

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

Water Rights Application
Number S-84325

**Final Order
Extension of Time for Permit Number S-53733
Permit Holder: Lloyd and Lois Piercy**

Permit Information

Application File S-84325 Permit S-53733

Basin: 7 – Umatilla / Watermaster District 5

Date of Priority: February 11, 2000

Authorized Use of Water

Source of Water: Holeman Reservoir, constructed under Application
R-84324, Permit R-13006, Tributary of the Umatilla River

Purpose of Use: Supplemental Irrigation of 356.8 Acres

Maximum Volume: 105.0 Acre Feet (AF)

This Extension of Time request is being processed in accordance with Oregon Revised Statute 537.230 and 539.010(5), and Oregon Administrative Rule Chapter 690, Division 315

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-53733 was issued by the Department on July 27, 2001, and modified by Permit Amendment T-9684 on April 5, 2005. The permit called for complete application of water to beneficial use by October 1, 2005. On February 22, 2013, Lloyd and Lois Piercy submitted to the Department an Application for Extension of Time for Permit S-53733. In accordance with OAR 690-315-0050(2), on August 6, 2013, the Department issued a Proposed Final Order proposing to extend the time to apply water to full beneficial use to October 1, 2018. The protest period closed September 20, 2013, in accordance with OAR 690-315-0060(1). No protest was filed.

Findings of Fact

The Department adopts and incorporates by reference the findings in the Proposed Final Order dated August 6, 2013, with the exception of the Checkpoint Condition. The Department has determined that because the length of time between the extension application and the extended deadline for applying water to full beneficial use is less than five years, the Checkpoint Condition requiring a progress report is not necessary.

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 to October 1, 2018.

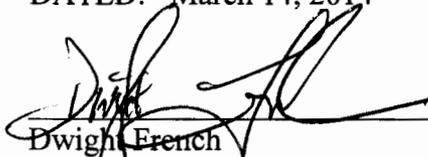
CONCLUSION OF LAW

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 S-84325, Permit S-53733, 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, 2010 to October 1, 2018.

DATED: March 14, 2014



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 Ann Reece at (503) 986-0834.
 - 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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