

Oregon Water Resources Department
Water Rights Division

Water Rights Application
Number S-73835

Final Order
Extension of Time for Permit Number S-52487
Permit Holder: Donald & Carol Montag

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 S-52487 was issued by the Department on July 17, 1996. The permit called for completion of construction by October 1, 1998 and complete application of water to beneficial use by October 1, 1999. On September 13, 2010, Donald and Carol Montag submitted to the Department an Application for Extension of Time for Permit S-52487. In accordance with OAR 690-315-0050(2), on March 8, 2011, the Department issued a Proposed Final Order proposing to extend the time to complete construction to October 1, 2012 and the time to fully apply water to beneficial use to October 1, 2012. The protest period closed April 22, 2011, 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 condition:

CONDITION

Last Extension Condition

This is to be the last extension of time granted for Permit S-52487. Any future extensions of time requests will be denied.

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

The extension of time for Application S-73835, Permit S-52487, therefore, is approved subject to the condition contained herein. The deadline for completing construction is extended to October 1, 2012. The deadline for applying water to full beneficial use is extended to October 1, 2012.

DATED: July 1, 2011



Dwight French
Water Right Services Division Administrator,
for
Phillip C. Ward, Director

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- If you have any questions about statements contained in this document, please contact Jerry Gainey at (503) 986-0812.
 - 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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