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)**

* **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.

* **Applications for Limited Licenses**
  Requests to use water for 5 years or less. Licenses are subordinate to other rights and may be revoked if a use is found to injure other water right holders.

* **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 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.

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

* Hydro Project Eligible for Conversion Instream

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
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.

Public Notice date March 29, 2022 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, April 28, 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 13, 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.
## Initial Review and Proposed Final Orders

<table>
<thead>
<tr>
<th>App#</th>
<th>County/Basin</th>
<th>Applicant Name</th>
<th>Sources/TRSQ40Q160</th>
<th>Use/Quantity</th>
<th>Priority Date</th>
<th>Stage/Status</th>
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<tr>
<td>G-19132</td>
<td>Deschutes / Deschutes (5)</td>
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<td>A WELL &gt; LOST RIVER / 41.00S 11.00E 2 SWSE</td>
<td>SUPPLEMENTAL IRRIGATION / 2.150 CFS</td>
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<td>ADAMS, GRACE E. 11575 SW DUCHESS WAY BEAVERTON, OR 97008</td>
<td>A WELL &gt; SAMS CREEK / 35.00S 2.00W 32 NWSW A WELL &gt; SAMS CREEK / 35.00S 2.00W 32 NESW</td>
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<td>Baker / Powder (9)</td>
<td>ROBBINS, DENZIL &amp; KATHRYN 42395 ADAMS RD BAKER CITY, OR 97814</td>
<td>A WELL &gt; ROUEN GULCH / 9.00S 39.00E 9 SENE A WELL &gt; ROUEN GULCH / 9.00S 39.00E 9 SWNE</td>
<td>IRRIGATION / 3.00 CFS</td>
<td>11/01/2021</td>
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Public Notice date March 29, 2022 Page 5
App# | G-19217  
---|---  
County/Basin | Linn / Willamette (2)  
Applicant Name | HUMPHREY, LESTER & LORINDA 34165 FRY RD SE ALBANY, OR 97321  
Sources/TRSQ40Q160 | A WELL > SOUTH SANTIAM RIVER / 11.00S 2.00W 3 NWSE  
Use/Quantity | IRRIGATION / 0.250 CFS  
Priority Date | 11/08/2021  
Stage/Status | IR / PROPOSE TO APPROVE

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Public Notice date March 29, 2022 Page 6
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>County/Basin</th>
<th>Applicant Name</th>
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App#   R-87697
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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

App#   R-88717
County/Basin  Polk / Willamette (2)
Applicant Name  PEARLSTAD VINEYARD LLC
PEARLMAN, KEN
6675 BETHEL RD
RICKREALL, OR 97371
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 HIGHLANKS RD
CENTRAL POINT, OR 97502
Priority Date  05/26/2020
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.

Public Notice date March 29, 2022 Page 9
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

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
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Public Notice date March 29, 2022 Page 11
**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 28, 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).

<table>
<thead>
<tr>
<th>App#</th>
<th>County/Basin</th>
<th>Applicant Name</th>
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<td>S-89222</td>
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<td>EASLEY, BARBARA</td>
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<td>IRRIGATION / 26.650 AF</td>
<td>03/18/2022</td>
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<td>S-89226</td>
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<td>A RESERVOIR &gt; STERLING CREEK / 39.00S 2.00W 6 NWSE</td>
<td>NURSERY USES / 3.000 AF</td>
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Public Notice date March 29, 2022 Page 12
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-284
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-1911 which is included in this March 29, 2022 public notice
Subbasin/Source: Middle Deschutes subbasin - Deschutes River tributary to the Columbia River
Amount of Water: up to 1.843 Cubic Foot per Second and 828.52 Acre-Feet
Current Use: Irrigation of 84.51 acres
Credits Assigned to: Deschutes River Conservancy Mitigation Bank
Preliminary Mitigation Credit Determination: 152.1 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-285
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-1912 which is included in this March 29, 2022 public notice
Subbasin/Source: Middle Deschutes subbasin - Deschutes River tributary to the Columbia River
Amount of Water: up to 0.593 Cubic Foot per Second and 263.69 Acre-Feet
Current Use: Irrigation of 27.96 acres
Credits Assigned to: Deschutes River Conservancy Mitigation Bank
Preliminary Mitigation Credit Determination: 27.96 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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Public Notice date March 29, 2022 Page 13
**Deschutes County**  
**Mitigation Project #:** MP-286  
**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-1915 which is included in this March 29, 2022 public notice

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

**Amount of Water:**
- up to 0.468 Cubic Foot per Second and 210.29 Acre-Feet from POD 1
- up to 2.126 Cubic Foot per Second and 944.88 Acre-Feet from POD 11

**Current Use:**
- Irrigation of 21.45 acres from POD 1
- Irrigation of 100.19 acres from POD 11

**Credits Assigned to:** Deschutes River Conservancy Mitigation Bank  
**Preliminary Mitigation Credit Determination:** 219.0 mitigation credits that may be available for use in the Middle Deschutes and/or General Zones of Impact

**Contact:** Sarah Henderson (503) 979-9872

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Public Notice date March 29, 2022 Page 14
**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 28, 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.

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<th>Permit Number</th>
<th>County/Basin</th>
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</table>

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Public Notice date March 29, 2022 Page 15
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 May 13, 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.

App# G-18163
Permit# G-17660
County/Basin Linn / Willamette (2)
Applicant Name BOSHART, LORI & STANLEY
32818 TANGENT LOOP
TANGENT, OR 97389

Sources/TRSQ40Q160
A WELL > CALAPOOIA RIVER BASIN / 11.00S 4.00W 26 SENE
A WELL > CALAPOOIA RIVER BASIN / 11.00S 4.00W 24 SWSW
A WELL > CALAPOOIA RIVER BASIN / 11.00S 4.00W 25 NWNW
Use/Quantity IRRIGATION / 0.19980 CFS

App# S-87178
Permit# S-54543
County/Basin Douglas / Umpqua (16)
Applicant Name LEBEL, YVAN
PO BOX 1142
ROSEBURG, OR 97470

Sources/TRSQ40Q160
UNNAMED STREAM > ROBERTS CREEK / 28.00S 5.00W 22 NESE
Use/Quantity HUMAN CONSUMPTION / 0.002 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.

Public Notice date March 29, 2022 Page 16
Applications for Limited Licenses

A limited license allows the right to use or store water for no more than 5 consecutive years. Use of water under a limited license is subordinate to all other authorized uses and may be shut-off at any time to satisfy those other uses. In addition, the Department may revoke a limited license if its use causes injury to any other water right or minimum perennial streamflow.

Licensees must maintain a record of how much water they are using (ORS 537.143). The Department may approve a license after April 12, 2022, upon finding that the proposed water use will not impair or be detrimental to the public interest (OAR 690-340-030). The public is invited to provide comments that will assist the Director in determining whether the use would impair or be detrimental to the public interest. If the applicant applies for a use that is not one of the standard uses listed in OAR 690-300, the Department may, for the purposes of this notice, assign a named use that is reasonably close to the use actually requested. The public may examine the actual application by clicking the associated hyperlink and then choosing “LL Application” under “Scanned Documents.”

<table>
<thead>
<tr>
<th>App#</th>
<th>LL-1922</th>
</tr>
</thead>
<tbody>
<tr>
<td>County/Basin</td>
<td>Umatilla / Umatilla (7)</td>
</tr>
<tr>
<td>Applicant Name</td>
<td>ABRAMS, MATT KNIFE RIVER CORPORATION</td>
</tr>
<tr>
<td>Sources/TRSQ40Q160</td>
<td>A WELL &gt; TWOMILE CREEK / 1.00N 35.00E 34 SWSW</td>
</tr>
<tr>
<td>Use/Quantity</td>
<td>ROAD CONSTRUCTION / 0.111 CFS</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 April 19, 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-805
Certificate 47692; 84408; 596
County/Basin Crook / Deschutes (5)
Lessor SHOTGUN CREEK RANCH LLC
ATTN: JOE PAPINEAU
40791 SE SHOTGUN RANCH RD
POST, OR 97752
Priority Date 06/01/1910; 06/01/1910; 12/31/1885
Source/Tributary To CROOKED RIVER / DESCHUTES RIVER
PINE CREEK / CROOKED RIVER

Lease# IL-1724
Certificate 94012
County/Basin Union / Grande Ronde (8)
Lessor CONFEDERATED TRIBES OF THE UMATILLA INDIAN RESERVATION; ATTN: ANTON CHIONO
46111 TIMINE WAY
PENDLETON, OR 97801
Lessee HUMPHREYS, JESSICA
TROUT UNLIMITED
401 NE 1ST ST
ENTERPRISE, OR 97828
Priority Date 12/31/1866
Source/Tributary To CATHERINE CREEK / GRANDE RONDE RIVER

Lease# IL-1911
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.

Public Notice date March 29, 2022 Page 18
Lease#  IL-1912
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
Cert#/Priority Date  10/31/1900
Source/Tributary To  DESCHUTES RIVER / COLUMBIA RIVER

Lease#  IL-1913
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-1914
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-1915
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.

Public Notice date March 29, 2022 Page 19
Lease#  IL- 1916
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.

Public Notice date March 29, 2022 Page 20
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 28, 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 / 27.00S 34.00E 9 SESE
A WELL > MALHEUR LAKE / 27.00S 34.00E 9 NWSW
A WELL > MALHEUR LAKE BASIN / 27.00S 34.00E 9 NENE
A WELL > MALHEUR LAKE BASIN / 27.00S 34.00E 9 NENW
A WELL > MALHEUR LAKE BASIN / 27.00S 34.00E 9 NWSW
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 6 SWNE
A WELL > MALHEUR LAKE BASIN / 27.00S 34.00E 9 SESE
A WELL > SOUTH FORK MALHEUR RIVER / 27.00S 34.00E 9 NWNW
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
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 NWNW
A WELL > SOUTH FORK MALHEUR RIVER BASIN / 27.00S 34.00E 9 SESE
A WELL > MALHEUR LAKE BASIN / 27.00S 34.00E 9 SESE
Use/Quantity IRRIGATION / 1.790 CFS

Transfer T-13945
Water Right Cert: 41280
County/Basin Wallowa / Grande Ronde (8)
Applicant Name OPAL ASSET MANAGEMENT LLC
307 S 9TH AVE, PMB 120
WALLA WALLA, WA 99362
Proposed Change PLACE OF USE
Sources/TRSQ40Q160 TROUT CREEK > WALLOWA RIVER / 1.00S 44.00E 35 SWNW
Use/Quantity IRRIGATION / 0.310 CFS
Priority Date 02/11/1969
Transfer  
Water Right  
Cert: 16402  
County/Basin  
Jackson / Rogue (15)  
Applicant Name  
HOEG, GEORGE  
PO BOX 2068  
GUERNEVILLE, CA 95446  
Proposed Change  
POINT OF DIVERSION  
Sources/TRSQ40Q160  
LITTLE APPLEGATE RIVER > APPLEGATE RIVER / 39.00S 2.00W 26 NWNW  
LITTLE APPLEGATE RIVER > APPLEGATE RIVER /  
Use/Quantity  
IRRIGATION, LIVESTOCK AND DOMESTIC / 0.100 CFS  
IRRIGATION, LIVESTOCK AND DOMESTIC / 0.430 CFS  
Priority Date  
12/31/1889, 12/31/1908

Transfer  
Water Right  
Cert: 42955  
County/Basin  
Marion / Willamette (2)  
Applicant Name  
DAVIDSON, BRANDON  
BC HOP RANCH, INC  
5538 LEBRUN ROAD NE  
WOODBURN, OR 97071  
Proposed Change  
ADDITIONAL POINT OF DIVERSION  
Sources/TRSQ40Q160  
WELL #1 > CHAMPOEG CREEK / 4.00S 2.00W 28 SWSW  
WELL #2 > CHAMPOEG CREEK / 4.00S 2.00W 28 SWSE  
Use/Quantity  
IRRIGATION / 0.600 CFS  
IRRIGATION / 1.230 CFS  
Priority Date  
07/03/1969

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Public Notice date March 29, 2022 Page 22
**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.

<table>
<thead>
<tr>
<th>Notice</th>
<th>2022-0</th>
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<tbody>
<tr>
<td>County</td>
<td>Deschutes</td>
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<tr>
<td>Certificate</td>
<td>74135; Permit S-29312; Permit G-11378</td>
</tr>
<tr>
<td>Priority Date</td>
<td>1895; FEBRUARY 5, 1964; OCTOBER 8, 1984;</td>
</tr>
<tr>
<td>Name</td>
<td>THREE SISTERS IRRIGATION DISTRICT</td>
</tr>
<tr>
<td>Address</td>
<td>PO BOX 2230</td>
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<tr>
<td>SISTERS, OR 97759</td>
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<tr>
<td>Use</td>
<td>IRRIGATION; SUPPLEMENTAL IRRIGATION</td>
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<tr>
<td>Source</td>
<td>WHYCHUS CREEK &gt; DESCHUTES R; WHYCHUS CREEK RESERVOIR &gt; WHYCHUS CREEK; TWO WELLS WITHIN THE WHYCHUS CREEK BASIN;</td>
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<td>Acres</td>
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<tr>
<td>Authorized POU</td>
<td>T15S R11E 08 SWSE; SESE</td>
</tr>
<tr>
<td>Proposed POU</td>
<td>T15S R11E 08 SWSE; SESE</td>
</tr>
</tbody>
</table>
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# 96125
App: S-86603
County/Basin Lincoln / Middle Coast (18)
Applicant Name ALLEN, STEVE
Priority Date 05/23/2006
Issue Date 03/25/2022

Cert# 96090
Xfer: T-12756
County/Basin Linn / Willamette (2)
Applicant Name CATE, JIM; CATE FARMS
CATE FARMS
Priority Date 01/20/2004
Issue Date 03/25/2022

Cert# 96091
Xfer: T-12756
County/Basin Linn / Willamette (2)
Applicant Name CATE, JIM; CATE FARMS
CATE FARMS
Priority Date 04/30/2007
Issue Date 03/25/2022

Cert# 96123
App: G-16977
County/Basin Clackamas / Willamette (2)
Applicant Name DORN JR, STEVE
Priority Date 12/13/2007
Issue Date 03/25/2022

Cert# 96126
App: G-15775
County/Basin Marion / Willamette (2)
Applicant Name ENGELMAN, ALICE
Priority Date 06/11/2002
Issue Date 03/25/2022

Cert# 96058
Xfer: T-11711
County/Basin Polk / Willamette (2)
Applicant Name FLETCHER, KEN
FLETCHER, BAMBI
Priority Date 07/12/1968
Issue Date 03/25/2022
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<th>Xfer:</th>
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<th>Applicant Name</th>
<th>Priority Date</th>
<th>Issue Date</th>
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<td>96071</td>
<td>T-9739</td>
<td>Union / Grande Ronde (8)</td>
<td>HAMPTON, DON</td>
<td>07/08/1930</td>
<td>03/25/2022</td>
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<td>96075</td>
<td>G-13698</td>
<td>Clackamas / Willamette (2)</td>
<td>JOHN HOLMLUND NURSERY CO.</td>
<td>05/26/1994</td>
<td>03/25/2022</td>
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<tr>
<td>96092</td>
<td>G-13579</td>
<td>Multnomah / Sandy (3)</td>
<td>KERSLAKE, KENNETH R.</td>
<td>12/20/1993</td>
<td>03/25/2022</td>
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<td>96127</td>
<td>R-86617</td>
<td>Baker / Powder (9)</td>
<td>MAAHS, PATRICK</td>
<td>06/15/2006</td>
<td>03/25/2022</td>
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<tr>
<td>96122</td>
<td>S-86184</td>
<td>Douglas / Umpqua (16)</td>
<td>MEIER, THOMAS</td>
<td>03/01/2005</td>
<td>03/25/2022</td>
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<td>96128</td>
<td>G-17061</td>
<td>Harney / Malheur Lake (12)</td>
<td>NORTHWEST FARM CREDIT SERVICES FLCA</td>
<td>05/27/2008</td>
<td>03/25/2022</td>
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<tr>
<td>96124</td>
<td>G-17449</td>
<td>Deschutes / Deschutes (5)</td>
<td>OREGON DEPARTMENT OF STATE LANDS</td>
<td>01/18/2011</td>
<td>03/25/2022</td>
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Public Notice date March 29, 2022 Page 25
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<tr>
<td>Applicant Name</td>
<td>POWELL, ROBERT A.</td>
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<td>Priority Date</td>
<td>09/23/1947</td>
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<td>Issue Date</td>
<td>03/25/2022</td>
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<td>County/Basin</td>
<td>Umatilla / Umatilla (7)</td>
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<tr>
<td>Applicant Name</td>
<td>ROBERTSON FAMILY LLC</td>
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<td>Priority Date</td>
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<td>County/Basin</td>
<td>Grant / John Day (6)</td>
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<td>Applicant Name</td>
<td>SCHRIER, LEE</td>
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<td>Priority Date</td>
<td>02/23/1934</td>
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<td>Issue Date</td>
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<td>Cert#</td>
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<td>G-16122</td>
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<td>County/Basin</td>
<td>Multnomah / Sandy (3)</td>
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<td>Applicant Name</td>
<td>STURM, DONALD G.</td>
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<td>Priority Date</td>
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<td>County/Basin</td>
<td>Wasco / Hood (4)</td>
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<td>Applicant Name</td>
<td>THE CHERRY RANCH LLC</td>
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<td>Priority Date</td>
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<td>Issue Date</td>
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<td>R-87587</td>
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<td>County/Basin</td>
<td>Polk / Willamette (2)</td>
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<tr>
<td>Applicant Name</td>
<td>THURMAN, CHARLES THURMAN, DEBRA</td>
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<td>Polk / Willamette (2)</td>
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<td>Issue Date</td>
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<td>T-11622</td>
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<td>County/Basin</td>
<td>Union / Grande Ronde (8)</td>
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<td>Applicant Name</td>
<td>TSIATOS, WILLIAM G. TSIATOS, DONNA D.</td>
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<tr>
<td>Priority Date</td>
<td>12/31/1872</td>
</tr>
<tr>
<td>Issue Date</td>
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</tbody>
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Public Notice date March 29, 2022 Page 26
Cert#  96074
App:  R-86992
County/Basin  Polk / Willamette (2)
Applicant Name  ZENITH VINEYARD LLC
Priority Date  09/25/2007
Issue Date  03/25/2022

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.

Public Notice date March 29, 2022 Page 27
Notice of Consideration for Conversion of a Hydroelectric Water Right to an Instream Water Right

This process is governed by ORS 543A.305.

Water Right Certificate 4120 in the name of Eastern Oregon Light & Power Company confirmed the right to the use of 13 cubic feet per second (cfs) of the waters of ROCK CREEK, tributary to POWDER RIVER in Baker County, Oregon for the purpose of Power. The priority date of this right is APRIL 11, 1902. The original point of diversion was the Chase Mill Ditch located in the SW ¼ SW ¼ Section 5, Township 8 South, Range 38 East, W. M.

Water Right Certificate 4120 is eligible for conversion to an instream water right based on the criteria in ORS 543A.305 that use of water under the hydroelectric water right has ceased for a period of more than 5 years.

The Director makes a preliminary finding that the full amount of the water right up to 13 cfs is eligible for conversion. According to the records of the Department, no part of the water right has been transferred under ORS 540.520 or 540.530. During the time of hydroelectric use, all of the water was used exclusively for hydroelectric purposes, no part of the right was used in conjunction with another water right, nor in conjunction with multi-purposes dam releases.

The Director makes the following preliminary findings on the potential for injury and whether mitigation measures may be necessary to avoid injury and to ensure the continuation of other authorized water rights as of October 23, 1999.

Concerning actual use of the project: the hydroelectric project actually used 13 cfs of water in all months of the year from 1902 through 1995 based on annual claimant form of power production on file with the Department; stream gage records from Station 13281200 on Rock Creek near Haines, Oregon (June 1976 through March 31, 1995); physical evidence of the historic powerhouse, and documentation in https://www.loc.gov/pictures/collection/hh/item/or0496/

Concerning the resulting impacts of the proposed conversion on actual use by other existing water rights as of October 23, 1999: the Department has records of water right certificates that are junior to April 11, 1902 and are upstream of the original point of diversion. Historically, the upstream water rights have not been regulated under OAR 690-250 to provide water to this right. The junior water rights may be subject to regulation if the hydroelectric right is converted to an instream right. The hydroelectric right has not been subordinated to any other water rights.
The Department requests comments from interested citizens, organizations, tribal and governmental entities, and other parties on this proposed conversion action. There is a 30-day comment period for any interested person to propose mitigation measures as conditions of the instream water right to avoid injury and to ensure the continuation of authorized water uses by other existing water rights as of October 23, 1999. Comments, questions, or requests to be included on future notices and to receive a copy of the proposed final order must be received at the Department by 5:00 PM on **Thursday, April 28, 2022**.

After the comment period has closed, the Department will consider whether mitigation measures to avoid injury and to ensure the continuation of authorized water uses may be included as conditions to the instream water right. Mitigation measures proposed during the comment period will be shared with other interested persons who responded during the comment period. The Department may meet and confer with those interested persons and may extend the comment period to allow discussion if interested persons demonstrate reasonable progress towards agreement on mitigation measures.

The Director shall determine whether the conversion, together with any recommended mitigation measures to avoid injury and to ensure the continuation of authorized water uses, is consistent with ORS 543A.305 and shall issue a proposed final order to either approve or deny the conversion. The proposed final order will include information that a 60-day period shall be provided to file protests or requests for standing.

**For More Information Contact:** Mary Grainey, Oregon Water Resources Department, 725 Summer Street NE, Suite A, Salem, OR 97301 or [Mary.S.Grainey@water.oregon.gov](mailto:Mary.S.Grainey@water.oregon.gov).
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.