

STATE OF OREGON

COUNTY OF YAMHILL

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

GLENN AND SUSANNE HOWARD
1970 NW GARRIS LANE
MCMINNVILLE, OR 97128

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: S-87356

SOURCE	PURPOSE OR USE	MAXIMUM QUANTITY	PERIOD OF USE
FALCON GLEN RESERVOIR UNDER PERMIT R-14584	IRRIGATION USE ON 20.4 ACRES	8.0 ACRE FEET EACH YEAR	MAY 1 THROUGH OCTOBER 31
UNNAMED STREAM, TRIBUTARY TO BAKER CREEK	POND MAINTENANCE FOR DOMESTIC AND LIVESTOCK USE	0.08 CUBIC FOOT PER SECOND	DECEMBER 1 THROUGH MAY 31

DATE OF PRIORITY: NOVEMBER 28, 2008

POINT OF DIVERSION LOCATIONS:

FALCON GLEN RESERVOIR: NE $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 16, T4S, R5W, W.M.; 475 FEET SOUTH AND 2500 FEET EAST FROM NW CORNER, SECTION 16

UNNAMED STREAM: SW $\frac{1}{4}$ SE $\frac{1}{4}$, SECTION 9, T4S, R5W, W.M.; 300 FEET NORTH AND 2800 FEET EAST FROM SW CORNER, SECTION 9

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 and 2.5 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SE $\frac{1}{4}$ SW $\frac{1}{4}$ 12.51 ACRES IRRIGATION
SW $\frac{1}{4}$ SE $\frac{1}{4}$ 2.50 ACRES IRRIGATION AND POND MAINTENANCE
SECTION 9

NE $\frac{1}{4}$ NW $\frac{1}{4}$ 5.39 ACRES IRRIGATION
SECTION 16
TOWNSHIP 4 SOUTH, RANGE 5 WEST, W.M.

**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-54563, Water Right Application S-87356
in the name of Glenn and Susanne Howard

)
) FINAL ORDER
)

Permit Information

Application: S-87356
Permit: S-54563
Basin: Middle Willamette / Watermaster District 16
Date of Priority: November 28, 2008

Source	Purpose or Use	Maximum Quantity
Falcon Glen Reservoir under Permit R-14584	Irrigation use on 20.4 acres	8.0 Acre Feet (AF) each year
Unnamed stream, tributary to Baker Creek	Pond maintenance for domestic and livestock use	0.08 cubic foot per second (cfs)

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-54563 was issued by the Department on June 11, 2009. The permit specified completion of construction and complete application of water to beneficial use by June 11, 2014. On September 11, 2017, Glenn and Susanne Howard submitted an Application for Extension of Time for Permit S-54563. In accordance with OAR 690-315-0050(2), on October 24, 2017, the

Department issued a Proposed Final Order proposing to extend the time to complete construction from June 11, 2014, to October 1, 2019, and the time to apply water to full beneficial use from June 11, 2014, to October 1, 2019. The protest period closed December 8, 2017, 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 October 24, 2017.

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.

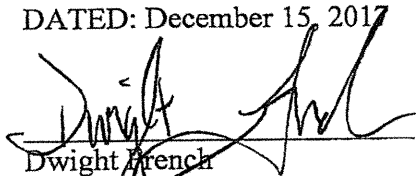
CONCLUSION OF LAW

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-87356, Permit S-54563, therefore, is approved subject to conditions contained herein. The deadline for completing construction is extended from June 11, 2014, to October 1, 2019. The deadline for applying water to full beneficial use within the terms and conditions of the permit is extended from June 11, 2014, to October 1, 2019.

DATED: December 15, 2017



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) 986-986-0825.
 - 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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