

6-15-98

- 'C' form not submitted, but USC reported
ON PREVIOUS EXTENSION REQUEST.

PH 1-503-879-5624 SHARON SHENK

SENT EXT FORM & 'C' FORM TO SHARON



Oregon

Theodore R. Kulongoski, Governor

File # S-52769

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97301-4172
503-378-3739
FAX 503-378-8130

July 3, 2003

Grand Ronde Domestic Water Association
PO Box 253
Grand Ronde, OR 97347

REFERENCE: Appl #S-52769 (Permit #S-41436)

Dear Permit Holder:

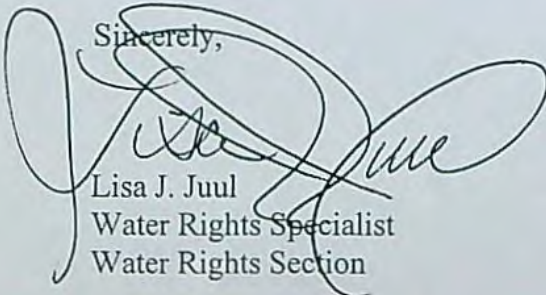
The Water Rights Section received your written progress report for Permit #S-41436 (Application #S-52769). Receipt of the progress report was published on the Department's weekly Public Notice, dated May 20, 2003. The Department did not receive any public comment on the progress report.

Additionally, the Department determined that diligence toward completion of the project and compliance with the terms and conditions of the permit and extension has been demonstrated.

Your next written progress report for Permit #S-41436 is due by October 1, 2007. The report must be received by the Department not sooner than 90 days prior to the due date.

If you have any questions, please feel free to contact me by telephone at (503) 378-8455, extension 272.

Sincerely,



Lisa J. Juul
Water Rights Specialist
Water Rights Section

cc: Appl #S-52769 (Permit #S-41436)
Bill Ferber, Watermaster District #16

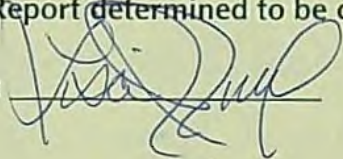
App # S-52769 / Permit # S-

Extension of Time Checkpoint Progress Reports

DIV.
320

- ❖ Progress Report determined to be complete:

By:



Date:

5-8-03

- ❖ Published on the Department's Public Notice, dated:

5/20/03

After published on the Public Notice, please.....



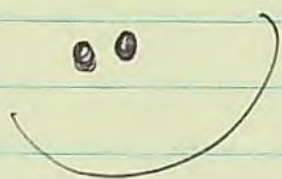
Return File to Filing Cabinet.

Extension of Time Checkpoint Progress Report
PUBLIC NOTICE INFORMATION

Permit Holder: Grand Ronde Domestic Water Assoc
Mailing Address: PO Box 253, Grand Ronde, OR 97347
Application #: S-52769 Permit #: S-41436
County: Polk
Quantity of Water: 0.44 cfs
Source of Water: Spring Area, trib of Rock Cr.
Permitted Use: Group Domestic & Stock Use
Current Authorized Extension Date: Oct. 1, 2018

Appl #S-52769 / Permit #S-41436
Grande Ronde Comm. Water Assoc.

L. Juul
5-8-03



— Looks good.

addressed all
components.

Div 320

Grand Ronde Community Water Association

PO Box 253, Grand Ronde, Oregon 97347

PROGRESS REPORT 2002
 Extension of Time for Permit 41436
 Extension of Time for Permit 41437



Application	Permit	Priority	Rate	Use	Source
52769	41436	2-10-1975	0.44 cfs	Dom & Stock	Springs trib to Rock Ck
52770	41437	2-10-1975	0.44 cfs	Quasi-Municipal	Springs trib to Rock Ck

Existing Water Right Appropriation from same source:

Application	Permit	Certificate	Priority	Rate	Use	Source
T-3379	15608	68530	9-22-1943	0.30 cfs	Quasi-Municipal	Rock Ck

A COMPLETED CONSTRUCTION

Year	1998	1999	2000	2001	2002 to date
New Hook-ups	16	55	34	7	27

Year	Construction Activity
1998	Hook-ups, Back-flow Devices, Maintenance, Engineering, Testing.
1999	Hook-ups, Back-flow Devices, Maintenance, Engineering, Testing, Shop Building, Mercier Bridge Crossing.
2000	Hook-ups, Back-flow Devices, Maintenance, Engineering, Testing, S. Yamhill Bridge Crossing, 8" Gravity Line Replacement, Spring Site Access Road Repair, New 8" Line From Springs, Hwy 18 & 22 Bridge Crossing at Valley Junction.
2001	Hook-ups, Back-flow Devices, Maintenance, Engineering, Testing, Hwy 18 & 22 Bridge Crossing at Valley Junction, Spring #1 Reconstruction, Line Extension Shadow Lane, Spring Site Access Road Culvert Repair, 8" Spring Line Tie-In.
2002	Hook-ups, Back-flow Devices, Maintenance, Engineering, Testing

B AMOUNT OF BENEFICIAL USE OF WATER

Year	1998	1999	2000	2001	2002 thru Sept
Consumption (in gallons)	102,467,700	109,728,400	106,075,200	104,537,700	86,313,000
Exist Wtr Rt (in gallons)	(70,771,514)	(70,771,514)	(70,771,514)	(70,771,514)	(70,771,514)
Net Usage	31,696,186	38,956,886	35,303,686	33,766,186	15,541,486
Divide by 2					
Permit 41436 (in gallons)	15,848,093	19,478,443	17,651,843	16,883,093	7,770,743
% of Total Right (103,798,221 gpy)	15.27%	18.77%	17.01%	16.27%	7.49%
Permit 41437 (in gallons)	15,848,093	19,478,443	17,651,843	16,883,093	7,770,743
% of Total Right (103,798,221 gpy)	15.27%	18.77%	17.01%	16.27%	7.49%

C COMPLIANCE WITH TERMS AND CONDITIONS OF PERMIT

This permit, issued in 1975, does not have any terms or conditions.

D FINANCIAL INVESTMENTS

Year	Financial Investments	Amount
1998	Hook-ups, Back-flow Devices, Maintenance, Engineering, Testing, GMAC Loan, USDA Loan.	\$70,005
1999	Hook-ups, Back-flow Devices, Maintenance, Engineering, Testing, Shop Building, Mercier Bridge Crossing, GMAC Loan, USDA Loan.	\$120,527
2000	Hook-ups, Back-flow Devices, Maintenance, Engineering, Testing, S. Yamhill Bridge Crossing, 8" Gravity Line Replacement, Spring Site Access Road Repair, New 8" Line From Springs, Hwy 18 & 22 Bridge Crossing at Valley Junction, GMAC Loan, USDA Loan.	\$206,236
2001	Hook-ups, Back-flow Devices, Maintenance, Engineering, Testing, Hwy 18 & 22 Bridge Crossing at Valley Junction, Spring #1 Reconstruction, Line Extension Shadow Lane, Spring Site Access Road Culvert Repair, ** Spring Line Tie-In, GMAC Loan, USDA Loan.	\$119,934
2002	Hook-ups, Back-flow Devices, Maintenance, Engineering, Testing, GMAC Loan, USDA Loan	\$273,370

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

FILE #S-52769
GRAND RONDE DOM WATER ASSOC
PO BOX 253
GRAND RONDE, OR 97347

WR-LJ

2. Article Number

(Transfer from service label)

1575-4684

PS Form 3811, August 2001

WIR

Domestic Return Receipt

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

9/23/2002

D. Is delivery address different from item 1?

☐ Yes

If YES, enter delivery address below:

☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☒ Yes

102595-01-M-0381

UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

- Sender: Please print your name, address, and ZIP+4 in this box •

WATER RESOURCES DEPT.
158 12TH ST NE
SALEM OR 97301

WATER RESOURCES DEPT.
SALEM, OREGON

SEP 24 2002

RECEIVED





Oregon

John A. Kitzhaber, M.D., Governor

CERTIFIED LETTER Return Receipt Requested

File

Water Resources Department
Commerce Building
158 12th Street NE
Salem, OR 97301-4172
(503) 378-3739
FAX (503) 378-8130
www.wrd.state.or.us

September 20, 2002

Grand Ronde Domestic Water Association
PO Box 253
Grand Ronde, OR 97347

REFERENCE: File #S-52769 (Permit #S-41436)

Dear Permit Holder:

On January 26, 2000, the Department issued a Final Order approving an Extension of Time for Permit #S-41436. The Final Order extended the time in which to complete construction of the water system from October 1, 1997, to October 1, 2017, and the time in which to accomplish beneficial use of water to the full extent under the terms of Permit #S-41436 from October 1, 1997, to October 1, 2018.

The Final Order approving the Extension of Time also included the following condition that requires:

The permittee must submit a written progress report to the Department by **October 1 of the years 2002, 2007 and 2012**. The report must be received by the Department not sooner than 90 days prior to the due date. The permittee's report must describe in detail the work done each year since the last extension was granted or the last progress report submitted.

The report shall include:

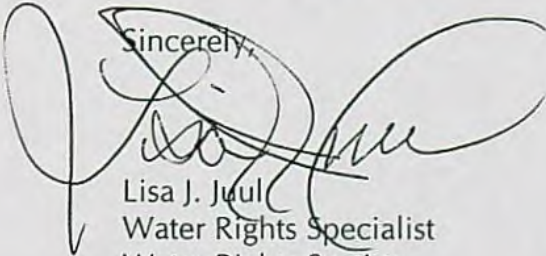
- a) The amount of construction completed;
- b) The amount of beneficial use of water being made, including the total volume of water used, water used relative to the specific authorizations (types of use, acres irrigated, etc.) contained in the permit, and the percent of the total allowable water use that this represents;
- c) A review of the permittee's compliance with terms and conditions of the permit and/or previous extension; and
- d) Financial investments made toward developing the beneficial water use.

Failure to submit a progress report by October 1, 2002, will result in cancellation of the undeveloped portion of the permit by the Department pursuant to ORS 537.260 or ORS 537.410 to 537.450. Within one year after cancellation, the permittee must submit a Claim of Beneficial Use and Final Proof Survey, pursuant to ORS 537.230 and 537.250, for the portion of the permit developed as of October 1, 2002.

To date, the Department has not received this progress report from you. In order to maintain the ability to continue developing water under this permit, you should submit this progress report immediately. For your reference, I have enclosed a copy of the Extension of Time Final Order containing this condition.

If you have any questions concerning this matter, please feel free to contact me by telephone at 503-378-8455, extension 272.

Sincerely,

A handwritten signature in black ink, appearing to read 'Lisa J. Juul', is written over the word 'Sincerely,' and extends across the typed name and title.

Lisa J. Juul
Water Rights Specialist
Water Rights Section

Enclosure

cc: File #S-52769 (Permit #S-41436)
Bill Ferber, Watermaster Dist. #16

Oregon Water Resources Department
Water Rights Division

Water Rights Application
Number 52769

Final Order
Extension of Time for Permit Number 41436

Appeal Rights

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

Application History

On JUNE 18, 1998, GRANDE RONDE DOMESTIC WATER ASSOCIATION submitted an application to the Department for an extension of time for permit number 41436. The Department issued Permit number 41436 on APRIL 27, 1977. The permit called for completion of construction of the water development project by October 1, 1978 and complete application of water to the full beneficial use by October 1, 1979. In accordance with OAR 690-320-0010(8), on AUGUST 24, 1999, the Department issued a Proposed Final Order proposing to extend the time to complete development of the water development project to October 1, 2017, and/or the time to fully apply water to beneficial use to October 1, 2018. The protest period closed OCTOBER 8, 1999. No protest was filed.

The permittee must submit a written progress report to the Department by October 1 of years 2002, 2007, and 2012. The report must be received by the Department not sooner than 90 days prior to the due date. The permittee's report must describe in detail the work done each year since the last extension was granted or the last progress report submitted. The report shall include:

- a) The amount of construction completed;
- b) The amount of beneficial use of water being made, including the total volume of water used, water used relative to the specific authorizations (types of use, acres irrigated, etc.) contained in the permit, and the percent of the total allowable water use that this represents;
- c) A review of the permittee's compliance with terms and

PLACED IN U.S. MAIL

JAN 27 2000

- conditions of the permit and/or previous extension; and
- d) Financial investments made toward developing the beneficial water use.

The Department will review the progress report to determine whether the permittee is exercising diligence towards completion of the project and complying with the terms and conditions of the permit and extension.

Failure to submit a progress report by the due date above will result in cancellation of the undeveloped portion of the permit by the Department pursuant to ORS 537.260 or 537.410 to 537.450. Within one year after cancellation, the permittee must submit a final proof survey pursuant to ORS 537.230 and 537.250.

If the Department finds that diligence is questionable, the Department may:

- a) request the permittee to submit additional information with which to evaluate diligence;
- b) apply additional conditions and performance criteria for perfection of the right; or
- c) cancel the undeveloped portion of the permit pursuant to ORS 537.260 or 537.410 to 537.450. The Department will grant the permittee a hearing on the cancellation, if one is requested.

In determining whether the permittee has been diligent, the Department will consider information submitted to the Department by the permittee and any information submitted during the 30-day public comment period following public notice of submittal of the progress report.

If information is received through the public notice process indicating that the applicant has not been diligent toward completing the project, and if the director determines there are significant disputes related to the use of water, the Department will conduct a hearing.

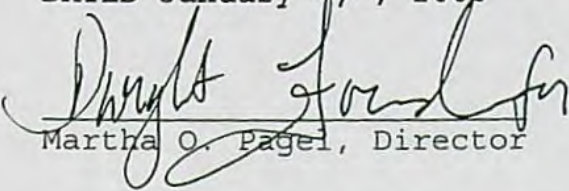
The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.230, 537.248, 537.630 and 539.010(5) (as appropriate).

Order

The extension of time for Application 52769, Permit Number 41436, therefore, is approved. The deadline for completing construction is extended to October 1, 2017. The deadline for applying water

to full beneficial use is extended to October 1, 2018.

DATED January 26, 2000


Martha O. Pagel, Director

Oregon Water Resources Department
Water Rights Division

Water Rights Application
Number 52769

Final Order
Extension of Time for Permit Number 41436

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- a) The amount of construction completed;
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- c) A review of the permittee's compliance with terms and

PLACED IN U.S. MAIL

JAN 27 2000

- conditions of the permit and/or previous extension; and
- d) Financial investments made toward developing the beneficial water use.

The Department will review the progress report to determine whether the permittee is exercising diligence towards completion of the project and complying with the terms and conditions of the permit and extension.

Failure to submit a progress report by the due date above will result in cancellation of the undeveloped portion of the permit by the Department pursuant to ORS 537.260 or 537.410 to 537.450. Within one year after cancellation, the permittee must submit a final proof survey pursuant to ORS 537.230 and 537.250.

If the Department finds that diligence is questionable, the Department may:

- a) request the permittee to submit additional information with which to evaluate diligence;
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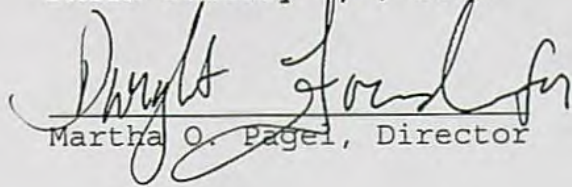
The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.230, 537.248, 537.630 and 539.010(5) (as appropriate).

Order

The extension of time for Application 52769, Permit Number 41436, therefore, is approved. The deadline for completing construction is extended to October 1, 2017. The deadline for applying water

to full beneficial use is extended to October 1, 2018.

DATED January 24, 2000


Martha O. Pagel, Director

Abstract of Permit No. 41436

Application No. 52769

Certificate No.

Name Grande Ronde Domestic Water Association

R.F.D. #1 PO Box 183

Address Willamina, Oregon 97396

Grand Ronde 47

Source of water supply A spring area

Use Group domestic use and stock use

Point of diversion 591' N & 32' W from SW cor., sec. 33, being within SE $\frac{1}{4}$ SE $\frac{1}{4}$ sec. 32,

Number of acres T.6S., R.8W., W.M.; Polk County

DESCRIPTION OF LAND TO BE IRRIGATED OR PLACE OF USE

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$			
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$
5 S	8 W		All of sections 25, 29 - 36															
	7 W		All of sections 27, 28, 30 - 36															
	6 W		All of section 31 and W $\frac{1}{2}$ of section 32															
6 S	8 W		All of sections 1 - 3, 10 - 15, N $\frac{1}{2}$ of NE $\frac{1}{4}$ and SE $\frac{1}{4}$ NE $\frac{1}{4}$ of section 6															
	7 W		All of sections 1 - 18, 21 - 28															
	6 W		All of sections 6, 7, 15 - 22, 27 - 29, 32 - 34, W $\frac{1}{2}$ of sections 5, 8															

Priority date February 10, 1975

Amount of water 0.44 c.f.s.

Time limit to begin construction 4-27-78

Time limit to complete construction 10-1-78 extended to extended to

Time limit to completely apply water 10-1-79 extended to extended to 10-1-97

Remarks: Limitations:

cgm
Rock Creek, Ore

Basin 2, Volume 11

September 28, 1993

Grand Ronde Domestic Water Association
PO Box 183
Grand Ronde, OR 97347

REFERENCE: Files 52769, 52770, and T-3379

We have received your applications for extension of the time limit to make complete application of water under Permits 41436, 41437, and T-3379. We also have your check in the amount of \$300. Our receipt numbers 94144, 94145, and 94146 were given to Jeanne M. Boatwright of Boatwright Engineering, Inc.

The application indicates reasonable diligence toward completion of the proposed project. The time limit to make complete application of water is extended to October 1, 1997 for Permits 41436, 41437, and T-3379. The order approving the extension was entered September 23, 1993.

The area of use is restricted to the boundary as identified in 1975. Also, when 0.44 cubic foot of water per second (200 GPM) has been used, further extensions will not be needed.

If you have any questions, please contact the Water Rights Section at 378-3739.

Sincerely,

A. REED MARBUT
Water Rights/Adjudication Division

ARM:tcb

cc: Boatwright Engineering, Inc.
2613 12th Street SE
Salem, OR 97302



3850 Portland Rd NE
Salem, OR 97310
(503) 378-3739
FAX (503) 378-8130

Abstract of Permit No. 41436

Application No. 52769

Certificate No.

Name Grande Ronde Domestic Water Association

R.F.D. #1 PO Box 183

Address Willamina, Oregon 97396

Grand Ronde 47

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Number of acres T.6S., R.8W., W.M.; Polk County

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Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$			
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$
5 S	8 W		All of sections 25, 29 - 36															
	7 W		All of sections 27, 28, 30 - 36															
	6 W		All of section 31 and W $\frac{1}{2}$ of section 32															
6 S	8 W		All of sections 1 - 3, 10 - 15, N'ly 3/4 of sections 4, 5, E $\frac{1}{2}$ of NE $\frac{1}{4}$ and SE $\frac{1}{4}$ NE $\frac{1}{4}$ of section 6															
	7 W		All of sections 1 - 18, 21 - 28															
	6 W		All of sections 6, 7, 15 - 22, 27 - 29, 32 - 34, W $\frac{1}{2}$ of sections 5, 8															

Priority date February 10, 1975

Amount of water 0.44 c.f.s.

Time limit to begin construction 4-27-78

Time limit to complete construction 10-1-78 extended to extended to

Time limit to completely apply water 10-1-79 extended to extended to 10-1-97

Remarks: Limitations:

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

2. Article Address

GRAND R
PO BOX 1
GRAND R

set - VP

10/1/98 DSM

5276

5. Received

6. Signature:

X

PS Form 38

4a. Article Number

P-56333

4b. Service Type

- | | |
|---|---|
| ☐ Registered | ☒ Certified |
| ☐ Express Mail | ☐ Insured |
| ☐ Return Receipt for Merchandise | ☐ COD |

7. Date of Delivery

2-19-98

8. Addressee's Address (Only if requested and fee is paid)

102595-97-B-0179

Domestic Return Receipt

Thank you for using Return Receipt Service.

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
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I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

GRAND RONDE DOMESTIC WTR
PO BOX 1000
GRAND RONDE OR 97347

4a. Article Number

P-56333

4b. Service Type

- | | |
|---|---|
| ☐ Registered | ☒ Certified |
| ☐ Express Mail | ☐ Insured |
| ☐ Return Receipt for Merchandise | ☐ COD |

7. Date of Delivery

2-19-98

5. Received By: (Print Name)

6. Signature: (Addressee or Agent)

X

8. Addressee's Address (Only if requested and fee is paid)

Thank you for using Return Receipt Service.

UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Print your name, address, and ZIP Code in this box •

WATER RESOURCES DEPT
158 12TH ST NE
SALEM OR 97310





Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

February 12, 1998

GRAND RONDE DOMESTIC WATER ASSN
PO BOX 183
GRAND RONDE OR 97347

REFERENCE: File 52769 & 52770

According to the terms of your Permit 41436 and 41437 complete application of water was to have been made by October 1, 1997.

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.

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 by **April 15, 1998** (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 me at extension 272 at 378-3739 or toll-free 1-800-624-3199.

Sincerely,

Dallas Miller
Natural Resource Specialist 2

DM:jh

cc: Bill Ferber, Watermaster

CERTIFIED - RETURN RECEIPT REQUESTED

Application for Extension of Time

RECEIVED

JAN 19 1993

TO THE WATER RESOURCES DIRECTOR OF OREGON

I, Grand Ronde Community Water Association
NameWATER RESOURCES DEPT.
SALEM, OREGON

P.O. Box 253

Mailing Address

Grand Ronde
CityOregon
State97347
Ziprecord owner of water permit No. 41436, do hereby request that the time in which to:

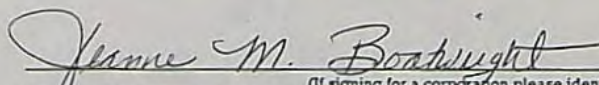
- ☒ complete the construction of works and/or purchase and installation of the equipment necessary to the use of water, which time now expires on October 1, 1992, be extended to October 1, 1997; and/or the time in which to
- ☒ accomplish beneficial use of water to the full extent now intended under the terms of said permit, which time now expires on October 1, 1992, be extended to October 1, 1997.

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

- (1) within the past year Added 4 Domestic/Stockwatering Services

- (2) prior to this past year Added 10 Domestic/Stockwatering Services, including a 2" Svc. to Idylwild Farms (Heifer Replacement Service) and a 1" Svc. to Rovic's Veal Barn. Also added a 1½" Svc. to Shenk's Dairy without Domestic Svc.
- (3) 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)



(If signing for a corporation please identify your title)
for Boatwright Engineering, Inc. - Engineers for Assoc.

Dated January 12, 1993

MAIL COMPLETED APPLICATION AND STATUTORY FEE
OF \$100.00 FOR EACH PERMIT TO:

Water Resources Department
3850 Portland Road N.E.
Salem, Oregon 97310

BC
10-1-97
JRD

REC 99144
11-16-92
\$100

Application for Extension of Time

TO THE WATER RESOURCES DIRECTOR OF OREGON

I, Grand Ronde Community Water Association
Name
P.O. Box 253
Mailing Address
Grand Ronde Oregon 97347
City State Zip

record owner of water permit No. 41436, 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, 1992, be extended to October 1, 1997; 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, 1992, be extended to October 1, 1997.

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

(1) within the past year Added 16 water services, Installed a booster pump
serving 10 households and Extensive repair, maintenance and
construction at the spring source;

(2) prior to this past year Added 41 water services.

(3) 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)

RECEIVED

NOV 16 1992

WATER RESOURCES DEPT.
 SALEM, OREGON

Jeanne M. Boatwright

(If signing for a corporation please identify your title)
 for Boatwright Engineering, Inc. - Engineers for Assoc.

Dated November 13, 1992

MAIL COMPLETED APPLICATION AND STATUTORY FEE
 OF \$100.00 FOR EACH PERMIT TO:

Water Resources Department
 3850 Portland Road N.E.
 Salem, Oregon 97310

11/16/92
100.00
94144

EXTENSION CHECKLIST

FILE DOCUMENT - FOR OFFICE USE ONLY

APPLICATION NO: 52769 PERMIT NO: 41436
DATE: 9-7-93

1. What service area or base was anticipated by the applicant at the time the permit was granted?
2. What water right development steps has the permittee completed to date?
3. Is the permittee currently meeting all conditions of the permit?
4. What is the current use of water under the permit?
5. What percent of the total allowable use under the permit does the current use represent?
6. Have there been any unforeseen events (over which the permittee has no control) which could reasonably have delayed development under the permit?
7. Has there been any change in the market for either water or power since the permit was granted which could have affected the development program under the permit?
8. Has there been any change in demand for water or power since the permit was granted?
9. If the extension request is denied, is the current level of water use under the permit economically feasible?
10. Is there an alternate source of water available at this time?
11. Has use of water under the permit caused an adverse impact on the surface/ground water resource in the area?
12. Have there been claims of injury to other water right holders or water users in the area?

REMARKS:

1^{BC} 0.44 CFS SPR ⁴⁰⁰⁻⁶⁰⁰ GRP DOM & STK

2. SEVERAL MILES OF DISTRIBUTION PIPELINE
NEARLY 700 USERS

3. NO SPECIAL CONDITIONS

4.

5. OVER 50%

6. NO INFO

7. SLOW BUILDING MARK

8. NO INFO

9. PROBABLY, BUT AREA NEEDS WATER FOR MORE DEVELOPMENT

10. NO

11-12 NO INFO

NO LETTERS FROM W.W. OR OTHERS

BC-97

ADD 4

THE AREA OF USE IS RESTRICTED TO THE
BOUNDARY AS IDENTIFIED IN 1975. ALSO, WHEN
0.44 CFS (200 GPM) IS USED, FURTHER EXTENSIONS
WILL NOT BE NEEDED.

12-17-92

3pm

J. BOATWRIGHT

SHF WILL GET CFS
USAGE FOR BOTH PERMITS,
TRY TO GIVE NUMBERS FOR
DOM, STL, & QM.

ALSO, ADJACENT H₂O
USERS ARE HAVING PROBLEMS
WITH THEIR SOURCES. THEY
MIGHT ASK GRAND RONDE CWA
TO SERVE THEM. I ASKED
JEAN TO MENTION THAT IN
EXT. REQUEST.

AS



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3066

January 15, 1988

Grand Ronde Domestic Water Association
PO Box 183
Grand Ronde, OR 97347

REFERENCE: Files 52769 and 52770

Your applications for extension of the time limits to complete construction and make complete application of water under the terms of your Permits 41436 and 41437 were received. We also have your checks for \$100.

The applications indicates reasonable diligence toward completion of the proposed project; therefore, the time limits to complete construction and make complete application of water are extended to October 1, 1992.

Sincerely,

STEVEN P. APPLGATE
Water Right Specialist

SPA:wpc

receipt enclosed

2792E
2794E

- **SENDER:** Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one.)
- ☐ Show to whom and date delivered..... \$
- ☒ Show to whom, date and address of delivery... \$
- ☐ RESTRICTED DELIVERY
Show to whom and date delivered..... \$
- ☐ RESTRICTED DELIVERY.
Show to whom, date, and address of delivery \$

(CONSULT POSTMASTER FOR FEES)

2. **ARTICLE ADDRESSED TO:**

Grande Ronde Domestic Water Assn
RFD 1
Willamina, OR 97396

3. **ARTICLE DESCRIPTION:**

REGISTERED NO.

CERTIFIED NO.

INSURED NO.

56512

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

Elaine Hult

4.

DATE OF DELIVERY

6/17/80

5. **ADDRESS** (Complete only if requested)

26690 SALMON R. HWY
WILLAMINA, OR 97396



6. **UNABLE TO DELIVER BECAUSE:**

CLERK'S
INITIALS

[Signature]

52769 lus

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, and 3 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

RETURN
TO



WATER RESOURCES DEPT.
MILL CREEK OFFICE PARK
555 13th ST. N.E.
SALEM, OREGON 97310
JUN 13 1980

WATER RESOURCES DEPT
SALEM, OREGON



(Name of Sender)

(Street or P.O. Box)

(City, State, and ZIP Code)

RECEIVED

DEC 11 1987

Application for Extension of Time

TO THE WATER RESOURCES DIRECTOR OF OREGON

WATER RESOURCES DEPT.
SALEM, OREGONI, GRAND RONDE DOMESTIC WATER ASSOC.

Name

P.O. Box 183

Mailing Address

Grand Ronde,

Oregon

97347

City

State

Zip

record owner of water permit No. 41436/41437, 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, 1987, be extended to October 1, 1987; *92 J.R.H.*
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, 1987, be extended to October 1, 1987; *92 J.R.H.*

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

- (1) within the past year approximately 3200 feet of pipeline was installed for improvement to the distribution system and approximately 10 new household connections were made.
- (2) During the four years prior to this past year some 12 miles of distribution pipeline, 105,000 gallons of in line storage, and a 115 gallon per minute duplex booster pump station were installed, to serve some 90 new customers, in a new area. Also some 15 new services to the original system were added. The source of supply has excess capacity to serve a greater number than the present 615 hookups.

- (3) 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)

Jack R. Hill for Boatwright Engineering Inc.
(If signing for a corporation please identify your title)
Engineers for Assoc.

Dated December 8, 1987MAIL COMPLETED APPLICATION AND STATUTORY FEE
OF \$100.00 FOR EACH PERMIT TO:

Water Resources Department
3850 Portland Road N.E.
Salem, Oregon 97310

12-11-87
\$100.00
#54110

1-5-88
\$100.00
54264

OK B&C
(both permits)
to 10-1-92
AJR



Water Resources Department

MILL CREEK OFFICE PARK

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

PHONE 378-8508
1-800-452-7813
(message line)

December 7, 1982

Grand Ronde Domestic Water Association
26699 Salmon River Highway
Willamina, OR 97396

REFERENCE: Files Numbered 52769 and 52770

Gentlemen:

Your applications for an extension of the time limits in which to complete construction and make complete application of water under the terms of your Permits Numbered 41436 and 41437 were received. We also have your checks in the amount of \$40.

The applications indicate reasonable diligence has been exercised toward completion of the proposed projects; therefore, the time limits to complete construction and make complete application of water are being extended to October 1, 1987.

Sincerely,

Bruce A. Estes, Supervisor
Survey/Certificate Section

BAE/jw

Application for Extension of Time

TO THE WATER RESOURCES DIRECTOR OF OREGON

I, Grand Ronde Domestic Water Assoc.
Name
26690 Salmon River Hwy
Mailing Address
Willamina, Ore 97146
City State Zip

- record owner of water right permit No. 41436, 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, 1987, 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, 1982, be extended to October 1, 1987.

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~~ The basic system was completed in 1978-1979
serving users under permit 41437 also. The number of services
have about doubled to about 500 since the original
~~prior to this past year~~ time limits of the permit. The rate of
growth has slowed but use to the limits of the permits
is anticipated

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)

Trevor Jones agent for Bowdoin Engineering Inc
 (If signing for a corporation please identify your title)

Dated Dec 2 1982

MAIL COMPLETED APPLICATION AND STATUTORY FEE
 OF \$ 20.00 FOR EACH PERMIT TO:

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

12-2-82
 20.00
 #33905

B-C
 10-1-87
 DAL

Application for Extension of Time

TO THE WATER RESOURCES DIRECTOR OF OREGON

I, GRAND RONDE DOMESTIC WATER ASSOCIATION
NamePO Box 185
Mailing AddressGRAND RONDE
CityOregon
State97347
Ziprecord owner of water right permit No. 41436, 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, 1978 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, 1979, be extended to October 1, 1982.

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 THE SYSTEM (Basis) WAS COMPLETED IN 1975 WITH SOME 240 SERVICES (IN 1978 to Oct 1979 80 ADDITIONAL SERVICES WERE ADDED

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) PEAK FLOW DEMAND EQUAL 34% ORTHE REQUESTED WATER

(If additional space is required, attach separate sheet)

M B Bortling Project Engineer
(If signing for a corporation please identify your title)Dated 7-30-82MAIL COMPLETED APPLICATION AND STATUTORY FEE
OF \$10.00 TO:Water Resources Department
Mill Creek Office Park
555 13th Street, N.E.
Salem, Oregon 97310B-C
10-1-82
DAE
7/30/80
\$10.00
#19699



Water Resources Department

MILL CREEK OFFICE PARK

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

PHONE 378-8508

August 1, 1980

Files No. 52769
52770

Grand Ronde Domestic Water Association
P.O. Box 183
Grand Ronde, OR 97347

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 permits numbered 41436 and 41437 was received. We also have your check in the amount of \$20.

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, 1982.

Sincerely,

Bruce A. Estes, Supervisor
Survey-Certificate Section

BAE:lrs

PHONE 378-8508

June 12, 1980

File No. 52769

Grande Ronde Domestic Water Association
RFD 1
Willamina, Oregon 97396

According to the terms of your permit number 41436. This permit describes the use of .44 cfs of water from a spring for domestic and stock use.

complete application of water was to have been made by October 1, 1979

Complete application of water means the application of water to a beneficial use under the permit to the full extent intended. In the case of irrigation, it means beneficial irrigation of all the lands the permittee intends to cover under the terms of the permit. If 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 24, 1979

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..."

In accordance with the provisions of ORS 537.260, you are hereby notified that unless proof of beneficial use is received within 60 days from the date of this letter, the permit(s) may be canceled without further notice.

If, for any reason, you are no longer interested in the project described by the permit, we would appreciate it if you would so advise. If the property involved has changed hands and any part of the project has been completed, you should immediately assign the permit to the new owner and advise us of his name and address. An assignment form will be furnished upon request.

Sincerely,
James E. Sexson, Director

By *Bruce A. Estes*
Bruce A. Estes, Supervisor
Certificate-Survey Section

52769
52770

May 9, 1975

Mr. Martin G. Boatwright
M. G. Boatwright & Associates
2613 Twelfth Street S.E.
Salem, Oregon 97302

Dear Mr. Boatwright:

The application you submitted for Grande Ronde Domestic Water Association for a permit to appropriate 0.44 cubic foot per second of water from a spring area for domestic and stock use has been filed as No. 52769.

The application for a permit to appropriate 0.44 cubic foot per second from the spring area for quasi-municipal use has been filed as No. 52770.

Also acknowledged are copies of the water users agreement, bylaws of the Association, maps and fees of \$45.00 for application No. 52769 and \$30.00 for application No. 52770 for which receipts Nos. 45161, 45162 and 45215 were handed you.

The applications are in satisfactory form but final consideration will be withheld pending submission of an application for change in type of use of water under an existing right. The provisions and limitations of a permit approving application No. 52770 will be dependent on the transfer.

Very truly yours,

Trevor Jones
Assistant

TJ:whh

May 19, 1977

Grande Ronde Domestic Water Assoc.
R.F.D. 1
Willamina, OR 97396

52769
52770

41436 and 41437 with map.

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION
431 Oregon Bldg., 494 State St.
Salem, OR 97301

RECEIVED

APR 24 1975

STATE ENGINEER
SALEM, OREGON

March 25, 1975

M. G. Boatwright & Associates
2613 Twelfth St. SE
Salem, OR 97302

Re: Grand Ronde Community Water Association

Gentlemen:

The following items are needed from you before the main project is advertised for construction bids: (Please refer to the loan processing check list)

Item 29 - Water Rights - Please forward documentation showing that adequate rights or permits exist.

Item 30 - Contract - Sale of Water to Willamina (This is a joint effort item with Marvin Weiser)

Item 35 - Options to purchase or acquire tank sites (or copies of deeds showing purchase)

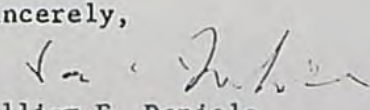
Item 52 - Right of Way Map - Marve Weiser will need this and we need two copies.

Item 59 - Service Area - We do not have documentation of final disposition of this matter.

Please let us know if any of these items cannot be completed by the time construction bids are advertised.

When do you expect to advertise for construction bids? A copy of the advertisement (Docket Item 68) will be needed.

Sincerely,


William F. Daniels
Community Programs Specialist (Field)

cc Grand Ronde Community Water Assn.
Marvin J. Weiser
State Director
District Director 2
FmHA - Salem

*Farmers Home Administration is an Equal Opportunity Lender.
Complaints of racial or ethnic discrimination should be sent to:
Secretary of Agriculture, Washington, D.C. 20250*

M. G. BOATWRIGHT & ASSOCIATES

2613 Twelfth Street S. E.
SALEM, OREGON 97302
April 22, 1975

Area Code (503) 363-9225

RECEIVED

APR 24 1975

STATE ENGINEER
SALEM, OREGON

Oregon State Engineers Office
1178 Chemeketa N. E.
Salem, Oregon 97301

Attention: Mr. Trevor Jones

RE: GRAND RONDE DOMESTIC WATER ASSOCIATION - WATER RIGHTS

Dear Trevor:

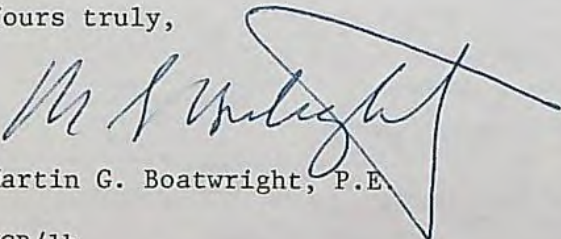
We are down to the point where we must have a written response from your office as requested in our letter to you dated March 19, 1975. Enclosed you will find a copy of a letter addressed to us from the Farmers Home Administration requesting water right status prior to this project going out for bid.

At the present time this water right status is the major item we have been unable to provide the government.

I would appreciate a letter at the earliest possible date! The timing, materials and cost of installation are particularly favorable at this time and if construction is to be initiated and completed this construction season we must have the water right status to allow us to go to bid.

If you have any questions on this matter, please contact me at your earliest convenience.

Yours truly,



Martin G. Boatwright, P.E.

MGB/lb

Enc.

cc: Grand Ronde Domestic Water Association
Farmers Home Administration, Salem Office
Farmers Home Administration, Portland Office
Farmers Home Administration, Mr. Bill Daniel

PUBLIC NOTICE

FHA Instruction 442.1
Exhibit J
Section I
ITEM I

NOTICE AND INSTRUCTIONS TO BIDDERS

Date: April 23, 1975

1. Sealed bids will be received by the GRAND RONDE DOMESTIC WATER ASSOCIATION, hereinafter referred to as the "Owner," for performing the work as set forth in the Plans and Specifications attached hereto, on or before 8:00 P.M. o'clock May 28, 1975, in the Grande Ronde Grade School, at which time said bids will be publicly opened and read.

2. All bids must be made on the blank form of proposal attached hereto. The work under this project consist of a spring intake, three inline pressure control reservoirs in the supply line, a 50,000-gallon reservoir and 150,000-gallon reservoir (steel standpipe type), 31 miles of 2, 4, 6, and 8" P.V.C. plastic pipe in the distribution system and supply line and some 235 services and other related incidentals.

3. Each bid must be accompanied by a certified check or bidder's bond payable to the Owner for five (5%) per cent of the total amount of the bid. As soon as the bid prices have been compared, the Owner will return the check or bond of all except the three lowest responsible bidders. When the contract is awarded, the checks or bonds of the two remaining unsuccessful bidders will be returned. The check or bond of the successful bidder will be retained until the contract and surety bond have been executed and approved, after which it will be returned.

4. A performance and payment bond in the amount of one hundred (100%) per cent of the contract price with a corporate surety approved by the Owner and Engineer, will be required for the faithful performance of the contract, and the bidder shall state in the proposal the name and address of the surety or sureties who will sign this bond in case the contract is awarded to him. A maintenance bond guaranteeing the repair of all damage due to improper materials or workmanship for a period of one year after the acceptance of the work by the Owner will also be required.

5. The party to whom the contract is awarded will be required forthwith to execute the contract and a performance and payment bond within ten (10) calendar days from the date when the written notice of the award of the contract is mailed to the bidder at the address given by him. In case of failure to do so, the Owner may at his option consider that the bidder has abandoned the contract, in which case the certified check or bidder's bond accompanying the proposal shall become the property of the Owner.

6. The Owner reserves the right to reject any and all bids or to accept

irregularities of any kind or which do not comply with the Notice and Instructions to Bidders may be rejected at the option of the Owner.

13. A bidder may withdraw any proposal he has submitted at any time prior to the hour set for the closing of the bids provided the request for withdrawal is signed in a manner identical with the proposal being withdrawn. No withdrawal or modification will be permitted after the hour designated for closing the bids.

14. For the purpose of clarification it is understood that the work to be done is being financed in whole or in part by means of a loan or grant made or insured by the United States acting through the Farmers Home Administration of the Department of Agriculture. The Farmers Home Administration will, therefore, require approval by its representatives of all contracts, attachments, and similar documents, all partial and final payment estimates, and all change orders.

15. Computations of quantities that will be the basis for payment estimates, both monthly and final, will be made by the Engineer.

16. The word "Owner" means the GRAND RONDE DOMESTIC WATER ASSOCIATION. The Owner will be responsible for payment in accordance with the terms of the contract.

The word "Contractor" means the person, firm or corporation to whom the award is made. Sub-contractors as such will not be recognized.

The word "Engineer" refers to M. G. Boatwright & Associates, designated by the Owner as its engineering representative during the course of construction to make appropriate inspection and computations of payments.

The word "Representative" means the State Director of the Farmers Home Administration or his designee.

17. Plans and Specifications may be obtained from M. G. Boatwright & Associates, 2613 12th Street SE, Salem, Oregon. A deposit of \$35.00 will be required for the Plans and Specifications, \$35.00 of which will be refunded to those returning them in good condition within ten days of the bid opening.

18. Inspection trips for contractors will leave from the office of the Grand Ronde Grade School at 10:00 A.M. o'clock on May 21, 1975 and Return at 1:00 P.M.

GRAND RONDE DOMESTIC
WATER ASSOCIATION,
Owner

By: Eloise Hulet

Title: Secretary

OS Apr. 25, 28, 29, 1975

ITEM I NOTICE AND INSTRUCTIONS TO BIDDERS

Date: April 23, 1975

1. Sealed bids will be received by

Department of Agriculture, Contractors' proposals shall hold firm for sixty days to allow the Owner to complete its financing arrangements. Mutually agreed upon extensions of time may be made, if necessary.

7. "If this contract exceeds \$10,000, the Contractor is subject to the provisions of the Equal Opportunity requirements set forth below and the Contractor shall submit, with his bid, a completed and executed Form FHA 400-6, "Compliance Statement"; further, if the Contractor has 100 or more employees, he shall file Standard Form 100, "Employer Information Report", with the Joint Reporting Committee, P.O. Box 12, Springfield, Virginia 22150, within 30 days after the Contract Award and annually on or before March 31 thereafter during the life of the Contract. If the Contract exceeds \$10,000, the Contractor will develop and place on file within 120 days of the Contract Award a written Affirmative Action Compliance Program using Form AD-425, "Contractor's Affirmative Action Plan for Equal Opportunity", as a guideline.

8. Before the award of the contract, any bidder may be required to furnish evidence satisfactory to the Owner and to the Engineer of the necessary facilities, ability, and pecuniary resources to fulfill the conditions of the said contract.

9. Prior to signing the contract, the Contractor shall submit on a Form acceptable to the Owner and Engineer, an overall construction schedule for the project. This construction schedule shall start with the proposed date of signing of the contract, and the completion date shall be the date specified in the contract.

10. Bidders must satisfy themselves by personal examination of the location of the proposed work, by examination of the Plans and Specifications and requirements of the work and the accuracy of the estimate of the quantities of the work to be done, and shall not at any time after the submission of a bid dispute or complain of such estimate or assert that there was any misunderstanding in regard to the nature or amount of work to be done.

11. The Construction Contract and the Detailed Specifications contain the provisions required for the construction of the project. No information obtained from any officer, agent, or employee of the Owner on any such matters shall in any way affect the risk or obligation assumed by the Contractor or relieve him from fulfilling any of the conditions of the contract.

12. Proposals which are incomplete, unbalanced, conditional or obscure or which contain additions not called for, erasures, alterations or irregularities of any kind or which do not comply with the Notice and Instructions to Bidders may be rejected at the option of the Owner.

13. A bidder may withdraw any

12. Proposals which are incomplete, unbalanced, conditional or obscure or which contain additions not called for, erasures, alterations or

6. The Owner reserves the right to reject any and all bids or to accept any bid. It is understood that the work to be done is being financed with a loan or grant or both from the Farmers Home Administration, U.S.

LUCKIAMUTE DOMESTIC
WATER ASSOCIATION

Owner
By: Francis Brian
Title: Secretary
S APR 25 28 29 1975



REALTY

500, Call Curt

277 Lancaster Dr. NE

DISTRICT ★

Statesman, Salem, Ore., Tues., April 29, '75

REALTY
 DISTRICT ★
 37
 REALTY
 SOLD BY
 Inc.
 Timm Construction Co.,
 BUILT BY
 1000
 pct. rate 8 1/4%
 odd mos. plus taxes and ins. Annual
 Pmt. \$179.17 for

WATER USER'S AGREEMENT

This AGREEMENT, between the GRAND RONDE COMMUNITY WATER ASSOCIATION, an Oregon cooperative corporation, hereinafter called the Association, and _____, hereinafter called the Member, a member of the Association,

WITNESSETH:

WHEREAS, the Member desires to have water delivered to his property through the Association's domestic water system and to enter into a Water User's Agreement as required by the By-Laws of the Association.

NOW, THEREFORE, in consideration of the mutual covenants, promises and agreements herein contained, it is hereby understood and agreed:

1. Subject to the limitations hereinafter provided, the Association agrees to furnish water at the following described property:
2. The Member hereby grants the Association, its successors or assigns a right to go upon the Member's land at reasonable times for the purpose of inspecting all facilities connected to its water system for the purpose of determining the Member's compliance with the Association rules and regulations.
3. The Member shall install and maintain at his own expense a service line which shall begin at the meter and extend to the dwelling or place of use. The meter location and installation of the service line shall be in accordance with the rules and regulations of the Association.
4. The Member may have delivered through a single service line only such water as may be necessary to supply the needs of a single use or occupancy under the rules of the Association; and Member shall not cause or permit such water to be used, supplied or connected to any other use or occupancy, except by express consent of the Board of Directors of the Association, which consent shall be given only upon application in cases of urgent necessity, for the members of the immediate family of the Association member, and for a time limited by the Board.
5. In the event the total water supply shall be insufficient to meet all of the needs of all of the members or in the event there is a shortage of water, the Association may prorate the water available among the various members on such basis as is deemed equitable by the Board of Directors, and may also prescribe a schedule of hours covering use of water for garden purposes by particular members and require adherence thereto, or prohibit the use of water for garden purposes; provided

that if, at any time, the total water supply shall be insufficient to meet all of the needs of all of the members for domestic, livestock, garden, industrial and commercial purposes, the Association must first satisfy all of the needs of all of the members for both domestic and livestock purposes before supplying any water for garden and industrial and commercial purposes.

6. Member agrees to comply with the laws, rules and regulations of the Oregon State Board of Health or other governmental bodies having jurisdiction over water use and sanitation including the rules and regulations of the Association. NO OTHER PRESENT OR FUTURE SOURCE OF WATER SHALL BE CONNECTED TO THE WATERLINES RECEIVING WATER UNDER THE TERMS OF THIS AGREEMENT AND THE MEMBER SHALL DISCONNECT FROM SUCH WATERLINES ANY EXISTING WATER SUPPLY SYSTEM BEFORE CONNECTING OR SWITCHING TO THE WATER SUPPLIED BY THE ASSOCIATION.

7. The Member agrees to pay for such water as he may use at the rates prescribed by the Board of Directors of the Association pursuant to the provisions of the By-Laws of the Association, the water delivered through each service line being metered and the cost thereof determined separately. A flat minimum monthly rate shall be charged each member for the first 3,000 gallons of water or any fraction thereof, such flat minimum rate to be payable irrespective of whether any water is used by the Member during such period, and that additional charges will be made for additional water used by each Member. The determination of the quantity of water used by each Member will be based upon readings of water meters installed by the Association as provided for by the By-Laws. The rates to be charged by the Association shall always be sufficient to enable it to pay all costs of operation and maintenance of the water system and interest and principal on loans and other indebtedness of the Association and to provide funds to meet replacements and additions to the system and unforeseen contingencies. The Member further agrees to connect his service lines to the Association's distribution system and shall commence to use water from the system within 10 days after the date that the water is made available to the Member by the Association. Water charges to the Member shall commence on the date that the service is made available.

8. Payment of the monthly charge shall be made at such time as the Board of Directors of the Association may prescribe; provided that if the payment of such charges is not made for a period of 30 days after they become due, the Association shall have the right to refuse to deliver water to the Member until payment is made; and provided further that in the event payment of such charges is not made for a period of 60 days after they become due the Association may, in addition to all other rights and remedies that it may have, elect to purchase the Member's Certificate and terminate his membership in the manner provided for in the By-Laws and, in such event, the Member shall not be entitled to receive, nor the Association obligated to deliver any water under this agreement.

9. In the event the Member shall breach his contract by (1) refusing or failing, without just cause, to connect his service line to the Association's distribution system as set forth above, or (2) refusing or failing, without just cause, to pay monthly water rates or charges described herein, upon the occurrence of either of said events, the Member agrees to pay the Association a lump sum of \$300.00 as liquidated damages. It is expressly understood and agreed by the parties hereto that the said amount is agreed upon as liquidated damages in that a breach by the Member in either of the respects set forth above would cause serious

and substantial damages to the Association, and it will be difficult, if not impossible, to prove the amount of such damages. The parties hereto have computed, estimated and agreed upon said sum in an attempt to make a reasonable forecast of probably actual loss because of the difficulty of estimating with exactness the damages which will result.

10. The Member shall notify the Association within 10 days of the closing of any sale of his land which is serviced by the water supply of the Association. A sale for such purposes, shall include a sale upon terms, a contract of sale whereby the Member agrees to convey title to a purchaser upon payment of the full purchase price, or a lease for a duration of more than one year by the terms of which the lessee has an option to purchase. Upon receipt of such notice the Board of Directors shall consider whether or not the Member is eligible for continued membership in the Association, and whether or not the purchaser of such property shall be considered for membership upon his application.

11. If for any reason waterlines of the Association do not become accessible to the property described in this agreement, there shall be no liability on the part of the Association or its officers or directors; but if such waterlines do not become accessible for use by the property described in this agreement within 12 months from the date of completion of the Association's initial distribution system, then either party shall have the right to terminate this agreement by written notice to the other party, and if the member makes such request, he shall be entitled to a refund of all fees paid to the Association.

12. This contract shall be in full force and effect continuously hereafter so long as the Member shall continue to be a Member of the Association.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement this _____ day of _____, 19____.

GRAND RONDE COMMUNITY WATER ASSOCIATION
An Oregon cooperative corporation

By: _____

ATTEST:

Secretary

Member

Address

Need \$15⁰⁰ additional for
appl-Ho 52769

Need separate amount for Domestic & Stk?
on 52769 *MD*

Item 8 on both according
to map should list W $\frac{1}{2}$ of
Sec 32, S5 6W ~~instead~~ instead
of W $\frac{1}{2}$ Sec 30. *Done*

should have SDS completed
or a narrative description of
the spring area. *MD*

BY-LAWS
of
GRAND RONDE COMMUNITY WATER ASSOCIATION
An Oregon Cooperative Corporation

ARTICLE I

General Purposes

The purpose for which this association is formed and the power which it may exercise are set forth in the articles of incorporation.

ARTICLE II

Name and Location

Section 1. The name of this association is Grand Ronde Community Water Association.

Section 2. The principal office of this association shall be located at Route 1, Box 225, Grand Ronde, Oregon, 97378, but the association may maintain offices and places of business at such other places within or without the state as the Board of Directors may determine.

ARTICLE III

Seal

Section 1. The seal of the association shall have inscribed thereon the name of the association, the year of its organization, and the words "Grand Ronde Community Water Association, Oregon".

Section 2. The secretary of the association shall have custody of the seal.

Section 3. The seal may be used by causing it or a facsimile thereof to be impressed or affixed or reproduced or otherwise.

ARTICLE IV

Fiscal Year

The fiscal year of the association shall begin the 1st day of January, in each year.

ARTICLE V

Membership

Section 1. The holders of membership certificates of this association are its members. Any bona fide owner or occupant of a farmstead or dwelling, any bona fide owner or operator of an industrial installation or commercial establishment, any bona fide public or nonprofit institution, and any bona fide owner of unimproved real property having reasonable accessibility to the source of and who is in need of having water supplied for domestic, live-

stock, garden, industrial and commercial purposes from the water system operated by the association and who receives the approval of the Board of Directors may be admitted to membership upon subscribing for or otherwise acquiring a membership certificate and by signing such agreements for the purchase of water as may be provided and required by the association; provided that no person otherwise eligible shall be permitted to subscribe for or acquire a membership certificate of the association if the capacity of the association's water system is exhausted by the needs of its existing members. A husband and wife may jointly become a member of this association, provided the husband and wife comply jointly with all the requirements of membership.

Section 2. A certificate of membership may be transferred by a member to himself or herself, and his or her spouse, as the case may be, jointly upon the written request of such member. When a certificate of membership is held jointly by husband and wife, upon the death of either, such membership certificate shall be deemed to be held solely by the survivor with the same effect as though such membership certificate had first been issued solely to him or her, as the case may be, and the joint membership certificate may be surrendered by the survivor, and upon the recording of such death on the books of the association, the membership certificate may be reissued to and in the name of such survivor; provided, however, that the estate of the deceased shall not be released from any membership debts or liabilities to the association.

Section 3. When holders of mortgages or beneficiaries of trust deeds or the owners of a vendors' interest in a contract of sale on properties of members, which properties are served by the association, give notice in writing to the association of the existence of such mortgages, trust deeds, or contracts, then the holders thereof shall receive copies of all communications sent by the association to the members on whose properties the mortgages, contracts, or trust deeds exist. If the holders of these mortgages, contracts, or the beneficiaries of these trust deeds, by purchase at a foreclosure sale or through voluntary conveyance by the property owner, obtain title to the property, they shall be admitted to membership in the association, provided they agree to purchase water from the association. If a sale is held when the mortgage, contract or trust deed is foreclosed, the purchaser shall be entitled to become a member of the association if he agrees to purchase water from the association. If a property is sold in more than one parcel, the Board of Directors shall determine which parcel shall entitle the owner thereof to membership.

Section 4. In case of the death of a member, or if a member ceases to be eligible to hold membership as provided in Section 1, or willfully fails to comply with these By-Laws and other requirements, or willfully obstructs the purposes and proper activities of the association, the association, through the Board of Directors, may elect to purchase his membership certificate and terminate his membership upon tender to him or his heirs or legal representatives of the cost of such membership certificate, and the value of such members' portion of savings and ownership equities shall be determined, less any indebtedness then due from him to the association. Any member whose membership is so terminated for cause other than that of ceasing to be eligible may appeal from the action of the Board of Directors to a vote of the members at the next regular meeting of the members or special meeting of the members called for such purpose.

ARTICLE VI

Membership Certificates

Section 1. This association shall not have capital stock, but its capital shall be represented by membership certificates.

Section 2. The membership certificate shall be issued to each holder of fully paid membership and shall be numbered consecutively in accordance with the order of issue. Each membership certificate shall bear on its face the following statements:

(a) This membership certificate is issued and accepted in accordance with and subject to the conditions and restrictions stipulated in the Articles of Incorporation, By-Laws, and amendments to the same, of the Grand Ronde Community Water Association.

(b) Transfers of membership certificates shall be made only upon the books of the association, only to persons eligible to become members, only with the approval of the Board of Directors and only when the member transferring is free from indebtedness to the association.

(c) No member of this association shall be entitled to more than one vote at meetings of the members, without regard to the number of memberships such member may hold. If two or more persons hold a jointly owned membership, they shall jointly be entitled to one vote and no more. Every member upon becoming a member of this association agrees to sign such agreements for the purchase of water from the association as may from time to time be provided and required by the association and agrees in case he desires to dispose of his membership certificate, to offer the same to the association at the price paid for such membership.

- - and such other statements as may be prescribed by the Board of Directors.

Section 3. Each member agrees to sign such water users agreements as the association shall, from time to time, provide and require. When a member holds a membership certificate based upon the ownership of unimproved real property, the member shall not be required to sign a water users agreement covering said unimproved real property until a dwelling or facility requiring water is substantially completed on such unimproved real property. Provided, however, that such member may be required to pay a hook-up fee on order of the Board of Directors, and a minimum monthly water charge as a condition of continued membership. Each member holding such membership certificate agrees to sign such water users agreement covering such property forthwith upon substantial completion of a dwelling on such property. The Board of Directors may notify such member at any time that his membership certificate will be repurchased in accordance with these By-Laws upon the expiration of six months from the date of said notice if such member shall not have, prior to the expiration thereof, signed such water users agreement for the purchase of water.

ARTICLE VII

Meetings of Members

Section 1. The annual meeting of the members of this association shall be held at

State of Oregon, at 8:00 o'clock p.m. on the
of each year, or such other date as may be fixed
by the Board of Directors, and not more than 60 days after the
close of the fiscal year.

Section 2. Special meetings of the members of the association may be called at any time by the secretary upon request of the Board of Directors, or upon the filing of a petition with the secretary, which is signed by at least ten percent of the members of the association. The purpose of every special meeting shall be stated in the notice thereof, and no business shall be transacted thereat except such as is specified in the notice.

Section 3. Notice of meetings of members of the association may be given by a notice mailed to each member of record, directed to the address shown upon the books of the association at least ten days prior to the meeting. Such a notice shall state the nature, time, place and purpose of the meeting, but no failure or irregularity of notice of any annual meeting, regularly held, shall affect any proceedings taken thereat.

Section 4. The members present at any meetings of the members shall constitute a quorum at any meeting of the association for the transaction of business. The voting powers of the members of this association shall be equal, each member shall have one vote only, and no voting by proxy shall be allowed.

Section 5. Directors of this association shall be elected at the annual meeting of the members.

Section 6. The order of business at the regular meetings and so far as possible at all other meetings shall be:

1. Calling to order and proof of quorum
2. Proof of notice of meeting
3. Reading and action on any unapproved minutes
4. Reports of officers and committees
5. Election of directors
6. Unfinished business
7. New business
8. Adjournment

ARTICLE VIII

Directors and Officers

Section 1. The Board of Directors of this association shall consist of _____ members, all of whom shall be members of the association. At the first meeting of the members, the members shall elect _____ Directors who shall serve until the next annual meeting of the members, at which time the members shall elect _____ directors for a term of one year; _____ directors for a term of two years; and _____ directors for a term of three years. Thereafter, each director shall be elected for a term of three years. Each director shall hold office until his successor has been elected and qualified and entered upon the discharge of his duties.

Section 2. The Board of Directors shall meet within ten days after the annual election of directors and shall elect a president and vice-president from among themselves and a secretary and a treasurer, each of whom shall hold office until the next annual meeting and until the election and qualification of his successor unless sooner removed by death, resignation or for cause.

Section 3. If the office of any director becomes vacant by reason of death, resignation, retirement, disqualification or otherwise, except by removal from office, a majority of the remaining directors, though less than a quorum, shall, by a majority vote, choose a successor who is eligible under these by-laws, and who shall hold office for the unexpired term of the director whose place he fills. The disqualification of a director as a member of the association shall operate to disqualify him as a director and to create a vacancy in the office of director. Removal by a director of his residence from the water district shall also operate to disqualify him as a director and to create vacancy in the office of director.

Section 4. A majority of the Board of Directors shall constitute a quorum at any meeting of the Board.

Section 5. Directors shall receive no compensation for their services as such, but shall be entitled to their reasonable and necessary expenses.

Section 6. Any member bringing charges against an officer or director shall file them in writing with the secretary of the association; and the secretary shall immediately notify the officer or director of the charges filed against him. The officer or director may then file with the secretary a statement giving concisely his defense against the charges made. The Board of Directors shall take the matter up at its next meeting and take such action as it deems to be necessary for the good of the association. If the charges are accompanied by a petition requesting the removal of the officer or director, signed by ten percent of the members, and are filed with the secretary at least fourteen days previous to any general or special meeting, the secretary shall prepare and mail to each member with the regular notice a ballot calling for a vote upon the removal of the officer or director. Accompanying the notice and ballot the secretary shall enclose a statement giving the charges against the officer or director; and at the request of the accused officer or director, the secretary shall enclose with this statement to each member a copy of the written defense as filed. By a vote of the majority of the total membership present or represented by ballot, the association may remove the officer or director and fill the vacancy.

ARTICLE IX.

Duties of Directors

Section 1. The Board of Directors, subject to restrictions of law, the articles of incorporation, or these By-Laws, shall exercise all of the powers of the association, and without prejudice to or limitation upon their general powers, it is hereby expressly provided that the Board of Directors shall have, and are hereby given, full power and authority (to be exercised by resolution adopted by a majority vote of all members of the Board of Directors) in respect to the matters and as hereinafter set forth.

(a) To pass upon the qualifications of members, and to cause to be issued appropriate certificates of membership.

(b) To select and appoint all officers, agents or employees of the association, or remove such officers, agents or employees for just cause, prescribe such duties and designate

such powers as may not be inconsistent with these By-Laws, fix their compensation and pay for faithful services.

(c) To borrow from any source, money, goods or services and to make and issue notes and other negotiable and transferable instruments, mortgages, deeds of trust and trust agreements, and to do every act and thing necessary to effectuate the same.

(d) To prescribe, adopt and amend, from time to time, such equitable uniform rules and regulations as, in their discretion, may be deemed essential or convenient for the conduct of the business and affairs of the association and the guidance and control of its officers and employees, and to prescribe adequate penalties for the breach thereof.

(e) To order, at least once each year, an audit of the books and accounts of the association by a competent public auditor or accountant. The report prepared by such auditor or accountant shall be submitted to the members of the association at their annual meeting.

(f) To fix the charges to be paid by each member for services rendered by the association to him, the time of payment and the manner of collection.

(g) To require all officers, agents and employees charged with responsibility for the custody of any of the funds of the cooperative to give adequate bonds, the cost thereof to be paid by the association, and it shall be mandatory upon the directors to so require.

(h) To select one or more banks to act as depositories of the funds of the association and to determine the manner of receiving, depositing, and disbursing the funds of the association and the form of checks and the person or persons by whom the same shall be signed, with the power to change such banks and the person or persons signing such checks and the form thereof at will.

ARTICLE X

Duties of Officers

Section 1. Duties of president. The president shall preside over all meetings of the association and the Board of Directors, call special meetings of the Board of Directors, perform all acts and duties usually performed by an executive and presiding officer, and sign all membership certificates and such other papers of the association as he may be authorized or directed by sign by the Board of Directors, provided the Board of Directors may authorize any person to sign any or all checks, contracts and other instruments in writing on behalf of the association. The president shall perform such other duties as may be prescribed by the Board of Directors.

Section 2. Duties of the vice-president. In the absence or disability of the president, the vice-president shall perform the duties of the president; provided, however, that in case of death, resignation or disability of the president, the Board of Directors may declare the office vacant and elect his successor.

Section 3. Duties of the secretary. The secretary shall keep a complete record of all meetings of the association and of the Board of Directors and shall have general charge and supervision of the books and records of the association with the exception of financial records. He shall sign all membership certificates and with the president and such other papers pertaining to the association as he may be authorized or directed to do so by the Board of Directors. He shall serve all notices required by law and by these By-Laws and shall make a full report of all matters and business pertaining to his office to the members at the annual meeting. He shall keep the corporate seal and membership certificate records of the association, complete and countersign all certificates issued, and affix said corporate seal to all papers requiring seal. He shall keep a proper membership certificate record, showing the name of each member of the association, and date of issuance, surrender, cancellation, or forfeiture. He shall make all reports required by law and shall perform such other duties as may be required of him by the association or the Board of Directors.

Section 4. Duties of the treasurer. The treasurer shall keep a complete record pertaining to the finances of the association, and shall perform such duties with respect thereto as may be prescribed by the Board of Directors.

ARTICLE XI

Benefits and Duties of Members

Section 1. The association will install, maintain and operate a main distribution pipe line or lines from the source of the water supply and service lines from the main distribution pipe line or lines to the property line of each member of the association, at which points, designated as delivery points, meters to be purchased, installed, owned and maintained by the association shall be placed. The cost of the service line or lines from the main distribution pipe line or lines of the association to the property line of each member shall be paid by the association. The association will also purchase and install a cut-off valve in each service line to be owned and maintained by the association and to be installed on some portion of the service line owned by the association. The association shall have the sole and exclusive right to use such cut-off valve and to turn it on and off.

In the event that the Board of Directors shall determine that it would be economically unfeasible for the association to extend a service line from the main distribution pipe line or lines to the property line of any member, then and in such event, the association may enter into an agreement with such member for the payment by the member of all or a portion of the cost of such service line, or such member may, at his option, surrender his membership certificate to the association and shall thereupon be entitled to a refund of his membership fee and other charges paid by such member before the issuance of his membership certificate.

Section 2. The holder of each membership certificate, upon execution of the water users agreement above mentioned by him, shall be entitled to one service line from the association's water system, provided that the member shall be required to pay a fee of \$125.00 for such service line. The Board of Directors may provide by resolution that from and after a certain date set

forth in such resolution, said fee shall be increased to a sum specified in such resolution. No new service line or change in an existing service line may be made which will interfere with an existing service line or the delivery of water therein. Each service line shall connect with the association's water system at the nearest available place to the place of desired use by the member if the association's water system shall be of sufficient capacity to permit the delivery of water through a service line at that place without interfering with the delivery of water through a prior service line. If the association's water system shall be inadequate to permit the delivery of water through a service line installed at such place without interfering with the delivery of water through a prior service line, then such service line shall be installed at such place as may be designated by the association. Each member will be required to dig or have dug a ditch for the connection of the service line or lines from the property line of the member to his dwelling or other portion of his premises and will also be required to purchase and install the portion of the service line or lines from his property line to the place of use on his premises and to maintain such portion of such service line or lines which shall be owned by the member, at his own expense, provided that the association may, if the Board of Directors so determine, purchase the pipe for and install such portion of such service line or lines, the cost of which will, however, be paid by the individual members.

Section 3. Each member shall be entitled to purchase from the association, pursuant to such agreements as may from time to time be provided and required by the association, such water for domestic, livestock, garden, industrial and commercial purposes as a member may desire, subject, however, to the provisions of these By-Laws and to such rules and regulations as may be prescribed by the Board of Directors. Each member shall be entitled to have delivered to him through a single service line only such water as may be necessary to supply the needs of the persons residing in a single dwelling and of the livestock owned by such persons and to irrigate a garden and lawn of not to exceed .5 acre, or such water as is needed to supply the industrial, commercial or domestic needs of the member if member is other than a farmer or rural resident. The water delivered through each service line shall be metered and the charges for such water shall be determined separately, irrespective of the number of service lines owned by a member. Temporary hook-ups in addition to a single family dwelling upon a single meter may be made upon application to and approval thereof by the Board of Directors.

Section 4. In the event the total water supply shall be insufficient to meet all of the needs of the members or in the event there is a shortage of water, the association may prorate the water available among the various members on such basis as is deemed equitable by the Board of Directors, and may also prescribe a schedule of hours covering the use of water for garden purposes by particular members and require adherence thereto, or prohibit the use of water for garden purposes; provided that if at any time the total water supply shall be insufficient to meet all of the needs of all of the members for domestic, livestock, garden, industrial and commercial purposes, the association must first satisfy all of the needs of all of the members for domestic purposes before supplying any water for livestock purposes and must satisfy all of the needs of all of the members for both domestic and livestock purposes before supplying any water for garden and industrial and commercial purposes.

Section 5. The Board of Directors shall, prior to the beginning of each calendar year, determine the flat minimum monthly rate to be charged each member during the following calendar year for a specified quantity of water, such flat minimum monthly rate to be payable irrespective of whether any water is used by a member during any month, and the amount of additional charges, if any, for additional water which may be supplied the members, shall fix the date for the payment of such charges, and shall notify each member of the amount of such charges and the dates for the payment thereof. A member to be entitled to the delivery of water shall pay such charges at the office of the association at or prior to the dates fixed by the Board of Directors. The failure to pay water charges duly imposed shall result in the automatic imposition of the following penalties:

(a) Non-payment for thirty days after due: The water shall be cut off from the delinquent member's property.

(b) Non-payment for sixty days: Membership in this association shall be terminated and the membership certificate purchased as provided for in Article V, Section 3 of these By-Laws.

Section 6. The Board of Directors shall be authorized to require each member to enter into water users agreements which shall embody the principles as set forth in the foregoing sections of this article.

ARTICLE XII

Distribution of Surplus Funds

It is not anticipated that there will be any net income. At the end of each fiscal year, and after paying the expenses of the association for operation and otherwise and after setting aside reserves for depreciation on all buildings, equipment and office fixtures and such other reserves as the Board of Directors may deem proper and after providing for payments on interest and principal of obligations and amortized debts of the association, and after providing for the purchase of proper supplies and equipment, the Board of Directors of the association shall determine what, if any, part of the net savings of the association during that fiscal year is reasonably required by the association for working capital, new construction, replacement of plant, or other proper capital purpose of the association, in order for the association to maintain a high level of service to its patrons. The Board in its discretion may include as such capital purpose a payment upon or retirement of any system indebtedness or other indebtedness of the association at or before maturity, of the Board finds such payment or retirement to be in the interest of the association. Any portion of the net savings thus determined by the Board of Directors to be required by the association, shall be retained by the association and added to the association's capital reserve. The amount thus retained as to each patron of the association shall constitute and be credited to that patron on the association's books as a contribution to the capital of the association, and shall not create a constituted debt of the association.

ARTICLE XIII

Capital Reserve Refund

In the event the Board of Directors determines at the end

of any fiscal year that the capital reserve is in excess of the reasonable requirements of the association, the Board shall cause the surplus to be applied to the refunding of the earliest capital reserve contributions, in the order of the dates or capital credits representing such contributions on the patrons' accounts with the association. If such surplus in any single year is not sufficient to retire all such capital credits of the same date, the refunds shall be made pro rata thereon. Any matured indebtedness to the association of the record owner of such capital credits may be deducted by the association in making any such refund.

ARTICLE XIV

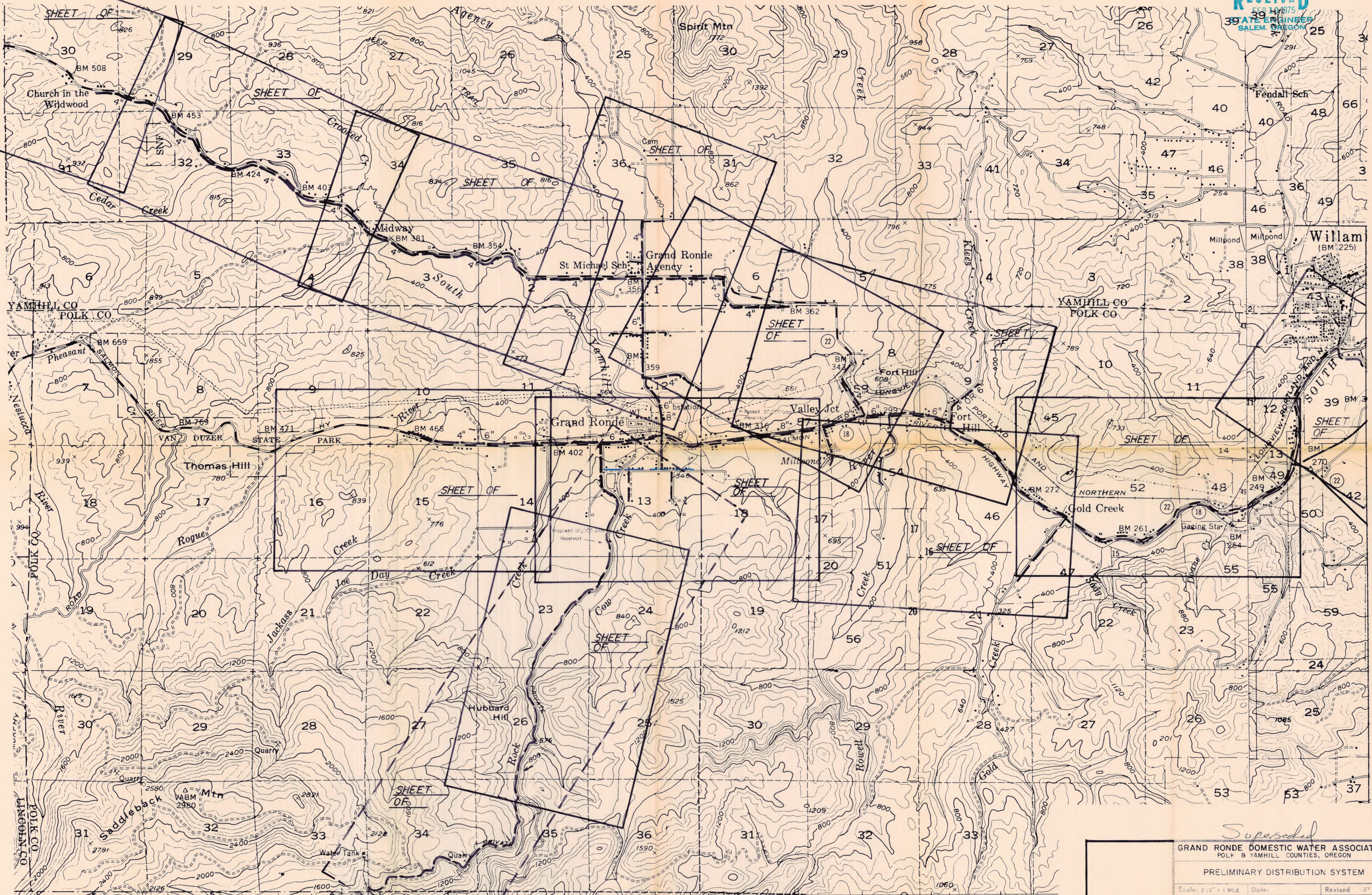
Cash Patronage Refunds

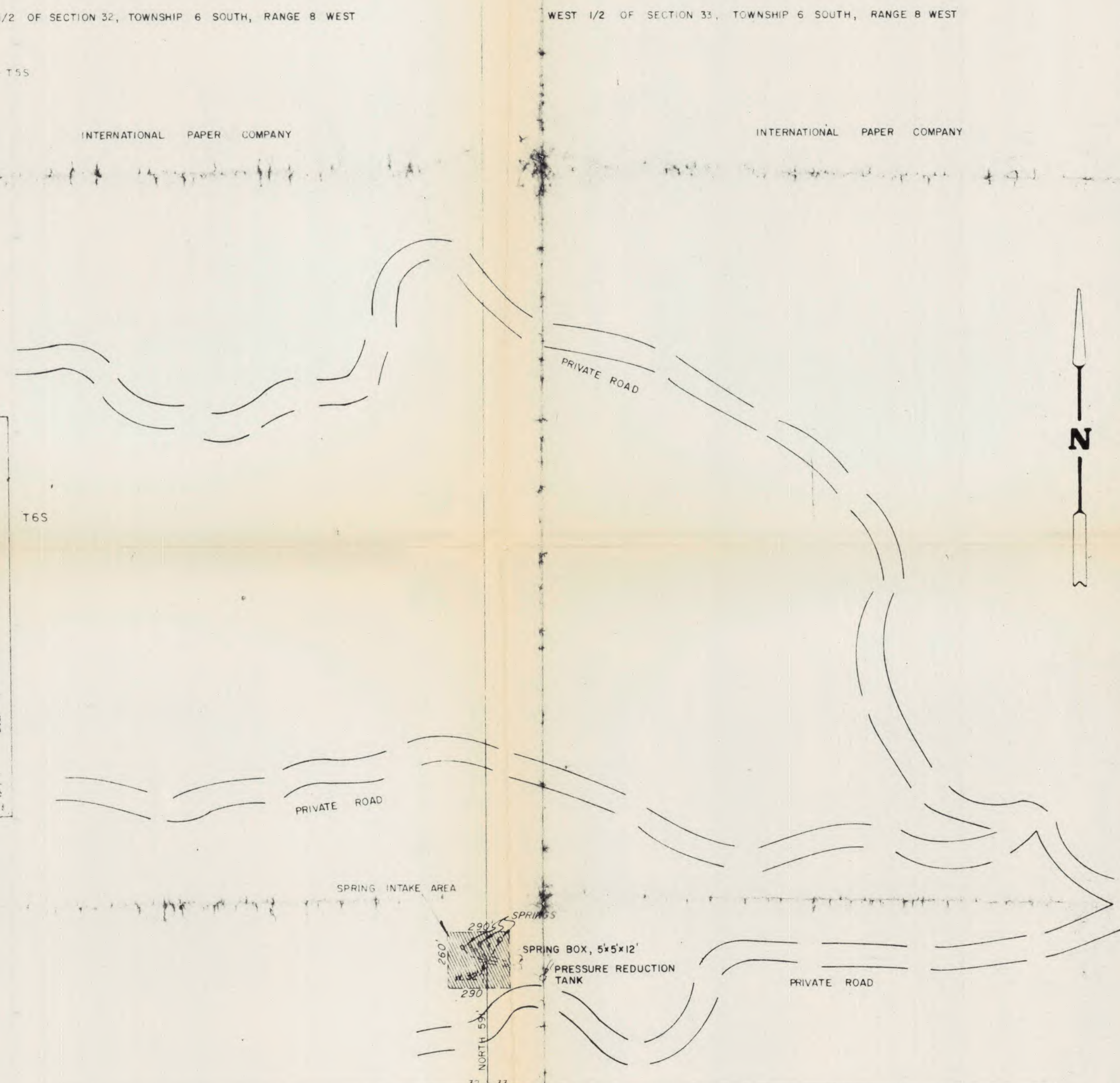
Any portion of the association's net savings as determined by the Board of Directors as of the end of each fiscal year, and not retained by the capital reserve, shall be distributed as a cash patronage refund, within a reasonable time after such determination, to the association's patrons during the fiscal year pro rata according to their patronage during that year.

ARTICLE XV

Amendments

These By-Laws may be repealed or amended by a vote of a majority of the members present at any regular meeting of the association, or at any special meeting of the association called for that purpose, except that the members shall not have the power to change the purposes of the cooperative so as to decrease its rights and powers under the laws of the state, or to waive any requirement of bond or other provision for the safety and security of the property and funds of the association or its members, or to deprive any member of rights and privileges then existing, or so to amend the By-Laws as to effect a fundamental change in the policies of the association. Notice of any amendment to be made at a special meeting of the members must be given at least ten (10) days before such meeting and must set forth the amendments to be considered.





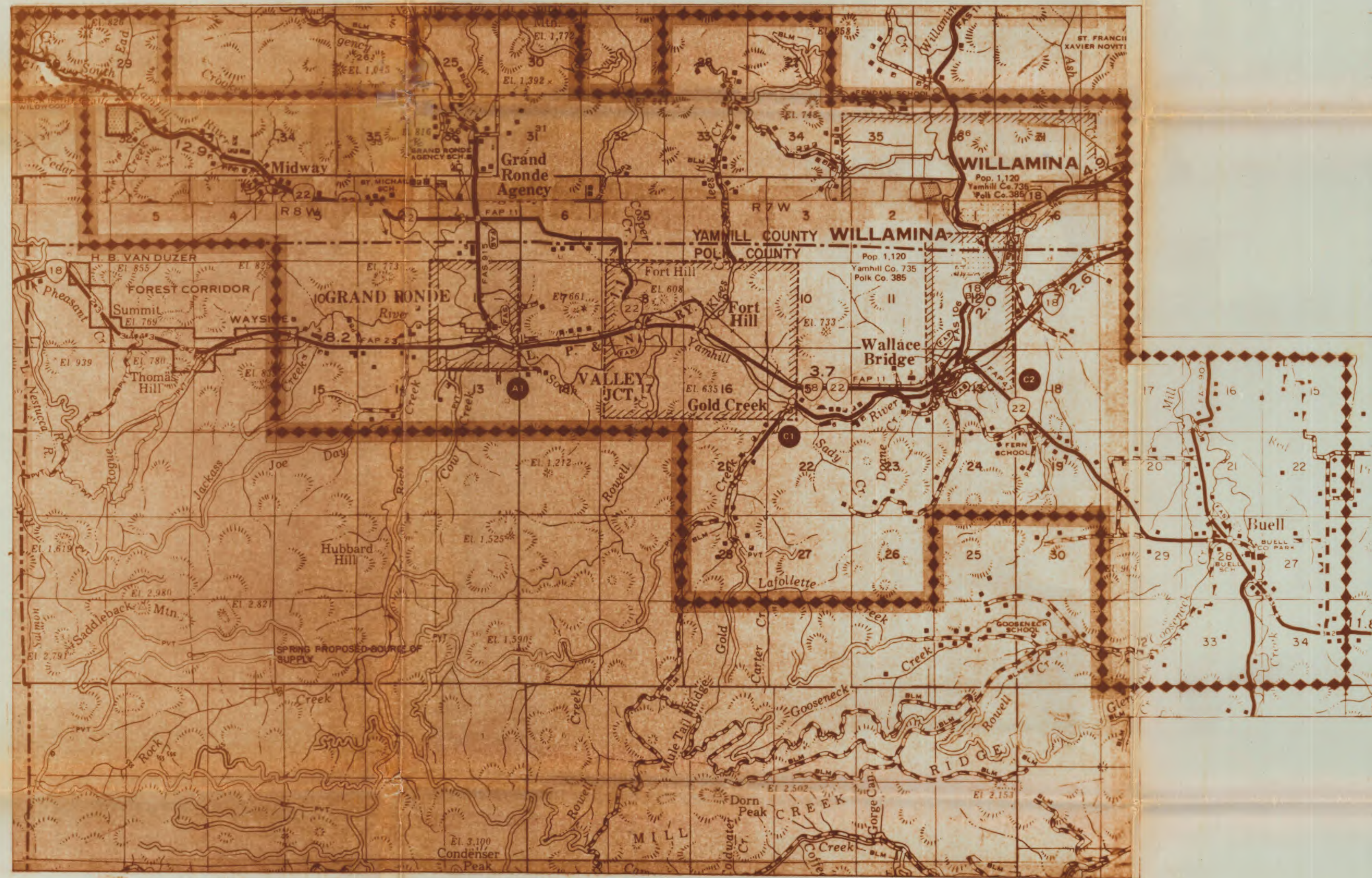
Application No. 52769 & 52770
 Permit No. 41436 & 41437

RECEIVED
 FEB 12 1975
 STATE ENGINEER
 SALEM, OREGON

DISTRIBUTION SERVICE AREA
 POLK AND YAMHILL COUNTIES, OREGON
 SCALE 1" = 1 MILE
 BOUNDARY LINE:

SOURCE OF SUPPLY
 POLK COUNTY, OREGON
 SCALE 1" = 400'

GRAND RONDE DOMESTIC WATER COOPERATIVE			
WATER RIGHTS MAP			
SECTION 32 & 33, TOWNSHIP 6S, RANGE 8W, WILLAMETTE MERIDIAN POLK COUNTY, OREGON			
Scale: AS SHOWN	Date: 6-18-74	Project No. 127	
Design MGB	M. G. BOATWRIGHT & ASSOCIATES		SHEET
Drawn JMW	2613 12th STREET S.E.		1
Checked F.W.B.	SALEM OREGON		1



Application No. 52769 + 52770
 Permit No. 41436 & 41437

RECEIVED
 FEB 12 1975
 STATE ENGINEER
 SALEM, OREGON

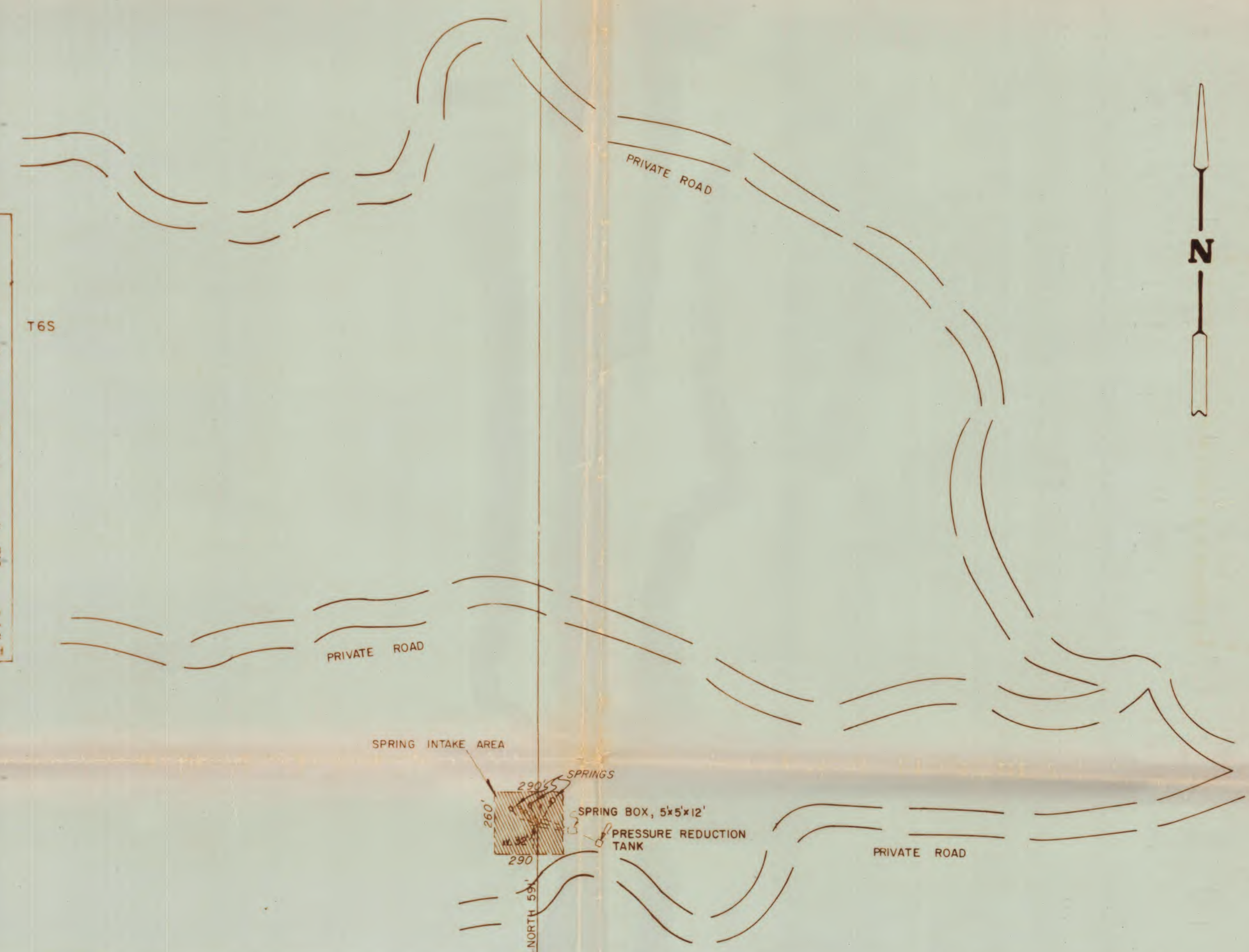
DISTRIBUTION SERVICE AREA
 POLK AND YAMHILL COUNTIES, OREGON
 SCALE 1" = 1 MILE
 BOUNDARY LINE

EAST 1/2 OF SECTION 32, TOWNSHIP 6 SOUTH, RANGE 8 WEST

WEST 1/2 OF SECTION 33, TOWNSHIP 6 SOUTH, RANGE 8 WEST

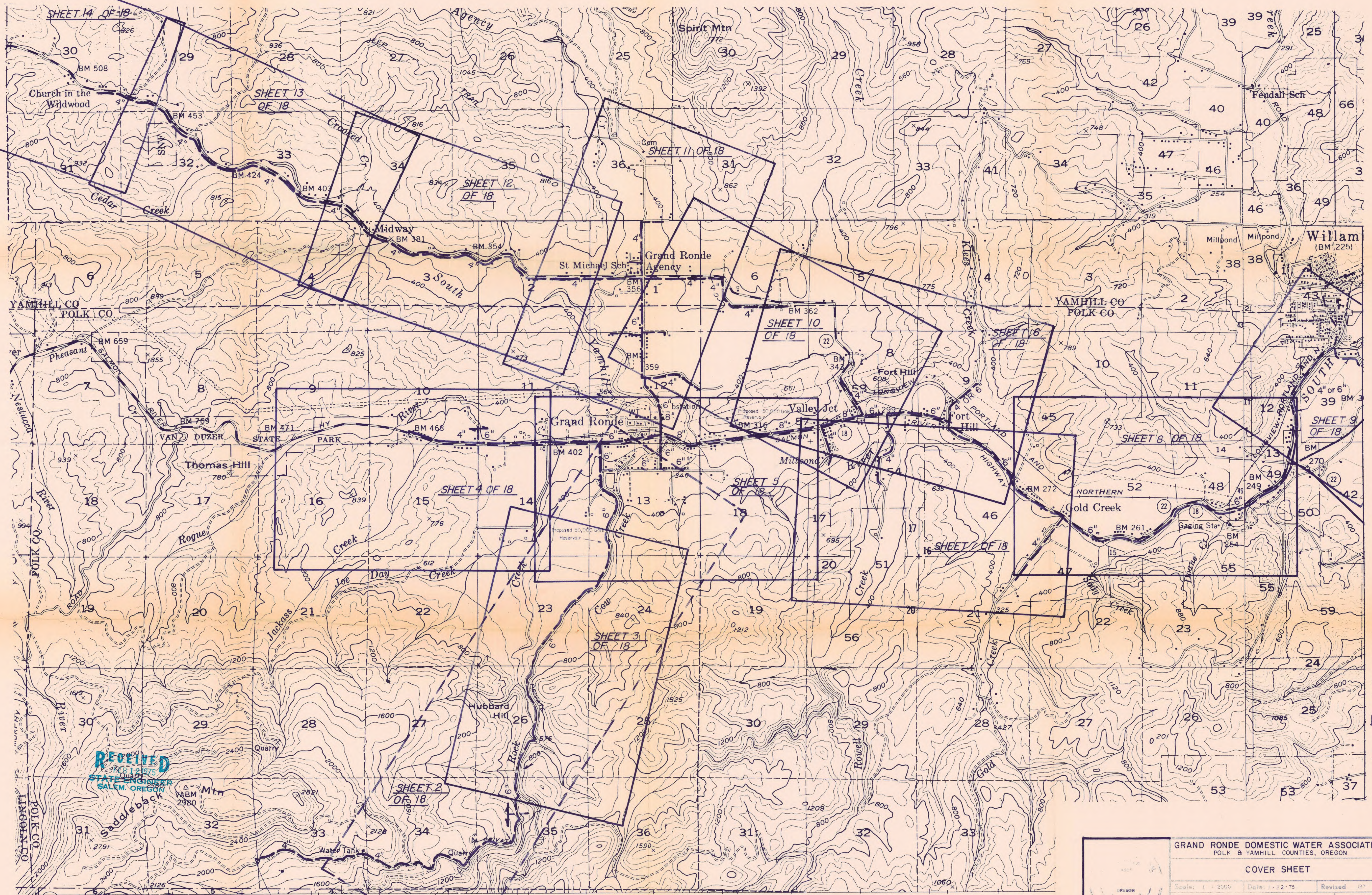
INTERNATIONAL PAPER COMPANY

INTERNATIONAL PAPER COMPANY



SOURCE OF SUPPLY
 POLK COUNTY, OREGON
 SCALE 1" = 400'

GRAND RONDE DOMESTIC WATER COOPERATIVE WATER RIGHTS MAP SECTION 32 & 33, TOWNSHIP 6S, RANGE 8W WILLAMETTE MERIDIAN POLK COUNTY, OREGON		
Scale: AS SHOWN	Date: 6-18-74	Project No. 127
Design M.G.B.	M. G. BOATWRIGHT & ASSOCIATES	SHEET
Drawn J.M.W.	2613 12th STREET S.E.	1
Checked F.W.B.	SALEM OREGON	1



Application No. 52769 + 52770
Permit No.

Spring, Proposed Source
Cf Supply



RECEIVED
FEB 12 1975
STATE ENGINEER
SALEM, OREGON

GRAND RONDE DOMESTIC WATER ASSOCIATION POLK & YAMHILL COUNTIES, OREGON			
COVER SHEET			
Scale: 1" = 200'	Date: 1-22-75	Revised: 27	
Design: MGB	Drawn: JWB	Checked: FWB	SHEET 18
Grand Ronde Domestic Water Association 1212 1/2 Twelfth Street S.E. Salem, Oregon 97302			

52769

C18

2/10/75

Application No.

Permit No.

41436

Name Grande Ronde Domestic Water Association

Address R.F.D. 1, Willamina, Or. 97396

Assigned

Address

Beginning construction

APR 27 1978

Completion of construction

OCT 1 1978

Extended to 10-1-82

10-1-87

10-1-92

Complete application of water

OCT 1 1979

Extended to 10-1-82

10-1-87

10-1-92

10-1-97

**Oregon Water Resources Department
Water Rights Division**

Water Right Permit Extension Application
for Permit Number 41436

Water Right Application Number 52769

Proposed Final Order

This Proposed Final Order applies only to permit number 41436.

Summary of Recommendation

The Department proposes to:

grant the extension for complete construction of the water system from October 1, 1997 to October 1, 2017, and

grant the extension for complete application of water from October 1, 1997 to October 1, 2018.

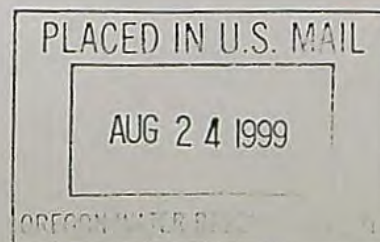
Application History

Permit no. 41436 was granted by the Water Resources Department on APRIL 27, 1977. The permit authorizes use of 0.44 CFS of water from SPRINGS for GROUP DOMESTIC AND STOCK USE in the YAMHILL RIVER basin. It specified that construction must be completed by October 1, 1978, and water applied to full beneficial use by October 1, 1979. A copy of permit no. 41436 is attached.

On JUNE 18, 1998, the Department received an application from GRAND RONDE DOMESTIC WATER ASSOCIATION for an extension of time to complete construction and to apply water to full beneficial use. The applicant has requested until October 1, 2017 to complete construction of the water system and until October 1, 2018 to apply water to full beneficial use. This is the FIFTH permit extension request.

Findings of Fact

ORS 537.230(2) and 537.630 (1) allows the Department to grant an extension of time to perfect a water right for good cause. In evaluating good cause, the Department has considered the written record in the permit application file in relation to the requirements of ORS 537.230(2), ORS 537.630 (1) and ORS 539.010(5) and makes the following findings.



1. The applicant is legally entitled to apply for an extension on this permit.
2. The applicant has submitted a completed permit extension form and the required fee.
3. The water project development made to date has been accomplished in accordance with the terms and conditions contained in the permit.
4. Progress in perfecting the permit is held up by the time it takes to apply all the water allowed to a community. The time allowed in the permit was not sufficient to hook up all the water use allowed under this permit. The permit holder has made gradual and steady progress in developing the water use.
5. The applicant has pursued perfection of the right in good faith and with reasonable diligence.
 - a) Work on the water development project completed to date includes construction of pumps, pipelines, and water system. 0.16 cfs of water has been applied to the use.
 - b) The applicant has invested approximately \$ 2,000,000 of an estimated total water system project cost of \$ 2,500,000.
 - c) The work remaining to be completed consists of the remaining construction of the water delivery system and complete application of water.
6. Based on the written record, the Department finds there is good cause to approve the extension request. The applicant has pursued perfection of the right in good faith and with reasonable diligence.
7. Due to the reasons outlined above in item 4 and the water development progress to date, the Department finds that the length of time requested for completion of construction should be extended to October 1, 2017 and the length of time requested for completion of the application of water should be extended to October 1, 2018 as requested by the applicant.
8. By mutual consent, the applicant and the Water Resources Department agreed to defer processing of the permit extension request until such time as the Commission had adopted new permit extension rules.

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, and ORS 537.630.
2. The applicant has submitted an extension application form and the fee required by ORS 536.050(1)(L).
3. The applicant has pursued perfection of the right in good faith and prosecuted construction with reasonable diligence.
4. The applicant has shown good cause for the untimely completion of the water development project and complete application of water to full beneficial use pursuant to ORS 537.230(2), and ORS 537.630 (1).
5. The permit extension should be approved until October 1, 2017 to complete

construction and until October 1, 2018 to complete the application of water.

Conditions

The permittee must submit a written progress report to the Department by October 1, of the years 2002, 2007, and 2012. The report must be received by the Department not sooner than 90 days prior to the due date. The permittee's report must describe in detail the work done each year since the last extension was granted or the last progress report submitted. The report shall include:

- a) The amount of construction completed;
- b) The amount of beneficial use of water being made, including the total volume of water used, water used relative to the specific authorizations (types of use, acres irrigated, etc.) contained in the permit, and the percent of the total allowable water use that this represents;
- c) A review of the permittee's compliance with terms and conditions of the permit and/or previous extension; and
- d) Financial investments made toward developing the beneficial water use.

The Department will review the progress report to determine whether the permittee is exercising diligence towards completion of the project and complying with the terms and conditions of the permit and extension.

Failure to submit a progress report by the due date above will result in cancellation of the undeveloped portion of the permit by the Department pursuant to ORS 537.260 or 537.410 to 537.450. Within one year after cancellation, the permittee must submit a final proof survey pursuant to ORS 537.230 and 537.250.

If the Department finds that diligence is questionable, the Department may:

- a) request the permittee to submit additional information with which to evaluate diligence;
- b) apply additional conditions and performance criteria for perfection of the right; or
- c) cancel the undeveloped portion of the permit pursuant to ORS 537.260 or 537.410 to 537.450. The Department will grant the permittee a hearing on the cancellation, if one is requested.

In determining whether the permittee has been diligent, the Department will consider information submitted to the Department by the permittee and any information submitted during the 30-day public comment period following public notice of submittal of the progress report.

If information is received through the public notice process indicating that the applicant has not been diligent toward completing the project, and if the director determines there are significant disputes related to the use of water, the Department will conduct a hearing.

Recommendation

The Department proposes to issue an order to:
extend the permit time to complete construction from October 1, 1997 to October 1, 2017
and
extend the permit time to complete application of water from October 1, 1997 to October 1, 2018.

DATED: AUGUST 24, 1999

Dwight French
Water Rights Section Manager

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

Protest Rights and Comments

1. Under the provisions of OAR 690-320-0010(8) you have the right to protest this proposed final order. Your protest must be in writing and must include the following:
 - a) Your name, address and telephone number;
 - b) Your interest in this proposed final order, and if you claim to represent the public interest, a precise statement of the public interest represented;
 - c) A detailed description of how the action in the proposed final order would impair or be detrimental to your 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 your protest, if known; and
 - f) The \$25 protest fee required under ORS 536.050 (1)(j).
2. Each person submitting a protest shall raise all reasonably ascertainable issues and all reasonably available arguments supporting the person's position by the close of the comment period.
3. The Water Resources Department must receive written protests or written comments no later than OCTOBER 8, 1999.
4. After the close of the comment and protest period, the Director will either issue a final order, or schedule a contested case hearing if the Director finds there are significant disputes related to the use of water.

This document was prepared by Dallas Miller. If you have any questions about any of the statements contained in this document I am most likely the best person to answer your questions. You can reach me toll free within Oregon at 1-800-624-3199 extension 272. Outside of Oregon you can dial 1-503-378-8455.

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 Adam Sussman. His extension number is 262.

If you have other questions about the Department or any of its programs please contact our Water Rights Information Group at extension 499. Address all other correspondence to: Water Rights Section, Oregon Water Resources Department, 158 12th ST. NE Salem, OR 97310, Fax: (503)378-2496.

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

158 12TH ST. N.E.
SALEM, OR 97310-0210
378-8455 / 378-8130 (FAX)

INVOICE # _____

RECEIPT # **22076**

RECEIVED FROM: Grand Ronde Community
BY: WATER ASSESS.

APPLICATION	52769
PERMIT	
TRANSFER	

CASH: ☐ CHECK: # 2422 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 200.00

0417 WRD MISC CASH ACCT

ADJUDICATIONS

PUBLICATIONS / MAPS

OTHER: (IDENTIFY)

OTHER: (IDENTIFY)

**RECEIVED
OVER THE COUNTER**

\$
\$
\$
\$

REDUCTION OF EXPENSE

CASH ACCT.

PCA AND OBJECT CLASS

VOUCHER #

\$

0427 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES

0410 RESEARCH FEES

0408 MISC REVENUE: (IDENTIFY)

(New) TC165 DEPOSIT LIAB. (IDENTIFY)

(Existing) TC168

WATER RIGHTS:

0201 SURFACE WATER

0203 GROUND WATER

0205 TRANSFER

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR

LANDOWNER'S PERMIT

EXAM FEE

\$
\$
\$

0202

0204

0206

RECORD FEE

\$
\$
\$

EXAM FEE

\$

0219

0220

LICENSE FEE

\$
\$

OTHER (IDENTIFY)

Extension of time ☒ *Extension of time* 100.00

0437 WELL CONST. START FEE

0211 WELL CONST START FEE

0210 MONITORING WELLS

\$
\$

CARD #

CARD #

OTHER (IDENTIFY)

0539 LOTTERY PROCEEDS

1302 LOTTERY PROCEEDS

\$

0467 HYDRO ACTIVITY

LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD)

0231 HYDRO LICENSE FEE (FW/WRD)

\$
\$

HYDRO APPLICATION

\$

RECEIPT # **22076**

DATED:

6-18-96

BY:

M. Muecke

Distribution-White Copy-Customer, Yellow Copy-Fiscal, Blue Copy-File, Buff Copy-Fiscal

Per Karl Ekstrom, Manager
8/12/99

Change 'B' to '92

from '97

DSM

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JUL 30 1999

APPLICATION FOR EXTENSION OF TIME TO THE WATER RESOURCES DIRECTOR OF OREGON

WATER RESOURCES DEPT.
SALEM, OREGON

I, Grand Ronde Community Water Association

NAME

P.O. Box 253

Grand Ronde

OR 97347 (503) 879-5624

ADDRESS

CITY

STATE

ZIP

PHONE

owner of record, or duly authorized agent, of Application No. S-52769, Permit No. 41436, do hereby request that the time in which to:

☒ complete the construction of diversion/appropriation works and/or purchase and installation of the equipment necessary to the use of water, which time now expires on October 1, 1997, be extended to October 1, 2017,

and/or the time in which to:

☒ accomplish beneficial use of water to the full extent under the terms of the permit, which time now expires on October 1, 1997, be extended to October 1, 2018.

NOTE: The extension of time requested should be long enough to finish the project. Should this request be approved, it will be the Department's expectation that you will complete your project within the new time period allowed. Future extensions may not be granted.

Enclosed is an instruction sheet to assist you in completing the information on the permit extensions application form. Oregon Water Law and Administrative Rules requires this information to be considered by the Water Resources Department when reviewing a permit extension. All items must be completed or the application will be returned. Please feel free to provide the Department with any additional information that would aid us in making our decision. Please use additional sheets of paper as needed to fully respond to the questions.

After reviewing the application form and the instruction sheet, if you have any questions, please contact the Department at 1-800-624-3199, or locally in the Salem vicinity at (503) 378-3739, and request assistance from the Water Rights Division, permit extensions personnel.

1-Did water system construction/well drilling begin within the time specified in the permit [yes/no]?
Yes

2-Has construction of diversion/appropriation works, distribution system, and use of water, if any, been accomplished consistent with the limitations and conditions of this permit [yes/no]? yes

A) Please describe how you have complied with each applicable permit condition (NOTE: the instruction sheet for permit extension applications provides some direction as to what is an "applicable" condition at time of permit extension review).

N/A

B) If you have not complied with all applicable conditions, please explain the reasons why and indicate a date certain, in the near future, by which time you will be in compliance with applicable conditions.

N/A

3-I have accomplished the following described works, purchases and installation of equipment necessary to the use of water under said permit:

A) Within the past year or, if a prior extension was authorized, during the last permit extension period:

1992-1998 Constructed 17,025 LF of 12" PVC and 13,920 LF of 4" PVC mainline; Constructed two 500,000 gal and 50,000 gal reservoirs; Constructed one in-line booster pump; Added 70 new services.

B) Prior to the past year or, if a prior extension was authorized, prior to the last extension period:

Constructed a 115 gpm duplex booster pump station; Constructed 105,000 gal of inline storage; Constructed 12½ miles of distribution pipeline; Added 115 services.

C) I have accomplished beneficial use of water under the permit to the extent of (amount of water used or acres irrigated):

Total = 0.62 cfs - (0.30 cfs T-3379) ÷ 2 (S-52769 and S-52770) = 0.16 cfs

0.16 cfs = 36%±

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WATER RESOURCES DEPT.
SALEM, OREGON

4-Cost of project to date \$2 MIL. Estimated remaining cost to complete the project \$500,000.

5-Please list the reasons why the project was not constructed, and/or water not beneficially used within permit time limits under the appropriate categories below. Please provide supporting information for each reason identified.

A) The project is of a size and scope that the original intent was to phase it in over a period longer than the timeframes allowed in the permit. This is a community water supply of sufficient quantity to allow for long-term growth

B) Financing and/or cash-flow needs to develop the project precluded completion of the project within authorized timeframes. No

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

No

D) Acts of God or other unforeseen events delayed full development of the water system and use of water. No

6-Please identify the economic market or markets to which beneficial use of water under the permit is responding. The economic market includes increased population growth in the area and the development of entertainment and service facilities by the Confederated Tribes of the Grand Ronde

A) Has there been any change in this market since the permit was issued? It has greatly increased with the recent activities of the Tribe

B) Have these changes, if any, affected the economic feasibility of your project? Yes, they are the cause of increased demands that have made the water more valuable and necessary.

7-Are there other present competing demands for water in your community? Yes, water quality in the Yamhill River system

A) Has there been any change in these demands for water since the permit was issued? Yes, our permit was issued 22 years ago when the rural and small town communities along the river were much less populous.

B) Are you aware of alternative sources of water that may be able to satisfy the competing demands? Yes- several years ago a study exploring the possibility of large storage reservoirs was conducted for the area

C) Are you aware of any adverse affects on your source of water that may have been caused by recent changes in use of water in your community? No

JUL 30 1999

WATER RESOURCES DEPT.
SALEM, OREGON

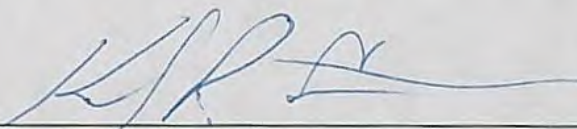
8-Will the income or use from the water development project authorized by this permit provide reasonable returns against the investment in the project? Yes, See attached
rate schedule and policy.

9-If the extension request is denied, is the current level of water use economically feasible?

No, not with the community growing as it is and with the projected
construction that the Tribe proposed for its members.

See attached list for water rights held by the Association.

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


Signature Karl Ekstrom, Manager

7-29-99
Date

MAIL COMPLETED APPLICATION AND STATUTORY FEE OF \$ 100 TO:

WATER RIGHT PERMIT EXTENSIONS
WATER RESOURCES
158 12TH ST NE
SALEM, OREGON 97310

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WATER RESOURCES DEPT.
SALEM, OREGON

Grand Ronde Community Water Association
EXISTING WATER RIGHTS

Appl.	Permit	Certificate	Priority	Rate	Use	Source
T-3379	15608	68530	9-22-1943	0.3 cfs	Quasi-Mun.	Rock Creek
52769	41436	---	2-10-1975	0.44 cfs	Dom & Stock	Springs (Rock Creek)
52770	41437	---	2-10-1975	0.44 cfs	Quasi-Mun	Springs (Rock Creek)



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WATER RESOURCES DEPT.
SALEM, OREGON

HOOKUP CHARGES

3/4" Meter--\$2,500.00	3/4" Device--\$130.00	Membership--\$10.00 = Total --\$2,640.00
1" Meter--\$6,250.00	1" Device--\$175.00	Membership--\$10.00 = Total --\$6,435.00
1 1/2" Meter--\$12,500.00	2" Meter--\$20,000.00	
3" Meter--\$40,000.00	4" Meter--\$62,500.00	6" Meter--\$125,000.00

- * System Development charges may apply.
- * Services over 1" to be installed by developer, or Association will install at cost plus 15%-- charged to the developer.
- * A hookup will be sold if the following conditions are met:
 1. All current conditions, including Board-approved membership application.
 2. A valid building permit or placement permit for any new construction is brought to this office and a photocopy is made a part of our files.
 - 2a. If a building permit is not needed (i.e.) water hookup is for stock watering, the water would have to be put to beneficial use within 6 months of installation.
 3. Hookup will be installed within 3 months of payment and customer will be billed monthly beginning the 1st day of the month following installation.
 - 3a. Hookup may be installed up to one year after payment is received with Board approval. If cost of hookup increases before installation, customer will pay the difference.

MONTHLY CHARGES

Once installation is completed, monthly charges are: System Charge ----- \$10.00
plus water usage --- 0-18,000 gallons \$1.50 per thousand; 18,000 - 25,000 \$1.95 per
thousand; over 25,000 gallons \$2.40 per thousand.

Monthly system charge shall be charged each unit to be payable irrespective of whether any water is used by the unit.

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JUL 30 1999

WATER RESOURCES DEPT.
SALEM, OREGON*Duties of Board of Directors - By-Laws*

such powers as may not be inconsistent with these By-Laws, fix their compensation and pay for faithful services.

(c) To borrow from any source, money, goods or services and to make and issue notes and other negotiable and transferable instruments, mortgages, deeds of trust and trust agreements, and to do every act and thing necessary to effectuate the same.

(d) To prescribe, adopt and amend, from time to time, such equitable uniform rules and regulations as, in their discretion, may be deemed essential or convenient for the conduct of the business and affairs of the association and the guidance and control of its officers and employees, and to prescribe adequate penalties for the breach thereof.

(e) To order, at least once each year, an audit of the books and accounts of the association by a competent public auditor or accountant. The report prepared by such auditor or accountant shall be submitted to the members of the association at their annual meeting.

(f) To fix the charges to be paid by each member for services rendered by the association to him, the time of payment and the manner of collection.

(g) To require all officers, agents and employees charged with responsibility for the custody of any of the funds of the cooperative to give adequate bonds, the cost thereof to be paid by the association, and it shall be mandatory upon the directors to so require.

(h) To select one or more banks to act as depositories of the funds of the association and to determine the manner of receiving, depositing, and disbursing the funds of the association and the form of checks and the person or persons by whom the same shall be signed, with the power to change such banks and the person or persons signing such checks and the form thereof at will.

ARTICLE X

Duties of Officers

Section 1. Duties of president. The president shall preside over all meetings of the association and the Board of Directors, call special meetings of the Board of Directors, perform all acts and duties usually performed by an executive and presiding officer, and sign all membership certificates and such other papers of the association as he may be authorized or directed by sign by the Board of Directors, provided the Board of Directors may authorize any person to sign any or all checks, contracts and other instruments in writing on behalf of the association. The president

Water Rates

The rates to be charged by the association for water supplied to its customers and members shall be in the amounts as set forth in Schedule A which is attached to these rules and regulations, as the same may be amended from time to time by the Board of Directors of the association.

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WATER RESOURCES DEPT.
SALEM, OREGON

~~and will retain complete jurisdiction over their use, including connection extensions of, withdrawal of service and for all other purposes.~~

~~Initial financing for the extended mains shall be the responsibility of the benefited parties, unless otherwise arranged by the Board of Directors of the association. Service connections shall be installed by the association.~~

Amendments

The Board of Directors of the association shall have the power to amend, change or modify any rule, and to change, alter or establish rates at any time.

Rules & Regulations



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

October 29, 1998

FILE#: S 52769
GRANDE RONDE DOMESTIC WATER
ASSOCIATION

PO BOX 253

GRAND RONDE, OR
97347

Dear Water Right Permit Extension Applicant:

The Water Resources Commission has adopted new administrative rules that govern the processing of permit extension requests. New rules were necessary to make the permit extension process consistent with advice received from the Attorney General's office last summer. Many permit holders held their extension requests until the new rules are in place. Because of the Attorney General's advice, extensions will no longer be limited to one year in length for most permits and five years for municipalities and irrigation districts. You should request to extend your permit for the amount of time necessary to fully complete your project and put the water to beneficial use. Should the permit extension be approved, it is the Department's expectation that it will be the last extension granted.

In order to help staff to complete the processing of your extension application, we will need you to fill out the enclosed form. The new rules require that the Department consider this information when determining whether or not to approve an extension request. It is important for you to complete a response to all items on the form. If additional space is needed for your responses, please use a separate sheet of paper.

Please send the completed form at your earliest convenience to the following address:

Dallas Miller
Water Right Permit Extensions
Water Resources Department
158 12th Street NE
Salem, Oregon 97310

I would be happy to send you a copy of the new permit extension rules, upon request. If you have any questions, please contact me at 1-800-624-3199 extension 272. If I am not available, you may contact either Pat Lee (ext. 276) or Dwight French (ext 268).

Sincerely,

Dallas Miller
Water Rights Specialist



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

June 24, 1998

GRANDE RONDE DOMESTIC WATER ASSOC
PO BOX 253
GRANDE RONDE, OR 97347

Reference: Files 52769, 52770 Permit 41436, 41437

Dear Extension Applicant:

We have received your request for extension of time limits under your permit.

Because of action taken by the Oregon Attorney Generals Office the Water Resources Department is working on new administrative rules affecting the extension process. Anticipating this change in the rules, we will hold your application until the new rules are in effect. We estimate that the rules will be adopted late summer of 1998.

If it is necessary that you have an extension of time before that, it may be possible if you can make the statement that water can be fully used within five years.

If you have questions please contact me at the address below or phone 1-800-624-3199 ext. 272.

Sincerely,

Dallas Miller
Natural Resource Specialist 2

cc: Watermaster Dist 16, Corbey Boatwright, CWRE

RECEIVED

JUN 18 1998

File No. 52769

WATER RESOURCES DEPT.
SALEM, OREGON

APPLICATION FOR EXTENSION OF TIME

TO: THE WATER RESOURCES DIRECTOR OF THE STATE OF OREGON

I, Grand Ronde Domestic Water Association
P.O. Box 253 Grand Ronde Oregon 97347 (503) 879-5624
Address City State Zip Phone

record owner of Permit No. 41436, 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 1997, be extended to October 1, 2017, and/or the time in which to

☒ accomplish beneficial use of water to the full extent under the terms of the permit, which time now expires on October 1, 1997, be extended to October 1, 2018.

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

(1) within the past year 1997- Constructed 13,920 LF of 4" PVC Mainline; Added 7 New Service Memberships

(2) prior to this past year 1992-1997 - Constructed 17,025 LF of 12" PVC Mainline; Constructed Two 500,000 Gal. Reservoirs; Constructed One 50,000 Gal. Reservoir; Constructed One In-Line Booster Pump Station; Added 63 New Service Memberships.

(3) and have accomplished beneficial use of water to the extent of
(if for irrigation, state how many acres have been irrigated)

We are currently using 0.38 cfs on an average annual basis, however, 0.30 cfs of this quantity is covered by T-3379 (Certificate 68530) leaving only 0.08 cfs to be drawn from this and other permitted rights.

(4) am unable to complete construction and/or application of water within the permit time limits because This is a Domestic and Stock Watering right obtained to allow for long-term growth in the community we serve. The community is still growing and not using all of the permitted quantity.

Corley Bortey CORE #208 6-18-1998
Signature Date

MAIL APPLICATION AND STATUTORY FEE OF \$100 FOR EACH PERMIT TO:

WATER RESOURCES DEPARTMENT
158 12TH STREET NE
SALEM, OREGON 97310

Mailing List for PFO Extension Copies

Application # 52769

PFO Date 8 24 99

Original mailed to:

Applicant:

Grande Ronde Community
Water Ass'

Mailed
(support staff)
on: 8/23/99 gh
(date)

Copies sent

Regional Manager

NW

Watermaster

16

ODFW

Dan Liscia, Clackamas

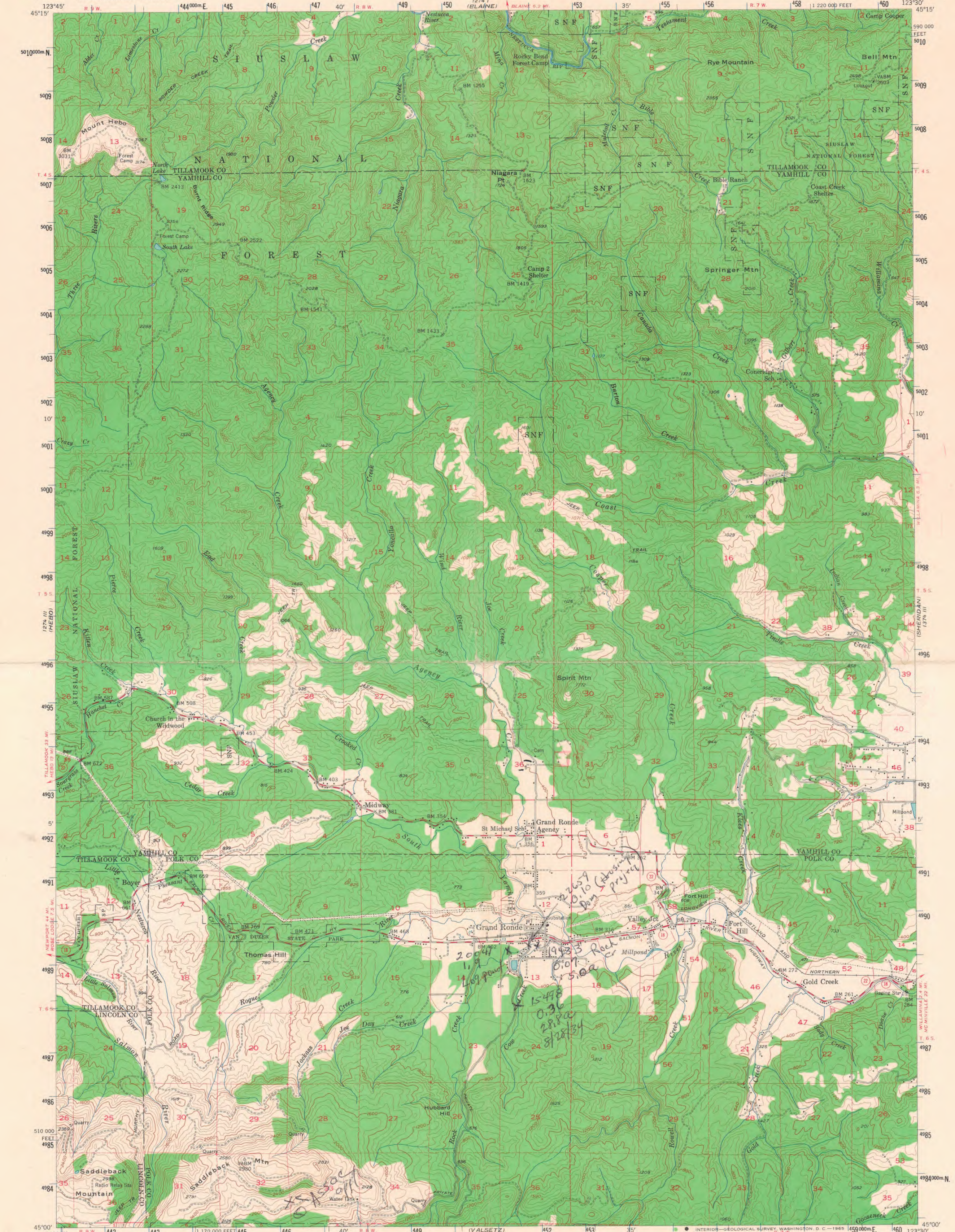
DEQ

Tam Koseoff, Portland

dh ✓

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

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



Maped, edited, and published by the Geological Survey
Control by USGS, USC&GS, and USCE
Topography from aerial photographs by multiplex methods
Aerial photographs taken 1953. Field check 1955
Polyconic projection, 1927 North American datum
10,000-foot grid based on Oregon coordinate system, north zone
Dashed land lines indicate approximate locations
Unchecked elevations are shown in brown
1000-meter Universal Transverse Mercator grid ticks,
zone 10, shown in blue

SCALE 1:62,500

CONTOUR INTERVAL 80 FEET
DATUM IS MEAN SEA LEVEL

UTM GRID AND 1955 MAGNETIC NORTH
DECLINATION AT CENTER OF SHEET

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
FOR SALE BY U. S. GEOLOGICAL SURVEY, DENVER 25, COLORADO OR WASHINGTON 25, D. C.
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

ROAD CLASSIFICATION
Heavy-duty ——— Light-duty ———
Medium-duty ——— Unimproved dirt ———
U. S. Route ——— State Route ———

GRAND RONDE, OREG.
N4500-W12330/15
1955
AMS 1274 II-SERIES V792

Name Grande Ronde Domestic Water Assoc.

By _____

Address R.F.D. 1 P.O. Box 183

Williamina, OR 97396
Grand Ronde OR 97347

Date filed February 10, 1975

Priority Feb 10, 1975

Action suspended until C sent

Return to applicant _____

Date of approval APR 27 1977

CONSTRUCTION

Date for beginning APR 27 1978

Date for completion OCT 1 1978

Extended to 10-1-82 10-1-87 10-1-92

10-1-97

Date for application of water OCT 1 1979

Extended to 10-1-82 10-1-87 10-1-92

10-1-97

PROSECUTION OF WORK

Form "A" filed Started

Form "B" filed _____

Form "C" filed _____

FINAL PROOF

Blank mailed _____

Proof received _____

Date certificate issued _____

Application No. 52769

Permit No. 41436

Certificate No. _____

Stream Index, Page No. 2-90819

See file No. 52770

also T#3379

FEES PAID

Date	Amount	Rec
<u>2-10-75</u>	<u>30.00</u>	<u>4</u>
<u>2-12-75</u>	<u>15.00</u>	<u>45</u>

Cert. Fee _____

FEES REFUNDED

Date	Amount	Ch
------	--------	----

ASSIGNMENTS

Date	To Whom	Address	Volume

REMARKS

CARD FOR B OCT 2 1978

Card for C OCT 24 1979

Form 100 JUN 16 1980

Card for G OCT 11 1982

CARD FOR B OCT 12 1987

CARD FOR C OCT 22 1992

ADD 4

THE AREA OF USE IS RESTRICTED TO THE BOUNDARY AS

IDENTIFIED IN 1975. ALSO, WITHIN 0.44 CUBIC FOOT OF WATER

PER SECOND (200 GPM) HAS BEEN USED, FURTHER EXTENSIONS

WILL NOT BE NEEDED.

Outside Boundary

September 28, 1993

Grand Ronde Domestic Water Association
PO Box 183
Grand Ronde, OR 97347

REFERENCE: Files 52769, 52770, and T-3379

We have received your applications for extension of the time limit to make complete application of water under Permits 41436, 41437, and T-3379. We also have your check in the amount of \$300. Our receipt numbers 94144, 94145, and 94146 were given to Jeanne M. Boatwright of Boatwright Engineering, Inc.

The application indicates reasonable diligence toward completion of the proposed project. The time limit to make complete application of water is extended to October 1, 1997 for Permits 41436, 41437, and T-3379. The order approving the extension was entered September 23, 1993.

The area of use is restricted to the boundary as identified in 1975. Also, when 0.44 cubic foot of water per second (200 GPM) has been used, further extensions will not be needed.

If you have any questions, please contact the Water Rights Section at 378-3739.

Sincerely,

A. REED MARBUT
Water Rights/Adjudication Division

ARM:tcb

cc: Boatwright Engineering, Inc.
2613 12th Street SE
Salem, OR 97302



3850 Portland Rd NE
Salem, OR 97310
(503) 378-3739
FAX (503) 378-8130