

**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-13629, Water Right Application G-14813, in )  
the name of NuVista, LP ) FINAL  
ORDER

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Permit Information

Application: G-14813  
Permit: G-13629  
Basin: 14 – Klamath / Watermaster District 17  
Date of Priority: July 31, 1998  
Source of Water: three wells in Sprague River Basin  
Purpose or Use: Irrigation of 613.9 acres, being 587.4 acres from Wells 1 and 2, and 26.5 from Well 3  
Maximum Rate: 7.67 cubic feet per second (cfs), being 6.24 cfs from Well 1 and 6.68 cfs from Well 2, but not to exceed a maximum cumulative total of 7.34 cfs from Wells 1 and 2, and 0.33 cfs from Well 3

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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-13629 was issued by the Department on April 16, 1999. The permit specified actual construction of the well to begin by April, 2000, and complete application of water to beneficial use by October 1, 2003. On August 11, 2021, NuVista, LP submitted an Application for Extension of Time for Permit G-13629. In accordance with OAR 690-315-0050(2), on July 11, 2023, the Department issued a Proposed Final Order proposing to extend the time to fully apply water to beneficial use to October 1, 2022. On August 15, 2023, the Department issued a Superseding Proposed Final Order correcting scrivener's errors in the Proposed Final Order issued July 11, 2023. The protest period closed August 25, 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 August 15, 2023.

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 condition:

## LIMITATIONS AND CONDITIONS

1. **Development Limitation Condition**

The use of water under this permit is limited to no more than 291.6 acres of irrigation developed prior to October 1, 2003, and the appropriate rate associated with the number of acres irrigated from each well as identified in the required Claim of Beneficial Use yet to be submitted, and allowed by the permit

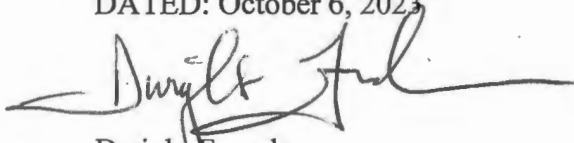
## CONCLUSION OF LAW

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-14813, Permit G-13629, 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, 2003, to October 1, 2023.

DATED: October 6, 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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