

**CLAIM OF  
BENEFICIAL USE  
for Surface Water Permits  
claiming more than 0.1 cfs**



**Oregon Water Resources Department**  
725 Summer Street NE, Suite A  
Salem, Oregon 97301-1266  
(503) 986-0900  
[www.oregon.gov/OWRD](http://www.oregon.gov/OWRD)

**A fee of \$230 must accompany this form for permits  
with priority dates of July 9, 1987, or later.**

**This is a COBU for a water use permit with a priority date of January 10, 2018;  
the \$230 fee is enclosed.**

**A separate form shall be completed for each permit.**

*In cases where a permit has been amended through the permit amendment process, a separate claim for the permit amendment is not required. Incorporate the permit amendment into the claim for the permit.*

This form is subject to revision. **Begin each new claim** by checking for a new version of this form at:  
<https://www.oregon.gov/OWRD/Forms/Pages/default.aspx>

Go to "Resources for Water Right Examiners (CWRE)" Page  
<https://www.oregon.gov/OWRD/programs/WaterRights/COBU/Pages/default.aspx>  
The completion of this form is required by OAR 690-014-0100(1) and 690-014-0110(4).

Please type or print in dark ink. If this form is found to contain errors or omissions, it may be returned to you. **Every item must have a response.** If any requested information does not apply to the claim, insert "NA." **Do not delete or alter any section of this form unless directed by the form.** The Department may require the submittal of additional information from any water user or authorized agent.

"Section 8" of this form is intended to aid in the completion of this form and should not be submitted.

If you have questions regarding the completion of this form, please call 503-979-9103.

The Department has a program that allows it to enter into a voluntary agreement with an applicant for expedited services. Under such an agreement, the applicant pays the cost to hire additional staff that would not otherwise be available. This program means a certificate may be issued in about a month. For more information on this program see  
<https://www.oregon.gov/OWRD/programs/WaterRights/RA/Pages/default.aspx>

**SECTION 1  
GENERAL INFORMATION**

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**1. File Information:**

APPLICATION # <b>S-88495</b>	PERMIT # <b>S-55135</b>	PERMIT AMENDMENT # <b>T-</b>
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**2. Property Owner (current owner information):**

APPLICANT/BUSINESS NAME <b>Coquille Indian Tribe</b>		PHONE NO. <b>541-756-0904 x1207</b>	ADDITIONAL CONTACT NO.
ADDRESS <b>3050 Tremont Street</b>			
CITY <b>North Bend</b>	STATE <b>OR</b>	ZIP <b>97459</b>	E-MAIL <b>Robin Harkins, Natural Resource Director robinharkins@coquilletribe.org</b>

If the current property owner is not the permit holder of record, it is recommended that an assignment be filed with the Department. ***Each*** permit holder of record must sign this form.

**3. Permit or holder of record (this may, or may not, be the current property owner):**

PERMIT HOLDER OF RECORD <b>Coquille Indian Tribe</b>		
ADDRESS <b>3050 Tremont Street</b>		
CITY <b>North Bend</b>	STATE <b>OR</b>	ZIP <b>97459</b>

ADDITIONAL PERMIT HOLDER OF RECORD <b>NA</b>		
ADDRESS		
CITY	STATE	ZIP

**4. Date of Site Inspection:****3/7/2016, 10/21/2024****5. Person(s) interviewed and description of their association with the project:**

NAME	DATE	ASSOCIATION WITH THE PROJECT
<b>Robin Harkins</b>	<b>10/21/2024</b>	<b>Natural Resources Director</b>
<b>Duke Summers</b>	<b>10/21/2024</b>	<b>Property and Project Manager</b>
<b>Helena Linnell</b>	<b>10/21/2024</b>	<b>Environmental Biologist and Planner</b>
<b>Todd Tripp</b>	<b>3/7/2016</b>	<b>Former Property and Project Manager</b>

**6. County:****Coos**

**7. If any property described in the place of use of the permit final order is excluded from this report, identify the owner of record for that property (ORS 537.230(5)):**

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OWNER OF RECORD <b>NA</b>		
ADDRESS		
CITY	STATE	ZIP

Add additional tables for owners of record as needed

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## SECTION 2 SIGNATURES

### CWRE Statement, Seal and Signature

The facts contained in this Claim of Beneficial Use are true and correct to the best of my knowledge.



CWRE NAME <b>Theodore R Ressler</b>	PHONE NO. <b>503-701-4535</b>	ADDITIONAL CONTACT NO.
ADDRESS <b>Summit Water Resources, LLC; 4784 SE 17th Avenue, Suite 111</b>		
CITY <b>Portland</b>	STATE <b>OR</b>	ZIP <b>97202</b>
E-MAIL <b>tressler@summitwr.com</b>		

### Permit Holder of Record Signature or Acknowledgement

***Each*** permit holder of record must sign this form in the space provided below.

The facts contained in this Claim of Beneficial Use are true and correct to the best of my knowledge. I request that the Department issue a water right certificate.

SIGNATURE	PRINT OR TYPE NAME	TITLE	DATE
	<b>Mark Johnston</b>	<b>CEO, Tribal Government</b>	<b>12/23/2024</b>

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## SECTION 3

### CLAIM DESCRIPTION

**1. Point of diversion name or number:**

POINT OF DIVERSION (POD) NAME OR NUMBER (CORRESPOND TO MAP)
<b>POD 1</b>

**2. Point of diversion source and tributary:**

POD NAME OR NUMBER	SOURCE	TRIBUTARY
<b>POD 1</b>	<b>Fourth Creek Reservoir (Cert 95873 and Permit R-13908)</b>	<b>Fourth Creek</b>

**3. Developed use(s), period of use, and rate for each use:**

POD NAME OR NUMBER	USES	IF IRRIGATION, LIST CROP TYPE	SEASON OR MONTHS WHEN WATER WAS USED	ACTUAL RATE OR VOLUME USED (CFS, GPM, OR AF)
<b>POD 1</b>	<b>Cranberry Use</b>	<b>Cranberries</b>	<b>Year round</b>	<b>Cumulative volume of 48 AF</b>
<b>POD 1</b>	<b>Irrigation</b>	<b>Trees, grass, landscaping</b>	<b>3/1-10/31</b>	
<b>POD 1</b>	<b>Wetland Enhancement</b>	<b>Wetland plants</b>	<b>3/1-10/31</b>	
<b>Total Quantity of Water Used</b>				<b>48.0 AF</b>

**4. Provide a general narrative description of the distribution works.** This description must trace the water system from **each** point of diversion to the place of use:

Stored water from Fourth Creek Reservoir is diverted by a pump equipped with a fish screen and flow meter, and is conveyed by pipe to a bulge in the system. Water from the bulge is re-diverted and delivered by pipe to adjacent cranberry bogs for cranberry use. Excess water from the cranberry bogs is collected and returned to the bulge. Water from the bulge also supplies a separate irrigation system for irrigation of landscape and a created wetland system.

Reminder: The map associated with this claim must identify the location of the point(s) of diversion, Donation Land Claims (DLC), Government Lots (GLot), and Quarter-Quarters (QQ).

**5. Variations:**

Was the use developed differently from what was authorized by the permit, or permit amendment final order? If yes, describe below.

**YES**

(e.g. "The permit allowed three points of diversion. The water user only developed one of the points." or "The permit allowed 40.0 acres of irrigation. The water user only developed 10.0 acres.")

**Place of Use.** The permittee has developed all of the acres of cranberry use authorized under the permit (10.1 ac), but has developed only 3.8 ac of 12.6 acres of irrigation use authorized under the permit. In addition, the location of the developed wetland enhancement areas within the quarter-quarters authorized under the permit differs slightly from that shown on the permit map.

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## 6. Claim Summary:

POD NAME OR #	MAXIMUM RATE AUTHORIZED	CALCULATED THEORETICAL RATE BASED ON SYSTEM	AMOUNT OF WATER MEASURED	USE	# OF ACRES ALLOWED	# OF ACRES DEVELOPED
POD 1	Cumulative total of 48 AF	Storage = 48 AF Pump capacity = 2.4 cfs	Not measured	Cranberry Use	10.1	10.1
POD 1			Not measured	Irrigation	12.6	3.8
POD 1			Not measured	Wetland enhancement	NA	NA

## SECTION 4

### SYSTEM DESCRIPTION

Are there multiple PODs?

NO

If "YES" you will need to copy and complete a separate Section 4 for each POD.

POD Name or Number this section describes (only needed if there is more than one):

### A. Place of Use

1. Is the right for municipal use?

NO

If "YES" the table below may be deleted.

TWP	RNG	MER	SEC	QQ	GLOT	DLC	USE	IF IRRIGATION, # PRIMARY ACRES	IF IRRIGATION, # SUPPLEMENTAL ACRES
25S	14W	WM	36	SENE	1		IR	0.1	--
25S	13W	WM	31	NWNW			CU	0.3	--
25S	13W	WM	31	SWNW			CU IR WE	9.8 0.3 --	-- -- --
25S	13W	WM	31	SENW			WE	--	--
25S	13W	WM	31	NESW			IR WE	3.2 --	-- --
25S	13W	WM	31	NWSW			IR WE	0.2 --	-- --
Total Acres Irrigated								10.1 CU 3.8 IR	N/A

### NOTES

IR = Irrigation, CU= Cranberry Use, WE = Wetland Enhancement

Reminder: The map associated with this claim must identify Donation Land Claims (DLC), Government Lots (GLOT), Quarter Quarters (QQ), and if for irrigation, the number of acres irrigated within each projected DLC, GLOT, and QQ.

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## B. Diversion and Delivery System Information

Provide the following information concerning the diversion and delivery system. Information provided must describe the equipment used to transport and apply the water from the point of diversion to the place of use.

### 1. Is a pump used?

YES

If "NO" items 2 through item 6 may be deleted.

### 2. Pump Information:

MANUFACTURER	MODEL	SERIAL NUMBER	TYPE (CENTRIFUGAL, TURBINE OR SUBMERSIBLE)	INTAKE SIZE	DISCHARGE SIZE
<b>Diversion Pump Station</b>					
Not available	Not available	Not available	Submersible		6-inch
<b>Cranberry Pump Station</b>					
Paco	10-30707-040001-287	12B05070	Centrifugal	4-inch	3-inch
Paco	10-30707-040001-287	Not available	Centrifugal	4-inch	3-inch
<b>Plank House Area Pump Station</b>					
Paco	10-59550-300011-781JP	01B00548	Centrifugal	2-inch	1.5-inch

### 3. Motor Information:

MANUFACTURER	HORSEPOWER
<b>Diversion Pump Station</b>	
Not available	20
<b>Cranberry Pump Station</b>	
US Motors	25
US Motors	25
<b>Plank House Area Pump Station</b>	
Baldor	10

### 4. Theoretical Pump Capacity:

HORSEPOWER	OPERATING PSI	LIFT FROM SOURCE TO PUMP	LIFT FROM PUMP TO PLACE OF USE	TOTAL PUMP OUTPUT (IN CFS)
<b>Diversion Pump Station</b>				
20	Not measured	0 ft <sup>A</sup>	58 ft <sup>B</sup>	2.43
<b>Cranberry Pump Station</b>				
25	63 <sup>C</sup>	10 ft	0 <sup>D</sup>	1.03
25	63 <sup>C</sup>	10 ft	0 <sup>D</sup>	1.03
<b>Plank House Area Pump Station</b>				
10	100 <sup>C</sup>	10 ft	0 <sup>D</sup>	0.26

#### Notes:

<sup>A</sup> The diversion pump is a submersible pump mounted under a floating dock; there is not lift from water source to pump.

<sup>B</sup> Lift from pump intake to discharge at Holding Pond; includes elevation lift (36 ft) and estimated frictional losses (22 ft) in the pipeline.

<sup>C</sup> Operating pressure at pump estimated from design TDH per pump specification plate.

<sup>D</sup> Component of operating pressure.

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### 5. Provide pump calculations:

$$Q_{\text{pump}} = \frac{(\text{Hp})(\text{conversion factor})}{(\text{lift} + \text{pressure}) \text{ total head in feet}} = \text{cfs}$$

Conversion factor:

$$\text{Turbine \& Submersible Pumps, 80\% eff. } \frac{(550 \text{ ft lb/sec/Hp})(.80)}{(62.4 \text{ lb/cu ft})} = 7.04 \text{ ft}^4/\text{sec/Hp}$$

$$\text{Centrifugal Pumps, 75\% eff. } \frac{(550 \text{ ft lb/sec/Hp})(.75)}{(62.4 \text{ lb/cu ft})} = 6.61 \text{ ft}^4/\text{sec/Hp}$$

#### Diversion Pump Station

$$Q_{\text{pump}} = \frac{(20)(7.04)}{[58]} = 2.43 \text{ cfs} = 1091 \text{ gpm}$$

#### Cranberry Pump Station

$$Q_{\text{pump}} = \frac{(25)(6.61)}{[63 \times 2.54]} = 1.03 \text{ cfs} = 462 \text{ gpm (per pump)}$$

#### Plank House Area Pump Station

$$Q_{\text{pump}} = \frac{(10)(6.61)}{[100 \times 2.54]} = 0.26 \text{ cfs} = 117 \text{ gpm}$$

**Note:** minor frictional losses upstream of the pump (suction line, etc.) accounted for by the 2.54 ft H<sub>2</sub>O/psi conversion factor (versus 2.31 ft H<sub>2</sub>O/psi).

### 6. Measured Pump Capacity (using meter if meter was present and system was operating):

INITIAL METER READING	ENDING METER READING	DURATION OF TIME OBSERVED	TOTAL PUMP OUTPUT (IN CFS)
Not measured			

Reminder: For pump calculations use the reference information at the end of this document.

### 7. Is the distribution system piped?

YES

If "NO" items 8 through item 13 may be deleted.

### 8. Mainline Information:

MAINLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
8-inch	1,100 ft	PVC	Buried
6-inch	1,400 ft	PVC	Buried
2-inch	2,000 ft	PVC	Buried

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**9. Lateral or Handline Information:**

LATERAL OR HANDLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
1.25-inch	8,000 ft	PVC	Buried

**10. Sprinkler Information:**

SIZE	OPERATING PSI	SPRINKLER OUTPUT (GPM)	TOTAL NUMBER OF SPRINKLERS	MAXIMUM NUMBER USED	TOTAL SPRINKLER OUTPUT (CFS)
Aqualine 5/32	~25 psi	~3 gpm	130	130	390 gpm

Reminder: For sprinkler output determination use the reference information at the end of this document.

**11. Drip Emitter Information:**

SIZE	OPERATING PSI	EMITTER OUTPUT (GPM)	TOTAL NUMBER OF EMITTERS	MAXIMUM NUMBER USED	TOTAL EMITTER OUTPUT (CFS)
Not used					

**12. Drip Tape Information:**

DRIPPER SPACING IN INCHES	GPM PER 100 FEET	TOTAL LENGTH OF TAPE	MAXIMUM LENGTH OF TAPE USED	TOTAL TAPE OUTPUT (CFS)	ADDITIONAL INFORMATION
Not used					

**13. Pivot Information:**

MANUFACTURER	MAXIMUM WETTED RADIUS	OPERATING PSI	TOTAL PIVOT OUTPUT (GPM)	TOTAL PIVOT OUTPUT (CFS)
Not used				

**C. Storage**

1. Does the distribution system include in-system storage (e.g. storage tank, bulge in system / reservoir)?

YES

If "NO", item 2 and 3 relating to this section may be deleted.

If "YES" is it a:

Storage Tank

NO

Bulge in System / Reservoir

YES

Complete appropriate table(s), unused table may be deleted.

**3. Bulge in System / Reservoir:**

RESERVOIR NAME OR NUMBER (CORRESPOND TO MAP)	APPROXIMATE DAM HEIGHT	APPROXIMATE CAPACITY (IN ACRE FEET)
Holding Pond	0 (excavated)	3.6

**D. Gravity Flow Pipe**

(THE DEPARTMENT TYPICALLY USES THE HAZEN-WILLIAM'S FORMULA FOR A GRAVITY FLOW PIPE SYSTEM)

1. Does the system involve a gravity flow pipe?

NO

If "NO", items 2 through 4 relating to this section may be deleted.

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## E. Gravity Flow Canal or Ditch

(THE DEPARTMENT TYPICALLY USES MANNING'S FORMULA FOR CANALS AND DITCHES)

1. Is a gravity flow canal or ditch used to convey the water as part of the distribution system?

NO

*If "NO", items 2 through 4 relating to this section may be deleted.*

F. Additional notes or comments related to the system:

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## SECTION 5 CONDITIONS

All conditions contained in the permit, permit amendment, or any extension final order shall be addressed. Reports that do not address all performance related conditions will be returned.

### 1. Time Limits:

Permits and any extension final orders contain any or all of the following dates: the date when the actual construction work was to begin, the date when the construction was to be completed, and the date when the complete application of water to the proposed use was to be completed. These dates may be referred to as ABC dates. Describe how the water user has complied with each of the development timelines established in the permit or permit extension of time:

	DATE FROM PERMIT	DATE ACCOMPLISHED*	DESCRIPTION OF ACTIONS TAKEN BY WATER USER TO COMPLY WITH THE TIME LIMITS
ISSUANCE DATE	5/25/2018		
BEGIN CONSTRUCTION (A)	5/25/2023	Prior to 5/25/2023	Construction of pump system at POD 1
COMPLETE CONSTRUCTION (B)	Not specified	NA	NA
COMPLETE APPLICATION OF WATER (C)	5/25/2023	2019	Beneficial use of water as documented in this COBU.

\* MUST BE WITHIN PERIOD BETWEEN PERMIT OR ANY EXTENSION FINAL ORDER ISSUANCE AND THE DATE TO COMPLETELY APPLY WATER

### 2. Is there an extension final order(s)?

**NO**

If "NO", items a and b relating to this section may be deleted.

### 3. Measurement Conditions:

a. Does the permit, permit amendment, or any extension final order require the installation of a meter or approved measuring device?

**YES**

If "NO", items b through f relating to this section may be deleted.

**Reminder: If a meter or approved measuring device was required, the COBU map must indicate the location of the device in relation to the point of diversion.**

b. Has a meter been installed?

**YES**

c. Meter Information

POD NAME OR #	MANUFACTURER	SERIAL #	CONDITION (WORKING OR NOT)	CURRENT METER READING	DATE INSTALLED
POD	McCrometer	01-02501-6	Working	22386 × 100 gallons (10/21/2024)	2001

If a meter has been installed, items d through f relating to this section may be deleted.

### 4. Recording and reporting conditions:

a. Is the water user required to report the water use to the Department?

If "NO", item b relating to this section may be deleted.

**NO**  
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## 5. Fish Screening:

- a. Are any points of diversion required to be screened to prevent fish from entering the point of diversion?

**NO; however  
fish screening has been installed.**

*If "NO", items b through e relating to this section may be deleted.*

## 6. By-pass Devices:

- a. Are any points of diversion required to have a by-pass device to prevent fish from entering the point of diversion?

**NO**

*If "NO", items b and c relating to this section may be deleted.*

## 7. Other conditions required by permit, permit amendment final order, or extension final order:

- a. Was the water user required to restore the riparian area if it was disturbed? **YES**
- b. Was a fishway required? **NO**
- c. Was submittal of a water management and conservation plan required? **NO**
- d. Other conditions? **NO**

If "YES" to any of the above, identify the condition and describe the water user's actions to comply with the condition(s):

**7(a) The reservoir was a pre-existing feature prior to issuance of Permit S-55135; therefore, no riparian area was disturbed by the development of the permit.**

## SECTION 6

### ATTACHMENTS

Provide a list of any additional documents you are attaching to this report:

ATTACHMENT NAME	DESCRIPTION
<b>Attachment 1</b>	<b>Maps</b>
<b>Attachment 2</b>	<b>Water Right Information</b>
<b>Attachment 3</b>	<b>Supporting Documentation of Beneficial Use</b>

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## SECTION 7

### CLAIM OF BENEFICIAL USE MAP

The Claim of Beneficial Use Map must be submitted with this claim. Claims submitted without the Claim of Beneficial Use map will be returned. The map shall be submitted on poly film at a scale of 1" = 1320 feet, 1" = 400 feet, or the original full-size scale of the county assessor map for the location.

Provide a general description of the survey method used to prepare the map. Examples of possible methods include, but are not limited to, a traverse survey, GPS, or the use of aerial photos. If the basis of the survey is an aerial photo, provide the source, date, series and the aerial photo identification number.

**The point of appropriation and visible system components were visited during the site inspection. The location of the point of appropriation was obtained from a field survey completed during the site inspection and aerial imagery of the property (GoogleEarth, October 29, 2019). The map was created using Geographic Information System (GIS) software and spatial datasets obtained from Bureau of Land Management (BLM), Oregon Water Resources Department (OWRD), United States Geological Survey (USGS), and Coos County. Additional data and information specific to the use water of under the water right described in this Claim of Beneficial Use report were obtained from the water user.**

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## Map Checklist

Please be sure that the map you submit includes ALL the items listed below.

**(Reminder: Incomplete maps and/or claims may be returned.)**

- ☒ Map on polyester film
- ☒ Appropriate scale (1" = 400 feet, 1" = 1320 feet, or the original full-size scale of the county assessor map)
- ☒ Township, Range, Section, Donation Land Claims, and Government Lots
- ☒ If irrigation, number of acres irrigated within each projected Donation Land Claims, Government Lots, Quarter-Quarters
- N/A** Locations of fish screens and/or fish by-pass devices in relationship to point of diversion
- ☒ Locations of meters and/or measuring devices in relationship to point of diversion or appropriation
- ☒ Conveyance structures illustrated (pumps, reservoirs, pipelines, ditches, etc.)
- ☒ Point(s) of diversion or appropriation (illustrated and coordinates)
- ☒ Tax lot boundaries and numbers
- ☒ Source illustrated if surface water
- ☒ Disclaimer ("This map is not intended to provide legal dimensions or locations of property ownership lines")
- ☒ Application and permit number or transfer number
- ☒ North arrow
- ☒ Legend
- ☒ CWRE stamp and signature

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**Attachment 1**  
**Maps**

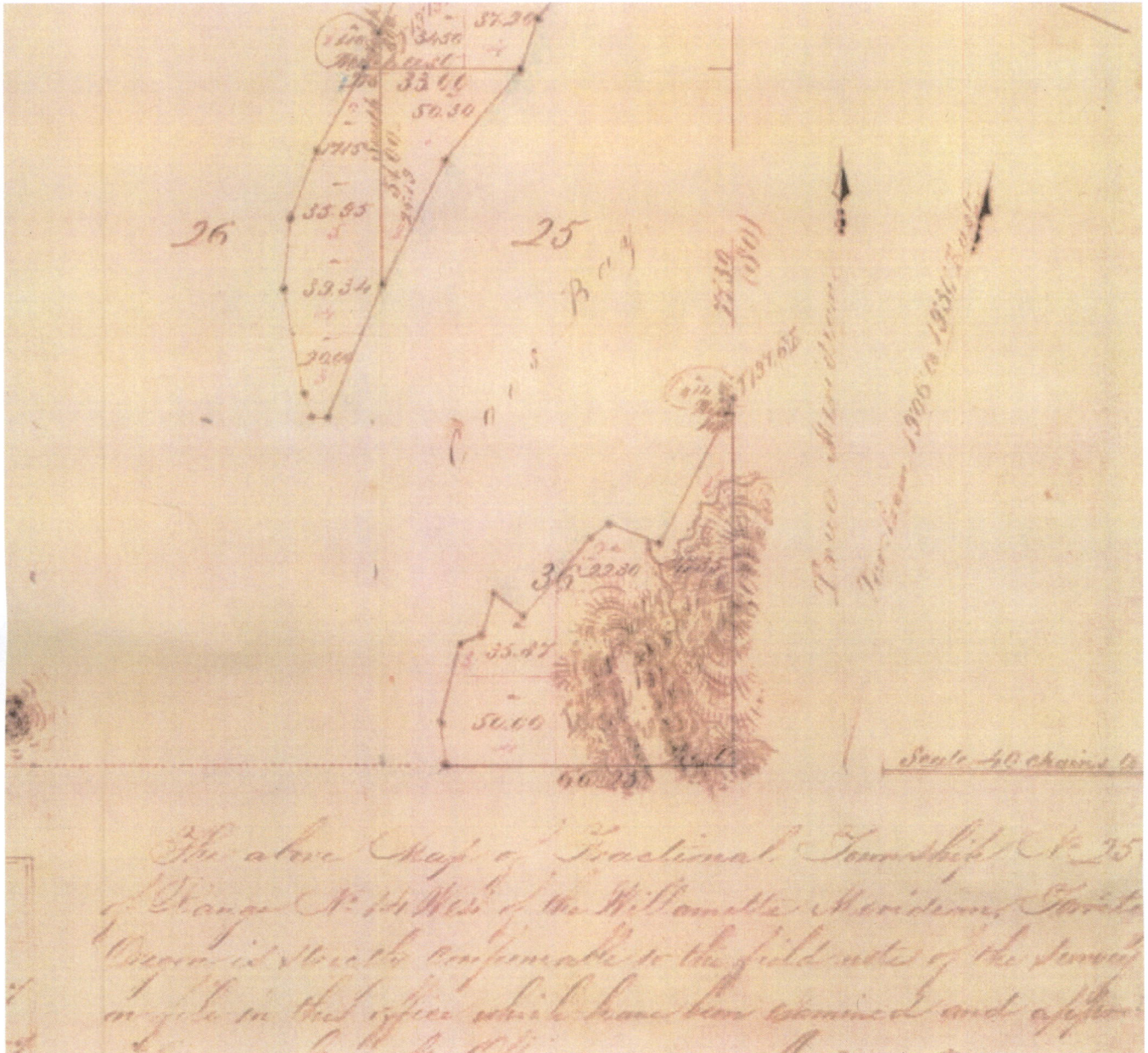
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**Attachment 2**  
**Water Right Information**

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**Attachment 3**  
**Supporting Documentation of Beneficial Use**

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January 6, 2025

Ms. Mary Bjork  
Oregon Water Resources Department  
725 Summer Street NE, Suite A  
Salem, OR 97301

**Subject:** Request for Assignment of Permit S-55135 (Application S-88495)

Dear Ms. Bjork:

Please find enclosed with this letter a Request for Assignment of Permit S-55135. Please also find enclosed a check in the amount of \$120 for payment of the required assignment fee. Please send a receipt of fee payment to Summit Water Resources, LLC at 4784 SE 17<sup>th</sup> Avenue, Portland, OR 97204.

Please do not hesitate to contact me with questions about this request or the materials enclosed.

Respectfully submitted,

Theodore Ressler, RG, CWRE  
Summit Water Resources, LLC

Enclosures:

Request for Assignment of Permit S-55135  
Check #83178 in the amount of \$120

Cc: Robin Harkins – Coquille Indian Tribe

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# Request for Assignment



Oregon Water Resources Department  
725 Summer Street NE, Suite A  
Salem, Oregon 97301-1266  
(503) 986-0900  
[www.oregon.gov/owrd](http://www.oregon.gov/owrd)

If the Department determines that the application is incomplete, fees have not been paid, or the required documents are not acceptable, the application and all fees submitted will be returned to the applicant.

If for multiple rights, a separate form and fee for each right will be required.

## I, Coquille Tribe

(Name of Current Holder of Record)

**3050 Tremont Street**

**North Bend OR 97459**

**541-756-0904 x1207**

(Mailing Address)

(City)

(State) (Zip)

(Phone #)

- ☒ hereby assign all my interest in and to the entire application/permit/transfer order/limited license/groundwater statement; (example, sold all the land authorized under the right)
- ☐ hereby assign all my interest in and to a portion of application/permit/transfer order/limited license/groundwater statement; (*You must include a map showing the portion of the application/permit/transfer order/limited license/groundwater statement to be assigned.* Example, sold a portion of the land authorized under the right)
- ☐ hereby assign a portion of my interest in and to the entire application/permit/transfer order/limited license/groundwater statement; (example, adding an additional person)

Application # **S-88495** ; Permit # **S-55135** ; Transfer Order # \_\_\_\_\_;

Limited License # \_\_\_\_\_ ; Groundwater Statement # \_\_\_\_\_;

as filed in the office of the Water Resources Director, to:

## **Coquille Indian Tribe**

(Name of New Owner)

**3050 Tremont Street**

**North Bend OR 97459**

**541-756-0904 x1207**

(Mailing Address)

(City)

(State) (Zip)

(Phone #)

**Note:** If there are other owners of the property described in the application, permit, transfer order, limited license, or groundwater statement, you must provide a list of all other owners' names and mailing addresses and attach it to this form. Write the initials (first letters) of your first and last names at the spot indicated below.

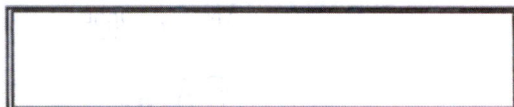
MS I hereby certify that I have notified all other owners of the property described in this application, permit, transfer order, limited license, or groundwater statement of this Request of Assignment.

Witness my hand this 23<sup>rd</sup> day of December, 2024.  
(Day) (Month) (Year)

Signature of Current Holder of Record Mark Johnston

Failure to provide any of the required information will result in the return of your application.

**DO NOT WRITE IN THIS BOX**



The completed "Request for Assignment" form *must* be submitted to the Department along with the recording fee of \$120.

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STATE OF OREGON

COUNTY OF COOS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO:

COQUILLE TRIBE  
PO BOX 783  
NORTH BEND OR 97459

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: S-88495

SOURCE OF WATER: FOURTH CREEK RESERVOIR, CONSTRUCTED UNDER  
PERMITS R-614 AND R-13908, TRIBUTARY TO FOURTH CREEK

PURPOSE AND PERIOD OF USE:

CRANBERRY USE ON 10.1 ACRES, JANUARY 1 THROUGH DECEMBER 31

IRRIGATION OF 12.6 ACRES, MARCH 1 THROUGH OCTOBER 31

WETLAND ENHANCEMENT, MARCH 1 THROUGH OCTOBER 31

MAXIMUM VOLUME: 48.0 ACRE-FEET

DATE OF PRIORITY: JANUARY 10, 2018

**Authorized Point of Diversion:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
25 S	14 W	WM	36	NE NE	1225 FEET SOUTH AND 177 FEET WEST FROM NE CORNER, SECTION 36

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 a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year. 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.

The amount of water diverted for cranberry operations, together with amounts secured under any other rights existing for the same lands, shall not exceed a maximum of 3.0 acre feet per acre, and is further limited as follows: for temperature control, 0.15 cubic foot per second per acre; for flood harvesting or pest control, 0.05 cubic foot per second per acre; for irrigation of cranberries, ONE FORTIETH of one cubic foot per second and 3.0 acre feet per acre for each acre irrigated during the irrigation season of each year. For irrigation of any other crop, the amount of water diverted is limited to ONE-EIGHTIETH of one cubic foot per second and 2.5 acre feet per acre during the irrigation season of each year.

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**Authorized Place of Use:**

CRANBERRY USE					
Twp	Rng	Mer	Sec	Q-Q	Acres
25 S	13 W	WM	31	NW NW	0.3
25 S	13 W	WM	31	SW NW	9.8

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
25 S	13 W	WM	31	SW NW	2.6
25 S	13 W	WM	31	NE SW	6.2
25 S	13 W	WM	31	NW SW	0.4
25 S	14 W	WM	36	SE NE	2.8
25 S	14 W	WM	36	NE NE	0.6

WETLAND ENHANCEMENT					
Twp	Rng	Mer	Sec	Q-Q	
25 S	13 W	WM	31	SW NW	
25 S	13 W	WM	31	SE NW	
25 S	13 W	WM	31	NE SW	
25 S	13 W	WM	31	NW SW	

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**Measurement Devices, and Recording/Reporting of Annual Water Use Conditions:**

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter at each point of diversion. The permittee shall maintain the device in good working order.
- B. The permittee shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the permittee to keep and maintain a record of the volume of water diverted, and may require the permittee to report water-use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water-use information, the periods of water use and the place and nature of use of water under the permit.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

**STANDARD CONDITIONS**

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.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user



not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

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

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

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

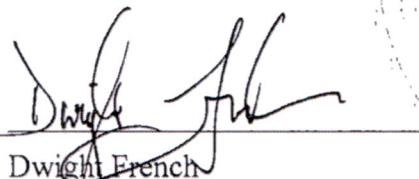
If the riparian area is disturbed in the process of developing a point of diversion, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR Chapter 635, Division 415, shall be followed.

Construction of the water system shall begin within five years of the date of permit issuance. The deadline to begin construction may not be extended. This permit is subject to cancellation proceedings if the begin construction deadline is missed.

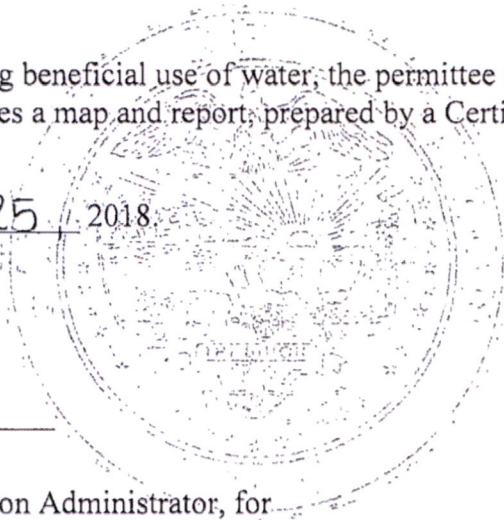
Complete application of the water shall be made within five years of the date of permit issuance. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after making beneficial use of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

Issued May 25, 2018.



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



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January 6, 2025

Ms. Kerry Kavanagh  
Reimbursement Authority  
Oregon Water Resources Department  
725 Summer Street NE, Suite A  
Salem, Oregon 97301-1271

**Subject:** Claim of Beneficial Use for Permit S-55135 (Application S-88495) and Request for Reimbursement Authority Processing

Ms. Kavanagh:

On behalf of the permit holder, please find enclosed a Claim of Beneficial Use (COBU) report for Permit S-55135. The permit holder would like to use Reimbursement Authority processing for the COBU and Reimbursement Authority Estimate Application is enclosed. Please also find enclosed as check in the amount of \$355 for payment of the \$230 filing for the COBU and the \$125 Reimbursement Authority Estimate fee.

If you have any questions regarding this submittal, please call me at 503-967-7050 x204. Thank you for your assistance and I look forward to hearing from you soon.

Respectfully submitted,

Theodore Ressler, RG, CWRE  
Summit Water Resources LLC.

Cc: Robin Harkins – Coquille Indian Tribe

Enclosures:

Claim of Beneficial Use for Permit S-55135  
Certificate Reimbursement Authority Estimate Application for Permit S-55135  
Check #83177 in the amount of \$355

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