

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-409  
Allen E. Branscomb

Attention: Mr. Don Knauer,  
Adjudication Specialist

Dear Mr. Knauer:

Regarding Surface Water Registration No. SWR - 409 for Allen E. 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 source, McGee Creek, by gravity through screened 1½ inch ABS plastic pipe and into said tank. It 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

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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SEP 8 1993

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

JUL - 8 1993

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.

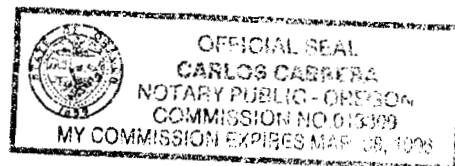
In 1972 we commenced purchasing our property, now some 400 contiguous acres, in Section 33, T22S, R7W and in Section 4, T23S, R7W, W.M., Douglas County, Oregon, 3 miles southeasterly from Elkton. We have pastured the property with stock; cattle, sheep and horses. In recent years we have leased the ranch 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  
7<sup>TH</sup> day of JULY, 1993,

Carlos Carrera  
Notary Public for Oregon



A F F I D A V I T

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SEP 15 1993

WATER RESOURCES DEPT  
SALEM, OREGON

STATE OF OREGON     )  
                              ) ss.  
COUNTY OF DOUGLAS )

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:

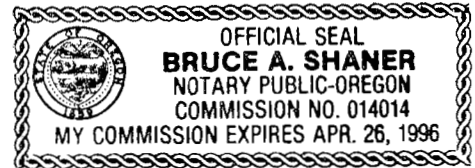
I am now the age of 45 years and have been a continuous resident and inhabitant of Douglas County, Oregon since the year 1948 and in the present location since 1972.

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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JUN 8 1993

WATER RESOURCES DEPT  
SALEM, OREGON

STATE OF OREGON     )  
                                  )     ss.  
COUNTY OF DOUGLAS )

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.

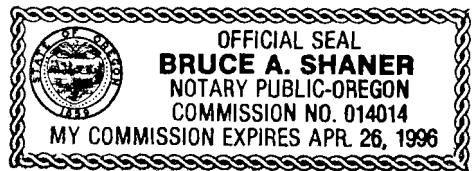
During my lifetime the property now owned by the Branscombs has been continuously pastured for stock, i.e. cattle and sheep. The stock has watered at the springs and streams on the property. I and my cousins rode horseback all over the property.

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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JUN 2 1993

NOTARY PUBLIC  
CLATSOP COUNTY, OREGON

STATE OF OREGON     )  
                          )     ss.  
COUNTY OF DOUGLAS )

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.

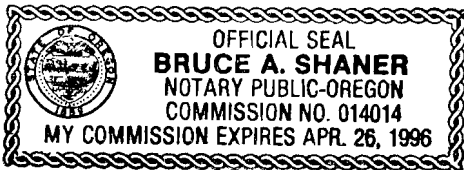
The Allen Branscomb family property, some 400 acres in Section 33, T22S, R7W and Section 4, T23S, R7W, and located some 3 miles southeasterly from Elkton, is close to where I presently live at above address. I have lived in this immediate area most of my life and been involved in ranching and farming. 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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SEP - 2 1993

WASHER RESOURCES DEPT  
SALEM OREGON

STATE OF OREGON     )  
                              )   ss.  
COUNTY OF DOUGLAS )

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.

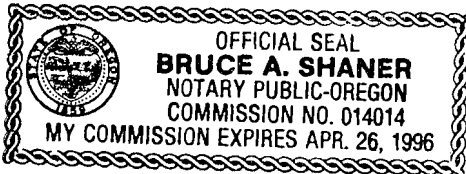
The Allen Branscomb family property, some 400 acres in Section 33, T22S, R7W and Section 4, T23S, R7W, and located some 3 miles southeasterly from Elkton, is close to where I presently live at above address. I have lived in this immediate area most of my life and been involved in ranching and farming. 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 24<sup>th</sup> day of August, 1993,

Bruce A. Shaner  
Notary Public for Oregon



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SEP - 8 1993

Property Description (SWR - 408)

WATER RESOURCES DEP  
SALEMA, 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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SEP - 8 1993

WATER RESOURCES DEPT  
SALEM, OREGON

Martha W Robinson

Richard Starbuck et al

This Subjunctive Affirmation, That I Martha W Robinson

One thousand Dollars for the consideration of the sum of

to her paid, have bargained and sold, and by these presents do bargain, sell and convey unto

Richard Starbuck 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.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said

Richard Starbuck and Hugo O Paul & h heirs and assigns, forever.

And the said Martha W Robinson

do hereby covenant to and with the said Richard Starbuck and Hugo O Paul

& 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.

I have hereto set my hand and seal, this 15th day

of February A.D. 1908

Martha W Robinson (Seal)

STATE OF OREGON, COUNTY OF DOUGLAS, ss. On this the 15th day of February A.D. 1908, personally

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

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

J M Stark (Seal)

Notary Public

Filed for record at ... Oregon, A. D. 1908

County Clerk

Deposited

WATER RESOURCES DEPT. SALEM, OREGON

SEP - 8 1993

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Lepta Thornton }  
Wm J. Clifton }

Elizabeth Adams } Seal

State of Oregon } ss.  
County of Douglas }

On this, the 12<sup>th</sup> 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 by me

Wm J. Clifton

Vol. 13, Page 441

Arzel Weatherly }  
Do }  
Joseph M. Robinson }

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

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 <sup>00</sup>/<sub>100</sub>. 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 described. 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 4th day of December A. D. 1882.

Done in Presence of }  
James Burch }  
Asaph Wells }

Ansel Weatherly seal  
Sarah M. Weatherly seal

State of Oregon } ss.  
County of Douglas }

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SEP - 8 1993

WATER RESOURCES DEPT  
SALEM, OREGON

On this, the 4th 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 acknowledges 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 with certificate here written.  
J. W. Benedict Justice of the Peace  
Residence [illegible]

represents all my hands and affixed my seal the day and date  
last above written.

Ed Taylor County Clerk  
By J. M. Benson Deputy

Recorded Oct 12 1891

Ed Taylor County Clerk

By J. M. Benson Deputy

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SEP - 8 1993

Vol. 26, Page 196

O. C. R. R. Co.

to

J. A. Haines et al

WATER RESOURCES DEPT  
SALEM, OREGON

Book No. 1234

Issued for contract No. 1009

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. E. 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. E. Haines the land hereinafter described for the sum and price of \$480 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. E. Haines as assignees of said E. E. 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 Pacific 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 certain lands had been sold by the party of the first part prior to the 12th day of July A.D. 1890 and not included in or covered by that certain deed of the

SEP 18 1893

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 Ore-  
 gon, and it was further decreed that said trust deed is not a lien up-  
 on 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 same so as to be  
 to said Trust Company of July A.D. 1887 which was made and agreed in full force  
 and effect and it is also recorded in the record of mortgages for said County of  
 Douglas. Now therefore in consideration of the premises and of the amount  
 to the party of the first part of the said sum of Dollars and the cashly re-  
 ceivars the receipt whereof is upon acknowledged the said Oregon and  
 California Railroad Company, party of the first part do hereby grant and  
 convey unto said party of the second part their hereunto assigns and their  
 heirs and assigns forever the land which is known and described as follows to-wit:

W 1/2 SE 1/4  
 SW 1/4

of the South East quarter and the South West quarter of section thirty three  
 Township twenty two 22 South Range seven of West Willamette Meridian

containing according to the United States survey of 1860 two 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 and to have a strip of land  
 one hundred feet wide to be used by the Oregon and California Railroad Com-  
 pany for right of way and other well known purposes when the location  
 of said Oregon and California Railroad Company or any of its branches  
 is or shall be located upon the premises and the strip of land is to be used  
 for the operation of said railroad and its branches and all things thereon  
 said described premises so much as said party of the second part may desire  
 other than coal and iron and the said party of the second part does hereby  
 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 the  
 boundary line or boundary lines between said premises and each point of any other  
 cause and substantial fence sufficient to turn stock and that the strip of land  
 of the first part has ceased these premises to be leased with its land and  
 by its said President and Secretary and the party of the second part do hereby  
 witness and seal the day and year first above written

In presence of  
 Thomas L. Davis  
 J. W. H. H. H. H.

The Oregon and California Railroad Company  
 By J. H. H. H. H. H.  
 The Oregon and California Railroad Company  
 By J. W. H. H. H. H.

(Corporate Seal)

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SEP 28 1893

WATER HOUSE 1 ES DEPT  
SALEM OREGON

State of Oregon }  
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 26th 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

*(Seal)*

David Loring  
Notary Public for Oregon

Recorded Oct 13 1891

G. A. Taylor Co. Clerk

By J. N. Ransom  
Deputy.

This is a true and correct copy of the original as the same appears from the records of the County of Multnomah Oregon this 28th day of September 1893

1993

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

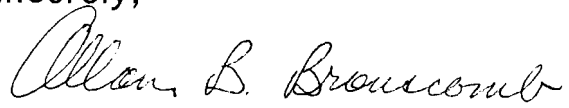
Re: Registration # SWR-408

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;



Allan B. Branscomb



DEC 31 1992

WATER RESOURCES DEPT.  
SALEM, OREGON

**STATE OF OREGON  
WATER RESOURCES DEPARTMENT**

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

1. Name of Registrant: ALLAN B. BRAUNSCOMB  
Mailing Address: 597 W 29th PL, EUGENE, OR. 97406  
Telephone No: 687-1422

2. Source of water: WABGONER CREEK  
Tributary to: UMPUVA R.

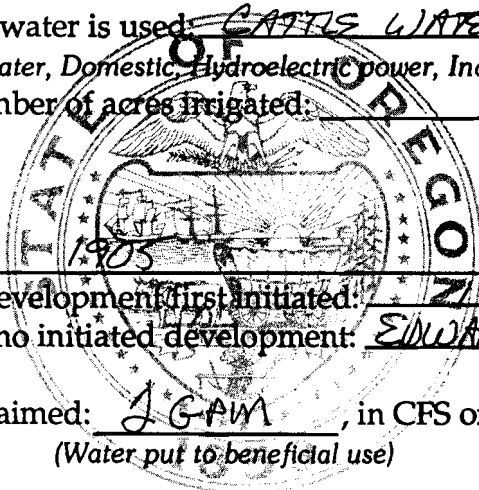
3. Purpose(s) for which water is used: CATTLE WATERING  
(Irrigation, Stockwater, Domestic, Hydroelectric power, Industrial, Etc.)  
If irrigation, total number of acres irrigated: \_\_\_\_\_

4. Priority Date  
a) Date of first use: 1905  
b) Date water use development first initiated: 7/1905  
c) Name of party who initiated development: EDWARD F. JONES

5. Amount of water claimed: 2 GPM, in CFS or GPM  
(Water put to beneficial use)

6. Location of place of use:  
4 Sections, Township 23 N/S, Range 7 E/W  
\_\_\_\_ Sections, Township \_\_\_\_ N/S, Range \_\_\_\_ E/W.  
(Attach additional pages if necessary)

7. Usual period of use: 4 / 1 / 1 to 10 / 1 / 1  
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;



Allan B. Branscomb

TAX LOT  
3848.00

N 1/2 of the N 1/2 and the SE 1/4 of the NE 1/4, all in Section 4, Township 23 South, Range 7 West, Willamette Meridian, Douglas County, Oregon, together with the right of way contemplated therefore. SUBJECT to Douglas Electric Easement. RESERVING the timber thereon, together with the right of ingress and egress for the purpose of removing said timber, unto the seller-optionor, and the heirs and assigns of optionor.

TAX LOT  
3849.00

Together with right of ingress and egress, subject to limitations and provisions of same, as an easement appurtenant to the premises herein described, with centerline as follows:

Commencing at a point on the section line common to Section 4 and 5, Township 23 South, Range 7 West, Willamette Meridian, which beginning point is South 0° 40' West 716.4 feet from the section corner common to said Sections 4 and 5, thence running South 65° 11' 50" West 90.4 feet; South 55° 48' 30" West 298.7 feet; South 16° 52' 30" West 143.8 feet; South 52° 51' 30" West 143.7 feet; South 24° 42' West 162.4 feet; South 46° 49' 30" West 89.4 feet; South 73° 49' 50" West 129.2 feet; South 02° 08' East 155.6 feet; South 38° 12' West 86.8 feet; South 08° 46' 30" West 198.0 feet; South 33° 46' West 132.3 feet; South 85° 16' West 105.4 feet; South 46° 41' West 213.0 feet; South 72° 25' West 154.9 feet; North 75° 21' West 137.4 feet; South 73° West 176.5 feet; North 76° 49' West 217.8 feet; North 61° 37' 30" West 190.4 feet; South 53° 08' 30" West 102.5 feet; South 27° 52' 30" West 350.3 feet; South 34° 28' 30" West 196.3 feet; South 50° 13' 30" West 120.1 feet; South 14° 39' East 392.8 feet; South 6° 42' West 395.0 feet; South 16° 49' East 207.9 feet; South 15° 19' West 743.0 feet; South 27° 42' 30" West 210.2 feet; South 57° 50' 30" West 343.6 feet; South 26° 04' West 415.4 feet; South 15° 59' West 304.0 feet; South 1° 13' East 323.9 feet; South 35° 47' East 101.7 feet; to intersect the Easterly line of that certain right of way heretofore granted by Gorman to Edward F. Jones and Agnes I. Jones, husband and wife; thence following the route of the last mentioned right of way Southwesterly to the County Road; thence continuing through the said lands of Gorman to intersect State Highway 225 as relocated and now in the process of construction, to intersect the said new State Highway 225 at State Highway Engineer Station 109.

Exhibit A - 2

SURFACE WATER REGISTRATION CHECKLIST

(received after July 18, 1990)

CHECK BASIN MAP See NAME Whypgun # 16 UNADJUDICATED AREA ? yes  
RECEIPT # 95926 See S W R NUMBER 409  
CHECK ENCLOSURES See PRELIMINARY DATA BASE ENTRY DWR  
ACKNOWLEDGEMENT LETTER See ENTER ON STREAM INDEX \_\_\_\_\_  
CHECK QUADRANGLE MAP \_\_\_\_\_ CHECK GLO PLATS \_\_\_\_\_  
WATERMASTER CHECKLIST \_\_\_\_\_ PUBLIC NOTICE PUBLICATION See

\$200 / \$600

FORM REVIEW

- \_\_\_\_\_ blanks filled in
- \_\_\_\_\_ signed
- \_\_\_\_\_ date received stamped

MAP REVIEW

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

#12

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

January 19, 1994

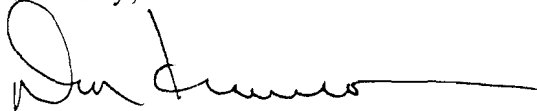
SHANER ENGINEERING  
PO BOX 1430  
ROSEBURG OR 97470

RE: SWR-409

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-0409.003



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

November 17, 1993

BRUCE A. SHANER  
PO BOX 1430  
ROSEBURG OR 97470

RE: File# SWR-409

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).

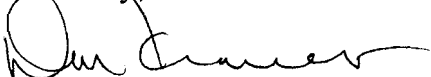
I am not returning the map you prepared for Allen B. Branscomb. You can send the information in the form of letter or report. You will find the item which requires completion or correction shown below. I have the description followed by the ORS or OAR site and paraphrased statute or rule.

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

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



September 14, 1993

Shaner Engineering  
PO Box 1430  
Roseburg OR 97470

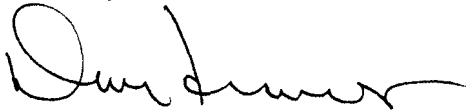
RE: SWR-409

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-0409.002



FRANCE SHAMBER,  
CWRE

March 29, 1993

ALLAN B BRA  
597 W 29TH PL  
EUGENE OR

Dear MR BRAI

This will ackno  
B BRANSCOM  
received and ou  
SWR-409.

The signature  
Administrative  
this reason we  
kept a copy of  
received your n

The map you st

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-0409.001

CAUSED TO SAY  
BRANSCOM - 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

the name of ALLAN  
of \$600.00 have been  
t has been numbered

ledgement. Oregon  
nt be notarized. For  
notarized. We have  
claim until we have  
ntion at this address.

0 (2) (d) requires the





STATE OF OREGON  
**WATER RESOURCES DEPARTMENT**  
 3850 PORTLAND ROAD NE  
 SALEM, OR 97310  
 378-8455/378-8130 (FAX)

RECEIPT # 95926

#200 / 600

RECEIVED FROM: Allan B Branscomb APPLICATION

BY: \_\_\_\_\_ PERMIT

TRANSFER

CASH:  CHECK: #  25-80 OTHER: (IDENTIFY) \_\_\_\_\_

TOTAL REC'D \$ 600.00

**01-00-0 WRD MISC CASH ACCT**

842.010	ADJUDICATIONS	\$ 600.00
831.087	PUBLICATIONS/MAPS	\$
830.650	PARKING FEES Name/month	\$
_____	OTHER: (IDENTIFY)	\$

**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	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	\$
---------	------------------	----

**07-00-0 HYDRO ACTIVITY**

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

SEE  
 SURE-408  
 CLAIM  
 FOR  
 OTHER  
 \$100

RECEIPT # 95926 DATED: 1/5/93 BY: C. Engel



IN STOCK  
AERIAL PHOTO  
PROGRAM  
**WAC**  
CORPORATION  
1-800-345-6288 322 GONGER STREET  
503-343-6100 EUGENE, OR 97402-2795  
© COPYRIGHT 1990 WAC CORPORATION

**DOUGLAS COUNTY SURVEYOR**  
T23S, R7W, SEC 4  
1" = 400' 1990  
Scale & corners are approximate



**RECEIVED**

DEC 31 1992

WATER RESOURCES DEPT.  
SALEM, OREGON