

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

No. 37228

IN THE MATTER OF THE DETERMINATION OF)
THE RELATIVE RIGHTS TO THE USE OF THE)
WATERS OF THE YAMHILL RIVER AND ITS)
TRIBUTARIES, YAMHILL, POLK, WASHINGTON,)
TILLAMOOK, AND LINCOLN COUNTIES)

DECREE

This proceeding came on regularly on the 13th day of March, 1980, for entry of a decree based upon "Findings of Fact and Order of Determination Yamhill River and its Tributaries, Yamhill, Polk and Other Counties" dated October 31, 1979 and filed by the Water Resources Director in the Circuit Court of Yamhill County on November 19, 1979, the Water Resources Director appearing through Clarence R. Kruger, Assistant Attorney General, and Gary A. Rueter, having resigned as attorney for Anna S. Duerst, appeared as a friend of the Court, and

It appearing to the Court from the files and records that:

(1) Anna S. Duerst filed an exception to the Findings and Order of Determination of the Water Resources Director.

(2) That subsequent to filing of the exception Gary A. Rueter, attorney for Anna S. Duerst, informed the court of his resignation as attorney on the ground and for the reason that Anna S. Duerst had sold the property in question to Mr. and Mrs. Thomas J. Schmidt and no longer has an interest or standing to further prosecute the exception.

(3) That Gary A. Rueter further informed the Court that to the best of his knowledge Mr. and Mrs. Thomas J. Schmidt as successors to Anna S. Duerst, were aware of these proceedings and were not going to pursue the matter.

(4) That the exception initially filed by Anna S. Duerst was the only exception filed in this proceeding and said exception has not been prosecuted by the said Anna S. Duerst or her successors Mr. and Mrs. Thomas J. Schmidt, and the Court now being fully advised in the premises

IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

(1) The "Findings of Fact and Order of Determination Yamhill County and its Tributaries, Yamhill, Polk and Other Counties" made on October 31, 1979 by the Water Resources Director and filed with the Court on November 19, 1979 be and hereby is affirmed.

(2) None of the parties hereto shall recover costs or disbursements in these proceedings.

Dated this 19th day of March, 1980.

/s/ Kurt C. Rossman
Circuit Judge

Certified To Be A True Copy Of The Original.

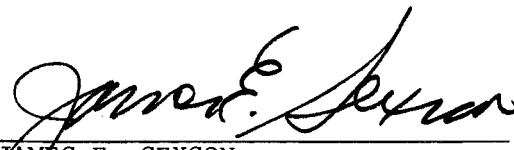
Wanda Catt, County Clerk

/s/ Wilma Turley Deputy

STATE OF OREGON)
) ss.
County of Marion)

I, JAMES E. SEXSON, Water Resources Director of the State of Oregon, do hereby certify that the foregoing copy of Decree in re: Adjudication of the Waters of Yamhill River and its Tributaries, Yamhill, Polk, Washington, Tillamook, and Lincoln Counties, is a full and correct copy of such decree as the same was received in this office and entered of record herein on this 20th day of March, 1980.

IN WITNESS WHEREOF, I have hereunto set my hand this 27th day of March, 1980.


JAMES E. SEXSON
Water Resources Director