

ASSIGNED

Name BROOKINGS UTILITIES COMPANY

By

Address P. O. Box 610

..... Brookings, OR 97415

Date filed August 14, 1972

Priority August 14, 1972

Action suspended until OK Cert

Return to applicant

Date of approval March 21, 1975

CONSTRUCTION

Date for beginning March 21, 1976

Date for completion October 1, 1976

Extended to

Date for application of water October 1, 1977

Extended to

PROSECUTION OF WORK

Form "A" filed started

Form "B" filed

Form "C" filed

FINAL PROOF
JAN 12 1989

Blank mailed

Proof received

Date certificate issued AUG 14 1990

G 5869

Application No. G

Permit No. G **G 5601**

Certificate No. **64614**

Stream Index, Page No. *15-102*

No log who when?

See 37091 for map

ASSIGNMENTS

Date	To Whom	Address	Volume	Page
3-8-74	City of Brookings	Box C, Brookings, OR 97415	5	389

REMARKS

6.0 c.f.s. from Chetco River Well No. 1 for quasi municipal uses.

Card for B OCT 1 1976

Card for C OCT ¹⁰ 1 1977

Form 100 AUG 1 1978

SR 26 Jan 79

T-9820

FEES PAID

Date	Amount	Receipt No.
8-14-72	35.00	30197

\$1 Cert. Fee

FEES REFUNDED

Date	Amount	Check No.
------	--------	-----------

**BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON**

In the Matter of Transfer Application) ORDER WITHDRAWING A
T-9820, Curry County, Oregon) TRANSFER APPLICATION

ORS 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of appropriation, place of use, or character of use authorized under an existing water right. OAR Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

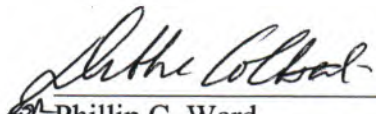
City of Brookings
898 Elk Drive
Brookings, Oregon 97415

Transfer Application T-9820, in the name of City of Brookings, was filed November 10, 2004. On March 13, 2006, Martha O. Pagel, for City of Brookings, requested that Transfer Application T-9820 be withdrawn.

Now, therefore, it is ORDERED:

Transfer Application T-9820, in the name of City of Brookings, is withdrawn and of no further force or effect. Any unearned fees will be refunded.

Dated at Salem, Oregon this 31st day of May, 2006.



Phillip C. Ward
Director

JUN 07 2006

Mailing date: _____

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW
This is an order other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2).

Pursuant to ORS 536.075 and OAR 137-004-080 and OAR 690-01-005, you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

STATE OF OREGON

COUNTY OF CURRY

PROPOSED CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CITY OF BROOKINGS
898 ELK DRIVE
BROOKINGS, OREGON 97415

confirms the right to use the waters of CHETCO RIVER WELL NO. 1 in the CHETCO RIVER BASIN for the purpose of MUNICIPAL USES.

The right has been perfected under Permit G-5601. The date of priority is AUGUST 14, 1972. The right is limited to not more than 6.0 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the well. THE RIGHT IS LIMITED TO THE APPROPRIATION OF WATER ONLY TO THE EXTENT THAT IT DOES NOT IMPAIR OR SUBSTANTIALLY INTERFERE WITH EXISTING SURFACE WATER RIGHTS OF OTHERS.

The well is located as follows:

NE 1/4 SE 1/4, SECTION 33, T 40 S, R 13 W, W.M.; 1530 FEET NORTH AND 400 FEET WEST FROM SE CORNER SECTION 33.

The right 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:

W 1/2
S 1/2 SE 1/4
SECTION 31

NE 1/4 SW 1/4
S 1/2 SW 1/4
SW 1/4 SE 1/4
SECTION 32

TOWNSHIP 40 SOUTH, RANGE 13 WEST, W.M.

SEE NEXT PAGE

NE 1/4 SW 1/4
SE 1/4
SECTION 36
TOWNSHIP 40 SOUTH, RANGE 14 WEST, W.M.

W 1/2 NE 1/4
W 1/2
W 1/2 SE 1/4
SECTION 5

ALL
SECTION 6

NE 1/4 NW 1/4
SECTION 7

NW 1/4 NE 1/4
N 1/2 NW 1/4
SECTION 8
TOWNSHIP 41 SOUTH, RANGE 13 WEST, W.M.

E 1/2 NE 1/4
SECTION 1
TOWNSHIP 41 SOUTH, RANGE 14 WEST, W.M.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

G-5869.TES

U

STATE OF OREGON
COUNTY OF CURRY
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898 ELK DRIVE
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NE 1/4 SW 1/4
SE 1/4
SECTION 36

TOWNSHIP 40 SOUTH, RANGE 14 WEST, W.M.

NEXT PAGE

W 1/2 NE 1/4
W 1/2
W 1/2 SE 1/4
SECTION 5

ALL
SECTION 6

NE 1/4 NW 1/4
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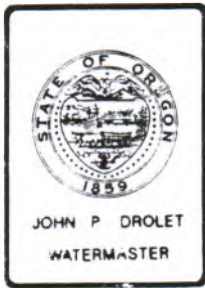
WITNESS the signature of the Water Resources Director, affixed this date AUGUST 14, 1990.

WILLIAM H. ...

Water Resources Director

Recorded in State Record of Water Right Certificates numbered 64614.

G-5869.TES



Water Resources Department

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

11 April 00

Wm. M. Pavlich, P.E.
HGE, Inc.
19 NW 5th Ave.
Portland, OR 97209

File # 41805, pmt # 31293
37091 27610
G-5869 G-5601

RECEIVED

APR 12 2000

WATER RESOURCES DE
SALEM, OREGON

Dear Mr. Pavlich:

I would refer to your March 8, 2000 letter of enquiry regarding the City of Brookings water rights on Chetco River. The rights are referenced above and consist of two surface water use permits and one certificated groundwater right. Those rights are summarized below:

file # 37091	pmt # 27610	1961	4cfs	Chetco River
file # 41805	pmt # 31293	1966	10cfs	Chetco River
file # G-5869	pmt # G-5601	1972	6cfs	Groundwater (Chetco Basin)

In response to one of your enquiries; although there are no seasonal restrictions, both of the City's 1966 and 1972 junior rights may be impacted by ODF&W's 1964 senior instream water right. As an example, if the ODF&W's 1964 instream right is not being met due to low streamflow, the City would be limited to exercising its 1961 4 cfs permit.

Both of the City's surface water diversion points were authorized by Department administrative permit amendment action to be changed to the current POD at the confluence of N. Fk. Chetco River and Chetco River. As alluded to in previous correspondence, the transfer of the groundwater right would be subject to the statutory water right transfer process. Nothing prevents the City from applying for a change in point of appropriation. This office is not in a position to judge the impact of such a change on instream rights. Once the transfer application is received by the Department, ODF&W and other interested parties would have the opportunity to comment on the proposed transfer. If the Department determines, during the analysis of the transfer application that injury to the instream right is likely to occur, then the application either would not be approved, or if approved, would be conditioned to minimize injury.

I hope that I have adequately responded to your enquiries; if not, then please get in touch.

Sincerely,

John P. Drolet
Watermaster, District 19

JPD/dt

CF: AJC, BSA, Dwight French (for files)



ARCHITECTS
ENGINEERS
SURVEYORS
PLANNERS

19 NW 5th AVE.
PORTLAND,
OREGON
97209

503-222-1687
FAX 503-222-2754
e-mail: hgepdx@teleport.com

Richard D. Nored, P.E.
Clay Baumgartner, P.E., MSCE
Joseph A. Slack, A.I.A.
Von C. Miller, A.I.A., PCI
Russ Dodge, PLS

March 8, 2000

Watermaster
Coos County Courthouse Annex
290 North Central Street
Coquille, OR 97423

Attention: Mr. John Drolet

**Subject: City of Brookings
Water Rights**

Dear John:

Thank you for returning my call last week regarding the status of Brookings' water rights at their current Chetco River intake. This letter is, per your request, a written summary of the issues that concern the City and for which they would like a written commentary from your office.

The main concern is water availability at the intake. This can be expressed as three questions.

- 1) What is the total permitted capacity (in cfs) at the intake?
- 2) Is any of the existing permitted capacity at the intake potentially limited by instream water rights?
- 3) Are there any restrictions (seasonal or other) on usage of the existing permitted capacity at the intake?

The City is also concerned about the status of the 6 cfs groundwater right (Permit No. 6-5601). As we understand it, a formal point of diversion transfer is needed to move it to the current intake location. Is this all that is required and, if so, is it feasible in any practical sense for the City to pursue the transfer? Does an upstream transfer adversely impact junior instream water rights? It seems that such a transfer would raise the question in a river like the Chetco where anadromous species habitat is a significant concern.

Please send your comments to my attention. I will forward them to the City. From our conversation last week, I understand that it may be several weeks before you will be able to respond to this request. If, in the meantime, you have any questions, please call me at (503) 222-1687.

Very truly yours,

HGE, Inc., Architects, Engineers, Surveyors & Planners

William M. Pavlich, P.E.

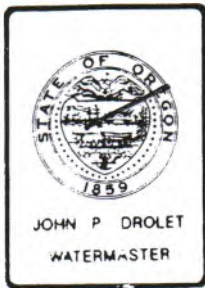
cc: Leo Lytle, City of Brookings
Tom Weldon, City of Brookings
Clay Baumgartner, HGE, Inc.

2-7-9.6

RECEIVED

APR 12 2000

WATER RESOURCES DEPT.
SALEM, OREGON



Water Resources Department

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

11 April 00

Wm. M. Pavlich, P.E.
HGE, Inc.
19 NW 5th Ave.
Portland, OR 97209

File # 41805, pmt # 31293
37091 27610
G-5869 G-5601

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Watermaster, District 19

JPD/dt

CF: AJC, BSA, Dwight French (for files)

2-7-9.6



March 8, 2000

Watermaster
Coos County Courthouse Annex
290 North Central Street
Coquille, OR 97423

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SALEM, OREGON

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William M. Pavlich, P.E.

cc: Leo Lytle, City of Brookings
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Russ Dodge, PLS

Survey Regardless

since 1973

Abstract of Permit No. G-5601

New Owner
City of Brookings
898 Elk Drive
Brookings

ASSIGNED Application No. G-5869

Certificate No.

Inspection
8-15-72
TSD

Name **Brookings Utilities Company**
Address **P. O. Box 610 - 898 ELK DRIVE
Brookings, Oregon 97415**

Source of water supply **Chetco River Well No. 1, trib., Chetco River**

Use **Quasi-Municipal**

Point of diversion ~~NE 1/4 sec. 24, T. 40 S., R. 13 W., W.M.; 256.8 ft S & 185.1 ft E
from the N 1/2 corner of the sec. 24; Curry County~~

Number of acres → **1530' N & 400' W from SE cor., sec. 33, NE 1/4 SE 1/4 sec. 33, T. 40 S.,
R. 13 W., W.M.; CURRY.**

DESCRIPTION OF LAND TO BE IRRIGATED OR PLACE OF USE

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4
40	S	13	All of sections 31, and 32															
40	S	14	All of section 36															
41	S	13	All of sections 5 - 8															
41	S	14	All of section 1															
		32	Area of usage All 1 W 1/2 + NW 1/4 NE 1/4 5 all 6 all 7 NW 1/2 NW 1/4 NW NE 8 S 1/2 36															

SEE SEPARATE PAGE

Priority date **August 14, 1972**

Amount of water **6.0 c.f.s.**

Time limit to begin construction ~~3-31-73~~

Time limit to complete construction ~~3-31-73~~ extended to extended to

Time limit to completely apply water ~~3-31-73~~ extended to extended to

Remarks: **The use of water under this permit shall be limited to appropriation of water only to the extent that it does not impair or substantially interfere with existing water rights of others.**

W 1/2 31
NE SW S 1/2 SW 1/4 S 1/2 SE 1/4 32

Info: Mike Owens water treatment plant manager for City of Brookings showed us div. pt. and gave us information about system. He showed us ~~the~~ map showing location of water mains. There ~~are~~ are some ~~40's~~ ^{40's} that were applied on that have never been served by ~~the~~ the City's water system.

Well: Depth 52'
SWL varies with level of Chetco River approx 22'
Casing 7' dia. steel
Well has inspection port
draw down 5'

Pumps & Motors: At div pt:
GE 75 hp @ 1775 rpm
Turbine 8" discharge
GE 40 hp @ 1760 rpm
Johnston Turbine
8" discharge
both run at same time
~~2~~ pumps @ water treatment plant
3 - GE 75 hp @ 1775 rpm
Johnston Turbine 8" discharge
2 max to pump water from treatment plant to 1.5 million gal reservoir.

Pipe: 12" Conc. Asbestos div. to water treatment plant
14" Cast Iron from treatment plant to 1.5 million gallon reservoir
16" Conc. Asbestos from reservoir reduced to smaller mains thru out area served

Lift: +20 from river to treatment plant

Peak usage: July 1977 1.0 million gpd

July 1978 1.5 million gpd

maximum capacity of water treatment plant 1.5 million gpd
treatment plant completed in 1976. (All water pumped from river is treated.)

Use: Municipal

tie: Inspection of Attached Map showing area served & 40S 13W SE photo for div. pt.

Steve Donaldson
8-15-79

PLACE OF USE :

SECTION

MUNICIPAL

MUNICIPAL

T. 40S., R. 13W., 31

NE¹/₄ NW¹/₄
~~NW¹/₄ NW¹/₄~~
 SW¹/₄ NW¹/₄
~~SE¹/₄ NW¹/₄~~
~~NE¹/₄ SW¹/₄~~
~~NW¹/₄ SW¹/₄~~
 SW¹/₄ SW¹/₄
~~SE¹/₄ SW¹/₄~~
~~SW¹/₄ SE¹/₄~~
 SE¹/₄ SE¹/₄

2
 5
 NW⁴
 3
 W¹/₂
 SW⁴
 1
 5¹/₂ SE⁴

T. 40S., R. 13W., 32A

NE¹/₄ SW¹/₄
 SW¹/₄ SW¹/₄
~~SE¹/₄ SW¹/₄~~
~~SW¹/₄ SE¹/₄~~

NE SW
 5¹/₂ SW
 SWSE

E.A. - (40S) (100)
 OS + 3
 E.S. - (40S) (100)

T. 40S., R. 14W., 36

NE¹/₄ SW¹/₄
 NE¹/₄ SE¹/₄
 NW¹/₄ SE¹/₄
 SW¹/₄ SE¹/₄
 SE¹/₄ SE¹/₄

NE SW
 SE

T. 41S., R. 13W., 5

NW¹/₄ NE¹/₄
 SW¹/₄ NE¹/₄
 NE¹/₄ NW¹/₄
 NW¹/₄ NW¹/₄
 SW¹/₄ NW¹/₄
 SE¹/₄ NW¹/₄
 NE¹/₄ SW¹/₄
 NW¹/₄ SW¹/₄
 SW¹/₄ SW¹/₄
 SE¹/₄ SW¹/₄
 NW¹/₄ SE¹/₄
 SW¹/₄ SE¹/₄

W¹/₂ NE
 NW
 SW
 W¹/₂ SE

<u>SECTION</u>	<u>SECTION</u>	<u>PLACE OF USE</u>
T. 41S., R. 13W., 6	ALL	
T. 41S., R. 13W., 7	NE'4 NW'4	
T. 41S., R. 13W., 8	NW'4 NE'4 NE'4 NW'4 NW'4 NW'4	N'2NW
T. 41S., R. 14W., 1	NE'4 NE'4 SE'4 NE'4	C'2NE

PUMPS AT DIVISION SITE @ 40 Psi

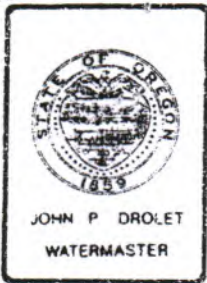
$$\frac{(75)(7.04)}{101.6 + 20} = 4.3$$

$$\frac{(40)(7.04)}{101.6 + 20} = 2.3$$

6.6 c.f.s.

ASSUME 12 HR SHIFT @ 1.5 mgpd
 = 125000 gph
 = 2093 ppm
 = 4.6 cfs

demand peak $\times 1.2 = 3.2$ cfs
 allow 6 cfs
 7 cfs



RECEIVED

NOV 20 1997

WATER RESOURCES DEPT.
SALEM, OREGON

Water Resources Department

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

11-17-97

Leo Lightle, Director
Brookings Public Works Dept.
893 Elk Drive
Brookings, OR 97415

file # 41805. pmt # 31293
37091 27610
XG-5869 G-5601

Dear Mr. Lightle:

Reference is made to our conversation in City Manager Tom Weldon's office this past summer regarding the City's water rights and water use permits on Chetco River. The matter of authorized points of diversion was the subject of that conversation.

The City's two surface water permits were allowed to be transferred upstream to the confluence with N. Fk. Chetco River by authority of the Department's certificates manager, Vestal Garner, in his May 20, 1988 letter (copy attached). That was confirmed in a recent conversation between the current supervisor of the water rights section, Dwight French, and the head of the transfer section, Larry Nunn.

Your attention is also directed to another attached letter: that of Vestal Garner to you, dated April 25, 1990. The items covered in that letter remain valid today--a formal point of diversion transfer is required for the City's 6 cfs 1972 groundwater right. A list of local CWRE's that might assist you with the required transfer is enclosed.

Should you have questions regarding any of the above, please get in touch.

Sincerely,

John P. Drolet
Watermaster, District 19

JPD/dt

Atch:Garner's 05-20-88 & 04-25-90 ltrs

CF: Dwight French
Larry H. Nunn
AJC

bkgxfr2.d19



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE

May 20, 1988

378 - 3739

CH2M Hill
2300 N.W. Walnut Blvd.
P. O. Box 428
Corvallis, Oregon 97339

Reference files: 37091 and 41805, City of Brookings

Attention Paul Berg, P.E.

Dear Mr. Berg;

I received a report from John Drolet, Watermaster advising that the proposed change in point of diversion for the City of Brookings from the Chetco River likely will not cause harm or injury to existing water rights.

The requested change is approved. If the new location is established different than proposed, please provide a new map and/or description of the new location.

Please remind the city that the construction of the facilities to make use of the water are to be completed on or before October 1, 1989. If it will not be possible to complete all of the work by that date, the city should request an extension of the time limits when it is known the time limit will not be met.

Sincerely;

Vestal R. Garner, Manager
Survey/Certificates

CC: John Drolet, Watermaster

cc: Leo Lightle, 5/24/88

April 25, 1990

City of Brookings
898 Elk Drive
Brookings, Oregon 97415

ATT: Leo B. Lightle, Engineering Technician

Dear Mr. Lightle:

I have just discovered your letter dated February 21, 1989, requesting a new point of diversion for Permit G-5601. The letter was misplaced causing the long delay. I apologize for any inconvenience this has caused.

The letter refers to Permits 31293 and 27610. It requests that the point of diversion for Permit G-5601 be changed by the same process that allowed the earlier changes of diversion point for the other permits. Unfortunately, the circumstances are not the same. Permits 31292 and 27610 had dates for completion of construction that had not been reached when the request to change diversion points was received. The date construction was to be completed under Permit G-5601 was October 1, 1976. Since over 13 years have passed, it is doubtful that an extension of time would now be allowed.

I suggest that you review the enclosed proposed certificate of water right under Permit G-5601. If you agree with its content we will issue the certificate that perfects the right developed under this permit.

A transfer application for a change in point of diversion could be submitted requesting the change be made to the new point of diversion, once perfected.

Sincerely,

Vestal R. Garner, Manager
Certificates Section

enclosure

11-17-97

Leo Lightle, Director
Brookings Public Works Dept.
898 Elk Drive
Brookings, OR 97415

file # 41805, pmt # 31293
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G-5869 G-5601

Dear Mr. Lightle:

Reference is made to our conversation in City Manager Tom Weldon's office this past summer regarding the City's water rights and water use permits on Chetco River. The matter of authorized points of diversion was the subject of that conversation.

The City's two surface water permits were allowed to be transferred upstream to the confluence with N. Fk. Chetco River by authority of the Department's certificates manager, Vestal Garner, in his May 20, 1988 letter (copy attached). That was confirmed in a recent conversation between the current supervisor of the water rights section, Dwight French, and the head of the transfer section, Larry Nunn.

Your attention is also directed to another attached letter; that of Vestal Garner to you, dated April 25, 1990. The items covered in that letter remain valid today--a formal point of diversion transfer is required for the City's 6 cfs 1972 groundwater right. A list of local CWRE's that might assist you with the required transfer is enclosed.

Should you have questions regarding any of the above, please get in touch.

Sincerely,

John P. Drolet
Watermaster, District 19

JPD/dt

Atch:Garner's 05-20-88 & 04-25-90 ltrs

CF: Dwight French
Larry H. Nunn
AJC

April 24, 1990

City of Brookings
898 Elk Drive
Brookings, Oregon 97415

ATT: Leo B. Lightle, Engineering Technician

Dear Mr. Lightle:

I have just discovered your letter dated February 21, 1989, requesting a new point of diversion for Permit G-5601. The letter was misplaced causing the long delay. I apologize for any inconvenience this has caused.

The letter refers to Permits 31293 and 27610. It requests that the point of diversion for Permit G-5601 be changed by the same process that allowed the earlier changes of diversion point for the other permits. Unfortunately, the circumstances are not the same.

~~Under the terms of their individual permits,~~ Permits 31292 and 27610 had dates for completion of construction that had not been reached when the request to change diversion points was received.

The date construction was to be completed under Permit G-5601 was October 1, 1976. Since over 13 years have passed ~~since the date completion of construction was to have been completed,~~ it is doubtful that an extension of time would now be allowed.

I suggest that you ^{enclosed} review the proposed certificate of water right, ~~enclosed~~. If you agree with its content we will issue the certificate ~~of water right~~ that perfects the right developed under this permit.

A ^{transfer applicant} filing for a change in point of diversion ~~transfer,~~ could be submitted requesting the change be made to the new point of diversion, ~~once the certificate is approved.~~

Sincerely,

Vestal R. Garner, ~~Manager~~
Manager, Survey/Certificates Section

enclosure

*Under
this permit
G-5601
once
perfected,*

October 31, 1994

CITY OF BROOKINGS
898 ELK DRIVE
BROOKINGS, OR 97415

REFERENCE FILES: 37091, 41805, AND G-5869

ATTN: LEO LIGHTLE

It is my understanding that the site for "Chetco River Well No. 1" has been abandoned in favor of a site upstream. If the well site has been relocated, an application for a change in point of appropriation should be submitted. An application is enclosed.

During the late '80s, there was correspondence regarding the relocation of the diversions identified in permits 27610 and 31293. Our staff concluded that the change could be affected provided there would be no injury to other water users. There are no statutory provisions allowing for changes to a permit. Under current direction, the earlier decision might have been in error.

Please provide us with information about the location of the existing point of diversion for permits 27610 and 31293. It would also be helpful if you advised us as to when the change took place. What was the maximum amount of water diverted from the diversion point of record in Section 34?

If you have questions, do not hesitate to call our staff in Salem or the Watermaster, John Drolet. His number is 396-3121, extension 254.

Sincerely,

Thomas E. Shook
Water Right Specialist

cc: Watermaster, Drolet



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

April 25, 1990

City of Brookings
898 Elk Drive
Brookings, Oregon 97415.

ATT: Leo B. Lightle, Engineering Technician

Dear Mr. Lightle:

I have just discovered your letter dated February 21, 1989, requesting a new point of diversion for Permit G-5601. The letter was misplaced causing the long delay. I apologize for any inconvenience this has caused.

The letter refers to Permits 31293 and 27610. It requests that the point of diversion for Permit G-5601 be changed by the same process that allowed the earlier changes of diversion point for the other permits. Unfortunately, the circumstances are not the same. Permits 31292 and 27610 had dates for completion of construction that had not been reached when the request to change diversion points was received. The date construction was to be completed under Permit G-5601 was October 1, 1976. Since over 13 years have passed, it is doubtful that an extension of time would now be allowed.

I suggest that you review the enclosed proposed certificate of water right under Permit G-5601. If you agree with its content we will issue the certificate that perfects the right developed under this permit.

A transfer application for a change in point of diversion could be submitted requesting the change be made to the new point of diversion, once perfected.

Sincerely,

Vestal R. Garner, Manager
Certificates Section

enclosure



RECEIVED

February 21, 1989

FEB 23 1989

WATER RESOURCES DEPT.
SALEM, OREGON

Water Resources Department
Licenses and Permits Division
3850 Portland Rd., NE
Salem, Oregon 97310

REFERENCE: CITY OF BROOKINGS - WATER RIGHTS - PERMIT G-5601

This letter constitutes a request for a new water rights point of diversion for an existing water right.

Previously, the City of Brookings has requested and received approval for change of point of diversion form permit #31293 a 1966 water right, and permit #27610 a 1961 water right.

We request the same approval for permit #G-5601. Please find enclosed documentation:

- A. Notice proposed certificate (three pages) from Water Resources Department
- B. Diversion relocations approval from Water Resources Department dated 05/20/88.
- C. Letter to John Drolet from Vestal Garner dated 05/04/88.
- D. Letter to Paul Berg from Vestal Garner dated 05/04/88.
- E. Letter to Water Resource Department from Paul Berg dated 04/22/88.

I believe the correspondence included will make the process easier.

Please don't hesitate to call if you have any questions regarding this matter.

Sincerely,

Leo B. Lightle
Engineering Technician

LBL/dmvm

watright.leo



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

RECEIVED

FEB 23 1989

WATER RESOURCES DEPT.
SALEM, OREGON

PHONE

May 20, 1988

378 - 3739

CH2M Hill
2300 N.W. Walnut Blvd.
P. O. Box 428
Corvallis, Oregon 97339

Reference files: 37091 and 41805, City of Brookings

Attention Paul Berg, P.E.

Dear Mr. Berg;

I received a report from John Drolet, Watermaster advising that the proposed change in point of diversion for the City of Brookings from the Chetco River likely will not cause harm or injury to existing water rights.

The requested change is approved. If the new location is established different than proposed, please provide a new map and/or description of the new location.

Please remind the city that the construction of the facilities to make use of the water are to be completed on or before October 1, 1989. If it will not be possible to complete all of the work by that date, the city should request an extension of the time limits when it is known the time limit will not be met.

Sincerely;

Vestal R. Garner, Manager
Survey/Certificates

CC: John Drolet, Watermaster

cc: Leo Lightle, 5/24/88



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE

378 - 3739

May 4, 1988

John Drolet, Watermaster Dist 19
Coos County Annex Rm 117
290 North Central
Coquille, Oregon 97423

Reference files 37091 and 41805, City of Brookings
37282 Theodore L. Freeman

Dear John:

The City of Brookings intends to move their point of diversion from Chetco River upstream one or two miles. Enclosed is a copy of a letter from Paul Berg of CH2M Hill posing two questions.

I cannot respond to either question without some help from you. Where is the present point of diversion? Are there any diversions upstream of the existing point but below the proposed point? Our records indicate at least one under certificate 34453 issued to Theodore Freeman.

If the change were to be allowed by the department, would the change, in your opinion cause harm or injury to existing rights? The time limits in the city's permits expire October 1, 1989.

I would like to respond to Mr. Berg's inquiry as soon as possible. Any help you can give me is most appreciated.

Sincerely;

Vestal R. Garner, Manager
Survey/Certificates

Enclosures:

Letter from CH2M Hill
Map accompanying letter
letter of May 4 1988 to CH2M Hill

CC: CH2M Hill



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE

May 4, 1988

378 - 3739

CH2M Hill
2300 N.W. Walnut Blvd.
P. O. Box 428
Corvallis, Oregon 97339

Reference files: 37091 and 41805, City of Brookings
37282, Theodore L. Freeman

Attention Paul Berg, P.E.

Dear Mr. Berg

Permits 27610 and 31293 issued to the City of Brookings allow a diversion of water from Chetco River for the city's municipal supply. Permit 27610 describes a point in the NE 1/4 SE 1/4 Section 33. Permit 31293 describes a diversion point in the SW 1/4 SE 1/4 Section 34, both in T.40 S., R.13 W. WM. The permits approved the locations as proposed by the applications.

You advise the city proposes to relocate their diversion to a point upstream on the Chetco River in the SW 1/4 NE 1/4 of Section 35.

Both permits have time limits to complete the construction of all the facilities to use the water. These expire October 1, 1989 and provides time to make a change in the diversion facilities. As your letter indicates, this is not the concern.

There are as least two water rights located between the points on the stream referenced above. Since we have no way of knowing for sure whether there are users between the actual point in use and the proposed point, we will contact our watermaster, John Drolet, before considering your request.

There does appear to be one water right with an older priority than the city's newest permit which would be between the points. It would be possible to divert water belonging to the older right at the proposed point that would not be possible to divert at the existing point. If that occurred, an injury could result. The watermaster can determine if this is a potential problem.

I will attempt to answer your questions as soon as i receive the watermasters report.

Sincerely;

Vestal R. Garner, Manager
Survey/Certificates

CC: John Drolet, Watermaster

April 22, 1988

C26204.A0

Water Resources Department
Licenses and Permits Division
3850 Portland RD N.E.
Salem, OR 97310

Licenses and Permits Division:

Subject: City of Brookings--Water Rights

This letter is to request a new water rights point of diversion for the City of Brookings.

The City currently has two water rights permits:

1. File #41805, Permit #31293--A 1966 right to withdraw 10 cfs from the Chetco River.
2. File #37091, Permit #27610--A 1961 right to withdraw 4 cfs from the Chetco River.

The recorded point of diversion locations for these two permits are not exactly the same, however the City has only one existing intake facility. Its location is shown on the enclosed map.

The City's intention is to abandon their existing intake and construct a new intake farther upstream on the Chetco River. The proposed intake location is also indicated on the enclosed map.

My request for the City is that you would:

- a. Examine existing water rights on the Chetco River to determine if any water users might be injured by this change or might limit the City's right to water

Water Resources Department

Page 2

April 22, 1988

C26204.A0

- b. Advise me of what further steps need to be taken for the City to obtain a permit for the new point of diversion location

We are under some time constraints and would appreciate a response as soon as possible. Thank you.

Sincerely,

Paul Berg, P.E.

da/CVC13/026

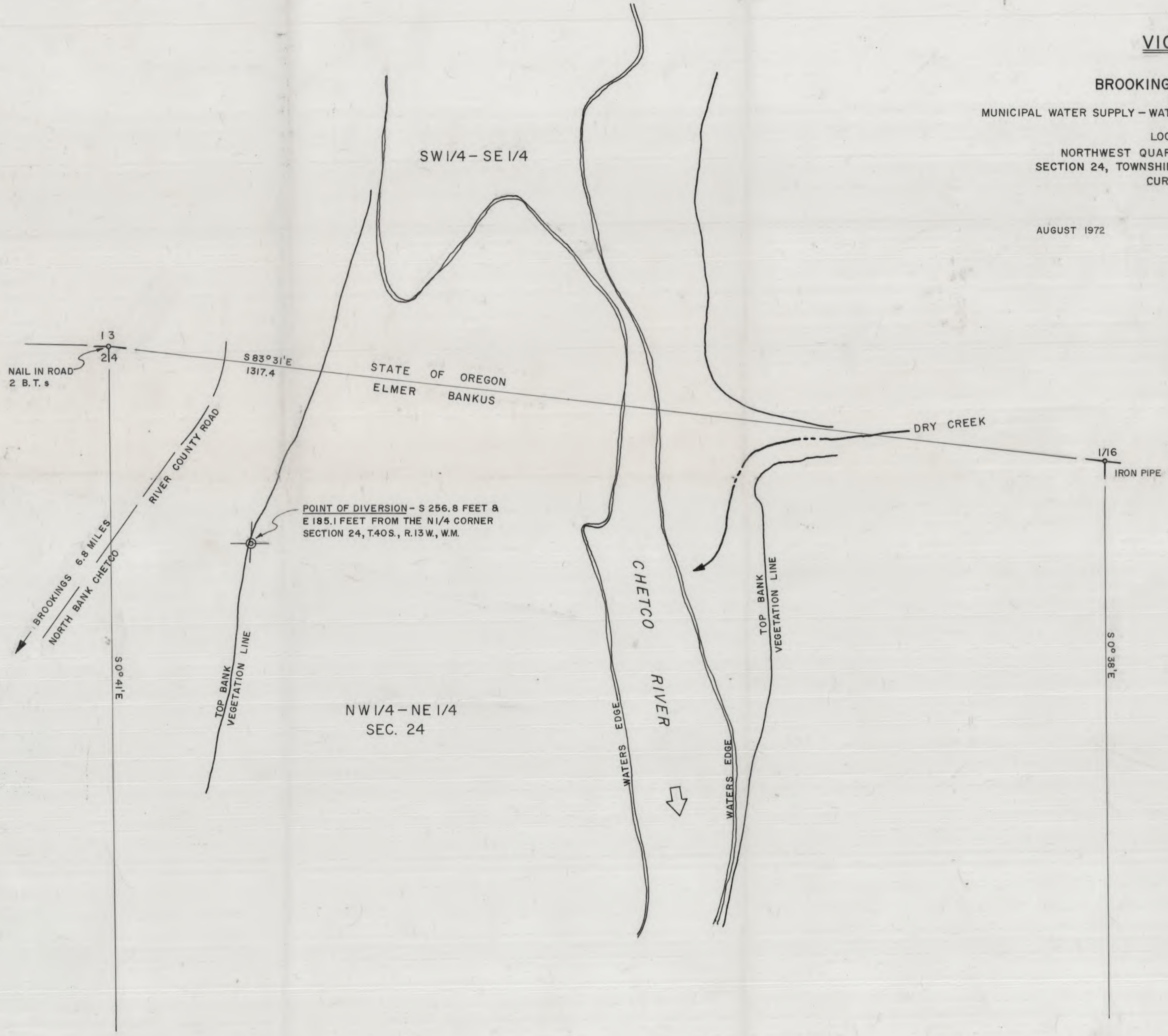
cc: City of Brookings

VICINITY MAP

FOR
BROOKINGS UTILITIES COMPANY
BROOKINGS, OREGON
MUNICIPAL WATER SUPPLY - WATER INTAKE SITE - POINT OF DIVERSION
LOCATED WITHIN THE
NORTHWEST QUARTER OF THE NORTHEAST QUARTER,
SECTION 24, TOWNSHIP 40 SOUTH, RANGE 13 WEST, W.M.
CURRY COUNTY, OREGON

AUGUST 1972

MPH



SCALE 1"=100'

RECEIVED
AUG 14 1972
STATE ENGINEER
SALEM OREGON

REGISTERED
PROFESSIONAL
LAND SURVEYOR
Jerry R. Swanson
OREGON
JULY 8, 1968
JERRY R. SWANSON
760

Application No. G-5869
Permit No. G-5601

JERRY R. SWANSON, LAND SURVEYING
BROOKINGS, OREGON

TO Yes

DATE 8-31 TIME 11:30

ACCESS 800

Bob Dantenbein CALLED

OF Medford

PHONE 772-7115

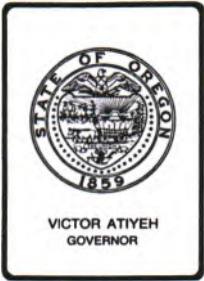
MESSAGE

6-5601
Elmer Lee Det. City Man.

will submit
Ex of 1 App -

CALL BACK ON S.P.A.N.

TAKEN BY _____



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-8508

September 5, 1986

City of Brookings
898 Elk Drive
Brookings, OR 97415

Attn: Leo Lightle,
Engineering Technician

REFERENCE: File G-5869

Dear Mr. Lightle:

We erroneously sent the information you requested in your letter dated February 26, 1986 to Brookings Utilities Company.

- Enclosed:
- 1) A portion of the map print submitted by Brookings Utilities Company.
 - 2) Copy of Permit G-5601 listing area of use.
 - 3) Application for extension of time.
 - 4) A copy of my February 4, 1986 letter.

Sincerely,

Thomas E. Shook
Senior Water Rights Examiner

TES:cle

Enclosures



February 26, 1986

RECEIVED

FEB 28 1986

**WATER RESOURCES DEPT
SALEM, OREGON**

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

ATTENTION: Thomas E. Shook, Senior Water Rights Examiner

Dear Mr. Shook:

REFERENCE: File G5869

We recently received your letter regarding the ground water permit No. G5601.

First of all, my correct title is Engineering Technician, not City Manager. The good Lord knows I have all of the problems I can handle without being City Manager.

I am not able to locate Dry Creek on a map. I am assuming by the 52' location that that would be the intake that we are currently using for our water supply. The City of Brookings is very interested in protecting its water rights and renewing them. Therefore, we will proceed with asking for an extension of time, upon receiving some of the requested information from your office.

Information that is needed by my office is: 1. The location of Dry Creek; 2. A description of all areas described in the permit that are to be served with waters; 3. An application blank for an extension of time. I currently am not able to locate the original permit G5601, so also please send a copy of that to my office.

Please feel free to call me at 469-2163 if you have any questions, and we will respond with a new request for an extension of time immediately upon receiving the information from your office.

Sincerely,

Leo Lightle
Engineering Technician

LL/dmvr

378-8508

March 3, 1986

App. Number G-5869

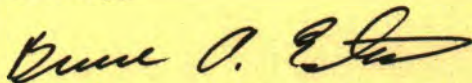
BROOKINGS Utilities company
PO Box 610
Brookings, OR 97415

I am enclosing a form for use in making application for an extension of time limits under Permit #G-5601

The Water Resources Director is permitted by law to extend the time for completion of a project only upon a showing of reasonable diligence by the permittee. Therefore, you should fill out this application carefully and completely describing what has been accomplished.

The application must be submitted to this office with the statutory filing fee in the amount of \$100 for each permit.

Sincerely,



BRUCE A. ESTES, Supervisor
Survey/Certificate Section

BAE:wpc

690-10-115
6164A

February 4, 1986

City of Brookings
898 Elk Drive
Brookings, OR 97415

Attention: Leo Lightle, City Manager

REFERENCE: File G-5869

We recently granted extensions of time for your Permits 31293 and 27610; however, the City has a ground water permit numbered G-5601 which needs to be addressed also.

Permit G-5601 granted the right to the use of 6.0 cubic feet of water per second from a 52-foot deep well in the gravels of the Chetco River across from the mouth of Dry Creek. The water was to have been used for municipal purposes by October 1, 1977.

We interviewed Mike Owens, water treatment plant manager, in 1979 and he said that not all areas described in the permit have been served water and that the maximum capacity of the treatment plant was 1.5 million gallons per day. This should have been brought to your attention earlier and I apologize for the oversight.

If the City intends to develop the system to the maximum described in Permit G-5601, an extension of time must be submitted along with \$100. If not, we will restrict the use of water to the area served as of October 1, 1977 and the quantity of water used at that time.

Please let us know which course of action you prefer.

Sincerely,

THOMAS E. SHOOK
Senior Water Rights Examiner

TES:wpc

2491D

AUG 1 1978

Brookings Utilities Company
P. O. Box 610
Brookings, Oregon 97415

Gentlemen:

According to the terms of your permit number G appropriation of 6.0 c.f.s. of water from the C trib., Chetco River for use by Quasi-Municipal,

complete application of water was to have been

Complete application of water means the applica use under the permit to the full extent intende it means beneficial irrigation of all the lands under the terms of the permit. If water has be submit notice describing the extent of completi accompanying your permit and also in our postal

ORS 537.260 provides that: "Whenever the time within which any appropriation under a permit should have been perfected has expired and the owner of the permit fails or refuses within three months thereafter to submit to the Water Resources Director proof of completion of the appropriation as required by ORS 537.230 and 537.250, the Water Resources Director may, after 60 days' notice by registered mail, order the cancellation of the permit..."

In accordance with the provisions of ORS 537.260, you are hereby notified that unless proof of beneficial use is received within 60 days from the date of this letter, the permit(s) may be canceled without further notice.

If, for any reason, you are no longer interested in the project described by the permit, we would appreciate it if you would so advise. If the property involved has changed hands and any part of the project has been completed, you should immediately assign the permit to the new owner and advise us of his name and address. An assignment form will be furnished upon request.

Sincerely,
James E. Sexson, Director

By *Bruce A. Estes*
Bruce A. Estes, Supervisor
Certificate-Survey Section

PS Form 3811, Apr. 1977

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

● SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).
 Show to whom and date delivered ¢
 Show to whom, date, and address of delivery ¢
 RESTRICTED DELIVERY
 Show to whom and date delivered ¢
 RESTRICTED DELIVERY
 Show to whom, date, and address of delivery . \$ ____
 (CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO:
Brookings Utilities Company
P.O. Box 610
Brookings, OR 97415

3. ARTICLE DESCRIPTION:
 REGISTERED NO. | CERTIFIED NO. | INSURED NO.
 | *56464* | |
 (Always obtain signature of addressee or agent)

I have received the article described above.
 SIGNATURE Addressee Authorized agent
Glennifer Mackay

4. DATE OF DELIVERY | POSTMARK
8-5-78 |

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE: | CLERK'S INITIALS
 | *me*

☆GPO: 1977-0-249-595

JF G-5869

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

- Print your name, address, and ZIP CODE in the space below.
- Complete items 1, 2, and 3 on the reverse.
- Moisten gummed ends and attach to front of article if space permits. Otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



RECEIVED

AUG 7 1978

WATER RESOURCES DEPT.
SALEM, OREGON

RETURN
TO



WATER RESOURCES DEPT.

MILL CREEK OFFICE PARK

555 13th ST. N.E.

SALEM, OREGON 97310

(Name of Sender)

(Street or P.O. Box)

(City, State, and ZIP Code)

AUG 1 1978

Brookings Utilities Company
P. O. Box 610
Brookings, Oregon 97415

Gentlemen:

According to the terms of your permit number G
appropriation of 6.0 c.f.s. of water from the C
trib., Chetco River for use by Quasi-Municipal,

complete application of water was to have been

Complete application of water means the applica
use under the permit to the full extent intende
it means beneficial irrigation of all the lands
under the terms of the permit. If water has be
submit notice describing the extent of completi
accompanying your permit and also in our postal

ORS 537.260 provides that: "Whenever the time within which any appropriation
under a permit should have been perfected has expired and the owner of the
permit fails or refuses within three months thereafter to submit to the
Water Resources Director proof of completion of the appropriation as required
by ORS 537.230 and 537.250, the Water Resources Director may, after 60 days'
notice by registered mail, order the cancellation of the permit..."

In accordance with the provisions of ORS 537.260, you are hereby notified that
unless proof of beneficial use is received within 60 days from the date of
this letter, the permit(s) may be canceled without further notice.

If, for any reason, you are no longer interested in the project described by
the permit, we would appreciate it if you would so advise. If the property
involved has changed hands and any part of the project has been completed,
you should immediately assign the permit to the new owner and advise us of
his name and address. An assignment form will be furnished upon request.

Sincerely,
James E. Sexson, Director

By *Bruce A. Estes*
Bruce A. Estes, Supervisor
Certificate-Survey Section

AUG 1 1978

PHONE 378-8508

File No. G-5969

Brookings Utilities Company
P. O. Box 610
Brookings, Oregon 97415

Gentlemen:

According to the terms of your permit number G-5601, which is for the appropriation of 6.0 c.f.s. of water from the Chetco River well No.11, trib., Chetco River for use by Quasi-Municipal,

complete application of water was to have been made by October 1, 1977.


Complete application of water means the application of water to a beneficial use under the permit to the full extent intended. In the case of irrigation, it means beneficial irrigation of all the lands the permittee intends to cover under the terms of the permit. If water has been used, you should promptly submit notice describing the extent of completion as set forth in the letter accompanying your permit and also in our postal card of October 10, 1977.

ORS 537.260 provides that: "Whenever the time within which any appropriation under a permit should have been perfected has expired and the owner of the permit fails or refuses within three months thereafter to submit to the Water Resources Director proof of completion of the appropriation as required by ORS 537.230 and 537.250, the Water Resources Director may, after 60 days' notice by registered mail, order the cancellation of the permit..."

In accordance with the provisions of ORS 537.260, you are hereby notified that unless proof of beneficial use is received within 60 days from the date of this letter, the permit(s) may be canceled without further notice.

If, for any reason, you are no longer interested in the project described by the permit, we would appreciate it if you would so advise. If the property involved has changed hands and any part of the project has been completed, you should immediately assign the permit to the new owner and advise us of his name and address. An assignment form will be furnished upon request.

Sincerely,
James E. Sexson, Director

By 
Bruce A. Estes, Supervisor
Certificate-Survey Section

May 14, 1975

Brookings Utilities Company
P.O. Box 610
Brookings, OR 97415

G-5869

Gentlemen:

G-5869, Permit No. G-5601 with a map print.

G-5869
R-41870
41871

April 11, 1974

City of Brookings
Box C
Brookings, OR 97415

Gentlemen:

The assignment of permits numbered R-4720 and 31224 and application numbered G-5869 from Brookings Utility Co. to you has been recorded in the records of the State Engineer. Our records have been changed accordingly, and the original is enclosed.

Our receipt numbered 38972 covering the \$2.00 recording fee along with a copy of this letter is being sent to Brookings Utility Co.

Very truly yours,

VESTAL R. GARNER
Assistant

VRG:tml
Enclosure
cc: Brookings Utility Co.
Box 610
Brookings, OR 97415

R-41870
41871
G-5869
37091

April 9, 1974

City of Brookings
Box C
Brookings, OR 97415

Gentlemen:

Acknowledged is the assignment of water right permits numbered R-4720, 31224, and 27160, and water right application numbered G-5869, and the assignment recording fee of \$2.00.

State statutes provide that the assignment recording fee is \$2.00 per page, therefore, we are recording the assignment of permits R-4720 and 31224 and application G-5869.

We will withhold further action on the assignment of permit numbered 27610 until receipt of the assignment recording fee of \$2.00.

Very truly yours,

VESTAL R. GARNER
Assistant

VRG:tml



STATE ENGINEER

WATER RESOURCES DEPARTMENT

1178 CHEMEKETA STREET N.E. • SALEM, OREGON • 97310 • Phone 378-3739

Nov 5, 1973
October 26, 1973

TOM McCALL
GOVERNOR

CHRIS L. WHEELER
State Engineer

File No. 37091
G-5869
R-41870
41871
22928

H.G. E. Inc.
Engineers and Planners
5th and Highland
Coos Bay, OR 97420

Attention: Gary L. Dyer, Project Engineer

Dear Sir:

This will acknowledge your letter dated October 18, 1973, regarding Brookings Water Company.

Certificate No. 20734 has been issued in evidence of the completed right under permit No. 18123 for the appropriation of 0.53 cubic foot of water per second from Ransom Creek (sometimes known as Yeisley Creek) with a priority date of February 24, 1948, for municipal use within those parts of Sections 5, 6, 7, and 8, T. 41 S., R. 13 W., W.M. lying West of Chetco River and North of Pacific Ocean. As this is a perfected right there is no provision to assign and record this right in the records of the State Engineer.

Permit No. R-4720 is for the storage of 167.4 acre feet in Ferry Creek Reservoir from Ferry Creek with a priority date of February 10, 1966. Subsequently, new plans (as constructed) were submitted for a capacity of 75.0 acre feet.

Permit No. 31224 with a priority date of February 10, 1966, is for the appropriation of stored water from the Ferry Creek Reservoir for municipal use in:

S $\frac{1}{2}$ SE $\frac{1}{4}$
Section 31
S $\frac{1}{2}$ NE $\frac{1}{4}$
SE $\frac{1}{4}$ NW $\frac{1}{4}$
NE $\frac{1}{4}$ SW $\frac{1}{4}$
S $\frac{1}{2}$ SW $\frac{1}{4}$
SE $\frac{1}{4}$
Section 32

Gary L. Dyer
October 25, 1973
page 2

S $\frac{1}{2}$ NE $\frac{1}{4}$
S $\frac{1}{2}$ NW $\frac{1}{4}$
NW $\frac{1}{4}$ SW $\frac{1}{4}$
NE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 33
T. 40 S., R. 14W., W.M.
W $\frac{1}{2}$ NE $\frac{1}{4}$
Section 5
All
Section 6
All
Section 7
All
Section 8
T. 41 S., R. 14 W., W.M.

Both permits No. R-4720 and No. 31224 are in the name of Brookings Utilities Company.

Brookings Utilities Company has made application (G-5869) for 6.0 cubic feet per second of water from Chetco River Well No. 1 for quasi-municipal use on August 14, 1972. The place of use is Sections 31 and 32, T. 40 S., R. 13 W., W.M., Section 36, T. 40 S., R. 14 W., W.M., Sections 5, 6, 7, and 8, T. 41 S. R. 13 W., W.M., Section 1, T. 41 S, R. 14 W., W.M.

Permit No. 27610 in the name of Brookings Water Company is for the appropriation of 4.0 cubic feet of water per second from Chetco River with a priority date of September 14, 1961, for municipal use in Sections 5, 6, 7, and 8, T. 41 S., R. 13 W., W.M.

Enclosed are two assignments partially prepared that may be used to assign the rights to the City of Brookings. The assignments should be completed and returned with a recording fee of \$2.00 each.

On August 13, 1973, two partially completed assignments for the same permits and applications were mailed to Mrs. McKernan, Recorder, City of Brookings.

Very truly yours,

Myron V. Bish
Assistant

MVB:mm
encl

~~37091~~
~~2151~~
~~4157~~
↓
~~5094~~

Brookings Utilities Co R 41870 41871
 R 4720 31224

U. Co 95869 no per

Brookings Water Co 37091
 27610



STATE ENGINEER

WATER RESOURCES DEPARTMENT

1178 CHEMEKETA STREET N.E. • SALEM, OREGON • 97310 • Phone 378-3739

August 13, 1973

TOM McCALL
GOVERNOR

CHRIS L. WHEELER
State Engineer

File No. R-41870


City of Brookings
Mrs. McKernan, Recorder
Brookings, Oregon 97415

Dear Mrs. McKernan:

Permits R-4720 and 31224 and application G-5869 are in the name of Brookings Utility Company and permit 27610 is held by Brookings Water Company.

I have partially prepared two assignments so there may be assigned to City of Brookings. The assignments should be completed and returned with a recording fee of \$1.00 each. After the assignments have been recorded we will write further regarding the permits and application.

Very truly yours,


Trevor Jones
Assistant

TJ:st
Enc.

Tucson Myers

January 23, 1973

Chris Wheeler

John K. Curry complaint
President of Ferry Creek Rock & Concrete, Inc.

Ap. 37091
41805
G-5869

With further reference to your letter of December 6, 1972 concerning the complaint from John K. Curry addressed to the Board and the meeting which Jim Carver attended for me concerning this work, I have had my watermaster make two inspections of this project and it appears to be within the provisions of water right permit No. 27610 and is therefore exempt from jurisdiction of the fill and removal law.

From the inspections made by my watermaster it does not appear that this fill is any hazard to downstream property owners or to fishlife. The actual diversion and use of water from this point has been in existence for several years with a temporary structure and the present work is intended as a permanent facility. The matter has been discussed with the complainant, Mr. Curry, and we will continue to monitor any additional work done.

CLW:eh

cc - Mr. John Youngquist



STATE OF OREGON

INTEROFFICE MEMO

TO: Files G-5869 & 37091

DATE: January 24, 1973

FROM: Wayne J. Overcash

SUBJECT: Status of G-5869

Mr. Bankus visited the office this morning for the purpose of advising that they wish to keep their application No. G-5869 in effect. He indicated that they have done work on their diversion point on the Chetco River because they needed water and that they have dug down to bed rock (about 24 feet) at the well site described in application No. G-5869.

W.J.O.

January 10, 1973

37091
G-5869

Brookings Water Company
Elmer Bankus, President
Brookings, Oregon 97415

Dear Mr. Bankus:

You made application for a permit to appropriate water from a well by the Chetco River in the NW¼ NE¼, Section 24, Township 40 South, Range 13 West. It is our understanding that you have proceeded with construction of a diversion facility located more nearly the point described in your permit No. 27610, than the point described in your application G-5869. If this is to be the source of water, do you intend to later continue with the well construction you described in your application G-5869 or will you withdraw the application? A permit approving your application G-5869 has not been issued so the application can be withdrawn and the unearned fees of \$20.00 can be refunded.

Very truly yours,

Trevor Jones
Assistant

TJ:st

August 28, 1972

G-5869
37091

Brookings Utilities Company
P. O. Box 610
Brookings, OR 97415

Gentlemen:

This will acknowledge an application for a permit to appropriate 6.0 cubic feet of water per second from Chetco River Well number 1 for Quasi-Municipal purposes, a reproducible map of the diversion point and four prints, and the fees of \$35 for which our receipt numbered 30197 was handed to you.

This application has been filed and numbered G-5869 and is in satisfactory form for approval by the issuance of a permit.

Very truly yours,

THOMAS E. SHOOK
Assistant

TES:krc