

studies and membership in the Regional Water Provider's Consortium. The system is fully metered and the rate structure includes a base rate and volumetric charge. System leakage is to be estimated and reported to the Department by January 31, 2007.

4. The plan identifies ground water as the source of the City's water rights and accurately and completely describes known resource issues.
5. The water curtailment element included in the plan satisfactorily promotes water curtailment practices and includes a list of four stages of alert with concurrent curtailment actions.
6. The diversion of water under G 7029 and G 5594 will be initiated during the next 20 years and consistent with OAR 690-086-0130(7):
 - a. The plan meets OAR 690-086-0130(7) (a) by the existing conservation measures, proposed conservation and benchmark related analysis.
 - b. The plan meets OAR 690-086-0130(7)(b) by the increased use from the source which is the most feasible and appropriate water supply alternative available to the supplier for main water supply and redundancy purposes.
 - c. The plan meets OAR 690-086-0130(7)(c) because the source of water is ground water and their consultation with the Department of Fish and Wildlife states no threatened, endangered or sensitive species will be impacted by this ground water use.

Conclusion of Law

The water management and conservation plan submitted by the City of Fairview is consistent with the criteria in OAR Chapter 690, Division 086.

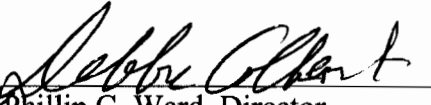
Now, therefore, it is ORDERED:

1. The City of Fairview Water Management and Conservation Plan is approved and shall remain in effect until August 1, 2016, unless this approval is rescinded pursuant to OAR 690-086-0920.
2. The limitation of the diversion of water under Permit G 7029 established by the extension of time approved on June 13, 2005 is removed and, subject to other limitations or conditions of the permit, the City of Fairview is authorized to divert up to 2.2 cfs under Permit G 7029.
3. Increased use from the source is the most feasible and appropriate water supply alternative available to the supplier. The limitation of the diversion of water under Permit G 7029 established by the extension of time approved on June 13, 2005 is removed and, subject to other limitations or conditions of the permit, the City of Fairview is authorized to divert up to 2.2 cfs under Permit G 7029.
4. The limitation of the diversion of water under Permit G 5594 established by the extension of time approved on June 13, 2005 is removed and, subject to other limitations or

conditions of the permit, the City of Fairview is authorized to divert up to 2.2 cfs under Permit G 5594.

5. Increased use from the source is the most feasible and appropriate water supply alternative available to the supplier. The limitation of the diversion of water under Permit G 5594 established by the extension of time approved on June 13, 2005 is removed and, subject to other limitations or conditions of the permit, the City of Fairview is authorized to divert up to 2.2 cfs under Permit G 5594.
6. The City of Fairview shall submit an updated plan within ten years and no later than July 1, 2016.
7. The supplier shall submit progress reports containing the information required under OAR 690-086-0120(4) by July 1, 2011.

Dated at Salem, Oregon this 30th day of November, 2006


Phillip C. Ward, Director

Mailing date: DEC 04 2006