

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
July 13, 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.
- * **Expedited Secondary Applications to Use Stored Water**
Applications to use stored water exclusively, filed under a simplified review process.
- * **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.
- * **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: 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.

* **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

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)

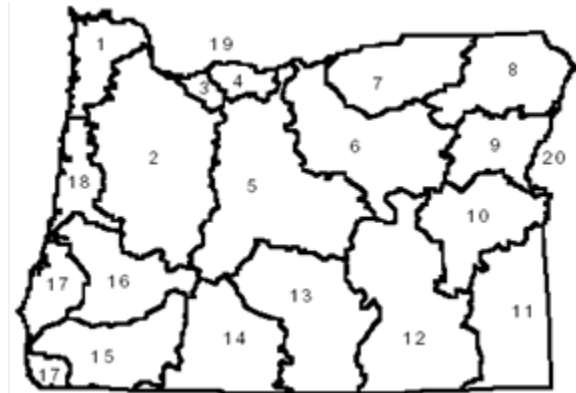
- Applicant Name**
- Applicant Address**
- Sources/TRSQ40Q160**
- Use/Quantity**

- 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, August 12, 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, August 27, 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>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>
--

Initial Review and Proposed Final Orders

App#	R-88821
County/Basin	Linn / Willamette (2)
Applicant Name	PROGRESSIVE DESIGN BUILDERS SMITH, STEPHAN PO BOX 727 ALBANY, OR 97321
Sources/TRSQ40Q160	RUNOFF > CALAPOOIA RIVER / 13.00S 3.00W 36 SENE
Use/Quantity	WILDLIFE / 39.300 AF
Priority Date	05/27/2020
Stage/Status	PFO / PROPOSE TO APPROVE
App#	S-89131
County/Basin	Coos / South Coast (17)
Applicant Name	ROBINSON, JAMES A. AND DONNA M. 92118 ALDERWOOD RD COOS BAY, OR 97420
Sources/TRSQ40Q160	NORTH TENMILE LAKE > TENMILE CREEK / 23.00S 12.00W 3 SWSW
Use/Quantity	DOMESTIC / 0.005 CFS
Priority Date	06/08/2021
Stage/Status	IR / PROPOSE TO APPROVE

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

Final Orders - Permit & Limited License Applications

Following is a list of applications for new appropriations that have had final orders issued recently. If you would like a hard copy of an order mailed to you, send a request with \$30.00 for each order to the Water Rights Section, Oregon Water Resources Department, 725 Summer Street NE Suite A, Salem OR 97301. If you have any questions, please contact the Department's customer service staff by dialing 503-986-0801.

App#	G-18472
County/Basin	Jackson / Rogue (15)
Applicant Name	POTTS, EZRA S. PO BOX 928 NORTH SAN JUAN, CA 95960
Priority Date	03/02/2017
Issue Date	07/02/2021
Status	APPROVED
App#	G-18718
County/Basin	Deschutes / Deschutes (5)
Applicant Name	THORSNESS, BRIAN K. AND JACKIE L. PO BOX 6633 BEND, OR 97708
Priority Date	07/25/2018
Issue Date	07/02/2021
Status	APPROVED
App#	G-18837
County/Basin	Yamhill / Willamette (2)
Applicant Name	LOCHERT, IGOR 22745 NE HIGHWAY 240 NEWBERG, OR 97132
Priority Date	07/08/2019
Issue Date	07/02/2021
Status	DENIED
App#	G-18881
County/Basin	Clackamas / Willamette (2)
Applicant Name	SAVAGE, JACOB 16812 S HOWARDS MILL RD BEAVERCREEK, OR 97004
Priority Date	11/25/2019
Issue Date	07/02/2021
Status	APPROVED
App#	G-18912
County/Basin	Clackamas / Willamette (2)
Applicant Name	GOLD DAD INVESTMENT LLC 6121 SE PARMENTER COURT MILWAUKIE, OR 97267
Priority Date	02/06/2020
Issue Date	07/02/2021
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-19001](#)
County/Basin Marion / Willamette (2)
Applicant Name STUTZMAN, MERLE AND GRACE
11623 BROADACRES RD NE
HUBBARD, OR 97032
Priority Date 06/29/2020
Issue Date 07/02/2021
Status APPROVED

App# [G-19024](#)
County/Basin Klamath / Klamath (14)
Applicant Name DENIS HICKEY AND KELSEY HICKEY LLC
PO BOX 1022
MERRILL, OR 97633
Priority Date 09/21/2020
Issue Date 07/02/2021
Status DENIED

App# [LL-1811](#)
County/Basin Union / Grande Ronde (8)
Applicant Name RUDD, BRETT
62913 WALLSINGER RD
COVE, OR 97824
Priority Date 11/27/2019
Issue Date 07/09/2021
Status APPROVED

App# [S-88871](#)
County/Basin Jackson / Rogue (15)
Applicant Name SAFLEY, GARY AND JUDITH
3959 OLD STAGE RD
CENTRAL POINT, OR 97502
Priority Date 09/08/2020
Issue Date 07/02/2021
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 September 11, 2021.

App#	R-89139
County/Basin	Union / Grande Ronde (8)
Applicant Name	BOISE CASCADE WOOD PRODUCTS LLC ATTN: RHONDA SMITH 90 S 21ST ST ELGIN, OR 97827
Sources/TRSQ40Q160	PROCESS WATER > PHILLIPS CREEK / 1.00N 39.00E 15 SWSW
Use/Quantity	MULTIPLE PURPOSE / 9.000 AF
Priority Date	06/22/2021

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.

Expedited Secondary Applications Under HB 2178 (2005)

For expedited secondary applications to use exclusively stored water filed under HB 2178, the public is invited to comment within 30 days of this notice, by **August 12, 2021**. The expedited secondary applications listed below have been filed recently. Any person may raise public interest issues regarding these applications. If public interest issues are raised, the Department may move the application to the standard process and review the application pursuant to ORS 537.153, and issue a Proposed Final Order. If no public issues are raised, the Department may issue a final order and permit without further prior notice.

Comments must identify the specific public interest under ORS 537.170(8) that would be impaired or detrimentally affected by the proposed use, and specifically how the identified public interest would be affected.

POD 1 is the location of the stored water. POD 2 and any additional points are the redirection point(s).

App#	S-89128
County/Basin	Crook, Deschutes, Jefferson / Deschutes (5)
Applicant Name	U.S. BUREAU OF RECLAMATION 1917 MARSH RD YAKIMA, WA 98907
Sources/TRSQ40Q160	A RESERVOIR > CROOKED RIVER / 17.00S 16.00E 11 SWNW CROOKED RIVER > COLUMBIA RIVER / 12.00S 12.00E 29 NESE
Use/Quantity	SUPPLEMENTAL IRRIGATION / 10000.000 AF MULTIPLE INSTREAM USES / 58887.000 AF
Priority Date	06/25/2021

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.

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-276, Deschutes County
Project Applicant:	James & Jean Verheyden
Mitigation Project And Process:	Instream Transfer T-13764 - see also transfer section of this notice for additional application details
Subbasin/Source:	Little Deschutes River subbasin – Little Deschutes tributary of Deschutes River
Amount of Water:	up to 0.50 Cubic Foot per Second and 80.0 Acre-Feet
Current Use:	Irrigation of 20.0 acres
Credits Assigned to:	James & Jean Verheyden
Preliminary Mitigation Credit Determination:	Up to 36.0 mitigation credits that may be available for use in the Little, Upper, Middle Deschutes and/or General Zones of Impact
Contact:	Sarah Henderson (503) 979-9872

<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>
--

**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 August 12, 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-14141](#)
Permit Number G-12928
County/Basin Curry / South Coast (17)
Applicant Name SWEET, JOHN W
1291 N 9TH ST
COOS BAY, OR 97420
Sources/TRSQ40Q160 WELL 1 > SIXES RIVER / 31.00S 15.00W 31 SENW
WELL 2 > SIXES RIVER / 31.00S 15.00W 31 NESW
Use/Quantity AGRICULTURE USES / 1.260 CFS
Proposed Completion Date 10/01/2003

App# [S-38383](#)
Permit Number S-29018
County/Basin Lincoln / Middle Coast (18)
Applicant Name CITY OF YACHATS
PO BOX 345
YACHATS, OR 97498
Sources/TRSQ40Q160 SALMON CREEK > YACHATS RIVER / 14.00S 12.00W 26 NWSE
Use/Quantity MUNICIPAL USES / 2.000 CFS
Proposed Completion Date 10/01/2041

App# [G-16971](#)
Permit Number G-16449
County/Basin Umatilla / Umatilla (7)
Applicant Name WHITE, STEVE
33551 E PROGRESS RD
HERMISTON, OR 97838
Sources/TRSQ40Q160 A WELL > COLD SPRINGS WASH / 5.00N 29.00E 21 SESE
Use/Quantity IRRIGATION / 0.031 CFS
Proposed Completion Date 10/01/2024

App# [G-17187](#)
Permit Number G-16597
County/Basin Clackamas / Willamette (2)
Applicant Name CITY OF HAPPY VALLEY
16000 SE MISTY DR
HAPPY VALLEY, OR 97086
Sources/TRSQ40Q160 A WELL > MOUNT SCOTT CREEK / 1.00S 2.00E 26 NESE
Use/Quantity IRRIGATION / 0.220 CFS
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# [G-17727](#)
Permit Number G-17218
County/Basin Clackamas / Willamette (2)
Applicant Name HLH FARMS
LASSELLE, JERRY
5120 SW BORLAND RD
TUALATIN, OR 97062
Sources/TRSQ40Q160 A WELL > PARROTT CREEK BASIN / 3.00S 1.00E 24 SESW
A WELL > PARROTT CREEK BASIN / 3.00S 1.00E 25 NENW
Use/Quantity IRRIGATION / 0.190 CFS
Proposed Completion Date 10/01/2023

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 August 27, 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-14634
Permit# [G-17584](#)
County/Basin Yamhill / Willamette (2)
Applicant Name ARCHERY SUMMIT WINERY
18599 NE ARCHERY SUMMIT RD
DAYTON, OR 97114
Sources/TRSQ40Q160 A WELL > WILLAMETTE RIVER BASIN / 3.00S 3.00W 27 SESW
Use/Quantity AGRICULTURE USES / 0.089 CFS

App# G-17167
Permit# [G-17181](#)
County/Basin Lake / Goose & Summer Lake (13)
Applicant Name AHART, PETER
PO BOX 21
ADEL, OR 97620
Sources/TRSQ40Q160 A WELL > WARNER LAKES / 39.00S 25.00E 19 NWSW
A WELL > WARNER LAKES / 39.00S 25.00E 19 SESE
Use/Quantity IRRIGATION / 2.800 CFS

App# G-16659
Permit# [G-16193](#)
County/Basin Sherman / John Day (6)
Applicant Name BUCK HOLLOW RANCH INC.
59720 TWIN LAKES RD
GRASS VALLEY, OR 97029
Sources/TRSQ40Q160 A WELL > GRASS VALLEY CANYON / 3.00S 16.00E 2 SESW
Use/Quantity POND MAINTENANCE / 0.250 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>
--

App# G-16658
Permit# [G-16192](#)
County/Basin Sherman / John Day (6)
Applicant Name BUCK HOLLOW RANCH INC.
59720 TWIN LAKES RD
GRASS VALLEY, OR 97029
Sources/TRSQ40Q160 A WELL > GRASS VALLEY CANYON / 3.00S 16.00E 2 NENE
Use/Quantity POND MAINTENANCE / 0.377 CFS

App# G-17414
Permit# [G-16862](#)
County/Basin Sherman / John Day (6)
Applicant Name JUSTESEN, JONNIE L.
59720 TWIN LAKES RD
GRASS VALLEY, OR 97029
Sources/TRSQ40Q160 A WELL > JACKKNIFE CANYON / 4.00S 17.00E 36 NENE
Use/Quantity POND MAINTENANCE / 7.500 AF

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

Applications for Instream Lease

ORS 537.348 authorizes a water right holder to lease their existing water right(s) to instream use for a limited time. For the term of the lease, the water right holder agrees to suspend use of water under the original right. The state is the trustee for water rights leased for instream use. OAR 690-077-0077 requires that the Department public notice the lease applications.

The deadline for submitting claims of injury to existing water rights or enlargement of the original right against a lease application is August 03, 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-1568](#)
Certificate 57814, 64074, 64075
County/Basin Lane / Willamette (2)
Lessor BACIARELLI, RENATO
PEACEHEALTH
123 INTERNATIONAL WAY
SPRINGFIELD, OR 97477
Priority Date 03/24/1977, 10/14/1983
Source/Tributary To MCKENZIE RIVER / WILLAMETTE RIVER

Lease# [IL-1881](#)
Certificate 5680, 31664, 31662, 31663
County/Basin Wasco / Hood (4)
Lessor KASER, BRADLEY
5722 EIGHTMILE RD
THE DALLES, OR 97058
Lessor KASER, BRENDA
5722 EIGHTMILE RD
THE DALLES, OR 97058
Priority Date 12/31/1888, 12/11/1919, 11/15/1915, 12/31/1896
Source/Tributary To EIGHTMILE CREEK / FIFTEENMILE CREEK

Lease# [IL-1882](#)
Certificate 23098, 15444
County/Basin Washington / Willamette (2)
Lessor STARK, BETTY
EGGER FAMILY LLC
12405 SW RIVER RD
HILLSBORO, OR 97123
Lessee TOWNSEND, LACEY
TUALATIN SOIL AND WATER CONSERVATION DISTRICT
7175 NE EVERGREEN PRKWY, #400
HILLSBORO, OR 97124
Priority Date 03/09/1953, 11/23/1940
Source/Tributary To MCFEE CREEK / TUALATIN 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>
--

Lease# [IL-1883](#)
Certificate 22077, 66483,
County/Basin Tillamook, Washington / Willamette (2)
Lessor PETSHOW, JOHN
2725 NORTHWEST GALES CREEK ROAD
FOREST GROVE, OR 97116

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

Priority Date 01/19/1953, 06/28/1972
Source/Tributary To GALES CREEK / TUALATIN RIVER
SPRING AREA/RES / TUALATIN RIVER
WHITES CR/RESERVOIR / TUALATIN RIVER

Lease# [IL-1885](#)
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
700 NW HILL ST STE #1
BEND, OR 97703

Priority Date 10/31/1900
Source/Tributary To DESCHUTES RIVER / COLUMBIA RIVER

Lease# [IL-1886](#)
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
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.

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 August 12, 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-13748](#)
Water Right Cert: 94766, 94767
County/Basin Harney / Malheur Lake (12)
Applicant Name WHITING, RON & LINDA
PO BOX 716
BURNS, OR 97720
Proposed Change ADDITIONAL POINT OF APPROPRIATION
Sources/TRSQ40Q160 A WELL > FOLEY SLOUGH BASIN / 23.00S 31.00E 9 NWSE
Use/Quantity SUPPLEMENTAL IRRIGATION / 0.5499 CFS
SUPPLEMENTAL IRRIGATION / 1.860 CFS
Priority Date 08/29/1961, 09/29/1961

Transfer [T-13749](#)
Water Right Cert: 76372 (T-6854)
County/Basin Deschutes / Deschutes (5)
Applicant Name BIG FALLS RANCH CO.
PO BOX 434
TERREBONNE, OR 97760
Proposed Change POINT OF DIVERSION, SURFACE WATER TO GROUND WATER
Sources/TRSQ40Q160 MCKENZIE CAN > DESCHUTES RIVER / 14.00S 12.00E 4 NWSE
Use/Quantity SUPPLEMENTAL IRRIGATION / 1.890 CFS
Priority Date 10/23/1973

Transfer [T-13752](#)
Water Right Cert: 51040
County/Basin Marion / Willamette (2)
Applicant Name MCKAY, MARK
5057 BROOKLAKE RD NE
SALEM, OR 97305
Proposed Change POINT OF APPROPRIATION
Sources/TRSQ40Q160 A WELL > WILLAMETTE RIVER / 5.00S 2.00W 33 NWSW
Use/Quantity IRRIGATION / 0.930 CFS
Priority Date 06/01/1976, 06/25/1976

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

Transfer [T-13753](#)
Water Right Cert: 95696, 87955, 94690
County/Basin Polk / Willamette (2)
Applicant Name JOSE ANTONIO JUAREZ ADAME
VERONICA JUAREZ LEMUS
8610 BROADMEAD RD
AMITY, OR 97101
Proposed Change POINT OF DIVERSION
Sources/TRSQ40Q160 A RESERVOIR > SALT CREEK / 6.00S 5.00W 11 SWSW
A STREAM > SALT CREEK / 6.00S 5.00W 11 SESW
SALT CREEK > SOUTH YAMHILL RIVER / 6.00S 5.00W 14 NWNE
SALT CREEK > SOUTH YAMHILL RIVER / 6.00S 5.00W 11 SESW
Use/Quantity NURSERY USES / 17.500 AF
STORAGE / 17.500 AF
IRRIGATION / 0.190 CFS
NURSERY USES / 1.000 CFS
Priority Date 03/28/1950, 09/10/1996

Transfer [T-13755](#)
Water Right Cert: 52186
County/Basin Douglas / Umpqua (16)
Applicant Name NARALTO, LLC
PO BOX 1001
ROSEBURG, OR 97470
Proposed Change ADDITIONAL POINT OF DIVERSION
Sources/TRSQ40Q160 EAST FORK BRITT CREEK > BRITT CREEK / 26.00S 3.00W 15 NENE
EAST FORK BRITT CREEK > BRITT CREEK / 26.00S 3.00W 10 SWSE
Use/Quantity DOMESTIC / 0.020 CFS
Priority Date 11/06/1968

Transfer [T-13756](#)
Water Right Cert: 84202, 89855
County/Basin Harney / Malheur Lake (12)
Applicant Name BRAMBILA, ROSALIO
SUNNYSIDE DAIRY LLC
4581 MAPLE GROVE RD
SUNNYSIDE, WA 98944
Proposed Change POINT OF APPROPRIATION, PLACE OF USE
Sources/TRSQ40Q160 A WELL > HOT SPRINGS SLOUGH / 24.00S 34.00E 30 SWSW
A WELL > MALHEUR LAKE / 24.00S 34.00E 31 SESE
A WELL > MALHEUR LAKE / 24.00S 34.00E 31 SWNE
A WELL > MALHEUR LAKE / 24.00S 34.00E 31 NWSW
A WELL > MALHEUR LAKE / 24.00S 34.00E 31 SWNE
A WELL > MALHEUR LAKE / 24.00S 34.00E 31 NENW
Use/Quantity IRRIGATION / 2.280 CFS
IRRIGATION / 3.760 CFS
Priority Date 04/23/1993, 02/14/1956

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-13757](#)
 Water Right Cert: 30636, 42976, 89896, 95268
 County/Basin Umatilla / Umatilla (7)
 Applicant Name PENDLETON LAND LLC
 C/O ALTERNATIVE EQUITY ADVISORS
 12119 STRATFORD DR SUITE B
 CLIVE, IA 50325
 Proposed Change POINT OF APPROPRIATION
 Sources/TRSQ40Q160 A WELL > PINE CREEK / 6.00N 34.00E 23 SWSW
 A WELL > PINE CREEK / 6.00N 34.00E 23 SESW
 A WELL > PINE CREEK / 6.00N 34.00E 35 NWNW
 A WELL > PINE CREEK / 6.00N 34.00E 27 SESE
 A WELL > PINE CREEK / 6.00N 34.00E 35 SENW
 A WELL > PINE CREEK / 6.00N 34.00E 23 SWSW
 A WELL > PINE CREEK / 6.00N 34.00E 35 NWNW
 A WELL > PINE CREEK BASIN / 6.00N 34.00E 21 SENW
 A WELL > PINE CREEK BASIN / 6.00N 34.00E 21 SWNW
 A WELL > PINE CREEK BASIN / 6.00N 34.00E 21 SESW
 A WELL > PINE CREEK BASIN / 6.00N 34.00E 28 SWNE
 A WELL > SWARTZ CREEK / 6.00N 34.00E 23 NENW
 A WELL > SWARTZ CREEK / 6.00N 34.00E 23 SWNW
 A WELL > SWARTZ CREEK / 6.00N 34.00E 22 NENE
 WELL 1 > PINE CREEK / 6.00N 34.00E 21 SESW
 Use/Quantity IRRIGATION / 3.790 CFS
 IRRIGATION / 1.000 CFS
 IRRIGATION / 9.5616 CFS
 IRRIGATION / 10.980 CFS
 Priority Date 03/07/1949, 03/27/1952, 04/20/1998, 08/10/2001

Transfer [T-13764](#)
 Water Right Cert: 95746 (T-13456)
 County/Basin Deschutes, Klamath / Deschutes (5)
 Applicant Name VERHEYDEN, JAMES R.
 18660 BULL SPRINGS RD
 BEND, OR 97703
 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

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 August 12, 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-13561](#) filed by Perrydale Hills Vineyard, LLC and Samuel Coelho, Manager, PO Box 710, Amity, OR 97101, proposes a change in place of use under Certificates 29446, 32695, and 39204. Certificate 29446 allows the use of 0.05 cubic foot per second (cfs) from Salt Creek in Sec. 14, T6S, R5W, WM for irrigation in Sec. 14, T6S, R5W, WM. The applicant proposes to change the place of use to Sec. 14, T6S, R5W, WM. Certificate 32695 allows the use of 0.04 cfs from Salt Creek in Sec. 14, T6S, R5W, WM for irrigation in Sec. 14, T6S, R5W, WM. The applicant proposes to change the place of use to Sec. 14, T6S, R5W, WM. Certificate 39204 allows the use of 0.06 cfs from Salt Creek in Sec. 14, T6S, R5W, WM for irrigation in Sec. 14, T6S, R5W, WM. The applicant proposes to change the place of use to Sec. 14, T6S, R5W, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

[T-13535](#) filed by Black Butte Ranch Corporation and Black Butte Ranch Association, PO Box 8000, Black Butte Ranch, OR 97759, proposes additional points of appropriation under Certificates 76002, 86708, 92269, 92270, and 92271 and changes in place of use and character of use under Certificates 76002, 86708, 92269, and 92271. Certificate 76002 allows the use of 1.65 cubic feet per second (cfs) from Well 3 in Sec. 22, T14S, R9E, WM for group domestic use in Sects. 9, 10, 15, 16, 21, 22, and 23, T14S, R9E, WM. The applicant proposes additional points of appropriation in Sects. 9, and 16, T14S, R9E, WM and to change the place of use to the service area of Black Butte Ranch; and to change the character of use to quasi-municipal. Certificate 86708 allows the use of 1.8 cfs from Black Butte Ranch Well 1 in Sec. 9, T14S, R9E, WM for group domestic use in Sects. 9, 10, 15, 16, 21, 22, and 23, T14S, R9E, WM. The applicant proposes additional points of appropriation in Sects. 9, 16, and 22, T14S, R9E, WM and to change the place of use to the service area of Black Butte Ranch; and to change the character of use to quasi-municipal. Certificate 92269 allows the use of 0.27 cfs from three wells in Sects. 9 and 16, T14S, R9E, WM for group domestic use for 155 families in Sec. 21, T14S, R9E, WM. The applicant proposes additional points of appropriation in Sects. 9 and 22, T14S, R9E, WM and to change the place of use to the service area of Black Butte Ranch; and to change the character of use to quasi-municipal. Certificate 92270 allows the use of 4.8 cfs from three wells in Sects. 9 and 16, T14S, R9E, WM for quasi-municipal use in Sects. 9, 10, 15, 16, 21, 22, and 23, T14S, R9E, WM. The applicant proposes additional points of appropriation in Sects. 9 and 22, T14S, R9E, WM. Certificate 92271 allows the use of 2.9 cfs from two wells in Sec. 16, T14S, R9E, WM for group domestic use in Sec. 9, 10, 15, 16, 21, 22, and 23, T14S, R9E, WM. The applicant proposes additional points of appropriation in Sec. 9 and 22, T14S, R9E, WM and to change the place of use to the service area of Black Butte Ranch; and to change the character of use to quasi-municipal. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

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 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-13750
Water Right	Cert: 65591
County/Basin	Wallowa / Grande Ronde (8)
Applicant Name	MOHOLT, KENDRICK & LESLIE 67075 LOSTINE RIVER LOSTINE, OR 97857
Proposed Change	PLACE OF USE
Sources/TRSQ40Q160	LOSTINE RIVER > WALLOWA RIVER / 1.00S 43.00E 27 NENW
Use/Quantity	IRRIGATION / 0.610 CFS
Priority Date	05/21/1981

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	T-13747
Water Right	Permit: G-17777, G-17015, G-17016, G-17017, G-17018
County/Basin	Baker / Powder (9)
Applicant Name	KERNS, JANICE & TIM KERNS RAINBOW RANCH INC 45917 QUAIL RD HAINES, OR 97833
Proposed Change	POINT OF APPROPRIATION
Sources/TRSQ40Q160	A WELL > HUNT CREEK / 8.00S 39.00E 7 NENW A WELL > HUNT CREEK / 8.00S 39.00E 18 SENW A WELL > SALMON CREEK / 8.00S 39.00E 28 NWNW A WELL > WILLOW AND PINE CREEK BASIN / 8.00S 39.00E 7 NENW A WELL > WILLOW AND PINE CREEK BASIN / 8.00S 39.00E 18 SENW A WELL > WILLOW AND PINE CREEK BASIN / 8.00S 38.00E 12 NENE A WELL > WILLOW AND PINE CREEK BASIN / 8.00S 38.00E 12 NWSE A WELL > WILLOW AND PINE CREEK BASIN / 8.00S 39.00E 6 SWSW A WELL > WILLOW AND PINE CREEK BASIN / 8.00S 39.00E 7 NENE A WELL > WILLOW AND PINE CREEK BASIN / 8.00S 38.00E 1 SENW A WELL > WILLOW AND PINE CREEK BASIN / 8.00S 38.00E 1 SESE A WELL > WILLOW AND PINE CREEK BASIN / 8.00S 39.00E 7 NENE A WELL > WILLOW AND PINE CREEK BASIN / 8.00S 38.00E 12 NENE A WELL > WILLOW AND PINE CREEK BASIN / 8.00S 38.00E 12 NWSE A WELL > WILLOW CREEK / 8.00S 38.00E 12 NWSE A WELL > WILLOW CREEK / 8.00S 39.00E 6 SWSW A WELL > WILLOW CREEK / 8.00S 39.00E 7 NENE A WELL > WILLOW CREEK / 8.00S 38.00E 1 SENW A WELL > WILLOW CREEK / 8.00S 38.00E 1 SESE A WELL > WILLOW CREEK / 8.00S 39.00E 7 NENE A WELL > WILLOW CREEK / 8.00S 38.00E 12 NENE A WELL > WILLOW CREEK / 8.00S 38.00E 12 NWSE
Use/Quantity	SUPPLEMENTAL IRRIGATION / 2.4996 CFS SUPPLEMENTAL IRRIGATION / 2.250 CFS SUPPLEMENTAL IRRIGATION / 4.500 CFS SUPPLEMENTAL IRRIGATION / 3.2496 CFS SUPPLEMENTAL IRRIGATION / 7.45992 CFS
Priority Date	08/23/1994, 02/23/1995, 05/29/1992, 08/12/1994, 05/13/1999

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 August 12, 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-13754
Water Right	Claim: GR-62
County/Basin	Marion / Willamette (2)
Applicant Name	KIRK, PATRICIA ANN 12562 NE CARL ROAD WOODBURN, OR 97071
	HEER, STEPHEN 12565 NE CARL ROAD WOODBURN, OR 97071
Proposed Change	ADDITIONAL POINT OF APPROPRIATION, PLACE OF USE
Sources/TRSQ40Q160	A WELL > UNNAMED STREAM / 5.00S 1.00W 3 NWSW
Use/Quantity	IRRIGATION / 0.446 CFS
Priority Date	07/15/1953

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#	87417
Xfer:	T-10762
County/Basin	Umatilla / Umatilla (7)
Applicant Name	WILSON, STACY
Priority Date	05/01/1973
Issue Date	07/09/2021

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
July 13, 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.