

**From:** Lisa Brown [lisa@waterwatch.org]  
**Sent:** Thursday, June 10, 2010 4:11 PM  
**To:** Leona Albin; Dwight French  
**Cc:** Herb Mosgar  
**Subject:** Re: WaterWatch request for file review

Leona,

I hate to do this to you, but what about this one:

Permit S-50877, application S-70107, Willamette Water Company

I will be there Monday morning to look at the files. If that one can be added, that would be great. Otherwise, I will come for it when it is ready.

Thanks,  
Lisa

----- Original Message -----

**From:** "Leona Albin" <albinlm@wrd.state.or.us>  
**To:** "Lisa Brown" <lisa@waterwatch.org>  
**Cc:** "Herb Mosgar" <mosgarhl@wrd.state.or.us>  
**Sent:** Wednesday, June 9, 2010 9:05:04 AM  
**Subject:** RE: WaterWatch request for file review

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

## Mailing List for Extension FO Copies

Application #S-70107  
Permit #S-50877

FO Date: June 13, 2005

Original mailed to:

Willamette Water Company ✓  
Attn: Lana Johnson  
PO Box 46  
Springfield, OR 97477

Copies Mailed

By: JCS  
(SUPPORT STAFF)

on: 6/13/05  
(DATE)

**For Extension FO's - Copies sent to:**

1. WRD - Appl. File #S-70107 / Permit #S-50877 ✓
2. WRD - Watermaster District: #02 - Michael Mattick, Springfield ✓
3. WRD - Northwest Regional Manager: Dave Jarrett, Salem ✓
4. ODFW - Biologist District: #04 - Jeff Ziller, Springfield ✓
5. DEQ - West Region - John Blanchard, Medford ✓
6. WRD - Support Staff, Salem...Permit record update ✓

**Other interested parties:**

7. EWEB ✓  
Attn: Brad Taylor  
500 E 4<sup>th</sup> St.  
Eugene, OR 97401

CASEWORKER: LJJ/JJU

# Extension "Final Order" Checklist

Application # S-70107 / Permit # S-50877

Permit Holder's Name Willamette Water Company

This Final Order is processed under:  Div. 315 Rules -or-  Div. 320 Rules

\_\_\_ 1. Date Extension Request submitted: 5-22-03

\_\_\_ 2. Date permit was issued: 2-9-90

\_\_\_ 3. Original "B" Date from permit: 10-1-91  
(Date for completion of construction)

\_\_\_ 4. Original "C" Date from permit: 10-1-92  
(Date for complete application of water)

\_\_\_ 5. Extension PFO Date: 4/26/05

\_\_\_ 6. WRD recommends extending "B" Date to: 10-1-2040

and extending the "C" Date to: 10-1-2040

\_\_\_ 7. Any conditions from PFO: none

\_\_\_ 8. Protest Deadline Date from PFO: 6/10/05

\_\_\_ 9. Any written Protests or written Comments received within the Protest period?  
Yes / No

Reviewer's Name: [Signature]

Date: 4/20/05

# Mailing List for Extension PFO Copies

**Application #S-70107**  
**Permit #S-50877**

**PFO Date: April 26, 2005**

**Original mailed to:**

**Applicant: Willamette Water Company**  
**Attn: Lana Johnson**  
**PO Box 46**  
**Springfield, OR 97477**

<b>Copies Mailed</b>
By: <u>[Signature]</u> (SUPPORT STAFF)
on: <u>4/26</u> (DATE)

**For Extension PFO's - Copies sent to:**

1. WRD - Appl. File #S-70107/ Permit #S-50877 ✓
2. ODFW - Dist #04 - Jeff Ziller, Springfield ✓
3. DEQ - West Region - John Blanchard, Medford ✓

**Other interested parties:**

4. EWEB  
Attn: Brad Taylor ✓  
500 E 4<sup>th</sup> St.  
Eugene, OR 97401

**Note: WRD - Watermaster District: #02 - Michael Mattick, Springfield**  
**(VIA EMAIL by JJU)**

**CASEWORKER: LJJ/JJU**

Oregon Water Resources Department  
Water Rights Division

Water Rights Application  
Number S-70107

**Final Order**  
**Extension of Time for Permit Number S-50877**

**Appeal Rights**

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

**Application History**

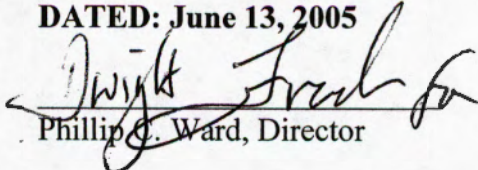
On April 28, 2000, Willamette Water Company submitted an application to the Department for an extension of time for permit number S-50877. The Department issued permit number S-50877 on February 9, 1990. The permit called for completion of construction of the water development project by October 1, 1991, and complete application of water to the full beneficial use by October 1, 1992. In accordance with OAR 690-315-0050(2), on April 26, 2005, the Department issued a Proposed Final Order proposing to extend the time to complete construction of the water development project and the time to fully apply water to beneficial use to October 1, 2040. The protest period closed June 10, 2005, in accordance with OAR 690-315-0060(1). No protest was filed.

The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.230, 537.248, 537.630, 539.010(5) and/or OAR 690-315-0080(2).

**Order**

The extension of time for Application Number S-70107, Permit Number S-50877, therefore, is approved. The deadline for completing construction is extended to October 1, 2040. The deadline for applying water to full beneficial use is extended to October 1, 2040.

**DATED: June 13, 2005**

  
Phillip C. Ward, Director

**If you have any questions about statements contained in this document, please contact Lisa Juul at (503) 986-0808.**

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

**Oregon Water Resources Department  
Water Rights Division**

**Application for Extension of Time**

In the Matter of the Application )  
for an Extension of Time for )  
Permit #S-50877, Water Right ) **PROPOSED FINAL ORDER**  
Application #S-70107 )  
(Willamette Water Company) )

**Permit Information**

**Application File #S-70107 / Permit #S-50877**

Basin: #02 - Willamette Basin / Watermaster District: #02  
Date of Priority: October 25, 1989

**Authorized Use of Water**

Source of Water: McKenzie River, a tributary of Willamette River  
Purpose or Use: Quasi-Municipal Uses  
Maximum Rate: 4.0 cubic foot per second (cfs)

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

***Please read this Proposed Final Order in its entirety.***

This Proposed Final Order applies only to Permit #S-50877, water right Application #S-70107. A copy of Permit #S-50877 is enclosed as Attachment 1.

## Summary of Proposed Final Order for Extension of Time

### The Department proposes to:

- grant the extension for complete construction of the water system from October 1, 1999, to October 1, 2040;
- grant the extension for complete application of water from October 1, 1999, to October 1, 2040; and
- make the extensions subject to certain conditions as set forth below.

### AUTHORITY

**ORS 537.230(2)** provides in pertinent part that the Water Resources Department shall, for good cause shown, order an extension of time within which irrigation or other works shall be completed or the right perfected. In determining the extension, the Department shall give due weight to the considerations described under ORS 539.010(5).

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

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

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

**OAR 690-315-0090(4)** provides in pertinent part that municipal and quasi-municipal water use permit holders that serve a population of less than 1000 are not subject to OAR 690-315-0090(3) unless upon review of certain criteria the Department determines that compliance is necessary.



## FINDINGS OF FACT

### Background

1. Permit #S-50877 was granted by the Water Resources Department (Department) on February 9, 1990. The permit authorizes the use of up to 4.0 cfs of water from the McKenzie River, a tributary of the Willamette River, for quasi-municipal purposes. It specified that construction of the water development project was to be completed by October 1, 1991, and that complete application of water was to be made on or before October 1, 1992.
2. Two prior extensions have been granted for Permit #S-50877. The most recent extension request resulted in the construction and completion dates being extended to October 1, 1999.
3. The permit holder submitted an "Application for Extension of Time" to the Department on April 28, 2000, requesting the time in which to accomplish beneficial use of water to the full extent under the terms of Permit #S-50877 be extended from October 1, 1999, to October 1, 2020.
4. Due to ongoing permit extension rulemaking, the Department placed all pending municipal and quasi-municipal permit extension of time requests on hold and did not require municipal and quasi-municipal water use permit holders to submit an extension application until the new rules were adopted.
5. Municipal and quasi-municipal water use permit extension rules were adopted by the Water Resources Commission and became effective on November 1, 2002 (OAR 690-315-0070 through 690-315-0100).
6. On May 22, 2003, Willamette Water Company (Company) submitted an updated extension of time request for Permit #S-50877. The permit holder requested that both the time in which to complete construction of the water system and to complete beneficial use of water to the full extent under the terms of Permit #S-50877 be extended to October 1, 2020.
7. On October 27, 2004, the Department received a letter from the permit holder requesting that the proposed extension dates for Permit #S-50877 be amended to October 1, 2040.
8. Notification of Willamette Water Company's extension of time request for Permit #S-50877 was published on the Department's Public Notice dated June 17, 2003. No public comment on the extension application was received.

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

*The time limits to complete construction and/or apply water to full beneficial use may be extended if the Department finds that the permit holder has met the requirements set forth under OAR 690-315-0080(1).*

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

9. The Department received a completed extension of time application and the statutory fee specified in ORS 536.050 from the permit holder.

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

10. Construction of the water system began within the time specified in the permit, being February 9, 1991.

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

*Under OAR 690-315-0080(1)(c)(d), the Department shall find that the time requested is reasonable and the applicant can complete the project within the time requested.*

11. The remaining work to be accomplished under Permit #S-50877 consists of complete construction of the system and complete application of water to beneficial use.
12. As of May 22, 2003, the permit holder has diverted 0.43 cfs of the 4.0 cfs of water allowed under Permit #S-50877 for quasi-municipal purposes.
13. Willamette Water Company relies exclusively on the 4.0 cfs of water allowed under Permit #S-50877 to meet customer demand.
14. Based on an estimated 3 persons per connection, the Company's current 148 connections equals a population of 444. Willamette Water Company expects an increase in demand of 300% by the year 2020, a result of extending mainlines to several subdivisions. The Company estimates that thereafter an annual residential growth rate of 1.5% will occur. When full beneficial use of water under Permit #S-50877 is expected to occur in the year 2040, the Company estimates there will be a total of 540 service connections serving a population of 1,620.
15. The Company expects commercial and industrial growth will occur in the Goshen area. The addition of large commercial and industrial water users will increase water demand above the 1.5% annual residential growth rate resulting in full beneficial use of water under Permit #S-50877 by October 1, 2040.

16. Given the amount of development left to occur, the Company's projected annual growth rate and associated projected demands for water, and considering the potential commercial and industrial growth that will likely occur in the Goshen area, the permittee's request to have until October 1, 2040, to complete construction of the water system and to complete the application of water to beneficial use under the terms of Permit #S-50877 is reasonable.

**Good Cause [OAR 690-315-0080(1)(e) and (2)]**

*The Department's determination of good cause shall consider the requirements set forth under OAR 690-315-0080(2).*

**Reasonable Diligence and Good Faith of the Appropriator [OAR 690-315-0080(2)(a)(c) and (3)]**

*Reasonable diligence and good faith of the appropriator during the permit period constitutes a continuing test of whether and under what conditions to grant an extension. In determining the reasonable diligence and good faith of a municipal or quasi-municipal water use permit holder, the Department shall consider activities associated with the development of the right including, but not limited to, the items set forth under OAR 690-315-0080(3).*

17. During the last extension period, being from October 1, 1994, to October 1, 1999, the following occurred: Willamette Water Company installed mainline and four meters.
18. Since October 1, 1999, Willamette Water Company accomplished the following: installation of mainline and three meters.
19. As of May 22, 2003, the permit holder invested 13 percent of the total projected cost for complete development of this project, being an approximate total of \$760,473. Work accomplished thus far consists of construction of a water distribution system and installation of meters. An additional \$5,000,000 investment is anticipated for the completion of this project.
20. Since the issuance of Permit #S-50877 on February 9, 1990, approximately 0.43 cfs of the permitted 4.0 cfs of water has been diverted from the McKenzie River for beneficial quasi-municipal purposes under the terms of the permit.
21. The record does not raise concerns about the permit holder's compliance with conditions.

**Financial Investment and Cost to Appropriate and Apply Water to a Beneficial Purpose** [OAR 690-315-0080(2)(b)]

22. As of May 22, 2003, the permit holder has invested an approximate total of \$760,473 into the project, consisting of construction of a water distribution system and installation of meters. An additional \$5,000,000 investment is anticipated for the completion of this project.

**The Market and Present Demands for Water** [OAR 690-315-0080(2)(d)]

23. As described in findings #12 through #15 above, the Company relies exclusively on Permit #S-50877 to meet its future demands.
24. Given the amount of development left to occur, the Company's projected annual growth rate and associated projected demands for water, and considering the potential commercial and industrial growth that will likely occur in the Goshen area, there is a market and present demand for the water to be supplied under Permit #S-50877.

**Fair Return Upon Investment** [OAR 690-315-0080(2)(e)]

25. Use and income from the permitted water development project already results in reasonable returns upon the investment made to date.

**Other Governmental Requirements** [OAR 690-315-0080(2)(f)]

26. Delay in the development of this project was not caused by any other governmental requirements.

**Events which Delayed Development under the Permit** [OAR 690-315-0080(2)(g)]

27. Delay of development under Permit #S-50877 was due to the size and scope of the quasi-municipal water system, which was designed to be expanded as water customers connect to the Company.

## CONCLUSIONS OF LAW

1. The permit holder is entitled to apply for an extension of time to complete construction and/or completely apply water to the full beneficial use pursuant to ORS 537.230.
2. The permit holder submitted a complete extension application form and the fee specified under ORS 536.050(1)(k), as required by OAR 690-315-0080(1)(a).
3. The permit holder demonstrated that actual construction on the project began within the time specified in the permit, as required by OAR 690-315-0080(1)(b).
4. The time requested to complete construction and apply water to full beneficial use is reasonable, as required by OAR 690-315-0080(1)(c).
5. Completion of construction and full application of water to beneficial use can be completed by October 1, 2040<sup>1</sup>, [OAR 690-315-0080(1)(d)].
6. After considering the reasonable diligence and good faith of the appropriator, the financial investment made, the market and present demands for water, the fair return upon the investment, the requirements of other governmental agencies and uncontrollable events which delayed development under the permit, the Department has determined that the applicant has shown good cause for an extension to complete construction and complete application of water to full beneficial use pursuant to OAR 690-315-0080(1)(e).
7. Considering that the population served under Permit #S-50877 is less than 1000 (as described in Finding #14 above), the Department has reviewed the permit record and determined, pursuant to OAR 690-315-0090(4), that submittal of a Water Management and Conservation Plan consistent with OAR Chapter 690, Division 86 is not necessary.

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<sup>1</sup> Pursuant to ORS 537.630(3), upon the completion of beneficial use of water allowed under the permit, the permittee shall hire a certified water rights examiner to survey the appropriation. Within one year after the complete application of water to a beneficial use (or by the date allowed for the complete application of water to a beneficial use), the permittee shall submit a map of the survey and the claim of beneficial use.

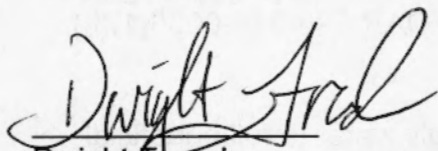
## Proposed Order

Based upon the foregoing findings of fact and conclusions of law, the Department proposes to issue an order to:

Extend the time for complete construction of the water system under Permit #S-50877 from October 1, 1999, to October 1, 2040; and

Extend the time for complete application of water to beneficial use under Permit #S-50877 from October 1, 1999, to October 1, 2040.

DATED: April 26, 2005



Dwight French  
Water Rights Section Manager

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

## Proposed Final Order Hearing Rights

1. Under the provisions of OAR 690-315-0100(1) and 690-315-0060, the applicant or any other person adversely affected or aggrieved by the proposed final order may request a contested case hearing on the proposed final order. Your request for contested case hearing must be in writing and must be received by the Water Resources Department no later than ***Friday, December 10, 2005***, being 45 days from the date of publication of the proposed final order in the Department's weekly public notice.
2. A written request for contested case hearing shall include:
  - a. The name, address and telephone number of the petitioner;
  - b. A description of the petitioner's interest in the final order and if the protestant claims to represent the public interest, a precise statement of the public interest represented;
  - c. A detailed description of how the action proposed in the final order would adversely affect or aggrieve the petitioner's interest;
  - d. A detailed description of how the final order is in error or deficient and how to correct the alleged error or deficiency;
  - e. Any citation of legal authority supporting the petitioner, if known;
  - f. Proof of service of the petition upon the water right permit holder, if petitioner is other than the water right permit holder; and
  - g. The protest fee required under ORS 536.050.

3. Within 60 days after the close of the period for requesting a contested case hearing, the Director shall:
  - a. Issue a final order on the extension request; or
  - b. Schedule a contested case hearing if a request for contested case hearing has been submitted, and:
    - 1) Upon review of the issues, the Director finds there are significant disputes related to the proposed agency action; or
    - 2) The applicant submitted a timely request for a contested case hearing.

**If you have questions about any of the statements contained in this document, please contact Lisa J. Juul at (503)986-0808.**

**If you have questions about how to file a protest or if you have previously filed a protest and want to know the status, please contact Mike Reynolds. His telephone number is (503)986-0820.**

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

**Address any correspondence to:**

**Water Rights Section  
Oregon Water Resources Department  
725 Summer Street NE, Suite A  
Salem, OR 97301-1271  
Fax #: (503)986-0901**

1. The applicant should be a citizen of the United States or a permanent resident of the United States.

2. The applicant should be at least 18 years of age at the time of application.

3. The applicant should have a high school diploma or equivalent.

4. The applicant should have a minimum grade point average of 2.5 on a 4.0 scale.

5. The applicant should have a minimum score of 10 on the ACT or SAT.

6. The applicant should have a minimum score of 10 on the ACT or SAT.

7. The applicant should have a minimum score of 10 on the ACT or SAT.

8. The applicant should have a minimum score of 10 on the ACT or SAT.

9. The applicant should have a minimum score of 10 on the ACT or SAT.

10. The applicant should have a minimum score of 10 on the ACT or SAT.

If you have questions about how to apply for admission, please contact the Registrar's Office at (503) 863-8222.

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Walter H. Hines  
Oregon State University  
1300 University Street, Suite 4  
Salem, OR 97331  
Tel: 503-863-8222

Address for correspondence:



STATE OF OREGON  
COUNTY OF LANE  
PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

WILLAMETTE WATER COMPANY  
PO BOX 46  
SPRINGFIELD, OREGON 97477

503-747-7197

to use the waters of McKENZIE RIVER, a tributary of WILLAMETTE RIVER, for QUASI-MUNICIPAL USES.

This Permit is issued approving Application 70107. The date of priority is OCTOBER 25, 1989. The use is limited to not more than 4.0 CUBIC FEET PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

SW 1/4 SW 1/4, SECTION 20, T 17 S, R 2 W, W.M.; 560 FEET NORTH AND 512 FEET EAST FROM SW CORNER, SECTION 20.

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

A description of the proposed place of use under the Permit is as follows:

S 1/2 NW 1/4  
S 1/2  
SECTION 19

W 1/2 SW 1/4  
SECTION 20

NE 1/4  
N 1/2 NW 1/4  
SE 1/4 NW 1/4  
N 1/2 SE 1/4  
SECTION 30

NW 1/4 NW 1/4  
SECTION 31  
TOWNSHIP 18 SOUTH, RANGE 2 WEST, W.M.

SE 1/4 NE 1/4  
NE 1/4 SE 1/4  
SECTION 9

S 1/2 N 1/2  
S 1/2  
SECTION 10

SW 1/4 NW 1/4  
SW 1/4  
S 1/2 SE 1/4  
SECTION 11

ALL  
SECTION 13

E 1/2  
N 1/2 NW 1/4  
SE 1/4 NW 1/4  
E 1/2 SW 1/4  
SECTION 14

NE 1/4 NE 1/4  
SECTION 15

E 1/2  
E 1/2 NW 1/4  
NE 1/4 SW 1/4  
S 1/2 SW 1/4  
SECTION 23

ALL  
SECTION 24

NE 1/4  
NW 1/4 NW 1/4  
SECTION 25

NE 1/4  
N 1/2 NW 1/4  
NE 1/4 SW 1/4  
NW 1/4 SE 1/4  
SECTION 26

E 1/2 NE 1/4  
SECTION 27  
TOWNSHIP 18 SOUTH, RANGE 3 WEST, W.M.

Actual construction work shall begin on or before FEBRUARY 9, 1991, completed on or before October 1, 1991. Complete application of the water to the use shall be made on or before October 1, 1992.

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

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

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

The use granted herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

Issued this date, FEBRUARY 9, 1990.

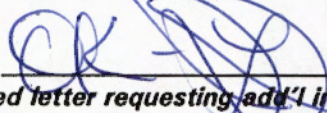
*William H. Young*  
Water Resources Department  
William H. Young  
Director

Application # S-70107 / Permit # S-50877



## Route Slip ... Extension of Time

*per Division 315 Rules... (Extensions received on July 1, 2001 or after)*

◆ **WRIG...**  
Money Received: \$100.00 on 4-28-00

◆ **Lisa Juul...**  
Extension Completeness:   
( If **NOT** complete, send certified letter requesting add'l information. )

**If Extension Appl complete and \$100 fee submitted, route to...**

◆ **Jonnine Fuss...**  
Initial 30-day Public Notice: 6/17/03   
Update Extension Database: 6/17/03   
Files back to filing cabinets: Back to Lisa

**At the close of the Initial 30-day Comment Period...**

◆ **Lisa Juul...**  
Pull files for Ext PFO review: \_\_\_\_\_  
Extension PFO completed: \_\_\_\_\_

**Once Extension PFO signed by Dwight French...**

◆ **Jonnine Fuss...**  
Prepare Ext PFO for mailing to applicant: \_\_\_\_\_  
Mail to those who commented **and** paid copy fee: \_\_\_\_\_  
Include Ext PFO on weekly Public Notice: \_\_\_\_\_

**Within 60 days after the close of the 45-day PFO Protest Period...**  
(PFO Protest Period ends 45 days from PFO sign date)...

◆ **Lisa Juul...**  
Issue an Extension FO: \_\_\_\_\_

# Municipal or Quasi-Municipal EXTENSION REVIEW CHECKLIST for PFO... per Div. 315 Rules

Application #: S-70107 / Permit #: S-50877

Permittee's Name: Willamette Water Company; Attn: Lana Johnson

Permittee's Mailing Address: PO Box 46, Springfield, OR 97477

POD Location: Township 17-S Range 2-W Section 20  $\frac{1}{4}$   $\frac{1}{4}$  SWSW

Stream Basin: \_\_\_\_\_ County: Lane

1. Has the applicant completely filled out the *updated* Extension Application form? Yes / No \$100 - Yes  
\*\*\*If "No"..... has certified request for the new extension form been sent? Yes / No
2. Shortcomings of Extension Request..... based upon review of updated extension form Yes / No  
\*\*\***(NOTE: Any missing Extension information that is needed before an Extension PFO can be completed???)**
3. Date Permit was issued: 2-9-90 (priority = 10-25-89)
4. Source: McKenzie River, a trib of Willamette River
5. Use: Quasi-Municipal
6. "Q": 4.0 cfs
7. Original "B" Date: 10-1-91 Original "C" Date: 10-1-92
8. Conditions of Permit: Original "A" Date: 2-9-91  
• A, B & C Dates
9. Extension request received: 5-22-03 Request Number (...1<sup>st</sup> 2<sup>nd</sup>, 3<sup>rd</sup>): 3<sup>rd</sup>
10. Last Authorized "B" Date: 10-1-99 Last Authorized "C" Date: 10-1-99
11. Proposed "B" Date: 10-1-2020 Proposed C Date: 10-1-2020  
\* 2040 \* 2040

\* Revised to 2040 by permit holder's letter request received by WRD on 10-27-04.

12. Amount Invested to date: \$760,473 Estimated Total Cost: \_\_\_\_\_

(\*\*Estimated Remaining Cost: 5,000,000)

13. The water project development made to date has been accomplished in accordance with the terms and conditions contained in the permit.  Yes /  No \*\*\*If "No"..... What permit terms and/or conditions have not been met?

14. Work on the water development project completed to date includes: \_\_\_\_\_  
o construction of a water distribution system  
o installation of meters

15. The work remaining to be completed consists of: \_\_\_\_\_  
o completion of construction  
o complete application of water to beneficial use

16. Progress in perfecting the permit is being held up by: \_\_\_\_\_  
o growth rate

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

18. Determination of the market and the present demand for water or power to be supplied: N/A

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

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

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

20. Conditions to be included on Extension PFO: WMEP

**Extension "PFO" Dates**

Checklist Last Revised: 1/31/2003

Filing / Issuance Date: \_\_\_\_\_

Reviewer's Name: [Signature]

Protest Deadline Date: \_\_\_\_\_

Date: 10/28/04

Application # S-70107 / Permit # S-50877

Permit Holder: Willamette Water Company

**Division 315 - Municipal/Quasi-Municipal  
Extension of Time - Completeness Checklist  
OAR 690-315-0070(3)**

Place a (✓)  
in the box  
if the item  
is satisfied

✓	<p>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</p>
✓	<p>* [OAR 690-315-0070(3)(a)] The name and mailing address of the water right permit holder(s);</p>
✓	<p>* [OAR 690-315-0070(3)(b)] The application number and the permit number for which an extension is requested;</p>
✓	<p>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;</p> <p><b>NOTE:</b> ORS 537.230(1) [1997 edition] only exempts <b>surface water</b> 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.</p> <ul style="list-style-type: none"><li>• "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;</li><li>• "Actual construction" <b>does not</b> include planning a diversion system, formulating a business plan, securing financing, letting contracts, purchasing but not installing equipment, or surveying.</li></ul>
✓	<p>3. [OAR 690-315-0070(3)(d)] Evidence of actions taken to develop the right within the permitted time period and/or time period of the previous extension;</p>
✓	<p>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;</p>
✓	<p>5. [OAR 690-315-0070(3)(f)] Evidence of the maximum rate of diversion, if any, made to date;</p>
✓	<p>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;</p>

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)**

✓	7. [OAR 690-315-0070(3)(h)] A description of financial expenditures made toward completion of the water development;
✓	8. [OAR 690-315-0070(3)(i)] An estimate of the cost to complete the water development;
✓	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. <i>- only permit</i>
✓	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;
✓	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;
✓	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; <i>N/A</i>
✓	* [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. <i>N/A</i>
✓	* Signature(s) of the water right permit holder(s).

S:\groups\wr\extensions\Extension Team\Muni & Quasi-Muni Project\completeness checklist\_div 315 muni.wpd

Name of Reviewer: *[Signature]*

Date: 8/20/04

*Willamette Water Company*  
*P.O. Box 46*  
*Springfield, Oregon 97477*

*(541) 747-7197*

*Fax (541) 747-8869*

---

October 27, 2004

Attn: Jon Unger  
Water Resources Department  
Commerce Building  
158 12<sup>th</sup> St. NE  
Salem, OR 97301-4172

**VIA FACSIMILE**  
**(503) 986-0901**

RE: Permit #S50877 (Application File #S70107)

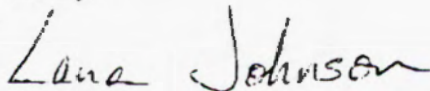
Dear Mr. Unger:

We sent an Application for Extension of Time to your department in May of 2003. I would like to amend the completion date in this application.

We believe completion of our system will be done by October 1, 2040, and full beneficial use of the water granted in this permit will then be accomplished. We request an extension of 40 years to accomplish full beneficial use of the water right.

As stated in our earlier application, we anticipate an increase in demand of 300% by the year 2020 (as we extend our mainlines to several subdivisions in the area), and a residential growth rate of 1.5% per year thereafter (our historic in-fill rate). We anticipate that in the next 40 years the Goshen area will thrive as a commercial/industrial location, and we will acquire several major water users for customers, such as lumber mills or other industrial sites. This will increase our water demand above the 1.5% growth rate per year and will bring us to full beneficial use by the year 2040. We have had inquiries in the past few years from potential customers who wished to build a natural gas-powered power plant (and use one million gallons of water per day), a National Guard Armory, and several other major commercial sites. In addition, we have several water connections for lumber mills that are now inactive. Should they return to active status, the water use would increase significantly.

Sincerely,



Lana Johnson  
Director of Operations

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OCT 27 2004

WATER RESOURCES DEPT  
SALEM, OREGON



# FAX

**ATTN.** Jon Unger

---

Fax Number 1-503-986-0901

Phone Number 503-986-0802

**FROM** Lana Johnson

---

Fax Number 541-

Phone Number 541-

**SUBJECT**

---

Number of Pages 2

Date 10/27/2004

**MESSAGE**

---

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OCT 27 2004

WATER RESOURCES DEPT  
SALEM, OREGON

From: "Bill Fujii" <William.H.FUJII@wrd.state.or.us>  
To: "Jon Unger" <Jonathan.J.UNGER@wrd.state.or.us>  
Cc: "Michael MATTICK ...snip... Stephen.J.ROOKLIDGE@wrd.state.or.us">  
Subject: Division 86 Willamette Water Company Extension Request S 70107

Jon - Hope you feel better. I suggest that you put Brad Taylor of EWEB on the mailing list for this project.

In this particular case, live stream flow from the McKenzie River is sensitive from an ESA standpoint, not to mention complicated politically and socially. So Steve's initial response to request for a Div 86 WMCP has merit. All that being said, I have filled out the form with a no plan request for the following reasons:

1. The POD has never been developed by the Willamette Water Company because it is the same POD as EWEB's. The access to the diversion and transmission of this water is up to EWEB. The likelihood of WWC developing an independent POD and transmission is very low since with less than 1000 customers the multimillion dollar cost would be very prohibitive since they own no land or right of way and do not have the authority to claim eminent domain.
2. EWEB has supplied water to the Willamette Water Company for years under a long-term agreement with an option for EWEB to purchase WWC.
3. The Willamette Water Company has sold much of its service area that was supplied by ground water to SUB long ago.
4. While the service boundary is large, expansion is limited because in order to supply more water to WWC for an expanded service EWEB must have approval from the Eugene City Council. Since it would be financially adverse to Eugene and EWEB it is unlikely that new areas that are covered by the Eugene UGB and WWC will be supplied by WWC. WWC is basically land locked.
5. According to Tom Buckhouse of EWEB the distribution system served by EWEB is iron ductile pipe and maintained well.
6. Water use supplied by EWEB will be covered in their WMCP.

I realize that the form does not have a place for findings dealing with a no WMCP request so I suggest that you keep the hard copy of this email in the file in case there is a question about our reasoning behind not asking for the condition.

Bill Fujii  
Natural Resources Specialist III  
Oregon Water Resources Department  
725 Summer Street NE

Salem, Oregon 97301  
(503) 986-0887 (voice)  
(503) 986-0903 (fax)  
[www.wrd.state.or.us](http://www.wrd.state.or.us)  
[william.h.fujii@wrд.state.or.us](mailto:william.h.fujii@wrд.state.or.us)

>From: Jon Unger [<mailto:Jonathan.J.UNGER@wrд.state.or.us>]  
>Sent: Monday, December 06, 2004 8:11 AM  
>To: William.H.FUJII@wrд.state.or.us  
>...snip...  
>you need to see  
>the file or require any other pertinent information.  
>  
>thanks,  
>  
>Jon Unger  
>Extensions  
>(503) 986-0802



s70107\_Willamette Water Co11.wpd

**Permit Extension Division 86 Plan Condition Review**

**Date:** December 6, 2004  
**To:** Jonathan Unger, Permit Extension Review  
**From:** Bill Fujii, Field Services  
**Subject:** WMCP review for Extension of Time for Appl #S-70107/ Permit #S-50877

---

The above referenced permit is currently being reviewed for an Extension of Time. The permit holder serves a population of less than 1000 **and/or** has demonstrated that fewer than 5 years are necessary to fully develop the permit. In accordance with OAR 690-315-0090(4) and (5), the permit holder is not subject to submittal of a Water Management and Conservation Plan consistent with OAR Chapter 690, Division 86 unless, upon review of the criteria under OAR 690-315-0080(1) and (2), the Department determines submittal of a Plan is necessary.

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**Permit Information**

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**Permit Holder Name  
and Mailing Address:** Willamette Water Company  
PO Box 46  
Springfield, OR

**Source of Water:** McKenzie River, trib of Willamette

**POD Location:** SW1/4 SW1/4, Section 20, T 17 S, R 2 W

**Purpose or Use:** Quasi-Municipal

**Maximum Rate:** 4.0 cfs

**Current Population Served  
and/or # of Service Connections:** 444

**Future Population to be Served  
and/or # of Service Connections:** 1,620

**Requested Duration**

of Extension: October 1, 2040

**Please choose one of the following options and return to Extension staff:**

**1.** No Water Management and Conservation Plan (WMCP) required; **or**

**2.** WMCP required within  years\*.

*[Being not more than 3 years from the date of issuance of a final order for extension of time, in accordance with OAR 690-315-0090(3).]*

**NOTES to FS staff... \*If you choose Option 2 above:**

- a. To the best of your ability, the requirement for submittal of a Div. 86 WMCP should coincide with other due dates already in the Muni Plan Access Database; **and***
- b. You should provide an explanation that justifies your determination to require a Div. 86 WMCP. The explanation justifying your determination should be expressed in a manner consistent with the Finding of Fact language below. This Finding of Fact language will be included in the Extension of Time Proposed Final Order document.*

**Finding of Fact Language for Extension of Time Proposed Final Order**

In accordance with OAR 690-315-0090(4) and/or (5), the Department has determined that, based upon , the permit holder shall be subject to OAR 690-315-0090(3) requiring submittal of a new/revised Water Management and Conservation Plan consistent with OAR Chapter 690, Division 86. The required Water Management and Conservation Plan shall be submitted to the Department within  years from the date this extension is final.

March 9, 2000

Robert Wittenberg Jr.  
Emerald People's Utility District  
33733 Seavey Loop Road  
Eugene, Oregon 97405-9614

Acquisition of Willamette Water Company Water Rights; Water Right File # S-70107

Dear Mr. Wittenberg,

This is in reply to your letter dated February 7, 2000 inquiring about the possibility of transferring the Willamette Water Company's (WWC) water rights to EPUD and then the ability to modify the place of use shown on the permit. Both of these things can occur, however, here are some considerations.

To change ownership of the permit, an assignment would need to be filed with the Department office in Salem. This is a formality and costs \$25. While the WWC is considered a Quasi-Municipality (QM) and EPUD is a municipality, this would not affect the assignment of the permit. The authorized use would remain QM. The significance of this pertains to statutory preferences granted to municipal water rights regarding construction dates, water right forfeiture and other considerations not given to a QM. You could not change the character of use from QM to municipal.

Completion Dates – The referenced file number corresponds to a permit, number S-50877. This was issued on February 9, 1990, to the Willamette Water Company, allowing Quasi-Municipal Use of up to 4 cubic feet per second (cfs), throughout a specified area. The permit included a date by which the use was to have been made, that being October 1, 1992. This completion date was later extended to 1994, and extended again to 1999. Another extension of time will be necessary if the entire 4 cfs had not been put to use by October 1, 1999, and the permit holder still anticipates appropriating that quantity. Permit extensions require an extension application be filed with the Department office in Salem. Extensions are not automatic, the primary consideration is demonstrating that due diligence has been exercised in trying to complete the permitted use. From what I understand about the use that has been made, it is likely that an extension would be granted. But I cannot promise that. A determination would be made based on the application filed. Without an extension, a Certified Water Rights Examiner Report is due to the Department by October 1, 2000, documenting the extent of use prior to the October 1, 1999 completion date. The rate used by that date will be considered in issuance of the water right certificate and would likely be less than the 4 cfs allowed by the permit.

As to serving other areas not listed on the permit. This is allowable under ORS 540.510. So long as the use is one ordinary and usual to a municipality, the place of use is not limited by the water right. You could serve domestic, commercial, industrial, or recreational parks; you could not serve a farmer growing corn.

I hope this answers your questions. Feel free to call me at 682-3620 if I may be of further assistance. For additional information on extensions, call Dallas Miller, in Salem, at 1-800-624-3199, extension 272.

Sincerely

Michael J. Mattick  
District 2 Watermaster

cc: Dwight French, Water Rights Section Manager  
Dallas Miller, Permit Extensions

# APPLICATION FOR EXTENSION OF TIME

## for Quasi-Municipal and Municipal Water Use Permits

TO THE WATER RESOURCES DIRECTOR OF OREGON

I, _____	WILLAMETTE WATER CO.	LANA JOHNSON	
NAME OF ENTITY		NAME OF CONTACT	
PO BOX 46	SPRINGFIELD, OR.	97477	541-747-7197
ADDRESS	CITY	STATE ZIP	PHONE

owner of record, or duly authorized agent, of Application No. S70107, Permit No. S50877, 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, 1999, be extended to October 1, 2020,

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, 1999, be extended to October 1, 2020.

**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](http://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.



**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.

Lana Johnson  
Signature

5/21/2003  
Date

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

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

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MAY 22 2003  
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SALEM, OREGON

Willamette Water Company  
Application for Extension of Time for Quasi-Municipal Water Use Permit  
Application #S70107, Permit #S50877

May 2003

1. The appropriate fee, as specified under ORS 536.050.
  - a. **The \$100 fee was paid when we originally filed our application for an extension in April of 2000.**
2. For Quasi-Municipal water use permits, evidence of actions taken to begin actual construction on the project, if required under the applicable statute.
  - a. **Attached, please see a list of improvements to the system, stating that construction began in 1973.**
3. Evidence of actions taken to develop the right within the permitted time period and/or time period of the previous extension.
  - a. **Please see above-mentioned improvement list, which notes the dates the system was expanded.**
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.
  - a. **Not applicable.**
5. Evidence of the maximum rate of water diverted to date, if any, for Quasi-Municipal or Municipal purposes.
  - a. **Maximum rate diverted to date is 191 gpm or 0.43 cfs. This was based on our peak usage of 8250 Kgal in August 1997.**
6. An estimate of the population served under this permit and a description of the methodology(ies) used to make this estimate.
  - a. **We estimate a population of 444. This estimate is based on an estimated 3 persons per connection, with 148 connections.**
7. A description of the financial expenditures made toward completion of the water development.
  - a. **Please see the attached list of improvements, with cost noted.**
8. An estimate of the cost necessary to complete the water development.
  - a. **We estimate a cost of \$5 million to complete the project.**
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.
  - a. **We can only grow the water system as individual customers decide to connect to us. Currently, most residents of the Goshen area are on wells, and will connect to Willamette Water Company as wells go bad or pumps fail. Also, any new construction in the area finds it more economically feasible to connect to us than to drill a well.**
10. An estimated demand projection and a description of the methodology(ies) used for the subject water right permit, considering the other water rights

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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.

- a. **We estimate an increase in demand of 300% by the year 2020, by which time we plan to connect to several subdivisions and mobile home parks in the lower Seavey Loop area. Thereafter we expect an increase of 1.5% per year until the year 2040, which accounts for our historical conversion rate from wells to our water utility.**

11. A summary of the plan and schedule to complete construction and/or perfect the water right.

- a. **By the year 2020 we plan to connect to 280 additional homes in the lower Seavey Loop area. Thereafter, we expect an in-fill of 1.5% per year along our existing lines, to reach a total of 540 customers by the year 2040.**

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

- a. **Our water system has been growing slowly, but steadily. We do expect to triple our connections in the next twenty years, and need these water rights to satisfy our anticipated water demand.**

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.

Lana Johnson  
Signature

5/21/2003  
Date

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SALEM, OREGON

Date	Description	Footage	Size (Inch)	Customer Pd	WW Invest	EWEB pd
1973	Original Installation (Mainline)	3,855	12	\$182,000	\$27,300	
1973	Original Installation	8,196	16	\$0	\$0	
1973	Original Installation	2,205	20	\$0	\$0	\$6,000
May-74	Goshen Elementary School (Mainline)	800	8	\$8,200	\$1,230	
Mar-75	McVey Hwy (South of Bloomberg Rd) (Mainline)	350	6	\$3,773	\$566	
May-76	Goshen Assembly of God	380	6	\$3,089	\$463	
May-77	Phase 1 Emporium (McVey Hwy)	700	8	\$9,978	\$1,497	
Jun-77	Mid-State Industrial extension McVey Hwy	185	6	\$3,267	\$490	
Mar-78	Goshen Fire Dept added hydrant at station			\$1,900	\$285	
Oct-78	Shade Oaks Addition	1,900	10	\$107,178	\$16,077	
Oct-78	Shade Oaks Addition	4,200	8	\$0	\$0	
Oct-78	Shade Oaks Addition	4,000	6	\$0	\$0	
Jun-79	Goshen Fire Dist added 1 hydrant (Fire Dist pd)	0		\$928	\$139	
Jun-80	Hampton Road	670	12	\$10,075	\$1,511	
May-81	Goshen Fire Dist added 3 hydrants (Fire Dist pd)	0		\$2,653	\$398	
May-82	Goshen Fire Dist added 1 hydrant on 20-inch mainline (Fire Dist pd)	0		\$2,098	\$315	
Aug-83	Goshen Fire Dist Station (1st St.)	378	6	\$6,755	\$1,013	
Aug-84	EPUD (Seavey Loop)	1,836	10	\$60,058	\$9,009	
May-85	Twin Buttes Extension (Mainline + 1 meter @ est. \$240, 1 standpipe)	500	10	\$7,877	\$1,182	
Aug-86	Vail NW (mainline + 1 meter @ est. \$240)	750	6	\$11,784	\$3,484	
Aug-86	Oregon State Hwy Dept (mainline + 1 meter @ est. \$240)	240	6	\$6,994	\$1,049	
Aug-87	College View Extension (mainline + 15 meters @ \$240 each)	1,925	10	\$50,458	\$20,665	
Feb-88	Phase 2 Emporium THIS MAINLINE INSTALLED SOLELY FOR FIRE FLOW	470	12	\$57,567		
Feb-88	Phase 2 Emporium THIS MAINLINE INSTALLED SOLELY FOR FIRE FLOW	1,490	8	\$0		
Mar-89	D St. Extension	800	6	\$6,200		
May-89	EPUD Fire Hydrant Installation (EPUD paid)			\$850		
Jun-89	Mack Truck	110	10	\$7,877		
Nov-89	Goshen Fire Dept added 6-inch hydrant at 33494 Bloomberg Rd	0		\$790		
May-95	Roadrunner Tire & Pacific Petroleum	310	10	\$15,578		
May-95	Roadrunner Tire & Pacific Petroleum	281	6	\$0		
May-96	College View Extension (mainline + 4 meters @ \$875)	1,000	10	\$17,060	\$888	
May-00	Twin Buttes Phase 2 (mainline )	900	10	\$26,626	\$9,027	
May-00	Mack Truck 6-inch standpipe extension (only for fire protection)	40	6	\$5,184		
Nov-00	Collegeview Ext (Lots 2401-2404) (Mainline + 1 meters @ \$875 + 1 hydrant @	400	10	\$12,766	\$7,562	
May-02	Mack Truck - 2 meters only (non-standard meters)			\$4,921		
Sep-01	1st St. Extension ("C" St to "D" St) (Mainline only)	466	6	\$0	\$15,840	
		<u>39,337</u>		<u>\$634,484</u>	<u>\$119,989</u>	<u>\$6,000</u>

RECEIVED

MAY 22 2003

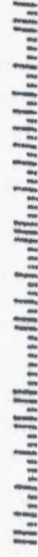
WATER RESOURCES DEPT.  
SALEM, OREGON

Willamette Water Co.  
"A Water Utility"  
P.O. BOX 46 330 SOUTH 3RD STREET  
SPRINGFIELD, OREGON 97477



Water Right Permit Extensions  
Water Resources Dept.  
158-12<sup>th</sup> St NE  
Salem OR 97301-4172

97301+4172



STATE OF OREGON  
**WATER RESOURCES DEPARTMENT**

RECEIPT # **37190**

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

INVOICE # \_\_\_\_\_

RECEIVED FROM: Willamette Water Co.  
 BY: A Water Utility

APPLICATION	70107
PERMIT	
TRANSFER	

CASH:  CHECK: # 2422 OTHER: (IDENTIFY)

TOTAL REC'D \$ 100.00

**0417 WRD MISC CASH ACCT**

ADJUDICATIONS	\$
PUBLICATIONS / MAPS	\$
OTHER: (IDENTIFY)	\$
OTHER: (IDENTIFY)	\$

**REDUCTION OF EXPENSE**

CASH ACCT. \$

PCA AND OBJECT CLASS VOUCHER #

**0427 WRD OPERATING ACCT**

MISCELLANEOUS

0407	COPY & TAPE FEES	\$
0410	RESEARCH FEES	\$
0408	MISC REVENUE: (IDENTIFY)	\$
(New) TC162	DEPOSIT LIAB. (IDENTIFY)	\$

*PCA #66111*

WATER RIGHTS:

0201	SURFACE WATER	EXAM FEE	0202	RECORD FEE
0203	GROUND WATER	\$	0204	\$
0205	TRANSFER	\$	0206	\$
0218	WELL CONSTRUCTION	EXAM FEE	0219	LICENSE FEE
	WELL DRILL CONSTRUCTOR	\$	0220	\$
	LANDOWNER'S PERMIT			\$

0240 OTHER (IDENTIFY) *Ext. of Time* \$ 100.00

**0437 WELL CONST. START FEE**

0211	WELL CONST START FEE	\$	CARD #	
0210	MONITORING WELLS	\$	CARD #	
	OTHER (IDENTIFY)			

**0539 LOTTERY PROCEEDS**

1302	LOTTERY PROCEEDS	\$
------	------------------	----

**0467 HYDRO ACTIVITY**

0233	POWER LICENSE FEE (FW/WRD)	LIC NUMBER	\$
0231	HYDRO LICENSE FEE (FW/WRD)		\$
	HRDRO APPLICATION		\$

RECEIPT # **37190**

DATED: 4/28/00 BY: Sarah Henderson

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

APR 28 2000

WATER RESOURCES DEPT.  
SALEM, OREGON

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

I, Willamette Water Company  
NAME

330 S. 3rd St. Springfield, OR 97477 (541) 747-7197  
ADDRESS CITY STATE ZIP PHONE

owner of record, or duly authorized agent, of Application No. 70107, Permit No. 50877, 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, 1999, be extended to October 1, 2020,

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, 1999, be extended to October 1, 2020.

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

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

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

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

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

db ✓

Receipt # 37190 \$100.00



RECEIVED

APR 28 2000

WATER RESOURCES DEPT.  
SALEM, OREGON

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

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

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

A) Within the past year or, if a prior extension was authorized, during the last permit extension period:  
2200 feet of 10-inch mainline extension, 3/4" meters installed: 7,  
1" meters installed: 8, 6" standpipe installed: 1, fire hydrants  
installed: 6

B) Prior to the past year or, if a prior extension was authorized, prior to the last extension period:  
130 commercial, industrial and residential meter hookups serving  
the Goshen community and environs with water and fire protection.  
Mainline grid to support these hookups and sized to allow substantial  
expansion

C) I have accomplished beneficial use of water under the permit to the extent of (amount of water used or acres irrigated): Peak usage of 0.22 cfs in 1999. However, we plan to  
expand the system significantly in future years.

4-Cost of project to date \$1.6 million Estimated remaining cost to complete the project \$5 million.

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

A) The project is of a size and scope that the original intent was to phase it in over a period longer than the timeframes allowed in the permit. We can only grow the water system as individual customers decide to connect to us. Currently, most residents of the Goshen area are on wells, and will connect to Willamette Water Company as wells go bad or pumps fail. Also, any new construction in the area finds it more economically feasible to connect to us than to drill a well, and population growth is increasing in the area, both residential and commercial/industrial.

B) Financing and/or cash-flow needs to develop the project precluded completion of the project within authorized timeframes. \_\_\_\_\_

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

D) Acts of God or other unforeseen events delayed full development of the water system and use of water. \_\_\_\_\_

6-Please identify the economic market or markets to which beneficial use of water under the permit is responding. Domestic water supply to enable home occupancy and also for commercial and industrial use in the Goshen area. Public facilities are also supplied by Willamette Water Company: an elementary school, the Goshen Fire Department, and facilities for Bonneville Power Administration and Oregon Dept of Transportation.

RECEIVED

APR 28 2000

WATER RESOURCES DEPT.  
SALEM, OREGON

A) Has there been any change in this market since the permit was issued? \_\_\_\_\_

Several mills have closed or reduced operations, but the new National Guard

Armory will be a major customer when construction is completed, and generally the area is seeing increased residential development.

B) Have these changes, if any, affected the economic feasibility of your project? \_\_\_\_\_

Yes, they have increased the demand for water.

7-Are there other present competing demands for water in your community? \_\_\_\_\_

Several small community water systems using wells, and other residential and commercial/industrial wells.

A) Has there been any change in these demands for water since the permit was issued? \_\_\_\_\_

Other water system wells are failing and contaminated.

B) Are you aware of alternative sources of water that may be able to satisfy the competing demands? \_\_\_\_\_

No

C) Are you aware of any adverse affects on your source of water that may have been caused by recent changes in use of water in your community? \_\_\_\_\_

No

RECEIVED

APR 28 2000

WATER RESOURCES DEPT.  
SALEM, OREGON

8-Will the income or use from the water development project authorized by this permit provide reasonable returns against the investment in the project? \_\_\_\_\_

See current rate schedule (attached)

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

No. We need to be able to expand our system to make it more efficient.

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

*Lana Johnson*

*4/26/2000*

Signature

Date

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

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

**RECEIVED**

APR 28 2000

WATER RESOURCES DEPT.  
SALEM, OREGON

**WILLAMETTE WATER COMPANY  
RATE SCHEDULE  
EFFECTIVE MAY 1, 2000**

<u>Meter size</u>	<u>Basic Monthly Charge</u>
3/4 inch	\$ 18.46
1 inch	\$ 28.80
1-1/2 inch	\$ 44.29
2 inch	\$ 77.20
4 inch	\$166.15
6 inch	\$369.19
8 inch	\$527.95
10 inch	\$775.28

Water usage rates

2 to 10 hcf	\$1.64/hcf
Over 10 hcf	\$1.11/hcf

RECEIVED

MAR 05 2001

WATER RESOURCES DE  
SALEM, OREGON

### WATER USES, PROJECTED NEEDS

#### 1. POPULATION AND GROWTH:

	Current (year: 20 <u>00</u> )	2020	2030	2040	2050	2060	2070
Population:	142 customers	421	480	540			
Growth rate:		300%	12.7%	12.7%			

#### 2. EXISTING WATER RIGHTS AND PERMITS:

##### Groundwater:

Permit/Application number	Description	Amount	Priority Date
---------------------------	-------------	--------	---------------

##### Surface Water:

Permit/Application number	Description	Amount	Priority Date
Permit #50877	McKenzie River	4 cfs	10/25/89
Application #70107			

##### Pending permits:

Permit/Application number	Description	Amount	Priority Date
---------------------------	-------------	--------	---------------

#### 3. EXISTING AND FUTURE WATER USE:

Current peak demand: 133 gpm      Current (year: 2000 )

Current water use: Avg 89 gpm

	Current (year: 20 <u>00</u> )	<del>XXXX</del> 2020	2040
Peak day demand (gallons/capita/day):	1385		1450
Peak daily demand (MGD):	194,256 gallons		631,332 gallons/dy
Average daily demand (gallons/capita/day):	915		950
Average summer demand (gallons/capita/day):	1381		1400

#### 4. EXPLANATION FOR PROJECTED GROWTH RATE:

We expect to add the lower Seavey Loop area, which is experiencing water quality & quantity problems in the next 20 years. The National Guard Armory will be added in the near future. This will triple hookups in the next 20 years. We also anticipate customer additions as wells/pumps fail, and with all new construction

#### 5. EXPLANATION FOR EXTENSION TIME PERIOD:

After viewing our usage projections, we would like to change the extension period on our application from 20 years to 40 years. We are still developing into most areas, and will continue to grow as the area fills in. The nature of water companies is to continually expand.



# Oregon

John A. Kitzhaber, M.D., Governor

## Water Resources Department

Commerce Building  
158 12th Street NE  
Salem, OR 97301-4172  
(503) 378-3739  
FAX (503) 378-8130  
[www.wrd.state.or.us](http://www.wrd.state.or.us)

January 2, 2003

WILLAMETTE WATER CO.  
PO BOX 46  
SPRINGFIELD OR 97477

REFERENCE: Permit #S50877 (Application File #S70107) and the Adoption of New Administrative Rules for Municipal and Quasi-Municipal Water Use Permit Extensions

Dear Municipal and/or Quasi-Municipal Water Use Permit Extension Applicant:

The Water Resources Commission has adopted new administrative rules that govern the processing of Municipal and Quasi-Municipal permit extension requests. The new rules are contained in Oregon Administrative Rules Chapter 690, Division 315 (OAR 690-315-0070 through 690-315-0100). If you wish to view a copy of the new Chapter 690, Division 315 Extension Rules, you may access the document from the Department's web page at:

[http://www.wrd.state.or.us/cgi-bin/notices.pl?new\\_oars](http://www.wrd.state.or.us/cgi-bin/notices.pl?new_oars)

The Department is preparing to implement the new Division 315 extension rules. As part of this process, we assessed pending permit extension applications and determined there is not sufficient information to meet the requirements of the new Division 315 standards. The Department, therefore, must receive the following:

- 1. Please complete and return the enclosed new "Application for Extension of Time for Quasi-Municipal and Municipal Water Use Permits." *Note that the Department has also enclosed a copy of your previously submitted Extension of Time application and related attachments for your use.***

You may also access the "Application for Extension of Time for Quasi-Municipal and Municipal Water Use Permits" on the Department's website at:

<http://www.wrd.state.or.us/publication/forms/index.shtml>

Please submit this information by **April 2, 2003.**

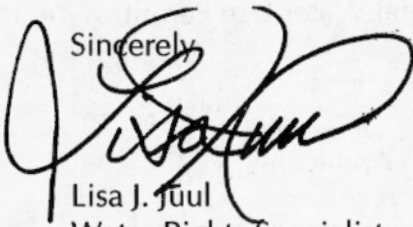


January 2, 2003  
Page two of two

If you have an urgent need for the Department to process your extension request, please describe in a cover letter the circumstances that necessitate prompt review.

You may contact me by telephone at 503-378-8455, extension 272 if you have any questions concerning the new rules or our request for additional information.

Sincerely,



Lisa J. Juul  
Water Rights Specialist  
Water Rights Section

enclosures

cc: Application File #S70177 (Permit #S50877)



RECEIVED

APR 28 2000

WATER RESOURCES DEPT.  
SALEM, OREGON

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

I, Willamette Water Company  
NAME

330 S. 3rd St. Springfield, OR 97477 (541) 747-7197  
ADDRESS CITY STATE ZIP PHONE

owner of record, or duly authorized agent, of Application No. 70107, Permit No. 50877, 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, 1999, be extended to October 1, 2020,

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, 1999, be extended to October 1, 2020.

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

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

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

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

*dbv*  
Receipt # 37190 \$100.00

4-Cost of project to date \$1.6 million; Estimated remaining cost to complete the project \$5 million.

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

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**RECEIVED**

APR 28 2000

WATER RESOURCES DEPT.  
SALEM, OREGON

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See current rate schedule (attached)

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*Lana Johnson*

Signature

*4/26/2000*

Date

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

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

**RECEIVED**

APR 28 2000

WATER RESOURCES DEPT.  
SALEM, OREGON

**WILLAMETTE WATER COMPANY  
RATE SCHEDULE  
EFFECTIVE MAY 1, 2000**

<b><u>Meter size</u></b>	<b><u>Basic Monthly Charge</u></b>
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RECEIVED

MAR 05 2001

WATER RESOURCES DE  
SALEM, OREGON

### WATER USES, PROJECTED NEEDS

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App# S-70107 / Permit# S-50877

## Municipal/Quasi-Municipal Permit Extension Application

◆ Published on the Department's Public Notice, dated: 6/17/03

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

Enter/Update the date published on the public notice in the "PNotice Date" field in the "cdatewext.DB" database

Verify the "Ext Filed" field in the "cdatewext.DB" database is accurate.

The "filed" date for this extension should be: 4-28-2000

Return File to Lisa

WILLAMETTE WATER Co.  
"A Water Utility"

Office — 330 So. 3rd St., P.O. Box 46

Springfield, Oregon 97477

Telephone — 747-7197

File# S-70107  
RECEIVED  
APR 14 2003  
WATER RESOURCES DEPT.  
SALEM, OREGON

April 12, 2003

Lisa Juul  
Water Rights Specialist  
Water Resources Department  
Commerce Building  
158 12<sup>th</sup> Street NE  
Salem OR 97301-4172

RE: Permit #S50877 (Application File #S70107) and the Adoption of New Administrative Rules for Municipal and Quasi-Municipal Water Use Permit Extensions

Dear Ms. Juul,

I appreciate your call from yesterday. As suggested by you, I am requesting an extension of the time to file a revised "Application for Extension of Time for Quasi-Municipal and Municipal Water Use Permits" until June 30, 2003.

Please let me know if this is not acceptable to the Water Resources Department.

Sincerely,

*Lana Johnson*

Lana Johnson  
Director of Operations

Willamette Water Co.

*"A Water Utility"*

P.O. BOX 46 330 SOUTH 3RD STREET  
SPRINGFIELD, OREGON 97477



Lisa Juul  
Water Rights Specialist  
Water Resources Department  
Commerce Building  
158 12<sup>th</sup> Street NE  
Salem OR 97301-4172

97301+4172 



X-Sender: frenchdw@mailhub.wrd.state.or.us  
 X-Mailer: QUALCOMM Windows Eudora Version 5.1  
 Date: Wed, 29 May 2002 08:37:03 -0700  
 To: lisa J Juul <Lisa.J.JUUL@wrд.state.or.us>  
 From: Dwight W French <Dwight.W.FRENCH@wrд.state.or.us>  
 Subject: Fwd: FW: willamette water company  
 X-Security: MIME headers sanitized on funnel  
 See <http://www.impsec.org/email-tools/sanitizer-intro.html>  
 for details. \$Revision: 1.133 \$Date: 2002-01-05 17:09:21-08

please respond to Bill and Mike Mattick.  
 Thanks,  
 Dwight

Reply-To: <William.H.FUJII@wrд.state.or.us>  
 From: "Bill Fujii" <William.H.FUJII@wrд.state.or.us>  
 To: "Dwight FRENCH" <Dwight.W.FRENCH@wrд.state.or.us>  
 Subject: FW: willamette water company  
 Date: Tue, 28 May 2002 08:53:19 -0700  
 X-Mailer: Microsoft Outlook IMO, Build 9.0.2416 (9.0.2910.0)  
 Importance: Normal

Did we extend this permit?

-----Original Message-----

From: Mike Mattick  
 [mailto:Michael.J.MATTICK@wrд.state.or.us]  
 Sent: Friday, May 24, 2002 7:28 PM  
 To: William.H.FUJII@wrд.state.or.us  
 Subject: Re: willamette water company

Hi Bill,

Check App S-70107, permit S-50877. I just faxed you a letter I wote in 2000. Let me know if it received another extension. I have a thought that it did.  
 Buy the way, I can not make sense of the attachments you send. Any idea why?  
 Thanks, MM

At 04:21 PM 5/24/02 -0700, you wrote:

>Mike -  
 >  
 >Please give me a call regarding the Willamette Water  
 >Company. I am not sure if they have a water right.

*Willamette  
 Water  
 Co.*

---

| Michael J. Mattick email to:  
 | Michael.J.Mattick@wrд.state.or.us |  
 | Watermaster District  
 | 2  
 |  
 | Voice: (541)-682-3620 FAX:  
 | (541)-746-1861

Oregon Water Resources Department Web page:  
<http://www.wrd.state.or.us>

Office located  
at:

Central Lane Justice  
Court

220 N 5th  
St.

Springfield, Oregon 97477

=====

Dwight French  
Water Rights Section Manager, Water Rights Division  
Oregon Water Resources Department  
158 12th ST NE, Salem Oregon 97301-1724  
Phone: 503 378-8455 x268  
Fax: 503 378-6203

# WILLAMETTE WATER CO.

"A Water Utility"

Office — 330 So. 3rd St., P.O. Box 46

Springfield, Oregon 97477

Telephone — 747-7197

April 3, 2002

Dallas Miller  
Water Resources Department  
Commerce Building  
158 12<sup>th</sup> St. NE  
Salem, OR 97301-4172

RE: File #G-10386, Permit G 9375

should be  
File # S-70107  
(Permit # S-50877)

Dear Mr. Miller:

We have submitted our water right renewal application to you over a year ago.  
Please advise me of your progress in our renewal.

Sincerely,

*Lana Johnson*

Lana Johnson  
Director of Operations

RECEIVED

APR 04 2002

WATER RESOURCES DEPT.  
SALEM, OREGON

WILLAMETTE WATER Co.  
"A Water Utility"

File S-7010

Office — 330 So. 3rd St., P.O. Box 46

Springfield, Oregon 97477

Telephone — 747-7197

RECEIVED

JUN 01 2001

WATER RESOURCES DEPT.  
SALEM, OREGON

May 29, 2001

Dallas Miller  
Water Resources Department  
Commerce Building  
158 12<sup>th</sup> Street NE  
Salem, OR 97301-4172

RE: File #G 10306, Permit G 9375

← should be  
Appl S-70107  
Permit S-50877

Dear Mr. Miller:

As I told you verbally in March of 2001, we are no longer using permit G 10970, Application G 11978. As I told you on the phone today, it appears that this is a permit for 3 wells we planned to drill in the Goshen area in the 1970's. We never drilled the wells.

offsite  
per  
WRIS  
on  
4-5-02

Sincerely,

Lana Johnson

Lana Johnson  
Office Manager

Willamette Water Co.

*"A Water Utility"*

P.O. BOX 46 330 SOUTH 3RD STREET  
SPRINGFIELD, OREGON 97477

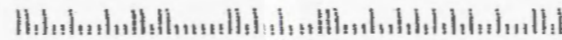


W.R.

10306

Dallas Miller  
Water Resources Department  
Commerce Building  
158 12<sup>th</sup> Street NE  
Salem, OR 97301-4172

97301+4172





# Oregon

John A. Kitzhaber, M.D., Governor

File S-70107

**Water Resources Department**  
Commerce Building  
158 12th Street NE  
Salem, OR 97301-4172  
(503) 378-3739  
FAX (503) 378-8130

**CERTIFIED MAIL**  
**Return Receipt Requested**

MAY 15, 2001

WILLAMETTE WATER CO.  
LANA JOHNSON  
330 S 3<sup>RD</sup> ST  
SPRINGFIELD, OR 97477

S-70107 / S-50877  
RE: File # ~~G 10306~~, Permit ~~G 9375~~

Dear Ms. Johnson:

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:

- ▶ Regarding the 'municipal needs' form you submitted, we need more information. This form requires that you list all of your permits besides this permit and show the amount of water applied to the use. Our records show you also hold permit G 10970, Application G 11978.

Please submit this information by **June 15, 2001**. 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 above information, 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.*

Should you have any questions regarding your extension request or the required materials listed above, please call me at (503) 378-8455, extension 272, or toll free within Oregon at 1-800-624-3199.

Sincerely,

*Dallas Miller*  
Dallas Miller  
Senior Water Rights Technician

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"><li>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li><li>■ Print your name and address on the reverse so that we can return the card to you.</li><li>■ Attach this card to the back of the mailpiece, or on the front if space permits.</li></ul>	A. Received by (Please Print Clearly) <i>Bonnie Toot</i> B. Date of Delivery <i>5/16/01</i>
1. Article Addressed to:  WILLAMETTE WATER CO LANA JOHNSON 330 S 3 <sup>RD</sup> STREET SPRINGFIELD OR 97477	C. Signature <i>X Bonnie Toot</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee
<i>WR'S <del>412</del> 10306 In</i>	D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No
2. Article Number (Copy from service label)	3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.
PS Form 3811, July 1999	4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes  Domestic Return Receipt 102595-99-M-1789

cc: Watermaster District # 2



# Oregon

John A. Kitzhaber, M.D., Governor

WM # 2  
Water Resources Department

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

**CERTIFIED MAIL**  
**Return Receipt Requested**

MAY 15, 2001

WILLAMETTE WATER CO.  
LANA JOHNSON  
330 S 3<sup>RD</sup> ST  
SPRINGFIELD, OR 97477

S-70107 / S-50877  
RE: File # ~~G 10306~~, Permit G 9375

Dear Ms. Johnson:

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:

- ▶ Regarding the 'municipal needs' form you submitted, we need more information. This form requires that you list all of your permits besides this permit and show the amount of water applied to the use. Our records show you also hold permit G 10970, Application G 11978.

Please submit this information by **June 15, 2001**. Failure to submit the requested information by this deadline **may** result in the proposed rejection of your extension request.

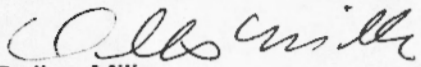
*If you need to request additional time to submit the above information, a written request must be received in the Salem office of the Department by the deadline above. The Department will evaluate timely requests and determine whether or not the request may be granted.*

Should you have any questions regarding your extension request or the required materials listed above, please call me at (503) 378-8455, extension 272, or toll free within Oregon at 1-800-624-3199.





Sincerely,

  
Dallas Miller  
Senior Water Rights Technician

cc: Watermaster District # 2



# Oregon

John A. Kitzhaber, M.D., Governor

## Water Resources Department

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

March 8, 2001

WILLAMETTE WATER CO.  
LANA JOHNSON  
330 S. 3RD ST  
SPRINGFIELD, OR 97477

REFERENCE: File 70107

Dear Ms. Johnson:

Regarding the 'municipal needs' form you submitted, we need more information. It is necessary for you to list any other permits you hold and include them on the amount of water delivered to the use by your company. Our records indicate you also hold permit G 10970, application G 11978.

Does your projection of the water needed in the future include the permit G 10970?

If you have questions please contact me at the address below or phone (503)378-3739 ext. 272.

Sincerely,

Dallas Miller  
Water Rights Specialist

cc: Watermaster, District 2

RECEIVED

MAR 05 2001

WATER RESOURCES DEPT  
SALEM, OREGON

### WATER USES, PROJECTED NEEDS

#### 1. POPULATION AND GROWTH:

	Current (year: 20 <sup>00</sup> )	2020	2030	2040	2050	2060	2070
Population:	142 customers	421	480	540			
Growth rate:		300%	12.7%	12.7%			

#### 2. EXISTING WATER RIGHTS AND PERMITS:

##### Groundwater:

Permit/Application number	Description	Amount	Priority Date
---------------------------	-------------	--------	---------------

##### Surface Water:

Permit/Application number	Description	Amount	Priority Date
Permit #50877 Application #70107	McKenzie River	4 cfs	10/25/89

##### Pending permits:

Permit/Application number	Description	Amount	Priority Date
---------------------------	-------------	--------	---------------

#### 3. EXISTING AND FUTURE WATER USE:

Current peak demand: 133 gpm Current (year: 2000 )

Current water use: Avg 89 gpm

	Current (year: 2000 )	<del>2020</del> 2040
Peak day demand (gallons/capita/day):	1385	1450
Peak daily demand (MGD):	194,256 gallons	631,332 gallons/dy
Average daily demand (gallons/capita/day):	915	950
Average summer demand (gallons/capita/day):	1381	1400

#### 4. EXPLANATION FOR PROJECTED GROWTH RATE:

We expect to add the lower Seavey Loop area, which is experiencing water quality & quantity problems in the next 20 years. The National Guard Armory will be added in the near future. This will triple hookups in the next 20 years. We also anticipate customer additions as wells/pumps fail, and with all new construction

#### 5. EXPLANATION FOR EXTENSION TIME PERIOD:

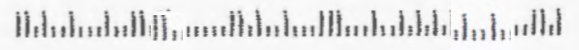
After viewing our usage projections, we would like to change the extension period on our application from 20 years to 40 years. We are still developing into most areas, and will continue to grow as the area fills in. The nature of water companies is to continually expand.

**Willamette Water Co.**  
*"A Water Utility"*  
P.O. BOX 46 330 SOUTH 3RD STREET  
SPRINGFIELD, OREGON 97477



70107

Oregon Water Resources Department  
Commerce Building  
158 12th St. NE  
Salem, OR 97301-4172

97301+4172 



# Oregon

John A. Kitzhaber, M.D., Governor

## Water Resources Department

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

### CERTIFIED MAIL Return Receipt Requested

FEBRUARY 9, 2001

WILLAMETTE WATER CO.  
LANA JOHNSON  
330 S. 3<sup>RD</sup> ST  
SPRINGFIELD, OR 97477

RE: File # 70107, Permit 50877

Dear Ms Johnson:

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:

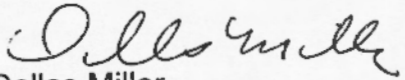
- ▶ Complete and submit the enclosed municipal needs form. The Department has a policy that municipal and quasi-municipal extension applications must include the completed municipal needs form.

Please submit this information by **March 9, 2001**. 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 above information, 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.*

Should you have any questions regarding your extension request or the required materials listed above, please call me at (503) 378-8455, extension 272, or toll free within Oregon at 1-800-624-3199.

Sincerely,

A handwritten signature in cursive script, appearing to read "Dallas Miller".

Dallas Miller  
Senior Water Rights Technician

cc: Watermaster District # 2

**INSTRUCTIONS FOR FILLING OUT  
MUNICIPAL WATER USES AND PROJECTED NEEDS FORM**

1. Please list your current population along with your current population growth. Under the designated years, please list your projected population numbers and projected growth.
2. Please list all existing water right certificates and permits.
3. Please fill out the information for existing and future water uses for the current year (in cfs, gpm, mgd) and include a 20 year projection for water use (in cfs, gpm, mgd).
4. Please give a detailed explanation for the projected growth rate listed in question 1.
5. Please give a detailed explanation for the amount of time being requested under the extension application.
6. It would be beneficial to submit a chart with the projected population growth and water use over time. The chart should include all water right certificates and permits currently held. An example is attached for your convenience.

## WATER USES, PROJECTED NEEDS

### 1. POPULATION AND GROWTH:

Current (year: 20\_\_ )      2020   2030   2040   2050   2060   2070

Population:  
Growth rate:

### 2. EXISTING WATER RIGHTS AND PERMITS:

#### Groundwater:

Permit/Application number	Description	Amount	Priority Date
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#### Surface Water:

Permit/Application number	Description	Amount	Priority Date
---------------------------	-------------	--------	---------------

#### Pending permits:

Permit/Application number	Description	Amount	Priority Date
---------------------------	-------------	--------	---------------

### 3. EXISTING AND FUTURE WATER USE:

Current (year: 20\_\_ )

Current peak demand:

Current water use:

Current (year: 20\_\_ )      2020

Peak day demand (gallons/capita/day):  
Peak daily demand (MGD):  
Average daily demand (gallons/capita/day):  
Average summer demand (gallons/capita/day):

### 4. EXPLANATION FOR PROJECTED GROWTH RATE:

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### 5. EXPLANATION FOR EXTENSION TIME PERIOD:

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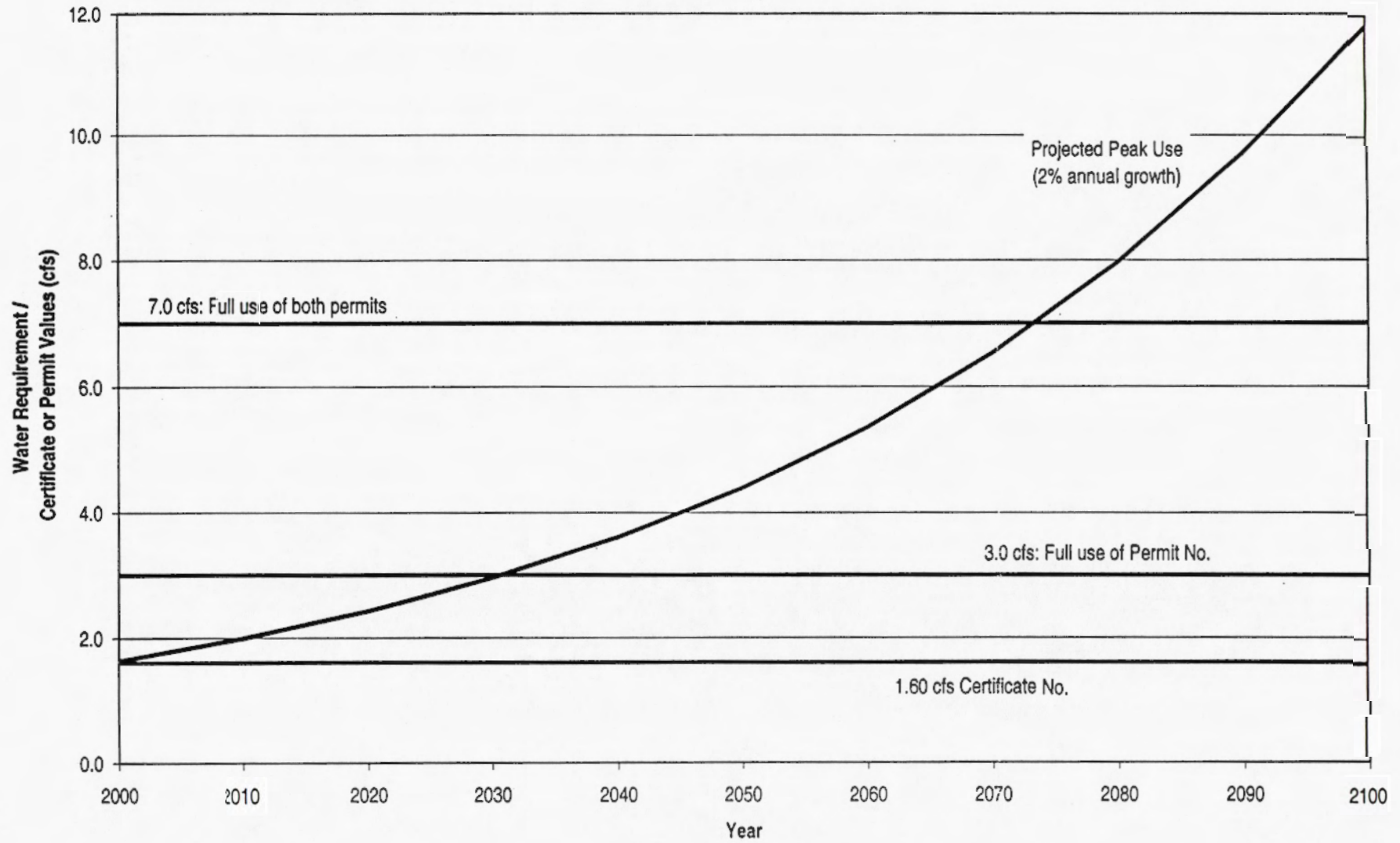
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# MUNICIPALITY



March 1, 1995

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WATER  
RESOURCES  
DEPARTMENT

---

WILLAMETTE WATER CO  
PO BOX 46  
SPRINGFIELD OR 97477

REFERENCE: File 70107

We have received your application for extension of the time limits to complete construction and make complete application of water under Permit 50877. We also have your check in the amount of \$100.

The application indicates reasonable diligence toward completion of the proposed project. The time limits to complete construction and make complete application of water are extended to October 1, 1999. The order approving the extension was entered February 22, 1995 in Special Order Volume 49, Page 66.

If you have any questions, please contact the Water Rights Section at 378-3739, or toll-free 1-800-624-3199.

Sincerely,

STEVEN P. APPLGATE, Administrator  
Water Rights/Adjudication Division

SPA:jh

enclosure



---

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



**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:

WILLAMETTE WATER CO.  
LANA JOHNSON  
330 S 3<sup>RD</sup> STREET  
SPRINGFIELD OR 97477

70107 WR's

2. Article Number (Copy from service label)



**COMPLETE THIS SECTION ON DELIVERY**

A. Received by (Please Print Clearly) B. Date of Delivery  
2/20/01

C. Signature *Sam J. Carter*  Agent  
 Addressee

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

# Application for Extension of Time

RECEIVED

TO THE WATER RESOURCES DIRECTOR OF OREGON

SEP 23 1994

I, WILLAMETTE WATER COMPANY Name

WATER RESOURCES DEPT.  
SALEM, OREGON

P.O. Box 46 Mailing Address

Springfield OREGON 97477  
City State Zip

record owner of water permit No. S 50877, do hereby request that the time in which to:

complete the construction of works and/or purchase and installation of the equipment necessary to the use of water, which time now expires on October 1, 1994 be extended to October 1, 1999; and/or the time in which to

accomplish beneficial use of water to the full extent now intended under the terms of said permit, which time, now expires on October 1, 1994, be extended to October 1, 1999.

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

(1) within the past year INSTALLED 1 3/4" METER SERVICE

INSTALLED 1 1" METER SERVICE

(2) prior to this past year INSTALLED 3 3/4" METER SERVICES

(3) and have accomplished beneficial use of water to the extent of (IF FOR IRRIGATION, STATE HOW MANY ACRES HAVE BEEN IRRIGATED) \_\_\_\_\_

(If additional space is required, attach separate sheet)

James I. Carter  
(If signing for a corporation please identify your title)  
JAMES I. CARTER, President  
Dated SEPTEMBER 20, 1994

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

WATER RESOURCES DEPARTMENT  
158 12TH STREET NE  
SALEM OR 97310

OK  
6410-1-99  
JCS

1. MCKENZIE Riv. Q-M 4CFS

2ND  
REQUEST

2. MAINTENANCE & FUG HYDRANTS IN PLACE  
ABOUT 20 SERVICES

3. YES

4. NOT GIVEN

5. —

6. NO COMMENTS

7. NO

8. NO

9. NO

10. NO

W/12 NO INFO

NO LETTERS FROM WATER WASTED

OK BC 10-1-99

ARR 2/16/55

MDD  
vs Instant  
Max  
In 1999  
POP was  
they are growing

EXTENSION CHECKLIST

FILE DOCUMENT - FOR OFFICE USE ONLY

APPLICATION NO: 70107 PERMIT NO: 50877

DATE: 1-18-95

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

REMARKS:

STATE OF OREGON  
**WATER RESOURCES DEPARTMENT**

RECEIPT # **117017**

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

INVOICE # \_\_\_\_\_

RECEIVED FROM: <u>Willamette Water Co.</u>	APPLICATION: <u>70107</u>
BY: _____	PERMIT: <u>50877</u>
	TRANSFER: _____

CASH:  CHECK: # X 96-605 OTHER: (IDENTIFY)  \_\_\_\_\_

TOTAL REC'D \$ 300.00

**01-00-0 WRD MISC CASH ACCT**

842.010	ADJUDICATIONS	\$
831.087	PUBLICATIONS / MAPS	\$
830.650	PARKING FEES Name / month	\$
_____	OTHER: (IDENTIFY)	\$

**REDUCTION OF EXPENSE**

\_\_\_\_\_ CASH ACCT. \$ \_\_\_\_\_

\_\_\_\_\_ COST CENTER AND OBJECT CLASS \_\_\_\_\_ VOUCHER # \_\_\_\_\_

**03-00-0 WRD OPERATING ACCT**

MISCELLANEOUS			
840.001	COPY FEES		\$
850.200	RESEARCH FEES		\$
880.109	MISC REVENUE: (IDENTIFY) <u>Extension</u>		\$ <u>100.-</u>
520.000	OTHER (P-6) (IDENTIFY)		\$
WATER RIGHTS:		EXAM FEE	RECORD FEE
842.001	SURFACE WATER	\$	842.002 \$
842.003	GROUND WATER	\$	842.004 \$
842.005	TRANSFER	\$	842-006 \$
WELL CONSTRUCTION		EXAM FEE	LICENSE FEE
842.022	WELL DRILL CONSTRUCTOR	\$	842.023 \$
	LANDOWNER'S PERMIT		842.024 \$
_____	OTHER (IDENTIFY)		

**06-00-0 WELL CONST. START FEE**

842.013	WELL CONST START FEE	\$	CARD # _____
_____	MONITORING WELLS	\$	CARD # _____
_____	OTHER (IDENTIFY)		

**45-00-0 LOTTERY PROCEEDS**

864.000	LOTTERY PROCEEDS	\$
---------	------------------	----

**07-00-0 HYDRO ACTIVITY**

	LIC NUMBER	
842.011	POWER LICENSE FEE (FW/WRD)	\$
842.115	HYDRO LICENSE FEE (FW/WRD)	\$
_____	HYDRO APPLICATION	\$

RECEIPT # **117017** DATED: 9-23-94 BY: D. Bussell

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





**MEMORANDUM**  
**OREGON DEPARTMENT OF FISH AND WILDLIFE**  
**INTRADEPARTMENT**

**DATE:** 11/15/89  
**TO:** GREG ROBART  
**FROM:** J. HUTCHISON *Hutch*  
**SUBJ:** WATER RIGHT APPLICATION #70107, ATTACHED (McKENZIE R.)

The applicant, Mr. Carter, stopped by and discussed this project with us recently.

As we understand the proposal, up to 4 cfs of water will be purchased from Eugene Water and Electric (EWEB) by the applicant after it has already been diverted at EWEB's existing McKenzie River municipal water facility near Hayden Bridge-(river mile 11). It should have no impact on fish or wildlife as long as:

- a) There is no new water withdrawal facility installed (i.e. water will be purchased from EWEB).
- b) Legal minimum flows are maintained in the McKenzie River downstream.

JH:df  
cc: D. Anderson



*Department of Fish and Wildlife*

506 SW MILL STREET, P.O. BOX 59, PORTLAND, OREGON 97207

**RECEIVED**  
DEC 07 1989  
WATER RESOURCES DEPT.  
SALEM, OREGON

December 5, 1989

Jake Szramek  
Water Resources Department  
3850 Portland Rd. NE  
Salem, OR 97310

Dear Jake:

Re: Water Right 70107, Willamette Water Company, McKenzie River, 4.0 cfs

The applicant, Mr. Carter, met with our Upper Willamette, District Biologists to discuss this application. As the Oregon Department of Fish and Wildlife understands this proposal, no additional water will be appropriated from the Willamette River by this permit. (Enclosed memo refers)

**Please verify** that this application is for surface water already appropriated by the Eugene Water and Electric Board (EWEB) under an existing permit.

If this water is already appropriated by EWEB and will be purchased by the applicant, the ODFW has no comment or concern with this application. If, however, this application represents appropriation of additional McKenzie River water, ODFW would appreciate another opportunity to comment.

Please advise. Thank you.

Sincerely,

Gregory P. Robart  
Staff Biologist  
Aquatic Habitat Program  
Habitat Conservation Division

gpr  
Enclosure (Hutchison memo, November 15, 1989)



## Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE

378-3066

November 14, 1989

Willamette Water Company  
P.O. Box 46  
Springfield, OR 97477

REFERENCE: File 70107

We received your application on October 25, 1989, describing the proposed use of 4.0 Cubic Feet Per Second of water from McKenzie River, a tributary of Willamette River for Quasi-Municipal uses. Supporting data and fees in the amount of \$200.00 were also received. Our Receipt 59427 is enclosed. The application has been assigned file number 70107, and will be reviewed in detail as time allows.

Applications which are received in proper form with required maps, supporting data and fees can be considered for approval by issuance of permits following a mandatory 30-day waiting period and after public interest matters are resolved.

Applications which require additional information will be returned for correction and/or completion. In those cases, the process will, of course, be delayed further. If you feel that a delay in the processing of your application will cause a hardship, please advise.

If the application is approved, the project described in the application will be subject to the Water Resources Commission's Basin Program statements, instream flow requirements, and demands of prior rights.

Sincerely,

Wayne J. Overcash  
Water Rights Specialist  
Applications/Permit Section

Enclosure

# Application for Extension of Time

TO THE WATER RESOURCES DIRECTOR OF OREGON

RECEIVED  
APR 10 1991  
WATER RESOURCES DEPT  
SALEM, OREGON

I, WILLAMETTE WATER CO.  
Name

P.O. BOX 46  
Mailing Address

SPRINGFIELD OREGON 97477  
City State Zip

record owner of water permit No. 50877, do hereby request that the time in which to:

- complete the construction of works and/or purchase and installation of the equipment necessary to the use of water, which time now expires on October 1, 1990, be extended to October 1, 1995; and/or the time in which to
- accomplish beneficial use of water to the full extent now intended under the terms of said permit, which time now expires on October 1, 1990, be extended to October 1, 1995

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

- (1) within the past year INSTALLATION OF: 3-3/4" meters, 3-1" meters, 1-1 1/2" meter, 4- mainlines, & 2-10" backflows.
- (2) prior to this past year 1989 5-mainlines, 3-fire hydrants, and 10-meter service connections.

(3) and have accomplished beneficial use of water to the extent of (IF FOR IRRIGATION, STATE HOW MANY ACRES HAVE BEEN IRRIGATED) The water has been used to supply domestic and commercial needs within the servicing area of our water utility.

(If additional space is required, attach separate sheet)

*James D. Carls*

PRESIDENT

(If signing for a corporation please identify your title)

Dated 4-2-91

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

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

BC  
10-1-94  
LHN

4-11-91  
100  
73047

WATER RESOURCES DEPARTMENT

INTEROFFICE MEMO

May 1, 1991

TO: Files 70107 and G-11978

FROM: Larry Nunn

SUBJECT: Extension Requests

I spoke with Jim Carter, Manager, Willamette Water Company.

They sent these two extension requests in by mistake. They said they will not be completed by the time limits in the permit. So we decided that we will extend these two permits to 10-1-94 to match their other permit.

May 1, 1991

Willamette Water Company  
PO Box 46  
Springfield, OR 97477

REFERENCE: Files G-2761, G-11978, and 70107

We received your applications for extension of the time to complete work under Permits G-2643, G-10970, and 50877. We also have your check for \$300. Our receipts numbered 59946, 73065, and 73047 are enclosed.

Your requests are approved. The time limits under this permits are extended to October 1, 1994.

Oregon Administrative Rules (OAR) 690-410-060, (enclosed), requires water suppliers, such as you, to prepare water conservation management plans. The schedules, standards and procedures for the development of management plans will be adopted in rule form in the near future. These rules also require you to notify the Commission of your plans to assure a long-term water supply.

Accordingly, before future extension requests will be approved, there are two requirements:

1. You will need to submit a plan describing the schedules, standards, and procedures for your water conservation management plans. This will need to be done within your time extension period following the date the Water Resources Commission adopts these rules.
2. You will need to prepare a plan/timetable for the Water Resources Commission which shall indicate the steps you intend to pursue to obtain a long-term water supply. This will need to be done by October 1, 1994.

If you have any questions, please call the Department's Water Rights Section at 378-3739.

Enclosures

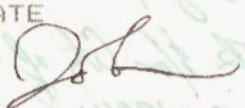
LHN:tcb



INTEROFFICE MEMO  
OREGON DEPARTMENT of WATER RESOURCES

September 12, 1989

TO: STEVE APPLIGATE

FROM: JOHN BORDEN 

SUBJECT: MEETING WITH PAST GOVERNOR BOB STRAUB

Bob Straub will be here Thursday, Sept. 14, 9:00 am to discuss "his Goshen water supply system". Claims EWEB is pressuring him somehow. May want to apply for municipal water from Willamette River or McKenzie.

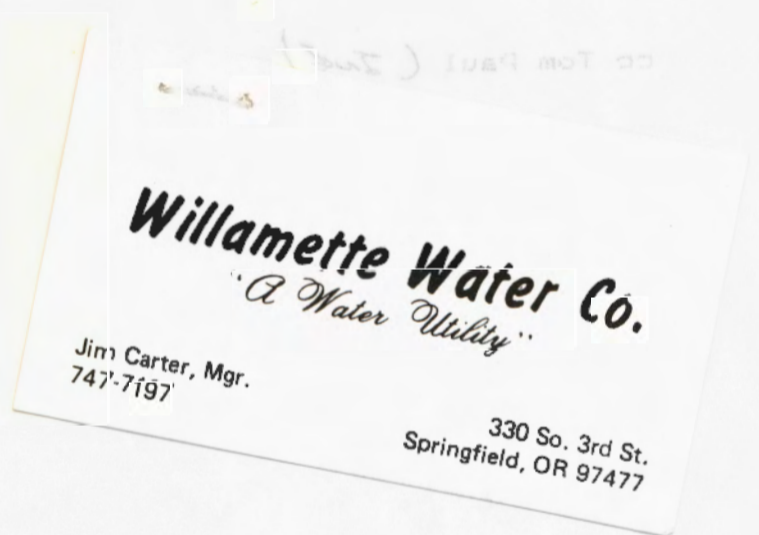
Please have basin programs in hand for meeting.

Thanks.

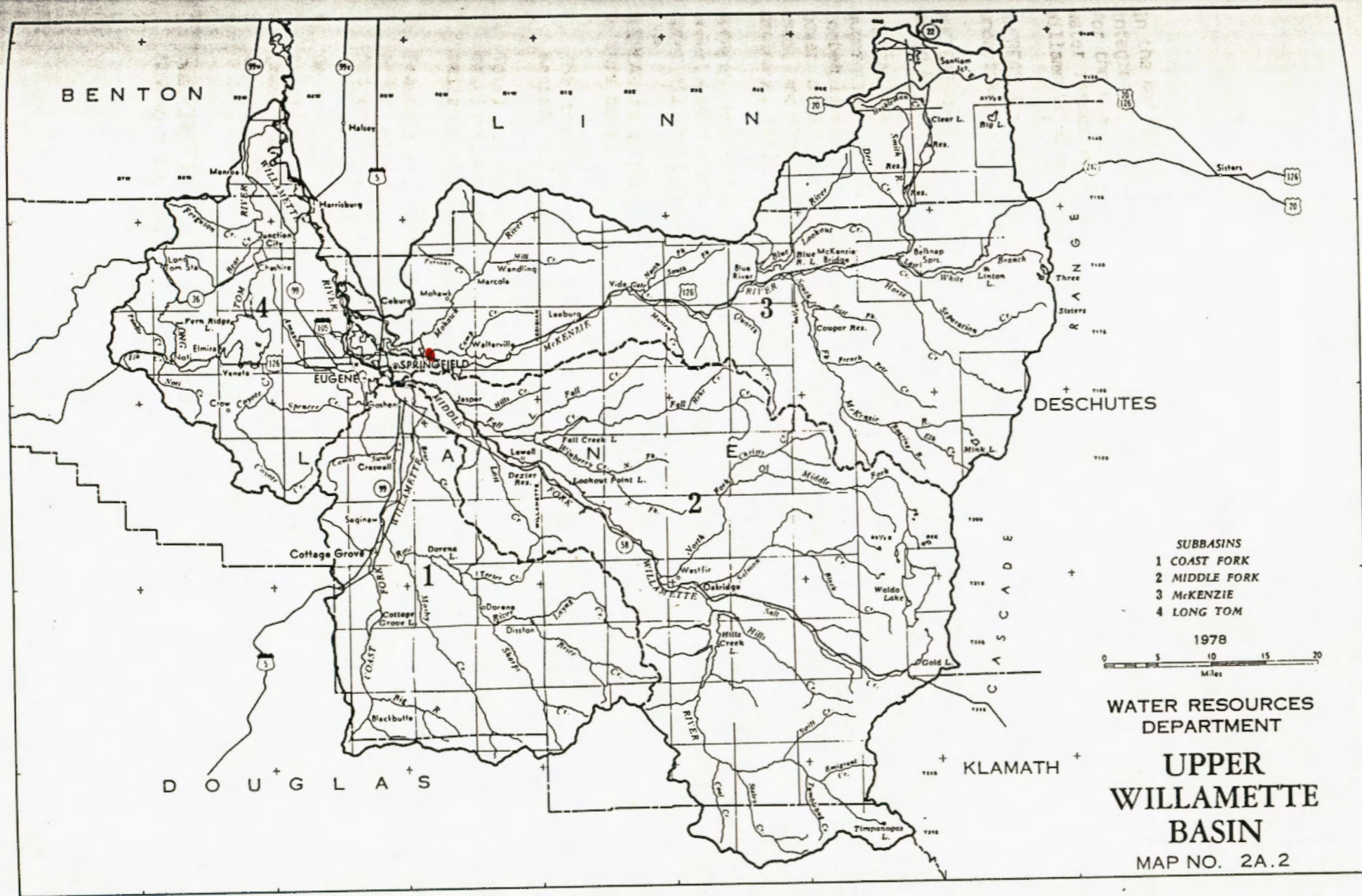
cc Tom Paul (Ind)

Willamette Water Co. - Bob Straub, Jim <sup>Mike Straub</sup>  
- Need to establish service area in Goshen -  
Eugene resists this, as does Boundary Comm.

- Want to establish permits from McKenzie &/or Willamette R.
  - think this will assist their efforts in establishing Service Dist.
  - working w/ - Poage, CWRE
- Possibilities exist that SWDB &/or City of Eugene may well object to these permits being issued.







MIDDLE WILLAMETTE RIVER

UPPER MCKENZIE RIVER

DESCHUTES RIVER

HOOD RIVER

BC99

See: S-11978

70107

Application No. ....

Permit No. ....

50877

10/25/89

Name Willamette Water Company

Address P.O. Box 46, Springfield, OR 97477

Assigned .....

Address .....

Beginning construction .....

FEB 09 1991

Completion of construction .....

OCT 01 1991

Extended to

10-1-94, 10-1-99

Complete application of water .....

OCT 01 1992

Extended to

10-1-94, 10-1-99

Form 111

Application No. 70107

Permit No. 50877

STATE OF OREGON WATER RESOURCES DEPARTMENT

RECEIVED

Application for Permit to Appropriate Surface Water OCT 25 1989

WATER RESOURCES DEPT SALEM, OREGON

I, Willamette Water Company (Name of Applicant) of P.O. Box 46 (Mailing Address), Springfield (City) State of Oregon (Zip Code) 97477 Phone No. 747-7197 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 the McKenzie River, a tributary of Willamette River.

2. The point of diversion is to be located ft. and ft. from the corner of (Public Land Survey Corner)

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

being within the SW 1/4 of the SW 1/4 of Sec. 20 Tp. 17 S R. 2 W, W. M., in the county of Lane.

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

Table with 5 columns: Township, Range, Section, List 1/4 1/4 of Section, List use and/or number of acres to be irrigated. Handwritten entries include 18-S, 3 W, 10, 11, 13, 14, 23, 24, 25, 26, 27 and 18-S, 2-W, 19, 20, 30.

See G11978 PC 11/1 ✓



Remarks: Existing Population 2,000 Protected Population  
By year 2000 Pop 3,000

This permit, when issued, is for the beneficial use of water. By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan. It is possible that the land use you propose may not be allowed if it is not in keeping with the goals and the acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.

Signature of Applicant  
*James I. Carter* pres.  
JAMES I. CARTER

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for.....

In order to retain its priority, this application must be returned to the Water Resources Director with corrections on or before ....., 19.....

WITNESS my hand this ..... day of....., 19.....

Water Resources Director

By .....

This instrument was first received in the office of the Water Resources Director at Salem, Oregon, on the

25<sup>th</sup> day of October, 1989, at 9:00 o'clock  
A.M.

Application No. 70107

Permit No.....

Application No. 70107

Permit No.

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 ... 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

.....

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

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 .....

Actual construction work shall begin on or before..... and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19.....

Complete application of the water to the proposed use shall be made on or before October 1, 19.....

WITNESS my hand this ..... day of....., 19.....

..... Water Resources Director