SURFACE WATER REGISTRATION CHECKLIST

(received after July 18, 1990)

CHECK BASIN MAP Set NAME Unyqua # L U	NADJUDICATED AREA ?
_	WR NUMBER 242
CHECK ENCLOSURES PRELIM	INARY DATA BASE ENTRY
ACKNOWLEDGEMENT LETTER E	NTER ON STREAM INDEX
CHECK QUADRANGLE MAP C	HECK GLO PLATS
WATERMASTER CHECKLIST PUBLIC	NOTICE PUBLICATION
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 dive "beneficial use" type title "permanent-quality" paper WATER RIGHT RECORD CHECK FIELD FINAL FILE REVIEW FINAL DATA	ersion system

C:\WP51\SWR\CHCKLIST.1

7-30-92



January 12, 1995

WATER
RESOURCES
DEPARTMENT

BEN J AMERSON 7982 HUBBARD CREEK ROAD UMPQUA OR 97486

re: SWR-242

Dear Mr Amerson,

I completed the review of the map and site report received from you on Oct. 18, 1994 in support of your pre-1909 vested water right claim. The map and report meet the requirements for filing. I have added them to the file.

Thank you for your attention to this matter. If you have any questions, please give me a call.

Sincerely,

Don Knauer

Adjudication Specialist

cc: Janet Lundeen

j:\w\s\c\2\swr-0242.005



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



October 28, 1994

WATER
RESOURCES
DEPARTMENT

BEN J AMERSON 7982 HUBBARD CREEK RD UMPQUA OR 97486

re: SWR-242

Dear Mr Amerson,

This will acknowledge the receipt of the map, report and supporting data you submitted in support of the pre-1909 vested water right claim in the name of BEN J AMERSON. Due to personnel and duty changes the information will not be reviewed at this time. I will add it to the file for future review.

If you have any questions, please give me a call.

Sincerely,

Don Knauer

len

Adjudication Specialist

cc: Janet R. Lundeen

j\w\s\c\2\swr-0242.004



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



September 3, 1993

WATER
RESOURCES
DEPARTMENT

JANET R LUNDEEN 1926 NW AVOY CT ROSEBURG OR 97470

RE: SWR-242

Dear Ms Lundeen,

I am in the process of reviewing the maps submitted in support of pre-1909 vested water right claims. I find in this file a note to you on February 17, 1993 asking for your schedule of map preparation. I will skip this file and go on to others but I do need to know what your map preparation schedule is. Please let me know as soon as possible.

If you have any questions, please give me a call.

Sincerely,

Don Knauer

Adjudication Specialist

M:\W\S\C\2\SWR-0242.003



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



WATER
RESOURCES
DEPARTMENT

February 17, 1993

JANET R LUNDEEN 1926 NW AVOY CT ROSEBURG OR 97470

RE: Surface Water Registration Map

Dear MS LUNDEEN,

BEN J AMERSON has indicated to the Oregon Water Resources Department (WRD) that you have been hired to prepare the claim of beneficial use map for their Surface Water Registration Statement. Would you please inform me of your anticipated schedule of map preparation and submission to the WRD.

Please mark all correspondence related to this claim with the file number SWR-242.

Sincerely,

Don Knauer

Adjudication Specialist

C:\WP51\SWR\CLAIMANT\SWR-0242.002



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



February 17, 1993

WATER
RESOURCES
DEPARTMENT

BEN J AMERSON 7982 HUBBARD CREEK RD UMPQUA OR 97486

Dear MR AMERSON,

This will acknowledge that your Surface Water Registration Statement in the name of BEN J AMERSON has been received by our office. The fees in the amount of \$230.00 have been received and our receipt #95482 is enclosed. Your registration statement has been numbered SWR-242.

The map you submitted with your claim is not acceptable. ORS 539.240 (2) (d) requires the map be prepared by a Certified Water Right Examiner (CWRE). Within 60 days of this letter you must send a letter to this address indicating you have contracted with a CWRE to prepare your map. You should send your letter to my attention. In your letter you must identify the name of the CWRE who will prepare your registration statement map. We will contact the CWRE to arrange a map submittal deadline.

We will not be able to process your claim until we have received your map. If you have any questions regarding this process, please do not hesitate to give me a call.

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

Sincerely,

Don Knauer

Adjudication Specialist

Enclosure

C:\WP51\SWR\CLAIMANT\SWR-0242.001



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

STATE OF OREGON

WATER RESOURCES DEPARTMENT

RECEIPT # 95482

3850 PORTLAND ROAD NE SALEM, OR 97310

CEIVED FROM	1: 13 AA		APPLICATION	
	- wony umers	THE -	PERMIT	
			TRANSFER	
SH: CH	HECK: # OTHER: (IDENTIFY)			
	× 24-7032		TOTAL REC'D	\$ 230.0
01-00-0	WRD MISC CASH ACCT			
842.010	ADJUDICATIONS			\$230.00
831.087	PUBLICATIONS/MAPS			\$
830.650	PARKING FEES Name/month			\$
	OTHER: (IDENTIFY)			\$
REDUCT	TION OF EXPENSE			
		CASH A	CCT.	\$
_	ST CENTER AND OBJECT CLASS	VOUCHI	ER#	
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:	EXAM FEE		RECORD FEE
842.001	SURFACE WATER	\$	842.002	\$
842.003	GROUND WATER	\$	842.004	\$
842.005	TRANSFER	\$	842.006	\$
	WELL CONSTRUCTION	EXAM FEE		LICENSE FEE
842.022	WELL DRILL CONSTRUCTOR	\$	842.023	\$
842.016	WELL DRILL OPERATOR	\$	842.019	\$
	LANDOWNER'S PERMIT		842.024	\$
06-00-0	WELL CONST START FE			
842.013	WELL CONST START FEE	s	CARD #	T
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07-00-0	HYDRO ACTIVITY	LIC NUMBER		para de la companya d
842.011	POWER LICENSE FEE(FW/WRD)			\$
842.115	HYDRO LICENSE FEE(FW/WRD)			\$
	HYDRO APPLICATION			\$
	THE TOTAL PROPERTY.			

RECEIPT # 95482 DATED: 17/28/97 BY: Distribution—White Copy-Customer, Yellow Copy-Fiscal, Blue Copy-File, Buff Copy-Fiscal

Surface Water Registration Claim for Ben and Gertrude Amerson

Date of Initial Site Visit:

10/8/92

DENNE 10

00T 1 994

Water Source: Several springs south of Hubbard Creek.

NAT LINES AND LEFT. SALEM, OREGON

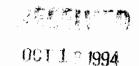
System Description: 500 gallon water tank and 50 gallon overflow barrel above ground, 1" plastic pipes across river, approximately 900+ feet of 1" line. There is a pump used with the 500 gallon tank while water from the overflow barrel is gravity only. There is 16 lbs pressure on the line going into the pump while there is 14 lbs on the gravity line. Pump is a Jacuzzi: 1/2 hp, rpm 3450, Serial No. X555CXBNP-1082.

OVERVIEW

The Amerson house lies in the S 1/2 of the SW 1/4 Section 30, Township 25 South, Range 7 West W.M. When I spoke with them 10/8/92, they indicated that a longtime resident, Henry Crane told them the house they now live in was built in 1918 - 1919. Ben Amerson bought the property from Charles Germond in 1945 who told them there was an older house on the property when he bought the property in 1904. I found remains of an old house foundation approximately 300 ft. west of the current house and closer to the creek (in Lot 4). Although there is no specific mention of water sources, it can be assumed that the shingle mill mentioned in W.E. Jordan's Cash Entry 5301 used water from Hubbard Creek. There is a stable spring system nearby, south of Hubbard Creek that has been used for domestic use, etc. To the best of the Amerson's knowledge, it is these springs south of Hubbard creek that have supplied water for domestic use and irrigation of lawn and garden. The vicinity of the house appears to be near the division line of the SW 1/4 of the SW 1/4 and the SE 1/4 of the SW 1/4, so I investigated the title to both pieces below. William Jordan established a residence in what he thought was the SE 1/4 of the SW 1/4 in 7/20/1881. Hiram Germond indicates he established a residence in what he believed was Lot 4 (SW 1/4 of the SW 1/4) in July of 1889. Histories for both the SE 1/4 SW1/4 Sec. 30 and Lot 4 (SW 1/4 SW 1/4) Sec. 30 follow.

AMERSON - PAGE 1 of 3

HISTORY - SE 1/4 SW 1/4 S. 30



9/3/1881 William E. Jordan initiated Cash Entry No. 5301 SE 1/4 of the SW 1/4 Section 30 (also applied for Lot 4 but did not get patent to it)

SALLA, ORIGO,

In the application filed 3/16/1883, he states that he first established a residence on 7/20/1881. He "first built a little house" and "put on a mill, mill dam, cleared up some land and put it into cultivation. Worth \$1,000." He used the land, "principally for the water power, cultivated a small patch, about 1/4 of an acre, raised vegetables."

7/23/1884 Cash Entry 5301 approved for SE 1/4 of the SW 1/4 only

8/26/1886 W.E. & Mary J. Jordan to J.P. Law (Mortgage)

6/1/1892 W.E. & Mary J. Jordan to J.P. Law - (Warranty Deed)

6/7/1892 Joseph Law dies and leaves estate to L.B. Law

2/24/1894 L.B. & W.J. Law to Charles L. Germond SE 1/4 of the SW 1/4

9/10/1945 Charles L. Germond, widower to Ben J. & Ruth E. Amerson SE 1/4 of the SW 1/4 and Lot 4 of Section 30

AMERSON - PAGE 2 of 3

HISTORY of LOT 4 (SW 1/4 of the SW 1/4) of Section 30, T258 R7W

12/11/1889 Hiram D. Germond filed Homestead Appl. 5904 - Lot 4

The application and accompanying "Homestead Proof - Testimony of Claimant" testimony indicates that Hiram D. Germond established a residence in July 1889. There was a house 16'x24' 1 1/2 stories, kitchen 14'x18', barn, smoke house, ckicken house, woodshed, fencing, and a small orchard. He cultivated about 4 acres and had crops for 6 seasons by 5/13/1896. The land was valuable for farming and grazing when cleared.

8/13/1896 Germond Homestead approved - Certificate No. 3790
11/14/1904 Hiram D. & Drusilla Germond to Charles L. Germond
9/10/1945 Charles L. Germond, widower, to Ben J. & Ruth E. Amerson

SE 1/4 of the SW 1/4 and Lot 4

SUMMARY

In the S 1/2 of the SW 1/4 of Section 8, the Amerson's area near the spring system is one of the most suitable for a homesite and is near the division line between Lot 4 and the SE 1/4 of the SW 1/4. The Jordans established a residence in the SE 1/4 of the SW 1/4 in 1881, mortgaged in 1886 and sold in 1892. Hiram Germond established a residence on Lot 4 in 1889. His son, Charles Germond, bought the adjacent property (SE 1/4 of the SW 1/4) from the Laws in 1894. In both the 1900 Census and 1910 Census, Charles is shown as a son in the Hiram Germond household, not as head of a separate household. The Amerson's residence is a continuation of either the residence established by Hiram Germond in 1889 or the residence established by W.E. Jordan in 1881. The Amerson's claim water use since 1881.

AMERSON - PAGE 3 of 3

00T 1 1 1994

EASEMENT AGREEMENT

THIS EASEMENT AGREEMENT, made and entered into this day of September, 1994, by and between BETTY L. LAND, hereinafter called "Grantor", and BEN J. AMERSON and GERTRUDE C. AMERSON, husband and wife, hereinafter called "Grantees",

WITNESSETH:

WHEREAS, Grantor is vested in title to the following-described real property hereinafter called the "Servient Estate", to-wit:

The Northwest Quarter of the Northwest Quarter of Section 31, Township 25 South, Range 7 West, Willamette Meridian, Douglas County, Oregon, excepting therefrom the northerly 10 acres,

and

WHEREAS, the Grantees are vested in title to the follow-ing-described real property, hereinafter called the "Dominant Estate", to-wit:

PARCEL ONE:

Ban I BERRINGE EXISTENDED

All that portion of real property standing in the name of the Grantees situated in the South one-half of the Northwest Quarter of the Southeast Quarter of Section 30, Township 25 Range 7 West, Willamette Meridian, the South one-half of the Northeast Quarter of the Southeast Quarter of said section, the Southeast Quarter of the Southwest Quarter of said Section and the Southwest Quarter of the Southwest Quarter of Section stated and the North ten acres of the Northwest Quarter of the Northwest Quarter of Section 31, said Township and Range.

WHEREAS, there is situated near the north boundary of the Servient Estate a domestic water system development consisting of two wooden spring boxes and connecting lines for the benefit of the Dominant Estate; and

WHEREAR, said domestic water development has been in existence on said site for many years; and

HAMOROLINE HOLD

WHEREAS, it is only recently determined that a portion thereof is situated on the Servient Estate; and

WHEREAS, it is the desire of the parties to memorialize by easement, the existence of the Dominant Estate rights to said domestic water development.

NOW, THEREFORE, for and in consideration of the sum of TEN AND NO/100ths (\$10.00) DOLLARS, and other good and valuable consideration to the Grantor, paid by the Grantees, receipt whereof is hereby acknowledged, the Grantor has, and by these presents does, hereby grant, bargain, sell and convey unto the Grantees, their heirs and assigns, an exclusive and permanent easement, situated on the Servient Estate, upon the following-described parcel of real property, to-wit:

Beginning at a point on the south line of that property described in Volume 231, Page 79 as recorded in the Deed Records of Douglas County, Oregon, from which point the North 1/4 Corner of the above said Section 31 bears N 77° 50' 11" E 1672.18 feet; thence along said south line S 88° 42' 17" W 35.00 feet; thence leaving said south line South 20.00 feet; thence N 88° 42' 17" E 35.00 feet; thence North 20.00 feet to the point of beginning.

The foregoing described easement area is shown in detail on the map attached hereto, marked Exhibit "A", incorporated by reference and made a part hereof as if set out herein at this point verbatim.

TO HAVE AND TO HOLD said easement unto the Grantees, their heirs and assigns forever for the purposes hereinafter stated. The purpose of this easement shall be for the installation and maintenance of two spring boxes on existing springs within the above-described easement area for the use and taking of water from said springs for the Dominant Estate, including the right to install transmission pipelines from said springs to the Dominant Estate. Said easement is to be appurtenant to the Dominant Estate and to run with the land thereof.

Page 2 - FASEMENT AGREEMENT

DOT 1 1994

The Grantees under this easement, shall have the right to fence the perimeter of the easement area for the exclusion of $^{\mathrm{SA},\mathrm{Matter}}$ livestock therefrom.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals the year and day hereinabove written.

"GRANTOR"

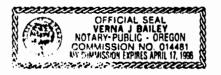
C. AMERSON

STATE OF OREGON

SS.

county of Donglas

The foregoing instrument was acknowledged before me this 23. d day of September, 1994, by BETTY L. LAMB.



Notary Public for Oregon
My Commission Expires: 4-17-96

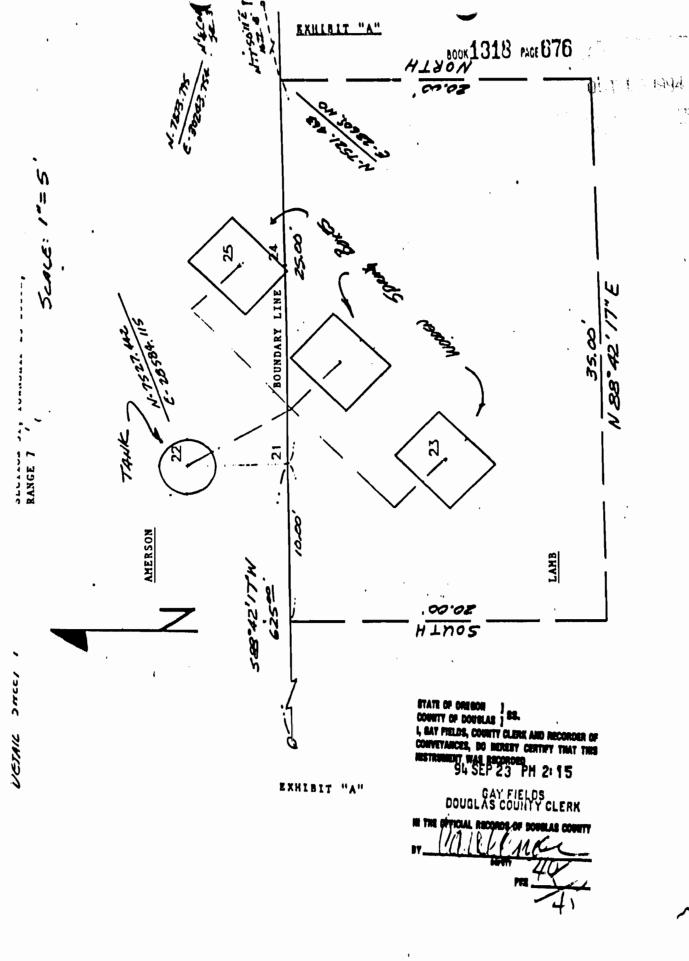
STATE OF OREGON

County of Douglas

The foregoing instrument was acknowledged before me this day of Saptomben, 1994, by BEN J. AMERSON and GERTRUDE C. AMERSON.

Notar Public for Oregon
My Commission Expires: 2

OFFICIAL REAL NOTARY PUBLIC OREGON NOTARY PUBLIC OREGON



MARRED

94-20800

Ben J. Amerson 7982 Hubbard Creek Rd. Umpqua, OR 97486

October 15, 1994

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

Dear Sirs,

I have enclosed the following documents for my Pre-1909 Vested Water Right Claim in the SW 1/4 S. 30 T25S R7W, W.M.:

- 1. Surface Water Registration Map (mylar)
- 2. CWRE Report & Easement Agreement (Douglas Co. Deed Records 94-20800)
- 3. Evidence

1884	Cash Entry Application 5301 (5 pgs)
1889	Homestead Application 5904 (6 pgs)
8/26/1886	W.E. & Mary J. Jordan to J.P. Law (Mortgage)
6/1/1892	W.E. & Mary J. Jordan to J.P. Law - (Warranty Deed)
6/7/1892	Joseph Law dies and leaves estate to L.B. Law
2/24/1894	L.B. & W.J. Law to Charles L. Germond SE 1/4 of the SW 1/4
9/10/1945	Charles L. Germond, widower to Ben J. & Ruth E. Amerson SE 1/4 of the SW 1/4 and Lot 4 of Section 30
9/9/1896	USA to Hiram Germond
11/14/1904	Hiram D. & Drusilla Germond to Charles L. Germond

page 1 of 2

9/10/1945

Charles L. Germond, widower, to Ben J. & Ruth E. Amerson SE 1/4 of the SW 1/4 and Lot 4

1900 Census Records (2 pages)

1910 Census Records (1 page)

Only selected pages of the Cash Entry and Homestead Applications are enclosed. If you need more information from these documents, please let me know.

Sincerely,

Berof amorron

US 1 1 1994

William Charles

Ben J. Amerson

Cr. Book, Vol Page bug Cash No. 5301 illiano 6. Tract: DE Su Sec. 20 , Tp. 25 , R. Docket No. , Page Referred to Div. ACTION: Approved:

RECEIVED

OCT 1 8 1994

SALEM, OREGON

SE14 SW1/4 S.30

[4-189.]

No. 5301

CASH ENTRY.

LAND OFFICE AT Roseburg Oregon Sec. 30, Town. 215 &, Range / Who love of the Carfed 20 5 3 9 34. Suly 9 Sept 3/81. Dann land Ex June 2. 1883 Carth

July 23, 1884, Clerk. 💩 Division .

RECFIVED

OCT 1 8 1994

SALEM, OREGON

	[4-374 a.]	RECTIVED
	PRE-EMPTION PROOF.—TESTIMONY OF WITNES	SOCT 1 8 190A
*	Ho M Ho	SALEMONDALIN DEPT
	being called as a witness in support of the P	re-emption claim
	of hun be ford an to the LT X Y D8/4	of profe
)	Lee 30 923 PR 7 CV, testifies as follows:	
	Ques. 1.—What is your post-office address?	
	Ans., Muloqua Ferry Douglas Co O	Vegou
	Ques. 2,—How long have you known claimant, and what is age?	
	Ans Kurown sim 7 or 8 years, age, about	430 ylan
	Ques. 3.—Is claimant married or single? 2d. Of whom does Au. family (if any) consist?	1
	a native or naturalized citizen?	
	Ans. 1st, Duge ; 2d, he family	,
	; 3d, Matire cel 3	en.
	Ques. 4.—Are you familiar with the character of the land? 2d. Are there any indications of	coal minerals or
	salines thereon? (if so state plainly the nature.) 3d. Is it more valuable for agricultural than m	
	4th. Do you reside in its vicinity? 5th. Is it within the limits of an incorporated town, or select	
	used, in any way for purposes of trade or business? (Answer to the point and in detail.)	
	Ans. Daw; 2d, Not to my Knowl	iapp
	3d, JES ; 4th, JES -	
	5th, 960	
	Ques. 5.—Is claimant the owner of 320 acres in this or any other State or Territory? 2d. Did	de leave or
	abandon a residence on bei own land in this State to reside on the land h	erein described?
	3d. Hase ever filed for or entered other land under the pre-emption law? 4th. Has se	mortgaged or
	agreed to sell the land Aerein described?	
	Ans. 1st, Not to mifkuowleage; 2d, Not to mif Ku	owlege.
7	Ans. 1st, Not to my Knowleage; 2d, Not to my Knowleage; 3d, Not to my Knowleage; 4th, Not my Knowleage;	P
	Ques. 6.—When did claimant first settle on Ques. claim? 2d. What was Ques. first acc	
	3d. What improvements hason the land? 4th. What is the value of such improvements?	
	commence his residence thereon? 6th. Has residence been continuous? 7th	
	made of the land? 8th. How much land has broken and cultivated? (Answer	
	in detail)	
	Aps. 1st, about Oct or Mor St/2d, Buit a little so	n
	3d, Down chaning and clashing,	
	4th, \$ 1000 ; 5th, about Gol + Nov 1881 ; 6th, 481	
	7th, 1000; 5th, about Oct + Nov /88/; 6th, 481	acres.
	Ques. 7—Are you in any way interested in this claim, or, by blood or marriage, related to claims	
	Ans. am swh	
	M. Gawn	
		1 .
	I HEREBY CERTIFY that witness is a person of respectability; that the foregoing testimony was	read to Blun
1	before being subscribed, and was sworn to before me this day of March	, 188 🗷
	(and the same of	10

,	PRE-EMPTION PROOF.—TESTIMONY OF CAIMANT. RECEIVED
	WATER RES WATER RES
	WATER RESULT WATER RESULT WE pre-emption claim to the Loty Selvery Signature of the Strong of the
of testin	Per pre-emption claim to the Dollar D
	Ques. 1.—What is your name (written in full and correctly spelled) and age? Ans. Whiliam & Lordan age?
	Ques. 2.—Afe you the head of a family, (if so, of whom does it consist,) or a single person? Ans. ————————————————————————————————————
	Ques. 3.—Are you a native-born or paturalized citizen of the United States?* Ans. Latrue Day.
	Ques. 4.—Is your pre-emption claim, above described, within the limits of an incorporated town, or selected site
	present claim? 3d. Have you ever made a pre-emption filing or entry for land other than that you now seek to
enter	? If so, describe the same. (Answer to the point and in detail.)
	Ans. 1st, Ad ; 2d, Ad
3d,	(NS
	Ques. 5.—When did you first make settlement on the above-described land? 2d. What was your first act of
	ment? 3d. Were there any improvements on the land when you settled? If so, state who then owned them and
	her you purchased the same. 4th. What improvements have you made on the land since settlement, and what is alue of same?
3d.	Ans. 1st July 20" /88/; 21. Fruit built a little bouse
4th,	Put on a mill Mill daying cleaned up some land but it in cultivation worth 1000. Ques. 6.—When did you first establish an actual residence on the land you now seek to enter? 2d. Has your
reside	ence thereon since been continuous? 3d. What use have you made of the land? 4th. How much of the land, if
	have you broken and cultivated since settlement, and what kind and quantity of crops have you raised? Ans 1st, Sull 20 " [81]; 2d, If the
3d, (Principally for the water power cultivated a small patch about 1/4 of an acre, raised veget ables
4th,	
	Ques. 7.—Are either of the parties who have testified as your witnesses in this case related to you by blood or
marri	age? If so, state how related. Ans. Ans.
	William & Jordan
	HERERY CERTIFY that each question and answer in the foregoing testimony was read to claimant before being
subsci	ribed, and was sworn to before me this day of March, 188
	Je Lulle FLou
	· Molar Dublie

*In case the party is of foreign birth, a copy of his declaration of intention to become a citizen, or full naturalization certificate, officially certified, must be filed with the case.

	111
Final Certificate No. 3790	
Homestead Application No. 5904	
Patent to contain reservation according	5
to provise to the Act of Aug. 30, 1890, LAND &FFICE	•
	7
AT	1.
Ruseburg, Oregon	£.
	2
May 18 ,1896	
Sect. 30, Town. 258, Range 72V	
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My. G. List No. 5Q	4
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OCT 1 8 1994

WATER RESOURCES DEPT. SALEM, OREGON

LOT 4 530 T255 R7W

OCT 1 8 1994

HOMESTEAD.

SALEM, OREGON

	HOMES	BIEAL	1).	in, onedo
	Land Off	ice at 110	seburge Oregon	
		.90.	May	18,1896
FINAL CERTIFICATE,		23-10 ha	1	PPLICATION,
Onon 3.7.9.0			Mo.	5904
It is hereby certified That	housesant to the had	of Section	No agai Pegris	ed Statutes of the
United States, Auran	. 🛛	Jers Gers	/	has
made payment in full for L	2 1 1 1 13 00			
	(N)			
	- Will			
of Section No. 30	· • •	Township No	25 6	
Range No. 72	, of th		u -	Principal
Meridian regon	conta	ining		100 acres.
Now, therefore, be it known,	11.	∞ //		ISSIONER OF THE
GENERAL LAND OFFICE, the sa	id extrassiv	D. Yu	mond	Jan Maria Maria
	shall be entitled	to a Patent for th	ne Tract of Land	l above described.
		W.M./	leator	5
				Register.

19303 b—25 m

HOMESTEAD PROOF—TESTIMONY OF WITNESS.

OCT 1 8 1994

Jesse E.B. Cartwright being called as witness in support of the Homes	2000ta ()
entry of Hiram D. Germond for Lot 4, Sec. 30, T. 25 S, testines as follows:	
Ques. 1—What is your name, age, and post-office address? Jesso E.B. Cartwright; age 48 years; Roseburg, Oregon Ans.	
Ques. 2.—Are you well acquainted with the claimant in this case and the land embraced in his cla	
Ans. I am.	
Ques. 3.—Is said tract within the limits of an incorporated town or selected site of a city or town used in any way for trade or business? It is not.	
Ques. 4.—State specifically the character of this land—whether it is timber, prairie, grazing, farm	ning,
coal, or mineral land. grazing when cleared.	
Ans. It is covered with timber & brush , part will be suitable f	
Ques. 5.—When did claimant settle upon the homestead, and at what date did he establish actual	resi-
About the fall of I890.	
Ans,	
Ques. 6.—Have claimant and family resided continuously on the homestead since first establish	ning
residence thereon? (If settler is unmarried, state the fact.) They have.	
Ans. They have.	
Ques. 7.—For what period or periods has the settler been absent from the land since making se	
land during such absence? Ans. He has been away occasionally when working for a living? No for more than a month at any one time. His family remained there.	
Ques. 8.—How much of the homestead has the settler cultivated, and for how many seasons did	d he
raise crops thereon?	
Chiltivates about 8 acres Crops four seasons	
Ques. 9.—What improvements are on the land, and what is their value?	
Ans House, barn & outbuildings, fencing, small orchard,	
Value about \$300.	
Ques. 10.—Are there any indications of coal, salines, or minerals of any kind on the homestead?	(If
so, describe what they are, and state whether the land is more valuable for agricultural than for mine	eral
purposes.)	
Ans. Not that I know of.	
Ques. 11.—Has the claimant mortgaged, sold, or contracted to sell, any portion of said homestead	?
Ans. Not tomyknowledge	
Ques. 12.—Are you interested in this claim; and do you think the settler has acted in entire good f.	aith
in perfecting this entry?	
Ans. I am not.	7.8
(Sign plainly with full christian name.)	rgh
I HEREBY CERTIFY that the foregoing testimony was read to the witness before being subscri	bed
and was sworn to before me this	
office at Roseburg in Douglas County, Oregon	
[SEE NOTE ON FOURTH PAGE.]	
Register•	

(The testimony of witnesses must be taken at the same time and place and before the same officer as claimant's final affidavit. The answers must be full and complete to each and every question asked, and officers taking testimony will be expected to make no mistakes in dates, description of land, or otherwise.)

RECEMED

HOMESTEAD PROOF—TESTIMONY OF WITNESS. 8 1994

	Asa-Gurney, being called as witness in support of the Homestead
entry	of Hiram D. Germond for Lot 4, Sec. 30, T. 25 Spestifles as follows:
	Ques. 1.—What is your name, age, and post-office address? Asa Gurney; age 34 years; P.O.Millwood, Oregon
	Ques. 2.—Are you well acquainted with the claimant in this case and the land embraced in his claim? Ans. Ques. 3.—Is said tract within the limits of an incorporated town or selected site of a city or town, or
- Committee of	Oues a le soid treet within the limits of an incorporated town or selected site of a city or town or
useu	Ans. It is not.
	Ques. 4.—State specifically the character of this land—whether it is timber, prairie, grazing, farming,
0001	or mineral land.
coai, c	when cleared.
	Ans. It is mountainous timber & brush land suitable for grazing who Ques. 5.—When did claimant settle upon the homestead, and at what date did he establish actual resi-
dence	thereon?
	Ans. In 1889, I knew him to be living on the land.
	Ques. 6.—Have claimant and family resided continuously on the homestead since first establishing
reside	ence thereon? (If settler is unmarried, state the fact.)
	AnsThey have
	Ques. 7.—For what period or periods has the settler been absent from the land since making settle-
	and for what purpose; and if temporarily absent, did claimant's family reside upon and cultivate the
land d	luring such absence?
	AnHe-has-been-absent-at-times-to-earn-a-living,-but-for-not-more-
	three months atanytime. His family resided there all the time.
	Ques. 8.—How much of the homestead has the settler cultivated, and for how many seasons did he
raise (crops thereon?
	Ans. Cultivates about three acres. Crops for six seasons.
	Ques. 9.—What improvements are on the land, and what is their value?
	Ans House; barn, fencing, smoke-house, chicken-house, young.
	rd, -Value about \$600.
	Ques. 10.—Are there any indications of coal, salines, or minerals of any kind on the homestead? (If
00.04	scribe what they are, and state whether the land is more valuable for agricultural than for mineral
purpos	Ans. Not that I know of.
	Ques. 11.—Has the claimant mortgaged, sold, or contracted to sell, any portion of said homestead?
	Ans. Not to my knowledge.
	Ques. 12.—Are you interested in this claim; and do you think the settler has acted in entire good faith
in per	fecting this entry? •
	Ans. 1 am not
	Ans. I am not I do. (Sign plainly with full christian name.) Asa Gurney
	I HEREBY CERTIFY that the foregoing testimony was read to the witness before being subscribed
and w	as sworn to before me this 189 , at my
office	at Roseburg in Douglas County Oregon
	[SEE NOTE ON FOURTH PAGE.]
•	Rosister
	(The testimony of witnesses must be taken at the same time and place and before the same officer as
claima	(The testimony of witnesses must be taken at the same time and place and before the same officer as ant's final affidavit. The answers must be full and complete to each and every question asked, and is taking testimony will be expected to make no mistakes in dates, description of land, or otherwise.)

(14109-25,000-3-14-194.) 6-877

HOMESTEAD PROOF—TESTIMONY OF CLAIMANT.

ES DEPT

tifies as fo	entry, No. 5904						
		ne, age, and post-	office addres	ss?			
Ans	-What is your nam Hiram D. Ge						
	4.00						
Ques. 2	.—Are you a native-l	born citizen of the	United Stat	tes, and if so, in	what Stat	e or Territe	ory were
ou born?* Ans	I am. B	orn in New	York Sta	te•			
Oues. 3	.—Are you the iden	tical person who	made homes	tead entry, No	5	904	, at the
Ro	Are you the iden seburg, 0 regon	land office	e on the	even th			day of
Decemi	er 1889	, 18 , and wh	at is the tru	e description of	the land n	ow claimed	by you?
	I-am.						
Describe said	.—When was your h house and other in	nprovements which	ch you have	placed on the la	nd, giving	total value	thereof.)
Ans	In July 1889	House I6	X 24 I	stories, K	itchen.	14X.18	,
rn, smok	house, chice about \$ 40	n nouse,	woodshed	, small orch	ard, I e	uctug*	
Ques. 5	.—Of whom does y	our family consis	st; and have	you and your f	amily resi		
	ife & 4 child						,
Ans. III		/					
wages.	Family res	ided there	all the	onth when i			
Ques.	Family res	ided there	all the	ch season, and f	or how ma	ny seasons	have you
Ques. ;	Family res —How much of th thereon? Cultivate	ided there eland have you dabout 4 acr	all the cultivated ea es. C	ch season, and for for	or how ma	ny seasons	have you
Ques. 7 Ans Ques. 8 town, or used	Family res .—How much of th thereon? Cultivate .—Is your present of lin any way for tra	e land have you cabout 4 acr	all the cultivated ea es. C	ch season, and for for for for incorporated to	or how ma	ny seasons sons.	have you
Ques. 7 Ans Ques. 8 town, or used Ans Ques. 9 agricultural	Family res .—How much of the thereon? Cultivate .—Is your present of in any way for training is not. .—What is the charand? State its kin	e land have you of about 4 acr claim within the de and business?	all the cultivated ea es. C limits of an control of the cultivated each cultivated for what part of the cultivated each cultiv	ch season, and for for for incorporated to ber, mountainous ourpers it is most	or how ma	ny seasons sons. cted site of grazing, or	have you a city or ordinary
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Ques. 7 Ans. 1 Ques. 8 Ans. 1 Ques. 9 Ans. 1 Ques. 9 Ans. 1 Ques. 9 Ans. 1 Ques. 1 Ques. 1 Ans. 1 Ques. 1	How much of the thereon? Cultivate Is your present of in any way for trais not. What is the charand? State its kind is mountain on the compact they are, and state they are, and state they are you ever the a former How they are you sold, or have you any place they are the same in the contract of	e land have you of about 4 acr claim within the de and business? Tacter of the land d and quality, an ous timber indications of cote whether the land dange any other have at Vanco or more conveyed, or more personal property me is kept.)	es. C limits of an l? Is it time d for what p land & b land is more homestead en ouver. We rtgaged any of any kind	ch season, and for rops for for for incorporated to ber, mountainous ourposaithis most rush land or minerals of a re valuable for matry? (If so, de ash about more of the land	or how masix season or selection of selectio	ny seasons sons. cted site of grazing, or azing. aluable n the land al than for same.) dor nich I, s so, to whom	have you a city or ordinary for (If so, r mineral hed. han was m and for , describe

*(In case the party is of foreign birth a certified transcript from the court records of his declaration of intention to become a citizen, or of his naturalization, or a copy thereof, certified by the officer taking this proof, must be filed with the case. Evidence of naturalization is only required in final (five-year) homestead cases.) 6-577

and office	was sworn to	before me thisI Roseburg	3	day of	мау 18	96	, 189 , at my
Onice			III				
	[SEE NOTE C	ON FOURTH PAGE.					6h
					•	Re	gister
the f	ollowing sect	he officer before whom tion of the Revised Sta that he testifies falsely	atutes, and	state to him	that it is the	purpose of	n of the witness to the Government, if
	SEC. 5892. E	very person who, having te			Ch. 4.	1 1 1 1 1 1	In any case in which a
writte	the United Standard testimony, de-	ites authorizes an oath to claration, deposition, or cer	be administe	red, that he will m subscribed in	testify, declared true, willfully	depose, or ce	rtify truly, or that any
subscr than t	ibes any materi wo thousand dol	al matter which he does not lars, and by imprisonment.	t believe to be at hard labor.	true, is guilty o	f perjury, and a	hall be punished	d by a fine of not more thereafter be incapable
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		tivated and resided up c; that no part of said					
		but that I am the sole					
		t of the United States					
an en	try made und	der the homestead law	s of the Un	nited States,	except Said	H.E.# 116	9 (supra)
		(Sign plainly with					Germond
179720		Veatch					
do he	1896	that the above affidavi	t was subso	cribed and sv	Roseburg		
			mce at		O D	in	Douglas
Coun	ty, 0 r	egon.		1	m	1/00/	5/1
				6-F		ceseve	
			THE RESERVE				Register.

William E. Jordan (sg: W: E. Jordan) Mary J. Jordan (sgs M. J. Jordan) his wife Grantor

To

J. P. Law

Recorder's No.

Character of Instrument Warranty Deed

Date June_,1892

Recorded January 9, 1893

In Book 28 of Deeds, page 284-5

Consideration \$250.00

Signatures are Sealed

Witnessed by Two

Acknowledged on June 1, 1892 Lane County.

before T. J. Shelley J. P. for

Granting words,

Bargain, sell and convey

Covenant,

Description and Remarks.

Grantee

The following described premises to-wit: The $SE_4^{\frac{1}{4}}$ of the $SW_4^{\frac{1}{4}}$ of Sec 30 Tp 25 S., R. Seven West containing forty (40) acres more or less all in Douglas County, Oregon.

Wm. E. Jordan and Mary Jane Jordan, his wife

Mortgagor

Mortgagee

To

Jos P. Law

Recorder's No.

Character of Instrument, Mortgage

Dated August 26, 1886

Recorded September 1, 1886

In Book 7 of Mortgages, page 558-9

Consideration

\$200.00

Signatures are

Sealed

Witnessed by

Two

Acknowledged on August 26, 1886 , before Thos H. Hansaker, J. P. Douglas Co.

Granting words,

Bargain, sell and convey Description and Remarks:

The following described premises to-wit: $SE_4^{\frac{1}{4}}$ of $SW_4^{\frac{1}{4}}$ Sec 30 T 25 S R 7 W contg 40 acres in Douglas Co. Or.,

This conveyance is intended as a mortgage to secure the payment of the sum of two hundred dollars in accordance with the tenor of a certain instrument of writing, for that amount executed by Wm. E. Jordan and made payable to J. P. Law or order bearing date the 23 day of Aug 1886, with interest at the rate of ten per cent per annum principal payable in Gold Coin and interest payable in Gold Coin due four years from date.

Marginal Notation

For satisfaction see Vol 13 page 174.

Affidavit of	Filed April 26, 1905 Volume 51 of Deeds page 5	3
Frank Emmerson	}	
STATE OF OREGON) .	
COUNTY OF) ss:	

I, Frank Emmerson being first duly sworn, on oath state that I was well acquainted with J. P. Law, who died intestate, in Lane County, Oregon, on or about the 7th day of June A. D., 1892, seized of the following described lands, to-wit: and with the family of the said J. P. Law deceased, and that L. B. Law is the only representatives and heir at law of the said deceased.

Affiant further says that he knows that the estate of the said deceased has been fully settled, and all debts against the same paid in full.

F. O. Emerson and further affiant saith not.

(Frank Emmerson)

Sworn to before me, and subscribed in my presence by the said Frank Emmerson this 27th day of March, 1894.

J. E. Young (Seal) Notary Public for Oregon.

FROM THE OFFICE OF
THE DOUGLAS ABSTRACT CO.
ROSEBURG, OREGON

L B Law and W J Law, his wife,

Grantor

To

Charles L Germond

Grantee

Recorder's No. 42456.

Character of Instrument
Warranty Deed.

Witnessed by Two.

Date February 24, 1894. Recorded July 3, 1945. In Book 110 of Deeds, page 455. Consideration \$100.00 Signatures are sealed.

Acknowledged on February 24, 1894 before J E Young, N F for Ore. (Seal)

Granting words, Bargain, sell and convey.

Covenant, General Warranty.

Description and Remarks.

The following described premises, towit: The South east quarter $(\frac{1}{4})$ of the South west quarter $(\frac{1}{4})$ of Section Thirty (30) Township Twenty five (25) South of Range Seven (7) West, containing Forty (40) acres more or less in Douglas County, Oregon.

I hereby certify that this instrument was re-recorded July 3, 1945, in Vol. 110 at page 455, Record of Deeds of Douglas County, Oregon, to correct error in Vol. 51 at page 53, Deed Records of Douglas County, Oregon.

Roy Agee, . County Clerk.

FROM THE OFFICE OF THE DOUGLAS ABSTRACT CO. ROSEBURG, DREGON

10 1/2

DET 1 1996 Recorder's Instrument No. 44113 Charles L. Germond, a Character of Instrument: widower, Warranty deed. Dated September 10th, 1945. Grantor. Recorded September 14th, 1945. То In Vol. 113 of deeds page Consideration \$10.00. Ben J. Amerson and Ruth E. Signatures are sealed. Amerson, husband and wife, \$6.05 I.R.Stamps att. and can.

Acknowledged on September 10th, 1945 before Raoy Agee, County Clerk (seal) appeared Charles L. Bermond, a Widower.

Granting words:grant, bargain, sell and convey.

dianoing words.grand, bargain, both and

Covenant: Usual.

Grantees.

DESCRIPTION AND REMARKS:

All the following real property, with the tenements, hereditaments and appurtenances situated in the County of Douglas and State of Oregon, bounded and described as follows, to-wit:

The southeast quarter $(\frac{1}{4})$ of the Southwest quarter $(\frac{1}{4})$ of Section thirty (30), township twenty five (25) South of Range seven (7) West W. M. and containing forty (40) acres, more or less.

Also: Lot number four of section thirty in township twenty five south of range seven west, w. m. and containing forty one and ninety one hundredths (41.90) acres, more or less. According to the Official Plat of the survey of said land returned to the General Land Office by the surveyor general.

FROM THE OFFICE OF
COMMERCIAL ABSTRACT COMPANY
ROSEBURG, OREGON

42456

UNITED STATES OF AMERICA,

Grantor,

to

CERTIFICATE.

Hiram D Germond,

Grantee,

State of Oregon,

BB

County of Douglas,

THE DOUGLAS ABSTRACT COMPANY, a corporation organized and existing under the laws of the State of Oregon, HEREBY CERTIFIES, that it has carefully examined the records of the Local United States District Land Office at Roseburg, Oregon, and finds from such examination that

Lot Numbered Four of Section Thirty, Township Twenty-five South of Range Seven West of the Willamette Meridian, was embraced in the F H E of Hiram D Germond, May 18, 1896, as is evidenced by Certificate No 3790. That said land was patented to Hiram D. Germond, September 9, 1896, as is shown by the records of the General Land Office, Washington D. C. Vol 10 A., Page 101.

IN TESTIMONY WHEREOF, THE DOUGLAS ABSTRACT COMPANY, has caused its corporate name to be hereunto subscribed and its corporate seal to be hereunto affixed this 23rd day of June, 1945, at 5:00 o'clock P.M.

DOUGLAS ABSTRACT COMPANY,

Bv:

President.

11

FROM THE OFFICE OF The Douglas Abstract Co. Roseburg, Oregon

11:1 1 - 149d

Hiram D. Germond (sgs H. D. Germond) (Drusilla Germond signs deed but name does not appear in bod Grantor of instrument, acknowledgment state Drusilla Germond, his vife) Date November 14, 1904

Chas. L. Germond

Grantee

Recorder's No. Character of Instrument Warranty Deed

Recorded April 25, 1905 50 of Deeds, page 359 In Book Consideration \$200.00 Sealed Signatures are Witnessed by TVO

Acknowledged on November 14, 1904 N. P. for Oregon (Seal) Granting words,

before J. R. Wilson

Covenant,

General Warranty

Bargain, sell, and convey

Description and Remarks.

The following described premises, to-wit: Lot number four of section thirty in Township Twenty five, South of Range seven West of Willamette Meridian in Oregon containing forty one acres and ninety one hundredths of an acre according to the official plat of the Survey of the said Land returned to the General Land office by the Surveyor General.

1900 census

Name	Marry III. Place of yirth of James Place of
e my be be instruction.]	Place of hirth of each person Basin give the Basin Machine of the property West from the person Order Or
named division	De Alle Bartinder 1 1 1 1 1 1 1 1 1
within the above	BELATION Balationalip of each of the family The fami
ounty of other division of county of incorporated city, town, or village, Enu	State person whose, place of abode on June 1, 1800, was in this family. Enter person and the stress name and middle initial, if any of the stress of the st
	SALEM, OREGON

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DEC 28 1992

WATER RESOURCES DEPT. SALEM, OREGON

Ben J. Amerson 7982 Hubbard Creek Rd. Umpqua, OR 97486 December 22, 1992

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

Dear Sirs,

I have enclosed the following documents for my Pre-1909 Vested Water Right Claim in the SW 1/4 S. 30 T25S R7W, W.M.:

cl. Surface Water Registration Statement

Ben & amerson

- 2. Fees in the amount of \$230 for domestic and irrigation
- 23. Temporary map

The map and report prepared by the CWRE are not yet completed. They will be submitted at a later date. My CWRE is Janet R. Lundeen as I have indicated on the registration statement. Evidence supporting my claim will also also be submitted at a later date.

Sincerely,

Ben J. Amerson

TEMPORARY MAP

BECEIAED

DEC 28 1992

PRE-1909 VESTED WATER RIGHT CLAIM

WATER RESOURCES DEPT. Ben J. Amerson in SW 1/4 SECTION 30, T25S R7W, W.M. OREGON

