

Name ASSIGNED
Yachats Water District
By P.O. Box 67
Address Yachats, Oregon 97498

Date filed January 25, 1963
Priority August 22, 1963 for 1.0 c.f.s.
June 26, 1963 for 1.0 c.f.s.
Action suspended until 1-10-98

Returned to applicant
Date of approval December 20, 1963

CONSTRUCTION
Date for beginning December 20, 1964
Date for completion October 1, 1965

Extended to 10-1-72 10-1-82
10-1-87 10-1-92 10-1-98

Date for application of water October 1, 1966
Extended to 10-1-69 10-1-72 10-1-82
10-1-87 10-1-92 10-1-98

PROSECUTION OF WORK
Form "A" filed
Form "B" filed
Form "C" filed 11/3/97

FINAL PROOF
Blank mailed
Proof received
Date certificate issued

Application No. 38383
Permit No. 29018
Certificate No.

Stream Index, Page No. 18-C H

FEES PAID

| Date | Amount | Receipt No. |
|-----------------|----------------|---------------|
| <u>12-8-63</u> | <u>\$12.00</u> | <u>36932</u> |
| <u>11-8-63</u> | <u>\$16.00</u> | <u>46223</u> |
| <u>11-23-93</u> | <u>100.00</u> | <u>107339</u> |
| | \$1 Cert. Fee | |

FEES REFUNDED

| Date | Amount | Check No. |
|------|--------|-----------|
|------|--------|-----------|

ASSIGNMENTS

| Date | To Whom | Address | Volume | Page |
|----------------|------------------------|-----------------------------------|----------------|------|
| <u>6-28-78</u> | <u>City of Yachats</u> | <u>Box 345, Yachats, OR 97498</u> | <u>by deed</u> | |

REMARKS

2.0 c.f.s. from Salmon Creek (the Yachats River) for municipal use. (the right allowed herein shall be limited to any deficiency in the available supply under the prior existing right from Ready Creek.)

DEC 23 1964 CARD FOR A
JUL 21 1965 CARD FOR B

OCT 1 1966 CARD FOR C

JAN 15 1967 FORM 103

OCT 30 1969 CARD FOR B-C

MAR 25 1970 FORM 100

OCT 9 1972 CARD FOR B-D

Extension form sent 3/2/78
card for B-C OCT 14 1982

CARD FOR B-C OCT 12 1987

CARD FOR C OCT 22 1992

C Rem-Sent 10/16/97



Oregon

John A. Kitzhaber, MD, Governor

Water Resources Department

North Mall Office Building
725 Summer St NE, Suite A
Salem, OR 97301
Phone (503) 986-0900
Fax (503) 986-0904
www.wrd.state.or.us

October 13, 2014

CITY OF YACHATS
PO BOX 345
YACHATS OR 97498

Reference: Application S-38383, Permit S-29018

Dear Permit Holder:

This letter is in regard to your water use permit referenced above. The Department would like to help you succeed in completing the development of your water use permit. Your permit required you to complete the development of your water use by 10/1/1997.

If you have not yet finished the development of your water use permit (water system construction and beneficial water use) you need to file an application for an extension of time. The Department's approval of an extension of time request provides more time to complete permit development. The current fee for filing an extension of time is \$575.00. Please see the enclosed 'Resource Sheet' to access the extension of time form.

If you have finished development of your water use permit, you may be ready to seek a water right certificate, the final stage in the water right development process. Since your permit pre-dates July 9, 1987, you were required to notify the Department of the complete application of water within one year of the permit completion date by submitting a "C" form. A "C" form is enclosed for your use. The Department does not currently have staff to conduct Final Proof Surveys. You may wait for the Department or you may hire a certified water rights examiner (CWRE) to prepare and submit a claim of beneficial use that includes a final proof survey map of the water right development. The fee for submitting a claim of beneficial use is \$175.00. Please see the enclosed 'Resource Sheet' for our current database of CWRE's.

If you no longer want the water use permit you may voluntarily cancel it, which will help the Department maintain accurate records. Please see the enclosed 'Resource Sheet' to access the cancellation form, if you are interested in this option.

I encourage you to either: (1) file for an extension of time; (2) work with a CWRE to develop and submit a claim of beneficial use; (3) voluntarily cancel the permit; or (4) contact our office in the next 90 days to discuss your plans and a schedule for progress. If you decide to take none of these four actions within 90 days of this letter, the Department may begin the process of cancelling the permit for you in accordance with the provisions of ORS 537.260 and ORS 174.160.

I have included contact information for my staff on the back of this letter so we may assist you efficiently. Should you have any questions, you may contact me directly at the address above or by telephone at 503-986-0819.

Sincerely,

Dwight French
Water Right Services Division Administrator
Oregon Water Resources Department

Enclosures (1)

cc: File S-38383
OWRD Watermaster District 1

Contact information for WRD staff

Claims of Beneficial Use

Gerry Clark: 503-986-0811

Permit Extensions

Municipal: Ann Reece 503-986-0834

Quasi-Municipal: Steven Parrett 503-986-0825

Permit Cancellations

Jerry Sauter: 503-986-0817

NOTE: For water rights information and useful forms, please see our web site at
www.oregon.gov/GWRD

PERMIT STATUS REVIEW BY Skaug DATE 8/2/07 FILE # 538383

1. Per Dwight French, do not send "C" DATE NOTICE PACKET if: update appropriate db

Extension pending

Assignment is pending

Cancellation has been requested

Dept. has already sent a certified 60-Day Compliance letter (date _____, # _____)

Was 60 days notice allowed? Y N If No, How Much Time? _____

Was mail deliverable as addressed? Y N date _____

If mail returned, online/www check? Y N date _____ successful? Y N

Re-send Cert. Letter? Y N date _____

Send cancellation order Y N

Claim of beneficial use and final proof map (COBU) have been received by Department
Date information received _____

2. IF NONE OF THE ABOVE APPLY

Send certified "C" date notice packet to permit holder.

"C" DATE _____ BASIN NUMBER _____ WM # _____

CWRE or AGENT _____

C Form
filed
OK - Dept
needs to issue
Cert
8/2/07 MS

RECEIVED

NOV 03 1997

WATER RESOURCES DEPT.
SALEM, OREGON

Form C (690-9-77)

IMPORTANT—This form is a notice to the Water Resources Director that permittee is ready to make final proof to the extent to which the water has actually been applied to the intended use under the terms of the permit. Permittee is cautioned that Certificate of Water Right will be issued based on the extent of the quantity and use as determined by the final proof inspection and survey which will be made in response to the filing of this Form C.

NOTE: In the case of an irrigation permit, this Form C should not be mailed to the Water Resources Department until all of the land described in the permit, which it is intended to irrigate under this permit at any time, has actually been irrigated.

Fill out, detach and mail to the Water Resources Department, Salem, OR 97310, when all of the water has been applied.

Application No. 38383

NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

I, CITY OF YACHATS, the holder of Permit No. 29018

to appropriate the public waters of the state of Oregon, completely applied the waters to a beneficial use in accordance with the terms of said permit, on the 1st day of FEBRUARY, 1992

Remarks: A NEW WATER TREATMENT PLANT WAS BUILT TO USE WATER FROM SALMON CK. - WE ARE NOW USING ON ALL AVAILABLE WATER FROM THE CREEK. -

IN WITNESS WHEREOF, I have hereunto set my hand this 30th day of OCTOBER, 1997

(Signature of Applicant)

P.O. BOX 345, YACHATS, OR 97458

(Address)

OK



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

November 4, 1997

CITY OF YACHATS
PO BOX 345
YACHATS OR 97498

REFERENCE: File 38383

We have received your notice that complete application of water has been made under Permit 29018.

At a future date you will be mailed a proposed certificate of water right covering the actual use of water as found by our Inspector. Any use described in the permit that was not made will not be included in the certificate.

In the meantime, the permit you hold is valid evidence of your right so long as you continue to use the water.

If you have any questions, please contact the Water Rights Section at 378-3739, or toll-free within Oregon 1-800-624-3199.

Sincerely,

DALLAS MILLER
Water Rights Specialist

DM:jh

cc: Bill Ferber, Watermaster

Oregon

WATER RESOURCES
DEPARTMENT

Commerce Building
158 12th Street NE
Salem, OR 97310-0210

CITY OF YACHATS
PO BOX 67
YACHATS, OR 97498



RECEIVED

JUL 29 1997

WATER RESOURCES DEPT.
SALEM, OREGON



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97301-4172
(503) 378-3739
FAX (503) 378-8130
www.wrd.state.or.us

January 13, 2003

CITY OF YACHATS
PO BOX 345
YACHATS OR 97498

REFERENCE: Permit #S29018 (App File #S38383) and the Adoption of New Administrative Rules for Municipal and Quasi-Municipal Water Use Permit Extensions

Dear Municipal and/or Quasi-Municipal Water Use Permit Holder:

The Water Resources Commission has adopted new administrative rules that govern the processing of Municipal and Quasi-Municipal permit extension requests. The new rules are contained in the Oregon Administrative Rules Chapter 690, Division 315 (OAR 690-315-0070 through 690-315-0100). If you wish to view a copy of the new Chapter 690, Division 315 Extension Rules, you may access the document from the Department's web page at:

http://www.wrd.state.or.us/cgi-bin/notices.pl?new_oars

The new rules implement many changes to the extension process for municipal and quasi-municipal permit holders. One of the most significant changes is that an extension is linked to the requirement to develop a Water Management and Conservation Plan under OAR Chapter 690, Division 86.

In preparation for implementing the new extension rules, the Department has reviewed its records and determined that the authorized date for completion of development for your water use permit has passed and that neither a permit extension of time application, nor a claim of beneficial use and final proof survey map, have been received.

As a result of this review, your water use permit falls into one of the three following categories:

1. Development is Not Complete

If development of your water use permit is not finished, you must submit an application for extension of time to complete construction of the water system and/or complete beneficial use of water to the full extent of the permit. You may access the "Application for Extension of Time for Quasi-Municipal and Municipal Water Use Permits" on the Department's website at:

<http://www.wrd.state.or.us/publication/forms/index.shtml>



January 13, 2003

page two

2. Development is Complete and Final Proof Must be Submitted

If your water use permit was issued *after* July 9, 1987, and development of the permit is complete, you are required by law (ORS 537.230 and/or 537.630) to hire a certified water rights examiner to prepare and submit a claim of beneficial use and final proof survey map.

3. Development is Complete and Waiting for WRD to Conduct Final Proof Survey

If you applied for or received a permit *on or before July 9, 1987*, and development of the permit is complete, you must notify the Department that the work has been completed and choose to either: **(a)** hire a water right examiner certified under ORS 537.798 to conduct a survey, the original to be submitted as required by the Water Resources Department, for issuance of a water right certificate; **or (b)** continue to appropriate water under the water right permit until the Water Resources Department conducts a survey and the commission issues a water right certificate under ORS 537.250 or 537.625.

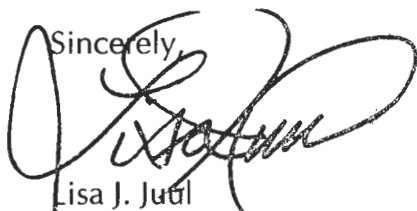
4. Permit is Not Needed and Wish to Authorize Cancellation

If you have determined that this permit is no longer needed and/or you have chosen not to pursue development of the permit, you may choose to authorize its cancellation. If you are interested in this option, please contact Jerry Sauter of our Department at extension 274 for the appropriate cancellation form.

Once you have determined which development category applies to your water use permit, please complete the enclosed "Quasi-Municipal/Municipal Water Use Permit Development Questionnaire" form and return it to my attention at the Water Resources Department by April 13, 2003.

If you would like the new rules or extension application forms sent to you by mail, or if have any questions, please feel free to contact me by telephone at 503-378-8455, extension 272.

Sincerely,



Lisa J. Jutil
Water Rights Specialist
Water Rights Section

enclosure

cc: App File #S38383 (Permit #S29018)

**Oregon Water Resources Department
Quasi-Municipal/Municipal Water Use Permit Development Questionnaire**

Permit Holder: CITY OF YACHATS

Permit #S29018

Application File #S38383

Please indicate which of the following applies to the above referenced Quasi-Municipal or Municipal water use permit by checking the appropriate box:

1. The Permit is Ready for Final Proof and...

- ☐ a Claim of Beneficial Use and Final Proof Survey map will be prepared and submitted by a Certified Water Rights Examiner;

- OR -

- ☐ the Water Resources Department (WRD) has been notified that development of the permit is complete, and the permit holder is waiting for WRD to conduct the final proof survey.

2. Development of the Permit is Not Complete and...

- ☐ the permit holder will submit a permit extension of time application to **WRD no later than 90 days from the date of this letter (April 13, 2003).**

3. The Permit is Not Needed and Wish to Authorize Cancellation...

- ☐ the permit holder has determined that this permit is no longer needed and/or has chosen not to pursue development of the permit, and wishes to authorize its cancellation.

Signature of Authorized Personnel

Date

**Please return completed form by April 13, 2003 to:
Water Resources Department
Attention: Lisa Juul
158 - 12th Street NE
Salem OR 97301-4172**

ASSIGNED
Name Yachats Water District
By P.O. Box 67
Address Yachats, Oregon 97498

Application No. 38383
Permit No. 29018
Certificate No. _____

Stream Index, Page No. 18-6 H

FEES PAID

| Date | Amount | Rec |
|----------|---------------|-----|
| 11-25-63 | \$12.00 | 36 |
| 11-8-63 | \$10.00 | 46 |
| | | |
| | | |
| | \$1 Cert. Fee | |

FEES REFUNDED

| Date | Amount | Ch |
|------|--------|----|
| | | |
| | | |

Date filed January 25, 1963
Priority August 22, 1963 for 1.0 c.f.s.
June 26, 1963 for 1.0 c.f.s.
Action suspended until 2-3-94 tes

Returned to applicant _____
Date of approval December 20, 1963

CONSTRUCTION

Date for beginning December 20, 1964 10-1-69 10-1-82
10-1-81 10-1-92
Date for completion October 1, 1965
Extended to 10-1-69 10-1-72 10-1-82
10-1-81 10-1-92 '97

Date for application of water October 1, 1966
Extended to 10-1-69 10-1-72 10-1-82
10-1-81 10-1-92 '97

PROSECUTION OF WORK

Form "A" filed _____
Form "B" filed _____
Form "C" filed _____

FINAL PROOF

Blank mailed _____
Proof received _____
Date certificate issued _____

ASSIGNMENTS

| Date | To Whom | Address | Volume |
|---------|-----------------|----------------------------------|--------|
| 6-28-78 | City of Yachats | Box <u>345</u> Yachats, OR 97498 | by d |
| | | | |
| | | | |

REMARKS

2.0 c.f.s. from Salmon Creek (the Yachats River) for municipal use. (the right herein shall be limited to any deficiency in the available supply under the prior existing right from Ready Creek.)

DEC 23 1964 CARD FOR A

OCT 21 1965 CARD FOR B

OCT 10 1966 CARD FOR C

JAN 15 1967 FORM 100

OCT 30 1969 CARD FOR B-C

MAR 25 1970 FORM 100

OCT 9 1972 CARD FOR B-C

Extension form sent 3/2/78
Card for BC OCT 14 1982

CARD FOR BC OCT 12 1987

CARD FOR C OCT 22 1992

Water Use Report

5-9-05

*14.75832 AF (x) 325,851 gal. = 4,809,013.33 gal.
(÷) 31 days (÷) 24 hrs (÷) 60 sec. (÷) 448.83 =
0.24 cfs*

ROD CARRASCO
CITY OF YACHATS
PO BOX 345
YACHATS OR 97498

| Pod Id | Facility | Cert | Permit | Appl | Claim | Priority | Township | Range | Sctn | Use | Rate | Acre Feet | Source | Tributary To |
|--------|-----------|------|---------|---------|-------|------------|----------|-------|------|-----|------|-----------|-----------|--------------|
| 12364 | SALMON CR | | S 29018 | S 38383 | | 06/26/1963 | 14.0S | 12.0W | 26 | MU | 1.0 | | SALMON CR | YACHATS R |
| 12364 | SALMON CR | | S 29018 | S 38383 | | 08/22/1963 | 14.0S | 12.0W | 26 | MU | 1.0 | | SALMON CR | YACHATS R |

| Water Year | Unit | Oct | Nov | Dec | Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep |
|------------|------|----------|----------|----------|----------|----------|---------|---------|---------|----------|----------|----------|----------|
| 2001 | AFT | 2.45818 | 1.7063 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.96363 | 0.0 | 0.0 | 0.0 | 0.0 |
| 2000 | AFT | 10.03529 | 2.79576 | 12.79423 | 11.44391 | 7.97606 | 0.0 | 3.76553 | 4.53582 | 3.75019 | 0.0 | 1.18459 | 1.30735 |
| 1999 | AFT | 4.68006 | 1.93033 | 0.86542 | 25.16802 | 12.79116 | 1.28279 | 0.0 | 0.0 | 0.58002 | 2.39373 | 13.29446 | 9.49516 |
| 1998 | AFT | 0.83473 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 1.90578 | 12.52416 | 8.32284 |
| 1997 | AFT | 10.84854 | 0.26085 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 4.30566 | 8.41491 | 9.75295 |
| 1996 | AFT | 2.77121 | 1.46386 | 1.74006 | 0.0 | 0.22709 | 1.66947 | 0.78563 | 4.25962 | 11.44391 | 13.89289 | 14.75832 | 9.4614 |
| 1995 | AFT | 3.47399 | 0.14116 | 0.0 | 0.0 | 1.7953 | 2.86021 | 0.0 | 0.0 | 0.0 | 4.70768 | 8.5438 | 6.95718 |
| 1994 | AFT | 9.26806 | 10.25932 | 0.00613 | 0.07058 | 4.48058 | 0.86542 | 0.0 | 0.0 | 0.0 | 3.08424 | 9.37547 | 6.44775 |
| 1993 | AFT | 0.0 | 0.0 | 0.0 | 11.50222 | 0.89212 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 6.06413 | 11.48994 |
| 1992 | AFT | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| 1991 | AFT | 0.0 | 0.0 | 10.04848 | 10.47752 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| 1990 | AFT | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| 1989 | AFT | 0.0 | 0.0 | 0.37437 | 0.0 | 1.63452 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |

| Pod Id | Facility | Cert | Permit | Appl | Claim | Priority | Township | Range | Sctn | Use | Rate | Acre Feet | Source | Tributary To |
|--------|----------|-------|---------|---------|-------|------------|----------|-------|------|-----|------|-----------|----------|--------------|
| 13298 | REEDY CR | 22933 | S 17333 | S 20951 | | 07/09/1945 | 14.0S | 11.0W | 31 | MU | 2.0 | | REEDY CR | YACHATS R |

| Water Year | Unit | Oct | Nov | Dec | Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep |
|------------|------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|----------|
| 2003 | AFT | 13.48939 | 12.03621 | 10.48335 | 10.06291 | 11.58815 | 11.14623 | 11.58815 | 14.63864 | 12.13135 | 18.07273 | 21.87203 | 19.67776 |
| 2001 | AFT | 11.59122 | 13.3988 | 17.91928 | 13.586 | 12.61316 | 14.15068 | 14.99462 | 14.65705 | 16.75924 | 22.2587 | 20.88691 | 21.20914 |
| 2000 | AFT | 8.85069 | 14.14147 | 6.01196 | 0.8378 | 2.21881 | 11.76001 | 8.22157 | 8.6819 | 10.93754 | 18.94736 | 18.0359 | 14.37778 |
| 1999 | AFT | 8.45174 | 13.19011 | 13.83765 | 0.0 | 15.96748 | 11.65566 | 18.46862 | 12.98757 | 12.92926 | 16.96486 | 6.81601 | 7.12597 |
| 1998 | AFT | 15.34448 | 14.62943 | 15.30458 | 15.48872 | 15.43655 | 19.83121 | 17.94997 | 20.8378 | 20.16265 | 22.75893 | 13.32514 | 7.55562 |
| 1997 | AFT | 9.20669 | 12.92005 | 13.84072 | 20.67208 | 17.75663 | 19.95703 | 19.822 | 22.60549 | 24.68006 | 29.05017 | 28.04971 | 28.32284 |
| 1996 | AFT | 24.5186 | 26.83353 | 21.08219 | 23.76567 | 23.14358 | 18.43773 | 26.13925 | 26.63279 | 21.55048 | 24.58517 | 26.12777 | 16.91579 |
| 1995 | AFT | 10.17646 | 14.84118 | 13.68727 | 18.46862 | 11.03268 | 8.71259 | 18.98726 | 17.56022 | 17.30243 | 16.02884 | 10.52017 | 8.75863 |
| 1994 | AFT | 5.62835 | 6.65336 | 15.62989 | 13.60441 | 7.37762 | 13.52462 | 14.05861 | 21.82906 | 14.78594 | 15.66058 | 10.54166 | 8.07119 |
| 1993 | AFT | 17.10862 | 15.64866 | 18.92897 | 22.06468 | 24.23396 | 31.42243 | 32.16203 | 0.0 | 26.9357 | 20.69357 | 16.12705 | 6.83443 |
| 1992 | AFT | 16.55769 | 14.28281 | 15.44665 | 15.18725 | 14.11294 | 15.63947 | 12.63232 | 16.98007 | 17.7353 | 19.9941 | 20.5634 | 17.61134 |
| 1991 | AFT | 23.26446 | 23.95776 | 30.33976 | 31.90542 | 24.43297 | 14.21258 | 12.02479 | 12.92929 | 14.15519 | 17.84435 | 18.7764 | 17.47475 |
| 1990 | AFT | 14.11019 | 13.03197 | 13.57854 | 12.10802 | 11.4088 | 14.82548 | 15.62556 | 16.92956 | 16.47505 | 19.33528 | 20.83656 | 20.69424 |
| 1989 | AFT | 13.54434 | 10.94281 | 11.39521 | 12.54245 | 14.72389 | 11.44668 | 12.05063 | 11.74923 | 13.42933 | 16.50122 | 16.26638 | 14.92694 |
| 1988 | AFT | 11.71709 | 9.26087 | 11.30895 | 10.23195 | 9.74156 | 10.69191 | 10.63865 | 11.07473 | 12.37017 | 15.44665 | 16.51522 | 15.16728 |

| Pod Id | Facility | Cert | Permit | Appl | Claim | Priority | Township | Range | Sctn | Use | Rate | Acre Feet | Source | Tributary To |
|--------|----------|-------|---------|---------|-------|------------|----------|-------|------|-----|------|-----------|---------|---------------|
| 13300 | CAPE CR | 14104 | S 11586 | S 15440 | | 07/21/1934 | 15.0S | 12.0W | 2 | MU | 0.49 | | CAPE CR | PACIFIC OCEAN |

| Water Year | Unit | Oct | Nov | Dec | Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep |
|------------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|
| 2001 | AFT | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| 2000 | AFT | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| 1998 | AFT | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| 1997 | AFT | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| 1993 | AFT | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| 1992 | AFT | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| 1991 | AFT | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| 1990 | AFT | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| 1988 | AFT | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |

| Pod Id | Facility | Cert | Permit | Appl | Claim | Priority | Township | Range | Sctn | Use | Rate | Acre Feet | Source | Tributary To |
|--------|-----------|------|---------|---------|-------|------------|----------|-------|------|-----|------|-----------|-----------|---------------|
| 23531 | YACHATS R | | S 53471 | S 69856 | | 03/20/1989 | 14.0S | 11.0W | 31 | MU | 2.0 | | YACHATS R | PACIFIC OCEAN |
| 23531 | YACHATS R | | S 53471 | S 69856 | | 03/20/1989 | 14.0S | 11.0W | 31 | MU | 2.0 | | YACHATS R | PACIFIC OCEAN |

| Water Year | Unit | Oct | Nov | Dec | Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep |
|------------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|
| 2001 | AFT | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| 2000 | AFT | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| 1998 | AFT | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| 1997 | AFT | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| 1993 | AFT | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| 1992 | AFT | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| 1991 | AFT | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| 1990 | AFT | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| 1989 | AFT | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |

| Pod Id | Facility | Cert | Permit | Appl | Claim | Priority | Township | Range | Sctn | Use | Rate | Acre Feet | Source | Tributary To |
|--------|-------------|------|---------|---------|-------|------------|----------|-------|------|-----|------|-----------|-----------|---------------|
| 50890 | YACHATS R-Z | | S 53471 | S 69856 | | 03/20/1989 | 14.0S | 12.0W | 26 | MU | 2.0 | | YACHATS R | PACIFIC OCEAN |
| 50890 | YACHATS R-Z | | S 53471 | S 69856 | | 03/20/1989 | 14.0S | 12.0W | 26 | MU | 2.0 | | YACHATS R | PACIFIC OCEAN |

| Water Year | Unit | Oct | Nov | Dec | Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep |
|------------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|
| 2001 | AFT | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| 2000 | AFT | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |

Abstract of Permit No. 29018

Application No. 38383

Certificate No.

Name

ASSIGNED
Yachats Water District

City of Yachats
Box 60
Yachats, OR 97498

Address

Yachats, Oregon

Source of water supply

Salmon Creek and the right allowed herein shall be limited to any deficiency in the available supply under the prior existing Municipal

Use

Point of diversion

750' N. & 275' E. from the SW corner of Sec. 26, being within the NW 1/4 NW 1/4 SE 1/4, Sec. 26, T. 14 S., R. 12 W., W.M., in County of Lincoln

Number of acres

DESCRIPTION OF LAND TO BE IRRIGATED OR PLACE OF USE

| Twp. | Range | Sec. | NE 1/4 | | | | NW 1/4 | | | | SW 1/4 | | | | SE 1/4 | | | |
|---|-------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
| | | | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |
| 14S | 12W | 22 | | | | | | | | | | | | | | | | X |
| | | 23 | | | | | | | | | | | X | | | | | |
| | | 26 | | | | | X | X | | | X | X | X | | | | | |
| | | 27 | X | X | X | X | X | X | X | X | X | X | X | X | X | X | X | X |
| | | 34 | X | X | X | X | | | | | | | | | | | | |
| * right from Ready Creek, trib. Yachats River | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | |

Priority date

August 22, 1963 for 1.0 c.f.s.

Amount of water

June 26, 1963 for 1.0 c.f.s.

2.0 c.f.s., measured at the point of diversion

Time limit to begin construction

December 20, 1964

Time limit to complete construction 10-1-65 extended to 10-1-97 extended to

Time limit to completely apply water 10-1-66 extended to 10-1-97 extended to

Remarks:

May 2, 1994

CITY OF YACHATS
PO BOX 345
YACHATS OR 97498

REFERENCE: File 38383

Your application for extension of time to complete work under Permit Number 29018 along with your check in the amount of \$100 has been received. Our Receipt Number 107339 is enclosed.

Your request is approved by Special Order Volume 48, Page 113. The time limit for completion of work is extended to October 1, 1997.

Certain water right holders that serve as water suppliers will be required to submit water management and conservation plans at some point in the future. You should be advised that the Water Resources Commission may adopt administrative rules that will require you to prepare and submit such plans in the future.

If you are interested in receiving periodic information concerning the conservation program or the development and adoption of management and conservation rules, please contact the Water Conservation staff at the Salem office of the Water Resources Department.

If you have questions concerning this extension or other water right matters, please call the Water Rights/Adjudication Division. All Divisions of the Department may be reached at the following telephone numbers:

(800) 624-1399 or (503) 378-3739

Sincerely,

A. REED MARBUT
Water Rights/Adjudication Division

ARM:jh

Enclosure



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

RECEIVED

NOV 22 1993

690-10-116

WATER RESOURCES DEPT.
SALEM, OREGON

File No. 38383

Application for Extension of Time

RECEIVED

TO THE WATER RESOURCES DIRECTOR OF OREGON

NOV 10 1993

CITY OF YACHATS

I, CITY OF YACHATS

Name

P.O. BOX 345

Mailing Address

YACHATS

City

OR

State

97498

Zip

record owner of water permit No. 29018, do hereby request that the time in which to:

☒ complete the construction of works and/or purchase and installation of the equipment necessary to the use of water, which time now expires on October 1, 1993, be extended to October 1, 1998; and/or the time in which to

☐ accomplish beneficial use of water to the full extent now intended under the terms of said permit, which time now expires on October 1, 19 , be extended to October 1, 19 .

I have accomplished the following described works and/or purchase and installation of equipment necessary to the use of water under said permit:

(1) within the past year COMPLETED CONSTRUCTION OF A WATER FILTRATION PLANT

(2) prior to this past year

(3) and have accomplished beneficial use of water to the extent of (IF FOR IRRIGATION, STATE HOW MANY ACRES HAVE BEEN IRRIGATED)

(If additional space is required, attach separate sheet)

[Signature] Public Works Superintendent

(If signing for a corporation please identify your title)

Dated

MAIL COMPLETED APPLICATION AND STATUTORY FEE
OF ~~\$100.00~~ FOR EACH PERMIT TO:

Water Resources Department
3850 Portland Road N.E.
Salem, Oregon 97310

OK
NOV 15 10-1-97
[Signature]


OTHER REQUESTS

C-14104 - 1/2 CFS N. CAPS CR

C-22933-2CFS REEDY CR

1. SALMON CR WITH DEF FROM REEDY CR
MUN ZCFS
2. FILTRATION PLANT BUILT
6000' WATERLINE IN PLACE
3. NO SPECIAL CONDITIONS
4. NO USE
5. ϕ
6. FUNDS DELAID
7. NO
8. NO
9. NO, STILL DEVELOPING
10. ~~YES~~ YES
- 11/12 NO INFO

NO LETTERS FROM WATER WATCH

OK BC 10-1-97 MUN

 2/7/97

EXTENSION CHECKLIST

FILE DOCUMENT - FOR OFFICE USE ONLY

APPLICATION NO: 38383 PERMIT NO: 22018

DATE: 1-31-94

1. What service area or base was anticipated by the applicant at the time the permit was granted?
2. What water right development steps has the permittee completed to date?
3. Is the permittee currently meeting all conditions of the permit?
4. What is the current use of water under the permit?
5. What percent of the total allowable use under the permit does the current use represent?
6. Have there been any unforeseen events (over which the permittee has no control) which could reasonably have delayed development under the permit?
7. Has there been any change in the market for either water or power since the permit was granted which could have affected the development program under the permit?
8. Has there been any change in demand for water or power since the permit was granted?
9. If the extension request is denied, is the current level of water use under the permit economically feasible?
10. Is there an alternate source of water available at this time?
11. Has use of water under the permit caused an adverse impact on the surface/ground water resource in the area?
12. Have there been claims of injury to other water right holders or water users in the area?

REMARKS:

November 3, 1993

WATER
RESOURCES
DEPARTMENT

CITY OF YACHATS
BOX 345
YACHATS OR 97498

REFERENCE: File 38383

According to the terms of your Permit 29018 complete application of water was to have been made by October 1, 1992.

Complete application of water means use of the water for the beneficial purpose described in the permit to the full extent intended. (In the case of irrigation, it means beneficial irrigation of the lands the permittee intends to cover.) This may be a smaller amount than the permit allowed. If the water has been used, you should promptly submit notice describing the extent of completion as set forth in the letter accompanying your permit and also in our postal card of October 22, 1992.

ORS 537.260 provides that: "Whenever the time within which any appropriation under a permit should have been perfected has expired and the owner of the permit fails or refuses within three months thereafter to submit to the Water Resources Director proof of completion of the appropriation as required by ORS 537.230 and 537.250, the Water Resources Director may, after 60 days notice by registered mail, order the cancellation of the permit."

You are hereby notified that, unless proof of beneficial use is received within 60 days from the date of this letter, the permit may be canceled without further notice.

If you are no longer interested in the project described by the permit, we would appreciate being advised. If the property involved has been sold and any part of the project was completed, you should assign the permit to the new owner. An assignment form will be furnished upon request.

If additional information is needed, please contact the Water Rights Section.

TES:jh

CERTIFIED - RETURN RECEIPT REQUESTED



3850 Portland Rd NE
Salem, OR 97310
(503) 378-3739
FAX (503) 378-8130

March 13, 1992

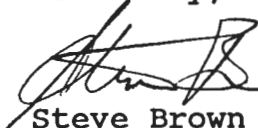
Janice Victoria, City Recorder
City of Yachats
P.O. Box 345
Yachats, OR 97498

Dear Ms. Victoria:

I am enclosing a copy of Agenda Item H, December 9, 1988, Water Resources Commission Meeting. Also enclosed is a distribution report for the Yachats River and it's tributaries generated from our water rights information data base.

Please let me know if I may be able to provide you with any additional information.

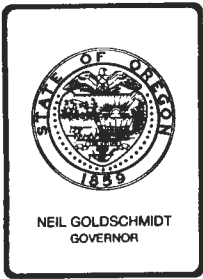
Sincerely,



Steve Brown
Senior Water Rights Specialist
Field Operations Division

0699





Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3739

February 2, 1988

City of Yachats
500 W Seventh St.
P.O. Box 67
Yachats, OR 97498

REFERENCE: Files 38383, and 47457

Enclosed is a copy of the special order approving your recent request for extension of the time limits under your permits 29018, and 35219.

Please continue to keep this department advised of your progress toward the development of the water system contemplated by the permit.

Sincerely,

Steven P. Applegate
Field Crew Supervisor

SPA:ldh

Enclosure

Receipt #1's
53627 \$53628

Application No. 38383

RECEIVED

CCT 21 1987

Application for Extension of Time

To the State Engineer of Oregon:

I, City of Yachats, of Lincoln County, SALEM, OREGON, WATER RESOURCES DEPT.

state of Oregon, am the owner and holder of Permit No. 29018, to appropriate the public waters of the state of Oregon.

Under the terms and conditions of said permit, construction work is required to be completed on or before _____, 19_____, and complete application of water is required to be made on or before _____, 19_____.

I have heretofore done the following work described under said permit during the past year:

and did the following work prior to last year:

costing \$_____, and I estimate the cost of completion to be \$_____.

I have heretofore used water under said permit to the following extent:

I am unable to { ~~begin construction work~~
~~complete construction work~~
make complete application of water } within the required time, for the following
(Strike out phrase not applicable)

(If additional space is required, attach separate sheet)

(A fee of \$2.00 for each permit involved must accompany this application.)

(OVER)

10-29-87
100⁰⁰
53628

A-E-C 10-92
10 11 12

WHEREFORE, I ask that the State Engineer extend the time for the

{ ~~beginning of construction~~
~~completion of construction work~~ } under said permit to October 1, 1991.
complete application of water }
(Strike out phrase not applicable)

AFFIDAVIT OF APPLICANT

STATE OF Oregon }
County of Lincoln } ss.

I, John J. Mongelli, being first duly sworn, depose and say that I have read the above and foregoing application for extension of time; that I know the contents thereof, and the facts stated therein are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 19th day of October, 1987.

Subscribed and sworn to before me this 19th day of October, 1987.

[Notarial Seal]

Michael T. Ryan
Notary Public for Oregon

My commission expires 12-29-87

CITY OF YACHATS

500 WEST SEVENTH STREET
P.O. BOX 67
YACHATS, OREGON 97498
(503) 547-3565

RECEIVED

OCT 21 1987

WATER RESOURCES DEPT.
SALEM, OREGON

State of Oregon
Water Resources Department
Mill Creek Office Park
555 13th Street N.E.
Salem, Oregon 97310

October 19th, 1987

Ref; Request for extension of time for permits # 29018 and 35219

Gentlemen,

Please consider an extension of time for permit # 29018, file # 38383 and permit # 35219 file # 47457. The City of Yachats is presently undergoing a massive engineering study of our water system that will, by all means, make the incorporation of the proposed projects within our economic capability. In addition, new EPA requirements will adversely effect the type of construction the the City of Yachats will have to perform to employ the additional water sources.

Because a great amount of time has elapsed since our last application, it was not known how much fee should be inclosed for the permit request. Could you please let us know so that we can forward payment to your office as soon as possible.

Thank you for your consideration in this matter.

Respectfully,


John J. Mongelli

Public Works Superintendent

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

LINCOLN COUNTY

IN THE MATTER OF ~~THE~~ APPLICATIONS)
FOR EXTENSION OF TIME TO BEGIN)
AND COMPLETE CONSTRUCTION AND)
MAKE COMPLETE APPLICATION OF WATER)
UNDER PERMITS ~~IN~~ IN THE NAME)
OF *City of Yachats* *29018 & 35219*)

ORDER

EXTEND TIME LIMITS

The *City of Yachats* is the holder of Permits *29018 & 35219* which grants the right to appropriate not to exceed *2.0 & 3.0* cubic feet per second of water from ~~the~~ *Sagehen Creek & Marks Creek, respectively,* for municipal use.

The City has advised the Water Resources Director that the appropriation^s described in the permit^s ~~has~~ not been made, but it is the City's desire to preserve the rights for these developments. They have provided their preliminary data supporting this developments.

It is believed that it will be consistent with the public interest to grant said extension^s.

NOW, THEREFORE, it hereby is ORDERED that the time limits to begin and complete construction and make complete application of water to beneficial use under Permits *29018 & 35219* be extended to October 1, *1992*.

Dated at Salem, Oregon, this th day of 198 *8*.

William H. Young
WILLIAM H. YOUNG
Director

CITY OF YACHATS

500 WEST SEVENTH STREET
P.O. BOX 67
YACHATS, OREGON 97498
(503) 547-3565

RECEIVED

OCT 29 1987

WATER RESOURCES DEPT
SALEM, OREGON

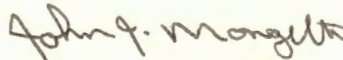
October 27, 1987

Oregon Water Resources Dept.
Mill Creek Office Park
555 13th Street NE
Salem, Oregon 97310

Gentlemen:

Enclosed is the City's check in the amount of
\$200.00 in payment of permit fees noted below.

Sincerely,

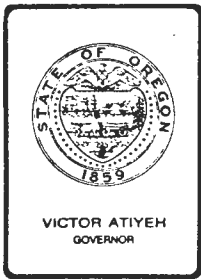


John J. Mongelli
Public Works
Superintendent

mr
enc. Ck #2672

Salmon Creek. Permit #29018. File #38383.
Marks Creek. Permit #35219. File #47457.

✓



Water Resources Department

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-8508
1-800-452-7813
(message line)

April 27, 1983

City of Yachats
PO Box 67
Yachats, OR 97498

REFERENCE: Files Numbered 38383 and 47457

Gentlemen:

Your applications for an extension of the time limits in which to start and complete construction and beneficial use under the terms of your Permits Numbered 29018 and 35219 has been received. We also have your check in the amount of \$40.

The application indicates reasonable diligence has been exercised toward completion of the proposed project; therefore, the time limit for completion of construction and beneficial use under these permits is being extended to October 1, 1987.

Sincerely,

Bruce A. Estes, Supervisor
Survey/Certificate Section

BAE/jw

Enclosures

Salmon
creek

RECEIVED

JAN 17 1983

WATER RESOURCES DEPT.
SALEM, OREGON

Name _____

Mailing Address

City

State

Zip

RECEIPT
 34490
 \$20-
 1-17-83
 SP*35675-690

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Lincoln County

IN THE MATTER OF AN APPLICATION)
FOR EXTENSION OF TIME TO BEGIN)
AND COMPLETE CONSTRUCTION AND)
MAKE COMPLETE APPLICATION OF)
WATER UNDER PERMIT NO. 29018)
IN THE NAME OF YACHATS WATER)
DISTRICT)
-----)

The Yachats Water District is the holder of permit No. 29018 which grants the right to appropriate not to exceed 2.0 cubic feet of water per second from Salmon Creek for municipal use.

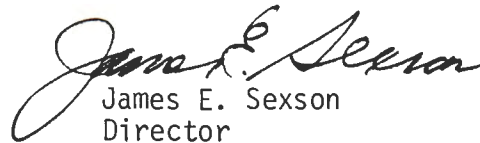
The District has advised the Water Resources Director that the appropriation has not been made as described in the permit, but it is the District's desire to preserve the right for this development.

The District has further advised that they have done some surveying and planning.

It is believed that it will be consistent with the public interest to grant said extension.

NOW, THEREFORE, it hereby is ORDERED that the time limits to begin and complete construction and make complete application of water under permit No. 29018 be extended to October 1, 1982.

Dated at Salem, Oregon, this 19th day of January, 1979.


James E. Sexson
Director

378-8508 or
1-800-452-7813

December 9, 1982

Files Numbered 38383
47457

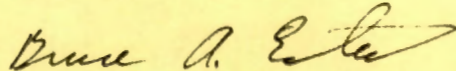
City of Yachats
PO Box 67,
Yachats, Oregon 97498

I am enclosing a form for use in making application for an extension of time limits under Permit 29018 and 35219

The Water Resources Director is permitted by law to extend the time for completion of a project only upon a showing of reasonable diligence by the permittee. Therefore, you should fill out this application carefully and completely describing what has been accomplished.

The application must be submitted to this office with the statutory filing fee in the amount of \$20 for each permit.

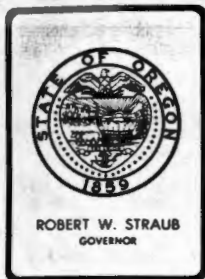
Sincerely,



BRUCE A. ESTES, Supervisor
Survey/Certificate Section

BAE:wpc

690-10-115
6164A



Water Resources Department
MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-8508

File 38383

July 11, 1978

City of Yachats
Box 67
Yachats, OR 97498

Gentlemen,

Your application for an extension of the time limits in which to begin and complete construction and make complete application of water under the terms of your permit number 29018 has been received. We also have your check in the amount of \$10.00.

The application indicates reasonable diligence has been exercised toward completion of the proposed project; therefore, the time limits to begin and complete construction and make complete application of water are being extended to October 1, 1982.

Sincerely,

Bruce A. Estes, Supervisor
Survey-Certificate Section

BAE:jt
Encl. Receipt 1615

RECEIVED

MAR 15 1978

WATER RESOURCES DEPT.
SALEM, OREGON

Application No. 38383

Application for Extension of Time

To the State Engineer of Oregon:

I, City of Yachats, of Lincoln County
state of Oregon, am the owner and holder of Permit No. 29018, to
appropriate the public waters of the state of Oregon.

Under the terms and conditions of said permit, construction work is required to be completed on or
before Oct 1, 1972, and complete application of water is required to be
made on or before Oct 1, 1972.

I have heretofore done the following work described under said permit during the past year:

and did the following work prior to last year:

costing \$....., and I estimate the cost of completion to be \$.....

I have heretofore used water under said permit to the following extent:

I am unable to ~~complete construction work~~ } within the required time, for the following
make complete application of water }
(Strike out phrase not applicable)

reasons, to wit: Action is contingent upon a bond issue for major improve-
ments which is currently being prepared. The engineering in connec-
tion with the bond issue is being done by Edward Riley, who may be
contacted for further details, if desired, at P.O. Box, North Bend,
Oregon, 97459.

(If additional space is required, attach separate sheet)

(A fee of \$10.00 for each permit involved must accompany this application.)

(OVER)

3-15-78
Rec 1615
\$10.00

A-B-C
10-1-82
DAE

WHEREFORE, I ask that the State Engineer extend the time for the

{ ~~completion of construction work~~ } under said permit to March 1, 1983.
{ complete application of water }
(Strike out phrase not applicable)

AFFIDAVIT OF APPLICANT

STATE OF Oregon
County of Lincoln } ss.

I, Michiko Ryan, being first duly sworn, depose and say that I have read the above and foregoing application for extension of time; that I know the contents thereof, and the facts stated therein are true.

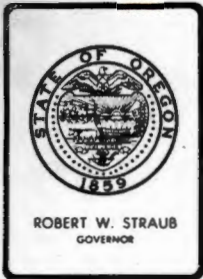
IN WITNESS WHEREOF, I have hereunto set my hand this 13th day of March, 1978.
_____, 19_____

Subscribed and sworn to before me this 13th day of March, 1978

[Notarial Seal]

Michiko Ryan, City Recorder
Leon B. Oliver
Notary Public for Oregon

My commission expires April 3, 1979



Water Resources Department

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-8508

July 3, 1978

File No. 38383

City of Yachats
Box 67
Yachats, OR 97498

Dear Gentlemen,

The assignment of permit No. 29018 by deed from Yachats Water District to you has been recorded in the records of the Water Resources Department. Our records have been changed accordingly, and our receipt No. 4478, covering the recording fee of \$2.00 you submitted, is enclosed.

Sincerely,

Thomas E. Shook
Water Rights Engineer

TES/dw



Ph. 547-3565

City of Yachats

P.O. Box 67

Yachats, Oregon 97498

June 26, 1978

RECEIVED
JUN 28 1978
WATER RESOURCES DEPT.
SALEM, OREGON

Bruce A. Estes, Supervisor
Survey-Certificate Section
Water Resources Department
555 13th Street, N.W.
Salem, Oregon 97310

Dear Mr. Estes:

In response to your letter of June 19th, I am enclosing the City's check in the amount of \$2.00 for the assignment fee on Permit #29018.

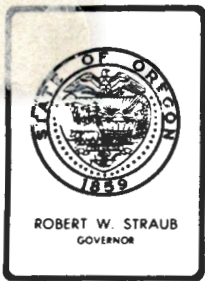
I thank you for your patience.

Sincerely yours,

Michiko Ryan

Michiko Ryan
City Recorder

enc.



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

PHONE 378-8508

File 38383

June 19, 1978

Yachats Water District
P.O. Box 67
Yachats, OR 97498

ATTENTION: Michiko Ryan

Dear Ms. Ryan,

Thank you for your letter of April 24 regarding Yachats Water District permit number 29018. The copy of Ordinance 51 will suffice to assign the permit over to the City but we need the \$2.00 assignment fee.

Upon receipt of the assignment fee, we will then be able to act on your request for an extension of time.

Thank you.

Sincerely,

Bruce A. Estes, Supervisor
Survey-Certificate Section

BAE:jt



Ph. 547-3565

City of Yachats
P.O. Box 67
Yachats, Oregon 97498

April 24, 1978

RECEIVED
APR 26 1978
WATER RESOURCES DEPT.
SALEM, OREGON

Bruce A. Estes, Supervisor
Survey-Certificate Section
Water Resources Department
555 13th Street, N.E.
Salem, Oregon 97310

File 38383

Dear Mr. Estes:

In response to your letter of April 10th, I am enclosing a copy of City Ordinance 51. I believe the first paragraph on the second page gives the information required for your records.

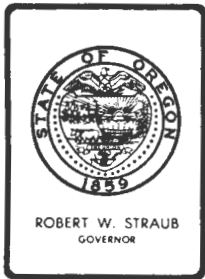
Please let me know if it is not sufficient or if anything else is required.

Sincerely,

Michiko Ryan

Michiko Ryan
City Recorder

enc.



Water Resources Department

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-8508

File 38383

April 10, 1978

City of Yachats
P.O. Box 67
Yachats, OR 97498

ATTENTION: City Recorder

Gentlemen,

We have your application for the extension of the time limits to begin and complete permit 29018, which was filed in the name of Yachats Water District. This filing was for the use of 1.0 cubic foot per second of water from Salmon Creek for municipal use.

We will be glad to act on the application for extension of the time limits provided you can furnish the information that we need to correct our naming on the permit. We need either a statement from you to the effect that the City of Yachats was in fact always a party of the Yachats Water District or an assignment of the permit from the name of Yachats Water District to City of Yachats. An assignment form is enclosed for your use should that be the case.

Thank you very much.

Sincerely,

Bruce A. Estes, Supervisor
Survey-Certificate Section

BAE:jt



STATE WATER RESOURCES BOARD

RECEIVED

APR 29 1974
STATE ENGINEER
SALEM, OREGON

1158 CHEMEKETA STREET N.E. • SALEM, OREGON • 97310 • Phone 378-3671

TOM McCALL
GOVERNOR

WM. BRUCE CHASE
Chairman
Eugene

EMERY N. CASTLE
Vice Chairman
Corvallis

ROBERT E. FULTON
Burns

HELEN GLENN
Roseburg

FRANK M. MacGRAW
Ashland

ARCHIBALD PYE
Tillamook

TED SUDERBURG
Salem

TUCSON H. MYERS, P.E.
Director

April 26, 1974

Mr. Gene I. Peterson
Yachats Water District
P. O. Box 231
Yachats, Oregon 97498

Dear Mr. Peterson:

On March 26, 1974 the State Water Resources Board adopted a revised Mid-Coast water use policy statement (a copy of the statement is enclosed).

As you know, the Yachats Water District requested an exception to the 1966 water use policy statement to allow for additional municipal water withdrawal from the main stem Yachats River, which would not be subject to the established minimum flow.

The newly adopted program contains a provision to allow 1.0 cfs of municipal water to be utilized from the Yachats River below stream mile 3. Water use under a valid certificate or permit then would not be subject to the restrictions under the established minimum flow on the Yachats River.

It will be necessary for the Yachats Water District to file for a water right with the State Engineer's office to provide water for the amount you feel necessary, keeping in mind that the 1974 program allows a maximum of 1 cfs to be withdrawn which would not be subject to the minimum flow. Additional municipal filings beyond the 1 cfs may be made on the Yachats River, but they will all be subject to the established 1966 and 1974 minimum flows on the Yachats River.

As you are aware, the staff of the State Water Resources Board has participated actively in the development of the Lincoln County water plan. Based on the results of that study and on the capacity of your proposed installation, 1 cfs will meet your needs for a considerable time in the future. Allowing additional water use from the Yachats River to serve areas outside your district would be inconsistent with the overall recommendation found within the water plan to develop a regional water supply system from the Alsea River.

C O P Y

Mr. Gene I. Peterson
April 26, 1974
Page 2

We recommend you take action in regard to your water right filings as soon as possible. If we can be of any assistance or provide additional information, please do not hesitate to contact us at your convenience.

Sincerely,

Tucson H. Myers, P.E.
Director

THM/ia
Enclosure
cc: ✓ State Engineer

ORDINANCE NO. 51

AN ORDINANCE ANNEXING CERTAIN TERRITORY

RECEIVED
APR 26 1978
WATER RESOURCES DEPT.
SALEM, OREGON

WHEREAS, there has been submitted to the City of Yachats, a proposal for annexation and consent thereto by all owners of the territory contiguous to the City which is described below;

WHEREAS, Ordinance No. 50 was passed, initiating the annexation of said territory, calling a hearing and directing that notice be given thereon, and since the hearing was held at which time all objections or remonstrances with reference to said proposed annexation were considered by the City Council and since the body feels that annexation is to the best interest of the City and of the contiguous territory, now, therefore,

THE CITY OF YACHATS ORDAINS AS FOLLOWS:

Section 1. Annexation Area. The following described contiguous territory is hereby proclaimed to be annexed to the City of Yachats:

That portion of the southeast quarter of the southwest quarter of Section 26, T 14 S, R 12 W, W.M., in Lincoln County, Oregon, lying southerly of the centerline of the Yachats River.

Section 2. Record. The City Recorder shall submit to the Secretary of State for the State of Oregon the following:

- 1) A copy of this Ordinance,
- 2) A copy of the Statement of Consent of the land owners in the territory annexed, and
- 3) A copy of the Ordinance No. 50 dispensing with an election in the City on the question of annexation.

The City Recorder shall also send a description by metes and bounds, or legal subdivision, of the new boundaries of the City

24 22
31 32

81005
32322

Route 111 - 400 ft. EB 1/18/1922.
 Bel. 111. Co. Map. No. 14-15-28
 Isolate Water District, Isolate Ore.
 on Salmon Creek
 Domestic Water Supply
 LOCATION OF PROPOSED DIRECTION

101
HMA
02

Isolate River

1/18/1922

Co. B4. 804

Proposed St.

220

Foot

1/18

Elev. 40.2

DIRECTION POINT

111 & 112M MM
 MM of 2E 200.28
 28.00 V.
 100 200

Elev. 510
 Reservoir Site

Section
 SE
 Cont. 100

WATER DIVISION
 RIVER ENGINEER
 11-10-22-1922

1/18/1922
 31 32
 24 22

AUG 23 1963

STATE ENGINEER
SALEM, OREGON

Quarter
26
Section

Lot 300
38.00 Ac.
NW $\frac{1}{4}$ of SE $\frac{1}{4}$ Sec. 26
T14 S R12W WM

Diversion Point
Falls Ele. 40.5
Pool

Co. Rd. 804

1/16 Sec.

Yachats River

US
HWY
101

LOCATION OF PROPOSED DIVERSION
Domestic Water Supply
on Salmon Creek

Yachats Water District, Yachats, Ore.

Ref. Lin. Co. Map. No. 14-12-26

Scale 1 in. = 400 ft. RB 7/19/1963.

Application 38383
Permit 29018

Sec.

27 26

1/4 Sec.

Reservoir Site
Ele. 210

Prospect St.

T14 S
R12 W

378-3066

July 20, 1976

File 15440
20951
38383
47457

Ray Cox Realty
Box 226
Yachats, OR 97498

ATTENTION: Leon B. Oliver

Dear Mr. Oliver:

The City of Yachats or the Yachats Water District has on record in this office the following water rights.

Certificate of water right recorded in Volume 12, Page 14104 in the name of Yachats Water District evidences the right to appropriate 0.49 cubic foot per second of water from North Cape Creek for municipal purposes with a priority date of July 21, 1934.

Certificate of water right recorded in Volume 16, Page 22933 in the name of Yachats Water District evidences the right to appropriate 2.0 cubic foot per second of water from Reedy Creek for municipal purposes with a priority date of July 9, 1945.

Water right permit No. 29018 in the name of Yachats Water District grants the right to appropriate 2.0 cubic feet of water per second from Salmon Creek for municipal purposes with a priority date of June 26, 1963 for 1.0 cubic foot per second of water and August 22, 1963 for 1.0 cubic foot per second of water.

Water right permit No. 35219 in the name of Yachats Water District grants the right to appropriate 3.0 cubic feet per second of water from Marks Creek for municipal purposes with a priority date of July 30, 1970.

Copies of the certificates, permits or maps of the above project could be furnished for the copying cost, payable in advance.

Sincerely,

Frank Hopkins
Water Rights Engineer

FH:ls

"BUY OR SELL WITH CONFIDENCE"

LEON B. OLIVER, Broker



REALTOR®

RAY COX REALTY

BOX 226

YACHATS, OREGON 97498

BUSINESS PHONE 547-3316
RESIDENCE PHONE 547-3314

July 13, 76

Office of State Engineer
State of Oregon
Salem, 97310

As a member of the City of Yachats, Water & Sewer Committee they gave me the job of contacting your office to ascertain the existing water rights on various sources in our area.

A check of the existing water rights either for the City of Yachats or the Yachats Water District would be appreciated. The City of Yachats recently took over the Water District here and we feel that we need an update of any and all existing water rights.

Would appreciate it very much if you could research this and send a report to me. The next meeting of the Sewer and Water committee will be the 21st of July so if you could get the information before then it would be appreciated.

Please send the information to: Leon B. Oliver
Box 226
Yachats, Oregon. 97498

Sincerely,

Leon B. Oliver

RECEIVED

JUL 16 1976

WATER RESOURCES DEPT
SALEM, OREGON

September 21, 1970

38383

Yachats Water District
Yachats, Oregon 97498

Gentlemen:

This will acknowledge your application for an extension of the time limits in which to begin and complete construction and make complete application of water under the terms of your permit No. 29018 and your check for \$5.00 for which our receipt No. 18510 was returned to you earlier.

The application indicates reasonable diligence has been exercised toward completion of the proposed project; therefore, the time limits to begin and complete construction and make complete application of water are being extended to October 1, 1972. A copy of the order of the State Engineer entered September 21, 1970, approving this application is enclosed.

Very truly yours,

Trevor Jones
Assistant

slv

2M-10-14
RECEIVED
JUL 30 1970
STATE ENGINEER
SALEM OREGON

RECEIVED
JUN 4 1970
STATE ENGINEER
SALEM OREGON

Application No. 38383

Application for Extension of Time

RECEIVED
SEP 15 1970
STATE ENGINEER
SALEM OREGON

To the State Engineer of Oregon:

I, YACHATS WATER DISTRICT, of LINCOLN, CONNECTICUT
state of OREGON, am the owner and holder of Permit No. 29018, to
appropriate the public waters of the state of Oregon.

Under the terms and conditions of said permit, construction work is required to be completed on or
before JULY 1, 1975, and complete application of water is required to be
made on or before JULY 1, 1975.

I have heretofore done the following work described under said permit during the past year:

NONE

and did the following work prior to last year:

costing \$_____, and I estimate the cost of completion to be \$_____.

I have heretofore used water under said permit to the following extent: NONE

I am unable to { beginning construction
complete construction work
make complete application of water } within the required time, for the following
(Strike out phrase not applicable)

reasons, to wit: THE DISTRICT IS MAKING STUDIES TO SECURE
THE BEST POSSIBLE SOURCE OF WATER. ENGINEERING STUDIES
ARE BEING CONDUCTED FOR THIS PURPOSE, AS A RESULT RETENTION
OF THIS PERMIT MUST BE MAINTAINED. THIS SOURCE WE DO
NOT WISH TO RULE OUT AT PRESENT

(If additional space is required, attach separate sheet)

\$5.00 FEE PAID (A fee of \$2.00 for each permit involved must accompany this application.)

REC. NO. 18510 20210 (OVER)

DATE 4/7/70 4/30/70 2nd. to app
* 47457
8-24-70
SAM

ABC
10-1-72
✓

WHEREFORE, I ask that the State Engineer extend the time for the
beginning construction
{ completion of construction work }
complete application of water } under said permit to JULY 1, 1982.
(Strike out phrase not applicable)

AFFIDAVIT OF APPLICANT

STATE OF Oregon }
County of Lincoln } ss.

I, Gene I. Peterson, being first duly sworn, depose and say that I have read the above and foregoing application for extension of time; that I know the contents thereof, and the facts stated therein are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 11th day of September, 1970.

Subscribed and sworn to before me this 11th day of September, 1970.

[Notarial Seal]

Leon B. Oliver
Notary Public for Oregon

My commission expires Dec 6, 1971.

38383

August 26, 1970

Yachats Water District
Yachats
Oregon 97498

Gentlemen:

This will acknowledge return of the application for extension of the time limits to begin construction under permit No. 29018. This application is still not been completed on the reverse side under "Affidavit of Applicant" and there is no specific date to which you are requesting extension. I am again returning the application to you so it may be completed and proper action taken.

We will write separately regarding the application you made for another permit.

Very truly yours,

Trevor Jones
Assistant

TJ:reo
Enclosure

30

June 16, 1970

38383

T. C. Schwartz, Secretary
Yachats Water District
Yachats, Oregon 97498

Dear Mr. Schwartz:

The application for extension of the time limits under the District's permit 29018 you submitted is not completed on the reverse side. Not only should the affidavit of applicant be completed but the time to which you wish the permit extended should be entered. I am returning this and proper action will be taken when it is returned in the completed form.

Apparently you have an old fee schedule as the application submitted to appropriate water from Marks Creek was only accompanied by \$14.00 which is not sufficient fee to file the application. As prepared for the appropriation of 3.0 cubic feet per second, the application requires an examination fee of \$15.00 and a recording fee of \$4.00 of which you have submitted \$14.00. If you will submit the additional \$5.00, the application can be filed.

The application and map locate the diversion point in reference to a bench mark which is not sufficient information. It is necessary to locate the diversion in reference to a survey corner such as section corner or quarter corner. Under Item 8 of the application, the area of use as shown on the map must be listed by township, section, and range, and parts of sections.

I am returning the application and map so they can be re-submitted with the corrections made along with the additional fee of \$5.00. I am enclosing our receipt 18950 for the fee of \$14.00 you did submit. This has been placed in a pending account and will be transferred to the file when the application and additional money is submitted.

Very truly yours,

Trevor Jones
Assistant

TJ:slv
Enclosures 30

RE: 38383

April 14, 1970

Yachats Water District
Yachats,
Oregon 97498

Gentlemen:

This will acknowledge your letter regarding permit number 29018 and a fee of \$5.00 for an extension of time for which our receipt number 18510 is enclosed.

I am enclosing the proper forms for making application for extension of the time limits. I have added "beginning of construction" in the proper places. Under the circumstances the application cannot be filled completely but you could include the statement as to what studies or engineering has been made and also at the bottom of the front page a statement that the district does need the water and wishes to maintain the permit. The affidavit on the reverse side must also be completed. I have marked the form to indicate that the fee has been paid.

I am enclosing the proper form for making application for the permit to appropriate water from Marks Creek as requested. Also included is a copy of the rules and regulations of the State Engineer.

Very truly yours,

Trevor Jones
Assistant

TJ:mfb
Enclosures

YACHATS WATER DISTRICT

YACHATS, OREGON

RECEIVED
APR 7 1970

STATE ENGINEER
SALEM, OREGON

April 6, 1970

State Engineer
516 Public Service Building
Salem, Oregon 97310

Dear Sir:

This is to inform you that the Yachats Water District is developing plans to obtain the best suitable additional source of water.

As a result of this planning, no development has been begun on Salmon Creek permit No. 29018, under file no. 38383 as of this date.

The District hopes to retain the permit intact, until studies are completed.

In addition to this a request for filing application is submitted for a possible additional source on Makks Creek, also a tributary of the Yachats River.

The anticipated appropriation would be at about the 250 ft. elevation near Eastern boundary line of Section

31 T. 14 S, R. 11 W., W. M. Lincoln County

The Water Board hopes for a favorable early reply.

Very truly yours,

T. C. Schwartz
T.C. Schwartz, Secretary
Yachats Water District



STATE OF OREGON

STATE ENGINEER
WATER RESOURCES DEPARTMENT
516 PUBLIC SERVICE BUILDING
SALEM 97310

REFER TO
FILE NO. 38383

March 25, 1970

Yachats Water District
Yachats
Oregon 97498

Gentlemen:

According to the terms of your permit No. 29018, which is for the appropriation of 2.0 cubic feet of water per second from Salmon Creek for municipal use, complete application of water was to have been made by October 1, 1969.

Complete application of water means the application of water to beneficial use under the permit to the full extent intended. In the case of irrigation, it means beneficial irrigation of all the lands the permittee intends to cover under the terms of the permit. If water has been used, you should promptly submit notice describing the extent of completion as set forth in the letter accompanying your permit and also in our postal card of October 30, 1969.

ORS 537.260 provides that: "Whenever the time within which any appropriation under a permit should have been perfected has expired and the owner of the permit fails or refuses within three months thereafter to submit to the State Engineer proof of completion of the appropriation as required by ORS 537.230 and 537.250, the State Engineer may, after 60 days' notice by registered mail, order the cancelation of the permit.*****"

In accordance with the provisions of ORS 537.260, you are hereby notified that unless proof of beneficial use is received within 60 days from the date of this letter, the permit(s) may be canceled without further notice.

If for any reason you are no longer interested in the project described by the permit, we would appreciate it if you would so advise. If the property involved has changed hands and any part of the project has been completed, you should immediately assign the permit to the new owner and advise us of his name and address. An assignment form will be furnished upon request.

Very truly yours,

CHRIS L. WHEELER
State Engineer

Form 100
Certified
Return receipt requested

September 16, 1968

Yachats Water District
Yachats, Oregon

Gentlemen:

This will acknowledge your application for an extension of the time limits in which to begin and complete construction and make complete application of water under the terms of your permit No. 29018 and your check in the amount of \$5 for which our receipt No. 11022 is enclosed.

The application indicates reasonable diligence has been exercised toward completion of the proposed project; therefore, the time limits to begin and complete construction and make complete application of water are being extended to October 1, 1969 and a copy of the order of the State Engineer dated September 16, 1968 approving this application is enclosed.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
Trevor Jones
Assistant

slh

Enclosures

RECEIVED
AUG 16 1968
STATE ENGINEER
SALEM, OREGON

6416

Application No. 38383

Application for Extension of Time

To the State Engineer of Oregon:

I, Yachats Water District, of Yachats
state of Oregon, am the owner and holder of Permit No. 29018, to
appropriate the public waters of the state of Oregon.

Under the terms and conditions of said permit, construction work is required to be completed on or
before 10-1-, 1965, and complete application of water is required to be
made on or before 10-1, 1966.

I have heretofore done the following work described under said permit during the past year:

We have conducted survey and planning but find
that the owners of property surrounding the Salmon Creek
are contemplating development so we feel we may not
wish to use this water. However we should like to hold the permit
and did the following work prior to last year: for some time yet to see what
develops.

costing \$....., and I estimate the cost of completion to be \$.....

I have heretofore used water under said permit to the following extent:

I am unable to begin construction work
complete construction work
make complete application of water } within the required time, for the following
(Strike out phrase not applicable)

reasons, to wit:

We are in need of the water but cannot begin
construction at this time

\$5.00 FEE PAID

REC. NO. 11022

DATE 8-16-68

(If additional space is required, attach separate sheet)
\$5.00
(A fee of \$5.00 for each permit involved must accompany this application.)

(OVER)

ABC
10-1-69
X

WHEREFORE, I ask that the State Engineer extend the time for the
{ ~~beginning of construction work~~
~~completion of construction work~~ } under said permit to 7/1/69, 19.....
{ ~~complete application of water~~ }
(Strike out phrase not applicable)

AFFIDAVIT OF APPLICANT

STATE OF }
County of } ss.

I, Yachats Water District, being first duly sworn, depose and say that I have read the above and foregoing application for extension of time; that I know the contents thereof, and the facts stated therein are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 8 day of August, 1968.

Subscribed and sworn to before me this 8th day of AUG, 1968

[Notarial Seal]

J C Schwartz, Secretary

Jay M. Plieth
Notary Public for Oregon

My commission expires May 31, 1970

April 5, 1968

Yachats Water District
Yachats
Oregon 97498

Gentlemen:

In February of 1967, we had some correspondence with the Yachats Water District regarding the extension of time limits to permit No. 29018 for the appropriation from Salmon Creek for municipal use. The proper form for making application was furnished but never completed and submitted to us.

If the District wishes to maintain this permit, an application for extension of the time limits to begin and complete construction and complete the use of water should immediately be made. I am enclosing the proper form with the proper numbers entered and added to so as to include beginning of construction as well as completion.

You will note that the completed application also requires a fee of \$5.00.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By Trevor Jones
Assistant.

TJ:lsa

Enclosure

March 3, 1967

Yachats Water District
Box 231
Yachats, Oregon 97498

Gentlemen:

The Yachats Water District should make application for extension of the time limits to begin and complete the project under permit No. 29018 if they wish to maintain the permit and still have some intention of carrying out the project.

I am enclosing an application on which I have added the entry for beginning of construction. This form should be filled out in reasonable detail to show what, if anything, has been done under this particular permit, including engineering, what the future plan of the District is, and any other information which may be applicable.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
Trevor Jones, Assistant

TJ:py

Enclosure

RECEIVED
FEB 27 1967
STATE ENGINEER
SALEM OREGON

Feb. 20, 1967

State Engineer
Salem, Oregon

Dear Sir:

At the present time the Yachats Water Board is in the process of searching out the best and most economical additional water supply. There are several such sources available to us, including the Salmon Creek site. In as much as we have been very limited financially, we are not now in a position to expand as we would like. Therefore we are asking an extension of as much time as is possible under the permit we now have. No 29018.

The additional time would allow us to complete the survey now under way.

J. C. Schwank
Very truly yours,
Yachats Water District

STATE OF OREGON
STATE ENGINEER
WATER RESOURCES DEPARTMENT
516 PUBLIC SERVICE BUILDING
SALEM 97310

REFER TO
FILE NO. 38383

January 25, 1967

Yachats Water District
Yachats, Oregon

Gentlemen:

According to the terms of your permit No. 29018, for the appropriation of 2.0 cubic feet per second of water from Salmon Creek for municipal use, complete application of water was to have been made by October 1, 1966.


Complete application of water means the application of water to beneficial use under the permit to the full extent intended. In the case of irrigation, it means beneficial irrigation of all the lands the permittee intends to cover under the terms of the permit. If water has been used, you should promptly submit notice describing the extent of completion as set forth in the letter accompanying your permit and also in our postal card of October 10, 1966.

ORS 537.260 provides that: "Whenever the time within which any appropriation under a permit should have been perfected has expired and the owner of the permit fails or refuses within three months thereafter to submit to the State Engineer proof of completion of the appropriation as required by ORS 537.230 and 537.250, the State Engineer may, after 60 days' notice by registered mail, order the cancelation of the permit.*****"

In accordance with the provisions of ORS 537.260, you are hereby notified that unless proof of beneficial use is received within 60 days from the date of this letter, the permit(s) may be canceled without further notice.

If for a ~~3~~ reason you are no longer interested in the project described by the permit, we would appreciate it if you would so advise. If the property involved has changed hands and any part of the project has been completed, you should immediately assign the permit to the new owner and advise us of his name and address. An assignment form will be furnished upon request.

Very truly yours,



CHRIS L. WHEELER
State Engineer

WV
Form 100
Certified
Return receipt requested

38383

November 12, 1963

Yachats Water District
Yachats
Oregon

Gentlemen:

This will acknowledge your letter of November 8, 1963, submitting the \$10 recording fee necessary to application numbered 38383. Our receipt numbered 40223 is enclosed.

Your application numbered 38383 now appears to be in satisfactory form to be considered for approval by issuance of a permit with the next group.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
Walter N. Perry, Assistant

egw

Enclosure: Receipt No. 40223

October 14, 1963

Yachats Water District
Yachats
Oregon

Gentlemen:

This will acknowledge your letter of October 9, 1963, advising of the quantity of water to be appropriated from Salmon Creek under application numbered 38383.

The application now appears to be in satisfactory form to be considered for approval by issuance of a permit upon receipt of additional recording fees in the sum of \$10.

The fees necessary to your application as it is now written are a \$10 examination fee, a \$10 recording fee for the first cubic foot of water per second to be appropriated, and a \$2 recording fee for the second cubic foot of water per second to be appropriated. You have to date submitted \$12 in fees.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
Walter N. Perry, Assistant

WNP:egw

YACHATS WATER DISTRICT

YACHATS, OREGON

Oct. 9, 1963

State Engineer
516 Public Service Building
Salem, Oregon 97310

RECEIVED
OCT 11 1963
STATE ENGINEER
SALEM, OREGON

Dear Sir:

On a resolution passed by the Yachats Water Board dated 9/6/63 at its regular meeting your recommendation was followed:

That application numbered 38383 be ammended to provide for the appropriation of no more than 2 cubic feet of water per second from Salmon Creek to makeup any deficiency in Reedy Creek.

I might hastin to add that the Yachats Water District did not intentionally desire to over subscribe in water appropriation.

We wish to thank you for your patience in this matter and sincerely hope we have fulfilled the necessary requirements.

Very truly yours,

J. C. Schwartz
Secretary
Yachats Water District

RECEIVED
AUG 22 1963
STATE ENGINEER
SALEM, OREGON

Yachats, Oregon
17 August 1963

Salem Printing & Blueprint Co., Inc.
475 Ferry Street
Salem, Oregon.

Gentlemen:

Please make for the Yachats Water District copies
of the enclosed print as follows:

1 Print
1 Reproducible (Deliver to Walter Perry
Water Resources Department
Office of State Engineer)

3 Prints
1 Reproducible
Original Mail with statement for expense
to Ted. Schwartz, Secy,
Yachats Water District
Yachats, Oregon

Very truly yours,

Ted Schwartz

cc Walter Perry
Water Resources Department

September 12, 1963

Yachats Water District
Yachats
Oregon

Gentlemen:

This will acknowledge receipt of returned application numbered 38383, a superseding copy, and the accompanying reproducible map.

The superseding copy of your application has been examined and there appears to be some question regarding the quantity of water which you propose to appropriate. You state that you wish to appropriate 4 cubic feet of water per second from Salmon Creek which is to be supplemental to the 2 cubic feet of water per second from the Reedy Creek appropriation. This would indicate that you propose to make a total appropriation of 4 cubic feet of water per second, 2 cubic feet of water per second from Reedy Creek and 2 cubic feet of water per second from Salmon Creek with an additional quantity to be appropriated from Salmon Creek, making up any deficiency in the flow of Reedy Creek. In item 10 of the application, you state that the estimated population of Yachats in 1970 will be 1,000 people. Since the national average consumption of water on a per capita basis is in the neighborhood of 150 gallons per day per person, it appears that you have applied for an excessive quantity of water. If you appropriated 300 gallons per day on a per capita basis, the 2 cubic feet of water per second from Reedy Creek should provide adequate water for over 4,300 persons. The additional 2 cubic feet of water per second from Salmon Creek should then provide sufficient water for approximately 8,600 persons.

We do not wish to restrict your appropriation of water if you can place this water to a beneficial use, but from the information you have submitted it does not appear that you have a requirement for all of the 2 cubic feet of water per second that you have a right to divert

September 12, 1963

from Reedy Creek, and since your application states that it is your intention to supplement this right or make up any deficiency in the flow of Reedy Creek, I suggest that application numbered 38383 be amended to provide for the appropriation of no more than 2 cubic feet of water per second from Salmon Creek to make up any deficiency in Reedy Creek. We are withholding further action on your application for thirty days pending your reply.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
Walter N. Perry, Assistant

WNP:ek

Yachats Water District
Yachats, Oreg.

June 25, 1963

State Engineer
Water Resources Department
516 Public Service Building
Salem 10, Oregon.

Re: File 38383
Your letter April. 29, 1963

Att'n. Walter N. Perry:

In line with your telephone suggestion of this date I am returning herewith our original Application No. 38383 for a reindorsement extending the date for re-filing from July 1st. to September 1st. of this year.

The purpose of this request is to permit the completion of a survey of Salmon Creek and to complete negotiations for such easements or acquisitions as may be approved by the District. We have not yet determined the length of supply line necessary to connect the existing supply line and a diversion point on the Salmon Creek at about the same elevation as the Reedy creek diversion. Nor have we determined what quantities of side water may be entering Salmon Creek between those points.

An alternate diversion point would be one much lower (about 600 feet above the mouth of the creek). An economic analysis will determine whether a pumping installation at the lower point will be a better choice than a gravity from the higher point.

To complete the engineering and to negotiate an easement and or a purchase arrangement, will require an extension of at least 60 days from July 1st. 1963. We trust that you can comply with this request.

Very truly yours,

Ray B Boals, Treas.
Yachats Water District.

cc Ted Schwartz
Secretary Y. W.D.

PAID

EUGENE WATER & ELECTRIC BOARD

OK
Enclose to
54 June 4-1963

April 29, 1963

YACHATS WATER DISTRICT
Yachats
Oregon

Gentlemen:

This will acknowledge receipt of returned application numbered 38383.

The application has been re-examined and it is noted that Item 4 has not been completed by showing the location of the point of diversion by coordinate distances or by distance and bearing in reference from a government survey corner. Item 8 has not been completed indicating the quarter-quarter sections within which the water will be used. To assist you in completion of this item, pencil notations have been made on the application form.

Items 12 through 14 must be completed, as this information is required by statute. We are, therefore, returning your application numbered 38383 for completion and have endorsed it, so that in order to retain its date of priority it must be returned to this office on or before July 1, 1963.

For your convenience we are enclosing a new application form upon which you may submit a superseding copy of application 38383. If this is done, you should be sure to also return the original application within the time limits endorsed thereon.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By:
Walter N. Perry
Assistant

WNP:mgh

Enclosures: application returned
new application form.

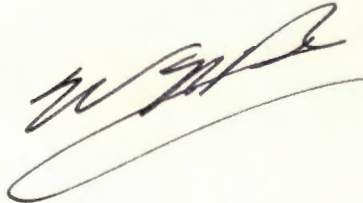
38383

M E M O

March 20, 1963

Mr. Schwartz from Yachets was in this office March 20, 1963 and stated that the Yachets Water District is prepared to complete their application, file number 38383 in the near future. The application was endorsed so that in order to retain its date of priority it must be returned to this office on or before June 21, 1963. The application was handed to Mr. Schwartz.

WNP/gcc

A handwritten signature in dark ink, appearing to be 'WNP', with a long, sweeping underline that extends to the left and then curves back under the signature.

February 25, 1963

Yachats Water District
Yachats, Oregon

Gentlemen:

We have received from Mr. David Ward and Mr. H. L. Green affidavits regarding nonuse of water for fish culture purposes in the NW¼ SE¼ of Section 26, Township 14 South, Range 12 West, W.M., under the provisions of the water right evidenced by the certificate recorded at page 11966, State Record of Water Rights Certificates, in the name of R. B. Miller.

To initiate proceedings for cancelation of a water right or a portion of a water right under the provisions of ORS 540.631, we must give notice of the intended proceedings to the legal owner and to the occupant of the lands to which the right is appurtenant.

We have been advised by the Lincoln County Assessor that the owner is Hugh Miller Sherwood, Jr., Box 205, Yachats, Oregon.

We would appreciate it if you would advise us whether the property is occupied and if so whether Hugh Miller Sherwood, Jr., is the occupant or if someone else is occupying the property, if you could advise us the occupant's name and mailing address.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
James W. Carver, Jr., Assistant

JWC:eh

February 18, 1963

Yachats Water District
Yachats,
Oregon

Gentlemen:

This will acknowledge your application for a permit to appropriate 1 cubic foot of water per second from Salmon Creek for municipal purposes, a reproducible map, two affidavits and fees in the sum of \$12 for which our receipt numbered 36932 is enclosed.

The application has been examined and filed under file number 38383. Before it may be considered for approval by issuance of a permit it must be completed as follows:

Item Four: The point at which the water will be diverted from Salmon Creek must be located by coordinate distances or by distance and bearing in reference from an established identified Government Survey Corner and further identified as being within a particular quarter quarter section.

Item Eight: The quarter quarter sections within which the water will be used must be identified.

Items Twelve thru Fourteen: These items must be completed with dates.

Since you indicate that the application was submitted in preliminary form and that you are proceeding with the gathering of data necessary to complete the application, we will hold the application in this office without further action for a period of 90 days. At the expiration of this time period, the application will be returned to you for completion.

Very truly yours,

CHRIS L. WHEELER
State Engineer

By
Walter N. Perry, Assistant

WNP/gcc
Enc:

38383

January 16, 1964

Yachats Water District
Yachats
Oregon

38383, permit No. 29018 with blueprint.

State Engineer:
Salem, Oregon
Dear Sen.

RECEIVED
NOV 8 1963
STATE ENGINEER
SALEM, OREGON

Enclosed is a \$10.00 check
for recording fee.

Very truly yours,
Yachats Water District
Yachats, Oregon

BEFORE THE STATE ENGINEER OF OREGON

Lincoln County

IN THE MATTER OF AN APPLICATION)
FOR EXTENSION OF TIME TO BEGIN)
AND COMPLETE CONSTRUCTION AND)
MAKE COMPLETE APPLICATION OF)
WATER UNDER PERMIT NO. 29018)
IN THE NAME OF YACHATS WATER)
DISTRICT)

O R D E R

The Yachats Water District is the holder of permit No. 29018 which grants the right to appropriate not to exceed 2.0 cubic feet per second of water from Salmon Creek for municipal use.

The District has advised the State Engineer that the appropriation has not been made as described in the permit, but it is the District's desire to preserve the right for this development.

The District has further advised that they have done some surveying and planning.

It is believed that it will be consistent with the public interest to grant said extension.

NOW, THEREFORE, it hereby is ORDERED that the time limits to begin and complete construction and make complete application of water under permit No. 29018 be extended to October 1, 1972.

Dated at Salem, Oregon, this 21st day of September, 1970.

/s/ CHRIS L. WHEELER
State Engineer

BEFORE THE STATE ENGINEER OF OREGON

Lincoln County

IN THE MATTER OF AN APPLICATION)
FOR EXTENSION OF TIME TO BEGIN)
AND COMPLETE CONSTRUCTION AND)
MAKE COMPLETE APPLICATION OF)
WATER UNDER PERMIT NO. 29018)
IN THE NAME OF YACHATS WATER)
DISTRICT)

O R D E R

The Yachats Water District is the holder of permit No. 29018 which grants the right to appropriate not to exceed 2.0 cubic feet per second of water from Salmon Creek for municipal use.

The District has advised the State Engineer that the appropriation has not been made as described in the permit, but it is the District's desire to preserve the right for this development.

The District has further advised that they have done some surveying and planning.

It is believed that it will be consistent with the public interest to grant said extension.

NOW, THEREFORE, it hereby is ORDERED that the time limits to begin and complete construction and make complete application of water under permit No. 29018 be extended to October 1, 1969.

Dated at Salem, Oregon, this 16th day of September, 1968.

/s/ CHRIS L. WHEELER
State Engineer

RECEIVED
JAN 1 1935
STATE ENGINEER
SALEM, OREGON

Permit No.

*APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Oregon

I, Yachats Water District
(Name of applicant)
of Yachats, Lincoln County, Oregon
(Mailing address)

State of, do hereby make application for a permit to appropriate the following described public waters of the State of Oregon, SUBJECT TO EXISTING RIGHTS:

If the applicant is a corporation, give date and place of incorporation

1. The source of the proposed appropriation is Salmon Creek
(Name of stream)

....., a tributary of Yachats River

2. The amount of water which the applicant intends to apply to beneficial use is 1.0 cfs min. or
Flow of Stream
cubic feet per second. Supplemental to Reedy Creek appropriation. 2 cfs No. 145 Cr. 049 cfs.
(If water is to be used from more than one source, give quantity from each)

**3. The use to which the water is to be applied is Municipal
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located ft. and ft. from the
(N. or S.) (E. or W.)
corner of (Not determined- see Remarks.)
(Section or subdivision)

(If preferable, give distance and bearing to section corner)

(If there is more than one point of diversion, each must be described. Use separate sheet if necessary)
being within the NW 1/4 SE 1/4 of Sec. 26, Tp. 14S
(Give smallest legal subdivision) (N. or S.)

R. 12W W. M., in the county of Lincoln
(E. or W.)

5. The Pipe Line to be (See Remarks)
(Main ditch, canal or pipe line) (Miles or feet)

in length, terminating in the NW 1/4 of SE 1/4 of Sec. 26, Tp. 14S
(Smallest legal subdivision) (N. or S.)

R. 12 West W. M., the proposed location being shown throughout on the accompanying map.
(E. or W.)

DESCRIPTION OF WORKS

Diversion Works—

6. (a) Height of dam feet, length on top feet, length at bottom
feet; material to be used and character of construction
(Loose rock, concrete, masonry,

rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate Not determined- see Remarks
(Timber, concrete, etc., number and size of openings)

(c) If water is to be pumped give general description Not determined
(Size and type of pump)

(Size and type of engine or motor to be used, total head water is to be lifted, etc.)

*A different form of application is provided where storage works are contemplated.

**Application for permits to appropriate water for the generation of electricity, with the exception of municipalities, must be made to the Hydroelectric Commission. Either of the above forms may be secured, without cost, together with instructions by addressing the State Engineer, Salem, Oregon.

Municipal or Domestic Supply—

10. (a) To supply the city of Yachats, Lincoln County, Oregon (Unincorporated)
Lincoln County, having a present population of 300
(Name of)
and an estimated population of 750 in 1970

(b) If for domestic use state number of families to be supplied App 300 services 1963

(Answer questions 11, 12, 13, and 14 in all cases)

11. Estimated cost of proposed works, \$ _____
12. Construction work will begin on or before _____
13. Construction work will be completed on or before _____
14. The water will be completely applied to the proposed use on or before _____

J C Schwartz, Secretary
(Signature of applicant)
Yachats Water District

Remarks: After confirmation of a water right on Salmon Creek is had, a
study of the creek profile will be made to determine the advisability of
diverting water at a level adequate to insure a gravity flow as compared
to a booster pump installation. In this study consideration will be
given to the desirability of a settling basin and or reservoir.

At this time no negotiations for a right-of-way for a pipe line or
other facilities have been initiated.

STATE OF OREGON, }
County of Marion, } ss.

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

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before July 1, 1963
June 21, 1963
September 4, 1963

WITNESS my hand this 29 day of April, 63
3 July 63

RECEIVED
AUG 23 1963
STATE ENGINEER
SALEM, OREGON

CHRIS L. WHEELER
STATE ENGINEER
By Walter N. Long
ASSISTANT

PERMIT

STATE OF OREGON, }
County of Marion, } ss.

This is to certify that I have examined the foregoing application and do hereby grant the same, SUBJECT TO EXISTING RIGHTS 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 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

The use to which this water is to be applied is

If for irrigation, this appropriation shall be limited to of one cubic foot per second or its equivalent for each acre irrigated

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

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.....

STATE ENGINEER

Application No. 38383

Permit No.

PERMIT

TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE
OF OREGON

This instrument was first received in the
office of the State Engineer at Salem, Oregon,
on the 25th day of January,
1912, at 8:40 o'clock M.

Returned to applicant:

Approved:

Recorded in book No. of
permits on page

STATE ENGINEER

Drainage Basin No. 18 page 6 H

Fees