

**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-9139 Lake County, Oregon

**Applicant**

Richard C. Smith  
3604 Fisher Road NE Apt. 205  
Salem, Oregon 97305

**Findings of Fact**

1. On July 10, 2006, the Department received an application for extension of time for transfer of water right from Richard C. Smith.
2. The Water Resources Department issued an order approving Transfer Application T-9139 on January 22, 2004. The order was recorded in Special Order Volume 59, at Page 77. The order set a transfer completion date of October 1, 2005.
3. The applicant has installed the pump and pivot irrigation. The land has been farmed and the oat hay crop was harvested by September 1, 2004, completing beneficial use. The applicant has grown alfalfa hay in 2005 and 2006.
4. To fully complete the change, the applicant needs to install an approved water metering system and irrigate the land with the approved metering system in place.
4. The applicant has requested that the time for completion be extended to October 1, 2006.

**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-9139.

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 change in point of appropriation and place of use, authorized by T-9139, shall be extended to October 1, 2006.

Dated at Salem, Oregon this 14<sup>th</sup> day of July, 2006

*FDR*   
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Phillip C. Ward, Director

Mailing date: JUL 21 2006