

## **Criteria for Evaluating an Application For an Extension of Time to Complete a Transfer**

The standards and procedures used by the Water Resources Department in evaluating applications for an extension of time to complete changes authorized under a transfer are described in Oregon Revised Statute (ORS) Chapter 540 (<http://www.leg.state.or.us/ors/>) and in Oregon Administrative Rules (OAR) Chapter 690, Division 380 (<http://www.wrd.state.or.us/OWRD/LAW/oar.shtml>).

This is a summary, prepared by the Water Resources Department, of criteria and procedures that are generally applicable to applications for an extension of time to complete a transfer. The summary is necessarily general, and may not specifically address every applicant's fact situation. The summary is intended as general guidance for applicants, and not as a substitute for reference to applicable statutes and rules.

---

In reviewing applications for extensions of time to complete a transfer under ORS 540.530, the Department will consider the following criteria:

- Demonstration of reasonable diligence to complete the project within the time period established under the transfer order [OAR 690-380-6020]
- Reasonable diligence in completing the changes which includes but is not limited to [OAR 690-380-6020 (4)]:
  - o Purchase or installation of water delivery system
  - o Expansion or restructuring of existing water delivery system
  - o Actual use of a portion of the water according to the terms of the transfer order
  - o For municipal, quasi-municipal or group domestic uses, continued increase in population and number of service connections
- Compliance with conditions contained in the transfer order

## **Processing and Reviewing an Application For an Extension of Time to Complete a Transfer**

The Water Resources Department processes an application for an extension of time to complete a transfer using the following procedure:

1. The applicant submits a complete application for extension and required fee to the Department.
2. If the application satisfies the criteria for review, the Department may grant the extension for up to 1 year. An extension for up to 5 years may be granted for transfers involving municipal or quasi-municipal use. Extensions for municipal or quasi-municipal use may be granted for longer than 5 years if the applicant can justify the need for a longer period of time by submission of pertinent evidence.