

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

In the Matter of Application for Extension) FINAL ORDER APPROVING AN EXTENSION
of Time for Transfer Application T-7974,) OF TIME FOR A PERMANENT TRANSFER
Baker County)

Applicant

INMAN RANCH, LLC
2109 CASCADE COURT
ANACORTES, WA 98221
jibinman@gmail.com

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 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 November 29, 2021, the Department received an application for extension of time for Transfer Application T-7974.
2. On July 11, 2006, the Department signed an order, which was mailed on July 13, 2006, approving Transfer Application T-7974 to change a place of use. The order was recorded in Special Order Volume 69, Pages 65-75. The order set a transfer completion date of October 1, 2008.
3. On May 12, 2021, the Department signed an order, which was mailed on May 13, 2021, approving a Loss of Right due to failure to apply water to beneficial use. The order was recorded in Special Order Volume 120, Pages 539-545.
4. On July 1, 2021, Transfer T-7974 was assigned to Inman Ranch, LLC.

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.

5. On July 6, 2021, Paul Garvin of Garvin HydroGeo, LLC, submitted a Request for Reconsideration in accordance with OAR 137-004-0080, on behalf of the applicant.
6. On September 28, 2021, the Department signed an order, which was mailed on September 29, 2021, withdrawing the final order which was recorded at Special Order Volume 120, Pages 539-545. The September 28, 2021 order was recorded in Special Order Volume 121, Pages 719-720.
7. On January 26, 2022, the Department signed an order, which was mailed on January 27, 2022, approving a Superseding Order on Reconsideration. The order was recorded in Special Order Volume 122, Pages 371-373. The order concluded there no loss of right under Transfer T-7974 for failure to submit a Claim of Beneficial Use or an Extension of Time.
8. Since the approval of the transfer, and prior to October 1, 2008, the applicant installed flow measurement devices at three of the five points of diversion, modified the water distribution system, and applied water to the entire proposed place of use. In 2021, applicant installed flow measurement devices at the remaining two points of diversions.
9. The applicant is prepared to submit a Claim of Beneficial Use for Transfer T-7974.
10. The applicant has requested that the time for completion of beneficial use be extended to October 1, 2022. Consistent with OAR 690-380-6020(3), the Department will extend the transfer completion date to October 1, 2023.

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-7974.

Now, therefore, it is ORDERED:

The time for completion of the changes authorized by Transfer Application T-7974 shall be extended to **October 1, 2023**.

Signed at Salem, Oregon on APR 27 2022



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

Mailing date: APR 28 2022