

STATE OF OREGON

COUNTY OF HOOD RIVER

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

MIDDLE FORK IRRIGATION DISTRICT
P.O. BOX 291
PARKDALE, OREGON 97041

503-352-6468

to use the waters of CLEAR CREEK AND COE CREEK, a tributary of MIDDLE FORK HOOD RIVER, for FROST PROTECTION ON 365.21 ACRES.

This permit is issued approving Application 69117. The date of priority is JUNE 1, 1987. The use is limited to not more than 35.84 CUBIC FEET PER SECOND (CFS), BEING 15.0 CFS FROM COE CREEK AND 20.84 CFS FROM CLEAR CREEK, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NW 1/4 NE 1/4, SECTION 21, T 1 S, R 9 E, W.M.; CLEAR CREEK - 425 FEET SOUTH AND 2220 FEET WEST, COE CREEK - 2598.92 FEET SOUTH AND 945.01 FEET WEST, BOTH FROM NE CORNER, SECTION 27.

The amount of water diverted for temperature control with the amounts secured under any other rights existing for the same lands, is limited as follows to 0.15 cubic foot per second per acre.

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 this permit is as follows:

SE 1/4 SW 1/4 23.00 ACRES
SECTION 20

NE 1/4 SE 1/4 8.80 ACRES
NW 1/4 SE 1/4 11.20 ACRES
SW 1/4 SE 1/4 2.00 ACRES

SECTION 29

NE 1/4 NE 1/4 9.67 ACRES
NW 1/4 NE 1/4 2.50 ACRES
SE 1/4 NE 1/4 3.74 ACRES
NE 1/4 SW 1/4 2.00 ACRES
SE 1/4 SW 1/4 5.40 ACRES

SECTION 30

NE 1/4 NE 1/4 8.00 ACRES
NW 1/4 NE 1/4 3.95 ACRES
SE 1/4 SE 1/4 5.00 ACRES

SECTION 31

NE 1/4 NE 1/4 7.00 ACRES
SW 1/4 NE 1/4 6.00 ACRES

SECTION 32

NW 1/4 SW 1/4 5.30 ACRES
NW 1/4 SE 1/4 3.30 ACRES
SW 1/4 SE 1/4 12.50 ACRES

SECTION 33

TOWNSHIP 1 NORTH, RANGE 10 EAST, W.M.

NE 1/4 NE 1/4 0.75 ACRES
 NE 1/4 SE 1/4 15.30 ACRES
 NW 1/4 SE 1/4 16.10 ACRES
 SW 1/4 SE 1/4 18.50 ACRES
 SE 1/4 SE 1/4 16.50 ACRES

SECTION 1

NE 1/4 NE 1/4 27.30 ACRES
 NW 1/4 NE 1/4 19.60 ACRES

SECTION 12

TOWNSHIP 1 SOUTH, RANGE 9 EAST, W.M.

SW 1/4 NE 1/4 3.50 ACRES
 SE 1/4 NW 1/4 8.00 ACRES
 NE 1/4 SW 1/4 2.00 ACRES
 NW 1/4 SW 1/4 17.00 ACRES
 NW 1/4 SE 1/4 1.50 ACRES

SECTION 5

NE 1/4 NW 1/4 8.00 ACRES

SECTION 6

NE 1/4 NE 1/4 3.20 ACRES
 NW 1/4 NE 1/4 3.90 ACRES
 SW 1/4 NE 1/4 1.40 ACRES
 NE 1/4 NW 1/4 10.00 ACRES
 NW 1/4 SE 1/4 3.00 ACRES

SECTION 7

NE 1/4 NE 1/4 2.50 ACRES
 NW 1/4 NE 1/4 1.50 ACRES
 SE 1/4 NE 1/4 6.00 ACRES
 NW 1/4 NW 1/4 16.50 ACRES
 NE 1/4 SE 1/4 5.90 ACRES
 SE 1/4 SE 1/4 6.90 ACRES

SECTION 8

NE 1/4 SW 1/4 16.00 ACRES

SECTION 17

NW 1/4 NE 1/4 15.00 ACRES

SECTION 18

TOWNSHIP 1 SOUTH, RANGE 10 EAST, W.M.

This development was reviewed and approved by the Water Resources Commission on May 13, 1988.

Actual construction work shall begin on or before November 8, 1992, and shall be completed on or before October 1, 1993. Complete application of the water to the use shall be made on or before October 1, 1994.

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 of water allowed 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, NOVEMBER 18, 1991.

/s/ WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director