

T-10481

T-10481

Name Stan + Linda Stenstad Vold

Address 70955 Holmes Road  
Sisters OR 97759  
541 504-4602

Change in POA POA

Date Filed 10-24-2007

Initial notice date 11-6-2007

DPD issued date \_\_\_\_\_

PD issued date \_\_\_\_\_

PD notice date \_\_\_\_\_

Date of FO 9-15-09 Vol 78 Page 898

Ext of Time 9-9-10 v. 81 p. 852

C-Date \_\_\_\_\_

COBU due date \_\_\_\_\_

COBU Received date 12-7-2020

Certificate issued 97392 85813 RR

DESCRIPTION OF WATER RIGHT(S)

Name of Stream Wells

Trib. of Squaw Creek

Use IR County Deschutes

Quantity of water (CFS) \_\_\_\_\_ No. of Acres \_\_\_\_\_

Name of ditch \_\_\_\_\_

App # G 13640 Per # G 12711 Cert # 82985 PR Date 1994

App # \_\_\_\_\_ Per # \_\_\_\_\_ Cert # \_\_\_\_\_ PR Date \_\_\_\_\_

App # \_\_\_\_\_ Per # \_\_\_\_\_ Cert # \_\_\_\_\_ PR Date \_\_\_\_\_

App # \_\_\_\_\_ Per # \_\_\_\_\_ Cert # \_\_\_\_\_ PR Date \_\_\_\_\_

App # \_\_\_\_\_ Per # \_\_\_\_\_ Cert # \_\_\_\_\_ PR Date \_\_\_\_\_

FEES PAID		
Date	Amount	Receipt #
<u>10/24/07</u>	<u>800.00</u>	<u>90318</u>
<u>8-25-10</u>	<u>500.00</u>	<u>100990</u>
<u>4-6-15</u>	<u>575.00</u>	<u>115418</u>
<u>12-17-2020</u>	<u>\$200.00</u>	<u>134172</u>

FEES REFUNDED		
Date	Amount	Receipt#

Assignments: \_\_\_\_\_

*Process w/ T-10480*

Irrigation District N/A

Agent N/A

CWRE Michele Sims #60068

CC's list Deschutes County Community Development Dept. 117 NW Lafayette, Bend, OR 97701

RLD: Carl Berg PO Box 1030 Sisters OR 97759

- Oversized map - Location

# Mailing List for Final Transfer Certificate(s)

Transfer Application: T-10481

Certificate: 97382 (C-84174)

Certificate/Transfer Holder: (include copy of map)

CARL BERG  
PO BOX 1030  
SISTERS OR 97759

Is the Transfer Holder(s) of record currently identified as a landowner of any tax lots involved as confirmed by the County records? NO

## Copies of Final Transfer Certificate(s) to be sent to:

1. Watermaster District #: 11
2. Water Availability
3. Vault
4. File

## Other persons to receive copies: (include map):

5. MICHELE WRIGHT SIMS, CWRE

## Record Marking(s):

1. Original Application# G13640
2. Old Certificate# 84174

<b>Copies Mailed</b>	
by: <u>KMWF</u>	(STAFF)
on: <u>OCT 13 2023</u>	(DATE)

STATE OF OREGON  
COUNTY OF DESCHUTES  
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CARL BERG  
PO BOX 1030  
SISTERS, OR 97759

confirms the right to the use of water perfected under the terms of Permit G-12711. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the well. The specific limits and conditions of the use are listed below.

SOURCE: A WELL IN THE DESCHUTES BASIN

USE: IRRIGATION OF 4.72 ACRES

RATE: 0.058 CUBIC FOOT PER SECOND

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31 OF EACH YEAR

PRIORITY DATE: MARCH 10, 1994

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
14 S	11 E	WM	33	NW NE	793 FEET SOUTH AND 652 FEET EAST FROM N1/4 CORNER, SECTION 33

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year. The use shall conform to such reasonable rotation system as may be ordered by the proper state officer. The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
14 S	11 E	WM	33	NW NE	4.72

**NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW**

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and 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.

The quantity of water diverted at the new point of appropriation, shall not exceed the quantity of water lawfully available from the original point of appropriation described as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
14 S	11 E	WM	11	SW NW	1350 FEET SOUTH AND 440 FEET EAST FROM NW CORNER, SECTION 11
14 S	11 E	WM	11	SW NW	2570 FEET SOUTH AND 45 FEET EAST FROM NW CORNER, SECTION 11

Water use measurement conditions:

- a) The water user shall maintain a totalizing flow meter or other suitable measuring device, as approved by the Director, in good working order, at each point of appropriation,
- b) The water users shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.
- c) The Director may require the water user to keep and maintain a record of the amount (volume) of water used and may require the water user to report water use on a periodic schedule as established by the Director. IN addition, the Director may require the water user to report general water use information, the periods of water use and the place and nature of use of water under the right. The Director may provide an opportunity for the water user to submit alternative reporting procedures for review and approval.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this right, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

Use of water under authority of this right may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

The wells shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine the water level elevation in the well at all times.

The Director may require water level or pump test results every ten years.

Water shall be acquired from the same aquifer (water source) as the original point of appropriation.

Failure to comply with any of the provisions of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.

The right to use water for the above purpose is restricted to beneficial use, without waste on the lands or place of use described. The water user is advised that new regulations may require use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water shall be limited when it interferes with any prior surface or groundwater rights.

This certificate is issued to confirm a change in POINT OF APPROPRIATION AND PLACE OF USE approved by an order of the Water Resources Director entered September 15, 2009, at Special Order Volume 78, Page 898, approving Transfer Application T-10481, and together with Certificate 85813, supersedes Certificate 84174, State record of Water Right Certificates.

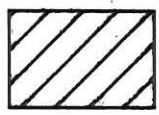
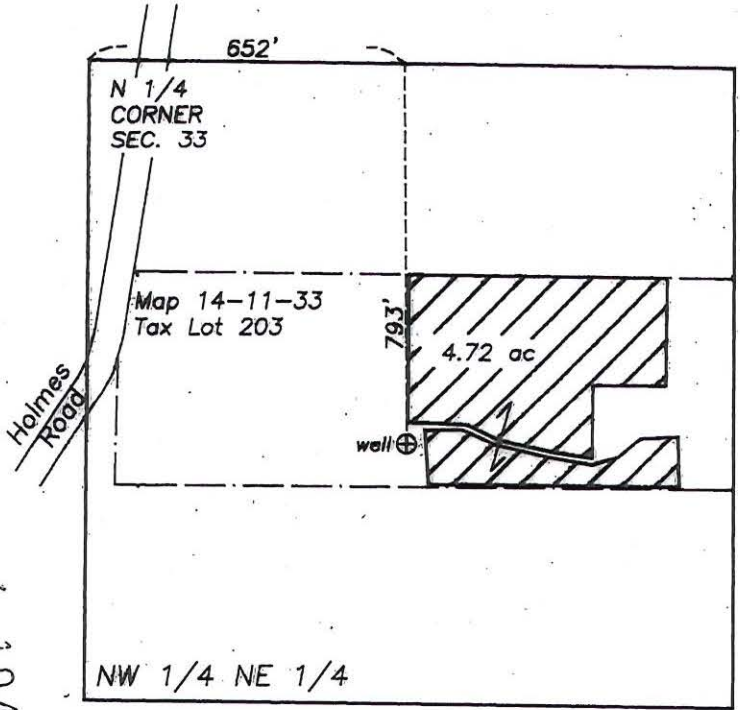
Issued OCT 13 2023



Dwight French  
Water Right Services Division Administrator, for  
Douglas E. Woodcock, Acting Director  
Oregon Water Resources Department

**COPY**

# Water Right Transfer "On" Map

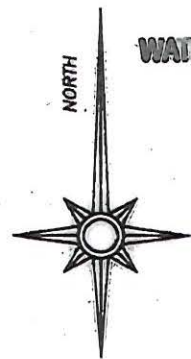


Water Right to transfer on to  
land (Certificate No. 82985,  
priority date March 10, 1994)

**RECEIVED**

OCT 24 2007

WATER RESOURCES DEPT. 10/1/2007  
SALEM, OREGON

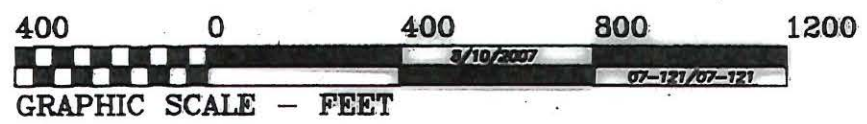


Renewal date: 6/30/2008

1  
10480

1  
10481

T14S, R11E, W.M.  
Deschutes Co., OR



THIS MAP IS FOR THE PURPOSE OF IDENTIFYING THE LOCATION OF THE WATER  
RIGHT. IT IS NOT INTENDED TO PROVIDE LEGAL DIMENSIONS OR LOCATIONS OF  
PROPERTY OWNERSHIP LINES.

TRANSFER

Memo- Proof to Satisfaction

Transfer App # <i>7-10481</i>	
WRD Reviewer (CW) <i>Brecke F-C</i>	Date: <i>August 2023</i>
WRD Peer Reviewer (PR) <i>J Skaug</i>	Date: <i>Sept 23</i>

ORIGINAL CERT:	CHANGE REQUESTED:				RR Cert:
<i>82985</i>	<input type="checkbox"/> POU	<input type="checkbox"/> POD/POA	<input type="checkbox"/> APOD/APOA	<input type="checkbox"/> USE	<i>"Superseded"</i>
<i>84174</i>	<input checked="" type="checkbox"/> POU	<input checked="" type="checkbox"/> POD/POA	<input type="checkbox"/> APOD/APOA	<input type="checkbox"/> USE	<i>85813</i>
	<input type="checkbox"/> POU	<input type="checkbox"/> POD/POA	<input type="checkbox"/> APOD/APOA	<input type="checkbox"/> USE	
	<input type="checkbox"/> POU	<input type="checkbox"/> POD/POA	<input type="checkbox"/> APOD/APOA	<input type="checkbox"/> USE	

PREPARATION:

<input checked="" type="checkbox"/> C	<input checked="" type="checkbox"/> P	<b>RESEARCH:</b>			
<input checked="" type="checkbox"/> W	<input checked="" type="checkbox"/> R	<input checked="" type="checkbox"/> CBU Report/Map	<input checked="" type="checkbox"/> Transfer Order Ord <i>78</i> Vol <i>898</i> Issued Date <i>9/15/2009</i>	<input type="checkbox"/> Assignment <input type="checkbox"/> n/a	<input checked="" type="checkbox"/> Transfer Extension <input type="checkbox"/> n/a <i>5/26/2015</i>
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<b>Electronic Folder:</b>			
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Create CBU folder	<input checked="" type="checkbox"/> Create Work Packet Folder		
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<b>SCAN:</b> Above documents into "CBU Folder"			
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<b>SAVE:</b> other documents in "Work Packet Folder"			
		<input checked="" type="checkbox"/> Certificate(s)	<input checked="" type="checkbox"/> Transfer App Maps (To/From)	<input type="checkbox"/>	
		<input checked="" type="checkbox"/> OrMap Tax Lot Map	<input checked="" type="checkbox"/> Ownership Report	<input checked="" type="checkbox"/> BLM Cadastral Survey	<input type="checkbox"/> GW Logs
		<input type="checkbox"/> GW Conditions	<input type="checkbox"/> Mitigation	<input type="checkbox"/> POU Report (conflict) [POU ONLY]	<input type="checkbox"/> Others:
		<input type="checkbox"/> n/a	<input type="checkbox"/> n/a	<input type="checkbox"/> n/a	<input checked="" type="checkbox"/> n/a
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<b>SEARCH:</b>			
		<input checked="" type="checkbox"/> Interactive Mapper	<input checked="" type="checkbox"/> AOI <input type="checkbox"/> n/a	<input checked="" type="checkbox"/> Map and TaxLot ID <i>14113300000203</i>	<input checked="" type="checkbox"/> Receiving LO: <input type="checkbox"/> n/a
		Research Comments: <i>Receiving LO: Berg, Carl &amp; Stephanie</i>		New Landowner:	

REVIEW OF CLAIM:

ORDER REQ/D	CERTIFICATE REQ'D	COMPLIED YES/NO	CONDITIONS:	NOTES:
<input type="checkbox"/> Y <input type="checkbox"/> N/A	<input type="checkbox"/> Y <input type="checkbox"/> N/A	<input type="checkbox"/> Y <input type="checkbox"/> N	Fish Condition	
<input checked="" type="checkbox"/> Y <input type="checkbox"/> N/A	<input type="checkbox"/> Y <input type="checkbox"/> N/A	<input checked="" type="checkbox"/> Y <input type="checkbox"/> N	Meter/Measuring Device	<i>6/2016 - meter installed</i>
<input type="checkbox"/> Y <input type="checkbox"/> N/A	<input type="checkbox"/> Y <input type="checkbox"/> N/A	<input type="checkbox"/> Y <input type="checkbox"/> N	Water Use Reporting	
<input type="checkbox"/> Y <input type="checkbox"/> N/A	<input type="checkbox"/> Y <input type="checkbox"/> N/A	<input type="checkbox"/> Y <input type="checkbox"/> N	SWL (Month)	
<input type="checkbox"/> Y <input type="checkbox"/> N/A	<input type="checkbox"/> Y <input type="checkbox"/> N/A	<input type="checkbox"/> Y <input type="checkbox"/> N	Dedicated MMS tube	
<input type="checkbox"/> Y <input type="checkbox"/> N/A	<input type="checkbox"/> Y <input type="checkbox"/> N/A	<input type="checkbox"/> Y <input type="checkbox"/> N	Well Id	
<input type="checkbox"/> Y <input type="checkbox"/> N/A	<input type="checkbox"/> Y <input type="checkbox"/> N/A	<input type="checkbox"/> Y <input type="checkbox"/> N	Other:	
<input type="checkbox"/> Y <input type="checkbox"/> N/A	<input type="checkbox"/> Y <input type="checkbox"/> N/A	<input type="checkbox"/> Y <input type="checkbox"/> N	C-date: <i>Oct. 1 2010</i>	EXT C-Date: <i>Oct. 1 2020</i> <i>9/8/2020</i>

**REVIEW OF MAP: (Only the changes approved)**

CW	PR		Notes:
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Verify POA/POD Location (New Only)	
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Verify POU (New only)	
<input type="checkbox"/>	<input type="checkbox"/>	POU clearly identified by Use Type/Certificate	
<input type="checkbox"/>	<input type="checkbox"/>	DLC/GOV'T LOT	
		<input type="checkbox"/> Original Cert Map for <i>unchanged</i> POU/POD/POA (Attached for Peer Reviewer/Data)	<input type="checkbox"/> Note Maps for Reference

**POD/POA/APOD/POA ONLY: RUN CAPACITY CALCULATOR AND SAVE CALCS TO APPLICATION FOLDER:**

POD/POA-NEW/ADD'T	AUTHORIZE D RATE	CLAIM RATE	CALCULATED RATE	NOTES:
Well	0.087	0.087	0.87	

**DETERMINATION:**

CW	PR	DOCUMENT	NOTES:
<input type="checkbox"/>	<input type="checkbox"/>	LETTER FOR CLARIFICATION	
<input type="checkbox"/>	<input type="checkbox"/>	DRAFT (PLEASE EXPLAIN)	
<input type="checkbox"/>	<input type="checkbox"/>	PROPOSED	
<input type="checkbox"/>	<input type="checkbox"/>	FINAL	
<input type="checkbox"/>	<input type="checkbox"/>	PROPOSED ORDER TO CANCEL	

**FINAL CHECKS: Review your document; BEFORE printing proposed for Support**

CW	PR	DID YOU CHECK?	NOTES:
<input type="checkbox"/>	<input type="checkbox"/>	DATA REVIEW	
		<input type="checkbox"/> POA/POD/DAM TABLES/DESCRIPTIONS	<input type="checkbox"/> PLACE OF USE TABLES, INCLUDING ACRES FOR GOV'T LOTS/DLC
<input type="checkbox"/>	<input type="checkbox"/>	SPELL CHECK DOC	
<input type="checkbox"/>	<input type="checkbox"/>	MAPS: Identified for Reference	
<input type="checkbox"/>		CERT NUMBER ISSUED:	
		Original Cert #      App	New Cert #
		Original Cert #      App	New Cert #
		Original Cert #      App	New Cert #
		Original Cert #      App	New Cert #

**EXTRAS: BEFORE Printing your Final Certificate**

CW	PR	DID YOU CHECK?	NOTES:
<input type="checkbox"/>	<input type="checkbox"/>	DATA REVIEW COMMENTS UPDATED	
<input type="checkbox"/>	<input type="checkbox"/>	SPELL CHECKED DOC	

**CASEWORKER REVIEW COMMENTS:**

**PEER REVIEWER COMMENTS:**



**Oregon**  
Kate Brown, Governor

**Water Resources Department**

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

December 23, 2020

Carl Berg  
PO Box 1030  
Sisters, OR 97759

On December 7, 2020, the Water Resources Department received the Claim of Beneficial Use (COBU) for the following Transfer(s):

T-10481

The COBU included a report and map. The Department hopes to review your submittal within approximately 2 - 4 years. At that time we will review these items and provide a final certificate, proposed certificate, or a request for additional information.

If you are interested in having your COBU reviewed sooner, you may pay to have your file processed immediately, using the Reimbursement Authority program, which is described at:

<https://www.oregon.gov/OWRD/programs/WaterRights/RA/Pages/Certificate.aspx>

For all other questions please call our Customer Service phone: (503) 986-0900.

If you sell the property, please contact the Department, or have the new owners contact the Department about the need to file an assignment.

cc: file  
Michele Sims, CWRE.

# Checklist for Claims of Beneficial Use Received at CSG Counter

Application #	WRD Reviewer <i>CM</i>
Transfer # <i>10481</i>	
Date Received <i>12-7-2020</i>	
CWRE Name <i>Michele Sims</i>	

Priority Date: *1994*  
 Fees Required:

*Waiting on check*

YES NO A fee of \$200 must accompany this form for permits with priority dates of July 9, 1987, or later.

**YES** NO A fee of \$200 must accompany this form for any transfers including a water right with a priority date of July 9, 1987, or later.

Example – A transfer involves 5 rights and one of the rights has a priority date of July 9, 1987, or later, the fee is required.

Fill in App or Transfer Number

## Map Review:

- Map on polyester film (OAR 690-014-0170(1) & 310-0050(1)(b))
- Application & permit #; or transfer # (OAR 690-014-0100(1))
- Disclaimer (OAR 690-014-0170(5))
- North arrow (OAR 690-310-0050(2)(c))
- CWRE stamp and signature (OAR 690-014 & 310-0050)
- Appropriate scale (1" = 1320', 1" = 400', or the original full-size scale of the county assessor map) (014 & 310)
- Township, range, section, and tax lot numbers (OAR 690-310-0050(4))

**MONEY SLIP**

DATE:		RECEIPT #:	
RECEIVED FROM:		APPLICATION:	
		PERMIT	
		TRANSFER	
CASH	CHECK #	OTHER (IDENTIFY)	TOTAL RECEIVED \$
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<b>0283 TREASURY 4178 MISC CASH ACCT</b>			
0427	COPIES		\$
	OTHER (IDENTIFY)		\$
<b>0243 POWER LICENSE 0244 MISC WATER METER FEE 0245 CORR WATER</b>			
<b>0483 TREASURY 4278 WWD OPERATING ACCT</b>			
MISCELLANEOUS			
0407	COPY & TAPE FEES	<i>4611</i>	\$
0410	RESEARCH FEES		\$
0408	MISC REVENUE (IDENTIFY)		\$
TC-18	DEPOSIT FUND (IDENTIFY)		\$
0248	EXTENSION OF TERM		\$
WATER RIGHTS			
0201	SURFACE WATER	EXAM FEE	RECORD FEE
0203	GROUND WATER		
0205	TRANSFER		
WELL CONSTRUCTION			
0219	WELL DRILL CONSTRUCTION	EXAM FEE	RECORD FEE
	LABORER'S RESID		
0200	OTHER (IDENTIFY)	<i>COBU</i>	<i>2000.00</i>
<b>0487 TREASURY 0487 HYDROELECTRIC</b>			
0225	POWER LICENSE FEE (FANWRD)	LIC NUMBER	\$
0221	HYDRO LICENSE FEE (FANWRD)		\$
HYDRO APPLICATION			
			\$

SPECIAL INSTRUCTIONS:

RETURN TO APPLICANT – LETTER ATTACHED

## Report Review:

- On form provided by the Department (OAR 690-014-0100(1))
- Application & permit #; or transfer # (OAR 690-014)
- Ownership information (OAR 690-014) *facilitating land owner*
- Date of survey (OAR 690-014)
- Person interviewed (OAR 690-014)
- County (OAR 690-014)
- CWRE stamp and signature (OAR 690-014-0100)
- Signature(s) of all permittee of transfer holder (OAR 690-014-0100)

## Groundwater File Review: *NA*

Pump Test Required? YES NO Pump Test Submitted? YES NO\*

\*If no, include pump test flyer w/acknowledgment letter



Michele Sims &lt;sims.mw@gmail.com&gt;

**T10481****CLARK Gerald E \* WRD** <Gerald.E.Clark@oregon.gov>

Mon, Nov 30, 2020 at 10:44 AM

To: Michele Sims &lt;sims.mw@gmail.com&gt;

Cc: MIDDLETON Cory M \* WRD &lt;Cory.M.Middleton@oregon.gov&gt;, FERRELL Judith A \* WRD &lt;Judith.A.Ferrell@oregon.gov&gt;

**RECEIVED****DEC 07 2020****OWRD**

Michele,

We are doing fine over here. I think you may be right about interesting times being a curse. Hopefully, the end is in sight. Hope you and your family are safe and well!

You are correct that the receiving landowner should sign the Claim. This is a nuance that our CSG Staff may not be aware of. I know it was a point of confusion for me.

OAR 690-380-5130(4) indicates that at the time that the transfer order is issued to approve the change, the receiving landowner becomes a transfer holder of record.

OAR 690-380-5130(4) When approval of a transfer for a change in place of use moves the water use subject to transfer to lands owned by another owner, the order shall contain the name and address of the receiving landowner and the Department's records shall be changed to show the receiving landowner as the transfer holder. It shall be the responsibility of the receiving landowner to complete the transfer.

In the case of T-10481, the Department considers the current transfer holder of record to be Carl Berg (the receiving landowner).

Please submit the Claim along with a copy of this message. Sorry for the inconvenience.

Please let me know if you have any follow-up questions.

Take care.

Gerry

Gerry Clark

He/Him/His

Oregon Water Resources Dept.

725 Sumner St NE, Suite A

Salem, OR 97301

RE: Transfer T-10481

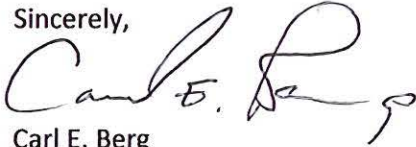
December 14, 2020

Cory Middleton or to whom it may concern:

I am resending a check in the amount of \$200.00 for the Claim of Beneficial Use for the above referenced file. I have been in contact with Michele Sims, CWRE and she has advised me to re-send in the check that you had returned.

Thank you for your attention to this matter.

Sincerely,



Carl E. Berg

RECEIVED

17 2020

OWRD

STATE OF OREGON  
**WATER RESOURCES DEPARTMENT**

725 Summer St. N.E. Ste. A  
 SALEM, OR 97301-4172  
 (503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **134172**

INVOICE # \_\_\_\_\_

RECEIVED FROM: Carl + Steph Berg  
 BY: Investments

APPLICATION \_\_\_\_\_  
 PERMIT \_\_\_\_\_  
 TRANSFER T-10481

CASH:  CHECK: # 1878 OTHER: (IDENTIFY) \_\_\_\_\_

TOTAL REC'D \$ 200.00

**1083 TREASURY 4170 WRD MISC CASH ACCT**

0407 COPIES \$ \_\_\_\_\_  
 OTHER: (IDENTIFY) \$ \_\_\_\_\_  
 0243 I/S Lease \_\_\_\_\_ 0244 Muni Water Mgmt. Plan \_\_\_\_\_ 0245 Cons. Water \_\_\_\_\_

**4270 WRD OPERATING ACCT**

**MISCELLANEOUS** 46111

0407 COPY & TAPE FEES \$ \_\_\_\_\_  
 0410 RESEARCH FEES \$ \_\_\_\_\_  
 0408 MISC REVENUE: (IDENTIFY) \_\_\_\_\_ \$ \_\_\_\_\_  
 TC162 DEPOSIT LIAB. (IDENTIFY) \_\_\_\_\_ \$ \_\_\_\_\_  
 0240 EXTENSION OF TIME \$ \_\_\_\_\_

**WATER RIGHTS:**

0201 SURFACE WATER	EXAM FEE	0202	RECORD FEE
0203 GROUND WATER	\$ _____	0204	\$ _____
0205 TRANSFER	\$ _____		

**WELL CONSTRUCTION**

0218 WELL DRILL CONSTRUCTOR	EXAM FEE	0219	LICENSE FEE
LANDOWNER'S PERMIT	\$ _____	0220	\$ _____

0200 OTHER (IDENTIFY) COB4 \$ 200.00

**0536 TREASURY 0437 WELL CONST. START FEE**

0211 WELL CONST START FEE \$ \_\_\_\_\_ CARD # \_\_\_\_\_  
 0210 MONITORING WELLS \$ \_\_\_\_\_ CARD # \_\_\_\_\_  
 OTHER (IDENTIFY) \_\_\_\_\_

**0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER**

0233 POWER LICENSE FEE (FW/WRD) \$ \_\_\_\_\_  
 0231 HYDRO LICENSE FEE (FW/WRD) \$ \_\_\_\_\_  
 HYDRO APPLICATION \$ \_\_\_\_\_

**TREASURY OTHER / RDX**

FUND \_\_\_\_\_ TITLE \_\_\_\_\_  
 OBJ. CODE \_\_\_\_\_ VENDOR # \_\_\_\_\_  
 DESCRIPTION \_\_\_\_\_ \$ \_\_\_\_\_

RECEIPT: **134172**

DATED: 12-17-2020 BY: [Signature]

# CLAIM OF BENEFICIAL USE for Transfer with Multiple Changes - Groundwater



Oregon Water Resources Department  
725 Summer Street NE, Suite A  
Salem, Oregon 97301-1266  
(503) 986-0900  
[www.oregon.gov/OWRD](http://www.oregon.gov/OWRD)

RECEIVED  
NOV 10 2020  
OWRD

A fee of \$200 must accompany this form for any Transfer final orders including a water right with a priority date of July 9, 1987, or later.

Example – A transfer involves 5 rights and one of the rights has a priority date of July 9, 1987, or later, the fee is required.

A separate form shall be completed for each transfer.

This form is subject to revision. **Begin each new claim** by checking for a new version of this form at: <https://www.oregon.gov/OWRD/Forms/Pages/default.aspx>

The completion of this form is required by OAR 690-014-0100(1) and 690-014-0110(4).

Please type or print in dark ink. If this form is found to contain errors or omissions, it may be returned to you. **Every item must have a response.** If any requested information does not apply to the claim, insert "NA." **Do not delete or alter any section of this form unless directed by the form.** The Department may require the submittal of additional information from any water user or authorized agent.

"Section 7" of this form is intended to aid in the completion of this form and should not be submitted.\

A claim of beneficial use includes both this report and a map. If the map is being mailed separately from this form, please include a note with this form indicating such.

If you have questions regarding the completion of this form, please call 503-986-0900 and ask for the Certificate Section.

The Department has a program that allows it to enter into a voluntary agreement with an applicant for expedited services. Under such an agreement, the applicant pays the cost to hire additional staff that would not otherwise be available. This program means a certificate may be issued in about a month. For more information on this program see:

<https://www.oregon.gov/OWRD/programs/WaterRights/RA/Pages/default.aspx>

## GENERAL INFORMATION

### Type of Authorized Change

This Claim is being submitted for a transfer involving multiple changes.

Mark all that apply:

1.  Change in POA(s) or Additional POA(s)      2.  Change in Place of Use  
3.  Change in Character of Use

*A separate section will be completed for each type of change authorized in the transfer final order.*

### 1. File Information

APPLICATION #

T-10481

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YES  
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2. Property Owner (current owner information)

APPLICANT/BUSINESS NAME <b>Carl Berg</b>		PHONE NO. <b>541-815-4310</b>	ADDITIONAL CONTACT NO.	
ADDRESS <b>POB 1030</b>				
CITY <b>Sisters</b>	STATE <b>OR</b>	ZIP <b>97759</b>	E-MAIL <b>drcarlsisvet@gmail.com</b>	

If the current property owner is not the transfer holder of record, it is recommended that an assignment be filed with the Department. ***Each transfer holder of record must sign this form.***

3. Transfer holder of record (this may, or may not, be the current property owner)

TRANSFER HOLDER OF RECORD <b>Same as above</b>		
ADDRESS		
CITY	STATE	ZIP

4. Date of Site Inspection:

<b>9/8/2020</b>
-----------------

5. Person(s) interviewed and description of their association with the project:

NAME	DATE	ASSOCIATION WITH THE PROJECT
<b>Jose Sanchez</b>	<b>9/8/2020</b>	<b>Irrigation installer</b>

6. County:

<b>Deschutes</b>
------------------

7. If any property described in the place of use of the transfer final order is excluded from this report, identify the owner of record for that property (ORS 537.230(5)):

OWNER OF RECORD <b>NA</b>		
ADDRESS		
CITY	STATE	ZIP

Add additional tables for owners of record as needed

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**DEC 07 2020 NOV 10 2020**  
**OWRD OWRD**

**SECTION 2  
SIGNATURES**

CWRE Statement, Seal and Signature

The facts contained in this Claim of Beneficial Use are true and correct to the best of my knowledge.



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CWRE NAME <b>Michele Wright Sims</b>		PHONE NO. <b>541-408-4777</b>	ADDITIONAL CONTACT NO.	
ADDRESS <b>14865 Checkrein</b>				
CITY <b>Sisters</b>	STATE <b>OR</b>	ZIP <b>97759</b>	E-MAIL <b>sims.mw@gmail.com</b>	

Transfer Holder of Record Signature or Acknowledgement

***Each*** transfer holder of record must sign this form in the space provided below.

The facts contained in this Claim of Beneficial Use are true and correct to the best of my knowledge. I request that the Department issue a water right certificate.

SIGNATURE	PRINT OR TYPE NAME	TITLE	DATE
	CARL E. BERGER	OWNER	10/22/20

**SECTION 3**  
**Changes Made**

**Note: The Claim only needs to describe the changes that were authorized in the transfer final order.**

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**Change #1**

**Change in POA(s) or Additional POA(s)**

Did the transfer order authorize a change in the points of appropriation or additional points of appropriation?

**QWRD**  
**YES**

**1. New or additional point of appropriation name or number:**

POINT OF APPROPRIATION (POA) NAME OR NUMBER (CORRESPOND TO MAP)	WELL LOG ID # FOR ALL WORK PERFORMED ON THE WELL (IF APPLICABLE)	WELL TAG # (IF APPLICABLE)	SOURCE (IF LISTED IN TRANSFER FINAL ORDER)
Well	DESC57601	L49658	Whychus Creek (Squaw Cr)

Attach each well log available for the well (include the log for the original well and any subsequent alterations, reconstructions, or deepenings)

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If well logs are available, items A and B below can be deleted

**QWRD**

**A. If well logs are not available, provide as much of the following information as possible:**

CASING DIAMETER	CASING DEPTH	TOTAL DEPTH	COMPLETION DATE OF ORIGINAL WELL	COMPLETION DATES OF ALTERATIONS	WHO THE WELL WAS DRILLED FOR	WELL DRILLED BY
See log						

**B. In addition to the information requested in item "A" above, provide any other information which may help the Department locate any well logs associated with this appropriation.**

See log

**2. Variations:**

Was the use developed differently from what was authorized by the transfer final order, or extension final?

**NO**

If yes, describe below.

(e.g. "The order allowed three new/additional points of appropriation. The water user only developed one of the points.")

NA

3. Claim Summary:

NEW OR ADDITIONAL POA NAME OR #	MAXIMUM RATE AUTHORIZED	CALCULATED THEORETICAL RATE BASED ON SYSTEM	AMOUNT OF WATER MEASURED
Well	0.059 cfs	0.087 cfs	NA

**System Description**

Are there multiple new or additional Points of Appropriation (POA)? **NO**

If "YES" you will need to copy and complete either Section A or B in this Section for each POA.

POA Name or Number this section describes (only needed if there is more than one):

Well

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**A. POA System Information**

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Provide the following information concerning the point of appropriation. Information provided must describe the equipment used to appropriate water from the point of appropriation.

1. Pump Information (Well)

MANUFACTURER	MODEL	SERIAL NUMBER	TYPE (CENTRIFUGAL, TURBINE OR SUBMERSIBLE)	INTAKE SIZE	DISCHARGE SIZE
Grundfos		unknown	submersible		2"

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2. Motor Information

MANUFACTURER	HORSEPOWER
Franklin	7.5

**OWRD**

3. Theoretical Pump Capacity

HORSEPOWER	OPERATING PSI	LIFT FROM SOURCE TO PUMP *IF A WELL, THE WATER LEVEL DURING PUMPING	LIFT FROM PUMP TO PLACE OF USE	TOTAL PUMP OUTPUT (IN CFS)
7.5	50 psi	478'	4'	0.087

4. Provide pump calculations:

$$Q = \frac{(7.5)(7.04)}{478' + 127' + 4'} = 0.087 \text{ cfs}$$

5. Measured Pump Capacity (using meter if meter was present and system was operating)

INITIAL METER READING	ENDING METER READING	DURATION OF TIME OBSERVED	TOTAL PUMP OUTPUT (IN CFS)
NA			

Reminder: For pump calculations use the reference information at the end of this document.

6. Additional notes or comments related to the system:

Water is pumped from the well, then into the pond. From the pond, water is pumped into the distribution system (2 hp pump). Well and pond are shared with neighbor (see T-10480)

**B. Groundwater Source Information (Well and Sump)**

1. Is the appropriation from a dug well (sump)? NO

Change #2

Change in Place of Use

Did the transfer order authorize a change in the place of use? YES

1. Claim Summary – Authorized Use:

If Irrigation or Nursery Use:

THE # OF ACRES ALLOWED	THE # OF ACRES DEVELOPED
4.72	4.72

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If the new use(s) was not irrigation or nursery:

NEW USE(S)	WAS THE NEW PLACE OF USE DEVELOPED TO THE FULL EXTENT AUTHORIZED UNDER THE ORDER? (INCLUDE THE LOCATION OF THE DEVELOPED PLACE USE ON THE CLAIM MAP)
	NA
	NA

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2. Variations:

Was the use developed differently from what was authorized by the transfer final order? NO

If yes, describe below.

(e.g. "The order authorized a change in place of use for 40 acres. The water user only developed 38 acres.")

NA

**Change #3**

**Change in Character of Use**

Did the transfer order authorize a change in character of use? **NO**

**SECTION 4**

**CONDITIONS**

All conditions contained in the transfer final order, or any extension final order shall be addressed. Reports that do not address all performance related conditions will be returned.

**1. Time Limits:**

Describe how the water user has complied with each of the development timelines established in the transfer final order and any extensions of time issued for the transfer:

	DATE FROM TRANSFER	DATE THE AUTHORIZED CHANGES WERE COMPLETED *THIS DATE MUST FALL BETWEEN THE "ISSUANCE DATE" AND THE "COMPLETENESS DATE"
ISSUANCE DATE	9/15/2009	
COMPLETENESS DATE FROM ORDER (C)	(10/1/2010) 10/1/2020	9/8/2020 meter installed, water applied

\* MUST BE WITHIN PERIOD BETWEEN TRANSFER FINAL ORDER, OR ANY EXTENSION FINAL ORDER ISSUANCE AND THE DATE TO COMPLETE THE CHANGE

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**2. Is there an extension final order(s)?** **YES**  
If "NO", you may delete the following table.

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If for a transfer extension order, provide the following information:

VOLUME	PAGE	DATE EXTENDED TO
81	852	10/1/2015
95	854	10/1/2020

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**3. Measurement Conditions:**

a. Does the transfer final order, or any extension final order require the installation of a meter or other approved measuring device? **YES** **DEC 07 2020**

**OWRD**

**Reminder: If a meter or approved measuring device was required, the COBU map must indicate the location of the device in relation to the point of appropriation.**

b. Has a meter been installed? **YES**

**c. Meter Information**

POA NAME OR #	MANUFACTURER	SERIAL #	CONDITION (WORKING OR NOT)	CURRENT METER READING	DATE INSTALLED
Well	Hunter Flow-Sync		working		6/2016

*If a meter has been installed, items d through f relating to this section may be deleted.*

4. Recording and reporting conditions
- a. Is the water user required to report the water use to the Department? **NO**
5. Other conditions required by the transfer final order or extension final order:
- a. Were there special well construction standards? **NO**
- b. Was submittal of a ground water monitoring plan required? **NO**
- c. Other conditions? **NO**

If "YES" to any of the above, identify the condition and describe the water user's actions to comply with the condition(s):

NA

**SECTION 5  
ATTACHMENTS**

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Provide a list of any additional documents you are attaching to this report:

ATTACHMENT NAME	DESCRIPTION
Well log	DESC57601

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## SECTION 6

### CLAIM OF BENEFICIAL USE MAP

The Claim of Beneficial Use Map must be submitted with this claim. Claims submitted without the Claim of Beneficial Use map will be returned. The map shall be submitted on poly film at a scale of 1" = 1320 feet, 1" = 400 feet, or the original full-size scale of the county assessor map for the location.

The changes that were authorized under the transfer final order must be mapped based on the developed locations; new or additional points of appropriation and place of use.

In cases where the order involved additional points of appropriation, the additional points should be mapped based on their developed locations. The original points of appropriation should be mapped based on the original right of record at the time the transfer final order was issued.

In cases where the order involved changing the place of use for a portion of a water right, the portion of the place of use being changed should be mapped based on the developed location. If the transfer also included portions of the place of use that were not being modified, but were receiving a new or additional point of appropriation, the place of use for those lands should be mapped based on the original right of record at the time the transfer final order was issued.

Provide a general description of the survey method used to prepare the map. Examples of possible methods include, but are not limited to, a traverse survey, GPS, or the use of aerial photos. If the basis of the survey is an aerial photo, provide the source, date, series and the aerial photo identification number.

Original site mapping with Topcon HiperLite+ GPS system. Place of use mapping completed in 2020 with BadElf Surveyor GPS. Additional information from GoogleEarth aerial images dated 7/27/2018.

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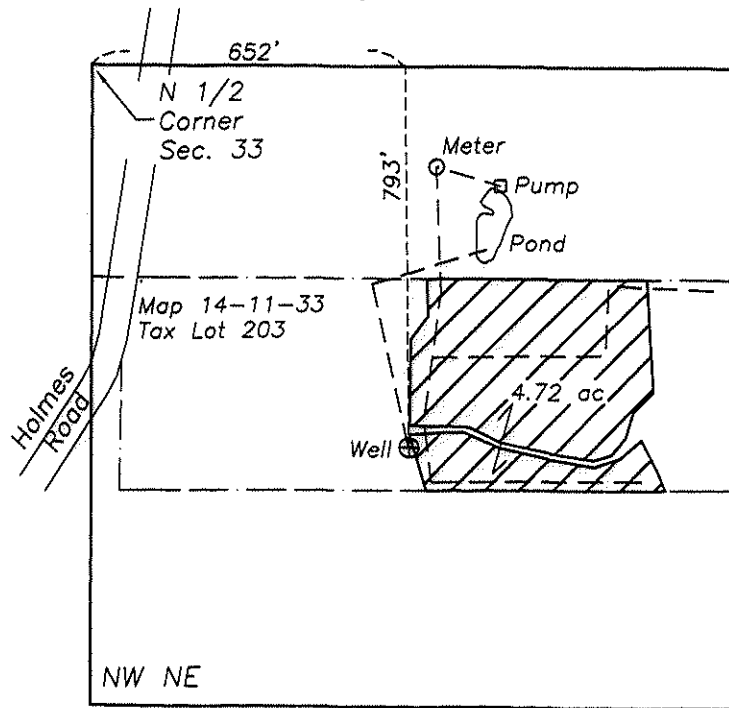
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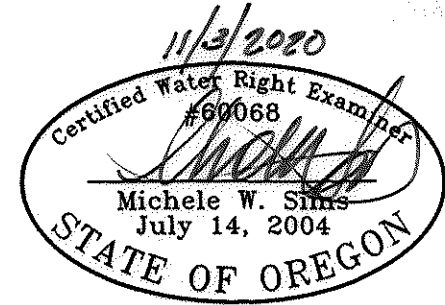
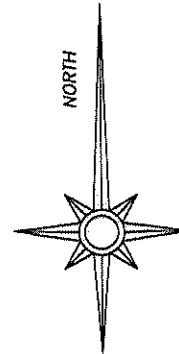
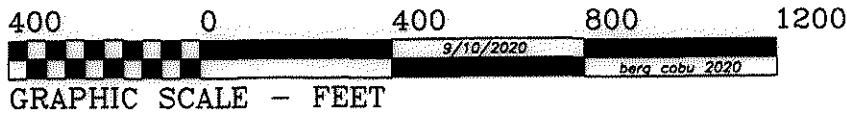
NOV 10 2020

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# Claim of Beneficial Use T-10481



Section 33  
T14S R11E, W.M.  
Deschutes Co., OR



Renewal date: 6/30/2022

Point of Appropriation

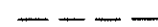
793' South and 652' East from North 1/4  
Corner Section 33



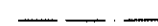
Water beneficially used T-10481  
(Priority date March 10, 1994)



Well



Mainline



Tax Lot boundary

This map is for the purpose of identifying the location of the water right. It is not intended to provide legal dimensions or locations of property ownership lines.

## Map Checklist

Please be sure that the map you submit includes ALL the items listed below.  
(Reminder: Incomplete maps and/or claims may be returned.)

- Map on polyester film
- Appropriate scale (1" = 400 feet, 1" = 1320 feet, or the original full-size scale of the county assessor map)
- Township, Range, Section, Donation Land Claims, and Government Lots
- If irrigation, number of acres irrigated within each projected Donation Land Claims, Government Lots, Quarter-Quarters
- Locations of fish screens and/or fish by-pass devices in relationship to point of diversion
- Locations of meters and/or measuring devices in relationship to point of diversion or appropriation
- Conveyance structures illustrated (pumps, reservoirs, pipelines, ditches, etc.)
- Point(s) of diversion or appropriation (illustrated and coordinates)
- Tax lot boundaries and numbers
- Source illustrated if surface water
- Disclaimer ("This map is not intended to provide legal dimensions or locations of property ownership lines")
- Application and permit number or transfer number
- North arrow
- Legend
- CWRE stamp and signature

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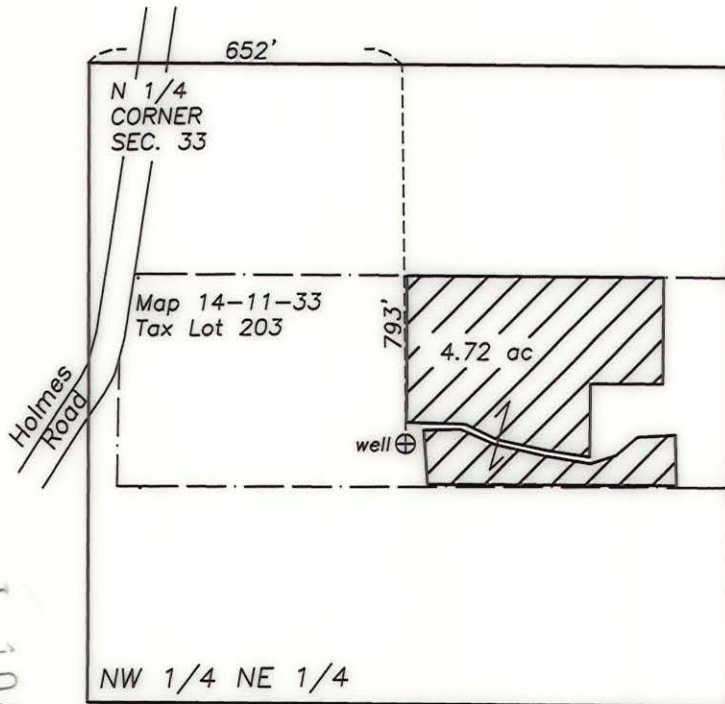
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NOV 10 2020

OWRD

# Water Right Transfer "On" Map



Water Right to transfer on to land (Certificate No. 82985, priority date March 10, 1994)

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**OCT 24 2007**

**WATER RESOURCES DEPT** 10/1/2007  
**SALEM, OREGON**



Renewal date: 6/30/2008

1 10480  
1 10481

T14S, R11E, W.M.  
Deschutes Co., OR



GRAPHIC SCALE - FEET

THIS MAP IS FOR THE PURPOSE OF IDENTIFYING THE LOCATION OF THE WATER RIGHT. IT IS NOT INTENDED TO PROVIDE LEGAL DIMENSIONS OR LOCATIONS OF PROPERTY OWNERSHIP LINES.

Desc 57601

DESC 57601

STATE OF OREGON WATER SUPPLY WELL REPORT

(as required by ORS 537.765)

WELL I.D. # L 49658

START CARD # 180707

Instructions for completing this report are on the last page of this form.

(1) LAND OWNER Name Carl Berry, Well Number, Address 69550 Holmes Rd., City Sisters, State OR, Zip 97759

(2) TYPE OF WORK New Well, Deepening, Alteration, Abandonment, Conversion

(3) DRILL METHOD Rotary Air, Rotary Mud, Cable, Auger, Cable Mud, Other

(4) PROPOSED USE Domestic, Community, Industrial, Irrigation, Thermal, Injection, Livestock, Other

(5) BORE HOLE CONSTRUCTION Special Construction, Depth of Completed Well 640 ft., Explosives used

Table with columns: BORE HOLE (Diameter, From, To, Material), SEAL (From, To, Sacks or Pounds)

How was seal placed: Method A, B, C, D, E, Other packed clay, Backfill placed from, Gravel placed from

(6) CASING/LINER Table with columns: Diameter, From, To, Gauge, Steel, Plastic, Welded, Threaded

Drive Shoe used Inside, Outside, None, Final location of shoe(s)

(7) PERFORATIONS/SCREENS Perforations, Screens, Method, Type, Material

Table with columns: From, To, Slot Size, Number, Diameter, Tele/pipe size, Casing, Liner

(8) WELL TESTS: Minimum testing time is 1 hour, Pump, Bailer, Air, Flowing Artesian

Yield gal/min, Drawdown, Drill stem at, Time

Temperature of water, Depth Artesian Flow Found, Was a water analysis done?, Did any strata contain water not suitable for intended use?, Depth of strata

(9) LOCATION OF WELL (legal description) County Deschutes, Tax Lot 203, Township 14, Range 11, Section 33

Lat, Long (degrees or decimal)

Street Address of Well (or nearest address) 69550 Holmes Rd.

(10) STATIC WATER LEVEL 478 ft. below land surface, Date 7/23/06, Artesian pressure

(11) WATER BEARING ZONES Table with columns: From, To, Estimated Flow Rate, SWL

(12) WELL LOG Table with columns: Material, From, To, SWL, Date Started, Completed

(unbonded) Water Well Constructor Certification, I certify that the work I performed on the construction, deepening, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards.

WWC Number 1371, Date 8/20/06, Signed [Signature]

(bonded) Water Well Constructor Certification, I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above.

WWC Number 1371, Date 08/20/06, Signed [Signature]



Oregon

Kate Brown, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

November 18, 2020

Carl Berg  
PO Box 1030  
Sisters, OR 97759

RE: Transfer T-10481

Dear Permit Holders,

On November 10, 2020, the Department received the Claim of Beneficial Use that you submitted for the above referenced file.

The Department is returning your Claim at this time for the following reason:

1. The Claim was not signed by all the permit holders of record. The permit is currently in the name of Linda and Stan Stenstavold. Our rules require that all permit holders of record sign the Claim form. Please have both Linda and Stan Stenstavold sign the Claim or file an Assignment to have the permit assigned to Carl Berg.

Enclosed you will find your Claim materials and check in the amount of \$200.00

If you have any additional questions, please feel free to contact me at 503-986-0801.

Sincerely,

Cory Middleton  
Water Rights Customer Service

cc: file  
Michele Wright Sims, CWRE.  
Linda & Stan Stenstavold

enclosures

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

In the Matter of Extension of Time                    )     FINAL ORDER APPROVING AN  
Application for Transfer Application                )     EXTENSION OF TIME  
T-10481, Deschutes County                         )

**Authority**

OAR 690-380-6020 establishes an application process and criteria for the review of extensions of time for the completion of changes authorized under water right transfers.

**Applicant**

CARL E. BERG  
PO BOX 1030  
SISTERS, OR 97759

**Findings of Fact**

1. On April 6, 2015, the Department received an application for a second extension of time for water right Transfer Application T-10481 from Carl E. Berg, the receiving land owner identified in the transfer applicant.
2. The Water Resources Department issued an order approving Transfer Application T-10481 and recorded it in Special Order Volume 78, at Page 898 - 901. The order set a transfer completion date of October 1, 2010.
3. On September 9, 2010, the Department issued an order extending the completion date to October 1, 2015. This extension approval was record in the records of the Department at Volume 81, Pages 852 – 853.
4. Since approval of the transfer, the receiving land owner has marked the property lines and has cleared the land to which the water will be applied.
5. To fully complete the change it will be necessary for the receiving land owner to install an irrigation system, install a totalizing flow and apply water to 4.72 acres of land.
6. The applicant has requested that the time for completion of beneficial use be extended to October 1, 2020.

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.


**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 previous orders extending the completion date for Transfer Application T-10481 and the requested time is reasonable.

**Now, therefore, it is ORDERED:**

The time for completion of beneficial use authorized by T-10481 shall be extended to October 1, 2020.

Dated at Salem, Oregon this 26 day of May, 2015.

  
\_\_\_\_\_  
Dwight French, Water Right Services Administrator, for  
THOMAS M. BYLER, DIRECTOR  
Mailing date:           MAY 27 2015



# Oregon

Kate Brown, Governor

## Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone (503) 986-0900

Fax (503) 986-0904

[www.wrd.state.or.us](http://www.wrd.state.or.us)

May 26, 2015

Carl E. Berg  
PO Box 1030  
Sisters, OR 97759

Reference: File T-10481

We have received your application for extension of the time limit to make complete application of water under T-10481. We also have your check in the amount of \$575.00. A copy of receipt number 115418 is enclosed.

The application indicates reasonable diligence toward completion of the proposed project. The time limit to make complete application of water is extended to October 1, 2020. The order approving the extension was entered May 26, 2015, at Volume 95, Pages 854-855.

If you have any questions, please contact the transfer section at 503-986-0898.

Sincerely,

Bethanie Williamson  
Water Right Services Support  
Transfers and Conservation Section

enclosure





Transfer 10481

APPLICATION FOR EXTENSION OF TIME FOR TRANSFER OF WATER RIGHT

A summary of review criteria and procedures that are generally applicable to these applications is available at [http://www.oregon.gov/owrd/pubs/docs/forms/transfer\\_extension\\_criteriareview.pdf](http://www.oregon.gov/owrd/pubs/docs/forms/transfer_extension_criteriareview.pdf)

To the WATER RESOURCES DIRECTOR OF OREGON:

I/We, Carl E. Berg (Name of Applicant)

of PO BOX 1030, Sisters (Mailing Address) (City)

state of Oregon, 97759, (541) 815-4310 (Zip Code) (Phone Number)

do hereby make application for an extension of time within which to complete a change in:

point of diversion/appropriation  place of use character of use

of water under the terms of an order of the Water Resources Director entered on 15 Sept, 20 09, approving Transfer 10481, in the name of Stan and Linda Stensstovold

for Carl E. Berg 69550 Holmes Road

PO BOX 1030 Sisters, OR 97759

(Give location of your property, as shown on the order approving the transfer)

THE FOLLOWING HAS BEEN accomplished toward completion of the change within the time allowed, which expired on October 1, 20 15:

have not been able to complete any tasks (ie. Flow meter, irrigation system), due to economic conditions; we have marked our property lines and cleared trees; we dont have irrigation system in place  
(If for irrigation, how many acres total are now irrigated) For the 4.72 acres

TO FULLY COMPLETE the change, it will be necessary to accomplish the following:

meeting conditions of transfer - installation of totalizing flow meter and installation of an irrigation system to utilize the H<sub>2</sub>O

I AM UNABLE TO COMPLETE the change under the terms of the order, within the time allowed, because of the cost to put in a pond and irrigation system during this economic period... The economic outlook is improving and we think we will be able to complete the project in the next few years  
And request that the time for completion be extended to October 1, 20 20.

Carl E. Berg  
(Signature of applicant)

In order for an application to be complete, it must be accompanied by the required fee. See the Department's fee schedule at <http://www.oregon.gov/OWRD/> or call (503) 986-0900.

MAIL COMPLETED APPLICATION AND FEE TO:

Water Resources Department  
725 Summer Street NE, Suite A  
Salem, OR 97301-1271

RECEIVED BY OWRD  
APR 06 2015  
SALEM, OR



# Oregon

Theodore R. Kulongoski, Governor

## Water Resources Department

North Mall Office Building  
725 Summer Street NE, Suite A  
Salem, OR 97301-1266  
503-986-0900  
FAX 503-986-0904

September 10, 2010

### Applicant

STAN & LINDA STENSTADVOLD  
70955 HOLMES ROAD  
SISTERS, OR 97759

### Receiving Landowner

CARL BERG  
PO BOX 1030  
SISTERS, OR 97759

REFERENCE: File Transfer 10481

We have received your application for extension of the time limit to make complete application of water under Transfer T-10481. We also have your check in the amount of \$500.00. Receipt number #100940 is enclosed.

The application indicates reasonable diligence toward completion of the proposed project. The time limit to make complete application of water is extended to October 1, 2015. The order approving the extension was entered September 9, 2010, at Volume 81, Page 852.

If you have any questions, please contact the transfer section at 503-986-0883.

Sincerely,

Sarah Henderson  
Executive Support

cc: Watermaster #11  
Michele Sims, CWRE

enclosure



**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-10481, Deschutes County, Oregon            )

FINAL ORDER APPROVING AN  
EXTENSION OF TIME

**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 9<sup>th</sup> day of September, 2010

*William E. Feber*  
AR Phillip C. Ward, Director

Mailing date: SEP 13 2010



# Oregon

Theodore R. Kulongoski, Governor

Water Resources Department  
North Mall Office Building  
725 Summer Street NE, Suite A  
Salem, OR 97301-1266  
503-986-0900  
FAX 503-986-0904

September 18, 2009

STAN & LINDA STENSTADVOLD  
70955 HOLMES RD  
SISTERS OR 97759

REFERENCE: Transfer Application T-10481

Enclosed is a copy of the final order approving your water right transfer application.

The time allowed to complete the transfer is specified in the final order. YOU SHOULD GIVE PARTICULAR ATTENTION TO THE TIME LIMIT. The water right for any portion of the authorized change in character of use or change in place of use NOT carried out within the time allowed will be lost.

An extension of the time limit can be allowed only upon a showing that diligent effort has been made to complete the actual change(s) within the time allowed.

You are required to hire a Certified Water Rights Examiner (CWRE) to complete a Claim of Beneficial Use report and map which must be submitted to this Department within one year of the date you complete the change(s) or within one year of the completion date authorized in the transfer final order, whichever occurs first.

If you have any questions related to the approval of this transfer, you may contact me by telephone at (503) 986-0883 or by e-mail at [Sarah.A.Henderson@wrд.state.or.us](mailto:Sarah.A.Henderson@wrд.state.or.us).

Sincerely,

Sarah Henderson  
Executive Support  
Field Services Division

cc: Watermaster Dist. #11  
Michele Sims, CWRE  
Carl Berg

Enclosure





**Certificate:** 84174 in the name of STAN M. STENSTADVOLD, LINDA J. STENSTADVOLD AND STEPHEN M. SPARKS (perfected under Permit G-12711)

**Use:** IRRIGATION of 4.72 ACRES

**Priority Date:** MARCH 10, 1994

**Rate:** 0.058 CUBIC FOOT PER SECOND (cfs)

**Season of Use:** March 1 through October 31 of each year

**Limit/Duty:** The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3 acre-feet per acre for each acre irrigated during the irrigation season of each year.

**Sources:** WELLS within the Deschutes Basin

**Authorized Points of Appropriation:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
14 S	11 E	WM	11	SW NW	1350 FEET SOUTH AND 440 FEET EAST FROM THE NW CORNER OF SECTION 11
14 S	11 E	WM	11	SW NW	2570 FEET SOUTH AND 45 FEET EAST FROM THE NW CORNER OF SECTION 11

**Authorized Place of Use:**

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
14 S	11 E	WM	11	SW NW	4.72

6. Transfer Application T-10481 proposes to move the authorized point of appropriation approximately 4 miles south from the existing points of appropriation to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
14 S	11 E	WM	33	NW NE	793 FEET SOUTH AND 652 FEET EAST FROM THE N¼ CORNER OF SECTION 33

7. Transfer Application T-10481 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
14 S	11 E	WM	33	NW NE	4.72

8. Notice of the application for transfer was published on November 6, 2007, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.

9. On May 8, 2009, the Department mailed a copy of the *draft* Preliminary Determination proposing to approve Transfer Application T-10481 to the applicants. The *draft* Preliminary Determination set forth a deadline of June 10, 2009, for the applicants to respond. The applicants requested that the Department proceed with issuance of a Preliminary

Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.

10. On July 16, 2009, the Department issued a Preliminary Determination proposing to approve Transfer Application T-10481 and mailed a copy to the applicants. Additionally, notice of the Preliminary Determination for the transfer application was published on the Department's weekly notice on July 21, 2009, and in the Nugget newspaper on July 29, August 5 and August 12, 2009, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notice.
11. This application is being processed concurrently with T-10480, which also propose changes to Certificate 84174.

***Transfer Review Criteria (OAR 690-380-4010)***

12. Water has been used within the last five years. There is no information in the record that would demonstrate that the right is subject to forfeiture under ORS 540.610.
13. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing rights were present within the five-year period prior to submittal of Transfer Application T-10481.
14. The proposed change would not result in enlargement of the right.
15. The proposed change would not result in injury to other water rights.

**Conclusions of Law**

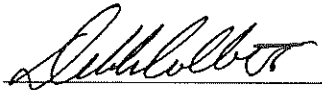
The change in point of appropriation and change in place of use proposed in Transfer Application T-10481 is consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000.

**Now, therefore, it is ORDERED:**

1. The change in point of appropriation and change in place of use proposed in application T-10481 is approved.
2. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificate 84174 and any related decree.
3. Water right certificate 84174 is cancelled. A new certificate will be issued describing that portion of the right not affected by this transfer nor involved in T-10480.
4. The quantity of water diverted at the new point of appropriation, shall not exceed the quantity of water lawfully available at the original point of appropriation.
5. Water use measurement conditions:

- a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of appropriation.
  - b. The water user shall maintain the meters or measuring devices in good working order.
  - c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.
6. Water shall be acquired from the same aquifer (water source) as the original point of appropriation.
  7. The former place of use of the transferred right shall no longer receive water under the right.
  8. The approved change(s) shall be completed and full beneficial use of the water shall be made on or before **October 1, 2010**. A Claim of Beneficial Use prepared by a Certified Water Rights Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the change(s) and full beneficial use of the water.
  9. When satisfactory proof of the completed changes is received, a new certificate confirming the right transferred will be issued.

Dated at Salem, Oregon this 15<sup>th</sup> day of September, 2009.

  
Phillip C. Ward, Director

Mailing date: SEP 21 2009

**STATE OF OREGON  
WATER RESOURCES DEPARTMENT**

725 Summer St. N.E. Ste. A  
SALEM, OR 97301-4172  
(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **100940**

INVOICE # \_\_\_\_\_

RECEIVED FROM: Carly & Steph Berg  
BY: Investments

APPLICATION	
PERMIT	
TRANSFER	<u>7-10481</u>

CASH:  CHECK:#  1240 OTHER: (IDENTIFY)

TOTAL REC'D \$ 500.00

**1083 TREASURY 4170 WRD MISC CASH ACCT**

0407	COPIES	\$
_____	OTHER: (IDENTIFY)	\$
0243 I/S Lease	_____	
0244 Muni Water Mgmt. Plan	_____	
0245 Cons. Water	_____	

**4270 WRD OPERATING ACCT**

MISCELLANEOUS			
0407	COPY & TAPE FEES	\$	
0410	RESEARCH FEES	\$	
0408	MISC REVENUE: (IDENTIFY)	\$	
TC162	DEPOSIT LIAB. (IDENTIFY)	\$	
0240	EXTENSION OF TIME <u>for transfer</u>	\$	<u>500.00</u>
WATER RIGHTS:			
0201	SURFACE WATER	EXAM FEE	RECORD FEE
0203	GROUND WATER	\$	0202 \$
0205	TRANSFER	\$	0204 \$
WELL CONSTRUCTION			
0218	WELL DRILL CONSTRUCTOR	EXAM FEE	LICENSE FEE
	LANDOWNER'S PERMIT	\$	0219 \$
			0220 \$
_____	OTHER (IDENTIFY)		

**0536 TREASURY 0437 WELL CONST. START FEE**

0211	WELL CONST START FEE	\$	CARD #
0210	MONITORING WELLS	\$	CARD #
_____	OTHER (IDENTIFY)		

**0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER**

0233	POWER LICENSE FEE (FW/WRD)	\$
0231	HYDRO LICENSE FEE (FW/WRD)	\$
_____	HYDRO APPLICATION	\$

**\_\_\_\_\_ TREASURY OTHER / RDX**

FUND	_____	TITLE	_____
OBJ. CODE	_____	VENDOR #	_____
DESCRIPTION	_____		\$

RECEIPT: **100940**

DATED: 8-25-10 BY: [Signature]



Transfer 10481

APPLICATION FOR EXTENSION OF TIME FOR TRANSFER OF WATER RIGHT

A summary of review criteria and procedures that are generally applicable to these applications is available at [www.wrd.state.or.us/publication/reports/index.shtml](http://www.wrd.state.or.us/publication/reports/index.shtml).

To the WATER RESOURCES DIRECTOR OF OREGON: I/We, Carl Berg

(Name of Applicant) of PO BOX 1030, Sisters, (Mailing Address) (City) state of Oregon, 97759, (541) 923-3033, (Zip Code) (Phone Number) (815-4310 cell)

do hereby make application for an extension of time within which to complete a change in:  point of diversion/appropriation  place of use  character of use of water under the terms of an order of the Water Resources Director entered on 15 Sept., 2009, approving Transfer 10481, in the name of Stan and Linda Stenstadvoid, for Carl Berg 69550 Holmes Road PO BOX 1030 Sisters, OR 97759 (Give location of your property, as shown on the order approving the transfer)

THE FOLLOWING HAS BEEN accomplished toward completion of the change within the time allowed, which expired on October 1, 2010: (lie flow meter, irrigation system) uncompleted my tasks d/o current economic conditions; we have marked our property lines and have cleared most of the land for which the H2O will be applied; we don't have a full irrigation system in (If for irrigation, how many acres total are now irrigated) place for the 4.72 acres

TO FULLY COMPLETE the change, it will be necessary to accomplish the following: next conditions of transfer - installation of totalizing flow meter and installation of an irrigation system to use the H2O

I AM UNABLE TO COMPLETE the change under the terms of the order, within the time allowed, because of the cost to put in a pond and irrigation system during this economic period; we do think we will be able to complete the project over the next few years. And request that the time for completion be extended to October 1, 2015.

(Signature of applicant) Carl Berg

In order for an application to be complete, it must be accompanied by the required fee. See the Department's fee schedule at [www.wrd.state.or.us](http://www.wrd.state.or.us) or call (503) 986-0900.

MAIL COMPLETED APPLICATION AND FEE TO: Water Resources Department 725 Summer Street NE, Suite A Salem, OR 97301-1271

RECEIVED AUG 25 2010 WATER RESOURCES DEPT SALEM, OREGON



# Oregon

Theodore R. Kulongoski, Governor

Water Resources Department  
725 Summer Street NE, Suite A  
Salem, OR 97301-1271  
503-986-0900  
FAX 503-986-0904

## INTEROFFICE MEMO

FORWARD TO: Kelly Starnes DATE: 7/14/2008

FIELD PROCESSOR WORKING ON THIS TRANSFER

FROM: \_\_\_\_\_ WATERMASTER, DISTRICT # \_\_\_\_\_  
X \_\_\_\_\_ GROUNDWATER SECTION

(SIGNATURE) K. Lite date signed 7/14/2008  
signed by injury reviewer

SUBJECT: **WATER RIGHT TRANSFER #** 10481

A change in: POU **POD** POA **USE** of water.

In the name(s) of Stan & Linda Stenstadvoid

In my opinion (assuming the right is valid), the proposed change

MAY BE MADE WITHOUT INJURY WOULD RESULT IN INJURY\* to an existing water right.

\*The approval of this transfer application would result in injury to other water rights because

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

The existing right may not be valid because

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Headgate notices HAVE HAVE NOT Been issued for diversion from the source(s) which serve(s) this right.

If for change in point of diversion, is there any intervening point(s) for diversion between the authorized and proposed points of diversion? (Yes or No) \_\_\_\_\_

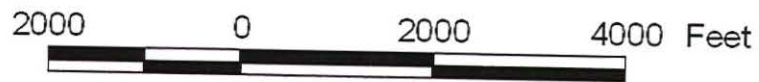
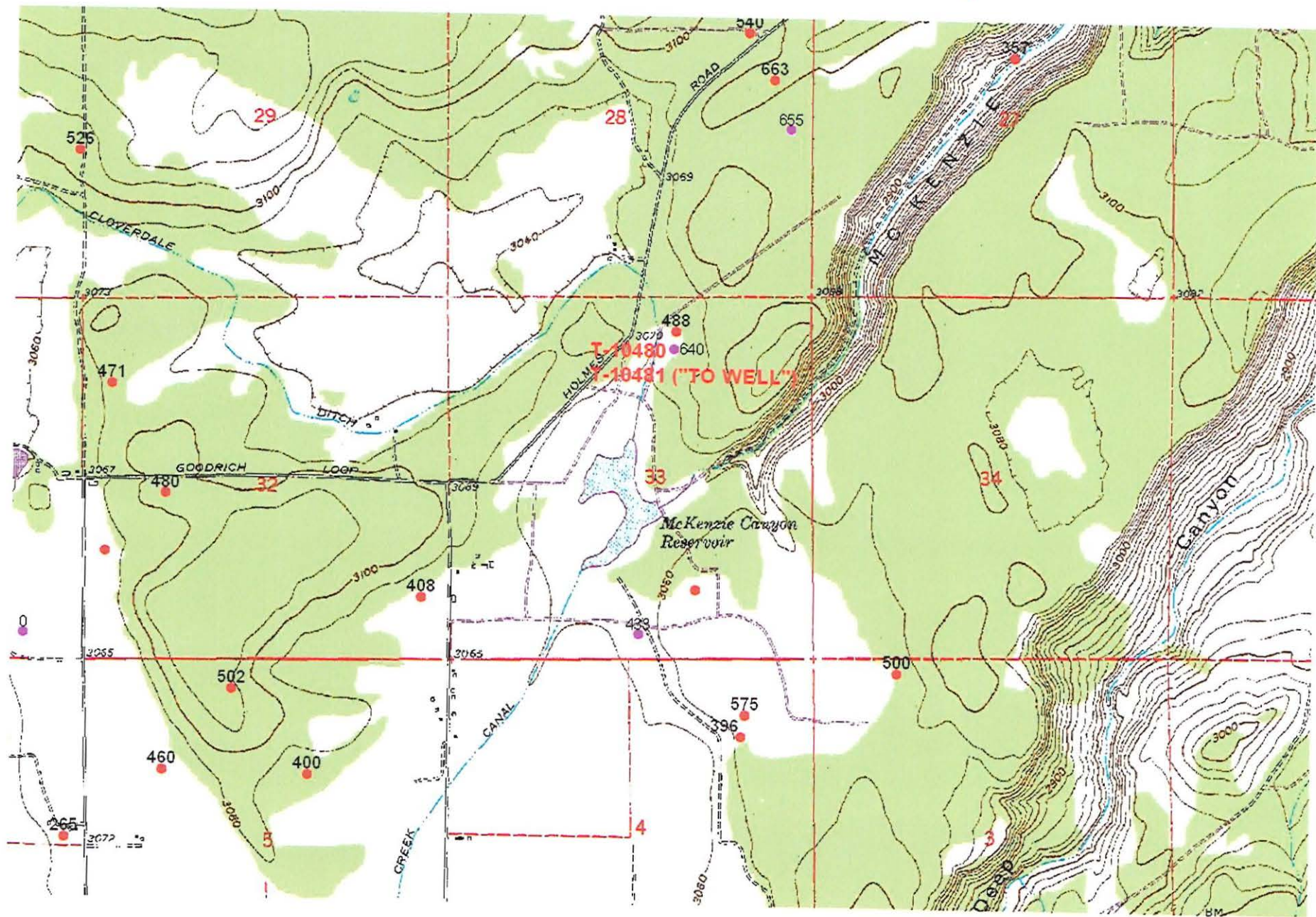
In my opinion, the order approving the subject transfer application should include the following in regard to the appropriator installing suitable measuring devices in the diversion works:

\_\_\_\_\_ (1) PRIOR to the diverting of water at the new point of diversion . . .

\_\_\_\_\_ (2) WHEN IN the judgement of the watermaster it becomes necessary . . .

The enclosed copy of the transfer application and map(s) is for your records.

# T-10480 & T-10481: Henkle Butte Quadrangle



# WATER RESOURCES DEPARTMENT MEMORANDUM

DATE 7/14/2008

APPLICATION\_NUMBER T 10481  
 OWNER STENSTADVOLD  
 AMOUNT\_REQUESTED 26.5 GPM NUMBER\_OF\_WELLS 1 BASIN DESCHUTES  
 QUADRANGLE\_MAP\_1 HENKLE BUTTE SUB\_BASIN DESCHUTES  
 COUNTY DESCHUTES

WELL\_# 1 WELL\_LOG\_STATUS DRILLED, LOG AVAILABLE POA\_AMOUNT 20 GPM  
 WELL\_LOG\_NUMBER DESC 57601 DPN\_LOG\_1  
 TOWNSHIP 14S RANGE 11E SECTION 33 QQQ ABC

PROPOSED\_LEGAL\_LOCATION 793 FEET SOUTH AND 652 FEET EAST FROM THE N1/4 CORNER, SECTION 33

DISTANCE\_FROM\_STREAM\_1 11,600 FEET STREAM\_1 WHYCHUS CREEK  
 DISTANCE\_FROM\_STREAM\_2 STREAM\_2

PROPOSED\_WELL\_DEPTH

WELL\_ELEV 3070 STREAM\_ELEV 2790 WELL\_ELEV\_minus\_STREAM\_ELEV 280  
 WELL\_DEPTH 640 SWL 478  
 SEAL\_DEPTH 28 SWL\_DATE 7/23/2006  
 CASING\_DEPTH 28 FIRST\_WATER\_DEPTH 478  
 LINER\_DEPTH 462 WELL\_TEST\_1\_TYPE AIR  
 PERFORATIONS\_SCREEN\_1 YIELD\_1 50 GPM  
 PERFORATIONS\_SCREEN\_2 DRAWDOWN\_1  
 AQUIFER\_TYPE UNCONFINED DURATION\_1 1 HR

HYDRAULIC\_CONNECTION NOT AT NEAREST REACH

DIVISION\_9\_FINDING

ZONE\_OF\_IMPACT

CONDITIONED\_WATER\_RIGHTS\_IN\_AREA YES

OTHER\_NEARBY\_WATER\_RIGHTS G-14928, G-14451, G-14928, G-16298

DENSITY\_OF\_NEARBY\_WELLS RURAL RESIDENTIAL, IRRIGATION

COMMENTS APPLICANT PROPOSES TO TRANSFER 26.5 GPM TO THE PROPOSED POA. WELL IS CONSTRUCTED INTO WATER BEARING ZONES WITHIN THE DESCHUTES FM. TRANSFER IS WITHIN THE SAME (REGIONAL) AQUIFER SYSTEM. WATER LEVEL IN THE "TO" WELL IS BELOW THE ELEVATION OF THE NEAREST SURFACE WATER SOURCE. "TO" WELL IS IN CLOSE PROXIMITY OF DESC 2039. "FROM" WELLS ARE DESC 9413 AND DESC 52005 (ON G-13640 & T-9509 - CERT 82985).

REFERENCES USGS WRI REPORT 00-4162; USGS WRI REPORT 02-4015; OWRD STATE OBSERVATION WELL DATA; HENKLE BUTTE AND CLINE FALLS QUADRANGLE MAPS; APPL. FILE T-10481; WELL REPORTS DESC 57601, DESC 52005, DESC 9413, AND DESC 2039.

STATE OF OREGON  
WATER WELL REPORT  
(as required by ORS 537.765)

11 OFF  
Desc  
9413

RECEIVED  
AUG 12 1994

7/24/94  
(START CARD) # 51600

Instructions for completing this report are on the last page of this form. SALEM, OREGON

(1) OWNER: Well Number #1  
Name John Bryan  
Address 555 Bryant St #244  
City Palo Alto State Ca Zip 94301

(2) TYPE OF WORK  
 New Well  Deepening  Alteration (repair/recondition)  Abandonment

(3) DRILL METHOD:  
 Rotary Air  Rotary Mud  Cable  Other

(4) PROPOSED USE:  
 Domestic  Community  Industrial  Irrigation  
 Thermal  Injection  Livestock  Other

(5) BORE HOLE CONSTRUCTION:  
Special Construction approval  Yes  No Depth of Completed Well 404 ft.  
Explosives used  Yes  No Type Amount

HOLE			SEAL			
Diameter	From	To	Material	From	To	Sacks or pounds
12"	0	19	Bentonite	0	19	14
8"	19	404				

How was seal placed: Method  A  B  C  D  E  
 Other Poured down dry

Backfill placed from \_\_\_ ft. to \_\_\_ ft. Material  
Gravel placed from \_\_\_ ft. to \_\_\_ ft. Size of gravel

(6) CASING/LINER:

Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
Casing: 8"	+1	-19	250	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Liner: 6"	-4	-404	188	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Final location of shoe(s)

(7) PERFORATIONS/SCREENS:

Perforations Method Factory Perfect  
 Screens Type Material

From	To	Slot size	Number	Diameter	Tele/pipe size	Casing	Liner
324	404	3/16	960	6"		<input type="checkbox"/>	<input checked="" type="checkbox"/>

(8) WELL TESTS: Minimum testing time is 1 hour

<input checked="" type="checkbox"/> Pump	<input type="checkbox"/> Bailor	<input type="checkbox"/> Air	Flowing
Yield gal/min	Drawdown	Drill stem at	Artesian
40-50	50'	395	1 hr.
62	62		1 hr.

Temperature of water \_\_\_\_\_ Depth Artesian Flow Found \_\_\_\_\_  
Was a water analysis done?  Yes By whom \_\_\_\_\_  
Did any strata contain water not suitable for intended use?  
 Salty  Murky  Odor  Colored  Other \_\_\_\_\_  
Depth of strata: \_\_\_\_\_

(9) LOCATION OF WELL by legal description:  
Debetates Latitude Longitude  
Township 14S N or S Range 11E E or W. WM.  
Section 0 1/4 1/4  
Tax Lot 105 Lot Block Subdivision  
Street Address of Well (or nearest address)  
71100 Holmes Rd Sisters 70965

(10) STATIC WATER LEVEL:  
310 ft. below land surface. Date 4/26/94  
Artesian pressure lb. per square inch. Date

(11) WATER BEARING ZONES:  
Depth at which water was first found 311

From	To	Estimated Flow Rate	SWL
311	342	15GPM	
342	391	10-15GPM	
391	404	30-40GPM	

(12) WELL LOG:  
Ground Elevation \_\_\_\_\_

Material	From	To	SWL
Sandy Top Soil	0	3	
Tan Sandstone	3	41	
Brown Sandstone	41	87	
Red Sandstone	87	123	
Grey Sandstone	123	129	
Brown Sandstone	129	146	
Light Tan Sandstone	146	157	
Brown Basalt, some fract	157	194	
Brown Sandstone	194	241	
Brown Cong. Large Gravel	241	281	
Red Sandstone	281	311	
Brown Conglomerate W/B	311	342	
Grey Basalt W/layers			
Conglomerate W/B	342	391	
Red Cinders W/B	391	404	

Date started 4/24/94 Completed 4/26/94  
(unbonded) Water Well Constructor Certification:

I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

Signed Robert Buckner WWC Number 1385 Date 8-5-94

(bonded) Water Well Constructor Certification:

I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

Signed Robert Buckner WWC Number 1385 Date 8-5-94

RECEIVED

OCT 24 2017

WATER RESOURCES DEPT  
SALEM, OREGON

1 10480

For Official Use Only by The Oregon Water Resources Department:

RECEIVED

MAY 07 2004

County Well Log ID#

DESC 9413

Well Identification Tag #

L 71248

WATER RESOURCES DEPT.  
SALEM, OREGON

APPLICATION FOR WELL IDENTIFICATION TAG

LANDOWNER INFORMATION

(This well is well # 2 of 2 wells on the property)

Owner's Name:

John Bryan

Mailing Address:

PO Box 2067

City:

Sisters

State:

OR

Zip:

97759

Send Well Tag to (realtor or other party name & address):

Susan Lester, R.E. Broker

WINDERMERE / C.O. R.R. 61510 S. Hwy 97, Bend, OR 97702

WELL LOCATION INFORMATION

County:

Deschutes

Township:

14

North or South (circle one)

Range:

11

East or West (circle one)

Section:

11

SW 1/4 NW 1/4

Tax Lot #:

125

Street Address of Well:

The well log is not correct as to today's address of the home, note: it is 70955 Holmes Rd Sisters, OR 97759

WELL INFORMATION (Do not complete if well report is attached. Information on locating well reports is on reverse.)

Type of Well (i.e. domestic, irrigation, etc):

Both

Date Well Constructed:

8-5-94

Well Constructor/Company:

See attached well log

Well Depth (in feet):

Diameter of Well Casing (in inches):

Landowner Who Had Well Constructed or Previous Owner at the Time Well was Constructed (if known):

John Bryan

Other Information:

note 2nd well tag application

Mail form to: Oregon Water Resources Department, 725 Summer St. NE, Suite A, Salem, OR 97301-1271, or fax to 503-986-0902.

RECEIVED

OCT 24 2007

WATER RESOURCES DEPT  
SALEM, OREGON

1 10480

DESC 52005 OFF

NOV 02 1998

STATE OF OREGON WATER SUPPLY WELL REPORT WATER RESOURCES DEPT. (as required by ORS 537.740) SALEM, OREGON

WELL I.D. # L 29205 START CARD # 114509

(1) OWNER: Well Number \_\_\_\_\_ Name John Bryan Address P.O. Box 12067 City Sisters State OR Zip 97759

(2) TYPE OF WORK: [X] New Well [ ] Deepening [ ] Alteration (repair/recondition) [ ] Abandonment

(3) DRILL METHOD: [X] Rotary Air [ ] Rotary Mud [ ] Cable [ ] Auger [ ] Other

(4) PROPOSED USE: [X] Domestic [ ] Community [ ] Industrial [ ] Irrigation [ ] Thermal [ ] Injection [ ] Livestock [ ] Other

(5) BORE HOLE CONSTRUCTION: Special Construction approval [ ] Yes [X] No Depth of Completed Well 620 ft. Explosives used [ ] Yes [X] No Type \_\_\_\_\_ Amount \_\_\_\_\_

Table with columns: HOLE, SEAL, Diameter, From, To, Material, From, To, Seals or pounds. Includes handwritten entries for Bentonite and 10 seals.

How was seal placed: Method [ ] A [ ] B [ ] C [ ] D [ ] E [ ] Other Poured in dry Backfill placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Material \_\_\_\_\_ Gravel placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Size of gravel \_\_\_\_\_

Table for casing/liner with columns: Diameter, From, To, Gauge, Steel, Plastic, Welded, Threaded. Includes handwritten entries for casing and liner.

Final location of shoe(s) \_\_\_\_\_

(7) PERFORATIONS/SCREENS: Table with columns: From, To, Slot size, Number, Diameter, Material, Type, Casing, Liner. Includes handwritten entries for perforations.

(8) WELL TESTS: Minimum testing time is 1 hour. [ ] Pump [ ] Bailor [X] Air [ ] Flowing Artesian. Yield analysis: 40, Drawdown: 0, Drill stem at: 615, Time: 10.

Temperature of water 50° Depth Artesian Flow Found \_\_\_\_\_ Was a water analysis done? [ ] Yes By whom \_\_\_\_\_ Did any strata contain water not suitable for intended use? [ ] Too little [ ] Salty [ ] Muddy [ ] Odor [ ] Colored [ ] Other \_\_\_\_\_ Depth of strata: \_\_\_\_\_

(9) LOCATION OF WELL by legal description: County Deschutes Latitude \_\_\_\_\_ Longitude \_\_\_\_\_ Township 14 N or S Range 11 E or W. WM. Section 11.3 SW 1/4 NW 1/4 Tax Lot 105 Lot \_\_\_\_\_ Block \_\_\_\_\_ Subdivision \_\_\_\_\_ Street Address of Well (or nearest address) 70955 Holms Rd. Sisters, OR 97759

(10) STATIC WATER LEVEL: 343 ft. below land surface. Date 10-20-98 Artesian pressure \_\_\_\_\_ lb. per square inch. Date \_\_\_\_\_

(11) WATER BEARING ZONES: Depth at which water was first found 352

Table with columns: From, To, Estimated Flow Rate, SWL. Includes handwritten data for water bearing zones.

(12) WELL LOG: Ground Elevation \_\_\_\_\_

Table for well log with columns: Material, From, To, SWL. Includes handwritten entries for soil, sandstone, lava, and cinders.

RECEIVED

OCT 24 2007

WATER RESOURCES DEPT SALEM, OREGON

Date started 10-16-98 Completed 10-20-98 (unbonded) Water Well Constructor Certification:

I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

Signed Jeff Handalke WWC Number \_\_\_\_\_ Date 10-27-98

(bonded) Water Well Constructor Certification: I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

Signed Doug Hill WWC Number 1255 Date 10-27-98

(out Parcel 3)  
**DESC 57601**

Desc 57601

**STATE OF OREGON**  
**WATER SUPPLY WELL REPORT**  
(as required by ORS 537.765)

WELL I.D.# 49658  
START CARD# 180707

Instructions for completing this report are on the last page of this form.

(1) **LAND OWNER** Well Number \_\_\_\_\_  
Name Carl Berg  
Address 69550 Holmes Rd.  
City SISTERS State OR Zip 97759

(2) **TYPE OF WORK**  New Well  
 Deepening  Alteration (repair/recondition)  Abandonment  Conversion

(3) **DRILL METHOD**  
 Rotary Air  Rotary Mud  Cable  Auger  Cable Mud  
 Other \_\_\_\_\_

(4) **PROPOSED USE**  
 Domestic  Community  Industrial  Irrigation  
 Thermal  Injection  Livestock  Other \_\_\_\_\_

(5) **BORE HOLE CONSTRUCTION** Special Construction:  Yes  No  
Depth of Completed Well 640 ft.  
Explosives used:  Yes  No Type \_\_\_\_\_ Amount \_\_\_\_\_

BORE HOLE			SEAL			
Diameter	From	To	Material	From	To	Sacks or Pounds
8"	0	22'	Bent.	0	28'	12 sacks
6"	468	640				

How was seal placed: Method  A  B  C  D  E  
 Other packed dry  
Backfill placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Material \_\_\_\_\_  
Gravel placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Size of gravel \_\_\_\_\_

Casing/Liner	Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
Casing	8"	+2	22'	1.25"	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Liner	6"	-2	462	1.22"	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Drive Shoe used  Inside  Outside  None  
Final location of shoe(s) \_\_\_\_\_

(7) **PERFORATIONS/SCREENS**  
 Perforations Method N/A  
 Screens Type \_\_\_\_\_ Material \_\_\_\_\_

From	To	Slot Size	Number	Diameter	Tele/pipe size	Casing	Liner
						<input type="checkbox"/>	<input type="checkbox"/>

(8) **WELL TESTS:** Minimum testing time is 1 hour  
 Pump  Bailor  Air  Flowing Artesian

Yield gal/min	Drawdown	Drill stem at	Time
2.5 gpm	5'	640	1 hr

Temperature of water 56° Depth Artesian Flow Found \_\_\_\_\_  
Was a water analysis done?  Yes By whom \_\_\_\_\_  
Did any strata contain water not suitable for intended use?  Yes  No  
 Salty  Muddy  Odor  Other \_\_\_\_\_  
Depth of strata: \_\_\_\_\_

(9) **LOCATION OF WELL (legal description)**  
County DeWitt  
Tax Lot 203 Lot \_\_\_\_\_  
Township 14 N of S Range 11 E of W WM  
Section 33 NW 1/4 NE 1/4

Lat \_\_\_\_\_ " or \_\_\_\_\_ (degrees or decimal)  
Long \_\_\_\_\_ " or \_\_\_\_\_ (degrees or decimal)  
Street Address of Well (or nearest address) 69550 Holmes Rd.

(10) **STATIC WATER LEVEL**  
478 ft. below land surface. Date 7/23/06  
\_\_\_\_\_ ft. below land surface. Date \_\_\_\_\_  
Artesian pressure N/A lb. per square inch Date \_\_\_\_\_

(11) **WATER BEARING ZONES** Depth at which water was first found 478 ft.

From	To	Estimated Flow Rate	SWL
478	640	50+gpm	478

(12) **WELL LOG** Ground Elevation \_\_\_\_\_

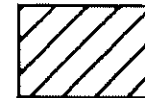
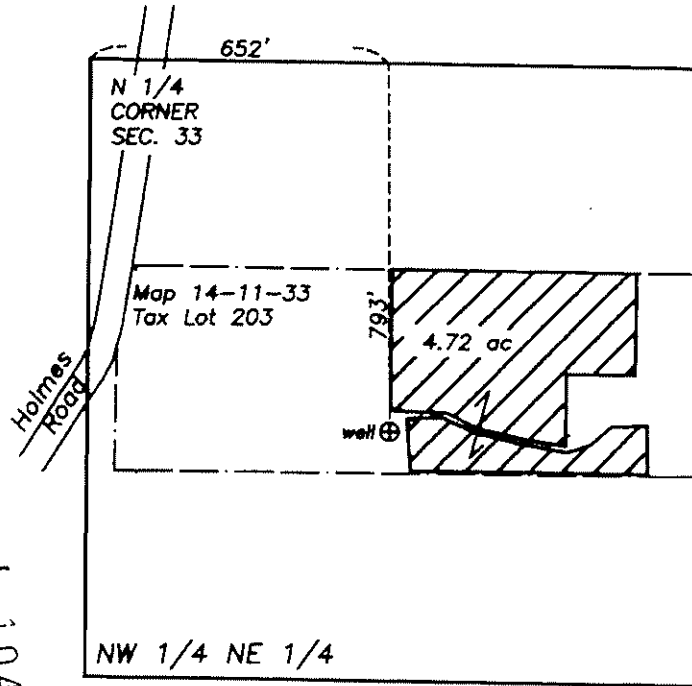
Material	From	To	SWL
TOP Soil	0	57	
Light Grey Sandstone Brown	57	62	
Light Grey Sandstone Brown	62	81	
Light Grey Sandstone Brown	81	216	
Light Grey Sandstone Brown	216	333	
Light Grey Sandstone Brown	333	435	
Light Grey Sandstone Brown	435	478	
Basalt Grey	478	640	478

Date Started 6/29/06 Completed 7/23/06

(unbonded) Water Well Constructor Certification  
I certify that the work I performed on the construction, deepening, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.  
WWC Number 1371 Date 8/20/06  
Signed Allen A. Brock

(bonded) Water Well Constructor Certification  
I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.  
WWC Number 1371 Date 08/20/06  
Signed Allen A. Brock

# Water Right Transfer "On" Map

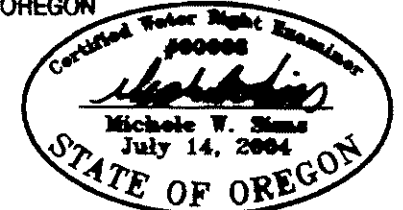
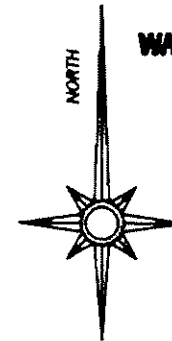


Water Right to transfer on to land (Certificate No. 82985, priority date March 10, 1994)

**RECEIVED**

OCT 24 2007

WATER RESOURCES DEPT. 10/1/2007  
SALEM, OREGON



Renewal date: 6/30/2008

1 10480  
1 10481

NW 1/4 NE 1/4

T14S, R11E, W.M.  
Deschutes Co., OR

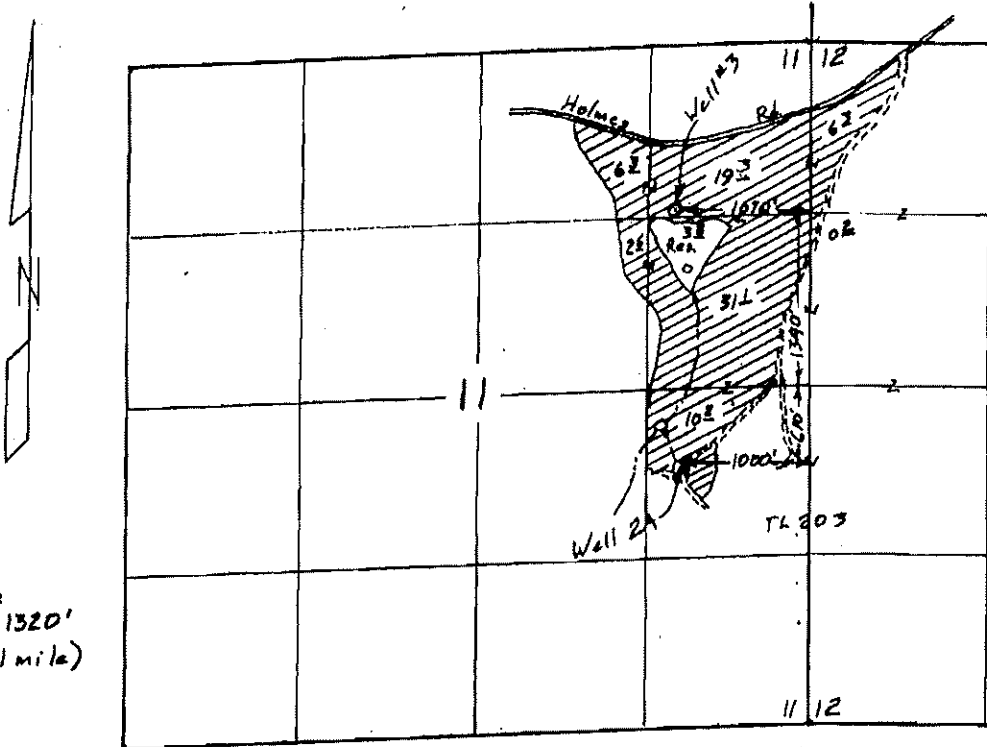
400 0 400 800 1200



GRAPHIC SCALE - FEET

THIS MAP IS FOR THE PURPOSE OF IDENTIFYING THE LOCATION OF THE WATER RIGHT. IT IS NOT INTENDED TO PROVIDE LEGAL DIMENSIONS OR LOCATIONS OF PROPERTY OWNERSHIP LINES.

TOWNSHIP 14 SOUTH, RANGE 11 EAST, W.M.



Scale  
1" = 1320'  
(4" = 1 mile)

Surveyed Feb 10, 2003 & Oct. 6, 2004

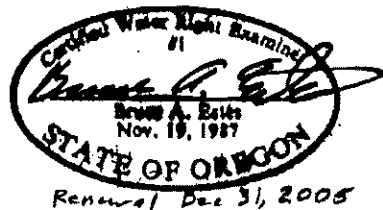
**RECEIVED**

**JUL 25 2005**

WATER RESOURCES DEPT.  
SALEM, OREGON

Claim of Beneficial Use Map  
for  
**STEVEN M. SPARKS REVOCABLE TRUST**

App G-13640  
Per G-12711  
T-9187  
& T-9509



This map is for the purpose of locating a water right only and has no intent to provide legal dimensions or the location of property lines.

**ESTES SURVEYS, LLC**

PO Box 17519  
Salem, OR 97308-7519  
(503) 585-7593

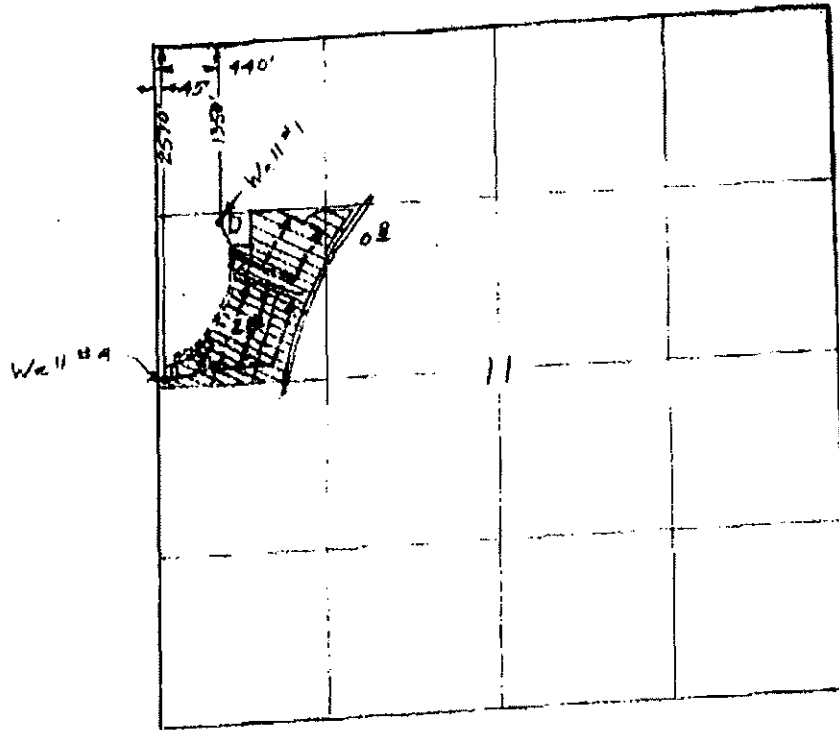
60382 Arnold Rd  
Bend, OR 97702  
(541) 368-7391

RECEIVED

FEB 22 2005

WATER RESOURCES DEPT  
SALEM, OREGON

TOWNSHIP 14 SOUTH, RANGE 11 EAST, W.T.M.



Scale 1" = 1320'

212 acres

Surveyed March 26 2003 & Oct 6, 2004

Claim of Beneficial Use Map  
for  
STAN STENSTADVOLD

App G- 13640  
Permit G- 12711  
T- 9187  
& T- 9509



Renewal Dec 31, 2009

This map is for the purpose of locating a water right only and has no intent to provide legal dimensions or the location of property lines.

**ESTES SURVEYS, LLC**

PO Box 17819  
Salem, OR 97306-7519  
(503) 685-7593

66382 Arnold Rd  
Salem, OR 97306  
(503) 388-7593

**Water Right Transfer Checklist**

Transfer T-10481

Transfer Specialist: SC Region Drawer *gwl*

Transfer Type: Regular

Applicant Name/Address: Stan & Linda Stenstadvold, 70955 Holmes Rd, Sisters, OR 97759

Agent Name/Address: NONE

CWRE Name/Number: Michele Sims #60068

Rec Landowner Name/Address: Carl Berg, PO Box 1030, Sisters, OR 97759

Irr. District Name/Address: NONE

Affected Gov'ts Name/Address: NONE

Commentors: Name/Address: NONE

**Water Rights Affected**

Records Marked	Records Copied	App File No. or Decree Name	Permit No.	Certificate No.	RR/CR Needed	RR/CR Nos.
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<u>G 13640</u>	<u>G 12711</u>	<u>82985</u> <i>84174</i>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<u>85813</u>
<input type="checkbox"/>	<input type="checkbox"/>				<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	<input type="checkbox"/>				<input type="checkbox"/> Yes <input type="checkbox"/> No	

*also rr for 10480*

**Key Dates & Initial Actions**

Rec'd: <u>10/24/07</u>	Proposed Action(s): POU POD HST APOD USE OTHER: POA/POU	
Fees Pd: <u>800.00</u>	WM District: <u>11</u>	ODFW District: <u>NONE</u>
Initial Notice: <u>11/06/07</u>	WM Review sent: <u>11/02/07</u>	ODFW Review sent: <u>NONE</u>
Acknowledgement Letter Sent <input checked="" type="checkbox"/>	GW Review sent: <u>11/02/07</u>	

**Processing Dates & Actions**

Deficiency Contacts: \_\_\_\_\_

Newspaper Pub Affid Due: \_\_\_\_\_

not required

DPD Mailed: \_\_\_\_\_

Affid of Pub Rec'd: \_\_\_\_\_

ODFW contact sheet sent with DPD, or  N/A

Last Day Published: 8/12/09 - FO dup 9/12/09

PD Mailed: \_\_\_\_\_

Affidavit Reminder Sent: \_\_\_\_\_

PD Weekly Notice: \_\_\_\_\_

Reminder Deadline: \_\_\_\_\_

**Preliminary Determination**

- Electronic Files uploaded
- PD Cover letter
- PD Notice
- File Assigned/ ModPod updated
- Preliminary Determination
- Fee Refund Due
- Remaining Rights

DPD Review (Optional)	PD Review (Salem)	Final Order Review (Salem)
Reviewer: _____	Reviewer: <i>gwl</i>	Reviewer: <i>gwl</i>
Date: _____	Date: _____	Date: _____
Coordinator: _____	Coordinator: _____	Coordinator: _____
Date: _____	Date: _____	Date: _____

Comments/Special Issues:

*Processing w/10480  
Simple APOA +POU*

*Combined notice*

Special Order Volume: Vol 78 Pages 898 Final Order Signature Date: 9-15-09  
 Notice of FO email'd to processors Vern

Application

- The type of change is clearly indicated.
- The application is appropriately signed.
- Appropriate fees were paid.  If overpayment, Refund Request to be sent with FO
- Land use form matches affected tax lots and is signed by proper official. *(from ALL affected Govt's)*
- Ditch company, district and/or BOR, sent a copy of the application and map, if appropriate.
- All required attachments received.

Water right subject to transfer

- Certificated right or Proof accepted "to the satisfaction..."
- The right been exercised according to terms & conditions of certificate.
- Delivery system has the capacity to fully divert the rate/duty of the right.
- No information in record that suggests forfeiture.
- No conflicts identified on the plat cards and plat card reports printed.
- Affidavits prepared for rights that need to be canceled or diminished.

Application Map

- The map has an original CWRE signature.
- The map size and scale accurate and appropriate per OAR 690-380-3100(1)(b)(c)&(d).
- All authorized and proposed POD's/POA's and POU's shown and clearly labeled.
- Metes and bounds for the POD's/POA's are properly described on the map.
- The POD/POA dimensions & 1/4 1/4 on map match the transfer application and certificate descriptions.
- Map acres match the tabulation on the certificate.
- Have final proof maps/decree maps for the rights.  Application map matches certificate FPS.
- Have necessary aerial photos.

Determining the "From" and "To" Lands *(make working copy of application and certificates to mark on)*

- Only the authorized POD's/POA's and POU's to be transferred are listed.
- Application & certificate tabulations match. *(Mark on appl. and cert. copies and note corrections needed)*
- Marked on certificate the acreage being transferred, cancelled and remaining by 1/4 1/4.

Ownership

- The deed/ROLI matches the "from" lands. (Don't need to check "to" lands.)
- Have current tax lot map. *(If transfer application is several years old, contact assessor's office)*
- The applicant is the owner of the "from" lands.
- All owners on the deed/ROLI have signed the application.
- If necessary, there is a notarized, signed statement of consent from landowners other than applicant.
- If necessary, there is a copy of written notification to each lien holder identified on ROLI.
- Agent has authorization to make decisions.

Evaluation *(materials needed for peer reviewer in bold)*

- application complete  map  FPS  evidence of use  land-use form
- deed/ROLI  certificate  fees paid  well logs  plat card
- audit  dpd

- Reviews/comments/conditions received?  Watermaster  ODFW  GW
- Headgate  When in the judgment  Prior to diverting  Existing and maintain
- Measuring Devices  When in the judgment  Prior to diverting  Existing and maintain
- Fish Screen Devices

Injury: Y  N  Enlargement: Y  N

Conditions to avoid enlargement/injury –



# Oregon

Theodore R. Kulongoski, Governor

## Water Resources Department

North Mall Office Building  
725 Summer Street NE, Suite A  
Salem, OR 97301-1266  
503-986-0900  
FAX 503-986-0904

July 16, 2009

STAN AND LINDA STENSTADVOLD  
70955 HOLMES RD.  
SISTERS, OR 97759

CARL BERG  
PO BOX 1030  
SISTERS, OR 97759

SUBJECT: Water Right Transfer Application T-10481

Please find enclosed the Preliminary Determination indicating that, based on the information available, the Department intends to approve application T-1048. This document is an intermediate step in the approval process; water may not be used legally as proposed in the transfer application until a Final Order has been issued by the Department. Please read this entire letter carefully to determine your responsibility for additional action.

A public notice is being published in the Department's weekly publication simultaneously with issuance of the Preliminary Determination. The notice initiates a 30-day period in which any person may file either a protest opposing the decision proposed by the Department in the Preliminary Determination or a standing statement supporting the Department's decision.

Because the new point of appropriation is more than ¼ mile from the authorized point of appropriation, the applicant is responsible for giving public notice of the transfer changes in a local newspaper having a general circulation in the area of the water right. The notice must be published at least once a week for three consecutive weeks. We have prepared the notice for you (enclosed). The deadline for individuals to file protests or standing statements is 30 days after the date of last publication. Please have the newspaper insert the date of last publication in the proper place.

After publication, the Department needs to receive an affidavit specifying the dates the notice was published. Please have the newspaper prepare and mail an original affidavit of publication to me at the address shown in the letterhead, by September 1, 2009.

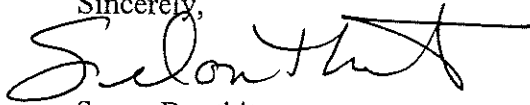
If no protest is filed, the Department will issue a Final Order consistent with the Preliminary Determination. You should receive a copy of the Final Order about 30 days after the close of the protest period.

If a protest is filed, the application may be referred to a contested case proceeding. A contested case provides an opportunity for the proponents and opponents of the decision proposed in the Preliminary Determination to present information and arguments supporting their position in a quasi-judicial proceeding.



Please do not hesitate to contact me at 503-986-0858 or  
Susan.M.Douthit@wrд.state.or.us if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Susan Douthit", with a long horizontal flourish extending to the right.

Susan Douthit  
Field Services Division

cc: Watermaster District #11  
CWRE, Michele Sims  
Deschutes County Community Development Department  
117 NW Lafayette, Bend Oregon 97701

encs

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

In the Matter of Transfer Application	)	PRELIMINARY DETERMINATION
T-10481, Deschutes County	)	PROPOSING APPROVAL OF A
	)	CHANGE IN POINT OF
	)	APPROPRIATION AND PLACE OF
	)	USE

**Authority**

ORS 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of appropriation, place of use, or character of use authorized under an existing water right. OAR Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

**Applicant**

STAN AND LINDA STENSTADVOLD  
70955 HOLMES RD.  
SISTERS, OR 97759

**Receiving Landowner**

CARL BERG  
PO BOX 1030  
SISTERS, OR 97759

**Findings of Fact**

**Background**

1. On October 24, 2007, STAN AND LINDA STENSTADVOLD filed an application to change the point of appropriation and place of use under Certificate 82985. The Department assigned the application number T-10481.
2. On November 1, 2007, the Department received an amended map identifying 4.72 involved in this transfer.
3. On July 21, 2008, Certificate 82985 was superseded by Certificate 84174.
4. On May 8, 2009, the applicant gave permission by phone for staff to adjust the "FROM" table to agree with the "TO" table in the application.
5. The portion of the right to be transferred is as follows:  
**Certificate:** 84174 in the name of STAN M. STENSTADVOLD, LINDA J. STENSTADVOLD AND STEPHEN M. SPARKS (perfected under Permit G-12711)  
**Use:** IRRIGATION of 4.72 ACRES

Pursuant to OAR 690-380-4030, any person may file a protest or standing statement within 30 days after the last date of publication of notice of this preliminary determination.

**Priority Date:** MARCH 10, 1994

**Rate:** 0.058 CUBIC FOOT PER SECOND (cfs)

**Season of Use:** March 1 through October 31 of each year

**Limit/Duty:** The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3 acre-feet per acre for each acre irrigated during the irrigation season of each year.

**Sources:** WELLS within the Deschutes Basin

**Authorized Points of Appropriation:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
14 S	11 E	WM	11	SW NW	1350 FEET SOUTH AND 440 FEET EAST FROM THE NW CORNER OF SECTION 11
14 S	11 E	WM	11	SW NW	2570 FEET SOUTH AND 45 FEET EAST FROM THE NW CORNER OF SECTION 11

**Authorized Place of Use:**

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
14 S	11 E	WM	11	SW NW	4.72

6. Transfer Application T-10481 proposes to move the authorized point of appropriation approximately 4 miles south from the existing points of appropriation to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
14 S	11 E	WM	33	NW NE	793 FEET SOUTH AND 652 FEET EAST FROM THE N¼ CORNER OF SECTION 33

7. Transfer Application T-10481 also proposes to change the place of use of the right to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
14 S	11 E	WM	33	NW NE	4.72

8. Notice of the application for transfer was published on November 6, 2007, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
9. On May 8, 2009, the Department mailed a copy of the *draft* Preliminary Determination proposing to approve Transfer Application T-10481 to the applicants. The *draft* Preliminary Determination set forth a deadline of June 10, 2009, for the applicants to respond. The applicants requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.
10. This application is being processed concurrently with T-10480, which also propose changes to Certificate 84174.

***Transfer Review Criteria (OAR 690-380-4010)***

11. Water has been used within the last five years. There is no information in the record that would demonstrate that the right is subject to forfeiture under ORS 540.610.
12. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing rights were present within the five-year period prior to submittal of Transfer Application T-10481.
13. The proposed change would not result in enlargement of the right.
14. The proposed change would not result in injury to other water rights.

**Determination and Proposed Action**

The change in point of appropriation and change in place of use proposed in Transfer Application T-10481 appears to be consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000. If protests are not filed pursuant to OAR 690-380-4030, the application will be approved.

If application T-10481 is approved, the final order will include the following:

1. *The change in point of appropriation and change in place of use proposed in application T-10481 is approved.*
2. *The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificate 82985 and any related decree.*
3. *Water right certificate 82985 is cancelled. A new certificate will be issued describing that portion of the right not affected by this transfer nor involved in T-10480.*
4. *The quantity of water diverted at the new point of appropriation, shall not exceed the quantity of water lawfully available at the original point of appropriation.*
5. *Water use measurement conditions:*
  - a. *Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of appropriation.*
  - b. *The water user shall maintain the meters or measuring devices in good working order.*
  - c. *The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.*

6. *Water shall be acquired from the same aquifer (water source) as the original point of appropriation.*
7. *The former place of use of the transferred right shall no longer receive water under the right.*
8. *The approved change(s) shall be completed and full beneficial use of the water shall be made on or before **October 1, 2010**. A Claim of Beneficial Use prepared by a Certified Water Rights Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the change(s) and full beneficial use of the water.*
9. *When satisfactory proof of the completed changes is received, a new certificate confirming the right transferred will be issued.*

Dated at Salem, Oregon this 16<sup>th</sup> day of July 2009.

  
Phillip C. Ward, Director *tz*

This Preliminary Determination was prepared by Susan Douthit. If you have questions about the information in this document, you may reach me at 503-986-0858 or [Susan.M.Douthit@wrđ.state.or.us](mailto:Susan.M.Douthit@wrđ.state.or.us).

Protests should be addressed to the attention of Field Services Division, Water Resources Department, 725 Summer St. NE, Suite A, Salem, OR 97301-1266.

# Affidavit of Publication

STATE OF OREGON, COUNTY OF DESCHUTES, -ss.

I, TERESA MAHNKEN, being first duly sworn, depose and say that I am the principal clerk of the publication, *The Nugget*, a newspaper of general circulation printed and published at Sisters in the Aforesaid county and state as defined by ORS 193.010 and ORS 193.020, that **Notice of Preliminary Determination for Water Right Transfers T-10480 and T-10481**, a printed copy of which is hereto annexed, was published in the issue of said newspaper for **3 (three)** consecutive weeks: **7/29/09**, **8/5/09** and **8/12/09**.

Subscribed and sworn to before this **13th** day of **August, 2009**.

Signed: 

**RECEIVED**

**AUG 14 2009**

**WATER RESOURCES DEPT  
SALEM, OREGON**

Sec. 11, T14S, R11E, W.M. (Deschutes Basin) for irrigation in Sec. 11. The applicant proposes to move the point of appropriation approximately 4 miles south to Sec. 33, T14S, R11E, W.M. and to change the place of use to Sec. 33, T14S, R11E, W.M. The second right allows the use of 0.058 CFS (priority date MARCH 10, 1994) from wells in Sec. 11, T14S, R11E, W.M. (Deschutes Basin) for irrigation in Sec. 11. The applicant proposes to move the point of appropriation approximately 4 miles south to Sec. 33, T14S, R11E, W.M. and to change the place of use to Sec. 33, T14S, R11E, W.M. The Water Resources Department has concluded that the proposed transfer appears to be consistent with the requirements of ORS Chapter 540 and OAR 690-380-5000.

Any person may file, jointly or severally, with the Department a protest or standing statement within 30 days after the date of final publication of notice in the Department's weekly notice or of this newspaper notice, whichever is later. A protest form and additional information on filing protests may be obtained by calling (503) 986-0883. The last date of newspaper publication is August 12, 2009. If no protests are filed, the Department will issue a final order consistent with the preliminary determination.

**Notice of Preliminary Determination for Water Right Transfers T-10480 and T-10481**  
T-10480 and T-10481 filed by STAN AND LINDA STENSTADVOLD, 70955 HOLMES RD., SISTERS, OR, 97759, propose changes in point of appropriation and changes in place of use under Certificate 84174. The first right allows the use of 0.055 CFS (priority date MARCH 10, 1994) from wells in



Oregon Water Resources Department  
 725 Summer Street NE, Suite A  
 Salem, Oregon 97301-1271  
 (503) 986-0900  
 www.wrd.state.or.us

## Watermaster Review Form: Water Right Transfer

Transfer Application: T-10481

Review Due Date: 12/1/07

Applicant Name: Stan Stenstavold

Proposed Changes:  POU  POD  POA  USE  OTHER

Reviewer(s): Giffin

Date of Review: Nov. 13, 2007

1. Do you have information suggesting that the water rights may be subject to forfeiture?  
 Yes  No If "Yes", describe the information and indicate if you intend to file a cancellation affidavit or if you need additional time to determine if a cancellation affidavit should be filed: \_\_\_\_\_
2. Is there a history of regulation on the source that serves the right proposed for transfer that has involved the right and downstream water rights?  Yes  No Generally characterize the frequency of any regulation or explain why regulation has not occurred:  
 \_\_\_\_\_
3. Check here if it appears that downstream water rights benefit from return flows resulting from the current use of the right?  If you check the box, generally characterize the locations where the return flows likely occur and list the water rights that benefit most:  
 \_\_\_\_\_
4. Are there upstream water rights that would be affected by the proposed change?  
 Yes  No If "Yes", describe how the rights would be affected and list the rights most affected: \_\_\_\_\_
5. For POD changes and instream transfers, check here if there are channel losses between the old and new PODs or within the proposed instream reach?  If you check the box, describe and, if possible, estimate the losses: \_\_\_\_\_
6. Would distribution of water for the right after the proposed change result in regulation of other water rights that would not have occurred if use of the existing right was maximized?  
 Yes  No If "Yes", explain: \_\_\_\_\_
7. For POU changes, would the original place of use continue to receive water from the same source?  Yes  No  N/A If "Yes", explain: \_\_\_\_\_
8. For POU or USE changes, would use of the existing right at "full face value," result in the diversion of more water than can be used beneficially and without waste?  Yes  No If "Yes", explain: \_\_\_\_\_
9. Are there other issues not identified through the above questions?  Yes  No If "Yes", explain: \_\_\_\_\_
10. What alternatives may be available for addressing any issues identified above: \_\_\_\_\_

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 SALEM, OREGON

11. Have headgate notices been issued for the source that serves the right?  Yes  No
12. What water control and measurement conditions should be included in the transfer:

<b>Measurement Devices</b>	<input type="checkbox"/> Present and should be maintained.	<input checked="" type="checkbox"/> Should be required prior to diverting water.	<input type="checkbox"/> May be required in the future.
<b>Headgates</b>	<input type="checkbox"/> Present and should be maintained.	<input checked="" type="checkbox"/> Should be required prior to diverting water.	<input type="checkbox"/> May be required in the future.

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# Oregon

Theodore R. Kulongoski, Governor

Kodi

**Water Resources Department**  
725 Summer Street NE, Suite A  
Salem, OR 97301-1271  
503-986-0900  
FAX 503-986-0904

## INTEROFFICE MEMO

FORWARD TO: ☞ Kelly Starnes DATE: 7/14/2008

FIELD PROCESSOR WORKING ON THIS TRANSFER

FROM: \_\_\_\_\_ WATERMASTER, DISTRICT # \_\_\_\_\_  
X GROUNDWATER SECTION

(SIGNATURE) K. Lite date signed 7/14/2008  
signed by injury reviewer

SUBJECT: **WATER RIGHT TRANSFER #** 10481

A change in: POU POD POA USE of water.

In the name(s) of Stan & Linda Stenstadvoid

In my opinion (assuming the right is valid), the proposed change

MAY BE MADE WITHOUT INJURY WOULD RESULT IN INJURY\* to an existing water right.

\*The approval of this transfer application would result in injury to other water rights because

The existing right may not be valid because

Headgate notices HAVE HAVE NOT Been issued for diversion from the source(s) which serve(s) this right.

If for change in point of diversion, is there any intervening point(s) for diversion between the authorized and proposed points of diversion? (Yes or No) \_\_\_\_\_

In my opinion, the order approving the subject transfer application should include the following in regard to the appropriator installing suitable measuring devices in the diversion works:

\_\_\_\_\_ (1) PRIOR to the diverting of water at the new point of diversion . . .

\_\_\_\_\_ (2) WHEN IN the judgement of the watermaster it becomes necessary . . .

The enclosed copy of the transfer application and map(s) is for your records.



This is a final order in other than a 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.

In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

STATE OF OREGON

COUNTY OF DESCHUTES

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

Stan M.N. Stenstadvold  
Linda J. Stenstadvold  
70955 Holmes Road  
Sisters, OR 97759

Stephen M. Sparks  
Stephen M. Sparks Revocable Trust  
12021 Wetherfield Lane  
Potomac, MD 20843

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SALEM, OREGON

This Certificate confirms the right to use the waters perfected under the terms of the Permit. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed the amount described, or its equivalent in case of rotation, measured at the point of diversion from the source. The specific limits and conditions of this right are listed below.

APPLICATION FILE NUMBER: G-13640

PERMIT NUMBER: G-12711

SOURCE OF WATER: Four Wells within the Deschutes Basin

PURPOSE OR USE: Irrigation of 97.8 Acres; being irrigation of 21.8 acres for Stenstadvold, and irrigation of 76.0 acres for Sparks

G-13640.GC

Certificate Number 82985

I 10481

34174

MAXIMUM RATE ALLOWED: 1.22 cubic feet per second (cfs); 0.27 cfs for Stenstadvold being 0.27 cfs from either well in any combination, and 0.95 cfs for Sparks being 0.41 cfs from Well #2A and 0.95 from Well #3 in any combination.

PERIOD OF USE: March 1 through October 31

DATE OF PRIORITY: March 10, 1994

THE POINTS OF APPROPRIATION ARE LOCATED AS FOLLOWS:

Stenstadvold:

Well 1: SW ¼ NW ¼ Section 11, T. 14 S., R. 11 E., W.M.; 1350 feet South and 440 feet East from the NW corner of Section 11; and Well 4: SW ¼ NW ¼ Section 11, T. 14 S., R. 11 E., W.M.; 2570 feet South and 45 feet East from the NW corner of Section 11.

Sparks:

Well 2A: NE ¼ SE ¼ Section 11, T. 14 S., R. 11 E., W.M.; 610 feet South, and 1000 feet West from the East ¼ corner of Section 11; and Well 3: NE ¼ NE ¼ Section 11, T. 14 S., R. 11 E., W.M.; 1340 feet North, and 1070 feet West from East ¼ corner of Section 11.

The amount of water used for IRRIGATION under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Stenstadvold:

SW ¼ NW ¼ 21.0 acres  
SE ¼ NW ¼ 0.8 acre  
Section 11

Sparks:

NE ¼ NE ¼ 19.3 acres  
NW ¼ NE ¼ 6.3 acres  
SW ¼ NE ¼ 2.6 acres  
SE ¼ NE ¼ 31.1 acres  
NE ¼ SE ¼ 10.2 acres  
Section 11  
T. 14 S., R. 11 E., W.M.

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WATER RESOURCES DEPT  
SALEM, OREGON

NW ¼ NW ¼ 6.3 acres  
SW ¼ SW ¼ 0.2 acre  
Section 12  
T. 14 S., R. 11 E., W.M.

Measurement, recording and reporting conditions:

- A. The water user shall install a meter or other suitable measuring device as approved by the Director. The water user shall maintain the meter or measuring device in good working order.
- B. The water user shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the water user to keep and maintain a record of the amount (volume) of water used and may require the water user to report water use on a periodic schedule as established by the Director. In addition, the Director may require the water user to report general water use information, the periods of water use and the place and nature of use of water under the right. The Director may provide an opportunity for the water user to submit alternative reporting procedures for review and approval.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this right, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

Use of water under authority of this right may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

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G-13640.GC

Certificate Number 82985

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WATER RESOURCES DEPT  
SALEM, OREGON

T 10481

The wells shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

The Director may require water level or pump test results every ten years.


Failure to comply with any of the provisions of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.

The right to the use of the water for the above purpose is restricted to beneficial use without waste on the lands or place of use described. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water shall be limited when it interferes with any prior surface or groundwater rights.

Issued DEC 29 2006.

  
Phillip C. Ward, Director  
Water Resources Department

Recorded in State Record of Water Right Certificates Number 82985

G-13640.GC

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OCT 24 2007

**WATER RESOURCES DEPT  
SALEM, OREGON**

T 10481

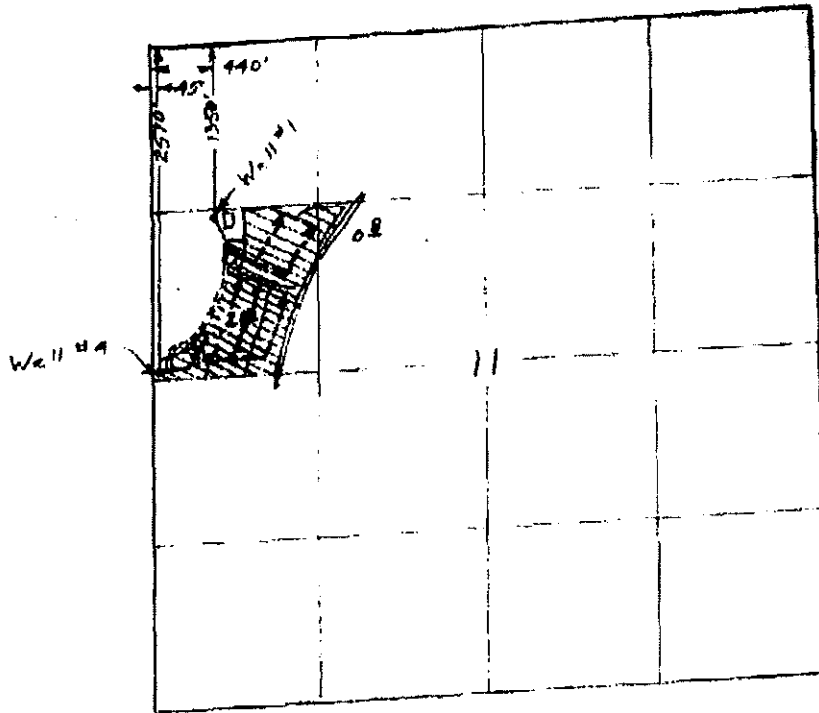


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WATER RESOURCES DEPT  
SALEM, OREGON

TOWNSHIP 14 SOUTH, RANGE 11 EAST, W. 11



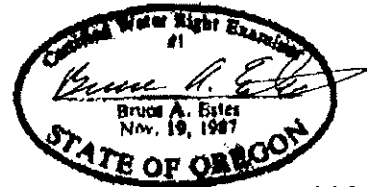
212 acres

Scale 1" = 1320'

Surveyed March 22 2003 & Oct 6, 2004

Claim of Beneficial Use Map  
for  
STAN STENSTADVOLD

App G- 13640  
Permit G- 12711  
T- 9187  
& T- 9509



Renewal Dec 31, 2009

This map is for the purpose of locating a water right only and has no intent to provide legal dimensions or the location of property lines.

**ESTES SURVEYS, LLC**

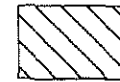
PO Box 17819  
Salem, OR 97308-7819  
(503) 685-7593

60382 Arnold Rd  
Salem, OR 97308  
(503) 685-7593

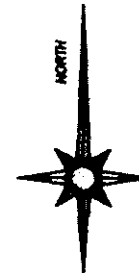
# Water Right Transfer "Off" Map



Water Right to transfer off land  
(Certificate No. 82985, priority date  
March 10, 1994)



Water Right to remain on land  
(Certificate No. 82985, priority date  
March 10, 1994)



**RECEIVED**

NOV 01 2007

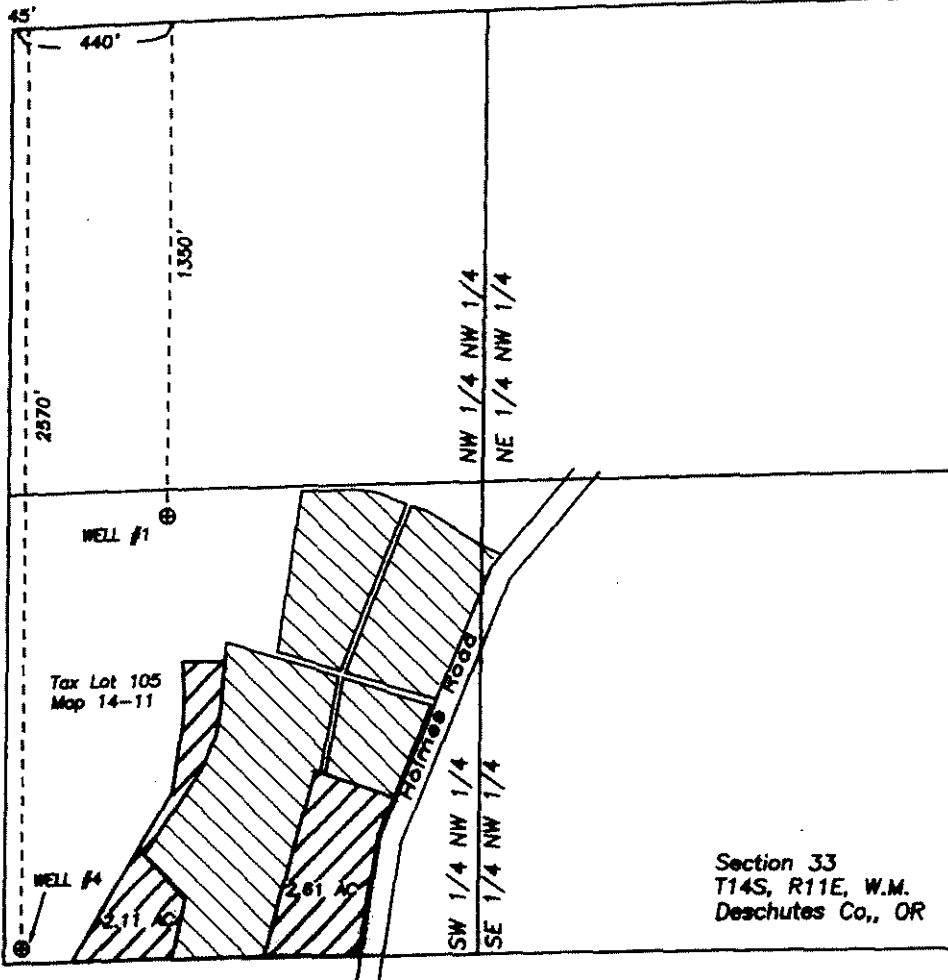
WATER RESOURCES DEPT  
STATE OF OREGON



GRAPHIC SCALE - FEET

THIS MAP IS FOR THE PURPOSE OF IDENTIFYING THE LOCATION OF THE WATER RIGHT. IT IS NOT INTENDED TO PROVIDE LEGAL DIMENSIONS OR LOCATIONS OF PROPERTY OWNERSHIP LINES.

T-10481



Section 33  
T14S, R11E, W.M.  
Deschutes Co., OR

Fred. A. Ast, Jr. and Associates

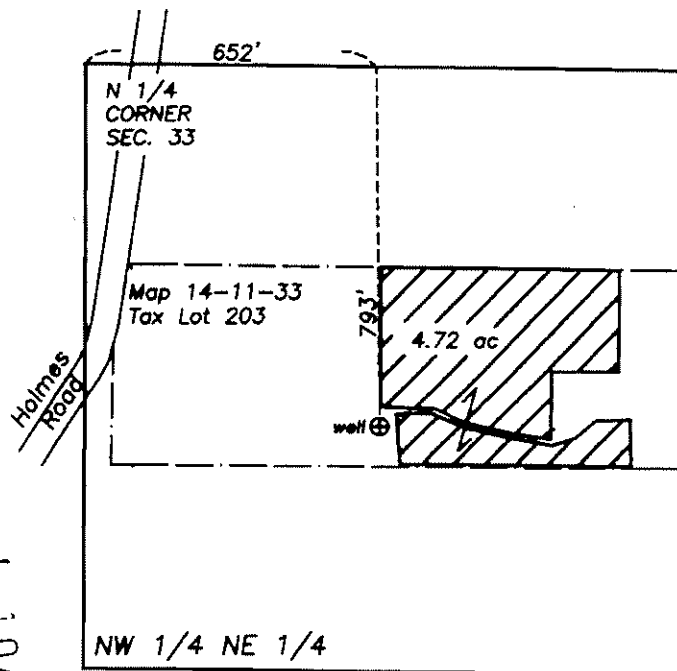
157 Sisters Park Drive

P.O. Box 751

Sisters, Oregon 97759

541-549-7851

# Water Right Transfer "On" Map

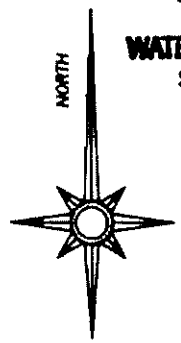


 Water Right to transfer on to land (Certificate No. 82985, priority date March 10, 1994)

**RECEIVED**

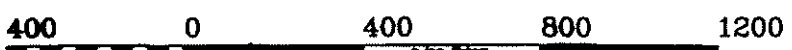
OCT 24 2007

WATER RESOURCES DEPT, 10/11/2007  
SALEM, OREGON



Renewal date: 6/30/2008

1 10481  
1 10481



GRAPHIC SCALE - FEET

T14S, R11E, W.M.  
Deschutes Co., OR

THIS MAP IS FOR THE PURPOSE OF IDENTIFYING THE LOCATION OF THE WATER RIGHT. IT IS NOT INTENDED TO PROVIDE LEGAL DIMENSIONS OR LOCATIONS OF PROPERTY OWNERSHIP LINES.

2-3

130' W.  
0 ch

200

109  
62.48 AC

108  
25.18 AC

100  
138.28 AC

106  
42.02 AC

105

105  
34.69 AC  
PARCEL 1

104  
105.53 AC  
PARCEL 2

107  
42.00 AC  
P3

1275.85  
1973.65  
1054.34

P1

P2

ROAD  
(91-219)

6-51

200

1314.21

1329.37

200

SE



14

MAP

COMPLIMENTS OF  
WESTERN TITLE & ESCROW CO.  
THIS MAP IS NOT A SURVEY AND WE  
ASSUME NO LEGALITY FOR INACCURACIES

15

This is a final order in other than a 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.

In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

STATE OF OREGON

COUNTY OF DESCHUTES

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

Stan M.N. Stenstadvold  
Linda J. Stenstadvold  
70955 Holmes Road  
Sisters, OR 97759

Stephen M. Sparks  
Stephen M. Sparks Revocable Trust  
12021 Wetherfield Lane  
Potomac, MD 20843

**RECEIVED**

**OCT 24 2007**

**WATER RESOURCES DEPT  
SALEM, OREGON**

This Certificate confirms the right to use the waters perfected under the terms of the Permit. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed the amount described, or its equivalent in case of rotation, measured at the point of diversion from the source. The specific limits and conditions of this right are listed below.

APPLICATION FILE NUMBER: G-13640

PERMIT NUMBER: G-12711

SOURCE OF WATER: Four Wells within the Deschutes Basin

PURPOSE OR USE: Irrigation of 97.8 Acres; being irrigation of 21.8 acres for Stenstadvold, and irrigation of 76.0 acres for Sparks

G-13640.GC

Certificate Number 82985

MAXIMUM RATE ALLOWED: 1.22 cubic feet per second (cfs); 0.27 cfs for Stenstadvold being 0.27 cfs from either well in any combination, and 0.95 cfs for Sparks being 0.41 cfs from Well #2A and 0.95 from Well #3 in any combination.

PERIOD OF USE: March 1 through October 31

DATE OF PRIORITY: March 10, 1994

THE POINTS OF APPROPRIATION ARE LOCATED AS FOLLOWS:

Stenstadvold:

Well 1: SW  $\frac{1}{4}$  NW  $\frac{1}{4}$  Section 11, T. 14 S., R. 11 E., W.M.; 1350 feet South and 440 feet East from the NW corner of Section 11; and

Well 4: SW  $\frac{1}{4}$  NW  $\frac{1}{4}$  Section 11, T. 14 S., R. 11 E., W.M.; 2570 feet South and 45 feet East from the NW corner of Section 11.

Sparks:

Well 2A: NE  $\frac{1}{4}$  SE  $\frac{1}{4}$  Section 11, T. 14 S., R. 11 E., W.M.; 610 feet South, and 1000 feet West from the East  $\frac{1}{4}$  corner of Section 11; and

Well 3: NE  $\frac{1}{4}$  NE  $\frac{1}{4}$  Section 11, T. 14 S., R. 11 E., W.M.; 1340 feet North, and 1070 feet West from East  $\frac{1}{4}$  corner of Section 11.

The amount of water used for IRRIGATION under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Stenstadvold:

SW  $\frac{1}{4}$  NW  $\frac{1}{4}$  21.0 acres  
SE  $\frac{1}{4}$  NW  $\frac{1}{4}$  0.8 acre  
Section 11

Sparks:

NE  $\frac{1}{4}$  NE  $\frac{1}{4}$  19.3 acres  
NW  $\frac{1}{4}$  NE  $\frac{1}{4}$  6.3 acres  
SW  $\frac{1}{4}$  NE  $\frac{1}{4}$  2.6 acres  
SE  $\frac{1}{4}$  NE  $\frac{1}{4}$  31.1 acres  
NE  $\frac{1}{4}$  SE  $\frac{1}{4}$  10.2 acres  
Section 11  
T. 14 S., R. 11 E., W.M.

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**OCT 24 2007**

**WATER RESOURCES DEPT  
SALEM, OREGON**

NW ¼ NW ¼ 6.3 acres  
SW ¼ SW ¼ 0.2 acre  
Section 12  
T. 14 S., R. 11 E., W.M.

Measurement, recording and reporting conditions:

- A. The water user shall install a meter or other suitable measuring device as approved by the Director. The water user shall maintain the meter or measuring device in good working order.
- B. The water user shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the water user to keep and maintain a record of the amount (volume) of water used and may require the water user to report water use on a periodic schedule as established by the Director. In addition, the Director may require the water user to report general water use information, the periods of water use and the place and nature of use of water under the right. The Director may provide an opportunity for the water user to submit alternative reporting procedures for review and approval.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this right, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

Use of water under authority of this right may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

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G-13640.GC

Certificate Number 82985

**OCT 24 2007**

**WATER RESOURCES DEPT  
SALEM, OREGON**

T 10481

The wells shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

The Director may require water level or pump test results every ten years.

Failure to comply with any of the provisions of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.

The right to the use of the water for the above purpose is restricted to beneficial use without waste on the lands or place of use described. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water shall be limited when it interferes with any prior surface or groundwater rights.

Issued DEC 29 2006.



Phillip C. Ward, Director  
Water Resources Department

Recorded in State Record of Water Right Certificates Number 82985

G-13640.GC

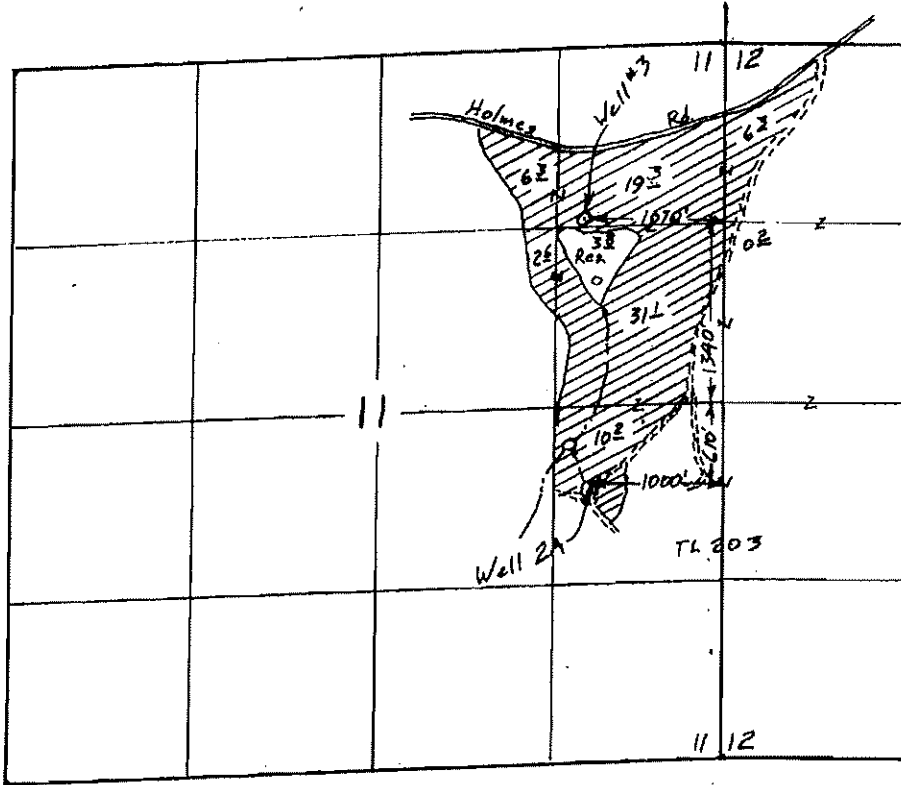
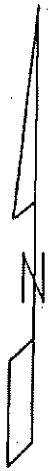
T 10481

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OCT 24 2007

**WATER RESOURCES DEPT  
SALEM, OREGON**

TOWNSHIP 14 SOUTH, RANGE 11 EAST, W.M.



Scale  
1" = 1320'  
(4" = 1 mile)

Surveyed Feb 10, 2003 & Oct. 6, 2004

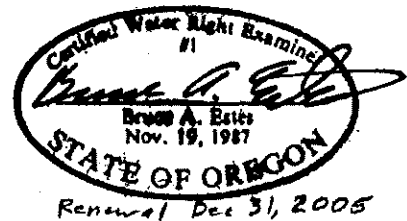
**RECEIVED**

**JUL 25 2005**

WATER RESOURCES DEPT  
SALEM, OREGON

Claim of Beneficial Use Map  
for  
STEVEN M. SPARKS REVOCABLE TRUST

App G-13640  
Per G-12711  
T-9187  
& T-9509



This map is for the purpose of locating a water right only and has no intent to provide legal dimensions or the location of property lines.

**ESTES SURVEYS, LLC**

PO Box 17519  
Salem, OR 97306-7519  
(503) 585-7593

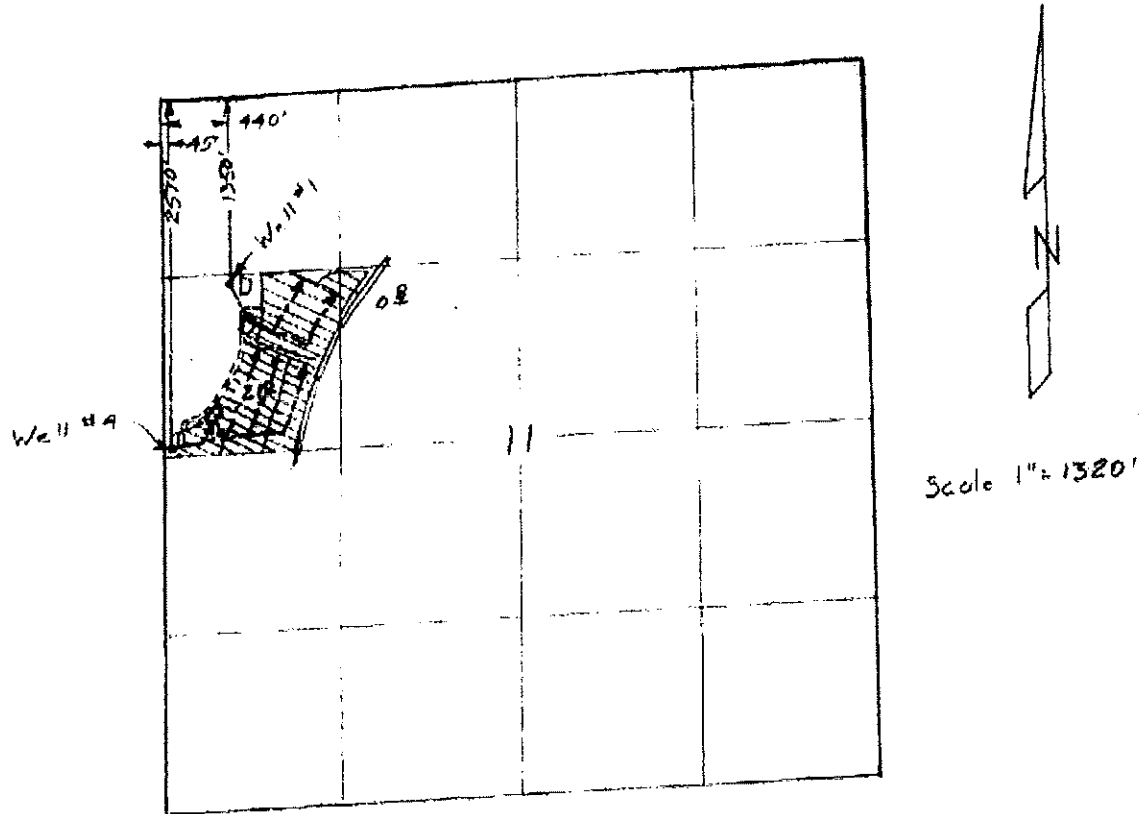
60362 Arnold Rd  
Bend, OR 97702  
(541) 382-7301

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FEB 22 2005

WATER RESOURCES DEPT  
SALEM, OREGON

TOWNSHIP 14 SOUTH, RANGE 11 EAST, W.M.



21.2 acres

Surveyed March 24, 2003 & Oct 6, 2004

Claim of Beneficial Use Map  
for  
STAN STENSTADVOLD

App G- 13640  
Permit G- 12711  
T- 9187  
& T- 9509



Renewal Dec 31, 2005

This map is for the purpose of locating a water right only and has no intent to provide legal dimensions or the location of property lines.

**ESTES SURVEYS, LLC**  
 PO Box 17519      00382 Arnold Rd  
 Salem, OR 97305-7519      Bend, OR 97702  
 (503) 585-7893      (541) 382-7301



# Oregon

Theodore R. Kulongoski, Governor

Water Resources Department  
SOUTH CENTRAL REGION  
Watermaster, District 17  
5170 Summers Lane  
Klamath Falls, OR 97603  
Ph: 541-883-4182  
Fax: 541-885-3324  
www.wrd.state.or.us

May 8, 2009

Sent by email on 5/8/09

STAN M. STENSTADVOLD  
70955 HOLMES RD  
SISTERS OR 97759

SUBJECT: Water Right Transfer Application T-10480 and 10481

Please find enclosed a draft of our Preliminary Determination regarding Transfer Application T-10480 and 1. The document reflects the Department's conclusion that, based on the information currently available, the transfer will be approved. This draft is intended to provide you with an opportunity to comment on our findings and conclusions should you wish to do so. Please review the draft carefully to evaluate whether the document is consistent with your intent in seeking the transfer, and whether you agree with the proposed action.

At this time, you must submit a report of ownership and lien information for the lands to which the water rights are appurtenant (the FROM lands) that has been prepared within the last three months by a title company. You will need to submit a notarized statement of consent from any landowner listed in the report who is not already included in the transfer application. If there are additional lienholders identified in the report that have not previously been notified of the transfer, you must send notice of the transfer to them, and submit copies of each such notice to the Department to document that each lienholder has been informed of the transfer.

Because the new point of appropriation is more than  $\frac{1}{4}$  mile from the authorized point of diversion appropriation, the applicant is responsible for publishing notice of the transfer in a local newspaper having a general circulation in the area of the water right. The notice must be published at least once a week for three consecutive weeks. We will provide a copy of the required notice to you upon issuance of the Preliminary Determination.

Issuance of the Preliminary Determination will occur shortly after we receive both your written response and the report of ownership and lien information. If we do not receive your response and the report by June 10, 2009, a Preliminary Determination may be issued denying the application as incomplete.

Please do not hesitate to contact me at if I may be of assistance.

Sincerely,

Klamath Basin Water Manager  
Field Services Division

cc: J. Giffin, Watermaster

Carl Berg  
P.O. Box 1030  
Sisters, Oregon 97759

Bob Frack  
69582 Holmes Road  
Sisters, Oregon 97759

Encs

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

In the Matter of Transfer Application )  
T-10481, Deschutes County )

**D R A F T**

PRELIMINARY DETERMINATION  
PROPOSING APPROVAL OF A  
CHANGE IN POINT OF  
APPROPRIATION AND PLACE OF  
USE

**Authority**

ORS 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of appropriation, place of use, or character of use authorized under an existing water right. OAR Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

**Applicant**

STAN M. AND LINDA STENSTADVOLD  
70955 HOLMES RD  
SISTERS OR 97759

**Findings of Fact**

**Background**

1. On October 24, 2007, STAN M. and LINDA STENSTADVOLD filed an application to change the point of appropriation *and* place of use under Certificate 84174. The Department assigned the application number T-10481.
2. On May 8, 2009, the applicant gave permission by phone for staff to adjust the "FROM" table to agree with the "TO" table in the application. In addition, a new remaining right certificate was issued after the application was filed. The old certificate number 82985 was changed to 84174.
3. The portion of the right to be transferred is as follows:
  - Certificate:** 84174 in the name of STAN M. STENSTADVOLD (perfected under Permit G-12711)
  - Use:** IRRIGATION of 4.48 ACRES
  - Priority Date:** MARCH 10, 1994
  - Rate:** 0.056 CUBIC FOOT PER SECOND
  - Limit/Duty:** The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic

foot per second, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 3 acre-feet per acre for each acre irrigated during the irrigation season of each year.

**Source:** A WELL within the Deschutes Basin

**Authorized Points of Appropriation:**

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
14 S	11 E	WM	11	SW NW	1350 FEET SOUTH AND 440 FEET EAST FROM NW CORNER OF SECTION 11
14 S	11 E	WM	11	SW NW	2570 FEET SOUTH AND 45 FEET EAST FROM NW CORNER OF SECTION 11

**Authorized Place of Use:**

Twp	Rng	Mer	Sec	Q-Q	Acres
14 S	11 E	WM	11	SW NW	4.48

- Transfer Application T-10481 proposes to move the authorized point of appropriation approximately 4 miles south from the existing points of appropriation to:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
14 S	11 E	WM	11	NW NE	793 FEET SOUTH AND 652 FEET EAST FROM N¼ CORNER OF SECTION 33

- Transfer Application T-10481 also proposes to change the place of use of the right to:

Twp	Rng	Mer	Sec	Q-Q	Acres
14 S	11 E	WM	33	NW NE	4.48

- Notice of the application for transfer was published on November 6, 2007, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
- This application is being processed concurrently with T-10480, which also propose changes to Certificate 84174.

**Transfer Review Criteria (OAR 690-380-4010)**

- Water has been used within the last five years. There is no information in the record that would demonstrate that the right is subject to forfeiture under ORS 540.610.
- A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing rights were present within the five-year period prior to submittal of Transfer Application T-10481.
- The proposed change would not result in enlargement of the right.
- The proposed change would not result in injury to other water rights.

## Determination and Proposed Action

The change in point of appropriation *and* change in place of use proposed in Transfer Application T-10481 appears to be consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000. If protests are not filed pursuant to OAR 690-380-4030, the application will be approved.

*If application T-10481 is approved, the final order will include the following:*

- 12. The change in point of appropriation and change in place of use proposed in application T-10481 is approved.*
- 13. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificate 84174 and any related decree.*
- 14. Water right certificate 84174 is cancelled. A new certificate will be issued describing that portion of the right not affected by this transfer nor involved in T-10480.*
- 15. The quantity of water diverted at the new point of appropriation, shall not exceed the quantity of water lawfully available at the original point of appropriation.*
- 16. Water use measurement conditions:*
  - a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of appropriation.*
  - b. The water user shall maintain the meters or measuring devices in good working order.*
  - c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.*
- 17. Water shall be acquired from the same aquifer (water source) as the original point of appropriation.*
- 18. The former place of use of the transferred right shall no longer receive water under the right.*
- 19. The approved change(s) shall be completed and full beneficial use of the water shall be made on or before **October 1, 2010**. A Claim of Beneficial Use prepared by a Certified Water Rights Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the change(s) and full beneficial use of the water.*
- 20. When satisfactory proof of the completed changes are received, a new certificate confirming the right transferred will be issued.*

Dated at Salem, Oregon this \_\_\_\_ day of \_\_\_\_\_ 2009.

# D R A F T

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Phillip C. Ward, Director

This draft Preliminary Determination was prepared by Vern Church. If you have questions about the information in this document, you may reach me at 541-883-4182 or [Vernon.L.Church@wrd.state.or.us](mailto:Vernon.L.Church@wrd.state.or.us).



# Oregon

Theodore R. Kulongoski, Governor

## Water Resources Department

North Mall Office Building  
725 Summer Street NE, Suite A  
Salem, OR 97301-1266  
503-986-0900  
FAX 503-986-0904

November 5, 2007

LINDA STENSTAVOLD  
STAN STENSTAVOLD  
70955 HOLMES RD  
SISTERS OR 97759

Reference: Transfer 10481

On October 24, 2007 we received your water right transfer application. The application was accompanied by \$800.00. Our receipt 90318 is enclosed.

By copy of this letter, we are asking the Watermaster for a report regarding the potential for injury to existing water rights which may be caused by the change.

Your application will be examined to determine if additional information is needed. You will be contacted following this examination. A number of other transfer applications are also awaiting review. As a result, it may be some time before we are able to process your application. If you wish to have your application processed more quickly, you may want to consider use of the Department's reimbursement authority. Under this authority an applicant may receive expedited review by paying the full cost for a pre-qualified contractor to process the applications. For more information on the Reimbursement Authority program, see our website at [http://www.wrd.state.or.us/OWRD/mgmt\\_reimbursement.shtml](http://www.wrd.state.or.us/OWRD/mgmt_reimbursement.shtml) or call the transfer section.

Except as provided under ORS 540.510(3) for municipalities, you may not use water for the new use, in the new place of use or from the new point of diversion until the transfer application has been approved. In order to avoid any possible forfeiture of the water right, you should continue to use the water as described by your existing water right. If the land is sold before the transfer is approved, the buyer's consent to the transfer will be required unless a recorded deed or other legal document clearly established that the water right was not conveyed in the sale.

We will notify you if additional information or corrections to the application or map are required.

If you have any questions, please call the Transfer Section, (503)986-0883.

cc: Watermaster #11  
Michelle Sims, CWRE  
Groundwater  
Carl Berg (PO Box 1030, Sisters, OR 97759)

enclosure



# Oregon

Theodore R. Kulongoski, Governor

**Water Resources Department**

725 Summer Street NE, Suite A

Salem, OR 97301-1271

503-986-0900

FAX 503-986-0904

**Notice of Application for  
Water Right Transfer, Temporary Transfer, or Permit Amendment  
11/06/07**

The Department seeks comment on the recently-filed application listed below. Any person may comment on the application. Comments must be received by the Department within 30 days of the date of this notice. The Director may presume that the transfer would be allowed by, and compatible with comprehensive plans unless an affected local government informs the Director otherwise within 30 days of this notice.

County: Deschutes  
Transfer: T -10481  
Water Right: Cert:82985 OR \*  
Priority Date: 1994  
Name: LINDA STENSTAVOLD  
Address: 70955 HOLMES RD; SISTERS OR 97759  
Change: POU, POA  
Source: A WELL > SQUAW CREEK  
Authorized POU: T14S R11E 11  
Proposed POU: T14S R11E 33  
Authorized POA: T14S R11E 11  
Proposed POA: T14S R11E 33

The holder of a water right may apply to permanently change an existing water use subject to transfer. A transfer application may involve any of the following changes: Point of diversion or appropriation (POD; POA); Additional point of diversion or appropriation (APOD; APOA); Historic POD (HIST); Place of use (POU); Character of use (USE); Instream (ISWR); Substitution (SUB); or Exchange (EXCH).

The holder of a water right subject to transfer may request to temporarily change the place of use of the water for up to 5 years and, if necessary to convey the water, to temporarily change the point of diversion or appropriation.

The holder of a water right permit may apply to change a point of diversion (POD) or appropriation (POA) or to change the place of use (POU).

Any person who provides comments within the comment period will receive a copy of the Department's preliminary determination of whether the application should be approved or rejected after the Department has completed a review of the application and will be provided an opportunity to protest the application and preliminary determination at that time. Comments should be sent to the Transfers Section at the Department's Salem office.

# **ORIGINALS**

**Transfer Application and Map**

**Amendments/Revisions to Appl & Map**

**Receipt**

**Deed or Lot Book Report**

**Notarized Consent**

**Evidence of Use Affidavit**

**Land Use Information Form**

**Lien Holder Notification *(if applicable)***

**Report of Ownership and Lien Info *(if applicable)***

**&**

**Other Supporting Documentation**

STATE OF OREGON  
**WATER RESOURCES DEPARTMENT**

RECEIPT # **90318**

725 Summer St. N.E. Ste. A  
 SALEM, OR 97301-4172  
 (503) 986-0900 / (503) 986-0904 (fax)

INVOICE # \_\_\_\_\_

RECEIVED FROM: <u>Carl Steph Berg Investments</u>	APPLICATION
PERMIT	
TRANSFER <u>7-10481</u>	
ASH: <input type="checkbox"/> CHECK.# <u>1098</u> OTHER: (IDENTIFY) <input type="checkbox"/>	TOTAL REC'D \$ <u>800.00</u>

**1083 TREASURY 4170 WRD MISC CASH ACCT**

0407 COPIES <u>PLA 46111</u>	\$
OTHER: (IDENTIFY)	\$
0243 I/S Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____	

**4270 WRD OPERATING ACCT**

MISCELLANEOUS			
0407 COPY & TAPE FEES			\$
0410 RESEARCH FEES			\$
0408 MISC REVENUE: (IDENTIFY)			\$
TC162 DEPOSIT LIAB. (IDENTIFY)			\$
0240 EXTENSION OF TIME			\$
WATER RIGHTS:			
0201 SURFACE WATER	EXAM FEE \$	0202	RECORD FEE \$
0203 GROUND WATER	\$	0204	\$
0205 TRANSFER	\$ <u>800.00</u>		
WELL CONSTRUCTION			
0218 WELL DRILL CONSTRUCTOR	EXAM FEE \$	0219	LICENSE FEE \$
LANDOWNER'S PERMIT		0220	\$
OTHER (IDENTIFY)			

**0536 TREASURY 0437 WELL CONST. START FEE**

0211 WELL CONST START FEE	\$	CARD #
0210 MONITORING WELLS	\$	CARD #
OTHER (IDENTIFY)		

**0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER**

0233 POWER LICENSE FEE (FWWRD)		\$
0231 HYDRO LICENSE FEE (FWWRD)		\$
HYDRO APPLICATION		\$

**TREASURY OTHER / RDX**

FUND _____ TITLE _____	
OBJ. CODE _____ VENDOR # _____	
DESCRIPTION _____	\$

RECEIPT: **90318** DATED: 10/24/07 BY: [Signature]

Distribution - White Copy - Customer, Yellow Copy - Fiscal, Blue Copy - File, Buff Copy - Fiscal



Oregon Water Resources Department  
 725 Summer Street NE, Suite A  
 Salem Oregon 97301-1266  
 (503) 986-0900  
 www.wrd.state.or.us

# Application for Water Right Transfer

Please type or print legibly in dark ink. If your application is incomplete or inaccurate, we will return it to you. If any requested information does not apply to your application, insert "N/A" to indicate "Not Applicable." As you complete this form, please refer to notes and guidance included on the application. A summary of review criteria and procedures that are generally applicable to these applications is available at [www.wrd.state.or.us/OWRD/PUBS/forms.shtml](http://www.wrd.state.or.us/OWRD/PUBS/forms.shtml).

## 1. TYPE OF TRANSFER APPLICATION

Please check one	
<input checked="" type="checkbox"/> Permanent Transfer	<input type="checkbox"/> Instream Transfer
<input type="checkbox"/> Temporary Transfer (1 to 5 yrs.)	<input type="checkbox"/> Permanent
• total number of years: _____	<input type="checkbox"/> Time-Limited
(begin year: _____)	<input type="checkbox"/> Drought Transfer
(end year: _____)	<input type="checkbox"/> Other

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 SALEM, OREGON

## 2. APPLICANT INFORMATION

Name: Stan and Linda Stenstadvold  
First Last

Address: 70955 Holmes Road

Sisters OR 97759  
City State Zip

Phone: 541-504-4602  
Home Work Other

Fax: \_\_\_\_\_ E-Mail address: \_\_\_\_\_

## 3. AGENT INFORMATION

(The agent listed is authorized to represent the applicant in all matters relating to this transfer application.)

Name: \_\_\_\_\_  
First Last

Address: \_\_\_\_\_

\_\_\_\_\_  
City State Zip

Phone: \_\_\_\_\_  
Home Work Other

Fax: \_\_\_\_\_ E-Mail address: \_\_\_\_\_

- If an agent is listed above, please check one of the following:
  - Please send all correspondence to Agent. Send *copies* of correspondence to Applicant; or
  - Please send all correspondence to Applicant. Send *copies* of correspondence to Agent.

1 10481  
~~1 10480~~

**4. PROPOSED CHANGE(S) TO WATER RIGHT(S)**

- List **all** water rights to be affected by this transfer. Indicate the certificate, permit, decree or other identifying number(s) in the table below: *(Attach additional pages as necessary.)*

	Application / Decree	Permit / Previous Transfer	Certificate
1.			82985
2.			
3.			
4.			
5.			
6.			

- Attach a **separate Supplemental Form A** (*Description of Proposed Change(s) to a Water Right*) for **each** water right listed above.
- Check **all** proposed change(s) included in this transfer application:
  - Place of Use       Point of Diversion (POD)       Additional Point of Diversion
  - Character of Use       Point of Appropriation (POA, or well)       Additional POA
  - Instream Transfer       Surface Water POD to Ground Water POA
  - Substitution of Supplemental Groundwater right for Primary Surface water right
  - Historic POD change                               Other

- Reason(s) for change(s): Change in irrigation needs

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SALEM, OREGON

**5. WATER DELIVERY SYSTEM**

- Describe the **current** water delivery system **or** the system that **was in place** at some time **within the last 5 years**. Include information on the pumps, canals, pipelines and sprinklers used to divert, convey and apply the water at the authorized place of use. If the transfer involves multiple rights that have independent systems, describe each system separately.

*The description must be sufficient to demonstrate that the full quantity of water to be transferred can be conveyed from the authorized source and applied at the authorized location and that the applicant is ready, willing, and able to exercise the right.*

Water is pumped from 2 wells into two ponds. Water is pumped from the two ponds into 2" lines that serve impact sprinklers in 6 pastures. There are approximately 96 sprinklers that serve the irrigated areas.

- System capacity: 0.27 cubic feet per second (cfs). If the transfer involves multiple rights that have independent systems, describe the capacity for each system separately.

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6. EVIDENCE OF BENEFICIAL WATER USE

- Attach one or more **Evidence of Use Affidavits** (Supplemental Form B) demonstrating that each of the right(s) involved in the transfer have been exercised in the last five years in accordance with the terms and conditions of the right or that a presumption of forfeiture for non-use could be rebutted. The Evidence of Use Affidavit(s) **must include supporting documentation** such as the following:
  - ▶ Copies of receipts from sales of irrigated crops or for expenditures relating to use of water;
  - ▶ Records such as Farm Service Agency crop reports, irrigation district records, an NRCS farm management plan, or records of other water suppliers;
  - ▶ Dated aerial photographs of the lands or other photographs containing sufficient detail to establish location and date of the photograph; *or*
  - ▶ If the right has **not** been used during the past five years, documentation that the presumption of forfeiture would be rebutted under ORS 540.610(2).

7. AFFECTED DISTRICTS

- Are any of the water rights proposed for transfer located within or served by an irrigation or other water district?  Yes  No
- Will any of the water rights be located within or served by an irrigation or other water district after the proposed transfer?  Yes  No
- Is water for any of the rights supplied under a water service agreement or other contract for stored water with a federal agency or other entity?  Yes  No

*If "Yes", for any of the above, list the name and mailing address of the district, agency and/or entity:*

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8. LOCAL GOVERNMENTS

- List the name and mailing address of all local governments (i.e., each county, city, municipal corporation, or tribal government within whose jurisdiction water will be diverted, conveyed or used).

Deschutes County Community Development Department, 117 NW Lafayette, Bend, OR 97701

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1 10480

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SALEM, OREGON



11. ATTACHMENTS

Check each of the following attachments included with this application.
The application will be returned if all required attachments are not included.

Supplemental Form A - Description of Proposed Change(s) to a Water Right

- A separate Supplemental Form A is enclosed for each water right to be affected by this transfer.

Supplemental Form B - Evidence of Use Affidavit(s)

- At least one Evidence of Use Affidavit documenting that the right has been used during the last five years or that the right is not subject to forfeiture under ORS 540.610 is attached. The affidavit provided must be the original (not a copy), and
The Evidence of Use Affidavit must be accompanied by supporting documentation.

Map

- Water Right Transfer
The map must be prepared by a Certified Water Right Examiner and meet the requirements of OAR 690-380-3100 unless a waiver has been granted. The map provided must be the original, not a copy.
Temporary Transfer or Historical POD Change
A map meeting the requirements of OAR 690-380-3100 must be included but need not be prepared by a Certified Water Right Examiner.

Water Well Report(s)/Well Log(s):

- The application is for a change in point of appropriation or change from surface water to ground water and copies of all water well reports are attached.
Water well reports are not available and a description of construction details including well depth, static water level, and information necessary to establish the ground water body developed or proposed to be developed is attached.
N/A. The application does not involve a change in point of appropriation or a change from surface water to ground water, so water well reports are not required.)

Land Use Information For Proposed Changes:

For Instream Transfers:

- Notice of the intent to file an instream transfer application has been provided to each affected local government along the proposed reach, and copies of the notices are enclosed. (For instream transfers a Land Use Information Form is not required.)

For All Other Transfers:

- Land Use Information Form is enclosed; or
All of the following criteria are met, therefore a Land Use Information Form is not required:
1 In EFU zone or irrigation district,
2 Change in place of use only,
3 No structural changes needed, including diversion works, delivery facilities, other structures, and
4 Irrigation only.

Fees:

- Amount enclosed: \$ 800.00
See the Department's Fee Schedule at www.wrd.state.or.us or call (503) 986-0900.

Instream Water Right Transfers, also include:

Supplemental Form C - Instream Water Right Transfer

- Complete this form to describe the desired nature and attributes for the proposed instream water right.

Temporary Transfers, also include:

Recorded Deed:

- The applicant must submit a copy of the current deed of record for the land from which the authorized place of use or point of diversion/appropriation is being moved.

Affidavit of Consent:

- If the applicant is NOT the owner of record for the land from which the authorized place of use or point of diversion/appropriation is being moved, a notarized statement from the actual owner of record consenting to the proposed transfer must be submitted.

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OCT 24 2007

OCT 24 2007

1 10481

WATER RESOURCES DEPT SALEM, OREGON

WATER RESOURCES DEPT SALEM, OREGON

**Before submitting your application to the Department, be sure you have:**

- Answered each question completely.
- Included all the required attachments.
- Provided original signatures for **all** named deed holders, or other parties, with an interest in the water right.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount.

**12. SIGNATURES**

▪ Check **one** of the following, as appropriate, and sign the application in the signature box below:

In accordance with OAR 690-380-3000(13)(a), I (we) understand that prior to Department approval of a permanent transfer and upon my receipt of a draft Preliminary Determination for the proposed transfer, I (we) will be required [pursuant to OAR 690-380-4010(5)] to provide the following landownership information and evidence demonstrating that I (we) are authorized to pursue the transfer:

- (a) A report of ownership and lien information that has been prepared by a title company *within the last three months*;
- (b) A copy of written notification of the proposed transfer provided by the applicant to **all** lien holders on the subject lands unless the report of ownership and lien information shows that a water right conveyance agreement has been recorded for the subject lands. *If a water right conveyance agreement has been recorded for the subject lands, a copy of the agreement and identification of the owner of the lands at the time the agreement was recorded must be submitted; and*
- (c) If the landowner identified in the report of ownership and lien information is **not** the applicant, a **notarized statement consenting to the transfer** (*attached*) signed by the landowner identified in the report or an authorized representative of the entity to whom the interest in the water right has been conveyed as identified in a water right conveyance agreement or other documentation demonstrating that the applicant is authorized to pursue the transfer in the absence of the consent of the landowner.


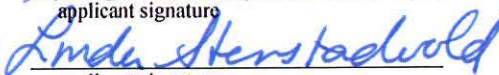
I (we) affirm that interest in the water right has been conveyed to someone other than the landowner, and documents, including a water right conveyance agreement, report of ownership and lien information, and any required lienholder notification are enclosed, demonstrating that I am (we are) authorized to pursue the transfer. I (we) understand that we may be required to provide additional information upon receipt of the draft Preliminary Determination.

I (we) affirm that the applicant is a municipality, as defined in ORS 540.510(3)(b), and that the right is in the name of the municipality or a predecessor. Therefore, pursuant to OAR 690-380-3000(13)(b), the applicant is **NOT** required to provide the above described report of ownership and lien information.

I (we) affirm that the applicant is an entity with the authority to condemn property and is acquiring the property to which the water right proposed for transfer is appurtenant by condemnation. Documentation is provided with this application supporting this statement. Therefore, pursuant to OAR 690-380-3000(13)(c), the applicant is **NOT** required to provide the above described report of ownership and lien information. (*NOTE: Such an entity may only apply for a transfer under this subsection if it has filed a condemnation action to acquire the property.*)

I (we) affirm that this is a temporary transfer and a copy of the deed for the "from" land (and affidavits of consent from any other landowners, if applicable) is enclosed.

▪ I (we) affirm that the information contained in this application is true and accurate.

 applicant signature	<u>STAN STENSTADVOLD</u> name and title if applicable (print)	<u>9/28/2007</u> date
 applicant signature	<u>LINDA STENSTADVOLD</u> name and title if applicable (print)	<u>9/28/2007</u> date

**RECEIVED**

OCT 24 2007

WATER RESOURCES DEPT  
SALEM, OREGON

10481

**Water Right Transfer Supplemental Form A**  
**DESCRIPTION OF PROPOSED CHANGE(S) TO A WATER RIGHT**

List only one water right per page. A separate Supplemental Form A must be completed for each certificate, permit, decree, or other right involved in the proposed transfer.

Attach additional copies of Supplemental Form A as needed to describe other certificates, permits, decrees or other rights involved in this transfer.

<p>▪ Certificate Number or other identifying number: 82985 _____</p>
--

**1. TYPE OF CHANGE(S) PROPOSED**

(Check *all* that apply.)

Point of Diversion or Appropriation	Place of Use	Character of Use
<p><input checked="" type="checkbox"/> <b>Change</b> (The old point of diversion or appropriation will <u>not</u> be used for the portion of the water right affected by the transfer.)</p> <p><input type="checkbox"/> <b>Additional</b> (Both the old <u>and</u> new points of diversion or appropriation will be used for the portion of the water right affected by the transfer.)</p> <p><input type="checkbox"/> <b>Historic Point of Diversion or Appropriation Change</b> (Unauthorized point of diversion or appropriation used for more than 10 years.)</p> <p><input type="checkbox"/> <b>Surface Water to Ground Water</b> (A new point of appropriation will be used <u>instead of</u> the old point of diversion. The old point of diversion will <u>not</u> be used.)</p> <p><input type="checkbox"/> <b>Point of Diversion Change due to Government Action</b> (The old point of diversion or appropriation can no longer be used due to government action.)</p> <p><input type="checkbox"/> <b>Exchange</b> (Water from another source will be used in exchange for supplying an equal amount of replacement water to that source.)</p>	<p><input type="checkbox"/> <b>All of the right will be exercised at a different location than currently authorized</b> (Use of water at the current location will be discontinued.)</p> <p><input checked="" type="checkbox"/> <b>Only a portion of the right will be exercised at a different location than currently authorized</b> (Use of water at the current location will be discontinued.)</p>	<p align="center">Proposed new use:</p> <p><input checked="" type="checkbox"/> <b>Irrigation</b></p> <p><input type="checkbox"/> <b>Municipal</b></p> <p><input type="checkbox"/> <b>Quasi-municipal</b></p> <p><input type="checkbox"/> <b>Commercial</b></p> <p><input type="checkbox"/> <b>Industrial</b></p> <p><input type="checkbox"/> <b>Instream</b> (complete and attach <i>Supplemental Form C</i>)</p> <p><input type="checkbox"/> <b>Domestic</b> (indicate number of households) _____</p> <p><input type="checkbox"/> <b>Other</b> _____</p> <p><input type="checkbox"/> <b>Substitution</b> (A supplemental ground water right will be substituted for a primary surface water right.)</p> <p><input type="checkbox"/> <b>Supplemental Use to Primary Use</b> (Primary water right shall be cancelled and the supplemental water right will change to primary use.)</p>

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**OCT 24 2007**

**WATER RESOURCES DEPT  
SALEM, OREGON**

1 10481

**2. CURRENT WATER RIGHT INFORMATION**

Water Right Subject to Transfer (*check and complete one of the following*):

<input checked="" type="checkbox"/> Certificated Right	82985	
	Certificate Number	Permit Number or Decree Name
<input type="checkbox"/> Adjudicated, Non-certificated Right		
	Name of Decree	Page Number
<input type="checkbox"/> Permit for which Proof has been Approved		
	Permit Number	Date Claim of Beneficial Use Submitted
<input type="checkbox"/> Transferred Right for which Proof has been Filed		
	Previous Transfer Number	Date Claim of Beneficial Use Submitted

- Name on Permit, Certificate, or Decree: Stan M.N. and Linda Stenstadvold
- County: Deschutes
- Authorized Use(s) to be Affected by Transfer: Irrigation
- Priority Date(s): March 10, 1994

*If there are **multiple Priority Dates** identified on the water right, any information provided on **pages 3 through 6** of this form **must identify** which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

- Source(s) of Water to be Affected by Transfer: Two wells

Tributary to: Deschutes River

*If there are **multiple Sources** listed on the water right, any information provided on **pages 3 through 6** of this form **must identify** which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.*

**For applications proposing a Change in Place of Use or Character of Use:**

- Are there **Other Water Rights**, Permits or Ground Water Registrations associated with this land?

Yes     No     N/A – No Change in Place of Use or Character of Use

If "Yes", what are the Permit, Registration or Certificate Numbers? \_\_\_\_\_

*Pursuant to ORS 540.510, any "layered" water use or a right that is supplemental to a primary right proposed for transfer **must be included in the transfer or be cancelled**, except as provided in OAR 690-380-2240(5).*

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SALEM OREGON**

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▪ Certificate Number or other identifying number: 82985

The following information **must be provided only** for those points of diversion or appropriation that are involved in the transfer (i.e., list only the portion of the water right you propose to transfer.) Attach additional pages as necessary.

Government lot and donation land claim numbers must be included in the tables below only if the information is reflected on the existing water right.

**Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:**  
(i.e., the allowed point(s) of diversion or appropriation listed on the water right that will be affected by the proposed transfer, the "FROM" point(s) of diversion or appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
L 71248	Deschutes Basin 3/10/1994	14S	11E	WM	11	SW NW		1350' S, 440' E of NW corner Section 11
L 29205	Deschutes Basin 3/10/1994	14S	11E	WM	11	SW NW		2570' S, 45' E of NW corner Section 11

- Does the water right being transferred involve a ground water source(s)?  
 Yes       No (Surface water source only.)

If "Yes", for each authorized point of appropriation (well) involved, you must either:

A. Supply a copy of the well log(s) for each point of appropriation that is clearly labeled and associated with the corresponding well in the table above and on the accompanying application map. (NOTE: You may search for well logs on the Department's web page at: <http://www.wrd.state.or.us>)

or

B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.

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SALEM, OREGON

**Construction of Existing Authorized Point(s) of Appropriation – (Only needed if no well log is available.)**

Wells in this listing must be clearly tied to corresponding well location(s) described in the table above and shown on the accompanying application map.

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth



Source and Priority Date	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Acres (if applicable)
■ Certificate Number or other identifying number: <u>82985</u>							

**3. PROPOSED CHANGES TO THE WATER RIGHT**

*Describe proposed changes to the water right involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.*

**Location of Proposed Point(s) of Diversion or Appropriation:**

*(i.e., the "TO" point(s) of diversion or appropriation)*

N/A – Instream Water Right Transfer

*(NOTE: Complete this table only if a Change in Point of Diversion or Appropriation is being proposed.)*

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
L49658	14S	11E	W M	33	NW NE		793' S and 652' E of N ¼ corner Section 33

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed?  Yes     No     N/A - No proposed well(s) listed above.

*If "Yes", attach and clearly label the corresponding well log(s) for each proposed well, or if well log(s) are **not** available, describe the construction of the well(s) using the table below. (NOTE: You may search for well logs on the Department's web page at: <http://www.wrd.state.or.us>)*

*If "No", describe the anticipated construction for the proposed well(s) in the following table:*

**Construction of Proposed Point(s) of Appropriation or Well(s)**

*Well numbers in this listing must be clearly tied to corresponding well location(s) described in the table above and shown on the accompanying application map.*

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SALEM OREGON**

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L- )	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth

▪ Certificate Number or other identifying number: 82985

*Describe proposed changes to the water right involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.*

**Location of Proposed Place of Use:** (i.e., the "TO" lands)     N/A – Instream Water Right Transfer  
 (NOTE: Complete this table only if a Change in Place of Use is being proposed.)

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**WATER RESOURCES DEPT  
 SALEM, OREGON**



**Water Right Transfer Supplemental Form B  
AFFIDAVIT ATTESTING TO THE USE OF WATER**

**RECEIVED**  
**OCT 24 2007**  
**WATER RESOURCES DEPT**  
**SALEM, OREGON**

State of Oregon )  
 ) ss  
County of Deschutes )

I, Stan Stenstadvold, in my capacity as landowner,  
mailing address 7095 Holmes Road, Sisters, OR 97759  
telephone number (541 ) 504-4602, being first duly sworn depose and say:

1. I attest that:

- Water was used during the previous five years on the entire authorized place of use of the water right proposed for transfer as described on the accompanying transfer application; **or**
- The water right was leased instream at some time within the last five years. The instream lease number is as follows: \_\_\_\_\_; **or**
- The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.

2. My knowledge of the exercise or status of the water right is based on (check one):

- Personal observation
- Professional expertise

3. My knowledge is specific to the use of water at the following locations:

Township	Range	Mer	Sec	¼ ¼ Section	Gov't Lot or DLC	Acres (if applicable)
14S	10E	WM	11	SW NW		21.0
				SE NW		0.8

(continues on reverse side)

Please print legibly or type. Be as specific as possible. Attach additional pages if you need more space. Supporting documentation must be attached.

T 10481

4. The water right was exercised for the authorized purpose described below (e.g., crops grown):

Irrigation of pasture

5. The water delivery system used to apply water as authorized by the right is described below:

WATER IS PUMPED FROM 2 WELLS INTO 2 PONDS. FROM PONDS, IT IS PUMPED INTO 2" LINES THAT SERVE IMPACT SPRINKLERS IN 6 PASTURES. THERE ARE APPROXIMATELY 96 SPRINKLERS THAT SERVE IRRIGATED AREAS

6. One or more of the following documentation supporting the above statements is attached:

- Copy of a water right certificate that was issued within the last five years (not a remaining right certificate),
- Copies of receipts from sales of irrigated crops or for expenditures relating to the use of water,
- Records such as Farm Service Agency crop reports, irrigation district records, an NRCS farm management plan, or records of other water suppliers,
- Dated aerial photographs of the lands or other photographs containing sufficient detail to establish the location and date of the photograph,
- Dedicated power usage records or receipts,
- Instream lease number \_\_\_\_\_,
- Other: \_\_\_\_\_

x *Stein Stenstadvoold*  
Signature of Affiant

9/28/2007  
Date

x *Linda Stenstadvoold*

Signed and sworn to (or affirmed) before me this 28 day of Sept, 2007.



*Karen Skye*  
Notary Public for Oregon

My Commission Expires: 8-17-11

Please print legibly or type. Be as specific as possible. Attach additional pages if you need more space. Supporting documentation must be attached.



**Western Title & Escrow Company**  
**450 SW Powerhouse Drive, Suite 429**  
**Bend, OR 97702**  
Office Phone: **(541) 389-5751**  
Office Fax: **(541) 382-9182**

**Stan Stenstadvoid**  
**Attention: Stan Stenstadvoid**  
**70955 Holmes Road**  
**Sisters, OR 97759**

Date Prepared: **May 15, 2009**  
Report Number: **23838**  
Lot Book Service: **\$200.00**

## **LOT BOOK REPORT**

We have searched our Tract Indices as to the following described real property:

**SEE ATTACHED EXHIBIT "A"**

and dated as of **May 07, 2009** at **5:00 p.m.**

We find that the title is vested in:

**Linda J. Stenstadvoid and Stan M. N. Stenstadvoid, as tenants by the entirety**

We also find the following apparent encumbrances prior to the effective date hereof:

1. Regulations, including levies, liens, assessments, water and irrigation rights and easements for ditches and canals of Three Sisters Irrigation District.
2. The existence of roads, railroads, irrigation ditches and canals, telephone, telegraph and power transmission facilities.
3. Reservations, including the terms and provisions thereof, as disclosed by instrument,  
Recorded: October 14, 1912  
Document No.: 12-156, Deschutes County Records
4. Reservations, including the terms and provisions thereof, as disclosed by instrument,  
Recorded: August 9, 1976  
Document No.: 235-369, Deschutes County Records

5. Reservations, including the terms and provisions thereof, as disclosed by instrument,  
Recorded: October 17, 1979  
Document No.: 309-625, Deschutes County Records
6. Subject to the Deschutes County Solar Ordinance as delineated on the recorded plat.
7. Consent to Annex, including the terms and provisions thereof,  
Dated: May 17, 2004  
Recorded: May 21, 2004  
Document No.: 2004-29875, Deschutes County Records
8. State of Oregon Well Ownership Information Form, including the terms and provisions thereof,  
Dated: July 23, 2004  
Recorded: July 23, 2004  
Document No.: 2004-43624, Deschutes County Records
9. State of Oregon Well Ownership Information Form, including the terms and provisions thereof,  
Dated: July 23, 2004  
Recorded: July 23, 2004  
Document No.: 2004-43625, Deschutes County Records
10. Trust Deed, to secure an indebtedness in the amount shown below, and any other obligations secured thereby:  
Amount: \$2,000.00  
Dated: July 23, 2004  
Recorded: July 23, 2004  
Document No.: 2004-43626, Deschutes County Records  
Grantor: Linda J. Stenstadvold and Stan M. N. Stenstadvold, wife and husband  
Trustee: USAA Federal Savings Bank  
Beneficiary: Mortgage Electronic Registration Systems, Inc., as nominee for USAA Federal Savings Bank  
MIN No.: 100105600015130148
11. An easement created by instrument, including the terms and provisions thereof,  
Dated: July 3, 2006  
Recorded: July 7, 2006  
Document No.: 2006-46654, Deschutes County Records  
In favor of: Central Electric Cooperative, a cooperative corporation

12. Trust Deed to secure an indebtedness in the amount shown below, and any other obligations secured thereby:

Amount: \$405,000.00  
Dated: October 15, 2007  
Recorded: October 31, 2007  
Document No.: 2007-57748, Deschutes County Records  
Grantor: Linda J. Stenstadvold and Stan M. N. Stenstadvold,  
wife and husband  
Trustee: Michael G. Magnus, Esq.  
Beneficiary: USAA Federal Savings Bank

Note: Taxes paid in full for the year 2008-2009

Original Amount: \$6,685.14  
Tax Lot No.: 14-11-00-00-00105  
Account No.: 181443, Code 6-051

**This report is to be utilized for information only. Any use of this report as a basis for transferring, encumbering or foreclosing the real property described will require payment in an amount equivalent to applicable title insurance premium as required by the rating schedule on file with the Oregon Insurance Division.**

**The liability of Western Title & Escrow Company is limited to the addressee and shall not exceed the premium paid hereunder.**

Any questions concerning the Lot Book Report should be directed to **Charlie Cookson** at **541-322-9280**, or email at **[titleofficersupport@westerntitle.com](mailto:titleofficersupport@westerntitle.com)**.

**Exhibit "A"**

A parcel of land being a portion of Parcel 1 of Minor Partition MP-90-68 (Partition Plat No. 1992-34) as recorded with Deschutes County and being more particularly described as follows:

Beginning at the Southwest corner of said Parcel 1, said point also being the East one-quarter corner of Section 11, Township 14 South, Range 11 East, Willamette Meridian, Deschutes County, Oregon; thence North  $01^{\circ}30'06''$  East 1275.85 feet to a 3" brass cap at the North one-sixteenth corner of said Section 11; thence North  $88^{\circ}49'31''$  East, 1309.25 feet to a 3" brass cap at the Northwest one-sixteenth corner of said Section 11; thence North  $88^{\circ}49'31''$  East, 281.51 feet to a 5/8" iron rod on the Easterly right-of-way of Holmes County Road; thence along said right-of-way the following courses; South  $40^{\circ}36'55''$  West, 349.50 feet; thence South  $21^{\circ}48'15''$  West, 775.78 feet; thence South  $09^{\circ}54'45''$  West, 315.18 feet to a point on the East-West centerline of said Section 11, a 5/8" iron rod; thence along said centerline, South  $89^{\circ}21'10''$  West, 1054.34 feet to the point of beginning.

EXCEPTING THEREFROM: A 50.00 wide strip for Holmes County Road.

05/21/2009

To: USAA Federal Savings Bank  
From: Linda Stenstadvold and Stan Stenstadvold  
Account number: 10512905  
Loan number: 85311827  
USAA Number: 012195080  
Subject: Notification of change status of irrigation rights on property

We are in the process of selling part of the irrigation rights that came with the property at 70955 Holmes Rd, Sisters, Oregon. Part of the sale process requires we notify any lien holders of the property about the sale.

The property came with 21 acres of irrigation rights. A survey of the designated acres showed that of the 21 acres 9 acres were not suitable for irrigating.

Attached is a copy of the documentation we are required to send.

We do not need a release of lien for this transaction.

Cc. Vern Church, Klamath Basin Water Manager

# Fax Cover Sheet

70955 Holmes Rd  
Sisters, OR 97759  
(541) 504-4602

<b>Send to:</b> USAA Federal Savings Bank	<b>From:</b> Stan & Linda Stenstadvoid
Attention:	Date: 05/21/2009
Office Location: 10750 McDermott Bank San Antonio, Texas 78288	Home Location: 70955 Holmes Rd Sisters, Or 97759
Fax Number: (800) 531-5717	Phone Number: (541) 504-4602

- Urgent
- Reply ASAP
- Please comment
- Please Review
- For your Information

**Total pages, including cover: 11**

**Comments:**

**Below is the FAX confirmation that it went through.**

HP Officejet 6210  
Personal Printer/Fax/Copier/Scanner

Log for  
The Pony Express  
5415491811  
May 21 2009 10:32AM

Last Transaction

<u>Date</u>	<u>Time</u>	<u>Type</u>	<u>Identification</u>	<u>Duration</u>	<u>Pages</u>	<u>Result</u>
May 21	10:27AM	Fax Sent	18005315717	4:27	11	OK

05/21/2009

To: USAA Federal Savings Bank - PHH Mortgage Service Center  
From: Linda Stenstadvoid and Stan Stenstadvoid  
Account number: 10512905  
Loan number: 28015543  
Subject: Notification of change status of irrigation rights on property

We are in the process of selling part of the irrigation rights that came with the property at 70955 Holmes Rd, Sisters, Oregon. Part of the sale process requires we notify any lien holders of the property about the sale.

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# Fax Cover Sheet

70955 Holmes Rd  
Sisters, OR 97759  
(541) 504-4602

<b>Send to:</b> USAA Federal Savings Bank – Mortgage Service Center	<b>From:</b> Stan & Linda Stenstadvold
Attention: <b>Special Loans</b>	Date: 05/21/2009
Office Location: <b>Mail Stop SV13</b> <b>P.O. Box 5452</b> <b>Mt. Laurel, NJ 08054</b>	Home Location: 70955 Holmes Rd Sisters, Or 97759
Fax Number: <b>(856) 917-2878</b>	Phone Number: (541) 504-4602

- Urgent
- Reply ASAP
- Please comment
- Please Review
- For your Information

**Total pages, including cover: 10**

**Comments:**

**Below is the FAX confirmation that it went through.**

HP Officejet 6210  
Personal Printer/Fax/Copier/Scanner

Log for  
The Pony Express  
5415491811  
May 21 2009 10:26AM

Last Transaction

<u>Date</u>	<u>Time</u>	<u>Type</u>	<u>Identification</u>	<u>Duration</u>	<u>Pages</u>	<u>Result</u>
May 21	10:22AM	Fax Sent	18569172878	4:06	10	OK

**STATE OF OREGON  
WATER RESOURCES DEPARTMENT**

725 Summer St. N.E. Ste. A  
SALEM, OR 97301-4172  
(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **115418**

INVOICE # \_\_\_\_\_

RECEIVED FROM: Carl & Steph Berg  
BY: Investments

APPLICATION	
PERMIT	
TRANSFER	<u>T-10481</u>

CASH:  CHECK:#  1491 OTHER: (IDENTIFY)

TOTAL REC'D \$ 575.00

**1083 TREASURY 4170 WRD MISC CASH ACCT**

0407 COPIES	\$	
OTHER: (IDENTIFY)	\$	
0243 I/S Lease	0244 Muni Water Mgmt. Plan	0245 Cons. Water

**4270 WRD OPERATING ACCT**

MISCELLANEOUS		
0407 COPY & TAPE FEES	\$	
0410 RESEARCH FEES	\$	
0408 MISC REVENUE: (IDENTIFY)	\$	
TC162 DEPOSIT LIAB. (IDENTIFY)	\$	
0240 EXTENSION OF TIME	\$ <u>575.00</u>	
WATER RIGHTS:		
0201 SURFACE WATER	EXAM FEE \$	0202 RECORD FEE \$
0203 GROUND WATER	\$	0204 \$
0205 TRANSFER	\$	
WELL CONSTRUCTION		LICENSE FEE
0218 WELL DRILL CONSTRUCTOR	EXAM FEE \$	0219 \$
LANDOWNER'S PERMIT		0220 \$
OTHER (IDENTIFY)		

**0536 TREASURY 0437 WELL CONST. START FEE**

0211 WELL CONST START FEE	\$	CARD #
0210 MONITORING WELLS	\$	CARD #
OTHER (IDENTIFY)		

**0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER**

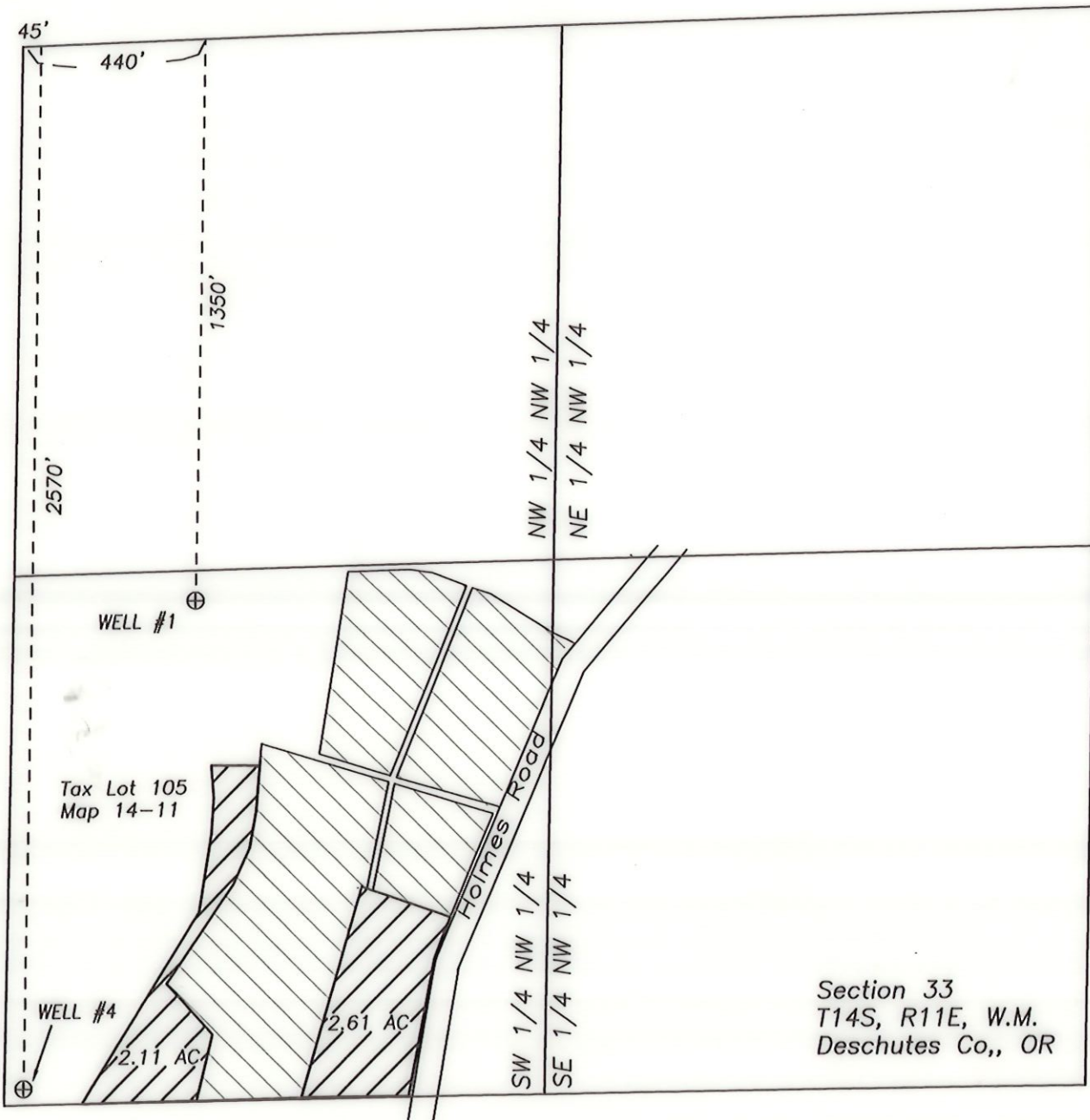
0233 POWER LICENSE FEE (FWWRD)		\$
0231 HYDRO LICENSE FEE (FWWRD)		\$
HYDRO APPLICATION		\$

**TREASURY OTHER / RDX**

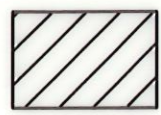
FUND \_\_\_\_\_ TITLE \_\_\_\_\_  
OBJ. CODE \_\_\_\_\_ VENDOR # \_\_\_\_\_  
DESCRIPTION \_\_\_\_\_ \$ \_\_\_\_\_

RECEIPT: **115418**

DATED: 4/6/15 BY: Mari Adams



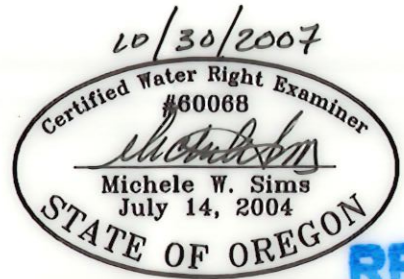
# Water Right Transfer "Off" Map



Water Right to transfer off land  
(Certificate No. 82985, priority date  
March 10, 1994)



Water Right to remain on land  
(Certificate No. 82985, priority date  
March 10, 1994)

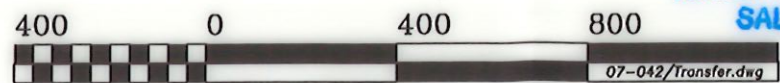


Renewal date: 6/30/2008

**RECEIVED**

NOV 01 2007

WATER RESOURCES DEPT  
SALES OREGON



THIS MAP IS FOR THE PURPOSE OF IDENTIFYING THE LOCATION OF THE WATER RIGHT. IT IS NOT INTENDED TO PROVIDE LEGAL DIMENSIONS OR LOCATIONS OF PROPERTY OWNERSHIP LINES.

T-10481