

Superseded by

Cert. No. 43785

STATE OF OREGON
COUNTY OF MARION

Sp. Or. V. 261
(7-3058)

CERTIFICATE OF WATER RIGHT

This Is to Certify, That JOHN CLARY

of **Route 1, Box 36, Mt. Angel**, 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 of **110.5 acres**

under Permit No. **28831** 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 **May 8, 1963**

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 **0.63 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 **SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$** both as projected within Jack DLC 41, Sec. 8, T. 6 S., R. 1 E., W.M. Diversion points located below:*

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, 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:

0.1 acre	NW $\frac{1}{4}$ NE $\frac{1}{4}$	As projected within Jack DLC 41
20.5 acres	SW $\frac{1}{4}$ NE $\frac{1}{4}$	As projected within Jack DLC 41
14.1 acres	NE $\frac{1}{4}$ NW $\frac{1}{4}$	As projected within Jack DLC 41
28.4 acres	NW $\frac{1}{4}$ NW $\frac{1}{4}$	As projected within Jack DLC 41
0.6 acre	Lot 1 (NW $\frac{1}{4}$ NW $\frac{1}{4}$)	
3.2 acres	SW $\frac{1}{4}$ NW $\frac{1}{4}$	As projected within Jack DLC 41
32.2 acres	SE $\frac{1}{4}$ NW $\frac{1}{4}$	As projected within Jack DLC 41
3.6 acres	NE $\frac{1}{4}$ SW $\frac{1}{4}$	As projected within Jack DLC 41
7.8 acres	NW $\frac{1}{4}$ SE $\frac{1}{4}$	As projected within Jack DLC 41

Section 8

T. 6 S., R. 1 E., W.M.

*2140 feet South and 3680 feet East and 720 feet South and 2080 feet East, both from NW corner, Section 8.

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 date. March 29, 1968

CHRIS L. WHEELER

State Engineer