

SURFACE WATER REGISTRATION CHECKLIST

(received after July 18, 1990)

RECEIPT # 87536 CHECK ENCLOSURES ✓
CHECK BASIN MAP #17 (^{#15 on Stream Index} ~~South Const - CWRE~~) UNADJUDICATED AREA ? yes
SURFACE WATER REGISTRATION NUMBER 74
PRELIMINARY DATA BASE ENTRY DF
ACKNOWLEDGEMENT LETTER See ENTER ON STREAM INDEX h - on map but could not locate + record on index
PUBLIC NOTICE PUBLICATION h WATERMASTER CHECKLIST h 6/25/92
CHECK QUADRANGLE MAP h CHECK GLO PLATS h

FORM REVIEW

- blanks filled in Pri-date?, Period of use? DOM
- signed
- date received stamped

MAP REVIEW

- source and trib
- diversion point location
- conveyances (pipes, ditch, etc.)
- place of use
- scale
- township, range, section
- north arrow
- CWRE stamp
- disclaimer
- date survey was performed
- P.O.B. of survey
- dimensions and capacity of diversion system
- "beneficial use" type title
- "permanent-quality" paper

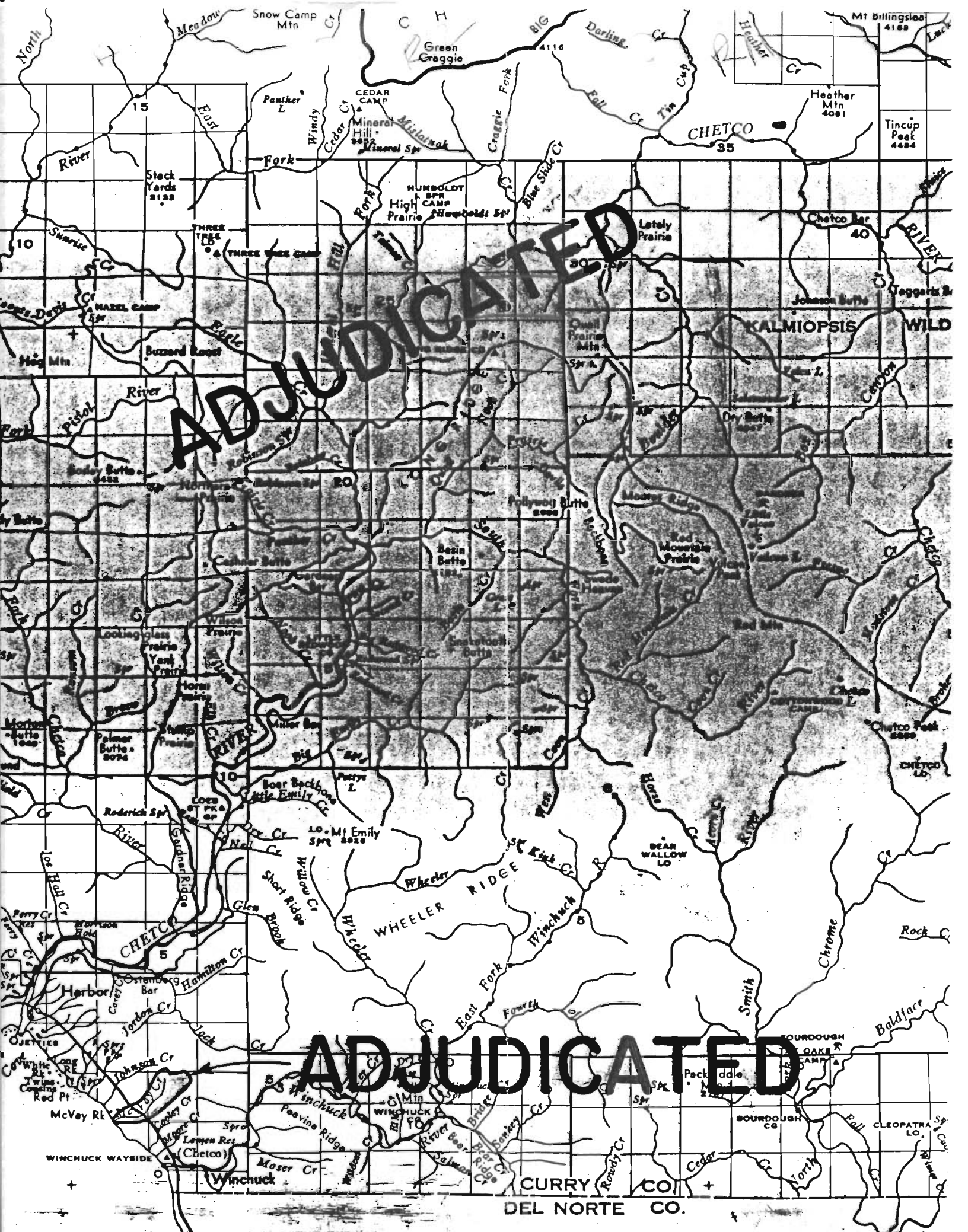
WATER RIGHT RECORD CHECK _____ ENTER ON PLAT CARDS _____

FIELD INSPECTION _____ FINAL FILE REVIEW _____

FINAL DATA BASE ENTRY _____

A:SWRCHECK

12-24-91



ADJUDICATED

ADJUDICATED

CHETCO
35

KALMIOPSIS WILD

WHEELER RIDGE

CURRY CO.
DEL NORTE CO.

North
East
River
15
10

Mt Billingslea
4169
Heather
Cr
Heather
Mtn
4091
Tincup
Peak
4484

Stack
Yards
3133

CEDAR
CAMP
Mineral
Hill
3432
Mineral
Spr

HUMBOLDT
SPR
CAMP
High
Prairie
Humboldt
Spr

Chetco
Bar
40

Buzzard
Roost

Looking
Glass
Prairie
Yant
Prairie

Basin
Butte
1222

Red
Mountain
Prairie

Palmer
Butte
3024

Bear
Backbone
Little
Emily
Cr

Lo-Mt
Emily
Spr
3222

BEAR
WALLOW
LO

Harbor

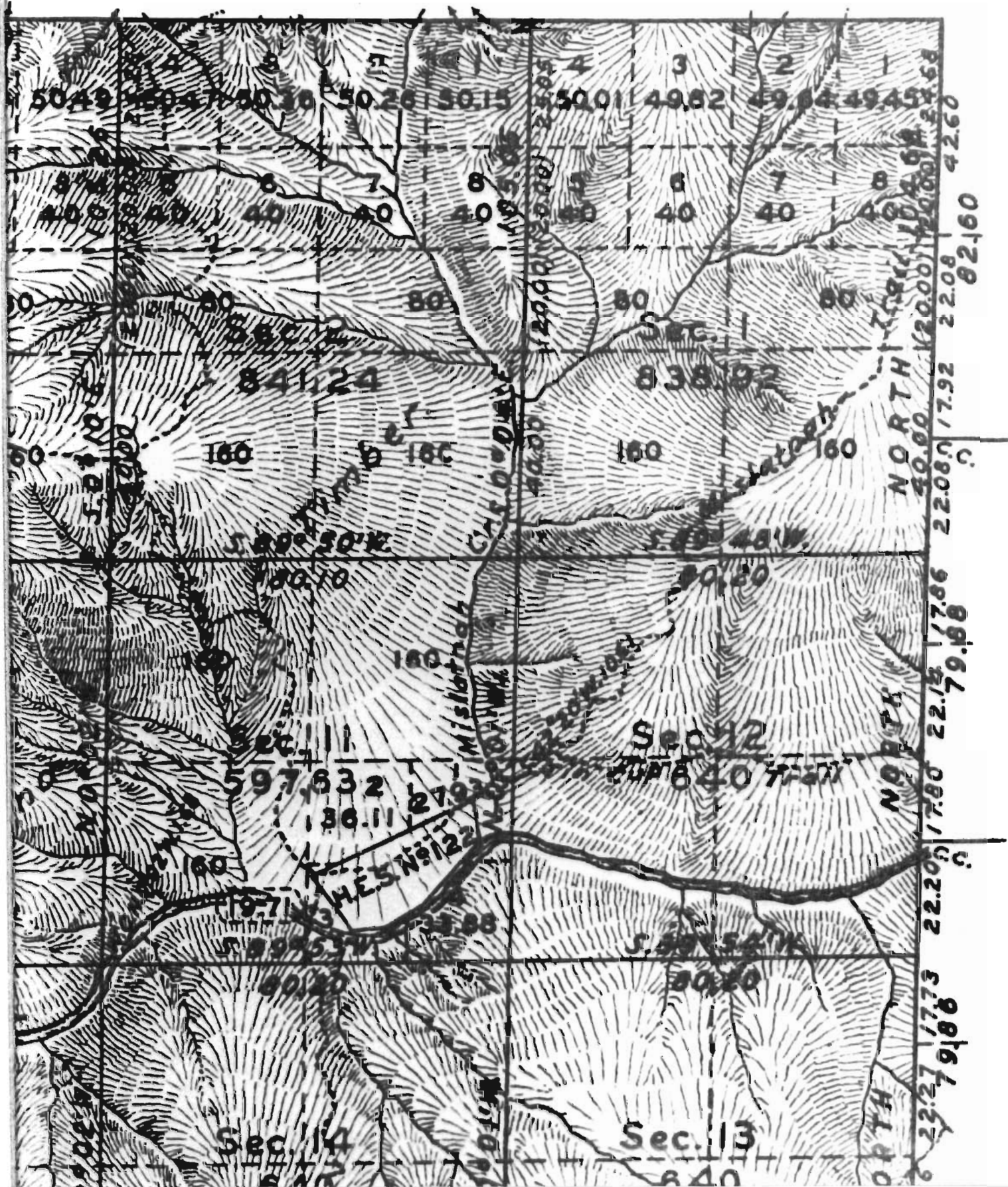
McVay
Rk

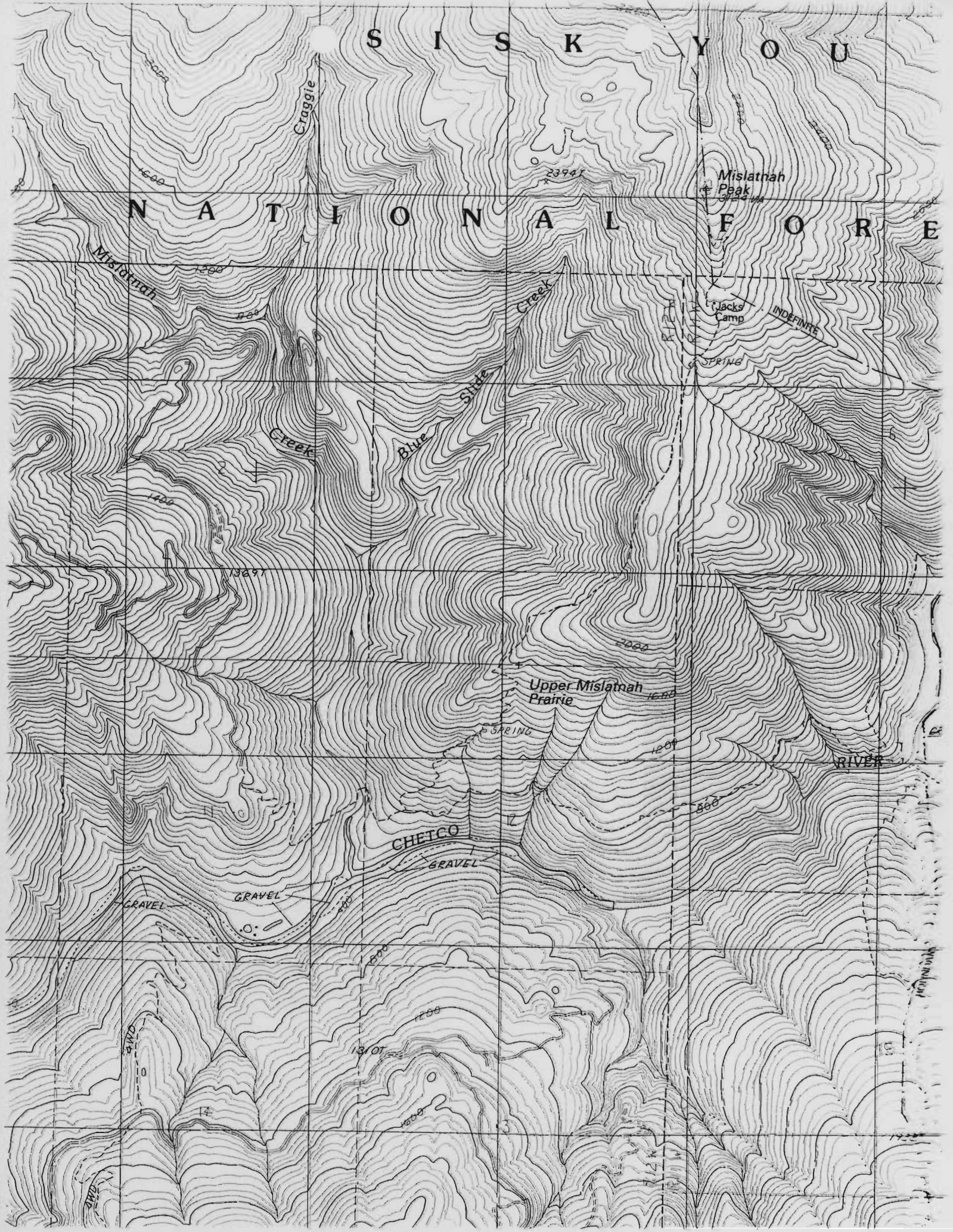
SOURDOUGH
OAKS
R
CAMP

WINCHUCK
WAYSIDE

SOURDOUGH
CA
CLEOPATRA
LO.

THE WILLAMETTE MERIDIAN





INTERDEPARTMENT MEMO

JUL 1 1977
WATERMETER SECTION

TO: Watermaster District # 19 - John Probst
FROM: Adjudication Section
RE: Surface Water Registration

Enclosed is a copy of a Registration Statement and accompanying map that has been filed in your district. It has been numbered SWR #74. Archie McKay, et al

We are gathering information about this claim to a pre-1909 water use and would like you to assist us by filing out the checklist below and including any comments that you think might be of significance.

(Yes or No)

- 1. Do you know anything about this water use? N
- 2. Have there been any distribution problems relating to this claim? N
- 3. Do you have reason to believe that the claimed priority date is not accurate? N
- 4. Does the quantity of water claimed look unreasonable for the uses named? N
- 5. Does the place of use look to be accurately depicted by the CWRE map enclosed? Y
- 6. Do you know if there has been a period of more than a five years of non-use? N
- 7. Should someone in our section contact you concerning this claim? N

If you answered yes to any of the above questions, please explain below on an additional sheet of paper.

Attach any memo's or correspondence that deal with this water use and return to the Adjudication Section at the address below.

Thank you for your assistance.

Sincerely,
Darlene Castle
Adjudication Section
259

Enclosures

June 10, 1992

Archie McVay
PO Box 2126
Harbor OR 97415

RE: Surface Water Registration Statement

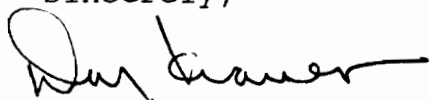
Dear Mr McVay.,

This will acknowledge that your Surface Water Registration Statement in the name of Archie McVay, et al. has been received by our office. The fees in the amount of \$ 200.00 have been received and our receipt # 87536 is enclosed. Your registration statement has been numbered SWR-74.

Our office will review your form and map in the near future. If necessary we will schedule a meeting with you that will include a site inspection. If there are problems with your form we are usually able to take care of them during our visit. We will be able to answer any questions you might have about the adjudication process at that time.

Please feel free to contact this office if you have any questions.

Sincerely,



Don Knauer
Adjudication Specialist

enc

C:\WASIC\SWR-0074.001



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

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

3850 PORTLAND ROAD NE
SALEM, OR 97310
378-8455/378-8130 (FAX)

RECEIPT #

RECEIVED FROM: Archie McVay
BY: _____

APPLICATION	
PERMIT	
TRANSFER	

CASH: CHECK: # X 91-455 OTHER: (IDENTIFY)

TOTAL REC'D \$ 200.00

01-00-0 WRD MISC CASH ACCT		
842.010	ADJUDICATIONS	\$ <u>200.00</u>
831.087	PUBLICATIONS/MAPS	\$
830.650	PARKING FEES Name/month	\$
_____	OTHER: (IDENTIFY)	\$

02-00-0 FEDERAL FUNDS		
_____	OTHER: (IDENTIFY)	\$

03-00-0 WRD OPERATING ACCT			
MISCELLANEOUS:			
840.001	COPY FEES		\$
850.200	RESEARCH FEES		\$
880.109	MISC REVENUE: (IDENTIFY)	_____	\$
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
842.016	WELL DRILL OPERATOR	\$	842.023 \$
	LANDOWNER'S PERMIT	\$	842.019 \$
			842.024 \$

06-00-0 WELL CONST START FEE			
842.013	WELL CONST START FEE	\$	CARD #
	MONITORING WELLS	\$	CARD #

45-00-0 LOTTERY PROCEEDS		
864.000	LOTTERY PROCEEDS	\$

07-00-0 HYDRO ACTIVITY		LIC NUMBER	
842.011	POWER LICENSE FEE(FWWRD)		\$
842.115	HYDRO LICENSE FEE(FWWRD)		\$
_____	HYDRO APPLICATION		\$

RECEIPT # _____ DATED 6-8-92 BY: K. A. Cheever

Distribution—White Copy-Customer, Yellow Copy-Fiscal, Brown Copy-Fiscal

1 STATE OF WASHINGTON

2 County of Pierce

} SS:

3 I, BIRDIE B. TOLMAN LANE, being first duly sworn, do
4 depose and say:

5 I was born May 17, 1895, on the Upper Chetco River ranch.

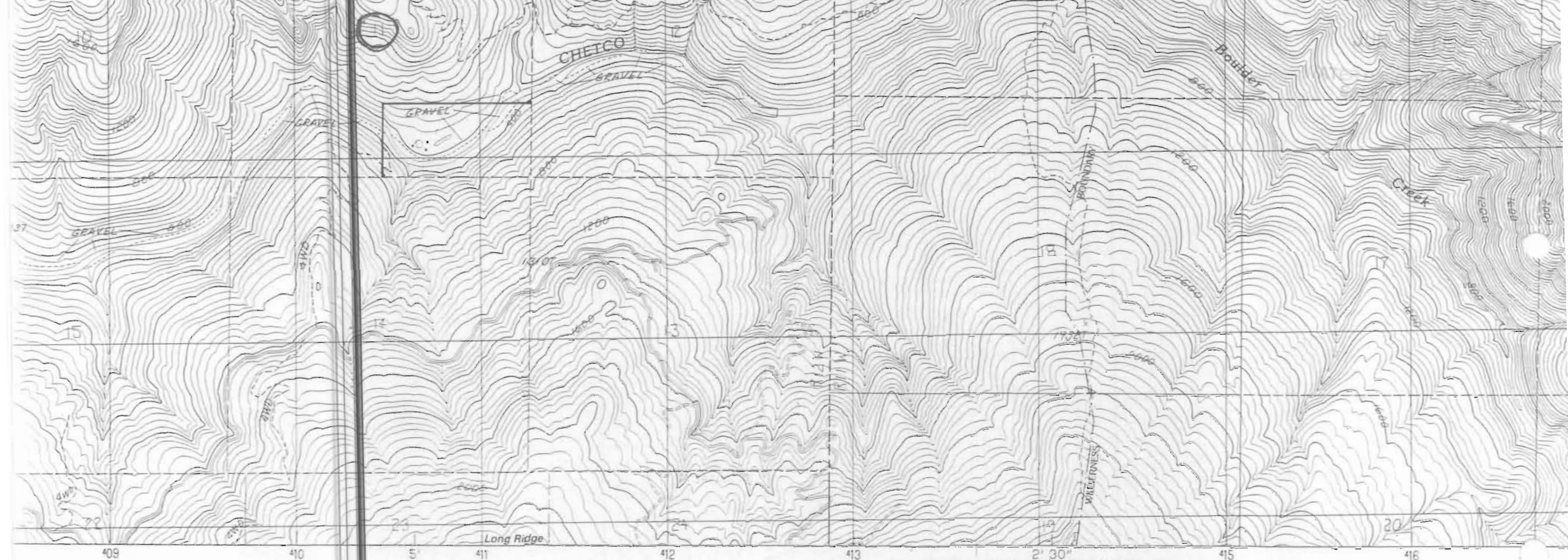
6 In 1890 my father, Ambrose Tolman, and my brother,
7 William Tolman, bought the squatter's rights belonging to
8 Jack McFern, who had moved onto the property in 1871.
The property is now known as the Tolman Ranch and is owned
by my cousin Archie McVay and his family.

9 In 1891 a garden was planted and cattle were pastured
10 on the ranch. William Tolman made the necessary improvements
and was granted a Patent in December 1919. A home, garden,
11 orchard and cattle have used the water each and every year
ever since 1891.

12
13
14 Birdie B. Tolman Lane
15 BIRDIE B. TOLMAN LANE

16
17 SUBSCRIBED AND SWORN to before me this 15th day of April, 1992.

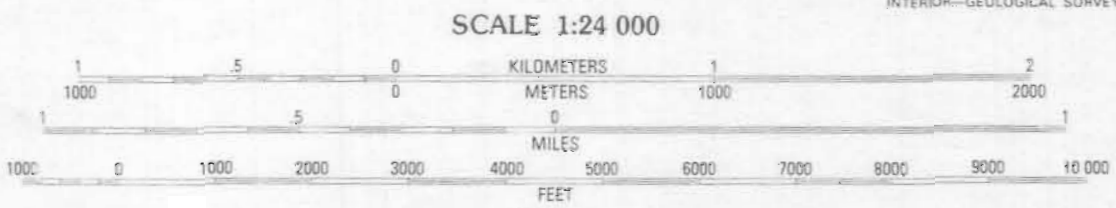
18
19 He Tolman
20 NOTARY PUBLIC FOR WASHINGTON
My Commission Expires: 6-22-94



U.S. GEOLOGICAL SURVEY
 TAKEN.....USGS AND NOS/NOAA
 TAKEN.....1985
 DATED.....1989
 PROJECTION.....MERCATOR
 ZONE.....ZONE 10
 LOCATION.....OREGON, SOUTH ZONE
 COORDINATES.....0°43' WEST
17°30' EAST
 DATUM.....VERTICAL DATUM OF 1929
NORTH AMERICAN DATUM
American Datum of 1983,
 shown by dashed corner ticks

PROVISIONAL MAP
 Produced from original
 manuscript drawings. Infor-
 mation shown as of date of
 photography.

the boundaries of any
 map
 barns, and other buildings
 polished



CONTOUR INTERVAL 40 FEET

To convert meters to feet multiply by 3.2808
 To convert feet to meters multiply by .3048

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
 FOR SALE BY U. S. GEOLOGICAL SURVEY
 DENVER, COLORADO 80225, OR RESTON, VIRGINIA 22092

INTERIOR—GEOLOGICAL SURVEY, RESTON, VIRGINIA—1989



1	2	3	1 Quosatana Butte
4		5	2 Horse Sign Butte
6	7	8	3 Silver Peak
			4 Collier Butte
			5 Tincup Peak
			6 Bosley Butte
			7 Quail Prairie Mtn
			8 Chetco Peak

ADJOINING 7.5 QUADRANGLE NAMES

ROAD LEGEND
 Improved Road
 Unimproved Road
 Trail
 Interstate Route
 U. S. Road

BIG CRAGGI
 PROVISIONAL
 42124-C

TOWNSHIP No. 38 SOUTH, RANGE No. 12 WEST, OF THE WILLAMETTE MERIDIAN,

Sec. 12

WEST

Sec. 13

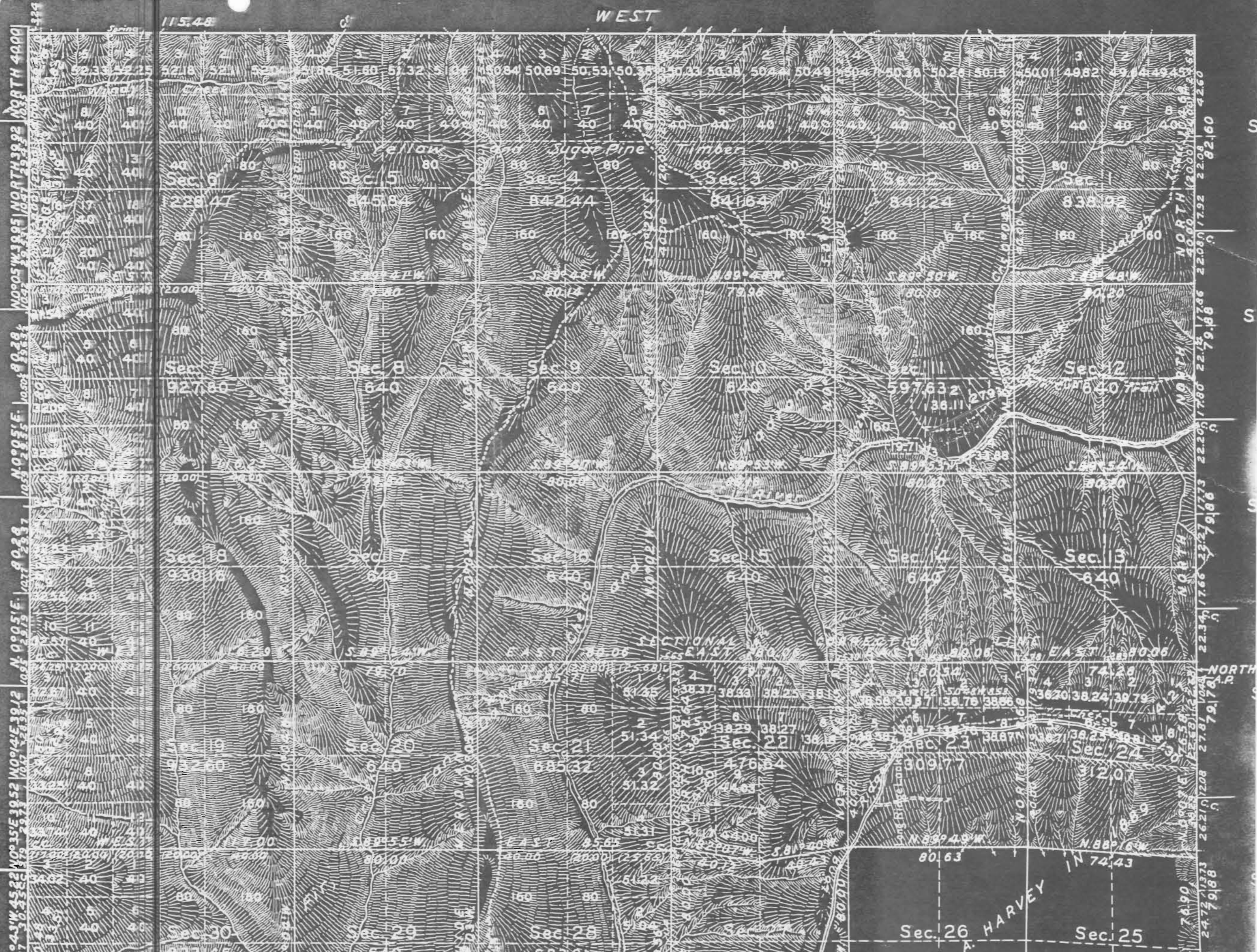
Sec. 24

Sec. 25

Sec. 36

T. 38 S., R. 13 W.

T. 39 S., R. 13 W.



copy

BARGAIN AND SALE DEED—STATUTORY FORM
INDIVIDUAL GRANTOR

ARCHIE McVAY and DORIS McVAY, husband and wife,

Grantor,

conveys to SIDNEY W. McVAY, DAWN A. HEYSELL, PATRICK L. McVAY, MICHAEL J. McVAY, MOLLY ANN SWIGERT, MARY E. KING, each as to an undivided 1/8 interest as tenants in common

Grantee, the following real property situated in Curry

County, Oregon, to-wit: A tract of land lying in Portion of Section Eleven (11), Township Thirty-eight (38) South, Range Twelve (12) West, Willamette Meridian, Curry County, Oregon more particularly described as follows: Beginning at corner Number One (1) from which the U.S. Location Monument Number 122 bears South 1° 23' East 92.70 chains distant; thence North 37° 35' West 13.83 chains to Corner Number Two (2); thence North 64° 39' East 35.59 chains to Corner Number Three (3); thence South 10° 11' East 8.04 chains to Corner Number Four (4); thence meandering along the right bank of the Chetco River South 41° 15' West 18.00 chains South 58° 45' West 8.20 chains, South 85° 42' West 6.30 chains to Corner Number One (1), the place of beginning.

For better identification the aforesaid tract of land is the tract of land distributed by the County Court of Curry County by its order dated May 11, 1953 in the Matter of the Estate of Emery J. Wallace, deceased,, to Ralph L. Wallace and Harvey N. Wallace, Heirs at Law, of said deceased, and also in that certain deed of conveyance wherein the said Harvey N. Wallace, together with his wife, Fern M. Wallace, are the named Grantors and said Ralph L. Wallace is the named Grantee, said deed having been recorded on September 23, 1953 in Vol. 40, pages 406-7, Records of Deeds of Curry County, Oregon, in the office of the County Clerk, Recorder of said County.

The true consideration for this conveyance is \$ NONE (Here comply with the requirements of ORS 93.030)

Dated this 25th day of July, 1991.

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.

Archie McVay
ARCHIE McVAY
DORIS McVAY

STATE OF OREGON, County of Curry) ss.
Personally appeared the above named ARCHIE McVAY and DORIS McVAY

Feb. 25
July, 1991



and acknowledged the foregoing instrument to be their voluntary act and deed.

Notary Public for Oregon—My commission expires: 7/20/94

BARGAIN AND SALE DEED

ARCHIE McVAY and DORIS McVAY
SIDNEY W. McVAY, et al GRANTOR
GRANTEE

GRANTEE'S ADDRESS, ZIP

After recording return to:

ARCHIE McVAY AND DORIS McVAY
P.O. BOX 2126
HARBOR, OREGON 97415

NAME, ADDRESS, ZIP

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

NO CHANGE

NAME, ADDRESS, ZIP

SPACE RESERVED
FOR
RECORDER'S USE

STATE OF OREGON }
COUNTY OF CURRY } ss

91 FEB 25 AM 10 56
ELAINE JOY
CURRY COUNTY CLERK

I hereby certify that the within Instrument was received and duly recorded in the OFFICIAL RECORDS OF CURRY COUNTY:

By: mw Deputy

Fee: 30.00 Pgs: 1

RECEIVED
S. LAND OFFICE
ROSEBURG, ORE

J. M. 12. 1922
J. A. M.

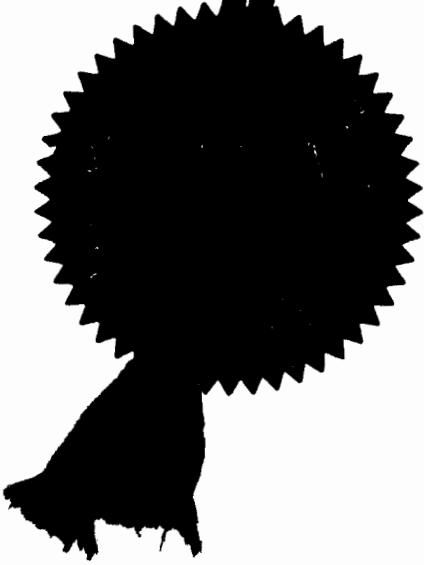
The United States of America,

To all to whom these presents shall come, Greeting:

WHEREAS, a Certificate of the Register of the Land Office at Roseburg, Oregon, has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of William P. Tolman has been established and duly consummated, in conformity to law, for the H. E. Survey No. 122, embracing a portion of, approximately, Sections one, two, eleven and twelve in Township thirty-eight south of Range twelve west of the Willamette Meridian, Oregon, more particularly bounded and described as follows: Beginning at corner No. 1, from which the U.S. Location Monument No. 122, bears south one degree twenty-three minutes east ninety-two and seven-tenths chains distant; thence, north thirty-seven degrees thirty-five minutes west thirteen and eighty-three-hundredths chains to corner No. 2; thence, north sixty-four degrees thirty-nine minutes east thirty-five and fifty-nine-hundredths chains to corner No. 3; thence, south ten degrees eleven minutes east eight and four-hundredths chains to corner No. 4; thence, meandering right bank of the Chetco River, south forty-one degrees fifteen minutes west eighteen chains, south fifty-eight degrees forty-five minutes west eight and two-tenths chains, south eighty-five degrees forty-two minutes west six and three-tenths chains to corner No. 1, the place of beginning, containing forty-two and sixty-six-hundredths acres, according to the Official Plat of the Survey of the said Land, returned to the GENERAL LAND OFFICE by the Surveyor-General:

NOW KNOW YE, That there is, therefore, granted by the UNITED STATES unto the said claimant the tract of Land above described; TO HAVE AND TO HOLD the said tract of Land, with the appurtenances thereof, unto

the said claimant and to the heirs and assigns of the said claimant forever, subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws and decisions of courts; and there is reserved from the lands hereby granted a right of way thereon for ditches or canals constructed by the authority of the United States.



IN TESTIMONY WHEREOF, I, Woodrow Wilson,

President of the United States of America, have caused these letters to be made Patent, and the Seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, at the City of Washington, the **FOURTH** day of **DECEMBER** in the year of our Lord one thousand nine hundred and **NINETEEN** and of the Independence of the United States the one hundred and **FORTY-FOURTH.**

By the President: *Woodrow Wilson*

By *W. P. Leroy*, Secretary,

J. D. Sams
Recorder of the General Land Office.

RECORDED: Patent Number **722533**