

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF KLAMATH

In the Matter of the Determination of the Relative Rights of the Waters of the Klamath River,
A Tributary of the Pacific Ocean

In Re

WATERS OF THE KLAMATH RIVER BASIN.

Case No. WA1300001

CASE MANAGEMENT ORDER
#42: REGARDING CHANGES TO CMO #39

July 26, 2019

I. Introduction

This Case Management Order (CMO) #42: Regarding Changes to CMO #39 will be mailed to those listed on the current service list provided by the Court on May 31, 2019.

In CMO #36 the court solicited written comments and responses about managing this case. Those comments, responses, and other topics were discussed at a Case Management Conference on February 28, 2019. CMO #39 set forth orders that the court deemed were appropriate as a result of those events or for other reasons. This CMO #42 makes some changes to CMO #39. CMO #39 at Page 5 provides as follows:

(b). Counsel for the Oregon Water Resources Department (OWRD) is directed to investigate whether it could maintain a digital version of the ACFFOD containing all pages that have been modified by court order. Counsel should



notify the court whether OWRD could do so, and if so, how it would be done. Any such notification to the court should be served on those on the current service list. The court will decide how to proceed after receiving such notification.

In a letter dated June 14, 2019 counsel for the OWRD responded to the court's requests.

As a result, the court enters the following.

II. Orders That Modify CMO #39

1. Section II, (C), 2 on Page 5 of CMO #39 is amended to read

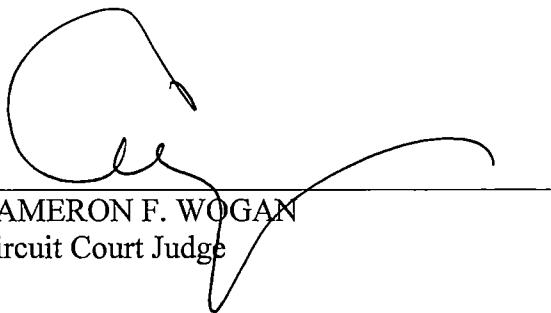
2. Form of Orders that Modify the ACFFOD – All court orders that involve a change to a page or pages of the ACFFOD must include a copy of the modified ACFFOD pages(s) as an exhibit to the order. This “modified ACFFOD” exhibit should be in “redline” or otherwise clearly identify the change ordered by the court.

2. The court does not order that OWRD create or maintain any particular form of decree as modified by the court's orders, digital or otherwise.

3. If any party would like to comment about this order, they can do so on or before August 30, 2019 and the court will reconsider it. Any comments must be served on the current service list. The court will notify the parties if this order is changed.

IT IS SO ORDERED.

Dated this 26th day of July, 2019.


CAMERON F. WOGAN
Circuit Court Judge

Cc: current service list