

STATE OF OREGON  
COUNTY OF HOOD RIVER  
PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

BROOKSIDE, INC.  
1802 CASCADE STREET  
HOOD RIVER, OREGON 97031

503-386-5051

to use the waters of AN UNNAMED STREAM, a tributary of INDIAN CREEK, for the purpose of IRRIGATION OF 127.3 ACRES AND MAINTENANCE OF RESERVOIRS 1, 2 3 AND 4, to be constructed under Application R-70013, Permit R-11190, for AESTHETICS.

This Permit is issued approving Application 70014. The date of priority is AUGUST 2, 1989. The use is limited to not more than 0.81 CUBIC FOOT PER SECOND, being 0.78 cfs for irrigation and 0.03 cfs for maintenance of the reservoirs, or equivalent amounts in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NW1/4 SW1/4, SECTION 2, T 2 N, R 10 E, W.M.; 1840 FEET NORTH AND 630 FEET EAST FROM SW CORNER, SECTION 2.

The use allowed herein for irrigation may be made anytime water can be put to beneficial use for immediate plant growth between October 1 and November 15 and between March 15 and April 14 of each year. The amount of water used for irrigation, together with the amount secured under any other rights existing for the same lands, shall be limited to ONE-FORTIETH of one cubic foot per second per acre and shall be further limited to a diversion of not to exceed 1.0 acre foot per acre for each acre irrigated during the periods from October 1 through November 15 and March 15 through April 14, provided further that the right allowed herein, together with amounts secured under any other rights existing for the same land shall not exceed 4.0 acre feet per acre in any one water year.

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:

NW 1/4 NE 1/4	6.8 ACRES
NE 1/4 NW 1/4	16.1 ACRES
NW 1/4 NW 1/4	8.2 ACRES
SW 1/4 NW 1/4	20.4 ACRES
SE 1/4 NW 1/4	35.1 ACRES
NE 1/4 SW 1/4	4.1 ACRES & AESTHETICS
NW 1/4 SW 1/4	22.2 ACRES & AESTHETICS

SECTION 2

SE 1/4 NE 1/4	14.4 ACRES
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SECTION 3

TOWNSHIP 2 NORTH, RANGE 10 EAST, W.M.

Actual construction work shall begin on or before DECEMBER 15, 1990, and shall be completed on or before October 1, 1991. Complete application of the water to the use shall be made on or before October 1, 1992.

The permittee shall record and submit annually to the Water Resources Department, on forms furnished, all pertinent data pertaining to the use of water out-side of the established irrigation season.

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 the beneficial use of water without waste. The water user is advised that new regulations may require the 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 granted herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

Issued this date, DECEMBER 15, 1989.

/s/ WILLIAM H. YOUNG  
Water Resources Department  
William H. Young  
Director