

**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-17766, Water Right Application G-16790, in the)
name of Ash Grove Cement Company)

**FINAL ORDER
TO DENY**

Permit Information

Application:	G-16790
Permit:	G-17766
Basin:	9 – Powder / Watermaster District 8
Date of Priority:	February 5, 2007
Source of Water:	Well 3 (BAKE 1474), Well 4, Well 5, Well 6, Well 7, Well 8, Well 9, Well 10, Well 11, and Proposed Well 12 in Burnt River Basin
Purpose or Use:	mining and industrial use
Maximum Rate:	0.66 cubic foot per second (cfs), being 0.22 cfs per 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

Application History

Permit G-16250 was issued by the Department on November 29, 2007. The permit called for completion of construction by October 1, 2012, and complete application of water to beneficial use by October 1, 2012. Superseding Permit G-17766 was issued on April 17, 2017, as a result of Permit Amendment T-12572. The most recent Extension of Time specified completion of construction and complete application of the water was to be made by October 1, 2023. On October 23, 2023, Ash Grove Cement Company submitted to the Department an Application for Extension of Time for Permit G-17766. In accordance with OAR 690-315-0050(2), on January 23, 2024, the Department issued a Proposed Final Order proposing to deny extension of the time to complete construction to October 1, 2033, and the time to fully apply water to beneficial use to October 1, 2033. The protest period closed March 8, 2024, in accordance with OAR 690-315-0060(1). On March 7, 2024, the permit holder submitted a timely protest. On December 9, 2025, the permit holder withdrew the protest submitted March 7, 2024.

FINDINGS OF FACT

The Department adopts and incorporates by reference the findings of fact in the Proposed Final Order dated January 23, 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 not be extended.

CONCLUSION OF LAW

The applicant has not 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-16790, Permit G-17766, is, therefore, denied.

DATED: September 18, 2026



Katherine Ratcliffe
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
-

Mailing List for Extension FO Copies

FO Date:

Copies Mailed

Application: G-16790

By: _____

Permit: G-17766

On: _____

Original mailed to Applicant:

Ash Grove Cement Company
P.O. Box 287
Durkee, OR 97905

Copies sent to:

1. WRD - App. File G-16790/ Permit G-17766
2. Paul Garvin
1705 Main St., Suite 101
Baker City, OR 97814

Fee paid as specified under ORS 536.050 to receive copy:

3. None

Receiving via e-mail (10 AM Tuesday of signature date)
(DONE BY EXTENSION SPECIALIST)

4. WRD - Watermaster District 8, Marcy Osborn
5. WRD – ER Regional Manager, Jason Spriet

CASEWORKER: JDP