

**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 S-53380, Water Right Application S-81526) ORDER
in the name of Scott and Cheryl Ogilvie) DENIAL

Permit Information

Application:	S-81526
Permit:	S-53380
Basin:	Middle Willamette / Watermaster District 16
Date of Priority:	September 12, 1996
Source of Water:	South Santiam River and Willamette Basin Project Reservoirs, constructed under Permits R-1625, and R-5363, tributaries of the Willamette River
Purpose or Use:	Irrigation of 94.3 acres
Maximum Rate and Volume:	1.18 cubic feet per second (cfs) from live flow and 188.6 acre-feet (AF) per year, from stored water only

This Extension of Time request is being processed in accordance with Oregon Revised Statute 537.230 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

On April 30, 1999, Permit S-53380 was issued by the Department. The permit called for and complete application of water to beneficial use by October 1, 2002. The most recent extension authorized complete application of water to beneficial use by October 1, 2005. On December 15, 2023, Scott and Cheryl Ogilvie submitted an Application for Extension of Time for Permit S-53380. In accordance with OAR 690-315-0050(2), on March 19, 2024, the Department issued a Proposed Final Order proposing to deny the time to apply water to full beneficial use from October 1, 2005 to October 1, 2028. The protest period closed May 3, 2024, in accordance with OAR 690-315-0060(1). No protest was filed.

FINDINGS OF FACT

The Department adopts and incorporates by reference the findings in the Proposed Final Order dated March 19, 2024.

At time of issuance of the Proposed Final Order the Department concluded that, based on the factors demonstrated by the applicant, the permit may not be extended.

CONCLUSION OF LAW

The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.230, 539.010(5) and OAR 690-315-0040(2).

ORDER

The extension of time for Application S-81526, Permit S-53380, therefore, is Denied.

DATED: May 17, 2024



Dwight French
Water Right Services Division Administrator, for
Douglas Woodcock, Acting Director
Oregon Water Resources Department

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- If you have any questions about statements contained in this document, please contact Permit Extension Specialist at (503) 986-979-3213.
 - 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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