

STATE OF OREGON

COUNTY OF

MARION

CERTIFICATE OF WATER RIGHT

This is to certify, *That* JAMES BUTSCH

of 15234 Butsch Lane NE, Mt. Angel, State of OR 97362, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of wells #1 & #2

a tributary of Mill Creek for the purpose of irrigation and supplemental irrigation of 166.5 acres

under Permit No. G-8563 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 7, 1979

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 2.09 cubic foot per second; being 0.31 cfs from well #1 with any deficiency to be made up from well #2 and 1.78 cfs from well 2

or its equivalent in case of rotation, measured at the point of diversion from the well. The well is located in the NW 1/4 NW 1/4, Section 27, SW 1/4 NE 1/4, Section 28, both as projected within Hovendon DLC 76, T4S, R1W, WM; Well 1 - 1340 feet North and 1450 feet West from Center corner Section 27; Well 2 - 430 feet North and 1200 feet East from Center 1/4 corner Section 28.

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 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year, provided further that the right allowed herein shall be limited to any deficiency in the available supply of any prior right existing for the same land and shall not exceed the limitation allowed herein,

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:

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PRIMARY WELL 1
with an deficiency from Well 2

2.2 acres NW 1/4 NW 1/4 as projected within Hovendon DLC 76
2.2 acres SW 1/4 NW 1/4 as projected within Hovendon DLC 76
0.4 acres Lot 5 (SW 1/4 NW 1/4)
1.1 acre SE 1/4 NW 1/4
Section 27
15.4 acres NE 1/4 NE 1/4 as projected within Hovendon DLC 76
3.3 acres SE 1/4 NE 1/4 as projected within Hovendon DLC 76
Section 28

PRIMARY WELL 2

10.0 acres SW 1/4 NE 1/4 as projected within Hovendon DLC 76
1.7 acres Lot 2 (SW 1/4 NE 1/4)
5.9 acres SE 1/4 NE 1/4 as projected within Hovendon DLC 76
0.6 acre Lot 1 (SE 1/4 NE 1/4)
10.0 acres Lot 1 (NE 1/4 SE 1/4)
23.6 acres Lot 2 (NW 1/4 SE 1/4)
13.1 acres NW 1/4 SE 1/4 as projected within Hubbard DLC 70
4.4 acres SW 1/4 SE 1/4 as projected within Hubbard DLC 70
Section 28

SUPPLEMENTAL WELL 2

19.6 acres Lot 3 (NE 1/4 NW 1/4)
3.5 acres NE 1/4 NW 1/4 as projected within Hovendon DLC 76
32.0 acres NW 1/4 NW 1/4 as projected within Hovendon DLC 76
7.2 acres SW 1/4 NW 1/4 as projected within Hovendon DLC 76
0.6 acre Lot 5 (SW 1/4 NW 1/4)
5.6 acres SE 1/4 NW 1/4
Section 27
4.1 acres NE 1/4 NE 1/4 as projected within Hovendon DLC 76
Section 28
Township 4 South, Range 1 West, WM

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 Water Resources Director, affixed

this date. October 27, 1986

/s/ William H. Young

Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 50 , page 55124