

1967-41

NE 3000 211

TILLAMOOK

L-C

# Abstract of Permit No. 36881

Application No. 49201

Certificate No.

Name Pacific City Water District  
Address P. O. Box 78  
Pacific City, Oregon

TILLAMOOK CO.

4S 10W S 5E 5E

Source of water supply Horn Creek

26793(33272)

Use quasi-municipal

30792

Point of diversion 2445' N. & 2514' E. from the SE corner of Sec.19, being within the NE 1/4 SW 1/4 of Sec.20, T.4 S., R.10 W., W.M., in the county of Tillamook

4S 10W S 5E 5E

Number of acres

USE MAP ATTACHED 1ST

## DESCRIPTION OF LAND TO BE IRRIGATED OR PLACE OF USE

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4
4S	10W	18																X
		19		X	X	X	X			X	X	X	X	X	X	X	X	
		30			X	X	X	X	X	X	X						X	X
4S	11W	13													X			X
		24	X			X									X			X
		25	X			X												

Priority date May 3, 1972

Amount of water 1.35  
~~2.0 6.4.8.8.~~

Time limit to begin construction July 27, 1974

Time limit to complete construction ~~10-1-75~~ extended to 10/1/90 extended to

Time limit to completely apply water ~~10-1-76~~ extended to 10/1/90 extended to

Remarks:

330 N  
750 L  
50 60 5

jr  
4S 10W S 5E 5E  
INSPECTION

Basin 1, Vol. 1

October 10, 2007

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

**SUBJECT: SUBMITTAL TIMELINE FOR THE EXTENSION OF TIME  
APPLICATION  
PERMIT S-36881, APPLICATION S-49201**

Dear Mr. Gainey:


The purpose of this letter is to provide you an update of the submittal timeline for the extension of time application.

Pacific City Joint Water-Sanitary Authority (PCJWSA) recently passed a bond measure to finance improvements to the Horn Creek water system. Work related to this project had previously been delayed until this bond measure was approved by voters.

An agency coordination meeting occurred on September 18, 2007 to provide permitting and design direction for this project. As a result of this meeting, we are prepared to submit the Extension of Time application by the end of November 2007.

Please call me at 503-274-2010 if you have any questions or concerns.

Sincerely,



Adam Zucker, P.E., C.W.R.E.

**RECEIVED**  
OCT 12 2007  
WATER RESOURCES DEPT  
SALEM OREGON



# 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

April 16, 2007

Adam Zucker  
Vigil Agrimis, Inc.  
819 SE Morrison St., Ste. 310  
Portland, OR 97214

RE: Permit S-36881, Application S-49201

Dear Mr. Zucker,

We received your request for reconsideration of the proposed certificate for the above referenced permit, mailed on October 10, 2006. As requested, the Department has reviewed and approved your request. The Department will not move toward issuance of the certificate.

Your letter indicated that the Pacific City Joint Water-Sanitary Authority (PCJWSA) was not finished developing the water usage at the time the Final Proof Survey was performed. In addition, you indicated the importance of fully developing the water use to meet future demands.

In your letter you indicated that the PCJWSA was prepared to submit an application for an extension of time within 90 days from the date the request for reconsideration was approved.

Please keep us informed as to the timeline of submittal of the extension of time request.

If you have any questions, please feel free to contact me at 503-986-0811.

Sincerely,

Gerry Clark  
Water Rights Specialist

Pacific City JWSA  
PO Box 520  
Pacific City, OR 97135

PC date  
8/25/2006

October 10, 2006

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

**SUBJECT: REQUEST FOR RECONSIDERATION  
PERMIT S-36881, APPLICATION S-49201**

Dear Mr. Clark:

I am contacting you on behalf of the Pacific City Joint Water-Sanitary Authority (PCJWSA). PCJWSA has hired Vigil-Agrimis, Inc. to assist them with their water right issues.

PCJWSA would like the Oregon Department of Water Resources to reconsider the contents of the proposed certificate of water right that was mailed August 25, 2006. This proposed certificate indicates a maximum rate of water use of 1.35 cubic feet per second (cfs). However, PCJWSA has projected that it will need to utilize 2.0 cfs (the rate that was authorized in Permit S-36881) from this point of diversion to meet the future water demand of its service area.

PCJWSA was not finished developing its water usage when the Final Proof Survey was prepared for this water right. In 1993, when the Clean Water Act requirements for surface water treatment went into effect, PCJWSA started using its groundwater wells as its primary source of water. At this time, PCJWSA designated Horn Creek as its backup water supply until the necessary upgrades could be made to ensure drinking water quality and compliance with the current regulatory standards. PCJWSA is in the process of securing funding to upgrade its water intake and treatment facilities along Horn Creek.

A recently completed Water Master Plan (March 2005) for the PCJWSA service area projected a service area population of 4,144 in the year 2024 and a corresponding maximum daily water demand of 1,191 gallons per minute (gpm). PCJWSA's peak groundwater usage is currently nearing its 600 gpm wellfield capacity and PCJWSA is concerned about the vulnerability of its wellfield to seismic events, salt water intrusion, and contamination. In order to meet the projected 2024 water demand and have adequate backup capacity, PCJWSA anticipates that it will need 2.0 cfs (900 gpm) of water from the proposed certificate of water right for Horn Creek.

RECEIVED

OCT 12 2006

WATER RESOURCES DEPT  
SALEM, OREGON

PCJWSA is prepared to submit a Water Right Extension of Time application within 90 days from the date when this Request For Reconsideration is approved and will submit a Final Proof Survey and/or documentation of water usage when the upgrades to the Horn Creek site are fully developed. Please call me at 503-274-2010 if you have any questions regarding this request or need additional information.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam Zucker", with a long horizontal flourish extending to the right.

Adam Zucker, P.E., C.W.R.E.

Cc: Tony Owen – Authority Manager  
Pacific City Joint Water-Sanitary Authority

RECEIVED  
OCT 12 2006  
WATER RESOURCES DEPT  
SALEM, OREGON

# OREGON WATER RESOURCES DEPARTMENT

State of Oregon  
Water Resources Department  
725 Summer St NE, Ste A  
Salem, OR 97301-1266  
Phone #: (503) 986-0900  
Fax#: (503) 986-0901  
[www.wrd.state.or.us](http://www.wrd.state.or.us)

## FAX TRANSMITTAL

TO: Adam Zucker

FAX NUMBER: 503 274-2024

DATE: 12/4/2007

PAGES: 4 , INCLUDING COVER SHEET

FROM: Kim French

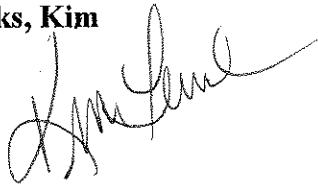
PHONE: (503) 986-013

### COMMENTS:

Adam,

Here is the Final Proof Survey that was done on Permit S-36881 for Pacific City Water District. The Final Proof was done by the Department. Let me know if you have any questions!

Thanks, Kim



# Memo

**To:** Application File Number S-49201  
**From:** Dwight French  
**Date:** 6-7-2004  
**Re:** Proof To The Satisfaction Documentation (Certificate Issuance)

Based on a review of the information in the file, proof to the satisfaction has been made. We should issue a proposed or final certificate in the amount of 1.35 cfs.

The place of use for the certificate shall be 1) as listed on the permit \_\_\_\_\_ 2) as described on the final proof map \_\_\_\_\_ 3) other: Draft cert

The POD(s) or POA(s) should be 1) as listed on the permit \_\_\_\_\_ 2) as described on the final proof map \_\_\_\_\_ 3) other: Draft cert

INFO: JASON GRAIN 965 0718 THE EXISTING WATER RIGHTS THEY HOLD FROM HORN CREEK & A TRIB OF HORN CREEK <sup>(PERMITS 26793, 30792)</sup> ARE FOR 900 GPM. THE MAXIMUM OUTPUT OF THE SYSTEM THEY HAVE IS 700 GPM. BECAUSE OF REQUIREMENTS PLACED ON THEM BY OTHER AGENCIES THAT IS GOING TO GO DOWN TO 550 GPM. THE NEW POINT OF DIV IS NOT USED & IS NOT GOING TO BE USED. THE ONLY THING THIS PERMIT MAY BE RETAINED FOR IS POSSIBLY AN EXPANDED AREA OF USE.

SOURCE: HORN CRK

Cent  
77238

DIV PT: SAME AS PERMIT 26793

MODE: GRAVITY → PUMPING STATION

(2) 30 HP ELECTRIC

PUMPS: (2) DDC 4x5 (2)

PIPE: 8 → 6 DIV PT → PUMPS → 6"

USE: QUASI MUNICIPAL DORA, PARKS, & BUSINESS

TIE: MAP SUPPLIED BY DIST ON REVERSE SIDE OF THIS SHEET & SEE 33272 FOR DIVERSION

700 = 1.55 CFS  
448.8 - .20 PERMIT 26793  
1.35 ALLOW

*Shawn V. King*

WR1 7/20/93

NOTE: THE INFO SUPPLIED BY MR. GRAIN ABOUT OTHER RIGHTS WAS INCORRECT. CAN ALLOW 1.35 PER OUR RECORDS & ACTUAL USAGE



# Mailing List for Certificate

Scheduled Mailing Date:

**Application:** S-49201

**Permit:** S-36881

**Certificate:** PROPOSED

**Permit/Certificate Holder:**

PACIFIC CITY JWSA  
PO BOX 520  
PACIFIC CITY OR. 97135-0520

<p><b>Copies Mailed</b></p> <p>by: <u>Connie O'neal</u> (STAFF)</p> <p>on: <u>8/25/2006</u> (DATE)</p>
--

**Copies of Final Certificate to be sent to:**

1. Watermaster District 1, Greg Beaman
2. Data Center (include copy of map)
3. Water Availability
4. Vault

*oversized map*

**Other persons to receive copies: (include map):**

- 1.



# 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

**MAILED: August 25, 2006**

## NOTICE

Reference: Permit S-36881 Application S-49201

Enclosed is a proposed certificate of water right and a map which illustrates the location of the right. The map and proposed certificate represent the extent water was used within the terms of the permit based upon a survey and inspection.

If you do not agree with the proposed certificate or the map, Oregon Administrative Rule 690-330-010 (2) allows the permittee or landowner 60 days from the mailing date of this notice to request the Department to reconsider the contents of the proposed certificate.

If you agree with the proposed certificate and map no response to this notice is required. Sometime after the 60 day period, the recorded certificate of water right will be mailed to the permittee.

If you have any questions please contact Gerry Clark at 503-986-0811.

Sincerely,

Dwight French  
Administrator  
Water Rights Division

STATE OF OREGON

COUNTY OF TILLAMOOK

PROPOSED CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

PACIFIC CITY JWSA  
 PO BOX 520  
 PACIFIC CITY OR 97135-0520

confirms the right to use the waters of HORN CREEK for QUASI-MUNICIPAL USES.

This right was perfected under Permit S-36881. The date of priority is MAY 3, 1972. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 1.35 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the point of diversion.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
4 S	10 W	WM	8	SE SE	330 FEET NORTH AND 750 FEET WEST FROM SE CORNER, SECTION 8

A description of the place of use to which this right is appurtenant is as follows:

Twp	Rng	Mer	Sec	Q-Q
4 S	10 W	WM	18	SE SW
4 S	10 W	WM	18	SW SE
4 S	10 W	WM	19	NW NE
4 S	10 W	WM	19	SW NE
4 S	10 W	WM	19	SE NE
4 S	10 W	WM	19	NE NW
4 S	10 W	WM	19	SE NW
4 S	10 W	WM	19	NE SW
4 S	10 W	WM	19	NW SW
4 S	10 W	WM	19	SW SW
4 S	10 W	WM	19	SE SW
4 S	10 W	WM	19	NE SE
4 S	10 W	WM	19	NW SE
4 S	10 W	WM	19	SW SE

**PROPOSED**

**NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW**

This is an order in other than a 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. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

Twp	Rng	Mer	Sec	Q-Q
4 S	10 W	WM	30	SW NE
4 S	10 W	WM	30	SE NE
4 S	10 W	WM	30	NE NW
4 S	10 W	WM	30	NW NW
4 S	10 W	WM	30	SW NW
4 S	10 W	WM	30	SE NW
4 S	10 W	WM	30	NE SW
4 S	10 W	WM	30	NW SE
4 S	10 W	WM	30	SW SE
4 S	11 W	WM	13	NE SE
4 S	11 W	WM	13	SE SE
4 S	11 W	WM	24	NE NE
4 S	11 W	WM	24	SE NE
4 S	11 W	WM	24	NE SE
4 S	11 W	WM	24	SE SE
4 S	11 W	WM	25	NE NE
4 S	11 W	WM	25	SE NE

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.

WITNESS the signature of the Water Resources Director, affixed

**PROPOSED**

\_\_\_\_\_  
Phillip C. Ward, Director

**Auditing checklist**

- \_\_\_ Does the shape on the map generally match the shape on the screen?
- \_\_\_ Was the correct map/existing data used?
- \_\_\_ Is the geo-referenced map accurate to the layer the editor deemed to be the best?
- \_\_\_ Is the right digitized in the correct TRSQQ?
- \_\_\_ Are all the pou/pod id accounted for and do they correspond to the correct geometry?
- \_\_\_ Are tech initials, agency, date added, and feature quality code fields populated?
- \_\_\_ Are overages/underages accounted for in the delta size field?
- \_\_\_ Have appropriate remarks been entered?

**Snapshot**

SnapshotID	Type	Status	Expiration Date	Authority	License Nbr	License Type	Contract Nbr	Contract Type	Snapshot Origin	Snapshot Status	WRID	FamilyID
147696	SW	NC							CT	AC	45358	45358

**Application**

Application	Received	Additional Record	Scanned Image
S 49201		N	Image NOT linked Image NOT scanned

**Permit**

Permit	Signature	Drought Name	Begin Date	End Date	Additional Record	Scanned Image	Final Proof Image
S 36881	07/27/1973			N		Image linked Image scanned	Image linked Image scanned

**Certificate**

**Claim**

**Decree**

**Orders**

**Transfer**

**Owner**

First Name	Middle Name	Last Name	Company	Other Name	Entity Type	Street1	Street 2	City	State	Zip	County	Email	Home Phone	Company Phone	Fax	Inactive	Begin Date	End Date	Additional Record
			PACIFIC CITY JWASA			PO BOX 520		PACIFIC CITY	OR	971350520	TILL					N	06/28/2006		N

**County**

County	Tillamook
--------	-----------

**Related Docs**

**PODS**

POD Loc ID	POD Nbr	POD Name	Src Type	Streamcode	Source	Tributary to	Location (QQ-S-T-R)	River Mile	Lat/Long	Legal Description	Def	ST Flow	Max Rate	Rate	Max Acre Feet	POD Type	Status	Remarks	Mapped?
198698	1		ST	HORN CR > NESTUCCA R - 01052000100090	HORN CREEK	NESTUCCA RIVER	SESE 08 04.00S 10.00W WM			330 FEET NORTH AND 750 FEET WEST FROM SE CORNER, SECTION 8	P	N	1.35	1.35		SW	NC		Not Mapped
Uses from this Point of Diversion																			
Use	P/S	Priority Date	Start Date	End Date	ST Flow	Rate/Acre	Duty	Max Rate	Rate	Max Acre Feet	Acre Feet	Surface Elevation	Households	Status	Remarks				
QM	P	05/03/1972	1/1	12/31	N			1.35	1.35					NC					
Totals:													1.35	0					

**Limits**

Max Rate CFS	Acre Feet	Rate/Acre	Duty	Acres	Surf Elev	Begin Season	End Season
1.35						1/1	12/31

**POUS**

POU Use Id	Use	P/S	Priority Date	Use Status	Acres	Remarks	Mapped?
161055	QM	P	05/03/1972	NC			Not Mapped
Acres							
QQ	SCTN	Twp	Range	DLC/lot	Status	Remarks	Taxlot
SESW	18	4.0 S	10.0 W		NC		
SWSE	18	4.0 S	10.0 W		NC		
NWNE	19	4.0 S	10.0 W		NC		
SWNE	19	4.0 S	10.0 W		NC		
SENE	19	4.0 S	10.0 W		NC		
NENW	19	4.0 S	10.0 W		NC		
SENW	19	4.0 S	10.0 W		NC		
NESW	19	4.0 S	10.0 W		NC		
NWSW	19	4.0 S	10.0 W		NC		
SWSW	19	4.0 S	10.0 W		NC		
SESW	19	4.0 S	10.0 W		NC		
NESE	19	4.0 S	10.0 W		NC		
NWSE	19	4.0 S	10.0 W		NC		
SWSE	19	4.0 S	10.0 W		NC		
SWNE	30	4.0 S	10.0 W		NC		
SENE	30	4.0 S	10.0 W		NC		
NENW	30	4.0 S	10.0 W		NC		

	NWNW	30	4.0 S	10.0 W		NC		
	SWNW	30	4.0 S	10.0 W		NC		
	SENW	30	4.0 S	10.0 W		NC		
	NESW	30	4.0 S	10.0 W		NC		
	NWSE	30	4.0 S	10.0 W		NC		
	SWSE	30	4.0 S	10.0 W		NC		
	NESE	13	4.0 S	11.0 W		NC		
	SESE	13	4.0 S	11.0 W		NC		
	NENE	24	4.0 S	11.0 W		NC		
	SENE	24	4.0 S	11.0 W		NC		
	NESE	24	4.0 S	11.0 W		NC		
	SESE	24	4.0 S	11.0 W		NC		
	NENE	25	4.0 S	11.0 W		NC		
	SENE	25	4.0 S	11.0 W		NC		
Total Acres: 0								

**Comments**

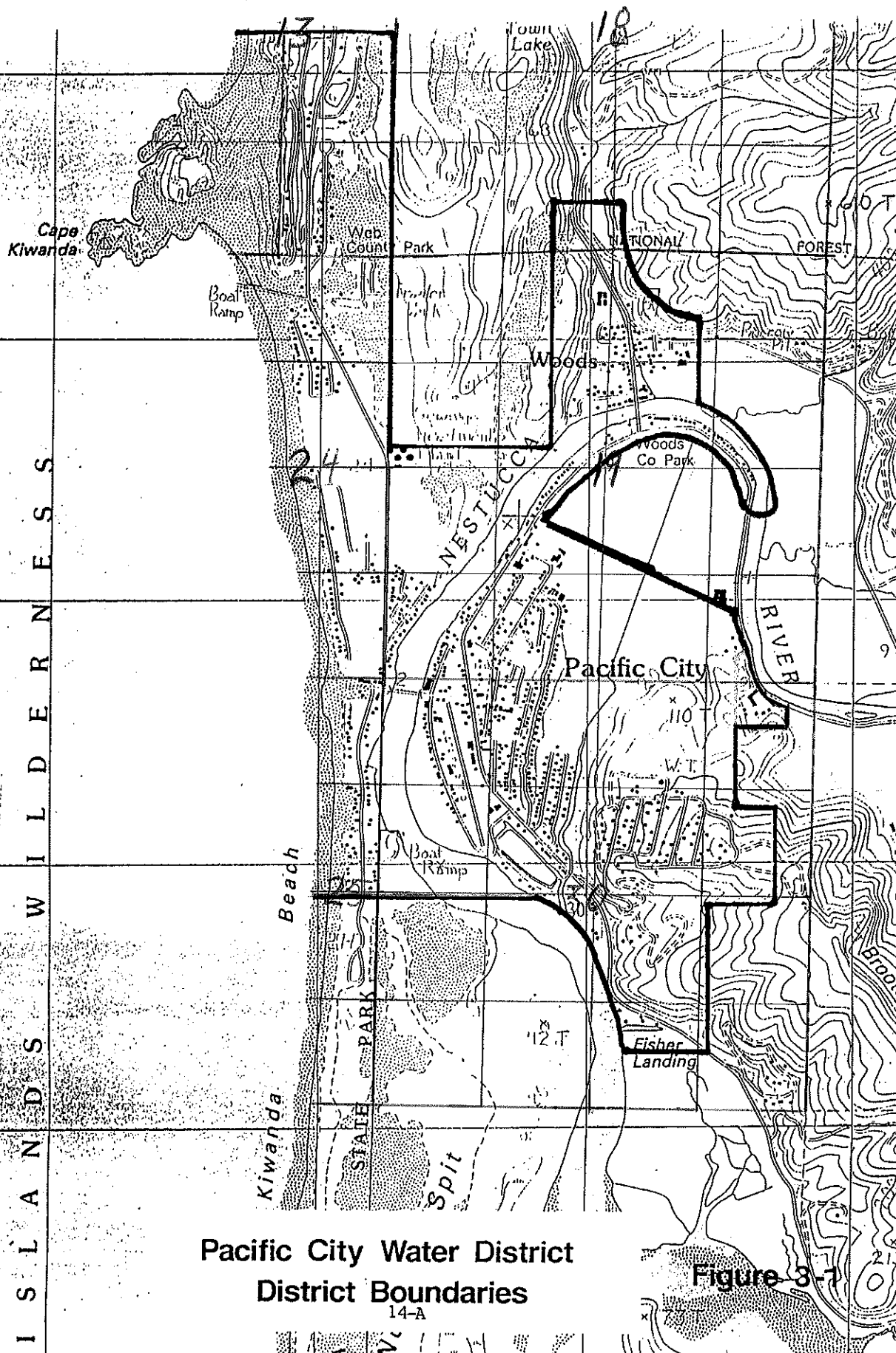
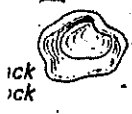
**Water Right Genealogy**

- Permit: S 36881 \*
- Cert:

**Document Process**

n/a

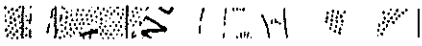
N A T I O N A L W I L D L I F E R E F U G E  
I S L A N D S W I L D E R N E S S



Pacific City Water District  
District Boundaries

Figure 3-1

14-A





INFO: JASON GRAIN 965 6718 THE EXISTING WATER RIGHTS THEY HOLD FROM HORN CREEK & A TRIB OF HORN CREEK <sup>(PERMITS 26793, 20792)</sup> ARE FOR 900 GPM. THE MAXIMUM OUTPUT OF THE SYSTEM THEY HAVE IS 700 GPM. BECAUSE OF REQUIREMENTS PLACED ON THEM BY OTHER AGENCIES THAT IS GOING TO GO DOWN TO 550 GPM. THE NEW POINT OF DIV IS NOT USED & IS NOT GOING TO BE USED. THE ONLY THING THIS PERMIT MAY BE RETAINED FOR IS POSSIBLY AN EXPANDED AREA OF USE.

SOURCE: HORN CRK  
 DIV PT: SAME AS PERMIT 26793  
 MOTOR: GRAVITY → PUMPING STATION  
 (2) 30 HP ELECTRIC  
 PUMPS: (2) DDC 4x5 (2)

Cont  
 3,7238

PIPE: 8" → 6" DIV PT → PUMPS → 6"

USE: QUASI MUNICIPAL DOOR, PARKS, & BUSINESS

HE: MAP SUPPLIED BY DIST ON REVERSE SIDE OF THIS SHEET & SEE 33272 FOR DIVERSION

*Handwritten signature*

WRI 7/20/93

700 = 1.55 CFS  
 448.8 - .20 PERMIT 26793  
1.35 ALLOW

NOTE: THE INFO SUPPLIED BY MR. GRAIN ABOUT OTHER RIGHTS WAS INCORRECT. CAN ALLOW 1.35 PER OUR RECORDS & ACTUAL USAGE

# PACIFIC CITY WATER DISTRICT

34005 Cape Kiwanda Drive  
P. O. Box 88  
PACIFIC CITY, OREGON 97135  
(503) 965-6491

RECEIVED  
FEB -1 1991  
WATER RESOURCES DEPT.  
SALEM, OREGON

January 30, 1991

Water Resources Department  
3850 Portland Road NE  
Salem, OR 97310

RE: File 49201


Your card and follow up letter concerning Permit No. 36881 was somewhat a surprise.

In checking our records it appears that an extension of time for Permit #36881 was requested in September 1985. In October 1985 all staff and board mem. were replaced. According to the description of work, it was completed some time before October 85. The records then of work are not complete so it is hard to tell when the work was completed. We had assumed that all construction requirements had been taken care of.

Enclosed are Form C - Notice of Complete Application of Water to a Beneficial Use and Form B - Notice of Completion of Construction.

Please feel free to contact us if you have any questions.

Sincerely,

  
Verne L. Crawford, President  
Board of Commissioners

STATE OF OREGON  
COUNTY OF TILLAMOOK  
PROPOSED CERTIFICATE OF WATER RIGHT

DRAFT

THIS CERTIFICATE ISSUED TO

PACIFIC CITY WATER DISTRICT - JWSA  
P.O. BOX 78-520  
PACIFIC CITY, OREGON 97135-0520

confirms the right to use the waters of HORN CREEK, a tributary of NESTUCCA RIVER, for QUASI MUNICIPAL PURPOSES.

This right was perfected under Permit 36881. The date of priority is MAY 3, 1972. This right is limited to 1.35 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SE 1/4 SE 1/4, SECTION 8, T 4 S, R 10 W, W.M.; 330 FEET NORTH AND 750 FEET EAST FROM THE SOUTHWEST CORNER OF SECTION 8.

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

A description of the place of use to which this right is appurtenant is as follows:

SE 1/4 SW 1/4  
SW 1/4 SE 1/4  
SECTION 18

NW 1/4 NE 1/4  
SW 1/4 NE 1/4  
SE 1/4 NE 1/4  
NE 1/4 NW 1/4  
SW 1/4 NW 1/4  
SE 1/4 NW 1/4  
NE 1/4 SE 1/4  
NW 1/4 SE 1/4  
SW 1/4 SE 1/4  
SE 1/4 SE 1/4  
NE 1/4 SW 1/4  
NW 1/4 SW 1/4  
SW 1/4 SW 1/4  
SE 1/4 SW 1/4  
SECTION 19

NE 1/4 NE 1/4  
NW 1/4 NE 1/4  
SW 1/4 NE 1/4  
SE 1/4 NE 1/4  
NE 1/4 NW 1/4  
NW 1/4 NW 1/4  
SW 1/4 NW 1/4  
SE 1/4 NW 1/4  
NE 1/4 SW 1/4  
NW 1/4 SW 1/4  
SW 1/4 SW 1/4  
SE 1/4 SW 1/4  
SECTION 30

TOWNSHIP 4 SOUTH, RANGE 10 WEST, W.M.

SEE NEXT PAGE

*POU weirs data*

*matches the*

*map.*

*w/2% SE - on map*

*should be:*

*330 N + 750 W*

*from SE corner.*

*not on map*

DRAFT

DRAFT

NE 1/4 SE 1/4  
SE 1/4 SE 1/4  
SECTION 13

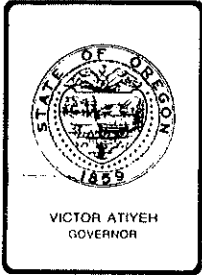
NE 1/4 NE 1/4  
SE 1/4 NE 1/4  
NE 1/4 SE 1/4  
SE 1/4 SE 1/4  
SECTION 24

NE 1/4 NE 1/4  
SE 1/4 NE 1/4  
SECTION 25

TOWNSHIP 4 SOUTH, RANGE 11 WEST, W.M.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

DRAFT



## *Water Resources Department*

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-8508

November 13, 1985

Pacific City Water District  
PO Box 88  
Pacific City, OR 97135

REFERENCE: File Number 49201

Gentlemen:

Your application for an extension of the time limits in which to complete construction and make complete application of water under the terms of your Permit No. 36881 was received. We also have your check in the amount of \$100.

The application indicates reasonable diligence has been exercised toward completion of the proposed project; therefore, the time limits to complete construction and make complete application of water are being extended to October 1, 1990.

Sincerely,

Bruce A. Estes, Supervisor  
Survey/Certificate Section

BAE/jw

Enclosure

# Application for Extension of Time

TO THE WATER RESOURCES DIRECTOR OF OREGON

RECEIVED  
SEP 30 1985  
WATER RESOURCES DEPT  
SALEM, OREGON

I, PACIFIC CITY WATER DISTRICT  
Name  
P. O. BOX 88  
Mailing Address  
PACIFIC CITY, OR 97135  
City State Zip

record owner of water right permit No. 36881, do hereby request that the time in which to:  
 complete the construction of works and/or purchase and installation of the equipment necessary to the use of water, which time now expires on October 1, 19....., be extended to October 1, 19.....; and/or the time in which to  
 accomplish beneficial use of water to the full extent now intended under the terms of said permit, which time now expires on October 1, 19.85, be extended to October 1, 1990..

I have accomplished the following described works and/or purchase and installation of equipment necessary to the use of water under said permit:

within the past years, see application dated 11-21-80, District has maintained the road to Horn Creek Dam, maintained the Dam, and installed approximately 75 new services. Horn Creek source is now the District's alternate source used during periods of peak demand and in emergencies. prior to this past year

and have accomplished beneficial use of water to the extent of (IF FOR IRRIGATION, STATE HOW MANY ACRES HAVE BEEN IRRIGATED) N/A

(If additional space is required, attach separate sheet)

Jack Schneider President, Board of Directors  
(If signing for a corporation please identify your title)

Dated September 24, 1985

\$ 100<sup>00</sup>  
9-30-85  
#47644

MAIL COMPLETED APPLICATION AND STATUTORY FEE OF 100<sup>00</sup> FOR EACH PERMIT TO:

Water Resources Department  
Mill Creek Office Park  
555 13th Street, N.E.  
Salem, Oregon 97310

B-C  
10-1-90  
BAE

378-8508

August 27, 1985

Pacific City Water District  
PO Box 88  
Pacific City, OR 97135

REFERENCE: File Number 49201

Gentlemen:

I am enclosing a form for use in making application for an extension of time limits under Permit Number 36881

The Water Resources Director is permitted by law to extend the time for completion of a project only upon a showing of reasonable diligence by the permittee. Therefore, you should fill out this application carefully and completely describing what has been accomplished.

The application must be submitted to this office with the statutory filing fee in the amount of \$100 for each permit.

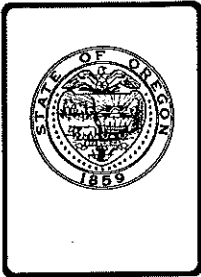
Sincerely,



BRUCE A. ESTES, Supervisor  
Survey/Certificate Section

BAE:wpc

690-10-115  
6164A



## Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3739

January 24, 1991

Pacific City Water District  
PO Box 88  
Pacific City OR 97135

REFERENCE: File 49201

According to the terms of your Permit 36881 complete application of water was to have been made by October 1, 1990.

Complete application of water means use of the water for the beneficial purpose described in the permit to the full extent intended. (In the case of irrigation, it means beneficial irrigation of the lands the permittee intends to cover.) This may be a smaller amount than the permit allowed. If the water has been used, you should promptly submit notice describing the extent of completion as set forth in the letter accompanying your permit and also in our postal card of October 25, 1990.

ORS 537.260 provides that: "Whenever the time within which any appropriation under a permit should have been perfected has expired and the owner of the permit fails or refuses within three months thereafter to submit to the Water Resources Director proof of completion of the appropriation as required by ORS 537.230 and 537.250, the Water Resources Director may, after 60 days notice by registered mail, order the cancellation of the permit."

You are hereby notified that, unless proof of beneficial use is received within 60 days from the date of this letter, the permit may be canceled without further notice.

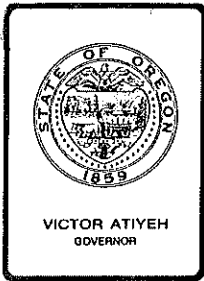
If you are no longer interested in the project described by the permit, we would appreciate being advised. If the property involved has been sold and any part of the project was completed, you should assign the permit to the new owner. An assignment form will be furnished upon request.

If additional information is needed, please contact the Water Rights Section.

tle

CERTIFIED - RETURN RECEIPT REQUESTED





## *Water Resources Department*

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-8508

December 4, 1980

Pacific City Water District  
P.O. Box 88  
Pacific City, OR 97135

Dear Sirs:

REFERENCE: File Number 49201

Your application for an extension of the time limits in which to complete construction and make complete application of water under the terms of your permit numbered 36881 has been received. We also have your check in the amount of \$10.

The application indicates reasonable diligence has been exercised toward completion of the proposed project; therefore, the time limits to complete construction and make complete application of water are being extended to October 1, 1985.

Sincerely,

Bruce A. Estes, Supervisor  
Survey-Certificate Section

BAE:lrs

Enclosure: Receipt Number 21657

# Application for Extension of Time

RECEIVED

NOV 24 1980

TO THE WATER RESOURCES DIRECTOR OF OREGON

WATER RESOURCES DEPT  
SALEM, OREGON

I, PACIFIC CITY WATER DISTRICT  
Name

P.O. Box 88  
Mailing Address

Pacific City Oregon 97135  
City State Zip

record owner of water right permit No. 36881, do hereby request that the time in which to:

complete the construction of works and/or purchase and installation of the equipment necessary to the use of water, which time now expires on October 1, 1982; be extended to October 1, 1982; and/or the time in which to

accomplish beneficial use of water to the full extent now intended under the terms of said permit, which time now expires on October 1, 1980 be extended to October 1, 1985

I have accomplished the following described works and/or purchase and installation of equipment necessary to the use of water under said permit:

within the past year Maintained the road to Horn Creek dam and added 40 new services to the present system. Presently planning a full filtration treatment plant and services to 65 new homes in the next two years.

prior to this past year \_\_\_\_\_

and have accomplished beneficial use of water to the extent of (IF FOR IRRIGATION, STATE HOW MANY ACRES HAVE BEEN IRRIGATED) \_\_\_\_\_

(If additional space is required, attach separate sheet)

*Clarence Hebron*

(If signing for a corporation please identify your title)

Clarence Hebron, President Board of Directors

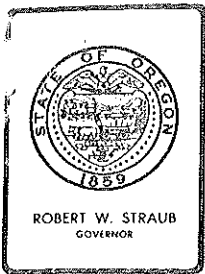
Dated November 21, 1980

*11-24-80  
\$10.00  
#21657*

MAIL COMPLETED APPLICATION AND STATUTORY FEE OF \$10.00 FOR EACH PERMIT TO:

Water Resources Department  
 Mill Creek Office Park  
 555 13th Street, N.E.  
 Salem, Oregon 97310

*B-C  
10-1-85  
DAR*



*Water Resources Department*

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-8508

File 49201

April 21, 1978

Pacific City Water District  
P.O. Box 88  
Pacific City, OR 97135

Gentlemen,

Your application for an extension of the time limits in which to complete construction and make complete application of water under the terms of your permit number 36381 has been received. We also have your check in the amount of \$10.00.

The application indicates reasonable diligence has been exercised toward completion of the proposed project; therefore, the time limits in which to complete construction and make complete application of water are being extended to October 1, 1980.

Sincerely,

Bruce A. Estes, Supervisor  
Survey=Certificate Section

BAE:jt  
Encl. Receipt 1017

PROPERTY  
RECORDS  
FEB 8 1978  
WATER RESOURCES DEPT.  
101 16 2 2 11

### Application for Extension of Time

To the State Engineer of Oregon:

I, PACIFIC CITY WATER DISTRICT, of P.O. Box 88 PACIFIC CITY  
state of OREGON, am the owner and holder of Permit No. 36881, to  
appropriate the public waters of the state of Oregon.

Under the terms and conditions of said permit, construction work is required to be completed on or  
before AUGUST 30, 1972, and complete application of water is required to be  
made on or before AUGUST 30, 1976.

I have heretofore done the following work described under said permit during the past year:  
maintenance  
see letter of April, 78

and did the following work prior to last year: The infiltration gallery was  
completed and put into use in 1972. It was not done  
correctly. Consequently it has never worked correctly.

costing \$30,000, and I estimate the cost of completion to be \$50,000.

I have heretofore used water under said permit to the following extent: To service  
the PACIFIC CITY - Woods Area with water

I am unable to { complete construction work  
make complete application of water } within the required time, for the following  
(Strike out phrase not applicable)

reasons, to wit: The system was completed but is unsatisfactory.  
The BOARD is in the process of inspecting the system  
now. The Engineer for the water district, ENCON, is  
testing the water quality and quantity at present  
to determine what direction the District should go.  
(If additional space is required, attach separate sheet)

(A fee of \$5.00 for each permit involved must accompany this application.)

(OVER)

Rec 1017  
\$10.00

B-C  
10-1-80  
1988

WHEREFORE, I ask that the State Engineer extend the time for the

{ completion of construction work }  
{ ~~complete application of water~~ } under said permit to JANUARY 31, 1980.  
(Strike out phrase not applicable)

**AFFIDAVIT OF APPLICANT**

STATE OF OREGON }  
County of Tillamook } ss.

I, ROBERT C. RISSEL, being first duly sworn, depose and say that I have read the above and foregoing application for extension of time; that I know the contents thereof, and the facts stated therein are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 4 day of FEBRUARY, 1978

Elizabeth A. Koerber  
4 day of FEBRUARY, 1978  
Robert C. Rissel

Subscribed and sworn to before me this

[Notarial Seal]

Notary Public for Oregon

My commission expires 10-6-81

# PACIFIC CITY WATER DISTRICT

P. O. BOX 88  
PACIFIC CITY, OREGON 97135

April 17, 1978

RECEIVED

APR 21 1978

WATER RESOURCES DEPT.  
SALEM, OREGON

Water Resources Department  
Mill Creek Office Park  
555 13th Street N.E.  
Salem, Oregon 97310

Attention: Bruce Estes

Dear Mr. Estes;

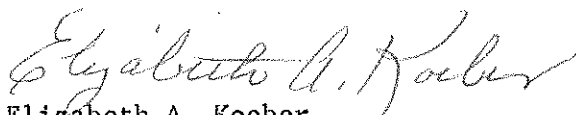
Please excuse the delay in answering your letter of February 9, 1978. I hope that the following information is what you want so that there will be no further delay.

There is no expansion of the present facility expected. The Water District at this time is looking at a possible expansion or development of an alternate water supply system. The system as it is now on Horn Creek will be maintained as it is at present.

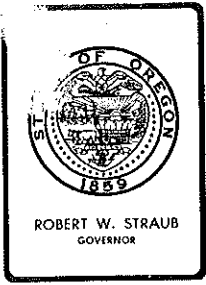
Our growth has really mushroomed in the past year. During the fiscal year of 1975-76, the District had a 2% increase in Hook-ups. During the fiscal year 1976-77 the District had an approximate 3% increase. During the fiscal year 1977-78 which isn't yet over, the district is experiencing an increase of 5% to this date. The District expects to continue a growth of approximately 5%. The District is considering the annexation of another small water district in near proximity.

Once again please excuse the delay in this answer.

Sincerely,



Elizabeth A. Koeber  
Chairman Board of Commissioners



*Water Resources Department*

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-8508

File 49201

April 7, 1978

Pacific City Water District  
P.O. Box 88  
Pacific City, OR 97135

Gentlemen,

I am enclosing a copy of my letter of February 9, 1978 regarding your permit 36881. Will you please answer the questions thereon? We must have this information to consider your application for an extension.

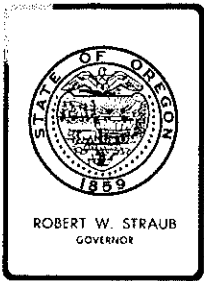
This permit requires either the extension or we must go to survey to determine the extent of use which was made by October 1, 1976.

Thank you.

Sincerely,

Bruce A. Estes, Supervisor  
Survey-Certificate Section

BAE:jt



*Water Resources Department*

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-8508

File 49201

February 9, 1978

Pacific City Water District  
P.O. Box 88  
Pacific City, OR 97135

Gentlemen,

We have your application for an extension of the time limits to complete your project described under permit number 36881 which was for the quasi-municipal use of 2.0 cubic feet of water per second from Horn Creek.

You stated the work you had completed during the past year was only maintenance. We are not concerned about that type of work on a quasi-municipal, but we are concerned if you would have an expansion of your facilities and in particular during the past year since 1975 and 1976 did you hook-up any more houses. If you would please inform us as to the growth potential that you have experienced during the past years and if you expect additional growth. This is the type of information that we need on this application.

Please let us know at your earliest convenience and we will then be prepared to act on your extension application.

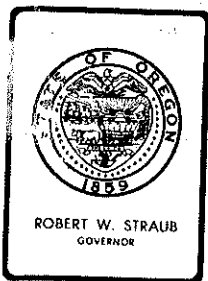
Thank you very much.

Sincerely,

Bruce A. Estes, Supervisor  
Survey-Certificate Section

BAE:jt





## *Water Resources Department*

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-3066

49201

January 16, 1978

Pacific City Water District  
P.O. Box 78  
Pacific City, OR. 97135

Dear Sir:

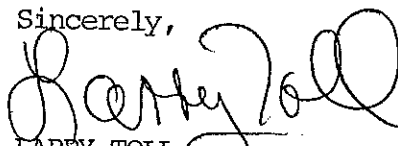
I have received your letter of January 9, 1978 with the \$2.25 for copying. Enclosed are copies of permit 36881 with the map.

I am also enclosing a form for use in making an application for an extension of time limits under permit number 36881.

The Water Resources Director is permitted by law to extend the time for completion of a project only upon a showing of reasonable diligence by the permittee. Therefore, you should fill out this application carefully and completely describing what has been accomplished.

The application must be executed before a notary public and submitted to this office with the statutory filing fee in the amount of \$10.00 for each permit.

Sincerely,



LARRY TOLL  
Water Rights Engineer

LMT:tld  
ENCL: Receipt No. 665

# PACIFIC CITY WATER DISTRICT

P. O. BOX 88  
PACIFIC CITY, OREGON 97135  
January 9, 1978

State of Oregon  
555 13th Street N.E.  
Salem, Oregon 97310

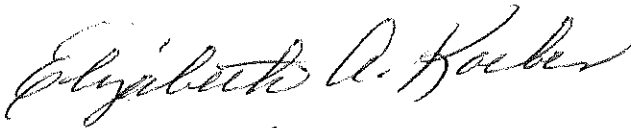
Attention: Mr. Shook

Dear Mr. Shook;

Enclosed please find a check in the amount of \$2.25 to pay for a map (25¢) and a water use permit (\$1.75). The Pacific City Water District wishes to renew the Water Permit # 36881 and apply for an extension on the time limit of the permit. The District is in the process now of obtaining further engineering reports so as to determine where the best source of water will be to accomodate the predicted growth of the area.

Thank you for your attention to this matter.

Sincerely,



Elizabeth A. Koeber  
Chairman Board of Commissioners

RECEIVED  
JAN 16 1978  
WATER RESOURCES DEPT  
SALEM, OREGON

EAK/bcw

May 25, 1972

49201

Westech Engineering, Inc.  
Consulting Engineers and Planners  
200 Lancaster Drive, S. E.  
Salem, OR 97301

ATTENTION: CAM STERETTE, P. E.

Gentlemen:

This will acknowledge the application you submitted on behalf of Pacific City Water District for a permit to appropriate 2 cubic feet of water per second from the Horn Creek for municipal water supply. Also acknowledged are the reproducible map and fees of \$27 for which our receipt No. 28250 was handed to Mr. Cam Sterette.

This application has been filed and numbered 49201 and is in satisfactory form for approval by issuance of a permit.

Very truly yours,

WAYNE J. OVERCASH  
Assistant

WJO:kmp

cc: Pacific City Water District