# **Oregon Water Resources Department**

Water Right Services Division

Water Rights Application Number G-15722

#### **FINAL ORDER**

Extension of Time for Permit G-15990 (modified by Permit Amendment T-10412), Water Right Application G-15722, in the name of Jacksons Inc./ William and Janice Cox

### **Permit Information**

Application:

G-15722

Permit: Basin:

G-15990 (modified by Permit Amendment T-10412) 2 – Middle Willamette / Watermaster District 16

Date of Priority:

February 21, 2002

Source of Water:

Two wells in Little Pudding Basin

Purpose of Use:

Irrigation of 122.5 Acres and Supplemental Irrigation of 225.7

Acres

Maximum Rate:

2.2 cubic feet per second (cfs); being 1.1 cfs from each well

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 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.

### **Application History**

Permit G-15990 was issued by the Department on November 17, 2005 and modified by Permit Amendment T-10412 on August 1, 2007. The permit called for complete application of water to beneficial use by October 1, 2010. The most recent extension authorized complete application of water to beneficial use by October 1, 2015. On April 27, 2015, Jacksons Inc.; William and Janice Cox submitted to the Department an Application for Extension of Time for Permit G-15990. In accordance with OAR 690-315-0050(2), on June 9, 2015, the Department issued a Proposed Final Order proposing to extend the time to fully apply water to beneficial use to October 30, 2020. The protest period closed July 24, 2015, in accordance with OAR 690-315-0060(1). No protest was filed.

Final Order: Permit G-15990 (modified by Permit Amendment T-10412)

Page 1 of 3

#### **FINDINGS OF FACT**

The Department adopts and incorporates by reference the findings of fact in the Proposed Final Order dated June 9, 2015.

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:

## **CONDITIONS**

## 1. Checkpoint Condition

The permit holder must submit a completed Progress Report Form to the Department by October 1, 2019. A form is enclosed with this Final Order.

- (a) At each checkpoint, the permit holder shall submit and the Department shall review evidence of the permit holder's diligence towards completion of the project and compliance with terms and conditions of the permit and extension. If, after this review, the Department determines the permit holder has not been diligent in developing and perfecting the water use permit, or complied with all terms and conditions, the Department shall modify or further condition the permit or extension to ensure future compliance, or begin cancellation proceedings on the undeveloped portion of the permit pursuant to ORS 537.260 or 537.410, or require submission of a final proof survey pursuant to ORS 537.250;
- (b) The Department shall provide notice of receipt of progress reports in its weekly notice and shall allow a 30 day comment period for each report. The Department shall provide notice of its determination to anyone who submitted comments.

#### **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-15722, Permit G-15990, 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, 2015 to October 30, 2020.

DATED: August 7, 2015

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Water Right Services Division Administrator, for

Thomas M. Byler, Director

Oregon Water Resources Department

- If you have any questions about statements contained in this document, please contact the Permit Extension Specialist at (503) 986-0825.
- 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

## Mailing List for Extension FO Copies

FO Date: August 7, 2015

Copies Mailed

Application: G-15722 Permit: G-15990

By: KF On: 8/7/15

## Original mailed to permit holder

Jacksons Inc. Attn: Janice Cox 9721 Howell Prairie Rd Salem, OR 97305

### Copies sent to:

- 1. WRD App. File G-15722/ Permit G-15990
- PACIFIC HYDRO-GEOLOGY INC. MALIA KUPILLAS 18487 S VALLEY VISTA RD MULINO, OR 97042

# Fee paid as specified under ORS 536.050 to receive copy:

3. None

Receiving notification via e-mail - FO available in WRIS for review (DONE BY EXTENSION SPECIALIST)

4. WRD - Watermaster District 16, Joel Plahn

## If Progress Reports are included:

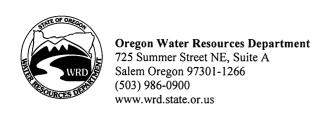
(DONE BY EXTENSION SPECIALIST)

Add record to Progress Report tracking sheet.xls Done: by \_\_\_\_\_\_ Date 8-6-15

CASEWORKER: CAC

Final Order: Permit G-15990 (modified by Permit Amendment T-10412)

Page 1 of 1



**Extension of Time Progress Report Form For Checkpoints** 

## TO THE DIRECTOR OF THE OREGON WATER RESOURCES DEPARTMENT

Application G-15722

Permit

G-15990

Reviewed by:

# **Progress Report for 2019**

Report Due no later than October 1, 2019 DO NOT SUBMIT PRIOR TO 30 DAYS BEFORE DUE DATE

As authorized in ORS 690-315-0050(6), this progress report is required in order to ensure diligence is exercised in the development and perfections of Permit G-15990.

DATES	LIST ALL WORK ACCOMPLISHED and FINANCIAL INVESTMENT For the period of time between April 27, 2015 and October 1, 2	INMINCIAL
Descri	ibe actions to achieve compliance with conditions of the permit and	l/or previous extension.
Provid	number of acres irrigated to date:(NA if not applicable)  de the maximum rate, or duty if applicable, of water diverted for be  t, if any, to date.	neficial use under this
•	num rate used to date =cfs (cubic feet per second)	Report the rate in the sam units of measurement as
	num rate used to date =gpm (gallons per minute)	specified in the permit, being cfs (cubic feet per
	eet stored to date =AF	second), gpm (gallons per minute) or AF (acre-feet). <b>Do not provide daily,</b>
	PORTS WILL BE RETURNED. AN ANSWER IS <u>REQUIRED</u> IN EACH ITEM.	
COMPLETE REI		monthly or annual water
	Date	volume totals.
gnature		

For OWRD use only

Date: