

**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-9809 Multnomah County, Oregon

**Applicant**

City of Fairview  
1300 NE Village Street  
Fairview, Oregon 97204

**Findings of Fact**

1. On October 26, 2006, the Department received an application for extension of time for transfer of water right from the City of Fairview for Transfer application T-9809.
2. The Water Resources Department issued an order approving Transfer Application T-9809 on March 28, 2005. The order was recorded in Special Order Volume 63, at Page 497. The order set a transfer completion date of October 1, 2006.
3. The applicant has completed the well siting evaluation and purchased the property for the new well site. The applicant has also designed the new well and prepared technical specifications for the well drilling, construction and testing.
4. The applicant needs to complete the drilling, constructing and testing of the new well, as well as designing the pump, controls, piping, and well house. The applicant must also complete construction of the well pump station facilities and obtain the new source approval from Oregon DHS Drinking Water Program. Current available funding has been insufficient to complete construction of the well and pump station. Remaining funds will be sought through a rate increase and accumulation of system development charges.
4. The applicant has requested that the time for completion be extended to October 1, 2009.

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.

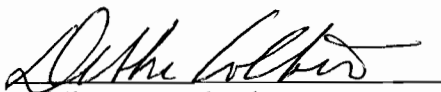
**Conclusions of Law**

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-9809.

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

The time for completion of the change in place of use and additional point of appropriation, authorized by T-9809, shall be extended to October 1, 2009.

Dated at Salem, Oregon this 17<sup>th</sup> day of November, 2006

  
Phillip C. Ward, Director

*PR*

Mailing date: NOV 21 2006