



# Oregon

Kate Brown, Governor

Water Resources Department

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November 6, 2015

Anderson Perry & Associates, Inc.

Attn: Brad Baird, PE, President

PO Box 1107

La Grande, OR 97850

RE: Request for Additional Time to Submit a Municipal Water Management and Conservation Plan for the City of Arlington

Dear Mr. Baird:

We received your request, on behalf of the City of Arlington (City), for an additional six months beyond the current due date of April 26, 2016, to submit the City's Water Management and Conservation Plan (WMCP). The additional time is necessary to allow the City to spread the cost of preparing the WMCP over a two-year budget timeframe.

Pursuant to OAR 690-086-0920, the request is granted. The new deadline for submittal of the plan is **October 26, 2016**.

In light of this approval for additional time to submit your WMCP, the Department would like to highlight how this could affect water use permit(s) you may hold.

- **"Development Limitation" Conditions for Extended Water Use Permits**

Please be aware that the final order issued on April 26, 2013, approving a permit extension of time for Permit S-35058 included a condition that limits the rate at which water may be diverted under the permit to no more than 2.67 cfs (out of the total permitted 8.16 cfs).

Permit S-35058 was subsequently superseded by Permit S-54814 (issued on June 12, 2013). At this time, therefore, **the City is legally authorized to divert up to 2.67 cfs under the City's Permit S-54814**. The diversion of water beyond 2.67 cfs under Permit S-54814 may only occur upon OWRD's approval of a WMCP submitted by the City that requests and provides sufficient justification for a greater rate of diversion (up to the total permitted 8.16 cfs).

[See: OAR 690-315-0090(3) and OAR 690-086-0915(4)].

- **Certification of Water Use Permits**

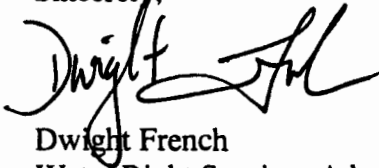
Failure to submit a WMCP required by a condition set forth in a water use permit may result in potential problems related to requesting certification of that water use permit.

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 137-004-080 and OAR 690-01-005 you may either petition for judicial review or petition the Director for reconsideration of this order.



Please do not hesitate to contact Lisa Jaramillo of the Department staff if we can be of further assistance. Lisa's telephone number is 503-986-0880 and her e-mail address is [Lisa.J.Jaramillo@wrд.state.or.us](mailto:Lisa.J.Jaramillo@wrд.state.or.us).

Sincerely,



Dwight French  
Water Right Services Administrator, for  
Thomas M. Byler, Director  
Oregon Water Resources Department

cc: WMCP file  
Ken Thiemann, District #21 Watermaster  
City of Arlington, Attn: Timothy Wetherell, Public Works Director, PO Box 511, Arlington, OR 97812