

Groundwater Transfer Review Summary Form

Transfer/PA # T- 13257

GW Reviewer Darrick E. Boschmann Date Review Completed: 03/02/2021

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.



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Ground Water Review Form:

- ☒ **Water Right Transfer**
☐ **Permit Amendment**
☐ **GR Modification**
☐ **Other**

Application: T-13257

Applicant Name: Rodger Sheley

Proposed Changes: ☐ POA ☒ APOA ☐ SW→GW ☐ RA
☐ USE ☒ POU ☐ OTHER

Reviewer(s): Darrick E. Boschmann

Date of Review: 03/02/2021

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

This application is related to certificates 48659, 48660, and 92120.

Certificate 48659 authorizes groundwater pumping from 1 well (POD 1 = HARN 558) for primary irrigation of 60.0 acres in the Malheur Lake Basin. The following changes are sought:

- _____
1. Add 3 APOAs (HARN 2032; HARN 530; HARN 50958).

2. Rearrange the POU.

Certificate 48660 authorizes groundwater pumping from 1 well (POD 1 = HARN 558) for primary irrigation of 16.4 acres in the Malheur Lake Basin. The following changes are sought:

- _____
1. Add 3 APOAs (HARN 2032; HARN 530; HARN 50898).

2. Rearrange the POU.

Certificate 92120 authorizes groundwater pumping from 3 wells (POD 1 = HARN 2032; POD 2 = HARN 530; POD 3 = HARN 528) for primary irrigation of 209.4 acres; and fish culture and wildlife uses. The following changes are sought:

- _____
1. Add 2 APOAs (HARN 558; HARN 50898).

2. Transfer the "corners" and other areas apparently not receiving water from the current center pivot infrastructure to an area one section south.

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.
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- 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: There are numerous existing groundwater rights in the vicinity of the authorized and proposed wells. Most of the existing groundwater POAs in this area are under the same ownership as the applicant or leased by the applicant. Additionally, the changes proposed here involve tying together wells already authorized under existing water rights, and will result in a redistribution of existing pumping - all proposed APOAs are currently authorized irrigation wells. No new irrigation wells are proposed.
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- 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 existing 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.
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