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SALEM, OR

**Application for Extension of Time for a Water Right Permit
(NON-Municipal/NON Quasi-Municipal water Use)**



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem Oregon 97301
(503) 986-0900
www.wrd.state.or.us

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Criteria for a Permit Extension of Time

The Department can accept requests for an extension of time on permits to (1) complete construction, and/or to (2) apply water to beneficial use.

In order to approve a permit extension request the Department must be able to find:

1) Construction has begun:

A. For Groundwater Permits

Construction of the well began within 5 years of the date the permit was issued or by the actual construction date specified in the permit.

B. For Surface Water or Reservoir Permits

Construction of the water system began within 5 years of the date the permit was issued or by the actual construction date specified in the permit.

The Department will also confirm that:

- 2) A required fish screen, fish passage or fish by-pass device was installed before or prior to diversion of any water. An exception to the need to confirm installation prior to diversion of any water would be a waiver submitted to the Department from ODFW stating that a fish screen, fish passage or fish by-pass device was not required, provided your permit allows for a waiver.

If you have questions, please call the Department at (503)-986-0900 and ask to speak with a permit extension specialist.

Instructions are in Attachment A.

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TO THE DIRECTOR OF THE OREGON WATER RESOURCES DEPARTMENT
*A separate extension application must be submitted for each permit as per
 OAR 690-315-0020(2).*

I, LINDA NEALE

NAME OF PERMIT HOLDER [OAR 690-315-0020(1) and (3)(a)]

P.O. BOX 3015
 ADDRESS

PRINCETON
 CITY

OR
 STATE

97721-0015
 ZIP

PHONE

E-MAIL ADDRESS

the permit holder of:

Application Number G-12927Permit Number G-12493

[OAR 690-315-0020(3)(b)]

do hereby request that the time in which to:

- ☒ complete construction (of diversion/appropriation works and/or purchase and installation of the equipment necessary to the use of water), which time now expires on October 01, 1998, be extended to October 1, 2020, [OAR 690-315-0020(3)(i)]
- ☐ N/A (Check this box if the permit does not specify a date by when construction must be completed.)

and/or the time in which to:

- ☒ apply water to full beneficial use under the terms and conditions of the permit, which time now expires on October 01, 1999, be extended to October 1, 2021. [OAR 690-315-0020(3)(i)]

I am the permit holder, or have written authorization from the permit holder (attached to this Application for Extension of Time), to apply for an extension of time under this permit. I understand that false or misleading statements in this extension application are grounds for OWRD to suspend processing of the request and/or reason to deny the extension.

Signature

Date

Printed Name

Title

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Before submitting your Application for Extension of Time, make sure the following items are included:

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- This completed Application for Extension of Time.
- Statutory fee of \$575.
- Signature page (Second page of this Application for Extension of Time).
- All supporting documentation and/or evidence referenced in the Application for Extension of Time.

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MAIL COMPLETED APPLICATION
along with the Supporting documents and/ or evidence

\$575 STATUTORY FEE TO:

**Water Resources Department
Attn: Water Right Permit Extensions
725 Summer Street NE, Suite A
Salem, Oregon 97301**



GENERAL TIPS:

- Permit holders of **municipal or quasi-municipal water use permits DO NOT use this form**. The correct form is APPLICATION FOR EXTENSION OF TIME FOR MUNICIPAL AND QUASI-MUNICIPAL WATER USE PERMITS, available at the following link:
http://www.oregon.gov/owrd/PUBS/docs/forms/fillable_muni_quasi_ext_app_form_2014.doc
- Request the reasonable amount of time necessary to fully complete construction of the water project and/or to fully use the permitted quantity of water under the terms and conditions of your permit. Should this request be approved, it will be OWRD's expectation that you will complete your project within the new time period allowed. Future extensions may not be granted.
- A separate APPLICATION FOR EXTENSION OF TIME must be submitted for each permit. OAR 690-315-0020(2).
- An instruction sheet, INSTRUCTIONS FOR COMPLETING AN APPLICATION FOR EXTENSION OF TIME FOR A WATER RIGHT PERMIT (Attachment A), provides details that will help you answer each question on the application. Permit extensions are evaluated under OAR Chapter 690, Division 315. These rules may be viewed at:
http://arcweb.sos.state.or.us/pages/rules/oars_600/oar_690/690_315.html
- You may provide OWRD with any additional information or evidence that will aid us in making our decision. Please note that OWRD may require other information that is necessary to evaluate the application. OAR 315-0020(3)(n).

- After careful review of the Application for Extension of Time, you may contact OWRD at (503) 986-0900, to ask questions and request assistance from a Permit Extensions Specialist in the Water Rights Services Division.
- An Application for an Extension of Time will be reviewed for completeness. OWRD will return any incomplete or deficient applications to the applicant. OAR 690-315-0040(1)(a).

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Reference Materials Needed to Complete this Application:

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- **The water right permit.** If needed, a copy of the water right permit can be downloaded from the Department's Website at <http://apps.wrd.state.or.us/apps/wr/wrinfo/> (using the link to the Water Rights Information System (WRIS). Or, a copy of the permit (or other documents) may be requested by water right application number from the Water Rights Division at 503-986-0900 (copy fees will apply).
- **Documentation which demonstrates compliance with permit conditions** (for example, well construction logs; static water level measurement reports; annual water use reports; ODFW fish screen certification; a plan to monitor the effect of water use on ground water aquifers utilized under the permit; etc.).

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Questions to complete this application for an Extension of Time

Please see the instruction sheet to help you answer these questions.

1. Beginning Construction within required deadlines. OAR 690-315-0020(3)(d)
For Groundwater Permits

Has construction of the well begun? ☒ Yes ☐ NoDate construction began June 14, 1977Details of construction and attach documentation:HARN 1504, HARN 1506For Surface/Reservoir PermitHas construction of the water system begun? ☐ Yes ☐ NoDate construction began Month: Day: Year: Details of construction and attach documentation:

OAR 690-315-0020(3)(A)(e)(A)

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2. Permits typically contain standard or special conditions that must be fully satisfied to lawfully develop and use permitted water. Review the permit subject to this extension to identify which of the conditions listed in the 2nd column are contained within it. Using the extra row labeled "other" to specify any other additional conditions specified in a final order approving a permit amendment or prior extension of time. In the 1st column check the box for each condition (row) identified as relevant. In the 3rd column check "Yes" if you have completed or met the permit condition. Check "No" if the condition is not yet satisfied. In the 4th column, give the date when the condition was satisfied or will be satisfied. Attach any pertinent documentation. Note: a pump test condition does not need to be addressed here however; you must submit the results of the test to the Department for approval prior to certification.

CHART-A

Permit Conditions in this Permit		Have Completed or Met?	Date satisfied/ or will be satisfied
Checkbox	Ground water Check those included on this permit		
☒	Installation of a meter/totalizing flow meter	☐ Yes ☒ No	2020
☒	Submittal of annual water usage report	☒ Yes ☐ No	2001
☐	Submittal of initial static water level measurement	☐ Yes ☐ No	
☐	Submittal of annual static water level measurements in the month required	☐ Yes ☐ No	
☐	Submittal of Seven consecutive static water level measurements in the month required	☐ Yes ☐ No	
☐	Special well construction standards	☐ Yes ☐ No	
☐	Submittal of a monitoring plan	☐ Yes ☐ No	
☐	Other (Specify):	☐ Yes ☐ No	
☐	Other (Specify):	☐ Yes ☐ No	
☐	Other (Specify):	☐ Yes ☐ No	
Surface Water or Reservoir			
☐	Installation of a meter/ totalizing flow meter/ in-line meter	☐ Yes ☐ No	
☐	Installation a staff gauge	☐ Yes ☐ No	
☐	Installation of a fish screen	☐ Yes ☐ No	
☐	Installation of a fish by-pass device	☐ Yes ☐ No	
☐	Installation of a fish passage	☐ Yes ☐ No	
☐	Installation of an outlet gate/pipe/ conduit	☐ Yes ☐ No	
☐	Submittal of a letter from ODFW that fish screen, fish by-pass device, and or fish passage is not required	☐ Yes ☐ No	
☐	Submit as-built plans and specification	☐ Yes ☐ No	
☐	Submittal of a letter from an engineer prior to storage	☐ Yes ☐ No	
☐	Other (Specify):	☐ Yes ☐ No	
☐	Other (Specify):	☐ Yes ☐ No	
☐	Other (Specify):	☐ Yes ☐ No	

If you have NOT complied with Permit conditions, explain the reasons why and indicate a date certain, when you will be in compliance.

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[OAR 690-315-0020(3)(e)]

3. Provide evidence of physical work made toward completion of the water system, and of progress made toward making beneficial use of water within the permitted time period (CHART-B); and if applicable, within the time period of the most recent extension granted (CHART-C). CHART-B (below) must be completed for all Application for Extension of Time requests. *Use chronological order.* (this does NOT include planning, formulating a business plan, securing financing, letting contracts, purchasing but not installing equipment, surveying, clearing land, or planting crops)

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CHART-B

DATE	WORK ACCOMPLISHED BEFORE PERMIT WAS ISSUED <i>List any work done before the permit was issued – eg. well drilled.</i>	COST*
1977	WELL 1 HARN 1504 (TL 2901) NEW WELL	\$25,000
1977	WELL 2 HARN 1506 (TL 1800) NEW WEKK	\$25,000
DATE	WORK ACCOMPLISHED AFTER PERMIT WAS ISSUED and PRIOR TO DATE SPECIFIED IN PERMIT FOR COMPLETE APPLICATION OF WATER <i>List work/actions done during the permitted time period.</i>	COST*
6-12-1996	Date the permit was signed - find date above signature on last page of permit.	
1999	WELL 1 piped directly to pivot and to buried mainlines for wheel lines and hand lines.	\$ 50,000
1999	WELL 2 piped directly to pivot and to buried mainlines	\$ 100,000
	<u>GOOGLE EARTH PHOTO 7/1999</u>	
10-01-1999	Date the permit specified complete application of water to the use shall be made- all permits contain this date.	
DATE	WORK ACCOMPLISHED AFTER the date the permit specified complete application of water <u>COMPLETE ONLY IF THIS IS YOUR 1st APPLICATION FOR AN EXTENSION OF TIME:</u> List work done after the date specified in the permit for complete application of water up to the date of this Application for Extension of Time.	COST*
Total Cost for Chart-B		\$ 200,000

* If exact cost is not known, you must provide your best estimate.

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4. If this is not your 1st Application for Extension of Time request, fill out CHART-C below in addition to CHART-B above. Use *chronological order*.

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CHART-C

DATE	WORK ACCOMPLISHED DURING THE LAST EXTENSION PERIOD <i>List all work done during the last authorized extension period.</i>	COST*
10-01-1999	"Extended From" date for complete application of water used in the 1 st (or the most recent) Application for Extension of Time.	
10-01-2006	"Extended To" date for complete application of water resulting from the 1 st (or the most recent) Application for Extension of Time.	
DATE	WORK ACCOMPLISHED AFTER THE LAST EXTENSION PERIOD EXPIRED <i>List all work done after the last authorized date for complete application of water up to the date of this Application for Extension of Time.</i>	COST*
Total Cost of Chart-C		

* If exact cost is not known, you must provide your best estimate. [OAR 690-315-0020(3)(f)]

5. Cost of project to date: \$ 200,000

(The total combined cost from CHART-B and CHART-C) [OAR 690-315-0020(f)]

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[OAR 690-315-0020(3)(e)(B)]

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Provide evidence of the maximum rate (or duty, if applicable) of water diverted for beneficial use under this permit and/or prior extensions of time (if any) made to date.

TIP: Report the rate used to date. Unless full beneficial use has been made, this rate will be less than the rate authorized on the permit.

6. For Surface Water Permit Extensions (e.g. S-XXXX or R-XXXX):

TIP: Report the rate in the same units of measurement as specified in the permit.

Maximum rate used to date = _____ cfs (cubic feet per second) or,

Maximum rate used to date = _____ gpm (gallons per minute) or,

Acre-feet stored to date = _____ AF

7. For Ground Water Permit Extensions (e.g. G-XXXX):

TIP: Include information from ALL wells that pertain to this permit, including drilled wells not currently used.

CHART-D

Well # as identified on Permit	Water User's Well #	Has this well been drilled?	IF DRILLED					
			Well Log Number e.g. MORR 50473	Well Tag Number e.g. # 27566 or N/A	Is the actual drilled location authorized on this permit or on a permit amendment? (See 8 below)	Maximum instantaneous rate used to date from this well - - under <u>this permit</u> only (CFS or GPM)	Is this well authorized or utilized under any OTHER water rights?	If yes, provide the Permit, Certificate, or Transfer No.
WELL 1		Yes ☒	HARN 1504		Yes ☒	2.24	Yes ☐	G-12493
		No ☐			No ☐		No ☒	-
WELL 2		Yes ☒	HARN 1506		Yes ☒	2.24	Yes ☐	G-12493
		No ☐			No ☐		No ☒	-
		Yes ☐			Yes ☐		Yes ☐	-
		No ☐			No ☐		No ☐	-
		Yes ☐			Yes ☐		Yes ☐	-
		No ☐			No ☐		No ☐	-
Total instantaneous rate from all wells utilized under this permit						2.24		

8. If the drilled location of a well is not authorized on this permit, please specify its location below, or provide a map showing its location.

Has or will a Permit Amendment Application been/be filed? Yes ☐ No ☒

If a Permit Amendment Application has been filed: Transfer No. T-_____

Well # _____ Actual location: _____

Well # _____ Actual location: _____

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[OAR 690-315-0020(3)(e)(C)]

9. Provide the total number of acres irrigated to date under this permit (if applicable). **SALEM, OR**
 List by year, the number of acres irrigated each year since permit issuance, and provide a
 copy of the application map identifying the acres irrigated. 179.4

Total acres irrigated to date: 179.4

Ground Water Permits: Please specify which wells are being utilized for this irrigation.

Well # 1 Acres 179.4 Well # Acres

Well # 2 Acres 179.4 Well # Acres

[OAR 690-315-0020(3)(i)(j)]

10. Provide a summary of your future plans and schedule to complete the construction of
 the water system, and/or apply water to full beneficial use under the terms and conditions
 of the permit.

CHART-E

APPROXIMATE DATE RANGE (projected)	WORK OR ACTION TO BE ACCOMPLISHED (projected)	ESTIMATED COST (projected)
2020	Re-install - PIVOT	\$100,000
2020	RE-install - REMAINING SPRINKLER SYSTEM	\$100,000
Year: 2021	Date intend to apply water to full beneficial use under the terms and conditions of this permit.	
Total Cost		\$200,000

[OAR 690-315-0020(3)(g)]

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11. Estimated remaining cost to complete the project: \$200,000
 (The total cost from CHART-E)

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[OAR 690-315-0020(3)(h)]

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12. Describe the reasons why the construction was not completed, and/or water was not
 beneficially used within permit time limits. Provide supporting information for the reason(s)
 that best fits your circumstances. Include any additional unforeseen events and/or other
 governmental regulation or requirements.

For unknown reasons, prior owner removed sprinkler system prior to sale and CBU.

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[OAR 690-315-0020(3)(k)]

13. Justify the time requested to complete the project and/or apply the water to full beneficial use. Include any other information or evidence to establish that the requested amount of time is sufficient and that you will be able to complete the project within the amount of time requested.

Time requested covers contemporary sprinkler system design, financing, and installation.

[OAR 690-315-0020(3)(m)(n)]

14. Provide any other information you wish OWRD to consider while evaluating your Application for Extension of Time.

PERMIT G-12493: Typo error of the PLACE OF USE of Section 16:

Correct text: NW ¼ NE ¼ 18.9 ACRES and NE ¼ NE ¼ 34.5 ACRES

(incorrect text: : NW ¼ NW ¼ 18.9 ACRES and NE ¼ NW ¼ 34.5 ACRES)

Attach permit, and documentation to the application

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NOTICE TO WATER WELL CONTRACTOR

The original and first copy of this report
are to be filed with the

WATER RESOURCES DEPARTMENT,
SALEM, OREGON 97310
within 30 days from the date
of well completion.

RECEIVED WATER WELL REPORT

JUL 26 1977

STATE OF OREGON

(Please type or print)

WATER RESOURCES DEPT.

State Well No. 275/346-1600

State Permit No.

(1) OWNER:

SALEM, OREGON

Name FRED BRIGGS

Address P.O. Box 582

LAKEVIEW DR. 97638

(2) TYPE OF WORK (check):

New Well ☒ Deepening ☐ Reconditioning ☐ Abandon ☐

If abandonment, describe material and procedure in Item 12.

(3) TYPE OF WELL:

(4) PROPOSED USE (check):

Rotary ☒ Driven ☐ Domestic ☐ Industrial ☐ Municipal ☐
 Cable ☐ Jetted ☐ Irrigation ☒ Test Well ☐ Other ☐
 Dug ☐ Bored ☐

(5) CASING INSTALLED:

Threaded ☐ Welded ☒

10" Diam. from +14 ft. to -100 ft. Gage 1250

" Diam. from ft. to ft. Gage

" Diam. from ft. to ft. Gage

(6) PERFORATIONS:

Perforated ☐ Yes ☒ No

Type of perforator used

Size of perforations MAY 1-8-2016 in. by in.

perforations from ft. to ft.

perforations from ft. to ft.

perforations from ft. to ft.

(7) SCREENS:

Well screen installed? ☐ Yes ☒ No

Manufacturer's Name

Type Model No.

Diam. Slot size Set from ft. to ft.

Diam. Slot size Set from ft. to ft.

(8) WELL TESTS:

Drawdown is amount water level is
lowered below static levelWas a pump test made? ☐ Yes ☒ No If yes, by whom?

gal./min. with ft. drawdown after hrs.

" " " " " "

" " " " " "

Pump test 900 gal./min. with 60 ft. drawdown after 2 hrs.

Artesian flow g.p.m.

Temperature of water 50 Depth artesian flow encountered ft.

(9) CONSTRUCTION:

Well seal—Material used PORTLAND CEMENT 1-2

Well sealed from land surface to -20 ft.

Diameter of well bore to bottom of seal 13-2 in.

Diameter of well bore below seal 13-5 in.

Number of sacks of cement used in well seal 12 sacks

How was cement grout placed? GRAVITY FLOW

PUMP WOULD TO Casing At -20'

SEALED TO 20'

Was a drive shoe used? ☐ Yes ☒ No Plugs Size: location ft.Did any strata contain unusable water? ☐ Yes ☒ No

Type of water? depth of strata

Method of sealing strata off

Was well gravel packed? ☐ Yes ☒ No Size of gravel;

Gravel placed from ft. to ft.

(10) LOCATION OF WELL:

County HARNEY

Driller's well number W

NE 1/4 NE 1/4 Section 16 T. 27S R. 34E W.M.

Bearing and distance from section or subdivision corner

15' S. + 100' W. N. CORNER of
SEC. 16

(11) WATER LEVEL: Completed well.

Depth at which water was first found 30 ft.

Static level 20 ft. below land surface. Date 6-16-77

Artesian pressure lbs. per square inch. Date

(12) WELL LOG:

Diameter of well below casing 8 3/4

Depth drilled 200 ft. Depth of completed well 200 ft.

Formation: Describe color, texture, grain size and structure of materials;
and show thickness and nature of each stratum and aquifer penetrated,
with at least one entry for each change of formation. Report each change in
position of Static Water Level and indicate principal water-bearing strata.

MATERIAL	From	To	SWL
BROWN SANDY SOIL	0	1	
TAN CLAY	1	6	
BROWN CLAY	6	20	
GREEN CLAY GRANULAR W/B	20	23	20
BROWN CLAY	23	26	
GREEN CLAY GRANULAR W/B	26	61	
BLK CLAY W/B	61	92	
GREEN CLAY	92	96	
DARK GREEN CLAY & BLK SANDSTONE	96	116	
" " " CONGL. W/B	116	138	
" " " CLAY 1/2	138	143	
" " " SOFT. W/B	143	164	
GRN CLAY GRANULAR W/B	164	200	

Work started 6-15 1977 Completed 6-16 1977

Date well drilling machine moved off of well 6-17 1977

Drilling Machine Operator's Certification:

This well was constructed under my direct supervision.
Materials used and information reported above are true to my
best knowledge and belief.

[Signed] W.D. Williams Date 6-30, 1977
(Drilling Machine Operator)

Drilling Machine Operator's License No. 864

Water Well Contractor's Certification:

This well was drilled under my jurisdiction and this report is
true to the best of my knowledge and belief.

Name J.A. Drilling Contractor
(Person, firm or corporation) (Type or print)

Address 538 1/2 Highway 100, Redmond

[Signed] James Hall
(Water Well Contractor)

Contractor's License No. 400 Date 7/26 1977

(USE ADDITIONAL SHEETS IF NECESSARY)

SP-45650-119

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SALEM, OR

STATE OF OREGON

COUNTY OF HARNEY

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

FRED H AND BETTY R BRIGGS
PO BOX 582
LAKEVIEW, OREGON 97630

(541) 947-3367

The specific limits for the use are listed below along with conditions of use.

APPLICATION FILE NUMBER: G-12927

SOURCE OF WATER: TWO WELLS IN SOUTH FORK MALHEUR RIVER BASIN

PURPOSE OR USE: IRRIGATION OF 179.4 ACRES

VOLUME ALLOWED: 2.24 CUBIC FEET PER SECOND (CFS)

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: MAY 21, 1992

POINT OF DIVERSION LOCATION: NW 1/4 NE 1/4, SECTION 16, T27S, R34E, W.M.; WELL 1 - 17 FEET SOUTH & 1363 FEET WEST; NW 1/4 NW 1/4, SECTION 15, T27S, R34E, W.M.; WELL 2 - 1295 FEET SOUTH & 1310 FEET EAST, BOTH FROM NW CORNER, SECTION 15, T27S, R34E, W.M.

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of one-eightieth of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NW 1/4 NW 1/4 31.5 ACRES
NE 1/4 NW 1/4 31.5 ACRES
SW 1/4 NW 1/4 31.5 ACRES
SE 1/4 NW 1/4 31.5 ACRES

SECTION 15

NW 1/4 NW 1/4 18.9 ACRES
NE 1/4 NW 1/4 34.5 ACRES

SECTION 16

TOWNSHIP 27 SOUTH, RANGE 34 EAST, W.M.

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PERMIT G-12493

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Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order, shall keep a complete record of the amount of water used each month and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water use information, including the place and nature of use of water under the permit.
- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

STANDARD CONDITIONS

The wells shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water shall be limited when it interferes with any prior surface or ground water rights.

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Actual construction of the well shall begin within one year from permit issuance and shall be completed on or before October 1, 1998. Complete application of the water to the use shall be made on or before October 1, 1999.

Issued June 12, 1996


for Martha O. Pagel, Director
Water Resources Department

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Application G-12927 Water Resources Department PERMIT G-12493
Basin 10 Volume 1 South Fork Malheur River & Misc. District 10
MGMT. CODES 7BG, 7BR

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Oregon Water Resources Department
Water Rights Division

Water Rights Application
Number G-12927

Final Order
Extension of Time for Permit Number G-12493

Appeal Rights

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition 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 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

On DECEMBER 13, 2002, FRED H. AND BETTY R. BRIGGS submitted an application to the Department for an extension of time for permit number G-12493. The Department issued permit number G-12493 on JUNE 12, 1996. The permit called for completion of construction by OCTOBER 1, 1998, and complete application of water to beneficial use by OCTOBER 1, 1999. In accordance with OAR 690-315-0050(2), on NOVEMBER 22, 2005, the Department issued a Proposed Final Order proposing to extend the time to complete construction of the water development project to OCTOBER 1, 2006, and the time to fully apply water to beneficial use to OCTOBER 1, 2006. The protest period closed JANUARY 6, 2006, in accordance with OAR 690-315-0060(1). No protest was filed.

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.

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 Number G-12927, Permit Number G-12493, therefore, is approved. The deadline for completing construction is extended to OCTOBER 1, 2006. The deadline for applying water to full beneficial use is extended to OCTOBER 1, 2006.

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SALEM, OR

DATED: May 4, 2006



Phillip C. Ward, Director

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If you have any questions about statements contained in this document, please contact Ann L. Reece at (503) 986-0808.

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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