This publication lists agency activities requiring public notice. It also describes public comment processes and deadlines. Types of water use requests in this week’s Public Notice include:

* **Permit Application Initial Reviews, Proposed Final Orders, and Final Orders**
  Applications for permits to use, store, divert or pump surface water or groundwater. Includes applications by the state Departments of Fish & Wildlife, Environmental Quality or Parks and Recreation for water to be used and kept in-channel.

* **Applications for 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.

* **Certificate Issuance**
  Included in this section is a listing of recently issued water right certificates.

* **Participant Substitution – Pilot Project (SB267)**
  A listing of a potential substitute participant for the irrigation district temporary transfer pilot project.
The Public Notice is published each week on the Department’s web site at [www.oregon.gov/OWRD](http://www.oregon.gov/OWRD). If you would like to receive a free weekly notification when it is published, please send your request to [Tonya.L.Miller@oregon.gov](mailto:Tonya.L.Miller@oregon.gov).

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.
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Public Notice date October 19, 2021 Page 3
**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, November 18, 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, December 03, 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.
Initial Review and Proposed Final Orders

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.

<table>
<thead>
<tr>
<th>App#</th>
<th>5-89167</th>
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<tbody>
<tr>
<td>County/Basin</td>
<td>Jackson / Rogue (15)</td>
</tr>
<tr>
<td>Applicant Name</td>
<td>EDEN VALLEY ELITE PROPERTIES LLC</td>
</tr>
<tr>
<td></td>
<td>ELLIOT, PAUL</td>
</tr>
<tr>
<td></td>
<td>PO BOX 1396</td>
</tr>
<tr>
<td></td>
<td>TALENT, OR 97540</td>
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<tr>
<td>Priority Date</td>
<td>09/24/2021</td>
</tr>
<tr>
<td>Issue Date</td>
<td>10/18/2021</td>
</tr>
<tr>
<td>Status</td>
<td>APPROVED</td>
</tr>
</tbody>
</table>
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 November 18, 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 $35 (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.

<table>
<thead>
<tr>
<th>App#</th>
<th></th>
<th>County/Basin</th>
<th>Applicant Name</th>
<th>Sources/TRSQ40Q160</th>
<th>Use/Quantity</th>
<th>Proposed Completion Date</th>
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<tbody>
<tr>
<td>G-12770</td>
<td>G-12931</td>
<td>Harney / Malheur Lake (12)</td>
<td>HOYT AND SONS RANCH PROPERTIES LTD BURNS, OR 97720</td>
<td>WELL 1 &gt; COW CREEK / 22.00S 32.50E 36 NWNE</td>
<td>SUPPLEMENTAL IRRIGATION / 2.960 CFS</td>
<td>10/01/2024</td>
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<tr>
<td></td>
<td></td>
<td></td>
<td>ROOT, ANDY J. SHELLEY, RONALD D. 72987 COW CREEK RD</td>
<td>WELL 2 &gt; COW CREEK / 22.00S 32.50E 36 SWNE</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>BURNS, OR 97720</td>
<td>WELL 3 &gt; COW CREEK / 22.00S 32.50E 36 NWSE</td>
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<td></td>
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<td>WELL 4 &gt; COW CREEK / 22.00S 33.00E 30 NESW</td>
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<tr>
<td>G-12085</td>
<td>G-18426</td>
<td>Marion / Willamette (2)</td>
<td>SCHURTER, SHAWN &amp; KIMBERLY 10520 SUNNYVIEW RD NE SALEM, OR 97317 SALEM, OR 97317</td>
<td>A WELL &gt; PUDDING RIVER BASIN / 7.00S 1.00W 19 NESE</td>
<td>IRRIGATION / 0.540CFS</td>
<td>10/01/2024</td>
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<td></td>
<td></td>
<td></td>
<td>A WELL &gt; PUDDING RIVER BASIN / 7.00S 1.00W 19 SESE</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
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 November 09, 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.

<table>
<thead>
<tr>
<th>Lease#</th>
<th>IL 22</th>
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<tbody>
<tr>
<td>County/Basin</td>
<td>Douglas / Umpqua (16)</td>
</tr>
<tr>
<td>Name</td>
<td>WORSLEY, FRED &amp; IAMBIE</td>
</tr>
<tr>
<td></td>
<td>150 AKIN LANE</td>
</tr>
<tr>
<td></td>
<td>ROSEBURG, OR 97471</td>
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<tr>
<td>Cert#/Priority Date</td>
<td>22030 / 02/13/1951</td>
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<tr>
<td>Source/Tributary To</td>
<td>NORTH UMPQUA RIVER / UMPQUA RIVER</td>
</tr>
<tr>
<td></td>
<td>80887 / 02/13/1951</td>
</tr>
<tr>
<td></td>
<td>NORTH UMPQUA RIVER / UMPQUA RIVER</td>
</tr>
</tbody>
</table>
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 November 18, 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.

<table>
<thead>
<tr>
<th>Transfer</th>
<th>T-13844</th>
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<tbody>
<tr>
<td>Water Right</td>
<td>Cert:95393 (T-13350 )</td>
</tr>
<tr>
<td>County/Basin</td>
<td>Lane / Willamette (2)</td>
</tr>
<tr>
<td>Applicant Name</td>
<td>LYONS, JEFFREY A.</td>
</tr>
<tr>
<td>PO BOX 146</td>
<td>EAST BURKE, VT 05832</td>
</tr>
<tr>
<td>Proposed Change</td>
<td>POINT OF DIVERSION, SURFACE WATER TO GROUND WATER</td>
</tr>
<tr>
<td>Sources/TRSQ40Q160</td>
<td>A SLOUGH &gt; WILLAMETTE RIVER / 16.00S 4.00W 36 SWNW</td>
</tr>
<tr>
<td>Use/Quantity</td>
<td>IRRIGATION / 0.076 CFS</td>
</tr>
<tr>
<td>Priority Date</td>
<td>03/12/1951</td>
</tr>
</tbody>
</table>
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 November 18, 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-13486 filed by Homer W. Peterson Estate, c/o Jenson and Spratling, LLP, PO Box 550, Pendleton, OR 97801, proposes a change in point of diversion under Certificate 87012. The right allows the use of 0.39 cubic foot per second from Birch Creek in Sec. 22, T1N, R32E, WM for irrigation, domestic, and stock uses in Sects. 10 and 15, T1N, R32E, WM. The applicant proposes to move the point of diversion to Sec. 10, T1N, R32E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-13672 filed by Nancy Cole, 3020 Cedar Flat Road, Williams, OR 97544, proposes a change in place of use under Certificates 52996 and 52997. Certificate 52996 allows the use of 0.05 cubic foot per second (cfs) from West Fork Williams Creek in Sec. 5, T39S, R5W, WM for irrigation and stock use in Sec. 5, T39S, R5W, WM. Certificate 52997 allows the use of 0.08 cfs from West Fork Williams Creek in Sec. 5, T39S, R5W, WM for irrigation and stock use in Sec. 5, T39S, R5W, WM. The applicant proposes to change the place of use within Sec. 5, T39S, 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-13548 filed by JB Land LLC c/o Greg Juul, PO Box 130, Hermiston, OR 97838, proposes additional points of diversion and changes in place of use under Certificates 89856 and 89858. Certificate 89856 allows the use of 1.63 cubic feet per second (cfs) from the Columbia River in Sec. 7, T5N, R30E, WM for irrigation in Sects. 24, 25 and 26, T5N, R29E, WM. The applicant proposes an additional point of diversion in Sec. 8, T5N, R30E, WM and to change the place of use to Sects. 25 and 36, T5N, R29E, WM. Certificate 89858 allows the use of 13.06 cfs from the Columbia River in Sec. 7, T5N, R30E, WM for irrigation in Sects. 24, 25, 26, and 35, T5N, R29E, WM and in Sects. 19 and 30, T5N, R30E, WM. The applicant proposes an additional point of diversion in Sec. 8, T5N, R30E, WM and to change the place of use to Sects. 24, 25, 26, 35, and 36, T5N, R29E, WM, in Sects 18, 19, and 30, T5N, R30E, WM, and in Sec. 6, T4N, R30E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

T-13409 filed by Charles and Louanna Eggert, 18555 SW Teton Ave, Tualatin, OR 97062 and Northwest Farm Credit Services FLCA, 650 Hawthorne Ave SE, Ste 210, Salem, OR 97301, proposes a change in points of appropriation, additional points of appropriation and change in place of use under Certificates 93885 and 94527. Certificate 93885 allows the use of 4.81 cubic feet per second (CFS) from 3 wells in Sects. 10 and 16, T25S, R30E, WM for irrigation in Sec. 16, T25S, R30E, WM. The applicant proposes to move the points of appropriation and additional points of appropriation in Sects. 9, 10 and 16, T25S, R30E, WM. Certificate 94527 allows the use of 3.38 CFS from Wells 1 and 2 in Sects 10 and 15, T25S, R30E, WM. The applicant proposes to move a point of appropriation and additional points of appropriation in Sects. 9, 10 and 16, T25S, R30E, WM and to change the place of use to Sects. 5 and 10, T25S, R30E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.
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#  95789
App:   S-86010
County/Basin Lane / Middle Coast (18)
Applicant Name ANGELI, JOHN JOSEPH; JOHN JOSEPH ANGELI AND BEATRICE J ANGELI REVOCABLE TRUST
ANGELI, BEATRICE J.; JOHN JOSEPH ANGELI AND BEATRICE J ANGELI REVOCABLE TRUST
JOHN JOSEPH ANGELI AND BEATRICE J ANGELI REVOCABLE TRUST
Priority Date  05/17/2004
Issue Date  10/15/2021

Cert#  95669
App:   S-88252
County/Basin Douglas / Umpqua (16)
Applicant Name BENTLEY, CINDY
Priority Date  06/30/2016
Issue Date  10/15/2021

Cert#  95840
Xfer:   T-10782
County/Basin Umatilla / Umatilla (7)
Applicant Name BRADLEY, BRIAN
BRADLEY, DEIRDRE
Priority Date  08/14/1936
Issue Date  10/15/2021

Cert#  95801
Xfer:   T-11975
County/Basin Grant / John Day (6)
Applicant Name BROOKS, KENNETH R.
Priority Date  08/28/1961
Issue Date  10/15/2021

Cert#  95160
App:   R-88313
County/Basin Lane / Willamette (2)
Applicant Name CITY OF EUGENE
Priority Date  11/03/2016
Issue Date  10/15/2021

Cert#  95874
Xfer:   T-12581
County/Basin Coos / South Coast (17)
Applicant Name COQUILLE INDIAN TRIBE
Priority Date  02/25/1929
Issue Date  10/15/2021

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<table>
<thead>
<tr>
<th>Cert#</th>
<th>County/Basin</th>
<th>Applicant Name</th>
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<td>10/15/2021</td>
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<td>95705</td>
<td>Wallowa / Grande Ronde (8)</td>
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<td>02/08/2002</td>
<td>10/15/2021</td>
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<tr>
<td>95831</td>
<td>Douglas / Umpqua (16)</td>
<td>COW CREEK BAND OF THE UMPQUA INDIANS</td>
<td>08/20/1926</td>
<td>10/15/2021</td>
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<td>95692</td>
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<td>DUBOIS, GARY</td>
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<td>95842</td>
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<td>EARL BROWN AND SONS INC.</td>
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<td>95799</td>
<td>Clatsop, Columbia / North Coast (1)</td>
<td>FISHHAWK LAKE RESERVE AND COMMUNITY</td>
<td>05/01/1969</td>
<td>10/15/2021</td>
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<td>95772</td>
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<td>04/11/2005</td>
<td>10/15/2021</td>
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<td>95183</td>
<td>Coos / South Coast (17)</td>
<td>FULLAGAR, DAVID</td>
<td>10/07/2010</td>
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Public Notice date October 19, 2021 Page 11
<table>
<thead>
<tr>
<th>Cert#</th>
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<th>Applicant Name</th>
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<th>Issue Date</th>
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<td>95796</td>
<td>T-9752</td>
<td>Marion / Willamette (2)</td>
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<td>09/07/1978</td>
<td>10/15/2021</td>
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<tr>
<td>95794</td>
<td>T-11483</td>
<td>Baker / Powder (9)</td>
<td>GOVER, GEORGE GOVER, MARCIA</td>
<td>12/31/1890</td>
<td>10/15/2021</td>
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<tr>
<td>95688</td>
<td>G-17573</td>
<td>Lane / Willamette (2)</td>
<td>GRESL, WALLY; RIDGEVIEW ALPACA FARM LUCAS, JACKIE; RIDGEVIEW ALPACA FARM</td>
<td>08/03/2012</td>
<td>10/15/2021</td>
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<td>94964</td>
<td>S-87004</td>
<td>Polk / Willamette (2)</td>
<td>GYLAN AND GWENDOLYN MULKEY REVOCABLE LIVING TRUST</td>
<td>10/03/2007</td>
<td>10/15/2021</td>
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<td>95798</td>
<td>T-11533</td>
<td>Tillamook / North Coast (1)</td>
<td>HANKINS, MARYLIN HANKINS, PHILIP</td>
<td>08/18/1916</td>
<td>10/15/2021</td>
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<td>95875</td>
<td>T-13035</td>
<td>Clackamas / Willamette (2)</td>
<td>KARAM NURSERY KARAM, ISSA</td>
<td>10/04/1990</td>
<td>10/15/2021</td>
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<td>95816</td>
<td>T-12419</td>
<td>Douglas / Umpqua (16)</td>
<td>KENNADAY, DAVID</td>
<td>12/28/1979</td>
<td>10/15/2021</td>
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</table>

**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.
Cert# 95691
App: R-87825
County/Basin Grant / John Day (6)
Applicant Name MARCIEL, MARY
Priority Date 07/30/2012
Issue Date 10/15/2021

Cert# 95880
Xfer: T-12289
County/Basin Baker / Powder (9)
Applicant Name MCEST RANCHES LLC
Priority Date 04/05/1978
Issue Date 10/15/2021

Cert# 95805
Xfer: T-12195
County/Basin Lane / Willamette (2)
Applicant Name MOORE, RHONDA
MOORE, LYNN
Priority Date 01/22/1958
Issue Date 10/15/2021

Cert# 95693
App: S-87866
County/Basin Douglas / Umpqua (16)
Applicant Name NORRIS FARMS LLC
Priority Date 02/19/2013
Issue Date 10/15/2021

Cert# 95787
App: S-86514
County/Basin Douglas / Umpqua (16)
Applicant Name O'CONNOR, JOHN
O'CONNOR, RAQUEL
Priority Date 02/16/2006
Issue Date 10/15/2021

Cert# 95792
Xfer: T-11483
County/Basin Baker / Powder (9)
Applicant Name PINE LAKES DITCH AND RESERVOIR CO.
Priority Date 12/31/1903
Issue Date 10/15/2021

Cert# 95793
Xfer: T-11483
County/Basin Baker / Powder (9)
Applicant Name PINE LAKES DITCH AND RESERVOIR CO.
Priority Date 10/07/1959
Issue Date 10/15/2021

Cert# 95788
App: S-86499
County/Basin Douglas / Umpqua (16)
Applicant Name QUILHAUGH, KERRY
QUILHAUGH, GLORIA
Priority Date 01/20/2006
Issue Date 10/15/2021

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Public Notice date October 19, 2021 Page 13
Cert# 95735
Xfer: T-12166
County/Basin Douglas / Umpqua (16)
Applicant Name RATHBURN, DON
Priority Date 04/11/1972
Issue Date 10/15/2021

Cert# 95791
App: S-85959
County/Basin Douglas / Umpqua (16)
Applicant Name REIGEL, DAVID
Priority Date 03/05/2004
Issue Date 10/15/2021

Cert# 95797
Xfer: T-8817
County/Basin Douglas / Umpqua (16)
Applicant Name REUSTLE, STEPHEN M.
Priority Date 05/08/1962
Issue Date 10/15/2021

Cert# 95815
Xfer: T-11605
County/Basin Yamhill / Willamette (2)
Applicant Name ROBINSON, RICK; ROBINSON FARM LLC
Priority Date 09/14/1949
Issue Date 10/15/2021

Cert# 95748
Xfer: T-11867
County/Basin Harney / Malheur Lake (12)
Applicant Name SHELEY, ROGER L.
Priority Date 01/20/1984
Issue Date 07/09/2021

Cert# 95790
App: S-87775
County/Basin Lake / Goose & Summer Lake (13)
Applicant Name SHINE BROTHERS RANCHES LLC
Priority Date 12/30/2011
Issue Date 10/15/2021

Cert# 95841
Xfer: T-10782
County/Basin Umatilla / Umatilla (7)
Applicant Name U.S. BUREAU OF RECLAMATION; PACIFIC NORTHWEST REGION
Priority Date 07/01/1924
Issue Date 10/15/2021

Cert# 95690
App: S-85920
County/Basin Polk / Willamette (2)
Applicant Name VFO INDEPENDENCE LLC
Priority Date 01/27/2004
Issue Date 10/15/2021

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.

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<table>
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<td>Xfer:</td>
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<tr>
<td>County/Basin</td>
<td>Lane / Willamette (2)</td>
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| Applicant Name | WAGONER, DALE  
| | WAGONER, SUZANNE |
| Priority Date | 07/27/1955 |
| Issue Date | 10/15/2021 |
| Cert#   | 95833 |
| Xfer:  | T-12624 |
| County/Basin | Lane / Willamette (2) |
| Applicant Name | WAGONER, DALE  
| | WAGONER, SUZANNE |
| Priority Date | 04/29/1965 |
| Issue Date | 10/15/2021 |
| Cert#   | 95786 |
| App:   | S-86597 |
| County/Basin | Douglas / Umpqua (16) |
| Applicant Name | WALLACE, BONNY L. |
| Priority Date | 05/15/2006 |
| Issue Date | 10/15/2021 |
| Cert#   | 95808 |
| App:   | G-18363 |
| County/Basin | Gilliam / John Day (6) |
| Applicant Name | WILDE, GARY  
| | WILDE, KAREN |
| Priority Date | 08/23/2016 |
| Issue Date | 10/15/2021 |

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Notice of Proposed District Substitution for Irrigation District Pilot Project
Opportunity to Provide Information

Oregon Laws 2003, chapter 705, section 23 as amended by Oregon Laws 2015, chapter 384, section 2, authorizes a pilot project allowing certain irrigation districts to make annual place of use changes to water rights within their legal boundaries without applying to the Water Resources Department for a temporary transfer. This pilot program has been extended by the Legislature on several occasions, most recently by SB 130 (2021).

Under the pilot program, 15 irrigation districts are authorized to participate. If any of the specified districts are unable to participate in the pilot, the Department may substitute another district. Before allowing another district to participate in the project for the first time, the Department is required to publish notice of the district’s potential participation and accept information from the public for 20 days about whether the district meets the criteria below.

An alternate district must:

a) have defined state boundaries;

b) have a management structure that can ensure that water is applied only where the water use is authorized;

c) not irrigate an area in any one irrigation season that exceeds the maximum number of acres allowed to be irrigated under the right;

d) have a full and accurate measurement of the water appropriated;

e) have an accurate map identifying the location of the authorized use, by priority date, for review upon request and provide a copy of the map to the water master; and

f) have on file statements by any landowner affected by the water use changed indicating that the landowner agrees to the change.

Beginning with the 2022 irrigation season, a potential alternate district is being proposed as follows:

Non-Participating District: Swalley Irrigation District
64672 Cook Ave, Suite 1
Bend, Or 97703

Proposed District Substitute: Tumalo Irrigation District
64697 Cook Ave
Bend, Or 97703

The public may provide information to assist the Department in determining whether Tumalo Irrigation District meets the criteria above. If you have questions please contact Ann Reece by telephone at 503-979-3214 or via email at Ann.L.Reece@oregon.gov

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Use this form to offer comments on water use requests or other items in this notice, or to order copies of proposed and final orders. You are welcome to submit comments on a separate sheet, but please be sure to include your name and address and reference the specific request or document that concerns you. Please mail your comments to the address listed above.

Alternatively, you may use our new Public Comment tool available on our website. Go to our website: http://apps.wrd.state.or.us/apps/wr/wrinfo/, and enter identifying information about the application. On the Water Rights Information Query Results page, use the “Submit a Public Comment” link, or under ‘View all Scanned Documents’ use the “Submit a Public Comment” link.

Water Use Request Type & File Number
(e.g. "Permit Application G-12345" or "Transfer T-1234"): Mail me the order (payment enclosed)*

[ ]

[ ]

[ ]

Your Name, Address, and Phone Number:

______________________________________________________________

______________________________________________________________

______________________________________________________________

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* We are required by law to charge a fee of $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.

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