

**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-9601 Morrow County, Oregon

Applicant

Port of Morrow
P.O. Box 200
Boardman, Oregon 97818

Findings of Fact

1. On February 2, 2007, the Department received an application for extension of time for transfer of water right from the Port of Morrow for Transfer application T-9601.
2. The Water Resources Department issued an order approving Transfer Application T-9601 on November 29, 2004. The order was recorded in Special Order Volume 62, at Page 236. The order set a transfer completion date of October 1, 2006.
3. The applicant has completed all changes in place of use, type of use, municipal use, and point of appropriation associated with the Toadvin Pond.
4. The applicant needs to complete the pump station and point of appropriation changes associated with the Mining Pond. They also need to complete long term pumping tests to evaluate the water quality. Based on the water quality, they will either revert water back to the Port's Columbia River Pump Station or build a new pump station at the mining pond to supply all Columbia River Irrigation water to the areas of water use.
4. The applicant has requested that the time for completion 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.

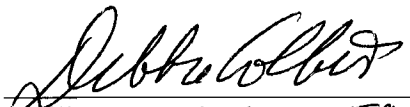
Conclusions of Law

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-9601.

Now, therefore, it is ORDERED:

The time for completion of the changes in place of use, character of use and point of appropriation, authorized by T-9601, shall be extended to October 1, 2010.

Dated at Salem, Oregon this 15th day of March, 2007


Phillip C. Ward, Director *PCW*

Mailing date: MAR 20 2007