# 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-18186, Water Right Application G-14511, in	)	FINAL
the name of Springwater Estate Home Owners Association,	)	ORDER
Inc.	,	
	<b></b>	

### Permit Information

Application:

G-14511

Permit:

G-18186

Basin:

2C – Lower Willamette / Watermaster District 20

Date of Priority:

May 1, 1997

Source of Water:

three wells in Eagle Creek Basin

Purpose or Use:

domestic expanded for fifty-five households including irrigation of lawn

or non-commercial garden not to exceed 1/2 acres in area for each

Maximum Rate:

0.28 cubic foot 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-113630 was issued by the Department on March 31, 1999, and modified by Permit Amendment T-12747 on March 11, 2019, resulting in superseding permit G-18186. The permit specified actual construction of the well to begin by March 31, 2000, complete application of water to beneficial use by October 1, 2002. The most recent extension authorized completion of construction and complete application of water to beneficial use by October 1, 2021. On September 6, 2024, Springwater Estate Home Owners Association, Inc. submitted an Application for Extension of Time for Permit G-18186. In accordance with OAR 690-315-0050(2), on December 17, 2024, the Department issued a Proposed Final Order proposing to extend the time to fully apply water to beneficial use to October 1, 2031. The protest period closed January 31, 2025, in accordance with OAR 690-315-0060(1). No protest was filed.

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### FINDINGS OF FACT

The Department adopts and incorporates by reference the findings of fact in the Proposed Final Order dated December 17, 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. <u>Last Extension Condition</u>

This may be the last extension of time granted for Permit G-18186. The permit holder is directed to contact all property owners who are or are to be served under this permit to inform them of the terms and conditions, and limitations under the permit, including the requirement that the domestic use must be developed by no later than October 1, 2031.

### 2. Checkpoint Condition

The permit holder must submit a completed Progress Report Form to the Department by October 1, 2029. A form will be enclosed with your 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.

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### **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).

Final Order: Permit G-18186

### **ORDER**

The extension of time for Application G-14511, Permit G-18186, 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, 2021, to October 1, 2031.

DATED: February 21, 2025

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

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#### Oregon Water Resources Department 725 Summer Street NE, Suite A Salem Oregon 97301-1266 (503) 986-0900 www.wrd.state.or.us

Extension of Time Progress Report Form For Checkpoints

### TO THE DIRECTOR OF THE OREGON WATER RESOURCES DEPARTMENT

Permit Holder: Springwater Estate Home Owners Association, Inc.

Application G-14511

Permit G-18186

### **Progress Report for 2029**

Report Due no later than October 1, 2029 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-18186

DATES	LIST ALL WORK ACCOMPLISHED and FINANCIAL INVESTMENT For the period of time between September 6, 2024 and October 1, 2029	FINANCIAL INVESTMENT
		TIVV ESSTIVIETY I
se back of f	form if needed	
(Exan	ibe actions to achieve compliance with conditions of the permit and/or papers: installed a meter, submitted water usage reports, submitted static was urements, installed a fish screen, obtained approval for fish screen from O	iter level
. Total	number households served to date:	
permi	de the maximum rate, or duty if applicable, of water diverted for benefi it, if any, to date.	cial use under this  Report the rate in the same
Maxin Maxin	num rate used to date =cfs num Rate per well:	units of measurement as specified in the permit, being cfs (cubic feet per second), g
Well	1 Well 2 Well 3	(gallons per minute) or AF (acre-feet). <b>Do not provide</b> daily, monthly, or annual
AILURE T	TE REPORTS WILL BE RETURNED. AN ANSWER IS <u>REQUIRED</u> IN EAC O SUBMIT THIS REPORT WILL MOST LIKELY RESULT IN ANY N BEING DENIED.	FUTURE
ignature	Date	
rinted Name	e/Title	

Diligence Shown	☐ Yes ☐ No	Date Public Noticed:	
Reviewed by:		Date:	