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STATE OF OREGON
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APR 21 1994

WATER RESOURCES DEPT
SALMON, OREGON

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 Waters) Case No. 93-363
of Pine Creek and its Tributaries)
DERRAL THOMAS and VIVIAN THOMAS,) AMENDED ORDER MODIFYING
Petitioners,) PINE CREEK DECREE

THIS MATTER having come on regularly to be heard upon the petition of Derral Thomas and Vivian Thomas filed herein and the Court having found that appropriate service of process was made by personal service upon the State of Oregon, Water Resources Department and to all other interested persons by published summons, a hearing was scheduled herein on July 30, 1993 but no objections were made, and further the State of Oregon, Water Resources Department, through the Eastern Region Manager supports the petition through its Watermaster, and an Order modifying such Decree pursuant to Petitioners' Petition having been entered herein December 6, 1993 but it appearing from the records and files herein that there was a typographical error in line 11 on page 2 of said Order and therefore good cause appears for the entry of this amended order solely

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SALEM, OREGON

1 to correct such line 11, page 2, and the Court being fully advised, NOW,
2 THEREFORE, judgment is entered herein as follows:

3 1.

4 The Pine Creek Decree previously entered herein on February 28,
5 1930 and Water Right Certificate No. 10347 issued pursuant to said
6 Decree are hereby modified and amended to provide that the following
7 described lands have a water right of 40 inches with a priority of 1874,
8 together with a Water Right of 1883 of 62.8 inches per said Pine Creek
9 Decree entered on February 28, 1930 and Water Right Certificate No.
10 10347 for irrigation, domestic and stock water purposes from a point of
11 diversion situate in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 31 in Township 7 South, Range
12 46 E., W.M. at the head of the Gravel Flat Ditch through the Hunt Ditch,
13 to wit:

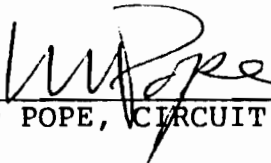
14 FOR THE 1874 WATER RIGHT OF 40 INCHES:

15	Land in Township 8 S., R. 46 E., W.M:	
16	Section 7:	
	NE $\frac{1}{4}$ NE $\frac{1}{4}$	39.8 acres
	NW $\frac{1}{4}$ NE $\frac{1}{4}$	39.6 acres
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	35.0 acres
	SE $\frac{1}{4}$ NE $\frac{1}{4}$	38.3 acres

18 FOR THE 1883 WATER RIGHT OF 62.8 INCHES:

19	Land in Township 8 S., R. 46 E., W.M:	
20	Section 6:	
	SW $\frac{1}{4}$ SE $\frac{1}{4}$	37.8 acres
	SE $\frac{1}{4}$ SE $\frac{1}{4}$	25.0 acres

21 DATED this 12th day of April, 1994, nunc pro
22 tunc for December 4, 1993.

23
24 
MILO POPE, CIRCUIT JUDGE

25 Submitted by:
26 Floyd C. Vaughan, OSB #78416
Of Attorneys for Petitioner

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