



STATE OF OREGON

County of HOOD RIVER

PERMIT TO APPROPRIATE THE PUBLIC WATERS

This is to certify that I have examined APPLICATION 68131 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 Farmers Irrigation District, 1985 Country Club Road, Hood River, Oregon, 97031, phone 386-3115, for the use of the waters of Dead Point Creek, South Fork Pine Creek, North Fork Pine Creek and Ditch Creek, tributaries of Hood River,* for the PURPOSE of Development of 2948 theoretical horsepower at Farmers Irrigation District Hydroelectric Generation Plant 3,

that the PRIORITY OF THE RIGHT dates from February 11, 1981,

and is limited to the amount of water which can be applied to beneficial use and shall not exceed 35.0 cubic feet per second.

The POINT OF DIVERSION is to be LOCATED: Dead Point Creek: 330 feet South and 1650 feet East from the Northwest corner of Section 2, South Fork Pine Creek: 550 feet North and 140 feet West from the Southeast corner of Section 25; North Fork Pine Creek: 1650 feet North and 1600 feet West from the Southeast Corner of Section 25; Ditch Creek: 900 feet South and 300 feet West from the Northeast corner of Section 24, being **

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

- * being 20.0 cubic feet per second from Dead Point Creek; 5.0 cfs each from North and South Forks of Pine Creek; and 20.0 cfs from Ditch Creek, being a maximum of 35.0 cfs from above sources at any one time.
- ** within Dead Point Creek: NE 1/4 NW 1/4 Section 2, Township 1 North, Range 9 East; South Fork Pine Creek: SW 1/4 SE 1/4 Section 25, Township 2 North, Range 9 East; North Fork Pine Creek: NW 1/4 SE 1/4 Section 25, Township 2 North, Range 9 East and Ditch Creek: NE 1/4 NE 1/4 Section 24, Township 2 North, Range 9 East, WM, all in the County of Hood River.

SEE NEXT PAGE

"CERTIFICATE NO. 67267"

APPLICATION 68131

PERMIT

49871

Township 2 North, Range 10 East, WM Section 10 NE1/4 SE1/4 POWER HOUSE

The right granted herein is expressly made inferior in right and subsequent in time to any appropriation of water from these sources which may hereafter be made for domestic, municipal, irrigation or any other beneficial consumptive use, or for storage for such purposes; provided further that the project shall be constructed under the supervision of a registered professional engineer; provided further that the permittee shall comply with the provisions of the order of the Water Policy Review Board dated February 23, 1983, and by reference herein made part of this permit; provided further that the permittee shall, during the operational lifetime of the project, perform or allow the Water Resources Department to perform any tests or studies required by the department to evaluate the effectiveness of measures for the protection of fish; provided further that this permit may not be assigned to any non-municipal entity so as to result in a loss of ownership of the permit by a municipal corporation or district and that the holder of the permit must remain qualified as a municipal applicant under ORS 537.285 and 537.287. If the municipal corporation or district proposes to generate hydroelectric power jointly with a non-municipal entity, that any proposed changes in the agreement between the municipal corporation or district and the non-municipal entity must be reviewed by the Water Resources Commission to determine whether or not the permittee remains qualified as a municipal applicant.

Actual construction work shall begin on or before January 30, 1988, and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19 88

Complete application of the water to the proposed use shall be made on or before October 1, 19 89

Witness my hand this 30th day of January, 19 87

/s/ WILLIAM H. YOUNG

WATER RESOURCES DIRECTOR

This permit, when issued, is for the beneficial use of water. 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. It is possible that the land use you propose may not be allowed if it is not in keeping with the goals and the acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.