

Oregon Water Resources Department  
Water Rights Division

Water Rights Application  
Number G-12648

**Final Order**  
**Extension of Time for Permit Number G-12739**

---

**Permit Information**

**Application File G-12648 / Permit G-12739**

Basin 5 – Deschutes Basin / Watermaster District 11

Date of Priority: September 4, 1991

**Authorized Use of Water**

Source of Water: A well within the Lytle Creek Basin  
Purpose or Use: Quasi-Municipal  
Maximum Rate: 0.579 Cubic Feet per Second (cfs)

---

**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-12739 was issued by the Department on August 28, 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 January 23, 2009, Ochoco West Water & Sanitary Authority submitted an application to the Department for an extension of time for Permit G-12739. In accordance with OAR 690-315-0050(2), on May 3, 2011, the Department issued a Proposed Final Order proposing to extend the time to complete construction to October 1, 2049 and to extend the time to apply water to full beneficial use to October 1, 2049. The protest period closed June 17, 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 conditions:

## CONDITIONS

### 1. Development Limitations

The appropriation of any water under Permit G-12739 shall only be authorized upon issuance of a final order approving a Water Management and Conservation Plan (WMCP) under OAR Chapter 690, Division 86. The required WMCP shall be submitted to the Department within 3 years of an approved extension application. Use of water under Permit G-12739 must be consistent with this and subsequent WMCP's approved under OAR Chapter 690, Division 86 on file with the Department.

The deadline established in this PFO for submittal of a WMCP shall not relieve a permit holder of any existing or future requirement for submittal of a WMCP at an earlier date as established through other orders of the Department. A WMCP submitted to meet the requirements of this order may also meet the WMCP 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-12648, Permit G-12739, therefore, is approved subject to conditions contained herein. The deadline for completing construction is extended to October 1, 2049. The deadline for applying water to full beneficial use is extended to October 1, 2049.

DATED: July 1, 2011

  
Dwight French, Water Rights Services Division Administrator for  
PHILLIP C. WARD, DIRECTOR

---

If you have any questions about statements contained in this document, please contact Ann Reece at (503) 986-0827.

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.

---