

**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 Application T-10729,) EXTENSION OF TIME
Washington County)

Applicant

Tanasacres Nursery
c/o Bob Iwasaki
PO Box 91520
Portland, OR 97291

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 March 11, 2016, the Department received an application for extension of time for Transfer Application T-10729.
2. The Department issued an order approving Transfer Application T-10729 on July 7, 2010. The order was recorded in Special Order Volume 81, Pages 349-352. The order set a transfer completion date of October 1, 2011.
3. An extension of time was requested and approved February 26, 2013. The order was recorded in Special Order Volume 98, pages 65-66. The order set an extended completion date of October 1, 2015.
4. The applicant has completed irrigation of 17.0 acres but was unable to fully complete the changes by the completion date due to financial hardship.
5. To fully complete the changes, it is necessary for the applicant to develop and irrigate the remaining 3.0 acres.
6. The applicant has requested that the time for completion of beneficial use be extended to October 1, 2023.

This is a final 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-10541.

Now, therefore, it is ORDERED:

The time for completion of the changes in place of use authorized by Transfer Application T-10729 shall be extended to October 1, 2023.

Dated at Salem, Oregon this 12 day of May, 2016.



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

Mailing date: MAY 26, 2016