# **Oregon Water Resources Department**

Water Right Services Division

Water Rights Application Number G-14684

### **FINAL ORDER**

Extension of Time for Permit Number G-13556

Permit Holder: Horst Jeddeloh

#### **Permit Information**

Application:

G-14684

Permit:

G-13556

Basin:

2 – Willamette / Watermaster District 20

Date of Priority:

February 18, 1998

Source of Water:

A well within Willamette River Basin

Purpose of Use:

Nursery use on 23.4 Acres

Maximum Rate:

0.16 cubic feet per second (cfs)

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-13556 was issued by the Department on December 23, 1998. The permit called for complete application of water to beneficial use by October 30, 2003. On August 12, 2014, Horst Jeddeloh submitted to the Department an Application for Extension of Time for Permit G-13556. In accordance with OAR 690-315-0050(2), on October 28, 2014, the Department issued a Proposed Final Order proposing to extend the time to fully apply water to beneficial use to October 30, 2019. The protest period closed December 12, 2014, in accordance with OAR 690-315-0060(1). No protest was filed.

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### **FINDINGS OF FACT**

The Department adopts and incorporates by reference the findings of fact in the Proposed Final Order dated October 28, 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 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 form is enclosed with this Final Order.

- (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.

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#### **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).

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### ORDER

The extension of time for Application G-14684, Permit G-13556, therefore, is approved subject to conditions contained herein. The deadline for applying water to full beneficial use within the terms and conditions of the permit is extended from October 1, 2003 to October 30, 2019.

DATED: December 19, 2014

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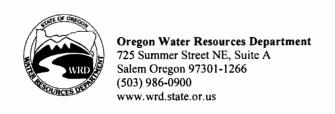
Water Right Services Division Administrator, for

Thomas 1/1. Byler, Director

Oregon Water Resources Department

- If you have any questions about statements contained in this document, please contact the Permit Extension Specialist at (503) 986-0802.
- 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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Extension of Time Progress Report Form For Checkpoints

## TO THE DIRECTOR OF THE OREGON WATER RESOURCES DEPARTMENT

Permit Holder: Horst Jeddeloh

Application G-14684

Permit G-13556

## **Progress Report 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 perfections of Permit G-13556.

FAILUR	E TO SUBMIT THIS REPORT WILL MOST	LIKELY RESULT IN ANY FUTURE EXTENSION BEIN	IG DENIED.
		CCOMPLISHED and FINANCIAL INVESTME e between August 12, 2014 and October	の研究を作る。
2.	Describe actions to achieve cor	mpliance with conditions of the permit a	nd/or previous extension.
3.	Total number of acres irrigated to date:(NA if not applicable)  Provide the maximum rate, or duty if applicable, of water diverted for beneficial use under this		
4.	<pre>permit, if any, to date. Maximum rate used to date = _ or</pre>	cfs (cubic feet per second)	Report the rate in the same units of measurement as
	Maximum rate used to date = _ or Acre Feet stored to date =	gpm (gallons per minute)	specified in the permit, being cfs (cubic feet per second), gpm (gallons per minute) or AF (acre-feet). <b>Do not provide daily,</b>
Signature		<del></del>	monthly or annual water volume totals.
Printe	ed Name/Title		
Diligen	nce Shown	Date Public Noticed:  For OWRD use only	
Review	ved by:	Date:	