

**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-10964, Douglas 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

EGM, LLC
c/o GREG FRIES
PO BOX 429
DUNDEE, OR 97115

Findings of Fact

1. On October 5, 2012, the Department received an application for extension of time for water right transfer T-10964 from Greg Fries; EGM LLC, the transfer applicant.
2. The Water Resources Department issued an order approving Transfer Application T-10964, in the name of EGM LLC, on April 9, 2010. The order was recorded in Special Order Volume 80, at Page 592. The order set a transfer completion date of October 1, 2011.
3. The applicant has completed irrigating all of the lands, but has been unable to fully complete the change by the deadline because of assuming that a dedicated electrical meter would suffice to meet the requirement for a suitable measuring device.
4. To fully complete the change, it will be necessary for the applicant to install a totalizing flowmeter to comply with the measurement device requirement in the transfer order.
5. The applicant has requested that the time for completion of beneficial use be extended to October 1, 2013.

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.

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-10964 and the requested time is reasonable.

Now, therefore, it is ORDERED:

The time for completion of beneficial use authorized by T-10964 shall be extended to October 1, 2013.

Dated at Salem, Oregon this 16 day of October, 2012.



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

Mailing date: OCT 18 2012