

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
March 15, 2022

*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.
- * **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.
- * **Extension of Time Checkpoint Progress Reports filed pursuant to OAR 690-315**
Documents the progress made toward development of the water use project since approval of the last permit extension and/or the last progress report checkpoint. (OAR 690-315 pertains to permit extension applications filed on or after July 1, 2001.)
- * **Application for Instream Lease**
Application by water right holder to lease existing water rights to instream use.
- * **Transfer Applications: Regular**
Requests to change point of diversion or appropriation, place of use, or character of use upon which the public may comment. The changes may be proposed in an application for a transfer (including instream or historic POD), an exchange, or a substitution.
- * **Transfer Preliminary Determinations**
Requests to change point of diversion or appropriation, place of use, and character of use upon which the public may protest the application and Department's preliminary determination.

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

- * **Transfer Applications: Temporary Transfers**
Requests to temporarily change place of use and, if necessary to convey the water to the new place of use, to temporarily change the point of diversion or appropriation.
- * **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 Julie.C.Baustian@water.oregon.gov

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How to Read the Listing

App#:

- G: Groundwater
- R: Reservoir
- S: Surface water
- I: Instream
- T: Transfer
- LL: Limited License

County/Basin (See Map)

Applicant Name

Applicant Address

Sources/TRSQ40Q160

Use/Quantity

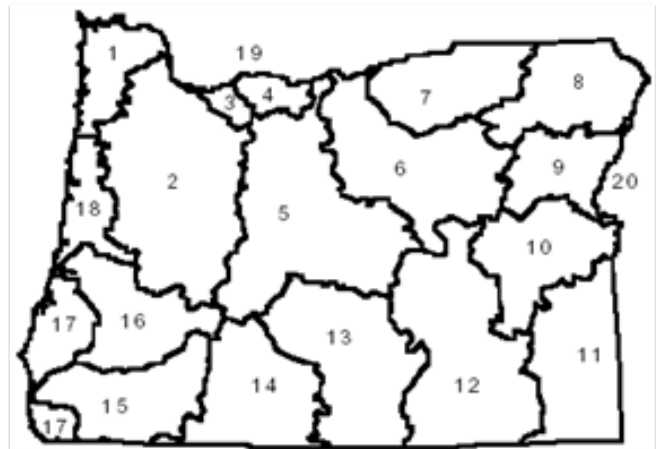
Unit of measure:

- CFS: Cubic feet per second
- GPM: Gallons per minute
- AF: Acre-feet

Priority Date

Stage/Status

- IR: Initial Review
- PFO: Proposed Final Order



| | | |
|----------------|---------------------|---------------|
| BASINS: | | |
| 1. North Coast | 8. Grande Ronde | 15. Rogue |
| 2. Willamette | 9. Powder | 16. Umpqua |
| 3. Sandy | 10. Malheur | 17. S. Coast |
| 4. Hood | 11. Owyhee | 18. Mid-Coast |
| 5. Deschutes | 12. Malheur L. | 19. Columbia |
| 6. John Day | 13. Goose/Summer L. | 20. Snake |
| 7. Umatilla | 14. Klamath | |

Commonly used “Type of Use” abbreviations (for definitions, consult Oregon Administrative Rules 690-300):

| | | |
|---|---------------------------------|-------------------------|
| AG: Agriculture | GR: Groundwater recharge | MU: Municipal |
| CR: Cranberry uses | GT: Geothermal | NU: Nursery use |
| CM: Commercial | ID: Irrigation with domestic | PA: Pollution abatement |
| DI, DN: Domestic including non-commercial lawn & garden | IL: Irrigation with livestock | PW: Power |
| DO: Domestic | IM: Industrial or manufacturing | QM: Quasi-municipal |
| DS: Domestic & stock | IR: Irrigation | RC: Recreation |
| FI: Fish | IS: Irrigation, supplemental | RW: Road construction |
| FP: Fire protection | LV: Livestock | TC: Temperature control |
| FW: Fish & wildlife | LW: Livestock & wildlife | WI: Wildlife |
| GD: Group domestic | MI: Mining | |

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Initial Review and Proposed Final Orders

The following pages of this notice list permit applications that the Department is evaluating for compliance with state water law. Public participation and comment is encouraged. Opportunities for public involvement vary according to the stage of the permit evaluation.

Ground water permit applications in the Deschutes Basin (Basin 5) may seek to provide mitigation pursuant to the Deschutes Ground Water Mitigation Rules.

Initial Review Stage (IR)

The Department has given the applicant an initial review of water-use restrictions, water availability and other limitations that affect the agency's decision on whether to issue a permit. The Department welcomes comments from interested persons, agencies and organizations on the proposed water use.

The comment deadline for initial reviews appearing in this public notice is 5pm, Thursday, April 14, 2022. 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, April 29, 2022.

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.

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Initial Review and Proposed Final Orders

App# [G-19054](#)
County/Basin Clackamas / Willamette (2)
Applicant Name DE TERRA LLC
23254 S RIDGE RD
BEAVER CREEK, OR 97004

TODD, RICHARD W.
1300 NE LINDEN AVE 8
GRESHAM, OR 97030
Sources/TRSQ40Q160 A WELL > MARTIN CREEK / 3.00S 3.00E 32 SENE
Use/Quantity NURSERY USES / 0.250 CFS
Priority Date 01/07/2021
Stage/Status IR / PROPOSE TO APPROVE

App# [G-19074](#)
County/Basin Crook / Deschutes (5)
Applicant Name RED ROCK WATER LLC
ATTN: TIFFANY ERICKSON
601 S 74TH PLACE
RIDGEFIELD, WA 98642
Sources/TRSQ40Q160 A WELL > DRY RIVER / 14.00S 14.00E 34 SENW
A WELL > DRY RIVER / 14.00S 14.00E 34 SWNE
A WELL > DRY RIVER / 14.00S 14.00E 34 NWNW
Use/Quantity QUASI-MUNICIPAL USES / 0.133 CFS
Priority Date 03/22/2021
Stage/Status IR / PROPOSE TO DENY

App# [G-19158](#)
County/Basin Deschutes / Deschutes (5)
Applicant Name FISHER, PAUL & SARAH
4141 NW 91ST ST
REDMOND, OR 97756
Sources/TRSQ40Q160 A WELL > DESCHUTES RIVER / 14.00S 12.00E 34 SENW
Use/Quantity NURSERY USES / 0.067 CFS
Priority Date 06/17/2021
Stage/Status IR / PROPOSE TO DENY

App# [G-19173](#)
County/Basin Lane / Willamette (2)
Applicant Name LEWIS, JILINDA
28730 HIGH PASS RD
JUNCTION CITY, OR 97448
Sources/TRSQ40Q160 A WELL > FLAT CREEK / 16.00S 4.00W 6 NWNE
Use/Quantity IRRIGATION / 0.292 CFS
Priority Date 06/23/2021
Stage/Status IR / PROPOSE TO DENY

App# [G-19193](#)
County/Basin Linn / Willamette (2)
Applicant Name MILLER, DENNIS
35208 SPICER DR
LEBANON, OR 97355
Sources/TRSQ40Q160 A WELL > COX CREEK / 11.00S 3.00W 24 SESE
Use/Quantity POND MAINTENANCE / 0.334 CFS
Priority Date 08/10/2021
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.

App# [G-19202](#)
County/Basin Washington / Willamette (2)
Applicant Name MECHAM, JEAN &TERRY
8015 SW IOWA HILL RD
CORNELIUS, OR 97113
Sources/TRSQ40Q160 A WELL > DAVIS CREEK / 1.00S 3.00W 27 NENW
Use/Quantity IRRIGATION / 0.067 CFS
Priority Date 09/15/2021
Stage/Status IR / PROPOSE TO DENY

App# [G-19200](#)
County/Basin Benton / Willamette (2)
Applicant Name A AND J INVESTMENTS LLC
24155 HEWETT RD
MONROE, OR 97456
Sources/TRSQ40Q160 A WELL > MUDDY CREEK / 15.00S 6.00W 2 SESE
Use/Quantity NURSERY USES / 0.005 CFS
Priority Date 09/13/2021
Stage/Status IR / PROPOSE TO APPROVE

App# [G-19226](#)
County/Basin Lane / Willamette (2)
Applicant Name DUCKETT FAMILY REVOCABLE TRUST
81767 LOST CREEK RD
DEXTER, OR 97431
Sources/TRSQ40Q160 A WELL > LOST CREEK / 19.00S 1.00W 28 SWNE
Use/Quantity IRRIGATION / 0.030 CFS
Priority Date 11/24/2021
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 \$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# | LL-1913 |
| County/Basin | Jefferson / Deschutes (5) |
| Applicant Name | NORTH UNIT IRRIGATION DISTRICT 2024 NW BEECH ST MADRAS, OR 97741 |
| Issue Date | 03/11/2022 |
| 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.

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.

Deschutes County
Mitigation Project #: **MP-278**
Project Applicant: Deschutes River Conservancy Mitigation Bank and Swalley Irrigation District on behalf of one landowner

Mitigation Project
And Process: Instream Lease Application IL-1901 which was public noticed on March 8, 2022
Subbasin/Source: Middle Deschutes subbasin - Deschutes River tributary to the Columbia River
Amount of Water: up to 0.443 Cubic Foot per Second and 151.79 Acre-Feet
Current Use: Irrigation of 23.36 acres
Credits Assigned to: Deschutes River Conservancy Mitigation Bank
Preliminary Mitigation
Credit Determination: 42.0 mitigation credits that may be available for use in the Middle Deschutes and/or General Zones of Impact
Contact: Sarah Henderson (503) 979-9872

Deschutes County
Mitigation Project #: **MP-279**
Project Applicant: Deschutes River Conservancy Mitigation Bank and Central Oregon Irrigation District on behalf of multiple landowners

Mitigation Project
And Process: Instream Lease Application IL-1903 which was public noticed on March 8, 2022
Subbasin/Source: Middle Deschutes subbasin - Deschutes River tributary to the Columbia River
Amount of Water: up to 0.984 Cubic Foot per Second and 437.41 Acre-Feet
Current Use: Irrigation of 46.38 acres
Credits Assigned to: Deschutes River Conservancy Mitigation Bank
Preliminary Mitigation
Credit Determination: 83.5 mitigation credits that may be available for use in the Middle Deschutes and/or General Zones of Impact
Contact: Sarah Henderson (503) 979-9872

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Deschutes County
Mitigation Project #: **MP-280**
Project Applicant: Deschutes River Conservancy Mitigation Bank and Central Oregon Irrigation District on behalf of several landowners

Mitigation Project
And Process: Instream Lease IL-1904 was public noticed on March 8, 2022
Subbasin/Source: Middle Deschutes subbasin - Deschutes River tributary to the Columbia River
Amount of Water: up to 0.875 Cubic Foot per Second and 389.12 Acre-Feet
Current Use: Irrigation of 41.26 acres
Credits Assigned to: Deschutes River Conservancy Mitigation Bank
Preliminary Mitigation
Credit Determination: 74.3 mitigation credits that may be available for use in the Middle Deschutes and General Zones of Impact
Contact: Sarah Henderson (503) 986-0884

Deschutes County
Mitigation Project #: **MP-281**
Project Applicant: Deschutes River Conservancy Mitigation Bank and Central Oregon Irrigation District on behalf of multiple landowners

Mitigation Project
And Process: Instream Lease Application IL-1906 which is also included in the March 15, 2022 public notice
Subbasin/Source: Middle Deschutes subbasin - Deschutes River tributary to the Columbia River
Amount of Water: up to 3.059 Cubic Foot per Second and 1375.08 Acre-Feet
Current Use: Irrigation of 140.26 acres
Credits Assigned to: Deschutes River Conservancy Mitigation Bank
Preliminary Mitigation
Credit Determination: 252.5 mitigation credits that may be available for use in the Middle Deschutes and/or General Zones of Impact
Contact: Sarah Henderson (503) 979-9872

Deschutes County
Mitigation Project #: **MP-282**
Project Applicant: Deschutes River Conservancy Mitigation Bank and Central Oregon Irrigation District on behalf of multiple landowners

Mitigation Project
And Process: Instream Lease Application IL-1907 which is included in this March 15, 2022 public notice
Subbasin/Source: Middle Deschutes subbasin - Deschutes River tributary to the Columbia River
Amount of Water: up to 3.555 Cubic Foot per Second and 1598.31 Acre-Feet
Current Use: Irrigation of 163.03 acres
Credits Assigned to: Deschutes River Conservancy Mitigation Bank
Preliminary Mitigation
Credit Determination: 293.5 mitigation credits that may be available for use in the Middle Deschutes and/or General Zones of Impact
Contact: Sarah Henderson (503) 979-9872

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

Consistent with OAR 690-315-0050, the Department will accept public comment on the following extension applications until April 14, 2022. 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.

App# [G-12161](#)
Permit Number G-11565
County/Basin Marion / Willamette (2)
Applicant Name DUANE AND ERIC LAND HOLDINGS LLC
7385 HOWELL PRAIRIE RD
SILVERTON, OR 97381
Sources/TRSQ40Q160 A WELL > LITTLE PUDDING RIVER / 6.00S 2.00W 10 SWNE
Use/Quantity IRRIGATION / 1.350 CFS
Proposed Completion Date 10/01/2022

App# [G-16277](#)
Permit Number G-15943
County/Basin Marion / Willamette (2)
Applicant Name BIZON NURSERY
25619 NE GLASS RD
AURORA, OR 97002
Sources/TRSQ40Q160 A WELL > SENEAL CREEK BASIN / 4.00S 1.00W 32 NWSW
Use/Quantity NURSERY USES / 2.750 CFS
Proposed Completion Date 10/01/2024

App# [G-16278](#)
Permit Number G-15944
County/Basin Marion / Willamette (2)
Applicant Name BIZON NURSERY
25619 NE GLASS RD
AURORA, OR 97002
Sources/TRSQ40Q160 A WELL > SENEAL CREEK BASIN / 4.00S 1.00W 32 NWSW
A WELL > SENEAL CREEK BASIN / 4.00S 1.00W 31 NESE
Use/Quantity NURSERY USES / 0.667 CFS
Proposed Completion Date 10/01/2024

App# [S-86339](#)
Permit Number S-54361
County/Basin Douglas / Umpqua (16)
Applicant Name WILLIAMS, SCOTT
483 CHEROKEE
ROSEBURG, OR 97470
Sources/TRSQ40Q160 NORTH UMPQUA RIVER > UMPQUA RIVER / 26.00S 6.00W 27 SESW
Use/Quantity DOMESTIC EXPANDED / 0.010 CFS
Proposed Completion Date 10/01/2040

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-16605](#)
Permit Number G-16205
County/Basin Harney / Malheur Lake (12)
Applicant Name DAVIS, HERB
41771 SODHOUSE LANE
PRINCETON, OR 97721
Sources/TRSQ40Q160 A WELL > MALHEUR LAKE BASIN / 26.00S 33.00E 27 SWSE
Use/Quantity IRRIGATION / 1.570 CFS
Proposed Completion Date 10/01/2023

App# [G-17497](#)
Permit Number G-16958
County/Basin Klamath / Klamath (14)
Applicant Name KLAMATH COUNTY SCHOOL DISTRICT
2845 GREENSPRINGS DR
KLAMATH FALLS, OR 97601
Sources/TRSQ40Q160 A WELL > LOST RIVER / 41.00S 11.00E 10 NESE
Use/Quantity GEO-THERMAL (HEATING & COOLING) / 0.445 CFS
Proposed Completion Date 10/01/2023

App# [G-17213](#)
Permit Number G-17588
County/Basin Baker / Powder (9)
Applicant Name SIDDOWAY, BERT
SIDDOWAY, TERRY
PO BOX 115
DURKEE, OR 97905
Sources/TRSQ40Q160 A WELL > PRITCHARD CREEK BASIN / 11.00S 43.00E 19 NENE
Use/Quantity SUPPLEMENTAL IRRIGATION / 1.670 CFS
Proposed Completion Date 10/01/2021

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

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

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

Proposed Final Orders (PFO's) are the Department's preliminary decision on extension requests. They document the agency's decision through specific findings. Persons interested in receiving a mailed copy of a PFO must pay a statutorily-required fee of \$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 April 29, 2022. 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.

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| App# | G-17606 |
| Permit# | G-18474 |
| County/Basin | Deschutes / Deschutes (5) |
| Applicant Name | AVION WATER CO. 60813 PARRELL RD BEND, OR 97702 |
| Sources/TRSQ40Q160 | A WELL > DESCHUTES RIVER BASIN / 18.00S 12.00E 15 SESW A WELL > DESCHUTES RIVER BASIN / 17.00S 12.00E 14 NESE A WELL > DESCHUTES RIVER BASIN / 18.00S 12.00E 29 NENE |
| Use/Quantity | QUASI-MUNICIPAL USES / 2.500 CFS |

| | |
|--------------------|--|
| App# | G-17851 |
| Permit# | G-18411 |
| County/Basin | Morrow / Umatilla (7) |
| Applicant Name | THREEMILE CANYON FARMS LLC WELLS FARGO BANK, NATIONAL ASSOCIATION 75906 THREEMILE RD BOARDMAN, OR 97818 |
| Sources/TRSQ40Q160 | A WELL > WILLOW CREEK BASIN / 3.00N 23.00E 3 NWNW A WELL > WILLOW CREEK BASIN / 3.00N 23.00E 3 NWSW |
| Use/Quantity | AGRICULTURE USES / 1.350 CFS |

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App# G-14827
 Permit# [G-18414](#)
 County/Basin Morrow / Umatilla (7)
 Applicant Name HARRIS, GREG
 75906 THREEMILE RD
 BOARDMAN, OR 97818

Sources/TRSQ40Q160
 WELLS FARGO BANK; NATIONAL ASSOCIATION
 PO BOX 3075
 PORTLAND, OR 97208
 A WELL > COLUMBIA RIVER BASIN / 3.00N 24.00E 1 SWNW
 A WELL > COLUMBIA RIVER BASIN / 3.00N 24.00E 1 SESW
 A WELL > COLUMBIA RIVER BASIN / 3.00N 24.00E 2 SWNW
 A WELL > COLUMBIA RIVER BASIN / 3.00N 24.00E 2 NESE
 A WELL > COLUMBIA RIVER BASIN / 3.00N 24.00E 9 SESE
 A WELL > COLUMBIA RIVER BASIN / 3.00N 24.00E 9 NWNW
 A WELL > COLUMBIA RIVER BASIN / 3.00N 24.00E 10 SESE
 A WELL > COLUMBIA RIVER BASIN / 3.00N 24.00E 11 SENW
 A WELL > COLUMBIA RIVER BASIN / 3.00N 24.00E 13 NENW
 A WELL > COLUMBIA RIVER BASIN / 3.00N 24.00E 14 NWSE
 A WELL > COLUMBIA RIVER BASIN / 4.00N 24.00E 27 NENE
 A WELL > COLUMBIA RIVER BASIN / 4.00N 24.00E 29 NENE
 A WELL > COLUMBIA RIVER BASIN / 4.00N 24.00E 32 NWSE
 A WELL > COLUMBIA RIVER BASIN / 4.00N 24.00E 33 SWSE
 A WELL > COLUMBIA RIVER BASIN / 4.00N 24.00E 35 SWNW

Use/Quantity IRRIGATION / 2.500 CFS

App# G-8668
 Permit# [G-8033](#)
 County/Basin Deschutes / Deschutes (5)
 Applicant Name AVION WATER CO. INC.
 60813 PARRELL RD
 BEND, OR 97702

Sources/TRSQ40Q160
 Use/Quantity A WELL > / 15.00S 13.00E 29 SWNW
 DOMESTIC / 0.560 CFS

App# G-16061
 Permit# [G-15558](#)
 County/Basin Marion / Willamette (2)
 Applicant Name CAMS WILLAMETTE NURSERY
 9774 MOUNT ANGEL GERVAIS RD NE
 GERVAIS, OR 97026

Sources/TRSQ40Q160
 Use/Quantity A WELL > PUDDING RIVER / 5.00S 1.00W 31 NWSW
 NURSERY USES / 0.109 CFS

App# G-14107
 Permit# [G-12933](#)
 County/Basin Marion / Willamette (2)
 Applicant Name KEYSTONE PACIFIC LLC
 C/O CHUCK EGGERT
 18555 SW TETON AVE
 TUALATIN, OR 97062

Sources/TRSQ40Q160
 Use/Quantity A WELL > PUDDING RIVER BASIN / 3.00S 1.00W 34 NWSE
 A WELL > PUDDING RIVER BASIN / 3.00S 1.00W 34 SWSE
 AGRICULTURE USES / 2.580 CFS

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|--------------------|--|
| App# | G-12607 |
| Permit# | G-12092 |
| County/Basin | Marion / Willamette (2) |
| Applicant Name | FEMRITE NURSERY CO. 13193 ARNDT RD NE AURORA, OR 97002 |
| Sources/TRSQ40Q160 | KEYSTONE PACIFIC LLC C/O CHUCK EGGERT 18555 SW TETON AVE TUALATIN, OR 97062 A WELL > WILLAMETTE RIVER / 3.00S 1.00W 34 NWSE A WELL > WILLAMETTE RIVER / 3.00S 1.00W 34 SWSE |
| Use/Quantity | NURSERY USES / 0.300 CFS |
| App# | R-85274 |
| Permit# | R-13775 |
| County/Basin | Marion / Willamette (2) |
| Applicant Name | SPADA, ARTHUR PO BOX 157 SAINT PAUL, OR 97137 |
| Sources/TRSQ40Q160 | RUNOFF > RYAN CREEK / 4.00S 1.00W 19 NENW |
| Use/Quantity | STORAGE / 138.700 AF |
| App# | G-17718 |
| Permit# | G-17346 |
| County/Basin | Baker / Powder (9) |
| Applicant Name | SACKOS, GREG 1425 CAMPBELL ST BAKER CITY, OR 97814 |
| Sources/TRSQ40Q160 | A WELL > OLD SETTLERS SLOUGH / 9.00S 40.00E 18 SWSE |
| Use/Quantity | IRRIGATION / 2.500 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.

Extensions of Time Progress
Checkpoint Progress Reports filed pursuant to OAR 690-315

Consistent with OAR 690-315-0050(6), the Department will accept public comment on the following Extension of time Checkpoint Progress Reports until April 14, 2022. Comments must be in writing and must indicate the application file and permit numbers. Following the comment period, the Department shall review evidence to determine whether or not the permit holder has been diligent in developing and perfecting the water use permit and has complied with all terms and conditions of the permit and/or extension of time. Additionally, the Department will provide notice of its determination to anyone who has submitted comments.

| | |
|----------------|--|
| App# | G-13561 |
| Permit Number | G-11760 |
| County/Basin | Harney / Malheur Lake (12) |
| Applicant Name | CAINE, PETER R. 62260 ERICKSON RD BEND, OR 97701 |
| Use | AGRICULTURE USES |

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 April 05, 2022. 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 1243](#)
Certificate 3227; 65091; 65090; 13509; 13501; 10028
County/Basin Deschutes / Deschutes (5)
Lessee DESCHUTES RIVER CONSERVANCY
700 NW HILL STREET SUITE 1
BEND, OR 97703

Lessor BERTAGNA, PAUL
CITY OF SISTERS
PO BOX 39
SISTERS, OR 97759

Priority Date 05/18/1917; 02/11/1929; 04/07/1937; 11/01/1937; 08/10/1967; 11/17/1967
Source/Tributary To SQUAW CREEK / DESCHUTES RIVER
POLE CREEK / SQUAW CREEK
7 SPRINGS / WHYCHUS CREEK
POLE CREEK SWAMP SPRING / POLE CREEK
SPRINGS / SQUAW CREEK

Lease# [IL 1906](#)
Certificate 94956
County/Basin Crook, Deschutes / Deschutes (5)
Lessor STAUFFER, SPENCER
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

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

Lease# [IL 1907](#)
Certificate 94956
County/Basin Crook, Deschutes / Deschutes (5)
Lessor STAUFFER, SPENCER
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 1908](#)
Certificate 6264
County/Basin Union / Grande Ronde (8)
Lessor MALMBERG, ANDREA M.
BUFFALO PEAK LAND AND LIVESTOCK LLC
1782 SOUTH MAIN STREET
UNION, OR 97883

Lessee HUMPHREYS, JESSICA
TROUT UNLIMITED
401 NE 1ST ST
ENTERPRISE, OR 97828

Cert#/Priority Date 12/31/1864
Source/Tributary To CATHERINE CREEK / GRANDE RONDE RIVER
LITTLE CREEK / CATHERINE CREEK

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

Transfer Applications: Regular

The holder of a water right may apply to permanently change an existing water use subject to transfer as defined in ORS 540.505(4). An application may involve any of the following changes: Point of diversion or appropriation; Additional point of diversion or appropriation; Historic POD; Place of use; Character of use; Instream; Substitution; or Exchange.

The Department seeks public comment on the recently-filed transfer applications listed below. Any person may comment on a transfer application. Comments must be received by the Department on or before April 14, 2022. 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-13938](#)
Water Right Cert: 89924
County/Basin Marion / Willamette (2)
Applicant Name OSLIE, STEVE
CITY OF AUMSVILLE
595 MAIN ST
AUMSVILLE, OR 97325
Proposed Change ADDITIONAL POINT OF APPROPRIATION
Sources/TRSQ40Q160 A WELL > BEAVER CREEK / 8.00S 1.00W 30 SWSW
Use/Quantity MUNICIPAL USES / 0.400 CFS
Priority Date 12/18/1990

Transfer [T-13939](#)
Water Right Cert: 85472
County/Basin Deschutes / Deschutes (5)
Applicant Name LOPEZ, JORGE
OREGON WATER UTILITIES INC.
1325 N GRAND AVE SUITE 100
COVINA, CA 91724-4044
Proposed Change ADDITIONAL POINT OF APPROPRIATION
Sources/TRSQ40Q160 A WELL > DESCHUTES RIVER / 15.00S 12.00E 16 NENE
Use/Quantity QUASI-MUNICIPAL USES / 3.340 CFS
Priority Date 11/02/1998

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 April 14, 2022, 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-13557](#) filed by Oregon State University, College of Agricultural Sciences, c/o Carrie Burkholder, 448 Strand Agriculture Hall, Corvallis, OR 97331, proposes a change of point of appropriation under Registration Application GR-2992 (Certificate of Registration GR-2801). The registration allow(s) the use of 120 gallons per minute from Pump Well in Sec. 6, T12S, R4W, WM for irrigation in Sec. 6, T12S, R4W, WM. The applicant proposes to move the point of appropriation in Sec. 6, T12S, R4W, WM. The Water Resources Department proposes to approve the modification, based on the requirements of ORS Chapter 540 and OAR 690-382-1000.

[T-13558](#) filed by Oregon State University, College of Agricultural Sciences, c/o Carrie Burkholder, 448 Strand Agriculture Hall, Corvallis, OR 97331, proposes a modification of change in point of appropriation under Registration Application GR-2993 (Certificate of Registration GR-2802). The registration allows the use of 180 gallons per minute from PUMP Well 2 in Sec. 6, T12S, R4W, WM for irrigation in Sec. 6, T12S, R4W, WM. The applicant proposes to move the point of appropriation in Sec. 6, T12S, R4W, WM. The Water Resources Department proposes to approve the modification, based on the requirements of ORS Chapter 540 and OAR 690-382-1000.

[T-13559](#) filed by Oregon State University College of Agricultural Sciences, c/o Carrie Burkholder, 448 Strand Agriculture Hall, Corvallis, OR 97331, proposes a modification of change in point of appropriation under Registration Application GR-2994 (Certificate of Registration GR-2803). The registration allows the use of 164 gallons per minute from Well 2 in Sec. 6, T12S, R4W, WM for irrigation in Sec. 6, T12S, R4W, WM. The applicant proposes to move the point of appropriation in Sec. 6, T12S, R4W, WM. The Water Resources Department proposes to approve the modification, based on the requirements of ORS Chapter 540 and OAR 690-382-1000.

[T-13560](#) filed By Oregon State University, College of Agricultural Sciences, c/o Carrie Burkholder, 448 Strand Agriculture Hall, Corvallis, OR 97331, proposes modifications in point of appropriation and place of use under Registration Application GR-2995 (Certificate of Registration GR-2804). The registration allows the use of 278.7 gallons per minute from pump well in Sec. 6, T12S, R4W, WM for irrigation in Sects. 6 and 7, T12S, R4W, WM. The applicant proposes to move the point of appropriation in Sec. 6, T12S, R4W, WM and to change the place of use to Sects. 6 and 7, T12S, R4W, WM. The Water Resources Department proposes to approve the modification, based on the requirements of ORS Chapter 540 and OAR 690-382-1000.

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.

[T-13098](#) filed by Carmen Osika-Barbur, Richard Barbur, 6825 SW Fernbrook Court, Wilsonville, Oregon 97070; Richard Allen, 384 SW 5th Street, Madras, Oregon 97741; Nicoletta Jones, Terry Jones, 17572 Plainview Court, Bend, Oregon 97703, proposes to change the place of use and character of use under Certificate 95247. The right allows the use of up to 0.022 cubic foot per second from Lake Creek (aka South Fork Lake Creek), tributary to the Metolius River, in Sec. 16, T13S, R9E, WM for Irrigation, Domestic and Stock in Sec. 16. The applicant proposes to create an instream use in the South Fork Lake Creek from the point of diversion to the mouth at a maximum rate of 0.022 cfs. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540, OAR 690-380-5000 and OAR 690-077-0075.

[T-13532](#) filed by Muddy Creeks Irrigation Project, c/o Jane DeWall, Po Box 225, Harrisburg, OR 97446, proposes a change in place of use under Certificate 76240. The right allows the use of 0.8 cubic foot per second from McKenzie River in Sec. 9, T17S, R3W, WM for irrigation in Sec. 27, T14S, R4W, WM. The applicant proposes to change the place of use to Sects. 13 and 14, T14S, R4W, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

[T-13527](#) filed by Bailey Nurseries, Inc., Attn: Jon Estes, PO Box 398, Dayton, OR 97114, proposes a change in point of appropriation and an additional point of appropriation under Certificate 31650. The right allows the use of 1.06 cubic feet per second from a well in Sec. 9, T5S, R3W, WM for irrigation in Sects. 8, 9, 16 and 17, T5S, R3W, WM. The applicant proposes to move the point of appropriation to Sec. 9, T5S, R3W, WM and an additional point of appropriation in Sec. 9, T5S, R3W, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

[T-13523](#) filed by Adrienne Calabrese and Michael Newman, 16450 Water Gap Rd., Williams, OR 97544, proposes a change in place of use under Certificate 66521. The right allows the use of 0.04 cubic foot per second from a well in Sec. 22, T38S, R5W, WM for irrigation in Sec. 22, T38S, R5W, WM. The applicant proposes to move the place of use within Sec. 22, T38S, R5W, 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: 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-13941 |
| Water Right | Cert: 41860 |
| County/Basin | Klamath / Klamath (14) |
| Applicant Name | DUANE MARTIN RANCHES LP 2021 STATE HWY 88 IONE, CA 95640 |
| Proposed Change | POINT OF APPROPRIATION, PLACE OF USE |
| Sources/TRSQ40Q160 | NEATHORY WELL 1 > SPRAGUE RIVER / 36.00S 11.00E 15 SWSE |
| Use/Quantity | IRRIGATION / 0.940 CFS |
| Priority Date | 03/04/1964 |

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 April 14, 2022. 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-13937 |
| Water Right | Claim: GR 2808 |
| County/Basin | Umatilla / Umatilla (7) |
| Applicant Name | VON DERAHE ORCHARDS LLC 56219 MARACCI RD WARREN, OR 97053 |
| Proposed Change | POINT OF APPROPRIATION |
| Sources/TRSQ40Q160 | A WELL > MIDDLE BRANCH MUD CREEK / 6.00N 35.00E 27 NESW |
| Use/Quantity | IRRIGATION / 0.557 CFS |
| Priority Date | 12/31/1919 |

| | |
|--------------------|---|
| Transfer | T-13940 |
| Water Right | Claim: GR 3543 |
| County/Basin | Marion / Willamette (2) |
| Applicant Name | OSLIE, STEVE CITY OF AUMSVILLE 595 MAIN ST AUMSVILLE, OR 97325 |
| Proposed Change | ADDITIONAL POINT OF APPROPRIATION, PLACE OF USE |
| Sources/TRSQ40Q160 | A WELL > BEAVER CREEK / 8.00S 2.00W 25 SWSE |
| Use/Quantity | MUNICIPAL USES / 0.167 CFS |
| Priority Date | 08/30/1948 |

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# [96104](#)
Xfer: T-12172
County/Basin Harney / Malheur Lake (12)
Applicant Name ROOT, ANDY
Priority Date 06/05/1950
Issue Date 03/11/2022

Cert# [96105](#)
Xfer: T-12172
County/Basin Harney / Malheur Lake (12)
Applicant Name ROOT, ANDY
Priority Date 05/25/1955
Issue Date 03/11/2022

Cert# [96106](#)
Xfer: T-12172
County/Basin Harney / Malheur Lake (12)
Applicant Name ROOT, ANDY
Priority Date 08/02/1955
Issue Date 03/11/2022

Cert# [96107](#)
Xfer: T-12172
County/Basin Harney / Malheur Lake (12)
Applicant Name ROOT, ANDY
Priority Date 10/21/1970
Issue Date 03/11/2022

Cert# [96139](#)
Xfer: T-12596
County/Basin Douglas / Umpqua (16)
Applicant Name ROSEBURG FOREST PRODUCTS
Priority Date 10/17/1956
Issue Date 03/02/2022

Cert# [96140](#)
Xfer: T-12596
County/Basin Douglas / Umpqua (16)
Applicant Name ROSEBURG FOREST PRODUCTS
Priority Date 11/18/1963
Issue Date 03/02/2022

Cert# [89194](#)
Xfer: T-10900
County/Basin Deschutes / Deschutes (5)
Applicant Name SHARPF, LARRY K.
SHARPF, BARBARA J.
Priority Date 12/26/1976
Issue Date 03/15/2022

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# [96117](#)
Xfer: T-11672
County/Basin Deschutes / Deschutes (5)
Applicant Name SUNRIVER WATER LLC
Priority Date 09/05/1967
Issue Date 03/15/2022

Cert# [96118](#)
Xfer: T-11672
County/Basin Deschutes / Deschutes (5)
Applicant Name SUNRIVER WATER LLC
Priority Date 08/28/1972
Issue Date 03/15/2022

Cert# [96108](#)
App: G-17242
County/Basin Harney / Malheur Lake (12)
Applicant Name VAN DE STROET, JESSE T.
Priority Date 06/29/2009
Issue Date 03/11/2022

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

March 15, 2022

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.