

# OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A  
Salem OR 97301

**PUBLIC NOTICE OF WATER USE REQUESTS**  
**May 4, 2021**

*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.
- \* **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)**
- \* **Applications for Extensions of Time to Perfect Water Right Permits**  
New applications received and proposed final orders regarding requests to extend time limits to fully develop water use projects and beneficially apply water.
- \* **Applications for Limited Licenses**  
Requests to use water for 5 years or less. Licenses are subordinate to other rights and may be revoked if a use is found to injure other water right holders.
- \* **Application for Instream Lease**  
Application by water right holder to lease existing water rights to instream use.
- \* **Transfer Applications: Regular**  
Requests to change point of diversion or appropriation, place of use, or character of use upon which the public may comment. The changes may be proposed in an application for a transfer (including instream or historic POD), an exchange, or a substitution.
- \* **Transfer 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.

**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: Temporary Transfers**  
Requests to temporarily change place of use and, if necessary to convey the water to the new place of use, to temporarily change the point of diversion or appropriation.
- \* **Transfer Applications: 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.
- \* **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.
- \* **Certificate Issuance**  
Included in this section is a listing of recently issued water right certificates.

The Public Notice is published each week on the Department's web site at [www.oregon.gov/OWRD](http://www.oregon.gov/OWRD). 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).

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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)**

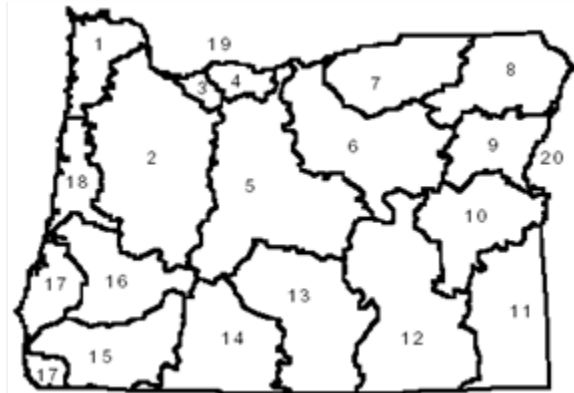
- Applicant Name**
- Applicant Address**
- Sources/TRSQ40Q160**
- Use/Quantity**

- 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, June 03, 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, June 18, 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.

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## Initial Review and Proposed Final Orders

**\*\*There are no Initial Reviews or Proposed Final Orders that were issued during the week of  
4/28/2021 – 5/4/2021\*\***

### 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#	<a href="#">G-18774</a>
County/Basin	Josephine / Rogue (15)
Applicant Name	LEVY, JAI B. LEVY, YORAM 460 BROWNS RD WILLIAMS, OR 97544
Priority Date	12/31/2018
Issue Date	04/23/2021
Status	APPROVED
App#	<a href="#">G-18798</a>
County/Basin	Multnomah / Willamette (2)
Applicant Name	PORT OF PORTLAND PO BOX 3529 PORTLAND, OR 97208
Priority Date	03/05/2019
Issue Date	04/23/2021
Status	APPROVED
App#	<a href="#">G-18878</a>
County/Basin	Yamhill / Willamette (2)
Applicant Name	SANDAN LLC ATTN: EMILY EVERETT 10280 NE OAK SPRINGS FARM RD CARLTON, OR 97111
Priority Date	11/15/2019
Issue Date	04/23/2021
Status	APPROVED
App#	<a href="#">G-18910</a>
County/Basin	Linn / Willamette (2)
Applicant Name	SOUTH SANTIAM RIVER FARM LLC PO BOX 99 LAFAYETTE, OR 97127
Priority Date	02/03/2020
Issue Date	04/23/2021
Status	APPROVED

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App#	<a href="#">G-19077</a>
County/Basin	Klamath / Klamath (14)
Applicant Name	HICKEY, JESSE PO BOX 358 MERRILL, OR 97633
Priority Date	04/01/2021
Issue Date	04/27/2021
Status	APPROVED
App#	<a href="#">G-19078</a>
County/Basin	Klamath / Klamath (14)
Applicant Name	MLM PROPERTY LLC PO BOX 195 MERRILL, OR 97633
Priority Date	04/05/2021
Issue Date	04/27/2021
Status	APPROVED
App#	<a href="#">G-19079</a>
County/Basin	Klamath / Klamath (14)
Applicant Name	KUCERA ENTERPRISES 13788 MATNEY RD KLAMATH FALLS, OR 97603
Priority Date	04/05/2021
Issue Date	04/27/2021
Status	APPROVED
App#	<a href="#">G-19080</a>
County/Basin	Klamath / Klamath (14)
Applicant Name	HAMEL, DAVID 18181 CHIN RD KLAMATH FALLS, OR 97603
Priority Date	04/05/2021
Issue Date	04/30/2021
Status	APPROVED
App#	<a href="#">G-19083</a>
County/Basin	Klamath / Klamath (14)
Applicant Name	GUTHRIE, JESSE 8080 MATNEY WAY KLAMATH FALLS, OR 97603
Priority Date	04/07/2021
Issue Date	04/28/2021
Status	APPROVED
App#	<a href="#">G-19087</a>
County/Basin	Klamath / Klamath (14)
Applicant Name	MOYLES, HUNTER 3030 ROUND LAKE RD KLAMATH FALLS, OR 97601
Priority Date	04/12/2021
Issue Date	04/30/2021
Status	APPROVED

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App# [G-19093](#)  
 County/Basin Klamath / Klamath (14)  
 Applicant Name GRANT, JUSTIN  
 PO BOX 195  
 MIDLAND, OR 97634  
 Priority Date 04/12/2021  
 Issue Date 04/30/2021  
 Status APPROVED

App# [LL-1855](#)  
 County/Basin Umatilla / Umatilla (7)  
 Applicant Name ROCK SOLID SAND AND GRAVEL LLC  
 74854 WASHINGTON LN  
 IRRIGON, OR 97844  
 Issue Date 05/04/2021  
 Status APPROVED

App# [LL-1859](#)  
 County/Basin Jackson / Rogue (15)  
 Applicant Name THE FRESHWATER TRUST  
 700 SW TAYLOR ST, SUITE 200  
 PORTLAND, OR 97205  
 Issue Date 05/04/2021  
 Status APPROVED

App# [LL-1860](#)  
 County/Basin Linn / Willamette (2)  
 Applicant Name STELLMACHER FAMILY PROPERTIES LLC  
 30416 STELLMACHER DR SW  
 ALBANY, OR 97321  
 Issue Date 05/04/2021  
 Status APPROVED

App# [LL-1862](#)  
 County/Basin Douglas / Umpqua (16)  
 Applicant Name HOGUE, MIKAEL  
 332 CISCO LANE  
 AZALEA, OR 97410  
 Issue Date 05/04/2021  
 Status APPROVED

App# [LL-1863](#)  
 County/Basin Wasco / Deschutes (5)  
 Applicant Name CRESTLINE CONSTRUCTION COMPANY LLC  
 3600 CRATES WAY  
 THE DALLES, OR 97058  
 Issue Date 05/04/2021  
 Status APPROVED

App# [LL-1864](#)  
 County/Basin Baker / Powder (9)  
 Applicant Name IDAHO POWER CO.  
 1221 W IDAHO ST  
 BOISE, ID 83702  
 Issue Date 05/04/2021  
 Status APPROVED

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App# [R-88901](#)  
County/Basin Yamhill / Willamette (2)  
Applicant Name DOMAINE SERENE VINEYARDS AND WINERY INC.  
DEEPWATER C AND D PROPERTIES LLC  
KARP, EVAN  
6555 NE HILLTOP LANE  
DAYTON, OR 97114  
Priority Date 12/09/2020  
Issue Date 04/23/2021  
Status APPROVED

App# [R-88907](#)  
County/Basin Polk / Willamette (2)  
Applicant Name KRAIG AND NANSIE KELLY REVOCABLE LIVING TRUST  
3410 NW VALLEY CREEK RD NW  
SALEM, OR 97304  
Priority Date 12/23/2020  
Issue Date 04/23/2021  
Status APPROVED

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## **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-124**

On April 6, 2021, Willamette Valley Land, LLC, PO Box 99, Lafayette, OR 97127, submitted an application for Allocation of Conserved Water under ORS 537.470. Certificate 48511 is for 0.15 cubic foot per second (CFS) / 30.0 acre-feet (AF), from the South Yamhill River, tributary to the Yamhill River, for irrigation of 12.0 acres under a January 25, 1977 priority date. The conservation project involves converting from overhead sprinklers and big guns to drip irrigation. The project proposes to conserve approx. 0.125 CFS / 25.3 AF. The applicant proposes to protect 25% (0.031 CFS / 6.3 AF) of the conserved water instream with 0.094 CFS / 19.0 AF to be applied to new lands.

Any party may provide written comments directly related to CW-124 within 20 days of publication of this notice, **05/11/2021**. 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.

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## 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.

**Mitigation Project #:** **MP-273**, Deschutes County  
**Project Applicant:** Deschutes River Conservancy Mitigation Bank and Central Oregon Irrigation District on behalf of several landowners  
**Mitigation Project And Process:** Instream Lease IL-1861 - see also instream lease section of this notice for additional application details  
**Subbasin/Source:** Middle Deschutes subbasin - Deschutes River tributary to the Columbia River  
**Amount of Water:** up to 0.839 Cubic Foot per Second and 372.99 Acre-Feet  
**Current Use:** Irrigation of 39.55 acres  
**Credits Assigned to:** Deschutes River Conservancy Mitigation Bank  
**Preliminary Mitigation Credit Determination:** 71.2 mitigation credits that may be available for use in the Middle Deschutes and General Zones of Impact  
**Contact:** Sarah Henderson (503) 979-9872

**Mitigation Project #:** **MP-274**, Deschutes County  
**Project Applicant:** Deschutes River Conservancy Mitigation Bank and Swalley Irrigation District on behalf of several landowners  
**Mitigation Project And Process:** Instream Lease IL-1862 - see also instream lease section of this notice for additional application details  
**Subbasin/Source:** Middle Deschutes subbasin - Deschutes River tributary to the Columbia River  
**Amount of Water:** up to 1.092 Cubic Feet per Second and 373.37 Acre-Feet for irrigation (mitigation) up to 0.008 Cubic Foot per Second and 2.64 Acre-Feet for pond use (restoration only)  
**Current Use:** Irrigation of 56.49 acres  
Pond use equivalent of 0.4 acres  
**Credits Assigned to:** Deschutes River Conservancy Mitigation Bank  
**Preliminary Mitigation Credit Determination:** 101.7 mitigation credits that may be available for use in the Middle Deschutes and General Zones of Impact  
**Contact:** Sarah Henderson (503) 979-9872

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

**Consistent with OAR 690-315-0050, the Department will accept public comment on the following extension applications until June 03, 2021.** Following the comment period, the Department will prepare and issue a proposed final order. Individuals who would like a copy of the proposed final order may request copies by sending a request and \$30 (the charge required by law). Please indicate the file number. Copies of the proposed final order may be viewed at the Department and/or self-copied. Individuals wishing to obtain a copy of the extension application should contact the Department by phone or in person.

App#	<a href="#">R-87832</a>
Permit Number	R-15048
County/Basin	Jefferson / Deschutes (5)
Applicant Name	BRUUN, KELLY AND BARBARA 10990 SE GRIZZLY MOUNTAIN RD MADRAS, OR 97741
Sources/TRSQ40Q160	NEWBILL CREEK > WILLOW CREEK / 12.00S 15.00E 34 SENE
Use/Quantity	WILDLIFE / 122.550 AF
Proposed Completion Date	10/01/2021

**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.

## **Proposed Final Orders Regarding Applications for Extensions of Time for Water Right Permits**

ORS 537.230, 537.248, 537.630 and 539.010 authorize the Water Resources Department to extend time limits contained in water right permits for completing construction of water development projects and applying water to full beneficial use. Procedures for permit holders to apply for extensions and for the Department to evaluate and determine whether or not to approve extensions of time are contained in OAR 690-320-0010 for extensions filed before July 1, 2001, and in OAR 690-315-0010 for extensions filed on or after July 1, 2001.

Proposed Final Orders (PFO's) are the Department's preliminary decision on extension requests. They document the agency's decision through specific findings. Persons interested in receiving a mailed copy of a PFO must pay a statutorily-required fee of \$25. (Any person paying to receive a PFO by mail will also receive a copy of the Final Order when it is issued). PFO's may be viewed for free at the Department's Salem Office or at the appropriate watermaster district office.

### **Extension of Time Public Notice and Comment Procedures**

**Written comments on or written protests against a PFO must be submitted on or before June 18, 2021.** There is no fee for submission of comments. The protest filing fee is \$410 for the applicant and \$810 for non-applicants. Detailed requirements for filing a protest will be sent with copies of the PFO.

App#	G-16968
Permit#	<a href="#">G-16424</a>
County/Basin	Marion / Willamette (2)
Applicant Name	KAUFMAN, CHRIS KAUFMAN, STEVE KAUFMAN, WILMA E. 5383 HOWELL PRAIRIE RD SILVERTON, OR 97381
Sources/TRSQ40Q160 Use/Quantity	A WELL > HOWELL PRAIRIE CREEK / 6.00S 2.00W 36 SESW IRRIGATION / 0.100 CFS
App#	G-17087
Permit#	<a href="#">G-16560</a>
County/Basin	Multnomah / Willamette (2)
Applicant Name	PELFREY, HENRY H. WOODS, LYNNIA K. 20905 NE SANDY BLVD FAIRVIEW, OR 97024-9772
Sources/TRSQ40Q160 Use/Quantity	A WELL > FAIRVIEW CREEK / 1.00N 3.00E 28 NENW COMMERCIAL USES / 0.033 CFS
App#	G-15547
Permit#	<a href="#">G-15191</a>
County/Basin	Marion / Willamette (2)
Applicant Name	KUENZI, MYRON W. 6500 STATE ST SALEM, OR 97301
Sources/TRSQ40Q160 Use/Quantity	A WELL > LITTLE PUDDING RIVER BASIN / 7.00S 2.00W 27 NWSW A WELL > LITTLE PUDDING RIVER BASIN / 7.00S 2.00W 28 SESE A WELL > LITTLE PUDDING RIVER BASIN / 7.00S 2.00W 27 SESW A WELL > LITTLE PUDDING RIVER BASIN / 7.00S 2.00W 27 NENW NURSERY USES / 2.570 CFS

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App# G-17319  
Permit# [G-17538](#)  
County/Basin Klamath / Klamath (14)  
Applicant Name SPLENDOR RIDGE INC.  
ADKINS, DOUGLAS E. AND DEBORAH L.  
9338 HILL RD  
KLAMATH FALLS, OR 97603  
Sources/TRSQ40Q160 A WELL > NUSS LAKE BASIN / 39.00S 10.00E 33 NENW  
Use/Quantity SUPPLEMENTAL IRRIGATION / 1.620 CFS

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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 May 18, 2021, upon finding that the proposed water use will not impair or be detrimental to the public interest (OAR 690-340-030).** The public is invited to provide comments that will assist the Director in determining whether the use would impair or be detrimental to the public interest. If the applicant applies for a use that is not one of the standard uses listed in OAR 690-300, the Department may, for the purposes of this notice, assign a named use that is reasonably close to the use actually requested. The public may examine the actual application by clicking the associated hyperlink and then choosing “LL Application” under “Scanned Documents.”

App# [LL-1868](#)  
County/Basin Deschutes / Deschutes (5)  
Applicant Name THE STATE OF OREGON ACTING BY AND THROUGH THE BOARD OF TRUSTEES OF OREGON STATE UNIVERSITY  
1500 SW CHANDLER AVENUE  
BEND, OR 97702  
Sources/TRSQ40Q160 A WELL > DESCHUTES RIVER / 18.00S 12.00E 6 SENW  
A WELL > DESCHUTES RIVER / 18.00S 12.00E 6 NESW  
Use/Quantity GEO-THERMAL (HEATING & COOLING) / 2.23 CFS

App# [LL-1869](#)  
County/Basin Marion / Willamette (2)  
Applicant Name J AND J FAMILY LLC  
7157 STATE ST  
SALEM, OR 97301  
Sources/TRSQ40Q160 A WELL > LITTLE PUDDING RIVER / 7.00S 2.00W 34 NENE  
A WELL > LITTLE PUDDING RIVER / 7.00S 2.00W 27 NWSE  
A WELL > LITTLE PUDDING RIVER / 7.00S 2.00W 35 NWNW  
Use/Quantity IRRIGATION TO ESTABLISH A CHERRY ORCHARD / 0.77 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 May 25, 2021.** 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#	<a href="#">IL-1856</a>
Certificate	50318, 65847
County/Basin	Wasco / Hood (4)
Lessor	CASADY, BRIAN 82439 DUFUR VALLEY RD DUFUR, OR 97021
Priority Date	50318 / 06/12/1972, 03/13/1981
Source/Tributary To	FIFTEENMILE CREEK / COLUMBIA RIVER
Lease#	<a href="#">IL-1860</a>
Certificate	93735
County/Basin	Douglas / Umpqua (16)
Lessor	SCHOFIELD, JOHN 2505 MEADOW AVE N RENTON, WA 98056
Lessor	SCHOFIELD, LYNN 2505 MEADOW AVE N RENTON, WA 98056
Lessee	LOOKINGGLASS OLALLA WATER CONTROL DISTRICT PO BOX 1579 ROSEBURG, OR 97470
Priority Date	03/17/1981
Source/Tributary To	OLALLA CREEK / LOOKINGGLASS CREEK
Lease#	<a href="#">IL-1861</a>
Certificate	94956
County/Basin	Crook, Deschutes / Deschutes (5)
Lessor	TALBOTT, JESSICA CENTRAL OREGON IRRIGATION DISTRICT 1055 SW LAKE COURT REDMOND, OR 97756
Lessee	HUBERT, GENEVIEVE DESCHUTES RIVER CONSERVANCY MITIGATION BANK 700 NW HILL ST STE 1 BEND, OR 97703
Priority Date	10/31/1900, 12/02/1907
Source/Tributary To	DESCHUTES RIVER / COLUMBIA RIVER

**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.

Lease# [IL-1862](#)  
Certificate 74145  
County/Basin Deschutes / Deschutes (5)  
Lessor SWALLEY IRRIGATION DISTRICT  
64672 COOK AVE SUITE 1  
BEND, OR 97701

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

Priority Date 74145 / 09/01/1899  
Source/Tributary To DESCHUTES R / COLUMBIA R

Lease# [IL-1863](#)  
Certificate 2639  
County/Basin Umatilla / Umatilla (7)  
Lessor HOEFT, AARON  
AH RANCH INC  
PO BOX 459  
PILOT ROCK, OR 97868

Lessor HOEFT, MICHELLE  
AH RANCH INC  
PO BOX 459  
PILOT ROCK, OR 97868

Lessee PENVOSE, AARON  
TROUT UNLIMITED  
621 MAIN ST STE C  
LEWISTON, ID 83501

Priority Date 12/31/1880, 12/31/1892  
Source/Tributary To WEST BIRCH CREEK / BIRCH CREEK

Lease# [IL-1864](#)  
Certificate 86840, 53122  
County/Basin Umatilla / Umatilla (7)  
Lessor JOURNOT, SHELBY  
67005 E BIRCH CREEK RD  
PILOT ROCK, OR 97868

Lessor JOURNOT, ZACK  
67005 E BIRCH CREEK RD  
PILOT ROCK, OR 97868

Lessee PENVOSE, AARON  
TROUT UNLIMITED  
621 MAIN ST STE C  
LEWISTON, ID 83501

Cert#/Priority Date 12/31/1873, 12/31/1882, 12/31/1895, 05/31/1909  
Source/Tributary To EAST BIRCH CREEK / BIRCH CREEK

**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.



Lease# [IL-1865](#)  
Certificate 2636  
County/Basin Umatilla / Umatilla (7)  
Lessor WARNER, MARK  
62176 WEST BIRCH CREEK  
PILOT ROCK, OR 97868

Lessee PENVOSE, AARON  
TROUT UNLIMITED  
621 MAIN ST STE C  
LEWISTON, ID 83501

Priority Date 06/30/1886  
Source/Tributary To WEST BIRCH CREEK / BIRCH CREEK

**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 June 03, 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 [T-13682](#)  
Water Right Cert: 63588, 95125, 95126  
County/Basin Clackamas / Willamette (2)  
Applicant Name STRATFORD LANDSCAPE SUPPLY OF WINSTON SALEM INC  
2366 S STRATFORD RD  
WINSTON SALEM, NC 27103  
Proposed Change POINT OF APPROPRIATION  
Sources/TRSQ40Q160 A WELL > DEEP CREEK BASIN / 2.00S 4.00E 2 SENW  
A WELL > DEEP CREEK BASIN / 2.00S 4.00E 2 SESW  
WELL 1 > TICKLE CREEK / 2.00S 4.00E 2 SESW  
WELL 2 > TICKLE CREEK / 2.00S 4.00E 2 SESW  
WELL 3 > TICKLE CREEK / 2.00S 4.00E 2 SENW  
WELL 4 > TICKLE CREEK / 2.00S 4.00E 2 SESW  
Use/Quantity NURSERY USES / 0.100 CFS  
NURSERY USES / 0.100 CFS  
NURSERY USES / 1.620 CFS  
Priority Date 12/24/1984, 07/09/1997, 07/09/1997

Transfer [T-13684](#)  
Water Right Cert: 52029  
County/Basin Grant / John Day (6)  
Applicant Name CISCO, LONNIE  
27185 BRAGGA WAY  
JOHN DAY, OR 97845  
Proposed Change POINT OF DIVERSION  
Sources/TRSQ40Q160 LAYCOCK CREEK > JOHN DAY RIVER / 13.00S 31.00E 31 NWSW  
Use/Quantity IRRIGATION / 0.553 CFS  
Priority Date 12/31/1866

<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>
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Transfer	<a href="#">T-13690</a>
Water Right	Cert: 93855, 93875, 93876, 94268, 95088
County/Basin	Harney / Malheur Lake (12)
Applicant Name	SINGHOSE LAND AND CATTLE CO. LLC PO BOX 55 RILEY, OR 97758
Proposed Change	POINT OF APPROPRIATION, ADDITIONAL POINT OF APPROPRIATION, PLACE OF USE
Sources/TRSQ40Q160	A WELL > SILVER CREEK BASIN / 24.00S 27.00E 13 NWSE A WELL > SILVER CREEK BASIN / 24.00S 27.00E 2 NWSE A WELL > SILVER CREEK BASIN / 24.00S 27.00E 14 SWSW A WELL > SILVER CREEK BASIN / 24.00S 27.00E 11 NENW A WELL > SILVER CREEK BASIN / 24.00S 27.00E 14 SENW A WELL > SILVER CREEK BASIN / 24.00S 27.00E 3 NENE
Use/Quantity	IRRIGATION / 3.340 CFS IRRIGATION / 3.520 CFS IRRIGATION / 2.790 CFS IRRIGATION / 6.900 CFS IRRIGATION / 2.790 CFS
Priority Date	11/18/1974, 07/25/1983, 07/21/2008

**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 June 03, 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-13502](#) filed by Evans Ranch Land, LLC, 91106 Horseshoe Lane, Lakeview, OR, 97630, proposes changes in points of appropriation and places of use under Certificates 53146, 87093, and 95027. Certificate 53146 allows the use of 0.31 cubic foot per second (cfs) from a well in Sec. 30, T40S, R19E, WM for irrigation in Sec. 25, T40S, R18E, WM. The applicant proposes to change the place of use to Sec. 36, T40S, R18E, WM. Certificate 87093 allows the use of 0.63 cfs from a well in Sec. 24, T40S, R18E, WM. The applicant proposes to change the place of use to Sec. 36, T40S, R18E, WM. Certificate 95027 allows the use of 0.15 cfs from a well in Sec. 24, T40S, R18E, WM. The applicant proposes to change the place of use to Sec. 36, T40S, R18E, WM. of Certificates 53146, 87093, and 95027. The applicant proposes to move the points of appropriation to Sec. 36, T40S, R18E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

<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>
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## Transfer Applications: Temporary Transfer

The holder of a water right subject to transfer may request to temporarily change the place of use of the water for up to 5 years and, if necessary to convey the water, to temporarily change the point of diversion or appropriation. The Department shall approve the request provided it does not cause injury to existing water rights or enlarge the water use. If after the change is approved, it is found to cause injury, the approved change may be revoked. The use of water reverts to the authorized place of use upon expiration of the temporary change.

Notice is given that the following applications for Temporary Transfers have been received by the Department:

Transfer	<a href="#">T-13673</a>
Water Right	Claim: KA 67, KA 67
County/Basin	Klamath / Klamath (14)
Applicant Name	THOMAS FAMILY LIMITED PARTNERSHIP 2500 VENTURE OAKS WAY SUITE 175 SACRAMENTO, CA 95833
Proposed Change	POINT OF DIVERSION, PLACE OF USE
Sources/TRSQ40Q160	CROOKED CREEK > WOOD RIVER / 34.00S 7.50E 13 NWSE WOOD RIVER > UPPER KLAMATH LAKE / 34.00S 7.50E 14 NWNW WOOD RIVER > UPPER KLAMATH LAKE / 40.00S 8.00E 15 NENW
Use/Quantity	IRRIGATION / 30.010 CFS
Priority Date	10/14/1864

**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-13683</a>
Water Right	Permit: G-17354
County/Basin	Umatilla / Umatilla (7)
Applicant Name	MADISON, JAKE MADISON RANCHES INC. 29299 MADISON RD ECHO, OR 97826
Proposed Change	EQUITABLE FINANCIAL LIFE INSURANCE CO. C/O EQUITABLE AGRIFINANCE LLC 6300 C ST SW; MS 3B-CR CEDAR RAPIDS, IA 52499
Sources/TRSQ40Q160	PLACE OF USE A WELL > COLUMBIA RIVER / 4.00N 25.00E 1 SESW A WELL > COLUMBIA RIVER / 4.00N 25.00E 1 NWSE A WELL > COLUMBIA RIVER / 4.00N 25.00E 1 SWNE A WELL > COLUMBIA RIVER / 4.00N 25.00E 12 NWNE A WELL > COLUMBIA RIVER / 4.00N 25.00E 1 NESE
Use/Quantity	IRRIGATION / 22.260 CFS
Priority Date	11/19/2013
Transfer	<a href="#">T-13685</a>
Water Right	Permit: S-39599
County/Basin	Yamhill / Willamette (2)
Applicant Name	THOMAS, MICHAEL CITY OF AMITY PO BOX 159 AMITY, OR 97101
Proposed Change	ADDITIONAL POINT OF DIVERSION
Sources/TRSQ40Q160	SOUTH YAMHILL RIVER > YAMHILL RIVER / 5.00S 5.00W 26 NENE
Use/Quantity	MUNICIPAL USES / 1.000 CFS
Priority Date	05/16/1973

**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 **N21.001**  
County Deschutes  
Certificate 95175; 95176; 95177; 95178; 74149  
Priority Date 9/1/1900; 10/29/1913; 4/7/1911; 1905; 12/8/1961  
Name TUMALO IRRIGATION DISTRICT  
Address 64697 COOK AVENUE  
BEND, OR 97703  
Use IRRIGATION; SUPPLEMENTAL IRRIGATION  
Source TUMALO CR > DESCHUTES R; TUMALO CR, CRATER CR, LITTLE CRATER CR, THREE SPRING BRANCHES > DESCHUTES R; CRESCENT LAKE RES > CRESCENT CR, AND LITTLE DESCHUTES R > DESCHUTES R; DESCHUTES R > COLUMBIA RIVER  
Acres: 0.85  
Authorized POU: T16S R11E 24 SWNW  
Proposed POU: T16S R11E 24 SWNW

Notice **N21.002**  
County Deschutes  
Certificate 95175; 95176; 95177; 95178; 74149  
Priority Date 9/1/1900; 4/28/1905; 10/29/1913; 4/7/1911; 1905; 12/8/1961  
Name TUMALO IRRIGATION DISTRICT  
Address 64697 COOK AVENUE  
BEND, OR 97703  
Use IRRIGATION; SUPPLEMENTAL IRRIGATION  
Source TUMALO CR > DESCHUTES R; TUMALO CR, CRATER CR, LITTLE CRATER CR, THREE SPRING BRANCHES > DESCHUTES R; CRESCENT LAKE RES > CRESCENT CR, AND LITTLE DESCHUTES R > DESCHUTES R; DESCHUTES R > COLUMBIA RIVER  
Acres: 3.95  
Authorized POU: T16S R11E 26 SWNW, SWSE  
Proposed POU: T16S R11E 26 SWNW, SWSE

Notice **N21.003**  
County Deschutes  
Certificate 95175; 95176; 95177; 95178; 74149  
Priority Date 9/1/1900; 10/29/1913; 4/7/1911; 1905; 12/8/1961  
Name TUMALO IRRIGATION DISTRICT  
Address 64697 COOK AVENUE  
BEND, OR 97703  
Use IRRIGATION; SUPPLEMENTAL IRRIGATION  
Source TUMALO CR > DESCHUTES R; TUMALO CR, CRATER CR, LITTLE CRATER CR, THREE SPRING BRANCHES > DESCHUTES R; CRESCENT LAKE RES > CRESCENT CR, AND LITTLE DESCHUTES R > DESCHUTES R; DESCHUTES R > COLUMBIA RIVER  
Acres: 5.20  
Authorized POU: T16S R11E 13 NESE, NWSE  
Proposed POU: T16S R11E 13 NESE; T17S R11E 01 NENW; T16S R12E 08 NESW, SESW

**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 **N21.004**  
County Deschutes  
Certificate 95175; 95176; 95177; 95178; 74149  
Priority Date 9/1/1900;10/29/1913; 4/7/1911; 1905; 12/8/1961  
Name TUMALO IRRIGATION DISTRICT  
Address 64697 COOK AVENUE  
BEND, OR 97703  
Use IRRIGATION; SUPPLEMENTAL IRRIGATION  
Source TUMALO CR > DESCHUTES R; TUMALO CR, CRATER CR, LITTLE CRATER CR, THREE  
SPRING BRANCHES > DESCHUTES R; CRESCENT LAKE RES > CRESCENT CR, AND  
LITTLE DESCHUTES R > DESCHUTES R; DESCHUTES R > COLUMBIA RIVER  
Acres: 0.45  
Authorized POU: T16S R11E 28 SENE  
Proposed POU: T16S R11E 28 SENE

**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 June 03, 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 Adams (Municipal)**

To review any of the above plan(s) or to provide comments on the plan(s), contact Kerri Cope at 503-979-9544 or [Kerri.H.Cope@oregon.gov](mailto:Kerri.H.Cope@oregon.gov).

<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>
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## 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#	<a href="#">95679</a>
App:	S-85351
County/Basin	Lane / Middle Coast (18)
Applicant Name	FOWLER, KRISTINE FOWLER, RUSSELL
Priority Date	11/21/2002
Issue Date	04/30/2021
Cert#	<a href="#">95664</a>
Xfer:	T-12338
County/Basin	Harney / Malheur Lake (12)
Applicant Name	GOLDEN RULE FARMS INC.
Priority Date	09/29/1983
Issue Date	04/30/2021
Cert#	<a href="#">95663</a>
Xfer:	T-12387
County/Basin	Harney / Malheur Lake (12)
Applicant Name	GOLDEN RULE FARMS INC.
Priority Date	09/27/2012
Issue Date	04/30/2021

**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  
May 4, 2021

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.

**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.