

Oregon Water Resources Department

Water Right Services Division

Water Rights Application
Number G-13601

FINAL ORDER

Extension of Time for Permit Number G-12734
Permit Holder: Tonges Farms LLC

Permit Information

Application:	G-13601
Permit:	G-12734
Basin:	2 – Lower Willamette / Watermaster District 18
Date of Priority:	January 28, 1994
Source of Water:	A well within the Tualatin Basin
Purpose of Use:	Irrigation of 91.0 Acres
Maximum Rate:	1.11 cubic feet per second (cfs) not to exceed 100.0 acre-feet (AF) annually

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-12734 was issued by the Department on September 11, 1996. The permit called for actual construction of Well (WASH 6052) to begin by September 11, 1997, completion of construction by October 1, 1998 and complete application of water to beneficial use by October 1, 1999. On March 12, 2015, Tonges Farms LLC submitted to the Department an Application for Extension of Time for Permit G-12734. In accordance with OAR 690-315-0050(2), on April 28, 2015, the Department issued a Proposed Final Order proposing to extend the time to complete construction to October 30, 2017, and the time to fully apply water to beneficial use to October 30, 2017. The protest period closed June 12, 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 April 28, 2015.

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-13601, Permit G-12734, therefore, is approved. The deadline for completing construction is extended to from October 1, 1998 to October 30, 2017. The deadline for applying water to full beneficial use within the terms and conditions of the permit is extended from October 1, 1999 to October 30, 2017.

DATED: June 19, 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 the Permit Extension Specialist at (503) 986-0825.
 - 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
-