

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
April 14, 2020

*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](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.
- \* **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.
- \* **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: Drought Temporary Transfers**  
Requests to temporarily change character of use, place of use or point of diversion during a drought declared under ORS 536.740.
- \* **Transfer Applications: Permit Amendments**  
Requests to amend permits.

- \* **Transfer Applications: District Temporary - ORS 540.570**  
Petitions requesting temporary changes in water use within a district's boundary for one irrigation season.
- \* **Water Management and Conservation Plans**  
Water management and conservation plans submitted by municipalities and agricultural water suppliers under provisions of OAR Chapter 690, Division 86.
- \* **Water Management and Conservation Plan Progress Reports**  
Water management and conservation plan progress reports submitted by municipalities under provisions of OAR Chapter 690, Division 86.
- \* **HE 615 Application for new minor hydroelectric**

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

## How to Read the Listing

**App#:**

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

**County/Basin (See Map)**

**Applicant Name**

**Applicant Address**

**Sources/TRSQ40Q160**

**Use/Quantity**

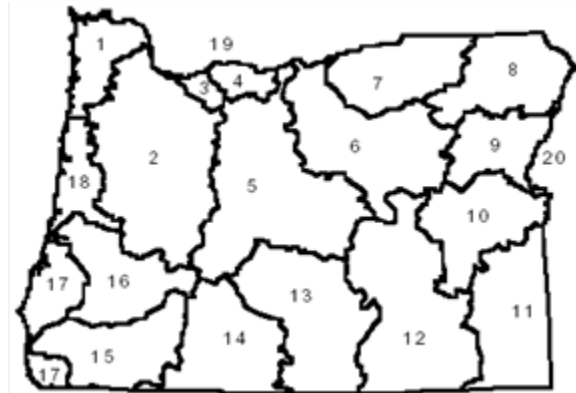
Unit of measure:

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

**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, May 14, 2020.** 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 \$30. (Any person paying \$30 to receive a PFO by mail will also receive a copy of the Final Order when it is issued.) PFO's may be viewed free of charge online at: <http://apps.wrd.state.or.us/apps/wr/wrinfo/>. Those disagreeing with the Department's decision as expressed in the PFO have 45 days to file a protest.

**The protest deadline for proposed final orders appearing in this public notice is 5pm, Friday, May 29, 2020.**

The protest filing fee is \$410 for the applicants and \$810 for non-applicants. Detailed requirements for filing a protest are included in the PFO. Persons who support the PFO may file a "standing" fee of \$230 to retain the ability to participate in future proceedings relating to an application. Before participation in a hearing is allowed, an additional \$580 will be required to request to participate as a party or limited party.

If a protest or comment deadline falls on a day that the office is closed, then the next open business day automatically becomes the deadline date.

## Initial Review and Proposed Final Orders

App#	<a href="#">G-18765</a>
County/Basin	Lake / Goose & Summer Lake (13)
Applicant Name	DENNIS FLYNN RANCH FLYNN, DENNIS 31259 CLOVER FLAT RD LAKEVIEW, OR 97630
Sources/TRSQ40Q160	A WELL > CROOKED CREEK / 35.00S 21.00E 31 SENW
Use/Quantity	IRRIGATION / 0.800 CFS
Priority Date	11/26/2018
Stage/Status	IR / PROPOSE TO DENY
App#	<a href="#">G-18886</a>
County/Basin	Josephine / Rogue (15)
Applicant Name	PALMER FAMILY TRUST C/O GENE MIRANDA PO BOX 1130 CAVE JUNCTION, OR 97523
Sources/TRSQ40Q160	A WELL > KELLY CREEK / 39.00S 7.00W 30 SWNE
Use/Quantity	NURSERY USES / 0.178 CFS
Priority Date	12/09/2019
Stage/Status	IR / PROPOSE TO DENY
App#	<a href="#">G-18909</a>
County/Basin	Malheur / Malheur (10)
Applicant Name	BELNAP, BOB R. 4142 ALDER RD VALE, OR 97918
Sources/TRSQ40Q160	A WELL > WILLOW CREEK / 18.00S 45.00E 17 NWNE
Use/Quantity	IRRIGATION / 0.125 CFS
Priority Date	02/03/2020
Stage/Status	IR / PROPOSE TO DENY
App#	<a href="#">S-88817</a>
County/Basin	Douglas / Umpqua (16)
Applicant Name	TUFTS, BRUCE 2182 MADISON ST EUGENE, OR 97405
Sources/TRSQ40Q160	UNNAMED STREAM > OLALLA CREEK / 28.00S 7.00W 22 NWSE
Use/Quantity	DOMESTIC EXPANDED / 0.005 CFS
Priority Date	03/09/2020
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 \$30.00 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-17974](#)  
County/Basin Malheur / Malheur (10)  
Applicant Name JR LAND AND LIVESTOCK  
PO BOX 800  
HARPER, OR 97906  
Priority Date 12/08/2014  
Issue Date 04/14/2020  
Status APPROVED

App# [G-18018](#)  
County/Basin Harney / Malheur Lake (12)  
Applicant Name TOTLAND, RONALD  
40493 SODHOUSE LANE  
PRINCETON, OR 97721  
Priority Date 03/23/2015  
Issue Date 04/14/2020  
Status DENIED

App# [G-18503](#)  
County/Basin Linn / Willamette (2)  
Applicant Name VERHOEVEN, BENJAMIN  
WEEKS, KATHRYN E.  
32277 PEORIA RD SW  
ALBANY, OR 97321  
Priority Date 05/05/2013  
Issue Date 04/14/2020  
Status APPROVED

App# [G-18720](#)  
County/Basin Linn / Willamette (2)  
Applicant Name TANGENT DEVELOPMENT PROPERTY LLC  
1867 MOUSEBIRD AVE NW  
SALEM, OR 97304  
Priority Date 08/01/2018  
Issue Date 04/14/2020  
Status APPROVED

App# [G-18750](#)  
County/Basin Lane / Willamette (2)  
Applicant Name HOUSING AUTHORITY AND COMMUNITY SERVICES AGENCY OF LANE COUNTY  
DBA HOMES FOR GOOD HOUSING AGENCY  
177 DAY ISLAND RD  
EUGENE, OR 97401  
Priority Date 10/31/2018  
Issue Date 04/14/2020  
Status APPROVED

App# [G-18776](#)  
County/Basin Yamhill / Willamette (2)  
Applicant Name NORTH AMERICAN PLANTS INC.  
C/O YONGJIAN CHANG  
9375 SE WARMINGTON RD  
MCMINNVILLE, OR 97128  
Priority Date 01/09/2019  
Issue Date 04/14/2020  
Status APPROVED

App# [G-18933](#)  
County/Basin Klamath / Klamath (14)  
Applicant Name CARLETON, JIM  
HICKEY, JESSE  
PO BOX 774  
MERRILL, OR 97633  
Priority Date 03/19/2020  
Issue Date 04/14/2020  
Status APPROVED

App# [G-18938](#)  
County/Basin Klamath / Klamath (14)  
Applicant Name PINE GROVE IRRIGATION DISTRICT  
MCCABE, DOUG  
10642 HWY 140 E  
KLAMATH FALLS, OR 97603  
Priority Date 03/16/2020  
Issue Date 04/14/2020  
Status APPROVED

App# [LL-1776](#)  
County/Basin Crook / Deschutes (5)  
Applicant Name CITY OF PRINEVILLE  
ATTN: ERIC KLANN  
387 NE 3RD ST  
PRINEVILLE, OR 97754  
Priority Date 03/15/2019  
Issue Date 04/14/2020  
Status TERMINATED

App# [LL-1813](#)  
County/Basin Washington / Willamette (2)  
Applicant Name MORROW, CLIFFORD  
48515 NW. STROHMAYER RD.  
FORESTGROVE OR., OR 97116  
Priority Date 01/24/2020  
Issue Date 04/14/2020  
Status DENIED

App# [LL-1820](#)  
County/Basin Jefferson / Deschutes (5)  
Applicant Name NORTH UNIT IRRIGATION DISTRICT  
2024 NW BEECH ST  
MADRAS, OR 97741  
Priority Date 03/20/2020  
Issue Date 04/08/2020  
Status APPROVED

App#	<a href="#">R-88250</a>
County/Basin	Lake / Goose & Summer Lake (13)
Applicant Name	SURPRISE VALLEY ELECTRIC CORP. ATTN: LYNN CULP 516 US HWY 395 E ALTURAS, CA 96101
Priority Date	06/24/2016
Issue Date	04/14/2020
Status	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 June 13, 2020.**

App# [R-88823](#)  
County/Basin Benton / Willamette (2)  
Applicant Name CITY OF CORVALLIS PARKS AND RECREATIONS DEPARTMENT  
ATTN: JON PYWELL  
1320 SW AVERY PARK DR  
CORVALLIS, OR 97333  
Sources/TRSQ40Q160 RUNOFF > MUDDY CREEK / 12.00S 5.00W 16 SESE  
Use/Quantity MULTIPLE PURPOSE / 0.890 AF  
Priority Date 03/25/2020

App# [R-88824](#)  
County/Basin Benton / Willamette (2)  
Applicant Name CITY OF CORVALLIS PARKS AND RECREATIONS DEPARTMENT  
ATTN: JON PYWELL  
1320 SW AVERY PARK DR  
CORVALLIS, OR 97333  
Sources/TRSQ40Q160 RUNOFF > MUDDY CREEK / 12.00S 5.00W 15 SWSW  
Use/Quantity MULTIPLE PURPOSE / 1.830 AF  
Priority Date 03/25/2020

App# [R-88825](#)  
County/Basin Benton / Willamette (2)  
Applicant Name CITY OF CORVALLIS PARKS AND RECREATIONS DEPARTMENT  
ATTN: JON PYWELL  
1320 SW AVERY PARK DR  
CORVALLIS, OR 97333  
Sources/TRSQ40Q160 RUNOFF > MUDDY CREEK / 12.00S 5.00W 15 SWSW  
Use/Quantity MULTIPLE PURPOSE / 2.010 AF  
Priority Date 03/25/2020

App# [R-88826](#)  
County/Basin Benton / Willamette (2)  
Applicant Name CITY OF CORVALLIS PARKS AND RECREATIONS DEPARTMENT  
ATTN: JON PYWELL  
1320 SW AVERY PARK DR  
CORVALLIS, OR 97333  
Sources/TRSQ40Q160 RUNOFF > MUDDY CREEK / 12.00S 5.00W 22 NWNW  
Use/Quantity MULTIPLE PURPOSE / 2.050 AF  
Priority Date 03/25/2020

## 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.

Deschutes County  
Mitigation Project #: **MP-257**  
Project Applicant: Deschutes River Conservancy Mitigation Bank and Central Oregon Irrigation District on behalf of several landowners

Mitigation Project  
And Process: Instream Lease IL-1795  
Subbasin/Source: Middle Deschutes subbasin - Deschutes River tributary to the Columbia River  
Amount of Water: up to 1.523 Cubic Foot per Second and 677.06 Acre-Feet  
Current Use: Irrigation of 71.75 acres  
Credits Assigned to: Deschutes River Conservancy Mitigation Bank  
Preliminary Mitigation  
Credit Determination: 129.2 mitigation credits that may be available for use in the Middle Deschutes and General Zones of Impact  
Contact: Sarah Henderson (503) 986-0884

Deschutes County  
Mitigation Project #: **MP-258**  
Project Applicant: Deschutes River Conservancy Mitigation Bank and Central Oregon Irrigation District on behalf of several landowners

Mitigation Project  
And Process: Instream Lease IL-1800  
Subbasin/Source: Middle Deschutes subbasin - Deschutes River tributary to the Columbia River  
Amount of Water: up to 1.523 Cubic Foot per Second and 677.14 Acre-Feet  
Current Use: Irrigation of 71.8 acres  
Credits Assigned to: Deschutes River Conservancy Mitigation Bank  
Preliminary Mitigation  
Credit Determination: 129.2 mitigation credits that may be available for use in the Middle Deschutes and 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 May 14, 2020.** 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 \$30 (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#	<a href="#">G-17802</a>
Permit Number	G-17336
County/Basin	Baker / Powder (9)
Applicant Name	SMITH, RUSTIN PO BOX 885 BAKER CITY, OR 97814
Sources/TRSQ40Q160	A WELL > BALDOCK SLOUGH / 8.00S 40.00E 16 SESE A WELL > BALDOCK SLOUGH / 8.00S 40.00E 21 NENE
Use/Quantity	IRRIGATION / 4.580 CFS
Proposed Completion Date	10/01/2029

## **Proposed Final Orders Regarding Applications for Extensions of Time for Water Right Permits**

ORS 537.230, 537.248, 537.630 and 539.010 authorize the Water Resources Department to extend time limits contained in water right permits for completing construction of water development projects and applying water to full beneficial use. Procedures for permit holders to apply for extensions and for the Department to evaluate and determine whether or not to approve extensions of time are contained in OAR 690-320-0010 for extensions filed before July 1, 2001, and in OAR 690-315-0010 for extensions filed on or after July 1, 2001.

Proposed Final Orders (PFO's) are the Department's preliminary decision on extension requests. They document the agency's decision through specific findings. Persons interested in receiving a mailed copy of a PFO must pay a statutorily-required fee of \$25. (Any person paying to receive a PFO by mail will also receive a copy of the Final Order when it is issued). PFO's may be viewed for free at the Department's Salem Office or at the appropriate watermaster district office.

### **Extension of Time Public Notice and Comment Procedures**

**Written comments on or written protests against a PFO must be submitted on or before May 29, 2020.** There is no fee for submission of comments. The protest filing fee is \$410 for the applicant and \$810 for non-applicants. Detailed requirements for filing a protest will be sent with copies of the PFO.

#### **1.) OAR-690-315**

App#	G-17738
Permit#	<a href="#">G-17354</a>
County/Basin	Umatilla / Umatilla (7)
Applicant Name	AXA EQUITABLE AGRIFINANCE LLC AXA EQUITABLE LIFE INSURANCE CO 4333 EDGEWOOD RD NE CEDAR RAPIDS, IA 52499-5223
	MADISON RANCHES INC. 29299 MADISON RD ECHO, OR 97826
Sources/TRSQ40Q160	A WELL > COLUMBIA RIVER / 4.00N 25.00E 1 SESW A WELL > COLUMBIA RIVER / 4.00N 25.00E 1 NWSE A WELL > COLUMBIA RIVER / 4.00N 25.00E 1 SWNE A WELL > COLUMBIA RIVER / 4.00N 25.00E 12 NWNE A WELL > COLUMBIA RIVER / 4.00N 25.00E 1 NESE
Use/Quantity	IRRIGATION / 22.260 CFS

## 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 April 28, 2020, 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#	<a href="#">LL-1823</a>
County/Basin	Umatilla / Umatilla (7)
Applicant Name	SEVEIN WATER ASSOCIATION 52108 SEVEN HILLS ROAD MILTON-FREEWATER, OR 97862
Sources/TRSQ40Q160	DRY CREEK > PINE CREEK / 5.00N 35.00E 5 SENE DRY CREEK > PINE CREEK / 5.00N 35.00E 5 NWNE ARTIFICIAL GROUNDWATER RECHARGE / 3.35 CFS & 8.7 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 May 05, 2020.** 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-27](#)  
Certificate 93003  
County/Basin Union / Grande Ronde (8)  
Lessor MALMBERG, TONY  
1782 SOUTH MAIN STREET  
UNION, OR 97883

Lessor MALMBERG, ANDREA  
1782 SOUTH MAIN STREET  
UNION, OR 97883

Lessee HUMPHREYS, JESSICA  
THE FRESHWATER TRUST  
401 NE 1ST ST  
ENTERPRISE, OR 97828

Priority Date 12/31/1874  
Source/Tributary To CATHERINE CREEK / GRANDE RONDE RIVER

Lease# [SL-49](#)  
Certificate 6264  
County/Basin Union / Grande Ronde (8)  
Lessor MALMBERG, ANDREA M.  
BUFFALO PEAK LAND AND LIVESTOCK LLC  
1782 SOUTH MAIN STREET  
UNION, OR 97883

Lessee HUMPHREYS, JESSICA  
THE FRESHWATER TRUST  
401 NE 1ST ST  
ENTERPRISE, OR 97828

Priority Date 12/31/1864  
Source/Tributary To CATHERINE CREEK / GRANDE RONDE RIVER

Lease# [IL-1795](#)  
Certificate 94956  
County/Basin Crook, Deschutes / Deschutes (5)  
Lessor CENTOLA, ABIGAIL  
CENTRAL OREGON IRRIGATION DISTRICT  
1055 SW LAKE COURT  
REDMOND, OR 97756

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

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

Lease# [IL-1796](#)  
Certificate 74197  
County/Basin Deschutes / Deschutes (5)  
Lessor ARNOLD IRRIGATION DISTRICT  
19604 BUCK CANYON RD  
BEND, OR 97702

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

Priority Date 02/01/1905, 04/25/1905  
Source/Tributary To DESCHUTES RIVER / COLUMBIA RIVER

Lease# [IL-1797](#)  
Certificate 82530, 3485, 6264  
County/Basin Union / Grande Ronde (8)  
Lessor MALMBERG, ANDREA M.  
BUFFALO PEAK LAND AND LIVESTOCK LLC  
1782 SOUTH MAIN STREET  
UNION, OR 97883

Lessee HUMPHREYS, JESSICA  
THE FRESHWATER TRUST  
401 NE 1ST ST  
ENTERPRISE, OR 97828

Priority Date 06/28/1978, 04/26/1911, 12/31/1864  
Source/Tributary To CATHERINE CREEK / GRANDE RONDE RIVER  
LITTLE CREEK / CATHERINE CREEK

Lease# [IL-1798](#)  
Certificate 94956  
County/Basin Crook, Deschutes / Deschutes (5)  
Lessor CENTOLA, ABIGAIL  
CENTRAL OREGON IRRIGATION DISTRICT  
1055 SW LAKE COURT  
REDMOND, OR 97756

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

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

Lease# [IL-1799](#)  
Certificate 94956  
County/Basin Crook, Deschutes / Deschutes (5)  
Lessor CENTOLA, ABIGAIL  
CENTRAL OREGON IRRIGATION DISTRICT  
1055 SW LAKE COURT  
REDMOND, OR 97756

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

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

Lease# [IL-1800](#)  
Certificate 94956  
County/Basin Crook, Deschutes / Deschutes (5)  
Lessor CENTOLA, ABIGAIL  
CENTRAL OREGON IRRIGATION DISTRICT  
1055 SW LAKE COURT  
REDMOND, OR 97756

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

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

Lease# [IL-1801](#)  
Certificate 94956  
County/Basin Crook, Deschutes / Deschutes (5)  
Lessor CENTOLA, ABIGAIL  
CENTRAL OREGON IRRIGATION DISTRICT  
1055 SW LAKE COURT  
REDMOND, OR 97756

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

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

Lease# [IL-1802](#)  
Certificate 94956  
County/Basin Crook, Deschutes / Deschutes (5)  
Lessor CENTOLA, ABIGAIL  
CENTRAL OREGON IRRIGATION DISTRICT  
1055 SW LAKE COURT  
REDMOND, OR 97756

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

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



Lease# [IL-1803](#)  
Certificate 94956  
County/Basin Crook, Deschutes / Deschutes (5)  
Lessor CENTOLA, ABIGAIL  
CENTRAL OREGON IRRIGATION DISTRICT  
1055 SW LAKE COURT  
REDMOND, OR 97756

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

Priority Date 12/02/1907  
Source/Tributary To DESCHUTES RIVER / COLUMBIA RIVER

Lease# [IL-1804](#)  
Certificate 94956  
County/Basin Crook, Deschutes / Deschutes (5)  
Lessor CENTOLA, ABIGAIL  
CENTRAL OREGON IRRIGATION DISTRICT  
1055 SW LAKE COURT  
REDMOND, OR 97756

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

Priority Date 94956 / 10/31/1900  
Source/Tributary To DESCHUTES RIVER / COLUMBIA RIVER

Lease# [IL-1805](#)  
Certificate 87279, 87280, 22912  
County/Basin Douglas / Umpqua (16)  
Lessor SILVEIRA, YVONNE  
5620 FORT MCKAY RD  
OAKLAND, OR 97462

Priority Date 12/15/1952, 01/03/1980, 12/09/1949  
Source/Tributary To CALAPOOYA CREEK / 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 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 May 14, 2020, 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-10898](#) filed by Blue Mountain Angus, LLC, 64444 Indian Creek Rd, Prairie City, OR, 97869, proposes a change in place of use and points of diversion under Certificates 25844, 25970 and 85029. Certificate 25844 allows the use of 1/40<sup>th</sup> of one cfs per acre irrigated to June 1 and 1/80<sup>th</sup> of one cfs per acre thereafter, from Indian Creek in Sec. 3, T14S, R33E, WM for irrigation in Sec. 28, T13S, R33E, WM. The applicant proposes to change the place of use for to within Sects. 3 and 4, T14S, R33E, WM and move the point of diversion to within Sec. 10, T14S, R33E, WM. Certificate 85029 allows the use of 0.309 cubic foot per second (cfs) from Indian Creek in Sec. 3, T14S, R33E, WM, for supplemental irrigation in Sec. 28, T13S, R33E, WM. The applicant proposes to change the place of use to within Sects. 3 and 4, T14S, R33E, WM and change the point of diversion to within Sec. 10, T14S, R33E, WM. Certificate 25970 allows 1/40<sup>th</sup> of one cfs per acre irrigated to June 1 and 1/80<sup>th</sup> of one cfs per acre thereafter, from Indian Creek in Sec. 15, T14S, R33E, WM for irrigation in Sects. 3 and 4, T14S, R33E, WM. The applicant proposes to change the place of use to within Sec. 28, T13S, R33E, WM, and change the point of diversion to within Sec. 3, T14S, R33E, WM. The Water Resources Department proposes to deny the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000. The Water Resources Department proposes to deny the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000, due to injury of an instream water right. The Department is seeking recommendations from ODFW and OPRD under OAR 690-380-5050. T-10898 will be denied unless ODFW and OPRD recommend the Department consent to injury of the instream right because T-10898 would result in a net benefit to the resource, and no protests are filed.

## Transfer Applications: Drought Temporary Transfer

During the effective time period of a drought declaration under ORS 536.740, the Commission or the Director may: (1) Allow a temporary transfer of a water right without complying with the notice and waiting requirements of ORS 540.520; (2) Allow a temporary exchange of water without giving notice as required under ORS 540.535; and (3) Use an expedited notice and waiting requirement for the substitution of a supplemental ground water right for a primary water right.

Notice is given that the following applications for Drought Temporary Transfers have been received by the Department. Consistent with the drought emergency, an order approving or denying the drought transfer will be issued as soon as the Department is able to process the application.

Transfer	<a href="#">T-13402</a>
Water Right	Permit: G-16156
County/Basin	Klamath / Klamath (14)
Applicant Name	BEDFORD, SCOTT 1231 TULLOCH DR TRACY, CA 95377
Proposed Change	POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > DODDS HOLLOW BASIN / 41.00S 11.00E 7 SWNE A WELL > LOST RIVER BASIN / 40.00S 10.00E 29 SWNW
Use/Quantity	SUPPLEMENTAL IRRIGATION / 3.230 CFS SUPPLEMENTAL IRRIGATION / 0.710 CFS
Priority Date	03/01/2005

## Transfer Applications: Permit Amendments

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

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

Transfer	<a href="#">T-13381</a>
Water Right	Permit: G-15816
County/Basin	Harney / Malheur Lake (12)
Applicant Name	BOWEN, JUSTIN AND STEPHANIE 55288 HWY 78 BURNS, OR 97720
	SNIPES, ED 55328 HWY 78 BURNS, OR 97720
Proposed Change	POINT OF APPROPRIATION, ADDITIONAL POINT OF APPROPRIATION, PLACE OF USE
Sources/TRSQ40Q160	A WELL > MALHEUR LAKE / 25.00S 33.00E 36 SESE A WELL > MALHEUR LAKE / 25.00S 33.00E 36 SWSE A WELL > MALHEUR LAKE / 25.00S 34.00E 31 NWSW A WELL > MALHEUR LAKE / 25.00S 33.00E 36 SWNE A WELL > MALHEUR LAKE / 25.00S 33.00E 36 NWNE A WELL > MALHEUR LAKE / 25.00S 33.00E 36 NENE
Use/Quantity	IRRIGATION / 5.070 CFS
Priority Date	03/11/2004

## 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 May 14, 2020.**

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

Transfer	<a href="#">T-13403</a>
County	Jackson
Certificate	89373
Priority Date	AUGUST 21, 1915
Name	EAGLE POINT IRRIGATION DISTRICT
Address	PO BOX 157 EAGLE POINT, OR 97524
Use	IRRIGATION
Source	BIG BUTTE CR > ROGUE R

## **Water Management and Conservation Plans**

The Department is required to give notice and to invite public review and comment on Water Management and Conservation Plans submitted pursuant to OAR Chapter 690, Division 086. The Department will consider all public comments in its review of the draft plan and will report the results of the review to the water supplier 90 days from the time the plan was submitted.

**Any person may review and comment on a draft plan on or before May 14, 2020.** The plans are available for viewing at the Salem office of the Water Resources Department. Comments should focus on elements in the draft that do not meet the requirements of OAR Chapter 690, Division 086 and should include suggestions on how to bring the draft into compliance with the rules.

Plans have been submitted by the following agricultural and municipal water suppliers:

### **City of Florence (Municipal)**

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

## **Water Management and Conservation Plan Progress Reports**

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

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

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

### **City of Scio (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](mailto:Kerri.H.Cope@oregon.gov).

## **Application for a Minor Hydroelectric Project**

The Oregon Water Resources Department seeks public comment on the following application for a new minor hydroelectric project in Wallowa County. Comments must be submitted within 30 days of publication of the notice. The application and supporting documents can be viewed at the Water Resources Department, 725 Summer St. NE, Suite A, Salem, OR 97301-1271. If you would like a copy of the application please contact Craig Kohanek (503) 986-0823 or [ron.c.kohanek@oregon.gov](mailto:ron.c.kohanek@oregon.gov) A copying fee will be assessed as allowed in ORS Chapter 536.050(1)(e).

Application: **HE 615**  
Applicant: Arrowhead Pipeline Association  
Address: 83157 West Dorrance Lane, Enterprise, OR 97828  
Amount of water: 2.3 cubic feet per second  
Source of water: Upper Alder Slope Ditch intercepts  
Points of Diversion: NE ¼ NE ¼ of Section 16, Township 2 South, Range 44 East, W.M., Wallowa County  
Place of Use: NW ¼ NW ¼ of Section 23, Township 2 South, Range 44 East, W.M., Wallowa County  
Power developed: 97 Theoretical horsepower

**Comments are Due May 15, 2020**



# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS  
April 14, 2020

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 \$30 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 \$30 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.