

Oregon Water Resources Department

Water Right Services Division

ORDER WITHDRAWING APPLICATION FOR EXTENSION OF TIME FOR PERMIT G-17019, WATER RIGHT APPLICATION G-16534, IN THE NAME OF JANICE L. KERNS AND TIM L. KERNS, AND NORTHWEST FARM CREDIT SERVICES, FLCA

Permit Information

Application:	G-16534
Permit:	G-17019
Basin:	9 – Powder / Watermaster District 8
Date of Priority:	September 13, 2005
Source of Water:	twelve wells in Willow Creek Basin
Purpose or Use:	Irrigation use on 251.4 Acres
Maximum Rate:	2.0 cubic feet per second (cfs)

Background

1. On December 11, 2017, the permit holder submitted an “Application for Extension of Time” (Application) to the Department, requesting both the time to complete construction of the water system and the time to apply water to full beneficial use under the terms and conditions of Permit G-117019 be extended from October 1, 2018, to October 1, 2037.
2. In accordance with OAR 690-315-0050(2), on July 30, 2019, the Department issued a Proposed Final Order proposing to deny the time to complete construction to October 1, 2037, and the time to apply water to beneficial use to October 1, 2037. The protest period closed September 13, 2019, in accordance with OAR 690-315-0060(1).
3. On September 3, 2019, the permit holder filed a timely protest to the Proposed Final Order.
4. On February 17, 2020, Tim and Janice Kerns, submitted a request to withdraw the Application for Extension of Time.

Appeal Rights

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. A request 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 file 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.

Order

The Application for Extension of Time submitted December 11, 2017, is withdrawn.

DATED: March 6, 2020



Dwight French, Administrator of
Water Rights and Adjudications for
Thomas M. Byler, Director