

District

Name Rogue River Valley
Irrigation District
 Address 3139 Merriman Rd
Medford, OR 97501
rrvid@rrvid.org

Change in _____
 Date Filed _____
 Initial notice date _____
 DPD issued date _____
 PD issued date _____
 PD notice date _____
 Date of FO 2/28/2024 Vol 129 Page 811-816
 C-Date _____
 COBU due date _____
 COBU Received date _____
 Certificate issued _____

DESCRIPTION OF WATER RIGHT(s) N. Fork Little Butte Creek, A reservoir
Little Beaver Creek, Antelope Creek, Fourmile Lake, Fish Lake, Unnamed Stream

Name of Stream Emigrant Creek, S. Fork Little Butte Creek, Conde Creek, Dead Indian Creek,
Beaver Dam Creek, Pole Bridge Creek, Deadwood Creek, Keene Creek, Grizzly Creek, Soda Creek
 Trib. of Jenny Creek, Grizzly Creek, Beaver Dam Creek, S. Fork Little Butte Creek, Dead Indian
Creek, Little Butte Creek, Bear Creek, Fourmile Creek, N. Fork Little Butte Creek, Dry Creek

Use _____ County Jackson

Quantity of water (CFS) _____ No. of Acres _____

Name of ditch _____

App# E 194 Per # E 19 Cert # 85288 PR Date 7-23-1909

App# S 29701 Per # S 30364, S 38230 Cert # 80576 PR Date 9-6-1915

App# S 589 Per # S 407 Cert # 85876 PR Date 3-31-1910 Date _____

App# S 3036 Per # S 1705 Cert # 85877 PR Date 6-24-1913

App# S 28535 Per # S 25915 Cert # 83729 PR Date _____

FEES PAID

Date	Amount	Receipt #
<u>11-17-2023</u>	<u>\$1,360.00</u>	<u>141950</u>
<u>12-26-23</u>	<u>\$1,830.00</u>	<u>142161</u>

FEES REFUNDED

Date	Amount	Receipt #

Assignments: _____

Irrigation District Rogue River Valley ID

Agent _____

CWRE _____

CC's list _____

☐ - Oversized map - Location _____



Oregon

Tina Kotek, Governor

Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone 503 986-0900

Fax 503 986-0904

www.oregon.gov/owrd

February 28, 2024

Rogue River Valley Irrigation District
3139 Merriman Rd
Medford, OR 97501

REFERENCE: District Transfer T-14355

Enclosed is a copy of the final order approving your District Transfer.

The time allowed to complete the transfer is specified in the final order. You are required to submit a claim of beneficial use to this Department within one year of the date you complete the change(s) or within one year of the completion date authorized final order whichever comes first. If necessary, you may request more time by filing for transfer extension. All extensions are subject to approval.

To file a claim please include:

1. **A CLAIM OF BENEFICIAL USE form**
2. **A CLAIM OF BENEFICIAL USE SITE REPORT**
3. **A Claim of Beneficial Use Map** (this map does not need to be prepared by a Certified Water Rights Examiner (CWRE))

All forms needed to file a claim for a district transfer are available at

<https://www.oregon.gov/OWRD/programs/WaterRights/Transfers/DistTransfer/Pages/Forms.aspx>

If you have any questions related to the approval of this transfer, you may contact your caseworker Ann Reece by telephone at (503) 979-3214 or by e-mail at Ann.L.Reece@water.oregon.gov.

Sincerely,

Elyse D. Richman
Water Right Services Support
Transfers and Conservation Section

cc: Shavon L. Haynes, Watermaster Dist. # 13 (via email)

Enclosure

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Transfer Application)	FINAL ORDER APPROVING
T-14355, Jackson County)	A DISTRICT PERMANENT TRANSFER FOR A
)	CHANGE IN PLACES OF USE

Authority

Oregon Revised Statutes (ORS) 540.570 to 540.580 establish the process in which a district may submit a request to transfer a water right within district boundaries. Oregon Administrative Rule (OAR) Chapter 690, Division 385 implements the statutes and provides the Department's procedures and criteria for evaluating district transfer applications.

Applicant

ROGUE RIVER VALLEY IRRIGATION DISTRICT
3139 MERRIMAN RD
MEDFORD, OR 97501

Findings of Fact

1. On November 17, 2023, Rogue River Valley Irrigation District (RRVID) filed a district transfer application to permanently change the place of use under Certificates 85288, 80576, 85876, 85877. The Department assigned the application number T-14355.
2. Notice of the District Permanent Transfer Application was published on November 28, 2023, pursuant to ORS 540.580 and OAR 690-385-4400. No comments were filed in response to the notice.
3. On November 28, 2023, and December 18, 2023, RRVID submitted amendments to their application to correct scrivener's errors.
4. The portion of the first right to be transferred is as follows:
Certificate: 85288 in the name of ROGUE RIVER VALLEY IRRIGATION DISTRICT (perfected under Permit E-19)
Use: IRRIGATION OF 20.05 ACRES and SUPPLEMENTAL IRRIGATION of 20.05 ACRES
Priority Date: JULY 23, 1909
Limit/Duty: Total diversions through the Main Canal from North Fork and South Fork of the Little Butte Creek shall not exceed 140 CFS at any one time, 50 cfs for Rogue River Valley Irrigation District and 90 CFS for the Medford Irrigation District.

This final order in a contested case and is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075(2) and OAR 137-003-0675, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

Within 20 days after this final order is issued (i.e., mailing date), the district or any protestant may file with the commission exceptions to the final order. The commission shall issue an order granting or denying the exceptions within 30 days after receiving the exceptions. ORS 540.580(10).

Total diversions from North Fork Little Butte Creek shall not exceed 125 CFS at any one time. Total diversions from South Fork Little Butte Creek shall not exceed 100 CFS at any one time. The amount of water used for irrigation is limited to ONE-HUNDREDTH of one cubic foot per second (or its equivalent) for each acre irrigated during the season of each year.

Source: NORTH AND SOUTH FORKS LITTLE BUTTE CREEK, tributaries to LITTLE BUTTE CREEK

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
36 S	1 E	WM	8	SW SW	BRADSHAW DROP - NOT SPECIFIED ON CERTIFICATE
36 S	2 E	WM	20	SE NE	NORTH FORK LITTLE BUTTE CREEK - 40 FEET NORTH AND 620 FEET WEST FROM THE E1/4 CORNER OF SECTION 20
36 S	2 E	WM	29	NE SE	SOUTH FORK LITTLE BUTTE CREEK - 780 FEET SOUTH AND 400 FEET WEST FROM THE E1/4 CORNER OF SECTION 29

Authorized Place of Use:

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
36 S	2 W	WM	21	SE SE	6.40	1500	RRVID	23-01
36 S	2 W	WM	36	NE NE	7.15	102	RRVID	23-01
36 S	2 W	WM	36	NE SE	6.50	113	RRVID	23-01
Total:					20.05			

5. Transfer Application T-14355 proposes to change the place of use to:

Proposed Place of Use:

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
36 S	2 W	WM	27	SE SW	6.40	600	SNYDER	23-01
36 S	2 W	WM	27	SE SW	6.50	601	SNYDER	23-01
36 S	2 W	WM	27	SE SW	7.15	700	SNYDER	23-01
Total:					20.05			

6. The portion of the second right to be transferred is as follows:

Certificate: 80576 in the name of ROGUE RIVER VALLEY IRRIGATION DISTRICT (perfected under Permits S-30364 and S-38230)

Use: SUPPLEMENTAL IRRIGATION 20.05 ACRES

Priority Date: SEPTEMBER 6, 1915

Limit/Duty: The amount of water used for irrigation together with the amount secured under any other right existing for the same lands is limited to 4.5 acre-feet for each acre irrigated during the irrigation season of each year, provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein.

Source: AGATE RESERVOIR constructed under Permits R-4563 and R-6175, and DRY CREEK, tributaries of LITTLE BUTTE CREEK

Authorized Point of Diversion:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
36 S	1 W	WM	25	NW NW	AGATE DAM ON DRY CREEK - 1090 FEET SOUTH AND 1250 FEET EAST FROM THE NW CORNER OF SECTION 25

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
36 S	2 W	WM	21	SE SE	6.40	1500	RRVID	23-01
36 S	2 W	WM	36	NE NE	7.15	102	RRVID	23-01
36 S	2 W	WM	36	NE SE	6.50	113	RRVID	23-01
Total:					20.05			

7. Transfer Application T-14355 proposes to change the place of use to:

Proposed Place of Use:

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
36 S	2 W	WM	27	SE SW	6.40	600	SNYDER	23-01
36 S	2 W	WM	27	SE SW	6.50	601	SNYDER	23-01
36 S	2 W	WM	27	SE SW	7.15	700	SNYDER	23-01
Total:					20.05			

8. The portion of the third right to be transferred is as follows:

Certificate: 85876 in the name of ROGUE RIVER VALLEY IRRIGATION DISTRICT (perfected under Permit S-407)

Use: SUPPLEMENTAL IRRIGATION of 20.05 ACRES

Priority Date: MARCH 31, 1910

Limit/Duty: Total diversions through the Main Canal from North Fork and South Fork Little Butte Creek shall not exceed 140 CFS at any one time. The amount of water used for irrigation is limited to ONE-EIGHTIETH of one cubic foot per second (or its equivalent) for each acre irrigated during the season of each year.

Source: FOUR MILE LAKE RESERVOIR within the KLAMATH RIVER BASIN; and waters draining for flowing into the CASCADE CANAL; and FISH LAKE RESERVOIR within the ROGUE RIVER BASIN as constructed under Permit R-50, [Water is conveyed from Four Mile Lake via the Cascade Canal, and held, and stored in Fish Lake. Water is re-diverted and released into the North Fork Little Butte Creek, and is re-diverted into the Main Canal shared by Rogue River Valley and Medford Irrigation Districts. At Bradshaw Drop the water is split between the Hopkins Canal and the Medford Canal.]

Authorized Points of Diversion:

Twsp	Rng	Mer	Sec	Q-Q	Measured Distances
36S	1E	WM	8	SW SW	BRADSHAW DROP - NOT SPECIFIED ON CERTIFICATE
36 S	2 E	WM	20	SE NE	NORTH FORK LITTLE BUTTE CREEK - 40 FEET NORTH AND 620 FEET WEST FROM THE E1/4 CORNER OF SECTION 20
36 S	5E	WM	9	SW NW	FOUR MILE LAKE DAM - 3600 FEET NORTH AND 4200 FEET WEST FROM THE SE CORNER OF SECTION 9
37S	4E	WM	4	SE SE	FISH LAKE DAM - 4000 FEET SOUTH AND 600 FEET WEST FROM THE NE CORNER OF SECTION 4

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION								
Twsp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
36 S	2 W	WM	21	SE SE	6.40	1500	RRVID	23-01
36 S	2 W	WM	36	NE NE	7.15	102	RRVID	23-01
36 S	2 W	WM	36	NE SE	6.50	113	RRVID	23-01
Total:					20.05			

9. Transfer Application T-14355 proposes to change the place of use to:

Proposed Place of Use:

SUPPLEMENTAL IRRIGATION								
Twsp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
36 S	2 W	WM	27	SE SW	6.40	600	SNYDER	23-01
36 S	2 W	WM	27	SE SW	6.50	601	SNYDER	23-01
36 S	2 W	WM	27	SE SW	7.15	700	SNYDER	23-01
Total:					20.05			

10. The portion of the fourth right to be transferred is as follows:

Certificate: 85877 in the name of ROGUE RIVER VALLEY IRRIGATION DISTRICT (perfected under Permit S-1705)

Use: SUPPLEMENTAL IRRIGATION of 20.05 ACRES

Priority Date: JUNE 24, 1913

Limit/Duty: The amount of water used for irrigation together with the amount secured under any other prior right existing for the same lands is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) for each acre irrigated during the irrigation season of each year.

Source: ANTELOPE CREEK, tributary to LITTLE BUTTE CREEK

Authorized Point of Diversion:

Twsp	Rng	Mer	Sec	Q-Q	Measured Distances
36 S	1 E	WM	30	SW NE	HOPKINS CANAL - 770 FEET NORTH AND 1650 FEET WEST FROM THE E1/4 CORNER OF SECTION 30

Authorized Place of Use:

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
36 S	2 W	WM	21	SE SE	6.40	1500	RRVID	23-01
36 S	2 W	WM	36	NE NE	7.15	102	RRVID	23-01
36 S	2 W	WM	36	NE SE	6.50	113	RRVID	23-01
Total:					20.05			

11. Transfer Application T-14355 proposes to change the place of use to:

Proposed Place of Use:

SUPPLEMENTAL IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	Acres	Tax Lot	Water User	Notice
36 S	2 W	WM	27	SE SW	6.40	600	SNYDER	23-01
36 S	2 W	WM	27	SE SW	6.50	601	SNYDER	23-01
36 S	2 W	WM	27	SE SW	7.15	700	SNYDER	23-01
Total:					20.05			

12. The Department finds that the district permanent transfer application was submitted according to ORS 540.580 and OAR 690-385-4000, contains the information required under OARs 690-385-4200 and 690-385-2000, and includes maps meeting the requirements of OARs 690-385-4300 and 690-385-2200.
13. The Department finds that the proposed district permanent transfer meets all the criteria set forth in ORS 540.580 and OAR 690-385-4000.
14. The proposed change in places of use will not result in enlargement of the right as defined in OAR 690-385-0100(4).
15. The proposed change in places of use will not result in injury to other water rights as defined in OAR 690-385-0100(6).
16. Any other applicable requirements for district permanent water right transfers are met as required in OAR 690-385-4500.

Conclusions of Law

The proposed changes in place of use as proposed in Transfer Application T-14355 comply with and satisfy the requirements of ORS 540.580 and OAR 690-385-4500.

Now, therefore, it is ORDERED:

1. The proposed changes in place of use to the water rights evidenced by Certificates 85288, 80576, 85876, and 85877 are approved.
2. The places of use from which the water rights are transferred off by Transfer T-14355 shall no longer be irrigated, and are cancelled from Certificates 85288, 80576, 85876, and 85877.

- Dated in Salem, Oregon on FEB 28 2024

Mailing Date: **FEB 29 2024**

Watermaster Review Form: Water Right Transfer



Oregon Water Resources Department
725 Summer St NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
www.oregon.gov/OWRD

Transfer Application: T-14355

Review Due Date: 12/21/2023

Applicant Name: Rogue River Valley ID

Proposed Changes: ☒ POU ☐ POD ☐ POA ☐ USE ☐ OTHER

Reviewer(s): Mike McCord

Date of Review: 01/24/2024

1. Do you have evidence that the right has not been used in the last 5 years and that the presumption of forfeiture would not likely be rebuttable? ☐ Yes ☒ No If "Yes", attach evidence (e.g. dated aerial photo showing pavement or building on the land for >5 yrs.)
2. Is there a history of regulation on the source that serves this (or these) right(s) that has involved the transferred right(s) and downstream water rights? ☐ Yes ☒ No Generally characterize the frequency of any regulation or explain why regulation has not occurred:
It does not appear that there are junior rights to regulate.
3. Have headgate notices been issued for the source that serves the transferred right(s)?
☐ Yes ☒ No ☐ Records not available.
4. In your estimation, after the proposed change, would distribution of water for the right(s) result in regulation of other water rights that would not have occurred if use under the original right(s) was/were maximized? ☐ Yes ☒ No If "Yes", explain:
5. In your estimation, if the proposed change is approved, are there upstream water rights that would be affected? ☐ Yes ☒ No If "Yes", describe how the rights would be affected and list the rights most affected:

6. Check here ☐ if it appears that downstream water rights benefit from return flows resulting from the current use of the transferred right(s)? If you check the box, generally characterize the locations where the return flows likely occur and list the water rights that benefit most:

☒ N/A

7. For POD changes and instream transfers, check here if there are channel losses between the old and new PODs or within the proposed instream reach? If you check the box, describe and, if possible, estimate the losses:

☒ N/A

8. For instream transfers that propose protection of a reach beyond the mouth of the source stream:

☒ N/A Would the quantity be measureable into the receiving stream consistent with OAR 690-077-0015(8)? ☐ Yes ☐ No

9. For POU changes: ☐ N/A Is it likely the original place of use would continue to receive water from the same source? ☐ Yes ☒ No If "Yes", explain:

10. For POU or USE changes: ☐ N/A In your best judgment, would use of the existing right at "full face value," result in the diversion of more water than can be used beneficially and without waste?

☐ Yes ☒ No If "Yes", explain:

11. For POU changes that involve micro-irrigation: ☒ N/A

- a. Has the applicant made changes (absent a transfer) to convert to micro-irrigation within the current place of use boundary of the water right proposed for transfer, and previously demonstrated to the Department through monitoring and site inspections by the Watermaster that the proposed transfer will not result in injury or enlargement?

☐ Yes ☐ No If "Yes", explain:

- b. Has a temporary transfer of this nature been previously filed and approved on the same lands (or portions thereof) as those lands involved in this transfer?

☐ Yes ☒ No If "Yes", answer the following:

- i. Were there any problems with more acres being irrigated (or wetted) than were authorized under the temporary transfer? ☐ Yes ☐ No If "Yes", explain:
- ii. Did the designated areas that were to remain dry (or not wetted) under the temporary transfer actually remain dry? ☐ Yes ☐ No If "No", explain:
- iii. Did the applicant comply with and meet all of the conditions of the temporary transfer? ☐ Yes ☐ No If "No", explain:
- iv. Do you have any other observations regarding the temporary transfer? ☐ Yes ☐ No If "Yes", describe:
- v. Did the applicant demonstrate to the Department through monitoring and site inspections by the Watermaster that neither injury nor enlargement occurred as a result of the temporary transfer? ☐ Yes ☐ No If "No", explain:

- c. To the best of your knowledge, if this transfer is approved, does it appear that:

- i. "Injury" will occur to other water rights that share the same source?

☐ Yes ☒ No If "Yes", explain:

- ii. "Enlargement" of the water right being transferred will occur?

☐ Yes ☒ No If "Yes", explain:

12. Are there other issues not identified through the above questions that should be considered in determining whether the change "can be effected without injury to other rights"?

☐ Yes ☒ No If "Yes", explain:

13. What alternatives may be available for addressing any issues identified above:

14. Do conditions need to be included in the transfer order to avoid enlargement of the right or injury to other rights? ☒ No ☐ Yes, as checked and provided below:

☐ For POU changes that involve micro-irrigation, provide the monitoring and reporting conditions necessary to prevent injury/enlargement:

☐ A Headgate should be required prior to diverting water.

☐ Measurement Devices for POD or POA: (if this condition is selected, also fill in the top sections of Page 4)

a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, ☐ at each point of diversion/appropriation (new and existing) OR at each new point of diversion/appropriation ☐ with the exception that water rights issued to the Bureau of Reclamation or an irrigation district (or similar entity) are not subject to this condition.*

b. The water user shall maintain the meters or measuring devices in good working order.

c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.

☐ Reservoir water use measurement: (if this condition is selected, also fill in the top sections of Page 4)

a. Before water use may begin under this order, the water user shall install staff gages, or, with prior approval of the Director, other suitable measuring devices, that measure the entire range and stage between empty and full in each reservoir. Staff gages shall be United States Geological Survey style.*

b. Before water use may begin under this order, if the reservoir is located in channel, weirs or other suitable measuring devices must be installed upstream and downstream of the reservoir, and, an adjustable outlet valve must be installed. The water user shall maintain such devices in good working order. A written waiver may be obtained, if in the judgment of the Director, the installation of weirs or other suitable measuring devices, or the adjustable outlet valve, will provide no public benefit.

* The following alternative device(s) should be substituted for the bold, underlined device in the above selected condition:

☐ Weir
☐ Parshall Flume
☐ Other: _____

☐ Submerged Orifice
☐ Flow Restrictor

Oregon Water Resources Department
Measurement Condition Information for the Applicant
(To be sent with the Draft Preliminary Determination or Final Order)

Transfer #: T-

☐

In order to avoid enlargement of the right or injury to other rights, a _____ will
 be required to be installed prior to diversion of water, as a condition of this transfer:

☐

at each point of diversion/appropriation (new and existing) **OR**

☐

at each new point of diversion/appropriation.

For additional information, or to obtain approval of a different type of measurement device, the applicant should contact the area Watermaster:

Watermaster name:

District:

Address:

City/State/Zip:

Phone:

Email:

Note: If a device other than the one specified in the Preliminary Determination or Final Order is approved by the Watermaster, fill out and mail the form below to the Salem office.

Approval of an Alternate Measurement Device T-
(to be filled out after consultation with the applicant, or after a site visit)

On behalf of the Director, I authorize use of the following suitable **alternate measurement device**:

 Watermaster signature

 District

 Date

If this form is used for approval of an alternative measurement device, it must be mailed to:

Oregon Water Resources Department
 725 Summer Street NE, Suite A
 Salem, OR 97301-1266

WATER RIGHT TRANSFER COVER SHEET

Transfer: T-14355

Transfer Specialist:

Transfer Type: District Permanent Transfer

Reimbursement Authority? ☐

Applicant: Rogue River Valley Irrigation District 3139 Merriman Rd Medford, OR 97501	Agent:	Receiving Landowner:
Current Landowner if other than Applicant:	CWRE:	Irrigation District:
Affected Local Gov'ts:	Affected Tribal Gov't:	BOR Notified (date):

Water Rights Affected

File Marked	App. File # or Decree Name	Permit	Certificate	RR/CR Needed	RR/CR Nos.
<input type="checkbox"/>				<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>				<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>				<input type="checkbox"/> Yes <input type="checkbox"/> No	

Key Dates & Initial Actions (Support Staff)

Rec'd: November 21, 2023	Proposed Action(s): PLACE OF USE	
Fees Pd: 1360.00	Acknowledgement Letter Sent <input checked="" type="checkbox"/>	Basin: 15 Rogue
Initial Public Notice: 11/28/2023	County sent cc: of Ack Letter <input type="checkbox"/>	County: JACKSON
WM District: 13 Shavon L. Haynes	WM Review request sent:	WM Review date received:
ODFW District:	ODFW Review sent:	ODFW Review date received:
Groundwater	GW Review sent:	GW Review date received:

Caseworker Actions: Newspaper & PD Notice:

Newspaper notice needed: <input type="checkbox"/>	Name of Newspaper:
Newspaper notice sent to coordinator:	Newspaper notice quote requested (NRS1):
Request for news \$ sent:	News \$ received:
Affidavit of publication received:	Last day of publication:

Peer Review:

Document	Drafted	Peer Review	Coordinator	Changes Made	Signature Bin	Signature Date
DPD	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	CW Sent: _____ WM Sheet <input type="checkbox"/> ODFW Sheet: <input type="checkbox"/>	N/A
PD	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____ Data Review Date: _____	Date: _____	Date: _____
FO	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ No. of docs for sig: _____	Date: _____

Special Issues: _____

Special Order Volume: Vol. _____ Pages _____



Oregon

Tina Kotek, Governor

Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone 503 986-0900

Fax 503 986-0904

www.oregon.gov/owrd

November 21, 2023

Rogue River Valley Irrigation District
3139 Merriman Rd
Medford, OR 97501

Reference: District Permanent Transfer T-14355

On November 21, 2023, we received your district transfer application requesting PLACE OF USE changes. The application was accompanied by \$1360.00. Your receipt number 141950 is enclosed.

By copy of this letter, we are asking the Watermaster for their report regarding the potential for injury to existing water rights which may be caused by the change.

This application will be published on the Department's weekly notice dated November 28, 2023, viewable at http://apps.wrd.state.or.us/apps/misc/wrd_notice_view/?notice_id=21. A copy of the application can be assessed through this public notice link. Pursuant to Oregon administrative rules, the Department is requesting public comments on the recently filed district transfer application listed above. Comments may be submitted by any interested persons within 30 days of the weekly notice publication date. Comments must be received by the Department on or before December 28, 2023. For details on how to file comments please refer to the Department's weekly notice. Details for filing protests, if applicable, are also noted on the weekly notice.

If you have any questions, please call the Transfer Section, (503) 986-0935.

cc: Watermaster # 13, Shavon L. Haynes (*via email*)

Enclosure

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172
(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **141950**

INVOICE # _____

RECEIVED FROM: Rogue River Valley
BY: Irrigation District
CASH: ☐ CHECK: # 31800 OTHER: (IDENTIFY) ☐

APPLICATION	
PERMIT	
TRANSFER	<u>T-14359</u>

TOTAL REC'D \$ 1,360.09

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES \$ _____
OTHER: (IDENTIFY) \$ _____

0243 I/S Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES \$ _____
0410 RESEARCH FEES \$ _____
0408 MISC REVENUE: (IDENTIFY) \$ _____
TC162 DEPOSIT LIAB. (IDENTIFY) \$ _____
0240 EXTENSION OF TIME \$ _____

WATER RIGHTS:

0201 SURFACE WATER	EXAM FEE	0202	RECORD FEE
0203 GROUND WATER	\$ _____	0204	\$ _____
0205 TRANSFER	\$ <u>1,360.09</u>		

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR	EXAM FEE	0219	LICENSE FEE
LANDOWNER'S PERMIT	\$ _____	0220	\$ _____

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ _____ CARD# _____
0210 MONITORING WELLS \$ _____ CARD# _____

OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD) \$ _____
0231 HYDRO LICENSE FEE (FW/WRD) \$ _____
HYDRO APPLICATION \$ _____

TREASURY OTHER / RDX

FUND _____ TITLE _____
OBJ. CODE _____ VENDOR # _____
DESCRIPTION _____ \$ _____

RECEIPT: **141950**

DATED: 11/17/2013 BY: Leslie D. Miller

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

725 Summer St. N.E. Ste. A

SALEM, OR 97301-4172

(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **142161**

INVOICE # _____

RECEIVED FROM: Rogue River Valley
BY: Irrigation District
Revolving Fund

APPLICATION	
PERMIT	
TRANSFER	<u>T-14355</u>

CASH: ☐ CHECK: # 31882 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 1,830.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES \$ _____
OTHER: (IDENTIFY) \$ _____

0243 I/S Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES \$ _____
0410 RESEARCH FEES \$ _____
0408 MISC REVENUE: (IDENTIFY) _____ \$ _____
TC162 DEPOSIT LIAB. (IDENTIFY) _____ \$ _____
0240 EXTENSION OF TIME \$ _____

WATER RIGHTS:

0201 SURFACE WATER \$ _____ 0202 \$ _____
0203 GROUND WATER \$ _____ 0204 \$ _____

0205 TRANSFER \$ 1,830.00

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR \$ _____ 0219 \$ _____
LANDOWNER'S PERMIT 0220 \$ _____

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ _____ CARD# _____
0210 MONITORING WELLS \$ _____ CARD# _____

OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD) \$ _____
0231 HYDRO LICENSE FEE (FW/WRD) \$ _____
HYDRO APPLICATION \$ _____

TREASURY OTHER / RDX

FUND _____ TITLE _____
OBJ. CODE _____ VENDOR # _____
DESCRIPTION \$ _____

RECEIPT: **142161**

DATED: 12-26-2023 BY: m-mill



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem Oregon 97301-1266
(503) 986-0900
www.wrd.state.or.us

Application for District Permanent Water Right

Transfer

Please type or print legibly in dark ink. If your application is incomplete or inaccurate, we will return it to you. If any requested information does not apply to your application, insert "N/A" to indicate "Not Applicable." As you complete this form, please refer to notes and guidance included on the application. A summary of review criteria and procedures that are generally applicable to the application is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml#app_criteria_review.

Change in Place of Use Only

1A. APPLICANT INFORMATION

IRRIGATION DISTRICT Rogue River Valley Irrigation District			PHONE NO. 541-773-6127	ADDITIONAL CONTACT NO.
ADDRESS 3139 Merriman Rd.			COUNTY Jackson	
CITY Medford	STATE OR	ZIP 97501	E-MAIL rrvid@rrvid.org	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

1B. AGENT INFORMATION

AGENT/BUSINESS NAME			PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS			FAX NO.	
CITY	STATE	ZIP	E-MAIL	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

2. PROPOSED CHANGE(S) TO WATER RIGHT(S)

- List all water rights to be affected by this transfer. Indicate the certificate, permit, decree or other identifying number(s) in the table below: (Attach additional pages as necessary.)

	Certificate	Permit / Previous Transfer	Decree
1.	85288	-	
2.	80576	-	
3.	85876	-	
4.	85877	-	
5.	83729	-	
6.		-	

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NOV 17 2020

RECEIVED

NOV 17 2023

OWRD

3. ATTACHMENTS

Check each of the following attachments included with this application. The application will be returned if all required attachments are not included.

<p>Supplemental Form A –</p> <p>Description of Proposed Change(s) to a Water Right</p> <p><input type="checkbox"/> A <u>separate</u> Supplemental Form A is enclosed for <u>each</u> water right to be affected by this transfer.</p> <p>Map</p> <p><input checked="" type="checkbox"/> Permanent Transfer A map meeting the requirements of OAR 690-385-3300 must be included but need not be prepared by a Certified Water Right Examiner (CWRE).</p>	<p>Fees:</p> <p><input checked="" type="checkbox"/> Amount enclosed: \$ <u>1360.00</u> See the Department's Fee Schedule at www.wrd.state.or.us or call (503) 986-0900.</p> <p>Land Use Compatibility Statement</p> <p><input type="checkbox"/> The Land Use Information Form is <u>not</u> required if water is to be diverted, conveyed and/or used only on federal lands or if <u>ALL</u> of the following apply: a) a change in place of use only, b) a change that does not involve the placement or modification of structures, c) the use of water is for irrigation <u>only</u> and d) the use is located within an irrigation district or an exclusive farm use zone.</p>
---	---

4. SIGNATURES

The district certifies the following:

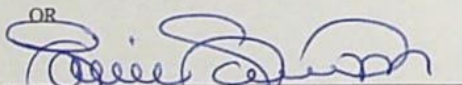
- (1) The water rights proposed for transfer are water rights subject to transfer and are not subject to forfeiture for nonuse under ORS 540.610;
- (2) Each user affected by the proposed transfer has provided written authorization for the transfer and such authorization is on file with the district;
- (3) For lands which are no longer irrigated or susceptible of irrigation that are included in this transfer under the authority of ORS 540.572 and OAR 690-385-5000, notices as required under ORS 540.572 and OAR 690-385-5100 have been given to the user and any security interest holder of record of intent to transfer the right and the user was provided an opportunity to resolve the matter in the manner described by ORS 540.572 and OAR 690-385-5400 and 690-385-5600.
- (4) On behalf of the district, I affirm to the best of my knowledge the information contained in this application is true and accurate.

District Manager signature

name (print)

date

OR



Authorized District Representative signature

Laurie Sanders 11/08/2023

name (print) date

Before submitting your application to the Department, be sure you have:

- Answered each question completely.
- Included all the required attachments.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount.

State of Oregon
WATER RESOURCES DEPARTMENT
NOTICE OF DISTRICT PERMANENT TRANSFER
(ORS 540-580)

District Internal
Notice #: _____

3139 Merriman Road
Medford, OR 97501
Phone: 541-773-6127 Fax: 541-773-5420

1. WATER RIGHT

CERTIFICATE # See Attachment A
PRIORITY DATE _____
JACKSON COUNTY
WATER RIGHT UNDER NAME OF ROGUE RIVER VALLEY IRRIGATION DISTRICT

2. APPLICANT

NAME Eric & Layne Snyder
ADDRESS 2191 Gibbon Rd Central Point OR 97502
ENCUMBRANCE'S _____

3. TYPE OF CHANGE: PERMANENT CHANGE IN PLACE OF USE.

4. LOCATION OF USE

AUTHORIZED POINT OF DIVERSION: SEE ATTACHMENT

LOCATION OF AUTHORIZED PLACE OF USE:

TOWNSHIP	RANGE	SECTION	¼ ¼ OF SECTION	TAX LOT	# OF ACRES IRRIGATED	OTHER USE
36	2W	21	SESE	1500	6.4	
36	2W	36A	NENE	102	6.5 7.15	
36	2W	36D	NESE	113	7.1 6.5	

5. RECIPIENT

NAME Eric & Layne Snyder PHONE: 541-261-0451
ADDRESS 2191 Gibbon Rd. Central Point OR 97502

6. LOCATION OF PROPOSED USE

TOWNSHIP	RANGE	SECTION	¼ ¼ OF SECTION	TAX LOT	# OF ACRES IRRIGATED	OTHER USE
36	2W	27	SESW SW	600	6.4	
36	2W	27	SESW	601	6.5	
36	2W	27	SESW	700	7.15	

7. EXHIBITS

A. A Map showing the location of the present and proposed irrigated lands.

Rogue River Valley Irrigation District hereby certifies that the applicant and recipient are the deed holders of subject properties; that our files are complete with a copy of the recorded documents; that the applicant's land has been irrigated within the last five years or the right appurtenant is not subject to forfeiture, and that applicant and recipient hereby authorize the transfer proposed herein.

NOTICE IS HEREBY GIVEN that this proposed change is subject to the approval of the Water Resources Department and that the Water Resources Department may reject the transfer or may require mitigation to avoid injury to other water right holders.

ROGUE RIVER VALLEY IRRIGATION DISTRICT AND APPLICANT, HEREBY SWEAR THAT THE ABOVE NOTICE FOR TRANSFER OF WATER RIGHT AND THE STATEMENTS MADE ARE TRUE AND CORRECT.

APPLICANT: ROGUE RIVER VALLEY
IRRIGATION DISTRICT
Name _____

DATE: 8/2/2022

RECIPIENT: _____
Name (landowner) _____

DATE: 8-2-22

Eric & Layne Snyder
Name (landowner) _____

DATE: 8-2-22

FOR DISTRICT: [Signature]
Name _____

DATE: 10/18/2023

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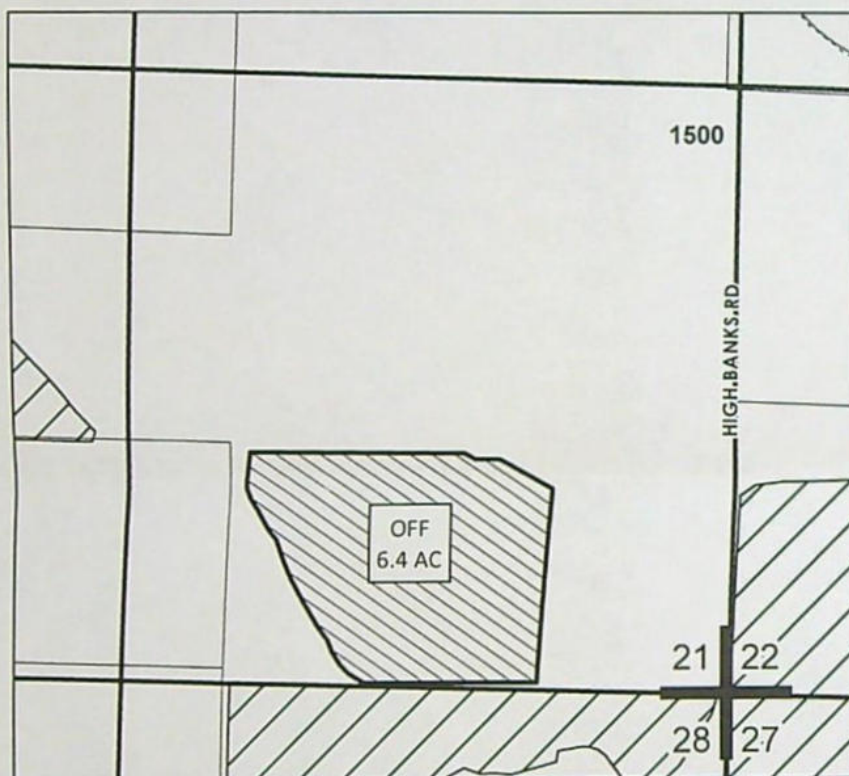
OWRD

14355 -



ROGUE RIVER VALLEY IRRIGATION DISTRICT WATER RIGHT TRANSFER MAP

DIN: 23-01



SCALE - 1" = 400'

LOCATED:
SE 1/4 OF THE SE 1/4
SEC 21 T36S R02W

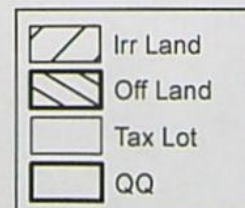
TL: 1500 6.4 AC 'OFF'

NAME: ROGUE RIVER VALLEY IRRIGATION DISTRICT

OFF MAP

Certificates
P 85288
S 80576
S 85876_77

RECEIVED
NOV 17 2023
OWRD



Date: 11/2/2023

14355 -



ROGUE RIVER VALLEY IRRIGATION DISTRICT WATER RIGHT TRANSFER MAP



DIN: 23-01



SCALE - 1" = 400'

LOCATED:
NE 1/4 OF THE NE 1/4
SEC 36 T36S R02W

TL: 102 7.15 AC 'OFF'

NAME: ROGUE RIVER VALLEY IRRIGATION DISTRICT

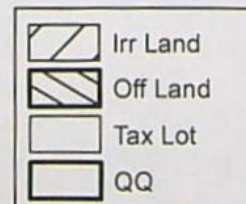
OFF MAP

Certificates
P 85288
S 80576
S 85876_77

RECEIVED

NOV 17 2023

OWRD



14355 -

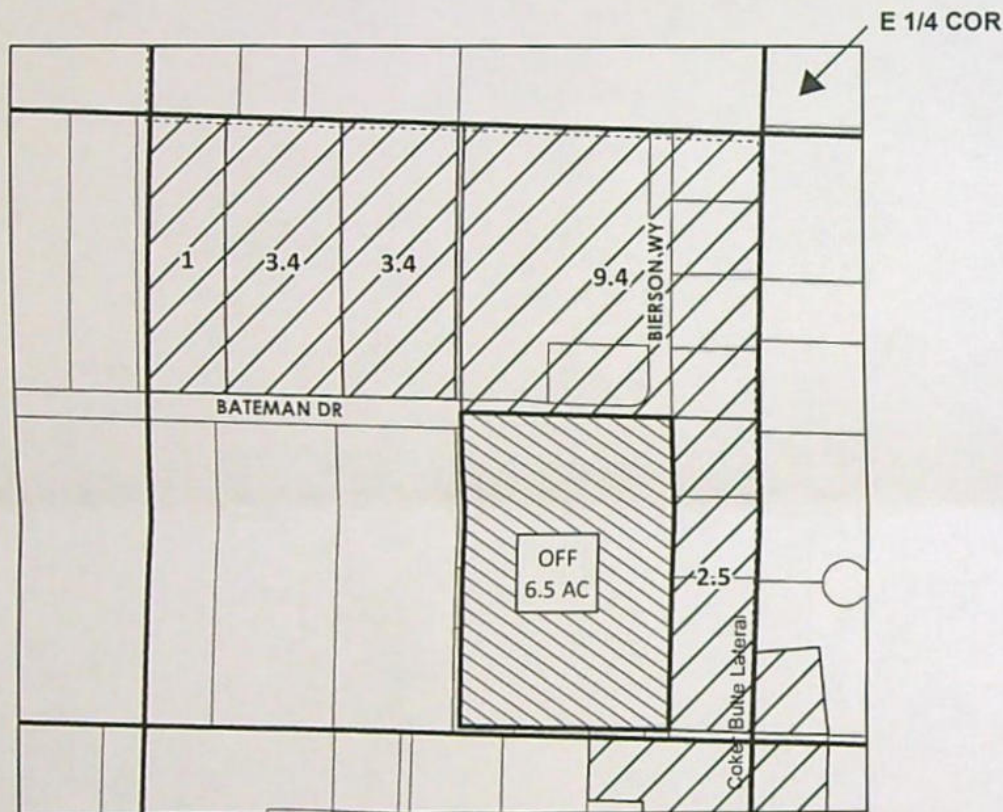
Date: 11/2/2023



ROGUE RIVER VALLEY IRRIGATION DISTRICT WATER RIGHT TRANSFER MAP



DIN: 23-01



SCALE - 1" = 400'

LOCATED:
NE 1/4 OF THE SE 1/4
SEC 36 T36S R02W

TL: 113 6.5 AC 'OFF'

NAME: ROGUE RIVER VALLEY IRRIGATION DISTRICT

OFF MAP

Certificates
P 85288
S 80576
S 85876_77

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OWRD

	Irr Land
	Off Land
	Tax Lot
	QQ

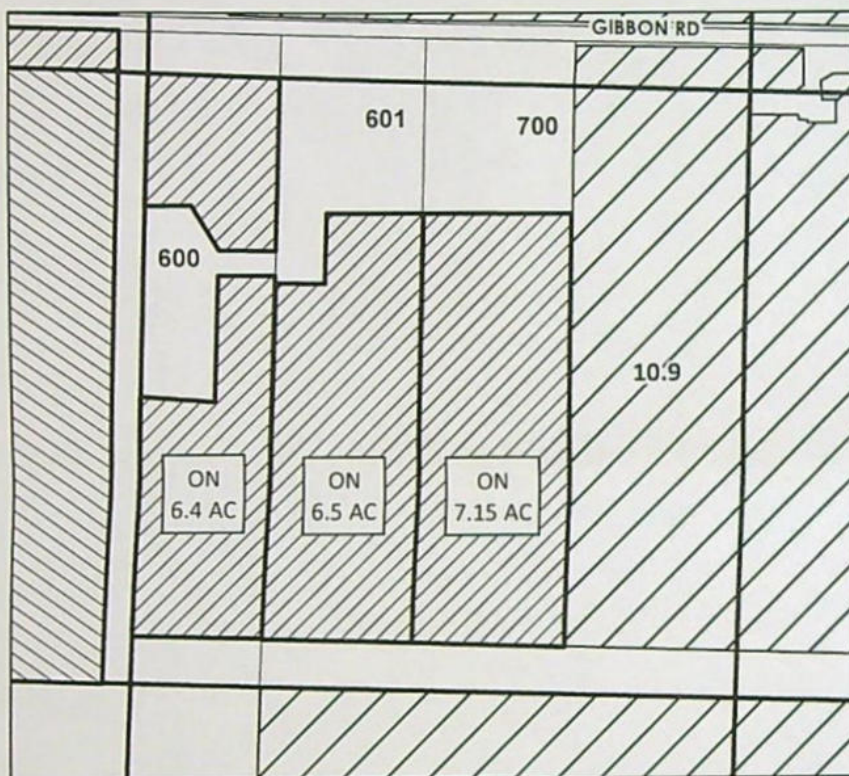
Date: 11/5/2023



ROGUE RIVER VALLEY IRRIGATION DISTRICT WATER RIGHT TRANSFER MAP



DIN: 23-01



SCALE - 1" = 400'

LOCATED:
SE 1/4 OF THE SW 1/4
SEC 27 T36S R02W

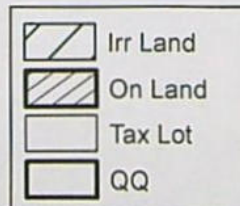
TL: 600 6.4 AC 'ON'
TL: 601 6.5 AC 'ON'
TL: 700 7.15 AC 'ON'

NAME: ERIC & LAYNE SNYDER

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NOV 17 2023
OWRD

ON MAP

Certificates
P 85288
S 80576
S 85876_77



14355 -

Date: 11/5/2023

Exhibit A

POD #	CERTIFICATE	PERMIT # PERFECTED UNDER	POINT OF DIVERSION	USE
1	85288	E-19	North & South Forks of the Little Butte Ck. & Bradshaw Drop	Primary (9,048.20)/Supplemental (705.20) 1/100 th of one CFS per second or it's equivalent
2	85714	Old Certificate 17213	North & South Forks of the Little Butte Ck	Primary Irrigation - 1 CFS to 140 acres
3	85286	Old Certificate 17213	North & South Forks of the Little Butte Ck	Primary Irrigation 1 CFS to 140 acres
4	85876	R-50	Four Mile, Fish Lake Reservoir, North Fork Little Butte Ck. & Bradshaw Drop	Supplemental Irrigation
5	85877	1705	Hopkins Canal	Supplemental Irrigation
6	80573	R-50	Four Mile Lake, Fish Lake Dam, North Fork Little Butte Ck. Bradshaw Drop	Manufacturing and Domestic Uses
7	80575	1706	Bear Creek Diversion 37-1W-30 NENW	Supplemental Irrigation
8	80576	R-4563 & R-6175	Agate Dam on Dry Ck.	Supplemental Irrigation
9	80577	2993	Griffin Creek & Jackson Ck. into Hopkins Canal	Supplemental Irrigation
10	86489	407	North & South Forks of the Little Butte Ck.	Manufacturing & Domestic Uses
11	83729	25915	Conde Ck, Dead Indian Ck., Daley Ck/Beaver Dam Ck., South Fork Little Butte Ck., Howard Prairie Dam	Supplemental Irrigation
12	79912	R-4563 & R-6175	Agate Dam on Dry Ck., Antelope Ck., North & South Fork Little Butte Ck. and Agate reservoir	Supplemental Irrigation
13	79911	407	Four Mile Dam and Fish Lake Reservoir	Irrigation, Domestic, Municipal and Manufacturing
14		4951	Lake, Osborne, Yankee, Antelope, Dry, Bear, Anderson, Coleman, Griffin, Jackson, Horn, Willow, Little Butte Cks., Bradshaw Drop, Little Butte Canal, Hopkins Canal, Phoenix Canal, Bear Creek Canal, Junction Canal, Oakleigh Canal.	Supplemental Irrigation

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NOV 17 2023

QWRD

14355 -

TABLE 1

E-RECEIVED
12/18/202
OWRD

			TABLE 1 - AUTHORIZED PLACE OF USE										
			LEGAL DESCRIPTION										
PRI DATE	USE	POD	TWP	RNG	SEC	QQ	DLC	GLOT	TL	AC-P	AC-S	NOTICE #	USER NAME
7/23/1909	IR	1	36	2W	21	SESE			1500	6.40		23-01	Rogue River Valley Irrigation District
9/6/1915	IR	8	36	2W	21	SESE			1500		6.40	23-01	
6/24/1913	IR	5	36	2W	21	SESE			1500		6.40	23-01	
9/6/1915	IR	11	36	2W	21	SESE			1500		6.40	23-01	
7/23/1909	IR	1	36	2W	36A	NENE			102	7.15		23-01	Rogue River Valley Irrigation District
9/6/1915	IR	8	36	2W	36A	NENE			102		7.15	23-01	
6/24/1913	IR	5	36	2W	36A	NENE			102		7.15	23-01	
9/6/1915	IR	11	36	2W	36A	NENE			102		7.15	23-01	
7/23/1909	IR	1	36	2W	36D	NESE			113	6.50		23-01	Rogue River Valley Irrigation District
9/6/1915	IR	8	36	1W	36D	NESE			113		6.50	23-01	
6/24/1913	IR	5	36	1W	36D	NESE			113		6.50	23-01	
9/6/1915	IR	11	36	1W	36D	NESE			113		6.50	23-01	

TABLE 2

[illegible]

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NOV 17 2022

Q. 41

14355 -

Rogue River Valley Irrigation District

3139 Merriman Road Medford, OR 97501 (541) 773-6127 Fax (541) 773-5420 Website: www.rrvirid.org

October 19, 2023

Anne Reece
Oregon Water Resource Department
725 Summer Street NE Suite A
Salem, OR 97310-1271

Re: "Notice of District Permanent Transfer"

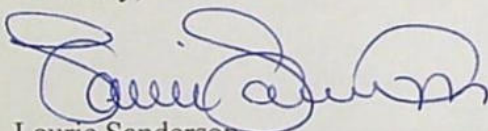
Dear Anne,

The District has one water right transfer application pending in our office for the following property. The District requests that OWRD place this notice on its weekly notification list of water rights to be transferred.

Eric Snyder, location of property the water rights are being transferred to:
362W27 Tax Lot 600 for 6.4 acres, 362W27 Tax Lot 601 for 6.5 acres, and 362W27 Tax Lot 700 for 7.15 acres; for a total of 20 acres. Please see the attached Notice of District Permanent Transfer for transfer information.

We hope that we have included everything that is required. However, if you have any questions or need additional information, please contact the District's Office Administrator, Laurie Sanderson at (541) 773-6127.

Sincerely,



Laurie Sanderson
Office Administrator

Enclosures (1 Notice of District Permanent Transfer)

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NOV 17 2023

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14355 -

SUPERSEDED

TABLE 1

TABLE 1 - AUTHORIZED PLACE OF USE													
LEGAL DESCRIPTION													
PRI DATE	USE	POD	TWP	RNG	SEC	QQ	DLC	GLOT	TL	AC-P	AC-S	NOTICE #	USER NAME
7/23/1909	IR	1	36	2W	21	SESE			1500	6.40		23-01	Rogue River Valley Irrigation District
9/6/1915	IR	8	36	2W	21	SESE			1500		6.40	23-01	
6/24/1913	IR	5	36	2W	21	SESE			1500		6.40	23-01	
9/6/1915	IR	11	36	2W	21	SESE			1500		6.40	23-01	Rogue River Valley Irrigation District
7/23/1909	IR	1	36	2W	36A	NENE			102	7.15		23-01	
9/6/1915	IR	8	36	2W	36A	NENE			102		7.15	23-01	
6/24/1913	IR	5	36	2W	36A	NENE			102		7.15	23-01	Rogue River Valley Irrigation District
9/6/1915	IR	11	36	2W	36A	NENE			102		7.15	23-01	
7/23/1909	IR	1	36	2W	36D	NESE			113	10.20		23-01	
9/6/1915	IR	8	36	1W	36D	NESE			113		10.20	23-01	Rogue River Valley Irrigation District
6/24/1913	IR	5	36	1W	36D	NESE			113		10.20	23-01	
9/6/1915	IR	11	36	1W	36D	NESE			113		10.20	23-01	

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NOV 17 2023
OWRD

14355 -

Laurie Sanderson

From: REECE Ann L * WRD <Ann.L.REECE@water.oregon.gov>
Sent: Monday, November 27, 2023 11:42 AM
To: Laurie Sanderson
Subject: Transfer T-14355

RECEIVED
DEC 26 2023
OWRD

Hi Laurie,

We received a transfer application and assigned it T-14355. The fees sent only included the base fee. Each additional water right involved in the transfer adds \$610. Thus, the fees are deficient by \$1830.

Please send a copy of this email with the additional funds. It would be helpful if you write T-14355 in the check memo (if possible), and also on the envelope. This will ensure the check gets appropriated to the correct file. Thanks! Ann