

Oregon Water Resources Department
Water Right Services Division

Water Rights Application
Number S-69868

FINAL ORDER

Extension of Time for Permit Number S-50968
Permit Holder: Richard Morgan

Permit Information	
Application:	S-69868
Permit:	S-50968
Basin:	13 – Goose and Summer Lakes / Watermaster District 12
Date of Priority:	April 11, 1989 for use from South Arm Reservoir, and August 24, 1989 for use from Hay Creek
Source of Water:	Hay Creek, a tributary of Drews Creek and South Arm Reservoir
Purpose of Use:	Irrigation and supplemental irrigation of 197.0 acres, being irrigation of 45.1 acres from Hay Creek and South Arm Reservoir and supplemental irrigation of 151.9 acres from South Arm Reservoir
Maximum Rate:	4.93 cubic feet per second (cfs)

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-50968 was issued by the Department on April 30, 1990. The permit called for completion of construction by October 1, 1992 and complete application of water to beneficial use by October 1, 1993. On November 3, 2014, Richard Morgan submitted to the Department an Application for Extension of Time for Permit S-50968. In accordance with OAR 690-315-0050(2), on December 16, 2014, the Department issued a Proposed Final Order proposing to extend the time to complete construction from October 1, 1993 to October 30, 2015 and the time to apply water to full beneficial use from October 1, 1993 to October 30, 2015. The protest period closed January 30, 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 in the Proposed Final Order dated December 16, 2014.

Shown in the Proposed Final Order is corrected as follows (deletions are shown in “~~strikethrough~~” text):

Date of Priority: April ~~11~~ 10, 1989 for use from South Arm Reservoir, and
August 24, 1989 for use from Hay Creek

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 the following conditions:

CONDITIONS

1. Last Extension Condition

This is to be the last extension of time granted for Permit S-50968. Any future extensions of time requests will be denied

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).

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ORDER

The extension of time for Application S-69868, Permit S-50968, therefore, is approved subject to conditions contained herein. The deadline for completing construction is extended from October 1, 1993 to October 30, 2015. The deadline for applying water to full beneficial use within the terms and conditions of the permit is extended from October 1, 1993 to October 30, 2015.

DATED: February 6, 2015



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

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- If you have any questions about statements contained in this document, please contact 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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