

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

Water Rights Application  
Number R-85993

**Final Order**

**Extension of Time for Permit Number R-14033  
Permit Holder: Oliver Spires**

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**Permit Information**

Application File R-85993    Permit R-14033  
Basin: 13 – Goose & Summer Lakes / Watermaster District 12  
Date of Priority: May 4, 2004

**Authorized Use of Water**

Source of Water:     Runoff and a Spring, Tributaries of Crooked Creek  
Purpose of Use:     Multiple Purpose Storage  
Maximum Volume:    9.0 Acre Feet (AF) each year

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**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 R-14033 was issued by the Department on August 19, 2004. The permit called for the reservoir to be filled and complete application of water to beneficial use by October 1, 2008. On October 9, 2012, Oliver Spires submitted to the Department an Application for Extension of Time for Permit R-14033. In accordance with OAR 690-315-0050(2), on September 17, 2013, the Department issued a Proposed Final Order proposing to extend the time for complete construction of the reservoir and the time to apply water to full beneficial use to October 1, 2014. The protest period closed November 1, 2013, 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 September 17, 2013.  
Exceptions to the Proposed Final Order:

Permit R-14033 does not contain a deadline to complete construction of the water system but does contain a date by which the reservoir shall be filled. Therefore, an extension of the time to fill the reservoir rather than to complete construction is incorporated in this Final Order.

Since the time that the application was submitted on October 9, 2012, the permit holder has indicated by electronic mail his desire to request the time in which to apply water to full beneficial use under the terms and conditions of the permit be extended to October 1, 2015, rather than 2014. Given the amount of work left to complete the project, the Department finds that the time requested is reasonable and 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 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 R-85993, Permit R-14033, therefore, is approved. The deadline for filling the reservoir and 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 28, 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 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
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