Oregon Water Resources Department Water Right Services Division

Application for Extension of Time

for Permit G-8690,	Water Right Application G-9327, in the Development Company, LLC; and LC)	FINAL ORDER
	Permit Information	No.	
Application: Permit: Basin: Date of Priority: Source of Water: Purpose or Use: Maximum Rate:	G-9327 G-8690 2B – Middle Willamette / Watermaster I July 25, 1979 two wells Irrigation use on irrigation of 131.2 acres 1.64 cubic feet per second (cfs), being 0. and 0.66 from Well 2	s acres	n Well 1

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-8690 was issued by the Department on January 19, 1980. The permit specified actual construction of the well to begin by January 9, 1981, completion of construction by October 1, 1981 and complete application of water to beneficial use by October 1, 1982. On December 21, 2021, Exit 282A Development Company, LLC; Keystone-Pacific, LLC submitted an Application for Extension of Time for Permit G-8690. In accordance with OAR 690-315-0050(2), on March 30, 2021, the Department issued a Proposed Final Order proposing to extend the time to complete construction to October 1, 2027, and the time to fully apply water to beneficial use to October 1, 2027. The protest period closed May 14, 2021, in accordance with OAR 690-315-0060(1). No protest was filed.

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FINDINGS OF FACT

The Department adopts and incorporates by reference the findings of fact in the Proposed Final Order dated March 30, 2021.

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 condition:

LIMITATIONS AND CONDITIONS

1. Checkpoint Condition

The permit holder must submit a completed Progress Report Form to the Department by October 1, 2024. A form will be enclosed with your Final Order.

- (a) At each checkpoint, the permit holder shall submit and the Department shall review evidence of the permit holder's diligence towards completion of the project and compliance with terms and conditions of the permit and extension. If, after this review, the Department determines the permit holder has not been diligent in developing and perfecting the water use permit, or complied with all terms and conditions, the Department shall modify or further condition the permit or extension to ensure future compliance, or begin cancellation proceedings on the undeveloped portion of the permit pursuant to ORS 537.260 or 537.410, or require submission of a final proof survey pursuant to ORS 537.250;
- (b) The Department shall provide notice of receipt of progress reports in its weekly notice and shall allow a 30 day comment period for each report. The Department shall provide notice of its determination to anyone who submitted comments.

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).

continued on following page

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ORDER

The extension of time for Application G-9327, Permit G-8690, therefore, is approved subject to conditions contained herein. The deadline for completing construction is extended from October 1, 1981, to October 1, 2027. The deadline for applying water to full beneficial use within the terms and conditions of the permit is extended from October 1, 1982, to October 1, 2027.

DATED: May 21, 2021

Dwight French

Water Right Services Division Administrator, for

Thomas M. Byler, Director

Oregon Water Resources Department

- 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

Final Order: Permit G-8690



Oregon Water Resources Department 725 Summer Street NE, Suite A Salem Oregon 97301-1266 (503) 986-0900 www.wrd.state.or.us

Extension of Time Progress Report Form For Checkpoints

TO THE DIRECTOR OF THE OREGON WATER RESOURCES DEPARTMENT

Permit Holder: Exit 282A Development Company, LLC;

Application G-9327 Permit G-8690

Keystone-Pacific, LLC

Reviewed by:

Progress Report for 2024

Report Due no later than October 1, 2024

As author	DO NOT SUBMIT PRIOR TO 30 DAYS BEFORE DUE DATE rized in ORS 690-315-0050(6), this progress report is required in order to ensure dil exercised in the development and perfections of Permit G-8690.	ligence is
DATE	LIST ALL WORK ACCOMPLISHED and FINANCIAL INVESTMENTS	FINANCIAL INVESTMENT
Use back	s of form if needed	
3. T	escribe actions to achieve compliance with conditions of the permit and/or prev Examples: installed a meter, submitted water usage reports, submitted static water leasurements, installed a fish screen, obtained approval for fish screen from ODF otal number of acres irrigated to date:	level
	otal acres irrigated per well, Vell 1 Well 2 Well 3 Well 4	
po M	taximum rate used to date –cis	port the rate in the same its of measurement as
	Vell 1 Well 2 Well 3 Well 4 (ga (ac. dai.	pecified in the permit, being for second), gpn for second), gpn for for allons per minute) or AF for for feet). Do not provide for aily, monthly, or annual for attribute totals.
FAILUR	PLETE REPORTS WILL BE RETURNED. AN ANSWER IS <u>REQUIRED</u> IN EACH IT BE TO SUBMIT THIS REPORT WILL MOST LIKELY RESULT IN ANY FU SION BEING DENIED.	
Signature	Date	
	Jame/Title	
Diligence S	Shown	

For OWRD use only

Date: