

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

In the Matter of Extension of Time) FINAL ORDER APPROVING AN
Application for Transfer Application) EXTENSION OF TIME
T-9662, Polk County, Oregon)

Authority

OAR 690-380-6020 establishes an application process and criteria for the review of extensions of time for the completion of changes authorized under water right transfers.

Applicant

The Olsen Farms Family Limited Partnership
Hiram G. Olsen Revocable Living Trust
8930 Suver Rd.
Monmouth, OR 97361

Findings of Fact

1. On June 17, 2013, the Department received an application for extension of time for water right transfer T-9662 from Roger Olsen, of The Olsen Farms Family Limited Partnership, the transfer applicant.
2. The Water Resources Department issued an order approving Transfer Application T-9662, in the name of The Olsen Farms Family Limited Partnership, on January 31, 2011. On August 9, 2011, the order was superseded by a correcting order, recorded in Special Order Volume 85, at Page 70. The order set a transfer completion date of October 1, 2012.
3. The applicant has constructed the new point of diversion, installed the fish screen, and has had it inspected by ODFW, but has been unable to fully complete the change by the deadline because this is one of several irrigation projects, including other water right permits) that the applicant has in the development stage simultaneously. Time and resources have not been adequate to meet all conditions of these projects by the development deadlines.
4. To fully complete the change, it will be necessary for the applicant to complete the irrigation system and beneficially use water on the entire place of use.

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.

5. 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-9662 and the requested time is reasonable.

Now, therefore, it is ORDERED:

The time for completion of beneficial use authorized by T-9662 shall be extended to October 1, 2013.

Dated at Salem, Oregon this 16 day of July, 2013.



Dwight French, Water Right Services Administrator, for
PHILLIP C. WARD, DIRECTOR

Mailing date: JUL 26 2013