

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

In the Matter of Application for Extension)
of Time for Transfer of Water Right)
T-8963, Jackson County, Oregon)

FINAL ORDER APPROVING AN
EXTENSION OF TIME

Applicant

JAMES A ARMSTRONG
2829 UPPER APPLGATE ROAD
JACKSONVILLE, OR 97530

Findings of Fact

1. On January 20, 2009, the Department received an application for extension of time for transfer of water right T-8963 from Jim (James) Armstrong.
2. The Water Resources Department issued an order approving Transfer Application T-8963 in the name of James A. Armstrong, on September 8, 2004. The order was recorded in Special Order Volume 61, at Page 424. The order set a transfer completion date of October 1, 2005.
3. The applicant has completed the development of the plans and the budget. The application for the grants have been submitted and approved and now the applicant is waiting for the process of the grant funding to be issued.
4. To fully complete the change, it will be necessary for the applicant to install the pump, mainline and the electrical panel. The applicant was unable to complete the change due financial constraints.
5. The applicant has requested that the time for completion of beneficial use be extended to October 1, 2010.

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.

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-8963.

Now, therefore, it is ORDERED:

The time for completion of beneficial use authorized by T-8963 shall be extended to October 1, 2010.

Dated at Salem, Oregon this 24th day of February, 2009

William E. Forbes
Per Phillip C. Ward, Director

Mailing date: MAR 02 2009