BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of a Request for an Extension of Time to Apply Water to Beneficial Use for Allocation of Conserved Water Application CW-115, Jefferson County, Oregon	))	FINAL ORDER APPROVING AN EXTENSION OF TIME

Applicant
North Unit Irrigation District
2024 NW Beech Street
Madras, OR 97741

Authority

Oregon Administrative Rules (OAR) 690-018-00550(4) establishes the criteria for an allocation of conserved water application.

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 (3) establishes that extensions are granted for one year, from October 1 to October 1 of each year. 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 16, 2020, the Department issued Special Order Volume 118, Pages 173-191, approving and finalizing Allocation of Conserved Water Application CW-115. The Order required North Unit Irrigation District (NUID) apply water to beneficial use on specific lands on or before October 1, 2021.

2. On September 17, 2021, the Department issued Special Order Volume 121, Pages 614-615, approving an Extension of Time for Allocation of Conserved Water Application CW-115. The Order extended the time for NUID to apply water to beneficial use on specific lands on or before October 1, 2023.

This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, 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. On September 26, 2023, the Department issued Special Order Volume 129, Pages 126-127, approving an Extension of Time for Allocation of Conserved Water Application CW-115. The Order extended the time for NUID to apply water to beneficial use on specific lands on or before October 1, 2024.

4. On August 30, 2024, the Department received a request for an extension of time to apply the conserved water to beneficial use for specified lands in Allocation of Conserved Water Application CW-115.

5. The August 30, 2024 request for extension of time stated NUID was unable to apply water to full beneficial use, as required by the Order due to a fourth year of extreme drought.

6. NUID has requested a one-year extension of time to apply the water to full beneficial use.

7. The records on file with the Department confirm the presence of a severe on-going drought. On June 25, 2024, the Governor declared a drought in Jefferson County.

Conclusions of Law

Pursuant to OAR 690-380-6020, the Director of the Water Resources Department concludes the applicant has shown good cause for an extension of time for applying the conserved water to full beneficial use for a one-year period.

Now, therefore, it is ORDERED:

The time for applying the conserved water to full beneficial use authorized by Allocation of Conserved Water Application CW-115 shall be extended to **October 1, 2025**. Within one year of applying the conserved water to full beneficial use, a Claim of Beneficial Use shall be prepared and submitted.

DATED this SEP 13 2024.

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

Mailing date: SEP 16 2024