



STATE OF OREGON

County of JACKSON

PERMIT TO APPROPRIATE THE PUBLIC WATERS

This is to certify that I have examined APPLICATION 69004 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 Associated Fruit Company (El Roble Orchard) of 3721 Colver Road, Phoenix, Oregon 97535, phone 535-1787, for the use of the waters of South Fork Little Butte Creek with any deficiency in the available supply from South Fork * for the PURPOSE of Temperature Control (frost protection),

that the PRIORITY OF THE RIGHT dates from January 28, 1987,

and is limited to the amount of water which can be applied to beneficial use and shall not exceed 7.8 cubic feet per second.

The POINT OF DIVERSION is to be LOCATED: South Fork Little Butte Creek - 600 feet South and 525 feet West from the East quarter corner of Section 29; being within the NE 1/4 SE 1/4, of Section 29; North Fork Little Butte Creek - 60 feet North and 630 feet West from the East quarter of Section 20, being within the SE 1/4 NE 1/4, of Section 20, both being within Township 36 South, Range 2 East, WM, Reservoir -**

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

* Little Butte Creek to be made up by appropriation from North Fork Little Butte Creek and El Roble Orchard Reservoir to be constructed under Application R-69003, Permit R-10829,

** 120 feet South and 180 feet West from the North quarter corner of Section 33, being within the NE 1/4 NW 1/4, of Section 33, Township 37 South, Range 2 West, WM, in the County of Jackson.

Township 37 South, Range 2 West, WM	Section 28	NE1/4 SW1/4	Temperature Control
		SE1/4 SW1/4	1.0 acre
		NW1/4 SE1/4	35.1 acres
		SW1/4 SE1/4	2.1 acres
	Section 33	NW1/4 NE1/4	24.2 acres
		NE1/4 NW1/4	15.4 acres
			2.0 acres

The permittee shall record and submit annually to the Water Resources Department all pertinent data pertaining to use of water for temperature control on forms furnished.

Actual construction work shall begin on or before August 18, 1988, and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19 89.

Complete application of the water to the proposed use shall be made on or before October 1, 19 90. Extended to October 1, 1991

Witness my hand this 18th day of August, 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.

APPLICATION 69004

"CERTIFICATE NO. 62524"

PERMIT

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