

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
**October 13, 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.
- \* **Applications for Limited Licenses**  
Requests to use water for 5 years or less. Licenses are subordinate to other rights and may be revoked if a use is found to injure other water right holders.
- \* **Application for Instream Lease**  
Application by water right holder to lease existing water rights to instream use.
- \* **Transfer Applications: Regular**  
Requests to change point of diversion or appropriation, place of use, or character of use upon which the public may comment. The changes may be proposed in an application for a transfer (including instream or historic POD), an exchange, or a substitution.
- \* **Transfer Preliminary Determinations**  
Requests to change point of diversion or appropriation, place of use, and character of use upon which the public may protest the application and Department's preliminary determination.
- \* **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.

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)

**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.

## 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, November 12, 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, November 27, 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#	<a href="#">G-18880</a>
County/Basin	Polk / Willamette (2)
Applicant Name	HASBROOK, JOHN E. AND MICHELLE L. PO BOX 368 MONMOUTH, OR 97361
Sources/TRSQ40Q160	A WELL > MIDDLE FORK ASH CREEK / 8.00S 5.00W 14 NENE
Use/Quantity	IRRIGATION / 0.420 CFS
Priority Date	11/19/2019
Stage/Status	IR / PROPOSE TO DENY

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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-18620](#)  
County/Basin Baker / Powder (9)  
Applicant Name CATLAN CO. LLC  
PO BOX 209  
NORTH POWDER, OR 97867  
  
WILSON, JOHN  
WILSON, ZACH  
65799 NORTH POWDER RIVER LANE  
NORTH POWDER, OR 97867  
Priority Date 03/12/2018  
Issue Date 10/09/2020  
Status APPROVED

App# [G-18826](#)  
County/Basin Polk / Willamette (2)  
Applicant Name WAGNER, BRANDON  
7385 CLOW CORNER RD  
INDEPENDENCE, OR 97351  
Priority Date 05/31/2019  
Issue Date 10/01/2020  
Status APPROVED

App# [G-18858](#)  
County/Basin Marion / Willamette (2)  
Applicant Name REMY JR, JON D.  
PO BOX 348  
TURNER, OR 97392  
Priority Date 09/03/2019  
Issue Date 10/09/2020  
Status APPROVED

App# [G-18869](#)  
County/Basin Lane / Willamette (2)  
Applicant Name OURAGON LANDS LLC  
31277 DIAMOND HILL DR  
HARRISBURG, OR 97446  
Priority Date 10/02/2019  
Issue Date 10/09/2020  
Status APPROVED

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App# [G-18896](#)  
County/Basin Linn / Willamette (2)  
Applicant Name PATCHWORK HOLDINGS LLC  
3025 NW HURLEYWOOD DR  
ALBANY, OR 97321  
Priority Date 12/08/2019  
Issue Date 10/05/2020  
Status APPROVED

App# [LL-1814](#)  
County/Basin Marion / Willamette (2)  
Applicant Name SHERMAN, JOSEPH G.  
14304 SILVER FALLS HWY SE  
SUBLIMITY, OR 97385  
Priority Date 02/03/2020  
Issue Date 10/13/2020  
Status DENIED

App# [LL-1815](#)  
County/Basin Marion / Willamette (2)  
Applicant Name SHERMAN, JOSEPH G.  
14304 SILVER FALLS HWY SE  
SUBLIMITY, OR 97385  
Priority Date 02/03/2020  
Issue Date 10/13/2020  
Status DENIED

App# [LL-1816](#)  
County/Basin Marion / Willamette (2)  
Applicant Name SHERMAN, CHARLES  
16001 TRIUMPH RD SE  
SUBLIMITY, OR 97385  
Priority Date 02/03/2020  
Issue Date 10/13/2020  
Status DENIED

App# [LL-1845](#)  
County/Basin Coos / South Coast (17)  
Applicant Name ANDERSON, PATRICIA  
66462 SUNSHINE RD  
COOS BAY, OR 97420  
Priority Date 07/23/2020  
Issue Date 10/13/2020  
Status APPROVED

App# [LL-1852](#)  
County/Basin Yamhill / Willamette (2)  
Applicant Name KREDER, TIMOTHY C.  
11700 SE AMITY-DAYTON HWY  
DAYTON, OR 97114  
Priority Date 09/11/2020  
Issue Date 10/08/2020  
Status APPROVED

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App# [LL-1840](#)  
County/Basin Yamhill / Willamette (2)  
Applicant Name ADELSHEIM VINEYARD LLC; C/O ROB ALSTRIN  
16800 NE CALKINS LANE  
NEWBERG, OR 97132  
Priority Date 07/06/2020  
Issue Date 10/13/2020  
Status WITHDRAWN

App# [S-88703](#)  
County/Basin Douglas / Umpqua (16)  
Applicant Name VAN DRIMMELEN, VERNICA  
PARIANI, JENNIFER  
140 WESTVIEW DR  
ROSEBURG, OR 97471  
Priority Date 06/10/2019  
Issue Date 10/01/2020  
Status APPROVED

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## **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 December 12, 2020.**

App#	<a href="#">R-88869</a>
County/Basin	Clackamas / Willamette (2)
Applicant Name	CHADSEY, PHILLIP H. 37748 S NOWLENS BRIDGE RD MOLALLA, OR 97038
Sources/TRSQ40Q160	A WELL > MARQUAM CREEK / 6.00S 1.00E 10 SWSW RUNOFF > MARQUAM CREEK / 6.00S 1.00E 10 SWSW
Use/Quantity	MULTIPLE PURPOSE / 16.000 AF
Priority Date	09/08/2020

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## 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 October 27, 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-1853</a>
County/Basin	Marion / Willamette (2)
Applicant Name	SONNIER, SETH SHANNON & WILSON INC. 3990 COLLINS WAY SUITE 100 LAKE OSWEGO, OR 97305
Sources/TRSQ40Q160 Use/Quantity	NORTH FORK SANTIAM RIVER > SANTIAM RIVER / 9.00S 2.00E 12 SWSE ROAD SLIDE STABILIZATION PROJECT ACTIVITIES (GEOTECHNICAL DRILLING) / 0.045 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 November 03, 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-1](#)  
Certificate 8161  
County/Basin Wasco / Hood (4)  
Lessee DALKE, PETER  
PO BOX 702  
2855 MOSIER CREEK RD  
MOSIER, OR 97040

Lessor DALKE, KATHLEEN  
PO BOX 702  
2855 MOSIER CREEK RD  
MOSIER, OR 97040

Lessee BELAIS, MEG  
THE FRESHWATER TRUST  
700 SW TAYLOR ST, SUITE 200  
PORTLAND, OR 97205

Priority Date 12/31/1892, 12/31/1898  
Source/Tributary To MOSIER CREEK / COLUMBIA RIVER  
SPRING / MOSIER CREEK

Lease# [IL-1830](#)  
Certificate 26223, 26224  
County/Basin Yamhill / Willamette (2)  
Lessor KLINGER, ROBERT  
54050 SW HEBO RD  
GRAND RONDE, OR 97347

Lessor KLINGER, PIPER  
54050 SW HEBO RD  
GRAND RONDE, OR 97347

Priority Date 11/28/1952, 06/06/1955  
Source/Tributary To SOUTH YAMHILL RIVER / YAMHILL RIVER  
06/06/1955

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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 November 12, 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-13531](#)  
Water Right Cert: 93290 (T-12397)  
County/Basin Morrow / Umatilla (7)  
Applicant Name CHOWNING, GLENN S.  
PO BOX 862  
HERMISTON, OR 97838  
Proposed Change ADDITIONAL POINT OF APPROPRIATION, PLACE OF USE, USE  
Sources/TRSQ40Q160 A WELL > JUNIPER CANYON BASIN / 4.00N 25.00E 13 SENE  
A WELL > JUNIPER CANYON BASIN / 4.00N 25.00E 13 SWNE  
Use/Quantity IRRIGATION / 1.230 CFS  
Priority Date 09/12/1975

Transfer [T-13533](#)  
Water Right Cert: 94973  
County/Basin Lincoln / Middle Coast (18)  
Applicant Name ALSEA VENEER INC  
19215 SE 34TH ST SUITE 106-383  
CAMAS, WA 98607  
Proposed Change PLACE OF USE  
Sources/TRSQ40Q160 A RESERVOIR > YAQUINA RIVER / 11.00S 9.00W 4 SESE  
YAQUINA RIVER > YAQUINA BAY / 11.00S 9.00W 4 SESE  
Use/Quantity INDUSTRIAL/MANUFACTURING USES / 0.200 CFS  
Priority Date 11/09/1959

Transfer [T-13534](#)  
Water Right Cert: 24311  
County/Basin Benton / Willamette (2)  
Applicant Name SPIES REAL ESTATE GROUP LLC  
PO BOX 548  
CORVALLIS, OR 97339  
Proposed Change PLACE OF USE  
Sources/TRSQ40Q160 HAMMER CREEK > MUDDY CREEK / 14.00S 6.00W 26 NESW  
HAMMER CREEK > MUDDY CREEK / 14.00S 6.00W 26 NWSE  
Use/Quantity IRRIGATION / 0.670 CFS  
Priority Date 05/18/1951

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## **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 November 12, 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-13280](#) filed by Erik Steimie, 220 NW 8th Ave., Portland, OR 97209, proposes an additional point of appropriation, a change in place of use and character of use under Certificate 87006, and a change in place of use and character of use under Certificate 92375. Certificate 87006 allows the use of 0.23 cubic foot per second (cfs) from a well in Sec. 8, T37S, R10E, WM for irrigation in Sec. 29, T37S, R10E, WM. The applicant proposes an additional point of appropriation in Sec. 8, T37S, R10E, WM. Certificate 92375 allows the use of 1.42 cfs from a well in Sec. 8, T37S, R10E, WM for irrigation in Sec. 29, T37S, R10E, WM. The applicant proposes to change the place of use under both rights to Sects. 3 and 16, T37S, R10E, WM, and to change the character of use to hydroelectric power generation and reservoir maintenance. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

[T-12922](#) filed by George Hickey, COA LLC, 17610 Williams Hwy, Williams OR, 97544, proposes modification of points of appropriation under Registration Application GR-200 (Certificate of Registration GR-186). Registration Application GR-200 allows the use of 8.65 gpm from Infiltration Trench #2, Sec. 23, T38S, R5W, WM for irrigation within Sec. 23, T38S, R5W, WM. The applicant proposes two new points of appropriation within Sec. 23, T38S, R5W, WM. The Water Resources Department proposes to approve the groundwater registration modification, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

[T-13400](#) filed by Weedman Brothers Partnership, PO Box 386, Wasco, OR 97065, proposes changes in a point of appropriation, place of use, and character of use under Certificate 83254. The right allows the use of 0.2 cubic foot per second from a well in Sec. 19, T1N, R21E, WM for irrigation in Sec. 18, T1N, R20E, WM. The applicant proposes to move the point of appropriation to Sec. 34, T1N, R21E, WM and to change the place of use to Sects. 18, 19, 20, 27, 28, 29, 30, 32, and 34, T1N, R21E, WM; and to change the character of use to agricultural. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

[T-13197](#) filed by Mayfield Farms LLC, c/o Chuck Eggert, 18555 SW Teton Ave, Tualatin, OR 97062, proposes a modification in the point of appropriation under Registration Application GR-1732 (Certificate of Registration GR-1680). The registration allows the use of 250 gallons per minute from a well in Sec. 18, T10S, R3W, WM for irrigation in Sec. 18. The applicant proposes to move the point of appropriation to five wells in Sec. 18, T10S, R2W, WM. The Water Resources Department proposes to approve the modification, based on the requirements of ORS Chapter 540 and OAR 690-382-1000.

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## **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 November 12, 2020.**

The plans may be viewed electronically at [WMCP Public Notice](#). 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:

### **Warren Water Association (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).

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# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
October 13, 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.

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