



Oregon Water Resources Department
 725 Summer Street NE, Suite A
 Salem Oregon 97301-1266
 (503) 986-0900
 www.wrd.state.or.us

Application for a Permit to Use Surface Water

Please type or print in dark ink. If your application is found to be incomplete or inaccurate, we will return it to you. If any requested information does not apply to your application, insert "n/a." Please read and refer to the instructions when completing your application. A summary of review criteria and procedures that are generally applicable to these applications is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml.

1. APPLICANT INFORMATION

A. Applicants

Applicant: Dean ^{First} Roberta Abney ^{Last}

Mailing Address: 10446 Elk Glenn Lane
Coos Bay ^{City} OR ^{State} 97420 ^{Zip}

Phone: (541) 267-3568 ^{Home} Retired ^{Work} N/A ^{Other}

*Fax: _____ *Email Address: LuDeanAbney39@peoplepc.com

B. Organizations

(Corporations, associations, firms, partnerships, joint stock companies, cooperatives, public and municipal corporations)

Name of Organization: _____

Name and Title of Person Applying: _____

Mailing Address or Organization: _____

 City State Zip

Phone : _____
 Day Evening

*Fax: _____ *Email Address: _____

*Optional

For Department Use		
App. No. _____	Permit No. _____	Date _____

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2. SOURCE AND PROPERTY OWNERSHIP

A. The Proposed Source of Water

Provide the commonly used name of the water body from which water will be diverted, and the name of the stream or lake it flows into. If unnamed, say so:

Source 1: Glenn Creek Tributary to: East Fork Millicoma
Source 2: _____ Tributary to: _____
Source 3: _____ Tributary to: _____
Source 4: _____ Tributary to: _____

If any source listed above is stored water that is authorized under a water right permit, certificate, or decree, attach a copy of the document or list the document number (for decrees, list the volume, page and/or decree name).

B. Applications to Use Stored Water

Complete this section if any source listed in item 2A above is stored water.

Do you, or will you, own the reservoir(s) described in item 2A above?

- Yes
- No. (Please enclose a copy of your written notification to the operator of the reservoir of your intent to file this application, which you should have already mailed or delivered to the operator.)

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If all sources listed in item 2A are stored water, the Department will review your application using the expedited process provided in ORS 537.147, unless you check the box below. Please see the instruction booklet for more information.

By checking this box, you are requesting that the Department process your application under the standard process outlined in ORS 537.150 and 537.153, rather than the expedited process provided by ORS 537.147. To file an application under the standard process, you must enclose the following:

- A copy of a signed non-expired contract or other agreement with the owner of the reservoir (if not you) to impound the volume of water you propose to use in this application.
- A copy of your written agreement with the party (if any) delivering the water from the reservoir to you.

C. Property Ownership

Do you own all the land where you propose to divert, transport, and use water?

● Yes (Please check appropriate box below then skip to section 3 'Water Use')

There are no encumbrances

This land is encumbered by easements, rights of way, roads or other encumbrances
(please provide a copy of the recorded deed(s))

○ No (Please check the appropriate box below)

I have a recorded easement or written authorization permitting access.

I do not currently have written authorization or easement permitting access.

Written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigated and/or domestic use only (ORS 274.040).

You must provide the legal description of: (1) the property from which the water is to be diverted, (2) any property crossed by the proposed ditch, canal or other work, and (3) any property on which the water is to be used as depicted on the map.

List the names and mailing addresses of all affected landowners.

Dean L. & Roberta L. Abney
10446 EIK Glenn Lane
Coos Bay, OR 97420

3. WATER USE

Please read the instruction booklet for more details on "type of use" definitions, how to express how much water you need and how to identify the water source you propose to use. You must fill out a supplemental form for some uses as they require specific information for that type of use.

A. Type(s) of Use(s)

See list of beneficial uses provided in the instructions.

- If your proposed use is **domestic**, indicate the number of households to be supplied with water: 1
- If your proposed use is **irrigation**, please attach **Form I**
- If your proposed use is **mining**, attach **Form R**
- If your proposed use is **municipal or quasi-municipal**, attach **Form M**
- If your proposed use is **commercial/industrial**, attach **Form Q**

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B. Amount of Water

Provide the amount of water you propose to use from each source, for each use, in cubic feet-per-second (cfs) or gallons-per-minute (gpm). If the proposed use is from storage, provide the amount in acre-feet (af):

(1 cfs equals 448.8 gpm. 1 acre-foot equals 325,851 gallons or 43,560 cubic feet)

Source	Type of use	Amount
Glenn Creek	Domestic	.005 <input checked="" type="radio"/> cfs <input type="radio"/> gpm <input type="radio"/> af
		<input type="radio"/> cfs <input type="radio"/> gpm <input type="radio"/> af
		<input type="radio"/> cfs <input type="radio"/> gpm <input type="radio"/> af
		<input type="radio"/> cfs <input type="radio"/> gpm <input type="radio"/> af

C. Period of Use

Indicate the time of year you propose to use the water: year round
(For seasonal uses like irrigation give dates when water use would begin and end, e.g. March 1-October 31.)

If you will be applying water to land, indicate the total number of acres where water will be applied or used: _____
(This number should be consistent with your application map.)

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4. WATER MANAGEMENT

A. Diversion

What method will you use to divert water from the source?

- Pump (give horsepower and pump type): Centrifugal - 1 horsepower
- Head-gate (give dimensions): _____
- other means (describe): _____

B. Monitoring

How will you monitor your diversion to be sure you are within the limits of your water right (allowed rate and duty) and you are not wasting water?

- Weir
- Meter
- Periodic Sampling
- other means (describe): Periodical Sampling

C. Transport

How will you transport water to your place of use?

Ditch or canal (give average width and depth):

Width _____ Depth _____

Is the ditch or canal to be lined? Yes No

Pipe (give diameter and total length):

Diameter 1" Length approx. 50 ft from tank to house.

other, describe: _____

D. Application/Distribution Method

What equipment will you use to apply water to your place of use?

Pressure Ozone water system

Irrigation or land application method (check all that apply):

- Flood
- High pressure sprinkler
- Low pressure sprinkler
- Drip
- Water Cannons
- Center pivot system
- Hand Lines
- Wheel Lines
- Siphon tubes or gated pipe with furrows

other, describe: _____

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Distribution method

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- Direct pipe from source To In-line storage (tank or pond)
- Open Canal

E. Conservation

What methods will you use to conserve water? Why did you choose this distribution or application method? Have you considered other methods to transport, apply, distribute or use water? For example, if you are using sprinkler irrigation rather than drip irrigation, explain. If you need additional space, attach a separate sheet.

We use/have water saving showers, toilets and other water using devices. There are only two, elderly occupants living on the property. We chose Glenn Creek as it's the only source of water and runs frontage of property. It was the source of water when we purchased in 1986.

5. RESOURCE PROTECTION

A. Protection Practices

In granting permission to use water from a stream or lake, the state encourages, and in some instances requires, careful control of activities that may affect the waterway or streamside area. See instruction guide for a list of possible permit requirements from other agencies. Please indicate any of the practices you plan to undertake to protect water resources.

- Diversion will be screened to prevent uptake of fish and other aquatic life. Describe planned actions:

Screen has been placed over intake pipe.
3/32" mesh screen

- Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas. Describe planned actions:

There will be no excavation or clearing of banks. We have kept everything in tact since purchasing the property in 1986.

- Operating equipment in a water body will be managed and timed to prevent damage to aquatic life. Describe:

We have never had operating equipment in the water. An intake pipe is at the edge of the creek to keep to a minimum the necessity of entering the creek.

- Water quality will be protected by preventing erosion and run-off of waste or chemical products. Describe:

We protect the existing vegetation to protect any erosion. The septic system installed in 1996 meets all county and state laws and codes. Some trees have been planted on bank to prevent erosion.

- Other:

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6. PROJECT SCHEDULE

Indicate the anticipated dates that the following construction tasks should begin. If construction has already begun, or is completed, please indicate that date.

Proposed date construction will begin: _____

Proposed date construction will be completed: _____

Proposed date beneficial water use will begin: _____

Existing - Completion date: August 14, 1997

Is this project fully or partially funded by the American Recovery and Reinvestment Act? (Federal stimulus dollars) Yes No

7. REMARKS

If you would like to clarify any information you have provided in the application, please do so here and reference the specific application question you are addressing.

[Empty rectangular box for remarks]

8. MAP REQUIREMENTS

The Department cannot process your application without accurate information showing the source of water and location of water use. You must include a map with this application form that clearly indicates the township, range, section, and quarter/quarter section of the proposed points of diversion and place of use. The map must provide tax lot numbers. See the map guidelines sheet for detailed map specifications.

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9. SIGNATURE

By my signature below I confirm that I understand:

- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application packet.
- I cannot legally use water until the Water Resources Department issues a permit to me.
- If I get a permit, I must not waste water.
- If development of the water use is not according to the terms of the permit, the permit can be canceled.
- The water use must be compatible with local comprehensive land use plans.
- Even if the Department issues a permit, I may have to stop using water to allow senior water right holders to get water to which they are entitled.

I swear that all information provided in this application is true and correct to the best of my knowledge:

Dean L. Abney

Signature of Applicant (If more than one applicant, all must sign.)

12/02/09

Date

Roberta L. Abney

Before you submit your application be sure you have:

- Answered each question completely.
- Attached a legible map which includes township, range, section, quarter/quarter and tax lot number.
- Included a Land Use Information Form or receipt stub signed by a local official.
- Included the legal description of all the property involved with this application. You may supply a copy of the deed, land sales contract, or title insurance policy, to meet this requirement.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount. The Department's fee schedule can be found at www.wrd.state.or.us or call (503) 986-0900.

WRD on the web:
www.wrd.state.or.us

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Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

North Mall Office Building

725 Summer Street NE, Suite A

Salem, OR 97301-1266

503-986-0900

FAX 503-986-0904

NOTE TO APPLICANTS

In order for your application to be processed by the Water Resources Department (WRD), this Land Use Information Form must be completed by a local government planning official in the jurisdictions where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you.

NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for a water right. The Water Resources Department (WRD) requires its applicants to obtain land-use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan. Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land-use form and return it to the WRD. If no land-use information is received from you within that 30-day period, the WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan. Your attention to this request for information is greatly appreciated by the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Customer Service Group at 503-986-0801.

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SALEM, OREGON



Oregon Water Resources Department Land Use Information Form

THIS FORM IS NOT REQUIRED IF: 1) water is to be diverted, conveyed, and/or used only on federal lands; or 2) the application is for a water-right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and all of the following apply: a) only the place of use is proposed for change, b) there are no structural changes, c) the use of water is for irrigation, and d) the use is located in an irrigation district or exclusive farm-use zone.

Applicant Name: Dean L. Abney & Roberta L. Abney
Mailing Address: 10446 Elk Glenn Lane
City: Coos Bay State: OR Zip: 97420 Day Phone: (541) 267-3568

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), or used. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g. Rural Residential/RR-5)	Water to be:			Proposed Land Use:
24 S	11 W	25	SW	800		<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	

List all counties and cities where water is proposed to be diverted, conveyed, or used. Coos County

B. Description of Proposed Use

Type of application to be filed with the Water Resources Department:

- Permit to Use or Store Water
- Allocation of Conserved Water
- Permit Amendment or Ground Water Registration Modification
- Water-Right Transfer
- Limited Water Use License
- Exchange of Water

Source of water: Reservoir/Pond Ground Water Surface Water (name) Glenn Creek

Estimated quantity of water needed: .005 cubic feet per second gallons per minute acre-feet

Intended use of water: Irrigation Commercial Industrial Domestic for 1 household(s)
 Municipal Quasi-municipal Instream Other _____

Briefly describe: Provide domestic water use for one-family residence.

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Note to applicant: If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt below and include it with the application filed with the Water Resources Department.

Receipt for Request for Land Use Information

State of Oregon Water
Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1266

For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form.

This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested information

Land uses to be served by proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s) Article 42

Land uses to be served by proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.)

If approvals have been obtained but all appeal periods have not ended, check "Being pursued".

Type of Land-Use Approval Needed (e.g. plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:			
		<input type="checkbox"/> Obtained	<input type="checkbox"/> Being pursued	<input type="checkbox"/> Denied	<input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained	<input type="checkbox"/> Being pursued	<input type="checkbox"/> Denied	<input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained	<input type="checkbox"/> Being pursued	<input type="checkbox"/> Denied	<input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained	<input type="checkbox"/> Being pursued	<input type="checkbox"/> Denied	<input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained	<input type="checkbox"/> Being pursued	<input type="checkbox"/> Denied	<input type="checkbox"/> Not being pursued

Local governments are invited to express special land-use concerns or make recommendations to the Water Resources Department regarding this proposed use of water below, or on a separate sheet.

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Name: Staci Lepp Title: Planner
 Signature: [Signature] Phone: 396-321x210 Date: 12/2/09
 Government Entity: Cos County Planning Dept.

Note to local government representative: Please complete this form, or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

Receipt for Request for Land Use Information

Applicant name: Dean & Roberta Abrey
 City or County: Cos County Staff contact: Staci Lepp
 Signature: [Signature] Phone: 396-321x210 Date: 12/2/09

TICOR TITLE INSURANCE

867957

STATUTORY WARRANTY DEED

GENE M. CHALMERS and BERNICE L. CHALMERS, Husband & Wife
 Grantor,
 conveys and warrants to DEAN L. ABNEY and ROBERTA L. ABNEY, Husband & Wife
 Grantee, the following described real property free of encumbrances except as specifically set forth herein situated in
 COOS County, Oregon, to wit:

AS PER ATTACHED EXHIBIT "A"

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES. The said property is free from encumbrances except

AS PER ATTACHED EXHIBIT "B"

The true consideration for this conveyance is \$ 20,000.00----- (Here comply with the requirements of ORS 93.030)
 TWENTY THOUSAND AND NO/100-----DOLLARS
 Dated this 2 day of October 19 86

Gene M. Chalmers
 (Gene M. Chalmers)

Bernice L. Chalmers
 (Bernice L. Chalmers)

State of Oregon, County of COOS

State of Oregon, County of _____

The foregoing instrument was acknowledged before me this
 2 day of October, 19 86 by
 Gene M. Chalmers and Bernice L.

The foregoing instrument was acknowledged before me this
 _____ day of _____, 19____ by
 _____ President and

Chalmers

 NOTARY

Secretary of
 _____ a
 _____ corporation,

on behalf of the corporation.

Deanna R. Fry
 Notary Public for Oregon
 My commission expires: 12-12-88

Notary Public for Oregon
 My commission expires: _____

WARRANTY DEED

Chalmers GRANTOR
 Abney GRANTEE
 2737 Flower Ave., No. Las Vegas, NV 89030

Until a change is requested, all tax statements shall be sent to the following address:

Grantee above

Escrow No. 6-52-225 Title No. 6-52-225

After recording return to:

Grantee above

This Space Reserved for Recorder's Use

1204 224
 State of Oregon 86-4-7957
 County of Coos

I, Mary Ann Wilson, County Clerk, certify the within instrument was filed for record at

Oct 3, 1986 2:35 PM

By Deanna R. Fry Deputy

#pages 2 Fee \$ 9.75

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867958

EXHIBIT "A"

A parcel of land located in the SW 1/4 of Section 25, Township 24 South, Range 11 West of the Willamette Meridian, Coos County, Oregon, described as follows: Beginning at an iron pipe which bears 1420.25 feet North and 872.60 feet West of the quarter corner between Sections 25 and 36, Township 24 South, Range 11 West of the Willamette Meridian, Coos County, Oregon; thence South 59° 27' West, 263.55 feet to an iron pipe on the right bank of Glenn Creek; thence continuing for an additional distance of 50 feet to the center of Glenn Creek; thence downstream along the center of Glenn Creek to the Easterly right of way boundary of the county road; thence North 35° 30' West along said right-of-way boundary to its intersection with the Southerly right-of-way boundary of the Coos River State Highway, said intersection being 1240.51 feet North and 1481.58 feet West of the quarter corner between Sections 25 and 36, Township 24 South, Range 11 West of the Willamette Meridian, Coos County, Oregon; thence Northeasterly along the Southerly right-of-way boundary of the Coos River State Highway to a point which bears North 34° 39' 30" West from the point of beginning; thence North 79° 28' East along said right-of-way boundary, 10.96 feet to the center line of a 20 foot driveway; thence South 34° 39' 30" East along said driveway center line, 52.2 feet; thence leaving said driveway South 59° 27' West, 10.03 feet to the point of beginning.

EXHIBIT "B"

The said property is free from encumbrances except:
1986-1987 taxes, a lien not yet payable.

Any improvement located upon the insured property, which is described or defined as a mobile home under the provisions of Chapters 803 and 820, Oregon Revised Statutes and is subject to registration as provided therein.

Rights of the public in streets, roads and highways.

Terms and provisions of deed as set forth in instrument recorded April 14, 1982, bearing Microfilm Reel No.82-2-1517, Records of CCO-----

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RECORDED BY

 TICOR TITLE
INSURANCE