

**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-8792,                    )     EXTENSION OF TIME  
Lane 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**

International Paper Company  
c/o Loren Leighton, SR Environmental Project Engineer  
801 42<sup>nd</sup> Street  
Springfield, OR 97478

**Findings of Fact**

1. On June 23, 2011, the Department received an application for extension of time for transfer of water right T-8792, from Loren Leighton , as well as a request for assignment of the transfer from Weyerhaeuser Company to International Paper Company.
2. The Water Resources Department issued an order approving Transfer Application T-8792 in the name of Melody Spydow, Weyerhaeuser Company, on July 24, 2001. The order was recorded in Special Order Volume 55, at Page 801. The order set a transfer completion date of October 1, 2002.
3. The Department has assigned International Paper Company as the applicant for Transfer T-8792.
4. The applicant has completed construction of the additional point of diversion (POD) and submitted a Claim of Beneficial Use (COBU) on February 1, 2001, which has not been reviewed by the Department. The design of the additional POD and associated conveyance system proved to be unsatisfactory and was rebuilt, so that the original COBU is not reflective of the infrastructure associated with the new additional POD.

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.

5. To fully complete the change within the time allowed, it will be necessary for the applicant to prepare and submit a new COBU showing beneficial use with the redesigned point of diversion.
6. The landowner has requested that the time for completion of beneficial use be extended to October 1, 2012.

**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-8792.

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

The time for completion of beneficial use authorized by T-8792 shall be extended to October 1, 2012.

Dated at Salem, Oregon this 8 day of July, 2011

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

Mailing date: JUL 12 2011