

SURFACE WATER REGISTRATION CHECKLIST

(received after July 18, 1990)

CHECK BASIN MAP Yes NAME Sound Coast # 17 UNADJUDICATED AREA ? Yes
RECEIPT # 95669 S W R NUMBER 327
CHECK ENCLOSURES Yes PRELIMINARY DATA BASE ENTRY DR
ACKNOWLEDGEMENT LETTER Yes ENTER ON STREAM INDEX _____
CHECK QUADRANGLE MAP _____ CHECK GLO PLATS _____
WATERMASTER CHECKLIST _____ PUBLIC NOTICE PUBLICATION 10/81

FORM REVIEW

_____ blanks filled in
_____ signed
_____ date received stamped

MAP REVIEW

✓ source and trib
_____ diversion point location
_____ conveyances (pipes, ditch, etc.)
_____ place of use _____, NEED 1/16th LINES
✓ 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 _____

January 4, 1994

JOHN P PRAHAR
1045 BALTIMORE AVE #1
BANDON OR 97411

RE: SWR-327

Dear Mr Prahar,

This will acknowledge the receipt of map to support the pre-1909 vested water right claim in the name of MARGARET SOUTHMAYD you returned with corrections and completions. I have added the map 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

J:\W\S\C\3\SWR-0327.002



October 19, 1993

JOHN P. PRAHAR
1045 BALTIMORE AVE. #1
BANDON OR 97411

RE: File# SWR-327

DEAR JOHN P. PRAHAR,

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 Margaret E. Southmayd. 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.

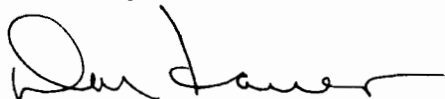
✓ place of use (¼ ¼)

ORS 539.240 (2) (d) (B) "The location of place of use by quarter-quarter section..." You must show the 1/16th lines.

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\3\SWR-0327.00M



March 4, 1993

MARGARET E SOUTHMAYD
HC 86 BOX 194
MYRTLE POINT OR 97458

Dear MS SOUTHMAYD,

This will acknowledge that your Surface Water Registration Statement in the name of MARGARET E SOUTHMAYD has been received by our office. The fees in the amount of \$200.00 have been received and our receipt #95669 is enclosed. Your registration statement has been numbered SWR-327.

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-0327.001



**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **95669**

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

RECEIVED FROM: Margaret Southmayd
BY: _____

APPLICATION	
PERMIT	
TRANSFER	

CASH: CHECK: # 296-298 OTHER: (IDENTIFY)

TOTAL REC'D \$ 200.00

01-00-0 WRD MISC CASH ACCT

842.010	ADJUDICATIONS	\$ <u>200.00</u>
831.087	PUBLICATIONS/MAPS	\$
830.650	PARKING FEES Name/month	\$
_____	OTHER: (IDENTIFY)	\$

REDUCTION OF EXPENSE

CASH ACCT.	\$
VOUCHER #	

03-00-0 WRD OPERATING ACCT

MISCELLANEOUS:

840.001	COPY FEES	\$
850.200	RESEARCH FEES	\$
880.109	MISC REVENUE: (IDENTIFY)	\$
520.000	OTHER (P-6): (IDENTIFY)	\$

WATER RIGHTS:

842.001	SURFACE WATER	EXAM FEE	\$	842.002	RECORD FEE	\$
842.003	GROUND WATER	\$		842.004	\$	
842.005	TRANSFER	\$		842.006	\$	

WELL CONSTRUCTION

842.022	WELL DRILL CONSTRUCTOR	EXAM FEE	\$	842.023	LICENSE FEE	\$
842.016	WELL DRILL OPERATOR	\$		842.019	\$	
	LANDOWNER'S PERMIT			842.024	\$	

06-00-0 WELL CONST START FEE

842.013	WELL CONST START FEE	\$	CARD #	
	MONITORING WELLS	\$	CARD #	

45-00-0 LOTTERY PROCEEDS

864.000	LOTTERY PROCEEDS	\$
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07-00-0 HYDRO ACTIVITY

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

RECEIPT # **95669**

DATED: 12-30-92

BY: [Signature]

MAP TO ACCOMPANY A SURFACE WATER REGISTRATION STATEMENT
PRE 1909 VESTED WATER RIGHT CLAIM
FOR COUNTY OF COOS, STATE OF OREGON

RECEIVED

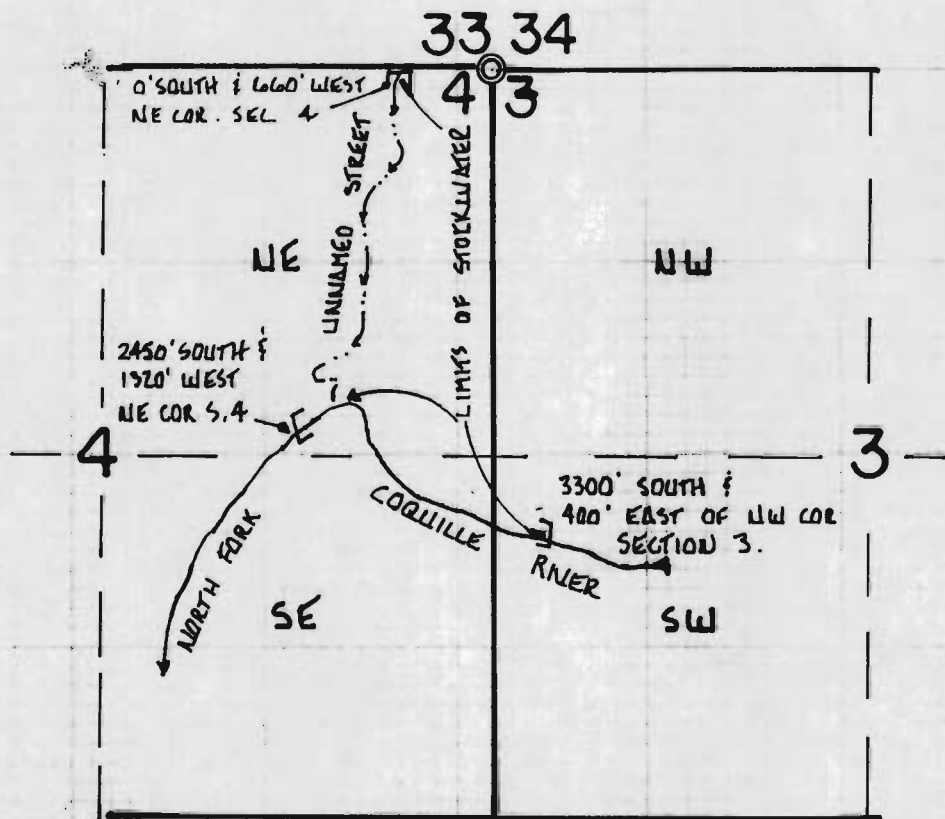
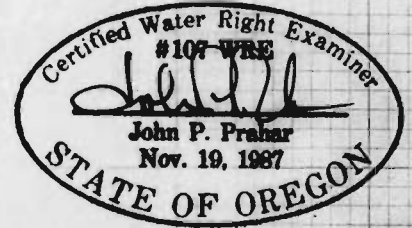
DEC 30 1992

WATER RESOURCES DEPT.
SALEM, OREGON

T. 29 S. R. 12 W. W. M.

PREPARED FOR: Margaret E. Southmayd
HC 86 Box 194
Myrtle Point, OR 97458
(503)396-4552

PREPARED BY: Prahar Surveying
1045 Baltimore #1
Bandon, OR 97411
(503)347-9517



- LEGEND: NE corner of Section 4
 unnamed stream
 North Fork Coquille River
 Limits of stockwatering

DATE: December 14, 1992

DISCLOSURE STATEMENT: This map was prepared for the sole purpose of locating a water right and is not intended to show ownership or property lines.

To whom it may concern:

RECEIVED

DEC 30 1992

WATER RESOURCES DEPT.
SALEM, OREGON

My name is Linda (Southmayd) Markham.

I have helped my mother, Margaret Southmayd, prepare these documents. She is 76 and not totally able to handle this paper process, so if you have questions, please write or call me at:

Linda Markham
HC 83 Box 202
Coquille, Ore 97423
396-4552

Thank you ~

Linda Markham

STATE OF OREGON,

County of Coos

} ss.

BE IT REMEMBERED, That on this 14th day of December, 1992,
before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within
named Edna S. Hoffman

known to me to be the identical individual described in and who executed the within instrument and
acknowledged to me that she 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.

Delilah E. Swenson

Notary Public for Oregon.

My Commission expires 8-12-96

RECEIVED

DEC 30 1992

WATER RESOURCES DEPT.
SALEM, OREGON

I Edna Southmayd Hoffman
born on the Southmayd ranch
April 11 - 1904 lived there until
1921 again in 1937 for 3 years

Has always been a dairy
from the time it was bought
in 1900 until 1959 when my
Brother Ellis Southmayd and
wife Margaret changed over to
a beef ranch

The water usage for the live
stock was from the direct access
to the Northfork of Coquille River
and Llewellyn creek.

Llewellyn creek was named
after my mother's Grandfather
Harvey Llewellyn.

This ranch would not continue
to function without use of these
water resources.



Edna S Hoffman
Dec 14 1992

RECEIVED

DEC 30 1992

WATER RESOURCES DEPT.
SALEM, OREGON

I am Margaret E. Southmayd
 was married to Ellis Southmayd
 Sept 16 1939. Ellis passed away in 1989.
 We lived on the same ranch from
 the time we married until the present
 time dairying and raising beef.
 Prior to that Ellis Southmayd's parents
 operated it from around 1900 for dairying.
 During this time the livestock have
 accessed drinking water from North Fork
 of the Coquille River and Llewellyn Creek.
 As there is no other water available
 for them. Access to this water is
 necessary for the operation of this ranch.

Margaret E. Southmayd
 Dec 14 1992

STATE OF OREGON,

County of Coos

} ss.

BE IT REMEMBERED, That on this 14th day of Dec, 1992,
 before me, the undersigned, a Notary Public in and for said County
 and State, personally appeared the within named

Margaret E. Southmayd

Margaret E. Southmayd

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

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

Delilah E. Swenson

Notary Public for Oregon.

My Commission expires 8-12-96



Margaret E Southmayd

thing or things that now, or may or means hereby, in above mentioned and described premises, or any part or parcel thereof, now are, or at any time hereafter shall or may be impeached, charged or incurred, in any manner or way, whatsoever, and that she will warrant and defend the same against the lawful claims of all persons, except claims for taxes now against said premises.

In Witness Whereof, the said party of the first part has hereunto set her hand and seal the day and year first above written
signed, sealed & delivered in the presence of John F. Hall } Mary E. Howlett }
Mary E. Howlett }

RECEIVED
DEC 30 1992

WATER RESOURCES DEPT
SALEM, OREGON

State of Oregon,)
County of Coos.) ss.

This certifies that on the 25th day of October 1900, before the undersigned, a notary public in and for the County of Coos and State of Oregon, personally appeared Mary A. Howlett, to me personally known to be the identical individual described in and who executed the within instrument, and acknowledged to me that she executed the same freely and voluntarily. In testimony whereof, I have hereunto set my hand and official seal the day and year in this certificate first above written.



John F. Hall.
Notary Public for Oregon.

Recorded Oct. 27-1900.
L. H. Hazard, Co. Clerk.

Vol 33/59

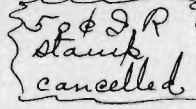
This agreement made & entered into by & between Harvey Lewellen & his wife Elizabeth Lewellen of Coos County, state of Oregon, & Charles H. Southmayd of Humboldt County, state of California, Witnesseth, that the said Harvey Lewellen & Elizabeth Lewellen for the consideration hereinafter mentioned, covenants & agree to & with the said Charles H. Southmayd, to sell & convey unto the said Charles H. Southmayd, a certain tract of real estate situated in Coos County state of Oregon, & bounded & described as follows, to wit:

Lot 6 of Sec 4, T29 S. of R. 12 W. of W.M. containing forty ⁰⁵/₁₀₀ acres also; beginning at the 1/4 Sec. post between the NE 1/4 of Sec 3 & the NE 1/4 of Sec 4, T29, S. R. 12 West, Var. 19° 45' E; run thence S. 30' E. between said Sections 3 & 4, 17.77 chains to post marked C. D. from which a white fir 30 inches in diameter bears S. 81° E. 13 links thence E. 8.44 chains set post from which a white fir 30 inches diameter bears N. 78° E. 28 links, white fir 24 inches in diameter bears N. 87° W. 38 links, thence N. 30' W. 5.77 stream 10 links wide course W. 14.50 chains

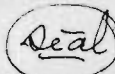
Commence East & West 7.50 set 200 from corner a 1/2 1/2 inches diameter bear $\angle 26\frac{1}{2}^\circ$ E 33 links, thence $\angle 89^\circ$ W 8.37 chains to base of beginning containing 14.89 acres in the N.W. part of the S.W. 1/4 of N.W. 1/4 of said Dec 3, giving possession Nov 1st 1901, for the sum of Three Thousand Dollars, when said money is paid as hereinafter provided, the same to be conveyed by a good & sufficient warranty deed of the said Harvey Lewellen & Elizabeth Lewellen conveying a good, clear & sufficient title to the same free from all encumbrances. In consideration of which the said Charles H. Southmayd, coveynants & agrees to & with the said Harvey Lewellen to pay to the said Harvey Lewellen, the said sum of Three Thousand Dollars at the time & in the manner following, to-wit: - \$250.00 at this time, the receipt whereof is hereby acknowledged, \$50.00 of which is paid in cash & the \$200.00 being for Aris rent of said premises & \$2750.00 to be paid on or before January 1st 1901, also to pay all taxes or assessments which ~~may~~ hereafter become due upon said premises, or any part thereof.

It is hereby understood & agreed that if the said Charles H. Southmayd shall fail to pay the sum of money above named, according to the terms & conditions set forth, time being the essence hereof, then the said Charles H. Southmayd shall forfeit all payments made hereon & all rights & benefits under this agreement, & the said Harvey Lewellen may re-enter the above described premises & remove all persons therefrom, the said Charles H. Southmayd waiving any notice to quit or of intention of the said Harvey Lewellen to re-enter said premises.

Witness our hands & seals this 26th day of October 1900.

Done in the presence of }  Harvey Lewellen (Seal)
 J.L. Lewellen } Elizabeth Lewellen (Seal)
 L.A. Roberts } Charles H. Southmayd (Seal)

State of Oregon } ss.
 County of Wasco } On this the 26th day of October, A.D. 1900, personally came before me, a Notary Public in & for said County the within named Harvey Lewellen & Elizabeth Lewellen, his wife, to me personally known to be the identical persons described in & who executed the within instrument, & acknowledged to me that they executed the same freely for the uses & purposes therein named; & the said Elizabeth Lewellen on examination separate & apart from her said husband acknowledged to me that she executed the same freely & without fear or compulsion from any one. Witness my hand & seal this 26th day of October, 1900.

 L. A. Roberts
 Notary Public for Oregon.

RECEIVED
 DEC 30 1992
 WATER RESOURCES DEPT.
 SALEM, OREGON

Recorded Oct 27. 1900
 L. A. Hazard, Co. Clerk