

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
May 7, 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.
- * **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.
- * **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.
- * **Application for Instream Lease**
Application by water right holder to lease existing water rights to instream use.
- * **Transfer Preliminary Determinations**
Requests to change point of diversion or appropriation, place of use, and character of use upon which the public may protest the application and Department's preliminary determination.
- * **Transfer 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.

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

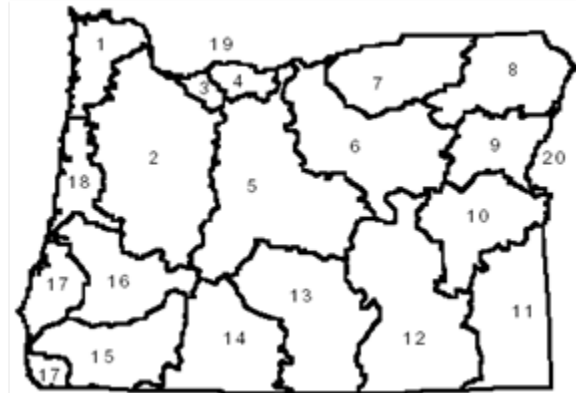
Unit of measure:

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

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, June 06, 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, June 21, 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-18350](#)
County/Basin Jackson / Rogue (15)
Applicant Name XP INVESTMENTS LLC
HRNCIR, ROSS
PO BOX 966
HALLETTSVILLE, TX 77964
Sources/TRSQ40Q160 A WELL > HOG CREEK BASIN / 35.00S 1.00W 28 NESE
A WELL > HOG CREEK BASIN / 35.00S 1.00W 27 NWSW
Use/Quantity NURSERY USES / 0.400 CFS
Priority Date 07/22/2016
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18483](#)
County/Basin Jackson / Rogue (15)
Applicant Name SAMS VALLEY FARMS
BATTEL, ANDREW
3357 BEAGLE RD
WHITE CITY, OR 97503
Sources/TRSQ40Q160 A WELL > CONSTANCE CREEK BASIN / 35.00S 2.00W 13 SENE
Use/Quantity NURSERY USES / 0.025 CFS
Priority Date 03/21/2017
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18568](#)
County/Basin Columbia / North Coast (1)
Applicant Name MILORIS WATER ASSOCIATION INC.
C/O ROBERT JACKSON
PO BOX 250
COLUMBIA CITY, OR 97018
Sources/TRSQ40Q160 A WELL > MCBRIDE CREEK BASIN / 5.00N 1.00W 28 NESW
Use/Quantity QUASI-MUNICIPAL USES / 0.060 CFS
Priority Date 10/12/2017
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18729](#)
County/Basin Clackamas / Willamette (2)
Applicant Name CHRISTENSEN, CHARLES
22125 S CLAUSE COURT
OREGON CITY, OR 97045
Sources/TRSQ40Q160 A WELL > CLACKAMAS RIVER / 2.00S 3.00E 26 NENW
Use/Quantity NURSERY USES / 0.374 CFS
Priority Date 09/06/2018
Stage/Status IR / PROPOSE TO APPROVE

App#	G-18786
County/Basin	Linn / Willamette (2)
Applicant Name	RUCKERT, KYLE A. 33660 RIDGE DR TANGENT, OR 97389
Sources/TRSQ40Q160	A WELL > CALAPOOIA RIVER / 12.00S 3.00W 28 NENE
Use/Quantity	IRRIGATION / 1.590 CFS
Priority Date	02/01/2019
Stage/Status	IR / PROPOSE TO APPROVE
App#	G-18810
County/Basin	Grant / Malheur Lake (12)
Applicant Name	SOUTHWORTH BROS INC. C/O JACK SOUTHWORTH PO BOX 9 SENECA, OR 97873
Sources/TRSQ40Q160	A WELL > VAN ASPEN CREEK / 16.00S 31.00E 22 NWNW
Use/Quantity	A WELL > VAN ASPEN CREEK / 16.00S 31.00E 15 SWSE
Priority Date	IRRIGATION / 3.000 CFS 04/04/2019
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-17503](#)
County/Basin Multnomah / Willamette (2)
Applicant Name SILTRONIC CORP.
7200 NW FRONT AVE MS 30
PORTLAND, OR 97201
Priority Date 10/28/2011
Issue Date 04/30/2019
Status WITHDRAWN

App# [G-18536](#)
County/Basin Lane / Willamette (2)
Applicant Name LAKE, AARON
84735 PARKWAY RD
PLEASANT HILL, OR 97455
Priority Date 07/10/2017
Issue Date 05/01/2019
Status APPROVED

App# [G-18570](#)
County/Basin Linn / Willamette (2)
Applicant Name EICHLER, KEN
8250 TUCKER RD
AMITY, OR 97101
Priority Date 10/19/2017
Issue Date 04/30/2019
Status APPROVED

App# [LL-1774](#)
County/Basin Jackson / Rogue (15)
Applicant Name THE FRESHWATER TRUST
700 SW TAYLOR ST SUITE 200
PORTLAND, OR 97205
Issue Date 05/02/2019
Status APPROVED

App# [R-88189](#)
County/Basin Harney / Malheur Lake (12)
Applicant Name STROEMPLE, GEORGE
PO BOX 1810
LAKE OSWEGO, OR 97035
Priority Date 03/01/2016
Issue Date 04/30/2019
Status DENIED

App#	R-88190
County/Basin	Harney / Malheur Lake (12)
Applicant Name	STROEMPLE, GEORGE PO BOX 1810 LAKE OSWEGO, OR 97035
Priority Date	03/01/2016
Issue Date	04/30/2019
Status	DENIED
App#	R-88671
County/Basin	Jackson / Rogue (15)
Applicant Name	WHITE, RONALD 5333 ROGUE RIVER DR EAGLE POINT, OR 97524
Priority Date	09/21/2018
Issue Date	04/30/2019
Status	APPROVED
App#	R-88672
County/Basin	Douglas / Umpqua (16)
Applicant Name	HUNTER, MATTHEW 1330 CLEVELAND HILL RD ROSEBURG, OR 97471
Priority Date	10/04/2018
Issue Date	04/30/2019
Status	APPROVED
App#	R-88678
County/Basin	Douglas / Umpqua (16)
Applicant Name	COX, WILLIAM AND SUE 1241 WILLBUR RD ROSEBURG, OR 97470
Priority Date	11/08/2018
Issue Date	04/30/2019
Status	APPROVED
App#	S-88752
County/Basin	Polk / Willamette (2)
Applicant Name	WILLAMETTE VALLEY LAND LLC C/O PAUL KUEHNE PO BOX 99 LAFAYETTE, OR 97127
Priority Date	02/28/2019
Issue Date	05/01/2019
Status	APPROVED

**Applications for Extensions of Time
to Perfect Water Right Permits filed pursuant to OAR 690-315**

Consistent with OAR 690-315-0050, the Department will accept public comment on the following extension applications until June 06, 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-86624](#)
Permit Number S-54377
County/Basin Douglas / Umpqua (16)
Applicant Name BOBILLOT, ANDREW S.
3937 GLENBROOK LOOP
RIDDLE, OR 97469
Sources/TRSQ40Q160 A RESERVOIR > COW CREEK / 31.00S 4.00W 28 SWNE
A RESERVOIR > COW CREEK / 30.00S 6.00W 33 NWNE
Use/Quantity IRRIGATION / 11.150 AF
Proposed Completion Date 10/01/2021

App# [G-16936](#)
Permit Number G-16352
County/Basin Wheeler / John Day (6)
Applicant Name 4-DSD LLC
175 PHILLIP RD
WOODSIDE, CA 94062
Sources/TRSQ40Q160 A WELL > NORTH FORK SIXSHOOTER CREEK / 11.00S 24.00E 16 NESW
A WELL > NORTH FORK SIXSHOOTER CREEK / 11.00S 24.00E 17 NESE
A WELL > TUBB CREEK / 11.00S 24.00E 23 SENW
A WELL > INDIAN CREEK / 11.00S 24.00E 13 NESW
A WELL > INDIAN CREEK / 11.00S 24.00E 13 SESW
A WELL > NORTH FORK SIXSHOOTER CREEK / 11.00S 24.00E 15 NENW
Use/Quantity IRRIGATION / 9.996 CFS
Proposed Completion Date 10/01/2024

App# [R-87489](#)
Permit Number R-15050
County/Basin Wheeler / John Day (6)
Applicant Name 4 DSD LLC
175 PHILLIPS RD
WOODSIDE, CA 94062
Sources/TRSQ40Q160 RUNOFF > SIXSHOOTER CREEK / 11.00S 24.00E 15 NENW
UNNAMED STREAM > SIXSHOOTER CREEK / 11.00S 24.00E 15 NENW
A SPRING > SIXSHOOTER CREEK / 11.00S 24.00E 15 NENW
A SPRING > SIXSHOOTER CREEK / 11.00S 24.00E 15 SWNE
Use/Quantity STORAGE / 50.000 AF
Proposed Completion Date 10/01/2024

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 May 21, 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-1780](#)
County/Basin Yamhill / Willamette (2)
Applicant Name HULL, JOHN
C/O RANDE HOLDINGS, LLC
27 N STATE ST.
LAKE OSWEGO, OR 97034

SMITH, ROGER
C/O ROGER N SMITH ACCOC. INC.
1400 SW DAVENPORT ST.
PORTLAND, OR 97201

Sources/TRSQ40Q160 A WELL > HESS CREEK DRANAGE / 3.00S 3.00W 28 NENE
Use/Quantity PROPAGATE GRAPEVINE STARTS / 15 GPM

App# [LL-1781](#)
County/Basin Washington / Willamette (2)
Applicant Name BERCHTOLD FARMING LLC
ATTN: MS. NETANYA WELCH
21980 SW AEBISCHER ROAD
SHERWOOD, OR 97140

BRUCE, STEVEN R.
SKOOKUM WATER ASSOCIATES INC
1626 VICTORIAN WAY
EUGENE, OR 97401

HOWARD, ELIZABETH
SCHWABE WILLIAMSON AND WYATT
1211 SW 5TH AVENUE, SUITE 1900
PORTLAND, OR 97204

Sources/TRSQ40Q160 A WELL > CHICKEN CREEK / 2.00S 2.00W 26 SESW
Use/Quantity GROUNDWATER WILL BE PUMPED FROM A WELL AND USED TO IRRIGATE WINE
GRAPES UNTIL PLANTS ARE ESTABLISHED / 30 GPM

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 May 28, 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# [SL 47](#)
Certificate 50936
County/Basin Wasco / Hood (4)
Lessor OLSON, JIM
80840 DUFUR VALLEY RD
DUFUR, OR 97021

Lessee BELAIS, MEG
THE FRESHWATER TRUST
700 SW TAYLOR ST, SUITE 200
PORTLAND, OR 97205

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

Priority Date 12/31/1863
Source/Tributary To RAMSEY CREEK / FIFTEENMILE CREEK

Lease# [IL 1368](#)
Certificate 25072
County/Basin Grant / John Day (6)
Lessor GREENWOOD, DERRICK
9496 ALTA MESA ROAD
WILTON, CA 95693

Lessor GREENWOOD, DIANE B.
9496 ALTA MESA ROAD
WILTON, CA 95693

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

Priority Date 12/31/1868
Source/Tributary To JOHN DAY RIVER / COLUMBIA RIVER

Lease# [IL 1385](#)
Certificate 6489
County/Basin Union / Grande Ronde (8)
Lessor SHOEMAKER, LEE
PO BOX 706
UNION, OR 97883

Lessor SHOEMAKER, DENISE
PO BOX 706
UNION, OR 97883

Lessee SAWASKE, SPENCER
THE FRESHWATER TRUST
700 SW TAYLOR ST SUITE 200
PORTLAND, OR 97205

Priority Date 12/31/1870
Source/Tributary To CATHERINE CREEK / GRANDE RONDE RIVER

Lease# [IL 1440](#)
Certificate 87479, 81996
County/Basin Grant / John Day (6)
Lessor GREENWOOD, DERRICK
9496 ALTA MESA ROAD
WILTON, CA 95693

Lessor GREENWOOD, DIANE B.
9496 ALTA MESA ROAD
WILTON, CA 95693

Lessee MALMBERG, TONY
THE FRESHWATER TRUST
1782 S MAIN STREET
UNION, OR 97883

Priority Date 12/31/1868, 09/14/1983
Source/Tributary To REYNOLDS CREEK / JOHN DAY RIVER

Lease# [IL 1531](#)
Certificate 6459
County/Basin Union / Grande Ronde (8)
Lessor SMITH, C GLEN
563 NW 21ST STREET
PENDLETON, OR 97801

Lessor SMITH, RONDA G.
563 NW 21ST ST.
PENDLETON, OR 97801

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

Priority Date 12/31/1872
Source/Tributary To CATHERINE CREEK / GRANDE RONDE RIVER

Lease# [IL 1666](#)
Certificate 44330
County/Basin Union / Grande Ronde (8)
Lessor ROVEY, BYRON
ROVEY FARMS
58777 GODLEY RD
LA GRANDE, OR 97850

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

Priority Date 12/31/1870
Source/Tributary To CATHERINE CREEK / GRANDE RONDE RIVER

Lease# [IL 1673](#)
Certificate 25283
County/Basin Grant / John Day (6)
Lessor HANSON, RANDY
16 WEST MCELHANEY ROAD
TAYLORS, SC 29687

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

Priority Date 12/31/1888
Source/Tributary To FOX CREEK / COTTONWOOD CREEK

Lease# [IL 1744](#)
Certificate 83571
County/Basin Crook, Deschutes, Jefferson / Deschutes (5)
Lessor HUGHES, GARY
1065 SE PAIUTE #100
BEND, OR 97702

Lessor HUGHES, PATRICIA
1065 SE PAIUTE #100
BEND, OR 97702

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

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 June 06, 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-13035](#) filed by Karam Nursery, c/o Issa Karam, 15028 S Redland Rd, Oregon City, OR 97045, proposes an additional point of appropriation under Certificate 93997. The right allows the use of 0.0725 cubic foot per second from two wells in Sec. 34, T2S, R2E, WM for nursery operations in Sec. 34. The applicant proposes an additional point of appropriation in Sec. 34, T2S, R2E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

[T-12795](#) filed by Philip and Penelope Knight, 34645 SW Cloudrest Lane, Hillsboro, OR 97123, proposes a change in point of diversion and a change in place of use under Certificate 87331. The right allows the use of 0.5 cubic foot per second from the Crooked River in Sec. 22, T14S, R14E, WM for irrigation in Sects. 15 and 22, T14S, R14E, WM. The applicant proposes to move the point of diversion to Sec.34, T13S, R13E, WM and to change the place of use to Sec. 34, T13S, R13E WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

[T-11373](#) filed by Butler Ranch Inc., 5294 NW Lone Pine Rd, Terrebonne, OR 97760, proposes a place of use change under Certificates 83850 and 87331. The rights allow the use of 0.82 cubic foot per second from the Crooked River in Sec. 22, T14S, R14E, W.M. for Irrigation and Supplemental Irrigation in Sec. 15 and 22. The applicant proposes to change the place of use to Sec. 15, T14S, R14E, W.M. The transfer application was amended to remove Certificate 2734 and to add a portion of Certificate 87331. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

[T-11347](#) filed by Butler Ranch Inc., 5294 NW Lone Pine Rd, Terrebonne, OR 97760, proposes to change the place of use and character of use under Certificates 87331 and 2734 to instream use. The rights allow the use of up to 0.04 Cubic Foot per Second (CFS) under Certificate 87331 and 0.18 CFS under Certificate 2734 from the Crooked River in Sec. 22, T14S, R14E, W.M. for Irrigation in Sec. 22. The applicant proposes to create an instream use in the Crooked River from the point of diversion to Lake Billy Chinook at a maximum of 0.02 CFS from Certificate 87331 and 0.18 CFS from Certificate 2734, and to establish mitigation credits in the Deschutes Groundwater Study Area. The transfer application was amended to change the portion of Certificate 87331 to be changed and to add a portion of Certificate 2734 to the transfer application. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540, OAR 690-380-5000 and OAR 690-077-0075. The Department has also concluded that the proposed transfer appears to result in mitigation credits pursuant to OAR 690-521-0300 & OAR 690-521-0400.

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-13174
Water Right	Cert: 19459, 59987, 59988, 59989, 26134, 67814
County/Basin	Yamhill / Willamette (2)
Applicant Name	ACE HOLDINGS, LLC P.O. BOX 417 GASTON, OR 97119
Proposed Change	MCGILL, WILLIAM E. 15333 PLETZER RD SE TURNER, OR 97392
Sources/TRSQ40Q160	POINT OF DIVERSION, PLACE OF USE NORTH YAMHILL RIVER > YAMHILL RIVER / 3.00S 4.00W 5 NWSW
Use/Quantity	IRRIGATION / 0.380 CFS IRRIGATION / 0.250 CFS IRRIGATION / 0.190 CFS LIVESTOCK / 0.060 CFS IRRIGATION / 0.220 CFS IRRIGATION / 0.310 CFS IRRIGATION / 0.200 CFS
Priority Date	10/17/1946, 09/14/1938, 06/27/1939, 04/09/1953, 12/11/1979

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 June 06, 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-13172
County	Hood River
Certificate	89317; 74264; 89320; 89321; 89356; ALL IN THE NAME of MIDDLE FORK IRRIGATION DISTRICT
Priority Date	01/02/1962; 06/09/1955; 03/09/1970; 08/19/1985; 04/06/1967
Name	MIDDLE FORK IRRIGATION DISTRICT
Address	8235 CLEAR CREEK ROAD PARKDALE, OR 97041
Use	IRRIGATION; SUPPLEMENTAL IRRIGATION
Source	CLEAR CREEK AND CLEAR CREEK RESERVOIR > MIDDLE FORK HOOD RIVER; ELIOT BRANCH OF MIDDLE FORK HOOD RIVER > HOOD RIVER; ELIOT CREEK > MIDDLE FORK HOOD RIVER; COE CREEK > MIDDLE FORK HOOD RIVER; CLEAR BRANCH IN CLEAR BRANCH RESERVOIR > MIDDLE FORK IRRIGATION DISTRICT

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 June 06, 2019.**

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

Transfer	T-13173
County	Douglas
Certificate	76599; 76600; BOTH IN THE NAME OF SUTHERLIN WATER CONTROL DISTRICT
Priority Date	01/27/1960; 01/01/1993
Name	SUTHERLIN WATER CONTROL DISTRICT
Address	495 NORTH STATE STREET SUTHERLIN, OR 97479
Use	IRRIGATION; SUPPLEMENTAL IRRIGATION
Source	SUTHERLIN CREEK AND PLAT 1 RESERVOIR > NORTH UMPQUA RIVER

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
May 7, 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:

* 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.