# 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-12701,	)	EXTENSION OF TIME FOR A
Deschutes County	)	DISTRICT PERMANENT TRANSFER

## **Applicant**

CENTRAL OREGON IRRIGATION DISTRICT 1055 SW LAKE COURT 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 690-385-7200(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 October 3, 2018 the Department received an application for extension of time for Transfer Application T-12701.
- 2. The Department signed an order approving Transfer Application T-12701 on July 31, 2017, which was mailed on August 4, 2017. The order was recorded in Special Order Volume 105, Pages 393 397. The order set a transfer completion date of October 1, 2018.
- 3. Since the approval of the transfer, the applicant has applied water to beneficial use to 30.29 acres.
- 4. To fully complete the change, the applicant needs to apply water to beneficial use on an additional .85 acres.

### 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. The applicant has requested that the time for completion of beneficial use be extended to October 1, 2019. Pursuant to OAR 690-385-7200(5), the completion date will be extended 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-12701.

# Now, therefore, it is ORDERED:

The time for completion of the changes authorized by Transfer Application T-12701 shall be extended to **October 1, 2020.** 

Dated at Salem, O	regon this <u>UU   1 1 2018</u>
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Dwight French, Wa Thomas M. Byler, I	ter Right Services Administrator, for Director
Mailing date:	OCT 1 2 2018