

STATE OF OREGON

COUNTY OF MARION

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

CITY OF ST. PAUL
ATTN: MIKE DOLAN
20239 MAIN STREET NE
ST. PAUL, OR 97137

This superseding permit is issued to describe an amendment for an additional point of appropriation proposed under Permit Amendment Application T-13430 and approved by Special Order Vol. 118, Page 580, entered February 18, 2021, an amendment for an additional point of appropriation proposed under Permit Amendment Application T-12471 and approved by Special Order Vol. 103, Page 939, entered February 15, 2017, and correcting order approved by Special Order Vol. 144, Page 146, entered March 14, 2017, and extensions of time for complete application approved October 2, 2015, and Final Order approving a Water Management and Conservation Plan, approved by Special Order Vol. 113, Page 799, entered August 2, 2019. This permit supersedes Permit G-17743.

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-14300

SOURCE OF WATER: THREE WELLS IN MISSION CREEK BASIN

PURPOSE OR USE: MUNICIPAL USE

MAXIMUM RATE: 1.25 CUBIC FEET PER SECOND

PERIOD OF USE: THE USE OF WATER FROM THE WELLS IS LIMITED TO THE PERIOD SEPTEMBER 1 THROUGH JUNE 30 UNLESS REPAIRED TO THE DEPARTMENT'S SATISFACTION TO EXCLUDE THE UPPER WATER BEARING ZONE BETWEEN 60 AND 87 FEET BELOW LAND SURFACE.

THE USE OF WATER IS ALLOWED YEAR ROUND IF REPAIRED TO THE DEPARTMENT'S SATISFACTION TO EXCLUDE THE UPPER WATER BEARING ZONE BETWEEN 60 AND 87 FEET BELOW LAND SURFACE.

DATE OF PRIORITY: APRIL 26. 1996

WELL LOCATIONS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
4 S	2 W	WM	19	SE NE	WELL 2 - 2314 FEET SOUTH AND 4150 FEET EAST FROM THE NW CORNER OF SECTION 19
4 S	2 W	WM	19	NW SE	NEW WELL - 2400 FEET SOUTH AND 4085 FEET EAST FROM THE NW CORNER OF SECTION 19
4 S	2 W	WM	19	NW SE	RODEO WELL - 2620 FEET NORTH AND 1900 FEET WEST FROM THE SE CORNER OF SECTION 19

THE PLACE OF USE IS LOCATED AS FOLLOWS:

WITHIN THE SERVICE BOUNDARIES OF THE CITY OF ST. PAUL

Permit Amendment T-13430 Conditions:

The combined quantity of water diverted at the new additional point of appropriation (Rodeo Well), together with that diverted at the old points of appropriation (Well 2 and New Well), shall not exceed the quantity of water lawfully available at the original point(s) of appropriation (Well 2 and New Well).

Water shall be acquired from the same aquifer as the original points of appropriation.

Permit Amendment T-12471 Conditions:

The combined quantity of water diverted at the new point of appropriation (New Well), together with that diverted at the old point of appropriation, shall not exceed the quantity of water lawfully available at the original points of appropriation.

Water shall be acquired from the same aquifer as the original points of appropriation.

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or other suitable measuring device in good working order, shall keep a complete record of the amount of water used each month and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the water user to report general water-use information, including the place and nature of use of water under the right.
- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

The water user shall develop a plan to monitor and report the impact of water use under this permit on water levels within the aquifer that provides water to the permitted wells. The plan shall be submitted to the Department within one year of the date the permit is issued and shall be subject to the approval of the Department. At a minimum, the plan shall include a program to periodically measure static water levels

within the permitted well (s) or an adequate substitution such as water levels in nearby wells. The plan shall also stipulate a reference water level against which any water-level declines will be compared. If a well listed on this permit (or replacement well) displays a total static water-level decline of 25 or more feet over any period of years, as compared to the reference level, then the water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well (s). Such action shall be taken until the water level recovers to above the 25-foot decline level or until the Department determines, based on the water user's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or senior water rights. The water user shall in no instance allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit.

Extension of Time Conditions:

Development Limitations

Appropriation of any water beyond 0.67 cfs up to 1.25 cfs under Permit G-15273 shall only be authorized upon issuance of a final order approving a Water Management and Conservation Plan (WMCP) under OAR Chapter 690, Division 86 that authorizes access to a greater rate of appropriation of water under the permit consistent with OAR 690-086-0130(7). The required WMCP shall be submitted to the Department within 3 years of this Final Order. The amount of water used under Permit G-15273 must be consistent with this and subsequent WMCP's approved under OAR Chapter 690, Division 86 on file with the Department.

The deadline established in this Extension Final Order for submittal of a WMCP shall not relieve a permit holder of any existing or future requirement for submittal of a WMCP at an earlier date as established through other orders of the Department. A WMCP submitted to meet the requirements of this final order may also meet the WMCP submittal requirements of other Department orders.

Water Management and Conservation Plan Conditions:

The City of St. Paul Water Management and Conservation Plan is approved and shall remain in effect until August 1, 2029, unless this approval is rescinded pursuant to OAR 690-086-0920.

The limitation of the diversion of water under **Permit G-17743** established in the Final Order approving an Extension of Time for Permit G-17743 (issued on October 2, 2015) remains unchanged. Subject to other limitations or conditions of the permit, therefore, the City of St. Paul remains authorized to divert only up to **0.67 cfs (out of the total permitted 1.25 cfs)** of water under Permit **G-17743**.

The City of St. Paul shall submit an updated plan meeting the requirements of OAR Chapter 690, Division 086 within **10 years** and no later than **February 1, 2029**.

The City of St. Paul shall submit a progress report containing the information required under OAR 690-086-0120(4) by **August 1, 2024**.

The deadline established herein for the submittal of an updated Water Management and Conservation Plan (consistent with OAR Chapter 690, Division 086) shall not relieve the City of St. Paul from any existing or future requirement(s) for submittal of a Water Management and Conservation Plan at an earlier date as established through other final orders of the Department.

STANDARD CONDITIONS

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the wells shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate such interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

The wells shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water-level or pump test results every ten years thereafter.

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 shall be limited when it interferes with any prior surface or ground water rights.

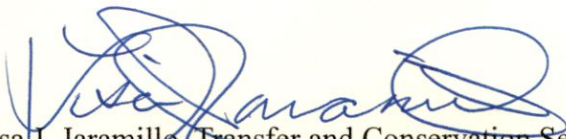
The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

The original permit was issued November 6, 2002. Completion of construction and complete application of the water to the use was to be made on or before October 1, 2007. By Extension of Time Final Order dated October 2, 2015, the deadline for complete application of water to the use was extended to October 1, 2059. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

FEB 18 2021

Issued _____;



Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
THOMAS M. BYLER, DIRECTOR
Oregon Water Resources Department

