

**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-15841, Water Right Application G-16238, in the) FINAL ORDER
name of Patterson Real Estate Holdings, LLC and Northwest)
Farm Credit Services, FLCA)

Permit Information

Application: G-16238
Permit: G-15841
Basin: 2 – Willamette / Watermaster District 20
Date of Priority: April 30, 2004
Source of Water: Well 1, Well 2, Well 3, Well 4, and Well 5 in Eagle Creek Basin
Purpose or Use: Nursery use on 55.0 acres
Maximum Rate: 2.225 cubic feet per second (cfs), being no more than 2.225 cfs during the period of December 1 through June 30; 0.545 cfs during the month of July; 0.222 cfs during the month of August; 0.162 cfs during the month of September; 0.196 cfs during the month of October; and 0.74 cfs during the month of November

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-15841 was issued by the Department on February 10, 2005. The permit specified complete application of water to beneficial use was to be made by October 1, 2009. On November 4, 2016, Patterson Real Estate Holdings, LLC submitted an Application for Extension of Time for Permit G-15841. In accordance with OAR 690-315-0050(2), on January 3, 2017, the Department issued a Proposed Final Order proposing to extend the time to fully apply water to

beneficial use to October 1, 2021. The protest period closed February 17, 2017, 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 January 3, 2017.

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 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 690-315-0040(2).

ORDER

The extension of time for Application G-16238, Permit G-15841, 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, 2009, to October 1, 2021.

DATED: February 24, 2017



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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