



Water Solutions, Inc.

July, 6, 2017

Tim Wallin  
Oregon Water Resources Department  
725 Summer Street NE, Suite A  
Salem, OR 97301

Re: Application for a Permit to Store Water - Coquille Indian Tribe

Dear Mr. Wallin:

The Coquille Indian Tribe (the Tribe) is submitting an application for a permit to store water in a reservoir on their "Seven Devils" property. The Tribe is currently the holder of Permit R-12617, which authorizes the storage of up to 220 acre feet of water from an unnamed tributary of Fivemile Creek, and Fivemile Creek. This application requests a permit that will replace Permit R-12617, which will be cancelled upon approval of this application. Seven Devils Reservoir 1 will store a maximum of 82 acre feet of precipitation and run-off for multipurpose storage, including storage for cranberry use, temperature control, pest control, and harvesting for cranberries.

Please find enclosed an application for a permit to store water, which requests processing under the "alternate reservoir" process. (The reservoir is excavated so it has a dam height of less than 10 feet). Also enclosed is the required fee of \$3,260.00, which was calculated as follows:

\$ 350.00 -Base Fee  
\$ 2,460.00 -\$30.00 per acre foot x 82  
\$ 450.00 -Permit recording fee  
\$3,260.00

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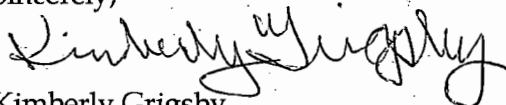
JUL 10 2017

SALEM, OR

R-88426

Please contact me if you have any questions. My telephone number is 541-257-9004.

Sincerely,



Kimberly Grigsby  
Supervising Water Resources Consultant

Cc: Todd Tripp, Coquille Indian Tribe - *electronic copy*  
Suzy Driver, Dorsay & Easton, LLP - *electronic copy*

Enclosures: Application for a Permit to Store Water  
Check in the amount of \$3,260.00 for application fee

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

# Application for a Permit to Store Water in a Reservoir

(Alternate Review)

Alternate Review Process (ORS 537.409): You may use this form for any reservoir storing less than 9.2 acre-feet or with a dam less than 10 feet high.

**Use a separate form for each reservoir**

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, insert "n/a". 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](http://www.wrd.state.or.us/OWRD/PUBS/forms.shtml).

**1. APPLICANT INFORMATION**

Applicant: Coquille Indian Tribe Attn: Brenda Meade, Tribal Chairperson  
First Last  
 Mailing Address: P.O. Box 783  
North Bend OR 97459  
City State Zip  
 Phone: 541-756-0904  
Home Work Other  
 Fax: \_\_\_\_\_ E-Mail Address\*: \_\_\_\_\_

\* By providing an e-mail address, consent is given to receive all correspondence from the department electronically. (paper copies of the final order documents will also be mailed.)

**2. AGENT INFORMATION**

The agent is authorized to represent the applicant in all matters relating to this application.

Agent: GSI Water Solutions, Inc. Attn: Kimberly Grigsby  
First Last  
 Mailing Address: 1600 Western Blvd., Suite 240  
Corvallis OR 97333  
City State Zip  
 Phone: \_\_\_\_\_  
Home Work Other  
 Fax: \_\_\_\_\_ E-Mail Address\*: kgrigsby@gsiws.com

\* By providing an e-mail address, consent is given to receive all correspondence from the department electronically. (paper copies of the final order documents will also be mailed.)

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**3. LOCATION AND SOURCE**

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A. Reservoir Name: Seven Devils Reservoir 1 SALEM, OR

B. Source: Provide the name of the water body or other source from which water will be diverted, and the name of the stream or lake it flows into. Indicate if source is run-off, seepage, or an unnamed stream or spring.  
 Source: Precipitation and runoff Tributary to: unnamed tributary to Fivemile Creek

C. County in which diversion occurs: Coos County

App. No. <u>2-88426</u>	For Department Use	Date _____
	Permit No. _____	

**D. Reservoir Location**

Township (N or S)	Range (E or W)	Section	quarter/quarter	tax lot number
27S	14W	4	NE, SW	500

**E. Dam:** Maximum height of dam: 0 feet. If excavated, write "zero feet".

**F. Quantity:** Amount of water to be stored in the reservoir at maximum capacity. List volume in acre-feet: 82

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

**4. WATER USE**

Indicate the proposed use(s) of the stored water. **NOTE: You may wish to consider filing for "Multipurpose use" for your reservoir. Multipurpose use does not limit the types of future uses for the stored water. Multipurpose covers all uses including: stockwater, fish and wildlife, aesthetics, domestic, irrigation, agriculture, fire protection and pollution abatement.** If any use will be out of reservoir use, regardless of the type of storage listed, a secondary application must be filed to appropriate the stored water.

Multipurpose storage, including storage for cranberry use, temperature control, pest control, and harvesting for cranberries.

**5. PROPERTY OWNERSHIP**

Please provide a copy of the recorded deed(s).

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 5)

There are no encumbrances

This land is encumbered by easements, right of way, roads of way, roads or other encumbrances

**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). (Do not check this box if you described your use as "Multipurpose" in #3 above.)

List the names and mailing addresses of all affected landowners:

N/A

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**6. ENVIRONMENTAL IMPACT**

- A. **Channel:** Is the reservoir:  in-stream or  off channel?
- B. **Wetland:** Is the project in a wetland?  Yes  No  Don't know
- C. **Existing:** Is this an existing reservoir?  Yes  No  
If yes, how long has it been in place? 18 years.\*
- D. **Fish Habitat:** Is there fish habitat upstream of the proposed structure?  Yes  No  Don't know  
If yes, how much? \_\_\_\_\_ miles.
- E. **Partnerships:** Have you been working with other agencies?  Yes  No  
Indicate agency, staff and phone numbers of those involved. Also indicate any agencies that are cost sharing in this project.

N/A

\*The Applicant is the holder of Permit R-12617, which authorizes the storage of up to 220 acre-feet from an unnamed stream, tributary to Fivemile Creek and from Fivemile Creek. The Applicant is no longer diverting water from Fivemile Creek. The Applicant is proposing to store precipitation and run-off that is tributary to an unnamed tributary to Fivemile Creek. The Applicant will cancel Permit R-12617 upon approval of this application.

**7. WITHIN A DISTRICT**

Check here if the point of diversion or place of use are located within or served by an irrigation or other water district.

Irrigation District Name N/A	Address	
City	State	Zip

**8. DESCRIPTION**

Provide a description of the design and operation of the proposed diversion, including a description of how live flow will be passed outside the authorized storage season. Use this space for narrative. You may also provide narrative and sketches on separate pages.

The reservoir is at the top of the watershed and will capture run-off and precipitation. The reservoir is excavated and has a 24-inch outlet located along the NE side of the reservoir that drains into the watershed for an unnamed tributary to Fivemile Creek. See Attachment B (Application Map).

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*2-88426*

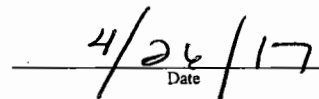
If the diversion involves a dam, use this space for sketches of the diversion (e.g. cross-section of the dam with its dimensions, dimension and placement of outlet pipe, means of passing live flow outside of the authorized storage season, and means for providing fish passage).

The reservoir does not involve a dam (it is excavated) and is located off-channel. A 24-inch outlet pipe is located on the NE side of the reservoir and passes flow from the reservoir into the Fivemile Creek drainage, above the point where an unnamed tributary to Fivemile Creek channelizes.

**9. SIGNATURE**

I swear that all statements made and information provided in this application are true and correct to the best of my knowledge.

  
Landowner Signature

  
Date

**Before you submit your application be sure you have:**

- Answered each question completely.
- Included a legible map that includes Township, Range, Section, quarter-quarter and tax lot number. (See Attachment B)
- Included a land use form or receipt stub signed by a local planning official. (See Attachment C)
- The map must meet map requirements to be accepted.
- Included a check payable to Oregon Water Resources Department for the appropriate amount.

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# WATERMASTER ALTERNATE RESERVOIR APPLICATION REVIEW SHEET

Recommendations for Water Right Applications under the Alternate Reservoir review process (ORS 537.409)

In lieu of the water right application process set forth in ORS 537.140 to 537.211, an owner of a reservoir may submit an alternate reservoir application for a reservoir that has a storage capacity less than 9.2 acre-feet or a dam or impoundment structure less than 10 feet in height. ORS 537.409 describes the criteria used to evaluate alternate reservoir applications.

The review shall be limited to issues pertaining to: a) water availability, b) potential detrimental impact to existing fishery resources; and c) potential injury to existing water rights. (ORS 537.409 (6))

Within 60 days after the department provides public notice...any person may submit detailed, legally obtained information in writing, requesting the department to deny the application for a permit on the basis that the reservoir: (a) Would result in injury to an existing water right; or (b) Would pose a significant detrimental impact to existing fishery resources. (ORS 537.409 (5))

**The review of alternate reservoirs is limited to these criteria only.**

*Large*  
Application #: R-      Applicant's Name: Coquille Indian Tribe

1) Does the proposed reservoir have the potential to injure existing water rights?       NO       YES


Explain:

2) Can conditions be applied to mitigate the potential injury to existing water rights?       NO       YES

If YES, which conditions are recommended:

3) Did you meet with staff from another agency to discuss this application?       NO       YES

Who:                                  Agency:                                  Date:  
Who:                                  Agency:                                  Date:

Watermaster signature:       Date: 04-19-2017

WRD Contact:      Caseworker:      Water Rights Division, 503-986-0900 / Fax 503-986-0901

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# ODFW Alternate Reservoir Application Review Sheet

**This portion to be completed by the applicant.**

Applicant Name/Address/Phone/Email: Coquille Indian Tribe, Attn: Brenda Meade/ P.O. Box 783, North Bend, OR 97459/ 541-756-0904

Reservoir Name: Seven Devils Reservoir 1 Source: Precipitation and run-off tributary to an unnamed tributary to Fivemile Creek Volume (AF): 82

Twp Rng Sec QQ:27S, 14W, Section 4, NE, SW Basin Name: South Coast in-channel  off-channel

Note: It is unlikely that ODFW will be able to complete this form while you wait, nevertheless we recommend making an appointment to submit the form so as to provide any necessary clarifications. See pg. 6 of Instructions for contact information.

**This portion to be completed by Oregon Department of Fish and Wildlife (ODFW) District staff.**

- 1) Is the proposed project and AO<sup>1</sup> off channel? .....  YES  NO  
 (if yes then proceed to #4; if no then proceed to #2)
- 2) Is the proposed project or AO located where NMF<sup>2</sup> are or were historically present?.....  YES  NO  
 (if yes then proceed to #3; if no then proceed to #4)
- 3) If NMF are or were historically present:
- a. Is there an ODFW-approved fish-passage plan?..... YES  NO
- b. Is there an ODFW-approved fish-passage waiver or exemption?.....  YES  NO

If fish passage is required under ORS 509.580 through .910, then either 3(a) or 3(b) must be "Yes" to move forward with the application. If responses to 3(a) and 3(b) are "No", then the proposed reservoir does not meet the requirements of Oregon Fish Passage Law and shall not be constructed as proposed.

- 4) Would the proposed project pose any other significant detrimental impact to an existing fishery resource locally or downstream?..... YES  NO  
*Explain below (for example, list STE species or other existing fishery resources that would be impacted negatively.)*

- Any diversion or appropriation of water for storage during the period \_\_\_\_\_ through \_\_\_\_\_ poses a significant detrimental impact to existing fishery resources.  
*(For example, if diversion of water for storage during a certain time period would cause a significant detrimental impact to an existing fishery resource, then ODFW should recommend conditions or limitations.)*  
 If NMF fish are present at the project site or point of water diversion then the applicant should be advised that a fish screen consistent with screening criteria will be required.
- This proposed pond or reservoir contemplates impounding water in the Columbia Basin above Bonneville Dam. ODFW has determined that additional diversions of water in this area pose a significant detrimental impact to existing fishery resources during the period April 15 through September 30.

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<sup>1</sup> AO = Artificial Obstruction means any dam, diversion, culvert or other human-made device placed in waters of this state that precludes or prevents the migration of native migratory fish. ORS 509.580 (1)

<sup>2</sup> NMF = Native Migratory Fish Species in Oregon as defined by OAR 635 - 412 - 0005 (32)

*R 88426*



ODFW visited the site with Coquille Tribal Environmental staff (Helena Linnell) on 06/23/17. This larger reservoir capable of storing 82 acre/ft. has been developed incorporating a combination of excavation and berm building on a gentle sloping flat ~1/4 mile upslope from Fivemile Creek, direct tributary to the Pacific Ocean. The current use is for cranberry farming and water is stored from surface runoff into the reservoir until the time at which it is pumped to existing cranberry bogs. There were no streams observed entering the reservoir. Fish are not believed to be present in the reservoir as there is not a channel connecting the reservoir to Fivemile Creek, which is the closest fish bearing stream. A fishway is not needed for this larger of two reservoirs in the vicinity and there is not a need to require screening to protect native fish. It is recommended, but not required, that a screen that has sufficiently small mesh size (1/4 inch) be operated when pumping at this site to prevent entrainment of amphibians into the pump intake. The shoreline soils of this larger reservoir are only partially healed since construction. There is some bank erosion visible that has occurred during higher levels and likely due to wind actions. As the banks fully heal with willow shrubs and native sedges/grasses the potential for amphibian and duck production will increase. There are locations where seeding and mulching could expedite this process.

If YES, can conditions be applied to mitigate the significant detrimental impact to an existing fishery resource?

NO (explain)

YES (select from Menu of Conditions on next page)

ODFW Signature: *Christopher W. Claire*

Print Name: *Christopher W. Claire*

ODFW Title: *Habitat Protection Biologist*

Date: *07/03/17*

**NOTE: This completed form must be returned to the applicant.**

Revised 10/4/12

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R-98426

Use this menu to identify appropriate conditions to be included in the permit, and indicate the abbreviations on the review form:

**fishpass:** As required by ORS 509.585, a person owning or operating an artificial obstruction (AO) may not construct or maintain any AO across any waters of this state that are inhabited, or historically inhabited, by native migratory fish (NMF) without providing passage for NMF. A person owning or operating an AO shall, prior to construction, fundamental change in permit status or abandonment of the AO in any waters of this state, obtain a determination from ODFW as to whether NMF are or historically have been present in the waters. If ODFW determines that NMF are or historically have been present in the waters, the person owning or operating the AO shall either submit a proposal for fish passage to ODFW or apply for a waiver or exemption. Approval of the proposed fish-passage facility, waiver, or exemption must be obtained from the department prior to construction, permit modification or abandonment of the AO. Approved fish-passage plans, waivers, and exemptions shall maintain adequate passage of NMF at all times (ORS 509.601) as per the approved plan, waiver or exemption.

**fishself:** The permittee shall install, maintain, and operate fish screening and by-pass devices consistent with current Oregon Department of Fish and Wildlife (ODFW) standards. Fish screening is to prevent fish from entering the proposed diversion while by-pass devices provide adequate upstream and downstream passage for fish. The required screen and by-pass devices are to be in place and functional prior to diversion of any water. Permittee shall obtain written approval from ODFW that the installation of the required screen and by-pass devices meets the state's criteria or the permittee shall submit documentation that ODFW has determined screens and/or by-pass devices are not necessary.

**fishapprove:** The permittee shall install, maintain, and operate fish screening and by-pass devices consistent with current Oregon Department of Fish and Wildlife (ODFW) standards. Fish screening is to prevent fish from entering the proposed diversion while by-pass devices provide adequate upstream and downstream passage for fish. The required screen and by-pass devices are to be in place and functional, and approved in writing by ODFW prior to diversion of any water. The permittee may submit evidence in writing that ODFW has determined screens and/or by-pass devices are not necessary.

**fishdiv33:** 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 635-415, shall be followed.

The use may be restricted if the quality of the source stream or downstream waters decrease to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.

The permittee shall install, maintain, and operate fish screening and by-pass devices consistent with current Oregon Department of Fish and Wildlife (ODFW) standards. Fish screening is to prevent fish from entering the proposed diversion while by-pass devices provide adequate upstream and downstream passage for fish. The required screen and by-pass devices are to be in place and functional, and approved in writing by ODFW prior to diversion of any water. The permittee may submit evidence in writing that ODFW has determined screens and/or by-pass devices are not necessary.

**fishmay:** Notwithstanding that ODFW has made a determination that fish screens and/or by-pass devices are not necessary at the time of permit issuance, the permittee may be required in the future to install, maintain, and operate fish screening and by-pass devices to prevent fish from entering the proposed diversion and to provide adequate upstream and downstream passage for fish.

**b52** Water may be diverted only when Department of Environmental Quality sediment standards are being met.

**b5** The water user shall install and maintain adequate treatment facilities meeting current DEQ requirements to remove sediment before returning the water to the stream.

**b51a** The period of use has been limited to \_\_\_\_\_ through \_\_\_\_\_.

**b57** Before water use may begin under this permit, a totalizing flow meter must be installed at each diversion point.

**b58** Before water use may begin under this permit, a staff gage that measures the entire range and stage between full reservoir level and dead-pool storage must be installed in the reservoir. The staff gage shall be United States Geological Survey style porcelain enamel iron staff gage style A, C, E or I.

**futile call:** The use of water allowed herein may be made only at times when waters from the (NAME OF SURFACE WATER) would not otherwise flow into a tributary of the \_\_\_\_\_ River or sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

**riparian:** 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 635-415, shall be followed.

**wq:** The use may be restricted if the quality of the source stream or downstream waters decrease to the point that those waters no longer meet existing state or federal water quality standards due to reduced flows.

**fence:** The stream and its adjacent riparian area shall be fenced to exclude livestock.

**blv:** Water must be diverted to a trough or tank through an enclosed water delivery system. The delivery system must be equipped with an automatic shutoff or limiting flow control mechanism or include a means for returning water to the stream source through an enclosed delivery system. The use of water shall not exceed 0.10 cubic feet per second per 1000 head of livestock.

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**Attachment A  
Deed**

**Application for a Permit to Store Water – Coquille Indian Tribe**

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**JUL 10 2017**

**SALEM, OR**

R-88426



**FILE COPY**

RECORDED BY  
FIRST AMERICAN TITLE  
813545TA

**SPECIAL WARRANTY DEED**

Westbrook Land & Timber, LLC, an Oregon limited liability company, Grantor, conveys and specially warrants to the Coquille Indian Tribe, a federally recognized Indian tribe, Grantee, the following described real property and the grantor warrants and will defend the title to the property against all persons who may lawfully claim the same by, through or under the grantor or grantor's immediate predecessor in interest, Westbrook Land & Timber, an Oregon general partnership, except as specifically set forth herein:

Parcel 2 of Partition Plat 1992 #19, Recorded June 10, 1992 as Microfilm No. 92-06-0420, Records of Coos County, Oregon, lying within Section 4 of Township 27 South, Range 14 West of the Willamette Meridian, Coos County, Oregon

Subject to and excepting: See Exhibit A, attached hereto.

The true consideration for this conveyance is \$820,000.

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

Coquille Indian Tribe  
c/o P O Box 783  
North Bend, OR 97459

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 197.352. THIS INSTRUMENT DOES 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, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930 AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 197.352.

Dated this 23 day of June, 2006.

Westbrook Land & Timber, LLC

By: Nancy Westbrook Manager  
Nancy Westbrook, Manager

By: Steven Westbrook Manager  
Steven Westbrook, Manager

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AFTER RECORDING RETURN TO:  
Coquille Indian Tribe  
c/o P O Box 783  
North Bend, OR 97459

JUL 10 2017

SALEM, OR

COOS COUNTY CLERK, OREGON TOTAL \$41.00  
TERRI L. TURI, CCC, COUNTY CLERK

06/30/2006 #2006-9010  
11:31AM 1 OF 4

R-88426

STATE OF OREGON )

) ss.  
County of Washington

The foregoing instrument was acknowledged before me this 23 day of June, 2006, by Nancy Westbrook, as a duly authorized representative of Westbrook Land & Timber, LLC.

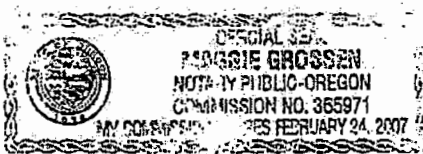


Maggie Grossen  
Notary Public for Oregon  
My Commission Expires: Feb 24-2007

STATE OF OREGON )

) ss.  
County of Washington

The foregoing instrument was acknowledged before me this 23 day of June, 2006, by Steven Westbrook as a duly authorized representative of Westbrook Land & Timber, LLC.



Maggie Grossen  
Notary Public for Oregon  
My Commission Expires: Feb 24-2007

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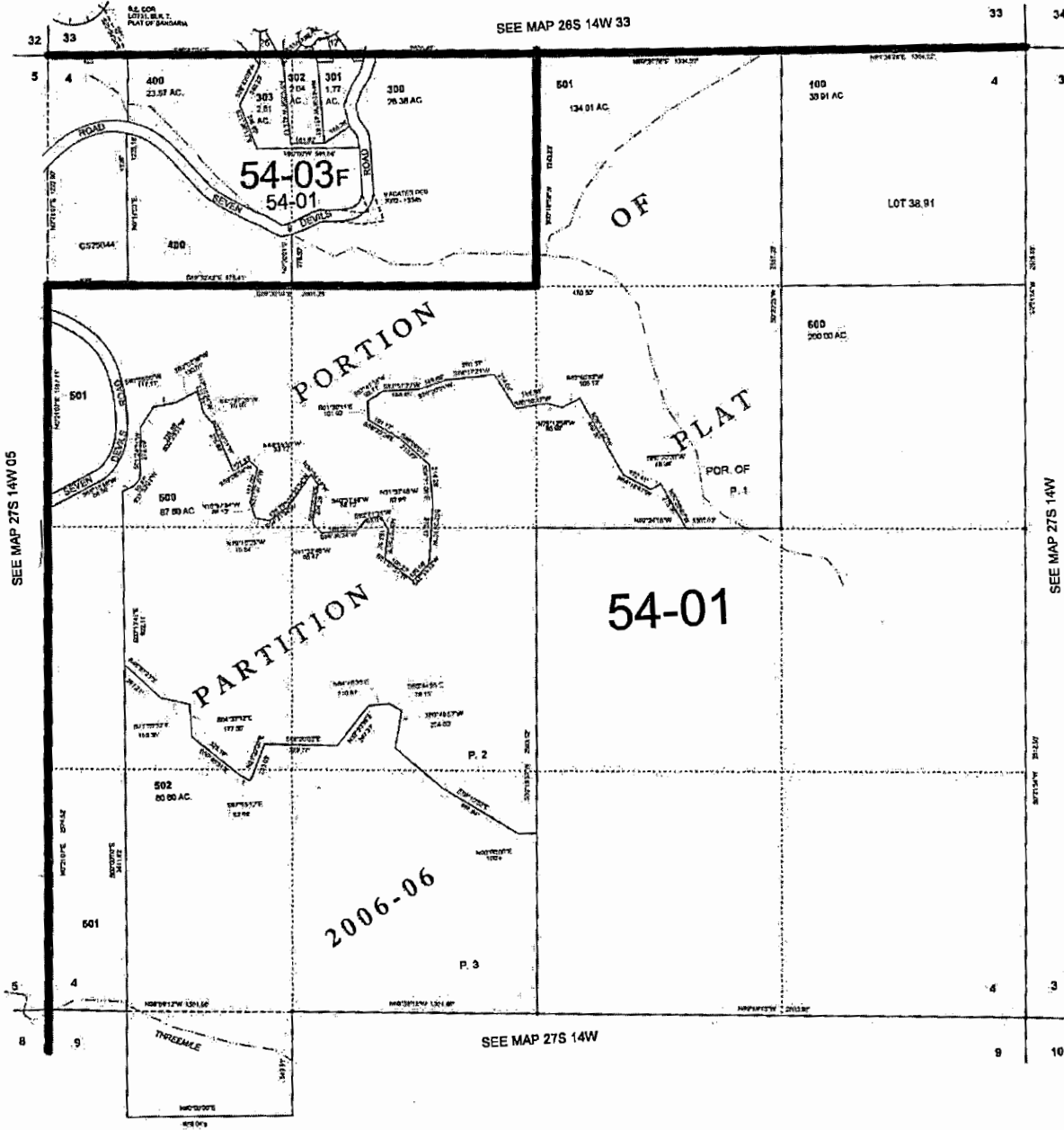
12-88426

27S 14W 04  
CANCELLED NO

SECTION 4 T27S R14W W.M.  
COOS COUNTY  
1" = 400'

THIS MAP WAS PREPARED FOR  
ASSESSMENT PURPOSE ONLY

- 401
- 402
- 403
- 304
- 305
- 306
- 404
- 405
- 200
- 700



8-21-2006  
27S 14W 04

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**Attachment C  
Land Use Form**

Application for a Permit to Store Water – Coquille Indian Tribe

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12-88426

# Land Use Information Form



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

## 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 jurisdiction(s) 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. Please be aware that your application will not be approved without land use approval.

**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) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
  - b) The application involves a change in place of use only;
  - c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; and
  - d) The application involves irrigation water uses only.

## NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for or modifying 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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WR / FS



# Land Use Information Form



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

Applicant(s): Coquille Indian Tribe

Mailing Address: P.O. Box 783

City: North Bend

State: OR

Zip Code: 97459

Daytime Phone: 541-756-0904

## A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. 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:
<u>27S</u>	<u>14W</u>	<u>4</u>	<u>NE, SW</u>	<u>500</u>	_____	<input checked="" type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	<u>Multipurpose storage*</u>
_____	_____	_____	_____	_____	_____	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	_____

\*Multipurpose storage, including storage for cranberry use, temperature control, pest control, and harvesting for cranberries.

all counties and cities where water is proposed to be diverted, conveyed, and/or used or developed:

<u>Coos County</u>	<b>RECEIVED BY OWRD</b>  JUL 10 2017
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**SALEM, OR**

## B. Description of Proposed Use

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

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

Source of water:  Reservoir/Pond    Ground Water    Surface Water (name) Precipitation and runoff tributary to an unnamed tributary to Fivemile Creek

Estimated quantity of water needed: 82    cubic feet per second    gallons per minute    acre-feet

Intended use of water:  Irrigation    Commercial    Industrial    Domestic for \_\_\_\_\_ household(s)  
 Municipal    Quasi-Municipal    Instream    Other Multipurpose storage, including storage for cranberry use, temperature control, pest control, and harvesting for cranberries.

Briefly describe:

<u>The Coquille Indian Tribe is applying for a permit to store up to 82 acre feet of water for multipurpose storage, including storage for cranberry use, temperature control, pest control, and harvesting for cranberries.</u>
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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 at the bottom of the next page and include it with the application filed with the Water Resources Department.

See bottom of Page 3. →

*2-88426*

# 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 the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s):
- Land uses to be served by the 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"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
	<b>RECEIVED BY OWRD</b>	<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
	JUL 10 2017	<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
	<b>SALEM, OR</b>	<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <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.

Section 4.6.100.C Physical alterations to land-reservoirs  
Section 4.6.100.F farm use

Name: Crystal Orr Title: Planning Specialist  
 Signature: [Signature] Phone: 541-396-7770 Date: 4/24/17  
 Government Entity: Coos County Planning Department

**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: \_\_\_\_\_  
 City or County: Coos County Staff contact: Crystal Orr  
 Signature: [Signature] Phone: 541-396-7770 Date: 4/24/17

R-88426