



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3066

July 20, 1989

The Honorable Frank J. Yraguen
Circuit Court Judge
Harney County Courthouse
Burns, OR 97720

Dear Judge Yraguen:

On July 11, 1989, you signed a decree affirming the Findings of Fact and Order of Determination on Whitehorse and Willow Creeks, Harney and Malheur Counties, Oregon, which we prepared.

Upon further review for our Director's signature, several clerical errors were found. Enclosed is the corrected decree. Would you please sign and replace the original with this corrected decree? We also need a signed certified copy of the corrected decree.

If you have any questions, please do not hesitate to contact me.

Sincerely,

Larry W. Jeboisek, Manager
Adjudication Section

LWJ:jt

Enclosure

0323j

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR HARNEY COUNTY
NO. 89-05-9584-L

IN THE MATTER OF THE DETERMINATION)
OF THE RELATIVE RIGHTS TO THE USE OF THE))
WATERS OF WHITEHORSE AND WILLOW CREEKS))
AND THEIR TRIBUTARIES, HARNEY COUNTY))
-----))

AMENDED DECREE

This proceeding came on the 11th day of July, 1989, for entry of a decree based upon "Findings of Fact and Order of Determination, Whitehorse and Willow Creeks and their tributaries, Harney and Malheur Counties," dated April 27, 1989, and filed by the Water Resources Director in the Circuit Court of Harney County, on the 10th day of May, 1989.

It appearing to the court from the files and records:

1. That the Water Resources Director has filed with the clerk of the court the original evidence, and the original or certified copies of the "Findings of Fact and Order of Determination, Whitehorse and Willow Creeks and their tributaries, Harney and Malheur Counties," and the maps of record in connection with said determination;

2. That the Water Resources Director procured from this Court an order affixing July 11, 1989, as the date at which the determination herein would be heard by the court;

3. That notice of said hearing and the time therefor has been duly and regularly given in the manner required by law to all parties interested; and

4. That no exceptions have been filed to the said Findings and Order of Determination herein;

And the Court now being fully advised in the premises;

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Findings of Fact and Order of Determination, Whitehorse and Willow Creeks and their tributaries, Harney and Malheur Counties, Oregon, of the Water Resources Director, dated April 27, 1989, be and hereby is affirmed.

IT IS FURTHER ORDERED that none of the parties hereto shall recover costs and disbursements in these proceedings.

DATED this 26th day of July 1989, Nunc Pro Tunc 11th day of July, 1989.

/s/ F.J. Yraguen
CIRCUIT JUDGE

I hereby certify this copy to be a true and correct copy of the original now recorded in my office.

TRIAL COURT CLERK, HARNEY COUNTY
/s/ D. George
DEPUTY

STATE OF OREGON)
) ss.
County of Marion)

I, WILLIAM H. YOUNG, Water Resources Director of the State of Oregon, do hereby certify that the foregoing copy of the Decree in re: Adjudication of the Waters of the Whitehorse and Willow Creeks and their Tributaries, Harney and Malheur 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 31st day of July, 1989.

IN WITNESS WHEREOF, I have hereunto set my hand this 20th day of July, 1989.

WILLIAM H. YOUNG, DIRECTOR
WATER RESOURCES DEPARTMENT

By John Borden
JOHN BORDEN, DEPUTY DIRECTOR

0312J