

Oregon Water Resources Department
Water Right Services Division

Water Rights Application
Number S-86245

Final Order
Extension of Time for Permit Number S-54489
Permit Holder: Padre Properties, LLC

Permit Information

Application File S-86245 Permit S-54489

Basin: 15 – Rogue / Watermaster District 14

Date of Priority: April 8, 2005

Authorized Use of Water

Source of Water:	Applegate Reservoir, tributary to the Applegate River
Purpose of Use:	Irrigation of 37.0 Acres
Maximum Rate:	111.0 Acre-Feet (AF) Each Year

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-54489 was issued by the Department on August 8, 2008. The permit called for complete application of water to beneficial use by October 1, 2012. On July 29, 2013, Padre Properties, LLC submitted to the Department an Application for Extension of Time for Permit S-54489. In accordance with OAR 690-315-0050(2), on January 21, 2014, the Department issued a Proposed Final Order proposing to extend the time to apply water to full beneficial use to

October 1, 2015. The protest period closed March 7, 2014, in accordance with OAR 690-315-0060(1). No protest was filed.

Findings of Fact

Except as expressly stated herein, the Department adopts and incorporates by reference the findings in the Proposed Final Order dated January 21, 2014.

The first sentence in Finding of Fact #1 of the Proposed Final Order is corrected to show the correct permit issuance date (additions are shown in "underline" text, deletions are shown in "~~strikethrough~~" text):

Permit S-54489 was granted by the Department on August & 14, 2008.

Finding of Fact 9.a. is also corrected to show the correct permit issuance date (additions are shown in "underline" text, deletions are shown in "~~strikethrough~~" text):

Since the issuance of Permit S-54489 on August & 14, 2008, the permit holder has used 87 AF of water diverted from the Applegate Reservoir, tributary to the Applegate River for irrigation of 29 acres.

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.

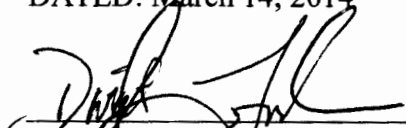
CONCLUSION OF LAW

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-86245, Permit S-54489, 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, 2012 to October 1, 2015.

DATED: March 14, 2014


Dwight W. French, Administrator
Water Right Services Division
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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