

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
**May 12, 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.
- \* **Expedited Secondary Applications to Use Stored Water**  
Applications to use stored water exclusively, filed under a simplified review process.
- \* **Applications for Allocation Of Conserved Water**  
Applications made by a water user who conserves water to use a portion of the conserved water on additional lands, lease or sell the water, or dedicate the water to instream use.
- \* **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 Applications: Regular**  
Requests to change point of diversion or appropriation, place of use, or character of use upon which the public may comment. The changes may be proposed in an application for a transfer (including instream or historic POD), an exchange, or a substitution.
- \* **Transfer Applications: Temporary Transfers**  
Requests to temporarily change place of use and, if necessary to convey the water to the new place of use, to temporarily change the point of diversion or appropriation.
- \* **Transfer Applications: 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.

\* **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.

\* **HE 319 Proposed Final Order**

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)**

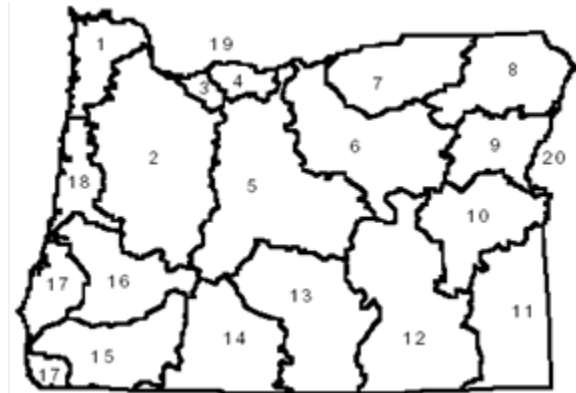
- Applicant Name**
- Applicant Address**
- Sources/TRSQ40Q160**
- Use/Quantity**

- 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, June 11, 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, June 26, 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# [S-88731](#)  
County/Basin Curry / Rogue (15)  
Applicant Name WEIGEL, JEFF  
WEIGEL, ROGUN  
WEIGEL, ERIN  
93407 CATCHING CREEK LANE  
MYRTLE POINT, OR 97458  
Sources/TRSQ40Q160 UNNAMED STREAM > ROGUE RIVER / 35.00S 12.00W 11 SWSE  
Use/Quantity HUMAN CONSUMPTION / 0.005 CFS  
Priority Date 08/16/2019  
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18838](#)  
County/Basin Jackson / Rogue (15)  
Applicant Name NEWTON, RODERICK  
1196 TIMBERLINE TERRACE  
ASHLAND, OR 97520  
Sources/TRSQ40Q160 A WELL > EMIGRANT CREEK / 40.00S 2.00E 12 SESW  
Use/Quantity IRRIGATION / 0.058 CFS  
Priority Date 07/08/2019  
Stage/Status IR / PROPOSE TO DENY

## Final Orders - Permit & Limited License Applications

Following is a list of applications for new appropriations that have had final orders issued recently. If you would like a hard copy of an order mailed to you, send a request with \$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-17939](#)  
County/Basin Josephine / Rogue (15)  
Applicant Name GREEN LEAF INDUSTRIES INC.  
SMITH, NICHOLAS  
2970 LOWER RIVER RD  
GRANTS PASS, OR 97526  
Priority Date 10/10/2014  
Issue Date 05/12/2020  
Status APPROVED

App# [G-18480](#)  
County/Basin Lane / Willamette (2)  
Applicant Name CANTRELL FARMS LLC  
GRAHAM FAMILY TRUST  
GRAHAM LANDSCAPE AND DESIGN CO.  
C/O JORDAN GRAHAM  
PO BOX 5125  
EUGENE, OR 97405  
Priority Date 03/09/2017  
Issue Date 05/12/2020  
Status DENIED

App# [G-18506](#)  
County/Basin Josephine / Rogue (15)  
Applicant Name HODGE, ROBERT  
1130 MISSOURI FLAT RD  
GRANTS PASS, OR 97527  
Priority Date 05/10/2017  
Issue Date 05/12/2020  
Status APPROVED

App# [G-18586](#)  
County/Basin Coos / South Coast (17)  
Applicant Name WINTERSOHN FARMS LLC  
SOHN, PAUL AND RACHELLE  
54657 ROSA RD  
BANDON, OR 97411  
Priority Date 11/27/2017  
Issue Date 05/12/2020  
Status APPROVED

App# [G-18615](#)  
County/Basin Crook / Deschutes (5)  
Applicant Name WAIBEL PROPERTIES LLC  
8055 SW POWELL BUTTE HWY  
POWELL BUTTE, OR 97753  
Priority Date 02/28/2018  
Issue Date 05/12/2020  
Status APPROVED

App# [G-18809](#)  
County/Basin Deschutes / Deschutes (5)  
Applicant Name BROTHERS RANCH LLC  
ZADOK RANCH LLC  
22870 SW ENO PLACE  
TUALATIN, OR 97062  
Priority Date 04/02/2019  
Issue Date 05/12/2020  
Status APPROVED

App# [G-18863](#)  
County/Basin Lane / Willamette (2)  
Applicant Name SMITH, CRAIG AND TERRI A.  
91662 COBURG RD  
EUGENE, OR 97408  
Priority Date 09/16/2019  
Issue Date 05/12/2020  
Status APPROVED

App# [G-18928](#)  
County/Basin Klamath / Klamath (14)  
Applicant Name MCPHERSON, JANI K.  
13555 TINGLEY LANE  
KLAMATH FALLS, OR 97603  
Priority Date 04/24/2020  
Issue Date 05/12/2020  
Status APPROVED

App# [G-18940](#)  
County/Basin Klamath / Klamath (14)  
Applicant Name DUNCAN FAMILY FARMS LLC  
18959 W MCDOWELL RD  
BUCKEYE, AZ 85396  
Priority Date 03/18/2020  
Issue Date 05/12/2020  
Status WITHDRAWN

App# [G-18941](#)  
County/Basin Klamath / Klamath (14)  
Applicant Name GREAT WESTERN FARM AND RANCHES LLC  
CHEYNE, RODNEY  
14130 MATNEY RD  
KLAMATH FALLS, OR 97603  
Priority Date 03/20/2020  
Issue Date 05/01/2020  
Status APPROVED

App# [G-18948](#)  
County/Basin Klamath / Klamath (14)  
Applicant Name PATZKE, ANNIE  
11775 CRYSTAL SPRINGS  
KLAMATH FALLS, OR 97603  
Priority Date 03/27/2020  
Issue Date 05/12/2020  
Status APPROVED

App#	<a href="#">G-18949</a>
County/Basin	Klamath / Klamath (14)
Applicant Name	ROBINSON BEST LLC PO BOX 769 ARBUCKLE, CA 95912
Priority Date	03/27/2020
Issue Date	05/12/2020
Status	WITHDRAWN
App#	<a href="#">G-18953</a>
County/Basin	Klamath / Klamath (14)
Applicant Name	TURNER, CORY 21051 PAYGR RD MALIN, OR 97632
Priority Date	04/02/2020
Issue Date	05/12/2020
Status	APPROVED
App#	<a href="#">G-18954</a>
County/Basin	Klamath / Klamath (14)
Applicant Name	DROST LAND CO. LLC 24624 SCHAUPP RD KLAMATH FALLS, OR 97603
Priority Date	04/08/2020
Issue Date	04/30/2020
Status	APPROVED
App#	<a href="#">G-18959</a>
County/Basin	Klamath / Klamath (14)
Applicant Name	KUCERA ENTERPRISES KUCERA, ROD 13788 MATNEY RD KLAMATH FALLS, OR 97603
Priority Date	04/13/2020
Issue Date	04/30/2020
Status	APPROVED
App#	<a href="#">R-88590</a>
County/Basin	Grant / John Day (6)
Applicant Name	MGN LLC 30483 HWY 395 N FOX, OR 97856
Priority Date	06/11/2018
Issue Date	05/12/2020
Status	APPROVED
App#	<a href="#">R-88794</a>
County/Basin	Yamhill / Willamette (2)
Applicant Name	WILLCUTS, MARC 21700 WHITEHORSE DR DUNDEE, OR 97115
Priority Date	01/21/2020
Issue Date	05/12/2020
Status	APPROVED



App# [S-88455](#)  
County/Basin Umatilla / Umatilla (7)  
Applicant Name OREGON DEPARTMENT OF FISH AND WILDLIFE  
4034 FAIRVIEW INDUSTRIAL DR SE  
SALEM, OR 97302-1142  
Priority Date 08/22/2017  
Issue Date 05/12/2020  
Status APPROVED

App# [S-88817](#)  
County/Basin Douglas / Umpqua (16)  
Applicant Name TUFTS, BRUCE  
2182 MADISON ST  
EUGENE, OR 97405  
Priority Date 03/09/2020  
Issue Date 05/14/2020  
Status WITHDRAWN

## 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 **June 11, 2020**. The expedited secondary applications listed below have been filed recently. Any person may raise public interest issues regarding these applications. If public interest issues are raised, the Department may move the application to the standard process and review the application pursuant to ORS 537.153, and issue a Proposed Final Order. If no public issues are raised, the Department may issue a final order and permit without further prior notice.

Comments must identify the specific public interest under ORS 537.170(8) that would be impaired or detrimentally affected by the proposed use, and specifically how the identified public interest would be affected.

POD 1 is the location of the stored water. POD 2 and any additional points are the redirection point(s).

App#	<a href="#">S-88829</a>
County/Basin	Wasco / Hood (4)
Applicant Name	HARGRAVE, RUSSELL 1960 DRY CREEK RD MOSIER, OR 97040
	HARGRAVE, RUSSELL PO BOX 453 MOSIER, OR 97040
Sources/TRSQ40Q160	A RESERVOIR > MOSIER CREEK / 2.00N 12.00E 20 SWNW
Use/Quantity	IRRIGATION / 1.000 AF
Priority Date	04/29/2020

## **Applications for Allocation Of Conserved Water**

The following applications for allocation of conserved water have been received pursuant to ORS 537.455 to 537.500 and OAR Chapter 690, Division 18. In reviewing the applications, the Department will consider whether the diversion for the uses allowed under the original water right will be reduced by the conservation project, whether existing water rights will be protected from injury, and whether the project is in compliance with local comprehensive land use plans.

### **Notice of Application for Allocation of Conserved Water CW-116**

On April 2, 2020, Tumalo Irrigation District (TID), 64697 Cook Avenue, Bend, OR 97703, filed an application for Allocation of Conserved Water for Certificates (Certs.) 74146, 74147, and 74148 under ORS 537.470. Cert. 74146 is for a total of approx. 56.66 cubic feet per second (CFS) from Tumalo Creek, tributary of the Deschutes River for Irrigation of approx. 5801.5 acres, domestic use including livestock. Cert. 74147 is for 136.0 CFS from Tumalo Creek with any deficiency to be made up by diverting no more than 40.0 CFS from Crater Creek, 34.0 CFS from Little Crater Creek, and 1.0 CFS from the Three Springs Branches for irrigation of 1573.93 acres, and supplemental irrigation of 5010.9 acres. Cert. 74148 is for approx. 32,999 acre-feet (AF) from Crescent Lake Reservoir for supplemental irrigation of approx. 7381.2 acres. The conservation project proposes to pipe open un-lined laterals (Steele, Highline, 2 Rivers (Box S), Parkhurst, Gill, and Lacy) with HDPE pipe conserving the following quantities of water: Cert. 74146, approx. 746.6 AF / up to 2.45 cfs with priority dates of 8/5/1900, 9/1900, 4/28/1905, 5/27/1907, and 6/1/1907; Cert. 74147, approx. 1371.9 AF / up to 3.87 cfs with a priority date of 10/29/1913; and Cert. 74148, approx. 1216.5 AF with a priority date of 4/7/1911. TID proposes 100% of the conserved water to be protected instream.

Any party may provide written comments directly related to CW-116 on or before **6/1/2020** (20 days after publication of this notice). Comments should be sent to ACW Program, Water Resources Department, 725 Summer Street NE, Suite A, Salem, OR 97301-1266. WRD will review all comments received when determining whether to approve the proposed ACW.

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

**Consistent with OAR 690-315-0050, the Department will accept public comment on the following extension applications until June 11, 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# [G-12661](#)  
Permit Number G-12642  
County/Basin Crook / Deschutes (5)  
Applicant Name MILLS, DEAN  
KUCERA, ROD  
5810 N LONE PINE LANE  
TERREBONNE, OR 97760  
Sources/TRSQ40Q160 A WELL > CROOKED RIVER BASIN / 14.00S 14.00E 8 NESW  
Use/Quantity IRRIGATION / 1.500 CFS  
Proposed Completion Date 10/01/2025

App# [S-86808](#)  
Permit Number S-54445  
County/Basin Lake / Goose & Summer Lake (13)  
Applicant Name WITHERS, DANIEL AND ELIZABETH  
38438 WITHERS RANCH RD  
PAISLEY, OR 97636  
Sources/TRSQ40Q160 UNNAMED STREAM > SUMMER LAKE / 31.00S 16.00E 3 NESW  
UNNAMED STREAM > SUMMER LAKE / 31.00S 16.00E 3 NWSE  
Use/Quantity SUPPLEMENTAL IRRIGATION / 1.236 CFS  
Proposed Completion Date 10/01/2020

App# [G-16973](#)  
Permit Number G-16407  
County/Basin Harney / Malheur Lake (12)  
Applicant Name SWORD, ZACHARY O.  
PO BOX 3002  
PRINCETON, OR 97721  
Sources/TRSQ40Q160 A WELL > MALHEUR LAKE / 26.00S 34.00E 29 NESW  
A WELL > MALHEUR LAKE / 26.00S 34.00E 30 NWSE  
Use/Quantity IRRIGATION / 1.300 CFS  
IRRIGATION / 2.000 CFS  
Proposed Completion Date 10/01/2025

App# [S-87911](#)  
Permit Number S-54865  
County/Basin Josephine / Rogue (15)  
Applicant Name POWELL, GREGORY W.  
11020 N APPLGATE RD  
GRANTS PASS, OR 97527  
Sources/TRSQ40Q160 APPLGATE RESERVOIR > APPLGATE RIVER / 40.00S 4.00W 25 SESE  
APPLGATE RIVER > ROGUE RIVER / 38.00S 4.00W 6 SWSW  
Use/Quantity IRRIGATION / 7.000 AF  
IRRIGATION / 0.000 AF  
Proposed Completion Date 10/01/2025

App# [S-87962](#)  
Permit Number S-54890  
County/Basin Polk / Willamette (2)  
Applicant Name OLSEN AGRICULTURAL ENTERPRISES  
JENKS OLSEN LAND CO  
OLSEN, ROGER  
8930 SUVER RD  
MONMOUTH, OR 97361  
Sources/TRSQ40Q160 A RESERVOIR > BERRY CREEK / 10.00S 5.00W 2 NESW  
Use/Quantity SUPPLEMENTAL IRRIGATION / 24.900 AF  
Proposed Completion Date 10/01/2025

App# [G-17572](#)  
Permit Number G-17524  
County/Basin Lake / Goose & Summer Lake (13)  
Applicant Name AMSBAUGH, DENNIS AND PAMELA  
PO BOX 768  
LAKEVIEW, OR 97630  
Sources/TRSQ40Q160 A WELL > CRANE CREEK BASIN / 40.00S 20.00E 15 SESW  
A WELL > CRANE CREEK BASIN / 40.00S 20.00E 16 SESW  
Use/Quantity IRRIGATION / 1.990 CFS  
Proposed Completion Date 10/01/2025

## **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 June 26, 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-13527
Permit#	<a href="#">G-12723</a>
County/Basin	Wasco / Hood (4)
Applicant Name	LEE, DOUGLAS JOHN 13340 GOODALL RD LAKE OSWEGO, OR 97034-1562
Sources/TRSQ40Q160 Use/Quantity	A WELL > ROWENA RIVER BASIN / 2.00N 12.00E 18 NESE IRRIGATION / 0.125 CFS

App#	G-14707
Permit#	<a href="#">G-13740</a>
County/Basin	Harney / Malheur Lake (12)
Applicant Name	BUERMANN, WILLIAM AND JANELL I. PO BOX 69 BURNS, OR 97720
Sources/TRSQ40Q160 Use/Quantity	A WELL > POISON CREEK / 23.00S 31.00E 1 NWNE SUPPLEMENTAL IRRIGATION / 1.170 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 May 26, 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# [LL-1823](#)  
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 / 8.7 CFS & 3.35 CFS

App# [LL-1828](#)  
County/Basin Benton / Willamette (2)  
Applicant Name DUNNING, KYLE L. AND HOLLY J.  
4635 NE ELLIOT CIRCLE  
CORVALLIS, OR 97330  
Sources/TRSQ40Q160 WELL 1 > FRAZIER CREEK / 11.00S 4.00W 18 NENW  
Use/Quantity ESTABLISHING A HAZELNUT CROP / 200 GPM

App# [LL-1829](#)  
County/Basin Jackson / Rogue (15)  
Applicant Name FISHER, JACOB  
ROGUE FAMILY FARMS LLC  
1424 N RIVER RD  
GOLD HILL, OR 97524  
Sources/TRSQ40Q160 A RESERVOIR > LITTLE BUTTE CREEK / 35.00S 1.00W 28 NESE  
Use/Quantity FLOWER HEMP IRRIGATION / 0.0668 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 02, 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-53](#)  
Certificate 12058, 3154  
County/Basin Wallowa / Grande Ronde (8)  
Lessor HUMPHREYS, JESSICA  
THE FRESHWATER TRUST  
401 NE 1ST ST  
ENTERPRISE, OR 97828  
Priority Date 02/18/1938, 12/31/1897  
Source/Tributary To LOSTINE RIVER / WALLOWA RIVER

Lease# [IL-93](#)  
Certificate 37245  
County/Basin Polk / Willamette (2)  
Lessor DALTON, PAMELA E.  
SHADY PLACE, LLC  
P.O. BOX 27  
DALLAS, OR 97338  
Priority Date 04/09/1962  
Source/Tributary To PEDEE CREEK / LUCKIAMUTE RIVER

Lease# [IL-1498](#)  
Certificate 38612, 13451, 13450  
County/Basin Yamhill / Willamette (2)  
Lessor THORNTON, NANCY E.  
THORNTON RANCH LLC  
19976 NW MOORES VALLEY RD  
YAMHILL, OR 97418  
Priority Date 08/24/1964, 09/16/1933, 01/31/1933  
Source/Tributary To UNNAMED STREAM / HASKINS CREEK  
HASKINS CREEK / NORTH YAMHILL RIVER



Lease# [IL-1809](#)  
Certificate 55144, 55145, 50644  
County/Basin Washington / Willamette (2)  
Lessor WHITMORE, ERIC  
PO BOX 834  
SHERWOOD, OR 97140

Lessor WHITMORE, JENNIFER  
PO BOX 834  
SHERWOOD, OR 97140

Priority Date 03/08/1978, 04/10/1975  
Source/Tributary To BAKER CREEK / HEATON CREEK  
BAKER CR/RES / TUALATIN RIVER

Lease# [IL-1810](#)  
Certificate 82247, 82246  
County/Basin Crook / Deschutes (5)  
Lessor OCHOCO IRRIGATION DISTRICT  
1001 NW DEER ST  
PRINEVILLE, OR 97754

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

Interested Party SKLADAL, GEORGE (WAYNE) W.  
OREGON WATER RESOURCES DEPARTMENT  
231 SW SCALEHOUSE LOOP, STE 103  
BEND, OR 97702

Priority Date 04/08/1914, 08/10/1917  
Source/Tributary To A RESERVOIR / CROOKED RIVER  
OCHOCO CREEK / CROOKED 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 June 11, 2020. 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-13422](#)  
Water Right Cert: 16028  
County/Basin Jackson / Rogue (15)  
Applicant Name JENSEN, STEPHEN  
355 OTIS STREET  
ASHLAND, OR 97520  
Proposed Change PLACE OF USE, USE  
Sources/TRSQ40Q160 ASHLAND CREEK > BEAR CREEK / 39.00S 1.00E 4 SESW  
Use/Quantity IRRIGATION / 0.110 CFS  
Priority Date 12/31/1858

Transfer [T-13424](#)  
Water Right Cert: 22847, 33176, 83328, 88113, 87897  
County/Basin Klamath / Klamath (14)  
Applicant Name HARTER, JOSEPH  
10902 SWAN LAKE RD  
KLAMATH FALLS, OR 97063  
Proposed Change POINT OF APPROPRIATION, PLACE OF USE  
Sources/TRSQ40Q160 A WELL > ANDERSON CREEK / 37.00S 10.00E 30 NENW  
A WELL > ANDERSON CREEK / 37.00S 10.00E 19 SWNE  
A WELL > ANDERSON CREEK / 37.00S 10.00E 19 SESW  
A WELL > KLAMATH BASIN / 37.00S 10.00E 30 NENW  
ANDERSON CR/RESERVOIR > SWAN LAKE / 37.00S 10.00E 19 SWNE  
ANDERSON CR/RESERVOIR > SWAN LAKE / 37.00S 9.00E 23 NESW  
Use/Quantity IRRIGATION / 1.950 CFS  
IRRIGATION / 3.030 CFS  
IRRIGATION / 1.170 CFS  
IRRIGATION / 2.328 CFS  
IRRIGATION / 2.330 CFS  
Priority Date 08/02/1948, 06/12/1952, 09/13/1990, 02/27/1995, 01/07/1999

Transfer [T-13425](#)  
Water Right Cert: 51320, 52594, 68116, 94707  
County/Basin Clackamas / Willamette (2)  
Applicant Name KOCH, STEPHEN A.  
27815 S ELISHA RD  
CANBY, OR 97013  
Proposed Change POINT OF APPROPRIATION, ADDITIONAL POINT OF APPROPRIATION, PLACE OF USE  
Sources/TRSQ40Q160 A WELL > GRIBBLE CREEK / 4.00S 1.00E 24 NWSW  
A WELL > MOLALLA RIVER / 4.00S 1.00E 24 SESW  
A WELL > MOLALLA RIVER BASIN / 4.00S 1.00E 24 SESW  
A WELL > MOLALLA RIVER BASIN / 4.00S 1.00E 24 SWSE  
Koch Well #1 > DOVE CREEK / 4.00S 1.00E 24 SWSE  
Use/Quantity IRRIGATION / 0.140 CFS  
IRRIGATION / 0.590 CFS  
IRRIGATION / 1.323 CFS  
IRRIGATION / 0.680 CFS  
Priority Date 10/22/1968, 11/22/1976, 06/17/1964, 02/09/1990, 12/19/1991

Transfer [T-13431](#)  
Water Right Cert: 94348 (T-12994), 94778 (CW-111), 94782 (CW-111), 94780 (CW-111), 94161 (T-12853),  
94160 (T-12853)  
County/Basin Wallowa / Grande Ronde (8)  
Applicant Name BAKER, KENNETH M.  
81705 HWY 82  
WALLOWA, OR 97885  
Proposed Change PLACE OF USE, USE  
Sources/TRSQ40Q160 A RESERVOIR > LOSTINE RIVER / 4.00S 44.00E 29 NWSW  
LOSTINE RIVER > WALLOWA RIVER / 1.00S 43.00E 27 NENW  
LOSTINE RIVER > WALLOWA RIVER / 1.00S 43.00E 15 SESW  
LOSTINE RIVER > WALLOWA RIVER / 1.00S 43.00E 9 SENE  
LOSTINE RIVER > WALLOWA RIVER / 1.00S 43.00E 10 SWSW  
LOSTINE RIVER > WALLOWA RIVER / 1.00S 43.00E 4 NESW  
WALLOWA RIVER > GRANDE RONDE RIVER / 1.00S 43.00E 11 NWSE  
Use/Quantity SUPPLEMENTAL IRRIGATION / 34.250 CFS  
IRRIGATION / 4.993 CFS  
IRRIGATION / 2.436 CFS  
IRRIGATION / 3.502 CFS  
DOMESTIC / 4.273 CFS  
IRRIGATION / 2.170 CFS  
IRRIGATION / 0.004 CFS  
SUPPLEMENTAL IRRIGATION / 87.390 CFS  
Priority Date 12/31/1889, 12/31/1891, 12/31/1896, 12/31/1883, 12/31/1882, 12/31/1889, 12/31/1896,  
12/31/1883, 05/29/1916, 06/06/1935

Transfer [T-13432](#)  
Water Right Cert: 56069, 88308 CR  
County/Basin Marion / Willamette (2)  
Applicant Name LOEN NURSEY INC.  
LOEN, KURTIS  
19205 SW CIPOLE RD.  
SHERWOOD, OR 97305  
Proposed Change ADDITIONAL POINT OF APPROPRIATION  
Sources/TRSQ40Q160 A WELL > WILLAMETTE RIVER / 3.00S 1.00W 33 SENE  
Use/Quantity NURSERY USES / 2.230 CFS  
IRRIGATION / 1.110 CFS  
Priority Date 12/31/1980, 01/18/1966

## 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	<a href="#">T-13428</a>
Water Right	Cert: 66831
County/Basin	Wallowa / Grande Ronde (8)
Applicant Name	FIEGEL, KIRBY AND NANCY PO BOX 170 LOSTINE, OR 97857
Proposed Change	PLACE OF USE
Sources/TRSQ40Q160	LOSTINE RIVER > WALLOWA RIVER / 1.00S 43.00E 27 NWSE
Use/Quantity	IRRIGATION / 1.650 CFS
Priority Date	04/18/1979

Transfer	<a href="#">T-13429</a>
Water Right	Cert: 36427, 37470, 58749
County/Basin	Polk / 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	LITTLE LUCKIAMUTE RIVER > LUCKIAMUTE RIVER / 8.00S 5.00W 31 NWSW LITTLE LUCKIAMUTE RIVER > LUCKIAMUTE RIVER / 8.00S 6.00W 36 NENE UNNAMED STREAM > LITTLE LUCKIAMUTE RIVER / 8.00S 5.00W 31 NWSW
Use/Quantity	IRRIGATION / 1.180 CFS IRRIGATION / 0.470 CFS IRRIGATION / 0.470 CFS
Priority Date	04/26/1962, 07/24/1963, 07/21/1952

## 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-13427</a>
Water Right	Cert: 27103, Permit: G-12450, Cert: 27103, Permit: G-12450
County/Basin	Klamath / Klamath (14)
Applicant Name	PEREIRA, ALICE 1507 MARYLAND AVE SACRAMENTO, CA 95853
Proposed Change	PLACE OF USE
Sources/TRSQ40Q160	PEREIRA WELL > TULELAKE SU / 40.00S 12.00E 28 SWSW WELL 1 > LOST RIVER / 40.00S 12.00E 28 SWSW WELL 2 > LOST RIVER / 40.00S 12.00E 28 SWSW
Use/Quantity	IRRIGATION / 1.400 CFS
Priority Date	PRIMARY AND SUPPLEMENTAL IRRIGATION / 1.345 CFS 05/28/1956, 04/06/1992

## 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-13426</a>
Water Right	Permit: G-15950
County/Basin	Clackamas / Willamette (2)
Applicant Name	KOCH, STEPHEN A. 27815 S ELISHA RD CANBY, OR 97013
Proposed Change	PLACE OF USE
Sources/TRSQ40Q160	A WELL > DOVE CREEK / 4.00S 1.00E 24 SESW A WELL > DOVE CREEK / 4.00S 1.00E 24 SWSE A WELL > DOVE CREEK / 4.00S 1.00E 23 SESE A WELL > DOVE CREEK / 4.00S 1.00E 24 NWNW
Use/Quantity	NURSERY USES / 1.670 CFS
Priority Date	08/06/2004
Transfer	<a href="#">T-13430</a>
Water Right	Permit: G-17743
County/Basin	Marion / Willamette (2)
Applicant Name	CITY OF ST. PAUL; ATTN: MIKE DOLAN 20239 MAIN STREET NE ST. PAUL, OR 97137
Proposed Change	ADDITIONAL POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > MISSION CREEK BASIN / 4.00S 2.00W 19 SENE A WELL > MISSION CREEK BASIN / 4.00S 2.00W 19 NWSE
Use/Quantity	MUNICIPAL USES / 1.250 CFS
Priority Date	04/26/1996

## **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 June 11, 2020. 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-13415](#)  
Water Right Claim: GR-2192  
County/Basin Marion / Willamette (2)  
Applicant Name FULL HARVEST AGRICULTURAL HOLDCO II, LLC  
PO BOX 4967  
KANSAS CITY, MO 64120  
Proposed Change ADDITIONAL POINT OF APPROPRIATION, PLACE OF USE  
Sources/TRSQ40Q160 A WELL > NORTH SANTIAM RIVER / 10.00S 3.00W 24 NWNW  
Use/Quantity IRRIGATION / 0.624 CFS  
Priority Date 12/31/1948

Transfer [T-13416](#)  
Water Right Claim: GR-1220  
County/Basin Linn, Marion / Willamette (2)  
Applicant Name FULL HARVEST AGRICULTURAL HOLDCO II, LLC  
PO BOX 4967  
KANSAS CITY, MO 64120  
Proposed Change ADDITIONAL POINT OF APPROPRIATION, PLACE OF USE  
Sources/TRSQ40Q160 WELL 3 > NORTH SANTIAM RIVER / 10.00S 3.00W 13 SWSW  
Use/Quantity IRRIGATION / 0.668 CFS  
Priority Date 06/30/1945

Transfer [T-13417](#)  
Water Right Claim: GR-116  
County/Basin Marion / Willamette (2)  
Applicant Name JANE STOCKFLETH LLC  
15561 RIVER RD NE  
SAINT PAUL, OR 97137  
Proposed Change ADDITIONAL POINT OF APPROPRIATION  
Sources/TRSQ40Q160 A WELL > PATTERSON CREEK / 5.00S 2.00W 30 NWSW  
Use/Quantity IRRIGATION / 1.693 CFS  
Priority Date 12/31/1945

Transfer [T-13418](#)  
Water Right Claim: GR-1219  
County/Basin Linn, Marion / Willamette (2)  
Applicant Name FULL HARVEST AGRICULTURAL HOLDCO II, LLC  
PO BOX 4967  
KANSAS CITY, MO 64120  
Proposed Change POINT OF APPROPRIATION  
Sources/TRSQ40Q160 WELL 2 > NORTH SANTIAM RIVER / 10.00S 3.00W 13 NWSW  
Use/Quantity IRRIGATION / 0.668 CFS  
Priority Date 06/30/1945

Transfer [T-13419](#)  
Water Right Claim: GR-1487  
County/Basin Marion, Yamhill / Willamette (2)  
Applicant Name JANE STOCKFLETH LLC  
15561 RIVER RD NE  
SAINT PAUL, OR 97137  
Proposed Change POINT OF APPROPRIATION  
Sources/TRSQ40Q160 A WELL > ELDRIDGE SLOUGH / 5.00S 2.00W 30 SWNW  
Use/Quantity IRRIGATION / 1.203 CFS  
Priority Date 07/10/1949



## **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):

### **Crooked River Ranch Water Co. (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).

## **Notice of Proposed Final Order to Reauthorize Minor Hydroelectric Projects**

The Department seeks public comments on the following Proposed Final Order to reauthorize a minor hydroelectric project. Comments, protests, and/or requests for standing must be submitted within 45 days of publication of this notice.

The Proposed Final Order and draft certificate 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 documents please contact Craig Kohanek at 503-986-0823. A copying fee will be assessed as allowed in ORS Chapter 536.050(1)(e).

**Comments, protests, and/or requests for standing must be received by the Oregon Water Resources Department by 5:00 pm, June 26, 2020.**

<b>Application:</b>	<b>HE 319</b>
Applicant:	David & Katrina Radtke Trust
Amount of Water:	0.50 cubic feet per second
Source of Water:	An unnamed stream, tributary of Tenmile Creek
Point of Diversion:	SW ¼ SE ¼ Section 25, Township 15 South, Range 12 West W.M.
Place of Use:	NW ¼ NE ¼ Section 36, Township 15 South, Range 12 West W.M.
Purpose:	Hydroelectric for onsite use
Power Developed:	20 Theoretical horsepower

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
May 12, 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:**

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\* 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.