

Oregon Water Resources Department  
Water Rights Division

Water Rights Application  
Number G-14385

**Final Order**  
**Extension of Time for Permit Number G-13838**

**Appeal Rights**

**This is a final order in other than contested case.** This order is subject to judicial review under ORS 183.484. Any petition 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 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**

The Department issued Permit G-13838 on September 11, 2000. The permit called for completion application of water to beneficial use by October 1, 2004. On October 1, 2004, the City of Dayton submitted an application to the Department for an extension of time for Permit G-13838. In accordance with OAR 690-315-0050(2), on September 12, 2006, the Department issued a Proposed Final Order proposing to extend the time to fully apply water to beneficial use to October 1, 2025. The protest period closed October 27, 2006 in accordance with OAR 690-315-0060(1). No protest was filed.

At time of issuance of the Proposed Final Order the Department concluded that, based on the factors demonstrated by the applicant, the permit may be extended subject to the following conditions:

**CONDITIONS**

1. **Development Limitations**

Diversion of water beyond 1.34 cfs under Permit G-13838 shall only be authorized upon issuance of a final order approving a Water Management and Conservation Plan under OAR Chapter 690, Division 86. The required Water Management and Conservation Plan shall be submitted to the Department within 3 years from the date this extension becomes final.


The deadline established in this order for submittal of a Water Management and Conservation Plan shall not relieve a permittee of any existing or future requirements for submittal of a Plan at an earlier date as established through other orders of the Department. A Plan submitted to meet the requirements of this order may also meet the Plan submittal requirements of other Department orders.

The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.630, 539.010(5) and OAR 690-315-0080(3).

**Order**

The extension of time for Application G-14385, Permit G-13838, therefore, is approved subject to conditions contained herein. The deadline for applying water to full beneficial use is extended to October 1, 2025.

DATED: November 29, 2006

  
Dwight French, Administrator of  
Water Rights and Adjudications  
for  
Phillip C. Ward, Director

If you have any questions about statements contained in this document, please contact Ann L. Reece at (503) 986-0808.

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

***NOTE: Include a copy of the "Important Notice" document along with the original copy of the Final Order being sent to the permit holder.***