

UMATILLA COUNTY

IN THE MATTER OF DIMINUTION)
OF A PORTION OF A WATER RIGHT) ORDER
IN THE NAME OF H.T. BURNS, INC.)

An affidavit was received from PATRICK WALCHLI, the owner of certain land and the water rights appurtenant to it. The water right records show two rights as primary on this land. The groundwater right has been requested to be diminished from primary to supplemental.

The water right is a portion of the right described by Certificate 64102, State Record of Water Right Certificates. The water right is for the use of 0.46 cubic foot per second from A WELL, in the COLD SPRINGS WASH BASIN. The date of priority is JANUARY 29, 1981. The water right is for IRRIGATION of 36.8 ACRES.

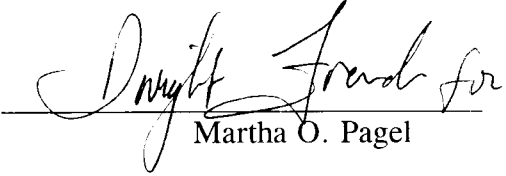
A description of the place of use of the water right is as follows:

NW 1/4 SW 1/4 6.7
SW 1/4 SW 1/4 30.1
SECTION 11
TOWNSHIP 4 NORTH, RANGE 29 EAST, W.M.

OAR 690-330-040(2) states: "Diminution of a water right: A primary right may, at the request of the owner of the right, be diminished to a supplemental status to allow for a new primary right application from a more dependable source of water."

NOW, THEREFORE, it is ORDERED that the water right described herein is diminished to SUPPLEMENTAL IRRIGATION. It is FURTHER ORDERED that Certificate 64102 is canceled and a new certificate be issued to confirm this order.

WITNESS the signature of the Water Resources Director, affixed June 11, 1999.


Martha O. Pagel