

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

Water Right Application G-19157 in the name of)
SKINNER RANCHES INC.) FINAL ORDER
)

Summary: Order approving Application G-19157 and issuing Permit G-18771.

Authority

The application was processed in accordance with Oregon Revised Statute (ORS) 537.615 through 537.628, and 390.826, and Oregon Administrative Rule (OAR) Chapter 690, Divisions 5, 8, 9, 33, 300, 310, 400, 410 and the Owyhee Basin Program (OAR 690-511). 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

This Final Order is issued pursuant to ORS 537.625 and OAR 690-310-0200.

FINDINGS OF FACT

1. On June 23, 2021, Skinner Ranches Inc. submitted an application to the Department for a water use permit.
2. On February 22, 2022, the Department issued a Proposed Final Order recommending approval of the application. The protest period closed April 8, 2022, and no protest was filed.
3. The findings of fact in the Proposed Final Order are incorporated herein with the following modifications.
4. An amended map was submitted by the applicant on January 3, 2025, which identified the place of use for livestock and agricultural use. The permit authorized place of use for livestock and agriculture use has been updated to:

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. Only the applicant or protestant may appeal this order. (ORS 537.170(7)(b); ORS 537.625(2)(b)).

HEARING RIGHTS

Under the provisions of ORS 537.170(7)(a) and ORS 537.625(2)(a), the applicant may request a contested case hearing by submitting the information required for a protest under ORS 537.153(6) or ORS 537.621(7) to the Department within 14 days after the date of mailing of this order as shown below. If a contested case hearing is requested, the Department must schedule one. In the contested case hearing, however, only those issues based on the modifications to the Proposed Final Order may be addressed.

- a. The SWSE quarter-quarter of Section 14, and the NWNE and NENE quarter-quarter of Section 23, Township 30 South, Range 44 East, W.M.

5. Finding of Fact #1 of the Proposed Final Order lists the amount of water requested as 1.5 cubic feet per second (CFS). The Amount of Water listed in Finding of Fact #1 is replaced with the following to accurately reflect the amount of water requested:

Amount of Water: 1.5 cubic feet per second (CFS), further limited to 1,155.0 acre-feet (AF) annually, being 1,125.0 AF for supplemental irrigation, 15.0 AF for agriculture use, and 15.0 AF for livestock use.

The MAXIMUM RATE on Page 1 of the permit has been replaced to state: 1.5 CUBIC FEET PER SECOND, FURTHER LIMITED TO 1,155.0 ACRE-FEET (AF) ANNUALLY, BEING 1,125.0 AF FOR SUPPLEMENTAL IRRIGATION, 15.0 AF FOR AGRICULTURE USE, AND 15.0 AF FOR LIVESTOCK USE.

6. The Department's continuing evaluation has identified that the draft permit included with the proposed final order omitted a required condition. The point of appropriation for this application is located above the Owyhee Scenic Waterway, and the Department has added the following condition to the attached permit:

b. Scenic Waterway:

Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

CONCLUSIONS OF LAW


1. The conclusions of law in the Proposed Final Order are incorporated herein.
2. The proposed use, as conditioned, will ensure the preservation of the public welfare, safety and health.

NOTE: When issuing permits, ORS 537.628(1) authorizes the Department to include limitations and conditions which have been determined necessary to protect the public welfare, safety and health.

ORDER

Application G-19157 is approved, and Permit G-18771 is issued.

DATED MARCH 7, 2025

A handwritten signature in black ink that reads "Katherine Ratcliffe". The signature is written in a cursive style with a large initial 'K'.

Katherine Ratcliffe

Water Right Services Division Administrator, for

Ivan Gall, Director

Oregon Water Resources Department

-
- If you have any questions about statements contained in this document, please contact Adam Frederick at Adam.M.Frederick@water.oregon.gov or 971-707-8400.
 - 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.
-