

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
April 24, 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*

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 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 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: District Temporary - ORS 540.570**
Petitions requesting temporary changes in water use within a district's boundary for one irrigation season.
- * **Transfer Applications: Permit Amendments**
Requests to amend permits.
- * **Water Management and Conservation Plans**
Water management and conservation plans submitted by municipalities and agricultural water suppliers under provisions of OAR Chapter 690, Division 86.
- * **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.
- * **Pending Municipal Permit Extension Applications Sent to Oregon Department of Fish and Wildlife for Review**
- * **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 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 24, 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, June 08, 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# [S-88363](#)
County/Basin Curry / South Coast(17)
Applicant Name FEIMER, RUDOLF AND CAROLYN A.
99731 S BANK CHETCO RIVER RD
BROOKINGS, OR 97415
Sources/TRSQ40Q160 CHETCO RIVER > PACIFIC OCEAN / 40.00S 13.00W 36 NWNW
UNNAMED STREAM > CHETCO RIVER / 40.00S 13.00W 36 NENW
Use/Quantity HUMAN CONSUMPTION / 0.005 CFS
Priority Date 01/31/2017
Stage/Status PFO / PROPOSE TO DENY

App# [S-88464](#)
County/Basin Douglas / Umpqua(16)
Applicant Name HANSEN, AIMEE
1980 LITTLE RIVER RD
GLIDE, OR 97443
Sources/TRSQ40Q160 LITTLE RIVER > NORTH UMPQUA RIVER / 26.00S 3.00W 29 SENW
Use/Quantity HUMAN CONSUMPTION / 0.002 CFS
Priority Date 10/06/2017
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18495](#)
County/Basin Linn / Willamette(2)
Applicant Name COX, ROBERT MARK
35554 SPICER DR
LEBANON, OR 97355
Sources/TRSQ40Q160 A WELL > ALBANY SANTIAM CANAL / 11.00S 2.00W 30 NWNE
Use/Quantity IRRIGATION / 0.958 CFS
Priority Date 04/14/2017
Stage/Status IR / PROPOSE TO APPROVE

App# [G-18507](#)
County/Basin Linn / Willamette(2)
Applicant Name MARWOOD, DALE
PO BOX 2644
ALBANY, OR 97321
Sources/TRSQ40Q160 A WELL > HORSESHOE LAKE / 11.00S 4.00W 22 SWNE
A WELL > HORSESHOE LAKE / 11.00S 4.00W 22 SENE
Use/Quantity IRRIGATION / 0.570 CFS
Priority Date 05/10/2017
Stage/Status IR / PROPOSE TO APPROVE

App# [G-18517](#)
County/Basin Lane / Willamette(2)
Applicant Name TATE, WILLIAM MARSHALL
PO BOX 160479
BIG SKY, MT 59716
Sources/TRSQ40Q160 A WELL > BEAR CREEK / 19.00S 2.00W 5 SWSW
Use/Quantity MULTIPLE PURPOSE / 0.031 CFS
Priority Date 05/15/2017
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-18302
County/Basin	Washington / Willamette(2)
Applicant Name	GOTHAM, PAMELA 6108 NE 35TH CIRCLE VANCOUVER, WA 98661
Priority Date	05/26/2016
Issue Date	04/17/2018
Status	APPROVED
App#	G-18308
County/Basin	Polk / Willamette(2)
Applicant Name	ARKLEY, S TREMAINE AND GAIL M. 9775 HULTMAN RD INDEPENDENCE, OR 97351
Priority Date	06/02/2016
Issue Date	04/18/2018
Status	APPROVED
App#	G-18367
County/Basin	Jackson / Rogue(15)
Applicant Name	OTT, PAMELA RANGOLE, TIFFANY 13933 E EVANS CREEK RD ROGUE RIVER, OR 97537
Priority Date	08/15/2016
Issue Date	04/17/2018
Status	APPROVED
App#	G-18387
County/Basin	Josephine / Rogue(15)
Applicant Name	HINKLE, AUSTIN L. 9582 LOWER RIVER RD GRANTS PASS, OR 97526
Priority Date	09/19/2016
Issue Date	04/17/2018
Status	APPROVED
App#	G-18405
County/Basin	Washington / Willamette(2)
Applicant Name	ROLOFF, MATTHEW AND AMY 23985 NW GROSSEN DR HILLSBORO, OR 97124
Priority Date	10/27/2016
Issue Date	04/18/2018
Status	APPROVED

App#	G-18430
County/Basin	Marion / Willamette(2)
Applicant Name	ROBERT W GABRIEL TRUST GABRIEL, ROBERT 8474 HAZELGREEN RD NE SILVERTON, OR 97381
Priority Date	01/09/2017
Issue Date	04/18/2018
Status	APPROVED
App#	G-18471
County/Basin	Clackamas / Willamette(2)
Applicant Name	HULT, DALE AND EUDENE 39711 SE ALLGEIER RD SANDY, OR 97055
Priority Date	03/01/2017
Issue Date	04/18/2018
Status	APPROVED
App#	G-18500
County/Basin	Clackamas / Willamette(2)
Applicant Name	CANBY 170 LLC 26607 STATE HWY 170 CANBY, OR 97013
Priority Date	04/27/2017
Issue Date	04/18/2018
Status	APPROVED
App#	G-18534
County/Basin	Yamhill / Willamette(2)
Applicant Name	DE PONTE CELLARS LLC BALDWIN, SCOTT 17545 NE ARCHERY SUMMIT RD DAYTON, OR 97114
Priority Date	07/10/2017
Issue Date	04/17/2018
Status	APPROVED
App#	LL-1739
County/Basin	Marion / Willamette(2)
Applicant Name	WILLAMETTE COUNTRY MUSIC CONCERTS LLC PO BOX 23638 EUGENE, OR 97402
Priority Date	03/06/2018
Issue Date	04/12/2018
Status	APPROVED
App#	R-88319
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	04/17/2018
Status	APPROVED

App# [S-88301](#)
County/Basin Douglas / Umpqua(16)
Applicant Name YOUNG, LAUREN D.
2460 NE STEPHENS
ROSEBURG, OR 97470
Priority Date 10/13/2016
Issue Date 04/13/2018
Status APPROVED

App# [S-88495](#)
County/Basin Coos / South Coast(17)
Applicant Name COQUILLE TRIBE
ATTN: BRENDA MEADE
PO BOX 783
NORTH BEND, OR 97459
Priority Date 01/10/2018
Issue Date 04/18/2018
Status APPROVED

App# [S-88509](#)
County/Basin Marion / Willamette(2)
Applicant Name ARRIMEIER PROPERTIES II LLC
BIELEMEIER, AARON
90831 LEWIS AND CLARK RD
ASTORIA, OR 97103
Priority Date 02/08/2018
Issue Date 04/17/2018
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 23, 2018.

App#	R-88641
County/Basin	Benton / Willamette(2)
Applicant Name	GALLAGHER, EDWARD AND SALLY 22853 HARRIS RD PHILOMATH, OR 97370
Sources/TRSQ40Q160	WINTER RUNOFF > MARYS RIVER / 11.00S 6.00W 30 NESE WINTER RUNOFF > MARYS RIVER / 11.00S 6.00W 30 SWNE
Use/Quantity	MULTIPLE PURPOSE / 2.500 AF
Priority Date	04/02/2018

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 24, 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-88573
County/Basin	Douglas / Umpqua(16)
Applicant Name	ZEIGLER, LEE AND PENNI 1138 YOKUM RD RIDDLE, OR 97469
Sources/TRSQ40Q160	A RESERVOIR > COW CREEK / 31.00S 4.00W 28 SWNE COW CREEK > SOUTH UMPQUA RIVER / 30.00S 5.00W 19 SESW
Use/Quantity	DOMESTIC INCLUDING LAWN AND GARDEN / 2.000 AF
Priority Date	04/09/2018

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):

County/Basin	Jackson / 15
Certificate	62400
Priority Date	July 22, 1981
Source	Applegate Lake Reservoir (constructed under Permit R-7810) > Applegate River
Landowners	Padre Properties/Richard Braden
Address	PO Box 1022 Hughson, CA 95326
Use	Supplemental Irrigation
Quantity	0 AF
Acres	0.23
Location	T38S R4W 21 NENE

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 08, 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#	G-16696
Permit#	G-16280
County/Basin	Clackamas / Willamette(2)
Applicant Name	XIONG, CHRISTOPHER LOR, KIA 33070 S SAWTELL RD MOLALLA, OR 97038
Sources/TRSQ40Q160	A WELL > KAISER CREEK / 5.00S 2.00E 21 NWNW A WELL > KAISER CREEK / 5.00S 2.00E 21 NENW
Use/Quantity	IRRIGATION / 0.330 CFS
Status	PROPOSE TO APPROVE

App#	G-17426
Permit#	G-16954
County/Basin	Clackamas / Willamette(2)
Applicant Name	ESTATE OF EDWARD I SEAGRAVES HIGDON, KATHLEEN SEAGRAVES PURSLEY, SARA JANE 16268 S BABLER RD OREGON CITY, OR 97045
Sources/TRSQ40Q160	A WELL > CLEAR CREEK / 2.00S 3.00E 34 SWNW A WELL > CLEAR CREEK / 2.00S 3.00E 34 SENW A WELL > CLEAR CREEK / 2.00S 3.00E 34 NWSW
Use/Quantity	IRRIGATION / 0.969 CFS
Status	PROPOSE TO APPROVE

App#	G-17427
Permit#	G-16882
County/Basin	Clackamas / Willamette(2)
Applicant Name	HIGDON, KATHLEEN SEAGRAVES PURSLEY, SARA JANE 16268 S BABLER RD OREGON CITY, OR 97045
Sources/TRSQ40Q160	A WELL > CLEAR CREEK / 2.00S 3.00E 28 NWNW
Use/Quantity	IRRIGATION / 1,140 CFS
Status	PROPOSE TO APPROVE
App#	S-87290
Permit#	S-54619
County/Basin	Polk / Willamette(2)
Applicant Name	KNIELING, DAVID 2831 BRUSH COLLEGE RD NW SALEM, OR 97304
Sources/TRSQ40Q160	A RESERVOIR > SPRING VALLEY CREEK / 6.00S 4.00W 25 SWNE
Use/Quantity	IRRIGATION / 15.900 AF
Status	PROPOSE TO APPROVE
App#	R-87289
Permit#	R-14736
County/Basin	Polk / Willamette(2)
Applicant Name	KNIELING, DAVID 2831 BRUSH COLLEGE RD NW SALEM, OR 97304
Sources/TRSQ40Q160	RUNOFF > SPRING VALLEY CREEK / 6.00S 4.00W 25 SWNE
Use/Quantity	MULTIPLE PURPOSE / 13.400 AF
Status	PROPOSE TO APPROVE
App#	R-87735
Permit#	R-15005
County/Basin	Yamhill / Willamette(2)
Applicant Name	MCKEE, ROBERT LAWRENCE AND LEANN R. 24903 SW PERRYDALE RD AMITY, OR 97101
Sources/TRSQ40Q160	RUNOFF > SALT CREEK / 5.00S 4.00W 31 NWSE RUNOFF > SALT CREEK / 5.00S 4.00W 31 SWNE SPRINGS > SALT CREEK / 5.00S 4.00W 31 NWSE
Use/Quantity	STORAGE / 57.700 AF
Status	PROPOSE TO APPROVE

App# G-17474
Permit# [G-17021](#)
County/Basin Yamhill / Willamette(2)
Applicant Name MCKEE, ROBERT LAWRENCE AND LEANN R.
24903 SW PERRYDALE RD
AMITY, OR 97101
Sources/TRSQ40Q160 DRAINAGE > SALT CREEK / 5.00S 4.00W 31 NWSE
Use/Quantity POND MAINTENANCE / 6.400 AF
Status PROPOSE TO APPROVE

App# S-87734
Permit# [S-54799](#)
County/Basin Yamhill / Willamette(2)
Applicant Name MCKEE, ROBERT LAWRENCE AND LEANN R.
24903 SW PERRYDALE RD
AMITY, OR 97101
Sources/TRSQ40Q160 A RESERVOIR > SALT CREEK / 5.00S 4.00W 31 NWSE
A RESERVOIR > SALT CREEK / 5.00S 4.00W 31 SWNE
RUNOFF > SALT CREEK / 5.00S 4.00W 31 NWSE
RUNOFF > SALT CREEK / 5.00S 4.00W 31 SWNE
SPRINGS > SALT CREEK / 5.00S 4.00W 31 NWSE
Use/Quantity IRRIGATION / 57.700 AF
POND MAINTENANCE / 1.639 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 08, 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#	LL-1745
County/Basin	Clackamas / Willamette(2)
Applicant Name	SPERRY, DOROTHY PORT OF PORTLAND PO BOX 3529 PORTLAND, OR 97208
Sources/TRSQ40Q160	WILLAMETTE RIVER > COLUMBIA RIVER / 2.00S 2.00E 30 NWNE WILLAMETTE RIVER > COLUMBIA RIVER / 2.00S 2.00E 30 NENW
Use/Quantity	IRRIGATION TO ESTABLISH / 80 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 15, 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 42
County/Basin	Wallowa / Grande Ronde(8)
Certificate	3153, 91288, 93516, 93518, 93520, 93524, 93526, 93528
Lessor	WOLFE, WOODY 81544 HWY 82 WALLOWA, OR 97885
Lessor	WOLFE, MEGAN 81544 HWY 82 WALLOWA, OR 97885
Lessee	KIRSCHNER, ROB THE FRESHWATER TRUST 700 SW TAYLOR ST, SUITE 200 PORTLAND, OR 97205
Lessee	THE FRESHWATER TRUST 401 NE 1ST STREET ENTERPRISE, OR 94828
Priority Date	1889, 1883, 1882, 1896, 08/11/1922, 05/31/1897, 1900
Source/Tributary To	SPRINGS / LOSTINE RIVER LOSTINE RIVER / WALLOWA RIVER SOUTH FORK WALLOWA RIVER / WALLOWA RIVER UNNAMED STREAM / WALLOWA RIVER

**Continued on next page

Lease# [SL 43](#)
County/Basin Wallowa / Grande Ronde(8)
Certificate 93525, 62054
Lessor WOLFE, WOODY
81544 HWY 82
WALLOWA, OR 97885

Lessor WOLFE, MEGAN
81544 HWY 82
WALLOWA, OR 97885

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

Lessee THE FRESHWATER TRUST
401 NE 1ST STREET
ENTERPRISE, OR 94828

Priority Date 1882, 1896, 10/30/1979
Source/Tributary To LOSTINE RIVER / WALLOWA RIVER
WALLOWA RIVER / GRANDE RONDE RIVER

Lease# [IL 809](#)
County/Basin Washington / Willamette(2)
Certificate 20149
Lessor U.S. FISH AND WILDLIFE SERVICE
911 NE 11TH AVE
PORTLAND, OR 97232-4181

Priority Date 03/02/1951
Source/Tributary To ROCK CREEK / TUALATIN RIVER

Lease# [IL 867](#)
County/Basin Washington / Willamette(2)
Certificate 8117
Lessor U.S. FISH AND WILDLIFE SERVICE; MALHEUR NATIONAL WILDLIFE REFUGE
911 NE 11TH AVE
PORTLAND, OR 97232-4181

Priority Date 12/05/1928
Source/Tributary To ROCK CREEK / TUALATIN RIVER

Lease# [IL 868](#)
County/Basin Washington / Willamette(2)
Certificate 22918
Lessor U.S. FISH AND WILDLIFE SERVICE
911 NE 11TH AVE
PORTLAND, OR 97232-4181

Priority Date 06/16/1950
Source/Tributary To TUALATIN RIVER / WILLAMETTE RIVER

Lease# [IL 869](#)
County/Basin Washington / Willamette(2)
Certificate 29185
Lessor U.S. FISH AND WILDLIFE SERVICE
911 NE 11TH AVE
PORTLAND, OR 97232-4181

Priority Date 12/31/1890
Source/Tributary To ROCK CREEK / TUALATIN RIVER

Lease# [IL 870](#)
County/Basin Washington / Willamette(2)
Certificate 29186
Lessor U.S. FISH AND WILDLIFE SERVICE
911 NE 11TH AVE
PORTLAND, OR 97232-4181
Priority Date 12/31/1890
Source/Tributary To UNNAMED DITCHES / TUALATIN RIVER
ROCK CREEK / TUALATIN RIVER

Lease# [IL 874](#)
County/Basin Washington / Willamette(2)
Certificate 29195
Lessor U.S. FISH AND WILDLIFE SERVICE
911 NE 11TH AVE
PORTLAND, OR 97232-4181
Priority Date 12/31/1890
Source/Tributary To SPRINGS / ROCK CREEK

Lease# [IL 876](#)
County/Basin Washington / Willamette(2)
Certificate 29282
Lessor U.S. FISH AND WILDLIFE SERVICE
911 NE 11TH AVE
PORTLAND, OR 97232-4181
Priority Date 12/31/1890
Source/Tributary To ROCK CREEK / TUALATIN RIVER

Lease# [IL 1329](#)
County/Basin Washington / Willamette(2)
Certificate 29191
Lessor U.S. FISH AND WILDLIFE SERVICE
911 NE 11TH AVE
PORTLAND, OR 97232-4181
Priority Date 12/31/1890
Source/Tributary To ROCK CREEK / TUALATIN RIVER

Lease# [IL 1330](#)
County/Basin Washington / Willamette(2)
Certificate 29192
Lessor U.S. FISH AND WILDLIFE SERVICE; MALHEUR NATIONAL WILDLIFE REFUGE
911 NE 11TH AVE
PORTLAND, OR 97232-4181
Priority Date 12/31/1890
Source/Tributary To ROCK CREEK / TUALATIN RIVER

Lease# [IL 1331](#)
County/Basin Washington / Willamette(2)
Certificate 29202
Lessor U.S. FISH AND WILDLIFE SERVICE
911 NE 11TH AVE
PORTLAND, OR 97232-4181
Priority Date 12/31/1890
Source/Tributary To A DITCH / ROCK CREEK

Lease# [IL 1677](#)
County/Basin Deschutes / Deschutes(5)
Certificate 74145
Lessor CAMARATA, JER
SWALLEY IRRIGATION DISTRICT
64672 COOK AVENUE, SUITE 1
BEND, OR 97703

Lessee HUBERT, GENEVIEVE
DESCHUTES RIVER CONSERVANCY
PO BOX 1560
BEND, OR 97709
Priority Date 09/01/1899
Source/Tributary To DESCHUTES R / COLUMBIA R

Lease# [IL 1678](#)
County/Basin Union / Grande Ronde(8)
Certificate 81811
Lessee HUFFMAN, JODI
PO BOX 912
UNION, OR 97883

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

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

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 24, 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	T 12903
Water Right	Cert: 84120, Cert: 89525
County/Basin	Harney / Malheur Lake(12)
Applicant Name	WHITE HEREFORD RANCH INC. 31053 EBEN RAY LANE BURNS, OR 97720-9338
Proposed Change	ADDITIONAL POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > SILVIES RIVER BASIN / 23.00S 31.00E 5 NWNW A WELL > SILVIES RIVER BASIN / 23.00S 31.00E 6 SENE A WELL > WHITING SLOUGH / 23.00S 31.00E 5 SWNW
Use/Quantity	SUPPLEMENTAL IRRIGATION / 0.824 CFS SUPPLEMENTAL IRRIGATION / 0.206 CFS SUPPLEMENTAL IRRIGATION / 0.250 CFS
Priority Date	08/14/1962, 01/04/1995
Transfer	T 12904
Water Right	Cert:3188
County/Basin	Wallowa / Grande Ronde(8)
Applicant Name	YOST, DAVID 65013 KLAGES ROAD ENTERPRISE, OR 97828
Proposed Change	POINT OF DIVERSION
Sources/TRSQ40Q160	LOSTINE RIVER > WALLOWA RIVER / 1.00S 43.00E 15 SWNE
Use/Quantity	IRRIGATION, LIVESTOCK AND DOMESTIC / 0.1625 CFS
Priority Date	1881
Transfer	T 12906
Water Right	Cert: 32398, Cert: 32384, Cert: 75446
County/Basin	Grant / John Day(6)
Applicant Name	ELMWOOD RANCH INC. RUSSELL RICCO 66886 HIGHWAY 26 PRAIRIE CITY, OR 97869
Proposed Change	POINT OF DIVERSION,PLACE OF USE
Sources/TRSQ40Q160	JOHN DAY RIVER > COLUMBIA RIVER / 13.00S 33.00E 9 SESE JOHN DAY RIVER > COLUMBIA RIVER / 13.00S 33.00E 0 SESE JOHN DAY RIVER > COLUMBIA RIVER / 13.00S 33.00E 9 NESE
Use/Quantity	IRRIGATION / 4.165 CFS IRRIGATION / 1.685 CFS IRRIGATION / 1.900 CFS
Priority Date	1863, 1867, 1867, 1867

Transfer [T 12907](#)
Water Right Cert: 25272, Cert: 25273, Cert: 32398
County/Basin Grant / John Day(6)
Applicant Name LEE, ROGER
P.O. BOX 870
PRAIRIE CITY, OR 97869
Proposed Change POINT OF DIVERSION, PLACE OF USE
Sources/TRSQ40Q160 BEAR CREEK > JOHN DAY RIVER
JOHN DAY RIVER > COLUMBIA RIVER / 13.00S 33.00E 9 SESE
JOHN DAY RIVER > COLUMBIA RIVER / 13.00S 33.00E 17 NENE
Use/Quantity SUPPLEMENTAL IRRIGATION / 4.625 CFS
IRRIGATION / 4.165 CFS
IRRIGATION / 6.765 CFS
Priority Date 1863, 1863, 1863, 1867

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 24, 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-12697 filed by Orient Holdings LLC, PO Box 233, Eagle Creek, Oregon, 97022, proposes a change in points of appropriation under Certificate 87553. The right allows the use of 0.11 cubic foot per second from a well in Sec. 29, T1S, R4E, WM. for agriculture use and irrigation in Sec. 29, T1S, R4E, WM. The applicant proposes to move the point of appropriation to Sec. 29, T1S, R4E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-12717 filed by Pohlschneider Properties LLC, 17904 French Prairie Rd, Saint Paul, Oregon, 97137, proposes a change in point of appropriation under Certificates 87579 and 89734. Certificate 87579 allows the use of 0.64 cfs from a well in Sec. 32, T4S, R2W, WM for irrigation within Sec. 32. Certificate 89734 allows the use of 1.66 cfs from wells in Sects. 28 and 32, T4S, R2W, WM for irrigation within Sects. 32 and 33. The applicant proposes to move the point of appropriation to within Sec. 33, T4S, R2W, 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-12900
Water Right	Cert: 36427
County/Basin	Polk / Willamette(2)
Applicant Name	KAUER, DAVE KAUER FARMS 7325 SE AMITY DAYTON HWY AMITY, OR 97101
Proposed Change	PLACE OF USE
Sources/TRSQ40Q160	LITTLE LUCKIAMUTE RIVER > LUCKIAMUTE RIVER / 8.00S 5.00W 31 NWSW
Use/Quantity	IRRIGATION / 1.180 CFS
Priority Date	04/26/1962

Transfer	T-12901
Water Right	Cert: 43483, Cert: 55945
County/Basin	Linn / Willamette(2)
Applicant Name	JACK SCOTT FARMS, INC.; ATTN: JACK SCOTT 33762 TENNESEE ROAD LEBANON, OR 97355
Proposed Change	PLACE OF USE
Sources/TRSQ40Q160	CRABTREE CREEK > SOUTH SANTIAM RIVER / 11.00S 1.00W 12 NESE CRABTREE CREEK > SOUTH SANTIAM RIVER / 11.00S 1.00W 12 NESE
Use/Quantity	IRRIGATION / 0.360 CFS IRRIGATION / 0.330 CFS
Priority Date	04/12/1967, 05/16/1977

Application for District Temporary Transfer

A district with a manager may request to temporarily change a water use within district boundaries for one irrigation season pursuant to ORS 540.570. District temporary transfers may include a change: (1) in place of use; (2) in type of use of a water right to store water; (3) in type of use from a primary right to a supplemental right; (4) in point of diversion/appropriation to facilitate a change in place of use; (5) in point of diversion in response to an emergency; and (6) from a surface water point of diversion to a ground water appropriation. A district may allow proposed changes to occur upon submission of an Application for District Temporary Water Right Transfer to the Department.

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

The Department is requesting public comments on the recently filed district temporary transfer application(s) listed below. Comments may be submitted by any person (please follow the instructions on the last page of this public notice). The Department shall consider all comments that pertain to the potential for injury to an existing water right or to the enlargement of the water use subject to transfer in determining whether to condition, reject or revoke a temporary transfer. **Comments must be received by the Department on or before May 24, 2018.**

To view the district temporary transfer application, click on the link below.

Transfer	T-12899
County	Hood River
Certificate	80929
Priority Date	MARCH 13, 1964
Name	EAST FORK IRRIGATION DISTRICT
Address	PO BOX 162 ODELL, OR 97044
Use	IRRIGATION
Source	EAST FORK HOOD RIVER > HOOD RIVER

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 12902
Water Right	Permit: G 17694
County/Basin	Marion / Willamette(2)
Applicant Name	SCHURTER, SHAWN AND KIMBERLY 10520 SUNNYVIEW RD NE SALEM, OR 97317
Proposed Change	POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > PUDDING RIVER BASIN / 7.00S 1.00W 20 SWSW
Use/Quantity	IRRIGATION / 0.540 CFS
Priority Date	04/24/1990

Transfer	T 12905
Water Right	Permit: G 17567
County/Basin	Malheur / Malheur(10)
Applicant Name	BENTZ, MIKE V BOX LAND & LIVESTOCK INC PO BOX 156 JUNTURA, OR 97911
Proposed Change	POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > GRANITE CREEK BASIN / 24.00S 39.00E 7 NESW A WELL > GRANITE CREEK BASIN / 24.00S 39.00E 6 NESW A WELL > GRANITE CREEK BASIN / 24.00S 39.00E 6 SWNW
Use/Quantity	IRRIGATION / 2.760 CFS
Priority Date	05/22/2014

Water Management and Conservation Plans

The Department is required to give notice and to invite public review and comment on Water Management and Conservation Plans submitted pursuant to OAR Chapter 690, Division 086. The Department will consider all public comments in its review of the draft plan and will report the results of the review to the water supplier 90 days from the time the plan was submitted.

Any person may review and comment on a draft plan on or before May 24, 2018. The plans are available for viewing at the Salem office of the Water Resources Department. Comments should focus on elements in the draft that do not meet the requirements of OAR Chapter 690, Division 086 and should include suggestions on how to bring the draft into compliance with the rules.

Plans have been submitted by the following agricultural and municipal water suppliers:

Hermiston Irrigation District (Agricultural)

To review any of the above plan(s) or to provide comments on the plan(s), contact Kerri H. Cope at 503-986-0919 or Kerri.H.Cope@oregon.gov.

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 Redmond (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.

**Pending Municipal Permit Extension Applications Sent to
Oregon Department of Fish and Wildlife for Review**

Consistent with OAR 690-315-0080 the Department must notify Oregon Department of Fish and Wildlife of certain pending municipal water use extension applications. If applicable under OAR 690-315-0080 any undeveloped portion of a municipal permit must be conditioned to maintain the persistence of listed fish species in the portions of waterways affected by water use under the permit. The following applications were referred to the Oregon Department of Fish and Wildlife on January 19, 2018.

Application File Number: **S-9173**
Permit Number: S-8387
Applicant: City of Hood River
Water Source: Cold Spring and Laurel Spring, tributary of West Fork Hood River
Purpose or Use: Municipal Use

Application File Number: **S-19447**
Permit Number: S-15312
Applicant: City of Hood River
Water Source: Stone Springs, tributary of Lake Branch of Hood River
Purpose or Use: Municipal Use

Application File Number: **S-69804**
Permit Number: S-52498
Applicant: Southwest Lincoln County Water District
Water Source: Vingie Creek, a tributary of Pacific Ocean
Purpose or Use: Municipal Use

Application File Number: **S-51339**
Permit Number: S-40699
Applicant: Tri-City Water and Sanitary Authority
Water Source: South Umpqua River, tributary to Umpqua River
Purpose or Use: Municipal Use

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# [93737](#)
App: R 84547
County/Basin Baker / Powder(9)
Applicant Name BALDOCK SLOUGH LLC
Priority Date 09/18/2000
Issue Date 04/20/2018

Cert# [93726](#)
App: G 16091
County/Basin Union / Grande Ronde(8)
Applicant Name BOWMAN, THOMAS M.
BOWMAN, DELIA
Priority Date 09/19/2003
Issue Date 04/20/2018

Cert# [93709](#)
App: G 14861
County/Basin Harney / Malheur Lake(12)
Applicant Name CITY OF HINES
Priority Date 11/09/1998
Issue Date 04/20/2018

Cert# [93504](#)
App: G 15699
County/Basin Klamath / Klamath(14)
Applicant Name FLEMING LIVING TRUST UTA DATED 6/7/1994
NORTHWEST FARM CREDIT SERVICES FLCA
NORTHWEST FARM CREDIT SERVICES PCA
Priority Date 02/06/2002
Issue Date 04/20/2018

Cert# [93735](#)
App: S 59900
County/Basin Douglas / Umpqua(16)
Applicant Name LOOKINGGLASS OLALLA WATER CONTROL DISTRICT
Priority Date 03/17/1981
Issue Date 04/20/2018

Cert# [93742](#)
App: G 15541
County/Basin Klamath / Klamath(14)
Applicant Name LYON, TRACEY
Priority Date 06/21/2001
Issue Date 04/23/2018

Cert# [93657](#)
App: G 15502
County/Basin Klamath / Klamath(14)
Applicant Name NORTHWEST FARM CREDIT SERVICES FLCA
NORTHWEST FARM CREDIT SERVICES PCA
FLEMING LIVING TRUST UTA DATED 6/7/1994
Priority Date 05/17/2001
Issue Date 04/20/2018

Cert# [93730](#)
App: G 8280
County/Basin Umatilla / Umatilla(7)
Applicant Name TEXIDOR, CESAREO
MARKHAM-TEXIDOR, JULIET
Priority Date 07/19/1977
Issue Date 04/20/2018

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
April 24, 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.