

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

Water Rights Application
Number G-10207

**Final Order
Extension of Time for Permit Number G-9283
Permit Holder: Avion Water Company Inc.**

Permit Information

Application File G-10207 / Permit G-9283

Basin 5 – Deschutes Basin / Watermaster District 11

Date of Priority: March 11, 1981

Authorized Use of Water

Source of Water: Two Wells
Purpose or Use: Quasi-Municipal
Maximum Rate: 250.0 gallons per minute (gpm), being 125 gpm from each well

**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-9283 was issued by the Department on May 18, 1981. The permit called for actual construction was to begin by May 15, 1982, completion of construction by October 1, 1982, and complete application of water to beneficial use by October 1, 1983. The most recent extension

authorized completion of construction and complete application of water to beneficial use by October 1, 2012. On December 17, 2012, Avion Water Company Inc. submitted an application to the Department for an extension of time for Permit G-9283. In accordance with OAR 690-315-0050(2), on December 2, 2014, the Department issued a Proposed Final Order proposing to extend the time to complete construction to October 1, 2027 and to extend the time to apply water to full beneficial use to October 1, 2027. The protest period closed January 16, 2015, 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 of fact in the Proposed Final Order dated December 2, 2014.

Finding of fact 1, as shown in the Proposed Final Order is corrected as follows (additions are shown in "underline" text, deletions are shown in "~~strikethrough~~" text):

It specified actual construction was to begin by May ~~15~~ 18, 1982, construction of the water development project was to be completed by October 1, 1982, and complete application of water was to be made on or before October 1, 1983.

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

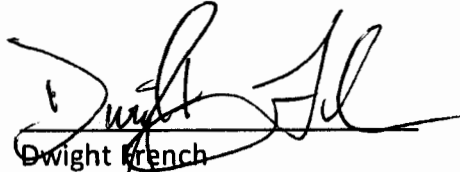
The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.630, 539.010(5) and OAR 690-315-0080(3).

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ORDER

The extension of time for Application G-10207, Permit G-9283, therefore, is approved. The deadline for completing construction is extended from October 1, 2012 to October 1, 2027. 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, 2027.

DATED: January 23, 2015



Dwight French
Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department

If you have any questions about statements contained in this document, please contact Machele A Bamberger 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.
