

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
June 19, 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. Including notice of withdrawn proposed final orders.
- * **Aquifer Storage and Recovery (ASR) Limited Licenses**
Requests for use of water in an ASR testing program for 5 years or less. Licenses are subordinate to other rights if they are not based on use under an existing water right.
- * **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: 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 Applications: District Permanent for Place of Use - ORS 540.580**
Petitions requesting permanent changes in place(s) of use within a district's boundary.

- * **Transfer 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.
- * **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.
- * **Certificate Issuance**
Included in this section is a listing of recently issued water right certificates.
- * **Application to Reauthorize HE 247**

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

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

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 | |

Priority Date

Stage/ Status

- IR: Initial Review
- PFO: Proposed Final Order

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 19, 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, August 03, 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-18409
County/Basin	Washington / Willamette(2)
Applicant Name	EAGLES NEST RESERVE LLC MECKLEM, GREGORY TODD 12995 NW BISHOP RD HILLSBORO, OR 97124
Sources/TRSQ40Q160	A WELL > WAIBLE GLUCH BASIN / 2.00N 5.00W 34 NESW
Use/Quantity	IRRIGATION / 0.018 CFS
Priority Date	11/03/2016
Stage/Status	PFO / PROPOSE TO APPROVE
App#	G-18449
County/Basin	Josephine / Rogue(15)
Applicant Name	PADGETT, RONALD E. AND ANN M. PO BOX 5706 GRANTS PASS, OR 97526
Sources/TRSQ40Q160	A WELL > DEMOCRAT CREEK BASIN / 39.00S 7.00W 32 SWSE
Use/Quantity	NURSERY USES / 0.025 CFS
Priority Date	02/02/2017
Stage/Status	PFO / PROPOSE TO APPROVE
App#	G-18455
County/Basin	Josephine / Rogue(15)
Applicant Name	B AND B GLOBAL HOLDINGS LLC BLAZEVIK, MICHAEL 621 W ROSECRANS AVE 201 GARDENA, CA 90248
Sources/TRSQ40Q160	A WELL > KELLY CREEK BASIN / 39.00S 7.00W 20 SWNW
Use/Quantity	NURSERY USES / 0.134 CFS
Priority Date	02/09/2017
Stage/Status	PFO / PROPOSE TO APPROVE
App#	G-18494
County/Basin	Linn / Willamette(2)
Applicant Name	GROVE, RONALD AND JUDITH 38233 HWY 226 SCIO, OR 97374
Sources/TRSQ40Q160	A WELL > SANTIAM RIVER BASIN / 10.00S 3.00W 27 SENW
Use/Quantity	IRRIGATION / 0.220 CFS
Priority Date	04/14/2017
Stage/Status	PFO / 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 BASIN / 11.00S 4.00W 22 SWNE
A WELL > HORSESHOE LAKE BASIN / 11.00S 4.00W 22 SENE
Use/Quantity IRRIGATION / 0.570 CFS
Priority Date 05/10/2017
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18458](#)
County/Basin Josephine / Rogue(15)
Applicant Name GARDEN OF WEEDEN FARMS LLC
BEATTY, KEITH
3000 LOWER RIVER RD
GRANTS PASS, OR 97526
Sources/TRSQ40Q160 A WELL > UNNAMED STREAM / 35.00S 6.00W 34 NESE
Use/Quantity NURSERY USES / 0.013 CFS
Priority Date 02/17/2017
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-16960](#)
County/Basin Marion / Willamette(2)
Applicant Name LOW VOLATILITY LENDING LLC
PO BOX 10035
NEWPORT BEACH, CA 92660
Priority Date 11/14/2007
Issue Date 06/15/2018
Status DENIED

App# [G-17054](#)
County/Basin Harney / Malheur Lake(12)
Applicant Name WRIGHT FARMS LLC
30825 SUNSET VALLEY LANE
BURNS, OR 97720
Priority Date 05/15/2008
Issue Date 06/12/2018
Status APPROVED

App# [G-17175](#)
County/Basin Polk / Willamette(2)
Applicant Name ALDEIA LLC
RIBEIRO, STEVEN
290 S THIRD ST
INDEPENDENCE, OR 97351
Priority Date 02/10/2009
Issue Date 06/15/2018
Status DENIED

App# [G-18311](#)
County/Basin Jackson / Rogue(15)
Applicant Name EASY VALLEY FARM LLC
ARAPOLU, CHRISTINA
THORNE, SANDRA
2557 E EVANS CREEK
ROGUE RIVER, OR 97537
Priority Date 06/03/2016
Issue Date 06/12/2018
Status APPROVED

App# [G-18371](#)
County/Basin Wasco / Deschutes(5)
Applicant Name THE STERLING TRUST
78264 WALTERS RD
MAUPIN, OR 97037
Priority Date 08/18/2016
Issue Date 06/12/2018
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 06/08/2018
 Status APPROVED

App# [G-18576](#)
 County/Basin Washington / Willamette(2)
 Applicant Name MOTZ FARM PROPERTIES LLC
 11445 NW SKYLINE BLVD
 PORTLAND, OR 97231
 Priority Date 11/03/2017
 Issue Date 06/15/2018
 Status WITHDRAWN

App# [G-18698](#)
 County/Basin Klamath / Klamath(14)
 Applicant Name KLAMATH BASIN RESEARCH AND EXTENSION CENTER
 6941 WASHBURN WAY
 KLAMATH FALLS, OR 97603
 Priority Date 06/05/2018
 Issue Date 06/19/2018
 Status APPROVED

App# [LL-1743](#)
 County/Basin Polk / Willamette(2)
 Applicant Name MCKEE FAMILY FARMS LLC
 11640 ELKINS RD
 MONMOUTH, OR 97361
 Issue Date 06/18/2018
 Status APPROVED

App# [LL-1751](#)
 County/Basin Klamath / Klamath(14)
 Applicant Name U.S. BUREAU OF LAND MANAGEMENT
 2795 ANDERSON AVE BUILDING 25
 KLAMATH FALLS, OR 97603
 Issue Date 06/18/2018
 Status APPROVED

App# [R-87103](#)
 County/Basin Polk / Willamette(2)
 Applicant Name OLSEN AGRICULTURE
 14115 DEARMOND RD
 MONMOUTH, OR 97361-9746
 Priority Date 03/03/2008
 Issue Date 06/15/2018
 Status DENIED

App# [S-87104](#)
 County/Basin Polk / Willamette(2)
 Applicant Name OLSEN AGRICULTURE
 8930 SUVER RD
 MONMOUTH, OR 97361
 Priority Date 03/03/2008
 Issue Date 06/15/2018
 Status DENIED

App# [S-87644](#)
County/Basin Benton / Willamette(2)
Applicant Name J AND C BAYNE LLC
EDWARD SCHULTZ ESQUIRE
3309 GEARY ST SE
ALBANY, OR 97322
Priority Date 07/27/2010
Issue Date 06/15/2018
Status DENIED

App# [S-88481](#)
County/Basin Lincoln / Middle Coast(18)
Applicant Name PASSECKER, GISELE
9750 N MONTEREY DR UNIT 31
FOUNTAIN HILLS, AZ 85268
Priority Date 12/05/2017
Issue Date 06/12/2018
Status APPROVED

App# [S-88516](#)
County/Basin Wallowa / Grande Ronde(8)
Applicant Name MILLER, JESSE
66750 REPPLINGER LANE
ENTERPRISE, OR 97828
Priority Date 02/22/2018
Issue Date 06/12/2018
Status APPROVED

App# [S-88523](#)
County/Basin Jackson / Rogue(15)
Applicant Name SNOW VIEW HOLDINGS LLC
NOORHASSAN, MOHAMED
1635 BROWNSBORO HWY
EAGLE POINT, OR 97524
Priority Date 03/20/2018
Issue Date 06/19/2018
Status APPROVED

App# [S-88571](#)
County/Basin Lane / Middle Coast(18)
Applicant Name KING ESTATE WINERY INC.
DORMAN, MARK
80854 TERRITORIAL HWY
EUGENE, OR 97405
Priority Date 03/27/2018
Issue Date 06/12/2018
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 19, 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-83734](#)
Permit Number S-53517
County/Basin Tillamook / North Coast(1)
Applicant Name OLSON, WILLIAM P
19350 GODS VALLEY RD
NEHALEM, OR 97131
Sources/TRSQ40Q160 RACK HEAP CREEK > BIG RACK HEAP CREEK / 3.00N 9.00W 7 SWNE
Use/Quantity DOMESTIC / 0.005 CFS
Proposed Completion Date 10/01/2015

App# [G-14003](#)
Permit Number G-12773
County/Basin Morrow / Umatilla(7)
Applicant Name WILSON, GERALD R.
PO BOX 321
IONE, OR 97843
Sources/TRSQ40Q160 A WELL > WILLOW CREEK / 1.00N 23.00E 22 SWNE
A WELL > WILLOW CREEK / 1.00N 23.00E 22 NWNW
Use/Quantity IRRIGATION / 0.812 CFS
Proposed Completion Date 10/01/2019

App# [G-17110](#)
Permit Number G-16532
County/Basin Union / Grande Ronde(8)
Applicant Name BINGAMAN, M SHAWN
PO BOX 143
IMBLER, OR 97841
Sources/TRSQ40Q160 A WELL > GRANDE RONDE RIVER / 1.00S 39.00E 3 SESE
Use/Quantity IRRIGATION / 2.050 CFS
Proposed Completion Date 10/01/2023

App# [S-87646](#)
Permit Number S-54721
County/Basin Jackson / Rogue(15)
Applicant Name APPLGATE IRRIGATION CORP.
489 HAMILTON RD
JACKSONVILLE, OR 97530
Sources/TRSQ40Q160 APPLGATE RESERVOIR > APPLGATE RIVER / 40.00S 4.00W 25 SESE
APPLGATE RIVER > ROGUE RIVER / 38.00S 3.00W 33 NENW, NWSE
APPLGATE RIVER > ROGUE RIVER / 38.00S 3.00W 4 NENE
APPLGATE RIVER > ROGUE RIVER / 39.00S 3.00W 4 NENE
APPLGATE RIVER > ROGUE RIVER / 39.00S 3.00W 3 NESW, SESW
Use/Quantity IRRIGATION / 1419.000 AF
Proposed Completion Date 10/01/2019

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 August 03, 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-10630
Permit#	G-9708
County/Basin	Clackamas, Marion / Willamette(2)
Applicant Name	CITY OF SCOTTS MILLS SCOTTS MILLS, OR 97375
Sources/TRSQ40Q160	WELL 1 > 6.00S 1.00E 22 SENE WELL 2 > 6.00S 1.00E 22 NWNE
Use/Quantity	MUNICIPAL USES / 0.070 CFS MUNICIPAL USES / 0.440 CFS
Status	PROPOSE TO APPROVE
App#	G-15587
Permit#	G-15572
County/Basin	Marion / Willamette(2)
Applicant Name	COLEMAN, BENJAMIN J. AND JENNIFER R. 6498 CHAMPOEG RD SAINT PAUL, OR 97137
Sources/TRSQ40Q160	OWEN, GERALD 8448 CHAMPOEG RD SAINT PAUL, OR 97137 A WELL > WILLAMETTE RIVER / 4.00S 2.00W 4 SENW
Use/Quantity	NURSERY USES / 0.334 CFS
Status	PROPOSE TO APPROVE

**Notice of Withdrawal of
Proposed Final Order for Extensions of Time for Water Right Permits**

On June 15, 2018, the Department issued an Order Withdrawing a Proposed Final Order Approving an Application for Extension of Time for **Permit G-13455**, in the name of Silver Creek Ranches, LLC, which was issued on May 1, 2018. The Department will issue a superseding PFO in the future, and a 45-day protest period will follow.

Aquifer Storage and Recovery (ASR) Limited Licenses

ASR means the storage of water from a separate source that meets drinking water standards in a suitable aquifer for later recovery and not having as one of its primary purposes the restoration of the aquifer (ORS 537.531). The use of water for ASR testing purposes requires a limited license pursuant to ORS 537.534. The requirements and procedures of an ASR limited license are different than those for limited licenses pursuant to ORS 537.143. Only after completion of an ASR testing program under a limited license may an applicant apply for a permanent ASR permit. The appearance of an application in the public notice commences a 30-day public comment period. Following the public comment period, the Department may request additional information regarding the application, issue the limited license, issue the limited license with additional conditions, or deny the request.

Application	ASR Limited License-025
Certificate	Certificates 14954, 5691, 60410
County/Basin	WASCO / Hood
Applicant	City of The Dalles, c/o Dave Anderson 1215 West 1 st Street The Dalles, OR 97058
Source/TRS	Dog River > Hood River / 2.00S 10.00E 11 South Fork Mill Creek > Mill Creek/ 1.00N 12.00E 28 Crow Creek Reservoir > Crow Creek/ 1.00S 11.00E 20
Use/Quantity	Aquifer Storage and Recovery Testing / 16.7 CFS
ASR Well Locations	ASR 1 (proposed): 293 feet North, 1,676 feet East from SW corner of Section 4, T1N/R13E Three of the following proposed well locations: Site 2: 75 feet South, 1,900 feet East from the NW corner of Section 9, T1N/R13E Site 3: 775 feet South, 1,050 feet West from NE corner of Section 9, T1N/R13E Site 4: 1,000 feet South, 2,050 feet West from NE corner of Section 4, T1N/R13E Site 5: 1,030 feet North, 1,150 feet East from SW corner of Section 33, T2N/R13E Site 6: 2,880 feet North, 2,730 feet West from SE corner of Section 33, T2N/R13E Site 7: 940 feet North, 1,150 feet West from SE corner of Section 4, T1N/R13E
Max Injection/Withdrawal	1,875 GPM / 2,500 GPM THROUGH EACH OF 4 WELLS
Max Storage Volume	1,200 MILLION GALLONS IN A BASALT AQUIFER

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 19, 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 12943
Water Right	Cert: 86567
County/Basin	Clackamas, Marion / Willamette(2)
Applicant Name	STAFFORD, RAY KRAEMER FARMS 13318 DOMINIC RD NE MOUNT ANGEL, OR 97362
Proposed Change	PLACE OF USE
Sources/TRSQ40Q160	A WELL > BUTTE CREEK / 6.00S 1.00E 17 NWNW A WELL > BUTTE CREEK / 6.00S 1.00E 17 SENW A WELL > ZOLLNER CREEK / 6.00S 1.00E 18 SWNE
Use/Quantity	IRRIGATION / 1.299 CFS
Priority Date	09/18/1974
Transfer	T 12944
Water Right	Cert: 36301
County/Basin	Marion / Willamette(2)
Applicant Name	BARNETT, MARGARET 12814 ARNDT RD NE AURORA, OR 97002
Proposed Change	ADDITIONAL POINT OF APPROPRIATION, PLACE OF USE
Sources/TRSQ40Q160	A WELL > MILL CREEK / 4.00S 1.00W 4 NENE
Use/Quantity	IRRIGATION / 0.550 CFS
Priority Date	06/05/1964

Transfer [T 12947](#)
Water Right Cert: 54029, Cert: 54030
County/Basin Jackson / Rogue(15)
Applicant Name EVITTS, MERRY
TABULA RASA LLC
3011 GARRYANA DRIVE
CORVALLIS, OR 97330
Proposed Change POINT OF DIVERSION
Sources/TRSQ40Q160 NEIL CREEK > BEAR CREEK / 39.00S 2.00E 19 SESW
Use/Quantity IRRIGATION / 0.055 CFS
IRRIGATION / 0.005 CFS
Priority Date 12/31/1854

Transfer [T 12948](#)
Water Right Cert: 91569
County/Basin Clackamas / Willamette(2)
Applicant Name PARK, ROSEMARY
ROSEMARY A. PARK REVOCABLE LIVING TRUST
9395 SW ASPEN
BEAVERTON, OR 97005-4259
Proposed Change POINT OF APPROPRIATION
Sources/TRSQ40Q160 A WELL > JOHNSON CREEK BASIN / 1.00S 4.00E 29 SESE
A WELL > JOHNSON CREEK BASIN / 1.00S 4.00E 29 NESE
Use/Quantity NURSERY USES / 0.613 CFS
NURSERY USES / 0.137 CFS
Priority Date 12/18/1990

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 19, 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-12309 filed by Crossroads Land, LLC, 8648 Crosby Rd NE, Woodburn, Oregon, 97071, proposes a change in place of use under Certificate 22655. The right allows the use of 0.17 cfs from Senecal Creek in Sec. 30, T4S, R1W, WM, for irrigation in Sects. 29 and 30, T4S, R1W, WM. The applicant proposes to change the place of use to Sects. 29 and 30, T4S, R1W, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-12510 filed by Anthony Wilkins, Jr., Vanessa Wilkins, 69620 Old Barn Court, Sister, Oregon 97759 and Lee and Mary Morgan, 69615 Old Barn Court, Sisters, Oregon, 97759, proposes a change in point of appropriation under Certificate 89686. The right allows the use of 0.257 cubic foot per second from a well in Sec. 28, T14S, R10E, WM, for irrigation in Sects 28 and 33, T14S, R10E, WM. The applicant proposes to move the point of appropriation within Sec. 28, T14S, R10E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-12595 filed by Wild Waters Revocable Trust, 5252 Mill Creek Rd, Healdsburg, Ca 95448, proposes a change in place of use and point of appropriation under Certificate 91901. Certificate 91901 allows the use of 0.21 cfs from a well in the Goose and Summer Lakes Basin, within Sec. 6, T40S, R19E, WM for irrigation within Sects. 5 and 6, T40S, R19E, WM. The applicant proposes to change the place of use to within Sec. 6, and change the point of appropriation to within Sects. 5 and 6, T40S, R19E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-12634 filed by Joe Van Dyke or Brenda Van Dyke, 730 SW 331st Avenue, Hillsboro, OR 97123, proposes a change in place of use under Certificates 34966, 54283, and 35191. Certificate 34966 allows the use of 0.05 cubic foot per second (cfs) from Dairy Creek in Sec. 1, T1S, R3W, WM for irrigation in Sec. 2, T1S, R3W, WM. Certificate 54283 allows the use of 0.03 cfs from a well in Sec. 2, T1S, R3W, WM for irrigation in Sec. 2, T1S, R3W, WM. Certificate 35191 allows the use of 0.05 cfs from a reservoir in Sec. 1, T1S, R3W, WM for supplemental irrigation in Sec. 2, T1S, R3W, WM. The applicant proposes to change the place of use within Sec. 2, T1S, R3W, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-12716 filed by Oceanside Water District, PO Box 360, Oceanside, OR 97134, proposes a change in place of use and a change in character of use under Certificate 5371. Certificate 5371 allows 1.0 cubic feet per second from an unnamed creek in Sec 30, T1S, R10W, WM., for domestic supply. The applicant proposes to change the place of use to the Oceanside Service Area and change the character of use to municipal use. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-12724 filed by Eagle Crest Master Association, PO Box 1215, Redmond, OR 97756, proposes additional points of appropriation and a change in place of use under Certificate 90565. Certificate 90565 allows 480 gallons per minute from Well 3 in Sec. 23, T15S, R12E, WM., for quasi-municipal uses within Sects. 13, 14, 23, and 24, T15S, R12E, WM. The applicant proposes three additional points of appropriation within Sec. 23, T15S, R12E, WM and to change the place of use to the Eagle Crest Service Area. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-12725 filed by Eagle Crest Master Association, PO Box 1215, Redmond, OR 97756, proposes additional points of appropriation and a change in place of use under Certificate 90564. Certificate 90564 allows 765 gallons per minute from Wells 2 and 3 in Sec. 23, T15S, R12E, WM. for quasi-municipal uses within Sects. 13, 14, 23, and 24, T15S, R12E, WM. The applicant proposes two additional points of appropriation within Sec. 23, T15S, R12E, WM and to change the place of use to the Eagle Crest Service Area. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-12753 filed by Oregon Parks and Recreation Department, 61323 Hwy 203 Union, OR 97883, proposes an additional point of diversion and a change in point of diversion under Certificate 3113. The right allows the use of 2.5 acre feet per acre from the Wallowa River in Sec. 5, T3S, R45E, WM for irrigation in Sects. 28 and 29, T2S, R45E, WM. The applicant proposes an additional point of diversion for a portion of the lands in Sec. 5, T3S, R45E, WM and to move the points of diversion for a portion of the lands. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-12815 filed by Mike and Gail Murphy, 6790 Holland Loop Road, Cave Junction, OR 97523, proposes a change in place of use under Certificate 89393. The right allows the use of 1.3 cubic feet per second from Sucker Creek in Sec. 31, T39S, R7W, WM for irrigation of Tract #2 and Tract #4 in Sec. 31. The applicant proposes to change the place of use to Sec. 31, T39S, R7W, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-12837 filed by Andreas and Carole Blech, 1867 Williams Highway #260, Grants Pass, OR 97527, proposes a change in point of diversion, a change in place of use, and a change in character of use under Certificate 3943. The right allows the use of 0.81 cubic foot per second from Grave Creek in Sec. 8, T34S, R5W, WM for irrigation within Sects. 7 and 8, T34S, R5W, WM. The applicant proposes to move the point of diversion in Sec. 8, T34S, R5W, WM and to change the place of use to Sects. 7 and 8, T34S, R5W, WM and to change the character of use to mining uses. The Water Resources Department proposes to deny the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-12844 filed by Barnes Lake County, LLC, 2898 East Canyon Creek Court, Gilbert, AZ 85295, proposes a place of use change under Certificate 93497. The right allows the use of 0.46 cubic foot per second from Drews Creek in Sec. 11, T40S, R18E, WM, and Drews Creek Reservoir in Sec. 5, T40S, R18E, WM, and 0.41 cubic foot per second from Cottonwood Creek in Sec. 16, T39S, R19E, WM, and Cottonwood Reservoir in Sec. 29, T38S, R19E, WM for irrigation in Sec. 18, T40S, R19E, WM. The applicant proposes to change the place of use to Sec. 23, T39S, R19E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-12846 filed by William B. and Katherine S. Keller, 4718 SE 73rd Avenue, Portland, OR, 97206, proposes a change in place of use under Certificate 50742. The right allows the use of 0.0033 cubic foot per second from an unnamed stream in Sec. 36, T1S, R8W, WM for domestic use for one family in Sec. 36. The applicant proposes to change the place of use to Sec. 36, T1S, R8W, 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-12946
Water Right	Cert: 92990 CR, Cert: 92992 CR
County/Basin	Morrow / Umatilla(7)
Applicant Name	FARMLAND RESERVE INC PO BOX 2308 PASCO, WA 99302
Proposed Change	PLACE OF USE
Sources/TRSQ40Q160	COLUMBIA RIVER > PACIFIC OCEAN / 4.00N 25.00E 2 NENW
Use/Quantity	IRRIGATION / 3.510 CFS IRRIGATION / 30.720 CFS
Priority Date	07/25/1973, 07/25/1973

Transfer	T-12949
Water Right	Cert: 93732
County/Basin	Hood River / Hood(4)
Applicant Name	FOWLER, BRAD HOOD RIVER CHERRY COMPANY 1321 ALAMEDA RD HOOD RIVER, OR 97031
Proposed Change	PLACE OF USE
Sources/TRSQ40Q160	A WELL > EVANS CREEK BASIN / 1.00S 10.00E 17 SWSW
Use/Quantity	IRRIGATION / 0.734 CFS
Priority Date	01/22/2001

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	T-12950
Water Right	Claim: KA 49
County/Basin	Klamath / Klamath(14)
Applicant Name	TRAYNHAM JR, STEPHEN J. PO BOX 100 MAXWELL, CA 95955
Proposed Change	PLACE OF USE
Sources/TRSQ40Q160	FORT CREEK > WOOD RIVER / 33.00S 7.00E 23 NESW
Use/Quantity	IRRIGATION / 0.600 CFS
Priority Date	10/14/1864

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 19, 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-12945
County	Hood River
Certificate	92000
Priority Date	11/25/1895
Name	EAST FORK IRRIGATION DISTRICT
Address	PO BOX 162 ODELL, OR 97044
Use	IRRIGATION
Source	EAST FORK HOOD RIVER > HOOD RIVER

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 July 19, 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:

Nesika Beach – Ophir Water District (Municipal)

Owyhee Irrigation District (Agricultural)

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

Certificate Issuance

Following is a list of certificates that have been recently issued. If you are viewing this electronically then you should be able to view the certificate by clicking on the underlined blue text. Appeal rights are provided on each certificate document.

Cert# [93841](#)
App: G 17341
County/Basin Deschutes / Deschutes(5)
Applicant Name CASCADE ACADEMY OF CENTRAL OREGON
Priority Date 04/05/2010
Issue Date 06/14/2018

Cert# [93842](#)
App: G 18028
County/Basin Deschutes / Deschutes(5)
Applicant Name CASCADE ACADEMY OF CENTRAL OREGON
Priority Date 04/02/2015
Issue Date 06/14/2018

Cert# [92948](#)
App: R 80301
County/Basin Coos / South Coast(17)
Applicant Name COOS BAY NORTH BEND WATER BOARD
Priority Date 05/11/1995
Issue Date 06/15/2018

Cert# [93825](#)
App: S 68259
County/Basin Douglas / Umpqua(16)
Applicant Name CRAIG JR, HARRY L.
Priority Date 01/23/1985
Issue Date 06/15/2018

Cert# [93818](#)
Xfer: T 8710
County/Basin Linn / Willamette(2)
Applicant Name JCK LEASING LLC
Priority Date 02/19/1959
Issue Date 06/15/2018

Cert# [93815](#)
App: S 63175
County/Basin Douglas / Umpqua(16)
Applicant Name MCCLAIN, DAVID W.
MCCLAIN, TAMARA C.
Priority Date 12/16/1981
Issue Date 06/15/2018

Cert# [93824](#)
App: S 61629
County/Basin Douglas / Umpqua(16)
Applicant Name ROAF, JAMES R.
Priority Date 05/04/1981
Issue Date 06/15/2018

Cert# [93845](#)
App: R 73440
County/Basin Washington / Willamette(2)
Applicant Name RRE MONTCLAIR TERRACE HOLDINGS LLC
Priority Date 06/11/1993
Issue Date 06/19/2018

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 247 in Marion 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 247
Applicant:	Breitenbush Hot Springs Retreat & Conference Center - Peter Moore
Project Address:	53000 Breitenbush Road, Detroit, OR 97342
Amount of water:	35 cubic feet per second (cfs)
Source of water:	Breitenbush River, Tributary North Santiam River, tributary to Willamette River
Points of Diversion:	SW ¹ / ₄ NE ¹ / ₄ of Section 20, Township 9 South, Range 7 East, W.M.
Place of Use:	SW ¹ / ₄ NE ¹ / ₄ of Section 20, Township 9 South, Range 7 East, W.M.
Purpose:	Hydroelectric for onsite use
Power developed:	Up to 79.5 Theoretical horsepower

Comments and requests to obtain future notices are due by August 3, 2018

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
June 19, 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.