

Name City of Brookings
 By _____
 Address 898 Elk Drive
Brookings, Oregon 97415

Date filed December 12, 1990
 Priority _____
 Action suspended until C 02
 Return to applicant _____
 Date of approval _____

CONSTRUCTION

Date for beginning DEC 16 1992
 Date for completion OCT 1 1993 10-1-94
 Extended to 10-1-95, 10-1-96
10-1-98, 10-1-02
 Date for application of water OCT 1 1994
 Extended to 10-1-95, 10-1-96
10-1-98, 10-1-02

PROSECUTION OF WORK

Form "A" filed Dec 7, 1992 (letter)
 Form "B" filed _____
 Form "C" filed _____

FINAL PROOF

Blank mailed _____
 Proof received _____
 Date certificate issued _____

Application No. 71042
 Permit No. 51383
 Certificate No. _____
 CURRY
 Stream Index, Page No. _____
17-2130

V-17 Basin 15 x 415 c
SEE G-12398

WAF Duplicate Card

FEES PAID

Date	Amount	Receipt No.
<u>12-12-90</u>	<u>946.00</u>	<u>6993</u>
<u>8/16/93</u>	<u>100.00</u>	<u>103581</u>
<u>Extension 4-25-94</u>	<u>100.-</u>	<u>111436</u>
<u>Extension 9-18-95</u>	<u>100.00</u>	<u>128605</u>
<u>Extension 9-5-96</u>	<u>100.00</u>	<u>6157</u>
	Cert. Fee	

17
Extension 4-25-94
Extension 9-18-95
Extension 9-5-96
see below

FEES REFUNDED

Date	Amount	Check No.
<u>1-29-92</u>	<u>294.00</u>	<u>A-16432</u>


ASSIGNMENTS

Date	To Whom	Address	Volume	Page


REMARKS

118 sent 12-11-92
(Ext. 7-25-94 V48 P195 C to 10-1-95)
(BC ext. to 10-1-98 V51 P1268-11/14/97)
 date amount receipt
 Extension 10-1-97 \$100.00 16371
 Ext 9-17-98 \$100- 24652

MESSAGE 2007

FOR _____
DATE TUES APR 3 TIME 1055 P.M. 
M ED MURDOCK R73396
OF R 11535
PHONE/MOBILE 541-469-4888 FAX _____

TELEPHONED	<input checked="" type="checkbox"/>	PLEASE CALL	<input checked="" type="checkbox"/>
CAME TO SEE YOU	<u>71042</u>	WILL CALL AGAIN	
WANTS TO SEE YOU	<u>1055</u>	RUSH	<u>KIT</u>
RETURNED YOUR CALL		SPECIAL ATTENTION	

MESSAGE GOLF COURSE ~~85000~~
MITCH LEWIS -
MAP - PER
SIGNED 541 469-1028  SC5805

To Herb
they're in
there now!
Mary

This permit/file is related to two protests on extensions for the City of Brookings.

As such, do not process any further, unless cleared by me.

This directive expires 1/1/2010.

Dwight French

A handwritten signature in blue ink, appearing to read "Dwight French". The signature is stylized with large loops and a long horizontal stroke at the end.



Oregon

Theodore R. Kulongoski, Governor

CERTIFIED LETTER Return Receipt Requested

Water Resources Department

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

File # S-71042

September 5, 2003

City of Brookings
898 Elk Drive
Brookings, OR 97415

REFERENCE: Application File #S-71042 (Permit #S-51383)

Dear Permit Holder:

On May 18, 1999, the Department issued a Final Order approving an Extension of Time for Permit #S-51383. The Final Order extended the time in which to complete construction of the water system and to accomplish beneficial use of water to the full extent under the terms of Permit #S-51383 to October 1, 2002.

The Final Order approving the Extension of Time also included the following condition that requires:

The permittee must submit a written progress report to the Department by **October 1, 2001**. The report must be received by the Department **at least 30 days** prior to the due date. The report must be submitted **at least once** each year since the last report.

The report shall include:

- a) The amount of water used
- b) The amount of water available
- c) A review of the permit and/or plan
- d) Financial investment

Failure to submit a progress report may result in the cancellation of the permit pursuant to ORS 537.225. If the permit is cancelled, the permittee shall be required to develop a water survey, pursuant to ORS 537.225, developed as of October 1, 2001.

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> ■ 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. 		A. Signature <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Address	
1. Article Addressed to:		B. Received by (Printed Name)	C. Date of Delivery
CITY OF BROOKINGS S-71042 898 ELK DRIVE BROOKINGS, OR 97415		Kathy Dunn	9/18/03
2. Article Number (Transfer from service label)		D. Is delivery address different from item 1? If YES, enter delivery address below:	
7002 2030 0006 2911 7891		<input type="checkbox"/> Yes <input type="checkbox"/> No	
PS Form 3811, August 2001		3. Service Type	
Domestic Return Receipt		<input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Registered <input type="checkbox"/> Insured Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> C.O.D.	
		4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	

WR

102595-02-M-1



UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

RECEIVED
SEP 10 2003
WATER RESOURCES DEPT.
SALEM, OREGON

WATER RESOURCES DEPARTMENT
158 12TH STREET NE
SALEM OR 97301-4172

97301-4172

0110110042012010010000000000



Oregon

Theodore R. Kulongoski, Governor

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The report shall include:

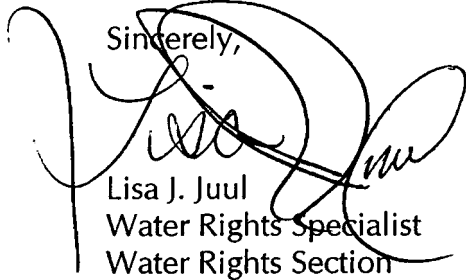
- a) The amount of construction completed;
- b) The amount of beneficial use of water being made, including the total volume of water used, water used relative to the specific authorizations (types of use, acres irrigated, etc.) contained in the permit, and the percent of the total allowable water use that this represents;
- c) A review of the permittee's compliance with terms and conditions of the permit and/or previous extension; and
- d) Financial investments made toward developing the beneficial water use.

Failure to submit a progress report by the due date above will result in cancellation of the undeveloped portion of the permit by the Department pursuant to ORS 537.260 or ORS 537.410 to 537.450. Within one year after cancellation, the permittee must submit a Claim of Beneficial Use and Final Proof Survey, pursuant to ORS 537.230 and 537.250, for the portion of the permit developed as of October 1, 2001.

To date, the Department has not received this progress report from you. In order to maintain the ability to continue developing water under this permit, you should submit this progress report immediately. For your reference, I have enclosed a copy of the Extension of Time Final Order containing this condition.

If you have any questions concerning this matter, please feel free to contact me by telephone at 503-378-8455, extension 272.

Sincerely,

A handwritten signature in black ink, appearing to read 'Lisa J. Juul', is written over the typed name and title. The signature is fluid and cursive, with a large loop at the end.

Lisa J. Juul
Water Rights Specialist
Water Rights Section

Enclosure

cc: Application File #S-71042 (Permit #S-51383)
Mitch Lewis, Watermaster Dist. #19

Oregon Water Resources Department
Water Rights Division

Water Rights Application
Number 71042

Final Order
Extension of Time for Permit Number 51383

Application History

On September 17, 1998, City of Brookings submitted an application to the Department for an extension of time for permit number 51383. The Department issued Permit number 51383 on December 16, 1991. The permit called for completion of construction of the water development project by October 1, 1996 and complete application of water to the full beneficial use by October 1, 1996. In accordance with OAR 690-320-0010(8), on February 23, 1999, the Department issued a Proposed Final Order proposing to extend the time to complete development of the water development project to October 1, 2002, and the time to fully apply water to beneficial use to October 1, 2002. The protest period closed April 9, 1999. No protest was filed.

At time of issuance of the PFO the Department concluded that, based on the factors demonstrated by the applicant, the permit may be extended subject to the following conditions:

The permittee must submit a written progress report to the Department by October 1, 2001. The report must be received by the Department not sooner than 90 days prior to the due date. The permittee's report must describe in detail the work done each year since the last extension was granted or the last progress report submitted. The report shall include:

- a) The amount of construction completed;
- b) The amount of beneficial use of water being made, including the total volume of water used, water used relative to the specific authorizations (types of use, acres irrigated, etc.) contained in the permit, and the percent of the total allowable water use that this represents;
- c) A review of the permittee's compliance with terms and conditions of the permit and/or previous extension; and
- d) Financial investments made toward developing the beneficial water use.

The Department will review the progress report to determine whether the permittee is exercising diligence towards completion of the project and complying with the terms and conditions of the permit and extension.

Failure to submit a progress report by the due date above will result in cancellation of the undeveloped portion of the permit by the Department pursuant to ORS 537.260 or 537.410 to 537.450. Within one year after cancellation, the permittee must submit a final proof survey pursuant to ORS 537.230 and 537.250.

If the Department finds that diligence is questionable, the Department may:

- a) request the permittee to submit additional information with which to evaluate diligence;
- b) apply additional conditions and performance criteria for perfection of the right; or
- c) cancel the undeveloped portion of the permit pursuant to ORS 537.260 or 537.410 to 537.450. The Department will grant the permittee a hearing on the cancellation, if one is requested.

In determining whether the permittee has been diligent, the Department will consider information submitted to the Department by the permittee and any information submitted during the 30-day public comment period following public notice of submittal of the progress report.

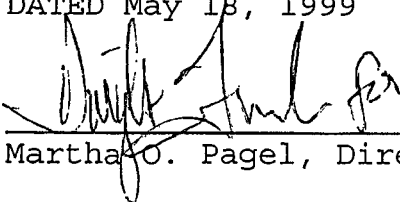
If information is received through the public notice process indicating that the applicant has not been diligent toward completing the project, and if the director determines there are significant disputes related to the use of water, the Department will conduct a hearing.

The factors shown by the applicant, together with the conditions imposed by the Department, establish good cause for the permit extension. The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.230, 537.630 and 539.010(5).

Order

The extension of time for Application 71042, Permit Number 51383, therefore, is approved. The extension is issued as limited by the conditions set forth in the permit and contained herein. The deadline for completing construction is extended to October 1, 2002. The deadline for applying water to full beneficial use is extended to October 1, 2002.

DATED May 18, 1999


Martha O. Pagel, Director

Appeal Rights

Under the provisions of ORS 536.075, the applicant may appeal this order by filing a petition for review in the Circuit Court for Marion County or the circuit court for the county in which the applicant resides or has a principal business office. The petition for review must be filed within 60 days after the date this order is served. ORS 183.484.

Oregon Water Resources Department
Water Rights Division

Water Rights Application
Number 71042

Final Order
Extension of Time for Permit Number 51383

Application History

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- d) Financial investments made toward developing the beneficial water use.

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Failure to submit a progress report by the due date above will result in cancellation of the undeveloped portion of the permit by the Department pursuant to ORS 537.260 or 537.410 to 537.450. Within one year after cancellation, the permittee must submit a final proof survey pursuant to ORS 537.230 and 537.250.

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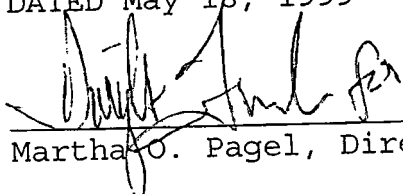
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The factors shown by the applicant, together with the conditions imposed by the Department, establish good cause for the permit extension. The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.230, 537.630 and 539.010(5).

Order

The extension of time for Application 71042, Permit Number 51383, therefore, is approved. The extension is issued as limited by the conditions set forth in the permit and contained herein. The deadline for completing construction is extended to October 1, 2002. The deadline for applying water to full beneficial use is extended to October 1, 2002.

DATED May 18, 1999


Martha O. Pagel, Director

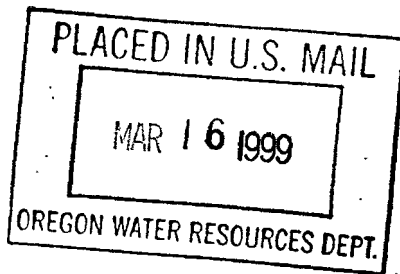
Appeal Rights

Under the provisions of ORS 536.075, the applicant may appeal this order by filing a petition for review in the Circuit Court for Marion County or the circuit court for the county in which the applicant resides or has a principal business office. The petition for review must be filed within 60 days after the date this order is served. ORS 183.484.

**Oregon Water Resources Department
Water Rights Division**

Water Right Permit Extension Application
for Permit Number 51383

Water Right Application Number 71042



Proposed Final Order

This Proposed Final Order applies only to permit number 51383.

Summary of Recommendation

The Department proposes to:

grant the extension for complete construction of the water system from October 1, 1996 to October 1, 2002, and

grant the extension for complete application of water from October 1, 1996 to October 1, 2002.

Application History

Permit no. 51383 was granted by the Water Resources Department on December 16, 1991. The permit authorizes use of 1.0 cfs of water from Chetco River for Irrigation of 180.3 acres in the Chetco River basin. It specified that construction must be completed by October 1, 1993, and water applied to full beneficial use by October 1, 1994. A copy of permit no. 51383 is attached.

On September 17, 1998, the Department received an application from City of Brookings for an extension of time to complete construction and to apply water to full beneficial use. The applicant has requested until October 1, 2002, to complete construction and to apply water to full beneficial use. This is the fourth permit extension request.

Findings of Fact

ORS 537.230(2) and 537.630 (1) allows the Department to grant an extension of time to perfect a water right for good cause. In evaluating good cause, the Department has considered the written record in the permit application file in relation to the requirements of ORS 537.230(2), ORS 537.630 (1) and ORS 539.010(5) and makes the following findings.

1. The applicant is legally entitled to apply for an extension on this permit.
2. The applicant has submitted a completed permit extension form and the required fee.
3. The water project development made to date has been accomplished in accordance with the terms and conditions contained in the permit.
4. The City of Brookings project to build the golf course and irrigation system have been held up by the contractors not being able to build the project. The City has had trouble finding developers with the financial resources to build this project. The first developer started work in 1992, but could not complete it. The third developer is now working on this project for the City.
5. The applicant has pursued perfection of the right in good faith and with reasonable diligence.
 - a) Work on the water development project completed to date includes construction and installation of pipe, contracted with Coos-Curry Electric Cooperative to build electric line to pumps. The applicant has constructed the driving range and golf shop.
 - b) The applicant has invested approximately \$ \$750,000 of an estimated total water system project cost of \$ \$850,000.
 - c) The work remaining to be completed consists of the remaining construction of the water delivery system and complete application of water.
6. Based on the written record, the Department finds there is good cause to approve the extension request. The applicant has pursued perfection of the right in good faith and with reasonable diligence. Perfection of the permit has been delayed by the size and scope of the project and the difficulty of finding a developer with the resources to build the project.
7. Due to the reasons outlined above in item 4 and the water development progress to date, the Department finds that the length of time requested for completion of the application of water should be extended to October 1, 2002 as requested by the applicant.
8. By mutual consent, the applicant and the Water Resources Department agreed to defer processing of the permit extension request until such time as the Commission had adopted new permit extension rules.

Conclusions of Law

1. The applicant 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, and ORS 537.630.
2. The applicant has submitted an extension application form and the fee required by ORS 536.050(1)(L).
3. The applicant has pursued perfection of the right in good faith and prosecuted

construction with reasonable diligence.

4. The applicant has shown good cause for the untimely completion of the water development project and complete application of water to full beneficial use pursuant to ORS 537.230(2), and ORS 537.630 (1).
5. The permit extension should be approved until October 1, 2002 to complete construction and until October 1, 2002 to complete the application of water.

Conditions

The permittee must submit a written progress report to the Department by October 1, 2001. The report must be received by the Department not sooner than 90 days prior to the due date. The permittee's report must describe in detail the work done each year since the last extension was granted or the last progress report submitted. The report shall include:

- a) The amount of construction completed;
- b) The amount of beneficial use of water being made, including the total volume of water used, water used relative to the specific authorizations (types of use, acres irrigated, etc.) contained in the permit, and the percent of the total allowable water use that this represents;
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The Department will review the progress report to determine whether the permittee is exercising diligence towards completion of the project and complying with the terms and conditions of the permit and extension.

Failure to submit a progress report by the due date above will result in cancellation of the undeveloped portion of the permit by the Department pursuant to ORS 537.260 or 537.410 to 537.450. Within one year after cancellation, the permittee must submit a final proof survey pursuant to ORS 537.230 and 537.250.

If the Department finds that diligence is questionable, the Department may:

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during the 30-day public comment period following public notice of submittal of the progress report.

If information is received through the public notice process indicating that the applicant has not been diligent toward completing the project, and if the director determines there are significant disputes related to the use of water, the Department will conduct a hearing.

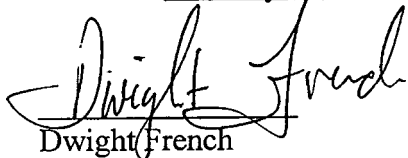
Recommendation

The Department proposes to issue an order to:

extend the permit time to complete construction from October 1, 1996 to October 1, 2002 and

extend the permit time to complete application of water from October 1, 1996 to October 1, 2002.

DATED: February 23, 1999



Dwight French
Water Rights Section Manager

Protest Rights and Comments

1. Under the provisions of OAR 690-320-0010(8) you have the right to protest this proposed final order. Your protest must be in writing and must include the following:
 - a) Your name, address and telephone number;
 - b) Your interest in this proposed final order, and if you claim to represent the public interest, a precise statement of the public interest represented;
 - c) A detailed description of how the action in the proposed final order would impair or be detrimental to your interest;
 - d) A detailed description of how the proposed final order is in error or deficient and how to correct the alleged error or deficiency;
 - e) Any citation of legal authority supporting your protest, if known; and
 - f) If you are not the applicant, the \$25 protest fee required under ORS 536.050 (1)(j).
2. Each person submitting a protest shall raise all reasonably ascertainable issues and all reasonably available arguments supporting the person's position by the close of the comment period.
3. The Water Resources Department must receive written protests or written comments no later than **April 9, 1999**.
4. After the close of the comment and protest period, the Director will either issue a

final order, or schedule a contested case hearing if the Director finds there are significant disputes related to the use of water.

STATE OF OREGON

COUNTY OF CURRY

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

CITY OF BROOKINGS
898 ELK DRIVE
BROOKINGS, OREGON 97415

503-469-2163

to use the waters of CHETCO RIVER, a tributary of PACIFIC OCEAN, for IRRIGATION OF 180.3 ACRES.

This permit is issued approving Application 71042. The date of priority is DECEMBER 12, 1990. The use is limited to not more than 1.0 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source. Use of water may only be made March 1 through June 30.

The point of diversion is located as follows:

SE 1/4 SE 1/4, SECTION 34, T 40 S, R 13 W, W.M.; 270 FEET NORTH AND 1295 FEET WEST FROM SE CORNER, SECTION 34.

Diversion screening or fish passage facilities shall be designed, installed, and operated to Oregon Department of Fish & Wildlife specifications.

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre-feet for each acre irrigated during the irrigation season of each year.

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 this permit is as follows:

SW 1/4 SW 1/4 1.3 ACRES
SE 1/4 SW 1/4 6.4 ACRES
SECTION 35
TOWNSHIP 40 SOUTH, RANGE 13 WEST, W.M.

NW 1/4 NE 1/4 6.1 ACRES
SW 1/4 NE 1/4 23.9 ACRES
SE 1/4 NE 1/4 0.3 ACRE
NE 1/4 NW 1/4 27.7 ACRES
NW 1/4 NW 1/4 9.4 ACRES
SE 1/4 NW 1/4 9.8 ACRES
NW 1/4 SE 1/4 36.3 ACRES
SW 1/4 SE 1/4 25.0 ACRES
SE 1/4 SE 1/4 15.3 ACRES

SECTION 2
NE 1/4 NE 1/4 18.1 ACRES
NW 1/4 NE 1/4 0.7 ACRES
SECTION 11
TOWNSHIP 41 SOUTH, RANGE 13 WEST, W.M.

Actual construction work shall begin on or before December 16, 1992, and shall be completed on or before October 1, 1993. Complete application of the water to the use shall be made on or before October 1, 1994.

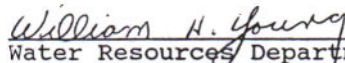
Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

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 rights for maintaining instream flows.

Issued this date, DECEMBER 16, 1991.



Water Resources Department
William H. Young
Director

Mailing List for PFO Extension Copies

Application # ~~73396~~
~~73397~~
71042

PFO Date 2/23/99

Original mailed to:

City of Brookings

Applicant:

Mailed (support staff) on: <u>3/16/99</u> (date)

Copies sent

Regional Manager SW
Watermaster 19
ODFW Ted Carter, Gold Beach
DEQ Tom Rosetta, Portland

Copies sent to Other Interested Persons (CWRE, Agent, Well Driller, Commenter, etc.)

"\$10 LETTER" sent to Interested Persons who have not protested or paid for copies

*to copies
sent 6/1/99
JR*

Per phone call to

Tom Weldon 2/9/99

Change Extension date to 10/1/2002

① DSM

RECEIVED

FEB 01 1999

WATER RESOURCES DEPT.
SALEM, OREGON

APPLICATION FOR EXTENSION OF TIME

TO THE WATER RESOURCES DIRECTOR OF OREGON

I, Tom Weldon (Bookings City Manager),
898 Elk Drive, Brookings, OR 97415

record owner of application No. ~~R73396~~ permit No. ~~51595~~ do hereby request that the time in which to: 71042 51383

- 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, 1998, be extended to October 1, 2000, 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, 1998, be extended to October 1, 2000.

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.

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

2-Have you put any water to use under this permit [yes/no]? NO If yes, has that use been made consistent with the terms and conditions of the permit [yes/no]? If no, please explain. Which terms and/or conditions have not been completely fulfilled at this time? SEE ATTACHED

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 last year SEE ATTACHED

(b) prior to this past year The City had constructed a driving range and small shop and purchased a pump and PVC pipe.

(c) and have accomplished beneficial use of water to the extent of (amount of water used or acres irrigated) Water has not yet been applied to the beneficial use authorized by this permit.

4-Cost of project to date - Approximately \$750,000. Projected cost for completion of project \$850,000. Total improvements will cost \$3,500,000.

5-Have there been any unforeseen events which delayed development of water system? NO.

6- Have there been any significant government requirements that have delayed the completion of construction or application of water? [please explain] NO

7- What reason was the project not completed within permit time limits? We had difficulty finding a developer with the financial resources to complete the project. We had a couple of false starts with other developers!

8- Has there been any change in the **demand** for water or power since permit was issued? (please explain) NO

9- Has there been any change in the **market** for water or power since the permit was issued? (please explain) NO

10- Will the income or use from this project provide reasonable returns against the investment in this project? (please explain) YES - SEE ATTACHED

11- If the extension request is denied, is the current level of water use economically feasible? (please explain) NO - SEE ATTACHED

12- Is there an alternative source of water available [yes/no please explain]? MAYBE - SEE ATTACHED

13- Has the use of water under the permit caused an adverse impact on the surface/groundwater resource in the area? (please explain) NO. We have not used any water authorized under this permit.

All items must be completed or the application will be returned. Please feel free to provide the Department with any additional information you might have that would aid us in making our decision. Please us an additional sheet of paper, if needed.

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.

Signature Tom Weldon

1/29/99
Date

**MAIL COMPLETED APPLICATION AND STATUTORY FEE OF \$100 TO:
WATER RIGHT PERMIT EXTENSIONS
WATER RESOURCES
158 - 12TH ST. NE
SALEM, OR 97310**

CITY OF BROOKINGS
Application for Extension of Time
Permit 51595

The City of Brookings holds a permit to use the water from ten reservoirs for supplemental irrigation of 119 acres of property being developed into a golf course. The City of Brookings requests an extension in the time limits set forth in its permit for completing construction and applying water to beneficial use.

ANSWER TO QUESTION #2:

Four of the ten reservoirs have been constructed and pumps and piping for distribution of the water have been installed. However, no water has yet been applied to beneficial use. Therefore, the City of Brookings has not yet fulfilled the conditions of permit numbered 51595 regarding measurement, recording and reporting.

ANSWER TO QUESTION #3a:

The City of Brookings has leased this land to the Claveran Group to build a golf course on city property. The Claveran Group began construction on June 1, 1998. They have constructed four reservoirs and installed pumps and piping to irrigate the golf course.

ANSWER TO QUESTION #10:

The City of Brookings obtained the permit to provide irrigation water for a golf course on land that has been designated under applicable zoning as eligible for a golf course. The value of the water to the project extends far beyond the income that may come from the golf course and any other recreational elements on the property to which irrigation water is applied: a golf course is an essential element for the future economic development of the Brookings area. The availability of irrigation water therefore is of paramount importance to developing this property for its highest and best use.

ANSWER TO QUESTION #11:

The City of Brookings and the golf course developers have not yet put any water to beneficial use. The developer's investment of approximately \$1,800,000 in the golf course would be a complete loss. Moreover, without this irrigation water,

golf course would be a complete loss. Moreover, without this irrigation water, the property cannot be developed for golf course use for which it has been designated under applicable zoning.

ANSWER TO QUESTION #12:

Maybe. The City of Brookings will soon apply for permits to construct a reservoir to store and use water from a natural spring that does not flow directly into Jack Creek. There are no guarantees this reservoir will fill naturally. Therefore, at this time, this spring cannot be counted on as a long-term source of water.



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

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

February 4, 1999

CITY OF BROOKINGS
TOM WELDON, MANAGER
898 ELK DRIVE
BROOKINGS, OR 97415

REFERENCE: File 71042

Dear Mr. Weldon:

We received your request to extend the time limits under permit 51383. However we need some more information before we can process the request.

This permit allows diverting water from the Chetco River for irrigation, but the request only talks about taking water from reservoirs which your other permits allow. Have any diversion works, pumps, or pipelines been constructed to divert water from the Chetco River to the land to be irrigated under this permit? Please provide us with a little more information regarding the length and size of pipe installed, and the locations of the pumps and diversions.

Please respond to these concerns so we can process the request. 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, Dist 14

Date: Wed, 10 Feb 1999 16:13:17 -0800
From: Peter Pavich <ppavich@wave.net>
To: Dwight French <Dwight.W.French@wrd.state.or.us>
Subject: Permit Number 51383

Dwight:

Per our telephone conversation today, you asked that I explain the situation regarding the extension of our permit number 51383.

We have a neighbor (Ted Freeman) and plan on utilizing his existing diversion system to supply irrigation water from the Chetco River. We have installed pipe to connect to Mr. Freeman's system and plan on applying for a permit amendment to utilize the Freeman point of diversion. As you know, we need to have a valid permit prior to submitting the permit amendment.

Hopefully this explanation will make you comfortable enough to write a letter to me for our bank indicating the extension process is under way and subsequent approval is eminent.

Thank you for your assistance.

Pete Pavich

RECEIVED

FEB 01 1999

**WATER RESOURCES DEPT.
SALEM, OREGON**

**Construction Expenses
Paid Through 11/30/98**

	Item Total
Accounting Fees	\$7,097.61
Advertising	\$860.00
Bank Services Charges	\$2,964.95
Bridge Materials	\$76,771.54
Cart Paths	\$0.00
Carts	\$0.00
Cellular Telephone	\$2,346.17
Clearing & Grubbing	\$1,696.25
Clubhouse Construction	\$0.00
Clubhouse Design	\$800.00
Clubhouse Furniture	\$0.00
Computers	\$0.00
Construction Equipment Purchases	\$46,296.37
Course Furnishings	\$0.00
Debt Service	\$0.00
Design Services	\$11,724.40
Drug Screening Testing	\$740.00
Engineering Services	\$20,428.90
Equipment Rental	\$27,534.44
Erosion Control Supplies	\$0.00
Fuel	\$12,696.52
General Contractor	\$0.00
Grading	\$373,971.77
Grass Seed	\$9,081.45
Green Construction	\$14,299.69
Interest	\$0.00
Insurance	\$21,114.13
Irrigation Equipment	\$236,709.07
Kitchen Equipment	\$0.00
Legal	\$13,963.47
Maintenance Equipment	\$0.00
Maintenance Yard Construction	\$1,200.00
Office Supplies	\$107.50
Other	\$23,768.82
Parking Lot	\$0.00
Parts	\$1,191.53
Payroll Taxes & Costs	\$26,320.63
Payroll Services	\$270.80
Per diem	\$2,630.00
Permits	\$810.00
Postage & Delivery	\$622.00
Potable Water	\$0.00
Repairs	\$530.00
Entrance Road	\$0.00
Salaries, Construction	\$223,713.72
Salaries, Officers	\$0.00
Sand for the Bunkers	\$0.00
Sand for the Greens	\$0.00
Sanitation Service	\$1,182.55
Seed	\$0.00
Septic	\$0.00
Surveying	\$6,701.75
Telephone	\$1,486.16
Temporary Clubhouse	\$0.00
Tools	\$175.00
Travel	\$1,362.01
Utilities	\$959.49

YTD Construction Total

1,174,128.69



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

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

October 29, 1998

CITY OF BROOKINGS
898 ELK DR
BROOKINGS, OR
97415

FILE#: S 71042
97415

Dear Water Right Permit Extension Applicant:

The Water Resources Commission has adopted new administrative rules that govern the processing of permit extension requests. New rules were necessary to make the permit extension process consistent with advice received from the Attorney General's office last summer. Many permit holders held their extension requests until the new rules are in place. Because of the Attorney General's advice, extensions will no longer be limited to one year in length for most permits and five years for municipalities and irrigation districts. You should request to extend your permit for the amount of time necessary to fully complete your project and put the water to beneficial use. Should the permit extension be approved, it is the Department's expectation that it will be the last extension granted.


In order to help staff to complete the processing of your extension application, we will need you to fill out the enclosed form. The new rules require that the Department consider this information when determining whether or not to approve an extension request. It is important for you to complete a response to all items on the form. If additional space is needed for your responses, please use a separate sheet of paper.

Please send the completed form at your earliest convenience to the following address:

Dallas Miller
Water Right Permit Extensions
Water Resources Department
158 12th Street NE
Salem, Oregon 97310

I would be happy to send you a copy of the new permit extension rules, upon request. If you have any questions, please contact me at 1-800-624-3199 extension 272. If I am not available, you may contact either Pat Lee (ext. 276) or Dwight French (ext 268).

Sincerely,


Dallas Miller
Water Rights Specialist



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

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

November 17, 1997

CITY OF BROOKINGS
TOM WELDON
898 ELK DR
BROOKINGS OR 97415

REFERENCE: File 71042

We have received your application for extension of the time limits to complete construction and make complete application of water under Permit 51383. 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, 1998. The order approving the extension was entered November 14, 1997, at Volume 51, Page 1268.

If you have any questions, please contact me at extension 272 (503)-378-3739, or toll-free 1-(800)-624-3199.

Sincerely,

Dallas Miller
Water Rights Specialist

DM:jh

enclosure

cc: John Drolet, Watermaster
Russ Dodge, CWRE

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **16371**

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

INVOICE # _____

RECEIVED FROM: City of Brookings
BY: _____

APPLICATION	71042
PERMIT	51385
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

PCA 66111

MISCELLANEOUS

0407 COPY & TAPE FEES	\$
0410 RESEARCH FEES	\$
0408 MISC REVENUE: (IDENTIFY)	\$ 100. ⁰⁰
TC165 DEPOSIT LIAB. (IDENTIFY)	\$

Extension

WATER RIGHTS:

0201 SURFACE WATER	EXAM FEE	0202	RECORD FEE
0203 GROUND WATER	\$	0204	\$
0205 TRANSFER	\$	0206	\$

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR	EXAM FEE	0219	LICENSE FEE
LANDOWNER'S PERMIT	\$	0220	\$

OTHER (IDENTIFY) _____

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 # **16371**

DATED: 10-1-97

BY: D. Bushnell

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

CURRY COUNTY

IN THE MATTER OF APPLICATION FOR)
EXTENSION OF TIME IN WHICH TO)
COMPLETE CONSTRUCTION WORK) ORDER
AND MAKE COMPLETE APPLICATION)
OF WATER UNDER PERMIT 51383)

The owner of the following water permit issued by the Water Resources Director has submitted an application for extension of the time limits within which to complete the construction work and make complete application of water to beneficial use under their permit.

The Water Resources Director is authorized under the provisions of ORS 537.230 to grant an extension of time for good cause shown, within which to complete work to perfect a water right under a permit;

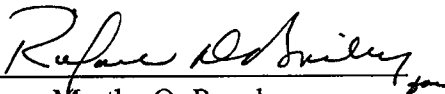
The statement in the application for extension filed regarding completion of the project indicates that the permittee has shown such reasonable diligence as entitles them to an extension of time; and

No protest or objection to the granting of an extension under the permit has been filed by any subsequent permit holders;

NOW, THEREFORE, it is hereby ORDERED that extension of time is granted as follows:

<u>PERMITTEE</u>	<u>APP.#</u>	<u>PER.#</u>	<u>BASIN #</u>	<u>NEW TIME LIMITS TO:</u>	
				<u>COMPLETE CONSTRUCTION:</u>	<u>APPLY WATER:</u>
City of Brookings	71042	51383	17	10-1-1998	10-1-1998

Dated at Salem, Oregon this 14 Day of November, 1997.


Martha O. Pagel
DIRECTOR

CITY OF BROOKINGS

898 Elk Drive
Brookings, Oregon 97415
Phone (541) 469-2163
Fax (541) 469-3650

The Home of Winter Flowers



November 13, 1997

Mr. Dick Bailey
Administrator
Water Resources Department

Post-it® Fax Note	7671	Date	11/13/97	# of pages	1
To	Dallas Miller	From	Leo Lightle		
Co./Dept.	WRD	Co.	City of Brookings		
Phone #		Phone #	(541) 469-2163		
Fax #	(503) 378-6203	Fax #	(541) 469-3650		

Mr. Bailey,

We have a golf course developer! Last Tuesday night (November 11th) the Brookings City Council selected The Claveran Group out of Alamo, California to build us a golf course at our Jack Creek site.

Yesterday (Wednesday) two City Councilors, a local golfing enthusiast and I visited with this group's representative in Weaverville, California. Among other things, we discussed when they would start construction and when they expected to finish. We were assured this project could and would be finished within one year - barring any unforeseen events.

I am communicating this to you so our water permit No. 51383 can be processed and approved for both October 1996 and October 1997. Your \$100 permit fee for both years has been paid.

You suggested I fax this letter to you once the developer has been selected and anticipated completion date established.

Thank you for your assistance in this matter - which obviously is of extreme importance to us. If you have any questions, please call me at (541) 469-2163.

Cordially,

Tom Weldon

Tom Weldon
City Manager

cc: Mayor and City Council

*Janet PO
Order EXT
96-98
No Dallas
Muni
letters*

EXTENSION CHECKLIST

FILE DOCUMENT - FOR OFFICE USE ONLY

APPLICATION NO: S71042

PERMIT NO: 51383

DATE: November 20, 1996

1. Has the applicant requested any previous extensions? How many?
3
2. What water right development steps has the permittee completed within the past year?
Worked on financing and course construction.
3. What water right development steps has the permittee completed prior to this past year?
Purchase pump and 4" pipe, golf course construction, excavation.
4. Is the permittee currently meeting all conditions of the permit?
YES.
5. What is the current use of water under the permit?
None.
6. What percent of the total allowable use under the permit does the current use represent?
0%
7. Have there been any unforeseen events (over which the permittee has no control) which could reasonably have delayed development under the permit?
NO.
8. 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?
NO.
9. Has there been any change in demand for water or power since the permit was granted?
NO.
10. If the extension request is denied, is the current level of water use under the permit economically feasible?
NO.
11. Is there an alternate source of water available at this time?
YES.
12. Has use of water under the permit caused an adverse impact on the surface/groundwater resource in the area?
NO.
13. Have there been claims of injury to other water right holders or water users in the area?
NO.
14. Any conditions on previous orders?
NO.

REMARKS:

City of Brookings requesting extension of B-C from 10/1/96 to 10/1/97. Some of system built, no water used yet. Recommend extending B-C to 10/1/97 with the condition "substantial acreaged must be irrigated before another extension will be allowed".

M:\T\EXT-CK (10-9-96)

M:\T\EXTEND\CHKLISTS\S71042

RECEIVED

SEP - 5 1996

File No. 71042

WATER RESOURCES DEPT
SALEM, OREGON

APPLICATION FOR EXTENSION OF TIME

TO THE WATER RESOURCES DIRECTOR OF OREGON

I, Tom Davis, Mayor
name
898 Elk Drive, Brookings, OR 97415 (541)-469-2163
address city state zip phone

record owner of permit No. 51383, 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, 1996, be extended to October 1, 1997, 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, 1996, be extended to October 1, 1997.

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

(1) within past year Please see attachment

(2) prior to this past year Please see attachment

(3) and have accomplished beneficial use of water to the extent of (if for irrigation, state how many acres have been irrigated)

(4) unable to complete construction and/or application of water within the permit time limits because _____

Tom Davis
signature

9/3/96
date

MAIL APPLICATION AND STATUTORY FEE OF \$100 FOR EACH PERMIT TO:

WATER RESOURCES DEPARTMENT
158 12TH ST NE
SALEM, OREGON 97310

OK
B-6 10-1-97
DSM

RECEIVED

SEP - 5 1996

WATER RESOURCES DEPT
SALEM, OREGON

APPLICATION FOR EXTENSION OF TIME - WATER RESOURCES DEPARTMENT
JACK CREEK GOLF COURSE - FILE NO. 71042

- (1) Within the past year: We have begun work on Phase I of our golf course - that is construction of a driving range and teaching facilities. We are also talking with two developers about their financing development of the golf course.
- (2) Prior to this past year: We have purchased some 200 pound PVC pipe, 4" in diameter, to be used for the irrigation system and did some excavation on the first reservoir to determine the water table.



Oregon

John A. Kitzhaber, M.D., Governor

October 6, 1997

Water Resources Department

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

TOM WELDON, CITY MANAGER
898 ELK DR
BROOKINGS, OR 97415

Reference File 71042, Permit 51383

Dear Extension Applicant:

We have received your request for extension of time limits under your permit.

Because of action taken by the Oregon Attorney Generals Office the Water Resources Department is working on new administrative rules affecting the extension process. Anticipating this change in the rules, we will hold your application until the new rules are in effect. We feel that processing your request under the new rules may be to your advantage. We anticipate that the rules will be adopted in March 1998.

If you must have an extension of time before that date, we may be able to process it if you can provide a statement that you can complete the project within one year.

Your patience is appreciated and we will process your request as soon as possible. Enclosed is receipt 16371 for the \$100 fee submitted.

If you have questions please contact me at the address below or phone 1-800-624-3199 ext. 272.

Sincerely,

Dallas Miller
Natural Resource Specialist 2

Watermaster Dist 14

898 Elk Drive
Brookings, Oregon 97415
Phone (541) 469-2163
Fax (541) 469-3650

The Home of Winter Flowers



RECEIVED

OCT 01 1997

WATER RESOURCES DEPT.
SALEM, OREGON

September 26, 1997

Mr. Dallas Miller
Water Resources Department
158 12th Street NE
Salem OR 97310

Dear Mr. Miller

Attached is our application for extension of time for our water permit No. 51383. Also enclosed is our check for \$100 for this permit.

As I have told you we now have written proposals from two reputable golf course developers. The City Council will be meeting with them and evaluating their proposals in October, 1997.

I anticipate a selection being made and a lease being signed in October or November. Construction would start within thirty days of lease signing, assuming no other permits or paperwork needs to be done.

Since you indicated new rules on extension of time for permits probably won't be in effect until March, 1998 or later we would like this application to be evaluated, and hopefully approved, under existing rules. As mentioned above we have serious developers interested and wish to keep this project moving.

If you have any questions or need more information please don't hesitate to call me.

Cordially,

Tom Weldon
City Manager

RECEIVED

OCT 01 1997

File No. 71042

WATER RESOURCES DEPT.
SALEM, OREGON

APPLICATION FOR EXTENSION OF TIME

TO THE WATER RESOURCES DIRECTOR OF OREGON

I, Tom Weldon, City Manager

898 Elk Drive, Brookings OR 97415 (541) 469-2163

record owner of permit No. 51383, 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, 1997, be extended to October 1, 1998.
- accomplish beneficial use of water to the full extent under the terms of the permit, which time, now expires on October 1, 1997, be extended to October 1, 1998.

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

- (1) Within past year We have completed Phase I of our golf course which is construction of a driving range and small shop.
- (2) Prior to this past year Purchased pump and some 200 lb. PVC 4" pipe and some excavation to determine water table.
- (3) And have accomplished beneficial use of water to the extent of (if for irrigation, state how many acres have been irrigated) No water used for irrigation at this time.
- (4) Unable to complete construction and/or application of water within the permit time limits because No developer commitment.

Tom Weldon

Signature

9/26/97

Date

MAIL APPLICATION AND STATUTORY FEE OF \$100 FOR EACH PERMIT TO:
WATER RESOURCES DEPARTMENT
158 12TH ST NE
SALEM OR 97310

Route Slip



Date 08-12-97

TO:	Name	Division/Section	Initial	Date
1.	Dallas Miller			
2.				
3.				
4.				
5.				

	as requested		investigate		per conversation
	approval		justify		prepare reply
	comment		necessary action		return with more detail
	confer		initial and return		review and circulate
	for your information		note and file		signature

Dallas, I'd sure be obliged if you would forward c'y's of correspondence such as the attached. Particularly for high profile rights, it's easier for us to more accurately respond to

FROM: J.P. Drolet Phone No. 254

Z5-097677

See Other Side

original of this copy is being filed in.

July 23, 1997

RECEIVED

AUG 19 1997

WATER RESOURCES DEPT.
SALEM, OREGON

WATER
RESOURCES
DEPARTMENT

TOM DAVIS, MAYOR
CITY OF BROOKINGS
898 ELK DR
BROOKINGS, OR 97415

Reference File 71042 Permit 51383

Dear Extension Applicant:

We have received your request for extension of time limits under your permit.

Because of action taken by the Oregon Attorney Generals Office the Water Resources Department is working on new administrative rules affecting the extension process. Anticipating this change in the rules, we will hold your application until the new rules are in effect. We feel that processing your request under the new rules may be to your advantage. We anticipate that the rules will be adopted in early November.

Your patience is appreciated and we will process your request as soon as possible.

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

Sincerely,



Dallas Miller
Natural Resource Specialist 2



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

RECEIVED

Oregon

January 17, 1997

AUG 19 1997

WATER RESOURCES DEPT.
SALEM, OREGON

WATER
RESOURCES
DEPARTMENT

TOM DAVIS, MAYOR
CITY OF BROOKINGS
898 ELK DR
BROOKINGS, OR 97415

REFERENCE: File 71042

Dear Mayor Davis,

Regarding your request for extension of time limits under permit 51383. To process your request we need more information.

Please describe how the work accomplished last year demonstrates due diligence with respect to using water.

Also, you did not answer the question (item 4) on your request for time extension about why you were unable to complete construction/use of water within the permit time limits. Part of qualifying for an extension of time limits is establishing "good cause" for not completing construction and use of water within the time limits. Please describe the reason why construction and use were not completed within time limits.

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

Sincerely,



Dallas Miller
Water Rights Specialist



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

July 23, 1997

WATER
RESOURCES
DEPARTMENT

TOM DAVIS, MAYOR
CITY OF BROOKINGS
898 ELK DR
BROOKINGS, OR 97415

Reference File 71042 Permit 51383

Dear Extension Applicant:

We have received your request for extension of time limits under your permit.

Because of action taken by the Oregon Attorney Generals Office the Water Resources Department is working on new administrative rules affecting the extension process. Anticipating this change in the rules, we will hold your application until the new rules are in effect. We feel that processing your request under the new rules may be to your advantage. We anticipate that the rules will be adopted in early November.

Your patience is appreciated and we will process your request as soon as possible.

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

Sincerely,



Dallas Miller
Natural Resource Specialist 2



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

January 17, 1997

WATER
RESOURCES
DEPARTMENT

TOM DAVIS, MAYOR
CITY OF BROOKINGS
898 ELK DR
BROOKINGS, OR 97415

REFERENCE: File 71042

Dear Mayor Davis,


Regarding your request for extension of time limits under permit 51383. To process your request we need more information.

Please describe how the work accomplished last year demonstrates due diligence with respect to using water.

Also, you did not answer the question (item 4) on your request for time extension about why you were unable to complete construction/use of water within the permit time limits. Part of qualifying for an extension of time limits is establishing "good cause" for not completing construction and use of water within the time limits. Please describe the reason why construction and use were not completed within time limits.

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

Sincerely,



Dallas Miller
Water Rights Specialist



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

BOB McCALLISTER
PGA TOUR-LIFE MEMBER
PGA SENIOR TOUR



Jack Creek Golf Club

P.O. BOX 1160
BROOKINGS, OREGON 97514
(503) 469-PUTT (7888)

BROOKINGS
of Winter Flowers

Appl. 71042



RECEIVED

DEC - 7 1992

WATER RESOURCES DEPT.
SALEM, OREGON

Steve Applegate, Manager
Water Rights Section
Water Resources Department
3850 Portland Road, NE
Salem OR 97310

RE: Permit 51383 - Proof of Construction Initiation

Dear Steve,

It is my understanding that the City of Brookings must show construction progress before December 16, 1992 on the irrigation water permit for the City's golf course.

The golf course developer has just started work at the course area. Attached is a copy of the pump ordered to be installed at the Chetco River for irrigation water pumping. Also enclosed is a copy of the electrical power line extension agreement to take electricity to the pump site.

Please accept these papers as evidence of timely construc-tion work on this water permit.

Thank you.

Sincerely,

Dennis W. Cluff

Dennis W. Cluff
City Manager

DWC/lp

Enc.

OK 'A'
w/RECEIPT 0251
JES

Appl. 71042



December 4, 1992

RECEIVED

DEC - 7 1992

WATER RESOURCES DEPT.
SALEM, OREGON

Steve Applegate, Manager
Water Rights Section
Water Resources Department
3850 Portland Road, NE
Salem OR 97310

RE: Permit 51383 - Proof of Construction Initiation

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Please accept these papers as evidence of timely construction work on this water permit.

Thank you.

Sincerely,

Dennis W. Cluff
City Manager

DWC/lp

Enc.

OK A.
w/RECEIPT 0251
JES

PURCHASE ORDER

THIS NUMBER MUST
APPEAR ON ALL INVOICES,
PACKAGES, ETC.

ORDER NO.
0251

TO Jack Creek Golf Course	
ADDRESS 99040 So. Bank chetco River Rd.	DATE 11-19-92
SHIP TO Bill Address P.O. Box 1160	REQ. NO. OR DEPT.
ADDRESS Phone 503-469-7888	FOR Brookings Ore 97415 Irrigation for Golf Course

PLEASE NOTIFY US IMMEDIATELY IF YOU ARE UNABLE TO SHIP COMPLETE ORDER BY DATE SPECIFIED

QUANTITY	PLEASE SUPPLY ITEMS LISTED BELOW	PRICE
1	Cornell Pump (packing)	3018 00
2	Model # 2 1/2 YHB 50 HP.	
3	3 phase 1800 R.P.M	
4	Mechanical seal N/A	
5	700lbs shipping	150 00
6	start Code G.	
7	460 volt - 61 max amps	
8		3168 00
9		
10	by Bob Mc Callister Gen. Partner	

DATE REQUIRED 12-10-92	HOW SHIP Best Way	PLEASE SEND Bob Mc Callister	COPIES OF YOUR INVOICE
TERMS 2% Cash discount		PURCHASING AGENT	

RECEIVED

DEC - 7 1992

ER RESOURCES DEPT.
SALEM, OREGON

REDIFORM
1H137

FILE COPY

APPLICATION FOR CREDIT

Jack Creek Golf Club
NAME OF FIRM OR INDIVIDUAL
P.O. Box 1160
ADDRESS
Brookings Oregon 97415
CITY STATE ZIP

NEW
YEARS AT THIS ADDRESS
503-469-7888
AREA CODE PHONE

HEREBY applies for credit in accordance with the terms and conditions of:

CREDIT MANAGER

OUR NORMAL CREDIT TERMS

The following information must be provided. It will be held in the strictest confidence.

Corporation Check here if incorporated within the past 12 months Partnership Individual

1.	<u>Bob McCallister</u>	<u>99040 So. Bank Rd</u>	<u>97415</u>	<u>469-7888</u>
	<small>NAME(S) OF PRINCIPAL(S)</small>	<small>COMPLETE ADDRESS</small>	<small>ZIP</small>	<small>PHONE</small>
2.	<u>Bill Stone</u>	<u>411 So. Camino Del Rio Suite 301 S.D.</u>	<u>92108</u>	<u>619-294-6993</u>
3.				
4.				

U.S. National P.O. Box 790 Brookings Ore 97415
BANK BANK ADDRESS

1.	<u>City of Brookings</u>	<u>898 ELK DR. BROOKINGS</u>	<u>97415</u>	<u>469-2163</u>
	<small>BUSINESS NAME</small>	<small>COMPLETE ADDRESS</small>	<small>ZIP</small>	<small>PHONE</small>
2.	<u>ABEL + SWANK (Ron)</u>	<u>414 101 HARBOR</u>		<u>469-3510</u>
3.	<u>A.G. Spalding (Bob Boren)</u>	<u>21672 MONTBURY DR</u>	<u>92630</u>	<u>714-492-0971</u>
		<u>LAKE FOREST LAKEVIEW CALIF</u>		
4.				

Check here if cash sales are okay until credit is approved.

We certify that all the information on this form is correct. We fully understand your credit terms and agree to the proper payment in consideration of extended credit.

(Signed) Bob McCallister

Date 11-20 19 92

(Title) General Partner

Please do not write in the space below

<p>REFERENCES CHECKED BY _____</p> <p>REFERENCE RESULTS _____</p> <p>_____</p>	<p><input type="checkbox"/> CREDIT APPROVED, BY _____</p> <p><input type="checkbox"/> CREDIT REFUSED, BY _____</p> <p>DATE _____</p>
--	--

RECEIVED

W.O.# 0836

DEC - 7 1992

DEVELOPERS

WATER RESOURCES DEPT. LINE EXTENSION CONTRACT
SALEM, OREGON

THIS CONTRACT, dated this 2nd day of December, 1992,
by and between COOS-CURRY ELECTRIC COOPERATIVE, INC. (Cooperative
and W.J.S. Family Golf Center dba Jack Creek Golf Course - Brookings
and Bob McCallister Applicant),

W I T N E S S E T H :

1. The Cooperative agrees to furnish, under the terms and conditions specified in Policy Bulletin No. 13, Line Extension Policy, and herein further specified, electric distribution facilities and to provide electric service therefrom to the premises described as

Tax Lot 800 - 40S-13W-Sec.34

located in Curry County, State of Oregon.

2. IN CONSIDERATION THEREFOR, Applicant agrees to pay to the cooperative the total estimated cost of \$ 11,000.00 in advance of construction, as specified in Paragraph I 1B of Policy Bulletin 3.

Upon completion of construction, all of the above estimated costs shall be adjusted to reflect actual construction costs.

3. Applicants with loads requiring more than 30 KVA of transformer capacity agree to pay a monthly charge of \$ 75.00 for a period of sixty (60) months. This monthly charge is equal to the minimum as provided in the most recent rate schedule in effect at the time this application is made.

4. This contract shall inure to the benefit of and be binding upon the respective successors and assigns of the parties hereto except that no assignment shall become effective without the written consent of Coos-Curry Electric Cooperative, Inc.

ELECTRIC SERVICE AGREEMENT

WORK ORDER COST -- Estimated vs. Actual

DISTRICT Brookings DATE 12-1-92
 EST.COMP.DATE 1-27-92 NAME Jack Creek Golf Course - Brookings
 DESCRIPTION 30 OH Tap for Pump Service W.O.NO. 0836

<u>ESTIMATED COST</u>		<u>ACTUAL COST</u>	
Const. Labor	<u>-----</u>	Constr. Labor	<u>-----</u>
Ret. Labor	<u>-----</u>	Ret. Labor	<u>-----</u>
Const.Mat.	<u>\$ 9,000.00</u>	Const.Mat.	<u>-----</u>
Salvage Mat.	<u>-----</u>	Salvage Mat.	<u>-----</u>
Transportation	<u>-----</u>	Transportation	<u>-----</u>
Transformers	<u>1,600.00</u>	Transformers	<u>-----</u>
Meters	<u>400.00</u>	Meters	<u>-----</u>
TOTAL EST. COST	<u>\$11,000.00</u>	TOTAL ACTUAL COST	<u>-----</u>

CASH PAYMENT ADJUSTMENT

Estimated Construction Cost	1) <u>\$11,000.00</u>
Less Extension Allowance	2) <u>-----</u>
Actual Cost (+)	<u>-----</u>
Est. Cost (-)	<u>-----</u>
Adjusted Cost	3) <u>\$11,000.00</u>
Less Payments to Date	4) <u>-----</u>
Adjusted Contract Price	5) <u>-----</u>
Revised Monthly Payment (if applicable; balance to be adjusted divided by _____ months; minimum \$20.00)	<u>-----</u>
=====	
Cash Adjustment (90% option)(+/-) (if applicable. Line 3 x .90)	<u>-----</u>
Less Previous Payments, if any	<u>-----</u>
Adjusted 90% Option Amount Due(+/-)	<u>-----</u>

SPECIAL PROVISIONS: _____

DOS-CURRY ELECTRIC COOPERATIVE, INC.

APPLICANT:

General Manager

Robert McCallister
General Partner
JACK CREEK GOLF COURSE
BY Robert McCallister

INDIVIDUAL ACKNOWLEDGMENT

NO. 201

State of California
County of Orange } SS.

On this the 2nd day of DECEMBER 1992, before me,

Jo Ann Kuhn

the undersigned Notary Public, personally appeared

Robert McCallister

- personally known to me
 - proved to me on the basis of satisfactory evidence
- to be the person(s) whose name(s) IS subscribed to the within instrument, and acknowledged that HE executed it.
- WITNESS my hand and official seal.



Jo Ann Kuhn
Notary's Signature

ATTENTION NOTARY: Although the information requested below is OPTIONAL, it could prevent fraudulent attachment of this certificate to another document.

THIS CERTIFICATE
MUST BE ATTACHED
TO THE DOCUMENT
DESCRIBED AT RIGHT:

Title or Type of Document DEVELOPERS LINE EXTENSION CONTRACT
Number of Pages 3 Date of Document 12-2-92
Signer(s) Other Than Named Above NO OTHERS

CITY OF BROOKINGS

898 Elk Drive
Brookings, Oregon 97415
Phone (541) 469-2163
Fax (541) 469-3650

The Home of Winter Flowers



September 30, 1998

Mr. Dallas Miller
Natural Resource Specialist 2
Oregon Water Resources Department
Commerce Building
158 12th Street NE
Salem OR 97310-0210

Reference: Files R 73396, 73397, 71042, Permit R 11535, 51595, 51383

Dear Mr. Miller:

Regarding the applications for Permits R 11535, 51595 and 51383: water uses under these permits will be made within a year.

Our golf course is nearing completion and the developer will start using the water probably beginning in December, 1998.

I am working with the developer to provide more specific information for each permit as you requested in your letter of September 19, 1998.

We should have this information for you within a couple of weeks. If you have any questions, please call me.

Sincerely,

A handwritten signature in black ink that reads "Tom Weldon". The signature is written in a cursive, slightly slanted style.

Tom Weldon
City Manager



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street N
Salem, OR 97310-02
(503) 378-37
FAX (503) 378-81

September 19, 1998

TOM NELSON; CITY OF BROOKINGS
898 ELK DR
BROOKINGS, OR 97415

Reference: Files R 73396, 73397, 71042, Permit R 11535, 51595, 51383

Dear Extension Applicant:

We have received your request for extension of time limits under your permit.

Because of action taken by the Oregon Attorney Generals Office the Water Resources Department is working on new administrative rules affecting the extension process. Anticipating this change in the rules, we will hold your application until the new rules are in effect.

If it is necessary that you have an extension of time before that, it may be possible if you can make the statement that water can be fully used within one year.

Your patience is appreciated and we will process your request as soon as possible. Enclosed is receipts 24652, 24660, 24661 for the \$300 recording fee submitted.

Also, before we can process your requests we need more information. You have listed general information about the development, but we need to have specific information about pumps, pipes, amount of water use, number of reservoirs done etc., specific to each permit. You can submit an addendum for each extension request.

If you have questions please contact me at the address below or phone 1-800-624-3199 ext. 272.

Sincerely,

Dallas Miller
Natural Resource Specialist 2

cc: Watermaster Dist 19

APPLICATION

TO THE WATER RES

I, Tom Weldon, Cl
898 Elk Drive
address

record owner of perm
time in which to:

complete the
installation of the
time now expires, on
19 99, and/or the ti

accomplish benefic
terms of the permit,
be extended to Octob

I have accomplished
and installation of e
permit.

(1) within past year

(2) prior to this past year see attachment

RECEIVED
SEP 17 1998
WATER
SALEM, O

(3) and have accompli
(if for irrigation

No water used fo

(4) unable to complet
within the permit tim
working on the projec
great job in a short
construction.

Tom Weldon
signature

MAIL APPLICATION AND
WATER
158
SALEM

City of Brookings

Attachment

Application for extension of time
File No. 71042
Permit No. 51383

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

- 1) Within the past year our developer, The Claveran Group, has invested close to \$2,000,000 building an 18 hole, low water use, environment friendly championship golf course at this site. They still have about \$1 ½ million dollars of work to do, primarily on the clubhouse, access road, RV Park area, and fine tuning the course before next June 1st when they expect to open for play.
- 2) Prior to this past year we had constructed a driving range and small shop and purchased a pump and PVC pipe.

RECEIVED
SEP 17 1998
WATER DEPT.
SALEM, OREGON

CITY OF BROOKINGS

898 Elk Drive
Brookings, Oregon 97415
Phone (541) 469-2163
Fax (541) 469-3650

The Home of Winter Flowers



RECEIVED

NOV 21 1997

WATER RESOURCES DEPT.
SALEM, OREGON

Dallas
Miller

71042

November 13, 1997

Mr. Dick Bailey
Administrator
Water Resources Department

Mr. Bailey,

We have a golf course developer! Last Tuesday night (November 11th) the Brookings City Council selected The Claveran Group out of Alamo, California to build us a golf course at our Jack Creek site.

Yesterday (Wednesday) two City Councilors, a local golfing enthusiast and I visited with this group's representative in Weaverville, California. Among other things, we discussed when they would start construction and when they expected to finish. We were assured this project could and would be finished within one year - barring any unforeseen events.

I am communicating this to you so our water permit No. 51383 can be processed and approved for both October 1996 and October 1997. Your \$100 permit fee for both years has been paid.

You suggested I fax this letter to you once the developer has been selected and anticipated completion date established.

Thank you for your assistance in this matter - which obviously is of extreme importance to us. If you have any questions, please call me at (541) 469-2163.

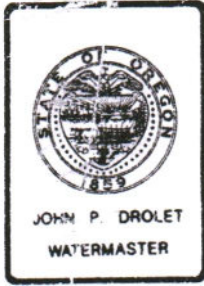
Cordially,

Tom Weldon

Tom Weldon
City Manager

cc: Mayor and City Council

G:\WPFILES\DENISE\TOMLETTERS\GolfCourse\Bailey



RECEIVED

JUL 30 1997

WATER RESOURCES DEPT.
SALEM, OREGON

Water Resources Department

COOS COUNTY ANNEX, 290 NORTH CENTRAL ST., COQUILLE, OREGON 97423 PHONE 396-3121
EXT. 254

07-29-97

Tom Weldon, Manager
City of Brookings
898 Elk Drive
Brookings, OR 97415

file # 71042, prmt # 51383
73397 # 51595
R-73396 # R-11535

Dear Mr. Weldon:

A chance conversation with the City's public works supervisor, Dennis Barlow, on July 17th, during Ferry Creek Reservoir's yearly dam safety inspection prompts this letter. As a member of a volunteer group working on the Jack Creek Golf Course project, Dennis made an enquiry concerning the City's water use permits for the golf course.

The City is in jeopardy of losing its' permits.

The City's irrigation permits do not enjoy the usual preference given to municipal permits. For example, under the terms of the City's 1990 permit for irrigation, the complete application of water to beneficial use was to have been made by October 1, 1994. Subsequent special orders have extended that date to October 1, 1996. A pending City request, yet to be processed by the Department would conditionally extend that date to October 1, 1997. Likely conditions, would obligate the City to commit to substantial irrigation before another extension is allowed.

Should you have questions, an excellent contact person with whom you might discuss the above, would be Dwight French (1-800-624-3199 ext. 268), a member of the Department's water rights staff.

Sincerely,

John P. Drolet

John P. Drolet
Watermaster, District 19

JPD/dt

CF: AJC
Dwight French
Dennis Barlow

BkgsExt1.D19

October 23, 1995

CITY OF BROOKINGS
898 ELK DRIVE
BROOKINGS OR 97415

REFERENCE: File 71042

Your application for extension of time to complete work under Permit Number 51383 along with your check in the amount of \$100 has been received. Our Receipt Number 128605 is enclosed.

Your request is approved by Special Order Volume 49, Page 348. The time limit for completion of work is extended to October 1, 1996.

Certain water right holders that serve as water suppliers may be required to submit water management and conservation plans at some point in the future. You should be advised that the Water Resources Commission may adopt administrative rules that will require you to prepare and submit such plans in the future.

If you are interested in receiving periodic information concerning the conservation program or the development and adoption of management and conservation rules, please contact the Water Conservation staff at the Salem office of the Water Resources Department.

If you have questions concerning this extension or other water right matters, please call the Water Rights/Adjudication Division. All Divisions of the Department may be reached at the following telephone numbers:

1-800-624-3199 (toll-free) or 1-503-378-3739

Sincerely,

Dallas S. Miller
Water Rights Specialist

DSM:jh

enclosure



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

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT #

128605

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

INVOICE # _____

RECEIVED FROM: City of Brookings

APPLICATION	<u>71042</u>
PERMIT	<u>51383</u>
TRANSFER	

BY: _____

CASH: CHECK: # 24-22 OTHER: (IDENTIFY)

TOTAL REC'D \$ 10000

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.	\$
_____	VOUCHER #	\$

03-00-0 WRD OPERATING ACCT

MISCELLANEOUS		
840.001	COPY FEES	\$
850.200	RESEARCH FEES	\$
880.109	MISC REVENUE: (IDENTIFY)	\$ <u>10000</u>
520.000	OTHER (P-6) (IDENTIFY)	\$

Extension

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 #

128605

DATED: 9-18-95

BY: F. Lissner

71042 Brookings

EXTENSION CHECKLIST

FILE DOCUMENT - FOR OFFICE USE ONLY

1 Chetco River

Irrigation 180 A. 1 cfs

2nd
REQUEST

PERMIT NO:

APPLICATION NO:

DATE: 8-20-85

2 Purchased pump \$3168.—

3 NO

4 none

5 ~~0~~

6 Formed a GOLF BOOKS Corporation as separate entity separated from City of Brookings

7 NO info

8

9

10

11

12

13 NO condition last extension

extended B-C
to 10-1-96
DSM

REMARKS:

EXTENSION

EXTENSION CHECKLIST

FILE DOCUMENT - FOR OFFICE USE ONLY

APPLICATION NO: 71042 PERMIT NO: 51383
DATE: 9 20 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:

Application for Extension of Time

TO THE WATER RESOURCES DIRECTOR OF OREGON

RECEIVED
SEP 18 1995
WATER RESOURCES DEPT.
SALEM, OREGON

I, Tom Davis, Mayor
898 Elk Drive
Brookings, OR 97415

record owner of water permit No. 51383, do hereby request that the time in which to:

- complete the construction of works and/or purchase and installation of the equipment necessary to use the water, which time now expires on October 1, 1995, be extended to October 1, 1996; 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, 1995, be extended to October 1, 1996.

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 Our Golf Board (Council advisory committee) has separated from the City and has formed a corporation to be the developer and coordinate financing for this golf course. We also filed an application for and received a Reservoir Permit and Irrigation Permit for the golf course from your department. We look forward to work beginning in the Spring of 1996 and hope to complete construction by October 1, 1997. We ask that you extend our present water permit No. 51 to coincide with Reservoir and Irrigation permits, which show work beginning February 22, 1996 and completion October, 1997, and use of the Water permit is October, 1998;
- (2) prior to this past year _____
- (3) and have accomplished beneficial use of water to the extent of (IF FOR IRRIGATION, STATE HOW MANY ACRES HAVE BEEN IRRIGATED) _____

Tom Davis - Mayor
Dated 9/15/95

MAIL COMPLETED APPLICATION AND STATUTORY FEE
OF \$100.00 FOR EACH PERMIT TO:
WATER RESOURCES DEPARTMENT
158 12TH STREET NE
SALEM, OR 97310

OK
B-C to 10-1-96
DSM



September 26, 1995

RECEIVED

SEP 29 1995

WATER RESOURCES
SALEM, OREGON

**Dallas S. Miller
Water Rights Specialist
Oregon Water Resources Department
Commerce Building
158 12th St. NE
Salem, OR 97310-0210**

REFERENCE: File No. 71042

Dear Mr. Miller:

As per your letter dated September 21, 1995, and your subsequent telephone conversation on September 26 with Jim Cole of Jack Creek Golf Course, Inc., enclosed please find the purchase order for the irrigation pump for the Jack Creek Golf Course.

This is the main item for taking water from the Chetco River and transferring it to the Jack Creek Golf Course site. We have had one extension on this water right on April 18, 1994 and this pump was cited and used to allow that extension and therefore I feel that it should be adequate again to allow this extension.

We are anticipating the project construction to start in March, 1996 and we will advise your department when that date is firm.

Cordially,

**Tom Weldon
City Manager**

TW/dmvr

RECEIVED

SEP 29 1995

WATER RESOURCES
SALEM, OR

ORDER NO.

0251

NUMBER MUST
APPEAR ON ALL INVOICES,
PACKAGES, ETC.

PURCHASE ORDER

TO Jack Creek Golf Course	
ADDRESS 99040 So. Bank Chetco River Rd.	DATE 11-19-92
SHIP TO Bill address P.O. Box 1160	REQ. NO. OR DEPT.
PHONE 503-469-7888	FOR Brookings Ore 97415 Irrigation for Golf Course

PLEASE NOTIFY US IMMEDIATELY IF YOU ARE UNABLE TO SHIP COMPLETE ORDER BY DATE SPECIFIED

QUANTITY	PLEASE SUPPLY ITEMS LISTED BELOW	PRICE
1	Cornell Pump (packing)	3018 00
2	Model # 2 1/2 Y HB 50 HP.	
3	3 phase 1800 R.P.M	
4	Mechanical seal N/A	
5	700 lbs shipping	150 00
6	start Code G.	
7	260 VOLT - 61 max amps	
8		3168 00
9		
10	by Bob Mc Callister Gen. Partner	

DATE REQUIRED

12-10-92

HOW SHIP

Best Way

PLEASE SEND

COPIES OF YOUR INVOICE

TERMS

2% Cash discount

Bob Mc Callister

PURCHASING AGENT

DFC - 7 1003

RECEIVED

FORM

137

September 21, 1995

TOM DAVIS MAYOR
898 ELK DRIVE
BROOKINGS, OREGON 97415


REFERENCE: File 71042

We have received your application for extension of the time limit to complete construction under Permit 51383. We also have your check in the amount of \$100. Our receipt number 128605 is enclosed.

To extend this date it is necessary that you show diligence. Have you done any construction or actually purchased any equipment? If so please send us information describing what has been done, pump information, pipe size etc.

If you have any questions, please contact the Water Rights Section at 378-3739.

Sincerely,



DALLAS S. MILLER
Water Rights Specialist

DSM:



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

July 27, 1994

CITY OF BROOKINGS
898 ELK DRIVE
BROOKINGS OR 97415

REFERENCE: File 71042

Your application for extension of time to complete work under Permit Number 51383 along with your check in the amount of \$100 has been received. Our Receipt Number 111436 is enclosed.

Your request is approved by Special Order Volume 48, Page 195. The time limit for completion of work is extended to October 1, 1995.

Certain water right holders that serve as water suppliers will be required to submit water management and conservation plans at some point in the future. You should be advised that the Water Resources Commission may adopt administrative rules that will require you to prepare and submit such plans in the future.

If you are interested in receiving periodic information concerning the conservation program or the development and adoption of management and conservation rules, please contact the Water Conservation staff at the Salem office of the Water Resources Department.

If you have questions concerning this extension or other water right matters, please call the Water Rights/Adjudication Division. All Divisions of the Department may be reached at the following telephone numbers:

(800) 624-1399 or (503) 378-3739

Sincerely,

A. REED MARBUT
Water Rights/Adjudication Division

ARM:jh

Enclosure



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

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **111436**

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

RECEIVED FROM: City of Brookings
BY: _____

APPLICATION	71042
PERMIT	57383
TRANSFER	

CASH: CHECK: # X2422 OTHER: (IDENTIFY)

TOTAL REC'D \$ 100

01-00-0 WRD MISC CASH ACCT

842.010	ADJUDICATIONS	\$
831.087	PUBLICATIONS / MAPS	\$
830.850	* PARKING FEES, Name / month	\$
	OTHER: (IDENTIFY)	\$

REDUCTION OF EXPENSE

CASH ACCT. _____ VOUCHER # _____ \$ _____

COST CENTER AND OBJECT CLASS

03-00-0 WRD OPERATING ACCT

MISCELLANEOUS:

840.001	COPY FEES	\$
850.200	RESEARCH FEEDS	\$
880.109	MISC REVENUE: (IDENTIFY)	\$ <u>180</u>
520.000	OTHER (P-6) (IDENTIFY)	\$

Extension of time

WATER RIGHTS:

842.001	SURFACE WATER	\$
842.003	GROUND WATER	\$
842.005	TRANSFER	\$

WELL CONSTRUCTION

842.022	WELL DRILL CONSTRUCTOR	\$
	LANDOWNER'S PERMIT	\$
	OTHER (IDENTIFY)	\$

EXAM FEE	
\$	842.002
\$	842.004
\$	842.006
EXAM FEE	
\$	842.023
\$	842.024

RECORD FEE	
\$	
\$	
\$	
LICENSE FEE	
\$	
\$	

06-00-0 WELL CONST START FEE

842.013	WELL CONST START FEE	\$	CARD #	
	MONITORING WELLS	\$	CARD #	

45-00-0 LOTTERY PROCEEDS

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

07-00-0 HYDRO ACTIVITY

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

RECEIPT # **111436**

DATED: 4-25-94 BY: D. Bishnell

Application for Extension of Time

RECEIVED

APR 25 1994

WATER RESOURCES DEPT.
SALEM, OREGON

TO THE WATER RESOURCES DIRECTOR OF OREGON

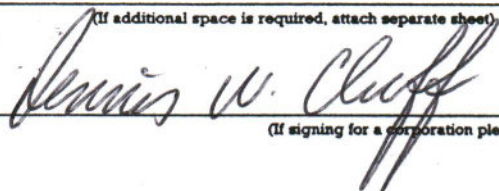
I, Dennis W. Cluff Name
898 Elk Drive
Mailing Address
Brookings, Oregon 97415
City State Zip

record owner of water permit No. 51383, 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, 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, 1994 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 Golf course developer lost funding and forfeited lease agreement with city. New developer being sought who will also comply with the water permit requirements.
- (2) prior to this past year 3-phase pump ordered. Work order for electrical power line extension to pump site approved by Coos-Curry Electric Cooperative.
- (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)

(If signing for a corporation please identify your title)

Dated April 18, 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
66 10-1-95
JCS

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

MARION COUNTY

IN THE MATTER OF AN APPLICATION)
FOR EXTENSION OF THE TIME TO) ORDER
COMPLETE CONSTRUCTION WORK AND)
MAKE COMPLETE APPLICATION OF WATER)
UNDER PERMIT 51383 IN THE NAME OF)
THE CITY OF BROOKINGS)

STATEMENT OF FACTS

The City of Brookings is the holder of Permit 51383 which grants the right to appropriate not to exceed 1.0 cubic foot per second of water from the Chetco River for irrigation purposes. The time limits for the completion of construction and complete application of water to beneficial use under Permit 51383 is October 1, 1994.

The City submitted an application for extension of the time limits to complete the construction work and to complete application of water to beneficial use.

The Water Resources Director is authorized under the provision of ORS 537.230 to grant extension of time for good cause shown, within which to complete construction work and to apply water to beneficial use to perfect a water right under a permit.


FINDINGS OF FACT

The applicant has provided evidence of good cause to allow extension of the time limits of the permit to complete construction work and to complete application of water to beneficial use.

ORDER

It is hereby ORDERED that the time limits to complete construction and to complete application of water to beneficial use under Permit 51383 be extended to October 1, 1995.

Dated at Salem, Oregon this 25th day of July, 1994.


~~A REED MARBLE~~
Martha O. Pagel
Director

2ND REQUEST

1. ICFS CHETCO R. 180 AC GOLF COURSE
 2. DEVELOPER FORFEITED LEASE BECAUSE OF LOSS OF FUNDING NOTHING ON HAND.
 3. YES
 4. NONE
 5. ϕ
 6. NEW DEVELOPER
 7. NO
 8. NO
 9. NO
 10. NO
- 11/12 NO INFO

USE LIMITED TO 3/1 \rightarrow 6/30

NO LETTERS FROM WATER WORKS

OK BC 10/1/95

AD- 6/27/94

EXTENSION CHECKLIST

FILE DOCUMENT - FOR OFFICE USE ONLY

APPLICATION NO: 71042 PERMIT NO: 51383

DATE: 6-16-94

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

COUNTY OF CURRY

DRAFT

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

CITY OF BROOKINGS
898 ELK DRIVE
BROOKINGS, OREGON 97415

503-469-2163

to use the waters of CHETCO RIVER, a tributary of PACIFIC OCEAN, for IRRIGATION OF 182.3 ACRES.

This permit is issued approving Application 71042. The date of priority is DECEMBER 12, 1990. The use is limited to not more than 1.0 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source. Use of water may only be made March 1 through June 30.

The point of diversion is located as follows:

SE 1/4 SE 1/4, SECTION 34, T 40 S, R 13 W, W.M.; 270 FEET NORTH AND 1295 FEET WEST FROM SE CORNER, SECTION 34.

Diversion screening or fish passage facilities shall be designed, installed, and operated to Oregon Department of Fish & Wildlife specifications.

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre-feet for each acre irrigated during the irrigation season of each year.

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 this permit is as follows:

SW 1/4 SW 1/4	1.3 ACRES
SE 1/4 SW 1/4	6.4 ACRES
SECTION 35	
TOWNSHIP 40 SOUTH, RANGE 13 WEST, W.M.	
NW 1/4 NE 1/4	6.1 ACRES
SW 1/4 NE 1/4	23.9 ACRES
SE 1/4 NE 1/4	0.3 ACRE
NE 1/4 NW 1/4	27.7 ACRES
NW 1/4 NW 1/4	9.4 ACRES
SE 1/4 NW 1/4	9.8 ACRES
NW 1/4 SE 1/4	36.3 ACRES
SW 1/4 SE 1/4	25.0 ACRES
SE 1/4 SE 1/4	15.3 ACRES
SECTION 2	
NE 1/4 NE 1/4	18.1 ACRES
NW 1/4 NE 1/4	0.7 ACRES
SECTION 11	
TOWNSHIP 41 SOUTH, RANGE 13 WEST, W.M.	

Actual construction work shall begin on or before , and shall be completed on or before October 1, 1993. Complete application of the water to the use shall be made on or before October 1, 1994.

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 rights for maintaining instream flows.

Issued this date, .

Water Resources Department
William H. Young
Director

I\We, _____, hereby understand and agree that this draft permit describes the full extent of water use that will be allowed approving Application 71042. By signature below, I\We agree to the proposed terms and conditions for this draft permit.

Signature\Title Date

Signature\Title Date

MEMORANDUM

Date: April 12, 1994

To: Support Staff

From: Steve Brown

Subject: City of Brookings - File 71042, Permit 51383

Dennis Cluff, with the City of Brookings, has requested we send him an extension of time form for the above referenced permit.

Please mail Mr. Cluff the appropriate forms and note the date mailed on this memo and place the memo in the file.

1129

*Ext. of time form
mailed 4/14/94 JCB*

September 21, 1993

CITY OF BROOKINGS
898 ELK DRIVE
BROOKINGS OR 97415

REFERENCE: File 71042

We have received your application for extension of the time limit to complete construction under Permit 51383. We also have your check in the amount of \$100. Our receipt number 103581 is enclosed.

The application indicates reasonable diligence to complete the proposed project. The time limit to complete construction is being extended to October 1, 1994. The order approving the extension was entered in Special Order Volume 47, Page 331, September 16, 1993.

If you have any questions, please contact the Water Rights Section at 378-3739.

TES:jh

Enclosure



Application for Extension of Time

RECEIVED

AUG 16 1993

TO THE WATER RESOURCES DIRECTOR OF OREGON

WATER RESOURCES DEPT
SALEM, OREGON

I, Dennis W. Cluff for the City of Brookings
Name

898 Elk Drive
Mailing Address

Brookings, OR 97415
City State Zip

- record owner of water permit No. 51383, 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, 1993, be extended to October 1, 1994; 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, 19 , be extended to October 1, 19 .

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 The golf course developer is currently gearing up for the off-site pipeline installation. The 3-phase pump has been ordered and available for installation. A work order with Coos-Curry Electric has been paid for the electrical power extension to the pump.

(2) prior to this past year _____

 _____;

(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)

Dennis W. Cluff

City Manager

(If signing for a corporation please identify your title)

Dated August 12, 1993

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

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

B
 10-1-94
 JES

8-16-93
 REC 103581
 \$100-

EXTENSION CHECKLIST

FILE DOCUMENT - FOR OFFICE USE ONLY

APPLICATION NO: 71042 PERMIT NO: 51383
DATE: 8/25/93

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:

1. CHETCO RIV. ^{ICP} (BO AC IRR T 40/41 S/R 13 W
2. PUMP
 3. SCREENING OR FWT PASSAGE
 4. NO H₂O USE
 5. ϕ
 6. NO
 7. NO
 8. NO
 9. NONE USED
 10. NO, BUT THEY ARE CONSIDERING A RESERVOIR
- 11-12 NO INFO

LETTER FROM OREGON TRWT REGARDING WATER AVAILABILITY
ISSUES RESOLVED WITH PERMIT ~~IS~~ CONDITIONS.

NO COMMENTS FROM DP/W.

USE LIMITED TO MAR, APR, MAY, JUNE

STATE OF OREGON
WATER RESOURCES DEPARTMENT

RECEIPT # **103581**

3850 PORTLAND ROAD NE

SALEM, OR 97310

378-8455/379-8130 (FAX)

RECEIVED FROM: City of Brookings
 BY: _____

APPLICATION	11042
PERMIT	
TRANSFER	

CASH: CHECK: # 9492 OTHER: (IDENTIFY)

TOTAL REC'D \$ 100.00

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>100.00</u>
520.000	OTHER (P-6) (IDENTIFY)	\$

WATER RIGHTS:

842.001	SURFACE WATER	EXAM FEE	\$	842.002	RECORD FEE	\$
842.003	GROUND WATER	EXAM FEE	\$	842.004	RECORD FEE	\$
842.005	TRANSFER	EXAM FEE	\$	842.006	RECORD FEE	\$

WELL CONSTRUCTION:

842.022	WELL DRILL CONSTRUCTOR	EXAM FEE	\$	842.023	LICENSE FEE	\$
_____	LANDOWNER'S PERMIT			842.024	LICENSE FEE	\$
_____	OTHER (IDENTIFY)					

06-00-0 WELL CONST START FEE

842.013	WELL CONST START FEE	\$	CARD #	
_____	MONITORING WELLS	\$	CARD #	

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 # **103581**

DATED: 8/16/93

BY: [Signature]

April 6, 1992

Mr. Jim Cole
City of Brookings
898 Elk Drive
Brookings, OR 97415

REFERENCE: File G-12398

Dear Mr. Cole:

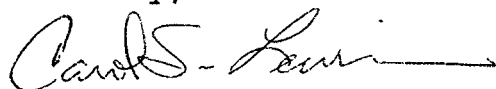
Pursuant to our telephone conversation earlier today, this letter is in regard to the City's application to Curry County for a conditional use permit needed to acquire EFU status. The application deadline is April 14, 1992, with the County hearing scheduled for May 7, 1992.

You have requested a letter denoting the following: the Water Resources Department (WRD) affirms surface water use Permit #51383, issued to the City of Brookings by this office. To the best of our knowledge, City of Brookings is in conformance with requirements of the Permit.

It is understood the City of Brookings anticipates completing application G12398 for one or more well sites. The application will be further supported to WRD for approval upon completion of a study for the city by Mr. Russell Ralls, geologist. Well depth is anticipated to be 150-200 feet.

Please let me know if I may help further.

Sincerely,



Carol S. Lewis
Senior Water Rights Specialist

cc: Files G12398 and #71042



January 30, 1992

City of Brookings
898 Elk Drive
Brookings, Oregon 97415

REFERENCE: File 71042

Enclosed is voucher #001511 refunding excess permit recording fees
for your application.

Sincerely,

STEPHEN C. BROWN
Senior Water Rights Specialist

SCB:cam

enclosure



January 8, 1992

Donna M. Van Nest
City of Brookings
898 Elk Drive
Brookings, OR 97415

REFERENCE: File 71042

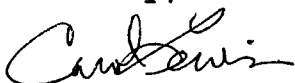
Dear Ms. Van Nest:

Thank you for sending the additional maps, received today. I'm afraid there has been some miscommunication, though, so I am returning them.

The application requires four of the map done by C.W.R.E. Russ Dodge, HGE Inc./Engineers & Planners. The map is entitled Water Right Application Map. This map shows the Chetco River and the point of diversion for the waterline. The golf course acreage is indicated by quarter quarter.

I apologize for any confusion. Please let me know if you need further clarification.

Sincerely,



Carol S. Lewis
Senior Water Rights Specialist

ENCL3





RECEIVED

JAN - 8 1992

WATER RESOURCES DEPT.
SALEM, OREGON

January 7, 1992

Carol Lewis
Water Resources Department
3850 Portland Road, NE
Salem, OR 97310

REFERENCE: **MAP OF BROOKINGS GOLF COURSE SITE**

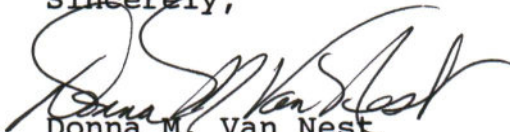
Dear Ms. Lewis:

Enclosed are three copies of the Brookings Golf Course Site map which you requested from City Manager Dennis Cluff.

Golf Board Chairman Jim Cole has stated that these maps encompass all of the proposed irrigation area.

If you have any questions, please call me or Mr. Cluff.

Sincerely,



Donna M. Van Nest
Administrative Assistant

Enclosures (3)

November 22, 1991

Jim Myron
Regional Director
Oregon Trout
P.O. Box 19540
Portland, OR 97219

Reference: File #71042

Dear Mr. Myron,

In our review of the application, your request for information was noted in the files.

Water availability for the proposed use was determined from comments from the watermaster, water right information in the area and from either positive responses or lack of responses from other agencies.

According to current information, water is available for the proposed use. Staff received positive reviews from the watermaster for this area. No adverse comment on the application was received from any other public agency.

Staff intends to recommend issuance of a permit on or after twenty days from the date of this letter, if no official protest is filed.

If you have any questions, please contact the Water Rights Section.

ENCL2 Proposed permit
 Water availability analysis

cc: Watermaster
 File

*Twenty days
is up 12/13/91*



CSL

Appendix B; Table 11: (Contd.)

Illinois R. nr. Kerby, OR #14377100 (F)

Located in the SE quarter of the SE quarter in sec. 29, town. 38s, and range 8w.

Flows	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
80% Exceed.	1327.4	1380.8	1295.9	770.5	487.4	178.1	51.6	26.5	29.5	82.4	311.7	1077.2
50% Exceed.	2779.9	2599.6	2197.7	1285.8	774.8	294.2	77.2	37.5	51.6	185.0	1020.9	2634.1

Deer Cr. nr. Dryden, OR #14377500 (LT)

Located in the center of sec. 18, town. 38s, and range 6w.

Flows	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
80% Exceed.	60.8	74.2	69.6	39.0	21.2	8.7	3.8	1.7	1.7	2.9	9.5	40.3
50% Exceed.	148.2	128.9	105.1	63.4	37.3	14.1	5.2	2.4	2.1	6.9	37.7	117.5

Clear Cr. nr. Selma, OR # 14377600 (ST)

Located in the SE quarter of the SW quarter of sec. 2, town. 38s, and range 8w.

Flows	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
80% Exceed.	10.7	10.6	9.2	5.3	3.1	0.5	0.1	0.0	0.0	0.1	0.9	7.7
50% Exceed.	75.2	59.0	40.7	22.1	12.9	2.1	0.3	0.1	0.1	0.6	11.4	66.6

Illinois R. nr. Selma, OR #14378000 (LT)

Located in the SW quarter of sec. 6, town. 37s, and range 9w.

Flows	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
80% Exceed.	2330.6	2655.1	2423.1	1322.6	681.9	312.4	125.8	76.4	76.5	151.6	512.7	1788.2
50% Exceed.	5242.2	4856.3	3862.0	2187.0	1173.8	476.5	175.0	98.7	105.3	300.4	1673.0	4288.5

Illinois R. nr. Agness, OR #14378200 (LT)

Located in the SW quarter of the NW quarter of sec. 29, town. 35s, and range 11w.

Flows	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
80% Exceed.	4142.7	4417.4	4154.4	2449.1	1331.7	638.7	297.2	172.2	158.6	311.7	1137.5	3533.0
50% Exceed.	9346.5	8902.2	6819.1	3933.6	2151.6	855.1	361.3	216.3	235.1	615.8	3413.7	8943.1

Chetco R. nr. Brookings, Or # 14400000 (F)

Located in the SE quarter of sec. 12, town. 40s, and range 13w

Flows	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
80% Exceed.	2332.4	2148.1	2154.3	1059.0	586.8	258.7	136.6	78.2	67.6	147.8	893.4	2627.6
50% Exceed.	4836.3	4263.5	3585.9	1823.4	950.7	368.6	168.7	100.3	129.1	434.4	2657.5	6218.5

irrigation OK MAR. - JUNE

15WR 70908

Win Chuck R. nr. Brookings, OR # 14400200 (ST)

Located in the SW quarter of the SE quarter of sec. 24, town. 41s, and range 13w.

Flows	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
80% Exceed.	377.1	346.8	345.9	171.8	95.6	42.6	22.3	13.0	11.4	24.8	146.6	426.8
50% Exceed.	789.1	695.6	586.0	299.6	157.5	61.4	28.3	16.9	21.8	72.7	435.5	1012.6

Pistol R. near Pistol R. OR #21731298 (Historical Misc. Measurements)

Located in the SE quarter of sec. 20, town. 38s, and range 14w.

Flows	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
80% Exceed.	587.7	630.2	635.6	273.1	130.5	55.8	26.9	14.9	13.6	37.8	275.7	663.9
50% Exceed.	1362.8	1330.3	1023.6	509.8	226.7	77.8	34.4	20.3	28.7	115.0	836.3	1786.7

November 22, 1991

Gregory P. Robart
Staff Biologist
Department of Fish and Wildlife
PO Box 59
Portland, OR 97207

Reference: #71042 - City of Brookings

Dear Greg,

Enclosed is a draft copy of the proposed permit for the above file. under the City of Brookings. Water availability indicates irrigation from the Chetco River would be allowable only March 1 through June 30. Water availability data is also enclosed.

We are still processing the well application, #G-12398. I understand the developer of the golf course, rather than the City, will be applying for a reservoir and secondary use at a later date.

Staff intends to recommend issuance of the permit on or after twenty days from the date of this letter, if no official protest is filed.

Any questions, please contact me.

Sincerely,



Carol S. Lewis
Senior Water Rights Specialist

ENCL2 Proposed permit
 Water availability data

cc: Files
 Watermaster



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WATER RESOURCES DEPT.
SALEM, OREGON



DEPARTMENT OF
FISH AND
WILDLIFE

June 6, 1991

Steve Applegate
Water Resources Department
3850 Portland Road NE
Salem, Oregon 97310

Dear Steve:

Re: Water Right Application 71042, City of Brookings,
Chetco River, 1.0 cfs.

The Oregon Department of Fish and Wildlife has
completed its review of this water right and recommends
the following permit conditions:

The permittee shall install, operate and
maintain all fish screening and bypass
devices required by Oregon Department
of Fish and Wildlife to prevent fish
entering any diversion of water created
by this appropriation of the waters of
the Chetco River.

The permittee will appropriate water from
the Chetco River from November 1, to May
31, each year only.

The Chetco River is spawning, rearing and migration
habitat for Chinook and coho salmon, steelhead and
cutthroat trout. An important fall Chinook fishery
occurs in the Chetco River and bay below this proposed
point of diversion. To protect fish and other
ecologically important resources the permittee should
appropriate water only during high flow periods to off
channel storage for use during the irrigation season.

Thank you for the opportunity to comment.

Sincerely,

A handwritten signature in cursive script, appearing to read "Gregory P. Robart".

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

c Water Watch - Public Information Request



2501 SW First Avenue
PO Box 59
Portland, OR 97207
(503) 229-5400

AGREEMENT FOR EASEMENT

THIS AGREEMENT, Made and entered into this _____ day of _____, 19 90,
by and between South Coast Lumber Company
hereinafter called the first party, and City of Brookings
_____, hereinafter called the second party;

WITNESSETH:

WHEREAS: The first party is the record owner of the following described real estate in Curry
County, State of Oregon, to-wit:

Beginning at the southeast corner of the Southwest Quarter of the Southeast Quarter
(SW $\frac{1}{4}$ -SE $\frac{1}{4}$) of Section 34, Township 40 South, Range 13 West, Willamette Meridian,
Curry County, Oregon; thence Northerly, along the east line of said SW $\frac{1}{4}$ -SE $\frac{1}{4}$, to the
thread of the Chetco River.

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WATER RESOURCES DEPT.
SALEM, OREGON

and has the unrestricted right to grant the easement hereinafter described relative to said real estate;

NOW, THEREFORE, in view of the premises and in consideration of One Dollar (\$1) by the second
party to the first party paid and other valuable considerations, the receipt of all of which hereby is acknowl-
edged by the first party, they agree as follows:

The first party does hereby grant, assign and set over to the second party

See Exhibit "A".

(Insert here a full description of the nature and type of the easement granted to the second party.)

The second party shall have all rights of ingress and egress to and from said real estate (including the
right from time to time, except as hereinafter provided, to cut, trim and remove trees, brush, overhanging
branches and other obstructions) necessary for the second party's use, enjoyment, operation and maintenance of
the easement hereby granted and all rights and privileges incident thereto.

Except as to the rights herein granted, the first party shall have the full use and control of the above de-
scribed real estate.

The second party hereby agrees to hold and save the first party harmless from any and all claims of
third parties arising from second party's use of the rights herein granted.

The easement described above shall continue for a period of perpetuity, always subject,
however, to the following specific conditions, restrictions and considerations:

If this easement is for a right of way over or across first party's said real estate, the center line of said easement is described as follows:

N/A

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WATER RESOURCES DEPT SALEM, OREGON

and second party's right of way shall be parallel with said center line and not more than _____ feet distant from either side thereof.

During the existence of this easement, its maintenance and the cost of said maintenance shall be the responsibility of (check one): [] the first party; [X] the second party; [] both parties, share and share alike; [] both parties, with the first party being responsible for _____ % and the second party being responsible for _____ %.

This agreement shall bind and inure to the benefit of, as the circumstances may require, not only the immediate parties hereto but also their respective heirs, executors, administrators and successors in interest as well.

In construing this agreement, where the context so requires, the singular includes the plural and all grammatical changes shall be made so that this agreement shall apply equally to individuals and to corporations. If the undersigned is a corporation, it has caused its name to be signed and its seal affixed by an officer or other person duly authorized to do so by its board of directors.

IN WITNESS WHEREOF, the parties hereto have executed this easement in duplicate.

Dated 12/13, 1990

[Signature]

[Signature]

FIRST PARTY

SECOND PARTY

(If executed by a corporation, affix corporate seal and use the form of acknowledgment opposite.)

STATE OF OREGON, County of Curry

This instrument was acknowledged before me on December 13, 1990, by Ron [Signature]

[Signature] Notary Public for Oregon

My commission expires: 11/23/93

STATE OF OREGON, County of CURRY

This instrument was acknowledged before me on December 14, 1990, by Dennis W Cluff, City Manager of City of Brookings

[Signature] Notary Public for Oregon

My commission expires: 3/21/92

AGREEMENT FOR EASEMENT

BETWEEN

AND

AFTER RECORDING RETURN TO

STATE OF OREGON, County of _____

I certify that the within instrument was received for record on the _____ day of _____, 19____, at _____ o'clock _____ M., and recorded in book/reel/volume No. _____ on page _____ or as fee/file/instrument/microfilm/reception No. _____ Record of _____ of said County.

Witness my hand and seal of County affixed.

By _____ Deputy

SPACE RESERVED FOR RECORDER'S USE



November 26, 1990

EXHIBIT "A"

South Coast to Golf Course
Water System Easement

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WATER RESOURCES DEPT
SALEM, OREGON

A 25.00 foot wide easement for installation, maintenance and repair of a water system, lying westerly of, parallel with and adjacent to the following described line:

Beginning at the southeast corner of the Southwest Quarter of the Southeast Quarter (SW $\frac{1}{4}$ -SE $\frac{1}{4}$) of Section 34, Township 40 South, Range 13 West, Willamette Meridian, Curry County, Oregon; thence Northerly, along the east line of said SW $\frac{1}{4}$ -SE $\frac{1}{4}$, to the thread of the Chetco River.

STATE OF OREGON }
COUNTY OF CURRY } ss

91 JAN 24 AM 11 19
ELAINE JOY
CURRY COUNTY CLERK

I hereby certify that the within Instrument was received and duly recorded in the OFFICIAL RECORDS OF CURRY COUNTY:

By: mw Deputy
Fee: 4000 Pgs: 3

1991
Instrument 91-00407

This easement is for the Golf Course to the right

CHETCO RIVER
SANDY
BRIDGE

20'09"W 5353.48

2676.72

35' WIDE EASEMENT

NE COR. 100577
TO 18' I.P.E. DESCRIBED
12' MAPLE S 13' E 28 28
12' ALDER N 02' W 5 92

TL 201
TM 20.13 & INDEX
CURRY COUNTY
BR 53, PG 272

NE COR. 3
FD. 1965
BRASS CAP

37.08 A.

20.83 A.

19.95 Ac.

1762.05

NOV 21 1991

WATER RESOURCES DEPT
SALEM, OREGON

1008.14'

1006.14'
S 89° 01' 58" W

669.42'

CAMPBELL
OWNERSHIP
44 BR. 250

40.68 A.

40.74 Ac.

TOTAL

POINT
1295.16'
N 0° 10' 00" E
16616.18'
13714 CHS. N 0° 10' 00" E

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Post-It brand

Fax Transmittal Memo 7672

To CAROL LEWIS
Company WATER RESOURCES
Location SALEM

Fax # 378-8130

Telephone # 378-3739

Comments

No. of Pages	8	Today's Date	11/20/91	Time	4:40 PM
From	DONNA	City of Brookings 898 Elk Drive Brookings, OR 97415			
Company		Dept. Charge			
Location					
Fax #	469-3650	Telephone #	469-2163		
Original Disposition:	<input type="checkbox"/> Destroy	<input type="checkbox"/> Return	<input type="checkbox"/> Call for pickup		

IF YOU NEED ANY OTHER INFO, PLEASE CALL.

Donna

Attach Document At Line

+71042

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WATER RESOURCES DEPT.
SALEM, OREGON

A F F I D A V I T

STATE of OREGON)
County of) ss.

We, the City of Brookings, 898 Elk Drive, Brookings, OR 97415, being first duly sworn, depose and say that we are the owners of the land and the water right appurtenant thereto, which is for the appropriation of 0.08 cubic foot of water per second from Jack Creek, a tributary of the CHETCO RIVER, for irrigation of 6.3 acres as follows: 0.1 acre SW1/4 SW 1/4, 1.0 acre SE1/4 SW1/4, both in Section 35, T. 40 S., R. 13W., W.M.; and 4.1 acres NE1/4 NW 1/4, 1.1 acres NW1/4 NW1/4, both in Section 2, T 41S., R. 13W., W.M., under a priority date of 1970, as evidenced by certificate³⁹⁶⁶⁰ recorded at Page 36854, Volume 28, State Record of Water Right Certificates; that we have abandoned any all interest in and to said right and request the same be canceled.

IN WITNESS WHEREOF, I have hereunto set my hand this 20th day of November, 1991.

Donna M. West
City Manager
City of Brookings

Donna M. West
Notary Public - Oregon
My Commission Expires: 11/5/94



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WATER RESOURCES DEPT
SALEM, OREGON

MINUTES
SPECIAL BROOKINGS COMMON COUNCIL MEETING
APRIL 23, 1987
4:00 P.M.

I. CALL TO ORDER

Mayor Kerr called the meeting to order at 4:00 p.m.

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

Council Present: Mayor Bob Kerr, Councilmen Gil Batty, Doug Peterson, Rick Howell

Council Absent: Councilman Ray Nidiffer

Staff Present: City Manager Roy Rainey, City Attorney Chris Keusink, Executive Secretary Donna Van Nest, City Recorder/Treasurer Beverly Shields, Planning Director Richard Ullian, Engineering Technician Leo Lightle, Bookkeeper Rexine Owens

Media Present: Jeff Redd, Curry Coastal Pilot; Marge Barrett, KURY

IV. RECEIPT OF A DEED FOR PROPERTY DONATION BY SOUTH COAST LUMBER COMPANY AND APPROVAL OF RESOLUTION NO. 403, ACCEPTING THE DEDICATION

X Mr. Jim Murphy, representing South Coast Lumber Company, presented Mayor Bob Kerr with the deed to approx. 117 acres of land in the Jacks Creek area to be used for a park, golf course, recreation area or for other public purposes.

Mayor Kerr extended his appreciation to Mr. Murphy and to Ronald T. Fallert, President of South Coast Lumber Company, on behalf of the City Council and the citizens of the Brookings and Harbor areas.

Mayor Kerr noted that in the event the property is not usable for such public use, the property need not be deeded back to South Coast Lumber Company but may be used to trade for other suitable sites.

X Mrs. Van Nest read Resolution No. 403 into the record.

After a minor change in the wording of Resolution No. 403, Councilman Batty made a MOTION, seconded by Councilman Peterson, to adopt Resolution No. 403; MOTION carried unanimously.

RESOLUTION NO. 403

WHEREAS, the South Coast Lumber Company and its President, Ronald T. Fallert, have conveyed property in Jacks Creek to the City of Brookings, Oregon, as a gift and donation; and

WHEREAS, the donated property is intended for use as a park, golf course, recreation area or for other public purposes; and

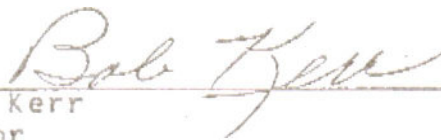
WHEREAS, the donated property will serve to promote and to enhance the economy and the quality of life in southwest Oregon; and

WHEREAS, the citizens of Brookings and all residents of the area will have the use and enjoyment of the property in perpetuity;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Brookings, Oregon, that grateful thanks and appreciation be hereby extended to South Coast Lumber Company and to its President Ronald T. Fallert on behalf of the people of Brookings, Harbor and southwest Oregon, and that the donation is hereby accepted on behalf of the City of Brookings.


ADOPTED unanimously by the Council of the City of Brookings, Oregon, this 23rd day of April, 1987.

SUBMITTED to and approved by the Mayor of the City of Brookings, Oregon, this 23rd day of April, 1987.



Bob Kerr
Mayor

ATTEST:



Beverly S. Shields
City Recorder

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WATER RESOURCES DEPT
SALEM, OREGON

PILOT

I. XLI, No. 17 (USPS 066-820), April 29, 1987, Brookings, OR 97415, 3 Sections, 44 Pages, 30¢ Per Copy

City receives deed to Jack Creek parcel

By JEFF REDD
Pilot Staff Writer

South Coast Lumber Co. handed the city of Brookings a deed for property at Jack Creek to be developed for use as a golf course during a special meeting of the Brookings City Council Thursday, April 23.

"The city can't go far enough to express its feelings," Brookings Mayor Bob Kerr said to Jim Murphy, who presented the deed as South Coast's representative.

Ron Fallert, president and general manager of South Coast, had offered the 130-acre plot to the city last fall for development as an 18-hole golf course. The property is located about four miles up the south bank of the Chetco River.

Kerr said he hopes that within 2½ to three years, a golf course can be developed.

In connection with the city's acceptance of the deed, a resolution was adopted authorizing the city attorney to make an offer to purchase four acres of land adjoining the Jack Creek tract. According to the resolution, if the offer is not accepted within 15 days, condemnation action will be pursued.

Before an offer is made,

however, the land will be appraised. There are liens against the property which could cloud the title.

A resolution also was adopted allowing the city to accept money for the construction and operation of the golf course.

Also during the meeting, a request from the Chetco Community Public Library for financial assistance was denied. The library requested that the city assume a major responsibility in helping pay more than \$1,700 in repairs.

Following a Feb. 5 fire in the library, caused by overheating of one of the ballasts in a fluorescent light fixture, Fire Marshal and Building Inspector Marshall Ferg listed several modifications that were needed.

Library board Chairman C.R. Draper told the council that since the building is owned by the city, and that the problem was an existing condition, the library should not have to assume the costs.

"I'm sympathetic with the problem, but I don't see the legality for us paying," said Councilman Gil Batty.

The council voted unanimously to deny the library board's request.

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WATER RESOURCES DE
SALEM, OREGON

Land Use Information Form: Permits, Hydroelectric Licenses, Water Uses in Addition to Classified Uses

Application No. 11042
Permit No. **51383**

This information is needed to determine compatibility with local comprehensive plans as required by ORS 197.180. The Water Resources Department will use this and other information to evaluate the water use application. **DO NOT FILL OUT THIS FORM IF water is to be diverted, conveyed, and/or used only on federal lands.**

Applicant's Name: City of Brookings
Address: 898 Elk Drive
City: Brookings State: Ore Zip: 97415 Day Phone: (503) 469-2163

Please provide information as requested below for all tax lots on or through which water will be diverted or used. (Attach extra sheets as necessary.) Applicants for municipal use, or irrigation uses within irrigation districts, may substitute existing and proposed service area boundaries for the tax lot information requested below.

Tax Lot or Local I.D.#	Plan Designation/Zoning (e.g. Rural Residential/RR-5)	Check All That Apply		
		Water Diverted	Water Conveyed	Water Use
102/41-13	Curry County Comp Plan designated			X
101/41-13-2	agriculture zoned Exclusive Farm			X
103/41-13	Use (EFU)			X

Please list all counties and cities within which water is proposed to be diverted, conveyed, and/or used. Curry
The following section must be completed by a planning official from **each** county and city listed **unless** your project will be located **entirely within city limits**. In this case, only the city planning agency must complete this form. Please request extra forms as needed.

For Local Government Use Only

Local government planning officials are to complete the remainder of this form. If this form can not be completed while the applicant waits, please sign and detach the receipt as instructed below. **Please mail the completed form directly to the Water Resources Department (3850 Portland Rd. NE, Salem, OR, 97310) within 60 days of the date of receipt as shown below.** If the form is not completed within 60 days, the Department may take action to approve the water use.

a) Check the appropriate box below and provide requested information.

- Land uses to be served by proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): _____ . Go to section b) on reverse side.
- Land uses to be served by proposed water uses (including proposed construction) involve discretionary land use approvals as listed in the table below. **Note: Please attach documentation of applicable local land use approvals which have already been obtained. (Record of Action plus any accompanying findings is sufficient.)**

Type of Land Use Approvals Needed (e.g.: plan amendments, rezones, conditional use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Please check the box that applies:		
		Already Obtained	Already Denied	Being Pursued Satisfactorily
Conditional Use Permit	Curry County Comprehensive Plan, Section 3.11, Curry County Zoning Ordinance 89.2 Article III, Section 3.070 & Article VII			See additional comments on reverse

Receipt for Request for Land Use Information

WRD Applicant Name: City of Brookings

This receipt must be signed by a local government representative and returned to the applicant for inclusion in the WRD application IF the local government can not provide the above requested land use information while the applicant waits.

City or County: Brookings
Staff Contact: Dennis W. Cluff, City Manager Phone: 469-2163
Signature: Dennis W. Cluff Date of Information Request: 12-03-90

(over)

(For Local Use Continued)

b) Please provide printed name and written signature.

Name: Dennis W. Cluff, City Manager

Title: City Manager

Date: 12-03-90

Phone: 469-2163

Signature: *Dennis W. Cluff*

Local governments are invited to express special land use concerns or make recommendations to the Department regarding this proposed use of water below, or on a separate sheet. For additional information call Roberta Jortner or Rick Bastasch at 378-3671.

Additional Comments:

The City requires these water rights for a proposed golf course located outside the City limits. Our intent is to pump water from Chetco River to a large holding pond on the golf course. Water would be pumped from the pond for irrigation and potentially Jack Creek stream enhancement. The pond would also serve as a reserve capacity during non-rainy months when pumping from the Chetco River may be stopped by the State.

The golf course developer (to be selected in the near future) will be responsible for all construction of the water intake, pipeline, holding pond and irrigation system. This developer will also be responsible for getting conditional use approval and any other land use approvals from Curry County.

Multiple horizontal lines for additional comments.

71042

CHETCO RIVER BASIN

14400000 CHETCO RIVER NEAR BROOKINGS, OR

LOCATION.--Lat 42°07'25", long 124°11'10", in SE 1/4 sec.12, T.40 S., R.13 W., Curry County, Hydrologic Unit 17100312, on right bank 16 ft upstream from bridge, 0.5 mi upstream from Elk Creek, 6.8 mi northeast of Brookings, and at mile 10.7.

DRAINAGE AREA.--271 mi².

PERIOD OF RECORD.--October 1969 to 1987.

GAGE.--Water-stage recorder and crest-stage gage. Elevation of gage is 50 ft, from topographic map.

REMARKS.--No regulation or diversion upstream from station.

AVERAGE DISCHARGE.--18 years, 2,364 ft³/s, 118.46 in/yr, 1,713,000 acre-ft/yr.

EXTREMES FOR PERIOD OF RECORD.--Maximum discharge, 65,800 ft³/s Jan. 16, 1971, gage height, 27.45 ft; minimum discharge, 45 ft³/s Oct. 21-23, 1974.

EXTREMES OUTSIDE PERIOD OF RECORD.--Flood of Dec. 22, 1964, reached a stage of 32.25 ft, from high-water mark on bridge pier, discharge, 85,400 ft³/s, from rating curve extended above 45,000 ft³/s.

STATISTICAL SUMMARIES FOR THE PERIOD 1970-1987

[n = number of values used to compute statistics; months are abbreviated; Ann = annual]

Monthly and annual statistics based on mean daily discharge, in cubic feet per second

Month	n	Minimum (year)	Maximum (year)	Mean	Standard deviation	Percent of annual runoff
Oct	18	61 1975	2540 1982	742	679	2.7
Nov	18	229 1977	10200 1974	3920	3040	13.6
Dec	18	121 1977	12800 1982	5500	3140	19.8
Jan	18	479 1977	13100 1970	4960	2970	17.8
Feb	18	619 1977	11500 1986	4960	2910	16.3
Mar	18	1770 1978	6830 1975	4060	1870	14.6
Apr	18	673 1977	6960 1982	2290	1500	8.0
May	18	430 1973	2510 1979	1070	612	3.8
Jun	18	229 1974	1440 1985	451	315	1.6
Jul	18	121 1973	442 1983	186	75	0.7
Aug	18	69 1987	310 1983	121	65	0.4
Sep	18	54 1987	1530 1978	263	358	0.9
Ann		549 1977	3940 1982	2360	828	100.0

Flow duration statistics based on mean daily discharge

Discharge, in cubic feet per second, which was equaled or exceeded for indicated percent of time

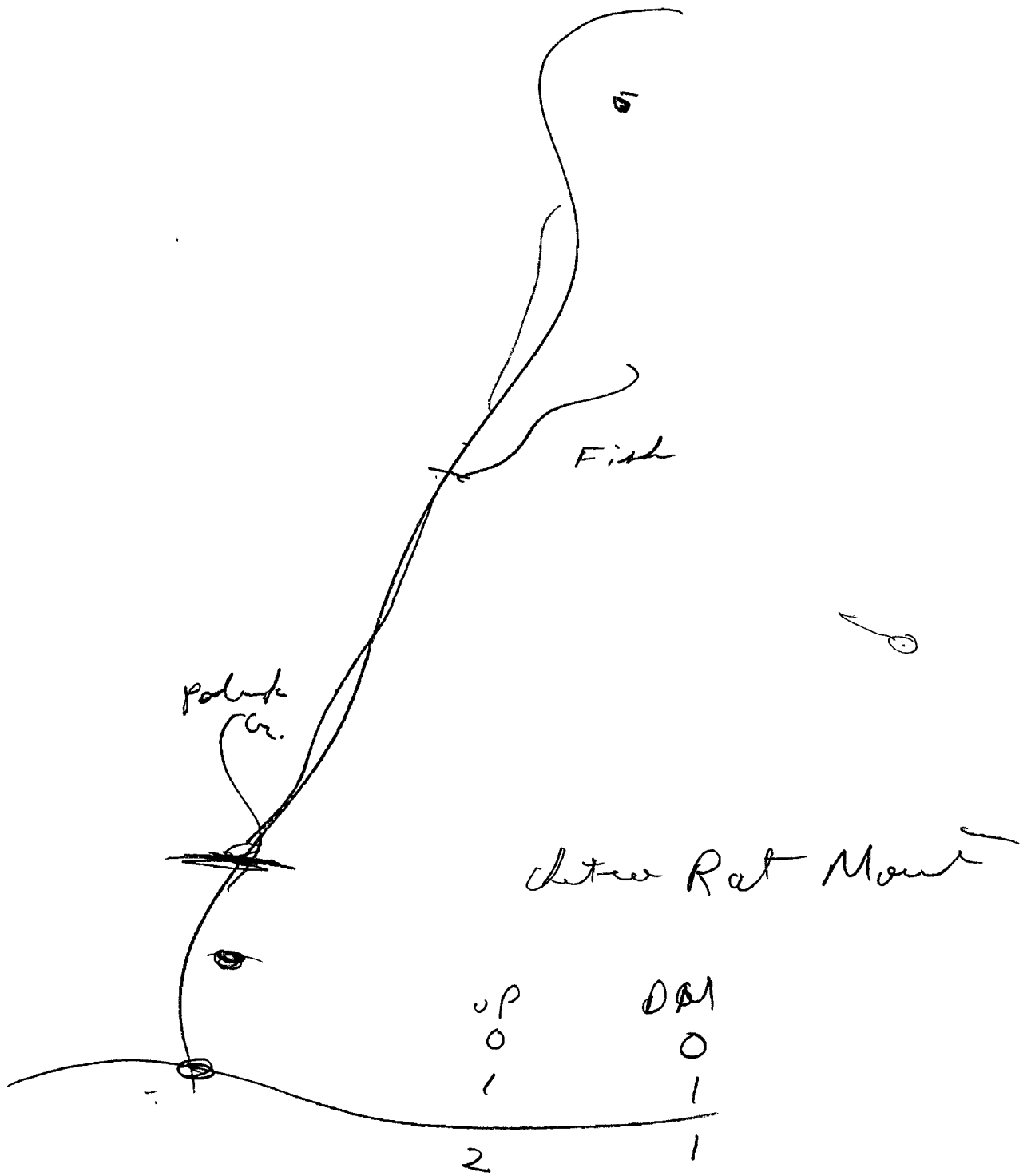
Month	95	90	85	80	75	70	60	50	40	30	25	20	15	10	5	(n)
Oct	55	64	69	75	82	92	140	192	255	374	487	744	1150	2160	4180	18
Nov	148	223	338	470	598	782	1180	1840	2680	3960	5060	6290	8240	11300	16300	18
Dec	181	681	1180	1440	1750	2070	2560	3560	4730	6490	7230	8670	10600	12600	16700	18
Jan	475	808	1050	1280	1450	1600	1960	2410	3300	4800	5830	6900	8800	12000	18500	18
Feb	457	920	1180	1350	1540	1780	2330	3030	3880	5240	6070	7140	9090	11700	16100	18
Mar	958	1100	1290	1470	1680	1930	2390	2850	3440	4190	4670	5330	6550	8700	11600	18
Apr	544	646	735	821	921	1030	1350	1630	2080	2400	2670	3070	3720	4550	5890	18
May	322	369	413	454	497	541	641	749	890	1100	1250	1440	1720	2100	2740	18
Jun	193	216	231	244	257	269	296	330	368	416	448	488	542	640	1010	18
Jul	103	111	116	121	129	136	147	160	177	196	207	220	240	276	326	18
Aug	69	72	75	78	80	83	89	95	101	112	119	125	134	148	184	18
Sep	56	60	62	65	67	69	76	83	93	117	151	194	324	511	934	18
Ann	71	86	106	137	176	232	419	790	1360	2120	2630	3360	4470	6350	10300	

382 } m. Flow
 383 }
 (AT MOUTH)
 I SWR 70908
 pending
 * OCT - MAY 595
 * JUN 350
 * JUL - SEPT 235
 * June - Sept. 1974 - Oct.

- not enough water

MINIMUM FLOWS SORTED BY: BASIN, STREAM NAME, PRIORITY

STREAM NAME	PRIORITY	UP	MI	ON	MI	MF	APP. #	CERT #
16 VINCENT CR > SMITH R								
16 W FK COW CR > COW CR	3/26/1974	0.0	0.0	MF	369	59966		
16 W FK SMITH R > SMITH R	3/26/1974	0.0	0.0	MF	370	59967		
16 WEATHERLY CR > UMPQUA R	3/26/1974	0.0	0.0	MF	371	59968		
16 WHITEHORSE CR > COW CR	3/26/1974	0.0	0.0	MF	372	59969		
16 WILLIAMS CR > CALAPOOYA CR	3/26/1974	0.0	0.0	MF	373	59970		
16 WILLIS CR > S UMPQUA R	3/26/1974	0.0	0.0	MF	374	59971		
16 WINDY CR > COW CR	3/26/1974	0.0	0.0	MF	375	59972		
16 WOLF CR > UMPQUA R	3/26/1974	0.0	0.0	MF	376	59973		
16 YELLOW CR > UMPQUA R	3/26/1974	0.0	0.0	MF	377	59974		
16 YONCALLA CR > ELK CR	3/26/1974	0.0	0.0	MF	378	59975		
17 ANVIL CR > ELK R	3/26/1974	0.0	0.0	MF	379	59976		
17 BALD MTN CR > ELK R	11/ 8/1990	1.5	0.0	IS	70914	0		
17 BEAR CR > COQUILLE R	11/ 8/1990	6.0	0.0	IS	70911	0		
17 BEAR CR > WINCHUCK R	3/ 8/1990	0.0	0.0	IS	70230	0		
17 BENSON CR > TENMILE L	11/ 8/1990	1.0	0.0	IS	70913	0		
17 BIG CR > N TENMILE L	4/ 1/1980	0.0	0.0	MF	380	59862		
17 BIG CR > SUNSET BAY	4/ 1/1980	1.5	0.0	MF	381	59849		
17 BLACKBERRY CR > ELK R	3/ 8/1990	0.0	0.0	IS	70231	0		
17 BUTLER CR > ELK R	11/ 8/1990	3.0	0.0	IS	70912	0		
17 CEDAR CR > EUCHRE CR	11/ 8/1990	2.5	0.0	IS	70910	0		
17 CHETCO R > PACIFIC OCEAN	11/ 8/1990	3.5	0.0	IS	70909	0		
17 CHETCO R > PACIFIC OCEAN	5/22/1964	6.4	0.0	MF	382	59830		
17 CHETCO R > PACIFIC OCEAN	4/ 1/1980	5.4	0.0	MF	383	59865		
17 CHETCO R > PACIFIC OCEAN	11/ 8/1990	50.0	18.2	IS	70905	0		
17 CHETCO R > PACIFIC OCEAN	11/ 8/1990	55.0	50.0	IS	70906	0		
17 CHETCO R > PACIFIC OCEAN	11/ 8/1990	18.2	5.4	IS	70907	0		
17 CHETCO R > PACIFIC OCEAN	11/ 8/1990	5.4	0.0	IS	70908	0		
17 COQUILLE R > PACIFIC OCEAN	11/ 3/1983	36.3	0.0	MF	384	59863		
17 CROOK CR > PISTOL R	1/ 8/1990	2.3	0.0	IS	70904	0		
17 CROOKED CR > PACIFIC OCEAN	3/ 8/1990	0.0	0.0	IS	70229	0		
17 CRYSTAL CR > SIXES R	11/ 8/1990	3.5	0.0	IS	70903	0		
17 DANIELS CR > S FK COOS R	4/ 1/1980	1.8	0.0	MF	385	59864		
17 DEEP CR > PISTOL R	11/ 8/1990	1.6	0.0	IS	70902	0		
17 DRY CR > SIXES R	11/ 8/1990	5.5	0.0	IS	70901	0		
17 E FK COQUILLE R > N FK COQUILLE R	5/22/1964	16.3	0.0	MF	387	61372		
17 E FK COQUILLE R > N FK COQUILLE R	4/ 1/1980	16.3	0.0	MF	388	59850		
17 E FK COQUILLE R > N FK COQUILLE R	4/ 1/1980	3.8	0.0	MF	386	59866		
17 E FK MILLICOMA R > MILLICOMA R	5/22/1964	0.0	0.0	MF	389	59826		
17 E FK MILLICOMA R > MILLICOMA R	4/ 1/1980	12.7	0.0	MF	391	59851		
17 E FK MILLICOMA R > MILLICOMA R	4/ 1/1980	0.0	0.0	MF	390	59867		
17 E FK WINCHUCK R > WINCHUCK R	11/ 8/1990	1.4	0.0	IS	70898	0		
17 E FK WINCHUCK R > WINCHUCK R	11/ 8/1990	5.5	1.4	IS	70899	0		
17 EDSON CR > SIXES R	11/ 8/1990	5.0	0.0	IS	70900	0		
17 EEL CR > TENMILE CR	4/ 1/1980	1.3	0.0	MF	392	59868		
17 ELK R > PACIFIC OCEAN	4/ 1/1980	13.0	0.0	MF	393	59869		
17 ELK R > PACIFIC OCEAN	11/ 8/1990	13.0	0.0	IS	70895	0		
17 ELK R > PACIFIC OCEAN	11/ 8/1990	24.7	13.0	IS	70896	0		
17 ELK R > PACIFIC OCEAN	11/ 8/1990	30.0	24.7	IS	70897	0		
17 EUCHRE CR > PACIFIC OCEAN	5/22/1964	1.4	0.0	MF	394	59870		
17 EUCHRE CR > PACIFIC OCEAN	4/ 1/1980	1.4	0.0	MF	395	59871		
17 EUCHRE CR > PACIFIC OCEAN	11/ 8/1990	1.4	0.0	IS	70892	0		



February 22, 1995

Jim Cole, Chair
Brookings Golf Board
City of Brookings
898 Elk Drive
Brookings, OR 97415

RE: Permit No. 51383

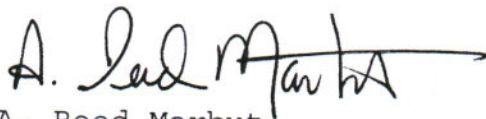
Dear Mr. Cole:

This letter will confirm our telephone discussion wherein I stated that the City of Brookings is allowed to cycle its irrigation water through its golf course ponds during the irrigation season under Permit Number 51383.

This irrigation water right allows diversion of Chetco River water from March 1 through June 30 of each year for irrigation of the Jack Creek Golf Course. It is permissible for the City to pump this irrigation water directly into the ponds on the golf course and then re-pump the water out for irrigation. This practice of in-line storage as a part of an irrigation water right is very common under irrigation water rights.

If you have questions, please give me a call.

Sincerely,



A. Reed Marbut
Adjudication Administrator

Enclosures

cc: Karen Russell, WaterWatch
Martha Pagel



WJ

WATER AVAILABILITY REPORT-SURFACE WATER APPLICATION

Name of Applicant City of Brookings Application Number 71042

1. To your knowledge, has the stream or basin that is the source for this application ever been regulated for prior rights?

Yes _____ No X

RECEIVED

JAN - 7 1991

WATER RESOURCES DEPT
SALEM, OREGON

If yes, please explain.

2. Has the stream or basin that is the source for this application ever been regulated for minimum streamflows?

Yes _____ No X

If yes, please explain.

3. Do you observe this stream system during regular field work?

Yes ✓ No _____

If yes, what are your observations for the stream.

THE USGS HAS A GAGING STATION LOCATED ON THE CHETCO AT TAOS., R. 13 W S WHICH POSSIBLY SHOWS THAT THIS WATER RIGHT MAY BE SUBJECT TO THE APRIL 1, 1980 CERT. 59865 ~~TO~~ INSTREAM RIGHTS.

4. Based on your observations, would there be water available in the quantity and at time needed to supply the development proposed by this application.

Yes _____ No _____ Don't Know X

What would you recommend for conditions on a permit, that may be issued approving this application?

NONE

5. Any other recommendations you would like to make?

NONE

Signature Bruce R. Lund WM District # 14 Date 1-4-1991



Oregon Trout

Speaking out for Oregon's fish

P.O. Box 19540 • Portland, Oregon 97219 • (503) 244-2292

December 21, 1990

Mike Mattick
Applications & Permits Section
Water Resources Department
3850 Portland Rd. N. E.
Salem, OR 97310

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DEC 24 1990

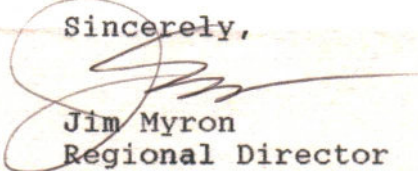
WATER RESOURCES DEPT.
SALEM, OREGON

Re: Application for permit #71042
City of Brookings
Chetco River, Curry Co.

Is water available for this proposed use without having an adverse impact upon the instream water right in the Chetco River? We understand that the local watermaster had done an evaluation of water availability on the river and had discovered that the instream water right is occasionally not met during the month of August and seldom met in September and October. It would seem that to continue to issue additional water rights for use of water from the Chetco River will only exacerbate the existing situation. Oregon Trout would suggest that any permit that is issued be conditioned to allow use only during the months of the year that water would be available without affecting the instream water right.

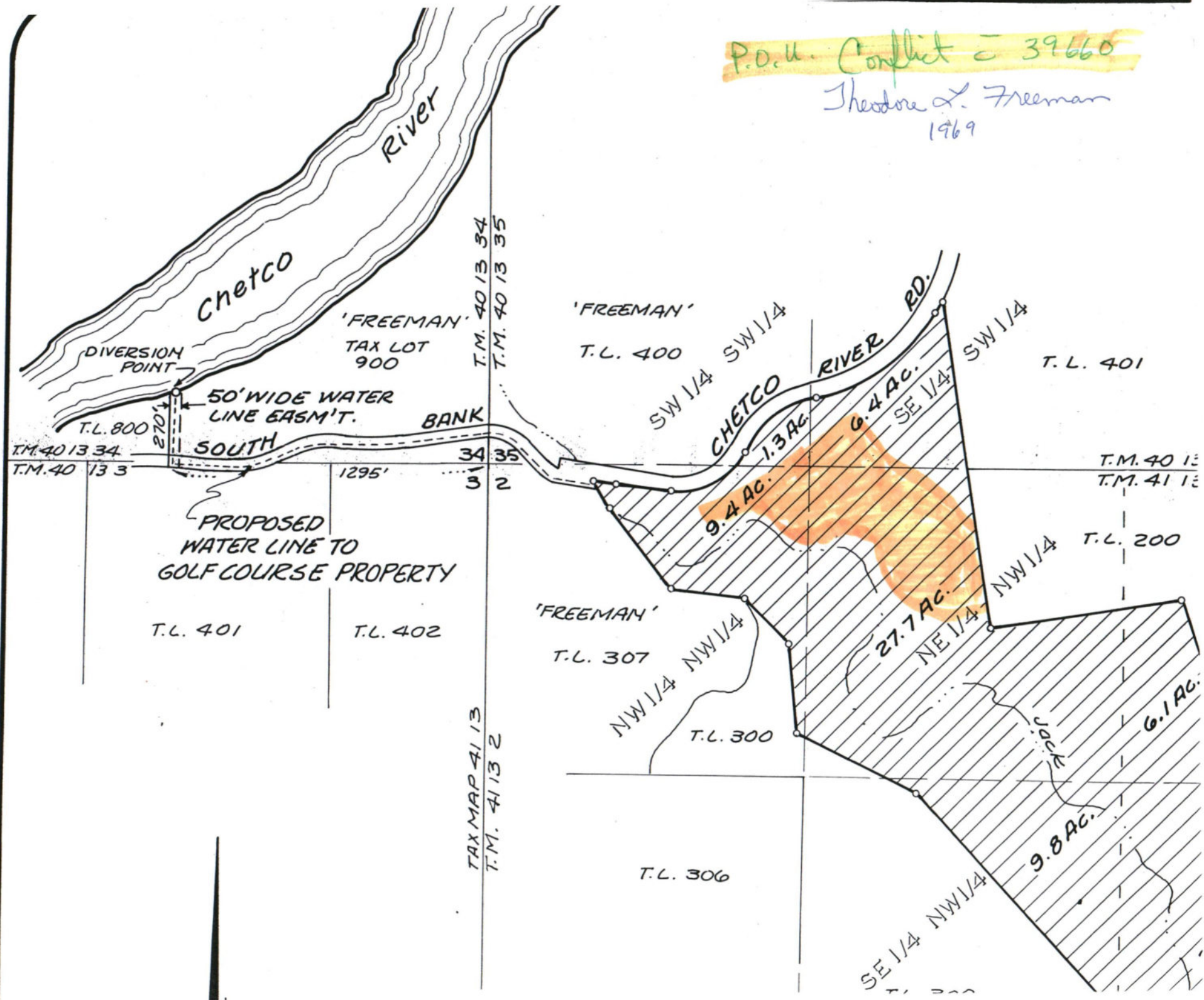
If a permit is issued, Oregon Trout would recommend that fish screening be installed and maintained to the specifications of the Department of Fish and Wildlife.

Sincerely,

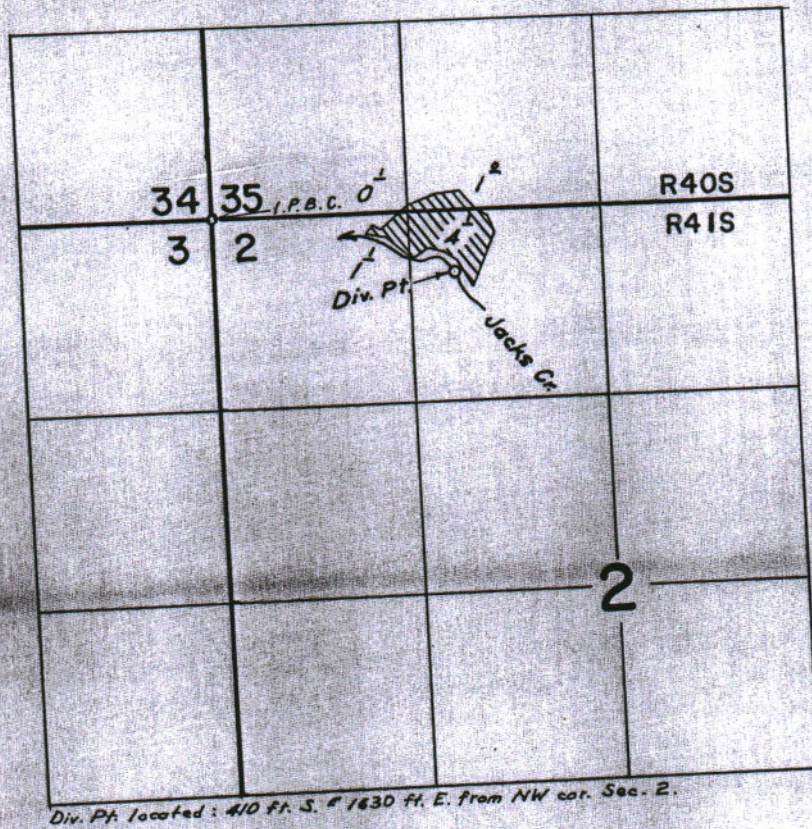

Jim Myron
Regional Director

P.O.U. Conflict - 39660

Theodore X. Freeman
1969



T.40 & 41S.R13W.W.M.



FINAL PROOF SURVEY UNDER

Application No. 39660 Permit No. 29479
IN NAME OF

THEADORE L. FREEMAN

Surveyed Sept. 10 1969, by L. E. Gould

39660

STATE OF OREGON

COUNTY OF CURRY

Proof of Appropriation of Water

THEADORE L. FREEMAN

of Box 1218, Brookings, State of Oregon has applied beneficially the waters of Jacks Creek

a tributary of Chetco River for the purpose of irrigation of 6.3 acres

under Permit No. 29479 of the State Engineer, and that the use of said waters has been completed under the terms of said permit; that the priority of the right dates from March 23, 1964

that the amount of water for the purposes aforesaid, has been actually beneficially used in the amount of 0.08 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NE 1/4 NW 1/4, Section 2, T. 41 S., R. 13 W., W. M. Diversion point located: 410 feet South and 1630 feet East from NW corner, Section 2.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 1/2 acre feet per acre for each acre irrigated during the irrigation season of each year,

and shall conform to such reasonable rotation system as may be ordered by the proper state officer. A description of the place of use under the right, and to which such right is appurtenant, is as follows:

0.1 acre SW 1/4 SW 1/4
1.0 acre SE 1/4 SW 1/4
Section 35
T. 40 S., R. 13 W., W. M.
4.1 acres NE 1/4 NW 1/4
1.1 acres NW 1/4 NW 1/4
Section 2
T. 41 S., R. 13 W., W. M.

I have read the above and foregoing proof of appropriation of water; I know the contents thereof, and that the facts therein stated are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 15th day of June

19...70

Theodore L. Freeman

RECEIVED JUN 17 1970 STATE ENGINEER SALEM, OREGON

71042

Oregon

WATER
RESOURCES
DEPARTMENT

October 31, 1991

Mr. Dennis Cluff, City Manager
City of Brookings
898 Elk Drive
Brookings, OR 97415

Dear Mr. Cluff,

Pursuant to our telephone conversations of October 30th, I understand from my supervisor there is no possibility of a commitment letter as we discussed.

Each application must be judged on its merits, when we have all the details in front of us--including responses to the proposed use from other agencies and the public, on whom we rely to raise any potential public interest issues of which we are unaware.

Especially in today's climate, we cannot give any assurances in advance--we truly don't know what to expect.

In light of this, do you still want to continue with the two applications in progress? Again, the permit, if issued, for application #71042, would allow irrigation directly from the Chetco only during March through June. There may be little to gain with the permit given the amount of rainfall during that time.

I will await a response from you before taking further action.

Sincerely,



Carol S. Lewis
Senior Water Rights Specialist

cc: file



3850 Portland Rd NE
Salem, OR 97310
(503) 378-3739
FAX (503) 378-8130

INTEROFFICE MEMO

October 30, 1991

To: Steve Applegate
Files

From: Carol Lewis *Carol*

Subject: **City of Brookings Golf Course**, #G-12398, #71042, and hoping to file reservoir application in approximately 30 days

Per telephone discussions today, Mr. Cluff says to go ahead with the processing of the above files without the reservoir. He does not know specifics for the reservoir application; he will have the developer file.

However, he is unable to hire a developer unless he is assured of the use of excess water in the Chetco to fill the reservoir.

I believe Mr. Cluff understands the consequences of filing #71042 at this time, that irrigation will be allowed only March through June per water availability data (see attached), irrigation season, using the initial date as a priority. And that the reservoir priority date would be per the later actual application filing.

He also understands the need for a secondary application for use of the reservoir water. Mr. Cluff has already paid an extra \$300 on #71042, and was told by a WRD letter the money would be applied to the reservoir appl. He would owe the full amount for the secondary application.

Mr. Cluff stressed his need, right now, is not the water itself but rather a letter, stating

"When a reservoir application is completed, and upon WRD permit approval, the City of Brookings will be permitted, pending Chetco River streamflows in 50% exceedence and after all prior rights are satisfied, to appropriate water from the Chetco River for storage, up to a maximum of not to exceed 50 acre-feet, from November 1 through May 31 of each year.

June 30?

Irrigation directly from the Chetco River (application #71042) would be permitted only during March through June of each year. Irrigation using the reservoir water would be allowed the entire irrigating season of March through October."

My question to you is: ① can/should I write such a letter? ② Is there really any point to continuing application #71042 re: hard rainfall in Brookings and the early irrigation?

Thanks for letting me work on this--it was a great learning tool!
Please advise asap.

② Seems silly. As you point out there may be very little need for a permit to irrigate from direct flow through June or Brookings. I can't see what they would gain, except expense, by having such a permit.

①

* ① No - Our response must be that each application must be judged on its merits, which we have all the details in front of us - including responses to the proposed ^{vs} from other agencies & the public, who we rely on to raise any potential public interest issues of which we are unaware. Especially in today's climate we cannot give any assurances in advance - we truly don't know

Appendix B; Table 11: (Contd.)

Illinois R. nr. Kerby, OR #14377100 (F)

Located in the SE quarter of the SE quarter in sec. 29, town. 38s, and range 8w.

Flows	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
80% Exceed.	1327.4	1380.8	1295.9	770.5	487.4	178.1	51.6	26.5	29.5	82.4	311.7	1077.2
50% Exceed.	2779.9	2599.6	2197.7	1285.8	774.8	294.2	77.2	37.5	51.6	185.0	1020.9	2634.1

Deer Cr. nr. Dryden, OR #14377500 (LT)

Located in the center of sec. 18, town. 38s, and range 6w.

Flows	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
80% Exceed.	60.8	74.2	69.6	39.0	21.2	8.7	3.8	1.7	1.7	2.9	9.5	40.3
50% Exceed.	148.2	128.9	105.1	63.4	37.3	14.1	5.2	2.4	2.1	6.9	37.7	117.5

Clear Cr. nr. Selma, OR # 14377600 (ST)

Located in the SE quarter of the SW quarter of sec. 2, town. 38s, and range 8w.

Flows	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
80% Exceed.	10.7	10.6	9.2	5.3	3.1	0.5	0.1	0.0	0.0	0.1	0.9	7.7
50% Exceed.	75.2	59.0	40.7	22.1	12.9	2.1	0.3	0.1	0.1	0.6	11.4	66.6

Illinois R. nr. Selma, OR #14378000 (LT)

Located in the SW quarter of sec. 6, town. 37s, and range 9w.

Flows	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
80% Exceed.	2330.6	2655.1	2423.1	1322.6	681.9	312.4	125.8	76.4	76.5	151.6	512.7	1788.2
50% Exceed.	5242.2	4856.3	3862.0	2187.0	1173.8	476.5	175.0	98.7	105.3	300.4	1673.0	4288.5

Illinois R. nr. Agness, OR #14378200 (LT)

Located in the SW quarter of the NW quarter of sec. 29, town. 35s, and range 11w.

Flows	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
80% Exceed.	4142.7	4417.4	4154.4	2449.1	1331.7	638.7	297.2	172.2	158.6	311.7	1137.5	3533.0
50% Exceed.	9346.5	8902.2	6819.1	3933.6	2151.6	855.1	361.3	216.3	235.1	615.8	3413.7	8943.1

Chetco R. nr. Brookings, Or # 14400000 (F)

Located in the SE quarter of sec. 12, town. 40s, and range 13w

Flows	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
80% Exceed.	2332.4	2148.1	2154.3	1059.0	586.8	258.7	136.6	78.2	67.6	147.8	893.4	2627.6
50% Exceed.	4836.3	4263.5	3585.9	1823.4	950.7	368.6	168.7	100.3	129.1	434.4	2657.5	6218.5

15w R 70908 *575 595 595 575 595 350 235 235 235 595 595 595*

irrigation OK MAR - JUNE

Win Chuck R. nr. Brookings, OR # 14400200 (ST)

Located in the SW quarter of the SE quarter of sec. 24, town. 41s, and range 13w.

Flows	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
80% Exceed.	377.1	346.8	345.9	171.8	95.6	42.6	22.3	13.0	11.4	24.8	146.6	426.8
50% Exceed.	789.1	695.6	586.0	299.6	157.5	61.4	28.3	16.9	21.8	72.7	435.5	1012.6

Pistol R. near Pistol R. OR #21731298 (Historical Misc. Measurements)

Located in the SE quarter of sec. 20, town. 38s, and range 14w.

Flows	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
80% Exceed.	587.7	630.2	635.6	273.1	130.5	55.8	26.9	14.9	13.6	37.8	275.7	663.9
50% Exceed.	1362.8	1330.3	1023.6	509.8	226.7	77.8	34.4	20.3	28.7	115.0	836.3	1786.7

P H O N E M E S S A G E	TO <i>Larry Nunn</i>	DATE <i>6-19</i>	TIME <i>10:36</i>	AM
	FROM <i>Dennis Cluff</i>	AREA CODE		
	OF <i>City of Brookings</i>	NO. <i>469-2163</i>	EXT.	
MESSAGE <i>RE: 612398</i>				
		<i>71042</i>		
PHONED <input type="checkbox"/> CALL BACK <input type="checkbox"/> RETURNED CALL <input type="checkbox"/> WANTS TO SEE YOU <input type="checkbox"/> WILL CALL AGAIN <input type="checkbox"/>				SIGNED <i>[Signature]</i>
				URGENT <input type="checkbox"/>

June 21, 1991

Dennis Cluff, City Manager
City of Brookings
898 Elk Drive
Brookings, OR 97415

REFERENCE: File 71042

After your call, we took a look at your application and the additional information you provided Larry Nunn, one of our Water Right Specialists.

Your application, as filed, described the use of the Chetco River for irrigation. There is no mention of a pond in the application itself.

As you pointed out, you described the pond in the remarks section of the land-use form. You also told Mr. Nunn the pond contains 23,000,000 gallons. The remarks on the land-use form are not an application for a pond.

You need to make an application for a permit for the pond. This involves completing an application form and having an application map prepared. Also since the pond exceeds the statutory limit of 3,000,000 gallons, you will need to have the dam and reservoir designed and built under the direction of a registered engineer.

We checked the fees you submitted. It appears you submitted enough money for the current application and a reservoir application. We will credit the excess fees to the reservoir application when it is received.

Enclosed is a reservoir application form, instruction booklet, and informational pamphlet.

LHN:tcb

enclosures

cc: John Drolet, Watermaster, District 19



3850 Portland Rd NE
Salem, OR 97310
(503) 378-3739
FAX (503) 378-8130

INTEROFFICE MEMO

TO: FISCAL SECTION

DATE: 12/30/91

FROM: ADB
Authorized Examiner

SUBJECT: Request for transfer of fees or refund check

Please transfer \$ _____ Receipt _____ from file
_____ to file _____ for:
_____ Examination fee
_____ Permit Recording Fee

Please refund \$ ^{des} 294⁻ to City of Brookings
file 71042, receipt 629370. These funds are
refunded due to:

- Application rejected
- Application withdrawn
- Excess fees collected for application/PON
- Payment of PON
- Protest Filing Fees
- Other: _____

JAN 24 1992

RECEIVED

DEC 12 1990

WATER RESOURCES DEPARTMENT
SALEM, OREGON

DRAFT

STATE OF OREGON

COUNTY OF CURRY

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

CITY OF BROOKINGS
898 ELK DRIVE
BROOKINGS, OREGON 97415

503-469-2163

to use the waters of CHETCO RIVER, a tributary of PACIFIC OCEAN, for IRRIGATION OF 182.3 ACRES.

This permit is issued approving Application 71042. The date of priority is DECEMBER 12, 1990. The use is limited to not more than 1.0 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source. Use of water may only be made March 1 through June 30.

The point of diversion is located as follows:

SE 1/4 SE 1/4, SECTION 34, T 40 S, R 13 W, W.M.; 270 FEET NORTH AND 1295 FEET WEST FROM SE CORNER, SECTION 34.

Diversion screening or fish passage facilities shall be designed, installed, and operated to Oregon Department of Fish & Wildlife specifications.

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre-feet for each acre irrigated during the irrigation season of each year.

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 this permit is as follows:

SW 1/4 SW 1/4	1.3 ACRES
SE 1/4 SW 1/4	6.4 ACRES
SECTION 35	
TOWNSHIP 40 SOUTH, RANGE 13 WEST, W.M.	
NW 1/4 NE 1/4	6.1 ACRES
SW 1/4 NE 1/4	23.9 ACRES
SE 1/4 NE 1/4	0.3 ACRE
NE 1/4 NW 1/4	27.7 ACRES
NW 1/4 NW 1/4	9.4 ACRES
SE 1/4 NW 1/4	9.8 ACRES
NW 1/4 SE 1/4	36.3 ACRES
SW 1/4 SE 1/4	25.0 ACRES
SE 1/4 SE 1/4	15.3 ACRES
SECTION 2	
NE 1/4 NE 1/4	18.1 ACRES
NW 1/4 NE 1/4	0.7 ACRES
SECTION 11	
TOWNSHIP 41 SOUTH, RANGE 13 WEST, W.M.	

Actual construction work shall begin on or before , and shall be completed on or before October 1, 1993. Complete application of the water to the use shall be made on or before October 1, 1994.

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 rights for maintaining instream flows.

Issued this date, .

Water Resources Department
William H. Young
Director

I\We, City of Brookings, hereby understand and agree that this draft permit describes the full extent of water use that will be allowed approving Application 71042. By signature below, I\We agree to the proposed terms and conditions for this draft permit.

Normis W. Cluff City Manager 12/10/91
Signature\Title Date

Signature\Title Date

Application No. 71042

RECEIVED

DEC 12 1990

State of Oregon
WATER RESOURCES DEPARTMENT

WATER RESOURCES DEPT.
SALEM, OREGON

Application for a Permit to Appropriate Surface Water

Applicant(s) City of Brookings
(Please print or type - use dark ink)

Mailing Address: 898 Elk Drive
Brookings, Oregon 97415 (503) 469-2163
City State Zip Daytime Phone No.

I (We) make application for a permit to appropriate the following described waters of the State of Oregon:

1. **SOURCE OF WATER** for the proposed use: Chetco River,
a tributary of _____.

2. **TOTAL AMOUNT OF WATER** to be applied to beneficial use: 1.0 cubic feet per second, OR _____ gallons per minute. If water is to be used from more than one source, give the quantity of water from each: _____

3. **INTENDED USE(s) OF WATER:** Irrigation

If for more than one use, give the quantity of water from each source for each use; _____

If for **DOMESTIC** use, state the number of households to be supplied; _____

If for **MUNICIPAL OR QUASI-MUNICIPAL** use, state the present population to be served, and an estimate of the future requirements; (List population projections, water needs, anticipated areas to be provided water.)

Quasi - Municipal use, expanding golf course to include adjacent parcels.

If for **MINING** use, state the nature (gold, silver, etc.) of the mines to be served; _____

If for **IRRIGATION**, or other land area use, state the **TOTAL** number of acres to be developed under each use;

Irrigation	<u>182.3</u>
Other (describe)	_____

4. **DESCRIPTION OF WATER DELIVERY SYSTEM:** *Include dimensions and type of construction of diversion works, length and dimensions of supply ditches or pipelines, size and type of pump and motor. If for irrigation, describe the type of system (i.e., flood, wheel line, hand line, drip, other).*

The proposed delivery system will consist of a 75 H.P. pump located adjacent to the point of Diversion. The intake will be submerged approximately 12' below the low water level of Chetco River. The transmission line will consist of a 6" PVC pipeline. This project will require approximately 6200 lineal feet of pipe. The main transmission line will be situated in order to enable a number of smaller 500' long feeder lines equipped with gun sprinklers (full circle impact sprinklers) to irrigate the proposed golf course. These lines would be portable mobile laterals. The number of laterals, size of sprinkler heads, and location of the transmission line has not been determined as of yet. Final design will be completed and those items will be shown on the Final Proof Survey.

5. **PROJECT SCHEDULE:** *(List month and year)*

Proposed date construction work will begin June, 1991

Proposed date construction work will be completed Oct, 1993

Proposed date water use will be completed Oct, 1993

NOTE: A map prepared by a Certified Water Right Examiner (CWRE) and a complete legal description of the subject property are required under ORS 537.140 and OAR 690 as a part of your application. The legal description may be copied from your deed, title insurance policy, or land sales contract.

6. a) *In the event any deficiencies are noted involving the application map enclosed herein, please return the map with instructions for correction to (check one):*

Applicant CWRE Other (Identify in REMARKS section)

b) *In the event any deficiencies are noted involving the application, please return the application with instructions for correction to (check one):*

Applicant CWRE Other (Identify in REMARKS section)

7. *Are all lands involved (including the proposed diversion site, place of use, and access for conveying the water) under your ownership? _____ . If not, list in the REMARKS section below, or on an attached sheet, the names and mailing addresses of the legal owners of all property involved in the proposed development.*

REMARKS: _____

NOTE: The permit, when issued, is for the beneficial use of water without waste. 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 the land use you propose may not be allowed if it is not in keeping with the goals and acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.

Rennis W. Cluff

Signature of Applicant *City Manager*

12-03-90

Date

Signature of Co-Applicant, if any

Date

FOR WATER RESOURCES DEPARTMENT USE ONLY

Dear Applicant:

I certify that I have examined the foregoing application, together with the accompanying information, and am returning it to you for:

In order to retain its tentative priority, this application must be returned with the requested corrections or additions 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 12 day of Dec, 19 90, at 8:0 o'clock, A M.

APPLICATION NO: 71042

PERMIT NO: 51383

November 25, 1991

City of Brookings
Attn: Jim Cole
898 Elk Drive
Brookings, OR 97415

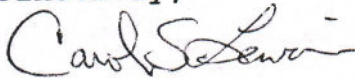
REFERENCE: File #71042

Dear Mr. Cole,

Pursuant to our conversation earlier today regarding a dam on an unnamed stream, enclosed are two reservoir applications and two surface water applications.

Please let me know if I can help further.

Sincerely,



Carol S. Lewis
Senior Water Rights Specialist

cc: Watermaster
File



November 22, 1991

City of Brookings
Attn: Dennis Cluff
898 Elk Drive
Brookings, OR 97415

REFERENCE: File #71042

Your application for a permit to use the public waters has been reviewed.

A "draft" permit is enclosed for your consideration. In the preparation of this draft permit, our staff has considered any public or agency comments received, as well as all pertinent Oregon laws, administrative rules and Commission policies.

We are now ready to recommend the issuance of a permit approving your request to use water. The draft permit enclosed contains all of the conditions and limitations that would appear on your permit, if issued.

Please review the draft permit carefully. If you are satisfied that the draft adequately describes your proposed use of water, and the terms are acceptable to you, please sign the draft copy in the spaces(s) provided and return it to us within 30 days. When we receive your signed draft, we will issue your permit as quickly as possible.

If you do not agree with, or cannot accept one or more of the terms or conditions as stated in the enclosed draft, you should advise us immediately. In this event, we will then advise you of any options which may be available to you.

If you have any questions, please contact the Water Rights Section at 378-3739.

cc: O.D.F.W.
Oregon Trout

Enclosure



Memo to file # 71042

From: Carol Lewis
Date: 11/20/91

Carol Lewis

Telephone conversation, 3:10PM, among Jim Cole, Dennis Cluff and myself. Discussed need for copy of easement for water line, and the conflict with certificate 36854.

Rec'd }
11/21 }
Mr. Cole stated he would send the easement, a copy of a deed to prove ownership of the land involving #36854, and a letter from the City requesting cancellation of #36854 so that application #71042 may be filed in its entirety.

I also clarified with Mr. Cole that the O.D.F.W. fish trap (#56666) is not within the area of the golf course along Jack Creek--the trap is located outside the golf course boundary. Mr. Cole says the City leases (free) to O.D.F.W. the area to help out the fish.

I faxed a sample affidavit ^(attached) to them, for use in drafting up their letter requesting cancellation.

A F F I D A V I T

STATE of OREGON)
) ss.
County of)

We, the City of Brookings, 898 Elk Drive, Brookings, OR 97415, being first duly sworn, depose and say that we are the owners of the land and the water right appurtenant thereto, which is for the appropriation of 0.08 cubic foot of water per second from Jack Creek, a tributary of the CHETCO RIVER, for irrigation of 6.3 acres as follows: 0.1 acre SW1/4 SW 1/4, 1.0 acre SE1/4 SW1/4, both in Section 35, T. 40 S., R. 13W., W.M.; and 4.1 acres NE1/4 NW 1/4, 1.1 acres NW1/4 NW1/4, both in Section 2, T 41S., R. 13W., W.M., under a priority date of 1970, as evidenced by certificate recorded at Page 36854, Volume 28, State Record of Water Right Certificates; that we have abandoned any all interest in and to said right and request the same be canceled.

IN WITNESS WHEREOF, I have hereunto set my hand this _____ day of _____, 1991.

Subscribed and sworn to before me this _____ day of _____, 1991.

Notary Public for Oregon

My Commission Expires _____

RECEIVED

60244

FOR REF. ONLY (NCR)

45307

Permit No.

NOV 25 1987

STATE OF OREGON WATER RESOURCES DEPARTMENT

RECEIVED

Application for Permit to Appropriate Surface Water

JUN 9 1980

WATER RESOURCES DEPT. SALEM, OREGON

WATER RESOURCES DEPT SALEM, OREGON

I, Oregon Department of Fish and Wildlife

Fish Hatchery

(Name of Applicant)

of P. O. Box 3503

Portland

(Mailing Address)

(City)

State of Oregon 97208

Phone No. 229-5702

(Zip Code)

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 Jack Creek, a tributary of Chetco River

2. The point of diversion is to be located 420 ft S and 850 ft E

from the NW corner of Section 2 NW 1/4

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

being within the NW 1/4 of the NW 1/4 of Sec. 2 Tp. 41 S R. 13 W, W.M., in the county of Curry

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

Township	Range	Section	List 1/4 1/4 of Section	List use and/or number of acres to be irrigated
41 S	13 W	2	NW 1/4 NW 1/4	Domestic

JMS 10/11/85 PHOTO: 4411-180-141 B

Contact Jerry [unclear] 95163 Elk River Rd. P.O. Box 97465

60244

NOV 25 1987

WATER RESOURCES DEP
SALEM, OREGON

INFO: NO ONE FROM ODF&W PRESENT, DURING PERIOD BETWEEN NOV. 1ST AND FEB. 1ST, A ^{TRAVEL} TRAILER TO HOUSE A SECURITY GUARD TO GUARD ~~THE~~ FISH TRAP, IS MOVED ONTO A CRUSHED AGGREGATE PAD AND DOMESTIC USE OF THE WATER FROM JACK~~A~~ CREEK IS BEGUN.

BY SOURCE: JACK~~A~~ CREEK FOR DOMESTIC

DIV. PT: DIRECT DRAFT FROM JACK~~A~~ CREEK

PUMP: JACUZZI 1 1/4" x 1"

MOTOR: 1/2 H.P JACUZZI

PIPE: 4 FT LONG - 8 INCH DIAM. PERFORATED PVC PIPE. (STRAINER 190 FT. - 2 INCH DIAM PVC PIPE FROM STRAINER TO PUMP B 10 X 11 FT PUMP BLDG

USE: DOMESTIC ~~(CLEANING)~~ AND CLEANING OF FISH TRAP HOUSE

LIFT: 10 FT.

TIE: PHOTO 41011-180-141B

MON:

T40SR13W
S34/S35 BC
S3/S2
T41SR13W
1965

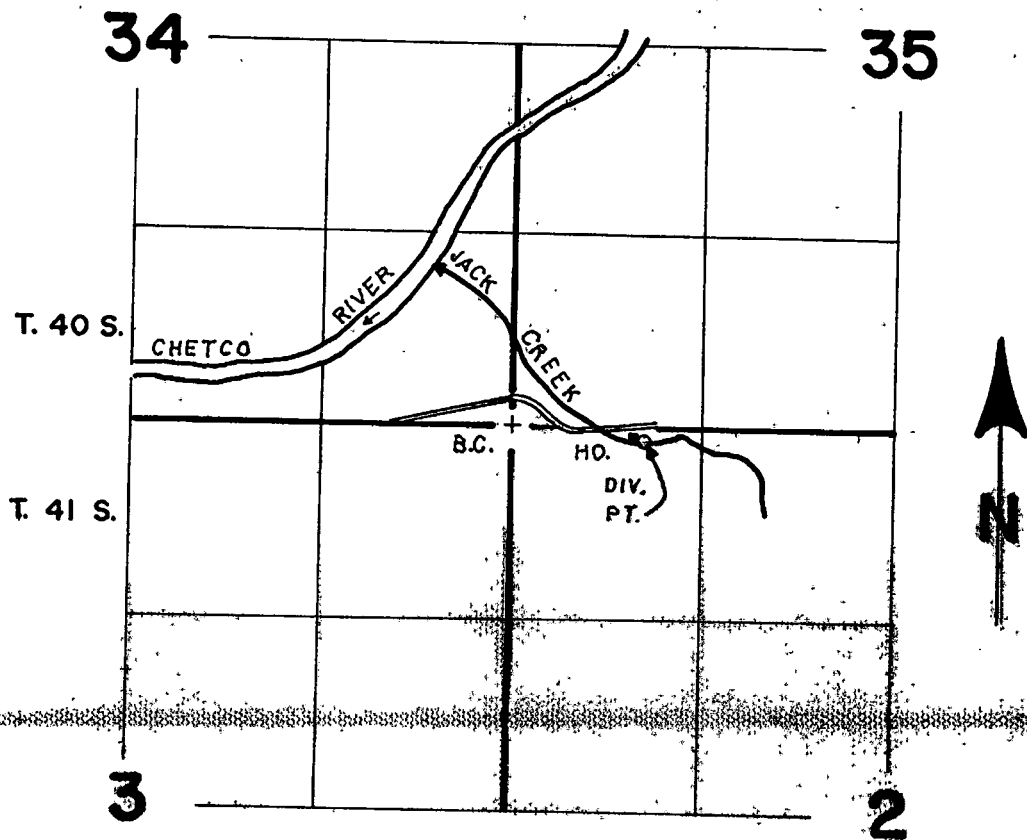
Mike Schmidt
WRE 10/11/85

FLOW CALCULATIONS

$$QP = \frac{(6.61 \times 0.5)}{114 + 10} = 0.026 \text{ CPS}$$

TELEPHONE CONV. OF 3/7/86 - SPOKE WITH JERRY RUSSUM, MANAGER AT EUK RIVER HATCHERY, WHO EXPLAINED THE WATER USE AT THE CHECO RIVER FISH TRAP SITE. THAT INFO WAS USED ABOVE

T 40 & 41 S., R. 13 W., W.M.



DIV. PT. LOCATED 60' S. & 910' E. FROM NW COR. SEC. 12.

SCALE: 4" = 1 MILE

FINAL PROOF SURVEY
UNDER

Application No. 60244 Permit No. 45307
IN NAME OF

OREGON DEPARTMENT OF FISH AND WILDLIFE

Surveyed OCT. 11, 1985, by J. M. SCHMORDE

WATER RESOURCES DEPARTMENT

INTEROFFICE MEMORANDUM

MEMORANDUM OF PERSONAL OR TELEPHONE CONTACT

TO: G-12398 & File 71042; Carol Lewis DATE: 11-8-91
FROM: Steve Gylfe
SUBJECT: _____ NAME: Tim Cole

Mr. Cole called in response to our 10/31/91 letter.

After I explained all the consequences, his preference was still to have permits issued! - i.e. additional later expense of two more applications when they are ready to apply for the reservoir & secondary.

Send draft permits for ~~state~~ 71042 to City with limit of March → June if all else is ok.

We need to ask groundwater what their view (7/31/91) on G-12398 means. - are they saying it's connected, or not? If so, they should (✓) 2 (P).

(✓) ↑ has been corrected by Sarah M. CSL 11/15/91

FAX 469-3650

Phone (503) 469-2163

898 Elk Drive
Brookings, Oregon 97415

CITY OF

The Home of

469-3650

Fax

SS

rs



October 22, 1991

OCT 24 1991
WATER RESOURCES DEPT.
SALEM, OREGON

*Carol -
Please review/
check w/ SCB.
Get something
back to City
- letter or draft,
etc ASAP.
Thanks - [Signature]*

ate
Section
ces Department
d Road, NE
n 97310

FILE 71042 - CITY OF BROOKINGS APPLICATION

legate:

Brookings applied for two (2) additional water rights 1991. One was for surface water from the Chetco River for irrigation purposes. The other was for a potable water right to be used for the golf course club house.

Our potential golf course development has progressed. We now have a developer who is currently seeking financing for the golf course. He may be ready to begin design work on the golf course development within 30 days.

If it is possible, it would help our process and agreement with the developer if the two above mentioned water rights applications could be granted very shortly.

The storage reservoir for the golf course water will be designed by the developer. He will also apply for your approval and a permit on the reservoir. Your assistance will be greatly appreciated and will allow the golf course development to begin in a timely manner. This will make a lot of south coast people happy. Please call me if you have any complications.

Sincerely,

Dennis W. Cluff

Dennis W. Cluff
City Manager

DWC/dmvm

cc: Jim Cole, Brookings Harbor Golf Board

FAX 469-3650

Phone (503) 489-2163

CITY OF BROOKINGS

898 Elk Drive
Brookings, Oregon 97415

The Home of Winter Flowers



RECEIVED

OCT 24 1991

WATER RESOURCES DEPT.
SALEM, OREGON

October 22, 1991

Steve Applegate
Water Rights Section
Water Resources Department
3850 Portland Road, NE
Salem, Oregon 97310

REFERENCE: FILE 71042 - CITY OF BROOKINGS APPLICATION

Dear Mr. Applegate:

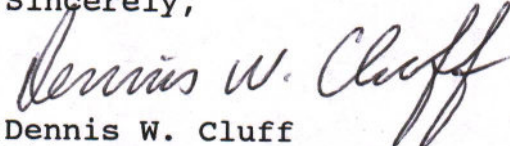
The City of Brookings applied for two (2) additional water rights in January, 1991. One was for surface water from the Chetco River for golf course irrigation purposes. The other was for a potable water well to be used for the golf course club house.

Our potential golf course development has progressed. We now have a developer who is currently seeking financing for the golf course. He may be ready to begin design work on the golf course development within 30 days.

If it is possible, it would help our process and agreement with the developer if the two above mentioned water rights applications could be granted very shortly.

The storage reservoir for the golf course water will be designed by the developer. He will also apply for your approval and a permit on the reservoir. Your assistance will be greatly appreciated and will allow the golf course development to begin in a timely manner. This will make a lot of south coast people happy. Please call me if you have any complications.

Sincerely,



Dennis W. Cluff
City Manager

DWC/dmvm

cc: Jim Cole, Brookings Harbor Golf Board

APPLICATION PROCESSING OUTLINE

Basin: 17 South Coast

Sub-basin:

Fees paid: Examination fee: 200

946 Recording fees: 446

Total: 646

3 per letter we will credit excess to reservoir when need. app.

Application No. 71042

Permit No. 51383

Priority date 12/12/90

RATE AND DUTY for irrigation

- 1. Check for minimum information (OAR 690-11-020)
 - yes no
 - Name and mailing address of the applicant.
 - Source of the water.
 - Quantity of water to be appropriated.
 - Location of point of diversion to 1/4 1/4 Section.
 - Nature and place of use.
 - Name and mailing address of all legal owners of the properties involved.
 - Signature of the applicant
 - Examination fees.

Lands "OK"

sent 11/20/91 CSX

Dave M (draft) pl. CSX 10/28

If minimum information not supplied, excepting legal owner information, then return to applicant with letter explaining deficiencies.

- yes no Water Resources Commission classification limits or restrictions -- If yes, note: ISWRs # 59865 (cont) 27
- yes no State Engineer's withdrawals -- If yes, note:
- yes no Legislative withdrawals -- If yes, note:
- yes no If policy statement is unclear check with Resources Management Division.
 - Scenic Waterway:
 - on up-stream w/in 1/4 mile
 - Notify Parks and Recreation Department
 - Out-of-basin diversion
 - Need to route to Geology Section due to:
 - well within one mile of a stream
 - well within restricted surface water area
 - wells with request for greater than 5 cfs
 - well is for heating &/or cooling
 - well constructed by land owner
 - well is artesian
 - artificial ground water recharge project
 - ground water area under study
 - Within Irrigation District:
 - Notify Need excerpt from District
 - Legal description of property
 - Ownership statement "yes" on 612398 - need
 - Other parties to Notify:
 - Water Resources Commission review if:
 - Request for greater than 5 cfs
 - Dam height greater than 10 feet
 - Storage of more than 9.2 acre-feet
 - Out-of-basin diversion
 - within or above a scenic waterway
 - conditional uses under basin programs
 - requests for larger rate or duty than allowed
 - ground water recharge project
 - other substantial public interest issues
 - requests for review by an agency or person
 - Watermaster comment form sent with copy of draft permit
 - application and map
 - Watermaster comments received
 - Hydrographic section comments requested
 - Hydrographic section comments received
 - O. D. F. W. sent copy of application and map (except groundwater) requesting comment
 - O. D. F. W. comments received says
 - Report from D. E. G. received
 - Publish application information in weekly public notice
 - Notify other owners of development
 - PROTESTED
 - filed
 - resolved

This is junior to

ISWR 70889 # 70908 etc. priority 11/8/90

ga station # 14400000

(4) Greg Robert - send the re: H2O avail. & encl. copy of draft p.

draft by Dave M sent 11/22/91

SEE G-12398

Remember, a reservoir appl. is to be submitted later by developer. Will need to be approved re: ISWR. Note \$300 fees paid for with appl. 71042

NOV. 1 - MAY 31 water use OK sent 11/21/91

Letter from OT Response (see Robert)

ASSESSMENT ✓ Affidavit to cancel 39660

182.3

$$200 + 100 + \frac{173}{346} = \text{total } \$46.$$

If submit res. now, will apply 300⁰⁰ -
Otherwise, must submit res. \$ ~~res~~ -646 again.

Oregon

Water Resources Department

725 Summer St NE Suite A

Salem, OR 97301-1266

" R & A D J

ADDRESS SERVICE REQUESTED

See reverse first
If apply for res.
now & amend
current appl. 71042
to show use of
res., will save \$
and paperwork.

Otherwise, when Res.
is filed, another "use" appl.
w/h to be filed, total \$646.

Oregon

Water Resources Department

725 Summer St NE Suite A

Salem, OR 97301-1266

R&ADJ

ADDRESS SERVICE REQUESTED

now, as is, irrigation
allowed only March -
June.

TOWNSHIP 41S RANGE 13W W. M. SECTION 2

NE				NW				SW				SE				APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
ACREAGE IN LOT OR LEGAL SUBDIVISION AS SHOWN ON GOVERNMENT PLAT, IF OTHER THAN 40 ACRES																		
				4 ¹ / ₂												39660	29479	36854
				D ¹⁰												60244	45307	56666
								D ¹⁰ 302								61327		REJECT
																71042		
																812398		

→ conflict
 NCR
 ↑
 Now owned by City of Brookings (see affidavit)

TOWNSHIP 41S RANGE 13W W. M. SECTION 11

NE				NW				SW				SE				APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
ACREAGE IN LOT OR LEGAL SUBDIVISION AS SHOWN ON GOVERNMENT PLAT, IF OTHER THAN 40 ACRES																		
18 ¹ / ₂																71042		

SP*3921-690

TOWNSHIP 40S RANGE 13W W. M. SECTION 35

NE				NW				SW				SE				APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
ACREAGE IN LOT OR LEGAL SUBDIVISION AS SHOWN ON GOVERNMENT PLAT, IF OTHER THAN 40 ACRES																		
								5 ¹ / ₂ 40 18 ¹ / ₂ 12 ¹ / ₂								37282	27928	34453
								0 ¹ / ₂ 1 ⁰								39660	29479	36854
												D ¹⁰ L ³⁶				55156	41603	54967
16 ¹ / ₂ 3 ¹ / ₂																57382	44825	4
18 ¹ / ₂ 9 ¹ / ₂																58123	44826	4
												D ¹⁰ D ¹⁰				68760	49769	CANCELED
																71042		

NCR
 conflict
 Now owned by City of Brookings (see affidavit)

ORIGINAL

ACTION CODE

B 03-00-0 294.00

001511

AGENCY VOUCHER NO.

01-28-92

DATE

A69000

VENDOR NUMBER

PAYEE AND ADDRESS

CITY OF BROOKINGS

AUDITED BY

WATER RESOURCES
3850 PORTLAND RD NE
SALEM OR 97310

TOTAL

\$294.00

PAYMENT OF: INVOICE 0000000000 REFERENCE 001511 294.00
NET PAID \$294.00

MESSAGE: REV REFUND - 71042

ACCOUNT CODING: AGY 69000 BCH E92 INV 0000000000 TC 40 TD 920128 REF 001511
DESCRIPTION PCD PROJECT FUND BI COST CENTER ACCOUNT AMOUNT
CITY OF BROOKINGS 032300 423 3 03 23 00 01 899900 294.00

mailed 1/31/92

NOTICE TO VENDOR

REMITTANCE ADVICE

Enclosed is warrant in full payment of claim listed above. Please refer to Voucher Number indicated if you have any question regarding this payment.

FOR STATE AGENCY USE ONLY

This certifies that the materials, services, cash advanced, or expenses covered by this claim have been furnished, rendered or expended on behalf of the State of Oregon. The provision for payment is made by law and appropriation, the obligation or expenditure is authorized by law and the claim otherwise satisfies the requirements as provided by ORS 293.295. This claim has been approved for payment in the above amount.

By

By

Ernest A. Meyer

STATE WARRANT NO.
INDICATES CLAIM
ALLOWED BY
EXECUTIVE DEPARTMENT

0
0
1
5
1
1



While You Were Out

To file

Date 5/7/92 Time 10 AM

Bob Baldock called

of Calif. (- developer)

Phone 714 - 557-2097

Telephoned

In person

Please call

Wants to see you

Will call again

Returned your call

Message working on golf course bid
- 71042 - wants to know
how much water he could
plan on.

Dave M. called him + left
msg. - No response (10 AM 5/7/92)

Taken by CL

Application No.

71042

Permit No.

51383

12-12-90

Name

City of Brookings

Address

898 Elk Drive, Brookings, Oregon 97415

Assigned

Address

Beginning construction

DEC 16 1992

Completion of construction

OCT 1 1993

10-1-94

Extended to

10-1-96, 10-1-98

Complete application of water

OCT

1 1994

Extended to

10-1-96, 10-1-98

Oregon

Water Resources Department
725 Summer St NE Suite A
Salem, OR 97301-1266

W R & A D J

ADDRESS SERVICE REQUESTED

6/24/91

Will file for res. when they are ready to build golf course. They understand they will have priority as of when they file.

Said we will refund excess fees when this permit is issued.

J. [Signature]

Russ Frasier

~~OTC~~ ^{new} ~~form~~

Ltr to city of
Brookings. 71042

Have them describe how their work in the last year demonstrates due diligence with respect to using water.

~~CHP~~



CITY OF BROOKINGS

898 Elk Drive
BROOKINGS, OREGON 97415



Dallas S. Miller
Water Rights Specialist
Oregon Water Resources Department
Commerce Building
158 12th St. NE
Salem, OR 97310-0210

97310-0210



CITY OF BROOKINGS
898 Elk Drive
BROOKINGS, OREGON 97415



RETURN TO SENDER
Not at this Address



974 0395 EUGENE, OR

~~Dick Bailey
3850 Portland Road N.E.
Salem, OR 97310~~

WATER RESOURCES ??

97303 2500



6-14-94

#71042

SEND FAX OF ORDER
TO DENNIS CLUFF
@ 469-3650

Tom

Dennis Cluff
469-2163

GEORGE T. "TOM" WELDON
City Manager

CITY OF BROOKINGS
898 Elk Drive
Brookings, Oregon 97415

(503) 469-2163
FAX 469-3650

PLEASE CALL IF
YOU HAVE
QUESTIONS.

RECEIVED

SEP 18 1995

WATER RESOURCES DEPT.
SALEM, OREGON

CITY OF BROOKINGS

898 Elk Drive
Brookings, Oregon 97415
(503) 469-2163 Fax (503) 469-3650

To

Water Resources Department
3850 Portland Rd., NE
Salem, Oregon
97310

Application No. 71042
Permit No.

DATE	INVOICE NO.	VOUCHER NO.	NET INVOICE AMOUNT	VOUCHER TOTAL	MEMO
------	-------------	-------------	--------------------	---------------	------

ACCOUNT DR	AMOUNT DR			DESCRIPTION
102-684.0	946.00	Miscellaneous		Water Rights Ap

Application No. 71042
Permit No.

DETACH BEFORE DEPOSITING

CITY OF BROOKINGS
BROOKINGS, OREGON 97415

019067

DATE	INVOICE NO.	VOUCHER NO.	NET INVOICE AMOUNT	VOUCHER TOTAL	MEMO
------	-------------	-------------	--------------------	---------------	------

ACCT DR	AMOUNT DR			DESCRIPTION
201-612	100.00			EXTENSION OF TIME

RECEIVED
AUG 16 1993
WATER RESOURCES DEPT.
SALEM, OREGON

DETACH BEFORE DEPOSITING

CITY OF BROOKINGS
BROOKINGS, OREGON 97415

020733

DATE	INVOICE NO.	VOUCHER NO.	NET INVOICE AMOUNT	VOUCHER TOTAL	MEMO
------	-------------	-------------	--------------------	---------------	------

ACCOUNT DR	AMOUNT DR			DESCRIPTION
109-686.00	100.00	Community Development		Extension of Tm

RECEIVED
APR 25 1994
WATER RESOURCES DEPT.
SALEM, OREGON

DETACH BEFORE DEPOSITING

DATE	INVOICE NO.	VOUCHER NO.	NET INVOICE AMOUNT	VOUCHER TOTAL	MEMO
------	-------------	-------------	--------------------	---------------	------

Account Dr	Amount Dr	Description
201-602	100.00	Water Rights Time Extension Permit

RECEIVED

SEP 18 1995

WATER RESOURCES DEPT.
SALEM, OREGON

DETACH BEFORE DEPOSITING

DATE	INVOICE NO.	VOUCHER NO.	NET INVOICE AMOUNT	VOUCHER TOTAL	MEMO
------	-------------	-------------	--------------------	---------------	------

Account Dr	Amount Dr	Description
109-686	100.00	Extension Fee

RECEIVED

SEP - 5 1996

WATER RESOURCES DEPT.
SALEM, OREGON

DETACH BEFORE DEPOSITING

STATE OF OREGON
WATER RESOURCES DEPARTMENT

RECEIPT # **6159**

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

INVOICE # _____

RECEIVED FROM: City of Brookings
BY: _____

APPLICATION	71042
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.	\$
VOUCHER #	

0427 WRD OPERATING ACCT

0407	MISCELLANEOUS COPY & TAPE FEES	<u>PRAGUE</u>	\$
0410	RESEARCH FEES		\$
0408	MISC REVENUE: (IDENTIFY)	<u>Extension</u>	\$ <u>100.00</u>
TC165	DEPOSIT LIAB. (IDENTIFY)		\$

WATER RIGHTS:

0201	SURFACE WATER	EXAM FEE	RECORD FEE
0203	GROUND WATER	\$	\$
0205	TRANSFER	\$	\$

WELL CONSTRUCTION

0218	WELL DRILL CONSTRUCTOR	EXAM FEE	LICENSE FEE
	LANDOWNER'S PERMIT	\$	\$

OTHER (IDENTIFY) _____

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 # **6159**

DATED: 9-5-96 BY: R Bae

STATE OF OREGON
WATER RESOURCES DEPARTMENT

RECEIPT # **6159**

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

INVOICE # _____

RECEIVED FROM: City of Brookings
BY: _____

APPLICATION	71042
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.	\$
VOUCHER #	

0427 WRD OPERATING ACCT

0407	MISCELLANEOUS COPY & TAPE FEES	<u>PRAGUE</u>	\$
0410	RESEARCH FEES		\$
0408	MISC REVENUE: (IDENTIFY)	<u>Extension</u>	\$ <u>100.00</u>
TC165	DEPOSIT LIAB. (IDENTIFY)		\$

WATER RIGHTS:

0201	SURFACE WATER	EXAM FEE	RECORD FEE
0203	GROUND WATER	\$	\$
0205	TRANSFER	\$	\$

WELL CONSTRUCTION

0218	WELL DRILL CONSTRUCTOR	EXAM FEE	LICENSE FEE
	LANDOWNER'S PERMIT	\$	\$

OTHER (IDENTIFY) _____

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 # **6159**

DATED: 9-5-96 BY: R Bae

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **24652**

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

INVOICE # _____

RECEIVED FROM: City of Brookings
BY: _____

APPLICATION	71042
PERMIT	
TRANSFER	

CASH: CHECK: # 2422 OTHER: (IDENTIFY)

TOTAL REC'D \$ 300-

0417 WRD MISC CASH ACCT

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

Balance of fees on receipt # 246001	\$
24601	\$
	\$
	\$

REDUCTION OF EXPENSE

PCA AND OBJECT CLASS

CASH ACCT. _____
VOUCHER # _____

0427 WRD OPERATING ACCT

MISCELLANEOUS
0407 COPY & TAPE FEES
0410 RESEARCH FEES
0408 MISC REVENUE: (IDENTIFY)
TC165 DEPOSIT LIAB. (IDENTIFY)
TC168

PCA 60111

WATER RIGHTS:

0201 SURFACE WATER
0203 GROUND WATER
0205 TRANSFER
WELL CONSTRUCTION
0218 WELL DRILL CONSTRUCTOR
LANDOWNER'S PERMIT

EXAM FEE	RECORD FEE
\$ _____	\$ _____
\$ _____	\$ _____
\$ _____	\$ _____
EXAM FEE	LICENSE FEE
\$ _____	\$ _____
\$ _____	\$ _____

0240 OTHER (IDENTIFY) Extension 100-

0437 WELL CONST. START FEE

0211 WELL CONST START FEE
0210 MONITORING WELLS
OTHER (IDENTIFY)

\$ _____	CARD # _____
\$ _____	CARD # _____

0539 LOTTERY PROCEEDS

1302 LOTTERY PROCEEDS \$ _____

0467 HYDRO ACTIVITY

0233 POWER LICENSE FEE (FWWRD)
0231 HYDRO LICENSE FEE (FWWRD)
HRDRO APPLICATION

LIC NUMBER	\$ _____
	\$ _____
	\$ _____

RECEIPT # **24652**

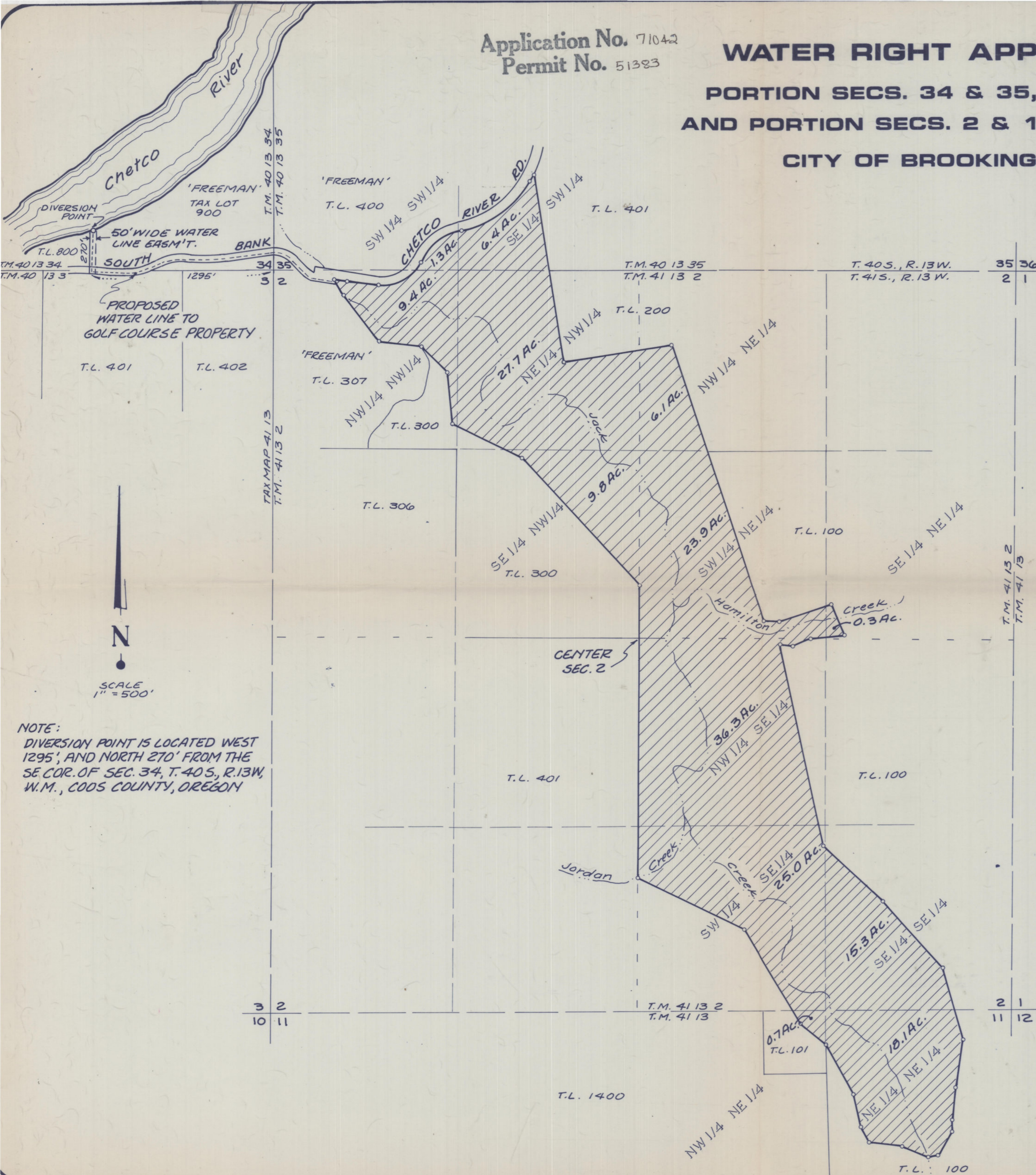
DATED: 9-17-98 BY: R. Be...

Application No. 71042
Permit No. 51383

WATER RIGHT APPLICATION MAP

PORTION SECS. 34 & 35, T.40S., R.13W., W. M.
AND PORTION SECS. 2 & 11, T.41S., R.13W., W. M.
CITY OF BROOKINGS GOLF COURSE

RECEIVED
JAN 14 1992
WATER RESOURCES DEPT.
SALEM, OREGON

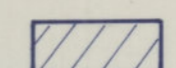


LEGAL OWNER:
CITY OF BROOKINGS
898 ELK DRIVE
BROOKINGS, OR
97415

SURVEYED BY:
HGE, INC.
375 PARK AVE.
COOS BAY, OR
97420

SURVEY DATE: OCTOBER 31, 1990
SCALE: 1" = 500'

LEGEND

 IRRIGATED AREA
182.3 ACRES TOTAL

NOTE:
DIVERSION POINT IS LOCATED WEST
1295', AND NORTH 270' FROM THE
SE COR. OF SEC. 34, T.40S., R.13W.,
W.M., COOS COUNTY, OREGON

Certified Water Right Examiner
#041
Russ S. Dodge
Russ S. Dodge
Nov. 19, 1987
STATE OF OREGON

HGE INC./ENGINEERS & PLANNERS
Coos Bay, Oregon / 375 Park Avenue 97420 / (503) 269-1166
Portland, Oregon / 19 N. W. 5th Ave. 97209 / (503) 222-1687



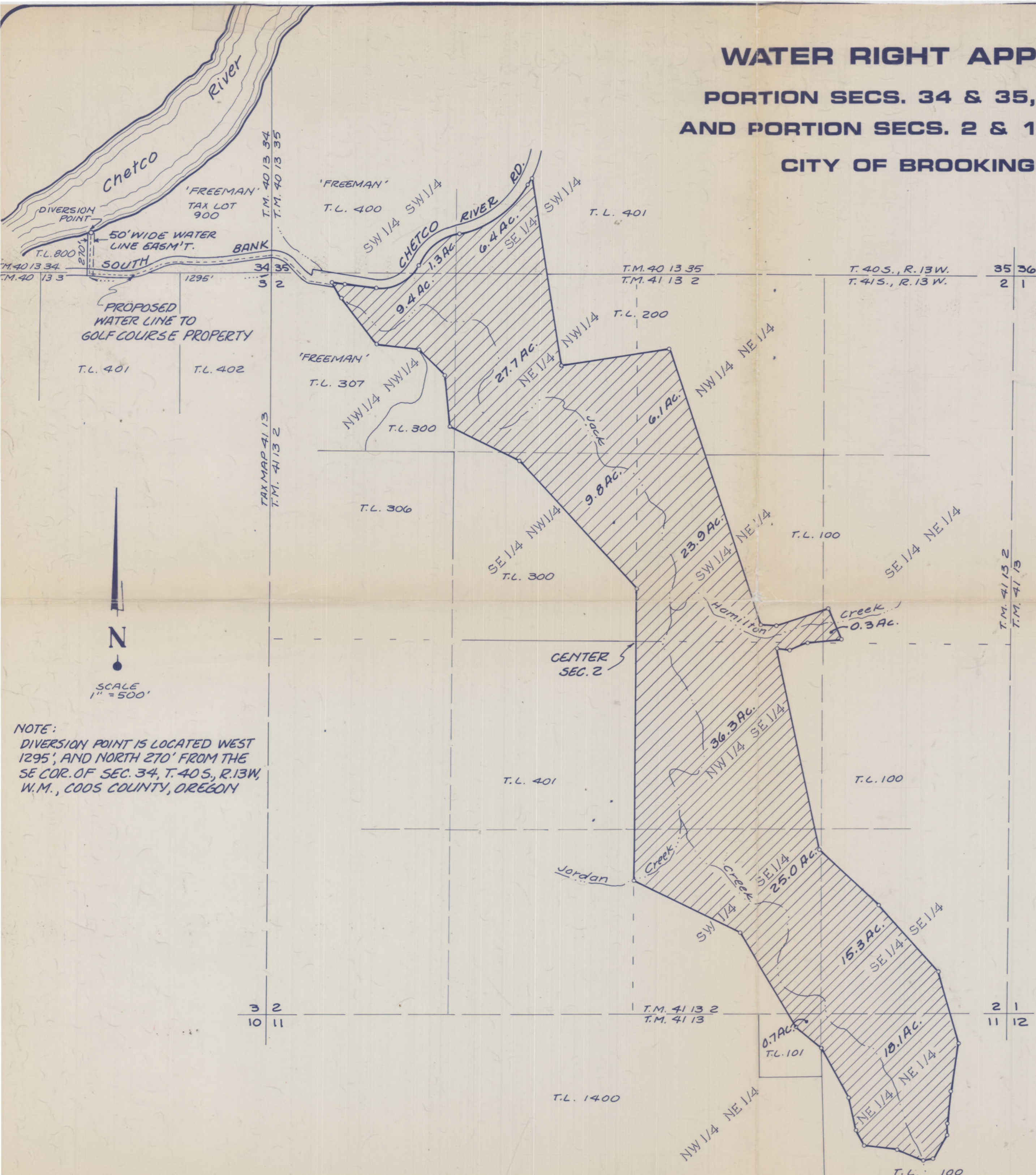
RECEIVED

DEC 12 1990

WATER RESOURCES DEPT.
SALEM, OREGON

WATER RIGHT APPLICATION MAP

PORTION SECS. 34 & 35, T.40S., R.13W., W. M.
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CITY OF BROOKINGS GOLF COURSE

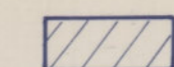


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