

Oregon Water Resources Department
Water Right Services Division

Water Rights Application
Number G-17077

FINAL ORDER

Extension of Time for Permit Number G-16576
Permit Holder: Tygh Valley Orchards, LLC

Permit Information

Application:	G-17077
Permit:	G-16576
Basin:	5 – Deschutes / Watermaster District 3
Date of Priority:	June 27, 2008
Source of Water:	A well in Threemile Creek Basin
Purpose of Use:	Supplemental Irrigation of 108.68 Acres
Maximum Rate:	1.0 cubic foot per second (cfs)

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-16576 was issued by the Department on September 10, 2009. The permit called for completion of construction by September 10, 2014 and complete application of water to beneficial use by September 10, 2014. On May 8, 2015, Tygh Valley Orchards, LLC submitted to the Department an Application for Extension of Time for Permit G-16576. In accordance with OAR 690-315-0050(2), on June 23, 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 August 7, 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 23, 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 the following conditions:

CONDITIONS

1. **Last Extension Condition**

This is to be the last extension of time granted for Permit G-16576. Any future extensions of time requests will be denied.

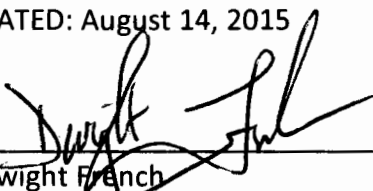
CONCLUSION OF LAW

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

ORDER

The extension of time for Application G-17077, Permit G-16576, therefore, is approved subject to conditions contained herein. The deadline for completing construction is extended to from September 10, 2014 to October 30, 2019. The deadline for applying water to full beneficial use within the terms and conditions of the permit is extended from September 10, 2014 to October 30, 2019.

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-17077

By: _____

Permit: G-16576

On: _____

Original mailed to permit holder

Tygh Valley Orchards, LLC
11805 SW Lynnfield Lane
Portland, OR 97225

Copies sent to:

1. WRD - App. File G-17077/ Permit G-16576
2. TENNESON ENGINEERING CORP.
LARRY TOLL
3313 WEST SECOND STREET, SUITE 100
THE DALLES, OR 97058

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 3, Robert Wood

CASEWORKER: CAC