

Oregon Water Resources Department

Water Right Services Division

Water Rights Application
Number G-6692

Final Order

Extension of Time for Permit Number G-7123

Permit Holders: Kent and Darla Scott, and Michael Buck

Permit Information

Application File G-6692 Permit G-7123

Basin: 12 – Malheur Lake / Watermaster District 10

Date of Priority: January 13, 1975

Authorized Use of Water

Source of Water: Four Wells within the Silvies River Basin

Purpose of Use: Irrigation of 460.8 Acres

Maximum Rate: 5.8 Cubic Feet per Second (cfs), being 1.92 cfs from each of Wells 2 & 3, and 0.96 cfs from each of Wells 4 & 5

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

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 G-7123 was issued by the Department on April 4, 1977. The permit called for completion of construction by October 1, 1978 and complete application of water to beneficial use by October 1, 1979. On July 8, 2013, Glen and Glenda Hudspeth submitted to the Department an Application for Extension of Time for Permit G-7123. In accordance with OAR 690-315-0050(2), on April 15, 2014, the Department issued a Proposed Final Order proposing to extend the time to complete construction to October 1, 1979. On May 7, 2014, Glen and Glenda Hudspeth assigned their portion of their interest in this permit to Kent and Darla Scott. The

protest period closed May 30, 2014, in accordance with OAR 690-315-0060(1). No protest was filed.

Findings of Fact

The Department adopts and incorporates by reference the findings of fact in the Proposed Final Order dated April 15, 2014.

At time of issuance of the Proposed Final Order the Department concluded that, based on the factors demonstrated by the applicant, any comments received, and information within the file, the permit may be extended.

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-6692, Permit G-7123, therefore, is approved. The deadline for completing construction is extended to from October 1, 1978 to October 1, 1979.

DATED: June 6, 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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