

**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-8494,)	EXTENSION OF TIME
Wasco County)	

Applicant

CHENOWITH WATER PUBLIC UTILITY DISTRICT
PO BOX 870
THE DALLES, OR 97058

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 (2) establishes that extensions are granted for one year, from October 1 to October 1 of each year. An extension for up to five years may be granted for transfers involving municipal or quasi-municipal use. 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 December 11, 2017, the Department received an application for extension of time for Transfer Application T-8494.
2. On June 15, 2010, the Department signed an order, which was mailed on June 16, 2010, approving Transfer Application T-8494. The order was recorded in Special Order Volume 81, Pages 120-126. The order set a transfer completion date of October 1, 2015.
3. Since the approval of the transfer, the wells have been placed on-line, the distribution system for delivering water has been completed, and 2.42 cubic feet per second (cfs) has been put to beneficial use.

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. To fully complete the change, the applicant needs to put an additional 1.41 cfs to beneficial use and install a totalizing flow meter, or, another suitable measuring device, at each new point of appropriation.
5. The applicant has requested that the time for completion of beneficial use be extended to October 1, 2051. The Department is approving the request for longer than one year because the PUD estimates that the demand for the additional 1.41 cfs will not occur until the year 2051.

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-8494.

Now, therefore, it is ORDERED:

The time for completion of the changes authorized by Transfer Application T-8494 shall be extended to **October 1, 2051**.

Dated at Salem, Oregon this 22 day of December, 2017.



Dwight French, Water Right Services Administrator, for
Thomas M. Byler, Director

Mailing date: JAN 05 2017