

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

Application for Extension of Time

In the Matter of the Application for an Extension of Time	)	FINAL
for Permit G-15709, Water Right Application G-16169, in	)	ORDER
the name of Green LaGrande III, LLC.	)	

Permit Information

Application:	G-16169
Permit:	G-15709
Basin:	8 – Grande Ronde / Watermaster District 6
Date of Priority:	January 20, 2004
Source of Water:	Well 1 in Grande Ronde River Basin
Purpose or Use:	irrigation use on 517.4 acres and supplemental irrigation use on 1072.2 acres
Maximum Rate:	4.0 cubic feet per second (cfs)

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-15709 was issued by the Department on August 19, 2004. The permit specified complete application of water to beneficial use by October 1, 2008. On December 13, 2022, Terra Magic Inc. submitted an Application for Extension of Time for Permit G-15709. In accordance with OAR 690-315-0050(2), on February 7, 2023, the Department issued a Proposed Final Order proposing to extend the time to fully apply water to beneficial use to October 1, 2023. On March 8, 2023, an assignment from Terra Magic, Inc, to Green LaGrande, LLC, was submitted to the Department. The protest period closed March 24, 2023, in accordance with OAR 690-315-0060(1). No protest was filed.

FINDINGS OF FACT

Except as expressly stated herein, The Department adopts and incorporates by reference the findings of fact in the Proposed Final Order dated February 7, 2023. Additions are shown in underlined text.

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 the following conditions:

LIMITATIONS AND CONDITIONS

1. **Development Limitation**

Development of irrigated land and additional rate of appropriation is limited to the portion of the permit developed prior to October 1, 2008, as identified in the Application for Extension of Time submitted on December 13, 2022, and the updated map submitted by email on January 23, 2023. Development of Permit G-15079 is limited to a rate of appropriation no more than 1.78 cfs for primary irrigation of 240.0 acres, and supplemental irrigation of 1,072.2 acres.

2. **Last Extension Condition**

This shall be the last extension of time granted for Permit G-15709. Any future extensions of time request will be denied ORS 539.010(5); OAR 690-315-0040.

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).

ADDITIONAL FINDING OF FACT

1. On March 23, 2023, an assignment from Terra Magic, Inc., to Green LaGrande III, LLC, was recorded in the Departments record.

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ORDER

extension of time for Application G-16169, Permit G-15709, therefore, is approved subject to conditions contained herein. The deadline for applying water to full beneficial use within the terms and conditions of the permit is extended from October 1, 2008, to October 1, 2023.

DATED: April 7, 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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