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OWRD

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

In the Matter of the Determination of the
Relative Rights to the Use of the Waters of
Pine Creek and its Tributaries, a Tributary
of Snake River,

Case No. 18CV53444

JUNE KALKHOVEN and ALLEN
KALKHOVEN,

**ORDER AMENDING PINE CREEK
DECREE**

and

DAN AAMODT and JANICE AAMODT,

Petitioners.

On November 21, 2018, June and Allen Kalkhoven and Dan and Janice Aamodt (“Petitioners”) filed a Petition to Amend Pine Creek Decree (“Petition”). Service of process was made by personal service on the Oregon Water Resources Department (“OWRD”) and upon all other interested parties by publication.

On February 4, 2019, the Court held a hearing on the Petition to allow interested parties to appear. OWRD appeared telephonically through its attorney Darsee Staley, and Rick Lusk, OWRD Watermaster for District 8 of the Eastern Region, appeared in person. No other appearances were made, nor did the Court receive any written appearances or objections.

NOW, THEREFORE, the Court having found that appropriate service of process was made, receiving no objections to the Petition, finding the Petition supported by sworn affidavits



1 and good cause, and the Court being fully advised,

2 **IT IS HEREBY ORDERED AS FOLLOWS:**

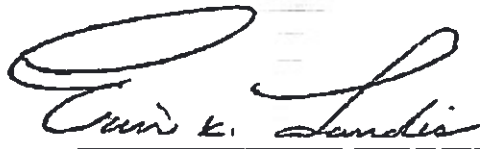
3 The Pine Creek Decree previously entered herein on February 28, 1930, wherein
4 Petitioners' water use right is outlined at Paragraph 64, page 46, is hereby amended to identify
5 Holbrook Creek as the "stream" for A.C. Brown's right, the place of use specifically described as
6 11 acres NE SE, 7 acres NW SE, and 2 acres SE SE in Township 7 South, Range 45 East,
7 Section 24, W.M.

8 Pursuant to this amendment to the Pine Creek Decree, OWRD is hereby ordered to issue
9 a corrected water right certificate in place of Water Right Certificate 10228 listing Holbrook
10 Creek as the source of water for the water use right described by Water Right Certificate 10228,
11 as follows:

12 This is to Certify, that JUNE AND ALLEN KALKHOVEN AND
13 JANICE AND DAN AAMODT of Halfway, State of Oregon, have
14 a right to the use of the waters of Holbrook Creek, a tributary of
15 Pine Creek...

16 All other conditions and terms of Water Right Certificate 10228 shall be retained in the corrected
17 certificate.

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21 Submitted by:
22 Laura A. Schroeder, OSB 873392
23 Sarah R. Liljefelt, OSB 104396
counsel@water-law.com
24 *Of Attorneys for Petitioners*

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Erin K. Landis, Circuit Court Judge

Signed: 3/19/2019 09:00 AM

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