

OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS
March 22, 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.
- * **Expedited Secondary Applications to Use Stored Water**
Applications to use stored water exclusively, filed under a simplified review process.
- * **Establishment of Mitigation Credits in the Deschutes Basin pursuant to OAR Chapter 690, Division 521 (ORS 537.746)**
- * **Application for Instream Lease**
Application by water right holder to lease existing water rights to instream use.
- * **Transfer Applications: Regular**
Requests to change point of diversion or appropriation, place of use, or character of use upon which the public may comment. The changes may be proposed in an application for a transfer (including instream or historic POD), an exchange, or a substitution.
- * **Transfer Preliminary Determinations**
Requests to change point of diversion or appropriation, place of use, and character of use upon which the public may protest the application and Department's preliminary determination.
- * **Transfer Notice: District Permanent Transfers for Place of Use- ORS 540.580(4)**
District notices filed for place of use changes within a district's boundary.

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

* **Amendment of Hydroelectric Certificate 84409**

* **Renewal of Aquifer Storage and Recovery (ASR) Limited Licenses**

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

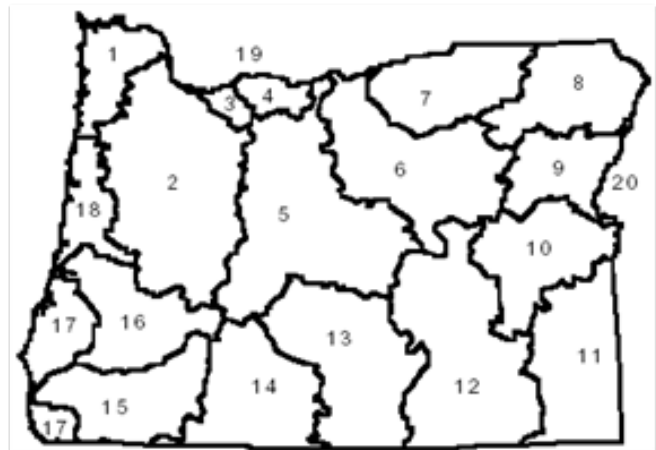
Unit of measure:

- 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 21, 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, May 06, 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-18992](#)
County/Basin Malheur / Malheur (10)
Applicant Name KYNISTON, EVERETT & JANET
434 FOOTHILL DR
ONTARIO, OR 97914
Sources/TRSQ40Q160 A WELL > MALHEUR RIVER BASIN / 17.00S 47.00E 29 NESW
Use/Quantity IRRIGATION / 0.030 CFS
Priority Date 06/03/2020
Stage/Status PFO / PROPOSE TO APPROVE

App# [G-19195](#)
County/Basin Deschutes / Deschutes (5)
Applicant Name CAPELL, HEATHER & ZACHARY
21911 BUTLER MARKET RD
BEND, OR 97701
Sources/TRSQ40Q160 A WELL > DESCHUTES RIVER / 17.00S 12.00E 24 NENE
Use/Quantity NURSERY USES / 0.056 CFS
Priority Date 08/23/2021
Stage/Status IR / PROPOSE TO DENY

App# [G-19206](#)
County/Basin Klamath / Klamath (14)
Applicant Name ALVES, ANTHONY
15655 WEST LANGELL VALLEY RD
BONANZA, OR 97623
Sources/TRSQ40Q160 A WELL > LOST RIVER / 40.00S 13.00E 24 NWSW
Use/Quantity SUPPLEMENTAL IRRIGATION / 1.920 CFS
Priority Date 09/17/2021
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-18551](#)
County/Basin Multnomah / Willamette (2)
Applicant Name UNIVERSITY OF PORTLAND
ATTN: PAUL LUTY
5000 N WILLAMETTE BLVD
PORTLAND, OR 97203
Priority Date 08/17/2017
Issue Date 03/18/2022
Status WITHDRAWN

App# [G-18847](#)
County/Basin Jackson / Rogue (15)
Applicant Name SCHOENBERNER, LARRY
2118 BURNS
EUREKA, CA 95503
Priority Date 07/30/2019
Issue Date 03/22/2022
Status APPROVED

App# [G-18899](#)
County/Basin Josephine / Rogue (15)
Applicant Name BICKLE FAMILY FARM
BICKLE, LOWELL
3624 NEW HOPE RD
GRANTS PASS, OR 97527
Priority Date 01/02/2020
Issue Date 03/18/2022
Status WITHDRAWN

App# [G-19059](#)
County/Basin Baker / Powder (9)
Applicant Name FREESE, BRENT
42940 SUNNYSLOPE RD
BAKER CITY, OR 97814
Priority Date 02/12/2021
Issue Date 03/24/2022
Status WITHDRAWN

App# [G-19188](#)
County/Basin Yamhill / Willamette (2)
Applicant Name RED HILLS FARM LLC
15505 NE STOLLER RD
DAYTON, OR 97114
Priority Date 07/28/2021
Issue Date 03/22/2022
Status APPROVED

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App# [G-19206](#)
County/Basin Klamath / Klamath (14)
Applicant Name ALVES, ANTHONY
15655 WEST LANGELL VALLEY RD
BONANZA, OR 97623
Priority Date 09/17/2021
Issue Date 04/21/2022
Status WITHDRAWN

App# [LL-1894](#)
County/Basin Lane / Willamette (2)
Applicant Name BAKER, SUSIE
FEARING, JOHN
90074 GREENWOOD DRIVE
LEABURG, OR 97489
Issue Date 03/16/2022
Status DENIED

App# [LL-1913](#)
County/Basin Jefferson / Deschutes (5)
Applicant Name NORTH UNIT IRRIGATION DISTRICT
2024 NW BEECH ST
MADRAS, OR 97741
Issue Date 03/16/2022
Status APPROVED

App# [LL-1914](#)
County/Basin Josephine / Rogue (15)
Applicant Name BLECH, ANDREAS & CAROLE
1867 WILLIAMS HWY #260
GRANTS PASS, OR 97527
Issue Date 03/16/2022
Status DENIED

App# [R-87692](#)
County/Basin Crook / Deschutes (5)
Applicant Name HOERAUF, RYAN C.
PO BOX 14821
ODESSA, TX 79768
Priority Date 02/25/2011
Issue Date 03/18/2022
Status DENIED

App# [R-87693](#)
County/Basin Crook / Deschutes (5)
Applicant Name HOERAUF, RYAN C.
PO BOX 14821
ODESSA, TX 79768
Priority Date 02/25/2011
Issue Date 03/18/2022
Status DENIED

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# [R-87694](#)
County/Basin Crook / Deschutes (5)
Applicant Name HOERAUF, RYAN C.
PO BOX 14821
ODESSA, TX 79768
Priority Date 02/25/2011
Issue Date 03/18/2022
Status DENIED

App# [R-87695](#)
County/Basin Crook / Deschutes (5)
Applicant Name HOERAUF, RYAN C.
PO BOX 14821
ODESSA, TX 79768
Priority Date 02/25/2011
Issue Date 03/18/2022
Status DENIED

App# [R-87696](#)
County/Basin Crook / Deschutes (5)
Applicant Name HOERAUF, RYAN C.
PO BOX 14821
ODESSA, TX 79768
Priority Date 02/25/2011
Issue Date 03/18/2022
Status DENIED

App# [R-87697](#)
County/Basin Crook / Deschutes (5)
Applicant Name HOERAUF, RYAN C.
PO BOX 14821
ODESSA, TX 79768
Priority Date 02/25/2011
Issue Date 03/18/2022
Status DENIED

App# [R-87698](#)
County/Basin Crook / Deschutes (5)
Applicant Name HOERAUF, RYAN C.
PO BOX 14821
ODESSA, TX 79768
Priority Date 02/25/2011
Issue Date 03/18/2022
Status DENIED

App# [R-87699](#)
County/Basin Crook / Deschutes (5)
Applicant Name HOERAUF, RYAN C.
PO BOX 14821
ODESSA, TX 79768
Priority Date 02/25/2011
Issue Date 03/18/2022
Status DENIED

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App# [R-88717](#)
County/Basin Polk / Willamette (2)
Applicant Name PEARLSTAD VINEYARD LLC
PEARLMAN, KEN
209 GIRANELLI AVE
HALF MOON BAY, CA 94019
Priority Date 07/11/2019
Issue Date 03/22/2022
Status APPROVED

App# [R-88788](#)
County/Basin Baker / Powder (9)
Applicant Name CARNAHAN, BRENDA & JAMES
14950 PINE CREEK LANE
BAKER CITY, OR 97814
Priority Date 12/18/2019
Issue Date 03/18/2022
Status DENIED

App# [R-88822](#)
County/Basin Jackson / Rogue (15)
Applicant Name SCALLON, BRIAN
7861 Highbanks Rd
Central Point, OR 97502
Priority Date 05/26/2020
Issue Date 03/22/2022
Status APPROVED

App# [R-88847](#)
County/Basin Yamhill / Willamette (2)
Applicant Name WYFFELS, TERRY E.
8000 NW PIKE RD
YAMHILL, OR 97148
Priority Date 07/20/2020
Issue Date 03/22/2022
Status APPROVED

App# [R-88891](#)
County/Basin Baker / Powder (9)
Applicant Name MIRACLE, VICKI
18392 GRIFFIN GULCH LANE
BAKER CITY, OR 97814
Priority Date 11/05/2020
Issue Date 03/18/2022
Status DENIED

App# [R-89143](#)
County/Basin Yamhill / Willamette (2)
Applicant Name SMOLA-FOTI, BRENDA
15560 NW REDSHOT LANE
CARLTON, OR 97111
TABULA RASA FARMS
14820 NW MEADOWLAKE RD
CARLTON, OR 97111
Priority Date 07/06/2021
Issue Date 03/22/2022
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.

App# [R-89162](#)
County/Basin Clackamas / Willamette (2)
Applicant Name GOOCH, JESSE & POLLIGAIA PAVIA
6702 S SCHNEIDER RD
CANBY, OR 97013
Priority Date 08/25/2021
Issue Date 03/18/2022
Status WITHDRAWN

App# [S-88233](#)
County/Basin Lake / Goose & Summer Lake (13)
Applicant Name SURPRISE VALLEY ELECTRIC CORP.
516 US HWY 395 E
ALTURAS, CA 96101
Priority Date 05/23/2016
Issue Date 03/18/2022
Status WITHDRAWN

App# [S-88805](#)
County/Basin Grant / John Day (6)
Applicant Name TRIPLE 7 RANCH LLC
WINDY CANYON RANCH LLC
WIRTH, PHILIP
PO BOX 428
LONG CREEK, OR 97856
Priority Date 01/28/2020
Issue Date 03/22/2022
Status APPROVED

App# [S-88863](#)
County/Basin Baker / Powder (9)
Applicant Name ELLIOTT RANCHES INC.
22047 PIONEER LANE
BRIDGEPORT, OR 97819
Priority Date 08/24/2020
Issue Date 03/31/2022
Status WITHDRAWN

App# [S-88928](#)
County/Basin Coos / South Coast (17)
Applicant Name MESSERLE, BLAINE
63098 N BARRY RD
COOS BAY, OR 97420
Priority Date 03/11/2021
Issue Date 03/22/2022
Status APPROVED

App# [S-89109](#)
County/Basin Polk / Willamette (2)
Applicant Name ATTHEJOY LLC
LYTLE, ANDY
1213 38TH AVE E
SEATTLE, WA 98112
Priority Date 05/13/2021
Issue Date 03/22/2022
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.

App#	S-89147
County/Basin	Baker / Powder (9)
Applicant Name	POZZI, THOMAS A. 14853 GOODRICH CREEK LANE BAKER CITY, OR 97814
Priority Date	07/01/2021
Issue Date	03/18/2022
Status	WITHDRAWN

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

Expedited Secondary Applications Under HB 2178 (2005)

For expedited secondary applications to use exclusively stored water filed under HB 2178, the public is invited to comment within 30 days of this notice, by **April 21, 2022**. The expedited secondary applications listed below have been filed recently. Any person may raise public interest issues regarding these applications. If public interest issues are raised, the Department may move the application to the standard process and review the application pursuant to ORS 537.153, and issue a Proposed Final Order. If no public issues are raised, the Department may issue a final order and permit without further prior notice.

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

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

App# [S-89219](#)
County/Basin Lane / Willamette (2)
Applicant Name RODAKOWSKI FARMS INC.
ATTN: GARRY RODAKOWSKI
45343 GOODPASTURE RD
VIDA, OR 97488
Sources/TRSQ40Q160 MCKENZIE RIVER > WILLAMETTE RIVER / 16.00S 2.00E 28 SESW
Use/Quantity IRRIGATION / 0.750 CFS
Priority Date 03/02/2022

App# [S-89217](#)
County/Basin Jackson / Rogue (15)
Applicant Name DEATHERAGE, SUSAN & THOMAS
1776 ROGUE RIVER DR
EAGLE POINT, OR 97524
Sources/TRSQ40Q160 LOST CREEK RESERVOIR > ROGUE RIVER / 33.00S 1.00E 26 SWNW
ROGUR RIVER > PACIFIC OCEAN / 35.00S 1.00W 5 SWSE
Use/Quantity IRRIGATION / 13.500 AF
Priority Date 03/07/2022

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.

Establishment of Mitigation Credits in the Deschutes Basin

ORS 537.746 authorizes the Department to award mitigation credits in the Deschutes Basin to approved mitigation projects. Mitigation credits may be used in the Deschutes Basin, specifically the Deschutes Ground Water Study Area, to mitigate for the impacts of ground water use on surface water flows. Pursuant to OAR Chapter 690, Division 521, upon receipt of notification of a mitigation project, the Department shall give public notice of the intent to establish mitigation credits.

The public is invited to comment on establishment of mitigation credits for the project(s) described below. Comments must be received within 21 days of the date of this public notice. Comments should address the award of mitigation credits to the proposed project and its use for mitigation purposes. Included in this public notice is a preliminary determination as to the amount of mitigation credits that may be available from the proposed project.

Mitigation Project #: MP-283, Deschutes County

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-1909 which is included in this March 22, 2022 public notice

Subbasin/Source: Middle Deschutes subbasin - Deschutes River tributary to the Columbia River

Amount of Water: Up to 2.479 Cubic Foot per Second and 1114.59 Acre-Feet

Current Use: Irrigation of 113.69 acres

Credits Assigned to: Deschutes River Conservancy Mitigation Bank

Preliminary Mitigation Credit Determination: 204.6 mitigation credits that may be available for use in the Middle Deschutes and/or General Zones of Impact

Contact: Sarah Henderson (503) 979-9872

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 12, 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-1909](#)
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-1910](#)
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.
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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 21, 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-13942](#)
Water Right Cert: 95616, 95617, 95618, 95619, 88299, 95663, 95664, 93236
County/Basin Harney / Malheur Lake (12)
Applicant Name GOLDEN RULE FARMS INC.
PO BOX 255
CHRISTMAS VALLEY, OR 97641
Proposed Change POINT OF APPROPRIATION, ADDITIONAL POINT OF APPROPRIATION, PLACE OF USE
Sources/TRSQ40Q160 A WELL > MALHEUR LAKE BASIN / 27.00S 34.00E 9 NWSW
A WELL > MALHEUR LAKE BASIN / 27.00S 34.00E 9 NENW
A WELL > MALHEUR LAKE BASIN / 27.00S 34.00E 9 SESE
A WELL > MALHEUR LAKE BASIN / 27.00S 34.00E 9 NWNW
A WELL > MALHEUR LAKE BASIN / 27.00S 34.00E 9 NENE
A WELL > MALHEUR LAKE BASIN / 27.00S 34.00E 6 SWNE
A WELL > SOUTH FORK MALHEUR RIVER / 27.00S 34.00E 9 NWNW
A WELL > SOUTH FORK MALHEUR RIVER BASIN / 27.00S 34.00E 6 SWNE
A WELL > SOUTH FORK MALHEUR RIVER BASIN / 27.00S 34.00E 9 SESE
A WELL > SOUTH FORK MALHEUR RIVER BASIN / 27.00S 34.00E 9 NENE
A WELL > SOUTH FORK MALHEUR RIVER BASIN / 27.00S 34.00E 9 NENW
A WELL > SOUTH FORK MALHEUR RIVER BASIN / 27.00S 34.00E 9 NWSW
Use/Quantity IRRIGATION / 0.470 CFS
Priority Date 11/20/1978, 06/04/1979, 12/18/2008, 12/20/2012, 09/27/2012, 09/29/1983

Transfer [T-13943](#)
Water Right Cert: 41739
County/Basin Polk / Willamette (2)
Applicant Name JOHNS, C. THOMAS & JANE
11665 AIRLIE RD
MONMOUTH, OR 97361
Proposed Change USE
Sources/TRSQ40Q160 UNNAMED STREAM > BERRY CREEK / 9.00S 5.00W 35 NENW
Use/Quantity LIVESTOCK / 1.950 AF
Priority Date 10/09/1967

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

Transfer [T-13944](#)
Water Right Cert: 54635
County/Basin Linn / Willamette (2)
Applicant Name SOUTHEAST AG INVESTMENTS LLC
2018 EASTWOOD RD STE 103
WILMINGTON, NC 28403
Proposed Change PLACE OF USE, USE
Sources/TRSQ40Q160 UNNAMED STREAM/SOPHY 1 RESERVOIR > THOMAS CREEK / 10.00S 1.00E 4 SESE
Use/Quantity IRRIGATION / 0.055 CFS
Priority Date 05/01/1979

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 21, 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-13384](#) filed by Paul and Susan Fobert, 18899 Fobert RD NE, Hubbard, OR 97032, proposes additional points of appropriation, changes in point of diversion, and place of use under Certificates 29402 and 35499 and an additional point of appropriation under 29405. Certificate 29402 allows the use of 0.195 cubic foot per second (cfs) from a well in Sec. 35, T4S, R1W, WM for irrigation in Sects. 25, 26, 35, and 36, T4S, R1W, WM. The applicant proposes additional points of appropriation in Sec. 26, T4S, R1W, WM and to change the place of use to Sects. 25, 26, 35, and 36, T4S, R1W, WM. Certificate 29405 allows the use of 0.82 cfs from a well in Sec. 26, T4S, R1W, WM for irrigation in Sect. 26, T4S, R1W, WM. The applicant proposes additional points of appropriation in Sects. 26 and 35, T4S, R1W, WM. Certificate 35499 allows the use of 0.55 cfs from a point of diversion in Sec. 36, T4S, R1W, WM for irrigation in Sects. 25, 26, 35, and 36, T4W, R1W, WM. The applicant proposes an additional point of diversion in Sec. 25, T4S, R1W, WM and to change the place of use to Sects. 25, 26, 35, and 36, T4S, R1W, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

[T-13495](#) filed by Weitz and Company, Inc., PO Box 854, Baker City, OR 97814, proposes an additional point of appropriation under Certificate 4386. The right allows the use of one-fortieth of one cubic foot per second per acre from Pine Creek in Sec. 27, T8S, R39E, WM for irrigation in Sec. 27, T8S, R39E, WM. The applicant proposes an additional point of diversion in Sec. 27, T8S, R39E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

[T-13796](#) filed by Driscoll Family Trust, 46673 Hwy 26, Dayville, OR 97825, proposes an additional point of appropriation under Certificate 81448. The right allows the use of 247 gallons per minute from Well 4 in Sec. 3, T13S, R27E, WM for irrigation in Sec. 3, T13S, R27E, WM. The applicant proposes an additional point of appropriation in Sec. 3, T13S, R27E, 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.

[T-13417](#) filed by Jane Stockfleth LLC, 15561 River Road NE, St Paul, OR 97137, proposes additional points of appropriation under Registration Application GR-116 (Certificate of Registration GR-107). The registration allows the use of 314.5 gallons per minute from a well in Sec. 30, T5S, R2W, WM for irrigation in Sec. 30, T5S, R2W, WM. The applicant proposes additional points of appropriation in Sects. 19 and 30, T5S, R2W, WM, and Sec. 25, 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-13419](#) filed by Jane Stockfleth LLC, 15561 River Road NE, St Paul, OR 97137, proposes a modification in point of appropriation under Registration Application GR-1487 (Certificate of Registration GR-1436). The registration allows the use of 540 gallons per minute from a well in Sec. 30, T5S, R2W, WM for irrigation in Sects. 19 and 30, T5S, R2W, WM, and Sec. 25, T5S, R3W, WM. The applicant proposes to move the point of appropriation to Sects. 19 and 30, T5S, R2W, WM, and Sec. 25, 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-13327](#) filed by Tor S Farms, LLC, 6459 Oak Hill Road, Roseburg, OR 97471, proposes changes in points of appropriation and a change in place of use under Certificate 94683. The right allows the use of 1.5 cubic feet per second from eleven wells in Sec. 19, T23S, R34E, WM for irrigation in Sec. 19, T23S, R34E, WM. The applicant proposes to move the points of appropriation to Sec. 30, T23S, R34E, WM, and to change the place of use to Sec. 30, T23S, R34E, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

[T-13764](#) filed by James R. & Jean S. Verheyden, 18660 Bull Springs Road, Bend, Oregon 97703, proposes to change the place of use and character of use to instream use under Certificate 95746. The right allows the use of up to 0.50 cubic foot per second (cfs) from the Little Deschutes River in Sec. 34, T23S, R9E, WM for Irrigation in Sec. 34, T22S, R10E, WM. The applicant proposes to create an instream use in the Little Deschutes River from the point of diversion to Lake Billy Chinook on the Deschutes River at a maximum of 0.50 cfs, and to establish mitigation credits in the Deschutes Groundwater Study Area. 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. The Department has also concluded that the proposed transfer appears to result in mitigation credits pursuant to OAR 690-521-0300 & OAR 690-521-0400.

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Notice of District Permanent Transfer for Place of Use

A district may allow a change in place of use prior to the Department issuing a final order approving a district permanent transfer application provided, in part, that (1) the District files a notice with the Department of the change in place of use prior to making the change, and (2) prior to the end of the calendar year in which the change in place of use occurs the District submits a district permanent transfer application for the same change in place of use [ORS 690-385-4100(1)(a) and (b)]. Notices for District Permanent Transfers for Place of Use submitted to the Department are listed below.

Notice	2022-002
County	Deschutes
Certificate	94956, 76714
Priority Date	10/31/1900; 12/2/1907; 2/28/1913
Name	CENTRAL OREGON IRRIGATION DISTRICT
Address	1055 S.W. LAKE CT REDMOND, OR 97756
Use	IRRIGATION; SUPPLEMENTAL IRRIGATION
Source	DESCHUTES R > COLUMBIA R CRANE PRAIRIE RES > DESCHUTES
Acres:	0.40
Authorized POU:	T18S R13E 12 NENW
Proposed POU:	T18S R13E 12 NENW

Notice	2022-003
County	Deschutes
Certificate	94956, 76714
Priority Date	10/31/1900; 12/2/1907; 2/28/1913
Name	CENTRAL OREGON IRRIGATION DISTRICT
Address	1055 S.W. LAKE CT REDMOND, OR 97756
Use	IRRIGATION; SUPPLEMENTAL IRRIGATION
Source	DESCHUTES R > COLUMBIA R CRANE PRAIRIE RES > DESCHUTES
Acres:	0.40
Authorized POU:	T14S R13E 8 NENE
Proposed POU:	T14S R13E 8 NENE

<p>IMPORTANT: Due to COVID-19, the Department's office is closed to walk-in services. The Department encourages the submission of protests by U.S. mail. Please consider mailing early to ensure the Department receives the protest by the deadline specified.</p>
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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# [96138](#)
App: G-18135
County/Basin Marion / Willamette (2)
Applicant Name ELDRED, CLIFTON L.
Priority Date 08/25/2015
Issue Date 03/18/2022

Cert# [96143](#)
App: G-18850
County/Basin Lane / Willamette (2)
Applicant Name OREGON DEPARTMENT OF TRANSPORTATION
Priority Date 08/07/2019
Issue Date 03/18/2022

Cert# [96129](#)
App: G-14725
County/Basin Crook / Deschutes (5)
Applicant Name STAFFORD, SAM; STAFFORD RANCHES
STAFFORD RANCHES
Priority Date 04/16/1998
Issue Date 03/18/2022

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.

**Amendment to PacifiCorp’s North Umpqua Toketee/Fish Creek
Hydroelectric Water Right**

Douglas County

Any person interested in this amendment application may submit written comments or requests to be included on future notices to the Department by 5 p.m. on April 22, 2022.

The application and supporting documents may be viewed

<http://filepickup.wrd.state.or.us/files/Amendment%20Certificate%2084409/>

Certificate #:	84409
Applicant:	PacifiCorp
Address:	825 NE Multnomah, Suite 1700, Portland, OR 97232
Source of Water:	North Umpqua River and Toketee Reservoir
Additional Place of Use:	Fish Creek Powerhouse
Amount of water:	190 cubic feet per second
Type of Amendment:	To allow the use of water from existing reservoir and diversion structure to be pumped to an alternate existing reservoir and powerhouse.

Upon issuance of a draft proposed final order any person may file with the Department a protest against the approval of the application on the grounds of injury to an existing water right and impacts to fish and wildlife values or water quality.

For Further Information Contact: R. Craig Kohanek 503-979-3185,

Ron.c.kohanek@water.oregon.gov

Please contact Ron “Craig” Kohanek with your comments or requests to be included on future notice lists.

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.

Renewal of Aquifer Storage and Recovery (ASR) Limited Licenses

ASR means the storage of water from a separate source that meets drinking water standards in a suitable aquifer for later recovery and not having as one of its primary purposes the restoration of the aquifer (ORS 537.531). The use of water for ASR testing purposes requires a limited license pursuant to ORS 537.534. The requirements and procedures of an ASR limited license are different than those for limited licenses pursuant to ORS 537.143. Only after completion of an ASR testing program under a limited license may an applicant apply for a permanent ASR permit. The appearance of a renewal request in the public notice commences a 30-day public comment period. Following the public comment period, the Department may request additional information regarding the renewal request, renew the limited license, renew the limited license with additional conditions, or deny the request.

An ASR Limited License may be renewed if the applicant demonstrates to the Director's satisfaction that further testing is necessary and that the applicant complied with the terms of the limited license. The standards, findings and process used in the license renewal process shall be as provided in OAR 690-350-0020. The Director may renew an ASR Limited License for a term of not more than 5 years.

Application	ASR Limited License-023
Certificate	85913
County/Basin	Washington / Willamette
Applicant	City of Cornelius, c/o Mark Crowell 1300 Kodiak Circle Cornelius, OR 97113
Source/TRS	Tualatin River > Willamette River / 1.00S 3.00W 8
Use/Quantity	Aquifer Storage and Recovery Testing / 0.66 CFS
ASR Well Locations	ASR Well (WASH 73617) 885 feet N, 805 feet E from SW corner of Section 34, T1N/R3W
Max Injection/Withdrawal	300 GPM / 300 GPM THROUGH 1 WELL(S)
Max Storage Volume	150 MILLION GALLONS IN A BASALT AQUIFER

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OREGON WATER RESOURCES DEPARTMENT



725 Summer Street NE Suite A
Salem OR 97301

PUBLIC NOTICE OF WATER USE REQUESTS

March 22, 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.