

**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-15440, Water Right Application G-15318, in the)
name of Idaho Power Co.) **FINAL ORDER**

Permit Information

Application:	G-15318
Permit:	G-15440
Basin:	9 – Powder / Watermaster District 8
Date of Priority:	November 6, 2000
Source of Water:	two wells in Pine Creek Basin
Purpose or Use:	fish propagation
Maximum Rate:	1.8 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 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-15440 was issued by the Department on May 22, 2003. The permit called for complete application of water to beneficial use by October 1, 2007. The most recent Extension of Time specified completion of construction and complete application of the water was to be made by 2017. On March 18, 2021, Idaho Power Co. submitted to the Department an Application for Extension of Time for Permit G-15440. In accordance with OAR 690-315-0050(2), on May 18, 2021, the Department issued a Proposed Final Order proposing to approve the time to fully apply water to beneficial use to October 1, 2027. The protest period closed July 2, 2021, 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 May 18, 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 conditions:

LIMITATIONS AND CONDITIONS

1. **Last Extension Condition**

This may be the last extension of time granted for Permit G-15440. Any future extensions of time request may be denied, unless the permit holder can provide the Department with evidence that the condition requiring the installation and maintenance of the required flowmeter 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-15318, Permit G-15440, therefore, is approved subject to conditions contained herein. The deadline for applying water to full beneficial use within the terms and conditions of the permit is extended from October 1, 2007, to October 1, 2024.

DATED: July 23, 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) 979-3213.
 - 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
-