

G 13552

City of
LA Pire

ASSIGNED

FILE#: G 13552

PATRICK M GISLER

20 GREENWOOD AVE

BEND, OR

1470 NE 1st St.

97701-4267

#100

Application No. G13552Permit No. G13444

Certificate No. _____

Stream Index, Page No. _____

See file 6-13553

Date filed _____

Priority _____

Action suspended until C 2022

Return to applicant _____

Date of approval 8/12/98**CONSTRUCTION**Date for beginning 8/12/99

Date for completion _____

Extended to _____

Date for application of water 10/1/02Extended to 10-1-2012, 10-1-2022**PROSECUTION OF WORK**

Form "A" filed _____

Form "B" filed _____

Form "C" filed _____

FINAL PROOF

Blank mailed _____

Proof received COBL 9/30/2012

Date certificate issued _____

FEES PAID

Date	Amount	Receipt No.
exam/ 11-8-93	400.00	106779
Pub. Dep - 4-22-96	250.00	001683
9/2/99	825.00	32661
9/6/02	100.00	55328
11-07	350.00	90432
	Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.
8-5-96	85.20	001370
8-14-96	164.80	001469
8-9-07	100.00	55328

ASSIGNMENTS

Date	ASSIGNED To Whom	Address	Volume	Page
9-7-99	Deschutes County - 1130 NW	Harriman St - Bend 97701	8	531
11-27-99	Lapine Water District - POB	3409 - Lapine, OR 97739	8	566
6/28/12	CITY OF LAPINE	PO BOX 3055		
	LAPINE OR 97739			

REMARKS

T-9241 A DOU V. 74, P 319

FEES PAID

DATE	AMOUNT	Receipt #
6-28-12	75.00	106134
9-10-12	500.00	106779
9-20-12	150.00	106895

Want to know
if can go on
with this
water Right or
if it is any good.

R. W.

Jake,
Kitty Shields
Needs to talk to you
about this W-Right

541-536-3462

OR
CHAIRMAN:
BARBEANN NELSON Dodson
SUI -

EL

Per Phone call
to Bill Tye:
Application to be
Amended &
New map submit

Richard Nored PE
HGE, Inc.
375 Park Avenue
Coos Bay, OR 97420

D B
12/14/94

EXAMINATION FEE

\$200.00

RECORDING FEE:

\$100.00 1st CFS

+ \$50.00 For each additional
CFS on fraction
thereof - \$50.00 x 2 = \$100.00

\$400.00 TOTAL

	investigate	per conversation
approval	justify	prepare reply
comment	necessary action	return with more detail
confer	initial and return	review and circulate
for your information	note and file	signature

Russ

541 269-1833

FAX #

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541-536-3462

OR
CHAIRMAN:
BARBEANN NELSON Dodson
541-536-2115
WEST VIEW MOTEL

Please call

Kitty Shields

36.3462

Per Phone call
to Bill Tye:
Application to be
Amended &
New map submit

fax

541-536-8003

e-mail

lapinewater@bendnet.
com

ped has the
copy & appl map
Down

D B
12/14/94

Donna
Blatnik

check for
P.A.

ip	Russ	
Date	Do DGE	
in/Section	Initial	Date

EXAMINATION FEE

\$200.00

RECORDING FEE:

\$100.00 1st CFS

+ \$50.00 For each additional
CFS on Parcel
Hureos - \$50.00 x 2 = \$100.00

\$400.00 TOTAL

FROM KYLE GORMAN		
G 13552		
G 13553	FP	?
TUES 5-21-02		

as requested	investigate	per conversation
approval	justify	prepare reply
comment	necessary action	return with more detail
confer	initial and return	review and circulate
for your information	note and file	signature

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541-536-2115
WEST VIEW MOTEL

Please call

Kitty Shields

541.536.3462

I taped her the
print copy & appl map
- Down

Per Phone call
to Bill Tye:
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New map submitted

D B
12/14/94

EXAMINATION FEE

\$200.00

RECORDING FEE:

\$1000 15 CFS

+ \$500 For each additional
CFS or fraction
thereof - \$500 x 2 = \$1000

\$400.00 TOTAL

Route Slip

Russ

Date DO DGE

Name	Division/Section	Initial	Date
FROM KYLE GORMAN			
G 13552			
G 13553		FP	?
TUES 5-21-02			

as requested	investigate	per conversation
approval	justify	prepare reply
comment	necessary action	return with more detail
confir	initial and return	review and circulate
for your information	note and file	signature

Russ

541 269-1833

FAX #

CLARK Gerald E * WRD

From: CLARK Gerald E * WRD
Sent: Tuesday, August 15, 2017 3:17 PM
To: 'Brandon Mahon'
Subject: City of La Pine G-13444 Letter
Attachments: scan_20170815_134254.pdf

Brandon,

I have attached the Department's response to the City's request to delay the review of the Claim of Beneficial Use for the above referenced permit.

Please let me know if you have any additional questions.

Gerry

Gerry Clark
Water Right Services Division
Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301

Phone: 503-986-0811



Oregon
Kate Brown, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

August 15, 2017

Jake Obrist, Public Works Manager
City of La Pine
PO Box 2460
La Pine, OR 97739

RE: Application G-13552, Permit G-13444

Dear Jake,

The Department has received your letter requesting that the Department not review the Claim of Beneficial Use (Claim) submitted on September 20, 2012. You indicated in your letter the City will be submitting a revised Claim, likely within the next year.

You have described the purpose of the superseding Claim as being necessary to describe the maximum use under the permit following the approval of the Water Management Plan approved on September 2, 2014.

As requested, the Department will delay action on the review of the Claim until after the revised Claim is submitted.

Please be aware that the permit contained a condition requiring the submittal and approval of a Pump Test prior to the issuance of the certificate. The Pump Test is essentially an aquifer test. It is not our current practice to review a Claim unless we have an approved Pump Test for the permit. I do not find that a Pump Test has been submitted for this permit.

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

Sincerely,

Gerry Clark
Water Rights Specialist
Certificates

cc: **files**
Brandon Mahon, CWRE



Mayor Dennis Scott
Councilor Stu Martinez Councilor Donald Greiner
Councilor Karen Ward Councilor Connie Briesse

CITY OF LA PINE

16345 Sixth Street — PO Box 2460

La Pine, Oregon 97739

TEL (541) 536-1432 — FAX (541) 536-1462

www.ci.la-pine.or.us

July 24, 2017

Gerry Clark
Oregon Water Resources Department
725 Summer Street N.E., Suite A
Salem, Oregon 97301

RE: Permit G-13444

Dear Gerry:

A Claim of Beneficial Use (COBU) for the above-referenced groundwater permit has been submitted to the Oregon Water Resources Department (OWRD). After further review of our existing water rights permits, it has been determined that the COBU was submitted at a time that Permit G-13444 was limited in development. The most recent Extension of Time was filed and approved for this permit on September 10, 2012. The Final Order for this Extension of Time included a condition limiting the development of the water right permit. The City could not appropriate water beyond 1.52 cubic feet per second until a Final Order had been issued by OWRD, approving a Water Management and Conservation Plan (WMCP). The City completed a WMCP, and a Final Order was issued by OWRD on September 2, 2014. The COBU currently on file with OWRD for this water right permit was submitted on September 20, 2012, prior to the WMCP being approved by OWRD.

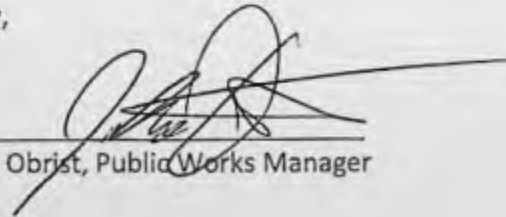
To address the prior development limitation, the City intends to submit a superseding COBU for Permit G-13444. This will likely be completed within the next year. The City requests that OWRD not review the current COBU on file because a superseding COBU will be submitted.

The City is currently in the process of acquiring funding to complete a large water system improvements project. The new project will include adding a substantial area within the city limits to the City's water system. The project also includes construction of a new well. In order to include the additional place of use and the additional point of appropriation, the City will complete a transfer once a certificate has been issued by OWRD.

If you have any questions, please let me know.

Sincerely,

By


Jake Obrist, Public Works Manager

JO/cd

cc: Brandon Mahon, P.E., C.W.R.E., Anderson Perry & Associates, Inc.

RECEIVED BY OWRD

JUL 27 2017

SALEM, OR



Mayor Dennis Scott
Councilor Stu Martinez Councilor Donald Greiner
Councilor Karen Ward Councilor Connie Briese

CITY OF LA PINE

16345 Sixth Street — PO Box 2460

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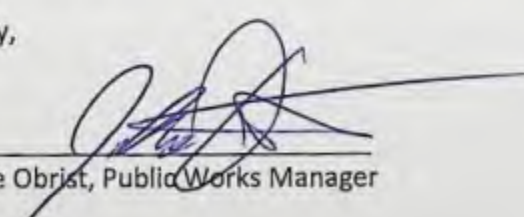
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Jake Obrist, Public Works Manager

JO/cd

cc: Brandon Mahon, P.E., C.W.R.E., Anderson Perry & Associates, Inc.

RECEIVED BY OWRD

JUL 27 2017

SALEM, OR

CLARK Gerald E * WRD

From: CLARK Gerald E * WRD
Sent: Tuesday, July 11, 2017 2:18 PM
To: 'Brandon Mahon'
Subject: RE: City of La Pine
Attachments: G-13444 CBU oversized maps.pdf; G-13444 CBU report and map.pdf

Brandon,

I have attached a copy of the Claim materials for Permit G-13444 for your reference.

Gerry

From: CLARK Gerald E * WRD
Sent: Tuesday, July 11, 2017 1:24 PM
To: 'Brandon Mahon'
Subject: City of La Pine

Brandon,

Attached are some documents related to the City's water rights.

Following our discussion today, we can discuss what documents you will be interested in seeing from the file for permit G-13444.

Gerry

Gerry Clark
Water Right Services Division
Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301

Phone: 503-986-0811

CLARK Gerald E * WRD

From: CLARK Gerald E * WRD
Sent: Tuesday, July 11, 2017 1:24 PM
To: 'Brandon Mahon'
Subject: City of La Pine
Attachments: Permit G-17636 Mitigation Plan.pdf; Permit G-12545 CBU Coverletter.pdf; Permit G-12545 CBU Report and Map.pdf

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Attached are some documents related to the City's water rights.

Following our discussion today, we can discuss what documents you will be interested in seeing from the file for permit G-13444.

Gerry

Gerry Clark
Water Right Services Division
Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301

Phone: 503-986-0811



Oregon

John A. Kitzhaber, MD, Governor

G-13552

Water Resources Department

North Mall Office Building
725 Summer St NE, Suite A
Salem, OR 97301
Phone (503) 986-0900
Fax (503) 986-0904
www.wrd.state.or.us

September 5, 2014

City of La Pine
Attn: Rick Allen, Interim City Manager
PO Box 3055
La Pine, OR 97739

Subject: Water Management and Conservation Plan

Dear Mr. Allen:

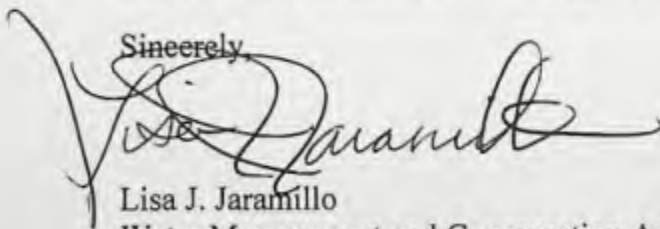
Enclosed, please find the final order approving the City of La Pine's Water Management and Conservation Plan and authorizing the diversion of up to 2.23 cfs of water under Permit G-13444.

The attached final order specifies that the City of La Pine's plan shall remain in effect until **September 2, 2024**. Additionally, the City is required to submit a progress report to the Department by **September 2, 2019**, detailing progress made toward the implementation of conservation benchmarks scheduled in the plan. Finally, the City must submit an updated Water Management and Conservation Plan to the Department by **March 2, 2024**.

***NOTE:** The deadline established in the attached final order for submittal of an updated water management and conservation plan (consistent with OAR Chapter 690, Division 086) shall not relieve the City of La Pine from any existing or future requirement(s) for submittal of a water management and conservation plan at an earlier date as established through other final orders of the Department.*

We appreciate your cooperation in this effort. Please do not hesitate to contact me at 503-986-0880 or Lisa.J.Jaramillo@wrds.state.or.us if you have any questions.

Sincerely,



Lisa J. Jaramillo
Water Management and Conservation Analyst
Water Right Services Division

Enclosure

cc: WMCP File
Application G-13552 (Permit G-13444)
Jeremy Giffin, District #11 Watermaster
HGE, Inc., Attn: Richard D. Nored, P.E., 375 Park Avenue, Coos Bay, OR 97420

**BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON**

In the Matter of the Proposed Water	)	FINAL ORDER APPROVING A
Management and Conservation Plan for	)	WATER MANAGEMENT AND
City of La Pine, Deschutes County	)	CONSERVATION PLAN

Authority

OAR Chapter 690, Division 086, establishes the process and criteria for approving water management and conservation plans required under the conditions of permits, permit extensions and other orders of the Department. An approved water management plan may authorize the diversion and use of water under a permit extended pursuant to OAR Chapter 690, Division 315.

Findings of Fact

1. The City of La Pine submitted a Water Management and Conservation Plan (plan) to the Water Resources Department (Department) on September 14, 2012. The plan was required by a condition set forth under the City's previously approved plan (*Sp. Or. Vol. 63, Pg. 175*) issued on February 1, 2005.
2. The Department published notice of receipt of the plan on September 25, 2012, as required under OAR Chapter 690, Division 086. No comments were received.
3. The Department provided written comments on the plan to the City on February 4, 2014. In response, the City submitted a final revised plan on May 5, 2014.
4. The Department reviewed the final revised plan and finds that it contains all of the elements required under OAR 690-086-0125.
5. The projections of future water needs in the plan demonstrate a need for up to 2.23 cfs of water available under Permit G-13444 to help meet anticipated peak demands during the next 20 years. These projections are reasonable and consistent with the City's land use plan.
6. The system is fully metered and the rate structure includes a base rate and volumetric charge. Water loss in the system is estimated at approximately 9.0 percent.
7. The plan includes 5-year benchmarks for continuation and/or implementation of conservation measures for: improved annual water audits, maintaining a fully metered system, and maintaining a rate structure that is based upon the amount of water metered at each service connection.

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

8. The plan also includes 5-year benchmarks for development and implementation of a meter testing and maintenance program, and a public education program that encourages efficient water use and low water use landscaping. Additionally, the plan also includes a 5-year benchmark indicating that if the City's annual water audit reveals water losses exceeding 10 percent, a new leak detection/repair program will be developed and implemented.
9. The plan identifies ground water as the source of the City's water rights. These ground water sources are not located within the boundaries of any critical ground water area, as designated by the Department.
10. The water curtailment element included in the plan satisfactorily promotes water curtailment practices and includes a list of four stages of alert with concurrent curtailment actions.
11. The diversion of water under Permit G-13444 will be expanded during the next 20 years and is consistent with OAR 690-086-0130(7), as follows:
 - a. As evidenced by the 5-year conservation benchmarks established by the City (*described in Findings of Fact #7 and #8 above*), the final revised plan includes a schedule for development and implementation and/or continuation of water conservation measures that would provide water at a cost that is equal to or lower than the cost of other identified sources;
 - b. Increased diversion of water under Permit G-13444 is the most feasible and appropriate water supply alternative available to the City at this time, considering: water savings alone from identified conservation measures cannot fully meet the City's projected peak water demands for the City; other municipal water supply systems are not located within close enough proximity to make interconnection or cooperative regional water management a viable option for the City; and that it is unlikely a new water right permit from a surface water source could be acquired by the City; and
 - c. The City is not currently required to provide any mitigation actions under state or federal law related to Permit G-13444. The superseding final order with draft permit issued by the Department on October 21, 2011, for Application G-17422, however, requires that mitigation in the Little Deschutes Zone of Impact be in place by September 2016. The City is actively pursuing mitigation credits in order to comply with the requirements associated with Application G-17422.

Conclusion of Law

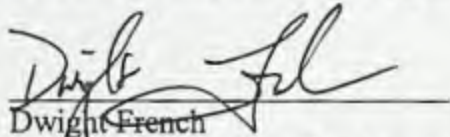
The Water Management and Conservation Plan submitted by the City of La Pine is consistent with the criteria in OAR Chapter 690, Division 086.

Now, therefore, it is ORDERED:

1. The City of La Pine Water Management and Conservation Plan is approved and shall remain in effect until **September 2, 2024**, unless this approval is rescinded pursuant to OAR 690-086-0920.

2. The limitation of the diversion of water under Permit G-13444 established by the extension of time approved on February 7, 2008, and the subsequent extension of time approved on August 29, 2014, is removed. Subject to other limitations or conditions of the permit, the City of La Pine is authorized to divert up to 2.23 cfs under Permit G-13444.
3. The City of La Pine shall submit an updated plan meeting the requirements of OAR Chapter 690, Division 086 within 10 years and no later than **March 2, 2024**.
4. The City of La Pine shall submit a progress report containing the information required under OAR 690-086-0120(4) by **September 2, 2019**.
5. The deadline established herein for the submittal of an updated Water Management and Conservation Plan (consistent with OAR Chapter 690, Division 086) shall not relieve the City of La Pine from any existing or future requirement(s) for submittal of a Water Management and Conservation Plan at an earlier date as established through other final orders of the Department.

Dated at Salem, Oregon this 2 day of September, 2014.



Dwight French
Water Right Services Division Administrator, for
Director
Oregon Water Resources Department

Mailing date: SEP 08 2014

Oregon Water Resources Department
Water Right Services Division

Water Rights Application
Number G-13552

Final Order

Extension of Time for Permit Number G-13444, modified by Permit Amendment T-9241
Permit Holder: City of LaPine

Permit Information

Application File:	G-13552
Permit:	G-13444, modified by Permit Amendment T-9241
Basin:	5 – Deschutes Basin / Watermaster District 11
Date of Priority:	November 8, 1993
Source of Water:	Two wells within the Long Prairie Slough Basin
Purpose or Use:	Quasi-Municipal
Maximum Rate:	2.23 Cubic Feet per Second (cfs)

This Extension of Time request is being processed in accordance with
Oregon Revised Statute 537.630 and 539.010(5), and
Oregon Administrative Rule Chapter 690, Division 315

Appeal Rights

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

Application History

Permit G-13444 was issued by the Department on August 12, 1998, and modified by Permit Amendment T-9241 on March 7, 2008. The permit called for complete application of water to beneficial use by October 1, 2002. The most recent extension authorized complete application of water to beneficial use by October 1, 2012. On September 10, 2012, City of LaPine submitted an application to the Department for an extension of time for amended Permit G-

13444. In accordance with OAR 690-315-0050(2), on June 24, 2014, the Department issued a Proposed Final Order proposing to extend the time to apply water to full beneficial use to October 1, 2022. The protest period closed August 8, 2014, in accordance with OAR 690-315-0060(1). No protest was filed.

FINDINGS OF FACT

The Department adopts and incorporates by reference the findings of fact in the Proposed Final Order dated June 24, 2014.

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

CONDITIONS

1. Development Limitations

The appropriation of any water beyond 1.52 cfs under Permit G-13444, modified by Permit Amendment T-9241, shall only be authorized upon issuance of a final order approving a Water Management and Conservation Plan (WMCP) under OAR Chapter 690, Division 86, that grants access to a greater rate of appropriation of water under the permit consistent with OAR 690-086-0130(7). The required WMCP shall be submitted to the Department within 3 years of this Final Order. Use of water under the amended Permit G-13444 must be consistent with this and subsequent WMCP's approved under OAR Chapter 690, Division 86, on file with the Department.

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

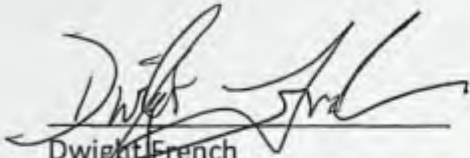
CONCLUSION OF LAW

The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.630, 539.010(5) and OAR 690-315-0080(3).

ORDER

The extension of time for Application G-13552, Permit G-13444, modified by Permit Amendment T-9241, therefore, is approved subject to conditions contained herein. The deadline for applying water to full beneficial use within the terms and conditions of the permit is extended from October 1, 2012, to October 1, 2022.

DATED: August 29, 2014



Dwight French
Water Right Services Division Administrator, for
Director, Oregon Water Resources Department

If you have any questions about statements contained in this document, please contact Steven Parrett at (503) 986-0825.

If you have other questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at (503) 986-0900.

Mailing List for Extension FO Copies

FO Date: August 29, 2014

Application G-13552

Permit G-13444, modified by Permit Amendment T-9241

Copies Mailed
By: <u>BLW</u> (SUPPORT STAFF)
on: <u>8/29/14</u> (DATE)

Original mailed to permit holder:

City of LaPine
P.O. Box 3055
LaPine, OR 97739

Copies sent to:

1. WRD - App. File G-13552/ Permit G-13444
2. Richard Nored
HGE, Inc.
375 Park Avenue
Coos Bay, OR 97420

Fee paid as specified under ORS 536.050 to receive copy:

3. None

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

(DONE BY EXTENSION SPECIALIST)

1. WRD - Watermaster District 11, Jeremy Giffin ✓ SWP 8-27-14
2. WRD - Lisa Jaramillo, Transfer and Conservation Services (TACS) (Quasi-Division 86)
Done by SWP Date 8-27-14

CASEWORKER: SWP

Oregon Water Resources Department
Water Right Services Division

Application for Extension of Time

In the Matter of the Application for an Extension of Time)
for Permit G-13444, modified by Permit Amendment T-9241)
Water Right Application G-13552,) **PROPOSED FINAL ORDER**
in the name of City of LaPine)

Permit Information

Application File:	G-13552
Permit:	G-13444, modified by Permit Amendment T-9241
Basin:	5 – Deschutes Basin / Watermaster District 11
Date of Priority:	November 8, 1993
Source of Water:	Two wells within the Long Prairie Slough Basin
Purpose or Use:	Quasi-Municipal
Maximum Rate:	2.23 Cubic Feet per Second (cfs)

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

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

This Proposed Final Order applies only to Permit G-13444, modified by Permit Amendment T-9241, water right Application G-13552. A copy of Permit G-13444, modified by Permit Amendment T-9241, is enclosed as Attachment 1.

In Summary, the Department proposes to:

- Grant an extension of time to apply water to full beneficial use from October 1, 2012, to October 1, 2022¹.
- Make the extension of time subject to certain conditions as set forth below.

¹ Pursuant to ORS 537.630(4), upon the completion of beneficial use of water allowed under the permit, the permittee shall hire a certified water rights examiner to survey the appropriation. Within one year after the complete application of water to a beneficial use (or by the date allowed for the complete application of water to a beneficial use), the permittee shall submit a map of the survey and the claim of beneficial use.

ACRONYM QUICK REFERENCE

Department – Oregon Department of Water Resources

PFO – Proposed Final Order

WMCP – Water Management and Conservation Plan

cfs – cubic feet per second

gpm – gallons per minute

AUTHORITY

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

ORS 537.630(1) provides in pertinent part that the Oregon Water Resources Department (Department) may, for good cause shown, order and allow an extension of time, for the completion of the well or other means of developing and securing the ground water or for complete application of water to beneficial use. In determining the extension, the department shall give due weight to the considerations described under ORS 539.010 (5) and to whether other governmental requirements relating to the project have significantly delayed completion of construction or perfection of the right.

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

OAR 690-315-0080 provides in pertinent part that the Department shall make findings to determine if an extension of time for quasi-municipal water use permit holders may be approved to complete construction and/or apply water to full beneficial use.

OAR 690-315-0090(3) requires the Department, under specific circumstances, to condition an extension of time for quasi-municipal water use permit holders to provide that diversion of water beyond the maximum rate diverted under the permit or previous extension(s) shall only be authorized upon issuance of a final order approving a Water Management and Conservation Plan under OAR Chapter 690, Division 86.

FINDINGS OF FACT

Background

1. Permit G-13444 was granted by the Department on August 12, 1998. The permit authorized the use of up to 2.23 cfs of water from one well in the Long Prairie Slough Basin for quasi-municipal use. The permit specified actual construction of the original

well was to begin by August 12, 1999, and complete application of water was to be made on or before October 1, 2002.

2. On March 7, 2008, the Department approved Permit Amendment T-9241 (Special Order Volume 74, Page 324) authorizing changes in the point of appropriation to two new wells and the place of use under Permit G-13444.
3. One prior permit extension has been granted for Permit G-13444, modified by Permit Amendment T-9241. The most recent extension request resulted in the completion date for full application of water being extended to October 1, 2012.
4. The permit holder submitted an "Application for Extension of Time" to the Department on September 10, 2012, requesting the time to apply water to full beneficial use under the terms and conditions of Permit G-13444, modified by Permit Amendment T-9241 (hereafter referred to simply as Permit G-13444) be extended from October 1, 2012, to October 1, 2022.
5. Notification of the Application for Extension of Time for Permit G-13444 was published in the Department's Public Notice dated September 18, 2012. No public comments were received regarding the extension application.

Review Criteria for Quasi-Municipal Water Use Permits [OAR 690-315-0080(1)]

The time limits to complete construction and/or apply water to full beneficial use may be extended if the Department finds that the permit holder has met the requirements set forth under OAR 690-315-0080. This determination shall consider the applicable requirements of ORS 537.230², 537.630³ and/or 539.010(5)⁴

Complete Extension of Time Application [OAR 690-315-0080(1)(a)]

6. On September 10, 2012, the Department received an Application for Extension of Time and the fee specified in ORS 536.050 from the permit holder.

Start of Construction [OAR 690-315-0080(1)(b)]

7. Actual construction of the well began prior to the August 12, 1999 deadline specified in the permit. The original well (DESC 9767) was drilled in 1994.

Duration of Extension [OAR 690-315-0080(1)(c) and (1)(d)]

Under OAR 690-315-0080(1)(c),(d), in order to approve an extension of time for quasi-municipal water use permits the Department must find that the time requested is reasonable and the applicant can complete the project within the time requested.

8. The remaining work to be accomplished under Permit G-13444 consists of expanding the water system to serve the "Cagle Area" at a projected cost of \$8,300,000, receiving

² ORS 537.230 applies to surface water permits only.

³ ORS 537.630 applies to ground water permits only.

⁴ ORS 537.010(5) applies to surface water and ground water permits.

Department approval of a Water Management and Conservation Plan, and applying water to full beneficial use.

9. As of September 10, 2012, the permit holder had appropriated 1.52 cfs of the 2.23 cfs of water authorized under Permit G-13444 for quasi-municipal purposes.
10. Permit G-13444 is City of LaPine's only water right which allows up to 2.23 cfs of ground water. City of LaPine has not yet made beneficial use of 0.71 cfs of water under Permit G-13444. City of LaPine has one pending water right application, G-17422, for an additional 1.4 cfs and 1013.0 acre-feet.
11. City of LaPine's peak water demand within its service area boundaries was 1.5 cfs in 2012.
12. According to the City of LaPine, the population in 2012 within the service boundary of City of LaPine was 1030 people. City of LaPine estimates the population to increase at an estimated growth rate of 3 percent per year, reaching an estimated population of 2,320 people by the year 2022.
13. According to the City of LaPine, the peak hourly demand is projected to be approximately 2.83 cfs of water by the year 2022.
14. Full development of Permit G-13444 is needed to meet the present and future water demands of City of LaPine.
15. Given the amount of development left to occur, the Department has determined that the permit holder's request to have until October 1, 2022, to accomplish the application of water to beneficial use under the terms of Permit G-13444, is both reasonable and necessary.

Good Cause [OAR 690-315-0080(1)(e) and (3)(a-g) and (4)]

The Department's determination of good cause shall consider the requirements set forth under OAR 690-315-0080(3).

Reasonable Diligence and Good Faith of the Appropriator [OAR 690-315-0080(3)(a), (3)(c) and (4)]

Reasonable diligence and good faith of the appropriator must be demonstrated during the permit period or prior extension period as a part of evaluating good cause in determining whether or not to grant an extension. In determining the reasonable diligence and good faith of a quasi-municipal water use permit holder, the Department shall consider activities associated with the development of the right including, but not limited to, the items set forth under OAR 690-315-0080(4) and shall evaluate how well the applicant met the conditions of the permit or conditions of a prior extension period.

16. Actual construction of the well and water system began prior to the August 12, 1999, deadline specified in the permit.
17. Work was accomplished during the original development time frame under Permit G-13444.

18. During the most recent extension period under Permit G-13444, being from October 1, 2008, to October 1, 2012, the permit holder finalized a Water System Capital Facilities Plan in 2009 and submitted to the Department a Water Management and Conservation Plan in 2012.
19. As of September 10, 2012, the permit holder has invested \$4,997,400, which is 37.5 percent of the total projected cost for complete development of this project. The permit holder estimates an additional \$8,307,900 investment is needed for the completion of this project.
20. As of October 1, 2012, 1.52 cfs of the 2.23 cfs allowed has been appropriated for beneficial quasi-municipal purposes under the terms of this permit.
21. The Department has considered the permit holder's compliance with conditions, and has not identified any concerns.

Cost to Appropriate and Apply Water to a Beneficial Purpose [OAR 690-315-0080(3)(b)]

22. As of September 10, 2012, the permit holder has invested \$4,997,400, which is 37.5 percent of the total projected cost for complete development of this project. The permit holder estimates an additional \$8,307,900 investment is needed for the completion of this project.

The Market and Present Demands for Water [OAR 690-315-0080(3)(d)]

23. As described in Findings 8 through 14 above, City of LaPine has indicated, and the Department finds, that City of LaPine currently must rely exclusively on its groundwater permit within the Long Prairie Slough Basin.
24. City of LaPine projects a population increase of 3 percent per year over a 10 year period, being the years 2012 to 2022, and expects additional commercial and industrial growth.
25. Given the current water supply situation of City of LaPine, as well as current and expected demands there is a market and present demand for the water to be supplied under Permit G-13444.
26. OAR 690-315-0090(3) requires the Department to place a condition on this extension of time to provide that appropriation of water beyond 1.52 cfs under Permit G-13444 shall only be authorized upon issuance of a final order approving a Water Management and Conservation Plan(s) (WMCP) under OAR Chapter 690, Division 86 that grants access to a greater rate of appropriation of water under this permit consistent with OAR 690-086-0130(7). A "Development Limitation" condition is specified under Item 1 of the "Conditions" section of this PFO to meet this requirement.

Fair Return Upon Investment [OAR 690-315-0080(3)(e)]

27. The City of LaPine expects to obtain a fair and reasonable return on investment by

continuing development of Permit G-13444, amended by Transfer 9241.

Other Governmental Requirements [OAR 690-315-0080(3)(f)]

28. Delays caused by any other governmental requirements in the development of this project have not been identified.

Events which Delayed Development under the Permit [OAR 690-315-0080(3)(g)]

29. The delay of development under Permit G-13444 was due, in part, to the size and scope of the project and the City waiting until the LaPine Water District was absorbed into the City of LaPine (incorporated in 2006) for needed financing to provide water service to all residents of the City.

CONCLUSIONS OF LAW

1. The applicant is entitled to apply for an extension of time to completely apply water to the full beneficial use pursuant to ORS 537.630(1).
2. The applicant has submitted a complete extension application form and the fee specified under ORS 536.050(1)(k), as required by OAR 690-315-0080(1)(a).
3. The applicant complied with begin actual construction timeline requirements pursuant to ORS 537.630 as required by OAR 690-315-0080(1)(b).
4. The time requested to apply water to full beneficial use is reasonable, as required by OAR 690-315-0080(1)(c).
5. Full application of water to beneficial use can be completed by October 1, 2022, pursuant to OAR 690-315-0080(1)(d).
6. The Department has considered the reasonable diligence and good faith of the appropriator, the cost to appropriate and apply water to a beneficial purpose, the market and present demands for water to be supplied, the financial investment made and the fair return upon the investment, the requirements of other governmental agencies, and unforeseen events over which the water right permit holder had no control, and the Department has determined that the permit holder has shown good cause for an extension of time to apply the water to full beneficial use pursuant to OAR 690-315-0080(1)(e).
7. As required by OAR 690-315-0090(3) and as described in Finding 26, above, and specified under Item 1 of the "Conditions" section of this PFO, the appropriation of water beyond 1.52 cfs under Permit G-13444 shall only be authorized upon issuance of a final order approving a WMCP under OAR Chapter 690, Division 86 that grants access to a greater rate of appropriation of water under the permit consistent with OAR 690-086-0130(7).

Proposed Order

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

extend the time to apply the water to beneficial use under Permit G-13444, modified by Permit Amendment T-9241, from October 1, 2012, to October 1, 2022.

Subject to the following conditions:

CONDITIONS

1. Development Limitations

Appropriation of any water beyond 1.52 cfs under Permit G-13444, modified by Permit Amendment T-9241, shall only be authorized upon issuance of a final order approving a WMCP under OAR Chapter 690, Division 86 that grants access to a greater rate of appropriation of water under the permit consistent with OAR 690-086-0130(7). The required WMCP shall be submitted to the Department within 3 years of this Final Order. Use of water under Permit G-13444, modified by Permit Amendment T-9241, must be consistent with this and subsequent WMCP's approved under OAR Chapter 690, Division 86 on file with the Department.

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

DATED: June 24, 2014


Dwight French
Water Right Services Division Administrator

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

Proposed Final Order Hearing Rights

1. Under the provisions of OAR 690-315-0100(1) and 690-315-0060, the applicant or any other person adversely affected or aggrieved by the proposed final order may submit a written protest to the proposed final order. The written protest must be received by the Water Resources Department no later than **August 8, 2014**, being 45 days from the

date of publication of the proposed final order in the Department's weekly notice.

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

-
- If you have any questions about statements contained in this document, please contact Ann Reece at 503-986-0834.
 - If you have questions about how to file a protest or if you have previously filed a protest and you want to know the status, please contact Patricia McCarty at 503-986-0820.
 - If you have any questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at 503-986-0801.
 - Address any correspondence to: Water Right Services Division
725 Summer St NE, Suite A
Salem, OR 97301-1266
Fax: 503-986-0901
-

Mailing List for Extension PFO Copies

PFO Date: June 24, 2014

Application G-13552

Permit G-13444, modified by Permit Amendment T-9241

Copies Mailed
By: <u>BW</u> (SUPPORT STAFF)
on: <u>6/24/14</u> (DATE)

Original mailed to Applicant:

City of LaPine
P.O. Box 3055
LaPine, OR 97739

Copies sent to:

1. WRD - App. File G- 13552 / Permit G-13444
2. Richard Nored
HGE, Inc.
375 Park Avenue
Coos Bay, OR 97420

Fee paid as specified under ORS 536.050 to receive copy:

3. None

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

4. WRD - Watermaster District 11 – Jeremy Giffin *SWP 6-20-14*
5. WRD - **If WMCP needed* - Lisa Jaramillo, Transfer and Conservation Services (TACS)
Done by *SWP* Date *6-20-14*

CASEWORKER: SWP

Proposed Final Order: Permit G-13444, modified by Permit Amendment T-9241

STATE OF OREGON
COUNTY OF DESCHUTES

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

LAPINE WATER COMPANY, PAT GISLER
1470 NE 1ST STREET #100
BEND, OREGON 97701-4267

(503)389-5800

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

APPLICATION FILE NUMBER: G-13552

SOURCE OF WATER: A WELL IN THE LONG PRAIRIE SLOUGH BASIN

PURPOSE OR USE: QUASI-MUNICIPAL

MAXIMUM RATE: 2.23 CUBIC FOOT PER SECOND

PERIOD OF USE: YEAR ROUND

DATE OF PRIORITY: NOVEMBER 8, 1993

POINT OF DIVERSION LOCATION: NW 1/4 SE 1/4, SECTION 18, T22S, R11E,
W.M.; 1244 FEET SOUTH & 672 FEET EAST FROM THE C 1/4 CORNER SECTION 18

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SE 1/4 SE 1/4
SECTION 10

SW 1/4 SW 1/4
SE 1/4 SW 1/4
SECTION 11

NW 1/4 NW 1/4
SW 1/4 NW 1/4
NW 1/4 SW 1/4
SW 1/4 SW 1/4
SECTION 13

ALL
SECTION 14

ASSIGNED. See Misc. Rec. Vol. 8 Page 530-53

NE 1/4 NE 1/4
SE 1/4 NE 1/4
NE 1/4 SE 1/4
SECTION 15

TOWNSHIP 22 SOUTH, RANGE 10 EAST, W.M.

T 22S R 10E

Application G-13552 Water Resources Department

PERMIT G-13444

Measurement, recording and reporting conditions:

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

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

Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

Within 2 years of permit issuance, the permittee shall submit a water management and conservation plan consistent with OAR Chapter 690, Division 86.

STANDARD CONDITIONS

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

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

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to

the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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

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

Actual construction of the well shall begin by August 12, 1999. Complete application of water to the use shall be made on or before October 1, 2002. Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

Issued August 12, 1998

Dwight Ford for

Martha G. Pagel, Director
Water Resources Department

Application G-13552 Water Resources Department
Basin 05 Volume 1A LT DESCHUTES R MISC
RWK MGMT.CODES 7BG 7BR 7JG 7JR

PERMIT G-13444
District 11

**BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON**

In the Matter of Permit Amendment
T-9241, Deschutes County

) FINAL ORDER APPROVING
) CHANGES IN POINT OF
) APPROPRIATION AND PLACE
) OF USE

Authority

ORS 537.211 establishes the process in which a water right permit holder may submit a request to change the point of appropriation and/or place of use authorized under an existing water right permit.

Applicant

LAPINE WATER DISTRICT
PO BOX 2867
LAPINE, OR 97739

Findings of Fact

Background

1. On September 6, 2002, LaPine Water District, filed an application to amend the point of appropriation and place of use under Permit G-13444. The Department assigned the application number T-9241.
2. On November 27 and 30, 2007, Russ Dodge (CWRE #041) submitted a revised application and map, complete land use information and the remaining application fees, on behalf of the applicant, thus completing the permit amendment application.
3. The permit to be amended is as follows:

Permit: G-13444, in the name of LAPINE WATER DISTRICT
Use: QUASI-MUNICIPAL
Priority Date: NOVEMBER 8, 1993
Quantity: 2.23 CUBIC FEET PER SECOND (CFS)
Source: A WELL, in the Long Prairie Slough Basin
Date of Complete Application of Water: October 1, 2012

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

Authorized Point of Appropriation (POA):

Twp	Rng	Mer	Sec	¼ ¼	Location
22 S	11 E	WM	18	NW SE	1244 feet South and 672 feet East from the center ¼ corner of Section 18

Authorized Place of Use:

QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	¼ ¼
22 S	10 E	WM	10	SE SE
22 S	10 E	WM	11	SW SW
22 S	10 E	WM	11	SE SW
22 S	10 E	WM	13	NW NW
22 S	10 E	WM	13	SW NW
22 S	10 E	WM	13	NW SW
22 S	10 E	WM	13	SW SW
22 S	10 E	WM	14	NE NE
22 S	10 E	WM	14	NW NE
22 S	10 E	WM	14	SW NE
22 S	10 E	WM	14	SE NE
22 S	10 E	WM	14	NE NW
22 S	10 E	WM	14	NW NW
22 S	10 E	WM	14	SW NW
22 S	10 E	WM	14	SE NW
22 S	10 E	WM	14	NE SW
22 S	10 E	WM	14	NW SW
22 S	10 E	WM	14	SW SW
22 S	10 E	WM	14	SE SW
22 S	10 E	WM	14	NE SE
22 S	10 E	WM	14	NW SE
22 S	10 E	WM	14	SW SE
22 S	10 E	WM	14	SE SE
22 S	10 E	WM	15	NE NE
22 S	10 E	WM	15	SE NE
22 S	10 E	WM	15	NE SE

4. Application T-9241 proposes to change the point of appropriation (well) of the permit to two new wells located as follows:

Twp	Rng	Mer	Sec	¼ ¼	Location	Approximate Distance from Authorized Well
22 S	11 E	WM	18	NW SE	Well 1 – 1240.5 feet South and 804 feet East from the center ¼ corner of Section 18	130 feet East
22 S	11 E	WM	18	NW SE	Well 2 – 1143 feet South and 1085 feet East from the center ¼ corner of Section 18	425 feet Northeast

5. Application T-9241 also proposes to change the place of use of the permit to:

QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	¼ ¼
21 S	10 E	WM	36	NE NE*
21 S	10 E	WM	36	NW NE*
21 S	10 E	WM	36	SW NE*
21 S	10 E	WM	36	SE NE*
21 S	10 E	WM	36	SE SW*
21 S	10 E	WM	36	NE SE*
21 S	10 E	WM	36	NW SE*
21 S	10 E	WM	36	SW SE*
21 S	10 E	WM	36	SE SE*
22 S	10 E	WM	1	NW NE*
22 S	10 E	WM	1	NE NW*
22 S	10 E	WM	1	NW NW*
22 S	10 E	WM	1	SW NW*
22 S	10 E	WM	1	SE NW*
22 S	10 E	WM	1	NW SW*
22 S	10 E	WM	1	SW SW*
22 S	10 E	WM	2	NE NE*
22 S	10 E	WM	2	SE NE*
22 S	10 E	WM	2	SE SW*
22 S	10 E	WM	2	NE SE*
22 S	10 E	WM	2	NW SE*
22 S	10 E	WM	2	SW SE*
22 S	10 E	WM	2	SE SE*
22 S	10 E	WM	10	NE SE*
22 S	10 E	WM	10	SE SE
22 S	10 E	WM	11	NE NE*
22 S	10 E	WM	11	NW NE*

QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	¼ ¼
22 S	10 E	WM	11	SW NE*
22 S	10 E	WM	11	SE NE*
22 S	10 E	WM	11	NE NW*
22 S	10 E	WM	11	NW NW*
22 S	10 E	WM	11	SW NW*
22 S	10 E	WM	11	SE NW*
22 S	10 E	WM	11	NE SW*
22 S	10 E	WM	11	NW SW*
22 S	10 E	WM	11	SW SW
22 S	10 E	WM	11	SE SW
22 S	10 E	WM	11	NE SE*
22 S	10 E	WM	11	NW SE*
22 S	10 E	WM	11	SW SE*
22 S	10 E	WM	11	SE SE*
22 S	10 E	WM	12	NE NW*
22 S	10 E	WM	12	NW NW*
22 S	10 E	WM	12	SW NW*
22 S	10 E	WM	12	SE NW*
22 S	10 E	WM	12	NW SW*
22 S	10 E	WM	12	SW SW*
22 S	10 E	WM	13	NW NW
22 S	10 E	WM	13	SW NW
22 S	10 E	WM	13	NW SW
22 S	10 E	WM	13	SW SW
22 S	10 E	WM	14	NE NE
22 S	10 E	WM	14	NW NE
22 S	10 E	WM	14	SW NE
22 S	10 E	WM	14	SE NE
22 S	10 E	WM	14	NE NW
22 S	10 E	WM	14	NW NW
22 S	10 E	WM	14	SW NW
22 S	10 E	WM	14	SE NW
22 S	10 E	WM	14	NE SW
22 S	10 E	WM	14	NW SW
22 S	10 E	WM	14	SW SW
22 S	10 E	WM	14	SE SW
22 S	10 E	WM	14	NE SE

QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	¼ ¼
22 S	10 E	WM	14	NW SE
22 S	10 E	WM	14	SW SE
22 S	10 E	WM	14	SE SE
22 S	10 E	WM	15	NE NE
22 S	10 E	WM	15	SE NE
22 S	10 E	WM	15	NE SE
* = indicates proposed place of use.				

6. Notice of the application for the permit amendment was published in the Department's weekly notice on September 17, 2002, pursuant to ORS 540.520(5). No comments were filed in response to the notices.
7. The changes would not result in injury to other water rights.
8. The proposed place of use is owned and/or controlled by the permit holder.
9. The changes do not enlarge the permit.
10. The changes do not alter any other terms of the permit.
11. The proposed place of use is contiguous to the authorized place of use.

Conclusions of Law

The changes in point of appropriation and place of use proposed by Permit Amendment Application T-9241 are consistent with the requirements of ORS 537.211.

Now, therefore, it is ORDERED:

The changes and subsequent use of water shall be subject to the following conditions:

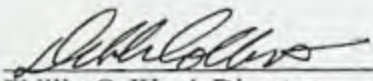
1. The combined quantity of water diverted at the new points of appropriation shall not exceed the quantity of water lawfully available at the original point of appropriation.
2. Water shall be acquired from the same ground water source as the original point of appropriation.
3. Prior to water use from the proposed points of appropriation, the permittee shall install meters or other suitable measuring devices as approved by the Director. The permittee shall maintain the meters or measuring devices in good working order, and shall keep a complete record of the amount of water used each month and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be

required by the Director. Further, the Director may require the permittee to report general water use information, including the place and nature of use of water under the permit.

The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

4. All other terms and conditions of Permit G-13444 remain the same.
5. Permit G-13444, in the name of LaPine Water District, is amended as described herein.

Dated at Salem, Oregon this 7 day of March, 2008.


Phillip C. Ward, Director

Mailing date: MAR 13 2008

STATE OF OREGON

COUNTY OF DESCHUTES

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

LAPINE WATER COMPANY, PAT GISLER
1470 NE 1ST STREET #100
BEND, OREGON 97701-4267

(503)389-5800

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

APPLICATION FILE NUMBER: G-13552

SOURCE OF WATER: A WELL IN THE LONG PRAIRIE SLOUGH BASIN

PURPOSE OR USE: QUASI-MUNICIPAL

MAXIMUM RATE: 2.23 CUBIC FOOT PER SECOND

PERIOD OF USE: YEAR ROUND

DATE OF PRIORITY: NOVEMBER 8, 1993

POINT OF DIVERSION LOCATION: NW 1/4 SE 1/4, SECTION 18, T22S, R11E,
W.M.; 1244 FEET SOUTH & 672 FEET EAST FROM THE C 1/4 CORNER SECTION 18

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SE 1/4 SE 1/4
SECTION 10

SW 1/4 SW 1/4
SE 1/4 SW 1/4
SECTION 11

NW 1/4 NW 1/4
SW 1/4 NW 1/4
NW 1/4 SW 1/4
SW 1/4 SW 1/4
SECTION 13

ALL
SECTION 14

ASSIGNED, See Mms. Res. Vol.

8 530-53

NE 1/4 NE 1/4
SE 1/4 NE 1/4
NE 1/4 SE 1/4
SECTION 15

+ 566

TOWNSHIP 22 SOUTH, RANGE 10 EAST, W.M.

T 22S R 10E

Application G-13552 Water Resources Department

PERMIT G-13444

Measurement, recording and reporting conditions:

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

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

Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

Within 2 years of permit issuance, the permittee shall submit a water management and conservation plan consistent with OAR Chapter 690, Division 86.

STANDARD CONDITIONS

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

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

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to

the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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

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

Actual construction of the well shall begin by August 12, 1999. Complete application of water to the use shall be made on or before October 1, 2002. Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

Issued August 12, 1998

Dwight Ford for

Martha O. Pagel, Director
Water Resources Department

Application G-13552 Water Resources Department
Basin 05 Volume 1A LT DESCHUTES R MISC
RWK MGMT.CODES 7BG 7BR 7JG 7JR

PERMIT G-13444
District 11

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Permit Amendment	)	FINAL ORDER APPROVING
T-9241, Deschutes County	)	CHANGES IN POINT OF
	)	APPROPRIATION AND PLACE
	)	OF USE

Authority

ORS 537.211 establishes the process in which a water right permit holder may submit a request to change the point of appropriation and/or place of use authorized under an existing water right permit.

Applicant

LAPINE WATER DISTRICT
PO BOX 2867
LAPINE, OR 97739

Findings of Fact

Background

1. On September 6, 2002, LaPine Water District, filed an application to amend the point of appropriation and place of use under Permit G-13444. The Department assigned the application number T-9241.
2. On November 27 and 30, 2007, Russ Dodge (CWRE #041) submitted a revised application and map, complete land use information and the remaining application fees, on behalf of the applicant, thus completing the permit amendment application.

3. The permit to be amended is as follows:

Permit: G-13444, in the name of LAPINE WATER DISTRICT
Use: QUASI-MUNICIPAL
Priority Date: NOVEMBER 8, 1993
Quantity: 2.23 CUBIC FEET PER SECOND (CFS)
Source: A WELL, in the Long Prairie Slough Basin
Date of Complete Application of Water: October 1, 2012

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

Authorized Point of Appropriation (POA):

Twp	Rng	Mer	Sec	¼ ¼	Location
22 S	11 E	WM	18	NW SE	1244 feet South and 672 feet East from the center ¼ corner of Section 18

Authorized Place of Use:

QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	¼ ¼
22 S	10 E	WM	10	SE SE
22 S	10 E	WM	11	SW SW
22 S	10 E	WM	11	SE SW
22 S	10 E	WM	13	NW NW
22 S	10 E	WM	13	SW NW
22 S	10 E	WM	13	NW SW
22 S	10 E	WM	13	SW SW
22 S	10 E	WM	14	NE NE
22 S	10 E	WM	14	NW NE
22 S	10 E	WM	14	SW NE
22 S	10 E	WM	14	SE NE
22 S	10 E	WM	14	NE NW
22 S	10 E	WM	14	NW NW
22 S	10 E	WM	14	SW NW
22 S	10 E	WM	14	SE NW
22 S	10 E	WM	14	NE SW
22 S	10 E	WM	14	NW SW
22 S	10 E	WM	14	SW SW
22 S	10 E	WM	14	SE SW
22 S	10 E	WM	14	NE SE
22 S	10 E	WM	14	NW SE
22 S	10 E	WM	14	SW SE
22 S	10 E	WM	14	SE SE
22 S	10 E	WM	15	NE NE
22 S	10 E	WM	15	SE NE
22 S	10 E	WM	15	NE SE

4. Application T-9241 proposes to change the point of appropriation (well) of the permit to two new wells located as follows:

Twp	Rng	Mer	Sec	¼ ¼	Location	Approximate Distance from Authorized Well
22 S	11 E	WM	18	NW SE	Well 1 – 1240.5 feet South and 804 feet East from the center ¼ corner of Section 18	130 feet East
22 S	11 E	WM	18	NW SE	Well 2 – 1143 feet South and 1085 feet East from the center ¼ corner of Section 18	425 feet Northeast

5. Application T-9241 also proposes to change the place of use of the permit to:

QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	¼ ¼
21 S	10 E	WM	36	NE NE*
21 S	10 E	WM	36	NW NE*
21 S	10 E	WM	36	SW NE*
21 S	10 E	WM	36	SE NE*
21 S	10 E	WM	36	SE SW*
21 S	10 E	WM	36	NE SE*
21 S	10 E	WM	36	NW SE*
21 S	10 E	WM	36	SW SE*
21 S	10 E	WM	36	SE SE*
22 S	10 E	WM	1	NW NE*
22 S	10 E	WM	1	NE NW*
22 S	10 E	WM	1	NW NW*
22 S	10 E	WM	1	SW NW*
22 S	10 E	WM	1	SE NW*
22 S	10 E	WM	1	NW SW*
22 S	10 E	WM	1	SW SW*
22 S	10 E	WM	2	NE NE*
22 S	10 E	WM	2	SE NE*
22 S	10 E	WM	2	SE SW*
22 S	10 E	WM	2	NE SE*
22 S	10 E	WM	2	NW SE*
22 S	10 E	WM	2	SW SE*
22 S	10 E	WM	2	SE SE*
22 S	10 E	WM	10	NE SE*
22 S	10 E	WM	10	SE SE
22 S	10 E	WM	11	NE NE*
22 S	10 E	WM	11	NW NE*

QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	¼ ¼
22 S	10 E	WM	11	SW NE*
22 S	10 E	WM	11	SE NE*
22 S	10 E	WM	11	NE NW*
22 S	10 E	WM	11	NW NW*
22 S	10 E	WM	11	SW NW*
22 S	10 E	WM	11	SE NW*
22 S	10 E	WM	11	NE SW*
22 S	10 E	WM	11	NW SW*
22 S	10 E	WM	11	SW SW
22 S	10 E	WM	11	SE SW
22 S	10 E	WM	11	NE SE*
22 S	10 E	WM	11	NW SE*
22 S	10 E	WM	11	SW SE*
22 S	10 E	WM	11	SE SE*
22 S	10 E	WM	12	NE NW*
22 S	10 E	WM	12	NW NW*
22 S	10 E	WM	12	SW NW*
22 S	10 E	WM	12	SE NW*
22 S	10 E	WM	12	NW SW*
22 S	10 E	WM	12	SW SW*
22 S	10 E	WM	13	NW NW
22 S	10 E	WM	13	SW NW
22 S	10 E	WM	13	NW SW
22 S	10 E	WM	13	SW SW
22 S	10 E	WM	14	NE NE
22 S	10 E	WM	14	NW NE
22 S	10 E	WM	14	SW NE
22 S	10 E	WM	14	SE NE
22 S	10 E	WM	14	NE NW
22 S	10 E	WM	14	NW NW
22 S	10 E	WM	14	SW NW
22 S	10 E	WM	14	SE NW
22 S	10 E	WM	14	NE SW
22 S	10 E	WM	14	NW SW
22 S	10 E	WM	14	SW SW
22 S	10 E	WM	14	SE SW
22 S	10 E	WM	14	NE SE

QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	¼ ¼
22 S	10 E	WM	14	NW SE
22 S	10 E	WM	14	SW SE
22 S	10 E	WM	14	SE SE
22 S	10 E	WM	15	NE NE
22 S	10 E	WM	15	SE NE
22 S	10 E	WM	15	NE SE
* = indicates proposed place of use.				

6. Notice of the application for the permit amendment was published in the Department's weekly notice on September 17, 2002, pursuant to ORS 540.520(5). No comments were filed in response to the notices.
7. The changes would not result in injury to other water rights.
8. The proposed place of use is owned and/or controlled by the permit holder.
9. The changes do not enlarge the permit.
10. The changes do not alter any other terms of the permit.
11. The proposed place of use is contiguous to the authorized place of use.

Conclusions of Law

The changes in point of appropriation and place of use proposed by Permit Amendment Application T-9241 are consistent with the requirements of ORS 537.211.

Now, therefore, it is ORDERED:

The changes and subsequent use of water shall be subject to the following conditions:

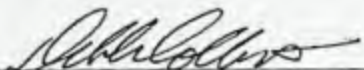
1. The combined quantity of water diverted at the new points of appropriation shall not exceed the quantity of water lawfully available at the original point of appropriation.
2. Water shall be acquired from the same ground water source as the original point of appropriation.
3. Prior to water use from the proposed points of appropriation, the permittee shall install meters or other suitable measuring devices as approved by the Director. The permittee shall maintain the meters or measuring devices in good working order, and shall keep a complete record of the amount of water used each month and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be

required by the Director. Further, the Director may require the permittee to report general water use information, including the place and nature of use of water under the permit.

The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

4. All other terms and conditions of Permit G-13444 remain the same.
5. Permit G-13444, in the name of LaPine Water District, is amended as described herein.

Dated at Salem, Oregon this 7 day of March, 2008.


Phillip C. Ward, Director

pu
Mailing date: MAR 13 2008



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

Application for Extension of Time for Municipal and Quasi-Municipal Water Use Permits

Make use of this form, *Application for Extension of Time for Municipal and Quasi-Municipal Water Use Permits*, only if the permit uses the word "Municipal" or "Quasi-municipal" in the description of the purpose or use to which water is to be applied.

TO THE DIRECTOR OF THE OREGON WATER RESOURCES DEPARTMENT

A separate extension application must be submitted for each permit as per OAR 690-315-0070(2). This page, with an original signature by the permit holder of record, must accompany the extension of time application.

This application and a summary of review criteria and procedures that are generally applicable to this application are available at <http://www.wrd.state.or.us/OWRD/PUBS/forms.shtml>

I, City of La Pine, Oregon

NAME OF PERMIT HOLDER [OAR 690-315-0070(1) and (3)(a)]

Richard Nored, P.E.

NAME OF CONTACT

PO Box 3055

ADDRESS

La Pine

CITY

OR

STATE

97739

ZIP

541.536.1432 or 541.269.1166

PHONE

rnored@hgel.com

E-MAIL ADDRESS

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the permit holder of:

Application Number G-13552

SEP 10 2012

Permit Number G-13444

[OAR 690-315-0070(3)(b)]

SALEM, OR

do hereby request that the time in which to:

- ☐ complete 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, ____, be extended to October 1, ____,

and/or the time in which to:

- ☒ apply water to full beneficial use under the terms and conditions of the permit, which time now expires on October 1, 2012, be extended to October 1, 2022.

I am the permittee, or have written authorization from the permittee, to apply for an extension of time under this permit. I certify that the information I have provided in this application is true and correct to the best of my knowledge.

Signature

STEVEN HASSON
CITY MANAGER

Date

9/7/12

SEP 10 2012

SALEM, OR

Before submitting, make sure the following items are included:

- Completed Application for Extension of Time
- Statutory fee of \$500 (ORS 536.050)
- Signature page (page 1 of application) for Application for Extension of Time
- All supporting documentation and/or evidence referenced in the Application for Extension of Time

MAIL COMPLETED APPLICATION

along with the

\$500 STATUTORY FEE (ORS 536.050) TO:

**Water Resources Department
Attn: Water Right Permit Extensions
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266**



GENERAL TIPS:

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SALEM, OR

- A separate Application for Extension of Time must be submitted for each permit. OAR 690-315-0070(2).
- Request the reasonable amount of time necessary to fully develop the permit and complete the project. If you don't request enough time, OWRD may be unable to find that you can complete the project within the time requested.
- Permit extensions for Municipal and Quasi-Municipal permits are evaluated under OAR Chapter 690, Division 315. Except under limited circumstances (see OAR 690-315-0090), upon issuance of an order approving an extension of time, the permit holder will be required to submit a Water Management and Conservation Plan (WMCP) under OAR Chapter 690, Division 86 within 3 years. Diversion of water beyond the maximum rate currently diverted under the permit shall only be authorized upon approval of a WMCP. These rules may be viewed at: <http://www.wrd.state.or.us/OWRD/LAW/index.shtml>.
- The Application for Extension of Time includes detailed tips and instructions to help you respond to each item of the application. Oregon water law and administrative rules require the OWRD to consider each of these items when reviewing a municipal or quasi-municipal water use Application for Extension of Time. However, please feel free to provide OWRD with any additional information or evidence that will aid us in making our decision. Please note that OWRD may require other information that is necessary to evaluate the application. OAR 315-0070(3)(p).
- After careful review of the Application for Extension of Time, you may contact OWRD at (503) 986-0900, to ask questions and request assistance from a Permit Extensions Specialist in the Water Rights and Adjudications Division.
- Once an Application for Extension of Time is received by OWRD, it will be reviewed for completeness. OWRD will return any incomplete or deficient applications to the applicant. OAR 690-315-0080(1)(a).

Reference Materials Needed to Complete this Application

Below is a listing of the items that must be reviewed and considered when completing an Application for Extension of Time for a Municipal or Quasi-Municipal water use permit:

- The subject water right permit. If needed, a copy of the water right permit can be downloaded from the Department's Website at <http://www.wrd.state.or.us> (find the link to the Water Rights Information System (WRIS)). Or, a copy of the permit (or other documents) may be requested by water right application number from the Water Rights Division at 503-986-0900 (copy fees will apply).
- Water Management and Conservation Plan (OAR Chapter 690, Division 86), *if applicable*, per OWRD.
- Water System Master Plan, *if applicable*, per Oregon Health Division.

- Documentation which demonstrates compliance with permit conditions (for example, well construction logs; static water level measurement reports; annual water use reports; a long-term alternative water supply plan; a plan to monitor the effect of water use on ground water aquifers utilized under the permit, etc.).
- All other water rights (certificates, permits, permit amendments, transfers, and/or new applications) held by the applicant.

Definitions Pertinent to this Application for Extension of Time

Actual Construction - any physical work performed toward completion of the water system which demonstrates the water right permit holder's good faith and intention to complete the project with reasonable diligence. Actual construction does not include planning a diversion system, formulating a business plan, securing financing, letting contracts, purchasing but not installing equipment, or surveying. This definition applies to quasi-municipal permit holders, required under the applicable statute, and for municipal water use permits issued on or after June 29, 2005. OAR 690-315-0070(3)(c) and (d), and OAR 690-315-0020(3)(d)(A)and(B).

C-Date – the date specified in the permit for complete application of water.

Permitted Time Period - period of time between the date when the permit was signed *and* the date specified in the permit for complete application of water

Time Period of the Previous Extension – *For the 2nd Application for Extension of Time* - period of time between the date specified in the permit for complete application of water and the new "extended to date" for complete application of water specified in the 1st approved extension.

For the 3rd, 4th, or . . . nth Application for Extension of Time - period of time between the "extended from date" for complete application of water and the "extended to date" for complete application of water specified in the most recently approved extension.

Undeveloped Portion of the Permit - the portion of the permit that is the difference between the maximum rate, or duty if applicable, specified in the permit and the maximum rate, or duty if applicable, diverted for beneficial use before the extension. OAR 690-315-0010(6)(g).

Work and Actions Accomplished - includes both physical work and other activities associated with the development of the water right, such as: water management planning; conservation planning; development of a water master plan for the Oregon Health Division; planning of a diversion system; demand forecasting; flow or water quality monitoring; source evaluation; entry into intergovernmental agreements for water delivery; property acquisition; engagement in governmental permitting or project financing; procurement of planning, design or construction services; surveying; and any physical work performed toward completion of the system and development of the right (e.g., pumps; pipes; well construction; treatment plant/facilities; transmission systems; distribution systems; and/or intake structures). OAR 690-315-0080(4).

Completing the Extension of Time Application for Quasi-Municipal or Municipal Use Permits

Please provide the information requested by item numbers 1-13. OWRD will use this information to evaluate your Application for Extension of Time.



TIP:

When making a reference to any document, report, and/or plan:

- (1) reference the source document along with any page number(s), table(s) and/or chart(s) used in the response, and*
- (2) include a copy of the source document (or appropriate pages) with the extension application.*

[OAR 690-315-0070(3)]

1. **Submit the appropriate extension of time fee (\$500), as specified under ORS 536.050.**
If the extension application fee has already been paid, please provide indicate why and when it was paid. *The statute for this fee may be viewed at www.leg.state.or.us/ors/536.html.*

[OAR 690-315-0070(3)(c)]

2. **For Quasi-Municipal water use permit holders, provide evidence of the actions taken to begin actual construction on the project if required under the applicable statute.** All Quasi-Municipal permits issued prior to October 23, 1999, are generally required to begin actual construction within one (1) year.



TIP:

See Definition of "Actual Construction"

Begin Date: May-12. **Construction of Wells and Water System began.**
(month/year) (details)

[OAR 690-315-0070(3)(d)]

3. **For Municipal water use permits issued on or after June 29, 2005, evidence of the actions taken to begin actual construction on the project.**



TIP:

See definition of "Actual Construction"

Begin Date: _____. **Construction of _____ began.**
(month/year) (details)

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4. Provide a description of financial expenditures and evidence of actions taken to develop the water right permit within the permitted time period and, if applicable, within the time period of the most recent extension granted. *Present the list in chronological order in Chart-I.*

**TIP:**

See definitions of "Permitted Time Period", "C-Date", "Time Period of the Previous Extension", "Actual Construction" and "Work and Actions Accomplished".

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CHART-I

SALEM, OR

INSERT DATES	ALL WORK AND ACTIONS ACCOMPLISHED BEFORE PERMIT WAS ISSUED <i>List work/actions done before the permitted was issued – e.g. Well drilled.</i>	COST
INSERT DATES	ALL WORK AND ACTIONS ACCOMPLISHED DURING PERMITTED TIME PERIOD (after permit was issued and prior to permit "C-date") <i>List work/actions done during the permitted time period.</i>	COST
	Date the permit was signed - find date above signature on last page of permit.	
8/12/1998	Permit was Signed	
8/30/1998	Applications for Federal Assistance	\$20,000
	Date the permit specified "Actual Construction Work" shall begin ("A-Date") - not all permits contain this date.	
8/12/1999	Specified Actual Construction Work Shall Begin.	
3/14/2001	Executed Engineering Agreement for Design and Construction Management	\$1.35 M
7/5/2001	Federal Letter of Conditions for Construction	
5/24/2002	Executed Contracts for Water System Construction	
9/24/2002	Water Rights Permit Extension Request to OWRD	\$1,000
10/1/2002	Date the permit specified complete application of water to the use shall be made ("C-Date") - all permits contain this date.	
INSERT DATES	ALL WORK AND ACTIONS ACCOMPLISHED AFTER PERMIT "C-Date" and PRIOR TO THE MOST RECENT EXTENSION OF TIME REQUEST <i>For the 1st Application for Extension of Time: List work/actions done after the permit "C-date" up to the date of this extension request.</i> <i>For Other than the 1st Application for Extension of Time: List any work/actions done after the permit C-Date but prior to the most recent extension.</i>	COST
9/25/2003	Completed Well Construction	\$490,000
6/25/2004	Completed Water System Construction	\$3,119,000
3/25/2004	Began Water Service Usage by La Pine Residents	
2/1/2005	OWRD Final Order Approving First WMCP (received 1-16-2001)	
11/1/2007	Extension of Time Application for Permit G-13444 Received by OWRD	\$1,000

CHART-I (continued)		
INSERT DATES	ALL WORK AND ACTIONS ACCOMPLISHED DURING THE MOST RECENT EXTENSION OF TIME GRANTED <i>For Other than 1st Application for Extension of Time: List any work/actions done during the time period most recent extension.</i>	COST
10/1/2007	Date of the last "Extended From Date" for complete application of water (used on the most recently approved extension of time).	
3/7/2008	OWRD Final Order of Approval for Permit Amendment T-9241 to change POA	
10/1/2009	Due date for District's Updated WMCP	
10/1/2012	New Extended Deadline for Complete Application of Water to Beneficial Use	
10/1/2012	Last "Extended To" date for complete application of water (resulting from the most recently approved extension of time).	
INSERT DATES	ALL WORK AND ACTIONS ACCOMPLISHED AFTER THE MOST RECENT EXTENSION OF TIME GRANTED <i>List work/actions done after the last authorized date for complete application of water has passed.</i>	COST
RECEIVED BY OWRD		
SEP 10 2012		
SALEM, OR		
Total Cost to Date		\$4,997,400.00

[OAR 690-315-0070(3)(f)]

5. Provide evidence of compliance with conditions contained in the original permit, in any previous extension(s), and/or in any permit amendments (Chart II), or the reason the condition was not satisfied (Chart III).

Conditions requiring a response in the extension of time application include those which:

- Stipulate a specific date by which the permit holder was to accomplish a specific action, such as a condition that requires plans and specifications for a reservoir, a Water Management and Conservation Plan, a ground water monitoring plan or some other document which "...shall be submitted...within two years of permit issuance." If your permit requires submittal of a Water Conservation and Management Plan, please indicate the date the plan was submitted to or approved by OWRD, or whether it is still being drafted, etc.;
- and/or
- Are triggered by the use of water, but do not stipulate a specific date. These conditions represent a milestone in development of the project and use of water, such as the permit holder, "shall install...a water meter or other suitable measuring device approved by the Director...before any use of water begins." Another common condition triggered by the use of water is that; "fish screens are to be installed according to Oregon Department of Fish and Wildlife specifications."

SEP 10 2012

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**TIP:**

Any supporting documentation submitted to demonstrate compliance with time-sensitive permit conditions or any conditions from prior permit extension(s) must be clearly referenced and may include, but is not limited to: well construction logs; static water level measurement reports, annual water use reports; a Water Management and Conservation Plan; an alternative long-term water supply plan; and/or a plan to monitor the effect of water use on ground water aquifers utilized under the permit. If needed, please contact OWRD for assistance in identifying and/or interpreting which conditions in the water permit are pertinent to the Application for Extension of Time.

- 5-A) Describe how each condition has been complied with. Include conditions contained in the original permit (and, if applicable, each condition contained in any order approving a permit amendment and/or a final order approving a prior extension of time). Include the date when the condition was satisfied.**

CHART-II

Condition No.**	Date Satisfied	Describe How Permit Condition Has Been Satisfied
A	9/25/2003	Permittee Installed Water Meter on Each Well and has Maintained Continous Operation
B	9/25/2003	Permittee Has Allowed Watermaster Access to Meter at All Times
C	12/1/2000	Permitted Submitted first WMCP Before Money was Obtained for Construction of Water System
D	9/1/2003	Construction of Wells in Accordance with General Construction and Maintenance of Water Wells in Oregon. Plans for Construction Approved by Oregon Human Services Division, Drinking Water Section
E	9/1/2003	Construction Included a Usable Access Port, Air Line, and Pressure Gauge to Monitor water Level in Each of the Two Wells Provided.
f	9/1/2003	La Pine worked Closely with Deschutes County Planning in developing Water System Improvements, and All Construction was in Compliance with Statewide and Deschutes County Land Use Goals and Plans.

** Condition No: Attach a copy of the permit and, if applicable, any prior permit extensions or permit amendments with conditions identified and hand-numbered in a continuous number sequence throughout all such documents. Responses to Items 5-A and 5-B should reference each condition by number to correspond with the hand-written number sequence on the attached documents containing permit conditions.

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

CHART-III

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

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[OAR 690-315-0070(3)(g)]

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



TIP: Documentary evidence substantiating the maximum instantaneous rate, or duty if applicable, of water appropriated as of the date of the extension may include, but is not limited to: water meter records; dedicated electrical meter records; business records; and/or a sworn affidavit.

6-A) For Surface Water Permit Extensions:



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

Maximum instantaneous rate used to date under this permit = _____ cfs, or
(cubic feet per second)

Maximum instantaneous rate used to date under this permit = _____ gpm, or
(gallons per minute)

Acre Feet stored to date under this permit = _____ AF

6-B) For Ground Water Permit Extensions:



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

CHART-IV

Well # as identified on Permit	Water User's Well #	Has this well been drilled?	IF DRILLED						
			Well Log Number E.g. MULT 60493	Well Tag Number E.g. # 40151 or N/A	Is the actual drilled location authorized on this permit or on a permit amendment? (See below)	Maximum instantaneous rate used to date from this well - - under <u>this permit</u> only (CFS or GPM)	Is this well authorized or utilized under any OTHER water rights?	If yes, provide the rate used from this well under each water right. (Typically the total of all uses from a single well will not exceed the well's pumping capacity.)	
								Permit, Certificate, or Transfer No.	Rate (CFS or GPM)
1	1	Yes ☒ No ☐	50208	82085	Yes ☒ No ☐	1.34 CFS	Yes ☐ No ☒	-	
2	2	Yes ☒ No ☐	50209	82089	Yes ☒ No ☐	1.34 CFS	Yes ☒ No ☐	-	

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	No ☐		No ☐		No ☐	-	
	Yes ☐		Yes ☐		Yes ☐	-	SALEM, OR
	No ☐		No ☐		No ☐	-	
	Yes ☐		Yes ☐		Yes ☐	-	
	No ☐		No ☐		No ☐	-	
Total instantaneous rate from all wells utilized under this permit					2.23		

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

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

Well # ____: Actual location: ____

Well # ____: Actual location: ____

[OAR 690-315-0070(3)(h)]

7. Provide an estimate of the current population served under this permit and a description of the methodology(ies) used to make the estimate.

Estimate the current population that is supplied water by the municipality or quasi-municipality and if applicable, current population served under this permit. Describe how that estimate was derived, or cite the source document from which the data was obtained. Include any calculations, formulas, supporting documentation, including copies of source documents.

Current Population: 1,030 as of Year: 2012

Methodology used to estimate current population served: Estimated 62% of 2010 Census population currently served by water system, based on an actual house count.

[OAR 690-315-0070(3)(p)]

8. Report the current peak water demand of the current population served, and a description of the methodology(ies) used to make the estimate.

Identify the total rate, or duty if applicable, of water being used to meet the current peak demand for water from all water rights held by the municipal or quasi-municipal entity. This must be reported in the same units of measurement as specified in the permits, being cfs (cubic feet per second), gpm (gallons per minute), and/or AF (acre-feet – usually only specified on a reservoir right to store water). This total rate should be based on the information provided on "Attachment A" in the column named "Max Amount of Beneficial Water Used to Date" [under Item 10-A (a)].

Current Peak Water Demand: 1.5cfs as of Year: 2012

Methodology used to estimate current peak demand: Flow meter from well, plus estimated drop in reservoir levels during peak demand periods.

[OAR 690-315-0070(3)(k)]

9. **Provide a summary of any events that delayed completion of the water development or application of water to full beneficial use, including other governmental requirements (if any), relating to the project that have significantly delayed completion of construction or perfection of the right.**



TIP: *Such events may include, but are not limited to: the size and scope of the project; financing and/or cash flow issues; local referendums or initiatives; actual growth rates; economic downturns; loss of territory to annexation; water conservation efforts; the need to meet other governmental requirements relating to the project; natural disasters and severe weather; and/or any other events over which the water right permit holder had no control and which delayed development under the permit.*

Original water sytem completed. City of La Pine incorporated in 2006, and would like to expand service area to include all residents of City.

[OAR 690-315-0070(3)(l)]

- 10-A. **Provide an estimated demand projection and a description of the methodology(ies) used for the subject water right permit, considering the other water rights held by the municipal or quasi-municipal water use permit holder, and a date by which the water development is anticipated to be completed and water put to full beneficial use.**

In developing your estimated demand projections for the permit being extended, you should include the following items:

- a) **Inventory of Water Rights Held**
List all water rights held, including this permit, currently held by the permit holder. Use the format shown in "Attachment A" (see last page of this Application for Extension of Time). A link to the Water Rights Information System (WRIS), accessed through OWRD's website at <http://www.wrd.state.or.us> may be a helpful source for compiling this information.

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TIP: *Use limitations include any factors affecting the use of a water right, such as: used for system redundancy; used for emergency back-up water supply; climate patterns or turbidity result in seasonal unavailability; not used due to water quantity issues, etc.*

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b) Water Supply Contracts and/or Agreements

List any water supply contracts or agreements for water that will be supplied by the permit holder to other entities.

N/A

List any water supply contracts or agreements for water that will be supplied from other entities that the permit holder will depend on to meet its own current or anticipated future water needs.

c) Projected Population

Identify the projected population growth rate. The population projection must be extended out, at a minimum, to the year requested for complete application of water. Describe the methodology used to create the population projections such as historical growth rates or any factors affecting growth trends.

Population Growth Rate: 3%

Projected Population: 2,320 as of Year: 2022

Methodology used to estimate projected population and population growth rate: Deschutes County Community Development Population Projections.

d) Future Peak Water Demands

Identify the projected peak water. The peak water demand projection must be extended out, at a minimum, to the year requested for complete application of water. Describe the methodology used to create the water demand projection, such as historical growth rates or any factors affecting growth trends. Include a summary of how the subject permit, and other water rights and /or supply contracts held by the permit holder are planned or expected to be used to meet anticipated future water needs

Projected Peak Water Demand: 2.23 cfs as of Year: 2045

Methodology used to estimate peak water demand: Peak Daily Usage/Cap. and Population Projections.

e) Potential Growth

Describe the potential for growth of the service area (such as the annexation of lands or new industrial and/or commercial ventures locating within the service area) and describe how those projects are expected to affect future water demands.

Industrial growth is planned, and will require additional water rights to be obtained with mitigation credits.

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f) Completion Date

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Provide the date by which the water development is anticipated to be completed and water put to full beneficial use. **October 1, 2022**

[OAR 690-315-0070(3)(l)]

- 10-B. Application for Extension of Time requests for greater than 50 years must include documentation that the demand projection is consistent with the amount and types of lands and uses proposed to be served by the permit holder.**



TIP: *If you are requesting an extension of greater than 50 years, it is very important to provide all available documentation (including estimates, projections, other related information, and all associated data) supporting the position that the demand projection is consistent with the amount and type of lands and uses to be served by the permit holder.*

Show that permit holder's potential for future growth and expansion is feasible and consistent with the amounts and types of lands and uses proposed to be served. Information that may be addressed includes, but is not limited to: land use plan(s); current service area(s) in relation to the urban growth boundary; amounts of lands currently un-served and available for future development; and/or low-density vs. high-density areas.

N/A

[OAR 690-315-0070(3)(j) and OAR 690-315-0070(3)(m)]

- 11. Provide an estimate of the costs to complete water development and summary of the future plan and schedule to complete construction and/or perfect the water right.**

Considering the demand projections in Item 10-A, describe major future work and actions that must be accomplished in order to fully develop and perfect the subject permit. Provide a list of the major planning, work and/or actions needed, the approximate time frames, and estimated costs anticipated to complete the water development within the parameters of this permit. The review of a Capital Improvement Plan (CIP) or other system infrastructure improvement plans may help when formulating a response.

CHART-V

APPROXIMATE DATE RANGE	WORK AND ACTIONS TO BE ACCOMPLISHED	ESTIMATED COST
10/1/2012	Extension of Time Request	\$1,000.00
10/1/2012	Revised WMCP	\$2,300.00
10/15/2012	Approval of Extension Time Request	\$500.00
10/30/2012	Approval of Revised WMCP	\$1,600.00

10/30/2014	Water System Expansion to Serve Cagle Area	\$8,300,000.00
10/1/2022	Claim of Beneficial Usage Request	\$2,500.00
Year: <u>2022</u>	Date intend to apply water to full beneficial use under the terms and conditions of this permit.	
Estimated Total Cost to Complete Development		\$8,307,900.00

[OAR 690-315-0070(3)(n)]

12. Justify the time requested to complete the project and/or apply the water to full beneficial use.

A justification should integrate information from Items 5-B, 6-A or 6-B, 9, 10-A, and 11 of this application, and should include any other information or evidence to establish that the requested amount of time is reasonable, and that you will be able to complete the project within the amount of time requested.

La Pine Water District held this permit until 2012. The District obtained financing to expand District to serve all residents of City. City of La Pine delayed project until District was absorbed into City, but has plans to reapply for needed financing to provide water service to all residents of the City. Industrial growth could reduce the time frame for application of water to full beneficial use.

[OAR 690-315-0070(3)(o)]

13. Provide any other information you wish OWRD to consider while evaluating the Application for Extension of Time

City infrastructure is complete to serve 62% of the current residential population. Service to remainder of community will utilize water authorized under permit. Extension of time is necessary to complete planning process for use of water allocated by permit.

[OAR 690-315-0070(3)(q)]

14. For Municipal water use permits issued before November 2, 1998, for the first extension issued after June 29, 2005, provide a copy of any agreements regarding use of the undeveloped portion of the permit between the permit holder and a federal or state agency that include conditions or required actions that maintain the persistence of listed fish species in the portions of the waterways affected by water use under the permit.

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Water Rights Inventory for (Name of Entity) City of La Pine, Oregon

(List of All Permits, Permit Amendments, Certificates, Transfers, New Applications)

Ground Water

Application No.	Permit No.	Priority Date	Certificate No.	P.A. ¹ or Transfer No.	Source of water identified in water right	Facility Name used by entity	Use	Rate identified in water right (cfs or AF)	Actual Diversion	Authorized Completion Date ²	Notes or Limitations to water use ³
									Maximum Instantaneous Rate Diverted to Date (cfs)		
G-13532	G-13444	11/9/1993			Wells	Wells # 1 and # 2	Quasi-Municipal	2.23 cfs	1.52	10/1/2002	None
G-13532	G-13444			T-9241	Wells	Well # 1 and # 2	Quasi-Municipal	2.23 cfs	1.52	8/26/2003	None
G-13532	G-1344	11/1/2007			Wells	Well # 1 and Well # 2	Quasi-Municipal	2.23 cfs	1.52	10/1/2012	* Limited to 1.52 cfs until approval of WMCP

Surface Water

Application No.	Permit No.	Priority Date	Certificate No.	P.A. or Transfer No.	Source of water identified in water right	Facility Name used by entity	Use	Rate identified in water right (cfs or AF)	Actual Diversion	Authorized Completion Date	Notes or Limitations to water use
									Maximum Instantaneous Rate Diverted to Date (cfs)		

Pending New Water Right Applications

Application No.	Priority Date	Source	Proposed Use	Proposed Rate

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Attachment "A"
For Extension of Time Application

¹ P.A. = Permit Amendment

² Date by which full application of water is to be made within the terms and conditions of the permit (date will be specified in the permit or on the last extension Final Order).

³ If a particular water right certificate, permit, or transfer is not being utilized to meet current demands, or its use is somehow limited due to quality, seasonal, etc. limitations, or if the actual diversion rate is less than a certificated rate, please explain why.

G-17422	9/6/2011	Wells	Quasi-Municipal	1.4 cfs, 1013.0 AF

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STATE OF OREGON
COUNTY OF DESCHUTES

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

LAPINE WATER COMPANY, PAT GISLER
1470 NE 1ST STREET #100
BEND, OREGON 97701-4267

(503)389-5800

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

APPLICATION FILE NUMBER: G-13552

SOURCE OF WATER: A WELL IN THE LONG PRAIRIE SLOUGH BASIN

PURPOSE OR USE: QUASI-MUNICIPAL

MAXIMUM RATE: 2.23 CUBIC FOOT PER SECOND

PERIOD OF USE: YEAR ROUND

DATE OF PRIORITY: NOVEMBER 8, 1993

POINT OF DIVERSION LOCATION: NW 1/4 SE 1/4, SECTION 18, T22S, R11E,
W.M.; 1244 FEET SOUTH & 672 FEET EAST FROM THE C 1/4 CORNER SECTION 18

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SE 1/4 SE 1/4
SECTION 10

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SW 1/4 SW 1/4
SE 1/4 SW 1/4
SECTION 11

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NW 1/4 NW 1/4
SW 1/4 NW 1/4
NW 1/4 SW 1/4
SW 1/4 SW 1/4
SECTION 13

SALEM, OR

ALL
SECTION 14

DESIGNATED. See Minn. Rec. Vol.

Page

NE 1/4 NE 1/4
SE 1/4 NE 1/4
NE 1/4 SE 1/4
SECTION 15

TOWNSHIP 22 SOUTH, RANGE 10 EAST, W.M.

T 22S R 10E

Application G-13552 Water Resources Department

PERMIT G-13444

8 530-53
+ 566

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PAGE 2

Measurement, recording and reporting conditions: SALEM, OR

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

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

Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

Within 2 years of permit issuance, the permittee shall submit a water management and conservation plan consistent with OAR Chapter 690, Division 86.

STANDARD CONDITIONS

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

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

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to

the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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

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

Actual construction of the well shall begin by August 12, 1999. Complete application of water to the use shall be made on or before October 1, 2002. Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

Issued August 12, 1998

Dwight Ford for

Martha G. Pagel, Director
Water Resources Department

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Application G-13552 Water Resources Department
Basin 05 Volume 1A LT DESCHUTES R MISC
RWK MGMT.CODES 7BG 7BR 7JG 7JR

PERMIT G-13444
District 11

**BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON**

In the Matter of Permit Amendment	)	FINAL ORDER APPROVING
T-9241, Deschutes County	)	CHANGES IN POINT OF
	)	APPROPRIATION AND PLACE
	)	OF USE

Authority

ORS 537.211 establishes the process in which a water right permit holder may submit a request to change the point of appropriation and/or place of use authorized under an existing water right permit.

Applicant

LAPINE WATER DISTRICT
PO BOX 2867
LAPINE, OR 97739

Findings of Fact

Background

1. On September 6, 2002, LaPine Water District, filed an application to amend the point of appropriation and place of use under Permit G-13444. The Department assigned the application number T-9241.
2. On November 27 and 30, 2007, Russ Dodge (CWRE #041) submitted a revised application and map, complete land use information and the remaining application fees, on behalf of the applicant, thus completing the permit amendment application.
3. The permit to be amended is as follows:

Permit: G-13444, in the name of LAPINE WATER DISTRICT
Use: QUASI-MUNICIPAL
Priority Date: NOVEMBER 8, 1993
Quantity: 2.23 CUBIC FEET PER SECOND (CFS)
Source: A WELL, in the Long Prairie Slough Basin
Date of Complete Application of Water: October 1, 2012

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

Authorized Point of Appropriation (POA):

Twp	Rng	Mer	Sec	¼ ¼	Location
22 S	11 E	WM	18	NW SE	1244 feet South and 672 feet East from the center ¼ corner of Section 18

Authorized Place of Use:

QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	¼ ¼
22 S	10 E	WM	10	SE SE
22 S	10 E	WM	11	SW SW
22 S	10 E	WM	11	SE SW
22 S	10 E	WM	13	NW NW
22 S	10 E	WM	13	SW NW
22 S	10 E	WM	13	NW SW
22 S	10 E	WM	13	SW SW
22 S	10 E	WM	14	NE NE
22 S	10 E	WM	14	NW NE
22 S	10 E	WM	14	SW NE
22 S	10 E	WM	14	SE NE
22 S	10 E	WM	14	NE NW
22 S	10 E	WM	14	NW NW
22 S	10 E	WM	14	SW NW
22 S	10 E	WM	14	SE NW
22 S	10 E	WM	14	NE SW
22 S	10 E	WM	14	NW SW
22 S	10 E	WM	14	SW SW
22 S	10 E	WM	14	SE SW
22 S	10 E	WM	14	NE SE
22 S	10 E	WM	14	NW SE
22 S	10 E	WM	14	SW SE
22 S	10 E	WM	14	SE SE
22 S	10 E	WM	15	NE NE
22 S	10 E	WM	15	SE NE
22 S	10 E	WM	15	NE SE

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4. Application T-9241 proposes to change the point of appropriation (well) of the permit to two new wells located as follows:

Twp	Rng	Mer	Sec	¼ ¼	Location	Approximate Distance from Authorized Well
22 S	11 E	WM	18	NW SE	Well 1 – 1240.5 feet South and 804 feet East from the center ¼ corner of Section 18	130 feet East
22 S	11 E	WM	18	NW SE	Well 2 – 1143 feet South and 1085 feet East from the center ¼ corner of Section 18	425 feet Northeast

5. Application T-9241 also proposes to change the place of use of the permit to:

QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	¼ ¼
21 S	10 E	WM	36	NE NE*
21 S	10 E	WM	36	NW NE*
21 S	10 E	WM	36	SW NE*
21 S	10 E	WM	36	SE NE*
21 S	10 E	WM	36	SE SW*
21 S	10 E	WM	36	NE SE*
21 S	10 E	WM	36	NW SE*
21 S	10 E	WM	36	SW SE*
21 S	10 E	WM	36	SE SE*
22 S	10 E	WM	1	NW NE*
22 S	10 E	WM	1	NE NW*
22 S	10 E	WM	1	NW NW*
22 S	10 E	WM	1	SW NW*
22 S	10 E	WM	1	SE NW*
22 S	10 E	WM	1	NW SW*
22 S	10 E	WM	1	SW SW*
22 S	10 E	WM	2	NE NE*
22 S	10 E	WM	2	SE NE*
22 S	10 E	WM	2	SE SW*
22 S	10 E	WM	2	NE SE*
22 S	10 E	WM	2	NW SE*
22 S	10 E	WM	2	SW SE*
22 S	10 E	WM	2	SE SE*
22 S	10 E	WM	10	NE SE*
22 S	10 E	WM	10	SE SE
22 S	10 E	WM	11	NE NE*
22 S	10 E	WM	11	NW NE*

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QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	¼ ¼
22 S	10 E	WM	11	SW NE*
22 S	10 E	WM	11	SE NE*
22 S	10 E	WM	11	NE NW*
22 S	10 E	WM	11	NW NW*
22 S	10 E	WM	11	SW NW*
22 S	10 E	WM	11	SE NW*
22 S	10 E	WM	11	NE SW*
22 S	10 E	WM	11	NW SW*
22 S	10 E	WM	11	SW SW
22 S	10 E	WM	11	SE SW
22 S	10 E	WM	11	NE SE*
22 S	10 E	WM	11	NW SE*
22 S	10 E	WM	11	SW SE*
22 S	10 E	WM	11	SE SE*
22 S	10 E	WM	12	NE NW*
22 S	10 E	WM	12	NW NW*
22 S	10 E	WM	12	SW NW*
22 S	10 E	WM	12	SE NW*
22 S	10 E	WM	12	NW SW*
22 S	10 E	WM	12	SW SW*
22 S	10 E	WM	13	NW NW
22 S	10 E	WM	13	SW NW
22 S	10 E	WM	13	NW SW
22 S	10 E	WM	13	SW SW
22 S	10 E	WM	14	NE NE
22 S	10 E	WM	14	NW NE
22 S	10 E	WM	14	SW NE
22 S	10 E	WM	14	SE NE
22 S	10 E	WM	14	NE NW
22 S	10 E	WM	14	NW NW
22 S	10 E	WM	14	SW NW
22 S	10 E	WM	14	SE NW
22 S	10 E	WM	14	NE SW
22 S	10 E	WM	14	NW SW
22 S	10 E	WM	14	SW SW
22 S	10 E	WM	14	SE SW
22 S	10 E	WM	14	NE SE

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QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	¼ ¼
22 S	10 E	WM	14	NW SE
22 S	10 E	WM	14	SW SE
22 S	10 E	WM	14	SE SE
22 S	10 E	WM	15	NE NE
22 S	10 E	WM	15	SE NE
22 S	10 E	WM	15	NE SE
* = indicates proposed place of use.				

6. Notice of the application for the permit amendment was published in the Department's weekly notice on September 17, 2002, pursuant to ORS 540.520(5). No comments were filed in response to the notices.
7. The changes would not result in injury to other water rights.
8. The proposed place of use is owned and/or controlled by the permit holder.
9. The changes do not enlarge the permit.
10. The changes do not alter any other terms of the permit.
11. The proposed place of use is contiguous to the authorized place of use.

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Conclusions of Law

The changes in point of appropriation and place of use proposed by Permit Amendment Application T-9241 are consistent with the requirements of ORS 537.211.

Now, therefore, it is ORDERED:

The changes and subsequent use of water shall be subject to the following conditions:

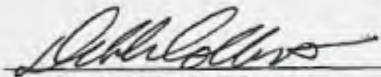
1. The combined quantity of water diverted at the new points of appropriation shall not exceed the quantity of water lawfully available at the original point of appropriation.
2. Water shall be acquired from the same ground water source as the original point of appropriation.
3. Prior to water use from the proposed points of appropriation, the permittee shall install meters or other suitable measuring devices as approved by the Director. The permittee shall maintain the meters or measuring devices in good working order, and shall keep a complete record of the amount of water used each month and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be

required by the Director. Further, the Director may require the permittee to report general water use information, including the place and nature of use of water under the permit.

The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

4. All other terms and conditions of Permit G-13444 remain the same.
5. Permit G-13444, in the name of LaPine Water District, is amended as described herein.

Dated at Salem, Oregon this 7 day of March, 2008.


Phillip C. Ward, Director

Mailing date: MAR 13 2008

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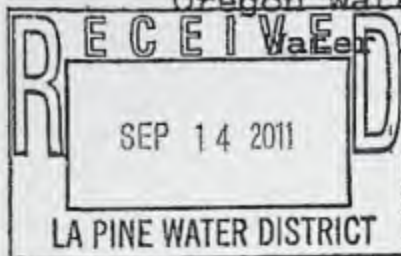
SALEM, OR

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Oregon Water Resources Department
Water Rights Services DivisionWater Rights Application
Number G-17422

SALEM, OR

Final Order

*Hearing and Appeal Rights*

Under the provisions of ORS 537.170 and ORS 537.622, the applicant may request a contested case hearing by submitting the information required for a protest under ORS 537.153(6) or ORS 537.621(7) to the Department within 14 days after the date of mailing of this order as shown below. If a contested case hearing is requested, the Department must schedule one. In the contested case hearing, however, only those issues based on the modifications to the Proposed Final Order may be addressed.

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

This statement of judicial review rights does not create a right to judicial review of this order, if judicial review is otherwise precluded by law. Where no changes have been made to a Proposed Final Order on a water right application and no protests have been filed during the protest period, the Final Order is not subject to judicial review.

Application History

On September 13, 2010, La Pine Water District submitted an application to the Department for a water use permit.

The Department issued a Proposed Final Order on September 6, 2011, concluding that with the mitigation proposed by the applicant, water is available for the proposed use, and that the proposed use would ensure the preservation of the public welfare, safety and health. The protest period closed October 21, 2011, and no protest was filed.

As required by OAR 690-505-0615, the applicant must submit proposed mitigation that meets the requirements of OAR 690-505-0610(2)-(5). Pursuant to OAR 690-505-0620, a permit shall not be issued until the applicant provides documentary evidence that mitigation water, in an amount satisfying the mitigation obligation, is legally protected instream.

The applicant submitted a mitigation proposal to provide 405.2 acre feet of mitigation water within the Little Deschutes Zone of Impact. The applicant is proposing to obtain mitigation by obtaining mitigation credits. One mitigation credit is equivalent to one acre-foot of mitigation water.

The proposed use would not impair or be detrimental to the public interest, but the Department's continuing evaluation reveals that the Proposed Final Order requires modification to correctly describe the condition below.

The Proposed Final Order contained the following condition:

Completion of construction and application of the water shall be made within five years of the date of permit issuance. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

The condition, as modified in the attached draft permit, is:

Completion of construction and application of the water shall be made within 20 years of the date of permit issuance. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

Order

Application G-17422 is therefore approved with these modifications to the Proposed Final Order. A permit consistent with the attached draft permit shall be issued only upon the applicant providing satisfactory mitigation according to an approved incremental development plan, and submission of permit recording fees in the amount of \$900.

This Final Order is issued approving application G-17422 contingent upon the required mitigation being provided, and permit recording fees paid before a permit may be issued. This Final Order shall expire 5 years after issuance unless the required mitigation is provided. OAR 690-505-0620(2).

DATED September 13, 2011

E. Timothy Wallin

E. Timothy Wallin, Water Rights Program Manager
for Phillip C. Ward, Director
Water Resources Department

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This document was prepared by Jeana Eastman. 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 at 503-986-0859.

If you have questions about how to file a protest or a request for standing, please refer to the section in this Final Order entitled "Hearing and Appeal Rights". If you have previously filed a protest and want to know its status, please contact Patricia McCarty at 503-986-0820.

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

Address all other correspondence to: Water Rights Section, Oregon Water Resources Department, 725 Summer St NE Ste A, Salem OR 97301-1266, Fax: 503-986-0901.

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DRAFT

This is not a permit.
STATE OF OREGON

DRAFT

COUNTY OF DESCHUTES

DRAFT PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS DRAFT PERMIT IS HEREBY ISSUED TO

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LA PINE WATER DISTRICT
PO BOX 2460
LA PINE, OR 97739-2460

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SALEM, OR

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

APPLICATION FILE NUMBER: G-17422

SOURCE OF WATER: WELL 1 (DESC 54968) AND WELL 2 (DESC 55049) IN LITTLE
DESCHUTES RIVER BASIN

PURPOSE OR USE: MUNICIPAL

MAXIMUM RATE: 1.4 CUBIC FEET PER SECOND, WITH A MAXIMUM ANNUAL VOLUME OF
1013.0 ACRE FEET

PERIOD OF USE: YEAR ROUND

DATE OF PRIORITY: SEPTEMBER 13, 2010

WELL LOCATIONS:

WELL 1 (DESC 54968): NW ¼ SE ¼, SECTION 18, T22S, R11E, W.M.; 1240
FEET SOUTH AND 804 FEET EAST FROM C1/4 CORNER, SECTION 18

WELL 2 (DESC 55049): NW ¼ SE ¼, SECTION 18, T22S, R11E, W.M.; 1143
FEET SOUTH AND 1085 FEET EAST FROM C1/4 CORNER, SECTION 18

THE PLACE OF USE IS LOCATED WITHIN THE LA PINE WATER DISTRICT SERVICE
BOUNDARY

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter at each point of appropriation. The permittee shall maintain the meter in good working order.
- B. The permittee shall keep a complete record of the amount of water diverted each month, and shall submit a report which includes the recorded report water-use measurements to the Department annually or more frequently as may be required by

Application G-17422 Water Resources Department

PERMIT DRAFT

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SALEM, OR

the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.

- C. The permittee shall allow the watermaster access to the meter; provided however, where any meter is located within a private structure, the watermaster shall request access upon reasonable notice.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

The Department requires the water user to obtain, from a qualified individual (see below), and report annual static water levels for each well on the permit. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

The permittee shall report an initial March static water-level measurement once well construction is complete and annual measurements thereafter. Annual measurements are required whether or not the well is used. The first annual measurement will establish a reference level against which future measurements will be compared. However, the Director may establish the reference level based on an analysis of other water-level data. The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Measurements shall be submitted on forms provided by, or specified by, the Department. Measurements shall be made with equipment that is accurate to at least the standards specified in OAR 690-217-0045. The Department requires the individual performing the measurement to:

- A. Associate each measurement with an owner's well name or number and a Department well log ID; and
- B. Report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- C. Specify the method of measurement; and
- D. Certify the accuracy of all measurements and calculations reported to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if any of the following events occur:

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SALEM, OR

PAGE 3

- A. Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- B. Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- D. Hydraulic interference leads to a decline of 25 or more feet in any neighboring well with senior priority.

The period of restricted use shall continue until the water level rises above the decline level which triggered the action or the Department determines, based on the permittee's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or causing substantial interference with senior water rights. The water user shall not allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

The permittee shall submit a Water Management and Conservation Plan, addressing use under this permit, consistent with OAR 690-086 within five years of permit issuance, or before use of the second increment of water development occurs, whichever is sooner. The Director may approve an extension of this time line to complete the required Water Management and Conservation Plan. No water may be diverted if a Water Management and Conservation Plan is not submitted according to the time lines described in this condition, unless such an extension has been approved. The time line for submittal of a plan under this permit does not alter the time lines for submittal of said plan under any other order of the Department.

Ground Water Mitigation Conditions:

Mitigation Obligation: 405.2 acre-feet of mitigation water in the Little Deschutes Zone of Impact.

Mitigation Source: mitigation credits

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PAGE 4

The permittee shall provide mitigation prior to each stage of development under the permit, as described in the incremental development mitigation plan on file with the Department, and in accordance with the standards of the Deschutes Ground Water Mitigation Rules, OAR Chapter 690, Division 505.

The permittee shall not increase the rate or amount of water diverted, as described in the incremental development mitigation plan, prior to increasing the corresponding mitigation.

The permittee shall seek and receive Departmental approval prior to changing the incremental mitigation development plan and related mitigation obligation for each stage of permit development.

The permittee shall report to the Department the progress of implementing the incremental mitigation development plan and related mitigation no later than April 1 of each year. The annual report shall include the annual volume of water used, the source of mitigation, and any offset used for that period. This annual notification is not necessary if the permittee has completed development and submitted a Claim of Beneficial Use to the Department.

Mitigation water must be legally protected instream in the Little Deschutes Zone of Impact for the life of the permit and subsequent certificate(s). Regulation of the use and/or cancellation of the permit, or subsequent certificate(s) will occur if the required mitigation is not maintained.

The permittee shall provide additional mitigation if the Department determines that average annual consumptive use of the subject appropriation has increased beyond the originally mitigated amount.

If mitigation is from a secondary right for stored water from a storage project not owned or operated by the permittee, the use of water under this right is subject to the maintenance and terms and conditions of a valid contract or satisfactory replacement, with the owner/operator of the storage project, a copy of which must be on file in the records of the Water Resources Department.

Failure to comply with these mitigation conditions shall result in the Department regulating the ground water permit, or subsequent certificate(s), proposing to deny any permit extension application for the ground water permit, and proposing to cancel the ground water permit, or subsequent certificate(s).

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SALEM, OR

PAGE 5

STANDARD CONDITIONS

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

If the number, location, source, or construction of any well deviates from that proposed in the permit application or required by permit conditions, this permit may be subject to cancellation, unless the Department authorizes the change in writing.

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

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

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

Prior to receiving a certificate of water right, the permit holder shall submit to the Water Resources Department the results of a pump test meeting the Department's standards for each point of appropriation (well), unless an exemption has been obtained in writing under OAR 690-217. The Director may require water-level or pump-test data every ten years thereafter.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

Completion of construction and application of the water shall be made within 20 years of the date of permit issuance. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after making beneficial use of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

Issued

DRAFT - THIS IS NOT A PERMIT

E. Timothy Wallin, Water Rights Program Manager
for Phillip C. Ward, Director
Water Resources Department

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SALEM, OR

STATE OF OREGON
WATER SUPPLY WELL REPORT

As required by ORS 537.765)

(1) OWNER:

Well Number: Well A

Name: LaPine Community Water District

Address: P.O. Box 2867

City: LaPine

State: OR

Zip: 97739

(2) TYPE OF WORK:

(repair/

☒ New Well ☐ Deepening ☐ Alteration/recondition ☐ Abandonment

(3) DRILL METHOD:

☒ Rotary Air ☐ Rotary Mud ☐ Cable ☐ Auger

☐ Other:

(4) PROPOSED USE:

☐ Domestic ☒ Community ☐ Industrial ☐ Irrigation

☐ Thermal ☐ Injection ☐ Livestock ☐ Other

(5) BORE HOLE CONSTRUCTION:

Special Construction approval ☐ Yes ☒ No

Depth of Completed Well 251'

Explosives Used ☐ Yes ☒ No Type

Amount

HOLE

SEAL

sacks or pounds

Diameter	From	To	Material	From	To	sacks or pounds
17"	0'	30'	Cement	0'	30'	66 Sacks
15"	30'	129'	Cement	30'	129'	176 Sacks
15"	129'	151'				
12"	151'	251'				

How was seal placed: Method ☐ A ☐ B ☒ C ☐ D ☐ E

☐ Other

Backfill placed from to Material

from to Material

Gravel placed from to Size of gravel

(6) CASING/LINER:

CASING:

Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
12"	+4'	151'	.250	☒	☐	☒	☐
				☐	☐	☐	☐
				☐	☐	☐	☐
				☐	☐	☐	☐

LINER:

10"	-143'	154'	.250	☒	☐	☒	☐
10"	-204'	-221'	.250	☒	☐	☒	☐

Final location of Shoe(s):

(7) PERFORATIONS/SCREENS:

☐ Perforations Method:

☒ Screen Type: 304

Material: S.S.

Slot

Tele/pipe

From	To	Size	No.	Diameter	size	Casing	Liner
154'	204'	100		12"	T	☐	☒
221'	251'	100		12"	T	☐	☒
						☐	☐
						☐	☐
						☐	☐

(8) WELL TESTS: Minimum testing time is 1 hour

☒ Pump ☐ Bailer ☐ Air ☐ Flowing Artesian

Yield gpm Drawdown Drill Stem at Time

				1 hr.
1300	24			24 hr.

Temperature of water 47 Depth Artesian Flow Found

Was a water analysis done? Yes By whom: JRS

Did any strata contain water not suitable for intended use? (explain)

No

Depth of Strata: N/A

DESC 54968

WELL ID # L 50208
START CARD # 82085

(9) LOCATION OF WELL by legal description:

County: Deschutes Latitude: Longitude:

Township: 22S Range: 11E

Section: 18 NW 1/4 SE 1/4

Tax Lot: 300 Lot: Block: Subdivision:

Street Address of Well (or nearest address)

3 1/2 Miles East of Hwy 97 on Finly Butte Rd

(10) STATIC WATER LEVEL:

116 Ft. below land surface

Date 8/30/02

Artesian pressure lb. per sq. in.

Date

(11) WATER BEARING ZONES:

Depth at which water was first found 131

From	To	Est. Flow Rate	SWL
131	151	10 GPM	116
154	170	100 GPM	
191	197	350 GPM	116
228	249	350 GPM	116

(12) WELL LOG:

Ground Elevation:

Material	From	To	SWL
Soil Med Brown	0	2	
Sand Brown Course	2	30	
Cemented Conglom Brow-Red	30	39	
Cemented Conglom Gray	39	51	
Cinders-Lava Mix Red-Green	51	74	
Cinders-Lava Mixed Red-Black	74	121	
Lava Hard Green-Black	121	129	
Lava Black Loose	129	151	
Lava Gray Hard	151	159	
Lava Med Gray-Red	159	170	
Lava Med Gray	170	191	
Lava Gray Fract	191	197	
Lava Gray Hard	197	216	
Lava Gray Fract	216	251	

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WATER RESOURCES DEPT.
SALEM, OREGON

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JAN 03 2005

WATER RESOURCES DEPT
SALEM, OREGON

Date Started: 08/02/02

Completed: 08/30/02

(unbonded) Water Well Constructor Certification:

I certify that the work performed on the construction, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

Signed

WWC Number 723

Date 09/25/02

(bonded) Water Well Constructor Certification:

I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

Signed

WWC Number 723

Date 09/25/02

ORIGINAL & FIRST COPY - Water Resources Department

SECOND COPY - Constructor

THIRD COPY - Customer

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SALEM, OR

STATE OF OREGON
WATER SUPPLY WELL REPORT

(as required by ORS 537.765)

WELL ID # L 50209
START CARD # 82089

(1) OWNER:

Well Number: Well B

Name: LaPine Community Water District

Address: P.O. Box 2867

City: LaPine State: OR Zip: 97739

(2) TYPE OF WORK:

(repair/

☒ New Well ☐ Deepening ☐ Alteration/recondition ☐ Abandonment

(3) DRILL METHOD:

☒ Rotary Air ☒ Rotary Mud ☐ Cable ☐ Auger☐ Other: _____

(4) PROPOSED USE:

☐ Domestic ☒ Community ☐ Industrial ☐ Irrigation☐ Thermal ☐ Injection ☐ Livestock ☐ Other: _____

(5) BORE HOLE CONSTRUCTION:

Special Construction approval ☐ Yes ☒ No

Depth of Completed Well 254'

Explosives Used ☐ Yes ☒ No Type = Amount =

HOLE			SEAL			sacks or pounds
Diameter	From	To	Material	From	To	
16"	0	158'	Cement	0'	158'	92 Sacks
12"	158'	254'	---	---	---	---

How was seal placed: Method ☐ A ☐ B ☒ C ☐ D ☐ E☐ Other _____

Backfill placed from --- to --- Material ---

from --- to --- Material ---

Gravel placed from --- to --- Size of gravel ---

(6) CASING/LINER:

CASING:

Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
12"	+4	158	.250	☒	☐	☒	☐
				☐	☐	☐	☐
				☐	☐	☐	☐
				☐	☐	☐	☐

LINER:

10"	-150	-159	.250	☒	☐	☒	☐
Fig	K	150		☐	☐	☐	☐

Final location of Shoe(s): _____

(7) PERFORATIONS/SCREENS:

☐ Perforations Method: _____☒ Screen Type: 304 Material: S.S.

Slot Tele/pipe

From	To	Size	No.	Diameter	size	Casing	Liner
159'	254'	.100		12"	T	☐	☒
						☐	☐
						☐	☐
						☐	☐
						☐	☐

(8) WELL TESTS: Minimum testing time is 1 hour

☒ Pump ☐ Bailer ☐ Air ☐ Flowing Artesian

Yield gpm	Drawdown	Drill Stem at	Time
1300	13		1 hr.
			24 hr.

Temperature of water 46 Depth Artesian Flow Found ---

Was a water analysis done? --- By whom: ---

Did any strata contain water not suitable for intended use? (explain)

No

Depth of Strata: N/A

(9) LOCATION OF WELL by legal description:

County: Deschutes Latitude: --- Longitude: ---

Township: 22S Range: 11E

Section: 18 NW 1/4 SE 1/4

Tax Lot: 300 Lot: --- Block: --- Subdivision: ---

Street Address of Well (or nearest address) _____

3 1/2 Miles East of Hwy 97 on Finly Butte Rd

(10) STATIC WATER LEVEL:

118 Ft. below land surface

Date 10/03/02

Artesian pressure --- lb. per sq. in.

Date ---

(11) WATER BEARING ZONES:

Depth at which water was first found

From	To	Est. Flow Rate	SWL
133	179	300 GPM	118
191	254	1200 GPM	118

(12) WELL LOG:

Ground Elevation: _____

Material	From	To	SWL
Soil Brown Loose	0	2	
Sand Brown Some Cobble	2	33	
Conglom Hard Black-Red	33	56	
Lava Cinder Mix	56	66	
Cinder Loose Black	66	71	
Lava Black-Red	71	76	
Lava Black Fract	76	98	
Lava Hard Black	98	118	
Basalt Very Hard	118	173	
Lava Med-Hard Gray	173	179	
Lava Hard Gray	179	228	
Lava Broken Hard	228	243	
Broken Rubble	243	254	
Lava Hard Gray	254	255	

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NOV 21 2002

SEP 10 2012

WATER RESOURCES DEPT.
SALEM, OREGON

SALEM, OR

Date Started: 09/02/02

Completed: 10/03/02

(unbonded) Water Well Constructor Certification:

I certify that the work performed on the construction, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

Signed: _____

WWC Number 723

Date 10/07/02

(bonded) Water Well Constructor Certification:

I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

Signed: _____

WWC Number 723

Date 10/07/02



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

Application for Extension of Time for Municipal and Quasi-Municipal Water Use Permits

TO THE DIRECTOR OF THE OREGON WATER RESOURCES DEPARTMENT

A separate extension application must be submitted for each permit as per OAR 690-315-0070(2). This page, with an original signature by the permit holder of record, must accompany any application for extension of time.

This application and a summary of review criteria and procedures that are generally applicable to this application are available at <http://www.wrd.state.or.us/OWRD/PUBS/forms.shtml>

I, LaPine Water District Richard D. Nored, P.E.
NAME OF PERMIT HOLDER [OAR 690-315-0070(1) and (3)(a)] NAME OF CONTACT
PO Box 2460 LaPine Oregon 97739
ADDRESS CITY STATE ZIP
541.269.1166 rnored@hge1.com
PHONE E-MAIL ADDRESS

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the permit holder of: Application Number G - 13552
Permit Number G - 13444
[OAR 690-315-0070(3)(b)]

SEP 10 2012

SALEM, OR

I do hereby request that the time in which to:

☐ complete 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, _____, be extended to October 1, _____.

and/or the time in which to:

☒ apply water to full beneficial use under the terms and conditions of the permit, which time now expires on October 1, 2002, be extended to October 1, 2012.

I am the permittee, or have written authorization from the permittee, to apply for an extension of time under this permit. I certify that the information I have provided in this application is true and correct to the best of my knowledge.

Signature

Date

October 31, 2007

Last Revised: 01/19/2007

Application for Extension of Time/ Page 1 of 14
For Municipal and Quasi-Municipal Water Use Permits

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NOV 01 2007

WATER RESOURCES DEPT
SALEM, OREGON

WATER MANAGEMENT AND CONSERVATION PLAN

CITY OF LA PINE
DESCHUTES COUNTY, OREGON



Project 12.43

February 2014

— FINAL —

City of La Pine
16345 6th Street
PO Box 3055
La Pine, Oregon 97739

Prepared by:
HGE Inc., Architects, Engineers, Surveyors & Planners
375 Park Avenue, Coos Bay, OR 97420

RECEIVED BY OWRD

MAY 05 2014

SALEM, OR

rights, and a final order for water rights application G-17422 was approved on October 21, 2011, and this application will provide for long term water needs of the community. Water Rights application G-17422 is contingent on mitigation credits which must be obtained by purchase from existing water right holders. When additional water rights are obtained, the City will be able to utilize both wells together at full capacity, and to fully exercise its current water supply. The City has also requested an extension for Permit G-13444, to extend the time frame to October 1, 2022 for complete application of water under this permit.

OAR 690-086-0170(3): Based on the information provided in section (1) of this rule, an estimate of the water supplier's water demand projections for 10 and 20 years, and at the option of the municipal water supplier, longer periods;

Water demand projections for this WMCP were developed from current population and usage information from 2012, anticipating a 3% growth projection. Population projections from the 2009 Water System Capital Facilities Plan were not met with the effects of the great recession occurring in this decade. In addition, consumers have reduced water demand to conserve water, and current projections for maximum daily demand now appear as follows, assuming service is extended to the Cagle area:

Estimated maximum daily usage in 2022 is 1.12 cfs

Estimated maximum daily usage in 2032 is 1.52 cfs

Estimated maximum daily usage in 2042 is 2.02 cfs

The 20-year projection for water demand shows that the 1.52 cfs "Development Limitation" will be effectively reached by 2032 on a maximum day basis. Permit G-13444 must have the 1.52 cfs restriction removed in order for the community to grow and prosper. It is important to understand that maximum daily usage is the water used from the system on the maximum day, and peak hourly demands on the system nearly double the average daily rate. The City of La Pine needs the ability to pump at the maximum permitted rate of 2.23 cfs to utilize the throttled capacity of the two existing wells, and to satisfy maximum daily demands.

OAR 690-086-0170(4): A comparison of the projected water needs and the sources of water currently available to the municipal water supplier and to any other suppliers to be served considering the reliability of existing sources;

NA.

source of supply from the existing system, water rights must be available to provide peak instantaneous and peak daily flows to satisfy demand.

OAR 690-086-0170(6): If any expansion or initial diversion of water allocated under existing permits is necessary to meet the needs shown in section (3) of this rule, a quantification of the maximum rate and monthly volume of water to be diverted under each of the permits;

The "Development Limitation" of 1.52 cfs provided in Permit G-13444 must be removed with acceptance of this Water Management and Conservation Plan in order to permit throttled usage of both existing wells to maintain emergency reserves during peak demand periods. Mitigation must be provided, and Water Rights application G-17422 must be partially available to allow the City of La Pine to utilize both wells at full capabilities, and to fully exercise its current water supply within the 30-year planning period.

The maximum instantaneous rate of usage to be diverted in the 20-year projection is 1,300 gpm (2.896 cfs) from the two existing La Pine wells, and the maximum monthly volume to be diverted under Permit G-13444 in the 20-year projection is 25,000,000 gallons (1.28 cfs). Maximum instantaneous usage is the production need to supply the system during peak periods, and the maximum monthly volume is the average rate to be supplied during the peak month of usage.

The City of La Pine has implemented conservation measures and will continue to look for further conservation opportunities to limit water demands. Monthly volumes of diverted water are very conservative, but peak instantaneous and daily flows within the 20-year projection will require full usage of Permit G-13444, and partial usage of Water Rights application G-17422 to satisfy demand.

OAR 690-086-0170(7): For any expansion or initial diversion of water under existing permits, a description of mitigation actions the water supplier is taking to comply with legal requirements including but not limited to the Endangered Species Act, Clean Water Act, Safe Drinking Water Act; and

The City of La Pine is actively seeking mitigation credits to allow usage of Water Rights application G-17422. In addition, they have developed a water conservation program, and are working to limit water use to the greatest extent possible. The existing system is in full compliance with the Clean Water Act and the Safe Drinking Water Act, and no endangered species will be affected by allowing initial diversion of water under existing permits from their groundwater sources. The Endangered Species Act should not be impacted by the City of La Pine water system.

JARAMILLO Lisa J

From: JARAMILLO Lisa J <lisa.j.jaramillo@state.or.us>
Sent: Monday, April 28, 2014 9:14 AM
To: JARAMILLO Lisa J; Richard Nored
Cc: Rick Allen; Scott Perkins
Subject: RE: Water Management and Conservation Plan

Good morning Mr. Nored,

Thank you for the clarification. I am planning to work through the new information today. I want to try to finalize review of the La Pine WMCP this week. I'll be in contact with you once I've been able to do that.

Thanks again,
Lisa

Lisa J. Jaramillo
Water Management and Conservation Analyst
Water Right Services Division
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1266
Phone: 503-986-0880
Fax: 503-986-0903

From: Richard Nored [mailto:rnored@hge1.net]
Sent: Thursday, April 24, 2014 6:03 PM
To: JARAMILLO Lisa J
Cc: Rick Allen; Scott Perkins
Subject: RE: Water Management and Conservation Plan

Lisa,

In accordance with your correspondence of April 7, we have modified the WMCP to reflect changes needed on page 6 and pages 10 & 11. I hadn't done a good job of explaining the water audits, and I hope the modified version is more self-explanatory. The City and the District prior to incorporation into the City have been maintaining accurate records of production and usage, but they haven't had enough information yet to establish a basis. Weather certainly can create major variations in usage, and we need a good basis for comparison. Please review the changes, because I think it is now self-explanatory.

Maximum instantaneous flow is the volume needed from the wells to satisfy demands. (In effect the instantaneous output from the wells). Maximum daily usage is the volume utilized on a daily basis, which totals flows for a 24 hour period, in comparison to instantaneous flows which are necessary to produce the total volume on the maximum day. In order to produce the needed volume per day, on an instantaneous basis we need to produce more water, since there will be times during the maximum day when only one pump is operational, and other times when both pumps are required. Usage in a water system is cyclical, and during high demand periods they may actually use more water than we can produce on an instantaneous basis, but the total need over that maximum day is the maximum daily usage.

Hopefully this addresses your concerns. If not, please let me know and we will talk.

Thanks again for your assistance.

Richard Nored

From: JARAMILLO Lisa J [mailto:lisa.j.jaramillo@state.or.us]
Sent: Monday, April 7, 2014 4:54 PM
To: Richard Nored
Subject: RE: Water Management and Conservation Plan

Good afternoon Mr. Nored,

Thank you for speaking with me last week regarding the City of La Pine's Water Management and Conservation Plan. I'm still working on the issue related to "unfreezing" the amount of water that can be diverted under Permit G-13444. I'm reviewing your revisions (emailed April 3, 2014) and I'm re-reviewing the 2009 Water System Capital Facilities Plan.

I have a couple of other items I wanted to point out. They are as follows:

1. There is a typographical error on Page 6 in the 1st paragraph of the WMCP:
 - The permit and application numbers are switched in Lines 1 – 3. Please fix this section of the WMCP to accurately identify the City's water right as being **Permit G-12545 (Application G-12500)**.
2. I also need to clarify the following information on Page 10 & 11 of the WMCP regarding annual water audits:
 - In my review comments, I had identified that the City of La Pine's previous WMCP had established a benchmark goal to begin conducting annual water audits by January or February 2013. It was not clear to me whether this goal had been accomplished.
 - In the revised WMCP that you sent on April 3, 2014, Page 10 & 11 was modified (in blue), as follows:

WMCP Excerpt from Pages 10 & 11

Annual water audits are recommended and the City of La Pine has been maintaining accurate production, sales, and category records since July 2011. ~~should be implemented immediately to attempt to determine where water losses are occurring.~~ The goal of water auditing is to track all use of water in the system. This allows accurate estimates of lost water which, in turn, may indicate a need for corrective action to locate and eliminate system leaks. Accurate water audits require careful attention to detail, and comparison of flows from year to year. In particular, the City should:

.....GO TO last bullet on Page 11.....

\$ After the first audit is complete (~~January or February 2013~~), have the City's engineer review the file and computations for completeness, accuracy, and comment. Based on the review and recommendations, future audits may not need an engineer's review; nevertheless, the audit should be completed each year with attention to detail and accuracy.

- **QUESTION:** Is La Pine is performing annual water audits? The WMCP is not clear on this.

- The first paragraph (*from the above excerpt*) states they have been maintaining production, sales and category records since July 2011.
- Then, under the last bullet (*see excerpt above*), it states, "...After the first audit is complete...."

The last bullet makes it sound as if La Pine has not yet implemented annual water audits. Please clarify.

- If La Pine has **not** yet started performing annual water audits...

➤The WMCP needs to clearly indicate this fact and establish a Conservation Benchmark to implement a program to conduct annual water audits within the next five years.

NOTE: If La Pine has not yet implemented annual water audits, OWRD may not be able to grant greater diversions of water under Permit G-13444 beyond the City's need quantified for the next two years. [See: OAR 690-086-0900(4)]

3. On Pages 20 & 21 of the revised WMCP submitted April 3, 2014, projected water demands are presented, as follows:

- Estimated maximum daily usage in 2022 is 1.12 cfs
- Estimated maximum daily usage in 2032 is 1.52 cfs
- Estimated maximum daily usage in 2042 is 2.02 cfs.

However, at the bottom of Page 22 of that same document, it indicates that, "...The maximum instantaneous rate of usage to be diverted in the 20-year projection is 1,300 gpm (2.896 cfs) from the two existing La Pine wells, and the maximum monthly volume to be diverted under Permit G-13444 in the 20-year projection is 25,000,000 gallons (1.28 cfs)."

➤Please confirm my understanding. I need to know the maximum instantaneous rate of diversion that will be needed under Permit G-13444 to meet La Pine's projected 20-year demands. From the information provided in the WMCP (and shown above), it appears that that is 2.896 cfs. **Is that correct?**

Then, what is meant by the estimated maximum daily usage figures? **Please clarify.**

Is that a daily volume of water that is then converted to cfs, but not necessarily the maximum instantaneous rate of water to be diverted?

Thank you for considering my questions. If anything is unclear as to what I'm after, please feel free to call me. Also, as I indicated previously, I am continuing to work on the other issue regarding Permit G-13444 and the current "Development Limitations." Your answers to Item #2 and #3 above will help me work that out.

Thank you again,
Lisa

Lisa J. Jaramillo
Water Management and Conservation Analyst
Water Right Services Division
Oregon Water Resources Department

725 Summer Street NE, Suite A
Salem, OR 97301-1266
Phone: 503-986-0880
Fax: 503-986-0903

From: Richard Nored [<mailto:rnored@hge1.net>]
Sent: Thursday, April 03, 2014 9:40 AM
To: JARAMILLO Lisa J (lisa.j.jaramillo@state.or.us); Scott Perkins; Rick Allen
Subject: Water Management and Conservation Plan

Lisa,

Following our conversation yesterday, I added additional language to the City of La Pine's Water Management and Conservation Plan to clarify the need for full usage of Permit G-13444, and to describe current DEQ efforts to provide water service to the Cagle area. The City cannot operate both of their existing wells, even with manual throttling, without the full permitted 2.23 cfs from this permit, and it is impossible to provide for maximum daily demands of the system without both pumps being in operation.

We have addressed changes to the following sections.

A.5.3.2
OAR 690-086-0140(3)
OAR 690-086-0140(5)(g)
OAR 690-086-0160
OAR 690-086-0170(2)
OAR 690-086-0170(3)
OAR 690-086-0170(6)

If you have any further questions or concerns, please call me at 541.404.3791.

Richard Nored

$$\text{gpd} \times 1.55 = \text{cfs}$$

Table S.3: Future Water Production Requirements (mgd)
(3.0 % AAGR)

Parameter (mgd)	ADD	MMD	MDD	PHD
Peak Factor	1.00	1.69	2.00	3.86
Year				
2010	0.33	0.56	0.67	1.28
2012	0.35	0.60	0.71	1.36
2014	0.37	0.63	0.75	1.45
2016	0.40	0.67	0.79	1.53
2018	0.42	0.71	0.84	1.63
2020	0.45	0.76	0.89	1.73
2022	0.47	0.80	0.95	1.83
2024	0.50	0.85	1.01	1.94
2026	0.53	0.90	1.07	2.06
2028	0.57	0.96	1.13	2.19
2030	0.60	1.02	1.20	2.32
2032	0.64	1.08	1.28	2.46
(25 year) 2033	0.66	1.11	1.31	2.54
(50 year) 2058	1.38	2.33	2.75	5.32

$1.83 \times 1.55 = 2.83$
Peak hourly demand

S.6 FIRE FLOW

Fire flow for La Pine's storage reservoirs is based on 2,000 gpm and 3 hours duration resulting in a fire reserve capacity of 360,000 gallons.

S.7 WATER SOURCES

La Pine currently relies on two developed groundwater sources (Well No. 1 and Well No. 2) to supply the District's water needs. The wells are located approximately 1½ miles east of La Pine just north of Finley Butte Road. Pumping capacity of each well is 650 gpm. Each well is provided with a well building. The Well No. 1 facility includes an emergency generator to ensure continuation of supply in the event of a power outage.

Water rights total 2.23 cfs. In theory, this is adequate capacity for providing maximum day demand over the planning period; however, in order to provide the needed capacity, an additional 0.67 cfs in water rights is needed to allow use of both existing wells simultaneously. The District needs to pursue an additional 0.67 cfs in transferable water rights.

SECTION 5: WATER REQUIREMENTS

5.1 INTRODUCTION

This section analyzes current water requirements for La Pine and the water system as a whole, including water production and water demand. The analysis was developed using monthly water production records provided by the District.

5.1.1 Basis for Projected Future Water Requirements.

Future water requirements are based in part, on future water demand being proportional to future system growth based on growth variables discussed in Section 3.2.2 and presented in Table 3.2. Implicit in this determination is the assumption that the relative proportions of residential, commercial, and institutional use will remain constant.

5.1.2 Demand Definitions

The following terminology is used to define characteristics of water use:

Average Daily Demand (ADD): Total use for the year divided by number of days in the year; expressed in gallons per day (gpd).

Maximum Month Demand (MMD): Total use for the month with the highest total use during the year, divided by the number of days in the month; expressed in gpd.

Maximum Day Demand (MDD): Total use for the day with the highest total use during the year; expressed in gpd. Also known as peak day demand.

Peak Hour Demand (PHD): Total use for the hour with the highest total use for the year; expressed in gpd.

Flow and demand parameters are typically abbreviated and expressed as:

mgd: millions of gallons per day

gpd: gallons per day

gpcd: gallons per capita per day

Other flow and demand rates commonly used include:

gpm: gallons per minute

cfs: cubic feet per second

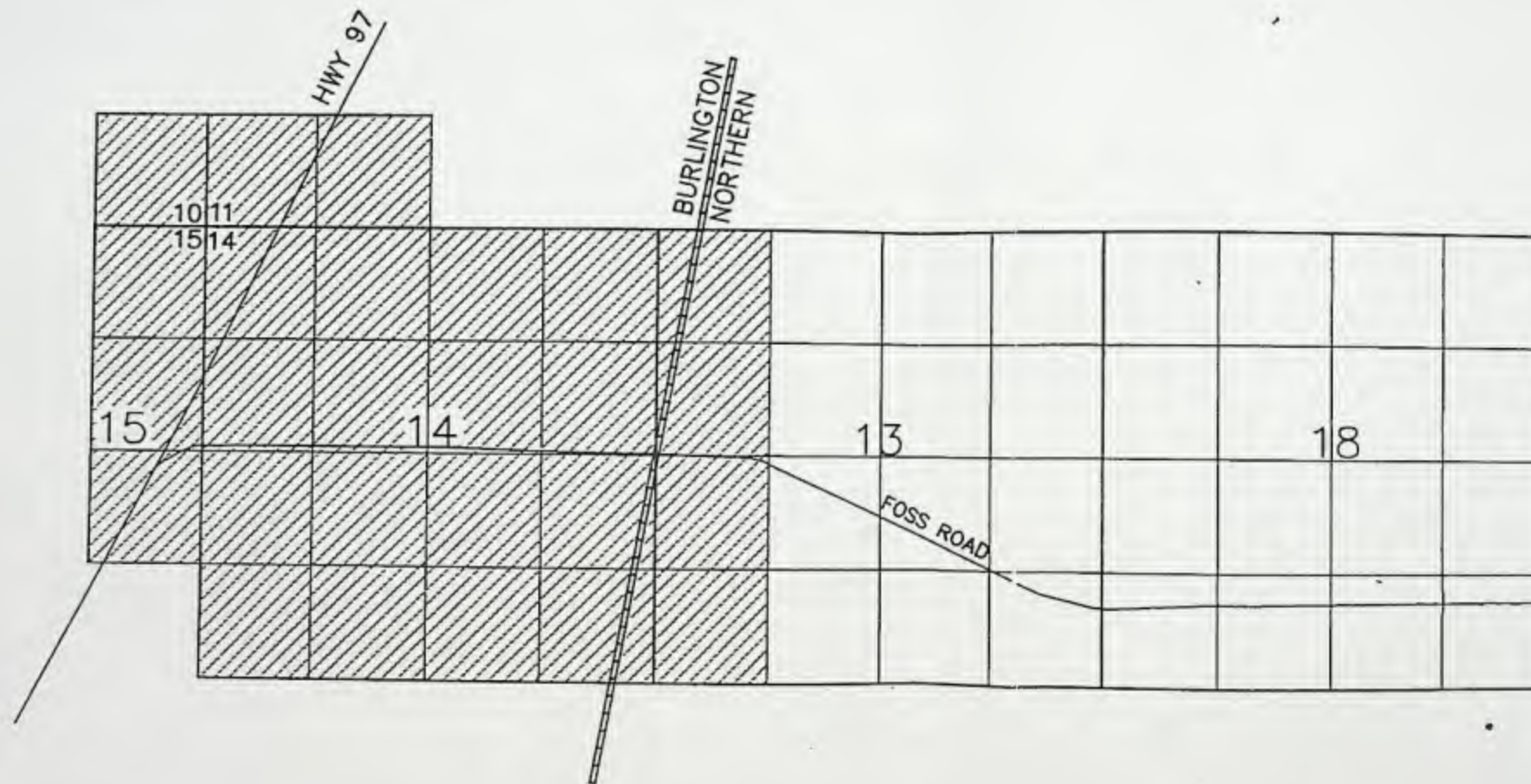
SECTIONS 10,11,13,14,15
T.22 S., R.10 E., W.M., AND
SECTION 18, T.22 S., R.11 E., W.M.
DESCHUTES COUNTY, OREGON

AMENDMENT FOR PERMIT TO
APPROPRIATE GROUND WATER FOR:
PATRICK M. GISLER
20 NW GREENWOOD AVE.
BEND, OREGON 97701



MAR 31 1995

▨ SERVICE AREA



Application No. 6-13552-46-1389
Permit No. G13444

I, William R. Tye, Certified Water Right Examiner in
the State of Oregon, hereby certify the above application
map was prepared under my direct supervision.

The preparation of this map is for the purpose of identifying
the location of the water right only and has no intent to
provide dimensions or locations of property ownership lines.

TYE ENGINEERING, INC.

725 NW HILL, BEND, OREGON 97701 (503) 388-6959

AMENDMENT FOR PERMIT TO
APPROPRIATE GROUND WATER FOR:

PATRICK M. GISLER
20 NW GREENWOOD AVE.
BEND, OREGON 97701

SCALE: 1" = 2000' DATE: 17 FEB 1995 DRAWN: KHP 216-22R

Municipal or Quasi-Municipal

Extension PFO Checklist for Water Use Permits

issued after November 2, 1998

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

Application: G- 13552 Permit: G- 13444 Permit Amendment? No ☐ Yes ☒ T- 9241 ☐ pending ☒ approved

Permit Holder's Name: City of LaPine Attn: Richard Nored P.E.

Permit Holder's Mailing Address: P.O. Box 3055, LaPine, OR. 97739 e-mail rnored@hgel.com

Phone Number: (541)-536-1432 or (541)-269-1166

POD Location: Township 22S Range 11E Section 18 $\frac{1}{4}$ NW SE

Drainage Basin: 5 County: Deschutes Watermaster District: 11 Watermaster: Jeremy Giffin

Date Permit was issued: 8/12/1998

Priority Date: 11/8/1993

Date of PN: 9/18/2012

Source: A well in the Long Prairie Slough Basin

Use: ☐ Municipal ☒ Quasi Municipal _____

"Q": 2.23 Cubic Foot Per Second

Orig "A" Date: 8/12/1999

Orig "B" Date: 10/1/

Orig "C" Date: 10/1/2002

Extension
request rec'd: 9/10/2012

Last Authorized
"B" Date: 10/1/

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

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

Proposed
"B" Date: 10/1/

Proposed
C Date: 10/1/2022

Conditions of Permit:

Condition Met?	Condition Not Met?	Permit Condition
☒	☐	The permittee shall install and maintain a water meter
☒	☐	The permittee shall submit a WMCP plan
☒	☐	Construction of the wells shall be in accordance with the General Construction and Maintenance of Water Wells in Oregon
☒	☐	Shall keep a monthly record of water use and report annually
☐	☐	

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

Yes No

☒ ☐ Work was accomplished within the time allowed in the permit or previous extension

☐ ☒ Water right permit holder conformed with the permit or previous extension conditions

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

• Permit holder has beneficially used 2.23 ☒ cfs ☐ gpm ☐ af Undeveloped portion ☐ cfs ☐ gpm ☐ af

☒ ☐ Financial investments were made toward developing the beneficial water use.

• Amount Invested to date: \$4,997,400 Estimated Remaining Cost: \$8,307,900

GW REVIEW: Y N _____

MITIGATION REVIEW: Y N _____

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

As of Population Projected

Population 1030 (Year) 2012 ☒ Growth 3% ☒ Population 2320 by (Year) 2022 Calculated? Yes ☒

As of Projected

Peak Demand 1.5 cfs/gpm (Year) 2012 ☒ Peak Demand 2.23 cfs/gpm by (Year) 2045 Calculated? Yes ☒

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

Identify the closest surface water or localized water basin. Long Prairie Slough Basin
Ground Water Permits: Is the POA located...
Surface Water Permits: Is the POD located...

Yes No

- ☒ ☐ above a state scenic waterway? Name Deschutes Scenic Waterway Source: OWRD "Areas Above State Scenic Waterways" Map
☒ ☐ within a stream segment designated as a federal wild and scenic river? Source: www.rivers.gov/wildriverslist.html
☐ ☒ within a sensitive, threatened or endangered species area Source: "/gisdata/dev/projects/salmon/div33map.aml"
☐ ☒ within a critical or limited Ground Water Area? Name of area
☐ ☒ within a Withdrawn Area? Name of area
☐ ☒ in a waterbody listed on the DEQ Section 303(d) List of Water Quality Limited Areas? Date added to list
☒ ☐ within an area ranking ☐ low / ☐ moderate / ☒ high / ☐ highest for stream flow restoration needs Source: OWRD "Streamflow Restoration Needs" Maps (by region)

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

Yes... "Good Cause" can be found. ☒ Approval of Extension Request

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

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

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

☐ Max "Q" Development Limitations and Div. 86 Water Management and Conservation Plan

☐ Other: _____

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

☐ **COBU Requirement - Surface/Ground Water - on or prior to July 9, 1987**

"For permits applied for or received on or before July 9, 1987, upon complete development of the permit, you must notify the Department that the work has been completed and either: (1) Hire a water right examiner certified under ORS 537.798 to conduct a survey, the original to be submitted as required by the Water Resources Department, for issuance of a water right certificate; or (2) Continue to appropriate water under the water right permit until the Water Resources Department conducts a survey and issues a water right certificate under ORS 537.250 or 537.625."

☐ **COBU Requirement - Surface Water - post July 9, 1987**

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

☒ **COBU Requirement - Ground Water - post July 9, 1987**

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

NOTES:

WMCP plan will be submitted this year; A draft plan was submitted in 2003.

Extension "PFO" Dates

Mailing / Issuance Date: _____ Protest Deadline Date: _____

Reviewer's Name: _____ Date: _____

Application # G-13552 Permit # G-13444

Public Notice Route Slip ... New Application Extension of Time
per Division 315 Rules... (Extensions received on July 1, 2001 or after)

♦ **WRIG...**

Money Received on: 9.16.12

♦ **Extension Specialist ...**



Added to tracking spreadsheet

After fee is receipted and app is added to spreadsheet, route to...

♦ **Codi Holmes...**



Publish on Public Notice (initial 30-day comment): Date of notice 9/18/12



Update WRIS Database



In the "PNotice Date" field... Enter the date the Extension Application was published on the Public Notice.



In the "Ext Filed" field... Enter the date the Extension Application was received.



Yes

or



No:

Return file to Extension Specialist after PN

J. Smith



Oregon

John A. Kitzhaber, MD, Governor

Water Resources Department

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

September 17, 2012

REFERENCE: Application for Extension of Time

Dear Extension of Time Applicant:

The Water Right Services Division has received your application for an extension of time for **APPLICATION FILE #: G-13552 (Permit G-13444)**. Your application will be reviewed in the future. Following the review, you will receive a Proposed Final Order either approving or rejecting the extension of time request. A 45-day protest period begins upon issuance of the Proposed Final Order. After the protest period closes, a Final Order is issued.

If you are interested in having your application reviewed sooner, you may pay to have your file processed immediately, using the Reimbursement Authority program, which is described at: http://www.wrd.state.or.us/OWRD/mgmt_reimbursement_authority.shtml

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

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

If you have questions concerning your extension of time application, please contact Joan Smith (503) 986-0898. For general information about the Water Resources Department, you may contact the Water Resources' Customer Service Group at (503) 986-0801 or you may access the Department's website at: www.wrd.state.or.us.

STATE OF OREGON
COUNTY OF DESCHUTES

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

LAPINE WATER COMPANY, PAT GISLER
1470 NE 1ST STREET #100
BEND, OREGON 97701-4267

(503)389-5800

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

APPLICATION FILE NUMBER: G-13552

SOURCE OF WATER: A WELL IN THE LONG PRAIRIE SLOUGH BASIN

PURPOSE OR USE: QUASI-MUNICIPAL

MAXIMUM RATE: 2.23 CUBIC FOOT PER SECOND

PERIOD OF USE: YEAR ROUND

DATE OF PRIORITY: NOVEMBER 8, 1993

POINT OF DIVERSION LOCATION: NW 1/4 SE 1/4, SECTION 18, T22S, R11E,
W.M.; 1244 FEET SOUTH & 672 FEET EAST FROM THE C 1/4 CORNER SECTION 18

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SE 1/4 SE 1/4
SECTION 10

SW 1/4 SW 1/4
SE 1/4 SW 1/4
SECTION 11

NW 1/4 NW 1/4
SW 1/4 NW 1/4
NW 1/4 SW 1/4
SW 1/4 SW 1/4
SECTION 13

ALL
SECTION 14

ASSIGNED, See Misc. Rec. Vol. 8 Page 530-53

NE 1/4 NE 1/4
SE 1/4 NE 1/4
NE 1/4 SE 1/4
SECTION 15

TOWNSHIP 22 SOUTH, RANGE 10 EAST, W.M.

Measurement, recording and reporting conditions:

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

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

Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

Within 2 years of permit issuance, the permittee shall submit a water management and conservation plan consistent with OAR Chapter 690, Division 86.

STANDARD CONDITIONS

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

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

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to

the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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

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

Actual construction of the well shall begin by August 12, 1999. Complete application of water to the use shall be made on or before October 1, 2002. Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

Issued August 12, 1998

Dwight Ford for

Martha G. Pagel, Director
Water Resources Department

G-13552

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Permit Amendment)
T-9241, Deschutes County)
)
) FINAL ORDER APPROVING
) CHANGES IN POINT OF
) APPROPRIATION AND PLACE
) OF USE

Authority

ORS 537.211 establishes the process in which a water right permit holder may submit a request to change the point of appropriation and/or place of use authorized under an existing water right permit.

Applicant

LAPINE WATER DISTRICT
PO BOX 2867
LAPINE, OR 97739

Findings of Fact

Background

1. On September 6, 2002, LaPine Water District, filed an application to amend the point of appropriation and place of use under Permit G-13444. The Department assigned the application number T-9241.
2. On November 27 and 30, 2007, Russ Dodge (CWRE #041) submitted a revised application and map, complete land use information and the remaining application fees, on behalf of the applicant, thus completing the permit amendment application.

3. The permit to be amended is as follows:

Permit: G-13444, in the name of LAPINE WATER DISTRICT
Use: QUASI-MUNICIPAL
Priority Date: NOVEMBER 8, 1993
Quantity: 2.23 CUBIC FEET PER SECOND (CFS)
Source: A WELL, in the Long Prairie Slough Basin
Date of Complete Application of Water: October 1, 2012

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

Authorized Point of Appropriation (POA):

Twp	Rng	Mer	Sec	¼ ¼	Location
22 S	11 E	WM	18	NW SE	1244 feet South and 672 feet East from the center ¼ corner of Section 18

Authorized Place of Use:

QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	¼ ¼
22 S	10 E	WM	10	SE SE
22 S	10 E	WM	11	SW SW
22 S	10 E	WM	11	SE SW
22 S	10 E	WM	13	NW NW
22 S	10 E	WM	13	SW NW
22 S	10 E	WM	13	NW SW
22 S	10 E	WM	13	SW SW
22 S	10 E	WM	14	NE NE
22 S	10 E	WM	14	NW NE
22 S	10 E	WM	14	SW NE
22 S	10 E	WM	14	SE NE
22 S	10 E	WM	14	NE NW
22 S	10 E	WM	14	NW NW
22 S	10 E	WM	14	SW NW
22 S	10 E	WM	14	SE NW
22 S	10 E	WM	14	NE SW
22 S	10 E	WM	14	NW SW
22 S	10 E	WM	14	SW SW
22 S	10 E	WM	14	SE SW
22 S	10 E	WM	14	NE SE
22 S	10 E	WM	14	NW SE
22 S	10 E	WM	14	SW SE
22 S	10 E	WM	14	SE SE
22 S	10 E	WM	15	NE NE
22 S	10 E	WM	15	SE NE
22 S	10 E	WM	15	NE SE

4. Application T-9241 proposes to change the point of appropriation (well) of the permit to two new wells located as follows:

Twp	Rng	Mer	Sec	¼ ¼	Location	Approximate Distance from Authorized Well
22 S	11 E	WM	18	NW SE	Well 1 – 1240.5 feet South and 804 feet East from the center ¼ corner of Section 18	130 feet East
22 S	11 E	WM	18	NW SE	Well 2 – 1143 feet South and 1085 feet East from the center ¼ corner of Section 18	425 feet Northeast

5. Application T-9241 also proposes to change the place of use of the permit to:

QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	¼ ¼
21 S	10 E	WM	36	NE NE*
21 S	10 E	WM	36	NW NE*
21 S	10 E	WM	36	SW NE*
21 S	10 E	WM	36	SE NE*
21 S	10 E	WM	36	SE SW*
21 S	10 E	WM	36	NE SE*
21 S	10 E	WM	36	NW SE*
21 S	10 E	WM	36	SW SE*
21 S	10 E	WM	36	SE SE*
22 S	10 E	WM	1	NW NE*
22 S	10 E	WM	1	NE NW*
22 S	10 E	WM	1	NW NW*
22 S	10 E	WM	1	SW NW*
22 S	10 E	WM	1	SE NW*
22 S	10 E	WM	1	NW SW*
22 S	10 E	WM	1	SW SW*
22 S	10 E	WM	2	NE NE*
22 S	10 E	WM	2	SE NE*
22 S	10 E	WM	2	SE SW*
22 S	10 E	WM	2	NE SE*
22 S	10 E	WM	2	NW SE*
22 S	10 E	WM	2	SW SE*
22 S	10 E	WM	2	SE SE*
22 S	10 E	WM	10	NE SE*
22 S	10 E	WM	10	SE SE
22 S	10 E	WM	11	NE NE*
22 S	10 E	WM	11	NW NE*

QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	¼ ¼
22 S	10 E	WM	11	SW NE*
22 S	10 E	WM	11	SE NE*
22 S	10 E	WM	11	NE NW*
22 S	10 E	WM	11	NW NW*
22 S	10 E	WM	11	SW NW*
22 S	10 E	WM	11	SE NW*
22 S	10 E	WM	11	NE SW*
22 S	10 E	WM	11	NW SW*
22 S	10 E	WM	11	SW SW
22 S	10 E	WM	11	SE SW
22 S	10 E	WM	11	NE SE*
22 S	10 E	WM	11	NW SE*
22 S	10 E	WM	11	SW SE*
22 S	10 E	WM	11	SE SE*
22 S	10 E	WM	12	NE NW*
22 S	10 E	WM	12	NW NW*
22 S	10 E	WM	12	SW NW*
22 S	10 E	WM	12	SE NW*
22 S	10 E	WM	12	NW SW*
22 S	10 E	WM	12	SW SW*
22 S	10 E	WM	13	NW NW
22 S	10 E	WM	13	SW NW
22 S	10 E	WM	13	NW SW
22 S	10 E	WM	13	SW SW
22 S	10 E	WM	14	NE NE
22 S	10 E	WM	14	NW NE
22 S	10 E	WM	14	SW NE
22 S	10 E	WM	14	SE NE
22 S	10 E	WM	14	NE NW
22 S	10 E	WM	14	NW NW
22 S	10 E	WM	14	SW NW
22 S	10 E	WM	14	SE NW
22 S	10 E	WM	14	NE SW
22 S	10 E	WM	14	NW SW
22 S	10 E	WM	14	SW SW
22 S	10 E	WM	14	SE SW
22 S	10 E	WM	14	NE SE

QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	¼ ¼
22 S	10 E	WM	14	NW SE
22 S	10 E	WM	14	SW SE
22 S	10 E	WM	14	SE SE
22 S	10 E	WM	15	NE NE
22 S	10 E	WM	15	SE NE
22 S	10 E	WM	15	NE SE
* = indicates proposed place of use.				

6. Notice of the application for the permit amendment was published in the Department's weekly notice on September 17, 2002, pursuant to ORS 540.520(5). No comments were filed in response to the notices.
7. The changes would not result in injury to other water rights.
8. The proposed place of use is owned and/or controlled by the permit holder.
9. The changes do not enlarge the permit.
10. The changes do not alter any other terms of the permit.
11. The proposed place of use is contiguous to the authorized place of use.

Conclusions of Law

The changes in point of appropriation and place of use proposed by Permit Amendment Application T-9241 are consistent with the requirements of ORS 537.211.

Now, therefore, it is ORDERED:

The changes and subsequent use of water shall be subject to the following conditions:

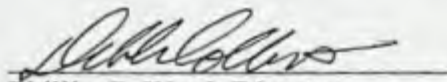
1. The combined quantity of water diverted at the new points of appropriation shall not exceed the quantity of water lawfully available at the original point of appropriation.
2. Water shall be acquired from the same ground water source as the original point of appropriation.
3. Prior to water use from the proposed points of appropriation, the permittee shall install meters or other suitable measuring devices as approved by the Director. The permittee shall maintain the meters or measuring devices in good working order, and shall keep a complete record of the amount of water used each month and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be

required by the Director. Further, the Director may require the permittee to report general water use information, including the place and nature of use of water under the permit.

The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

4. All other terms and conditions of Permit G-13444 remain the same.
5. Permit G-13444, in the name of LaPine Water District, is amended as described herein.

Dated at Salem, Oregon this 7 day of March, 2008.


Phillip C. Ward, Director

Mailing date: MAR 13 2008

STATE OF OREGON
WATER SUPPLY WELL REPORT
(as required by ORS 537.765)

Instructions for completing this report are on the last page of this form.

RECEIVED

FEB 27 1995

(START CARD) # 59688

(1) OWNER: Well Number _____
Name Pine Ridge Pump
Address 20 N.W. Greenwood Av.
City Bend State Or. Zip 97701

(2) TYPE OF WORK
☒ New Well ☐ Deepening ☐ Alteration (repair/recondition) ☐ Abandonment

(3) DRILL METHOD:
☐ Rotary Air ☐ Rotary Mud ☒ Cable ☐ Auger
☐ Other _____

(4) PROPOSED USE:
☐ Domestic ☒ Community ☐ Industrial ☐ Irrigation
☐ Thermal ☐ Injection ☐ Livestock ☐ Other _____

(5) BORE HOLE CONSTRUCTION:
Special Construction approval ☐ Yes ☐ No Depth of Completed Well 149 ft.
Explosives used ☐ Yes ☐ No Type _____ Amount _____

HOLE SEAL
Diameter From To Material From To Sacks or pounds
12" 0' 50' Bentonite 0' 50' 124 Sacks 7/8"
10" 50' 110' 50' 77'
8" 110' 149'

How was seal placed: Method ☐ A ☐ B ☒ C ☐ D ☐ E
☐ Other _____
Backfill placed from _____ ft. to _____ ft. Material _____
Gravel placed from _____ ft. to _____ ft. Size of gravel _____

(6) CASING/LINER:
Diameter From To Gauge Steel Plastic Welded Threaded
Casing: 8" 18" 137' 250' ☒ ☐ ☒ ☐
Liner: _____

Final location of shoe(s) _____

(7) PERFORATIONS/SCREENS:
☒ Perforations Method Saw
☐ Screens Type _____ Material _____
From To Slot Size Number Diameter Tele/pipe size Casing Liner
128' 136' 1/8" x 3/32" 32 per 8" ☒ ☐

(8) WELL TESTS: Minimum testing time is 1 hour

☒ Pump ☐ Bailor ☐ Air ☐ Flowing
Yield gal/min Drawdown Drill stem at Time
400 G.P.M. 5' _____ 1 hr.

Temperature of water 46 Depth Artesian Flow Found _____
Was a water analysis done? ☒ Yes By whom Pine Ridge Pump
Did any strata contain water not suitable for intended use? ☐ Too little
☐ Salty ☐ Muddy ☐ Odor ☐ Colored ☐ Other _____
Depth of strata: _____

SALEM, OREGON
(9) LOCATION OF WELL by legal description:
County Deschutes Latitude _____ Longitude _____
Township 22-S N or S Range 11-E E or W. WM. _____
Section 18 NW 1/4 SE 1/4
Tax Lot 300 Lot _____ Block _____ Subdivision _____
Street Address of Well (or nearest address) Finley Butte Rd.

(10) STATIC WATER LEVEL:
128 ft. below land surface. Date 11-6-94
Artesian pressure _____ lb. per square inch. Date _____

(11) WATER BEARING ZONES:
Depth at which water was first found 128'

From	To	Estimated Flow Rate	SWL
128'	149'	400 G.P.M.	128'

(12) WELL LOG:
Ground Elevation 4400'

Material	From	To	SWL
Top Soil	0'	2'	
pumice	2'	5'	
Sand and Gravel with brown clay	5'	38'	
Cemented Sand & Gravel	38'	75'	
Broken Red Lava	75'	95'	
Black Lava Hard	95'	110'	
Red & Black Cinder's Broken	110'	130'	128'
Red Cinder's	130'	149'	

Date started 10-12-94 Completed 2-2-95

(unbonded) Water Well Constructor Certification:
I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

WWC Number _____
Signed _____ Date _____

(bonded) Water Well Constructor Certification:
I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

WWC Number 1626
Signed Anthony George Date 2-3-95

Oregon Water Resources Department
Water Rights Division

Water Rights Application
Number G-13552

Final Order
Extension of Time for Permit Number G-13444

Appeal Rights

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

Application History

The Department issued Permit G-13444 on August 12, 1998. The permit called for complete application of water to beneficial use by October 1, 2002. On November 1, 2007, LaPine Water District submitted an application to the Department for an extension of time for Permit G-13444. In accordance with OAR 690-315-0050(2), on December 11, 2007, the Department issued a Proposed Final Order proposing to extend the time to fully apply water to beneficial use to October 1, 2012. The protest period closed January 25, 2008, in accordance with OAR 690-315-0060(1). No protest was filed.

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

CONDITIONS

1. Development Limitations

Diversion of any water beyond 1.52 cfs under Permit G-13444 shall only be authorized upon issuance of a final order approving a Water Management and Conservation Plan (WMCP) under OAR Chapter 690, Division 86. The required WMCP shall be submitted to the Department within 3 years of an approved extension application. Use of water under Permit G-13444 must be consistent with this and subsequent WMCP's approved under OAR Chapter 690, Division 86 on file with the Department.

The deadline established in this PFO for submittal of a WMCP shall not relieve a permit holder of any existing or future requirement for submittal of a WMCP at an earlier date as established through other orders of the Department. A WMCP submitted to meet the

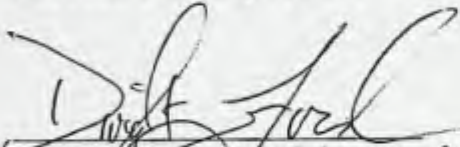
requirements of this order may also meet the WMCP submittal requirements of other Department orders

The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.630, 539.010(5) and OAR 690-315-0080(3).

Order

The extension of time for Application G-13552, Permit G-13444, therefore, is approved subject to conditions contained herein. The deadline for applying water to full beneficial use is extended to October 1, 2012.

DATED: February 7, 2008


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

If you have any questions about statements contained in this document, please contact Kim R. French at (503) 986-0813.

If you have other questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at (503) 986-0900.

**Oregon Water Resources Department
Water Rights Division**

Application for Extension of Time

In the Matter of the Application for an Extension of Time)
for Permit G-13444, Water Right Application G-13552,)
in the name of LaPine Water District) PROPOSED FINAL ORDER

Permit Information

Application File G-13552 / Permit G-13444

Basin 5 – Deschutes Basin / Watermaster District 11

Date of Priority: November 8, 1993

Authorized Use of Water

Source of Water: A Well in the Long Prairie Slough Basin
Purpose or Use: Quasi-Municipal
Maximum Rate: 2.23 Cubic Feet per Second (cfs)

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

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

This Proposed Final Order applies only to Permit G-13444, water right Application G-13552. A copy of Permit G-13444 is enclosed as Attachment 1.

Summary of Proposed Final Order for Extension of Time

The Department proposes to:

- grant an extension of time to apply water to full beneficial use from October 1, 2002 to October 1, 2012.
- make the extension of time subject to certain conditions as set forth below.

ACRONYM QUICK REFERENCE

Department – Oregon Department of Water Resources

PFO – Proposed Final Order

WMCP – Water Management and Conservation Plan

Units of Measure

cfs – cubic feet per second

gpm – gallons per minute

AUTHORITY

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

ORS 537.630(1) provides in pertinent part that the Oregon Water Resources Department (Department) may, for good cause shown, shall order and allow an extension of time, for the completion of the well or other means of developing and securing the ground water or for complete application of water to beneficial use. In determining the extension, the department shall give due weight to the considerations described under ORS 539.010 (5) and to whether other governmental requirements relating to the project have significantly delayed completion of construction or perfection of the right.

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

OAR 690-315-0080 provides in pertinent part that the Department shall make findings to determine if an extension of time for quasi-municipal water use permit holders may be approved to complete construction and/or apply water to full beneficial use.

OAR 690-315-0090(3) requires the Department, under specific circumstances, to condition an extension of time for quasi-municipal water use permit holders to provide that diversion of water beyond the maximum rate diverted under the permit or previous extension(s) shall only be authorized upon issuance of a final order approving a Water Management and Conservation Plan under OAR Chapter 690, Division 86.

FINDINGS OF FACT

Background

1. Permit G-13444 was granted to Patrick M. Gisler by the Department on August 12, 1998. On November 29, 1999, the permit was assigned to LaPine Water District. The permit authorizes the use of up to 2.23 cfs of water, from a well in the Long Prairie Slough Basin for quasi-municipal use. It specified complete application of water was to be made on or before October 1, 2002.
2. The permit holder submitted an "Application for Extension of Time" to the Department on November 1, 2007 requesting the time to apply water to full beneficial use under the terms of Permit G-13444 be extended from October 1, 2002 to October 1, 2012. This is the first extension of time request for Permit G-13444.
3. Notification of the Application for Extension of Time for Permit G-13444 was published in the Department's Public Notice dated November 6, 2007. No public comments were received regarding the extension application.

Review Criteria for Quasi-Municipal Water Use Permits [OAR 690-315-0080(1)]

The time limits to complete construction and/or apply water to full beneficial use may be extended if the Department finds that the permit holder has met the requirements set forth under OAR 690-315-0080. This determination shall consider the applicable requirements of ORS 537.230¹, 537.248², 537.630³ and/or 539.010(5)⁴

Complete Extension of Time Application [OAR 690-315-0080(1)(a)]

4. On November 1, 2007, the Department received an Application for Extension of Time and the fee required by ORS 536.050 from the permit holder.

Start of Construction [OAR 690-315-0080(1)(b)]

5. Actual construction of the well began prior to the deadline specified in the permit, being August 12, 1999.

Duration of Extension [OAR 690-315-0080(1)(c) and (1)(d)]

Under OAR 690-315-0080(1)(c), (d), in order to approve an extension of time for quasi-municipal water use permits the Department must find that the time requested is reasonable and the applicant can complete the project within the time requested.

6. The remaining work to be accomplished under Permit G-13444 consists of receiving Department approval for permit amendment T-9241 and applying water to full beneficial use.

¹ ORS 537.230 applies to surface water permits only.

² ORS 537.248 applies to reservoir permits only.

³ ORS 537.630 applies to ground water permits only.

⁴ ORS 537.010(5) applies to surface water and ground water permits.

7. As of November 1, 2007, the permit holder has appropriated 1.52 cfs of the 2.23 cfs of water authorized under Permit G-13444 for quasi-municipal purposes.
8. LaPine Water District's Permit G-13444 totals 2.23 cfs of ground water and is the District's only water right permit. LaPine Water District has not yet made beneficial use of 0.71 cfs of water under Permit G-13444.
9. As of November 1, 2007, LaPine Water District utilized a peak demand of 1.296 cfs of water from Permit G-13444.
10. As of November 1, 2007, the LaPine Water District served approximately 1,584 residential users. LaPine Water District expects to serve 4,922 residents by the year 2025, which calculates to a population growth rate of approximately 6.3 percent per year.
11. LaPine Water District's projected peak demand is approximately 3.05 cfs of water by the year 2025.
12. Full development of Permit G-13444 is needed to meet the present and future water demands of LaPine Water District.
13. Given the amount of development left to occur, the Department has determined that the permit holder's request to have until October 1, 2012, to accomplish the application of water to beneficial use under the terms of Permit G-13444 is both reasonable and necessary

Good Cause [OAR 690-315-0080(1)(e) and (3)(a-g) and (4)]

The Department's determination of good cause shall consider the requirements set forth under OAR 690-315-0080(3).

Reasonable Diligence and Good Faith of the Appropriator [OAR 690-315-0080(3)(a),(3)(c) and (4)]

Reasonable diligence and good faith of the appropriator must be demonstrated during the permit period or prior extension period as a part of evaluating good cause in determining whether or not to grant an extension. In determining the reasonable diligence and good faith of a quasi-municipal water use permit holder, the Department shall consider activities associated with the development of the right including, but not limited to, the items set forth under OAR 690-315-0080(4) and shall evaluate how well the applicant met the conditions of the permit or conditions of a prior extension period.

14. Actual construction of the well and water system began prior to the time specified in the permit, being August 12, 1999.
15. Work was accomplished (specified in the Application for Extension of Time) during the original development time frame under Permit G-13444.
16. As of November 1, 2007, the permit holder has invested \$4,997,400, which is 99.9 percent of the total projected cost for complete development of this project. The permit holder anticipates an additional \$4,550 investment is needed for the completion of this project.
17. Since the issuance of Permit G-13444 on August 12, 1998, approximately 1.52 cfs of the

2.23 cfs allowed has been appropriated for beneficial quasi-municipal purposes under the terms of this permit.

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

Cost to Appropriate and Apply Water to a Beneficial Purpose [OAR 690-315-0080(3)(b)]

19. As of November 1, 2007, the permit holder has invested \$4,997,400, which is 99.9 percent of the total projected cost for complete development of this project. The permit holder anticipates an additional \$4,550 investment is needed for the completion of this project.

The Market and Present Demands for Water [OAR 690-315-0080(3)(d)]

20. As described in Findings 7 through 12 LaPine Water District has indicated, and the Department finds that LaPine Water District must rely on full development of Permit G-13444 to meet its present and future water demands.
21. LaPine Water District projects a population increase of 6.3 percent per year over a twenty-three year period, being 2002 to 2025.
22. Given the current water supply situation of LaPine Water District, as well as current and expected demands, there is a market and present demand for the water to be supplied under Permit G-13444.
23. OAR 690-315-0090(3) requires the Department to place a condition on this extension of time to provide that diversion of water beyond 1.52 cfs under Permit G-13444 shall only be authorized upon issuance of a final order approving a Water Management and Conservation Plan (WMCP) under OAR Chapter 690, Division 86. A "Development Limitation" condition" is specified under Item 1 of the "Conditions" section of this PFO to meet this requirement.

Fair Return Upon Investment [OAR 690-315-0080(3)(e)]

24. Use and income from the permitted water development project would result in reasonable returns upon the investment made in the project to date.

Other Governmental Requirements [OAR 690-315-0080(3)(f)]

25. Delays caused by any other governmental requirements in the development of this project have not been identified.

Events which Delayed Development under the Permit [OAR 690-315-0080(3)(g)]

26. According to LaPine Water District, delay of development under Permit G-13444 was due, in part, to funding, that was obtained by federal grants and loans; and by the need for Department approval for a permit amendment.

CONCLUSIONS OF LAW

1. The applicant is entitled to apply for an extension of time to completely apply water to the full beneficial use pursuant to ORS 537.630(2).
2. The applicant has submitted a complete extension application form and the fee specified under ORS 536.050(1)(k), as required by OAR 690-315-0080(1)(a).
3. The applicant demonstrated that actual construction on the project began within the time specified in the permit, as required by OAR 690-315-0080(1)(b).
4. The time requested to apply water to full beneficial use is reasonable, as required by OAR 690-315-0080(1)(c).
5. Full application of water to beneficial use can be completed by October 1, 2012⁵ pursuant to OAR 690-315-0080(1)(d).
6. The Department has considered the reasonable diligence and good faith of the appropriator, the cost to appropriate and apply water to a beneficial purpose, the market and present demands for water to be supplied, the financial investment made and the fair return upon the investment, the requirements of other governmental agencies, and unforeseen events over which the water right permit holder had no control, and the Department has determined that the permit holder has shown good cause for an extension of time to apply the water to full beneficial use pursuant to OAR 690-315-0080(1)(e).
7. As required by OAR 690-315-0090(3) and as described in Finding 34 above and specified under Item 1 of the "Conditions" section of this PFO, that diversion of water beyond 1.52 cfs under Permit G-13444 shall only be authorized upon issuance of a final order approving a Water Management and Conservation Plan (WMCP) under OAR Chapter 690, Division 86.

Proposed Order

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

extend the time to apply the water to beneficial use under Permit G-13444 from October 1, 2002 to October 1, 2012.

Subject to the following conditions:

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

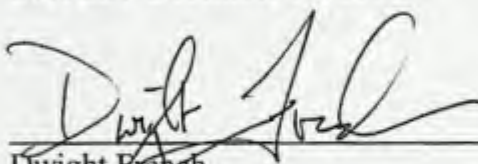
CONDITIONS

1. Development Limitations

Diversion of any water beyond 1.52 cfs under Permit G-13444 shall only be authorized upon issuance of a final order approving a Water Management and Conservation Plan (WMCP) under OAR Chapter 690, Division 86. The required WMCP shall be submitted to the Department within 3 years of an approved extension application. Use of water under Permit G-13444 must be consistent with this and subsequent WMCP's approved under OAR Chapter 690, Division 86 on file with the Department.

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

DATED: December 11, 2007


Dwight French
Administrator
Water Rights and Adjudications Division

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

Proposed Final Order Hearing Rights

1. Under the provisions of OAR 690-315-0100(1) and 690-315-0060, the applicant or any other person adversely affected or aggrieved by the proposed final order may protest and request a contested case hearing on the proposed final order. Your request for contested case hearing must be in writing and must be received by the Water Resources Department no later than **February 7, 2007**, being 45 days from the date of publication of the proposed final order in the Department's weekly public notice.
2. A written request for contested case hearing shall include:
 - a. The name, address and telephone number of the petitioner;
 - b. A description of the petitioner's interest in the proposed final order and if the protestant claims to represent the public interest, a precise statement of the public interest represented;
 - c. A detailed description of how the action proposed in the proposed final order would adversely affect or aggrieve the petitioner's interest;
 - d. A detailed description of how the final order is in error or deficient and how to correct the alleged error or deficiency;
 - e. Any citation of legal authority supporting the petitioner, if known;
 - f. Proof of service of the protest upon the water right permit holder, if petitioner is other than the water right permit holder; and

- g. The protest fee required under ORS 536.050, if petitioner is other than the water right permit holder.
- 3. Within 60 days after the close of the period for requesting a contested case hearing, the Director shall:
 - a. Issue a final order on the extension request; or
 - b. Schedule a contested case hearing if a request for contested case hearing has been submitted, and:
 - 1) Upon review of the issues, the Director finds there are significant disputes related to the proposed agency action; or
 - 2) The applicant submits a written request for a contested case hearing within 30 days after the close of the period for submitting protests.

-
- If you have any questions about statements contained in this document, please contact Kim R. French at 503-986-0813.
 - If you have questions about how to file a protest or if you have previously filed a protest and you want to know the status, please contact Patricia McCarty at 503-986-0820.
 - If you have any questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at 503-986-0801.
 - Address any correspondence to: Water Rights and Adjudications Division
725 Summer St NE, Suite A
Salem, OR 97301-1266
Fax: 503-986-0901
-

Mailing List for Extension PFO Copies

PFO Date: December 11, 2007

Application G-13552

Permit G-13444

Original mailed to Applicant:

LaPine Water District
Attn: Richard Nored
PO Box 2460
LaPine, OR 97739

Copies sent to:

1. WRD - App. File G- 13552 / Permit G-13444
2. WRD - Watermaster District 11 – Jeremy Giffin

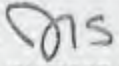
Fee paid as specified under ORS 536.050 to receive copy:

3. None

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

4. None

CASEWORKER: KRF

Copies Mailed
By: 
(SUPPORT STAFF)
on: 12/11/07
(DATE)

Mailing List for Extension FO Copies

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

FO Date: February 7, 2008

Application G-13552
Permit G-13444

Original mailed to permit holder:

LaPine Water District
Attn: Richard Nored
PO Box 2460
LaPine, OR 97739

Copies sent to:

1. WRD - App. File G-13552/ Permit G-13444
2. WRD - Watermaster District 11, Jeremy Giffin
3. WRD - Sarah Henderson (**please send permit file and transfer file with final order**)
4. WRD - Support Staff, Salem...*Permit record update*

Fee paid as specified under ORS 536.050 to receive copy:

5. None

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

6. None

CASEWORKER: KRF

Copies Mailed	
By:	<u>MS</u> (SUPPORT STAFF)
on:	<u>2/7/08</u> (DATE)

Municipal or Quasi-Municipal

Extension PFO Checklist for Water Use Permits

issued on or prior to November 2, 1998

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

Application: G - 13552 Permit: G - 13444 Permit Amendment? No ☒ Yes ☐ T-

Permit Holder's Name: LAPINE WATER DISTRICT; RICHARD ANDRE

Permit Holder's Mailing Address: PO BOX 2460, LAPINE, OR 97739

Phone Number

POD Location: Township 22S Range 11E Section 18 $\frac{1}{4}$ NWSE

Drainage Basin: 5 County: DESCHUTES Watermaster District: 11

Date Permit was issued: 8-12-98 Priority Date: 11-8-93 Date of PN: 11-4-07

Source: A WELL IN THE LONG PRAIRIE SLOUGH BASIN

Use: ☐ Municipal ☒ Quasi-Municipal

"Q": 2.23 cfs

Orig "A" Date: 8-12-99 Orig "B" Date: 10-1- — Orig "C" Date: 10-1- 2002

Extension request received: 11-1-07 Last Authorized "B" Date: 10-1- — Last Authorized "C" Date: 10-1- —

Request Number (1, 2, 3...): 1 Proposed "B" Date: 10-1- — Proposed C Date: 10-1- 2012

Conditions of Permit:

Condition Met?	Condition Not Met?	Permit Condition
☒	☐	INSTALL METER
☒	☐	SUBMIT WS REPORTS
☒	☐	SUBMIT WMCA BY 8-12-2000
☐	☐	
☐	☐	

Factors to consider in determining "Reasonable Diligence" [OAR 690-315-0080(4)]:

Yes No

- ☒ ☐ Work was accomplished within the time allowed in the permit or previous extension
- ☒ ☐ Water right permit holder conformed with the permit or previous extension conditions
- ☒ ☐ Beneficial use made of the water during the permit or previous extension time limits

• Permit holder has beneficially used 1.52 cfs/gpm/af Undeveloped portion 471 cfs/gpm/af

☐ ☐ Financial investments were made toward developing the beneficial water use.

• Amount Invested to date: \$ 4,997,400 Estimated Remaining Cost: \$ 4,550

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

Population 1584 (Year) 2007 ☒ Growth 1.3 % ☐ Population 4922 by (Year) 2025 Calculated? Yes ☒

Peak Demand 1.296 cfs/gpm (Year) 2007 ☐ Peak Demand 3.05 cfs/gpm by (Year) 2025 Calculated? Yes ☐

Application _____ - _____ Permit _____ - _____ Township _____ Range _____ Section _____

For MUNICIPAL permit ONLY. Maintaining persistence of state or federal listed fish species:

- Yes No
- ☐ ☒ Is this a Municipal use Permit? (If YES, proceed. If NO, skip to "Good Cause")
- ☐ ☐ Was this permit issued on or prior to 11/2/98? (If NO... STOP. You are using the wrong form. Use PFO Checklist MU/QM for permits issued after 1/2/98.
- ☐ ☐ Has full "Q" been beneficially used? (If YES, skip to "Good Cause")
- ☐ ☐ Is this the first extension issued since 6/29/05 (effective date of HB 3038)? (If NO, skip to "Good Cause" [refer to OAR 690-315-0080(1)(f)])
- ☐ ☐ If YES to above items, has ODFW reviewed extension application?
- ☐ ☐ Has ODFW recommended adding any conditions to the Extension PFO?
- ☐ ☐ Does the permit holder have any existing fish protection agreement with a state or federal agency?
(Refer to ODFW's review for this determination _____)

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

Yes... "Good Cause" can be found. ☒ Approval of Extension Request

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

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

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

- ☒ Max "Q" Development Limitations and Div. 856 Water Management and Conservation Plan
- ☐ Other: _____

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

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

NOTES:

Extension "PFO" Dates

Mailing / Issuance Date: _____ Protest Deadline Date: _____

Reviewer's Name: _____ Date: _____



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

Application for Extension of Time for Municipal and Quasi-Municipal Water Use Permits

TO THE DIRECTOR OF THE OREGON WATER RESOURCES DEPARTMENT

A separate extension application must be submitted for each permit as per OAR 690-315-0070(2). This page, with an original signature by the permit holder of record, must accompany any application for extension of time.

This application and a summary of review criteria and procedures that are generally applicable to this application are available at <http://www.wrd.state.or.us/OWRD/PUBS/forms.shtml>

I, LaPine Water District Richard D. Nored, P.E.
NAME OF PERMIT HOLDER [OAR 690-315-0070(1) and (3)(a)] NAME OF CONTACT
PO Box 2460 LaPine Oregon 97739
ADDRESS CITY STATE ZIP
541.269.1166 rnored@hge1.com
PHONE E-MAIL ADDRESS

the permit holder of: Application Number G - 13552
Permit Number G - 13444
[OAR 690-315-0070(3)(b)]

do hereby request that the time in which to:

☐ complete 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, _____, be extended to October 1, _____,

and/or the time in which to:

☒ apply water to full beneficial use under the terms and conditions of the permit, which time now expires on October 1, 2002, be extended to October 1, 2012.

I am the permittee, or have written authorization from the permittee, to apply for an extension of time under this permit. I certify that the information I have provided in this application is true and correct to the best of my knowledge.

Signature

Date

NOVEMBER 31, 2007

Before submitting, make sure the following items are included:

- Completed Application for Extension of Time
- Statutory fee of \$350 (ORS 536.050)
- Signature page (page 1 of application) for Application for Extension of Time
- All supporting documentation and/or evidence referenced in the Application for Extension of Time

MAIL COMPLETED APPLICATION

along with the

\$350 STATUTORY FEE (ORS 536.050) TO:

**Water Resources Department
Attn: Water Right Permit Extensions
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266**



GENERAL TIPS:

- A separate Application for Extension of Time must be submitted for each permit. OAR 690-315-0070(2).
- Request the reasonable amount of time necessary to fully develop the permit and complete the project. If you don't request enough time, OWRD may be unable to find that you can complete the project within the time requested.
- Permit extensions for Municipal and Quasi-Municipal permits are evaluated under OAR Chapter 690, Division 315. Except under limited circumstances (see OAR 690-315-0090), upon issuance of an order approving an extension of time, the permit holder will be required to submit a Water Management and Conservation Plan (WMCP) under OAR Chapter 690, Division 86 within 3 years. Diversion of water beyond the maximum rate currently diverted under the permit shall only be authorized upon approval of a WMCP. These rules may be viewed at: <http://www.wrd.state.or.us/OWRD/LAW/index.shtml>.
- The Application for Extension of Time includes more detailed tips and instructions to help you respond to each item of the application. Oregon water law and administrative rules require the OWRD to consider each of these items when reviewing a Municipal or Quasi-Municipal water use Application for Extension of Time. However, please feel free to provide OWRD with any additional information or evidence that will aid us in making our decision. Please note that OWRD may require other information that is necessary to evaluate the application. OAR 315-0070(3)(p).
- After careful review of the Application for Extension of Time, you may contact OWRD at (503) 986-0900, to ask questions and request assistance from a Permit Extensions Specialist in the Water Rights and Adjudications Division.
- Once an Application for Extension of Time is received by OWRD, it will be reviewed for completeness. OWRD will return any incomplete or deficient applications to the applicant. OAR 690-315-0080(1)(a).

Reference Materials Needed to Complete this Application

Below is a listing of the items that must be reviewed and considered when completing an Application for Extension of Time for a Municipal or Quasi-Municipal water use permit:

- The subject water right permit. If needed, a copy of the water right permit can be downloaded from the Department's Website at <http://www.wrd.state.or.us> (find the link to the Water Rights Information System (WRIS)). Or, a copy of the permit (or other documents) may be requested by water right application number from the Water Rights Division at 503-986-0900 (copy fees will apply).

- Water Management and Conservation Plan (OAR Chapter 690, Division 86), *if applicable*, per OWRD.
- Water System Master Plan, *if applicable*, per Oregon Health Division.
- Documentation which demonstrates compliance with permit conditions (for example, well construction logs; static water level measurement reports; annual water use reports; a long-term alternative water supply plan; a plan to monitor the effect of water use on ground water aquifers utilized under the permit, etc.).
- All other water rights (certificates, permits, permit amendments, transfers, and/or new applications) held by the applicant.

Definitions Pertinent to this Application for Extension of Time

Actual Construction - any physical work performed toward completion of the water system which demonstrates the water right permit holder's good faith and intention to complete the project with reasonable diligence. Actual construction does not include planning a diversion system, formulating a business plan, securing financing, letting contracts, purchasing but not installing equipment, or surveying. This definition applies to quasi-municipal permit holders, required under the applicable statute, and for municipal water use permits issued on or after June 29, 2005. OAR 690-315-0070(3)(c) and (d), and OAR 690-315-0020(3)(d)(A) and (B).

C-Date - date specified in the permit for complete application of water

Municipal Water Use - the delivery and use of water through the water service system of a municipal corporation for all water uses usual and ordinary to such systems. Examples of these water uses shall include but are not limited to domestic water use, irrigation of lawns and gardens, commercial water use, industrial water use, fire protection, irrigation and other water uses in park and recreation facilities, and street washing. Such uses shall not include generation of hydroelectric power. OAR 690-315-0010(6)(a).

Municipal Corporation - any county, city, town or district as defined in ORS 198.010 or 198.180(5) that is authorized by law to supply water for usual and ordinary municipal water uses except: an irrigation district organized under ORS Chapter 545, a drainage district organized under ORS Chapter 547, a water improvement district organized under ORS Chapter 552, or a water control district organized under ORS Chapter 553. OAR 690-315-0010(6)(b).

Permitted Time Period - period of time between the date when the permit was signed *and* the date specified in the permit for complete application of water

Quasi-Municipal Water Use - the delivery and use of water through the water service system of a corporation, other than a public corporation, created for the purpose of operating a water supply system, for those uses usual and ordinary to municipal water use, or a federally recognized Indian tribe that operates a water supply system for uses usual and ordinary to a municipal water use. OAR 690-315-0010(6)(c).

Time Period of the Previous Extension

For 2nd Application for Extension of Time - period of time between the date specified in the permit for complete application of water and the new "extended to date" for complete application of water specified in the 1st approved extension.

For 3rd or Application for Extension of Time - period of time between the "extended from date" for complete application of water and the "extended to date" for complete application of water specified in the most recently approved extension.

Undeveloped Portion of the Permit - the portion of the permit that is the difference between the maximum rate, or duty if applicable, specified in the permit and the maximum rate, or duty if applicable, diverted for beneficial use before the extension. OAR 690-315-0010(6)(g).

Work and Actions Accomplished - includes both physical work and other activities associated with the development of the water right, such as: water management planning; conservation planning; development of a water master plan for the Oregon Health Division; planning of a diversion system; demand forecasting; flow or water quality monitoring; source evaluation; entry into intergovernmental agreements for water delivery; property acquisition; engagement in governmental permitting or project financing; procurement of planning, design or construction services; surveying; and any physical work performed toward completion of the system and development of the right (e.g., pumps; pipes; well construction; treatment plant/facilities; transmission systems; distribution systems; and/or intake structures). OAR 690-315-0080(4).

Completing the Extension of Time Application for Quasi-Municipal or Municipal Use Permits

On separate sheets of paper, please provide the information requested by item numbers 1-15. OWRD will use this information to evaluate your Application for Extension of Time. *This is not meant to be a fill-in-the-blank type of application.* A Microsoft Office Word template (.dot) for this Application for Extension of Time (For Quasi-Municipal and Municipal Water Use Permits) may be available from the Extension Specialist at OWRD.

**TIP:**

When making a reference to any document, report, and/or plan:

- (1) reference the source document along with any page number(s), table(s) and/or chart(s) used in the response, and*
- (2) include a copy of the source document (or appropriate pages) with the extension application.*

[OAR 690-315-0070(3)]

1. Submit the appropriate extension of time fee (\$350), as specified under ORS 536.050.

If the extension application fee has already been paid, please provide indicate why and when it was paid. *The statute for this fee may be viewed at www.leg.state.or.us/ors/536.html.*

[OAR 690-315-0070(3)(c)]

2. For Quasi-Municipal water use permit holders, provide evidence of the actions taken to begin actual construction on the project if required under the applicable statute. All Quasi-Municipal permits issued prior to October 23, 1999, are generally required to begin actual construction within one (1) year.



TIP: See Definition of "Actual Construction"

Preferred Format for Item 2:

Begin Date May 2002. Construction of Wells and Water System began.
(month/year) (details)

[OAR 690-315-0070(3)(d)]

3. For Municipal water use permits issued on or after June 29, 2005, evidence of the actions taken to begin actual construction on the project.



TIP: See definition of "Actual Construction"

Preferred Format for Item 3:

Begin Date _____. Construction of _____ began.
(month/year) (details)

[OAR 690-315-0070(3)(e)]

4. Provide evidence of actions taken to develop the water right permit within the permitted time period and/or the time period of the previous extension.

- 1) Applications for Federal financing of construction – 8/30/1998.

Preferred Format for Item 4: Answer in conjunction with Item 8

(Use these headings and fill in details in chronological order on separate sheet(s) of paper.)

INSERT DATES	ALL WORK AND ACTIONS ACCOMPLISHED BEFORE PERMIT WAS ISSUED <i>List work/actions done before the permitted was issued – eg. Well drilled.</i>	COST ¹
INSERT DATES	ALL WORK AND ACTIONS ACCOMPLISHED BEFORE PERMIT WAS ISSUED <i>List work/actions done during the permitted time period.</i>	COST
8/12/1998	The permit was signed – find date above signature on last page of permit.	
8/30/1998	Applications for federal assistance	\$20,000
8/12/1999	The permit specified “Actual Construction Work” shall begin (“A-Date”) – not all permits contain this date.	
3/14/2001	Executed Engineering Contract for Design and Construction Management	\$1,357,750
7/5/2001	Federal Letter of Conditions for Construction	
5/24/2002	Executed Contracts for Water System Construction	
9/24/2002	Water Rights Permit Amendment Request to OWRD	\$10,000
10/1/2002	The permit specified complete application of water to the use shall be made (“C-Date”) – all permits contain this date.	
9/25/2003	Completed well construction.	\$490,000
6/25/2004	Completed water system construction.	\$3,118,650
3/25/2004	Began water service usage by LaPine residents.	
INSERT DATES	ALL WORK AND ACTIONS ACCOMPLISHED AFTER PERMIT “C-DATE” and PRIOR TO ANY EXTENSION OF TIME REQUEST <i>For the 1st Application for Extension of Time: List work/actions done after the permit “C-Date” up to the date of this extension request. For other than the 1st Application for Extension of Time: List any work/actions done after the permit C-Date but prior to the most recent extension.</i>	COST
INSERT DATES	ALL WORK AND ACTIONS ACCOMPLISHED DURING THE MOST RECENT EXTENSION OF TIME GRANTED <i>For other than the 1st Application for Extension of Time: List any work/actions done during the time period most recent extension.</i>	COST
10/1/____	“Extended To” date for complete application of water resulting from the most recent extension of time.	
10/12/2007	OWRD returned permit amendment application to LaPine Water District.	
10/18/2007	Request for extend time for full beneficial use to October 1, 2012	\$1,000
10/1/____	Last “Extended From Date” for complete application of water resulting from the most recent extension of time.	
INSERT DATES	ALL WORK AND ACTIONS ACCOMPLISHED AFTER THE MOST RECENT EXTENSION OF TIME GRANTED <i>List work/actions done after the last authorized date for complete application of water has passed.</i>	COST
Total Cost to Date		\$4,997,400

¹ In combination with Item 8

RECEIVED

NOV 01 2007

WATER RESOURCES DEPT
SALEM, OREGON

5. Provide evidence of compliance with conditions contained in the original permit, and any previous extension(s), or the reason the condition was not satisfied.
- A. Before Water Use. Permittee shall install a water meter. Meter was installed with well with well house construction, and has been in continuous operation since September 25, 2003.
 - B. Permittee shall allow Watermaster access to meter at all times. Meter has been continuously available for viewing since September 25, 2003.
 - C. Water Management and Conservation Plan was required by August 12, 2000. The water system became operational on June 25, 2004. Water Management and Conservation Plan was submitted to OWRD in December 2000 before construction funds were approved for the water system.
 - D. Conditions required construction in accordance with the General Conditions for the construction and maintenance of water wells in Oregon. Plans for construction were approved by the Oregon Human Service Division.
 - E. Construction included a usable access port and an air line and pressure gauge to monitor water level in each of the two wells provided.
 - F. LaPine worked closely with Deschutes County Planning in developing water system improvements, and all construction was in compliance with statewide land use goals.
 - G. Well construction logs are attached hereto.
 - H. A Water Management and Conservation Plan and a long-term water supply have been supplied to OWRD as part of the planning and construction process.

If needed, please contact OWRD for assistance in identifying and/or interpreting which conditions in the water permit are pertinent to the Application for Extension of Time.

Preferred Format for Item 5:

Attach a copy of your permit and, if applicable, any prior permit extension(s) or permit amendments with condition(s) identified and hand-numbered in a continuous numeric sequence throughout all such documents. Your written response to Item 5 should reference each condition(s) by number to correspond with the hand-written numbers on the permit and, if applicable, any prior permit extension(s) or permit amendments.

A copy of the water right permit is attached.

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

The maximum instantaneous rate, or duty if applicable, must be based upon at least a continuous 4-hour period of beneficial water use, and reported in the same units of measurement as specified on the permit, being cfs (cubic feet per second), gpm (gallons per minute), or AF (acre-feet – usually only specified on a reservoir right to store water). *Do not provide daily, monthly or annual water use totals.*

Two wells are provided in LaPine. Each well is equipped with a 685 gpm pump. (1.025 cfs each)

Preferred Format for Item 6:

Maximum instantaneous rate used to date = 3.05 cfs (cubic feet per second) or,

Maximum instantaneous rate used to date = 685 gpm (gallons per minute) each well.
Two (2) wells provided. Wells alternate currently. The LaPine Water District has recently grown to the point where additional capacity is needed and both pumps will run together during peak demand periods. A final claim or beneficial usage will be filed immediately after extension and amendment of permit is approved.

Acre Feet stored to date= _____ AF

7. Provide an estimate of the population served under this permit and a description of the methodology(ies) used to make the estimate.

Estimate the current population that is supplied water by the municipality or quasi-municipality and if applicable, current population served under this permit. Describe how that estimate was derived, or cite the source document from which the data was obtained. Include any calculations, formulas, supporting documentation, including copies of source documents.

Current population of the LaPine Water District is 1584 people. Source is LaPine enumeration for migration, February 2007. Enumeration is attached.

8. Provide a description of the financial expenditures made toward completion of the water development under this permit.

Provide a list that describes all major work and actions accomplished from the date this permit was issued up to the time this extension application is prepared. Include dates the work was accomplished, the cost of each development component listed, and the total cost of all work described.

Preferred Format for Item 8: Answer in conjunction with Item 4

DATE	WORK OR ACTIONS ACCOMPLISHED	COST
5/24/2002	Water Distribution Improvements	\$2,535,599
5/24/2002	Water Transmission Improvements	\$228,339
5/24/2002	Well and Reservoir Improvements	\$1,919,200
6/30/2004	Office Complex	\$314,262
Total Cost		\$4,997,400

[OAR 690-315-0070(3)(j)]

9. Provide an estimate of the cost necessary to complete the water development.

Provide your best estimate of the total remaining financial investment necessary to complete construction of the system and/or apply water to full beneficial use. Include a list that briefly describes the major future components or actions needed, the approximate time frames, and estimated costs anticipated to complete the water development within the parameters of this permit.

Work is completed for the District. Future growth is subdivision activity in the area.

[OAR 690-315-0070(3)(k)]

10. Provide a summary of any events that delayed completion of the water development or application of water to full beneficial use, including other governmental requirements (if any), relating to the project that have significantly delayed completion of construction or perfection of the right.

The initial permit was prepared by a private company. The LaPine Water District formed by election to serve the community. Funding was obtained through Federal grants and loans, which delayed the process. A permit amendment was prepared and submitted to OWRD in 2002 and returned in 2007 with a request to extend the time period for full beneficial usage.

11-A. Provide an estimated demand projection and a description of the methodology(ies) used for the subject water right permit, considering the other water rights held by the municipal or quasi-municipal water use permit holder, and a date by which the water development is anticipated to be completed and water put to full beneficial use.

In developing your estimated demand projections for the permit being extended, you should include the following items:

a) Inventory of Water Rights Held

Total water rights in the District consist of this permit, for 2.23 cfs. Full beneficial usage of this permit will be achieved immediately after this permit extension and a permit amendment are approved. The District will demonstrate full beneficial usage and file a claim for certification of the water right within 60 days of OWRD approval of the permit extension and approval of a permit amendment to the original service area.

b) Water Supply Contracts and/or Agreements

None.

c) Current Peak Water Demands

Peak instantaneous demand will be 1370 gpm or 3.05 cfs when both wells are operating. Maximum daily usage is estimated at 1.296 cfs.

d) Projected Population and Future Peak Water Demands

Deschutes County Community Development population projections for 2025 is 4922 people served by LaPine Water District. Deschutes County developed a Water and Wastewater Capital Facilities Plan, 2002, that projects 2025 maximum daily needs of 1.296 cfs. Peak instantaneous demand will be 3.05 cfs.

e) Potential Growth

Growth is rapid in LaPine and Deschutes County. LaPine has recently incorporated and rapid growth is occurring within District boundaries.

f) Provide Date

October 1, 2009.

[OAR 690-315-0070(3)(l)]

- 11-B. Application for Extension of Time requests for greater than 50 years must include documentation that the demand projection is consistent with the amount and types of lands and uses proposed to be served by the permit holder.

Planning for the area receiving water service for the City of LaPine has been extensive. Deschutes County Community Development growth projections are for 1.296 cfs water demand in 2025.

[OAR 690-315-0070(3)(m)]

12. Provide a summary of the future plan and schedule to complete construction and/or perfect the water right.

Considering the demand projections in Item 11-A, describe major future work and actions that must be accomplished in order to fully develop and perfect the subject permit. Provide a list of the planning, work and/or actions that must occur, and give an approximate date range by which that work or action is expected to be accomplished. The review of a Capital Improvement Plan (CIP) or other system infrastructure improvement plan may help when formulating a response.

Preferred Format for Item 12: Answered in conjunction with Item 9

APPROXIMATE DATE RANGE	WORK AND ACTIONS TO BE ACCOMPLISHED	ESTIMA TED COST ¹
10/18/2007	Extension of Time Request	\$1,000
10/30/2009	Approval of Extension of Time Request	\$350
11/15/2009	Amendment of Permit Request	\$1,000
10/30/2010	Approval of Amendment to Permit Request	\$200
11/15/2010	Claim of Beneficial Usage Request	\$2000
Total Cost		\$4,550

¹ In combination with Item 8

[OAR 690-315-0070(3)(n)]

13. Justify the time requested to complete the project and/or apply the water to full beneficial use.

A justification should integrate information from Items 9, 10, 11-A, 11-B, and 12 of this application, and should include any other information or evidence to establish that the requested amount of time is reasonable, and that you will be able to complete the project within the amount of time requested.

Project is complete. Growth by infill is occurring throughout the District. Timing is primarily dependent on OWRD time frame for approval of extension of time for permit, and in time frame to demonstrate peak usage for 2 wells.

[OAR 690-315-0070(3)(o)]

14. Provide any other information you wish OWRD to consider while evaluating the Application for Extension of Time

None

[OAR 690-315-0070(3)(q)]

15. For Municipal water use permits issued before November 2, 1998, for the first extension issued after June 29, 2005, provide a copy of any agreements regarding use of the undeveloped portion of the permit between the permit holder and a federal or state agency that include conditions or required actions that maintain the persistence of listed fish species in the portions of the waterways affected by water use under the permit.

None – Permit is for groundwater. Permit states that “Use of Water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

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**WATER RESOURCES DEPT
SALEM, OREGON**

LaPine, Oregon**INVENTORY OF EXISTING WATER RIGHTS**

(certificates, permits, transfers, or new applications)

Attachment "A"***Ground Water***

Application/Permit Number	Certificate Number	Source	Use	Priority Date	Authorized Amount of Water	Max Amount of Beneficial Water Use	*Use Limitations
G-13532/G-13444		Well in Long Prairie Slough Basin	Quasi-Municipal	11/8/1993	2.23 cfs	1.52 cfs	* Full permitted usage will be demonstrated immediately after permit extension is approved

Surface Water

Application/Permit Number	Certificate Number	Source	Use	Priority Date	Authorized Amount of Water	Max Amount of Beneficial Water Use	*Use Limitations

Pending Applications

Application Number	Proposed Source	Proposed Use	Priority Date	Proposed Amount of Water	*Use Limitations

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SALEM, OREGON**

STATE OF OREGON WATER SUPPLY WELL REPORT

(as required by ORS 537.765)

(1) OWNER:

Well Number: Well A

Name: LaPine Community Water District

Address: P.O. Box 2867

City: LaPine

State: OR

Zip: 97739

(2) TYPE OF WORK:

(repair/

☒ New Well ☐ Deepening ☐ Alteration/recondition ☐ Abandonment

(3) DRILL METHOD:

☒ Rotary Air ☐ Rotary Mud ☐ Cable ☐ Auger☐ Other:

(4) PROPOSED USE:

☐ Domestic ☒ Community ☐ Industrial ☐ Irrigation☐ Thermal ☐ Injection ☐ Livestock ☐ Other

(5) BORE HOLE CONSTRUCTION:

Special Construction approval ☐ Yes ☒ No

Depth of Completed Well 251'

Explosives Used ☐ Yes ☒ No Type

Amount

HOLE			SEAL			sacks or pounds
Diameter	From	To	Material	From	To	
12"	0'	30'	Cement	0'	30'	66 Sacks
15"	30'	129'	Cement	30'	129'	176 Sacks

How was seal placed: Method ☐ A ☐ B ☒ C ☐ D ☐ E☐ Other

Backfill placed from to Material

from to Material

Gravel placed from to Size of gravel

(6) CASING/LINER:

CASING:

Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
12"	+4'	151'	.250	☒	☐	☒	☐
				☐	☐	☐	☐
				☐	☐	☐	☐

LINER:

10"	-143'	154'	.250	☒	☐	☒	☐
10"	-204'	-221'	.250	☒	☐	☒	☐

Final location of Shoe(s):

(7) PERFORATIONS/SCREENS:

☐ Perforations Method:☒ Screen Type: 304 Material: S.S.

From	To	Slot Size	No.	Diameter	Tele/pipe size	Casing	Liner
154'	204'	100		12"	T	☐	☒
221'	251'	100		12"	T	☐	☒
						☐	☐
						☐	☐

(8) WELL TESTS: Minimum testing time is 1 hour

☒ Pump ☐ Baller ☐ Air ☐ Flowing Artesian

Yield gpm Drawdown Drill Stem at Time

				1 hr.
1300	24			24 hr.

Temperature of water 47 Depth Artesian Flow Found

Was a water analysis done? Yes By whom: JRS

Did any strata contain water not suitable for intended use? (explain)

No

Depth of Strata: N/A

WELL ID # L 50208

START CARD # 82085

(9) LOCATION OF WELL by legal description:

County: Deschutes Latitude: Longitude:

Township: 22S Range: 11E

Section: 18 NW ¼ SE ¼

Tax Lot: 300 Lot: Block: Subdivision:

Street Address of Well (or nearest address)

3 1/2 Miles East of Hwy 97 on Finly Butte Rd

(10) STATIC WATER LEVEL:

116 Ft. below land surface

Date 8/30/02

Artesian pressure lb. per sq. in.

Date:

(11) WATER BEARING ZONES:

Depth at which water was first found 131

From	To	Est. Flow Rate	SWL
131	151	10 GPM	116
154	170	100 GPM	
191	197	350 GPM	116
228	249	350 GPM	116

(12) WELL LOG:

Ground Elevation:

Material	From	To	SWL
Soil Mod Brown	0	2	
Sand Brown Course	2	30	
Cemented Conglom Brown-Red	30	39	
Cemented Conglom Gray	39	51	
Cinders-Lava Mix Red-Green	51	74	
Cinders-Lava Mixed Red-Black	74	121	
Lava Hard Green-Black	121	129	
Lava Black Loose	129	151	
Lava Gray Hard	151	159	
Lava Med Gray-Red	159	170	
Lava Med Gray	170	191	
Lava Gray Fract	191	197	
Lava Gray Hard	197	216	
Lava Gray Fract	216	251	

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SALEM OREGON

Date Started: 08/02/02

Completed: 08/30/02

(unbonded) Water Well Constructor Certification:

I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

WWC Number 223

Signed

Date 09/25/02

(bonded) Water Well Constructor Certification:

I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

WWC Number 223

Signed

Date 09/25/02

Aug 29 02 12:30p

HGE INC.

541 269 1833

P.2

LAPINE Well #1

1050-1100 A.M.

Start 2:15 P.M. 8-29-02

Finish 2:45 P.M. 8-30-02

WELL PUMPING-DRAWDOWN TEST

Test No.	Period	Time, Min.	Well No. 1
1	0	0	117.4
2	2 min.	2	132.6
3	2 min.	4	132.6
4	2 min.	6	132.5
5	2 min.	8	132.3
6	2 min.	10	132.7
7	2 min.	12	132.4
8	2 min.	14	132.4
9	2 min.	16	132.8
10	2 min.	18	132.4
11	2 min.	20	132.4
12	2 min.	22	132.4
13	2 min.	24	132.4
14	2 min.	26	132.4
15	2 min.	28	132.4
16	2 min.	30	132.5
17	2 min.	32	132.4
18	2 min.	34	132.4
19	2 min.	36	132.3
20	2 min.	38	132.4
21	2 min.	40	132.4
22	2 min.	42	132.3
23	2 min.	44	132.6
24	2 min.	46	132.4
25	2 min.	48	132.5
26	2 min.	50	132.6
27	2 min.	52	132.4
28	2 min.	54	132.6
29	2 min.	56	132.6
30	2 min.	58	132.6
31	2 min.	60	132.6
32	5 min.	65	132.6
33	5 min.	70	132.7
34	5 min.	75	132.7
35	5 min.	80	132.6
36	5 min.	85	132.7
37	5 min.	90	132.7
38	5 min.	95	132.7

Test No.	Period	Time, Min.	Well No. 1
39	5 min.	100	132.6
40	5 min.	105	132.6
41	5 min.	110	132.5
42	5 min.	115	132.6
43	5 min.	120	132.6
44	10 min.	130	132.6
45	10 min.	140	132.6
46	10 min.	150	132.6
47	10 min.	160	132.6
48	10 min.	170	132.6
49	10 min.	180	132.6
50	10 min.	190	132.6
51	10 min.	200	132.6
52	10 min.	210	132.6
53	10 min.	220	132.6
54	10 min.	230	132.6
55	10 min.	240	132.6
56	30 min.	270	132.6
57	30 min.	300	132.6
58	30 min.	330	132.6
59	30 min.	360	132.6
60	1 hr.	420	132.6
61	1 hr.	480	132.6
62	1 hr.	540	132.6
63	1 hr.	600	132.6
64	1 hr.	660	132.6
65	1 hr.	720	132.5
66	1 hr.	780	132.5
67	1 hr.	840	132.5
68	1 hr.	900	132.5
69	1 hr.	960	132.5
70	1 hr.	1020	132.5
71	1 hr.	1080	132.5
72	1 hr.	1140	132.5
73	1 hr.	1200	132.6
74	1 hr.	1260	132.7
75	1 hr.	1320	132.7
76	1 hr.	1380	132.7
77	1 hr.	1440	132.7

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WATER RESOURCES DEPT
SALEM, OREGON

STEVE COY

2 PAGES

Well Recovery Measurements

Static before test 117.4

Test No.	Period	Time	Well No. 2	Test No.	Period	Time	Well No. 1
1	0	0		1	0	0	
2	30 Sec.	0.5	117.7	2	2 Min.	2	
3	30 Sec.	1	117.45	3	2 Min.	4	
4	30 Sec.	1.5	117.4	4	2 Min.	6	
5	30 Sec.	2	117.4	5	2 Min.	8	
6	30 Sec.	2.5		6	2 Min.	10	
7	30 Sec.	3		7	2 Min.	12	
8	30 Sec.	3.5		8	2 Min.	14	
9	30 Sec.	4		9	2 Min.	16	
10	30 Sec.	4.5		10	2 Min.	18	
11	30 Sec.	5		11	2 Min.	20	
12	30 Sec.	5.5		12	2 Min.	22	
13	30 Sec.	6		13	2 Min.	24	
14	30 Sec.	6.5		14	2 Min.	26	
15	30 Sec.	7		15	2 Min.	28	
16	30 Sec.	7.5		16	2 Min.	30	
17	30 Sec.	8		17	2 Min.	32	
18	30 Sec.	8.5		18	2 Min.	34	
19	30 Sec.	9		19	2 Min.	36	
20	30 Sec.	9.5		20	2 Min.	38	
21	30 Sec.	10		21	2 Min.	40	
22	1 Min.	11		22	2 Min.	42	
23	1 Min.	12		23	2 Min.	44	
24	1 Min.	13		24	2 Min.	46	
25	1 Min.	14		25	2 Min.	48	
26	1 Min.	15		26	2 Min.	50	
27	5 Min.	20		27	2 Min.	52	
28	5 Min.	25		28	2 Min.	54	
29	5 Min.	30		29	2 Min.	56	
30	5 Min.	35		30	2 Min.	58	
31	5 Min.	40		31	2 Min.	60	
32	5 Min.	45		32	5 Min.	65	
33	5 Min.	50		33	5 Min.	70	
34	5 Min.	55		34	5 Min.	75	
35	5 Min.	60		35	5 Min.	80	
36	15 Min.	75		36	5 Min.	85	
37	15 Min.	90		37	5 Min.	90	
38	15 Min.	105		38	5 Min.	95	
39	15 Min.	120		39	5 Min.	100	
40	15 Min.	135		40	5 Min.	105	
41	15 Min.	150		41	5 Min.	110	
42	15 Min.	165		42	5 Min.	115	
43	15 Min.	180		43	5 Min.	120	
44	15 Min.	195		44	10 Min.	130	
45	15 Min.	210		45	10 Min.	140	

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WATER RESOURCES DEPT
SALEM, OREGON

24 hr test 1300 G.P.M.
start 9:00 A.M.

att STEVE Coy

Well #2

WELL PUMPING- DRAWDOWN TEST

Test No.	Period	Time, Min	Well No. 2
1	0	0	121.2
2	2 min.	2	130.2
3	2 min.	4	130.2
4	2 min.	6	130.2
5	2 min.	8	130.2
6	2 min.	10	130.2 1/2
7	2 min.	12	130.2 1/2
8	2 min.	14	130.3 1/2
9	2 min.	16	130.3 1/2
10	2 min.	18	130.3 1/2
11	2 min.	20	130.3
12	2 min.	22	130.5 1/2
13	2 min.	24	130.3 1/2
14	2 min.	26	130.3 1/2
15	2 min.	28	130.4
16	2 min.	30	130.3 1/2
17	2 min.	32	130.5 1/2
18	2 min.	34	130.3 1/2
19	2 min.	36	130.3
20	2 min.	38	130.3
21	2 min.	40	130.3
22	2 min.	42	130.5 1/2
23	2 min.	44	130.3
24	2 min.	46	130.3
25	2 min.	48	130.3 1/2
26	2 min.	50	130.3 1/2
27	2 min.	52	130.3 1/2
28	2 min.	54	130.3 1/2
29	2 min.	56	130.3 1/2
30	2 min.	58	130.3 1/2
31	2 min.	60	130.3 1/2
32	5 min.	65	130.3 1/2
33	5 min.	70	130.3 1/2
34	5 min.	75	130.3 1/2
35	5 min.	80	130.4
36	5 min.	85	130.4
37	5 min.	90	130.4
38	5 min.	95	130.4

Test No.	Period	Time, Min.	Well No. 2
39	5 min.	100	130.4
40	5 min.	105	130.4
41	5 min.	110	130.4
42	5 min.	115	130.3 1/2
43	5 min.	120	130.3 1/2
44	10 min.	130	130.3 1/2
45	10 min.	140	130.3 1/2
46	10 min.	150	130.3 1/2
47	10 min.	160	130.3 1/2
48	10 min.	170	130.3 1/2
49	10 min.	180	130.3 1/2
50	10 min.	190	130.3 1/2
51	10 min.	200	130.3 1/2
52	10 min.	210	130.3 1/2
53	10 min.	220	130.3 1/2
54	10 min.	230	130.3 1/2
55	10 min.	240	130.3 1/2
56	30 min.	270	130.3 1/2
57	30 min.	300	130.3 1/2
58	30 min.	330	130.3 1/2
59	30 min.	360	130.4
60	1 hr.	420	130.4
61	1 hr.	480	130.3 1/2
62	1 hr.	540	130.4
63	1 hr.	600	130.3 1/2
64	1 hr.	660	130.3
65	1 hr.	720	130.3 1/2
66	1 hr.	780	130.3 1/2
67	1 hr.	840	130.3 1/2
68	1 hr.	900	130.3 1/2
69	1 hr.	960	130.3
70	1 hr.	1020	130.3 1/2
71	1 hr.	1080	130.3 1/2
72	1 hr.	1140	130.3
73	1 hr.	1200	130.3 1/2
74	1 hr.	1260	130.3 1/2
75	1 hr.	1320	130.3 1/2
76	1 hr.	1380	130.3 1/2
77	1 hr.	1440	130.3 1/2

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WATER RESOURCES DEPT
SALEM, OREGON

static level 121.2

Well Recovery Measurements

Test No.	Period	Time	Well No. 2	Test No.	Period	Time	Well No. 1
1	0	0	130.3 1/2	1	0	0	
2	30 Sec.	0.5	131.8	2	2 Min.	2	
3	30 Sec.	1	131.7	3	2 Min.	4	
4	30 Sec.	1.5	131.6	4	2 Min.	6	
5	30 Sec.	2	131.3	5	2 Min.	8	
6	30 Sec.	2.5	131.3	6	2 Min.	10	
7	30 Sec.	3	131.3	7	2 Min.	12	
8	30 Sec.	3.5	131.3	8	2 Min.	14	
9	30 Sec.	4	131.2 1/4	9	2 Min.	16	
10	30 Sec.	4.5	131.2 1/4	10	2 Min.	18	
11	30 Sec.	5	131.2 1/4	11	2 Min.	20	
12	30 Sec.	5.5	131.2 1/4	12	2 Min.	22	
13	30 Sec.	6	131.2 1/4	13	2 Min.	24	
14	30 Sec.	6.5	131.2	14	2 Min.	26	
15	30 Sec.	7	131.2	15	2 Min.	28	
16	30 Sec.	7.5	131.2	16	2 Min.	30	
17	30 Sec.	8		17	2 Min.	32	
18	30 Sec.	8.5		18	2 Min.	34	
19	30 Sec.	9		19	2 Min.	36	
20	30 Sec.	9.5		20	2 Min.	38	
21	30 Sec.	10		21	2 Min.	40	
22	1 Min.	11		22	2 Min.	42	
23	1 Min.	12		23	2 Min.	44	
24	1 Min.	13		24	2 Min.	46	
25	1 Min.	14		25	2 Min.	48	
26	1 Min.	15		26	2 Min.	50	
27	5 Min.	20		27	2 Min.	52	
28	5 Min.	25		28	2 Min.	54	
29	5 Min.	30		29	2 Min.	56	
30	5 Min.	35		30	2 Min.	58	
31	5 Min.	40		31	2 Min.	60	
32	5 Min.	45		32	5 Min.	65	
33	5 Min.	50		33	5 Min.	70	
34	5 Min.	55		34	5 Min.	75	
35	5 Min.	60		35	5 Min.	80	
36	15 Min.	75		36	5 Min.	85	
37	15 Min.	90		37	5 Min.	90	
38	15 Min.	105		38	5 Min.	95	
39	15 Min.	120		39	5 Min.	100	
40	15 Min.	135		40	5 Min.	105	
41	15 Min.	150		41	5 Min.	110	
42	15 Min.	165		42	5 Min.	115	
43	15 Min.	180		43	5 Min.	120	
44	15 Min.	195		44	10 Min.	130	
45	15 Min.	210		45	10 Min.	140	

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WATER RESOURCES DEPT
SALEM, OREGON

STATE OF OREGON

COUNTY OF DESCHUTES

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

LAPINE WATER COMPANY, PAT GISLER
1470 NE 1ST STREET #100
BEND, OREGON 97701-4267

(503) 389-5800

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

APPLICATION FILE NUMBER: G-13552

SOURCE OF WATER: A WELL IN THE LONG PRAIRIE SLOUGH BASIN

PURPOSE OR USE: QUASI-MUNICIPAL

MAXIMUM RATE: 2.23 CUBIC FOOT PER SECOND

PERIOD OF USE: YEAR ROUND

DATE OF PRIORITY: NOVEMBER 8, 1993

POINT OF DIVERSION LOCATION: NW 1/4 SE 1/4, SECTION 18, T22S, R11E,
W.M.; 1244 FEET SOUTH & 672 FEET EAST FROM THE C 1/4 CORNER SECTION 18

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SE 1/4 SE 1/4
SECTION 10

SW 1/4 SW 1/4
SE 1/4 SW 1/4
SECTION 11

NW 1/4 NW 1/4
SW 1/4 NW 1/4
NW 1/4 SW 1/4
SW 1/4 SW 1/4
SECTION 13

ALL
SECTION 14

ASSIGNED, See Misc. Rec., Vol. 8 Page 530-53

NE 1/4 NE 1/4
SE 1/4 NE 1/4
NE 1/4 SE 1/4
SECTION 15

TOWNSHIP 22 SOUTH, RANGE 10 EAST, W.M.

4 566
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WATER RESOURCES DEPT
SALEM OREGON

Measurement, recording and reporting conditions:

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

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

Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

Within 2 years of permit issuance, the permittee shall submit a water management and conservation plan consistent with OAR Chapter 690, Division 86.

STANDARD CONDITIONS

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

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

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to

the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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

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

Actual construction of the well shall begin by August 12, 1999. Complete application of water to the use shall be made on or before October 1, 2002. Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

Issued August 12, 1998

Dwight French for
Martha O. Pagel, Director
Water Resources Department

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NOV 01 2007

WATER RESOURCES DEPT
SALEM, OREGON

PERMIT G-13444
District 11

Application G-13552 Water Resources Department
Basin 05 Volume 1A LT DESCHUTES R MISC
RWK MGMT.CODES 7BG 7BR 7JG 7JR

Results from the La Pine Enumeration, February 2007

CITY OF LA PINE, OREGON	Housing Type				Total
	SFR	MFR	MH	GQ	
Contacted Occupied Units	343	62	172		577
Occupied Units that Refused or were Not available	37	6	5		48
Total Occupied units	380	68	177		625
Vacant/Seasonal Units	181	16	22		219
Total Housing Units	561	84	199		844
Contacted Population in Occupied Units	911	166	320		1,397
Population Est. in Occupied Units that Refused, or were Not Available	99	16	9		124
Total Population in Occupied Units	1,010	182	329		1,521
Group Quarters Population				63	63
Total Population	1,010	182	329	63	1,584
Current Average # Persons per Household (occupied housing unit)	2.66	2.68	1.86		2.43
Current Average # Persons per Housing Unit	1.80	2.17	1.65		1.80

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 NOV 01 2007
 WATER RESOURCES DEPT
 SALEM, OREGON

STATE OF OREGON
WATER SUPPLY WELL REPORT
(as required by ORS 537.765)

Instructions for completing this report are on the last page of this form.

RECEIVED

FEB 27 1995

22S/11E/18d6
(START CARD) # 59688

WATER RESOURCES DEPT.

(1) OWNER: Well Number _____
Name Pine Ridge Pump
Address 20 N.W. Greenwood Av.
City Bend State Or. Zip 97701

(2) TYPE OF WORK
☒ New Well ☐ Deepening ☐ Alteration (repair/recondition) ☐ Abandonment

(3) DRILL METHOD:
☐ Rotary Air ☐ Rotary Mud ☒ Cable ☐ Auger
☐ Other _____

(4) PROPOSED USE:
☐ Domestic ☒ Community ☐ Industrial ☐ Irrigation
☐ Thermal ☐ Injection ☐ Livestock ☐ Other _____

(5) BORE HOLE CONSTRUCTION:
Special Construction approval ☐ Yes ☐ No Depth of Completed Well 149 ft.
Explosives used ☐ Yes ☐ No Type _____ Amount _____

HOLE SEAL
Diameter From To Material From To Sacks or pounds
12" 0 50' Bentonite 0 50' 124 sacks 7/8"
10" 50' 110' 50' 77'
8" 110' 149'

How was seal placed: Method ☐ A ☐ B ☒ C ☐ D ☐ E
☐ Other _____

Backfill placed from _____ ft. to _____ ft. Material _____
Gravel placed from _____ ft. to _____ ft. Size of gravel _____

(6) CASING/LINER:
Diameter From To Gauge Steel Plastic Welded Threaded
Casing: 8" +18" 137' 250 ☒ ☐ ☒ ☐
Liner: ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐

Final location of shoe(s) _____

(7) PERFORATIONS/SCREENS:
☒ Perforations Method Saw
☐ Screens Type _____ Material _____
From To Slot Size Number Diameter Tele/pipe size Casing Liner
128' 136' 8x3 32 per 8" ☒ ☐
 ☐ ☐
 ☐ ☐
 ☐ ☐
 ☐ ☐

(8) WELL TESTS: Minimum testing time is 1 hour

☒ Pump ☐ Bailer ☐ Air ☐ Flowing
Yield gal/min Drawdown Drill stem at Time
400 G.P.M. 5' 1 hr.

Temperature of water 46 Depth Artesian Flow Found _____
Was a water analysis done? ☒ Yes By whom Pine Ridge Pump
Did any strata contain water not suitable for intended use? ☐ Too little
☐ Salty ☐ Muddy ☐ Odor ☐ Colored ☐ Other _____
Depth of strata: _____

(9) LOCATION OF WELL by legal description:
County Deschutes Latitude _____ Longitude _____
Township 22-S N or S Range 11-E E or W. WM. _____
Section 18 NW 1/4 SE 1/4
Tax Lot 300 Lot _____ Block _____ Subdivision _____
Street Address of Well (or nearest address) Finley Butte Rd.

(10) STATIC WATER LEVEL:
128 ft. below land surface. Date 11-6-94
Artesian pressure _____ lb. per square inch. Date _____

(11) WATER BEARING ZONES:
Depth at which water was first found 128'
From To Estimated Flow Rate SWL
128' 149' 400 G.P.M. 128'

(12) WELL LOG:
Ground Elevation 4400'

Material	From	To	SWL
Top Soil	0'	2'	
pumice	2'	5'	
Sand and Gravel with brown clay	5'	38'	
Cemented Sand & Gravel	38'	75'	
Broken Red Lava	75'	95'	
Black Lava Hard	95'	110'	
Red & Black Cinder's Broken	110'	130'	128'
Red Cinder's	130'	149'	

Date started 10-12-94 Completed 2-2-95

(unbonded) Water Well Constructor Certification:
I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

WWC Number _____
Signed _____ Date _____

(bonded) Water Well Constructor Certification:
I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

WWC Number 1626
Signed Anthony George Date 2-3-95

Application # G-13552 Permit # G-13444

Public Notice Route Slip ... New Application Extension of Time
per Division 315 Rules... (Extensions received on July 1, 2001 or after)

♦ **WRIG...**

Money Receipted on: 11/1/07

♦ **Kim French...**



Added to tracking spreadsheet

After fee is receipted and app is added to spreadsheet, route to...

♦ **Jonnine Skaug...**



Publish on Public Notice (initial 30-day comment): Date of notice 11/6/07 JIS



Update WRIS Database



In the "PNotice Date" field... Enter the date the Extension Application was published on the Public Notice.



In the "Ext Filed" field... Enter the date the Extension Application was received.

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **90432**

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172
(503) 986-0900 / (503) 986-0904 (fax)

INVOICE # _____

RECEIVED FROM: Architects, Engineers
BY: Surveyors & Planners

APPLICATION	G 13552
PERMIT	
TRANSFER	

CASH: ☐ CHECK: # 8136 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 350.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES \$
OTHER: (IDENTIFY) \$

0243 I/S Lease 0244 Muni Water Mgmt. Plan 0245 Cons. Water

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES \$
0410 RESEARCH FEES \$
0408 MISC REVENUE: (IDENTIFY) \$
TC162 DEPOSIT LIAB. (IDENTIFY) \$
0240 EXTENSION OF TIME \$ 397.00

WATER RIGHTS:

0201 SURFACE WATER	EXAM FEE	0202	RECORD FEE
0203 GROUND WATER	\$	0204	\$
0205 TRANSFER	\$		

WELL CONSTRUCTION

0216 WELL DRILL CONSTRUCTOR	EXAM FEE	0219	LICENSE FEE
LANDOWNER'S PERMIT	\$	0220	\$

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ CARD #
0210 MONITORING WELLS \$ CARD #
OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD) \$
0231 HYDRO LICENSE FEE (FW/WRD) \$
HYDRO APPLICATION \$

TREASURY OTHER / RDX

FUND _____ TITLE _____
OBJ. CODE _____ VENDOR # _____
DESCRIPTION \$

RECEIPT:

90432

DATED: 11-1-07

BY: J. Parille

HGE, Inc. Architects, Engineers, Surveyors & Planners • COOS BAY, OREGON

OREGON WATER RESOURCES DEPT

Check Number:

08136

Date: 10/31/2007

Check Amt:

\$350.00

Tran # Invoice

Type

Date

Reference

Balance

Discount

Pay Amount

12861 103107

Invoice

10/31/07 Permit Amendment App. 9881

\$350.00

\$0.00

\$350.00 •

RECEIVED

NOV 01 2007

**WATER RESOURCES DEPT
SALEM, OREGON**



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

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

November 6, 2007

REFERENCE: Application for Extension of Time

Dear Extension of Time Applicant:

The Water Rights Section has received your application for an extension of time for **APPLICATION FILE # G-13552 (PERMIT # G-13444)**. Your application will be reviewed in the near future. Following the review, you will receive a Proposed Final Order either approving or rejecting the extension of time request. A 45-day protest period begins upon issuance of the Proposed Final Order. After the protest period closes, a Final Order is issued.

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

Application # G-13552 / Permit # G-13444

Permit Holder: LAPINE WATER DISTRICT

Place a (✓) in the box if the item is satisfied	Division 315 - Municipal/Quasi-Municipal Extension of Time - Completeness Checklist OAR 690-315-0070(3)
✓	1. [OAR 690-315-0070(3)] The appropriate extension of time fee (as specified in ORS 536.050). \$250 - applications received before July 1, 2007 / \$350 - applications received on or after July 1, 2007
✓	* [OAR 690-315-0070(3)(a)] The name and mailing address of the water right permit holder(s);
✓	* [OAR 690-315-0070(3)(b)] The application number and the permit number for which an extension is requested;
✓	2-A. [OAR 690-315-0070(3)(c)] For <u>Quasi-Municipal</u> water use permit holders, evidence of the actions taken to begin actual construction on the project, as defined in 690-315-0020(3)(d), if required under the applicable statute; "Actual construction" means physical work performed towards completion of the water system, which demonstrates both the present good faith of the water right permit holder and the water right permit holder's intention to complete the project with reasonable diligence; "Actual construction" <u>does not</u> include planning a diversion system, formulating a business plan, securing financing, letting contracts, purchasing but not installing equipment, or surveying. Date permit issued: <u>8-12-98</u> (NOTE: Municipal and QM permits issued after 11/2/98 are also subject to review under 692-315-0080(5)... See PFO Checklist) "A" date: <u>8-12-99</u> "B" date: _____ "C" date: <u>10-1-2002</u> "A" date met? <u>YES</u> or NO
/	2-B. [OAR 690-315-0070(3)(d)] For <u>Municipal</u> water use permits issued after June 29, 2005, evidence of the actions taken to begin actual construction on the project, as defined in 690-315-0020(3)(d); "Actual construction" means physical work performed towards completion of the water system, which demonstrates both the present good faith of the water right permit holder and the water right permit holder's intention to complete the project with reasonable diligence; "Actual construction" <u>does not</u> include planning a diversion system, formulating a business plan, securing financing, letting contracts, purchasing but not installing equipment, or surveying. Date permit issued: _____ (NOTE: Municipal and QM permits issued after 11/2/98 are also subject to review under 692-315-0080(5)... See PFO Checklist) "A" date: _____ "B" date: _____ "C" date: _____ "A" date met? YES or NO
✓	3. [OAR 690-315-0070(3)(e)] - This is extension request # <u>1</u> Evidence of actions taken to develop the right within the permitted time period and/or time period OR, during the most recent extension period from _____ to _____.
✓	4. [OAR 690-315-0070(3)(f)] Evidence of compliance with conditions contained in the permit <u>and</u> any previous extension(s) or the reason the condition was not satisfied;
✓	5. [OAR 690-315-0070(3)(g)] Evidence of the maximum INSTANTANEOUS rate (or duty, if applicable) of diversion for beneficial water use, if any, made to date;
✓	6. [OAR 690-315-0070(3)(h)] An estimate of the population served and a description of the methodology(ies) used to make the estimate; <u>1584 2007</u>
✓	7. [OAR 690-315-0070(3)(i)] A description of financial expenditures made toward completion of the water development;
✓	8. [OAR 690-315-0070(3)(j)] An estimate of the cost to complete the water development;

**Division 315 - Municipal/Quasi-Municipal
Extension of Time - Completeness Checklist
OAR 690-315-0070(3)**

Place a
(✓) in the
box if the
item is
satisfied

✓ 9. [OAR 690-315-0070(3)(k)] A summary of any events that delayed completion of the water development or application of water to full beneficial use, including other governmental requirements, if any, relating to the project that have significantly delayed completion of construction or perfection of the right;

10. [OAR 690-315-0070(3)(l)]

PART A: An estimated demand projection and a description of the methodology(ies) used for the subject water right permit, considering the other water rights held by the municipal or quasi-municipal water use permit holder, and a date by which the water development is anticipated to be completed and water put to full beneficial use.

Current Peak Water Demands: 3,05 CFS

Projected Population: 4922 IN 2025

Potential Growth:

Inventory of Water Rights held:

PART B: Extension requests for greater than 50 years must include documentation that the demand projection is consistent with the amount and types of lands and uses proposed to be served by the permit holder.

✓ 11. [OAR 690-315-0070(3)(m)] A summary of the applicant's plan and schedule to complete construction and/or perfect the water right

✓ 12. [OAR 690-315-0070(3)(n)] Justification for the time requested to complete the project and/or apply the water to full beneficial use;

13. [OAR 690-315-0070(3)(o)] Any other information the applicant determines is relevant to evaluate the application in accordance with applicable statutes and rules;

14. [OAR 690-315-0070(3)(p)] Any other information required by the Department that is necessary to evaluate the application in accordance with applicable statutory requirements

15. [OAR 690-315-0070(3)(q)] For Municipal water use permit issued on or before November 2, 1998: for the first extension issued after June 29, 2005, the completed application must include a copy of any agreements regarding the use of the undeveloped portion of the permit between the permit holder and a federal or state agency that include conditions or required actions that maintain the persistence of listed fish species in the portions of waterways affected by water use under the permit.

✓ 16. Signature(s) of the water right permit holder(s).

Name of Reviewer:

Kim Faguet

Date:

11/2/07

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172

(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **106134**

INVOICE # _____

RECEIVED FROM: Newstrom

BY: CONSULTANTS INC

APPLICATION 613557

PERMIT _____

TRANSFER _____

CASH: ☐

CHECK: # 21048

OTHER: (IDENTIFY) _____

TOTAL REC'D \$ 7500

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES \$ _____

OTHER: (IDENTIFY) _____ \$ _____

0243 I/S Lease _____

0244 Muni Water Mgmt. Plan _____

0245 Cons. Water _____

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES \$ _____

0410 RESEARCH FEES \$ _____

0408 MISC REVENUE: (IDENTIFY) Assignment \$ 7500

TC162 DEPOSIT LIAB. (IDENTIFY) _____ \$ _____

0240 EXTENSION OF TIME \$ _____

WATER RIGHTS:

0201 SURFACE WATER \$ _____

0203 GROUND WATER \$ _____

0205 TRANSFER \$ _____

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR \$ _____

LANDOWNER'S PERMIT

OTHER (IDENTIFY) _____

EXAM FEE

\$ _____

\$ _____

\$ _____

EXAM FEE

\$ _____

RECORD FEE

0202 \$ _____

0204 \$ _____

LICENSE FEE

0219 \$ _____

0220 \$ _____

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ _____

0210 MONITORING WELLS \$ _____

OTHER (IDENTIFY) _____

CARD # _____

CARD # _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD) \$ _____

0231 HYDRO LICENSE FEE (FW/WRD) \$ _____

HYDRO APPLICATION \$ _____

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION \$ _____

RECEIPT: **106134**

DATED: 6-28-17 BY: DR

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

NEWTON CONSULTANTS INC.**021048**

Oregon Water Resources Department

Date: 6/26/2012

Check Number:
Check Amt:21048
\$75.00

Tran #	Invoice	Type	Date	Reference
10332	062613552	Invoice	06/26/12	G-13552

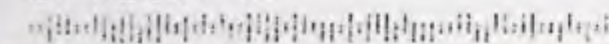
Balance
\$75.00Discount
\$0.00Pay Amount
\$75.00

G-13552

CITY OF LA PINE

PO BOX 3055

LA PINE OR 97739

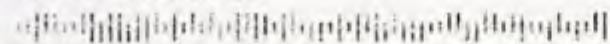


G-13552

CITY OF LA PINE

PO BOX 3055

LA PINE OR 97739



G-13552

CITY OF LA PINE

PO BOX 3055

LA PINE OR 97739



G-13552

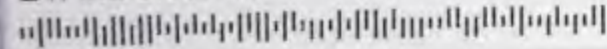
CITY OF LA PINE

PO BOX 3055

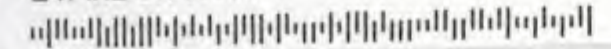
LA PINE OR 97739



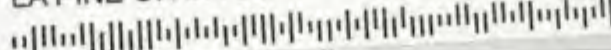
G-13552
CITY OF LA PINE
PO BOX 3055
LA PINE OR 97739



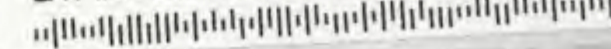
G-13552
CITY OF LA PINE
PO BOX 3055
LA PINE OR 97739



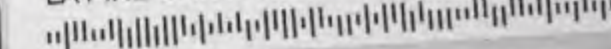
G-13552
CITY OF LA PINE
PO BOX 3055
LA PINE OR 97739



G-13552
CITY OF LA PINE
PO BOX 3055
LA PINE OR 97739



G-13552
CITY OF LA PINE
PO BOX 3055
LA PINE OR 97739





CITY OF LA PINE

September 18, 2012

Lisa J. Jaramillo
Water Management and Conservation Analyst
Water Right Services Division
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1266

RECEIVED BY OWRD

SEP 20 2012

SALEM, OR

Subject: Claim for Beneficial Use

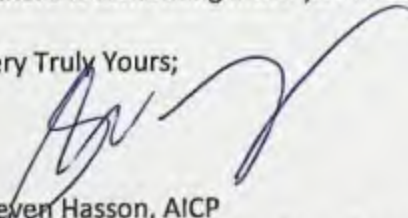
Lisa:

Enclosed, please find the beneficial use form that will hopefully provide Oregon Water Resources Department the opportunity to issue a certificate for the water right as well as a well site.

I have signed the form and attached a check for \$150 and assuming that is the proper fee for this review.

If there is something more you need please call me at work [541] 536-1432 or my cell [208] 340-9884.

Very Truly Yours;


Steven Hasson, AICP
City Manager - City of La Pine, Oregon



ARCHITECTS
ENGINEERS
SURVEYORS
PLANNERS

375 PARK AVE
COOS BAY
OREGON
97420

541.269.1166
FAX 541.269.1833
CELL 541.404.3791
mored@hgei.com

Richard D. Nored, P.E.
Joseph A. Slack, A.L.A.
Russ Dodge, PLS
Stephen R. Cox

September 10, 2012

City of La Pine
PO Box 3055
La Pine, OR 97739

Attn: Steven Hasson
City Manager

Re: Claim of Beneficial Use
Project No. 12.43

Dear Steven:

Enclosed is the claim of beneficial use form that should allow State Water Resources to issue a certificate for the water right at the well site. Basically, a certificate puts the water right in the name of the City, versus a permit, which just sets aside that amount of water through the period of the permit. Once the certificate is issued for a municipality, it can't be contested, and the City will have that right forever.

The document needs your signature on page 15, and the entire packet then needs to be submitted to the Oregon Water Resources Department with a check for \$ 150. It probably wouldn't hurt to mention in the cover letter that the District paid \$ 125 for the review fee in 2009, and they might refund that fee since nothing was done on the prior submittal. As you know, we needed to pull the claim of beneficial use because they had misfiled the Water Management and Conservation Plan, and there wasn't enough time for review of that document before the deadline on the permit.

If you have any questions or concerns, please let me know. We appreciate the opportunity to be of assistance to the City of La Pine.

Very truly yours,

HGE INC., Architects, Engineers,
Surveyors & Planners

Richard D. Nored, P.E.
President

RECEIVED BY OWRD

SEP 20 2012

SALEM, OR

RECEIVED
SEP 18 2012
BY: Ashes



ARCHITECTS
ENGINEERS
SURVEYORS
PLANNERS

375 PARK AVE
COOS BAY
OREGON
97420

541.269.1166
FAX 541.269.1833
CELL Cell 541.404.3791
rnored@hge1.com

Richard D. Nored, P.E.
Joseph A. Slack, A.I.A.
Russ Dodge, PLS
Stephen R. Cox

September 19, 2014

Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1266

Attn: Jerry Clark
Manager

Re: Claim of Beneficial Use
Permit G-13444
City of La Pine
Project No. 12.43

RECEIVED BY OWRD

SEP 22 2014

SALEM, OR

Dear Jerry:

We have been working with the City of La Pine since it's creation to obtain a certificate for their water rights (Permit G-13444). An original final proof survey was submitted in 2009 for the La Pine Water District, and we requested that this claim be withdrawn on August 13, 2012. A revised Claim of Beneficial Usage was submitted in September 2012 after the City of La Pine assumed the water system.

Since the revised Claim of Beneficial Usage was filed, the Water Resources Department has approved an extension of time for Permit G-13444, and also has approved the City's Water Management and Conservation Plan. We would appreciate review of the Claim of Beneficial Usage and issuance of a certificate for water rights under this permit.

The City of La Pine has continued to utilize the full 2.23 cfs from the Claim of Beneficial Usage during peak demand periods.

If you have any questions or concerns, please give me a call at 541.404.3791. Thank you.

Very truly yours,

**HGE INC., Architects, Engineers,
Surveyors & Planners**

Richard D. Nored, P.E.
Projects Manager

c. City of La Pine

Completion Checklist for CWRE Claims of Beneficial Use

Application #

6-13552



Date Received 9/20/2012

CWRE Name Russ Dodge

Claim Logged

yes

File Marked yes

Oversized Map #

Read the file and attach a copy of the permit or transfer final order.

Map Review:

- ☒ Map on polyester film (OAR 690-014-0170(1) & 310-0050(1)(b))
- ☒ Application & permit #; or transfer # (OAR 690-014-0100(1))
- ☒ Disclaimer (OAR 690-014-0170(5))
- ☒ North arrow (OAR 690-310-0050(2)(c))
- ☒ CWRE stamp and signature (OAR 690-014 & 310-0050)
- ☒ Appropriate scale (1" = 1320', 1" = 400', or the original full-size scale of the county assessor map) (014 & 310) ok muni
- ☒ Township, range, section, and tax lot numbers (OAR 690-014-0100(4))
- ☒ Source illustrated if surface water (OAR 690-014-0100(4))
- ☒ Point(s) of diversion (OAR 690-310-0050)
- ☒ Point(s) of diversion (OAR 690-310-0050)
- ☒ Conveyance statement (OAR 690-310-0050)
- ☒ Description of diversion (OAR 690-310-0050)
- ☒ and measuring device (OAR 690-310-0050)
- ☒ Place of use (1" = 400' or 1" = 1320') (OAR 690-310-0050)
- ☒ if for domestic use (OAR 690-310-0050)

T-9241-perm-fun-

Report Review:

- ☒ On form or formal report (OAR 690-014-0100)
- ☒ Application & permit # (OAR 690-014-0100)
- ☒ Ownership information (OAR 690-014-0100)
- ☒ Date of survey (OAR 690-014-0100)
- ☒ Person interviewed (OAR 690-014-0100)
- ☒ County (OAR 690-014-0100)
- ☒ Tax lot information (OAR 690-014-0100)
- ☒ Description of conveyance (OAR 690-014-0100)
- ☒ Source(s) of water (OAR 690-014-0100)
- ☒ Point of diversion/appropriation location (OAR 690-014-0100)
- ☒ Use, period of use, and rate for use (OAR 690-014-0100)
- ☒ Place of use location (OAR 690-014-0100)
- ☒ Type of use (OAR 690-014-0100)
- ☒ Extent of use (OAR 690-014-0100)
- ☒ Rate and Duty (OAR 690-014-0100)
- ☒ Diversion rate for each use (OAR 690-014-0100)
- ☒ Diversion works description (pump make, serial model, capacity, and description) (OAR 690-014-0100)
- ☒ System capacity (OAR 690-014-0100)
 - ☒ Calculated capacity of system (required)
 - ☒ Measured amount of use (optional)
- ☒ Permit/Transfer Final Order Conditions (OAR 690-014-0100)
 - ☒ Time limits
 - ☒ Initial water level measurements
 - ☒ Annual static water level measurements
 - ☒ Measurement, recording, and reporting
 - ☒ Meter/measuring device
 - ☒ Water use reporting
 - ☒ Fish screening and/or by-pass
 - ☒ Pump test (ground water)
 - ☒ Other conditions
- ☒ CWRE stamp and signature (OAR 690-014-0100)
- ☒ Signature(s) of permittee or transfer holder (OAR 690-014-0100)

If extension of time approved, will need an addendum to the claim regarding the full use of water after extension approval and approval of the WMC.

DEF = deficient
N/A = Not Applicable

Completion Checklist for CWRE Claims of Beneficial Use

Application #

6-13552



Date Received 9/20/2012

CWRE Name Russ Dodge

Claim Logged

yes

File Marked yes

Oversized Map #

Read the file and attach a copy of the permit or transfer final order.

Map Review:

- ☒ Map on polyester film (OAR 690-014-0170(1) & 310-0050(1)(b))
- ☒ Application & permit #; or transfer # (OAR 690-014-0100(1))
- ☒ Disclaimer (OAR 690-014-0170(5))
- ☒ North arrow (OAR 690-310-0050(2)(c))
- ☒ CWRE stamp and signature (OAR 690-014 & 310-0050)
- ☒ Appropriate scale (1" = 1320', 1" = 400', or the original full-size scale of the county assessor map) (014 & 310) *ok muni*
- ☒ Township, range, section, and tax lot numbers (OAR 690-310-0050(4))
- ☒ Source illustrated if surface water (OAR 690-014-0170(3))
- ☒ Point(s) of diversion or appropriation (illustrated) (OAR 690-014(4) & 690-310-0050)
- ☒ Point(s) of diversion or appropriation (coordinates) (OAR 690-014(4) & 690-310-0050)
- ☒ Conveyance structures illustrated (pump, pipelines, ditches, etc.) (OAR 690-310-0050)
- ☒ Description of the location, in relation to the point of diversion or appropriation, of any fish screens, by-pass devices, and measuring devices required (OAR 690-014(4))
- ☒ Place of use (1/4 1/4, or projected 1/4 1/4 lines within DLCs, or Gov Lots; if irrigation, # of acres in each subdivision; if for domestic or human consumption, location of dwelling or spigot) (OAR 690-310-0050, 690-014, 690-380-6010)

Report Review:

- ☒ On form or format provided by the Department (OAR 690-014-0100(1))
- ☒ Application & permit #; or transfer # (OAR 690-014)
- ☒ Ownership information (OAR 690-014)
- ☒ Date of survey (OAR 690-014)
- ☒ Person interviewed (OAR 690-014)
- ☒ County (OAR 690-014)
- ☒ Tax lot information (OAR 690-014)
- ☒ Description of conveyances system (from POD to POU) (OAR 690-014-0100)
- ☒ Source(s) of water (OAR 690-014-0100)
- ☒ Point of diversion/appropriation location (OAR 690-014-0100)
- ☒ Use, period of use, and rate for use (OAR 690-014-0100)
- ☒ Place of use location (OAR 690-014-0100)
- ☒ Type of use (OAR 690-014-0100)
- ☒ Extent of use (OAR 690-014-0100)
- ☒ Rate and Duty (OAR 690-014-0100)
- ☒ Diversion rate for each use (OAR 690-014-0100)
- ☒ Diversion works description (pump make, serial model, capacity, and description) (OAR 690-014-0100)
- ☒ System capacity (OAR 690-014-0100)
 - ☒ Calculated capacity of system (required)
 - ☒ Measured amount of use (optional)
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 - ☒ Annual static water level measurements
 - ☒ Measurement, recording, and reporting
 - ☒ Meter/measuring device
 - ☒ Water use reporting
 - ☒ Fish screening and/or by-pass
 - ☒ Pump test (ground water)
 - ☒ Other conditions
- ☒ CWRE stamp and signature (OAR 690-014-0100)
- ☒ Signature(s) of permittee or transfer holder (OAR 690-014-0100)

If extension of time approved, will need an addendum to the claim regarding the full use of water after extension approval and approval of the WMC.

DEF = deficient

N/A = Not Applicable

Certificate Issuance Processing Checklist

_____ Map and COBU reviewed
_____ Conflict check (include copy of plat card printout) Any Conflicts? _____
_____ Check for ownership

Staff Recommendations:

_____ Proof to the Satisfaction has been established to the full extent as described in the permit or transfer order.
_____ Proof to the Satisfaction has not been established to the full extent as described in the permit or transfer order and the right should be limited as follows: _____
_____ Proof to the Satisfaction has not been established for the following reasons: _____
_____ Proposed Actions:
Send letter requesting the following items/information: _____
Send letter recommending extension to cure deficiencies: _____

Can certificate be processed further?

_____ Yes

If "Yes":

_____ Proposed
_____ Final

Certificate # _____

Mailing list:

Proposed:

Final:

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

725 Summer St. N.E. Ste. A

SALEM, OR 97301-4172

(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **106895**

INVOICE # _____

RECEIVED FROM: C. type LA Pine

BY: _____

APPLICATION	613552
PERMIT	
TRANSFER	

CASH: ☐ CHECK: # 1406 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 150.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES \$ _____
OTHER: (IDENTIFY) \$ _____

0243 I/S Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES \$ _____
0410 RESEARCH FEES \$ _____
0408 MISC REVENUE: (IDENTIFY) \$ _____
TC162 DEPOSIT LIAB. (IDENTIFY) \$ _____
0240 EXTENSION OF TIME \$ _____

WATER RIGHTS:

	EXAM FEE		RECORD FEE
0201 SURFACE WATER	\$ _____	0202	\$ _____
0203 GROUND WATER	\$ _____	0204	\$ _____
0205 TRANSFER	\$ _____		

WELL CONSTRUCTION

	EXAM FEE		LICENSE FEE
0218 WELL DRILL CONSTRUCTOR	\$ _____	0219	\$ _____
LANDOWNER'S PERMIT		0220	\$ _____

0220 OTHER (IDENTIFY) 1083 \$ 150.00

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE	\$ _____	CARD #	_____
0210 MONITORING WELLS	\$ _____	CARD #	_____
OTHER (IDENTIFY) _____			

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD)	_____	\$ _____
0231 HYDRO LICENSE FEE (FW/WRD)	_____	\$ _____
HYDRO APPLICATION		\$ _____

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____ \$ _____

RECEIPT: **106895**

DATED: 8-20-02 BY: [Signature]

**CLAIM OF
BENEFICIAL USE
for Permits claiming more
than 0.1 cfs and All Transfers**



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

No fee is required for submitting this form for a transfer.

**A fee of \$150 must accompany this form to be accepted for permits
with a priority date of July 9, 1987, or later. (ORS 536.050(1))**

A separate form shall be completed for each permit.

In cases where a permit has been amended through the permit amendment process, a separate claim for the permit amendment is not required. Incorporate the permit amendment into the claim for the permit.

This form is subject to revision. **Begin each new claim** by checking for a new version of this form at:
http://www.wrd.state.or.us/OWRD/WR/cwre_info.shtml#.

The completion of this form is required by OAR 690-014-0100(1) and 690-014-0110(4).

Please type or print in dark ink. If this form is found to contain errors or omissions, it may be returned to you. **Every item must have a response.** If any requested information does not apply to the claim, insert "NA." **Do not delete or alter any section of this form unless directed by the form.** The Department may require the submittal of additional information from any water user or authorized agent.

If you have questions regarding the completion of this form, please call 503-986-0900 and ask for the Certificate Section.

The Department has a program that allows it to enter into a voluntary agreement with an applicant for expedited services. Under such an agreement, the applicant pays the cost to hire additional staff that would not otherwise be available. This program means a certificate may be issued in about a month. For more information on this program see
http://www.wrd.state.or.us/OWRD/mgmt_reimbursement_authority.shtml.

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SALEM, OR

SECTION 1
GENERAL INFORMATION

1. File Information

APPLICATION # (G, R, S OR T) G-13552	PERMIT # (IF APPLICABLE) G-13444	PERMIT AMENDMENT # (IF APPLICABLE)
--	--	------------------------------------

2. Property Owner (current owner information)

APPLICANT/BUSINESS NAME City of La Pine		PHONE NO. [541] 536-1432	ADDITIONAL CONTACT NO.
ADDRESS P.O. Box 3055 / 16345 Sixth Street			
CITY La Pine	STATE OREGON	ZIP 97739	E-MAIL shasson@ci.la-pine.or.us

3. Permit or transfer holder of record (this may, or may not, be the current property owner)

PERMIT OR TRANSFER HOLDER OF RECORD City of La Pine		
ADDRESS P.O. Box 3055 / 16345 Sixth Street		
CITY La Pine	STATE OREGON	ZIP 97739

4. Date of Site Inspection: **July 11, 2008**

5. Person(s) interviewed and description of their association with the project:

NAME	DATE	ASSOCIATION WITH THE PROJECT
Richard D. Nored	7/11/08	Served as District Engineer

6. County: **DESCHUTES**

7. If any property described in the place of use of the permit or transfer final order is excluded from this report, identify the owner of record for that property (ORS 537.230(4)):

OWNER OF RECORD LaPine Residents (A Quasi-Municipal Water Right & Use)		
ADDRESS		
CITY	STATE	ZIP

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SALEM, OR

SECTION 2

SYSTEM DESCRIPTION

A. Points of Diversion/Appropriation

1. Point of diversion/appropriation name or number:

POINT OF DIVERSION/APPROPRIATION (POD/POA) NAME OR NUMBER (CORRESPOND TO MAP)	WELL LOG ID # FOR ALL WORK PERFORMED ON THE WELL (IF APPLICABLE)	WELL TAG # (IF APPLICABLE)
Well 1 (A)	50208	
Well 2 (B)	50209	

Attach each well log available for the well (include the log for the original well and any subsequent alterations, reconstructions, or deepenings)

2. Point of diversion/appropriation source and, if from surface water, the tributary:

POD/POA NAME OR NUMBER	SOURCE	TRIBUTARY
Well 1 (A)	Groundwater	Long Prairie Slough Basin
Well 2 (B)	Groundwater	Long Prairie Slough Basin

3. Developed use(s), period of use, and rate for each use:

POD/POA NAME OR NUMBER	USES	IF IRRIGATION, LIST CROP TYPE	SEASON OR MONTHS WHEN WATER WAS USED	RATE OR VOLUME FOR USE (CFS, GPM, OR AF)
Well 1 (A)	Municipal	N/A	Year Round	1.34 CFS
Well 2 (B)	Municipal	N/A	Year Round	1.34 CFS
Total Quantity of Water Used				2.68 CFS

4. Provide a general narrative description of the distribution works. This description must trace the water system from **each** point of diversion or appropriation to the place of use:

Well 1 (A) & 2 (B), provide the primary water supply for the City of La Pine, Oregon. Water is pumped from the wells and temporarily stored in one of the two (2) City Storage Reservoirs. Water is then distributed through a network of pipes ranging in size from 6" to 16", the system distribution currently consists of approximately 67,000 lineal feet providing domestic water to the residents and users of the City of La Pine.

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SECTION 2

SYSTEM DESCRIPTION (B through H)

Are there multiple PODs or POAs?

YES

If "YES" you will need to copy and complete Sections 2B through 2H for each POD/POA.

POD/POA Name or Number this section describes (only needed if there is more than one):

Well 1 (A) Well Log ID 50208

B. Place of Use

1. Is the right for municipal use?

YES

C. Diversion and Delivery System Information

Provide the following information concerning the diversion and delivery system. Information provided must describe the equipment used to transport and apply the water from the point of diversion/appropriation to the place of use.

1. Is a pump used?

YES

If "NO" items 2 through item 6 may be deleted.

2. Pump Information

MANUFACTURER	MODEL	SERIAL NUMBER	TYPE (CENTRIFUGAL, TURBINE OR SUBMERSIBLE)	INTAKE SIZE	DISCHARGE SIZE
Gould			Turbine	12"	12"

3. Motor Information

MANUFACTURER	HORSEPOWER
US Electric	40

4. Theoretical Pump Capacity

HORSEPOWER	OPERATING PSI	LIFT FROM SOURCE TO PUMP *If a WELL, THE WATER LEVEL DURING PUMPING	LIFT FROM PUMP TO PLACE OF USE	TOTAL PUMP OUTPUT (IN CFS)
40	400	150	60	1.34

5. Provide pump calculations:

$$Q=(40) (7.04) /210 = 1.34 \text{ Cfs}$$

6. Measured Pump Capacity (using meter if meter was present and system was operating)

INITIAL METER READING	ENDING METER READING	DURATION OF TIME OBSERVED	TOTAL PUMP OUTPUT (IN CFS)
171955000	172189000	5 Hrs 54 Minutes	1.47 Cfs

Reminder: For pump calculations use the reference information at the end of this document.

7. Is the distribution system piped?

YES

If "NO" items 8 through item 11 may be deleted.

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SALEM, OR

8. Mainline Information

MAINLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
Varies 6" to 16"	67,000 Ft.	PVC	Buried

9. Lateral or Handline Information

LATERAL OR HANDLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND

10. Sprinkler Information N/A

SIZE	OPERATING PSI	SPRINKLER OUTPUT (GPM)	TOTAL NUMBER OF SPRINKLERS	MAXIMUM NUMBER USED	TOTAL SPRINKLER OUTPUT (CFS)

Reminder: For sprinkler output determination use the reference information at the end of this document.

11. Pivot Information N/A

MANUFACTURER	MAXIMUM WETTED RADIUS	OPERATING PSI	TOTAL PIVOT OUTPUT (GPM)	TOTAL PIVOT OUTPUT (CFS)

12. Additional notes or comments related to the system:**D. Groundwater Source Information (Well and Sump)**

1. Is the appropriation from ground water (well or sump)?

YES

If "NO", items 2 through 8 relating to this section may be deleted.

2. Describe the access port (type and location) or other means to measure the water level in the well:

Not Applicable

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SALEM, OR

3. If well logs are not available, provide as much of the following information as possible:

CASING DIAMETER	CASING DEPTH	TOTAL DEPTH	COMPLETION DATE OF ORIGINAL WELL	COMPLETION DATES OF ALTERATIONS	WHO THE WELL WAS DRILLED FOR	WELL DRILLED BY
12"	151	251	8/30/02		LaPine Water District	Charles Stadel, Staco Well Services

4. In addition to the information requested in item "3" above, provide any other information which may help the Department locate any well logs associated with this appropriation.

Copy Attached

5. Is the appropriation from a dug well (sump)?

NO

E. Storage

1. Does the distribution system include in-system storage (i.e. storage tank, bulge in system / reservoir)

YES

If "NO", item 2 and 3 relating to this section may be deleted.

If "YES" is it a: Storage Tank

YES

Bulge in System / Reservoir

NO

Complete appropriate table(s), unused table may be deleted.

2. Storage Tank:

MATERIAL (CONCRETE, FIBERGLASS, METAL, ETC.)	CAPACITY (IN GALLONS)	ABOVE GROUND OR BURIED
Two Metal Reservoirs	1,450,000	Above Ground

F. Gravity Flow Pipe

(THE DEPARTMENT TYPICALLY USES THE HAZEN-WILLIAM'S FORMULA FOR A GRAVITY FLOW PIPE SYSTEM)

1. Does the system involve a gravity flow pipe?

YES

If "NO", items 2 through 4 relating to this section may be deleted.

2. Complete the table:

PIPE SIZE	PIPE TYPE	"C" FACTOR	AMOUNT OF FALL	LENGTH OF PIPE	SLOPE	COMPUTED RATE OF WATER FLOW (IN CFS)
Varies	PVC	Varies	Varies	67,000 LF	Varies	Varies

3. Provide calculations:

The system does rely upon a Gravity Flow System assisted by Booster Pumps to certain areas to provide consistent water pressures to the households and users within the City of Lapine.

The pipe network consists of PVC waterlines ranging in size from 6" to 16" with a total infrastructure length of approximately 67,000 lineal feet.

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4. If an actual measurement was taken, provide the following:

DATE OF MEASUREMENT	WHO MADE THE MEASUREMENT	MEASUREMENT METHOD	MEASURED QUANTITY OF WATER (IN CFS)

Attach measurement notes.

G. Gravity Flow Canal or Ditch

(THE DEPARTMENT TYPICALLY USES MANNING'S FORMULA FOR CANALS AND DITCHES)

1. Is a gravity flow canal or ditch used to convey the water as part of the distribution system? **NO**

H. Reservoir

1. Does the claim involve a reservoir modified through a transfer? **NO**

POD/POA Name or Number this section describes (only needed if there is more than one):

Well 2 (B) Well Log ID 50209

B. Place of Use

1. Is the right for municipal use? **YES**

C. Diversion and Delivery System Information

Provide the following information concerning the diversion and delivery system. Information provided must describe the equipment used to transport and apply the water from the point of diversion/appropriation to the place of use.

1. Is a pump used? **YES**

If "NO" items 2 through item 6 may be deleted.

2. Pump Information

MANUFACTURER	MODEL	SERIAL NUMBER	TYPE (CENTRIFUGAL, TURBINE OR SUBMERSIBLE)	INTAKE SIZE	DISCHARGE SIZE
Gould			Turbine	12"	12"

3. Motor Information

MANUFACTURER	HORSEPOWER
US Electric	40

4. Theoretical Pump Capacity

HORSEPOWER	OPERATING PSI	LIFT FROM SOURCE TO PUMP *If A WELL, THE WATER LEVEL DURING PUMPING	LIFT FROM PUMP TO PLACE OF USE	TOTAL PUMP OUTPUT (IN CFS)
40	400	150	60	1.34

5. Provide pump calculations:

$Q=(40) (7.04) / 210 = 1.34 \text{ Cfs}$

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6. Measured Pump Capacity (using meter if meter was present and system was operating)

INITIAL METER READING	ENDING METER READING	DURATION OF TIME OBSERVED	TOTAL PUMP OUTPUT (IN CFS)
169283000	169507000	5 Hrs 36 Minutes	1.50 Cfs

Reminder: For pump calculations use the reference information at the end of this document.

7. Is the distribution system piped?

YES

If "NO" items 8 through item 11 may be deleted.

8. Mainline Information

MAINLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
Varies 6" to 16"	67,000 Ft.	PVC	Buried

9. Lateral or Handline Information

LATERAL OR HANDLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND

10. Sprinkler Information N/A

SIZE	OPERATING PSI	SPRINKLER OUTPUT (GPM)	TOTAL NUMBER OF SPRINKLERS	MAXIMUM NUMBER USED	TOTAL SPRINKLER OUTPUT (CFS)

Reminder: For sprinkler output determination use the reference information at the end of this document.

11. Pivot Information N/A

MANUFACTURER	MAXIMUM WETTED RADIUS	OPERATING PSI	TOTAL PIVOT OUTPUT (GPM)	TOTAL PIVOT OUTPUT (CFS)

12. Additional notes or comments related to the system:

D. Groundwater Source Information (Well and Sump)

1. Is the appropriation from ground water (well or sump)?

YES

If "NO", items 2 through 8 relating to this section may be deleted.

2. Describe the access port (type and location) or other means to measure the water level in the well:

Not Applicable

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SEP 20 2012

3. If well logs are not available, provide as much of the following information as possible:

CASING DIAMETER	CASING DEPTH	TOTAL DEPTH	COMPLETION DATE OF ORIGINAL WELL	COMPLETION DATES OF ALTERATIONS	WHO THE WELL WAS DRILLED FOR	WELL DRILLED BY
12"	158	254	10/03/02		Lapine Water District	Charles Stadeli, Staco Well Services

4. In addition to the information requested in item "3" above, provide any other information which may help the Department locate any well logs associated with this appropriation.

Copy Attached

5. Is the appropriation from a dug well (sump)? NO

E. Storage

1. Does the distribution system include in-system storage (i.e. storage tank, bulge in system / reservoir) YES

If "NO", item 2 and 3 relating to this section may be deleted.

If "YES" is it a: YES

Storage Tank YES

Bulge in System / Reservoir NO

Complete appropriate table(s), unused table may be deleted.

2. Storage Tank:

MATERIAL (CONCRETE, FIBERGLASS, METAL, ETC.)	CAPACITY (IN GALLONS)	ABOVE GROUND OR BURIED
Two Metal Reservoirs	1,450,000	Above Ground

F. Gravity Flow Pipe

(THE DEPARTMENT TYPICALLY USES THE HAZEN-WILLIAM'S FORMULA FOR A GRAVITY FLOW PIPE SYSTEM)

1. Does the system involve a gravity flow pipe? YES

If "NO", items 2 through 4 relating to this section may be deleted.

2. Complete the table:

PIPE SIZE	PIPE TYPE	"C" FACTOR	AMOUNT OF FALL	LENGTH OF PIPE	SLOPE	COMPUTED RATE OF WATER FLOW (IN CFS)
Varies	PVC	Varies	Varies	67,000 LF	Varies	Varies

3. Provide calculations:

The system does rely upon a Gravity Flow System assisted by Booster Pumps to certain areas to provide a consistent water pressures to the households and users within the City of Lapine.

The pipe network consists of PVC waterlines ranging in size from 6" to 16: with a total infrastructure length of approximately 67,000 lineal feet.

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SEP 20 2012

4. If an actual measurement was taken, provide the following:

DATE OF MEASUREMENT	WHO MADE THE MEASUREMENT	MEASUREMENT METHOD	MEASURED QUANTITY OF WATER (IN CFS)

Attach measurement notes.

G. Gravity Flow Canal or Ditch

(THE DEPARTMENT TYPICALLY USES MANNING'S FORMULA FOR CANALS AND DITCHES)

1. Is a gravity flow canal or ditch used to convey the water as part of the distribution system? **NO**

H. Reservoir

1. Does the claim involve a reservoir modified through a transfer? **NO**

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SALEM, OR

SECTION 3 CONDITIONS

All conditions contained in the permit, permit amendment, transfer final order, or any extension final order shall be addressed. Reports that do not address all performance related conditions will be returned.

1. Time Limits:

Permits, transfer final orders, and any extension final orders contain any or all of the following dates: the date when the actual construction work was to begin, the date when the construction was to be completed, and the date when the complete application of water to the proposed use was to be completed. These dates may be referred to as ABC dates. Describe how the water user has complied with each of the development timelines established in the permit, extension or transfer final order:

	DATE FROM PERMIT OR TRANSFER	DATE ACCOMPLISHED*	DESCRIPTION OF ACTIONS TAKEN BY WATER USER TO COMPLY WITH THE TIME LIMITS
ISSUANCE DATE	8/12/98		
BEGIN CONSTRUCTION (A)	8/12/99	10/10/02	
COMPLETE CONSTRUCTION (B)	10/01/02	2/07/08	Extension of Time Permit G-13444
COMPLETE APPLICATION OF WATER (C)	10/01/12	7/02/08	Complete Application of Water Right

* MUST BE WITHIN PERIOD BETWEEN PERMIT, TRANSFER FINAL ORDER, OR ANY EXTENSION FINAL ORDER ISSUANCE AND THE DATE TO COMPLETELY APPLY WATER

2. Is there an extension final order(s)? YES

If "NO", you may delete item 3 in this section.

3. If for a transfer extension order, provide the following information:

VOLUME	PAGE	DATE EXTENDED TO
		October 01, 2012

4. Initial Water Level Measurements:

a. Was the water user required to submit an initial static water level measurement? NO

5. Annual Static Water Level Measurements:

a. Was the water user required to submit annual static water level measurements? NO

6. Pump Test (Required for most ground water permits prior to issuance of a certificate)

a. Did the permit require the submittal of a pump test? NO

7. Measurement Conditions:

a. Does the permit, permit amendment, transfer final order, or any extension final order require the installation of a meter or approved measuring device? YES

Reminder: If a meter or approved measuring device was required, the COBU map must indicate the location of the device in relation to the point of diversion or appropriation. RECEIVED BY OWRD

YES

POD/POA NAME OR #	MANUFACTURER	SERIAL #	CONDITION (WORKING OR NOT)	CURRENT METER READING	DATE INSTALLED
Well 1	Sensus	60L99L42	Working	On-Line	October 2002
Well 2	Sensus	163362	Working	ON-Line	October 2002

YES

YES

METHOD OF SUBMITTING REPORT (PAPER OR ELECTRONIC)	WATER USER REPORTING ID
Paper	63696 & 63697

NO

NO

NO

NO

NO

NO

NO

YES

NONE

--

WR

SECTION 4 VARIATIONS

Include a description of variations from the permit, permit amendment final order, extension final order, or transfer final order. (i.e. *"The permit allowed three points of diversion. The water user only developed one of the points."* or *"The permit allowed 40.0 acres of irrigation. The water user only developed 10.0 acres."*)

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SECTION 5 ATTACHMENTS

SALEM, OR

Provide a list of any additional documents you are attaching to this report:

ATTACHMENT NAME	DESCRIPTION
Figure 4.1	Existing Water System
Figure 9.1	Proposed Water System Improvements With Project Descriptions
Photo Plate 2	Existing Reservoirs and Pump House Locations
Final Proof Plat	Mylar (1) Sheet & Paper Copy (1) Sheet
Final Order	Copy of the Final Order Approving the Transfer T-9241
Final Order	Copy of Extension of Time for Permit Number G-13444
Permit	Copy of [G-13444]
City of LaPine	Location of Place of USE
Well Log Reports And Water Use Reports	Copies of Well Log Reports Start Card#s 82089/82085/82083 Test Well And Pump Test Log/Record
Pump Spec Sheets	Installation Record & Pump Curves for Well 1 & 2
Sheets R1 & R17	As-Built Drawings of Site Plan (Reservoir & Wells) & Well Buildings.
Request for Assignment	Request for Assignment and WRD Confirmation Letter

SECTION 6 CLAIM SUMMARY

POD / POA NAME OR #	MAXIMUM RATE AUTHORIZED	CALCULATED THEORETICAL RATE BASED ON SYSTEM	AMOUNT OF WATER MEASURED	USE	# OF ACRES ALLOWED	# OF ACRES DEVELOPED
Well 1 (A)	(1.17)	1.34		Municipal	N/A	N/A
Well 2 (B)	(1.17)	1.34		Municipal	N/A	N/A

SECTION 7 CLAIM OF BENEFICIAL USE MAP

The Claim of Beneficial Use Map must be submitted with this claim. Claims submitted without the Claim of Beneficial Use map will be returned. The map shall be submitted on poly film at a scale of 1" = 1320 feet, 1" = 400 feet, or the original full-size scale of the county assessor map for the location.

Provide a general description of the survey method used to prepare the map. Examples of possible methods include, but are not limited to, a traverse survey, GPS, or the use of aerial photos. If the basis of the survey is an aerial photo, provide the source, date, series and the aerial photo identification number.



The Method of Survey for this project consisted of a large scale Traverse/Control Survey performed by our firm. The Project is in conjunction with the Design and Construction of various Water Improvement Projects we have completed over the years. The Field Crew recovered a number of controlling survey monuments in the area, specifically the Northwest and Northeast Corners of the 5 Acre Tract where the Wells are located. The Basis for the Survey is CS# 13212, Deschutes County Surveyor's Office.

Point of Diversion LOCATIONS:

WELL 1(A) IS LOCATED SOUTH A DISTANCE OF 1240.5 FEET AND EAST A DISTANCE OF 804.0 FEET FROM THE CENTER QUARTER CORNER OF SECTION 18, T. 22 S – R 11 E. W.M. DESCHUTES COUNTY, OREGON.

WELL 2(B) IS LOCATED SOUTH A DISTANCE OF 1143.0 FEET AND EAST A DISTANCE OF 1085.0 FEET FROM THE CENTER QUARTER CORNER OF SECTION 18, T. 22 S – R 11 E. W.M. DESCHUTES COUNTY, OREGON.

Map Checklist

- ☐ Map on polyester film
- ☐ Appropriate scale (1" = 400 feet, 1" = 1320 feet, or the original full-size scale of the county assessor map)
- ☐ Township, Range, Section, Donation Land Claims, and Government Lots
- ☐ If irrigation, number of acres irrigated within each projected Donation Land Claims, Government Lots, Quarter-Quarters
- ☐ Locations of fish screens and/or fish by-pass devices in relationship to point of diversion
- ☐ Locations of meters and/or measuring devices in relationship to point of diversion or appropriation
- ☐ Conveyance structures illustrated (pumps, reservoirs, pipelines, ditches, etc.)
- ☐ Point(s) of diversion or appropriation (illustrated and coordinates)
- ☐ Tax lot boundaries and numbers
- ☐ Source illustrated if surface water
- ☐ Disclaimer ("This map is not intended to provide legal dimensions or locations of property ownership lines")
- ☐ Application and permit number or transfer number
- ☐ North arrow
- ☐ Legend
- ☐ CWRE stamp and signature

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SECTION 8 SIGNATURES

CWRE Statement, Seal and Signature

The facts contained in this Claim of Beneficial Use are true and correct to the best of my knowledge.



CWRE NAME Russ S. Dodge		PHONE NO. (541) 269-1166	ADDITIONAL CONTACT NO. (541) 404-3799
ADDRESS 375 Park Avenue			
CITY Coos Bay	STATE OR	ZIP 97420	E-MAIL rdodge@hge1.com

Permit or Transfer Holder's of Record Signature or Acknowledgement

This Claim of Beneficial Use must be signed by each permit or transfer holder of record.

The facts contained in this Claim of Beneficial Use are true and correct to the best of my knowledge. I request that the Department issue a water right certificate.

SIGNATURE	PRINT OR TYPE NAME	DATE
	Steve Hasson – City Manager City of Lapine	9/18/2012

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LAPINE WATER STUDY BOUNDARY

EXISTING

- 16" WATERLINE
- 12" WATERLINE
- 10" WATERLINE
- 8" WATERLINE
- 6" WATERLINE

- CITY LIMITS
- PLANNING AREA
OUTSIDE CITY LIMITS



SCALE: 1" = 1500'

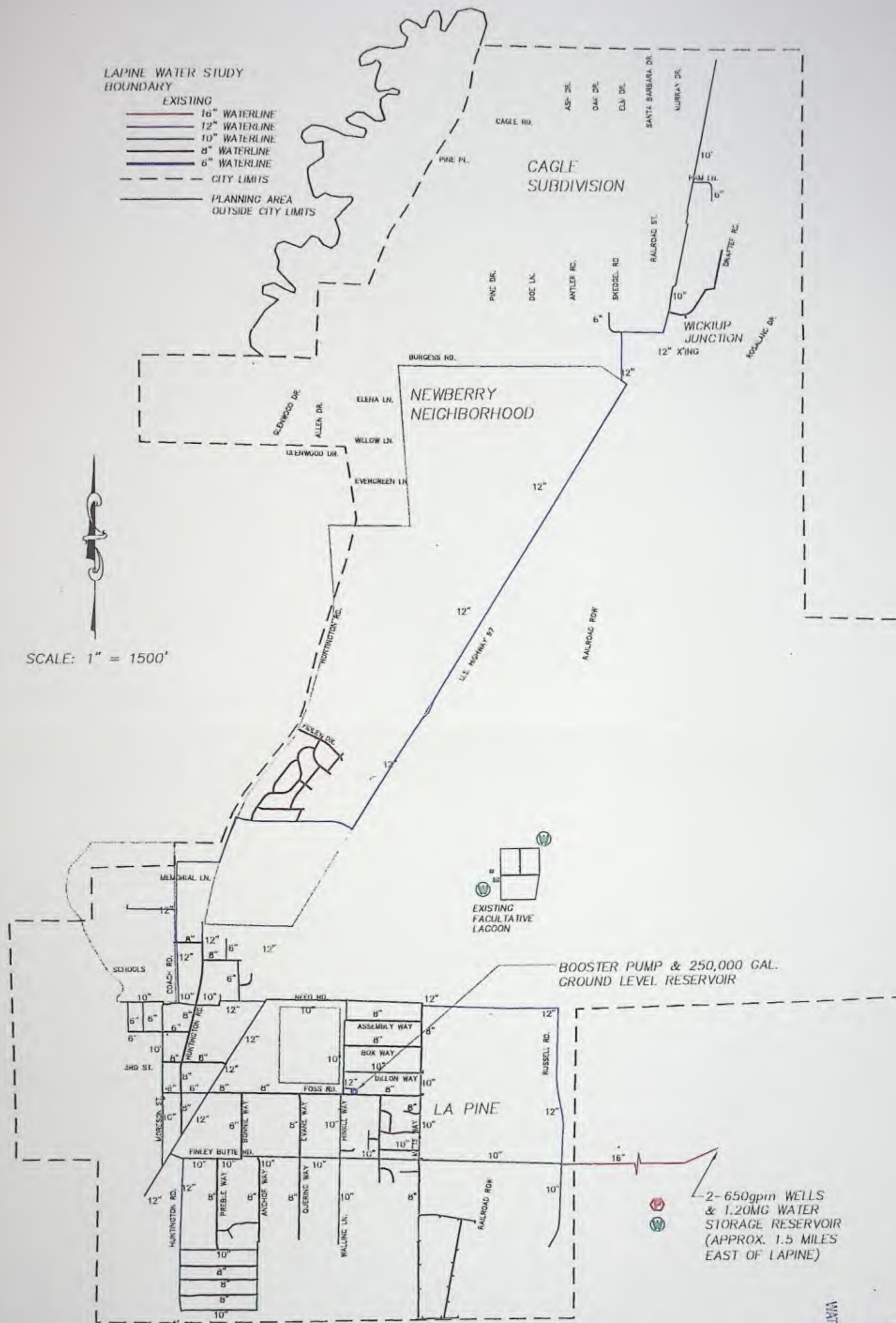


FIGURE 4.1: EXISTING
WATER SYSTEM



ARCHITECTS, ENGINEERS,
SURVEYORS & PLANNERS
507 PARK AVENUE, CLATSOP COUNTY, OREGON 97141 (503) 839-1188
14 N.W. 57TH AVE., PORTLAND, OREGON 97208 (503) 222-1887

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LAPINE WATER STUDY BOUNDARY

LEGEND

- 16" WATERLINE
- 12" WATERLINE
- 10" WATERLINE
- 8" WATERLINE
- 6" WATERLINE
- CITY LIMITS
- PLANNING AREA
OUTSIDE CITY LIMITS
- PROPOSED LINES



SCALE: 1" = 1500'

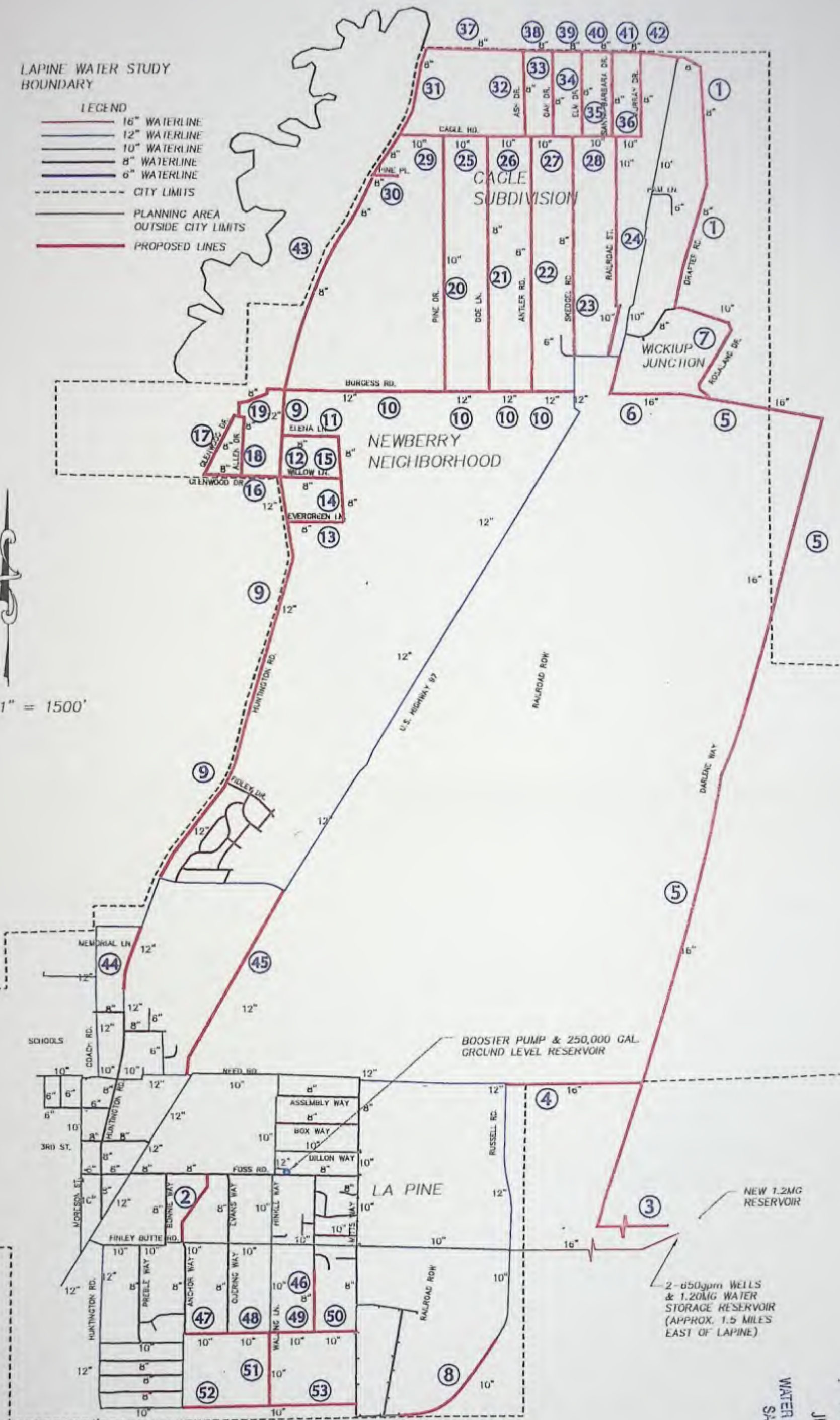


FIGURE 9.1: PROPOSED
WATER SYSTEM IMPROVEMENTS



ARCHITECTS, ENGINEERS,
SURVEYORS & PLANNERS
270 PARK AVENUE, SUITE 100, OREGON 97403 (503) 283-1188
14 N.W. 10TH AVE., PORTLAND, OREGON 97209 (503) 222-1807

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Table 9.2 Recommended Distribution Improvements

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Ref No.	Project Description	New Dia. (in.)	Length (LF)	Unit Cost	Const. Cost	Total Cost (rounded)	Priority
3	New Transmission main that parallels existing 16" transmission main from 1.20 MG reservoir to Darlene Way, then north to Reed Rd.	16"	13,660	\$60	\$819,600	\$1,106,000	I
4	Extension of new transmission main (Project #3) from Darlene Way to Russel Rd.	16"	2,050	\$60	\$123,600	\$166,000	I
5	Continuation of new transmission main from Project #3 north along Darlene Way to point on Rosaland Dr.	16"	12,320	\$60	\$739,200	\$998,000	I
6	Continuation of Project #5 to existing 12" Highway Crossing.	16"	2,110	\$60	\$126,600	\$171,000	I
7	Loop connector between Project #1 and Project #5 along Rosaland Dr.	10"	2,230	\$48	\$107,040	\$145,000	III
8	Loop completion at south end of Russell Rd, extending south and west, across Railroad ROW and connecting to the existing water system.	10"	2,020	\$58	\$117,160	\$158,000	III
9	Large diameter line extension along Huntington Rd., north to Burgess Rd.	12"	7,950	\$54	\$429,300	\$580,000	I
10	Extension and completion of large diameter loop (with Project #9) along Burgess Rd. between Huntington Rd. and Skedgel Rd.	12"	4,420	\$54	\$238,680	\$322,000	I
11	New line along Elena Ln. from Huntington Rd. to east.	8"	840	\$44	\$36,960	\$50,000	II
12	New Line along Willow Ln. from Huntington Rd. to east.	8"	930	\$44	\$40,920	\$55,000	II
13	New Line along Evergreen Ln. from Huntington Rd. to east	8"	850	\$44	\$37,400	\$50,000	II
14	New line (loop completion) from end of Evergreen Ln., north to Willow Ln.	8"	680	\$42	\$28,560	\$39,000	II
15	New line (loop completion) from end of Willow Ln., north to Elena Ln.	8"	680	\$42	\$28,560	\$39,000	II
16	New line along Glenwood Dr. from Huntington Rd., west to Allen Dr.	8"	590	\$45	\$26,550	\$36,000	II
17	New line along Glenwood Dr. from end of Project #16, west, then north to intersection with Allen Dr.	8"	1,650	\$45	\$74,250	\$100,000	II
18	New line along Allen Dr. from Glenwood Dr. (south), north to junction with Glenwood Dr. (north)	8"	980	\$45	\$44,100	\$60,000	II
19	New line from intersection of Glenwood Dr. and Allen Dr., northwest to intersection of Huntington Rd. and Burgess Rd.	8"	1,010	\$45	\$45,450	\$61,000	II
20	New line along Pine Dr. from Burgess Rd. to Cagle Rd.	10"	3,380	\$48	\$186,240	\$251,000	II
21	New line along Doe Ln. from Burgess Rd. to Cagle Rd.	8"	3,900	\$44	\$171,600	\$232,000	II

Ref No.	Project Description	New Dia. (in.)	Length (LF)	Unit Cost	Const. Cost	Total Cost (rounded)	Priority
22	New line along Antler Rd. from Burgess Rd. to Cagle Rd.	8"	3,910	\$44	\$172,040	\$232,000	II
23	New line along Skedgel Rd. from connection with existing 12" line, north to Cagle Rd.	8"	3,380	\$44	\$148,720	\$201,000	II
24	New line along Railroad St. from connection with existing 12" line, north to Cagle Rd.	10"	3,450	\$44	\$151,800	\$205,000	II
25	New line along Cagle Rd between Pine Dr. and Doe Ln.	10"	660	\$48	\$31,680	\$43,000	II
26	New line along Cagle Rd. between Doe Ln. and Antler Rd.	10"	670	\$48	\$32,160	\$43,000	II
27	New line along Cagle Rd. between Antler Rd. and Skedgel Rd.	10"	640	\$48	\$30,720	\$41,000	II
28	New line along Cagle Rd. between Skedgel Rd. and Railroad St.	10"	670	\$48	\$32,160	\$43,000	II
29	New line along Cagle Rd. between Pine Dr. and Huntington Rd.	10"	690	\$48	\$33,120	\$45,000	III
30	New line from Cagle Rd. along Huntington Rd. to Pine Pl., and extending east to the end of Pine Pl.	8"	1,140	\$45	\$51,300	\$69,000	III
31	New line from Cagle Rd. north along Huntington Rd. to north end of District boundary.	8"	1,410	\$45	\$63,450	\$86,000	III
32	New line along Ash Dr. from Cagle Rd., north to end.	8"	1,320	\$44	\$58,080	\$78,000	II
33	New line along Oak Dr. from Cagle Rd., north to end.	8"	1,330	\$44	\$58,520	\$79,000	II
34	New line along Elm Dr. from Cagle Rd., north to end.	8"	1,310	\$44	\$57,640	\$78,000	II
35	New line along Santa Barbara Dr. from Cagle Dr., north to end.	8"	1,300	\$44	\$57,200	\$77,000	II
36	New line along Cagle Rd. from Railroad St., east to Murray Dr., and north along Murray Dr., to end.	8"	1,700	\$44	\$74,800	\$101,000	II
37	Loop completion line along north District boundary between Huntington Rd. and Ash Dr.	8"	1,480	\$42	\$62,160	\$84,000	III
38	Loop completion line along north District boundary between Ash Dr. and Oak Dr.	8"	450	\$42	\$18,900	\$26,000	II
39	Loop completion line along north District boundary between Oak Dr. and Elm Dr.	8"	420	\$42	\$17,640	\$24,000	II
40	Loop completion line along north District boundary between Elm Dr. and Santa Barbara Dr.	8"	470	\$42	\$19,740	\$27,000	II
41	Loop completion line along north District boundary between Santa Barbara Dr. and Murray Dr.	8"	430	\$42	\$18,060	\$24,000	II

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HGE, Inc., Architects, Engineers, Surveyors & Planners SEP 20 2012

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Ref No.	Project Description	New Dia. (in.)	Length (LF)	Unit Cost	Const. Cost	Total Cost (rounded)	Priority
42	New line connects north end of Wickiup Junction and northeast end of Cagle Subdivision, provides additional Hwy. 97 and railroad crossing (boring).	8"	570	\$97	\$55,290	\$75,000	III
43	Loop completion along Huntington Rd. between Pine Pl. and Burgess Rd.	8"	3,550	\$45	\$159,750	\$216,000	III
44	New line along Huntington Rd., in the vicinity of Memorial Ln, completes loop by extending the existing dead end 8" line north to the existing 12" line.	12"	1,000	\$54	\$54,000	\$73,000	I
45	New line provides additional loop creation for the south part of the Newberry Neighborhood. Line extends from Reed Rd. north along Hwy. 97 to existing 12" line.	12"	3,150	\$54	\$170,100	\$230,000	III
46	Extends existing 8" line on Wheeler Rd., south to proposed 10" line (Projects #49 and #50)	8"	950	\$44	\$41,800	\$56,000	III
47	Part of proposed 10" loop; extends from Anchor Way, east to south end of Quaring Wy.	10"	650	\$48	\$31,200	\$42,000	III
48	Part of proposed 10" loop; extends from south end of Quaring Wy., east to Walling Ln.	10"	640	\$48	\$30,720	\$41,000	III
49	Part of proposed loop; extends from Walling Ln. to south end of Project #46 on Wheeler Rd.	10"	680	\$48	\$32,640	\$44,000	III
50	Part of proposed loop; extends from south end of Project #46 on Wheeler Rd., east to existing 10" line on Mitts Wy.	10"	660	\$48	\$31,680	\$43,000	III
51	Extends 10" line on Walling Ln., south of existing line to proposed Projects #52 and #53.	10"	1,010	\$48	\$48,480	\$65,000	III
52	Part of proposed loop; extend from south end of Anchor Wy, east to Walling Ln.	10"	1,320	\$48	\$63,360	\$86,000	III
53	Part of proposed loop; extend from south end of Project #51, east to existing 8" line on Mitts Wy.	10"	1,340	\$48	\$64,320	\$87,000	III

Table 9.3 Transmission and Distribution Improvement Totals

Improvement Totals	Construction Cost	Total Cost (rounded)
Priority I	\$2,530,380	\$3,416,000
Priority II	\$1,700,450	\$2,295,000
Priority III	\$1,163,570	\$1,572,000
Priority I, II, and III Total	\$5,394,400	\$7,283,000

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Photo 5: 1.2 MG Reservoir



Photo 6: 1.2 MG Reservoir and Well No. 1



Photo 7: 1.2 MG Reservoir, Well No. 1 (foreground) and Well No. 2 (background)



Photo 8: Well No. 1 Building

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WATER RESOURCES DEPT
SALEM, OREGON

PHOTO PLATE NO. 2
La Pine Water District

TOWNSHIP 21 & 22 SOUTH RANGE 10 & 11 EAST, W.M.

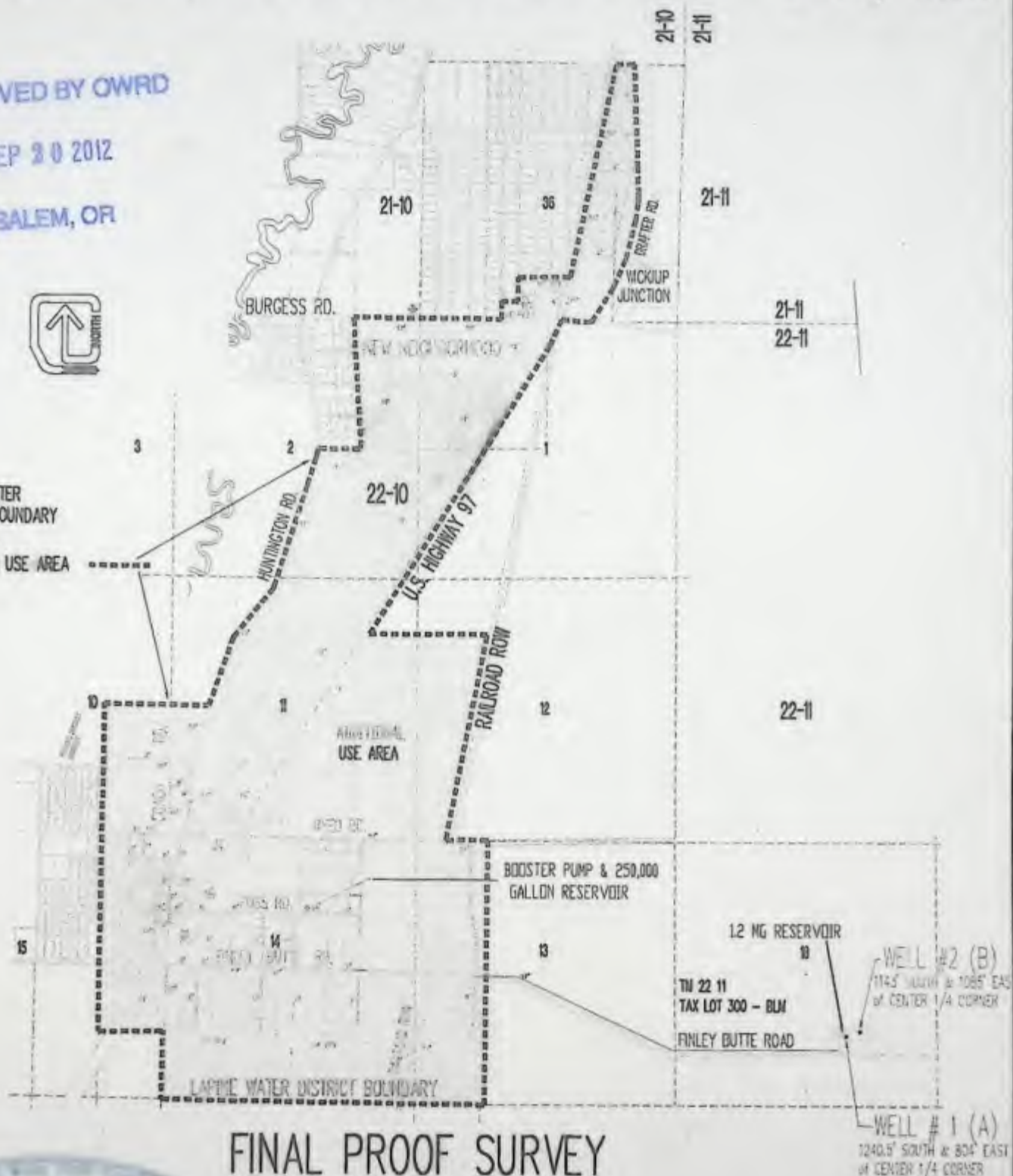
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LAPINE WATER
DISTRICT BOUNDARY
&
BENEFICIAL USE AREA



FINAL PROOF SURVEY

UNDER TRANSFER # 9241

APPL NO. G 13552 - PER NO. G 13444

September 11, 2012

Scale: 1" = 3000'

PLACE OF BENEFICIAL USE
LAPINE WATER DISTRICT BOUNDARY

THIS MAP WAS PREPARED FOR THE PURPOSE OF
IDENTIFYING THE LOCATION OF A WATER RIGHT ONLY
AND IS NOT INTENDED TO PROVIDE LEGAL DIMENSIONS
OR LOCATION OF PROPERTY OWNERSHIP LINES.

Russ Dodge

**BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON**

SEP 20 2012

SALEM, OR

In the Matter of Permit Amendment	)	FINAL ORDER APPROVING
T-9241, Deschutes County	)	CHANGES IN POINT OF
	)	APPROPRIATION AND PLACE
	)	OF USE

Authority

ORS 537.211 establishes the process in which a water right permit holder may submit a request to change the point of appropriation and/or place of use authorized under an existing water right permit.

Applicant

LAPINE WATER DISTRICT
PO BOX 2867
LAPINE, OR 97739

Findings of Fact**Background**

1. On September 6, 2002, LaPine Water District, filed an application to amend the point of appropriation and place of use under Permit G-13444. The Department assigned the application number T-9241.
2. On November 27 and 30, 2007, Russ Dodge (CWRE #041) submitted a revised application and map, complete land use information and the remaining application fees, on behalf of the applicant, thus completing the permit amendment application.

3. The permit to be amended is as follows:

Permit: G-13444, in the name of LAPINE WATER DISTRICT
Use: QUASI-MUNICIPAL
Priority Date: NOVEMBER 8, 1993
Quantity: 2.23 CUBIC FEET PER SECOND (CFS)
Source: A WELL, in the Long Prairie Slough Basin
Date of Complete Application of Water: October 1, 2012

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

Authorized Point of Appropriation (POA):

Twp	Rng	Mer	Sec	¼ ¼	Location
22 S	11 E	WM	18	NW SE	1244 feet South and 672 feet East from the center ¼ corner of Section 18

Authorized Place of Use:

QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	¼ ¼
22 S	10 E	WM	10	SE SE
22 S	10 E	WM	11	SW SW
22 S	10 E	WM	11	SE SW
22 S	10 E	WM	13	NW NW
22 S	10 E	WM	13	SW NW
22 S	10 E	WM	13	NW SW
22 S	10 E	WM	13	SW SW
22 S	10 E	WM	14	NE NE
22 S	10 E	WM	14	NW NE
22 S	10 E	WM	14	SW NE
22 S	10 E	WM	14	SE NE
22 S	10 E	WM	14	NE NW
22 S	10 E	WM	14	NW NW
22 S	10 E	WM	14	SW NW
22 S	10 E	WM	14	SE NW
22 S	10 E	WM	14	NE SW
22 S	10 E	WM	14	NW SW
22 S	10 E	WM	14	SW SW
22 S	10 E	WM	14	SE SW
22 S	10 E	WM	14	NE SE
22 S	10 E	WM	14	NW SE
22 S	10 E	WM	14	SW SE
22 S	10 E	WM	14	SE SE
22 S	10 E	WM	15	NE NE
22 S	10 E	WM	15	SE NE
22 S	10 E	WM	15	NE SE

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4. Application T-9241 proposes to change the point of appropriation (well) of the permit to two new wells located as follows:

Twp	Rng	Mer	Sec	¼ ¼	Location	Approximate Distance from Authorized Well
22 S	11 E	WM	18	NW SE	Well 1 – 1240.5 feet South and 804 feet East from the center ¼ corner of Section 18	130 feet East
22 S	11 E	WM	18	NW SE	Well 2 – 1143 feet South and 1085 feet East from the center ¼ corner of Section 18	425 feet Northeast

5. Application T-9241 also proposes to change the place of use of the permit to:

QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	¼ ¼
21 S	10 E	WM	36	NE NE*
21 S	10 E	WM	36	NW NE*
21 S	10 E	WM	36	SW NE*
21 S	10 E	WM	36	SE NE*
21 S	10 E	WM	36	SE SW*
21 S	10 E	WM	36	NE SE*
21 S	10 E	WM	36	NW SE*
21 S	10 E	WM	36	SW SE*
21 S	10 E	WM	36	SE SE*
22 S	10 E	WM	1	NW NE*
22 S	10 E	WM	1	NE NW*
22 S	10 E	WM	1	NW NW*
22 S	10 E	WM	1	SW NW*
22 S	10 E	WM	1	SE NW*
22 S	10 E	WM	1	NW SW*
22 S	10 E	WM	1	SW SW*
22 S	10 E	WM	2	NE NE*
22 S	10 E	WM	2	SE NE*
22 S	10 E	WM	2	SE SW*
22 S	10 E	WM	2	NE SE*
22 S	10 E	WM	2	NW SE*
22 S	10 E	WM	2	SW SE*
22 S	10 E	WM	2	SE SE*
22 S	10 E	WM	10	NE SE*
22 S	10 E	WM	10	SE SE
22 S	10 E	WM	11	NE NE*
22 S	10 E	WM	11	NW NE*

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QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	¼ ¼
22 S	10 E	WM	11	SW NE*
22 S	10 E	WM	11	SE NE*
22 S	10 E	WM	11	NE NW*
22 S	10 E	WM	11	NW NW*
22 S	10 E	WM	11	SW NW*
22 S	10 E	WM	11	SE NW*
22 S	10 E	WM	11	NE SW*
22 S	10 E	WM	11	NW SW*
22 S	10 E	WM	11	SW SW
22 S	10 E	WM	11	SE SW
22 S	10 E	WM	11	NE SE*
22 S	10 E	WM	11	NW SE*
22 S	10 E	WM	11	SW SE*
22 S	10 E	WM	11	SE SE*
22 S	10 E	WM	12	NE NW*
22 S	10 E	WM	12	NW NW*
22 S	10 E	WM	12	SW NW*
22 S	10 E	WM	12	SE NW*
22 S	10 E	WM	12	NW SW*
22 S	10 E	WM	12	SW SW*
22 S	10 E	WM	13	NW NW
22 S	10 E	WM	13	SW NW
22 S	10 E	WM	13	NW SW
22 S	10 E	WM	13	SW SW
22 S	10 E	WM	14	NE NE
22 S	10 E	WM	14	NW NE
22 S	10 E	WM	14	SW NE
22 S	10 E	WM	14	SE NE
22 S	10 E	WM	14	NE NW
22 S	10 E	WM	14	NW NW
22 S	10 E	WM	14	SW NW
22 S	10 E	WM	14	SE NW
22 S	10 E	WM	14	NE SW
22 S	10 E	WM	14	NW SW
22 S	10 E	WM	14	SW SW
22 S	10 E	WM	14	SE SW
22 S	10 E	WM	14	NE SE

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QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	¼ ¼
22 S	10 E	WM	14	NW SE
22 S	10 E	WM	14	SW SE
22 S	10 E	WM	14	SE SE
22 S	10 E	WM	15	NE NE
22 S	10 E	WM	15	SE NE
22 S	10 E	WM	15	NE SE
* = indicates proposed place of use.				

6. Notice of the application for the permit amendment was published in the Department's weekly notice on September 17, 2002, pursuant to ORS 540.520(5). No comments were filed in response to the notices.
7. The changes would not result in injury to other water rights.
8. The proposed place of use is owned and/or controlled by the permit holder.
9. The changes do not enlarge the permit.
10. The changes do not alter any other terms of the permit.
11. The proposed place of use is contiguous to the authorized place of use.

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Conclusions of Law

The changes in point of appropriation and place of use proposed by Permit Amendment Application T-9241 are consistent with the requirements of ORS 537.211.

Now, therefore, it is ORDERED:

The changes and subsequent use of water shall be subject to the following conditions:

1. The combined quantity of water diverted at the new points of appropriation shall not exceed the quantity of water lawfully available at the original point of appropriation.
2. Water shall be acquired from the same ground water source as the original point of appropriation.
3. Prior to water use from the proposed points of appropriation, the permittee shall install meters or other suitable measuring devices as approved by the Director. The permittee shall maintain the meters or measuring devices in good working order, and shall keep a complete record of the amount of water used each month and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be

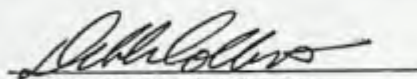
required by the Director. Further, the Director may require the permittee to report general water use information, including the place and nature of use of water under the permit.

The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

4. All other terms and conditions of Permit G-13444 remain the same.

5. Permit G-13444, in the name of LaPine Water District, is amended as described herein.

Dated at Salem, Oregon this 7 day of March, 2008.


Phillip C. Ward, Director

Mailing date: MAR 13 2008

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Oregon Water Resources Department
Water Rights Division

Water Rights Application
Number G-13552

Final Order
Extension of Time for Permit Number G-13444

Appeal Rights

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

Application History

The Department issued Permit G-13444 on August 12, 1998. The permit called for complete application of water to beneficial use by October 1, 2002. On November 1, 2007, LaPine Water District submitted an application to the Department for an extension of time for Permit G-13444. In accordance with OAR 690-315-0050(2), on December 11, 2007, the Department issued a Proposed Final Order proposing to extend the time to fully apply water to beneficial use to October 1, 2012. The protest period closed January 25, 2008, in accordance with OAR 690-315-0060(1). No protest was filed.

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

CONDITIONS

1. Development Limitations

Diversion of any water beyond 1.52 cfs under Permit G-13444 shall only be authorized upon issuance of a final order approving a Water Management and Conservation Plan (WMCP) under OAR Chapter 690, Division 86. The required WMCP shall be submitted to the Department within 3 years of an approved extension application. Use of water under Permit G-13444 must be consistent with this and subsequent WMCP's approved under OAR Chapter 690, Division 86 on file with the Department.

The deadline established in this PFO for submittal of a WMCP shall not relieve a permit holder of any existing or future requirement for submittal of a WMCP at an earlier date as established through other orders of the Department. A WMCP submitted to meet the

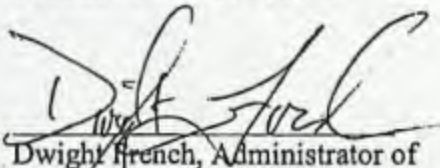
requirements of this order may also meet the WMCP submittal requirements of other Department orders

The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.630, 539.010(5) and OAR 690-315-0080(3).

Order

The extension of time for Application G-13552, Permit G-13444, therefore, is approved subject to conditions contained herein. The deadline for applying water to full beneficial use is extended to October 1, 2012.

DATED: February 7, 2008


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

If you have any questions about statements contained in this document, please contact Kim R. French at (503) 986-0813.

If you have other questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at (503) 986-0900.

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SALEM, OR

STATE OF OREGON

COUNTY OF DESCHUTES

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

LAPINE WATER COMPANY, PAT GISLER
1470 NE 1ST STREET #100
BEND, OREGON 97701-4267

(503)389-5800

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

APPLICATION FILE NUMBER: G-13552

SOURCE OF WATER: A WELL IN THE LONG PRAIRIE SLOUGH BASIN

PURPOSE OR USE: QUASI-MUNICIPAL

MAXIMUM RATE: 2.23 CUBIC FOOT PER SECOND

PERIOD OF USE: YEAR ROUND

DATE OF PRIORITY: NOVEMBER 8, 1993

POINT OF DIVERSION LOCATION: NW 1/4 SE 1/4, SECTION 18, T22S, R11E,
W.M.; 1244 FEET SOUTH & 672 FEET EAST FROM THE C 1/4 CORNER SECTION 18

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SE 1/4 SE 1/4
SECTION 10

SW 1/4 SW 1/4
SE 1/4 SW 1/4
SECTION 11

NW 1/4 NW 1/4
SW 1/4 NW 1/4
NW 1/4 SW 1/4
SW 1/4 SW 1/4
SECTION 13

ALL
SECTION 14

NE 1/4 NE 1/4
SE 1/4 NE 1/4
NE 1/4 SE 1/4
SECTION 15

TOWNSHIP 22 SOUTH, RANGE 10 EAST, W.M.

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ASSIGNED, See Misc. Rec., Vol. 8

Page 530-53

+ 566

T-254 1151

Application G-13552 Water Resources Department

PERMIT G-13444

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Measurement, recording and reporting conditions:

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

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

Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

Within 2 years of permit issuance, the permittee shall submit a water management and conservation plan consistent with OAR Chapter 690, Division 86.

STANDARD CONDITIONS

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

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

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to

the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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

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

Actual construction of the well shall begin by August 12, 1999. Complete application of water to the use shall be made on or before October 1, 2002. Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

Issued August 12, 1998

Dwight Ford for

Martha G. Pagel, Director
Water Resources Department

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Application G-13552 Water Resources Department
Basin 05 Volume 1A LT DESCHUTES R MISC
RWK MGMT.CODES 7BG 7BR 7JG 7JR

PERMIT G-13444
District 11

City Of La Pine - *LOCATION OF PLACE OF USE*

SE ¼ - SE ¼ OF SECTION 10, T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
SW ¼ - SW ¼ & SE ¼ - SW ¼ OF SECTION 11, T. 22 S., R. 10 E. W.M. DESCHUTES COUNTY, OREGON
NW ¼ - NW ¼ & SW ¼ - NW ¼ & NW ¼ - SW ¼ & SW ¼ - SW ¼ OF SECTION 13
T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
ALL OF SECTION 14 - T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
NE ¼ - NE ¼ & SE ¼ - NE ¼ & NE ¼ - SE ¼ OF SECTION 15, T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON

Annexed Area (New Neighborhood)

Parcel A THE NORTH ONE HALF OF THE SOUTHWEST ONE QUARTER (N1/2-SW1/4) OF SECTION 11, T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON

Parcel B LAND PATENT PURSUANT TO SECTION 7 IF THE OREGON PUBLIC LANDS TRANSFER AND PROTECTION ACT OF 1998, PUBLIC LAW 105-321, ENACTED OCTOBER 30, 1998 FOR THE FOLLOWING DESCRIBED LAND: ALL OF TRACT 38 AS SHOWN ON THE BUREAU OF LAND MANAGEMENT PLAT ENTITLED "TOWNSHIP 22 SOUTH, RANGE 10 EAST, OF THE WILLAMETTE MERIDIAN, OREGON, SUPPLEMENTAL PLAT OF SECTIONS 1,2 AND 11", AND DATED APRIL 13, 1999. SAID TRACT CONTAINING 518.18 ACRES.

Annexed Area (Wickiup Junction) **AN AREA OF LAND LOCATED IN SECTION 36, TOWNSHIP 21 SOUTH, RANGE 10 EAST, W.M., DESCHUTES COUNTY, OREGON. DESCRIBED AS FOLLOWS:**

BEGINNING AT THE SOUTH QUARTER CORNER OF SECTION 36, TOWNSHIP 21 SOUTH, RANGE 10 EAST, W.M., DESCHUTES COUNTY, OREGON; THENCE, SOUTH 89°38'25" EAST ALONG THE SOUTH LINE OF SAID SECTION 36, A DISTANCE OF 242.50 FEET, MORE OR LESS TO A POINT LOCATED ON THE EASTERLY LINE OF U.S. HIGHWAY 97; THENCE, CONTINUE ALONG THE SOUTHERLY LINE OF SECTION 36, SOUTH 89°38'25" EAST A DISTANCE OF 578.53 FEET TO A POINT LOCATED ON THE WESTERLY LINE OF A RIGHT OF WAY PRESENTLY OWNED BY THE STATE OF OREGON, SAID POINT ALSO BEING THE SOUTHEAST CORNER OF THE WICKIUP COMMERCIAL COMPLEX, RECORDS OF DESCHUTES COUNTY; THENCE, IN A NORTHERLY DIRECTION ALONG SAID WESTERLY LINE ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 4207.37 FEET AND A CENTRAL ANGLE OF 12°02'08", WHOSE LONG CHORD BEARS NORTH 33°16'03" EAST A DISTANCE OF 882.17 FEET; THENCE, CONTINUE ALONG SAID CURVE TO THE LEFT, A DISTANCE OF 1912.00 FEET, MORE OR LESS TO THE NORTHEAST CORNER OF LOT 2, BLOCK 2 OF LAPINE MEADOWS NORTH, RECORDS OF DESCHUTES COUNTY; THENCE, NORTH 2°39'04" WEST A DISTANCE OF 503.38 FEET; THENCE, NORTH 4°17'50" WEST A DISTANCE OF 2160.49 FEET TO THE NORTHEAST CORNER OF LOT 1, BLOCK 1, PLAT OF LAPINE MEADOWS NORTH, SAID POINT BEING LOCATED ON THE NORTHERLY LINE OF SAID SECTION 36; THENCE, ALONG SAID NORTHERLY LINE, SOUTH 88°41'21" WEST A DISTANCE OF 336.09 FEET TO A POINT LOCATED ON THE EASTERLY LINE OF US HIGHWAY 97; THENCE, ALONG SAID EASTERLY LINE SOUTH 10°27'00" WEST A DISTANCE OF 4030.06 FEET TO THE SOUTHWEST CORNER OF THE PLAT OF SUNDOWN PARK, RECORDS OF DESCHUTES COUNTY; THENCE, CONTINUE SOUTH 10°27'00" WEST A DISTANCE OF 375.00 FEET, MORE OR LESS TO A POINT LOCATED AT THE INTERSECTION OF THE EASTERLY PROJECTION OF THE NORTHERLY LINE OF LOT 12, BLOCK 3, CAGLE SUBDIVISION NO. 8, RECORDS OF DESCHUTES COUNTY; THENCE WESTERLY, CROSSING US HIGHWAY 97, THE BURLINGTON NORTHERN RAILROAD, AND ALONG THE NORTHERLY LINE OF LOTS 12, 12A, AND 13, BLOCK 3, CAGLE SUBDIVISION NO. 8, A DISTANCE OF 743.00 FEET, MORE OR LESS TO THE NORTHWEST CORNER OF LOT 13, BLOCK 3, CAGLE SUBDIVISION NO. 8; THENCE, CONTINUE WESTERLY A DISTANCE OF 355.00 FEET TO THE NORTHWEST CORNER OF LOT 12, BLOCK 2, CAGLE SUBDIVISION NO. 8; THENCE, SOUTH A DISTANCE OF 495.00 FEET TO THE SOUTHWEST CORNER OF LOT 14, BLOCK 2, PLAT OF CAGLE NO. 8; THENCE, WEST A DISTANCE OF 330.00 FEET TO A POINT LOCATED IN THE CENTERLINE OF ANTLER STREET; THENCE, SOUTH ALONG SAID CENTERLINE A DISTANCE OF 389.00 FEET, MORE OF LESS TO A POINT LOCATED ON THE SOUTHERLY LINE OF SAID SECTION 36; THENCE, EASTERLY ALONG SAID SOUTHERLY LINE A DISTANCE OF 930.00 FEET, MORE OR LESS TO THE **POINT OF BEGINNING**.

Additional Area Within the city of La Pine

THAT PORTION OF THE SE QUARTER, AND THE SOUTH HALF OF THE NORTHEAST QUARTER OF SECTION 11, T. 22 S., R. 11 E. W.M. DESCHUTES COUNTY, OREGON. LYING EAST OF THE WESTERLY LINE OF US HIGHWAY 97

THAT PORTION OF THE SW ¼ - SW ¼, / NW ¼ - SW ¼, / SW ¼ - NW ¼ OF SECTION 12, T. 22 S., R. 11 E. W.M. DESCHUTES COUNTY, OREGON. LYING WESTERLY OF THE GREAT NORTHERN RAILROAD AND THE BURLINGTON NORTHERN RAILROAD RIGHT OF WAY.

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LOCATION OF PROPOSED PLACE OF USE

This is a complete listing of the Proposed Place of Use by ¼ / ¼

SE ¼ - SE ¼ OF SECTION 10, T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
SW ¼ - SW ¼ & SE ¼ - SW ¼ OF SECTION 11, T. 22 S., R. 10 E. W.M. DESCHUTES COUNTY, OREGON
NW ¼ - NW ¼ & SW ¼ - NW ¼ & NW ¼ - SW ¼ & SW ¼ - SW ¼ OF SECTION 13
T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
ALL OF SECTION 14 - T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
NE ¼ - NE ¼ & SE ¼ - NE ¼ & NE ¼ - SE ¼ OF SECTION 15, T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON

ALSO

A PORTION OF THE SW ¼ - SW ¼ SECTION 12, T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
A PORTION OF THE NW ¼ - SW ¼ SECTION 12, T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
A PORTION OF THE SW ¼ - NW ¼ SECTION 12, T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
A PORTION OF THE NW ¼ - NW ¼ SECTION 12, T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
A PORTION OF THE NE ¼ - NW ¼ SECTION 12, T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
A PORTION OF THE SE ¼ - NW ¼ SECTION 12, T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
SOUTHEAST QUARTER OF SECTION 11, T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
NE ¼ - SW ¼ OF SECTION 11, T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
NW ¼ - SW ¼ OF SECTION 11, T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
SE ¼ - NE ¼ OF SECTION 11, T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
SW ¼ - NE ¼ OF SECTION 11, T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
NW ¼ - NE ¼ OF SECTION 11, T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
A PORTION OF THE NE ¼ - NE ¼ OF SECTION 11, T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
SE ¼ - NW ¼ OF SECTION 11, T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
A PORTION OF THE SW ¼ - NW ¼ OF SECTION 11, T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
A PORTION OF THE NW ¼ - NW ¼ OF SECTION 11, T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
A PORTION OF THE NE ¼ - NW ¼ OF SECTION 11, T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
NE ¼ - SE ¼ OF SECTION 10, T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
SE ¼ - SE ¼ OF SECTION 2, T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
SW ¼ - SE ¼ OF SECTION 2, T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
NE ¼ - SE ¼ OF SECTION 2, T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
A PORTION OF THE NW ¼ - SE ¼ OF SECTION 2, T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
A PORTION OF THE SE ¼ - SW ¼ OF SECTION 2, T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
SE ¼ - NE ¼ OF SECTION 2, T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
NE ¼ - NE ¼ OF SECTION 2, T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
NW ¼ - NW ¼ OF SECTION 1, T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
SW ¼ - NW ¼ OF SECTION 1, T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
A PORTION OF THE NW ¼ - SW ¼ OF SECTION 1, T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
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A PORTION OF THE NE ¼ - NW ¼ OF SECTION 1, T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
A PORTION OF THE NW ¼ - NE ¼ OF SECTION 1, T. 22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
A PORTION OF THE SE ¼ - SW ¼ OF SECTION 36, T. 21 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
A PORTION OF THE SW ¼ - SE ¼ OF SECTION 36, T. 21 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
A PORTION OF THE SE ¼ - SE ¼ OF SECTION 36, T. 21 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
A PORTION OF THE NW ¼ - SE ¼ OF SECTION 36, T. 21 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON
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A PORTION OF THE NE ¼ - NE ¼ OF SECTION 36, T. 21 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON

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STATE OF OREGON
WATER SUPPLY WELL REPORT

(as required by ORS 537.765)

(1) OWNER:

Well Number: Well A
Name: LaPine Community Water District
Address: P.O. Box 2867
City: LaPine State: OR Zip: 97739

(2) TYPE OF WORK:

(repair/

☒ New Well ☐ Deepening ☐ Alteration/recondition ☐ Abandonment

(3) DRILL METHOD:

☒ Rotary Air ☐ Rotary Mud ☐ Cable ☐ Auger
☐ Other:

(4) PROPOSED USE:

☐ Domestic ☒ Community ☐ Industrial ☐ Irrigation
☐ Thermal ☐ Injection ☐ Livestock ☐ Other

(5) BORE HOLE CONSTRUCTION:

Special Construction approval ☐ Yes ☒ No

Depth of Completed Well 251'

Explosives Used ☐ Yes ☒ No Type --- Amount ---

HOLE		SEAL		sacks or pounds	
Diameter	From To	Material	From To		
17"	0' 30'	Cement	0' 30'	66 Sacks	
15"	30' 129'	Cement	30' 129'	176 Sacks	
15"	129' 151'				
12"	151' 251'				

How was seal placed: Method ☐ A ☐ B ☒ C ☐ D ☐ E
☐ Other

Backfill placed from --- to --- Material ---
from --- to --- Material ---
Gravel placed from --- to --- Size of gravel ---

(6) CASING/LINER:

CASING:

Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
12"	+4'	151'	.250	☒	☐	☒	☐
				☐	☐	☐	☐
				☐	☐	☐	☐
				☐	☐	☐	☐

LINER:

10"	-143'	154'	.250	☒	☐	☒	☐
10"	-204'	-221'	.250	☒	☐	☒	☐

Final location of Shoe(s):

(7) PERFORATIONS/SCREENS:

☐ Perforations Method: ---
☒ Screen Type: 304 Material: S.S.
Slot Size: --- Tele/pipe size: ---

From	To	Size	No.	Diameter	size	Casing	Liner
154'	204'	100		12"	T	☐	☒
221'	251'	100		12"	T	☐	☒
						☐	☐
						☐	☐

(8) WELL TESTS: Minimum testing time is 1 hour

☒ Pump ☐ Bailer ☐ Air ☐ Flowing Artesian
Yield gpm Drawdown Drill Stem at Time

1300	24			1 hr.
				24 hr.

Temperature of water 47 Depth Artesian Flow Found ---

Was a water analysis done? Yes By whom: IRS

Did any strata contain water not suitable for intended use? (explain)

No

Depth of Strata: N/A

54968

WELL ID # L 50208
START CARD # 82085

(9) LOCATION OF WELL by legal description:

County: Deschutes Latitude: --- Longitude: ---
Township: 22S Range: 11E
Section: 18 NW 1/4 SE 1/4
Tax Lot: 300 Lot: --- Block: --- Subdivision: ---
Street Address of Well (or nearest address) ---
3 1/2 Miles East of Hwy 97 on Finly Butte Rd

(10) STATIC WATER LEVEL:

116 Ft. below land surface Date 8/30/02
Artesian pressure --- lb. per sq. in. Date ---

(11) WATER BEARING ZONES:

From	To	Est. Flow Rate	SWL
131	151	10 GPM	116
154	170	100 GPM	
191	197	350 GPM	116
228	249	350 GPM	116

(12) WELL LOG:

Ground Elevation: ---

Material	From	To	SWL
Soil Med Brown	0	2	
Sand Brown Course	2	30	
Cemented Conglom Brow-Red	30	39	
Cemented Conglom Gray	39	51	
Cinders-Lava Mix Red-Green	51	74	
Cinders-Lava Mixed Red-Black	74	121	
Lava Hard Green-Black	121	129	
Lava Black Loose	129	151	
Lava Gray Hard	151	159	
Lava Med Gray-Red	159	170	
Lava Med Gray	170	191	
Lava Gray Fract	191	197	
Lava Gray Hard	197	216	
Lava Gray Fract	216	251	

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SEP 17 2002

WATER RESOURCES DEPT.
SALEM, OREGON

RECEIVED

JAN 03 2005

WATER RESOURCES DEPT.
SALEM, OREGON

Date Started: 08/02/02

Completed: 08/30/02

(unbonded) Water Well Constructor Certification:

I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

Signed [Signature] WWC Number 723
Date 09/25/02

(bonded) Water Well Constructor Certification:

I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

Signed [Signature] WWC Number 723
Date 09/25/02

ORIGINAL & FIRST COPY - Water Resources Department

SECOND COPY - Constructor

THIRD COPY - Customer

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#1

WELL 1 PUMP RECORD SHEET

[illegible]

LAPNOB WATBD

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SALEM, OR

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JUN 18 2009

WATER RESOURCES DEPT
SALEM, OREGON

WELL 2 PUMP RECORD SHEET

[illegible]

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JUN 18 2009

WATER RESOURCES DEPT
SALEM, OREGON

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Water Use Report

Choose an agency: CITY OF LA PINE

CITY OF LA PINE
PO BOX 3055
51340 HWY 97
LA PINE, OR 97739

Records per Page: 5

Report ID	Facility	Associated water rights & Description
Select 33282	WELL 1	Permit: G 12545 * WELL 1 (22.00S-10.00E-11-NE SE) 1860 FEET NORTH & 275 FEET WEST FROM SE CORNER, SECTION 11
Select 33283	WELL 2	Permit: G 12545 * WELL 2 (22.00S-10.00E-12-NW SW) 2550 FEET NORTH & 700 FEET EAST FROM SE CORNER, SECTION 11
Select 63696	WELL 1A	Permit: G 13444 * WELL 1A (22.00S-11.00E-18-NW SE) 1240.5 FEET SOUTH AND 804 FEET EAST FROM C1/4 CORNER, SEC
Select 63697	WELL 2B	Permit: G 13444 * WELL 2B (22.00S-11.00E-18-NW SE) 1143 FEET SOUTH AND 1085 FEET EAST FROM C1/4 CORNER, SECTION

Wur Report ID: 63696

Water Year	Unit	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep
2011	K	3332.0	2262.0	2069.0	2227.0	4310.0	5047.0	2151.0	2824.0	4398.0	4791.0	5773.0	4976.0
2010	K	2494.0	2495.0	3860.0	3327.0	1522.0	2361.0	2243.0	2980.0	5335.0	6858.0	6233.0	3835.0
2008	K	2937.0	2078.0	2087.0	2112.0	2886.0	3449.0	3036.0	2986.0	5102.0	6431.0	7135.0	3068.0
2007	K	3046.0	2128.0	3046.0	3181.0	3276.0	3457.0	3119.0	4085.0	4068.0	6284.0	6731.0	5029.0
2006	K	2287.0	2213.0	2212.0	2653.0	2209.0	1839.0	2042.0	3628.0	4158.0	4508.0	5152.0	3916.0
2005	K	2810.0	1589.0	1676.0	1756.0	1352.0	1700.0	1766.0	2342.0	2850.0	4462.0	4596.0	3275.0
2004	K					658.0	1030.0	1349.0	2926.0	2325.0	4852.0	4765.0	3707.0

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SALEM, OR

Water Use Report

Choose an agency: CITY OF LA PINE

CITY OF LA PINE
PO BOX 3055
51340 HWY 97
LA PINE, OR 97739

Records per Page: 5

Report ID	Facility	Associated water rights & Description
Select 33282	WELL 1	Permit: G 12545 * WELL 1 (22.00S-10.00E-11-NE SE) 1860 FEET NORTH & 275 FEET WEST FROM SE CORNER, SECTION 11
Select 33283	WELL 2	Permit: G 12545 * WELL 2 (22.00S-10.00E-12-NW SW) 2550 FEET NORTH & 700 FEET EAST FROM SE CORNER, SECTION 11
Select 63696	WELL 1A	Permit: G 13444 * WELL 1A (22.00S-11.00E-18-NW SE) 1240.5 FEET SOUTH AND 804 FEET EAST FROM C1/4 CORNER, SECTION
Select 63697	WELL 2B	Permit: G 13444 * WELL 2B (22.00S-11.00E-18-NW SE) 1143 FEET SOUTH AND 1085 FEET EAST FROM C1/4 CORNER, SECT

Wur Report ID: 63697

Water Year	Unit	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep
2011	K	3251.0	2303.0	2070.0	2222.0	696.0	0.0	1916.0	2886.0	4545.0	4759.0	5891.0	4854.0
2010	K	2680.0	2681.0	3972.0	3445.0	1506.0	2542.0	2131.0	2827.0	4931.0	6808.0	6309.0	3655.0
2008	K	2704.0	2196.0	2149.0	2221.0	3688.0	3101.0	3147.0	2865.0	5311.0	6804.0	7043.0	3855.0
2007	K	2980.0	2758.0	2471.0	4189.0	3267.0	2700.0	3170.0	4035.0	4291.0	6013.0	5872.0	3624.0
2006	K	2328.0	2250.0	2250.0	2616.0	2048.0	2057.0	1937.0	2041.0	2476.0	2486.0	3203.0	11367.0
2005	K	2282.0	2152.0	1503.0	1505.0	1479.0	1474.0	1753.0	2389.0	2800.0	4687.0	4811.0	3421.0
2004	K					662.0	992.0	1615.0	2823.0	2478.0	4859.0	4076.0	4054.0

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SALEM, OR



GOULDS PUMPS

VERTICAL PUMP DIVISION

Installation, Operation and Maintenance Instructions

Model DWT

Deep Well
Turbine Pumps

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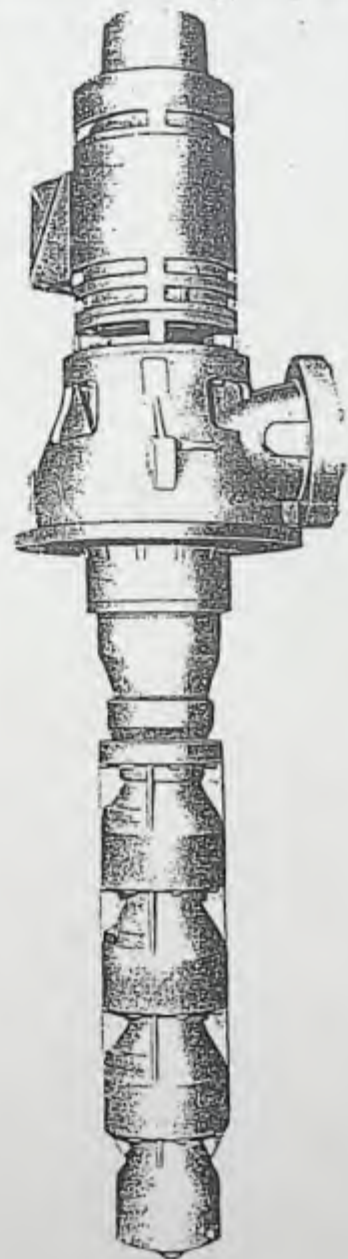
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SALEM, OR

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WATER RESOURCES DEPT
SALEM, OREGON





U.S. Electrical Motors Installation and Maintenance

XII INSTALLATION RECORD WELL #1

NAMEPLATE AND INSTALLATION INFORMATION

ID# F10-02133498-GT-01

SERIAL NUMBER OR MODEL NUMBER H050V2BLG-C

HORSEPOWER 50

MOTOR RPM 1780

PHASE 3

FREQUENCY..... 60HZ

AMPS 57 AT 460V VOLTS

DESIGN:

FRAME 326TPH

TYPE RUS1

Special Features: NRR 100 High Thrust

DATE PURCHASED _____ P.O. NUMBER _____

DATE INSTALLED 12-12-02

LOCATION OF JOB SITE 17400 Finley Butte Road, LaPine, Oregon

MACHINE OR INSTALLATION NUMBER

PURCHASED FROM

MOTOR RESISTANCE LINE TO LINE AT TIME OF INSTALLATION

INSULATION TO GROUND READING AT TIME OF INSTALLATION

RECORD OF MAINTENANCE

GRADE AND TYPE OF LUBRICANT USED

[illegible]

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RECEIVED
FEB 25 1968

JUN 18 2009

WATER RESOURCES DEPT
SALEM, OREGON

SEP 20 2012

SALEM, OR

ITT Industries
Goulds Pumps
CITY OF LA PINO

PUMP DATA SHEET

Goulds Turbine Pump Selection ver: 3.042
04/10/02

Curve: E8409CCPCO

Turbine 60 Hz

Selection file: (untitled)

Catalog: TURB60.MPC v 1.3.5

Design Point: Flow: 600 US gpm
Head: 216 ft

Fluid: Water

Temperature: 80 °F

SG: 1

Viscosity: 1.122 cP

Vapor pressure: 0.2568 psi_a

Atm pressure: 14.7 psi_a

Pump: TURBINE - 1800
Speed: 1770 rpm

Size: 9RCHC; (5 stages)

Dia: 9.875 in

Limits: Temperature: --- °F
Pressure: 400 psi_g

Sphere size: 0.56 in

Power: --- bhp

NPSHa: --- ft

Specific Speed: Na: 2300

Nsa: ---

Piping:

System: ---

Suction: --- in

Discharge: --- in

Vertical Turbine: Bowl Size: 9.25 in Max Lateral: 0.88 in
Thrust K Factor: 4.9

Motor: 40 hp
40

Speed: 1800

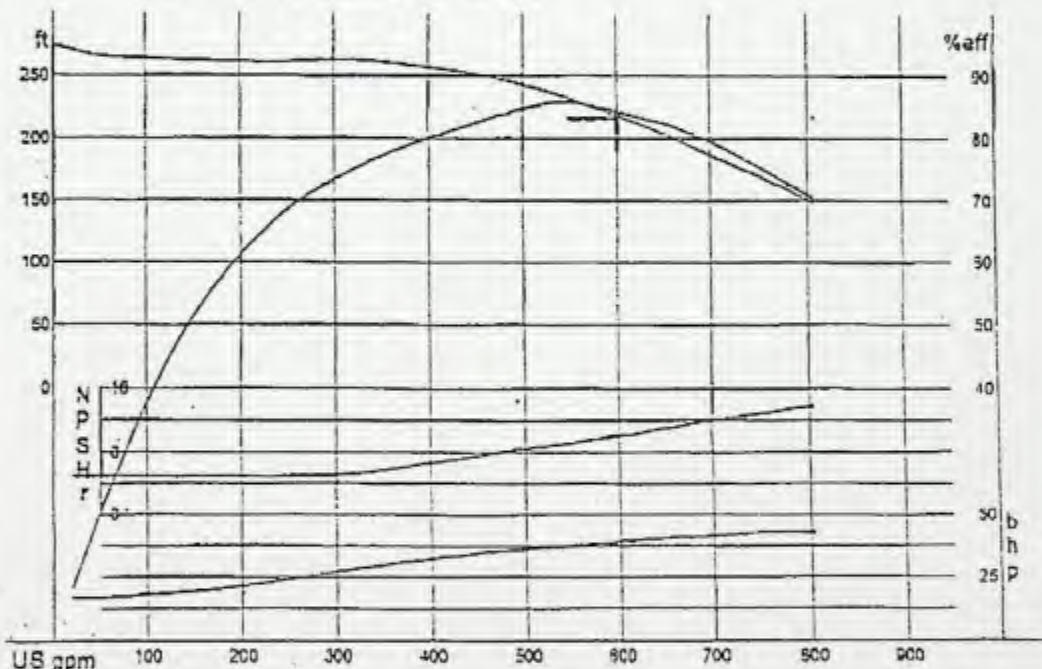
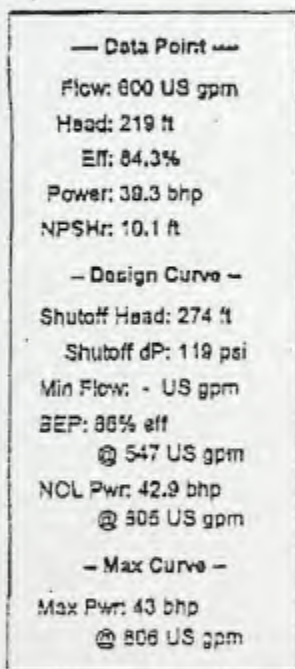
Frams: 326

NEMA Standard

WPI Enclosure

sized for Max Power on Design Curve

Suction Size-6" Discharge Sizes-5",3",3"



— PERFORMANCE EVALUATION —

Flow	Speed	Head	Pump	Power	NPSHr	Motor	Motor	Hrs/yr	Cost
US gpm	rpm	ft	%eff	bhp	ft	%eff	kW		\$/kWh
720	1770	180	77.3	42	12.4				
600	1770	219	84.3	39.3	10.1				
480	1770	247	84	35.8	8.15				
360	1770	260	77.3	30.4	3				
240	1770	261	67.3	23.5	5				

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JUN 18 2009

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WATER RESOURCES DEPT
SALEM, OREGON

P.2

SEP 20 2012

2012 09 20 10:11 AM 2012 09 20 10:11 AM

SALEM, OR



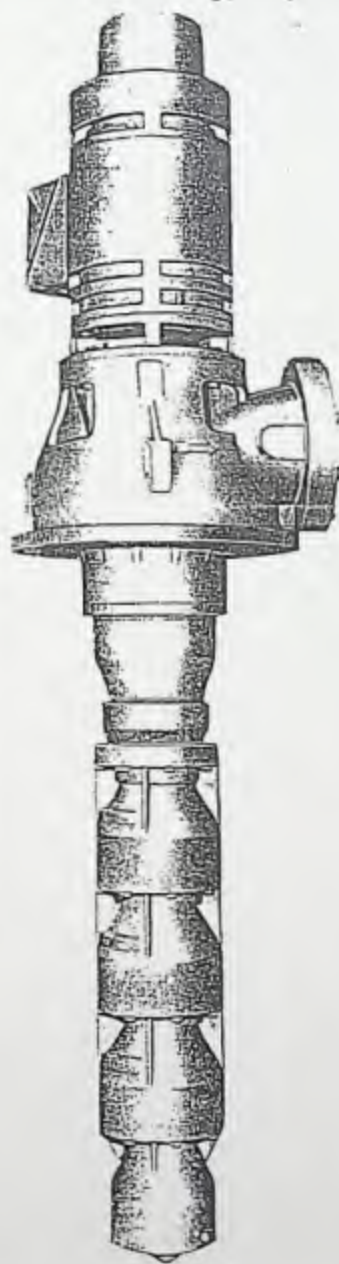
GOULDS PUMPS

VERTICAL PUMP DIVISION

Installation, Operation and Maintenance Instructions

Model DWT

Deep Well Turbine Pumps



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WATER RESOURCES DEPT
SALEM, OREGON

ITT Industries
Goulds Pumps
CITY OF LaPINE

PUMP DATA SHEET

Turbine 60 Hz

Goulds Turbine Pump Selection ver: 6.042
04/10/02

Selection file: (untitled)

Catalog: TURB60.MPC v 1.3.5

Curve: E8409CCPCO

Design Point: Flow: 900 US gpm
Head: 216 ft

Fluid: Water

Temperature: 80 °F

SG: 1

Viscosity: 1.122 cP

Vapor pressure: 0.2588 psi_a

Atm pressure: 14.7 psi_a

Pump: TURBINE - 1800
Speed: 1770 rpm

Size: 9RCHC; (5 stages)
Dia: 8.875 in

Limits: Temperature: --- °F
Pressure: 400 psi_g

Sphere size: 0.56 in
Power: --- bhp

NPSHa: --- ft

Specific Speed: Na: 2300

Nss: ---

Piping:

System: ---

Suction: --- in

Discharge: --- in

Vertical Turbine: Bowl Size: 9.25 in Max Lateral: 0.98 in
Thrust K Factor: 4.9

Motor: 80 hp

Speed: 1800

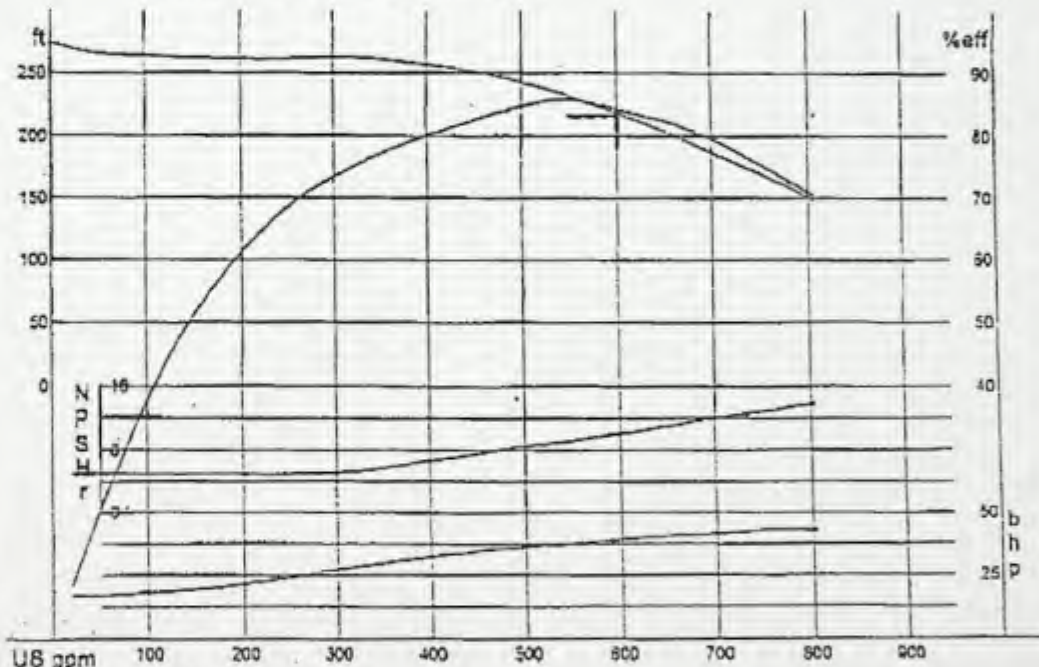
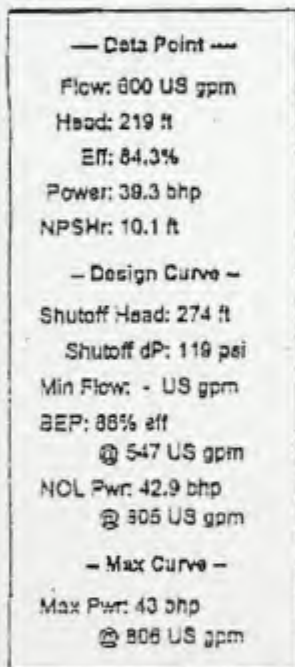
Frame: 328

NEMA Standard

WPI Enclosure

sized for Max Power on Design Curve

Suction Size-8" Discharge Sizes-5",3",3"



— PERFORMANCE EVALUATION —

Flow US gpm	Speed rpm	Head ft	Pump %eff	Power bhp	NPSHr ft	Motor %eff	Motor kW	Hrs/yr	Cost \$/kWh
720	1770	180	77.9	42	12.4				
800	1770	219	84.3	39.3	10.1				
880	1770	247	84	36.8	8.15				
960	1770	260	77.3	30.4	8				
1040	1770	281	67.3	23.6	5				

RECEIVED

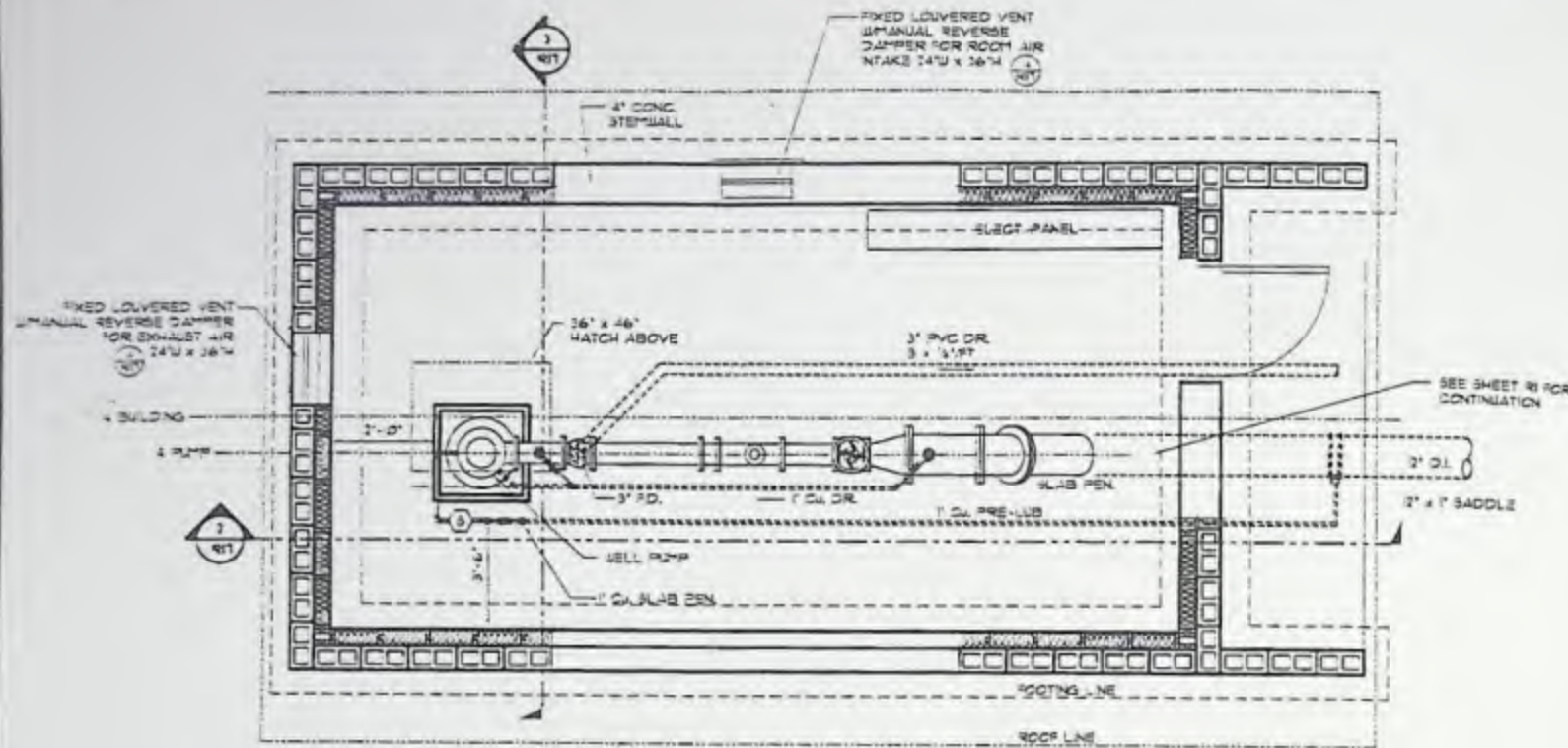
JUN 18 2009

WATER RESOURCES DEPT
SALEM, OREGON

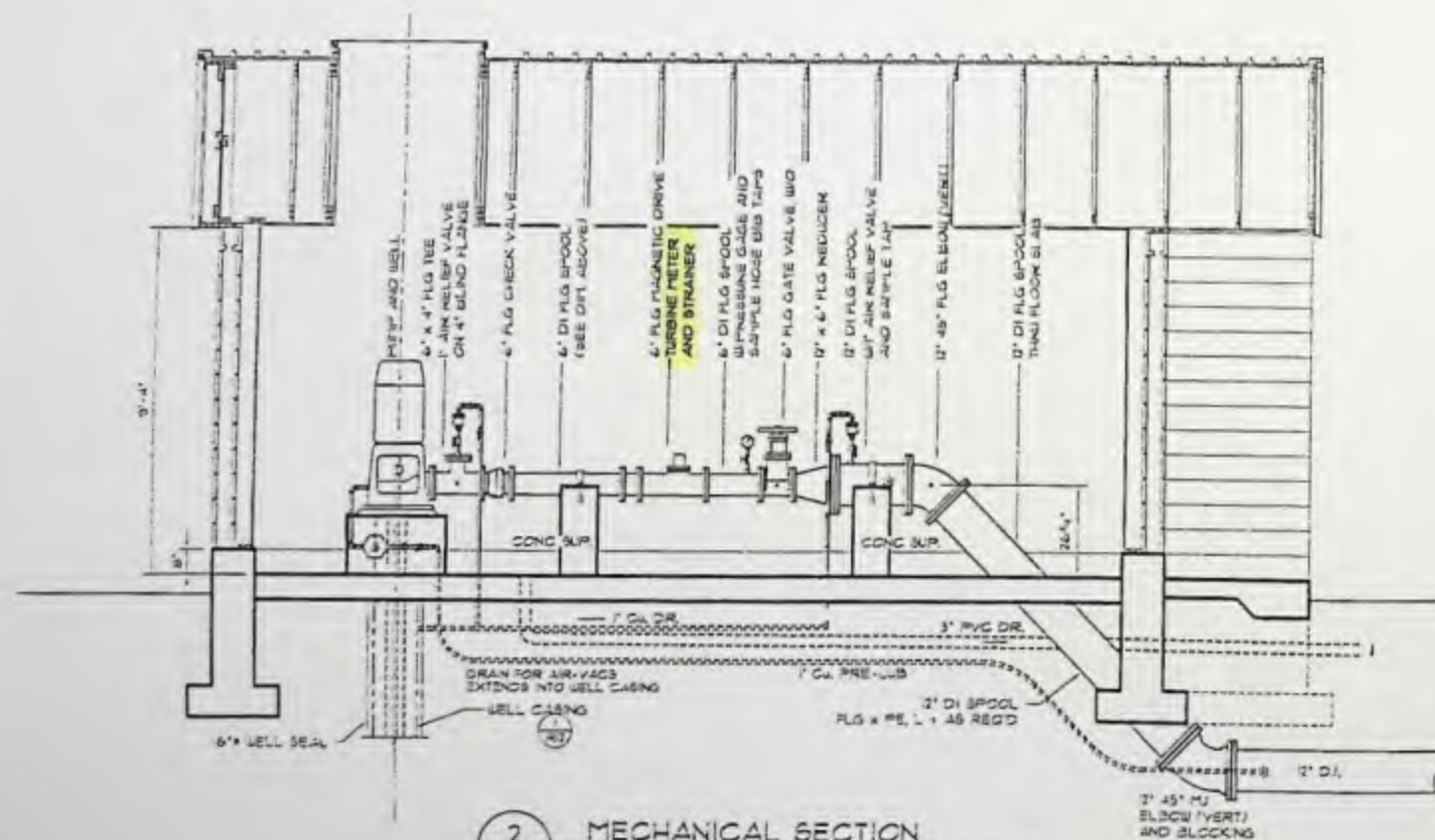
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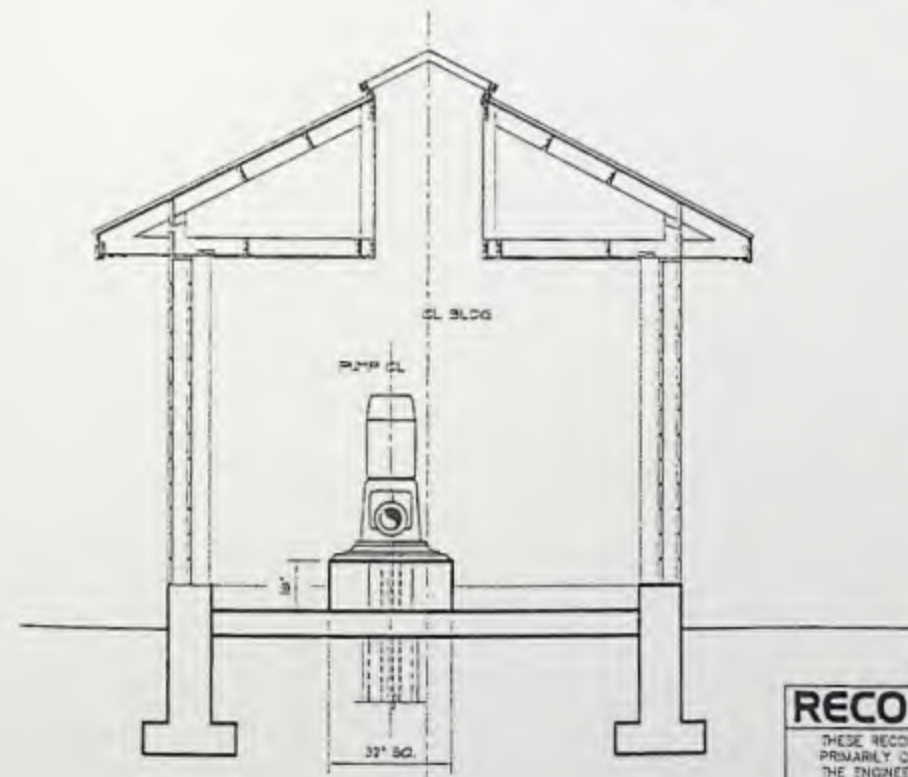
SALEM, OR



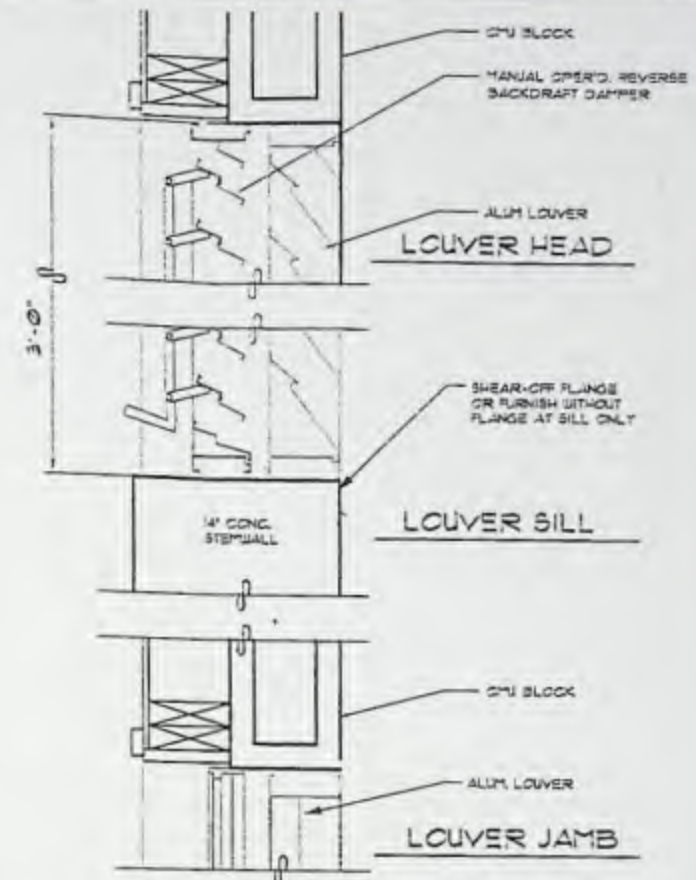
1 MECHANICAL PLAN
SCALE: 1/2" = 1'-0"



2 MECHANICAL SECTION
SCALE: 3/8" = 1'-0"



3 BUILDING SECTION
SCALE: 1/2" = 1'-0"



4 LOUVER DETAIL
SCALE: NONE

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WATER RESOURCES DEPT
SALEM, OREGON

RECORD DWG. DATE: MAR 2004

THESE RECORD DRAWINGS HAVE BEEN PREPARED BASED
PRIMARILY ON INFORMATION PROVIDED BY OTHERS.
THE ENGINEER CAN NOT VERIFY THE ACCURACY AND/OR
COMPLETENESS OF ALL INFORMATION AND SHALL NOT BE
RESPONSIBLE FOR ANY ERRORS OR OMISSIONS WHICH MAY
BE INCORPORATED HEREIN AS A RESULT.

VERIFY SCALES
SAR & ONE NCH ON
ORIGINAL DRAWING
IF NOT ONE NCH
ON THIS SHEET, ADJUST
SCALES ACCORDANT

ARCHITECTS, ENGINEERS,
SURVEYORS, & PLANNERS
HGE
INC

WELL BUILDING NO. 2(B)
MECHANICAL DETAILS

PROJECT:
LAPINE WATER DISTRICT
WATER IMPROVEMENTS
DESCHUTES COUNTY, OREGON



PROJECT NO.
2881

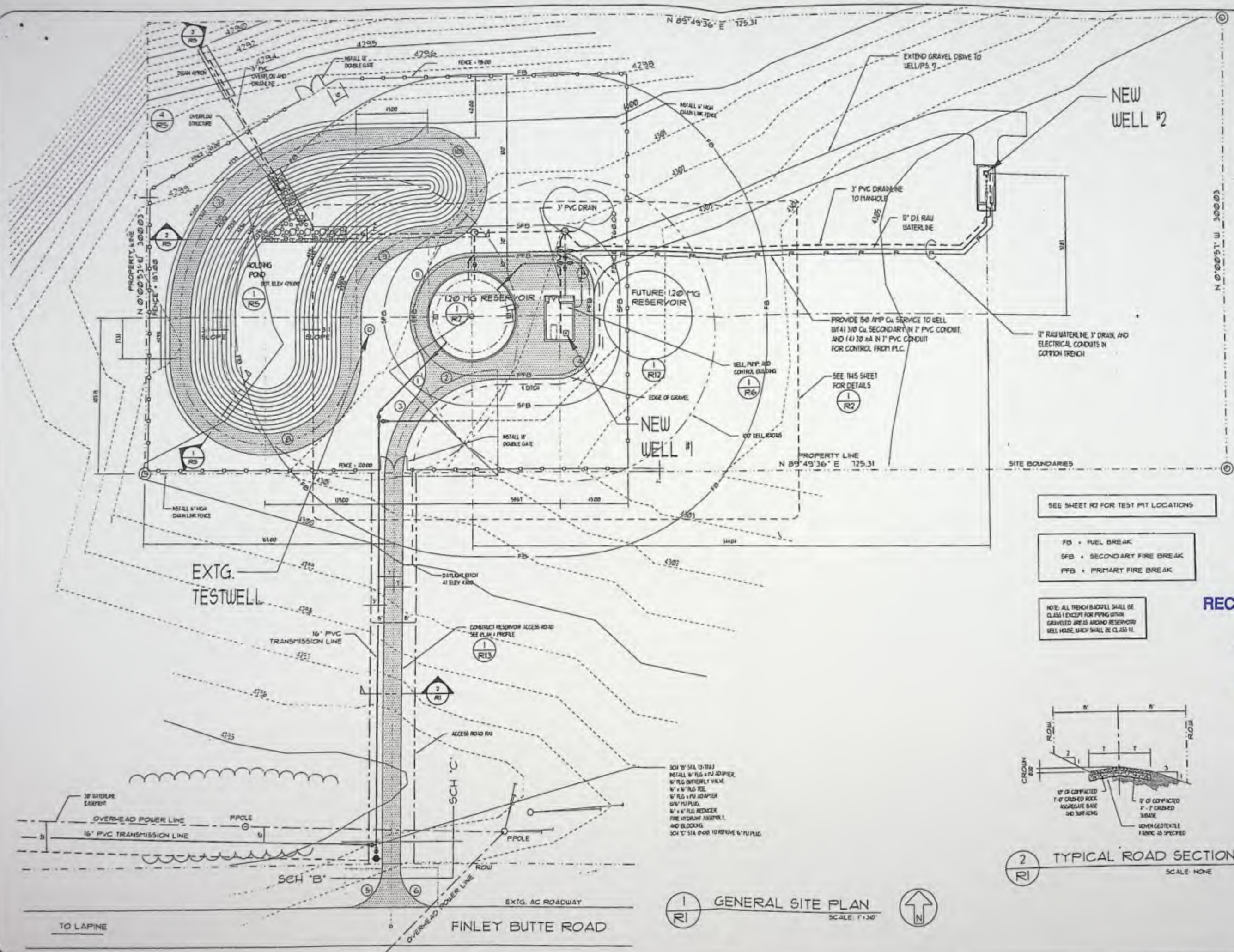
DATE:
AUG. 28 2007

REVISIONS

DATE BY
8-9-07 RS

DRN. BY: TGS
SHEET NO.

R17



CURVE DATA

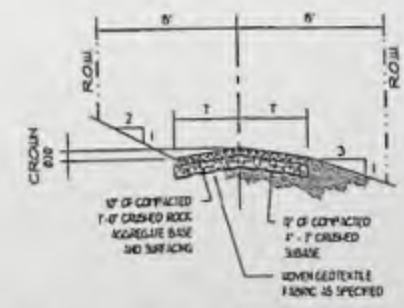
1	Δ = 76°11'42"
	R = 75.00
	T = 19.64
	L = 33.28
2	Δ = 90°00"
	R = 70.00
	T = 10.00
	L = 109.96
3	Δ = 43°31'08"
	R = 17.00
	T = 3.03
	L = 58.62
4	Δ = 90°00"
	R = 25.00
	T = 25.00
	L = 39.27
5	Δ = 89°01'12"
	R = 25.00
	T = 24.65
	L = 38.92
6	Δ = 90°01'12"
	R = 25.00
	T = 25.00
	L = 39.36
7	Δ = 90°00"
	R = 118.00
	T = 118.00
	L = 185.35
8	Δ = 180°00"
	R = 51.00
	T = NONE
	L = 179.07
9	Δ = 90°00"
	R = 53.00
	T = 53.00
	L = 83.25
10	Δ = 180°00"
	R = 32.50
	T = NONE
	L = 102.10
11	Δ = 122°40'34"
	R = 41.67
	T = 76.73
	L = 89.22

SEE SHEET R2 FOR TEST PIT LOCATIONS

FB = FUEL BREAK
 SFB = SECONDARY FIRE BREAK
 PFB = PRIMARY FIRE BREAK

NOTE: ALL TRENCH BACKFILL SHALL BE CLASS 1 EXCEPT FOR PIPING WITHIN GRAVELED AREAS AROUND RESERVOIR. WELL HOSE SHALL BE CLASS 11.

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 SALEM, OR



2
R1
TYPICAL ROAD SECTION
 SCALE: NONE

1
R1
GENERAL SITE PLAN
 SCALE: 1"=30'

VERIFY SCALES
 BAR IS ONE INCH ON ORIGINAL DRAWING
 IF NOT ONE INCH ON THIS SHEET ADJUST SCALES ACCORDINGLY

ARCHITECTS, ENGINEERS, SURVEYORS, & PLANNERS
HGE INC.
 325 Park Avenue/Casa Bay, Oregon 97130 (503) 368-1166
 19 N. W. 10th Avenue/Portland, Oregon 97209 (503) 222-1887

SHEET TITLE:
120 MG RESERVOIR SITE PLAN

PROJECT:
 LAPINE WATER DISTRICT
 WATER IMPROVEMENTS
 DESCHUTES COUNTY, OREGON

REGISTERED PROFESSIONAL
 LAND SURVEYOR
 STATE OF OREGON
 EXPIRES 12-31-11
 RICHARD J. HODGE
 LICENSE NO. 11-11-07
 PROJECT NO.
 9881
 DATE:
 OCT. 2000
 REVISIONS

DATE	BY
3-5-07	RS
8-19-07	RS

 DRAWN BY: RS
 SHEET NO.
 R1
 REVISED



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

Request for Assignment

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SEP 20 2012

SALEM, OR

If for multiple rights, a separate form and fee for each right will be required.

I, Scott Perkins, Manager for La Pine Water District
(Name of Applicant / Permit / Transfer Holder / License Holder/GR Certificate of Registration)
P.O. Box 2460 La Pine OR 97739
(Mailing Address) (City) (State) (Zip) (Phone #)

- ☒ hereby assign all my interest in and to application/permit/transfer/license/GR Certificate of Registration;
- ☐ hereby assign all my interest in and to a portion of application/permit/transfer/license/GR Certificate of Registration; (You must include a map showing the portion of the application/permit/transfer/license/GR Certificate of Registration to be assigned.)
- ☐ hereby assign a portion of my interest in and to the entire application/permit/transfer/license/GR Certificate of Registration:

Application # G-13552; Permit # G-13444; Transfer # T-9241
-OR-
License # _____; GR Statement # _____; GR Certificate of Registration # _____

As filed in the office of the Water Resources Director, to:

City of La Pine
(Name of New Owner)
P.O. Box 3055 La Pine OR 97739
(Mailing Address) (City) (State) (Zip) (Phone #)

Note: If there are other owners of the property described in the Application, Permit, Transfer, License, or GR Certificate of Registration, you must provide a list of all other owners' names and mailing addresses and attach it to this form.

I hereby certify that I have notified all other owners of the property described in this Application, Permit, Transfer, License, or GR Certificate of Registration of this Request for Assignment

Witness my hand this 30 day of May, 2012.

Applicant/Permit Holder Scott Perkins

Applicant/Permit Holder _____

DO NOT WRITE IN THIS BOX

This certifies assignment and record change at Oregon Water Resources Department effective 8:00 a.m. on date of receipt at Salem, Oregon.
Fee receipt # 106139
For Director by Jerry Sauter, Program Analyst in Water Rights Division

The completed "Request for Assignment" form must be submitted to the Department along with the recording fee of \$75.

RECEIVED

JUN 28 2012

WATER RESOURCES DEPT
SALEM OREGON

Last updated: August 21, 2009

Request for Assignment

WR

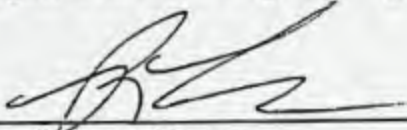


ASSIGN 6/28/2012

Notary Form

State of Oregon
County of Deschutes

Scott Perkins Personally Appeared before me on May 30, 2012 and Water
Rights Transfer Assignment agreement Notarized

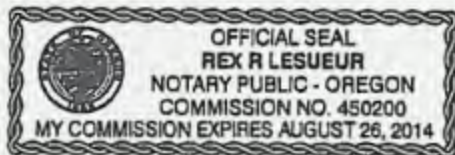


Rex Lesueur Notary
My Commission Expires August 26, 2014

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SEP 20 2012

SALEM, OR



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JUN 28 2012

WATER RESOURCES DEPT
SALEM, OREGON





Oregon

John A. Kitzhaber, MD, Governor

Water Resources Department

North Mall Office Building
725 Summer St. NE, Suite A
Salem, OR 97301
Phone 503-986-0900
FAX 503-986-0904
www.wrd.state.or.us

June 29, 2012

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Newton Consultants, Inc.
P.O. Box 1728
Redmond, Oregon 97756

SEP 20 2012

SALEM, OR

Reference: Application G-12500, Permit G-12545 – Application G-13552, Permit G-13444
Application G-17422

Regarding Application G-12500, Permit G-12545 the assignment from La Pine Special Sewer District to the City of La Pine has been recorded in the records of the Water Resources Department.

Regarding Application G-13552, Permit G-13444 the assignment from La Pine Water District to the City of La Pine has been recorded in the records of the Water Resources Department.

Regarding Application G-17422 the assignment from La Pine Water District to the City of La Pine has been recorded in the records of the Water Resources Department.

The Departments records will now show the City of La Pine as the permit holder of record.

Our records have been changed accordingly and the original request is enclosed. Receipt numbers 106133, 106134, and 106135 covering the recording fees are also enclosed.

Please review the permit to be familiar with the conditions and timelines contained in the permit. These conditions and timelines will have to be met before a Certificate of Water Right can be issued.

Sincerely,

Jerry Sauter
Water Rights Program Analyst
Water Right Services Division

Enclosure: Receipts 106133, 106134, and 106135

cc: Watermaster 11
La Pine Special Sewer District
La Pine Water District
City of La Pine
Data Center, OWRD (cover letter & request)
OWRD Transfers
Hydrographics
File

RECEIVED BY OWRD

SEP 20 2012

SALEM, OR



Oregon

John A. Kitzhaber, MD, Governor

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

September 28 , 2012

City of LaPine
PO Box 2954
LaPine OR 97739

On September 20, 2012 the Water Resources Department received the Claim of Beneficial Use (COBU) for the following file(s):

Application G-13552 Permit G-13444

The COBU included a report and map. In the future the Department will review your submittal. At that time we will review these items and provide a final certificate, proposed certificate, or a request for additional information.

If you are interested in having your COBU reviewed sooner, you may pay to have your file processed immediately, using the Reimbursement Authority program, which is described at: http://www.wrd.state.or.us/OWRD/mgmt_reimbursement_authority.shtml

Customer Service phone: (503) 986-0801

If you sell the property, please contact the Department, or have the new owners contact the Department about the need to file an assignment.

Your receipt was given to your agent.

Cc: file



ARCHITECTS
ENGINEERS
SURVEYORS
PLANNERS

375 PARK AVE
COOS BAY
OREGON
97420

541.269.1166
FAX 541.269.1833
CELL 541.404.3791
rnored@hge1.com

Richard D. Nored, P.E.
Joseph A. Slack, A.I.A.
Russ Dodge, PLS
Stephen R. Cox

October 31, 2007

Oregon Water Resources Department
North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1266

Attn: Lisa J. Jaramillo
Transfer Specialist Field Services Division

Re: LaPine Water District Permit Amendment
Application T-9241
Project No. 9881

Dear Lisa:

Enclosed is a completed permit amendment application prepared as requested in your correspondence to the LaPine Water District, dated October 12, 2007. A check is also enclosed on behalf of the LaPine Water District, in the statutory fee of \$ 350.00.

The document is signed as requested, and includes all supporting documentation and evidence referenced in the Application for Extension of Time.

If you have any questions or concerns, please contact me.

Very truly yours,

**HGE INC., Architects, Engineers,
Surveyors & Planners**

Richard D. Nored, P.E.
President

c. LaPine Water District
Russ Dodge

RECEIVED
NOV 01 2007
WATER RESOURCES DEPT
SALEM OREGON



Oregon

Theodore R. Kulongoski, Governor

Appl G-13552/Permit G-13444

Water Resources Department

North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1266
503-986-0900
FAX 503-986-0904

October 12, 2007

LAPINE WATER DISTRICT
PO BOX 2867
LAPINE, OR 97739

REFERENCE: Permit Amendment Application T-9241

Dear Applicant:

Thank you for speaking with me over the last couple of days regarding your pending permit amendment application (T-9241) that proposes to amend Permit G-13444 (Appl. G-13552) by changing the place of use and replacing the authorized well with proposed Wells #1 and #2. As we discussed, the Department is unable to process your permit amendment request because the authorized date to complete the application of water to beneficial use ("C" date) allowed under the permit has expired. The last authorized date for complete application of water under Permit G-13444 is October 1, 2002.

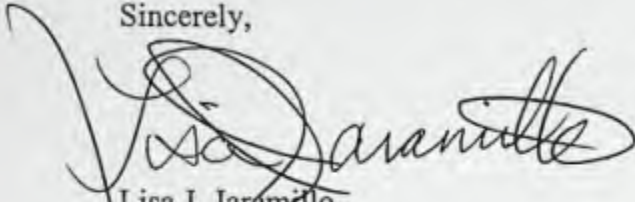
You indicated that you still wish to make the change proposed in your permit amendment application. **In order for the Department to process your permit amendment application, you must first submit a permit extension of time application and receive Department approval of the extended timelines.** This will allow you to complete the proposed change within a valid timeframe authorized under the permit. I have enclosed an "Application for Extension of Time" for your use. If you have any questions or need assistance in completing the extension application, please contact Kim French of the Water Rights Section at (503) 986-0813. *(PLEASE NOTE: Additional application fees and information are necessary to complete your permit amendment application T-9241. These application deficiencies will be requested in a separate letter from the Department.)*

Alternatively, if you decide that you **no longer** wish to make the proposed changes to Permit #G-13444, you may submit a written request to withdraw the permit amendment application and receive a partial refund of the application fees.

*If the Department does not receive a permit extension of time application or does not receive your written request to withdraw the permit amendment application by **Monday, November 12, 2007**, we may proceed with the issuance of a final order denying the permit amendment application at which time we will be unable to refund any fees.*

Please feel free to contact me at (503) 986-0880 or Lisa.J.Jaramillo@wrд.state.or.us if you have any questions or concerns.

Sincerely,

A handwritten signature in black ink, appearing to read "Lisa J. Jaramillo", written over a horizontal line.

Lisa J. Jaramillo
Transfer Specialist
Field Services Division

enclosures: Copy of Permit Amendment T-9241 application and map
 Copy of Permit #G-13444 and map
 Permit Extension of Time Application

cc: Permit Amendment T-9241
 Appl. G-13552 (Permit G-13444)
 Watermaster District #11
 Kim French, Water Rights Section
 HGE Inc., Attn: Russ Dodge, CWRE #41, 19 NW Fifth, Portland, OR 97209



Oregon

John A. Kitzhaber, MD, Governor

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

August 23, 2012

HGE Inc.
Richard D. Nored
375 Park Avenue
Coos Bay, OR 97420

RE: Application File G-13552

Dear Richard,

We have received your request to withdraw the Claim of Beneficial Use submitted for the above referenced file. Please find enclosed the Claim and additional enclosures that were submitted to the Department on June 18, 2009.

The Department has not retained a copy of the Claim or the additional enclosures.

Please give Gerry Clark (503-986-0811) a call if you have any questions.

Sincerely,

Gerry Clark
Water Right Specialist
Certificates

Cc: file
Steve Hasson, City of La Pine Manager



ARCHITECTS
ENGINEERS
SURVEYORS
PLANNERS

375 PARK AVE
COOS BAY
OREGON
97420

541.269.1166
FAX 541.269.1833
CELL 541.404.3791
rnored@hgei.com

Richard D. Nored, P.E.
Joseph A. Slack, A.I.A.
Russ Dodge, PLS
Stephen R. Cox

August 13, 2012

Water Resources Department
725 Sumer Street NE, Suite A
Salem, OR 97301-1266

Attn: Lisa J. Jaramillo
Water Management and Conservation Analyst

Re: City of La Pine
Permit G-13444

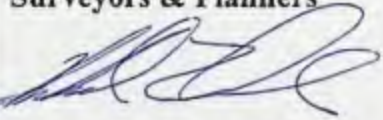
Dear Lisa:

This office submitted a Claim of Beneficial Use Report for Permit G-13444 on June 16, 2009, on behalf of the La Pine Water District. We are not sure who would be the responsible person for this file, but we believe the Claim was premature. Could you please route this letter to the responsible person, and request that the original claim be withdrawn and returned to my attention?

Thank you for your assistance in this regard.

Very truly yours,

**HGE INC., Architects, Engineers,
Surveyors & Planners**


Richard D. Nored, P.E.
President

c. Steven Hasson, City Manager
Scott Perkins

RECEIVED BY OWRD

AUG 14 2012

SALEM, OR



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

Request for Assignment

If for multiple rights, a separate form and fee for each right will be required.

I, Scott Perkins, Manager for La Pine Water District
(Name of Applicant / Permit / Transfer Holder / License Holder/GR Certificate of Registration)

P.O. Box 2460 La Pine OR 97739
(Mailing Address) (City) (State) (Zip) (Phone #)

- ☒ hereby assign all my interest in and to application/permit/transfer/license/GR Certificate of Registration;
- ☐ hereby assign all my interest in and to a portion of application/permit/transfer/license/GR Certificate of Registration; (You must include a map showing the portion of the application/permit/transfer/license/GR Certificate of Registration to be assigned.)
- ☐ hereby assign a portion of my interest in and to the entire application/permit/transfer/license/GR Certificate of Registration:

Application # G-13552; Permit # G-13444; Transfer # T-9241
-OR-

License # _____; GR Statement # _____; GR Certificate of Registration # _____

As filed in the office of the Water Resources Director, to:

City of La Pine
(Name of New Owner)

P.O. Box 3055 La Pine OR 97739
(Mailing Address) (City) (State) (Zip) (Phone #)

Note: If there are other owners of the property described in the Application, Permit, Transfer, License, or GR Certificate of Registration, you must provide a list of all other owners' names and mailing addresses and attach it to this form.

I hereby certify that I have notified all other owners of the property described in this Application, Permit, Transfer, License, or GR Certificate of Registration of this Request for Assignment

Witness my hand this 30 day of May, 20 12.

Applicant/Permit Holder Scott Perkins

Applicant/Permit Holder _____

DO NOT WRITE IN THIS BOX

This certifies assignment and record change at Oregon Water Resources Department effective 8:00 a.m. on date of receipt at Salem, Oregon.
Fee receipt # 106139
For Director by Jerry Sauter, Program Analyst in Water Rights Division Jerry Sauter

The completed "Request for Assignment" form must be submitted to the Department along with the recording fee of \$75.

RECEIVED

JUN 28 2012

**WATER RESOURCES DEPT
SALEM OREGON**

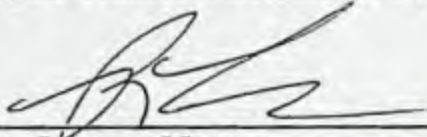


ASSIGN
6/28/2012

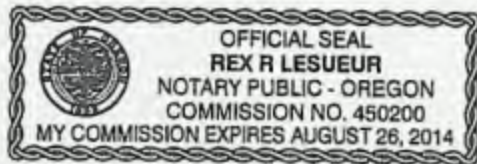
Notary Form

State of Oregon
County of Deschutes

Scott Perkins Personally Appeared before me on May 30, 2012 and Water
Rights Transfer Assignment agreement Notarized



Rex Lesueur Notary
My Commission Expires August 26, 2014



RECEIVED

JUN 28 2012

WATER RESOURCES DEPT
SALEM, OREGON





Oregon

John A. Kitzhaber, MD, Governor

Water Resources Department
North Mall Office Building
725 Summer St. NE, Suite A
Salem, OR 97301
Phone 503-986-0900
FAX 503-986-0904
www.wrd.state.or.us

June 29, 2012

Newton Consultants, Inc.
P.O. Box 1728
Redmond, Oregon 97756

Reference: Application G-12500, Permit G-12545 – Application G-13552, Permit G-13444
Application G-17422

Regarding Application G-12500, Permit G-12545 the assignment from La Pine Special Sewer District to the City of La Pine has been recorded in the records of the Water Resources Department.

Regarding Application G-13552, Permit G-13444 the assignment from La Pine Water District to the City of La Pine has been recorded in the records of the Water Resources Department.

Regarding Application G-17422 the assignment from La Pine Water District to the City of La Pine has been recorded in the records of the Water Resources Department.

The Departments records will now show the City of La Pine as the permit holder of record.

Our records have been changed accordingly and the original request is enclosed. Receipt numbers 106133, 106134, and 106135 covering the recording fees are also enclosed.

Please review the permit to be familiar with the conditions and timelines contained in the permit. These conditions and timelines will have to be met before a Certificate of Water Right can be issued.

Sincerely,

Jerry Sauter
Water Rights Program Analyst
Water Right Services Division

Enclosure: Receipts 106133, 106134, and 106135



cc: Watermaster 11

La Pine Special Sewer District

La Pine Water District

City of La Pine

Data Center, OWRD (cover letter & request)

OWRD Transfers

Hydrographics

File

Gerry Clark

From: Gerry Clark
Sent: Tuesday, June 26, 2012 11:42 AM
To: James Newton (jnewton@newtonconsultants.com)
Subject: File G-13552, Permit G-13444
Attachments: 20120625165954427.pdf; 20120625165840977.pdf; 20120625165743917.pdf; 20120625165451282.pdf

Jim,

I have attached copies of the Claim and additional information submitted related to the Claim.

In addition, I discussed this file with Lisa Jaramillo concerning the Water Management and Conservation plan for the District. She was unable to locate any record of the plan being submitted as indicated in the letter from Mr. Dodge.

Please let me know if you have any additional questions.

Gerry Clark
Water Right Services Division
Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301

Phone: 503-986-0811
Fax: 503-986-0901

WRD Home Page: www.wrd.state.or.us

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **106779**

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172
(503) 986-0900 / (503) 986-0904 (fax)

INVOICE # _____

RECEIVED FROM: CITY OF LA PINE
BY: _____

APPLICATION	G13552
PERMIT	
TRANSFER	

CASH: ☐ CHECK: # 1335 OTHER: (IDENTIFY) ☐ _____

TOTAL REC'D \$ 500.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES \$ _____
OTHER: (IDENTIFY) \$ _____
0243 I/S Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____

4270 WRD OPERATING ACCT

MISCELLANEOUS 46111

0407 COPY & TAPE FEES \$ _____
0410 RESEARCH FEES \$ _____
0408 MISC REVENUE: (IDENTIFY) \$ _____
TC162 DEPOSIT LIAB. (IDENTIFY) \$ _____
0240 EXTENSION OF TIME \$ 500.00

WATER RIGHTS:

0201 SURFACE WATER	EXAM FEE	0202	RECORD FEE
0203 GROUND WATER	\$ _____	0204	\$ _____
0205 TRANSFER	\$ _____		

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR	EXAM FEE	0219	LICENSE FEE
LANDOWNER'S PERMIT	\$ _____	0220	\$ _____

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ _____ CARD # _____
0210 MONITORING WELLS \$ _____ CARD # _____
OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD) \$ _____
0231 HYDRO LICENSE FEE (FW/WRD) \$ _____
HYDRO APPLICATION \$ _____

TREASURY OTHER / RDX

FUND _____ TITLE _____
OBJ. CODE _____ VENDOR # _____
DESCRIPTION _____ \$ _____

RECEIPT: **106779**

DATED: 9-10-12

BY: 2R



ARCHITECTS
ENGINEERS
SURVEYORS
PLANNERS

375 PARK AVE
COOS BAY
OREGON
97420

541.269.1166
FAX 541.269.1833
CELL Cell 541.404.3791
rnored@hgei.com

Richard D. Nored, P.E.
Joseph A. Slack, A.I.A.
Russ Dodge, PLS
Stephen R. Cox

September 4, 2012

City of La Pine
16345 6th Street
La Pine, OR 97739

Attn: Steven Hasson
City Manager

Re: Extension of Time
Water Use Permit
Project No. 12.54

Dear Steven:

Enclosed is an original copy of the Extension of Time for Municipal Water Use Permits, that is needed to extend the time period for full beneficial use of the La Pine Water Use Permit. The intention will be to extend the time requirement of the permit, then to submit the required Water Management and Conservation Plan, and finally to resubmit a modified Claim for Full Beneficial Use of the original La Pine Water Permit No. G-13444.

The extension form requires a signature and date on Page 1, and the check for \$ 500, which I believe has been returned to the City from Oregon Water Resources.

If you have any questions or concerns, please give me a call. I apologize for the formatting, but their form doesn't allow for changes, so it prints out as it shows.

Very truly yours,

**HGE INC., Architects, Engineers,
Surveyors & Planners**

Richard D. Nored, P.E.
President

RECEIVED BY OWRD

SEP 10 2012

SALEM, OR

RECEIVED
SEP 16 2012
BY: *Asher*

COBU returned
to Dodge on
3/24/09
JC

Fees not
returnal

**WATER RESOURCES DEPARTMENT
REIMBURSEMENT AUTHORITY ESTIMATE APPLICATION**

House Bill 2551 (2003 Oregon Laws) authorizes the Oregon Water Resources Department to expedite or enhance regulatory processes voluntarily requested under the agreement. The voluntary agreement can be entered into with any person requesting services and agreeing to pay the Department's costs of providing the service.

The Department has established a pool of qualified contractors to perform expedited services for water right transfers and water right certificates.

The purpose of this application is to obtain an estimate from the next qualified contractor in the appropriate pool. There is a non-refundable application fee of \$125.00 per request. The contractor will provide an estimate of the cost and of the time required to process and develop a recommendation on the request of a: (check one):

<u>REQUEST</u>	<u>TYPE</u>	<u>FILE NUMBER</u>
☐	Transfer Application	_____
☒	Certificate Request	App G-13552 / P G13444 T 9241

Applicant Information		Applicant's Representative/Contact
Name: (Please Print)	LAPINE WATER DISTRICT	RUSS DODGE
Address:	P.O. BOX 2867	375 PARK AVENUE
	LAPINE OREGON 97739	COOS BAY OREGON 97420
Phone:	(541) 536-3281	(541) 269-1166
Fax	(541) 536-8003	(541) 269-1833
E-Mail Address:		rdodge@hge1.com

I understand the following:

- There is a non-refundable application fee of \$125.00 per request.
- That upon receipt of my non-refundable application fee in the amount of \$ 125.00, OWRD will assign my request to the next contractor in the pool of contractors performing expedited services.
- That this fee covers the copying, the mailing cost, as well as the cost for the contractor to evaluate and provide the estimate for processing of the request.
- That OWRD will provide all pertinent information to the assigned contractor within one (1) business day.
- That OWRD will, within fourteen (14) days, notify me in writing of the estimates of costs and time frame for the expedited service.
- That upon receiving the estimates I may agree or decline to enter into a formal contract to pay the estimated cost in advance to initiate the expedited service.
- An incomplete or inaccurate application may delay the process and increase the cost to process my request.
- Expedited processing does not guarantee a favorable review of my request.

I certify that I am the (check one) ☐ Applicant ☒ Applicant's Representative ☐ Other (Please specify) _____

Signature: Russ Dodge Name: RUSS DODGE

OWRD USE ONLY

Contractor Assigned:	Total Amount Paid: \$
OWRD Approval:	

R09 241 09

STATE OF OREGON
COUNTY OF DESCHUTES

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

LAPINE WATER COMPANY, PAT GISLER
1470 NE 1ST STREET #100
BEND, OREGON 97701-4267

(503)389-5800

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

APPLICATION FILE NUMBER: G-13552

SOURCE OF WATER: A WELL IN THE LONG PRAIRIE SLOUGH BASIN

PURPOSE OR USE: QUASI-MUNICIPAL

MAXIMUM RATE: 2.23 CUBIC FOOT PER SECOND

PERIOD OF USE: YEAR ROUND

DATE OF PRIORITY: NOVEMBER 8, 1993

POINT OF DIVERSION LOCATION: NW 1/4 SE 1/4, SECTION 18, T22S, R11E,
W.M.; 1244 FEET SOUTH & 672 FEET EAST FROM THE C 1/4 CORNER SECTION 18

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SE 1/4 SE 1/4
SECTION 10

SW 1/4 SW 1/4
SE 1/4 SW 1/4
SECTION 11

NW 1/4 NW 1/4
SW 1/4 NW 1/4
NW 1/4 SW 1/4
SW 1/4 SW 1/4
SECTION 13

ALL
SECTION 14

NE 1/4 NE 1/4
SE 1/4 NE 1/4
NE 1/4 SE 1/4
SECTION 15

TOWNSHIP 22 SOUTH, RANGE 10 EAST, W.M.

Application G-13552 Water Resources Department

PERMIT G-13444

Notes based
on 3/13/09 and
3/23/09 review.
RL

Amended

*POU
Amended*

ASSIGNED. See Misc. Rec., Vol.

8 530.53

+ 566

T 254 1151

In compliance
Measurement, recording and reporting conditions:

- TO PC*
On 3/23/09, spoke with Alyssa and found that reports were on file for 2000-2007
- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order, shall keep a complete record of the amount of water used each month and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water use information, including the place and nature of use of water under the permit.
- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

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

TO PC
Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

★ Within 2 years of permit issuance, the permittee shall submit a water management and conservation plan consistent with OAR Chapter 690, Division 86.

STANDARD CONDITIONS

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

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

~~Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to~~

To Cert
~~the Water Resources Department.~~ The Director may require water level or pump test results every ten years thereafter.

right
 Failure to comply with any of the provisions of this ~~permit~~ may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the ~~permit~~. *right*.

right
 This ~~permit~~ is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

right
 By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

right
 The use of water shall be limited when it interferes with any prior surface or ground water rights.

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

Actual construction of the well shall begin by August 12, 1999. Complete application of water to the use shall be made, *before* October 1, 2002. Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

Issued August 12, 1998

Extended to Oct 1, 2012

Dwight Ford for
 Martha O. Pagel, Director
 Water Resources Department

Application G-13552
 Basin 05
 RWK

Water Resources Department
 Volume 1A LT DESCHUTES R MISC
 MGMT.CODES 7BG 7BR 7JG 7JR

PERMIT G-13444
 District 11

**BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON**

In the Matter of Permit Amendment	)	FINAL ORDER APPROVING
T-9241, Deschutes County	)	CHANGES IN POINT OF
	)	APPROPRIATION AND PLACE
	)	OF USE

Authority

ORS 537.211 establishes the process in which a water right permit holder may submit a request to change the point of appropriation and/or place of use authorized under an existing water right permit.

Applicant

LAPINE WATER DISTRICT
PO BOX 2867
LAPINE, OR 97739

Findings of Fact

Background

1. On September 6, 2002, LaPine Water District, filed an application to amend the point of appropriation and place of use under Permit G-13444. The Department assigned the application number T-9241.
2. On November 27 and 30, 2007, Russ Dodge (CWRE #041) submitted a revised application and map, complete land use information and the remaining application fees, on behalf of the applicant, thus completing the permit amendment application.
3. The permit to be amended is as follows:

Permit: G-13444, in the name of LAPINE WATER DISTRICT
Use: QUASI-MUNICIPAL
Priority Date: NOVEMBER 8, 1993
Quantity: 2.23 CUBIC FEET PER SECOND (CFS)
Source: A WELL, in the Long Prairie Slough Basin
Date of Complete Application of Water: October 1, 2012

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

Authorized Point of Appropriation (POA):

Twp	Rng	Mer	Sec	¼ ¼	Location
22 S	11 E	WM	18	NW SE	1244 feet South and 672 feet East from the center ¼ corner of Section 18

Authorized Place of Use:

QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	¼ ¼
22 S	10 E	WM	10	SE SE
22 S	10 E	WM	11	SW SW
22 S	10 E	WM	11	SE SW
22 S	10 E	WM	13	NW NW
22 S	10 E	WM	13	SW NW
22 S	10 E	WM	13	NW SW
22 S	10 E	WM	13	SW SW
22 S	10 E	WM	14	NE NE
22 S	10 E	WM	14	NW NE
22 S	10 E	WM	14	SW NE
22 S	10 E	WM	14	SE NE
22 S	10 E	WM	14	NE NW
22 S	10 E	WM	14	NW NW
22 S	10 E	WM	14	SW NW
22 S	10 E	WM	14	SE NW
22 S	10 E	WM	14	NE SW
22 S	10 E	WM	14	NW SW
22 S	10 E	WM	14	SW SW
22 S	10 E	WM	14	SE SW
22 S	10 E	WM	14	NE SE
22 S	10 E	WM	14	NW SE
22 S	10 E	WM	14	SW SE
22 S	10 E	WM	14	SE SE
22 S	10 E	WM	15	NE NE
22 S	10 E	WM	15	SE NE
22 S	10 E	WM	15	NE SE

4. Application T-9241 proposes to change the point of appropriation (well) of the permit to two new wells located as follows:

Twp	Rng	Mer	Sec	¼ ¼	Location	Approximate Distance from Authorized Well
22 S	11 E	WM	18	NW SE	Well 1 – 1240.5 feet South and 804 feet East from the center ¼ corner of Section 18	130 feet East
22 S	11 E	WM	18	NW SE	Well 2 – 1143 feet South and 1085 feet East from the center ¼ corner of Section 18	425 feet Northeast

5. Application T-9241 also proposes to change the place of use of the permit to:

QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	¼ ¼
21 S	10 E	WM	36	NE NE*
21 S	10 E	WM	36	NW NE*
21 S	10 E	WM	36	SW NE*
21 S	10 E	WM	36	SE NE*
21 S	10 E	WM	36	SE SW*
21 S	10 E	WM	36	NE SE*
21 S	10 E	WM	36	NW SE*
21 S	10 E	WM	36	SW SE*
21 S	10 E	WM	36	SE SE*
22 S	10 E	WM	1	NW NE*
22 S	10 E	WM	1	NE NW*
22 S	10 E	WM	1	NW NW*
22 S	10 E	WM	1	SW NW*
22 S	10 E	WM	1	SE NW*
22 S	10 E	WM	1	NW SW*
22 S	10 E	WM	1	SW SW*
22 S	10 E	WM	2	NE NE*
22 S	10 E	WM	2	SE NE*
22 S	10 E	WM	2	SE SW*
22 S	10 E	WM	2	NE SE*
22 S	10 E	WM	2	NW SE*
22 S	10 E	WM	2	SW SE*
22 S	10 E	WM	2	SE SE*
22 S	10 E	WM	10	NE SE*
22 S	10 E	WM	10	SE SE
22 S	10 E	WM	11	NE NE*
22 S	10 E	WM	11	NW NE*

QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	¼ ¼
22 S	10 E	WM	11	SW NE*
22 S	10 E	WM	11	SE NE*
22 S	10 E	WM	11	NE NW*
22 S	10 E	WM	11	NW NW*
22 S	10 E	WM	11	SW NW*
22 S	10 E	WM	11	SE NW*
22 S	10 E	WM	11	NE SW*
22 S	10 E	WM	11	NW SW*
22 S	10 E	WM	11	SW SW
22 S	10 E	WM	11	SE SW
22 S	10 E	WM	11	NE SE*
22 S	10 E	WM	11	NW SE*
22 S	10 E	WM	11	SW SE*
22 S	10 E	WM	11	SE SE*
22 S	10 E	WM	12	NE NW*
22 S	10 E	WM	12	NW NW*
22 S	10 E	WM	12	SW NW*
22 S	10 E	WM	12	SE NW*
22 S	10 E	WM	12	NW SW*
22 S	10 E	WM	12	SW SW*
22 S	10 E	WM	13	NW NW
22 S	10 E	WM	13	SW NW
22 S	10 E	WM	13	NW SW
22 S	10 E	WM	13	SW SW
22 S	10 E	WM	14	NE NE
22 S	10 E	WM	14	NW NE
22 S	10 E	WM	14	SW NE
22 S	10 E	WM	14	SE NE
22 S	10 E	WM	14	NE NW
22 S	10 E	WM	14	NW NW
22 S	10 E	WM	14	SW NW
22 S	10 E	WM	14	SE NW
22 S	10 E	WM	14	NE SW
22 S	10 E	WM	14	NW SW
22 S	10 E	WM	14	SW SW
22 S	10 E	WM	14	SE SW
22 S	10 E	WM	14	NE SE

QUASI-MUNICIPAL USE				
Twp	Rng	Mer	Sec	¼ ¼
22 S	10 E	WM	14	NW SE
22 S	10 E	WM	14	SW SE
22 S	10 E	WM	14	SE SE
22 S	10 E	WM	15	NE NE
22 S	10 E	WM	15	SE NE
22 S	10 E	WM	15	NE SE
* = indicates proposed place of use.				

6. Notice of the application for the permit amendment was published in the Department's weekly notice on September 17, 2002, pursuant to ORS 540.520(5). No comments were filed in response to the notices.
7. The changes would not result in injury to other water rights.
8. The proposed place of use is owned and/or controlled by the permit holder.
9. The changes do not enlarge the permit.
10. The changes do not alter any other terms of the permit.
11. The proposed place of use is contiguous to the authorized place of use.

Conclusions of Law

The changes in point of appropriation and place of use proposed by Permit Amendment Application T-9241 are consistent with the requirements of ORS 537.211.

Now, therefore, it is **ORDERED**:

The changes and subsequent use of water shall be subject to the following conditions:

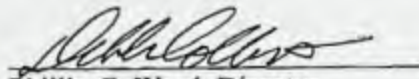
1. The combined quantity of water diverted at the new points of appropriation shall not exceed the quantity of water lawfully available at the original point of appropriation.
2. Water shall be acquired from the same ground water source as the original point of appropriation.
3. Prior to water use from the proposed points of appropriation, the permittee shall install meters or other suitable measuring devices as approved by the Director. The permittee shall maintain the meters or measuring devices in good working order, and shall keep a complete record of the amount of water used each month and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be

required by the Director. Further, the Director may require the permittee to report general water use information, including the place and nature of use of water under the permit.

The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

4. All other terms and conditions of Permit G-13444 remain the same.
5. Permit G-13444, in the name of LaPine Water District, is amended as described herein.

Dated at Salem, Oregon this 7 day of March, 2008.


Phillip C. Ward, Director

Mailing date: MAR 13 2008

Oregon Water Resources Department
Water Rights Division

Water Rights Application
Number G-13552

Final Order
Extension of Time for Permit Number G-13444

Appeal Rights

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

Application History

The Department issued Permit G-13444 on August 12, 1998. The permit called for complete application of water to beneficial use by October 1, 2002. On November 1, 2007, LaPine Water District submitted an application to the Department for an extension of time for Permit G-13444. In accordance with OAR 690-315-0050(2), on December 11, 2007, the Department issued a Proposed Final Order proposing to extend the time to fully apply water to beneficial use to October 1, 2012. The protest period closed January 25, 2008, in accordance with OAR 690-315-0060(1). No protest was filed.

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

CONDITIONS

1. **Development Limitations**

 Diversion of any water beyond 1.52 cfs under Permit G-13444 shall only be authorized upon issuance of a final order approving a Water Management and Conservation Plan (WMCP) under OAR Chapter 690, Division 86. The required WMCP shall be submitted to the Department within 3 years of an approved extension application. Use of water under Permit G-13444 must be consistent with this and subsequent WMCP's approved under OAR Chapter 690, Division 86 on file with the Department.

The deadline established in this PFO for submittal of a WMCP shall not relieve a permit holder of any existing or future requirement for submittal of a WMCP at an earlier date as established through other orders of the Department. A WMCP submitted to meet the

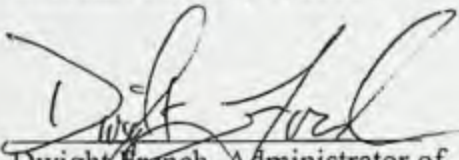
requirements of this order may also meet the WMCP submittal requirements of other Department orders

The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.630, 539.010(5) and OAR 690-315-0080(3).

Order

The extension of time for Application G-13552, Permit G-13444, therefore, is approved subject to conditions contained herein. The deadline for applying water to full beneficial use is extended to October 1, 2012.

DATED: February 7, 2008


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

If you have any questions about statements contained in this document, please contact Kim R. French at (503) 986-0813.

If you have other questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at (503) 986-0900.



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

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

March 24, 2009

Russ Dodge
375 Park Avenue
Coos Bay, OR 97420

RE: Application G-13552, Permit G-13444

Dear Mr. Dodge,

As we discussed last week, we are returning your Claim of Beneficial Use (Claim) report and map. The Claim was submitted along with a request for processing under the Reimbursement Authority Program.

A review of the file found that the permit holder had not yet complied with the conditions required by the extension final order; specifically, the condition requiring the submittal and approval of a Water Management and Conservation Plan. Because the plan has not been submitted and approved, the permittee was unable to make beneficial use of any water beyond 1.52 cfs.

Although a full completeness review has not been completed, here are a few items that will need to be addressed when the Claim is re-submitted:

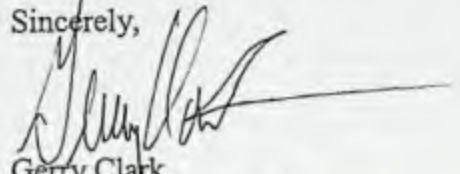
1. The map must indicate the location of the meters as they relate to the location of the points of appropriations (wells).
2. The map is not drafted at an acceptable scale. You may request a waiver of the scale.
3. The map must include tax lot numbers. You may request a waiver of this requirement.
4. The Claim indicates that there are four reservoirs involved in the distribution system. The map only indicates the location of three reservoirs. Amend the map to include the location of the fourth reservoir.
5. The Claim discusses four reservoirs as part of the distribution system. Under the storage tank section of the Claim, you have only described one of the reservoirs. Complete the table for the other three reservoirs.
6. The Claim does not include calculations for each well. The Claim must include theoretical calculations.

7. The Claim indicates that a pump test was attached. I did not find a copy of the test with the claim.

In the future, when a complete review of the claim is performed, additional items may be identified.

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

Sincerely,

A handwritten signature in black ink, appearing to read 'Gerry Clark', with a long horizontal flourish extending to the right.

Gerry Clark
Water Rights Specialist

Cc: LaPine Water District
Salem Opeifa, WRD

enclosures

Gerry Clark

From: James Newton <jnewton@newtonconsultants.com>
Sent: Thursday, May 24, 2012 1:43 PM
To: 'Gerry Clark'
Subject: RE: CBU return Letter (Permit G-13444)

Hi Gerry,
Thanks for the call back today and your diligent follow-up on researching this file.
This letter regarding the COBU is very helpful, especially since the District was under the impression the COBU was already submitted and in the department back log.
You too enjoy your weekend!

Best,
~Jim

James B. Newton, R.G., EIT, C.W.R.E.
Project Geologist/Engineer
Newton Consultants, Inc.
P.O. Box 1728
1937 N. Business 97
Redmond, Oregon 97756
(541) 504-9960 ext.235
(541) 504-9961 fax
www.newtonconsultants.com

From: Gerry Clark [<mailto:gerald.e.clark@state.or.us>]
Sent: Thursday, May 24, 2012 11:36 AM
To: James Newton (jnewton@newtonconsultants.com)
Subject: CBU return Letter (Permit G-13444)

Jim,

I have attached a copy of the March 24, 2009 letter that we discussed regarding the return of the CBU.

Have a great weekend!

Gerry

Gerry Clark
Water Right Services Division
Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301

Phone: 503-986-0811
Fax: 503-986-0901

WRD Home Page: www.wrd.state.or.us

From: Timmie Brandt
Sent: Thursday, July 09, 2009 12:36 PM
To: Mary Rohling
Cc: Timmie Brandt
Subject: G-13552-----Address Change

Groundwater file G-13552 / Permit G-13444 / No Certificate –

OLD ADDRESS:
PO BOX 2867
LA PINE OR 97739

[illegible]

Timmie C. Brandt
Water Rights/Adjudication Division
 OR Water Resources Department
 725 Summer Street NE, Suite A
 Salem, OR 97301
phone: 503-986-0806
fax: 503-986-0901 **HAVE A NICE DAY! :)**

[Messages to and from this email address may be available to the public under Oregon law.]

Oregon

ADJ & WR

6c

Water Resources Department
725 Summer Street NE Suite A
Salem, OR 97301

ADDRESS SERVICE REQUESTED

RECEIVED

MAR 30 2009

WATER RESOURCES DEPT
SALEM, OREGON

LAPINE WATER DISTRICT
PO BOX 2867
LAPINE, OR 97739

A-CD551 97
97301@1266

Tell WRIS

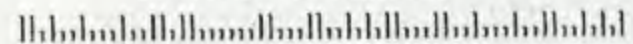
PRESORTED
FIRST CLASS



UNITED STATES POSTAGE
02 1M
0004259432
\$ 00.324
MAR 24 2009
MAILED FROM ZIP CODE 97309

X 974 NFE 1 C071 00 03/27/09
FORWARD TIME EXP RTN TO SEND
LA PINE WATER DISTRICT
PO BOX 2460
LA PINE OR 97739-2460

RETURN TO SENDER



Oregon

ADJ & WR

6c

Water Resources Department
725 Summer Street NE Suite A
Salem, OR 97301

ADDRESS SERVICE REQUESTED

RECEIVED

MAR 30 2009

WATER RESOURCES DEPT
SALEM, OREGON

LAPINE WATER DISTRICT
PO BOX 2867
LAPINE, OR 97739

A-CDSE1 97
9730101266

PRESORTED
FIRST CLASS



02 1M
0004259432 MAR 24 2009
MAILED FROM ZIP CODE 97309

\$ 00.324

X 974 NFE 1 C071 00 03/27/09
FORWARD TIME EXP RTN TO SEND
: LA PINE WATER DISTRICT
PO BOX 2460
LA PINE OR 97739-2460

RETURN TO SENDER



Re-mailed by
6-11-09
App # 6-13552
Permit # 6-13444

Gerry Clark

From: Gerry Clark
Sent: Thursday, March 19, 2009 11:50 AM
To: 'rdodge@hge1.com'
Subject: Municipal/Quasi-municipal demonstration of beneficial use memo

Attachments: MUNI PROOF MEMO 4 (3).doc



MUNI PROOF
MO 4 (3).doc (36

Russ,

I have attached the memo we discussed.

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

Gerry

Gerry Clark
Water Rights Specialist/Certificates
725 Summer St. NE, Ste. A
Salem, OR 97303

Phone: 503-986-0811
Fax: 503-986-0901

<http://www.wrd.state.or.us/>



2000

Oregon Water Resources Department
October 2000 through September 2001
Annual Water Use - Monthly Quantities Form

USER-ID 28187
2001



Facility					
POD-ID	47184				
October - 2000					
November - 2000					
December - 2000					
January - 2001					
February - 2001					
March - 2001					
April - 2001					
May - 2001					
June - 2001					
July - 2001					
August - 2001					
September - 2001					
TOTAL *					

RECEIVED

MAY 20 2002

* Describe the units of measure as G (gallons), KG (thousand gallons), MG (million gallons), CF (cubic feet), MCF (million cubic feet), or AF (acre-feet)

WATER RESOURCES DEPT.
SALEM, OREGON

Describe method of measuring the water used: _____. If use is irrigation, total number acres irrigated _____

I certify this information is true and accurate to the best of my knowledge.

Signature

president
Title

LaPine Water Dist.
Reporting Entity

Date

Barb Ann Nelson-Dodson
Name - Please Print

Please complete and mail to: Water Resources Department; Water Use Reporting Program;
158 12th Street NE; Salem, OR 97310-0210

6 13552



OREGON WATER RESOURCES DEPARTMENT SUMMARY OF WATER RIGHTS FOR WATER USE REPORT



Dear Water User: Your water use report for October 2000 to September 2001 has not been received by our office. This information is important for water management in Oregon. Please complete the form on the reverse side for the water rights listed below. If you have questions, or need more time please, contact me at 503-378-8455 ext. 333. Thank you for your attention to this matter. Mary

PAT GISLER USER-ID 28187
 LA PINE WATER DISTRICT
 PO BOX 2867
 LA PINE OR 97739

POD-ID	FACILITY	CERT	PERMIT	APPL	PRIORITY	USE	L/S	TWP	RANGE	SEC	Q/Q	RATE	SOURCE	TRIBUTARY TO						
47184		0	G	13444	G	13552	11/8/1993	QM	L	22	S	11	E	18	NWSE	2.23	C	P	A WELL	LONG PRAIRIE SL

2001

Oregon Water Resources Department
October 2001 through September 2002
Annual Water Use - Monthly Quantities Form

USER-ID 28187

2002



613552 permit 613444

Facility					
POD-ID					
October - 2001					
November - 2001					
December - 2001					
January - 2002					
February - 2002					
March - 2002					
April - 2002					
May - 2002					
June - 2002					
July - 2002					
August - 2002					
September - 2002					
TOTAL *					

* Describe the units of measure as G (gallons), KG (thousand gallons), MG (million gallons), CF (cubic feet), MCF (million cubic feet), or AF (acre-feet)

Describe method of measuring the water used: _____ If use is irrigation, total number acres irrigated _____

I certify this information is true and accurate to the best of my knowledge.

Signature

Title

Reporting Entity

Date

Name - Please Print

Please complete and mail to: Water Resources Department; Water Use Reporting Program;
158 12th Street NE; Salem, OR 97301-4172

1-5-02
Done
per telephone
Still under
construction
til next Apr
No water use in 2002

LAPINE WATER DISTRICT



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1266
503-986-0900
FAX 503-986-0904

August 14, 2007

LaPine Water District
PO Box 2867
LaPine, OR 97739

Reference: File: Application G-13552 (Permit G-13444)

Dear LaPine Water District:

On September 6, 2002, the Department received your "Application for Extension of Time" for the above-mentioned permit and your check in the amount of \$100. On November 4, 2004, a certified letter was sent, which you signed for, requesting that a new "Application for Extension of Time" form be filled out and submitted to the Department. The deadline to respond to this letter was February 5, 2005. As of the date of this letter, we have not received a new extension application.

Because your request was not submitted on the appropriate extension application form and because we did not receive the requested information by the stated deadline, we are refunding your extension fees in the amount of \$100 and returning your "Application for Extension of Time."

Should you decide to resubmit your "Application for Extension of Time," the current application can be accessed on our website at www.wrd.state.or.us. Click on Forms, then Other Forms and choose "Application for Water Right Extension of Time for Quasi-Municipal & Municipal Water Use Permit."

If you have any questions, please feel free to contact me at (503) 986-0813.

Sincerely,

Kim French
Extensions Specialist
Water Rights and Adjudications Division

enclosure(s)

cc: Fiscal

STATE OF OREGON REMITTANCE ADVICE

TO SIGN UP FOR DIRECT DEPOSIT PAYMENT SERVICE AND RECEIVE CONVENIENT,
ELECTRONIC PAYMENTS, LOG-ON TO <http://egov.oregon.gov/DAS/SCD/SFMS/ach.shtml>
ON THE INTERNET. CLICK ON: FORMS AND BROCHURES THEN SELECT DIRECT
DEPOSIT (ACH) AUTHORIZATION FORM.

mailed 8/15/07
QV

WARRANT NO.
120203361

WATER RESOURCES DEPARTMENT

(503) 986-0926 EXT.

INVOICE NO.	INVOICE DATE	INVOICE DESCRIPTION	AGY	DOCUMENT	AMOUNT
		55328 REVENUE REFUND	690	VP026231	100.00

Records have been redacted or withheld pursuant to the exemption for financial transfer records specified in ORS 192.345(27).

VENDOR NAME: LAPINE WATER DISTRICT

ISSUE DATE: 08/09/07

WARRANT AMOUNT: 100.00

FOLD ON PERFORATION LINE BELOW  BEFORE DETACHING.

DO NOT ACCEPT THIS CHECK UNLESS YOU CAN SEE A TRUE WATER MARK OF CHAIN LINKED SHAPES WHEN HELD TO THE LIGHT

STATE OF OREGON

Dept of Administrative Services
To the State Treasurer, Salem, OR 97301-3896
WATER RESOURCES DEPARTMENT
(503) 986-0926 EXT.

98-10
1232

CHECK DATE
08/09/07



BANK WARRANT NO.
12 0203361

PAY THIS AMOUNT
\$100.00

DOCUMENT NO.
VP026231

*****ONE HUNDRED AND 00/100 DOLLARS*****

PAY TO THE ORDER OF:

LAPINE WATER DISTRICT
PO BOX 2867
LAPINE

OR 97739

VOID AFTER 2 YEARS FROM DATE OF ISSUE

John J. Foul
AUTHORIZED SIGNATURE

THE FACE OF THIS CHECK HAS A COLORED BACKGROUND. EXPLANATION OF ADDITIONAL SECURITY FEATURES INDICATED ON REVERSE SIDE

INTEROFFICE MEMO

DATE: August 1, 2007
TO: Marlyn Lewis, FISCAL
FROM: Extensions - Dwight French / Kim French
RE: REQUEST FOR REFUND
FILE: APP: G-13552 / PERMIT: G-13444

Please prepare a refund in the amount of \$100.00, receipt 55328, made payable to:

Name: LaPine Water District
Address: PO Box 2867
City: LaPine, OR 97739

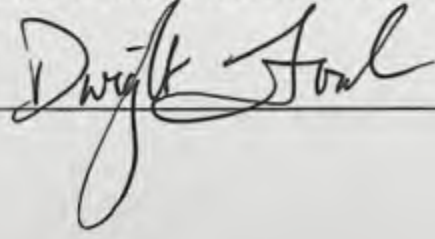
These funds are being paid as a result of:

- ☒ Application rejected/ withdrawn
- ☐ Excess fees collected for application
- ☐ File Closed
- ☐ Payment of Publication of Notice (PON)
- ☐ Protest Filing Fees
- ☐ Other:

☐ The applicant has been notified and is expecting a refund check.

Please route the refund check and the file back to Kim French for further processing.

I have reviewed this distribution request and have determined the request to be justified as to the purpose indicated above. Fiscal Services is hereby authorized to process the requested distribution.

Authorized Signature:  Date: 8/1/07

COPY from T-9241
(placed in permit file on 10-8-07)
-found in transfer file.

**Application for Water Right [ADDITIONAL INFORMATION Per Form M]
Form M**

Information submitted pertaining to Water Use was taken from the WATER AND WASTEWATER CAPITAL FACILITIES PLAN 2002. Information not shown was omitted because there is insufficient information available. The LaPine Water District presently only provides a portion of the resident's supplies and the remainder of the system is private and that information is not available.

**Municipal Water Uses and Projected Needs for La Pine Water District,
Deschutes County, Oregon**

1. Population and Growth

Table 1 below lists the current and projected population, as well as the projected growth rate through to the year 2025, for the La Pine Water District, which includes the La Pine planning area, the Wickiup Junction planning area, and a new neighborhood planning area.

Current Population: 670
Current Growth Rate: 32.84%

Table 1. Projected Populations and Corresponding Growth Rates

Year	Projected Population	Projected Growth Rate
2001	600	11.67%
2002	670	32.84%
2003	890	24.83%
2004	1111	19.80%
2005	1331	16.75%
2006	1554	14.29%
2007	1776	12.56%
2008	1999	11.21%
2009	2223	10.12%
2010	2448	9.19%
2011	2673	8.49%
2012	2900	7.79%
2013	3126	7.29%
2014	3354	6.86%
2015	3584	6.39%
2016	3813	6.03%
2017	4043	5.74%
2018	4275	5.40%
2019	4506	5.19%
2020	4740	0.72%
2021	4774	0.73%
2022	4809	0.77%
2023	4846	0.76%
2024	4883	0.80%
2025	4922	0.80%

RECEIVED

AUG 26 2003

WATER RESOURCES DEPT.
SALEM, OREGON

2. **Existing Water Rights and Permits**

Permit # G-13444 for 2.23 cfs is currently held, See Form M

3. **Existing and Future Water Use**

Table 2 below lists water uses for the current year, as well as future years, in cubic feet per second (cfs), gallons per day (gpd) and million gallons per day (mgd).

Table 2. Water Use Flow Rates

Year	Water Use		
	cfs	gpm	mgd
2001	0.47	211.1	0.304
2002	0.52	231.9	0.334
2003	0.67	302.7	0.436
2004	0.83	371.7	0.535
2005	0.98	438.2	0.631
2006	1.12	503.9	0.726
2007	1.26	566.7	0.816
2008	1.40	628.3	0.905
2009	1.53	688.6	0.992
2010	1.66	746.9	1.075
2011	1.79	803.8	1.157
2012	1.91	857.9	1.235
2013	2.03	911.5	1.313
2014	2.15	965.0	1.390
2015	2.27	1,016.9	1.464
2016	2.37	1,064.8	1.533
2017	2.48	1,113.7	1.604
2018	2.59	1,164.2	1.676
2019	2.70	1,210.6	1.743
2020	2.80	1,257.8	1.811
2021	2.80	1,257.6	1.801
2022	2.80	1,257.6	1.793
2023	2.80	1,257.6	1.782
2024	2.80	1,257.6	1.773
2025	2.80	1,257.6	1.767

4. **Explanation for Projected Growth Rate**

The projected growth rate is based on the development of a new neighborhood, which will occur in five phases over the next 20 years. This new neighborhood will grow at a rate of approximately 200 people per year. Once each phase is built and occupied to capacity, the growth rate will be affected accordingly. The populations of Wickiup Junction and La Pine Planning Area are projected to increase at an average annual grow rate of 3%. Combining the growth rates of the new neighborhood, Wickiup Junction and the La Pine Planning Area produces the variable growth rates listed in Table 1 above.

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AUG 26 2003

WATER RESOURCES DEPT.
SALEM, OREGON

5. **Explanation for Extension of Time**

The funding phase involved participation from multiple sources and required additional coordination and facility studies. The scope of the project has evolved taking on an additional area of service.

Additional information pertaining to

6. **Graph Representing Municipal Water Uses and Projected Needs**

Please see Figure 1 attached.

Additional Information specific to WRD Letter September 17, 2002

1.) Total Investment to date is approximately:	\$ 1,310,000.00
2.) Total Project Cost	\$ 3,000,000.00

These figures are changing as installation phases are completed and actual construction costs are updated. See Form M / Request for Water / E. This list provides an exact breakdown for the items listed at the actual contract amounts.

RECEIVED

AUG 26 2003

WATER RESOURCES DEPT.
SALEM, OREGON

**Application for Water Right [ADDITIONAL INFORMATION Per Form M]
Form M**

Information submitted pertaining to Water Use was taken from the WATER AND WASTEWATER CAPITAL FACILITIES PLAN 2002. Information not shown was omitted because there is insufficient information available. The LaPine Water District presently only provides a portion of the resident's supplies and the remainder of the system is private and that information is not available.

RECEIVED

SEP 06 2002

WATER RESOURCES DEPT.
SALEM, OREGON

T-9241



Oregon Water Resources Department

RECEIVED

SEP 06 2002

WATER RESOURCES DEPT.
SALEM, OREGON

FORM M

FOR MUNICIPAL AND QUASI MUNICIPAL WATER SUPPLIES

Unless otherwise noted, water use information should be in acre-feet per year (AFY).
1 acre-foot is equal to 325,851 gallons.

Background Information

Name of water supplier: LaPine Water District

Name and size of area to be served: Approx. Three sq. miles
(in square miles)

Present population of service area: 1070
(Contact county planning staff, if needed.)

Projected population in 20 years: 4809 Per Capital Facilities Plan prepared by HGE (2002)
(Cite source and year. For example: "20,595 Based upon 1995 Portland State University projections.")

List present water rights and permits held:

Date of Issuance:	Natural Source of Water:	Amount Permitted:	Utilization:
<u>August 12, 1998</u>	<u>Well Long Prairie Slough Basin</u>	<u>2.23 CFS</u>	<u>QM</u>

Water Use

Average yearly demand: 187 AFY Year: 2001

Per-capita daily consumption (in gallons): 158
(Divide average annual water sales by population to arrive at consumption, then divide by 365 to get daily values.)

Peak season (by month/day): NA to Total peak season demand: NA Acre-feet

Peak season per-capita daily consumption: NA
(Divide total peak season demand by population and the number of days during the peak.)

Annual amount of water:

produced: NA
(diverted or pumped)

delivered: NA

Is your system fully metered? ☐ Yes ☒ No

Describe your rate structure: NA
(e.g. flat rate, increasing or decreasing block rate or combination of different systems)

T-9241

Request for Water

A. Discuss the reason(s) for your request for additional water

(e.g. loss of current supply, peak demand, growth, or other): This is a Water Right Transfer and we

are not applying for additional water at this time. The addition of the New Neighborhood

along with the emphasis upon Industrial/Commercial development may drastically change

water use demand in the future.

B. How long is the amount of water requested in this application expected to meet future needs?

(e.g. until the year 2040) Until the year 2025

C. Briefly discuss operation of water system and the most constraining component of the system:

With the proposed improvements in place we will provide a safe adequate water supply to

the residents of the LaPine Water District. The districts source will be adequate, we will have

sufficient storage and a majority of the delivery system will be new. Our projected need is

difficult to accurately predict because a significant portion is based on commercial need.

D. Percentage of water use by type:

Residential: 58

Commercial: 35

Public Authority: 7

Agricultural: _____

Unaccounted for use: _____

Industrial: _____

Other (specify use): _____

E. List cost to implement proposed request.

Compare cost and benefits with other water supply, or combination of supply options. This should include water efficiency measures such as replacing current showerheads with low-flow types. (Attach documentation, as available.)

Transmission Line \$154,137.11

Distribution Lines \$1,234,238.70

Water Reservoir & Well Development / Booster Pump Station \$1,036,151.10

F. How and by how much will your proposed water use efficiency programs increase efficiency?

(Express as a percentage of per-capita consumption.)

Water Use Efficiency achieved through a rate schedule developed to discourage excessive

use. Also existing wells (shallow) will be used for non potable purposes.

RECEIVED

Last revision: April 9, 1996

SEP 06 2002

WATER RESOURCES DEPT.
SALEM, OREGON

T-9241

Application # G-13552 / Permit # G-13444

Route Slip ... Extension of Time

per Division 315 Rules... (Extensions received on July 1, 2001 or after)

♦ **WRIG...**
Money Received: \$100.⁰⁰ on 9-6-02

♦ **Lisa Juul...**
Extension Completeness: OK - Cert letter sent
(If NOT complete, send certified letter requesting add'l information.)

If Extension Appl complete and \$100 fee submitted, route to...

♦ **Jonnine Fuss...**
Initial 30-day Public Notice: 9/17/02 JB
Update Extension Database: 9/17/02 JB
Files back to filing cabinets: Back to Lisa

At the close of the Initial 30-day Comment Period...

♦ **Lisa Juul...**
Pull files for Ext PFO review: _____
Extension PFO completed: _____

Once Extension PFO signed by Dwight French...

♦ **Jonnine Fuss...**
Prepare Ext PFO for mailing to applicant: _____
Mail to those who commented and paid copy fee: _____
Include Ext PFO on weekly Public Notice: _____

Within 60 days after the close of the 45-day PFO Protest Period...
(PFO Protest Period ends 45 days from PFO sign date)...

♦ **Lisa Juul...**
Issue an Extension FO: _____

EXTENSION REVIEW CHECKLIST for PFO... per Div. 315 Rules

Application #: G-13552 / Permit #: G-13444

Permittee's Name: LaPine Water District

Permittee's Mailing Address: PO Box 2867, LaPine OR 97739

POD Location: Township 22-S Range 11-E Section 18 $\frac{1}{4}$ NWSE

Stream Basin: _____ County: Deschutes

✓ 1. Has the applicant completely filled out the updated Extension Application form? Yes / No \$100.00 - Yes
***If "No"..... has certified request for the new extension form been sent? Yes / No

___ 2. Shortcomings of Extension Request..... based upon review of updated extension form Yes / No
*** (NOTE: Any missing Extension information that is needed before an Extension PFO can be completed???)

• Muni Use & Projected Needs Form • Amount \$ invested to date • Amount \$ remaining to complete

✓ 3. Date Permit was issued: 8-12-98 (priority = 11-8-93)

✓ 4. Source: One Well, in the Long Prairie Slough Basin

✓ 5. Use: Quasi-Municipal

✓ 6. "Q": 2.23 cfs / Original "A" Date: 8-12-99

✓ 7. Original "B" Date: _____ Original "C" Date: 10-1-2002

___ 8. Conditions of Permit: Condition "7j" included -

- Before Water Use Begins → shall install meter or other suitable meas. device
- shall keep monthly record of water use & report annually to WRD.
- Within 2 years of permit issuance → shall submit an WMCP - Div 86 Plan.

✓ 9. Extension request received: 9-6-2002 Request Number (...1st 2nd, 3rd): 1st

✓ 10. Last Authorized "B" Date: _____ Last Authorized "C" Date: 10-1-2002

✓ 11. Proposed "B" Date: 10-1-2003 Proposed C Date: 10-1-2005

___ 12. Amount Invested to date: _____ Estimated Total Cost: _____

(***Estimated Remaining Cost: _____)

___13. The water project development made to date has been accomplished in accordance with the terms and conditions contained in the permit. **Yes / No** ***If "No"..... What permit terms and/or conditions have not been met?

o Water Use Report Submitted 5-20-02
- No Water Used.

___14. Work on the water development project completed to date includes: _____

___15. The work remaining to be completed consists of: _____

___16. Progress in perfecting the permit is being held up by: _____

___17. Has the applicant pursued perfection of the right in good faith and with reasonable diligence? **Yes / No**

Some Factors that may be considered in determining "Reasonable Diligence" [OAR 690-315-040(3)]

- a. The amount of construction completed within the time allowed in the permit or previous extension;
- b. The amount of beneficial use made of the water during the permit or previous extension time limits;
- c. Water right permit holder conformance with the permit or previous extension conditions; and
- d. Financial investments made toward developing the beneficial water use.

___18. Determination of the market and the present demand for water or power to be supplied: _____

Some factors to consider in determining the Market and the Present Demand for water or power [OAR 690-315-040(4)]:

- a. The amount of water available to satisfy other affected water rights and scenic waterway flows;
- b. Special water use designations established since permit issuance (such as...state scenic waterways, federal wild and scenic rivers, serious water management problem areas, water quality limited sources, etc.);
- c. The habitat needs of sensitive, threatened or endangered species, in consultation with ODFW;
- d. Economic investment in the project to date;
- e. Other economic interests dependent on completion of the project; and
- f. Other factors relevant to the determination of the market and the present demand for water or power.

___19. Based on the written record, can the Department make a finding of "Good Cause" to approve the extension request?

Yes... "Good Cause" can be found. → Approval of Extension Request

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

___20. Conditions to be included on Extension PFO: _____

Extension "PFO" Dates

Checklist Last Revised: 9 / 12 / 2001

Mailing / Issuance Date: _____ Reviewer's Name: _____

Protest Deadline Date: _____ Date: _____

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:

G-13552
 LAPINE WATER DISTRICT
 PO BOX 2867
 LAPINE OR 97739

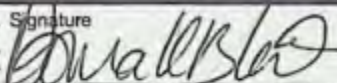
2. Article Number

(Transfer from service label)

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X


☒ Agent☐ Addressee

B. Received by (Printed Name)

Donna Blatnik

C. Date of Delivery

11-4-04

D. Is delivery address different from item 1? ☐ YesIf 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

7004 0750 0001 4171 5965

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 •

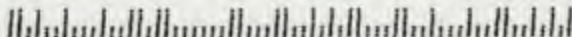
WATER RESOURCES DEPARTMENT
725 SUMMER STREET NE SUITE A
SALEM OR 97301-1266

RECEIVED

NOV 08 2004

WATER RESOURCES DEPT

SALEM, OREGON





Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

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

CERTIFIED MAIL Return Receipt Requested

November 1, 2004

LaPine Water District
PO Box 2867
LaPine, OR 97739

REFERENCE: Pending Application for Extension of Time
Water Right Application #G-13552 (Permit #G-13444)

Dear Quasi-Municipal Water Right Permit Holder:

The Department is currently evaluating your request for an extension of time on the above referenced Quasi-Municipal water use permit. We have determined that your extension application does not provide sufficient detail necessary to fully evaluate your request. The information and materials that need clarification are listed below and must be submitted before evaluation can continue.

Please fill out and return the enclosed new "Application for Extension of Time for Quasi-Municipal and Municipal Water Use Permits." In November 2002, the Department adopted new administrative rules under Chapter 690, Division 315 that govern the processing of Municipal and Quasi-Municipal permit extension requests. The Department has assessed your pending permit extension application and determined it did not contain sufficient information to meet the requirements of the new Division 315 standards. Please complete and submit the enclosed blank "Application for Extension of Time for Quasi-Municipal and Municipal Water Use Permits."

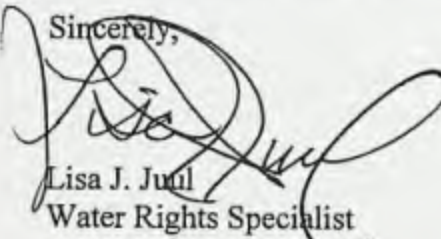
Copies of your pending application received September 6, 2002, and your original permit are enclosed for reference.

Please submit this information to the Department by **February 1, 2005**. If you cannot provide the requested information by this deadline, you must notify the Department in writing, explaining the reason(s) why, and indicate a date certain by which you anticipate the requested information can be supplied.

If the Department has not received the requested information by **February 1, 2005**, and has not received written notification explaining why the deadline for submittal cannot be met, the Department **will** return your "Application for Extension of Time for Quasi-Municipal and Municipal Water Use Permits" as incomplete and refund all fees paid toward the extension of time request.

If you have any questions concerning your extension request or completion of the required materials, please contact Jonathan Unger at (503) 986-0802, or Lisa Juul at (503) 986-0808. Thank you for your cooperation and attention to this matter.

Sincerely,



Lisa J. Juul
Water Rights Specialist

Enclosures: Copy of pending Application for Extension of Time, received September 6, 2002
 Copy of correspondence from H.G.E. Inc., received October 30, 2002
 Blank Application for Extension of Time for Quasi-Municipal and Municipal
 Copy of Permit #G-13444

cc: Appl #G-13552 (Permit #G-13444)
 Jeremy Giffin, Watermaster District #11

H.G.E. Inc.
Attn: Russ Dodge, PLS
19 NW Fifth
Portland, OR 97209



Oregon

John A. Kitzhaber, M.D., Governor

CERTIFIED MAIL
Return Receipt Requested

File # G-13552
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 17, 2002

LaPine Water District
PO Box 2867
LaPine, OR 97739

REFERENCE: File #G-13552 (Permit #G-13444)

Dear Permit Holder:

The Department is currently in the process of evaluating your request for an extension on the above referenced permit. However, based upon continued review, the Department has determined that additional information is necessary in order to evaluate your extension request. The following information must be received:

1. Your extension application attempts to provide information indicating the investment made in the project to date. A portion of the information is not clearly visible on the application and could be misinterpreted. **Therefore, once again, please indicate the amount of money that has been invested in the project to date.**
2. **What is the estimated cost necessary to complete this project?**
3. **Please complete and return the enclosed "Municipal Water Uses and Projected Needs Form." Due to the adoption of new extension rules, the Department now requires this additional information in order to properly evaluate an extension request.**

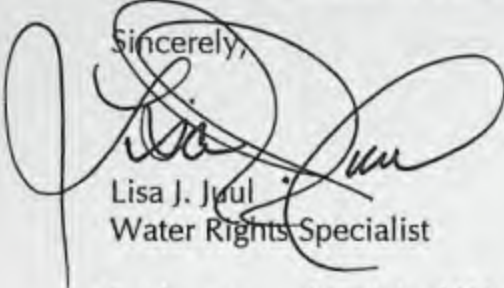
Please submit this information by **Thursday, October 17, 2002**. Failure to submit the requested information by this deadline may result in the proposed rejection of your extension request.

If you need to request additional time to submit the information requested above, a written request must be received in the Salem office of the Department by the deadline above. The Department will evaluate timely requests and determine whether or not the request may be granted.



If you should have any questions concerning your extension request or the required materials listed above, you may contact me at (503) 378-8455, extension 272.

Sincerely,

A large, stylized handwritten signature in black ink, appearing to read 'Lisa J. Juul', is written over the word 'Sincerely,' and the printed name below.

Lisa J. Juul
Water Rights Specialist

Enclosure: Municipal Water Uses and Projected Needs Form

cc: File #G-13552 (Permit #G-13444)
Jeremy Giffin, Watermaster District #11



Oregon

Theodore R. Kulongoski, Governor

App # G-13552

Water Resources Department

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

February 7, 2003

G 13444
LA PINE WATER DISTRICT
PO BOX 2867
LA PINE, OR 97739

RE: Deschutes Ground Water Mitigation Rules, Division 505
Deschutes Basin Mitigation Bank and Mitigation Credit Rules, Division 521

Dear Water Right Permit Holder:

Our records indicate that you are the holder of a ground water permit issued by the Department after July 17, 1995, in the Deschutes Basin Ground Water Study Area (Study Area). Your permit (or subsequent certificate) was issued with a condition allowing for regulation of use if it was later determined that the use would "measurably reduce" scenic waterway flows in the Deschutes River.

As you may be aware, the Department has been working over the last several years to develop administrative rules that address the impact of ground water use in the Study Area upon surface water flows—specifically those flows designated for the Deschutes Scenic Waterway and Instream Water Rights. Recently, the Department finalized the Deschutes Ground Water Mitigation Rules and Deschutes Basin Mitigation Bank and Mitigation Credit Rules. The rules were adopted by the Water Resources Commission (WRC) on September 13, 2002, and were effective on September 27, 2002. Copies of the rules can be obtained from the Department's web page at:

<http://www.wrd.state.or.us/law/oar1999.shtml>

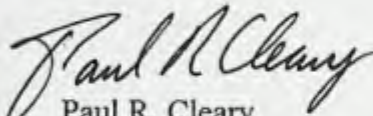
The primary purpose of the rules is to provide a mechanism for those with pending ground water use applications in the Study Area to mitigate for the impact of their proposed ground water use on surface water flows. The rules do not require those with existing conditioned ground water permits (or subsequent certificates) in the Study Area to mitigate for their ground water uses.

While **only** those requesting new ground water uses from the Department are required to provide mitigation, the rules provide an opportunity for holders of existing conditioned permits to provide mitigation. Holders of existing conditioned permits that provide mitigation will no longer be subject to future regulation for scenic waterway flows.

Department staff are presently working internally to develop the processes and structure to implement the new rules. While you are not required to mitigate for your ground water use, we will be sending you a letter, sometime within the next several months, letting you know what you would need to do if you choose to mitigate for your ground water use. You may also receive additional information updates from the Department in our effort to keep you informed.

If you have any questions about the new administrative rules for the Deschutes Basin and the mitigation opportunity described in the rules; or would like to request a copy of the new rules, please contact Laura Snedaker at (503) 378-8455, extension 331, or by e-mail at Laura.K.Snedaker@wrdd.state.or.us.

Sincerely,



Paul R. Cleary
Director

c: Kyle Gorman, South Central Region Manager
Jeremy Giffin, District 11 Watermaster
Deschutes Steering Committee Members

* See Attached
Receipt # 55328
\$100.00
for Extension

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

I, LaPine Water District
NAME
P.O. Box 2867 / 51477 Hwy 97 LaPine OR 97739 (541) 536-3281
ADDRESS CITY STATE ZIP PHONE

owner of record, or duly authorized agent, of Application No. G-13552, Permit No. G-13444, 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, 2002, be extended to October 1, 2003,

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, 2002, be extended to October 1, 2005.

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.

Attached 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 (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
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

RECEIVED
SEP 06 2002
WATER RESOURCES DEPT.
SALEM, OREGON

* See Attached
Receipt # 55328
\$100.00
for Extension

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

I, LaPine Water District
NAME
P.O. Box 2867 / 51477 Hwy 97 LaPine OR 97739 (541) 536-3281
ADDRESS CITY STATE ZIP PHONE

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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

RECEIVED

SEP 06 2002

WATER RESOURCES DEPT.
SALEM, OREGON

- 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**).

Permit conditions stated are in an active Phase. The District did submit a Water Management Plan as prepared by HGE dated 1996. Construction has begun just not completed -at this time.

- 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.

All conditions will be met once the Facilities are installed fully. Metering and monitoring equipment will be installed and flow information submitted to your agency for review.

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:

No extension has been filed at this time. The date shown on the Assignment Sheet is for construction to begin 8/12/99 with application of water by 10/1/02. Construction has begun as of June 18, 2002. Form A Begin Construction is Attached.

- B Prior to the past year or, if a prior extension was authorized, prior to the last extension period:
N/A

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

N/A

RECEIVED

SEP 06 2002

WATER RESOURCES DEPT.
SALEM, OREGON

4. Cost of project to date \$500,000.00. Estimated remaining cost to complete the project _____.

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 time frames allowed in the permit.

The LaPine Water District proposed to revise it's Master Plan to include the installation of water distribution lines into the area known as the "New Neighborhood". This required more time to effectively evaluate installation options and persue additional funding and revenue programs.

B Financing and/or cash-flow needs to develop the project precluded completion of the project within authorized time frames.

Financing was a major consideration, but the actual reason for the delay is that the project evolved into a much larger project than originally proposed.

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.

THE LaPINE WATER DISTRICT was formed to consolidate the existing individual water systems into one entity. The negotiations necessary, considering the number of parties and thier private investment delayed the project.

D Acts of God or other unforeseen events delayed full development of the water system and use of water.

N/A

6. Please identify the economic market or markets to which beneficial use of water under the permit is responding.

Results are not measurable at this time.

RECEIVED

SEP 06 2002

WATER RESOURCES DEPT.
SALEM, OREGON

- A Has there been any change in this market since the permit was issued?

The LaPine Industrial Group have made significant investment in the area to develop low value lands into a mixed market light industrial area. The group is moving forward with projects to provide a varied size parcel with municipal services constructed.

- B Have these changes, if any, affected the economic feasibility of your project?

The improvements or changes have fixed the need for a adequate water supply providing domestic potable water and fire safety flows.

7. Are there other present competing demands for water in your community?

No just a general increase in demand due to the growth rate.

- A Has there been any change in these demands for water since the permit was issued?

No

- B Are you aware of alternative sources of water that may be able to satisfy the competing demands?

Additional ground water may be available which would require more investment and applying for a new water right.

- 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

RECEIVED

SEP 06 2002

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, The residents existing water supply is not of an acceptable quality. This effects the School District, all businesses, potential industrial users, everyone in the area.

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

We believe the current level or quantity of water is adequate, the quality however is inadequate. All of the existing smaller private water systems are based on shallow wells that provide enough flows for the most part the product just contains non desirable elements.

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.

X Bahadur Kels Dedee
Signature

9/4/02
Date

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

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

miles change/keep extension?
revised June 21, 1998

RECEIVED
SEP 06 2002
WATER RESOURCES DEPT.
SALEM, OREGON

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **55328**

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

INVOICE # _____

RECEIVED FROM: <u>HGE INC.</u>	APPLICATION <u>G 13552</u>
BY: _____	PERMIT _____
	TRANSFER <u>T 9241</u>

CASH: ☐	CHECK: # <u>96-22</u>	OTHER: (IDENTIFY) _____	TOTAL REC'D \$ <u>300.00</u>
--------------------------------	-----------------------	-------------------------	------------------------------

0417 WRD MISC CASH ACCT

ADJUDICATIONS	\$
PUBLICATIONS / MAPS	\$
OTHER: (IDENTIFY) _____	\$
OTHER: (IDENTIFY) _____	\$

REDUCTION OF EXPENSE

CASH ACCT.	\$
------------	----

PCA AND OBJECT CLASS

VOUCHER #

0427 WRD OPERATING ACCT

T 9241 - \$300.00
G 13552 - 100.00

0407	MISCELLANEOUS	\$
0410	COPY & TAPE FEES	\$
0408	RESEARCH FEES	\$
0408	MISC REVENUE: (IDENTIFY) _____	\$
(New) TC162	DEPOSIT LIAB. (IDENTIFY) _____	\$
WATER RIGHTS:		
0201	SURFACE WATER	\$
0203	GROUND WATER	\$
0205	TRANSFER	\$ <u>200.00</u>
WELL CONSTRUCTION		
0216	WELL DRILL CONSTRUCTOR	\$
	LANDOWNER'S PERMIT	\$
<u>240</u>	OTHER (IDENTIFY) <u>Ext. of time</u>	\$ <u>100.00</u>

EXAM FEE		RECORD FEE
\$	0202	\$
\$	0204	\$
\$ <u>200.00</u>	0206	\$
EXAM FEE		LICENSE FEE
\$	0219	\$
\$	0220	\$

0437 WELL CONST. START FEE

0211	WELL CONST START FEE	\$	CARD #
0210	MONITORING WELLS	\$	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)	\$
	HRDRO APPLICATION	\$

RECEIPT # **55328**

DATED: 9/6/02 BY Connie Vance

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

File # G-13552

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, The residents existing water supply is not of an acceptable quality. This effects the School District, all businesses, potential industrial users, everyone in the area.

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

We believe the current level or quantity of water is adequate, the quality however is inadequate. All of the existing smaller private water systems are based on shallow wells that provide enough flows for the most part the product just contains non desirable elements.

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.

x Bahar Nils Doden
Signature

9/4/02
Date

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

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

m:\exchange\keplex\fm98
revised: June 21, 1999

RECEIVED

SEP 17 2002

WATER RESOURCES DEPT.
SALEM, OREGON



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 18, 1999

DESCHUTES COUNTY
BRUCE WHITE
1130 NW HARRIMAN ST
BEND OR 97701

REFERENCE: File G-13552

The assignment of Permit G-13444 from Patrick Gisler to you has been recorded in the records of the Water Resources Department.

Our records have been changed accordingly and the original is enclosed along with our receipt number 32661 covering the recording fee of \$25 you submitted.

Sincerely,

DALLAS S. MILLER
Water Rights Specialist

DSM:jh

Enclosure

cc: Kyle Gorman, Watermaster
William Tye, CWRE
Patrick Gisler - 1470 NE 1st St., #100, Bend, OR 97701



**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **32661**

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

INVOICE # _____

RECEIVED FROM: Deschute County
BY: _____

APPLICATION	<u>T-13552</u>
PERMIT	
TRANSFER	

CASH: ☐ CHECK: # 96-602 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 25.00

0417 WRD MISC CASH ACCT

ADJUDICATIONS

\$

PUBLICATIONS / MAPS

\$

OTHER: (IDENTIFY) _____

\$

OTHER: (IDENTIFY) _____

\$

REDUCTION OF EXPENSE

CASH ACCT.

\$

PCA AND OBJECT CLASS

VOUCHER #

0427 WRD OPERATING ACCT

MISCELLANEOUS

\$

0407 COPY & TAPE FEES

\$

0410 RESEARCH FEES

\$ 25.00

0408 MISC REVENUE: (IDENTIFY) _____

\$

(New) TC162 DEPOSIT LIAB. (IDENTIFY) _____

WATER RIGHTS:

EXAM FEE

RECORD FEE

0201 SURFACE WATER

\$

0202

\$

0203 GROUND WATER

\$

0204

\$

0205 TRANSFER

\$

0206

\$

WELL CONSTRUCTION

EXAM FEE

LICENSE FEE

0218 WELL DRILL CONSTRUCTOR

\$

0219

\$

LANDOWNER'S PERMIT

0220

\$

OTHER (IDENTIFY) _____

0437 WELL CONST. START FEE

0211 WELL CONST START FEE

\$

CARD #

0210 MONITORING WELLS

\$

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 #

32661

DATED: 9-7-99

BY: Roger Wiegand

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

SEP 07 1999

WATER RESOURCES DEPT.
SALEM, OREGON REQUEST FOR ASSIGNMENT

I, (permit holder, applicant) Patrick M. Gisler, individually and dba La Pine Water Co., and/or as authorized representative of La Pine Water Co., Inc., 1470 NE 1st St., #100, Bend, OR, 97701

(mailing address) (city) (state) (zip) (phone)

CHECK ONE

☒ individually and dba LaPine Water Co., and/or as an authorized representative of La Pine Water Co., Inc. as to any interest it may have

[X] - hereby assign all my interest in and to application/permit;

[] - hereby assign all my interest in and to a portion of application/permit (include a map showing portion of application assigned);

[] - hereby assign a portion of my interest in and to the entire application/permit;

Application # G-13552, Permit # G-13444;
OR GR Statement # _____, GR Certificate of Registration # _____
as filed in the office of the Water Resources Director, to:

Deschutes County, a political subdivision of the State of Oregon
(name of new owner)

1130 NW Harriman Street, Bend, OR, 97701 (541) 388-6570
(address) (city) (state) (zip) (phone)

(Note: If there are other owners of the property described in this Application, Permit or Certificate of Groundwater Registration you must attach a list of their names and addresses to this form.)

I hereby certify that I have notified all other owners of the property described in this Application, Permit or Certificate of Registration of this request for assignment.

Witness my hand this 18TH day of AUGUST, 1999.

applicant/permit holder Patrick M. Gisler
Individually and dba La Pine Water Co.

applicant/permit holder Patrick M. Gisler
Secretary, La Pine Water Co., Inc.

DO NOT WRITE IN THIS BOX

STATE OF OREGON,)

) ss

County of Marion.)

I certify that the within was
received by me on the 7th day of
Sept, 1999, at 8 o'clock
4 m., and was recorded in the
Miscellaneous Records, Vol. 8
Page 531

Water Resources Director

The completed assignment
must be submitted to the
Water Resources
Department together
with a recording fee of
\$25. Additional pages
will cost \$5 per page.

WATER RESOURCES DEPARTMENT
158 12TH STREET NE
SALEM, OREGON 97310-0210

G-13552

OK
DSM

SEP 07 1999

WATER RESOURCES DEPT.
SALEM, OREGON

REVIEWED

BWW

LEGAL COUNSEL

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF DESCHUTES COUNTY, OREGON

A Resolution Authorizing Chair Signature of *
Documents Transferring Assets of La Pine *
Water Co., Inc., to Deschutes County. *

RESOLUTION NO. 99-073

WHEREAS, the Board of County Commissioners of Deschutes County has entered into a Purchase and Sale Agreement (hereinafter referred to as "Agreement") with La Pine Water Co, Inc., and certain persons associated therewith (collectively referred to hereinafter as "La Pine Water Co.") to purchase certain assets owned by La Pine Water Co.; and

WHEREAS, the Agreement contemplates that certain documents will need to be executed to effect the transfer of such assets; and

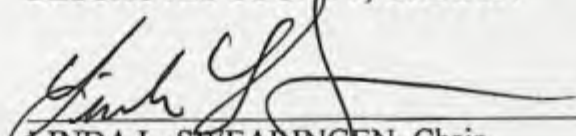
WHEREAS, it would be beneficial to give the board chair authority to sign such documents as are contemplated by the Agreement; now, therefore;

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF DESCHUTES COUNTY, OREGON, as follows:

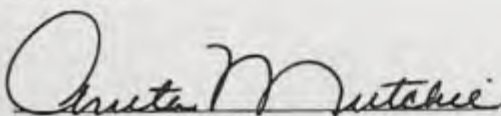
Section 1. That the Chair shall be and hereby is authorized to sign such documents as may be necessary to effect the transfer of assets to Deschutes County from the La Pine Water Co., as set forth in that certain Purchase and Sale Agreement dated August 11, 1999.

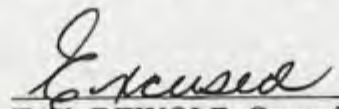
DATED this 11 day of August, 1999.

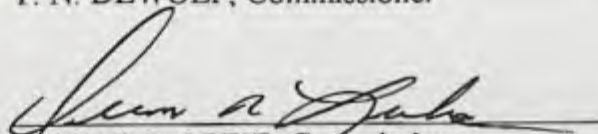
BOARD OF COUNTY COMMISSIONERS FOR
DESCHUTES COUNTY, OREGON


LINDA L. SWEARINGEN, Chair

ATTEST:


Recording Secretary


T. N. DEWOLF, Commissioner


DENNIS R. LUKE, Commissioner

DESCHUTES COUNTY OREGON - 1340 N.W. WALL STREET - BEND, OR 97701

CHECK NO. 025278

DATE	PO #	INVOICE #	DEPARTMENT NAME	AMOUNT
08/26/1999		PERMIT	Legal Counsel	25.00

RECEIVED

SEP 07 1999

WATER RESOURCES DEPT.
SALEM, OREGON

12274 OREGON WATER RESOURCES DEPARTMENT

TOTAL

*****25.00



Legal Department

ADMINISTRATION BUILDING • 1130 NW HARRIMAN • BEND, OREGON 97701
FACSIMILE 541-383-0496

September 2, 1999

RECEIVED

Richard L. Isham 541-388-6625

Bruce W. White 541-388-6593

Mark P. Amberg 541-330-4645

SEP 07 1999

WATER RESOURCES DEPT.
SALEM, OREGON

PLEASE REFER TO
FILE NO.: 4-118

Water Resources Department
158 12th Street
Salem, OR 97310-0210

Re: Assignment of Water Rights

Enclosed is a fully-executed Assignment of Water Rights form, along with our check in the amount of \$25.00 for payment of the recording fee.

Please contact me if you have any questions.

Sincerely,

Bruce W. White
Deputy Legal Counsel

BWW:vmb

Enclosure

S:\Legal\Correspondence\BWW Correspondence\Water Resources - Req for Assignment.doc

SECTIONS 10,11,13,14,15
T.22 S., R.10 E., W.M., AND
SECTION 18, T.22 S., R.11 E., W.M.
DESCHUTES COUNTY, OREGON

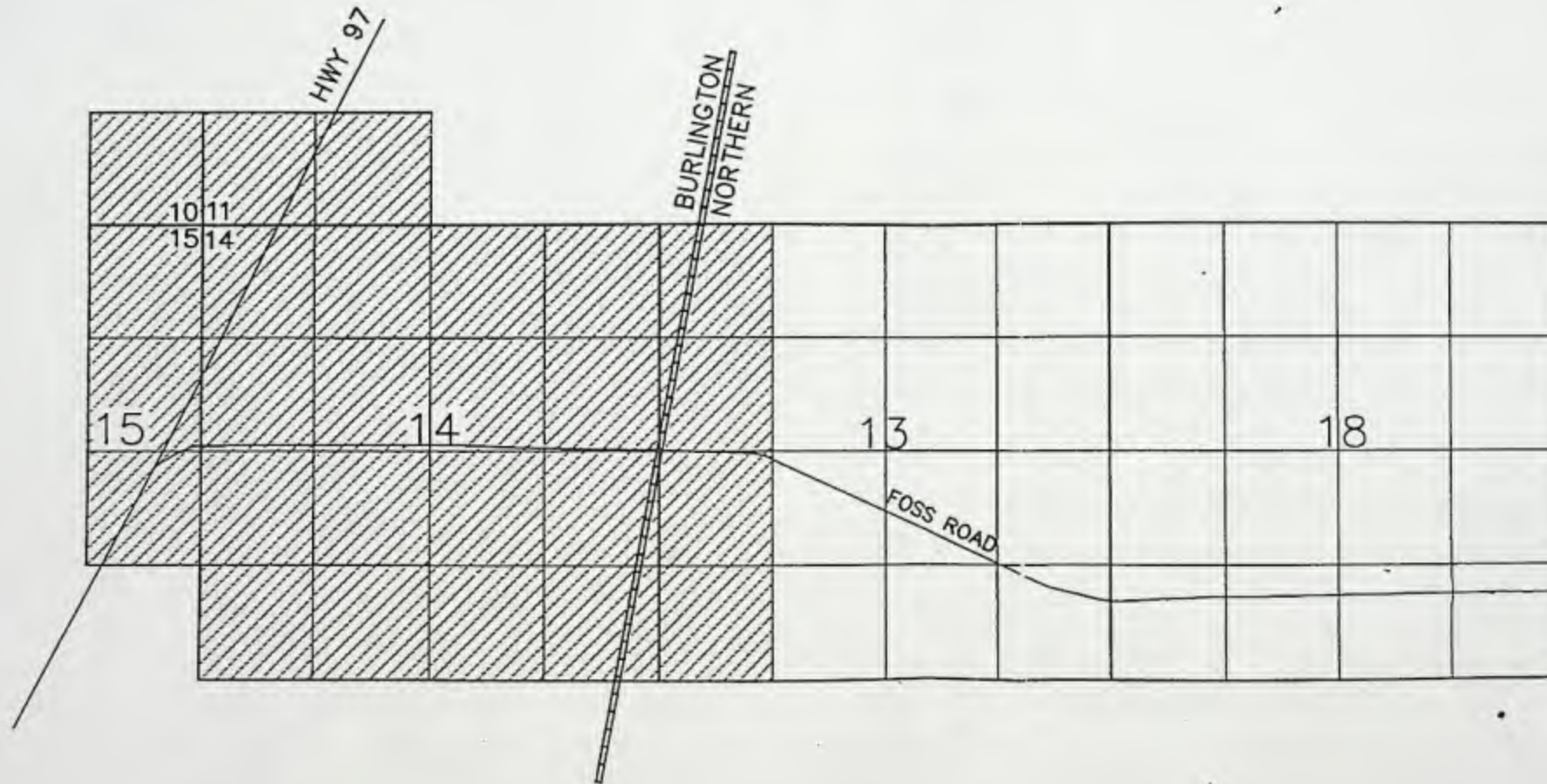
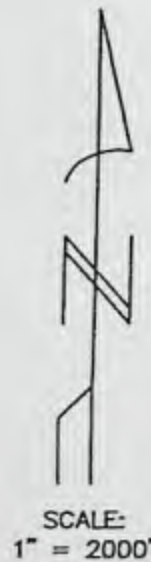
AMENDMENT FOR PERMIT TO APPROPRIATE GROUND WATER FOR:

PATRICK M. GISLER
20 NW GREENWOOD AVE.
BEND, OREGON 97701



MAR 9 1 1995

SERVICE AREA



Application No. 6-13552 + 6-13559
Permit No. G13444

RECEIVED

NOV 01 2007

WATER RESOURCES DEPT
SALEM OREGON

I, William R. Tye, Certified Water Right Examiner in
the State of Oregon, hereby certify the above application
map was prepared under my direct supervision.

The preparation of this map is for the purpose of identifying
the location of the water right only and has no intent to
provide dimensions or locations of property ownership lines.

AMENDMENT FOR PERMIT TO
APPROPRIATE GROUND WATER FOR:

PATRICK M. GISLER
20 NW GREENWOOD AVE.
BEND, OREGON 97701

TYE ENGINEERING, INC.

725 NW HILL, BEND, OREGON 97701 (503) 389-6859

SCALE: 1" = 2000' DATE: 17 FEB 1995 DRAWN: KHP 216-22R



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

December 13, 1999

LAPINE WATER DISTRICT
PO BOX 2867
LAPINE OR 97739

REFERENCE: File G-13552

The assignment of Permit G-13444 from Deschutes County to you has been recorded in the records of the Water Resources Department. Our records have been changed accordingly and the original assignment is enclosed.

Our receipt number 34686 covering the \$25 recording fee has been sent to Deschutes County.

Sincerely,

Dallas S. Miller
Water Rights Specialist

DSM:jh

enclosure

cc: Watermaster #11
William Tye, CWRE
Deschutes County - Attn: Linda Swearingen - 1130 NW Harriman St., Bend OR 97701



**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **34686**

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

INVOICE # _____

RECEIVED FROM: Prohutes County
BY: _____

APPLICATION	
PERMIT	
TRANSFER	

CASH: ☐ CHECK: # 11602 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 215.00

0417 WRD MISC CASH ACCT

ADJUDICATIONS

\$

PUBLICATIONS / MAPS

\$

OTHER: (IDENTIFY) _____

\$

OTHER: (IDENTIFY) _____

\$

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) _____

\$ 25.00

(view)

TC162

DEPOSIT LIAB. (IDENTIFY) _____

\$

WATER RIGHTS:

EXAM FEE

RECORD FEE

0201

SURFACE WATER

\$

0202

\$

0203

GROUND WATER

\$

0204

\$

0205

TRANSFER

\$

0206

\$

WELL CONSTRUCTION

EXAM FEE

LICENSE FEE

0218

WELL DRILL CONSTRUCTOR

\$

0219

\$

LANDOWNER'S PERMIT

0220

\$

OTHER (IDENTIFY) _____

0437 WELL CONST. START FEE

0211

WELL CONST START FEE

\$

CARD #

0210

MONITORING WELLS

\$

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 # **34686**

DATED: 11-27-97 BY: J. Jackson

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

RECEIVED

NOV 29 1999

REQUEST FOR ASSIGNMENT

WATER RESOURCES DEPT.
SALEM, OREGON

Permit holder, applicant) Linda L. Swearingen, Chair of the Board of
County Commissioners for Deschutes County, 1130 NW Harriman Street, Bend, OR, 97701

(mailing address) (city) (state) (zip) (phone)

CHECK ONE

on behalf of Deschutes County

[X] - hereby assign all my interest in and to application/permit;
the County's

[] - hereby assign all my interest in and to a portion of
application/permit (include a map showing portion of application
assigned);

[] - hereby assign a portion of my interest in and to the entire
application/permit;

Application # G-13552, Permit # G-13444;
OR GR Statement # _____, GR Certificate of Registration # _____
as filed in the office of the Water Resources Director, to:

La Pine Water District, a domestic water supply district organized under ORS
Chapter 264 (name of new owner)

PO Box 2867

La Pine

OR

97739

(address) (city) (state) (zip) (phone)

(Note: If there are other owners of the property described in this
Application, Permit or Certificate of Groundwater Registration you
must attach a list of their names and addresses to this form.)

I hereby certify that I have notified all other owners of the
property described in this Application, Permit or Certificate of
Registration of this request for assignment.

Witness my hand this 5th day of November 19 99

applicant/permit holder

By:

applicant/permit holder

LINDA L. SWEARINGEN, Chair

Deschutes County Board of Commissioners

DO NOT WRITE IN THIS BOX

STATE OF OREGON,)

) ss

County of Marion.)

I certify that the within was
received by me on the 29th day of
November, 1999, at 8 o'clock,

A. m., and was recorded in the
Miscellaneous Records, Vol. 8

Page 566

Water Resources Director

The completed assignment
must be submitted to the
Water Resources
Department together
with a recording fee of
\$25. Additional pages
will cost \$5 per page.

WATER RESOURCES DEPARTMENT
158 12TH STREET NE
SALEM, OREGON 97310-0210

OK
DSM

DESCHUTES COUNTY OREGON - 1340 N.W. WALL STREET - BEND, OR 97701

CHECK NO. 029234

DATE	PO #	INVOICE #	DEPARTMENT NAME	AMOUNT *
11/12/1999		PERMIT ASSC	Legal Counsel	25.00
12274 OREGON WATER RESOURCES DEPARTMENT				TOTAL *****25.00



Legal Department

ADMINISTRATION BUILDING • 1130 NW HARRIMAN • BEND, OREGON 97701
FACSIMILE ☎541-383-0496

Richard L. Isham ☎ 541-388-6625

Bruce W. White ☎ 541-388-6593

Mark P. Amberg ☎ 541-330-4645

November 24, 1999

RECEIVED

NOV 29 1999

PLEASE REFER TO

FILE NO.: 4-118

Water Resources Department
158 12th Street
Salem, OR 97310-0210

**WATER RESOURCES DEPT.
SALEM, OREGON**

Re: Assignment of Water Rights

Enclosed is a fully-executed Assignment of Water Rights form, along with our check no. 029234 in the amount of \$25.00 for payment of the recording fee. All future contacts regarding this matter should be directed to La Pine Water District.

Sincerely,

Bruce W. White /vmb

Bruce W. White
Deputy Legal Counsel

BWW:vmb

Enclosures

S:\Legal\Correspondence\BWW Correspondence\Water Resources - Req for Assignment.doc

Reply-To: "Kyle Gorman" <Kyle.G.Gorman@wrд.state.or.us>
From: "Kyle Gorman" <kyle.g.gorman@wrд.state.or.us>
To: "Herb Mosgar" <Herbert.L.MOSGAR@wrд.state.or.us>
Subject: Fw: Research
Date: Mon, 20 May 2002 16:42:28 -0700
Organization: Oregon Water Resources Department
X-Mailer: Microsoft Outlook Express 6.00.2600.0000
X-MailScanner: Found to be clean

Hi Herb,

Can you or the appropriate person take care of this?

Thanks,
Kyle

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

From: "Russ Dodge" <rdodge@hge1.com>
To: <Kyle.G.GORMAN@wrд.state.or.us>
Sent: Monday, May 20, 2002 4:37 PM
Subject: Research

- > I am trying to find information as to the current status of Applications
- > G-13552 & 13553.
- >
- > 1.) Have Final Proof surveys been performed on the wells
- > 2.) Are these valid water rights that can be transferred.
- >
- > Also if you can send any Applications Maps of Final Proof Surveys filed for
- > the Applications listed above that would be very helpful. We are trying to
- > drill a new well approximately 100 feet distant from the existing and
- > abandon the existing well.
- >
- > You can email them to rdodge@hge1.com or mail to HGE Inc / 375 Park Avenue
- /
- > Coos Bay, Oregon 97420
- > (541) 269-1166
- >
- > Thank You - Russ Dodge

MEMORANDUM

Date: January 22, 1996

To: Ken Lite
Files G-13552 and G-13553 - Patrick M. Gisler

From: Steve Brown

I called and discussed the above referenced applications for permit with William R. Tye, CWRE. These applications are intended to be for quasi-municipal uses for the area around La Pine. La Pine is not an incorporated city nor has a water district, public or private, currently formed for this area.

At this time, I asked Mr. Tye to clarify the location of the wells and quantities of water requested for each of the applications. This information is necessary for Ken Lite to complete his SB 1033 review, so we may proceed with the processing of the files.

The Department will need to address the issues associated with the forming of a water supply authority, when and if the Groundwater/Hydrology Section review is favorable.

January 24, 1996

Mr. Tye submitted a map showing the location of two wells located at the same location, both within the NW 1/4 SE 1/4, Section 18, Township 22 South, Range 10 East, WM. Based upon discussions, the total quantity of water to be appropriated would be 1500 gpm from either well, provided the total quantity of water would not exceed 1500 gpm.

Please contact me if you need any additional information.

Water Right Conditions Tracking Slip

Groundwater/Hydrology Section

FILE ## G-13552

ROUTED TO: Steve Brown

TOWNSHIP/

RANGE-SECTION: 22s/11E-18

CONDITIONS ATTACHED? ☒ yes ☐ no

REMARKS OR FURTHER INSTRUCTIONS:

Permit should include GW
conditions 7B & 7J

Reviewer: K. Lite

TO: Water Rights Section

Feb. 1, 1996

FROM: Groundwater/Hydrology Section K. Lite

Reviewer's Name

SUBJECT: Application G- 13552

GROUNDWATER/SURFACE WATER CONSIDERATIONS

1. PER THE Basin rules, one or more of the proposed POA's is/is not within feet/mile of a surface water source () and taps a groundwater source hydraulically connected to the surface water.
2. BASED UPON OAR 690-09 currently in effect, I have determined that the proposed groundwater use
 - a. will, or have the potential for substantial interference with the nearest
 - b. ☒ will not surface water source, namely ; or
 - c. will if properly conditioned, adequately protect the surface water from interference:
 - i. The permit should contain condition #(s) ;
 - ii. The permit should contain special condition(s) as indicated in "Remarks" below;
 - iii. The permit should be conditioned as indicated in item 4 below; or
 - d. will, with well reconstruction, adequately protect the surface from substantial interference.

GROUNDWATER AVAILABILITY CONSIDERATIONS

3. BASED UPON available data, I have determined that groundwater for the proposed use
 - a. will, or likely be available in the amounts requested without injury to prior rights
 - b. will not and/or within the capacity of the resource; or
 - c. ☒ will if properly conditioned, avoid injury to existing rights or to the groundwater resource:
 - i. ☒ The permit should contain condition #(s) 73;
 - ii. The permit should contain special condition(s) as indicated in "Remarks" below;
 - iii. The permit should be conditioned as indicated in item 4 below; or
4.
 - a. THE PERMIT should allow groundwater production from no deeper than ft. below land surface;
 - b. The permit should allow groundwater production from no shallower than ft. below land surface;
 - c. The permit should allow groundwater production only from the groundwater reservoir between approximately ft. and ft. below land surface;
 - d. Well reconstruction is necessary to accomplish one or more of the above conditions.
 - e. One or more POA's commingle 2 or more sources of water. The applicant must select one source of water per POA and specify the proportion of water to be produced from each source.

REMARKS: _____

(Well Construction Considerations on Reverse Side)

WELL CONSTRUCTION (If more than one well doesn't meet standards, attach an additional sheet.)

5. THE WELL which is the point of appropriation for this application does not meet current well construction standards based upon:
- a. ☐ review of the well log;
 - b. ☐ field inspection by _____;
 - c. ☐ report of CWRE _____;
 - d. ☐ other: (specify) _____
6. THE WELL construction deficiency:
- a. ☐ constitutes a health threat under Division 200 rules;
 - b. ☐ commingles water from more than one groundwater reservoir;
 - c. ☐ permits the loss of artesian head;
 - d. ☐ permits the de-watering of one or more groundwater reservoirs;
 - e. ☐ other: (specify) _____
7. THE WELL construction deficiency is described as follows: _____
8. THE WELL
- a. ☐ was, or constructed according to the standards in effect at the time of
 - b. ☐ was not original construction or most recent modification.
 - c. ☐ I don't know if it met standards at the time of construction.

RECOMMENDATION:

- A. ☐ I recommend including the following condition in the permit:
- "No water may be appropriated under terms of this permit until the well(s) has been repaired to conform to current well construction standards and proof of such repair is filed with the Enforcement Section of the Water Resources Department."
- B. ☐ I recommend withholding issuance of the permit until evidence of well reconstruction is filed with the Enforcement Section of the Water Resources Department.
- C. ☐ REFER this review to Enforcement Section for concurrence.

THIS SECTION TO BE COMPLETED BY ENFORCEMENT PERSONNEL

I concur in G/H's recommendation A or B above relating to conditioning or withholding the permit _____, 199__.

(Signature)

I do not concur in G/H's recommendation A or B above relating to conditioning or withholding the permit for the following reasons: _____

_____, 199__.

(Signature)

File # G-13552

H.G.E. INC. ARCHITECTS, ENGINEERS,
SURVEYORS & PLANNERS

October 29, 2002

State of Oregon
Oregon Water Resources Department
Commerce Building
158 12th Street NE
Salem, Oregon 97310-0210

RECEIVED

OCT 30 2002

WATER RESOURCES DEPT.
SALEM, OREGON

RE: *Lapine Water Right Transfer*
Permit Amendment T - 9241

Attn: Lisa Juul - Water Right Specialist

Dear Lisa:

Please find the enclosed additional information pertaining to the above referenced Transfer Application. Please replace the Additional Information Per Form M in the Application packet. We have included breakdowns on the projected needs and population projections. We have also included the Projected needs Chart.

The existing permit as referenced by (app G 13552), Permit G-13444, appropriates 2.23 cfs. An amendment was filed applying for 3.3 cfs. G-13553. I do not understand the background activity with this ammendment. Do we have any options to secure those flows based on our need and distribution ability. Please call me if you see a way where we would be able to increase our Water Appropriation beyond the 2.23 cfs.

Please call as you have questions or if you need additional information

My Email is rdodge@hgepdx.com

Sincerely Yours,



Russ Dodge, PLS

H.G.E. INC., Architects, Engineers, Surveyors & Planners

RD: rd

C: H.G.E. Richard Nored
File Copy 9881

19 NW FIFTH • PORTLAND, OREGON • 97209
PHONE: (503) 222-1687 • FAX: (503) 222-2754

OCT 30 2002

WATER RESOURCES DEPT.
SALEM, OREGON**Application for Water Right [ADDITIONAL INFORMATION Per Form M]
Form M**

Information submitted pertaining to Water Use was taken from the WATER AND WASTEWATER CAPITAL FACILITIES PLAN 2002. Information not shown was omitted because there is insufficient information available. The LaPine Water District presently only provides a portion of the resident's supplies and the remainder of the system is private and that information is not available.

**Municipal Water Uses and Projected Needs for La Pine Water District,
Deschutes County, Oregon****1. Population and Growth**

Table 1 below lists the current and projected population, as well as the projected growth rate through to the year 2025, for the La Pine Water District, which includes the La Pine planning area, the Wickiup Junction planning area, and a new neighborhood planning area.

Current Population: 670

Current Growth Rate: 32.84%

Table 1. Projected Populations and Corresponding Growth Rates

<i>Year</i>	<i>Projected Population</i>	<i>Projected Growth Rate</i>
2001	600	11.67%
2002	670	32.84%
2003	890	24.83%
2004	1111	19.80%
2005	1331	16.75%
2006	1554	14.29%
2007	1776	12.56%
2008	1999	11.21%
2009	2223	10.12%
2010	2448	9.19%
2011	2673	8.49%
2012	2900	7.79%
2013	3126	7.29%
2014	3354	6.86%
2015	3584	6.39%
2016	3813	6.03%
2017	4043	5.74%
2018	4275	5.40%
2019	4506	5.19%
2020	4740	0.72%
2021	4774	0.73%
2022	4809	0.77%
2023	4846	0.76%
2024	4883	0.80%
2025	4922	0.80%

RECEIVED

OCT 30 2002

WATER RESOURCES DEPT.
SALEM, OREGON**2. Existing Water Rights and Permits**

Permit # 6-13444 for 2.23 cfs is currently held, See Form M

3. Existing and Future Water Use

Table 2 below lists water uses for the current year, as well as future years, in cubic feet per second (cfs), gallons per day (gpd) and million gallons per day (mgd).

Table 2. Water Use Flow Rates

Year	Water Use		
	cfs	gpm	mgd
2001	0.47	211.1	0.304
2002	0.52	231.9	0.334
2003	0.67	302.7	0.436
2004	0.83	371.7	0.535
2005	0.98	438.2	0.631
2006	1.12	503.9	0.726
2007	1.26	566.7	0.816
2008	1.40	628.3	0.905
2009	1.53	688.6	0.992
2010	1.66	746.9	1.075
2011	1.79	803.8	1.157
2012	1.91	857.9	1.235
2013	2.03	911.5	1.313
2014	2.15	965.0	1.390
2015	2.27	1,016.9	1.464
2016	2.37	1,064.8	1.533
2017	2.48	1,113.7	1.604
2018	2.59	1,164.2	1.676
2019	2.70	1,210.6	1.743
2020	2.80	1,257.8	1.811
2021	2.80	1,257.6	1.801
2022	2.80	1,257.6	1.793
2023	2.80	1,257.6	1.782
2024	2.80	1,257.6	1.773
2025	2.80	1,257.6	1.767

4. Explanation for Projected Growth Rate

The projected growth rate is based on the development of a new neighborhood, which will occur in five phases over the next 20 years. This new neighborhood will grow at a rate of approximately 200 people per year. Once each phase is built and occupied to capacity, the growth rate will be affected accordingly. The populations of Wickiup Junction and La Pine Planning Area are projected to increase at an average annual grow rate of 3%. Combining the growth rates of the new neighborhood, Wickiup Junction and the La Pine Planning Area produces the variable growth rates listed in Table 1 above.

RECEIVED

OCT 30 2002

WATER RESOURCES DEPT.
SALEM, OREGON

5. **Explanation for Extension of Time**

The funding phase involved participation from multiple sources and required additional coordination and facility studies. The scope of the project has evolved taking on an additional area of service.

Additional information pertaining to

6. **Graph Representing Municipal Water Uses and Projected Needs**

Please see Figure 1 attached.

Additional Information specific to WRD Letter September 17, 2002

1.) Total Investment to date is approximately:	\$ 1,310,000.00
2.) Total Project Cost	\$ 3,000,000.00

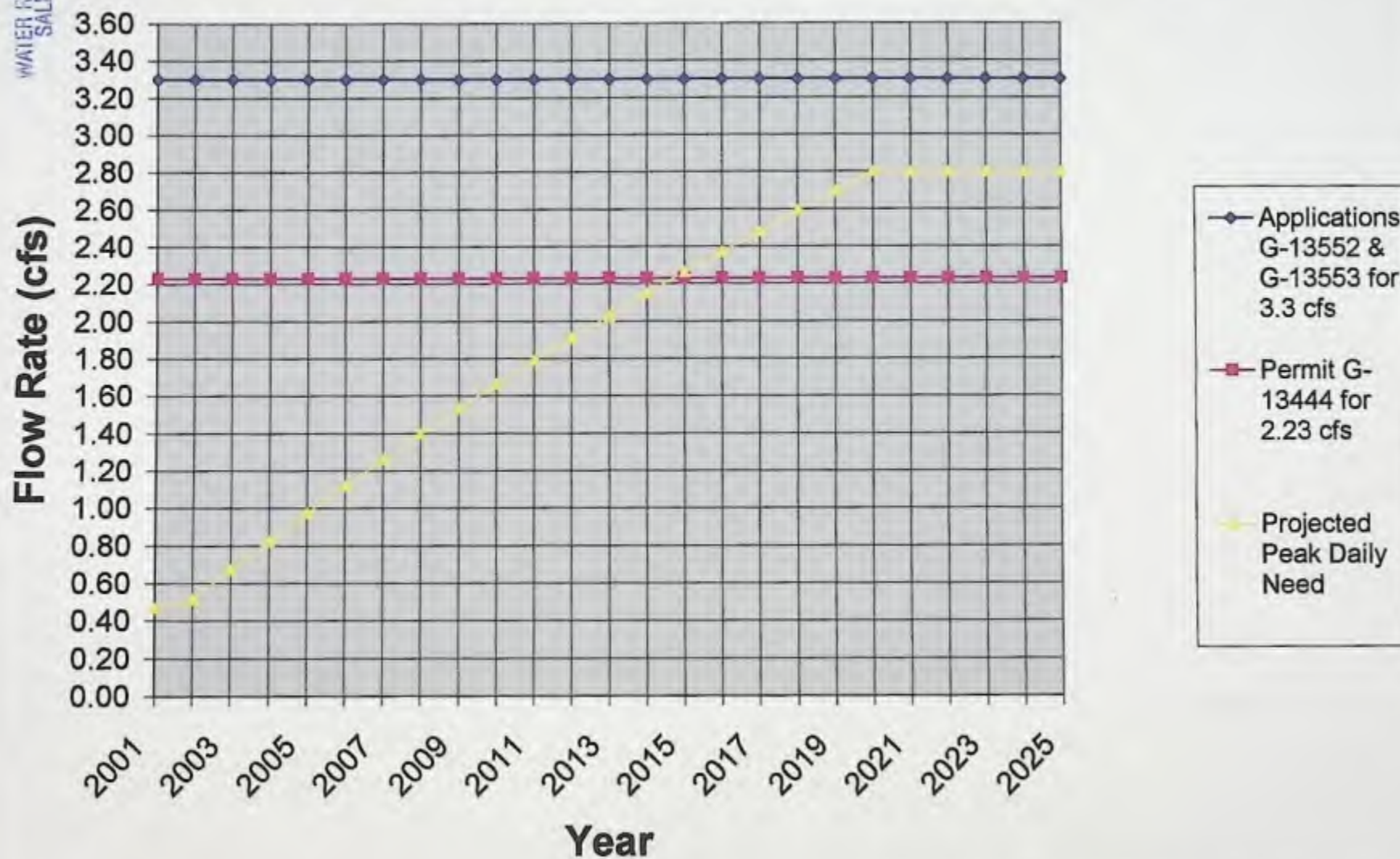
These figures are changing as installation phases are completed and actual construction costs are updated. See Form M / Request for Water / E. This list provides an exact breakdown for the items listed at the actual contract amounts.

RECEIVED

OCT 30 2002

WATER RESOURCES DEPT.
SALEM, OREGON

Figure 1. Water Needs for La Pine Water District



Oregon Water Resources Department

Form M

This form is to be used in conjunction with applications for permits to use water for municipal purposes.

*Read instructions carefully. Answer all questions.
Type or print clearly in dark ink.*

RECEIVED

APR 22 1996

WATER RESOURCES DEPT.
SALEM, OREGON

1. POPULATION:

- a. What is the present population to be served? 350
- b. Do you serve population beyond your city limits? NO
- c. According to your estimates, what will the population be 25 years from now? (Please cite source) 3,000 DESCHUTES COUNTY

2. WATER NEEDS:

- a. What are your current water needs? 0.15 cfs.
- b. What will your water needs be 25 years from now? 3.25 cfs
- c. List your current source(s) of water by water body, amount of use and water right permit (e.g., Crystal Creek, .01 cfs, Permit S-12345).
NONE
- d. Explain how your existing water use permits and water rights will assist in meeting your water use needs (i.e., Have you identified any of your water use permits or water rights that cannot or will not be used to meet future needs?). Please explain.
NONE

3. CONSERVATION MEASURES: Please describe what you propose to do to prevent waste of water (e.g., metering, weekly measurements, etc.).

METERING

Please include a copy of your water facilities plan with your application.

Application No. G-13552, ~~814552~~

RECEIVED

MAR 31 1995

State of Oregon

WATER RESOURCES DEPARTMENT

WATER RESOURCES DEPT.
SALEM, OREGON

AMENDMENT

Application for a Permit to Appropriate Groundwater

Applicant(s) LaPine Water Company/Pat Gisler
(Please print or type - use dark ink)

Mailing Address: 20 NW Greenwood Ave.

Bend

City

OR

State

97701

Zip

389-5800

Daytime Phone No.

I (We) make application for a permit to appropriate the following described ground waters of the State of Oregon:

1. **THE DEVELOPMENT** (number of wells, tile lines, infiltration galleries, etc.): _____

2 wells

If development is less than one mile from a natural stream, give the following:

Distance from development to stream: 3 Miles

Elevation difference between streambed and development: 100 Feet

NOTE: Wells must be constructed according to standards set by the department for the construction and maintenance of water wells. If the well is already constructed, please enclose a copy of the well driller's log with this application, and skip to Section 2 below.

Diameter of well: 10" and 12"

Depth in feet: 150'

Type and size of well casing: 8'-10'

No. of feet: 40-140

Estimated depth to water: 122'

Type of access port or measuring device: Air Line

Wells to be drilled by: Mike Prodan

Address: _____

If the water well is flowing artesian, describe your water control and conservation works: _____

2. **TOTAL AMOUNT OF WATER** to be applied to beneficial use: 3.3 cubic feet per second, OR 1500 gallons per minute. If water is to be used from more than one groundwater source, give the quantity of water from each: 500 GPM Well #1 and 1000 GPM Well #2

3. **INTENDED USE(s) OF WATER:** Quasi-municipal being for group domestic
expanded for 500 dwellings, each to include up to 1/2 acre of lawn and non-commercial
garden use.

If for more than one use, give the quantity of water from each source for each use; _____

500 GPM domestic and 1000 GPM commercial and fire flow

If for DOMESTIC use, state the number of households to be supplied; 500

If for MUNICIPAL OR QUASI-MUNICIPAL use, state the present population to be served, and an estimate of the future requirements; (List population projections, water needs, anticipated areas to be provided water.)

200 existing residences and commercial users - plus public school.

Estimated growth at 20 homes per year.

If for MINING use, state the nature (gold, silver, etc.) of the mines to be served; _____

If for IRRIGATION, or other land area use, state the TOTAL number of acres to be developed under each use;

Irrigation _____

Other (describe) _____

4. **DESCRIPTION OF WATER DELIVERY SYSTEM:** *Include dimensions and type of construction of diversion works, length and dimensions of supply ditches or pipelines, size and type of pump and motor. If for irrigation, describe the type of system (i.e., flood, wheel line, hand line, drip, other).*

2 submersable pumps

3 miles 12" PVC main

4500 feet 8" PVC main

1 60,000 Gal reservoir

5. **PROJECT SCHEDULE:** *(List month and year)*

Proposed date construction work will begin Oct. '94

Proposed date construction work will be completed Oct. '95

Proposed date water use will be completed Oct. '98

NOTE: *Prior to the issuance of a permit it will be necessary to submit a map prepared by a Certified Water Right Examiner (CWRE) and a complete legal description of the property on which the water is to be used. The legal description may be copied from your deed, title insurance policy, or land sales contract.*

6. a) *In the event any deficiencies are noted involving the application map enclosed herein, please return the map with instructions for correction to (check one):*

Applicant X CWRE Other (Identify in REMARKS section)

b) In the event any deficiencies are noted involving the application, please return the application with instructions for correction to (check one):

 Applicant X CWRE Other (Identify in REMARKS section)

7. Are all lands involved (including the proposed diversion site, place of use, and access for conveying the water) under your ownership? No . If not, list in the REMARKS section below, or on an attached sheet, the names and mailing addresses of the legal owners of all property involved in the proposed development.

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

REMARKS: The well is located on State Highway property. And the permit for
 well construction is enclosed.

I/We certify that the information I have provided in this application is an accurate representation of the proposed water use and is true and correct to the best of my knowledge:

LA PURE WATER CO.
Signature

by [Signature]
Signature

Oct. 27, 1993
Date

MAR 15, 1995
Date

FOR WATER RESOURCES DEPARTMENT USE ONLY

Dear Applicant:

I certify that I have examined the foregoing application, together with the accompanying information, and am returning it to you for:

In order to retain its tentative priority, this application must be returned with the requested corrections or additions on or before:

_____, 19____.

WITNESS my hand this _____ day of _____, 19____.

Water Resources Director

By: _____

This instrument was first received in the office of the Water Resources Director at _____,
Oregon, on the _____ day of _____, 19____, at _____ o'clock, ____ M.

APPLICATION NO: _____

MINOR LAND PARTITION

MP-97-13 DATE: SEPT. 1997
THE N1/2 SE1/4 AND THE NE1/4 SW1/4
OF SECTION 18, TOWNSHIP 22 SOUTH,
RANGE 11 EAST, W.M., DESCHUTES COUNTY, OREGON

REGISTERED
PROFESSIONAL
LAND SURVEYOR
William R. Tye
OREGON
DECEMBER 1978
WILLIAM R. TYE
1789
RENEWAL: JUNE 30, 1998

GRAPHIC SCALE
300 0 150 300 600
(IN FEET)
1 inch = 300 ft.

CW 1/16
FND 2-1/2" AL. CAP

T22S R11E
C 1/16 S18
1983 LS930

N89°31'48"W
1325.96'
N89°32'52"W 1325.90'(G)

C 1/4
FND 2-1/2" AL. CAP
WITH RP'S PER
D-7100-57 NO. 0361

T22S R11E
C 1/4 S18
1983 LS930

N89°33'24"W
2651.92'
N89°32'52"W 2651.74'(G)

1001.35'

18 17

PARCEL 1
116.28 AC

200' EXISTING BPA
POWERLINE EASEMENT
BPA CONTRACT NO. 14-03-75985

CS 1/16
FND 2-1/2" AL. CAP

T22S R11E
C S1/16 S18
1983 LS930

S00°20'20"E
1339.15'
S00°20'51"E 1339.74'(G)

EXISTING WELL LOCATED NORTH 95°
AND EAST 150' FROM THE SOUTHWEST
CORNER OF PARCEL 2

N89°50'47"W
726.00'

PARCEL 2
5.00 AC

S 1/16
FND 2-1/2" BRASS CAP

T22S R11E
S 1/16
S18 S17
1983 LS930

1325.70'
S00°20'14"W
S00°19'54"W 1325.87'(G)

677.72'

1313.04'
N89°05'03"W
N89°05'12"W 1313.07'(G)

FINLEY BUTTE RD.
CENTERLINE OF EXISTING ROAD

PROPOSED
50' ROADWAY
EASEMENT
FOR PARCEL 1

PROPOSED
50' ROADWAY
EASEMENT
FOR PARCEL 2

N89°50'47"W 2636.13'
BASIS OF BEARING
N89°50'47"W 2635.86'(G)

APPROVALS:
DESCHUTES COUNTY SURVEYOR _____

SIGNATURE OF BOARD OF COUNTY COMM
COUNTY OF ANY DEDICATION MADE HERE _____

DESCHUTES COUNTY COMMISSIONER _____

SW 1/16
FND 2-1/2" AL. CAP

T22S R11E
SW 1/16
S18
1983 LS930

S89°13'32"E 629.05'

322.62'
N87°31'19"E

N84°55'19"E
508.97'

468.25'
N87°11'22"E

189.55'
N84°48'28"E

588°17'16"E

940.23'

NARRATIVE:

THIS SURVEY IS TO PARTITION THE SUBJECT PROPERTY INTO
SHOWN. THE BASIS OF BEARING FOR THIS SURVEY IS THE LINE
2 INCH ALUMINUM CAP MARKING THE CENTER SOUTH ONE-

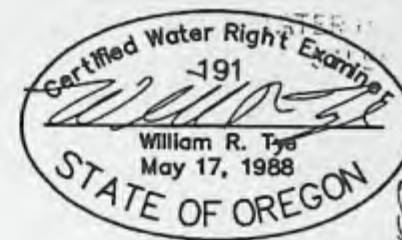
DECLARATION:

KNOW ALL MEN BY THESE PRESENTS THAT I, DEOLINDA G. JONES, OREGON
DEPARTMENT OF TRANSPORTATION RIGHT OF WAY MANAGER, AS OWNER IN FEE
SIMPLE OF THE LAND SHOWN ON THE SURJOINED PLAT HAVE CAUSED SAID LAND

SECTIONS 10,11,13,14,15
T.22 S., R.10 E., W.M., AND
SECTION 18, T.22 S., R.11 E., W.M.
DESCHUTES COUNTY, OREGON

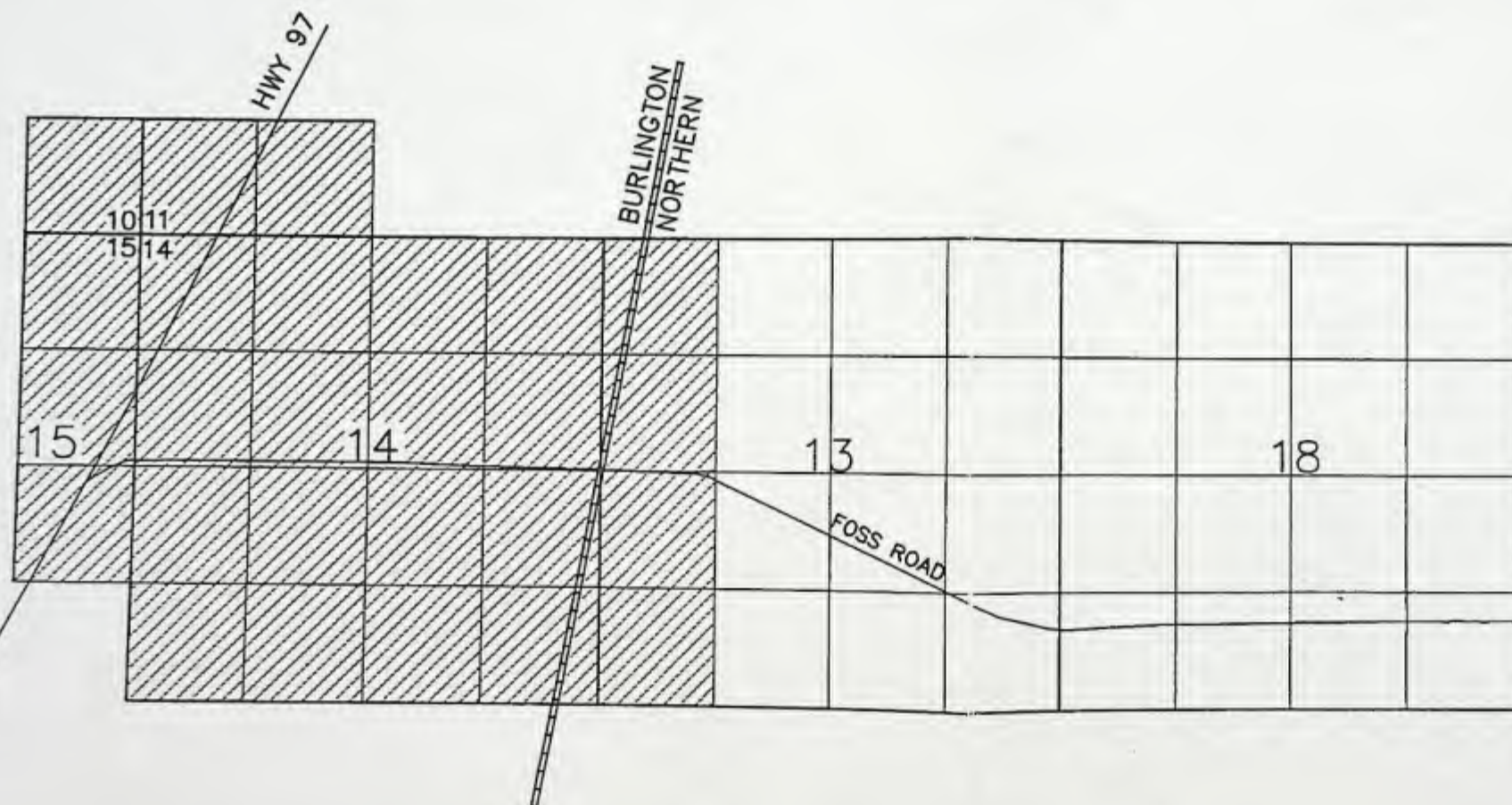
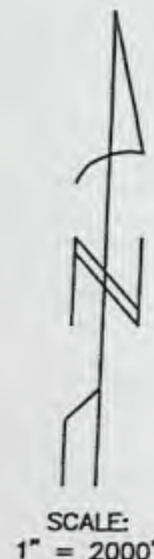
AMENDMENT FOR PERMIT TO APPROPRIATE GROUND WATER FOR:

PATRICK M. GISLER
20 NW GREENWOOD AVE.
BEND, OREGON 97701



MAR 31 1995

▨ SERVICE AREA



Application No. G-13552 + G-13659
Permit No. G13444

TYE ENGINEERING, INC.

725 NW HILL, BEND, OREGON 97701 (503) 389-8858

AMENDMENT FOR PERMIT TO
APPROPRIATE GROUND WATER FOR:

PATRICK M. GISLER
20 NW GREENWOOD AVE.
BEND, OREGON 97701

SCALE: 1" = 2000' DATE: 17 FEB 1995 DRAWN: KHP 216-22R

I, William R. Tye, Certified Water Right Examiner in
the State of Oregon, hereby certify the above application
map was prepared under my direct supervision.

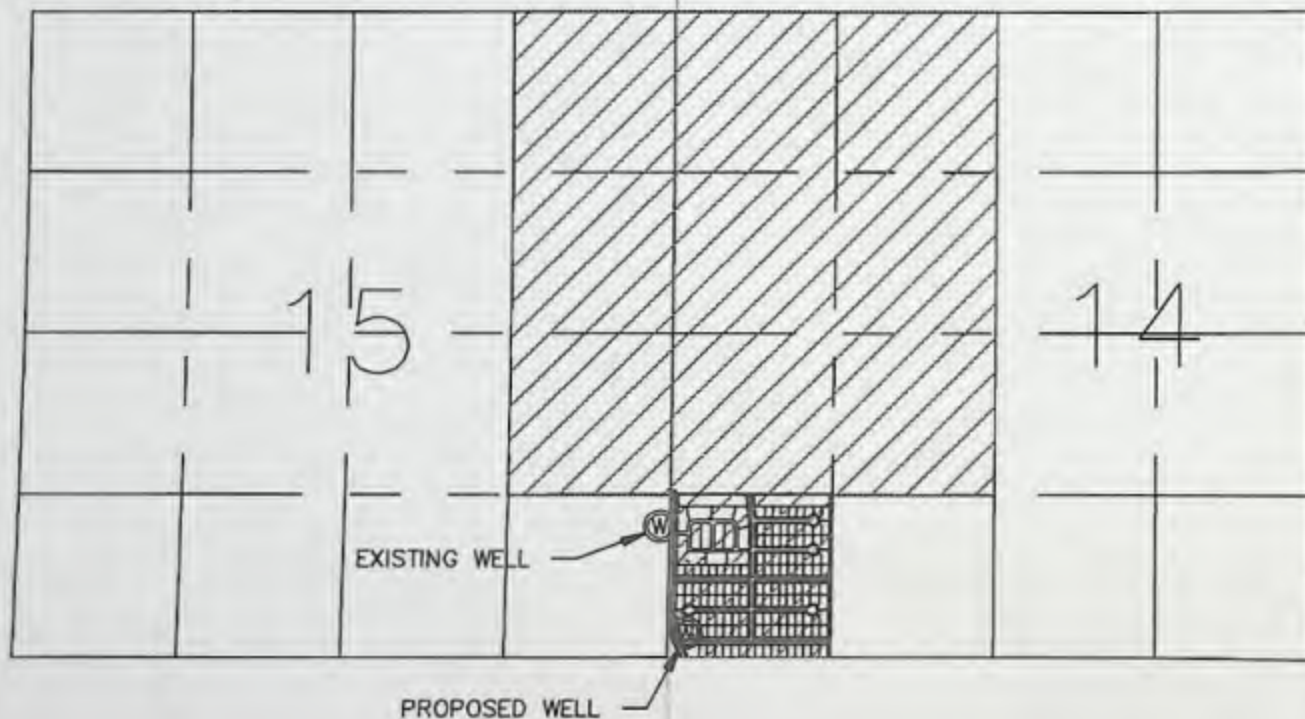
The preparation of this map is for the purpose of identifying
the location of the water right only and has no intent to
provide dimensions or locations of property ownership lines.

TOTAL FIRE PROTECTION AREA: 400 ACRES



FIRE PROTECTION AREA

SECTIONS 14 & 15
T.22 S., R.10 E., W.M.
DESCHUTES COUNTY, OREGON



THE EXISTING WELL IS LOCATED 1052 FEET NORTH AND 79 FEET WEST
OF THE SOUTHWEST SECTION CORNER OF SECTION 14, T.22 S.,
R.10 E., W.M., DESCHUTES COUNTY, OREGON.

EASEMENT RECORDED IN VOL. 260, PAGE 885, DESCHUTES COUNTY DEED RECORDS

THE PROPOSED WELL WILL BE LOCATED APPROXIMATELY 200 FEET NORTH
AND 150 FEET EAST OF THE SAME SOUTHWEST CORNER OF SECTION 14, T.22 S.,
R. 10 E., W.M., DESCHUTES COUNTY, OREGON.

APPLICATION FOR PERMIT TO
APPROPRIATE GROUND WATER FOR:
PATRICK M. GISLER
20 NW GREENWOOD AVE.
BEND, OREGON 97701

Deschutes T22S R10E
05-1980-1450-0070
Well 1 > Long Prairie SL
use = Qm
Well 2 > Long Prairie SL
see map
1,000 gpm being 500 gpm for each
well

the State of Oregon, hereby certify that this
map was prepared under my direct supervision.

The preparation of this map is for the purpose of identifying
the location of the water right only and has no intent to
provide dimensions or locations of property ownership lines.

Application No. 613552
Permit No.

RECEIVED

NOV - 8 1993

WATER RESOURCES DEPT.
SALEM, OREGON

TYE ENGINEERING, INC.

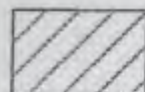
112 NW GREELEY AVENUE, BEND, OREGON 97701 (503) 389-6959

SCALE: 1"=400' DATE: 30 SEPT '93 DRAWN: TFN JOB #: 216

APPLICATION FOR PERMIT TO
APPROPRIATE GROUND WATER FOR:

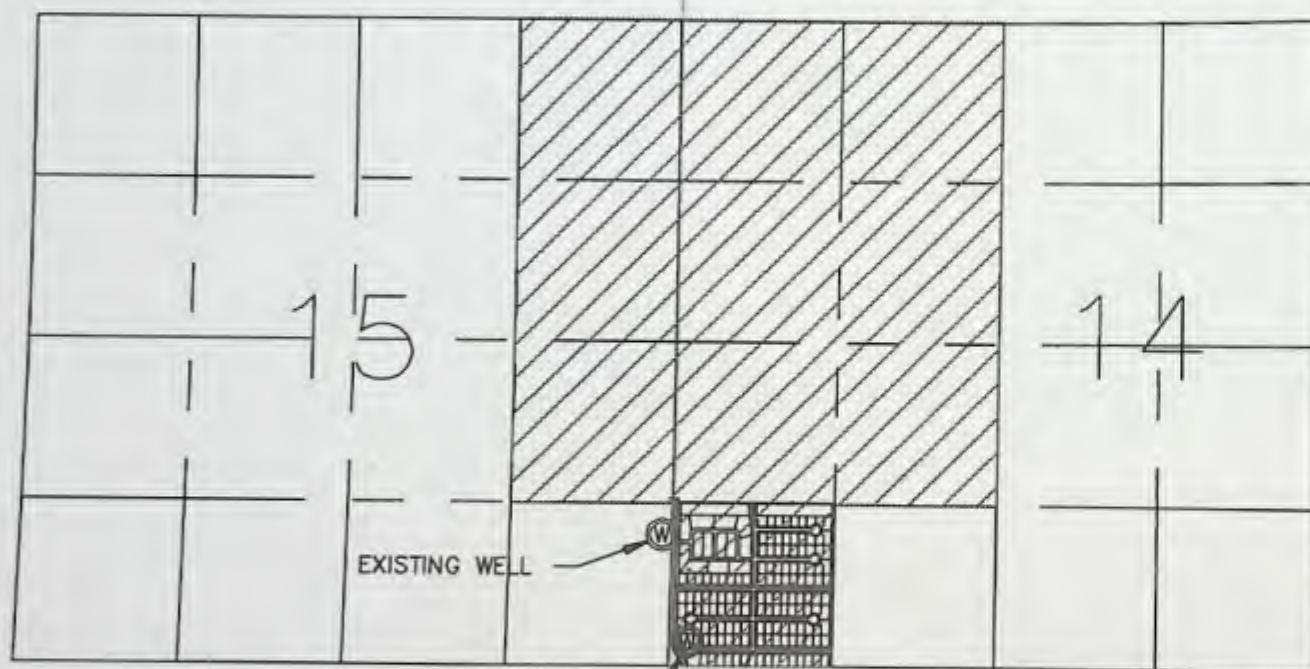
PATRICK M. GISLER
20 NW GREENWOOD AVE.
BEND, OREGON 97701

TOTAL FIRE PROTECTION AREA: 400 ACRES



FIRE PROTECTION AREA

SECTIONS 14 & 15
T.22 S., R.10 E., W.M.
DESCHUTES COUNTY, OREGON



EXISTING WELL

PROPOSED WELL

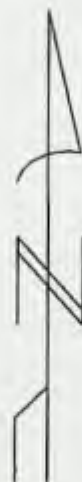
THE EXISTING WELL IS LOCATED 1052 FEET NORTH AND 79 FEET WEST OF THE SOUTHWEST SECTION CORNER OF SECTION 14, T.22 S., R.10 E., W.M., DESCHUTES COUNTY, OREGON.

EASEMENT RECORDED IN VOL. 260, PAGE 885, DESCHUTES COUNTY DEED RECORDS

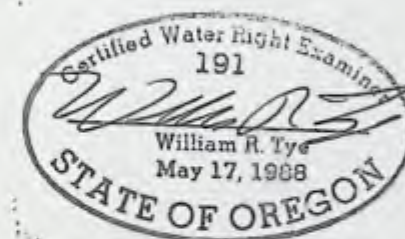
THE PROPOSED WELL WILL BE LOCATED APPROXIMATELY 200 FEET NORTH AND 150 FEET EAST OF THE SAME SOUTHWEST CORNER OF SECTION 14, T.22 S., R. 10 E., W.M., DESCHUTES COUNTY, OREGON.

APPLICATION FOR PERMIT TO
APPROPRIATE GROUND WATER FOR:

PATRICK M. GISLER
20 NW GREENWOOD AVE.
BEND, OREGON 97701



1" = 400'



I, William R. Tye, Certified Water Right Examiner in the State of Oregon, hereby certify the above application map was prepared under my direct supervision.

The preparation of this map is for the purpose of identifying the location of the water right only and has no intent to provide dimensions or locations of property ownership lines.

Application No. 673552
Permit No.

RECEIVED

NOV - 8 1993

WATER RESOURCES DEPT.
SALEM, OREGON

TYE ENGINEERING, INC.

112 NW GREELEY AVENUE, BEND, OREGON 97701 (503) 389-6959

SCALE: 1"=400'

DATE: 30 SEPT '93

DRAWN: TFN

JOB #: 216

APPLICATION FOR PERMIT TO
APPROPRIATE GROUND WATER FOR:

PATRICK M. GISLER
20 NW GREENWOOD AVE.
BEND, OREGON 97701

SECTIONS 10,11,13,14,15
T.22 S., R.10 E., W.M., AND
SECTION 18, T.22 S., R.11 E., W.M.
DESCHUTES COUNTY, OREGON

AMENDMENT FOR PERMIT TO APPROPRIATE GROUND WATER FOR:

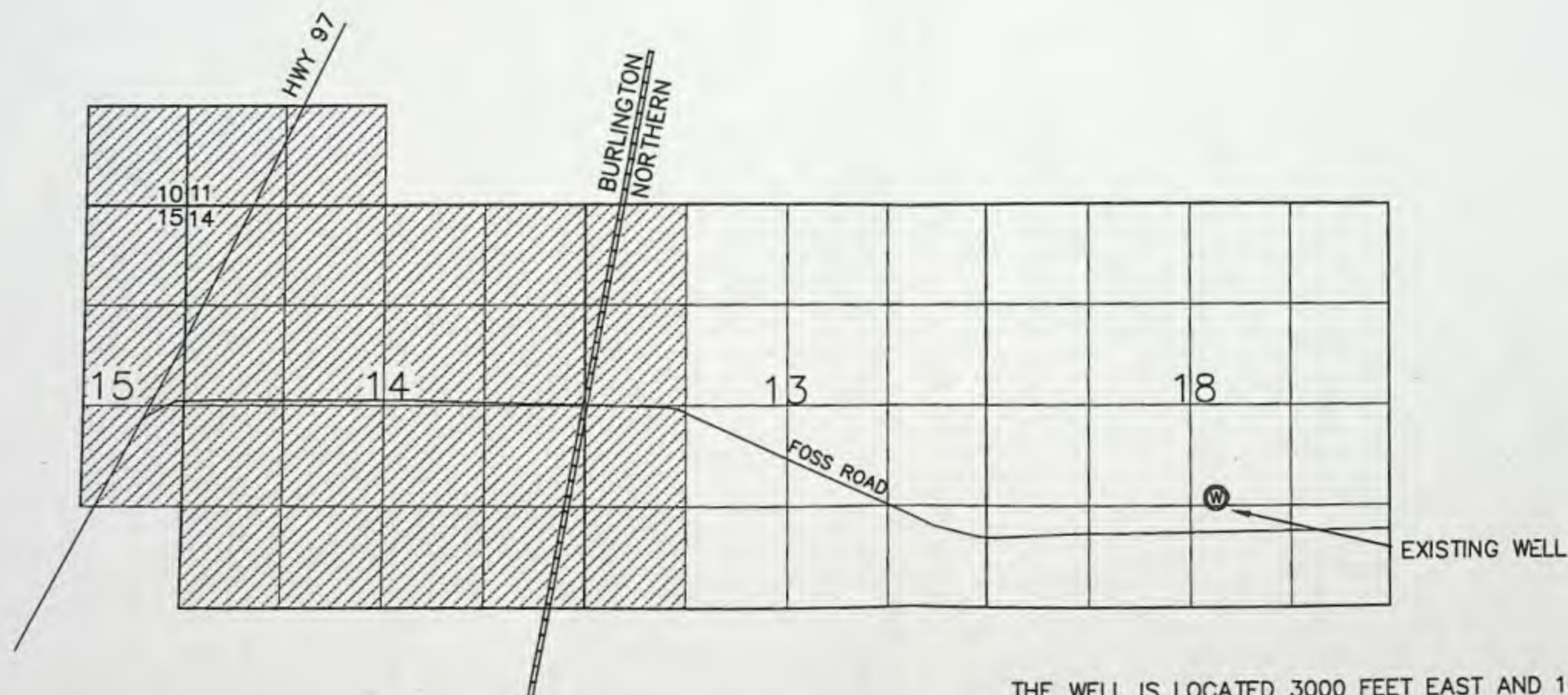
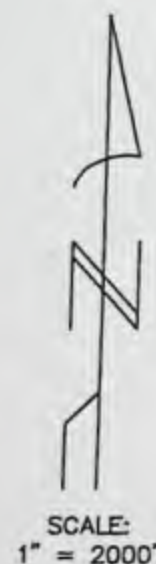
PATRICK M. GISLER
20 NW GREENWOOD AVE.
BEND, OREGON 97701

MAR 31 1995
WATER RESOURCES DEPT.
SALEM, OREGON



Application No. G-13552-1353
Permit No.

▨ SERVICE AREA



THE WELL IS LOCATED 3000 FEET EAST AND 1400 FEET NORTH
OF THE SOUTHWEST SECTION CORNER OF SECTION 18, T.22 S.,
R.11 E., W.M., DESCHUTES COUNTY, OREGON.

I, William R. Tye, Certified Water Right Examiner in
the State of Oregon, hereby certify the above application
map was prepared under my direct supervision.

The preparation of this map is for the purpose of identifying
the location of the water right only and has no intent to
provide dimensions or locations of property ownership lines.

AMENDMENT FOR PERMIT TO
APPROPRIATE GROUND WATER FOR:

PATRICK M. GISLER
20 NW GREENWOOD AVE.
BEND, OREGON 97701

TYE ENGINEERING, INC.

725 NW HILL, BEND, OREGON 97701 (503) 389-6859

SCALE: 1" = 2000' DATE: 17 FEB 1995 DRAWN: KHP 216-22R

SECTIONS 10,11,13,14,15
T.22 S., R.10 E., W.M., AND
SECTION 18, T.22 S., R.11 E., W.M.
DESCHUTES COUNTY, OREGON

AMENDMENT FOR PERMIT TO APPROPRIATE GROUND WATER FOR:

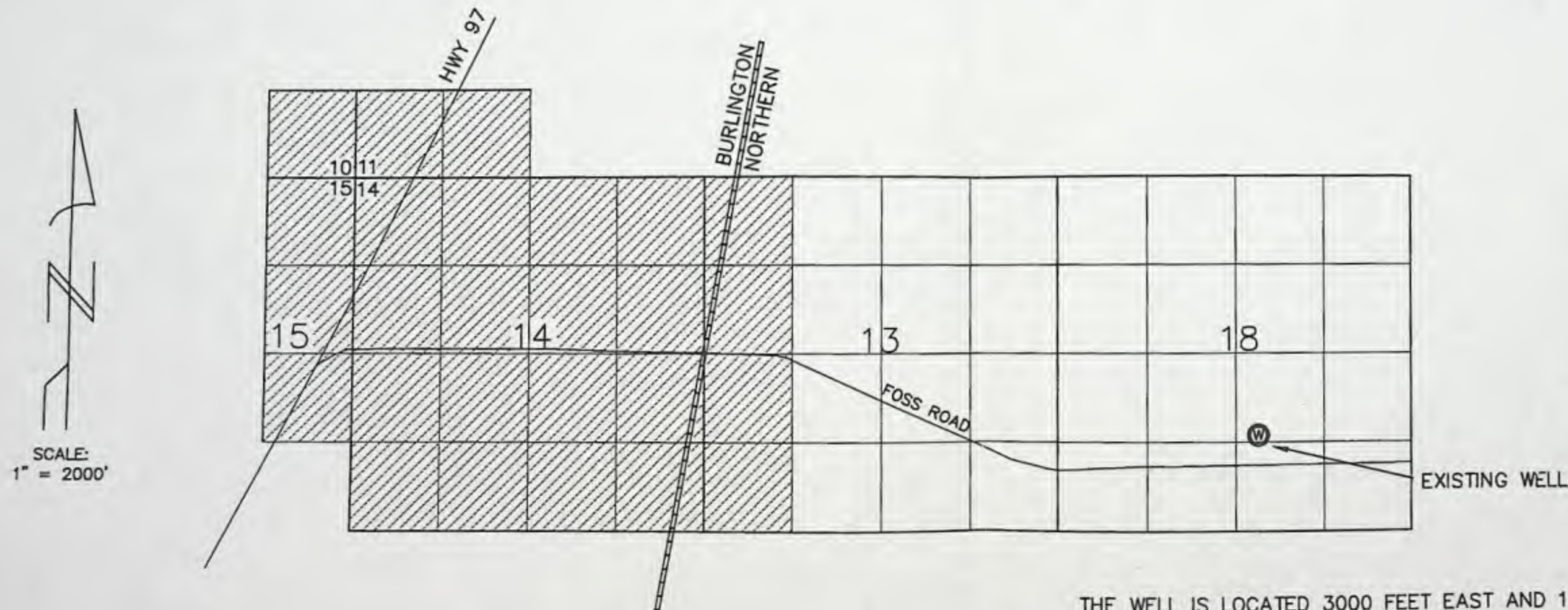
PATRICK M. GISLER
20 NW GREENWOOD AVE.
BEND, OREGON 97701

MAR 31 1995
WATER RESOURCES DEPT.
SALEM, OREGON



Application No. 673558
Permit No. 46-13553

▨ SERVICE AREA



THE WELL IS LOCATED 3000 FEET EAST AND 1400 FEET NORTH
OF THE SOUTHWEST SECTION CORNER OF SECTION 18, T.22 S.,
R.11 E., W.M., DESCHUTES COUNTY, OREGON.

I, William R. Tye, Certified Water Right Examiner in
the State of Oregon, hereby certify the above application
map was prepared under my direct supervision.

The preparation of this map is for the purpose of identifying
the location of the water right only and has no intent to
provide dimensions or locations of property ownership lines.

TYE ENGINEERING, INC.
725 NW HILL, BEND, OREGON 97701 (503) 389-6959

AMENDMENT FOR PERMIT TO
APPROPRIATE GROUND WATER FOR:

PATRICK M. GISLER
20 NW GREENWOOD AVE.
BEND, OREGON 97701

SCALE: 1" = 2000' DATE: 17 FEB 1995 DRAWN: KHP 216-22R

STATE OF OREGON
COUNTY OF DESCHUTES

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

LAPINE WATER COMPANY, PAT GISLER
1470 NE 1ST STREET #100
BEND, OREGON 97701-4267

(503)389-5800

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

APPLICATION FILE NUMBER: G-13552

SOURCE OF WATER: A WELL IN THE LONG PRAIRIE SLOUGH BASIN

PURPOSE OR USE: QUASI-MUNICIPAL

MAXIMUM RATE: 2.23 CUBIC FOOT PER SECOND

PERIOD OF USE: YEAR ROUND

DATE OF PRIORITY: NOVEMBER 8, 1993

POINT OF DIVERSION LOCATION: NW 1/4 SE 1/4, SECTION 18, T22S, R11E,
W.M.; 1244 FEET SOUTH & 672 FEET EAST FROM THE C 1/4 CORNER SECTION 18

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SE 1/4 SE 1/4
SECTION 10

SW 1/4 SW 1/4
SE 1/4 SW 1/4
SECTION 11

NW 1/4 NW 1/4
SW 1/4 NW 1/4
NW 1/4 SW 1/4
SW 1/4 SW 1/4
SECTION 13

ALL
SECTION 14

ASSIGNED, See Misc. Rec., Vol.

Page

8 530-53

+ 566

NE 1/4 NE 1/4
SE 1/4 NE 1/4
NE 1/4 SE 1/4
SECTION 15

TOWNSHIP 22 SOUTH, RANGE 10 EAST, W.M.

Measurement, recording and reporting conditions:

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

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

Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

Within 2 years of permit issuance, the permittee shall submit a water management and conservation plan consistent with OAR Chapter 690, Division 86.

STANDARD CONDITIONS

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

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

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to

the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

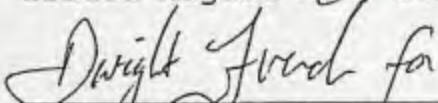
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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

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

Actual construction of the well shall begin by August 12, 1999. Complete application of water to the use shall be made on or before October 1, 2002. Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

Issued August 12, 1998



Martha O. Pagel, Director
Water Resources Department

MINOR LAND PARTITION

MP=97=13 DATE: SEPT. 1997
THE N1/2 SE1/4 AND THE NE1/4 SW1/4
OF SECTION 18, TOWNSHIP 22 SOUTH,
RANGE 11 EAST, W.M., DESCHUTES COUNTY, OREGON

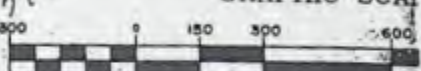
REGISTERED
PROFESSIONAL
LAND SURVEYOR

OREGON
DECEMBER 1978
WILLIAM R. TYE
1789

RENEWAL: JUNE 30, 1998

Appl - G 13552
Dist G 13444

GRAPHIC SCALE



(IN FEET)
1 inch = 300 ft.

SW 1/16
ND 2-1/2" AL CAP

1225 R11E
S18
1983 L5930

N89°31'48"W
1325.96'
N89°32'52"W 1325.90'(G)

G=1/4
FND 2-1/2" AL CAP
WITH RP 5 PER
ND-7100-57 AND NO. 0361

1225 R11E
S18
1983 L5930

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1001.35'
18 17

PARCEL 1
116.28 AC

200' EXISTING BPA
POWERLINE EASEMENT
BPA CONTRACT NO. 14-03-75985

CS 1/16
FND 2-1/2" AL CAP

1225 R11E
S18
1983 L5930

EXISTING WELL LOCATED NORTH 95°
AND EAST 150° FROM THE SOUTHWEST
CORNER OF PARCEL 2

PARCEL 2
5.00 AC

S 1/16
FND 2-1/2" BRASS CAP

1225 R11E
S18
1983 L5930

SW 1/16
ND 2-1/2" AL CAP

1225 R11E
S18
1983 L5930

FINLEY BUTTE RD.

CENTERLINE OF EXISTING ROAD

PROPOSED
50' ROADWAY
EASEMENT
FOR PARCEL 1

PROPOSED
50' ROADWAY
EASEMENT
FOR PARCEL 2

N89°50'47"W 2636.13'
BASIS OF BEARING
N89°50'47"W 2635.86'(G)

APPROVALS:
DESCHUTES COUNTY SURVEYOR _____

SIGNATURE OF BOARD OF COUNTY COM
COUNTY OF ANY DEDICATION MADE HERE

DESCHUTES COUNTY COMMISSIONER _____

RRATIVE:

S SURVEY IS TO PARTITION THE SUBJECT PROPERTY INTO
SWN. THE BASIS OF BEARING FOR THIS SURVEY IS THE LINE
CH ALUMINUM CAP MARKING THE CENTER SOUTH ONE-

DECLARATION:

KNOW ALL MEN BY THESE PRESENTS THAT I, DEOLINDA G. JONES, OREGON
DEPARTMENT OF TRANSPORTATION RIGHT OF WAY MANAGER, AS OWNER IN FEE
SIMPLE OF THE LAND SHOWN ON THE SURVEYED PLAT HAVE ORDERED THE



Oregon

Theodore R. Kulongoski, Governor

App G - 13552

Rece

G-13444

Water Resources Department

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

January 27, 2005

Ms. Donna Blatnik
LaPine Domestic Water District
P.O. Box 2867
LaPine, OR 97739

Subject: Water Management and Conservation Plan

Dear Donna,

Enclosed is the final order approving your water management and conservation plan. We did not receive any appeals of the proposed final order that we issued on December 27, 2004.

We appreciate your cooperation in this effort. Please do not hesitate to contact us if we can provide any guidance or information as you update your plan.

Sincerely,

Bill

Bill Fujii
Field Services Division

Enclosure

**BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON**

In the Matter of the Proposed Water	)	FINAL ORDER APPROVING WATER
Management and Conservation Plan for	)	MANAGEMENT AND
LaPine Domestic Water District, Deschutes	)	CONSERVATION PLAN
County, Oregon	)	

Authority

OAR Chapter 690, Division 086, establishes the process and criteria for approving water management and conservation plans required under the conditions of permits, permit extensions and other orders of the Department.

Findings of Fact

1. The LaPine Domestic Water District submitted a Water Management and Conservation Plan to the Department on January 16, 2001. The plan is required by permit G-13444.
2. Public notice was published as required under OAR Chapter 690, Division 086. No comments were received.
3. The Department reviewed the draft plan. Based on the plan, the Department outlined a proposed work plan that, if completed, would allow the LaPine Domestic Water District to satisfy the requirements of OAR 690-086-0140. The Department notified the LaPine Domestic Water District of the areas needing additional work in the Department's letter of September 24, 2004.
4. The LaPine Domestic Water District agreed by letter dated December 20, 2004 to complete the activities described in the work plan by October 1, 2009. Pursuant to OAR 690-086-0100(3), the Department reviewed the revised plan for consistency with OAR Chapter 690, Division 086 as adopted by the Water Resources Commission in 1994.
5. The final plan is generally consistent with the relevant requirements and includes a work plan as described in the Department's letter of September 24, 2004 for completion of additional work necessary to satisfy the requirements within five years.

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

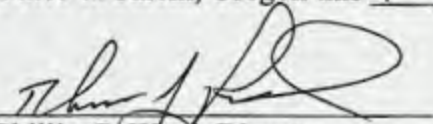
Conclusion of Law

The water management and conservation plan, with the inclusion of the work plan, submitted by LaPine Domestic Water District is consistent with the criteria in OAR Chapter 690, Division 086.

Now, therefore, it is ORDERED:

1. The LaPine Domestic Water District Water Management and Conservation Plan is approved and shall remain in effect until October 1, 2010, unless this approval is rescinded pursuant to OAR 690-086-0920.
2. The LaPine Domestic Water District shall submit an updated plan within 5 years and no later than October 1, 2009 that incorporates the results of the activities included in its work plan.

Dated at Salem, Oregon this 1st day of February, 2005.

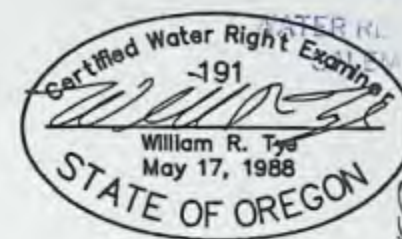

For Phillip C. Ward, Director

Mailing date: FEB 01 2005

SECTIONS 10,11,13,14,15
T.22 S., R.10 E., W.M., AND
SECTION 18, T.22 S., R.11 E., W.M.
DESCHUTES COUNTY, OREGON

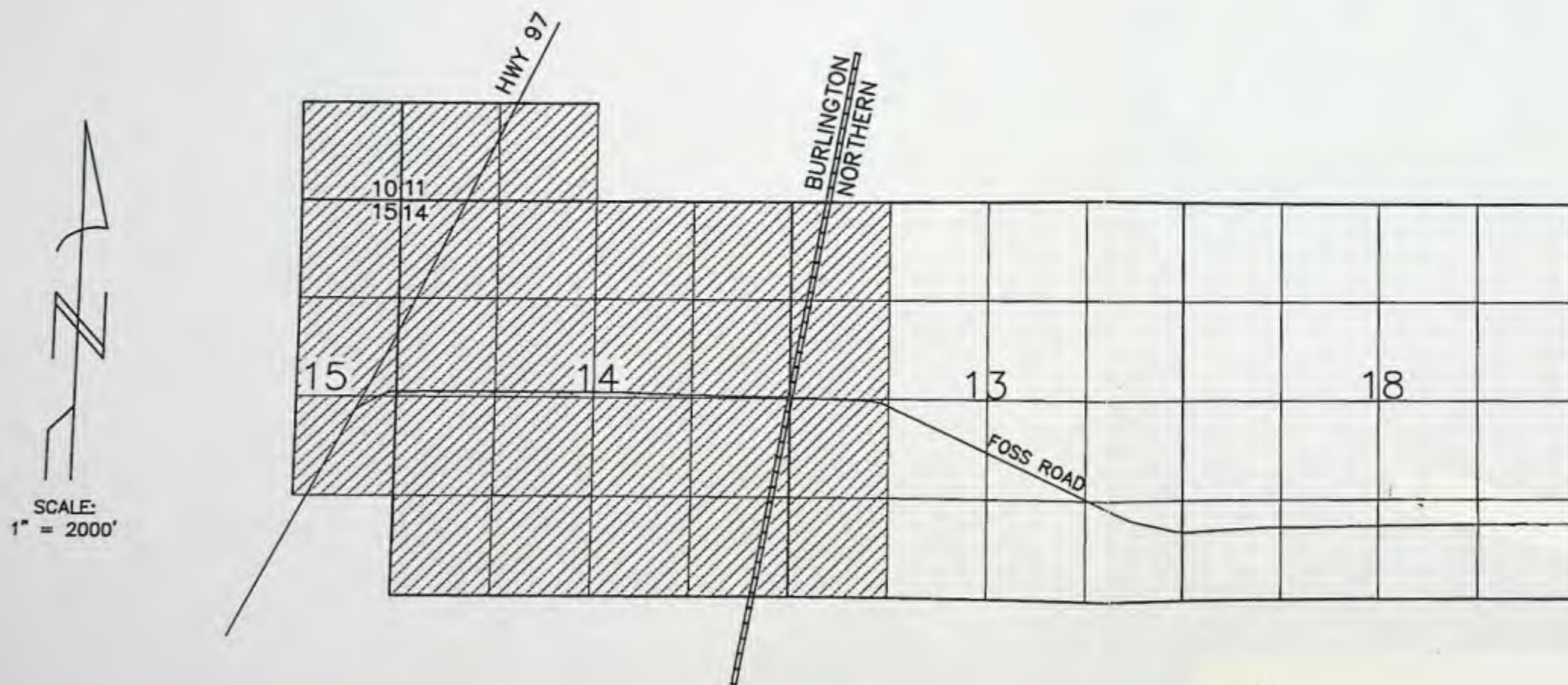
AMENDMENT FOR PERMIT TO APPROPRIATE GROUND WATER FOR:

PATRICK M. GISLER
20 NW GREENWOOD AVE.
BEND, OREGON 97701



MAR 31 1995

▨ SERVICE AREA



Application No. 6-13552 + 6-13553
Permit No.

I, William R. Tye, Certified Water Right Examiner in
the State of Oregon, hereby certify the above application
map was prepared under my direct supervision.

The preparation of this map is for the purpose of identifying
the location of the water right only and has no intent to
provide dimensions or locations of property ownership lines.

TYE ENGINEERING, INC.

725 NW HILL, BEND, OREGON 97701 (503) 389-6859

AMENDMENT FOR PERMIT TO
APPROPRIATE GROUND WATER FOR:

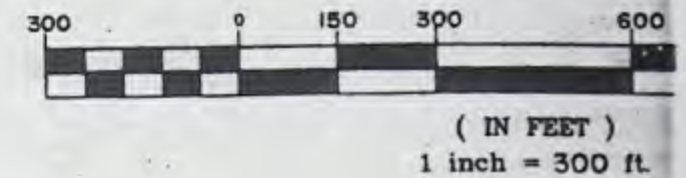
PATRICK M. GISLER
20 NW GREENWOOD AVE.
BEND, OREGON 97701

SCALE: 1" = 2000' DATE: 17 FEB 1995 DRAWN: KHP 216-22R

MINOR LAND PARTITION

MP-97-13 DATE: SEPT. 1997
THE N1/2 SE1/4 AND THE NE1/4 SW1/4
OF SECTION 18, TOWNSHIP 22 SOUTH,
RANGE 11 EAST, W.M., DESCHUTES COUNTY, OREGON

GRAPHIC SCALE



REGISTERED
PROFESSIONAL
LAND SURVEYOR

William R. Tye
OREGON
DECEMBER 1978
WILLIAM R. TYE
1789
RENEWAL: JUNE 30, 1998

CW 1/16
FND 2-1/2" AL. CAP

T22S R11E
C 1/16- S18
1983 LS930

N89°31'48"W
1325.96'
N89°32'52"W 1325.90'(G)

C 1/4
FND 2-1/2" AL. CAP
WITH RP'S PER
D-7100-57 NO. 0361

T22S R11E
C 1/4- S18
1983 LS930

N89°33'24"W
2651.92'
N89°32'52"W 2651.74'(G)

1001.35'

18 17

T22S
R 1/4
11 18-17
E
ROMAN, PLS
OR-702

PARCEL 1
116.28 AC

CS 1/16
FND 2-1/2" AL. CAP

T22S R11E
C S1/16 S18
1983 LS930

EXISTING WELL LOCATED NORTH 95°
AND EAST 150' FROM THE SOUTHWEST
CORNER OF PARCEL 2

N89°50'47"W
726.00'

PARCEL 2
5.00 AC

S 1/16
FND 2-1/2" BRASS CAP

T22S R11E
S 1/16
S18 S17
1983 LS930

1325.70'
S00°20'14"W
S00°19'54"W 1325.87'(G)

1234.31'
1387.73'

N89°50'47"W 2636.13'
BASIS OF BEARING
N89°50'47"W 2635.86'(G)

T22S R11E
SW 1/16
S18
1983 LS930

SW 1/16
FND 2-1/2" AL. CAP

FINLEY BUTTE RD.
CENTERLINE OF EXISTING ROAD

S89°13'32"E 629.05'

322.62'
N87°31'19"E

N84°55'19"E

508.97'

468.25'
N87°11'22"E

189.55'
N84°48'28"E

S88°17'16"E

940.23'

NARRATIVE:

THIS SURVEY IS TO PARTITION THE SUBJECT PROPERTY INTO
SHOWN. THE BASIS OF BEARING FOR THIS SURVEY IS THE LINE
2 INCH ALUMINUM CAP MARKING THE CENTER SOUTH ONE-
R AND A 2 1/2 INCH BRASS CAP MARKING THE SOUTH ONE-

DECLARATION:

KNOW ALL MEN BY THESE PRESENTS THAT I, DEOLINDA G. JONES, OREGON
DEPARTMENT OF TRANSPORTATION RIGHT OF WAY MANAGER, AS OWNER IN FEE
SIMPLE OF THE LAND SHOWN ON THE SUBJOINED PLAT, HAVE CAUSED SAID LAND
TO BE PARTITIONED INTO

APPROVALS:

DESCHUTES COUNTY SURVEYOR _____

SIGNATURE OF BOARD OF COUNTY COMM
COUNTY OF ANY DEDICATION MADE HERE

DESCHUTES COUNTY COMMISSIONER _____

DESCHUTES DIRECTOR OF PUBLIC WORKS _____

Oregon Water Resources Department
Water Rights Division

Water Rights Application
Number G-13552

Proposed Final Order

Summary of Recommendation: The Department recommends that the attached draft permit be issued with conditions.

Application History

On November 8, 1993, PATRICK M. GISLER, FOR LAPINE WATER COMPANY, submitted an application to the Department for a water use permit. The application was amended to the following on March 31, 1995:

- Amount of Water: 1000.0 GALLONS PER MINUTE (2.23 CFS)
- Use of Water: QUASI-MUNICIPAL
- Source of Water: A WELL IN THE LONG PRAIRIE SLOUGH BASIN
- Area of Proposed Use: Deschutes County within SECTION 14, SECTION 15, TOWNSHIP 22 SOUTH, RANGE 10 EAST, W.M.

On 4/8/96, the Department mailed the applicant notice of its Initial Review, determining that *"The use of 3.34 cubic foot per second (cfs), 1500 gallons per minute (gpm), for Quasi-Municipal, from one well within the Upper Deschutes River basin, may be allowed year round."* The applicant did not notify the Department to stop processing the application within 14 days of that date.

On 4/23/96, the Department gave public notice of the application in its weekly notice and the applicant published notice of the proposed use in a local newspaper. The public notice and the notice in the newspaper included a request for comments, and information for interested persons about both obtaining future notices and a copy of the proposed final order.

No written comments were received within 30 days.

On February 13, 1997, William Tye, the applicant's representative, requested that the application be placed on administrative hold while additional items necessary to proceed with the application were obtained. On March 6, 1998, William Tye requested that the application be removed from administrative hold and continue to be processed.

In reviewing applications, the Department may consider any relevant sources of information, including the following:

- comments by or consultation with another state agency
- any applicable basin program
- any applicable comprehensive plan or zoning ordinance

- the amount of water available
- the rate and duty for the proposed use
- pending senior applications and existing water rights of record
- designations of any critical groundwater areas
- the Scenic Waterway requirements of ORS 390.835
- applicable statutes, administrative rules, and case law
- any general basin-wide standard for flow rate and duty of water allowed
- the need for a flow rate and duty higher than the general standard
- any comments received

Findings of Fact

The Deschutes Basin Program allows the following uses: QUASI-MUNICIPAL

A WELL IN THE LONG PRAIRIE SLOUGH BASIN is within or above the Deschutes River State Scenic Waterway.

An assessment of water availability has been completed by the Department's groundwater section. A copy of this assessment is in the file. This assessment determined that water is available for further appropriation year round.

The Department finds that the amount of water requested, 2.23 CFS, is allowable.

The proposed use is not within a designated critical ground water area.

The Department determined, based upon OAR 690-09, that the proposed groundwater use will not have the potential for substantial interference with the nearest surface water source.

The Groundwater Section finds that there is NOT a preponderance of evidence that the proposed use of groundwater will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife.

Conclusions of Law

Under the provisions of ORS 537.621, the Department must presume that a proposed use will ensure the preservation of the public welfare, safety and health if the proposed use is allowed in the applicable basin program established pursuant to ORS 536.300 and 536.340 or given a preference under ORS 536.310(12), if water is available, if the proposed use will not injure other water rights and if the proposed use complies with rules of the Water Resources Commission.

The proposed use requested in this application is allowed in the Deschutes Basin Plan.

No preference for this use is granted under the provisions of ORS 536.310(12).

Water is available for the proposed use.

The proposed use will not injure other water rights.

The proposed use complies with other rules of the Water Resources Commission not otherwise described above.

The proposed use complies with the State Agency Agreement for land use.

No proposed flow rate and duty of water higher than the general basin-wide standard is needed.

For these reasons, the required presumption has been established.

Under the provisions of ORS 537.621, once the presumption has been established, it may be overcome by a preponderance of evidence that either:

- (a) One or more of the criteria for establishing the presumption are not satisfied; or
- (b) The proposed use would not ensure the preservation of the public welfare, safety and health as demonstrated in comments, in a protest . . . or in a finding of the department that shows:
 - (A) The specific aspect of the public welfare, safety and health under ORS 537.525 that would be impaired or detrimentally affected; and
 - (B) Specifically how the identified aspect of the public welfare, safety and health under ORS 537.525 would be impaired or be adversely affected.

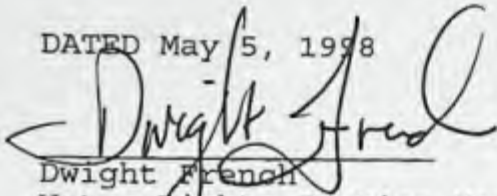
In this application, all criteria for establishing the presumption have been satisfied, as noted above. The presumption has not been overcome by a preponderance of evidence that the proposed use would impair or be detrimental to the public interest.

The Department therefore concludes that water is available in the amount necessary for the proposed use; the proposed use will not result in injury to existing water rights; and the proposed use would ensure the preservation of the public welfare, safety and health as described in ORS 537.525.

Recommendation

The Department recommends that the attached draft permit be issued with conditions.

DATED May 5, 1998


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 Standing

Under the provisions of 537.621(7), you have the right to protest this proposed final order. Your protest must be in writing, and must include the following:

- Your name, address, and telephone number;
- A description of your interest in the proposed final order, and, if you claim to represent the public interest, a precise statement of the public interest represented;
- A detailed description of how the action proposed in this proposed final order would impair or be detrimental to your interest;
- A detailed description of how the proposed final order is in error or deficient, and how to correct the alleged error or deficiency;
- Any citation of legal authority to support your protest, if known; and
- If you are not the applicant, the \$200 protest fee required by ORS 536.050 and proof of service of the protest upon the applicant.
- If you are the applicant, a statement of whether or not you are requesting a contested case hearing. If you do not request a hearing, the Department will presume that you do not wish to contest the findings of the proposed final order.
- If you do not protest this Proposed Final Order and if no substantive changes are made in the final order, you will not have an opportunity for judicial review, protest or appeal of the final order when it is issued.
- Persons other than the applicant who support the proposed final order may request standing for the purposes of participating in any contested case proceeding on the proposed final order or for judicial review of a final order.
- Requests for standing shall meet the requirements described in OAR 690-310-160 and shall be accompanied by the \$50.00 standing fee established under ORS 536.050.

Your protest or request for standing must be received in the Water Resources Department no later than June 19, 1998.

After the protest period has ended, the Director will either issue a final order or schedule a contested case hearing. The contested case hearing will be scheduled only if a protest has been submitted and if

- upon review of the issues, the director finds that there are significant disputes related to the proposed use of water, or
- the applicant requests a contested case hearing within 30 days after the close of the protest period.

This document was prepared by Russell W. Klassen. 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 266. 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.

DRAFT

This is not a permit!!!
STATE OF OREGON

DRAFT

COUNTY OF DESCHUTES

DRAFT PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS DRAFT PERMIT IS HEREBY ISSUED TO

LAPINE WATER COMPANY
1470 NE 1ST STREET 100
BEND, OREGON 97701 -4267

(503)389-5800

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

APPLICATION FILE NUMBER: G-13552

SOURCE OF WATER: A WELL IN THE LONG PRAIRIE SLOUGH BASIN

PURPOSE OR USE: QUASI-MUNICIPAL

MAXIMUM RATE: 2.23 CUBIC FOOT PER SECOND

PERIOD OF USE: YEAR ROUND

DATE OF PRIORITY: NOVEMBER 8, 1993

POINT OF DIVERSION LOCATION: NW 1/4 SE 1/4, SECTION 18, T22S, R11E,
W.M.; 1244 FEET SOUTH & 672 FEET EAST FROM THE C 1/4 CORNER SECTION 18

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SE 1/4 SE 1/4
SECTION 10

SW 1/4 SW 1/4
SE 1/4 SW 1/4
SECTION 11

NW 1/4 NW 1/4
SW 1/4 NW 1/4
NW 1/4 SW 1/4
SW 1/4 SW 1/4
SECTION 13

ALL
SECTION 14

NE 1/4 NE 1/4
SE 1/4 NE 1/4
NE 1/4 SE 1/4
SECTION 15

TOWNSHIP 22 SOUTH, RANGE 10 EAST, W.M.

Measurement, recording and reporting conditions:

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

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

Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

Within 2 years of permit issuance, the permittee shall submit a water management and conservation plan consistent with OAR Chapter 690, Division 86.

STANDARD CONDITIONS

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

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

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

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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

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

Actual construction of the well shall begin within one year from issuance of the final order approving the use. Complete application of the water to the use shall be made on or before October 1, 2002. Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

Issued _____, 199_

DRAFT - THIS IS NOT A PERMIT

Water Resources Department
Director

FO CHECKLIST

FILE # C-13552

REVIEW DATE: 7/23/98

PFO WEEK # 145

PFO TO FO CONVERSION

INITIALS: RWK

In preparing to create the FO, you should check the following:

1. Y/N Were comments or protests received? If so, from whom and when?
2. ✓ On the PFO CC list, verify names and addresses of **ALL** commentors (regardless of comment date), **affected landowners**, and those who paid the \$10 fee.
3. Y/N/NA Have affected landowners been notified?
4. Y/N Is the file lacking a signed oath of accuracy for the application?
5. Y/N/NA Has ODFW asked for self certification of screening condition? If so, write "ODFW CERT" in the permit blank on the front of the file.
6. Y/N Is water use prohibited for one or more months of the normal use period?
7. Y/N If #6 = "Y", is short season letter on file? Note: If short season letter is lacking, see Item #10 below. Give applicant 60 days to submit required information.
8. ok Verify payment of recording fees (circle the appropriate option)

200	Exam
100	1 CFS
100	2 CFS
410	
PD 400	
10	

 - (1) Issue FO w/permit if fees are paid -- Prepare refund request for excess fees, including standing fees if no protest is filed and no modifications are being made to the PFO
 - (2) Issue FO w/o permit if fees are lacking
9. Y/N Is further processing possible? If not state reason: _____
10. ✓ Notify applicant of additional information or fees required prior to permit issuance. (SEND CERTIFIED LETTER & use standard wording from M:\...\FO\TOOLS if possible)
11. ✓ Assign permit numbers to files with oath, fees, and no protests or other issues C13444
12. Y/N Do the PFO conclusions requires modification? Why? _____
(If YES, circle FOMOD and one other type below)

FO Type: (circle types)	DENIAL	FO w/o PERMIT	FO & PERMIT	FOMOD
COMMENTS:				MGMT CODES: <u>7B 7J</u>

Once created, modify FO as needed to:

Initials _____

13. ✓ Respond to significant comments, issues, or disputes related to the proposed use of water (see notes, if any, listed above)
14. ✓ Include or exclude permit conditions and management codes
15. ✓ Correct PFO errors (such as POD or POU location (verify from map), Permit format)

Once FO document is completed:

16. ✓ Save WordPerfect document in M:\GROUPS\WR\FO\WEEK 149 & delete duplicates
17. _____ Print final draft of document and submit to team leader for review
18. Y/N Team leader review completed

PFO CHECKLIST

Application #: C 13552

Basin: DESMINES

WAB: _____

County DESMINES Township 22 S Range 11 E Section 18 1/4 1/4 NW SE

1. Is the file complete by the Minimum Requirements Checklist? Y / N
2. Shortcomings (items needed before a permit and/or FO can be issued) Y / N
3. Check file for indicators that the process **should not** continue until a later date (ie - protest, letter to file indicating hold, or other)
4. Groundwater Review A B C D River/Stream Name _____
a. Groundwater Availability A B C
b. Is second groundwater review necessary? (comments) Y / N
c. Is the well located in a GWLA? (If applicable, include map with POD) Y / N
5. Is use from BOR / Doug Co. project? Y / N Contract in file? Y / N Contract # _____
6. Is the use allowed by the Basin Program? Y / N Limited? Y / N
7. Water Availability Data OK / REDONE / NA (80% live flow & 50% storage)
8. Is the source withdrawn or limited by statute or Department order? Y / N
9. Is the Proposed Use located in or above a SWW? Y / N
10. Division 33: Y / N / NA Above Bonn (after July 17, 1992) Y / N
Below Bonn (after April 8, 1994; June 3, 1994) Y / N
Statewide - (in shaded areas on T, E, and S Map - after June 3, 1994) Y / N
11. IR identifies as on DEQ 303d List? Y / N Comments received? Y / N
12. Have conflicts been addressed? Y / N / NA
13. Rate _____ Duty _____ Irrigation Season _____
14. Period of Allowed Use YR RND
15. Allowed Rate of Use 2.23 (1000 GPM)
16. Is the use **Small** (≤ 0.1 cfs, ≤ 9.2 AF), **Medium** (> 0.1 or < 1.5 cfs, > 9.2 or < 100 AF) or **Large** (≥ 1.5 cfs, ≥ 100 AF)?
17. Conditions TR, TJ, COMPLAN 2YR
New River Basin? Y / N / NA (conditions found in M:\groups\wr\pfo\findings & other lang)
18. IR Date 4/8/96 Public Notice Date 4/23/96 Comment Rec'd _____
19. Final Report Checklist
a. Fill out PFO CC List (don't forget to check for other property owners)
b. Re-notify Water Availability? (Rate, Duty and Period of Allowed Use changes) Y / N
c. Check Watermaster Dist. on the CC list and draft permit
Final PFO has been saved to m:\groups\wr\pfo\work\week#\application #

Name: RWK

Date: 3/10/98

~~CITY OF LA PINE~~ No #'s w/ INFORMATION }
No #'s in BLUE BOOK } CANT CALL
No #'s on NET SPACE } + GET ADDRESS

\$10 LETTER

ATTN VICTOR ALBERADO

ODOT

TRANSPORTATION BLOC

SALEM, OR 97310

LATER VOUCH

DESCHUTES Co PLANNING DIV ADMIN BLOC

1130 NW HARRIMAN

BEND, OR 97701

DLCD BEND FIELD OFFICE

EMPIRE CORPORATE PARK SUITE B-1

20310 EMPIRE AVE

BEND, OR 97701

STEVE SCHNEIDER

21881 RIVER RD NE

ST PAUL, OR 97137

IR CHECKLIST

Application #: G 13552 Vol Subbasin Upper Deschutes
 Basin: Deschutes-5 WAB: 010346211 POU-WAB 010346211
 Township 22S Range 11E Section 18 1/4 1/4 NWSE

- ☒ 1. Items have been verified on Completeness Checklist. y POU: 22S/11E/Sec 13 - w/1/2 w/1/2
Sec 10 - SESE; Sec 11 - all
Sec 12 - SW; Sec 15 - NW/2 NE & NESE
- ☒ 2. Check file for indicators that the process should not continue until a later date (ie - protest, items (other than oath) missing from the completeness check, letter to file indicating hold, or other)
- ☒ 3. A groundwater review has been evaluated for substantial interference with surface water (convert old gw conditions to the 7 series and add to the PFO, if necessary)
 - ☐ a. Is the well located in a groundwater limited area?
 - ☐ b. A B C 7B, 7J
- ☒ 4. Is the Proposed Use located in or above a Scenic Waterway? Deschutes Quasi-Municipal
500 dwellings each up to 1/2 ac.
law of non-comm garden
- ☒ 5. Is the proposed use located in a TMDL Basin? (Tualatin, Yamhill, Pudding) 1500 gpm berry, 500 gpm down
1000 gpm comm & fire
- ☒ 6. Is the use allowed or limited by the Basin Program? Quasi-Munic OAR(s) 690-505-001(i)(a)
- ☒ 7. Is the source withdrawn or limited? - State Engineer, Legislative (ORS 538), etc. MA -> gwb/c
- ☒ 8. Basin Maps (metal cabinet) have been checked and River Mile (Long Prairie Sl > Little Deschutes R > Deschutes R) has been identified R
- ☒ 9. Water Availability Data has been verified (50% < July 17, 1992/80% [50% storage] > July 17, 1992)
- ☒ 10. Rate Duty Season
- ☒ 11. Use Quasi-Municipal Period of Allowed Use year-round
- ☒ 12. Priority Date(s) 11/8/93 - 1000 gpm d 3/31/95 - 500 gpm - 1500 gpm = 3.3 cfs
total
- ☒ 13. Is use from a B.O.R. project and if so, is a signed contract in the file?
- ☒ 14. Division 33 (Abv Bonn > July 17, 1992 & Blw Bonn > April 18, 1994 or June 3, 1994)
- ☒ 15. Plat cards have been checked and a copy of the map is attached showing the conflict with Discretionary - being reviewed satisfactorily
Deschutes Co. - only for
FIRE FLOW
- ☒ 17. Land use approval OK'd needs approval county notified
- ☒ 19. conditions? (BOR, GW, etc.) 7B, 7J
- ☒ 20. Watermaster District #: 11
- ☒ 21. Regional Office (NWR, NCR, ER, SCR, or SWR)
- ☒ 22. IR has been saved to m:\t\ir\sent\app # from m:\t\ir\work\app #

cc: State Highway - landowners -> ODOT, 63055 N. Hwy 97, Bend, OR 97701
 cc: Deschutes Planning Div, Stacy Warren, 1130 NW Harriman, Bend, OR 97701
 cc: DLCD Bend Field Office, Empire Corp. Park, Ste B-1, 20310 Empire Ave, Bend OR
11/8/93 - Requested 1000 gpm for Quasi-munic.
3/31/95 - Requested 1500 gpm berry 500 gpm for 500 dwellings & 1000 gpm comm & fire
MA -> Quasi-munic.

Name: Kerry Leferer Date: 3/20/96

OREGON WATER RESOURCES DEPARTMENT
ADMINISTRATIVE RULES
CHAPTER 690
DIVISION 505
DESCHUTES BASIN PROGRAM

Upper Deschutes Basin

690-505-001

(1) **Classifications**

(a) The maximum economic development of this state, the attainment of the highest and best use of the waters of the Upper Deschutes River Basin, and the attainment of an integrated and coordinated program for the benefit of the state as a whole will be furthered through utilization of the aforementioned waters only for domestic, livestock, municipal, irrigation, power development, industrial, mining, recreation, wildlife and fish life uses and the waters of the Upper Deschutes River Basin are hereby so classified with the following exception:

The maximum economic development of this state, the attainment of the highest and best use of the waters of the natural lakes of the Upper Deschutes River Basin, except for Crescent Lake, and the attainment of an integrated and coordinated program for the benefit of the state as a whole will be furthered through utilization of the aforementioned waters only for domestic, livestock, irrigation of lawn or noncommercial garden not to exceed one-half acre in area, power development not to exceed 7 1/2 theoretical horsepower, recreation, wildlife and fish life uses and the waters of the natural lakes, Upper Deschutes River Basin, except for Crescent Lake, are hereby so classified.

(b) Applications for the use of the waters of the Upper Deschutes River Basin shall not be accepted by any state agency for any other use and the granting of applications for such other uses is declared to be prejudicial to the public interest and the granting of applications for such other uses would be contrary to the integrated and coordinated program for the use and control of the water resources of the state.

(c) Structures or works for the utilization of the waters in accordance with the aforementioned classifications are also declared to be prejudicial to the public interest unless planned, constructed and operated in conformity with applicable provisions of ORS 536.310 and any such structures or works are further declared to be prejudicial to the public interest which do not give proper cognizance to the multiple-purpose concept.

(2) **Minimum Perennial Streamflows**

(a) To support aquatic life and minimize pollution, in accordance with Section 3, Chapter 796, Oregon Laws, 1983, no appropriation of water shall be made or granted by any state agency or public corporation of the state for waters of the Upper Deschutes River and tributaries when flows are below the levels specified in Table 1. This limitation shall not apply to:

(A) Human and livestock consumption.

(B) Water legally released from storage.

(b) Attainment of the specified flow levels during some portions of the year will require development of water storage or implementation of other measures to augment flows.

(3) Water Quality

Rights to use of water for industrial or mining purposes granted by any state agency shall be issued only on the condition that any effluents or return flows from such uses shall not interfere with other beneficial uses of water.

Middle Deschutes River Basin

690-505-002

(1) Classifications

(a) The maximum economic development of this state, the attainment of the highest and best use of the waters of the Middle Deschutes River Basin, and the attainment of an integrated and coordinated program for the benefit of the state as a whole will be furthered through utilization of the aforementioned waters only for domestic, livestock, municipal, irrigation, power development, industrial, mining, recreation, wildlife and fish life uses and the waters of the Middle Deschutes River Basin are hereby so classified with the following exceptions:

(A) OAR 690-505-006, Lower Main Stem Deschutes River, adopted April 3, 1964, as modified by the Water Policy Review Board.

(B) The maximum economic development of this state, the attainment of the highest and best use of the waters of the main stem, Metolius River, above river mile 13.0, and the attainment of an integrated and coordinated program for the benefit of the state as a whole will be furthered through utilization of the aforementioned waters only for domestic, livestock, irrigation of lawn or non-commercial garden not to exceed one-half acre in area, power development, recreation, wildlife and fish life uses and the waters of the main stem, Metolius River, above river mile 13.0, are hereby so classified.

(C) Further, no out-of-basin diversions of the waters of the mainstem Metolius River, above river mile 13.0, shall be permitted for any use.

(D) No further appropriations except for domestic or livestock uses shall be permitted for waters of the mainstem Deschutes River, from the head of Lake Billy Chinook near river mile 120 to the North Canal Dam near river mile 165.

NCR

OREGON WATER RESOURCES PLAT CARD: Township 22.00 S Range 10.00 E SECTION 10

4/4/1995

APP. NO. / PERMIT NO.	CERT NO.	GOV'T LOT DEC	NE				NW				SW				SE			
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
13502	13502 V		28.00	2.00	80.00					15.00		10.00						
			(1*)	(1*)	(1*)					(1*)		(1*)						

GROUND-WATER RESOURCES PLAT CARD: Township 22-00 S Range 10-00 E SECTION 15

47 47-550

[illegible]

OREGON WATER RESOURCES PLAT CARD: Township 22.00 S Range 10.00 E SECTION

4/ 4/05

APP. NO. / PERMIT NO.	CERT NO.	GOV'T LOT P.C.	NE				NW				SW				SE			
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
1 12500 0	0 V																18.75 (1R) (S)	
2 2500 0	0 V														18.75 (1R) (S)			
3 2500 0	0 V																18.75 (1R) (S)	
4 12500 0	0 V															18.75 (1R) (S)		

Application No.

G13552

Superseded by "Amendment"

State of Oregon

WATER RESOURCES DEPARTMENT
Water Resources Dept.
Salem, Oregon

Application for a Permit to Appropriate Groundwater



Applicant(s) PATRICK M. GIBLER

(Please print or type - use dark ink)

Mailing Address: 20 GREENWOOD AVE

BEND

City

OR

State

97701

Zip

389-5800

Daytime Phone No.

I (We) make application for a permit to appropriate the following described ground waters of the State of Oregon:

1. **THE DEVELOPMENT** (number of wells, tile lines, infiltration galleries, etc.):

1 SHALLOW WELL EXISTING

1 SHALLOW WELL PROPOSED

If development is less than one mile from a natural stream, give the following:

Distance from development to stream: 7500 ± 2500

Elevation difference between streambed and development: 20

NOTE: Wells must be constructed according to standards set by the department for the construction and maintenance of water wells. If the well is already constructed, please enclose a copy of the well driller's log with this application, and skip to Section 2 below.

SEE WELL LOG FOR EXISTING WELL

Diameter of well: 24" Depth in feet: 40'

Type and size of well casing: 8" No. of feet: 40'

Estimated depth to water: 15'

Type of access port or measuring device: AIR LINE

Wells to be drilled by: STEVE MATHERS

Address: 20129 MATHERS ROAD, BEND, OREGON

If the water well is flowing artesian, describe your water control and conservation works:

2. **TOTAL AMOUNT OF WATER** to be applied to beneficial use: _____ cubic feet per second, OR 1000 gallons per minute. If water is to be used from more than one groundwater source, give the quantity of water from each: 500 GPM FROM

EACH WELL

QUASI-MUNICIPAL BEING FOR.

3. **INTENDED USE(s) OF WATER:** FIRE FLOW IN THE WEST 1/4
OF SECTION 15 AND SECTION 14 T.22 S., R.10 E., WM, DESCHUTES, CO

If for more than one use, give the quantity of water from each source for each use; _____

If for **DOMESTIC** use, state the number of households to be supplied; _____

If for **MUNICIPAL OR QUASI-MUNICIPAL** use, state the present population to be served, and an estimate of the future requirements; (List population projections, water needs, anticipated areas to be provided water.)

If for **MINING** use, state the nature (gold, silver, etc.) of the mines to be served; _____

If for **IRRIGATION**, or other land area use, state the **TOTAL** number of acres to be developed under each use;

Irrigation _____

Other (describe) _____

4. **DESCRIPTION OF WATER DELIVERY SYSTEM:** Include dimensions and type of construction of diversion works, length and dimensions of supply ditches or pipelines, size and type of pump and motor. If for irrigation, describe the type of system (i.e., flood, wheel line, hand line, drip, other).

1320 FEET 12" MAIN

1 - 20 HP ELECTRIC LINE SHAFT TURBIN

1 - 25 HP PROPANE LINE SHAFT TURBIN

5. **PROJECT SCHEDULE:** (List month and year)

Proposed date construction work will begin OCT. 1994

Proposed date construction work will be completed OCT. 1995

Proposed date water use will be completed OCT. 1998

NOTE: A map prepared by a Certified Water Right Examiner (CWRE) and a complete legal description of the subject property are required under ORS 537.140 and OAR 690 as a part of your application. The legal description may be copied from your deed, title insurance policy, or land sales contract.

6. a) In the event any deficiencies are noted involving the application map enclosed herein, please return the map with instructions for correction to (check one):

 Applicant ✓ CWRE Other (Identify in REMARKS section)

b) In the event any deficiencies are noted involving the application, please return the application with instructions for correction to (check one):

 Applicant ✓ CWRE Other (Identify in REMARKS section)

7. Are all lands involved (including the proposed diversion site, place of use, and access for conveying the water) under your ownership? NO. If not, list in the REMARKS section below, or on an attached sheet, the names and mailing addresses of the legal owners of all property involved in the proposed development.

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

STEARNS LAND CO.
PO BOX 445
PRINEVILLE, OR 97754

REMARKS: THE WATER WILL BE USED FOR FIRE FLOWS
IN THE SW 1/4 OF THE SW 1/4 OF SEC. 14, T22S,
R10E, W1M, AND FOR FIRE FLOW IN THE LAPINE CORE
AREAS OF SECTIONS 14 & 15 T22S, R10E W1M, DESCHUTES
COUNTY, OREGON

I/We certify that the information I have provided in this application is an accurate representation of the proposed water use and is true and correct to the best of my knowledge:

Signature

Date

Signature

Date

NOTE: The permit, when issued, is for the beneficial use of water without waste. By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan. It is possible the land use you propose may not be allowed if it is not in keeping with the goals and acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.

Signature of Applicant

Date

Signature of Co-Applicant, if any

Date

FOR WATER RESOURCES DEPARTMENT USE ONLY

Dear Applicant:

I certify that I have examined the foregoing application, together with the accompanying information, and am returning it to you for:

In order to retain its tentative priority, this application must be returned with the requested corrections or additions on or before:

_____, 19____.

WITNESS my hand this _____ day of _____, 19____.

Water Resources Director

By: _____

This instrument was first received in the office of the Water Resources Director at Salem, Oregon, on the 8 day of November, 1993, at 8 o'clock, A M.

APPLICATION NO: G13552

Permit

G13444

file

Oregon

April 8, 1996

WATER
RESOURCES
DEPARTMENT

PATRICK M GISLER
20 GREENWOOD AVE
BEND, OREGON 97701

Reference: File G-13552

Dear Applicant:

**THIS IS NOT A PERMIT AND IS
SUBJECT TO CHANGE AT NEXT PHASE OF PROCESS**

This letter is to inform you of the status of your application for water use. Based on the information you have supplied, the Water Resources Department has reached the following conclusions:

Initial Review Determinations:

1. Your application is complete and not defective.
2. The proposed use is not prohibited by law or rule.
3. The use of water for QUASI-MUNICIPAL is allowed under OAR 505, the Deschutes Basin Program (OAR 690-505-001 (1)(a)).
4. Based on a groundwater review, the Department has determined this well will not have the potential for substantial interference with surface water.
5. At this time the Department is unable to find that there is a preponderance of evidence that the proposed use of ground water will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife.
6. Water for the use of 3.34 cubic feet per second (cfs), or 1500 gallons per minute (gpm), from one well within the Upper Deschutes River basin, for QUASI-MUNICIPAL is likely available year round.



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

Patrick Gisler
File G-13552
April 8, 1996
Page 2

7. Your application indicates you may not own all lands crossed by your proposed water works. Please complete and return the enclosed OWNERSHIP/EASEMENT FORM within 30 days.
8. Please complete Form M and return to the Department along with a \$250 deposit for a public notice of landowners as required under ORS 537.130 within 30 days.
9. In order to change the name of the applicant, a Request for Assignment Form must be completed along with a \$10 Recording fee and returned to the Department.

Summary of Initial Determinations

The use of 3.34 cubic foot per second (cfs), 1500 gallons per minute (gpm), for Quasi-Municipal, from one well within the Upper Deschutes River basin, may be allowed year round.

Because of these favorable determinations to your application the Department can now move your application to the next phase of the water rights application review process. This phase is where public interest factors will be evaluated. Please complete and return items requested in #7 and 8 to the Department within 30 days.

Please reference the application number when sending any correspondence regarding the conclusions of this initial review. Comments received within the comment period, will be evaluated at the next phase of the process.

To Proceed With Your Application:

If you choose to proceed with your application, you do not have to notify the Department. Your application will automatically be placed on the Department's Public Notice to allow others the opportunity to comment. After the comment period the Department will complete a public interest review and issue a proposed final order.

Withdrawal Refunds:

If you choose not to proceed, you may withdraw your application and receive a refund (minus a \$50 processing charge per application.) To accomplish this you must notify the Department in writing by April 19, 1996. For your convenience you may use the enclosed "STOP PROCESSING" form.

Patrick Gisler
File G-13552
April 8, 1996
Page 3

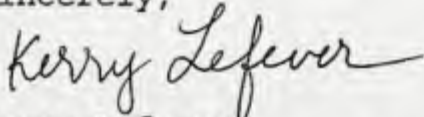
If A Permit Is Issued It Will Likely Include The Following Conditions:

1. You may be required to measure the amount of water used and report that use annually.
2. If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.
3. Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.
4. The priority dates for this application are November 8, 1993 for 2.23 cfs, or 1000 gpm, and March 31, 1995 for 1.11 cfs, or 500 gpm.

If you have any questions:

Feel free to call me at (503) 378-8455 ext. 455 or 1 (800) 624-3199 if you have any questions. Please have your application number available if you call.

Sincerely,



Kerry Lefever
Water Rights Specialist

cc: Regional Manager, Watermaster, Water Availability
Section
enclosures: Flow Chart of Water Right Process
Stop Processing Form
Form M
Ownership/Easement Form
Request for Assignment Form

To: wrmuni, Rebecca Geisen, Bob Main, Kyle Goreman
From: Bill Fujii <William.H.FUJII@wrd.state.or.us>
Subject: Application G-13552
Cc:
Bcc:
Attached:

In reference to application G-13552 (Lapine Water Company/Pat Gisler) it is RMD's recommendation that a Division 86 Water Management and Conservation Plan be required as part of the PFO. The reasons for the Division to request this conditions are as follows:

- 1) The rate of projected growth is approximately 850%.
- 2) The area's proximity to the Deschutes Scenic Waterway.
- 3) Given the rate of new growth, the conservation measures described in form m are not sufficient incentive to promote conservation.

Please give the applicant at least two years to complete the process. As with any of these recommendations if you or any of the Region Staff would like something different, please contact me.

Gisler Management, Inc.

1470 N.E. First Street, Suite 100
Bend, Oregon 97701
(541) 389-5800
Fax: 388-0377

TELECOPY TRANSMISSION COVER SHEET

PLEASE DELIVER THE FOLLOWING TO:

NAME: Kerry Lefever, Water Rights Specialist
LOCATION: Oregon Water Resources Department
FROM: Patrick Gisler - Lake Water Company
RE: File G-13552

DATE: 4-18-96 TIME: _____ SPEED: _____

NUMBER OF PAGES (including cover sheet): 3

If you do not receive all of the described material, please telephone immediately.

COMMENTS: Original information has been mailed
to your office.

OWNERSHIP/EASEMENT FORM

1. Do you own all property related to this application?

YES / NO
(circle your answer)

PROPERTY OWNER: Oregon Department of Transportation
c/o Dale Allen, Region 4 Manager
63055 N. Highway 97, Bend, Oregon 97701

If you answered "NO," please submit the names and addresses of the legal owners of all property related to this application that you do not own.

2. If you answered "NO" to question #1 above, do you have written authorization or an easement permitting access to the lands you do not own?

YES / NO / NOT APPLICABLE (I answered "YES" to #1.)
(circle your answer)

I understand that if I do not own all property associated with this application, I may be required to submit a copy of my written authorization or easement for access before a permit can be issued.

SIGNATURE: B. J. McNeil TITLE: OFFICER DATE: April 17, 1996

Oregon Water Resources Department

Form M

This form is to be used in conjunction with applications for permits to use water for municipal purposes.

Read instructions carefully. Answer all questions.
Type or print clearly in dark ink.

1. POPULATION:

- a. What is the present population to be served? 350
- b. Do you serve population beyond your city limits? No
- c. According to your estimates, what will the population be 25 years from now? (Please cite source) 3,000 DESCHUTES COUNTY

2. WATER NEEDS:

- a. What are your current water needs? 0.15 cfs.
- b. What will your water needs be 25 years from now? 3.25 cfs
- c. List your current source(s) of water by water body, amount of use and water right permit (e.g., Crystal Creek, .01 cfs, Permit S-12345).
NONE
- d. Explain how your existing water use permits and water rights will assist in meeting your water use needs (i.e., Have you identified any of your water use permits or water rights that cannot or will not be used to meet future needs?). Please explain.
NONE

3. CONSERVATION MEASURES: Please describe what you propose to do to prevent waste of water (e.g., metering, weekly measurements, etc.).

METERING

Please include a copy of your water facilities plan with your application.

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.

3. Article Addressed to:

Wm R. Tye, PE, CWCE
725 NW Hill
Bend OR 97701
G-13552

4a. Article Number

PS6381

4b. Service Type

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

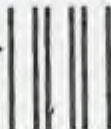
7. Date of Delivery

3-20-98

5. Received By: (Print Name)**8. Addressee's Address (Only if requested and fee is paid)****6. Signature (Addressee or Agent)**

X Pamela De Lennart

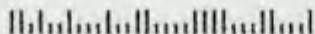
UNITED STATES POSTAL SERVICE



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

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

WATER RESOURCES DEPARTMENT
158 12TH STREET NE
SALEM OR 97310





Oregon

John A. Kitzhaber, M.D., Governor

CERTIFIED MAIL
Return Receipt Requested

Water Resources Department

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

March 18, 1998

William R. Tye, P.E., CWRE
725 NW Hill
Bend, OR 97701

RE: Application File # G-13552 (Patrick M Gisler)

Dear Mr. Tye:

Based on further review, the Department has determined that additional information is necessary in order to complete the application G-13552. The following information must be received:

- ▶ The name and mailing address of all land owners whose property is crossed by the proposed diversion and/or use of water. (such as State Highway Department, and County Road Department)
- ▶ Evidence of authorization or easement for use of lands involved in the proposed use or diversion not owned by the applicant (such as the proposed well site)
- ▶ A land use form completed and signed by the appropriate county or city official, if the project is located within the jurisdiction of the city of LaPine, **for the uses proposed under this application.** (The land use form on file only authorized fire protection.)
- ▶ Evidence that the application is submitted by a corporation other than a public corporation for the purposes of operating a water supply system in accordance with the following rule:

OAR 690-300-010(40) "Quasi-Municipal Water Use" means the delivery and use of water through the water service system of a corporation other than a public corporation created for the purpose of operating a water supply system, for those uses usual and ordinary to municipal water use. A quasi-municipal water right shall not be granted the statutory municipal preferences given to a municipality under ORS 537.190(2), 537.230(1), 537.352, 537.410(2), 540.510(3), 540.610(2), (3), or those preferences over minimum streamflows designated in a basin program.

Please submit the items above by **April 1, 1998**. If the items requested above are not received by this date, we **may** propose rejection of your application consistent with ORS 537.153. If your application is rejected, any fees submitted in excess of the examination fee will be refunded; however, the examination fee is non-refundable and will not be returned. In addition, the priority date associated with your application will be lost.

Should you have any questions regarding your application or the required materials listed above, or if you need to request an extension of time, please call me personally at 1-800-624-3199, extension 266.

Sincerely,

Russell W. Klassen
Senior Water Rights Specialist

cc: Watermaster District 11
Patrick M Gisler
1470 NE 1st Street
Bend, OR 97701-4267

LA PINE WATER COMPANY

RECEIVED

APR - 1 1998

WATER RESOURCES DEPT.
SALEM, OREGON

1470 N.E. FIRST STREET, SUITE 100
BEND, OREGON 97701
Tele: (541) 389-5800
Fax: (541) 388-0377

March 31, 1998

Russell W. Klassen
Senior Water Rights Specialist
Oregon Water Resources Department
Commerce Building
Salem, Oregon 97310-0210

APPLICATION FILE G-13552 (GISLER/LAPINE WATER CO.)

Dear Mr. Klassen:

Enclosed are the following additional items you requested in your letter of March 18, 1998:

- Marked as exhibit "A," copies of access and road easements from the U.S. Forest Service and Midstate Electric Cooperative. Also enclosed is a letter from Nancy Schlangen, chair of the Deschutes County Commission, stating that although a road permit cannot be issued at this time for technical reasons, Deschutes County will issue the permit once work begins by a contractor.
- Exhibit "B" is the easement granted by Deschutes County to LaPine Water Company which authorizes LaPine Water to develop the water system on county property.
- Exhibit "C" is a land use approval letter from Deschutes County Community Development Department dated July 11, 1998, which approves the conditional use permit to allow a water intake facility on the 5-acre parcel.
- Exhibit "D" is the Articles of Incorporation for the LaPine Water Company.

Please let us know if there is anything else we need to provide. Thank you for your help on this project.

Yours truly,

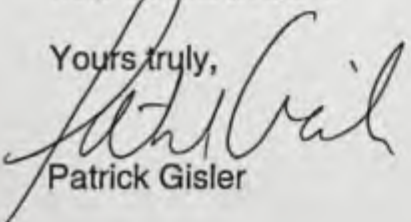

Patrick Gisler

Exhibit "B"

RECEIVED
APR - 1 1998
WATER RESOURCES DEPT.
SALEM, OREGON

LICENSE

This License Agreement, made and entered into by and between DESCHUTES COUNTY, a political subdivision of the State of Oregon, hereinafter referred to as "Licensor", and LaPine Water Company, hereinafter referred to as "Licensee."

WITNESSETH:

Licensor grants to Licensee the right to use the land as provided herein, described as follows:

Beginning at the East one-quarter corner of said Section 18; thence South 00°20'14" West 1325.70 feet to the South one-sixteenth corner of said Section 18; thence North 89°50'47" West along the east-west centerline of the Southeast one-quarter of said Section 18 1387.73 feet to the TRUE POINT OF BEGINNING; thence North 89°50'47" West along said east-west centerline of the Southeast one-quarter 726.00 feet; thence leaving said east-west centerline North 00°09'13" East 300.00 feet; thence South 89°50'47" East 726.00 feet; thence South 00°09'13" West 300.00 feet to a point on the east-west centerline of the Southeast one-quarter and the TRUE POINT OF BEGINNING. Containing 5.00 acres, more or less.

1. Purpose. Licensee may use the above-described lands for the purpose of constructing, installing, maintaining, and inspecting water tanks, wells, water service lines, and all other facilities incidental to the development of a community water system for the LaPine area.
2. Consideration. This license is granted at no fee to the Licensee.
3. Term. This License is effective April 1, 1998, and shall terminate when operations of the water system are formally assumed by the LaPine Water District.
4. Extent of Grant. Licensor and Licensee acknowledge and expressly agree that this License is the personal privilege of the Licensee to use the lands owned by the Licensor, and this License may be revoked by Licensor if Licensee breaches any of the terms of this Agreement.
5. Restrictions on Use. In connection with the use of the real property, Licensee shall:
 - a) Conform to all applicable laws and regulations of any public authority affecting the real property and the use after the date of this License, and correct at Licensee's own expense any failure of compliance created through Licensee's use if such failure of compliance arises as a result of conditions occurring after the date of this License.

- b) Refrain from any use which would be reasonably offensive to the Licensor, other tenants, or owners or users of adjoining real property, or which would tend to create a nuisance or damage the reputation of the real property, including, but not limited to, creating excessive dust or noise on the real property or maintaining a fire on the real property.
 - c) Refrain from making any unlawful or offensive use of said property or to suffer or permit any waste or strip thereof.
 - d) Exercise diligence in protecting from damage the real property and property of Licensor covered by and used in connection with this license.
 - e) Refrain from the disposal, spilling or discharging of any oil, gasoline, diesel fuel, chemicals or other pollutants on the licensed real property.
6. Environmental Pollution. The provisions of this section supplement other license provisions that might be applied concerning the Licensee's obligations, responsibilities and liabilities for environmental pollution, present and future, and for compliance with the laws, regulations or orders of any governmental agency concerning environmental pollution, present and future, on the premises. To the extent that the provisions of this section conflict with any such other provisions, the provisions of this section shall control.

Where terms of this section use terms that are found in applicable state and federal environmental pollution laws, those terms shall have the same meaning as they have in those state and federal laws.

Licensee acknowledges that Licensee has inspected and investigated the property and otherwise informed itself on the condition of the premises and based upon such inspection and investigation, Licensee is satisfied that the premises does not now contain any amounts of hazardous, toxic, radioactive or other substances for which a property owner or operator may be made liable under state or federal environmental pollution or health and safety laws. Accordingly, Licensee agrees that as between the Licensor and Licensee, Licensee will assume responsibility and liability as set forth below in the removal and indemnification provision for any release or discharge of hazardous, toxic, radioactive or other dangerous substances regulated under state or federal pollution control laws found hereafter on, in or about the premises.

Licensee covenants that during the term of this License, Licensee will not generate, store, process or dispose of or release or discharge into the environment hazardous, toxic, radioactive or other dangerous substances on or about the licensed premises in any amount, nor will Licensee allow such prohibited activities to take place on the licensed property during the license term.

Licensee covenants to report, contain and remove in conformance with applicable state and federal law any releases of hazardous, toxic, radioactive or other substances regulated under state or federal pollution control laws that are found on or in the premises during the term of this License or any releases of such materials found off the premises that originated from the premises during the license term and to be responsible for the cost of removal of such substances.

Licensee agrees to indemnify, defend and hold the Licensor, its officers, agents and employees harmless from and against any claims, demands, causes of action or suits for damages, reimbursement or any other cost of compliance, including, but not limited to, remedial action costs, removal costs, natural resources damages, penalties, punitive damages, interest costs, attorney fees and damages of any kind to third parties, arising from the discharge, release or threatened release on or in the premises of any hazardous, toxic or radioactive substances occurring during the term of this License or any extension thereof. For the purposes of this section, any release of hazardous substances discovered on the premises during the term of this License shall be deemed to have occurred after the execution of this License.

The obligations, responsibilities and liabilities of this section are continuing obligations, responsibilities and liabilities and shall not be extinguished by the termination of this License.

7. Repairs. Licensee takes the premises in its "as is" condition, except as specifically noted in this License. Licensee will at all times keep the property in a safe and clean condition and make all repairs during the term of the License necessary to maintain the premises.
8. Surrender of Licensed Premises. Upon abandonment, termination, revocation or cancellation of this License, the Licensee shall surrender the real property to Licensor in the same condition as the real property was on the date of possession, except that Licensee may leave any improvements authorized by Licensor and constructed by Licensee. Licensee's obligation to observe and perform this covenant shall survive the expiration or the termination of the License.
9. Assignment. The land described above, or any part thereof, shall not be assigned, mortgaged or sublicensed, nor shall any right of the use of said land be conferred on any third party without prior written consent of the Licensor.
10. Indemnification. Licensee shall be responsible for any and all injury to any and all persons or property caused directly or indirectly by reason of any and all activities by Licensee under this performance and further agrees to indemnify and save harmless the Licensor, its officers, agents, and employees from and against all claims, suits, actions, damages, costs, losses and expenses in any manner resulting from, arising out of, or connected with any such injury.

11. Not an Agent of County. It is agreed by and between the parties that Licensee is not carrying out a function on behalf of the Licensors, and Licensors do not have the right of direction or control of Licensee's operation under this License or exercise any control over the activities of the Licensee.
12. Partnership. Licensors are not, by virtue of this License, a partner or joint venturer with Licensee in connection with activities carried on under this License, and shall have no obligation with respect to Licensee's debts or any other liabilities of each and every nature.
13. Utilities. Licensee shall pay all charges for gas, electricity, light, heat, power and telephone or other communication services used, rented or supplied upon or in connection with the licensed property, and shall indemnify the Licensors against any liability or damages on such account.
14. Right of Entry. Licensors and its representatives may enter upon the licensed property at any reasonable time for the purpose of inspecting the licensed property in order to ascertain whether or not the provisions of this License have been or are being complied with.
15. Land Use Permit. This License does not constitute a land use permit, nor does acceptance of this License by Licensors constitute approval of any legislative or quasi-judicial action required as a condition precedent to use of the land for the intended purpose.

LICENSOR: DATED this 30 day of March, 1998.

BOARD OF COUNTY COMMISSIONERS
DESCHUTES COUNTY, OREGON

Nancy Pope Schlange
NANCY POPE SCHLANGEN, Chair

Robert L. Nipper
ROBERT L. NIPPER, Commissioner

Linda Swearingen
LINDA SWEARINGEN, Commissioner

ATTEST:

Oruta M. Gustafson
Recording Secretary

LICENSEE: DATED this 30th day of March, 1998.

LAPINE WATER COMPANY

Dale M. Gule
BY:



Exhibit 'C'

SUSAN MAYA (541) 388-6570

RECEIVED

APR - 1 1998

WATER RESOURCES DEPT.
SALEM, OREGON

Community Development Department

RECEIVED BY SUSAN MAYA IF
DESCHUTES COUNTY. Q-PLAT
FOR UP TO 500 ACRES
HAS BEEN APPROVED FOR A LONG TIME

Administration Bldg., 1130 N.W. Harriman, Bend, Oregon 97701

(541) 388-6575

FAX 385-1764

Planning Division

Building Safety Division

Environmental Health Division

July 11, 1997



SUBJECT: Approval of a partition and conditional use permit for Joel Gisler;
File #MP-97-13/CU-97-57

Dear Applicant/Property Owner:

The Deschutes County Planning Division has approved a partition and conditional use permit which allows the applicant to partition a 120 acre parcel into a 115 acre parcel and a 5 acre parcel and establish a water intake facility for the La Pine well on the 5 acre parcel on property zoned F1/SM/SMIA/WA. The subject property is identified on Deschutes County Assessor's Map #22-11-(18) as tax lot 300.

The application was reviewed for compliance against criteria contained in Sections 17.22.020, 17.36.040-290, 17.44.010-020 and 17.48.170 of Title 17, Subdivisions, and Sections 18.36.030-100, 18.84.060, 18.88.070, and 18.128.015-040 of Title 18, County Zoning, of the Deschutes County Code (DCC), as well as against the procedural requirements of Title 22 of the DCC. Staff finds that the application satisfies all applicable criteria, and approval is being granted subject to the following conditions:

Partition:

1. This approval is based upon the information submitted with the application. Any substantial change in the proposal and site plan will require a new application.
2. The applicant shall obtain any required access permit from the US Forest Service for the new access to Finley Butte Road prior to final plat approval.
3. The applicant shall submit a copy of the written and/or recorded easement for access to the two parcels prior to final plat approval.
4. The applicant shall contact the Property Address Coordinator for an appropriate address prior to final plat approval.
5. The applicant shall obtain all necessary permits or approvals from the Environmental Health Division prior to final plat approval.

MP-97-13/CU-97-57

July 11, 1997

Page 1

Quality Services Performed with Pride

7. The final plat shall be prepared in accordance with Title 17 of the County Code. The plat must be prepared by a licensed land surveyor. All property corners and public rights-of-way must be located and monumented, and a final map submitted to the County Surveyor. The final plat shall include the exact lot sizes for each of the parcels.
8. All advalorem taxes, fees, and other charges that have become a lien upon the entire parcel shall be paid. The final plat shall be signed by the County Assessor and the County Treasurer.
9. All existing and proposed easements shall be shown on the final mylar. Any necessary easements requested by a public utility shall be shown on the final plat.
10. All utilities shall be placed underground.

Conditional Use Permit:

1. The applicant shall obtain a building permit for the proposed structure(s) from the Deschutes County Building Safety Division prior to starting construction.
2. Any new or replacement fences that are constructed as part of this development proposal shall comply with the standards of the Wildlife Area Combining Zone.
3. The applicant shall meet the following firebreak standards for structures as prescribed in Section 18.40.070 (B) as follows:
 - a. Primary firebreak not less than 10 feet wide, containing non-flammable materials, which may include lawn, walkways, driveways, gravel borders or other similar materials. This shall be completed prior to final inspection of the proposed structure.
 - b. Secondary firebreak not less than 20 feet outside the primary firebreak. This firebreak need not be bare ground, but can include a lawn, ornamental shrubbery or individual or groups of trees separated by a distance equal to the diameter of the crowns adjacent to each other, or 15 feet, whichever is greater. All trees shall be pruned to at least eight feet in height. Dead fuels shall be removed. The secondary firebreak shall be completed prior to final inspection of the proposed structure.
 - c. Fuel break shall extend a minimum of 100 feet in all directions (within the constraints of the subject property) around the secondary firebreak. Individual and groups of trees within the fuel break shall be separated by a distance equal to the diameter of the crowns adjacent to each other, or 15 feet, whichever is greater. Small trees and brush growing underneath larger trees shall be removed to prevent spread of fire up into the crowns of the larger trees. All trees shall be pruned to at least eight feet in height. Dead fuels shall be removed. The fuel break shall be completed prior to the beginning of the coming fire season during the year that each proposed structure is completed, or prior to final inspection of the structure, whichever is applicable.
 - d. No portion of a tree or any other vegetation shall extend to within 15 feet of the outlet of a stovepipe or chimney.

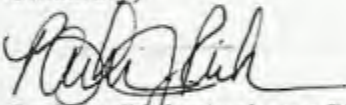
4. The applicant shall contact the La Pine Fire Department to have the above fire and fuel breaks reviewed by the Department for compliance with the fire siting standards. The Fire Department review of the fire and fuel breaks, shall be completed prior to final inspection of the structure.
5. The access road to the subject property shall meet the road standards of Section 18.40.080, including having a driveway surface material of cinders or gravel, with an unobstructed horizontal clearance of 20 and an unobstructed vertical clearance of 13'6".

This land use permit shall be void two years from the date this decision becomes final unless the permit is initiated or extended pursuant to Chapter 22.36 of the DCC.

This decision becomes final ten (10) days after the date mailed, unless appealed by a party of interest. To appeal, it is necessary to submit a Notice of Appeal, the appeal fee of \$250.00 and a statement raising any issue relied upon for appeal with sufficient specificity to afford the Hearings Body an adequate opportunity to respond to and resolve each issue.

A copy of the application, all documents and evidence submitted by or on behalf of the applicant and applicable criteria are available for inspection at no cost. Copies can be purchased for 25 cents per page. For further information, contact Barbara Rich at (541) 388-6575.

Sincerely,



Barbara Rich, Assistant Planner

BJR:slr

NOTICE TO MORTGAGEE, LIENHOLDER, VENDOR OR SELLER: ORS CHAPTER 215 REQUIRES THAT IF YOU RECEIVE THIS NOTICE, IT MUST BE PROMPTLY FORWARDED TO THE PURCHASER.

Exhibit "D" **RECEIVED**

APR - 1 1998

FILED

WATER RESOURCES DEPT.
SALEM, OREGON

DEC 08 1994

Registry Number

431798-86

ARTICLES OF INCORPORATION
Business Corporation

SECRETARY OF STATE

Article 1: Name of the corporation: La PINE WATER CO.

Article 2: Number of shares the corporation will have
the authority to issue: 1,000

Article 3: Name of the initial registered agent:

DEAN LEE ROGERS

Address of initial registered office:

20 NW Greenwood, Bend OR 97701

Mailing address of registered agent:

20 NW Greenwood, Bend OR 97701

Article 4: Address where the Division may mail notices:

20 NW Greenwood, Bend OR 97701

Article 5: Name and address of each incorporator:

Patrick Gisler, 898 Riverside, Bend OR 97701

Joel Gisler, 615 Riverfront, Bend OR 97701

Dean Lee Rogers, 1368 SE Reed Mkt Rd, Bend 97702

Execution:

s/ Patrick Gisler

Patrick Gisler
Incorporator

Joel Gisler

Joel Gisler
Incorporator

Dean Lee Rogers

Dean Lee Rogers
Incorporator

Person to contact about this filing:

Dan Van Vactor 75 NW Broadway, Bend OR 389 6700

I hereby certify the foregoing to be a
full, true and correct copy of the original.

Dan Van Vactor
Dan Van Vactor, OSB #72272



TYE ENGINEERING & SURVEYING, INC.

725 NW Hill, Bend, Oregon 97701 • (541) 389-6959 • Fax (541) 385-1341

March 3, 1998

Laura Snedaker
Senior Water Rights Examiner
Oregon Water Resources Department
Commerce Building
158 12th Street NE
Salem, OR 97310-0210

RECEIVED

MAR - 6 1998

**WATER RESOURCES DEPT.
SALEM, OREGON**

Re: File Number G-13552

Dear Ms. Snedaker:

On behalf of the applicant we request application No. G-13552 be activated and the process continued for a final order and permit.

We are enclosing a copy of the Minor Land Partition which shows the location of the well site and access to a public road.

The well site project is presently owned by the State Highway and is to be deeded to Deschutes County.

If you have any questions or comments please contact our office.

Sincerely Yours,

William R. Tye, P.E., C.W.R.E.

cc: Joel Gisler

February 14, 1997

Patrick M. Gisler
1470 NE 1st Street
Bend, Oregon 97701

RE: Request for delay in processing for Application G-13552

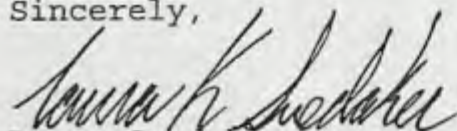
Dear Mr. Gisler:

On February 13, 1997, Bill Tye requested an additional 180 day time out from the application process for the above identified application. The request for a time out from processing of this application under OAR 690-310-270 (2) is granted.

The Department will not take any action on this application until August 13, 1997. Please let us know if you are ready to proceed sooner.

If you have any questions, please feel free to give me a call. I can be reached toll free from within Oregon at 1 (800) 624-3199 extension 331.

Sincerely,



Laura Snedaker
Senior Water Rights Examiner

cc: file G-13552
Watermaster District 11
Bill Tye, CWRE



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

August 16, 1996

PATRICK M GISLER
~~20 GREENWOOD AVENUE~~ 1470 NE 1st St. #100
BEND, OR 97701

Dear Mr. GISLER

REFERENCE: File G13552

Attached is a check for 164.80, the balance of the publication deposit you submitted to the Department.

If you have any questions you can reach me at 378-8455 ext. 266.

Sincerely,

Russell W Klassen
Senior Water Rights Examiner



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

Water Resources Department
Request for Distribution of Funds

To: Fiscal Services Section

Date:

From: Russ Klassen

Subject: Public Notice Required by ORS 537.130 (3) & (4)

File: G 13552

Receipt: 001683

Please prepare payment in the amount of \$191⁸⁰, made payable to: ~~RLK~~ ^{SHOULD HAVE BEEN 164.8}

Name:

PATRICK M GISLER

Address:

20 GREENWOOD AVE

City/State/Zip:

SEAS, OR 97701

These funds are being refunded to as a result of excess deposits on public notice.

Invoice

Please prepare payment in the amount of \$85²⁰ made payable to:

TMP Worldwide

These funds are being paid for a public notice placed for files:

TMP
Mailed 8-5-94
ML

CC1370

I have reviewed this distribution request and have determined the request to be justified as to the purposes indicated above. Fiscal Services is hereby authorized to process the requested distribution.

Authorized Signature: _____

[Handwritten Signature]

Date: _____

0207

85.24
TMP Worldwide

Public Notice Advertising Request

tmppdx@europa.com

Requestor: Bill Fujii

Fiscal Contact: Marie Licari

Telephone Number: (503) 378-8455 ext. 254 Fax: 378-6203

Department: Water Resources

Division: Water Rights

Billing Information File# G-13552

WRD receipt# 001683

Special Instructions: Run ad once per week for three consecutive weeks

Publication Information:

Publication: Bend Bulletin

Run date: Next available

Keyword: LaPine Water Company

Type of Ad: Individual Ad

Copy:

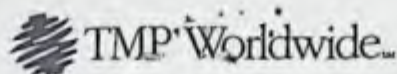
STATE OF OREGON
WATER RESOURCES DEPARTMENT
PUBLIC NOTICE OF WATER USE REQUESTS
Regarding Application G-13552

The Oregon Water Resources Department is evaluating the request by LaPine Water Company to use 1500 gallons per minute of groundwater of the Deschutes Basin for quasi-municipal purposes. The proposed place of use is located within T 22 S, R 11 E; WM. This process is to determine if the request is in compliance with state water laws and regulations. Public participation and comment is encouraged.

ORS 537.130 (3) requires notice to all affected landowners and ORS 537.130 (4) allows the Department to make this notice through publication in a local newspaper if there are more than 25 landowners involved.

For further information contact the Water Resources Department Water Rights Information Group at 1 (800) 624-3199 ext. 499. Written requests may be addressed to the Oregon Water Resources Department at 158 - 12th St NE Salem, Oregon 97310-0210

APR 26 1995



WATER RESOURCES DEPT.
150 12TH ST. NE
SALEM, OR 97310

RECEIVED

JUN 10 1996

PLEASE SEND REMITTANCE TO:

TMP Worldwide
P.O. Box 100028
Pasadena, CA 91189-0028

Attention: FISCAL SECTION

WATER RESOURCES DEPT.
SALEM, OREGON

PAGE #
A/E 060 1

CLIENT NO.	BILLING DATE	TERMS	PURCHASE ORDER NO. OR ORDERED BY		INVOICE NO.
STA6 -0265	05/29/96	NET 30 DAYS			9521
ORDER NO.	DESCRIPTION				AMOUNT
18990-PL041090	GRANTS PASS DAILY COURIER	04/10,17,24	3X 1X8		239.52
	TRANSFER 7263				
21669-PL043110	GRANTS PASS DAILY COURIER	04/19,26 05/03	3X 1X5.5		159.64
	TRANSFER 7413 ✓				
22821-PL041070	PORTLAND OREGONIAN	EMPLOYMENT 04/07	1X		230.17
	ADMINISTRATOR				
20054-PL041410	LAKE COUNTY EXAMINER	04/10,21 05/02	3X 1X13.5		208.20
	TRANSFER 6768 ✓				
21857-PL045130	LAKE COUNTY EXAMINER	04/25 05/02,09	3X 1X5.75		98.34
	APPLICATION G-14241 ✓				
23472-PL045190	LAKE COUNTY EXAMINER	05/09 05/02,16	3X 1X5.5		88.26
	APPLICATION S 70232 ✓				
18994-PL041130	BEND BULLETIN	04/10,17,24	3X 1X5.75		152.49
	TRANSFER 6989 ✓				
23589-PL046360	BEND BULLETIN	04/30 05/07,14	3X 1X4		85.20
	APPLICATION G-13552 ✓				
18862-PL039800	ROGUE RIVER PRESS	04/10,17,24	3X 1X7		143.40
	22210 ✓				
20146-PL042350	CAPITOL PRESS	04/19,26 05/03	3X 1X4.5		185.52
	7269				
Affidavit and Tearsheet Attached					
INVOICE TOTAL					

JUN 11 1996

Water Resources Department
Request for Distribution of Funds

To: Fiscal Services Section :

Date:

From: Russ Klassen

Subject: Public Notice Required by ORS 537.130 (3) & (4)

File: C 13552

Receipt: 001683

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Name: *PATRICK M GISLER*
Address: *20 GREENWOOD AVE*
City/State/Zip: *SEAS, OR 97701*

These funds are being refunded to as a result of excess deposits on public notice.

Invoice

Please prepare payment in the amount of \$ *85*^{*20*} made payable to:

TMP Worldwide

These funds are being paid for a public notice placed for files:

*T.M.P.
Mailed 8-5-96
ML*

CC1370

I have reviewed this distribution request and have determined the request to be justified as to the purposes indicated above. Fiscal Services is hereby authorized to process the requested distribution.

Authorized Signature: *W. H. Klassen*

Date: _____

0207

85.26
TMP Worldwide

Public Notice Advertising Request

tmppdx@europa.com

Requestor: Bill Fujii

Fiscal Contact: ~~Marie Picari~~

Telephone Number: (503) 378-8455 ext. 254 Fax: 378-6203

Department: Water Resources

Division: Water Rights

Billing Information File# G-13552

WRD receipt# 001683

Special Instructions: Run ad once per week for three consecutive weeks

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Run date: Next available

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Type of Ad: Individual Ad

Copy:

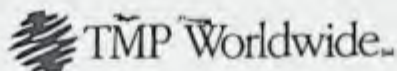
STATE OF OREGON
WATER RESOURCES DEPARTMENT
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APR 26 1998



WATER RESOURCES DEPT.
158 12TH ST. NE
SALEM, OR 97310

RECEIVED

JUN 10 1996

PLEASE SEND REMITTANCE TO:

TMP Worldwide
P.O. Box 100028
Pasadena, CA 91189-0028

Attention: FISCAL SECTION

WATER RESOURCES DEPT.
SALEM, OREGON

PAGE #
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20146-PL042350	CAPITOL PRESS	04/19,26 05/03	3X 1X4.5		185.52
	7269 ✓				
(Continued)	Affidavit and Tearsheet Attached				
	[Signature]				
	INVOICE TOTAL				

JUN 11 1996

8520

TMP Worldwide
5 Marine View Plaza 4th Floor
Hoboken, NJ 07030
(503) 224-5441
Prepared By: Kristin Talbott

BEND BULLETIN
1526 NW HILL STREET
BEND, OR 97701
(503) 383-0386

T E A R S H E E T

For Insertion Order: PL-04636

Client No.	Client Name		
STA6 -265	Water Resource Depart		
Media No.	Classification		
20-0235	Public Notice		
Client Reference	Keyword		
Run Dates			
4/30, 5/7, 5/14			
Col X Depth	Responses	No of Hires	Cost per Hire

STATE OF OREGON
WATER RESOURCES
DEPARTMENT
PUBLIC NOTICE OF WATER
USE REQUESTS
Regarding Application
G-13552

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126, 132, 138c

STATE OF OREGON
WATER RESOURCES
DEPARTMENT
PUBLIC NOTICE OF WATER
USE REQUESTS
Regarding Application
G-13552

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126, 132, 138c

04636
Affidavit of Publication

STATE OF OREGON, COUNTY OF DESCHUTES, —ss.

I, BETTY SPRAGUE, being first duly sworn, depose and say that I am the Principal Clerk of the Publisher, of The Bulletin, a newspaper of general circulation printed and published at Bend in the aforesaid county and state as defined by ORS 193.010 and ORS 193.020.

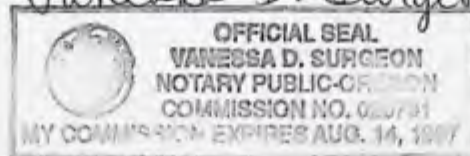
that T M P WORLDWIDE, #PL-04636

Water Resources Department

a printed copy of which is hereto affixed was published in the entire issue of said newspaper for Three Times successive and consecutive weeks in the following issues: April 30, May 7, 14, 1996

Betty Sprague
Subscribed and sworn to before me this 15th day
of May, 1996

Vanessa D. Surgeon



TMP Worldwide

Public Notice Advertising Request

tmppdx@europa.com

Requestor: Bill Fujii
Fiscal Contact: Marie Licari
Telephone Number: (503) 378-8455 ext. 254 Fax: 378-6203
Department: Water Resources
Division: Water Rights

Billing Information File# G-13552

WRD receipt# 001683

Special Instructions: Run ad once per week for three consecutive weeks

Publication Information:

Publication: Bend Bulletin

Run date: Next available

Keyword: LaPine Water Company

Type of Ad: Individual Ad

Copy:

STATE OF OREGON
WATER RESOURCES DEPARTMENT
PUBLIC NOTICE OF WATER USE REQUESTS
Regarding Application G-13552

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**TYE ENGINEERING & SURVEYING, INC.**

725 NW Hill, Bend, Oregon 97701 • ⁵⁴¹(503) 389-6959 • Fax ⁵⁴¹(503) 385-1341

FAX COVER SHEET

DATE: 6/25/96

TO: Bill Fujii

COMPANY: OR. WATER Resources Dept.

FAX: 378-6302 PHONE: _____

NUMBER OF PAGES INCLUDING THIS PAGE: 2

FROM: Bill Tye

COMMENTS: The following is Regarding Lapine Water Co.
Permit # G-13552

IF YOU DO NOT RECIEVE ALL OF THE
PAGES AS STATED ABOVE PLEASE
CONTACT US AT ~~503~~⁵⁴¹-389-6959.

THANK YOU FOR FAXING WITH TYE
ENGINEERING & SURVEYING, INC.

HAVE A GREAT DAY!

**TYE ENGINEERING & SURVEYING, INC.**

725 NW Hill, Bend, Oregon 97701 • (541) 389-6959 • Fax (541) 385-1341

June 25, 1996

Bill Fujii
Oregon Water Resources Department
Water Rights and Adjudication Division
Commerce Building
150 12th Street NE
Salem, OR 97310-0210

Re: C-13552

Dear Mr. Fujii:

Lapine Water Company is in the process of acquiring their last easement. It is anticipated that the easement will be completed within the next few months.

It is my understanding that complications may arise if a permit is issued prior to all easements being acquired.

At this time we would like to request a 180 day extension of time in processing a permit for Lapine Water Company.

If you have any questions or comments please call my office.

Sincerely Yours,

William R. Tye

cc: Pat Cisler



TYE ENGINEERING & SURVEYING, INC.

725 NW Hill, Bend, Oregon 97701 • (503) 389-6959 • Fax (503) 385-1341

RECEIVED

APR 01 1996

WATER RESOURCES DEPT.
SALEM, OREGON

March 25, 1996

Bill Fujii
Water Resources Department
158 12th Street NE
Salem, OR 97310-0210

RE: Application No. G-13552 & G-13553

Dear Mr. Fujii:

In October of 1993 two applications to appropriate groundwater were submitted to the Water Resources Department. These applications were assigned file numbers G-13552 and G-13553. In March of 1995 we amended and combined both applications into one application. Your office has informed us that we now have two identical applications and have recommended we withdraw one application.

At this time we request the Water Resources Department withdraw application # G-13553

If you have any questions or need additional information please contact my office.

Yours truly,

William R. Tye, P. E.

cc. Lapine Water Co.

FROM :

PHONE NO. : 5033006350

P01

Files 6-13552



TYE ENGINEERING & SURVEYING, INC.

725 NW Hill, Bend, Oregon 97701 • (503) 389-6959 • Fax (503) 385-1341

FAX COVER SHEET

DATE: JANUARY 22, 1996
TO: STEVE BROWN
COMPANY: WATER RESOURCES DEP.
FAX: 378-8130 PHONE: 378-3739
NUMBER OF PAGES INCLUDING THIS PAGE: 2
FROM: BILL TYE

COMMENTS:

1. WELL LOCATION MAP
2. WELL DEPTH 150 FEET

**IF YOU DO NOT RECIEVE ALL OF THE
PAGES AS STATED ABOVE PLEASE
CONTACT US AT 503-389-6959.**

**THANK YOU FOR FAXING WITH TYE
ENGINEERING & SURVEYING, INC.**

HAVE A GREAT DAY!

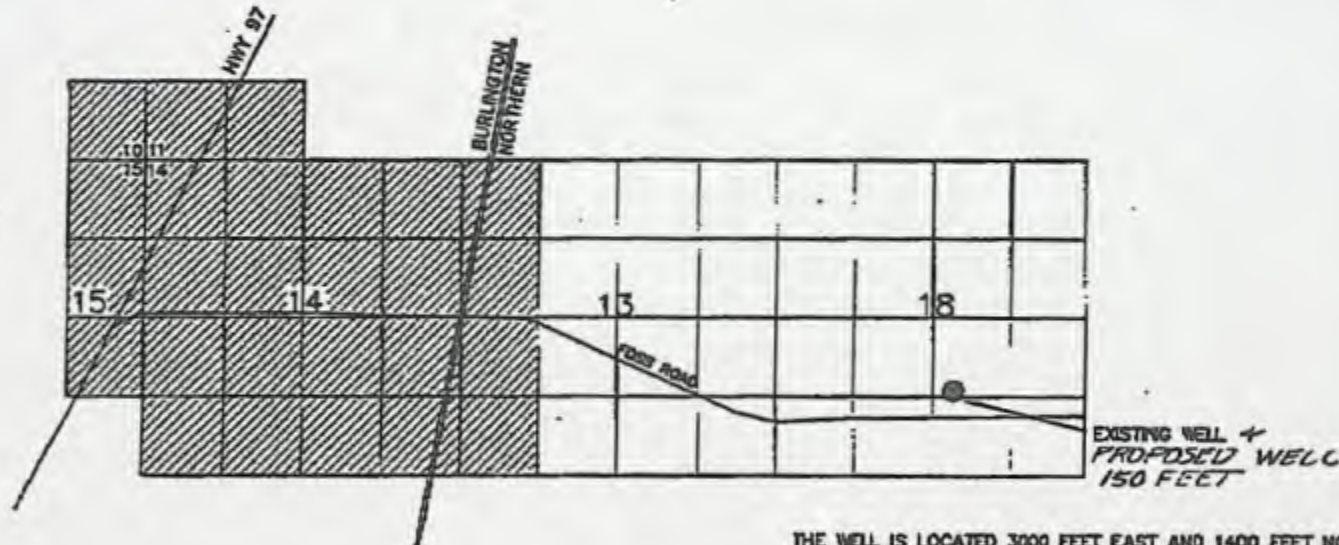
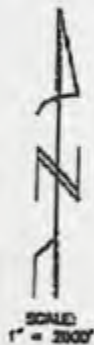
SECTIONS 10,11,13,14,15
T.22 S., R.10 E., W.M., AND
SECTION 18, T.22 S., R.11 E., W.M.
DESCHUTES COUNTY, OREGON

AMENDMENT FOR PERMIT TO APPROPRIATE GROUND WATER FOR:

PATRICK M. GISLER
20 NW GREENWOOD AVE.
BEND, OREGON 97701



SERVICE AREA



THE WELL IS LOCATED 3000 FEET EAST AND 1400 FEET NORTH
OF THE SOUTHWEST SECTION CORNER OF SECTION 18, T.22 S.,
R.11 E., W.M., DESCHUTES COUNTY, OREGON.

I, William R. Tye, Certified Water Right Examiner in
the State of Oregon, hereby certify the above application
map was prepared under my direct supervision.

The preparation of this map is for the purpose of identifying
the location of the water right only and has no intent to
provide dimensions or locations of property ownership lines.

TYE ENGINEERING, INC.
725 NW HILL, BEND, OREGON 97701 (503) 380-0059

AMENDMENT FOR PERMIT TO
APPROPRIATE GROUND WATER FOR:
PATRICK M. GISLER
20 NW GREENWOOD AVE.
BEND, OREGON 97701

SCALE: 1" = 2000' DATE: 17 FEB 1995 DRAWN: KJP 216-22R

TO: Bill Tye
Fax #: (541) 385-1341
Re: G-13552
Date: June 7, 1996
Pages: one, including this cover sheet.

FACSIMILE

Bill-

I would recommend that the LaPine Water Company request a extention on their application process (OAR 690-310-270 (2)). This would allow you to get the proper easements from the Highway Department, the special use permits from the Forest Service and the conditional use permits from Deschutes County.

My concern is that if the Department were to issue a permit for this application, someone might argue that under 537.139 (2) that since you have no easement the permit must be cancelled. I think that Pat signed the ownership/easement form thinking he was signing off on your exploration easement. This could be honest mistake and it would a shame to go through the whole process only to be turned back because of our process being faster than the other three.

From the desk of...

Bill Fujii
Planner II
Water Rights and Adjudication Division

Fax:378-6302

MEMORANDUM

Date: January 22, 1996

To: Files G-13552 and G-13553 - Patrick M. Gisler

From: Steve Brown

I called and discussed the above referenced applications for permit with William R. Tye, CWRE. These applications are intended to be for quasi-municipal uses for the area around La Pine. La Pine is not an incorporated city nor has a water district, public or private, currently formed for this area.

At this time, I asked Mr. Tye to clarify the location of the wells and quantities of water requested for each of the applications. This information is necessary for Ken Lite to complete his SB 1033 review, so we may proceed with the processing of the files.

The Department will need to address the issues associated with the forming of a water supply authority, when and if the Groundwater/Hydrology Section review is favorable.

APPLICATION AND PERMIT TO OCCUPY OR
PERFORM OPERATIONS UPON A STATE HIGHWAY
See Oregon Administrative Rule, Chapter 734, Division 55

PERMIT NUMBER

10M35542

GENERAL LOCATION			PURPOSE OF APPLICATION (TO CONSTRUCT/OPERATE/MAINTAIN)	
HIGHWAY NAME AND ROUTE NUMBER The Dalles-California U.S. 97			☐ POLE LINE	TYPE RECEIVED
HIGHWAY NUMBER 4	COUNTY Deschutes		☐ BURIED CABLE	TYPE SEP 12 1995
BETWEEN OR NEAR LANDMARKS LaPine AND			☐ PIPE LINE	TYPE WATER RESOURCES DEPT. SALEM, OREGON
HWY. REFERENCE MAP NUMBER 7B-15-8	DESIGNATED FREEWAY ☐ YES ☒ NO	IN U.S. FOREST ☒ YES ☐ NO	☐ NON-COMMERCIAL SIGN	
APPLICANT NAME AND ADDRESS Pat Gisler DBA Gisler Management, Inc. P.O. Box 856 Bend, Or 97701			☒ MISCELLANEOUS OPERATIONS AND/OR FACILITIES AS DESCRIBED BELOW. BOND REQUIRED REFERENCE: AMOUNT OF BOND ☐ YES ☒ NO OAR 734-55 035 (2) \$ INSURANCE REQUIRED REFERENCE: SPECIFIED COMP. DATE ☒ YES ☐ NO OAR 734-55 035 (1) NOV. 1, 1995	

DETAIL LOCATION OF FACILITY

(For more space use back of application or attach additional sheets)

MILE POINT	MILE TO POINT	ENGINEERS STATION	ENGINEERS TO STATION	SIDE OF HIGHWAY OR ANGLE OF	DISTANCE FROM CENTER LINE	RW LINE	BURIED CABLE OR PIPE DEPTH	SIZE AND KIND	* OPEN CUT	SPAN LENGTH
168.04		1499+00								

63055 N Highway 97
Bend OR 97701

SPECIAL PROVISIONS (For more space use back of application or attach addit

*1—OPEN CUTTING OF PAVED OR SURFACED AREAS ALLC
☐ YES [OAR 734-55-100(1)] ☒ NO [OAR 734-5

2—TRAFFIC CONTROL REQUIRED?

☐ YES [OAR 734-55-025 (6)] ☒ NO

3—WITHIN 48 HOURS BEFORE BEGINNING WORK ANI

NOTIFY THE DISTRICT REPRESENTATIVE AT TELE...
SHALL BE AVAILABLE AT THE WORK AREA. ORS 757.541 HEC...
UTILITIES. AVOID INJURY AND ADDED EXPENSE — CALL BEFORE YOU DIG.

DANT OR HIS CONTRACTOR SHALL
IS PERMIT AND ALL ATTACHMENTS
TECT ALL EXISTING UNDERGROUND

4. The purpose of this permit is to allow applicant to do exploratory drilling for the purpose of locating a possible water source to serve the City of LaPine. The site of the exploratory drilling is an ODOT Material Source and stockpile site (#09-022-4 Map # 1R-2-1131) which is located approximately 3 miles east of LaPine on Finley Butte Rd. The site is located in the N 1/2, SE 1/4, Section 18, Township 22 South, Range 11 East, W.M.
5. At the completion of drilling activity, the site is to be left in as good as or better than that condition enjoyed prior to said drilling activity.

IF THE PROPOSED APPLICATION WILL AFFECT THE LOCAL GOVERNMENT, THE APPLICANT SHALL ACQUIRE THE LOCAL GOVERNMENT OFFICIAL'S SIGNATURE BEFORE ACQUIRING THE DISTRICT MANAGER'S SIGNATURE.

LOCAL GOVERNMENT OFFICIAL SIGNATURE X <i>[Signature]</i>		TITLE COUNTY ENGINEER	DATE 10-14-94
APPLICANT X <i>[Signature]</i>	APPLICATION DATE	TITLE PROJECT MANAGER	TELEPHONE NUMBER 503-389-5800
When this application is approved by the Department, the applicant is subject to, accepts and approves the terms and provisions contained and attached; and the terms of Oregon Administrative Rule, Chapter 734, Division 55, which is by this reference made a part of this permit.		DISTRICT MANAGER OR REPRESENTATIVE X <i>[Signature]</i> PAT CREDICAN	APPROVAL DATE 10/14/94

APPLICATION AND PERMIT TO OCCUPY OR
PERFORM OPERATIONS UPON A STATE HIGHWAY
See Oregon Administrative Rule, Chapter 734, Division 55

PERMIT NUMBER

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HWY. REFERENCE MAP NUMBER 7B-15-8	DESIGNATED FREEWAY ☐ YES ☒ NO	IN U.S. FOREST ☒ YES ☐ NO	☐ NON-COMMERCIAL SIGN		
APPLICANT NAME AND ADDRESS Pat Gisler DBA Gisler Management, Inc. P.O. Box 856 Bend, Or 97701			☒ MISCELLANEOUS OPERATIONS AND/OR FACILITIES AS DESCRIBED BELOW. BOND REQUIRED: ☐ YES ☒ NO REFERENCE: OAR 734-55-035 (2) AMOUNT OF BOND: \$ INSURANCE REQUIRED: ☒ YES ☐ NO REFERENCE: OAR 734-55-035 (1) SPECIFIED COMP. DATE: NOV. 1, 1995		

DETAIL LOCATION OF FACILITY

(For more space use back of application or attach additional sheets)

MILE POINT	MILE TO POINT	ENGINEERS STATION	ENGINEERS TO STATION	SIDE OF HIGHWAY OR ANGLE OF CROSSING	DISTANCE FROM CENTER LINE	DISTANCE FROM R/W LINE	BURIED CABLE OR PIPE DEPTH	BURIED CABLE OR PIPE SIZE AND KIND	* OPEN CUT	SPAN LENGTH
168.04		1499+00								

SPECIAL PROVISIONS (For more space use back of application or attach additional sheets)

* 1—OPEN CUTTING OF PAVED OR SURFACED AREAS ALLOWED?
☐ YES [OAR 734-55-100(1)] ☒ NO [OAR 734-55-100(1)]

2—TRAFFIC CONTROL REQUIRED?

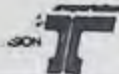
☐ YES [OAR 734-55-025 (6)] ☒ NO

3—WITHIN 48 HOURS BEFORE BEGINNING WORK AND AFTER COMPLETING THE PERMIT WORK, THE APPLICANT OR HIS CONTRACTOR SHALL NOTIFY THE DISTRICT REPRESENTATIVE AT TELEPHONE NUMBER 388-6192. A COPY OF THIS PERMIT AND ALL ATTACHMENTS SHALL BE AVAILABLE AT THE WORK AREA. ORS 757.541 REQUIRES EXCAVATORS TO LOCATE AND PROTECT ALL EXISTING UNDERGROUND UTILITIES. AVOID INJURY AND ADDED EXPENSE — CALL BEFORE YOU DIG.

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PERFORM OPERATIONS UPON A STATE HIGHWAY

See Oregon Administrative Rule, Chapter 734, Division 55

PERMIT NUMBER

10M35542

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PURPOSE OF APPLICATION
(TO CONSTRUCT/OPERATE/MAINTAIN)

HIGHWAY NAME AND ROUTE NUMBER

The Dalles-California U.S. 97

HIGHWAY NUMBER

4

COUNTY

Deschutes

BETWEEN OR NEAR LANDMARKS

LaPine

AND

HWY. REFERENCE MAP NUMBER

7B-15-8

DESIGNATED FREEWAY

☐ YES ☒ NO

IN U.S. FOREST

☒ YES ☐ NO

☐ POLE
LINE

TYPE

☐ BURIED
CABLE

TYPE

☐ PIPE
LINE

TYPE

☐ NON-COMMERCIAL SIGN

APPLICANT NAME AND ADDRESS

Pat Gisler
DBA Gisler Management, Inc.
P.O. Box 856
Bend, Or 97701

☒ MISCELLANEOUS OPERATIONS AND/OR
FACILITIES AS DESCRIBED BELOW.

BOND REQUIRED

☐ YES ☒ NO

REFERENCE:

OAR 734-55
035 (2)

AMOUNT OF BOND

\$

INSURANCE REQUIRED

☒ YES ☐ NO

REFERENCE:

OAR 734-55-
035 (1)

SPECIFIED COMP. DATE

NOV. 1, 1995

DETAIL LOCATION OF FACILITY

(For more space use back of application or attach additional sheets)

MILE POINT	MILE TO POINT	ENGINEERS STATION	ENGINEERS TO STATION	SIDE OF HIGHWAY OR ANGLE OF CROSSING	DISTANCE FROM		BURIED CABLE OR PIPE		* OPEN CUT	SPAN LENGTH
					CENTER LINE	R/W LINE	DEPTH	SIZE AND KIND		
168.04		1499+00								

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1—OPEN CUTTING OF PAVED OR SURFACED AREAS ALLOWED?

☐ YES [OAR 734-55-100(1)] ☒ NO [OAR 734-55-100(1)]

2—TRAFFIC CONTROL REQUIRED?

☐ YES [OAR 734-55-025 (6)] ☒ NO

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LOCAL GOVERNMENT OFFICIAL SIGNATURE

X *[Signature]*

TITLE

COUNTY ENGINEER

DATE

10-14-94

APPLICANT

X *[Signature]*

APPLICATION DATE

TITLE

PROJECT MANAGER

TELEPHONE NUMBER

503-389-5800

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DISTRICT MANAGER OR REPRESENTATIVE

X *[Signature]*

APPROVAL DATE

10/14/94

Application No. 613552
Permit No.

TP-93-815

Land Use Information Form: Permits, Licenses, Water Uses in Addition to Classified Uses

This information is needed to determine compatibility with local comprehensive plans as required by ORS 197.180. The Water Resources Department will use this and other information to evaluate the request for water use. DO NOT FILL OUT THIS FORM IF water is to be diverted, conveyed, and/or used only on federal lands.

RECEIVED

NOV - 1 1993

Applicant's Name: PATRICK M. GIKLER
Address: 20 NW GREENWOOD AVE
City: BEND, O State: OR Zip: 97701
Phone: 389-5800 WRD Application No.:

WATER RESOURCES DEPT.
SALEM, OREGON

Please provide information as requested below for all tax lots on or through which water will be diverted or used. (Attach extra sheets as necessary.) Applicants for municipal use may substitute existing and proposed service area boundaries for the tax lot information requested below.

Tax Lot or Local I.D.#	Plan Designation/Zoning (e.g. Rural Residential/RR-5)	Check All That Apply		
		Water Diverted	Water Conveyed	Water Used
22-10-1415	LAPINE			✓

RECEIVED

NOV - 8 1993

WATER RESOURCES DEPT.
SALEM, OREGON

The following section must be completed by all local planning departments responsible for the property(ies) listed above. Please ask the Department for extra forms, as needed.

For Local Government Use Only

Local government planning officials are to complete the remainder of this form and return it to the applicant or the Water Resources Department (3850 Portland Rd. NE, Salem, OR, 97310) within 60 days of the date of receipt as shown below. If the form is not completed within 60 days, the Department may take action to approve the water use.

a) Check the appropriate box below and provide requested information.

☐ Land uses to be served by proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s):. Go to section b) on reverse side.

☒ Land uses to be served by proposed water uses (including proposed construction) involve discretionary land use approvals as listed in the table below. Note: Please attach documentation of applicable local land use approvals which have already been obtained. (Record of Action plus any accompanying findings is sufficient.)

Type of Land Use Approvals Needed (e.g.: plan amendments, rezones, conditional use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Please check the box that applies:		
		Already Obtained	Already Denied	Being Pursued Satisfactorily
TP-93-815	TITLE 17			X
CU-93-816	TITLE 18, chapters 18.08, 18.128			X

(over)

WRD Applicant Name: _____

Receipt for Request for Land Use Information

This section should be completed by a local government official and returned to the applicant upon request by the applicant for land use information.

City or County: Deschutes County

Staff Contact: D. Stacy Warner Phone: 388-4575

Signature: D. Stacy Warner Date of Information Request: 10/4/93

Description of Water Use

Note to Applicant: This sheet will provide local planning staff with a basic description of your proposed water use. Please fill out this sheet before bringing the attached land use form to your local planning office. It will help local planning offices complete your land use information form quickly.

Note to Local Planning Officials: Please initial this sheet. Do not separate it from the land use information form. If needed, please make a separate copy for your records.

Applicant Name: PATRICK M. GISLER
 Address: 20 NW GREENWOOD AVE.
BEND, OR 97701
 Phone: 389-5900

RECEIVED

NOV - 1 1993

WATER RESOURCES DEPT.
SALEM, OREGON

Please indicate what you will use the water for. Check all boxes that apply and fill in the blanks with key characteristics of the project

RECEIVED

NOV - 8 1993

WATER RESOURCES DEPT.
SALEM, OREGON

- ☐ Irrigation (crop type, golf course, nursery or greenhouse): _____
- ☐ Livestock (type of livestock, feedlot, slaughterhouse): _____
- ☐ Residential (# units, single or multi-family, # lots if partition or subdivision): _____
- ☐ Commercial (i.e., retail, office, restaurant, gas station, hotel, service, etc.): _____
- ☐ Industrial (i.e., factory, pulp mill, research and development, processing, etc.): _____
- ☐ Institutional (i.e., school, library, etc.): _____
- ☐ Mining (aggregate, metal, open pit, placer, etc.): _____
- ☐ Recreation (park, campsite, pond, etc.): _____
- ☐ Fish and Wildlife (pond, hatchery, etc.): _____
- ☐ Hydropower (dam, reservoir, power generating or transmitting facilities): _____
- ☒ Other (Name and list key characteristics): FIRE FLOW

Indicate sources for the proposed water use below:	Indicate the estimated quantity of water the use will require.
☐ Surface Water Name sources: _____ _____ _____	_____ Cubic feet per second. <u>1000</u> Gallons per minute. _____ Acre-Feet
☐ Reservoir or pond	
☒ Ground Water	

June 25, 1996

William Tye
Tye Engineering & Surveying, Inc
725 NW Hill
Bend, Oregon 97701

Re: Request of delay of processing for G-13552

Dear Mr. Tye:

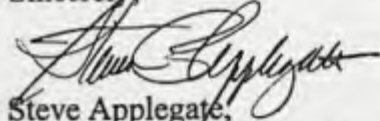
Thank you for your letter of June 25, 1996. It is our understanding that your clients need an extent of time to gain an easement for the property for the well, a special use permit for the transmission line from the well to the place of use and a change in zoning. Your request for delay of processing of this application under OAR 690-310-270 (2) is granted. No action will be taken on this file until after December 25, 1996.

To reinstate action on this file please supply copies of the following items:

- Easement or title from the Department of Transportation for the well site
- A special use permit from the Deschutes National Forest for any lands crossed by your transmission line
- Proof of the Zone changes from Deschutes County for your water system

If you have any questions please call Bill Fujii (1 800 624-3199 ext 254).

Sincerely,



Steve Applegate,
Water Rights Division Administrator

cc: Dwight French
Kyle Goreman
Kathy Geers
File



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

(35) "Power Development Water Use" means the use of the flow of water to develop electrical or mechanical power. Examples of these uses include, but are not limited to, the use of water for the operation of a hydraulic ram or water wheel and hydroelectric power production.

(36) "Primary Right" means the right to store water in a reservoir or the water right designated by the commission as the principle water supply for the authorized use, or if no designation has been made, the first in time or initial appropriation.

(37) "Proposed Certificate" means a draft version of a water right certificate describing the elements and extent of the water right developed under the terms of a permit or transfer approval order, as determined by field investigation.

(38) "Protest" means a written statement expressing disagreement with a proposed final order that is filed in the manner and has the content described in ORS 537.145 to 537.240.

(39) "Public Corporation" means a corporation which operates subject to control by a local government entity or officers of a local government and which, at least in part, is organized to serve a public purpose of, and receives public funds or other support having monetary value, from such government.

(40) "Quasi-Municipal Water Use" means the delivery and use of water through the water service system of a corporation other than a public corporation created for the purpose of operating a water supply system, for those uses usual and ordinary to municipal water use. A quasi-municipal water right shall not be granted the statutory municipal preferences given to a municipality under ORS 537.190(2), 537.230(1), 537.352, 537.410(2), 540.510(3), 540.610(2), (3), or those preferences over minimum streamflows designated in a basin program.

(41) "Rate and Duty of Water for Irrigation" means the maximum flow of water in cubic feet per second or gallons per minute (instantaneous rate) and the total volume of water in acre-feet per acre per year that may be diverted for irrigation.

(42) "Recharge Permit" means a permit for the appropriation of water for the purpose of artificial groundwater recharge.

(43) "Recreation Water Use" means the use of water for play, relaxation or amusement. Examples of these uses include, but are not limited to boating, fishing, wading, swimming, and scenic values.

(44) "Riparian Area" means a zone of transition from an aquatic ecosystem to a terrestrial ecosystem, dependent upon surface or subsurface water, that reveals through the zone's existing or potential soil-vegetation complex, the influence of such surface or subsurface water. A riparian area may be located adjacent to a lake, reservoir, estuary, pothole, spring, bog, wet meadow, or ephemeral, intermittent or perennial stream.

(45) "Secondary Groundwater Permit" means a permit for the appropriation of groundwater which was stored through the exercise of a recharge permit or certificate.

(46) "Stockwater Use" means the use of water for consumption by domesticated animals and wild animals held in captivity as pets or for profit.

(47) "Storage" means the retention or impoundment of surface or groundwater by artificial means for public or private uses and benefits.

Oregon Water Resources Department
Water Rights Division

Water Rights Application
Number G-13552

Final Order

Application History

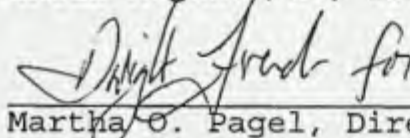
On November 8, 1993, PATRICK M. GISLER submitted an application to the Department for a water use permit. The Department issued a Proposed Final Order on May 5, 1998. The protest period closed June 19, 1998, and no protest was filed.

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

Order

Application G-13552 therefore is approved as proposed by the Proposed Final Order, and Permit G-13444 is issued as limited by the conditions proposed by the Proposed Final Order.

DATED August 12, 1998


Martha O. Pagel, Director

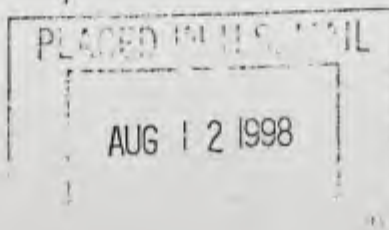
Appeal Rights

No changes have been made to the findings of the Proposed Final Order and no protests were filed during the protest period following the Proposed Final Order, therefore, there is no opportunity for appeal or judicial review of this final order (690-310-160(5)).

This document was prepared by Russell W. Klassen. If you have any questions about any of the statements contained in this document he is most likely the best person to answer your questions. You can reach him toll free within Oregon at 1-800-624-3199 extension 266. 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.



STATE OF OREGON

COUNTY OF DESCHUTES

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

LAPINE WATER COMPANY, PAT GISLER
1470 NE 1ST STREET #100
BEND, OREGON 97701-4267

(503)389-5800

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

APPLICATION FILE NUMBER: G-13552

SOURCE OF WATER: A WELL IN THE LONG PRAIRIE SLOUGH BASIN

PURPOSE OR USE: QUASI-MUNICIPAL

MAXIMUM RATE: 2.23 CUBIC FOOT PER SECOND

PERIOD OF USE: YEAR ROUND

DATE OF PRIORITY: NOVEMBER 8, 1993

POINT OF DIVERSION LOCATION: NW 1/4 SE 1/4, SECTION 18, T22S, R11E,
W.M.; 1244 FEET SOUTH & 672 FEET EAST FROM THE C 1/4 CORNER SECTION 18

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SE 1/4 SE 1/4
SECTION 10

SW 1/4 SW 1/4
SE 1/4 SW 1/4
SECTION 11

NW 1/4 NW 1/4
SW 1/4 NW 1/4
NW 1/4 SW 1/4
SW 1/4 SW 1/4
SECTION 13

ALL
SECTION 14

NE 1/4 NE 1/4
SE 1/4 NE 1/4
NE 1/4 SE 1/4
SECTION 15

TOWNSHIP 22 SOUTH, RANGE 10 EAST, W.M.

Measurement, recording and reporting conditions:

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

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

Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

Within 2 years of permit issuance, the permittee shall submit a water management and conservation plan consistent with OAR Chapter 690, Division 86.

STANDARD CONDITIONS

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

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

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to

the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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

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

Actual construction of the well shall begin by August 12, 1999. Complete application of water to the use shall be made on or before October 1, 2002. Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

Issued August 12, 1998

Martha O. Pagel

Martha O. Pagel, Director
Water Resources Department

Exhibit "A"

RECEIVED

APR - 1 1998

FS-2700-4 (7/93)
 OMB No. 0596-0082
 Expires: 6/30/96

WATER RESOURCES DEPT.

U. S. DEPARTMENT OF AGRICULTURE Forest Service SPECIAL-USE PERMIT Authority: <u>FLPMA Act of 10/21/76</u>	Holder	Issue Date	Expir. Date
	<u>4707-01</u>	<u>5/1/96</u>	<u>12/31/06</u>
	Type Site(s)	Authority	Auth. Type
	<u>914</u>	<u>676</u>	<u>20</u>
	Region/Forest/District		State/County
	<u>06/01/01</u>		<u>41/017</u>
	Cong. Dist.	Latitude	Longitude
	<u>02</u>	<u>- - - - -</u>	<u>- - - - -</u>

La Pine Water Company, Inc.

of

(Holder Name)

(Billing Address - 1)

1470 NE First Street, Suite 100

Bend

OR

97701

(Billing Address - 2)

(City)

(State)

(Zip Code)

(hereinafter called the Holder) is hereby authorized to use or occupy National Forest System lands, to use subject to the conditions set out below, on the Deschutes National Forest.

This permit covers 1.54 acres and is described as within Section 18 of T. 22 S., R. 11 E., W.M., as shown in Exhibits A, B, and C attached to and made a part of this permit, and is issued for the purpose of: Maintaining a strip of land 20 feet wide and 3351 feet starting at a parcel of land owned by the State of Oregon located just south of Road 22. The 18" water line, telephone line, and Midstate power line travel south underground 258 feet and intercept the right-of-way for the 69KV Midstate aerial powerline. The underground power line ends here. The water line and telephone line turn west and follow the aerial power line right-of-way 3093 feet to the Forest boundary. Access to the State land will be from Road 2205.

The above described or defined area shall be referred to herein as the "permit area".

TERMS AND CONDITIONS

I. AUTHORITY AND GENERAL TERMS OF THE PERMIT

A. Authority. This permit is issued pursuant to the authorities enumerated at Title 36, Code of Federal Regulations, Section 251 Subpart B, as amended. This permit, and the activities or use authorized, shall be subject to the terms and conditions of the Secretary's regulations and any subsequent amendment to them.

B. Authorized Officer. The authorized officer is the Forest Supervisor or a delegated subordinate officer.

C. License. This permit is a license for the use of federally owned land and does not grant any permanent, possessory interest in real property, nor shall this permit constitute a contract for purposes of the Contract Disputes Act of 1978 (41 U.S.C. 611). Loss of the privileges granted by this permit by revocation, termination, or suspension is not compensable to the holder.

D. Amendment. This permit may be amended in whole or in part by the Forest Service when, at the discretion of the authorized officer, such action is deemed necessary or desirable to incorporate new terms, conditions, and stipulations as may be required by law, regulation, land management plans, or other management decisions.

E. Existing Rights. This permit is subject to all valid rights and claims of third parties. The United States is not liable to the holder for the exercise of any such right or claim.

F. Nonexclusive Use. Unless expressly provided in additional terms, this permit is not exclusive. The Forest Service reserves the right to use or allow others to use any part of the permit area for any purpose.

G. Public Access and Use. Unless specifically limited under additional terms to this permit, the holder agrees to allow the public free and unrestricted access to and use of the permit area at all times for all lawful purposes. To facilitate public use of the permit area, all existing roads or roads as may be constructed by the holder shall remain open to the public, except for roads as may be closed by joint agreement of the holder and the authorized officer.

H. Forest Service Right of Entry and Inspection. The Forest Service shall have free and unrestricted access at all times, including the right to enter into all buildings, dwellings, and other facilities to ensure compliance with the terms and conditions of this permit. In addition, the Forest Service may enter the authorized facilities for any purpose or reason consistent with any right or obligation of the United States under any law or regulation.

I. Assignability. This permit is not assignable or transferable. If the holder through death, voluntary sale or transfer, enforcement of contract, foreclosure, or other valid legal proceeding shall cease to be the owner of the improvements, this permit shall terminate.

J. Permit Limitations. Nothing in this permit allows or implies permission to build or maintain any structure or facility, or to conduct any activity unless specifically provided for in this permit. Any use not specifically identified in this permit must be approved by the authorized officer in the form of a new permit or permit amendment.

II. TENURE AND ISSUANCE OF A NEW PERMIT

A. Expiration at the End of the Authorized Period. This permit will expire at midnight on December 31, 2006. Expiration shall occur by operation of law and shall not require notice, any decision document, or any environmental analysis or other documentation.

B. Minimum Use or Occupancy of the Permit Area. Use or occupancy of the permit area shall be exercised at least 365 days each year, unless otherwise authorized in writing under additional terms of this permit.

C. Notification to Authorized Officer. If the holder desires issuance of a new permit after expiration, the holder shall notify the authorized officer in writing not less than six (6) months prior to the expiration date of this permit.

D. Conditions for Issuance of a New Permit. At the expiration or termination of an existing permit, a new permit may be issued to the holder of the previous permit or to a new holder subject to the following conditions:

1. The authorized use is compatible with the land use allocation in the Forest Land and Resource Management Plan.

2. The permit area is being used for the purposes previously authorized.

3. The permit area is being operated and maintained in accordance with the provisions of the permit.

4. The holder has shown previous good faith compliance with the terms and conditions of all prior or other existing permits, and has not engaged in any activity or transaction contrary to Federal contracts, permits, laws, or regulation.

E. Discretion of Forest Service. Notwithstanding any provisions of any prior or other permit, the authorized officer may prescribe new terms, conditions, and stipulations when a new permit is issued. The decision whether to issue a new permit to a holder or successor in interest is at the absolute discretion of the Forest Service.

III. RESPONSIBILITIES OF THE HOLDER

A. Plans. If required by the authorized officer, all plans for development, layout, construction, reconstruction, or alteration of improvements on the permit area, as well as revisions of such plans, must be prepared by a licensed engineer, architect, and/or landscape architect. Such plans must be approved in writing by the authorized officer or a designated representative before the commencement of any work. A holder may be required to furnish as-built plans, maps, or surveys, or other similar information, upon completion of construction.

B. Maintenance. The holder shall maintain the improvements and permit area to standards of repair, orderliness, neatness, sanitation, and safety acceptable to the authorized officer, and consistent with applicable Federal, State, and local health and safety and other requirements.

C. Hazard Analysis. The holder has a continuing responsibility to identify and abate hazardous conditions on the permit area which could affect the improvements or pose a risk of injury to individuals. Any actions to abate such hazards shall be performed after consultation with the authorized officer.

D. Compliance with Laws, Regulations, and other Legal Requirements. The holder, in exercising the uses authorized by this permit, will assume responsibility for compliance with the regulations of the Department of Agriculture and all Federal, State, county, and municipal laws, ordinances, or regulations which are applicable to the area or operations covered by this permit. The obligations of the holder under this permit are not contingent upon any duty of the Forest Service to inspect the premises. A failure by the Forest Service, or other governmental officials, to inspect is not a defense to noncompliance with any of the terms and conditions of this permit.

E. Fire Prevention and Suppression. The holder shall take all reasonable precautions to prevent and suppress forest fires. Open fires are prohibited except with written permit from the authorized officer or the authorized officer's agent.

F. Change of Address. The holder shall immediately notify the authorized officer of a change in address.

G. Change in Ownership of the Authorized Improvements. This permit is not assignable and terminates upon change of ownership of the improvements. The holder shall immediately notify the authorized officer when a change in ownership is pending. Notification by the present holder and potential owner shall be executed using Form FS-2700-3, Special Use Application and Report, or Form FS-2700-3a, Request for Termination of and Application for Special-Use Permit. Upon receipt of the proper documentation, the authorized officer may issue a permit to the new owner of the improvements.

IV. LIABILITY

For purposes of this section, "holder" includes the holder's heirs, assigns, agents, employees, and contractors.

A. Risk of Loss. The holder assumes all risk of loss of the property. Loss to the property may result from, but is not limited to, theft, vandalism, fire, avalanches, rising waters, winds, falling limbs or trees, and acts of God. If the authorized improvements are destroyed or substantially damaged, the authorized officer shall conduct an analysis to determine whether the improvements can be safely occupied in the future and whether rebuilding should be allowed.

B. Damage to Property of the United States. The holder has an affirmative duty to protect from injury and damage the land, property, and other interest of the United States. Damage includes, but is not limited to, fire suppression costs and all costs and damages associated with or resulting from the release or threatened release of a hazardous substance occurring during or as a result of the holder's activities on, or related to, the lands property, and other interests covered by the permit.

1. The holder shall compensate in full the United States for damages occurring under the terms of this permit or under any law or regulation applicable to the National Forests. The holder shall be liable for all injury, loss, or damage, including fire suppression, or other costs associated with rehabilitation or restoration of natural resources, associated with the holder's use or occupancy. Compensation shall include, but is not limited to, the value of resources damaged or destroyed, the costs of restoration, cleanup, or other mitigation, fire suppression or other types of abatement costs, and all administrative, legal (including attorney fees), and other costs in connection therewith.

2. With respect to roads, the holder shall be liable for damages to all roads and trails of the United States open to public use caused by the holder's use to the same extent as provided under paragraph IV (B)(1), except that liability shall not include reasonable and ordinary wear and tear.

3. In addition to liability provided in this paragraph, the holder may incur strict liability for certain high hazard situations if so provided by additional clauses appended to this permit.

C. Indemnification and Liability of the United States. The holder shall comply with all applicable federal, state, and local laws and regulations, including but not limited to the Federal Water Pollution Control Act, 33 U.S.C. 1251 et seq., the Oil Pollution Act, 33 U.S.C. 2701 et seq., the Clean Air Act, 42 U.S.C. 7401 et seq., the Resource Conservation and Recovery Act, 42 U.S.C. 6901 et seq., and the Comprehensive Environmental Response, Control, and Liability Act, 42 U.S.C. 9601 et seq., as subsequently amended. The holder shall indemnify, defend, and hold the United States harmless for any violations incurred under any such laws and regulations or for any costs, damages, claims, liabilities, and judgements arising from past, present, and future acts or omissions of the holder in connection with the use and/or occupancy

authorized by this permit. This indemnification and hold harmless agreement includes, but is not limited to, acts and omissions of the holder in connection with the use and/or occupancy authorized by this permit which result in: (1) violations of the above or any applicable laws and regulations; (2) judgments, claims, or demands assessed against the United States; (3) costs, expenses, and damages incurred by the United States; or (4) other releases or threatened releases on or into land, property, and other interest of the United States by solid waste and/or hazardous substance(s).

The holder's indemnification of the United States shall also include any damage to life or property arising from the holder's occupancy or use of land, property, and other interest of the United States. The United States has no duty to inspect permit area or to warn of hazards and, if the United States does inspect the permit area, it shall incur no additional duty nor liability for identified or non-identified hazards. This covenant may be enforced by the United States in a court of competent jurisdiction.

V. TERMINATION, REVOCATION, AND SUSPENSION

A. General. For purposes of this permit, "termination", "revocation", and "suspension" refer to the cessation of uses and privileges under the permit.

"Termination" refers to the cessation of the permit under its own terms without the necessity for any decision or action by the authorized officer. Termination occurs automatically when, by the terms of the permit, a fixed or agreed upon condition, event, or time occurs. For example, the permit terminates at expiration. Terminations are not appealable.

"Revocation" refers to an action by the authorized officer to end the permit because of noncompliance with any of the prescribed terms, or for reasons in the public interest. Revocations are appealable.

"Suspension" refers to a revocation which is temporary and the privileges may be restored upon the occurrence of prescribed actions or conditions. Suspensions are appealable.

B. Revocation or Suspension. The Forest Service may suspend or revoke this permit in whole or part for:

1. Noncompliance with Federal, State, or local laws and regulations.
2. Noncompliance with the terms and conditions of this permit.
3. Reasons in the public interest.
4. Abandonment or other failure of the holder to otherwise exercise the privileges granted.

C. Opportunity to Take Corrective Action. Prior to revocation or suspension for cause pursuant to Section V (B), the authorized officer shall give the holder written notice of the grounds for each action and a reasonable time, not to exceed 90 days, to complete the corrective action prescribed by the authorized officer.

D. Removal of Improvements. Upon abandonment, revocation, termination, or expiration of this authorization, the holder shall remove within a reasonable time prescribed by the authorized officer all structures and improvements, except those owned by the United States, and shall restore the site. If the holder fails to remove all structures or improvements within the prescribed period, they shall become the property of the United States and may be sold, destroyed or otherwise disposed of without any liability to the United States. However, the holder shall remain liable for all cost associated with their removal, including costs of sale and impoundment, cleanup, and restoration of the site.

VI. FEES

A. Termination for Nonpayment. This permit shall automatically terminate without the necessity of prior notice when land use rental fees are 90 calendar days from the due date in arrears.

B. The holder shall pay an annual fee of Forty Dollars (\$40.00) for the period from January 1, 1996, to December 31, 1996, and thereafter annually on December 31, Forty Dollars (\$40.00): Provided, charges for this use shall be made or readjusted whenever necessary to place the charges on a basis commensurate with the fair market value of the authorized use.

C. Payment Due Date. The payment due date shall be the close of business on December 31 of each calendar year payment is due. Payments due the United States for this use shall be deposited at Unit Collection Officer, USDA Forest Service, PNW Region, File #71652, P.O. Box 60000, San Francisco, CA 94160-1652 in the form of a check, draft, or money order payable to "Forest Service, USDA." Payments shall be credited on the date received by the designated Forest Service collection officer or deposit location. If the due date for the fee or fee calculation statement falls on a non workday, the charges shall not apply until the close of business on the next workday.

D. Late Payment Interest. Pursuant to 31 USC 3717, and regulations at 7 CFR Part 3, Subpart B, and 4 CFR Part 102, an interest charge shall be assessed on any payment or financial statement not received by the due date. Interest shall be assessed using the most current rate prescribed by the United States Department of Treasury's Fiscal Requirements Manual (TFRM-6-8020.20). Interest shall accrue from the date the payment or financial statement was due. In the event that two or more billings are required for delinquent accounts, administrative costs to cover processing and handling of the delinquent debt will be assessed.

E. Additional Penalties. In the event of permit termination pursuant to provisions VI (A), and prior to the issuance of a new permit, a penalty of 6 percent per year shall be assessed on any fee amount overdue in excess of 90 days from the payment due date. This penalty shall accrue from the due date of the first billing or the date the fee calculation financial statement was due. The penalty is in addition to interest and any other charges specified in the above paragraph.

F. Disputed Fees. Disputed fees are due and payable by the due date. No appeal of fees will be considered by the Forest Service without full payment of the disputed amount. Adjustments, if necessary, will be made in accordance with settlement terms or appeal decision.

G. Delinquent Fees.

1. Delinquent fees and other charges shall be subject to all rights and remedies afforded the United States pursuant to Federal law and implementing regulations (31 U.S.C. 3711 et seq.).

2. The authorized officer shall require payment of fees owed the United States under any Forest Service authorization before issuance of a new permit.

VII. OTHER PROVISIONS

A. Members of Congress. No Member of or Delegate to Congress or Resident Commissioner shall benefit from this permit either directly or indirectly, except when the authorized use provides a general benefit to a corporation.

B. Appeals and Remedies. Any discretionary decisions or determinations by the authorized officer are subject to the appeal regulations at 36 CFR 251, Subpart C, or revisions thereto.

C. Removal and Planting of Vegetation. This permit does not authorize the cutting of timber or other vegetation. Trees or shrubbery may be removed or destroyed only after the authorized officer, or authorized officer's agent, has approved, and has marked or otherwise designated that which may be removed or destroyed. Timber cut or destroyed shall be paid for by the holder as follows: Merchantable timber at appraised value and young-growth timber below merchantable size at current damage appraisal value, provided that the Forest Service reserves the right to dispose of the merchantable timber to others than the holder at no stumpage cost to the holder. Trees, shrubs, and other plants may be planted in such manner and in such places about the premises as may be approved by the authorized officer.

D. Superior Clauses. In the event of any conflict between any of the preceding printed clauses or any provision thereof and any of the following clauses or any provision thereof, the preceding printed clauses shall control.

E. B24 Risks and Hazards

Avalanches, rising waters, high winds, falling limbs or trees, and other hazards are natural phenomena in the Forest that present risks which the holder assumes. The holder has responsibility of inspecting the site, lot, right-of-way, and immediate adjoining area for dangerous trees, hanging limbs, and other evidence of hazardous conditions and, after securing permission from the Forest Service, of removing such hazards.

F. B26 Health, Safety, and Environmental Protection

Holder shall take all measures necessary to protect the health and safety of all persons affected by its activities performed in connection with the construction, operation, maintenance, or termination of the right-of-way, and shall promptly abate as completely as possible any physical or mechanical procedure, activity, event, or condition, existing or occurring at any time: (1) that is susceptible to abatement by the holder, (2) which arises out of, or could adversely affect the construction, operation, maintenance, or termination of all or any part of the water and powerline, and (3) that causes or threatens to cause: (a) a hazard to the safety of workers or to public health or safety, or (b) serious and irreparable harm or damage to the environment (including but not limited to areas of vegetation or timber, fish or other wildlife populations, or their habitats, or any other natural resource). Holder shall immediately notify the authorized officer of all serious accidents which occur in connection

G. B34 Refuse Disposal

The holder shall dispose of refuse resulting from this use, including waste materials, garbage, and rubbish of all kinds in the following manner: At the nearest county sanitary landfill.

H. D02 Water Pollution

No waste or byproduct shall be discharged into water if it contains any substance in concentrations which will result in harm to fish and wildlife, or to human water supplies.

Storage facilities for materials capable of causing water pollution, if accidentally discharged, shall be located so as to prevent any spillage into waters or channels leading into water, that would result in harm to fish and wildlife or to human water supplies.

I. D23 Pesticide Use

Pesticides may not be used to control undesirable woody and herbaceous vegetation, aquatic plants, insects, rodents, trash fish, etc., without the prior written approval of the Forest Service. A request for approval of planned uses of pesticides will be submitted annually by the holder on the due date established by the authorized officer. The report will cover a 12-month period of planned use beginning 3 months after the reporting date. Information essential for review will be provided in the form specified. Exceptions to this schedule may be allowed, subject to emergency request and approval, only when unexpected outbreaks of pests require control measures which were not anticipated at the time an annual report was submitted.

Only those materials registered by the U. S. Environmental Protection Agency for the specific purpose planned will be considered for use on National Forest System lands. Label instructions will be strictly followed in the application of pesticides and disposal of excess materials and containers.

J. X17 Archaeological-Paleontological Discoveries

If, prior to or during excavation work, items of archaeological, paleontological, or historic value are reported or discovered, or an unknown deposit of such items is disturbed, the holder will immediately cease excavation in the area so affected. Holder will then notify the Forest Service and will not resume excavation until written approval is given by the authorized officer.

If it deems it necessary or desirable, the Forest Service may require the holder to have performed recovery, excavation, and preservation of the site and its artifacts at the holder's expense. At the option of the Forest Service, this authorization may be terminated at no liability by the United States when such termination is deemed necessary or desirable to preserve or protect archaeological, paleontological, or historic sites and artifacts.

K. X33 Improvement Relocation

This permit is granted with the express understanding that should future location of United States Government-owned improvements or road rights-of-way require the relocation of the holder's improvements, such relocation will be done by, and at the expense of, the holder within a reasonable time as specified by the authorized officer.

L. X43 Notification of Sale and Transfer of Ownership of Improvements

The holder is not required to obtain the consent of the Forest Service to the sale of permitted improvements. However, the holder shall immediately notify the Forest Supervisor when a sale and transfer in ownership of the permitted improvements is planned. There is no obligation on the part of the Forest Service to issue a special-use authorization to the person(s) acquiring the improvements.

M. X46 Corporation Status Notification

1. The holder shall notify the authorized officer within fifteen (15) days of the following changes:
 - a. Names of officers appointed or terminated.
 - b. Names of stockholders who acquire stock shares causing their ownership to exceed 50 percent of shares issued or who otherwise acquire controlling interest in the corporation.
2. The holder shall furnish the authorized officer:
 - a. A copy of the articles of incorporation and bylaws.
 - b. An authenticated copy of a resolution of the board of directors specifically authorizing a certain individual or individuals to represent the holder in dealing with the Forest Service.
 - c. A list of officers and directors of the corporation and their addresses.
 - d. Upon request, a certified list of stockholders and amount of stock owned by each.
 - e. The authorized officer may, when necessary, require the holder to furnish additional information as set forth in 36 CFR 251.54 (e)(1)(iv).

N. X74 Water Rights

This permit confers no right to the use of water by the holder.

Public reporting burden for collection of information, if requested, is estimated to average 1 hour per response for annual financial information; average 1 hour per response to prepare or update operation and/or maintenance plan; average 1 hour per response for inspection reports; and an average of 1 hour for each request that may include such things as reports, logs, facility and user information, sublease information, and other similar miscellaneous information requests. This includes the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to Department of Agriculture, Clearance Officer, OIRM, AG Box 7630, Washington D.C. 20250; and to the Office of Management and Budget, Paperwork Reduction Project (OMB # 0596-0082), Washington, D.C. 20503.

This permit is accepted subject to the conditions set out above.

Date APRIL 25, 1996

La Pine Water Company, Inc.

(CORPORATE SEAL)

By Dean Z. Rogers
(Vice) President

ATTEST:

Pat M Gisle
(Assistant) Secretary

The following certificate shall be executed by the Secretary or Assistant Secretary of the Corporation:

I, PATRICK M. GISLER, certify that I am the _____ Secretary of the Corporation that executed the above permit; that DEAN L. ROGERS, who signed said permit on behalf of said Corporation was then PRESIDENT of said Corporation; that I know his/her signature, and that his/her signature on said permit is genuine; and that said permit was duly signed, sealed, and attested to for and on behalf of said Corporation by authority of its governing body.

(CORPORATE SEAL)

Pat M Gisle
(Assistant) Secretary

U. S. DEPARTMENT OF AGRICULTURE
Forest Service

By

David M. Davis
(Authorized Officer Signature)

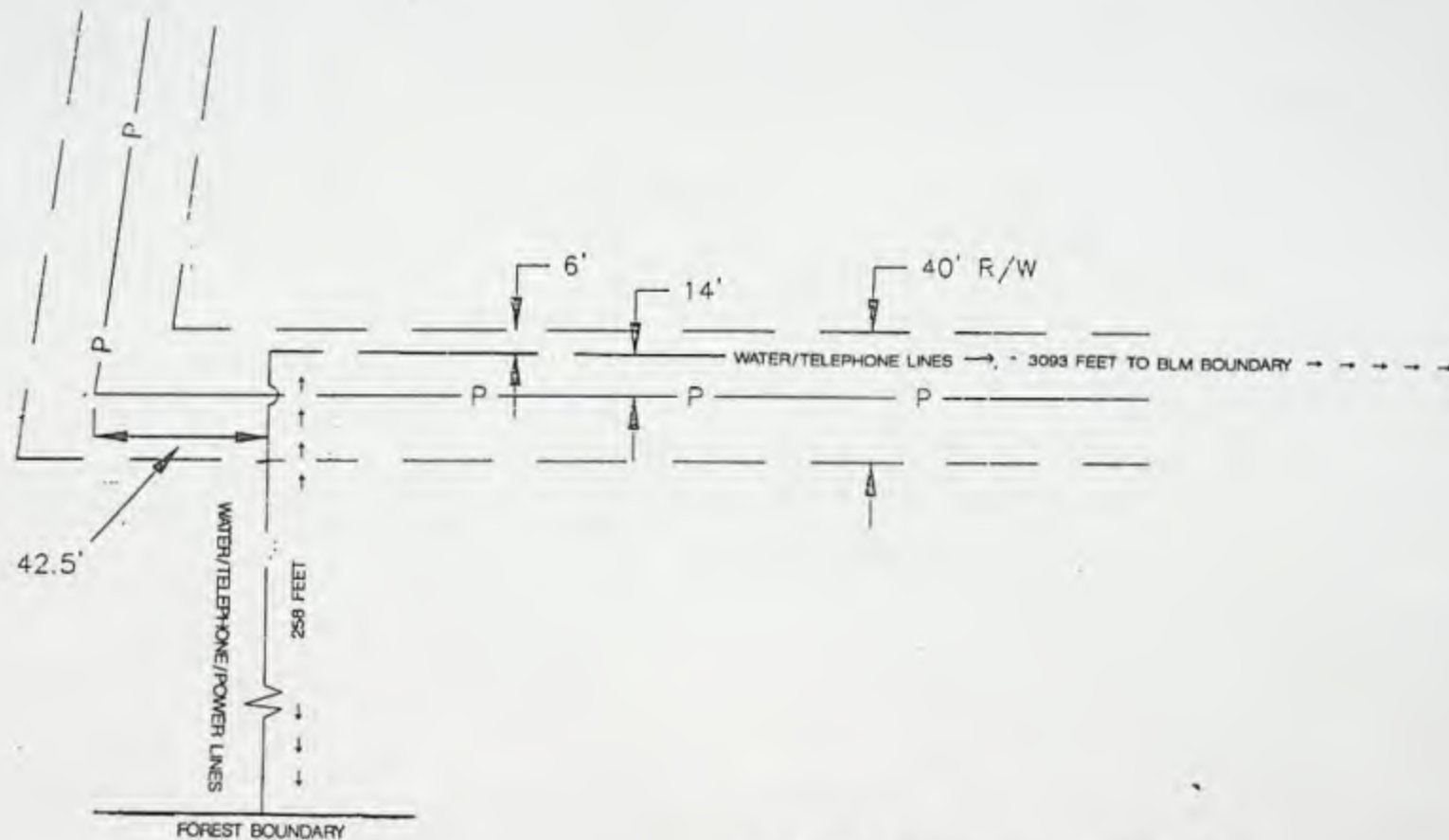
Acting Forest Supervisor
(Title)

5/1/96
(Date)



EXHIBIT A

EXHIBIT B



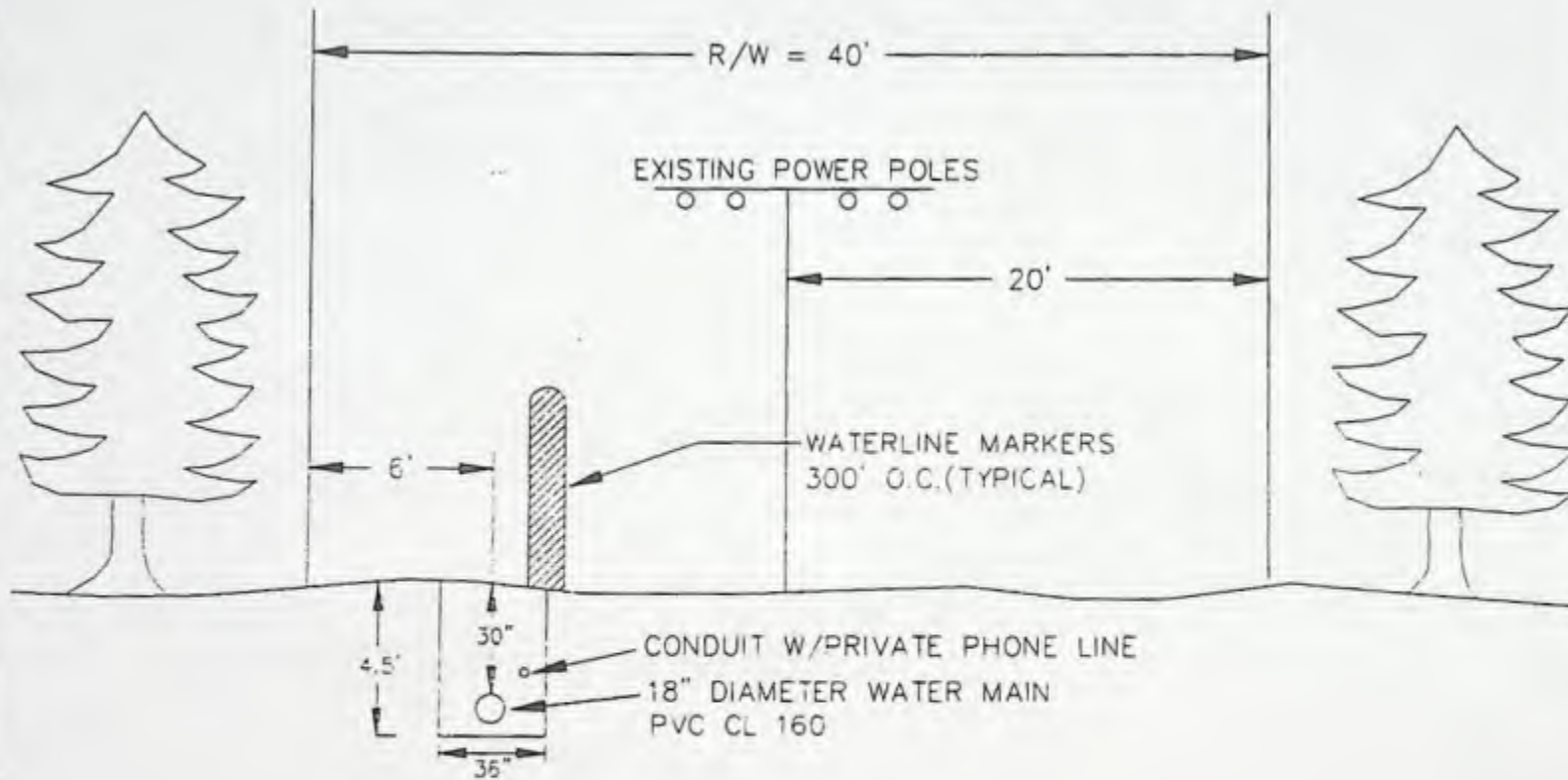
RIGHT-OF-WAY WIDTH = 20'

BURIED TELEPHONE LINE LENGTH = 3351'

BURIED WATERLINE LENGTH = 3351'

BURIED POWER LINE LENGTH = 244'

○ = OVERHEAD MIDSTATE POWER LINE



TYPICAL X-SECTION - WATER TRANSMISSION MAIN

FOR LAPINE WATER COMPANY
ALONG B.P.A.-LAPINE TIE LINE
STA 6+92 TO STA 79+50

LOCATED IN T.22 S., R.11 E., SEC 18, AND T.22 S.,
R.10 E., SEC 13, W.M., DESCHUTES COUNTY, OREGON

TYE ENGINEERING, INC.

725 NW HILL, BEND, OREGON 97701 (503) 389-6959

DATE: JAN 25, 1996	SCALE: N.T.S.	DRAWN BY: KHP	DWG #: 412
--------------------	---------------	---------------	------------



Board of Commissioners

1130 N.W. Harriman, Bend, Oregon 97701
(541) 388-6570 • Fax (541) 388-4752

Nancy Pope Schlangen
Robert L. Nipper
Linda L. Swearingen

March 27, 1998

Russell Klassen
Oregon Water Resources Department
158 12th Street NE
Salem OR 97310

Dear Mr. Klassen,

Deschutes County has been asked by Mr. Pat Gisler to issue a road permit to allow work to occur along the county road rights-of-way in LaPine in concurrence with his water improvement project.

Deschutes County can only issue the permit directly to the contractor who is performing the actual work because we require a performance bond. However, we have been heavily involved in this water project, and Mr. Gisler will have the full support of Deschutes County when he is ready to begin the work. We just technically cannot issue the permit at this time, but will do so when the work commences.

Please let us know if we can provide further information. Thank you for your consideration.

Sincerely,

BOARD OF COUNTY COMMISSIONERS

Nancy Pope Schlangen, Chair



IMPORTANT, SAVE
LA PINE WATER

"Owned By Those We Serve"

March 18, 1996

Linda Carlson
Bend-Ft. Rock Ranger District
1230 NE 3rd Suite A-262
Bend OR 97701

Dear Ms. Carlson

Midstate Electric Cooperative has reviewed the drawings provided by the LaPine Water Company. The installation of the water line, per the supplied drawings, will not conflict with maintenance or operations of our 115KV power line. Midstate is satisfied that the installation of the water line will not impact our existing easement.

If you have any further questions please contact me at 541-536-2126. Attached is a set of the referenced drawings.

Sincerely,

Glen Noble
Electrical Engineer

Enclosures

cc P. Gisler, LaPine Water Company



United States
Department of
Agriculture

Forest
Service

Deschutes
National
Forest

Bend-Fort Rock Ranger District
1230 NE Third St., Suite A-262
Bend OR 97701

File Code: 2720/2730

Date: SEP 5

La Pine Water Company, Inc.
1470 N.E. First Street, Suite 100
Bend OR 97701

Dear Sirs:

Enclosed is a copy of the executed amendment to your special-use permit. This amendment authorizes additional width in order to allow construction of an access road to Parcel 2 (well site). Please note that before any construction of the road begins it will be necessary to have plans, specifications, and/or stipulations approved as required by provision "O" G-1 of the amendment.

Should you have questions please contact Alice Doremus (383-4703) of this office.

Sincerely,

WALTER C. SCHLOER, JR.
District Ranger

enclosure



U.S. DEPARTMENT OF AGRICULTURE Forest Service AMENDMENT FOR SPECIAL-USE AUTHORIZATION	Holder No. <u>4 7 0 7-0 1</u>	Type Site <u>9 1 4-7 5 3</u>	Authority <u>6 7 6</u>	
	Issue Date <u>0 5/0 1/9 6</u>	Expir. Date <u>1 2/3 1/0 6</u>	Region <u>0 6</u>	
	Forest <u>0 1</u>	District <u>0 1</u>	State <u>4 1</u>	County <u>0 1 7</u>

AMENDMENT NUMBER 1

This Amendment is attached to and made a part of the Annual special-use authorization for Installing and maintaining buried water and telephone lines issued to La Pine Water Company, Inc. on May 1, 1996 which is hereby amended as follows:

1. Increase the width of the authorized land Strip from 20 feet to 30 feet between the National Forest boundary and the Midstate Electric powerline to allow construction of an access road. The authorized land Strip from the above location westerly along the Midstate Electric powerline remains at 20 feet.
2. Add an additional length of authorized land Strip (estimated to be 110') between the south end of the present Strip and Road 22 (Findley Butte Road) to allow construction of an access road. See revised Exhibit B and new Exhibit B-1 which are attached and made a part of this permit.
3. Authorize the construction of a single lane low standard road within the permitted land strip between the National Forest boundary and road 22. See provision "O. G-1 Secondary Use", which is attached and made a part of this permit, for details.
4. Add Exhibit D, Road "Typical Section" specifications.
5. Delete the "Public reporting burden...." paragraph, in the original permit, which appears between provision "N." and the signatory page. Replace it with the attached statement.

All other provisions and exhibits remain unchanged.

This Amendment is accepted subject to the conditions set forth herein, and to condition O. G-1 Secondary Use attached hereto and made a part of this Amendment.

Holder: La Pine Water Company, Inc.

Authorized Officer: Karen Shumata

Holder: B. Patrick M. Oul

Title: Acting Forest Supervisor

Date: AUGUST 25, 1997

Date: 8/29/97

0. G-1 Secondary Use.

1. All construction or reconstruction of the road shall be in accordance with plans, specifications, and written stipulations previously approved by the authorized officer.
2. Only the authorized officer may extend rights and privileges for use of the road constructed on the premises to other non-Federal users on the condition that such users shall pay a fair share of the current replacement cost less depreciation of the road and any reconstruction costs necessary to accomodate its use.
3. The Forest Service retains the right to occupy and use the right-of-way. It also may issue other uses including rights-of-way, on and through the authorized area provided that the occupancy and use does not unreasonably interfere with the rights granted herein.

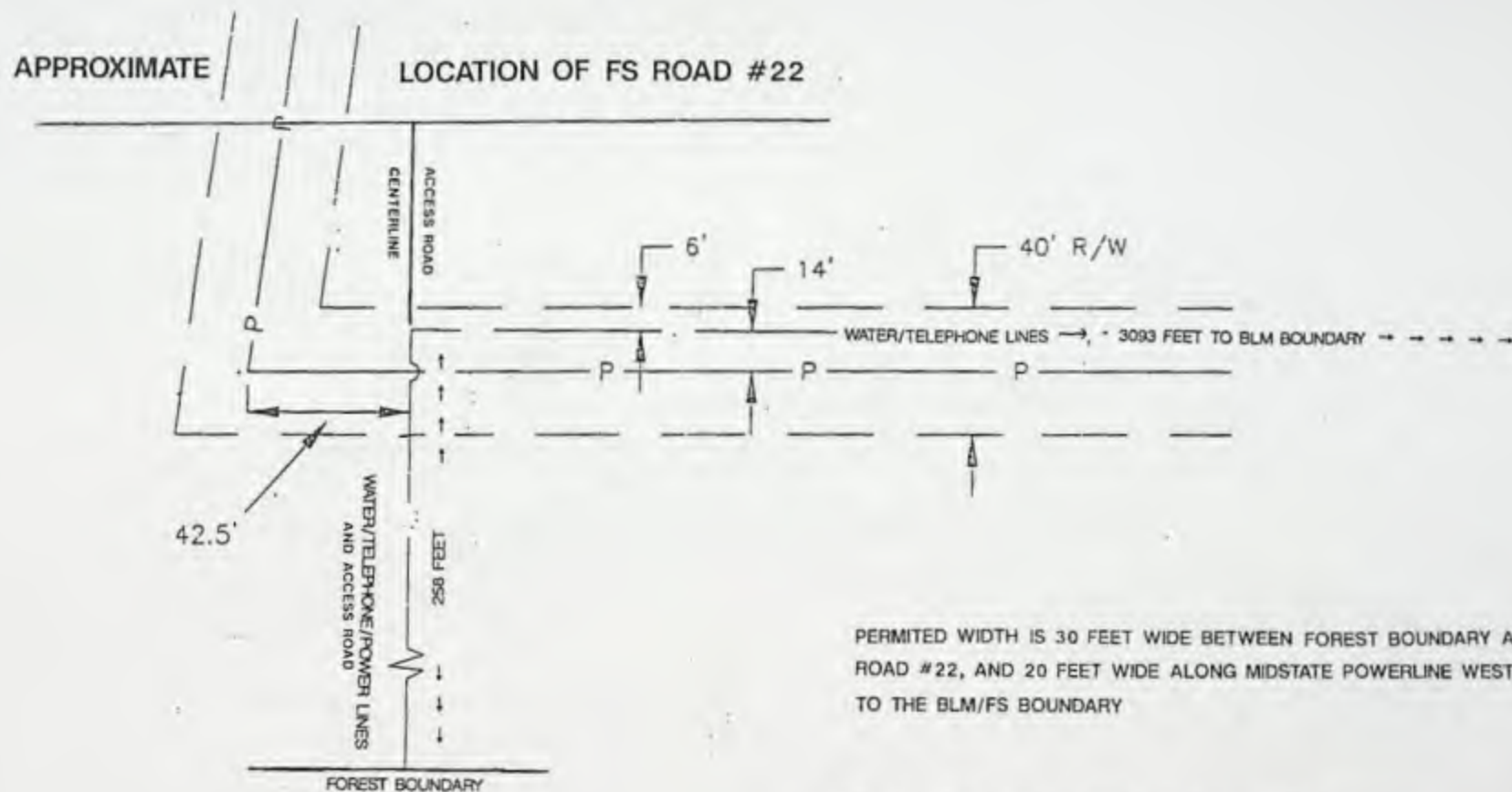
According to the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 0596-0082.

This information is needed by the Forest Service to evaluate requests to use National Forest System lands and manage those lands to protect natural resources, administer the use, and ensure public health and safety. This information is required to obtain or retain a benefit. The authority for that requirement is provided by the Organic Act of 1897 and the Federal Land Policy and Management Act of 1976, which authorize the Secretary of Agriculture to promulgate rules and regulations for authorizing and managing National Forest System lands. These statutes, along with the Term Permit Act, National Forest Ski Area Permit Act, Granger-Thye Act, Mineral Leasing Act, Alaska Term Permit Act, Act of September 3, 1954, Wilderness Act, National Forest Roads and Trails Act, Act of November 16, 1973, Archeological Resources Protection Act, and Alaska National Interest Lands Conservation Act, authorize the Secretary of Agriculture to issue authorizations for the use and occupancy of National Forest System lands. The Secretary of Agriculture's regulations at 36 CFR Part 251, Subpart B, establish procedures for issuing those authorizations.

The Privacy Act of 1974 (5 U.S.C. 552a) and the Freedom of Information Act (5 U.S.C. 552) govern the confidentiality to be provided for information received by the Forest Service.

Public reporting burden for this collection of information, if requested, is estimated to average 1 hour per response for annual financial information; average 1 hour per response to prepare or update operation and/or maintenance plan; average 1 hour per response for inspection reports; and an average of 1 hour for each request that may include such things as reports, logs, facility and user information, sublease information, and other similar miscellaneous information requests. This includes the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to Department of Agriculture, Clearance Officer, OIRM, AG Box 7630, Washington D.C. 20250; and to the Office of Management and Budget, Paperwork Reduction Project (OMB # 0596-0082), Washington, D.C. 20503.

EXHIBIT B (REVISED 8/97)



PERMITTED WIDTH IS 30 FEET WIDE BETWEEN FOREST BOUNDARY AND ROAD #22, AND 20 FEET WIDE ALONG MIDSTATE POWERLINE WESTERLY TO THE BLM/FS BOUNDARY

~~RIGHT-OF-WAY WIDTH = 20'~~

BURIED TELEPHONE LINE LENGTH = 3351'

BURIED WATERLINE LENGTH = 3351'

BURIED POWER LINE LENGTH = 244'



○ = OVERHEAD MIDSTATE POWERLINE

LOCATED IN SECTION 18, TOWNSHIP 22 SOUTH,
RANGE 11 EAST, W.M., DESCHUTES COUNTY, OREGON

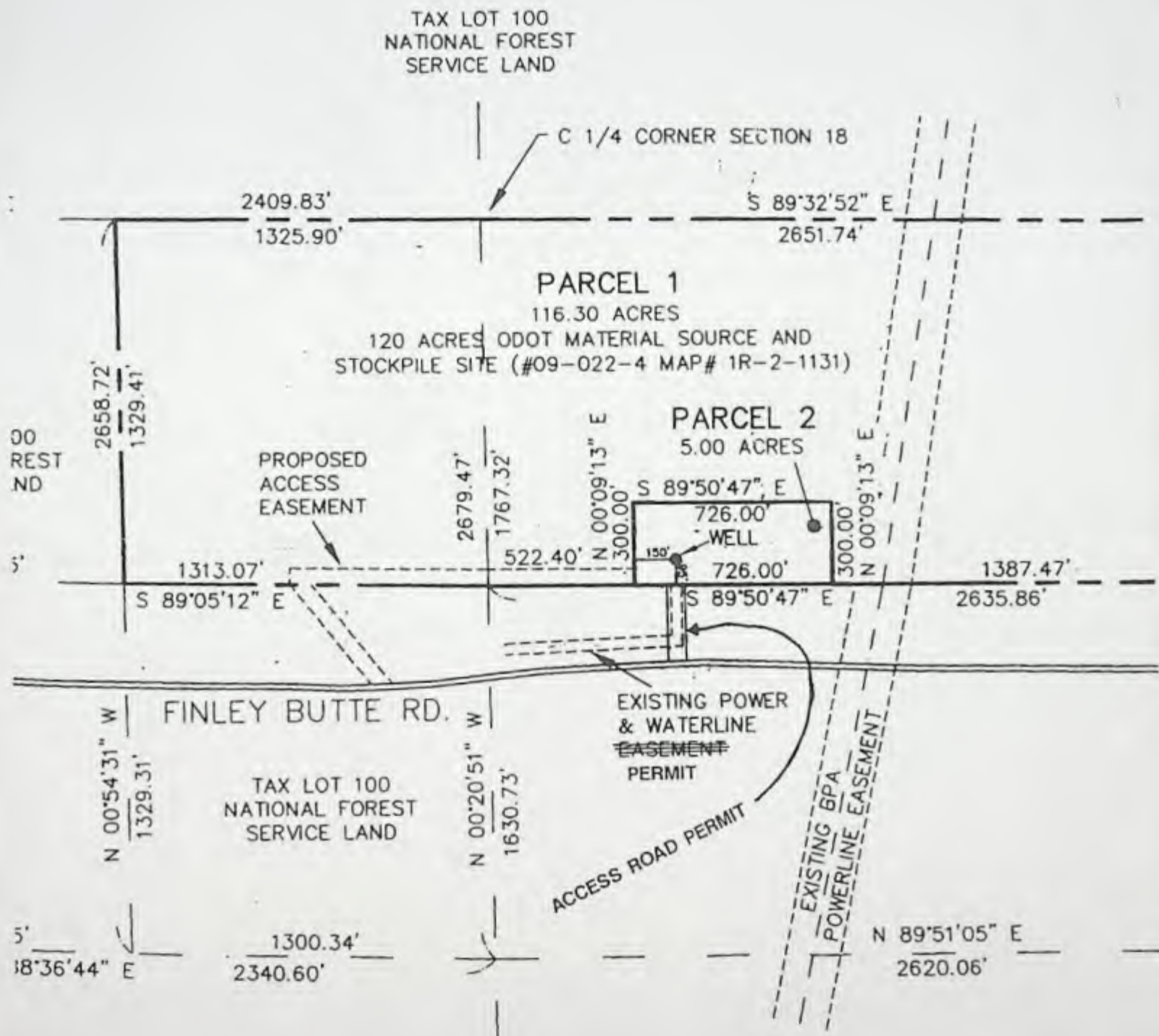
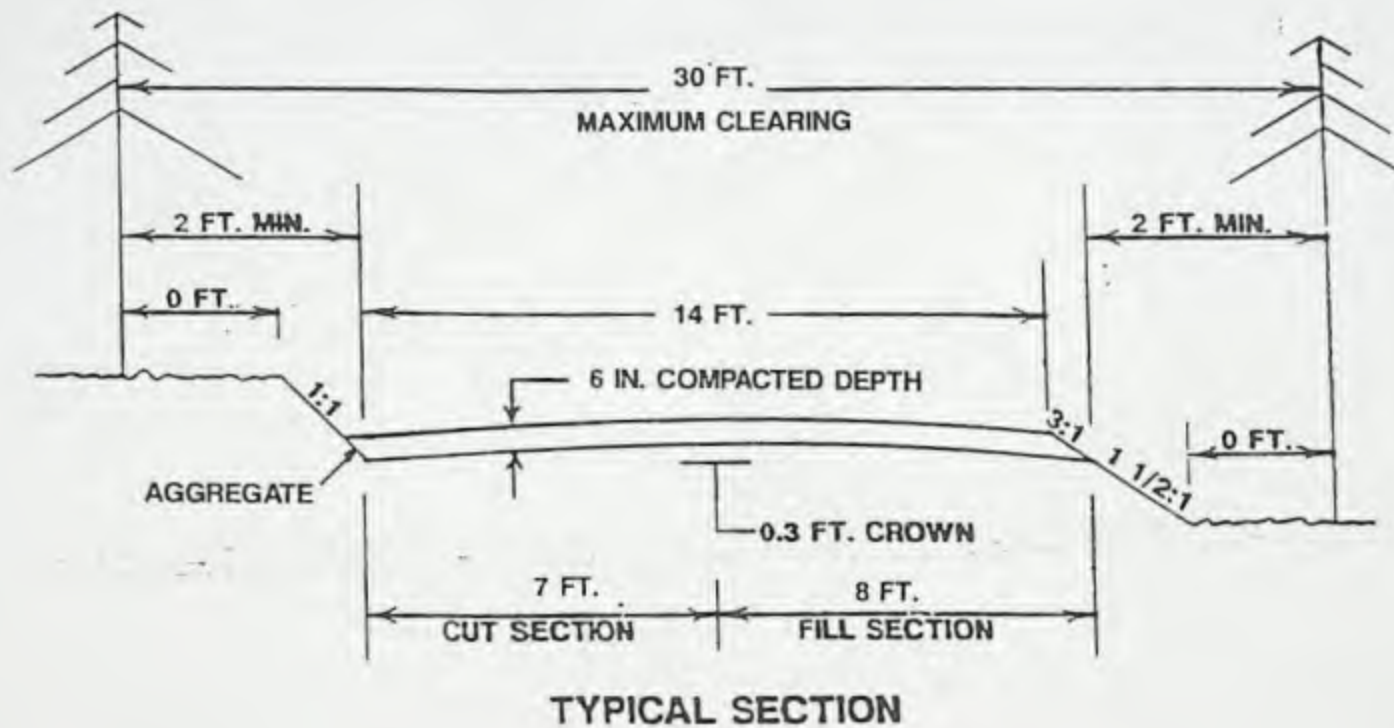


EXHIBIT B-1

EXHIBIT D



NOTICE OF BEGINNING OF CONSTRUCTION

I, LaPine Water District, the holder of Permit No. G-13444

to appropriate the public waters of the state of Oregon, began the actual construction of the works described therein on the day of 19

Remarks: The appropriator must state the manner of beginning of construction, the amount of work completed and the type of equipment acquired for the water system up to the date of this statement, and any additional information which shows a substantial beginning of construction as authorized by your permit.

IN WITNESS WHEREOF, I have hereunto set my hand this day of 19

(Signature of Applicant)

(Address)

Fill out, detach and mail to the Water Resources Department, Salem, OR 97310, when construction work is begun.

NOTICE OF COMPLETION OF CONSTRUCTION

I, LaPine Water District, the holder of Permit No. G-13444

to appropriate the public waters of the state of Oregon, completed the construction of the works described therein on the day of , 19

Remarks: If the works have less capacity than described in the permit, or you have definitely abandoned part of the proposed develop-

ment, you should so state in order that our records may not be unnecessarily encumbered.

IN WITNESS WHEREOF, I have hereunto set my hand this day of , 19

(Signature of Applicant)

(Address)

Fill out, detach and mail to the Water Resources Department, Salem, OR 97310, when construction work is completed.

RECEIVED

SEP 06 2002

Form C (690-9-77)

WATER RESOURCES DEPT.

SALEM, OREGON

IMPORTANT—This form is a notice to the Water Resources Director that permittee is ready to make final proof to the extent to which the water has actually been applied to the intended use under the terms of the permit. Permittee is cautioned that Certificate of Water Right will be issued based on the extent of the quantity and use as determined by the final proof inspection and survey which will be made in response to the filing of this Form C.

NOTE: In the case of an irrigation permit, this Form C should not be mailed to the Water Resources Department until all of the land described in the permit, which it is intended to irrigate under this permit at any time, has actually been irrigated.

Fill out, detach and mail to the Water Resources Department, Salem, OR 97310, when all of the water has been applied.

Application No. G-13552

NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

I, LaPine Water District, the holder of Permit No. G-13444

to appropriate the public waters of the state of Oregon, completely applied the waters to a beneficial use in accordance with the terms of said permit, on the _____ day of _____, 19_____

Remarks: _____

IN WITNESS WHEREOF, I have hereunto set my hand this _____ day of _____, 19_____

(Signature of Applicant)

(Address)

FOR _____
DATE WED 8-11 TIME 850 P.M.
FROM BRUCE WHITE
FIRM LEGAL
PHONE 541 - 388 - 6593
☐ FAX AREA CODE NUMBER EXTENSION
☐ MOBILE AREA CODE NUMBER TIME TO CALL

TELEPHONED	☒	PLEASE CALL	☒
RETURNED YOUR CALL	☐	WILL CALL AGAIN	☐
CAME TO SEE YOU	☐	RUSH	☐
WANTS TO SEE YOU	☐	SPECIAL ATTENTION	☐
WAITING TO SEE YOU	☐	HOLDING LINE	☐

MESSAGE TODAY. A B C
LA PINE

1993
GW G-13552

SIGNED _____

 FORM 4007
MADE IN U.S.A.

MESSAGE

C-02

See G-13553

Application No. G13552

Permit No. G13444

PATRICK M GISLER

Name ..

~~20 GREENWOOD AVE~~ 1470 NE 1st St #100

Address

BEND, OR

97701

Assigned

Address

Beginning construction

8/12/99

Completion of construction

Extended to

Complete application of water

10/1/02

Extended to

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#: G-13552

LAPINE WATER DISTRICT
PO BOX 2867
LAPINE OR 97739

2. Article Number

(Transfer from service label)

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *Kitty Shields*☐ Agent☐ Addressee

B. Received by (Printed Name)

Kitty Shields

C. Date of Delivery

9.19.02

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

7002 0860 0001 1575 4646

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

RECEIVED

SEP 23 2002

WATER RESOURCES DEPT.
SALEM, OREGON



2-22-98

LKS

Bill Type V.M. msg 1:55
Lapine Project
541-389-6959

re : 6-13552 & 6-13553
← withdrawn
combined w/

Patrick Gisler - applicant
property ownership issue
resolved - ready to move
forward
need send request to move
forward & desc. how
situation resolved.

93281

NUMBER _____

Check 400⁰⁰ NO _____ Cash _____

____ Surface Application

1 Reservoir Application

____ Ground Water Application

____ Transfer Application

____ Power Claim

____ Hydroelectric Examination

____ Hydroelectric License

____ Copying

____ Assignment

____ Extension of Time

____ Other

____ P-6

____ Quadrangle

____ Basin

____ Protest

____ Constructors Examination

____ Constructors License

____ Adjudication

Doug

Oregon

WATER RESOURCES DEPARTMENT

Commerce Building
158 12th Street NE
Salem, OR 97310-0210

CONSERVE WATER
FOR
OREGON'S FUTURE



POSTED
FIRST CLASS



*resent
letter & check
6-13552
from Paul*

RECEIVED

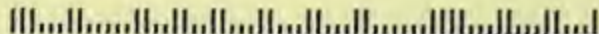
AUG 27 1996

WATER RESOURCES DEPT.
SALEM, OREGON

GISL020* 977010004 1595 08/22/96
FORWARD TIME EXP RTN TO SEND
GISLER
1470 NE 1ST ST #100
BEND OR 97701-4267

RETURN TO SENDER

AUTO



What is

#

9-13552

KL—

See me

— Bill

NUMBER 00000

Check 250⁰⁰ Mo Cash

- ☐ Surface Application
- ☐ Reservoir Application
- ☐ Ground Water Application
- ☐ Transfer Application
- ☐ PFO Request
- ☐ Research
- ☐ Hydroelectric Fees
- ☐ Copying
- ☐ Assignment
- ☐ Extension of Time
- ☐ Protest
- ☒ Other

Full Fee

*Publication
deposit*

RECEIVED

OWNERSHIP/EASEMENT FORM

APR 22 1996

1. Do you own all property related to this application? WATER RESOURCES DEPT.

SALEM, OREGON

YES / NO

(circle your answer)

PROPERTY OWNER: Oregon Department of Transportation
c/o Dale Allen, Region 4 Manager
63055 N. Highway 97, Bend, Oregon 97701

If you answered "NO," please submit the names and addresses of the legal owners of all property related to this application that you do not own.

2. If you answered "NO" to question #1 above, do you have written authorization or an easement permitting access to the lands you do not own?

YES / NO / NOT APPLICABLE (I answered "YES" to #1.)

(circle your answer)

I understand that if I do not own all property associated with this application, I may be required to submit a copy of my written authorization or easement for access before a permit can be issued.

SIGNATURE: Bryant M. Cline TITLE: OFFICER DATE: April 17, 1996

RECEIVED

NOV 24 1993

WATER RESOURCES DEPT.
SALEM, OREGON

COMMENT FORM

Please list below the Application Number of the water use application(s) that are of interest to you. When the technical evaluation is completed a report of the technical review of these applications will be delivered to you.

Application #s G13552, G13553, G13558, G13559, G13556, G13555, G13557, G13554

Send to:

Steve Schneider
21881 River Road NE
St. Paul, OR 97137

Please include specific comments or concerns. Use additional sheets if necessary.

Return to:

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

This Comment corresponds to the NOV/17/1993 Public Notice.

RECEIVED

DEC - 3 1993

COMMENT FORM

WATER RESOURCES DEPT.
SALEM, OREGON

Please list below the Application Number of the water use application(s) that are of interest to you. When the technical evaluation is completed a report of the technical review of these applications will be delivered to you.

Application #s G 13556 G 13552 G 13553 G 13555 _____

Send to: - DLCD Bend Field Office _____
 - Empire Corporate Park Suite B-1 _____
 - 20310 Empire Ave _____
 Bend, OR 97701

Please include specific comments or concerns. Use additional sheets if necessary.

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

This Comment corresponds to the NOV/17/1993 Public Notice.

RECEIVED

DEC - 6 1993

WATER RESOURCES DEPT.
SALEM, OREGON

COMMENT FORM

Please list below the Application Number of the water use application(s) that are of interest to you. When the technical evaluation is completed a report of the technical review of these applications will be delivered to you.

Application #s 6-13552 6-13563 _____

Send to: Stacy Warren / Taschutes Co. Planning Div.
Administration Bldg / 1130 NW Hammond
 Bend, OR 97701

Please include specific comments or concerns. Use additional sheets if necessary.

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

This Comment corresponds to the NOV/17/1993 Public Notice.

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT #

158 12TH ST. N.E.

INVOICE # **001683**

SALEM, OR 97310-0210

378-8455 / 378-8130 (FAX)

RECEIVED FROM: La Rone Water Co
BY: _____

APPLICATION	
PERMIT	
TRANSFER	

CASH: ☐ CHECK: # K 96-641 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 250.

0417 WRD MISC CASH ACCT

ADJUDICATIONS

PUBLICATIONS / MAPS

OTHER: (IDENTIFY) _____

OTHER: (IDENTIFY) _____

\$
\$
\$
\$

REDUCTION OF EXPENSE

CASH ACCT.

PCA AND OBJECT CLASS

VOUCHER #

\$

0427 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY FEES

0410 RESEARCH FEES

0408 MISC REVENUE: (IDENTIFY) _____

TC165 DEPOSIT LIAB. (IDENTIFY) _____

\$
\$
\$
\$

WATER RIGHTS:

0201 SURFACE WATER

0203 GROUND WATER

0205 TRANSFER

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR

LANDOWNER'S PERMIT

EXAM FEE

\$

\$

\$

EXAM FEE

\$

0202

0204

0206

0219

0220

RECORD FEE

\$

\$

\$

LICENSE FEE

\$

\$

0207 OTHER (IDENTIFY) _____

0437 WELL CONST. START FEE

0211 WELL CONST START FEE

0210 MONITORING WELLS

OTHER (IDENTIFY) _____

\$

\$

CARD #

CARD #

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 #

001683

DATED:

4-22-96

BY:

JLA L

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