

**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 of Water Right) EXTENSION OF TIME
T-9480, Multnomah County, Oregon)

Applicant

City of Portland
Parks & Recreation, Dan Butts
6437 SE Division Street, Bldg. 416
Portland, Oregon 97206

Findings of Fact

1. On October 11, 2005, the Department received an application for extension of time for transfer of water right T-9480 from Dan Butts, for the City of Portland, Parks & Recreation.
2. The Water Resources Department issued an order approving Transfer Application T-9480 in the name of The City of Portland, Parks and Recreation, Dan Butts, on January 29, 2004. The order was recorded in Special Order Volume 59, at Page 89. The order set a transfer completion date of October 1, 2005.
3. The applicant has completed construction of the reservoir, pump station, irrigation main line. 90% of the installation of the irrigation laterals, zone control boxes, and spray heads are completed. Approximately 100 acres are now irrigated. To fully complete the change, the remaining 10% of the irrigation laterals, zone control boxes, and spray heads must be installed.
4. The landowner has requested that the time for completion of beneficial use be extended to October 1, 2006.

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-9480.

This is a final order in other than 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 either 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.

Now, therefore, it is ORDERED:

The time for completion of beneficial use authorized by T-9480 shall be extended to October 1, 2006.

Dated at Salem, Oregon this 15th day of October, 2005

Phillip C. Ward
for Phillip C. Ward, Director

Mailing date: OCT 18 2005