

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

UMATILLA COUNTY

EXTENSION OF TIME

The change approved under Transfer 7396, in the name of Calvin N. Blessinger, was to have been completed by October 1, 1999. Mr. Blessinger has again requested additional time to complete the change.

Mr. Blessinger provided evidence of reasonable diligence in completing the project. The change has not been completed because of circumstances beyond Mr. Blessinger's control. It appears that the Oregon Department of Fish and Wildlife (ODFW) installed the required fish screen at a location other than the location described in the transfer approval order. Mr. Blessinger will need to extend the ditch to the fish screen.


Staff have reviewed the needed change and conclude that the additional change in point of diversion may be made without injury to other water rights. Staff recommend that upon receipt of a copy of an easement for extension of the ditch to the location where ODFW installed the fish screen, the change in location should be allowed.

If Mr. Blessinger is not able or fails to provide a copy of an easement for the extension of the ditch to the location of the fish screen, Staff recommend the change in point of diversion be deemed to not have been completed. The point of diversion will then revert to the last authorized point of diversion, in accordance with OAR 690-15-090(3)(b).

The time for completion of the change approved by Transfer 7396, in the name of Calvin N. Blessinger, shall be extended to **October 1, 2000**; provided that Mr. Blessinger attach to the required Claim of Beneficial Use a copy of an easement for the extension of the ditch to the fish screen installed by ODFW. It is further provided, that if a copy of the easement for the extension of the ditch to the fish screen installed by ODFW is not attached to the Claim of Beneficial Use, the change shall be deemed to have not been completed, and the authorized point of diversion shall revert to the last authorized point of diversion, in accordance with OAR 690-15-090(3)(b).

NOTICE: Under the provisions of OAR 137-004-0080, the applicant may petition for reconsideration of this order. The petition shall set forth specific grounds for reconsideration. The petition for reconsideration must be filed within 60 days after the date this order is served.

Witness the signature of the Water Resources Director, affixed OCT 05 1999.



For Martha O. Pagel, Director