

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
January 15, 2019

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

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

- * **Permit Application Initial Reviews, Proposed Final Orders, and Final Orders**
Applications for permits to use, store, divert or pump surface water or groundwater. Includes applications by the state Departments of Fish & Wildlife, Environmental Quality or Parks and Recreation for water to be used and kept in-channel.
- * **Alternate Reservoir Applications (ORS 537.409)**
Applications for storage permits for small ponds filed under a simplified review process.
- * **Expedited Secondary Applications to Use Stored Water**
Applications to use stored water exclusively, filed under a simplified review process.
- * **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.
- * **Extension of Time Checkpoint Progress Reports filed pursuant to OAR 690-315**
Documents the progress made toward development of the water use project since approval of the last permit extension and/or the last progress report checkpoint. (OAR 690-315 pertains to permit extension applications filed on or after July 1, 2001.)
- * **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.
- * **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: 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.
- * **HE 266 Notice of Intent to Reauthorize**

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, February 14, 2019. 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, March 01, 2019.

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-17043](#)
County/Basin Yamhill / Willamette (2)
Applicant Name KREDER, TIMOTHY C. AND SUZANNE E.
1301 NE HWY 99W #163
MCMINNVILLE, OR 97128
Sources/TRSQ40Q160 A WELL > WEST FORK PALMER CREEK BASIN / 4.00S 3.00W 31 SENW
Use/Quantity IRRIGATION / 1.200 CFS
Priority Date 04/23/2008
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18445](#)
County/Basin Josephine / Rogue (15)
Applicant Name MOUNTAIN TOP CROP
HEATH, SAM
17338 REDWOOD HWY
SELMA, OR 97538
Sources/TRSQ40Q160 A WELL > ANDERSON CREEK BASIN / 37.00S 8.00W 35 NESW
Use/Quantity NURSERY USES / 0.003 CFS
Priority Date 01/26/2017
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18454](#)
County/Basin Josephine / Rogue (15)
Applicant Name O'TOOLE, TIMOTHY T.
5889 ROCKYDALE RD
CAVE JUNCTION, OR 97523
Sources/TRSQ40Q160 A WELL > ILLINOIS RIVER / 40.00S 8.00W 11 NWSW
Use/Quantity NURSERY USES / 0.001 CFS
Priority Date 02/08/2017
Stage/Status PFO / PROPOSE TO DENY

App# [G-18456](#)
County/Basin Lake / Goose & Summer Lake (13)
Applicant Name CRANE CREEK RANCH LLC
1606 AMARAL COURT
FAIRFIELD, CA 94534
Sources/TRSQ40Q160 A WELL > CRANE CREEK BASIN / 39.00S 22.00E 16 NWNW
Use/Quantity SUPPLEMENTAL IRRIGATION / 5.000 CFS
Priority Date 02/13/2017
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18599](#)
County/Basin Polk / Willamette (2)
Applicant Name LUCAS, MARGO
9875 BUENA VISTA RD
INDEPENDENCE, OR 97351
Sources/TRSQ40Q160 A WELL > DUCK SLOUGH BASIN / 9.00S 4.00W 15 SWNE
Use/Quantity NURSERY USES / 0.170 CFS
Priority Date 01/24/2018
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18600](#)
County/Basin Yamhill / Willamette (2)
Applicant Name PARSONS FAMILY TRUST
23625 S MULINO RD
CANBY, OR 97013
Sources/TRSQ40Q160 A WELL > MILLER CREEK / 4.00S 3.00W 9 SWNE
Use/Quantity IRRIGATION / 0.310 CFS
Priority Date 01/26/2018
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18696](#)
County/Basin Lane / Willamette (2)
Applicant Name KNIFE RIVER CORPORATION - NORTHWEST
ATTN: JEFF STEYAERT
32260 OLD HWY 34
TANGENT, OR 97389
Sources/TRSQ40Q160 A WELL > WILLAMETTE RIVER / 17.00S 4.00W 12 SESE
Use/Quantity INDUSTRIAL/MANUFACTURING USES / 1.225 CFS
Priority Date 05/31/2018
Stage/Status IR / PROPOSE TO DENY

App# [G-18727](#)
County/Basin Yamhill / Willamette (2)
Applicant Name OLSON, JEFF
5025 SE AMITY DAYTON HWY
AMITY, OR 97101
Sources/TRSQ40Q160 A WELL > SALT CREEK / 5.00S 4.00W 9 SWSW
Use/Quantity IRRIGATION / 0.891 CFS
Priority Date 08/22/2018
Stage/Status IR / PROPOSE TO DENY

App# [G-18762](#)
County/Basin Union / Grande Ronde (8)
Applicant Name LOWE FAMILY RANCH LLC
LOWE, DAVID
ATTN KIRK FENLEY
55503 HWY 244
LA GRANDE, OR 97850
Sources/TRSQ40Q160 A WELL > GRAND RONDE RIVER / 3.00S 36.00E 22 NWNW
Use/Quantity IRRIGATION / 2.210 CFS
Priority Date 11/15/2018
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-18489
County/Basin	Linn / Willamette (2)
Applicant Name	A AND R FARMS INC. C/O AARON SCHUMACHER 39059 SCHILLING DR SCIO, OR 97374
Priority Date	03/31/2017
Issue Date	01/10/2019
Status	APPROVED
App#	G-18505
County/Basin	Linn / Willamette (2)
Applicant Name	SCHROCK, DEAN 31696 ALLEN LANE TANGENT, OR 97389
Priority Date	05/09/2017
Issue Date	01/10/2019
Status	APPROVED
App#	G-18513
County/Basin	Baker / Powder (9)
Applicant Name	BANISTER, TIMOTHY AND JENNIFER 44893 KEATING CUTOFF RD BAKER CITY, OR 97814
Priority Date	05/12/2017
Issue Date	01/10/2019
Status	APPROVED
App#	G-18527
County/Basin	Clackamas / Willamette (2)
Applicant Name	STALMAN, SEBASTIAN 22400 S STORMER RD ESTACADA, OR 97023
Priority Date	06/20/2017
Issue Date	01/10/2019
Status	APPROVED
App#	R-88670
County/Basin	Marion / Willamette (2)
Applicant Name	PLATT, JACK 11070 OAK HILL RD INDEPENDENCE, OR 97351
Priority Date	09/19/2018
Issue Date	01/10/2019
Status	APPROVED

App# [S-88288](#)
County/Basin Morrow, Umatilla / Umatilla (7)
Applicant Name PORT OF MORROW
PO BOX 200
BOARDMAN, OR 97818
Priority Date 09/12/2016
Issue Date 01/08/2019
Status APPROVED

App# [S-88666](#)
County/Basin Benton / Willamette (2)
Applicant Name O.O. AGRICULTURE LLC
ATTN: TODD SMITH
PO BOX 824
CORVALLIS, OR 97339
Priority Date 08/28/2018
Issue Date 01/10/2019
Status APPROVED

App# [S-88667](#)
County/Basin Benton / Willamette (2)
Applicant Name O O AGRICULTURE LLC
ATTN: TODD SMITH
PO BOX 824
CORVALLIS, OR 97339
Priority Date 09/07/2018
Issue Date 01/10/2019
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 March 16, 2019.

App#	R-88691
County/Basin	Benton / Willamette (2)
Applicant Name	POND, ROBERT K. PO BOX 219 MONROE, OR 97456
Sources/TRSQ40Q160	RUNOFF > HAMMER CREEK / 14.00S 6.00W 26 SESE
Use/Quantity	MULTIPLE PURPOSE / 18.600 AF
Priority Date	01/07/2019
App#	R-88688
County/Basin	Deschutes / Deschutes (5)
Applicant Name	MCCALLUM, LAURA 69401 GOODRICH RD SISTERS, OR 97759
Sources/TRSQ40Q160	A WELL > MCKENZIE CANYON / 14.00S 11.00E 31 NENW
Use/Quantity	MULTIPLE PURPOSE / 4.000 AF
Priority Date	12/21/2018

Expedited Secondary Applications Under HB 2178 (2005)

For expedited secondary applications to use exclusively stored water filed under HB 2178, the public is invited to comment within 30 days of this notice, by **February 14, 2019**. The expedited secondary applications listed below have been filed recently. Any person may raise public interest issues regarding these applications. If public interest issues are raised, the Department may move the application to the standard process and review the application pursuant to ORS 537.153, and issue a Proposed Final Order. If no public issues are raised, the Department may issue a final order and permit without further prior notice.

Comments must identify the specific public interest under ORS 537.170(8) that would be impaired or detrimentally affected by the proposed use, and specifically how the identified public interest would be affected.

POD 1 is the location of the stored water. POD 2 and any additional points are the redirection point(s).

App#	S-88689
County/Basin	Polk / Willamette (2)
Applicant Name	BROWN, BRYAN PO BOX 614 SALEM, OR 97398
	WESTWINDS FARM 700 N FIR VILLA RD DALLAS, OR 97338
Sources/TRSQ40Q160	A RESERVOIR > HARLAND SLOUGH / 7.00S 5.00W 23 SWSW
Use/Quantity	IRRIGATION / 0.330 AF
Priority Date	01/02/2019

**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 February 14, 2019. 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-87220](#)
Permit Number S-54576
County/Basin Benton / Willamette (2)
Applicant Name GREENBERRY IRRIGATION DISTRICT
30742 VENELL PLACE
CORVALLIS, OR 97333

Sources/TRSQ40Q160 A LAKE > BOONEVILLE CHANNEL / 13.00S 5.00W 23 NENW
A LAKE > BOONEVILLE CHANNEL / 13.00S 5.00W 23 SENW
A LAKE > BOONEVILLE CHANNEL / 13.00S 5.00W 23 SWNW
A LAKE > BOONEVILLE CHANNEL / 13.00S 5.00W 23 NWSW
A LAKE > BOONEVILLE CHANNEL / 13.00S 5.00W 26 NWNW
A LAKE > BOONEVILLE CHANNEL / 13.00S 5.00W 26 SWNW
A LAKE > BOONEVILLE CHANNEL / 13.00S 5.00W 14 NESW
A LAKE > BOONEVILLE CHANNEL / 13.00S 5.00W 14 NWNE
A LAKE > BOONEVILLE CHANNEL / 13.00S 5.00W 14 SENW
A LAKE > BOONEVILLE CHANNEL / 13.00S 5.00W 14 SENE

Use/Quantity IRRIGATION / 313.440 AF
Proposed Completion Date 10/01/2024

App# [S-87621](#)
Permit Number S-54752
County/Basin Benton / Willamette (2)
Applicant Name GREENBERRY IRRIGATION DISTRICT
30742 VENELL PLACE
CORVALLIS, OR 97333

Sources/TRSQ40Q160 WILAMETTE RIVER > COLUMBIA RIVER / 13.00S 5.00W 25 SWSW
WILAMETTE RIVER > COLUMBIA RIVER / 13.00S 4.00W 19 SWNW

Use/Quantity AGRICULTURE USES / 22.000 CFS
Proposed Completion Date 10/01/2024

App# [G-17578](#)
Permit Number G-17100
County/Basin Harney / Malheur Lake (12)
Applicant Name GOLDEN RULE FARMS INC.
PO BOX 255
CHRISTMAS VALLEY, OR 97641

Sources/TRSQ40Q160 A WELL > MALHEUR LAKE / 26.00S 31.00E 9 NENE
A WELL > MALHEUR LAKE / 26.00S 31.00E 4 SESW

Use/Quantity IRRIGATION / 4.000 CFS
Proposed Completion Date 10/01/2024

App# [S-87034](#)
Permit Number S-54869
County/Basin Benton / Willamette (2)
Applicant Name OBRIEN, DAN
30742 GREENBERRY PLACE
CORVALLIS, OR 97333
Sources/TRSQ40Q160 BLUE RIVER RESERVOIR > BLUE RIVER / 16.00S 4.00E 16 SESE
FERN RIDGE RESERVOIR > LONG TOM RIVER / 17.00S 5.00W 4 NESW
COUGAR RES > SOUTH FORK MCKENZIE RIVER / 16.00S 5.00E 31 SESE
FALL CREEK RESERVOIR > FALL CREEK / 19.00S 1.00W 1 NESW
LOOKOUT POINT RES > MIDDLE FORK WILLAMETTE RIVER / 19.00S 1.00W 13 NWSE
HILLS CREEK RES > MIDDLE FORK WILLAMETTE RIVER / 21.00S 3.00E 26 SESW
DORENA RES > ROW RIVER / 20.00S 2.00W 32 NWSE
COTTAGE GROVE RES > CENTRAL FORK WILLAMETTE R / 21.00S 3.00W 28 SENE
WILLAMETTE RIVER > COLUMBIA RIVER / 13.00S 5.00W 25 SWSW
WILLAMETTE RIVER > COLUMBIA RIVER / 13.00S 4.00W 19 SWNW
Use/Quantity IRRIGATION / 1500.000 AF
Proposed Completion Date 10/01/2024

App# [G-16867](#)
Permit Number G-17441
County/Basin Harney / Malheur Lake (12)
Applicant Name DEN HOED, HELEN
1831 N COUNTY LINE RD
GRANDVIEW, WA 98930
Sources/TRSQ40Q160 A WELL > MALHEUR LAKE BASIN / 26.00S 31.00E 5 NENW
A WELL > MALHEUR LAKE BASIN / 26.00S 31.00E 5 SWNW
Use/Quantity IRRIGATION / 1.999 CFS
Proposed Completion Date 10/01/2024

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 March 01, 2019. 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-13865
Permit#	G-12944
County/Basin	Columbia / North Coast (1)
Applicant Name	WERNER, MICHAEL JOSEPH 16500 SE 1ST 144 VANCOUVER, WA 98684
Sources/TRSQ40Q160	A WELL > BEAVER CREEK / 7.00N 2.00W 19 SENE A WELL > BEAVER CREEK / 7.00N 2.00W 19 NESE A WELL > BEAVER CREEK / 7.00N 2.00W 20 NWSW A WELL > BEAVER CREEK / 7.00N 2.00W 20 SWNW
Use/Quantity	DOMESTIC / 0.109 CFS
Status	PROPOSE TO APPROVE

****Continued on next page**

App# R-87130
Permit# [R-14616](#)
County/Basin Klamath / Klamath (14)
Applicant Name SPITSBERGEN, MARK
73900 HIGHWAY 140 EAST
BLY, OR 97622
Sources/TRSQ40Q160 ISH TISH CREEK > SOUTH FORK SPRAGUE RIVER / 37.00S 15.00E 14 SESW
Use/Quantity MULTIPLE PURPOSE / 24.800 AF
Status PROPOSE TO DENY

App# G-15573
Permit# [G-15114](#)
County/Basin Klamath / Klamath(14)
Applicant Name BLES, JOHN AND MARLENE
14263 SPRAGUE RIVER RD
CHILOQUIN, OR 97624
Sources/TRSQ40Q160 A WELL > SPRAGUE RIVER / 35.00S 9.00E 12 SENW
Use/Quantity IRRIGATION / 2.000 CFS
Status PROPOSE TO DENY

Extensions of Time Progress
Checkpoint Progress Reports filed pursuant to OAR 690-315

Consistent with OAR 690-315-0050(6), the Department will accept public comment on the following Extension of time Checkpoint Progress Reports until February 14, 2019. Comments must be in writing and must indicate the application file and permit numbers. Following the comment period, the Department shall review evidence to determine whether or not the permit holder has been diligent in developing and perfecting the water use permit and has complied with all terms and conditions of the permit and/or extension of time. Additionally, the Department will provide notice of its determination to anyone who has submitted comments.

App# [G-14594](#)
Permit Number G-13426
County/Basin Crook / Deschutes (5)
Applicant Name DE MAN, LARRY
2325 NW 35TH ST
PRINEVILLE, OR 97753

SCHELL, STEVEN PETE
SCHWARTZ, NANCY
7401 SE PATRIOT LANE
PRINEVILLE, OR 97754

SMITH, JOSHUA
7376 SE PATRIOT LANE
PRINEVILLE, OR 97754
IRRIGATION

Use

App# [G-17094](#)
Permit Number G-16485
County/Basin Morrow / Umatilla (7)
Applicant Name GREENUP, TRAVIS AND TIFFANIE
MUNKERS, BARRY AND MARY ANN
63808 CLARKS CANYON RD
LEXINGTON, OR 97839

Use

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 January 29, 2019, 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-1769
County/Basin	Lane / Middle Coast (18)
Applicant Name	DONAGHEY, CAROLYN A. 2525 CAL YOUNG RD EUGENE, OR 97401
Sources/TRSQ40Q160	SILTCOOS LAKE > SILTCOOS RIVER / 19.00S 12.00W 26 SWNE
Use/Quantity	DOMESTIC USE EXPANDED / 0.01 CFS

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 February 14, 2019. 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 13100
Water Right	Cert: 50519
County/Basin	Marion / Willamette (2)
Applicant Name	CITY OF KEIZER PO BOX 21000 KEIZER, OR 97307-1000
Proposed Change	POINT OF APPROPRIATION
Sources/TRSQ40Q160	WELL 1 > CLAGGETT CREEK / 6.00S 3.00W 35 NWNE WELL 2 > CLAGGETT CREEK / 6.00S 3.00W 35 NENE WELL 3 > CLAGGETT CREEK / 6.00S 3.00W 36 NENW
Use/Quantity	QUASI-MUNICIPAL USES / 2.000 CFS
Priority Date	06/27/1973

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 February 14, 2019, 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-12132](#) filed by the Confederated Tribes of the Warm Springs Reservation, PO Box C, Warm Springs, OR 97761 proposes a change in point of diversion under Certificates 24909, 82305, 25097, 25525 and 25885. Certificate 24909 allows the use of 0.967 cubic foot per second from the John Day River in Sec. 12, T13S, R33E, WM for irrigation in Sects. 1 and 12, T13S, R33E, WM. Certificate 82305 allows the use of 0.425 cubic foot per second from the John Day River in Sec. 12, T13S, R33E, WM for irrigation in Sec. 11, T13S, R33E, WM. Certificate 25097 allows the use of 0.071 cubic foot per second from the John Day River in Sec. 12, T13S, R33E, WM for irrigation in Sec. 2, T13S, R33E, WM. Certificate 25525 allows the use of 1.775 cubic feet per second from the John Day River in Sec. 12, T13S, R33E, WM for irrigation in Sects. 2 and 11, T13S, R33E, WM. Certificate 25885 allows the use of 0.006 cubic foot per second from the John Day River in Sec. 12, T13S, R33E, WM for irrigation in Sects. 2 and 11, T13S, R33E, WM. The applicant proposes to move the points of diversion upstream to within Sec. 7, T13S, R34E, WM. The Water Resources Department proposes to deny the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000, due to injury of an instream water right. The Department is seeking recommendations from ODFW and DEQ under OAR 690-380-5050. T-12132 will be denied unless ODFW and DEQ recommends the Department consent to injury of the instream right because T-12132 would result in a net benefit to the resource, and no protests are filed.

[T-12787](#) filed by Stephen Robertson, 1076 SE Garrison Village Way, College Place, WA 99324 proposes an additional point of appropriation under Certificate 15553. The right allows the use of 0.34 cubic foot per second from a well in Sec. 33, T6N, R35E, WM for irrigation in Sec. 33. The applicant proposes an additional point of appropriation in Sec. 33. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

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 February 14, 2019.**

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-13099
County	Malheur
Certificate	81012 IN THE NAME OF U.S. BUREAU OF RECLAMATION
Priority Date	02/14/1916 & 08/19/1924 (LIVE FLOW), AND 02/15/1916 & 08/20/1924 (STORED WATER)
Name	RIDGEVIEW IRRIGATION DISTRICT
Address	PO BOX 67 HOMEDALE, OR 83628
Use	IRRIGATION
Source	OWHYEE RIVER AND OWYHEE RESERVOIR > SNAKE 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 February 14, 2019. 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-13084
Water Right	Claim: GR 122
County/Basin	Marion / Willamette (2)
Applicant Name	LIERMAN, WALTER AND LORA 8127 NUTMEG ST NE SALEM, OR 97305
Proposed Change	POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > WOODS CREEK / 6.00S 2.00W 26 NWSE
Use/Quantity	IRRIGATION / 0.713 CFS
Priority Date	07/24/1955
Transfer	T-13101
Water Right	Claim: GR 3066
County/Basin	Marion, Polk / Willamette (2)
Applicant Name	CITY OF KEIZER PO BOX 21000 KEIZER, OR 97307-1000
Proposed Change	POINT OF APPROPRIATION
Sources/TRSQ40Q160	WELL 2 > CLAGGETT CREEK / 7.00S 3.00W 11 NESW
Use/Quantity	MUNICIPAL USES / 0.446 CFS
Priority Date	12/31/1948
Transfer	T-13102
Water Right	Claim: GR 3069
County/Basin	Marion, Polk / Willamette (2)
Applicant Name	CITY OF KEIZER PO BOX 21000 KEIZER, OR 97307-1000
Proposed Change	POINT OF APPROPRIATION
Sources/TRSQ40Q160	WELL 5 > CLAGGETT CREEK / 7.00S 3.00W 2 SWSW
Use/Quantity	MUNICIPAL USES / 1.003 CFS
Priority Date	12/31/1943

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#	94186
Xfer:	T 11156
County/Basin	Klamath / Klamath (14)
Applicant Name	BAILEY, JOHN MICHAEL BAILEY, SHARON RENEE
Priority Date	01/05/1981
Issue Date	01/11/2019
Cert#	94177
Xfer:	T 10937
County/Basin	Umatilla / Umatilla (7)
Applicant Name	BRAY, JOSH AND SANDRA
Priority Date	11/18/1974
Issue Date	01/11/2019
Cert#	94208
App:	G 17468
County/Basin	Grant / John Day (6)
Applicant Name	CHOUINARD, ROBERT; CHOUINARD FAMILY TRUST CHOUINARD FAMILY TRUST
Priority Date	06/09/2011
Issue Date	01/09/2019
Cert#	94170
Xfer:	T 10233
County/Basin	Crook / Deschutes (5)
Applicant Name	PEOPLES IRRIGATION CO.
Priority Date	12/31/1904
Issue Date	01/11/2019
Cert#	94178
Xfer:	T 11911
County/Basin	Lake / Goose & Summer Lake (13)
Applicant Name	SHUFFIELD, AMBER L. SHUFFIELD, CHAYLON
Priority Date	06/06/1979
Issue Date	01/11/2019
Cert#	94207
Xfer:	T 12357
County/Basin	Harney / Malheur Lake (12)
Applicant Name	SWORD, ZACHARY O.
Priority Date	06/01/1960
Issue Date	01/14/2019
Cert#	94171
Xfer:	T 10233
County/Basin	Crook / Deschutes (5)
Applicant Name	SYLVAIN LLC
Priority Date	05/21/1917
Issue Date	01/11/2019

Notice of Intent to Reauthorize

To provide comments or receive future notices about the application and to participate in the reauthorization process, please contact Craig Kohanek at Ron.c.kohanek@oregon.gov or mail him at 725 Summer Street NE, Suite A, Salem, OR 97301-1266.

Application Number:	HE 266
Name:	Minikahda Hydropower Company LLC
County:	Clackamas
Basin:	Willamette
Stream:	Minikahda Creek, tributary to Clear Creek
State Expiration Date:	December 31, 2021
Project Description:	A minor hydroelectric project using 2.3 cubic feet per second from Minikahda Creek to generate up to 98.8 theoretical horsepower for sale to a public utility. The project powerhouse is located in Township 2 South, Range 7 East, Section 27 NE1/4 of the SW 1/4.

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
January 15, 2019

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.