

**SURFACE WATER REGISTRATION CHECKLIST**

(received after July 18, 1990)

CHECK BASIN MAP PKC NAME SOUTH COAST # 17 UNADJUDICATED AREA ? YES  
RECEIPT # 95061 S W R NUMBER 134  
CHECK ENCLOSURES SEE PRELIMINARY DATA BASE ENTRY DUP  
ACKNOWLEDGEMENT LETTER PKC ENTER ON STREAM INDEX \_\_\_\_\_  
Coyne Sebastian 37  
CHECK QUADRANGLE MAP CAK CHECK GLO PLATS \_\_\_\_\_  
WATERMASTER CHECKLIST \_\_\_\_\_ PUBLIC NOTICE PUBLICATION SEE

**FORM REVIEW**

\_\_\_\_\_ blanks filled in  
\_\_\_\_\_ 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 \_\_\_\_\_ FIELD INSPECTION \_\_\_\_\_

FINAL FILE REVIEW \_\_\_\_\_ FINAL DATA BASE ENTRY \_\_\_\_\_

ENTER ON PLAT CARDS \_\_\_\_\_

September 27, 1993

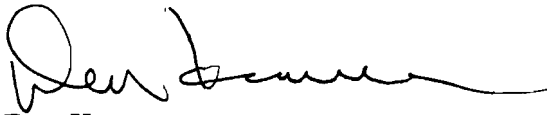
HOWARD J NEWHOUSE  
PO BOX 360  
WEDDERBURN OR 97491

RE : SWR-134

Dear Mr Newhouse,

This will acknowledge the receipt of the map you prepared in support of the pre-1909 vested water right claim in the name of ROBERT & ELAINE POMMARANE. I have added the map to the file.

Sincerely,



Don Knauer  
Adjudication Specialist

J:\WSIC\1\SWR-0134.003



---

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

August 27, 1993

HOWARD J NEWHOUSE  
PO BOX 360  
WEDDERBURN OR 97491

RE : SWR-134

Dear Mr Newhouse,

This will acknowledge the receipt of the map you prepared in support of the pre-1909 vested water right claim in the name of ROBERT & ELAINE POMMARANE. I have added the map to the file. I must again ask for information required to complete your obligation as the Certified Water Right Examiner. OAR 690-28-025-(4)-(c) requires "The dimensions and capacity of any existing diversion systems.". I must have in the file the following information certified by you.

**FOR DOMESTIC USE:**

How is the water diverted ?  
spring box?  
dam?  
pump?  
pipe?  
please describe the diversion.

If a pump is used:  
size and type?  
pipe sizes?  
head?  
etc

If pipe and no pump:  
size and head?

If ditch:  
dimensions and slope?



I am including a copy of the checklist and beneficial use information sheet the Water Resources Department uses for pre-1909 vested water right claims. If you have any questions, please give me a call.

You must submit the information required before the claim can be processed. If you cannot have the information to the WRD within 60 days, please inform me as to when it can be expected. Please mark all correspondence with the file number.

Sincerely,

A handwritten signature in black ink, appearing to read "Don Knauer", with a long horizontal flourish extending to the right.

Don Knauer  
Adjudication Specialist

RECEIVED

Oregon

JUL - 6 1993

WATER RESOURCES DEPT.  
SALEM, OREGON

WATER  
RESOURCES  
DEPARTMENT

June 21, 1993

HOWARD J. NEWHOUSE  
PO BOX 360  
WEDDERBURN OR 97491

RE: File# SWR-134

DEAR HOWARD J. NEWHOUSE,

The Water Resources Department (WRD) received a little over 500 surface water registration statements in December, 1992. All of the files have been set up and receipts for the fees have been sent. The next step is to insure the maps received in support of the claims are acceptable based on Oregon Revised Statutes (ORS) and Oregon Administrative Rules (OAR).

I am returning the map you prepared for Robert and D. Elaine Pommarane. You will find the item which requires completion or correction shown below. I have the description followed by the ORS or OAR site and paraphrased statute or rule.

diversion point size                      OAR 690-28-025-(4)-(c) "The dimensions and capacity of any existing diversion systems."

You must return the map before the claim can be processed. If you cannot have the map to the WRD within 60 days, please inform me as to when it can be expected. Please mark all correspondence with the file number.

As always, if you have any questions, please give me a call.

Sincerely,

July 2, 1993



Don,

Don Knauer  
Adjudication Specialist

From what I gather from your letter June 21, 1993 you must have all that information in your records in Salem.

Enclosures

HJN



J:\WP51\SWR\CLAIMANT\SWR-0134.00M

July 15, 1993

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

MR. NEWHOUSE, I DON'T HAVE THAT INFORMATION,  
I ASK YOUR HELP & COOPERATION IN GETTING THIS  
MATTER TAKEN CARE OF Don Knauer

June 21, 1993

HOWARD J. NEWHOUSE  
PO BOX 360  
WEDDERBURN OR 97491

RE: File# **SWR-134**

DEAR HOWARD J. NEWHOUSE,

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You must return the map before the claim can be processed. If you cannot have the map to the WRD within 60 days, please inform me as to when it can be expected. Please mark all correspondence with the file number.

As always, if you have any questions, please give me a call.

Sincerely,

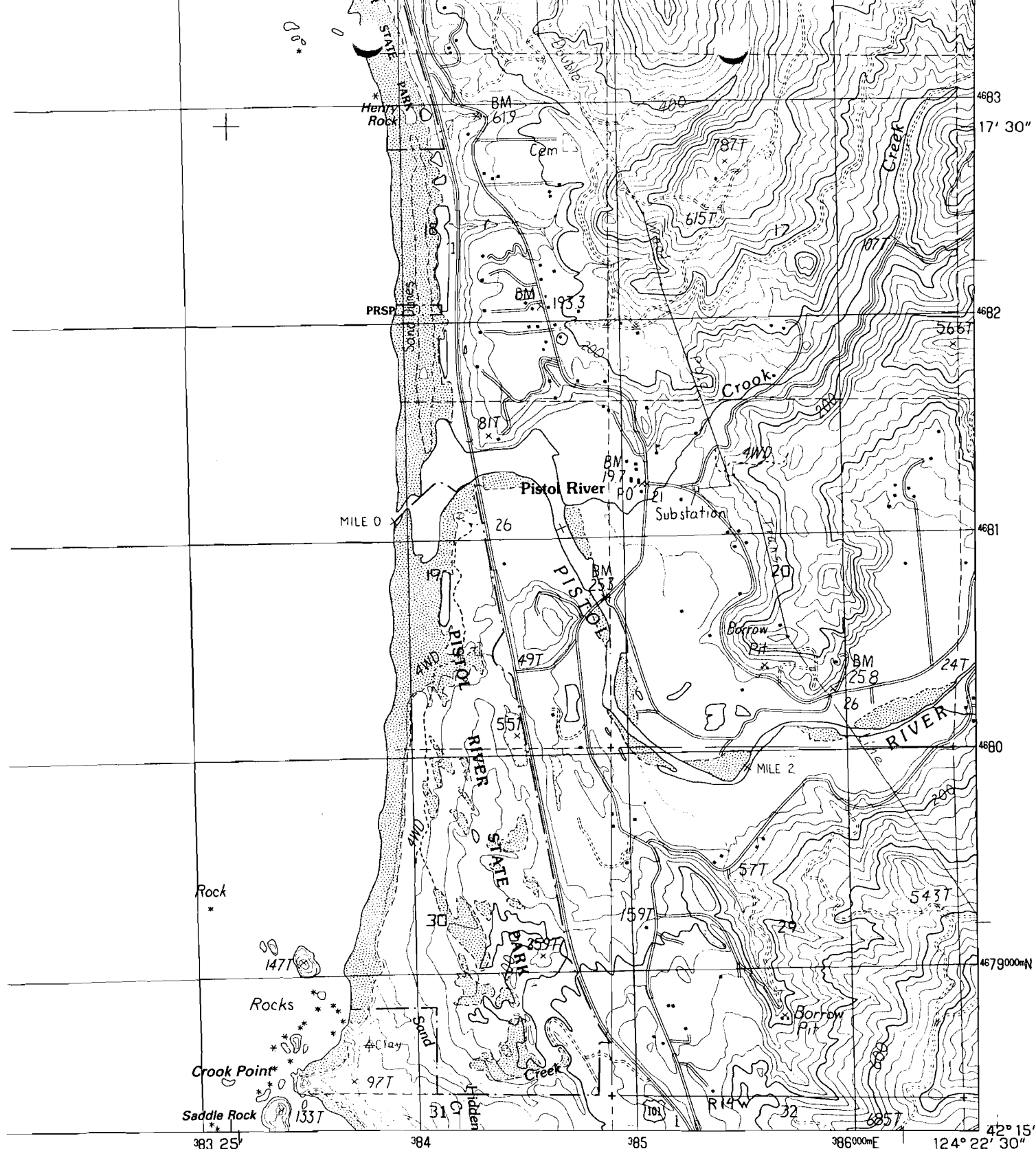


Don Knauer  
Adjudication Specialist

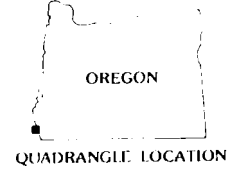
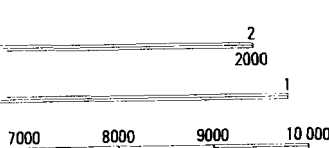
Enclosures

J:\WP51\SWR\CLAIMANT\SWR-0134.00M





TERIOR—GEOLOGICAL SURVEY, RESTON, VIRGINIA 1886



**ROAD LEGEND**

- Improved Road.....
- Unimproved Road.....
- Trail.....
- ( ) Interstate Route    ( ) U.S. Route    ( ) State Route

37

1	2	3	1	Gold Beach
			3	Signal Buttes
4		5	4	Sundown Mtn.
			5	Mack Point
6	7	8	6	Carpenterville

**CAPE SEBASTIAN, OREG.**  
**PROVISIONAL EDITION 1986**

January 15, 1993

ROBERT & D ELAINE POMMARANE  
PO BOX 14  
PISTOL RIVER OR 97444

Dear MR & MRS POMMARANE,

This will acknowledge that your Surface Water Registration Statement in the name of ROBERT & D ELAINE POMMARANE has been received by our office. The fees in the amount of \$400.00 have been received and our receipt #95061 is enclosed. Your registration statement has been numbered SWR-134.

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

Enclosure

C:\WP51\SWR\CLAIMANT\SWR-0134.001



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 # **95061**

RECEIVED FROM: <u>Robert M. Penmanan</u>	APPLICATION
BY: _____	PERMIT
	TRANSFER

CASH:  CHECK: #  96-749 OTHER: (IDENTIFY)  \_\_\_\_\_

TOTAL REC'D \$ 400.00

01-00-0 WRD MISC CASH ACCT		
842.010	ADJUDICATIONS	\$ <u>400.00</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			
<b>MISCELLANEOUS:</b>			
840.001	COPY FEES		\$
850.200	RESEARCH FEES		\$
880.109	MISC REVENUE: (IDENTIFY) _____		\$
520.000	OTHER (P-6): (IDENTIFY) _____		\$
<b>WATER RIGHTS:</b>			
842.001	SURFACE WATER	EXAM FEE	RECORD FEE
842.003	GROUND WATER	\$	842.002 \$
842.005	TRANSFER	\$	842.004 \$
<b>WELL CONSTRUCTION</b>			
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	\$
	MONITORING WELLS	\$
		CARD # _____
		CARD # _____

045-00-0 LOTTERY PROCEEDS		
864.000	LOTTERY PROCEEDS	\$

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

RECEIPT # **95061** DATED: 12-16-92 BY: DBushnell

Oregon

RECEIVED

SEP 27 1993

WATER RESOURCES DEPT.  
SALEM, OREGON

WATER  
RESOURCES  
DEPARTMENT

August 27, 1993

HOWARD J NEWHOUSE  
PO BOX 360  
WEDDERBURN OR 97491

RE : SWR-134

Dear Mr Newhouse,

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head?

etc

If pipe and no pump:

size and head?

If ditch:

dimensions and slope?



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

RECEIVED

Oregon

JUL - 6 1993

WATER RESOURCES DEPT.  
SALEM, OREGON

WATER  
RESOURCES  
DEPARTMENT

June 21, 1993

HOWARD J. NEWHOUSE  
PO BOX 360  
WEDDERBURN OR 97491

RECEIVED

AUG - 9 1993

WATER RESOURCES DEPT.  
SALEM, OREGON

RE: File# SWR-134

DEAR HOWARD J. NEWHOUSE,

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As always, if you have any questions, please give me a call.

Sincerely,

July 2, 1993



Don,

Don Knauer  
Adjudication Specialist

From what I gather from your letter June 21, 1993 you must have all that information in your records in Salem.

Enclosures

HJN



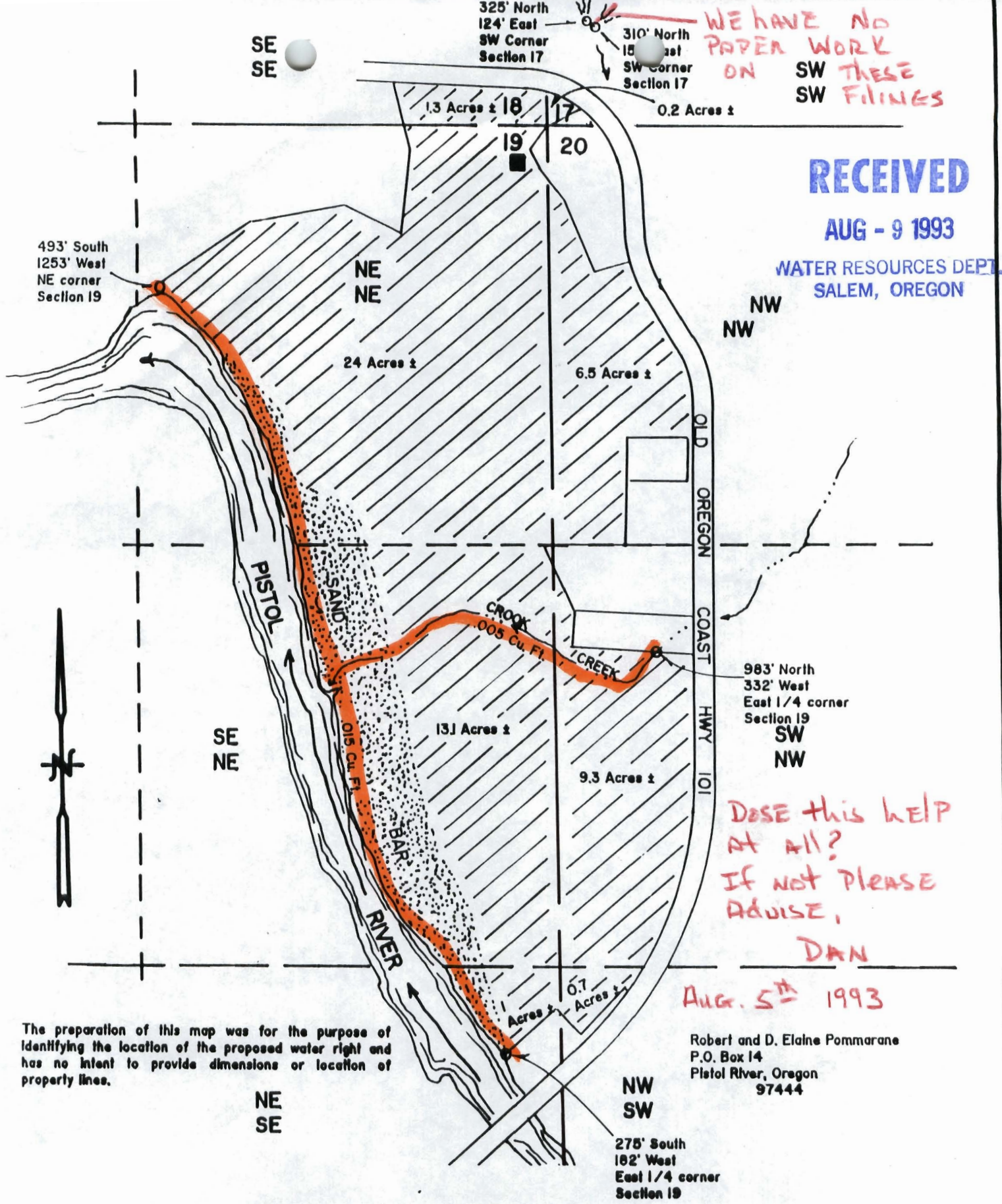
J:\WP51\SWR\CLAIMANT\SWR-0134.00M

July 15, 1993

3850 Portland Rd NE  
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MR. NEWHOUSE, I DON'T HAVE THAT INFORMATION, I ASK YOUR HELP & COOPERATION IN GETTING THIS MATTER TAKEN CARE OF



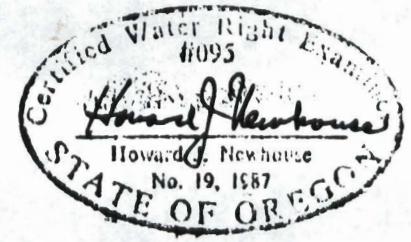


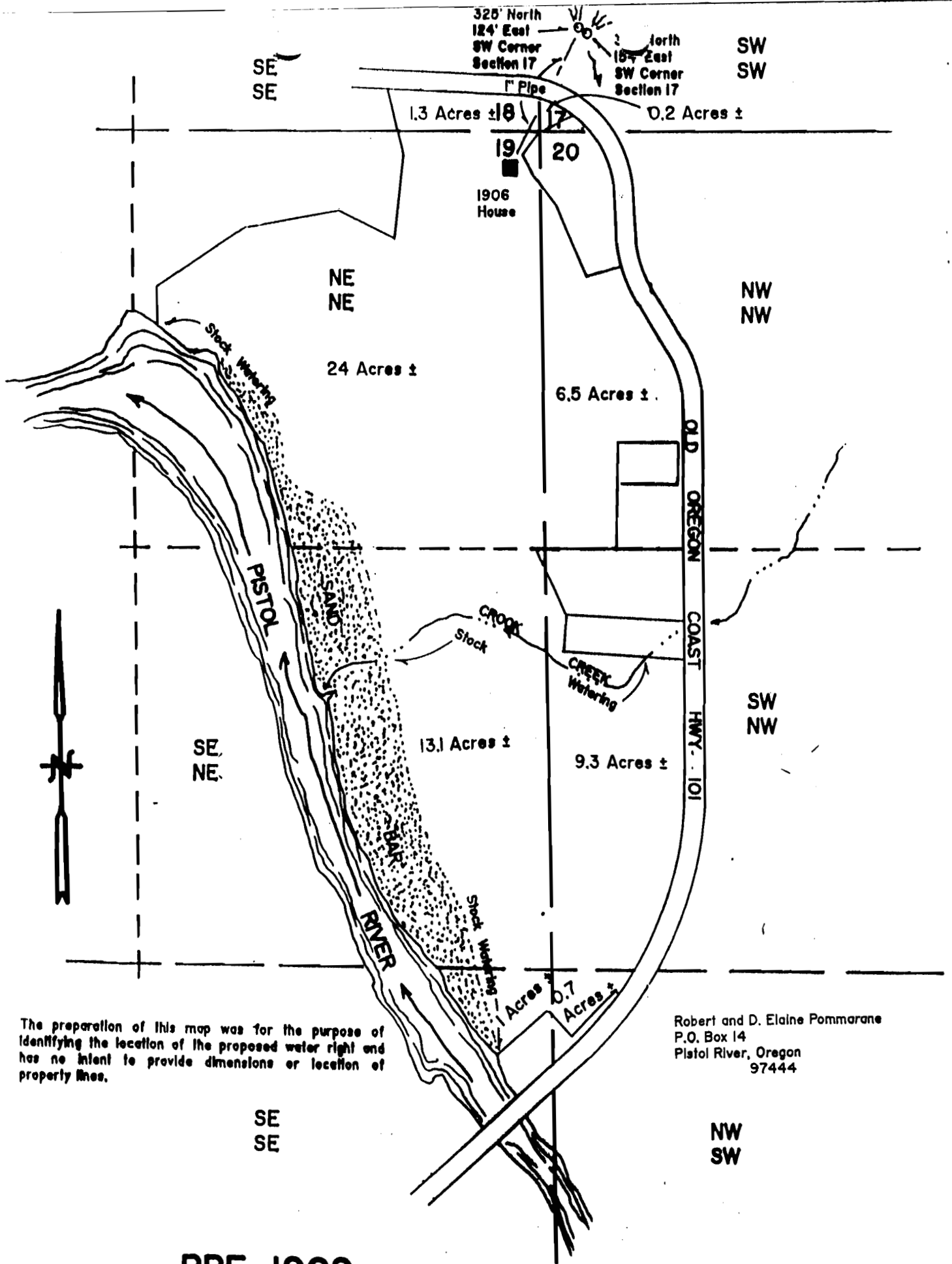
**PRE - 1909 VESTED WATER RIGHT CLAIM  
in the name of  
ROBERT and D. ELAINE POMMARANE**

Located in the NW 1/4, Section 20,  
and the NE 1/4, Section 19,  
T 38 S, R 14 W, W.M.,  
Curry County, Oregon

Scale - 1" = 400' December, 1992

H.J. Newhouse - Land Surveying  
P.O. Box 360  
Wedderburn, Oregon 97491  
(503) 247-6923  
R.L.S. # 402  
C.W.R.E. # 095



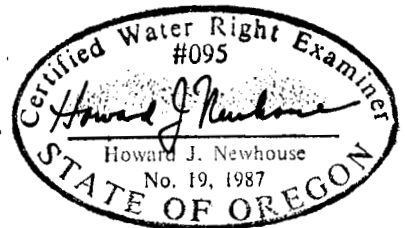


The preparation of this map was for the purpose of identifying the location of the proposed water right and has no intent to provide dimensions or location of property lines.

Robert and D. Elaine Pommarane  
P.O. Box 14  
Pistol River, Oregon  
97444

**PRE 1909  
WATER FILING APPLICATION**  
in the name of  
**ROBERT and D. ELAINE POMMARANE**  
Located in the NW 1/4, Section 20,  
and the NE 1/4, Section 19,  
T 38 S, R 14 W, W.M.,  
Curry County, Oregon

Scale - 1" = 400' December, 1992



THE UNITED STATES OF AMERICA

RECEIVED

To all to whom these Presents shall come, Greeting:

CERTIFICATE  
DEC 16 1992

No. 5007  
WATER RESOURCES DEPT.  
SALEM, OREGON

Whereas James G. Walker of Curry County, Oregon

has deposited in the General Land Office of the United States a Certificate of the Register of the Land at Roseburg, Oregon, whereby it appears that full payment has been made by James G. Walker

according to the provisions of an Act of Congress of the 23rd of April, 1920, entitled "An Act granting further permission for the sale of the 'Lumber' and the acts supplemental thereto, for the east half of the south east quarter and the lots numbered three and four of section eight, and lot numbered two of section twelve in Township 36 North of range fourteen west of Tillamette Meridian, containing one hundred and seventy eight acres and some hundredths of an acre

according to the Official Plat of the Survey of the said Lands, returned to the General Land Office by the Surveyor General, which said Tract has been purchased by the said James G. Walker

Now know ye, That the United States of America, in consideration of the purchase, and in compliance with the authority of Congress in such case made and provided, have given and granted, and by these presents do give and grant unto the said James G. Walker

and his heirs, the said Tract above described. To have and to hold the same unto the said James G. Walker

and to his heirs and assigns forever, subject to the usual and current water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and drains used or connected with such water rights as may be recognized and acknowledged by the local customs, laws, and decrees in force, and also subject to the right of the proprietor of a vein or lode to extract and remove the same therefrom, should it ever be found to penetrate or intersect the premises hereby granted, as provided by law.

In testimony whereof, Chester A. Arthur

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

May 1

U.S.

Given under my hand, at the City of Washington, the first day of May, in the year of our Lord one thousand eight hundred and eighty four, and of the Independence of the United States the one hundred and eighth

By the President: Chester A. Arthur  
Wm. H. Cook  
S. W. Black

BOOK OF RECORDS

WARRANTY DEED (INDIVIDUAL)

LR 54 PAGE 937

JAMES R. WALKER and WILLIAM M. WALKER

hereinafter called grantor, convey(s) to

ROBERT POMMARANE and D. ELAINE POMMARANE, husband and wife

all that real property situated in the County

of Curry, State of Oregon, described as:

SEE ATTACHED EXHIBIT "A"

RECEIVED

DEC 16 1992

WATER RESOURCES DEPT. SALEM, OREGON

and covenant(s) that grantor is the owner of the above described property free of all encumbrances except

SEE ATTACHED EXHIBIT "B"

and will warrant and defend the same against all persons who may lawfully claim the same, except as shown above.

The true and actual consideration for this transfer is \$ 92,500.00

Dated this 25th day of September, 1977

James R. Walker

JAMES R. WALKER

William M. Walker

WILLIAM M. WALKER

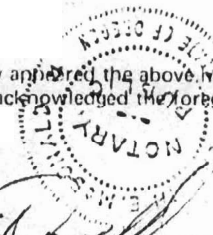
STATE OF OREGON, County of Benton ss.

September 25, 1977 personally appeared the above named James R. Walker and William M. Walker and acknowledged the foregoing instrument to be their voluntary act and deed.

Before me:

Notary Public for Oregon

My commission expires: 3-1-1978



~~This notice should include a copy of all encumbrances existing against the property to which the property interest is being conveyed.~~

If consideration includes other property or value, add the following: "However, the actual consideration consists of or includes other property or value given or promised which is part of the consideration." (Indicate which)

WARRANTY DEED (INDIVIDUAL)

JAMES R. WALKER

WILLIAM M. WALKER

TO

ROBERT POMMARANE

D. ELAINE POMMARANE

After Recording Return to:

Robert and D. Elaine Pommarane

P. O. Box 915

Gold Beach, Oregon 97444

STATE OF OREGON,

) ss.

County of )

I certify that the within instrument was received for record

on the day of 19

at o'clock M. and recorded in book

on page Records of Deeds of said County.

Witness my hand and seal of County affixed.

Title

TRANSAMERICA TITLE INSURANCE CO.

By

26497

Deputy

BOOK OF RECORDS

RECEIVED

DEC 16 1992

WATER RESOURCES DEPT.  
SALEM, OREGON

BR 54 PAGE 938

EXHIBIT "A"

That certain tract of land lying in Sections 17, 18, 19, and 20, Township 38 South, Range 14 West, Willamette Meridian, Curry County, Oregon, described as follows:

Beginning at a point 493.5 feet South and 1235.5 feet West of the Northeast corner of said Section 19. Thence North 56° 30' East 350 feet. Thence North 80° 30' East 300.0 feet to an iron pipe. Thence South 64° 34' East 200.3 feet to an iron pipe. Thence North 7° 21' East 259.9 feet to an iron pipe. Thence North 13° 09' West 214.4 feet, more or less, to an iron pipe driven on the approximate Southerly boundary of the Old Oregon Coast Highway. Thence Easterly and Southeasterly following the Southerly and Southwesterly boundary of said highway to a point that bears North 56° East 107 feet, more or less, from an iron bar driven at a point 3.7 feet South and 31.3 feet East of the Northeast corner of said Section 19. Thence South 56° West 107 feet, more or less, to said iron bar. Thence North 83° 08' West 42.46 feet to an iron bar. Thence South 40° 32' West 95.3 feet to an iron bar. Thence South 28° 56' East 56.8 feet to an iron bar. Thence South 36° 58' East 129.03 feet to an iron bar. Thence South 23° 31' East 245.99 feet to an iron bar. Thence North 72° 31' East 141.71 feet to an iron bar. Thence North 72° 31' East to a point one foot West of the Westerly boundary of the Old Oregon Coast Highway. Thence Southerly, parallel and one foot West of the Westerly boundary of said Highway, to a point one foot North and one foot West of the Northeast corner of that certain tract of land described in Volume 25, page 12, Deed Records of Curry County, Oregon. Thence North 89° 26' West 205 feet. Thence South 0° 34' West 330.5 feet. (said point being one foot North 88° 51' West from the Southwest corner of that certain tract of land described in Volume 25, page 12, Deed Records of Curry County, Oregon.) Thence North 88° 51' West 256.46 feet to a fence corner. Thence South 15° 03' East 213.88 feet to an iron pipe. Thence South 0° 15' East 109.0 feet to an iron pipe. Thence North 89° 45' East 401.0 feet, more or less, to the Westerly boundary of the Old Oregon Coast Highway. Thence Southerly and Southwesterly following the Westerly and Northwesterly boundary of said highway to its intersection with the centerline of the channel of Pistol River. Thence Northerly and Northwesterly following the center of the channel of Pistol River to a point that bears Due South from the point of beginning. Thence Due North 350 feet, more or less, to the point of beginning.

EXCEPT that certain tract of land described in Volume 23, pages 466-467, Deed Records of Curry County, Oregon. (Gravel Stockpile site.)



BOOK OF RECORDS

BR 54 PAGE 942

RECEIVED  
DEC 16 1992  
RESOURCES DEPT.  
SALEM, OREGON

AGREEMENT FOR EASEMENT

THIS AGREEMENT, Made and entered into this 13<sup>th</sup> day of July, 1977, by and between JAMES R. WALKER and WILLIAM M. WALKER, hereinafter called the first party, and ROBERT M. POMMARANE and D. ELAINE POMMARANE, husband and wife, hereinafter called the second party;

WITNESSETH:

WHEREAS: The first party is the record owner of the following described real estate in Curry County, State of Oregon, to-wit:

See Exhibit "A" attached and has the unrestricted right to grant the easement hereinafter described relative to said real estate;

NOW, THEREFORE, in view of the premises and in consideration of One Dollar (\$1) by the second party to the first party paid and other valuable considerations, the receipt of all of which hereby is acknowledged by the first party, they agree as follows:

The first party does hereby grant, assign and set over to the second party the right to construct and maintain driveways and roads, and to install and maintain utilities over the one foot strip of land separating second party's real estate, described in Exhibit "B" attached, from Old Highway 101.

Except as to the rights herein granted, the first party shall have the full use and control of the above described real estate.

The second party hereby agrees to hold and save the first party harmless from any and all claims of third parties arising from second party's use of the rights herein granted.

The easement described above shall continue for perpetuity. This easement is appurtenant to that property described in Exhibit "B".

EASEMENT - 1

TRANSAMERICA TITLE INSURANCE CO. 26977

BOOK OF RECORDS

This agreement shall bind and inure to the benefit of, as the circumstances may require, not only the immediate parties hereto but also their respective heirs, executors, administrators and successors in interest as well.

In construing this agreement and where the context so requires, words in the singular include the plural; the masculine includes the feminine and the neuter; and generally, all changes shall be made or implied so that this instrument shall apply both to individuals and to corporations.

IN WITNESS WHEREOF, the parties hereto have subscribed this instrument in duplicate on this, the day and year first above written.

RECEIVED

DEC 16 1992

WATER RESOURCES DEPT. SALEM, OREGON

James R Walker

William M Walker

Robert M Commasane

Robert M Commasane

STATE OF OREGON )  
County of Curry ) ss.

Date: July 19, 1977.

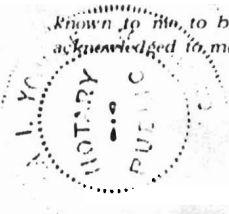
Personally appeared the above named JAMES R. WALKER ~~and WILLIAM M. WALKER~~ and acknowledged the foregoing instrument to be ~~their~~ voluntary act and deed. Before me.



Lura I. Young  
Notary Public for Oregon  
My Commission Expires: 4-6-81

STATE OF OREGON.  
County of CURRY } ss.

BE IT REMEMBERED, That on this 25<sup>th</sup> day of July, 1977, before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named William M. Walker



Known to me to be the identical individual described in and who executed the within instrument and acknowledged to me that he executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.

Lura I. Young  
Notary Public for Oregon.  
My Commission expires 4-6-81

That certain tract of land lying in Section 17, 18, 19, and 20, Township 38 South, Range 14 West, Willamette Meridian, Curry County, Oregon, described as follows:

Beginning at an iron bar driven at a point 3.7 feet South and 31.3 feet East of the Northeast corner of said Section 19.

Thence North 83° 08' West 420.46 feet to an iron bar.

Thence South 40° 32' West 95.3 feet to an iron bar.

Thence South 28° 56' East 56.8 feet to an iron bar.

Thence South 36° 58' East 129.03 feet to an iron bar.

Thence South 23° 31' East 245.99 feet to an iron bar.

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Thence North 72° 31' East to a point one foot West of the Westerly boundary of the Old Oregon Coast Highway.

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Thence South 15° 03' East 213.88 feet to an iron pipe.

Thence North 89° 45' East 404.3 feet to the Westerly boundary of the Old Oregon Coast Highway.

Thence Northerly following the Westerly boundary of said highway to the Southeast corner of that certain tract of land described in Volume 23, page 61, Deed Records of Curry County, Oregon.

Thence North 88° 12' West 205.04 feet to the Southwest corner of that certain tract of land described in Volume 25, page 12, Deed Records of Curry County, Oregon.

Thence North 0° 34' East 329.5 feet.

Thence South 89° 26' East 205 feet to the Westerly boundary of the Old Oregon Coast Highway.

Thence Northerly and Northwesterly following the Westerly boundary of said highway to a point that bears North 56° East 107 feet, more or less, from the point of beginning.

Thence South 56° West 107 feet, more or less, to the point of beginning.

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

OREGON  
MAY 10, 1957  
H. J. NEWHOUSE  
402

RECORDED

DEC 18 1994

WATER RESOURCES DEPT  
SALISBURY, OREGON

BOOK OF RECORDS

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EXHIBIT "B"

54

945

WATER RESOURCES DEPT.  
SALEM, OREGON

That certain tract of land lying in Sections 17, 18, 19, and 20, Township 38 South, Range 14 West, Willamette Meridian, Curry County, Oregon, described as follows:

Beginning at a point 493.5 feet South and 1235.5 feet West of the Northeast corner of said Section 19.

Thence North 56° 30' East 350 feet.

Thence North 80° 30' East 300.0 feet to an iron pipe.

Thence South 64° 34' East 200.3 feet to an iron pipe.

Thence North 7° 21' East 259.9 feet to an iron pipe.

Thence North 13° 09' West 214.4 feet, more or less, to an iron pipe driven on the approximate Southerly boundary of the Old Oregon Coast Highway.

Thence Easterly and Southeasterly following the Southerly and Southwesterly boundary of said highway to a point that bears North 56° East 107 feet, more or less, from an iron bar driven at a point 3.7 feet South and 31.3 feet East of the Northeast corner of said Section 19.

Thence South 56° West 107 feet, more or less, to said iron bar.

Thence North 83° 08' West 42.46 feet to an iron bar.

Thence South 40° 32' West 95.3 feet to an iron bar.

Thence South 28° 56' East 56.8 feet to an iron bar.

Thence South 36° 58' East 129.03 feet to an iron bar.

Thence South 23° 31' East 245.99 feet to an iron bar.

Thence North 72° 31' East 141.71 feet to an iron bar.

Thence North 72° 31' East to a point one foot West of the Westerly boundary of the Old Oregon Coast Highway.

Thence Southerly, parallel and one foot West of the Westerly boundary of said Highway, to a point one foot North and one foot West of the Northeast corner of that certain tract of land described in Volume 25, page 12, Deed Records of Curry County, Oregon.

Thence North 89° 26' West 205 feet.

Thence South 0° 34' West 330.5 feet. (said point being one foot North 88° 51' West from the Southwest corner of that certain tract of land described in Volume 25, page 12, Deed Records of Curry County, Oregon.)

Thence North 86° 51' West 256.46 feet to a fence corner.

Thence South 15° 03' East 213.88 feet to an iron pipe.

Thence South 0° 15' East 109.0 feet to an iron pipe.

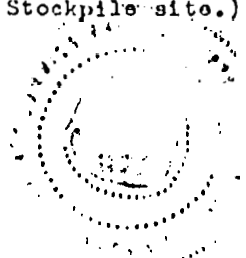
Thence North 89° 45' East 401.0 feet, more or less, to the Westerly boundary of the Old Oregon Coast Highway.

Thence Southerly and Southwesterly following the Westerly and Northwesterly boundary of said highway to its intersection with the centerline of the channel of Pistol River.

Thence Northerly and Northwesterly following the center of the channel of Pistol River to a point that bears Due South from the point of beginning.

Thence Due North 350 feet, more or less, to the point of beginning.

Except that certain tract of land described in Volume 23, pages 466-467, Deed Records of Curry County, Oregon. (Gravel Stockpile site.)



*entered in Deeds*

State of Oregon )  
County of Curry ) ss.

I hereby certify that the within instrument was

filed at *Sept 29, 1977*

at *4:30* o'clock *P* M. and recorded

in Book of Records Vol. *54* Page *942-5*

BY *Raymond Johnson* Deputy

CLERK

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54

946

WATER RESCUE AGREEMENT FOR EASEMENT  
SALEM, OREGON

THIS AGREEMENT, Made and entered into this 17<sup>th</sup> day of July, 1977, by and between MURRAY R. WALKER and <sup>E</sup>ROSE WALKER, hereinafter called the first party, and ROBERT M. POMMARANE and D. ELAINE POMMARANE, husband and wife, hereinafter called the second party;

WITNESSETH:

WHEREAS: The first party is the record owner of the following described real estate in Curry County, State of Oregon, to-wit:

A tract lying in the Southwest quarter of the Southwest quarter of Section 17, Township 38 South, Range 14 West, Willamette Meridian, Curry County, Oregon.

Beginning at a point on the Northerly boundary of the Old Oregon Coast Highway 150 feet North and 70 feet East of the Southwest corner of said Section 17.

Thence North 200 feet. Thence East 90 feet. Thence South 240 feet, more or less, to the Northeasterly boundary of said highway. Thence Northwesterly following the Northeasterly boundary of said highway to the point of beginning.

and has the unrestricted right to grant the easement hereinafter described relative to said real estate;

NOW, THEREFORE, in view of the premises and in consideration of One Dollar (\$1) by the second party to the first party paid and other valuable considerations, the receipt of all of which hereby is acknowledged by the first party, they agree as follows:

The first party does hereby grant, assign and set over to the second party the right to operate and maintain and replace the existing water system located on the above mentioned property.

Except as to the rights herein granted, the first party shall have the full use and control of the above described real estate.

The second party hereby agrees to hold and save the first party harmless from any and all claims of third parties arising from second party's use of the rights herein granted.

The easement described above shall continue for perpetuity, and is appurtenant to the second party's real property described in Exhibit "B."

BOOK OF RECORDS

54 947

The center line of said easement is described as follows:

The existing water lines and system and second party's right of way shall be parallel with said center line and not more than 7 1/2 feet distant from either side thereof.

This agreement shall bind and inure to the benefit of, as the circumstances may require, not only the immediate parties hereto but also their respective heirs, executors, administrators and successors in interest as well.

In construing this agreement and where the context so requires, words in the singular include the plural; the masculine includes the feminine and the neuter; and generally, all changes shall be made or implied so that this instrument shall apply both to individuals and to corporations.

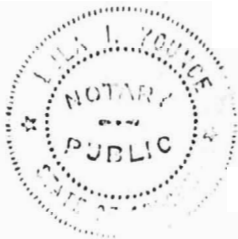
IN WITNESS WHEREOF, the parties hereto have subscribed this instrument in duplicate on this, the day and year first above written.

Murray R. Walker Robert M. Commarone  
Rose Walker Helen Brunson

STATE OF OREGON ) ss.  
County of Curry )

Date: July 15<sup>th</sup>, 1977.

Personally appeared the above named MURRAY R. WALKER and ROSE WALKER, and acknowledged the foregoing instrument to be their voluntary act and deed. Before me.



Lela I. Young  
Notary Public for Oregon  
My Commission Expires: 4-6-81

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EASEMENT - 2

LAND RESOURCES DEPT.  
SALEM, OREGON

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WATER RESOURCES DEPT.  
SALEM, OREGON

54 939

EXHIBIT "B"

The following encumbrances attach to the property described in Exhibit "A":

1. Rights of the public in and to any portion thereof lying within public roads and highways.
2. Rights of the public and of governmental bodies in that portion of the above described property lying below the high water mark of the Pistol River and the ownership of the State of Oregon in that portion lying below the high water mark thereof.
3. Subject to any question which may arise due to accretion, reliction and avulsion incident to changes in the course of the flow of Pistol River.
4. As disclosed by the assessment and tax roll, the premises herein have been specially assessed for farm use. If the land becomes disqualified for this special assessment under the statutes, an additional tax, plus interest and penalty, will be levied for the number of years in which this special assessment was in effect for the land.



*clerked in Deeds*  
State of Oregon }  
County of Curry } ss.

I hereby certify that the within instrument was filed for record *Sept 29, 1977* at *4:30* o'clock *P* M. and recorded in Book of Records Vol. *54* Page *937-9*  
BERNARD I. MATHER, County Clerk  
*Bernard I. Mather* Deputy  
Fee Rec'd.

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WATER RESOURCES DEPT  
SALEM, OREGON

# LITHOGRAPHED MAPS

Prepared By

*Frank E. Alley, Abstractor and Land Attorney*

ROSEBURG, OREGON

Compiled from the official records of the U. S. Land Office at Roseburg, Oregon, showing all entries upon which final proof has been submitted.

## Explanatory Notes

*H. E.—Homestead Entry*  
*F. H. E.—Final Homestead Entry*  
*F. Ct.—Final Certificate*  
*T. C. E.—Timber Cash Entry*  
*P. E.—Pre-emption Entry*  
*Ind. Allot.—Indian Allotment*

*T. App.—Timber Application Filed*  
*O & C.—Ore. and Cal. R. R. Lands*  
*N. P. R. R.—North Pac. R. R. Lands*  
*S.—State or School Lands*  
*F. L. S.—Forest Lieu Selections*  
*W. R. Co.—Wagon Road Grant*

31.24





REFERENCES FOR ITEM #5 OF SURFACE WATER REGISTRATION STATEMENT

Following information obtained from CURRY COUNTY ARCHIVE:

Assessed to James G. Walker of Pistol River, OR

1878 personal property tax roll  
Page: 24  
2 horses

1884 personal property tax roll  
Page: 30, Line: 10  
4 horses, \$110  
3 pigs, \$7  
27 cows, \$565

1885 personal property tax roll  
Page: 29, Line: 27  
4 horses, \$100  
21 cows, \$366  
8 pigs, \$16

1887 personal property tax roll  
Line: 27  
3 mules, \$120  
20 cattle, \$334  
15 sheep/goats, \$18  
3 pigs, \$6

1892 personal property tax roll  
10 horses, \$310  
24 cows, \$264  
123 sheep, \$184

1896 personal property tax roll  
Page: 36, Line: 13  
6 horses, \$60  
19 cows, \$148  
85 sheep, \$85

1900 personal property tax roll  
Page: 38, Line :5  
3 horses, \$36  
13 cows, \$174  
50 sheep, \$80

1904 personal property tax roll  
Page: 56, Line: 7  
2 horses, \$65  
75 sheep, \$113

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AGRICULTURAL SERVICES DEPT.  
ASTORIA, OREGON

Assessed to William J. Walker

1908 personal property tax roll  
Page: 69, Line: 20  
4 horses, \$135  
12 cattle, \$188  
225 sheep/goats, \$450  
17 pigs, \$51

1913 Personal property tax roll  
Page: 29, Line: 1  
5 horses, \$230  
36 cows, \$850  
135 sheep, \$395  
30 pigs, \$8  
dog, \$50

1918 personal property tax roll  
Page: 20, Line: 10  
3 horses, \$160  
41 cows, \$1,310  
120 sheep, \$650  
10 pigs, \$130  
2 dogs, \$40

1922 personal property tax roll  
Page: 23, Line: 20  
2 horses, \$150  
54 cows, \$1,490  
175 sheep, \$530  
100 pigs, \$600  
2 dogs, \$40

1926 personal property tax roll  
Page: 22, Line: 4  
3 horses, \$240  
83 cows, \$3,270  
145 sheep, \$580  
44 pigs, \$170  
1 dog, \$20

1930 personal property tax roll  
Page: 22, Line: 5  
4 horses, \$160  
76 cows, \$2,600  
130 sheep, \$590  
2 dogs, \$40

1934 personal property tax roll  
Page: 22, Line: 10  
3 horses, \$100  
93 cows, \$1,540  
125 sheep, \$150  
21 pigs, \$75

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WATER RESOURCES DEPT  
SALEM, OREGON

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WATER RESOURCES DEPT  
SALEM, OREGON

1938 personal property tax roll

Page: 25, Line: 28

1 horse, \$70  
110 cows, \$1,950  
65 sheep, \$170  
20 pigs, \$100

1942 personal property tax roll

Page: 19, Line: 39

2 horses, \$80  
87 cows, \$1,885  
214 Sheep, \$640  
51 pigs, \$155

1946 personal property tax roll

Page: 15, Line: 37

87 cows, \$2,400  
125 sheep, \$270  
51 pigs, \$310

1950 personal property tax roll

Page: 25, Line: 5

2 horses, \$80  
89 cows, \$3,160  
88 sheep, \$210  
12 pigs, \$180

1954 personal property tax roll

Page: 36, Line: 17

8 cows, \$210  
190 sheep, \$490

1958 personal property tax roll

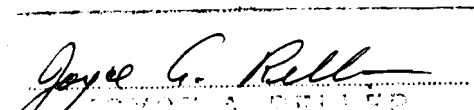
Page: 46, Line: 5

12 cows, \$3,145  
285 sheep, \$730  
2 pigs, \$20

I, the undersigned, do hereby attest that the above referenced material to be an accurate account of the records of Curry County, Oregon as research by myself:



Robert M. Pommarane



JOYCE A. RELLER  
CLERK - CURRY COUNTY - OREGON  
9-29-93

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VALUE CHANGE NOTICE

Real Market Value (RMV)

Last Year

This Year

DEC 16 1992

Code Area

Account Number

161

1 00042-322 93

Oregon Property Tax Year

07/01/92 THRU 06/30/93

County

CURRY

REAL PROPERTY TAXES

Property Description (Map Number)

Township Range Section 1/4 1/16 Tax Lot Special Interests

38 14 19 00101 00

Acres Property Class Pull Number

2.23 543 DVA M88398

POMMARANE, ROBERT M & D ELAINE  
P O BOX 14  
PISTOL RIVER OR 97444

POTENTIAL ADDITIONAL TAX LIABILITY  
\$19 T38 R14

NOTE: Property special assessed since change from separate livestock tax roll.

THIS TAX BILL HAS BEEN REDUCED BY TIMBER RECEIPT OFFSETS. APPROXIMATE SAVINGS TO YOU ARE: WESTERN OREGON SEVERANCE TAX

.47

PLEASE MAKE PAYMENT TO  
CURRY COUNTY TAX COLLECTOR  
P.O. BOX 746  
GOLD BEACH, OR. 97444  
PHONE 247-7011 EXT 262

ASSESSED VALUE (AV)		
AV LAND	140	130
AV IMPROVEMENTS		
TOTAL AV	140	130
EXEMPTION		
NET ASSESSED VALUE	140	130
SPECIAL ASSMTS	18.00	19.00
Property Taxes	19.15	20.03

PROPERTY TAX PAYMENT OPTIONS

(See back of statement for instructions and your appeal rights)

Pay	By	Discount Allowed	Net Amount
In Full	11-15-92	.60 3%	19.43
2/3			
1/3			

DELINQUENT TAXES

Interest included through:	Tax Year	Amount
Real property accounts with an unpaid balance for any tax year marked with an asterisk (*) are subject to foreclosure if not paid on or before May 15. Any payments received on this account MUST be applied to delinquent taxes first.	Total Delinquent Amount	

TOTAL TAXES OWED ON THIS ACCOUNT IF PAID BY NOVEMBER 15 19.43

NOTE: THIS IS A COPY FOR YOUR RECORDS. THIS BILL IS TO BE PAID BY YOUR LENDER.

PLEASE RETURN THIS PART WITH YOUR PAYMENT

Tear here

Oregon Property Tax Year 07/01/92 THRU 06/30/93	Code Area 161	Property Tax Payment Options	Account Number 1 00042-322 93
County CURRY LOCATOR 3814-19 REAL TAXES	-00101-00	Pay By Discount Allowed	Net Amount
Tax	Disc./Int.	Total	In Full 11-15-92 .60 3% 19.43
Check	Cash	Change	2/3 1/3

No receipt will be provided unless requested by taxpayer. NOTE: THIS COPY FOR YOUR RECORDS. BILL IS TO BE PAID BY YOUR LENDER. Enter Amount Paid This Statement

POMMARANE, ROBERT M & D ELAINE  
P O BOX 14  
PISTOL RIVER OR 97444

VALUE CHANGE NOTICE

Real Market Value (RMV) 1992 Last Year This Year

Code Area

Account Number

161

1 00043-074 93

Oregon Property Tax Year  
07/01/92 THRU 06/30/93

County  
CURRY REAL PROPERTY TAXES

Property Description (Map Number)  
Township Range Section 1/4 1/16 Tax Lot Special Interest

38 14 19 00200 00

Acres Property Class Pull Number  
71.70 543 DVA M88398

POMMARANE, ROBERT M & D ELAINE  
P O BOX 14  
PISTOL RIVER OR 97444

POTENTIAL ADDITIONAL TAX LIABILITY  
PROP: S19 T38 R14  
94665 N BANK PISTOL R RD  
NOTE: Property special assessed  
since change from separate livestock  
tax roll.

THIS TAX BILL HAS BEEN REDUCED  
BY TIMBER RECEIPT OFFSETS.  
APPROXIMATE SAVINGS TO YOU ARE:  
WESTERN OREGON SEVERANCE TAX  
362.60

PLEASE MAKE PAYMENT TO:  
CURRY COUNTY TAX COLLECTOR  
P.O. BOX 746  
GOLD BEACH, OR. 97444  
PHONE 247-7011 EXT 262

ASSESSED VALUE (AV)		
AV LAND	54,310	50,390
AV IMPROVEMENTS	55,300	50,320
TOTAL AV	109,610	100,710
EXEMPTION		
NET ASSESSED VALUE	109,610	100,710
SPECIAL ASSMTS	66.18	83.84
Property Taxes	962.65	888.99

PROPERTY TAX PAYMENT OPTIONS  
(See back of statement for instructions and your appeal rights)

Pay	By	Discount Allowed	Net Amount
In Full	11-15-92	26.67 3%	862.32
2/3	11-15-92	11.85 2%	580.81
1/3	11-15-92	NONE	296.33

DELINQUENT TAXES

Interest included through:	Tax Year	Amount
Real property accounts with an unpaid balance for any tax year marked with an asterisk (*) are subject to foreclosure if not paid on or before May 15. Any payments received on this account MUST be applied to delinquent taxes first.		
	Total Delinquent Amount	

TOTAL TAXES OWED ON THIS ACCOUNT IF PAID BY NOVEMBER 15 862.32

NOTE: THIS IS A COPY FOR YOUR RECORDS. THIS BILL IS TO BE PAID BY YOUR LENDER.

PLEASE RETURN THIS PART WITH YOUR PAYMENT

Oregon Property Tax Year 07/01/92 THRU 06/30/93		Code Area 161	Property Tax Payment Options	Account Number 1 00043-074 93
County CURRY LOCATOR 3814-19 REAL TAXES		-00200-00	Pay By Discount Allowed	Net Amount
Tax	Disc./Int.	Total	In Full 11-15-92 26.67 3%	862.32
Check	Cash	Change	2/3 11-15-92 11.85 2%	580.81
			1/3 11-15-92 NONE	296.33

No receipt will be provided unless requested by taxpayer. NOTE: THIS COPY FOR YOUR RECORDS. BILL IS TO BE PAID BY YOUR LENDER. Enter Amount Paid This Statement

POMMARANE, ROBERT M & D ELAINE  
P O BOX 14  
PISTOL RIVER OR 97444

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NATURAL RESOURCES DEPT.  
SALEM, OREGON

**CURRY COUNTY, OREGON**  
**1966-67 TAX ROLL**

FOR FISCAL YEAR ENDING JUNE 30, 1967

PERSONAL PROPERTY  
ACCOUNT NUMBER

ACCOUNT  
NUMBER

CODE  
AREA

SERIAL  
NUMBER

114

161

50500

ASSESSED VALUE - PERSONAL PROPERTY		CURRENT TAXES AND SPECIAL ASSESSMENTS			SPECIAL ASSESSMENTS AND TOTAL TAXES	
CLASSIFICATION	AMOUNT	LEVIED BY	NET MILLS	AMOUNT	ASSESSED FOR	AMOUNT
Inventories	902	CO GENRAL		.00	Total Taxes—Fwd.	86.46
Ir.-Fix. & Equip.	398	HOSPITAL	1.4096	2.78		
Arm Mach. & Equip.		CO SCHOOL	4.9256	9.70		
Other Mach. & Equip.		LE DIST	22.8423	44.98		
Livestock	669	SCH 16	3.5691	7.03		
All Other		SCH U H S	9.9043	19.50		
		PORT G B	.8030	1.58		
		CENETERY	.6461	.88		
Total Value	1,969	Totals	43.9000	85.45	TOTAL TAXES & ASSESSMENTS DISCOUNT—3 PERCENT	86.46
					NET TAX IF PAID BY NOV 15 1966	

LIEN OR MORTGAGE		LINE	DATE	RECEIPT NO.	CHARGES	CREDITS	UNPAID BALANCE	CODE	JOURNAL NO
Name		1	MAR17-67	6956	* 1.00			A	
Address		2	MAR17-67	6956	* 2.00			B	
Date:		3	MAR17-67	6956		* 89.45	E 0.00	C	
Filed		4							
Expiration		5							
Released		6							
Foreclosure		7							
Notice Mailed		8							

DELINQUENT TAXES		YEAR	AMOUNT
I	I		
N	N		
T	T		
O	O		
C	C		
E	E		
T	T		
L	L		
R	R		
U	U		
E	E		
D	D		
S	S		
E	E		
T	T		

Name **WALKER J R & ALICE M**  
and **DBA PISTOL RIVER STR**  
Address **PISTOL RIVER OR**

**FORECLOSURE**  
Date Instituted \_\_\_\_\_  
Judgment \_\_\_\_\_ Notice of \_\_\_\_\_  
Date of \_\_\_\_\_  
Exp. of Red. Period \_\_\_\_\_  
Red. Cert. No. \_\_\_\_\_ Amount \_\_\_\_\_  
Deed to County \_\_\_\_\_

18,285,000. 5.3

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SALEM POLICE DEPT  
SALEM, OREGON

**1971-72 PROPERTY TAXES**  
**CURRY COUNTY, OREGON TAX ROLL**

PERSONAL PROPERTY  
ACCOUNT NUMBER

ACCOUNT NUMBER      CODE AREA      SERIAL NUMBER

ASSESSED AS OF JANUARY 1, 1971 FOR FISCAL YEAR ENDING JUNE 30, 1972

LEVIED BY	TAXES EXTENDED	TAX RATE	AMOUNT	ASSESSED FOR	SPECIAL ASSESSMENTS & TOTAL TAXES	AMOUNT	ASSESSED VALUE	PERSONAL PROPERTY	AMOUNT
COUNTY			0.09		Total Taxes—Fwd.	63.50		Inventories	
HOSPITAL			1.00					Fur.-Fix. & Equip.	
SCHOOL			1.23					Farm Mach. & Equip.	
WATER			2.40					Other Mach. & Equip.	
SEWER			2.22					Livestock	3,010
INDUSTRIAL			3.41					All Other	
LIBRARY			1.11						
			.11						
				TOTAL TAXES & ASSESSMENTS.....		63.50		Total Value	3,010

LINE	DATE	RECEIPT NO	CHARGES	CREDITS	BALANCE	CODE	JOURNAL NO
1							
2	DEC13-71	13 U 2	* 0.11			A	
3	DEC13-71	13 U 2		* 31.86	* 31.75	C	
3	APR12-72	32 U 1		* 31.75	0.00	C	
4							
5							
6							
7							
8							

DELINQUENT TAXES	YEAR	AMOUNT	Name WALLEN JAMES R DBA PISTOL RIVER and STORE AND RANCH Address PISTOL RIVER OR 97144	FORECLOSURE	Date Instituted _____
					Judgment _____ Notice of _____
INTEREST NOT INCLUDED					Date of _____
					Exp. of Red. Period _____
					Red. Cert. No. _____ Amount _____
					Deed to County _____



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WATER RESOURCES DEPT  
SALEM, OREGON

1976-77 PROPERTY TAX ROLL  
CURRY COUNTY, OREGON

PERSONAL PROPERTY  
ACCOUNT NUMBER

ACCOUNT NUMBER	CODE AREA	SERIAL NUMBER
114	161	508060

ASSESSED AS OF JANUARY 1, 1976 FOR FISCAL YEAR ENDING JUNE 30, 1977\*

LEVIED BY	TAXES EXTENDED TAX RATE	AMOUNT	SPECIAL ASSESSMENTS & TOTAL TAXES ASSESSED FOR	AMOUNT	ASSESSMENT VALUE - PERSONAL PROPERTY	CLASSIFICATION	AMOUNT
			Total Taxes--Fwd.	18.82		Inventories	
D GEN	.61	1.04				Fur.-Fix. & Equip.	
D HOSP	.57	.97				Form Mach. & Equip.	
D SCHOOL	.15	.26				Other Mach. & Equip.	
E DIST	2.27	3.88				Livestock	1.708
CH 16	1.16	1.98				All Other	
CH UHS 1	5.52	9.43					
PORT G B	.74	1.26					
CEMETERY		.00					
TOTAL TAXES & ASSESSMENTS.....				18.82			
				18.56			
				18.26			
					Total Value		1.708

LINE	DATE	RECEIPT NO.	CHARGES	CREDITS	BALANCE	CODE	JOURNAL NO
1	OCT 27 76	7091		* 0.56		J	
2	OCT 27 76	7091		* 18.26	* 0.00	G	
3							
4							
5							
6							
7							
8							

DELINQUENT TAXES	YEAR	AMOUNT	Name WALKER JAMES H and RANCHER Address PISTOL RIVER OR 97444	FORECLOSURE	
				Date Instituted _____	Judgment _____
INTEREST NOT INCLUDED				Date of Exp. of Red. Period _____	Red. Cert. No. _____
				Deed to County _____	Amount _____

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PROPERTY TAXES DEPT.  
SEASIDE, OREGON

**CURRY COUNTY, OREGON**

1961-62 TAX ROLL

FOR FISCAL YEAR ENDING JUNE 30, 1962

ACCOUNT NUMBER AND DESCRIPTION OF PROPERTY	MAP NUMBER					TAX LOT NUMBER	TYPE CODE	CODE AREA	SERIAL NUMBER
	TWP. S.	R. W. W. M.	SEC.	1/4 SEC.	1/16 SEC.				
						5 58 0		16 1	75

NAME AND ADDRESS OF OWNER  
**WALKER W J  
PISTOL RIVER OREGON**

ASSESSED VALUE OF PERSONAL PROPERTY AS EQUALIZED BY COUNTY BOARD	INVENTORIES	FUR. - FIX. & EQUIPMENT	FARM MACH. & EQUIP.	OTHER MACH. & EQUIP.	LIVESTOCK	ALL OTHER	EXEMPTIO
					440		

TAXES LEVIED	MILLAGE RATE	TOTAL VALUE AS EQUALIZED	TOTAL TAXES	SPECIAL ASSESSMENTS		TAXES AND ASSESSMENTS	3 PER CENT DISCOUNT	NET TAX IF PAID BEFORE NOV 16
	46 5	440	20.46	CD	AMOUNT	CD	AMOUNT	20.46

DELINQUENT TAXES FOR PRIOR TAX YEARS

LINE	DATE	RECEIPT NUMBER	CHARGES	CREDITS	UNPAID BALANCE	CODE	JOURNAL NUMBER
1	NOV 13 61	1,987		.61	N		20.46
2				19.85	0 0.00		
3							
4							
5							
6							

IN T E R E S T  
I N C L U D E D  
19  
19  
19  
19  
19  
19  
19

Key to Codes

TYPE	SPECIAL ASSESSMENTS
1. TIMBER	1. FIRE PATROL
2. IMPROVEMENTS	2. SEWER ASSESSMENTS
3. MINERAL RIGHTS	LATE FILING
4-9. UNDIVIDED INTEREST	3. PERSONAL PROPERTY
	4. TIMBER
	5. PENALTY

LIEN OR MORTGAGE RECORD

NAME  
ADDRESS  
DATE FILED  
EXPIRATION DATE  
DATE RELEASED  
FORECLOSURE NOTICE MAILED

FORECLOSURE RECORD

DATE INSTITUTED  
JUDGEMENT DATE  
NOTICE OF EXP. OF RED. PERIOD  
RED. CERTIFICATE NO.  
RED. CERTIFICATE AMOUNT  
DEED TO COUNTY

RECEIVED

DEC 16 1992

WATER RESOURCES DEPT.  
SALEM, OREGON

AFFIDAVIT

I, the undersigned being first duly sworn, depose and say as said statement concerns my particular statement as follows:

STATEMENT:

I, Allen "Pug" Walker, 75 years young do hereby state the I am the son of Wil Walker.

Robert M. and D. Elaine Pommarane are the owners of the ranch homesteaded by my grandfather, James Walker. James Walker used water for the purposes of domestic, livestock, commercial and irrigation. The cheese factory located on the property produced full cream cheddar cheese from 1928 to 1952. The water source was from Pistol River, Crook Creek and springs heading on the upland property. Livestock historically watered/grazed on the land included but was not limited to pigs, dairy cows, beef cattle and sheep.

I, further verify that my father, Wil Walker operated the ranch after my grandfather's death. After my father, my brother Jay operated the ranch until his death in 1973; his son, James lived on the property until such time as the land was sold to Pommaranes.

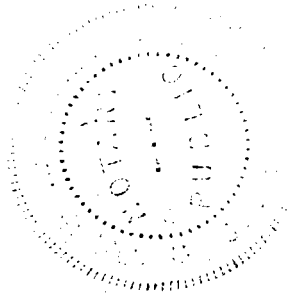
Ranch is identified by assessors map; Township 38, Range 14 portion of Sections 17, 18, 19, 20 and 30 of Curry County, State of Oregon.

The existing house is the second house to occupy the site, the first was destroyed by fire.

Allen Walker Sr.  
Allen "Pug" Walker

Subscribed and sworn to before me this 30 day of Oct, 1992.

George A. Reller  
Notary Public for Oregon  
Commission expires: 9-29-93



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DEC 16 1992

WATER RESOURCES DEPT  
SALEM, OREGON

**AFFIDAVIT**

I, the undersigned, being first duly sworn, depose and say as said statements concern that particular knowledge of the Walker Ranch, originally settled by James Walker at Pistol River, Oregon.

**STATEMENT:**

I, have personal knowledge that James Walker settled the property described as Range 14, Township 38 and portions of Sections 17, 18, 19, 20 and 30; all being located in Curry County, Oregon. Said property is now owned and operated as a ranch by Robert M. Pommarane and D. Elaine Pommarane of Pistol River, OR.

I have spent the majority of my life in Pistol River area and know these facts to be true and correct. Mabel Miller 82 years young.

Water sources of this ranch were historically used for the purposes of Domestic, Livestock, Commercial and Irrigation. The cheese factory was built in 1927 and made cheese until 1952; until boys wouldn't milk cows anymore.

Mabel Miller

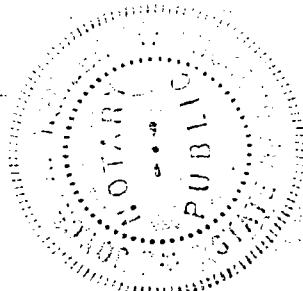
Mabel Miller

Subscribed and sworn to before me this 30 day of October, 1992.

Joyce A. Reth

Notary Public for Oregon

Commission expires: 9-29-95



RECEIVED

DEC 16 1992

WATER RESOURCES DEPT  
SALEM, OREGON

AFFIDAVIT

I, the undersigned, being first duly sworn and so as said statement concerns my particular statement as follows:

STATEMENT:

I have lived in Pistol River, Oregon all my life, my present age is 76.

I worked for Wil Walker (my uncle) when the cheese factory was built in 1927, ~~and processed cheese until 1952.~~ I helped build the cheese factory and milked cows for Will Walker.

MRW Oct 30, 1992

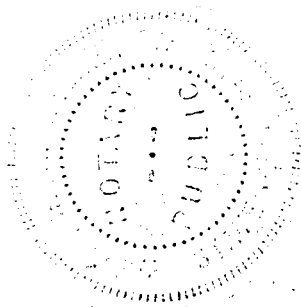
The present "Walker house" owned by Robert M. and D. Elaine Pommarane was built in 1904 by a Mr. Browning that lived on Eighty Acres Road south of Gold Beach (Wedderburn). The existing house is the second house to occupy this site, the first was destroyed by fire.

I can further verify that Wil Walker operated the ranch; after his death Jay Walker operated the ranch until his death in 1973; his son, James lived on the property until 1977 when the land was sold to the Pommaranes. Historically, water source from Pistol River, Crook Creek and springs heading on upland property were used for livestock, domestic and commercial uses.

Murray Walker  
Murray Walker

Subscribed and sworn to before me this 30 day of October, 1992.

Joyce C. Reek  
Notary Public for Oregon  
Commission expires: 9-29-93



RECEIVED

DEC 16 1992

WATER RESOURCES DEPT.  
SALEM, OREGON

**AFFIDAVIT**

I, the undersigned being first duly sworn, depose and say as said statement concerns my particular statement as follows:

**STATEMENT:**

I, Mildred Walker Ismert, 80 years young do hereby state the I am the daughter of Wil Walker.

Robert M. and D. Elaine Pommarane are the owners of the ranch homesteaded by my grandfather, James Walker. James Walker used water for the purposes of domestic, livestock, commercial and irrigation. The cheese factory located on the property produced full cream cheddar cheese from 1928 to 1952. The water source was from Pistol River, Crook Creek and springs heading on the upland property. Livestock historically watered/grazed on the land included but was not limited to pigs, dairy cows, beef cattle and sheep.

I, further verify that my father, Wil Walker operated the ranch after my grandfather's death. After my father, my brother Jay operated the ranch until his death in 1973; his son, James lived on the property until such time as the land was sold to Pommaranes.

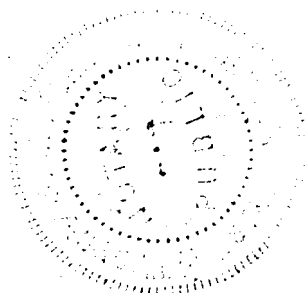
Ranch is identified by assessors map; Township 38, Range 14 portion of Sections 17, 18, 19, 20 and 30 of Curry County, State of Oregon.

The existing house is the second house to occupy the site, the first was destroyed by fire.

Mildred Walker Ismert  
Mildred Walker Ismert

Subscribed and sworn to before me this 30 day of Oct, 1992.

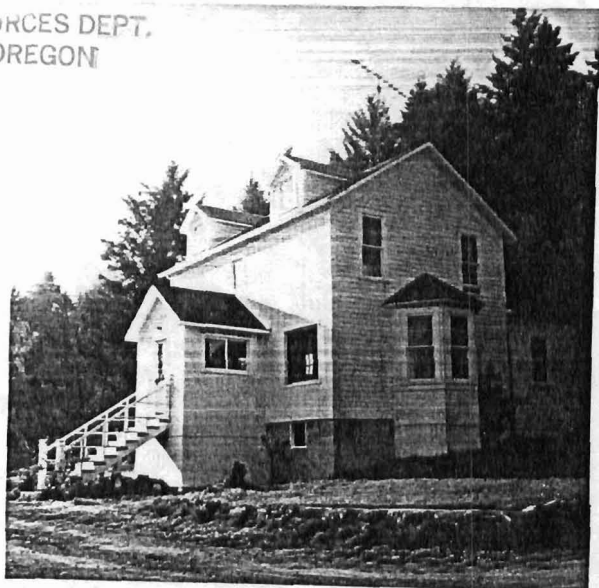
Joyce G. Bell  
Notary Public for Oregon  
Commission expires: 9-29-95



STATE OF OREGON INVENTORY  
HISTORIC SITES AND BUILDINGS  
State Historic Preservation Office  
Oregon State Parks, Salem, 97310

DEC 16 1992

WATER RESOURCES DEPT.  
SALEM, OREGON



County Curry  
Theme 10-B  
Name  
(Common) Walker (James) House  
(Historic) Walker (William J.) House  
Address Pistol River  
Gold Beach, Ore. 97444  
Present Owner James Walker  
Pistol River  
(Address) Gold Beach, Ore. 97444  
Original Use Residence  
Date of Construction c. 1906

Physical description of property and statement of historical significance:

The William James Walker house is a two and one-half story wood frame building which stands on the north bank of the Pistol River near its junction with the Pacific Ocean. This building faces south toward the river. Its original shiplap siding has been covered on the south (front) elevation by vertical boards. The windows contain two-over-two, double hung sash windows; the panes are placed horizontally. The gable roof has two dormers in the attic story and the front porch as been enclosed. A projecting window bay is located on the east elevation of the first floor. A one story, kitchen wing is attached on the north (rear) elevation. The first floor has a bathroom, kitchen, living room, dining room, and bedroom. There are four bedrooms on the second floor.

The Walker's first home burned. About 1906 William James Walker erected this structure. Walker was a farmer, raiser of sheep, and operator of the Pistol River Cheese Factory. He and his wife, Linnie, had the following children: Jay, Charles, Leslie, Mildred, Ralph, Allen, Marion, and Alpharetta.

Continue back if necessary

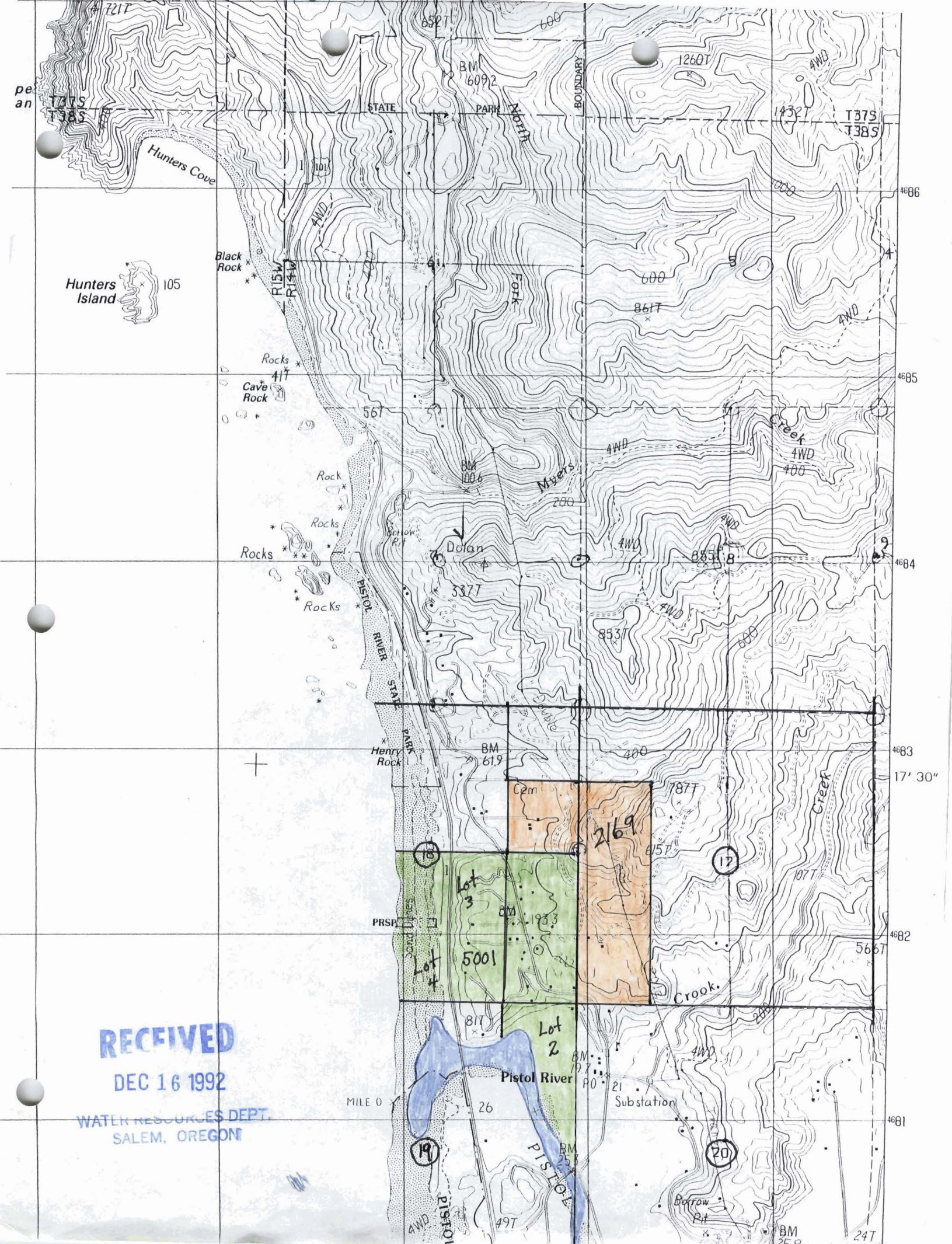
Recorded by Stephen Dow Beckham Date 30 Aug 1976 Sources Consulted:

Oregon State Historic Preservation Office

Humphage, Alpharetta. Interview with Anna M. Beckham, April 1, 1976, Pistol River, Oregon.

Please enclose map Township 38 <sup>N</sup> <sub>(S)</sub> Range 14 <sup>E</sup> <sub>(W)</sub> Section 19

(over)



pe an

Hunters Island 105

RECEIVED

DEC 16 1992

WATER RESOURCES DEPT.  
SALEM, OREGON

STATE

BM 6092

PARK NORTH

BOUNDARY

Hunters Cove

Black Rock

Rocks  
Cave Rock

Rock  
Rocks  
Rocks  
Rocks

Dolan

Henry Rock

PRSP

16

Lot 3

5001

Lot 4

Lot 2

Pistol River

2169

17

Substation

19

20

BM 250

247

4686

4685

4684

4683

17' 30"

4682

4681

6527

600

12607

14327

T375  
T385

T375  
T385

567

BM 1006

Meters

200

8537

8537.8

BM 619

7877

857

Creek

1077

Crook

5667

26

497

BM 226

BM 197

PO

21

AWD

Pistol

Pistol

Borrow Pit

BM 250

247



**Land Use Information Form: Permits, Hydroelectric Licenses, Water Uses in Addition to Classified Uses**

DEC 16 1992  
 WASHINGTON COUNTY, OREGON

This information is needed to determine compatibility with local comprehensive plans as required by ORS 197.180. The Water Resources Department will use this and other information to evaluate the water use application. DO NOT FILL OUT THIS FORM IF water is to be diverted, conveyed, and/or used only on federal lands.

Applicant's Name: Robert and D. Elaine Pommarene  
 Address: P.O. Box 14  
 City: Pistol River State: Ore. Zip: 97444 Day Phone: 247-7991

Please provide information as requested below for all tax lots on or through which water will be diverted or used. (Attach extra sheets as necessary.) Applicants for municipal use, or irrigation uses within irrigation districts, may substitute existing and proposed service area boundaries for the tax lot information requested below.

Tax Lot or Local I.D.#	Plan Designation/Zoning (e.g. Rural Residential/RR-5)	Check All That Apply		
		Water Diverted	Water Conveyed	Water Use
<u>38-14-19</u>				
<u>101 &amp; 200</u>	<u>RURAL RESIDENTIAL (RR-10)</u>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
	<u>FORESTRY GRAZING (FG)</u>			

Please list all counties and cities within which water is proposed to be diverted, conveyed, and/or used. Curry

The following section must be completed by a planning official from each county and city listed unless your project will be located entirely within city limits. In this case, only the city planning agency must complete this form. Please request extra forms as needed.

**For Local Government Use Only**

Local planning officials are to complete the remainder of this form. If it cannot be completed while the applicant waits, sign and detach the receipt as instructed below. You will receive notice when the applicant's water right request is filed with the Water Resources Department (WRD). You will have 30 days from the notice date to return this completed land use form to WRD. If no land use information is received from you within that period, WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan.

a) Check the appropriate box below and provide requested information.

Land uses to be served by proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): SEC. 3.042. Go to section b) on reverse side.  
 EXISTING DWELLING

Land uses to be served by proposed water uses (including proposed construction) involve discretionary land use approvals as listed in the table below. **Note:** Please attach documentation of applicable local land use approvals which have already been obtained. (Record of Action plus any accompanying findings is sufficient.)

Type of Land Use Approvals Needed (e.g.: plan amendments, rezones, conditional use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Please check the box that applies:		
		Already Obtained	Already Denied	Being Pursued Satisfactorily

(over)

**Receipt for Request for Land Use Information**

WRD Applicant Name: \_\_\_\_\_

This receipt must be signed by a local government representative and returned to the applicant for inclusion in the WRD application IF the local government cannot provide the above requested land use information while the applicant waits.

City or County: \_\_\_\_\_

Staff Contact: \_\_\_\_\_ Phone: \_\_\_\_\_

Signature: \_\_\_\_\_ Date of Information Request: \_\_\_\_\_



## Description of Water Use

**Note to Applicant:** This sheet will provide local planning staff with a basic description of your proposed water use. Please fill out this sheet before bringing the attached land use form to your local planning office. It will help local planning offices complete your land use information form quickly.

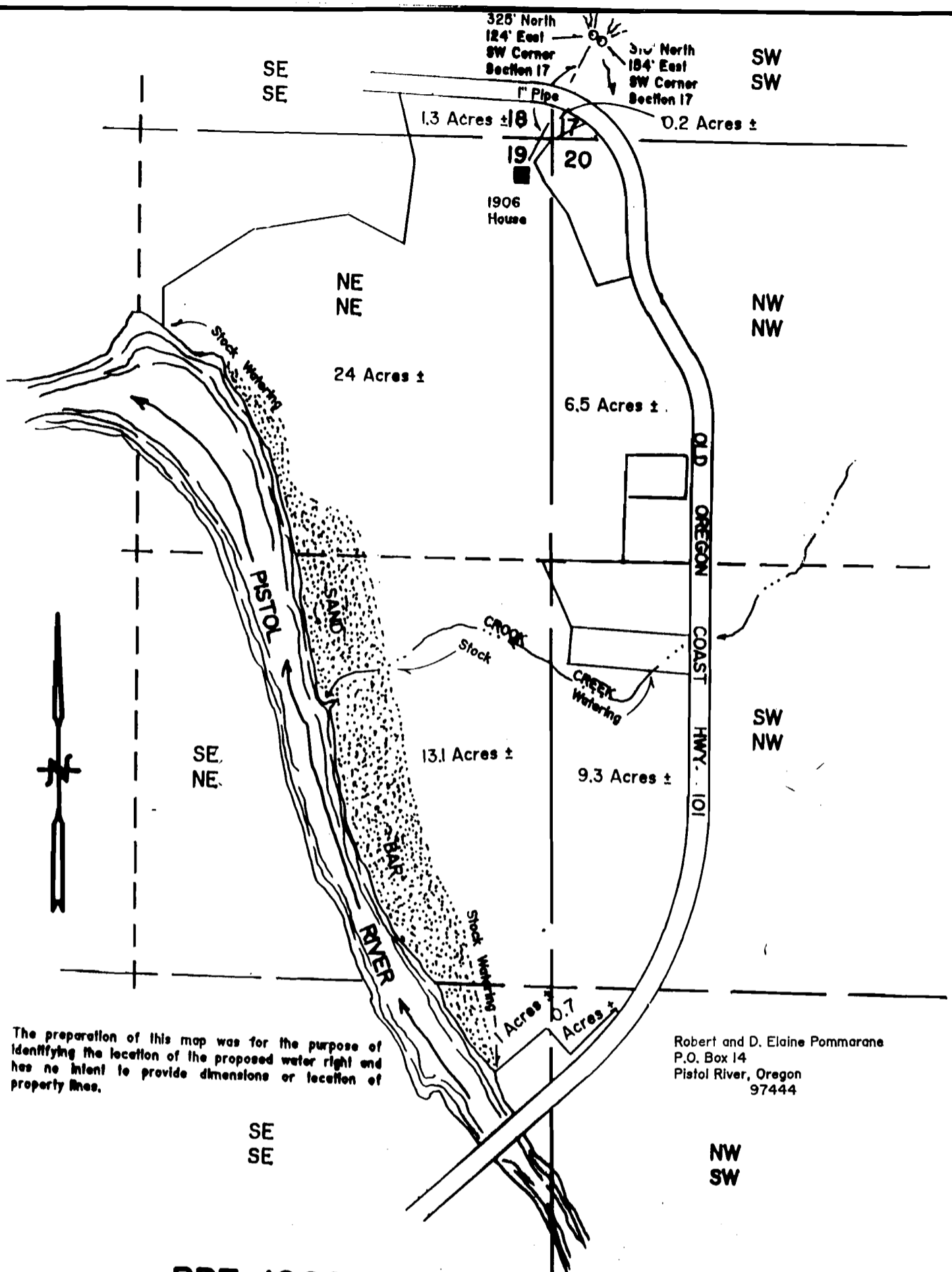
**Note to Local Planning Officials:** Please initial this sheet. Do not separate it from the land use information form. If needed, please make a separate copy for your records.

Applicant Name: Robert and D. Elaine Pommarone  
 Address: P.O. Box 14  
Pistol River  
Ore. 97444  
 Phone: 247-7991

Please indicate what you will use the water for. Check all boxes that apply and fill in the blanks with key characteristics of the project

- Irrigation (crop type, golf course, nursery or greenhouse): \_\_\_\_\_
- Livestock (type of livestock, feedlot, slaughterhouse): Sheep, Cows, Horses
- Residential (# units, single or multi-family, # lots if partition or subdivision): Single family
- Commercial (i.e., retail, office, restaurant, gas station, hotel, service, etc.): \_\_\_\_\_
- Industrial (i.e., factory, pulp mill, research and development, processing, etc.): \_\_\_\_\_
- Institutional (i.e., school, library, etc.): \_\_\_\_\_
- Mining (aggregate, metal, open pit, placer, etc.): \_\_\_\_\_
- Recreation (park, campsite, pond, etc.): \_\_\_\_\_
- Fish and Wildlife (pond, hatchery, etc.): \_\_\_\_\_
- Hydropower (dam, reservoir, power generating or transmitting facilities): \_\_\_\_\_
- Other (Name and list key characteristics): \_\_\_\_\_

Indicate sources for the proposed water use below:	Indicate the estimated quantity of water the use will require.
<input type="checkbox"/> Surface Water Name sources: <u>Spring</u> <u>Creek Cr.</u> <u>Pistol R.</u>	<u>0.02</u> Cubic feet per second. _____ Gallons per minute. _____ Acre-Feet
<input type="checkbox"/> Reservoir or pond	
<input type="checkbox"/> Ground Water	

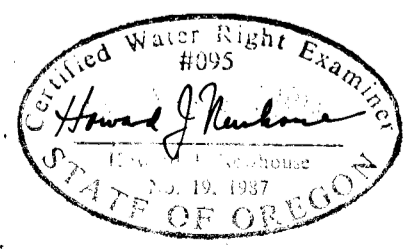


The preparation of this map was for the purpose of identifying the location of the proposed water right and has no intent to provide dimensions or location of property lines.

Robert and D. Elaine Pommarane  
P.O. Box 14  
Pistol River, Oregon  
97444

**PRE 1909  
WATER FILING APPLICATION**  
in the name of  
**ROBERT and D. ELAINE POMMARANE**  
Located in the NW 1/4, Section 20,  
and the NE 1/4, Section 19,  
T 38 S, R 14 W, W.M.,  
Curry County, Oregon

Scale - 1" = 400'      December, 1992



H.J. Newhouse - Land Surveying  
P.O. Box 360  
Wadsworth, Oregon 97491  
(503) 247-6923  
R.L.S. # 402  
C.W.R.E. # 096