

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

In the Matter of Application for Extension)
of Time for Transfer Application T-12857,)
Crook County)

FINAL ORDER APPROVING AN EXTENSION
OF TIME FOR A PERMANENT TRANSFER

Applicant

SOUTH FORK RANCH LLC
475 NE BELLEVUE DR., SUITE 210
BEND, OR 97701

Authority

Oregon Administrative Rules (OAR) 690-380-5140(2) authorizes the Department to grant an extension of time to complete a transfer.

OAR 690-380-6020 establishes an application process and criteria for the review of extensions of time to complete a transfer as authorized by a final order issued under OAR Division 380.

OAR 690-380-6020 (3) establishes that extensions are granted for one year, from October 1 to October 1 of each year. Extensions may be granted for longer time if the applicant can justify the need for a longer period of time by submission of pertinent evidence.

Findings of Fact

1. On July 14, 2023, the Department received an application for extension of time for Transfer Application T-12857.
2. On August 29, 2018, the Department signed an order, which was mailed on August 30, 2018, approving Transfer Application T-12857 to change the place of use and a point of appropriation. The order was recorded in Special Order Volume 109, Pages 241-244. The order set a transfer completion date of October 1, 2019.
3. On June 15, 2023, the Department recorded an assignment from Waibel Properties, LLC; Brad and Julie Waibel to South Fork Ranch LLC.
4. Since the approval of the transfer, the applicant has installed a water conveyance infrastructure from the new point of appropriation to the new place of use, installed a pivot

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an 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.

system to irrigate the new place of use, and made beneficial use of the full rate and submitted a claim of beneficial use to the Department in September 2020. The claim submitted did not sufficiently document compliance with all conditions required by the final order, including the requirement to install a totalizing flow meter.

5. To fully complete the change, the applicant needs to install a totalizing flow meter.
6. The applicant has requested that the time for completion of beneficial use be extended to October 1, 2024. Consistent with OAR 690-380-6020, the Department will extend the transfer completion date to October 1, 2024.

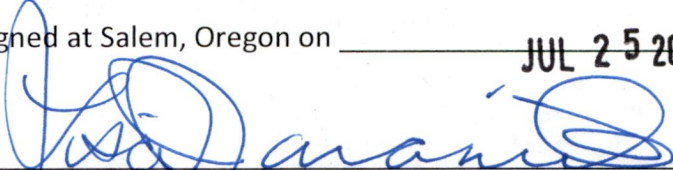
Conclusions of Law

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-12857.

Now, therefore, it is ORDERED:

The time for completion of the changes authorized by Transfer Application T-12857 shall be extended to **October 1, 2024**.

Signed at Salem, Oregon on _____ **JUL 25 2023** _____



Lisa J. Jaramillo, Transfer and Conservation Section Manager for
THOMAS M. BYLER, DIRECTOR
Oregon Water Resources Department

Mailing date: _____ **JUL 26 2023** _____