



completion of construction, filling of the reservoir, and complete application of water to beneficial use by October 1, 2012. On January 31, 2013, A. J. Kemp and Willa M. Kemp submitted to the Department an Application for Extension of Time for Permit R-14517. In accordance with OAR 690-315-0050(2), on October 8, 2013, the Department issued a Proposed Final Order proposing to extend the time to complete construction of the water system and to apply water to full beneficial use to October 1, 2022. The protest period closed November 22, 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 October 8, 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 conditions:

## **CONDITIONS**

### **1. Checkpoint Condition**

The permit holder must submit a completed Progress Report Form to the Department by **October 1, 2018.**

(a) At each checkpoint, the permit holder shall submit and the Department shall review evidence of the permit holder's diligence towards completion of the project and compliance with terms and conditions of the permit and extension. If, after this review, the Department determines the permit holder has not been diligent in developing and perfecting the water use permit, or complied with all terms and conditions, the Department shall modify or further condition the permit or extension to ensure future compliance, or begin cancellation proceedings on the undeveloped portion of the permit pursuant to ORS 537.260 or 537.410, or require submission of a final proof survey pursuant to ORS 537.250;

(b) The Department shall provide notice of receipt of progress reports in its weekly notice and shall allow a 30 day comment period for each report. The Department shall provide notice of its determination to anyone who submitted comments


## **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-86781, Permit R-14517, therefore, is approved subject to conditions contained herein. The deadline for completing construction of the water system is extended from October 1, 2012, to October 1, 2022. The deadline for applying water to full beneficial use within the terms and conditions of the permit is extended from October 1, 2012 to October 1, 2022.

DATED: March 14, 2014



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

- 
- If you have any questions about statements contained in this document, please contact Steven Parrett 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
-



Oregon Water Resources Department  
 725 Summer Street NE, Suite A  
 Salem Oregon 97301-1266  
 (503) 986-0900  
 www.wrd.state.or.us

# Extension of Time Progress Reporting Form For Checkpoints

TO THE DIRECTOR OF THE OREGON WATER RESOURCES DEPARTMENT

Permit Holder: A. J. Kemp and Willa M. Kemp      Application R-86781      Permit R-14517

## Progress Report Form for 2018

Report Due no later than October 1, 2018

DO NOT SUBMIT PRIOR TO 30 DAYS BEFORE DUE DATE

As authorized in ORS 690-315-0050(6), this progress report is required in order to ensure diligence is exercised in the development and perfection of Permit R-14517. **FAILURE TO SUBMIT THIS REPORT WILL MOST LIKELY RESULT IN ANY FUTURE EXTENSION BEING DENIED.**

DATE	LIST ALL WORK ACCOMPLISHED and FINANCIAL INVESTMENTS	DAYS
For the period of time between October 1, 2012 and October 1, 2018		

2. Describe actions taken to comply with terms and conditions of permit and/or previous extension.

3. Total number of acres irrigated to date = \_\_\_\_\_ (N/A if not applicable)

4. Provide the maximum rate, or duty if applicable, of water diverted (or stored) to date for beneficial use under this permit, if any.

Maximum rate used to date = \_\_\_\_\_ cfs (cubic feet per second)

or

Maximum rate used to date = \_\_\_\_\_ gpm (gallons per minute)

or

Acre Feet stored to date = \_\_\_\_\_ AF

*Report the rate in the same units of measurement as specified in the permit, being cfs (cubic feet per second), gpm (gallons per minute) or AF (acre-feet). Do not provide daily, monthly or annual water volume totals.*

INCOMPLETE REPORTS WILL BE RETURNED. AN ANSWER IS REQUIRED IN EACH ITEM.

Signature \_\_\_\_\_ Date \_\_\_\_\_

Printed Name and Title \_\_\_\_\_

*For OWRD use only*

Diligence Shown     Yes     No

Date Public Noticed: \_\_\_\_\_

Reviewed by: \_\_\_\_\_

Date: \_\_\_\_\_