

STATE OF OREGON
COUNTY OF UMATILLA

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

STADELMAN FRUIT, INC.
NORTH 408 RUSSELL
P.O. BOX 157
MILTON-FREEWATER, OREGON 97862

503-938-5541

to use the waters of ONE WELL in the LITTLE WALLA WALLA RIVER BASIN for FROST PROTECTION AND SUPPLEMENTAL IRRIGATION OF 94.5 ACRES.

This Permit is issued approving Application G-12008. The date of priority is JANUARY 8, 1990 FOR 0.73 CUBIC FOOT (CFS) FOR IRRIGATION AND 0.74 CFS FOR FROST PROTECTION AND JULY 16, 1992 FOR 1.63 CFS FOR IRRIGATION AND 1.84 CFS FOR FROST PROTECTION. The use is limited to not more than 2.58 CFS or its equivalent in case of rotation, measured at the well.

The well is located as follows:

SW 1/4 NE 1/4, SECTION 27, T 6 N, R 35 E, W.M.; 765 FEET NORTH AND 1410 FEET WEST FROM E 1/4 CORNER, SECTION 27.

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 for each acre irrigated and shall be further limited to a diversion of not to exceed 4.5 acre-feet per acre for each acre irrigated during the irrigation season of each year. This right is limited to any deficiency in the available supply of any prior right existing for the same land.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the proposed place of use under the permit is as follows:

SE 1/4 NE 1/4 17.0 ACRES AND FROST PROTECTION
SW 1/4 NE 1/4 40.0 ACRES AND FROST PROTECTION
SE 1/4 NW 1/4 37.5 ACRES AND FROST PROTECTION
SECTION 27
TOWNSHIP 6 NORTH, RANGE 35 EAST, W.M.

The well shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevations in the well at all times. When required by the Department, the permittee shall install and maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the Department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

Actual construction work shall begin on or before September 28, 1993, and shall be completed on or before October 1, 1994. Complete application of the water shall be made on or before October 1, 1995.

Application G-12008

Water Resources Department

PERMIT G-11575

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for beneficial use of water without waste. The water user is advised that new regulations may require use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water shall be limited when it interferes with any prior surface or ground water rights.

Issued this date, SEPTEMBER 28, 1992.

/s/ MARTHA O. PAGEL

Water Resources Department
Martha O. Pagel
Director