

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

Application for Extension of Time

In the Matter of the Application for an Extension of Time)
for Permit G-16338, Water Right Application G-16928,) **FINAL ORDER**
in the name of the GH2O, Inc.)

Permit Information

Application File G-16928 / Permit G-16338

Basin 12 – Malheur Lake Basin / Watermaster District 10

Date of Priority: September 17, 2007

Authorized Use of Water

Source of Water: Well 1 (HARN 295) and Well 2 (HARN 50578) in Sweek
Canyon Basin

Purpose or Use: Quasi-Municipal Use

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 final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, you may petition 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-16338 was issued by the Department on June 23, 2008. The permit called for completion of construction by October 1, 2012, and complete application of water to beneficial use by October 1, 2012. On July 24, 2015, GH2O, Inc. submitted an application to the Department for an extension of time for Permit G-16338. In accordance with OAR 690-315-0050(2), on September 22, 2015, the Department issued a Proposed Final Order proposing to extend the time to complete construction to October 1, 2030 and to extend the time to apply Final Order: Permit G-16338

water to full beneficial use to October 1, 2030. The protest period closed October 23, 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 September 22, 2015.

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 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 690-315-0080(3).

ORDER

The extension of time for Application G-16928, Permit G-16338, therefore, is approved. The deadline for completing construction is extended from October 1, 2012 to October 1, 2030. The deadline for applying water to full beneficial use within the terms and conditions of the permit is extended from October 1, 2012 to October 1, 2030.

DATED: November 13, 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 Corey A Courchane 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.

Mailing List for Extension FO Copies

FO Date: November 13, 2015

**Application G-16928
Permit G-16338**

Original mailed to permit holder:

GH2O, Inc.
Attn: Floyd H. Garland
PO Box 339
Burns, OR 97720

Copies sent to:

1. WRD - App. File G-16928/ Permit G-16338

Fee paid as specified under ORS 536.050 to receive copy:

2. None

Receiving electronic copy via e-mail (10 AM day of signature date)

(DONE BY EXTENSION SPECIALIST)

1. WRD - Watermaster District 10, JR Johnson

CASEWORKER: CAC

<p>Copies Mailed</p> <p>By: _____ (SUPPORT STAFF)</p> <p>on: _____ (DATE)</p>
