

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
June 8, 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*

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 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.
- * **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.

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: Drought Temporary Transfers**
Requests to temporarily change character of use, place of use or point of diversion during a drought declared under ORS 536.740.
- * **Transfer Applications: District Temporary - ORS 540.570**
Petitions requesting temporary changes in water use within a district's boundary for one irrigation season.
- * **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 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.

The Public Notice is published each week on the Department's web site at 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

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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

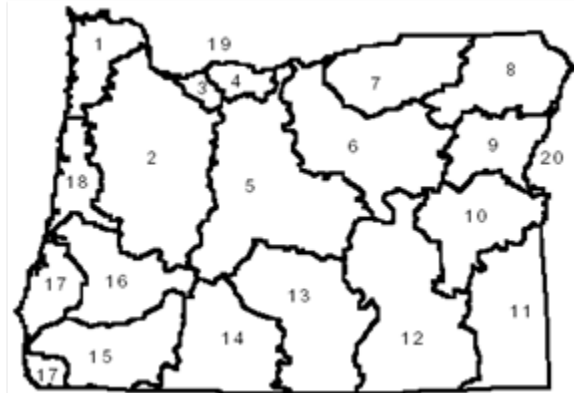
Unit of measure:

- 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, July 08, 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, July 23, 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 6/1/2021 – 6/8/2021****

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# [G-18973](#)
County/Basin Josephine / Rogue (15)
Applicant Name HENRY, NOLAN J.
728 NE ELIDA DR
GRANTS PASS, OR 97526
Priority Date 05/11/2020
Issue Date 06/08/2021
Status WITHDRAWN

App# [G-19121](#)
County/Basin Jackson / Rogue (15)
Applicant Name ASHLAND GREENHOUSES
BRAINARD, KELLY
650 E ASHLAND LANE
ASHLAND, OR 97520
Priority Date 04/26/2021
Issue Date 06/01/2021
Status APPROVED

App# [G-19123](#)
County/Basin Klamath / Klamath (14)
Applicant Name PASCHKE, TIM
PO BOX 1004
MERRIL, OR 97633
Priority Date 04/30/2021
Issue Date 06/03/2021
Status APPROVED

App# [G-19125](#)
County/Basin Klamath / Klamath (14)
Applicant Name DUNCAN III, ARNOTT K. AND KATHLEEN A.
17072 W INDIAN SCHOOL RD
GOODYEAR, AZ 85395
Priority Date 05/04/2021
Issue Date 06/01/2021
Status APPROVED

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App# [G-19130](#)
County/Basin Klamath / Klamath (14)
Applicant Name CHEYNE, SHANE
14747 CHEYNE RD
KLAMATH FALLS, OR 97603
Priority Date 05/13/2021
Issue Date 06/04/2021
Status APPROVED

App# [G-19131](#)
County/Basin Klamath / Klamath (14)
Applicant Name TERRY BENGARD PROPERTIES
KERR, JARED
20250 LAKE CALIFORNIA DR
COTTONWOOD, CA 96022
Priority Date 05/14/2021
Issue Date 06/04/2021
Status APPROVED

App# [G-19133](#)
County/Basin Klamath / Klamath (14)
Applicant Name PIZANO, ESTEBAN
PO BOX 1067
MIDLAND, OR 97634
Priority Date 05/17/2021
Issue Date 06/04/2021
Status APPROVED

App# [G-19136](#)
County/Basin Klamath / Klamath (14)
Applicant Name DELONGE, TARREN
9631 HOMEDALE RD
KLAMATH FALLS, OR 97603
Priority Date 05/24/2021
Issue Date 06/04/2021
Status APPROVED

App# [LL-1867](#)
County/Basin Coos / South Coast (17)
Applicant Name UPPER COOS RIVER WATER ASSOCIATION INC
64170 SOLARI RD
COOS BAY, OR 97420
Issue Date 05/28/2021
Status APPROVED

App# [LL-1870](#)
County/Basin Douglas / Umpqua (16)
Applicant Name ROSEBURG FOREST PRODUCTS
PO BOX 1088
ROSEBURG, OR 97470
Issue Date 06/02/2021
Status APPROVED

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App# [LL-1871](#)
County/Basin Klamath / Klamath (14)
Applicant Name BUREAU OF LAND MANAGEMENT
2795 ANDERSON AVE BUILDING 25
KLAMATH FALLS, OR 97603
Issue Date 06/02/2021
Status APPROVED

App# [R-88923](#)
County/Basin Yamhill / Willamette (2)
Applicant Name APPASSIONATA VINEYARD PROPERTIES, LLC
ATTN: CLIFFORD ROBBEN
20501 S TRANQUILITY LANE
OREGON CITY, OR 97045
Priority Date 02/24/2021
Issue Date 06/08/2021
Status APPROVED

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Alternate Reservoir Applications (ORS 537.409)

For alternate reservoir applications filed under ORS 537.409, the public is invited to comment within 60 days of this notice. The law provides that within 60 days after the Department provides public notice of the application, any person may submit detailed, legally obtained information in writing, requesting the Department to deny the application for a permit on the basis that the reservoir:

- (A) Would result in injury to an existing water right; or
- (B) Would pose a significant detrimental impact to existing fishery resources as determined on the basis of information submitted by the State Department of Fish and Wildlife.

Such comments must be submitted on or before August 07, 2021.

App# [R-89121](#)
County/Basin Yamhill / Willamette (2)
Applicant Name SMOLA FOTI, BRENDA
15560 NW REDSHOT LANE
CARLTON, OR 97111

TABULA RASA FARMS
14820 NW MEADOWLAKE RD
CARLTON, OR 97111
Sources/TRSQ40Q160 RUNOFF > BEAVER CREEK / 3.00S 5.00W 23 NWSW
Use/Quantity MULTIPLE PURPOSE / 0.520 AF
Priority Date 05/19/2021

App# [R-89120](#)
County/Basin Yamhill / Willamette (2)
Applicant Name SMOLA FOTI, BRENDA
15560 NW REDSHOT LANE
CARLTON, OR 97111

TABULA RASA FARMS
14820 NW MEADOWLAKE RD
CARLTON, OR 97111
Sources/TRSQ40Q160 RUNOFF > BEAVER CREEK /
Use/Quantity MULTIPLE PURPOSE / 0.650 AF
Priority Date 05/19/2021

App# [R-89119](#)
County/Basin Yamhill / Willamette (2)
Applicant Name SMOLA FOTI, BRENDA
15560 NW REDSHOT LANE
CARLTON, OR 97111

TABULA RASA FARMS
14820 NW MEADOWLAKE RD
CARLTON, OR 97111
Sources/TRSQ40Q160 RUNOFF > BEAVER CREEK / 3.00S 5.00W 23 NESW
Use/Quantity MULTIPLE PURPOSE / 0.250 AF
Priority Date 05/19/2021

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App# [R-89118](#)
County/Basin Yamhill / Willamette (2)
Applicant Name SMOLA FOTI, BRENDA
15560 NW REDSHOT LANE
CARLTON, OR 97111

TABULA RASA FARMS
14820 NW MEADOWLAKE RD
CARLTON, OR 97111
Sources/TRSQ40Q160 RUNOFF > BEAVER CREEK / 3.00S 5.00W 23 SWNW
Use/Quantity MULTIPLE PURPOSE / 0.660 AF
Priority Date 05/19/2021

App# [R-89117](#)
County/Basin Yamhill / Willamette (2)
Applicant Name SMOLA FOTI, BRENDA
15560 NW REDSHOT LANE
CARLTON, OR 97111

TABULA RASA FARMS
14820 NW MEADOWLAKE RD
CARLTON, OR 97111
Sources/TRSQ40Q160 RUNOFF > BEAVER CREEK / 3.00S 5.00W 23 NWSW
Use/Quantity MULTIPLE PURPOSE / 1.100 AF
Priority Date 05/01/2021

App# [R-89115](#)
County/Basin Yamhill / Willamette (2)
Applicant Name SMOLA FOTI, BRENDA
15560 NW REDSHOT LANE
CARLTON, OR 97111

TABULA RASA FARMS
14820 NW MEADOWLAKE RD
CARLTON, OR 97111
Sources/TRSQ40Q160 RUNOFF > BEAVER CREEK / 3.00S 5.00W 23 NESW
Use/Quantity MULTIPLE PURPOSE / 2.950 AF
Priority Date 05/19/2021

App# [R-89112](#)
County/Basin Yamhill / Willamette (2)
Applicant Name FOTI, FRANK
15560 NW REDSHOT LANE
CARLTON, OR 97111

HOB LLC
15990 NW REDSHOT LANE
CARLTON, OR 97111
Sources/TRSQ40Q160 RUNOFF > BEAVER CREEK / 3.00S 5.00W 23 NESW
Use/Quantity MULTIPLE PURPOSE / 0.300 AF
Priority Date 05/19/2021

App# [R-89112](#)
County/Basin Yamhill / Willamette (2)
Applicant Name FOTI, FRANK
15560 NW REDSHOT LANE
CARLTON, OR 97111

HOB LLC
15990 NW REDSHOT LANE
CARLTON, OR 97111
Sources/TRSQ40Q160 RUNOFF > BEAVER CREEK / 3.00S 5.00W 23 NESW
Use/Quantity MULTIPLE PURPOSE / 0.300 AF
Priority Date 05/19/2021

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App#	R-89113
County/Basin	Yamhill / Willamette (2)
Applicant Name	FOTI, FRANK 15560 NW REDSHOT LANE CARLTON, OR 97111
Sources/TRSQ40Q160	HOB LLC 15990 NW REDSHOT LANE CARLTON, OR 97111
Use/Quantity	RUNOFF > BEAVER CREEK / 3.00S 5.00W 23 NESW
Priority Date	MULTIPLE PURPOSE / 0.200 AF 05/19/2021
App#	R-89111
County/Basin	Yamhill / Willamette (2)
Applicant Name	FOTI, FRANK 17405 NW PANTHER CREEK RD CARLTON, OR 97111
Sources/TRSQ40Q160	HOB LLC 15990 NW REDSHOT LANE CARLTON, OR 97111
Use/Quantity	RUNOFF > PANTHER CREEK / 3.00S 5.00W 21 NESE
Priority Date	MULTIPLE PURPOSE / 9.000 AF 05/19/2021

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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 July 08, 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# [G-15460](#)
Permit Number G-15209
County/Basin Clackamas / Sandy (3)
Applicant Name SALMON VALLEY WATER COMPANY; GOFF, LON
PO BOX 205
WELCHES, OR 97067
Sources/TRSQ40Q160 A WELL > SANDY RIVER / 3.00S 7.00E 4 SENE
Use/Quantity QUASI-MUNICIPAL USES / 0.334 CFS
Proposed Completion Date 10/01/2037

App# [S-87967](#)
Permit Number S-54912
County/Basin Polk / Willamette (2)
Applicant Name JACKSON FAMILY INVESTMENTS III LLC
425 AVIATION BLVD
SANTA ROSA, CA 95403
Sources/TRSQ40Q160 A RESERVOIR > LUCKIAMUTE RIVER / 9.00S 6.00W 13 NWSE
Use/Quantity IRRIGATION / 176.000 AF
Proposed Completion Date 10/01/2035

App# [G-18070](#)
Permit Number G-17563
County/Basin Baker / Powder (9)
Applicant Name JASON WILLIAMS HAY INC.
65579 WOLF CREEK LANE
NORTH POWDER, OR 97867
Sources/TRSQ40Q160 A WELL > SUTTON CREEK BASIN / 9.00S 40.00E 23 NENW
A WELL > POWDER RIVER BASIN / 9.00S 40.00E 14 NESW
A WELL > POWDER RIVER BASIN / 9.00S 40.00E 15 SENE
Use/Quantity SUPPLEMENTAL IRRIGATION / 6.67980 CFS
Proposed Completion Date 10/01/2031

App# [R-84459](#)
Permit Number R-15180
County/Basin Wheeler / John Day(6)
Applicant Name BRIDGE CREEK RANCH LLC
355 GOODPASTURE ISLAND RD
EUGENE, OR 97401
Sources/TRSQ40Q160 BEAR CREEK > BRIDGE CREEK / 10.00S 20.00E 35 SWNE
BRIDGE CREEK > JOHN DAY RIVER / 11.00S 21.00E 6 NENE
A RESERVOIR > BEAR CREEK / 10.00S 20.00E 25 NESW
Use/Quantity FISH CULTURE / 250.000 AF
Proposed Completion Date 10/01/2026

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-73857](#)
Permit Number S-53694
County/Basin Coos / South Coast (17)
Applicant Name FUGATE, BARBARA
FUGATE, JACK
FUGATE, SHERI
PO BOX 426
BANDON, OR 97411
Sources/TRSQ40Q160 TWOMILE CREEK > PACIFIC OCEAN / 29.00S 15.00W 24 NWNE
TWOMILE CREEK > PACIFIC OCEAN / 29.00S 15.00W 13 SESW
A RESERVOIR > TWOMILE CREEK / 29.00S 15.00W 24 NENE
A RESERVOIR > TWOMILE CREEK / 29.00S 15.00W 13 SWSE
A RESERVOIR > TWOMILE CREEK / 29.00S 15.00W 24 NWNE
A RESERVOIR > TWOMILE CREEK / 29.00S 15.00W 13 NESE
A RESERVOIR > TWOMILE CREEK / 29.00S 15.00W 24 SWNE
Use/Quantity CRANBERRY / 110.0000 CFS
Proposed Completion Date 10/01/2031

App# [R-73856](#)
Permit Number R-12895
County/Basin Coos / South Coast (17)
Applicant Name FUGATE, BARBARA
FUGATE, JACK
FUGATE, SHERI
PO BOX 426
BANDON, OR 97411
Sources/TRSQ40Q160 UNNAMED STREAM > TWOMILE CREEK / 29.00S 15.00W 13 SESW
TWOMILE CREEK > PACIFIC OCEAN / 29.00S 15.00W 13 SESW
Use/Quantity STORAGE / 48.000 AF
Proposed Completion Date 10/01/2031

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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 July 23, 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#	S-86636
Permit#	S-54689
County/Basin	Lane / Middle Coast (18)
Applicant Name	SUTTON, AHNORRAH-ROSE 5448 LITTLE WOHINK DR FLORENCE, OR 97439
Sources/TRSQ40Q160	UNNAMED STREAM > WOHINK LAKE / 19.00S 12.00W 11 NWSE
Use/Quantity	HUMAN CONSUMPTION / 0.005 CFS

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 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 June 22, 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-1876
County/Basin	Crook / Deschutes (5)
Applicant Name	KNIFE RIVER CORPORATION - NORTHWEST ATTN: JEFF STEYAERT 32260 OLD HWY 34 TANGENT, OR 97389
Sources/TRSQ40Q160 Use/Quantity	A WELL > CROOKED RIVER / 14.00S 15.00E 14 SESW INDUSTRIAL/MANUFACTURING USES / 1.1120 CFS

<p>IMPORTANT: Due to COVID-19, the Department’s office is closed to walk-in services. The Department encourages the submission of protests by U.S. mail. Please consider mailing early to ensure the Department receives the protest by the deadline specified.</p>
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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 June 29, 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# [IL-841](#)
Certificate 13374
County/Basin Washington / Willamette (2)
Lessor EVERS, EUGENE
39439 NW OSTERMAN ROAD
FOREST GROVE, OR 97116

Lessee TOWNSEND, LACEY
TUALATIN SOIL AND WATER CONSERVATION DISTRICT
7175 NE EVERGREEN PRKWY, #400
HILLSBORO, OR 97124

Priority Date 01/27/1939
Source/Tributary To WEST FORK DAIRY CREEK / DAIRY CREEK

Lease# [IL-845](#)
Certificate 14343
County/Basin Washington / Willamette (2)
Lessor WALDORF, ALAYN
50409 SW PATTON VALLEY RD
GASTON, OR 97119

Lessee TOWNSEND, LACEY
TUALATIN SOIL AND WATER CONSERVATION DISTRICT
7175 NE EVERGREEN PRKWY, #400
HILLSBORO, OR 97124

Priority Date 03/18/1936
Source/Tributary To TUALATIN RIVER / WILLAMETTE RIVER

Lease# [IL-1876](#)
Certificate 33103
County/Basin Polk / Willamette (2)
Lessor OSBORN, WAYNE
249 NW JASPER ST. #2305
DALLAS, OR 97338

Priority Date 07/18/1961
Source/Tributary To LITTLE LUCKIAMUTE RIVER / LUCKIAMUTE RIVER

<p>IMPORTANT: Due to COVID-19, the Department's office is closed to walk-in services. The Department encourages the submission of protests by U.S. mail. Please consider mailing early to ensure the Department receives the protest by the deadline specified.</p>
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Lease# [IL-1511](#)
Certificate 22013
County/Basin Washington / Willamette (2)
Lessor JESSE, ALAN M.
FURBY & JESSE FARMS, LLC
16520 SW MIDWAY RD
HILLSBORO, OR 97123

Lessee TOWNSEND, LACEY
TUALATIN SOIL AND WATER CONSERVATION DISTRICT
7175 NE EVERGREEN PRKWY, #400
HILLSBORO, OR 97124

Priority Date 07/13/1950
Source/Tributary To TUALATIN RIVER / WILLAMETTE RIVER

Lease# [IL-1510](#)
Certificate 29154, 19977
County/Basin Washington / Willamette (2)
Lessor HENSEL, JAMES F.
31518 SW WILDWOOD CT
WILSONVILLE, OR 97070

Lessor HENSEL, MARIPAT C.
31518 SW WILDWOOD CT
WILSONVILLE, OR 97070

Lessee TOWNSEND, LACEY
TUALATIN SOIL AND WATER CONSERVATION DISTRICT
7175 NE EVERGREEN PRKWY, #400
HILLSBORO, OR 97124

Priority Date 03/19/1956, 05/14/1946
Source/Tributary To TUALATIN RIVER / WILLAMETTE RIVER

Lease# [IL-1511](#)
Certificate 22013
County/Basin Washington / Willamette (2)
Lessor JESSE, ALAN M.
FURBY & JESSE FARMS, LLC
16520 SW MIDWAY RD
HILLSBORO, OR 97123

Lessee TOWNSEND, LACEY
TUALATIN SOIL AND WATER CONSERVATION DISTRICT
7175 NE EVERGREEN PRKWY, #400
HILLSBORO, OR 97124

Priority Date 07/13/1950
Source/Tributary To TUALATIN RIVER / WILLAMETTE 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-1521](#)
Certificate 33036, 23054
County/Basin Washington / Willamette (2)
Lessor FOX, JOANN
JOANN M KEMPER FOX LIVING TRUST
8200 NW ROY ROAD
CORNELIUS, OR 97113

Lessee TOWNSEND, LACEY
TUALATIN SOIL AND WATER CONSERVATION DISTRICT
7175 NE EVERGREEN PRKWY, #400
HILLSBORO, OR 97124

Priority Date 12/17/1945, 01/24/1952
Source/Tributary To EAST FORK DAIRY CREEK / DAIRY CREEK
DAIRY CREEK / TUALATIN RIVER

Lease# [IL-1523](#)
Certificate 23054, 33036
County/Basin Washington / Willamette (2)
Lessor VAN DYKE, KENNETH H.
8280 NW ROY RD
CORNELIUS, OR 97113

Lessee TOWNSEND, LACEY
TUALATIN SOIL AND WATER CONSERVATION DISTRICT
7175 NE EVERGREEN PRKWY, #400
HILLSBORO, OR 97124

Lessor VAN DYKE, LISA M.
8280 NW ROY RD
CORNELIUS, OR 97113

Priority Date 01/24/1952, 12/17/1945
Source/Tributary To DAIRY CREEK / TUALATIN RIVER
EAST FORK DAIRY CREEK / DAIRY 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 July 08, 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-13721
Water Right	Cert: 52639
County/Basin	Lake / Goose & Summer Lake (13)
Applicant Name	BAERTLEIN, JOSEPH A. 17118 CHRISTMAS VALLEY HWY RILEY, OR 97758
Proposed Change	ADDITIONAL POINT OF APPROPRIATION, PLACE OF USE
Sources/TRSQ40Q160	A WELL > ALKALI L VALLEY / 27.00S 22.00E 36 NWNE
Use/Quantity	IRRIGATION / 4.390 CFS
Priority Date	10/25/1976

Transfer	T-13724
Water Right	Cert: 95245 (T-12860)
County/Basin	Klamath / Deschutes (5)
Applicant Name	REED, ROBERT KIM 50745 MASTEN RD LA PINE, OR 97739
Proposed Change	POINT OF DIVERSION, PLACE OF USE
Sources/TRSQ40Q160	BIG MARSH CREEK > CRESCENT CREEK /
Use/Quantity	IRRIGATION / 0.509 CFS
Priority Date	09/01/1898

<p>IMPORTANT: Due to COVID-19, the Department's office is closed to walk-in services. The Department encourages the submission of protests by U.S. mail. Please consider mailing early to ensure the Department receives the protest by the deadline specified.</p>
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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 July 08, 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-13387](#) filed by Holland Lake Farms LLC, PO Box 454, Cutten, CA 95534, proposes a change in place of use under Certificate 2712. The right allows the use of 0.4 cubic foot per second from Althouse Creek in Sec. 9, T40S, R7W, WM for irrigation, domestic, and stock use in Sec. 5, T40S, R7W, WM. The applicant proposes to change the place of use to Sec. 4, T40S, R7W, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

[T-13555](#) filed by Avis Harboldt, 12863 Redwood Hwy, Wilderville, OR 97543-9710, proposes a change in points of diversion and a change in place of use under Certificates 15257, 15522, and 27392. Certificate 15257 allows the use of 0.025 cubic foot per second (CFS) from the Slate Creek in Sec. 17, T37S, R7W, WM for irrigation in Sec. 17, T37S, R7W, WM. The applicant proposes to move the point of diversion within Sec. 17, T37S, R7W, WM and to change the place of use to Sec. 17, T37S, R7W, WM. Certificate 15522 allows the use of 0.50 CFS from the Slate Creek in Sec. 17, T37S, R7W, WM for mill pond use in Sec. 17, T37S, R7W, WM. The applicant proposes to move the point of diversion within Sec. 17, T37S, R7W, WM. Certificate 27392 allows the use of 0.01 CFS from the Slate Creek in Sec. 17, T37S, R7W, WM for domestic use for 4 families in Sec. 17, T37S, R7W, WM. The applicant proposes to move the point of diversion within Sec. 17, T37S, R7W, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

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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	T-13720
Water Right	Cert: 41066, 27031
County/Basin	Union / Grande Ronde (8)
Applicant Name	TRICO FARMS 65000 BOOTH LANE COVE, OR 97824
Proposed Change	POINT OF DIVERSION, PLACE OF USE
Sources/TRSQ40Q160	GRANDE RONDE RIVER > SNAKE RIVER / 2.00S 38.00E 35 SWSW GRANDE RONDE RIVER > SNAKE RIVER / 2.00S 38.00E 35 SWSE GRANDE RONDE RIVER > SNAKE RIVER / 2.00S 38.00E 36 SWSW GRANDE RONDE RIVER > SNAKE RIVER / 2.00S 38.00E 35 SESE UNNAMED SPRING BRANCH > MULHOLLAND SL / 3.00S 38.00E 2 NWSW
Use/Quantity	IRRIGATION / 6.930 CFS
Priority Date	IRRIGATION / 1.350 CFS 01/24/1969, 06/05/1950

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: Drought Temporary Transfer

During the effective time period of a drought declaration under ORS 536.740, the Commission or the Director may: (1) Allow a temporary transfer of a water right without complying with the notice and waiting requirements of ORS 540.520; (2) Allow a temporary exchange of water without giving notice as required under ORS 540.535; and (3) Use an expedited notice and waiting requirement for the substitution of a supplemental ground water right for a primary water right.

Notice is given that the following applications for Drought Temporary Transfers have been received by the Department. Consistent with the drought emergency, an order approving or denying the drought transfer will be issued as soon as the Department is able to process the application.

Transfer	T-13725
Water Right	Cert: 72286, 73998
County/Basin	Baker / Powder (9)
Applicant Name	STEPHENS, DELBERT L. 46226 ROCK CREEK TOWN RD HAINES, OR 97833
Proposed Change	POINT OF DIVERSION, PLACE OF USE
Sources/TRSQ40Q160	NORTH POWDER RIVER > POWDER RIVER / 7.00S 38.00E 5 NWNE NORTH POWDER RIVER > POWDER RIVER / 7.00S 38.00E 18 SWSE
Use/Quantity	IRRIGATION / 2.680 CFS LIVESTOCK / 6.195 CFS
Priority Date	12/31/1871, 12/31/1882, 12/31/1877, 12/31/1879, 12/31/1880, 12/31/1896, 12/31/1905

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

Application for District Temporary Transfer

A district with a manager may request to temporarily change a water use within district boundaries for one irrigation season pursuant to ORS 540.570. District temporary transfers may include a change: (1) in place of use; (2) in type of use of a water right to store water; (3) in type of use from a primary right to a supplemental right; (4) in point of diversion/appropriation to facilitate a change in place of use; (5) in point of diversion in response to an emergency; and (6) from a surface water point of diversion to a ground water appropriation. A district may allow proposed changes to occur upon submission of an Application for District Temporary Water Right Transfer to the Department.

The Department shall approve the request provided it does not cause injury to any existing water right or expand the water use. A district temporary transfer may be conditioned or revoked at any time to avoid injury to other water rights. The use of water reverts to the prior authorized place of use, type of use, point of diversion/appropriation upon expiration of the temporary change.

The Department is requesting public comments on the recently filed district temporary transfer application(s) listed below. Comments may be submitted by any person (please follow the instructions on the last page of this public notice). The Department shall consider all comments that pertain to the potential for injury to an existing water right or to the enlargement of the water use subject to transfer in determining whether to condition, reject or revoke a temporary transfer. **Comments must be received by the Department on or before July 08, 2021.**

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

Transfer	T-13718
County	Jackson
Certificate	89373
Priority Date	AUGUST 21, 1915
Name	EAGLE POINT IRRIGATION DISTRICT
Address	PO BOX 157 EAGLE POINT, OR 97524
Use	IRRIGATION
Source	BIG BUTTE CR > ROGUE R

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

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	NPT-2021-01
County	Umatilla
Certificate	79924 IN THE NAME OF U.S. BUREAU OF RECLAMATION; 79929 IN THE NAME OF WEST EXTENSION IRRIGATION DISTRICT; 87872 IN THE NAME OF U.S. BUREAU OF RECLAMATION
Priority Date	4/14/1893; 09/12/1968; 07/01/1924
Name	WEST EXTENSION IRRIGATION DISTRICT
Address	PO BOX 100 IRRIGON, OR 97844
Use	IRRIGATION; SUPPLEMENTAL IRRIGATION
Source	UMATILLA R > COLUMBIA R; COLUMBIA R > PACIFIC OCEAN; RETURN FLOW FROM IRRIGATION SYSTEMS ALONG THE UMATILLA RIVER STORED IN McKAY RESERVOIR > UMATILLA RIVER
Acres:	8.40
Authorized POU:	T5N R26E 25 NENE; T5N R27E 30 NWNW, NWSW, SWNW, SENW; T5N R28E 18 NWSE, SWSE
Proposed POU:	T5N R26E 26 SESW, SWSE; T5N R27E 30 SENW
Notice	NPT-2021-02
County	Umatilla
Certificate	94120 IN THE NAME OF WEST EXTENSION IRRIGATION DISTRICT;
Priority Date	6/15/1981
Name	WEST EXTENSION IRRIGATION DISTRICT
Address	PO BOX 100 IRRIGON, OR 97844
Use	IRRIGATION
Source	COLUMBIA RIVER > PACIFIC OCEAN
Acres:	7.70
Authorized POU:	T5N R26E 22 SENE; T5N R26E 23 NENW, NWNW, SWNW, SENW, SESW; T5N R26E 24 NESE, SWSE; T5N R26E 26 NWNW
Proposed POU:	T5N R26E 22 SWNE, NWSE; T5N R26E 24 NWSE; T5N R26E 26 SENE
Notice	NPT-2021-03
County	Umatilla
Certificate	94120 IN THE NAME OF WEST EXTENSION IRRIGATION DISTRICT; 65771 IN THE NAME OF MORROW COUNTY SCHOOL DISTRICT
Priority Date	6/15/1981; 8/13/1981
Name	WEST EXTENSION IRRIGATION DISTRICT
Address	PO BOX 100 IRRIGON, OR 97844
Use	IRRIGATION; SUPPLEMENTAL IRRIGATION
Source	COLUMBIA RIVER > PACIFIC OCEAN; A WELL WITHIN THE COLUMBIA RIVER BASIN
Acres:	11.30
Authorized POU:	T5N R26E 24 SESW; T5N R26E 25 SENE;
Proposed POU:	T5N R26E 25 SENE; T5N R26E 26 SENE, NESE

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 **NPT-2021-05**
County Umatilla
Certificate 79925 IN THE NAME OF WEST EXTENSION IRRIGATION DISTRICT; 79929 IN THE
NAME OF WEST EXTENSION IRRIGATION DISTRICT; 87872 IN THE NAME OF U.S.
BUREAU OF RECLAMATION
Priority Date 1906; 09/12/1968; 07/01/1924
Name WEST EXTENSION IRRIGATION DISTRICT
Address PO BOX 100
IRRIGON, OR 97844
Use IRRIGATION; SUPPLEMENTAL IRRIGATION
Source UMATILLA R > COLUMBIA R; COLUMBIA R > PACIFIC OCEAN; RETURN FLOW FROM
IRRIGATION SYSTEMS ALONG THE UMATILLA RIVER STORED IN McKAY
RESERVOIR > UMATILLA RIVER
Acres: 0.90
Authorized POU: T5N R27E 21 NENW, SENW
Proposed POU: T5N R27E 21 NENW, SENW

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):

Running Y Water, LLC - Ridgewater (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.

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#	95725
Xfer:	T-11362
County/Basin	Linn / Willamette (2)
Applicant Name	CITY OF ALBANY
Priority Date	12/31/1874
Issue Date	06/04/2021

Cert#	95736
Xfer:	T-12194
County/Basin	Linn / Willamette (2)
Applicant Name	MUDDY CREEKS IRRIGATION PROJECT
Priority Date	03/01/1978
Issue Date	06/04/2021

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
June 8, 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:

* 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.