

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

In the Matter of Application for Extension) FINAL ORDER APPROVING AN
of Time for Transfer of Water Right) EXTENSION OF TIME
T-9640 Umatilla County, Oregon

Applicant

R AND J WATER COMPANY
PO BOX 826
HERMISTON OREGON 97838

Findings of Fact

1. On May 16, 2007, the Department received an application for extension of time for transfer of water right from R and J Water Company for Transfer application T-9640.
2. The Water Resources Department issued an order approving Transfer Application T-9640 on November 2, 2005. The order was recorded in Special Order Volume 67, at Page 399. The order set a transfer completion date of October 1, 2006.
3. The applicant has used all water authorized for the quasi-municipal use.
5. The applicant needs to complete the drilling and construction of the new point of appropriation. The applicant has had a change in personnel and financial situations that did not allow completion by October 1, 2006.
6. The applicant has requested that the time for completion be extended to October 1, 2008.

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-9640.

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 the changes in character of use, place of use and additional point of appropriation authorized by T-9640, shall be extended to October 1, 2008.

Dated at Salem, Oregon this 24 day of May, 2007



pm Phillip C. Ward, Director

Mailing date: **MAY 31 2007** _____