

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
**March 19, 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=2](http://apps.wrd.state.or.us/apps/misc/wrd_notice_view/?notice_id=2)*

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.
- \* **Expedited Secondary Applications to Use Stored Water**  
Applications to use stored water exclusively, filed under a simplified review process.
- \* **Establishment of Mitigation Credits in the Deschutes Basin pursuant to OAR Chapter 690, Division 521 (ORS 537.746)**
- \* **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.)
- \* **Application for Instream Lease**  
Application by water right holder to lease existing water rights to instream use.
- \* **Aquifer Storage and Recovery (ASR) Permits**
- \* **Renewal of Aquifer Storage and Recovery (ASR) Limited Licenses**
- \* **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: Permit Amendments**  
Requests to amend permits.
- \* **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.
- \* **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.
- \* **Application to Reauthorize HE 266, HE 313**
- \* **HE 346 Notice of Intent to Reauthorize**

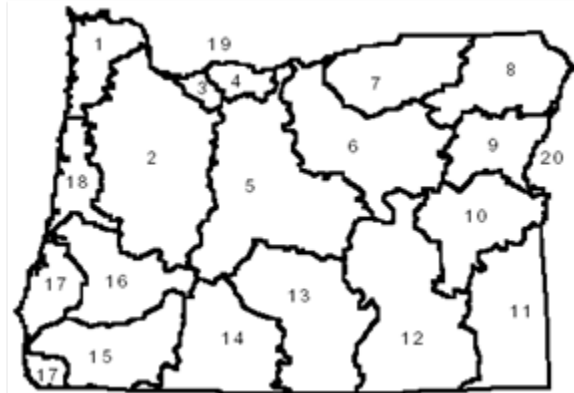
The Public Notice is published each week on the Department's web site at <http://www.wrd.state.or.us/>. If you would like to receive a *free* weekly notification when it is published, please send your request to [Tonya.L.Miller@oregon.gov](mailto:Tonya.L.Miller@oregon.gov)

## 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 18, 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, May 03, 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#	<a href="#">G-18720</a>
County/Basin	Linn / Willamette (2)
Applicant Name	TANGENT DEVELOPMENT PROPERTY LLC 1867 MOUSEBIRD AVE NW SALEM, OR 97304
Sources/TRSQ40Q160	A WELL > LAKE CREEK BASIN / 12.00S 4.00W 1 SESE
Use/Quantity	NURSERY USES / 0.220 CFS
Priority Date	08/01/2018
Stage/Status	PFO / PROPOSE TO APPROVE
App#	<a href="#">G-18596</a>
County/Basin	Washington / Willamette (2)
Applicant Name	KRAXBERGER LIVING TRUST BARRY, JON PO BOX 2073 BEAVERTON, OR 97075
Sources/TRSQ40Q160	A WELL > UNNAMED STREAM / 2.00S 2.00W 17 SWSE
Use/Quantity	NURSERY USES / 0.019 CFS
Priority Date	01/05/2018
Stage/Status	IR / DENIED
App#	<a href="#">G-18775</a>
County/Basin	Benton / Willamette (2)
Applicant Name	SCENIC WOODS LLC C/O CHRIS SCARIANO 840 SCENIC WOOD PLACE NW ALBANY, OR 97321
Sources/TRSQ40Q160	A WELL > BOWERS SLOUGH / 11.00S 4.00W 2 NWNW A WELL > WILLAMETTE RIVER / 11.00S 4.00W 2 NWNW
Use/Quantity	IRRIGATION / 0.560 CFS
Priority Date	01/09/2019
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#	<a href="#">R-88675</a>
County/Basin	Yamhill / Willamette (2)
Applicant Name	RHEA, MICHELLE AND RYAN 10280 NE ABBEY RD CARLTON, OR 97111
Priority Date	10/18/2018
Issue Date	03/12/2019
Status	APPROVED

## 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 18, 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#	<a href="#">S-88755</a>
County/Basin	Marion / Willamette (2)
Applicant Name	NORTHWEST AGRICULTURAL PROPERTIES AKA KRAEMER FARMS STAFFORD, RAY 13318 DOMINIC RD NE MOUNT ANGEL, OR 97362
Sources/TRSQ40Q160	A RESERVOIR > BUTTE CREEK / 6.00S 1.00E 17 SESE RUNOFF > BUTTE CREEK / 6.00S 1.00E 17 SESE
Use/Quantity	IRRIGATION / 5.750 AF
Priority Date	03/07/2019

## Establishment of Mitigation Credits in the Deschutes Basin

ORS 537.746 authorizes the Department to award mitigation credits in the Deschutes Basin to approved mitigation projects. Mitigation credits may be used in the Deschutes Basin, specifically the Deschutes Ground Water Study Area, to mitigate for the impacts of ground water use on surface water flows. Pursuant to OAR Chapter 690, Division 521, upon receipt of notification of a mitigation project, the Department shall give public notice of the intent to establish mitigation credits.

The public is invited to comment on establishment of mitigation credits for the project(s) described below. Comments must be received within 21 days of the date of this public notice. Comments should address the award of mitigation credits to the proposed project and its use for mitigation purposes. Included in this public notice is a preliminary determination as to the amount of mitigation credits that may be available from the proposed project.

**Mitigation Project #:** MP-242, Deschutes County

**Project Applicant:** Deschutes River Conservancy Mitigation Bank and Central Oregon Irrigation district on behalf of several landowners

**Mitigation Project And Process:** Instream Lease IL-1720

**Subbasin/Source:** Middle Deschutes Subbasin - Deschutes River Tributary to the Columbia River

**Amount of Water:** Up to 1.856 Cubic Feet per Second and 825.28 Acre-Feet (Muni)  
Up to 2.174 Cubic Feet per Second and 966.29 Acre-Feet (IR)

**Current Use:** Municipal of 87.457 Acre Equivalent  
Irrigation of 102.40 Acres

**Credits Assigned to:** Deschutes River Conservancy Mitigation Bank

**Preliminary Mitigation Credit Determination:** 184.3 Mitigation credits that may be available for use in the Middle Deschutes and/or General Zones of Impact

**Contact:** Sarah Henderson (503) 986-0884



**Mitigation Project #:** MP-243, Deschutes County

**Project Applicant:** Deschutes River Conservancy Mitigation Bank and Central Oregon Irrigation District on behalf of several landowners

**Mitigation Project And Process:** Instream Lease IL-1722

**Subbasin/Source:** Middle Deschutes subbasin - Deschutes River Tributary to the Columbia River

**Amount of Water:** Up to 1.854 Cubic Feet per Second and 833.22 Acre-Feet

**Current Use:** Irrigation of 84.99 Acres

**Credits Assigned to:** Deschutes River Conservancy Mitigation Bank

**Preliminary Mitigation Credit Determination:** 153.0 Mitigation credits that may be available for use in the Middle Deschutes and/or General Zones of Impact

**Contact:** Sarah Henderson (503) 986-0884

**Mitigation Project #:** MP-244, Deschutes County

**Project Applicant:** Deschutes River Conservancy Mitigation Bank and Central Oregon Irrigation District on behalf of several landowners

**Mitigation Project And Process:** Instream Lease IL-1723

**Subbasin/Source:** Middle Deschutes subbasin - Deschutes River Tributary to the Columbia River

**Amount of Water:** Up to 1.262 Cubic Foot per Second and 561.28 Acre-Feet

**Current Use:** Irrigation of 59.48 Acres

**Credits Assigned to:** Deschutes River Conservancy Mitigation Bank

**Preliminary Mitigation Credit Determination:** 107.1 Mitigation credits that may be available for use in the Middle Deschutes and/or General Zones of Impact

**Contact:** Sarah Henderson (503) 986-0884

**Mitigation Project #:** MP-241, Deschutes County

**Project Applicant:** Deschutes River Conservancy Mitigation Bank and Central Oregon Irrigation District on behalf of several landowners

**Mitigation Project And Process:** Instream Lease IL-1718

**Subbasin/Source:** Middle Deschutes subbasin - Deschutes River Tributary to the Columbia River

**Amount of Water:** Up to 0.522 Cubic Foot per Second and 234.7 Acre-Feet

**Current Use:** Irrigation of 23.94 Acres

**Credits Assigned to:** Deschutes River Conservancy Mitigation Bank  
Preliminary Mitigation

**Credit Determination:** 43.1 mitigation credits that may be available for use in the Middle Deschutes and/or General Zones of Impact

**Contact:** Sarah Henderson (503) 986-0884

**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 April 18, 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# [G-17568](#)  
Permit Number G-17182  
County/Basin Washington / Willamette (2)  
Applicant Name EDWARDS MEADOWS HOME OWNERS ASSOCIATION (HOA)  
HELLMAN, WALT  
PO BOX 33  
HILLSBORO, OR 97123  
Sources/TRSQ40Q160 A WELL > ROCK CREEK / 1.00S 2.00W 8 SWNE  
Use/Quantity IRRIGATION / 0.450 CFS  
Proposed Completion Date 10/01/2024

App# [G-17832](#)  
Permit Number G-17297  
County/Basin Malheur / Owyhee (11)  
Applicant Name BERRETT RANCHES  
BERRETT, DALE  
3540 HWY 95  
JORDAN VALLEY, OR 97910  
Sources/TRSQ40Q160 A WELL > PALOMINO CREEK / 32.00S 40.00E 11 SWSE  
A WELL > PALOMINO CREEK / 32.00S 40.00E 15 NENE  
A WELL > PALOMINO CREEK / 32.00S 40.00E 10 SESE  
Use/Quantity IRRIGATION / 7.8198 CFS  
Proposed Completion Date 10/01/2024

App# [G-15269](#)  
Permit Number G-17810  
County/Basin Yamhill / Willamette (2)  
Applicant Name LOONEY, JOHN EDWARD  
17979 NE LEWIS ROGERS LANE  
NEWBERG, OR 97132  
Sources/TRSQ40Q160 A WELL > CHEHALEM CREEK BASIN / 3.00S 3.00W 5 NENE  
Use/Quantity COMMERCIAL USES / 0.270 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 May 03, 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-17048
Permit#	<a href="#">G-16425</a>
County/Basin	Harney / Malheur (10)
Applicant Name	WILBER BROTHERS 77 W ADAMS ST BURNS, OR 97720
Sources/TRSQ40Q160 Use/Quantity	A WELL > MALHEUR RIVER / 20.00S 35.00E 25 NENE IRRIGATION / 2.000 CFS

**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 April 18, 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#	<a href="#">S-9415</a>
Permit Number	S-6673
County/Basin	Tillamook / North Coast (1)
Applicant Name	CITY OF TILLAMOOK 210 LAUREL AVE TILLAMOOK, OR 97141
Use	MUNICIPAL USES

## 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 April 09, 2019.** 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 998](#)  
Certificate 25383  
County/Basin Wheeler / John Day (6)  
Lessor JOHNSON, LENORE J. AND ROBERT S.  
PO BOX 67  
FOSSIL, OR 97830  
Priority Date 03/31/1886  
Source/Tributary To STONE CABIN CREEK / BUTTE CREEK

Lease# [IL 1364](#)  
Certificate 74145  
County/Basin Deschutes / Deschutes (5)  
Lessor FARMER, DEBORAH  
64695 OLD BEND REDMOND HWY  
BEND, OR 97701  
Lessor SWALLEY IRRIGATION DISTRICT  
64672 COOK AVE SUITE 1  
BEND, OR 97703  
Lessee HUBERT, GENEVIEVE  
DESCHUTES RIVER CONSERVANCY  
700 NW HILL ST STE #1  
BEND, OR 97703  
Priority Date 09/01/1899  
Source/Tributary To DESCHUTES RIVER / COLUMBIA RIVER

Lease# [IL 1434](#)  
Certificate 89604, 89606, 54268, 85736  
County/Basin Linn / Willamette (2)  
Lessor PIESCHL, VAUGHN  
INTERNATIONAL PAPER  
3251 OLD SALEM RD NE  
ALBANY, OR 97321  
Priority Date 06/11/1943, 11/02/1939, 12/23/1954, 10/29/1982  
Source/Tributary To WILLAMETTE RIVER / COLUMBIA RIVER

Lease# [IL 1367](#)  
Certificate 74145  
County/Basin Deschutes / Deschutes (5)  
Lessor THOMAS ACQUISITIONS, LLC  
ATTN: MATTHEW THOMAS  
P.O. BOX 5519  
BEND, OR 97708

Lessor BUTTERFIELD, SUZANNE  
SWALLEY IRRIGATION DISTRICT  
64672 COOK AVE SUITE 1  
BEND, OR 97703

Lessee HUBERT, GENEVIEVE  
DESCHUTES RIVER CONSERVANCY  
700 NW HILL ST STE #1  
BEND, OR 97703

Priority Date 09/01/1899  
Source/Tributary To DESCHUTES RIVER / COLUMBIA RIVER

Lease# [IL 1566](#)  
Certificate 54648, 28041  
County/Basin Benton / Willamette (2)  
Lessor SCHWARTZ, ERIC  
PO BOX 300  
SANTA BARBARA, CA 93102

Priority Date 10/18/1974, 07/23/1951  
Source/Tributary To LUCKIAMUTE RIVER / WILLAMETTE RIVER

Lease# [IL 1719](#)  
Certificate 83571  
County/Basin Crook, Deschutes, Jefferson / Deschutes (5)  
Lessor CENTOLA, ABIGAIL  
CENTRAL OREGON IRRIGATION DISTRICT  
1055 SW LAKE COURT  
REDMOND, OR 97756

Lessee HUBERT, GENEVIEVE  
DESCHUTES RIVER CONSERVANCY  
700 NW HILL ST STE #1  
BEND, OR 97703

Priority Date 10/31/1900  
Source/Tributary To DESCHUTES RIVER / COLUMBIA RIVER

Lease# [IL 1724](#)  
Certificate 94012  
County/Basin Union / Grande Ronde (8)  
Lessor WRIGHT, TED  
CONFEDERATED TRIBES OF THE UMATILLA INDIAN RESERVATION  
46111 TIMINE WAY  
PENDLETON, OR 97801

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

Priority Date 12/31/1866  
Source/Tributary To CATHERINE CREEK / GRANDE RONDE RIVER

Lease# [IL 1720](#)  
Certificate 83571  
County/Basin Crook, Deschutes, Jefferson / Deschutes (5)  
Lessor CENTOLA, ABIGAIL  
CENTRAL OREGON IRRIGATION DISTRICT  
1055 SW LAKE COURT  
REDMOND, OR 97756

Lessee HUBERT, GENEVIEVE  
DESCHUTES RIVER CONSERVANCY MITIGATION BANK  
700 NW HILL ST STE 1  
BEND, OR 97703

Priority Date 10/31/1900  
Source/Tributary To DESCHUTES RIVER / COLUMBIA RIVER

Lease# [IL 1721](#)  
Certificate 83571  
County/Basin Crook, Deschutes, Jefferson / Deschutes (5)  
Lessor CENTOLA, ABIGAIL  
CENTRAL OREGON IRRIGATION DISTRICT  
1055 SW LAKE COURT  
REDMOND, OR 97756

Lessee HUBERT, GENEVIEVE  
DESCHUTES RIVER CONSERVANCY  
700 NW HILL ST STE #1  
BEND, OR 97703

Priority Date 10/31/1900  
Source/Tributary To DESCHUTES RIVER / COLUMBIA RIVER

Lease# [IL 1722](#)  
Certificate 83571  
County/Basin Crook, Deschutes, Jefferson / Deschutes (5)  
Lessor CENTOLA, ABIGAIL  
CENTRAL OREGON IRRIGATION DISTRICT  
1055 SW LAKE COURT  
REDMOND, OR 97756

Lessee HUBERT, GENEVIEVE  
DESCHUTES RIVER CONSERVANCY MITIGATION BANK  
700 NW HILL ST STE 1  
BEND, OR 97703

Priority Date 10/31/1900  
Source/Tributary To DESCHUTES RIVER / COLUMBIA RIVER

Lease# [IL 1723](#)  
Certificate 83571  
County/Basin Crook, Deschutes, Jefferson / Deschutes (5)  
Lessor CENTOLA, ABIGAIL  
CENTRAL OREGON IRRIGATION DISTRICT  
1055 SW LAKE COURT  
REDMOND, OR 97756

Lessee HUBERT, GENEVIEVE  
DESCHUTES RIVER CONSERVANCY MITIGATION BANK  
700 NW HILL ST STE 1  
BEND, OR 97703

Priority Date 10/31/1900  
Source/Tributary To DESCHUTES RIVER / COLUMBIA RIVER



## **Aquifer Storage and Recovery (ASR) Permits**

ASR means the storage of water from a separate source that meets drinking water standards in a suitable aquifer for later recovery and not having as one of its primary purposes the restoration of the aquifer (ORS 537.531). Only after completion of an ASR testing program under a limited license may an applicant apply for a permanent ASR permit. The appearance of the request in the public notice commences a 60-day public comment period for the application. Following the public comment period, the Director shall issue a proposed final order on the permit application. Notice of the proposed final order shall be given in the weekly notice published by the Department.

<b>Application</b>	<b>ASR Permit-004</b>
Certificate	ORS 538.420; Certs 67891, 85913, 81026, 81027; Permits G10479, G10124, G10455; Certs 89117, 89115
County/Basin	Washington / Willamette
Applicant	HILLSBORO SCHOOL DISTRICT C/O DAVE PETERSON 4901 SE WITCH HAZEL HILLSBORO, OR 97123
Source/TRS	SAIN CREEK > SCOGGINS CREEK / 1.00S 5.00W 14, 1.00S 4.00W 20 TUALATIN RIVER > WILLAMETTE RIVER / 1.00S 3.00W 8, 1.00S 4.00W 20, 1.00S 5.00W 14, 1.00S 5.00W 20 A WELL > COLUMBIA RIVER / 1.00N 2.00E 13, 1.00N 2.00E 14, 1.00N 2.00E 15, 1.00N 2.00E 23, 1.00N 2.00E 24, 1.00N 3.00E 21, 1.00N 3.00E 20, 1.00N 3.00E 19
Use/Quantity	Aquifer Storage and Recovery Testing / 100 GPM
ASR Well Locations	ASR Well/WASH 58925 670 feet North & 1450 feet East from SW Corner, 1.00N 2.00W 14
Max Injection/Withdrawal	65 GPM / 425 GPM THROUGH 1 WELL
Max Storage Volume	30 MILLION GALLONS IN A BASALT AQUIFER

## **Renewal of Aquifer Storage and Recovery (ASR) Limited Licenses**

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

An ASR Limited License may be renewed if the applicant demonstrates to the Director's satisfaction that further testing is necessary and that the applicant complied with the terms of the limited license. The standards, findings and process used in the license renewal process shall be as provided in OAR 690-350-0020. The Director may renew an ASR Limited License for a term of not more than 5 years.

<b>Application</b>	<b>ASR Limited License-018 Renewal</b>
Certificate	Permit G-15676; T-11651
County/Basin	Marion / Willamette
Applicant	Fessler Nursery c/o Dale Fessler 1266 Monitor-McKee Rd Woodburn, OR 97071
Source/TRS	A well (MARI 2172) Zollner Creek > Willamette River / 5.00S 1.00W 34
Use/Quantity	Aquifer Storage and Recovery Testing / 0.134 CFS
ASR Well Locations	MARI 62212 340 ft South, 80 ft West from the NE Corner of Sec 33, T5S/R1W
Max Injection/Withdrawal	0.134 CFS / 0.45 CFS THROUGH 1 WELL
Max Storage Volume	31.28 MILLION GALLONS IN A BASALT AQUIFER

## Transfer Applications: Regular

The holder of a water right may apply to permanently change an existing water use subject to transfer as defined in ORS 540.505(4). An application may involve any of the following changes: Point of diversion or appropriation; Additional point of diversion or appropriation; Historic POD; Place of use; Character of use; Instream; Substitution; or Exchange.

The Department seeks public comment on the recently-filed transfer applications listed below. Any person may comment on a transfer application. Comments must be received by the Department on or before April 18, 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	<a href="#">T 13113</a>
Water Right	Cert: 26074, Cert: 83134
County/Basin	Umatilla / Umatilla (7)
Applicant Name	TODD LONGGOOD 101 3RD STREET PENDLETON, OR 97801
Proposed Change	ADDITIONAL POINT OF APPROPRIATION, PLACE OF USE
Sources/TRSQ40Q160	A WELL > STAGE GULCH / 4.00N 30.00E 35 SWSE A WELL > UMATILLA RIVER / 4.00N 30.00E 35 SWSE
Use/Quantity	IRRIGATION / 2.450 CFS IRRIGATION / 0.295 CFS
Priority Date	01/28/1953, 03/28/1983
Transfer	<a href="#">T 13142</a>
Water Right	Cert: 93290 (T 12397)
County/Basin	Morrow / Umatilla (7)
Applicant Name	CHOWNING, GLENN PO BOX 862 HERMISTON, OR 97838
Proposed Change	ADDITIONAL POINT OF APPROPRIATION, PLACE OF USE, USE
Sources/TRSQ40Q160	A WELL > JUNIPER CANYON BASIN / 4.00N 25.00E 13 SENE A WELL > JUNIPER CANYON BASIN / 4.00N 25.00E 13 SWNE
Use/Quantity	IRRIGATION / 1.230 CFS
Priority Date	09/12/1975
Transfer	<a href="#">T 13151</a>
Water Right	Cert: 90128, Cert: 94129
County/Basin	Clackamas, Lake / Goose & Summer Lake (13), Willamette (2)
Applicant Name	BEAN, WARREN H. 12909 SE 68TH PARKWAY STE 430 TIGARD, OR 97223
Proposed Change	POINT OF DIVERSION
Sources/TRSQ40Q160	A WELL > FORT ROCK VALLEY / 27.00S 16.00E 6 NESW ROCK CREEK > PUDDING RIVER / 4.00S 1.00E 31 NWSW
Use/Quantity	IRRIGATION / 1.030 CFS IRRIGATION / 0.030 CFS
Priority Date	06/22/1981, 03/05/1934

## 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-13140](#)  
Water Right Cert: 93055  
County/Basin Deschutes / Deschutes (5)  
Applicant Name GOLD RING HOLDINGS LLC  
ATTN: PAUL BINDER  
5837 JEAN RD  
LAKE OSWEGO, OR 97035  
Proposed Change ADDITIONAL POINT OF APPROPRIATION, PLACE OF USE  
Sources/TRSQ40Q160 A WELL > DESCHUTES RIVER BASIN / 18.00S 11.00E 1 NWSE  
Use/Quantity QUASI-MUNICIPAL USES / 2.700 CFS  
Priority Date 02/22/1990

Transfer [T-13146](#)  
Water Right Cert: 46880, Cert: 91249 (T 11938)  
County/Basin Lake / Goose & Summer Lake (13)  
Applicant Name RICKETTS, NICKOLAS  
RICKETTS FAMILY FARM  
P.O. BOX 130  
SILVER LAKE, OR 97638  
Proposed Change PLACE OF USE  
Sources/TRSQ40Q160 A WELL > FORT ROCK BASIN / 28.00S 16.00E 10 SWSE  
A WELL > SILVER LAKE / 28.00S 16.00E 10 SWSE  
Use/Quantity IRRIGATION / 0.330 CFS  
IRRIGATION / 0.240 CFS  
Priority Date 01/12/1972, 03/22/1983

Transfer [T-13147](#)  
Water Right Cert: 83363, Cert: 4597, Cert: 89274  
County/Basin Baker / Powder (9)  
Applicant Name DEL CURTO, CHAD  
42173 MOODY RD  
RICHLAND, OR 97870  
SHARP, STEVE  
36975 SULLIVAN LN  
RICHLAND, OR 97870  
Proposed Change ADDITIONAL POINT OF DIVERSION, PLACE OF USE  
Sources/TRSQ40Q160 EAGLE CREEK > POWDER RIVER / 9.00S 45.00E 10 SENW  
EAGLE CREEK > POWDER RIVER / 8.00S 45.00E 33 SENW  
Use/Quantity IRRIGATION / 3.765 CFS  
IRRIGATION / 1.000 CFS  
IRRIGATION / 0.488 CFS  
Priority Date 12/31/1881, 12/31/1881, 12/31/1885

Transfer [T-13148](#)  
 Water Right Cert: 10931, 10932, 10933, 10934, 1100, 1107, 1104, 10915  
 County/Basin Klamath / Klamath (14)  
 Applicant Name ROBINSON BEST LLC  
 P.O. BOX 769  
 ARBUCKLE, CA 95912  
  
 TRAYNHAM RANCH LLC  
 1881 BROPHY RD  
 EAGLE POINT, OR 97524  
 Proposed Change PLACE OF USE  
 Sources/TRSQ40Q160 ANNA CREEK > WOOD RIVER / 33.00S 7.50E 5 SENW  
 ANNIE CREEK > WOOD RIVER / 32.00S 7.50E 31 NESW  
 WASTE WATERS > ANNIE CREEK SLOUGH  
 WOOD RIVER > AGENCY LAKE / 33.00S 7.50E 10 SESW  
 WOOD RIVER > UPPER KLAMATH LAKE / 33.00S 7.50E 21 NENE  
 WOOD RIVER > UPPER KLAMATH LAKE / 33.00S 7.50E 10 SESW  
 Use/Quantity DOMESTIC / 2.000 CFS  
 IRRIGATION / 2.380 CFS  
 DOMESTIC / 3.940 CFS  
 DOMESTIC / 6.500 CFS  
 DOMESTIC / 4.000 CFS  
 DOMESTIC / 6.690 CFS  
 LIVESTOCK / 4.250 CFS  
 LIVESTOCK / 1.330 CFS  
 IRRIGATION, LIVESTOCK AND DOMESTIC / 4.850 CFS  
 Priority Date 05/31/1914, 05/31/1914, 05/31/1914, 05/31/1914, 12/31/1892, 12/31/1891, 04/30/1898,  
 04/30/1898, 12/31/1891

Transfer [T-13138](#)  
 Water Right Cert: 87413  
 County/Basin Union / Grande Ronde (8)  
 Applicant Name RAYBURN, SHERILYN  
 59099 PIERCE RD  
 LA GRANDE, OR 97850  
 Proposed Change PLACE OF USE  
 Sources/TRSQ40Q160 A WELL > MCALISTER SLOUGH / 3.00S 39.00E 19 SWNE  
 Use/Quantity IRRIGATION / 2.210 CFS  
 Priority Date 03/10/1980, 03/10/1980

## Transfer Applications: Permit Amendments

The holder of a water right permit may apply to change a point of diversion or appropriation or to change the place of use pursuant to ORS 537.211 (4).

Notice is given that the following applications for Permit Amendments have been received by the Department. If the proposed change in point of diversion or appropriation is for a distance greater than 1/4 mile or includes intervening diversion points, notice also will be published in a local newspaper.

Transfer	<a href="#">T 13149</a>
Water Right	Permit: G 15670
County/Basin	Clackamas / Willamette (2)
Applicant Name	JENTSCH, RODNEY 20511 F ST RUPERT, ID 83350
Proposed Change	ADDITIONAL POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > JOHNSON CREEK / 1.00S 4.00E 27 NESE A WELL > JOHNSON CREEK / 1.00S 4.00E 26 NWSW
Use/Quantity	NURSERY USES / 0.800 CFS
Priority Date	02/27/2003
Transfer	<a href="#">T 13150</a>
Water Right	Permit: G 17182
County/Basin	Washington / Willamette (2)
Applicant Name	EDWARDS MEADOWS HOMEOWNERS ASSOCIATION PO BOX 33 HILLSBORO, OR 97123
Proposed Change	ADDITIONAL POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > ROCK CREEK / 1.00S 2.00W 8 SWNE
Use/Quantity	IRRIGATION / 0.450 CFS
Priority Date	07/09/2012

## 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**                                **2019-002**  
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:                                    0.60  
Authorized POU:                      T15S R13E 09 NENE  
Proposed POU:                        T17S R12E 11 NWNE

**Notice**                                **2019-004**  
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:                                    0.52  
Authorized POU:                      T14S R13E 15 NENW  
Proposed POU:                        T14S R13E 15 NENW

**Notice**                                **2019-008**  
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:                      T16S R12E 13 NENW  
Proposed POU:                        T16S R12E 13 NENW

<b>Notice</b>	<b>2019-009</b>
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:	3.00
Authorized POU:	T12S R12E 23 SESW; T12S R12E 27 SWSW;
Proposed POU:	T17S R12E 24 NENE



## **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 April 18, 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	<a href="#">T-13143</a>
Water Right	Claim: GR 1478
County/Basin	Clackamas, Multnomah / Willamette (2)
Applicant Name	CITY OF MILWAUKIE 10722 SE MAIN STREET MILWAUKIE, OR 97222
Proposed Change	POINT OF APPROPRIATION, ADDITIONAL POINT OF APPROPRIATION, PLACE OF USE
Sources/TRSQ40Q160	WELL 2 > JOHNSON CREEK / 1.00S 1.00E 25 NESE
Use/Quantity	MUNICIPAL USES / 0.847 CFS
Priority Date	12/31/1936
Transfer	<a href="#">T-13144</a>
Water Right	Claim: GR 1479
County/Basin	Wheeler / Willamette (2)
Applicant Name	CITY OF MILWAUKIE 10722 SE MAIN STREET MILWAUKIE, OR 97222
Proposed Change	ADDITIONAL POINT OF APPROPRIATION, PLACE OF USE
Sources/TRSQ40Q160	WELL 1 > JOHNSON CREEK / 1.00S 1.00E 25 NESE
Use/Quantity	MUNICIPAL USES / 0.847 CFS
Priority Date	12/31/1935
Transfer	<a href="#">T-13145</a>
Water Right	Claim: GR 1480
County/Basin	Josephine / Willamette (2)
Applicant Name	CITY OF MILWAUKIE 10722 SE MAIN STREET MILWAUKIE, OR 97222
Proposed Change	ADDITIONAL POINT OF APPROPRIATION, PLACE OF USE
Sources/TRSQ40Q160	WELL 3 > JOHNSON CREEK / 1.00S 1.00E 25 NESE
Use/Quantity	MUNICIPAL USES / 0.847 CFS
Priority Date	12/31/1946

## **Application to Reauthorize a Minor Hydroelectric Project**

The Oregon Water Resources Department seeks public comment on the following application to reauthorize minor hydroelectric project HE 266 in Clackamas County. Comments on the application and requests by interested parties who want to obtain future notices must be submitted within 45 days of publication of the notice. The application and supporting documents can be viewed at the Water Resources Department, 725 Summer St. NE, Suite A, Salem, OR 97301-1271. If you would like a copy of the application please contact Craig Kohanek (503) 986-0823 or [ron.c.kohanek@oregon.gov](mailto:ron.c.kohanek@oregon.gov). A copying fee will be assessed as allowed in ORS Chapter 536.050(1)(e).

**Application: HE 266**  
Applicant: Minikahda Hydropower Co LLC  
Project Address: 5829 NE 19<sup>th</sup> Avenue, Portland, OR 97211  
Amount of water: 3.0 cubic feet per second (cfs)  
Source of water: Minikahda Creek, tributary to Clear Creek  
Point of Diversion: NE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 27, Township 2 South, Range 7 East, W.M.  
Place of Use: NW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 27, Township 2 South, Range 7 East, W.M.  
Purpose: Hydroelectric for sale to a public utility  
Power developed: Up to 98.8 Theoretical horsepower

**Application: HE 313**  
Applicant: Von Heritage Enterprises LLC  
Project Address: 10955 NW Rex Brown Road  
Amount of water: 3.0 cubic feet per second (cfs)  
Source of water: Kane Creek and an unnamed stream, tributaries of Panther Creek  
Points of Diversion: SW $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 28, Township 3 South, Range 5 West, W.M.  
Place of Use: NE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 28, Township 3 South, Range 5 West, W.M.  
Purpose: Hydroelectric for sale to a public utility  
Power developed: Up to 95 Theoretical horsepower

**Comments and requests to obtain future notices are due by May 5, 2019**

## Notice of Intent to Reauthorize

**Application Number:** HE 346  
**Name:** Dixie C. Lathrop  
**County:** Grant  
**Basin:** John Day  
**Stream:** Laycock Creek, Tributary to John Day River  
**State Expiration Date:** December 31, 2021  
**Project Description:** A hydroelectric project using 0.78 cubic feet per second (CFS), with a priority date of July 20, 1981 to generate up to 17 theoretical horsepower for on-site use.  
The project powerhouse is located in Township 14 South, Range 30 East, Section 25 NW1/4 of the NW1/4.

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](mailto: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 19, 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)\*

[ ]  
[ ]  
[ ]

**Your Name, Address, and Phone Number:**

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\* 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.