

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

In the Matter of Application for Extension)
of Time for Transfer of Water Right)
T-9527, Crook County, Oregon)

FINAL ORDER APPROVING AN
EXTENSION OF TIME

Applicant

CENTRAL OREGON IRRIGATION DISTRICT
1055 SW LAKE COURT
REDMOND, OR 97756

Receiving Landowner

TEGA 3, INC.
95 SCALEHOUSE LOOP, SUITE 100
BEND, OR 97702

Findings of Fact

1. On July 2, 2009, the Department received an application for extension of time for transfer of water right T-9527 from Scott Carlson on behalf of Tega 3, Inc.
2. The Water Resources Department issued an order approving Transfer Application T-9527 in the name of Central Oregon Irrigation District and the receiving landowner in the name of Tega 3, inc., on May 10, 2006. The order was recorded in Special Order Volume 68, at Page 418. The order set a transfer completion date of October 1, 2007.
3. The applicant has completed the periodic clearing of a ditch, which has been constructed. The applicant has also completed the mining and contouring of the remaining ditch location, significant development of aggregate resources and construction of the settling ponds for the industrial aggregate processing.
4. To fully complete the change, it will be necessary for the applicant to install a culvert underneath O'Neil highway to divert water to settling pond. The applicant must also finish construction of the ditch from the culvert to the settling ponds.
5. The applicant has requested that the time for completion of beneficial use be extended to October 1, 2010.

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.

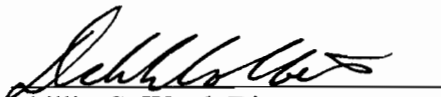
Conclusions of Law

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-9527.

Now, therefore, it is ORDERED:

The time for completion of beneficial use authorized by T-9527 shall be extended to October 1, 2010.

Dated at Salem, Oregon this 23rd day of September, 2009


Phillip C. Ward, Director *ra*

Mailing date: SEP 24 2009