



Received
APR 30 2026
OWRD

April 28, 2026

Lisa Jaramillo
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1271

RE: Canby Utility Permit Amendments and Water Right Transfer Applications

Lisa,

On behalf of Canby Utility please find enclosed three applications:
Permanent Water Right Transfer for Certificate 86087
Permit Amendment for S-46199 and
Permit Amendment for S-54691

Please do not hesitate to contact me with any questions.

Sincerely,

A handwritten signature in black ink that reads "Kimberly Grigsby". The signature is written in a cursive, flowing style.

Kimberly Grigsby
Principal Water Resources Consultant

Enclosures:
Applications listed above
Checks for \$2,040 for each application

Application for Permit Amendment

Part 1 of 4 – Minimum Requirements Checklist



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
www.oregon.gov/OWRD

This permit amendment application will be returned if Parts 1 through 4 and all required attachments are not completed and included.
For questions, please call (503) 986-0900, and ask for Transfer Section.

Check all items included with this application. (N/A = Not Applicable)

- Part 1 – Completed Minimum Requirements Checklist.
- Part 2 – Completed Application Map Checklist.
- Part 3 – Completed Applicant Information and Signature.
- Part 4 – Information about Permits to be Amended: **Number of permits to be amended: 1.**
List the Permits here: S-46199 (Attachment A)
Please include a separate Part 4 for each permit. (See instructions on page 6)
- Application Fee** - payable by check to the Oregon Water Resources Department, the online fee calculator is located: **Fee enclosed in amount of \$2,040**
https://apps.wrd.state.or.us/apps/wr/wr_transfer_calculator/permit_amendment.aspx
- Attachments:**
- Completed Permit Amendment Application Map (Does not have to be prepared by a Certified Water Right Examiner). **(Attachment B)**
- N/A Request for Assignment Form and statutory fee. The request for assignment form has to be completed if the applicant is **not** the permit holder of record and needs to be assigned to the permit; **or** the landowner of the proposed place of use is **not** the permit holder of record and needs to be assigned to the permit (the Request for Assignment Form is available online at <https://www.oregon.gov/OWRD/Forms/Pages/default.aspx>). Assignment is not needed if the applicant is the permit holder of record.
- N/A Affidavit(s) of Consent are required from all permit holder(s) of record if the permit is not assigned to the applicant **or** other permit holders of record that are not listed as applicants.
- N/A Oregon Water Resources Department’s Land Use Information Form with approval and signature from each local land use authority in which water is to be diverted, conveyed, and/or used. Not required if water is to be diverted, conveyed, and/or used only on federal lands or if **all** of the following apply: a) a change in place of use only, b) no structural changes, c) the use of water is for irrigation only, and d) the use is located within an irrigation district or an exclusive farm use zone. **(Attachment C)**
- N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation.
- N/A Geologist Report for a change from a surface water point of diversion to a ground water point of appropriation (well), if the proposed well is more than 500 feet from the surface water source and more than 1000 feet upstream or downstream from the point of diversion. (ORS 540.531(2) or (3)).

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(For Staff Use Only)

WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):

Application fee not enclosed/insufficient Map not included or incomplete
 Land Use Form not enclosed or incomplete
 Additional signature(s) required Part _____ is incomplete
 Other/Explanation _____
 Staff: _____ 503- _____ Date: ____/____/____

Part 2 of 4 – Permit Amendment Map Checklist

Your permit amendment application will be returned if any of the map requirements listed below are not met.

Please be sure that the map you submit includes all the items listed below and meets the requirements of OAR 690-380-3100, however, the map does not have to be prepared by a Certified Water Right Examiner. Check all boxes that apply.

- N/A If **more than three** permits are involved, separate maps for each permit.
- Permanent quality printed with dark ink on good quality paper.
- The size of the map can be 8½ x 11 inches, 8½ x 14 inches, 11 x 17 inches, or up to 30 x 30 inches. For 30 x 30 inch maps, one extra copy is required.
- A north arrow, a legend, and scale.
- The scale of the map must be: 1 inch = 400 feet, 1 inch = 1,320 feet, the scale of the county assessor map if the scale is not smaller than 1 inch = 1,320 feet, or a scale that has been pre-approved by the Department.
- Township, Range, Section, ¼ ¼, DLC, Government Lot, and other recognized public land survey lines.
- Tax lot boundaries (property lines) are required. Tax lot numbers are recommended.
- Major physical features including rivers and creeks showing direction of flow, lakes and reservoirs, roads, and railroads.
- Major water delivery system features from the point(s) of diversion/appropriation such as main pipelines, canals, and ditches.
- Existing place of use that includes separate hachuring for each water use permit, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions. If less than the entirety of the permit is being changed, a separate hachuring is needed for the portion of the permit left unchanged.
- N/A If you are proposing a change in place of use, show the proposed place of use with hachuring that includes separate hachuring for each permit, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions.
- Existing point(s) of diversion or well(s) with distance and bearing or coordinates from a recognized survey corner. This information can be found in your water use permit.
- N/A If you are proposing a change in point(s) of diversion or well(s), show the proposed location and label it clearly with distance and bearing or coordinates. If GPS coordinates are used, latitude-longitude coordinates may be expressed as either degrees-minutes-seconds with at least one digit after the decimal (example – 42°32'15.5") or degrees-decimal with five or more digits after the decimal (example – 42.53764°).

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Part 3 of 4 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Canby Utility, Attn: Kari Duncan			PHONE NO. 503-266-1156	ADDITIONAL CONTACT NO.
ADDRESS PO BOX 1070			FAX NO.	
CITY Canby	STATE OR	ZIP 97013	E-MAIL Kduncan@canbyutility.org	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

Agent Information – The agent is authorized to represent the applicant in all matters relating to this application.

AGENT/BUSINESS NAME Kimberly Grigsby, GSI Water Solutions, Inc.			PHONE NO. 541-257-9004	ADDITIONAL CONTACT NO.
ADDRESS 1600 SW Western Blvd, Ste 240			FAX NO.	
CITY Corvallis	STATE OR	ZIP 97333	E-MAIL kgrigsby@gsiws.com	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

Explain in your own words what you propose to accomplish with this permit amendment; and why:
Canby Utility is proposing to amend Permit S-46199 to add an additional point of diversion downstream on the Willamette River to allow it to divert water under this right at its planned new intake facility. The exact intake location has not yet been determined; see the map in Attachment B for the proposed reach in which the point of diversion will be located.

If you need additional space, continue on a separate piece of paper and attach to the application as "Attachment 1".

Check box if project is fully or partially funded by the American Recovery & Reinvestment Act. (Federal stimulus dollars)

Is the applicant the permit holder of record? Yes No - If NO, include either:

- A completed assignment form (with required statutory assignment fee), assigning all or a portion of the permit to the applicant(s), OR
- An affidavit of consent from the permit holder(s) of record that gives permission for the applicant to amend the permit.

Has the Completion ("C") Date of the permit(s) in this application expired? Yes No

If YES, this application will not be accepted by the Department.

If NO, what are the completion dates of the permit(s)? 10/1/2040

- If the permit completion date expires while the Permit Amendment Application is pending, the Department will not approve the Permit Amendment Application until an Extension of Time Application is approved for the permit.
- You may consider using the Reimbursement Authority process to expedite the processing of this Permit Amendment Application if the completion date of the permit expires within 6 months of the date of filing this application.

By my signature below, I confirm that I understand:

- Prior to Department approval of the permit amendment, I may be required to submit payment to the Department for publication of a notice in a newspaper with general circulation in the area where the permit is located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following newspaper: Canby Herald

I (we) affirm that the information contained in this application is true and accurate.



Applicant Signature

Kari Duncan, General Manager
 Print Name (and Title if applicable)

4-15-26
 Date

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Check one of the following:

- The applicant is responsible for completion of change(s). Notices and correspondence should continue to be sent to the applicant.
- The permit holder(s) of record will be responsible for completing the proposed change(s) after the final order is issued. Copies of notices and correspondence should be sent to the permit holder(s) of record.

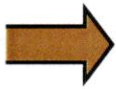
Check the appropriate box, if applicable:

- Check here if any of the permits proposed for amendment are or will be located within or served by an irrigation or other water district.

IRRIGATION DISTRICT NAME N/A	ADDRESS	
CITY	STATE	ZIP

- Check here if water for any of the permits supplied under a water service agreement or other contract for stored water with a federal agency or other entity.

ENTITY NAME N/A	ADDRESS	
CITY	STATE	ZIP



To meet State Land Use Consistency Requirements, you must list all local governments (each county, city, municipal corporation, or tribal government) within whose jurisdiction water will be diverted, conveyed or used.

ENTITY NAME Clackamas County Planning Department	ADDRESS 150 Beaver Creek Rd	
CITY Oregon City	STATE OR	ZIP 97045

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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Part 4 of 4 – Water Use Permit Information

Please use a separate Part 4 for each permit being changed. See instructions on page 6, to copy and paste additional Part 4s, or to add additional rows to tables within the form.

PERMIT # S-46199

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Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)
(Note: If the POD/POA name is not specified in the permit, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized by the permit or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)		
POD 1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed		3	S	1	E	32	SE SW	600	660 Feet North and 2,920 Feet West from SE Corner of Section 32
Willamette River Intake	The proposed Point of Diversion will be located between Location A and Location B									
Location A	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		3	S	1	E	22	SW SW	800	900 feet North and 225 feet East from the SW corner of Section 22
Location B	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed		3	S	1	E	27	NE NW	400	850 feet South and 2,055 feet East from the NW corner of Section 27

Check all type(s) of change(s) proposed below (change "CODES" are provided in parentheses):

- | | |
|--|--|
| <input type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Point of Appropriation/Well (POA) |
| <input type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input checked="" type="checkbox"/> Additional Point of Diversion (APOD) | <input type="checkbox"/> Surface water POD to Ground Water POA (SW/GW) |

Will all of the proposed changes affect the entire water use permit?

- Yes Complete only the proposed ("to" lands) section of Table 2 on the next page. Use the "CODES" listed above to describe the proposed changes.
- No Complete all of Table 2 to describe the portion of the permit to be changed.

For a change in place of use: N/A

Does the permit holder of record own or control the land TO which the place of use is being moved? Yes No

If NO, the landowner of the land TO which the place of use is being moved **must be assigned to the permit as a permit holder of record** by submitting a completed Request for Assignment form and the required statutory fee for an assignment.

Is the proposed place of use contiguous to the authorized place of use? Yes No

Please use and attach additional pages of Table 2 as needed.
See page 6 for instructions.

Do you have questions about how to fill-out the tables?
Contact the Department at 503-986-0900 and ask for Transfer

Table 2. Description of Changes to Water Use Permit # S-46199

List the change proposed for the acreage in each ¼ ¼. If more than one change is proposed, specify the acreage associated with each change. If there is more than one POD/POA involved in the proposed changes, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.											Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.											
Twp	Rng	Sec	¼	¼	Tax Lot	Gvt Lot or DLC	Acre (if applicable)	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp		Rng	Sec	¼	¼	Tax Lot	Gvt Lot or DLC	Acre (if applicable)	POD(s) or POA(s) to be used (from Table 1)	Priority Date			
EXAMPLE																							
2	S	9	E	15	NE	NW	100		15.0	POD #1 POD #2	POU/POD	2	S	9	E	15	NW	NW	100	1	10.0	POD #5	
"	"	"	"	"	"	"	"	"	EXAMPLE	"	"	2	S	9	E	15	SW	NW	200		5.0	POD #6	
											APOD	Within the authorized POU for Permit 46199 (see permit in Attachment A and map in Attachment B)									POD 1 Willamette River Intake	10/20/1980	
TOTAL ACRES											TOTAL ACRES										N/A		

Additional remarks: _____.

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Are there other water rights certificates, water use permits or ground water registrations associated with the "from" or "to" lands? Yes No N/A- Permit S-46199 authorizes the use of water for municipal use so layering does not apply.

If YES, list the other certificate, permit, or ground water registration numbers: _____



If the permit(s) are for irrigation or supplemental irrigation use, other water rights existing on the same land for irrigation that are subject to transfer must either change concurrently or be cancelled. Any change to a water right certificate or ground water registration must be filed separately in a water right transfer application or ground water registration modification application, respectively.

For a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation: N/A

Well log(s) are attached for each authorized and proposed well(s) that are clearly labeled and associated with the corresponding well(s) in Table 1 above and on the accompanying application map. (Tip: You may search for well logs on the Department's web page at: http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx)

AND/OR

Describe the construction of the authorized and proposed well(s) in Table 3 for any wells that do not have a well log. For *proposed wells not yet constructed or built*, provide "a best estimate" for each requested information element in the table. The Department recommends you consult a licensed well driller, geologist, or certified water right examiner to assist with assembling the information necessary to complete Table 3.

Table 3. Construction of Point(s) of Appropriation N/A

Any well(s) in this listing must be clearly tied to corresponding well(s) described in Table 1 and shown on the accompanying application map. Failure to provide the information will delay the processing of your transfer application until it is received. The information is necessary for the department to assess whether the proposed well(s) will access the same source aquifer as the authorized point(s) of appropriation (POA). The Department is prohibited by law from approving POA changes that do not access the same source aquifer.

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well, OWRD Well ID Tag No. L-____	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well - specific rate (cfs or gpm). If less than full rate of water right

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Attachment A

Permit S-46199

Application for Permit Amendment

Canby Utility



STATE OF OREGON

CLACKAMAS COUNTY

PERMIT TO APPROPRIATE THE PUBLIC WATERS

This is to certify that I have examined APPLICATION 60921 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 The Canby Utility Board of the City of Canby of PO Box 470, Canby, Oregon 97013, phone 266-1156, for the use of the waters of Molalla River, for the PURPOSE of municipal use; that the PRIORITY OF THE RIGHT dates from October 20, 1980, and is limited to the amount of water which can be applied to beneficial use and shall not exceed 10.0 cubic feet per second measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users.

The POINT OF DIVERSION is to be LOCATED: 660 feet North and 2,920 feet West from the Southeast Corner of Section 32, being within the SE 1/4 SW 1/4 of Section 32, Township 3 South, Range 1 East, WM, in the County of Clackamas.

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

Township 3 South	Range 1 East, WM	Section 21	SE 1/4	SE 1/4	Municipal use
			SW 1/4	SE 1/4	
			NE 1/4	SE 1/4	
		Section 22	SW 1/4	SW 1/4	
		Section 26	SW 1/4	SW 1/4	
		Section 27	NW 1/4	NW 1/4	
			SW 1/4	NW 1/4	
			All of the SW 1/4		
			All of the SE 1/4		
		Section 28	All of the SW 1/4		
			All of the SE 1/4		
			NE 1/4	NE 1/4	
			SE 1/4	NE 1/4	
		Section 29	All of the SE 1/4		
		Section 32	All of the NE 1/4		
			All of the SE 1/4		
		Section 33	All of Section 33		
		Section 34	All of Section 34		
		Section 35	NW 1/4	NW 1/4	
Township 4 South	Range 1 East, WM	Section 3	All of the NW 1/4		
			All of the NE 1/4		
			All of the SW 1/4		
			NW 1/4	SE 1/4	
			SW 1/4	SE 1/4	
			NE 1/4	SE 1/4	
		Section 4	All of Section 4		
		Section 5	NE 1/4	NE 1/4	
			SE 1/4	NE 1/4	
			NW 1/4	NE 1/4	
			NE 1/4	SE 1/4	

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Actual construction work shall begin on or before February 23, 1983 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1983.

APPLICATION 60921 PERMIT 46199

10100

Complete application of the water to the proposed use shall be made on or before October 1, 1984.

WITNESS my hand this 23rd day of February, 1982.

BC Extended to October 1, 1986, BC 10-1-95, 10-1-2000
/s/ JAMES E. SEXSON

WATER RESOURCES DIRECTOR

BC extended to 10-1-2040

APPLICATION 60921

PERMIT 46199

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Final Order
Extension of Time for Permit Number S-46199

Appeal Rights

This is a final order other than contested case. Pursuant to ORS 536.075 and OAR 137-004-080 and OAR 690-01-005 you may either petition the Director for reconsideration of this order or petition for judicial review of this order. As provided in ORS 536.075, this order is subject to judicial review under ORS 183.484. Any petition for judicial review of the order must be filed within the 60 day time period specified by ORS 183.484(2).

Application History

On April 7, 2003, the Canby Utility Board submitted an application to the Department for an extension of time for permit number S-46199. The Department issued permit number S-46199 on February 23, 1982. The permit called for completion of construction by October 1, 1983, and complete application of water to beneficial use by October 1, 1984. In accordance with OAR 690-315-0050(2), on September 28, 2004, the Department issued a Proposed Final Order proposing to extend the time to complete construction of the water development project and the time to fully apply water to beneficial use to October 1, 2040. The protest period closed November 12, 2004, in accordance with OAR 690-315-0060(1). No protest was filed.

At time of issuance of the Proposed Final Order the Department concluded that, based on the factors demonstrated by the applicant, the permit may be extended subject to the following conditions:

CONDITIONS

1. Development Limitations

Diversion of water beyond 7.46 cfs under Permit #S-46199 shall only be authorized upon issuance of a final order approving a Water Management and Conservation Plan under OAR Chapter 690, Division 86. The required Water Management and Conservation Plan shall be submitted to the Department within 3 years from the date this extension is final.

The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.230, 537.248, 537.630, 539.010(5) and/or OAR 690-315-0040(2).

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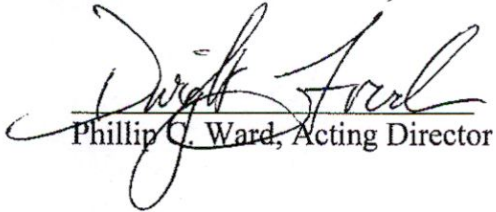
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Order

The extension of time for Application Number S-60921, Permit Number S-46199, therefore, is approved. The deadline for completing construction is extended to October 1, 2040. The deadline for applying water to full beneficial use is extended to October 1, 2040.

DATED: November 17, 2004


Phillip C. Ward, Acting Director

If you have any questions about statements contained in this document, please contact Lisa Juul at (503) 986-0808.

If you have other questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at (503) 986-0801.

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Attachment B

Application Maps

Application for Permit Amendment

Canby Utility

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Attachment C

Land Use Information Form
Application for Permit Amendment
Canby Utility

Land Use Information Form



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
www.oregon.gov/OWRD

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NOTE TO APPLICANTS

In order for your application to be processed by the Oregon Water Resources Department (OWRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be diverted, conveyed, used, and developed. The planning official may choose to complete the form while you wait or return the "Receipt Acknowledging Request for Land Use Information" to you. Applications received by OWRD without the Land Use Information Form, or the signed receipt, will be returned to you. **IMPORTANT:** Please note that while OWRD can accept a signed receipt as part of intake for an application for a new permit to use or store water, a completed Land Use Information Form is required for OWRD's acceptance of all other applications. Please be aware that your application cannot be approved without land use approval.

This form is NOT required if:

- 1) Water is to be diverted, conveyed, and used on federal lands only; **OR**
- 2) The application is for a water right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and **all** of the following apply:
 - a. The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
 - b. The application involves a change in place of use only;
 - c. The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; **and**
 - d. The application involves irrigation water uses only.

NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for a new water right or modifying an existing water right. The Oregon Water Resources Department (OWRD) requires applicants to obtain land use information to ensure the water right does not result in land uses that are incompatible with your comprehensive plan. Please complete the form and return it to the applicant for inclusion in their application. **NOTE:** For new water right applications only, if you are unable to complete this form while the applicant waits, you may complete the "Receipt Acknowledging Request for Land Use Information" and return it to the applicant.

You will receive notice via OWRD's weekly Public Notice once the applicant formally submits their request to OWRD. The notice will give more information about OWRD's water right process and provide additional comment opportunities. If you previously only completed the receipt for an application for a new permit to use or store water, you will have 30 days from the Public Notice date to complete the Land Use Information Form and return it to OWRD. Your attention to this request for information is greatly appreciated. If you have questions concerning this form, please contact OWRD's Customer Service Group at 503-986-0900 or WRD_DL_customerservice@water.oregon.gov.

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Land Use Information Form



Oregon Water Resources Department
 725 Summer Street NE, Suite A
 Salem, Oregon 97301-1266
 (503) 986-0900
 www.oregon.gov/OWRD

NAME Canby Utility Attn: Kari Duncan			PHONE 503-266-1156	
MAILING ADDRESS PO Box 1070				
CITY Canby	STATE OR	ZIP 97013	EMAIL kduncan@canbyutility.org	

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. Applicants for municipal use, or irrigation uses within irrigation districts, may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:	Proposed Land Use:
3S	1E	22	SWSW	700, 800		<input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used	Municipal
3S	1E	27	NWNW	700/901		<input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used	Municipal
3S	1E	27	NENW	700/901/ 400		<input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used	Municipal
						<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	

List all counties and cities where water is proposed to be diverted, conveyed, and/or used or developed:

Clackamas County

NOTE: A separate Land Use Information Form must be completed and submitted for each county and city, as applicable.

B. Description of Proposed Use

Type of application to be filed with the Oregon Water Resources Department:

- Permit to Use or Store Water
 Water Right Transfer
 Permit Amendment or Ground Water Registration Modification
 Limited Water Use License
 Exchange of Water
 Allocation of Conserved Water

Source of water:
 Reservoir/Pond
 Ground Water
 Surface Water (name) Molalla River

Estimated quantity of water needed: 10.0
 cubic feet per second
 gallons per minute
 acre-feet

Intended use of water:
 Irrigation
 Commercial
 Industrial
 Domestic for _____ household(s)
 Municipal
 Quasi-Municipal
 Instream
 Other _____

Briefly describe:

Canby Utility intends to add an additional point of diversion to allow it to divert water under its existing Molalla River Permit S-46199, at its new planned intake downstream on the Willamette River.
--

Note to applicant: For new water right applications only, if the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt on the bottom of page 4 and include it with the application filed with the Oregon Water Resources Department.

See Page 4 →

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For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested information

- Land uses to be served by the proposed water use(s), including proposed construction, are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): _____
- Land uses to be served by the proposed water use(s), including proposed construction, involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being Pursued."**

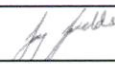
Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
Conditional use permit for the water treatment plant, that is a utility facility by definition	ZDO 202, 316, 1203, 1001, and 1307 Clackamas County Comprehensive Plan	<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input checked="" type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
Floodplain Development Permit	ZDO 202, 703, 1307	<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input checked="" type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
Willamette River Greenway Permit	ZDO 202, 705, 1307	<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input checked="" type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
Principal River Review	ZDO 202, 704, 1307	<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input checked="" type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued

Local governments are invited to express special land use concerns or make recommendations to the Oregon Water Resources Department regarding this proposed use of water in the box below or on a separate sheet.

See Attached.

Received
 APR 30 2026
 OWRD

Name: Joy Fields Title: Principal Planner

Signature:  Date: April 21, 2026

Governmental Entity: Clackamas County Phone: 503-742-4510

Receipt Acknowledging Request for Land Use Information

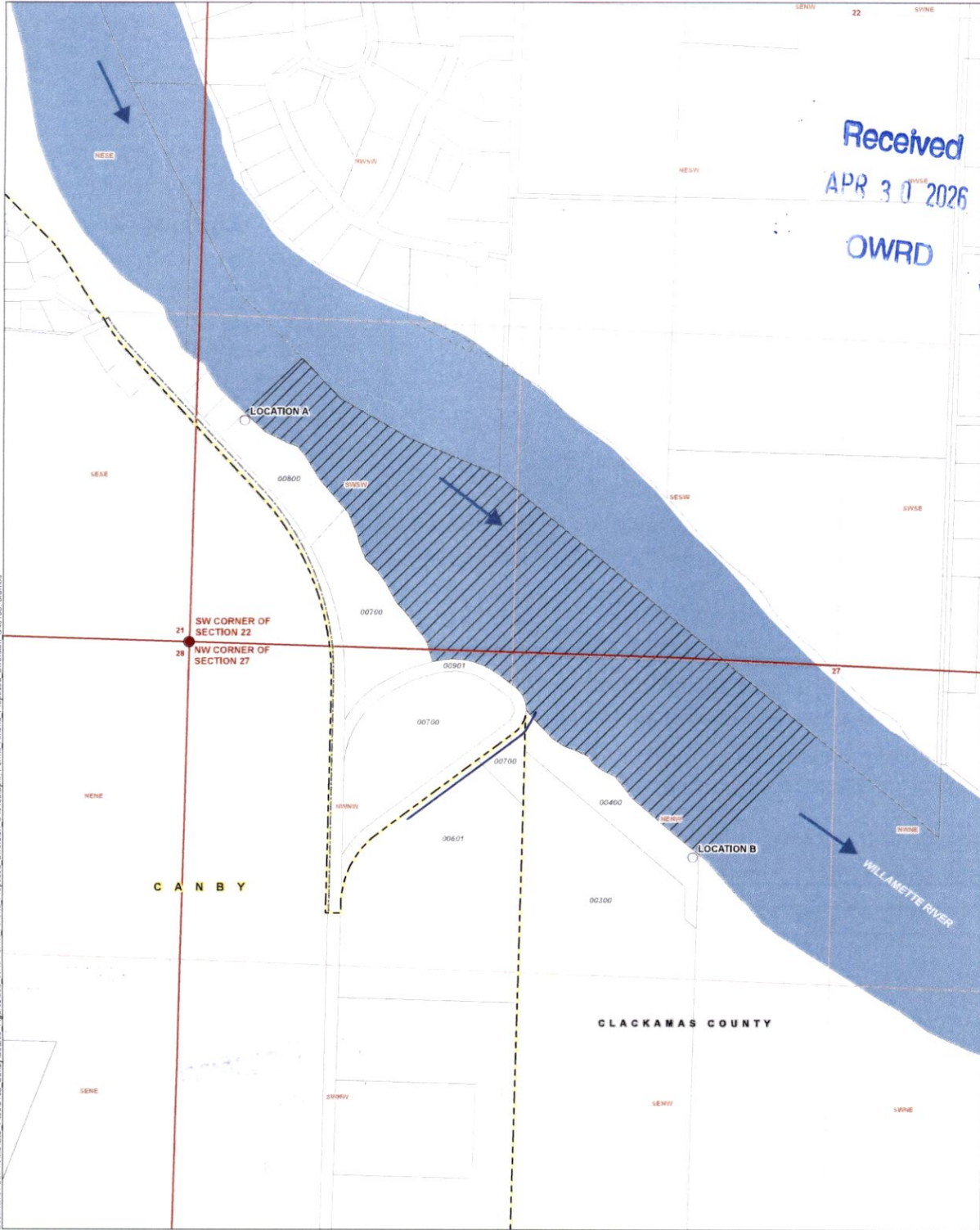
Note to Local Government Representative:
 Please complete this form and return it to the applicant. **For new water right applications only**, if you are unable to complete this form while the applicant waits, you may complete this receipt and return it to the applicant. If you sign the receipt, you will have 30 days from the date of OWRD's Public Notice of the application to submit the completed Land Use Information Form to Oregon Water Resources Department. Please note while OWRD can accept a signed receipt as part of intake for an application for a new permit to use or store water, a completed Land Use Information Form is required for all other applications.

Applicant Name: _____

Staff Name: _____ Title: _____

Staff Signature: _____ Date: _____

Governmental Entity: _____ Phone: _____



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Document Path: \\MS-GIS-Filer\GIS\Canby\Source_Figures\05_VRS_Perm_Amend_Proposed_Diversion_S46199.blames

LEGEND

- Possible Location of Pipeline
- Proposed Diversion Area
- All Other Features**
- City Boundary
- Urban Growth Boundary
- Tax Lot
- Watercourse

LOCATION DESCRIPTION

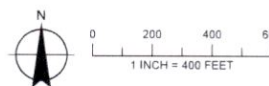
LOCATION A
 Located 900 feet North and 225 feet East from the SW corner of Section 22, Township 3 South, Range 1 East (W.M.) (45.290595, -122.680814)

LOCATION B
 Located 850 feet South and 2,055 feet East from the NW corner of Section 27, Township 3 South, Range 1 East (W.M.) (45.285941, -122.673507)

Permit Amendment for Permit S-46199
Proposed Point of Diversion
 Clackamas County
 Township 3 South, Range 1 East (W.M.)

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DISCLAIMER
 This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.
 Date: April 15, 2026
 Data Sources: BLM, ESRI, OWRD, USGS
 Datum: NAD83 (2011)



14856 -

Supplemental Narrative for Land Use Information Form

Canby Utility (CU) is in the planning process for development of a new intake (consisting of both an in-stream and an on-land structure) and a new water treatment plant that would allow them to divert and use water from the Willamette River for municipal use. As part of this process, CU has already attended a very informative pre-application conference with Clackamas County on November 4, 2025 (File No. ZPAC0114-25) and is preparing for the upcoming land use application package using the County's feedback.

Concurrently, CU is beginning the two-to-three-year process to make the necessary changes to its water rights through the Oregon Water Resources Department (OWRD) because the water right must authorize use from the new intake location. As part of the process to change the water rights, CU must obtain a completed Land Use Information Form and OWRD processing will not proceed without the County's determination that the land use approvals for the new intake are 'being pursued'.

CU currently holds three surface water rights, all of which will ultimately need to include an authorized point of diversion at the location of the new intake on the Willamette River. Although CU is still assessing the exact point of diversion, they have narrowed down their analysis to a distance of approximately 2,650 feet along the riverbank (shown on the attached map as the proposed diversion area). OWRD will not authorize use at the new intake until all applicable land use approvals have been issued and become effective.

We hope this information is helpful for your review of this LUCS application. Please don't hesitate to contact Molly Monroe at 541-230-0578 or 541-257-9002 at any time should you have any questions or need further clarification.

Received
APR 30 2026
OWRD



April 21, 2026

RE: Water Rights for Canby Utility

Oregon Water Resources Department:

The properties identified by the applicant are zoned RRFF-5 and are subject to Section 316 of our zoning code. In the RRFF-5 district utilities lines, such as water intake pipes, are an allowed accessory use. Thus moving existing water intake lines would be an allowed use in the zone. However, the attached narrative from the applicant indicates that the proposed water intakes include lines and structures and are going to be accessory to a new water treatment plant. Utility facilities such as a water treatment plant are identified as a conditional use in Table 316-1 of the Clackamas County Zoning and Development Ordinance (ZDO).

The first step of a conditional use land use application is a pre-application. As the applicants indicated, they have taken part in pre-application, ZPAC0114-25, that I facilitated on November 4, 2025. During the pre-application conference the permits for the environmental overlays were identified. Pursuant to the ZDO, the pre-application conference is valid for two years from the date of the meeting. The applicants indicate that the conditional use location, that is essential to have in the land use application, will be dependent on the relocation of the water intake infrastructure and that the LUCS is the first step of that relocation. Because the utility lines are an allowed use, and the land use process for the water treatment plant has begun, Clackamas County Planning and Zoning staff consider the land use process to be in progress and have checked the "Being pursued" box.

The recommendations on mitigation for the relocated water intake facilities will come through the land use reviews that will be required for the water intake facilities and water treatment plant including the conditional use permit, floodplain development permit, Willamette River greenway permit, and the Principal River Review.

Best regards,

-Joy Fields, Principal Planner

Received
APR 30 2026
OWRD