

**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-10481, Deschutes County, Oregon)

Applicant

STAN & LINDA STENSTADVOLD
70955 HOLMES ROAD
SISTERS, OR 97759

Receiving Landowner

CARL BERG
PO BOX 1030
SISTERS, OR 97759

Findings of Fact

1. On August 25, 2010, the Department received an application for extension of time for transfer of water right T-10481 from Flying J Inc.
2. The Water Resources Department issued an order approving Transfer Application T-10481 in the name of Stan & Linda Stenstadvold and the receiving landowner in the name of Carl Berg, on September 15, 2009. The order was recorded in Special Order Volume 78, at Page 898. The order set a transfer completion date of October 1, 2010.
3. The applicant has marked the property lines and has cleared most of the land for which the water will be applied.
4. To fully complete the change, it will be necessary for the applicant to install the irrigation system for the 4.72 acres, install the totalizing flow meter and beneficially use the water. The applicant has faced financial limitations due to the economy.
5. The applicant has requested that the time for completion of beneficial use be extended to October 1, 2015.

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.

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-10481.

Now, therefore, it is ORDERED:

The time for completion of beneficial use authorized by T-10481 shall be extended to October 1, 2015.

Dated at Salem, Oregon this 9th day of September, 2010

William E. Feber
By Phillip C. Ward, Director

Mailing date: SEP 13 2010