

Walter Casebeer
Ph 545-6479

3163

STATUS OF APPLICATION

Change in point of diversion
Date filed 1-29-74
Date of hearing 3-9-76
Place of hearing Klamath Falls
Date of order 3-11-76 Vol. 26, page 447

Date for application of water 10-1-77 10-1-79

Proof mailed _____

Proof received _____

Certificate issued AUG 30 1976 Vol. 35, page 43600

AUG 30 1976 Vol. 35 p. 43601

DEC 19 1996 Vol. 74 73644

DEC 19 1996 Vol. 74 73645

to survey
1/80

REMARKS

see transfer W-57 which involves other parts of the rights involved

CARD FOR C DEC 26 1979

DESCRIPTION OF WATER RIGHT

Name of stream Lost River
Trib. of _____ County of Klamath
Use irrigation
Quantity of water _____ No. of acres 228³
Name of ditch _____

Date of priority 1902

In name of Francis J. Bowne

Lost River Adjudication, Vol. 5, page 97

App. No. _____ Per. No. _____ Cert. No. 2271

Certificate cancelled _____

Notation made on record by _____

OK Cert

FEES PAID

Date	Amount	Receipt No.
<u>1-29-75</u>	<u>30.00</u>	<u>45014</u>
<u>1-29-75</u>	<u>50.00 P.O.N.</u>	<u>45015</u>
<u>12-22-75</u>	<u>2.88 P.O.N.</u>	<u>50780</u>
TOTAL . . .		
<u>2-19-76</u>	<u>80⁰⁰</u>	<u>45015</u>
	Cert. Fee	<u>50780</u>

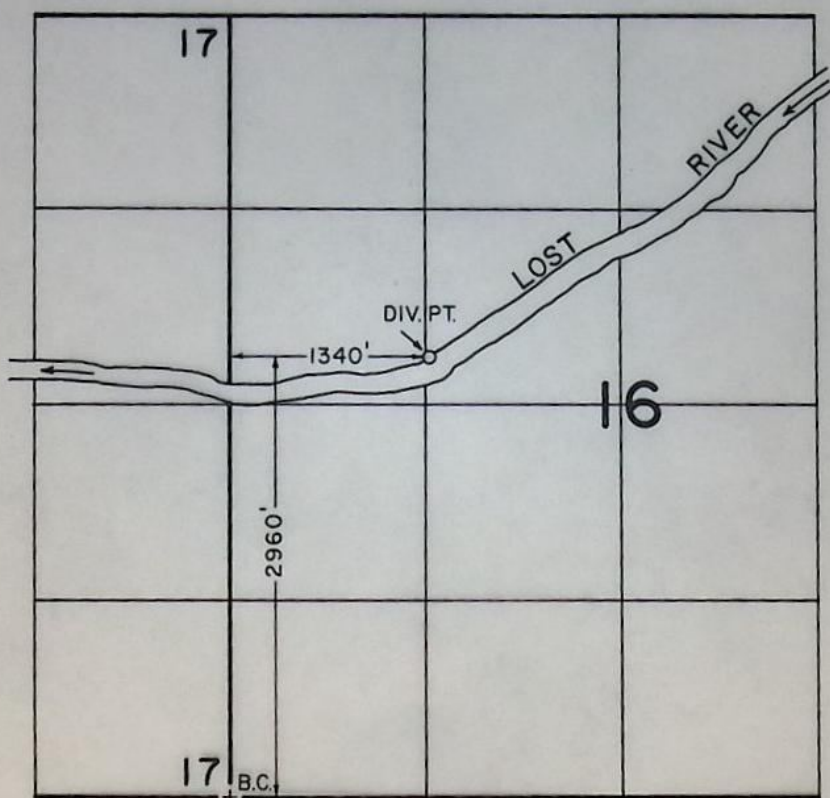
FEES REFUNDED

Date	Amount	Check No.
<u>2-19-76</u>	<u>B 7.45</u>	<u>284</u>

TO BE ENTERED WHEN CHECKED	INDEX CARDS:	
	Entered	Checked
<u>WH</u> Name	<u>✓</u>	<u>✓</u>
<u>WH</u> Stream	<u>✓</u>	<u>✓</u>
<u>WH</u> Pt. of Div.	<u>✓</u>	<u>✓</u>
<u>WH</u> Calendar	<u>✓</u>	<u>✓</u>
CHECKED TO RECORDS:		
<u>✓</u> Twp. & Ege.	<u>✓</u>	<u>✓</u>
<u>✓</u> Decree-vault	<u>✓</u>	<u>✓</u>
<u>✓</u> Decree-safe	<u>✓</u>	<u>✓</u>
<u>✓</u> Cert. of W/R(2)	<u>CC</u>	<u>✓</u>
<u>✓</u> Per. Folder	<u>✓</u>	<u>✓</u>
<u>✓</u> Chainindex	<u>✓</u>	<u>✓</u>
<u>✓</u> Cross Ref.	<u>✓</u>	<u>✓</u>
<u>✓</u> Power Claim	<u>✓</u>	<u>✓</u>
<u>✓</u> Abstracts	<u>✓</u>	<u>✓</u>



T. 39 S., R. 11 E., W.M.



SCALE: 1" = 1320'

FINAL PROOF SURVEY
UNDER

TRANSFER NO. 3163

Application No. Permit No.
IN NAME OF

..... **WALTER CASEBEER**

Surveyed SEPT. 12, 1989, by B. W. BISHOP....

1-17-90

41035-278-71D

fox

STATE OF OREGON

Superseded by 51343
Cert. No. 67629

COUNTY OF KLAMATH

CERTIFICATE OF WATER RIGHT

This Is to Certify, That

FRANCIS J. BOWNE

of Bonanza
a right to the use of the waters of
Lost River and springs

, State of Oregon, 97623 , has

a tributary of Tule Lake for the purpose of
irrigating 419.3 acres in Tract 1 and irrigating 147.7 acres in Tract 2

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for
Klamath County, and the said decree entered of record at Salem, in the Order Record of
the WATER RESOURCES DIRECTOR, in Volume 5 , at page 94 ; that the priority of the
right thereby confirmed dates from 1902

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an
amount actually beneficially used for said purposes, and shall not exceed 7.09 cubic feet of
water per second during any irrigation season, and a quantity for domestic and
stock purposes outside of the irrigation season at a rate of one-half second
foot for each 1000 head of stock.

The point of diversion is located in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 17, T. 39 S., R. 11 E., W. M.,
South 31 degrees 02 minutes East 2754.4 feet from the NE $\frac{1}{4}$ Corner of Section 17 for
Tract 1 and in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 17, T. 39 S., R. 11 E., W. M., North 38 degrees
14 minutes East 1100 feet from the SW Corner of Section 17 for Tract 2.
A description of the place of use under the right, and to which such right is appurtenant, is as
follows:

SEE NEXT PAGE

T-5073

(Signature)
11-18-73

11A 11-18-73

Tract 1

20.0 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$
 35.0 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$
 26.0 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$
 10.0 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$

Section 7

23.0 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$
 25.5 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$
 38.0 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$
 13.0 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$

Section 8

3.3 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
 12.8 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 9

5.4 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$
 Section 16

30.0 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$
 10.0 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$
 6.0 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$
 34.0 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$
 29.0 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$
 27.0 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$
 34.0 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$
 3.9 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$

Section 17

16.5 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$
 0.3 acre NW $\frac{1}{4}$ NE $\frac{1}{4}$
 0.8 acre NE $\frac{1}{4}$ SE $\frac{1}{4}$
 0.3 acre SE $\frac{1}{4}$ SE $\frac{1}{4}$
 9.5 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$
 6.0 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$

Section 18

T. 39 S., R. 11 E., W. M.

Tract 2

1.1 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$
 1.0 acre SE $\frac{1}{4}$ NW $\frac{1}{4}$

Section 17

0.5 acre NE $\frac{1}{4}$ NE $\frac{1}{4}$
 37.7 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$
 39.0 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$
 38.2 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$
 0.5 acre NW $\frac{1}{4}$ SE $\frac{1}{4}$
 29.7 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 18

T. 39 S., R. 11 E., W. M.

An order of the State Engineer entered September 9, 1952 approved a change in point of diversion for the irrigation of, among other lands, 147.7 acres in Tract 2 and an order of the Water Resources Director entered March 11, 1976 approved a change in point of diversion for the irrigation of 174.5 acres. This certificate is issued to confirm the change in point of diversion approved September 9, 1952, the remaining right not involved in the change approved March 11, 1976, and supersedes the certificate heretofore issued to Francis J. Bowne recorded at Page 2271, Volume 3, State Record of Water Right Certificates.

And said right shall be subject to all other conditions and limitations contained in said decree. The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described, and is subject to the existing minimum flow policies established by the Water Policy Review Board. WITNESS the signature of the Water Resources Director, affixed

this date August 30, 1976.

James E. Sexson
 Water Resources Director

STATE OF OREGON

COUNTY OF KLAMATH

CERTIFICATE OF WATER RIGHT

This Is to Certify, That FRANCIS J. BOWNE

of Bonanza, State of Oregon 97623, has
a right to the use of the waters of
Lost River and springs

a tributary of Tule Lake for the purpose of
irrigation of 401.1 acres in Tract 1 and 147.7 acres in Tract 2; domestic and
stock use in both tracts

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for
Klamath County, and the said decree entered of record at Salem, in the Order Record of
the WATER RESOURCES DIRECTOR, in Volume 5, at page 94; that the priority of the
right thereby confirmed dates from 1902

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an
amount actually beneficially used for said purposes, and shall not exceed 6.86 cubic feet per
second during any irrigation season and a quantity for domestic and stock pur-
poses outside the irrigation season at a rate of 0.5 cfs for each 1000 head of
stock.

The point of diversion is located in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 17, T39S, R11E, WM; South 31
degrees 02 minutes East, 2,754.4 feet from N $\frac{1}{2}$ Corner, Section 17 for Tract 1;
SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 17, T39S, R11E, WM; North 38 degrees 01 minute 30 seconds
East, 1,100 feet from SW Corner, Section 17 for Tract 2.
A description of the place of use under the right, and to which such right is appurtenant, is as
follows:

SEE NEXT PAGE

Tract 1
20.0 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$
35.0 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$
26.0 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$
10.0 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 7

23.0 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$
25.5 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$
38.0 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$
13.0 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 8

3.3 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 9

30.0 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$
34.0 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$
6.0 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$
10.0 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$
29.0 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$
27.0 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$
34.0 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$
3.9 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$
Section 17

16.5 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$
0.3 acre NW $\frac{1}{4}$ NE $\frac{1}{4}$
0.8 acre NE $\frac{1}{4}$ SE $\frac{1}{4}$
9.5 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$
0.3 acre SE $\frac{1}{4}$ SE $\frac{1}{4}$
6.0 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$
Section 18

Township 39 South, Range 11 East, WM

Tract 2
1.1 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$
1.0 acre SE $\frac{1}{4}$ NW $\frac{1}{4}$
Section 17

0.5 acre NE $\frac{1}{4}$ NE $\frac{1}{4}$
37.7 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$
39.0 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$
38.2 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$
0.5 acre NW $\frac{1}{4}$ SE $\frac{1}{4}$
29.7 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 18

Township 39 South, Range 11 East, WM

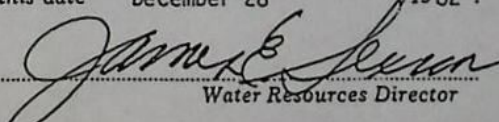
This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 43600, Volume 35, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on August 30, 1982, approving Transfer Application 5073.

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.

And said right shall be subject to all other conditions and limitations contained in said decree. The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the Water Resources Director, affixed

this date December 28, 1982.


Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 46, page 51343

STATE OF OREGON
COUNTY OF KLAMATH
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

STEVEN W. CASEBEER
ROUTE 1, BOX 810
BONANZA, OREGON 97623

confirms the right to use the waters of LOST RIVER, a tributary of TULE LAKE, for the purpose of IRRIGATING 18.2 ACRES.

The right has been 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 5, at page 94. The date of priority is 1902.

The right is limited to not more than 0.23 CUBIC FOOT PER SECOND WHEN AVAILABLE AT THE ORIGINAL POINT OF DIVERSION: SE 1/4 NE 1/4, SECTION 17, T 39 S, R 11 E, W.M.; SOUTH 31 DEGREES 02 MINUTES EAST 2754.4 FEET FROM THE N 1/4 CORNER OF SECTION 17.

The point of diversion is located as follows:

NW 1/4 NE 1/4, SECTION 16, T 39 S, R 11 E, W.M.; 630 FEET SOUTH AND 1430 FEET WEST FROM THE NE CORNER OF SECTION 16.

A description of the place of use under the right, and to which such right is appurtenant, is as follows:

SW 1/4 SE 1/4 12.8 ACRES
SECTION 9

NW 1/4 NE 1/4 5.4 ACRES
SECTION 16
TOWNSHIP 39 SOUTH, RANGE 11 EAST, W.M.

The following provisions shall be effective when in the judgment of the Watermaster it becomes necessary to install headgates and measuring devices:

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 before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said Watermaster.

SEE NEXT PAGE

This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered AUGUST 30, 1982, and together with Certificate 51343, supersedes Certificate 43600, 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 said right shall be subject to all other conditions and limitations contained in said decree.

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

WITNESS the signature of the Water Resources Director, affixed this date JULY 24, 1992.

/s/ MARTHA O. PAGEL
Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 67629.

T-5073A.JCL

STATE OF OREGON
COUNTY OF KLAMATH
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

STEVEN W. CASEBEER
ROUTE 1, BOX 810
BONANZA, OR 97623

confirms the right to use the waters of LOST RIVER, a tributary of TULE LAKE, for IRRIGATING 174.5 ACRES.

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 3, at Page 2271. The date of priority is 1902.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 2.18 CUBIC FEET PER SECOND WHEN AVAILABLE AT THE ORIGINAL POINT OF DIVERSION: SE 1/4 NE 1/4, SECTION 17, T 39 S, R 11 E, W.M.; SOUTH 31 DEGREES 02 MINUTES, EAST 2754.4 FEET FROM THE N 1/4 CORNER OF SECTION 17, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SE 1/4 NW 1/4, SECTION 16, T 39 S, R 11 E, W.M.; 2960 FEET NORTH AND 1340 FEET EAST FROM THE SW CORNER OF SECTION 16.

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

SW 1/4 SW 1/4	39.0 ACRES
SE 1/4 SW 1/4	33.7 ACRES
SW 1/4 SE 1/4	7.2 ACRES

SECTION 9

NW 1/4 NE 1/4	14.6 ACRES
NE 1/4 NW 1/4	40.0 ACRES
NW 1/4 NW 1/4	40.0 ACRES

SECTION 16

TOWNSHIP 39 SOUTH, RANGE 11 EAST, W.M.

When in the judgment of the Watermaster it becomes necessary to install headgates and measuring devices:

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

the type and plans of the measuring device be approved by the Watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said Watermaster.

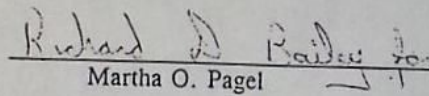
This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered MARCH 11, 1976, and together with Certificate 43600, supersedes Certificate 2271, State Record of Water Right Certificates.

SEE NEXT PAGE

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.

WITNESS the signature of the Water Resources Director, affixed DECEMBER 19 .
1996.


Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 73644.

Superseded by: 43600
Cert. No. 73644

Sp. Of. V26 p. 442
T-3463

(For Rights which have been confirmed by the Courts)

for the purpose of the irrigation of 741.5 acres of land, domestic and stock use

that the amount of water to which such right is entitled and hereby confirmed for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 9.27 sec. ft. during any irrigation season, and a quantity for domestic and stock purposes outside of the irrigation season at a rate of one-half second foot for each 1000 head of stock; and shall be subject to all other conditions and limitations contained in said decree.

A description of the lands irrigated under such right, and to which the water hereby confirmed is appurtenant, or, if for other purposes, the place where such water is put to beneficial use, is as follows: 23 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$; 25.5 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$; 38 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ and 13 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 8; 39 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$; 37 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ and 20 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9; 40 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$; 40 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ and 20 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 16; 30 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$; 10 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$; 6 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$; 34 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$; 29 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$; 28 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$; 34 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ and 5 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 17; 20 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$; 35 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$; 26 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and 10 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 7; 17 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$; 36 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$; 39 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$; 39 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$; 30 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$; 10 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ and 6 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 18, T 39 S. R. 11 E. W. M., in Klamath County, Oregon.

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described.

WITNESS the seal and signature of the ^{State}~~City~~
Water Board

~~Noted~~, affixed this 15th day

of May , 1919 .

STATE WATER BOARD

(SEAL OF STATE WATER BOARD)

By PERCY A. CUPPER
State Engineer, President

Attest:

R. W. POTTER
Secretary

Recorded in State Record of Water Right Certificates, Volume 3, page 2271.

STATE OF OREGON
COUNTY OF KLAMATH
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

STEVEN W. CASEBEER
ROUTE 1, BOX 810
BONANZA, OR 97623

confirms the right to use the waters of LOST RIVER, a tributary of TULE LAKE, for IRRIGATING 34.0 ACRES.

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 5, at Page 4782. The date of priority is 1902.

The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.42 CUBIC FOOT PER SECOND WHEN AVAILABLE AT THE ORIGINAL POINT OF DIVERSION: SE 1/4 NE 1/4, SECTION 17, T 39 S, R 11 E, W.M.; SOUTH 31 DEGREES 02 MINUTES, EAST 2754.4 FEET FROM THE N 1/4 CORNER OF SECTION 17, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SE 1/4 NW 1/4, SECTION 16, T 39 S, R 11 E, W.M.; 2960 FEET NORTH AND 1340 FEET EAST FROM THE SW CORNER OF SECTION 16.

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

SW 1/4 NW 1/4 34.0 ACRES
SECTION 16
TOWNSHIP 39 SOUTH, RANGE 11 EAST, W.M.

When in the judgment of the Watermaster it becomes necessary to install headgates and measuring devices:

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

the type and plans of the measuring device be approved by the Watermaster before the beginning of construction work and that the weir or measuring device be installed 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 MARCH 11, 1976, and together with Certificate 43601, supersedes Certificate 4782, State Record of Water Right Certificates.

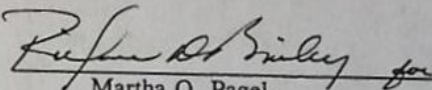
The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

SEE NEXT PAGE

T-3163B,BXB

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.

1996. WITNESS the signature of the Water Resources Director, affixed DECEMBER 19 ,


Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 73645.

STATE OF OREGON
COUNTY OF KLAMATH
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

STEVEN W. CASEBEER
ROUTE 1, BOX 810
BONANZA, OREGON 97623

confirms the right to use the waters of LOST RIVER, a tributary of TULE LAKE, for the purpose of IRRIGATING 12.5 ACRES.

The right has been 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 7, at page 174. The date of priority is 1902.

The right is limited to not more than 0.16 CUBIC FOOT PER SECOND WHEN AVAILABLE AT THE ORIGINAL POINT OF DIVERSION: SE 1/4 NE 1/4, SECTION 17, T 39 S, R 11 E, W.M.; SOUTH 31 DEGREES 02 MINUTES EAST 2754.4 FEET FROM THE N 1/4 CORNER OF SECTION 17.

The point of diversion is located as follows:

NW 1/4 NE 1/4, SECTION 16, T 39 S, R 11 E, W.M.; 630 FEET SOUTH AND 1430 FEET WEST FROM THE NE CORNER OF SECTION 16.

A description of the place of use under the right, and to which such right is appurtenant, is as follows:

SW 1/4 SE 1/4 7.5 ACRES
SECTION 9

NW 1/4 NE 1/4 5.0 ACRES
SECTION 16
TOWNSHIP 39 SOUTH, RANGE 11 EAST, W.M.

The following provisions shall be effective when in the judgment of the Watermaster it becomes necessary to install headgates and measuring devices:

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 before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said Watermaster.

SEE NEXT PAGE

This certificate is issued to confirm a change in POINT OF DIVERSION approved by an order of the Water Resources Director entered AUGUST 30, 1982, and together with Certificate 51342, supersedes Certificate 43601, 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 said right shall be subject to all other conditions and limitations contained in said decree.

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

WITNESS the signature of the Water Resources Director, affixed this date JULY 24, 1992.

MARtha O. PAGEL

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 67630.

T-5073B.JCL

Superseded by

Cert. No.

STATE OF OREGON

COUNTY OF KLAMATH

CERTIFICATE OF WATER RIGHT

This is to Certify, That Francis J. Bowne,

of Bonanza,

State of

Oregon,

has a right to the use of

the waters of Lost River and tributary springs, a tributary of Tule Lake

for the purpose of irrigation of 776.5 acres of land, domestic and stock;

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for
 Klamath County, and the said decree entered of record at Salem, in the Order
 Record of the STATE ENGINEER, in Volume 7, at page 147; that the priority
 of the right thereby confirmed dates from 1902;

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an
 amount actually beneficially used for said purposes, and shall not exceed 9.70 cubic feet per
 second, and shall be subject to all other conditions and limitations contained in
 said decree.

A description of the lands irrigated under such right, and to which the water is appurtenant
 (or, if for other purposes, the place where such water is put to beneficial use), is as follows:

1.8 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$; 0.2 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$; 31 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$;
 13 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$; 1 acre in the NW $\frac{1}{4}$ SE $\frac{1}{4}$; 31 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 8;
 39 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$; 39 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$; 2 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$; 36 acres
 in the NW $\frac{1}{4}$ SE $\frac{1}{4}$; 7.5 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9; 34 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$;
 5.0 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 16; 20 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$; 10 acres in the
 SE $\frac{1}{4}$ NW $\frac{1}{4}$; 5 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$; 34 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$; 10 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$;
 26 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$; 15 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 17; 30 acres in the
 SE $\frac{1}{4}$ NW $\frac{1}{4}$; 32 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, and 29 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 7; 21 acres
 in the NE $\frac{1}{4}$ NE $\frac{1}{4}$; 38 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$; 9 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$; 27 acres in the
 NW $\frac{1}{4}$ SE $\frac{1}{4}$; 37 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$; 35 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$; 32 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$;
 30 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$; 40 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$; 16 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$; and 30
 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 18; all in Township Thirty-nine South of Range
 Eleven East of Willamette Meridian, in Klamath County, Oregon.

Pt. of div. changed for
 Part of these lands -
 Sp. Or. Vol. 11, p. 435

The right to the use of the water for irrigation purposes is restricted to the lands or place
 of use herein described.

WITNESS the signature of the State Engineer,

affixed this 24th

day

of July

, 1923.

PERCY A. CUPPER

State Engineer.

Recorded in State Record of Water Right Certificates, Volume 5, page 4782

STATE OF OREGON

COUNTY OF KLAMATH

CERTIFICATE OF WATER RIGHT

Superseded by 513424
Cert. No. 67630

This Is to Certify, That

FRANCIS J. BOWNE

of Bonanza
a right to the use of the waters of
Lost River and tributary springs

, State of Oregon, 97623 , has

a tributary of Tule Lake for the purpose of
irrigating 540.7 acres in Tract 1 and irrigating 201.8 acres in Tract 2

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for
Klamath County, and the said decree entered of record at Salem, in the Order Record of
the WATER RESOURCES DIRECTOR, in Volume 7 , at page 147 ; that the priority of the
right thereby confirmed dates from 1902

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an
amount actually beneficially used for said purposes, and shall not exceed 9.28 cubic feet of
water per second.

The point of diversion is located in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 17, T. 39 S., R. 11 E., W. M.,
South 31 degrees 02 minutes East 2754.4 feet from the NE $\frac{1}{4}$ Corner of Section 17 for
Tract 1 and in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 17, T. 39 S., R. 11 E., W. M., North 38 degrees
14 minutes East 1100 feet from the SW Corner of Section 17 for Tract 2.
A description of the place of use under the right, and to which such right is appurtenant, is as
follows:

SEE NEXT PAGE

T-5073

Tract 1

1.8 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$
 0.2 acre NW $\frac{1}{4}$ NE $\frac{1}{4}$
 31.0 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$
 13.0 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$
 1.0 acre NE $\frac{1}{4}$ SE $\frac{1}{4}$
 31.0 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$
 Section 8

39.0 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$
 39.0 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
 2.0 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
 36.0 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$
 7.5 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$
 Section 9

5.0 acres NW $\frac{1}{4}$ NE $\frac{1}{4}$
 Section 16

20.0 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$
 3.2 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$
 Section 17

30.0 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$
 32.0 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
 29.0 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
 Section 7

37.0 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$
 35.0 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$
 32.0 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$
 30.0 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$
 40.0 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
 16.0 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
 30.0 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$
 Section 18

T. 39 S., R. 11 E., W. M.

Tract 2

10.0 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$
 1.8 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$
 34.0 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$
 10.0 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
 36.0 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$
 15.0 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$
 Section 17

21.0 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$
 38.0 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$
 9.0 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$
 27.0 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$
 Section 13

T. 39 S., R. 11 E., W. M.

An order of the State Engineer entered September 9, 1952 approved a change in point of diversion for the irrigation of, among other lands, 201.8 acres in Tract 2 and an order of the Water Resources Director entered March 11, 1976 approved a change in point of diversion for the irrigation of 34.0 acres. This certificate is issued to confirm the change in point of diversion approved September 9, 1952, the remaining right not involved in the change approved March 11, 1976, and supersedes the certificate heretofore issued to Francis J. Bowne recorded at Page 4782, Volume 5, State Record of Water Right Certificates.

And said right shall be subject to all other conditions and limitations contained in said decree. The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described, and is subject to the existing minimum flow policies established by the Water Policy Review Board. WITNESS the signature of the Water Resources Director, affixed

this date August 30, 1976.

James E. Sexson
 Water Resources Director

STATE OF OREGON

COUNTY OF KLAMATH

CERTIFICATE OF WATER RIGHT

This Is to Certify, That FRANCIS J. BOWNE

of Bonanza, State of Oregon 97623, has
a right to the use of the waters of
Lost River and tributary springs

a tributary of Tule Lake for the purpose of
irrigation of 528.2 acres in Tract 1 and irrigation of 201.8 acres in Tract 2

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for
Klamath County, and the said decree entered of record at Salem, in the Order Record of
the WATER RESOURCES DIRECTOR, in Volume 7, at page 147; that the priority of the
right thereby confirmed dates from 1902

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an
amount actually beneficially used for said purposes, and shall not exceed 9.12 cubic feet
per second

The point of diversion is located in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 17, T39S, R11E, WM; South 31
degrees 02 minutes East, 2,754.4 feet from N $\frac{1}{2}$ Corner, Section 17 for Tract 1;
SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 17, T39S, R11E, WM; North 38 degrees 01 minute 30 seconds East,
1,100 feet from SW Corner, Section 17 for Tract 2.
A description of the place of use under the right, and to which such right is appurtenant, is as
follows:

SEE NEXT PAGE

Tract 1
30.0 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$
32.0 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
29.0 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 7

1.8 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$
0.2 acre NW $\frac{1}{4}$ NE $\frac{1}{4}$
13.0 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$
31.0 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$
31.0 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$
1.0 acre NW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 8

39.0 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
39.0 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$
2.0 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
36.0 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 9

20.0 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$
3.2 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$
Section 17

35.0 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$
30.0 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$
32.0 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$
40.0 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
30.0 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$
16.0 acres SE $\frac{1}{4}$ SW $\frac{1}{4}$
37.0 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 18

Township 39 South, Range 11 East, WM

Tract 2
1.8 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$
34.0 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$
10.0 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$
10.0 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
36.0 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$
15.0 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 17

21.0 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$
38.0 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$
27.0 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$
9.0 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 18

Township 39 South, Range 11 East, WM

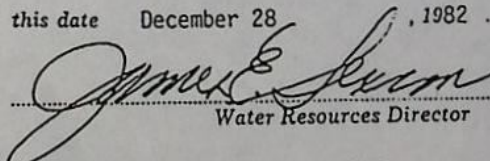
This certificate describes that portion of the water right confirmed by the prior certificate recorded at page 43601, Volume 35, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on August 30, 1982, approving Transfer Application 5073.

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.

And said right shall be subject to all other conditions and limitations contained in said decree. The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

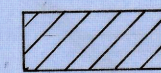

WITNESS the signature of the Water Resources Director, affixed

this date December 28, 1982.


Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 46, page 51342



-  IRRIGATION UNDER CERTIFICATE NO. 2271
-  IRRIGATION UNDER CERTIFICATE NO. 4782

RECEIVED
DEC 31 1975
WATER RESOURCES DEPT.
SALEM, OREGON

RECEIVED
JAN 29 1975
STATE ENGINEER
SALEM, OREGON

REVISED 12/29/75

MAP SHOWING
RELOCATION OF POINT OF DIVERSION
FOR PORTION OF LANDS
COVERED UNDER BOWNE WATER RIGHTS
FOR

STEVEN W. CASEBEER

IN
SECTIONS 9 & 16 T.39S., R.11E., WM.

KLAMATH COUNTY

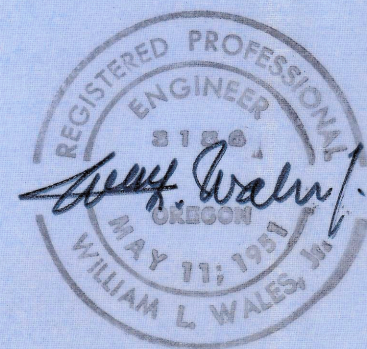
Scale 1" = 400'

OREGON

MAP BY:

WILLIAM L. WALES
& ASSOCIATES
CONSULTING ENGINEERS
KLAMATH FALLS, OREGON

JAN 1975



BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Klamath County

IN THE MATTER OF THE APPLICATION }
OF STEVEN W. CASEBEER FOR THE }
APPROVAL OF A CHANGE IN POINT OF }
DIVERSION OF WATER FROM LOST RIVER }

ORDER APPROVING
TRANSFER NO. 3163

On January 29, 1975, Steven W. Casebeer filed an application in the office of the Water Resources Director for the approval of a change in point of diversion of water from Lost River, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to Francis J. Bowne and recorded at Page 2271, Volume 3, State Record of Water Right Certificates, confirms a right to the use of not to exceed 9.27 cubic feet per second of water from Lost River for the irrigation of, among other lands, 39.0 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, 33.7 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, 7.2 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9, 14.6 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, and 40.0 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 16, Township 39 South, Range 11 East, W.M., with a date of priority of 1902. Certificate of water right issued to Francis J. Bowne and recorded at Page 4782, Volume 5, State Record of Water Right Certificates, confirms a right to the use of not to exceed 9.7 cubic feet per second of water from Lost River for the irrigation of, among other lands, 34.0 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, Township 39 South, Range 11 East, W.M., with a date of priority of 1902. These lands are irrigated from a point of diversion located South 31° 02' East 2754.4 feet from the North quarter-corner of Section 17, being within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 17, Township 39 South, Range 11 East, W.M.

The applicant herein, owner of the lands above described, proposes to irrigate these lands from a point of diversion to be located North 24° 14' 10" East 3270.6 feet from the Southwest corner of Section 16, being within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, Township 39 South, Range 11 East, W.M.

Notice of the filing of the application was given by publication setting forth a time and place certain for hearing objections to the proposed change in point of diversion of water, if any there were, namely: at the county courthouse in Klamath Falls, Oregon, on March 9, 1976, at 9:30 a.m. The notice was published in the Herald and News, a newspaper printed and having general circulation in Klamath County, Oregon, for a period of three weeks in the issues of January 15, 22, and 29, 1976. The date set for hearing in said notice was not less than thirty days after the last publication of the notice.

Mr. Donald E. Knauer, Watermaster of District No. 17, has filed a report to the effect that the proposed change in point of diversion of water may be made without injury to existing rights.

No objections having been filed and it appearing that the proposed change in point of diversion may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the change in point of diversion of water from Lost River, to wit:

From a point located South $31^{\circ} 02'$ East 2754.4 feet from the North quarter-corner of Section 17, being within the $SE\frac{1}{4} NE\frac{1}{4}$ of Section 17, Township 39 South, Range 11 East, W.M.

To a point to be located North $24^{\circ} 14' 10''$ East 3270.6 feet from the Southwest corner of Section 16, being within the $SE\frac{1}{4} NW\frac{1}{4}$ of Section 16, Township 39 South, Range 11 East, W.M.

for the irrigation of 39.0 acres in $SW\frac{1}{4} SW\frac{1}{4}$, 33.7 acres in $SE\frac{1}{4} SW\frac{1}{4}$, 7.2 acres in $SW\frac{1}{4} SE\frac{1}{4}$ of Section 9, 14.6 acres in $NW\frac{1}{4} NE\frac{1}{4}$, 40.0 acres in $NE\frac{1}{4} NW\frac{1}{4}$, 40.0 acres in $NW\frac{1}{4} NW\frac{1}{4}$, and 34.0 acres in $SW\frac{1}{4} NW\frac{1}{4}$ of Section 16, Township 39 South, Range 11 East, W.M., with a date of priority of 1902, is approved.

It is FURTHER ORDERED that the construction work shall be completed and the change in point of diversion of water made on or before October 1, 1977.

It is FURTHER ORDERED that the quantity of water diverted at the new point of diversion shall not exceed the quantity of water available at the old point of diversion, and shall not exceed 2.6 cubic feet per second.

It is FURTHER ORDERED that the following provisions shall be effective when in the judgement of the watermaster it becomes necessary to install headgates and measuring devices:

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

That the type and plans of the measuring device be approved by the watermaster before the beginning of construction work and that the weir or measuring device be installed under the general supervision of said watermaster.

It is FURTHER ORDERED that the certificates of water right heretofore issued to Francis J. Bowne and recorded at Page 2271, Volume 3, and Page 4782, Volume 5, State Record of Water Right Certificates, are canceled, and in lieu thereof two new certificates be issued covering the balance of the rights not involved in this proceeding, and upon receipt of proof satisfactory to the Water Resources Director of completion of the authorized change in point of diversion two certificates of water right shall be issued to Steven W. Casebeer confirming the change in point of diversion.

Dated at Salem, Oregon, this 11th day of March, 1976.

/s/ JAMES E. SEXSON
Director

Gibraltar Union Skin
MILLERS FALLS
ALL SUTTON

Affidavit of Publication

STATE OF OREGON,
COUNTY OF KLAMATH

ss.

RECEIVED

JAN 30 1976

WATER RESOURCES DEPT.
SALEM, OREGON

(COPY OF NOTICE TO BE PASTED HERE)

NOTICE OF FILING APPLICATION FOR A CHANGE IN POINT OF DIVERSION

Notice is given hereby that Steven W. Casebeer has filed an application for the approval of a change in point of diversion of water from Lost River.

Certificates of water right issued to Francis J. Browne recorded at page 2271, Volume 2 and page 4782, Volume 5, State Record of Water Right Certificates, confirms rights to the use of water from Lost River for the irrigation of, among other lands, 39.0 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, 33.7 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, 7.2 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 9; 14.6 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, 40.0 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, 40.0 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$ and 34.0 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 16, T. 39 S., R. 11 E., W.M., with a date of priority of 1902. Water for this use is diverted from a point located South 31° 02' E. 2754.4 ft. from the N $\frac{1}{4}$ -corner of Sec. 17, being within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 17, T. 39 S., R. 11 E., W.M.

The applicant herein, owner of the lands above described, proposes to irrigate these lands from a point of diversion to be located North 24° 14' 10" East 3270.6 ft. from the SW corner of Sec. 16, being within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 16, T. 39 S., R. 11 E., W.M.

All persons interested are notified hereby that a hearing will be held at the county courthouse at Klamath Falls, Oregon on March 9, 1976, at 9:30 a.m. All objections to this proposed change, if any there are, will be heard at said time and place. Any and all objections shall be prepared in writing, one copy to be served on Steven W. Casebeer, Route 1, Box 810, Bonanza, Or. 97623, and one copy filed with the Water Resources Director, Salem, Oregon, together with a \$10 filing fee at least 10 days prior to the date set for hearing. If no objections are filed, the application may be approved by the Water Resources Director without a hearing. Administrative rules pertaining to the filing of a protest will be furnished by the Water Resources Director upon request.

Dated at Salem, Oregon, this 7th day of January, 1976.

JAMES E. SEXSON
Director

January 15, 22, 29, 1976

I, Clara M. Dent

being first duly sworn, depose and say that I am the principal clerk of the publisher of the Herald and News

a newspaper of general circulation, as defined by Chapter 193 ORS, printed and published at Klamath Falls in the aforesaid county and state; that the notice

a printed copy of which is hereto annexed, was published in the entire issue of said newspaper for three successive and consecutive weeks ~~days~~ (3 insertions) in the following issue s:

January 15, 22, 29, 1976

Total Cost \$36.55

Clara M. Dent

Subscribed and sworn to before me this 29

day of January, 19 76

Cathryn E. Waters
Notary Public of Oregon.

My commission expires 11-12-79