASON WICK  
60813 PARRELL RD  
BEND, OR 97702

**Lessor** ARNOLD IRRIGATION DISTRICT  
19604 BUCK CANYON ROAD  
BEND, OR 97702

**Lessee** DESCHUTES RIVER CONSERVANCY  
700 NW HILL STREET SUITE 1  
BEND, OR 97703  
Priority Date 02/01/1905, 04/25/1905  
Source/Tributary To DESCHUTES RIVER / COLUMBIA RIVER

Lease# [IL 1663](#)  
County/Basin Crook, Deschutes, Jefferson / Deschutes(5)  
Certificate 83571  
**Lessor** CENTOLA, ABIGAIL  
CENTRAL OREGON IRRIGATION DISTRICT  
1055 SW LAKE COURT  
REDMOND, OR 97756

**Lessee** DESCHUTES RIVER CONSERVANCY  
700 NW HILL STREET SUITE 1  
BEND, OR 97703  
Priority Date 10/31/1900  
Source/Tributary To DESCHUTES RIVER / COLUMBIA RIVER

Lease# [IL 1665](#)  
County/Basin Crook, Deschutes, Jefferson / Deschutes(5)  
Certificate 83571  
**Lessor** CENTOLA, ABIGAIL  
CENTRAL OREGON IRRIGATION DISTRICT  
1055 SW LAKE COURT  
REDMOND, OR 97756

**Lessee** HUBERT, GENEVIEVE  
DESCHUTES RIVER CONSERVANCY MITIGATION BANK  
700 NW HILL ST STE 1  
BEND, OR 97703  
Priority Date 10/31/1900  
Source/Tributary To DESCHUTES RIVER / COLUMBIA RIVER

Lease# [IL 1666](#)  
County/Basin Union / Grande Ronde(8)  
Certificate 44330  
**Lessor** ROVERY, BYRON  
ROVEY FARMS  
58777 GODLEY RD  
LA GRANDE, OR 97850

**Lessee** THE FRESHWATER TRUST  
700 SW TAYLOR ST SUITE 200  
PORTLAND, OR 97205

Priority Date 12/31/1870  
Source/Tributary To CATHERINE CREEK / GRANDE RONDE RIVER

Lease# [IL 1667](#)  
County/Basin Union / Grande Ronde(8)  
Certificate 81811  
**Lessor** HUFFMAN, RODGER  
PO BOX 847  
UNION, OR 97883

**Lessee** KIRSCHNER, ROB  
THE FRESHWATER TRUST  
700 SW TAYLOR ST, SUITE 200  
PORTLAND, OR 97205

Priority Date 12/31/1870  
Source/Tributary To CATHERINE CREEK / GRANDE RONDE RIVER

Lease# [IL 1668](#)  
County/Basin Crook, Deschutes, Jefferson / Deschutes(5)  
Certificate 83571  
**Lessor** CENTOLA, ABIGAIL  
CENTRAL OREGON IRRIGATION DISTRICT  
1055 SW LAKE COURT  
REDMOND, OR 97756

**Lessee** DESCHUTES RIVER CONSERVANCY  
700 NW HILL STREET SUITE 1  
BEND, OR 97703

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

Lease# [IL 1670](#)  
County/Basin Hood River / Hood(4)  
Certificate 74306  
**Lessor** BROCK, RICK  
FARMERS IRRIGATION DISTRICT  
1985 COUNTRY CLUB RD  
HOOD RIVER, OR 97031

**Lessor** PERKINS, LES  
FARMERS IRRIGATION DISTRICT  
1985 COUNTRY CLUB RD  
HOOD RIVER, OR 97031  
Priority Date 05/07/1906  
Source/Tributary To HOOD RIVER / COLUMBIA RIVER

Lease# [IL 1671](#)  
County/Basin Deschutes, Jefferson / Deschutes(5)  
Certificate 74135  
**Lessor** THALACKER, MARC  
THREE SISTERS IRRIGATION DISTRICT  
PO BOX 2230  
SISTERS, OR 97759

**Lessee** HUBERT, GENEVIEVE  
DESCHUTES RIVER CONSERVANCY MITIGATION BANK  
700 NW HILL ST STE 1  
BEND, OR 97703  
Priority Date 12/31/1895  
Source/Tributary To WHYCHUS CREEK / DESCHUTES 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 May 10, 2018. 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 12885</a>
Water Right	Cert: 48385
County/Basin	Linn / Willamette(2)
Applicant Name	SCHUMACHER, JOE 38838 SHELBURNE DRIVE SCIO, OR 97374
Proposed Change	PLACE OF USE
Sources/TRSQ40Q160	WELL #2 > NORTH SANTIAM RIVER / 9.00S 1.00W 31 SWNE
Use/Quantity	IRRIGATION / 1.000 CFS
Priority Date	01/08/1976

Transfer	<a href="#">T 12889</a>
Water Right	Cert: 92371, Cert: 89916
County/Basin	Harney / Malheur Lake(12)
Applicant Name	STALCUP, SHAWN PO BOX 696 BURNS, OR 97720
Proposed Change	POINT OF APPROPRIATION, ADDITIONAL POINT OF APPROPRIATION, PLACE OF USE
Sources/TRSQ40Q160	A WELL > EAST FORK SILVIES RIVER / 24.00S 32.00E 11 SWNE A WELL > EAST FORK SILVIES RIVER / 24.00S 32.00E 11 SWSE A WELL > HOT SPRINGS SLOUGH BASIN / 24.00S 33.00E 24 SENW
Use/Quantity	IRRIGATION / 0.780 CFS IRRIGATION / 0.480 CFS IRRIGATION / 1.870 CFS
Priority Date	11/05/2004, 04/01/1991

## 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-12883](#)  
Water Right Cert: 41883  
County/Basin Polk / Willamette(2)  
Applicant Name SYNERGY AG; WINSTON PEGG, FARM MANAGER  
10095 RICKREALL RD  
RICKREALL, OR 97351  
Proposed Change POINT OF DIVERSION, PLACE OF USE  
Sources/TRSQ40Q160 LUCKIAMUTE RIVER > WILLAMETTE RIVER / 9.00S 4.00W 20 NWNW  
LUCKIAMUTE RIVER > WILLAMETTE RIVER / 9.00S 4.00W 20 SWNW  
Use/Quantity IRRIGATION / 0.650 CFS  
Priority Date 09/29/1964

Transfer [T-12886](#)  
Water Right Cert: 87800  
County/Basin Morrow / Umatilla(7)  
Applicant Name ST HILAIRE, CARL  
ST HILAIRE BROTHERS  
84186 HIGHWAY 37  
HERMISTON, OR 97838  
Proposed Change POINT OF DIVERSION, PLACE OF USE  
Sources/TRSQ40Q160 COLUMBIA RIVER > PACIFIC OCEAN / 4.00N 25.00E 18 NENE  
Use/Quantity IRRIGATION / 11.280 CFS  
Priority Date 10/16/1968, 12/19/1968

Transfer [T-12888](#)  
Water Right Cert: 93383  
County/Basin Clackamas / Willamette(2)  
Applicant Name SCHMIDT LIMITED PARTNERSHIP  
9500 SE 327TH AVENUE  
BORING, OR 97009  
Proposed Change PLACE OF USE  
Sources/TRSQ40Q160 A WELL > BEAR CREEK BASIN / 4.00S 1.00E 19 SWNE  
A WELL > BEAR CREEK BASIN / 4.00S 1.00E 19 NENW  
A WELL > BEAR CREEK BASIN / 4.00S 1.00E 19 SENW  
Use/Quantity NURSERY USES / 0.310 CFS  
NURSERY USES / 0.470 CFS  
NURSERY USES / 0.640 CFS  
Priority Date 10/05/1999

## **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 May 10, 2018, 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-12386** filed by JRS Properties III LP, PO Box 27, Boise, ID 83707, proposes a change in points of appropriation and a change in place of use under Certificates (C) 86190, 88583, and 88584. C-86190 allows the use of 1.2 cubic feet per second (cfs) from two wells in Sects. 7 and 17, T33S, R19E, WM for irrigation in Sec. 18, T33S, R19E, WM. The applicant proposes to move the point of appropriation and place of use to Sec. 23, T34S, R19E, WM. C-88583 allows the use of 1.4 cfs from four wells in Sects. 7, 8 and 17, T33S, R19E, WM for irrigation in Sects. 5, 6, 7, and 8, T33S, R19E, WM. The applicant proposes to move the points of appropriation to Sec. 23, T34S, R19E, WM and to change the place of use to Sects. 14 and 23, T34S, R19E, WM. C-88584 allows the use of 1.26 cfs from two wells in Sec. 8, T33S, R19E, WM for irrigation in Sects. 4, 5, 8 and 9, T33S, R19E, WM. The applicant proposes to move the points of appropriation to Sec. 23, T34S, R19E, WM and to change the place of use to Sects. 14 and 23, T34S, R19E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

**T-12613** filed by Kirpal Light Satsang Inc, PO Box 10, Umpqua, OR 97486, proposes a change in place of use and character of use under Certificates 89270 and 89271. Certificate 89270 allows the use of 0.979 cfs from an Unnamed stream, surface run-off and Reservoirs A, B, C, D and E, within Sec. 10, T25S, R7W, WM for irrigation, supplemental irrigation and Domestic use within Sec. 10, T25S, R7W, WM. Certificate 89271 allows the use of 0.113 cfs from an Unnamed stream, tributary to Umpqua River within Sec. 10, T25S, R7W, WM for irrigation and maintenance of a fire protection system within Sec. 10, T25S, R7W, WM. The applicant proposes to change the place of use and character of use to Quasi-Municipal under both Certificates to within to within Sec. 10, T25S, R7W, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

**T-12736** filed by Michael L. Peterson, PO Box 442, Newberg, OR 97132, proposes a change in point of diversion and a change in place of use under Certificate 47353. The right allows the use of 0.035 cubic foot per second from Ayers Creek in Sec. 21, T2S, R2W, WM for irrigation and domestic use in Sec. 21, T2S, R3W, WM. The applicant proposes to move the point of diversion to Sec. 20, T2S, R3W, WM and to change the place of use to within Sects. 20 and 21, T2S, R3W, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

**T-12759** filed by Kyle and Charity Ransom, 40271 Hwy 86 Richland, OR 97870, proposes an additional point of diversion change under Certificates 4754 and 4772. The rights allow the use of water from Eagle Creek in Sec. 10, T 9 S, R 45 E, WM for irrigation in Sec. 23. The applicant proposes an additional point of diversion in Sec. 33, T 8 S, R 45 E, 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: Permit Amendments**

The holder of a water right permit may apply to change a point of diversion or appropriation or to change the place of use pursuant to ORS 537.211 (4).

Notice is given that the following applications for Permit Amendments have been received by the Department. If the proposed change in point of diversion or appropriation is for a distance greater than 1/4 mile or includes intervening diversion points, notice also will be published in a local newspaper.

Transfer	<a href="#">T 12887</a>
Water Right	Permit: G 15000
County/Basin	Clackamas / Willamette(2)
Applicant Name	BARNETT, NOEL CADMAN MATERIALS INC 8705 NE 117TH AVE VANCOUVER, WA 98662
Proposed Change	POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > GRIBBLE CREEK / 4.00S 1.00E 8 SWNE
Use/Quantity	MINING / 11.140 CFS
Priority Date	06/30/2000

## Transfer Applications: Government Action

The owner of a water right may give the Department notice of a change in point of diversion or an additional point of diversion because government action has resulted in or has created a reasonable expectation of a change in the surface level of a surface water source that impairs or threatens to impair access to a point of diversion authorized by a water right permit, certificate or decree. Pursuant to ORS 540.610(6), the Department shall issue a decision on a government action transfer notice within 60 days after the Department receives notice from the owner.

The Department seeks public comment on the recently filed government action transfer notice(s) listed below. Comments must be received by the Department on or before May 10, 2018.

Transfer	<a href="#">T-12884</a>
Water Right	Cert: 83023, Cert: 83331
County/Basin	Multnomah / Willamette(2)
Applicant Name	CEREGHINO, MIKE 20525 NE WISTFUL VISTA DR FAIRVIEW, OR 97024
Proposed Change	POINT OF DIVERSION
Sources/TRSQ40Q160	DAIRY CREEK > MARQUAM DRY LAKE CHANNEL / 3.00N 1.00W 35 SWNW DAIRY CREEK > MARQUAM DRY LAKE CHANNEL / 3.00N 1.00W 35 SWNW
Use/Quantity	WILDLIFE / 32.400 AF IRRIGATION / 0.210 CFS
Priority Date	03/05/1981, 03/05/1981



## **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):

### **City of Cannon Beach (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# [93733](#)  
App: G 13163  
County/Basin Josephine / Rogue(15)  
Applicant Name DONNELL, THOMAS F.  
Priority Date 10/26/1992  
Issue Date 04/06/2018

Cert# [93732](#)  
App: G 15322  
County/Basin Hood River / Hood(4)  
Applicant Name HOOD RIVER CHERRY CO.  
Priority Date 01/22/2001  
Issue Date 04/06/2018

Cert# [93715](#)  
App: R 84245  
County/Basin Douglas / Umpqua(16)  
Applicant Name LAPHAM, CLAUDIA  
LAPHAM, JOHN  
Priority Date 08/23/1999  
Issue Date 04/06/2018

Cert# [93711](#)  
App: G 15311  
County/Basin Benton / Willamette(2)  
Applicant Name PINOT GRIS WATER COMPANY  
Priority Date 02/08/2001  
Issue Date 04/06/2018

Cert# [93707](#)  
App: S 80522  
County/Basin Coos / South Coast(17)  
Applicant Name POUNDS, MARY L.  
POUNDS, GLENDEN R.  
Priority Date 06/29/1995  
Issue Date 04/06/2018

Cert# [93710](#)  
App: G 12066  
County/Basin Harney / Malheur Lake(12)  
Applicant Name SHUFELBERGER, ALAN L.  
Priority Date 04/10/1990  
Issue Date 04/06/2018

Cert# [93708](#)  
App: R 80268  
County/Basin Polk / Willamette(2)  
Applicant Name U.S. FISH AND WILDLIFE SERVICE  
Priority Date 04/20/1995  
Issue Date 04/06/2018

Cert# [93706](#)  
Xfer: T 10848  
County/Basin Harney / Malheur(10)  
Applicant Name WILBER BROTHERS  
Priority Date 02/11/1922  
Issue Date 04/06/2018

## Notice of Intent to Reauthorize

Name: Clarence D. Billette  
County: Yamhill  
Basin: Willamette (Middle Willamette)  
Stream: A tributary to Chehalem Creek, tributary to Willamette River  
Application Number: HE 249  
State Expiration Date: December 31, 2020  
Project Description: A minor hydroelectric project using 0.5 cubic feet per second (cfs) with a 4/20/1978 priority date from a tributary of Chehalem Creek to generate 8.5 theoretical horsepower for onsite hydroelectric use. The project is located in Township 3 South, Range 2 West, Section 6 NW 1/4 NW1/4.

Name: Breitenbush Hot Springs Retreat and Conference Center  
County: Marion  
Basin: Willamette (Santiam River – Calapooia River Subbasin)  
Stream: Breitenbush River, tributary to North Santiam River  
Application Number: HE 247  
State Expiration Date: December 31, 2020  
Project Description: A minor hydroelectric project using 35 cubic feet per second (cfs) with a 12/7/1977 priority date from the Breitenbush River to generate 67.6 theoretical horsepower for onsite hydroelectric use. The project is located in Township 9 South, Range 7 East, Section 20 SW 1/4 NE1/4.

To provide comments or receive future notices about the application and to participate in this reauthorization process, contact to Craig Kohanek at [Ron.c.kohanek@oregon.gov](mailto:Ron.c.kohanek@oregon.gov) or mail him at 725 Summer Street NE, Suite A, Salem, OR 97301-1266.

# **OREGON WATER RESOURCES DEPARTMENT**



725 Summer Street NE Suite A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
April 10, 2018

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.