

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
September 1, 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*

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. Municipal permit extension applications referred to Oregon Department of Fish and Wildlife for review under provisions of OAR 690- 315-0080.
- * **Application for Instream Lease**
Application by water right holder to lease existing water rights to instream use.
- * **Transfer Applications: Regular**
Requests to change point of diversion or appropriation, place of use, or character of use upon which the public may comment. The changes may be proposed in an application for a transfer (including instream or historic POD), an exchange, or a substitution.
- * **Transfer Preliminary Determinations**
Requests to change point of diversion or appropriation, place of use, and character of use upon which the public may protest the application and Department's preliminary determination.
- * **Transfer Applications: District Permanent for Place of Use - ORS 540.580**
Petitions requesting permanent changes in place(s) of use within a district's boundary.

IMPORTANT: Due to COVID-19, the Department's office is closed to walk-in services. The Department encourages the submission of protests by U.S. mail. Please consider mailing early to ensure the Department receives the protest by the deadline specified.

- * **Transfer Applications: District Temporary - ORS 540.570**
Petitions requesting temporary changes in water use within a district's boundary for one irrigation season.
- * **Transfer Applications: Permit Amendments**
Requests to amend permits.
- * **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.
- * **Certificate Issuance**
Included in this section is a listing of recently issued water right certificates.
- * **HE 617 Swan Lake North Proposed Final Order**
- * **Notice of Application to Split a Permit**
Request to assign all or part of a water right permit for irrigation, nursery, temperature control, stock watering, or agricultural water use and to issue replacement permit(s) to reflect an assignment from the current permit holder to one or more additional permit holders.

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

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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

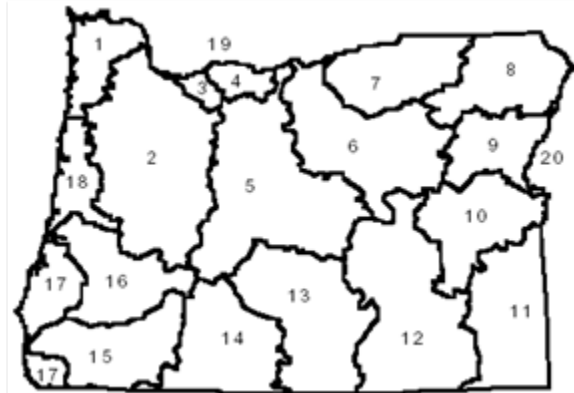
Unit of measure:

- 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 | |

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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, October 01, 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, October 16, 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.

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Initial Review and Proposed Final Orders

App# [G-18905](#)
County/Basin Clatsop / North Coast (1)
Applicant Name FALCON COVE BEACH DOMESTIC WATER SUPPLY DISTRICT
79387 RAY BROWN RD
ARCH CAPE, OR 97102
Sources/TRSQ40Q160 A WELL > MASON CREEK / 4.00N 10.00W 31 NWSW
Use/Quantity MUNICIPAL USES / 0.110 CFS
Priority Date 01/24/2020
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18965](#)
County/Basin Yamhill / Willamette (2)
Applicant Name AKINS, ALAN
14035 NE TANGEN RD
NEWBERG, OR 97132
Sources/TRSQ40Q160 A WELL > CHEHELAM CREEK BASIN / 3.00S 3.00W 13 NWNW
Use/Quantity IRRIGATION / 0.002 CFS
Priority Date 04/27/2020
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18974](#)
County/Basin Benton / Willamette (2)
Applicant Name DUNNING, KYLE L. AND HOLLY J.
4635 NE ELLIOTT CIRCLE
CORVALLIS, OR 97330
Sources/TRSQ40Q160 A WELL > FRAZIER CREEK BASIN / 11.00S 4.00W 18 NENW
A WELL > FRAZIER CREEK BASIN / 11.00S 4.00W 18 NWNW
Use/Quantity IRRIGATION / 1.200 CFS
Priority Date 05/12/2020
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18846](#)
County/Basin Lane / Willamette (2)
Applicant Name SHENG HUANG, JASON
3395 S JONES BLVD 218
LAS VEGAS, NV 89146
Sources/TRSQ40Q160 A WELL > PAPENFUS CREEK / 19.00S 2.00W 4 SWNE
Use/Quantity NURSERY USES / 0.045 CFS
Priority Date 10/24/2019
Stage/Status IR / PROPOSE TO DENY

App# [G-18875](#)
County/Basin Lane / Willamette (2)
Applicant Name HEAD, ANDREW
25519 FLECK RD
VENETA, OR 97487
Sources/TRSQ40Q160 A SUMP > WEST FORK COYOTE CREEK / 18.00S 5.00W 6 SWSE
Use/Quantity IRRIGATION / 0.400 CFS
Priority Date 11/05/2019
Stage/Status IR / PROPOSE TO DENY

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App# [G-18931](#)
County/Basin Jackson / Rogue (15)
Applicant Name MEDFORD SCHOOL DISTRICT
815 S OAKDALE AVE
MEDFORD, OR 97501

RUCH ELEMENTARY SCHOOL
156 UPPER APPLGATE RD
JACKSONVILLE, OR 97530
Sources/TRSQ40Q160 A WELL > FOREST CREEK / 38.00S 3.00W 27 NESW
Use/Quantity IRRIGATION / 0.045 CFS
Priority Date 03/12/2020
Stage/Status IR / PROPOSE TO DENY

App# [S-88859](#)
County/Basin Douglas / Umpqua (16)
Applicant Name STANTON, BOBBY AND DAWANA
30616 BERRY CREEK DR
GEORGETOWN, TX 78628
Sources/TRSQ40Q160 NORTH UMPQUA RIVER > UMPQUA RIVER / 26.00S 5.00W 21 NENW
Use/Quantity DOMESTIC EXPANDED / 0.010 CFS
Priority Date 08/10/2020
Stage/Status IR / PROPOSE TO APPROVE

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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-18642](#)
County/Basin Yamhill / Willamette (2)
Applicant Name JACKSON FAMILY INVESTMENTS III LLC
421 AVIATION BLVD
SANTA ROSA, CA 95403
Priority Date 04/02/2018
Issue Date 08/26/2020
Status APPROVED

App# [G-18716](#)
County/Basin Jackson / Rogue (15)
Applicant Name BINION, ERIKA M.
2000 CROWFOOT RD
EAGLE POINT, OR 97524
Priority Date 07/16/2018
Issue Date 08/26/2020
Status APPROVED

App# [G-18865](#)
County/Basin Multnomah / Sandy (3)
Applicant Name EKSTROM AND SCHMIDT LLC
ATTN: JIM EKSTROM
3199 SE 302ND AVE
TROUTDALE, OR 97060
Priority Date 09/23/2019
Issue Date 08/26/2020
Status WITHDRAWN

App# [LL-1835](#)
County/Basin Yamhill / Willamette (2)
Applicant Name OLENIK, JOHN
110 SW DOGWOOD DR
DUNDEE, OR 97115
Priority Date 06/12/2020
Issue Date 08/11/2020
Status WITHDRAWN

App# [G-18925](#)
County/Basin Jackson / Rogue (15)
Applicant Name VAN HORN, LAVERNE R.
745 ROCKY ROAD DR UNIT A
MEDFORD, OR 97504
Priority Date 03/02/2020
Issue Date 09/10/2020
Status WITHDRAWN

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App# [G-19010](#)
County/Basin Klamath / Klamath (14)
Applicant Name BAKER, JACK
9375 HWY 39
KLAMATH FALLS, OR 97603
Priority Date 08/05/2020
Issue Date 08/25/2020
Status APPROVED

App# [LL-1825](#)
County/Basin Crook / Deschutes (5)
Applicant Name CITY OF PRINEVILLE
ATTN: ERIC KLANN
387 NE 3RD ST
PRINEVILLE, OR 97754
Priority Date 04/20/2020
Issue Date 08/28/2020
Status APPROVED

App# [LL-1826](#)
County/Basin Multnomah / Willamette (2)
Applicant Name UNIVERSITY OF PORTLAND
ATTN: TRANG K LAM
5000 N. WILLAMETTE BLVD MSC 13
PORTLAND, OR 97203
Priority Date 04/15/2020
Issue Date 08/26/2020
Status APPROVED

App# [LL-1832](#)
County/Basin Sherman / Deschutes (5)
Applicant Name BARNETT ESTATE
PO BOX 206
WASCO, OR 97065
Priority Date 05/13/2020
Issue Date 08/28/2020
Status APPROVED

App# [LL-1839](#)
County/Basin Clatsop / North Coast (1)
Applicant Name J E MCAMIS INC.
621 COUNTRY DR
CHICO, CA 95928
Priority Date 07/01/2020
Issue Date 08/26/2020
Status APPROVED

App# [LL-1842](#)
County/Basin Grant / John Day (6)
Applicant Name SORENSEN, DALE
PO BOX 66
SCIO, OR 97374
Priority Date 07/07/2020
Issue Date 08/28/2020
Status APPROVED

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App# [S-88731](#)
County/Basin Curry / Rogue (15)
Applicant Name WEIGEL, ERIN
WEIGEL, JEFF
WEIGEL, ROGUN
93407 CATCHING CREEK LANE
MYRTLE POINT, OR 97458
Priority Date 08/16/2019
Issue Date 08/21/2020
Status APPROVED

App# [S-88831](#)
County/Basin Douglas / Umpqua (16)
Applicant Name HARRIS FAMILY PROPERTY TRUST
4627 GRAYWOOD AVE
LONG BEACH, CA 96808
Priority Date 05/26/2020
Issue Date 08/26/2020
Status APPROVED

App# [S-88834](#)
County/Basin Linn / Willamette (2)
Applicant Name STONEBERG, SHAWN
31707 OAKVILLE RD
SHEDD, OR 97377
Priority Date 06/01/2020
Issue Date 08/26/2020
Status APPROVED

IMPORTANT: Due to COVID-19, the Department's office is closed to walk-in services. The Department encourages the submission of protests by U.S. mail. Please consider mailing early to ensure the Department receives the protest by the deadline specified.

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 31, 2020.

App#	R-88857
County/Basin	Lake / Goose & Summer Lake (13)
Applicant Name	LEAL, JAMES AND GABRIELLE 17668 BUCK RD LAKEVIEW, OR 97630
Sources/TRSQ40Q160	RUNOFF > GOOSE LAKE / 39.00S 19.00E 26 SESE A WELL > COTTONWOOD CREEK / 39.00S 19.00E 35 NWNE
Use/Quantity	MULTIPLE PURPOSE / 8.250 AF
Priority Date	08/06/2020
App#	R-88858
County/Basin	Yamhill / Willamette (2)
Applicant Name	ABG OREGON VINEYARDS LLC ATTN: BRANDON ACKLEY 600 UNIVERSITY ST SUITE 902 SEATTLE, WA 98101
Sources/TRSQ40Q160	RUNOFF > STAG HOLLOW CREEK / 2.00S 4.00W 35 NWSE UNNAMED STREAM > STAG HOLLOW CREEK / 2.00S 4.00W 35 NWSE
Use/Quantity	MULTIPLE PURPOSE / 9.110 AF
Priority Date	08/10/2020
App#	R-88864
County/Basin	Jackson / Rogue (15)
Applicant Name	S AND K ROCK LLC 2022 RILEY RD EAGLE POINT, OR 97524
Sources/TRSQ40Q160	RUNOFF > MID CANAL / 36.00S 1.00E 8 SESE
Use/Quantity	MULTIPLE PURPOSE / 2.300 AF
Priority Date	08/24/2020

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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 **October 01, 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 re-diversion point(s).

App#	S-88861
County/Basin	Polk / Willamette (2)
Applicant Name	CHESTNUT COLLEGE FARM LLC PO BOX 9 MONMOUTH, OR 97361
Sources/TRSQ40Q160	OLSEN, ERIC AND EVE 1520 GWINN ST E MONMOUTH, OR 97361 A RESERVOIR > WILLAMETTE RIVER / 8.00S 4.00W 31 NWNE ASH CREEK SOUTH > WILLAMETTE RIVER / 8.00S 4.00W 31 NWNE
Use/Quantity	IRRIGATION / 50.000 AF
Priority Date	08/14/2020
App#	S-88863
County/Basin	Baker / Powder (9)
Applicant Name	ELLIOTT RANCHES INC. 22047 PIONEER LANE BRIDGEPORT, OR 97819
Sources/TRSQ40Q160	EVANS CREEK > BURNT RIVER / 12.00S 40.00E 35 SENW EVANS CREEK > BURNT RIVER / 12.00S 40.00E 35 NWNE
Use/Quantity	IRRIGATION / 0.230 CFS
Priority Date	08/24/2020
App#	S-88862
County/Basin	Marion / Willamette (2)
Applicant Name	SIDNEY IRRIGATION COOPERATIVE PO BOX 736 JEFFERSON, OR 97352
Sources/TRSQ40Q160	NORTH SANTIAM RIVER > SANTIAM RIVER / 9.00S 2.00W 34 SWNE DETROIT RESERVOIR > NORTH SANTIAM RIVER / 10.00S 5.00E 7 SWNW
Use/Quantity	IRRIGATION / 370.500 AF
Priority Date	08/17/2020

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Pending Municipal Permit Extension Applications
Sent to Oregon Department of Fish and Wildlife for Review

Consistent with OAR 690-315-0080 the Department must notify Oregon Department of Fish and Wildlife of certain pending municipal water use extension applications. If applicable under OAR 690-315-0080 any undeveloped portion of a municipal permit must be conditioned to maintain the persistence of listed fish species in the portions of waterways affected by water use under the permit. The following applications were referred to the Oregon Department of Fish and Wildlife on August 28, 2020.

App#	S-60959
Permit Number	S-45405
Applicant	CITY OF RIDDLE
Water Source	COW CREEK, A TRIBUTARY TO SOUTH UMPQUA RIVER
Authorized Rate of Water Use Under Permit:	3.0 cfs

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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 22, 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# [IL-668](#)
Certificate 81464, 61462, 81463, 81580, 81461
County/Basin Crook / Deschutes (5)
Lessor HART, JIM
SAGE HOLLOW RANCH
33200 S CROOKED RIVER HWY 27
PRINEVILLE, OR 97754

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

Lessor HART, PAM
SAGE HOLLOW RANCH
33200 S CROOKED RIVER HWY 27
PRINEVILLE, OR 97754

Priority Date 12/02/1913, 05/05/1910, 08/15/1913, 03/11/1914, 12/31/1902
Source/Tributary To LITTLE BEAR CREEK / BEAR CREEK
BEAR CREEK / CROOKED RIVER

Lease# [IL-1100](#)
Certificate 81462
County/Basin Crook / Deschutes (5)
Lessor HART, JIM
SAGE HOLLOW RANCH
33200 S CROOKED RIVER HWY 27
PRINEVILLE, OR 97754

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

Lessor HART, PAM
SAGE HOLLOW RANCH
33200 S CROOKED RIVER HWY 27
PRINEVILLE, OR 97754

Priority Date 05/05/1910
Source/Tributary To LITTLE BEAR CREEK / BEAR CREEK

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Lease# [IL-1828](#)
Certificate 90534
County/Basin Jackson / Rogue (15)
Lessor MARR, LINDA
MACE PROPERTIES LLC
183 GRESHAM ST
ASHLAND, OR 97520
Priority Date 11/18/1958
Source/Tributary To ROGUE RIVER / PACIFIC OCEAN
11/18/1958

Lease# [IL-1829](#)
Certificate 66788, 66787
County/Basin Douglas / Umpqua (16)
Lessor JOHNSON, GAIL
PO BOX 37
MYRTLE CREEK, OR 97457
Priority Date 07/03/1979, 08/31/1977
Source/Tributary To NORTH MYRTLE CREEK / MYRTLE CREEK
HARRISON YOUNG BROOK / NORTH MYRTLE CREEK

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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 October 01, 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-13510
Water Right	Cert: 43794
County/Basin	Umatilla / Umatilla (7)
Applicant Name	CHAMBERLAIN, LYNNE 85131 ELLIOT RD MILTON FREEWATER, OR 97862
Proposed Change	POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > WALLA WALLA RIVER / 6.00N 36.00E 20 NWSE
Use/Quantity	IRRIGATION / 0.110 CFS
Priority Date	07/06/1948

IMPORTANT: Due to COVID-19, the Department's office is closed to walk-in services. The Department encourages the submission of protests by U.S. mail. Please consider mailing early to ensure the Department receives the protest by the deadline specified.

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 October 01, 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-13279](#) filed by Randy and Laura Shepard, PO Box 1087, Sisters, OR 97759, proposes a change in point of appropriation and a change in place of use under Certificate 94453 and to change the place of use under Certificate 87232. Certificate 94453 allows the use of 0.025 cubic foot per second from a well in Sec. 19, T15S, R11E, WM for irrigation in Sec. 19. The applicant proposes to move the point of appropriation in Sec. 7, T16S, R11E, WM and to change the place of use to Sec. 7, T16S, R11E, WM. Certificate 87232 allows the use of 0.004 cubic foot per second from a well in Sec. 7, T16S, R11E, WM for irrigation in Sec. 7. The applicant proposes to change the place of use within Sec. 7, T16S, R11E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

[T-12596](#) filed by Roseburg Forest Products, Attn: Ellen Porter, PO Box 1088, Roseburg, OR 97470, proposes an additional point of diversion and a change in character of use under Certificate 23974, and a change in character of use under Certificate 33596. Certificate 23974 allows the use of 0.75 cubic foot per second (cfs) from Livingston Creek in Sec. 19, T27S, R4W, WM for maintenance of a log pond in Sects. 18 and 19, T27S, R4W, WM. The applicant proposes an additional point of diversion in Sec. 19, T27S, R4W, WM, and to change the character of use to maintenance of a multi-purpose reservoir and wetland enhancement. Certificate 33596 allows the use of 0.75 cfs from North Fork Deer Creek and reservoir in Sec. 19, T27S, R4W, WM for log storage in Sects. 18 and 19, T27S, R4W, WM. The applicant proposes to change the character of use to maintenance of a multi-purpose reservoir and wetland enhancement. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

[T-13271](#) filed by Rogue Valley Group, LLC, 2014 SE 9th Ave., Portland, OR 97214, proposes a change in character of use from supplemental to primary, a change in character of use to nursery, and a change in place of use under Certificate 91039. The right allows the use of 0.133 cubic foot per second from two wells in Sec. 6, T39S, R5W, WM for irrigation, supplemental irrigation, and domestic use for one household including lawn and non-commercial garden not to exceed one-half acre in area in Sec. 6, T39S, R5W, WM. The applicant proposes to change the place of use within Sec. 6, T39S, R5W, WM, and to change the character of use to nursery use. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

IMPORTANT: Due to COVID-19, the Department's office is closed to walk-in services. The Department encourages the submission of protests by U.S. mail. Please consider mailing early to ensure the Department receives the protest by the deadline specified.

Transfer Applications: Permit Amendments

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

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

Transfer	T-13506
Water Right	Permit: G-18374
County/Basin	Yamhill / Willamette (2)
Applicant Name	NORTH AMERICAN PLANTS INC. C/O YONGJIAN CHANG 9375 SE WARMINGTON RD MCMINNVILLE, OR 97128
Proposed Change	ADDITIONAL POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > YAMHILL RIVER BASIN / 4.00S 4.00W 12 NWSW
Use/Quantity	NURSERY USES / 0.310 CFS
Priority Date	01/09/2019

IMPORTANT: Due to COVID-19, the Department's office is closed to walk-in services. The Department encourages the submission of protests by U.S. mail. Please consider mailing early to ensure the Department receives the protest by the deadline specified.

Applications for District Permanent Transfer for Place of Use

A district may request to permanently change the place of use within district boundaries pursuant to ORS 540.580. A petition (application) for a district permanent water right transfer may be submitted subsequent to (specific noticing requirements apply) or prior to the change in place of use, but no later than the end of the calendar year in which the change occurs. The petition may include an unlimited number of place of use transfers within the same petition. Any recently filed Application for District Permanent Water Right Transfer for Place of Use is listed below.

Public comments may be submitted by any person (please follow the instructions on the last page of this public notice). A protest may be filed by any potentially affected holder of an existing water right, either jointly or severally with other persons, provided the protest is not by a user within a district alleging injury to the delivery of water by the district. Each person submitting a protest shall raise all reasonably ascertainable issues and submit all reasonably available arguments supporting the person's position by the close of the protest period. Failure to raise a reasonably ascertainable issue in a protest or failure to provide sufficient specificity to afford the Department an opportunity to respond to the issue precludes consideration of the issue during the hearing. Protests must be accompanied by a \$810 protest fee for non-applicants and a \$410 protest fee for the applicant, and filed in accordance with OAR Chapter 690, Division 2. **Comments or protests must be received by the Department on or before October 01, 2020.**

Pursuant to ORS 540.580(8), if a water user within the district files a protest claiming injury to a water right delivery by the district, no contested case hearing shall be required, but the district shall resolve the matter directly with the water user.

To view the permanent transfer application, click on the link below.

Transfer	T-13509
County	Yamhill
Certificate	89032
Priority Date	MAY 11, 1977
Name	PALMER CREEK WATER DISTRICT IMPROVEMENT COMPANY
Address	14395 SE WALLACE RD DAYTON, OR 97114
Use	SUPPLEMENTAL IRRIGATION
Source	WILLAMETTE BASIN PROJECT RESERVOIRS (PERMITS R-1625 & R-5363) > WILLAMETTE R

IMPORTANT: Due to COVID-19, the Department's office is closed to walk-in services. The Department encourages the submission of protests by U.S. mail. Please consider mailing early to ensure the Department receives the protest by the deadline specified.

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 October 01, 2020.**

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

Transfer	T-13508
County	Morrow
Certificate	30021, 82489, 82491, 82490, Permit S-54980, Permit G-15586
Priority Date	11/9/1951; 1875; 10/1/1973; 8/3/1983; 1/6/2009; 4/3/2003
Name	WILLOW CREEK DISTRICT IMPROVEMENT CO.
Address	55805 HWY 74 HEPPNER, OR 97836
Use	IRRIGATION; SUPPLEMENTAL IRRIGATION
Source	WILLOW CREEK > COLUMBIA R; PADBERG WELL WITHIN THE WILLOW CREEK BASIN; WILLOW CREEK RESERVOIR > WILLOW CREEK; WELL 1 WITHIN THE WILLOW CREEK BASIN

IMPORTANT: Due to COVID-19, the Department's office is closed to walk-in services. The Department encourages the submission of protests by U.S. mail. Please consider mailing early to ensure the Department receives the protest by the deadline specified.

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	2020-03
County	Deschutes
Certificate	74145
Priority Date	09/01/1899
Name	SWALLEY IRRIGATION DISTRICT
Address	64672 COOK AVE, SUITE 1 BEND, OR 9770
Use	IRRIGATION
Source	DESCHUTES R > COLUMBIA R
Acres:	0.31
Authorized POU:	T17S R12E 20 NWNE
Proposed POU:	T17S R12E 20 NWNE

IMPORTANT: Due to COVID-19, the Department's office is closed to walk-in services. The Department encourages the submission of protests by U.S. mail. Please consider mailing early to ensure the Department receives the protest by the deadline specified.

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# [95210](#)
App: S-84685
County/Basin Coos / South Coast (17)
Applicant Name AGSTEN, MARK
Priority Date 03/13/2001
Issue Date 08/28/2020

Cert# [95219](#)
Xfer: T-10948
County/Basin Umatilla / Umatilla (7)
Applicant Name B AND G RESOURCES
Priority Date 07/03/1945
Issue Date 08/28/2020

Cert# [95220](#)
Xfer: T-10948
County/Basin Umatilla / Umatilla (7)
Applicant Name B AND G RESOURCES
Priority Date 07/03/1945
Issue Date 08/28/2020

Cert# [95128](#)
App: G-15773
County/Basin Deschutes / Deschutes (5)
Applicant Name BAR DR LAND AND CATTLE LLC
ROTH, CLANCY; BAR DR LAND AND CATTLE LLC
ROTH, STEPHEN; BAR DR LAND AND CATTLE LLC
Priority Date 06/03/2002
Issue Date 08/28/2020

Cert# [95206](#)
App: G-16263
County/Basin Harney / Malheur Lake (12)
Applicant Name BARBER, CONNIE
Priority Date 06/16/2004
Issue Date 08/28/2020

Cert# [95196](#)
App: G-16245
County/Basin Harney / Malheur Lake (12)
Applicant Name BEARD, MARY L.
Priority Date 05/10/2004
Issue Date 08/28/2020

Cert# [95231](#)
App: G-11833
County/Basin Marion / Willamette (2)
Applicant Name CITY OF WOODBURN
Priority Date 07/12/1988
Issue Date 08/28/2020

<p>IMPORTANT: Due to COVID-19, the Department's office is closed to walk-in services. The Department encourages the submission of protests by U.S. mail. Please consider mailing early to ensure the Department receives the protest by the deadline specified.</p>
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Cert# [95230](#)
App: G-13460
County/Basin Marion / Willamette (2)
Applicant Name CITY OF WOODBURN
Priority Date 07/08/1993
Issue Date 08/28/2020

Cert# [95212](#)
App: R-88425
County/Basin Coos / South Coast (17)
Applicant Name COQUILLE INDIAN TRIBE
Priority Date 07/10/2017
Issue Date 08/28/2020

Cert# [95199](#)
App: G-17441
County/Basin Harney / Malheur Lake (12)
Applicant Name DAVIES, ANDREA
DAVIES, M MARTIN
Priority Date 12/01/2010
Issue Date 08/28/2020

Cert# [95124](#)
App: G-16299
County/Basin Marion / Willamette (2)
Applicant Name F AND B FARMS
Priority Date 08/16/2004
Issue Date 08/28/2020

Cert# [95181](#)
App: S-86920
County/Basin Douglas / Umpqua (16)
Applicant Name GRAHAM, JOANNE
GRAHAM, RICHARD
Priority Date 06/26/2007
Issue Date 08/28/2020

Cert# [95198](#)
App: G-14547
County/Basin Clackamas / Willamette (2)
Applicant Name IVERSON BROTHERS BULB FARM INC.
Priority Date 06/11/1997
Issue Date 08/28/2020

Cert# [95208](#)
App: G-12288
County/Basin Marion / Willamette (2)
Applicant Name KAUFMAN, BEN
Priority Date 11/07/1990
Issue Date 08/28/2020

Cert# [95185](#)
App: S-85661
County/Basin Douglas / Umpqua (16)
Applicant Name KENNERLY, GUY N.
Priority Date 06/19/2003
Issue Date 08/28/2020

IMPORTANT: Due to COVID-19, the Department's office is closed to walk-in services. The Department encourages the submission of protests by U.S. mail. Please consider mailing early to ensure the Department receives the protest by the deadline specified.

Cert# [95209](#)
App: R-85549
County/Basin Columbia / Willamette (2)
Applicant Name NORTHWEST FARM CREDIT SERVICES FLCA
ORENCO RE
Priority Date 04/07/2003
Issue Date 08/28/2020

Cert# [95168](#)
Xfer: T-12243
County/Basin Wasco / Hood (4)
Applicant Name PETERSEN, PHILIP
Priority Date 11/13/1980
Issue Date 08/28/2020

Cert# [95195](#)
App: G-14678
County/Basin Harney / Malheur Lake (12)
Applicant Name ROOT, ANDY
Priority Date 02/02/1998
Issue Date 08/28/2020

Cert# [95207](#)
App: G-14012
County/Basin Deschutes / Deschutes (5)
Applicant Name SCHNACK, DON
SCHNACK, LINDA
Priority Date 03/23/1995
Issue Date 08/28/2020

Cert# [95201](#)
App: G-14633
County/Basin Deschutes / Deschutes (5)
Applicant Name SLAYDEN, BRUCE
Priority Date 11/05/1997
Issue Date 08/28/2020

Cert# [95233](#)
App: G-14942
County/Basin Clackamas / Willamette (2)
Applicant Name SMITH, RYAN J.
Priority Date 03/01/1999
Issue Date 08/28/2020

Cert# [95200](#)
App: S-68487
County/Basin Coos / South Coast (17)
Applicant Name SOUTH COAST CRANBERRIES LLC
Priority Date 08/19/1985
Issue Date 08/28/2020

Cert# [95186](#)
App: R-86778
County/Basin Marion / Willamette (2)
Applicant Name STENGEL, CORY
Priority Date 03/09/2007
Issue Date 08/28/2020

IMPORTANT: Due to COVID-19, the Department's office is closed to walk-in services. The Department encourages the submission of protests by U.S. mail. Please consider mailing early to ensure the Department receives the protest by the deadline specified.

Cert# [95184](#)
App: S-88183
County/Basin Douglas / Umpqua (16)
Applicant Name SWANSON, JAMES
Priority Date 02/22/2016
Issue Date 08/28/2020

Cert# [95221](#)
App: G-16411
County/Basin Harney / Malheur Lake (12)
Applicant Name VAN DE STROET, TANYA
VAN DE STROET, JESSE
Priority Date 03/10/2005
Issue Date 08/28/2020

IMPORTANT: Due to COVID-19, the Department's office is closed to walk-in services. The Department encourages the submission of protests by U.S. mail. Please consider mailing early to ensure the Department receives the protest by the deadline specified.

Notice of Proposed Final Order
Swan Lake North LLC, Hydroelectric Project

Comments, protests or requests for standing on this proposed order on the Swan Lake North LLC, Hydroelectric Project are requested from interested citizens, organizations, governmental entities, and other parties. This proposed order presents proposed findings of fact and conclusions of law to find that the public interest standards of ORS 543.017, 543.225 and OAR 690-051 have been met with regards to the proposed Project. Accordingly, the Department proposes to issue a new hydroelectric license for this Project.

Persons, organizations or agencies objecting to the proposed final order on the ground that the proposed construction, development or improvement would damage or destroy the use or utility of the stream or other body of water involved for other beneficial purposes, including propagation of fish, scenic, aesthetic, recreational, park, highway or other beneficial use may file a protest to this proposed order within 30 days of issuance of the proposed order. Any person may file a protest to this order and request a contested case hearing within 30 days of issuance.

The proposed final order, draft license, application and supporting documents may be viewed at this link:

<http://filepickup.wrd.state.or.us/files/Uploads/Swan%20Lake%20North%20Hydroelectric/>

Comments, protests or requests for standing may be submitted in writing to the Oregon Water Resources Department at 725 Summer St NE, Salem OR, 97302, by **5 p.m. Thursday, October 1, 2020**. A protest petition must be accompanied by a fee of **\$810**. A request for standing must be accompanied by a fee of **\$230**.

IMPORTANT: Due to COVID-19, the Department's office is closed to walk-in services. The Department encourages the submission of protests by U.S. mail. Please consider mailing early to ensure the Department receives the protest by the deadline specified.
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Application #: **HE 617** Klamath County
 Applicant: Swan Lake North Hydro LLC
 Address: 1050 SW 6th Avenue, Suite 1650, Portland OR 97204
 Amount of water: Initial Fill 3,001 acre-feet – offset by forbearance of 1040.7 acres of irrigation use under Certificates 29530, 87006 and 92375
 Annual maintenance water: 420 acre-feet - permanent transfer of 141.6 acres irrigation use to hydroelectric use, application **T-13280**
 Sources of water: Well #1 - Klam 2263, 660 feet North and 1690 feet West from SE Corner Section 9, being within the SW ¼ SE ¼ of Section 9
 Well #2 - Klam 2259, 48 feet North and 20 feet East from SW Corner, Section 8, being within the SW ¼ SW ¼ of Section 8
 Well #3 - Klam 2262, 2020 feet North and 500 feet East from SW Corner Section 8, being within the NW ¼ SW ¼ of Section 8,
 Well #4 – Klam 2260, 3240 feet North and 2670 feet east from SW corner Section 8, being within the SW ¼ NE ¼ of Section 8.
 all in Township 37 South, Range 10 East, W.M.
 Upper Reservoir: Maximum Surface Area 64.21 acres and volume of 3,228 acre-feet in Section 3, Township 37 South, Range 10 East, W.M.
 Lower Reservoir & Powerhouse: Maximum Surface Area 60.14 acres and volume of 3,206 acre-feet Section 16, Township 37 South, Range 10 East, W.M.
 Purpose: Hydroelectric power production of 1,187 gigawatt-hours/yr.
 Plant Capacity: 631,300 Theoretical Horsepower or 393.3 MW

For Further Information Contact: Mary Grainey 503-986-0833, Mary.s.grainey@oregon.gov

IMPORTANT: Due to COVID-19, the Department’s office is closed to walk-in services. The Department encourages the submission of protests by U.S. mail. Please consider mailing early to ensure the Department receives the protest by the deadline specified.

Notice of Application to Split a Permit

Applications of a landowner of record holding a water right permit for irrigation, nursery, temperature control, stock watering or agricultural water use, to assign all or part of the water right permit and to request issuance of a replacement permit to reflect an assignment from the current permit holder to one or more additional permit holders. The Department welcomes comments from interested persons, agencies, and organizations. **The comment deadline for notice of the application appearing in this public notice is 5:00 pm, October 01, 2020.** Although we cannot respond individually to all comments, each will be considered as the agency makes its decision regarding the proposed splitting of a permit.

The application may be viewed free of charge online at: <http://apps.wrd.state.or.us/apps/wr/wrinfo/>. Persons interested in receiving a copy of a Proposed Final Order 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.

Transfer	T-13375
Permit	G-16156
County/Basin	Klamath / Klamath (#14)
Applicant	MLM Property, LLC PO Box 195 Merrill, OR 97633
Source/TRSQ40Q160	WELL1 > DODDS HOLLOW BASIN/ T41S R11E SEC7 SWNE WELL2 > LOST RIVER BASIN/ T40S R10E SEC29 SWNW
Priority Date	MARCH 1, 2005
Use/Quantity	SUPPLEMENTAL IRRIGATION / 3.94 CFS, BEING 3.23 CFS FROM WELL 1 FOR SUPPLEMENTAL IRRIGATION ON 258.4 ACRES AND 0.71 CFS FROM WELL 2 FOR SUPPLEMENTAL IRRIGATION ON 56.65 ACRES
Applicant's Use/Quantity	0.72 CFS FOR SUPPLEMENTAL IRRIGATION ON 57.5 ACRES FROM WELL 1 and WELL 2
Permit Completion Date	10/01/2024

IMPORTANT: Due to COVID-19, the Department's office is closed to walk-in services. The Department encourages the submission of protests by U.S. mail. Please consider mailing early to ensure the Department receives the protest by the deadline specified.

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
September 1, 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.

IMPORTANT: Due to COVID-19, the Department's office is closed to walk-in services. The Department encourages the submission of protests by U.S. mail. Please consider mailing early to ensure the Department receives the protest by the deadline specified.