

**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-10837, Baker 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

JASON WILLIAMS HAY INC.
48857 HWY 30
NORTH POWDER, OR 97867

Findings of Fact

Background

1. On April 16, 2012, the Department received an application for extension of time for water right transfer T-10837 from JASON WILLIAMS HAY INC., the applicant.
2. The Water Resources Department issued an order approving Transfer Application T-10837, in the name of Jason Williams Hay Inc., on November 12, 2009. The order was recorded in Special Order Volume 79, at Pages 218-222. The order set a transfer completion date of October 1, 2011.
3. The applicant has completed installing totalizing flow meters on two wells that were already in place and has irrigated 273.4 acres, but has been unable to fully complete the changes by the deadline because of simultaneously working on completing this transfer and a new Permit G-15372. The state of the economy has made it difficult to meet the costs associated with both projects within the time limits.
4. To fully complete the changes, it will be necessary for the applicant to outfit the remaining wells with totalizing flow meters.

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, 2013, so that the completion date for T-10837 will be the same as the completion date for Permit G-15732.

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-10837 and the requested time is reasonable.

Now, therefore, it is ORDERED:

The time for completion of beneficial use authorized by T-10837 shall be extended to October 1, 2013.

Dated at Salem, Oregon this 19 day of April, 2012.



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

Mailing date: APR 23 2012