

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

In the Matter of Water Rights Application)	SUPERSEDING FINAL ORDER
S-88495 in the name of COQUILLE)	APPROVING THE USE OF
TRIBE, Coos County)	STORED WATER

Authority

ORS 537.147 establishes the process by which an application to use stored water exclusively may be submitted. OAR Chapter 690, Divisions 310 and 340 implement the statute, and provide the Department's procedures and criteria for evaluating applications to use stored water exclusively.

Findings of Fact

1. On January 10, 2018, Coquille Tribe submitted an application for a water-use permit pursuant to ORS 537.147.
2. The Department provided public notice of the application in the Department's weekly public notice on January 16, 2018. A 30-day comment period followed.
3. The Department has evaluated the application and any comments received, and finds that no public interest in ORS 537.170(8) would be affected adversely by the proposed use.
4. On April 18, 2018, the Department issued a Final Order approving Application S-88495 and Permit S-55128. Subsequently the Department discovered that Permit S-55128 erroneously described the source of water as constructed under Permit R-619. Let the record reflect that R-619 is removed from the permit.

Conclusions of Law

1. Application S-88495 is consistent with the requirements of ORS 537.147 and OAR Chapter 690.

Now Therefore, it is Ordered:

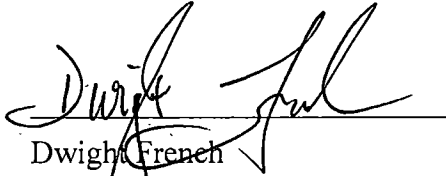
This Final Order and Permit S-55135 supersedes the April 18, 2018 Final Order and Permit S-55128 for application S-88495, which are of no further force or effect.

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

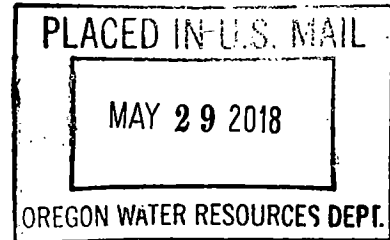
This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

Application S-88945 is approved pursuant to ORS 537.147 and the Permit S-55135 is issued as limited by the conditions contained therein.

Dated at Salem, Oregon on May 25, 2018.



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



This order was produced by Lisa Graham. If you have any questions about any of the statements contained in this document, I can be reached at 503-986-0808 or Elisabeth.A.Graham@oregon.gov.

If you have other questions about the Department or any of its programs please contact our Customer Service Group at 503-986-0801. Address all other correspondence to: Water Rights Section, Oregon Water Resources Department, 725 Summer St NE, Suite A, Salem OR 97301-1266, Fax: 503-986-0901.