

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
November 3, 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 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.
- * **Application for Instream Lease**
Application by water right holder to lease existing water rights to instream use.
- * **Transfer Applications: Permit Amendments**
Requests to amend permits.
- * **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

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)

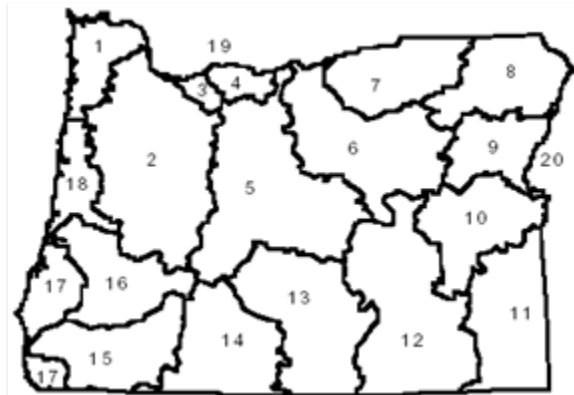
- Applicant Name**
- Applicant Address**
- Sources/TRSQ40Q160**
- Use/Quantity**

- 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	

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.

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, December 03, 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, December 18, 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.

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.

Initial Review and Proposed Final Orders

App# [G-18841](#)
County/Basin Deschutes / Deschutes (5)
Applicant Name STRASSER FARMS LLC
STRASSER, CLAYTON
66986 GIST RD
BEND, OR 97703
Sources/TRSQ40Q160 A WELL > DESCHUTES RIVER BASIN / 15.00S 11.00E 31 NWSW
Use/Quantity IRRIGATION / 0.025 CFS
Priority Date 07/17/2019
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18901](#)
County/Basin Crook / Deschutes (5)
Applicant Name KASTOR, RANCE
8360 NE MEADOW RIDGE RD
PRINEVILLE, OR 97754
Sources/TRSQ40Q160 A WELL > CROOKED RIVER BASIN / 14.00S 17.00E 30 SWNW
A WELL > CROOKED RIVER BASIN / 14.00S 17.00E 30 SENW
Use/Quantity NURSERY USES / 0.0999 CFS
Priority Date 01/06/2020
Stage/Status PFO / PROPOSE TO APPROVE

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.

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-17948](#)
County/Basin Yamhill / Willamette (2)
Applicant Name FRANK, MICHAEL AND SUSAN
30460 NE BELL RD
NEWBERG, OR 97132
Priority Date 10/22/2014
Issue Date 10/27/2020
Status APPROVED

App# [G-18706](#)
County/Basin Marion / Willamette (2)
Applicant Name MCKAY, JAMES DANIEL
PO BOX 4460
SALEM, OR 97302
Priority Date 06/26/2018
Issue Date 10/27/2020
Status DENIED

App# [G-18814](#)
County/Basin Polk / Willamette (2)
Applicant Name BARTRUFF, KIRK AND SHIRLEY
3010 BRUSH COLLEGE RD NW
SALEM, OR 97304
Priority Date 04/15/2019
Issue Date 11/03/2020
Status WITHDRAWN

App# [G-18850](#)
County/Basin Lane / Willamette (2)
Applicant Name OREGON DEPARTMENT OF TRANSPORTATION
ATTN: KATIE HUBLER
885 AIRPORT RD SE, BUILDING X
SALEM, OR 97301
Priority Date 08/07/2019
Issue Date 10/27/2020
Status APPROVED

App# [G-18919](#)
County/Basin Polk / Willamette (2)
Applicant Name SWAN, PETE
9295 HULTMAN RD
INDEPENDENCE, OR 97351
Priority Date 02/24/2020
Issue Date 10/27/2020
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.

App# [S-88739](#)
County/Basin Linn / Willamette (2)
Applicant Name EDMINSTER, CRAIG
PO BOX 3162
ALBANY, OR 97321
Priority Date 09/03/2019
Issue Date 10/27/2020
Status APPROVED

App# [S-88743](#)
County/Basin Benton / Willamette (2)
Applicant Name GOODFOOT FARM
RYAN, ADAM
38001 ALEXANDER RD
PHILOMATH, OR 97370
Priority Date 09/19/2019
Issue Date 10/27/2020
Status APPROVED

App# [S-88820](#)
County/Basin Wheeler / John Day (6)
Applicant Name BRIDGE CREEK RANCH LLC
PO BOX 10127
EUGENE, OR 90127
Priority Date 05/21/2020
Issue Date 10/28/2020
Status APPROVED

App# [S-88839](#)
County/Basin Jackson / Rogue (15)
Applicant Name THAMES, WARNER RONALD
9658 UPPER APPLGATE RD
JACKSONVILLE, OR 97530
Priority Date 06/15/2020
Issue Date 10/27/2020
Status APPROVED

App# [S-88855](#)
County/Basin Linn / Willamette (2)
Applicant Name VAN LEEUWEN, TIMOTHY L.
30466 CREEK BEND DR
HALSEY, OR 97348
Priority Date 07/29/2020
Issue Date 10/27/2020
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 January 02, 2021.

App#	R-88886
County/Basin	Jackson / Rogue (15)
Applicant Name	NORMAN, GARAN AND CHARLENE 4296 WINNETKA RD WHITE CITY, OR 97503
Sources/TRSQ40Q160	UNNAMED STREAM > CONSTANCE CREEK / 35.00S 2.00W 13 NWNE
Use/Quantity	MULTIPLE PURPOSE / 1.000 AF
Priority Date	10/16/2020

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.

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 **December 03, 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#	S-88887
County/Basin	Wallowa / Grande Ronde (8)
Applicant Name	MONTOYA, MICHAEL A. SEIM-MONTOYA, SHERYL 62329 WALLOWA LAKE HWY JOSEPH, OR 97846
	MONTOYA, MICHAEL A. SEIM-MONTOYA, SHERYL PO BOX 1004 JOSEPH, OR 97846
Sources/TRSQ40Q160	WALLOWA LAKE RESERVOIR > WALLOWA RIVER / 3.00S 45.00E 5 NENW
Use/Quantity	DOMESTIC EXPANDED / 1.500 AF
Priority Date	10/19/2020

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.

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 Amended Application for Allocation of Conserved Water CW-118

On September 16, 2020, Rick Gibbons, PO Box 754, Canyonville, OR 97417, submitted his application for Allocation of Conserved Water under ORS 537.470. Certificate 22570 is for 0.17 cubic feet per second (CFS), 33.25 acre feet (AF) from South Umpqua River for irrigation of 13.3 acres with a priority date of March 19, 1952. The conservation project proposes to convert from aluminum main and lateral lines with impact sprinklers averaging 5 gpm per head to drip tape emitting ~0.45 gpm. The project proposes to conserve approx. 0.08 CFS, 15.3 AF. The applicant proposes to protect 25% (0.02 CFS, 3.8 AF) of the conserved water instream.

Any party may provide written comments directly related to CW-118 within 20 days of publication of this notice, **11/11/20**. 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 conservation project.

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 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 24, 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-733](#)
Certificate 43390
County/Basin Lane / Willamette (2)
Lessor SORENSON, CHRIS
PO BOX 1463
COTTAGE GROVE, OR 97424

Lessor SORENSON, LAURA J.
PO BOX 1463
COTTAGE GROVE, OR 97424

Priority Date 04/16/1971
Source/Tributary To CALICO CREEK / SILK CREEK

Lease# [IL-1465](#)
Certificate 88890
County/Basin Jefferson / Deschutes (5)
Lessor PRICHARD, PADEN
17555 GLEASON DR APT 113
LAKE OSWEGO, OR 97034

Lessor PRICHARD, NORMA
17555 GLEASON DR APT 113
LAKE OSWEGO, OR 97034

Priority Date 12/31/1888
Source/Tributary To LAKE CREEK / NORTH FORK LAKE CREEK

<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>
--

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-13540
Water Right	Permit: G-17779
County/Basin	Harney / Malheur Lake (12)
Applicant Name	OLSON, PHILIP AND GRETCHEN OLSON LIVING TRUST 23725 OLD BETHEL RD AMITY, OR 97101
Proposed Change	POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > SPRING CREEK BASIN / 35.00S 33.00E 22 NENE
Use/Quantity	IRRIGATION / 3.900 CFS
Priority Date	07/11/2016
Transfer	T-13541
Water Right	Permit: G-16852
County/Basin	Harney / Malheur Lake (12)
Applicant Name	THOMAS, KEVIN AND ANNETTE 37215 DEAD END LANE BURNS, OR 97720
	NORTHWEST FARM CREDIT SERVICES FLCA 308 SE 10TH ST ONTARIO, OR 97914
Proposed Change	POINT OF APPROPRIATION, ADDITIONAL POINT OF APPROPRIATION, PLACE OF USE
Sources/TRSQ40Q160	A WELL > NINE MILE SLOUGH / 24.00S 32.50E 4 NENW A WELL > NINE MILE SLOUGH / 24.00S 32.50E 4 SWSE A WELL > NINE MILE SLOUGH / 24.00S 32.50E 5 NENE A WELL > NINE MILE SLOUGH / 24.00S 32.50E 5 SESW A WELL > NINE MILE SLOUGH / 24.00S 32.50E 8 NWNE A WELL > NINE MILE SLOUGH / 24.00S 32.50E 9 SWNW
Use/Quantity	IRRIGATION / 8.680 CFS
Priority Date	01/03/2011

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.

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 December 03, 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:

Klamath Irrigation District (Agricultural)

Christmas Valley Domestic Water Supply District (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.

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
November 3, 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.