

Oregon Water Resources Department
Water Right Services Division

Water Rights Application
Number S-84050

Final Order
Extension of Time for Permit Number S-53930
Permit Holder: City of The Dalles

Permit Information

Application File S-84050/ Permit S-53930

Basin 4 – Hood Basin / Watermaster District 3

Date of Priority: January 21, 1999

Authorized Use of Water

Source of Water:	Crow Creek Reservoir, Enlarged under Permit R-13105, a Tributary of South Fork Mill Creek
Purpose or Use:	Municipal Use
Maximum Rate:	2100 Acre-Feet (AF) per Year

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-53930 was issued by the Department on May 22, 2003. The permit called for complete application of water to beneficial use by October 1, 2007. On June 16, 2011, the City of The Dalles submitted an application to the Department for an extension of time for Permit S-53930. In accordance with OAR 690-315-0050(2), on August 16, 2011, the Department issued a Proposed Final Order proposing to extend the time to fully apply water to beneficial use to October 1, 2041. The protest period closed September 30, 2011, in accordance with OAR 690-315-0060(1). No protest was filed.

The Department adopts and incorporates by reference the Proposed Final Order dated August 16, 2011.

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 any water under Permit S-53930 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 of time application. Use of water under Permit S-53930 must be consistent with this and subsequent WMCP's approved under OAR Chapter 690, Division 86 that is on file with the Department.

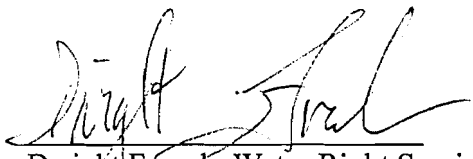
The deadline established in the Extension Final Order for submittal of a WMCP shall not relieve a permit holder of any existing or future requirement for submittal of a WMCP at an earlier date as established through other orders of the Department. A WMCP submitted to meet the requirements of this order may also meet the WMCP submittal requirements of other Department orders.

The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.230, 539.010(5) and OAR 690-315-0080(3).

Order

The extension of time for Application S-84050, Permit S-53930, therefore, is approved subject to conditions contained herein. The deadline for applying water to full beneficial use within the terms and conditions the permit is extended from October 1, 2007 to October 1, 2041.

DATED: October 28, 2011



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

If you have any questions about statements contained in this document, please contact Ann L. 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
