

**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-10837,) EXTENSION OF TIME
Baker County)

Authority

OAR 690-385-7200 establishes an application process and criteria for the review of extensions of time for the completion of changes authorized under water right transfers.

Applicant

Jason Williams Hay, Inc.
48857 Hwy 30
North Powder, OR 97867

Findings of Fact

1. On May 15, 2014, the Department received an application for extension of time for water right Transfer Application T-10837 from the applicant.
2. The Water Resources Department issued an order approving Transfer Application T-10837 on November 12, 2009. The order was recorded in Special Order Volume 79, at Pages 218 - 222. The order set a transfer completion date of October 1, 2011.
3. On April 19, 2012, the Department issued an order approving an extension of the completion date for Transfer Application T-10837 and recorded the order in Special Order Volume 87 Pages 325-326. This order extended the completion date until October 1, 2013.
4. The applicant has completed installing totalizing flow meters on two wells but has been unable to fully complete the changes by the deadline because of the need to install power to the site. The distance and associated costs with this development has been problematic.
5. To fully complete the changes, it will be necessary for the applicant to install totalizing flow meters to the remaining wells.

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 690-385-7200, 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-10837 and the requested time is reasonable.

Now, therefore, it is ORDERED:

The time for completion of beneficial use authorized by Transfer Application T-10837 shall be extended to October 1, 2018.

Dated at Salem, Oregon this 6 day of June, 2014.


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

Mailing date: JUN 23 2014