

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

In the Matter of Application for Extension )  
of Time for Transfer Application T-11645, ) **FINAL ORDER APPROVING AN**  
Jefferson County ) **EXTENSION OF TIME**

**Applicant**

Hank Barton  
3838 SW 52<sup>nd</sup> Place  
Portland, OR 97721

**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 transfer applications.

**Findings of Fact**

1. On September 29, 2016, the Department received an application for extension of time for Transfer Application T-11645.
2. The Department issued an order approving Transfer Application T-11645 on March 9, 2015. The order was recorded in Special Order Volume 95, Pages 200-204. The order set a transfer completion date of October 1, 2016.
3. The applicant has obtained quotes to bore under the creek to bring power to the pump station and to install the pump. The applicant has also signed an agreement with the Upper Deschutes Watershed Council to offset project costs. The applicant was unable to complete the changes within the time allowed due to scheduling conflicts with the contractors.
4. To fully complete the change, the applicant needs to deliver power to the pump site and install a pump, fish screen and flow meter.
5. The applicant has requested that the time for completion of beneficial use be extended to October 1, 2017.

**NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW**

This is an order in other than a 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 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.

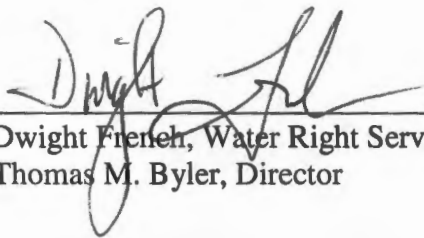
**Conclusions of Law**

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-11645.

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

The time for completion of the changes in place of use authorized by Transfer Application T-11645 shall be extended to October 1, 2017.

Dated at Salem, Oregon this 25 day of October, 2016.



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Dwight French, Water Right Services Administrator, *for*  
Thomas M. Byler, Director

Mailing date: NOV 03 2016