



STATE OF OREGON

DESCHUTES COUNTY ASSIGNED, See Misc. Rec., Vol. 6 Page 1114

PERMIT TO APPROPRIATE THE PUBLIC WATERS

This is to certify that I have examined APPLICATION 61590 and do hereby grant the same SUBJECT TO EXISTING RIGHTS INCLUDING THE APPROPRIATE MINIMUM FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD and the following limitations and conditions:

This permit is issued to Mt. Bachelor, Inc. of PO Box 1031, Bend, Oregon 97701, phone 382-2442, for the use of the waters of Todd Creek, for the PURPOSE of commercial use for ski lodges and day use facilities and irrigation for erosion control, being 100 gallons per minute for ski lodge use, 30 gpm for day camp use, and 70 gpm for erosion control, and shall be further limited to a diversion of 100 gpm so long as the flow of Todd Creek immediately above the point of diversion exceeds 200 gpm; at flows below 200 gpm, the diversion shall not exceed 50 percent of the streamflow; that the PRIORITY OF THE RIGHT dates from January 21, 1981, and is limited to the amount of water which can be applied to beneficial use and shall not exceed 100 gpm measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users.

The POINT OF DIVERSION is to be LOCATED: 730 feet South and 100 feet East from the Northwest Corner of Section 17, being within the NW 1/4 NW 1/4 of Section 17, Township 18 South, Range 9 East, WM, in the County of Deschutes.

A description of the PLACE OF USE under the permit, and to which such right is appurtenant, is as follows:

Township 18 South	Range 9 East, WM	Section 20	NE 1/4	SW 1/4	Commercial use for ski lodges and irrigation of 30-40 acres around lodges for erosion control
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Actual construction work shall begin on or before February 23, 1983 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1983.

Complete application of the water to the proposed use shall be made on or before October 1, 1984.

WITNESS my hand this 23rd day of February, 1982.

/s/ JAMES E. SEXSON

WATER RESOURCES DIRECTOR

APPLICATION 61590

PERMIT 46221