

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 S-53977, Water Right Application S-85433)FINAL ORDER
in the name of Michael Banks and Marianne Alderson)

Permit Information

Application:	S-85433
Permit:	S-53977
Basin:	7 – Umitilla / Watermaster District 5
Date of Priority:	January 21, 2003
Source of Water:	East Pond, Permit R-13590, and West Pond R-13591, tributaries of Couse Creek
Purpose of Use:	Supplemental irrigation use on 21.9 Acres
Maximum volume:	27.5 acre feet (AF) each year from March 1 through April 14 and limited to no more than 4.0 acre feet per reservoir each year from April 15 through October 31

This Extension of Time request is being processed in accordance with Oregon Revised Statute 537.230 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 S-53977 was issued by the Department on October 31, 2003. The permit called for complete application of water to beneficial use by October 1, 2008. On January 7, 2016, Michael Banks and Marianne Alderson submitted to the Department an Application for

Extension of Time for Permit S-53977. In accordance with OAR 690-315-0050(2), on May 10, 2016, the Department issued a Proposed Final Order proposing to extend the time to apply water to full beneficial use from October 1, 2008 to October 1, 2019. The protest period closed June 24, 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 in the Proposed Final Order dated May 10, 2016.

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.

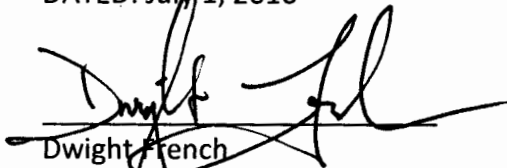
CONCLUSION OF LAW

The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.230, 539.010(5) and OAR 690-315-0040(2).

ORDER

The extension of time for Application S-85433, Permit S-53977, therefore, is approved. The deadline for applying water to full beneficial use within the terms and conditions of the permit is extended from October 1, 2008 to October 1, 2019.

DATED: July 1, 2016



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 Permit Extension Specialist at (503) 986-0802.
 - 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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