

COUNTY OF LINCOLN

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CITY OF LINCOLN CITY
PO BOX 50
LINCOLN CITY OR 97367

confirms the right to use the waters of NORTH FORK AND SOUTH FORK SCHOONER CREEK, tributaries of SCHOONER CREEK, for MUNICIPAL USES .

This right was perfected under Permit S-37605. The date of priority is JANUARY 29, 1973. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 3.50 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the point of diversion.

The total amount of water appropriated under this right, in combination with the rights perfected under permits S-18293, S-46867, and G-9827, shall not exceed 9.56 cfs.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Measured Distances
7 S	11 W	WM	25	SE NE			2403 FEET SOUTH AND 831 FEET WEST FROM NE CORNER, SECTION 25

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q
6 S	11 W	WM	26	W ½ SW ¼
6 S	11 W	WM	27	S ½
6 S	11 W	WM	34	ALL
6 S	11 W	WM	35	W ½ NW ¼
6 S	11 W	WM	35	SW ¼
6 S	11 W	WM	35	SE SE
6 S	11 W	WM	36	E ½ NW ¼
6 S	11 W	WM	36	NE SW
6 S	11 W	WM	36	S ½ SW ¼
7 S	11 W	WM	1	NW ¼
7 S	11 W	WM	2	ALL
7 S	11 W	WM	3	ALL
7 S	11 W	WM	10	ALL
7 S	11 W	WM	11	ALL
7 S	11 W	WM	12	N ½ NW ¼
7 S	11 W	WM	12	SW NW
7 S	11 W	WM	12	NW SW
7 S	11 W	WM	14	E ½ NE ¼
7 S	11 W	WM	14	SW NE
7 S	11 W	WM	14	NE NW

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484 and ORS 536.075. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, ORS 536.075 and OAR 137-004-0080, you may petition for judicial review and 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. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate within three months after issuance of the certificate.

Twp	Rng	Mer	Sec	Q-Q
7 S	11 W	WM	14	NE SW
7 S	11 W	WM	14	W ½ W ½
7 S	11 W	WM	14	NW SE
7 S	11 W	WM	15	ALL
7 S	11 W	WM	22	N ½
7 S	11 W	WM	22	E ½ W ½
7 S	11 W	WM	22	N ½ SE ¼
7 S	11 W	WM	22	SW SE
7 S	11 W	WM	26	N ½ SW ¼
7 S	11 W	WM	26	SW SW
7 S	11 W	WM	27	W ½ NE ¼
7 S	11 W	WM	27	W ½
7 S	11 W	WM	27	SE ¼
7 S	11 W	WM	34	N ½ N ½
7 S	11 W	WM	34	SE NE
7 S	11 W	WM	34	SE 1/4
7 S	11 W	WM	35	NW NW
7 S	11 W	WM	35	SW ¼
8 S	11 W	WM	3	N ½ NE ¼

The quantity of water diverted at the new point of diversion, together with that diverted at the old points of diversion, shall not exceed the quantity of water lawfully available at the original point of diversions located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Measured Distances
7 S	10 W	WM	21	SW NE			1637 FEET SOUTH & 3749 FEET EAST FROM NW CORNER, SECTION 21
7 S	10 W	WM	21	NE SE			2904 FEET SOUTH & 4330 FEET EAST FROM NW CORNER, SECTION 21


When required by the Department, the water user shall install and maintain a headgate, an in-line flow meter, weir, or other suitable device for measuring and recording the quantity of water diverted. The type and plans of the headgate and measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.

The water user shall maintain the fish screen or fish by-pass device.

Water may be applied to lands which are not specifically described above, provided the holder of this right complies with ORS 540.510(3).

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

Issued **MAY 10 2016**


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