

STATE OF OREGON
COUNTY OF MALHEUR
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

THOMAS BUTLER
P.O. BOX 430
VALE, OREGON 97918

confirms the right to use the waters of **MALHEUR RIVER**, tributary of SNAKE RIVER for the purpose of **IRRIGATION of 35.0 acres.**

This right was perfected under Permit 19493. The date of priority is **MAY 12, 1950**. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed **0.87 CUBIC FOOT PER SECOND** or its equivalent in case of rotation.

The point of diversion is located as follows:

200 FEET due NORTH from the SW corner of the NW1/4 of SECTION. 1, being within the SW1/4NW1/4 of SECTION 1, T. 18 S., R. 46 E., 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-FORTIETH** of one cubic foot per second per acre, or its equivalent and shall be further limited to **3 ACRE FEET** per acre irrigated during any irrigation season.

A description of the place of use to which this right is appurtenant is as follows:

LOT 3	(NE $\frac{1}{4}$ NW $\frac{1}{4}$)	3.0 ACRES
LOT 4	(NW $\frac{1}{4}$ NW $\frac{1}{4}$)	1.0 ACRES
	SW $\frac{1}{4}$ NW $\frac{1}{4}$	27.0 ACRES
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	4.0 ACRES

SECTION 1
TOWNSHIP 18 SOUTH, RANGE 46 EAST, W.M.

This Certificate describes the water right confirmed by Certificate 22915 State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered on JAN 25 1999 approving a petition by the Owyhee Irrigation District under ORS 541.329. This Certificate is also issued to correctly describe the type of use of the right herein described. This Certificate together with Certificate 75686 supercedes Certificate 22915.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

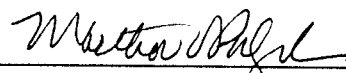
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Recorded in State Record of Water Right Certificates numbered 75687 .

22915rr.SLH

The right to the use of the water for the above purposes is restricted to beneficial use on the lands or place of use herein described. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream water rights.

Witness the signature of the Water Resources Director, affixed 1/25/99



Martha O. Pagel, Director