

**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-9481,) EXTENSION OF TIME
Umatilla 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.

Applicants

JOHN D. AND JANE MAUER
54059 MAUER LANE
MILTON-FREEWATER, OR 97862

Findings of Fact

1. On February 4, 2013, the Department received an application for extension of time for water right transfer T-9481 from John D. and Jane Mauer, transfer applicants/landowners.
2. The Water Resources Department issued an order approving Transfer Application T-9481 in the name of John D. and Jane Mauer, on September 8, 2004. The order was recorded in Special Order Volume 61, at Page 447. The order set a transfer completion date of October 1, 2005.
3. The applicants have completed a concrete pump pad, and installed a pump and fish screen, but did not complete all changes within the allowed time because they did not realize that all changes had not been completed.
4. To fully complete the changes, it will be necessary for the applicants to add a flow meter and to obtain approval of the fish screen from the Oregon Department of Fish and Wildlife.
5. The landowners have requested that the time for completion of beneficial use be extended to October 1, 2014.

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 applicants/landowners have shown reasonable diligence to complete the transfer within the time period established by the order approving Transfer Application T-9481 and the requested time is reasonable.

Now, therefore, it is ORDERED:

The time for completion of the changes authorized by T-9481 shall be extended to October 1, 2014.

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



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

Mailing date: MAR . 1 2013