

Oregon Water Resources Department

Final Order Limited License Application LL-1982



Appeal Rights

This is a final order in other than contested case. This order is subject to judicial review under 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 ORS 536.075 and OAR 137-004-0080 you may either 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.

Requested Water Use (as amended on May 14, 2025)

Applicant: KEVEN HAGUEWOOD

Date Submitted: JUNE 17, 2024

Amount: 400 GALLONS PER MINUTE (0.891 CUBIC FOOT PER SECOND) UP TO 140 ACRE-FEET ANNUALLY

Source: WELL 2 (GILL 45)

Use: ROAD CONSTRUCTION OR MAINTENANCE AND GENERAL CONSTRUCTION RELATED TO MONTAGUE WIND PROJECT

Period of Use: YEAR-ROUND USE FROM LIMITED LICENSE ISSUE DATE THROUGH FIVE YEARS

County: GILLIAM COUNTY

Well Location: 1.00N-21.00E-12 SWSW

Authorities

The Department may approve a limited license pursuant to its authority under ORS 537.143, 537.144 and OAR 690-340-0030.

ORS 537.143(2) authorizes the Director to revoke the right to use water under a limited license if it causes injury to any water right or a minimum perennial streamflow.

Findings of Fact

1. The forms, fees, and map have been submitted, as required by OAR 690-340-0030(1).
2. On June 25, 2024, the Department provided public notice of the application, as required by OAR 690-340-0030(2).
3. On May 14, 2025, the agent amended the limited license application by removing Well 1 (GILL 38) from the application, proposing to use Well 2 (GILL 45) only for an annual volume of 140 acre-feet per year.

4. On May 14, 2025, the agent submitted a mitigation proposal to mitigate for proposed impacts to the groundwater resource. The proposal included idling 47 acres of irrigation under groundwater Water Right Certificate 54111. The idling of 47 acres will cause 141 acre-feet of groundwater to not be pumped from the same aquifer source as this limited license, thus mitigating for the use under this license.
5. The Department has not received public comment related to the possible issuance of the limited license.
6. This limited license request is limited to an area within a single drainage basin, as required by OAR 690-340-0030(3).
7. The Department has determined that use of groundwater is available, provided that it is mitigated. If properly conditioned, the groundwater use will avoid injury to existing groundwater rights or to the groundwater resource.
8. The Department has determined that the proposed source has not been withdrawn from further appropriation per ORS 538.
9. The Department may not issue a limited license for the same use for more than five consecutive years. (ORS 537.143)(8).
10. Pursuant to OAR 690-340-0030(4) and (5), conditions have been added with regard to notice and water-use measurement.
11. Gilliam County has indicated that the proposed use is compatible with the applicable acknowledged comprehensive land-use plan. A copy of the land use compatibility statement is in the file.

Conclusions of Law

The proposed water use will not impair or be detrimental to the public interest pursuant to OAR 690-340-0030(2), as limited in the order below.

Order

Therefore, pursuant to ORS 537.143, ORS 537.144, and OAR 690-340-0030, Application LL-1982 is approved as conditioned below.

1. Use of water under this limited license is authorized with acceptable mitigation in the amount of 141 acre-feet.
2. The authorized use of water under this limited license is as follows:

Amount: 400 GPM (0.891 CFS) UP TO 140 AF ANNUALLY

Source: WELL 2 (GILL 45)

Use: ROAD CONSTRUCTION OR MAINTENANCE AND GENERAL
CONSTRUCTION RELATED TO MONTAGUE WIND PROJECT

Duration: YEAR-ROUND USE FROM LIMITED LICENSE ISSUE DATE THROUGH
FIVE YEARS

Well Location: 1.00N-21.00E-12 SWSW

3. The licensee shall not irrigate from WELL 2 (GILL 45), authorized under groundwater Water Right Certificate 54111, for the duration of this limited license, for the following acres:

Township	Range	Section	Quarter-Quarter	Acres
1 N	21 E	12	NE SW	7.0
1 N	21 E	12	NW SE	40.0

4. Transfer T-13914 was submitted on Certificate 54111 for an additional point of appropriation and is currently under review. If a final order approving the transfer is issued while the use authorized under this limited license is in effect, the applicant shall not irrigate for the identified 47 acres of irrigation under the transfer.
5. The licensee shall give notice to the Watermaster in the district where use is to occur not less than 15 days or more than 60 days in advance of using the water under the limited license. The notice shall include the location of the diversion, the quantity of water to be diverted, and the intended use and place of use. In the case of this application, this order serves as the notice described above.
6. Before water use may begin under this limited license, the licensee shall install totalizing flow meters on laterals to truck fill locations at each point of appropriation. The measuring device must be installed and maintained in good working order.
7. The licensee shall maintain a record of all water use, including the total number of hours of pumping, the total quantity pumped, and the categories of beneficial use to which the water is applied. During the period of the limited license, the record of use shall be submitted to the Department upon request.
8. The Director may revoke the right to use water for any reason described in ORS 537.143(2), and OAR 690-340-0030(6). Such revocation may be prompted by field regulatory activities or by any other information.
9. Use of water under a limited license shall not have priority over any water right exercised according to a permit or certificate and shall be subordinate to all other authorized uses that rely upon the same source.
10. By law, the land use associated with this water use must comply with statewide land-use goals and any local acknowledged land-use plan.
11. A copy of this limited license shall be kept at the place of use and be made available for inspection by the Watermaster or other state authority.

NOTE: This water-use authorization is temporary. Applicants are advised that issuance of this final order does not guarantee that any permit for the authorized use will be issued in the future; any investments should be made with that in mind.

Issued **JAN 21 2026**



Raymond Eliot Crafton
Water Rights Section Manager, for
Ivan Gall, Director
Oregon Water Resources Department

cc: Kenneth C. Thiemann, District 21 Watermaster
Eastern, ODFW
John Day, DEQ
Will McGill Surveying, LLC
Surface Water Section
File

If you need further assistance, please contact the Water Rights Section at the address, phone number, or fax number below. When contacting the Department, be sure to reference your limited license number for fastest service.

Remember, this limited license does not provide a secure source of water. Water use can be revoked at any time. Such revocation may be prompted by field regulatory activities or many other reasons.

Water Rights Section
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