

PHONE: (503) 672-4074

OFFICE: 433 S.E. MAIN

FAX: (503) 673-7135

Shaner Engineering, Inc.

CIVIL ENGINEERING IN THE NORTHWEST

MAIL: P.O. BOX 1430 • ROSEBURG, OREGON 97470

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JAN 12 1994

**WATER RESOURCES DEPT.
SALEM, OREGON**

January 10, 1994

Oregon Water Resources Dept.
3850 Portland Road, N.E.
Salem, Oregon 97310

re: File # SWR-408
Allen B. Branscomb

Attention: Mr. Don Knauer,
Adjudication Specialist

Dear Mr. Knauer:

Regarding Surface Water Registration No. SWR-408 for Allen B. Branscomb: when I reviewed the Claim with Mr. Branscomb preparatory to making the map, he decided to drop the "Domestic" portion of said Claim.

The cattle water troughs shown on the map are steel, 250 gallon capacity and the water is diverted from the sources by gravity through screened 1½ inch ABS plastic pipes and into said tanks. Each has a flow rate of 2.5 gallons per minute.

Yours truly,

Bruce A Shaner
Bruce A. Shaner,
Certified Water Rights
Examiner

cc: Allen E. Branscomb

CERTIFIED RETURN RECEIPT

PHONE: (503) 672-4074

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WATER RESOURCES DEPT.
SALEM, OREGON

September 7, 1993

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

re: Allan B. Branscomb,
SW 408 & 409

Attention: Don Knauer,
Adjudication Specialist

Dear Mr. Knauer:

Enclosed I am returning the original two Surface Water Registration Statements No.'s 408 and 409 by Allan B. Branscomb. These have been notarized as per your letter of March 29, 1993, to Mr. Branscomb. In addition, as per your instructions to me, one map has been prepared for the two Registration Statements. Said map is enclosed.

Also enclosed are:

1. Affidavits from neighbors and folks both previously and currently acquainted with the water use on the property. (5 each)
2. A current legal description of the properties, one each for SW408 and SW409.
3. Pertinent deeds and patents referring to Pre 1909 private ownership of the property.

Yours truly,

Bruce A. Shaner
Bruce A. Shaner,
Certified Water Rights
Examiner

Encl: As above

cc: Allan B. Branscomb

CERTIFIED RETURN RECEIPT

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A F F I D A V I T

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STATE OF OREGON)
) ss.
COUNTY OF DOUGLAS)

WATER RESOURCES DEPT.
SALEM, OREGON

I, Alan B. Branscomb, citizen of the United States,
residing at 930 Fern Drive, Elkton, Oregon 97436, being first
duly sworn, on oath, depose and say:

I am now the age of 46 years and have been a continuous
resident and inhabitant of Douglas County, Oregon since the
year 1972.

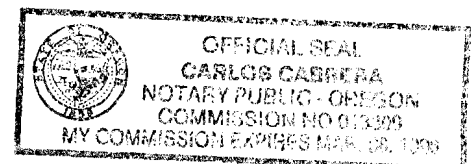
In 1972 we commenced purchasing our property, now
some 400 contiguous acres, in Section 33, T22S, R7W and in
Section 4, T23S, R7W, W.M., Douglas County, Oregon, 3 miles
southeasterly from Elkton. We have pastured the property with
stock; cattle, sheep and horses. In recent years we have leased
the ranch for grazing purposes. We have horse logged a number
of years. During the twenty year period of our ownership the
stock has used the springs and creeks for watering.

To the best of my knowledge the property has been used
for ranching, including stock raising, since the days of
homesteading and the stock has always gotten water from the
springs and streams.

Alan B. Branscomb

SIGNED & SWORN to before me on this
7th day of JULY, 1993,

Carlos Roberson
Notary Public for Oregon



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A F F I D A V I T

STATE OF OREGON)
) ss.
COUNTY OF DOUGLAS)

WATER RESOURCES DEPT.
SALEM, OREGON

I, Carol Ann Whipple, a citizen of the United States of America, residing at 21755 Oregon Highway No. 38, Elkton, Oregon 97436, being first duly sworn, on oath, depose and say:

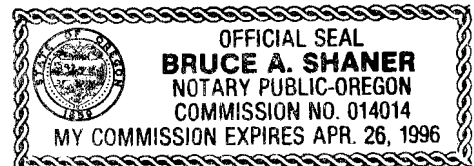
I am now the age of 45 years and have been a continuous resident and inhabitant of Douglas County, Oregon since the year 1948 and in the present location since 1972.

I have lived in Drain and Elkton all my life and have been engaged in ranching on my and the Whipple family lands all my life, except during my college years. I have been generally familiar with the area known as the Branscomb Ranch, some 400 acres in Section 33, T22S, R7W and Section 4, T23S, R7W, W.M., Douglas County, Oregon. Livestock has been regularly using the Branscomb property (including our livestock) and the livestock has been watered at the springs and streams thereon.

Carol Ann Whipple

SUBSCRIBED & SWORN to before me on this
3rd day of AUGUST, 1993.

Bruce A Shaner
Notary Public for Oregon
My Commission Expires: April 26, '96



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STATE OF OREGON)
)
COUNTY OF DOUGLAS) ss.

WATER RESOURCES DEPT.
SALEM, OREGON

I, Oretha H. Suloff, a citizen of the United States, residing at 695 Riverwood Lane, Oakland, Oregon 97462, being first duly sworn, on oath, depose and say:

I am now the age of 75 years and have been a continuous resident and inhabitant of Douglas County, Oregon since the year 1918.

I was born and raised on the Benedict Homestead, quite near the now Allen Branscomb family property. (The Branscomb property is some 400 acres in Section 33, T22S, R7W and Section 4, T23S, R7W, W.M., located some 3 miles southeast from Elkton.) After I married Martin Suloff, we lived on the Benedict Homestead for 35 years. I presently live at above address, only a few miles away.

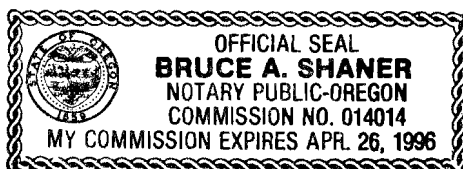
During my lifetime the property now owned by the Branscombs has been continuously pastured for stock, i.e. cattle and sheep. The stock has watered at the springs and streams on the property. I and my cousins rode horseback all over the property.

To the best of my knowledge and according to local history the Branscom property and adjoining areas have always had stock raising on them since being homesteaded and the stock has always gotten water from the springs and streams thereon.

Oretha Suloff

SIGNED & SWORN to before me on this
19th day of June, 1993.

Bruce A Shaner
Notary Public for Oregon



A F F I D A V I T

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STATE OF OREGON)
) ss.
COUNTY OF DOUGLAS)

WATER RESOURCES DEPT.
SALEM, OREGON

I, Vera May Baimbridge, a citizen of the United States, residing at 2673 Azalea Drive, Elkton, Oregon 97436, being first duly sworn, on oath, depose and say:

I am now the age of 71 years and have been a continuous resident and inhabitant of Douglas County, Oregon since the year 1922.

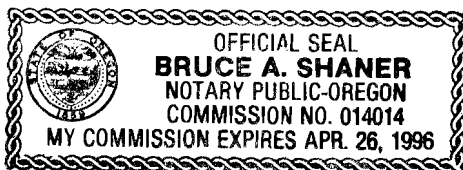
The Allen Branscomb family property, some 400 acres in Section 33, T22S, R7W and Section 4, T23S, R7W, and located some 3 miles southeasterly from Elkton, is close to where I presently live at above address. I have lived in this immediate area most of my life and been involved in ranching and farming. To my personal knowledge the property now owned by the Branscombs has been continuously pastured for stock, i.e. sheep and cattle. The stock has watered at the springs and streams on the property. I have helped make hay on the ranch.

To the best of my knowledge the now Branscom property and adjoining area has had stock raising on it since homesteading began and the stock has always gotten water from the springs and streams.

Vera May Baimbridge

SIGNED & SWORN to before me on this
19th day of June, 1993.

Bruce A Shaner
Notary Public for Oregon



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A F F I D A V I T

STATE OF OREGON)
) ss.
COUNTY OF DOUGLAS)

WATER RESOURCES DEPT.
SALEM, OREGON

I, William H. Baimbridge, citizen of the United States,
residing at 2673 Azalea Drive, Elkton, Oregon 97436, being first
duly sworn, on oath, depose and say:

I am now the age of 73 years and have been a continuous
resident and inhabitant of Douglas County, Oregon since the
year 1920.

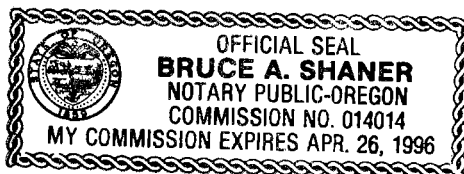
The Allen Branscomb family property, some 400 acres
in Section 33, T22S, R7W and Section 4, T23S, R7W, and located
some 3 miles southeasterly from Elkton, is close to where I
presently live at above address. I have lived in this immediate
area most of my life and been involved in ranching and farming.
To my personal knowledge the property now owned by the Branscombs
has been continuously pastured for stock, i.e. sheep and cattle.
The stock has watered at the springs and streams on the property.
I have helped make hay on the ranch.

To the best of my knowledge the now Branscom property
and adjoining area has had stock raising on it since homesteading
began and the stock has always gotten water from the springs
and streams.

William H. Baimbridge

SIGNED & SWORN to before me on this
2nd day of August, 1993,

Bruce A. Shaner
Notary Public for Oregon



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Property Description (SWR - 408)

WATER RESOURCES DEPT.
SALEM, OREGON

Beginning at the East 1/16 Corner on the south line of Section 33, T22S, R7W, W.M., Douglas County, Oregon, and thence N 1°11'20"E along the east line of the W $\frac{1}{2}$ SE $\frac{1}{4}$ of said Section 33 a distance of 2,725.77 feet to the CE 1/16 Corner;

thence N 1°16'27"E along the east line of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 33 a distance of 1124.00 feet to a point on the south right of way line of Longview Drive;

thence westerly along the south right of way line of said Longview Drive a distance of 1400.00 feet, more or less, to a point on the north - south centerline of said Section 33 and also the northermost point of that parcel of land described in Instrument No. 86-01314, Deed Records of Douglas County, Oregon;

thence leaving the south right of way line of Longview Drive and bearing S34°19'53"W a distance of 1540.95 feet;

thence South a distance of 969.20 feet to a point on the north right of way line of Fern Drive and the southwest corner of that parcel of land described in Instrument No. 88-00191, Deed Records of Douglas County, Oregon;

thence South a distance of 60.00 feet, more or less, to the south right of way line of said Fern Drive;

thence southwesterly along the south right of way line of said Fern Drive a distance of 1,950.00 feet, more or less to a point on the west boundary of that parcel of land described in Instrument No. 93-00010, Deed Records of Douglas County, Oregon;

thence leaving the south right of way line of said Fern Drive and bearing S11°01'25"W a distance of 550.42 feet to a point on the south line of said Section 33, said point also being the North Corner common to Sections 4 and 5, T23S, R7W, W.M.:

thence N88°44'14"E along the south line of said Section 33 a distance of 3398.04 feet to the point of beginning, containing 208.72 acres, more or less, and all being situated in Section 33, T22S, R7W, W.M., Douglas County, Oregon.

Property Description (SWR - 409)

The $N\frac{1}{2}$ $N\frac{1}{2}$ of Section 4 and the $SE\frac{1}{4}$ $NE\frac{1}{4}$ of Section 4,
containing 200.64 acres, more or less, and all being in T23S,
R7W, W.M., Douglas County, Oregon.

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WATER RESOURCES DEPT.
SALEM, OREGON

This Indenture Witnesseth, That I Martha W Robinson

for the consideration of the sum of One Thousand DOLLARS, to her paid, have Bargained and Sold, and by these presents do Bargain, Sell and Convey unto Richard Staffeldt and Hugo O Paul the following described premises, to-wit:

The North Half of the North East quarter and the North Half of the North West quarter of Section four (4) in Township twenty three 23, South of Range Seven West of Willamette Meridian in Douglas County Oregon containing one hundred and sixty acres and 60/100 of an acre more or less.

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WATER RESOURCES DEPT.
SALEM, OREGON

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Richard Staffeldt and Hugo O Paul, to h eir heirs and assigns, forever.

And the said Martha W Robinson do hereby covenant to and with the said Richard Staffeldt and Hugo O Paul to h eir heirs and assigns, that she is the owner in fee simple of said premises; that they are free from all incumbrances, and that will warrant and defend the same from all lawful claims whatsoever.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, this 15th day of February A.D. 1908

DONE IN THE PRESENCE OF

Miss S E Wilburn

J M Stark

Martha W Robinson

(Seal)

STATE OF OREGON, } ss.
COUNTY OF DOUGLAS.

On this the 15th day of February A.D. 1908, personally and State came before me a Notary Public in and for said County, the within named and Martha W Robinson his wife, to me personally known to be the identical person described in and who executed the within instrument, and acknowledged to me that she executed the same freely and voluntarily, for the uses and purposes therein named, and without fear or compulsion from any one.

WITNESS my hand and seal, this 15th day of February 1908

(Seal)

J M Stark

Notary Public.

Filed for record at 8 o'clock A.M. February 21st A. D. 1908

S. M. Agos

County Clerk

By Chas. Ragsdale

Deputy

Leatha Thornton }
Wm J. Clifton }

Elizabeth Adams 1 real

State of Oregon } ss.
County of Douglas }

On this, the 12th day of September A.D.
1882, personally came before me, a Justice of the Peace for
the Precinct of Mt. Scott in and for said County, the
within named Elizabeth Adams to me known to be the
identical person described in, and who executes the
foregoing conveyance, and acknowledged to me that she
executes the same freely, for the uses and purposes therein
named.

Witness my hand this, the day and year in the certificate
above written.

Wm J. Clifton Justice of the Peace

Notarially Witnessed at

Mount Scott, Oregon

Vol. 13, Page 441

Ansel Weatherly }

do

Joseph M. Robinson }

This Indenture Witnesseth That Ansel
Weatherly and Sarah M. Weatherly, his
wife, for the consideration of Four

Hundred (400 ⁰⁰/₁₀₀) Dollars, to us paid, have bargained
and sold and by these presents do bargain, sell and convey
unto Joseph M. Robinson the following described premises
to-wit: the North half of the North East quarter and the North
half of the North West quarter of Section four in Township
12 N. R. 11 E. S. 10

One Hundred (100) Dollars, to us paid, have bargained and sold and by these presents do bargain, sell and convey unto Joseph M. Robinson the following described premises to wit, the North half of the North East quarter and the North half of the North West quarter of Section four in Township (23) Twenty Three South of Range Seven West Containing One hundred and sixty acres and ⁶⁶/₁₀₀. Lying and situate in the County of Douglas and State of Oregon. Now know ye, therefore that there is granted by Ansel and Sarah M. Weatherly, his wife unto the said Joseph M. Robinson, the tract of land above describes. To have and to hold the said tract of land, with the appurtenances thereof unto the said Joseph M. Robinson his heirs and assigns forever. To have and to hold the said premises with their appurtenances unto the said Joseph M. Robinson his heirs and assigns forever. And we the said Ansel Weatherly and Sarah M. Weatherly his wife do hereby covenant to and with the said Joseph M. Robinson heirs and assigns; that we, the owners in fee simple of said premises; that they are free from all incumbrances, and that we will warrant and defend the same from all lawful claims whatsoever.

In Witness Whereof, we have hereunto set our hand and seal this 14th day of December A. D. 1882.

Done in Presence of
James Burch
Asaph Wells

Ansel Weatherly Real
Sarah M. Weatherly Real

State of Oregon } ss.
County of Douglas }

On this, the 14 day of December A. D. 1882, personally came before me, Justice of the Peace in and for said County, the within named Ansel Weatherly and Sarah M. Weatherly his wife to me known to be the identical persons described in, and who executes the foregoing conveyance, and acknowledged to me that they executed the same freely, for the uses and purposes therein named. And the said Sarah M. Weatherly on examination separate and apart from her husband, acknowledges to me that she executes the same freely and without fear or compulsion from any one.

Witness my hand and official seal this day and year in the certificate above written.

L. H. Benedict Justice of the Peace

Recorded December 14, 1882
W. M. Kimball Recorder

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WATER RESOURCES DEPT.
SALEM, OREGON

hereunto set my hand and affixed my seal the day and date
first above written.

~~Clatsop County Clerk~~

~~By J. M. Benson Deputy~~

~~Recorded Oct 12 1891~~

~~Clatsop County Clerk~~

~~By J. M. Benson Deputy~~

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Vol. 26, Page 196

Or C. R. R. Co.

to

J. A. Haines et al

WATER RESOURCES DEPT.
SALEM, OREGON

Issued for contract No. 1009

Book No. 1234

This Indenture made this 28th day of February A.D. 1891 between the Oregon and California Railroad Company a corporation duly incorporated under the laws of the State of Oregon party of the first part and J. A. Haines and E. C. Haines party of the second part, Witnesseth, that whereas the party of the first part did on the Ninth day of May A.D. 1879 by its contract numbered 1009 sell and agree to convey unto E. C. Haines the land hereinafter described for the sum and price of (\$80) Four Hundred and eighty Dollars to be paid as in said contract provided and whereas said purchase price has been fully paid to the party of the first part and said J. A. Haines and E. C. Haines as assignees of said E. C. Haines has thereby become entitled to a conveyance from the party of the first part of all the right title and interest which it the party of the first part has or may hereafter acquire from the United States in and to said land and Whereas by the judgment and decree of the Circuit Court of the State of Oregon for the County of Multnomah rendered on the 12th day of July A.D. 1890 in a suit in equity in which James Steel was plaintiff and the Oregon and California Railroad Company and the Union Trust Company, a corporation incorporated under the laws of the State of New York, were defendants and appeared in said suit it was found adjudged and decreed by said Court that lands which had been sold by the party of the first part prior to the 12th day of May A.D. 1879 are not included in or covered by that certain deed of land

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WATER RESOURCES DEPT.

SALEM, OREGON

executed by the said Oregon and California Railroad Company to said Union Trust Company on the 1st day of July A.D. 1887 which trust deed is duly recorded in the record of mortgages for said County of Douglas in the State of Oregon, and it was further decreed that said trust deed is not a lien upon such lands and that said Union Trust Company has no right under the terms of said trust deed to or any interest in the money received by said Oregon and California Railroad Company for said lands so sold by it prior to said 1st day of July A.D. 1887 which judgment and decree is now in full force and effect and is also recorded in the record of mortgages for said County of Douglas. Now therefore in consideration of the premises and of the payment to the party of the first part of the said sum of one hundred and thirty-three dollars the receipt whereof is hereto acknowledged the said Oregon and California Railroad Company, party of the first part, does hereby grant and convey unto said party of the second part their heirs and assigns all the said land which is shown and described as follows to-wit: That 1/4 Sec 13 of the South East quarter and that 1/4 Sec 14 of Section thirty-three 33 Township twenty-two 22 South Range Seven 7 West Willamette Meridian containing according to the United States survey four hundred and forty acres to the same more or less. To have the said premises with the appurtenances thereto unto the said party of the second part their heirs and assigns forever receiving and enjoying the same of and out of one hundred feet wide to be used by the Oregon and California Railroad Company for right of way and other rail road purposes when the action of said Oregon and California Railroad Company or any of its successors or shall be located upon the premises and the right to use all water and for the operating of said railroad and also receiving and enjoying from said described premises so much and such parts thereof as may be necessary other than coal and iron. And the said party of the second part does release and themselves and their heirs and assigns covenant with the said Oregon and California Railroad Company its successors and assigns that they will erect and maintain on the boundary line or boundary lines between said premises and each point of any other land and substantial fence and cinct to turn stock and trees from the parts of the first part has caused these presents to be made with its seal and verified by its President and Secretary and the party of the second part has caused the same to be signed the day and year first above written

In presence of
David Loring
J. W. L. Loring

The Oregon and California Railroad Company
By J. P. Ogden and J. C. Loring
The Oregon and California Railroad Company
By Geo. H. Andrews

Corporate Seal

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WATER RESOURCES DEPT.
SALEM, OREGONState of Oregon } as
County of Multnomah }

Be it Remembered that on this third day of March A.D. 1891, before me the undersigned a Notary Public in and for said County and State duly commissioned and qualified personally came P. Kochler 2nd Vice President of the Oregon and California Railroad Company and Geo. H. Andrews Secretary of said Company whose names are subscribed to the foregoing instrument as 2nd Vice President and Secretary of said Company both personally known to me to be the same individuals named and described in and who executed the said instrument and they severally acknowledged to me that he the said P. Kochler as 2nd Vice President and he the said Geo. H. Andrews as Secretary of the said Oregon and California Railroad Company executed the foregoing instrument as and for the act and deed of said corporation for the uses and purposes therein mentioned. And the said Geo. H. Andrews being by me duly sworn did depose and say that he is the Secretary of the Oregon and California Railroad Company and resides at Portland Multnomah County Oregon, that he is the legal custodian of and is acquainted with and has in his possession the corporate seal of said Company; that the seal affixed to the foregoing instrument is the seal of said Company is such corporate seal; that the same was so affixed by him as Secretary of said Company on the 28th day of February A.D. 1891 by order of the Board of Directors of said Company and that he signed his name thereto by the like order of the Board of Directors of said Company.

In Witness Whereof I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Gerald

David Loring
Notary Public for Oregon

Recorded Oct 13 1891

C. A. Taylor Co. Clerk

By J. W. Benson

Deputy.

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MAY 24 1993

WATER RESOURCES DEPT.
SALEM, OREGON

May 22, 1993

Don Knauer
Water Resources Department
3850 Portland Rd. NE
Salem, Or. 97310

597 W. 29th Pl.
Eugene, Or. 97405

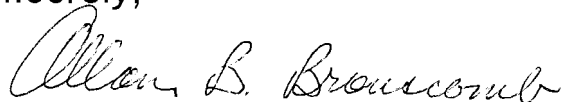
Re: Registration # SWR-408

Dear Mr. Knauer;

Your letter of March 29th to us concerning the water rights registration identified above pointed out several deficiencies including the absence of a map prepared by a Certified Water Rights Examiner. You required that we inform you within 60 days of the date of your letter that we had retained the services of a CWRE.

We have contracted with Shaner Engineering of Roseburg to prepare our map. Mr. Shaner has visited the site and examined the water sources identified in our Registration Statement. I understand from your letter that your office will contact Mr. Shaner concerning the map submittal deadline. Mr. Shaner told me that he would contact you concerning this project.

Sincerely;

A handwritten signature in cursive script, reading "Allan B. Branscomb".

Allan B. Branscomb

DEC 8 1 1992

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

WATER RESOURCES DEPARTMENT
SALEM, OREGON

**SURFACE WATER REGISTRATION STATEMENT
PRE-1909 VESTED WATER RIGHT CLAIM**

1. Name of Registrant: ALLAN R. BRANSCOMB
Mailing Address: 577 W 29TH PL., EUGENE, OR 97405
Telephone No: 687-1422
2. Source of water: UNNAMED CREEK
Tributary to: UMPUA R.
3. Purpose(s) for which water is used: STOCKWATER, DOMESTIC
(Irrigation, Stockwater, Domestic, Hydroelectric power, Industrial, Etc.)
If irrigation, total number of acres irrigated: _____
4. Priority Date
a) Date of first use: 1890
b) Date water use development first initiated: 1890
c) Name of party who initiated development: OLIVER HAINES
5. Amount of water claimed: 5 GPM, in CFS or GPM
(Water put to beneficial use)
6. Location of place of use:
33 Sections, Township 22 N, Range 7 E
____ Sections, Township ____ N/S, Range ____ E/W.
(Attach additional pages if necessary)
7. Usual period of use: 1 / 1 / 1 to 12 / 1 / 31
month day month day

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JAN 05 1993

WATER RESOURCES DEPT
SALEM, OREGON

January 3, 1993

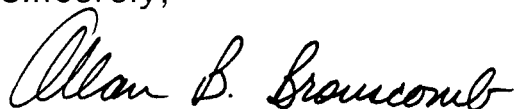
Donald Knauer
Adjudication Section
Water Resources Dept.
3850 Portland Rd. N.E.
Salem, Or. 97310

Dear Don;

Thank you for your assistance in completing the Surface Water Registration Statment Pre-1909 Vested Water Right Claim forms last Thursday. At that time I completed three claim forms, one of which I now wish to withdraw. Two of the forms concerned water in section four. Although both of them identified stockwater use, one of them additionally listed domestic use. It is this one I wish to withdraw. Accordingly, there should now be three remaining uses resulting in a total fee of \$600, personal check for which is included.

Thanks again for your help.

Sincerely;

A handwritten signature in cursive script that reads "Allan B. Branscomb".

Allan B. Branscomb

TAX LOT 2513.19

The following described property in Section 33, Township 22 South, Range 7 West, Willamette Meridian, Douglas County, Oregon:

Beginning at a 3/4 inch iron rod on the southerly right of way line of Longview Drive from which the quarter corner between Sections 28 and 33, Township 22 South, Range 7 West, bears North 31° 36' 52" West 1945.40 feet, thence South 2° 28' 53" West 1072.88 feet to a 3/4 inch iron rod, thence West 366.84 feet to a 3/4 inch iron rod, thence North to a 3/4 inch iron rod on the southerly right of way line of Longview Drive, thence easterly along said right of way line to the point of beginning, in Section 33, Township 22 South, Range 7 West, Willamette Meridian, Douglas County, Oregon.

12/31/92

Legal descriptions of the eleven parcels of land in the Elkton area for which we are filing surface water rights claims

✓ Elbert Dransmond
2679 Overlook Dr.
Walnut Creek, Ca. 94596

80- 3032

STATE OF OREGON }
COUNTY OF DOUGLAS }

I, DORIS L. WADSWORTH, COUNTY CLERK AND RECORDER OF CONVEYANCES, IN AND FOR SAID COUNTY, DO HEREBY CERTIFY THAT THE WITHIN INSTRUMENT WAS RECORDED THIS DAY:

1998 MAR 18 AM 11:10

DORIS L. WADSWORTH
DOUGLAS COUNTY CLERKBY Margaret HeadNo. 711-878

DOUGLAS COUNTY OFFICIAL RECORDS

TAX LOT 2511.19

Exhibit "A"

Vol 754 PAGE 546

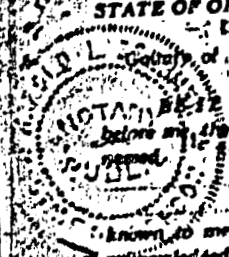
PARCEL NO. 1

The following described property in Section 33, Township 22 South, Range 7 West, Willamette Meridian, Douglas County, Oregon: Beginning at a 5/8 inch iron rod on the right of way line on a 50 foot radius cul-de-sac at the easterly end of Fern Drive from which the southwest corner of Section 33, Township 22 South, Range 7 West, Willamette Meridian, bears South 60° 10' 17" West 3317.80 feet, thence South 43° 41' 02" East 79.48 feet to a 5/8 inch iron rod, thence South 77° 31' 02" East 104.70 feet to a 5/8 inch iron rod, thence East 895.05 feet to a 5/8 inch iron rod, thence South 01° 11' 20" West 320.80 feet to a 5/8 inch iron rod, thence North 89° 56' 30" West 1361.50 feet to a 5/8 inch iron rod, thence North 16° 56' 27" West 311.67 feet to a 5/8 inch iron rod, thence North 18° 58' 32" East 125.63 feet to a 5/8 inch iron rod, thence North 66° 02' 58" West 156.54 feet to a 5/8 inch iron rod on the southeasterly right of way line of Fern Drive, thence easterly along the southeasterly and southerly right of way line of Fern Drive to the point of beginning.

PARCEL NO. 2

The following described property in Section 33, Township 22 South, Range 7 West, Willamette Meridian, Douglas County, Oregon: Beginning at a 5/8 inch iron rod from which the southwest corner of Section 33, Township 22 South, Range 7 West, Willamette Meridian, bears South 63° 59' 10" West 2851.10 feet; thence South 89° 56' 1/2" East 1361.50 feet to a 5/8 inch iron rod; thence South 1° 11' 20" West 455.17 feet to a 5/8 inch iron rod; thence West 239.06 feet to a 5/8 inch iron rod; thence South 53° 58' 10" West 514.17 feet to a 5/8 inch iron rod; thence South 87° 29' 28" West 460.45 feet to a 5/8 inch iron rod; thence North 16° 56' 27" West 814.00 feet to the point of beginning.

STATE OF OREGON,



BE IT REMEMBERED. That on this 2nd day of July, 1976

before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named Stephen P. Laridon and Darlene R. Laridon,

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

Harold L. Larson
Notary Public for Oregon

My Commission expires June 6-1977

TAX LOT 2513.24

BOOK 70 PAGE 37

EXHIBIT "A"

The following described property in Section 33, Township 22 South, Range 7 West, W. M., Douglas County, Oregon: Beginning at a 3/4 inch iron rod on the southerly right of way line of Longview Drive from which the quarter section corner between Sections 28 and 33, Township 22 South, Range 7 West, W. M., bears North 0° 36' 38" East 1456.13 feet; thence South 1271.91 feet to a 3/4 inch iron rod; thence East 622.00 feet to a 3/4 inch iron rod; thence North to a 3/4 inch iron rod on the southerly right of way line of Longview Drive; thence Westerly along said right of way line to the point of beginning.

ALSO the following described property in Section 33, Township 22 South, Range 7 West, W. M., Douglas County, Oregon: Beginning at a 3/4 inch iron rod on the northerly right of way line of Fern Drive from which the Northwest corner of Section 4, Township 23 South, Range 7 West bears South 35° 07' 42" West 2201.20; thence North 969.20 feet to a 3/4 inch iron rod; thence East 152.00 feet to a 3/4 inch iron rod; thence South to a 3/4 inch iron rod on the northerly right of way line of Fern Drive; thence Northwesterly and Westerly along said right of way line to the point of beginning, in Section 33, Township 22 South, Range 7 West, W. M., Douglas County, Oregon.

TAX LOT 2513.25

STATE OF OREGON } ss.
COUNTY OF DOUGLAS }

I, DORIS L. WADSWORTH, COUNTY CLERK
AND RECORDER OF CONVEYANCES, IN AND FOR
SAID COUNTY, DO HEREBY CERTIFY THAT THE
WITHIN INSTRUMENT WAS RECORDED THIS DAY.

1908 DEC 29 AM 11:14

DOUGLAS COUNTY CLERK

BY

NO.

DOUGLAS COUNTY OFFICIAL RECORDS

86-17502

TAX LOT 2512.04

EXHIBIT "A"

VOL 754 PAGE 542

The following described property in Section 33, Township 22 South, Range 7 West, Willamette Meridian, Douglas County, Oregon: Beginning at a 5/8 inch iron rod on the right of way line of a 50 foot radius cul-de-sac at the easterly end of Fern Drive from which the southwest corner of Section 33, said township and range, bears South 60° 10' 17" West 3317.79 feet; thence along the arc of the curve of said cul-de-sac, the chord of which bears North 3° 53' 28" West 76.83 feet; thence North 35° 54' 34" East 1284.90 feet to a 5/8 inch iron rod; thence North 84° 41' 45" East 330.68 feet to a 5/8 inch iron rod at the northwest corner of the Northwest quarter of the Southeast quarter of said Section 33; thence South 1° 11' 20" West along the westerly line of said Whipple property, 1228.30 feet to a 5/8 inch iron rod; thence West 895.05 feet to a 5/8 inch iron rod; thence North 77° 31' 02" West 104.70 feet to a 5/8 inch iron rod; thence North 43° 41' 02" West 79.48 feet to the point of beginning.

Said property is subject to:

Sale of Timber, including the terms and provisions thereof, to Glanville Land & Timber Co. until December 31, 1972 by deed, Recorder's No. 71--7058, and as extended by Recorder's No. 72--14107, Records of Douglas County, Oregon.

STATE OF OREGON)
COUNTY OF DOUGLAS) ss.

I, DORIS L. WADSWORTH, COUNTY CLERK
AND RECORDER OF CONVEYANCES, IN AND FOR
SAID COUNTY, DO HEREBY CERTIFY THAT THE
WITHIN INSTRUMENT WAS RECORDED THIS DAY,

80-06558

1972 MAR 8 PM 1 04

DOUGLAS COUNTY CLERK

BY Mary L. Best
DEPUTY
No. 7-96
DOUGLAS COUNTY OFFICIAL RECORDS

Beginning at a 5/8 inch iron rod on the southerly right of way line of Fern Drive from which the northwest corner of Section 4, Township 23 South, Range 7 West, Willamette Meridian, Douglas County, Oregon, bears South 10° 44' 19" West 550.40 feet; thence South 10° 44' 19" West 550.42 feet to the northwest corner of Section 4, Township 23 South, Range 7 West, Willamette Meridian, Douglas County, Oregon; thence along the north line of said Section 4 to a "T" iron at the southeast corner of the southwest quarter of the southeast quarter of Section 33, Township 22 South, Range 7 West, Willamette Meridian, Douglas County, Oregon, said point being the most southerly southeast corner of the Bernice and Charles Solomon property as described in Volume 106, page 364, Deed Records of Douglas County, Oregon; thence North 5° 16' 20" East along the easterly line of said Solomon property 728.40 feet; thence West 247.60 feet to a 5/8 inch iron rod; thence South 55° 11' 21" West 512.55 feet to a 5/8 inch iron rod; thence South 87° 29' 28" West 460.45 feet to a 4/8 inch iron rod; thence North 16° 36' 04" West 1144.80 feet to a 5/8 inch iron rod; thence North 18° 45' 39" East 125.63 feet to a 5/8 inch iron rod; thence North 66° 31' 13" West 156.54 feet to a 5/8 inch iron rod on the easterly right of way line of Fern Drive, thence southwesterly along said right of way line to the point of beginning. SUBJECT TO: Roads, highways and the rights of the public therein, and power line easements.

EXHIBIT "A"

PARCEL ONE: TAX LOT 2513.06

The following described property in Section 33, Township 22 South, Range 7 West, Willamette Meridian, Douglas County, Oregon: BEGINNING at a 5/8 inch iron rod on the southerly right of way line of Longview Drive, from which the quarter corner between Sections 28 and 33, Township 22 South, Range 7 West, Willamette Meridian bears N. 31° 36' 32" W. 1743.4 ft. to a 5/8 inch iron rod; thence S. 2° 28' 33" W. 1072.88 ft. to a 5/8 inch iron rod; thence N. 84° 41' 45" E. 330.68 ft. to a 5/8 inch iron rod; thence N. 1° 16' 27" E. 1124.00 ft. to a 5/8 inch iron rod on the southerly right of way line of Longview Drive; thence westerly along said right of way line to the point of beginning.

PARCEL TWO: TAX LOT 2513.07

The following described property in Section 33, Township 22 South, Range 7 West, Willamette Meridian, Douglas County, Oregon: BEGINNING at a 5/8 inch iron rod on the southerly right of way line of Longview Drive, from which the quarter corner between Sections 28 and 33, Township 22 South, Range 7 West, bears N. 0° 36' 41" E. 1456.13 ft. thence South 1272.50 ft. (record South 1271.90 ft.) to a 5/8 inch iron rod; thence West 869.07 ft. to a 5/8 inch iron rod; thence N. 34° 19' 33" E. 1540.95 ft. to the point of beginning.

Said property is subject to:

1. RIGHT OF WAY granted to THE CALIFORNIA OREGON POWER COMPANY.
2. TIMBER DEED, including the terms and provisions therein contained, from Oliver Haines and Mary Haines, husband and wife, and Charles Solomon and Bernice Solomon, husband and wife, and Gene V. Lacy, to Glanville Land & Timber Co., an Oregon corporation, recorded June 14, 1971 in Book 468, page 344, Records of Douglas County, Oregon, Recorder's No. 71-7058.
3. EASEMENTS granted to DOUGLAS ELECTRIC COOPERATIVE, INC., recorded in Book 471, Recorder's No. 71-9031 and in Book 499, Recorder's No. 72-10462, Records of Douglas County, Oregon.
4. EXTENSION TIMBER AGREEMENT of the Timber Deed referred to as Exception #2 above, by and between Elkton Cattle Co., Oregon, Ltd. and Glanville Land & Timber Co., including the terms and provisions contained therein, recorded in Book 504, Records of Douglas County, Oregon, Recorder's No. 72-14107.

STATE OF OREGON }
COUNTY OF DOUGLAS }

I, DORIS L. WADSWORTH, COUNTY CLERK AND RECORDS OF COMPTROLLER, in and for said county, do hereby certify that the within instrument was recorded this day:

1988 FEB -4 PM 1:18

DORIS L. WADSWORTH
DOUGLAS COUNTY CLERK

RG- 1314

BY Mary L. Seal

NO. 111 111 111
DOUGLAS COUNTY OFFICIAL RECORDS

LAW OFFICES

DALE S. S. PROFESSIONAL CENTER
TEL 504-5044
RECORDING, OREGON 97109

Page 32
TAX 34
2079 Overlook Dr.
Linn Creek, OR
VANUVER 94.974

PARCEL III

Beginning at a 3/4 inch iron rod on the northerly right of way line of Fern Drive from which the northwest corner of Section 4, Township 23 South, Range 7 West, Willamette Meridian bears South 54° 01' 23" West 2915.23 feet; thence North 35° 54' 34" East 1284.90 feet to a 3/4 inch iron rod; thence West 1705.81 feet to a 3/4 inch iron rod; thence South to a 3/4 inch iron rod on the northerly right of way line of Fern Drive; thence Easterly, along said right of way line, to the point of beginning, in Section 33, Township 22 South, Range 7 West, Willamette Meridian, Douglas County, Oregon.

TAX LOT 2513.01

SURFACE WATER REGISTRATION CHECKLIST

(received after July 18, 1990)

CHECK BASIN MAP NAME Unpaved # 16 UNADJUDICATED AREA ? yes
 RECEIPT # 95926 S W R NUMBER 408
 CHECK ENCLOSURES Wick PRELIMINARY DATA BASE ENTRY Wick
 ACKNOWLEDGEMENT LETTER Wick ENTER ON STREAM INDEX _____
 CHECK QUADRANGLE MAP _____ CHECK GLO PLATS _____
 WATERMASTER CHECKLIST _____ PUBLIC NOTICE PUBLICATION 809V

FORM REVIEW

_____ blanks filled in
 _____ signed
 _____ date received stamped

MAP REVIEW

STK	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

400/600
 SEE SWR 409 FOR 200

1-12-94
 CURVE LETTER SAYS
 DOMESTIC "DROPPED"

WATER RIGHT RECORD CHECK _____ FIELD INSPECTION _____
 FINAL FILE REVIEW _____ FINAL DATA BASE ENTRY _____
 ENTER ON PLAT CARDS _____

January 19, 1994

SHANER ENGINEERING
PO BOX 1430
ROSEBURG OR 97470

RE: SWR-408

Dear Mr Shaner,

This will acknowledge the receipt of the information to support the pre-1909 vested water right claim in the name of ALLAN B BRANSCOMB you returned with corrections and completions. I have added the information 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\4\SWR-0408.003



November 17, 1993

BRUCE A. SHANER
PO BOX 1430
ROSEBURG OR 97470

RE: File# SWR-408

DEAR BRUCE A. SHANER,

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 not returning the map you prepared for Allen B. Branscomb. You can send the information in the form of letter or report. 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."

I'm sending a copy of the claim form. Domestic use is shown as part of the beneficial use but there is no information on the map other than house locations. If there is a surface water use for domestic purposes as part of this claim, you must show all of the required information.

You must return the information before the claim can be processed. If you cannot have it 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\4\SWR-0408.00M



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

September 14, 1993

WATER
RESOURCES
DEPARTMENT

Shaner Engineering
PO Box 1430
Roseburg OR 97470

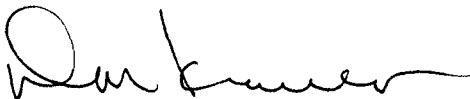
RE: SWR-408

Dear Mr Shaner,

This will acknowledge the receipt of the map, affidavits, legal descriptions and deeds/patents which you submitted in support of the pre-1909 vested water right claim in the name of ALLAN B BRANSCOMB. I will add this information to the file for future review.

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

Sincerely,



Don Knauer
Adjudication Specialist

J:\W\S\C\4\SWR-0408.002



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

FRANCE SHANER,
CURE

CAUSED TO SAY
BRANS COMD - SWR-409
HAS HIRED HIM TO
DO THE MAP - HE
SAID HE'D BE A
MONTH OR SO GETTING
IT TO US.

WEK
5-24-93

March 29, 1993

ALLAN B BRANSCOMB
597 W 29TH PL
EUGENE OR 97405

Dear MR BRANSCOMB,

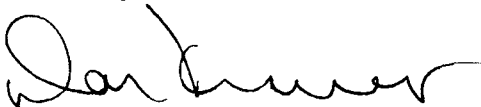
This will acknowledge that your Surface Water Registration Statement in the name of ALLAN B BRANSCOMB has been received by our office. The fees in the amount of \$600.00 have been received and our receipt #95926 was written. Your registration statement has been numbered SWR-408.

The signature on your claim form does not have a notarial acknowledgement. Oregon Administrative Rule 690-28-025 (1) requires that the registration statement be notarized. For this reason we are returning the claim form so that you have your signature notarized. We have kept a copy of your form for our records. We will not process your claim until we have received your notarized registration statement. Please return it to my attention at this address.

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.

If you have any questions regarding this process, please do not hesitate to give me a call.

Sincerely,



Don Knauer
Adjudication Specialist

Enclosure

M:\WP51\SWR\CLAIMANT\SWR-0408.001



RECEIPT # 95926

STATE OF OREGON
WATER RESOURCES DEPARTMENT

3850 PORTLAND ROAD NE

SALEM, OR 97310

378-8455/378-8130 (FAX)

RECEIVED FROM:

BY:

APPLICATION

PERMIT

TRANSFER

CASH:

CHECK: #

OTHER: (IDENTIFY)



3580



TOTAL REC'D

\$ 600.00

01-00-0 WRD MISC CASH ACCT

842.010 ADJUDICATIONS

831.087 PUBLICATIONS/MAPS

830.650 PARKING FEES Name/month

OTHER: (IDENTIFY)

\$ 600.00

\$

\$

\$

REDUCTION OF EXPENSE

CASH ACCT.

COST CENTER AND OBJECT CLASS

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

842.003 GROUND WATER

842.005 TRANSFER

WELL CONSTRUCTION

842.022 WELL DRILL CONSTRUCTOR

842.016 WELL DRILL OPERATOR

LANDOWNER'S PERMIT

EXAM FEE

\$

\$

\$

EXAM FEE

\$

\$

842.002

842.004

842.006

842.023

842.019

842.024

RECORD FEE

\$

\$

\$

LICENSE FEE

\$

\$

\$

06-00-0 WELL CONST START FEE

842.013 WELL CONST START FEE

MONITORING WELLS

\$

\$

CARD #

CARD #

45-00-0 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 #

95926

DATED:

1/15/93

BY:

C. J. J. J.

Distribution—White Copy-Customer, Yellow Copy-Fiscal, Blue Copy-File, Buff Copy-Fiscal

IN STOCK
AERIAL PHOTO
PROGRAM
WAC
CORPORATION
1-800-945-8028 621 CONGER STREET
503-342-5169 EUGENE, OR 97402-2266
© COPYRIGHT 1990 WAC CORPORATION

DOUGLAS COUNTY SURVEYOR

T22S, R7W, SEC 33

1" = 400' 1990

Scale & corners are approximate



RECEIVED

DEC 31 1992

WATER RESOURCES DEPT.
SALEM, OREGON