

**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-13023, Water Right Application G-12889, in) FINAL
the name of Arriola Bogs, LLC) ORDER

Permit Information

Application:	G-12889
Permit:	G-13023
Basin:	17 – South Coast / Watermaster District 14
Date of Priority:	April 24, 1992
Source of Water:	a well in Floras Lake Basin
Purpose of Use:	cranberry operations on 90.0 acres
Maximum Rate:	4.5 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-13023 was issued by the Department on May 14, 1997. The permit specified actual construction of the well to begin by May 14, 1997, and complete application of water to beneficial use by October 1, 2001. On May 13, 2024, Arriola Bogs, LLC submitted an Application for Extension of Time for Permit G-13023. In accordance with OAR 690-315-0050(2), on June 25, 2024, the Department issued a Proposed Final Order proposing to extend the time to fully apply water to beneficial use to October 1, 2028. The protest period closed August 9, 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 of fact in the Proposed Final Order dated June 25, 2024.

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. Permit Amendment Condition

The permit holder shall submit a Application for Permit Amendment within six months from the date the Final Order on Extension of Time is issued. The Permit Amendment shall include a request to add all wells identified in the Claim of Beneficial Use, submitted February 2, 2002, and may not include a request to make any other changes to the permit. Failure to submit the required Application for Permit Amendment within six months from the date the Final Order on Extension of Time is issued will result in an automatic termination of the Extension of Time.

2. Development Limitation

The use of water under this permit is limited to no more than 1.46 cfs for cranberry operations on 90.0 acres. The use of water is further limited to the individual rates of appropriation from each well in the well field as identified in the Claim of Beneficial Use submitted February 2, 2002, being 0.27 cfs from CURR 50154, 0.11 cfs from CURR 50156, 0.27 cfs from CURR 50155, 0.27 cfs from CURR 50158, 0.27 cfs from CURR 50153, and 0.27 cfs from CURR 50152.

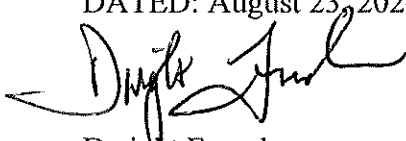
CONCLUSION OF LAW

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

extension of time for Application G-12889, Permit G-13023, 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, 2001, to October 1, 2028.

DATED: August 23, 2024



Dwight French
Water Right Services Division Administrator, for
Ivan Gall, Director
Oregon Water Resources Department

-
- 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
-

