

Oregon Water Resources Department

Water Right Services Division

Water Rights Application
Number R-86198

Final Order

Extension of Time for Permit Number R-14456

Permit Holder: Ray C. Martin, III and Northwest Farm Credit Services, FLCA

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 R-14456 was issued by the Department on September 6, 2007. The permit called for complete fill of the reservoir and complete application of water to beneficial use by October 1, 2011. On October 3, 2011, Ray C. Martin, III submitted to the Department an Application for Extension of Time for Permit R-14456. In accordance with OAR 690-315-0050(2), on April 3, 2012, the Department issued a Proposed Final Order proposing to extend the time to fill the reservoir and apply water to full beneficial use to October 1, 2016. The protest period closed May 18, 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 April 3, 2012.

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:

The Department will not grant any extensions of time to complete the appropriation of water under this permit that extend the time to complete beyond ten (10) years from the date of permit issuance.

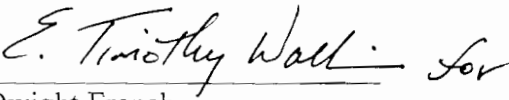
CONCLUSION OF LAW

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 R-86198, Permit R-14456, therefore, is approved subject to conditions contained herein. The deadline for applying water to full beneficial use within the terms and conditions of the permit is extended from October 1, 2011 to October 1, 2016.

DATED: July 13, 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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