

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

Water Rights Application
Number G-16798

**Final Order
Extension of Time for Permit Number G-16263
Permit Holder: Louis E. Marks & Marie Y. Marks**

Permit Information

Application File G-16798 Permit G-16263

Basin: 9 – Powder / Watermaster District 8

Date of Priority: February 9, 2007

Authorized Use of Water

Source of Water: Well 1 and Well 2 in Hutchinson Slough Basin

Purpose of Use: Supplemental Irrigation use on 478.0 Acres

Maximum Rate: 3.34 Cubic Feet per Second (cfs)

**This Extension of Time request is being processed in accordance with
Oregon Revised Statute 537.630 and 539.010(5), and Oregon Administrative
Rule Chapter 690, Division 315**

Application History

Permit G-16263 was issued by the Department on December 10, 2007. The permit called for completion of construction and complete application of water to beneficial use by October 1, 2012. On September 20, 2012, Louis E. Marks submitted to the Department an Application for Extension of Time for Permit G-16263. In accordance with OAR 690-315-0050(2), on 5/21/2013, the Department issued a Proposed Final Order proposing to extend the time to complete construction and the time to fully apply water to beneficial use to October 1, 2015. The protest period closed July 5, 2013, in accordance with OAR 690-315-0060(1). No protest was filed.

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.

Findings of Fact

The Department adopts and incorporates by reference the findings of fact in the Proposed Final Order dated May 21, 2013.

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:

CONDITIONS

1. Last Extension Condition

This is to be the last extension of time granted for Permit G-16263. Any future extension of time requests will likely be denied.

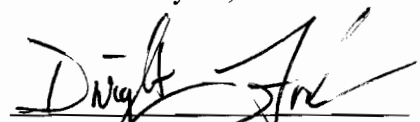
CONCLUSION OF LAW

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 G-16798, Permit G-16263, therefore, is approved. The deadline for completing construction and for applying water to full beneficial use within the terms and conditions of the permit is extended from October 1, 2012 to October 1, 2015.

DATED: July 12, 2013



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

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- If you have any questions about statements contained in this document, please contact Michele McAleer at (503) 986-0825.
 - 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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