

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
June 4, 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.
- * **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.)
- * **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 Applications: Regular**
Requests to change point of diversion or appropriation, place of use, or character of use upon which the public may comment. The changes may be proposed in an application for a transfer (including instream or historic POD), an exchange, or a substitution.

- * **Transfer Preliminary Determinations**
Requests to change point of diversion or appropriation, place of use, and character of use upon which the public may protest the application and Department's preliminary determination.
- * **Transfer Applications: 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.
- * **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.
- * **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.

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

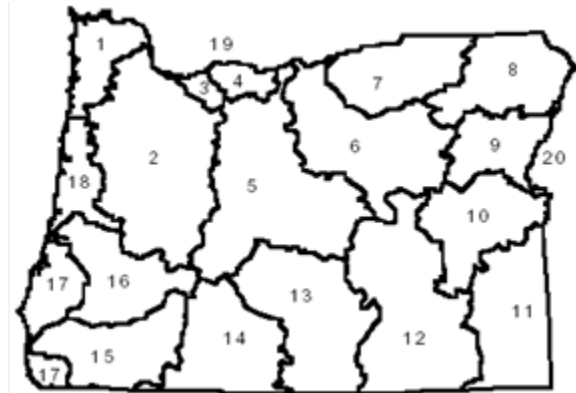
Unit of measure:

- 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, July 04, 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, July 19, 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-16565](#)
County/Basin Baker / Powder (9)
Applicant Name BLATCHFORD, JAMES
44857 BROWN RD
BAKER CITY, OR 97814
Sources/TRSQ40Q160 A WELL > WILLIAMS CREEK / 8.00S 39.00E 17 SENE
Use/Quantity SUPPLEMENTAL IRRIGATION / 2.228 CFS
Priority Date 11/07/2005
Stage/Status PFO / PROPOSE TO DENY

App# [R-88456](#)
County/Basin Washington / Willamette (2)
Applicant Name URSTADT, ERIC ANTHONY
39290 NW MURTAUGH RD
NORTH PLAINS, OR 97133
Sources/TRSQ40Q160 RUNOFF > EAST FORK DAIRY CREEK / 2.00N 3.00W 5 NWNE
Use/Quantity STORAGE / 12.300 AF
Priority Date 09/05/2017
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18699](#)
County/Basin Marion / Willamette (2)
Applicant Name SQUIRREL HILL VINEYARD LLC
PO BOX 429
DUNDEE, OR 97115
Sources/TRSQ40Q160 A WELL > RODGERS CREEK WATERSHED / 8.00S 3.00W 35 NENE
Use/Quantity IRRIGATION / 0.130 CFS
Priority Date 06/06/2018
Stage/Status PFO / PROPOSE TO APPROVE

App# [R-88663](#)
County/Basin Polk / Willamette (2)
Applicant Name BJORNSON, MARK
3635 BETHEL HEIGHTS ROAD NW
SALEM, OR 97304
Sources/TRSQ40Q160 UNNAMED STREAM > YAMHILL RIVER / 7.00S 5.00W 4 SENE
Use/Quantity STORAGE / 60.000 AF
Priority Date 08/13/2018
Stage/Status PFO / PROPOSE TO APPROVE

Final Orders - Permit & Limited License Applications

Following is a list of applications for new appropriations that have had final orders issued recently. If you would like a hard copy of an order mailed to you, send a request with \$25.00 for each order to the Water Rights Section, Oregon Water Resources Department, 725 Summer Street NE Suite A, Salem OR 97301. If you have any questions, please contact the Department's customer service staff by dialing 503-986-0801.

App#	G-17881
County/Basin	Harney / Malheur Lake (12)
Applicant Name	DCR HAY COMPANY LLC
Priority Date	06/26/2014
Issue Date	05/30/2019
Status	WITHDRAWN
App#	G-18024
County/Basin	Harney / Malheur Lake (12)
Applicant Name	TITUS, TODD 43613 RODEO LANE BURNS, OR 97720
Priority Date	03/19/2015
Issue Date	05/23/2019
Status	WITHDRAWN
App#	G-18713
County/Basin	Marion / Willamette (2)
Applicant Name	JER-ANN LLC SMITH, TONY 19101 RIVER RD NE ST PAUL, OR 97137
Priority Date	07/17/2018
Issue Date	05/23/2019
Status	WITHDRAWN
App#	R-88698
County/Basin	Clackamas / Willamette (2)
Applicant Name	TOWNSEND, MICHAEL 23400 NE TOWNSEND WAY FAIRVIEW, OR 97024
Priority Date	01/31/2019
Issue Date	05/29/2019
Status	APPROVED
App#	S-88180
County/Basin	Columbia / North Coast (1)
Applicant Name	HARRIES, JENNIFER 79564 ALSTON MAYGER RD CLATSKANIE, OR 97016
Priority Date	02/18/2016
Issue Date	05/23/2019
Status	DENIED

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 August 03, 2019.

App# [R-88772](#)
County/Basin Josephine / Rogue (15)
Applicant Name HOWELL, MATTHEW
6651 WESTSIDE RD
CAVE JUNCTION, OR 97523
Sources/TRSQ40Q160 RUNOFF > UNNAMED STREAM / 40.00S 8.00W 6 NENE
Use/Quantity MULTIPLE PURPOSE / 9.000 AF
Priority Date 05/23/2019

App# [R-88773](#)
County/Basin Yamhill / Willamette (2)
Applicant Name NIEMEYER, JOHN
15 82ND DR SUITE 210
GLADSTONE, OR 97027
Sources/TRSQ40Q160 RUNOFF > UNNAMED STREAM / 3.00S 3.00W 26 SWSW
Use/Quantity MULTIPLE PURPOSE / 3.000 AF
Priority Date 05/23/2019

App# [R-88774](#)
County/Basin Polk / Willamette (2)
Applicant Name HORTON, CHRIS AND JOAN
14850 AIRLIE RD
MONMOUTH, OR 97361
Sources/TRSQ40Q160 STAATS CREEK > PETERSON CREEK / 10.00S 5.00W 4 NWNE
STAATS CREEK > PETERSON CREEK / 10.00S 5.00W 4 SWNE
Use/Quantity MULTIPLE PURPOSE / 15.000 AF
Priority Date 05/23/2019

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 **July 04, 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-88768
County/Basin	Marion / Willamette (2)
Applicant Name	JER ANN LLC C/O TONY SMITH 19101 RIVER RD NE SAINT PAUL, OR 97137
Sources/TRSQ40Q160	WILLAMETTE RIVER > COLUMBIA RIVER / 4.00S 3.00W 26 SWNE DETROIT RESERVOIR > NORTH SANTIAM RIVER / 10.00S 5.00E 7 SWNW BLUE RIVER RESERVOIR > BLUE RIVER / 16.00S 4.00E 16 SESE COTTAGE GROVE RESERVOIR > COAST FORK WILLAMETTE RIVER / 21.00S 3.00W 28 SENE COUGAR RESERVOIR > SOUTH FORK MCKENZIE RIVER / 16.00S 5.00E 31 SESE DORENA RESERVOIR > ROW RIVER / 20.00S 2.00W 32 NWSE FALL CREEK RESERVOIR > FALL CREEK / 19.00S 1.00W 1 NESW FERN RIDGE RESERVOIR > LONG TOM RIVER / 17.00S 5.00W 4 NESW GREEN PETER RESERVOIR > MIDDLE SANTIAM RIVER / 13.00S 2.00E 10 NWSE HILLS CREEK RESERVOIR > MIDDLE FORK WILLAMETTE RIVER / 21.00S 3.00E 35 NENW LOOKOUT POINT RESERVOIR > MIDDLE FORK WILLAMETTE RIVER / 19.00S 1.00W 13 NWSE
Use/Quantity	IRRIGATION / 142.250 AF
Priority Date	04/23/2019

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-250 , Deschutes County
Project Applicant:	Deschutes River Conservancy Mitigation Bank and Three Sisters Irrigation District on behalf of a couple landowners
Mitigation Project And Process:	Instream Lease IL-1749 - see also instream lease section of this notice for additional application details
Subbasin/Source:	Whychus Creek subbasin – Whychus Creek, tributary to the Deschutes River
Amount of Water:	up to 2.482 Cubic Foot per Second and 472.53 Acre-Feet
Current Use:	Irrigation of 155.1 acres
Credits Assigned to:	Deschutes River Conservancy Mitigation Bank
Preliminary Mitigation Credit Determination:	279.2 mitigation credits that may be available for use in the Whychus Creek and/or General Zones of Impact
Contact:	Sarah Henderson (503) 986-0884

Mitigation Project #: **MP-251**, Deschutes County

Project Applicant: Deschutes River Conservancy Mitigation Bank and Three Sisters Irrigation District on behalf of a couple landowners

Mitigation Project And Process: Instream Lease IL-1750 - see also instream lease section of this notice for additional application Details

Subbasin/Source: Whychus Creek subbasin – Whychus Creek, tributary to the Deschutes River

Amount of Water: up to 1.752 Cubic Foot per Second and 333.6 Acre-Feet

Current Use: Irrigation of 109.5 acres

Credits Assigned to: Deschutes River Conservancy Mitigation Bank

Preliminary Mitigation Credit Determination: 197.1 mitigation credits that may be available for use in the Whychus Creek and/or General Zones of Impact

Contact: Sarah Henderson (503) 986-0884

Mitigation Project #: **MP-252**, Crook County

Project Applicant: Deschutes River Conservancy Mitigation Bank and Ochoco Irrigation District

Mitigation Project And Process: Instream Lease IL-1751 - see also instream lease section of this notice for additional application Details

Subbasin/Source: Crooked River subbasin – Crooked River, tributary to the Deschutes River

Amount of Water: up to 1.223 Cubic Foot per Second and 324.6 Acre-Feet

Current Use: Irrigation of 108.2 acres

Credits Assigned to: Deschutes River Conservancy Mitigation Bank

Preliminary Mitigation Credit Determination: 194.8 mitigation credits that may be available for use in the Crooked River and/or General Zones of Impact

Contact: Sarah Henderson (503) 986-0884

Mitigation Project #: MP-253, Crook County

Project Applicant: Deschutes River Conservancy Mitigation Bank and Ochoco Irrigation District

Mitigation Project And Process: Instream Lease IL-1752 - see also instream lease section of this notice for additional application Details

Subbasin/Source: Crooked River subbasin – Crooked River, tributary to the Deschutes River

Amount of Water: up to 1.496 Cubic Foot per Second and 397.2 Acre-Feet

Current Use: Irrigation of 132.4 acres

Credits Assigned to: Deschutes River Conservancy Mitigation Bank

Preliminary Mitigation Credit Determination: 238.3 mitigation credits that may be available for use in the Crooked River 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 July 04, 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# [R-72926](#)
Permit Number R-11548
County/Basin Polk / Willamette (2)
Applicant Name TARPLY, TIM
13935 HWY 22
DALLAS, OR 97338
Sources/TRSQ40Q160 UNNAMED STREAM > SALT CREEK / 7.00S 5.00W 9 NESW
UNNAMED STREAM > SALT CREEK / 7.00S 5.00W 9 SENW
UNNAMED STREAM > SALT CREEK / 7.00S 5.00W 9 SWNW
UNNAMED STREAM > SALT CREEK / 7.00S 5.00W 9 NENW
UNNAMED STREAM > SALT CREEK / 7.00S 5.00W 9 SWNE
UNNAMED STREAM > SALT CREEK / 7.00S 5.00W 4 SESW
UNNAMED STREAM > SALT CREEK / 7.00S 5.00W 4 NESW
Use/Quantity RECREATION / 379.25 AF
Proposed Completion Date 10/01/2029

App# [S-72927](#)
Permit Number S-51613
County/Basin Polk / Willamette (2)
Applicant Name TARPLY, TIM
13935 HWY 22
DALLAS, OR 97338
Sources/TRSQ40Q160 UNNAMED STREAM > SALT CREEK / 7.00S 5.00W 9 SWNW
A RESERVOIR > SALT CREEK / 7.00S 5.00W 9 NESW
A RESERVOIR > SALT CREEK / 7.00S 5.00W 9 SENW
A RESERVOIR > SALT CREEK / 7.00S 5.00W 9 SWNW
A RESERVOIR > SALT CREEK / 7.00S 5.00W 9 NENW
A RESERVOIR > SALT CREEK / 7.00S 5.00W 9 SESE
A RESERVOIR > SALT CREEK / 7.00S 5.00W 9 SWNE
A RESERVOIR > SALT CREEK / 7.00S 5.00W 4 SESW
A RESERVOIR > SALT CREEK / 7.00S 5.00W 4 NWSW
Use/Quantity RECREATION / 0.9999 CFS
Proposed Completion Date 05/30/2019

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 July 19, 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#	S-87621
Permit#	S-54752
County/Basin	Benton / Willamette (2)
Applicant Name	GREENBERRY IRRIGATION DISTRICT 30742 VENELL PLACE CORVALLIS, OR 97333
Sources/TRSQ40Q160	WILAMETTE RIVER > COLUMBIA RIVER / 13.00S 5.00W 25 SWSW WILAMETTE RIVER > COLUMBIA RIVER / 13.00S 4.00W 19 SWNW
Use/Quantity	AGRICULTURE USES / 22.000 CFS

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

App# S-87220
Permit# [S-54576](#)
County/Basin Benton / Willamette (2)
Applicant Name GREENBERRY IRRIGATION DISTRICT
30742 VENELL PLACE
CORVALLIS, OR 97333
Sources/TRSQ40Q160 A LAKE > BOONEVILLE CHANNEL / 13.00S 5.00W 23 NENW
A LAKE > BOONEVILLE CHANNEL / 13.00S 5.00W 23 SENW
A LAKE > BOONEVILLE CHANNEL / 13.00S 5.00W 23 SWNW
A LAKE > BOONEVILLE CHANNEL / 13.00S 5.00W 23 NWSW
A LAKE > BOONEVILLE CHANNEL / 13.00S 5.00W 26 NWNW
A LAKE > BOONEVILLE CHANNEL / 13.00S 5.00W 26 SWNW
A LAKE > BOONEVILLE CHANNEL / 13.00S 5.00W 14 NESW
A LAKE > BOONEVILLE CHANNEL / 13.00S 5.00W 14 NWNE
A LAKE > BOONEVILLE CHANNEL / 13.00S 5.00W 14 SENW
A LAKE > BOONEVILLE CHANNEL / 13.00S 5.00W 14 SENE
Use/Quantity IRRIGATION / 313.440 AF

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 July 04, 2019. Comments must be in writing and must indicate the application file and permit numbers. Following the comment period, the Department shall review evidence to determine whether or not the permit holder has been diligent in developing and perfecting the water use permit and has complied with all terms and conditions of the permit and/or extension of time. Additionally, the Department will provide notice of its determination to anyone who has submitted comments.

App#	G-17062
Permit Number	G-16483
County/Basin	Harney / Malheur Lake (12)
Applicant Name	VETTER ENTERPRISES LLC PO BOX 755 HINES, OR 97738
Use	IRRIGATION

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 June 18, 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-1784
County/Basin	Klamath / Klamath (14)
Applicant Name	JELD-WEN INC. ATTN: LARRY MAURER 407 HARBOR ISLES BLVD KLAMATH FALLS, OR 97601
Sources/TRSQ40Q160	A WELL > KLAMATH RIVER / 38.00S 9.00E 19 SWNE
Use/Quantity	INDUSTRIAL/MANUFACTURING / 0.500 CFS

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 June 25, 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-1030](#)
Certificate 61599
County/Basin Josephine / Rogue (15)
Lessor THE NATURE CONSERVANCY
647 WASHINGTON ST
ASHLAND, OR 97520
Priority Date 06/12/1979
Source/Tributary To ROUGH & READY CREEK / WEST FORK ILLINOIS RIVER

Lease# [IL-1676](#)
Certificate 25608
County/Basin Grant / John Day (6)
Lessor ANTHONY, GARNER
MGN, LLC
5965 CAMINO DEL REY
BONSALL, CA 92003
Lessee SAWASKE, SPENCER
THE FRESHWATER TRUST
700 SW TAYLOR ST SUITE 200
PORTLAND, OR 97205
Priority Date 12/31/1884
Source/Tributary To MURPHY CREEK / FOX CREEK
FOX CREEK / COTTONWOOD CREEK

Lease# [IL-1682](#)
Certificate 93003, 45105
County/Basin Union / Grande Ronde (8)
Lessor MALMBERG, TONY AND ANDREA
1782 SOUTH MAIN STREET
UNION, OR 97883
Lessee SAWASKE, SPENCER
THE FRESHWATER TRUST
700 SW TAYLOR ST SUITE 200
PORTLAND, OR 97205
Priority Date 12/31/1874
Source/Tributary To CATHERINE CREEK / GRANDE RONDE RIVER

Lease# [IL-1749](#)
Certificate 74135
County/Basin Deschutes, Jefferson / Deschutes (5)
Lessor THREE SISTERS IRRIGATION DISTRICT
PO BOX 2230
SISTERS, OR 97759

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

Priority Date 12/31/1904
Source/Tributary To WHYCHUS CREEK / DESCHUTES RIVER

Lease# [IL-1750](#)
Certificate 74135
County/Basin Deschutes, Jefferson / Deschutes (5)
Lessor THREE SISTERS IRRIGATION DISTRICT
PO BOX 2230
SISTERS, OR 97759

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

Priority Date 12/31/1904
Source/Tributary To WHYCHUS CREEK / DESCHUTES RIVER

Lease# [IL-1751](#)
Certificate 82247, 82246
County/Basin Crook / Deschutes (5)
Lessor OCHOCO IRRIGATION DISTRICT
1001 NW DEER STREET
PRINEVILLE, OR 97754

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

Priority Date 04/08/1914, 08/10/1917
Source/Tributary To CROOKED RIVER / DESCHUTES RIVER
OCHOCO CREEK / CROOKED RIVER

Lease# [IL-1752](#)
Certificate 82247, 82246
County/Basin Crook / Deschutes (5)
Lessor OCHOCO IRRIGATION DISTRICT
1001 NW DEER STREET
PRINEVILLE, OR 97754

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

Priority Date 04/08/1914, 08/10/1917
Source/Tributary To CROOKED RIVER / DESCHUTES RIVER
OCHOCO CREEK / CROOKED RIVER

Lease# [IL-1753](#)
Certificate 83571
County/Basin Crook, Deschutes, Jefferson / Deschutes (5)
Lessor JAAW LLC; C/O ANDREW ANDERSON
PO BOX 8042
BEND, OR 97708

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 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 July 04, 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-13189
Water Right	Cert: 51515
County/Basin	Harney / Malheur Lake (12)
Applicant Name	VAN DE STROET, JESSE T. 1524 290TH ST INWOOD, IA 51240
Proposed Change	POINT OF APPROPRIATION, ADDITIONAL POINT OF APPROPRIATION, PLACE OF USE
Sources/TRSQ40Q160	A WELL > SILVIES RIVER / 25.00S 31.00E 22 NWNW
Use/Quantity	IRRIGATION / 1.580 CFS
Priority Date	10/25/1974

Transfer	T-13190
Water Right	Cert: 29565, 90327
County/Basin	Marion / Willamette (2)
Applicant Name	FESSLER FAMILY LLC 13009 MCKEE SCHOOL RD WOODBURN, OR 97071-9089
Proposed Change	ADDITIONAL POINT OF DIVERSION, PLACE OF USE
Sources/TRSQ40Q160	A WELL > PUDDING RIVER / 5.00S 1.00W 33 SWNE ZOLLNER CREEK > PUDDING RIVER / 5.00S 1.00W 33 SENW
Use/Quantity	NURSERY USES / 1.370 CFS
Priority Date	IRRIGATION / 0.200 CFS 02/24/1958, 03/24/1995

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 July 04, 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-13088 filed by The Scotts Co. LLC, 7644 Keene Road NE Gervais, OR, 97026 and TSW Nursery Sales, Inc., c/o Todd Williams, PO Box 1217, Wilsonville, OR, 97070-1217, proposes an additional point of appropriation, modification in point of appropriation and place of use under Registration Application GR-898 (Certificate of Registration GR-873). The registration allows the use of 200 gallons per minute from a well in Sec. 35, T5S, R2W, WM for irrigation in Sects. 34 and 35, T5S, R2W, WM. The applicants propose to move the point of appropriation in Sec. 34, T5S, R2W, WM, an additional point of appropriation in Sec. 34, T5S, R2W, WM, and to change the place of use within Sects. 34 and 35, T5S, R2W, WM. The Water Resources Department proposes to approve the modification, based on the requirements of ORS Chapter 540 and OAR 690-382-1000.

T-12784 filed by Deborah Unrau, 33245 S. Dryland Rd., Molalla, OR 97038, proposes additional points of appropriation under Certificate 52854. The right allows the use of 0.15 cubic foot per second from a well in Sec. 23, T5S, R1E, WM for irrigation in Sec. 23. The applicant proposes additional points of appropriation in Sec. 23, T5S, R1E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-12927 filed by JTE Properties, LLC, 3013 Galls Creek Road, Gold Hill, OR 97525, proposes changes in place of use and point of diversion under Certificate 3707. Certificate 3707 allows the use of 0.04 cfs from Galls Creek, tributary to Rogue River from a diversion within Sec. 4, T37S, R3W, WM for irrigation within Sec. 33, T36S, R3W, WM. The applicant proposes a new point of diversion downstream to within Sec. 33, T36S, R3W, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

[T-13078](#) filed by Cowen Family Trust, c/o Cynthia Cowan, 17990 2nd Ave. Bend, OR 97703, proposes a change in place of use under Certificate 80799. The right allows the use of 0.84 cubic foot per second from a well in Sec. 2, T16S, R10E, WM for irrigation in Sec. 2. The applicant proposes to change the place of use to Sec. 2, T16S, R10E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

[T-13041](#) filed by Ron and Pat Fox, 73896 Bramlett Lane, Wallowa, OR 97885, proposes a change in place of use under Certificate 26916. The right allows the use of 0.18 cubic foot per second from three unnamed springs in Sec. 33, T2N, R42E, WM for irrigation in Sec. 32, T2N, R42E, WM. The applicant proposes to change the place of use to Sec. 32, T2N, R42E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

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-13187](#)
Water Right Cert: 40065
County/Basin Yamhill / Willamette (2)
Applicant Name KAUER, DAVE
KAUER FARMS
7325 SE AMITY DAYTON HWY
AMITY, OR 97101
Proposed Change ADDITIONAL POINT OF DIVERSION, PLACE OF USE
Sources/TRSQ40Q160 SOUTH FORK YAMHILL RIVER > YAMHILL RIVER / 4.00S 4.00W 34 SENE
SOUTH FORK YAMHILL RIVER > YAMHILL RIVER / 4.00S 4.00W 34 NWSW
Use/Quantity IRRIGATION / 4.650 CFS
Priority Date 02/21/1964

Transfer [T-13193](#)
Water Right Cert: 30166, 94039, 94040, 94041, 94042, 94043, 94044, 94045, 94046
County/Basin Gilliam / John Day (6)
Applicant Name MACNAB, DENNIS
PO BOX 194
WASCO, OR 97065
Proposed Change PLACE OF USE
Sources/TRSQ40Q160 A DITCH > DRY FORK / 2.00S 22.00E 26 SENW
A DITCH > ROCK CREEK / 2.00S 22.00E 22 SESE
A WELL > ROCK CREEK / 2.00S 22.00E 15 SWSE
A WELL > ROCK CREEK / 2.00S 22.00E 26 NWNW
A WELL > ROCK CREEK / 2.00S 22.00E 26 SENW
A WELL > ROCK CREEK / 2.00S 22.00E 23 SWSW
DRY CREEK > ROCK CREEK / 2.00S 22.00E 27 NENE
ROCK CREEK > JOHN DAY RIVER / 2.00S 22.00E 27 SESE
ROCK CREEK > JOHN DAY RIVER / 2.00S 22.00E 15 SESW
ROCK CREEK > JOHN DAY RIVER / 2.00S 22.00E 22 NWNW
ROCK CREEK > JOHN DAY RIVER / 2.00S 22.00E 22 NESE
ROCK CREEK > JOHN DAY RIVER / 2.00S 22.00E 22 SESE
ROCK CREEK > JOHN DAY RIVER / 2.00S 22.00E 27 NENE
ROCK CREEK > JOHN DAY RIVER / 2.00S 22.00E 3 NWNW
Use/Quantity IRRIGATION / 2.000 CFS
IRRIGATION / 0.435 CFS
IRRIGATION / 0.210 CFS
IRRIGATION / 0.332 CFS
IRRIGATION / 0.180 CFS
SUPPLEMENTAL IRRIGATION / 0.608 CFS
SUPPLEMENTAL IRRIGATION / 1.154 CFS
SUPPLEMENTAL IRRIGATION / 0.938 CFS
SUPPLEMENTAL IRRIGATION / 1.644 CFS
Priority Date 08/03/1953, 1897, 1902, 1905, 07/05/1924, 08/15/1966, 08/10/1967, 02/12/1971, 01/17/1968

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	T-13188
Water Right	Permit: G-16663, G-16676
County/Basin	Harney / Malheur Lake (12)
Applicant Name	VAN DE STROET, JESSE T. 1524 290TH ST INWOOD, IA 51240
Proposed Change	POINT OF APPROPRIATION, ADDITIONAL POINT OF APPROPRIATION, PLACE OF USE
Sources/TRSQ40Q160	A WELL > EAST FORK SILVIES RIVER / 24.00S 32.50E 29 NENW A WELL > EAST FORK SILVIES RIVER / 24.00S 32.50E 29 SESW A WELL > MALHEUR SLOUGH / 24.00S 32.50E 29 SESE A WELL > MALHEUR SLOUGH / 24.00S 32.50E 28 NWNW A WELL > MALHEUR SLOUGH / 24.00S 32.50E 29 NWNE
Use/Quantity	IRRIGATION / 1.560 CFS
Priority Date	08/25/2009, 06/29/2009

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 July 04, 2019. Any person who provides comments within the comment period will receive a copy of the Department's preliminary determination of whether the application should be recognized after the Department has completed a review of the application and will be provided an opportunity to protest the application and preliminary determination at that time.

Transfer	T-13191
Water Right	Claim: GR-2353
County/Basin	Marion / Willamette (2)
Applicant Name	SCHUMACHER, JOE 38838 SHELBURNE DR SCIO, OR 97374
Proposed Change	ADDITIONAL POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > BEAVER CREEK / 8.00S 1.00W 35 SWNW
Use/Quantity	IRRIGATION / 0.557 CFS
Priority Date	12/31/1952

Transfer	T-13192
Water Right	Claim: GR-2352
County/Basin	Marion / Willamette (2)
Applicant Name	SCHUMACHER, JOE 38838 SHELBURNE DR SCIO, OR 97374
Proposed Change	ADDITIONAL POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > BEAVER CREEK / 8.00S 1.00W 35 SWNW
Use/Quantity	IRRIGATION / 0.111 CFS
Priority Date	03/31/1939

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):

Ice Fountain 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#	94394
App:	G-16822
County/Basin	Yamhill / Willamette (2)
Applicant Name	DANDREW WINE LLC NORTHWEST FARM CREDIT SERVICES FLCA
Priority Date	03/23/2007
Issue Date	05/31/2019

Cert#	94398
App:	S-87788
County/Basin	Jackson / Rogue (15)
Applicant Name	LEVITT, MICHAEL
Priority Date	03/26/2012
Issue Date	05/31/2019

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
June 4, 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.