

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.

STATE OF OREGON

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

NOLL GOODWIN ECUMENICAL ART AND ACTS CHURCH TRUST
PAUL LEONARD AND ANNROBIN NOLL TRUSTEES
15 ALLEN LANE
TALENT, OR 97540

confirms the right to use the waters of A SPRING AND FALL CREEK, tributary of the KLAMATH RIVER, for DOMESTIC USE OF ONE FAMILY, IRRIGATION OF 1.0 ACRE, AND SUPPLEMENTAL IRRIGATION OF 0.1 ACRE.

This right was perfected under Permit 43780. The date of priority is OCTOBER 19, 1978. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.023 CUBIC FOOT PER SECOND; BEING 0.005 CFS FOR DOMESTIC USE AND 0.002 CFS FOR IRRIGATION OF 0.2 ACRE FROM THE SPRING; 0.01 CFS FOR IRRIGATION OF 0.8 ACRE, 0.001 CFS FOR SUPPLEMENTAL IRRIGATION OF 0.1 ACRE, AND 0.005 CFS FOR SUPPLEMENTAL DOMESTIC USE FROM FALL CREEK; or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

LOT 4, SECTION 15, LOT 1, SECTION 16, T 41 S, R 4 E, W.M.; SPRING - 240 FEET NORTH AND 395 FEET EAST, DIVERSION A - 70 FEET NORTH AND 50 FEET WEST, DIVERSION B - 60 FEET NORTH AND 145 FEET WEST, ALL FROM THE SE CORNER, SECTION 16.

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 ONE-EIGHTIETH of one cubic foot per second per acre, 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.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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

SPRING
LOT 1 0.2 ACRE AND DOMESTIC

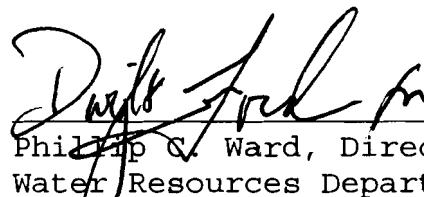
FALL CREEK
PRIMARY SUPPLEMENTAL
LOT 1 0.8 ACRE 0.1 ACRE AND DOMESTIC
SECTION 16
TOWNSHIP 41 SOUTH, RANGE 4 EAST, W.M.

THIS CERTIFICATE IS ISSUED TO CORRECTLY DESCRIBE THE LOCATIONS OF THE DIVERSION POINTS, PLACES OF USE AND SUPERSEDES CERTIFICATE 66580.

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. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

Issued MAY 26, 2005.


Philip G. Ward, Director
Water Resources Department

Recorded in State Record of Water Right Certificates number 81380.

S-58009.LHN