

**BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON**

In the Matter of Extension of Time) FINAL ORDER APPROVING AN
Application for Transfer T-10729,) EXTENSION OF TIME
Washington 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

Tanasacres Nursery
c/o Bob Iwasaki
P.O. Box 91520
Portland, OR 97291

Agent

Stuntzner Engineering and Forestry
c/o Dylan Hitner
2137 19th Ave.
Forest Grove, OR 97116

Findings of Fact

1. On February 4, 2013, the Department received an application for extension of time for water right transfer T-10729 from Stuntzner Engineering, agent for the applicant.
2. The Water Resources Department issued an order approving Transfer Application T-10729 in the name of Tanasacres Nursery, on July 7, 2010. The order was recorded in Special Order Volume 81, at Page 349. The order set a transfer completion date of October 1, 2011.
3. The applicant has completed irrigation of 13 acres at the new place of use, but was unable to fully complete the change by the completion date because of poor economic conditions. The applicant's resources had to be focused on maintaining existing operations, instead of completing necessary improvements for the transfer.
4. To fully complete the change, it will be necessary for the applicant to irrigate the remaining 7 acres at the new place of use.
5. The applicant has requested that the time for completion of beneficial use be extended to October 1, 2015.

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.

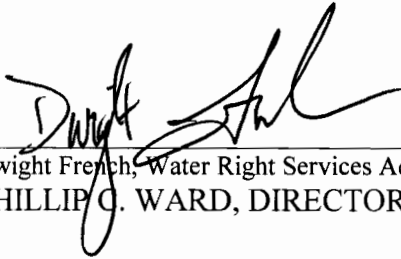
Conclusions of Law

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-10729 and the requested time is reasonable.

Now, therefore, it is ORDERED:

The time for completion of beneficial use authorized by T-10729 shall be extended to October 1, 2015.

Dated at Salem, Oregon this 26 day of February, 2013



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

Mailing date: MARCH 1 2013