

**BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON**

In the Matter of Application for Extension)
of Time for Transfer of Water Right)
T-10166, Malheur County, Oregon)

FINAL ORDER APPROVING AN
EXTENSION OF TIME

Applicant

Snake River Correctional Institution
777 Stanton Blvd.
Ontario, OR 97914

Agent

Oregon State Parks and Recreation Department
23751 Highway 30
Huntington, OR 97907

Findings of Fact

1. The Water Resources Department issued an order approving Transfer Application T-10166 in the name of Snake River Correctional Institution, on January 23, 2007. The order was recorded in Special Order Volume 71, at Page 75. The order set a transfer completion date of October 1, 2008.
2. On October 5, 2009, the Department received an application for extension of time for transfer of water right T-10166 from the Oregon State Parks and Recreation Department, agent for the applicant.
3. The applicant was unable to complete the change under the terms of the order, within the time allowed, because the 13.8 acres of land under Temporary transfer application T-10915 will need to be developed and beneficially used.
4. The applicant has requested that the time for completion of beneficial use be extended to October 1, 2013.

Conclusions of Law

Pursuant to OAR 690-380-6020, the Director of the Water Resources Department concludes the applicant has shown reasonable diligence to complete the transfer within the time period established by the order approving Transfer Application T-10166.

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.

Now, therefore, it is ORDERED:

The time for completion of beneficial use authorized by T-10166 shall be extended to October 1, 2013.

Dated at Salem, Oregon this 23rd day of October, 2009


Phillip C. Ward, Director *✓*

Mailing date: OCT 27 2009