

Application No. R 86125 ACT FEES PAID

Permit No. R 14131

Certificate No. Ref. S86387

Date	Amount	Receipt No.
10-28-04	290.00	71085
3-4-10	500.00	99332
12-18-14	575.00	114342

Date

Cert. Fee

Name _____
 By _____
 Address _____

R-86125
 DUNES CITY
 PO BOX 97
 WESTLAKE OR 97439

C31

Priority 10/28/04

County Lane WM# 15

DENIED _____

MISFILED _____

WITHDRAWN _____

CANCELLED _____

Volume | Page

FEES REFUNDED

Date	Amount	Receipt No.

RELATED FILES

ASSIGNMENTS

Date	To Whom	Address

DEVELOPMENT

Date

Completion 10-1-09

Extended to 10-1-2012

10-30-2031

Final Proof received _____

Proposed Cert. Mailed _____

REMARKS _____

MAP LOCATION _____

Route Slip.....Extension of Time Progress Report

1. Extension Specialist: Progress Report Review

Date Report was Due: October 1, 2020 (= "Deadline Date" for the corresponding ECP work flow record in WRIS)

Date Report Received: September 24, 2020

Report Complete: YES

NO – Send letter requesting missing information.

letter mailed on: November 6, 2020

2. Support Staff: Publish on the Department's Public Notice

315 320 OAR Division under which Progress Report was required

Publish on Public Notice Date: 9/29/2020

Update workflow in WRIS

(Fill in Extension Checkpoint 'Completed Date' in appropriate "ECP" work flow record and

add record for Checkpoint Public Notice ("EPR" or "EP2")

Return file to Jeffrey Pierceall

3. Extension Specialist: Prepare Progress Report Confirmation Letter

See [progress report procedures.doc](#)

(date / mail out after 30 day comment period)

Date Confirmation Letter Needed: November 6, 2020

Update Progress Report Worksheet.xls

Send to permit holder + anyone who made comments after 30 day public notice
CC: Watermaster _____

File _____

PUBLIC NOTICE INFORMATION

Permit Holder's Name: City of Dune City Attn: Jamie Mills

Application: R-86125

Permit: R-14131

County: Lane

Source: Wohink Creek

Use: Storage of 410.0 AF for multiple purposes



Oregon Water Resources Department
 725 Summer Street NE, Suite A
 Salem Oregon 97301-1266
 (503) 986-0900
 www.wrd.state.or.us

**Extension of Time
 Progress Reporting Form
 For Checkpoints**

TO THE DIRECTOR OF THE OREGON WATER RESOURCES DEPARTMENT

Permit Holder: City of Dunes City

Application R-86125 Permit R-14131

Progress Report Form for 2020

Report Due no later than October 1, 2020
 DO NOT SUBMIT PRIOR TO 30 DAYS BEFORE DUE DATE

As authorized in ORS 690-315-0050(6), this progress report is required in order to ensure diligence is exercised in the development and perfection of Permit R-14131. FAILURE TO SUBMIT THIS REPORT WILL MOST LIKELY RESULT IN ANY FUTURE EXTENSION BEING DENIED.

DATE	LIST ALL WORK ACCOMPLISHED AND FINANCIAL INVESTMENTS For the period of time between December 18, 2014 and October 1, 2020	FINANCIAL INVESTMENT
	Please see attached Progress Report	

2. Describe actions taken to comply with terms/conditions of the permit and/or previous extension.
 Please see attached progress report.

3. Total number of acres irrigated to date : NA (NA if not applicable)

4. Provide the maximum rate, or duty if applicable, of water diverted for beneficial use under this permit, if any, made to date.

Acre Feet stored to date = 0 AF

Report the rate in the same units of measurement as specified in the permit, being cfs (cubic feet per second), gpm (gallons per minute) or AF (acre-feet). Do not provide daily, monthly or annual water volume totals.

INCOMPLETE REPORTS WILL BE RETURNED. AN ANSWER IS REQUIRED IN EACH ITEM.

Signature Jamie L. Mills

Printed Name/Title JAMIE L. MILLS, CITY Administrator

RECEIVED
 SEP 24 2020

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For OWRD use only

Diligence Shown Yes No

Date Public Noticed: _____

Reviewed by: _____

Date: _____

Permit Holder: City of Dunes City

Application R-89125

Permit R-14131

PROGRESS REPORT FORM FOR 2020

Report Due no later than October 1, 2020

**LIST ALL WORK ACCOMPLISHED and FINANCIAL INVESTMENTS
For the period of time between December 18, 2014 and October 1, 2020**

DATES	DESCRIPTION	FINANCIAL INVESTMENT
July 2018	Preliminary research, engineering, and purchase of water measurement equipment for Woahink Creek.	\$ 4,091.98
October 23, 2018	Initial installation of water meter equipment and gauges in Woahink Creek.	\$ 3,641.44
July 17, 2019	Final gauging and calibration of water measurement devices in Woahink Creek.	\$ 1,695.00
Sept. 25, 2019	Engineering associated with water measurement In Woahink Creek from July 27, 2019 to Sept. 25,2019	\$ 571.00
Nov. 13, 2019	Consultation between water right attorney and engineer via teleconference to determine plan of action and time schedule.	\$ 438.75
Dec. 2019	*Special Water Rights Council fees.	\$ 1,614.00
January 2020	*Special Water Rights Counsel fees.	\$ 733.50
February 2020	*Special Water Rights Council fees.	\$ 400.00
Feb. 28, 2020	Acquired property to allow installation of water measurement device at the confluence of Woahink Creek and Siltcoos Lake. Also to acquire large well to begin efforts for phase one of a municipal drinking water system (for well water as set out in earlier feasibility study). (Land to be used for hiking trail via grant from Oregon Parks and Rec Commission.)	portion of: \$305,000.00
March 2020	*Special Water Rights Council fees.	\$ 326.50
April 2020	*Special Water Rights Council fees.	\$ 141.00

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May 2020	*Special Water Rights Council fees.	\$ 2,650.00
June 2020	*Special Water Rights Council fees.	\$ 634.00
July 2020	*Special Water Rights Council fees.	\$ 522.00
August 2020	*Special Water Rights Council fees.	\$ 204.50
July 28, 2020 to Aug. 30, 2020	Began and continued work on grant for feasibility study.	

**Special Water Rights Council fees including reviewing and researching all City held water right permits, researching necessary actions, investigating current situations and identifying best plan of action based upon research and City financial constraints, preparation of Priority Task Spreadsheet and Work Plan assigning duties and responsibilities and creating time line of activities to be completed.*

2. Describe actions taken to comply with terms/conditions of the permit and/or previous extension.

- a. Continue negotiations with Woahink Lake Outlet Control Structure private property owner to obtain land access to the Outlet Control Structure (access currently restricted to water access only).
- b. Prepared draft language to Dunes City Code of Ordinances to allow certain City owned property purchased or otherwise acquired for public utility use to not have to comply with Dunes City land use codes. Currently under review by legal counsel. Scheduled to be discussed on City Council Regular Session Agenda for September 23, 2020.
- c. Entered into Agreement with Oregon Water Services for storage and installation of radio-read 3-G water meters to replace current manual read meters on residential properties participating in the Dunes City Shared Domestic Water Supply Program.
- d. Ordered 200 radio-read water meters to replace existing manual read meters on residential properties participating in the Dunes City Shared Domestic Water Supply Program to ensure accurate and complete water measurement reporting. Expected delivery date is September 25, 2020 and installation will begin after October 1, 2020 annual water use reporting.
- e. Currently researching and preparing necessary documentation to change the rate structure of the community water systems and commercial users currently receiving water under the Shared Domestic Water Supply Program and to implement system development charges.
- f. Preparing application for grant to conduct feasibility study pursuant to the Final Order issued April 10, 2015.

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**Oregon Water Resources Department
Water Right Services Division**

Water Rights Application
Number R-86125

FINAL ORDER

Extension of Time for Permit Number R-14131
Permit Holder: City of Dunes City

	Permit Information
Application:	R-86125
Permit:	R-14131
Basin:	18 – Mid-Coast / Watermaster District 15
Date of Priority:	October 28, 2004
Source of Water:	Woahink Creek, tributary of Siltcoos River
Purpose of Use:	Stored water in Woahink Lake for multiple purpose
Maximum Volume:	410.0 acre-feet (AF)

This Extension of Time request is being processed in accordance with Oregon Revised Statute 537.230 and 539.010(5), and Oregon Administrative Rule Chapter 690, Division 315

Appeal Rights

This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

Application History

Permit R-14131 was issued by the Department on February 3, 2005. The permit called for complete application of water to beneficial use by October 1, 2009. On December 18, 2014, City of Dunes City submitted to the Department an Application for Extension of Time for Permit R-14131. In accordance with OAR 690-315-0050(2), on February 10, 2015, the Department issued a Proposed Final Order proposing to extend the time to apply water to full beneficial use

from October 1, 2012 to October 30, 2031. The protest period closed March 27, 2015, in accordance with OAR 690-315-0060(1). No protest was filed.

FINDINGS OF FACT

The Department adopts and incorporates by reference the findings in the Proposed Final Order dated February 10, 2015.

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. Checkpoint Condition

The permit holder must submit a completed Progress Report Form to the Department by October 1, 2020, 2025 and 2030. *A form is enclosed with this Final Order.*

(a) At each checkpoint, the permit holder shall submit and the Department shall review evidence of the permit holder's diligence towards completion of the project and compliance with terms and conditions of the permit and extension. If, after this review, the Department determines the permit holder has not been diligent in developing and perfecting the water use permit, or complied with all terms and conditions, the Department shall modify or further condition the permit or extension to ensure future compliance, or begin cancellation proceedings on the undeveloped portion of the permit pursuant to ORS 537.260 or 537.410, or require submission of a final proof survey pursuant to ORS 537.250;

(b) The Department shall provide notice of receipt of progress reports in its weekly notice and shall allow a 30 day comment period for each report. The Department shall provide notice of its determination to anyone who submitted comments.

CONCLUSION OF LAW

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

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ORDER

The extension of time for Application R-86125, Permit R-14131, therefore, is approved subject to conditions contained herein. The deadline for applying water to full beneficial use within the terms and conditions of the permit is extended from October 1, 2012 to October 30, 2031.

DATED: April 10, 2015



Dwight French

Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department

-
- If you have any questions about statements contained in this document, please contact Permit Extension Specialist at (503) 986-0802.
 - If you have other questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at (503) 986-0900
-

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SEP 24 2015

OWRD

Oregon Water Resources Department
Water Right Services Division

Water Rights Application
Number R-86125

FINAL ORDER

Extension of Time for Permit Number R-14131
Permit Holder: City of Dunes City

Permit Information

Application:	R-86125
Permit:	R-14131
Basin:	18 – Mid-Coast / Watermaster District 15
Date of Priority:	October 28, 2004
Source of Water:	Woahink Creek, tributary of Siltcoos River
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Application History

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FINDINGS OF FACT

The Department adopts and incorporates by reference the findings in the Proposed Final Order dated February 10, 2015.

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. Checkpoint Condition

The permit holder must submit a completed Progress Report Form to the Department by **October 1, 2020, 2025 and 2030. A form is enclosed with this Final Order.**

(a) At each checkpoint, the permit holder shall submit and the Department shall review evidence of the permit holder's diligence towards completion of the project and compliance with terms and conditions of the permit and extension. If, after this review, the Department determines the permit holder has not been diligent in developing and perfecting the water use permit, or complied with all terms and conditions, the Department shall modify or further condition the permit or extension to ensure future compliance, or begin cancellation proceedings on the undeveloped portion of the permit pursuant to ORS 537.260 or 537.410, or require submission of a final proof survey pursuant to ORS 537.250;

(b) The Department shall provide notice of receipt of progress reports in its weekly notice and shall allow a 30 day comment period for each report. The Department shall provide notice of its determination to anyone who submitted comments.

CONCLUSION OF LAW

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

ORDER

The extension of time for Application R-86125, Permit R-14131, therefore, is approved subject to conditions contained herein. The deadline for applying water to full beneficial use within the terms and conditions of the permit is extended from October 1, 2012 to October 30, 2031.

DATED: April 10, 2015



Dwight French

Water Right Services Division Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department

-
- If you have any questions about statements contained in this document, please contact Permit Extension Specialist at (503) 986-0802.
 - If you have other questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at (503) 986-0900
-

Mailing List for Extension FO Copies

FO Date: April 10, 2015

Copies Mailed

Application: R-86125

By: KF

Permit: R-14131

On: 4/10/15

Original mailed to permit holder

City of Dunes City
P.O. Box 97
Westlake, OR 97439

Copies sent to:

1. WRD - App. File R-86125/ Permit R-14131

Fee paid as specified under ORS 536.050 to receive copy:

2. None

Receiving notification via e-mail FO available in WRIS for review
(DONE BY EXTENSION SPECIALIST)

3. WRD - Watermaster District 15, David Williams

If Progress Reports are included:
(DONE BY EXTENSION SPECIALIST)

Add record to Progress Report tracking sheet.xls Done: by CC Date 4-9-2015

CASEWORKER: MAB

Oregon Water Resources Department
Water Right Services Division

PROPOSED FINAL ORDER

In the Matter of the Application for an Extension of Time for Permit R-14131, Water Right Application R-86125, in the name of City of Dunes City.

	Permit Information
Application:	R-86125
Permit:	R-14131
Basin:	18 – Mid-Coast / Watermaster District 15
Date of Priority:	October 28, 2004
Source of Water:	Woahink Creek, tributary of Siltcoos River
Purpose of Use:	Stored water in Woahink Lake for multiple purpose
Maximum Volume:	410.0 acre-feet (AF)

*****Please read this Proposed Final Order in its entirety as it may contain additional conditions not included in the original permit*****

In summary, the Department proposes to:

- Grant an extension of time to apply water to full beneficial use from October 1, 2012 to October 30, 2031.¹
- Make the extension subject to certain conditions set forth below.

This Extension of Time request is being processed in accordance with Oregon Revised Statute 537.230 and 539.010(5), and Oregon Administrative Rule Chapter 690, Division 315

¹ Pursuant to ORS 537.230(4), upon the completion of beneficial use of water allowed under the permit, the permit holder shall hire a certified water rights examiner to survey the appropriation. Within one year after the complete application of water to a beneficial use (or by the date allowed for the complete application of water to a beneficial use), the permit holder shall submit a map of the survey and the claim of beneficial use.

ACRONYM QUICK REFERENCE

Department – Oregon Water Resources Department
PFO – Proposed Final Order
cfs – cubic feet per second
gpm – gallons per minute
AF – acre-feet

AUTHORITY

Generally, see **ORS 537.230** and **OAR Chapter 690 Division 315**.

ORS 537.230(3) provides in pertinent part that the Oregon Water Resources Department (Department) may, for good cause shown, order an extension of time within which irrigation or other works shall be completed or the right perfected. In determining the extension, the Department shall give due weight to the considerations described under **ORS 539.010(5)** and to whether other governmental requirements relating to the project have significantly delayed completion of construction or perfection of the right.

ORS 539.010(5) provides in pertinent part that the Water Resources Director, for good cause shown, may extend the time within which the full amount of the water appropriated shall be applied to a beneficial use. This statute instructs the Director to consider: the cost of the appropriation and application of the water to a beneficial purpose; the good faith of the appropriator; the market for water or power to be supplied; the present demands therefore; and the income or use that may be required to provide fair and reasonable returns upon the investment.

OAR 690-315-0040 provides in pertinent part that the Water Resources Department shall make findings to determine if an extension of time may be approved to complete construction and/or apply water to full beneficial use.

OAR 690-315-0050(6) requires the Department, for extensions exceeding five years, to establish checkpoints to determine if diligence is being exercised in the development and perfection of the water use permit. Intervals between checkpoints will not exceed five year periods.

FINDINGS OF FACT

Background

1. Permit R-14131 was granted by the Department on February 3, 2005. The permit authorizes the storage of up to 410.0AF of water in Woahink Lake from the Woahink Creek, tributary of Siltcoos River, for multiple purposes. The permit specified the reservoir shall be filled complete application of water was to be made on or before October 1, 2009.
2. One prior permit extension has been granted for Permit R-14131. The most recent extension resulted in the completion dates full application of water being extended to

October 1, 2012.

3. The permit holder, City of Dunes City submitted an "Application for Extension of Time" to the Department on December 18, 2014, requesting the time to complete construction of the water system extended from October 1, 2012 to October 30, 2031 and the time to apply water to full beneficial use under the terms of Permit R-14131 be extended from October 1, 2012 to October 30, 2031. However, since the permit does not contain a specific deadline for completing construction, the Department needs to only consider an extension of the time to apply water to full beneficial use.
4. Notification of the Application for Extension of Time for Permit R-14131 was published in the Department's Public Notice dated December 30, 2014. No public comments were received regarding the extension application.

Review Criteria [OAR 690-315-0040]

The time limits to complete construction and/or apply water to full beneficial use may be extended if the Department finds that the permit holder has met the requirements set forth under OAR 690-315-0040. This determination shall consider the applicable requirements of ORS 537.230², 537.248³ and/or 539.010(5)⁴.

Complete Extension of Time Application [OAR 690-315-0040(1)(a)]

5. On December 18, 2014, the Department received a completed Application for Extension of Time and the fee specified in ORS 536.050 from the permit holder.

Start of Construction [OAR 690-315-0040(1)(b) and 690-315-0040(5)]

6. Senate Bill 300 (1999 legislation) eliminated the requirement that holders of new surface water and ground water permits start construction on water projects within one year after the Department issues the permit. Senate Bill 300 applies to any application for a permit filed after October 23, 1999, including this application.

Duration of Extension [OAR 690-315-0040(1)(c)]

Under OAR 690-315-0040(1)(c), in order to approve an extension of time for water use permits the Department must find that the time requested is reasonable and the applicant can complete the project within the time requested.

7. As of December 18, 2014, the remaining work to be completed consists of acquiring ownership and easements for access to the output control structure, meeting all permit conditions, and applying water to full beneficial use.
8. Given the amount of development left to occur, the Department has determined that the permit holder's request to have until October 30, 2031, to accomplish the application of water to beneficial use under the terms and conditions of Permit R-14131

²ORS 537.230 applies to surface water permits only.

³ORS 537.248 applies to reservoir permits only.

⁴ORS 539.010(5) applies to surface water and ground water permits.

is both reasonable and necessary.

Good Cause [OAR 690-315-0040(1)(d)]

The Department's determination of good cause shall consider the requirements set forth under OAR 690-315-0040(2).

Reasonable Diligence of the Appropriator [OAR 690-315-0040(2)(a)]

The Department's determination of reasonable diligence shall consider the requirements set forth under OAR 690-315-0040(3)(a-d). In accordance with OAR 690-315-0040(3), the Department shall consider, but is not limited to, the following factors when determining whether the applicant has demonstrated reasonable diligence in previous performance under the permit:

Amount of Construction [OAR 690-315-0040(3)(a)]

9. Work was accomplished within the time allowed in the permit or previous extension as follows:
 - a. Construction of the water system began prior to October 1, 2009. Construction of the water system began in 2004. The permit holder surveyed to find points of diversion.
 - b. Work was completed during the original development time frame under Permit R-14131. The permit holder installed meters, a staff gauge, and fish passage.
 - d. During the most recent extension period, being from October 1, 2009, to October 1, 2012, The permit holder had ordinance and resolution adopted by the City Council providing for property owners to use Dunes City's water right. Agreements have been signed for property owners using the water right providing access to the meter by the watermaster.

Beneficial Use of Water [OAR 690-315-0040(3)(b)]

10. According to the water user an unknown maximum rate of water has been appropriated from Woahink Lake for multiple purposes.
11. Beneficial use of water has not yet been demonstrated under this permit because not all permit conditions were satisfied by the October 1, 2012.
12. Delay of full beneficial use of water under Permit G-14131 was due, in part, to obtaining control of the outlet control devise.

Compliance with Conditions [OAR 690-315-0040(3)(c)]

13. The water right permit holder's conformance with the permit or previous extension conditions.

- a. The Department has considered the permit holder's compliance with conditions, and has identified the following concerns: (1) annual reports of the amount of water Stored each month have not been received by the Department.
- b. In order to legally perfect the storage of water under this permit, the permit holder must demonstrate that all conditions of the permit have been satisfied.

Financial Investments to appropriate and Apply Water to a Beneficial Purpose [OAR 690-315-0040(2)(b),(3)(d),(4)(d)]

14. As of December 18, 2014, the permit holder invested approximately \$80,000, which is about 72 percent of the total projected cost for complete development of this project. The permit holder anticipates an additional \$30,000 investment is needed for the completion of this project.

Good Faith of the Appropriator [OAR 690-315-0040(2)(c)]

15. The Department has found good faith of the appropriator under Permit R-14131.

The Market and Present Demands for Water [OAR 690-315-0040(2)(d-e)]

The Department's determinations of market and present demand for water or power to be supplied shall consider the requirements set forth under OAR 690-315-0040(4)(a-f). In accordance with OAR 690-315-0040(4), the Department shall consider, but is not limited to, the following factors when determining the market and the present demand for water or power to be supplied:

16. The amount of water available to satisfy other affected water rights and scenic waterway flows; special water use designations established since permit issuance, including but not limited to state scenic waterways, federal wild and scenic rivers, serious water management problem areas or water quality limited sources established under 33 U.S.C. 1313(d); or the habitat needs of sensitive, threatened or endangered species, in consultation with the Oregon Department of Fish and Wildlife [OAR 690-315-0040(4)(a-c)].
 - a. The amount of water available to satisfy other affected water rights and scenic waterway flows was determined at the time of issuance of Permit R-14131; furthermore, water availability for other affected water rights and scenic waterway flows after the permit was issued is determined when an application for a new water right is submitted. The points of diversion are located on Woahink Creek, tributary of Siltcoos River, and are not located within a Withdrawn Area. The Woahink Creek is not located within or above a state or federal scenic waterway, however, it is located within an area ranked "highest" for stream flow restoration needs as determined by the Department in consultation with the Oregon Department of Fish and Wildlife, and is located within a Sensitive, Threatened or Endangered Fish Species Area as identified by the Department in consultation with Oregon Department of Fish and Wildlife. The points of diversion are not in a location listed by the Department of Environmental Quality as a water quality limited stream.

17. Other economic interests dependent on completion of the project [OAR 690-315-0040(4)(e)].
 - a. None have been identified.
18. Other factors relevant to the determination of the market and present demand for water and power [OAR 690-315-0040(4)(f)].
 - a. None have been identified.
19. OAR 690-315-0050(6) requires the Department to place a checkpoint condition on this extension of time in order to ensure diligence is exercised in the development and perfection of the water use permit. A "Checkpoint Condition" is specified under Item 1 of the "Conditions" section of this PFO to meet this condition.

Fair Return Upon Investment [OAR 690-315-0040(2)(f)]

20. Use and income from the permitted water development will likely result in reasonable returns upon the investment made to date.

Other Governmental Requirements [OAR 690-315-0040(2)(g)]

21. Delay in the development of this project was not caused by any other governmental requirements.

Unforeseen Events [OAR 690-315-0040(2)(h)]

22. Unforeseen events extended the length of time needed to fully develop and perfect Permit R-14131, in that the permit holders were faced lengthy processes to acquire the outlet control structure and easements needed to complete the water project and relying on grants for financial purposes has restricted their ability to complete development of the project in a timely manner.

CONCLUSIONS OF LAW

1. The applicant is entitled to apply for an extension of time to complete construction and/or completely apply water to the full beneficial use pursuant to ORS 537.230(3).
2. The applicant has submitted a complete extension application form and the fee specified in ORS 536.050, as required by OAR 690-315-0040(1)(a).
3. The applicant complied with begin actual construction timeline requirements pursuant to ORS 537.230 as required by OAR 690-315-0040(1)(b) and OAR 690-315-0040(5).
4. Full application of water to beneficial use can be accomplished by October 30, 2031⁵, as

⁵Pursuant to ORS 537.230(3), upon the completion of beneficial use of water allowed under the permit, the permittee shall hire a certified water rights examiner to survey the appropriation. Within one year after the complete application of water to a beneficial use (or by the date allowed for the complete application of

required by OAR 690-315-0040(1)(c).

5. The Department has considered the reasonable diligence and good faith of the appropriator, the cost to appropriate and apply water to a beneficial purpose, the market and present demands for water to be supplied, the financial investment made and fair and reasonable return upon the investment, the requirements of other governmental agencies, and unforeseen events over which the permit holder had no control, whether denial of the extension will result in undue hardship to the applicant and whether there are no other reasonable alternatives for meeting water use needs, any other factors relevant to a determination of good cause, and has determined that the applicant has shown that good cause exists for an extension of time to apply water to full beneficial use pursuant to OAR 690-315-0040(1)(d).

6. As required by OAR 690-315-0050(6) and as described in Finding 19, above, the Department has established, as specified in the "Conditions" section of this PFO (Item 1), progress checkpoints in order to ensure future diligence is exercised in the development and perfection of Permit R-14131.

Continued on the following page

water to a beneficial use), the permittee shall submit a map of the survey and a new or revised claim of beneficial use as deemed appropriate by the Department.

PROPOSED ORDER

Based upon the foregoing Findings of Fact and Conclusions of Law, the Department proposes to issue an order to:

Extend the time to apply water to beneficial use under Permit R-14131 from October 1, 2012 to October 30, 2031.

Subject to the following conditions:

CONDITIONS

1. Checkpoint Condition

The permit holder must submit a completed Progress Report Form to the Department by **October 1, 2020, 2025, and 2030. A form will be enclosed with your Final Order.**

(a) At each checkpoint, the permit holder shall submit and the Department shall review evidence of the permit holder's diligence towards completion of the project and compliance with terms and conditions of the permit and extension. If, after this review, the Department determines the permit holder has not been diligent in developing and perfecting the water use permit, or complied with all terms and conditions, the Department shall modify or further condition the permit or extension to ensure future compliance, or begin cancellation proceedings on the undeveloped portion of the permit pursuant to ORS 537.260 or 537.410, or require submission of a final proof survey pursuant to ORS 537.250;

(b) The Department shall provide notice of receipt of progress reports in its weekly notice and shall allow a 30 day comment period for each report. The Department shall provide notice of its determination to anyone who submitted comments.

DATED: February 10, 2015


Dwight W. French, Administrator
Water Right Services Division

*If you have any questions,
please check the information
box on the last page for the
appropriate names and
phone numbers.*

Proposed Final Order Hearing Rights

1. Under the provisions of OAR 690-315-0100(1) and 690-315-0060, the applicant or any other person adversely affected or aggrieved by the proposed final order may submit a written protest to the proposed final order. The written protest must be received by the Water Resources Department no later than **March 27, 2015**, being 45 days from the date of publication of the proposed final order in the Department's weekly notice.
2. A written protest shall include:
 - a. The name, address and telephone number of the petitioner;
 - b. A description of the petitioner's interest in the proposed final order and if the protestant claims to represent the public interest, a precise statement of the public interest represented;
 - c. A detailed description of how the action proposed in the proposed final order would adversely affect or aggrieve the petitioner's interest;
 - d. A detailed description of how the proposed final order is in error or deficient and how to correct the alleged error or deficiency;
 - e. Any citation of legal authority supporting the petitioner, if known;
 - f. Proof of service of the protest upon the water right permit holder, if petitioner is other than the water right permit holder; and
 - g. The applicant or non-applicant protest fee required under ORS 536.050.
3. Within 60 days after the close of the period for requesting a contested case hearing, the Director shall:
 - a. Issue a final order on the extension request; or
 - b. Schedule a contested case hearing if a protest has been submitted, and:
 - 1) Upon review of the issues, the Director finds there are significant disputes related to the proposed agency action; or
 - 2) The applicant submits a written request for a contested case hearing within 30 days after the close of the period for submitting protests.

NOTICE TO ACTIVE DUTY SERVICEMEMBERS: Active Duty servicemembers have a right to stay these proceedings under federal Servicemembers Civil Relief Act. For more information contact the Oregon State Bar at 800-452-8260, the Oregon Military Department at 800-452-7500 or the nearest United States Armed Forces Legal Assistance Office through <http://legalassistance.law.of.mil>

Mailing List for Extension PFO Copies

PFO Date: February 10, 2015

Copies Mailed

Application: R-86125

By: KF

Permit: R-14131

On: 2/10/2015

Original mailed to Applicant:

City of Dunes City
P.O. Box 97
Westlake, OR 97439

Copies sent to:

1. WRD - App. File R-86125/ Permit R-14131

Fee paid as specified under ORS 536.050 to receive copy:

2. None

Receiving via e-mail (10 AM Tuesday of signature date)
(DONE BY EXTENSION SPECIALIST)

3. WRD - Watermaster District 15, David Williams

CASEWORKER: MAB

Completeness Checklist for Permit Extension of Time Application

Minimum completeness criteria for Extension of Time Applications are set forth in OAR 690-086-0020(3) for NON-Municipal or NON-Quasi-Municipal permits and in OAR 690-086-0070(3) for Municipal or Quasi-Municipal permits.

1. Pull the permit file. If a copy of the permit is not in the file, pull up an image of the permit in WRIS.
2. Is the permit to be extended Non-Cancelled according to WRIS and the permit file? _____
If the permit has been cancelled, the Extension Application cannot be accepted.
3. Is the extension applicant's name and mailing address supplied? _____
If yes, is the applicant a permit holder of record (*i.e., permit issued or assigned to them*)? _____
If the extension applicant is **NOT** a permit holder of record, a "Request for Assignment" must be accepted and processed before the Extension Application can be processed.
If an Assignment has **not** yet occurred, and is **not** submitted with the Extension of Time Application, the application cannot be accepted.
*** NOTE:** The applicant may submit a complete "Request for Assignment," at the same time, which must include the statutory fee of \$85 for the assignment, required proof of ownership, or signature of previous permit holder, in addition to all necessary items required for the Extension of Time Application so that **both applications can be accepted**.
4. Is the appropriate Extension of Time Application used? _____
If the wrong application form is used, the Extension Application cannot be accepted.
• If a Municipal or Quasi-Municipal permit, use: "Application for Extension of Time for Municipal and Quasi-Municipal Water Use Permits."
• If a NON-Municipal or NON-Quasi-Municipal permit, use: "Application for Extension of Time for a Water Right Permit (Non-Municipal / Non-Quasi-municipal Water Use)."
5. Are the requested date(s) for extension identified (*Page 1*)? _____
• Check the permit to see if it includes a "B-Date" and/or a "C-Date."
"B-Date" = date by which construction of the water delivery system for the permit is to be completed.
"C-Date" = date by which full beneficial use of water under the permit is to be accomplished.
NOTE: For permits with both a "B-Date and a "C-Date," the applicant will likely request an extension of both dates (*i.e., to complete construction of the water delivery/distribution system and to apply water to full beneficial use*). Unless, of course, construction of the water delivery system is complete. In which case, the applicant would likely only request an extension of the "C-Date" (*i.e., to apply water to full beneficial use*).
For permits with only a "C-Date," the applicant will only be requesting an extension of the date in which to apply water to full beneficial use.
6. Is the Extension Application signed (with an original signature) by permit holder(s) of record or an authorized agent? _____
(*If signed by agent, documentation from the permit holder(s) granting authorization for the agent to sign on their behalf must be provided or be present and current in the permit file.*)
If **not** signed by a permit holder of record or authorized agent, the Extension Application cannot be accepted.
NOTE: If the permit covers land that has been subdivided and assigned to different, individual parties... we only need signatures of the permit holder(s) of record for the portion of the permit involved in the Extension of Time Application.

7. Are all questions on the application answered? _____
 (NOTE: Supporting documentation such as: copies of the permit, well log(s), annual water use reports, static water level measurement reports, evidence demonstrating construction/work/water use accomplished, etc. may be included.)

The tables below are informational only. No need to check off.

■ NON-Municipal or NON-Quasi-Municipal Permit Extension Applications:

• Ques. #1 - Information provided on beginning of construction ("A" Date) under the permit.	• Ques. #5-C - Well location information provided <u>and</u> whether a permit amendment is necessary.
• Ques. #2 - Information provided on compliance with permit conditions.	• Ques. #6 - Information provided on number of acres irrigated, if applicable.
• Ques. #3 - Description provided of progress made in developing the permit.	• Ques. #7 - Description provided of remaining work left to be accomplished to perfect the permit.
• Ques. #4 - Monetary investment made in the project to date provided.	• Ques. #8 - Description provided of estimated cost to complete the project associated with the permit.
• Ques. #5-A - Max amount of water beneficially used to date for a SW permit indicated.	• Ques. #9 - Explanation provided of why the permit has not been fully developed/perfected.
• Ques. #5-B - Well construction information provided <u>and</u> max amount of water beneficially used to date for a GW permit indicated.	• Ques. #10 - Justification provided of why the requested time is necessary to complete project.

■ Municipal/Quasi-Municipal Permit Extension Applications:

• Ques. #2 - For Quasi-Municipal permits only, information provided on beginning of construction ("A" Date) under the permit.	• Ques. #8 - Estimate provided of current peak water demand of the population served <u>and</u> the methodology used to make the estimate.
• Ques. #3 - For Municipal permits issued on or after June 29, 2005, information provided on beginning of construction ("A" Date).	• Ques. #9 - Explanation provided of why the permit has not been fully developed/perfected.
• Ques. #4 - Description provided of progress made in developing the permit <u>and</u> financial expenditures made in the project to date.	• Ques. #10-A - Estimate provided of demand projection for the permit, the methodology used to make the estimate <u>and</u> anticipated date for full beneficial use of the permit.
• Ques. #5-A & #5-B - Information provided on compliance (or non-compliance) with permit conditions.	• Ques. #10-B - For extension requests greater than 50 years, documentation provided that the demand projection is consistent with the lands and uses proposed to be served by the permit holder.
• Ques. #6-A - Max amount of water beneficially used to date for a SW permit indicated.	• Ques. #11 - Estimate of costs to complete the project and a summary of future schedule to complete construction / perfect the water right.
• Ques. #6-B - Well construction information provided <u>and</u> max amount of water beneficially used to date for a GW permit indicated.	• Ques. #12 - Justification provided of why the requested time is necessary to complete project and/or apply water to full beneficial use.
• Ques. #6-C - Well location information provided <u>and</u> whether a permit amendment is necessary.	• Ques. #14 - A copy of any agreements regarding use of the undeveloped portion of the permit and maintaining the persistence of fish, if applicable.
• Ques. #7 - Estimate provided of current population served under the permit <u>and</u> the methodology used to make the estimate.	• Attachment A - A tabular inventory of the water supplier's water rights and any other water use authorizations.

8. Has the \$575 fee been paid? _____
 *If applicable, has the \$85 fee for the Assignment been paid? _____
 (As of July 1, 2013, the Extension of Time fee is \$575, and Request for Assignment fee is \$85)

If the fee has NOT been paid, the application cannot be accepted.

****NOTE:** If the fee is the only item missing, contact the applicant to see if they can submit the fee with the next few days. If the applicant commits to submitting the fee within one week, hold the Extension Application, and explain to them that if it is not received the application will be returned (as we are required to keep any application, regardless of how complete, if retained by the Department as long as two weeks).

9. If after completing this checklist, it is not clear whether the application can be accepted, please route both the money slip and Extension Application to **Extension Specialist**, or **Anne Reece** for municipal and quasi-municipal applications. One will either: 1) accept the application; 2) return the application; or 3) prepare a deficiency letter.

Reviewed by: MA Brown Date: 12-19-14



Oregon

John A. Kitzhaber, MD, Governor

Water Resources Department

North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1271
503-986-0900
FAX 503-986-0904

December 22, 2014

REFERENCE: Application for Extension of Time

Dear Extension of Time Applicant:

The Water Right Services Division has received your application for an extension of time for **APPLICATION FILE #: R-86125 (Permit R-14131)**. Your application will be reviewed in the future. Following the review, you will receive a Proposed Final Order either approving or rejecting the extension of time request. A 45-day protest period begins upon issuance of the Proposed Final Order. After the protest period closes, a Final Order is issued.

You may continue the use of water under your water right until the Water Resources Department formally takes action on your extension application. If your permit includes conditions, water use reporting, water level measurement reporting, etc., you are required to comply with the conditions.

Any additional development that occurs after the expired completion date, identified on the permit or an extension order, can only be claimed upon an approved extension application.

If you have questions concerning your extension of time application, please contact Machel Bamberger at (503) 986-0802. For general information about the Water Resources Department, you may contact the Water Resources' Customer Service Group at (503) 986-0801 or you may access the Department's website at: www.wrd.state.or.us.

BAMBERGER Machelles A

From: BAMBERGER Machelles A
Sent: Monday, December 22, 2014 1:36 PM
To: 'recorder@dunescityor.com'
Subject: Permit R-14131 application for an extension of time questions

I received the application for an extension of time for Permit R-14131 for Dunes City.

I do have some questions for you so I can continue to process the application.

1. How much water are you storing in the Reservoir?
2. We have no records for the monthly water storage for this permit, do you have records you could send us?
3. Do you have a staff gauge installed?

Also, our records show that Dunes City has a past due progress report (2013) for Permit S-33923, for the years between 2008 and 2013. I did send a letter with a progress report in November, 2014.

If you have any questions, please feel free to contact me.

Machelles

Machelles A Bamberger | Extension Specialist

Water Resources Department | 725 Summer St. NE, Suite A | Salem, Oregon 97301

Ph: 503 986-0802 | Fax: 503 986-0901

Email: Machelles.A.Bamberger@wrд.state.or.us | Web: <http://www.wrd.state.or.us>



RECEIVED

DEC 22 2014

WATER RESOURCES DEPT
SALEM OREGON

**Oregon Water Resources Department
Water Rights Division**



Application for Extension of Time

In the Matter of the Application for an Extension of Time)
for Permit R-14131, Water Right Application R-86125) PROPOSED FINAL ORDER
in the name of City of Dunes City)

Permit Information

Application File R-86125 Permit R-14131

Basin: 18 – Mid Coast / Watermaster District 2

Date of Priority: October 28, 2004

Authorized Use of Water

Source of Water: Woahink Lake, tributary of Siltcoos Lake

Purpose of Use: Multipurpose

Maximum Rate: 410.0 Acre Feet per Year (AF)

**This Extension of Time request is being processed in accordance with Oregon
Administrative Rule Chapter 690, Division 315**

Please read this Proposed Final Order in its entirety.

This Proposed Final Order applies only to Permit R-14131, water right Application R-86125.
A copy of Permit R-14131 is enclosed as Attachment 1.

Summary of Proposed Final Order for Extension of Time

The Department proposes to:

- Grant an extension of time to apply water to full beneficial use from October 1, 2009 to October 1, 2012.

ACRONYM QUICK REFERENCE

Department – Oregon Department of Water Resources
PFO – Proposed Final Order

Units of Measure

cfs – cubic feet per second
gpm – gallons per minute
af – acre feet

AUTHORITY

Generally, see **ORS 537.630** and **OAR Chapter 690 Division 315**.

ORS 537.630(1) provide in pertinent part that the Oregon Water Resources Department (Department) may, for good cause shown, order an extension of time within which: irrigation or other works shall be completed; the well or other means of developing and securing ground water shall be completed; or the right perfected. In determining the extension, the Department shall give due weight to the considerations described under **ORS 539.010(5)** and to whether other governmental requirements relating to the project have significantly delayed completion of construction or perfection of the right.

ORS 539.010(5) provides in pertinent part that the Water Resources Director, for good cause shown, may extend the time within which the full amount of the water appropriated shall be applied to a beneficial use. This statute instructs the Director to consider: the cost of the appropriation and application of the water to a beneficial purpose; the good faith of the appropriator; the market for water or power to be supplied; the present demands therefore; and the income or use that may be required to provide fair and reasonable returns upon the investment.

OAR 690-315-0040 provides in pertinent part that the Water Resources Department shall make findings to determine if an extension of time may be approved to complete construction and/or apply water to full beneficial use.

FINDINGS OF FACT

Background

1. Permit R-14131 was granted by the Department on February 3, 2005. The permit authorizes the storage of up to 410.0 AF of water per year from Woahink Creek, tributary of Siltcoos Lake for multipurpose use. The permit specified complete application of water was to be made on or before October 1, 2009.
2. The permit holder submitted an "Application for Extension of Time" to the Department on March 4, 2010 requesting the time to apply water to full beneficial use under the terms and conditions of Permit R-14131 be extended from October 1, 2009 to October 1, 2012. This is the first permit extension requested for Permit R-14131.
3. Notification of the Application for Extension of Time for Permit R-14131 was published in the Department's Public Notice dated March 16, 2010. No public comments were received regarding the extension application.

Review Criteria [OAR 690-315-0040]

The time limits to complete construction and/or apply water to full beneficial use may be extended if the Department finds that the permit holder has met the requirements set forth under OAR 690-315-0040. This determination shall consider the applicable requirements of ORS 537.230¹, 537.248², 537.630³ and/or 539.010(5)⁴.

Complete Extension of Time Application [OAR 690-315-0040(1)(a)]

4. On March 4, 2010, the Department received a completed Application for Extension of Time and the fee specified in ORS 536.050 from the permit holder.

Start of Construction [OAR 690-315-0040(1)(b) and 690-315-0040(5)]

5. Senate Bill 300 (1999 legislation) eliminates the requirement that holders of new surface water and ground water permits start construction on water projects within one year after the Department issues the permit. Senate Bill 300 applies to any application for a permit filed after October 23, 1999.

Duration of Extension [OAR 690-315-0040(1)(c)]

Under OAR 690-315-0040(1)(c), in order to approve an extension of time for water use permits the Department must find that the time requested is reasonable and the applicant can complete the project within the time requested.

¹ORS 537.230 applies to surface water permits only.

²ORS 537.248 applies to reservoir permits only.

³ORS 537.630 applies to ground water permits only.

⁴ORS 539.010(5) applies to surface water and ground water permits.

6. As of March 4, 2010, the remaining work to be completed consists acquiring ownership and easements for access to the Output Control Structure and applying the remaining 10.0 AF of water to full beneficial use.
7. Given the amount of development left to occur, the Department has determined that the permit holder's request to have until October 1, 2012, to accomplish the application of water to beneficial use under the terms and conditions of Permit R-14131 is both reasonable and necessary.

Good Cause [OAR 690-315-0040(1)(d)]

The Department's determination of good cause shall consider the requirements set forth under OAR 690-315-0040(2).

Reasonable Diligence of the Appropriator [OAR 690-315-0040(2)(a)]

The Department's determination of reasonable diligence shall consider the requirements set forth under OAR 690-315-0040(3)(a-d). In accordance with OAR 690-315-0040(3), the Department shall consider, but is not limited to, the following factors when determining whether the applicant has demonstrated reasonable diligence in previous performance under the permit:

Amount of Construction [OAR 690-315-0040(3)(a)]

8. Work was accomplished within the time allowed in the permit or previous extension as follows:
 - a. Construction of the well was completed prior to October 1, 2009.
 - b. During the original development time frame under Permit R-14131, points of diversion have been established, ordinances and resolutions were passed, meters were installed, annual meter readings have been reported, and fish passage was provided.
 - c. Since October 1, 2009 the permit holder has installed a water meter, submitted the annual water use records, and has installed fish passage, and outlet pipe as required under Permit R-14131.

Beneficial Use of Water [OAR 690-315-0040(3)(b)]

9. The following beneficial use of water was made during the permit or previous extension time limits:
 - a. Since the issuance of Permit R-14131 on February 3, 2005, a maximum rate of 400.0 AF per year of water has been stored each year in Woahink Lake.

Compliance with Conditions [OAR 690-315-0040(3)(c)]

10. The water right permit holder's conformance with the permit or previous extension conditions.

- a. The Department has considered the permit holder's compliance with conditions, and did not identify any concerns.

Financial Investments [OAR 690-315-0040(3)(d)]

11. Financial investments made toward developing the beneficial water use.
 - a. As of March 4, 2010, the permit holder has invested approximately \$77,138 which is approximately 61 percent of the total projected cost for complete development of this project. The permit holder anticipates an additional \$50,000 investment is needed for the completion of this project.

Cost to Appropriate and Apply Water to a Beneficial Purpose [OAR 690-315-0040(2)(b)]

12. As of March 4, 2010, the permit holder has invested approximately \$77,138 which is approximately 61 percent of the total projected cost for complete development of this project. The permit holder anticipates an additional \$50,000 investment is needed for the completion of this project.

Good Faith of the Appropriator [OAR 690-315-0040(2)(c)]

13. The Department has found good faith of the appropriator under Permit R-14131.

The Market and Present Demands for Water [OAR 690-315-0040(2)(d-e)]

The Department's determinations of market and present demand for water or power to be supplied shall consider the requirements set forth under OAR 690-315-0040(4)(a-f). In accordance with OAR 690-315-0040(4), the Department shall consider, but is not limited to, the following factors when determining the market and the present demand for water or power to be supplied:

14. The amount of water available to satisfy other affected water rights and scenic waterway flows; special water use designations established since permit issuance, including but not limited to state scenic waterways, federal wild and scenic rivers, serious water management problem areas or water quality limited sources established under 33 U.S.C. 1313(d); or the habitat needs of sensitive, threatened or endangered species, in consultation with the Oregon Department of Fish and Wildlife [OAR 690-315-0040(4)(a-c)].
 - a. The amount of water available to satisfy other affected water rights and scenic waterway flows was determined at the time of issuance of Permit G-14131; furthermore, water availability for other affected water rights and scenic waterway flows after the permit was issued is determined at such time that such application for a new water right is submitted. The point of appropriation for Permit R-14131, located within the Woahink Lake Basin, is not located within a limited or critical ground water area. Woahink Lake is not located within or above any state or federal scenic waterway, is located within an area ranked "moderate" for stream flow restoration needs as determined by the Department in consultation with the Oregon Department of Fish and Wildlife, and is located

within a Sensitive, Threatened or Endangered Fish Species Area as identified by the Department in consultation with Oregon Department of Fish and Wildlife. Woahink Creek is not listed by the Department of Environmental Quality as a water quality limited stream.

15. Economic investment in the project to date [OAR 690-315-0040(4)(d)].
 - a. As of March 4, 2010, the permit holder has invested approximately \$77,138.
16. Other economic interests dependent on completion of the project [OAR 690-315-0040(4)(e)].
 - a. None have been identified.
17. Other factors relevant to the determination of the market and present demand for water and power [OAR 690-315-0040(4)(f)].
 - a. None have been identified.

Fair Return Upon Investment [OAR 690-315-0040(2)(f)]

18. Use and income from the permitted water development results in reasonable returns upon the investment made to date.

Other Governmental Requirements [OAR 690-315-0040(2)(g)]

19. Delay in the development of this project was not caused by any other governmental requirements.

Unforeseen Events [OAR 690-315-0040(2)(h)]

20. None have been identified.

CONCLUSIONS OF LAW

1. The applicant is entitled to apply for an extension of time to complete construction and/or completely apply water to the full beneficial use pursuant to ORS 537.630(1).
2. The applicant has submitted a complete extension application form and the fee specified in ORS 536.050, as required by OAR 690-315-0040(1)(a).
3. The applicant complied with begin actual construction timeline requirements pursuant to ORS 537.630 as required by OAR 690-315-0040(1)(b) and OAR 690-315-0040(5).
4. Full application of water to beneficial use can be accomplished by October 1, 2012⁵, as

⁵Pursuant to ORS 537.630(4), upon the completion of beneficial use of water allowed under the permit, the permittee shall hire a certified water rights examiner to survey the appropriation. Within one year after the complete application of water to a beneficial use (or by the date allowed for the complete application of

required by OAR 690-315-0040(1)(c).

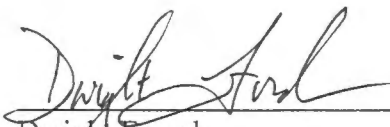
5. The Department has considered the reasonable diligence and good faith of the appropriator, the cost to appropriate and apply water to a beneficial purpose, the market and present demands for water to be supplied, the financial investment made and fair and reasonable return upon the investment, the requirements of other governmental agencies, and unforeseen events over which the permit holder had no control, whether denial of the extension will result in undue hardship to the applicant and whether there are no other reasonable alternatives for meeting water use needs, any other factors relevant to a determination of good cause, and has determined that the applicant has shown that good cause exists for an extension of time to apply water to full beneficial use pursuant to OAR 690-315-0040(1)(d).

Proposed Order

Based upon the foregoing Findings of Fact and Conclusions of Law, the Department proposes to issue an order to:

Extend the time to apply water to beneficial use under Permit R-14131 from October 1, 2009 to October 1, 2012.

DATED: October 12, 2010


Dwight French
Administrator
Water Rights & Adjudications Division

*If you have any questions,
please check the information
box on the last page for the
appropriate names and
phone numbers.*

Proposed Final Order Hearing Rights

1. Under the provisions of OAR 690-315-0100(1) and 690-315-0060, the applicant or any other person adversely affected or aggrieved by the proposed final order may submit a written protest to the proposed final order. The written protest must be received by the Water Resources Department no later than **November 26, 2010**, being 45 days from the date of publication of the proposed final order in the Department's weekly notice.
2. A written protest shall include:
 - a. The name, address and telephone number of the petitioner;
 - b. A description of the petitioner's interest in the proposed final order and if the protestant claims to represent the public interest, a precise statement of the public interest represented;

water to a beneficial use), the permittee shall submit a map of the survey and a new or revised claim of beneficial use as deemed appropriate by the Department.

- c. A detailed description of how the action proposed in the proposed final order would adversely affect or aggrieve the petitioner's interest;
 - d. A detailed description of how the proposed final order is in error or deficient and how to correct the alleged error or deficiency;
 - e. Any citation of legal authority supporting the petitioner, if known;
 - f. Proof of service of the protest upon the water right permit holder, if petitioner is other than the water right permit holder; and
 - g. The applicant or non-applicant protest fee required under ORS 536.050.
3. Within 60 days after the close of the period for requesting a contested case hearing, the Director shall:
- a. Issue a final order on the extension request; or
 - b. Schedule a contested case hearing if a protest has been submitted, and:
 - 1) Upon review of the issues, the Director finds there are significant disputes related to the proposed agency action; or
 - 2) The applicant submits a written request for a contested case hearing within 30 days after the close of the period for submitting protests.

-
- If you have any questions about statements contained in this document, please contact Scott Kudlemyer at 503-986-0813.
 - If you have questions about how to file a protest or if you have previously filed a protest and you want to know the status, please contact Patricia McCarty at 503-986-0819.
 - If you have any questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at 503-986-0801.
 - Address any correspondence to : Water Rights and Adjudications Division
725 Summer St NE, Suite A
Salem, OR 97301-1266
- Fax: 503-986-0901
-

Extension PFO Checklist for Other than Muni or Quasi-Municipal

Water Use Permits
(OAR 690-315-0010 through OAR 690-315-0060)

Application: R- 86125 Permit: R- 14131 Permit Amendment? No Yes T- _____ pending approved

Permit Holder's Name: Dunes City

Permit Holder's Mailing Address: P.O. Box 97, Westlake, OR 97439 email recorder@dunescityor.com

Phone Number: 541-977-3338

POD Location: Township _____ Range _____ Section _____ 1/4 _____

Drainage Basin: 2 County: Lane Watermaster District: 15 Watermaster: David Williams

Date Permit was issued: 2/3/2005

Priority Date: 10/28/2004

Date of PN: 12/29/2014

30

Source: Wohink Creek, tributary of Siltcoos River

Use: Stored water in Wohink Lane for multiple purpose

"Q": 41.0 AF

Orig "A" Date: _____

Orig "B" Date: 10/1/2009

Orig "C" Date: 10/1/2009

Extension request rec'd: 12/19/2014

Last Authorized "B" Date: 10/1/2012

Last Authorized "C" Date: 10/1/2012

Request Number (1, 2, 3...): 2nd

Proposed "B" Date: 10/1/2031

Proposed C Date: 10/1/2031

Conditions of Permit:

Condition Met?	Condition Not Met?	Permit Condition
<input checked="" type="checkbox"/>	<input type="checkbox"/>	meter installed
<input type="checkbox"/>	<input type="checkbox"/>	Water usage reporting <u>storage</u>
<input type="checkbox"/>	<input type="checkbox"/>	Fish passage
<input type="checkbox"/>	<input type="checkbox"/>	outlet pipe
<input type="checkbox"/>	<input type="checkbox"/>	

Factors to consider in determining "Reasonable Diligence" [OAR 690-315-0040(3)]:

Yes No

- Work was accomplished within the time allowed in the permit or previous extension
- Water right permit holder conformed with the permit or previous extension conditions
- Financial investments were made toward developing the beneficial water use.

- Amount Invested to date: \$80,000 Estimated Remaining Cost: \$ 65,000 22,000

- Beneficial use made of the water during the permit or previous extension time limits

- Permit holder has beneficially used _____ cfs gpm af of the total permitted quantity of water on _____ acres

GW REVIEW: Y (N) MAJB

MITIGATION REVIEW: Y (N)

Has the applicant pursued perfection of the right in good faith and with reasonable diligence? Yes No

Determination of the market and the present demand for water or power to be supplied:

Identify the closest surface water or localized water basin. Woahink Creek
Ground Water Permits: Is the POA located...
Surface Water Permits: Is the POD located...

- Yes No
- above a state scenic waterway? Name _____ Source: OWRD "Areas Above State Scenic Waterways" Map
 - within a stream segment designated as a federal wild and scenic river? Source: www.rivers.gov/wildriverslist.html
 - within a sensitive, threatened or endangered species area Source: "/gisdata/dev/projects/salmon/div33map.aml"
 - within a critical or limited Ground Water Area? Name of area _____
 - within a Withdrawn Area? Name of area _____
 - in a waterbody listed on the DEQ Section 303(d) List of Water Quality Limited Areas? Date added to list _____
 - within an area ranking low / moderate / high / highest for stream flow restoration needs Source: OWRD "Streamflow Restoration Needs" Maps (by region)

Based on the written record, can the Department make a finding of "Good Cause" to approve the extension request?

Yes... "Good Cause" can be found. Approval of Extension Request
No ... "Good Cause" cannot be found. Denial of Extension Request

Conditions to be included in Extension PFO (if applicable)? Yes No

(NOTE: Check the file record for documentation to add a condition(s) at the extension stage.)

- 5-year Progress Report Checkpoints (Years: _____) 2019, 2024, 2029
- Other: _____

Footnote regarding Claim of Beneficial Use. Choose the appropriate language below and insert as a footnote in the PFO:

- COBU Requirement - Surface/Ground Water - on or prior to July 9, 1987**
"For permits applied for or received on or before July 9, 1987, upon complete development of the permit, you must notify the Department that the work has been completed and either: (1) Hire a water right examiner certified under ORS 537.798 to conduct a survey, the original to be submitted as required by the Water Resources Department, for issuance of a water right certificate; or (2) Continue to appropriate water under the water right permit until the Water Resources Department conducts a survey and issues a water right certificate under ORS 537.250 or 537.625."
- COBU Requirement - Surface Water - post July 9, 1987**
"Pursuant to ORS 537.230(4), upon the completion of beneficial use of water allowed under the permit, the permit holder shall hire a certified water rights examiner to survey the appropriation. Within one year after the complete application of water to a beneficial use (or by the date allowed for the complete application of water to a beneficial use), the permit holder shall submit a map of the survey and the claim of beneficial use."
- COBU Requirement - Ground Water - post July 9, 1987**
"Pursuant to ORS 537.630(4), upon the completion of beneficial use of water allowed under the permit, the permit holder shall hire a certified water rights examiner to survey the appropriation. Within one year after the complete application of water to a beneficial use (or by the date allowed for the complete application of water to a beneficial use), the permit holder shall submit a map of the survey and the claim of beneficial use."

NOTES:

Extension "PFO" Dates

Mailing / Issuance Date: _____ Protest Deadline Date: _____

Reviewer's Name: Machelle Bambergue Date: 12-19-14

STATE OF OREGON

COUNTY OF LANE

PERMIT TO CONSTRUCT A RESERVOIR AND STORE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

DUNES CITY
PO BOX 97
WESTLAKE, OR 97439

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

APPLICATION FILE NUMBER: R-86125

SOURCE OF WATER: WOHINK CREEK, TRIBUTARY OF SILTCOOS RIVER

STORAGE FACILITY: WOHINK LAKE

PURPOSE OR USE OF THE STORED WATER: MULTIPLE PURPOSE

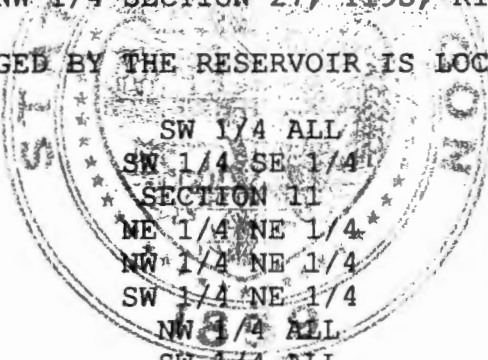
MAXIMUM STORAGE VOLUME: 410.0 ACRE FEET EACH YEAR

WATER MAY BE APPROPRIATED FOR STORAGE DURING THE PERIOD: OCTOBER 1
THROUGH JULY 31 OF EACH YEAR

DATE OF PRIORITY: OCTOBER 28, 2004

DAM LOCATION: NE 1/4 NW 1/4 SECTION 27, T19S, R12W, W.M.

THE AREA TO BE SUBMERGED BY THE RESERVOIR IS LOCATED AS FOLLOWS:



SW 1/4 ALL
SW 1/4 SE 1/4
SECTION 11
NE 1/4 NE 1/4
NW 1/4 NE 1/4
SW 1/4 NE 1/4
NW 3/4 ALL
SW 1/4 ALL
SE 1/4 ALL
SECTION 14
NE 1/4 NE 1/4
SE 1/4 NE 1/4
NE 1/4 SE 1/4
SE 1/4 SE 1/4
SECTION 15

NE 1/4 ALL
 SE 1/4 SW 1/4
 SE 1/4 ALL
 SECTION 22
 NE 1/4 NE 1/4
 NW 1/4 NE 1/4
 SE 1/4 NE 1/4
 NW 1/4 ALL
 NW 1/4 SW 1/4
 SW 1/4 SW 1/4
 SECTION 23
 NW 1/4 NW 1/4
 SW 1/4 NW 1/4
 SECTION 24
 NE 1/4 NE 1/4
 NW 1/4 NE 1/4
 SECTION 27

TOWNSHIP 19 SOUTH, RANGE 12 WEST, W.M.

Measurement, recording and reporting conditions:

WM → 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 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 permittee to report general water use information, including the place and nature of use of water under the permit.

OK 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 permittee shall install and maintain fish passage for adult and juvenile fish that is consistent with Oregon Department of Fish and Wildlife standards.

OK The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe, or the provision of other means to evacuate water when determined necessary by the Water Resources Director to satisfy prior downstream rights.

The permittee shall pass all live flow outside the storage season described above.

This permit does not provide for the appropriation of water for any out of reservoir uses, the maintenance of the water level or maintaining a suitable fresh water condition. If any water is used for out of reservoir uses, or any live flow is appropriated to maintain either the water level or a suitable freshwater condition, a secondary water right is required.

STANDARD CONDITIONS

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 prior rights for maintaining instream flows.

This permit does not authorize the permit holder to pursue this right in such a way as to interfere with or affect adjacent property not under the ownership of the permit holder.

The reservoir shall be filled and complete application of the stored water to the use shall be made on or before October 1, 2009.

Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use to the Oregon Water Resources Department.

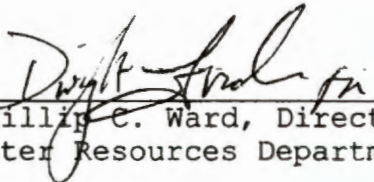
The claim of beneficial use shall be prepared by a Certified Water Right Examiner in conformance with the requirements of OAR 690-014 if an associated secondary permit exists for the use of stored water under this permit, or if the reservoir stores 9.2 or more acre-feet of water.

If no secondary permit exists and the reservoir stores less than 9.2 acre-feet of water, the claim of beneficial use need not be prepared by a Certified Water Right Examiner. The information submitted to the Oregon Water Resources Department shall include:

- (a) the dimensions of the reservoir;
- (b) the maximum capacity of the reservoir in acre-feet; and

- (c) a map identifying the location of the reservoir prepared in compliance with Water Resource Department standards.

Issued February 3 , 2005


 Phillip C. Ward, Director
 Water Resources Department

ASSIGNMENT OF PERMIT: Pursuant to ORS 537.220, this permit may be assigned to a party other than the permittee named hereon, if the land the permit is associated with changes ownership, or if the permittee is an organization whose name changes as a result of sale or merger. Request for Assignment forms are available from the Oregon Water Resources Department web site at <http://www.wrd.state.or.us/>, or may be requested from the Department at 503-986-0801 or Water Right Application Section, Oregon Water Resources Department, 725 Summer St NE Ste A, Salem OR 97301-1271.

MAILING ADDRESS CHANGES: If the mailing address of the permittee named hereon changes, it is important that the Oregon Water Resources Department be informed of the change. Address changes must be submitted in writing with the permittee's signature to Water Right Application Section, Oregon Water Resources Department, 725 Summer St NE Ste A, Salem OR 97301-1271.

REAL ESTATE TRANSACTIONS: Pursuant to ORS 537.330, in any transaction for the conveyance of real estate that includes any portion of the lands described in this permit, the seller of the real estate shall, upon accepting an offer to purchase that real estate, also inform the purchaser in writing whether any permit, transfer approval order, or certificate evidencing the water right is available and that the seller will deliver any permit, transfer approval order or certificate to the purchaser at closing, if the permit, transfer approval order or certificate is available.

CULTURAL RESOURCES PROTECTION LAWS: Permittees involved in ground-disturbing activities should be aware of federal and state cultural resources protection laws. ORS 358.920 prohibits the excavation, injury, destruction or alteration of an archeological site or object, or removal of archeological objects from public and private lands without an archeological permit issued by the State Historic Preservation Office. 16 USC 470, Section 106, National Historic Preservation Act of 1966 requires a federal agency, prior to any undertaking to take into account the effect of the undertaking that is included on or eligible for inclusion in the National Register. For further information, contact the State Historic Preservation Office at 503-378-4168, extension 232.

Application R-86125
 Basin 18

Water Resources Department
 VOLUME 3 SILTCOOS R & MISC

PERMIT R-14131
 15



Oregon Water Resources Department
 725 Summer Street NE, Suite A
 Salem Oregon 97301
 (503) 986-0900
 www.wrd.state.or.us

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DEC 18 2014

SALEM, OR

Application for Extension of Time for a Water Right Permit
 (Non-Municipal / Non-Quasi-municipal Water Use)

TO THE DIRECTOR OF THE OREGON WATER RESOURCES DEPARTMENT

I, City of Dunes City

NAME OF PERMIT HOLDER [OAR 690-315-0020(1) and (3)(a)]

the holder of: Application Number R-86125 Permit Number R-14131 [OAR 690-315-0020(3)(b)]

****A separate application must be submitted for each permit as per OAR 690-315-0020(2). ****

PO Box 97
 MAILING ADDRESS

97493
 CITY, STATE, ZIP

541-997-3338
 PHONE

recorder@dunescityor.com
 E-MAIL ADDRESS

X do hereby request that the time to apply water to full beneficial use under the terms and conditions of the permit, which now expires on Month 10 Day 1 Year 2012, be extended to October 30, Year 2031.

Please Note. If the permit **does** specify a date when **construction** must be **completed**, you should request to extend both the time to apply water to full beneficial use **and** to complete construction. These dates are typically found on the permit above the signature of the Director.

and

do hereby request that the time to complete construction of the water system, which now expires on Month 10 Day 1 Year 2012, be extended to October 30, Year 2031

Sign after completing the entire application, questions 1-11.

I am the permit holder, or have attached to this application written authorization from the permit holder, to apply for an extension of time under this permit. I understand that false or misleading statements in this extension application are grounds for OWRD to suspend processing of the request and/or reason to deny the extension. I have completed the entire application.

Fred Hilden _____ 12/16/14 _____
 Signature Date

Printed Name/Title Fred Hilden City Administrator _____

MAIL COMPLETED and SIGNED APPLICATION with the \$575 STATUTORY FEE TO:

Water Resources Department
Attn: Water Right Permit Extensions
725 Summer Street NE, Suite A
Salem, Oregon 97301

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Submit the following items with your Application for Extension of Time:

- **The signed and completed Application for Extension of Time.**
- **\$575 check to OWRD or Oregon Water Resources Department**
- **All supporting documentation and/or evidence referenced in the application.**

Reference materials needed to complete this Application:

- **Water right permit.** A copy of the water right permit can be downloaded from the Department's Website at <http://www.wrd.state.or.us> (using the link to the Water Rights Information System (WRIS)). A copy of the permit may be requested from the Water Rights Division at 503-986-0801 (copy fees will apply).
- **Documentation** which demonstrates compliance with permit conditions (for example, well construction logs; static water level measurement reports; annual water use reports; ODFW fish screen certification; a plan to monitor the effect of water use on ground water aquifers utilized under the permit; etc.).

Helpful information for completing this Application:

- Permit holders of **municipal or quasi-municipal water use permits DO NOT use this form.** The form *Application for Extension of Time for Municipal and Quasi-Municipal Water Use Permits* is at the following link: <http://www.wrd.state.or.us/OWRD/PUBS/forms.shtml#other>
- Request the reasonable amount of time necessary to fully complete construction of the water project and/or to fully use the permitted quantity of water under the permit terms & conditions.
- The attached *Instructions for Completing an Application for Extension of Time for a Water Right Permit* will help you answer each question on the application. If, after reading the instructions, you need assistance, please call the Extensions Specialist at 503-986-0900.
- Permit extensions are evaluated under OAR Chapter 690, Division 315, which may be viewed at: <http://www.wrd.state.or.us/OWRD/LAW/index.shtml>. Please note that OWRD may require additional information, if necessary, to evaluate the application per OAR 315-0020(3)(n).
- OWRD will review applications received for completeness and will return incomplete or deficient applications per OAR 690-315-0040(1)(a) to the applicant.

Questions to Complete this Application for Extension of Time

Please see the instruction sheet to help you answers these questions.

[OAR 690-315-0020(3)(d)]

1. Did the “actual construction” of the water system/well drilling begin within the time specified in the permit? Yes No N/A, if not specified in this permit

Date “actual construction” began is: 2004

Describe details of construction: Surveys to identify points of diversion have been completed, water meters to record usage have been installed and a database to track monthly usage has been completed. There are some on going water meters being installed.

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[OAR 690-315-0020(3)(e)(A)]

2-A. Please Describe how you have complied with each standard and special condition in the original permit [and, if applicable, conditions contained in any order approving a permit amendment and/or order approving a prior extension of time].

TIP: The instruction sheet explains which typical conditions must be addressed here.

Condition Number: Hand-number each condition on a copy of your permit (and, if applicable, any permit amendment and/or prior extension). Include a copy of your hand-numbered permit.

CHART-A

Condition Number	Date Satisfied	Describe How Permit Condition Has Been Satisfied
1	2004-2012	Ordinance & Resolutions adopted by City Council providing for property owners to use Dunes City's water right.
1	2004-Ongoing	Installation of water meters. Initial meter readings recorded at installation.
1	2004-Ongoing	Meters are read monthly and usage information is recorded. Monthly usage information is reported to OWRD.
2	2004-Ongoing	Agreements have been signed for all property owners using the water right providing for access to the meter by the watermaster.
3	2004	Fish passage was provided by the original Outlet Control Device. Provision to evacuate water for other downstream needs is facilitated by removing a board from the Outlet Control Device.

2-B. If you have NOT complied with all applicable conditions, explain the reasons why and indicate with a date certain (in the near future) when compliance will occur.

CHART-B

Condition Number	Date Will Comply	Explain Why Each Permit Condition Has NOT Been Satisfied
		N/A

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[OAR 690-315-0020(3)(e)]

3-A. Provide evidence of physical progress made toward completion of the water system and progress toward making beneficial use of water within the original permitted time period.

CHART-C (below) must be completed for all Application for Extension of Time requests. *Use chronological order.*

CHART-C

DATE	LIST & DESCRIBE WORK ACCOMPLISHED BEFORE PERMIT WAS ISSUED	COST*
2004-Ongoing	Ordinance & Resolutions adopted by City Council providing for property owners to use Dunes City's Water Right.	\$11,318.90
2004	Surveys to find points of diversion.	560.00
DATE	LIST & DESCRIBE WORK ACCOMPLISHED AFTER PERMIT WAS ISSUED and PRIOR TO DATE FOR COMPLETE APPLICATION OF WATER	COST*
	Date the permit was signed - find date above signature on last page of permit.	
2004-On Going	Installation of meters.	\$28,501.25
2005-2009	Completion and maintenance of meter reading database.	\$29,999.38
N/A	Date the permit specified "Actual Construction Work" shall begin ("A-Date") -not all permits contain this date.	
2005-On Going	Annual meter reading audits	\$19,758.62
2009	Date the permit specified complete application of water to the use shall be made ("C-Date") - all permits contain this date.	
DATE	LIST & DESCRIBE WORK ACCOMPLISHED AFTER DATE FOR COMPLETE APPLICATION OF WATER UP TO NOW Complete if this is your first request for extension of time.	COST*
*Total Cost for Chart-C		\$90,138.15

*** If exact cost is not known, please provide your best estimate.**

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DEC 18 2014
Revised April 11, 2014

SALEM, OR

IF this is your first Application for an Extension of Time, write NA in Chart D below and proceed to question 4 at the bottom of this page.

3-B) Provide evidence of physical progress made toward completion of the water system and progress toward making beneficial use of water within the most recent extension period.

If this **is not** your 1st Application for Extension of Time request, fill out CHART-D below in addition to CHART-C above. *Use chronological order.*

CHART-D

DATE	LIST AND DESCRIBE WORK ACCOMPLISHED DURING THE LAST EXTENSION PERIOD	COST*
	"Extended From" date for complete application of water used in the 1 st (or the most recent) Application for Extension of Time.	
2031	"Extended To" date for complete application of water resulting from the 1 st (or the most recent) Application for Extension of Time.	
DATE	LIST AND DESCRIBE WORK ACCOMPLISHED AFTER THE LAST EXPIRED EXTENSION PERIOD UP TO NOW	COST*
Total Cost of Chart-D		

*** If exact cost is not known, please provide your best estimate.**

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4. [OAR 690-315-0020(3)(f)]
Cost of project to date: _____
(The total combined cost from CHART-C and CHART-D)

5. Provide evidence of the maximum rate (or duty, if applicable) of water actually diverted for beneficial use under this permit and/or prior extensions of time (if any) made to date.

TIP: Report the rate used to date in the same units of measurement as specified in the permit. Unless full beneficial use has been made, this rate will be less than the rate authorized on the permit.

5-A) For Surface Water Permit Extensions (e.g. S-XXXX or R-XXXX):

Maximum measured rate used to date = _____ cfs (cubic feet per second)

or

Maximum measured rate used to date = _____ gpm (gallons per minute)

or

Acre-feet stored to date = _____ AF

5-B) For Ground Water Permit Extensions (e.g. G-XXXX):

TIP: Include information from ALL wells that pertain to this permit including wells not currently being used.

CHART-E

Well # as identified on Permit	Water User's Well #	Has this well been drilled?	IF DRILLED					If yes, provide the Permit, Certificate, or Transfer No.
			Well Log Number e.g. MORR 50473	Well Tag Number e.g. # 27566 or N/A	Is the actual drilled location authorized on this permit or on a permit amendment? (See 5-C below)	Maximum measured rate used from this well - - under this permit only (CFS or GPM)	Is this well authorized or utilized under any OTHER water rights?	
		Yes <input type="checkbox"/> No <input type="checkbox"/>			Yes <input type="checkbox"/> No <input type="checkbox"/>		Yes <input type="checkbox"/> No <input type="checkbox"/>	- -
		Yes <input type="checkbox"/> No <input type="checkbox"/>			Yes <input type="checkbox"/> No <input type="checkbox"/>		Yes <input type="checkbox"/> No <input type="checkbox"/>	- -
		Yes <input type="checkbox"/> No <input type="checkbox"/>			Yes <input type="checkbox"/> No <input type="checkbox"/>		Yes <input type="checkbox"/> No <input type="checkbox"/>	- -
		Yes <input type="checkbox"/> No <input type="checkbox"/>			Yes <input type="checkbox"/> No <input type="checkbox"/>		Yes <input type="checkbox"/> No <input type="checkbox"/>	- -
Total measured rate from all wells utilized under this permit								

5-C) If the drilled location of a well is not authorized on this permit, please specify its location below, or provide a map showing its location. Has or will a Permit Amendment Application been/be filed? Yes No

If a Permit Amendment Application has been filed: Transfer No. T-_____

Well # _____: Actual location: _____

Well # _____: Actual location: _____

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SALEM, OR

[OAR 690-315-0020(3)(e)(C)]

6. Provide the total number of acres actually irrigated to date under this permit (if any).

Surface Water Permits: I have applied water to _____ acres for irrigation to date.

Ground Water Permits: I have applied water to _____ acres for irrigation to date.

Please specify which wells are being utilized for this irrigation.

Well # _____ Acres _____ Well # _____ Acres _____

Well # _____ Acres _____ Well # _____ Acres _____

[OAR 690-315-0020(3)(j)]

7. Provide a summary of future plans and a schedule to complete construction of the water system, and/or apply water to full beneficial use under the permit terms and conditions.

CHART-F

APPROXIMATE DATE RANGE (projected)	LIST & DESCRIBE WORK TO BE ACCOMPLISHED TO COMPLETE WATER DEVELOPMENT (projected)	ESTIMATED COST (projected)
2025	Acquire ownership and easements for access to the Output Control Structure	\$30,000.00
2026	Hire Certified Water Right Examiner to prepare Claim of Beneficial Use and submit to OWRD	\$35,000.00
Year:	Date intend to apply water to full beneficial use under the terms and conditions of this permit.	
8.	Estimated remaining total cost to complete the water development: [OAR 690-315-0020(3)(g)]	\$65,000

[OAR 690-315-0020(3)(h)]

9. Describe the reasons why the water development was not constructed, and/or water was not beneficially used within permit time limits. Provide supporting information for the reason(s) that best fits your circumstances (A, B, C or D).

9-A) Is the project of a size and scope that was originally planned to be phased in over a time frame longer than the one allowed in the permit? If yes, describe.

N/A

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SALEM, OR

9-B) Did the financial resources needed to develop the project preclude completion of the project within authorized time frames? If yes, describe.

Yes, We are writing grants for this project now. We had to wait for grant opening dates and funds available from those agencies.

9-C) Did good faith attempts to comply with other agency permit conditions and/or acquire permits from other agencies, or otherwise comply with government regulations, delay completion of the project? If yes, describe.

Understanding the need to acquire and acquisition of the Outlet Control Structure and the easement needed for maintenance have taken substantially longer than anticipated. We are in negotiations with property owners for an easement on their property to reach the Outlet Control Structure

9-D) Have other unforeseen events delayed full development of the water system and use of water within the authorized time frames? If yes, describe.

N/A

[OAR 690-315-0020(3)(k)]

10. **Justify the time requested to complete the project and/or apply the water to full beneficial use.** Your justification should combine information from your answers from Questions 2-B, 7, 8, and 9 of this Application for Extension of Time. Include any other information or evidence to establish that the requested amount of time is sufficient and that you will be able to complete the project within the amount of time requested.

Waiting on grants and funding will take time to accumulate. We will then purchase land or acquire an easement. After that is accomplished we may need to build a road to the Outlet Control Structure. Being a small city with a limited number of staff this project has taken longer than expected. We are requesting time to put this into action.

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11. **Provide any other information you wish OWRD to consider while evaluating your Application for Extension of Time.**

N/A

Thank you for submitting a complete and accurate application. Remember to sign the front page. If you have questions or need assistance, please ask to speak with the Department's Extension Specialist by calling 503-986-0900 during business hours.

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INSTRUCTIONS FOLLOW ON NEXT PAGE

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DEC 18 2014

SALEM, OR

BAMBERGER Machelie A

From: Dunes City Recorder <recorder@dunescityor.com>
To: BAMBERGER Machelie A
Sent: Monday, December 22, 2014 1:41 PM
Subject: Read: Permit R-14131 application for an extension of time questions

Your message

To:
Subject: Permit R-14131 application for an extension of time questions
Sent: Monday, December 22, 2014 9:38:38 PM (UTC) Coordinated Universal Time

was read on Monday, December 22, 2014 9:40:52 PM (UTC) Coordinated Universal Time.

Oregon Water Resources Department
Water Rights Division

Water Rights Application
Number R-86125

Final Order
Extension of Time for Permit Number R-14131

Appeal Rights

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. A request for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either file for judicial review, or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

Application History

Permit R-14131 was issued by the Department on February 3, 2005. The permit called for complete application of water to beneficial use by October 1, 2009. On March 4, 2010, the City of Dunes City submitted to the Department an Application for Extension of Time for Permit R-14131. In accordance with OAR 690-315-0050(2), on October 12, 2010, the Department issued a Proposed Final Order proposing to extend the time to fully apply water to beneficial use to October 1, 2012. The protest period closed November 26, 2010, in accordance with OAR 690-315-0060(1). No protest was filed.

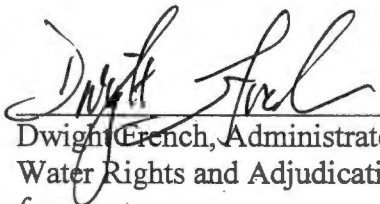
At time of issuance of the Proposed Final Order the Department concluded that, based on the factors demonstrated by the applicant, the permit may be extended subject to no additional conditions.

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

Order

The extension of time for Application R-86125, Permit R-14131, therefore, is approved. The deadline for applying water to full beneficial use is extended to October 1, 2012.

DATED: January 21, 2011


Dwight French, Administrator of
Water Rights and Adjudications
for
Phillip C. Ward, Director

-
- If you have any questions about statements contained in this document, please contact Jerry Gainey at (503) 986-0812.
 - If you have other questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at (503) 986-0900
-

Mailing List for Extension FO Copies

Note: Include a copy of the "Important Notice" document along with the original copy of the Final Order being sent to the permit holder.

FO Date: January 21, 2011

Copies Mailed

**Application R-86125
Permit R-14131**

By: MS
On: 1/21/11

Original mailed to permit holder

City of Dunes City
PO Box 97
Westlake, OR 97493

Copies sent to:

- 1. WRD - App. File R-86125/ Permit R-14131
- 2. WRD - Watermaster District 2, Michael Mattick
- 3. ~~WRD - Support Staff, Salem~~

Fee paid as specified under ORS 536.050 to receive copy:

- 4. None

Receiving via e-mail (10 AM day of signature date)

- 5. None

CASEWORKER: MCS

Mailing List for Extension PFO Copies

PFO Date: October 12, 2010

Copies Mailed

**Application R-86125
Permit R-14131**

By: MS
On: 10/12/10

Original mailed to Applicant:

City of Dunes City
PO Box 97
Westlake, OR 97493

Copies sent to:

1. WRD - App. File R-86125 / Permit R-14131
2. WRD - Watermaster District 2, Michael Mattick

Fee paid as specified under ORS 536.050 to receive copy:

3. None

Receiving via e-mail (10 AM Tuesday of signature date)

4. None

CASEWORKER: MCS



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department
North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1271
503-986-0900
FAX 503-986-0904

March 16, 2010

REFERENCE: Application for Extension of Time

Dear Extension of Time Applicant:

The Water Rights Section has received your application for an extension of time for **APPLICATION FILE#: R-86125 (PERMIT#: R-14131)**. Your application will be reviewed in the near future. Following the review, you will receive a Proposed Final Order either approving or rejecting the extension of time request. A 45-day protest period begins upon issuance of the Proposed Final Order. After the protest period closes, a Final Order is issued.

If you have questions concerning your extension of time application, please contact Scott Kudlemyer at (503) 986-0813. For general information about the Water Resources Department, you may contact the Water Resources' Customer Service Group at (503) 986-0801 or you may access the Department's Internet home page at: "www.wrd.state.or.us".

Non-Muni
~~Municipal or Quasi-Municipal~~

Extension PFO Checklist for Water Use Permits

issued after November 2, 1998

(OAR 690-315-0010 through OAR 690-315-0060)

Application: R- 86125 Permit: R- 14131 Permit Amendment? No Yes T- pending approved

Permit Holder's Name: City of Dunes City Attn: _____

Permit Holder's Mailing Address: PO Box 97 Westlake OR, 97493 e-mail dunescityrecorder@charterinternet.com

Phone Number: 541-997-3338

POD Location: Township 19 S Range 12 W Section 27 $\frac{1}{4}$ $\frac{1}{4}$ NENW

Drainage Basin: 18 County: Lane Watermaster District: 2 Watermaster: Michael Mattick

Date Permit was issued: 2/3/2005

Priority Date: 10/28/2004

Date of PN: 3/16/2010

Source: Woahink Lake, tributary of Siltcoos Lake

Use: ~~Municipal~~ ~~Quasi Municipal~~ Multipurpose

"Q": 410 AF each year

Orig "A" Date: _____

Orig "B" Date: 10/1/

Orig "C" Date: 10/1/2009

Extension request rec'd: 3/4/2010

Last Authorized "B" Date: 10/1/

Last Authorized "C" Date: 10/1/2009

Request Number (1, 2, 3...): 1

Proposed "B" Date: 10/1/

Proposed C Date: 10/1/2012

Conditions of Permit:

Condition Met?	Condition Not Met?	Permit Condition
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Install Meter
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Report monthly water use annually
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Fish Passage/Fish Way
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Outlet Pipe
<input type="checkbox"/>	<input type="checkbox"/>	

Factors to consider in determining "Reasonable Diligence" [OAR 690-315-0040(3)]:

- Yes No
- Work was accomplished within the time allowed in the permit or previous extension
 - Water right permit holder conformed with the permit or previous extension conditions
 - Beneficial use made of the water during the permit or previous extension time limits
 - Permit holder has beneficially used 400 cfs gpm af Undeveloped portion 10 cfs gpm af
 - Financial investments were made toward developing the beneficial water use.
 - Amount Invested to date: \$77,138 Estimated Remaining Cost: \$50,000

Has the applicant pursued perfection of the right in good faith and with reasonable diligence? Yes No

Population _____ (Year) _____ Growth _____ % Population _____ by (Year) _____ Calculated? Yes

Peak Demand _____ cfs/gpm (Year) _____ Peak Demand _____ cfs/gpm by (Year) _____ Calculated? Yes

1444-2019

Application: - Permit: - Township Range Section

Determination of the market and the present demand for water or power to be supplied:

Identify the closest surface water or localized water basin.

Ground Water Permits: Is the POA located...

Surface Water Permits: Is the POD located...

Yes No

- checkboxes for scenic waterway, stream segment, sensitive area, Ground Water Area, Withdrawn Area, waterbody listed, and stream flow restoration needs.

Based on the written record, can the Department make a finding of "Good Cause" to approve the extension request?

Yes... "Good Cause" can be found. [X] Approval of Extension Request

No ... "Good Cause" cannot be found. [] Denial of Extension Request

Conditions to be included in Extension PFO (if applicable)? Yes [] No [X]

(NOTE: Check the file record for documentation to add a condition(s) at the extension stage.)

- checkboxes for Max "Q" Development Limitations and Div. 86 Water Management and Conservation Plan, and Other.

Footnote regarding Claim of Beneficial Use. Choose the appropriate language below and insert as a footnote in the PFO:

- checkboxes for COBU Requirement - Surface/Ground Water - on or prior to July 9, 1987; COBU Requirement - Surface Water - post July 9, 1987; and COBU Requirement - Ground Water - post July 9, 1987.

NOTES:

Extension "PFO" Dates Mailing / Issuance Date: Protest Deadline Date: Reviewer's Name: Date:

Before submitting your Application for Extension of Time, make sure the following items are included:

- This completed Application for Extension of Time.
- Statutory fee of \$500.
- Signature page (last page of this Application for Extension of Time).
- All supporting documentation and/or evidence referenced in the Application for Extension of Time.

MAIL COMPLETED APPLICATION

along with the

\$500 STATUTORY FEE TO:

**Water Resources Department
Attn: Water Right Permit Extensions
725 Summer Street NE, Suite A
Salem, Oregon 97301**

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GENERAL TIPS:

- Permit holders of municipal or quasi-municipal water use permits **DO NOT** use this form. The correct form is *Application for Extension of Time for Municipal and Quasi-Municipal Water Use Permits*, available at the following link:
<http://www.wrd.state.or.us/OWRD/PUBS/forms.shtml#other>
- Request the reasonable amount of time necessary to fully complete the water construction project and/or to fully use the permitted quantity of water under the terms and conditions of your permit. Should this request be approved, it will be OWRD's expectation that you will complete your project within the new time period allowed. Future extensions may not be granted.
- A separate Application for Extension of Time must be submitted for each permit. OAR 690-315-0020(2).
- An instruction sheet (Instructions for Filling Out Extension of Time Application for Permits) provides details that will help you answer each question on the application. Permit extensions are evaluated under OAR Chapter 690, Division 315. These rules may be viewed at:
<http://www.wrd.state.or.us/OWRD/LAW/index.shtml>.

- You may provide OWRD with any additional information or evidence that will aid us in making our decision. Please note that OWRD may require other information that is necessary to evaluate the application. OAR 315-0020(3)(n).
- After careful review of the Application for Extension of Time, you may contact OWRD at (503) 986-0900, to ask questions and request assistance from a Permit Extensions Specialist in the Water Rights and Adjudications Division.
- Once an Application for Extension of Time is received by OWRD, it will be reviewed for completeness. OWRD will return any incomplete or deficient applications to the applicant. OAR 690-315-0040(1)(a).

Reference Materials Needed to Complete this Application:

- The water right permit. If needed, a copy of the water right permit can be downloaded from the Department's Website at <http://www.wrd.state.or.us> (find the link to the Water Rights Information System (WRIS)). Or, a copy of the permit (or other documents) may be requested by water right application number from the Water Rights Division at 503-986-0900 (copy fees will apply).
- Documentation which demonstrates compliance with permit conditions (for example, well construction logs; static water level measurement reports; annual water use reports; ODFW fish screen certification; a plan to monitor the effect of water use on ground water aquifers utilized under the permit; etc.).

Answer the Following Questions to Complete this Application for Extension of Time

[OAR 690-315-0020(3)(d)]

1. Did the actual construction of the water system/well drilling begin within the time specified in the permit? Yes No **(No date specified in this permit.)**



TIP: *Not all permits specify a date by which construction was to begin.*

Date construction began is: 2004

Details of construction: Surveys to identify points of diversion have been completed, water meters to record usage have been installed and a database to track monthly usage has been completed.

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SALEM, OREGON

2. Permits typically contain standard or special conditions that must be satisfied to lawfully develop and use permitted water. In the development of this water right, have you satisfied the conditions contained in your permit? Yes No

2-A) Describe how you have complied with each condition contained in the original permit [and, if applicable, each condition contained in any order approving a permit amendment and/or a final order approving a prior extension of time]. Include the date when the condition was satisfied.



TIP: The instruction sheet for the Application for Extension of Time provides an explanation of the typical conditions that must be addressed in this question.

CHART-A

Condition No. **	Date Satisfied	Describe How Permit Condition Has Been Satisfied
1	2004 - Ongoing	Ordinance & Resolutions adopted by City Council providing for property owners to use Dunes City's water right.
1	2004 - Ongoing	Installation of water meters. Initial meter readings recorded at installation.
1	Ongoing	Meters are read monthly and usage information is recorded.
1	Ongoing	Monthly usage information is reported to OWRD.
2	2004 - Ongoing	Agreements have been signed for all property owners using the water right providing for access to the meter by the watermaster.
3		Fish passage was provided by the original Output Control Device.
4		Provision to evacuate water for other downstream needs is facilitated by removing a board(s) from the Output Control Device.

** Condition No: Hand-number each condition on a copy of your permit (and, if applicable, permit amendment and prior extension).

2-B) If you have NOT complied with all applicable conditions, explain the reasons why and indicate with a date certain (in the near future) when compliance will occur.

CHART-B

Condition No.**	Date Will Comply	Explain Why Each Permit Condition Has NOT Been Satisfied

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** Condition No: Hand-number each condition on a copy of your permit (and, if applicable, permit amendment and prior extension).

3. Provide evidence of physical progress made toward completion of the water system, and of progress made toward making beneficial use of water within the permitted time period (CHART-C); and if applicable, within the time period of the most recent extension granted (CHART-D).

3-A) CHART-C (below) must be completed for all Application for Extension of Time requests. Use chronological order.

CHART-C

DATE	WORK ACCOMPLISHED BEFORE PERMIT WAS ISSUED <i>List any work done before the permit was issued – eg. well drilled.</i>	COST*
2004 – Ongoing	Ordinance & Resolutions adopted by City Council providing for property owners to use Dunes City's water right.	\$11,318.90
2004	Surveys to find points of diversion	\$560.00

DATE	WORK ACCOMPLISHED AFTER PERMIT WAS ISSUED <i>and PRIOR TO DATE SPECIFIED IN PERMIT FOR COMPLETE APPLICATION OF WATER</i> <i>List work/actions done during the permitted time period.</i>	COST*
2/3/2005	Date the permit was signed - find date above signature on last page of permit.	
2004-2009	Installation of meters	\$28,501.25
2005-2009	Completion and maintenance of meter reading database	\$29,999.38
2005-2009	Annual meter reading audits	\$6,758.62
N/A	Date the permit specified "Actual Construction Work" shall begin ("A-Date") -not all permits contain this date.	
10/1/2009	Date the permit specified complete application of water to the use shall be made ("C-Date") - all permits contain this date.	

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CHART-C (continued)

DATE	WORK ACCOMPLISHED AFTER "C-DATE" <i>COMPETE ONLY IF THIS IS YOUR 1st APPLICATION FOR EXTENSION OF TIME: List work done after the date specified in the permit for complete application of water up to the date of this Application for Extension of Time.</i>	COST*
Total Cost for Chart-C		\$77,138.15

* If exact cost is not known, you must provide your best estimate.

3-B) If this is not your 1st Application for Extension of Time request, fill out CHART-D below (in addition to CHART-C above). Use chronological order.

CHART-D

DATE	WORK ACCOMPLISHED DURING THE LAST EXTENSION PERIOD <i>List all work done during the last authorized extension period.</i>	COST*
N/A	"Extended From" date for complete application of water used in the 1 st (or the most recent) Application for Extension of Time.	
10/1/	"Extended To" date for complete application of water resulting from the 1 st (or the most recent) Application for Extension of Time.	

CHART-D (Continued)

DATE	WORK ACCOMPLISHED AFTER THE LAST EXTENSION PERIOD EXPIRED <i>List all work done after the last authorized date for complete application of water up to the date of this Application for Extension of Time.</i>	COST*
Total Cost of Chart-D		

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SALEM, OREGON

* If exact cost is not known, you must provide your best estimate.

[OAR 690-315-0020(3)(f)]

4. Cost of project to date: \$77,138.15
(The total combined cost from CHART-C and CHART-D)

[OAR 690-315-0020(3)(e)(B)]

5. Provide evidence of the maximum rate (or duty, if applicable) of water diverted for beneficial use under this permit and/or prior extensions of time (if any) made to date.



TIP: Report the rate used to date. Unless full beneficial use has been made, this rate will be less than the rate authorized on the permit.

5-A) For Surface Water Permit Extensions (e.g. S-XXXX or R-XXXX):



TIP: Report the rate in the same units of measurement as specified in the permit.

Maximum rate used to date = N/A cfs (cubic feet per second) or,

Maximum rate used to date = N/A gpm (gallons per minute) or,

Acre-feet stored to date = Estimate 400 AF

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5-B) For Ground Water Permit Extensions (e.g. G-XXXX):



TIP: Include information from ALL wells that pertain to this permit, including drilled wells not currently used.

CHART-E

Well # as identified on Permit	Water User's Well #	Has this well been drilled?	IF DRILLED					If yes, provide the Permit, Certificate, or Transfer No.
			Well Log Number e.g. MORR 50473	Well Tag Number e.g. # 27566 or N/A	Is the actual drilled location authorized on this permit or on a permit amendment? (See 5-C below)	Maximum instantaneous rate used from this well -- under <u>this permit only</u> (CFS or GPM)	Is this well authorized or utilized under additional water rights?	
		Yes <input type="checkbox"/> No <input type="checkbox"/>			Yes <input type="checkbox"/> No <input type="checkbox"/>		Yes <input type="checkbox"/> No <input type="checkbox"/>	- -
		Yes <input type="checkbox"/> No <input type="checkbox"/>			Yes <input type="checkbox"/> No <input type="checkbox"/>		Yes <input type="checkbox"/> No <input type="checkbox"/>	- -
		Yes <input type="checkbox"/> No <input type="checkbox"/>			Yes <input type="checkbox"/> No <input type="checkbox"/>		Yes <input type="checkbox"/> No <input type="checkbox"/>	- -
		Yes <input type="checkbox"/> No <input type="checkbox"/>			Yes <input type="checkbox"/> No <input type="checkbox"/>		Yes <input type="checkbox"/> No <input type="checkbox"/>	- -
Total instantaneous rate from all wells utilized under this permit								

5-C) If the drilled location of a well is not authorized on this permit, please specify its location below, or provide a map showing its location. Has or will a permit amendment application been/be filed? Yes No

If a Permit Amendment Application has been filed: Transfer No. T-_____

Well # _____: Actual location: _____

Well # _____: Actual location: _____

[OAR 690-315-0020(3)(e)(C)]

6. Provide the total number of acres irrigated to date under this permit (if applicable).

Total acres irrigated to date: N/A

Ground Water Permits: Please specify which wells are being utilized for this irrigation.

Well # _____ Acres _____ Well # _____ Acres _____

Well # _____ Acres _____ Well # _____ Acres _____

[OAR 690-315-0020(3)(j)]

7. Provide a summary of your future plans and schedule to complete the construction of the water system, and/or apply water to full beneficial use under the terms and conditions of the permit.

CHART-F

APPROXIMATE DATE RANGE (projected)	WORK OR ACTION TO BE ACCOMPLISHED (projected)	ESTIMATED COST (projected)
2010 – 2011	Acquire ownership and easements for access to the Output Control Structure	\$20,000.00
2011	Hire Certified Water Right Examiner to prepare Claim of Beneficial Use and submit to OWRD.	\$30,000.00
Year:	Date intend to apply water to full beneficial use under the terms and conditions of this permit.	
Total Cost		\$50,000.00

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[OAR 690-315-0020(3)(g)]

8. Estimated remaining cost to complete the project: \$50,000.00
(The total cost from CHART-F)

[OAR 690-315-0020(3)(h)]

9. List the reasons why the project was not constructed, and/or water was not beneficially used within permit time limits. Provide supporting information for the reason(s) that best fits your circumstances (A, B, C or D).

9-A) The project is of a size and scope that was originally planned to be phased in over a time frame longer than the one allowed in the permit.

N/A

9-B) The financial resources needed to develop the project precluded completion of the project within authorized time frames.

N/A

9-C) Good faith attempts to comply with permit conditions and/or acquire permits from other agencies, or otherwise comply with government regulations, delayed completion of the project.

Understanding the need to acquire and acquisition of the Output Control Structure and the easement needed for maintenance have taken substantially longer than anticipated.

9-D) Acts of God or other unforeseen events delayed full development of the water system and use of water within the authorized time frames.

N/A

[OAR 690-315-0020(3)(k)]

10. Justify the time requested to complete the project and/or apply the water to full beneficial use. Your justification should combine information from your answers from Questions 2-B, 7, 8, and 9 of this Application for Extension of Time, and should also include any other information or evidence to establish that the requested amount of time is sufficient and that you will be able to complete the project within the amount of time requested.

The remaining items to complete will require at least 18 – 24 months. We have requested a 36 month extension.


11. Provide any other information you wish OWRD to consider while evaluating your Extension of Time Application.

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I am the permit holder, or have authorization from the permit holder, to apply for an extension of time under this permit. I understand that false or misleading statements in this extension application are grounds for OWRD to suspend processing of the request and/or reason to deny the extension.


Signature

3/2/10
Date

Mailing List for FO Copies

Application #R-86125

Print Date : January 24, 2005

Original mailed to Applicant:

DUNES CITY, PO BOX 97, WESTLAKE, OR 97439

Copies sent to:

1. WRD - File # R-86125 ✓
2. WRD - Water Availability: Ken Stahr (WAB= 18-517) ✓

FO, Map, and Fact Sheet Copies sent to:

3. WRD - Watermaster; 15 ✓
4. WRD - REGION: SWR ✓
5. WRD - Dave Jarrett ✓



Copies sent to Other Interested Persons (CWRE, Agent, Commenter, etc.)

5. _Richard Anderson, 83435 Highway 101, Florence, OR 97439 ✓
6. _____
7. _____
8. _____
9. _____
10. _____
11. _____

"\$10 LETTER" sent to Interested Persons who have not protested or paid for copies

1. _____
2. _____
3. _____

CASEWORKER : AMH

Oregon Water Resources Department

Water Rights Application
Number R-86125

Final Order

Appeal Rights

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

Application History

On OCTOBER 28, 2004, DUNES CITY submitted an application to the Department for a water use permit. Pursuant to ORS 537.409, the Department provided public notice of the application in the Department's weekly public notice. A 60 day comment period followed.

The Department **has not** received adverse comments related to the possible issuance of the attached permit.

The Department **has** received comments from Oregon Department of Fish and Wildlife related to the possible issuance of the attached permit. Permit Number R-14131 is conditioned to address the issues raised in those comments.

Water is available for the proposed use as described in the attached permit.

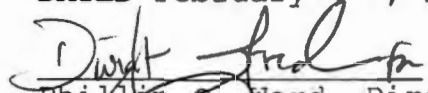
The use, as described on the attached permit, will not injure any existing water rights and does not pose potential detrimental impacts to existing fishery resources.

Therefore, the proposed use would not impair or be detrimental to the public interest.

Order

Application R-86125 therefore is approved pursuant to ORS 537.409, and Permit Number R-14131 is issued as limited by the conditions contained therein.

DATED February 3, 2005


Phillip C. Ward, Director
Water Resources Department

This document was prepared by Anita Huffman. If you have any questions about any of the statements contained in this document I am the most likely the best person to answer your questions. You can reach me at 503-986-0815.

If you have questions about how to file a protest or if you have previously filed a protest and want to know the status, please contact Mike Reynolds at 503-986-0820.

If you have other questions about the Department or any of its programs please contact our Water Rights Information Group at 503-986-0801. Address all other correspondence to: Water Rights Section, Oregon Water Resources Department, 725 Summer St NE Ste A, Salem OR 97301-1271, Fax: 503-986-0901.

STATE OF OREGON

COUNTY OF LANE

PERMIT TO CONSTRUCT A RESERVOIR AND STORE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

DUNES CITY
PO BOX 97
WESTLAKE, OR 97439

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

APPLICATION FILE NUMBER: R-86125

SOURCE OF WATER: WOAĤINK CREEK, TRIBUTARY OF SILTCOOS RIVER

STORAGE FACILITY: WOAĤINK LAKE

PURPOSE OR USE OF THE STORED WATER: MULTIPLE PURPOSE

MAXIMUM STORAGE VOLUME: 410.0 ACRE FEET EACH YEAR

WATER MAY BE APPROPRIATED FOR STORAGE DURING THE PERIOD: OCTOBER 1
THROUGH JULY 31 OF EACH YEAR

DATE OF PRIORITY: OCTOBER 28, 2004

DAM LOCATION: NE 1/4 NW 1/4 SECTION 27, T19S, R12W, W.M.

THE AREA TO BE SUBMERGED BY THE RESERVOIR IS LOCATED AS FOLLOWS:

SW 1/4 ALL
SW 1/4 SE 1/4
SECTION 11
NE 1/4 NE 1/4
NW 1/4 NE 1/4
SW 1/4 NE 1/4
NW 1/4 ALL
SW 1/4 ALL
SE 1/4 ALL
SECTION 14
NE 1/4 NE 1/4
SE 1/4 NE 1/4
NE 1/4 SE 1/4
SE 1/4 SE 1/4
SECTION 15

NE 1/4 ALL
SE 1/4 SW 1/4
SE 1/4 ALL
SECTION 22
NE 1/4 NE 1/4
NW 1/4 NE 1/4
SE 1/4 NE 1/4
NW 1/4 ALL
NW 1/4 SW 1/4
SW 1/4 SW 1/4
SECTION 23
NW 1/4 NW 1/4
SW 1/4 NW 1/4
SECTION 24
NE 1/4 NE 1/4
NW 1/4 NE 1/4
SECTION 27

TOWNSHIP 19 SOUTH, RANGE 12 WEST, W.M.

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 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 permittee to report general water use information, including the place and nature of use of water under the permit.
- 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 permittee shall install and maintain fish passage for adult and juvenile fish that is consistent with Oregon Department of Fish and Wildlife standards

The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe, or the provision of other means to evacuate water when determined necessary by the Water Resources Director to satisfy prior downstream rights.

The permittee shall pass all live flow outside the storage season described above.

This permit does not provide for the appropriation of water for any out of reservoir uses, the maintenance of the water level or maintaining a suitable fresh water condition. If any water is used for out of reservoir uses, or any live flow is appropriated to maintain either the water level or a suitable freshwater condition, a secondary water right is required.

STANDARD CONDITIONS

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 prior rights for maintaining instream flows.

This permit does not authorize the permit holder to pursue this right in such a way as to interfere with or affect adjacent property not under the ownership of the permit holder.

The reservoir shall be filled and complete application of the stored water to the use shall be made on or before October 1, 2009.

Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use to the Oregon Water Resources Department.

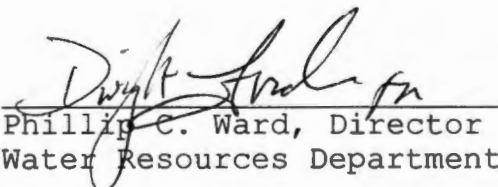
The claim of beneficial use shall be prepared by a Certified Water Right Examiner in conformance with the requirements of OAR 690-014 if an associated secondary permit exists for the use of stored water under this permit, or if the reservoir stores 9.2 or more acre-feet of water.

If no secondary permit exists and the reservoir stores less than 9.2 acre-feet of water, the claim of beneficial use need not be prepared by a Certified Water Right Examiner. The information submitted to the Oregon Water Resources Department shall include:

- (a) the dimensions of the reservoir;
- (b) the maximum capacity of the reservoir in acre-feet; and

- (c) a map identifying the location of the reservoir prepared in compliance with Water Resource Department standards.

Issued February 3 , 2005


Phillip C. Ward, Director
Water Resources Department

ASSIGNMENT OF PERMIT: Pursuant to ORS 537.220, this permit may be assigned to a party other than the permittee named hereon, if the land the permit is associated with changes ownership, or if the permittee is an organization whose name changes as a result of sale or merger. Request for Assignment forms are available from the Oregon Water Resources Department web site at <http://www.wrd.state.or.us/>, or may be requested from the Department at 503-986-0801 or Water Right Application Section, Oregon Water Resources Department, 725 Summer St NE Ste A, Salem OR 97301-1271.

MAILING ADDRESS CHANGES: If the mailing address of the permittee named hereon changes, it is important that the Oregon Water Resources Department be informed of the change. Address changes must be submitted in writing with the permittee's signature to Water Right Application Section, Oregon Water Resources Department, 725 Summer St NE Ste A, Salem OR 97301-1271.

REAL ESTATE TRANSACTIONS: Pursuant to ORS 537.330, in any transaction for the conveyance of real estate that includes any portion of the lands described in this permit, the seller of the real estate shall, upon accepting an offer to purchase that real estate, also inform the purchaser in writing whether any permit, transfer approval order, or certificate evidencing the water right is available and that the seller will deliver any permit, transfer approval order or certificate to the purchaser at closing, if the permit, transfer approval order or certificate is available.

CULTURAL RESOURCES PROTECTION LAWS: Permittees involved in ground-disturbing activities should be aware of federal and state cultural resources protection laws. ORS 358.920 prohibits the excavation, injury, destruction or alteration of an archeological site or object, or removal of archeological objects from public and private lands without an archeological permit issued by the State Historic Preservation Office. 16 USC 470, Section 106, National Historic Preservation Act of 1966 requires a federal agency, prior to any undertaking to take into account the effect of the undertaking that is included on or eligible for inclusion in the National Register. For further information, contact the State Historic Preservation Office at 503-378-4168, extensior 232.

STATE OF OREGON

COUNTY OF LANE

PERMIT TO CONSTRUCT A RESERVOIR AND STORE THE PUBLIC WATERS

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SOURCE OF WATER: WOAÑINK CREEK, TRIBUTARY OF SILTCOOS RIVER

STORAGE FACILITY: WOAÑINK LAKE

PURPOSE OR USE OF THE STORED WATER: MULTIPLE PURPOSE

MAXIMUM STORAGE VOLUME: 410.0 ACRE FEET EACH YEAR

WATER MAY BE APPROPRIATED FOR STORAGE DURING THE PERIOD: OCTOBER 1
THROUGH JULY 31 OF EACH YEAR

DATE OF PRIORITY: OCTOBER 28, 2004

DAM LOCATION: NE 1/4 NW 1/4 SECTION 27, T19S, R12W, W.M.

THE AREA TO BE SUBMERGED BY THE RESERVOIR IS LOCATED AS FOLLOWS:

SW 1/4 ALL
SW 1/4 SE 1/4
SECTION 11
NE 1/4 NE 1/4*
NW 1/4 NE 1/4
SW 1/4 NE 1/4
NW 1/4 ALL
SW 1/4 ALL
SE 1/4 ALL
SECTION 14
NE 1/4 NE 1/4
SE 1/4 NE 1/4
NE 1/4 SE 1/4
SE 1/4 SE 1/4
SECTION 15

NE 1/4 ALL
SE 1/4 SW 1/4
SE 1/4 ALL
SECTION 22
NE 1/4 NE 1/4
NW 1/4 NE 1/4
SE 1/4 NE 1/4
NW 1/4 ALL
NW 1/4 SW 1/4
SW 1/4 SW 1/4
SECTION 23
NW 1/4 NW 1/4
SW 1/4 NW 1/4
SECTION 24
NE 1/4 NE 1/4
NW 1/4 NE 1/4
SECTION 27

TOWNSHIP 19 SOUTH, RANGE 12 WEST, W.M.

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 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 permittee to report general water use information, including the place and nature of use of water under the permit.
- 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 permittee shall install and maintain fish passage for adult and juvenile fish that is consistent with Oregon Department of Fish and Wildlife standards

The storage of water allowed herein is subject to the installation and maintenance of an outlet pipe, or the provision of other means to evacuate water when determined necessary by the Water Resources Director to satisfy prior downstream rights.

The permittee shall pass all live flow outside the storage season described above.

This permit does not provide for the appropriation of water for any out of reservoir uses, the maintenance of the water level or maintaining a suitable fresh water condition. If any water is used for out of reservoir uses, or any live flow is appropriated to maintain either the water level or a suitable freshwater condition, a secondary water right is required.

STANDARD CONDITIONS

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 prior rights for maintaining instream flows.

This permit does not authorize the permit holder to pursue this right in such a way as to interfere with or affect adjacent property not under the ownership of the permit holder.

The reservoir shall be filled and complete application of the stored water to the use shall be made on or before October 1, 2009.

Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use to the Oregon Water Resources Department.


The claim of beneficial use shall be prepared by a Certified Water Right Examiner in conformance with the requirements of OAR 690-014 if an associated secondary permit exists for the use of stored water under this permit, or if the reservoir stores 9.2 or more acre-feet of water.

If no secondary permit exists and the reservoir stores less than 9.2 acre-feet of water, the claim of beneficial use need not be prepared by a Certified Water Right Examiner. The information submitted to the Oregon Water Resources Department shall include:

- (a) the dimensions of the reservoir;
- (b) the maximum capacity of the reservoir in acre-feet; and

- (c) a map identifying the location of the reservoir prepared in compliance with Water Resource Department standards.

Issued February 3 , 2005


 Phillip C. Ward, Director
 Water Resources Department

ASSIGNMENT OF PERMIT: Pursuant to ORS 537.220, this permit may be assigned to a party other than the permittee named hereon, if the land the permit is associated with changes ownership, or if the permittee is an organization whose name changes as a result of sale or merger. Request for Assignment forms are available from the Oregon Water Resources Department web site at <http://www.wrd.state.or.us/>, or may be requested from the Department at 503-986-0801 or Water Right Application Section, Oregon Water Resources Department, 725 Summer St NE Ste A, Salem OR 97301-1271.

MAILING ADDRESS CHANGES: If the mailing address of the permittee named hereon changes, it is important that the Oregon Water Resources Department be informed of the change. Address changes must be submitted in writing with the permittee's signature to Water Right Application Section, Oregon Water Resources Department, 725 Summer St NE Ste A, Salem OR 97301-1271.

REAL ESTATE TRANSACTIONS: Pursuant to ORS 537.330, in any transaction for the conveyance of real estate that includes any portion of the lands described in this permit, the seller of the real estate shall, upon accepting an offer to purchase that real estate, also inform the purchaser in writing whether any permit, transfer approval order, or certificate evidencing the water right is available and that the seller will deliver any permit, transfer approval order or certificate to the purchaser at closing, if the permit, transfer approval order or certificate is available.

CULTURAL RESOURCES PROTECTION LAWS: Permittees involved in ground-disturbing activities should be aware of federal and state cultural resources protection laws. ORS 358.920 prohibits the excavation, injury, destruction or alteration of an archeological site or object, or removal of archeological objects from public and private lands without an archeological permit issued by the State Historic Preservation Office. 16 USC 470, Section 106, National Historic Preservation Act of 1966 requires a federal agency, prior to any undertaking to take into account the effect of the undertaking that is included on or eligible for inclusion in the National Register. For further information, contact the State Historic Preservation Office at 503-378-4168, extension 232.

Oregon Water Resources Department

Water Rights Application
Number R-86125

Final Order

Appeal Rights

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

Application History

On OCTOBER 28, 2004, DUNES CITY submitted an application to the Department for a water use permit. Pursuant to ORS 537.409, the Department provided public notice of the application in the Department's weekly public notice. A 60 day comment period followed.

The Department **has not** received adverse comments related to the possible issuance of the attached permit.

The Department **has** received comments from Oregon Department of Fish and Wildlife related to the possible issuance of the attached permit. Permit Number R-14131 is conditioned to address the issues raised in those comments.

Water is available for the proposed use as described in the attached permit.

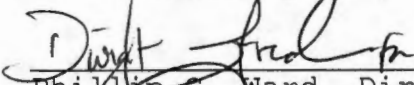
The use, as described on the attached permit, will not injure any existing water rights and does not pose potential detrimental impacts to existing fishery resources.

Therefore, the proposed use would not impair or be detrimental to the public interest.

Order

Application R-86125 therefore is approved pursuant to ORS 537.409, and Permit Number R-14131 is issued as limited by the conditions contained therein.

DATED February 3, 2005


Phillip C. Ward, Director
Water Resources Department

This document was prepared by Anita Huffman. If you have any questions about any of the statements contained in this document I am the most likely the best person to answer your questions. You can reach me at 503-986-0815.

If you have questions about how to file a protest or if you have previously filed a protest and want to know the status, please contact Mike Reynolds at 503-986-0820.

If you have other questions about the Department or any of its programs please contact our Water Rights Information Group at 503-986-0801. Address all other correspondence to: Water Rights Section, Oregon Water Resources Department, 725 Summer St NE Ste A, Salem OR 97301-1271, Fax: 503-986-0901.

FAX TRANSMITTAL

Oregon Department of Fish and Wildlife



Marine Resources Program
and

North Coast Watershed District/Newport Field Office
2040 SE Marine Science Drive
Newport, OR 97365-5294

Phone Number: 541-867-4741

Fax Number: 541-867-0311

TO: Anita Huffman

FAX NUMBER: _____

Date: 12-15-01 Time: _____

From: Bob Buckman

No. of Pages to Follow: 2

PLEASE NOTE: The document(s) accompanying this fax transmission may contain confidential, legally privileged information belonging to the sender. The information is intended only for the use of the individual(s) or entities listed above. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution, or taking of action in reliance on the contents of this information is without consent. If you receive this transmission in error, please notify us immediately so that we may arrange for the return of the document(s).

Comments/Instructions:

Anita, these are ODFW comments on the proposal to store water in Woahink Lake from Dune City. App. No R86125.

I will put the original of the letter in the mail.

Call to discuss if necessary.

Thanks - Bob Buckman

<input type="checkbox"/> Please circulate	<input type="checkbox"/> Take necessary action	<input type="checkbox"/> Prepare reply
<input type="checkbox"/> For your information	<input type="checkbox"/> Please investigate	<input type="checkbox"/> As you requested
<input type="checkbox"/> For your signature	<input type="checkbox"/> For your comments	<input type="checkbox"/> Initial and return
<input type="checkbox"/> Edit and return	<input type="checkbox"/> Call me	<input type="checkbox"/> Originals to follow



Oregon

Theodore R. Kulongoski, Governor

Department of Fish and Wildlife

North Coast Watershed District

Newport Field Office

2040 SE Marine Science Drive

Newport, OR 97365

(541) 867-4741

FAX (541) 867-0311

Anita Huffman
Caseworker
Oregon Water Resource Department
725 Summer Street NE Suite A
Salem, Oregon 97301-1271

Dec. 14, 2004



Dear Ms Huffman

I am providing Oregon Department of Fish and Wildlife (ODFW) comments on application R-86125 which is for Dune City to store additional water in Woahink Lake. Woahink Lake is part of the Siltcoos Lake Basin which is one of two basins on the coast that have populations of coho salmon robust enough to allow a limited fishery. Additionally, an instream water right exists on Woahink Creek to maintain fish and wildlife habitat resources. ODFW's objective is to assure that any water project in the basin does not adversely affect the coho salmon or other fish populations. This project has the potential to injure the ODFW instream water right on Woahink Creek and fish and wildlife resources in both Woahink Creek and Lake. However, with monitoring of flow, and appropriate facility design and operation, the ODFW feels these potential impacts can be minimized.

The reservoir could pose detrimental impacts to fish resources through several mechanisms.

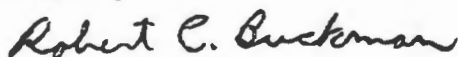
- **Fish passage (ORS 509.585):** The design of the physical structure of the outlet will need to allow for the upstream migration of adult or juvenile fish and the downstream migration of Coho salmon and other migratory smolts.
- **Operation and maintenance of structure:** ODFW believes that when and how water is stored in the lake is critically important to the sustainability of salmon populations. Coho smolts rely on high flows to facilitate their migration through the lake and to the outlet. When and how the outlet is blocked for storage will be an important consideration for ODFW. Appropriate flows will also need to be maintained in Woahink Creek as water is stored in the lake. The process of storing water could potentially reduce flows in Woahink Creek below the instream water right which would affect fish and wildlife resources using the stream and associated wetlands.
- **Lake levels:** Finally, raising the level of Woahink Lake could flood limited spawning gravels in Gibbs Creek, the primary coho spawning tributary to Woahink Lake, and could change the character of wetlands surrounding the lake.

ODFW's recommends mitigation for potential impacts as follows:

1. Fish Passage- The permittee shall install and maintain fish passage for adult and juvenile fish that is consistent with ODFW standards. ODFW staff will be available to discuss and provided advice on methods to effectively provide for fish passage.
2. Operation of Outlet from Woahink Lake- ODFW expects that storage will only occur when outflow from Woahink Lake meets or exceeds the instream water right for Woahink Creek. During times when storage is not actively occurring ODFW expects that outflow from the lake will be maintained at the instream water right or at levels that represent the inflow to the lake from surface and groundwater sources. ODFW will work with WRD and the city to determine how these flows should be measured. Timing of storage is also critical to fish. Sufficient flows are needed to allow downstream migrant smolts to find the outlet from Woahink Lake. ODFW recommends that active storage take place in the first quarter of the year to avoid reducing flows during coho salmon smolt outmigration between March and June.
3. Woahink Lake levels- ODFW at this time believes that raising the level of Woahink lake by up to six inches will not result in significant detrimental impacts to fish and wildlife habitat. It is our understanding Woahink Lake levels will not be appreciably higher with the proposed storage than current levels during the winter. In providing these comments, ODFW has not considered affects on botanical resources in wetland areas surrounding the lake.

The ODFW thanks Dunes City and the Water Resources Department for the opportunity to comment on behalf of fish and wildlife resources affected by this action. Please feel free to contact us for further comments on these resources and for our assistance in implementing our recommendations.

Sincerely



Robert C. Buckman
ODFW
Mid Coast District Fish Biologist

CC: Kepler
Klumph
Westfall

DIST 15

WATERMASTER ALTERNATE RESERVOIR APPLICATION REVIEW SHEET

Recommendations for Water Right Applications under the Alternate Reservoir review process (ORS 537.409)

In lieu of the water right application process set forth in ORS 537.140 to 537.211, an owner of a reservoir may submit an alternate reservoir application for a reservoir that has a storage capacity less than 9.2 acre-feet or a dam or impoundment structure less than 10 feet in height. ORS 537.409 describes the criteria used to evaluate alternate reservoir applications.

The review shall be limited to issues pertaining to: a) water availability, b) potential detrimental impact to existing fishery resources; and c) potential injury to existing water rights. (ORS 537.409 (6))

Within 60 days after the department provides public notice...any person may submit detailed, legally obtained information in writing, requesting the department to deny the application for a permit on the basis that the reservoir: (a) Would result in injury to an existing water right; or (b) Would pose a significant detrimental impact to existing fishery resources. (ORS 537.409 (5))

The review of alternate reservoirs is limited to these criteria only.

Date: 11/15/04 30 day Deadline Date: 12/15/04

R-86125
DUNES CITY
PO BOX 97
WESTLAKE OR 97439

1) Does the proposed reservoir have the potential to injure existing water rights?

NO YES

Explain: _____

2) Can conditions be applied to mitigate the potential injury to existing water rights?

NO / YES

If YES, which conditions are recommended:

N/A

3) Did you meet with staff from another agency to discuss this application?

NO YES

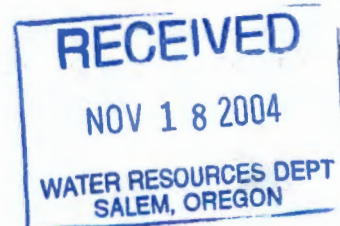
SEE MOU BEING DRAFTED BY BOB PRICE

Who: _____ Agency: _____ Date: _____
Who: _____ Agency: _____ Date: _____

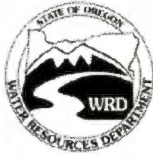
Watermaster Name: *David S. Williams* Date: 11-16-2004

WRD Contact: Caseworker: Anita Huffman, Water Rights Division

503-986-0815 Fax: 503-986-0901 / e-mail: _____@ wrd.or.state.us



water available Oct. - July



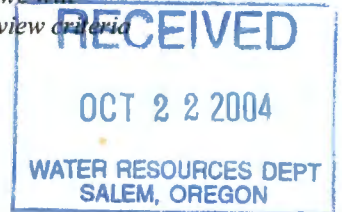
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem Oregon 97301-1271
(503) 986-0900
www.wrd.state.or.us

Application for a Permit to
Store Water
in a Reservoir
(Alternate Review)

Alternate Review Process (ORS 537.409): You may use this form for any reservoir storing less than 9.2 acre-feet or with a dam less than 10 feet high.

Use a separate form for each reservoir

Please type or print in dark ink. If your application is found to be incomplete or inaccurate, we will return it to you. If any requested information does not apply, insert "n/a". A summary of review criteria and procedures that are generally applicable to these applications is available at www.wrd.state.or.us/publication/reports/index.shtml.



1. APPLICANT INFORMATION

XXXXXXXXX DUNES CITY
Mailing Address: P.O. Box 97
Westlake Oregon 97439
Phone: (541) 997-3338
*Fax: (541) 997-5751 *E-Mail Address:

2. LOCATION AND SOURCE

A. Reservoir Name: Woahink Lake

B. Source: Provide the name of the water body or other source from which water will be diverted, and the name of the stream or lake it flows into. Indicate if source is run-off, seepage, or an unnamed stream or spring.

Source: Woahink Lake Tributary to: Woahink Creek

C. Reservoir Location (Outlet Control Structure, Dam)

Table with 5 columns: Township (N or S), Range (E or W), Section, quarter/quarter, tax lot number. Values: 19 S, 12 W, 27, Northeast, 2

D. County of use: Lane

E. Dam: Maximum height of dam: 0.5 feet. If excavated, write "excavated" or "0 feet".

F. Quantity: Amount of water to be stored in the reservoir at maximum capacity. List quantity in Acre-Feet: 410

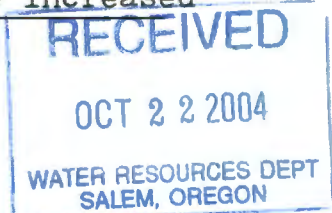
App. No. R 86125 For Department Use Permit No. Date 10/22/04

3. WATER USE

Indicate the proposed use(s) of the stored water. **NOTE: You may wish to consider filing for "Multipurpose use" for your reservoir. Multipurpose use does not limit the types of future uses for the stored water. Multipurpose covers all uses including: stockwater, fish and wildlife, aesthetics, domestic, irrigation, agriculture, fire protection and pollution abatement.** If any use will be out of reservoir use, regardless of the type of storage listed, a secondary application must be filed to appropriate the stored water. Multipurpose Use

NOTE: Existing maximum lake height will not be increased

4. PROPERTY OWNERSHIP



Do you own all the land where you propose to divert, transport, and use water?

- Yes (Skip to section 5)
- No (Please check the appropriate box below)
 - I have a recorded easement or written authorization permitting access.
 - I do not currently have written authorization or an easement permitting access to lands not under my ownership.
 - Written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigation and/or domestic use only (ORS 274.040). (Do not check this box if you described your use as "Multipurpose" in #3 above.)

List the names and mailing addresses of all affected landowners:

Richard Anderson, 83435 Highway 101, Florence, OR 97439

5. ENVIRONMENTAL IMPACT

- A. **Channel:** Is the reservoir in stream X or off channel _____?
- B. **Wetland:** Is the project in a wetland? Yes No Don't know
- C. **Existing:** Is this an existing reservoir? Yes No
If yes, how long has it been in place? 64 years.
- D. **Fish Habitat:** Is there fish habitat upstream of the proposed structure? Yes No Don't know
If yes, how much? 4.5 miles.
- E. **Partnerships:** Have you been working with other agencies? Yes No

Indicate agency, staff and phone numbers of those involved. Also indicate any agencies that are cost sharing in this project.

OREGON WATER RESOURCES DEPARTMENT

Tom Paul (503) 986-0882

Bob Rice (503) 986-0885

Dave Williams (541) 440-4255

6. SIGNATURE

I swear that all statements made and information provided in this application are true and correct to the best of my knowledge.

[Signature]
Authorized Signature

Mayer

8-5-04
Date

Before you submit your application be sure you have:

- Answered each question completely.
- Included a legible map that includes Township, Range, Section, quarter-quarter and tax lot number.
- The map must meet map requirements to be accepted.
- Included a land use form or receipt stub signed by a local planning official.
- Included a check payable to Oregon Water Resources Department for the appropriate amount.

FEE STRUCTURE: The fee is based on the number of acre-feet proposed to be stored. The base fee is \$40. In addition, there is a fee of \$10 per acre-foot or fraction thereof, not to exceed \$250. The maximum fee is \$290. Example: 0.3 AF=\$50; 1.5 AF=\$60; 20.0 AF=\$240; 30.0 AF=\$290.

ORS 537.409 ALTERNATE RESERVOIR WORKSHEET

FILE # R- 86125
WM DIST 15
REGION SWR / pwr?
Public Notice Date _____
WID # 18-517

Land Use complete? (N) *not approved yet* / N / NA

Appropriate Fees (\$40 base & \$10 per af w/ max of \$250 for Q) (Y) / N

Secondary app necessary? Y / (N) Secondary file number S _____

Is stream withdrawn? Y / (N)

SWW _____ In (may not be allowed) ✓ Out or Above

Mail forms to appropriate Interagency Review Team members. Mailed on 11/15/04

ODFW Contact: Buckman
DEQ Contact: Schaedel mid 11/15/04
Watermaster: Williams
If in Umatilla: Confederated Tribes of the Umatilla Indian Reservation, PO Box 638, Pendleton, Oregon 97801

Measurement

Water available:	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
Allowed season:	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC

Conditions Small (≤ 9.2 af) | Medium (> 9.2 , but < 100 af) | Large (≥ 100 af)

ODFW = The permittee shall install & maintain fish passage for adult & juvenile fish that is consistent w/ ODFW standards.

Assign permit number R- 14131

Save in S:\GROUPS\WR\FO\WEEK 444

(Seanna per review)

Remarks: per Bob Rice, now does not apply to this application.

Woahink Lake
0.5 AF dam; 410 AF storage

Completed by AK Date 1/21/05



Water Availability for WID 517

jump to:

- [home](#)
- [commission](#)
- [water law](#)
- [water rights](#)
- [surface water](#)
- [ground water](#)
- [maps](#)
- [programs](#)
- [publications](#)
- [links](#)
- [staff](#)
- [file pickup](#)
- [intranet](#)
- [about](#)
- [search](#)
- [oregon online](#)
- [comments](#)

WATER AVAILABILITY TABLE
Water Availability as of 11/10/2004 for
WOAHINK CR > SILTCOOS R - AT MOUTH

Watershed ID #: 517 Basin: MID COAST Exceedance Level: 50
Time: 14:12 Date: 11/10/2004

Select an Item Number for More Details

Item #	Watershed ID #	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Sto
1	31820701	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES
2	517	YES	YES	YES	YES	YES	YES	YES	NO	NO	YES	YES	YES	YES

STREAM NAMES

Water Availability as of 11/10/2004 for
WOAHINK CR > SILTCOOS R - AT MOUTH

Watershed ID #: 517 Basin: MID COAST Exceedance Level: 50
Time: 14:12 Date: 11/10/2004

Item	Watershed ID	Stream Name
1	31820701	SILTCOOS R > PACIFIC OCEAN - AT MOUTH
2	517	WOAHINK CR > SILTCOOS R - AT MOUTH

LIMITING WATERSHEDS

Water Availability as of 11/10/2004 for
WOAHINK CR > SILTCOOS R - AT MOUTH

Watershed ID #: 517 Basin: MID COAST Exceedance Level: 50
Time: 14:12 Date: 11/10/2004

Mnth	Limiting Watershed	Stream Name	Water Avail?	Net Water Available
1	517	WOAHINK CR > SILTCOOS R - AT MOUTH	YES	58.5
2	517	WOAHINK CR > SILTCOOS R - AT MOUTH	YES	58.5
3	517	WOAHINK CR > SILTCOOS R - AT MOUTH	YES	36.2
4	517	WOAHINK CR > SILTCOOS R - AT MOUTH	YES	10.0
5	517	WOAHINK CR > SILTCOOS R - AT MOUTH	YES	3.4
6	517	WOAHINK CR > SILTCOOS R - AT MOUTH	YES	2.0
7	517	WOAHINK CR > SILTCOOS R - AT MOUTH	YES	2.1
8	517	WOAHINK CR > SILTCOOS R - AT MOUTH	NO	-0.6

Analysis for Application: R86125**Location: 19S-12W-11-SWSE**

Uses: MP P

Basins

BASIN_NUM	BASIN_NAME
18	Mid Coast

Records Found: 1**WaterMaster Districts**

WATERDIST	REGION	WMASTER	ADDRESS	CITY	ZIP	PHONE	EXT	FAX
15	SW	David Williams	1036 Douglas, Douglas Co Courthouse, Rm 306	Roseburg	97470	541-440-4255		541-440-6264

Records Found: 1**WAB**

GAGE	BASIN	LINK1	LINK2
517	18	Water Availability: 50% 80%	Flood Frequency Analysis

Records Found: 1**County**

COUNTY	FIPS
Lane	41039

Records Found: 1**Groundwater Restricted Records Found: 0****Divison 33 Area**

DIV33
In a Div33 area

Records Found: 1**Rule 4D**

RULE4D
In a Rule4D Area

Records Found: 1**303D Streams Records Found: 0****303D Lakes Records Found: 0****Location: 19S-12W-11-NESW**

Uses: MP P

Basins

BASIN_NUM	BASIN_NAME
18	Mid Coast

Records Found: 1**WaterMaster Districts**

WATERDIST	REGION	WMASTER	ADDRESS	CITY	ZIP	PHONE	EXT	FAX
15	SW	David Williams	1036 Douglas, Douglas Co Courthouse, Rm 306	Roseburg	97470	541-440-4255		541-440-6264

Records Found: 1**WAB**

GAGE	BASIN	LINK1	LINK2
517	18	Water Availability: <u>50%</u> <u>80%</u>	Flood Frequency Analysis

Records Found: 1**County**

COUNTY	FIPS
Lane	41039

Records Found: 1**Groundwater Restricted Records Found: 0****Divison 33 Area**

DIV33
In a Div33 area

Records Found: 1

Rule 4D

RULE4D

In a Rule4D Area

Records Found: 1

303D Streams Records Found: 0

303D Lakes Records Found: 0

Location: 19S-12W-11-NWSW

Uses: MP P

Basins

BASIN_NUM	BASIN_NAME
18	Mid Coast

Records Found: 1

WaterMaster Districts

WATERDIST	REGION	WMASTER	ADDRESS	CITY	ZIP	PHONE	EXT	FAX
15	SW	David Williams	1036 Douglas, Douglas Co Courthouse, Rm 306	Roseburg	97470	541-440-4255		541-440-6264

Records Found: 1

WAB

GAGE	BASIN	LINK1	LINK2
517	18	Water Availability: 50% 80%	Flood Frequency Analysis

Records Found: 1

County

COUNTY	FIPS
Lane	41039

Records Found: 1

Groundwater Restricted Records Found: 0

Divison 33 Area

DIV33

In a Div33 area

Records Found: 1**Rule 4D**

RULE4D

In a Rule4D Area

Records Found: 1**303D Streams Records Found: 0****303D Lakes Records Found: 0****Location: 19S-12W-11-SESW**

Uses: MP P

Basins

BASIN_NUM	BASIN_NAME
18	Mid Coast

Records Found: 1**WaterMaster Districts**

WATERDIST	REGION	WMASTER	ADDRESS	CITY	ZIP	PHONE	EXT	FAX
15	SW	David Williams	1036 Douglas, Douglas Co Courthouse, Rm 306	Roseburg	97470	541-440-4255		541-440-6264

Records Found: 1**WAB**

GAGE	BASIN	LINK1	LINK2
517	18	Water Availability: 50% 80%	Flood Frequency Analysis

Records Found: 1**County**

COUNTY	FIPS
Lane	41039

Records Found: 1**Groundwater Restricted Records Found: 0**

Divison 33 Area

DIV33

In a Div33 area

Records Found: 1**Rule 4D**

RULE4D

In a Rule4D Area

Records Found: 1**303D Streams Records Found: 0****303D Lakes Records Found: 0****Location: 19S-12W-11-SWSW**

Uses: MP P

Basins

BASIN_NUM	BASIN_NAME
18	Mid Coast

Records Found: 1**WaterMaster Districts**

WATERDIST	REGION	WMASTER	ADDRESS	CITY	ZIP	PHONE	EXT	FAX
15	SW	David Williams	1036 Douglas, Douglas Co Courthouse, Rm 306	Roseburg	97470	541-440-4255		541-440-6264

Records Found: 1**WAB**

GAGE	BASIN	LINK1	LINK2
517	18	Water Availability: <u>50%</u> <u>80%</u>	Flood Frequency Analysis

Records Found: 1**County**

COUNTY	FIPS
Lane	41039

Records Found: 1

Groundwater Restricted Records Found: 0

Divison 33 Area

DIV33

In a Div33 area

Records Found: 1

Rule 4D

RULE4D

In a Rule4D Area

Records Found: 1

303D Streams Records Found: 0

303D Lakes Records Found: 0

Location: 19S-12W-14-NENE

Uses: MP P

Basins

BASIN_NUM	BASIN_NAME
18	Mid Coast

Records Found: 1

WaterMaster Districts

WATERDIST	REGION	WMASTER	ADDRESS	CITY	ZIP	PHONE	EXT	FAX
15	SW	David Williams	1036 Douglas, Douglas Co Courthouse, Rm 306	Roseburg	97470	541-440-4255		541-440-6264

Records Found: 1

WAB

GAGE	BASIN	LINK1	LINK2
517	18	Water Availability: 50% 80%	Flood Frequency Analysis

Records Found: 1

County

COUNTY	FIPS
Lane	41039

Records Found: 1

Groundwater Restricted Records Found: 0

Divison 33 Area

DIV33
In a Div33 area

Records Found: 1

Rule 4D

RULE4D
In a Rule4D Area

Records Found: 1

303D Streams Records Found: 0

303D Lakes Records Found: 0

Location: 19S-12W-14-NWNE

Uses: MP P

Basins

BASIN_NUM	BASIN_NAME
18	Mid Coast

Records Found: 1

WaterMaster Districts

WATERDIST	REGION	WMASTER	ADDRESS	CITY	ZIP	PHONE	EXT	FAX
15	SW	David Williams	1036 Douglas, Douglas Co Courthouse, Rm 306	Roseburg	97470	541-440-4255		541-440-6264

Records Found: 1

WAB

GAGE	BASIN	LINK1	LINK2

517	18	Water Availability: 50% 80%	Flood Frequency Analysis
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Records Found: 1

County

COUNTY	FIPS
Lane	41039

Records Found: 1

Groundwater Restricted Records Found: 0

Divison 33 Area

DIV33
In a Div33 area

Records Found: 1

Rule 4D

RULE4D
In a Rule4D Area

Records Found: 1

303D Streams Records Found: 0

303D Lakes Records Found: 0

Location: 19S-12W-14-SWNE

Uses: MP P

Basins

BASIN_NUM	BASIN_NAME
18	Mid Coast

Records Found: 1

WaterMaster Districts

WATERDIST	REGION	WMASTER	ADDRESS	CITY	ZIP	PHONE	EXT	FAX
15	SW	David Williams	1036 Douglas, Douglas Co Courthouse, Rm 306	Roseburg	97470	541-440-4255		541-440-6264

Records Found: 1

WAB

GAGE	BASIN	LINK1	LINK2
517	18	Water Availability: 50% 80%	Flood Frequency Analysis

Records Found: 1

County

COUNTY	FIPS
Lane	41039

Records Found: 1

Groundwater Restricted Records Found: 0

Divison 33 Area

DIV33
In a Div33 area

Records Found: 1

Rule 4D

RULE4D
In a Rule4D Area

Records Found: 1

303D Streams Records Found: 0

303D Lakes Records Found: 0

Location: 19S-12W-14-NENW

Uses: MP P

Basins

BASIN_NUM	BASIN_NAME
18	Mid Coast

Records Found: 1

WaterMaster Districts

WATERDIST	REGION	WMASTER	ADDRESS	CITY	ZIP	PHONE	EXT	FAX
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15	SW	David Williams	1036 Douglas, Douglas Co Courthouse, Rm 306	Roseburg	97470	541-440-4255	541-440-6264
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Records Found: 1

WAB

GAGE	BASIN	LINK1	LINK2
517	18	Water Availability: <u>50%</u> <u>80%</u>	Flood Frequency Analysis

Records Found: 1

County

COUNTY	FIPS
Lane	41039

Records Found: 1

Groundwater Restricted Records Found: 0

Divison 33 Area

DIV33
In a Div33 area

Records Found: 1

Rule 4D

RULE4D
In a Rule4D Area

Records Found: 1

303D Streams Records Found: 0

303D Lakes Records Found: 0

Location: 19S-12W-14-NWNW

Uses: MP P

Basins

BASIN_NUM	BASIN_NAME
18	Mid Coast

Records Found: 1

WaterMaster Districts

WATERDIST	REGION	WMASTER	ADDRESS	CITY	ZIP	PHONE	EXT	FAX
15	SW	David Williams	1036 Douglas, Douglas Co Courthouse, Rm 306	Roseburg	97470	541-440-4255		541-440-6264

Records Found: 1**WAB**

GAGE	BASIN	LINK1	LINK2
517	18	Water Availability: <u>50%</u> <u>80%</u>	Flood Frequency Analysis

Records Found: 1**County**

COUNTY	FIPS
Lane	41039

Records Found: 1**Groundwater Restricted Records Found: 0****Divison 33 Area**

DIV33
In a Div33 area

Records Found: 1**Rule 4D**

RULE4D
In a Rule4D Area

Records Found: 1**303D Streams Records Found: 0****303D Lakes Records Found: 0****Location: 19S-12W-14-SENW**

Uses: MP P

Basins

BASIN_NUM	BASIN_NAME
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18	Mid Coast
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Records Found: 1

WaterMaster Districts

WATERDIST	REGION	WMASTER	ADDRESS	CITY	ZIP	PHONE	EXT	FAX
15	SW	David Williams	1036 Douglas, Douglas Co Courthouse, Rm 306	Roseburg	97470	541-440-4255		541-440-6264

Records Found: 1

WAB

GAGE	BASIN	LINK1	LINK2
517	18	Water Availability: <u>50%</u> <u>80%</u>	Flood Frequency Analysis

Records Found: 1

County

COUNTY	FIPS
Lane	41039

Records Found: 1

Groundwater Restricted Records Found: 0

Divison 33 Area

DIV33
In a Div33 area

Records Found: 1

Rule 4D

RULE4D
In a Rule4D Area

Records Found: 1

303D Streams Records Found: 0

303D Lakes Records Found: 0

Location: 19S-12W-14-SWNW

Uses: MP P

Basins

BASIN_NUM	BASIN_NAME
18	Mid Coast

Records Found: 1

WaterMaster Districts

WATERDIST	REGION	WMASTER	ADDRESS	CITY	ZIP	PHONE	EXT	FAX
15	SW	David Williams	1036 Douglas, Douglas Co Courthouse, Rm 306	Roseburg	97470	541-440-4255		541-440-6264

Records Found: 1

WAB

GAGE	BASIN	LINK1	LINK2
517	18	Water Availability: 50% 80%	Flood Frequency Analysis

Records Found: 1

County

COUNTY	FIPS
Lane	41039

Records Found: 1

Groundwater Restricted Records Found: 0**Divison 33 Area**

DIV33
In a Div33 area

Records Found: 1

Rule 4D

RULE4D
In a Rule4D Area

Records Found: 1

303D Streams Records Found: 0**303D Lakes Records Found: 0**

Location: 19S-12W-14-NESE

Uses: MP P

Basins

BASIN_NUM	BASIN_NAME
18	Mid Coast

Records Found: 1

WaterMaster Districts

WATERDIST	REGION	WMASTER	ADDRESS	CITY	ZIP	PHONE	EXT	FAX
15	SW	David Williams	1036 Douglas, Douglas Co Courthouse, Rm 306	Roseburg	97470	541-440-4255		541-440-6264

Records Found: 1

WAB

GAGE	BASIN	LINK1	LINK2
517	18	Water Availability: 50% 80%	Flood Frequency Analysis

Records Found: 1

County

COUNTY	FIPS
Lane	41039

Records Found: 1

Groundwater Restricted Records Found: 0**Divison 33 Area**

DIV33
In a Div33 area

Records Found: 1

Rule 4D

RULE4D
In a Rule4D Area

Records Found: 1

303D Streams Records Found: 0**303D Lakes Records Found: 0**

Location: 19S-12W-14-NWSE

Uses: MP P

Basins

BASIN_NUM	BASIN_NAME
18	Mid Coast

Records Found: 1

WaterMaster Districts

WATERDIST	REGION	WMASTER	ADDRESS	CITY	ZIP	PHONE	EXT	FAX
15	SW	David Williams	1036 Douglas, Douglas Co Courthouse, Rm 306	Roseburg	97470	541-440-4255		541-440-6264

Records Found: 1

WAB

GAGE	BASIN	LINK1	LINK2
517	18	Water Availability: 50% 80%	Flood Frequency Analysis

Records Found: 1

County

COUNTY	FIPS
Lane	41039

Records Found: 1

Groundwater Restricted Records Found: 0**Divison 33 Area**

DIV33
In a Div33 area

Records Found: 1

Rule 4D

RULE4D
In a Rule4D Area

Records Found: 1

303D Streams Records Found: 0**303D Lakes Records Found: 0****Location: 19S-12W-14-SESE**

Uses: MP P

Basins

BASIN_NUM	BASIN_NAME
18	Mid Coast

Records Found: 1**WaterMaster Districts**

WATERDIST	REGION	WMASTER	ADDRESS	CITY	ZIP	PHONE	EXT	FAX
15	SW	David Williams	1036 Douglas, Douglas Co Courthouse, Rm 306	Roseburg	97470	541-440-4255		541-440-6264

Records Found: 1**WAB**

GAGE	BASIN	LINK1	LINK2
517	18	Water Availability: 50% 80%	Flood Frequency Analysis

Records Found: 1**County**

COUNTY	FIPS
Lane	41039

Records Found: 1**Groundwater Restricted Records Found: 0****Divison 33 Area**

DIV33
In a Div33 area

Records Found: 1**Rule 4D**

RULE4D

In a Rule4D Area

Records Found: 1

303D Streams Records Found: 0

303D Lakes Records Found: 0

Location: 19S-12W-14-SWSE

Uses: MP P

Basins

BASIN_NUM	BASIN_NAME
18	Mid Coast

Records Found: 1

WaterMaster Districts

WATERDIST	REGION	WMASTER	ADDRESS	CITY	ZIP	PHONE	EXT	FAX
15	SW	David Williams	1036 Douglas, Douglas Co Courthouse, Rm 306	Roseburg	97470	541-440-4255		541-440-6264

Records Found: 1

WAB

GAGE	BASIN	LINK1	LINK2
517	18	Water Availability: 50% 80%	Flood Frequency Analysis

Records Found: 1

County

COUNTY	FIPS
Lane	41039

Records Found: 1

Groundwater Restricted Records Found: 0

Divison 33 Area

Active Server Pages error 'ASP 0113'

Script timed out

/apps/wr/wr_mapping/wr_app_analyze.asp

Server.ScriptTimeout or by changing the value in the IIS administration tools.

DIV33

From: "Bob Rice" <Robert.D.RICE@wrд.state.or.us>
To: "Anita M Huffman" <Anita.M.HUFFMAN@wrд.state.or.us>
Cc: "Dave Williams" <Dave.S.Williams@wrд.state.or.us>,
"Tom PAUL" <Thomas.J.PAUL@wrд.state.or.us>
Subject: RE: city of dunes city pond application
Date: Wed, 19 Jan 2005 14:59:50 -0800
X-Mailer: Microsoft Office Outlook, Build 11.0.6353
Thread-Index: AcT+Z0JDUV5mqGdeTxWreJEPjFkd1AAExAHQ
X-Spam-Checker-Version: SpamAssassin 2.63 (2004-01-11) on
kettle.wrд.state.or.us
X-Spam-Status: No, hits=0.0 required=5.0 tests=none autolearn=ham version=2.63
X-Spam-Level:

Anita,

There is a draft MOU between the State and the City. It has no bearing on Dunes City Reservoir Application.

--Bob

-----Original Message-----

From: Anita M Huffman [<mailto:Anita.M.HUFFMAN@wrд.state.or.us>]
Sent: Wednesday, January 19, 2005 1:09 PM
To: Robert.D.RICE@wrд.state.or.us
Subject: city of dunes city pond application

Hi Bob, I'm getting ready to write the FO for the City of Dunes City alternate reservoir application. No negative comments were received, and ODFW has made comments regarding fish passage and it'll be conditioned to protect the ISWR from injury.

There is mention of an MOU...does that have any bearing on this file? The way the alt ponds are processed, we only look at injury to existing water rights (Watermaster had no comments about injury) and injury to existing fishery resources, and that was addressed by ODFW.

Please let me know if there is something I need to be let in on about this.

Thanks.



Oregon

Theodore R. Kulongoski, Governor

Department of Fish and Wildlife

North Coast Watershed District

Newport Field Office

2040 SE Marine Science Drive

Newport, OR 97365

(541) 867-4741

FAX (541) 867-0311

Anita Huffman
Caseworker
Oregon Water Resource Department
725 Summer Street NE Suite A
Salem, Oregon 97301-1271

Dec. 14, 2004

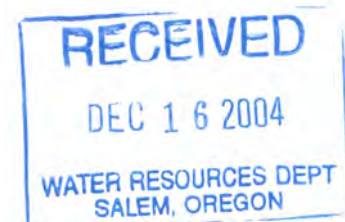


Dear Ms Huffman

I am providing Oregon Department of Fish and Wildlife (ODFW) comments on application R-86125 which is for Dune City to store additional water in Woahink Lake. Woahink Lake is part of the Siltcoos Lake Basin which is one of two basins on the coast that have populations of coho salmon robust enough to allow a limited fishery. Additionally, an instream water right exists on Woahink Creek to maintain fish and wildlife habitat resources. ODFW's objective is to assure that any water project in the basin does not adversely affect the coho salmon or other fish populations. This project has the potential to injure the ODFW instream water right on Woahink Creek and fish and wildlife resources in both Woahink Creek and Lake. However, with monitoring of flow, and appropriate facility design and operation, the ODFW feels these potential impacts can be minimized.

The reservoir could pose detrimental impacts to fish resources through several mechanisms.

- **Fish passage (ORS 509.585):** The design of the physical structure of the outlet will need to allow for the upstream migration of adult or juvenile fish and the downstream migration of Coho salmon and other migratory smolts.
- **Operation and maintenance of structure:** ODFW believes that when and how water is stored in the lake is critically important to the sustainability of salmon populations. Coho smolts rely on high flows to facilitate their migration through the lake and to the outlet. When and how the outlet is blocked for storage will be an important consideration for ODFW. Appropriate flows will also need to be maintained in Woahink Creek as water is stored in the lake. The process of storing water could potentially reduce flows in Woahink Creek below the instream water right which would affect fish and wildlife resources using the stream and associated wetlands.
- **Lake levels:** Finally, raising the level of Woahink Lake could flood limited spawning gravels in Gibbs Creek, the primary coho spawning tributary to Woahink Lake, and could change the character of wetlands surrounding the lake.



ODFW's recommends mitigation for potential impacts as follows:

1. Fish Passage- The permittee shall install and maintain fish passage for adult and juvenile fish that is consistent with ODFW standards. ODFW staff will be available to discuss and provided advice on methods to effectively provide for fish passage.
2. Operation of Outlet from Woahink Lake- ODFW expects that storage will only occur when outflow from Woahink Lake meets or exceeds the instream water right for Woahink Creek. During times when storage is not actively occurring ODFW expects that outflow from the lake will be maintained at the instream water right or at levels that represent the inflow to the lake from surface and groundwater sources. ODFW will work with WRD and the city to determine how these flows should be measured. Timing of storage is also critical to fish. Sufficient flows are needed to allow downstream migrant smolts to find the outlet from Woahink Lake. ODFW recommends that active storage take place in the first quarter of the year to avoid reducing flows during coho salmon smolt outmigration between March and June.
3. Woahink Lake levels- ODFW at this time believes that raising the level of Woahink lake by up to six inches will not result in significant detrimental impacts to fish and wildlife habitat. It is our understanding Woahink Lake levels will not be appreciably higher with the proposed storage than current levels during the winter. In providing these comments, ODFW has not considered affects on botanical resources in wetland areas surrounding the lake.

The ODFW thanks Dunes City and the Water Resources Department for the opportunity to comment on behalf of fish and wildlife resources affected by this action. Please feel free to contact us for further comments on these resources and for our assistance in implementing our recommendations.

Sincerely

Robert C. Buckman

Robert C. Buckman
ODFW
Mid Coast District Fish Biologist

CC: Kepler
Klumph
Westfall





Oregon Water Resources Department Land Use Information Form

This information is needed to determine compatibility with local comprehensive plans as required by ORS 197.180. The Water Resources Department will use this and other information to evaluate the water use application. DO NOT fill out this form if water is to be diverted, conveyed, or used only on federal lands.

To Be Completed By Applicant

The following section includes information about proposed water use. This section must be completed by the individual or group that is filing an application for a water right with the Water Resources Department.

A. Applicant

Name: DUNES CITY

Address: P.O. Box 97

City: Westlake State: OR Zip: 97493 Day Phone: 541-997-3338

B. Land and Location

Please provide information as requested below for all tax lots on or through which water will be diverted, conveyed, or used. Check "diverted" if water is diverted (taken) from its source on tax lot, "conveyed" if water is conveyed (transported) on tax lot, and "used" if water will be put to beneficial use on tax lot. More than one box may be checked. (Attach extra sheets as necessary.) 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.

Tax Lot I.D.	Plan Designation (e.g. Rural Residential/RR-5)	Water to be: (check all that apply)		
	<u>See Attached Dunes City</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used
	<u>Boundary Map</u>	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used
		<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used

List counties and cities where water is proposed to be diverted, conveyed, or used. Lane County, Dunes City

C. Description of Water Use

Indicate what the water will be used for. Include the beneficial use (found in the instruction booklet for your water right application) and use the space below to describe the key characteristics of the project.

Beneficial Use(s): Multipurpose Use

Briefly describe: Domestic, Livestock, Irrigation not to exceed one-half acre in area, I

In-lake uses: Recreation, Wildlife and Fish Life

D. Source

Indicate the source for the proposed water use:

Reservoir/Pond Ground Water Surface Water Woahink Lake
(source)

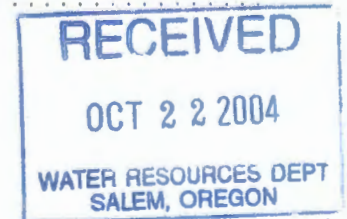
E. Quantity

Indicate the estimated quantity of water the use will require:

1.5 CFS GPM Acre-Feet

Receipt for Request for Land Use Information

State of Oregon
Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1271
(503) 986-0900



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 this case, only the city planning agency must complete this form. Please request additional forms as needed or feel free to copy.

A. Allowed Use

Check the appropriate box below and provide requested information.

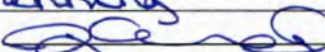
- Land uses to be served by proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): Comp. Plan IV Go to section B "Approval" below.
- Land uses to be served by proposed water uses (including proposed construction) involve discretionary land use approvals as listed in the table below.

Type of Land Use Approval Needed (e.g. plan amendments, rezones, conditional use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Check the item that applies: Land Use Approval:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued

Note: Please attach documentation of applicable local land use approvals which have already been obtained. (Record of Action/land use decision and accompanying findings are sufficient.)

B. Approval

Please provide printed name and written signature.

Name: JEANNIE CERDA Date: 10-20-04
 Title: Planning Phone: 541-997-3338
 Signature: 

C. Additional Comments

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

Note: If this form cannot be completed while the applicant waits, sign and detach the receipt stub as instructed below. You will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

Receipt for Request for Land Use Information

Name of applicant: _____

This receipt must be signed by a local government representative and returned to the applicant at the time they present this form. This receipt must be included with the application filed with the Water Resources Department if the local government cannot provide the requested land use information while the applicant waits.

City or County: _____
 Staff contact: _____ Phone: _____
 Signature: _____ Date: _____



From: "Bob Rice" <Robert.D.RICE@wrд.state.or.us>
To: "Connie VANCE" <Connie.R.VANCE@wrд.state.or.us>
Cc: "Dave WILLIAMS" <Dave.S.WILLIAMS@wrд.state.or.us>
Subject: Woahink Map
Date: Thu, 28 Oct 2004 10:54:53 -0700
X-Mailer: Microsoft Outlook IMO, Build 9.0.6604 (9.0.2911.0)
Importance: Normal
X-Spam-Checker-Version: SpamAssassin 2.63 (2004-01-11) on
kettle.wrд.state.or.us
X-Spam-Status: No, hits=0.0 required=5.0 tests=none autolearn=ham version=2.63
X-Spam-Level:

Hi Connie,

I discussed the stored water application with the Mayor of Dunes City and he will be sending in a check to the Dept ASAP. He will also get a land use form signed by the county. He indicated that the map does have the Township, Range and Section listed on it. The numbers 191222, 191227, 191223 and 191226, stand for Township 19, Range 12, and Sections 22, 27, 23, and 26 respectively. I'm sure we can figure out the north/south and east/west for the Township and Range. With this new information would you let me know if the existing map is adequate, or if we need a better map? If we need a better map, could we make it for the City? If so, would the map you printed out be adequate if I indicated where the proposed dam will be?

Many thanks!

--Bob

Bob Rice
Oregon Water Resources Department
Field Services Division
725 Summer Street NE, Suite A
Salem, Oregon 97301-1271
(503) 986-0885
Fax: 503.986.0903
www.wrд.state.or.us

From: "Bob Rice" <Robert.D.RICE@wrđ.state.or.us>
To: "Rick Klumph" <rick.l.klumph@state.or.us>,
"Rick Kepler" <Rick.J.Kepler@state.or.us>,
"George Westfall" <westfallgm@juno.com>,
"Kevin Moynahan" <Kevin.Moynahan@dsl.state.or.us>,
"Shirley Stentz" <Shirley.Stentz@state.or.us>
Cc: "Jeff Kroft" <Jeff.Kroft@dsl.state.or.us>,
"Connie VANCE" <Connie.R.VANCE@wrđ.state.or.us>,
"Dennis Davidson" <dennis.davidson@state.or.us>,
"Tom PAUL" <Thomas.J.PAUL@wrđ.state.or.us>,
"Dave WLLIAMS" <Dave.S.WLLIAMS@wrđ.state.or.us>
Subject: Dunes City Application to Store Water in Woahink Lake
Date: Thu, 28 Oct 2004 10:47:01 -0700
X-Security: MIME headers sanitized on kettle.wrđ.state.or.us
See <http://www.impsec.org/email-tools/sanitizer-intro.html>
for details. \$Revision: 1.139 \$Date: 2003-09-07 10:14:23-07
X-Mailer: Microsoft Outlook IMO, Build 9.0.6604 (9.0.2911.0)
Importance: Normal

Thanks for your time at the Dunes City - Woahink Lake meeting. I think the meeting went well and will draft a MOU for your review. Once we've got it pretty close from the state perspective, I'll share a draft with the City to get their input. This may take a couple of weeks.

As mentioned at our meeting, on October 22nd Dunes City submitted an application to store water in Woahink Lake. This application is not yet complete -- it lacked fees and a county land use form. When the application is complete, and public noticed, I will let you know. Although the application is not yet complete, I'm attaching it as a pdf file, so that if you are interested in commenting, you can begin working on it. Please DO NOT send comments to me at this time, as the application has not yet been formally accepted.

--Bob

Bob Rice
Oregon Water Resources Department
Field Services Division
725 Summer Street NE, Suite A
Salem, Oregon 97301-1271
(503) 986-0885
Fax: 503.986.0903
www.wrđ.state.or.us



Dunes City Store Water App.pdf

DUNES CITY

P.O. Box 97 • Westlake, Oregon 97493 • (541) 997-3338 • Fax: (541) 997-5751

September 3, 2004

Jeff Farm, Area 3 Manager
Honeyman State Park
84505 Highway 101 South
Florence, Oregon 97439-8405

Re: Water Storage on Woahink Lake

Dear Jeff,

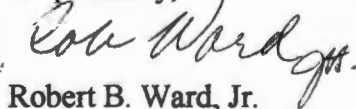
Thank you and Dennis Davidson for meeting with Susie Navetta, a member of the city's Water Quality Control Committee, concerning Dunes City's Application for Water Storage to the Oregon Water Resources Department.

In 1939, the Oregon State Highway Commission obtained an easement allowing Woahink Creek to be rerouted and a concrete outlet control structure installed to manage the level of Woahink Lake. While ownership of the structure is unclear, it has been suggested that since the structure is on Richard Anderson's property, it may belong to him. Mr. Anderson is willing to sign over any ownership rights that he may have to Dunes City and provide the city with access to the structure. Last year Dunes City repaired the structure for \$3,750 and is willing to assume responsibility for its maintenance.

The Dunes City Water Quality Control Committee and the Dunes City Council believe it is in the best interest of the City and the residents of the area to store six-inches of the lake's flow-through water for later use. This action will not raise the high water level of the lake as a flashboard will be used to stabilize the level as was done in the past; thus, insuring that everyone will have enough water.

Since the Honeyman State Park is interested in maintaining the lake at an optimum level for park users, Dunes City is asking for a letter supporting its Water Storage Application.

Respectfully,



Robert B. Ward, Jr.
Mayor

Cc. Council



DUNES CITY

P.O. Box 97 • Westlake, Oregon 97493 • (541) 997-3338 • Fax: (541) 997-5751

October 21, 2004

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

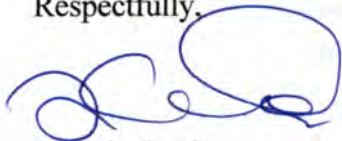
Subject: Application for a Permit to Store Water in a Reservoir

Dear Oregon Water Resources Department:

Enclosed please find Dunes City's application for a permit to "Store Water in a Reservoir", and required attachments.

If you have any questions please call Dunes City Monday - Thursday, 10:00 a.m. to 2:00 p. m.

Respectfully,



Jeannie Cerda
Planning Secretary
City of Dunes City



DUNES CITY

COPY

P.O. Box 97 • Westlake, Oregon 97493 • (541) 997-3338 • Fax: (541) 997-5751

October 21, 2004

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

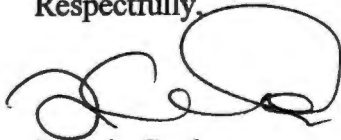
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If you have any questions please call Dunes City Monday - Thursday, 10:00 a.m. to 2:00 p. m.

Respectfully,



Jeannie Cerda
Planning Secretary
City of Dunes City

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SALEM, OREGON

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WATER RESOURCES DEPT
SALEM OREGON

DUNES CITY

P.O. Box 97 • Westlake, Oregon 97493 • (541) 997-3338 • Fax: (541) 997-5751

September 3, 2004

Jeff Farm, Area 3 Manager
Honeyman State Park
84505 Highway 101 South
Florence, Oregon 97439-8405

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WATER RESOURCES DEPT
SALEM, OREGON

Re: Water Storage on Woahink Lake

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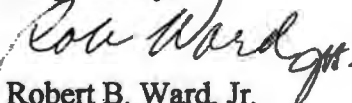
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Respectfully,



Robert B. Ward, Jr.
Mayor

Cc. Council

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SALEM, OREGON



Oregon Water Resources Department
 725 Summer Street NE, Suite A
 Salem Oregon 97301-1271
 (503) 986-0900
 www.wrd.state.or.us

Application for a Permit to Store Water in a Reservoir

(Alternate Review)

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WATER RESOURCES DEPT
 SALEM, OREGON

Alternate Review Process (ORS 537.409): You may use this form for any reservoir storing less than 9.2 acre-feet or with a dam less than 10 feet high.

Use a separate form for each reservoir

Please type or print in dark ink. If your application is found to be incomplete or inaccurate, we will return it to you. If any requested information does not apply, insert "n/a". A summary of review criteria and procedures that are generally applicable to these applications is available at www.wrd.state.or.us/publication/reports/index.shtml.

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OCT 22 2004

WATER RESOURCES DEPT
 SALEM, OREGON

1. APPLICANT INFORMATION

~~XXXXXXXX~~ DUNES CITY First Last

Mailing Address: P.O. Box 97

Westlake Oregon 97439
City State Zip

Phone: (541) 997-3338
Home Work Other

*Fax: (541) 997-5751 *E-Mail Address: _____

*Optional Information

2. LOCATION AND SOURCE

A. Reservoir Name: Woahink Lake

B. Source: Provide the name of the water body or other source from which water will be diverted, and the name of the stream or lake it flows into. Indicate if source is run-off, seepage, or an unnamed stream or spring.

Source: Woahink Lake Tributary to: Woahink Creek

C. Reservoir Location (Outlet Control Structure, Dam)

Township (N or S)	Range (E or W)	Section	quarter/quarter	tax lot number
19 S	12 W	27	Northeast	2

D. County of use: Lane

E. Dam: Maximum height of dam: 0.5 feet. If excavated, write "excavated" or "0 feet".

F. Quantity: Amount of water to be stored in the reservoir at maximum capacity. List quantity in Acre-Feet: 410

App. No. _____	For Department Use Permit No. _____	Date _____
----------------	--	------------

3. WATER USE

Indicate the proposed use(s) of the stored water. NOTE: You may wish to consider filing for "Multipurpose use" for your reservoir. Multipurpose use does not limit the types of future uses for the stored water. Multipurpose covers all uses including: stockwater, fish and wildlife, aesthetics, domestic, irrigation, agriculture, fire protection and pollution abatement. If any use will be out of reservoir use, regardless of the type of storage listed, a secondary application must be filed to appropriate the stored water. Multipurpose Use

NOTE: Existing maximum lake height will not be increased

4. PROPERTY OWNERSHIP

Do you own all the land where you propose to divert, transport, and use water?

Yes (Skip to section 5)

No (Please check the appropriate box below)

I have a recorded easement or written authorization permitting access.

I do not currently have written authorization or an easement permitting access to lands not under my ownership.

Written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigation and/or domestic use only (ORS 274.040). (Do not check this box if you described your use as "Multipurpose" in #3 above.)

List the names and mailing addresses of all affected landowners:

Richard Anderson, 83435 Highway 101, Florence, OR 97439

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SALEM, OREGON

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WATER RESOURCES DEPT
SALEM, OREGON

5. ENVIRONMENTAL IMPACT

A. Channel: Is the reservoir in stream X or off channel _____?

B. Wetland: Is the project in a wetland? Yes No Don't know

C. Existing: Is this an existing reservoir? Yes No
If yes, how long has it been in place? 64 years.

D. Fish Habitat: Is there fish habitat upstream of the proposed structure? Yes No Don't know
If yes, how much? 4.5 miles.

E. Partnerships: Have you been working with other agencies? Yes No

Indicate agency, staff and phone numbers of those involved. Also indicate any agencies that are cost sharing in this project.

OREGON WATER RESOURCES DEPARTMENT

Tom Paul (503) 986-0882

Bob Rice (503) 986-0885

Dave Williams (541) 440-4255

6. SIGNATURE

I swear that all statements made and information provided in this application are true and correct to the best of my knowledge.

[Signature]
Authorized Signature

Mayor

8-5-04
Date

Before you submit your application be sure you have:

- Answered each question completely.
- Included a legible map that includes Township, Range, Section, quarter-quarter and tax lot number.
- The map must meet map requirements to be accepted.
- Included a land use form or receipt stub signed by a local planning official.
- Included a check payable to Oregon Water Resources Department for the appropriate amount.

FEE STRUCTURE: The fee is based on the number of acre-feet proposed to be stored. The base fee is \$40. In addition, there is a fee of \$10 per acre-foot or fraction thereof, not to exceed \$250. The maximum fee is \$290. Example: 0.3 AF=\$50; 1.5 AF=\$60; 20.0 AF=\$240; 30.0 AF=\$290.



Oregon Water Resources Department Land Use Information Form

This information is needed to determine compatibility with local comprehensive plans as required by ORS 197.180. The Water Resources Department will use this and other information to evaluate the water use application. DO NOT fill out this form if water is to be diverted, conveyed, or used only on federal lands.

To Be Completed By Applicant

The following section includes information about proposed water use. This section must be completed by the individual or group that is filing an application for a water right with the Water Resources Department.

A. Applicant

Name: DUNES CITY

Address: P.O. Box 97

City: Westlake State: OR Zip: 97493 Day Phone: 541-997-3338

B. Land and Location

Please provide information as requested below for all tax lots on or through which water will be diverted, conveyed, or used. Check "diverted" if water is diverted (taken) from its source on tax lot, "conveyed" if water is conveyed (transported) on tax lot, and "used" if water will be put to beneficial use on tax lot. More than one box may be checked. (Attach extra sheets as necessary.) 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.

Tax Lot I.D.	Plan Designation (e.g. Rural Residential/RR-5)	Water to be: (check all that apply)		
	<u>See Attached Dunes City</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used
	<u>Boundary Map</u>	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used
		<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used

List counties and cities where water is proposed to be diverted, conveyed, or used. Lane County, Dunes City

C. Description of Water Use

Indicate what the water will be used for. Include the beneficial use (found in the instruction booklet for your water right application) and use the space below to describe the key characteristics of the project.

Beneficial Use(s): Multipurpose Use

Briefly describe: Domestic, Livestock, Irrigation not to exceed one-half acre in area,

In-lake uses: Recreation, Wildlife and Fish Life

D. Source

Indicate the source for the proposed water use:

Reservoir/Pond Ground Water Surface Water Woahink Lake
(source)

E. Quantity

Indicate the estimated quantity of water the use will require:

1.5 CFS GPM Acre-Feet

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WATER RESOURCES DEPT
SALEM, OREGON

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SALEM, OREGON

Receipt for Request for Land Use Information

State of Oregon
Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1271
(503) 986-0900

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 this case, only the city planning agency must complete this form. Please request additional forms as needed or feel free to copy.

A. Allowed Use

Check the appropriate box below and provide requested information.

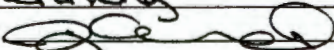
- Land uses to be served by proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): Comp. Plan IV Go to section B "Approval" below.
- Land uses to be served by proposed water uses (including proposed construction) involve discretionary land use approvals as listed in the table below.

Type of Land Use Approval Needed (e.g. plan amendments, rezones, conditional use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Check the item that applies: Land Use Approval:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
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		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued

Note: Please attach documentation of applicable local land use approvals which have already been obtained. (Record of Action/land use decision and accompanying findings are sufficient.)

B. Approval

Please provide printed name and written signature.

Name: JEANNIE CERDA Date: 10-20-04
 Title: Planning Phone: 541-997-3338
 Signature: 

C. Additional Comments

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

Note: If this form cannot be completed while the applicant waits, sign and detach the receipt stub as instructed below. You will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

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WATER RESOURCES DEP
SALEM, OREGON

Receipt for Request for Land Use Information

Name of applicant: _____

This receipt must be signed by a local government representative and returned to the applicant at the time they present this form. This receipt must be included with the application filed with the Water Resources Department if the local government cannot provide the requested land use information while the applicant waits.

City or County: _____
 Staff contact: _____ Phone: _____
 Signature: _____ Date: _____

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WATER RESOURCES DEPT
SALEM, OREGON

Dunes City

Standard Application "Completeness" Checklist

Minimum Requirements (OAR 690-310-040)

Application _____	County: _____
Priority Date: _____	Township: _____
Use(s): _____	Range: _____
	Section: _____
	POD ¼ ¼: _____
Rate: _____	POU ¼ ¼: _____

Applicant/Organization Name, Mailing Address and Telephone Number. If applicant is other than a private landowner, Organizations section must be completed.

Source listed

Property ownership indicated? If applicant does not own all the land, is the affected landowner's name and mailing address listed? (Including: Lands, not owned by applicant, upon which the source is locatedor..... any Lands, not owned by applicant, which are crossed by the diversion works.) **NOTE: An easement or agreement DOES NOT need to be submitted at this time, however a statement declaring the existence of written authorization or an easement permitting access to land crossed by the proposed ditch canal or other work is required at this time. Easement or agreement will be required before a permit will be issued.**

If a groundwater application...is the groundwater development section completed, including copies of well logs ?

Proposed Use of the water.... Is each proposed use identified?

Has the appropriate "Supplemental Form" for each proposed use been completed, if applicable ?

Form I (Irrigation)

Form M (Municipal or Quasi-Municipal)

Form R (Mining)

Form Q (Commercial or Industrial)

Spring Description Sheet (if source is a Spring)

Amount of water from each source listed in GPM, CFS or AF? *410 AF*

Acreage being proposed, if applicable.

Season being requested by applicant.

Water management section has been completed? If system has not been designed, the applicant may estimate this information.

Resource protection system completed on Surface Water application?

Are the dates of construction indicated? Proposed dates for the Beginning of construction, completion of construction, and complete application of water to the proposed use(s) If system already completed, applicant should indicate existing. Applicant may indicate in other than dates, these timelines.

Is the application signed in ink by the applicant? If the application is in the name of an organization or corporation, the authorized agent with title or authority, must sign the application. If more than one applicant named, both/all must sign or application is incomplete. *Title of signer*

Legal description included? A copy of the deed, land sales contract or title insurance policy can provide this information. We cannot accept a copy of the tax bill.

A completed Land-Use Form or receipt signed by the appropriate planning department officials enclosed? Does the use on land-use form match the proposed use on the application? Date should be within 6 months. *Conflict of Interest - needs signed by County & Jurisdiction*

Does the map meet map requirements of OAR 690-310-050?

Town, Range, Sec, ¼ ¼ and Tax Lot #

Scale of the Map, not less than 4" = 1 mile

Reference corner on map

North Directional Symbol (not fatal if omitted)

¼ ¼'s clearly identified

Location of each diversion point, well or dam

POU clearly identified
location of place of use where water is to be used. ie: domestic, industrial stock, irr, etc.

Location Coordinates for each POD
by reference to a recognized public land survey corner

Number of acres per ¼ ¼, if Irrigation

Other

fees enclosed?

Base Fee \$ 40.00

Total Paid \$ 0

plus \$ 250.00

Total Amount of Water Requested: 410 AF

plus \$ _____

Total Exam Fee \$ 290.00

Need Surface Water app to use the water.

Total Exam Fee \$ 290.00

Recording Fee \$ _____

Completeness Check by: Connie Vance

Date: 10/22/04



Oregon Water Resources Department
 725 Summer Street NE, Suite A
 Salem Oregon 97301-1271
 (503) 986-0900
 www.wrd.state.or.us

Application for a Permit to Store Water in a Reservoir

(Alternate Review)

Alternate Review Process (ORS 537.409): You may use this form for any reservoir storing less than 9.2 acre-feet or with a dam less than 10 feet high.

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 OCT 22 2004
 WATER RESOURCES DEPT
 SALEM, OREGON

1. APPLICANT INFORMATION

~~XXXXXX~~ DUNES CITY
First Last

Mailing Address: P.O. Box 97

Westlake Oregon 97439
City State Zip

Phone: (541) 997-3338
Home Work Other

*Fax: (541) 997-5751 *E-Mail Address: _____

**Optional Information*

2. LOCATION AND SOURCE

A. Reservoir Name: Woahink Lake

B. Source: Provide the name of the water body or other source from which water will be diverted, and the name of the stream or lake it flows into. Indicate if source is run-off, seepage, or an unnamed stream or spring.
 Source: Woahink Lake Tributary to: Woahink Creek

C. Reservoir Location (Outlet Control Structure, Dam)

Township (N or S)	Range (E or W)	Section	quarter/quarter	tax lot number
19 S	12 W	27	Northeast	2

D. County of use: Lane

E. Dam: Maximum height of dam: 0.5 feet. If excavated, write "excavated" or "0 feet".

F. Quantity: Amount of water to be stored in the reservoir at maximum capacity. List quantity in Acre-Feet: 410

For Department Use		
App. No. _____	Permit No. _____	Date _____

3. WATER USE

Indicate the proposed use(s) of the stored water. NOTE: You may wish to consider filing for "Multipurpose use" for your reservoir. Multipurpose use does not limit the types of future uses for the stored water. Multipurpose covers all uses including: stockwater, fish and wildlife, aesthetics, domestic, irrigation, agriculture, fire protection and pollution abatement. If any use will be out of reservoir use, regardless of the type of storage listed, a secondary application must be filed to appropriate the stored water. Multipurpose Use

NOTE: Existing maximum lake height will not be increased

4. PROPERTY OWNERSHIP

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OCT 22 2004
WATER RESOURCES DEPT
SALEM, OREGON

Do you own all the land where you propose to divert, transport, and use water?

Yes (Skip to section 5)

No (Please check the appropriate box below)

I have a recorded easement or written authorization permitting access.

I do not currently have written authorization or an easement permitting access to lands not under my ownership.

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List the names and mailing addresses of all affected landowners:

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C. Existing: Is this an existing reservoir? Yes No

If yes, how long has it been in place? 64 years.

D. Fish Habitat: Is there fish habitat upstream of the proposed structure? Yes No Don't know

If yes, how much? 4.5 miles.

E. Partnerships: Have you been working with other agencies? Yes No

Indicate agency, staff and phone numbers of those involved. Also indicate any agencies that are cost sharing in this project.

OREGON WATER RESOURCES DEPARTMENT

Tom Paul (503) 986-0882

Bob Rice (503) 986-0885

Dave Williams (541) 440-4255

6. SIGNATURE

I swear that all statements made and information provided in this application are true and correct to the best of my knowledge.


Authorized Signature

8-5-04

Date

Before you submit your application be sure you have:

- Answered each question completely.
- Included a legible map that includes Township, Range, Section, quarter-quarter and tax lot number.
- The map must meet map requirements to be accepted.
- Included a land use form or receipt stub signed by a local planning official.
- Included a check payable to Oregon Water Resources Department for the appropriate amount.

FEE STRUCTURE: The fee is based on the number of acre-feet proposed to be stored. The base fee is \$40. In addition, there is a fee of \$10 per acre-foot or fraction thereof, not to exceed \$250. The maximum fee is \$290. Example: 0.3 AF=\$50; 1.5 AF=\$60; 20.0 AF=\$240; 30.0 AF=\$290.



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Land Use Information Form**

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Address: P.O. Box 97

City: Westlake State: OR Zip: 97493 Day Phone: 541-997-3338

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	See Attached Dunes City	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used
	Boundary Map	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used
		<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used

List counties and cities where water is proposed to be diverted, conveyed, or used. Lane County, Dunes City

C. Description of Water Use

Indicate what the water will be used for. Include the beneficial use (found in the instruction booklet for your water right application) and use the space below to describe the key characteristics of the project.

Beneficial Use(s): Multipurpose Use

Briefly describe: Domestic, Livestock, Irrigation not to exceed one-half acre in area,

In-lake uses: Recreation, Wildlife and Fish Life

D. Source

Indicate the source for the proposed water use:

Reservoir/Pond Ground Water Surface Water Woahink Lake
(source)

E. Quantity

Indicate the estimated quantity of water the use will require:

1.5 CFS GPM Acre-Feet

Receipt for Request for Land Use Information

State of Oregon
Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1271
(503) 986-0900

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WATER RESOURCES DEPT
SALEM, OREGON

For Local Government Use Only

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A. Allowed Use

Check the appropriate box below and provide requested information.

- Land uses to be served by proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): Comp. Plan IV Go to section B "Approval" below.
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		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued

Note: Please attach documentation of applicable local land use approvals which have already been obtained. (Record of Action/land use decision and accompanying findings are sufficient.)

B. Approval

Please provide printed name and written signature.

Name: JEANNIE CERDA Date: 10-20-04
 Title: Planning Phone: 541-997-3338
 Signature: [Signature]

C. Additional Comments

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

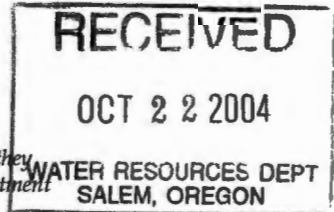
Note: If this form cannot be completed while the applicant waits, sign and detach the receipt stub as instructed below. You will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

Receipt for Request for Land Use Information

Name of applicant: _____

This receipt must be signed by a local government representative and returned to the applicant at the time they present this form. This receipt must be included with the application filed with the Water Resources Department if the local government cannot provide the requested land use information while the applicant waits.

City or County: _____
 Staff contact: _____ Phone: _____
 Signature: _____ Date: _____



DUNES CITY

P.O. Box 97 • Westlake, Oregon 97493 • (541) 997-3338 • Fax: (541) 997-5751

September 3, 2004

Jeff Farm, Area 3 Manager
Honeyman State Park
84505 Highway 101 South
Florence, Oregon 97439-8405

Re: Water Storage on Woahink Lake

Dear Jeff,

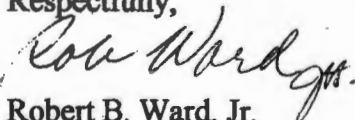
Thank you and Dennis Davidson for meeting with Susie Navetta, a member of the city's Water Quality Control Committee, concerning Dunes City's Application for Water Storage to the Oregon Water Resources Department.

In 1939, the Oregon State Highway Commission obtained an easement allowing Woahink Creek to be rerouted and a concrete outlet control structure installed to manage the level of Woahink Lake. While ownership of the structure is unclear, it has been suggested that since the structure is on Richard Anderson's property, it may belong to him. Mr. Anderson is willing to sign over any ownership rights that he may have to Dunes City and provide the city with access to the structure. Last year Dunes City repaired the structure for \$3,750 and is willing to assume responsibility for its maintenance.

The Dunes City Water Quality Control Committee and the Dunes City Council believe it is in the best interest of the City and the residents of the area to store six-inches of the lake's flow-through water for later use. This action will not raise the high water level of the lake as a flashboard will be used to stabilize the level as was done in the past; thus, insuring that everyone will have enough water.

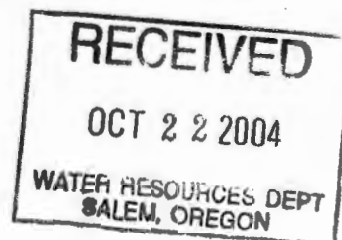
Since the Honeyman State Park is interested in maintaining the lake at an optimum level for park users, Dunes City is asking for a letter supporting its Water Storage Application.

Respectfully,



Robert B. Ward, Jr.
Mayor

Cc. Council



DUNES CITY

P.O. Box 97 • Westlake, Oregon 97493 • (541) 997-3338 • Fax: (541) 997-5751

October 21, 2004

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

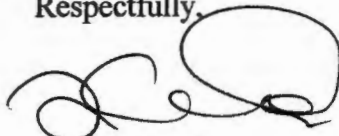
Subject: Application for a Permit to Store Water in a Reservoir

Dear Oregon Water Resources Department:

Enclosed please find Dunes City's application for a permit to "Store Water in a Reservoir", and required attachments.

If you have any questions please call Dunes City Monday - Thursday, 10:00 a.m. to 2:00 p. m.

Respectfully,



Jeannie Cerda
Planning Secretary
City of Dunes City



Dunes City

Standard Application "Completeness" Checklist

COPY

Minimum Requirements (OAR 690-310-040)

Application _____	County: _____
Priority Date: _____	Township: _____
Use(s): _____	Range: _____
	Section: _____
	POD ¼ ¼: _____
Rate: _____	POU ¼ ¼: _____

RECEIVED

OCT 28 2004

WATER RESOURCES DEPT
SALEM, OREGON

Applicant/Organization Name, Mailing Address and Telephone Number. If applicant is other than a private landowner, Organizations section must be completed.

Source listed

Property ownership indicated? If applicant does not own all the land, is the affected landowner's name and mailing address listed? (Including: Lands, not owned by applicant, upon which the source is locatedor..... any Lands, not owned by applicant, which are crossed by the diversion works.) **NOTE: An easement or agreement DOES NOT need to be submitted at this time, however a statement declaring the existence of written authorization or an easement permitting access to land crossed by the proposed ditch canal or other work is required at this time. Easement or agreement will be required before a permit will be issued.**

If a groundwater application...is the groundwater development section completed, including copies of well logs ?

Proposed Use of the water.... Is each proposed use identified?

Has the appropriate "Supplemental Form" for each proposed use been completed, if applicable ?

- Form I (Irrigation) Form M (Municipal or Quasi-Municipal)
- Form R (Mining) Form Q (Commercial or Industrial)
- Spring Description Sheet (if source is a Spring)

Amount of water from each source listed in GPM, CFS or AF? 410 AF

Acreage being proposed, if applicable.

- Season being requested by applicant.
- Water management section has been completed? If system has not been designed, the applicant may estimate this information.
- Resource protection system completed on Surface Water application?
- Are the dates of construction indicated? Proposed dates for the Beginning of construction, completion of construction, and complete application of water to the proposed use(s) If system already completed, applicant should indicate existing. Applicant may indicate in other than dates, these timelines.
- Is the application signed in ink by the applicant? If the application is in the name of an organization or corporation, the authorized agent with title or authority, must sign the application. If more than one applicant named, both/all must sign or application is incomplete. *Title of signer*

RECEIVED

OCT 28 2004

WATER RESOURCES DEPT
SALEM, OREGON

- Legal description included? A copy of the deed, land sales contract or title insurance policy can provide this information. We cannot accept a copy of the tax bill.
- A completed Land-Use Form or receipt signed by the appropriate planning department officials enclosed? Does the use on land-use form match the proposed use on the application? Date should be within 6 months. *Conflict of Interest - needs signed by Counties & Jurisdiction*
- Does the map meet map requirements of OAR 690-310-050?

- | | |
|--|--|
| <input type="checkbox"/> Town, Range, Sec, ¼ ¼ and Tax Lot # | <input type="checkbox"/> Scale of the Map, not less than 4" = 1 mile |
| <input type="checkbox"/> Reference corner on map | <input type="checkbox"/> North Directional Symbol (not fatal if omitted) |
| <input type="checkbox"/> ¼ ¼'s clearly identified | <input type="checkbox"/> Location of each diversion point, well or dam |
| <input type="checkbox"/> POU clearly identified
location of place of use where water is to be used. ie: domestic, industrial stock, irr, etc. | <input type="checkbox"/> Location Coordinates for each POD
by reference to a recognized public land survey corner |
| | <input type="checkbox"/> Number of acres per ¼ ¼, if Irrigation |

Need Surface Water app to use the water.

Other

fees enclosed?

Total Paid \$ 0

Base Fee \$ 40.00
plus \$ 250.00
plus \$ _____

Total Amount of Water Requested: 410 AF

Total Exam Fee \$ 290.00

Total Exam Fee \$ <u>290.00</u>	Recording Fee \$ _____
---------------------------------	------------------------

Completeness Check by: Connie Vance Date: 10/22/04

ACCEPTED BY DWIGHT FRENCH

Standard Application "Completeness" Checklist

Minimum Requirements (OAR 690-310-040)

Application _____	County: _____
Priority Date: _____	Township: _____
Use(s): _____	Range: _____
	Section: _____
	POD ¼ ¼: _____
Rate: _____	POU ¼ ¼: _____

Applicant/Organization Name, Mailing Address and Telephone Number. If applicant is other than a private landowner, Organizations section must be completed.

Source listed

Property ownership indicated? If applicant does not own all the land, is the affected landowner's name and mailing address listed? (Including: Lands, not owned by applicant, upon which the source is locatedor..... any Lands, not owned by applicant, which are crossed by the diversion works.) **NOTE: An easement or agreement DOES NOT need to be submitted at this time, however a statement declaring the existence of written authorization or an easement permitting access to land crossed by the proposed ditch canal or other work is required at this time. Easement or agreement will be required before a permit will be issued.**

~~If a groundwater application... is the groundwater development section completed, including copies of well logs?~~

Proposed Use of the water.... Is each proposed use identified?

Has the appropriate "Supplemental Form" for each proposed use been completed, if applicable ?

- Form I (Irrigation)
- Form M (Municipal or Quasi-Municipal)
- Form R (Mining)
- Form Q (Commercial or Industrial)
- Spring Description Sheet (if source is a Spring)

Amount of water from each source listed in GPM, CFS or AF?

~~Acreage being proposed, if applicable.~~

- Season being requested by applicant.
- Water management section has been completed? If system has not been designed, the applicant may estimate this information.
- Resource protection system completed on Surface Water application?

Are the dates of construction indicated? Proposed dates for the Beginning of construction, completion of construction, and complete application of water to the proposed use(s) If system already completed, applicant should indicate **existing**. Applicant may indicate in other than dates, these timelines.

Is the application signed in ink by the applicant? If the application is in the name of an organization or corporation, the authorized agent with title or authority, must sign the application. If more than one applicant named, both/all must sign or application is incomplete.

~~Legal description included? A copy of the deed, land sales contract or title insurance policy can provide this information. We cannot accept a copy of the tax bill.~~

A completed Land-Use Form or receipt signed by the appropriate planning department officials enclosed? Does the use on land-use form match the proposed use on the application? Date should be within 6 months.

DETAILS TO BE RETAINED BY
ASSIGNED CASEWORKER

Does the map meet map requirements of OAR 690-310-050?

- | | |
|--|--|
| <input type="checkbox"/> Town, Range, Sec, ¼ ¼ and Tax Lot # | <input type="checkbox"/> Scale of the Map, not less than 4" = 1 mile |
| <input type="checkbox"/> Reference corner on map | <input type="checkbox"/> North Directional Symbol (not fatal if omitted) |
| <input type="checkbox"/> ¼ ¼'s clearly identified | <input type="checkbox"/> Location of each diversion point, well or dam |
| <input type="checkbox"/> POU clearly identified
location of place of use where water is to be used. ie: domestic, industrial stock, irr, etc. | <input type="checkbox"/> Location Coordinates for each POD
by reference to a recognized public land survey corner |
| | <input type="checkbox"/> Number of acres per ¼ ¼, if Irrigation |

Other

fees enclosed? YES
 Total Paid \$ 290
EXAM MAX!
 Total Amount of Water Requested: _____

Base Fee\$ _____
 plus\$ _____
 plus\$ _____

Total Exam Fee \$ _____

Total Exam Fee \$ <u>290</u>	Recording Fee \$ <u>XXXX</u>
------------------------------	------------------------------

DUNES CITY

P.O. Box 97 • Westlake, Oregon 97493 • (541) 997-3338 • Fax: (541) 997-5751

October 27, 2004

Oregon Water Resources Department
725 Summer St., NE, Suite A
Salem, Oregon 97301-1271

Attn: Connie Vance

Re: Application for Permit to Store Water in a Reservoir

RECEIVED
OCT 28 2004
WATER RESOURCES DEPT
SALEM, OREGON

Dear Ms. Vance:

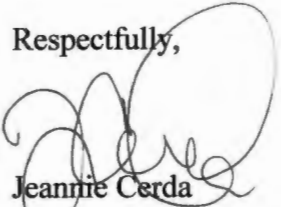
Enclosed please find a copy Dunes City's application for water storage rights, received by your office October 22, 2004. It is my understanding the application was incomplete for the following reasons:

1. No fee submitted.
2. Land Use Information Form not signed by Lane County.

I have enclosed a check for the application fee in the amount of \$290.00. I have also enclosed a copy of the request to Lane County to complete the Land Use Form.

If you have any questions or need more information please contact Dunes City, Monday - Thursday, 10:00 am to 2:00 pm.

Respectfully,


Jeannie Cerda
Dunes City Planning

Enclosures

C: File

10/29/04

Dwight,

Herb & I need your
assistance with this
application.

Phil Ward, Tom Paul &
Bob Rice are involved
with Dunes City.

Connie

DUNES CITY

COPY

P.O. Box 97 • Westlake, Oregon 97493 • (541) 997-3338 • Fax: (541) 997-5751

October 27, 2004

COPY

Lane County Land Management
125 E. 8th Avenue
Eugene, Oregon 97401

RECEIVED

OCT 28 2004

WATER RESOURCES DEPT
SALEM, OREGON

Attn: Kent Howe

Re: **Land Use Information Form**

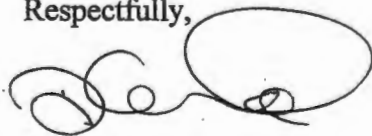
Dear Mr. Howe:

Dunes City is currently applying to Oregon Water Resources Department for a permit to store water. The application requires local jurisdictions response. Dunes City was informed that even though the property is in Dunes City, Lane County must complete the land use section as well.

Would you be so kind as complete the Land Use Form and return it to our office in the self addressed stamped envelope provided? I have enclosed copies of all documents prepared for and submitted to Oregon Water Resources Department.

Thank you for your assistance in this matter. If you have any questions please call Dunes City Hall Monday-Thursday 10:00 a.m. to 2:00 p.m.

Respectfully,



Jeannie Cerda
Dunes City Planning

Enclosures

c: Oregon Water Resources Department

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172

(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **114342**

INVOICE # _____

RECEIVED FROM: City of Dunes City

APPLICATION	R-86125
PERMIT	R-14131
TRANSFER	

BY: _____

CASH: CHECK: **12240** OTHER: (IDENTIFY) _____

TOTAL REC'D \$ **575.00**

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES \$ _____
OTHER: (IDENTIFY) \$ _____

0243 I/S Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____

4270 WRD OPERATING ACCT

MISCELLANEOUS **46111**

0407 COPY & TAPE FEES \$ _____
0410 RESEARCH FEES \$ _____
0408 MISC REVENUE: (IDENTIFY) \$ _____
TC162 DEPOSIT LIAB. (IDENTIFY) \$ _____
0240 EXTENSION OF TIME \$ **575.00**

WATER RIGHTS:

EXAM FEE	
\$ _____	0202
\$ _____	0204
\$ _____	
EXAM FEE	
\$ _____	0219
\$ _____	0220

0201 SURFACE WATER \$ _____
0203 GROUND WATER \$ _____
0205 TRANSFER \$ _____

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR \$ _____
LANDOWNER'S PERMIT \$ _____

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ _____ CARD # _____
0210 MONITORING WELLS \$ _____ CARD # _____

OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD) \$ _____
0231 HYDRO LICENSE FEE (FW/WRD) \$ _____
HYDRO APPLICATION \$ _____

TREASURY OTHER / RDX

FUND _____ TITLE _____
OBJ. CODE _____ VENDOR # _____
DESCRIPTION \$ _____

RECEIPT: **114342**

DATED: 12/18/14 BY: _____

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172

(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT #

99332

INVOICE # _____

RECEIVED FROM:

City of Dunes City

APPLICATION

R-86125

BY: _____

PERMIT

TRANSFER

CASH:

CHECK:#

10551

OTHER: (IDENTIFY)

TOTAL REC'D

\$ 500.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407

COPIES

\$

OTHER:

(IDENTIFY)

\$

0243 I/S Lease

0244 Muni Water Mgmt. Plan

0245 Cons. Water

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407

COPY & TAPE FEES

\$

0410

RESEARCH FEES

\$

0408

MISC REVENUE: (IDENTIFY)

\$

TC162

DEPOSIT LIAB. (IDENTIFY)

\$

0240

EXTENSION OF TIME

\$ 500.00

WATER RIGHTS:

0201

SURFACE WATER

EXAM FEE

\$

0202

RECORD FEE

\$

0203

GROUND WATER

\$

0204

LICENSE FEE

\$

0205

TRANSFER

\$

WELL CONSTRUCTION

0218

WELL DRILL CONSTRUCTOR

\$

0219

\$

LANDOWNER'S PERMIT

0220

LICENSE FEE

\$

OTHER

(IDENTIFY)

0536 TREASURY 0437 WELL CONST. START FEE

0211

WELL CONST START FEE

\$

CARD #

0210

MONITORING WELLS

\$

CARD #

OTHER

(IDENTIFY)

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233

POWER LICENSE FEE (FW/WRD)

\$

0231

HYDRO LICENSE FEE (FW/WRD)

\$

HYDRO APPLICATION

\$

TREASURY

OTHER / RDX

FUND

TITLE

OBJ. CODE

VENDOR #

DESCRIPTION

\$

RECEIPT:

99332

DATED:

3-4-10

BY:

OR

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172

(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **71085**

INVOICE # _____

RECEIVED FROM: City of Dunes City
BY: _____

APPLICATION	R86125
PERMIT	
TRANSFER	

CASH: CHECK:# 8100 OTHER: (IDENTIFY) _____

TOTAL REC'D \$ 290.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES \$ _____
OTHER: (IDENTIFY) \$ _____
0243 I/S Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES \$ _____
0410 RESEARCH FEES \$ _____
0408 MISC REVENUE: (IDENTIFY) \$ _____
TC162 DEPOSIT LIAB. (IDENTIFY) \$ _____
0240 EXTENSION OF TIME \$ _____

WATER RIGHTS:

0201 SURFACE WATER	EXAM FEE \$ <u>290.00</u>	0202	RECORD FEE \$ _____
0203 GROUND WATER	\$ _____	0204	\$ _____
0205 TRANSFER	\$ _____		

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR	EXAM FEE \$ _____	0219	LICENSE FEE \$ _____
LANDOWNER'S PERMIT		0220	\$ _____

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ _____ CARD # _____
0210 MONITORING WELLS \$ _____ CARD # _____
OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD) \$ _____
0231 HYDRO LICENSE FEE (FW/WRD) \$ _____
HYDRO APPLICATION \$ _____

TREASURY OTHER / RDX

FUND _____ TITLE _____
OBJ. CODE _____ VENDOR # _____
DESCRIPTION _____ \$ _____

RECEIPT: **71085**

DATED: 10/28/04 BY: L. Albin

CITY OF DUNES CITY

12240

725 Summer Street NE, Suite A

12/15/2014

575.00

RECEIVED BY OWRD

DEC 18 2014

SALEM, OR

Checking 2

Renewal Ap for R14131

575.00

Application # R-80125 Permit # R-1431

Public Notice Route Slip ... New Application Extension of Time
per Division 315 Rules... (Extensions received on July 1, 2001 or after)

- ◆ **WRIG...**
Money Received on: _____
- ◆ **Extension Specialist...**
 - Added to tracking spreadsheet

After fee is receipted and app is added to spreadsheet, route to...

- ◆ **Codi Holmes...**
 - Publish on Public Notice (initial 30-day comment): Date of notice 12/30/14
 - Update WRIS Database
 - In the "PNotice Date" field... Enter the date the Extension Application was published on the Public Notice.
 - In the "Ext Filed" field... Enter the date the Extension Application was received.

Yes or No: Return file to Extension Specialist after PN _____

Application # R-86125

Permit # R-

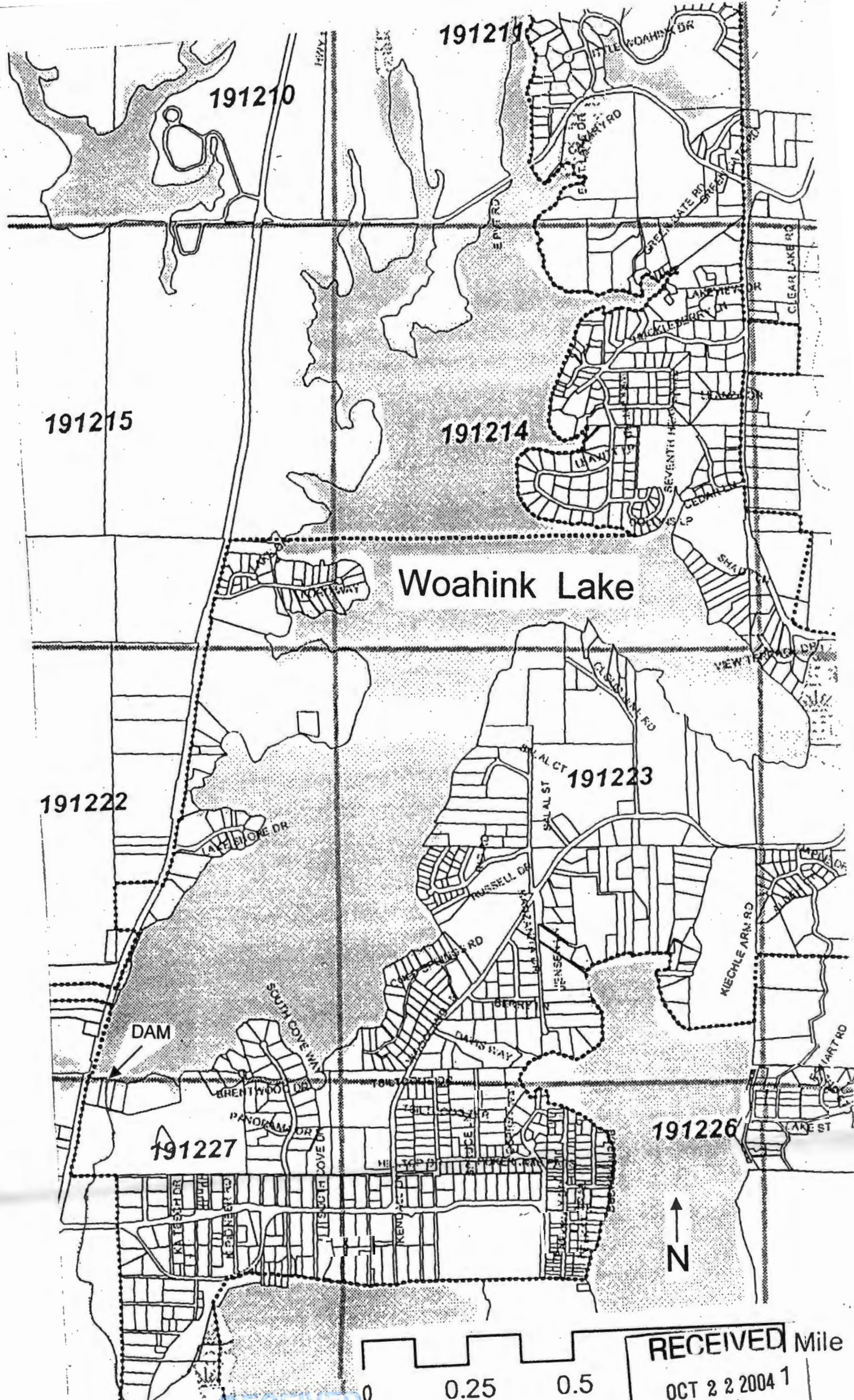
Public Notice Route Slip ... New Application Extension of Time
per Division 315 Rules... (Extensions received on July 1, 2001 or after)

- ◆ WRIG...
Money Received on: 3/4/10
- ◆ Extension Specialist...
 - Added to tracking spreadsheet

After fee is receipted and app is added to spreadsheet, route to...

- ◆ Jonnine Skaug...
 - Publish on Public Notice (initial 30-day comment): Date of notice 3/16/10 JS
 - Update WRIS Database
 - In the "PNotice Date" field... Enter the date the Extension Application was published on the Public Notice.
 - In the "Ext Filed" field... Enter the date the Extension Application was received.

Yes or No Return file to Extension Specialist after PN



191215

191211

191210

191214

Woahink Lake

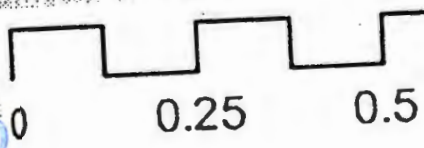
191222

191223

DAM

191227

191226

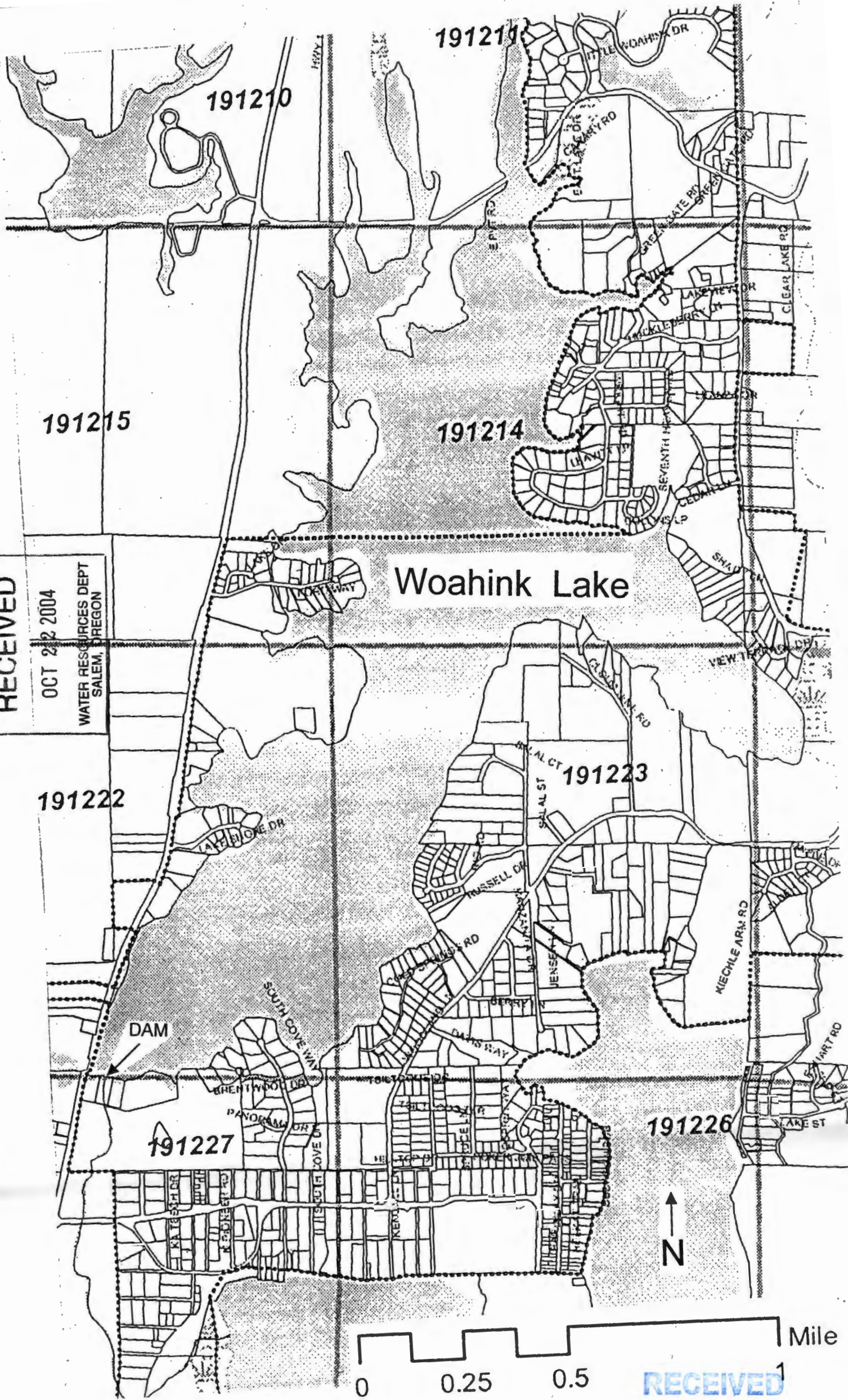


RECEIVED

OCT 28 2004

WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED Mile
OCT 22 2004 1
WATER RESOURCES DEPT
SALEM, OREGON

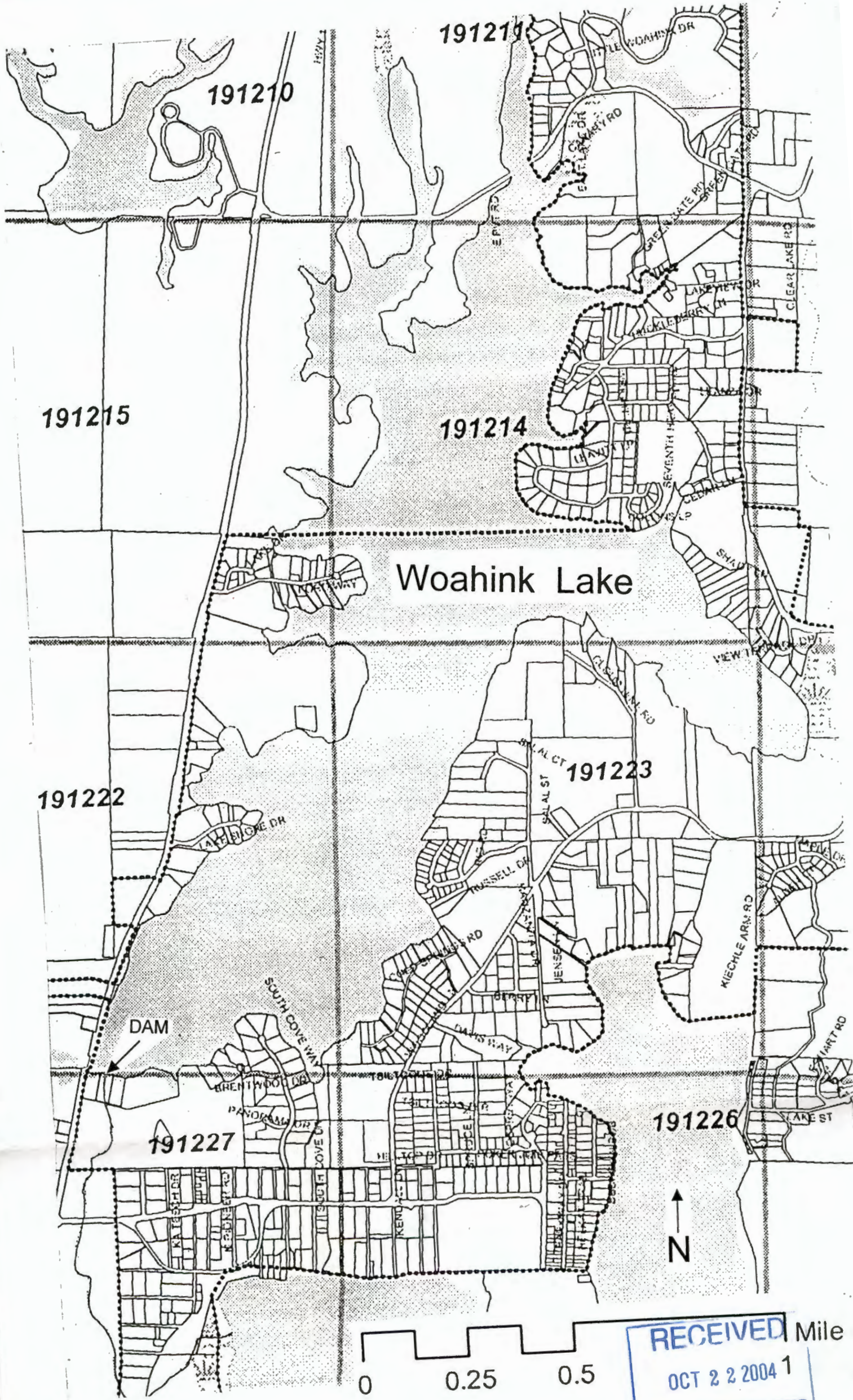


RECEIVED
 OCT 22 2004
 WATER RESOURCES DEPT
 SALEM, OREGON

RECEIVED

OCT 28 2004

WATER RESOURCES DEPT
 SALEM OREGON

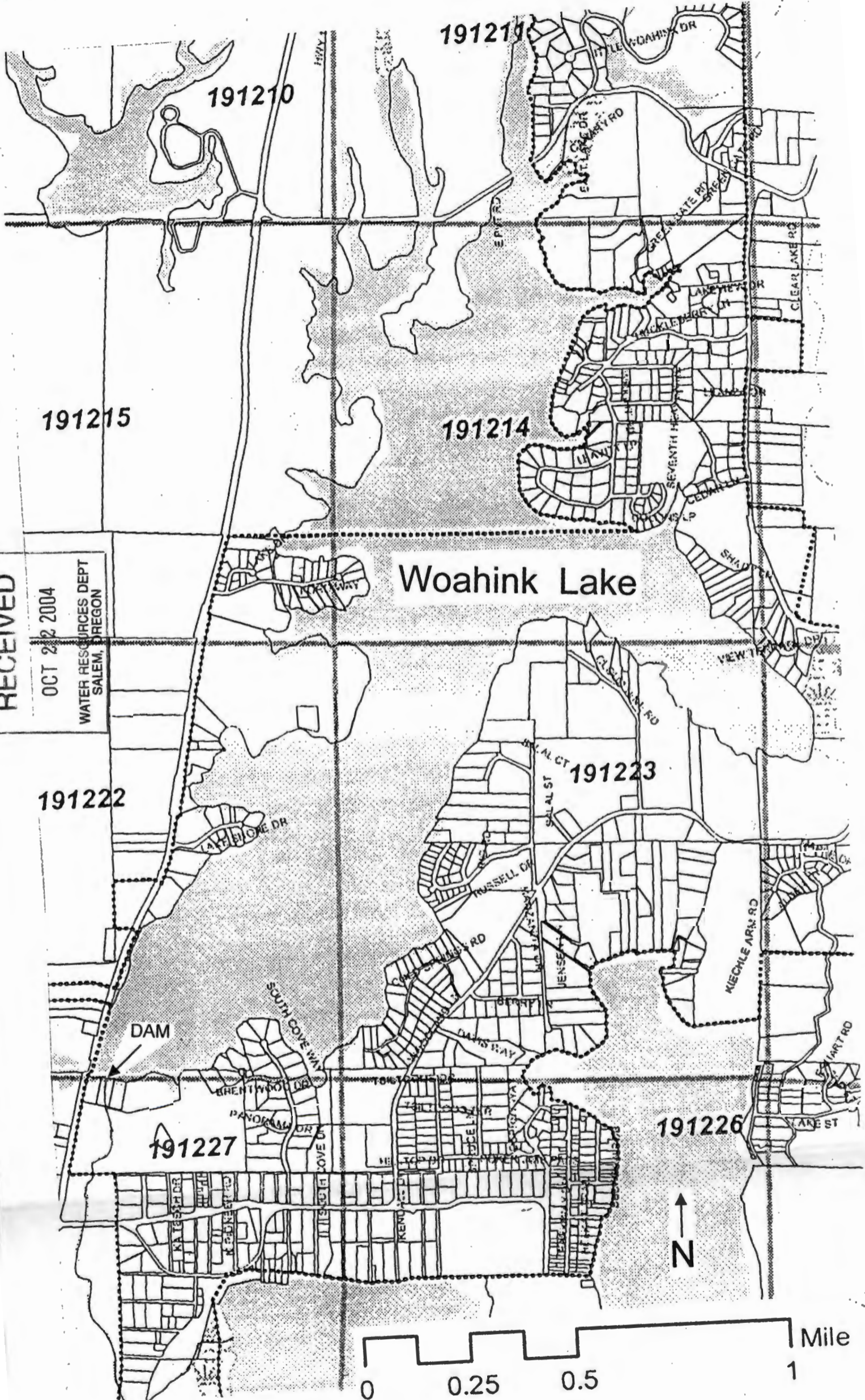


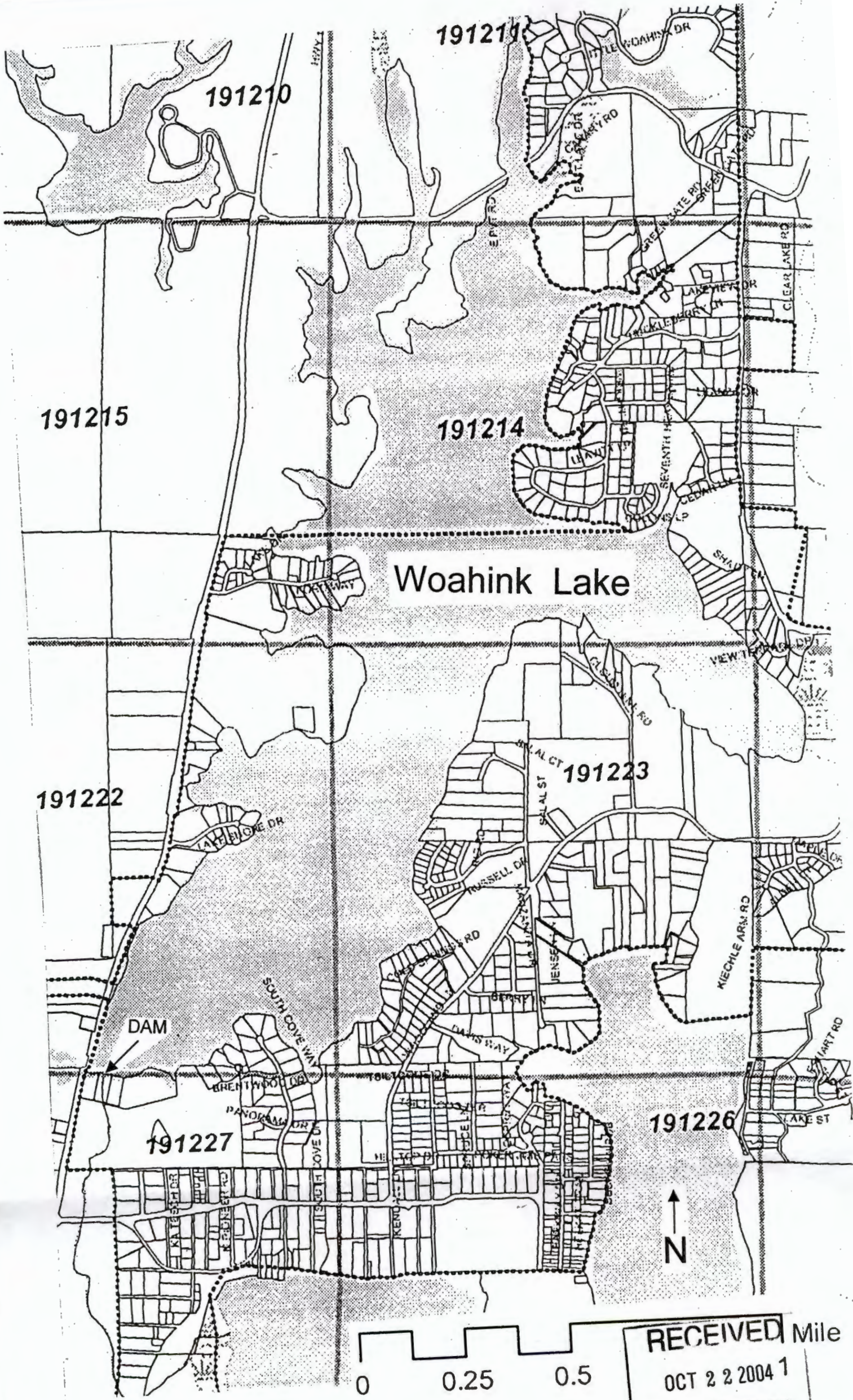
RECEIVED Mile
OCT 22 2004 1
WATER RESOURCES DEPT
SALEM, OREGON

RECEIVED

OCT 22 2004

WATER RESOURCES DEPT
SALEM, OREGON





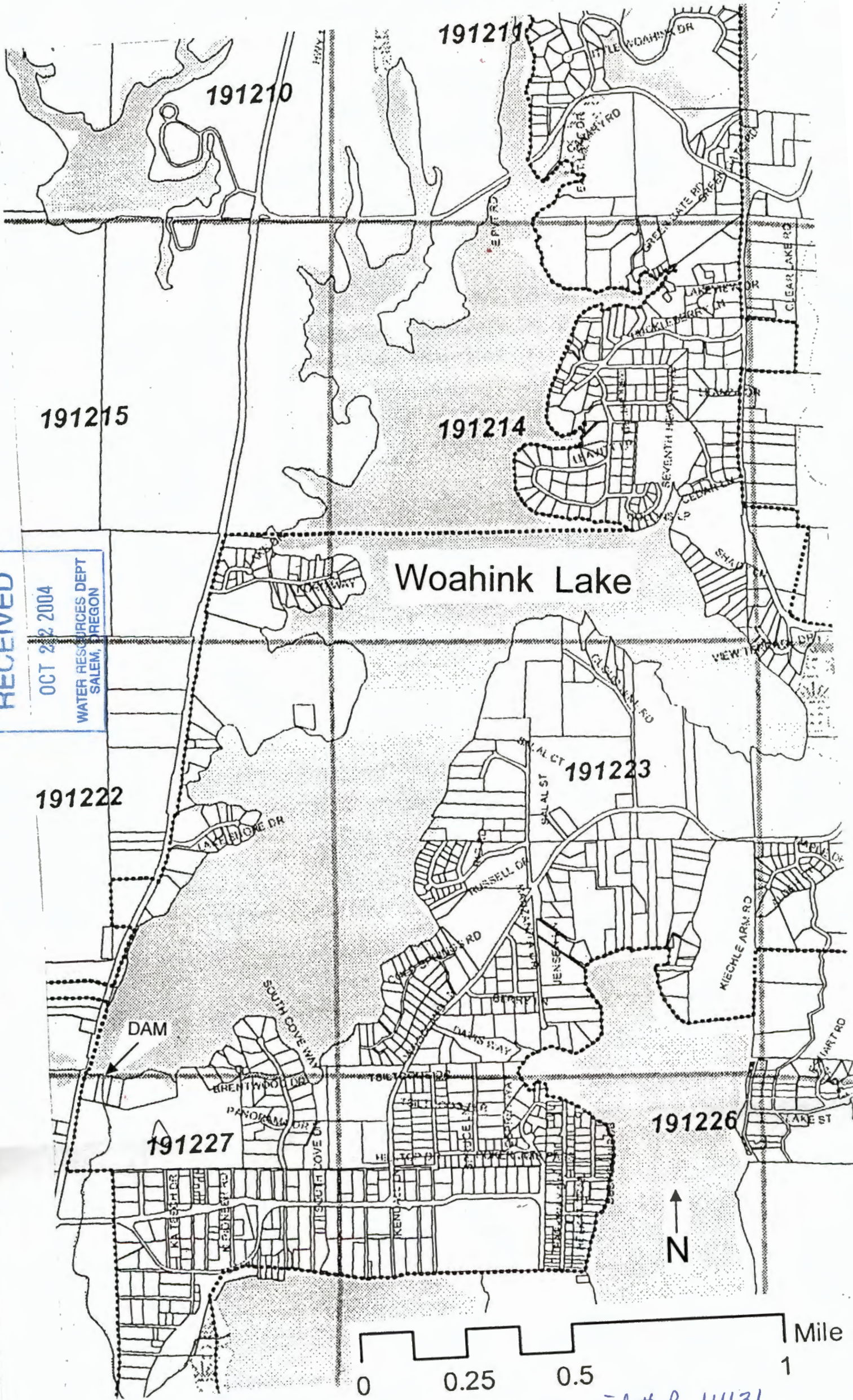
Woahink Lake

RECEIVED Mile
 OCT 22 2004 1
 WATER RESOURCES DEPT
 SALEM, OREGON

RECEIVED

OCT 22 2004

WATER RESOURCES DEPT
SALEM, OREGON



app # R 86125

Permit # R-14131