

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-16802, Water Right Application G-17275,)
in the name of William and Lori Peila)

FINAL ORDER

Permit Information

Application:	G-17275
Permit:	G-16802
Basin:	12 – Malheur Lake / Watermaster District 10
Date of Priority:	October 21, 2009
Source of Water:	Well 1 (HARN 1936) in West Fork Silvies River Basin
Purpose of Use:	Irrigation of 15.0 Acres
Maximum Rate:	0.19 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-16802 was issued by the Department on October 28, 2010. The permit called for completion of construction by October 28, 2015 and complete application of water to beneficial use by October 28, 2015. On November 12, 2015, William and Lori Peila submitted to the Department an Application for Extension of Time for Permit G-16802. In accordance with OAR 690-315-0050(2), on December 22, 2015, the Department issued a Proposed Final Order proposing to extend the time to complete construction to October 1, 2020, and the time to fully apply water to beneficial use to October 1, 2020. The protest period closed February 5, 2016, 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 December 22, 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-16802. Any future extensions of time requests will be denied.

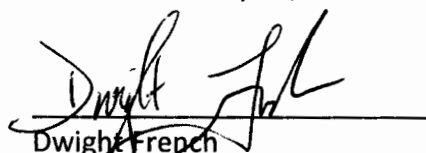
CONCLUSION OF LAW

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-17275, Permit G-16802, therefore, is approved subject to conditions contained herein. The deadline for completing construction is extended from October 28, 2015 to October 1, 2020. The deadline for applying water to full beneficial use within the terms and conditions of the permit is extended from October 28, 2015 to October 1, 2020.

DATED: February 12, 2016

A handwritten signature in black ink, appearing to read "Dwight French", is written over a horizontal line.

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
-

Mailing List for Extension FO Copies

FO Date: February 12, 2016

Copies Mailed

Application: G-17275

By: _____

Permit: G-16802

On: _____

Original mailed to permit holder

William and Lori Peila

PO Box 723

Hines, OR 97738

Copies sent to:

1. WRD - App. File G-17275/ Permit G-16802

Fee paid as specified under ORS 536.050 to receive copy:

2. None

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

(DONE BY EXTENSION SPECIALIST)

3. WRD - Watermaster District 10, JR Johnson

CASEWORKER: CAC