

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
June 5, 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.
- * **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: Permit Amendments**
Requests to amend permits.
- * **Transfer Applications: District Permanent for Place of Use - ORS 540.580**
Petitions requesting permanent changes in place(s) of use within a district's boundary.

- * **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.
- * **Notice of Intent to Reauthorize HE 251, HE 249**

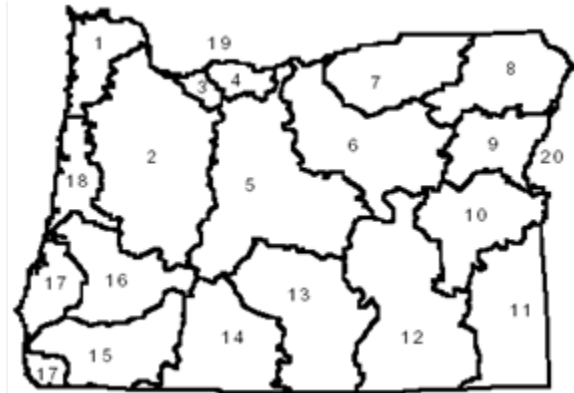
The Public Notice is published each week on the Department's web site at <http://www.wrd.state.or.us/>. If you would like to receive a *free* weekly notification when it is published, please send your request to Stacy.H.Phillips@oregon.gov.

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, July 05, 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, July 20, 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# [S-88186](#)
County/Basin Clackamas / Willamette (2)
Applicant Name PATTERSON NURSERY SALES INC.
PO BOX 99
BORING, OR 97009
Sources/TRSQ40Q160 A RESERVOIR > EAGLE CREEK / 2.00S 4.00E 31 NWSW
Use/Quantity NURSERY USES / 2.480 CFS
Priority Date 02/26/2016
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18554](#)
County/Basin Marion / Willamette (2)
Applicant Name SCHURTER, BRYAN AND AMY
2913 HIBBARD RD NE
SILVERTON, OR 97381
Sources/TRSQ40Q160 A WELL > BEAVER CREEK BASIN / 7.00S 1.00W 17 NWNE
Use/Quantity IRRIGATION / 1.120 CFS
Priority Date 09/14/2017
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18512](#)
County/Basin Linn / Willamette (2)
Applicant Name MILTENBERGER, DANIEL A.
2825 JACKSON ST SE
ALBANY, OR 97322
Sources/TRSQ40Q160 A WELL > HUGHS CREEK / 13.00S 2.00E 19 NENW
Use/Quantity DOMESTIC / 0.334 CFS
Priority Date 05/17/2017
Stage/Status IR / PROPOSE TO DENY

App# [G-18523](#)
County/Basin Union / Grande Ronde (8)
Applicant Name BLUE MOUNTAIN CONSERVATIVE BAPTIST ASSOCIATION CAMP ELKANAH
C/O TOM SELMAN
49504 HWY 244
PO BOX 150
LA GRANDE, OR 97850
Sources/TRSQ40Q160 A WELL > MEADOW CREEK / 4.00S 35.00E 8 SENE
Use/Quantity COMMERCIAL USES / 0.056 CFS
Priority Date 06/09/2017
Stage/Status IR / PROPOSE TO APPROVE

App# [G-18555](#)
County/Basin Baker / Powder (9)
Applicant Name WILSON, NATHAN H. AND KATHRYN N.
44398 DEERHAVEN RD
BAKER CITY, OR 97814
Sources/TRSQ40Q160 A WELL > PINE CREEK / 8.00S 39.00E 19 SWNE
Use/Quantity IRRIGATION / 0.125 CFS
Priority Date 09/15/2017
Stage/Status IR / PROPOSE TO APPROVE

App# [S-88506](#)
County/Basin Washington / Willamette (2)
Applicant Name JOINT WATER COMMISSION
150 E MAIN STREET
HILLSBORO, OR 97123
Sources/TRSQ40Q160 TUALATIN RIVER > WILLAMETTE RIVER / 1.00S 3.00W 8 SWSW
Use/Quantity MUNICIPAL USES / 44.000 CFS
Priority Date 01/31/2018
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# [G-16378](#)
County/Basin Wallowa / Grande Ronde (8)
Applicant Name CITY OF LOSTINE
DUSTIN TIPPET
PO BOX 181
LOSTINE, OR 97857
Priority Date 01/31/2005
Issue Date 06/01/2018
Status DENIED

App# [G-18212](#)
County/Basin Deschutes / Deschutes (5)
Applicant Name RILEY, BILL
3350 SW 53RD COURT
REDMOND, OR 97756
Priority Date 03/14/2016
Issue Date 06/05/2018
Status APPROVED

App# [G-18224](#)
County/Basin Columbia / North Coast (1)
Applicant Name THEOBALD, KEVIN
9555 SW TEPHRA TERRACE
BEAVERTON, OR 97007
Priority Date 03/28/2016
Issue Date 05/24/2018
Status APPROVED

App# [G-18326](#)
County/Basin Jackson / Rogue (15)
Applicant Name RICH, MARK
PO BOX 996
ASHLAND, OR 97520
Priority Date 06/30/2016
Issue Date 06/05/2018
Status APPROVED

App# [G-18361](#)
County/Basin Jackson / Rogue (15)
Applicant Name GLAHN, DARREN
705 SOLDIER CREEK RD
GRANTS PASS, OR 97526
Priority Date 08/08/2016
Issue Date 06/05/2018
Status APPROVED

App#	G-18509
County/Basin	Clackamas / Willamette (2)
Applicant Name	INDO SUPPLY LLC WESTPHAL, SHANE 16724 S WINDY CITY RD MULINO, OR 97042
Priority Date	05/12/2017
Issue Date	06/05/2018
Status	APPROVED
App#	G-18531
County/Basin	Marion / Willamette (2)
Applicant Name	DOUGLAS A SILBERNAGEL LIVING TRUST 20095 HUBBARD CUTOFF RD NE AURORA, OR 97002
Priority Date	06/28/2017
Issue Date	05/24/2018
Status	APPROVED
App#	G-18571
County/Basin	Clackamas / Willamette (2)
Applicant Name	STALEY, DAN AND DAWN F. 10377 S TOLIVER RD MOLALLA, OR 97038
Priority Date	10/20/2017
Issue Date	05/25/2018
Status	APPROVED
App#	G-18684
County/Basin	Klamath / Klamath (14)
Applicant Name	LYON, RICK 32857 TRANSFORMER RD MALIN, OR 97632
Priority Date	05/16/2018
Issue Date	05/24/2018
Status	APPROVED
App#	G-18685
County/Basin	Klamath / Klamath (14)
Applicant Name	BUNYARD, ROBERT 13939 MANN RD KLAMATH FALLS, OR 97603
Priority Date	05/17/2018
Issue Date	05/24/2018
Status	APPROVED
App#	G-18688
County/Basin	Klamath / Klamath (14)
Applicant Name	DUNLEA, DENNIS PO BOX 73 MALIN, OR 97632
Priority Date	05/21/2018
Issue Date	05/30/2018
Status	APPROVED

App# [G-18689](#)
County/Basin Klamath / Klamath (14)
Applicant Name HITT, DENNIS
12445 HWY 140 E
KLAMATH FALLS, OR 97603
Priority Date 05/21/2018
Issue Date 05/31/2018
Status APPROVED

App# [G-18691](#)
County/Basin Klamath / Klamath (14)
Applicant Name BARRON KNOLL
10227 CRYSTAL SPRINGS RD
KLAMATH FALLS, OR 97603
Priority Date 05/23/2018
Issue Date 05/30/2018
Status APPROVED

App# [G-18693](#)
County/Basin Klamath / Klamath(14)
Applicant Name STAUNTON, MARC
PO BOX 833
MERRILL, OR 97633
Priority Date 05/25/2018
Issue Date 06/04/2018
Status APPROVED

App# [LL-1747](#)
County/Basin Washington / Willamette (2)
Applicant Name COLLINS, RALPH
3205 SE MINTER BRIDGE RD.
HILLSBORO, OR 97123
Issue Date 05/25/2018
Status APPROVED

App# [LL-1748](#)
County/Basin Lane / Willamette (2)
Applicant Name LOVERIDGE, DENNIS D.
26730 HIGH PASS RD
JUNCTION CITY, OR 97448
Issue Date 05/25/2018
Status APPROVED

App# [LL-1749](#)
County/Basin Multnomah / Willamette (2)
Applicant Name PORTLAND HARBOR HOLDINGS II LLC
520 SW 6TH AVE STE 1210
PORTLAND, OR 97204
Issue Date 05/25/2018
Status APPROVED

App#	R-85962
County/Basin	Wasco / Deschutes (5)
Applicant Name	STEVENS, JACK E. 56100 SMOCK RD WAMIC, OR 97063
Priority Date	03/09/2004
Issue Date	06/01/2018
Status	DENIED
App#	R-86448
County/Basin	Josephine / Rogue (15)
Applicant Name	JACOBY DEVELOPMENT LLC 141 NW C ST GRANTS PASS, OR 97526
Priority Date	10/31/2005
Issue Date	06/01/2018
Status	DENIED
App#	R-88420
County/Basin	Yamhill / Willamette (2)
Applicant Name	ASCHIM, CASEY 7007 NE MINERAL SPRINGS RD CARLTON, OR 97111
Priority Date	06/22/2017
Issue Date	05/24/2018
Status	APPROVED
App#	R-88512
County/Basin	Marion / Willamette (2)
Applicant Name	DINSDALE, PETER PO BOX 357 INDEPENDENCE, OR 97351
Priority Date	02/16/2018
Issue Date	06/05/2018
Status	APPROVED
App#	S-84636
County/Basin	Clackamas / Willamette (2)
Applicant Name	WILSON, DONALD G. AND SUSAN J. 13392 SW FIELDING RD LAKE OSWEGO, OR 97034
Priority Date	05/31/2000
Issue Date	06/01/2018
Status	DENIED

App# [S-86402](#)
County/Basin Marion / Willamette (2)
Applicant Name CELLUCCI, GENE
PO BOX 765
TURNER, OR 97392
Priority Date 08/23/2005
Issue Date 06/01/2018
Status DENIED

App# [S-86599](#)
County/Basin Wallowa / Grande Ronde (8)
Applicant Name HERBST, JOHN AND MARILYN
1610 FIRST ST
LA GRANDE, OR 97850
Priority Date 05/15/2006
Issue Date 06/01/2018
Status DENIED

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 05/25/2018
Status APPROVED

**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 July 05, 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-73290
Permit Number	S-53003
County/Basin	Coos / South Coast (17)
Applicant Name	HUGHES, DAVID AND VIRGINIA 86639 CROFT LAKE LANE BANDON, OR 97411
Sources/TRSQ40Q160	ABES CREEK > CROFT LAKE / 30.00S 15.00W 11 SWNE ABES CREEK > CROFT LAKE / 30.00S 15.00W 11 NESW A RESERVOIR > ABES CREEK / 30.00S 15.00W 11 SWNE A RESERVOIR > ABES CREEK / 30.00S 15.00W 11 NESW
Use/Quantity	CRANBERRY / 3.010 CFS CRANBERRY / 2.300 AF CRANBERRY / 1.800 AF
Proposed Completion Date	10/01/2002

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 July 20, 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#	G-16712
Permit#	G-16311
County/Basin	Tillamook / North Coast (1)
Applicant Name	PORT OF TILLAMOOK BAY 4000 BLIMP BLVD SUITE 400 TILLAMOOK, OR 97141
Sources/TRSQ40Q160	A WELL > MILL CREEK / 2.00S 9.00W 4 NWSW A WELL > TILLAMOOK RIVER / 2.00S 9.00W 9 NWNW A WELL > TILLAMOOK RIVER / 2.00S 9.00W 9 SWNW A WELL > TILLAMOOK RIVER / 2.00S 9.00W 9 NESW
Use/Quantity Status	MUNICIPAL USES / 0.800 CFS PROPOSE TO APPROVE
App#	G-15315
Permit#	G-17708
County/Basin	Klamath / Klamath (14)
Applicant Name	SUKRAW, LEE R. 1881 LOWER KLAMATH LAKE RD KLAMATH FALLS, OR 97603
Sources/TRSQ40Q160	A WELL > KLAMATH RIVER BASIN / 40.00S 9.00E 28 SENE A WELL > KLAMATH RIVER BASIN / 40.00S 9.00E 29 SWSE A WELL > KLAMATH RIVER BASIN / 40.00S 9.00E 29 NESW A WELL > KLAMATH RIVER BASIN / 40.00S 9.00E 28 NWNW A WELL > KLAMATH RIVER BASIN / 40.00S 9.00E 27 SESW A WELL > KLAMATH RIVER BASIN / 39.00S 9.00E 28 SENE A WELL > KLAMATH RIVER BASIN / 40.00S 9.00E 28 NENW
Use/Quantity Status	SUPPLEMENTAL IRRIGATION / 14.580 CFS PROPOSE TO APPROVE

App# G-15531
Permit# [G-15966](#)
County/Basin Tillamook / North Coast (1)
Applicant Name PORT OF TILLAMOOK BAY
4000 BLIMP BLVD SUITE 400
TILLAMOOK, OR 97141
Sources/TRSQ40Q160 A WELL > TRASK RIVER / 2.00S 9.00W 4 NWSW
Use/Quantity MUNICIPAL USES / 2.000 CFS
Status PROPOSE TO APPROVE

App# G-16385
Permit# [G-17036](#)
County/Basin Deschutes / Deschutes (5)
Applicant Name PINNACLE UTILITIES, LLC
2447 NW CANYON DR
REDMOND, OR 97756
Sources/TRSQ40Q160 A WELL > DESCHUTES RIVER / 15.00S 12.00E 28 SENW
A WELL > BUCKHORN CANYON / 15.00S 12.00E 29 SENW
A WELL > BUCKHORN CANYON / 15.00S 12.00E 21 SWSW
A WELL > BUCKHORN CANYON / 15.00S 12.00E 20 NESE
A WELL > BUCKHORN CANYON / 15.00S 12.00E 20 SWNE
A WELL > DEEP CANYON / 15.00S 12.00E 17 SENW
Use/Quantity QUASI-MUNICIPAL USES / 9.276 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 June 19, 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-1752
County/Basin	Jefferson / Deschutes (5)
Applicant Name	NORTH UNIT IRRIGATION DISTRICT 2024 NW BEECH ST MADRAS, OR 97741
Sources/TRSQ40Q160 Use/Quantity	PRINEVILLE RESERVOIR > DESCHUTES RIVER / 14.00S 13.00E 13 SWNE IRRIGATION / 120 CFS

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 26, 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#	IL 1368
County/Basin	Grant / John Day (6)
Certificate	25072
Lessor	GREENWOOD, DERRICK 9496 ALTA MESA ROAD WILTON, CA 95693
Lessor	GREENWOOD, DIANE B. 9496 ALTA MESA ROAD WILTON, CA 95693
Lessee	THE FRESHWATER TRUST 700 SW TAYLOR ST SUITE 200 PORTLAND, OR 97205
Priority Date	12/31/1868
Source/Tributary To	JOHN DAY RIVER / COLUMBIA RIVER
Lease#	IL 1415
County/Basin	Umatilla / Umatilla (7)
Certificate	75656
Lessee	THE FRESHWATER TRUST ROB KIRSCHNER 700 SW TAYLOR ST, SUITE 200 PORTLAND, OR 97205
Lessor	JIM WHITNEY PO BOX 1614 PENDLETON, OR 97801
Priority Date	12/31/1880
Source/Tributary To	BIRCH CREEK / UMATILLA RIVER

Lease# [IL 1582](#)
County/Basin Grant / John Day (6)
Certificate 24880, 25598
Lessee THE FRESHWATER TRUST
401 NE 1ST STREET
ENTERPRISE, OR 94828

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

Lessor BURNS PAIUTE TRIBE
100 PASIGO ST
BURNS, OR 97720

Priority Date 12/31/1868
Source/Tributary To LITTLE BEECH CREEK / BEECH CREEK

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 July 05, 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 12927](#)
Water Right Cert: 3707
County/Basin Jackson / Rogue (15)
Applicant Name JTE PROPERTIES, LLC
3013 GALLS CREEK ROAD
GOLD HILL, OR 97525
Proposed Change POINT OF DIVERSION, PLACE OF USE
Sources/TRSQ40Q160 GALLS CREEK > ROGUE RIVER / 36.00S 3.00W 33 NWSE
Use/Quantity IRRIGATION / 0.400 CFS
Priority Date 06/16/1916

Transfer [T 12932](#)
Water Right Cert: 35420, Cert: 54671
County/Basin Clackamas, Marion / Willamette (2)
Applicant Name DICKMAN FARMS
MARK DICKMAN
15829 MT ANGEL SCOTTS MILL HWY NE
SILVERTON, OR 97381
Proposed Change ADDITIONAL POINT OF DIVERSION, PLACE OF USE
Sources/TRSQ40Q160 BUTTE CREEK > PUDDING RIVER / 5.00S 1.00E 31 SENW
BUTTE CREEK > PUDDING RIVER / 5.00S 1.00E 31 NESW
Use/Quantity IRRIGATION / 0.480 CFS
IRRIGATION / 0.270 CFS
Priority Date 03/29/1965, 05/13/1980

Transfer [T 12933](#)
Water Right Cert: 28656, Cert: 33151
County/Basin Harney / Malheur Lake (12)
Applicant Name DUNBAR, WILLIAM & JACKIE J.
9622 VICTOR RD
ANCHORAGE, AK 99515
Proposed Change ADDITIONAL POINT OF APPROPRIATION, PLACE OF USE
Sources/TRSQ40Q160 JACOBS WELL 2 > SILVIES RIVER / 23.00S 32.00E 28 SWNE
WAYNE HOWES WELL 2 > POISON CREEK SLOUGH / 23.00S 32.00E 27 SENW
Use/Quantity SUPPLEMENTAL IRRIGATION / 1.930 CFS
IRRIGATION / 0.570 CFS
Priority Date 08/02/1955, 11/04/1959

Transfer [T 12934](#)
Water Right Decree: Vol: 9 Page: 7, Decree: Vol: 9 Page: 7, Decree: Vol: 9 Page: 79
County/Basin Harney / Malheur Lake (12)
Applicant Name DUNBAR, WILLIAM & JACKIE J.
9622 VICTOR RD
ANCHORAGE, AK 99515
Proposed Change POINT OF DIVERSION, PLACE OF USE
Sources/TRSQ40Q160 SILVIES RIVER > WEST FORK SILVIES RIVER
Use/Quantity IRRIGATION / 1.050 CFS
IRRIGATION / 0.800 CFS
IRRIGATION / 0.630 CFS
Priority Date 12/31/1898, 12/31/1898, 12/31/1898

Transfer [T 12936](#)
Water Right Cert: 42558
County/Basin Wasco / Hood (4)
Applicant Name BEALS, ALICE
OREGON DEPARTMENT OF PARKS AND RECREATION
725 SUMMER ST NE SUITE C
SALEM, OR 97301-1266
Proposed Change POINT OF DIVERSION, SURFACE WATER TO GROUND WATER
Sources/TRSQ40Q160 COLUMBIA RIVER > PACIFIC OCEAN / 3.00N 12.00E 32 NWSE
Use/Quantity COMMERCIAL USES / 0.380 CFS
Priority Date 04/18/1969

Transfer [T 12938](#)
Water Right Cert: 40314
County/Basin Marion / Willamette (2)
Applicant Name PHILLIP MOSHER
4822 SW SHATTUCK ROAD
PORTLAND, OR 97221

LORI MAE MOSHER
PO BOX 894
NEWBERG, OR 97132

AMANDA MAE MOSHER
2783 NE KIMERLY COURT
MCMINNVILLE, OR 97128
Proposed Change PLACE OF USE
Sources/TRSQ40Q160 A RESERVOIR > MISSION CREEK / 4.00S 2.00W 8 SESE
Use/Quantity MISSION CREEK > CHAMPOEG CREEK / 4.00S 2.00W 20 SWNW
IRRIGATION / 137.590 AF
SUPPLEMENTAL IRRIGATION / 1.890 CFS
Priority Date 08/07/1968

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 July 05, 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-12730 filed by Leon and Betty Baker, PO Box 65, Silver Lake, OR 97638 proposes a change in place of use under Certificate 66571. Certificate 66571 allows the use of 0.38 cfs from a well in the Fort Rock basin within Sec. 22, T27S, R13E, WM for irrigation within Sec. 22, T27S, R13E, WM. The applicant proposes to change the place of use within Sec. 22, T27S, R13E, 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-12928
Water Right	Cert: 20506
County/Basin	Clackamas / Willamette (2)
Applicant Name	DEMARTINI, RAMON 8441 S LONE ELDER RD CANBY, OR 97013
Proposed Change	POINT OF DIVERSION, PLACE OF USE
Sources/TRSQ40Q160	DOVE CREEK > GRIBBLE CREEK / 4.00S 1.00E 9 NESE
Use/Quantity	IRRIGATION / 0.250 CFS
Priority Date	08/09/1949
Transfer	T-12929
Water Right	Cert: 93114
County/Basin	Yamhill / Willamette (2)
Applicant Name	CHRISTENSEN, ZACH CHRISTENSEN FARMS LLC 17215 SW CHRISTENSEN RD MCMINNVILLE, OR 97128
Proposed Change	PLACE OF USE
Sources/TRSQ40Q160	SOUTH YAMHILL RIVER > YAMHILL RIVER / 5.00S 5.00W 35 NWSW
Use/Quantity	IRRIGATION / 2.240 CFS
Priority Date	02/28/1979
Transfer	T-12930
Water Right	Cert: 61085
County/Basin	Marion / Willamette (2)
Applicant Name	GARDENSCAPE NURSERY INC.; CO/ PAUL KUSCHNICK 7811 STRATFORD DR NE BROOKS, OR 97305
Proposed Change	PLACE OF USE
Sources/TRSQ40Q160	WELL 1 > PUDDING RIVER / 6.00S 2.00W 11 NESW WELL 2 > PUDDING RIVER / 6.00S 2.00W 11 NESW
Use/Quantity	TEMPERATURE CONTROL / 2.500 CFS
Priority Date	10/23/1979

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 12935
Water Right	Permit: S 55105
County/Basin	Multnomah / Willamette (2)
Applicant Name	CEREGHINO, MIKE 20525 NE WISTFUL VISTA DR FAIRVIEW, OR 97024
Proposed Change	ADDITIONAL POINT OF DIVERSION
Sources/TRSQ40Q160	COLUMBIA RIVER > PACIFIC OCEAN / 3.00N 1.00W 35 SENW
Use/Quantity	SUPPLEMENTAL IRRIGATION / 1.200 CFS
Priority Date	07/08/2015

Applications for District Permanent Transfer for Place of Use

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

Public comments may be submitted by any person (please follow the instructions on the last page of this public notice). A protest may be filed by any potentially affected holder of an existing water right, either jointly or severally with other persons, provided the protest is not by a user within a district alleging injury to the delivery of water by the district. Each person submitting a protest shall raise all reasonably ascertainable issues and submit all reasonably available arguments supporting the person's position by the close of the protest period. Failure to raise a reasonably ascertainable issue in a protest or failure to provide sufficient specificity to afford the Department an opportunity to respond to the issue precludes consideration of the issue during the hearing. Protests must be accompanied by a \$810 protest fee for non-applicants and a \$410 protest fee for the applicant, and filed in accordance with OAR Chapter 690, Division 2. **Comments or protests must be received by the Department on or before July 05, 2018.**

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

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

Transfer	T-12939
County	Deschutes
Certificate	74145
Priority Date	09/01/1899
Name	SWALLEY IRRIGATION DISTRICT
Address	64672 COOK AVE, SUITE 1 BEND, OR 97703
Use	IRRIGATION
Source	DESCHUTES RIVER > COLUMBIA RIVER

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 July 05, 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	T-12937
Water Right	Claim: GR 3372
County/Basin	Marion / Willamette (2)
Applicant Name	MOSHER, LORI MAE PO BOX 894 NEWBERG, OR 97132
	MOSHER, AMANDA MAE 2783 NE KIMERLY COURT MCMINNVILLE, OR 97128
	MOSHER, PHILLIP A. 4822 SW SHATTUCK ROAD PORTLAND, OR 97221
Proposed Change	POINT OF APPROPRIATION,PLACE OF USE
Sources/TRSQ40Q160	A WELL > MISSION CREEK / 4.00S 2.00W 20 NWSW
Use/Quantity	IRRIGATION / 1.069 CFS
Priority Date	08/15/1951

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# [93783](#)
App: G 12292
County/Basin Multnomah / Willamette (2)
Applicant Name EAST MULTNOMAH SOIL AND WATER CONSERVATION DISTRICT
Priority Date 11/09/1990
Issue Date 06/01/2018

Cert# [93787](#)
App: G 17940
County/Basin Harney / Malheur Lake (12)
Applicant Name JAGER, PATRICIA M.
JAGER, GERRIT A.
NORTHWEST FARM CREDIT SERVICES FCLA
JACKSON SIMMONS, KAREN R.
SIMMONS, JOHN D.
Priority Date 09/23/2014
Issue Date 06/01/2018

Cert# [93782](#)
App: G 12311
County/Basin Deschutes / Deschutes (5)
Applicant Name RIVER MEADOWS IMPROVEMENT DISTRICT
Priority Date 11/26/1990
Issue Date 06/01/2018

Cert# [93786](#)
App: G 14377
County/Basin Harney / Malheur Lake (12)
Applicant Name SIMMONS, JOHN D.
JACKSON SIMMONS, KAREN R.
NORTHWEST FARM CREDIT SERVICES FCLA
JAGER, GERRIT A.
JAGER, PATRICIA M.
Priority Date 09/13/1996
Issue Date 06/01/2018

Cert# [93788](#)
App: G 12544
County/Basin Washington / Willamette (2)
Applicant Name TIGARD-TUALATIN SCHOOL DISTRICT 23 J
Priority Date 05/22/1991
Issue Date 06/01/2018

Application to Reauthorize A Minor Hydroelectric Project

The Oregon Water Resources Department seeks public comment on the following application to reauthorize minor hydroelectric project HE 251 in Marion County and HE 249 in Yamhill County. Comments on the application and requests by interested parties who want to obtain future notices must be submitted within 45 days of publication of the notice. The application and supporting documents can be viewed at the Water Resources Department, 725 Summer St. NE, Suite A, Salem, OR 97301-1271. If you would like a copy of the application please contact Craig Kohanek (503) 986-0823 or ron.c.kohanek@oregon.gov A copying fee will be assessed as allowed in ORS Chapter 536.050(1)(e).

Application: **HE 251**
Applicant: Willamette Heritage Center
Project Address: 1313 Mill Street SE
Amount of water: 50 cubic feet per second (cfs)
Source of water: Mill Creek Race, tributary of Willamette River
Point of Diversion: SW¹/₄ NW¹/₄ of Section 26, Township 7 South, Range 3 West, W.M.
Place of Use: SW¹/₄ NW¹/₄ of Section 26, Township 7 South, Range 3 West, W.M.
Purpose: Hydroelectric for onsite use and sale to public utility
Power developed: Up to 68 Theoretical horsepower

Application: **HE 249**
Applicant: Clarence D. Billette
Project Address: 18175 NE Bald Peak Road
Amount of water: 0.5 cubic feet per second (cfs)
Source of water: unnamed tributary to Chehalem Creek, tributary to Willamette River
Points of Diversion: NW¹/₄ NW¹/₄ of Section 6, Township 3 South, Range 2 West, W.M.
Place of Use: NW¹/₄ NW¹/₄ of Section 6, Township 3 South, Range 2 West, W.M.
Purpose: Hydroelectric for onsite use
Power developed: Up to 8.5 Theoretical horsepower

Comments and requests to obtain future notices are due by July 20, 2018

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
June 5, 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)*

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Your Name, Address, and Phone Number:

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