STATE OF OREGON

COUNTY OF MARION

CERTIFICATE OF WATER RIGHT

This Is to Certify, *That* WALTER DUDA

of Route 1, Box 16, 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 34.9 acres

under Permit No. 27334 *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* April 12, 1961

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 0.37 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 NE¼ NE¼ as projected within Eastham DLC 63, Section 36, T. 5 S., R. 1 W., W. M., 220 feet West and 920 feet South from NE Corner, Section 36.

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 2½ 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:

8.7 acres NE¼ NE¼
10.6 acres NW¼ NE¼
8.0 acres SW¼ NE¼
3.1 acres SE¼ NE¼
2.0 acres NE¼ NW¼
2.5 acres SE¼ NW¼
All as projected within Eastham DLC 63
Section 36
T. 5 S., R. 1 W., W. M.

This certificate is issued to confirm a change in place of use approved by an order of the State Engineer entered June 6, 1972, and supersedes certificate of water right heretofore issued to Walter Duda, and recorded at page 33193, Volume 25, State Record of Water Right Certificates.

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. November 3, 1972

CHRIS L. WHEELER
State Engineer

Recorded in State Record of Water Right Certificates, Volume 30 *, page* 38649