

STATE OF OREGON
COUNTY OF CLACKAMAS
CERTIFICATE OF WATER RIGHT

This Is to Certify, That WALTER BERG

SUPERSEDED
CERTIFICATE NO. 47684

of Route 2, Woodburn, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Butte Creek a tributary of Pudding River for the purpose of irrigation under Permit No. 17973 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from June 6, 1947

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.38 cubic foot per second,

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 5, Township 6 South, Range 1 East, W. M.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 $\frac{1}{2}$ acre feet per acre for each acre irrigated during the irrigation season of each year,

and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

21.6 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$
8.4 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$
Section 5
T. 6 S., R. 1 E., W. M.

Land on which water is to be used is a part of the property more explicitly described by the appropriator as follows: Beginning at a point 109 rods West of the Northwest corner of the John M. Drake, D.L.C. in Township Six South, of Range One East of the Willamette Meridian, in Clackamas County, Oregon; thence West 21 rods; thence South 40 rods; thence West 30 rods; thence South 38 $\frac{1}{2}$ rods; thence East 51 rods; thence North 78 $\frac{1}{2}$ rods to the place of beginning, containing 17.53 acres of land, more or less, and situated in the County of Clackamas and State of Oregon.

ALSO: Beginning at a point which is ten (10) rods east of the Northeast corner of the West Half of the North West quarter of Section Five in Township Six South of Range One East of the Willamette Meridian, in Clackamas County, Oregon; thence East Twenty rods; thence South Forty rods; thence West Thirty rods; thence North twenty Four rods; thence East Ten rods; thence North sixteen rods, to the place of beginning and containing Six and one half acres of land, all situated in Township Six South and in Section Five (5), Range One East of the Willamette Meridian, in Clackamas County, Oregon.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

this 30th day of January, 1950.

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CHAS. E. STRICKLIN
State Engineer