ASSIGNED

Name Cottell Brothers

By c/o Jim Donnelly Main-Hurdman, PA PO Box 327 Coos Bay 97420

Address Route 2, Box 2136
Coos Bay, OR 97420

Date filed November 16, 1981

Priority November 16, 1981

Action suspended until ac Cert

Return to applicant

Date of approval OCT 20 1982

CONSTRUCTION

Date for beginning OCT 20 1983

Date for completion OCT 1 1984

Extended to

Date for application of water OCT 1 1985

Extended to

PROSECUTION OF WORK

Form "A" filed

Form "B" filed

Form "C" filed COMPLETED

FINAL PROOF

Blank mailed JUN 30 1989

Proof received

Date certificate issued AUG 31 1989

Application No. 63047

Permit No. 46986

Certificate No. 62297

Stream Index, Page No. 17-4x

See 64586 for address

FEES PAID

Date	Amount	Receipt No.
11-16-81	151.00	28417
	Cert. Fee	

FEES REFUNDED

Date	Amount	Check No.

ASSIGNMENTS

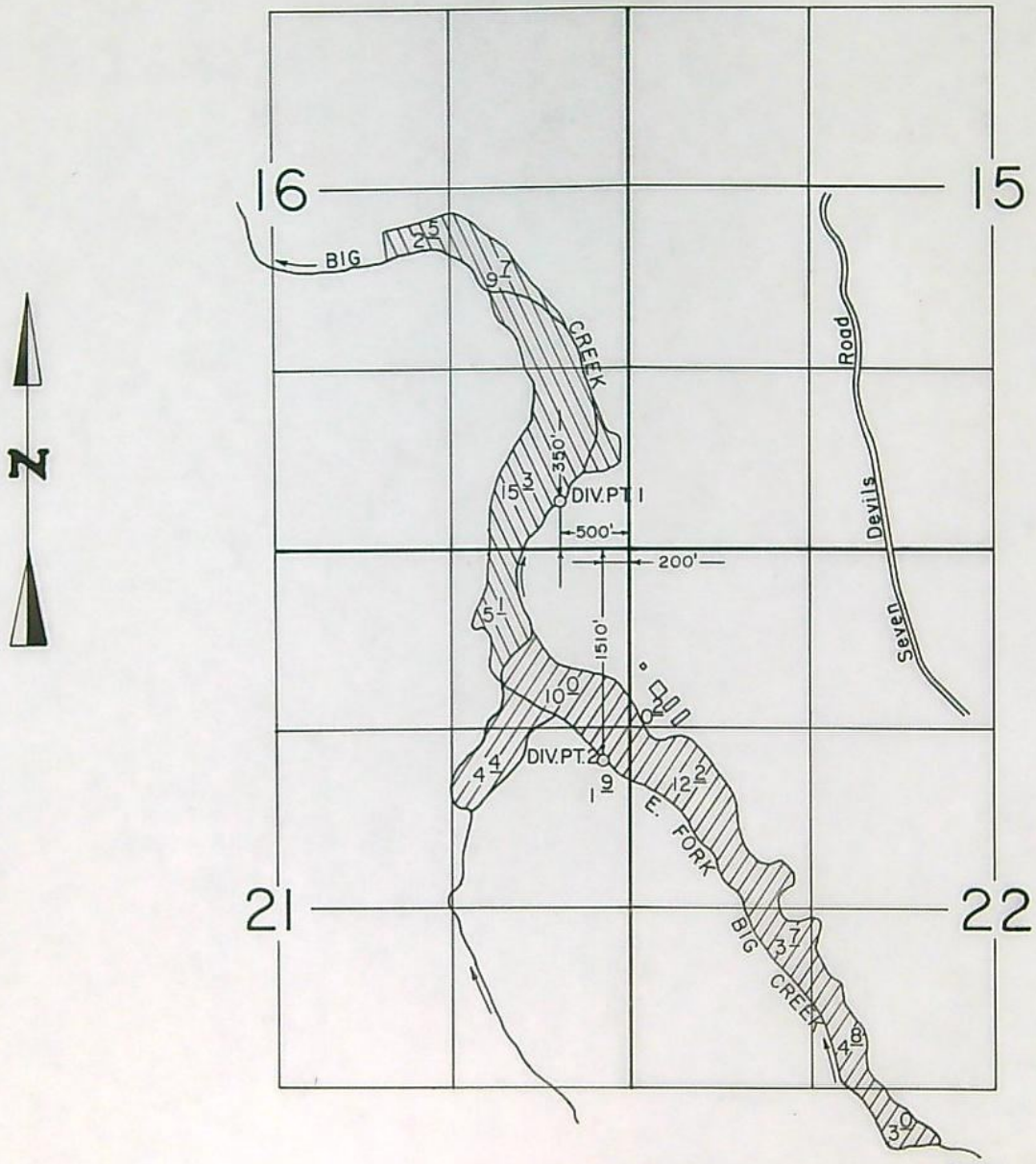
Date	To Whom	Address	Volume	Page
6-7-85	The Kurzet Family Trust - 714-997-3271	394 S. Esplanade St., Orange, CA 92669	6	1405

REMARKS

SP*70900-119

90684

T. 26 S., R. 14 W., W.M



FINAL PROOF SURVEY

UNDER

Application No. 63047 Permit No. 46986

IN NAME OF

ANNE L. KURZET

Surveyed SEPT. 17 1988, by J. R. KAUPPILA

2-22-89
41011-180-4R

NEIL GOLDSCHMIDT
GOVERNOR

Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310 PHONE 378-3066

July 13, 1989

Stan Kurzet
8181 Seven Devils Road
Coos Bay, OR 97420

REFERENCE: Files R-69769, 69770 and 63047

Your Reservoir Application R-69769 describing the proposed construction of the 2 acre reservoir and storage of 9.0 acre-feet of water from Big Creek for irrigation of 126 acres of improved pasture and stock watering, together with the sketch of the proposed sump (reservoir), has been reviewed.

Also, your Secondary Application 69769 describing the proposed use of 1.588 cubic feet of water per second from Big Creek, being use of 1.58 cfs for irrigation of 126.5 acres and use of 0.008 cfs for stock, together with the supporting map, has been reviewed.

Before your applications can be considered for approval, it will be necessary for you to make certain amendments to the applications and supply additional information and supporting data. Also, any public interest issue that may arise will need to be resolved.

Your proposed reservoir is approaching the size that requires engineering data prepared by a licensed engineer. If it is found that a dam or dike is constructed 10 feet or higher or that the reservoir impounds more than 9.2 acre-feet, as built plans, specifications and a statement of adequacy prepared by an engineer licensed in Oregon will be required.

Since you intend to store water for more than one purpose, it will be necessary for you to further state in Item 7 of the Reservoir Application R-69769 the amount of water to be stored for each purpose, being an amount of water for stock watering and the amount of water to be stored for irrigation purposes.

Incidentally, it would be best not to limit the number of acres to be irrigated or the type of crop to be irrigated in Item 7 on the reservoir application. Only the uses to be made of the stored water should be stated along with noting the amount to be stored for each use.

The amount of water to be stored in the reservoir will need to be stated in Item 8 of the reservoir application without using an approximate figure. The maximum capacity of the proposed reservoir will need to be determined and noted.

Since the "2 acre reservoir" would be considered a source of water, the "2 acre reservoir" needs to be included as a source in Item 1 of the Secondary Application 69770.

The two points of diversion as shown on the map appear to be points in the creek channel. For your type of development, both the point where water will be diverted from the creek and the point where stored water will be divereted from the reservoir will need to be properly located on the map and in Item 2 of the secondary application.

The reference corner used in locating the points of diversion will need to be properly identified in the first part of Item 2 of the secondary application. According to information shown on the supporting map, the reference corner used is the "south 1/4 corner of Section 22". If so, the reference corner needs to be identified as such in the application.

In addition to listing the acreage to be irrigated in Item 3 of the secondary application, the other uses to be made of the water also need to be listed with respect to the proper quarter-quarter section.

The stock watering and barn cleaning are presently listed as two separate uses in Item 5 of your secondary application. As such, it will be necessary to further note the amount of water to be appropriated from each source for each use and we will need a separate recording fee for each use. However, if you wish, you may list the use as "stock barn uses to include stock watering and barn cleaning" as one use in Item 7 of your reservoir application and in Items 4 and 5 of your secondary application.

We will need clarification on your intentions regarding the existing right involved and how water under permits approving your applications will be used in connection with use allowed under the existing right.

We recently sent to you a proposed certificate of water right which is to confirm the right perfected under the terms of Permit 46986. We would not be able to issue you another permit to provide for the use from the same creek for irrigation of the same acreage allowed under the existing right.

However, your secondary application could be completed to apply for the use of water from the creek as a primary source and the reservoir as a supplemental source for the irrigation of acreage not allowed under the existing right and apply for the use of stored water from the reservoir as a supplemental supply for the irrigation of acreage presently having an existing right from the creek or creeks.

Your supporting map will then need to be revised to show in different manners the lands to receive the primary supply and the lands to receive the supplemental supply. The acreage to receive the supplemental supply in each quarter-quarter section cannot exceed the acreage allowed or to be allowed under the existing right perfected under Permit 46986. To assist you, I am enclosing a print of the Final Proof Survey map made in connection with the earlier permit. This map is enlarged to about the same scale as the map submitted with your applications. Any revisions to your application map must be done by a Certified Water Rights Examiner.

There is an issue relative to the identity of the creek that should be resolved. When Cottell Brothers filed for their Permit 46986 in November of 1981, they identified the creek where your proposed reservoir is located as "East Fork Big Creek". Your application and supporting map identify the creek in the vicinity of the reservoir as Big Creek. Other maps in our office indicate that the creek in the vicinity of your proposed reservoir is Big Creek. Based upon your and other parties local knowledge, which do you believe is correct. Also, if you feel that any of our records relative to the existing Permit 46989 or your applications need to be corrected to properly identify the creek or creeks involved, please advise.

The Department of Fish and Wildlife is recommending design and operation conditions for your development. A copy of their letter received in this office March 10th of this year is enclosed. Matters regarding the conditions proposed by their letter will need to be resolved.

I am returning both of your applications and your supporting map for correction and completion. The applications are endorsed, so that in order to retain their priority dates, they must be received in this office on or before October 13, 1989.

Sincerely,

WAYNE J. OVERCASH
Water Rights Specialist

Enclosures

WJO

cc: Ronald E. Stuntzner, CWRE
John Drolet, Watermaster District 19

Abstract of Permit

This is to certify that I have examined APPLICATION 63047 and do hereby grant the same SUBJECT TO EXISTING RIGHTS INCLUDING THE APPROPRIATE MINIMUM FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD and the following limitations and conditions:

ASSIGNED: ANNE L. KURZET, THE KURZET FAMILY TRUST, 344 ESPLANADE ST. ORANGE, CA. 92669

This permit is issued to Cottell Brothers of Route 2, Box 2136, Coos Bay, Oregon 97420, phone 888-4128, for the use of the waters of Big Creek and East Fork of Big Creek, being 0.56 (0.41) cubic foot per second from Big Creek and 0.69 (0.50) cfs from East Fork Big Creek, tributaries of Pacific Ocean, for the PURPOSE of irrigation; that the PRIORITY OF THE RIGHT dates from November 16, 1981, and is limited to the amount of water which can be applied to beneficial use and shall not exceed 1.25 (.91) cfs measured at the points of diversion from the stream, or their equivalent in case of rotation with other water users.

The POINTS OF DIVERSION are to be LOCATED: Diversion 1 (Big Creek) - 542 feet North and 303 feet West from the Section Corner common to Sections 15, 16, 21, and 22, being within the SE 1/4 SE 1/4 of Section 16, Township 26 South, Range 14 West, WM; Diversion 2 (East Fork Big Creek) - 1,320 feet South and 817 feet West from the Section Corner common to Sections 15, 16, 21, and 22, being within the NE 1/4 NE 1/4 of Section 21, Township 26 South, Range 14 West, WM, both in the County of Coos.

A description of the PLACE OF USE under the permit, and to which such right is appurtenant, is as follows:

		Diversion 1 (Big Creek)		
Township 26 South Range 14 West, WM	Section 15	SW 1/4	SW 1/4	0.69 acre
	Section 16	NW 1/4	SE 1/4	4.59 acres
		NE 1/4	SE 1/4	21.58 acres
		SE 1/4	SE 1/4	18.37 acres
		Diversion 2 (East Fork Big Creek)		
	Section 21	NE 1/4	NE 1/4	21.12 acres
		SW 1/4	NE 1/4	0.92 acre
		SE 1/4	NE 1/4	11.94 acres
		NW 1/4	SE 1/4	0.69 acre
		NE 1/4	SE 1/4	0.69 acre
	Section 22	NW 1/4	NW 1/4	1.15 acres
		SW 1/4	NW 1/4	12.63 acres
		NW 1/4	SW 1/4	5.28 acres
		NE 1/4	SW 1/4	0.69 acre

100.34

Div. #1
350' N & 500' W
32 6/8 Ac.
Div. #2
1510' S & 200' W
40 2/8 Ac.
From SE corner Sec. 16

The AMOU ... ether with the amount secured under any other right ... ted to 1/80 of one cubic foot per second per acre, from ... a diversion of not to exceed 2.5 acre-feet per acre fo ... n season of each year, and shall conform to such reason ... the proper state officer.

Actual con ... October 20, 1983 and shall thereafter be prosecuted ... ed on or before October 1, 1984.

Complete ... use shall be made on or before October 1, 1985.

WITNESS ...

WATER RESOURCES DIRECTOR

APPLICATION 63047 PERMIT **46986**

41011-180-4R
Hampsile 9/17/88
ETI

NCR 2-21-89 Tel

41011-180-4R

Abstract of Permit

This is to certify that I have examined APPLICATION 63047 and do hereby grant the same SUBJECT TO EXISTING RIGHTS INCLUDING THE APPROPRIATE MINIMUM FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD and the following limitations and conditions:

ASSIGNED: ANNE L. KURZET, THE KURZET FAMILY TRUST, 394 ESPLANADE ST. ORANGE, CA. 92669

This permit is issued to Cottell Brothers of Route 2, Box 2136, Coos Bay, Oregon 97420, phone 888-4128, for the use of the waters of Big Creek and East Fork of Big Creek, being 0.56 (0.41) cubic foot per second from Big Creek and 0.69 (0.50) cfs from East Fork Big Creek, tributaries of Pacific Ocean, for the PURPOSE of irrigation; that the PRIORITY OF THE RIGHT dates from November 16, 1981, and is limited to the amount of water which can be applied to beneficial use and shall not exceed 1.25 (.91) cfs measured at the points of diversion from the stream, or their equivalent in case of rotation with other water users.

41011-180-4R
Hearings Div 9/12/88
ETI

The POINTS OF DIVERSION are to be LOCATED: Diversion 1 (Big Creek) - 542 feet North and 303 feet West from the Section Corner common to Sections 15, 16, 21, and 22, being within the SE 1/4 SE 1/4 of Section 16, Township 26 South, Range 14 West, WM; Diversion 2 (East Fork Big Creek) - 1,320 feet South and 817 feet West from the Section Corner common to Sections 15, 16, 21, and 22, being within the NE 1/4 NE 1/4 of Section 21, Township 26 South, Range 14 West, WM, both in the County of Coos.

A description of the PLACE OF USE under the permit, and to which such right is appurtenant, is as follows:

		Diversion 1 (Big Creek)		
Township 26 South Range 14 West, WM	Section 15	SW 1/4	SW 1/4	0.69 acre
	Section 16	NW 1/4	SE 1/4	4.59 acres
		NE 1/4	SE 1/4	21.58 acres
		SE 1/4	SE 1/4	18.37 acres
		Diversion 2 (East Fork Big Creek)		
	Section 21	NE 1/4	NE 1/4	21.12 acres
		SW 1/4	NE 1/4	0.92 acre
		SE 1/4	NE 1/4	11.94 acres
		NW 1/4	SE 1/4	0.69 acre
		NE 1/4	SE 1/4	0.69 acre
	Section 22	NW 1/4	NW 1/4	1.15 acres
		SW 1/4	NW 1/4	12.63 acres
		NW 1/4	SW 1/4	5.28 acres
		NE 1/4	SW 1/4	0.69 acre

100.34

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 1/80 of one cubic foot per second per acre, from direct flow and shall be further 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, and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

Actual construction work shall begin on or before October 20, 1983 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1984.

Complete application of the water to the proposed use shall be made on or before October 1, 1985.

WITNESS my hand this 20th day of October, 1982.

WATER RESOURCES DIRECTOR

NCR 2-21-89 Jel

APPLICATION 63047

PERMIT **46986**

41011-180-4R

Information: met with Mr Kurzet, Husband OR permit holder, who told us about their water use. He said that they have owned the property for 4 years.

Source: Big Creek a trib. of the pacific ocean (Diversion)
East Big Creek a trib of Big Creek (Diversion 2)

Diversion 1: Direct draft from Big Creek

Pump: unknown

Motor: 20 hp 3ph electric

Total Lift: ± 10 Feet $Q_p = \frac{(6.61)(20)}{127} = 1.04$ cfs @ 50psi

Diversion 2: Direct draft from East Big creek

Pump: 3" x 2½" DDC $Q_p = \frac{(6.61)(15)}{127} = 0.78$ cfs @ 50psi

motor: 15 Hp 3ph Electric.

Total Lift: ± 15 (Check Quad)

Use: irrigation of Hay and pasture for cattle.

Tie: 41011-R80-4R

Pipe: mainline:
3000' of 4" AL
Latterals:
1600 of 3" AL $Q_H = \frac{(40)(7.2)}{449} = 0.64$ cfs @ 50psi (3/4" 7.2)
Heads: (max)
Rb 30 with

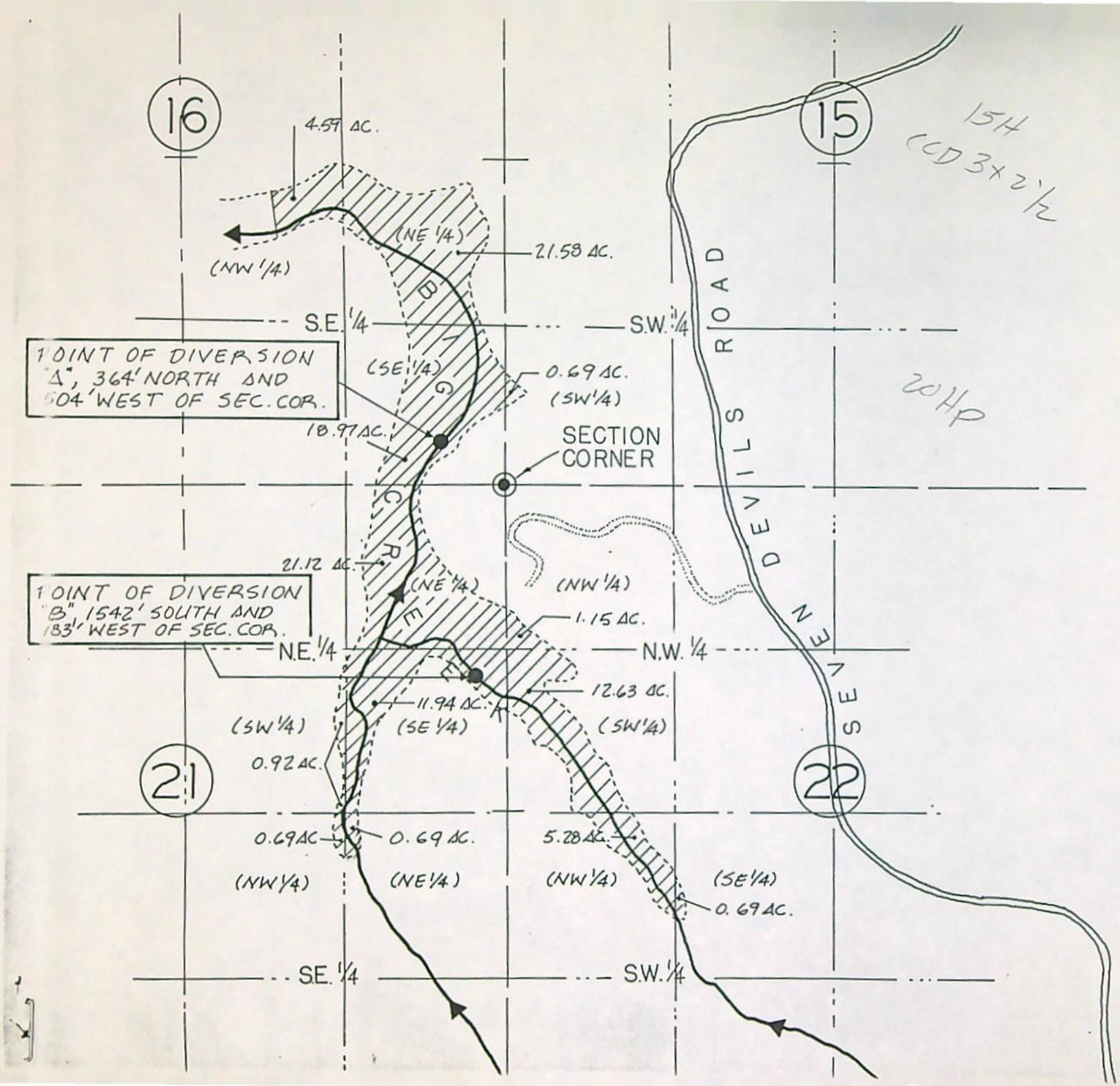
Remarks: The Area south of the confluence of Big Creek and East fork Big Creek was irrigated 4 years ago but not since. he plans on irrigating this Area next year. He is digging a reservoir south of the irrigated area on East fork Big Creek.

$Q = \frac{72.81}{80} = 0.91$ cfs

DIV. PT. 1
$Q = \frac{32.6}{80} = 0.41$ cfs

DIV. PT 2
$Q = \frac{40.2}{80} = 0.50$ cfs

James R. Kaupfula
ET1
9/17/88



SCALE: 1" = 1,000'

TOWNSHIP 26 SOUTH, RANGE 14 W

WATER RIGHTS MA

FOR: COTTELL BROS.
RT. 2, BOX 2136
COOS BAY, OR. 97420

REGIS
PROFES
LAND SU

Edward

ORE
SEPTEMB
EDWARD
#1

A# 63047
P# 46986

As Revised 12/5/83

STATE OF OREGON

COUNTY OF COOS

PROPOSED CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ANNE L. KURZET
THE KURZET FAMILY TRUST
394 S. ESPLANADE STREET
ORANGE, CALIFORNIA 92669

confirms the right to use the waters of BIG CREEK AND EAST FORK BIG CREEK, a tributary of PACIFIC OCEAN, for the purpose of IRRIGATING 72.8 ACRES.

The right has been perfected under Permit 46986. The date of priority is NOVEMBER 16, 1981. The right is limited to not more than 0.91 CUBIC FOOT PER SECOND; BEING 0.41 CFS FROM BIG CREEK AND 0.50 CFS FROM EAST FORK BIG CREEK, or its equivalent in case of rotation, measured at the point of diversion from the source.

The points of diversion are located as follows:

SE 1/4 SE 1/4, SECTION 16, SE 1/4 NE 1/4, SECTION 21, T 26 S, R 14 W, W.M.; BIG CREEK - 350 FEET NORTH AND 500 FEET WEST, EAST FORK BIG CREEK - 1510 FEET SOUTH AND 200 FEET WEST, BOTH FROM THE SE CORNER OF SECTION 16.

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 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

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:

	BIG CREEK	EAST FORK BIG CREEK
NE 1/4 SE 1/4	9.7 ACRES	
NW 1/4 SE 1/4	2.5 ACRES	
SE 1/4 SE 1/4	15.3 ACRES	
SECTION 16		
NE 1/4 NE 1/4	5.1 ACRES	10.0 ACRES
SE 1/4 NE 1/4		6.3 ACRES
SECTION 21		
NW 1/4 NW 1/4		0.2 ACRE
SW 1/4 NW 1/4		12.2 ACRES
NE 1/4 SW 1/4		4.8 ACRES
NW 1/4 SW 1/4		3.7 ACRES
SE 1/4 SW 1/4		3.0 ACRES
SECTION 22		

TOWNSHIP 26 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. The right is subject to minimum flows established by the Water Resources Commission with an effective date prior to this right.

63047.JCL

VICTOR ATIYEH
GOVERNOR

Water Resources Department
MILL CREEK OFFICE PARK
555 13th STREET N.E., SALEM, OREGON 97310 PHONE 378-8508

July 2, 1985

Ticor Title Insurance
131 North Third Street
PO Box 1075
Coos Bay, OR 97420

64586 - ok
jw

REFERENCE: File Numbers 63047, 64819, and
Assignment - Cottell Brothers - The Kurzet Family Trust

Attention: Idonna Fry, Escrow Officer

Enclosed please find our Refund Check Number 6042 in the amount of $10 which was in excess of the assignment recording fees regarding Permit Numbers 48141, 48142, and 46986.

Thank you for your patience.

Sincerely,

Thomas E. Shook
Senior Water Rights Examiner

TES/jw

Enclosure

VICTOR ATIYEH
GOVERNOR

Water Resources Department
MILL CREEK OFFICE PARK
555 13th STREET N.E., SALEM, OREGON 97310 PHONE 378-8508

June 17, 1985

Anne L. Kurzet
The Kurzet Family Trust
394 S. Esplanade Street,
Orange, CA 92669

REFERENCE: Files Numbered 64819, 64586, and 63047

Dear Ms. Kurzet:

The assignment of Permits Numbered 48142, 46986, and 48141 from Alice and Howard Cottell (Cottell Brothers) to you has been recorded in the records of the Water Resources Department. Our records have been changed accordingly, and the originals are enclosed.

Our Receipt Number 46431 covering the $40 recording fee along with a copy of this letter is being sent to Ticor Title Company.

A refund check in the amount of $10 in excess of assignment recording fees will be mailed to Ticor Title Company just as soon as we are able to prepare it.

Sincerely,

Thomas E. Shook
Senior Water Rights Examiner

TES/jw

Enclosure

cc: John Drolet, Watermaster, District #19
Don Clark, Engineering Technician

P.S. Under the terms of Permit Number 48141, the water system is to be completed, to include plumbing, by October 1, 1985 and water used by October 1, 1986. Forms for reporting are enclosed.

TICOR TITLE INSURANCE

RECEIVED
JUN 7 1985
WATER RESOURCES DEPT
SALEM, OREGON

131 N. THIRD ST. • P.O. BOX 1075 • COOS BAY, OREGON 97420 • TELEPHONE 269-5121

June 6, 1985

ESCROW NO. 6-49-955
RE: Cottell/Kurzet

Water Resources Director
555 13th St. NE
Salem, OR 97310

Gentlemen:

In connection with the above numbered Escrow, we enclose the following:

( ) Statement of Receipts and Disbursements
(X) Our check in the amount of $ 40.00 re: recording fees on Assignment of Water Rights.

Any other documents to which you are entitled will be forwarded as soon as they are available.

Yours very truly,
TICOR TITLE INSURANCE
OF CALIFORNIA

By: Idonna Fry
Idonna Fry, Escrow Officer

edward w. riley
ARCHITECTS & ENGINEERS
planning
building design
municipal engineering

RECEIVED
DEC 15 1983
WATER RESOURCES DEPT.
SALEM, OREGON

AIRPORT TERMINAL BUILDING
Post Office Box 630
North Bend, Oregon 97459
Telephone 503 - 756-6606

December 15, 1983

Mr. Wayne Overcash
Water Resources Department
Mill Creek Office Park
555 13th Street N.E.
Salem, Oregon 97310

Dear Mr. Overcash.

After extensive search and retracement of the traverse which was used as a basis for location of diversion points and springs submitted on application #63047, #64586 and #64819 respectively, we have discovered that the compass shot used as the basis of the entire survey was in error. We have corrected and revised the applications and drawings and have enclosed said drawings along with the revised front pages of applications #63047, #64586 and #64819, which deal with the location of the water source, as the remainder of each application will be unchanged.

We hope that this will clear up any plotting and location difficulties discussed in our phone conversations and that said revised applications may be accepted and processed accordingly.

Sincerely,

Michael L. Dado

MICHAEL L. DADO
Surveyor

MLD:lb

cc: Keith Riley

October 26, 1982

Cottell Brothers
Route 2, Box 2136
Coos Bay, OR 97420

63047

46986

VICTOR ATIYEH
GOVERNOR

Water Resources Department
MILL CREEK OFFICE PARK
555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-3066
or
1-800-452-7813
(message line)

September 15, 1982

Cottell Brothers
Route 2, Box 2136
Coos Bay, Oregon 97420

Gentlemen:

REFERENCE: File 63047

Thank you for the return of your amended Application 63047 along with the accompanying map.

Your application now appears to be in satisfactory form and will be placed with the next group to be considered for approval by the issuance of a permit.

Sincerely,

STEPHEN C. BROWN
Senior Water Rights Examiner

SCB:wpc
2587B
cc: Edward Riley, Architect-Engineer

COPY

edward w. riley
ARCHITECTS & ENGINEERS

planning
building design
municipal engineering

AIRPORT TERMINAL BUILDING
Post Office Box 630
North Bend, Oregon 97459
Telephone 503 - 756-6606

August 6, 1982

RECEIVED
AUG 9 1982
WATER RESOURCES DEPT.
SALEM, OREGON

Mr. Stephen C. Brown
Water Resources Department
555 13th Street N.E.
Salem, Oregon 97310

Re: Cottell Brothers
File #63047

Dear Mr. Brown,

Returned herewith is the above application, corrected per our telephone conversation of this morning.

If there are any questions please contact me.

Thank you for your assistance.

Very truly yours,

Edward W. Riley

EDWARD W. RILEY
Architect-Engineer

EWR:lb

cc: Cottell Brothers

378-3066 or
1-800-452-7813
(message line)

June 15, 1982

Cottell Brothers
Route 2, Box 2136
Coos Bay, OR 97420

Gentlemen:

REFERENCE: File 63047

Your Application 63047 describing the proposed use of 1.252 cubic feet of water per second from Big Creek for irrigation of 100.34 acres, along with the accompanying map, has been reviewed.

From your map and the description of the system's operation, it appears that certain lands will be irrigated from each diversion point.

According to your map, the source of water for each point of diversion is not the same water, and that you may be irrigating certain lands from each source. It appears that there would be water available at Point of Diversion A which would not be available at Point of Diversion B. If this is the case, you should clearly define the two sources of water in Item 2, the lands to be irrigated from each source in Item 3 and on your map, and define an amount of water to be appropriated from each source in Item 4.

The location of the land described by Item 3 is not in total agreement with the map. You should check the acreage as shown on your map for the E½ of the SE¼, Section 16 and make the necessary corrections to make Item 3 and your map agree with one another.

The permit, when issued, is for the beneficial use of water. 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 that the land use you propose may not be allowed if it is not in keeping with the goals and the acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.

Mr. Riley called & discussed deliverance this date Aug 6, 1982.
will respond with corrections

MB

I am returning your application and map for correction and completion. Your application is endorsed so that in order to retain its priority date, it must be received in this office on or before August 16, 1982.

Sincerely,

Stephen C. Brown
Senior Water Rights Examiner

SCB:tw
enclosures

378-3066
or
1-800-452-7813
(message line)

Cottell Brothers
Route 2, Box 2136
Coos Bay, OR 97420

REFERENCE: File 63047

We have received your application for use of water for agricultural irrigation purposes along with the supporting data and fees. Our Receipt 28417 is enclosed. Your application has been filed and assigned number 63047.

Because of the many applications which have been filed in recent months, we are temporarily behind in our processing. Your application will be examined in detail as soon as possible. We will contact you if we need any additional information. If a permit is required to satisfy the conditions of a loan or land sale or if other emergency conditions exist, please let us know and we will attempt to process your application in the shortest possible time.

After examining your application, a permit may be issued without further correspondence if no additional information is required and it does not conflict with existing rights. The proposed appropriation will be subject to the Water Policy Review Board's Basin Program Statements, existing minimum flows, and demands of prior rights during periods of low water.

Thank you for your patience.

Sincerely,

RALPH H. JACKSON
Supervisor, Application/Permit Section
Water Rights Division

RHJ:wpc
enclosure
0427A/1
8395A

edward w. riley
ARCHITECTS & ENGINEERS

planning
building design
municipal engineering

RECEIVED
NOV 16 1981
WATER RESOURCES DEPT
SALEM, OREGON

AIRPORT TERMINAL BUILDING
Post Office Box 630
North Bend, Oregon 97459
Telephone 503 - 756-6606

November 13, 1981

Water Rights Division
Water Resources Department
555 13th Street N.E.
Salem, Oregon 97310

Application No. 63047
Permit No.

Gentlemen:

Submitted herewith is an application for a permit to appropriate surface water for Cottell Brothers, Coos Bay, Oregon.

Included also is a check covering the examination and irrigation fees in the amount of $151.00.

Your early reply and comments will be appreciated.

Very truly yours,

Edward W. Riley

EDWARD W. RILEY
Architect-Engineer

EWR:lb

cc: Cottell Brothers

STATE OF OREGON
WATER RESOURCES DEPARTMENT
MILL CREEK OFFICE PARK
555 13TH STREET N.E.
SALEM, OREGON 97310

RECEIVED
MAY 1 1985
WATER RESOURCES DEPT
SALEM, OREGON

TO: Cottell Brothers
Jim Donnelly
ADDRESS: PO Box 927
Coos Bay, OR 97420

DATE: March 6, 1985

Fees for Copying Permit Number 46986 Appl. No. 63047 Receipt # 45986 Sent 5/1/85 JCB	$2	50
Please make remittance payable to the Water Resources Department and please enclose one copy of this billing with remittance. Thank you.		
Total	$2	50

650 W. Anderson Avenue, Suite A, P.O. Box 927, Coos Bay, Oregon 97420

EUGENE OR 97401
PM
30 APR
1985

STATE OF OREGON WATER RESOUCE DEPT
MILL CREEK OFFICE PARK
555 13TH STREET N.E.
SALEM, OREGON 97310

KMG Main Hurdman

Certified Public Accountants

The completed assignment must be submitted to the Water Resources Director, 555 13th Street NE, Salem, OR 97310, together with a recording fee of ~~$3.~~ $10

$10.00
6-7-85
#46431

690-10-140

STATE OF OREGON
WATER RESOURCES DEPARTMENT
MILL CREEK OFFICE PARK
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mail to Donnelly
with bill for $2.50

COPY

Application No. 63047 Permit No.

STATE OF OREGON WATER RESOURCES DEPARTMENT

Application for Permit to Appropriate Surface Water

RECEIVED
DEC 19 1983
WATER RESOURCES DEPT.
SALEM, OREGON

I, Cottell Brothers (Name of Applicant)

of Rte. 2 Box 2136 (Mailing Address), Coos Bay (City)

State of Oregon, 97420 (Zip Code) Phone No. (503) 888-4128 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 Big Creek, a tributary of Pacific Ocean

2. The point of diversion is to be located ft. (N. or S.) and ft. (E. or W.) from the corner of (Public Land Survey Corner)

Point A 364 feet North 504 feet WEst from the section corner common to Sections 15, 16, 21 and 22, Township 26 South, Range 14 West of the Willamette Meridian.

Point B 1,542 feet South and 183 feet West of the section corner common to sections 15, 16, 21 and 22.

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

being within the ¼ of the ¼ of Sec. Tp. 265 (N. or S.) R. 14 West (E. or W.), W. M., in the county of Coos

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

Township	Range	Section	List ¼ ¼ of Section	List use and/or number of acres to be irrigated
26 South	14 West	16	N.W. ¼ S.E. ¼	4.59 Acres Irrigation
26 South	14 West	16	S.E. ¼ S.E. ¼	21.58 Acres Irrigation
26 South	14 West	16	S.E. ¼ S.W. ¼	18.37 Acres Irrigation
26 South	14 West	15	S.W. ¼ S.W. ¼	0.69 Acres Irrigation
26 South	14 West	21	N.E. ¼ N.E. ¼	21.12 Acres Irrigation
26 South	14 West	21	S.W. ¼ N.E. ¼	0.92 Acres Irrigation
26 South	14 West	21	S.E. ¼ N.E. ¼	11.94 Acres Irrigation
26 South	14 West	21	N.W. ¼ S.E. ¼	0.69 Acres Irrigation
26 South	14 West	21	N.E. ¼ S.E. ¼	0.69 Acres Irrigation
26 South	14 West	22	N.W. ¼ N.W. ¼	1.15 Acres Irrigation
26 South	14 West	22	S.W. ¼ N.W. ¼	12.63 Acres Irrigation
26 South	14 West	22	N.W. ¼ S.W. ¼	5.28 Acres Irrigation
26 South	14 West	22	S.E. ¼ S.W. ¼	.69 Acres Irrigation
			TOTAL	100.34 Acres Irrigation

Application No. 63047 Permit No.

STATE OF OREGON WATER RESOURCES DEPARTMENT

Application for Permit to Appropriate Surface Water

RECEIVED
NOV 16 1981
WATER RESOURCES DEPT
SALEM, OREGON

I, Cottell Brothers (Name of Applicant)

of Rte. 2 Box 2136 (Mailing Address), Coos Bay (City)

State of Oregon, 97420 (Zip Code) Phone No. 503-888-4128 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 Big Creek & East Fork Big Creek, a tributary of Pacific Ocean

2. The point of diversion is to be located ft. (N. or S.) and ft. (E. or W.) from the corner of (Public Land Survey Corner)

Point A. 542 feet North 303 feet West from the section corner common to sections 15, 16, 21 and 22, Township 26 South, Range 14 West of the Willamette Meridian - Big Creek.

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

Point B. 1,320 feet South and 817 feet West of the section corner common to sections 15,16,21 and 22-East Fork - Big Creek being within the ~~B-NE~~ A-SE ¼ of the NE SE ¼ of Sec. ~~B-21~~ A-16 Tp. 26S (N. or S.) R. 14 West (E. or W.), W. M., in the county of Coos

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

Township	Range	Section	List ¼ ¼ of Section	List use and/or number of acres to be irrigated	
26 South	14 West	16	N.W. ¼ S.E. ¼	4.59 Acres Irrigation	Big Creek
26 South	14 West	16	N.E. ¼ S.E. ¼	21.58 Acres Irrigation	Big Creek
26 South	14 West	16	S.E. ¼ S.E. ¼	18.37 Acres Irrigation	Big Creek
26 South	14 West	15	S.W. ¼ S.W. ¼	0.69 Acres Irrigation	Big Creek
26 South	14 West	21	N.E. ¼ N.E. ¼	21.12 Acres Irrigation	E. Fork Big Creek
26 South	14 West	21	S.W. ¼ N.E. ¼	0.92 Acres Irrigation	E. Fork Big Creek
26 South	14 West	21	S.E. ¼ N.E. ¼	11.94 Acres Irrigation	E. Fork Big Creek
26 South	14 West	21	N.W. ¼ S.E. ¼	0.69 Acres Irrigation	E. Fork Big Creek
26 South	14 West	21	N.E. ¼ S.E. ¼	0.69 Acres Irrigation	E. Fork Big Creek
26 South	14 West	22	N.W. ¼ N.W. ¼	1.15 Acres Irrigation	E. Fork Big Creek
26 South	14 West	22	S.W. ¼ N.W. ¼	12.63 Acres Irrigation	"
26 South	14 West	22	N.W. ¼ S.W. ¼	5.28 Acres Irrigation	"
26 South	14 West	22	N.E. ¼ S.W. ¼	.69 Acres Irrigation	"
			TOTAL	100.34 Acres Irrigation	

Form 690-1-0-1-77

4. *The amount of water which the applicant intends to apply to beneficial use is* 1.252 *cubic feet per second* 1.252 cfs from Big Creek, 1.252 cfs from East Fork Big Creek (Note: only one source is used at a time).

(If water is to be used from more than one source, give quantity from each)

5. *The use to which the water is to be applied is* Agricultural Irrigation

6. *DESCRIPTION OF WORKS*

Include dimensions and type of construction of diversion dam and headgate, length and dimensions of supply ditch or pipeline, size and type of pump and motor, type of irrigation system to adequately describe the proposed distribution system.

The pipe system used is a portable field irrigation system transported and moved to the various areas indicated to be irrigated. The diversion consists of wood timbers to form the containment structure and earth fill all of which are removed after the need for irrigation is passed.

Water has been acquired from the two diversion points, however only one diversion point is used at a time.

If for domestic use state number of families to be supplied NA

7. *Construction work will begin on or before* Existing

8. *Construction work will be completed on or before* Completed

9. *The water will be completely applied to the proposed use on or before* Existing

Application No. 63047 *Permit No.*

Remarks: The land is zoned for F.A. Forest agriculture. The area has been used for pasture and silage production for the past 30 years.

This permit, when issued, is for the beneficial use of water. 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 that the land use you propose may not be allowed if it is not in keeping with the goals and the acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.

Howard Cottell *Signature of Applicant*

Howard Cottell

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for correction and completion

In order to retain its priority, this application must be returned to the Water Resources Director with corrections on or before August 16, *19*82

WITNESS my hand this 15th *day of* June, *19*82

James E. Sexson *Water Resources Director*

By Stephen C. Brown

Stephen C. Brown

RECEIVED
AUG 9 1982
WATER RESOURCES DEPT.
SALEM, OREGON

This instrument was first received in the office of the Water Resources Director at Salem, Oregon, on the 16th *day of* November, *19*81, *at* 11:30 *o'clock* A.M.

Application No. 63047 *Permit No.*

Application No. 63047 Permit No.

Permit to Appropriate the Public Waters of the State of Oregon

This is to certify that I have examined the foregoing application and do hereby grant the same SUBJECT TO EXISTING RIGHTS INCLUDING THE EXISTING FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 1.25 *cubic feet per second measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users, from* Big Creek and East Fork of Big Creek, being 0.56 cfs from Big Creek and 0.69 cfs from East Fork Big Creek

The use to which this water is to be applied is irrigation

If for irrigation, this appropriation shall be limited to 1/80 *of one cubic foot per second or its equivalent for each acre irrigated* 2½ AF

and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The priority date of this permit is November 16, 1982 ?

Actual construction work shall begin on or before ..... *and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19*.....

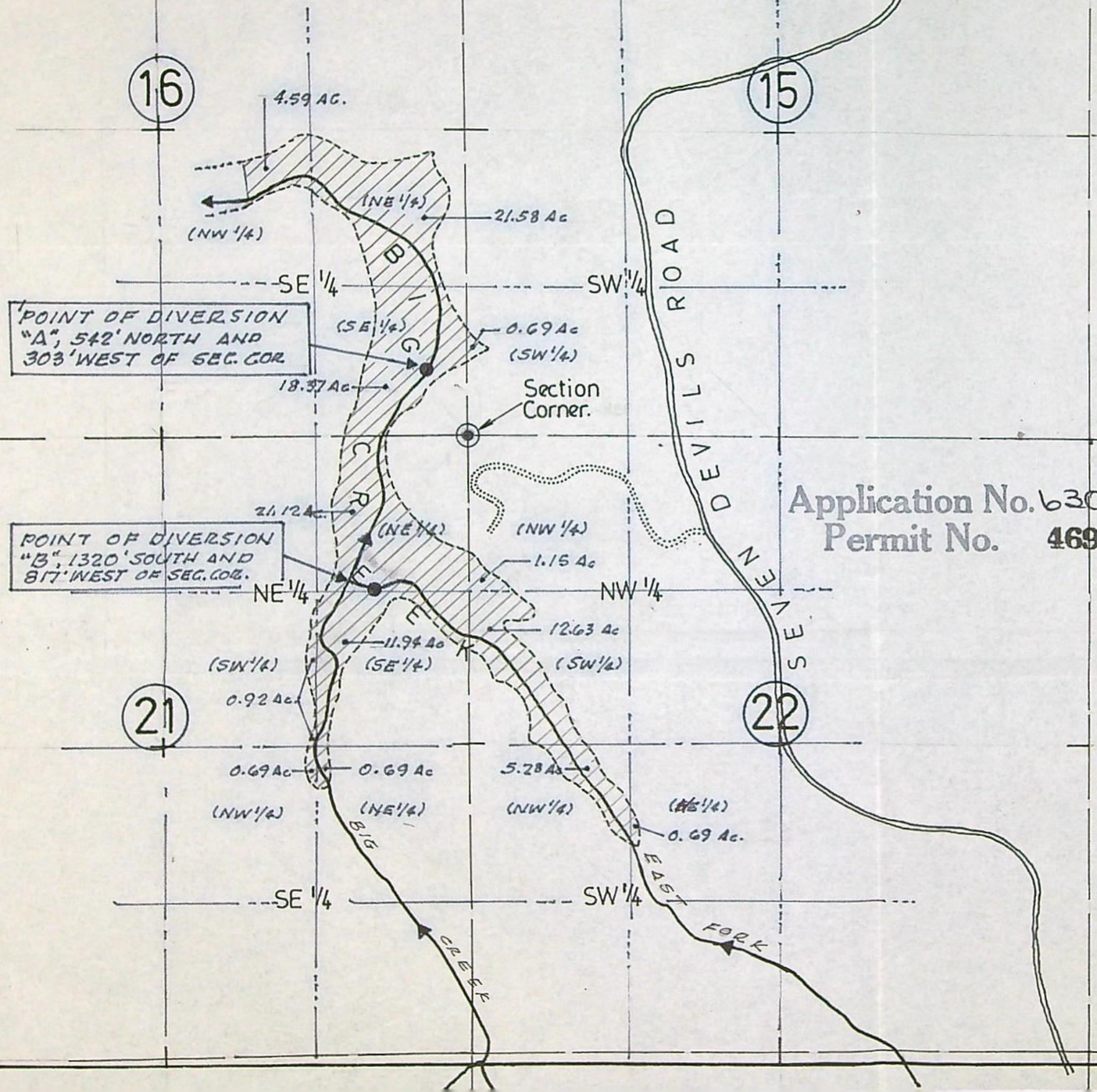
Complete application of the water to the proposed use shall be made on or before October 1, 19.....

WITNESS my hand this ..... *day of* ....., *19*.....

Water Resources Director

RECEIVED AUG 6 1985

Superseded



1,000 0 1,000 2,000 3,000 feet

SCALE:-1 : 12,000 or 1" = 1,000'

TOWNSHIP 26 SOUTH, RANGE 14 W.W.M.

Application No. 63047
Permit No. 46986

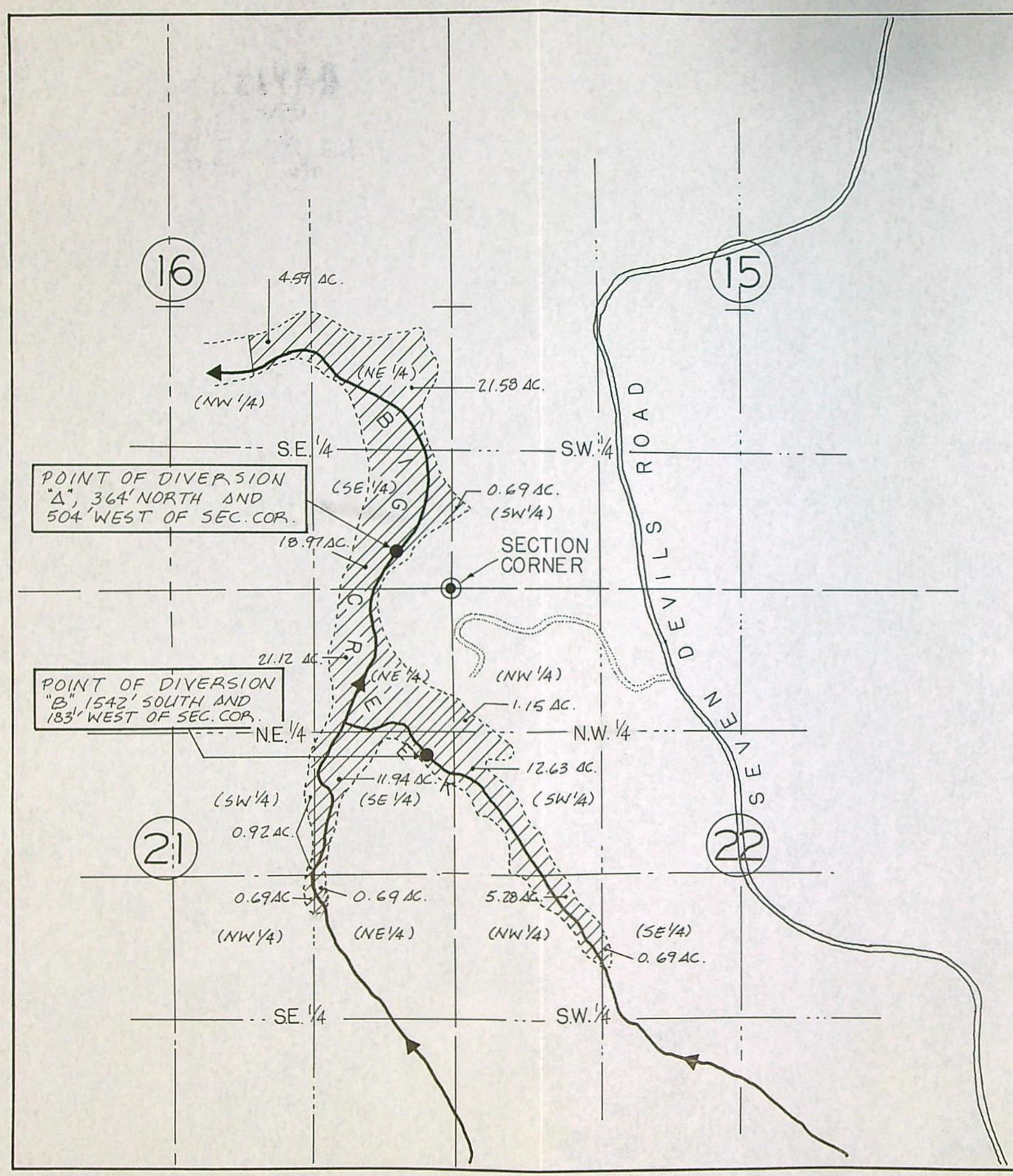
WATER RIGHTS MAP

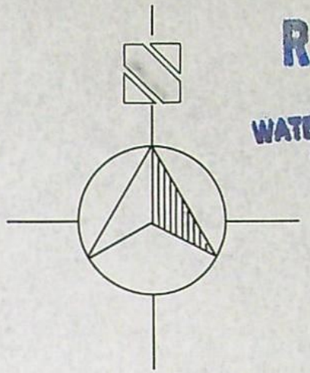
For: COTTELL BROTHERS
Route 2, Box 2136,
Coos Bay, Oregon, 97420.

RECEIVED
AUG 9 1982
WATER RESOURCES DEPT.
SALEM, OREGON

REGISTERED PROFESSIONAL LAND SURVEYOR
Edward W. Riley
OREGON
SEPTEMBER 23, 1977
EDWARD W. RILEY
#1312

11-11-81





RECEIVED
DEC 19 1983
WATER RESOURCES DEPT.
SALEM, OREGON

SCALE: 1" = 1,000'

TOWNSHIP 26 SOUTH, RANGE 14 W. W. M.

WATER RIGHTS MAP

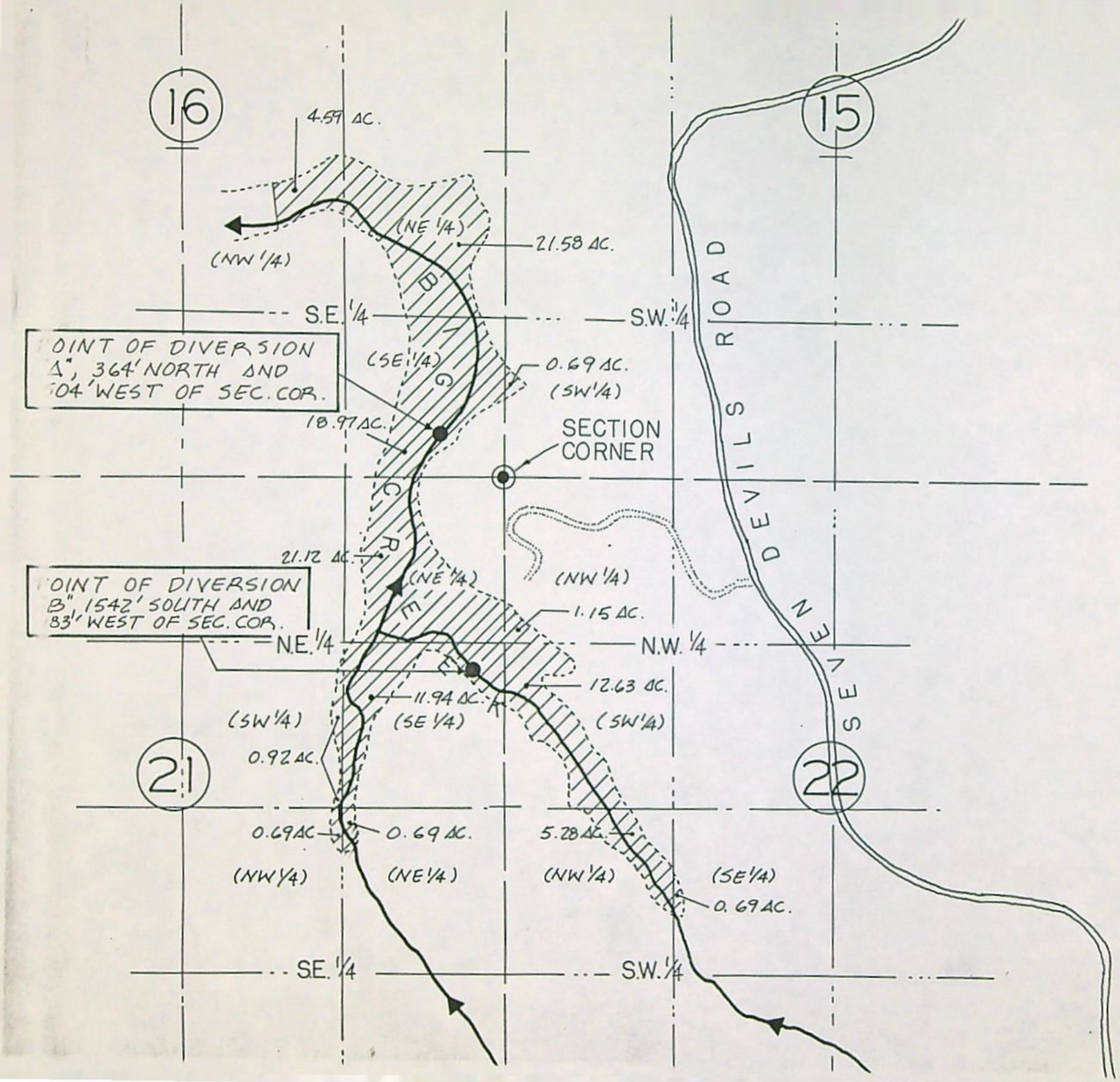
FOR: COTTELL BROS.
RT. 2, BOX 2136
COOS BAY, OR. 97420

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Edward W. Riley

OREGON
SEPTEMBER 23, 1977
EDWARD W. RILEY
#1312

REVISED 12-5-83



SCALE: 1" = 1,000'

TOWNSHIP 26 SOUTH, RANGE 14 W

WATER RIGHTS MA

FOR: COTTELL BROS.
RT. 2, BOX 2136
COOS BAY, OR. 97420

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PROFES
LAND SU

Edward L

ORE
SEPTEMB
EDWARD
#1

A# 63047
P# 46986

As Revised
12-5-83