

**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-53701, Water Right Application S-84230) FINAL ORDER
in the name of Whaleshead Beach Resort; RV Park, Andrew Cramer)

Permit Information

Application:	S-84230
Permit:	S-53701
Basin:	South Coast / Watermaster District 19
Date of Priority:	August 9, 1999
Source of Water:	3 unnamed springs, tributary of Whaleshead Creek
Purpose or Use:	Commercial use in an RV park
Maximum Rate/Volume:	0.51 cubic foot per second (cfs), being 0.002 cfs from unnamed spring 1, 0.022 cfs from unnamed spring 2, and 0.027 cfs from unnamed spring 3

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-53701 was issued by the Department on October 4, 2000. The permit specified complete application of water to beneficial use by, October 1, 2004. The most recent extension authorized completion of construction and complete application of water to beneficial use by October 1, 2012. On July 8, 2019, Andrew Cramer, manager of Whaleshead Beach Resort; RV Park, submitted an Application for Extension of Time for Permit S-53701. In accordance with OAR 690-315-0050(2), on August 27, 2019, the Department issued a Proposed Final Order

proposing to extend the time to apply water to full beneficial use from October 1, 2012, to October 1, 2019. The protest period closed October 11, 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 in the Proposed Final Order dated August 27, 2019.

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-84230, Permit S-53701, 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, 2012, to October 1, 2019.

DATED: November 1, 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 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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