

**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-17005, Water Right Application G-16804, in) **FINAL ORDER**
the name of Loren Walch and Melinda Cauvin)

Permit Information

Application: G-16804
Permit: G-17005
Basin: 14 – Klamath / Watermaster District 17
Date of Priority: February 23, 2007
Source of Water: Alternate Well site in Upper Klamath Lake Basin
Purpose or Use: Supplemental irrigation of 395.2 acres
Maximum Rate: 4.9 cubic feet 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-17005 was issued by the Department on February 7, 2013. The permit specified completion of construction and complete application of water was to be made within five years of the date of permit issuance, being February 7, 2018. On January 7, 2018, Melinda Cauvin submitted an Application for Extension of Time for Permit G-17005. In accordance with OAR 690-315-0050(2), on February 20, 2018, the Department issued a Proposed Final Order proposing to extend the time to complete construction to October 1, 2020, and the time to fully apply water to beneficial use to October 1, 2020. The protest period closed April 6, 2018, 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 February 20, 2018.

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:

LIMITATIONS AND CONDITIONS

1. Last Extension Condition

This may be the last extension of time granted for Permit G-17005. Any future extensions of time request may be denied, unless the permit holder can provide the Department with evidence that construction of the Well has been completed and the condition requiring installation of a totalizing flow meter has been satisfied. In addition, all normal extension standards and rules will be evaluated. ORS 539.010(5); OAR 690-315-0040.

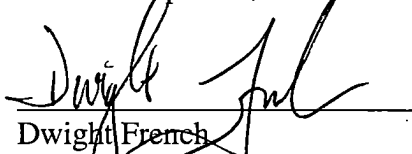
CONCLUSION OF LAW

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-16804, Permit G-17005, therefore, is approved subject to conditions contained herein. The deadline for completing construction is extended from February 7, 2018, to October 1, 2020. The deadline for applying water to full beneficial use within the terms and conditions of the permit is extended from February 7, 2018, to October 1, 2020.

DATED: April 20, 2018,



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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