

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
October 16, 2018

*This notice is also available on our web page at the following address:
http://apps.wrd.state.or.us/apps/misc/wrd_notice_view/?notice_id=21*

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

- * **Permit Application Initial Reviews, Proposed Final Orders, and Final Orders**
Applications for permits to use, store, divert or pump surface water or groundwater. Includes applications by the state Departments of Fish & Wildlife, Environmental Quality or Parks and Recreation for water to be used and kept in-channel.
- * **Alternate Reservoir Applications (ORS 537.409)**
Applications for storage permits for small ponds filed under a simplified review process.
- * **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.
- * **Application for Instream Lease**
Application by water right holder to lease existing water rights to instream use.
- * **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 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.
- * **Certificate Issuance**
Included in this section is a listing of recently issued water right certificates.

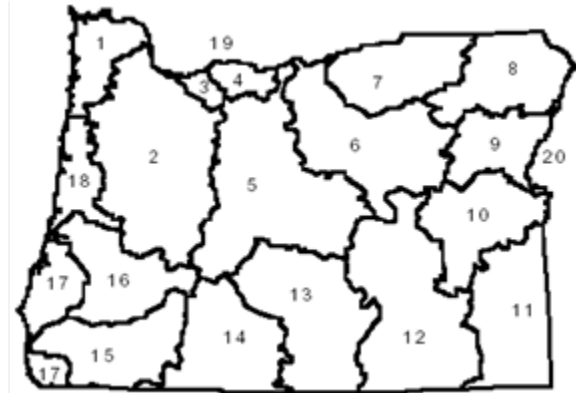
The Public Notice is published each week on the Department's web site at <http://www.wrd.state.or.us/>. If you would like to receive a *free* weekly notification when it is published, please send your request to Stacy.H.Phillips@oregon.gov.

How to Read the Listing

App#:

- G: Groundwater
- R: Reservoir
- S: Surface water
- I: Instream
- T: Transfer
- LL: Limited License

County/Basin (See Map)



Applicant Name

Applicant Address

Sources/TRSQ40Q160

Use/Quantity

Unit of measure:

- CFS: Cubic feet per second
- GPM: Gallons per minute
- AF: Acre-feet

Priority Date

Stage/ Status

- IR: Initial Review
- PFO: Proposed Final Order

BASINS:		
1. North Coast	8. Grande Ronde	15. Rogue
2. Willamette	9. Powder	16. Umpqua
3. Sandy	10. Malheur	17. S. Coast
4. Hood	11. Owyhee	18. Mid-Coast
5. Deschutes	12. Malheur L.	19. Columbia
6. John Day	13. Goose/Summer L	20. Snake
7. Umatilla	14. Klamath	

Commonly used “Type of Use” abbreviations (for definitions, consult Oregon Administrative Rules 690-300):

AG: Agriculture	GR: Groundwater recharge	MU: Municipal
CR: Cranberry uses	GT: Geothermal	NU: Nursery use
CM: Commercial	ID: Irrigation with domestic	PA: Pollution abatement
DI, DN: Domestic including non-commercial lawn & garden	IL: Irrigation with livestock	PW: Power
DO: Domestic	IM: Industrial or manufacturing	QM: Quasi-municipal
DS: Domestic & stock	IR: Irrigation	RC: Recreation
FI: Fish	IS: Irrigation, supplemental	RW: Road construction
FP: Fire protection	LV: Livestock	TC: Temperature control
FW: Fish & wildlife	LW: Livestock & wildlife	WI: Wildlife
GD: Group domestic	MI: Mining	

Initial Review and Proposed Final Orders

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

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

Initial Review Stage (IR)

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

The comment deadline for initial reviews appearing in this public notice is 5pm, Thursday, November 15, 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, November 30, 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 \$230 to retain the ability to participate in future proceedings relating to an application. Before participation in a hearing is allowed, an additional \$580 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-18518](#)
County/Basin Clackamas / Willamette (2)
Applicant Name POLEHN HEIGHTS WATER ASSOCIATION INC.
PO BOX 1434
OREGON CITY, OR 97045
Sources/TRSQ40Q160 A WELL > ABERNATHY CREEK / 3.00S 3.00E 21 NENE
Use/Quantity GROUP DOMESTIC / 0.130 CFS
Priority Date 05/22/2017
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18600](#)
County/Basin Yamhill / Willamette (2)
Applicant Name PARSONS FAMILY TRUST
PARSONS, CLIFF
23625 S MULINO RD
CANBY, OR 97013
Sources/TRSQ40Q160 A WELL > MILLER CREEK / 4.00S 3.00W 9 SWNE
Use/Quantity IRRIGATION / 0.446 CFS
Priority Date 01/26/2018
Stage/Status IR / PROPOSE TO APPROVE

App# [G-18736](#)
County/Basin Gilliam / John Day (6)
Applicant Name COFER, CHRIS
342 MILL POND CROSSING UNIT A-1
CARROLLTON, GA 30116
Sources/TRSQ40Q160 A WELL > CHINA CREEK / 3.00N 21.00E 34 NENE
Use/Quantity IRRIGATION / 0.050 CFS
Priority Date 09/12/2018
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-17692
County/Basin	Umatilla / Umatilla (7)
Applicant Name	BUTCHER, NATHAN 32621 W COLUMBIA LANE HERMISTON, OR 97838
Priority Date	07/01/2013
Issue Date	10/16/2018
Status	DENIED
App#	G-18320
County/Basin	Baker / Powder (9)
Applicant Name	ROHNER, JOHN A. AND KATHRYN M. 40535 POCAHONTAS RD BAKER CITY, OR 97814
Priority Date	06/20/2016
Issue Date	10/16/2018
Status	APPROVED
App#	G-18329
County/Basin	Yamhill / Willamette (2)
Applicant Name	ROBINSON FARM LLC PO BOX 100 AMITY, OR 97101
Priority Date	06/30/2016
Issue Date	10/15/2018
Status	APPROVED
App#	G-18569
County/Basin	Linn / Willamette (2)
Applicant Name	BERRY DRIVE LLC 24495 POWERLINE RD HARRISBURG, OR 97446
	NORTHWEST FARM CREDIT SERVICES FLCA PO BOX 72300 SPRINGFIELD, OR 97475-0294
Priority Date	10/12/2017
Issue Date	10/16/2018
Status	APPROVED
App#	G-18724
County/Basin	Harney / Malheur Lake (12)
Applicant Name	HOTCHKISS CO. INC. 30552 HOTCHKISS LANE BURNS, OR 97720
Priority Date	08/16/2018
Issue Date	10/15/2018
Status	WITHDRAWN

App# [G-18726](#)
County/Basin Harney / Malheur Lake (12)
Applicant Name HOTCHKISS CO. INC.
30552 HOTCHKISS LANE
BURNS, OR 97720
Priority Date 08/16/2018
Issue Date 04/04/2019
Status WITHDRAWN

App# [R-88566](#)
County/Basin Yamhill / Willamette (2)
Applicant Name CHRISTENSEN, ZACH
17215 SW CHRISTENSEN RD
MCMINNVILLE, OR 97128
Priority Date 03/22/2018
Issue Date 10/16/2018
Status APPROVED

App# [R-88583](#)
County/Basin Josephine / Rogue (15)
Applicant Name WOHRMAN, WILLIAM AND JANNICE
969 FISH HATCHERY RD
GRANTS PASS, OR 97527
Priority Date 05/16/2018
Issue Date 10/16/2018
Status APPROVED

App# [S-88588](#)
County/Basin Washington / Willamette (2)
Applicant Name WADE, JUDITH A.
42292 SW WITHYCOMBE RD
GASTON, OR 97119
Priority Date 06/11/2018
Issue Date 10/16/2018
Status APPROVED

Alternate Reservoir Applications (ORS 537.409)

For alternate reservoir applications filed under ORS 537.409, the public is invited to comment within 60 days of this notice. The law provides that within 60 days after the Department provides public notice of the application, any person may submit detailed, legally obtained information in writing, requesting the Department to deny the application for a permit on the basis that the reservoir:

- (A) Would result in injury to an existing water right; or
- (B) Would pose a significant detrimental impact to existing fishery resources as determined on the basis of information submitted by the State Department of Fish and Wildlife.

Such comments must be submitted on or before December 15, 2018.

App# [R-88672](#)
County/Basin Douglas / Umpqua (16)
Applicant Name HUNTER, MATTHEW
1330 CLEVELAND HILL ROAD
ROSEBURG, OR 97471
Sources/TRSQ40Q160 RUNOFF > CHAMPAGNE CREEK / 26.00S 7.00W 36 NESE
Use/Quantity STORAGE / 0.100 AF
Priority Date 10/04/2018

App# [R-88673](#)
County/Basin Benton / Willamette (2)
Applicant Name GELLATLY, GIOVANNA
23961 GELLATLY WAY
PHILOMATH, OR 97370
Sources/TRSQ40Q160 RUNOFF > MARYS RIVER / 10.00S 7.00W 32 SESW
Use/Quantity STORAGE / 2.080 AF
Priority Date 10/05/2018

**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 November 15, 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# [G-14202](#)
Permit Number G-12926
County/Basin Clackamas / Willamette (2)
Applicant Name BIGEJ, JACK R.
1220 N PACIFIC HWY
WOODBURN, OR 97071
Sources/TRSQ40Q160 A WELL > ROCK CREEK / 5.00S 1.00W 1 SWSW
Use/Quantity AGRICULTURE USES / 0.597 CFS
Proposed Completion Date 10/01/2023

App# [G-16581](#)
Permit Number G-16172
County/Basin Marion / Willamette (2)
Applicant Name FESSLER FAMILY LLC
13009 MCKEE SCHOOL RD
WOODBURN, OR 97071-9089
Sources/TRSQ40Q160 A WELL > ZOLLNER CREEK / 5.00S 1.00W 28 SESE
Use/Quantity NURSERY USES / 0.350 CFS
Proposed Completion Date 10/01/2023

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 November 06, 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 1707
County/Basin	Wheeler / John Day (6)
Certificate	25479, 25795
Lessor	HAMEL, JAMES SIX SHOOTER RANCH 2357 HILLSIDE RD RICHFIELD, WI 53076
Priority Date	12/31/1892, 12/31/1883
Source/Tributary To	TRENT CREEK / SHOOFLY CREEK RED MUD CREEK / SHOOFLY CREEK

Lease#	IL 1708
County/Basin	Lane / Willamette (2)
Certificate	87427
Lessor	INTERNATIONAL PAPER CO. 801 42ND STREET SPRINGFIELD, OR 97478
Priority Date	12/27/1950
Source/Tributary To	MCKENZIE RIVER / WILLAMETTE RIVER

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. Call (503) 986-0815 to obtain additional information. Protests must be received by the Department on or before November 15, 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-12281](#) filed by Sara Tramp, 1720 NE Hillcrest Lane, Grants Pass, OR 97526, proposes a surface water point of diversion to a groundwater point of appropriation change under Certificate 13828. The right allows the use of 1.0 cubic foot per second for each 50 acres of land irrigated from an unnamed creek in Sec.34, T37S, R7W, W.M. for irrigation in Sec.34. The applicant proposes to change the surface water point of diversion to a groundwater point of appropriation. The Water Resources Department proposes to deny the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

[T-12876](#) filed by Horta Latitude 45, LLC, c/o George Xidias, 2839 SW 2nd Ave, Portland, OR 97201, proposes a change in point of appropriation under Certificate 87775. The right allows the use of 0.79 cubic foot per second from a well in Sec. 10, T4S, R1E, WM for irrigation in Sec.10. The applicant proposes to move the points of appropriation within Sec. 10, T4S, R1E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

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.

Notice	2018-18
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:	3.50
Authorized POU:	T14S R13E 14 NWSW
Proposed POU:	T14S R13E 14 NWSW
Notice	2018-19
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 23 SWNE
Proposed POU:	T15S R13E 23 SWNE
Notice	2018-3
County	Hood River
Certificate	80929; 84803; 92000
Priority Date	MARCH 13, 1964; AUGUST 8, 1977; NOVEMBER 25, 1895
Name	EAST FORK IRRIGATION DISTRICT
Address	PO BOX 162 ODELL, OR 97044
Use	IRRIGATION
Source	EAST FORK HOOD RIVER > HOOD RIVER
Acres:	12.15
Authorized POU:	T1N R10E 15 NENE; T2N R10E 14 NWNE; T2N R10E 22 SESW, SWSE, NWNE; T2N R10E 25 SENW; T2N R10E 27SENW; T2N R11E 19 NWNW; T3N R11E 31 SENW
Proposed POU:	T1N R10E 02 SWSW; T1N R10E 03 NENW; T1N R10E 15 NENE, NWNE, NENW; T2N R10E 22 NENE; T2N R10E 34 NWSW; T2N R11E 19 NENW;

Notice	2018-3
County	Jackson
Certificate	83381; 80578; 83728; 83383; Permit S-4951
Priority Date	7/23/1909; 3/31/1910; 3/1/1915; 6/8/1953; 6/18/1920;
Name	MEDFORD IRRIGATION DISTRICT
Address	PO BOX 70 JACKSONVILLE, OR 97535
Use	IRRIGATION; SUPPLEMENTAL IRRIGATION
Source	NF & SF LITTLE BUTTE CREEKS > LITTLE BUTTE CREEK SALT CREEK > LITTLE BUTTE CREEK FOURMILE LAKE > FOURMILE CREEK FISH LAKE > NF LITTLE BUTTE CREEK BEAR CREEK > ROGUE RIVER EMIGRANT CREEK > BEAR CREEK CONDE CREEK > DEAD INDIAN CREEK DEAD INDIAN & BEAVER DAM CREEKS > SF LITTLE BUTTE CREEK DALEY, POLE BRIDGE, & DEADWOOD CREEKS> BEAVER DAM CREEK KEENE, LITTLE BEAVER & GRIZZLY CREEKS > JENNY CREEK SODA CREEK > GRIZZLY CREEK MULTIPLE CREEKS (SEE PERMIT S-4951) > ROGUE RIVER
Acres:	0.84
Authorized POU:	T37S R2W 23 SESE
Proposed POU:	T38S R2W 01 NESW, NWSE

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# [94028](#)
Xfer: T 10308
County/Basin Jackson / Rogue (15)
Applicant Name COFFMAN, SCOTT
Priority Date 12/31/1875
Issue Date 10/12/2018

Cert# [94030](#)
Xfer: T 11743
County/Basin Union / Grande Ronde (8)
Applicant Name COPPINGER, KENT
COPPINGER, DEANA
Priority Date 10/01/1932
Issue Date 10/12/2018

Cert# [94023](#)
App: G 16011
County/Basin Marion / Willamette (2)
Applicant Name DE ARMOND, THOMAS H.
Priority Date 05/21/2003
Issue Date 10/12/2018

Cert# [94029](#)
App: R 87145
County/Basin Gilliam / John Day (6)
Applicant Name HARRISON, ERIC
Priority Date 04/14/2008
Issue Date 10/12/2018

Cert# [94031](#)
App: S 84284
County/Basin Douglas / Umpqua (16)
Applicant Name HOLING, JOHN
HOLING, TERRY
Priority Date 10/03/1999
Issue Date 10/12/2018

Cert# [93819](#)
Xfer: T 3474
County/Basin Harney / Malheur Lake (12)
Applicant Name HUMBOLDT LAND AND LIVESTOCK CO.
CASEY, EDIE; HUMBOLDT LAND AND LIVESTOCK CO.
CASEY, MARVIN; HUMBOLDT LAND AND LIVESTOCK CO.
Priority Date 12/27/1949
Issue Date 10/12/2018

Cert# [94026](#)
Xfer: T 10305
County/Basin Jackson / Rogue (15)
Applicant Name KESSLER, NICK
KESSLER, RANDI
Priority Date 12/31/1875
Issue Date 10/12/2018

Cert# [94027](#)
Xfer: T 10307
County/Basin Jackson / Rogue (15)
Applicant Name OJAI ENERGETICS PBC
Priority Date 12/31/1875
Issue Date 10/12/2018

Cert# [94024](#)
Xfer: T 11859
County/Basin Umatilla / Umatilla (7)
Applicant Name TUCKER, DANIEL D.
TUCKER, SAMUEL E.
TUCKER, SARA J.
Priority Date 12/31/1892
Issue Date 10/12/2018

Cert# [94025](#)
Xfer: T 11859
County/Basin Umatilla / Umatilla (7)
Applicant Name TUCKER, DANIEL D.
TUCKER, SAMUEL E.
TUCKER, SARA J.
Priority Date 12/31/1892
Issue Date 10/12/2018

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
October 16, 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.