

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

Water Rights Application  
Number G-16421

**FINAL ORDER**

Extension of Time for Permit Number G-16081  
Permit Holder: L.S. and D., Inc. and Northwest Farm Credit Services, FCLA

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**Permit Information**

Application:	G-16421
Permit:	G-16081
Basin:	12 – Malheur Lake / Watermaster District 10
Date of Priority:	March 23, 2005
Source of Water:	Well 1 (HARN 50663) in Virginia Creek Basin; Well 2 in Miller Canyon Basin, within the Silver Creek Basin
Purpose of Use:	Irrigation on 125.7 acres and supplemental irrigation on 491.9 acres
Maximum Rate:	7.72 cubic feet per second (cfs)

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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-16081 was issued by the Department on July 27, 2006. The permit called for completion of construction by October 1, 2010 and complete application of water to beneficial use by October 1, 2010. On November 28, 2014, L.S. and D., Inc. submitted to the Department an Application for Extension of Time for Permit G-16081. In accordance with OAR 690-315-0050(2), on January 20, 2015, the Department issued a Proposed Final Order proposing to extend the time to complete construction to October 30, 2019, and the time to fully apply water to beneficial use to October 30, 2019. The protest period closed March 6, 2015, 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 January 20, 2015.

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):

Well 1 (HARN 50663) in ~~Virginia~~ Virginia Creek Basin; Well 2 in Miller Canyon Basin, within the Silver Creek Basin

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 no additional conditions.

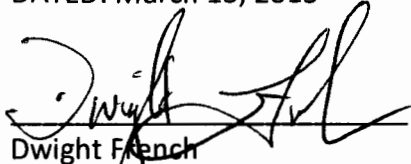
## CONCLUSION OF LAW

The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.630, 539.010(5) and OAR 690-315-0040(2).

## ORDER

The extension of time for Application G-16421, Permit G-16081, therefore, is approved. The deadline for completing construction is extended to from October 1, 2010 to October 30, 2019. The deadline for applying water to full beneficial use within the terms and conditions of the permit is extended from October 1, 2010 to October 30, 2019.

DATED: March 13, 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 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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