

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

In the Matter of Application for Extension) FINAL ORDER APPROVING AN
of Time for Transfer of Water Right) EXTENSION OF TIME
T-8967, Jackson County, Oregon)

Applicant

Philip & Catherine Scuderi
7203 Crescent Ridge Drive
Chapel Hill, NC 27516

Findings of Fact

1. The Water Resources Department issued an order approving Transfer Application T-8967 in the name of William H. Shackelford, on September 8, 2004. The order was recorded in Special Order Volume 61, at Page 418. The order set a transfer completion date of October 1, 2005.
2. The Water Resources Department issued an assignment from William H. Shackelford to Loretta M. Shackelford and Kathleen L. Woods, on October 17, 2006.
3. On October 25, 2006, the Department received a Claim of Beneficial Use from Loretta M. Shackelford and Kathleen L. Woods for the 8.0 of the allowed 10.0 acres.
4. The Water Resources Department issued an assignment from Loretta M. Shackelford and Kathleen L. Woods to Philip and Catherine Scuderi, on August 2, 2010.
5. On September 15, 2010, the Department received an application for extension of time for transfer of water right T-8967 from Philip and Catherine Scuderi.
6. The new applicant recently purchased the land and has completed the new point of diversion and 8 acres have been irrigated.

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.

7. To fully complete the change, the applicant will need to extend an underground pipeline into the remaining 2 acres of the land and irrigate the pasture. The pipeline construction was delayed by the local fire restrictions which prevent heavy equipment operation during the summer months.
8. The applicant has requested that the time for completion of beneficial use be extended to October 1, 2012.

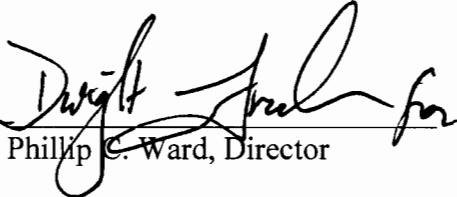
Conclusions of Law

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-8967.

Now, therefore, it is ORDERED:

The time for completion of beneficial use authorized by T-8967 shall be extended to October 1, 2012.

Dated at Salem, Oregon this 20 day of September, 2010


Phillip C. Ward, Director

Mailing date: SEP 22 2010