

Groundwater Transfer Review Summary Form

Transfer/PA # T- 13409

GW Reviewer D. Boschmann Date Review Completed: 03/04/2021

Summary of Same Source Review:

The proposed change in point of appropriation is not within the same aquifer as per OAR 690-380-2110(2).

Summary of Injury Review:

The proposed transfer will result in another, existing water right not receiving previously available water to which it is legally entitled or result in significant interference with a surface water source as per 690-380-0100(3).

Summary of GW-SW Transfer Similarity Review:

The proposed SW-GW transfer doesn't meet the definition of "similarly" as per OAR 690-380-2130.

This is only a summary. Documentation is attached and should be read thoroughly to understand the basis for determinations.



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1271
(503) 986-0900
www.wrd.state.or.us

Ground Water Review Form:

- Water Right Transfer
Permit Amendment
GR Modification
Other

Application: T-13409

Applicant Name: Northwest Farm Credit Services/Eggert

- Proposed Changes: POA, APOA, SW -> GW, RA, USE, POU, OTHER

Reviewer(s): Darrick E. Boschmann

Date of Review: 03/04/2021

Date Reviewed by GW Mgr. and Returned to WRSD: JTI 3/10/21

The information provided in the application is insufficient to evaluate whether the proposed transfer may be approved because:

- The water well reports provided with the application do not correspond to the water rights affected by the transfer.
The application does not include water well reports or a description of the well construction details sufficient to establish the ground water body developed or proposed to be developed.
Other

1. Basic description of the changes proposed in this transfer: _____

This application is related to certificates 93885 and 94527.

Certificate 93885 authorizes groundwater pumping from three wells (POD 1 = HARN 1336; POD 2 = HARN 1332*; POD 3 = HARN 1337) for primary irrigation of 486.4 acres in the Malheur Lake Basin. The following changes are proposed:

1. Add 6 APOAs (MALH 2323; HARN 51973; HARN 52169; HARN 52639; HARN 52774; HARN 52513).

Certificate 94527 authorizes groundwater pumping from 2 wells (POD 1 = HARN 50472; POD 2 = MALH 2323) for primary irrigation of 276.6 acres in the Malheur Lake Basin. The following changes are proposed:

1. Add 6 APOAs (HARN 1336; HARN 51973; HARN 52169; HARN 52639; HARN 52774; HARN 52513).

2. Rearrange the POU to establish a new 37.6 acre partial pivot across the NW-NW section 15 and SW-SW section 10. This 37.6 acres is moved from the existing authorized 220.1 acre full pivot POU by turning off the end-guns to dry up this acreage from the perimeter of the pivot**.

*The application lists HARN 50471 as an authorized well under certificate 93885. HARN 50471 is a 6 inch domestic well. The groundwater section has correlated this POD to HARN 1332.

**Note that it appears this partial pivot has already been developed.

2. Will the proposed POA develop the same aquifer (source) as the existing authorized POA?

Yes No Comments: Available data indicates a predominantly volcanic/tuffaceous sedimentary rock unit occurs beneath a predominantly basin fill sediment unit. Reports for the Malheur Lake Basin indicate groundwater occurs in both the basin fill and underlying rocks. The groundwater is hydraulically connected, making a single groundwater system occurring in different geologic units. Leonard (1970) found that near the edges of the valley there is likely good interconnection between individual water-bearing beds in the valley fill and those in the adjacent and underlying tertiary rocks.

In general, groundwater in the Harney Basin flows from several upland recharge areas to a common discharge area near Malheur and Harney Lakes, with some apparent discharge to the Malheur Basin through one or more areas along the eastern margin. While the rocks and sediments making up the aquifer system in the Harney Basin do constitute a single groundwater flow system, sub-watersheds within the basin contribute recharge to different parts of the system depending on groundwater flow-paths from recharge to discharge areas. In general, within these sub-watersheds water within the aquifer system is sourced from a common recharge area, and can therefore be considered a single source.

3. a) Is there more than one source developed under the right (e.g., basalt and alluvium)?

Yes No _____

b) If yes, estimate the portion of the right supplied by each of the sources and describe any limitations that will need to be placed on the proposed change (rate, duty, etc.): _____

4. a) Will this proposed change, at its maximum allowed rate of use, likely result in an increase in interference with **another ground water right**?

Yes No Comments: The proposed APOAs are within the existing footprint of these certificates and other water rights held by this applicant. There are no additional groundwater rights in this area under different ownership.

b) If yes, would this proposed change, at its maximum allowed rate of use, likely result in another groundwater right not receiving the water to which it is legally entitled?

Yes No If yes, explain: _____

5. a) Will this proposed change, at its maximum allowed rate of use, likely result in an increase in interference with **another surface water source**?

Yes No Comments: There are no perennial surface water sources in the vicinity of the authorized or proposed wells.

b) If yes, at its maximum allowed rate of use, what is the expected change in degree of interference with any **surface water sources** resulting from the proposed change?

Stream: _____ Minimal Significant

Stream: _____ Minimal Significant

Provide context for minimal/significant impact: _____

6. For SW-GW transfers, will the proposed change in point of diversion affect the surface water source similarly (as per OAR 690-380-2130) to the authorized point of diversion specified in the water use subject to transfer?

Yes No Comments: _____

7. What conditions or other changes in the application are necessary to address any potential issues identified above: none.

8. Any additional comments: none.

