

**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-18836, Water Right Application G-11241, in	)	FINAL
the name of Iseli Nursery, Inc	)	ORDER.

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Permit Information

Application:	G-11241
Permit:	G-18836
Basin:	2C – Lower Willamette / Watermaster District 20
Date of Priority:	March 5, 1984
Source of Water:	eight wells
Purpose or Use:	nursery operations on 416.5 acres
Maximum Rate:	1650.0 gallons per minute (gpm), being 100 gpm from Wells 1, 2, 3, 4, 5, 7, 8, 9, Well option A, Well Option B, and Well option C, 750 gpm from 1, 2, 3, 4, 5, 7, 8, 9, Well option A, Well Option B, and Well option C, 350 gpm from 1, 2, 3, 4, 5, 7, 8, 9, Well option A, Well Option B, and Well option C, and 100 gpm from 1, 2, 3, 4, 5, 7, 8, 9, Well option A, Well Option B, and Well option C

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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-11134 was issued by the Department on November 13, 1990. The permit specified actual construction of the well to begin by November 13, 1991, completion of construction by October 1, 1992 and complete application of water to beneficial use by October 1, 1993. The most recent extension authorized completion of construction and complete application of water to beneficial use by October 1, 2023. Permit Amendment T-13802, was approved on May 17, 2023, resulting in issuance of Permit G-18836. On May 17, 2023, Iseli Nursery, Inc submitted an Application for Extension of Time for Permit G-18836. In accordance with OAR 690-315-

0050(2), on November 7, 2023, the Department issued a Proposed Final Order proposing to extend the time to complete construction to October 1, 2024, and the time to fully apply water to beneficial use to October 1, 2024. The protest period closed December 22, 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 November 7, 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. **Last Extension Condition**

This shall be the last extension authorized under this permit. Any future extension 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).

## ORDER

The extension of time for Application G-11241, Permit G-18836, therefore, is approved subject to conditions contained herein. The deadline for completing construction is extended from October 1, 2023, to October 1, 2024. The deadline for applying water to full beneficial use within the terms and conditions of the permit is extended from October 1, 2023, to October 1, 2024.

DATED: January 5, 2024



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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