

STATE OF OREGON WATER RESOURCES DEPARTMENT

RECEIVED

JAN 23 1979

Application for Permit to Appropriate Surface WATER RESOURCES DEPT.
SALEM, OREGON

I, Bay City, Oregon

(Name of Applicant)

of City Hall

(Mailing Address)

Bay City

(City)

State of Oregon

97107

(Zip Code)

Phone No. 377-2288

do hereby

make application for a permit to appropriate the following described waters of the State of Oregon:

1. The source of the proposed appropriation is Kilchis River

, a tributary of Tillamook Bay

2. The point of diversion is to be located 819.65 ft. N and 3895.03 ft. E

(N. or S.)

(E. or W.)

from the SW Section corner of Sec. 32, TS 1N, R9S, WM. (present well)

(Public Land Survey Corner)

plus all that portion of the Southwest quarter of Section 33 and the

(If there is more than one point of diversion, each must be described)

Southeast quarter of Section 32, Township 1 North, Range 9 West of the

Willamette Meridian, Tillamook County, Oregon, which lies South and East of the centerline of the Kilchis River and North of Old Whitney Co. Railroad Right of Way.

being within the 1/4 of the 1/4 of

Sec. 32 & 33 Tp. 1 N R. 9W, W. M., in the county of Tillamook

See Exhibit A & B

(N. or S.)

(E. or W.)

3. Location of area to be irrigated, or place of use if other than irrigation. See Exhibit C

Township	Range	Section	List 1/4 1/4 of Section	List use and/or number of acres to be irrigated
1 North	9 West	31	All	All
1 North	9 West	32	South 1/2	All
1 North	9 West	33	S 1/2 & NE 1/4	All
1 North	9 West	34	W 1/2	All
1 South	9 West	6	All	All
1 South	9 West	5	N 1/2 & SW 1/4	All
1 South	9 West	4	N 1/2	All
1 South	9 West	7	All	All
1 South	9 West	8	W 1/2	All
1 South	9 West	15	W 1/2	All

Application No. 51053

Permit No. 43858

Permit to Appropriate the Public Waters of the State of Oregon

This is to certify that I have examined the foregoing application and do hereby grant the same **SUBJECT TO EXISTING RIGHTS INCLUDING THE EXISTING FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD** and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 20.0 cubic feet per second measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users, from Kilchis River.

The use to which this water is to be applied is municipal.

If for irrigation, this appropriation shall be limited to of one cubic foot per second or its equivalent for each acre irrigated.

and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

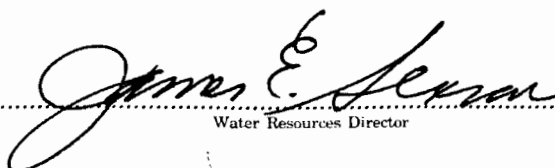
The priority date of this permit is August 10, 1973

Actual construction work shall begin on or before March 2, 1980 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1980.

Complete application of the water to the proposed use shall be made on or before October 1, 1981.

WITNESS my hand this 2nd day of March, 1979.

B+C to 10-1-2000


Water Resources Director

Application # S-51053 / Permit # S-43858

Permit Holder: City of Bay City

Use interactive mapping to check: Stream Basin

Greg Beaman #01

Add this information to the Checklist for PFO

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)**

*NOTE: According to correspondence dated August 29, 1978, it has been determined that an appropriation of water from the Kilchis River may be made by developing shallow wells within the immediate gravel areas adjacent to the Kilchis River, therefore, the type of development being proposed would be considered a surface water appropriation.

X

1. [OAR 690-315-0070(3)]

The appropriate extension of time fee (as specified in ORS 536.050).

\$100 - applications received by September 30, 2003

\$250 - applications received on or after October 1, 2003

DUPLICATE FEES? _____

X

* [OAR 690-315-0070(3)(a)] The name and mailing address of the water right permit holder(s);

X

* [OAR 690-315-0070(3)(b)] The application number and the permit number for which an extension is requested;

X

2. [OAR 690-315-0070(3)(c)] For quasi-municipal 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;

NOTE: ORS 537.230(1) [1997 edition] only **exempts surface water** municipal use permits from the "A" Date requirement. If you are reviewing a ground water municipal use permit, they must provide evidence that the "A" Date has been met.

- "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" does not include planning a diversion system, formulating a business plan, securing financing, letting contracts, purchasing but not installing equipment, or surveying.

Note:
→ Began work on _____,
Began work within 5 years, see Application for Extension of Time received on October 31, 1980

NEED

3. [OAR 690-315-0070(3)(d)] - This is extension request #5

Evidence of actions taken to develop the right within the original permitted time period

OR, during the most recent extension period from 10/1/95 to 10/1/2000

Master plan completed in 1992. Not within last extension period.

X

4. [OAR 690-315-0070(3)(e)] Evidence of compliance with conditions contained in the permit and any previous extension(s) or the reason the condition was not satisfied;
No time sensitive conditions.

NEED

5. [OAR 690-315-0070(3)(f)] Evidence of the maximum INSTANTANEOUS rate of diversion, if any, made to date;
Do not provide instantaneous rates.

X

6. [OAR 690-315-0070(3)(g)] An estimate of the population served and a description of the methodology(ies) used to make the estimate; - Total of 2186 including four other water districts

NEED

7. [OAR 690-315-0070(3)(h)] A description of financial expenditures made toward completion of the water development; you have provided an itemized list it is unclear which items are associated provide total - post 1980

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)**

*NOTE: According to correspondence dated August 29, 1978, it has been determined that an appropriation of water from the Kilchis River may be made by developing shallow wells within the immediate gravel areas adjacent to the Kilchis River, therefore, the type of development being proposed would be considered a surface water appropriation.

NEED

8. [OAR 690-315-0070(3)(i)] An estimate of the cost to complete the water development;
= \$2,000,000 - no description of components

X

9. [OAR 690-315-0070(3)(j)] 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)(k)] 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. 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.
Current Peak Water Demands - NO
Projected Population - they have room for 4,495 new homes - 172 new services installed since last application.
Total of 4,323 new connections associated population??
Potential Growth - *OK - where is info?*
Inventory of Water Rights Held - NO

NEED

11. [OAR 690-315-0070(3)(l)] A summary of the applicant's plan and schedule to complete construction and/or perfect the water right; they say 2 million . Need to provide list of future improvements.

X

12. [OAR 690-315-0070(3)(m)] Justification for the time requested to complete the project and/or apply the water to full beneficial use;

X

13. [OAR 690-315-0070(3)(n)] Any other information the applicant determines is relevant to evaluate the application in accordance with applicable statutes and rules;

X

* [OAR 690-315-0070(3)(o)] Any other information required by the Department that is necessary to evaluate the application in accordance with applicable statutory requirements.

X

* Signature(s) of the water right permit holder(s).

S:\groups\wr\extensions\Municipal\muni_ext_completeness checklist\51053_City of Bay City.wpd

Name of Reviewer: Jonathan Unger

Date: 12/28/04

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:

S-51053
CITY OF BAY CITY
ATTN: JOHN LAW
P. O.BOX 3309
BAY CITY OR 97107

2. Article Number

(Transfer from service label)

7004 1160 0007 0796 9276

PS Form 3811, February 2004

Domestic Return Receipt WR

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *James L. Hays* ☐ Agent
☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

James L. Hays

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



Oregon

Theodore R. Kulungoski, 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

January 24, 2005

City of Bay City
Attn: John Law
PO Box 3309
Bay City, OR 97107

REFERENCE: Pending Application for Extension of Time
Water Right Application #S-51053 (Permit #S-43858)

Dear Municipal Water Right Permit Holder:

The Department is currently evaluating your request for an extension of time on the above referenced 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.

NOTE: *If you make reference to other documents, reports and/or plans, you must provide copies with your responses and make specific references to the pages, tables and/or charts.*

Copies of your pending application received August 4, 2003, and your original permit are enclosed for reference.

Question #3 - OAR 690-315-0070(3)(d): Describe and supply documentation of actions taken to develop the water right permit:

- Your response to Question #3 of the Application for Extension of Time indicates that in the year 1992 the City of Bay City completed a Water Master Plan. This response does not accurately address actions taken within the most recent dates of extension under this permit, being from October 1, 1995, to October 1, 2000.

Please provide evidence that includes dates of work accomplished and actions taken that occurred toward completion of construction and/or beneficial use of water during the time period of the most recent dates of extension under this permit, from October 1, 1995, to October 1, 2000.

Information provided under this section should include both physical work and other types of water right development activities 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).

Question #5 - OAR 690-315-0070(3)(f): Document evidence of the maximum instantaneous rate of water diverted to the date of this application, if any, for beneficial Quasi-Municipal or Municipal purposes.

- Your response to Question #5 of the Application for Extension of Time refers to the monthly totals of water used under this permit. **Please identify the maximum instantaneous rate of water put to beneficial municipal use out of the 20.0 cubic feet per second (cfs) allowed under Permit #S-43858.**

Identify the maximum *instantaneous* rate of water diverted by the date of this application for the beneficial use authorized under the permit and state the maximum rate of water use allowed under your permit. The maximum instantaneous rate should be indicated by using the unit specified in the water use permit, such as cubic feet per second, gallons per minute, or acre-feet. **Do not provide daily, monthly or annual water use totals.**

Documentary evidence substantiating the maximum instantaneous rate of water diversion may include, but is not limited to: meter records; business records; and/or a sworn affidavit. **The maximum instantaneous rate should be based upon at least a continuous 4-hour period of beneficial water use.**

NOTE: Attachment "A" may assist you in compiling the maximum instantaneous rates beneficially used under Permit #S-43858 and any other permits or certificates held by the City of Bay City.

Question #7 - OAR 690-315-0070(3)(h): *Provide a description of the financial expenditures made toward completion of the water development under this permit.*

- Your response to Question #7 of the Application for Extension of Time refers to Bay City's financial cost document submitted as an enclosure to your application. It is unclear which items are associated with Permit #S-43858. Additionally, there is no record of expenditures after the year 1980.

Please provide a list that describes all major development components accomplished from the date this permit was issued up to the time you prepared this extension application. Include dates the work was accomplished, the cost of each development component listed, and the total cost of all work described. Actions under this section consist of both physical work and other water right development activities 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).

Question #8 - OAR 690-315-0070(3)(i): *Provide an estimate of the cost necessary to complete the water development.*

- Your response to Question #8 of the Application for Extension of Time indicates that the estimated cost to fully complete the water development will be \$2,000,000. It is unclear which future components or actions are needed to complete the water development project. Additionally, please provide the approximate time schedule of these improvements.

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. **Provide 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.** Actions under this section consist of both physical work and other water right development activities 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).

NOTE: You may wish to formulate your response to Question #8 in conjunction with your response to Question #11.

Question #10 - OAR 690-315-0070(3)(k):

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 and contracts 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.

Prepare a qualitative analysis indicating the date by which you anticipate to fully develop the water right permit being extended (i.e., the date requested in your extension application). In developing your estimated demand projections for the permit being extended, you should describe the following:

- 1) Current Peak Water Demands
Describe the current demands for water. Indicate annual average, peak season, and peak day water demand figures.
- 2) Projected Population
Identify the projected population growth rate and the associated future demands for water. Describe the methodology used to create the population and water demand projections, such as historical growth rates or any factors affecting growth trends.
- 3) 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.
- 4) Inventory of Water Rights Held
List all water rights held. The Department's website (www.wrd.state.or.us) may be a helpful source for compiling this information.

This information is not clearly stated in your extension application. See enclosed Attachment "A" to assist you in providing a list of all water rights held by the City of Bay City.

Indicate which water rights are used to meet current water demands. Additionally, describe the manner in which the subject permit, other water rights and/or any water supply contracts you may hold are utilized to meet these present water needs. Identify any water rights not currently utilized, or used only in a limited capacity, and explain the reason(s) why. Describe any factors affecting use of the water rights, such as: system redundancy; emergency back-up water supply; climate patterns resulting in seasonal unavailability or high turbidity issues; reliability or quality of existing water supplies; and/or agreements to supply water to other entities.

Describe how the subject permit, other water rights and/or any water supply contracts you may hold are planned or expected to be used to meet anticipated future water needs.

4) Other Justification

Provide any other information that justifies your current and future need for the water under the subject permit.

Question #11 - OAR 690-315-0070(3)(l): Please provide a summary of the plan and schedule to complete construction and/or perfect the water right.

- Your response to Question #11 of the Application for Extension of Time does not contain a list of the planning, work and/or actions that must occur to fully develop and perfect Permit #S-43858. Please include an approximate time schedule within which you anticipate these future projects will be accomplished.

Considering your demand projections in Item #10-A, describe major future projects, if any, that must be completed in order to fully develop and perfect the subject permit. Provide a list of the planning, work and/or actions that must occur and identify the projected time schedule within which you anticipate they will be accomplished. You may wish to review Capital Improvement Plans (CIP) or other system infrastructure improvement plans to help formulate your response.

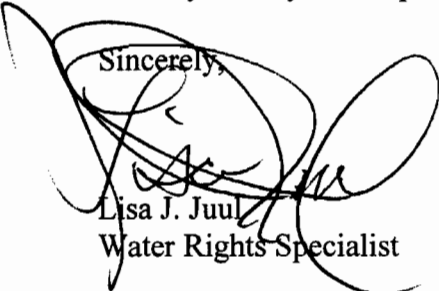
NOTE: You may wish to formulate your response to Question #11 in conjunction with your response to Question #8.

Please submit this information to the Department by **April 25, 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 **April 25, 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 August 4, 2003
 Copy of Permit #S-43858
 Sample copy of "Attachment A"

cc: Appl #S-51053 (Permit #S-43858)
 Greg Beaman, Watermaster District #01

STATE OF OREGON
WATER RESOURCES DEPARTMENT

RECEIPT # 61835

158 12TH ST. N.E.
SALEM, OR 97301-4172
378-8455 / 378-8130 (FAX)

INVOICE #

RECEIVED FROM: City of Bay City

APPLICATION	51053
PERMIT	
TRANSFER	

DATE: CHECK #/ OTHER: (IDENTIFY)

☒ 6025 ☐

TOTAL REC'D \$ 100.00

0401 TREASURY 0417 WRD MISC CASH ACCT

0407	COPIES		\$
	OTHER: (IDENTIFY)		\$
	OTHER: (IDENTIFY)		\$

0427 WRD OPERATING ACCT

MISCELLANEOUS

0407	COPY & TAPE FEES		\$
0410	RESEARCH FEES		\$
0408	MISC REVENUE: (IDENTIFY)		\$
TC162	DEPOSIT LIAB. (IDENTIFY)		\$
0240	EXTENSION OF TIME		\$ 100.00

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 (FWWRD)		\$
0231	HYDRO LICENSE FEE (FWWRD)		\$
	HYDRO APPLICATION		\$

TREASURY OTHER / RDX

FUND	TITLE
OBJ. CODE	VENDOR #
DESCRIPTION	\$

RECEIPT: 61835 DATED: 08/04/03 BY: Paula Taylor

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

APPLICATION FOR EXTENSION OF TIME

for Quasi-Municipal and Municipal Water Use Permits

TO THE WATER RESOURCES DIRECTOR OF OREGON

I, City of Bay City John Law
NAME OF ENTITY NAME OF CONTACT

P.O. Box 3309 Bay City OR 97107 503-377-4121
ADDRESS CITY STATE ZIP PHONE

owner of record, or duly authorized agent, of Application No. 51053, Permit No. 43858,
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, 2003,
be extended to October 1, 2053,
2050

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, 2003, be extended to October 1, 2053.
2000 2050

NOTE:

Permit extensions for Quasi-Municipal and Municipal permits are evaluated under OAR Chapter 690, Division 315. Except under limited circumstances, upon issuance of an order approving an extension, you will be required to submit within 3 years a Water Management and Conservation Plan (WMCP) under OAR Chapter 690, Division 86. Diversion of water beyond the maximum rate currently diverted under the permit shall only be authorized upon approval of your WMCP. The rules may be viewed at: "www.wrd.state.or.us/law/oar1999.shtml"

Attached are instructions to assist you in completing the information on the permit extension application form. Oregon Water Law and Administrative Rules require this information to be considered by the Water Resources Department when reviewing a Quasi-Municipal or Municipal water use permit extension application. For each permit, a separate extension application must be submitted. All items must be addressed or the application may be returned. Please feel free to provide the Department with any additional information or evidence that will 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, you may contact the Department at (503) 378-3739, and request assistance from the Water Rights Division, permit extensions personnel.

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WATER RESOURCES DEPT.
SALEM, OREGON

- per John Law
on 8-15-03
see memo

In order for the Department to evaluate your extension of time request for a Quasi-Municipal or Municipal water use permit, please provide the following:

1. The appropriate fee, as specified under ORS 536.050.
2. For Quasi-Municipal water use permits, evidence of the actions taken to begin actual construction on the project, if required under the applicable statute.
3. Evidence of actions taken to develop the right within the permitted time period and/or time period of the previous extension.
4. Evidence of compliance with conditions contained in the permit and any previous extension(s). If any of the conditions have not been satisfied, please explain the reason(s) why.
5. Evidence of the maximum rate of water diverted to date, if any, for Quasi-Municipal or Municipal purposes.
6. An estimate of the population served under this permit and a description of the methodology(ies) used to make this estimate.
7. A description of the financial expenditures made toward completion of the water development.
8. An estimate of the cost necessary to complete the water development.
9. 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. An estimated demand projection and a description of the methodology(ies) used for the subject water right permit, considering the other water rights and contracts 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.

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. A summary of the plan and schedule to complete construction and/or perfect the water right.
12. Justification for the time requested to complete the project and/or apply the water to full beneficial use.
13. Any other information you wish the Department to consider while evaluating the extension of time application.

I am the permittee, or have 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.

John Law
Signature

July 30, 2003
Date

MAIL COMPLETED APPLICATION and STATUTORY FEE (under ORS 536.050) TO:

WATER RIGHT PERMIT EXTENSIONS
WATER RESOURCES DEPARTMENT
158 - 12th STREET NE
SALEM, OREGON 97301-4172

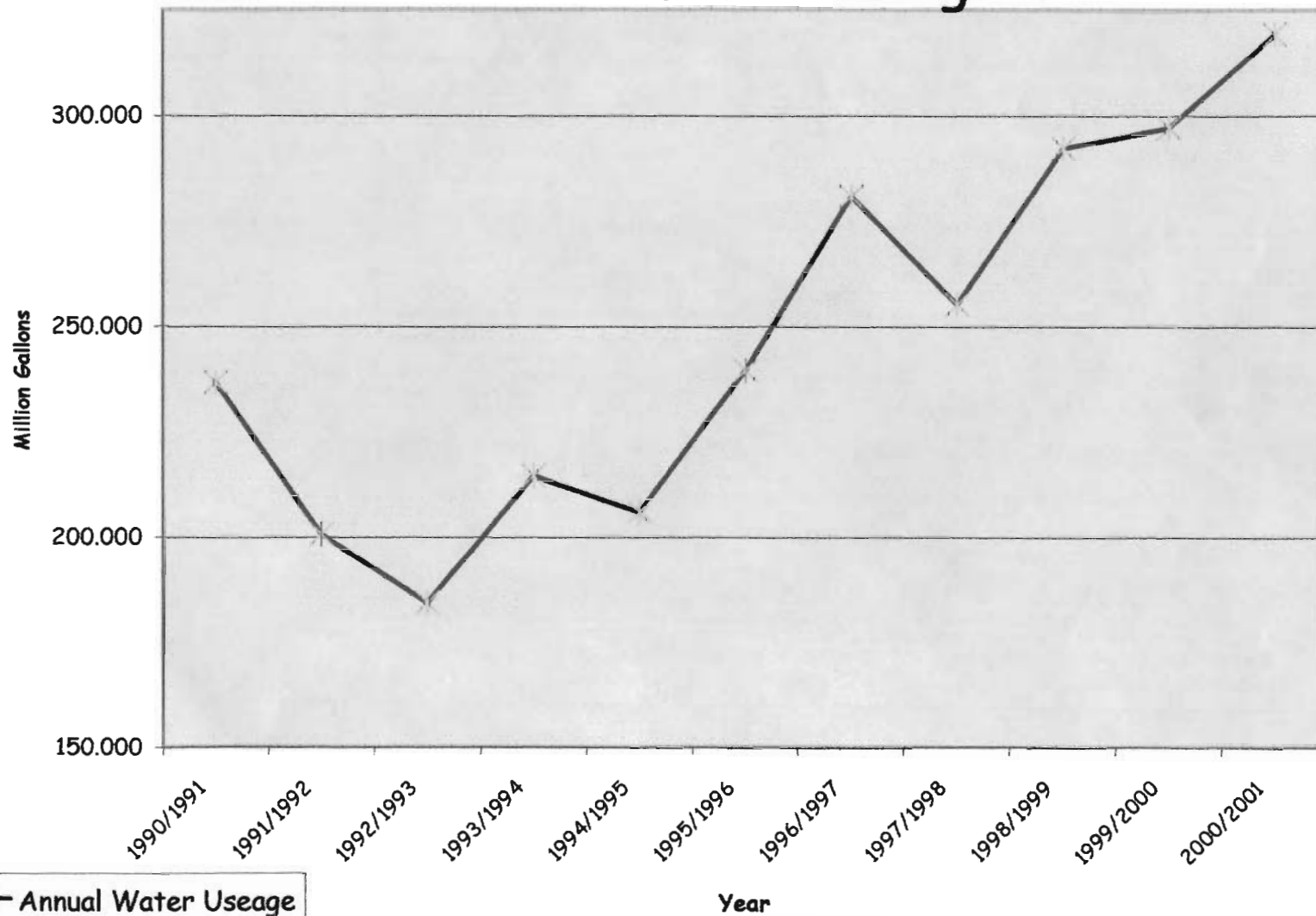
revised: December 12, 2002

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SALEM, OREGON

Annual Water Usage



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WATER RESOURCES DEPT.
SALEM, OREGON



1996

Oregon Water Resources Department
October 1996 through September 1997
Annual Water Use - Monthly Quantities Form

USER-ID 1050

1997



Facility	Kilchis R.W.D.				
POD-ID	11178				
October - 1996	19.45 MG				
November - 1996	16.35 MG				
December - 1996	21.80 MG				
January - 1997	19.34 MG				
February - 1997	19.34 MG				
March - 1997	22.48 MG				
April - 1997	21.79 MG				
May - 1997	23.94 MG				
June - 1997	23.41 MG				
July - 1997	26.22 MG				
August - 1997	27.47 MG				
September - 1997	21.10 MG				
TOTAL *	262.69 MG				

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WATER RESOURCES DEPT.
SALEM, OREGON

* 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: metered-wellhead. If use is irrigation, total number acres irrigated NA

I certify this information is true and accurate to the best of my knowledge.

Signature

Public Works Director
Title

Kilchis Regional Water Dist. 1/7/98
Reporting Entity Date

Please complete and mail to: Water Resources Department; Water Use Reporting Program; 158 12th Street NE; Salem, OR 97310-0210



1997

Oregon Water Resources Department
October 1997 through September 1998
Annual Water Use - Monthly Quantities Form

USER-ID 1050

1998



Facility POD-ID	Kilchis R.W.D. 11178				
October - 1997	20.250 MG				
November - 1997	18.844 MG				
December - 1997	20.044 MG				
January - 1998	19.698 MG				
February - 1998	17.983 MG				
March - 1998	20.296 MG				
April - 1998	19.902 MG				
May - 1998	20.572 MG				
June - 1998	20.410 MG				
July - 1998	24.335 MG				
August - 1998	27.735 MG				
September - 1998	25.012 MG				
TOTAL *	255.081 MG				

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AUG 04 2003

WATER RESOURCES DEPT.
SALEM, OREGON

* 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: metered well-head . If use is irrigation, total number acres irrigated _____

I certify this information is true and accurate to the best of my knowledge.

John D. Law
Signature

Public Works Director Kilchis R.W.D.
Title

Reporting Entity

12/29/98
Date

John D. Law
Name - Please Print

Please complete and mail to: Water Resources Department; Water Use Reporting Program;
158 12th Street NE; Salem, OR 97310-0210



1998

Oregon Water Resources Department
October 1998 through September 1999
Annual Water Use - Monthly Quantities Form

USER-ID 1050

1999



Facility 	Kilchis Regional Water District				
POD-ID 	11178				
October - 1998	23.045 MGD				
November - 1998	21.155 MGD				
December - 1998	25.138 MGD				
January - 1999	26.355 MGD				
February - 1999	22.598 MGD				
March - 1999	24.790 MGD				
April - 1999	23.844 MGD				
May - 1999	24.566 MGD				
June - 1999	23.240 MGD				
July - 1999	25.275 MGD				RECEIVED AUG 04 2003 WATER RESOURCES DEPT. SALEM, OREGON
August - 1999	25.275 MGD				
September - 1999	26.039 MGD				
TOTAL *	291.320 MGD				

* 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: Flow Meters. If use is irrigation, total number acres irrigated _____

I certify this information is true and accurate to the best of my knowledge.

Signature

Public Works Director - Kilchis Regional Water Dist. 12/99

Title

Reporting Entity

Date

John Law

Name - Please Print

Please complete and mail to: Water Resources Department; Water Use Reporting Program;
158 12th Street NE; Salem, OR 97310-0210



1999

Oregon Water Resources Department
October 1999 through September 2000
Annual Water Use - Monthly Quantities Form

USER-ID 1050

2000



Facility  POD-ID 	Kilchis Regional Water District 11178				
October - 1999	24.994				
November - 1999	24.924				
December - 1999	23.386				
January - 2000	23.923				
February - 2000	22.284				
March - 2000	24.034				
April - 2000	22.689				
May - 2000	23.222				
June - 2000	23.865				
July - 2000	28.445				RECEIVED AUG 04 2003 WATER RESOURCES DEPT. SALEM, OREGON
August - 2000	29.305				
September - 2000	26.075				
TOTAL *	297.146	MG			

* 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: Sensus Flow Meters. If use is irrigation, total number acres irrigated NA

I certify this information is true and accurate to the best of my knowledge.

John Law
Signature

Public Works Director
Title

Kilchis Regional Water Dist.
Reporting Entity

11/1/00
Date

John Law
Name - Please Print

Please complete and mail to: Water Resources Department; Water Use Reporting Program;
158 12th Street NE; Salem, OR 97310-0210



2000

USER-ID 1050
Oregon Water Resources Department
October 1999 through September 2000
Annual Water Use - Monthly Quantities Form

2001



Facility POD-ID	Dill Bar 11178				
October - 2000	24.779				
November - 2000	27.712				
December - 2000	28.365				
January - 2001	29.246				
February - 2001	21.527				
March - 2001	25.834				
April - 2001	26.723				
May - 2001	30.059				
June - 2001	23.851				
July - 2001	24.333				
August - 2001	31.254				
September - 2001	25.594				
TOTAL *	319.277	MG			

RECEIVED

AUG 04 2003

WATER RESOURCES DEPT
SALEM, OREGON

* 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: Sensus Flow Meters. If use is irrigation, total number acres irrigated NA

I certify this information is true and accurate to the best of my knowledge.

Signature

Public Works Director
Title

Kilchis Regional Water Dist.
Reporting Entity

11/29/01
Date

John Law
Name - Please Print

Please complete and mail to: Water Resources Department; Water Use Reporting Program;
158 12th Street NE; Salem, OR 97310-0210

2001

Oregon Water Resources Department
October 2001 through September 2002
Annual Water Use - Monthly Quantities Form

USER-ID 1050

2002



Facility  POD-ID 	Dill Bar 11178				
October - 2001	23.090				
November - 2001	23.358				
December - 2001	23.576				
January - 2002	24.089				
February - 2002	22.590				
March - 2002	23.871				
April - 2002	21.330				
May - 2002	21.644				
June - 2002	20.883				
July - 2002	24.454				RECEIVED
August - 2002	25.789				AUG 04 2003
September - 2002	19.805				WATER RESOURCES DEPT. SALEM, OREGON
TOTAL *	274.479	MG			

* 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: Sensus Flow Meters. If use is irrigation, total number acres irrigated NA
I certify this information is true and accurate to the best of my knowledge.

John Law
Signature

Public Works Director
Title

Kilchis Regional Water Dist.
Reporting Entity

10/15/02
Date

John Law
Name - Please Print

Please complete and mail to: Water Resources Department; Water Use Reporting Program;
158 12th Street NE; Salem, OR 97310-0210



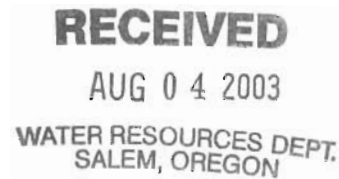
City of Bay City

PO Box 3309
Bay City, OR 97107
Phone (503) 377-2288
Fax (503) 377-4044

State of Oregon
Water Resources Department
158 12th ST NE
Salem, Oregon 97301

July 30, 2003

ATTN: Lisa Juul



RE: Municipal Extension of Time, Water Use Permit.

Listed below is the information requested for the City of Bay City's extension of time for our Municipal Water Use Permit.

1. Check is enclosed.
2. NA - Municipal Water Use Permit.
3. City of Bay City Water Master Plan completed in 1992. The City is currently developing a Well Head Protection Plan for the Kilchis Well site. The City of Bay City and City of Tillamook are in the engineering stage of an intergovernmental agreement to supply each other with potable water in emergency situations. Copies of the Bay City Water Master Plan and Source Water Assessment are included.
4. The City of Bay City has not been assigned any conditions for permit extensions.
5. Enclosed are copies of the last five years of Water Use Report Forms sent to the Oregon Water Resources Department.
6. The current population of Bay City is 1160 according to the 2000 U.S. Census figures and the other four water districts that we provide water for have approximately 1026 for a total of 2186 persons. The Tillamook County Creamery Association, a large industrial complex and water district that we supply with water uses 56% of our systems total water supply.
7. Copies of Bay City's financial cost for the water system are enclosed.
8. The Bay City Water System has been supplying water since 1982. As growth continues in our water system area new supply lines, wells, pumps and reservoirs will be constructed to meet demand. The City of Bay City charges a water SDC on all new building permits and these funds are put into a water reserve account for the future expansion of the Bay City Water System.

An estimated cost to fully complete our water development would be \$2,000,000.00.

9. The application of water to full beneficial use will take several years to accomplish based on the size and scope of our permit. The City of Bay City and surrounding area served by our water system is the only large area of land left in Tillamook County that can be developed for residential use. Bay City has an agreement with five other water districts to supply them with water and this collective group is called the Kilchis Regional Water District. The City of Bay City also has a mutual aid agreement with the Wilson River Water District to supply water in case of emergencies.

10. As stated in the 1996 extension application the City of Bay City had room for 4,495 new homes. The City has had 172 new water services installed since that time. There has also been continued growth in the surrounding area served by Bay City. We also provide water for two fire protection districts. The City does not feel it would be prudent to finalize the permit at this time and leave itself and our five contracted water districts without an adequate supply of water for the future. The City of Bay City is requesting an extension of fifty years to fully construct the water system and utilize our permit to full beneficial use.

11. A schedule to complete construction depends entirely on the rate of population growth in Bay City and the surrounding service area. Bay City is currently in the engineering stage of construction for a new 500,000 gallon reservoir at the North end of the system. As our reserve funding increases we also have plans for another reservoir at the South end of the system and another well and pump at the Kilchis Well site. The Bay City Water Master Plan is due to be updated in three years, much of our future planning to complete construction will be based on the findings of this document.

12. As you can see by the enclosed water usage chart, water use in our system has been slow but steadily increasing. This is the reason we have requested a fifty year extension. The City must do everything in its power to insure an adequate amount of water be available for its citizens in the upcoming future. Having the last large parcels of land left in Tillamook County that can be developed for residential use the City must insure that an adequate water supply will be available.

13. The City of Bay City and member water districts are fully metered and bill their customers by water usage. The City has an aggressive program for replacement of old water lines and appurtenances for leak control. The City also budgets funds for new technology and equipment to make our system more efficient and cost effective.

If you have any questions or need more information please contact me, thank you.



John Law
Public Works Superintendent



March 18, 2004

Dwight French
Water Rights Section
Oregon Water Resources Department
725 Summer Street NE Suit "A"
Salem, OR 97301

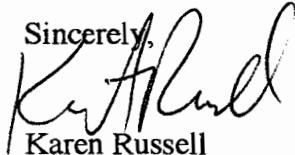
Re: Extension Requests for
A 41825, P 31365, Harbor Rural Water District, Chetco River
A 58045, P 43837, Harbor Rural Water District, Chetco River
A 5942, P 3778, South Fork Water Board, Clackamas River
A 11007, P 9982, South Fork Water Board, Clackamas River
A 28676, P 22581 South Fork Water Board, Clackamas River
A 47144, P 35297, Oak Lodge Water District, Clackamas River
A 43365, P 32410, Lake Oswego, Clackamas River
A 50819, P 37839, Lake Oswego, Clackamas River
A 55550, P 43246, Lake Oswego, Clackamas River
A 51053, P 43858, Bay City, Kilches River.
A 65051, P 48451, City of Sandy, Salmon River.
A 48146, P 35819, City of Adair Village, Willamette River

Dear Mr. French,

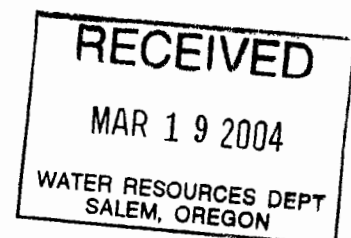
WaterWatch is very concerned about the pending extension requests for the above referenced permits. We enclose a check for \$120 for a copy of any proposed final order and final order issued relating extensions of each one of these permits.

Please don't hesitate to call if you have any questions about this request.

Sincerely,



Karen Russell
Senior Staff Attorney



**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **66097**

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172
(503) 986-0900 / (503) 986-0904 (fax)

INVOICE # _____

RECEIVED FROM: Karen A. Russell

APPLICATION	<u>See below</u>
PERMIT	
TRANSFER	

BY: _____

CASH: ☐ CHECK:# 4920 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 120.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES		<u>S</u>	<u>S</u>
OTHER: (IDENTIFY)	<u>41825</u>	<u>43365</u>	
	<u>58045</u>	<u>50819</u>	
0243 I/S Lease	<u>5942</u>	<u>55550</u>	
0244 Muni Water Mgr	<u>11007</u>	<u>51053</u>	
	<u>28678</u>	<u>65051</u>	
	<u>47144</u>	<u>48146</u>	

4270 WR

MISCELLANEOUS

0407 COPY & TAPE FEES \$ _____

0410 RESEARCH FEES \$ _____

0408 MISC REVENUE: (IDENTIFY) PFO \$ 120.00

TC162 DEPOSIT LIAB. (IDENTIFY) \$ _____

0240 EXTENSION OF TIME \$ _____

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: **66097**

DATED: 3/19/04 BY: Linda Doeffer

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

Water Supply Summary Table

OCT 31 2003

A. Application Number ¹	B. Permit or Certificate Number ²	C. Priority Date ³	D. Maximum Allowable Rate ⁴ (cfs or ac-ft)	E. Reliable Peak Rate ⁵ (cfs)	F. Cumulative Total (cfs) ⁶	G. Notes: Explain any differences between Columns D and E. ⁷
S-51053	S-43858	08/10/73	20cfs	2.68cfs	2.68cfs	Have not fully developed our water right.

Add rows as needed to include all permitted and certificated rights.

¹ A. The application number is typically includes an alpha designator of "S" for a surface water right, "G" for a ground water right, "R" for a reservoir or storage right, or "D" for a decreed or adjudicated right (e.g., S-5667). A right that has been transferred continues to retain the original application number.

² B. If the right has been certificated, the certificate number should be provided. If the right has not been certificated, then the permit number should be used. The permit number retains the alpha designator used for application numbers. If the right has been transferred, the transfer number (e.g., T-4531) should be used in lieu of the permit number.

³ C. The priority date of the right is shown on the permit or certificate. Water rights should be listed in priority date order with the right with the earliest priority date listed first.

⁴ D. The Maximum Allowable Rate is listed on most permits and certificates, other than those for storage. For storage rights, the total quantity of water that can be stored is typically listed in acre-feet.

⁵ E. The Reliable Peak Rate is that at which the community can reasonably expect to divert water during periods of high demand. The Reliable Peak Rate may not be greater than the Maximum Allowable Rate under the right, but may be less if the right is not met because reliability (e.g., summer streamflows are insufficient, a well produces less than the right allows), production must be curtailed because of water quality problems, the right serves as backup supply, or there are other limitations on the full exercise of the right. For reservoir rights, the rate at which water could reasonably be taken from storage should be shown.

⁶ F. The total of the Reliable Peak Rate for this right added to the total of the Reliable Peak Rates for all of the other listed rights with earlier priority dates.

⁷ G. A brief explanation of the reasons for any differences in the Maximum Allowable Rate and the Reliable Peak Rate shown. See Footnote 5 for examples of reasons for such a difference.

Water Demand Summary Table

OCT 31 2003

Year	H. Estimated Population ⁸	I. Peak Day Demand ⁹ (cfs)	J. Notes: Explain departures from historic population growth rates and increases in Peak Day Demand that are larger than 0.3 cfs per 1,000 addition persons to be served.
1950			The Kilchis Regional Water District is made up of a co-op of six water districts. The KRWD supplies water to four of the largest industrial users in Tillamook County. The figures that are shown for H.&I. are City of Bay City only. There is no data at this time to determine the projected demands of the other five users of our water system. In 2005 we will be updating our Water System and Distribution Plan to include the district as a whole.
1960			
1970			
1980	986		
1990	1,027	.59	
2000	1,149	.61	
present	1,160	.89	
2010	1,300	.92	
2020	1,440	.94	
2030	1,580	.97	
2040	1,720	.99	
2050	1,860	1.10	

Add rows as needed identify the year in which full development of the permit to be extended will be needed to meet projected demands (i.e., the year in which the demand shown in Column I exceeds the cumulative supply in Column F for the permit to be extended.

⁸ H. Provide estimates of the population served for each year from 1950 to present. Provide estimates of the future populations to be served in future years considering available population projections, changes in service area based on land use plans, potential regional agreements to supply water to other communities, and other expected changes.

⁹ I. For years up to the present year, provide estimates of the Peak Day Demand as available. For future years, calculate the Peak Day Demand as 0.3 cfs per each increase in population of 1,000 persons served, or provide an explanation of the use other projections of Peak Day Demand. The use of other projections may be appropriate because of expected water conservation, planned industrial development, or other factors. To convert Million Gallons per Day to Cubic Feet Per Second, multiply by 1.55.

PORTLAND OR
PM
29 OCT
2003



97301+4172

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:

S-51053
CITY OF BAY CITY
ATTN: JOHN LAW
PO BOX 3309
BAY CITY, OR 97107

2. Article Number

(Transfer from service label)

7002 3150 0005 3664 0468

PS Form 3811, August 2001

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X James L. Heup ☐ Agent
☐ Addressee

B. Received by (Printed Name)

James L. Heup ☐ Date of Delivery

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

Domestic Return Receipt

WR/LJT

102595-02-M-1540



Oregon

Theodore R. Kulongoski, Governor

CERTIFIED MAIL
Return Receipt Requested

File # S-51053
Water Resources Department

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

August 28, 2003

City of Bay City
Attn: John Law
PO Box 3309
Bay City, OR 97107

REFERENCE: Application #S-51053 (Permit #S-43858)

Dear Mr. Law:

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:

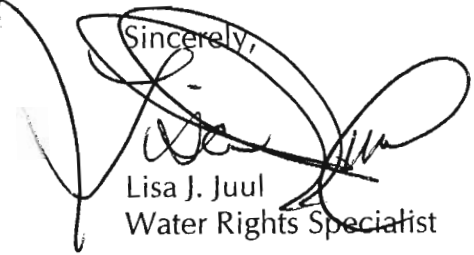
- ▶ **Please complete and return the enclosed Water Supply Summary and Water Demand Summary Tables.** This additional information is necessary for the Department to properly evaluate your extension request.

Please submit this information by **Monday, September 29, 2003**. 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,


Lisa J. Juul
Water Rights Specialist

Enclosure: Water Supply/Demand Summary Tables

cc: Appl #S-51053 (Permit #S-43858)
Greg Beaman, Watermaster District #01

*Note: Spoke w/
John Law & he
needs through
Oct. 31, 2003 to
submit requested
info. OK'd.
D. Juul
9-26-03*

File #S-51053

MEMORANDUM

Date: August 15, 2003
To: Appl #S-51053 (Permit #S-43858)
From: Lisa Juul, Permit Extension Review 
Subject: Amended dates requested for extension

Today, I spoke with Mr. John Law with the City of Bay City. The extension of time application submitted for Permit #S-43858 indicated that a 50-year extension of time was being requested.... from October 1, 2003 to October 1, 2053.

The last authorized "C" Date for Permit #S-43858, however, was October 1, 2000. Mr. Law verified that the intent was to request a 50-year extension.

Per Mr. Law, therefore, the extension application should be requesting:

to extend the dates for complete construction of the water system and for complete application of water to full beneficial use under Permit #S-43858 from October 1, 2000, to October 1, 2050.