

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
**December 22, 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 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.
- \* **Establishment of Mitigation Credits in the Deschutes Basin pursuant to OAR Chapter 690, Division 521 (ORS 537.746)**
- \* **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: Permit Amendments**  
Requests to amend permits.
- \* **Ground Water Registration Modifications**  
Applications requesting Department recognition of changes in point of appropriation, place of use and character of use under a ground water certificate of registration.

**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**  
Water management and conservation plans submitted by municipalities and agricultural water suppliers under provisions of OAR Chapter 690, Division 86.
- \* **Water Management and Conservation Plan Progress Reports**  
Water management and conservation plan progress reports submitted by municipalities under provisions of OAR Chapter 690, Division 86.
- \* **Certificate Issuance**  
Included in this section is a listing of recently issued water right certificates.
- \* **Application for major hydroelectric project**

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)**

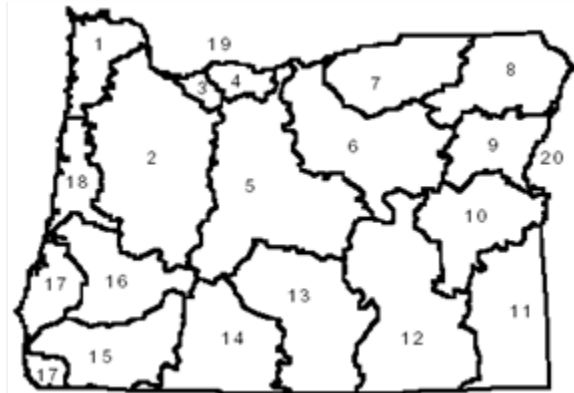
- Applicant Name**
- Applicant Address**
- Sources/TRSQ40Q160**
- Use/Quantity**

- 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	

**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, January 21, 2021.** 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, February 05, 2021.**

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.

<p><b>IMPORTANT:</b> 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>
--

## Initial Review and Proposed Final Orders

App# [G-18975](#)  
County/Basin Yamhill / Willamette (2)  
Applicant Name EICHLER, LEON AND TERRI  
12025 SW LANCEFIELD RD  
MCMINNVILLE, OR 97128  
Sources/TRSQ40Q160 A WELL > SALT CREEK BASIN / 5.00S 4.00W 19 SWNW  
Use/Quantity IRRIGATION / 0.450 CFS  
Priority Date 05/12/2020  
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18897](#)  
County/Basin Washington / Willamette (2)  
Applicant Name LONGSHOT FARMS LLC  
23354 SHERK PLACE  
SHERWOOD, OR 97140  
Sources/TRSQ40Q160 A WELL > PANTHER CREEK / 3.00N 3.00W 15 NENW  
Use/Quantity NURSERY USES / 0.100 CFS  
Priority Date 12/20/2019  
Stage/Status IR / PROPOSE TO APPROVE

App# [G-18912](#)  
County/Basin Clackamas / Willamette (2)  
Applicant Name GOLD DAD INVESTMENT LLC  
ATTN: MAX WHITE  
6121 SE PARMENTER COURT  
MILWAUKIE, OR 97267  
Sources/TRSQ40Q160 A WELL > UNNAMED CREEK / 3.00S 2.00E 30 SESE  
A WELL > UNNAMED CREEK / 3.00S 2.00E 30 SWSE  
Use/Quantity NURSERY USES / 0.2082 CFS  
Priority Date 02/06/2020  
Stage/Status IR / PROPOSE TO APPROVE

App# [G-19026](#)  
County/Basin Jefferson / Deschutes (5)  
Applicant Name HETTERVIG PROPERTIES LLC  
1976 SE OCHOCO ST  
MILWAUKIE, OR 97222  
Sources/TRSQ40Q160 A WELL > DESCHUTES RIVER / 10.00S 13.00E 6 NWSW  
Use/Quantity MULTIPLE PURPOSE / 0.250 CFS  
Priority Date 09/14/2020  
Stage/Status IR / PROPOSE TO DENY

App# [G-19034](#)  
County/Basin Wasco / Hood (4)  
Applicant Name MEENGs, RAYMOND ALLEN AND SUSAN  
6153 MILL CREEK RD  
THE DALLES, OR 97058  
Sources/TRSQ40Q160 A WELL > MILL CREEK / 1.00N 12.00E 14 SWSE  
Use/Quantity SUPPLEMENTAL IRRIGATION / 0.038 CFS  
Priority Date 09/28/2020  
Stage/Status IR / PROPOSE TO DENY

**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-12120](#)  
County/Basin Yamhill / Willamette (2)  
Applicant Name OXBERG LAKES ESTATES HOMEOWNERS ASSOCIATION  
4204 BIRD HAVEN LOOP  
NEWBERG, OR 97132  
Priority Date 05/18/1990  
Issue Date 12/11/2020  
Status APPROVED

App# [G-12961](#)  
County/Basin Marion / Willamette (2)  
Applicant Name FREUND, ROBERT AND KAY  
3535 BITAE SPRINGS RD S  
SALEM, OR 97306  
VAN VOLKINBURG, EARL J  
3675 VITAE SPRINGS RD S  
SALEM, OR 97306  
Priority Date 06/04/1992  
Issue Date 12/11/2020  
Status APPROVED

App# [G-18610](#)  
County/Basin Josephine / Rogue (15)  
Applicant Name BRUMFIELD, COLE W.  
3815 WATKINS LANE  
EUGENE, OR 97405  
GOLDEN ROAD FARMS LLC  
3827 DICK GEORGE RD  
CAVE JUNCTION, OR 97523  
Priority Date 02/15/2018  
Issue Date 12/11/2020  
Status APPROVED

App# [G-18612](#)  
County/Basin Clackamas / Willamette (2)  
Applicant Name ARNOLD, TREVOR  
32280 S WRIGHT RD  
MOLALLA, OR 97038  
Priority Date 02/22/2018  
Issue Date 12/11/2020  
Status APPROVED

<p><b>IMPORTANT:</b> 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>
--

App# [G-18679](#)  
County/Basin Yamhill / Willamette (2)  
Applicant Name SILVER OAK WINE CELLARS LLC  
7300 HIGHWAY 128  
HEALDSBURG, CA 95448  
Priority Date 05/10/2018  
Issue Date 12/11/2020  
Status APPROVED

App# [G-18702](#)  
County/Basin Marion / Willamette (2)  
Applicant Name BARNETT, THOMAS E. AND MARGARET M.  
12814 ARNDT RD NE  
AURORA, OR 97002  
Priority Date 06/08/2018  
Issue Date 12/11/2020  
Status APPROVED

App# [G-18703](#)  
County/Basin Linn / Willamette (2)  
Applicant Name EAGLE CREEK NORTHWEST LLC  
1314 12TH AVE S SUITE 5  
NAMPA, ID 83651  
Priority Date 06/14/2018  
Issue Date 12/18/2020  
Status APPROVED

App# [G-18804](#)  
County/Basin Marion / Willamette (2)  
Applicant Name GARCIA, ARTURO AND KIM A.  
12020 WALDO HILLS DR SE  
SALEM, OR 97317  
Priority Date 03/21/2019  
Issue Date 12/11/2020  
Status APPROVED

App# [G-18856](#)  
County/Basin Washington / Willamette (2)  
Applicant Name CLAREMONT GOLF CLUB DBA CLAREMONT CIVIC ASSOCIATION  
15800 NW COUNTRY CLUB DR  
PORTLAND, OR 97229  
Priority Date 08/15/2019  
Issue Date 12/11/2020  
Status APPROVED

App# [G-18861](#)  
County/Basin Benton / Willamette (2)  
Applicant Name MERRITT HOLDINGS LLC  
27949 EUREKA RD  
CORVALLIS, OR 97333  
Priority Date 09/11/2019  
Issue Date 12/11/2020  
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# [G-18870](#)  
 County/Basin Lane / Willamette (2)  
 Applicant Name KLEMP, R DANIEL AND ANN L.  
 91488 PRAIRIE RD  
 JUNCTION CITY, OR 97448  
 Priority Date 10/02/2019  
 Issue Date 12/11/2020  
 Status APPROVED

App# [G-18893](#)  
 County/Basin Benton / Willamette (2)  
 Applicant Name BENTON LANE WINERY LLC; HUNEEUS VINTNERS LLC  
 PO BOX 99  
 MONROE, OR 97456  
 Priority Date 12/12/2019  
 Issue Date 12/11/2020  
 Status APPROVED

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  
 Priority Date 01/24/2020  
 Issue Date 12/11/2020  
 Status APPROVED

App# [G-18909](#)  
 County/Basin Malheur / Malheur (10)  
 Applicant Name BELNAP, BOB R.  
 4142 ALDER RD  
 VALE, OR 97918  
 Priority Date 02/03/2020  
 Issue Date 12/11/2020  
 Status APPROVED

App# [G-18913](#)  
 County/Basin Clackamas / Willamette (2)  
 Applicant Name REUTOV, ZAHARY A.  
 28668 S ELISHA RD  
 CANBY, OR 97013  
 Priority Date 02/12/2020  
 Issue Date 12/11/2020  
 Status APPROVED

App# [G-18921](#)  
 County/Basin Clackamas / Willamette (2)  
 Applicant Name GUANG LIU, HONG  
 KIN NG, WING  
 14406 SE NEHALEM ST  
 PORTLAND, OR 97236  
 Priority Date 03/02/2020  
 Issue Date 12/11/2020  
 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# [G-18965](#)  
County/Basin Yamhill / Willamette (2)  
Applicant Name AKINS, ALAN  
14035 NE TANGEN RD  
NEWBERG, OR 97132  
Priority Date 04/27/2020  
Issue Date 12/11/2020  
Status APPROVED

App# [R-88732](#)  
County/Basin Washington / Willamette (2)  
Applicant Name CLAREMONT GOLF CLUB DBA CLAREMONT CIVIC ASSOCIATION  
15800 NW COUNTRY CLUB DR  
PORTLAND, OR 97229  
Priority Date 08/15/2019  
Issue Date 12/11/2020  
Status APPROVED

App# [R-88833](#)  
County/Basin Douglas / Umpqua (16)  
Applicant Name BAXTER, JEFFERY AND PENNY K.  
2138 DRIVER VALLEY RD  
OAKLAND, OR 97462  
Priority Date 06/01/2020  
Issue Date 12/11/2020  
Status APPROVED

App# [R-88836](#)  
County/Basin Douglas / Umpqua (16)  
Applicant Name BAXTER, JEFFERY AND PENNY K.  
2138 DRIVER VALLEY RD  
OAKLAND, OR 97462  
Priority Date 06/01/2020  
Issue Date 12/11/2020  
Status APPROVED

App# [R-88837](#)  
County/Basin Douglas / Umpqua (16)  
Applicant Name BAXTER, JEFFERY AND PENNY K.  
2138 DRIVER VALLEY RD  
OAKLAND, OR 97462  
Priority Date 06/01/2020  
Issue Date 12/11/2020  
Status APPROVED

App# [R-88843](#)  
County/Basin Douglas / Umpqua (16)  
Applicant Name GRIEB, TERRY AND KRISTA  
2546 FISHER RD  
ROSEBURG, OR 97471  
Priority Date 06/29/2020  
Issue Date 12/11/2020  
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# [R-88846](#)  
County/Basin Lane / Willamette (2)  
Applicant Name KONGSORE, BENTE  
PO BOX 459  
CRESWELL, OR 97426  
Priority Date 07/17/2020  
Issue Date 12/11/2020  
Status APPROVED

App# [R-88848](#)  
County/Basin Lane / Willamette (2)  
Applicant Name KONGSORE, BENTE  
PO BOX 459  
CRESWELL, OR 97426  
Priority Date 07/17/2020  
Issue Date 12/11/2020  
Status APPROVED

App# [R-88849](#)  
County/Basin Lane / Willamette (2)  
Applicant Name KONGSORE, BENTE  
PO BOX 459  
CRESWELL, OR 97426  
Priority Date 07/17/2020  
Issue Date 12/11/2020  
Status APPROVED

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  
Priority Date 08/10/2020  
Issue Date 12/11/2020  
Status APPROVED

App# [R-88864](#)  
County/Basin Jackson / Rogue (15)  
Applicant Name S AND K ROCK LLC  
2022 RILEY RD  
EAGLE POINT, OR 97524  
Priority Date 08/24/2020  
Issue Date 12/11/2020  
Status APPROVED

App# [S-88758](#)  
County/Basin Jackson / Rogue (15)  
Applicant Name HOAG, WILLIAM H.  
2750 MILL CREEK DR  
PROSPECT, OR 97536  
Priority Date 03/14/2019  
Issue Date 12/11/2020  
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 February 20, 2021.**

App#	<a href="#">R-88899</a>
County/Basin	Jackson / Rogue (15)
Applicant Name	DRIVER, JENNIFER 280 SPRING CREEK DR NACOGDOCHES, TX 75965
Sources/TRSQ40Q160	A WELL > PLEASANT CREEK / 34.00S 4.00W 15 NESW
Use/Quantity	MULTIPLE PURPOSE / 2.000 AF
Priority Date	12/07/2020

**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 Application for Allocation of Conserved Water CW-119**

CW-119 filed by Farmland Reserve, Inc., PO Box 2308, Pasco, WA 99302, converted multiple emitter drip systems for irrigation of trees to center pivot irrigation of row crops utilizing low-pressure low-flow spray nozzles under Certificates 95154 and 95155 from the Columbia River. Cert. 95154 (priority 7/25/1973) is for a total of 140.1 cfs from the Columbia River for irrigation of 6721.22 acres. Cert. 95155 (priority 6/29/1973) is for a total of 184.71 cfs from the Columbia River for irrigation of 7472.54 acres. The conservation project proposes to conserve approx. 87.78 cfs / 14193.76 AF under Certificates 95154 (27.86 cfs / 6721.22 AF) and 95155 (59.92 cfs / 7472.54 AF). The Applicant proposes 25% (21.94 cfs / 3548.43 AF) of the conserved water be protected instream in the Columbia River.

The project appears to be consistent with the requirements under ORS 537.470. Any interested person may submit written comments for the applications. Comments must be received within 20 days of the last day of publication, **12/24/2020**. Comments should be sent to the attention of the ACW Program, Water Resources Department, 725 Summer Street NE, Suite A, Salem, OR 97301.

**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.

## Establishment of Mitigation Credits in the Deschutes Basin

ORS 537.746 authorizes the Department to award mitigation credits in the Deschutes Basin to approved mitigation projects. Mitigation credits may be used in the Deschutes Basin, specifically the Deschutes Ground Water Study Area, to mitigate for the impacts of ground water use on surface water flows. Pursuant to OAR Chapter 690, Division 521, upon receipt of notification of a mitigation project, the Department shall give public notice of the intent to establish mitigation credits.

The public is invited to comment on establishment of mitigation credits for the project(s) described below. Comments must be received within 21 days of the date of this public notice. Comments should address the award of mitigation credits to the proposed project and its use for mitigation purposes. Included in this public notice is a preliminary determination as to the amount of mitigation credits that may be available from the proposed project.

Deschutes County Mitigation Project #:	<b>MP-266</b>
Project Applicant:	Hettervig Properties, LLC
Mitigation Project And Process:	Instream Transfer T-13456
Subbasin/Source:	Little Deschutes River subbasin - Little Deschutes tributary of Deschutes River
Amount of Water:	up to 0.58 Cubic Foot per Second and 93.2 Acre-Feet (amended from original application to include additional acreage)
Current Use:	Irrigation of 23.3 Acres (amended from original application to include additional acreage)
Credits Assigned to:	Hettervig Properties, LLC
Preliminary Mitigation Credit Determination:	Up to 41.94 Mitigation credits that may be available for use in the Little, Upper, Middle Deschutes and/or General Zones of Impact
Contact:	Sarah Henderson 503-986-0884

**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: 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 January 21, 2021. 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	<a href="#">T-13456</a>
Water Right	Cert: 90239
County/Basin	Deschutes, Klamath / Deschutes (5)
Applicant Name	HETTERVIG PROPERTIES LLC 1976 SE OCHOCO ST MILWAUKIE, OR 97222
Proposed Change	PLACE OF USE, USE
Sources/TRSQ40Q160	LITTLE DESCHUTES RIVER > DESCHUTES RIVER / 23.00S 9.00E 34 SWSW
Use/Quantity	IRRIGATION / 26.874 CFS
Priority Date	12/31/1897, 12/31/1900, 04/30/1902

Transfer	<a href="#">T-13572</a>
Water Right	Cert: 89449
County/Basin	Umatilla / Umatilla (7)
Applicant Name	WALLA WALLA VALLEY APPELLATION 52108 SEVEN HILLS RD MILTON FREEWATER, OR 97862
Proposed Change	ADDITIONAL POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > WALLA WALLA RIVER BASIN / 5.00N 35.00E 4 NENW
Use/Quantity	SUPPLEMENTAL IRRIGATION / 0.360 CFS
Priority Date	12/15/1998

**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 January 21, 2021, 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-13437](#) filed by City of Bend, 62975 Boyd Acres Road, Bend, OR 97701, proposes to change the place of use and character of use to instream use under Certificate 94956. The right allows the use of up to 0.255 cubic foot per second (CFS) from the Deschutes River in Sec. 31, T17S, R12E, W.M. for municipal use in Sec. 32, T17S, R12E, W.M. The applicant proposes to create an instream use in the Deschutes River from the point of diversion to the mouth of the Deschutes River at a maximum of 0.255 CFS, and to establish mitigation credits in the Deschutes Groundwater Study Area. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540, OAR 690-380-5000 and OAR 690-077-0075. The Department has also concluded that the proposed transfer appears to result in mitigation credits pursuant to OAR 690-521-0300 & OAR 690-521-0400.

Any person may file, jointly or severally, a protest or standing statement within 30 days after the last date of newspaper publication of this notice 12/22/2020. 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 above. Call (503) 986-0815 to obtain additional information. If no protests are filed, the Department will issue a final order consistent with the preliminary determination.

**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	<a href="#">T-13561</a>
Water Right	Cert: 29446, 32695, 39204
County/Basin	Polk / Willamette (2)
Applicant Name	COELHO, SAMUEL PERRYDALE HILLS VINEYARD LLC PO BOX 710 AMITY, OR 97101
Proposed Change	PLACE OF USE
Sources/TRSQ40Q160	SALT CREEK > YAMHILL RIVER / 6.00S 5.00W 14 SWNW
Use/Quantity	IRRIGATION / 0.160 CFS IRRIGATION / 0.130 CFS IRRIGATION / 0.060 CFS
Priority Date	03/05/1958, 12/27/1963, 08/27/1970
Transfer	<a href="#">T-13571</a>
Water Right	Permit: G-17644
County/Basin	Columbia / Willamette (2)
Applicant Name	CITY OF SCAPPOOSE 33568 E COLUMBIA AVE SCAPPOOSE, OR 97056
Proposed Change	ADDITIONAL POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > JACKSON CREEK BASIN / 3.00N 1.00W 7 SENW A WELL > JACKSON CREEK BASIN / 3.00N 1.00W 7 NESW A WELL > JACKSON CREEK BASIN / 3.00N 1.00W 7 SWNW A WELL > JACKSON CREEK BASIN / 3.00N 1.00W 7 NWNW
Use/Quantity	MUNICIPAL USES / 2.8994 CFS
Priority Date	07/05/2002
Transfer	<a href="#">T-13573</a>
Water Right	Permit: S-54675
County/Basin	Morrow, Umatilla / Umatilla (7)
Applicant Name	MADISON, JAKE MADISON RANCHES INC. 29299 MADISON RD ECHO, OR 97826  EQUITABLE AGRIFINANCE LLC 6300 C STREET SW, MS 3B-CR CEDAR RAPIDS, IA 52499  NORTHWEST FARM CREDIT SERVICES FLCA 12 SW NYE AVE PENDLETON, OR 97801
Proposed Change	PLACE OF USE
Sources/TRSQ40Q160	COLUMBIA RIVER > PACIFIC OCEAN / 4.00N 25.00E 2 NENW COLUMBIA RIVER > PACIFIC OCEAN / 5.00N 27.00E 13 NWSW
Use/Quantity	IRRIGATION / 22.300 CFS
Priority Date	05/21/2007

**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: Ground Water Registration Modification**

The holder of a ground water certificate of registration may request that the Department recognize a change in point of appropriation, place of use or character of use under the ground water registration. Modifications of ground water registrations are authorized under ORS 537.610(4) and OAR Chapter 382.

The Department seeks public comment on the recently-filed applications for recognition of modifications in ground water registrations listed below. Any person may comment on an application for a ground water registration modification. Comments must be received by the Department on or before January 21, 2021. Any person who provides comments within the comment period will receive a copy of the Department's preliminary determination of whether the application should be recognized after the Department has completed a review of the application and will be provided an opportunity to protest the application and preliminary determination at that time.

Transfer [T-13557](#)  
Water Right Claim: GR-2992  
County/Basin Linn / Willamette (2)  
Applicant Name BURKHOLDER, CARRIE  
OREGON STATE UNIVERSITY COLLEGE OF AGRICULTURE  
448 STRAND AGRICULTURE HALL  
CORVALLIS, OR 97331  
Proposed Change POINT OF APPROPRIATION  
Sources/TRSQ40Q160 A WELL > OWL CREEK / 12.00S 4.00W 6 NWSE  
Use/Quantity IRRIGATION / 0.267 CFS  
Priority Date 12/31/1938

Transfer [T-13558](#)  
Water Right Claim: GR-2993  
County/Basin Linn / Willamette (2)  
Applicant Name BURKHOLDER, CARRIE  
OREGON STATE UNIVERSITY COLLEGE OF AGRICULTURE  
448 STRAND AGRICULTURE HALL  
CORVALLIS, OR 97331  
Proposed Change POINT OF APPROPRIATION  
Sources/TRSQ40Q160 WELL 2 > OWL CREEK / 12.00S 4.00W 6 NWSE  
Use/Quantity IRRIGATION / 0.401 CFS  
Priority Date 12/31/1938

Transfer [T-13559](#)  
Water Right Claim: GR-2994  
County/Basin Linn / Willamette (2)  
Applicant Name BURKHOLDER, CARRIE  
OREGON STATE UNIVERSITY COLLEGE OF AGRICULTURE  
448 STRAND AGRICULTURE HALL  
CORVALLIS, OR 97331  
Proposed Change POINT OF APPROPRIATION  
Sources/TRSQ40Q160 WELL 3 > OWL CREEK / 12.00S 4.00W 6 NWSE  
Use/Quantity IRRIGATION / 0.401 CFS  
Priority Date 04/30/1951

**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 [T-13560](#)  
Water Right Claim: GR-2995  
County/Basin Linn / Willamette (2)  
Applicant Name BURKHOLDER, CARRIE  
OREGON STATE UNIVERSITY COLLEGE OF AGRICULTURE  
448 STRAND AGRICULTURE HALL  
CORVALLIS, OR 97331  
Proposed Change POINT OF APPROPRIATION, PLACE OF USE  
Sources/TRSQ40Q160 A WELL > OWL CREEK / 12.00S 4.00W 6 NWSE  
Use/Quantity IRRIGATION / 0.802 CFS  
Priority Date 12/08/1952

Transfer [T-13569](#)  
Water Right Claim: GR-1513  
County/Basin Polk / Willamette (2)  
Applicant Name ACMPC OREGON 2 LLC DBA HALLS FERRY FARMS  
PO BOX 717  
JEFFERSON, OR 97352  
Proposed Change ADDITIONAL POINT OF APPROPRIATION  
Sources/TRSQ40Q160 A WELL > WILLAMETTE RIVER / 8.00S 4.00W 11 NENW  
Use/Quantity IRRIGATION / 0.668 CFS  
Priority Date 09/05/1951

Transfer [T-13570](#)  
Water Right Claim: GR-1515  
County/Basin Polk / Willamette (2)  
Applicant Name ACMPC OREGON 2 LLC DBA HALLS FERRY FARMS  
35711 HELMS DR  
JEFFERSON, OR 97352  
Proposed Change ADDITIONAL POINT OF APPROPRIATION  
Sources/TRSQ40Q160 A WELL > HAYDEN SLOUGH / 8.00S 4.00W 2 NESE  
Use/Quantity IRRIGATION / 0.715 CFS  
Priority Date 09/08/1951

**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 January 21, 2021.**

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:

#### **City of Sheridan (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).

**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 Plan Progress Reports**

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

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

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

### **City of Adair Village (Municipal)**

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

**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# [95480](#)  
Xfer: T-9230  
County/Basin Marion / Willamette (2)  
Applicant Name CITY OF MOUNT ANGEL  
Priority Date 07/10/1962  
Issue Date 12/18/2020

Cert# [95481](#)  
Xfer: T-9230  
County/Basin Marion / Willamette (2)  
Applicant Name CITY OF MOUNT ANGEL  
Priority Date 02/18/1975  
Issue Date 12/18/2020

Cert# [95375](#)  
App: S-28213  
County/Basin Lane / Willamette (2)  
Applicant Name SPRINGFIELD UTILITY BOARD  
Priority Date 03/18/1953  
Issue Date 12/18/2020

Cert# [95487](#)  
App: G-16367  
County/Basin Deschutes / Deschutes (5)  
Applicant Name THORDARSON, KRISTIAN  
THORDARSON, HEATHER  
Priority Date 01/11/2005  
Issue Date 12/18/2020

<p><b>IMPORTANT:</b> 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>
--

## **Notice of Open Comment Period** **Eagle Point Irrigation District Hydroelectric Project**

The Department seeks public comment on the following application for a new hydroelectric permit for an existing project, operating since 1987, from interested citizens, organizations, governmental entities, and other parties. Comments are requested on whether the impacts of this project are such that they might be cumulative with other proposed or existing hydroelectric projects in the Little Butte Creek basin. Requests for additional studies related to the project impacts may also be submitted.

The application and supporting documents can be viewed at this link:  
[https://apps.wrd.state.or.us/apps/wr/wrinfo/wr\\_details.aspx?snp\\_id=205481](https://apps.wrd.state.or.us/apps/wr/wrinfo/wr_details.aspx?snp_id=205481)

If you would like a copy of the application, please contact R. Craig Kohanek (503) 986-0823. A copying fee will be assessed as allowed in Oregon Revised Statute (ORS) Chapter 536.050(1)(e). Subsequent notice will be provided for a public hearing likely in February of 2021.

Federal Energy Regulatory Commission (FERC) exemption at docket p-8704.

Application #:	<b>PC 912</b>
Applicant:	Eagle Point Irrigation District
Address:	PO Box 157 Eagle Point, OR 97524
County:	Jackson
Amount of water:	100 Cubic Feet Per Second
Source of water:	Tailrace of Powerhouse 1, tributary to unnamed stream, tributary to Nichols Branch in Little Butte Creek subbasin.
Point of Diversion:	SW ¼ NW ¼, Section 19, Township 35 South, Range 1 East W.M.
Powerhouse:	NW ¼ NW ¼, Section 30, Township 35 South, Range 1 East W.M.
Purpose:	Hydroelectric power production for sale to public utility.
Plant Capacity:	1,531.3 Theoretical Horsepower Average annual power generation is 2,660,000 kWh

For Further Information Contact: R. Craig Kohanek 503-986-0823.

Comments or requests to be on the mailing list are due to the Oregon Water Resources Department by **5 p.m. Thursday, January 21, 2021.**

<b>IMPORTANT:</b> 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**  
December 22, 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.