

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

In the Matter of Application for Extension )  
of Time for Transfer Application T-14150, )  
Deschutes County ) FINAL ORDER APPROVING AN EXTENSION  
OF TIME FOR A DISTRICT PERMANENT  
TRANSFER

**Applicant**

SWALLEY IRRIGATION DISTRICT  
64672 COOK AVE, SUITE 1  
BEND, OR 97703

**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 7, 2024, the Department received an application for extension of time for Transfer Application T-14150.
2. On May 17, 2023, the Department signed an order, which was mailed on May 18, 2023, approving Transfer Application T-14150 to change places of use. The order was recorded in Special Order Volume 128, Pages 380-384. The order set a transfer completion date of October 1, 2024.

**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.

3. Since the approval of the transfer, the applicant has made beneficial use of water on all approved places of use involved in the transfer with the exception of 2.80 acres. The buried main line infrastructure is in place and being beneficially used on the north side of the driveway.
4. To fully complete the change, the applicant needs to complete the construction of the buried main line infrastructure on the south side of the driveway and make beneficial use of the water.
5. The applicant has requested that the time for completion of beneficial use be extended to October 1, 2025. Consistent with OAR 690-385-7200 (3), the Department will extend the transfer completion date to October 1, 2026.

### 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-14150.

### Now, therefore, it is ORDERED:

The time for completion of the changes authorized by Transfer Application T-14150 shall be extended to **October 1, 2026**.

Signed at Salem, Oregon on DEC 16 2024



Lisa J. Jaramillo, Transfer and Conservation Section Manager for  
IVAN GALL, DIRECTOR  
Oregon Water Resources Department

Mailing date: DEC 17 2024