

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
August 24, 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.
- * **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: 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.

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

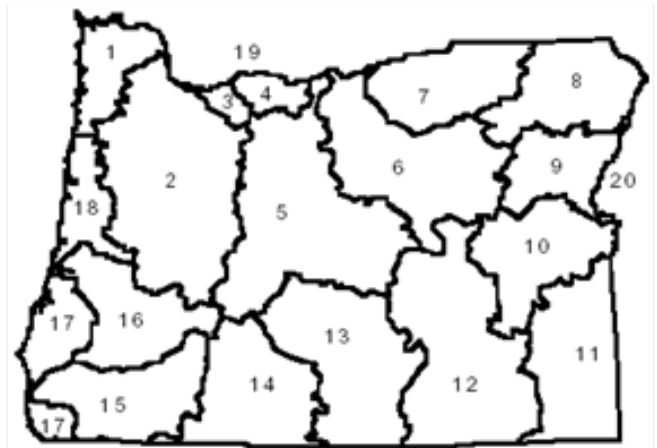
Unit of measure:

- 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 abatement | ID: Irrigation with domestic | PA: Pollution |
| DI, DN: Domestic including non-commercial lawn & garden municipal | IL: Irrigation with livestock | PW: Power |
| | IM: Industrial or manufacturing | QM: Quasi- |
| DO: Domestic | IR: Irrigation | RC: Recreation |
| DS: Domestic & stock construction | IS: Irrigation, supplemental | RW: Road |
| FI: Fish control | LV: Livestock | TC: Temperature |
| FP: Fire protection | LW: Livestock & wildlife | WI: Wildlife |
| FW: Fish & wildlife | MI: Mining | |
| GD: Group domestic | | |

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, September 23, 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 \$35. (Any person paying \$35 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, October 08, 2021.

The protest filing fee is \$480 for the applicants and \$950 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 \$270 to retain the ability to participate in future proceedings relating to an application. Before participation in a hearing is allowed, an additional \$680 will be required to request to participate as a party or limited party.

If a protest or comment deadline falls on a day that the office is closed, then the next open business day automatically becomes the deadline date.

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

Initial Review and Proposed Final Orders

App# [G-18903](#)
County/Basin Lane / Willamette (2)
Applicant Name MOBILE RV/AUTO INC.
STROUD, JERRY
91760 PRAIRIE RD
JUNCTION CITY, OR 97448
Sources/TRSQ40Q160 A WELL > FLAT CREEK BASIN / 16.00S 4.00W 28 SWNE
A WELL > FLAT CREEK BASIN / 15.00S 4.00W 3 SENE
A WELL > FLAT CREEK BASIN / 15.00S 4.00W 33 SENW
A WELL > FLAT CREEK BASIN / 15.00S 4.00W 33 SWNE
A WELL > FLAT CREEK BASIN / 16.00S 4.00W 28 SENW
Use/Quantity NURSERY USES / 0.125 CFS
Priority Date 01/13/2020
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-18911](#)
County/Basin Lake / Goose & Summer Lake (13)
Applicant Name FITZGERALD RANCHES INC.
28975 HOGBACK RD
PLUSH, OR 97637
Sources/TRSQ40Q160 A WELL > HART LAKE BASIN / 36.00S 24.00E 17 NESE
Use/Quantity IRRIGATION / 2.010 CFS
Priority Date 02/12/2020
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-19004](#)
County/Basin Deschutes / Deschutes (5)
Applicant Name TARTAN DRUIM HOME OWNERS ASSOCIATION
PO BOX 8550
BEND, OR 97708
Sources/TRSQ40Q160 A WELL > DESCHUTES RIVER BASIN / 18.00S 11.00E 2 SESE
Use/Quantity NURSERY USES / 0.560 CFS
Priority Date 07/06/2020
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-19030](#)
County/Basin Klamath / Deschutes (5)
Applicant Name DIAMOND MEADOWS TRACT 1384 HOMEOWNERS ASSOCIATION INC.
PO BOX 1083
CRESCENT LAKE, OR 97733
Sources/TRSQ40Q160 A WELL > CRESCENT CREEK BASIN / 24.00S 7.00E 7 SENW
Use/Quantity QUASI-MUNICIPAL USES / 0.080 CFS
Priority Date 09/23/2020
Stage/Status PFO / PROPOSE TO APPROVE

App# [S-89155](#)
County/Basin Yamhill / Willamette (2)
Applicant Name MORROW, JOYCE
13807 NW WILLIS RD
MCMINNIVILLE, OR 97128
Sources/TRSQ40Q160 A SPRING > BAKER CREEK / 4.00S 5.00W 1 NWNW
Use/Quantity DOMESTIC / 0.080 CFS
Priority Date 07/29/2021
Stage/Status IR / PROPOSE TO DENY

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

Final Orders - Permit & Limited License Applications

Following is a list of applications for new appropriations that have had final orders issued recently. If you would like a hard copy of an order mailed to you, send a request with \$35 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-17361](#)
County/Basin Multnomah / Willamette (2)
Applicant Name INTERLACHEN WATER PEOPLES UTILITY DISTRICT
PO BOX 1776
INTERLACHEN, OR 97024
Priority Date 04/21/2010
Issue Date 08/20/2021
Status WITHDRAWN

App# [G-18766](#)
County/Basin Marion / Willamette (2)
Applicant Name JLPN INC.
C/O JEREMY POWELL
1118 LANCASTER DR. NE PMB 409
SALEM, OR 97301
Priority Date 11/28/2018
Issue Date 08/13/2021
Status APPROVED

App# [G-18775](#)
County/Basin Benton / Willamette (2)
Applicant Name SCENIC WOODS LLC
C/O CHRIS SCARIANO
840 SCENIC WOOD PLACE NW
ALBANY, OR 97321
Priority Date 01/09/2019
Issue Date 08/13/2021
Status APPROVED

App# [G-18829](#)
County/Basin Marion / Willamette (2)
Applicant Name SCOTT, JANET B
3181 COLE RD S
SALEM, OR 97306
Priority Date 05/24/2019
Issue Date 08/20/2021
Status APPROVED

App# [G-18835](#)
County/Basin Josephine / Rogue (15)
Applicant Name HOKE, ADAM
541 BOARD SHANTY RD
GRANTS PASS, OR 97527
Priority Date 07/01/2019
Issue Date 08/20/2021
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-18841](#)
County/Basin Deschutes / Deschutes (5)
Applicant Name STRASSER FARMS LLC
STRASSER, CLAYTON
66986 GIST RD
BEND, OR 97703
Priority Date 07/17/2019
Issue Date 08/13/2021
Status APPROVED

App# [G-18876](#)
County/Basin Clackamas / Willamette (2)
Applicant Name SHARABARIN, MARINA
6363 S ZIMMERMAN RD
AURORA, OR 97002
Priority Date 11/08/2019
Issue Date 08/13/2021
Status APPROVED

App# [G-18932](#)
County/Basin Clackamas / Willamette (2)
Applicant Name AUSTEN, TIM AND JENNIFER
13173 S SPANGLER RD
OREGON CITY, OR 97045
Priority Date 03/13/2020
Issue Date 08/20/2021
Status APPROVED

App# [G-19168](#)
County/Basin Jackson / Rogue (15)
Applicant Name WB AGRICULTURAL LLC
1665 BIRDSEYE CREEK RD
GOLD HILL, OR 97525
Priority Date 06/28/2021
Issue Date 08/13/2021
Status APPROVED

App# [G-19179](#)
County/Basin Jackson / Rogue (15)
Applicant Name O'CONNELL, RYAN
939 THOMPSON CREEK
APPLEGATE, OR 97530
Priority Date 07/14/2021
Issue Date 08/13/2021
Status APPROVED

App# [G-19180](#)
County/Basin Baker / Powder (9)
Applicant Name MORRIS, JEFF
42652 LINDLEY RD
BAKER CITY, OR 97814
Priority Date 07/15/2021
Issue Date 08/13/2021
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# [LL-1889](#)
County/Basin Linn / Willamette (2)
Applicant Name WILDISH CONSTRUCTION CO.
3600 WILDISH LANE
EUGENE, OR 97408
Issue Date 08/20/2021
Status APPROVED

App# [R-89092](#)
County/Basin Douglas / Umpqua (16)
Applicant Name TAJIS ENTERPRISES LLC
PO BOX 47
DRAIN, OR 97435
Priority Date 03/22/2021
Issue Date 08/13/2021
Status APPROVED

App# [R-89093](#)
County/Basin Douglas / Umpqua (16)
Applicant Name TAJIS ENTERPRISES LLC
PO BOX 47
DRAIN, OR 97435
Priority Date 03/22/2021
Issue Date 08/13/2021
Status APPROVED

App# [S-88841](#)
County/Basin Jackson / Rogue (15)
Applicant Name VESELY, SUSAN
7810 BEDFORD MOTORWAY
CORONA, CA 92883
Priority Date 06/24/2020
Issue Date 08/20/2021
Status APPROVED

App# [S-89088](#)
County/Basin Jackson / Rogue (15)
Applicant Name GRUBE, COLE
PARISH, BILLIE
1325 SALEM ST
CHICO, CA 95928
Priority Date 03/15/2021
Issue Date 08/20/2021
Status APPROVED

App# [S-89156](#)
County/Basin Douglas / Umpqua (16)
Applicant Name WEAVER, ARLEN
751 SW BILLIS RD
MYRTLE CREEK, OR 97457
Priority Date 08/11/2021
Issue Date 08/20/2021
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#	S-89158
County/Basin	Douglas / Umpqua (16)
Applicant Name	BENNETT, MARK 8382 LOOKINGGLASS RD ROSEBURG, OR 97471
Priority Date	08/16/2021
Issue Date	08/20/2021
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 October 23, 2021.

App#	R-89154
County/Basin	Yamhill / Willamette (2)
Applicant Name	KAJIWARA FAMILY VINEYARDS KAJIWARA, SHAUN 421 AVIATION BLVD SANTA ROSA, CA 95403
Sources/TRSQ40Q160	UNNAMED STREAM > CHEHALEM CREEK / 2.00S 3.00W 32 NENW
Use/Quantity	MULTIPLE PURPOSE / 9.100 AF
Priority Date	08/02/2021

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 \$35. (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 October 08, 2021. There is no fee for submission of comments. The protest filing fee is \$480 for the applicant and \$950 for non-applicants. Detailed requirements for filing a protest will be sent with copies of the PFO.

App#	G-17727
Permit#	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

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 September 23, 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-13791
Water Right	Cert: 4490, 54109 (T-5726)
County/Basin	Baker / Powder (9)
Applicant Name	AVERETT RANCH LLC 13705 BEN DIER LANE BAKER CITY, OR 97814
Proposed Change	PLACE OF USE
Sources/TRSQ40Q160	PINE CREEK > SALMON CREEK / 8.00S 39.00E 24 NWNE PINE CREEK > SALMON CREEK / 8.00S 38.00E 26 NWNW STURGILL SPRINGS > WILLIAMS CREEK / 8.00S 38.00E 23 SENE
Use/Quantity	IRRIGATION / 11.663 CFS IRRIGATION / 3.840 CFS
Priority Date	12/31/1868, 12/31/1871, 12/31/1900, 12/31/1907

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 \$950 protest fee for non-applicant and \$480.00 protest fee for applicant. Call (503) 986-0815 to obtain additional information. Protests must be received by the Department on or before September 23, 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-13617](#) filed by Bowyer-Peck Ranches, LLC, PO Box 415, Trout Lake, WA 98650-0415, proposes an additional point of appropriation under Certificate 90398. The right allows the use of 1.67 cubic feet per second from a well in Sec. 25, T25S, R33E, WM for irrigation in Sec. 25, T25S, R33E, WM. The applicant proposes an additional point of appropriation in Sec. 25, T25S, R33E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

[T-13547](#) filed by Cool Springs Ranch LLC, 216 Newberg Rd, Chapin, SC for an additional point of diversion under Certificate 7803. The right allows the use of 0.46 cubic foot per second from the Chesnimnus, Gooseberry and Butte Creeks in Sects 29 and 32, T3N, R46E, WM for irrigation in Sects. 31 and 32, T3N, R46E, WM. The applicant proposes an additional point of diversion in Sec. 6, T2N, R46E, WM. 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: 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-13790
Water Right	Cert: 82329
County/Basin	Grant / John Day (6)
Applicant Name	CITY OF PRAIRIE CITY 133 S BRIDGE ST PRAIRIE CITY, OR 97869
Proposed Change	PLACE OF USE,USE
Sources/TRSQ40Q160	A WELL > JOHN DAY RIVER / 13.00S 33.00E 10 NENE
Use/Quantity	INDUSTRIAL/MANUFACTURING USES / 0.267 CFS
Priority Date	03/19/1987

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

August 24, 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 \$35 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 \$35 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.