

**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-8493,) EXTENSION OF TIME
Douglas County)

Applicant

Virginia L. Zuppan
11780 South Myrtle Road
Myrtle Creek, OR 97457

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 May 16, 2016, the Department received an application for extension of time for Transfer Application T-8493.
2. The Department issued an order approving Transfer Application T-8493 on August 30, 2000. The order was recorded in Special Order Volume 54, Pages 619-638. The order set a transfer completion date of October 1, 2001.
3. The applicant has completed irrigation of 23.2 acres. The applicant was unable to complete the changes due to needed consultation with Oregon Department of Fish and Wildlife (ODFW) to develop a plan for fish screen or fish bypass installation.
4. To fully complete the change, the applicant needs to install an ODFW approved fish screen or fish bypass.
5. The applicant has requested that the time for completion of beneficial use be extended to October 1, 2018.

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-8493.

<p>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.</p>

Now, therefore, it is ORDERED:

The time for completion of the changes in place of use authorized by Transfer Application T-8493 shall be extended to October 1, 2018.

Dated at Salem, Oregon this 31 day of May, 2016.



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

Mailing date: JUN 07 2016