

**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-10548, Umatilla 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**

DESERT SPRINGS BOTTLED WATER CO.  
PO BOX 273  
ECHO, OR 97826

**Findings of Fact**

**Background**

1. On April 12, 2012, the Department received an application for extension of time for water right transfer T-10548 from Brad and Tammie Williams for DESERT SPRINGS BOTTLED WATER CO, the applicant.
2. The Water Resources Department issued an order approving Transfer Application T-10548, in the name of Desert Springs Bottled Water Co., on October 15, 2008. The order was recorded in Special Order Volume 76, at Pages 495-498. The order set a transfer completion date of October 1, 2010.
3. The applicant has completed the start-up of the bottled water business, including installing making operational commercial filtering, bottling and storage tanks. The business is currently producing and marketing bottle water, but has been unable to fully complete the changes by the deadline because the business did not grow as rapidly as anticipated, due to poor economic conditions.
4. To fully complete the changes, it will be necessary for the applicant to install a larger pump and appurtenances to increase production, and to continue to grow the business to make full use of the water allowed under the water right.

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, 2017.

**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-10548 and the requested time is reasonable.

**Now, therefore, it is ORDERED:**

The time for completion of beneficial use authorized by T-10548 shall be extended to October 1, 2017.

Dated at Salem, Oregon this 17 day of April, 2012.

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

Mailing date: APR 18 2012