



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

Application for a Permit to Use Ground Water

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

1. APPLICANT INFORMATION

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WATER RESOURCES DEPT
SALEM, OREGON

A. Individuals

Applicant: _____
First

Mailing Address: _____

City State Zip

Phone: _____
Home Work Other

*Fax: _____ *Email Address: _____

B. Organizations

(Corporations, associations, firms, partnerships, joint stock companies, cooperatives, public and municipal corporations)

Name of Organization: McNulty Water PUD

Name and Title of Person Applying: Richard Louie, President

Mailing Address or Organization: 34240 Millard Road % PO Box 260

St. Helens OR 97051
City State Zip

Phone: 503-397-1301 503-397-1301 (Message Machine)
Day Evening

*Fax: 503-366-5616 *Email Address: % pat 2006@gwestoffice.net

*Optional

For Department Use

App. No. 617282

Permit No. _____ Date _____

Last Updated: 3/31/2009

WR

Ground Water/1

2. PROPERTY OWNERSHIP

☐ Yes (Please check appropriate box below then skip to section 3 'Ground Water Development')

☐ There are no encumbrances

☐ This land is encumbered by easements, rights of way, roads or other encumbrances
(please provide a copy of the recorded deed(s))

☒ No (Please check the appropriate box below)

☒ I have a recorded easement or written authorization permitting access.

☐ I do not currently have written authorization or easement permitting access.

☐ Written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigated and/or domestic use only (ORS 274.040).

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SALEM, OREGON

You must provide the legal description of: (1) the property from which the water is to be diverted, (2) any property crossed by the proposed ditch, canal or other work, and (3) any property on which the water is to be used as depicted on the map.

List the names and mailing addresses of all affected landowners.

More than 25 landowners are involved in this application. Therefore we presume that WRD will provide the notice required pursuant to ORS 537.130(3). Please advise the PUD of the publication cost so that we may pay in accord with ORS 537.130(4) promptly so as to keep the application review process moving along.

3. GROUND WATER DEVELOPMENT**A. Well Information**

Number of well(s): 1

Name of nearest surface water body: 265 feet to PART Creek

Distance from well(s) to nearest stream or lake:

1) 265 feet 2) 1/2 mile to 3) _____ 4) _____
SE to Part Creek Perry Creek

If distance from surface water is less than one mile, indicate elevation difference between nearest surface water and well head:

Well = 160' MSL
1) Part Creek = 110' 2) Perry Creek = 360' 3) _____ 4) _____
50 ft below well 200 ft above well

B. Well Characteristics

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 constructor's log and the well ID number, if available, for each well with this application. Identify each well with a number corresponding to the wells designated on the map and proceed to section 4 of the form. If the well has not been constructed, or if you do not have a well log, please complete the following:

Well(s) will be constructed by: Turner Well Drilling

~~to~~ Rather than reconstruct well COLU 1225 (see log), the PUD well will replace it. We may drill deeper depending on what the driller recommends.

Mailing Address: 536 93 Columbia River Hwy

Scappoose
City

OR
State

97056
Zip

Completion Date: October 1, 2011

Please provide a description of your well development. (Attach additional sheets if needed.)

Well No.	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Please see the attached well log COLD 1225.									
We may drill deeper depending on what the driller recommends.									

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Note: Well numbers in this listing must correspond to well locations(s) shown on accompanying map.

If well log is not available, or well is not yet constructed, you must provide: proposed total depth, depth of casing and seal, and the anticipated perforation and open intervals.

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C. Artesian Flows

If your water well is flowing artesian, describe your water control and conservation works:

We do not expect artesian flow at ground surface, but there may be artesian rise.

4. WATER USE

Please read the instruction booklet for more details on "type of use" definitions, how to express how much water you need and how to identify the water source you propose to use. You must fill out a supplemental form for some uses as they require specific information for that type of use.

A. Type(s) of Use(s)

See list of beneficial uses provided in the instructions.

- If your proposed use is **domestic**, indicate the number of households to be supplied with water: _____
- If your proposed use is **irrigation**, please attach **Form I**
- If your proposed use is **mining**, attach **Form R**
- If your proposed use is **municipal or quasi-municipal**, attach **Form M** - Form M is attached.
- If your proposed use is **commercial/industrial**, attach **Form Q**

B. Amount of Water

Provide the production rate in gallons per minute (gpm) and the total annual amount of water you need from each well, from each source or aquifer, for each use. You do not need to provide source information if you are submitting a well log with your application.

Well No.	Source or aquifer	Type of use	Total rate of water requested (in gpm)	Total annual quantity (in gallons)	Production rate of well (in gpm)
McGilvra #2	(See Well Log C044		1225)		
		P/M	449	236,000,000	449

C. Maximum Rate of Use Requested

What is the maximum, instantaneous rate of water that will be used? 2

(The fees for your application will be based on this amount.)

D. Period of Use

Indicate the time of year you propose to use the water: Year Round (Feb - 11/4/2009)

(For seasonal uses like irrigation give dates when water use would begin and end, e.g. March 1-October 31.)

E. Acreage

If you will be applying water to land, indicate the total number of acres where water will be applied or used: N/A

(This number should be consistent with your application map.)

5. WATER MANAGEMENT**A. Diversion**

What method will you use to divert water from the source?

☒ Pump (give horsepower and pump type): Submersible - HP to be determined

☐ other means (describe): _____

B. Transport

How will you transport water to your place of use?

☐ Ditch or canal (give average width and depth):

Width _____ Depth _____

Is the ditch or canal to be lined? ☐ Yes ☐ No

☒ Pipe (give diameter and total length):

Diameter 8-inch Length 800 feet (This will allow a connection to the PUD's existing distribution system. Eventually, a 2-mile 8-inch PVC line will be constructed to deliver water to the Robinette Reservoir.

☒ other, describe:

Ground Water/4

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WATER RESOURCES DEP
STATE OF OREGON

NOTICE TO WATER WELL CONTRACTOR

The original and first copy
of this report are to be
filed with the

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MAY 2 - 1972

WATER WELL REPORT

STATE OF OREGON

STATE ENGINEER, SALEM, OREGON
within 30 days from the date
of well completion.

STATE ENGINEER
SALEM, OREGON
(Do not write above this line)

State Well No. 5N/M-31

State Permit No. _____

(1) OWNER:

Name Francis E. McGilvra
Address Rte 2 Box 679 St. Helens, Oregon 97051

(2) TYPE OF WORK (check):

New Well ☒ Deepening ☐ Reconditioning ☐ Abandon ☐

If abandonment, describe material and procedure in Item 12.

(3) TYPE OF WELL:

Rotary ☒ Driven ☐
Cable ☐ Jetted ☐
Dug ☐ Bored ☐

(4) PROPOSED USE (check):

Domestic ☒ Industrial ☐ Municipal ☐
Irrigation ☐ Test Well ☐ Other ☐

(5) CASING INSTALLED:

Threaded ☐ Welded ☒
6" Diam. from 0 ft. to 31 ft. Gage 4, wall
" Diam. from _____ ft. to _____ ft. Gage _____
" Diam. from _____ ft. to _____ ft. Gage _____

(6) PERFORATIONS:

Perforated? ☐ Yes ☒ No.

Type of perforator used _____

Size of perforations in. by in.
_____ perforations from _____ ft. to _____ ft.
_____ perforations from _____ ft. to _____ ft.
_____ perforations from _____ ft. to _____ ft.

(7) SCREENS:

Well screen installed? ☐ Yes ☒ No

Manufacturer's Name _____
Type _____ Model No. _____
Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.
Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.

(8) WELL TESTS:

Drawdown is amount water level is
lowered below static level

Was a pump test made? ☐ Yes ☒ No If yes, by whom?

Yield: gal./min. with ft. drawdown after hrs.

" " " "

" " " "

air
pump test 30 gal./min. with 105 ft. drawdown after 1 hrs.

Artesian flow g.p.m.

Temperature of water Depth artesian flow encountered _____ ft.

(9) CONSTRUCTION:

Well seal—Material used Cement

Well sealed from land surface to 31 ft.

Diameter of well bore to bottom of seal 9 in.

Diameter of well bore below seal 6 in.

Number of sacks of cement used in well seal 2 sacks

Number of sacks of bentonite used in well seal _____ sacks

Brand name of bentonite _____

Number of pounds of bentonite per 100 gallons

of water _____ lbs./100 gals.

Was a drive shoe used? ☐ Yes ☒ No Plugs _____ Size: location _____ ft.

Did any strata contain unusable water? ☐ Yes ☒ No

Type of water? _____ depth of strata _____

Method of sealing strata off _____

Was well gravel packed? ☐ Yes ☒ No Size of gravel: _____

Gravel placed from _____ ft. to _____ ft.

(10) LOCATION OF WELL:

County Columbia Driller's well number _____

1/4 1/4 Section 31 T. 5-N R. 1 W.M.

Bearing and distance from section or subdivision corner _____

(11) WATER LEVEL: Completed well.

Depth at which water was first found 155 ft.

Static level 75 ft. below land surface. Date 4-26-72

Artesian pressure _____ lbs. per square inch. Date _____

(12) WELL LOG:

Diameter of well below casing 6

Depth drilled 200 ft. Depth of completed well 200 ft.

Formation: Describe color, texture, grain size and structure of materials;
and show thickness and nature of each stratum and aquifer penetrated,
with at least one entry for each change of formation. Report each change in
position of Static Water Level and indicate principal water-bearing strata.

MATERIAL	From	To	SWL
Top soil	0	3	
Brown Clay	3	10	
Yellow clay	10	20	
Blue Clay	20	25	
Blue Hard rock	25	70	
Brown med. rock	70	120	
Blue med. rock	120	155	
Brown broken rock	155	180	
Blue med. rock	180	190	
Black lava rock	190	200	

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SALEM, OREGON

Work started 4-26-72 19 Completed 4-26-72 19

Date well drilling machine moved off of well 4-26-72 19

Drilling Machine Operator's Certification:

This well was constructed under my direct supervision.
Materials used and information reported above are true to my
best knowledge and belief.

[Signed] Ralph Turner Date 5-1-72, 19

(Drilling Machine Operator)

Drilling Machine Operator's License No. 254

Water Well Contractor's Certification:

This well was drilled under my jurisdiction and this report is
true to the best of my knowledge and belief.

Name Ralph Turner Drilling Co. (Type or print)

Address Rte 1 Box 141 Hillsboro, Oregon

[Signed] Ralph Turner

(Water Well Contractor)

Contractor's License No. 247 Date 5-1-72, 19

C. Application/Distribution Method

What equipment will you use to apply water to your place of use?

An existing water distribution system and extensions thereto will deliver water to individual water users via meters at or near each P/M POU.

Irrigation or land application method (check all that apply): N/A

☐ Flood

☐ High pressure sprinkler

☐ Low pressure sprinkler

☐ Drip

☐ Water Cannons

☐ Center pivot system

☐ Hand Lines

☐ Wheel Lines

☐ Siphon tubes or gated pipe with furrows

☐ other, describe: _____

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SALEM, OREGON

Distribution method

☒ Direct pipe from source

☒ In-line storage (tank or pond)

☐ Open Canal

Robinetto Reservoir

E. Conservation

What methods will you use to conserve water? Why did you choose this distribution or application method? Have you considered other methods to transport, apply, distribute or use water? For example, if you are using sprinkler irrigation rather than drip irrigation, explain. If you need additional space, attach a separate sheet.

The PUD has an approved "Water Management and Conservation Plan" prepared pursuant to Permit G-12834 for which a CGBU and map were recently submitted to WRD. The PUD's current & proposed conservation activities and measures are described in said Conservation Plan.

6. PROJECT SCHEDULE

Indicate the anticipated dates that the following construction tasks should begin. If construction has already begun, or is completed, please indicate that date.

Proposed date construction will begin: October 1, 2011

Proposed date construction will be completed: February 1, 2012

Proposed date beneficial water use will begin: April 1, 2014

Is this project fully or partially funded by the American Recovery and Reinvestment Act? (Federal stimulus dollars) ☐ Yes ☒ No

7. REMARKS

If you would like to clarify any information you have provided in the application, please do so here and reference the specific application question you are addressing.

A Claim of Beneficial Use and Map of the PUD's water distribution system was recently filed for the Robinette well pursuant to Permit G-15227. The relationship of all PUD wells is described therein. Also, the PUD currently has an Aquifer Storage & Recovery Limited License Application pending with the Department.

8. MAP REQUIREMENTS

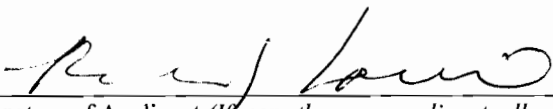
The Department cannot process your application without accurate information showing the source of water and location of water use. You must include a map with this application form that clearly indicates the township, range, section, and quarter/quarter section of the proposed well location and place of use. The map must provide tax lot numbers. See the map guidelines sheet for detailed map specifications.

9. SIGNATURE

By my signature below I confirm that I understand:

- ☒ I am asking to use water specifically as described in this application.
- ☒ Evaluation of this application will be based on information provided in the application packet.
- ☒ I cannot legally use water until the Water Resources Department issues a permit to me.
- ☒ If I get a permit, I must not waste water.
- ☒ If development of the water use is not according to the terms of the permit, the permit can be canceled.
- ☒ The water use must be compatible with local comprehensive land use plans.
- ☒ Even if the Department issues a permit, I may have to stop using water to allow senior water right holders to get water to which they are entitled.

I swear that all information provided in this application is true and correct to the best of my knowledge:


Signature of Applicant (*If more than one applicant, all must sign.*)

10-29-08
Date

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WATER RESOURCES DEPT
SALEM, OREGON

Before you submit your application be sure you have:

- ☒ Answered each question completely.
- ☒ Attached a legible map which includes township, range, section, quarter/quarter and tax lot number.
- ☒ Included a Land Use Information Form or receipt stub signed by a local official.
- ☐ Included the legal description of all the property involved with this application. You may supply a copy of the deed, land sales contract, or title insurance policy, to meet this requirement.
- ☒ Included a check payable to the Oregon Water Resources Department for the appropriate amount. The Department's fee schedule can be found at www.wrd.state.or.us or call (503) 986-0900.

GW Base = 1000⁰⁰
1st cfs = 250⁰⁰
Recording = 400⁰⁰
✓ \$1,650⁰⁰

WRD on the web:

www.wrd.state.or.us



Oregon Water Resources Department

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FORM M

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FOR MUNICIPAL AND QUASI MUNICIPAL WATER SUPPLIES

WATER RESOURCES DEPT
SALEM, OREGON

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: The McNulty Water PUDName and size of area to be served: McNulty Water PUD - About 19 sq mi
(in square miles)Present population of service area: 917 connections = 3780 persons (see p. 35 from Master Water Plan)
(Contact county planning staff, if needed.)Projected population in 20 years: 1500 connections = 6000 persons (see p. 35, above)
(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:
C-58655 3/30/1982 Permit G-12834 10/25/1996	Well - Warren Bench	449 GPM	13.5 GPM
C-61176 8/16/1982	Well - McNulty CK Basin	291 GPM	291 GPM
C-65072 5/11/78 Permit G-15227 10/1/2002	Well - Columbia River Basin	449 GPM	99 GPM
	Well - Columbia River Basin	269 GPM	250 GPM
	Well - Dart CK Basin	400 GPM	350 GPM

Water Use

Average yearly demand: 430.85 AFY Year: 2008Per-capita daily consumption (in gallons): 383,586 Gallons

(Divide average annual water sales by population to arrive at consumption, then divide by 365 to get daily values.)

Peak season (by month/day): July to August Total peak season demand: 114 Acre-feetPeak season per-capita daily consumption: 165 gpcd

(Divide total peak season demand by population and the number of days during the peak.)

Annual amount of water:

Produced: 29,122,756 cu. ft.
(diverted or pumped)Delivered: 19,926,354 cu. ft.Is your system fully metered? ☒ Yes ☐ NoDescribe your rate structure: A water conserving rate structure was adopted 3/19/2009.
(e.g. flat rate, increasing or decreasing block rate or combination of different systems) (see attached)

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):

To establish a dependable water source in the Robinette and Smith pressure zones. Current wells in these zones have failed to provide that security. Hopefully, the new well will also accommodate growth in said pressure zones.

B. How long is the amount of water requested in this application expected to meet future needs?

(e.g. until the year 2040)

Until 2027

C. Briefly discuss operation of water system and the most constraining component of the system:

The Master Water Plan and the Water Management and Conservation Plan (WMCP) both evaluated the most constraining components of the system. "Top" is securing a primary water supply in the Robinette and Smith pressure zones (this application). The Robinette well (G-15227) was to do this, but has not so is now before WRD as an ASR Limited License application. High priority projects to help with this constraint: Construction of more storage in these zones to stabilize pressure, provide fire flow, and accommodate growth; and, completion of the highest priority measures recommended in the WMCP.

D. Percentage of water use by type:

Residential: 889 connections $\approx 91\%$ Commercial: 28 connections $\approx 3\%$ Public Authority: $\emptyset$ Agricultural: $\emptyset$

Unaccounted for use: About 6%

Industrial: $\emptyset$ Other (specify use): $\emptyset$ **RECEIVED**

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WATER RESOURCES DEPT
SALEM, OREGON

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.)

The estimated cost to construct a well meeting WRD and DWP standards is \$200,000. Given that nearly all water delivered to the Robinette and Smith pressure zones is pumped from the Warren Bench Wells (Blaha pressure zone), we do not see how water efficiency measures can substitute even if the previously stated ASR project is approved.

F. How and by how much will your proposed water use efficiency programs increase efficiency?

(Express as a percentage of per-capita consumption.)

The PUD continues implementation of water use efficiency measures pursuant to those identified in the WMCP. The most recent is the completion of a telemetry system that provides the PUD instantaneous values for water levels in wells and reservoirs and pumping rates and total amounts pumped among other things. This system functionality is key to the PUD's ability to evaluate effectiveness. Such evaluations have yet to be performed.

VI. POPULATION**A. Water Services**

The population projections used in this report were obtained from the Center for Population Research and Census at Portland State University, Columbia County Land Development, and the records of McNulty Water PUD.

The County is required to establish and maintain a population forecast for the entire area for use by the State of Oregon.

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WATER RESOURCES DEPT
SALEM, OREGON**Table VI-1****McNulty Water Services**

<u>Year</u>	<u>Connections</u>	<u>Population Served</u>
1964	60	250
1968	183	750
1970	270	1,100
1973	335	1,350
1980	400	1,600
1992	650	2,600
1994	700	2,800
1997	770	3,100
2000	807	3,230
2002	852	3,410
2005	879	3,520
2007	905	3,620
2012	1,050	4,020
2017	1,200	4,800
2027	1,500	6,000

Columbia County from 2000 to 2007 had an increase of population of 4,005 (9.2%) with major increases in the cities of Scappoose and St. Helens. This area is still appealing to persons employed in Northwest Portland and Washington County because of ease of access to work, minimum traffic, good highway, school districts, and less population.

B. Water Demands

The total water requirements are estimated to increase from 93.9 million gallons per year (average 2000 to 2007) to 159.8 million gallons in 2027. See Table V-1 for the forecasted water demands for the PUD.

McNULTY WATER PEOPLE'S UTILITY DISTRICT
34240 Millard Road
Warren Oregon 97053

Ordinance No. 08/09 -2

Water Schedule, Rules and Rates Revised

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SALEM, OREGON

Readings

1. Meters are read last weekend of third month of each quarter.

Billing

1. Bills are mailed out during the beginning of the following month after readings.
2. All bills are due and payable on or before the 25th of the billing month.
3. Final notices are sent out following the 25th due date.

Property Owners Responsibility

1. The area around the meter is to be kept clear and accessible.
2. All water charges, interest, rebilling charge, and fee's relating or associating with restoring water service in the event of shut-off.
3. The minimum monthly rate for water service shall apply, and shall be paid, for all periods during which the customer is entitled to use the water service, unless and until the customer applies for removal of the water service and terminates the customer's account.

Rates

1. Base charge of \$25.00 per month for 600 or less cubic feet of water usage, billing every three months.
2. Additional water usage within the three month billing period to be charged as follows:
 1. 1,801 to 3,000 cubic feet of water: \$2.36 per 100 cubic feet.
 2. 3,001 to 5,000 cubic feet of water: \$2.47 per 100 cubic feet
 3. 5,001 or more cubic feet of water \$2.68 per 100 cubic feet
3. Unpaid balance is charged at 1.5% interest after 25th of each month.
4. Rebilling charge of \$5.00 is added to any account with a balance above \$20.00 after the 25th of the billing month.

Landlord/Tenant Relationship

1. Tenant can be billed.
2. Joint application must be on file with McNulty Water PUD by Tenant and Landlord.

Prorating

1. Portions of billing period will be prorated based on the time of notification of change of ownership or tenants leaving.
2. Notice must be given 48 hours before change.
3. Forwarding address must be given for final billing.
4. New owners or tenants name if known.

McNulty Water People's Utility District

Ordinance No. 08/09 -2 Revised

Page 2

Adjustment for water leak

1. Water must be fixed promptly after detection in order to receive adjustment.
2. Meter will be read promptly after leak is repaired.
3. Adjustment may be given at the discretion of McNulty Water PUD.
4. Customer's average charge shall be deducted from total charges before adjustment.
5. McNulty Water PUD may reduce balance up to 2/3.

Physically delivered Shut-Off Notice/Shut-Off

1. A charge of \$25.00 will be added to the account balance for a delivered shut off notice
2. An additional charge of \$25.00 will be added to the account balance for shut off.
3. Balance must be paid in full before service will be restored.

New Service

1. One time payment
2. \$ 5,000.00 for a ¾" meter service line
3. \$ 6,000.00 for a 1" meter service line
4. \$20,000.00 for a 1 ½" meter service line
5. \$25,000.00 for a 2" meter service line
6. \$45,000.00 for a 3" meter service line
7. \$60,000.00 for a 4" meter service line
8. Payment must be made before installation.
9. Minimum charge starts at time of installation.
10. All meters are property of McNulty Water PUD.

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 SALEM, OREGON

Other System Fee's

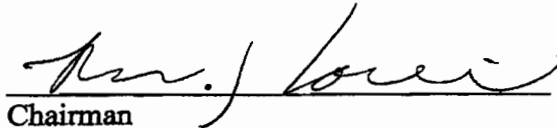
1. Water line plan inspection fee, \$515.00
 2. Fire hydrant permit fee, \$35.00
 3. Bankruptcy against McNulty Water PUD, customer will be required to pay deposit of \$300.00
 4. Public Request for Information Fee: \$26.00 per hour, (15 minute increments) \$.25 per page.
- (Ordinance No. 07/08-2).

Meter Damage

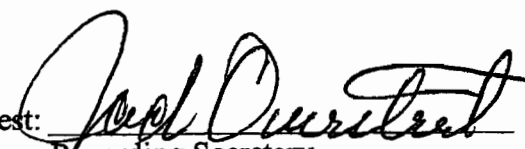
1. Meter lock removed by anyone other than McNulty Water PUD, \$75.00
2. Bridging meter, \$500.00 and meter removed.
3. Charges will be filed against anyone damaging meters or for misuse.

First reading at the Board meeting of February 3rd 2009. Second reading and passage at the Board meeting of March 10th 2009.

Signed:


 Chairman

Attest:


 Recording Secretary

Dated

3-10-09



Oregon Water Resources Department Land Use Information Form

THIS FORM IS NOT REQUIRED IF: 1) water is to be diverted, conveyed, and/or used only on federal lands; or 2) the application is for a water-right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and all of the following apply: a) only the place of use is proposed for change, b) there are no structural changes, c) the use of water is for irrigation, and d) the use is located in an irrigation district or exclusive farm-use zone.

Applicant Name: McNulty Water People's Utility District (PUD)
 Mailing Address: 39240 Millard Road c/o PO Box 260
 City: St. Helens State: OR Zip: 97051 Day Phone: 503-397-1301

A. Land and Location

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

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g. Rural Residential/RR-5)	Water to be:			Proposed Land Use:
<u>5N</u>	<u>1W</u>	<u>31</u>	<u>SWSE</u>	<u>404</u>	<u>FA-19</u>	☒ Diverted	☒ Conveyed	☒ Used	
						☐ Diverted	☐ Conveyed	☐ Used	
						☐ Diverted	☐ Conveyed	☐ Used	
						☐ Diverted	☐ Conveyed	☐ Used	

List all counties and cities where water is proposed to be diverted, conveyed, or used. Columbia County

B. Description of Proposed Use

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

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

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Source of water: Reservoir/Pond ☒ Ground Water ☐ Surface Water (name) _____

Estimated quantity of water needed: 1 ☒ cubic feet per second ☐ gallons per minute ☐ acre-feet

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

Briefly describe: McGilvra Well #2 will provide quasi-municipal water for the PUD to serve customers in the Smith & Robinette pressure zones. The well will also serve as an emergency supply if booster pumps providing water to these zones from the Warren (Betch) breakdown or loose power.

Note to applicant: If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt below and include it with the application filed with the Water Resources Department.

Receipt for Request for Land Use Information

State of Oregon Water
Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1266

For Local Government Use Only

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

Please check the appropriate box below and provide the requested information

Land uses to be served by proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): Allowed Outright 660-006-0025
 Land uses to be served by proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) (4)(1)
If approvals have been obtained but all appeal periods have not ended, check "Being pursued".

Type of Land-Use Approval Needed (e.g. plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:			
N/A	Part XIV Comprehensive Plan (Public Facilities and Services) and OAR 660-006-0025(4)(1) Permitted Uses	☐ Obtained	☐ Being pursued		
		☐ Denied	☐ Not being pursued		
		☐ Obtained	☐ Being pursued		
		☐ Denied	☐ Not being pursued		
		☐ Obtained	☐ Being pursued		
		☐ Denied	☐ Not being pursued		
		☐ Obtained	☐ Being pursued		
		☐ Denied	☐ Not being pursued		
		☐ Obtained	☐ Being pursued		
		☐ Denied	☐ Not being pursued		

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

Replacement of existing well. (LUC 10-14) - local file #

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COLUMBIA CO
LAND DEVELOPMENT
SERVICE
OREG

Name: Erika Owen Title: Planner II

Signature: Erika Owen Phone: 503-397-7216 Date: 10/29/09

Government Entity: _____

Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: _____

WELL OWNERSHIP AND EASEMENT

McNULTY WATER P.U.D.
P.O. BOX 260
ST. HELENS, OR 97051
(503) 397-1301

Richard J. Bailey and Ellen M. Bailey (Grantor) for and in consideration of mutual benefit of Fifty Thousand Dollars (\$50,000.00) and other good and valuable consideration, the receipt whereof is hereby acknowledged, do hereby grant and convey to the McNulty Water People's Utility District (Grantee), whose address is 34240 Millard Road, Warren, Oregon 97053 (P.O. Box 260, St. Helens, Oregon 97051) its successors, assigns, lessees, licensees, and agents, the ownership of the existing well and a perpetual restrictive easement within 100 feet of the well and the right to drill a new well, if it is necessary, and an easement to construct, reconstruct, operate, maintain and remove such water facilities as Grantee may require upon, over, under and across the following described land which the grantor owns or in which the grantor has any interest, to wit:

Note: See attached document (Exhibit AA).

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Situated in the County of Columbia, State of Oregon.

The Grantee will provide to the Grantor the following:

1. Two (2) water services to the existing users on the well until their individual property changes ownership. The users will have unlimited water usage at no costs unless there is a leak above the maximum usage amount of 12,000 cubic feet per quarter (three months) with not to exceed of 48,000 cubic feet per year.. The leak will be repaired within two weeks of the leak being detected. If the repair does not occur in a timely fashion, the user will pay for the excess water usage over the 12,000 cu.ft./quarter at \$2.36/100 cu.ft.
2. One (1) water service at any location in the Grantee's water service area.

Grantee shall have the right of ingress and egress over and across the Land of the Grantor to and from the described property in Exhibit AA. Grantee shall be responsible for all damage caused to Grantor arising from Grantee's exercise of the rights and privileges herein granted.

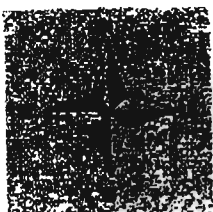
The Grantor reserves the right to occupy, use and cultivate said Easement for all purposes not inconsistent with, nor interfering with the rights herein granted. Within 100 feet of the well, the Grantor will follow the rules of OAR 333-061-0050 Construction Standards for Wells (2) (a) and especially cannot place anything that is a potential public health hazard (to name a few: sewage; solid waste disposal site; buried fuel storage tank; animal yard, feedlot or animal waste storage; chemical (including solvents, pesticides and fertilizers) storage, usage and application; vehicle long term storage; scrap yard; cemetery). The ground surface around the well site shall be graded so that drainage is away from the well. A fence (200 feet by 200 feet) can be provided by the Grantee for well protection and security.

Also, said easement includes a strip of land twenty (20) feet in width on the described property (Exhibit AA) to be used for the installation of a water line to connect to the water line on Hankey Road.. The centerline of said easement will be the water line as placed.

Grantee shall provide reasonable notice to Grantors prior to installation, repair or maintenance activities on the well and water line easement. Upon completion of such

Return to

G-17282



**REYNOLDS
LAND
SURVEYING,
INC.**

32390 Stone Road
Warren, OR 97053
(503) 397-5516
Fax (503) 397-5518

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WATER RESOURCES DEPT
SALEM, OREGON

July 3, 2007

McGilvra Trust
Legal Description
Southerly Adjusted Tract

A tract of land in the East half of Section 31, Township 5 North, Range 1 West, Willamette Meridian, Columbia County, Oregon being more particularly described as follows:

Beginning at the Southwest corner Parcel 1 of the Thomas P. McGilvra Tract as described in Book 233, Pg. 105, Deed Records of Columbia County, Oregon said point being called South 1320 feet and West 20 feet and Westerly 480.0 feet and Northerly 85.0 feet from the Northeast corner of Government Lot 3 in said Section 31, said point also being the Northwest corner of the Richard J. Bailey and Ellen M. Bailey tract as described in Book 227, Pg. 483, Deed Records of Columbia County, Oregon; thence South 89°00'32" West a distance of 629.86 feet to a 5/8" iron rod with yellow plastic cap marked "REYNOLDS LAND SURVEYING, INC" on the Easterly right of way line of Hankey County Road No. P-128; thence Southerly and Easterly, along said right of way line to the West line of the second parcel of the Raymond N. Jauron tract as described in Book 59, Pg. 171, Deed Records of Columbia County, Oregon; thence Northerly, along said West line, to the Southeast corner of the David R. Senter and Carol A. Senter tracts as described in Parcels 1, 2 and 3 of Instrument No. 98-03360, Clerk's Records of Columbia County, Oregon; thence Westerly, along the South line of said Senter tracts to the Southwest corner thereof; thence Northerly, along the West lines of said Senter tracts to the point of beginning.

The above described tract of land is part of a property line adjustment between tracts of land described in Instrument No.'s 92-4550 and 02-10441. No additional parcels are being created as a result of this property line adjustment.

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A tract of land in the East half of Section 31, Township 5 North, Range 1 West, Willamette Meridian, Columbia County, Oregon being more particularly described as follows:

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The above described tract of land is part of a property line adjustment between tracts of land described in Instrument No.'s 92-4550 and 02-10441. No additional parcels are being created as a result of this property line adjustment.