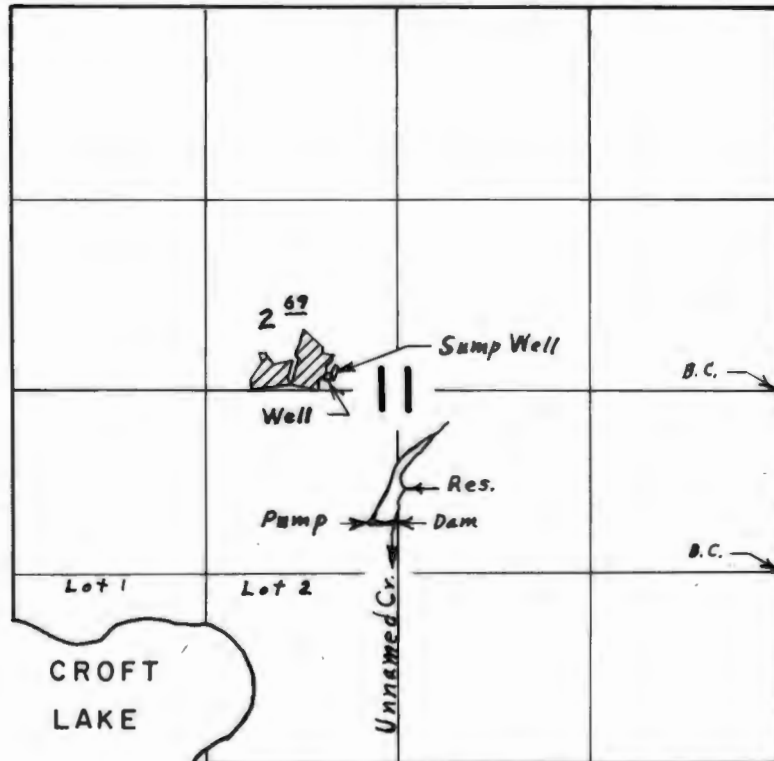


T.30S. R.15W. W.M.



Div. Pts. located: Sump, 120' N. & 3060' W.; Well, 90' N. & 3100' W.; Res., 900' S. & 2670' W., all from E. $\frac{1}{4}$ Cor. Section 11

FINAL PROOF SURVEY
UNDER

Application No. 52603 G-6739 Permit No. 39179 G-6265

IN NAME OF

ADOLPH MOLTHU

Surveyed Sept. 1, 1976, by L. E. Gould.

July 7, 1998

Alan & Elizabeth E. Foster
P.O. Box 412
Langlois, OR. 97450

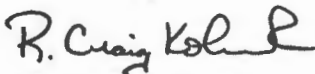
With regard to the Water Right Ownership Update and the associated water rights:

<u>Application #'s</u>	<u>Permit #'</u>	<u>Certificate #'s</u>
S-52602	S-39820	51718
S-22723	S-18029	51557
S-52603	S-39179	47790
G- 6739	G- 6265	47789
R-52601	R- 6381	50352

The Water Resources Department has reviewed and accepted the letter you submitted. A copy of this letter will be forwarded to the Water Rights section of our department so that the appropriate database updates can be made.

We appreciate your cooperation with this program. If you have any questions, please contact me at (503) 378-8455 ext.289. The Department's toll free number is 1-800-624-3199.

Sincerely,



R. Craig Kohanek
Technical Services Division

cc: Water Rights Section



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

Select by certificate 47790

Name: ADOLPH L MOLTHU

RT 1 BOX 1490
BANDON, OR 97411

County : COOS
Status : NON-CANCELLED
Certificate type: OR
Certificate date: 4/23/1979

Application: S 52603
Permit : S 39179
Certificate: 47790
Supercedes certificate: 0

Related documents:

Remarks :

Source	Use	P/S	Priority	Quantity	Location	LOT/DLC	Status
CUNNER CR > DAVIS CR	AG	S	11/25/1974	0.1400CFS	30 S 15 W 11 NESW		V

Legal description: 900 FT S & 2670 FT W FM E1/4 COR, S11

Points of appropriations:	Use	P/S	Location	DLC/LOT	Acres	Status
=====	AG	S	30 S 15 W 11 SENW		2.690	V

Oregon Water Resources Department
Water Right Ownership Form

NOTICE TO SELLERS & BUYERS

By law all water belongs to the public [ORS 537.110]. In almost every instance a permit 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 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 question 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.

RECEIVED

JUN 30 1998

Property Seller Information:

Name: James C and Marion M. McBee
Street Address: P.O. Box 358
City: Bandon State: OR Zip: 97411
Phone: 541 347-3328

WATER RESOURCES DEPT.
SALEM, OREGON

Property Buyer Information:

Name: Alan and Elizabeth E Foster
Street Address: P.O. Box 412
City: Lanolis State: OR Zip: 97450
Phone: 541 348-9980

Property Description (attach additional pages if necessary):

County: Coos Township: 30S Range: 15W 4N Section: 11
Tax lot number(s): 600
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 No: 52603 Permit No: 39179 Certificate No: 47790
Will all the land associated with this water right be owned by the buyer?
Yes No

Name of individual completing this form: Alan Foster

Water Resources Department
158 12th Street NE
Salem, Oregon 97310-0210

Signature: Alan Foster
Phone: 541-348-9980 Date: 6-22-98

52403
RECEIVED

APR 09 1979

WATER RESOURCES DEPT.
SALEM, OREGON

STATE OF OREGON

COUNTY OF

COOS

Proof of Appropriation of Water

ADOLPH L. MOLTHU

of Rt. 1, Box 1490, Bandon
has applied beneficially the waters of
unnamed creek

, State of Oregon, 97411 ,

a tributary of Croft Lake
supplemental flood harvest for cranberries for 2.69 acres

for the purpose of

under Permit No. 39179 and that the use of said waters has been completed under the
terms of said permit; that the priority of the right dates from

November 25, 1974

that the amount of water for the purposes aforesaid, has been actually beneficially used in the
amount of

0.14 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream.
The point of diversion is located in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 11, T. 30 S., R. 15 W., W. M.,
900 feet South and 2670 feet West from the E $\frac{1}{2}$ Corner, Section 11

The amount of water used for irrigation, together with the amount secured under any other
right existing for the same lands, shall be limited to of one cubic foot per second
per acre,

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

A description of the place of use under the right, and to which such right is appurtenant, is
as follows:

2.69 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$
Section 11
T. 30 S., R. 15 W., W. M.

I have read the above and foregoing proof of appropriation of water; I know the contents
thereof, and that the facts therein stated are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 6 day of April,

1979

Adolph L. Molthu

January 29, 1976

Adolph L. Molthu
Rt, Box 1490
Bandon, OR 97411

52603

39179 with map

January 9, 1975

G-6739
52603

Adolph L. Molthu
Rt. 1 Box 1490
Bandon, OR 97411

Dear Sir:

Thank you for your check in the amount of \$18.00
for the additional recording fees.

Your applications No. G-6739 and No. 52603 are
now in satisfactory form for approval by the
issuance of permits.

Very truly yours,

THOMAS E. SHOOK
Assistant

TS:db
Encl: Receipt No. 44642

January 2, 1975

G-6739
52603

Adolph L. Molthu
Rt. 1, Box 1490
Bandon, OR 97411

Dear Mr. Molthu:

Your application for a permit to appropriate 1.27 cubic feet of water per second being 0.27 cubic foot of water per second for the irrigation of 2.69 acres, 0.50 cubic foot of water per second for frost control and 0.50 cubic foot of water per second for flood harvest from sump No. 1 and Well No. 2 has been received along with two legal descriptions and the fees of \$32.00. Your application has been filed as number G-6739.

We have also received your application for a permit to appropriate 1.5 cubic feet of water per second from an unnamed stream for flood harvesting along with a reproducible map and the fees of \$30.00. This application has been filed as number 52603.

Your ground water application numbered G-6739 requires an examination fee of \$15.00 in addition to a \$15.00 recording fee for frost control, a \$15.00 recording fee for flood harvest of cranberries, and a \$10.00 irrigation recording fee. We have applied \$32.00 to this application; however, an additional \$18.00 is required to complete the fees.

Further action will be held on your applications for a reasonable length of time pending receipt of the additional recording fees.

Very truly yours,

THOMAS E. SHOOK
Assistant

TES:edp
Encl. Receipt No. 43988 and 43989

gds

Abstract of Permit No. 39179 ✓

Application No. 52603 ✓

Certificate No.

1716-111
Sept. 1, 1976
L. E. Gould

Name Adolph L. Molthu ✓
Address Route 1, Box 1490
Bandon, OR., 97411

Source of water supply Unnamed creek, trib Croft Lake

Use Supp'l flood harvest for cranberries for 2.69 Acres.

Point of diversion ~~2580'S & 2660'W from NE 1/4 s. 11, being within NE 1/4 SW 1/4 s. 11, T. 30 S., R. 15 W., W.M.; Coos County~~

Number of acres ~~Div. Pt. located~~ 900'S. & 2670' W. from E. 1/4 Cor. Sec. 11.

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
30 S	15 W	11								X								
		11	S. E. 1/4 N. W. 1/4															2.69

Priority date November 25, 1974 ✓

Amount of water ~~0.15~~ 0.14 c.f.s. ✓

Time limit to begin construction ~~1-12-77~~

Time limit to complete construction ~~10-01-78~~ extended to extended to

Time limit to completely apply water ~~10-01-79~~ extended to extended to

Remarks: Limitations:

COAST LAKE & MISO.
BASIN 11, VOLUME 2

Abstract of Permit No. 39179

Application No. 52603 Certificate No.

Name ADOLPH L. MATHU

Address RT 1 BOX 1490 BANDON 97411

Source of water supply UNNAMED STREAM, TRIB CROFT LAKE

Use SUPP FLOOD HARVEST OF CRANBERRIES

Point of diversion COOS - 3580'S 2660'W FR. NE 1/4 sec 11

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	
30S	15W	11																	

X
 FLOOD HARVEST OF
 CRANBERRIES
 (SUPP)

Priority date 11-25-74

Amount of water 0.15

Time limit to begin construction 1-12-77

Time limit to complete construction 10-1-78 extended to extended to

Time limit to completely apply water 10-1-79 extended to extended to

Remarks:

1976-M
 Sept. 1, 1976
 L. E. Gould

Abstract of Permit No. 39179

1976-M
 Sept. 1, 1976
 L. E. Gouldy

Application No. **52603** Certificate No.: **79**
 Name: **ADOLPH L. MATHU**
 Address: **RT 1 BOX 1490 BANDON 97411**
 Source of water supply: **UNNAMED STREAM, TRIB CROFT LAKE**
 Use: **SUPP FLOOD HARVEST OF CRANBERRIES**
 Point of diversion: **COOS-3580'S 2660'W FR. NE 1/4 SEC 11**
 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	
30S	15W	11																	
FLOOD HARVEST OF CRANBERRIES (SUPP)																			

Priority date: **11-25-74**
 Amount of water: **51.0**
 Time limit to begin construction: **1-12-77**
 Time limit to complete construction: **10-1-78** extended to _____
 Time limit to completely apply water: **10-1-79** extended to _____
 Remarks: **Field Engineer**

Note: Mr. Mollin said that he never was more than 1/2 acre feet from this source & when done with harvest this water is turned back into Davis Georges ponds to be used again. Mr. Mollin said that the Res. Pump & All but approx. 2" Alum. (pump to Highest Pond)

Info: Mr. Molthu Abstract of Permit No. 3717

Div. Pt.: ~~Western~~ ^{Location} ~~of~~ ^{of} ~~the~~ ^{the} ~~dam~~ ^{dam} which forms

Res. approx. ~~600'~~ ^{120'} ~~near~~ ^{near} ~~the~~ ^{the} ~~dam~~ ^{dam} ~~at~~ ^{at} ~~the~~ ^{the} ~~end~~ ^{end} ~~of~~ ^{of} ~~the~~ ^{the} ~~stream~~ ^{stream}

full is approx. 5' near dam. ~~UNNAMED STREAM, TRIB. CROSS LAKE~~ ^{UNNAMED STREAM, TRIB. CROSS LAKE}

Pump: 40 H.P. ~~Century~~ ^{Century} ~~3 ph.~~ ^{3 ph.} ~~33' 33'~~ ^{33' 33'} ~~Dir. Dr. Aurora Cent.~~ ^{Dir. Dr. Aurora Cent.}

Pipe: 800' 5" Alum. } Pump to Highest Bog
~~475' 3" "~~ ^{475' 3" "} } Western most bog

SEN		SWN		MWN		MWN		MWN		MWN		MWN		MWN	
SEN	SEN	SWN	SWN	MWN	MWN	MWN	MWN	MWN	MWN	MWN	MWN	MWN	MWN	MWN	MWN
Lift:		Suction 4 to 6'				Disch. 15' to 20'									

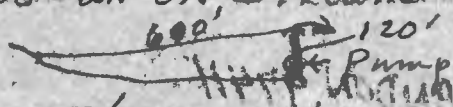
Note: Mr. Molthu said that he never uses more than 1 1/2 Acre feet from this source & when done with harvest this water is turned back into Doris Georges bogs to be used again.

Mr. Molthu said that the Res., Pump & All but approx. ~~75'~~ ^{75'} of 3" Alum belongs to Doris George.

Use: Supplemental Temperature Control & Cranberry Harvest.
 Tie: To E. 1/4 Cor. Sec. 11 (1.P.B.C. & 2 B.T.S.)

extended to 87-1-01 construction to complete construction
 extended to 87-1-01 construction to begin construction
 extended to 87-1-01 construction to completely apply water
 Remarks: Sept. 1, 1976, L. E. Gould
 Field Engineer

Info: Mr. Molthu

Div. Pt.: Has an on stream Dam which forms a Res. approx.  Pump. Water depth when full is approx. 5' near dam.

Pump: 40 H.P. Century, 3 ph. 3500 R.P.M.
Dix Dr. Aurora Cent., 7" x 4"

Pipe: 800' 5" Alum. } Pump to Highest Bog
425' 3" " } Western most bog

Lift: Suction 4' to 6' Disch. 15' to 20'

Note: Mr. Molthu said that he never uses more than 1/2 Acre feet from this source & when done with harvest this water is turned back into Doris Georges bogs to be used again.

Mr. Molthu said that the Res., Pump & All but approx. ^{75'} of 3" Alum. belongs to Doris George.

Use: Supplemental Temperature Control & Cranberrie Harvest
Tie: To E. & Cor. Sec. 11 (1, P, B, C. & 2 B, T, S.)

Sept. 1, 1976, L. E. Gould
Field Engineer

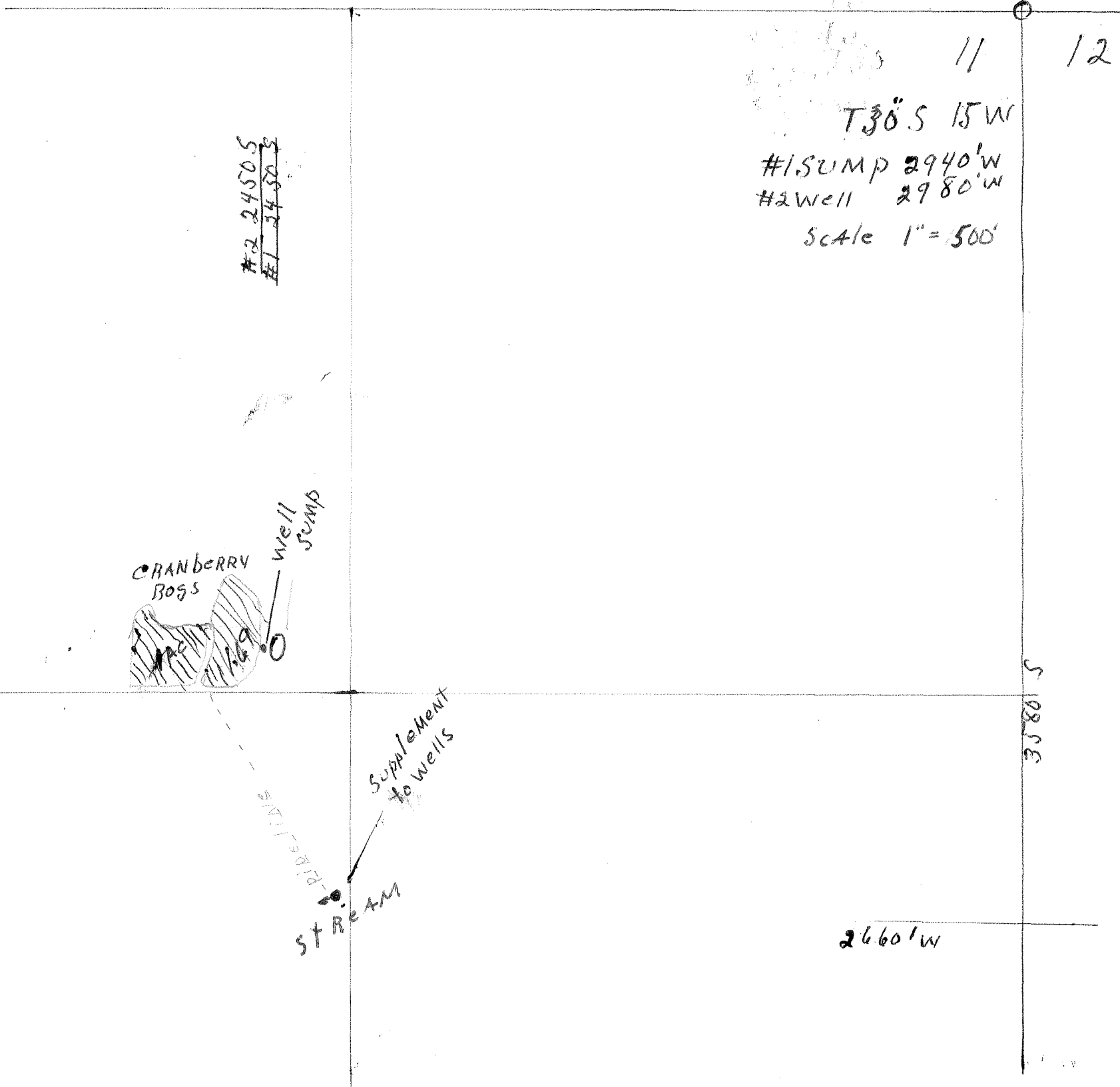
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NOV 25 1974

STATE ENGINEER
SALEM, OREGON



2 scat



#2 2450 S
#1 2450 S

T30 S 15 W
#1 SUMP 2940'W
#2 Well 2980'W
Scale 1" = 500'

CRANBERRY BOSS
well sump

supplement to wells

PIPE-LINE
STREAM

2660'W

3580 S

Application No. 52603 + 66739 Adolph L. Moltho
Permit No. 39179 & G 6265 974-1-130x1490 97411

BANDON OREG.