

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
)	Water Right Claim 325

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 325) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On August 3, 1999, the BLM timely the BLM timely amended Claim 325, reducing the rate and duty.
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved. However, in making his preliminary evaluation of this claim, due to the timing involved in issuing the Preliminary Evaluation, the Adjudicator did not evaluate or account for BLM's claim amendment reducing the rate and duty.
4. On May 8, 2000, BLM timely filed Contest 3956 to the Preliminary Evaluation of Claim 325.
5. On May 8, 2000, the following parties, hereinafter collectively referred to as the "Klamath Project Water Users," filed Contest 3584: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don

Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

6. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
7. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3584. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
8. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which resolved the remaining contest (Contest 3956).
9. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second and rounded up to the nearest thousandth for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.
3. Based on the file and record herein, IT IS ORDERED that Claim 325 is approved as set forth in the following Water Right Claim Description.

¹ Berlva Pritchard voluntarily withdrew from Contest 3584 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3584 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

[Beginning of Water Right Claim Description]

CLAIM NO. 325

CLAIM MAP REFERENCE: CLAIM # 325, PAGE 89

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

BLM PROJECT NUMBER: 40310-1

SOURCE OF WATER: UNNAMED SPRING, tributary to KEENE CREEK

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.002 CUBIC FOOT PER SECOND

DUTY: 0.336 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	May 15 - October 15

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

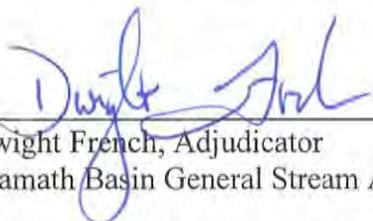
Twp	Rng	Mer	Sec	Q-Q	Measured Distances
40 S	3 E	WM	10	SW NE	2300 FEET SOUTH AND 2200 FEET WEST FROM NE CORNER, SECTION 10

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
40 S	3 E	WM	10	SW NE

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013



 Dwight French, Adjudicator
 Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	Water Right Claim 326

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) (3040 BIDDLE RD, MEDFORD, OR 97504) filed this claim with the Oregon Water Resources Department (OWRD) pursuant to ORS chapter 539 in the Klamath Basin Adjudication, claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.

2. A letter dated August 2, 1999, from counsel for the Bureau of Land Management states: "This letter constitutes notice to the Oregon Water Resources Department of the withdrawal of the following twelve claims on behalf of the U.S. Bureau of Land Management in the Klamath Basin Adjudication, i.e.: Klamath Basin Adjudication claim nos. 326, 327, 336, 341, 342, 345, 356, 357, 359, 360, 361, and 367."

3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation) stating the claim was withdrawn and was of no force or effect.

4. No contests were filed to Claim 326 or to the Preliminary Evaluation of Claim 326.

B. DETERMINATION

Based on the file and record herein, including the withdrawal of Claim 326 by the United States Bureau of Land Management, IT IS ORDERED that Claim 326 is denied and is of no force or effect.

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
	Water Right Claim 327

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) (3040 BIDDLE RD, MEDFORD, OR 97504) filed this claim with the Oregon Water Resources Department (OWRD) pursuant to ORS chapter 539 in the Klamath Basin Adjudication, claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.

2. A letter dated August 2, 1999, from counsel for the Bureau of Land Management states: "This letter constitutes notice to the Oregon Water Resources Department of the withdrawal of the following twelve claims on behalf of the U.S. Bureau of Land Management in the Klamath Basin Adjudication, i.e.: Klamath Basin Adjudication claim nos. 326, 327, 336, 341, 342, 345, 356, 357, 359, 360, 361, and 367."

3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation) stating the claim was withdrawn and was of no force or effect.

4. No contests were filed to Claim 327 or to the Preliminary Evaluation of Claim 327.

B. DETERMINATION

Based on the file and record herein, including the withdrawal of Claim 327 by the United States Bureau of Land Management, IT IS ORDERED that Claim 327 is denied and is of no force or effect.

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
)	Water Right Claim 328

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 328) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On August 3, 1999, the BLM timely the BLM timely amended Claim 328, reducing the rate and duty.
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved. However, in making his preliminary evaluation of this claim, due to the timing involved in issuing the Preliminary Evaluation, the Adjudicator did not evaluate or account for BLM's claim amendment reducing the rate and duty.
4. On May 8, 2000, BLM timely filed Contest 3957 to the Preliminary Evaluation of Claim 328.
5. On May 8, 2000, the following parties, hereinafter collectively referred to as the "Klamath Project Water Users," filed Contest 3585: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley

Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

6. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
7. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3585. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
8. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which resolved the remaining contest (Contest 3957).
9. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second and rounded up to the nearest thousandth for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.
3. Based on the file and record herein, IT IS ORDERED that Claim 328 is approved as set forth in the following Water Right Claim Description.

¹ Berlva Pritchard voluntarily withdrew from Contest 3585 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3585 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

[Beginning of Water Right Claim Description]

CLAIM NO. 328

CLAIM MAP REFERENCE: CLAIM # 328, PAGE 12

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

BLM PROJECT NUMBER: 40310-4

SOURCE OF WATER: UNNAMED SPRING, tributary to SOUTH FORK KEENE CREEK

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.005 CUBIC FEET PER SECOND

DUTY: 1.375 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	May 15 - October 15

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
40 S	3 E	WM	10	SW SW	550 FEET NORTH AND 140 FEET EAST FROM SW CORNER, SECTION 10

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
40 S	3 E	WM	10	SW SW

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
)	Water Right Claim 329

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 329) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On August 3, 1999, the BLM timely amended Claim 329 as to the location.
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved [as amended].
4. On May 8, 2000, the following parties, hereinafter collectively referred to as the "Klamath Project Water Users", filed Contest 3586: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don

¹ Berlva Pritchard voluntarily withdrew from Contest 3586 on June 24, 2002. See NOTICE OF WITHDRAWAL OF CLAIMANT.

Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

5. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
6. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3586. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
7. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which states the BLM did not contest the Preliminary Evaluation of Claim 329 because “the preliminary evaluation evaluated the amended claim and accurately described and approved the amended claim.”
8. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second and rounded to the nearest thousandth for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.
3. Based on the file and record herein, IT IS ORDERED that Claim 329 is approved as set forth in the following Water Right Claim Description.

² Don Vincent voluntarily withdrew from Contest 3586 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

[Beginning of Water Right Claim Description]

CLAIM NO. 329

CLAIM MAP REFERENCE: CLAIM # 329, PAGE 12

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

BLM PROJECT NUMBER: 40326-1

SOURCE OF WATER: UNNAMED SPRING, tributary to SKOOKUM CREEK

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.008 CUBIC FEET PER SECOND

DUTY: 2.580 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	May 15 - October 15

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
40 S	3 E	WM	26	SE NW	2690 FEET NORTH AND 630 FEET WEST FROM S1/4 CORNER, SECTION 26

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
40 S	3 E	WM	26	SE NW

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
)	Water Right Claim 330

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 330) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On August 3, 1999, the BLM timely amended Claim 330 as to the location.
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved. However, in making his preliminary evaluation of this claim, due to the timing involved in issuing the Preliminary Evaluation, the Adjudicator did not evaluate or account for BLM's claim amendment as to the location.
4. On May 8, 2000, BLM timely filed Contest 3958 to the Preliminary Evaluation of Claim 330.
5. On May 8, 2000, the following parties, hereinafter collectively referred to as the "Klamath Project Water Users", filed Contest 3587: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley

Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

6. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
7. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3587. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
8. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which resolved the remaining contest (Contest 3958).
9. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second and rounded to the nearest thousandth for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE No. 107 is incorporated as if set forth fully herein.
3. Based on the file and record herein, IT IS ORDERED that Claim 330 is approved as set forth in the following Water Right Claim Description.

¹ Berlva Pritchard voluntarily withdrew from Contest 3587 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3587 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

[Beginning of Water Right Claim Description]

CLAIM NO. 330

CLAIM MAP REFERENCE: CLAIM # 330, PAGE 12

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

BLM PROJECT NUMBER: 40326-2

SOURCE OF WATER: UNNAMED SPRING, tributary to SKOOKUM CREEK

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.008 CUBIC FEET PER SECOND

DUTY: 2.580 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	May 15 - October 15

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
40 S	3 E	WM	26	SE NW	2750 FEET NORTH AND 1310 FEET WEST FROM S1/4 CORNER, SECTION 26

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
40 S	3 E	WM	26	SE NW

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
)	Water Right Claim 331

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 331) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On August 30, 1999, the BLM timely amended Claim 331 as to point of diversion coordinates.
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved [as amended].
4. On May 8, 2000, BLM timely filed Contest 3959 to the Preliminary Evaluation of Claim 331 to address a typographical error.
5. On May 8, 2000, the following parties, hereinafter collectively referred to as the "Klamath Project Water Users", filed Contest 3588: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don

Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

6. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
7. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3588. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
8. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which resolved the remaining contest (Contest 3959).
9. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second and rounded to the nearest thousandth for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.
3. Based on the file and record herein, IT IS ORDERED that Claim 331 is approved as set forth in the following Water Right Claim Description.

¹ Berlva Pritchard voluntarily withdrew from Contest 3588 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3588 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

CLAIM NO. 331

CLAIM MAP REFERENCE: CLAIM # 331, PAGE 7

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

BLM PROJECT NUMBER: 40326-3

SOURCE OF WATER: UNNAMED SPRING, tributary to SKOOKUM CREEK

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.008 CUBIC FEET PER SECOND

DUTY: 2.580 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	May 15 - October 15

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
40 S	3 E	WM	26	NE SW	2390 FEET NORTH AND 80 FEET WEST FROM S1/4 CORNER, SECTION 26

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
40 S	3 E	WM	26	NE SW

Dated at Salem, Oregon on March 7, 2013



 Dwight French, Adjudicator
 Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
)	Water Right Claim 332

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 332) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On August 3, 1999, the BLM timely amended Claim 332, reducing the rate and duty.
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved. However, in making his preliminary evaluation of this claim, due to the timing involved in issuing the Preliminary Evaluation, the Adjudicator did not evaluate or account for BLM's claim amendment reducing the rate and duty.
4. On May 8, 2000, BLM timely filed Contest 3960 to the Preliminary Evaluation of Claim 332.
5. On May 8, 2000, the following parties, hereinafter collectively referred to as the "Klamath Project Water Users," filed Contest 3589: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don

Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

6. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
7. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3589. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
8. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which resolved the remaining contest (Contest 3960).
9. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second and rounded up to the nearest thousandth for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.
3. Based on the file and record herein, IT IS ORDERED that Claim 332 is approved as set forth in the following Water Right Claim Description.

¹ Berlva Pritchard voluntarily withdrew from Contest 3589 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3589 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

[Beginning of Water Right Claim Description]

CLAIM NO. 332

CLAIM MAP REFERENCE: CLAIM # 332, PAGE 12

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

BLM PROJECT NUMBER: 40326-4

SOURCE OF WATER: UNNAMED SPRING, tributary to SKOOKUM CREEK

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.005 CUBIC FEET PER SECOND

DUTY: 1.375 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	May 15 - October 15

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
40 S	3 E	WM	26	NW SW	2300 FEET NORTH AND 2490 FEET WEST FROM S1/4 CORNER, SECTION 26

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
40 S	3 E	WM	26	NW SW

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013


Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
)	Water Right Claim 333

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 333) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On August 3, 1999, the BLM timely amended Claim 333 reducing the rate and duty.
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved. However, in making his preliminary evaluation of this claim, due to the timing involved in issuing the Preliminary Evaluation, the Adjudicator did not evaluate or account for BLM's claim amendment reducing the rate and duty.
4. On May 8, 2000, BLM timely filed Contest 3961 to the Preliminary Evaluation of Claim 333.
5. On May 8, 2000, the following parties, hereinafter collectively referred to as the "Klamath Project Water Users", filed Contest 3590: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley

Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

6. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
7. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3590. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
8. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which resolved the remaining contest (Contest 3961).
9. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second and rounded up to the nearest thousandth for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.
3. Based on the file and record herein, IT IS ORDERED that Claim 333 is approved as set forth in the following Water Right Claim Description.

¹ Berlva Pritchard voluntarily withdrew from Contest 3590 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3590 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

[Beginning of Water Right Claim Description]

CLAIM NO. 333

CLAIM MAP REFERENCE: CLAIM # 333, PAGE 12

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

BLM PROJECT NUMBER: 40326-5

SOURCE OF WATER: UNNAMED SPRING, tributary to SKOOKUM CREEK

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.003 CUBIC FEET PER SECOND

DUTY: 0.8250 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	May 15 - October 15

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
40 S	3 E	WM	26	NW SW	2310 FEET NORTH AND 2340 FEET WEST FROM S1/4 CORNER, SECTION 26

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
40 S	3 E	WM	26	NW SW

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
)	Water Right Claim 334

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 334) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On August 3, 1999, the BLM timely amended Claim 334, reducing the rate and duty.
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved. However, in making his preliminary evaluation of this claim, due to the timing involved in issuing the Preliminary Evaluation, the Adjudicator did not evaluate or account for BLM's claim amendment reducing the rate and duty.
4. On May 8, 2000, BLM timely filed Contest 3962 to the Preliminary Evaluation of Claim 334.
5. On May 8, 2000, the following parties, hereinafter collectively referred to as the "Klamath Project Water Users", filed Contest 3591: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don

Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

6. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
7. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3591. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
8. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which resolved the remaining contest (Contest 3962).
9. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second and rounded up to the nearest thousandth for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.
3. Based on the file and record herein, IT IS ORDERED that Claim 334 is approved as set forth in the following Water Right Claim Description.

¹ Berlva Pritchard voluntarily withdrew from Contest 3591 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3591 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

[Beginning of Water Right Claim Description]

CLAIM NO. 334

CLAIM MAP REFERENCE: CLAIM # 334, PAGE 12

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

BLM PROJECT NUMBER: 40328-1

SOURCE OF WATER: UNNAMED SPRING, tributary to CAMP CREEK

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.003 CUBIC FEET PER SECOND

DUTY: 0.855 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	May 15 - October 15

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
40 S	3 E	WM	28	SE NW	2480 FEET SOUTH AND 1070 FEET WEST FROM N1/4 CORNER, SECTION 28

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
40 S	3 E	WM	28	SE NW

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
)	Water Right Claim 335

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 335) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On August 3, 1999, the BLM timely amended Claim 335, reducing the rate and duty.
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved. However, in making his preliminary evaluation of this claim, due to the timing involved in issuing the Preliminary Evaluation, the Adjudicator did not evaluate or account for BLM's claim amendment reducing the rate and duty.
4. On May 8, 2000, BLM timely filed Contest 3963 to the Preliminary Evaluation of Claim 335.
5. On May 8, 2000, the following parties, hereinafter collectively referred to as the "Klamath Project Water Users", filed Contest 3592: Klamath Irrigation District, Klamath Drainage District, Tulalake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley

Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

6. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
7. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3592. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
8. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which resolved the remaining contest (Contest 3963).
9. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.
3. Based on the file and record herein, IT IS ORDERED that Claim 335 is approved as set forth in the following Water Right Claim Description.

¹ Berlva Pritchard voluntarily withdrew from Contest 3592 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3592 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

[Beginning of Water Right Claim Description]

CLAIM NO. 335

CLAIM MAP REFERENCE: CLAIM # 335, PAGE 12

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

BLM PROJECT NUMBER: 40328-2

SOURCE OF WATER: UNNAMED SPRING, tributary to CAMP CREEK

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.0008 CUBIC FEET PER SECOND

DUTY: 0.244 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	May 15 - October 15

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
40 S	3 E	WM	28	NW SW	3380 FEET SOUTH AND 2610 FEET WEST FROM N1/4 CORNER, SECTION 28

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
40 S	3 E	WM	28	NW SW

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	Water Right Claim 336

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) (3040 BIDDLE RD, MEDFORD, OR 97504) filed this claim with the Oregon Water Resources Department (OWRD) pursuant to ORS chapter 539 in the Klamath Basin Adjudication, claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. A letter dated August 2, 1999, from counsel for the Bureau of Land Management states: "This letter constitutes notice to the Oregon Water Resources Department of the withdrawal of the following twelve claims on behalf of the U.S. Bureau of Land Management in the Klamath Basin Adjudication, i.e.: Klamath Basin Adjudication claim nos. 326, 327, 336, 341, 342, 345, 356, 357, 359, 360, 361, and 367."
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation) stating the claim was withdrawn and was of no force or effect.
4. No contests were filed to Claim 336 or to the Preliminary Evaluation of Claim 336.

B. DETERMINATION

Based on the file and record herein, including the withdrawal of Claim 336 by the United States Bureau of Land Management, IT IS ORDERED that Claim 336 is denied and is of no force or effect.

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
)	Water Right Claim 337

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 337) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On August 3, 1999, the BLM timely amended Claim 337, reducing the rate and duty.
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved. However, in making his preliminary evaluation of this claim, due to the timing involved in issuing the Preliminary Evaluation, the Adjudicator did not evaluate or account for BLM's claim amendment reducing the rate and duty.
4. On May 8, 2000, BLM timely filed Contest 3964 to the Preliminary Evaluation of Claim 337.
5. On May 8, 2000, the following parties, hereinafter collectively referred to as the "Klamath Project Water Users", filed Contest 3593: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley

Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

6. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
7. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3593. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
8. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which resolved the remaining contest (Contest 3964).
9. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second and rounded up to the nearest thousandth for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.
3. Based on the file and record herein, IT IS ORDERED that Claim 337 is approved as set forth in the following Water Right Claim Description.

¹ Berlva Pritchard voluntarily withdrew from Contest 3593 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3593 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

[Beginning of Water Right Claim Description]

CLAIM NO. 337

CLAIM MAP REFERENCE: CLAIM # 337, PAGE 12

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

BLM PROJECT NUMBER: 40420-2

SOURCE OF WATER: UNNAMED SPRING, tributary to OREGON GULCH

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.003 CUBIC FEET PER SECOND

DUTY: 0.672 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	May 15 - October 15

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
40 S	4 E	WM	20	SW SE	1000 FEET NORTH AND 1060 FEET EAST FROM S1/4 CORNER, SECTION 20

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
40 S	4 E	WM	20	SW SE

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
	Water Right Claim 338

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 338) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On August 3, 1999, the BLM timely amended Claim 338 as to the location and reducing the rate and duty.
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved. However, in making his preliminary evaluation of this claim, due to the timing involved in issuing the Preliminary Evaluation, the Adjudicator did not evaluate or account for BLM's claim amendment as to the location and reducing the rate and duty.
4. On May 8, 2000, BLM timely filed Contest 3965 to the Preliminary Evaluation of Claim 338.
5. On May 8, 2000, the following parties, hereinafter collectively referred to as the "Klamath Project Water Users", filed Contest 3594: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District

Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

6. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
7. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3594. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
8. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which resolved the remaining contest (Contest 3965).
9. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.
3. Based on the file and record herein, IT IS ORDERED that Claim 338 is approved as set forth in the following Water Right Claim Description.

¹ Berlva Pritchard voluntarily withdrew from Contest 3594 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3594 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

[Beginning of Water Right Claim Description]

CLAIM NO. 338

CLAIM MAP REFERENCE: CLAIM # 338, PAGE 12

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

BLM PROJECT NUMBER: 40420-3

SOURCE OF WATER: UNNAMED SPRING, tributary to OREGON GULCH

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.0001 CUBIC FEET PER SECOND

DUTY: 0.0310 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	May 15 - October 15

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
40 S	4 E	WM	20	SW SE	570 FEET NORTH AND 720 FEET EAST FROM S1/4 CORNER, SECTION 20

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
40 S	4 E	WM	20	SW SE

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
)	Water Right Claim 339

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 339) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On August 3, 1999, the BLM timely amended Claim 339 as to the location.
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved. However, in making his preliminary evaluation of this claim, due to the timing involved in issuing the Preliminary Evaluation, the Adjudicator did not evaluate or account for BLM's claim amendment as to the location.
4. On May 8, 2000, BLM timely filed Contest 3966 to the Preliminary Evaluation of Claim 339.
5. On May 8, 2000, the following parties, hereinafter collectively referred to as the "Klamath Project Water Users", filed Contest 3595: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley

Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

6. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
7. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3595. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
8. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which resolved the remaining contest (Contest 3966).
9. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.
3. Based on the file and record herein, IT IS ORDERED that Claim 339 is approved as set forth in the following Water Right Claim Description.

¹ Berlva Pritchard voluntarily withdrew from Contest 3595 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3595 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

[Beginning of Water Right Claim Description]

CLAIM NO. 339

CLAIM MAP REFERENCE: CLAIM # 339, PAGE 12

**CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504**

BLM PROJECT NUMBER: 40420-4

SOURCE OF WATER: UNNAMED SPRING, tributary to OREGON GULCH

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.0001 CUBIC FEET PER SECOND

DUTY: 0.031 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	May 15 - October 15

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
40 S	4 E	WM	20	SW SE	540 FEET NORTH AND 870 FEET EAST FROM S1/4 CORNER, SECTION 20

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
40 S	4 E	WM	20	SW SE

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013



 Dwight French, Adjudicator
 Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
)	Water Right Claim 340

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 340) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On August 3, 1999, the BLM timely amended Claim 340, reducing the rate and duty.
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved. However, in making his preliminary evaluation of this claim, due to the timing involved in issuing the Preliminary Evaluation, the Adjudicator did not evaluate or account for BLM's claim amendment reducing the rate and duty.
4. On May 8, 2000, BLM timely filed Contest 3967 to the Preliminary Evaluation of Claim 340.
5. On May 8, 2000, the following parties, hereinafter collectively referred to as the "Klamath Project Water Users", filed Contest 3596: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley

Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

6. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
7. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3596. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
8. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which resolved the remaining contest (Contest 3967).
9. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second and rounded up to the nearest thousandth for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.
3. Based on the file and record herein, IT IS ORDERED that Claim 340 is approved as set forth in the following Water Right Claim Description.

¹ Berlva Pritchard voluntarily withdrew from Contest 3596 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3596 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

[Beginning of Water Right Claim Description]

CLAIM NO. 340

CLAIM MAP REFERENCE: CLAIM # 340, PAGE 12

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

BLM PROJECT NUMBER: 40430-1

SOURCE OF WATER: UNNAMED SPRING, tributary to OREGON GULCH

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.004 CUBIC FEET PER SECOND

DUTY: 1.008 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	May 15 - October 15

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
40 S	4 E	WM	30	NE NE	430 FEET SOUTH AND 410 FEET WEST FROM NE CORNER, SECTION 30

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
40 S	4 E	WM	30	NE NE

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
)	
_____)	Water Right Claim 341

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) (3040 BIDDLE RD, MEDFORD, OR 97504) filed this claim with the Oregon Water Resources Department (OWRD) pursuant to ORS chapter 539 in the Klamath Basin Adjudication, claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.

2. A letter dated August 2, 1999, from counsel for the Bureau of Land Management states: "This letter constitutes notice to the Oregon Water Resources Department of the withdrawal of the following twelve claims on behalf of the U.S. Bureau of Land Management in the Klamath Basin Adjudication, i.e.: Klamath Basin Adjudication claim nos. 326, 327, 336, 341, 342, 345, 356, 357, 359, 360, 361, and 367."

3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation) stating the claim was withdrawn and was of no force or effect.

4. No contests were filed to Claim 341 or to the Preliminary Evaluation of Claim 341.

B. DETERMINATION

Based on the file and record herein, including the withdrawal of Claim 341 by the United States Bureau of Land Management, IT IS ORDERED that Claim 341 is denied and is of no force or effect.

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
	Water Right Claim 342

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

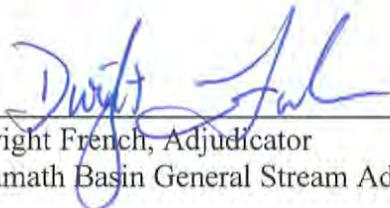
A. FINDINGS OF FACT

1. On April 30, 1997, UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) (3040 BIDDLE RD, MEDFORD, OR 97504) filed this claim with the Oregon Water Resources Department (OWRD) pursuant to ORS chapter 539 in the Klamath Basin Adjudication, claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. A letter dated August 2, 1999, from counsel for the Bureau of Land Management states: "This letter constitutes notice to the Oregon Water Resources Department of the withdrawal of the following twelve claims on behalf of the U.S. Bureau of Land Management in the Klamath Basin Adjudication, i.e.: Klamath Basin Adjudication claim nos. 326, 327, 336, 341, 342, 345, 356, 357, 359, 360, 361, and 367."
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation) stating the claim was withdrawn and was of no force or effect.
4. No contests were filed to Claim 342 or to the Preliminary Evaluation of Claim 342.

B. DETERMINATION

Based on the file and record herein, including the withdrawal of Claim 342 by the United States Bureau of Land Management, IT IS ORDERED that Claim 342 is denied and is of no force or effect.

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
)	Water Right Claim 343

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 343) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On August 3, 1999, the BLM timely amended Claim 343 as to the location and reducing the rate and duty.
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved. However, in making his preliminary evaluation of this claim, due to the timing involved in issuing the Preliminary Evaluation, the Adjudicator did not evaluate or account for BLM’s claim amendment as to the location and reducing the rate and duty.
4. On May 8, 2000, BLM timely filed Contest 3968 to the Preliminary Evaluation of Claim 343.
5. On May 8, 2000, the following parties, hereinafter collectively referred to as the “Klamath Project Water Users”, filed Contest 3597: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District

Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

6. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
7. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3597. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
8. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which resolved the remaining contest (Contest 3968).
9. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second and rounded up to the nearest ten-thousandth for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.
3. Based on the file and record herein, IT IS ORDERED that Claim 343 is approved as set forth in the following Water Right Claim Description.

¹ Berlva Pritchard voluntarily withdrew from Contest 3597 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3597 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

[Beginning of Water Right Claim Description]

CLAIM NO. 343

CLAIM MAP REFERENCE: CLAIM # 343, PAGE 12

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

BLM PROJECT NUMBER: 40432-3

SOURCE OF WATER: UNNAMED SPRING, tributary to SKOOKUM CREEK

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.0006 CUBIC FEET PER SECOND

DUTY: 0.183 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	May 15 - October 15

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
40 S	4 E	WM	32	SE SW	2350 FEET SOUTH AND 1580 FEET EAST FROM W1/4 CORNER, SECTION 32

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
40 S	4 E	WM	32	SE SW

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013



 Dwight French, Adjudicator
 Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
)	Water Right Claim 344

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 344) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On August 3, 1999, the BLM timely amended Claim 344, reducing the rate and duty.
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved. However, in making his preliminary evaluation of this claim, due to the timing involved in issuing the Preliminary Evaluation, the Adjudicator did not evaluate or account for BLM's claim amendment reducing the rate and duty.
4. On May 8, 2000, BLM timely filed Contest 3969 to the Preliminary Evaluation of Claim 344.
5. On May 8, 2000, the following parties, hereinafter collectively referred to as the "Klamath Project Water Users", filed Contest 3598: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley

Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

6. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
7. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3598. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
8. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which resolved the remaining contest (Contest 3969).
9. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.
3. Based on the file and record herein, IT IS ORDERED that Claim 344 is approved as set forth in the following Water Right Claim Description.

¹ Berlva Pritchard voluntarily withdrew from Contest 3598 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3598 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

[Beginning of Water Right Claim Description]

CLAIM NO. 344

CLAIM MAP REFERENCE: CLAIM # 344, PAGE 12

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

BLM PROJECT NUMBER: 40430-1

SOURCE OF WATER: UNNAMED SPRING, tributary to JENNY CREEK

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.0001 CUBIC FEET PER SECOND

DUTY: 0.031 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	May 15 - October 15

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
40 S	4 E	WM	32	NW SE	770 FEET SOUTH AND 3020 FEET EAST FROM W1/4 CORNER, SECTION 32

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
40 S	4 E	WM	32	NW SE

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
	Water Right Claim 345

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the United States Bureau of Land Management (BLM) (3040 BIDDLE RD, MEDFORD, OR 97504) filed this claim with the Oregon Water Resources Department (OWRD) pursuant to ORS chapter 539 in the Klamath Basin Adjudication, claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. A letter dated August 2, 1999, from counsel for the Bureau of Land Management states: "This letter constitutes notice to the Oregon Water Resources Department of the withdrawal of the following twelve claims on behalf of the U.S. Bureau of Land Management in the Klamath Basin Adjudication, i.e.: Klamath Basin Adjudication claim nos. 326, 327, 336, 341, 342, 345, 356, 357, 359, 360, 361, and 367."
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation) stating the claim was withdrawn and was of no force or effect.
4. No contests were filed to Claim 345 or to the Preliminary Evaluation of Claim 345.

B. DETERMINATION

Based on the file and record herein, including the withdrawal of Claim 345 by the United States Bureau of Land Management, IT IS ORDERED that Claim 345 is denied and is of no force or effect.

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
)	Water Right Claim 346

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 346) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On August 30, 1999, the BLM timely amended Claim 346 as to point of diversion coordinates.
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved [as amended].
4. On May 8, 2000, the following parties, hereinafter collectively referred to as the "Klamath Project Water Users", filed Contest 3599: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don

Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

5. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
6. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3599. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
7. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which states the BLM did not contest the Preliminary Evaluation of Claim 346 because “the preliminary evaluations [of claims 346, 365, and 369] accurately describe and approve the claims.
8. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second and rounded to the nearest thousandth for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.
3. Based on the file and record herein, IT IS ORDERED that Claim 346 is approved as set forth in the following Water Right Claim Description.

¹ Berlva Pritchard voluntarily withdrew from Contest 3599 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3599 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

[Beginning of Water Right Claim Description]

CLAIM NO. 346

CLAIM MAP REFERENCE: CLAIM # 346, PAGE 7

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

BLM PROJECT NUMBER: 41202-2

SOURCE OF WATER: UNNAMED SPRING, tributary to SCOTCH CREEK

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.008 CUBIC FEET PER SECOND

DUTY: 2.580 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	May 15 - October 15

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
41 S	2 E	WM	2	NE NE	520 FEET SOUTH AND 320 FEET WEST FROM NE CORNER, SECTION 2

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
41 S	2 E	WM	2	NE NE

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
)	Water Right Claim 347

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 347) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On August 3, 1999, the BLM timely amended Claim 347 as to the location and reducing the rate and duty.
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved. However, in making his preliminary evaluation of this claim, due to the timing involved in issuing the Preliminary Evaluation, the Adjudicator did not evaluate or account for BLM's claim amendment as to the location and reducing the rate and duty.
4. On May 8, 2000, BLM timely filed Contest 3970 to the Preliminary Evaluation of Claim 347.
5. On May 8, 2000, the following parties, hereinafter collectively referred to as the "Klamath Project Water Users", filed Contest 3600: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District

Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

6. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
7. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3600. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
8. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which resolved the remaining contest (Contest 3970).
9. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second and rounded up to the nearest thousandth for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.
3. Based on the file and record herein, IT IS ORDERED that Claim 347 is approved as set forth in the following Water Right Claim Description.

¹ Berlva Pritchard voluntarily withdrew from Contest 3600 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3600 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

[Beginning of Water Right Claim Description]

CLAIM NO. 347

CLAIM MAP REFERENCE: CLAIM # 347, PAGE 12

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

BLM PROJECT NUMBER: 41210-1

SOURCE OF WATER: UNNAMED SPRING, tributary to HUTTON CREEK

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.006 CUBIC FEET PER SECOND

DUTY: 1.711 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	May 15 - October 15

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
41 S	2 E	WM	10	NE SW	3850 FEET SOUTH AND 2700 FEET WEST FROM NE CORNER, SECTION 10

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
41 S	2 E	WM	10	NE SW

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
)	Water Right Claim 348

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 348) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On August 3, 1999, the BLM timely amended Claim 348 as to the location and reducing the rate and duty.
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved. However, in making his preliminary evaluation of this claim, due to the timing involved in issuing the Preliminary Evaluation, the Adjudicator did not evaluate or account for BLM's claim amendment as to the location and reducing the rate and duty.
4. On May 8, 2000, BLM timely filed Contest 3971 to the Preliminary Evaluation of Claim 348.
5. On May 8, 2000, the following parties, hereinafter collectively referred to as the "Klamath Project Water Users", filed Contest 3601: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District

Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

6. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
7. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3601. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
8. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which resolved the remaining contest (Contest 3971).
9. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second and rounded up to the nearest thousandth for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.
3. Based on the file and record herein, IT IS ORDERED that Claim 348 is approved as set forth in the following Water Right Claim Description.

¹ Berlva Pritchard voluntarily withdrew from Contest 3601 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3601 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

[Beginning of Water Right Claim Description]

CLAIM NO. 348

CLAIM MAP REFERENCE: CLAIM # 348, PAGE 12

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

BLM PROJECT NUMBER: 41210-2

SOURCE OF WATER: UNNAMED SPRING, tributary to HUTTON CREEK

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.002 CUBIC FEET PER SECOND

DUTY: 0.336 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	May 15 - October 15

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
41 S	2 E	WM	10	NW SE	3780 FEET SOUTH AND 2370 FEET WEST FROM NE CORNER, SECTION 10

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
41 S	2 E	WM	10	NW SE

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Klamath Adjudication)	PARTIAL ORDER OF
Claim of the UNITED STATES)	DETERMINATION
DEPARTMENT OF INTERIOR, BUREAU)	
OF LAND MANAGEMENT)	
_____)	Water Right Claim 349

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 349) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On August 3, 1999, the BLM timely amended Claim 349, reducing the rate and duty.
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved. However, in making his preliminary evaluation of this claim, due to the timing involved in issuing the Preliminary Evaluation, the Adjudicator did not evaluate or account for BLM's claim amendment reducing the rate and duty.
4. On May 8, 2000, BLM timely filed Contest 3972 to the Preliminary Evaluation of Claim 349.
5. On May 8, 2000, the following parties, hereinafter collectively referred to as the "Klamath Project Water Users", filed Contest 3602: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley

Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

6. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
7. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3602. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
8. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which resolved the remaining contest (Contest 3972).
9. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second and rounded up to the nearest thousandth for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.
3. Based on the file and record herein, IT IS ORDERED that Claim 349 is approved as set forth in the following Water Right Claim Description.

¹ Berlva Pritchard voluntarily withdrew from Contest 3602 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3602 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

[Beginning of Water Right Claim Description]

CLAIM NO. 349

CLAIM MAP REFERENCE: CLAIM # 349, PAGE 12

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

BLM PROJECT NUMBER: 41302-1

SOURCE OF WATER: UNNAMED SPRING, tributary to SKOOKUM CREEK

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.002 CUBIC FEET PER SECOND

DUTY: 0.336 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	May 15 - October 15

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
41 S	3 E	WM	2	NE NE	310 FEET SOUTH AND 70 FEET WEST FROM NE CORNER, SECTION 2

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
41 S	3 E	WM	2	NE NE

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013



 Dwight French, Adjudicator
 Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Klamath Adjudication)	PARTIAL ORDER OF
Claim of the UNITED STATES)	DETERMINATION
DEPARTMENT OF INTERIOR, BUREAU)	
OF LAND MANAGEMENT)	
_____)	Water Right Claim 350

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 350) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On August 3, 1999, the BLM timely amended Claim 350, reducing the rate and duty.
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved. However, in making his preliminary evaluation of this claim, due to the timing involved in issuing the Preliminary Evaluation, the Adjudicator did not evaluate or account for BLM's claim amendment reducing the rate and duty.
4. On May 8, 2000, BLM timely filed Contest 3973 to the Preliminary Evaluation of Claim 350.
5. On May 8, 2000, the following parties, hereinafter collectively referred to as the "Klamath Project Water Users", filed Contest 3603: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley

Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

6. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
7. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3603. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
8. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which resolved the remaining contest (Contest 3973).
9. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.
3. Based on the file and record herein, IT IS ORDERED that Claim 350 is approved as set forth in the following Water Right Claim Description.

¹ Berlva Pritchard voluntarily withdrew from Contest 3603 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3603 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

[Beginning of Water Right Claim Description]

CLAIM NO. 350

CLAIM MAP REFERENCE: CLAIM # 350, PAGE 12

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

BLM PROJECT NUMBER: 41306-1

SOURCE OF WATER: UNNAMED SPRING, tributary to SCOTCH CREEK

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.006 CUBIC FEET PER SECOND

DUTY: 1.833 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	May 15 - October 15

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
41 S	3 E	WM	6	NW SE	110 FEET SOUTH AND 2340 FEET WEST FROM E1/4 CORNER, SECTION 6

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
41 S	3 E	WM	6	NW SE

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013



 Dwight French, Adjudicator
 Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
)	Water Right Claim 351

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 351) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On August 3, 1999, the BLM timely amended Claim 351 as to the location and reducing the rate and duty.
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved. However, in making his preliminary evaluation of this claim, due to the timing involved in issuing the Preliminary Evaluation, the Adjudicator did not evaluate or account for BLM's claim amendment as to the location and reducing the rate and duty.
4. On May 8, 2000, BLM timely filed Contest 3974 to the Preliminary Evaluation of Claim 351.
5. On May 8, 2000, the following parties, hereinafter collectively referred to as the "Klamath Project Water Users", filed Contest 3604: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District

Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

6. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
7. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3604. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
8. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which resolved the remaining contest (Contest 3974).
9. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.
3. Based on the file and record herein, IT IS ORDERED that Claim 351 is approved as set forth in the following Water Right Claim Description.

¹ Berlva Pritchard voluntarily withdrew from Contest 3604 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3604 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

[Beginning of Water Right Claim Description]

CLAIM NO. 351

CLAIM MAP REFERENCE: CLAIM # 351, PAGE 12

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

BLM PROJECT NUMBER: 41310-1

SOURCE OF WATER: UNNAMED SPRING, tributary to SALT CREEK

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.0007 CUBIC FEET PER SECOND

DUTY: 0.214 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	May 15 - October 15

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

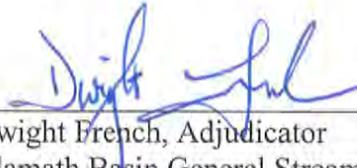
Twp	Rng	Mer	Sec	Q-Q	Measured Distances
41 S	3 E	WM	10	NE SE	2090 FEET NORTH AND 570 FEET WEST FROM SE CORNER, SECTION 10

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
41 S	3 E	WM	10	NE SE

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013


Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
)	Water Right Claim 352

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 352) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On August 3, 1999, the BLM timely amended Claim 352 as to the location and reducing the rate and duty.
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved. However, in making his preliminary evaluation of this claim, due to the timing involved in issuing the Preliminary Evaluation, the Adjudicator did not evaluate or account for BLM's claim amendment as to the location and reducing the rate and duty.
4. On May 8, 2000, BLM timely filed Contest 3975 to the Preliminary Evaluation of Claim 352.
5. On May 8, 2000, the following parties, hereinafter collectively referred to as the "Klamath Project Water Users", filed Contest 3605: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District

Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

6. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
7. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3605. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
8. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which resolved the remaining contest (Contest 3975).
9. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second and rounded to the nearest ten-thousandth for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.
3. Based on the file and record herein, IT IS ORDERED that Claim 352 is approved as set forth in the following Water Right Claim Description.

¹ Berlva Pritchard voluntarily withdrew from Contest 3605 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3605 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

[Beginning of Water Right Claim Description]

CLAIM NO. 352

CLAIM MAP REFERENCE: CLAIM # 352, PAGE 12

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

BLM PROJECT NUMBER: 41312-1

SOURCE OF WATER: UNNAMED SPRING, tributary to ROCKY GULCH

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.0002 CUBIC FEET PER SECOND

DUTY: 0.061 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	May 15 - October 15

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
41 S	3 E	WM	12	SW NW	3550 FEET NORTH AND 830 FEET EAST FROM SW CORNER, SECTION 12

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
41 S	3 E	WM	12	SW NW

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
)	Water Right Claim 353

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 353) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On August 3, 1999, the BLM timely amended Claim 353 as to the location and reducing the rate and duty.
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved. However, in making his preliminary evaluation of this claim, due to the timing involved in issuing the Preliminary Evaluation, the Adjudicator did not evaluate or account for BLM's claim amendment as to the location and reducing the rate and duty.
4. On May 8, 2000, BLM timely filed Contest 3976 to the Preliminary Evaluation of Claim 353.
5. On May 8, 2000, the following parties, hereinafter collectively referred to as the "Klamath Project Water Users", filed Contest 3606: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District Improvement Co., Malin Irrigation District, Midland District Improvement Company,

Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

6. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
7. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3606. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
8. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which resolved the remaining contest (Contest 3976).
9. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.
10. The August 30, 1999 amendment to Claim 353 corrected the location description of the point of diversion from SENE, SECTION 12 to SENW, SECTION 12 (TOWNSHIP 41 SOUTH RANGE 3 EAST, WM). Both the original and amended Claim 353 state the source of water (Unnamed Spring 41312-2) is a tributary to an unnamed tributary of Skookum Creek. The amended location of Unnamed Spring 41312-2 is shown on a map labeled "Spring Locations" submitted with BLM's August 3, 1999 amendment (Claim 353, Page 20). It was readily determinable by comparing the "Spring Locations" map with a USGS 'Soda Mountain' Quad map that Rocky Gulch is the name of the stream on the "Spring Locations" map closest to Unnamed Spring 41312-2. Therefore, OWRD finds the Unnamed Spring 41312-2 should be listed as a tributary to Rocky Gulch rather than as a tributary to an unnamed tributary of Skookum Creek.

¹ Berlva Pritchard voluntarily withdrew from Contest 3606 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3606 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with two exceptions:
 - a. the gallons per minute have been converted to cubic feet per second for administrative convenience; and
 - b. the source of water, an unnamed spring, is identified as a tributary to Rocky Gulch.

2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.

3. Based on the file and record herein, IT IS ORDERED that Claim 353 is approved as set forth in the following Water Right Claim Description.

[Beginning of Water Right Claim Description]

CLAIM NO. 353

CLAIM MAP REFERENCE: CLAIM # 353, PAGE 12

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

BLM PROJECT NUMBER: 41312-2

SOURCE OF WATER: UNNAMED SPRING, tributary to ROCKY GULCH

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.0001 CUBIC FEET PER SECOND

DUTY: 0.031 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	May 15 - October 15

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

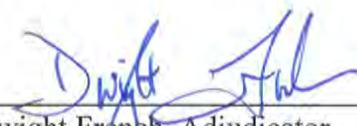
Twp	Rng	Mer	Sec	Q-Q	Measured Distances
41 S	3 E	WM	12	SE NW	2820 FEET NORTH AND 2980 FEET WEST FROM SE CORNER, SECTION 12

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
41 S	3 E	WM	12	SE NW

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
)	Water Right Claim 354

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 354) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On August 3, 1999, the BLM timely amended Claim 354 as to the location and reducing the rate and duty.
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved. However, in making his preliminary evaluation of this claim, due to the timing involved in issuing the Preliminary Evaluation, the Adjudicator did not evaluate or account for BLM’s claim amendment as to the location and reducing the rate and duty.
4. On May 8, 2000, BLM timely filed Contest 3977 to the Preliminary Evaluation of Claim 354.
5. On May 8, 2000, the following parties, hereinafter collectively referred to as the “Klamath Project Water Users”, filed Contest 3607: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District

Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

6. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
7. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3607. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
8. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which resolved the remaining contest (Contest 3977).
9. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second and rounded up to the nearest thousandth for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.
3. Based on the file and record herein, IT IS ORDERED that Claim 354 is approved as set forth in the following Water Right Claim Description.

¹ Berlva Pritchard voluntarily withdrew from Contest 3607 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3607 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

[Beginning of Water Right Claim Description]

CLAIM NO. 354

CLAIM MAP REFERENCE: CLAIM # 354, PAGE 12

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

BLM PROJECT NUMBER: 41312-3

SOURCE OF WATER: UNNAMED SPRING, tributary to ROCKY GULCH

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.005 CUBIC FEET PER SECOND

DUTY: 1.375 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	May 15 - October 15

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
41 S	3 E	WM	12	SW SE	1000 FEET NORTH AND 1810 FEET WEST FROM SE CORNER, SECTION 12

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
41 S	3 E	WM	12	SW SE

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
)	Water Right Claim 355

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 355) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On August 3, 1999, the BLM timely amended Claim 355 as to the location and reducing the rate and duty.
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved. However, in making his preliminary evaluation of this claim, due to the timing involved in issuing the Preliminary Evaluation, the Adjudicator did not evaluate or account for BLM's claim amendment as to the location and reducing the rate and duty.
4. On May 8, 2000, BLM timely filed Contest 3978 to the Preliminary Evaluation of Claim 355.
5. On May 8, 2000, the following parties, hereinafter collectively referred to as the "Klamath Project Water Users", filed Contest 3608: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District

Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

6. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
7. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3608. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
8. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which resolved the remaining contest (Contest 3978).
9. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second and rounded up to the nearest thousandth for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.
3. Based on the file and record herein, IT IS ORDERED that Claim 355 is approved as set forth in the following Water Right Claim Description.

¹ Berlva Pritchard voluntarily withdrew from Contest 3608 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3608 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

[Beginning of Water Right Claim Description]

CLAIM NO. 355

CLAIM MAP REFERENCE: CLAIM # 355, PAGE 12

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

BLM PROJECT NUMBER: 41312-4

SOURCE OF WATER: UNNAMED SPRING, tributary to ROCKY GULCH

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.006 CUBIC FEET PER SECOND

DUTY: 1.711 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	May 15 - October 15

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
41 S	3 E	WM	12	NE SW	1910 FEET NORTH AND 2770 FEET WEST FROM SE CORNER, SECTION 12

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
41 S	3 E	WM	12	NE SW

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
	Water Right Claim 356

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) (3040 BIDDLE RD, MEDFORD, OR 97504) filed this claim with the Oregon Water Resources Department (OWRD) pursuant to ORS chapter 539 in the Klamath Basin Adjudication, claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. A letter dated August 2, 1999, from counsel for the Bureau of Land Management states: "This letter constitutes notice to the Oregon Water Resources Department of the withdrawal of the following twelve claims on behalf of the U.S. Bureau of Land Management in the Klamath Basin Adjudication, i.e.: Klamath Basin Adjudication claim nos. 326, 327, 336, 341, 342, 345, 356, 357, 359, 360, 361, and 367."
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation) stating the claim was withdrawn and was of no force or effect.
4. No contests were filed to Claim 356 or to the Preliminary Evaluation of Claim 356.

B. DETERMINATION

Based on the file and record herein, including the withdrawal of Claim 356 by the United States Bureau of Land Management, IT IS ORDERED that Claim 356 is denied and is of no force or effect.

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
	Water Right Claim 357

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

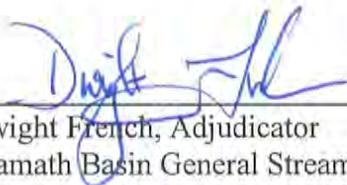
A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) (3040 BIDDLE RD, MEDFORD, OR 97504) filed this claim with the Oregon Water Resources Department (OWRD) pursuant to ORS chapter 539 in the Klamath Basin Adjudication, claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. A letter dated August 2, 1999, from counsel for the Bureau of Land Management states: "This letter constitutes notice to the Oregon Water Resources Department of the withdrawal of the following twelve claims on behalf of the U.S. Bureau of Land Management in the Klamath Basin Adjudication, i.e.: Klamath Basin Adjudication claim nos. 326, 327, 336, 341, 342, 345, 356, 357, 359, 360, 361, and 367."
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation) stating the claim was withdrawn and was of no force or effect.
4. No contests were filed to Claim 357 or to the Preliminary Evaluation of Claim 357.

B. DETERMINATION

Based on the file and record herein, including the withdrawal of Claim 357 by the United States Bureau of Land Management, IT IS ORDERED that Claim 357 is denied and is of no force or effect.

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
)	Water Right Claim 358

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 358) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On August 30, 1999, the BLM timely amended Claim 358 as to point of diversion coordinates.
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved [as amended].
4. On May 8, 2000, BLM timely filed Contest 3979 to the Preliminary Evaluation of Claim 358 to address a typographical error.
5. On May 8, 2000, the following parties, hereinafter collectively referred to as the "Klamath Project Water Users", filed Contest 3609: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don

Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

6. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
7. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3609. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
8. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which resolved the remaining contest (Contest 3979).
9. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.
10. The original Claim 358 and the August 30, 1999 amendment to Claim 358 both state that the source of water (Unnamed Spring 41404-2) is tributary to an unnamed tributary of Skookum Creek. The purpose of the amendment was to clarify the distance of the Unnamed Spring 41404-2 from a section corner. The location description on the original claim and the location description on the August 30, 1999 amendment both clearly place the point of diversion as tributary to an unnamed tributary of Jenny Creek. Therefore, OWRD finds the Unnamed Spring 41404-2 should be listed as a tributary to Jenny Creek rather than as a tributary to an unnamed tributary of Skookum Creek.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with two exceptions:
 - a. the gallons per minute have been converted to cubic feet per second and rounded down to the nearest ten-thousandth for administrative convenience, and
 - b. the source of water, an unnamed spring, is identified as a tributary to Jenny Creek.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.

¹ Berlva Pritchard voluntarily withdrew from Contest 3609 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3609 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

3. Based on the file and record herein, IT IS ORDERED that Claim 358 is approved as set forth in the following Water Right Claim Description.

[Beginning of Water Right Claim Description]

CLAIM NO. 358

CLAIM MAP REFERENCE: CLAIM # 358, PAGE 7

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

BLM PROJECT NUMBER: 41404-2

SOURCE OF WATER: UNNAMED SPRING, tributary to JENNY CREEK

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.0006 CUBIC FEET PER SECOND

DUTY: 0.164 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	May 15 - September 10

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

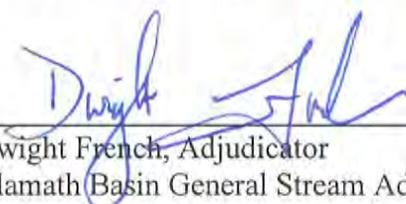
Twp	Rng	Mer	Sec	Q-Q	Measured Distances
41 S	4 E	WM	4	SE SW	420 FEET NORTH AND 1080 FEET WEST FROM S1/4 CORNER, SECTION 4

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
41 S	4 E	WM	4	SE SW

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013


Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
	Water Right Claim 359

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) (3040 BIDDLE RD, MEDFORD, OR 97504) filed this claim with the Oregon Water Resources Department (OWRD) pursuant to ORS chapter 539 in the Klamath Basin Adjudication, claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.

2. A letter dated August 2, 1999, from counsel for the Bureau of Land Management states: "This letter constitutes notice to the Oregon Water Resources Department of the withdrawal of the following twelve claims on behalf of the U.S. Bureau of Land Management in the Klamath Basin Adjudication, i.e.: Klamath Basin Adjudication claim nos. 326, 327, 336, 341, 342, 345, 356, 357, 359, 360, 361, and 367."

3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation) stating the claim was withdrawn and was of no force or effect.

4. No contests were filed to Claim 359 or to the Preliminary Evaluation of Claim 359.

B. DETERMINATION

Based on the file and record herein, including the withdrawal of Claim 359 by the United States Bureau of Land Management, IT IS ORDERED that Claim 359 is denied and is of no force or effect.

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
	Water Right Claim 360

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) (3040 BIDDLE RD, MEDFORD, OR 97504) filed this claim with the Oregon Water Resources Department (OWRD) pursuant to ORS chapter 539 in the Klamath Basin Adjudication, claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. A letter dated August 2, 1999, from counsel for the Bureau of Land Management states: "This letter constitutes notice to the Oregon Water Resources Department of the withdrawal of the following twelve claims on behalf of the U.S. Bureau of Land Management in the Klamath Basin Adjudication, i.e.: Klamath Basin Adjudication claim nos. 326, 327, 336, 341, 342, 345, 356, 357, 359, 360, 361, and 367."
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation) stating the claim was withdrawn and was of no force or effect.
4. No contests were filed to Claim 360 or to the Preliminary Evaluation of Claim 360.

B. DETERMINATION

Based on the file and record herein, including the withdrawal of Claim 360 by the United States Bureau of Land Management, IT IS ORDERED that Claim 360 is denied and is of no force or effect.

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
	Water Right Claim 361

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) (3040 BIDDLE RD, MEDFORD, OR 97504) filed this claim with the Oregon Water Resources Department (OWRD) pursuant to ORS chapter 539 in the Klamath Basin Adjudication, claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. A letter dated August 2, 1999, from counsel for the Bureau of Land Management states: "This letter constitutes notice to the Oregon Water Resources Department of the withdrawal of the following twelve claims on behalf of the U.S. Bureau of Land Management in the Klamath Basin Adjudication, i.e.: Klamath Basin Adjudication claim nos. 326, 327, 336, 341, 342, 345, 356, 357, 359, 360, 361, and 367."
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation) stating the claim was withdrawn and was of no force or effect.
4. No contests were filed to Claim 361 or to the Preliminary Evaluation of Claim 361.

B. DETERMINATION

Based on the file and record herein, including the withdrawal of Claim 361 by the United States Bureau of Land Management, IT IS ORDERED that Claim 361 is denied and is of no force or effect.

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
)	Water Right Claim 362

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 362) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On August 30, 1999, the BLM timely amended Claim 362 as to point of diversion coordinates.
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved [as amended].
4. On May 8, 2000, BLM timely filed Contest 3980 to the Preliminary Evaluation of Claim 362 to address a typographical error.
5. On May 8, 2000, the following parties, hereinafter collectively referred to as the "Klamath Project Water Users", filed Contest 3610: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don

Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

6. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
7. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3610. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
8. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which resolved the remaining contest (Contest 3980).
9. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second and rounded down to the nearest ten-thousandth for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.
3. Based on the file and record herein, IT IS ORDERED that Claim 362 is approved as set forth in the following Water Right Claim Description.

¹ Berlva Pritchard voluntarily withdrew from Contest 3610 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3610 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

[Beginning of Water Right Claim Description]

CLAIM NO. 362

CLAIM MAP REFERENCE: CLAIM # 362, PAGE 8

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

BLM PROJECT NUMBER: 41408-2

SOURCE OF WATER: UNNAMED SPRING, tributary to SKOOKUM CREEK

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.0006 CUBIC FEET PER SECOND

DUTY: 0.164 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	May 15 - September 10

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

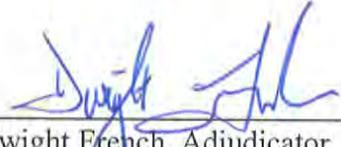
Twp	Rng	Mer	Sec	Q-Q	Measured Distances
41 S	4 E	WM	8	SE SW	1230 FEET NORTH AND 430 FEET WEST FROM S1/4 CORNER, SECTION 8

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
41 S	4 E	WM	8	SE SW

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
)	Water Right Claim 363

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 363) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On August 3, 1999, the BLM timely amended Claim 363, reducing the rate and duty.
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved. However, in making his preliminary evaluation of this claim, due to the timing involved in issuing the Preliminary Evaluation, the Adjudicator did not evaluate or account for BLM's claim amendment reducing the rate and duty.
4. On May 8, 2000, BLM timely filed Contest 3981 to the Preliminary Evaluation of Claim 363.
5. On May 8, 2000, the following parties, hereinafter collectively referred to as the "Klamath Project Water Users", filed Contest 3611: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley

Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

6. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
7. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3611. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
8. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which resolved the remaining contest (Contest 3981).
9. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second and rounded up to the nearest thousandth for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE No. 107 is incorporated as if set forth fully herein.
- 3.
4. Based on the file and record herein, IT IS ORDERED that Claim 363 is approved as set forth in the following Water Right Claim Description.

¹ Berlva Pritchard voluntarily withdrew from Contest 3611 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3611 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

[Beginning of Water Right Claim Description]

CLAIM NO. 363

CLAIM MAP REFERENCE: CLAIM # 363, PAGE 12

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

BLM PROJECT NUMBER: 41412-1

SOURCE OF WATER: UNNAMED SPRING, tributary to BEAVER CREEK

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.003 CUBIC FEET PER SECOND

DUTY: 0.733 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	May 1 - October 15

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
41 S	4 E	WM	12	NE SW	3410 FEET SOUTH AND 1330 FEET EAST FROM NW CORNER, SECTION 12

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
41 S	4 E	WM	12	NE SW

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013



 Dwight French, Adjudicator
 Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
	Water Right Claim 364

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 364) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On August 3, 1999, the BLM timely amended Claim 364 as to the location.
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved. However, in making his preliminary evaluation of this claim, due to the timing involved in issuing the Preliminary Evaluation, the Adjudicator did not evaluate or account for BLM's claim amendment as to the location.
4. On May 8, 2000, BLM timely filed Contest 3982 to the Preliminary Evaluation of Claim 364.
5. On May 8, 2000, the following parties, hereinafter collectively referred to as the "Klamath Project Water Users", filed Contest 3612: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley

Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

6. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
7. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3612. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
8. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which resolved the remaining contest (Contest 3982).
9. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second and rounded down to the nearest ten-thousandth for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.
3. Based on the file and record herein, IT IS ORDERED that Claim 364 is approved as set forth in the following Water Right Claim Description.

¹ Berlva Pritchard voluntarily withdrew from Contest 3612 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3612 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

[Beginning of Water Right Claim Description]

CLAIM NO. 364

CLAIM MAP REFERENCE: CLAIM # 364, PAGE 12

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

BLM PROJECT NUMBER: 41412-2

SOURCE OF WATER: UNNAMED SPRING, tributary to BEAVER CREEK

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.0027 CUBIC FEET PER SECOND

DUTY: 0.928 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	May 1 - October 15

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

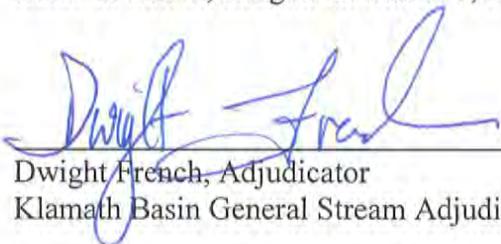
Twp	Rng	Mer	Sec	Q-Q	Measured Distances
41 S	4 E	WM	12	SE SW	4030 FEET SOUTH AND 2020 FEET EAST FROM NW CORNER, SECTION 12

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
41 S	4 E	WM	12	SE SW

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
)	Water Right Claim 365

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 365) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On August 30, 1999, the BLM timely amended Claim 365 as to point of diversion coordinates.
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved [as amended].
4. On May 8, 2000, the following parties, hereinafter collectively referred to as the "Klamath Project Water Users", filed Contest 3613: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don

Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

5. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
6. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3613. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
7. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which states the BLM did not contest the Preliminary Evaluation of Claim 365 because “the preliminary evaluations [of claims 346, 365, and 369] accurately describe and approve the claims.
8. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second and rounded to the nearest thousandth for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.
3. Based on the file and record herein, IT IS ORDERED that Claim 365 is approved as set forth in the following Water Right Claim Description.

¹ Berlva Pritchard voluntarily withdrew from Contest 3613 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3613 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

[Beginning of Water Right Claim Description]

CLAIM NO. 365

CLAIM MAP REFERENCE: CLAIM # 365, PAGE 7

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

SOURCE OF WATER: BENCH DETENTION SPRING, tributary to SKOOKUM CREEK

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.008 CUBIC FEET PER SECOND

DUTY: 2.580 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	May 1 - October 15

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
40 S	3 E	WM	26	NE SW	2600 FEET NORTH AND 350 FEET WEST FROM S1/4 CORNER, SECTION 26

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
40 S	3 E	WM	26	NE SW

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013



 Dwight French, Adjudicator
 Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
)	Water Right Claim 366

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 366) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On August 3, 1999, the BLM timely amended Claim 366, reducing the rate and duty.
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved. However, in making his preliminary evaluation of this claim, due to the timing involved in issuing the Preliminary Evaluation, the Adjudicator did not evaluate or account for BLM's claim amendment reducing the rate and duty.
4. On May 8, 2000, BLM timely filed Contest 3983 to the Preliminary Evaluation of Claim 366.
5. On May 8, 2000, the following parties, hereinafter collectively referred to as the "Klamath Project Water Users", filed Contest 3614: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley

Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

6. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
7. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3614. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
8. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which resolved the remaining contest (Contest 3983).
9. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second and rounded up to the nearest thousandth for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.
3. Based on the file and record herein, IT IS ORDERED that Claim 366 is approved as set forth in the following Water Right Claim Description.

¹ Berlva Pritchard voluntarily withdrew from Contest 3614 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3614 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

[Beginning of Water Right Claim Description]

CLAIM NO. 366

CLAIM MAP REFERENCE: CLAIM # 366, PAGE 12

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

SOURCE OF WATER: BIG POWERLINE SPRING, tributary to SKOOKUM CREEK

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.002 CUBIC FEET PER SECOND

DUTY: 0.336 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	May 15 - October 15

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

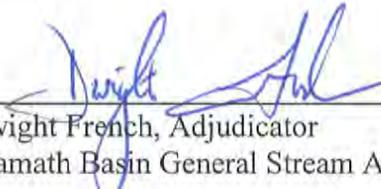
Twp	Rng	Mer	Sec	Q-Q	Measured Distances
41 S	3 E	WM	12	NW NE	4830 FEET NORTH AND 1970 FEET WEST FROM SE CORNER, SECTION 12

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
41 S	3 E	WM	12	NW NE

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
	Water Right Claim 367

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) (3040 BIDDLE RD, MEDFORD, OR 97504) filed this claim with the Oregon Water Resources Department (OWRD) pursuant to ORS chapter 539 in the Klamath Basin Adjudication, claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. A letter dated August 2, 1999, from counsel for the Bureau of Land Management states: "This letter constitutes notice to the Oregon Water Resources Department of the withdrawal of the following twelve claims on behalf of the U.S. Bureau of Land Management in the Klamath Basin Adjudication, i.e.: Klamath Basin Adjudication claim nos. 326, 327, 336, 341, 342, 345, 356, 357, 359, 360, 361, and 367."
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation) stating the claim was withdrawn and was of no force or effect.
4. No contests were filed to Claim 367 or to the Preliminary Evaluation of Claim 367.

B. DETERMINATION

Based on the file and record herein, including the withdrawal of Claim 367 by the United States Bureau of Land Management, IT IS ORDERED that Claim 367 is denied and is of no force or effect.

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
)	
)	Water Right Claim 368

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 368) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On August 3, 1999, the BLM timely amended Claim 368, reducing the rate and duty.
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved. However, in making his preliminary evaluation of this claim, due to the timing involved in issuing the Preliminary Evaluation, the Adjudicator did not evaluate or account for BLM's claim amendment reducing the rate and duty.
4. On May 8, 2000, BLM timely filed Contest 3984 to the Preliminary Evaluation of Claim 368.
5. On May 8, 2000, the following parties, hereinafter collectively referred to as the "Klamath Project Water Users", filed Contest 3615: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley

Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

6. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
7. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3615. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
8. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which resolved the remaining contest (Contest 3984).
9. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second and rounded up to the nearest thousandth for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.
3. Based on the file and record herein, IT IS ORDERED that Claim 368 is approved as set forth in the following Water Right Claim Description.

¹ Berlva Pritchard voluntarily withdrew from Contest 3615 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3615 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

[Beginning of Water Right Claim Description]

CLAIM NO. 368

CLAIM MAP REFERENCE: CLAIM # 368, PAGE 12

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

SOURCE OF WATER: KEENE CREEK RIDGE SPRING, tributary to JENNY CREEK

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.003 CUBIC FEET PER SECOND

DUTY: 0.672 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	May 15 - October 15

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
40 S	4 E	WM	32	SE SE	1570 FEET SOUTH AND 4820 FEET EAST FROM W1/4 CORNER, SECTION 32

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
40 S	4 E	WM	32	SE SE

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
)	
)	Water Right Claim 369

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 369) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On August 30, 1999, the BLM timely amended Claim 369 as to point of diversion coordinates.
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved [as amended].
4. On May 8, 2000, the following parties, hereinafter collectively referred to as the “Klamath Project Water Users”, filed Contest 3616: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don

Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

5. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
6. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3616. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
7. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which states the BLM did not contest the Preliminary Evaluation of Claim 369 because “the preliminary evaluations [of claims 346, 365, and 369] accurately describe and approve the claims.
8. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second and rounded to the nearest thousandth for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.
3. Based on the file and record herein, IT IS ORDERED that Claim 369 is approved as set forth in the following Water Right Claim Description.

¹ Berlva Pritchard voluntarily withdrew from Contest 3616 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3616 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

[Beginning of Water Right Claim Description]

CLAIM NO. 369

CLAIM MAP REFERENCE: CLAIM # 369, PAGE 7

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

SOURCE OF WATER: OAK GROVE SPRING, tributary to HUTTON CREEK

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.008 CUBIC FEET PER SECOND

DUTY: 2.580 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	May 15 - October 15

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
41 S	2 E	WM	10	NE NW	410 FEET SOUTH AND 2850 FEET WEST FROM NE CORNER, SECTION 10

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
41 S	2 E	WM	10	NE NW

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013


Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
)	Water Right Claim 370

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 370) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On August 3, 1999, the BLM timely amended Claim 370 as to the location and reducing the rate and duty.
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved. However, in making his preliminary evaluation of this claim, due to the timing involved in issuing the Preliminary Evaluation, the Adjudicator did not evaluate or account for BLM's claim amendment as to the location and reducing the rate and duty.
4. On May 8, 2000, BLM timely filed Contest 3985 to the Preliminary Evaluation of Claim 370.
5. On May 8, 2000, the following parties, hereinafter collectively referred to as the "Klamath Project Water Users", filed Contest 3617: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District

Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

6. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
7. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3617. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
8. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which resolved the remaining contest (Contest 3985).
9. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second and rounded up to the nearest thousandth for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.
- 3.
4. Based on the file and record herein, IT IS ORDERED that Claim 370 is approved as set forth in the following Water Right Claim Description.

¹ Berlva Pritchard voluntarily withdrew from Contest 3617 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3617 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

[Beginning of Water Right Claim Description]

CLAIM NO. 370

CLAIM MAP REFERENCE: CLAIM # 370, PAGE 12

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

SOURCE OF WATER: OAK STUMP SPRING, tributary to SKOOKUM CREEK

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.003 CUBIC FEET PER SECOND

DUTY: 0.672 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	May 15 - October 15

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
41 S	3 E	WM	12	NW NE	4950 FEET NORTH AND 1520 FEET WEST FROM SE CORNER, SECTION 12

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
41 S	3 E	WM	12	NW NE

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
)	Water Right Claim 371

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 371) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On August 3, 1999, the BLM timely amended Claim 371 as to the location and reducing the rate and duty.
3. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved. However, in making his preliminary evaluation of this claim, due to the timing involved in issuing the Preliminary Evaluation, the Adjudicator did not evaluate or account for BLM's claim amendment as to the location and reducing the rate and duty.
4. On May 8, 2000, BLM timely filed Contest 3986 to the Preliminary Evaluation of Claim 371.
5. On May 8, 2000, the following parties, hereinafter collectively referred to as the "Klamath Project Water Users", filed Contest 3618: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District

Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

6. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
7. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3618. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
8. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which resolved the remaining contest (Contest 3986).
9. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second and rounded up to the nearest thousandth for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.
3. Based on the file and record herein, IT IS ORDERED that Claim 371 is approved as set forth in the following Water Right Claim Description.

¹ Berlva Pritchard voluntarily withdrew from Contest 3618 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3618 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

[Beginning of Water Right Claim Description]

CLAIM NO. 371

CLAIM MAP REFERENCE: CLAIM # 371, PAGE 12

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

SOURCE OF WATER: PICKET GULCH SPRING, tributary to ROCKY GULCH

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.002 CUBIC FEET PER SECOND

DUTY: 0.519 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	May 15 - October 15

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
41 S	3 E	WM	12	SW NW	3470 FEET NORTH AND 160 FEET EAST FROM SW CORNER, SECTION 12

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
41 S	3 E	WM	12	SW NW

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
)	Water Right Claim 372

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 372) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved.
3. On May 8, 2000, BLM timely filed Contest 3987 to the Preliminary Evaluation of Claim 372 to address a typographical error.
4. On May 8, 2000, the following parties, hereinafter collectively referred to as the "Klamath Project Water Users", filed Contest 3619: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don

Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

5. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
6. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3619. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
7. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which resolved the remaining contest (Contest 3987).
8. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second and rounded to the nearest thousandth for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.
3. Based on the file and record herein, IT IS ORDERED that Claim 372 is approved as set forth in the following Water Right Claim Description.

¹ Berlva Pritchard voluntarily withdrew from Contest 3619 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3619 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

[Beginning of Water Right Claim Description]

CLAIM NO. 372

CLAIM MAP REFERENCE: CLAIM # 372, PAGE 7

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

SOURCE OF WATER: MERKLEY SPRING, tributary to FISHHOLE CREEK

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.001 CUBIC FEET PER SECOND

DUTY: 0.570 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	March 1 - November 30

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
37 S	14 E	WM	4	SW SW	512 FEET NORTH AND 345 FEET EAST FROM SW CORNER, SECTION 4

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
37 S	14 E	WM	4	SW SW

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
)	Water Right Claim 373

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 373) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved.
3. On May 8, 2000, BLM timely filed Contest 3988 to the Preliminary Evaluation of Claim 373 to address a typographical error.
4. On May 8, 2000, the following parties, hereinafter collectively referred to as the “Klamath Project Water Users”, filed Contest 3620: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don

Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

5. On May 8, 2000, the following parties filed Contest 3241: Horsefly Irrigation District, Langell Irrigation District, Rogue River Valley Irrigation District, and Medford Irrigation District, as trustees for their affected water right patrons.
6. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters as Case 278.
7. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3620. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
8. On November 12, 2003, Medford Irrigation District and Rogue River Valley Irrigation District voluntarily withdrew Contest 3241. *See* VOLUNTARY WITHDRAWAL OF CONTEST BY MEDFORD IRRIGATION DISTRICT AND ROGUE RIVER VALLEY IRRIGATION DISTRICT (Nov. 12, 2003).
9. On November 17, 2003, Langell Valley and Horsefly Irrigation Districts voluntarily withdrew Contests 3241. *See* VOLUNTARY WITHDRAWAL OF CONTEST BY LANGELL VALLEY AND HORSEFLY IRRIGATION DISTRICTS (Nov. 17, 2003).
10. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which resolved the remaining contest (Contest 3988).
11. On August 2, 2004, the Adjudicator withdrew Case 278 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second and rounded to the nearest thousandth for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.

¹ Berlva Pritchard voluntarily withdrew from Contest 3241 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3241 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

3. Based on the file and record herein, IT IS ORDERED that Claim 373 is approved as set forth in the following Water Right Claim Description.

[Beginning of Water Right Claim Description]

CLAIM NO. 373

CLAIM MAP REFERENCE: CLAIM # 373, PAGE 7

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

SOURCE OF WATER: HAYDEN SPRING, tributary to KLAMATH RIVER

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.001 CUBIC FEET PER SECOND

DUTY: 0.800 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	March 1 - November 30

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

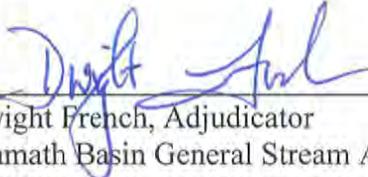
Twp	Rng	Mer	Sec	Q-Q	Measured Distances
41 S	5 E	WM	13	NW NW	137 FEET SOUTH AND 1108 FEET EAST FROM NW CORNER, SECTION 13

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
41 S	5 E	WM	13	NW NW

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013


Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
	Water Right Claim 374

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 374) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved.
3. On May 8, 2000, BLM timely filed Contest 3989 to the Preliminary Evaluation of Claim 374 to address a typographical error.
4. On May 8, 2000, the following parties, hereinafter collectively referred to as the "Klamath Project Water Users", filed Contest 3621: Klamath Irrigation District, Klamath Drainage District, Tulelake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don

Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

5. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
6. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3621. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
7. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which resolved the remaining contest (Contest 3989).
8. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second and rounded to the nearest thousandth for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.
3. Based on the file and record herein, IT IS ORDERED that Claim 374 is approved as set forth in the following Water Right Claim Description.

¹ Berlva Pritchard voluntarily withdrew from Contest 3621 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3621 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

[Beginning of Water Right Claim Description]

CLAIM NO. 374

CLAIM MAP REFERENCE: CLAIM # 374, PAGE 7

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

SOURCE OF WATER: STILES SPRING, tributary to SWAN LAKE

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.003 CUBIC FEET PER SECOND

DUTY: 1.900 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	March 1 - November 30

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
37 S	10 E	WM	14	SW NE	2864 FEET NORTH AND 945 FEET WEST FROM SW CORNER, SESE, SECTION 14

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
37 S	10 E	WM	14	SW NE

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013



Dwight French, Adjudicator
Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
)	Water Right Claim 375

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

A. FINDINGS OF FACT

1. On April 30, 1997, the UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT (BLM) timely submitted a Statement and Proof of Claim (Claim 375) to the Oregon Water Resources Department (OWRD) pursuant to ORS Chapter 539 in the Klamath Basin Adjudication claiming a federal reserved water right under an Executive Order entitled Public Water Resource (PWR) No. 107, authorized by President Coolidge.
2. On October 4, 1999, following investigation of the evidence submitted, the Adjudicator issued a Summary and Preliminary Evaluation of Claims (Preliminary Evaluation), stating the claim was approved.
3. On May 8, 2000, BLM timely filed Contest 3990 to the Preliminary Evaluation of Claim 375 to address a typographical error.
4. On May 8, 2000, the following parties, hereinafter collectively referred to as the "Klamath Project Water Users", filed Contest 3622: Klamath Irrigation District, Klamath Drainage District, Tululake Irrigation District, Klamath Basin Improvement District, Ady District Improvement Company, Enterprise Irrigation District, Klamath Hills District Improvement Co., Malin Irrigation District, Midland District Improvement Company, Pine Grove Irrigation District, Pioneer District Improvement Company, Poe Valley Improvement District, Shasta View Irrigation District, Sunnyside Irrigation District, Don

Johnston & Son, Modoc Lumber Co., Bradley S. Luscombe, Berlva Pritchard¹, Don Vincent², Randy Walthall, Inter-County Title Co., Winema Hunting Lodge, Inc., Van Brimmer Ditch Co., Plevna District Improvement Co., and Collins Products, LLC.

5. These matters were referred to the Office of Administrative Hearings for a contested case hearing. The Office of Administrative Hearings designated these matters and other like claims of the BLM as Case 276.
6. On November 14, 2003, Klamath Project Water Users voluntarily withdrew Contest 3622. *See* NOTICE OF WITHDRAWAL OF CERTAIN CONTESTS (Nov. 14, 2003).
7. On August 2, 2004, the OWRD and BLM executed SETTLEMENT AGREEMENT BETWEEN THE OREGON WATER RESOURCES DEPARTMENT AND THE UNITED STATES BUREAU OF LAND MANAGEMENT ON CLAIM NOS. 325-375 (Settlement Agreement) which resolved the remaining contest (Contest 3990).
8. On August 2, 2004, the Adjudicator withdrew Case 276 from the Office of Administrative Hearings.

B. DETERMINATION

1. The Settlement Agreement executed between OWRD and BLM is adopted and incorporated as if set forth fully herein, with the exception that gallons per minute have been converted to cubic feet per second and rounded to the nearest ten-thousandth for administrative convenience.
2. The Executive Order entitled PWR No. 107 for a federal reserved water right is a valid basis for this claim. The GENERAL CONCLUSIONS OF LAW CONCERNING CLAIMS BASED ON PUBLIC WATER RESERVE NO. 107 is incorporated as if set forth fully herein.
3. Based on the file and record herein, IT IS ORDERED that Claim 375 is approved as set forth in the following Water Right Claim Description.

¹ Berlva Pritchard voluntarily withdrew from Contest 3622 on June 24, 2002. *See* NOTICE OF WITHDRAWAL OF CLAIMANT.

² Don Vincent voluntarily withdrew from Contest 3622 on November 29, 2000. *See* NOTICE OF WITHDRAWAL OF CLAIMANTS.

[Beginning of Water Right Claim Description]

CLAIM NO. 375

CLAIM MAP REFERENCE: CLAIM # 375, PAGE 7

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3040 BIDDLE RD
MEDFORD, OR 97504

SOURCE OF WATER: YAINAX SPRING, tributary to EAST BRANCH WHISKEY CREEK

PURPOSE or USE: HUMAN CONSUMPTION AND LIVESTOCK WATERING

RATE OF USE: 0.0009 CUBIC FEET PER SECOND

DUTY: 0.510 ACRE FEET PER YEAR

PERIOD OF ALLOWED USE:

Use	Period
Human Consumption And Livestock	March 1 - November 30

DATE OF PRIORITY: APRIL 17, 1926

THE POINT OF DIVERSION IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
37 S	12 E	WM	26	NE SW	790 FEET SOUTH AND 650 FEET WEST FROM C1/4 CORNER, SECTION 26

THE PLACE OF USE IS LOCATED AS FOLLOWS:

Twp	Rng	Mer	Sec	Q-Q
37 S	12 E	WM	26	NE SW

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013



 Dwight French, Adjudicator
 Klamath Basin General Stream Adjudication

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

KLAMATH BASIN GENERAL STREAM ADJUDICATION

In the Matter of the Claim of the UNITED)	PARTIAL ORDER OF
STATES DEPARTMENT OF INTERIOR,)	DETERMINATION
BUREAU OF LAND MANAGEMENT)	
_____)	
)	Water Right Claim 376

The GENERAL FINDINGS OF FACT of the FINAL ORDER OF DETERMINATION is incorporated as if set forth fully herein.

**A. FINDINGS OF FACT AND DESCRIPTION OF MODIFICATIONS
TO THE PROPOSED ORDER**

1. Claim 376 (Claimant: UNITED STATES DEPARTMENT OF INTERIOR, BUREAU OF LAND MANAGEMENT) and its associated contests (48, 282, 517, 750, 987, 1222, 1456, 1805, 2061, 2257, 2493, 2884, 3242, 3623, 3991, 4245, 4479, 4712, 4953, 5188, and 5421) were referred to the Office of Administrative Hearings for a contested case hearing which was designated as Case 6.
2. The Office of Administrative Hearings conducted contested case proceedings and ultimately issued a PROPOSED ORDER (Proposed Order) for Claim 376 on February 12, 2003.
3. No exceptions were filed to the Proposed Order.
4. The Proposed Order is adopted and incorporated in its entirety as if set forth fully herein, with two exceptions: (1) the “Findings of Fact” is adopted with modifications, as set forth in Section A.5, below, and (2) the section titled “Order” is replaced in its entirety by the Water Right Claim Description as set forth in Section B of this Partial Order of Determination for Claim 376. The outcome of the Order is without modification; it is presented in a format standardized by OWRD.

5. **Findings of Fact.** The following sentence is added to the Proposed Order Finding of Fact #2 (additions are shown in “underline” text):

Claim No. 376 was timely amended on October 1, 1999.

Reason for Modifications: the ALJ’s proposed finding of fact failed to fully set forth the evidence on the record; to add clarification using evidence on the record.

B. DETERMINATION

1. The Proposed Order is adopted and incorporated in its entirety as if set forth fully herein, with two exceptions: (1) the “Findings of Fact” is adopted with modifications, as set forth in Section A.5, above, and (2) the section titled “Order” is replaced in its entirety by the Water Right Claim Description as set forth in Section B of this Partial Order of Determination for Claim 376. The outcome of the Order is without modification; it is presented in a format standardized by OWRD.
2. The instream flows recognized pursuant to this claim are not additive to any other instream flows based on other water rights, permits or claims within the same stream reach or a portion of the same stream reach.
3. The instream flows approved for the two purposes, (1) recreation and (2) fish life & fish habitat, are not additive.
4. The Omnibus Oregon Wild and Scenic Rivers Act of 1988 (“Act”) is a valid basis for this claim, including the claimed purpose of use. The Act established the national policy that certain rivers with outstanding values shall be preserved in free-flowing condition, and that they shall be protected for the benefit and enjoyment of present and future generations. 16 USC §§ 1271-1286, 1271. The Act’s purpose is to implement that policy through the creation of a National Wild and Scenic River system. 16 USC § 1272. The Act expressly reserves water for that purpose:

Designation of any stream or portion thereof as a national wild, scenic or recreational river area shall not be construed as a reservation of the waters of such streams for purposes other than those specified in this chapter, or in quantities greater than necessary to accomplish these purposes.

16 USC § 1284(c). The Forest Service is entitled to a reserved right for the amount of water necessary to accomplish the purposes for which each wild and scenic reach was created. *See In Re SRBA*, Wild & Scenic River Claims, Consolidated Subcase 75-13316, at 8-11 (Idaho Dist. Ct., July 27, 1998) (memorandum decision granting, in part, and denying, in part, the United States’ motion for summary judgment on reserved water rights claims).

5. The GENERAL CONCLUSIONS OF LAW CONCERNING FEDERAL RESERVED WATER RIGHTS are incorporated as if set forth fully herein.
6. Based on the file and record herein, IT IS ORDERED that Claim 376 is approved as set forth in the following Water Right Claim Description.

[Beginning of Water Right Claim Description]

CLAIM NO. 376

CLAIM MAP REFERENCE: MYLAR FILED AS CLAIM # 376, PAGE 120

CLAIMANT: UNITED STATES DEPARTMENT OF INTERIOR
 BUREAU OF LAND MANAGEMENT
 3040 BIDDLE RD
 MEDFORD, OR 97504

SOURCE OF WATER: The KLAMATH RIVER, tributary to the PACIFIC OCEAN

PURPOSE OR USE:

INSTREAM USE FOR RECREATION (BOATING AND SCENIC ENJOYMENT), AND FISH LIFE & FISH HABITAT

PERIODS OF ALLOWED USE AND RATES:

THE INSTREAM FLOW ALLOCATED PURSUANT TO THIS CLAIM IS NOT ADDITIVE TO ANY OTHER INSTREAM FLOWS WITHIN THE SAME STREAM REACH OR A PORTION OF THE SAME STREAM

Period of Use:	Natural Flow is Limited to Not More than the Following Rates in Cubic Feet per Second (CFS):	
	RECREATION ^a	FISH LIFE & HABITAT ^a
Jan 1 to Mar 31		525
Apr 1 to Memorial Day		625
Memorial Day to June 15	1500	625
June 16 to Sept 30	1500	525
Oct 1 to Dec 31		525

^a INSTREAM FLOWS FOR THE TWO PURPOSES, RECREATION AND FISH LIFE & HABITAT, ARE NOT ADDITIVE

DATE OF PRIORITY: SEPTEMBER 22, 1994

THE PLACE OF USE IS LOCATED AS FOLLOWS:

THE UPPER KLAMATH WILD AND SCENIC RIVER, BEING THE KLAMATH RIVER FROM THE J.C. BOYLE DAM POWERHOUSE TO THE OREGON-CALIFORNIA BORDER								
	Twp	Rng	Mer	Sec	Q-Q	G-Lot	Coordinate Description	Approx River Mile
Upper Reach Boundary	40 S	6 E	WM	14	SENE		SOUTH 8° 26' WEST, 1970 FEET FROM NE CORNER	220.4
Lower Reach Boundary	41 S	5 E	WM	13	NE NW	3	SOUTH 89° 52' WEST, 600 FEET FROM MILE POST 109 ON OREGON-CALIFORNIA STATE BOUNDARY	209.3

[End of Water Right Claim Description]

Dated at Salem, Oregon on March 7, 2013



 Dwight French, Adjudicator
 Klamath Basin General Stream Adjudication