

STATE OF OREGON

42285
 Superseded by 42286
 Cert. No. 42287

COUNTY OF JACKSON

CERTIFICATE OF WATER RIGHT

This Is to Certify, That **LITTLE BUTTE IRRIGATION COMPANY**

of **Eagle Point**, State of **Oregon**, has a right to the use of the waters of **Little Butte Creek**

a tributary of **Little Butte Creek** for the purpose of **irrigation, domestic and stock**

and that said right has been confirmed by decree of the Circuit Court of the State of Oregon for **Jackson** County, and the said decree entered of record at Salem, in the Order Record of the STATE ENGINEER, in Volume **14**, at page **498**; that the priority of the right thereby confirmed dates from **1883** for Tract No. 1 and **1908** for Tract No. 2;

that the amount of water to which such right is entitled, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed **11.204** cubic feet per second for irrigation for Tract No. 1 and **3.65** c.f.s. for Tract No. 2; measured at the head of the ditch or the point where the same leaves the natural stream, from April 1st to October 1st of each year.

The point of diversion is located in the **SW¼ SE¼**, Section **31**, T. **35 S.**, R. **1 E.**, W. **M.**
 Diversion point located **560** feet North and **2990** feet East from the SW Corner, Section **31**.

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

561.7 acres in Tract No. 1 as follows:

4.0 acres SW¼ SW¼
 Section 31
 T. 35 S., R. 1 E., W. M.

7.0 acres NE¼ SE¼
 34.0 acres SW¼ SE¼
 30.8 acres SE¼ SE¼
 10.0 acres SW¼ SW¼
 15.0 acres SE¼ SW¼
 Section 34

37.0 acres NE¼ SW¼
 33.0 acres NW¼ SW¼
 40.0 acres SW¼ SW¼
 33.0 acres SE¼ SW¼
 21.0 acres NE¼ SE¼
 32.5 acres NW¼ SE¼
 4.0 acres SW¼ SE¼
 12.0 acres SE¼ SE¼
 Section 35

3.0 acres SE¼ NW¼
 10.0 acres SW¼ NW¼
 20.0 acres NE¼ SW¼
 35.0 acres NW¼ SW¼
 20.0 acres SW¼ SW¼
 17.5 acres SE¼ SW¼
 3.5 acres NW¼ SE¼
 7.5 acres SW¼ SE¼
 3.0 acres SE¼ SE¼
 Section 36

T. 35 S., R. 1 W., W. M.

11.8 acres NE¼ NE¼
 20.1 acres NW¼ NE¼
 2.5 acres SW¼ NE¼
 Section 3

4.39 Ac.
 Canceled Sp. Cr. Rec. Vol. 25 P. 467

2.6 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$
21.0 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$
29.7 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$
6.2 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
32.0 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$
3.0 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 3

T. 36 S., R. 1 W., W. M.

181.6 acres in Tract No. 2 as follows:

5.3 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$
30.9 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$
0.9 acre SE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 31

T. 35 S., R. 1 E., W. M.

6.6 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$
4.4 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 34

0.46 acre SW $\frac{1}{4}$ NE $\frac{1}{4}$
2.50 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$
1.10 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$
10.3 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 35

8.41 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$
10.60 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$
2.90 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
1.10 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$
11.50 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$
14.10 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$
21.60 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 36

T. 35 S., R. 1 W., W. M.

4.03 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$
Section 6

T. 36 S., R. 1 E., W. M.

4.3 acres NE $\frac{1}{4}$ NE $\frac{1}{4}$
12.0 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$
2.7 acres NE $\frac{1}{4}$ NW $\frac{1}{4}$
12.3 acres NW $\frac{1}{4}$ NW $\frac{1}{4}$
3.7 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$
9.9 acres SW $\frac{1}{4}$ SW $\frac{1}{4}$
Section 3

T. 36 S., R. 1 W., W. M.

Certificate of water right issued to Little Butte Irrigation Company and recorded at page 34845, Volume 26, State Record of Water Right Certificates, confirms the right to the use of water for the irrigation of 744.1 acres and 0.2 cubic foot per second of water for manufacturing. Subsequently, the right to the use of 0.2 cubic foot per second of water for manufacturing was transferred by order of the State Engineer entered August 15, 1969, and the right to the use of water appurtenant to 0.8 acre was transferred by order of the State Engineer entered August 22, 1969. This certificate is issued to confirm the remaining right to the use of water for irrigation and supersedes the certificate heretofore issued to Little Butte Irrigation Company.

And said right shall be subject to all other conditions and limitations contained in said decree. 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 27, 1970.

CHRIS I. WHEELER

State Engineer

Water Right in the name of
LITTLE BUTTE IRRIGATION CO. DITCH

Certificate 17196 issued April 28, 1950 for Rogue River Adjudication Decree confirming use of water for irrigation of 816.1 acres.

P-23 changed 19.65 acres irrigation to manufacturing.
P-28 changed part of manufacturing back to irrigation of 9.65 acres.

Certificate 17196 canceled, and certificate 29368 issued on February 8, 1962 for 806.1 acres irrigation and manufacturing. This includes the right involved in transfers P-23 and P-28.

B-131 changed diversion point and place of use for 3.8 acres
V-27 changed place of use for 44.0 acres.

Certificate 29368 canceled by orders of September 14, 1962 and March 17, 1966.
Certificate 33239 issued on July 19, 1966 to confirm remaining right of 758.3 acres and manufacturing.

C-177 changed place of use for 11.2 acres.
A-41 changed place of use and diversion point for 3.0 acres.

Certificate 33239 canceled by order of June 9, 1967. Certificate 34845 issued to confirm remaining right for 744.1 acres and manufacturing.

E-51 changed diversion point and manufacturing back to irrigation of 10.0 acres.

W-148 changed diversion point and place of use for 0.8 acre.

Certificate 34845 canceled by order of August ¹⁵22, 1969. Certificate 36604 issued to confirm remaining right for 743.0 acres.

743.3 w/c
1/21/72