

**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-16174, Water Right Application G-16620, in the	)	
name of Kim and Gloria Bowman	)	FINAL ORDER

Permit Information

Application:	G-16620
Permit:	G-16174
Basin:	8 – Grande Ronde / Watermaster District 6
Date of Priority:	February 6, 2006
Source of Water:	A well in Conley Creek Basin
Purpose or Use:	Irrigation use on 16.0 acres
Maximum Rate:	0.20 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-16174 was issued by the Department on April 5, 2007. The permit called for, completion of construction by October 1, 2011 and complete application of water to beneficial use by October 1, 2011. On September 23, 2016, Kim and Gloria Bowman submitted an Application for Extension of Time for Permit G-16174. In accordance with OAR 690-315-0050(2), on November 8, 2016, the Department issued a Proposed Final Order proposing to extend the time to complete construction to October 1, 2021, and the time to fully apply water to beneficial use to October 1, 2021. The protest period closed December 23, 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 November 8, 2016.

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. Well Construction Condition

The use of any water from Well (UNIO 51878) under Permit G-16174 is subject to this Groundwater Condition.

No water shall be appropriated from Well (UNIO 51878) under Permit G-16174 until it has been reconstructed to meet the conditions contained in Permit G-16174. The permit holder must submit proof of compliance that the well authorized under this permit or by permit amendment is in compliance with the conditions of; "The well shall produce ground water only from the basalt ground water reservoir"; and "The well shall be continuously cased and continuously sealed a minimum of 20 feet into competent basalt."

2. Permit Amendment Condition

If the permit holder chooses to construct a new well to meet the specifications contained in Permit G-16174, the permit holder shall file a Permit Amendment requesting authorization of the use of water from the new well under this permit. **Use of water from the new well shall not begin until the Permit Amendment is approved by the Department.**

CONCLUSION OF LAW

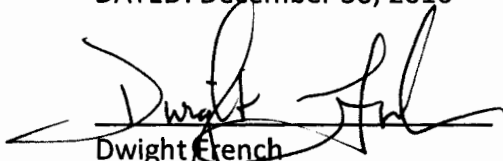
The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.630, 539.010(5) and OAR 690-315-0040(2).

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ORDER

The extension of time for Application G-16620, Permit G-16174, therefore, is approved subject to conditions contained herein. The deadline for completing construction is extended from October 1, 2011 or to October 1, 2021. The deadline for applying water to full beneficial use within the terms and conditions of the permit is extended from October 1, 2011 to October 1, 2021.

DATED: December 30, 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 the 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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