



Oregon

Tina Kotek, Governor

November 25, 2025

Water Resources Department
Watermaster, District 9
251 B Street West
Vale, OR 97918
Phone: (541)473-5130
www.oregon.gov/OWRD

HP Civil, Inc.
ATTN: Mike Remily, Project Manager
8795 Aumsville Highway SE
Salem, OR 97317

RE: Impacts on irrigation - ODOT temporary concrete batch plant.

Mr. Remily,

The described location is Township 15 South, Range 45 East, Sections 4 & 5, Tax lot 300. This area is not within the boundaries of an Irrigation District. Oregon Water Resources Department records show two (2) private (non-district) water rights of record for irrigation associated with the property of interest, which are Certificate 42028 & Certificate 80752.

This land use should not have any impact on irrigation as long as the water rights do not undergo five (5) successive years of non-use. If the water rights or any portion thereof has undergone five successive years of non-use, it may be subject to forfeiture under ORS 540.610.

There are several options available for the water right holder:

- 1.) Since it is proposed to have the temporary batch plant occupy the land for a year or less, it is possible that no action needs to be taken. This is assuming that the water rights of record have been used in the past and are not or will not become subject to forfeiture.
- 2.) The water right holder may file an instream lease (temporary) or instream transfer (permanent) for all or a portion of the lands where the irrigation will not occur. This effectively allows for the water use to go back in stream, which counts as beneficial use and not subject to forfeiture.
- 3.) The water right holder may file for a permanent or temporary transfer to move all, or a portion of the irrigated acres authorized on the water rights to a different location where they can be beneficially used and not subject to forfeiture.

Please let me know if you have any questions.

Sincerely,

Jered Hoshaw
Watermaster, District 9
(541)473-5130

cc: Jason Spiet, East Region Manager (via email)
Nick Alexiou, Assistant Watermaster (via email)

EXHIBIT # 7