

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

Water Rights Application  
Number G-16366

**FINAL ORDER**

Extension of Time for Permit Number G-16037  
Permit Holder: Upper Klamath Farms

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**Permit Information**

Application:	G-16366
Permit:	G-16037
Basin:	14 – Klamath / Watermaster District 17
Date of Priority:	January 11, 2005
Source of Water:	A well in Wood River Basin
Purpose of Use:	Supplemental Irrigation use on 443.1 Acres
Maximum Rate:	5.54 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-16037 was issued by the Department on March 23, 2006. The permit called for completion of construction by October 1, 2010 and complete application of water to beneficial use by October 1, 2010. The most recent extension authorized completion of construction and complete application of water to beneficial use by October 1, 2014. On May 5, 2015, Upper Klamath Farms submitted to the Department an Application for Extension of Time for Permit G-16037. In accordance with OAR 690-315-0050(2), on June 16, 2015, the Department issued a Proposed Final Order proposing to extend the time to complete construction to October 1, 2016, and the time to fully apply water to beneficial use to October 1, 2016. The protest period closed July 31, 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 June 16, 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.

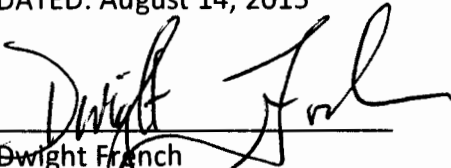
## CONCLUSION OF LAW

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-16366, Permit G-16037, therefore, is approved. The deadline for completing construction is extended to from October 1, 2014 to October 1, 2016. The deadline for applying water to full beneficial use within the terms and conditions of the permit is extended from October 1, 2014 to October 1, 2016.

DATED: August 14, 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) 986-0825.
  - 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
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Mailing List for Extension FO Copies

FO Date: August 14, 2015

Copies Mailed

Application: G-16366

By: \_\_\_\_\_

Permit: G-16037

On: \_\_\_\_\_

Original mailed to permit holder

Upper Klamath Farms  
Attn: Roger Nicholson  
PO Box 458  
Fort Klamath, OR 97626

Copies sent to:

1. WRD - App. File G-16366/ Permit G-16037
2. Schwabe, Williamson & Wyatt  
Attn: Shonee D. Langford  
Equitable Center  
530 Center St NE, Suite 400  
Salem, OR 97301

Fee paid as specified under ORS 536.050 to receive copy:

3. None

Receiving notification via e-mail - FO available in WRIS for review

(DONE BY EXTENSION SPECIALIST)

4. WRD - Watermaster District 17, Scott White

CASEWORKER: CAC