

**Oregon Water Resources Department
Water Right Services Division**

Water Right Application S-89404 in the)	FINAL ORDER
name of GROSHONG FARM, LLC)	APPROVING THE USE OF
)	STORED WATER

Summary: Order approving Application S-89404 and issuing Permit S-55518.

Authority

Oregon Revised Statute (ORS) 537.147 establishes the process by which an application to use stored water exclusively may be submitted. Oregon Administrative Rule (OAR) Chapter 690, Divisions 310 and 340 implement the statute, and provide the Department’s procedures and criteria for evaluating applications to use stored water exclusively. These statutes and rules can be viewed on the following website: www.oregon.gov/OWRD/programs/policylawandrules

The Department’s main page is: www.oregon.gov/OWRD

FINDINGS OF FACT

1. On September 29, 2023, Groshong Farm, LLC submitted an application for a water-use permit pursuant to ORS 537.147:

Source: WILLAMETTE BASIN PROJECT RESERVOIRS, CONSTRUCTED UNDER PERMITS R-1625 AND R-5363, TRIBUTARY TO WILLAMETTE RIVER

Use: IRRIGATION OF 90.8 ACRES

Volume: 227.0 ACRE-FEET (AF)

Period of Use: MARCH 1 THROUGH OCTOBER 31

County: LINN COUNTY

Place of Use: SECTION 19, TOWNSHIP 10 SOUTH, RANGE 3 WEST, W.M. AND SECTION 24, TOWNSHIP 10 SOUTH, RANGE 4 WEST, W.M.

2. The required examination fees were paid, and the minimum application requirements were met.
3. The Department has determined that the proposed use is an authorized use under the water right permit, certificate, or decree that allows the storage of water.

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is a Final Order in other than contested case. This order is subject to judicial review under ORS 536.075 and ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to OAR 137-004-0080, you may 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.

4. On October 10, 2023, the Department provided public notice of the application in the Department's weekly public notice. A 30-day comment period followed.
5. The Department has not received public comments related to the possible issuance of the attached permit. Therefore, the Department has determined that no public interest issues as identified in ORS 537.170(8) have been raised.
6. On February 4, 2024, the Department received an affidavit for voluntary diminution of the entirety of Certificate 13461 to resolve a place of use conflict with Application S-89404. The Department will issue a separate order canceling Certificate 13461 concurrently with issuance of this final order and permit. The Department will issue water right Certificate 97683, a new and superseding certificate, to describe diminution of the entire right to supplemental irrigation concurrently with issuance of this final order and permit.

CONCLUSIONS OF LAW

1. Application S-89404 is consistent with the requirements of ORS 537.147 and OAR Chapter 690.

ORDER

Application S-89404 is approved and Permit S-55518 is issued as limited by the conditions contained therein.

DATED MAY 17, 2024



Katherine Ratcliffe
Water Rights Section Manager, for
Douglas E. Woodcock, Acting Director
Oregon Water Resources Department

If you have questions about statements contained in this document, please contact Lucinda Vranizan at lucinda.r.vranizan@water.oregon.gov or 971-375-2256.

If you have other questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at 503-986-0900.