

Oregon Water Resources Department  
Water Rights Division



Water Rights Application  
Number G-13980

**Final Order**  
**Extension of Time for Permit Number G-12296**  
**(modified by Permit Amendment T-10451)**

**Appeal Rights**

**This is a final order in other than a contested case.** This order is subject to judicial review under ORS 183.484. A request 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 file 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-12296 was issued by the Department on February 23, 1996, assigned on May 16, 2002 and modified by Permit Amendment T-10451 on May 28, 2008. The permit called for completion of construction by October 1, 1998, and complete application of water to beneficial use by October 1, 1999. On April 10, 2009 Running Y, Inc. submitted an application to the Department for an extension of time for Permit G-12296 (modified by Permit Amendment T-10451). In accordance with OAR 690-315-0050(2), on September 30, 2009 the Department issued a Proposed Final Order proposing to extend the time to complete construction and apply water to fully beneficial use to October 1, 2029. The protest period closed November 14, 2009 in accordance with OAR 690-315-0060(1). No protest was filed.

Let the record show that two corrections to the PFO for Permit G-12296 (modified by Permit Amendment T-10451) have been noted. Finding of Fact 22 should show an approximate investment of \$28,000,000 and an additional investment of \$7,000,000 to 15,000,000. Also noted, at the request of the applicant, OWRD recognizes the Applicant currently has an approved WMCP.

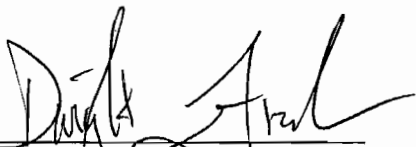
At time of issuance of the Proposed Final Order the Department concluded that, based on the factors demonstrated by the applicant, the permit may be extended subject to no additional conditions.

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-13980, Permit G-12296 (modified by Permit Amendment T-10451), therefore, is approved. The deadline for completing construction is extended to October 1, 2029. The deadline for applying water to full beneficial use is extended to October 1, 2029.

DATED: November 24, 2009



Dwight French, Administrator of  
Water Rights and Adjudications

*for*

Phillip C. Ward, Director

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If you have any questions about statements contained in this document, please contact Scott Kudlemyer at (503) 986-0813.

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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