

ASSIGNED

Name Roger L. Skelton

By

Address 3145 Maple Drive

Reedsport, OR 97467

Date filed September 8, 1981

Priority SEPTEMBER 8, 1981

Action suspended until OK Cert

Return to applicant

Date of approval JAN 14 1983

CONSTRUCTION

Date for beginning JAN 14 1984

Date for completion OCT 1 1984

Extended to

Date for application of water OCT 1 1985

Extended to

PROSECUTION OF WORK

Form "A" filed

Form "B" filed

Form "C" filed Completed

FINAL PROOF

Blank mailed NOV 29 2001

Proof received

Date certificate issued MAR 22 2002

Application No. 62598

Permit No. 47196

Certificate No. 79311

Stream Index, Page No. 16-202

FEES PAID

Date	Amount	Receipt No.
<u>9-8-81</u>	<u>60.00</u>	<u>27027</u>
<u>10-13-95</u>	<u>10.00</u>	<u>12940</u>

Cert. Fee

FEES REFUNDED

Date	Amount	Check No.

ASSIGNMENTS

Date	To Whom	Address	Volume	Page
<u>10-13-95</u>	<u>Howard + Lillian Dennison</u>	<u>ph. 779-4888 24612 Lower Smith Road, Reedsport, OR 97467 1419 Prairie St., Medford 97501</u>	<u>97467</u>	<u>3091</u>

REMARKS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

This is to certify that I have examined APPLICATION 62598 and do hereby grant the same SUBJECT TO EXISTING RIGHTS INCLUDING THE APPROPRIATE MINIMUM FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD and the following limitations and conditions:

✓ SHARON

This permit is issued to Roger L. Skelton of ~~PO Box 267~~, Reedsport, Oregon 97467, phone 271-5256, for the use of the waters of a spring, a tributary of Smith River, for the PURPOSE of domestic use for one family including irrigation of not to exceed one-half acre lawn and noncommercial garden; that the PRIORITY OF THE RIGHT dates from September 8, 1981, and is limited to the amount of water which can be applied to beneficial use and shall not exceed 0.01 cubic foot per second measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users.

INJECTION OF THERMO...
5. QUAD MPT.
9-14-84 (S)

The POINT OF DIVERSION is to be LOCATED: 1,257 feet East and 1,000 feet South from the Common Corner of Sections 25, 26, 35, and 36, being within the NE 1/4 NW 1/4 of Section 36, Township 20 South, Range 10 West, WM, in the County of Douglas.

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

Township 20 South	Range 10 West, WM	Section 36	NW 1/4	NW 1/4	Domestic use for one
			SW 1/4	NW 1/4	family including irri-
					gation of not to exceed
					one-half acre lawn and
					noncommercial garden

Actual construction work shall begin on your before January 14, 1984 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1984.

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

WITNESS my hand this 14th day of January, 1983.

/s/ JAMES E. SEXSON

WATER RESOURCES DIRECTOR

This permit is for the beneficial use of water. By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan. It is possible that the land use you propose may not be allowed if it is not in keeping with the goals and the acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.

APPLICATION 62598

PERMIT 47196

WHITE WASH
HOUSE @ ROADSIDE.

5 LAVATORY FIXTURES HAVE BEEN TORN OUT.
NEW SEPTIC TANK RECENTLY INSTALLED.

PLACE CURRENTLY FOR SALE. CARD ENCLOSED.
PIPELINE (WATER) HAS BEEN DISCONNECTED
AT BACK OF HOUSE.

SPRING DOES EXIST. HAND DUG OUT TO FORM
"RESERVOIR" - CATCH BASIN. PIPED INTO SEDIMENT
50 GALLON DRUM. ALL GRAVITY FLOW @ 38 PSI
@ HOUSE.

YARD REPRESENTS PAST LAWN; GARDEN AREA
WITH APPLE TREES.

SOURCE: SPRING

DIV. PT: HAND DUG IN HILLSIDE.

MOTOR: N/A
PUMP: N/A

PIPE: 1" BK PLASTIC 800' ±
GARDEN HOSES FOR L.I.G.

USE: DOMESTIC @ FAMILY INCL LAWN & GARDEN

LIFT: 85' FALL

T/E: INSPECTION OF APPL. MAP; QUAD MAP, WITH ASSESSOR
(PHOTO VERIFIED) MAP; LEGAL DESCRIPTION

Patricia Jean DeHaven
9-14-94 FIELD EXAMINER
SOUTHWEST REGION.

REMARKS: OWNERS MAILING ADDRESS =
37685 KIMBALL RD, DEXTER, OR 97431
SAME OWNER AS APPLIED AS OF 9/14/94

all
to
issue
proposal and
DCH
11/14/01

State Map

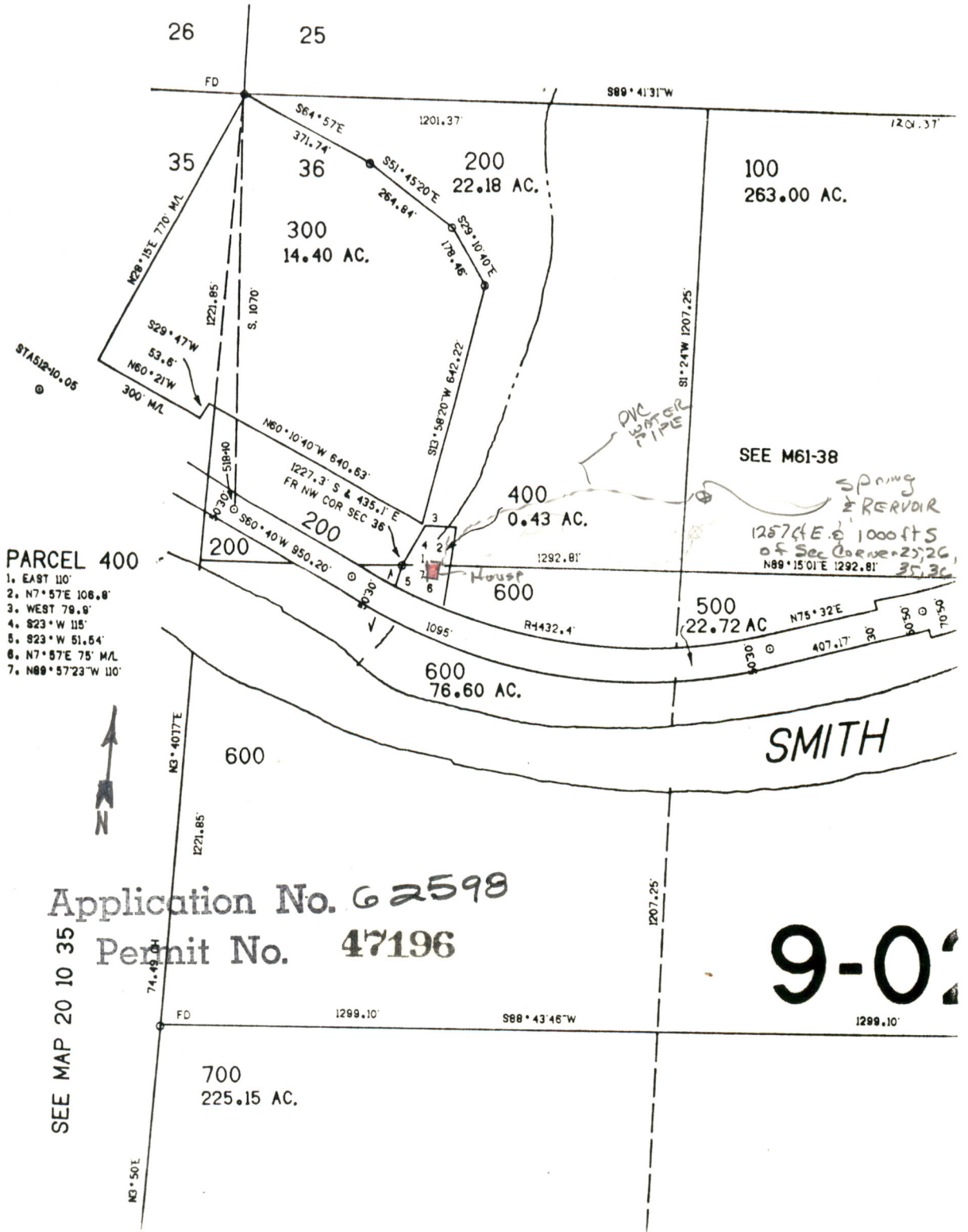
Pt Sec 36

Top 20 SR 10 W 44 N M.

SEC 7

THIS MAP WAS PREPARED FOR ASSESSMENT PURPOSE ONLY.

RECEIVED
OCT 22 1982
WATER RESOURCES DEPT.
SALEM, OREGON



Mailing List for Final Certificates

Application S-62598 Mailing Date: March 22, 2002
Permit 47196
Certificate 79311

Permit/Certificate Holders: (include copy of map)

HOWARD AND LILLIAN DENNISON
24612 LOWER SMITH RIVER RD.
REEDSPORT, OR 97467

Copies Mailed

By: *ASD*
(SUPPORT STAFF)

on: 3/22/02
(DATE)

Copies (of final certificate) to be sent to:

1. Watermaster # 15: (include copy of map)
2. Data Center
3. Water Availability

Other persons to receive copies: (Include map)

4.



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

Date Mailed: March 22, 2002

NOTICE OF CERTIFICATE ISSUANCE

Attached is a certificate that confirms the water right established under the terms of a permit issued by this department. The water right is now appurtenant to the specific place where the use was established as described by the certificate. The owner of the land is the owner of the water right. The water right is limited to a specific amount of water, but not more than can be beneficially used for the purposes stated within the certificate.

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within **60 days of the mailing date stated above** as specified by ORS 183.484(2).

This statement of judicial review rights is required under ORS 536.075; it does not alter or add to existing review rights or create review rights that are not otherwise provided by law.

Under ORS 537.260 and 537.270, a water right certificate may be contested before the Water Resources Department within three (3) months of the date it is issued. If a certificate is contested, the contestant shall be offered an administrative hearing.

Oregon law does not allow the Director to reissue a certificate because of a change in the ownership. The water must be controlled and not wasted. To change the location of the point of diversion, the character of use, or the location of use requires the advance approval of the Water Resources Director.

If any portion of this water right is not used for five or more consecutive years, that portion of the right may be subject to forfeiture according to ORS 540.610. Land enrolled in a Federal Reserve Program is not subject to forfeiture during the period of enrollment. Other exceptions to forfeiture are explained in ORS 540.610.

If you have any questions please contact Steve Brown at (503) 378-8455, extension 263.

Front Page of Certificate 79311

S:\groups\wr\forms\certperm
original to certificate holder, copy to file

State Map

Pt Sec 36

Top 20 SR 10.4.11M.

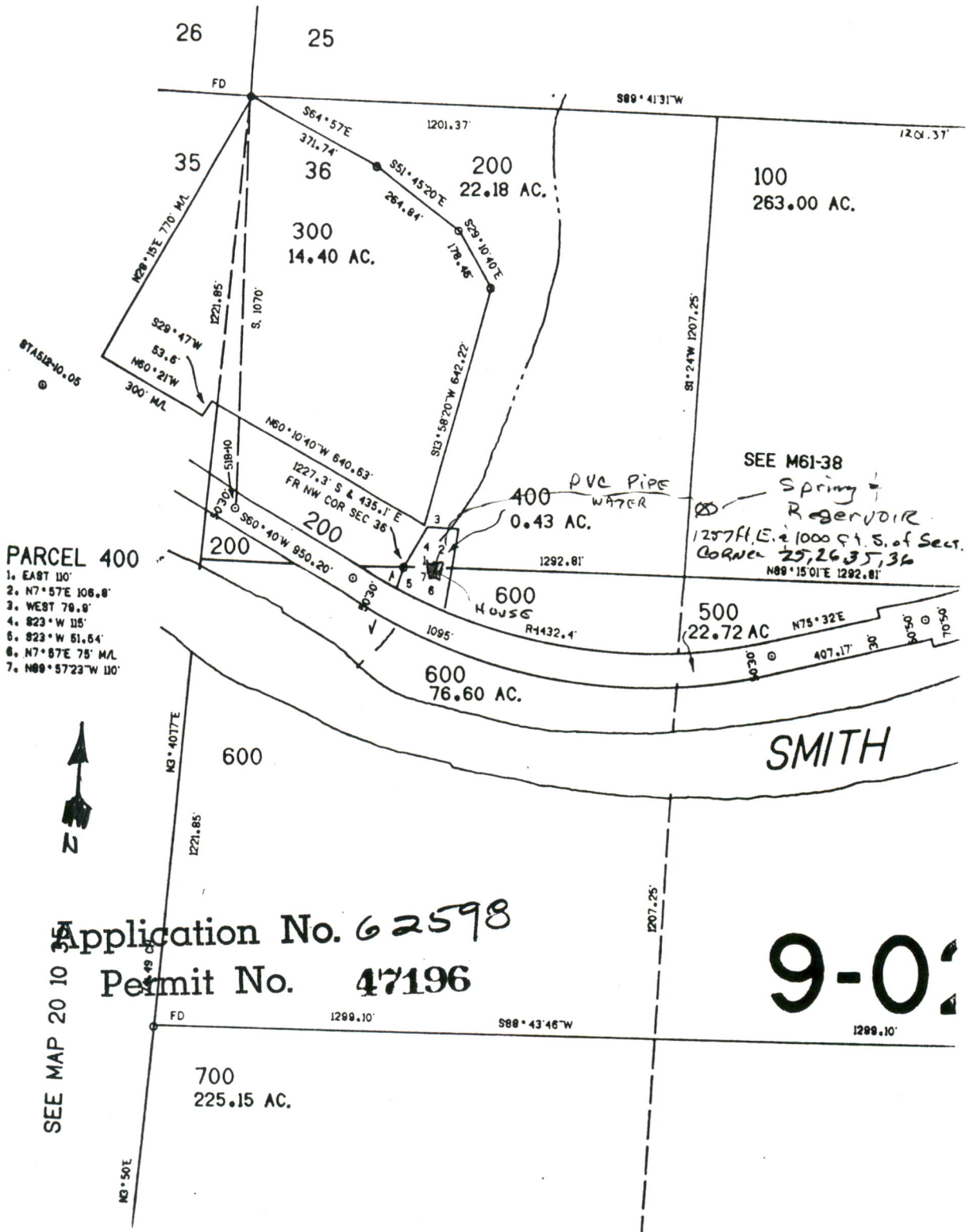
SEC

THIS MAP WAS PREPARED FOR ASSESSMENT PURPOSE ONLY.

RECEIVED

OCT 22 1982

WATER RESOURCES DEPT. SALEM, OREGON



- PARCEL 400
1. EAST 110'
 2. N7°57'E 106.8'
 3. WEST 78.8'
 4. S23°W 115'
 5. S23°W 61.54'
 6. N7°57'E 75' M/L
 7. N88°57'23"W 110'



Application No. 62598
 Permit No. 47196

9-02

SEE MAP 20 10

State Map

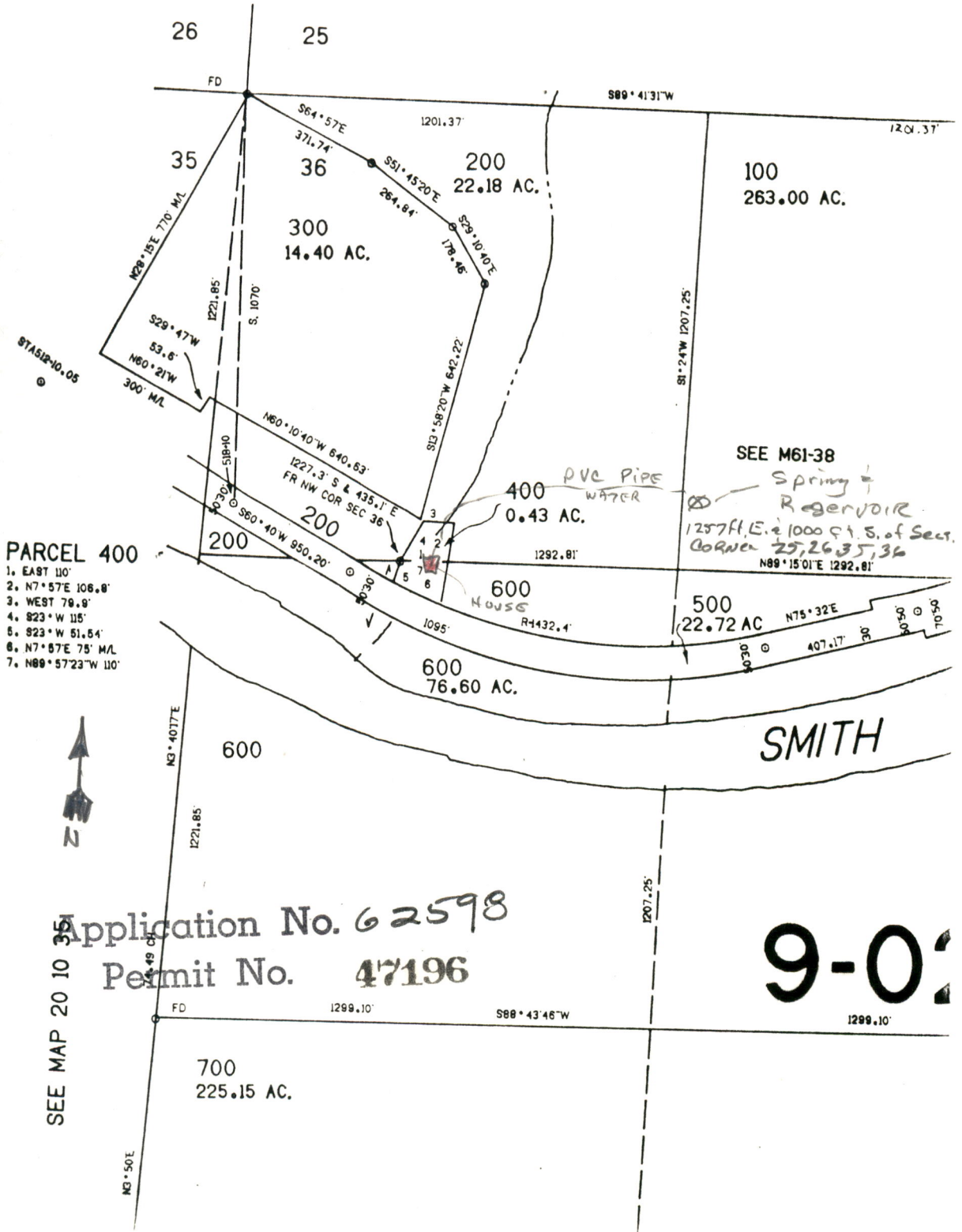
Pt Sec 36

Top 20 SR 10/14/11

SEC

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RECEIVED
OCT 22 1982
WATER RESOURCES DEPT.
SALEM, OREGON



- PARCEL 400
1. EAST 110'
 2. N7°57'E 106.8'
 3. WEST 79.9'
 4. S23°W 115'
 5. S23°W 51.54'
 6. N7°57'E 75' M/L
 7. N89°57'23"W 110'

Application No. 62598
Permit No. 47196

9-02

SEE MAP 20 10 35

State Map

Pt Sec 36

Top 2.0 SK 10.14.11M.

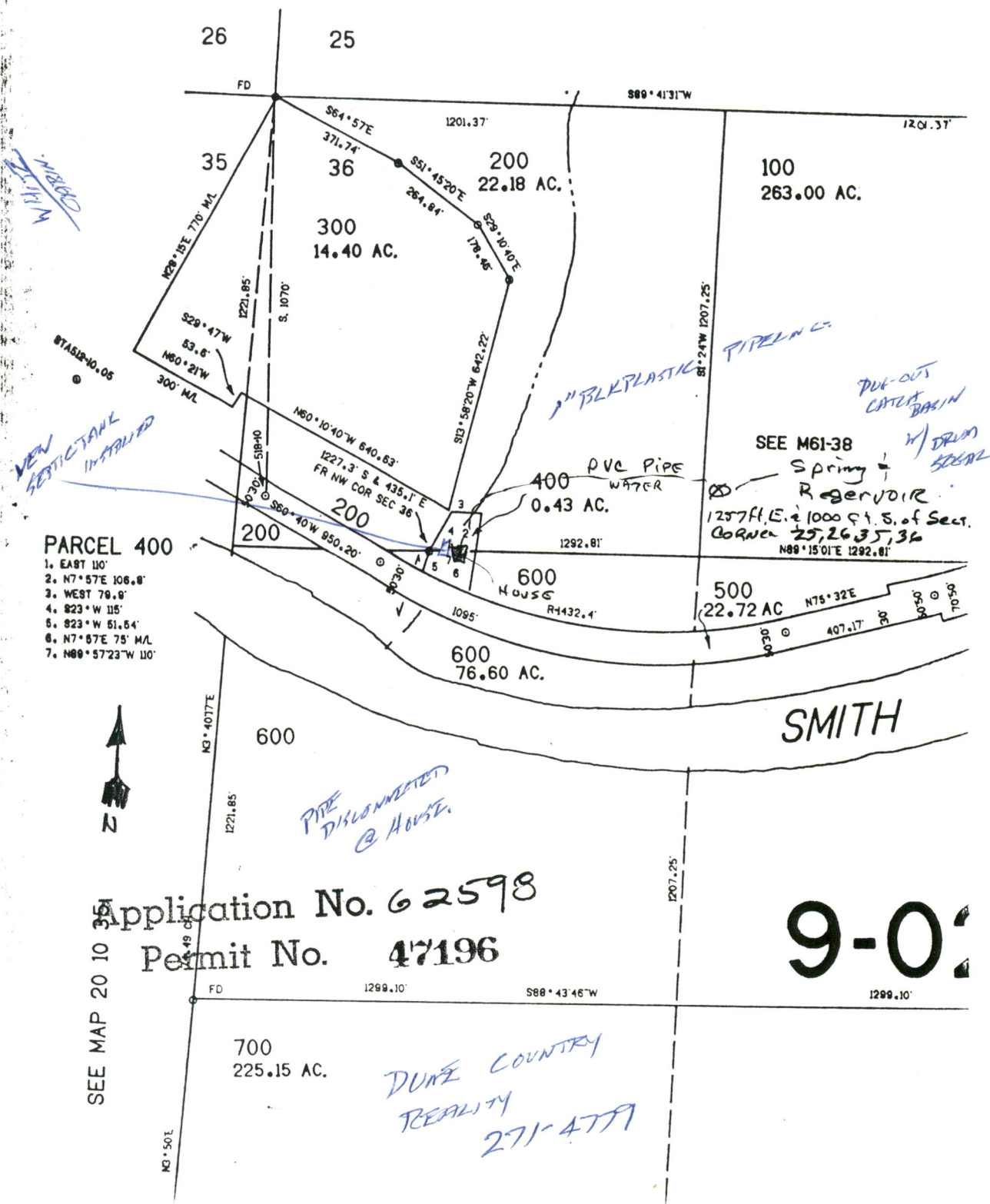
SEC

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OCT 22 1982

WATER RESOURCES DEPT. SALEM, OREGON



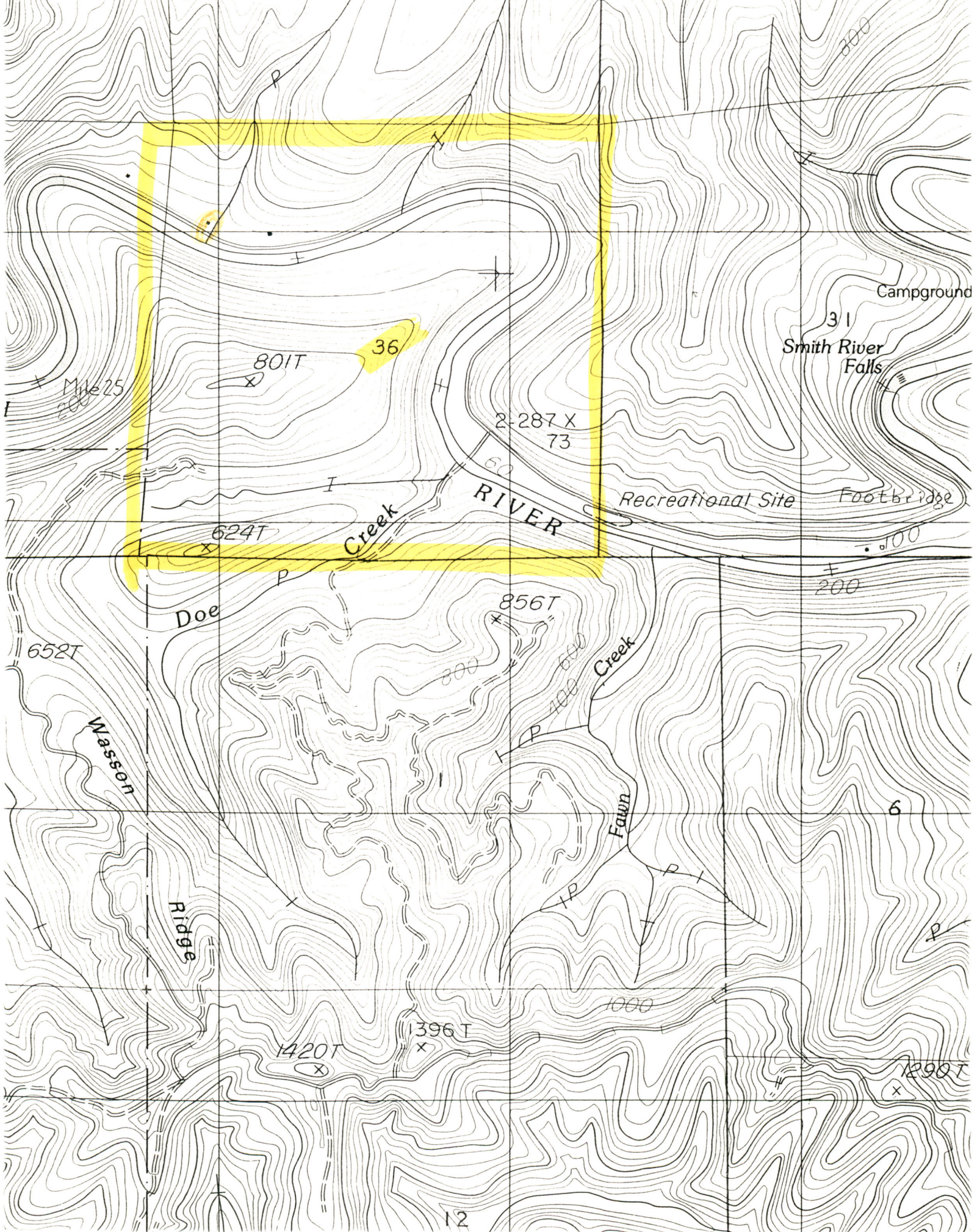
- PARCEL 400
1. EAST 110'
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 3. WEST 79.9'
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 6. N7°57'E 75' M/L
 7. N89°57'23"W 110'

SEE MAP 20 10 35A

Application No. 62598
Permit No. 47196

9-02

DUNE COUNTRY REALTY
271-4779



Campground

31
Smith River Falls

Recreational Site Footbridge

Doe Creek

Fawn Creek

Wasson Ridge

801T

36

2-287 X
73

624T

856T

1420T

1396T

1290T

12

6

M1625
200

200

300

100

800

500

400

1000

Study

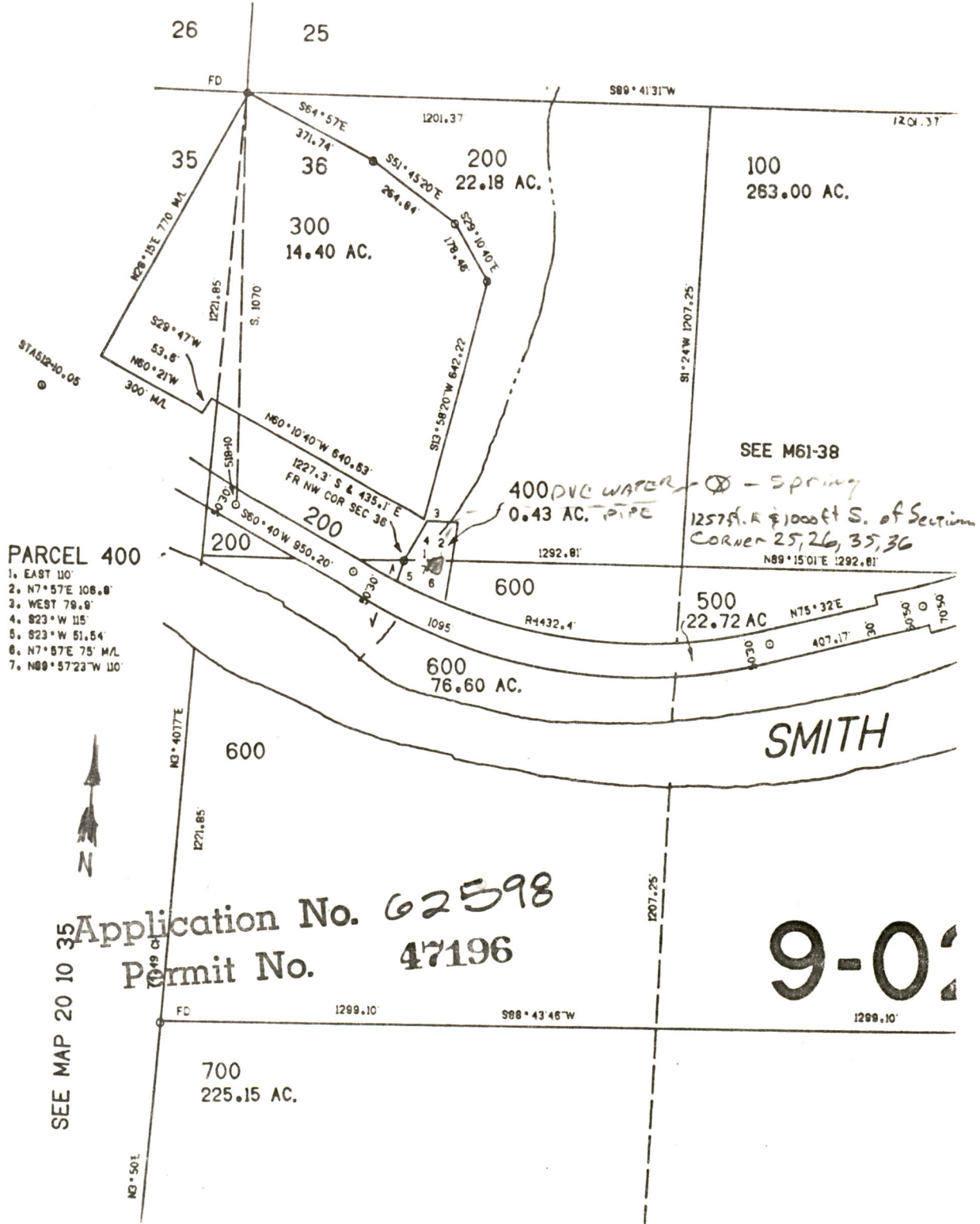
Pt Sec 36

Tract 20 SR 12221111

SEC

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RECEIVED
OCT 22 1982
WATER RESOURCES DEPT.
SALEM, OREGON



- PARCEL 400
1. EAST 110'
 2. N7°57'E 108.8'
 3. WEST 79.9'
 4. S23°W 115'
 5. S23°W 51.64'
 6. N7°57'E 75' M/L
 7. N89°57'23"W 110'

Application No. 62598
Permit No. 47196

9-02

SEE MAP 20 10 35



Welcome To 
Douglas County
 OREGON
Assessor Information

-
-
-

Property ID:
 Alternate Acct #:
 Owner Name:
 Address #1:
 Address #2:
 Address #3:
 City/State/Zip:

Situs Address:

Account Status:
 Map ID:
 County Prop Class:
 Legal Acreage:

Assessed Value
 Appr Value - Imp:
 Appr Value - Land:
 Appr Value - Total:

Land Market Value:
 LSU Market Value:
 LSU Use Value:

Memo

December 4, 2001

To: File S-62598, Permit 47196

From: Dorothy Pedersen

Lillian Dennison called with questions and concerns regarding the proposed certificate of water right. She had been attempting to reach Steve Brown in response to the PC letter. She was unaware of the process and did not understand the meaning of the proposed certificate. In particular, she was concerned about the final clause and what that meant in relation to her ability to continue to have an adequate amount of water from the spring which she shares with owners of a nearby property.

I attempted to answer her questions, but she did not feel satisfied with my explanations of the water right perfecting process or the relationship between her water right and other rights, including instream and downstream rights.

Lillian was concerned that there would not be enough water from the shared spring to satisfy her domestic use and the use of the new property owners (a family of 4) who would soon be moving onto the neighboring property. Previous owners had not used much water, as they were not residing on the property year-round.

I told her that I would check on the status of any other water rights for the common spring source and that we would return her call, to inform her of how her right related to them in priority. I have since discovered that the only other right listed in WRIS for T20S, R10W, Section 36 is domestic right S-80366 in the name of Delmar and June Yaryan, for 0.01 CFS from a spring in the same vicinity, but different dimensions than those for her water right. Its priority is May 23, 1995, which is later than Lillian's priority date of September 8, 1981.

Her current address is 24612 Smith River Rd., Reedsport, OR 97467 and her phone number is (541) 271-0176.

SECTION 36 T.20S. R.10W. W.M.
DOUGLAS COUNTY

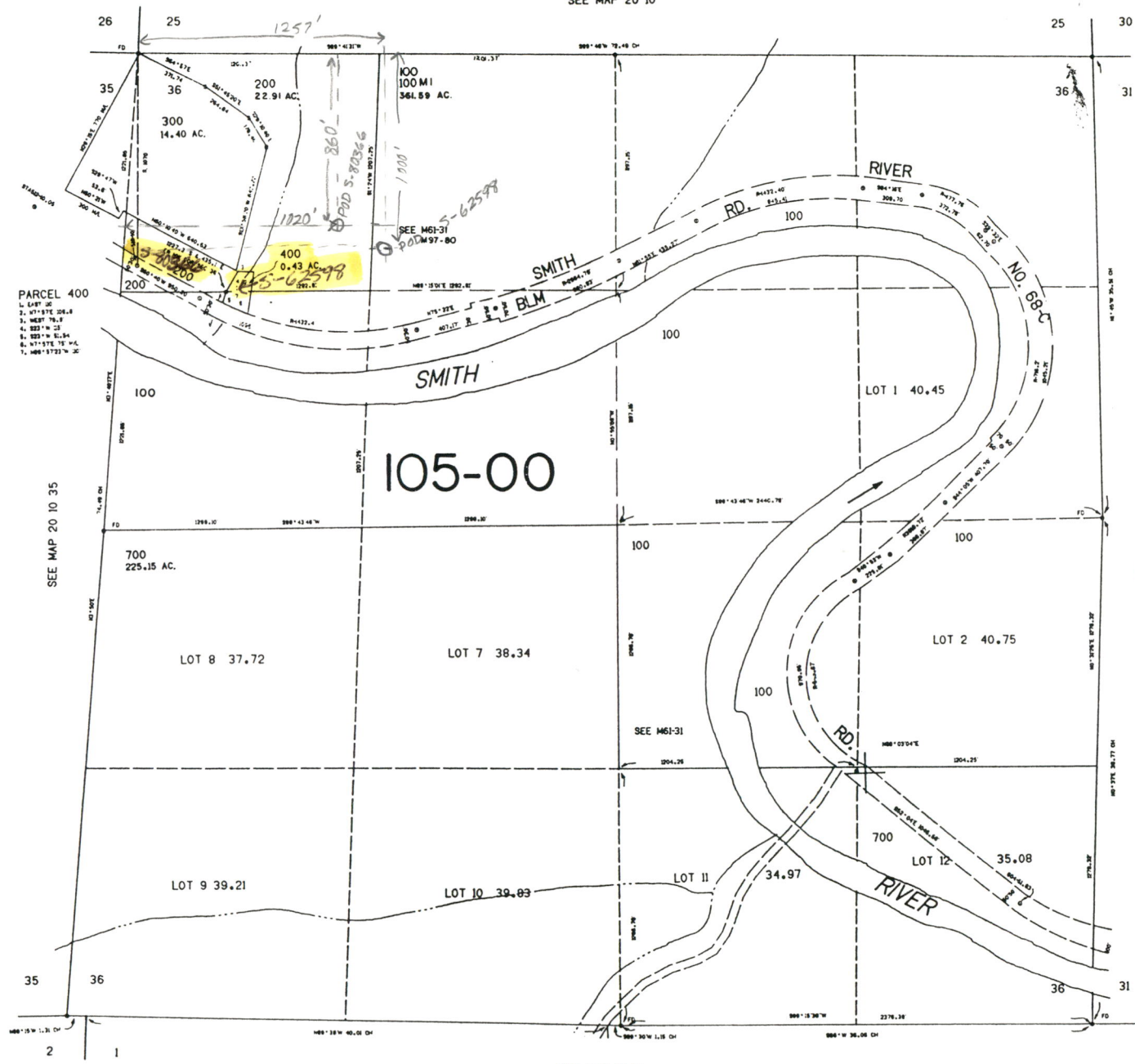
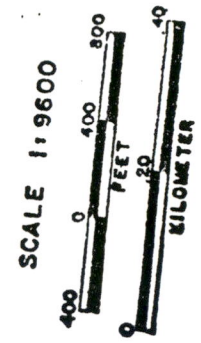
REVISED ON
4 - 19 96

20 10 36

THIS MAP WAS PREPARED FOR
ASSESSMENT PURPOSE ONLY.

1"=400'

CANCELLED NOS
500 600



- PARCEL 400
1. EAST 1/2
 2. WEST 1/2
 3. WEST 1/4
 4. WEST 1/4
 5. WEST 1/4
 6. WEST 1/4
 7. WEST 1/4
 8. WEST 1/4
 9. WEST 1/4
 10. WEST 1/4



SEE MAP 21 10

SEE MAP 20 9 31

790,000

RECEIVED
JUN 13 1996

Prahar Surveying

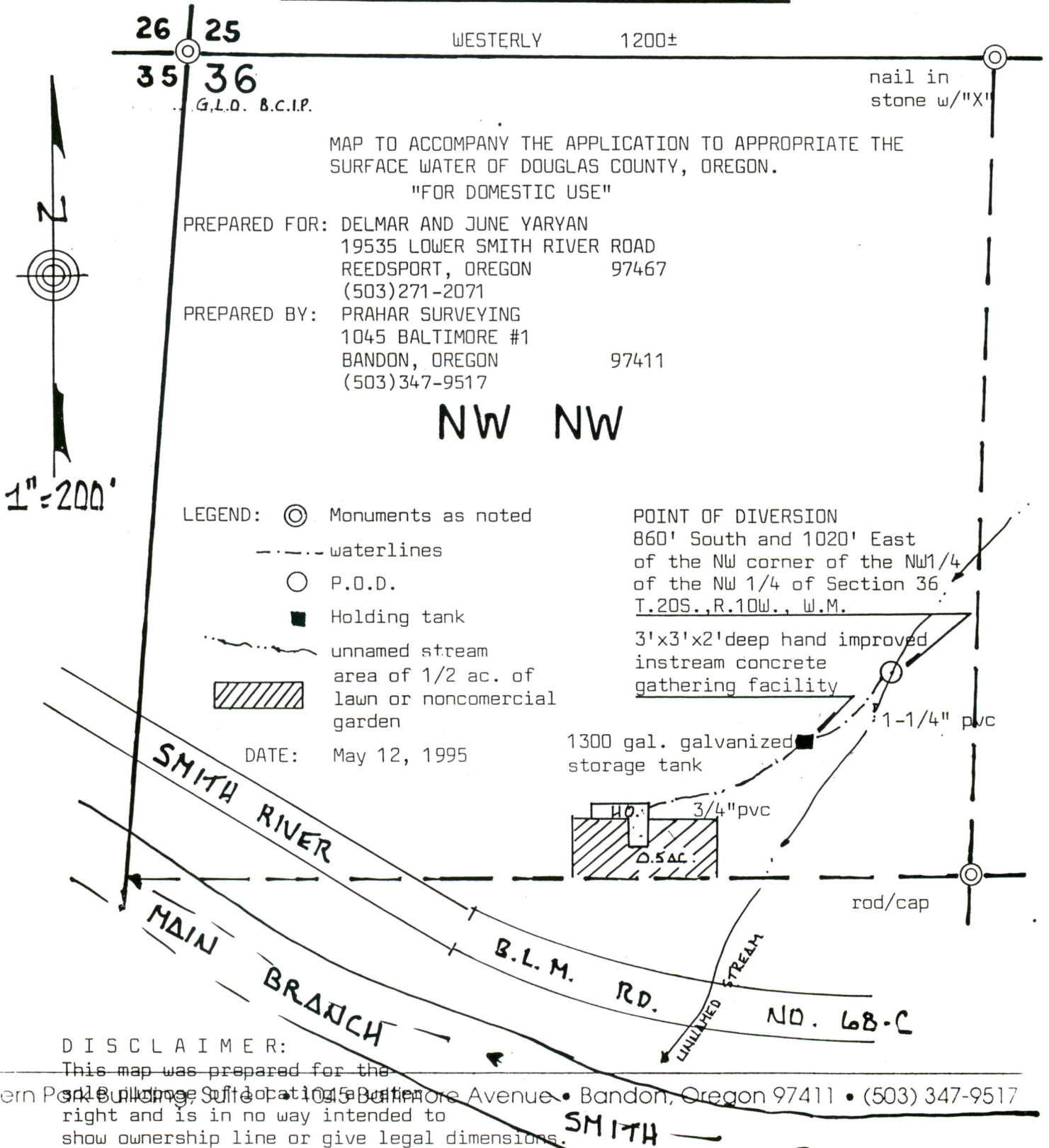
Land surveys • Water rights • Subdivisions • Partitions • Land-use planning

Application No. 80366
 Permit No. 52793

MAY 23 1995

WATER RESOURCES DEPT.
 SALEM, OREGON

T20S. R10W.WM.



STATE OF OREGON

COUNTY OF DOUGLAS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

DELMAR AND JUNE YARYAN
19535 LOWER SMITH RD
REEDSPORT, OREGON 97467

(541) 271-2071

The specific limits for the use are listed below along with conditions of use.

APPLICATION FILE NUMBER: S-80366

SOURCE OF WATER: AN UNNAMED STREAM, A TRIBUTARY OF SMITH RIVER

PURPOSE OR USE: DOMESTIC USE EXPANDED FOR ONE HOUSEHOLD

MAXIMUM RATE/VOLUME ALLOWED: 0.01 CUBIC FOOT PER SECOND (CFS) FOR DOMESTIC USE EXPANDED FOR ONE HOUSEHOLD; FURTHER LIMITED TO 0.005 CFS FOR HUMAN CONSUMPTION INCLUDING IRRIGATION OF UP TO ONE-HALF ACRE NONCOMMERCIAL GARDEN DURING THE PERIOD LISTED BELOW

PERIOD OF USE: DECEMBER 1 THROUGH JULY 31 FOR DOMESTIC USE EXPANDED; FURTHER LIMITED FROM AUGUST 1 THROUGH NOVEMBER 30 TO HUMAN CONSUMPTION INCLUDING IRRIGATION OF UP TO ONE-HALF ACRE NONCOMMERCIAL GARDEN ONLY

DATE OF PRIORITY: MAY 23, 1995

POINT OF DIVERSION LOCATION: NW 1/4 NW 1/4, SECTION 36, T20S, R10W, W.M.; 860 FEET SOUTH AND 1020 FEET EAST FROM THE NW CORNER OF SECTION 36

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NW 1/4 NW 1/4
SECTION 36
TOWNSHIP 20 SOUTH, RANGE 10 WEST, W.M.

Measurement, recording and reporting conditions:

- A. The Director may require the permittee to install a meter or other suitable measuring device as approved by the Director. If the Director notifies the permittee to install a meter or other measuring device, the permittee shall install such device within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstances warrant a shorter installation period. Once installed, the permittee shall maintain the meter or measuring device in good working order and shall allow the watermaster access to the meter or measuring device. The

Application S-80366 Water Resources Department

PERMIT 52793

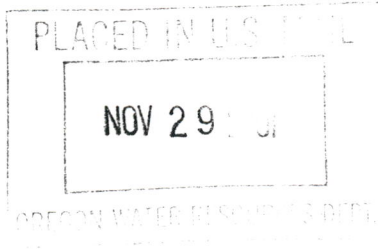


Oregon

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



NOTICE

Enclosed is a proposed certificate of water right and a map which illustrates the location of the right. The map and proposed certificate represent the extent water was used within the terms of the permit based upon a survey and inspection.

If you do not agree with the proposed certificate or the map, Oregon Administrative Rule 690-330-010 (2) allows the permittee or landowner 60 days from the mailing date of this notice to request the Department to reconsider the contents of the proposed certificate.

If you agree with the proposed certificate and map no response to this notice is required. Sometime after the 60 day period, the recorded certificate of water right will be mailed to you.

If you have any questions please contact Steve Brown at (503) 378-8455, extension 263.

STATE OF OREGON

COUNTY OF DOUGLAS

PROPOSED CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

HOWARD AND LILLIAN DENNISON
1619 PRUNE ST.
MEDFORD, OR 97501

confirms the right to use the waters of A SPRING, a tributary of SMITH RIVER, for DOMESTIC USE FOR ONE FAMILY INCLUDING THE IRRIGATION OF LAWN AND GARDEN NOT TO EXCEED ONE-HALF ACRE.

This right was perfected under Permit 47196. The date of priority is SEPTEMBER 8, 1981. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.01 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion from the source.

The point of diversion is located as follows:

NE 1/4 NW 1/4, SECTION 36, TOWNSHIP 20 SOUTH, RANGE 10 WEST, W.M.; 1000 FEET SOUTH AND 1257 FEET EAST FROM THE NW 1/4 CORNER OF SECTION 36.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use to which this right is appurtenant is as follows:

NW 1/4 NW 1/4
SW 1/4 NW 1/4
SECTION 36
TOWNSHIP 20 SOUTH, RANGE 10 WEST, W.M.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

S-62598.DIP *HP*

State Map

Pt Sec 36

Trp 2.0 SR 10.4 NM.

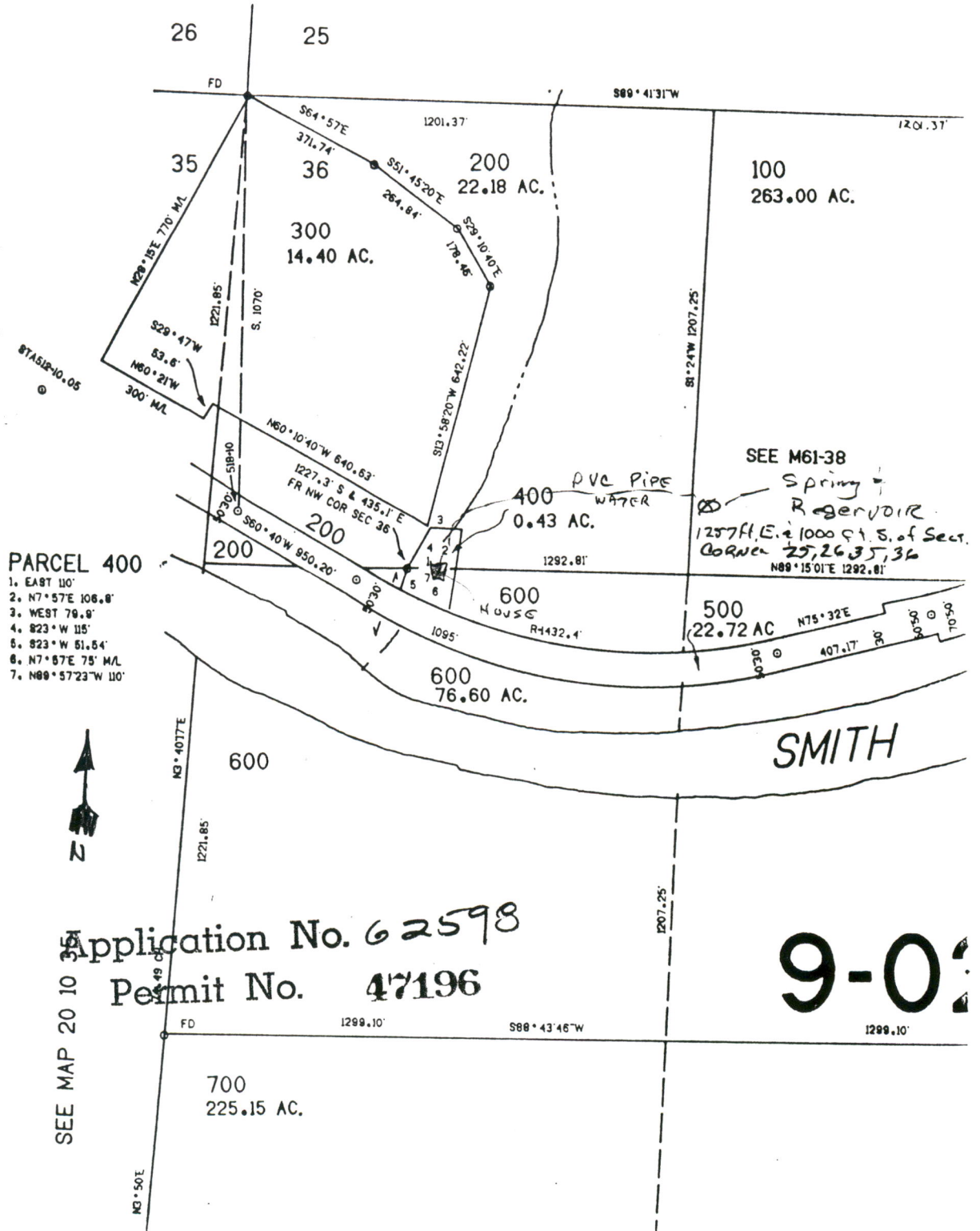
SEC

THIS MAP WAS PREPARED FOR ASSESSMENT PURPOSE ONLY.

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OCT 22 1982

WATER RESOURCES DEPT. SALEM, OREGON



Application No. 62598

Permit No. 47196

9-02

SEE MAP 20 10 35

Mailing List for Proposed/Final Certificates

Application S-62598
Permit 47196

Date: November 29, 2001

Copies to be sent to:

Lillian Dennison and
David W. and James L. Buckalew
24612 Lower Smith River Rd.
Reedsport, ~~OR~~ 97467-#

Copies Mailed

By: DG
(SUPPORT STAFF)

on: 11/29/01
(DATE)



FINAL PROOF CHECK LIST
(WRD SURVEYS - prior to 7/9/87)



APPLICATION NO.: 5-62598
PERMIT NO: 47196

FILES

- WRIS PRINTOUT
- CONFLICT CHECKED
- COMPARED TO EXISTING RIGHTS

DRAFTING

- GLO'S (LAYOUT, LOTS, DLC'S)
- QUADRANGLE MAPS
- LEGAL DESCRIPTION
- SECTION BREAKDOWN
- DIVERSION POINT DIMENSIONS
- ACREAGE
- TOWNSHIP, RANGE, SECTION
- PHYSICAL FEATURES
- SURVEY ID INFO

*Need F.P. map
Use permit map*

FIELD FORM

- NAME, ADDRESS, COUNTY - *Assigned to new owners since field visit*
- SOURCE
- TRIBUTARY *On permit*
- PRIORITY DATE
- POINT OF DIVERSION *Apparently confirms original dimensions, based on aerial photo?*
- TIME LIMITS, SURVEY REGARDLESS

- PLACE OF USE *House in transition between owners + not occupied at time of visit*
- CALCULATIONS *Info sufficient to show system capable of delivering > 0.01 cfs, but no calculations shown.*
- RATE/DUTY \rightarrow
- PERMIT CONDITIONS

ASSOCIATED RIGHTS

- TOTAL QUANTITY FROM POD
- PRIMARY SOURCE USED

PROPOSED CERTIFICATE

- PROOFED, CORRECTED, INITIALED & DATED
- DIRECTORY *S:\groups\wrdcerts\proposed\surfacewater 47196*

OWNERSHIP

- OTHER OWNERS (Has the permittee/department identified any property owner for lands not included in the final proof?)

no

REMARKS:

System had been in use as permitted previous to visit and presumably afterwards (assignment in 1998. No final proof map submitted - Need to revisit to conf. use and draft map? or just draft map based on previous maps + notes?

REVIEWER Deborah Padman

DATE: 11/2/01

Plat Card Report for: *Township: 20S, Range: 10W Section: 36*

Application	Permit	Certificate	Status lot/dlc	NE				NW			SW				SE				Gov't Lot								
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW		SE							
S 62598	S 47196																										
9/8/1981																											
S 80366	S 52793																										
5/23/1995																											

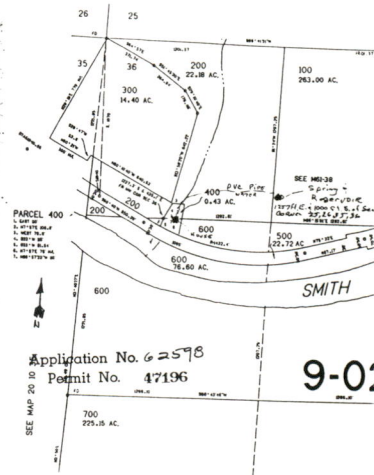
Go to 20S, 10W, 36 page: 1

[Return to Plat Card Search](#)

NOTE: Please read the disclaimer before using this information. Frequently asked questions are discussed in our Plat Card FAQ.

THIS MAP WAS PREPARED FOR ASSESSMENT PURPOSE ONLY.

RECEIVED
OCT 22 1982
WATER RESOURCES DEPT.
SALEM, OREGON



Handwritten signature in blue ink.

October 25, 1995

HOWARD & LILLIAN DENNISON
1619 PRUNE ST
MEDFORD OR 97501

REFERENCE: File 62598

The assignment of Permit 47196 from Roger Skelton to you has been recorded in the records of the Water Resources Department.

Our records have been changed accordingly and the original is enclosed along with our receipt number 129404 covering the recording fee of \$10 you submitted.

Sincerely,

DALLAS S. MILLER
Water Rights Specialist

DSM:jh

Enclosure

cc: Roger Skelton
Gary Ball, Watermaster



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

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **129404**

158 12TH ST. N.E.
SALEM, OR 97310-0210
378-8455 / 378-8130 (FAX)

INVOICE # _____

RECEIVED FROM: Howard Dennis APPLICATION 62598
 BY: _____ PERMIT 47196
 TRANSFER _____

CASH: CHECK: # 96-212 OTHER: (IDENTIFY)
 TOTAL REC'D \$ 10.00

01-00-0 WRD MISC CASH ACCT

842.010	ADJUDICATIONS	\$
831.087	PUBLICATIONS / MAPS	\$
830.650	PARKING FEES Name / month	\$
_____	OTHER: (IDENTIFY)	\$

REDUCTION OF EXPENSE

CASH ACCT. _____ \$ _____
 COST CENTER AND OBJECT CLASS _____ VOUCHER # _____

03-00-0 WRD OPERATING ACCT

MISCELLANEOUS			
840.001	COPY FEES	\$	
850.200	RESEARCH FEES	\$	
880.109	MISC REVENUE: (IDENTIFY)	\$	<u>Assignment 10.00</u>
520.000	OTHER (P-6) (IDENTIFY)	\$	
WATER RIGHTS:			
842.001	SURFACE WATER	EXAM FEE	RECORD FEE
842.003	GROUND WATER	\$	842.002 \$
842.005	TRANSFER	\$	842.004 \$
WELL CONSTRUCTION			
842.022	WELL DRILL CONSTRUCTOR	EXAM FEE	LICENSE FEE
	LANDOWNER'S PERMIT	\$	842.023 \$
	OTHER (IDENTIFY)		842.024 \$

06-00-0 WELL CONST. START FEE

842.013	WELL CONST START FEE	\$	CARD #
_____	MONITORING WELLS	\$	CARD #
_____	OTHER (IDENTIFY)		

45-00-0 LOTTERY PROCEEDS

864.000	LOTTERY PROCEEDS	\$
---------	------------------	----

07-00-0 HYDRO ACTIVITY

842.011	POWER LICENSE FEE (FW/WRD)	LIC NUMBER	\$
842.115	HYDRO LICENSE FEE (FW/WRD)		\$
_____	HYDRO APPLICATION		\$

RECEIPT # **129404** DATED: 10-13-95 BY: Flo Lissner
 Distribution-White Copy-Customer, Yellow Copy-Fiscal, Blue Copy-File, Buff Copy-Fiscal

RECEIVED

OCT 13 1995

95-01688

WATER RESOURCES DEPT BOOK 1336 PAGE 424
SALEM, OREGON

After recording return to grantee herein.
Until a change is requested send all tax
statements to grantee herein.

KEY TITLE NO. 22-15674
ESCROW NO. 11-10067
TAX ACCT. NO. 456.01
MAP #

GRANTEE'S NAME AND ADDRESS:

HOWARD DENNISON
1619 Prune Street
Medford, OR 97501

WARRANTY DEED -- STATUTORY FORM
(INDIVIDUAL or CORPORATION)

22-15674

ROGER L. SKELTON and SHARON L. SKELTON, husband and wife, as tenants by the
entirety Grantor,

conveys and warrants to:

HOWARD DENNISON and LILLIAN DENNISON, husband and wife, Grantee,

the following described real property free of encumbrances except as
specifically set forth herein:

SEE EXHIBIT "A" WHICH IS MADE A PART HEREOF BY THIS REFERENCE

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT
IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR
ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY
SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY
APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST
PRACTICES AS DEFINED IN ORS 30.930.

The true consideration for this conveyance is \$24,000.00 . However, if the
actual consideration consists of or includes other property or other value
given or promised, such other property or value was part of the/the whole of
the (indicate which) consideration.

If grantor is a corporation, this has been signed by authority of the Board of
Directors.

Dated this 27 day of Jan, 19 95.

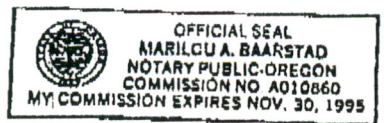
GRANTOR(S):
Roger L. Skelton
ROGER L. SKELTON
Sharon L. Skelton
SHARON L. SKELTON

STATE OF OREGON, County of Lane) ss.

This instrument was acknowledged before me on January 27th 19 95
by ROGER L. SKELTON and SHARON L. SKELTON

Marilou A. Baarstad
Notary Public for Oregon

My commission expires: 11-30-95



RECEIVED

OCT 13 1995

WATER RESOURCES DEPT:

SALEM, OREGON

BOOK 1336 PAGE 425

EXHIBIT "A"

Beginning at a point on the North 1/16 line of Section 36, Township 20 South, Range 10 West, Willamette Meridian, said point being 1227.3 feet South and 435.1 feet East of Northwest corner of Section 36, a government brass cap; thence East along 1/16th line a distance of 110.0 feet; thence North 7° 57' East a distance of 106.8 feet; thence West a distance of 79.9 feet; thence South 23° West, a distance of 115.0 feet to the point of beginning, all being in the Northwest one quarter of the Northwest one quarter of Section 36, Township 20 South, Range 10 West of Willamette Meridian, Douglas County, Oregon.

Also, a parcel of land in the Southwest quarter of the Northwest quarter of Section 36, Township 20 South, Range 10 West, Willamette Meridian, described as follows: Beginning at an iron pipe in the North line of the Southwest quarter of the Northwest quarter of said Section 36, said point being 1227.3 feet South and 435.1 feet East of the Northwest corner of said Section 36; thence South 23° West 51.54 feet to a steel axle in the Northeasterly right of way line of the Smith River Access Road; thence Southeasterly along said right of way line to a point which is South 7° 57' West 75 feet, more or less, of an iron pipe set to mark the Southeasterly corner off the Lester Porter property; thence North 7° 57' East 75 feet, more or less, to said iron pipe; thence South 89° 57' 23" West 110 feet, along the North line of said Southwest quarter of the Northwest quarter to the point of beginning.

SUBJECT TO:

1. The rights of the public in and to that portion of the premises herein described lying within the limits of roads, streets and highways.
2. Agreement, including the terms and provisions thereof, between, The United States of America and the Long-Bell Lumber Company, re: Smith River Access Road, recorded June 4, 1953 in Book 223, Page 69, Recorder's No. 161574, records of Douglas County, Oregon and amended December 28, 1954 in Book 239, Page 522, Recorder's No. 190312, records of Douglas County, Oregon.
3. An easement created by instrument, including the terms and provisions thereof,

Dated: December 1, 1949

Recorded: August 29, 1955 in Book 247, Page 962, Recorder's No. 203742, records of Douglas County, Oregon

In favor of: Douglas Electric Cooperative, Inc.

For: electrical transmission and distribution and related facilities

Affects: exact location not set out

STATE OF OREGON)
 COUNTY OF DOUGLAS) SS.
 I, GAY FIELDS, COUNTY CLERK AND RECORDER OF
 CONVEYANCES, DO HEREBY CERTIFY THAT THIS
 INSTRUMENT WAS RECORDED
 95 JAN 31 AM 11:10

GAY FIELDS
 DOUGLAS COUNTY CLERK
 IN THE OFFICIAL RECORDS OF DOUGLAS COUNTY

BY *Carolyn*
 DEPUTY

FEE 30
 35

OCT 13 1995

WATER RESOURCES DEPARTMENT
SALEM, OREGON

NOTICE TO SELLERS & BUYERS:

By law, all water belongs to the public [ORS 537.110]. In almost every instance, a permit ("water right") from the Water Resources Department is needed before using, diverting, or storing any water [ORS 537.130]. However, most domestic wells do not require water rights. A water right stays with the land. In order to keep track of water right ownership, ORS 537.330 requires persons selling property that has a water right to: 1) provide evidence of the water right to the buyer and 2) notify the Water Resources Department of the water right involved with the real estate transaction. Sellers are exempted from this requirement if the water uses are served by a water district or a city.

Water that has been used for a long time in one place or that involves a water structure (like a dam) that already exists is no guarantee that there is a water right which would allow the water use to continue.

If you have any questions about this form or water right requirements, please contact your local watermaster or call the Water Resources Department at 378-8455.

Note: Please type or print legibly when filling in the following information. Use additional paper if necessary.

Property Seller Information:

Name: ROGER L SKELTON AND SHARON L SKELTON
Street Address: 37685 KIMBELL RD
City: DEXTER State: OR Zip: 97431
Phone: (503) 747-9932

Property Buyer Information:

Name: HOWARD DENNISON AND LILLIAN DENNISON
Street Address: 1619 PRUNE ST
City: MEDFORD State: OR Zip: 97501
Phone: (503) 779-4888

Property Description (attach additional pages if necessary):

County: DOUGLAS Township: 20 SOUTH Range: 10 WEST Section: 36
Tax lot number(s): 400

Meets & bounds description (or attach copy of property deed & tax-lot map with the parcels highlighted):

Water Right Information (attach copy of water right permit or certificate & final proof map if available):

Application #: 62598 Permit #: 47196 Certificate #: _____

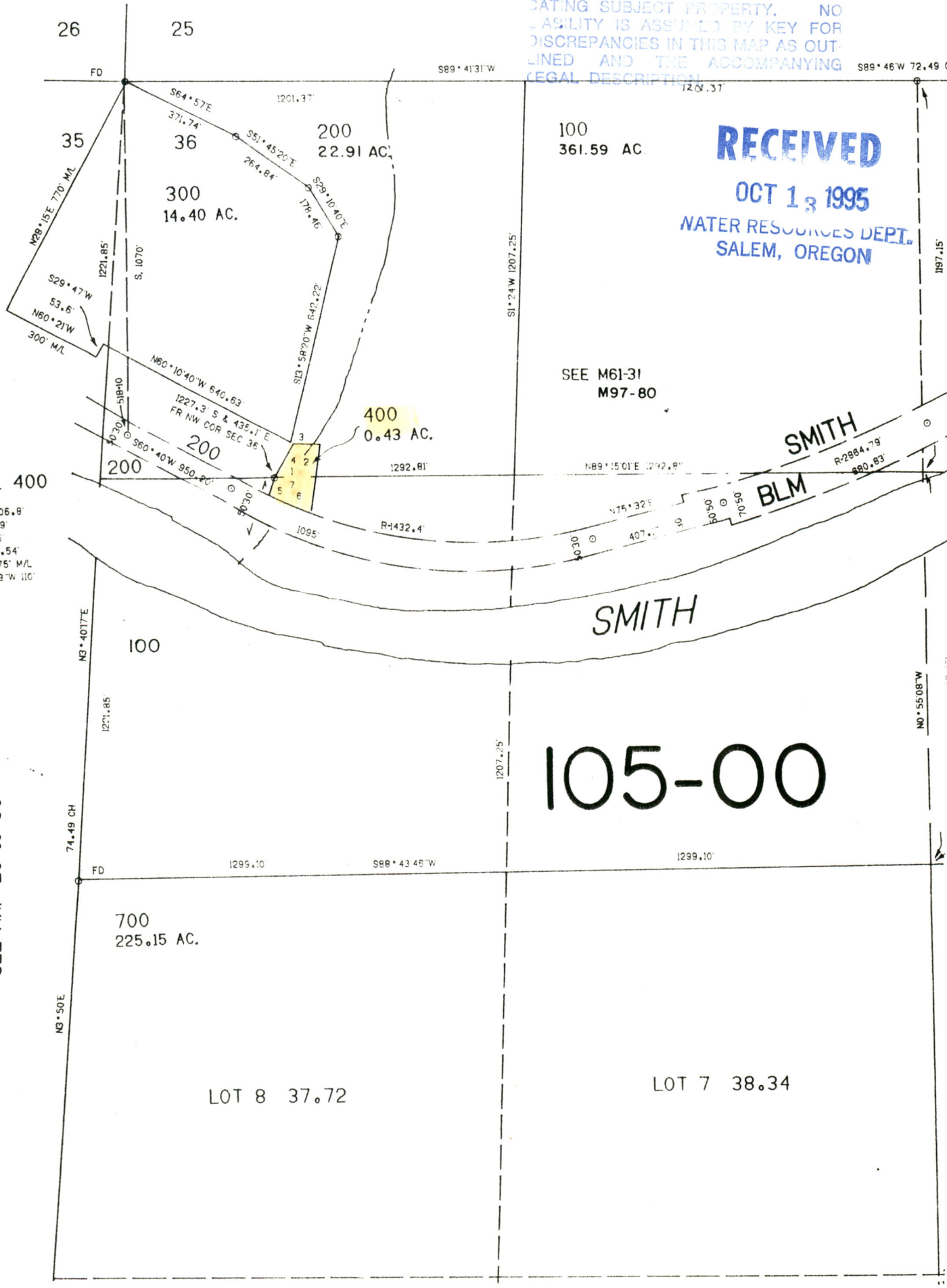
Will all the lands associated with this water right be owned by the buyer? Yes No

Name of individual completing this form: HOWARD DENNISON Signature: [Signature]
Phone: (503) 779-4888 Date: 10-5-95



KEY TITLE COMPANY

THIS COPY OF ASSESSOR'S MAP IS PROVIDED SOLELY TO ASSIST IN LOCATING SUBJECT PROPERTY. NO LIABILITY IS ASSUMED BY KEY FOR DISCREPANCIES IN THIS MAP AS OUTLINED AND THE ACCOMPANYING LEGAL DESCRIPTION. SEE MAP 20



RECEIVED
OCT 13 1995
WATER RESOURCES DEPT.
SALEM, OREGON

- PARCEL 400
- 1. EAST 110'
 - 2. N7°57'E 106.8'
 - 3. WEST 79.9'
 - 4. S23°W 115'
 - 5. S23°W 51.54'
 - 6. N7°57'E 75' M/L
 - 7. N89°57'23\" W 110'

SEE MAP 20 10 35

105-00

LOT 8 37.72

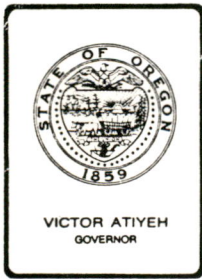
LOT 7 38.34

February 8, 1983

Roger L. Skelton
3145 Maple Drive
Reedsport, OR 97467

62598

47196



Water Resources Department

MILL CREEK OFFICE PARK

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

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

November 15, 1982

Roger L. Skelton
PO Box 267
Reedsport, OR 97467

Dear Mr. Skelton:

REFERENCE: File 62598

This is to acknowledge return of your Application 62598 along with one of your original maps and four new supporting maps. Your application now appears to be in satisfactory form and will be placed with the next group to be considered for approval.

Sincerely,

Wayne J. Overcash
Senior Water Rights Examiner

WJO:jvm

ROGER L. SKELTON

REAL ESTATE APPRAISER
1955 1/2 Winchester Ave.
Reedsport, OR 97467

RECEIVED
OCT 22 1982
WATER RESOURCES DEPT.
SALEM, OREGON

October 20, 1982

Wayne J. Overcash, Senior Examiner
Water Resources Dept.
555 13th Str. N.E.
Salem, Oregon 97310

RE: File 62598

Dear Mr. Overcash;

Thank you for your letter of October 8, 1982.

After carefull examination of the legal description to the subject property, I find that indeed the Douglas County Assessor has miss located the property, on their official assessment maps. Oregon Dept. of Revenue have completed new assessment maps; however, I find that Douglas County has not yet authorized acceptance of these new maps. I have, nevertheless, obtained photo copy of the Oregon State maps and I have enclosed 4 copies showing the plotted subject property, spring diversion point and other data.

Although you will not recieve complete Douglas County Assessor's map, since those maps are found to be in error, You now have all other data as you requested.

If this data is still found to be lacking, please contact me. Thank you.

Respectfully,



Roger L. Skelton



Water Resources Department

MILL CREEK OFFICE PARK

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

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

October 8, 1982

Roger L. Skelton
PO Box 267
Reedsport, OR 97467

Dear Mr. Skelton:

REFERENCE: File 62598

This is to acknowledge return of your original Application 62598 and the four prints of the portion of the Tax Assessor's map along with the Spring Description Sheet and the superseding application. Your application now describes the proposed use of 1.01 cubic feet per second of water from the spring for domestic supplies for one family including the irrigation of a lawn or noncommercial garden not to exceed one-half acre in area.

Will you please review the location of your proposed project. The legal description you submitted describes a tract of land about 250 feet west of the tract designated as 2-1 on the maps you submitted. The map to support your application needs to show and designate the location of the house site to be supplied water and be in agreement with the location given in Item 3 of your application and the location of the property as described in the legal description you submit.

The location of the spring (point of diversion) needs to be illustrated on your supporting map by noting the distances from the common corner of Sections 25, 26, 35 and 36 to be in agreement with the information supplied in Item 2 of your application. Information relative to the appropriation of water from Smith River should be deleted from the supporting maps.

As mentioned in my earlier correspondence, if you wish to use prints of Tax Assessor's maps, it will be necessary for you to submit four complete prints of the entire assessor's map each showing the proposed project.

Even though water may have been used from the spring for the past 40 years, it would be best to secure written consent from the owners of the property for right of access to the spring. The issuance of a permit by this office shall not be construed in any sense as granting a right of access to the spring or any rights-of-way for pipelines or storage facilities.

COPY

Roger L. Skelton
October 8, 1982
page two

I am returning your application along with four prints of the portion of the Tax Assessor's map for correction and completion. The application is endorsed so that in order to retain its priority date it must be received in this office on or before December 8, 1982.

Sincerely,

WAYNE J. OVERCASH
Senior Water Rights Examiner

WJO:wpc

enclosures
2897B

ROGER L. SKELTON

REAL ESTATE APPRAISER
1955 1/2 Winchester Ave.
Reedsport, OR 97467

RECEIVED

SEP 24 1982

WATER RESOURCES DEPT.
SALEM, OREGON

Sept. 23, 1982

Wayne J. Overcash
Senior Water Rights Examiner
Water Resources Department
555 13th Str. NE
Salem, Oregon 97310

RE: File 62598

Dear Mr. Overcash;

Thank you for your instructional letter of June 29, 1982; I am sorry it has taken me so long in returning your needed information.

I have made some changes, which are noted on the water application permit. First, I have changed mailing addresses and phone numbers from my first application. Second, and more importantly, I have dropped request for a second water diversion and source; the spring should well be adequate for our needs. Lastly, using rather crude survey equipment; I feel that the spring is located about 150 feet farther east than I had originally stated; this places the source in another property parcel and in another quarter section.

Also, as you may notice from the application, I have no access acquisition from the other property owners, of which water is passing. I do not believe that this should be too large of a problem, since this water source has been used to supply water to my cabin for over 15 years (provable) and more probably for over 40 years.

If you should need more information, please feel free in contacting me. Thank you.

Sincerely



Roger L. Skelton



Water Resources Department

MILL CREEK OFFICE PARK

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

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

June 29, 1982

Roger L. Skelton
3145 Maple Drive
Reedsport, OR 97467

Dear Mr. Skelton:

Reference: File 62598

Your Application 62598 describing the proposed use of 1.01 cubic feet of water per second from a spring for domestic supplies for one family and $\frac{1}{2}$ acre garden, together with the four prints of a portion of a tax assessor's map, has been reviewed.

I apologize for the long delay in responding to you about your application. Before your application can be considered for approval, it will be necessary to supply additional information, additional fees, and a map or maps meeting our requirements.

According to the information supplied in Items 2, 4, and the remarks section of the application, you also intend to establish a right to the use of water from Smith River to make up any deficiency in supply that may occur at the spring. If so, Smith River needs to be included as a source of water in the first part of Item 1 of your application.

Item 2 of your application needs to be amended to properly identify the reference corner for each point of diversion. Based on the information illustrated on your supporting map, it appears that the spring is located by distances and directions from the common corner of Sections 25, 26, 35 and 36; and the point of diversion on Smith River is located by the distances from the SW Corner of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 36. If you agree, Item 2 should be amended properly to identify the reference corners as such.

The latter part of Item 2 must also be completed by locating each point of diversion within the proper quarter-quarter section. Again, according to your supporting map, the spring would be located within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 36 and the point of diversion on Smith River is located within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 36.

Page Two
June 29, 1982
File 62598

Your application, as prepared, describing two uses of water, being domestic use and irrigation, requires an examination fee of \$40, a permit recording fee for domestic use of \$20, and an irrigation recording fee of \$10. Therefore, an additional \$20 recording fee is needed and it will be necessary for you to further complete Item 5 on the application by stating the amount of water to be appropriated for each of the two uses.

However, if you wish, you may list in Item 5 the use as "domestic use including the irrigation of a lawn or non-commercial garden not to exceed ½ acre in area". Worded as such, we would not need any additional fees, but the systems from each source for irrigation use must be an integral part of the domestic water system and household use of water must continue in order to retain the right to irrigate the lawn or garden.

If you wish to use prints of tax assessor's maps to support your application, it is necessary to submit four complete prints of a map each showing your proposed project. In addition, to the information supplied on the prints of the portions of the tax assessor's maps you submitted, it is necessary to note the distances and directions to each point of diversion and show and designate the house site and garden area to be supplied water.

Additional information regarding the spring is needed. Please complete the enclosed description sheet and return it with the application.

A legal description of the property where the water is to be used is needed to verify the place of use. This legal description may be copied from your deed, title insurance policy, or sales contract.

Rather than amending your original application, you may complete the enclosed blank application form and submit it as a superseding application. It will also be necessary for you to return your original Application 62598 in order to retain the date of priority of established.

I am returning your application along with the four prints of the portion of a tax assessor's map for correction and completion. If you should have any questions, you may call on the above toll-free message line, leave your name, file number, telephone number, and request that I return your call. Your application is endorsed so that in order to retain its priority date, it must be received in this office on or before September 29, 1982.

Sincerely,

WAYNE J. OVERCASH
Senior Water Rights Examiner

WJO:slm



Water Resources Department

MILL CREEK OFFICE PARK

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

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

Roger L. Skelton
3145 Maple Drive
Reedsport, OR 97467

Dear Mr. Skelton:

REFERENCE: File 62598

We have received your application for use of water for domestic, including 1/2 acre lawn and garden along with the supporting data and fees. Our Receipt 27027 is enclosed. Your application has been filed and assigned number 62598.

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

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

Thank you for your patience.

Sincerely,

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

RHJ:wpc
enclosure
0427A
7019A

COPY

Application No. _____

DESCRIPTION OF SPRING

1. Is spring on property of applicant? No
2. If not, give name and address of legal owner. International Paper Co.
Portland, Oregon
3. Have you secured consent of owner to appropriate water from this spring and for construction of pipeline or other works? no
4. If you do not have such consent, do you expect to secure right of way through condemnation? Easement by prescription, in continuous use
5. What is the maximum flow from spring? for 40 yrs. about 2-4 gal/min ample
(Gallons per minute or
cubic feet per second)
What is the minimum flow? 2 gal per min
Is flow measured or estimated? estimated
6. Does the stream flowing from spring form a well defined natural channel? no
7. Does the water flow off the lands on which it first arises? yes
8. Give the name of the stream or other body of water into which water from the spring flows. Smith River
9. If the water from the spring sinks or evaporates before reaching other water, give distance water flows from spring before vanishing.

10. Remarks As noted this water source has been used for over 40 years
but is just now legitimizing through a water right.

RECEIVED

SEP 24 1982

WATER RESOURCES DEPT.
SALEM, OREGON

Roger Skelton
Signature of Applicant

Sur

September 8, 1981

R

Application No. 62598

Permit No. 47196

Name Roger L. Skelton

Address 3145 Maple Drive Reedsport, OR 97467

Assigned Address

Beginning construction JAN 14 1984

Completion of construction OCT 1 1984

Extended to

Complete application of water OCT 1 1985

Extended to

RECEIVED

SEP 24 1982

WATER RESOURCES DEPT.
SALEM, OREGON

BOOK 824 PAGE 263

EXHIBIT A

Beginning at a point on the North 1/16th line of Section 36, Township 20 South, Range 10 West, Willamette Meridian, said point being 1227.3 feet South and 435.1 feet East of Northwest corner of Section 36, a government brass cap; thence East along 1/16th line a distance of 110.0 feet; thence North 7° 57' East, a distance of 106.8 feet; thence West a distance of 79.9 feet; thence South 23° West, a distance of 115.0 feet to the point of beginning, all being in the Northwest one-quarter of the Northwest one-quarter of Section 36, Township 20 South, Range 10 West, Willamette Meridian, Douglas County, Oregon.

Also, a parcel of land in the Southwest quarter of the Northwest quarter of Section 36, Township 20 South, Range 10 West, Willamette Meridian, described as follows: Beginning at an iron pipe in the North line of the Southwest quarter of the Northwest quarter of said Section 36, said point being 1227.3 feet South and 435.1 feet East of the Northwest corner of said Section 36; thence South 23° West 51.54 feet to a steel axle in the Northeasterly right of way line of the Smith River Access Road; thence Southeasterly along said right of way line to a point which is South 7° 57' West 75 feet, more or less, of an iron pipe set to mark the Southeasterly corner of the Lester Porter property; thence North 7° 57' East 75 feet, more or less, to said iron pipe; thence South 89° 57' 23" West 110 feet, along the North line of said Southwest quarter of the Northwest quarter to the point of beginning.

The above described real property is free from all encumbrances except:

1. Roads and highways and the rights of the public therein.
2. Easement, including the terms and provisions thereof, granted by Clyde J. Butler, single, to Douglas Electric Cooperative, Inc., a corporation, Recorder's No. 203742, Deed Records of Douglas County, Oregon.
3. Agreement, including the terms and provisions thereof, between Long Bell Lumber Company, a Missouri corporation, and the United States of America, re: Smith River Access Road, Recorder's No. 161574, Deed Records of Douglas County, Oregon; amended thereto by Recorder's No. 190312, Deed Records of Douglas County, Oregon. (property affects paragraph No. 2)

STATE OF OREGON WATER RESOURCES DEPARTMENT

Application for Permit to Appropriate Surface Water

ASSIGNED

ROGER L SKELTON

Howard + Lillian Dennison

1619 Prune St. Medford, OR 97501

(Name of Applicant)

ph: 779-4888

RECEIVED

SEP 24 1982

WATER RESOURCES DEPT. SALEM, OREGON

I, P.O. Box 267

(Mailing Address)

Reedsport

(City)

State of Oregon

97467

(Zip Code)

Phone No. 271-5256

do hereby make application for a permit to appropriate the following described waters of the State of Oregon:

1. The source of the proposed appropriation is A spring source providing a stream, a tributary of Smith River, Douglas County

2. The point of diversion is to be located 1257 ft. east and 1000 ft. south

(N. or S.)

(E. or W.)

from the common corner of Sections 25, 26, 35 & 36, within Section 36 of T. 20 S.

(Public Land Survey Corner)

R 10 W, W.M. This diversion is within the NE of the NW of Section 36.

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

being within the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of

Sec. 36 Tp. 20 S R. 10 W, W.M., in the county of Douglas

(N. or S.)

(E. or W.)

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

Township	Range	Section	List $\frac{1}{4}$ $\frac{1}{4}$ of Section	List use and/or number of acres to be irrigated
20 S	10 W	36	NW $\frac{1}{4}$ of NW $\frac{1}{4}$: domestic use $\frac{1}{2}$ acre
20 S	10 W	36	SW $\frac{1}{4}$ of NW $\frac{1}{4}$:

4. The amount of water which the applicant intends to apply to beneficial use is
cubic feet per second.....1.01 cfs.....from spring.....
(If water is to be used from more than one source, give quantity from each)

5. The use to which the water is to be applied is ..Domestic use including the irrigation of a
.....lawn or non-commercial garden not to exceed 1/2 acre in area.....

6. DESCRIPTION OF WORKS

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

Works consist of 3/4" PVC, or comparable type pipe, extending from the spring
location. The spring has, near its diversion point, an aluminum 1200 gal.
reservoir tank.

If for domestic use state number of families to be supplied 1 family

7. Construction work will begin on or before system has been in use for over 15 yrs.

8. Construction work will be completed on or before na

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

Application No. 62598 Permit No.

Remarks:.....

.....
.....
.....
.....
.....
.....
.....

This permit, when issued, is for the beneficial use of water. By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan. It is possible that the land use you propose may not be allowed if it is not in keeping with the goals and the acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.

Robert J. Skelton
Signature of Applicant

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

In order to retain its priority, this application must be returned to the Water Resources Director with corrections on or before December 8 , 19. 82.....

WITNESS my hand this 8th day of October , 19. 82.....

James E. Sexson Water Resources Director

By
Wayne J. Overcash

RECEIVED
OCT 22 1982
WATER RESOURCES DEPT.
SALEM, OREGON

This instrument was first received in the office of the Water Resources Director at Salem, Oregon, on the 8th day of September , 19. 81 , at 11:30 o'clock A.M.

Application No. 62598 Permit No.

Permit to Appropriate the Public Waters of the State of Oregon

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

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 0.01 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 a spring

The use to which this water is to be applied is domestic incl L&G

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 Sept 8, 1981

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

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

WITNESS my hand this day of, 19

Water Resources Director

RHS

RECEIVED RECEIVED

TL 24 Sec 36, T20 S, R 10 SEP 24 1982 SEP 8 1981

SCALE: 1" = 400 feet. WATER RESOURCES DEPT. SALEM, OREGON WATER RESOURCES DEPT. SALEM, OREGON

RECEIVED

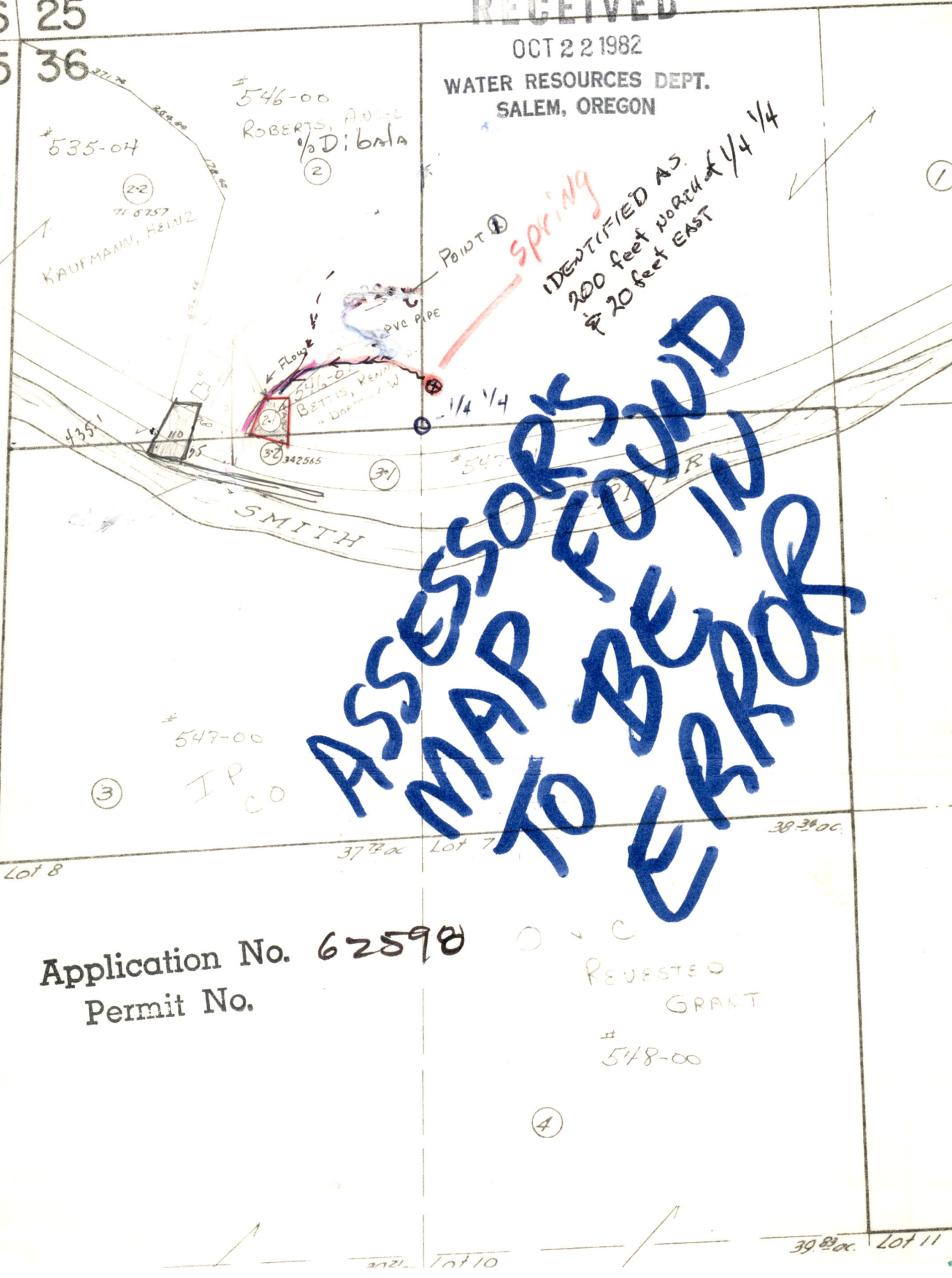
OCT 22 1982

WATER RESOURCES DEPT. SALEM, OREGON

26 25
35 36

#535-04
KAUFMANN, HEINZ
#546-00
ROBERTS, ANNE
% DIBALA

Point 1 Spring
IDENTIFIED AS
200 feet North of 1/4 1/4
20 feet East



ASSESSOR FOUND
MAP TO BE
TO ERROR

Application No. 62598
Permit No.

REVESTED GRANT

548-00

4

39.34 ac. Lot 11

Application No. 62598

Permit No. *Supervised*

STATE OF OREGON WATER RESOURCES DEPARTMENT

RECEIVED

SEP 8 1981

Application for Permit to Appropriate Surface Water

WATER RESOURCES DEPT
SALEM, OREGON

I, Roger L. Skelton (Name of Applicant)

of 3145 Maple Drive, Reedsport (Mailing Address) (City)

State of OREGON, 97467 (Zip Code) Phone No. 271-3956 do hereby

make application for a permit to appropriate the following described waters of the State of Oregon:

1. The source of the proposed appropriation is A Spring source producing a creek, a tributary of Smith River, Douglas County

2. The point of diversion is to be located 1000 ft. S. and 1200 ft. E. from the INTERSECTION corner of Sections 25, 26, 35 & 36 of Township 20 South, Range 10 West of Willamette Meridian (Public Land Survey Corner) (If there is more than one point of diversion, each must be described)

A second draft from Smith River will be made (located) 160 feet South and 600 feet West of the N.W. 1/4 of the N.W. 1/4 of Sec 36 T. 20S., R. 10 W. WM. being within the 1/4 of the 1/4 of Sec. 36 Tp. 20 (N. or S.) R. 10 (E. or W.), W. M., in the county of Douglas

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

Township	Range	Section	List 1/4 1/4 of Section	List use and/or number of acres to be irrigated
20 S	10 W	36	NW 1/4 of NW 1/4	Domestic Use 1/2 acres

4. The amount of water which the applicant intends to apply to beneficial use is 1.01 cfs
cubic feet per second ~~1000 gal per day~~ from Spring & ~~1000 gal per day~~ from River
(If water is to be used from more than one source, give quantity from each)

5. The use to which the water is to be applied is DOMESTIC USE & GARDEN.
HOUSE & 1/2 ACRE GARDEN.

6. DESCRIPTION OF WORKS

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

WORKS CONSIST OF 3/4" PVC PIPE EXTENDING FROM BOTH SPRING & DRAFT LOCATIONS. THE SPRING ALSO HAS (1) 1200 GAL ALUM. RESERVOIR TANK. THE DRAFT POINT WILL HAVE PUMP & EQUIPMENT TO ALLOW WATER TO HOME SITE.

If for domestic use state number of families to be supplied 1 family complete.

7. Construction work will begin on or before - HAS BEEN IN USE FOR OVER 15 YEARS -

8. Construction work will be completed on or before - NA -

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

Application No. 62598

Permit No. DECEASED

Remarks:

The Primary source of water will be the spring. IF the spring should fail (drought, etc.), then the draft from Smith River will be employed.

Roger P. Shelton
Signature of Applicant

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

In order to retain its priority, this application must be returned to the Water Resources Director with corrections on or before September 29, 1982

WITNESS my hand this 29th day of June, 1982

James E. Sexson Water Resources Director

By *Wayne J. Overcash*
Wayne J. Overcash

RECEIVED
SEP 24 1982
WATER RESOURCES DEPT.
SALEM, OREGON

This instrument was first received in the office of the Water Resources Director at Salem, Oregon, on the

8th day of September, 1981, at 11:30 o'clock

A.M.

Application No. 62598 Permit No.

Application No. 62598

Permit No. _____

*Supervised
Sept. 24, 1982*

Permit to appropriate the Public Waters of the State of Oregon

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

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 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.....

Water Resources Director

RECEIVED
AFTER 5:00 PM
WATER RESOURCES DIVISION



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

Ownership Update For Certificated Rights Only

NO FEES ARE REQUIRED TO SUBMIT THIS FORM

NOTICE: A certificate of water right typically stays with the land. In order to track water right ownership, the Department requests that this form be submitted to the Department. **To update multiple rights, a separate form is required for each right.**

If you have any questions about this form, please contact your local watermaster, or call the Water Resources Department at (503) 986-0900.

This form is not for Applications, Permits, Transfers, Groundwater Registrations, or Limited Licenses. To notify the Department of changes in ownership to these types of authorizations, an Assignment is required.

Current Landowner Information

Name: MICHAEL E LOWRY : THERESA E LOWRY :
 Mailing Address: PO BOX #702
 City: REDSPOUT State: OREGON Zip: 97467
 Phone (Home): 541 271 2522 Work: 541 271 2522 Other: 541 639 5539

Property Description

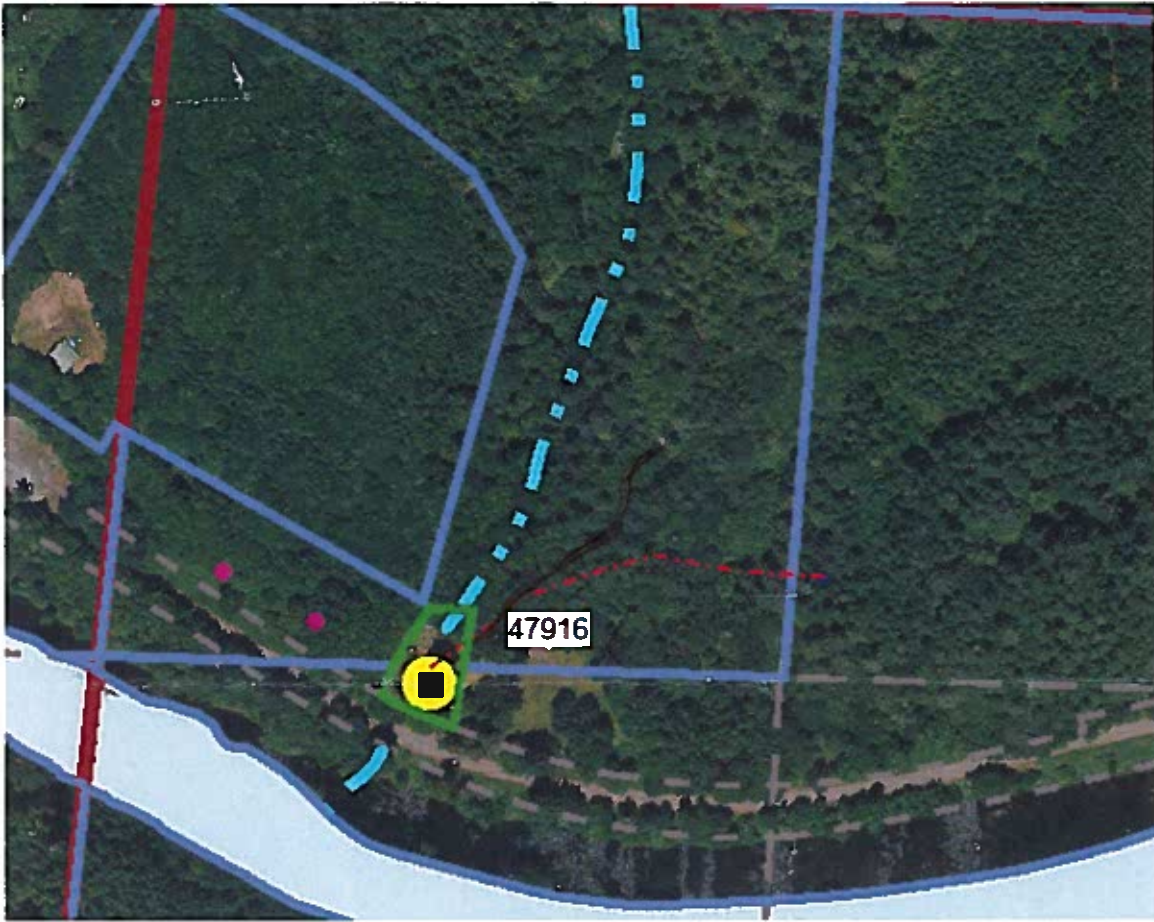
County: Douglas Township: 20 Range: 10W Section: 36
 Taxlot Number(s): 400
 Street Address of water right property: 24612 LOWER SMITH RIVER ROAD
 Water Right Information: Application: S - 62598 Permit: S - 47196 Certificate #: 79311

Are all the lands associated with this water right owned by the requester? Yes No If No, include a map showing the portion of the right involved.

Name of individual completing this form: THERESA E. LOWRY Phone: 541 271 2522
 Signature of requestor: [Signature] Date: 01 07 2020

The Department does not change names on certificates. This form will be placed in the file for future reference only. The Department does not provide acknowledgement that this form has been received.

RECEIVED
 WR
 JAN 10 2020
 OWRD



DATE: 01/07/2020

GREEN: MIKE & TESS LOWKY RESIDENT HOME OWNERS.
RED BROKEN LINE: WATER LINE FROM SPRING.

FYI; THIS SPRING IS THE ONLY SOURCE OF WATER
FOR THE RESIDENTS HOMEOWNERS OF 24612 LOWER SMITH
RIVER RD. SINCE 1941.

OUR TANK & SPRING ARE ON ROSEBERG LUMBER PROPERTY
OUR LINE (WATER) RUNS THROUGH BACK SIDE OF 24608 LOWER
SMITH RIVER RD.

Mike & Tess Lowky

RECEIVED

JAN 10 2020

OWRD