

STATE OF OREGON

COUNTY OF KLAMATH

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ANDREW AND DOROTHY POPSON  
P.O. BOX 435  
FORT KLAMATH, OREGON 97626

confirms the right to use the waters of ANNA CREEK, a tributary of WOOD RIVER, for IRRIGATION of 297.5 ACRES, STOCKWATER, AND DOMESTIC USE.

This right was confirmed by decree of the Circuit Court of the State of Oregon for KLAMATH County. The decree is of record at Salem, in the Order Record of the WATER RESOURCES DIRECTOR, in Volume 2, at Page 1. The date of priority is 1883.

The use is limited to 3.742 CUBIC FOOT PER SECOND FROM APRIL 1ST TO JULY 20TH OF EACH YEAR AND 1.871 CUBIC FOOT PER SECOND, THEREAFTER TO THE CLOSE OF THE IRRIGATION SEASON (IF AVAILABLE AT THE ORIGINAL POINT OF DIVERSION DESCRIBED AS THE SHATTUCK DITCH LOCATED WITHIN THE NE 1/4 SW 1/4, SECTION 31, TOWNSHIP 32 SOUTH, RANGE 7 1/2 EAST, W.M.; 1850 FEET NORTH AND 1650 FEET EAST FROM THE SOUTHWEST CORNER OF SECTION 31), or it's equivalent thereof in case of rotation; the total quantity delivered not to exceed three acre feet for each acre irrigated.

The point of diversion is located as follows:

SCOTT DITCH - LOT 2 (SW 1/4 NW 1/4), SECTION 31, TOWNSHIP 32 SOUTH, RANGE 7 1/2 EAST, W.M.; 3650 FEET NORTH AND 460 FEET EAST FROM THE SOUTHWEST CORNER OF SECTION 31.

A description of the place of use to which this right is appurtenant is as follows:

NE 1/4 NE 1/4	36.0 ACRES
SE 1/4 NE 1/4	18.2 ACRES
NE 1/4 SW 1/4	40.0 ACRES
SE 1/4 SW 1/4	40.0 ACRES
NE 1/4 SE 1/4	3.3 ACRES
NW 1/4 SE 1/4	40.0 ACRES
SW 1/4 SE 1/4	40.0 ACRES

SECTION 12  
TOWNSHIP 33 SOUTH, RANGE 6 EAST, W.M.

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 of the order must be filed within the 60 days of the date of service.

NW 1/4 NE 1/4 40.0 ACRES  
NE 1/4 NW 1/4 40.0 ACRES  
SECTION 13  
TOWNSHIP 33 SOUTH, RANGE 6 EAST, W.M.

The use for irrigation purposes hereunder shall conform to any reasonable rotation system ordered by the proper State Officer. The right to use water for domestic and stock purposes shall continue throughout the year.

The diversion works shall include an in-line flow meter, a weir, or other suitable device for measuring the water to which the user is entitled.


The type and plans of the measuring device be approved by the Watermaster and the weir or measuring device be maintained under the general supervision of said Watermaster.

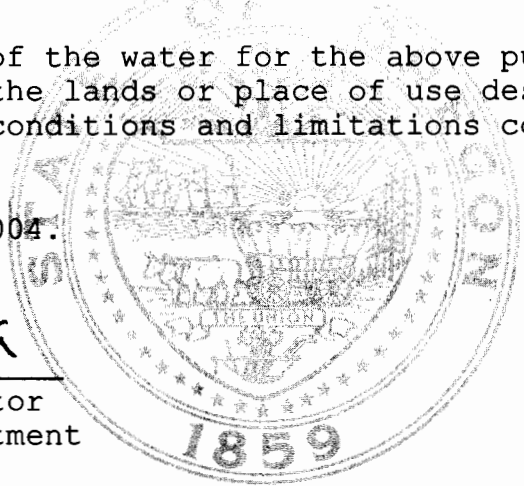
This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered NOVEMBER 16, 1981, and together with Certificates 53001, supersedes Certificates 1088, State Record of Water Right Certificates.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

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 and is subject to all other conditions and limitations contained in said decree.

Issued February 19, 2004.

  
Paul R. Cleary, Director  
Water Resources Department



Recorded in State Record of Water Right Certificates Number 80583.