# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A Salem OR 97301

## PUBLIC NOTICE OF WATER USE REQUESTS August 20, 2019

This notice is also available on our web page at the following address: <u>http://apps.wrd.state.or.us/apps/misc/wrd\_notice\_view/?notice\_id=21</u>

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

- \* **Permit Application Initial Reviews, Proposed Final Orders, and Final Orders** Applications for permits to use, store, divert or pump surface water or groundwater. Includes applications by the state Departments of Fish & Wildlife, Environmental Quality or Parks and Recreation for water to be used and kept in-channel.
- \* Alternate Reservoir Applications (ORS 537.409) Applications for storage permits for small ponds filed under a simplified review process.
- \* **Expedited Secondary Applications to Use Stored Water** Applications to use stored water exclusively, filed under a simplified review process.
- \* Applications for Extensions of Time to Perfect Water Right Permits New applications received and proposed final orders regarding requests to extend time limits to fully develop water use projects and beneficially apply water.
- \* 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 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.

## \* 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 <u>http://www.wrd.state.or.us/</u>. If you would like to receive a *free* weekly notification when it is published, please send your request to <u>Tonya.L.Miller@oregon.gov</u>

## How to Read the Listing

#### App#:

G: Groundwater R: Reservoir S: Surface water I: Instream T: Transfer LL: Limited License

## **County/Basin** (See Map)

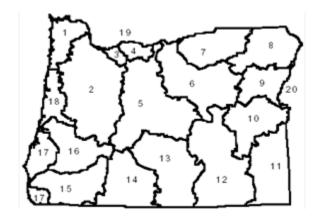
## **Applicant Name Applicant Address** Sources/TRSQ40Q160 **Use/Quantity**

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:

3. Sandy

- 1. North Coast
- 2. Willamette 9. Powder
  - 10. Malheur

8. Grande Ronde

13. Goose/Summer L

- 11. Owyhee
- 4. Hood 12. Malheur L. 5. Deschutes
- 6. John Day
- 7. Umatilla

- 15. Rogue 16. Umpqua 17. S. Coast
- 18. Mid-Coast
- 19. Columbia
- 20. Snake
- 14. Klamath
- Commonly used "Type of Use" abbreviations (for definitions, consult Oregon Administrative Rules 690-300):
- Agriculture AG: CR: Cranberry uses Commercial CM: DI, DN: Domestic including non-commercial lawn & garden DO: Domestic DS: Domestic & stock FI: Fish Fire protection FP: FW: Fish & wildlife
- GD: Group domestic
- Groundwater recharge GR: GT: Geothermal ID: Irrigation with domestic IL: Irrigation with livestock Industrial or manufacturing IM: IR: Irrigation Irrigation, supplemental IS: LV: Livestock LW: Livestock & wildlife WI:
- MI: Mining

MU: Municipal NU: Nursery use Pollution abatement PA: PW: Power Quasi-municipal QM: RC: Recreation RW: Road construction TC: Temperature control Wildlife

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## **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, September 19, 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: <u>http://apps.wrd.state.or.us/apps/wr/wrinfo/</u>. 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, October 04, 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#<br>County/Basin<br>Applicant Name<br>Sources/TRSQ40Q160<br>Use/Quantity<br>Priority Date<br>Stage/Status | G-17859<br>Harney / Malheur Lake (12)<br>SCOTT, KENT AND DARLA<br>70014 S HARNEY RD<br>BURNS, OR 97720<br>A WELL > MALHEUR SLOUGH / 23.00S 32.00E 13 NESE<br>A WELL > MALHEUR SLOUGH / 23.00S 32.00E 13 SESW<br>IRRIGATION / 3.25 CFS<br>05/12/2014<br>PFO / PROPOSE TO DENY |
|---------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| App#<br>County/Basin<br>Applicant Name                                                                        | G-17873<br>Harney / Malheur Lake (12)<br>JONES RANCH<br>JONES, WILLIAM AND JANE<br>38420 PALOMINO LANE                                                                                                                                                                       |
| Sources/TRSQ40Q160<br>Use/Quantity<br>Priority Date<br>Stage/Status                                           | BURNS, OR 97720<br>A WELL > MALHEUR SLOUGH / 23.00S 32.50E 15 NESE<br>A WELL > MALHEUR SLOUGH / 23.00S 32.50E 15 NWNW<br>IRRIGATION / 2.50 CFS<br>06/06/2014<br>PFO / PROPOSE TO DENY                                                                                        |
| App#<br>County/Basin<br>Applicant Name                                                                        | <u>G-18465</u><br>Josephine / Rogue (15)<br>OHANNA BROTHERS LLC<br>KENNON, WILLIAM<br>1051 NE 6TH ST SUITE 782                                                                                                                                                               |
| Sources/TRSQ40Q160<br>Use/Quantity<br>Priority Date<br>Stage/Status                                           | GRANTS PASS, OR 97526<br>A WELL > LATHROP CREEK / 36.00S 6.00W 14 SWNE<br>A WELL > ROGUE RIVER / 36.00S 6.00W 14 SENE<br>NURSERY USES / 0.4998 CFS<br>02/23/2017<br>PFO / PROPOSE TO DENY                                                                                    |
| App#<br>County/Basin<br>Applicant Name<br>Sources/TRSQ40Q160<br>Use/Quantity<br>Priority Date                 | G-18563<br>Jackson / Rogue (15)<br>15877 N APPLEGATE RD LLC; STARGAZER RANCH<br>2728 WEST MAIN ST 115<br>MEDFORD, OR 97501<br>A WELL > MYRTLE GULCH BASIN / 38.00S 4.00W 8 NESW<br>NURSERY USES / 0.040 CFS<br>10/02/2017                                                    |
| Stage/Status<br>App#<br>County/Basin<br>Applicant Name                                                        | PFO / PROPOSE TO APPROVE<br><u>G-18597</u><br>Jackson / Rogue (15)<br>OKELLEY, SEAN<br>2101 POPLAR DR UNIT 6                                                                                                                                                                 |
| Sources/TRSQ40Q160<br>Use/Quantity<br>Priority Date<br>Stage/Status                                           | MEDFORD, OR 97504<br>A WELL > DRY CREEK BASIN / 36.00S 1.00W 25 SESE<br>IRRIGATION / 0.010 CFS<br>01/22/2018<br>PFO / PROPOSE TO APPROVE                                                                                                                                     |

Sources/TRSO400160 Use/Quantity **Priority Date** Stage/Status

App# County/Basin Applicant Name

Sources/TRSQ40Q160 Use/Quantity **Priority Date** Stage/Status

App# County/Basin Applicant Name

Sources/TRSQ40Q160 Use/Ouantity Priority Date Stage/Status

App# County/Basin Applicant Name

Sources/TRSQ40Q160 Use/Ouantity Priority Date Stage/Status

App# County/Basin Applicant Name

Sources/TRSQ40Q160

Use/Quantity **Priority Date** Stage/Status

App# County/Basin Applicant Name

Use/Quantity

Priority Date

Stage/Status

OLSON, JEFF 5025 SE AMITY DAYTON HWY AMITY, OR 97101 A WELL > SALT CREEK / 5.00S 4.00W 9 SWSW **IRRIGATION / 0.891 CFS** 08/22/2018 PFO / PROPOSE TO DENY

#### G-18730

G-18727

Yamhill / Willamette (2)

Yamhill / Willamette (2) **REGAL, MITCHELL** 15869 SUNSET TRAIL PINE CITY, MN 55063 A WELL > RUSSELL CREEK BASIN / 3.00S 5.00W 16 NWSE **IRRIGATION / 0.110 CFS** 08/28/2018 PFO / PROPOSE TO APPROVE

G-18742

Multnomah / Willamette (2) CITY OF PORTLAND PARKS AND RECREATION 1001 SW FIFTH AVE STE 2200 PORTLAND, OR 97204 A WELL > SULLIVAN GULCH BASIN / 1.00N 2.00E 28 NESE MUNICIPAL USES / 0.170 CFS 10/02/2018 PFO / PROPOSE TO APPROVE

G-18749

Clackamas / Willamette (2) CARUS ROAD FARM LLC 24450 S HIGHWAY 213 **MULINO, OR 97042** A WELL > PARROTT CREEK BASIN / 3.00S 2.00E 30 SESE NURSERY USES / 0.200 CFS 10/30/2018 PFO / PROPOSE TO APPROVE

#### G-18772

Marion / Willamette (2) BRIAN AND DUANE LLC 7385 HOWELL PRAIRIE RD NE SILVERTON, OR 97381 A WELL > HOWELL PRAIRIE CREEK BASIN / 6.00S 1.00W 31 NENW A WELL > HOWELL PRAIRIE CREEK BASIN / 6.00S 1.00W 31 SENW **IRRIGATION / 0.050 CFS** 12/19/2018 PFO / PROPOSE TO APPROVE

G-18794

Linn / Willamette (2) TAYLOR FAMILY TRUST 31674 N LAKE CREEK DR TANGENT, OR 97389 A WELL > LAKE CREEK BASIN / 12.00S 4.00W 12 SWNE Sources/TRSQ40Q160 **IRRIGATION / 0.270 CFS** 02/25/2019 PFO / PROPOSE TO APPROVE

Sources/TRSQ40Q160 Use/Quantity Priority Date Stage/Status

App# County/Basin Applicant Name

Sources/TRSQ40Q160 Use/Quantity Priority Date Stage/Status

App# County/Basin Applicant Name

Sources/TRSQ40Q160

Use/Quantity Priority Date Stage/Status

App# County/Basin Applicant Name

Sources/TRSQ40Q160

Use/Quantity Priority Date Stage/Status

App# County/Basin Applicant Name <u>G-18767</u> Deschutes / Deschutes (5) TOTAL LIVING ORGANIC FARMS LLC 65320 HIGHWAY 20 BEND, OR 97703

Sources/TRSQ40Q160 Use/Quantity Priority Date Stage/Status HOPMANN, LINDA 64711 OTTER RUN LANE BEND, OR 97703 A WELL > DESCHUTES RIVER / 16.00S 11.00E 23 NESE NURSERY USES / 0.001 CFS 12/03/2018 IR / PROPOSE TO DENY

<u>G-18799</u> Deschutes / Deschutes (5) OREGON DEPARTMENT OF TRANSPORTATION 200 HAWTHORNE AVE SE SUITE B240 SALEM, OR 97301 A WELL > DRY RIVER BASIN / 20.00S 18.00E 30 NENE IRRIGATION / 0.018 CFS 03/11/2019 PFO / PROPOSE TO APPROVE

G-18733 Lane / Willamette (2) APEX BIOSCIENCES LLC 17207 VENTURA BLVD SUITE 2 ENCINO, CA 91316 A WELL > COYOTE CREEK / 18.00S 5.00W 1 NENE IRRIGATION / 0.655 CFS 09/07/2018 IR / PROPOSE TO DENY

<u>G-18739</u>

Marion / Willamette (2) WEYERHAEUSER NR CO. 16014 PLETZER RD SE TURNER, OR 97392 A WELL > NORTH SANTIAM RIVER / 10.00S 2.00W 4 SESW A WELL > NORTH SANTIAM RIVER / 10.00S 2.00W 9 SWNW A WELL > NORTH SANTIAM RIVER / 10.00S 2.00W 4 SWSW TEMPERATURE CONTROL / 10.790 CFS 09/28/2018 IR / PROPOSE TO APPROVE

<u>G-18766</u>

Marion / Willamette (2) JLPN INC. C/O JEREMY POWELL 1118 LANCASTER DR. NE PMB 409 SALEM, OR 97301 A WELL > FRUITLAND CREEK / 7.00S 2.00W 33 NWNW A WELL > FRUITLAND CREEK / 7.00S 2.00W 29 SESE NURSERY USES / 1.630 CFS 11/28/2018 IR / PROPOSE TO APPROVE

G-18780

Sources/TRSQ40Q160 Use/Quantity Priority Date Stage/Status Linn / Willamette (2) DIVERSIFIED SHELTERS INC. DBA CONSER HOMES INC. C/O MATTHEW J CONSER 1010 AIRPORT RD SE ALBANY, OR 97322 A WELL > TRUAX CREEK / 11.00S 3.00W 2 NWNW QUASI-MUNICIPAL USES / 0.0777 CFS 01/17/2019 IR / PROPOSE TO APPROVE

App# County/Basin Applicant Name

Sources/TRSQ40Q160 Use/Quantity Priority Date Stage/Status G-18830 Jackson / Rogue (15) ROBERTS, JOHN COBURN AND MARCIE 47710 LEWIS CREEK RD OAKHURST, CA 93644 A WELL > CONSTANCE CREEK / 35.00S 2.00W 12 NWSE IRRIGATION / 0.300 CFS 06/05/2019 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# County/Basin Applicant Name

Priority Date Issue Date Status

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Priority Date Issue Date Status

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Priority Date Issue Date Status

App# County/Basin Applicant Name

Priority Date Issue Date Status G-17266 Tillamook / North Coast (1) HEBO JOINT WATER AND SANITARY AUTHORITY PO BOX 328 HEBO, OR 97122 09/25/2009 08/14/2019

#### G-18450

WITHDRAWN

Lane / Willamette (2) SHADOW HILLS COUNTRY CLUB 92512 RIVER RD JUNCTION CITY, OR 97448 02/06/2017 08/14/2019 APPROVED

#### <u>G-18544</u>

Jackson / Rogue (15) STOCKTON, MONICA 6863 BEAGLE RD WHITE CITY, OR 97503 08/10/2017 08/15/2019 DENIED

#### G-18552

Polk / Willamette (2) ACMPC OREGON 2 LLC DBA HALLS FERRY FARMS PO BOX 717 JEFFERSON, OR 97352 08/29/2017 08/14/2019 APPROVED

#### <u>G-18561</u>

Clackamas / Sandy (3) TWIN SPRINGS LLC C/O LILI TOVA 19779 SE LANGENSAND RD SANDY, OR 97055 09/27/2017 08/15/2019 APPROVED

Priority Date Issue Date Status

App# County/Basin Applicant Name

Priority Date Issue Date Status

App# County/Basin Applicant Name

Priority Date Issue Date Status

App# County/Basin Applicant Name

Priority Date Issue Date Status

App# County/Basin Applicant Name

Priority Date Issue Date Status

App# County/Basin Applicant Name

Priority Date Issue Date Status

#### <u>G-18568</u>

Columbia / North Coast (1) MILORIS WATER ASSOCIATION INC. C/O ROBERT JACKSON PO BOX 523 COLUMBIA CITY, OR 97018 10/12/2017 08/15/2019 APPROVED

#### <u>G-18590</u>

Josephine / Rogue (15) NORTHWEST BUD COMPANY PO BOX 2671 GRANTS PASS, OR 97528

KERBY, NICK 1679 LAUREL RD CAVE JUNCTION, OR 97523 12/18/2017 08/14/2019 APPROVED

#### <u>G-18598</u>

Jackson / Rogue (15) JONES, DEREK 2400 RIGHT FORK FOOTS CREEK RD GOLD HILL, OR 97525 01/22/2018 08/14/2019 WITHDRAWN

#### <u>G-18604</u>

Crook / Deschutes (5) SHOTGUN RANCH LLC 40791 SE SHOTGUN RD POST, OR 97752 01/31/2018 08/15/2019 APPROVED

#### G-18607

Jackson / Rogue (15) LIN, BIN 15700 ANTIOCH RD WHITE CITY, OR 97503 02/09/2018 08/14/2019 APPROVED

#### G-18652

Benton / Willamette (2) JAMES, BENJAMIN AND ALISHA J. 6455 NE PETTIBONE DR CORVALLIS, OR 97330 04/16/2018 08/14/2019 APPROVED

Priority Date Issue Date Status

App# County/Basin Applicant Name

Priority Date Issue Date Status

App# County/Basin Applicant Name

Priority Date Issue Date Status

App# County/Basin Applicant Name

Priority Date Issue Date Status

App# County/Basin Applicant Name

Priority Date Issue Date Status

App# County/Basin Applicant Name

Issue Date Status

#### <u>G-18654</u>

Malheur / Malheur (10) KEFFER, VERNON L. AND AMELIA 1043 HWY 20-26 ONTARIO, OR 97914 04/18/2018 08/14/2019 APPROVED

#### <u>G-18699</u>

Marion / Willamette (2) SQUIRREL HILL VINEYARD LLC PO BOX 429 DUNDEE, OR 97115 06/06/2018 08/15/2019 APPROVED

#### <u>G-18740</u>

Linn / Willamette (2) MFE COVERED BRIDGE LLC PO BOX 4967 KANSAS CITY, MO 64120 10/02/2018 08/14/2019 APPROVED

#### <u>G-18752</u>

Linn / Willamette (2) BURKHOLDER PROPERTIES LLC 35166 FRY RD SE ALBANY, OR 97322 11/06/2018 08/14/2019 APPROVED

#### <u>G-18764</u>

Benton / Willamette (2) OREGON DREAMS LLC SELLS, BECKI 25664 OCCIDENTAL LANE MONROE, OR 97456 11/21/2018 08/14/2019 APPROVED

#### LL-1792

Hood River / Hood (4) JAMES DEAN CONSTURCTION INC. ATTN: JEFF DEAN 579 HWY 141 WHITE SALMON, WA 98672 08/13/2019 APPROVED

Issue Date Status

App# County/Basin Applicant Name

Priority Date Issue Date Status

App# County/Basin Applicant Name

Priority Date Issue Date Status

App# County/Basin Applicant Name

Priority Date Issue Date Status

App# County/Basin Applicant Name

Priority Date Issue Date Status

App# County/Basin Applicant Name

Priority Date Issue Date Status LL-1793 Grant / Malheur Lake (12) CITY OF SENECA

PO BOX 208 SENECA, OR 97873

BURRELL, RAAMIN 106 A AVE. SENECA, OR 97873 08/13/2019 APPROVED

#### R-88293

| Marion / Willamette (2) |
|-------------------------|
| BEHRENS, TERRY          |
| 10004 WAGNER RD         |
| LYONS, OR 97358         |
| 09/21/2016              |
| 08/15/2019              |
| APPROVED                |
|                         |

#### <u>R-88762</u>

Yamhill / Willamette (2) CHAMBERS, KEVIN 23620 SE FRANQUETTE DR AMITY, OR 97101-2705 03/15/2019 08/15/2019 APPROVED

#### <u>R-88770</u>

Umatilla / Umatilla (7) LGW RANCH INC. WADEKAMPER, LON 29899 COUNTRY LANE HERMISTON, OR 97838 05/02/2019 08/14/2019 APPROVED

#### <u>S-69623</u>

Washington, Yamhill / Willamette (2) TUALATIN VALLEY IRRIGATION DISTRICT 2330 ELM STREET FOREST GROVE, OR 97116 05/24/1988 08/08/2019 APPROVED

#### <u>S-88232</u>

Hood River / Hood (4) FARMERS IRRIGATION DISTRICT PERKINS, LES 1985 COUNTRY CLUB RD HOOD RIVER, OR 97031 05/23/2016 08/15/2019 APPROVED

Priority Date Issue Date Status

App# County/Basin Applicant Name

Priority Date Issue Date Status

App# County/Basin Applicant Name

Priority Date Issue Date Status

App# County/Basin Applicant Name

Priority Date Issue Date Status

#### S-88520

Douglas / Umpqua (16) PAWLEY, CONNIE 676 RIVER BEND RD ROSEBURG, OR 97471 03/16/2018 08/14/2019 APPROVED

#### <u>S-88589</u>

Grant / John Day (6) TRIPLE 7 RANCH LLC 51338 HWY 402 MONUMENT, OR 97864 06/11/2018 08/15/2019 APPROVED

#### <u>S-88700</u>

Douglas / Umpqua (16) SIMMS, J AND ERLEEN 301 LOWER GARDEN VALLEY RD ROSEBURG, OR 97471 06/06/2019 08/14/2019 APPROVED

#### <u>S-88764</u>

Washington / Willamette (2) MONTINORE RANCH LLC C/O MARK GRAHAM GRAHAM, LEO G. AND A JANE PO BOX 2170 HILLSBORO, OR 97123 03/28/2019 08/15/2019 APPROVED

## Alternate Reservoir Applications (ORS 537.409)

For alternate reservoir applications filed under ORS 537.409, the public is invited to comment within 60 days of this notice. The law provides that within 60 days after the Department provides public notice of the application, any person may submit detailed, legally obtained information in writing, requesting the Department to deny the application for a permit on the basis that the reservoir:

- (A) Would result in injury to an existing water right; or
- (B) Would pose a significant detrimental impact to existing fishery resources as determined on the basis of information submitted by the State Department of Fish and Wildlife.

#### Such comments must be submitted on or before October 19, 2019.

| App#               | <u>R-88729</u>                                        |
|--------------------|-------------------------------------------------------|
| County/Basin       | Baker / Powder (9)                                    |
| Applicant Name     | CARUCCI FAMILY IRREVOCABLE TRUST                      |
|                    | 265 CLINTON ST                                        |
|                    | WHITESBORO, NY 13492                                  |
| Sources/TRSQ40Q160 | TOWN GULCH CREEK > EAGLE CREEK / 8.00S 44.00E 15 NESW |
|                    | TOWN GULCH CREEK > EAGLE CREEK / 8.00S 44.00E 15 NWSW |
| Use/Quantity       | MULTIPLE PURPOSE / 5.000 AF                           |
| Priority Date      | 07/31/2019                                            |

## 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 **September 19, 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 rediversion point(s).

| App#               | <u>S-88724</u>                                                          |
|--------------------|-------------------------------------------------------------------------|
| County/Basin       | Polk, Yamhill / Willamette (2)                                          |
| Applicant Name     | NORTH RIVER FARMS LLC                                                   |
|                    | 2229 SAN FELIPE ST SUITE 1150                                           |
|                    | HOUSTON, TX 77019                                                       |
| Sources/TRSQ40Q160 | WILLAMETTE RIVER > COLUMBIA RIVER / 5.00S 3.00W 3 SENW                  |
|                    | WILLAMETTE RIVER > COLUMBIA RIVER / 6.00S 3.00W 16 NWSW                 |
|                    | DETROIT RESERVOIR > NORTH SANTIAM RIVER / 10.00S 5.00E 7 SWNW           |
|                    | BLUE RIVER RESERVOIR > BLUE RIVER / 16.00S 4.00E 16 SESE                |
|                    | COUGAR RESERVOIR > SOUTH FORK MCKENZIE RIVER / 16.00S 5.00E 31 SESE     |
|                    | DORENA RESERVOIR > ROW RIVER / 20.00S 2.00W 32 NWSE                     |
|                    | COTTAGE GROVE RES > COAST FORK WILLAMETTE RIVER / 21.00S 3.00W 28 SENE  |
|                    | 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 RES > MIDDLE FORK WILLAMETTE RIVER / 21.00S 3.00E 35 NENW   |
|                    | LOOKOUT POINT RES > MIDDLE FORK WILLAMETTE RIVER / 19.00S 1.00W 13 NWSE |
| Use/Quantity       | IRRIGATION / 6.200 CFS                                                  |
| Priority Date      | 08/02/2019                                                              |
| I morney Duce      |                                                                         |

## 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 September 19, 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#                               | <u>G-13580</u>                                  |
|------------------------------------|-------------------------------------------------|
| Permit Number                      | G-12360                                         |
| County/Basin                       | Multnomah / Sandy (3)                           |
| Applicant Name                     | KERSLAKE, KENNETH R.                            |
|                                    | 1605 SE 302ND AVE                               |
|                                    | TROUTDALE, OR 97060                             |
| Sources/TRSQ40Q160                 | A WELL > SANDY RIVER BASIN / 1.00S 4.00E 6 NESE |
| Use/Quantity                       | IRRIGATION / 0.200 CFS                          |
| Proposed Completion Date10/01/2012 |                                                 |

| App#<br>Permit Number<br>County/Basin<br>Applicant Name | G-13183<br>G-12366<br>Yamhill / Willamette (2)<br>MONROVIA NURSERY CO. |
|---------------------------------------------------------|------------------------------------------------------------------------|
|                                                         | 13455 SE LAFAYETTE HWY                                                 |
|                                                         | DAYTON, OR 97114                                                       |
| Sources/TRSQ40Q160                                      | PRODUCTION WELL > WEST BRANCH PALMER CREEK / 5.00S 3.00W 6 NWSW        |
|                                                         | INJECTION WELL > WEST BRANCH PALMER CREEK / 5.00S 3.00W 6 NWSW         |
| Use/Quantity                                            | INDUSTRIAL/MANUFACTURING USES / 0.340 CFS                              |
| Proposed Completion Date10/01/2004                      |                                                                        |

| <u>G-15716</u>                                 |
|------------------------------------------------|
| G-15325                                        |
| Tillamook / North Coast (1)                    |
| VINCENT, SHAWN                                 |
| PO BOX 5                                       |
| 276 HWY 101 S                                  |
| ROCKAWAY BEACH, OR 97136                       |
| A WELL > MCMILLAN CREEK / 2.00N 10.00W 20 SESW |
| MUNICIPAL USES / 0.223 CFS                     |
| e10/01/2057                                    |
|                                                |

# **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 October 04, 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#<br>Permit#<br>County/Basin<br>Applicant Name | G-15206<br>G-15592<br>Clackamas / Willamette (2)<br>MAN, MONICA AND JOHN<br>29611 S SPRAGUE RD<br>MOLALLA OR 07038 |
|---------------------------------------------------|--------------------------------------------------------------------------------------------------------------------|
| Sources/TRSQ40Q160<br>Use/Quantity                | MOLALLA, OR 97038<br>A WELL > MOLALLA RIVER / 4.00S 2.00E 33 NESW<br>IRRIGATION / 1.000 CFS                        |
| App#                                              | S-72927                                                                                                            |
| Permit#                                           | 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                                                                      |
| Use/Ossertites                                    | A RESERVOIR > SALT CREEK / 7.00S 5.00W 4 NWSW                                                                      |
| Use/Quantity                                      | RECREATION / 0.9999 CFS                                                                                            |

| App#               | R-72926                                          |
|--------------------|--------------------------------------------------|
| Permit#            | <u>R-11548</u>                                   |
| 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                           |
| App#               | G-13213                                          |
| Permit#            | G-11608                                          |
| County/Basin       | Deschutes / Deschutes (5)                        |
| Applicant Name     | TERREBONNE DOMESTIC WATER DISTRICT               |
| Applicant Name     | PO BOX 31                                        |
|                    | TERREBONNE, OR 97760                             |
| Sources/TPSO400160 | A WELL > DESCHUTES RIVER / 14.00S 13.00E 16 SENW |
| Sources/TRSQ40Q160 | DOMESTIC EXPANDED / 0.111 CFS                    |
| Use/Quantity       | DOIVIESTIC EAFAINDED / 0.111 CF5                 |

## **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 September 03, 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 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#                               | <u>LL-1799</u>                                                                           |
|------------------------------------|------------------------------------------------------------------------------------------|
| County/Basin                       | Polk / Willamette (2)                                                                    |
| Applicant Name                     | DOMAINE SERENE VINEYARDS AND WINERY INC.                                                 |
|                                    | RAMSEY, CHRIS                                                                            |
|                                    | 6555 NE HILLTOP LANE                                                                     |
|                                    | DAYTON, OR 97114                                                                         |
| Sources/TRSQ40Q160<br>Use/Quantity | A WELL > KING CREEK, WILLAMETTE RIVER / 6.00S 3.00W 18 SENW<br>AGRICULTURE USES / 20 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 September 10, 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#              | <u>IL-1044</u>                    |
|---------------------|-----------------------------------|
| County/Basin        | Douglas / Umpqua (16)             |
| Certificate         | 22280, 79738                      |
| Lessor              | MATHEWS, RICK                     |
|                     | BACK NINE DEVELOPMENT, LLC        |
|                     | P.O. BOX 848                      |
|                     | WINCHESTER, OR 97495              |
| Priority Date       | 04/02/1951                        |
| Source/Tributary To | NORTH UMPQUA RIVER / UMPQUA 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 <sup>1</sup>/<sub>4</sub> 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 September 19, 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.

<u>T-12289</u> filed by McEst Ranches LLC, PO Box 1726, Yakima, WA 98907, proposes additional points of appropriation and a change in place of use under Certificate 53123. The right allows the use of 2.5 cubic feet per second from a well in Sec. 24, T7S, R39E, WM for irrigation in Sec. 24, T7S, R39E, WM and Sec. 19, T7S, R40E, WM. The applicant proposes additional points of appropriation in Sec. 24, T7S, R39E, WM and Sects. 29 and 30, T7S, R40E, WM and to change the place of use to Sec. 24, T7S, R39E, WM and Sects. 18, 19 and 20, T7S, R40E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

<u>T-12486</u> filed by Tim Blake, 8330 SW River Rd, Hillsboro, OR 97123, proposes a change in character of use under Certificate 44786. The right allows the use of 0.01 cubic foot per second from a well in Sec. 28, T1S, R2W, WM for irrigation in Sec. 28, T1S, R2W, WM. The applicant proposes to change the character of use to nursery. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

## 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<br>County<br>Certificate<br>Priority Date<br>Name<br>Address<br>Use<br>Source<br>Acres:<br>Authorized POU:<br>Proposed POU: | 2019-015<br>Deschutes<br>83571, 76714<br>10/31/1900; 12/2/1907; 2/28/1913<br>CENTRAL OREGON IRRIGATION DISTRICT<br>1055 S.W. LAKE CT<br>REDMOND, OR 97756<br>IRRIGATION; SUPPLEMENTAL IRRIGATION<br>DESCHUTES R > COLUMBIA R<br>CRANE PRAIRIE RES > DESCHUTES<br>0.50<br>T15S R12E 12 SENW<br>T15S R12E 12 SENW             |
|------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Notice<br>County<br>Certificate<br>Priority Date<br>Name<br>Address<br>Use<br>Source<br>Acres:<br>Authorized POU:<br>Proposed POU: | 2019-018<br>Deschutes<br>83571, 76714<br>10/31/1900; 12/2/1907; 2/28/1913<br>CENTRAL OREGON IRRIGATION DISTRICT<br>1055 S.W. LAKE CT<br>REDMOND, OR 97756<br>IRRIGATION; SUPPLEMENTAL IRRIGATION<br>DESCHUTES R > COLUMBIA R<br>CRANE PRAIRIE RES > DESCHUTES<br>2.48<br>T14S R13E 22 NESW<br>T14S R13E 22 NESW             |
| Notice<br>County<br>Certificate<br>Priority Date<br>Name<br>Address<br>Use<br>Source<br>Acres:<br>Authorized POU:<br>Proposed POU: | 2019-019<br>Deschutes<br>83571, 76714<br>10/31/1900; 12/2/1907; 2/28/1913<br>CENTRAL OREGON IRRIGATION DISTRICT<br>1055 S.W. LAKE CT<br>REDMOND, OR 97756<br>IRRIGATION; SUPPLEMENTAL IRRIGATION<br>DESCHUTES R > COLUMBIA R<br>CRANE PRAIRIE RES > DESCHUTES<br>4.33<br>T15S R15E 05 NESW, SESW<br>T15S R15E 05 NWSW, SWSW |

| Notice        |
|---------------|
| County        |
| Certificate   |
| Priority Date |
| Name          |
| Address       |

Use Source

Acres: Authorized POU: Proposed POU: 2019-020 Deschutes 83571, 7671410/31/1900; 12/2/1907; 2/28/1913CENTRAL OREGON IRRIGATION DISTRICT 1055 S.W. LAKE CT REDMOND, OR 97756 IRRIGATION; SUPPLEMENTAL IRRIGATION DESCHUTES R > COLUMBIA R CRANE PRAIRIE RES > DESCHUTES 0.38T14S R13E 22 NWNW T14S R13E 22 NWNW

## 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):

#### City of Jefferson (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 <u>Kerri.H.Cope@oregon.gov</u>.

## **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#          | <u>94516</u>                |
|----------------|-----------------------------|
| App:           | G-16095                     |
| County/Basin   | Umatilla / Umatilla (7)     |
| Applicant Name | FARMERS PRODUCE OUTLET INC. |
|                | PO BOX 682                  |
|                | MILTON FREEWATER, OR 97862  |
| Priority Date  | 09/26/2003                  |
| Issue Date     | 08/19/2019                  |

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A Salem OR 97301

#### PUBLIC NOTICE OF WATER USE REQUESTS August 20, 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: <u>http://apps.wrd.state.or.us/apps/wr/wrinfo/</u>, 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                      | Mail me the order   |   |
|-----------------------------------------------------------|---------------------|---|
| (e.g. "Permit Application G-12345" or "Transfer T-1234"): | (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.