

**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-12245,)	OF TIME FOR A DISTRICT PERMANENT
Umatilla County)	TRANSFER

Applicant

HERMISTON IRRIGATION DISTRICT
366 E HURLBURT AVE
HERMISTON, OR 97838

Authority

Oregon Administrative Rules (OAR) 690-385-7000 (3) authorizes the Department to grant an extension of time to complete a transfer.

OAR 690-385-7200 establishes an application process and criteria for the review of extensions of time to complete a district transfer as authorized by a final order issued under OAR Division 385.

OAR 690-385-7200 (5) establishes that the Department may grant extensions for a 12 month time period, from October 1 to October 1. Extensions may be granted for longer time periods if the applicant can justify the need for a longer period of time by submission of pertinent evidence.

Findings of Fact

1. On January 16, 2020 the Department received an application for a second extension of time for Transfer Application T-12245.
2. The Department signed a Final Order approving Transfer Application T-12245 on February 11, 2016, which was mailed on February 22, 2016. The order was recorded in Special Order Volume 98, Pages 781 - 784. The order set a transfer completion date of October 1, 2017.
3. The Department signed a Correcting Order for Transfer Application T-12245 on September 16, 2016, which was mailed on September 29, 2016. The order was recorded in Special Order Volume 101, Pages 877-878. The corrected order was issued to correct the place of use table to accurately reflect the transfer map.

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.

4. On July 23, 2018, the Department signed an order, which was mailed on July 24, 2018, approving the first extension of time. The order was recorded in Special Order Volume 108, Pages 921-922. The order extended the transfer completion date to October 1, 2019.
5. Since the approval of the first Extension of Time on July 23, 2018, the applicant has applied water to beneficial use on one additional acre.
6. To fully complete the change, the applicant needs to apply water to beneficial use on the final 1.0 acre. A Claim of Beneficial Use shall be submitted by Hermiston Irrigation District within one year after the deadline for completion of the changes.
7. The applicant has requested that the time for completion of beneficial use be extended to October 1, 2020. Consistent with OAR 690-385-7200 (3), the Department will extend the transfer completion date to October 1, 2020.

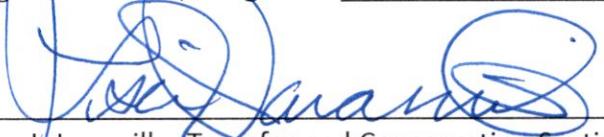
Conclusions of Law

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-12245.

Now, therefore, it is ORDERED:

The time for completion of the changes authorized by Transfer Application T-12245 shall be extended to **October 1, 2020**.

Signed at Salem, Oregon on JAN 29 2020.



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

Mailing date: JAN 30 2020