

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
March 12, 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.
- * **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 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: District Permanent for Place of Use - ORS 540.580**
Petitions requesting permanent changes in place(s) of use within a district's boundary.
- * **Transfer Applications: District Temporary - ORS 540.570**
Petitions requesting temporary changes in water use within a district's boundary for one irrigation season.

- * **Recommendation to Consent to Injury**
A recommendation from the agency that requested establishment of an instream water right for the Department to consent to injury of the instream water right resulting from a transfer.
- * **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.
- * **Water Management and Conservation Plan Progress Reports**
Water management and conservation plan progress reports submitted by municipalities under provisions of OAR Chapter 690, Division 86.
- * **Certificate Issuance**
Included in this section is a listing of recently issued water right certificates.
- * **HE 507, HE 318 Notice of Intent to Reauthorize**

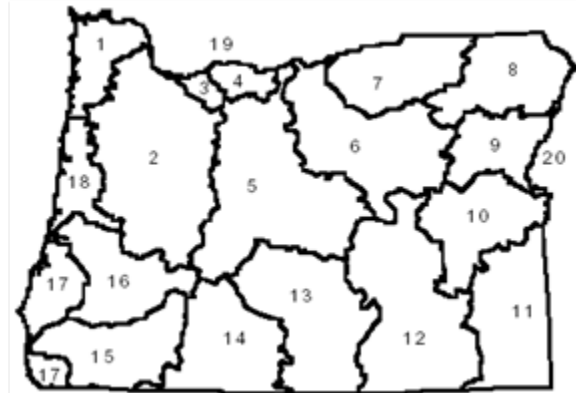
The Public Notice is published each week on the Department's web site at <http://www.wrd.state.or.us/>. If you would like to receive a *free* weekly notification when it is published, please send your request to Tonya.L.Miller@oregon.gov

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, April 11, 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, April 26, 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-18560](#)
County/Basin Union / Grande Ronde (8)
Applicant Name DELINT, MAURI AND CRESTA M.
65857 ALICEL LANE
COVE, OR 97824

Sources/TRSQ40Q160 A WELL > GRANDE RONDE RIVER BASIN / 2.00S 39.00E 8 SENW
Use/Quantity IRRIGATION / 1.950 CFS
Priority Date 09/25/2017
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18621](#)
County/Basin Linn / Willamette (2)
Applicant Name GERIG FARMS LLC
36216 GERIG DR
ALBANY, OR 97322

Sources/TRSQ40Q160 A WELL > OAK CREEK BASIN / 12.00S 3.00W 2 NESW
A WELL > UNNAMED STREAM / 11.00S 2.00W 16 SWNW
Use/Quantity IRRIGATION / 3.210 CFS
Priority Date 03/15/2018
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18637](#)
County/Basin Linn / Willamette (2)
Applicant Name MOSS, BRADLY R.
30242 HARVEST DR SW
ALBANY, OR 97321

Sources/TRSQ40Q160 A WELL > OWL CREEK BASIN / 12.00S 4.00W 16 NWSE
Use/Quantity NURSERY USES / 0.110 CFS
Priority Date 03/30/2018
Stage/Status PFO / PROPOSE TO APPROVE

App# [S-88572](#)
County/Basin Douglas / Umpqua (16)
Applicant Name RACKLEFF, BRADFORD
SHERWOOD-GARMAN, CHRISTA
PO BOX 1444
ROSEBURG, OR 97470

Sources/TRSQ40Q160 NORTH UMPQUA RIVER > UMPQUA RIVER / 26.00S 5.00W 23 SWNW
Use/Quantity DOMESTIC INCLUDING LAWN AND GARDEN / 0.010 CFS
Priority Date 04/04/2018
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18649](#)
 County/Basin Linn / Willamette (2)
 Applicant Name SPURLIN, KYLE
 34728 HENSHAW DR
 BROWNSVILLE, OR 97327
 Sources/TRSQ40Q160 A WELL > CALAPOOYIA RIVER BASIN / 12.00S 3.00W 9 SENE
 Use/Quantity IRRIGATION / 0.940 CFS
 Priority Date 04/11/2018
 Stage/Status PFO / PROPOSE TO APPROVE

App# [S-88643](#)
 County/Basin Douglas / Umpqua (16)
 Applicant Name CYPHERT, JOHN AND TINA
 7223 TOKATEE VILLAGE LOOP
 IDLEYLD, OR 97447
 Sources/TRSQ40Q160 NORTH UMPQUA RIVER > UMPQUA RIVER / 26.00S 3.00W 9 NESE
 Use/Quantity DOMESTIC INCLUDING LAWN AND GARDEN / 0.010 CFS
 Priority Date 07/12/2018
 Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18743](#)
 County/Basin Grant / John Day (6)
 Applicant Name KEHRBERG, JASON
 PO BOX 791
 JOHN DAY, OR 97845
 Sources/TRSQ40Q160 A WELL > JOHN DAY RIVER / 13.00S 31.00E 19 NWSW
 Use/Quantity DOMESTIC / 1.210 CFS
 Priority Date 10/09/2018
 Stage/Status IR / PROPOSE TO DENY

App# [G-18751](#)
 County/Basin Marion / Willamette (2)
 Applicant Name JENSEN FAMILY FARM
 7157 STATE STREET
 SALEM, OR 97301
 Sources/TRSQ40Q160 A WELL > UNNAMED STREAM / 6.00S 2.00W 24 NESE
 Use/Quantity IRRIGATION / 2.000 CFS
 Priority Date 11/01/2018
 Stage/Status IR / PROPOSE TO DENY

App# [G-18797](#)
 County/Basin Deschutes / Deschutes (5)
 Applicant Name KC DEVELOPMENT GROUP LLC
 63560 JOHNSON RD
 BEND, OR 97703
 Sources/TRSQ40Q160 A WELL > TUMALO CREEK / 17.00S 11.00E 13 SWNW
 A RESERVOIR > TUMALO CREEK / 17.00S 11.00E 13 NENW
 A RESERVOIR > TUMALO CREEK / 17.00S 11.00E 13 SWNW
 Use/Quantity POND MAINTENANCE / 0.111 CFS
 AESTHETICS / 124.790 AF
 Priority Date 03/07/2019
 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-16755](#)
County/Basin Josephine / Rogue (15)
Applicant Name BRECOUNT, MAY
514 W EVANS CREEK
ROGUE RIVER, OR 97537

MYERS, CRAIG L.
8442 LIBERTY RD S
SALEM, OR 97306
Priority Date 11/27/2006
Issue Date 03/04/2019
Status DENIED

App# [G-18425](#)
County/Basin Lane / Willamette (2)
Applicant Name WESTPHAL, DANA
86835 RR BAKER RD
SPRINGFIELD, OR 97478
Priority Date 01/05/2017
Issue Date 03/06/2019
Status APPROVED

App# [G-18464](#)
County/Basin Douglas / Umpqua (16)
Applicant Name WINCHESTER FARMS LLC
PO BOX 387
OREGON CITY, OR 97045
Priority Date 02/23/2017
Issue Date 03/04/2019
Status WITHDRAWN

App# [G-18667](#)
County/Basin Union / Grande Ronde (8)
Applicant Name LARVIK, RONALD
3412 HWY 30
LA GRANDE, OR 97850
Priority Date 05/02/2018
Issue Date 03/07/2019
Status WITHDRAWN

App# [LL-1765](#)
County/Basin Gilliam / John Day (6)
Applicant Name WEEDMAN BROTHERS
PO BOX 386
WASCO, OR 97065
Issue Date 02/28/2019
Status DENIED

App#	LL-1768
County/Basin	Linn / Willamette (2)
Applicant Name	EHMIG, JONATHAN 40148 COLE SCHOOL RD SCIO, OR 97374
Issue Date	03/01/2019
Status	APPROVED
App#	LL-1769
County/Basin	Lane / Middle Coast (18)
Applicant Name	DONAGHEY, CAROLYN A. 2525 CAL YOUNG RD EUGENE, OR 97401
Issue Date	03/01/2019
Status	APPROVED
App#	R-88249
County/Basin	Union / Grande Ronde (8)
Applicant Name	BOISE CASCADE WOOD PRODUCTS LLC 90 S 21ST ST ELGIN, OR 97827
Priority Date	06/24/2016
Issue Date	03/06/2019
Status	APPROVED
App#	S-88658
County/Basin	Polk / Willamette (2)
Applicant Name	GREEN SPRING FARMS ATTN: RANDY STRUCKMEIER 8930 SUVER RD MONMOUTH, OR 97361
Priority Date	08/09/2018
Issue Date	03/04/2019
Status	WITHDRAWN

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 May 11, 2019.

App# [R-88682](#)
County/Basin Josephine / Rogue (15)
Applicant Name SHOTWELL, DAVID
PO BOX 504
SELMA, OR 97538
Sources/TRSQ40Q160 UNNAMED STREAM > QUEDO CREEK / 38.00S 8.00W 25 NENW
Use/Quantity MULTIPLE PURPOSE / 2.750 AF
Priority Date 12/12/2018

App# [R-88753](#)
County/Basin Douglas / Umpqua (16)
Applicant Name VOGEL, WILLIAM
PO BOX 41
OAKLAND, OR 97462
Sources/TRSQ40Q160 RUNOFF > CALAPOOYA CREEK / 24.00S 5.00W 36 SWNE
SPRING > CALAPOOYA CREEK / 24.00S 5.00W 36 SWNE
Use/Quantity MULTIPLE PURPOSE / 20.000 AF
Priority Date 02/28/2019

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 **April 11, 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-88683](#)
County/Basin Marion / Willamette (2)
Applicant Name GUANS SUBLIMITY LLC
7251 CASCADE HIGHWAY SE
SUBLIMITY, OR 97385

GUANS SUBLIMITY LLC
ATTN: CUIMEI NIU
14242 BRIDGE COURT
LAKE OSWEGO, OR 97034
Sources/TRSQ40Q160 A RESERVOIR > UNNAMED STREAM / 8.00S 1.00W 27 NENW
Use/Quantity IRRIGATION / 10.000 AF
Priority Date 12/13/2018

App# [S-88752](#)
County/Basin Polk / Willamette (2)
Applicant Name WILLAMETTE VALLEY LAND LLC
C/O PAUL KUEHNE
PO BOX 99
LAFAYETTE, OR 97127
Sources/TRSQ40Q160 A RESERVOIR > SALT CREEK / 7.00S 5.00W 6 NENE
Use/Quantity IRRIGATION / 4.000 AF
Priority Date 02/28/2019

App# [S-88751](#)
County/Basin Jackson / Rogue (15)
Applicant Name VOSS, DIANE P.
HENRI F PELLISSIER FAMILT TRUST
3497 OLD FERRY RD
SHADY COVE, OR 97539
Sources/TRSQ40Q160 LOST CREEK RESERVOIR > ROGUE RIVER / 33.00S 1.00E 26 SWNW
ROGUE RIVER > PACIFIC OCEAN / 34.00S 1.00W 2 NENW
Use/Quantity IRRIGATION / 4.500 AF
Priority Date 02/25/2019

App# [S-88754](#)
County/Basin Lane / Willamette (2)
Applicant Name PERROTT, JASON
PO BOX 70345
SPRINGFIELD, OR 97475
Sources/TRSQ40Q160 MCKENZIE RIVER > WILLAMETTE RIVER / 17.00S 3.00W 9 NENE
COUGAR RESERVOIR > SOUTH FORK MCKENZIE RIVER / 16.00S 5.00E 31 SESE
BLUE RIVER RESERVOIR > BLUE RIVER / 16.00S 4.00E 16 SESE
MUDDY CREEK > MCKENZIE RIVER / 17.00S 3.00W 4 SWNE
Use/Quantity IRRIGATION / 6.250 AF
Priority Date 02/28/2019

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 April 26, 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-13672
Permit#	G-12002
County/Basin	Clackamas / Willamette (2)
Applicant Name	GIBLER, RHODA 26650 SE EAGLE CREEK RD ESTACADA, OR 97023
Sources/TRSQ40Q160	WELL 1 > CURRIN CREEK / 3.00S 4.00E 7 NENW WELL 2 > CURRIN CREEK / 3.00S 4.00E 7 NENW
Use/Quantity	AGRICULTURE USES / 0.288 CFS
App#	S-68665
Permit#	S-49685
County/Basin	Tillamook / North Coast (1)
Applicant Name	COUNTY OF TILLAMOOK HEBO SCHOOL DISTRICT 201 LAUREL AVE TILLAMOOK, OR 97141
Sources/TRSQ40Q160	A SPRING > THREE RIVERS / 4.00S 10.00W 13 SENE
Use/Quantity	QUASI-MUNICIPAL USES / 0.138 CFS

App# S-87263
Permit# [S-54542](#)
County/Basin Wasco / Deschutes (5)
Applicant Name CAMP MORROW BIBLE CONFERENCE
79551 MORROW RD
TYGH VALLEY, OR 97063
Sources/TRSQ40Q160 PINE HOLLOW RESERVOIR > PINE HOLLOW / 4.00S 12.00E 4 NWSE
A RESERVOIR > PINE HOLLOW / 4.00S 12.00E 4 NWSE
Use/Quantity IRRIGATION / 32.000 AF

App# G-17097
Permit# [G-16673](#)
County/Basin Wasco / Deschutes (5)
Applicant Name SHETLER, CHIP
79551 MORROW RD
TYGH VALLEY, OR 97063
Sources/TRSQ40Q160 A WELL > PINE HOLLOW / 4.00S 12.00E 4 NWSE
A WELL > PINE HOLLOW / 4.00S 12.00E 4 NESW
Use/Quantity CAMPSITE / 0.240 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 April 11, 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 13133
Water Right	Cert: 94169, Cert: 32082
County/Basin	Harney / Malheur Lake (12)
Applicant Name	OTLEY, SHANE AND CRYSTAL
Proposed Change	ADDITIONAL POINT OF APPROPRIATION, PLACE OF USE
Sources/TRSQ40Q160	A WELL > EMBREE SLOUGH BASIN / 24.00S 32.00E 5 SENE A WELL > SILVIES RIVER / 24.00S 32.00E 5 SENE
Use/Quantity	IRRIGATION / 1.250 CFS IRRIGATION / 0.330 CFS
Priority Date	11/20/2006, 11/08/1956
Transfer	T 13139
Water Right	Cert: 3077
County/Basin	Wallowa / Grande Ronde (8)
Applicant Name	BAKER, KEN 81705 HWY 82 WALLOWA, OR 97885
Proposed Change	POINT OF DIVERSION
Sources/TRSQ40Q160	LOSTINE RIVER > WALLOWA RIVER / 1.00N 43.00E 32 NESE LOSTINE RIVER > WALLOWA RIVER / 1.00S 43.00E 4 NWNW
Use/Quantity	IRRIGATION, LIVESTOCK AND DOMESTIC / 2.270 CFS
Priority Date	12/31/1883, 05/31/1897

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-13137
Water Right	Claim: KL 49
County/Basin	Klamath / Klamath (14)
Applicant Name	TRAYNHAM, STEPHEN JR AND JAIME P.O. BOX 100 MAXWELL, CA 95955
Proposed Change	PLACE OF USE
Sources/TRSQ40Q160	FORT CREEK > WOOD R / 33.00S 7.50E 23 SENW
Use/Quantity	IRRIGATION / 14.000 CFS

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 April 11, 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-13134
County	Morrow
Certificate	79926 IN THE NAME OF U.S. BUREAU OF RECLAMATION; 79928 IN THE NAME OF WEST EXTENSION IRRIGATION DISTRICT; 87872 IN THE NAME OF U.S. BUREAU OF RECLAMATION
Priority Date	3/28/1909; 09/12/1968; 09/12/1968; 07/01/1924
Name	WEST EXTENSION IRRIGATION DISTRICT
Address	PO BOX 100 IRRIGON, OR 97844
Use	IRRIGATION; SUPPLEMENTAL IRRIGATION
Source	UMATILLA R > COLUMBIA R; COLUMBIA R > PACIFIC OCEAN; RETURN FLOW FROM IRRIGATION SYSTEMS ALONG THE UMATILLA RIVER STORED IN McKAY RESERVOIR > UMATILLA RIVER

Application for District Temporary Transfer

A district with a manager may request to temporarily change a water use within district boundaries for one irrigation season pursuant to ORS 540.570. District temporary transfers may include a change: (1) in place of use; (2) in type of use of a water right to store water; (3) in type of use from a primary right to a supplemental right; (4) in point of diversion/appropriation to facilitate a change in place of use; (5) in point of diversion in response to an emergency; and (6) from a surface water point of diversion to a ground water appropriation. A district may allow proposed changes to occur upon submission of an Application for District Temporary Water Right Transfer to the Department.

The Department shall approve the request provided it does not cause injury to any existing water right or expand the water use. A district temporary transfer may be conditioned or revoked at any time to avoid injury to other water rights. The use of water reverts to the prior authorized place of use, type of use, point of diversion/appropriation upon expiration of the temporary change.

The Department is requesting public comments on the recently filed district temporary transfer application(s) listed below. Comments may be submitted by any person (please follow the instructions on the last page of this public notice). The Department shall consider all comments that pertain to the potential for injury to an existing water right or to the enlargement of the water use subject to transfer in determining whether to condition, reject or revoke a temporary transfer. **Comments must be received by the Department on or before April 11, 2019.**

To view the district temporary transfer application, click on the link below.

Transfer	T-13136
County	Umatilla
Certificate	CERTIFICATES 80849; 80850; 85124; 87111; 87666; 87667; 92001; 94107
Priority Date	12/29/1975; 12/16/1973; 06/08/1971; 10/03/1973 & 12/11/1973; 07/19/1974; 10/21/1974; 04/08/1963; 02/25/1977
Name	ECHO IRRIGATION DISTRICT
Address	PO BOX 2308 PASCO, WA 99302
Use	IRRIGATION
Source	TWO WELLS > STAGE GULCH; TWO WELLS WITHIN THE UMATILLA RIVER BASIN; SIX WELLS WITHIN THE STAGE GULCH BASIN; COLUMBIA R > PACIFIC OCEAN; FOUR WELLS WITHIN THE UMATILLA RIVER BASIN; FOUR WELLS WITHIN THE UMATILLA RIVER BASIN; FIVE WELLS WITHIN THE STAGE GULCH BASIN; ONE WELL WITHIN THE UMATILLA RIVER BASIN

Notice of Receipt of Recommendation to Consent to Injury for Water Right Transfer T-12132

T-12132 filed by The Confederated Tribes of the Warm Springs Reservation of Oregon, 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 one-fortieth of one cubic foot per second per acre irrigated from April 1 to September 30, further limited to one acre-foot per acre per calendar month to July 1 and $\frac{3}{4}$ acre-foot per acre thereafter; total five acre-feet per acre for season 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 one-fortieth of one cubic foot per second per acre irrigated, or its equivalent for each acre irrigated from April 1 to September 30 and shall be further limited to one acre-foot per acre per calendar month to July 1 and $\frac{3}{4}$ acre-foot per acre thereafter; for a diversion not to exceed five acre-feet per acre for each acre irrigated during the irrigation season of each year 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 (cfs) 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 one-fortieth cubic foot per second per acre irrigated from April 1 to September 30, further limited to one acre-foot per acre per calendar month to July 1 and $\frac{3}{4}$ acre-foot per acre thereafter; total five acre-feet per acre for season 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 one-fortieth cubic foot per second per acre irrigated from April 1 to September 30; further limited to one acre-foot per acre per calendar month to July 1 and $\frac{3}{4}$ acre-foot per acre thereafter; total five acre-feet per acre for season 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 point of diversion approximately 2750 feet upstream on the John Day River in Sec. 7, T13S, R34E, WM. The Water Resources Department determined that the transfer would injure instream water right Certificate 59788. The Oregon Department of Fish and Wildlife (ODFW) concluded that the transfer would result in net benefits to the resource if conditioned as follows:

- a) ODFW recommends the transfer applicant (permittee) comply with terms of the associated Mitigation Proposal to minimize detrimental impacts to fish, wildlife, and/or their habitat. ODFW understands that the mitigation and following conditions will be fully incorporated into the requirements of the new certificate and may only be altered by written mutual agreement of all parties. ODFW recommends:
 - i) The mitigation provided be legally protected and maintained for the life of the transfer (permit) and subsequent certificate and/or
 - ii) Regulation of the use and/or cancellation of the certificate(s) if the required mitigation is not maintained.
 - iii) This recommendation to consent to injury is contingent upon:
 - (1) Reconnection of the spring to the John Day River and
 - (2) Installation of the large wood fish habitat structures to increase rearing habitat and stream complexity

- b) As required by ORS 509.585, the permittee shall not construct, operate, or maintain any dam or artificial obstruction to fish passage across any waters of this state that are inhabited, or were historically inhabited, by native migratory fish without obtaining approval from the Oregon Department of Fish and Wildlife (ODFW). The permittee shall either submit a proposal for fish passage to ODFW or apply for a waiver or exemption. Approval of the proposed fish passage facility, waiver, or exemption must be obtained prior to construction of any in-channel obstruction or prior to diversion of water that may create an artificial obstruction due to low flow, and the permittee shall submit proof to ODFW that fish passage has been implemented per the plan, waiver, or exemption prior to diversion of water. The permittee shall maintain adequate passage of native migratory fish at all times (ORS 509.610) as per the approved plan, waiver, or exemption. If ODFW determines adequate passage of native migratory fish is not being provided, and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that adequate fish passage is being provided. The permittee is hereby directed to schedule a consultation with an ODFW Fish Passage Coordinator.
 - i) A Fish Passage Plan, Waiver, or Exemption has been granted for the proposed POD that fulfills the fish passage requirements for this use.
- c) The transfer applicant (permittee) shall install, maintain, and operate fish screening consistent with current Oregon Department of Fish and Wildlife (ODFW) standards or submit documentation that ODFW has determined fish screening is not necessary or is exempted. Fish screening is to prevent fish from entering the proposed diversion. The required screen is to be in place, functional, and approved in writing by ODFW prior to diversion of water. The water user shall operate and maintain the fish screen consistent with ODFW's operation and maintenance standards. If ODFW determines the screen is not functioning properly, and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly. The permittee is hereby directed to schedule a consultation with an ODFW Fish Screening Coordinator.
 - i) The new (proposed) point of diversion is currently equipped with an appropriate fish screen.
- d) Construction must occur during the established in-water work period (July 15 to August 15) unless otherwise approved by ODFW.

The Oregon Department of Environmental Quality (DEQ) concluded that the transfer would result in net benefit to the resource if conditioned as follows:

- a) DEQ recommends that OWRD include a transfer condition that requires the applicant to maintain riparian vegetation on the applicant's property along the length of the injured reach.

Copies of the OWRD's Preliminary Determination proposing denial of the transfer and ODFW's and DEQ's recommendations are available for viewing at the Salem office of the Water Resources Department. Any person may review the recommendation and submit written comments or may submit a written request for a public meeting to review the recommendation. The comments or request for a meeting must be received by OWRD on or before April 11, 2019.

OWRD will provide copies of any comments submitted in response to this notice to ODFW and DEQ. If a meeting is requested, OWRD will schedule a joint public meeting with ODFW and DEQ to review the recommendation pursuant to ORS 540.530(1)(c) and OAR 690-380-5050.

To review the recommendation, contact Kelly Starnes at 503-986-0886 or e-mail Patrick.K.Starnes@oregon.gov. Written comments and requests for a public meeting should be mailed to Attn: Kelly Starnes, Water Resources Department, 725 Summer St NE, Suite A, Salem, OR 97301-1266 or faxed to 503-986-0901.

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 April 11, 2019. 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:

City of Junction City (Municipal)

To review any of the above plan(s) or to provide comments on the plan(s), contact Kerri Cope at 503-986-0919 or Kerri.H.Cope@oregon.gov.

Water Management and Conservation Plan Progress Reports

Pursuant to OAR 690-086-0120 (4) and (5), the Department is required to give notice of progress reports on Water Management and Conservation Plans.

Any person may review and comment on these progress reports. The Department requests that comments be submitted no later than 30 days after the date of this notice.

Progress reports have been submitted by the following municipal supplier(s):

Seal Rock Water District (Municipal)

To review any of the above progress report(s) or to provide comments on the progress report(s), contact Kerri H. Cope at 503-986-0919 or Kerri.H.Cope@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# [94259](#)
App: G 14248
County/Basin Baker / Powder (9)
Applicant Name ALLEN, BRAD
Priority Date 01/31/1996
Issue Date 03/08/2019

Cert# [94258](#)
App: G 13229
County/Basin Baker / Powder (9)
Applicant Name ALLEN, BRAD
ALLEN, BLAINE
ALLEN, ANN
ALLEN, JAY
Priority Date 12/28/1992
Issue Date 03/08/2019

Cert# [94260](#)
App: G 14249
County/Basin Baker / Powder (9)
Applicant Name ALLEN, BRAD
ALLEN, BLAINE
ALLEN, JAY
BLATCHFORD, DAVID J.
BLATCHFORD, CHELSEA C.
NORTHWEST FARM CREDIT SERVICES FLCA
Priority Date 01/31/1996
Issue Date 03/08/2019

Cert# [94269](#)
App: G 16427
County/Basin Deschutes / Deschutes (5)
Applicant Name BAKER, CONCHITA D.
BAKER, LAWRENCE C.
Priority Date 03/28/2005
Issue Date 03/08/2019

Cert# [94198](#)
App: G 12350
County/Basin Klamath / Klamath (14)
Applicant Name CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS
Priority Date 12/17/1990
Issue Date 03/08/2019

Cert# [94281](#)
App: G 13794
County/Basin Baker / Powder (9)
Applicant Name COMPANY FARM; AVERETT RANCH LLC
COMPANY FARM; K DIAMOND RANCH LLC
BUCKNER, ELDON; COMPANY FARM
BUCKNER, HOPE; COMPANY FARM
KERNS, FAWN; COMPANY FARM
KERNS, TOM; COMPANY FARM
ROBERTS, GREG; COMPANY FARM
ROBERTS, JOYCE; COMPANY FARM
Priority Date 08/23/1994
Issue Date 03/07/2019

Cert# [94286](#)
Xfer: T 12451
County/Basin Umatilla / Umatilla (7)
Applicant Name DEMARIS, DAVE
Priority Date 04/02/1958
Issue Date 03/12/2019

Cert# [94263](#)
App: G 14694
County/Basin Umatilla / Umatilla (7)
Applicant Name KINDSFATHER, DON
Priority Date 03/09/1998
Issue Date 03/08/2019

Cert# [94266](#)
App: G 16171
County/Basin Marion / Willamette (2)
Applicant Name MATLOCKS GREENHOUSES INC.
Priority Date 01/22/2004
Issue Date 03/08/2019

Cert# [94261](#)
App: G 14865
County/Basin Lane / Willamette (2)
Applicant Name METROPOLITAN WASTEWATER MANAGEMENT COMMISSION
Priority Date 11/16/1998
Issue Date 03/08/2019

Cert# [94264](#)
App: G 15122
County/Basin Yamhill / Willamette (2)
Applicant Name NORTHWEST FARM CREDIT SERVICES FLCA
HUMPHREYS ROEPENACK INC
NORTHWEST FARM CREDIT SERVICES PCA
Priority Date 04/07/2000
Issue Date 03/08/2019

Cert# [94268](#)
App: G 6726
County/Basin Harney / Malheur Lake (12)
Applicant Name SINGHOSE, PHILLIP
SINGHOSE, LORISSA
Priority Date 11/18/1974
Issue Date 03/08/2019

Cert# [94267](#)
App: G 15819
County/Basin Marion / Willamette (2)
Applicant Name STEINKAMP, MICHAEL
Priority Date 08/13/2002
Issue Date 03/08/2019

Cert# [94262](#)
App: G 16128
County/Basin Harney / Malheur Lake (12)
Applicant Name TOELLE, AUTUMN M.
NORTHWEST FARM CREDIT SERVICES FLCA
Priority Date 11/06/2003
Issue Date 03/08/2019

Cert# [94285](#)
Xfer: T 12528
County/Basin Grant / John Day (6)
Applicant Name VOIGT, PAT; RICCO RANCH
RICCO RANCH
Priority Date 12/31/1895
Issue Date 03/08/2019

Cert# [94265](#)
App: G 16102
County/Basin Umatilla / Umatilla (7)
Applicant Name WILMOT, KAREN
Priority Date 09/26/2003
Issue Date 03/08/2019

Notice of Intent to Reauthorize

Application Number: **HE 507**
Name: Eagle Point Irrigation District
County: Jackson
Basin: Rogue
Stream: An unnamed tributary, to Nichols Gap
State Expiration Date: December 31, 2021
Project Description: A hydroelectric project using a combined 85 cubic feet per second (CFS), with a priority date of March 11, 1985 to generate up to 1,521.3 theoretical horsepower for sale to a public utility. The project powerhouse is located in Township 35 South, Range 1 East, Section 30 NE1/4 of the NE1/4.

Application Number: **HE 318**
Name: Angela M. Porter
County: Clackamas
Basin: Sandy
Stream: Deep Creek, tributary to Clackamas River
State Expiration Date: December 31, 2021
Project Description: A hydroelectric project using 2.9 cubic feet per second (CFS), with a priority date of April 16, 1981 to generate up to 3.2 theoretical horsepower for on-site use. The project powerhouse is located in Township 2 South, Range 5 East, Section 31 NW1/4 of the SE1/4.

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.

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
March 12, 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.