BEFORE THE WATER RESOURCES DEPARTMENT OF THE STATE OF OREGON

In the Matter of Application for Extension)	FINAL ORDER APPROVING AN
of Time for Transfer Application T-11949,)	EXTENSION OF TIME FOR A
Deschutes and Crook Counties)	DISTRICT PERMANENT TRANSFER

Applicant

CENTRAL OREGON IRRIGATION DISTRICT 1055 SW LAKE CT. REDMOND, OR 97756

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 690-380-7200 (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 September 19, 2017, the Department received an application for extension of time for Transfer Application T-11949.
- 2. The Department issued a final order approving Transfer Application T-11949 on February 10, 2015. The order was recorded in Special Order Volume 95, Pages 44-48. The order set a transfer completion date of October 1, 2016.
- 3. The Department issued a correcting final order approving Transfer Application T-11949 on January 25, 2016 to correct scrivener's errors in the original order. The correcting order was recorded in Special Order Volume 98, Pages 618-619.
- 4. Since the approval of the transfer, irrigation has been completed on ten properties, has been partially competed on the remaining five properties.

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. In order to fully complete the transfer a variety of tasks need to be accomplished on the five partially competed properties, including weed management, re-seeding, and irrigation in the 2018 season,
- 6. The applicant has requested that the time for completion of beneficial use be extended to October 1, 2018.

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-11949.

Now, therefore, it is ORDERED:

The time for completion of the changes authorized by Transfer Application T-11949 shall be extended to **October 1, 2018.**

Dated at Salem, Oregon this 28 day of September, 2017.

Dwight Flench, Water Right Services Administrator, for

Thomas M. Byler, Director

Mailing date: 0CT 0 3 2017