

**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-10999, Marion 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

STEVEN V. AND CONSTANCE A. JOHNSON
10404 HAZELGREEN RD
SILVERTON, OR 97381

Findings of Fact

1. On September 6, 2012, the Department received an application for extension of time for water right transfer T-10999 from Steven V. Johnson, a transfer applicant.
2. The Water Resources Department issued an order approving Transfer Application T-10999, in the name of Steven V. and Constance A. Johnson, on November 19, 2010, subsequently superseded by an order of reconsideration and correction dated December 29, 2010. The orders were recorded in Special Order Volume 83, at Pages 93 and 255. The orders set a transfer completion date of October 1, 2012.
3. The applicants have completed construction of three proposed wells, installation of pumps and electrical wiring and controls, connected the wells to the existing irrigation system and irrigated 35 of the 40 acres, but have been unable to fully complete the changes by the deadline because of the size and scope of the project and limited seasonal accessibility of a portion of the property.
4. To fully complete the changes, it will be necessary for the applicants to prepare the remaining 5 acres, install the necessary system components and apply water to beneficial use on those acres.

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 applicants have requested that the time for completion of beneficial use be extended to October 1, 2017.

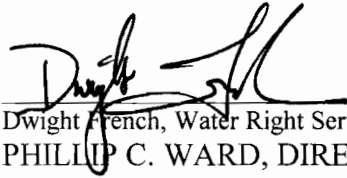
Conclusions of Law

Pursuant to OAR 690-380-6020, the Director of the Water Resources Department concludes the applicants have shown reasonable diligence to complete the transfer within the time period established by the order approving Transfer Application T-10999 and the requested time is reasonable.

Now, therefore, it is ORDERED:

The time for completion of beneficial use authorized by T-10999 shall be extended to October 1, 2017.

Dated at Salem, Oregon this 24 day of September, 2012.



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

Mailing date: SEP 26 2012