

**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-52622, Water Right Application S-80672) FINAL ORDER
in the name of Logan Rudkin)

Permit Information

Application:	S-80672
Permit:	S-52622
Basin:	Rogue / Watermaster District 14
Date of Priority:	November 29, 1995
Source of Water:	Two unnamed springs, tributaries of Elder Creek
Purpose or Use:	Domestic use for two households, further limited to human consumption only during the period listed under "Period of Use"; being March 1 through April 30 and July 1 through January 31 of each year for domestic use; February 1 through February 29 and May 1 through June 30 of each year for human consumption only
Maximum Rate:	0.01 cubic foot per second (cfs)

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-52622 was issued by the Department on August 28, 1996. The permit specified actual construction was to begin by August 28, 1997, completion of construction by October 1, 1999,

and complete application of water to beneficial use by October 1, 2000. On March 29, 2017, Logan Rudkin submitted an Application for Extension of Time for Permit S-52622. In accordance with OAR 690-315-0050(2), on May 9, 2017, the Department issued a Proposed Final Order proposing to extend the time to complete construction from October 1, 2000, to October 1, 2014, and the time to apply water to full beneficial use from October 1, 2000, to October 1, 2014. The protest period closed June 23, 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 in the Proposed Final Order dated May 9, 2017.

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-80672, Permit S-52622, therefore, is approved. The deadline for completing construction is extended from October 1, 1999, to October 1, 2014. The deadline for applying water to full beneficial use within the terms and conditions of the permit is extended from October 1, 2000, to October 1, 2014.

DATED: June 30, 2017



Dwight French
Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department