

**Oregon Water Resources Department**  
**Water Right Services Division**

Water Rights Application  
Number S-75215

**Final Order**  
**Extension of Time for Permit Number S-53596**  
**Permit Holder: ES Property Holdings, LLC**

**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-53596 was issued by the Department on July 30, 1999. The permit called for complete application of water to beneficial use by October 1, 2003. On July 29, 2011, ES Property Holdings, LLC submitted to the Department an Application for Extension of Time for Permit S-53596. In accordance with OAR 690-315-0050(2), on December 20, 2011, the Department issued a Proposed Final Order proposing to extend the time to apply water to full beneficial use to October 1, 2012. The protest period closed February 3, 2012, in accordance with OAR 690-315-0060(1). No protest was filed.

The Department adopts and incorporates by reference the Proposed Final Order dated December 20, 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 no additional conditions.

The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.230, 539.010(5) and OAR 690-315-0040(2).

**Order**

The extension of time for Application S-75215, Permit S-53596, therefore, is approved. The deadline for applying water to full beneficial use within the terms and conditions of the permit is extended from October 1, 2003 to October 1, 2012.

DATED: April 6, 2012



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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