

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-12245, Water Right Application G-12446, in the)
name of Gary Deniz)

**FINAL ORDER
TO DENY**

Permit Information

Application:	G-12446
Permit:	G-12245
Basin:	13 – Goose and Summer Lake / Watermaster District 12
Date of Priority:	March 13, 1991
Source of Water:	One well in Goose Lake Basin
Purpose of Use:	Irrigation of 73.5 acres
Maximum Rate:	0.917 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 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 G-12245 was issued by the Department on January 26, 1996. The permit called for actual construction to begin by January 26, 1997, completion of construction by October 1, 1998 and complete application of water to beneficial use by October 1, 1999. The most recent Extension of Time specified completion of construction and complete application of the water was to be made by October 1, 2018. On May 20, 2019, Francis Farr submitted to the Department an Application for Extension of Time for Permit G-12245. On June 17, 2019, an assignment from Frances Farr to Gary Deniz was recorded in the records of the Water Resources Department. In accordance with OAR 690-315-0050(2), on July 9, 2019, the Department issued a Proposed Final Order proposing to deny the time to complete construction to October 1, 2023, and the time to fully apply water to beneficial use to October 1, 2023. The protest period closed August 23, 2019, 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 July 9, 2019.

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 not be extended.

CONCLUSION OF LAW

The applicant has not 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-12446, Permit G-12245, therefore, denied.

DATED: August 30, 2019



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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