

**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 R-12019, Water Right Application R-70200	)	FINAL ORDER
in the name of McGough Enterprises, LLC	)	

Permit Information

Application:	R-70200
Permit:	R-12019
Basin:	John Day / Watermaster District 21
Date of Priority:	February 14, 1990
Source of Water:	Carroll Creek and an unnamed stream, tributaries of West Branch Bridge Creek
Storage Facility:	Three unnamed reservoirs
Purpose of Use:	Livestock and Wildlife
Maximum Volume:	4.5 Acre-Feet (AF) per year, being 1.5 AF in each of three reservoirs

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 R-12019 was issued by the Department on September 11, 1996. The permit called for actual construction work to begin by September 11, 1997, completion of construction by October 1, 1998, and complete application of water to beneficial use by October 1, 1999. On March 9, 2016, McGough Enterprises, LLC submitted an Application for Extension of Time for

Permit R-12019. In accordance with OAR 690-315-0050(2), on April 26, 2016, the Department issued a Proposed Final Order proposing to extend the time to complete construction from October 1, 1998 to October 1, 2020, and the time to apply water to full beneficial use from October 1, 1999 to October 1, 2020. The protest period closed June 10, 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 April 26, 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.

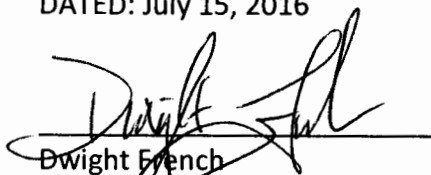
CONCLUSION OF LAW

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 R-70200, Permit R-12019, therefore, is approved. The deadline for completing construction is extended from October 1, 1998 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 1, 1999 to October 1, 2020.

DATED: July 15, 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

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- If you have any questions about statements contained in this document, please contact 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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