

STATE OF OREGON

COUNTY OF COOS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

THOMAS D. AND ARLENE GUERIN
HC 85, BOX 26
MYRTLE POINT, OREGON 97458

PHONE: (541) 572-2566

The specific limits for the use are listed below along with conditions of use.

APPLICATION FILE NUMBER: S-70638

SOURCE OF WATER: FIVE UNNAMED SPRINGS, AN UNNAMED STREAM, MILL CREEK, SOUTH FORK AND MIDDLE FORK COQUILLE RIVER

TRIBUTARIES OF: COQUILLE RIVER

PURPOSE OR USE: LIVESTOCK

MAXIMUM RATE ALLOWED: 0.02 CUBIC FOOT PER SECOND (CFS), BEING 0.001 CFS FROM SPRING 1, 0.002 CFS EACH FROM SPRING 2 & AN UNNAMED STREAM, 0.004 CFS EACH FROM SOUTH FORK COQUILLE & MIDDLE FORK COQUILLE RIVERS, 0.002 CFS EACH FROM MILL CREEK, SPRING 3 AND SPRING 4, AND 0.001 CFS FROM SPRING 5

PERIOD OF USE: YEAR ROUND

DATE OF PRIORITY: SEPTEMBER 12, 1990

POINT OF DIVERSION LOCATION: **POD #1** - SW 1/4, NE 1/4, SECTION 16, 507 FEET SOUTH & 444 FEET WEST FROM NE 1/16 CORNER, SECTION 16, **POD #2** - NW 1/4 NE 1/4, SECTION 21, 594 FEET SOUTH & 91 FEET EAST FROM N1/4 CORNER, SECTION 21; **POD #3** - SW 1/4 NE 1/4, SECTION 21, 1319 FEET SOUTH & 1275 FEET EAST FROM N1/4 CORNER, SECTION 21; **POD #4** - NW 1/4 SE 1/4, SECTION 21, 3125 FEET SOUTH & 1203 FEET EAST FROM N1/4 CORNER, SECTION 21; **POD #5** - SW 1/4 SE 1/4, SECTION 22, 157 FEET NORTH & 1100 FEET EAST FROM S1/4 CORNER, SECTION 22; **POD #6** - NE 1/4 SW 1/4, 370 FEET SOUTH & 1627 FEET EAST FROM W1/4 CORNER, SECTION 23; **POD #7** - NW 1/4 NE 1/4, SECTION 23, 349 FEET SOUTH & 423 FEET EAST FROM N1/4 CORNER, SECTION 23; **POD #8** - NW 1/4 NE 1/4, SECTION 23, 770 FEET SOUTH & 230 FEET EAST FROM N1/4 CORNER, SECTION 23; **POD #9** - NW 1/4 SW 1/4, SECTION 14, 321 FEET SOUTH & 890 FEET WEST FROM CW1/16, ALL LOCATED WITHIN TOWNSHIP 29 SOUTH, RANGE 12 WEST, W.M.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NW 1/4 SW 1/4
SECTION 14
SW 1/4 NE 1/4
SECTION 16
NE 1/4 NE 1/4
NW 1/4 NE 1/4
SW 1/4 NE 1/4
NW 1/4 SE 1/4
SECTION 21
NW 1/4 SE 1/4
SW 1/4 SE 1/4
SECTION 22
NW 1/4 NE 1/4
NE 1/4 NW 1/4
SW 1/4 SW 1/4
SE 1/4 NW 1/4
NE 1/4 SW 1/4
NW 1/4 SW 1/4
SECTION 23
NE 1/4 NW 1/4
SECTION 27

TOWNSHIP 29 SOUTH, RANGE 12 WEST, W.M.

Measurement recording and reporting conditions:

- A. The Director may require the permittee to install a meter or other suitable measuring device as approved by the Director. If the Director notifies the permittee to install a meter or other measuring device, the permittee shall install such device within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstances warrant a shorter installation period. Once installed, the permittee shall maintain the meter or measuring device in good working order and shall allow the watermaster access to the meter or measuring device. The Director may provide an opportunity for the permittee to submit alternative measuring procedures for review and approval.
- B. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water use information, the periods of water use and the place and nature of use of water under the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

The permittee shall install, maintain, and operate fish screening to prevent fish from entering the proposed diversion. The permittee shall also install a fishway at the obstruction that will provide adequate upstream and downstream passage for fish. The required screens and fishways are to be in place, functional, and approved by Oregon Department of Fish and Wildlife before diversion of any water.

STANDARD CONDITIONS

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

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 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.

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Actual construction work shall begin within one year from permit issuance. Complete application of water to the use shall be made on or before October 1, 2003. Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

Issued December 16, 1998



Martha O. Pagel, Director
Water Resources Department

Application S-70638 Water Resources Department
Basin 17 Volume 2A SF & MF Coquille River & Misc.
LKS MGMT.CODE

PERMIT 53510
District 19