

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

**Application for Extension of Time**

In the Matter of the Application for an Extension of Time  
for Permit G-16258, Water Right Application G-16699, in  
the name of Duckwall-Pooley Fruit Co.

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FINAL  
ORDER

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Permit Information

Application: G-16699  
Permit: G-16258  
Basin: 4 – Hood / Watermaster District 3  
Date of Priority: July 20, 2006  
Source of Water: a well (HOOD 50550/L74076) in Lenz Creek Basin  
Purpose or Use: commercial use  
Maximum Rate: 0.223 cubic foot per second (cfs)

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This Extension of Time request is being processed in accordance with Oregon Revised Statute 537.630 and 539.010(5), and Oregon Administrative Rule Chapter 690, Division 315.

Appeal Rights

This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, you may 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.

Application History

Permit G-16258 was issued by the Department on December 13, 2007. The permit specified completion of construction by October 1, 2012 and complete application of water to beneficial use by October 1, 2012. On October 26, 2022, Duckwall-Pooley Fruit Co. submitted an Application for Extension of Time for Permit G-16258. In accordance with OAR 690-315-0050(2), on December 13, 2022, the Department issued a Proposed Final Order proposing to extend the time to complete construction to October 1, 2023, and the time to fully apply water to beneficial use to October 1, 2023. The protest period closed January 27, 2023, in accordance with OAR 690-315-0060(1). No protest was filed.

## FINDINGS OF FACT

The Department adopts and incorporates by reference the findings of fact in the Proposed Final Order dated December 13, 2022.

At time of issuance of the Proposed Final Order the Department concluded that, based on the factors demonstrated by the applicant, any comments received, and information within the file, the permit may be extended subject to no additional conditions.

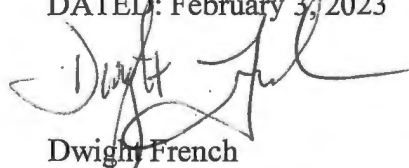
## CONCLUSION OF LAW

The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.630, 539.010(5) and OAR 690-315-0040(2).

## ORDER

The extension of time for Application G-16699, Permit G-16258, therefore, is approved. The deadline for completing construction is extended from October 1, 2012, to October 1, 2023. The deadline for applying water to full beneficial use within the terms and conditions of the permit is extended from October 1, 2012, to October 1, 2023.

DATED: February 3, 2023



Dwight French  
Water Right Services Division Administrator, for  
Thomas M. Byler, Director  
Oregon Water Resources Department

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- If you have any questions about statements contained in this document, please contact the Permit Extension Specialist at (503) 979-3213.
  - 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
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