

# **OREGON WATER RESOURCES DEPARTMENT**



725 Summer Street NE Suite A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
**May 15, 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.
- \* **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 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: Drought Temporary Transfers**  
Requests to temporarily change character of use, place of use or point of diversion during a drought declared under ORS 536.740.

\* **Transfer Notice: District Permanent Transfers for Place of Use- ORS 540.580(4)**  
District notices filed for place of use changes within a district's boundary.

\* **Ground Water Registration Modifications**  
Applications requesting Department recognition of changes in point of appropriation, place of use and character of use under a ground water certificate of registration.

\* **Certificate Issuance**  
Included in this section is a listing of recently issued water right certificates.

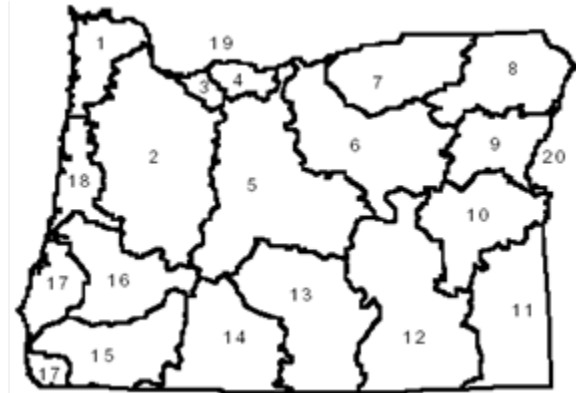
The Public Notice is published each week on the Department's web site at <http://www.wrd.state.or.us/>. If you would like to receive a *free* weekly notification when it is published, please send your request to [Stacy.H.Phillips@oregon.gov](mailto:Stacy.H.Phillips@oregon.gov).

## 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, June 14, 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 29, 2018.**

The protest filing fee is \$410 for the applicants and \$810 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-18527](#)  
County/Basin Clackamas / Willamette(2)  
Applicant Name STALMAN, SEBASTIAN  
22400 S STORMER RD  
ESTACADA, OR 97023

Sources/TRSQ40Q160 A WELL > CLEAR CREEK / 3.00S 3.00E 14 SENW  
Use/Quantity NURSERY USES / 0.010 CFS  
Priority Date 06/20/2017  
Stage/Status IR / PROPOSE TO APPROVE

App# [G-18543](#)  
County/Basin Clackamas / Willamette(2)  
Applicant Name ADAMS, JAMES AND KATHERINE  
ELYSIAN FARMS  
21285 SE IDLEWINE RD  
EAGLE CREEK, OR 97022

Sources/TRSQ40Q160 A WELL > GOOSE CREEK / 2.00S 4.00E 29 SWNE  
Use/Quantity NURSERY USES / 0.022 CFS  
Priority Date 08/09/2017  
Stage/Status IR / PROPOSE TO APPROVE

App# [G-18561](#)  
County/Basin Clackamas / Sandy(3)  
Applicant Name TWIN SPRINGS LLC  
C/O LILI TOVA  
19779 SE LANGENSAND RD  
SANDY, OR 97055

Sources/TRSQ40Q160 A WELL > CEDAR CREEK / 2.00S 5.00E 7 SESW  
Use/Quantity NURSERY USES / 0.460 CFS  
Priority Date 09/27/2017  
Stage/Status IR / PROPOSE TO APPROVE

App# [G-18570](#)  
County/Basin Linn / Willamette(2)  
Applicant Name EICHLER, KEN  
8250 TUCKER RD  
AMITY, OR 97101

Sources/TRSQ40Q160 A WELL > CALAPOOIA RIVER / 12.00S 4.00W 36 NESE  
Use/Quantity IRRIGATION / 0.998 CFS  
Priority Date 10/19/2017  
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-16740](#)  
County/Basin Washington / Willamette(2)  
Applicant Name U.S. FISH AND WILDLIFE SERVICE  
911 NE 11TH AVE  
PORTLAND, OR 97232-4181  
Priority Date 10/19/2006  
Issue Date 05/09/2018  
Status WITHDRAWN

App# [G-17879](#)  
County/Basin Grant / Malheur Lake(12)  
Applicant Name SILVIES VALLEY RANCH WATER CO. LLC  
40000 EAST COWBOY LANE  
SENECA, OR 97873  
Priority Date 06/19/2014  
Issue Date 05/04/2018  
Status APPROVED

App# [G-17920](#)  
County/Basin Harney / Malheur Lake(12)  
Applicant Name ROARING SPRINGS RANCH INC.  
31437 HWY 205  
FRENCHGLEN, OR 97736  
Priority Date 09/09/2014  
Issue Date 05/15/2018  
Status DENIED

App# [G-18205](#)  
County/Basin Multnomah / Sandy(3)  
Applicant Name FAMILY WEST HOLDING CO. LLP  
FROUG, JEFFERY  
400 NE LUCAS RD  
TROUTDALE, OR 97060  
Priority Date 03/04/2016  
Issue Date 05/04/2018  
Status APPROVED

App# [G-18429](#)  
County/Basin Lane / Willamette(2)  
Applicant Name NIRVANA FLOWER FARMS LLC  
23845 HWY 36  
CHESHIRE, OR 97419  
Priority Date 01/09/2017  
Issue Date 05/04/2018  
Status APPROVED

App# [G-18468](#)  
County/Basin Clackamas / Willamette(2)  
Applicant Name SEBASTIAN, RANDY  
16771 BOONES FERRY RD  
LAKE OSWEGO, OR 97035  
  
TURNER ROAD FARMS  
2929 SW MOUNTAIN LANE  
WEST LINN, OR 97068  
Priority Date 02/24/2017  
Issue Date 05/15/2018  
Status DENIED

App# [G-18491](#)  
County/Basin Polk / Willamette(2)  
Applicant Name MARRANT, NICHOLAS PATRICK  
7535 SAWTELL RD  
SHERIDAN, OR 97378  
Priority Date 04/10/2017  
Issue Date 05/04/2018  
Status APPROVED

App# [G-18497](#)  
County/Basin Deschutes / Deschutes(5)  
Applicant Name SZKOTAK, FREDERICK G.  
PO BOX 2089  
BEND, OR 97709  
Priority Date 04/14/2017  
Issue Date 05/15/2018  
Status APPROVED

App# [G-18645](#)  
County/Basin Klamath / Klamath(14)  
Applicant Name KNOLL, BARRON  
10227 CRYSTAL SPRINGS RD  
KLAMATH FALLS, OR 97603  
Priority Date 04/09/2018  
Issue Date 05/10/2018  
Status APPROVED

App# [G-18653](#)  
County/Basin Klamath / Klamath(14)  
Applicant Name STURM, ERIC  
21791 MORELOCK RD  
MALIN, OR 97632  
Priority Date 04/13/2018  
Issue Date 05/10/2018  
Status DENIED

App# [G-18656](#)  
County/Basin Klamath / Klamath(14)  
Applicant Name CHARLIES LAND LLC  
GARY PATTERSON  
PO BOX 201  
MERRILL, OR 97633  
Priority Date 04/18/2018  
Issue Date 05/10/2018  
Status APPROVED

App# [G-18658](#)  
County/Basin Klamath / Klamath(14)  
Applicant Name MCKOEN AND SON  
PO BOX 195  
MERRILL, OR 97633  
Priority Date 04/23/2018  
Issue Date 05/09/2018  
Status APPROVED

App# [G-18659](#)  
County/Basin Klamath / Klamath(14)  
Applicant Name KLIEWER, RYAN  
PO BOX 189  
MIDLAND, OR 97634  
Priority Date 04/23/2018  
Issue Date 05/14/2018  
Status APPROVED

App# [G-18661](#)  
County/Basin Klamath / Klamath(14)  
Applicant Name BALIN RANCHES  
13600 HOMEDALE RD  
KLAMATH FALLS, OR 97603  
Priority Date 04/24/2018  
Issue Date 05/09/2018  
Status APPROVED

App# [G-18663](#)  
County/Basin Klamath / Klamath(14)  
Applicant Name CARLETON, JIM  
PO BOX 774  
MERRILL, OR 97633  
Priority Date 04/26/2018  
Issue Date 05/10/2018  
Status APPROVED



App#	<a href="#">G-18664</a>
County/Basin	Klamath / Klamath(14)
Applicant Name	HYNES, DENNIS 3939 S 6TH ST 301 KLAMATH FALLS, OR 97603
Priority Date	04/30/2018
Issue Date	05/09/2018
Status	APPROVED
App#	<a href="#">G-18666</a>
County/Basin	Klamath / Klamath(14)
Applicant Name	HADLEY MCCORMICK IRRIGATION HILL, CLAYTON PO BOX 97 MERRILL, OR 97633
Priority Date	05/02/2018
Issue Date	05/14/2018
Status	APPROVED
App#	<a href="#">G-18668</a>
County/Basin	Klamath / Klamath(14)
Applicant Name	HICKEY, JESSE PO BOX 1022 MERRILL, OR 97633
Priority Date	05/03/2018
Issue Date	05/15/2018
Status	APPROVED
App#	<a href="#">G-18669</a>
County/Basin	Klamath / Klamath(14)
Applicant Name	MON MEG LLC. EDWARD BIGGS AND SHARON BIGGS TRUST 22145 N MALIN RD MALIN, OR 97632
	THOMPSON, COREY AND MONICA 21753 N MALIN RD MALIN, OR 97632
Priority Date	05/03/2018
Issue Date	05/15/2018
Status	DENIED
App#	<a href="#">G-18671</a>
County/Basin	Klamath / Klamath(14)
Applicant Name	FAGAN, SCOTT E. 5706 SW SEYMOUR ST PORTLAND, OR 97221
Priority Date	05/04/2018
Issue Date	05/14/2018
Status	APPROVED

App# [G-18673](#)  
County/Basin Klamath / Klamath(14)  
Applicant Name CHEYNE, RODNEY  
14130 MATNEY RD  
KLAMATH FALLS, OR 97603  
Priority Date 05/07/2018  
Issue Date 05/15/2018  
Status APPROVED

App# [G-18676](#)  
County/Basin Klamath / Klamath(14)  
Applicant Name PARKER, DOUGLAS E. AND JUDY A.  
4582 FRESHWATER RD  
WILLIAMS, CA 95987  
Priority Date 05/09/2018  
Issue Date 05/15/2018  
Status APPROVED

App# [LL-1730](#)  
County/Basin Yamhill / Willamette(2)  
Applicant Name TOWNSEND, ROBERT  
6042 MANCHESTER DR  
OAKLAND, CA 97418  
Issue Date 05/10/2018  
Status DENIED

App# [LL-1731](#)  
County/Basin Yamhill / Willamette(2)  
Applicant Name POTCAKE FARMS LLCC/O SONDR A ARMSTRONG  
1271 NE HWY 99 SUITE 298  
MCMINNVILLE, OR 97128  
Issue Date 05/04/2018  
Status DENIED

App# [LL-1744](#)  
County/Basin Yamhill / Willamette(2)  
Applicant Name STILING, JEFF  
11326 SW MEADOWLARK LN  
BEAVERTON, OR 97007  
Priority Date 03/30/2018  
Issue Date 05/11/2018  
Status APPROVED

App# [LL-1745](#)  
County/Basin Clackamas / Willamette(2)  
Applicant Name SPERRY, DOROTHY  
PO BOX 3529  
PORTLAND, OR 97208  
Issue Date 05/09/2018  
Status APPROVED

App#	<a href="#">R-88318</a>
County/Basin	Grant / John Day(6)
Applicant Name	BLUE MT ANGUS LLC 64444 INDIAN CREEK RD PRAIRIE CITY, OR 97869
Priority Date	11/28/2016
Issue Date	05/04/2018
Status	APPROVED
App#	<a href="#">R-88397</a>
County/Basin	Lane / Willamette(2)
Applicant Name	OWENS, BRANDON AND ANGELICA 90858 LA LONE RD SPRINGFIELD, OR 97478
Priority Date	04/21/2017
Issue Date	05/15/2018
Status	DENIED
App#	<a href="#">R-88427</a>
County/Basin	Clackamas / Willamette(2)
Applicant Name	SANCHEZ, JOSE 29515 S MOLALLA FOREST RD CANBY, OR 97013
Priority Date	07/11/2017
Issue Date	05/15/2018
Status	DENIED
App#	<a href="#">R-88489</a>
County/Basin	Marion / Willamette(2)
Applicant Name	HAFNER, CHAD HAFNER, DAN PO BOX 53 LYONS, OR 97358
Priority Date	12/27/2017
Issue Date	05/04/2018
Status	APPROVED
App#	<a href="#">R-88490</a>
County/Basin	Marion / Willamette(2)
Applicant Name	HAFNER, CHAD HAFNER, DAN PO BOX 53 LYONS, OR 97358
Priority Date	12/27/2017
Issue Date	05/04/2018
Status	APPROVED
App#	<a href="#">R-88491</a>
County/Basin	Marion / Willamette(2)
Applicant Name	HAFNER, CHAD HAFNER, DAN PO BOX 53 LYONS, OR 97358
Priority Date	12/27/2017
Issue Date	05/04/2018
Status	APPROVED

App# [R-88501](#)  
County/Basin Linn / Willamette(2)  
Applicant Name SAIGE TIMBER LLC  
2802 JARRARD  
HOUSTON, TX 77005  
Priority Date 01/19/2018  
Issue Date 05/04/2018  
Status APPROVED

App# [S-88273](#)  
County/Basin Douglas / Umpqua(16)  
Applicant Name ROSE, JAMES A.  
ROSE, THOMAS E.  
16117 NORTH BANK RD  
ROSEBURG, OR 97470  
Priority Date 08/05/2016  
Issue Date 05/04/2018  
Status APPROVED

App# [S-88517](#)  
County/Basin Polk / Willamette(2)  
Applicant Name TEN PENNY RANCH  
SERRY, STEVEN M.  
17620 FALLS CITY RD  
DALLAS, OR 97338  
Priority Date 03/02/2018  
Issue Date 05/04/2018  
Status DENIED

App# [S-88519](#)  
County/Basin Yamhill / Willamette(2)  
Applicant Name ROBBINS, HADLEY  
24550 NE NORTH VALLEY RD  
NEWBERG, OR 97132  
Priority Date 03/14/2018  
Issue Date 05/10/2018  
Status WITHDRAWN

## 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 14, 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#	<a href="#">S-88577</a>
County/Basin	Polk / Willamette(2)
Applicant Name	LONE STAR ROAD LLC ATTN: GERALD M BIEZE 1118 NORTSHORE RD LAKE OSWEGO, OR 97034
Sources/TRSQ40Q160	A RESERVOIR > KING CREEK / 6.00S 4.00W 12 NWNE
Use/Quantity	IRRIGATION / 3.000 AF
Priority Date	05/03/2018

## 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.

**Mitigation Project #:** MP-237, Crook County

**Project Applicant:** Deschutes River Conservancy Mitigation Bank and Deschutes River Conservancy Mitigation Bank on behalf of several landowners

**Mitigation Project And Process:** Instream Lease IL-1685 - see also instream lease section of this notice for additional application details

**Subbasin/Source:** Crooked River subbasin – Ochoco Creek to Crooked River

**Amount of Water:** Up to 0.651 Cubic Foot per Second and 129.17 Acre-Feet

**Current Use:** Irrigation of 52.10 acres

**Credits Assigned to:** Deschutes River Conservancy Mitigation Bank

**Preliminary Mitigation Credit Determination:** 93.8 mitigation credits that may be available for use in the Crooked River Zone, Middle Deschutes, and/or General Zones of Impact

**Contact:** Sarah Henderson (503) 986-0890

## **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 29, 2018.** There is no fee for submission of comments. The protest filing fee is \$410 for the applicant and \$810 for non-applicants. Detailed requirements for filing a protest will be sent with copies of the PFO.

#### **1.) OAR-690-315**

App#	S-69732
Permit#	<a href="#">S-50758</a>
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
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 29, 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-1750</a>
County/Basin	Linn / Willamette(2)
Applicant Name	SCOTT, WALTER JACK JACK SCOTT FARMS INC 33763 TENNESSEE RD LEBANON, OR 97355
Sources/TRSQ40Q160	WELL 1 > CRABTREE CREEK / 11.00S 1.00W 4 NWSE WELL 2 > CRABTREE CREEK / 11.00S 1.00W 4 SWNE WELL 3 > CRABTREE CREEK / 11.00S 1.00W 4 SWNE
Use/Quantity	TO ESTABLISH NEWLY PLANTED HAZELNUT TREES / 300 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 June 05, 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#	<a href="#">IL 1312</a>
County/Basin	Douglas / Umpqua(16)
Certificate	39246
Lessor	FIEBER, PAUL 8674 SOUTH MYRTLE ROAD MYRTLE CREEK, OR 97457
Interested Party	SPEECE, JOHN MIDDLE DESCHUTES WATERSHED COUNCIL COORDINATOR 625 SE SALMON AVE. SUITE 6 REDMOND, OR 97756
Interested Party	BURNETT, LINDA R. OREGON WATERSHED ENHANCEMENT BOARD 775 SUMMER ST NE, SUITE 360 SALEM, OR 97301
Interested Party	WORLEY, KELLY FARM SERVICES AGENCY
Priority Date	12/29/1924
Source/Tributary To	LOUIS CREEK / SOUTH MYRTLE CREEK
Lease#	<a href="#">IL 1685</a>
County/Basin	Crook / Deschutes(5)
Certificate	82246
Lessor	RHODEN, RUSS OCHOCO IRRIGATION DISTRICT 1001 NW DEER ST PRINEVILLE, OR 97754
Lessee	DESCHUTES RIVER CONSERVANCY MITIGATION BANK 700 NW HILL ST STE 1 BEND, OR 97703
Priority Date	08/10/1917
Source/Tributary To	OCHOCO CREEK / CROOKED RIVER

Lease# [IL 1561](#)  
County/Basin Wheeler / John Day (6)  
Certificate 25080, 25870, 25921, 25934  
Lessee STRONG REFUGE CHARITABLE TRUST  
JAMES BISINIUS  
1520 SW SEQUOIA PARKWAY, SUITE 250  
PORTLAND, OR 97224

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

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

Lessor DAYSPRING PARTNERS LLC  
JIM BIENIUS  
15350 SW SEQUOIA PARKWAY SUITE 250  
PORTLAND, OR 97224

Priority Date 12/31/1885  
Source/Tributary To FRED CREEK / ROCK CREEK

Lease# [IL 634](#)  
County/Basin Douglas / Umpqua (16)  
Certificate 31858  
Lessor JERRY MENSCH  
1673 KENDALL ST  
ROSEBURG, OR 97471

Priority Date 10/02/1962  
Source/Tributary To SOUTH UMPQUA RIVER / UMPQUA 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 14, 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 12917</a>
Water Right	Cert: 35370, Cert: 35496, Cert: 35497, Cert: 40094, Cert: 40215, Cert: 39914
County/Basin	Marion / Willamette(2)
Applicant Name	C & E BRENTANO FAMILY LP 5009 DAVIDSON ROAD NE ST PAUL, OR 97137
Proposed Change	POINT OF APPROPRIATION, ADDITIONAL POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > MISSION CREEK / 4.00S 2.00W 30 NWNE A WELL > MISSION CREEK / 4.00S 2.00W 20 SWSE A WELL > MISSION CREEK / 4.00S 2.00W 29 NWNE A WELL > MISSION CREEK / 4.00S 2.00W 19 SESE A WELL > UNNAMED STREAM / 4.00S 2.00W 20 SWSE A WELL > WILLAMETTE RIVER / 4.00S 2.00W 29 SWNW
Use/Quantity	IRRIGATION / 0.820 CFS IRRIGATION / 1.780 CFS IRRIGATION / 0.600 CFS IRRIGATION / 0.590 CFS IRRIGATION / 1.340 CFS SUPPLEMENTAL IRRIGATION / 1.590 CFS
Priority Date	12/19/1963, 04/23/1965, 02/01/1966, 12/28/1967, 04/16/1968, 12/18/1968

## **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 \$810 protest fee for non-applicant and \$410.00 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 14, 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-12376** filed by Singhose Land and Cattle Co., LLC, PO Box 55, Riley, OR 97758, proposes a change in points of appropriation, and a change in place of use under Certificate 91445. The right allows the use 5.4 cfs from a well in Sec. 33, T 25S, R31E, WM for irrigation in Sects. 27, 28, 33, and 34, T25S, R31E, WM. The applicant proposes to move the point of appropriation to Sects. 1 and 11, T23S, R26E, WM and to change the place of use to Sects. 2 and 11, T23S, R26E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

**T-12750** filed by Gene G. and Rosemary L. Woida, 301 Brady Hill Lane, Azalea, OR 97410, proposes a change in point of diversion under Certificate 50332. The right allows the use of 1.34 cubic foot per second from Cow Creek in Sec. 13, T32S, R5W, WM for irrigation in Sects. 14, 22, and 23. The applicant proposes to move the point of diversion within Sec. 14, T32S, R5W, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

**T-12841** filed by Fryer Creek Ranch LLC, 40791 SE Shotgun Road, Post, OR, 97752, proposes additional points of appropriation and a change in place of use under Certificates 87791, 87793, and 93545. Certificate 87791 allows the use of 0.563 cubic foot per second from a well in Sec. 2, T17S, R19E, WM for irrigation in Sec. 2. Certificate 87793 allows the use of 0.5 cubic foot per second from a well in Sec. 1, T17S, R19E, WM for irrigation in Sec. 2. Certificate 93545 allows the use of 0.38 cubic foot per second from a well in Sec. 2, T17S, R19E, WM. The applicant proposes additional points of appropriation in Sects. 1 and 2, T17S, R19E, WM and to change the place of use within Sec. 2, T17S, R19E, 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: Drought Temporary Transfer

During the effective time period of a drought declaration under ORS 536.740, the Commission or the Director may: (1) Allow a temporary transfer of a water right without complying with the notice and waiting requirements of ORS 540.520; (2) Allow a temporary exchange of water without giving notice as required under ORS 540.535; and (3) Use an expedited notice and waiting requirement for the substitution of a supplemental ground water right for a primary water right.

Notice is given that the following applications for Drought Temporary Transfers have been received by the Department. Consistent with the drought emergency, an order approving or denying the drought transfer will be issued as soon as the Department is able to process the application.

Transfer	<a href="#">T-12918</a>
Water Right	Permit: G 16156
County/Basin	Klamath / Klamath(14)
Applicant Name	MLM PROPERTY LLC PO BOX 195 MERRILL, OR 97633
Proposed Change	POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > DODDS HOLLOW BASIN / 41.00S 11.00E 7 SWNE A WELL > LOST RIVER BASIN / 40.00S 10.00E 29 SWNW
Use/Quantity	SUPPLEMENTAL IRRIGATION / 3.230 CFS SUPPLEMENTAL IRRIGATION / 0.710 CFS
Priority Date	03/01/2005

## Notice of District Permanent Transfer for Place of Use

A district may allow a change in place of use prior to the Department issuing a final order approving a district permanent transfer application provided, in part, that (1) the District files a notice with the Department of the change in place of use prior to making the change, and (2) prior to the end of the calendar year in which the change in place of use occurs the District submits a district permanent transfer application for the same change in place of use [ORS 690-385-4100(1)(a) and (b)]. Notices for District Permanent Transfers for Place of Use submitted to the Department are listed below.

<b>Notice</b>	<b>2018-011</b>
County	Crook
Certificate	83571, 76714
Priority Date	10/31/1900; 12/2/1907; 2/28/1913
Name	CENTRAL OREGON IRRIGATION DISTRICT
Address	1055 S.W. LAKE CT REDMOND, OR 97756
Use	IRRIGATION; SUPPLEMENTAL IRRIGATION
Source	DESCHUTES R > COLUMBIA R CRANE PRAIRIE RES > DESCHUTES
Acres:	0.38
Authorized POU:	T15S R14E 14 NESW
Proposed POU:	T15S R14E 14 NESW
<b>Notice</b>	<b>2018-014</b>
County	Deschutes
Certificate	83571, 76714
Priority Date	10/31/1900; 12/2/1907; 2/28/1913
Name	CENTRAL OREGON IRRIGATION DISTRICT
Address	1055 S.W. LAKE CT REDMOND, OR 97756
Use	IRRIGATION; SUPPLEMENTAL IRRIGATION
Source	DESCHUTES R > COLUMBIA R CRANE PRAIRIE RES > DESCHUTES
Acres:	3.10
Authorized POU:	T14S R13E 04 NENE, NWNE, SWSE; T14S R13E 05 SENE;
Proposed POU:	T14S R13E 34 SENE
<b>Notice</b>	<b>2018-015</b>
County	Deschutes
Certificate	83571, 76714
Priority Date	10/31/1900; 12/2/1907; 2/28/1913
Name	CENTRAL OREGON IRRIGATION DISTRICT
Address	1055 S.W. LAKE CT REDMOND, OR 97756
Use	IRRIGATION; SUPPLEMENTAL IRRIGATION
Source	DESCHUTES R > COLUMBIA R CRANE PRAIRIE RES > DESCHUTES
Acres:	1.00
Authorized POU:	T15S R13E 04 NENE; T15S R13E 05 SENE;
Proposed POU:	T17S R12E 14 NWSW

**Notice**  
County Deschutes  
Certificate 83571, 76714  
Priority Date 10/31/1900; 12/2/1907; 2/28/1913  
Name CENTRAL OREGON IRRIGATION DISTRICT  
Address 1055 S.W. LAKE CT  
REDMOND, OR 97756  
Use IRRIGATION; SUPPLEMENTAL IRRIGATION  
Source DESCHUTES R > COLUMBIA R  
CRANE PRAIRIE RES > DESCHUTES  
Acres: 4.36  
Authorized POU: T17S R13E 21 SESW  
Proposed POU: T17S R13E 21 SESW

**Notice**  
County Deschutes  
Certificate 74146; 74148; 74149; 76520; 74147  
Priority Date 9/1/1900; 4/7/1911; 12/31/1905; 12/8/1961; 10/29/1913  
Name TUMALO IRRIGATION DISTRICT  
Address 64697 COOK AVENUE  
BEND, OR 97703  
Use IRRIGATION; SUPPLEMENTAL IRRIGATION  
Source TUMALO CR > DESCHUTES R  
TUMALO CR > UPPER TUMALO RES  
CRESCENT LAKE RES > CRESCENT CR AND LITTLE DESCHUTES R  
DESCHUTES R > COLUMBIA R  
Acres: 0.25  
Authorized POU: T16S R12E 30 NWSW  
Proposed POU: T16S R12E 30 NWSW

**Notice**  
County Deschutes  
Certificate 74146; 74148; 74149; 76520; 74147  
Priority Date 9/1/1900; 4/7/1911; 12/31/1905; 12/8/1961; 10/29/1913  
Name TUMALO IRRIGATION DISTRICT  
Address 64697 COOK AVENUE  
BEND, OR 97703  
Use IRRIGATION; SUPPLEMENTAL IRRIGATION  
Source TUMALO CR > DESCHUTES R  
TUMALO CR > UPPER TUMALO RES  
CRESCENT LAKE RES > CRESCENT CR AND LITTLE DESCHUTES R  
DESCHUTES R > COLUMBIA R  
Acres: 1.00  
Authorized POU: T16S R12E 18 SENE  
Proposed POU: T16S R12E 18 SENE

**Notice**  
County Deschutes  
Certificate 74146; 74148; 74149; 76520; 74147  
Priority Date 9/1/1900; 4/7/1911; 12/31/1905; 12/8/1961; 10/29/1913  
Name TUMALO IRRIGATION DISTRICT  
Address 64697 COOK AVENUE  
BEND, OR 97703  
Use IRRIGATION; SUPPLEMENTAL IRRIGATION  
Source TUMALO CR > DESCHUTES R  
TUMALO CR > UPPER TUMALO RES  
CRESCENT LAKE RES > CRESCENT CR AND LITTLE DESCHUTES R  
DESCHUTES R > COLUMBIA R  
Acres: 1.40  
Authorized POU: T17S R11E 11 NWNE  
Proposed POU: T17S R11E 11 NWNE

## **Transfer Applications: Ground Water Registration Modification**

The holder of a ground water certificate of registration may request that the Department recognize a change in point of appropriation, place of use or character of use under the ground water registration. Modifications of ground water registrations are authorized under ORS 537.610(4) and OAR Chapter 382.

The Department seeks public comment on the recently-filed applications for recognition of modifications in ground water registrations listed below. Any person may comment on an application for a ground water registration modification. Comments must be received by the Department on or before June 14, 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 recognized after the Department has completed a review of the application and will be provided an opportunity to protest the application and preliminary determination at that time.

Transfer	<a href="#">T-12919</a>
Water Right	Claim: GR 2954
County/Basin	Washington / Willamette(2)
Applicant Name	BIERLY, JOHN A. 12160 SW KOBBE DR BEAVERTON, OR 97007
Proposed Change	POINT OF APPROPRIATION,PLACE OF USE
Sources/TRSQ40Q160	A WELL > TUALATIN RIVER / 2.00S 2.00W 1 NESE
Use/Quantity	IRRIGATION / 0.982 CFS
Priority Date	04/30/1950



## 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.

Cert# [93759](#)  
App: G 13334  
County/Basin Klamath / Klamath(14)  
Applicant Name CITY OF KLAMATH FALLS  
Priority Date 03/19/1993  
Issue Date 05/09/2018

Cert# [93758](#)  
App: G 12663  
County/Basin Klamath / Klamath(14)  
Applicant Name CITY OF KLAMATH FALLS  
Priority Date 09/23/1991  
Issue Date 05/09/2018

Cert# [93765](#)  
App: G 9714  
County/Basin Multnomah / Sandy(3), Willamette(2)  
Applicant Name CITY OF TROUTDALE  
Priority Date 05/01/1980  
Issue Date 05/11/2018

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
May 15, 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:**

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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.