

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

In the Matter of Application for Extension    )  
of Time for Transfer Application T-12245,    )  
Umatilla County                                    )

FINAL ORDER APPROVING AN EXTENSION  
OF TIME FOR A DISTRICT PERMANENT  
TRANSFER

**Applicant**

HERMISTON IRRIGATION DISTRICT  
366 E HURLBURT AVE  
HERMISTON, OR 97838

**Authority**

Oregon Administrative Rules (OAR) 690-385-7000 (3) authorizes the Department to grant an extension of time to complete a transfer.

OAR 690-385-7200 establishes an application process and criteria for the review of extensions of time to complete a district transfer as authorized by a final order issued under OAR Division 385.

OAR 690-385-7200 (5) establishes that the Department may grant extensions for a 12 month time period, from October 1 to October 1. Extensions may be granted for longer time periods if the applicant can justify the need for a longer period of time by submission of pertinent evidence.

**Findings of Fact**

1. On November 16, 2020 the Department received a completed application for a third extension of time for Transfer Application T-12245.
2. The Department signed a Final Order approving Transfer Application T-12245 on February 11, 2016, which was mailed on February 22, 2016. The order was recorded in Special Order Volume 98, Pages 781 - 784. The order set a transfer completion date of October 1, 2017.
3. The Department signed a Correcting Order for Transfer Application T-12245 on September 16, 2016, which was mailed on September 29, 2016. The order was recorded in Special Order Volume 101, Pages 877-878. The corrected order was issued to correct the place of use table to accurately reflect the transfer map.

**NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW**

This is an order in other than a 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 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.

4. On July 23, 2018, the Department signed an order, which was mailed on July 24, 2018, approving the first extension of time. The order was recorded in Special Order Volume 108, Pages 921-922. The order extended the transfer completion date to October 1, 2019.
5. On January 29, 2020, the Department signed an order, which was mailed on January 30, 2020, approving the second extension of time. The order was recorded in Special Order Volume 114, Pages 976-977. The order extended the transfer completion date to October 1, 2020.
6. Since the approval of the second Extension of Time on July 23, 2018, the applicant has applied water to beneficial use on an additional partial acre.
7. To fully complete the change, the applicant needs to apply water to beneficial use less than 1.0 acre. A Claim of Beneficial Use shall be submitted by Hermiston Irrigation District within one year after the deadline for completion of the changes.
8. The applicant has requested that the time for completion of beneficial use be extended to October 1, 2021. Consistent with OAR 690-385-7200 (3), the Department will extend the transfer completion date to October 1, 2021.

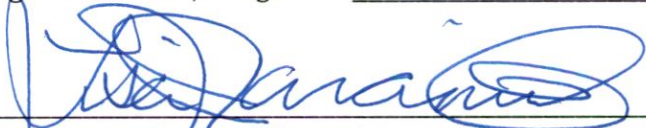
#### Conclusions of Law

Pursuant to OAR 690-385-7200, 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-12245.

#### Now, therefore, it is ORDERED:

The time for completion of the changes authorized by Transfer Application T-12245 shall be extended to **October 1, 2021**.

Signed at Salem, Oregon on NOV 24 2020.



Lisa J. Jaramillo, Transfer and Conservation Section Manager for  
THOMAS M. BYLER, DIRECTOR  
Oregon Water Resources Department

NOV 25 2020

Mailing date: \_\_\_\_\_