

SURFACE WATER REGISTRATION #395 IN THE NAME OF JACK OR EVELYN SMITH

DEC ~ 2 1.03
WATER RESOURCES DEPT

DESCRIPTION OF THE DELIVERY SYSTEM FROM MORTON CREEK

A 1/3 horsepower electric motor and centrifugal pump deliver water via a one inch diameter poly pipeline from Morton Creek to the house and garden area. The elevation difference between the house and the point of diversion is twelve feet.

CAPACITY OF THE DELIVERY SYSTEM

$$H_{ELEVATION}$$
-12 FEET
 $H_{PRESSURE}$ -30 PSI-69 FEET
 $H_{FRICTION}$ -3 FEET (ESTIMATED)

$$Q_{PUMP} = \frac{(6.61)(0.33)}{12+(2.31)(30)+3} = \frac{2.2}{84.3} = 0.026 CFS$$

$$Q_{PUMP} > Q_{CLAIM} O.K.$$

No man-made diversions exist at the springs.

CIVIL ENGINEER LAND SURVEYOR

WATER RIGHTS EXAMINER

(503) 459-2243

DEC - 2 1003

WATER RESOURCES DEPT. SALEM. SREGON

December 01, 1993

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

Attention: Don Knauer

Re: SWR-#395 - Smith

Dear Mr. Knauer,

In response to your letter of November 10, 1993, enclosed is a corrected map, a description of the delivery system and calculations identifying the capacity of the system.

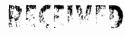
Please contact me if you need additional information.

Very truly yours,

James F. Gosson

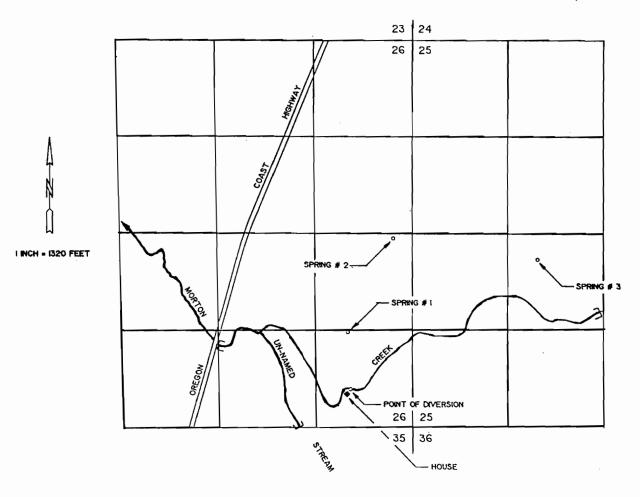
Enclosures

JFG/p



REGISTRATION STATEMENT MAP PRE-1909 VESTED WATER RIGHT CLAIM IN THE NAME OF JACK L. OR EVELYN M. SMITH

SECTIONS 25 & 26, TOWNSHIP 30 SOUTH, RANGE 15 WEST, W.M.



[] STOCKWATERING LIMITS

THE POINT OF DIVERSION IS LOCATED 520 FEET NORTH AND 850 FEET WEST FROM THE SOUTHEAST CORNER OF SECTION 26, BEING WITHIN THE SE 1/4 OF THE SE 1/4 OF SECTION 26, TOWNSHIP 30 SOUTH, RANGE 15 WEST, W.M., CURRY COUNTY.

THE PURPOSE OF THIS MAP IS TO IDENTIFY THE LOCATION OF THE WATER RIGHT. IT IS NOT INTENDED TO PROVIDE INFORMATION RELATIVE TO THE LOCATION OF PROPERTY OWNERSHIP BOUNDARY LINES.

James F. Gosson
Nov. 19, 1987

TE OF OREGO

Patent# 3108: Jun 11,1895, granted) to E. Thorhaven, Section 26, Township 30 South Range 15 West, Willamette Meridian, Curry County, Oregon. Lot 11 and part of East half of Southwest quarter lying East of U.S. Highway 101, as now located.

386 B7-386,87 Monusteas Certificate No. 3108 WACIFFORESTE of all whom these presents shall Thereas There has brown deposited in they Secural Land Office of the United States, a sertificate of the Register of the Land Office at Thosebury, Oregon Whereby it appears that pureuming to the act of Congress, approved 20th May 1862. "To Secure Housesteads to actual detilus on the public Somains" and the acts Supplemental therato, The claim of Grammes Thorham, has been extablished and duly consummated in conformity to law, for the North half of the South Mest quarter the South West quarter of the South West quarter of the South West quarter of Section Sweety-Sif in Township Thurty South of Range Jeften Mish of Willawith Sprideau in Vacgow, containing one hundred and Sifty, and Righteen So the Official Peat of the Survey of the said Land returned to the General Land Pfice by the Surveyor Temas. Your Fredry ye, Shat There is therefore, granted by the United States unto the said Evasmus Thosham, the track of Land above described. Is have and to hoed the said truck of Lance with the appendence, therap and to his heirs and assigns foreven ! Subject Towny outer and account water right for mining

agricultural, musufacturing, or others purposes, and right & ditches and ris. eroors used in connection with such hater right, as may be recognized and acknowledged by the Tocal sustams, laws ject to my the right of the proprietor more his ove thereform, showed the same to found to penetrate on intersect the premises hereby granted, as from the land hereby grantled a right of way thereon for ditches or cause constructed by the authority of the british from Sestimony Municipal Sources of the Sestimony Municipal Sources of the States of Truesdent of the United States of Truesdent of the United States of Truesdent of the United States of Truesdent of the States of Truesdent of Trues the seaf of the General Land Office to be heregents officed x at the Sity of Mashington the bles-enth day of fund in the year of our Tord one Thousand eight hum dred and Tinety five and of the the one fundrath and underth State of Oregon
County of Curry
se
I hereby beritty that the within is a true copy
of the original recention file in my office and
custody.

Deted this 17 day of December 920
Curry, County Clerk and

On 11 County

County Clerk and because of the Samuel Secretary and Secretary By Matta Heart

KNOW ALL MEN By THESE PRESENTS, That I, Erasmus Thorhaven in consideration of \$1.00 paid to me by Anna D. Thorhaven, my wife, and in further consideration of love and affect ion have sold and conveyed and do hereby grant, bargain, sell and convey unto her, the said Anna D. Thorhaven and undivided one-half interest in, and to the real as tate described as follows, to-wit.

North half of the Southwest quarter, the southeast quarter of the southwest quarter and lot numbered eleven of Section twenty *six in Township thirty south of range fifteen west of Willamette Meridian in Oregon, containing one hundred and sixty acres, and eighteen hundred the of an acre,

Together with the appurtenances tenements and Bereditaments thereunto belonging or in anywise appertaining.

Also an undivided one-half interest in, and to all of the stock, machinery, tools, fixtures, furniture, furnishings, apparatus and all other chattels located upon, or on the said real estate.

TO HAVE AND TO HOLD said undivided one-half interest in, and to said real estate and chattels unto her the said Anna T. Thorhaven, her heirs and assigns forever, with the right to take and have in her own name and for her own use one-half of all of the rents, proceeds and profits thereof.

And it is hereby understood, agreed and covenanted that the parties jointly assume all mortgages and liens and incumbrances now upon, or against the said property but that neither of said parties will or shall without the consent of the other hereafter place or suffer to be incurred or placed upon said property or any part thereof or interest therein any lien or incumbrance of any kind.

IN TESTIMON Y WHEREOF, I have hereun to set my hand and seal at Randon, Oregon, this lith day of January, 1916 Erasmus Thorhaven (seal) executed in the presence of us as witnesses. G. T. Treadgold. M. E. Treadgold SIME OF OREGON.

County of Coos.)ss.

BE IT REMEMBERED, That on this 11th day of January, 1916, before me the undersigned a notary public in and for said county and state personally appeared the within named Eras-imus Thorhaven, to me personally known to be the identical individual described in, and who executed the within and foregoing instrument, and who acknowledged to me that he executed the same freely and voluntarily

IN WITNESS WHEREOF, I have berenn to set my hand and notarial scal The day and par first in this my certificate written. M. E. Treadgold Notary Public for Oregon, My Commission expires, Sept, 30, 1919 (seal)

Filed */s/11/1ecorded */4/21/Arthur & Walker Country Clerk By & a. Deputy

S TA TE OF OREGON

County of Coos)ss I, Thos. D. Guerin, being duly sworn, do depose and say

That I am a native born sitizen of the United States, over the age of twenty-one years, and reside in Coos County, Oregon.

That I am personally acquainted with Harry A. Guerin, who conveyed to James Russell, the NE' of SE' Section 13, Township 31 South, Range 13 West, Willamette Meridian, with other lands by warranty deed dated Dec. 25, 1893, recorded in Book 7 of Deeds at Page 139 in the office of the Crunty Clerk of Curry County, Oregon, and know that on the date of said deed, the said Barry A. Guerin was a bachelor and had never been married nor divorced.

TO H.S. CADMAN et ux

rited and recorded June Asta.

THIS INDENTURE WITNESSETH. That ANNA D. THORHAVEN. a window, of Marshfield. Oregon, for the consideration of the sum of \$1.00 and other valuable considerations to her paid, has bargained and sold and by these presents does bargain, sell and convey unto H.S.Cadman and Detitia Cadman, husband and wife, of Langlois. Oregon, the following described premises, to wit:

The North half of the Southwest quarter, the Southeast quarter of the Southwest quarter, and Lot eleven (11), all in Section 26, Township 30. South of Range fifteen (15) West Willamette Meridian, in Curry County. Oregon.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said H.S.Cadman and Letitia Cadman, their heirs and assigns forever. and the said Anna D. Thornaven does hereby covenant to and with the said H.S.Cadman and Letitia Cadman, their heirs and assigns, that she is the owner in fee simple of said premises; that they are free from all encumbrances except that certain mortgage executed to the Land Bank Commissioner, recorded February 2,1934, Book 10, page 25, Record of Nortgages in Curry County, Oregon, and that she will warrant and defend the same from all lawful claims whatsoever except said mortgage.

And the said H.S. Cadman and Letitia Cadman do hereby assume and expressly agree to pay said mortgage held by the Land Bank Commissioner hereinabove mentioned, and to do and perform all things therein covenanted and promised by the grantor herein to be done and performed.

23-214

IN WITNESS WHEREOF. I have hereunto set my hand and seal this 13th day of May, 1935.

J.B. Bedingfield (# 200 documentary stamp)

(affixed 7-canceffed)

Anna D. Thorhaven (SEAL)

STATE OF OREGON)
County of Coos)

On this the 13th day of May.1935. personally came before me, a Notary Public in and for said County and State, the within named Anna D. Thorhaven, to me personally known to be the identical person described in and who executed the within instrument and who personally acknowledged to me that she executed the same freely and voluntarily for the uses and purposes therein named. WITNESS my hand and official seal this 13th day of May.1935.

(Notary Seal)

J. B. Bedingfield, Notary Public for Oregon. My Commission Expires: Sept. 25, 1938.

H. L. SAUERS DEED

THIS INDENTURE, made the tenth day of July one thousand nine hundred and thirty-four BETWEEN Lucy A. Sauers and C.M.Sauers and Dorothy Sauers, his wife of Port Orford, Curry County, Oregon, the parties of the first part, and H.L.Sauers of Port orford, Curry County, Oregon the party of the second part,

WITNESSETH: That the said parties of the first part, in consideration of the sum of One (\$1) dollars, and other valuable considerations to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, do by these presents, grant, bargain, and sell unto the said party of the second part, and to his help, and serious forevers.

AFTER RECORDING RETURN TO

INDEX

Recorde

County affixed.

description of said County.

Witness my hand and seal of

Patent#4705; Sept. 7,1900 by Mrs. Mattie Stancliff, formerly Douglass.

South Range 15 west; 160 Acres

Section 25, Section 26, Township 30

(Rediview Middie, & Standight and No. Randing , Ren was band of the Levely of in character States of Colifornia. The partial E013 120992 linguites, chale of California. the party of the senous front OREGO (1). B. south: " and the said parties of the fast port. for and in consideration - of the server for (smoot) and other whenthe conenvirallound Interes, Nord Coin of the Under States of Chumin to there in hand fait by the said budy of the second first the reserth wires it is iver by sakunistedayed, to by these pureuls, part bar in sell accord and condien unto the said party of the granued front and to bis boise and assemes formers, all the dealaring of fine or promet, of land, cileville toping and being are the Country of Carry, States of a Lygon and Countred and prove Time carry described as follows to wite

and remained worker (121) of soldion. Tementy Six (26), and the South, holy of the South, West geniles (isti) is and the Lorth East quarter (2:8 1 of the South, West quarter (SW) 4) of Section Leverly fine (26), in Some ship Printy (30) South, it i were fig town (ho) wood of Willowette The istion in Organ and hatering the hundred and virte was met turnity there hundresting that its out nows tises and free from all more whomen

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to invested to hald the some to the said Mes. Sacregy his noise and reserves formers und - do consended with the waint Total Sugares and his longer expression testimes forever line the soid were estades is fores from all in Commercial, and that we will used our bries, executions and administration should warrend and legend the same to the soid; This croying, being and sosigns forever, against the Упорые овить иля выполено пр под располо инпинательных

. In william windowy the party praction of the funct part some to a sendo set their houses and send the day and years first above writter.

Despored . perclare and Destinent no the preserve of S.C. Workste, Sthell (1). 1 Timades

County of La Congales

Millie Si Stundigt (Lene) S.L. Standits

(deal)

Uol 3, pg 37 Ins Indenture Made on the 4th day of orlowing at.D. 1881, Between Radiaci Grany Executive of the Estate farty of the first part, and foliuson Gardner of the same place, in party of the second part. Whereas in How bounty bourt of the State of Ergon in and for the Country of Curry, dictor the 6 th day of December of \$ 1580, allatte the following The reading the foregoing petition and it appearing hat it is necessary to sell the rest property Mesen described to pay The Claims and Glarges undand the Sand Golate, and I further appluscy inat said petitioner is the only heir or person interested in Rand estate and That she waves the Citalian prescribed by see in 1116 of Chapter & Vog the levil borde, and That it so therefore unincacionary for a calalin to usone It is Theregive considered and ordered that the Sund Kachael Gregory. Executry of The Estate and last will of Il 13, many teceased, sell all in said real estate in the manner prescribed by law. The Terms of said dale oble be one half down, East and The balance or Six months credit with rulerest at 10 per Cent his annum Done at Chambers This 6 the day of December 0 4 2 /880 SIV GOLSCES DEPT. County fudic" And Whereas The agrees aid Court did on The Ath day of Gebrury & \$ 1887, Lucke the firetowny order approving the dale of the premies hereinante described to wit: In The County Court of the State of Overgon for The County of Curry In The Matter of the Extell Forder Crefining The Sais

Uol 3, pg 38 in at this line is presented to the Court The Return and Account of Sales of The Executive of The Estate of il Biscary Deceand from which Return it appears to the Sahajaatin of the Court Heat The dale of The Real property of land Estate was legarity made as advertised and was fairly and properly Conducked and That a sum of reduct len for continu of the amount bid and paid for Dard land Could not be ortained if a new sale was ordered and no objections to the Congressation of Back dale having veen made It is therefore Considered and ordered that the Gale of Jand real groperty as specified and describe in The notices of Jake, be and the same hereby is in all respects approved and confirmed It - is further ordered that Rachael Gregory the executive of Daid islate execute a Conveyance as presented my kaw. To The prichases of Dard land Convering to the dard purchases, all the islaby right till and interest of the testator and of the Estate is said premuses Done at Chambers This 4th day of February DEC 3 1 1992 2421581 12 William RESOURCES DEPT. (arned) Coma Magon " Now therefore on Consideration of The premies and of he some of Leven Hundred Dollars to me hard The recept whereof is hereby asknowledged have vargamed and rold and by There presents do grant baram sell and Convey all the right, little and anchest which it Besnerny had at the time of his dich or which the Estate of 1112 trigging decend now has a the following discreted premis to with In South East quarter of the South East quarter of Section (26) Swenty-Six, and the South west quarter of the South west greater of seation (25) Twenty for and the ororth half of the North East greature

39 U ol 3, pg Section (35) Thirty fine in Formship 40 South of Ray in Curry County Or Efact To stave and to brold The said premies unto The said hasty of the second hart, his here and And The party of the first part does hereby covenant and ares to and with The said part of the second part that sand premies are free from all mountrances, and that she will and does warrant and defend, he little to the lame as and all lawful claims whatsvever In Wilness whereof in Said party of thefire part has hereunto of ther hand muldere Synd scaled and sclaimed Machiel Gress 1113.

Lipid scaled and sclaimed Streentry of the Estate of 1113.

Chan 6 Malker Frenz

The count and scaled and selwing Rachel Grenn End lain & Cresan ? 20 out of Cur On ins in 14 1 touth day of February 42/88/ light In undersand a Notary Public, in and for the County and State wiresard, Came Rechall beging in person ramed in and who is personally known to me to be the Mulical person who executed the foregoing annexed Conveyance and She in dard Kachal Gregor is Provided it suc that she executed the said Conveyance in jurnance of line freely and for in wes and purposes thesein hamed In where whereof I have hereunto set my hand und sid affixed my official deal on the dan and sich first above wrillen Christian Publicar RESOURCES D Christian Coreson SALEM, OREGON Curry & Cregon Recorded Feb 26 in 1881

1922 and entered and recorded on page of voulme ... of the Probate Journal of said Court did on the 1st day of December 1927 at the former Residence of deceased in Langlois, Curry County, State of Oregon at the hot of 12 o'clock M. of said day, after g. g due notice thereof duly sell to A.P.Sweet, of Langlois, Curry County for the sum of Six Bundred and Fifty (\$650.00) Dollars the following described real premises belonging to said deceased at the time of his death to-wit;

Beginning at the Northwest Corner of the two acre lot Deeded from J.F_Simms to M.B. Gibson, thence Northerly Sixty (60) feet more or less thence East Two hundred and nine (209) feet, thence South Sixty (60) feet, thence West Two hundred and nine (209) feet to the place of beginning, all in the Southwest quarter (4) of Section 35, Township 30 with of Range 15 West of the Willamette Meridian, in the County of Curry and State of Oregon. said sale being duly reported by me to said County Court, said Court did on the 23rd day of December 1922 duly make an order confirming said sale; which order was sated the said 23rd day of December 1922, and was entered andrecorded on page 9 of volume 4 of te Probate Journal of said Court. Now Therefore, in consideration of the premises and of the payment to me by sold A.P.Sweet of said sum of money, bidded by him as aforesaid, for said land, I as Administrator ofsaid Estate, do hereby grant, bargain, sell and convey unto said A.P.Sweet his heirs and assigns forever, the said parcel of land herein described. To have and to hold said premises with the hereditements and appu rtenences thereunto belonging unto said A.P. Sweet his heirs and assigns forever. In witness Whereof, I have hereunto set my hand and seal this day of .. Daniel W. Engleman SEAL Administrator of the Fatate of John C. Engleman Sr. Deceased. Executed in the presence of E. M. Blumenrother E.T.Blumenrother Witnesses.
STATE OF OREGON COUNTY OF OUREY is A. THIS CERTIFIES That up this 25th day of December 1922 before me, a Notary Public in and for said County and State, personally appeared the within named Daniel W. Engleman, of Langlois, Curry Co. Oregon who is known to me to be the person described in and who executed the foregoing Deed as Administrator of the Estate of John C. Engleman deceased, and acknowledged to me that he as the Administrator of the Estate of John C. Engleman, deceased executed the same freely and voulunatily for the uses and purposes therein mentioned. IN WITMESS WHEREOF, I have he Reunto set my hand and official Seal the day and year last above written. Chas. F. Blumenrother Motory Tublic for Oregon My commission expires June 18, 1923 Notary Seal Biled and Recorded Jan. 11th, 1923 A.G. Walker County Clerk. By Jan Company Deputy

KNOW ALL MEN BY THESE PRESENTS, That MIDS S.CREGORY and IVY IRENE GREGORY, his wife of Los Angeles State of California in consideration of EIGHT HUNDRED (*800.00) Dollars to them paid by R.O.GARDNER of CURRY COUNTY state of Oregon, have bargained and sold, and by these presents do grant, bargain, sell and convey unto said R.O.GARDNER heirs and assigns, all the following bounded and described real property, situated in the County of Curry and State of Oregon;

The East half of the Southwest quarter, southwest quarter of the southwest quarter DEC 3
Section twenty-feve (25) Township Thirty (30) S. R.W. Fifteen (15) West and Lot
Twelve (12) Section Twenty-six (26) Township Thirty (30) S.R.W. Fifteen (15) West RESO
containing One hundred and Sixty (166) acres of land more or less.

SALEM.

It is hereby agreed to be the said party of the second part, his heirs or assigns, that the said party of the first part reserves all mineral and petroleum rights perpetually, covering the above described property, and that said first party, his heirs or assigns can at anytime enter upon said described premises and drill for oil or gas, with the understanding that said party shall compensate said second party for any damages done to the personal property or growing crops, orimproved portions of premises. Subject to all taxes, together with all and singular the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining, and also all their estate, right, title and interest in and to the same, including dower and claim of dower. To HAVE AND TO HOLD the above described and granted premises unto the said R.O. Gardner his heirs and assigns forever. And Miles S. Gregory and Ivy Irene Gregory granturs above named do covenant to and with R.O.Gardner the above named grantee his heirs and assigns that they are lawfully seized in fee simple of the above granted premises, that the above granted premises are free from all incumbrances, and that they will and their heirs, executors and administrators, shall warrant and forever defend the above granted premises, and every part and parcel thereof, against the lawful claims and demands of all persons whom scever In witness Whereof, the grantors above named, have hereunto set their hands and seals this 16th day of June 1922 Miles S. Gregory (SEAL) Ivy Irene Gregory (SEA Executed in the Presence of C.E.Fish C.C.Wall \$1.00 Documentary stamp cancelled. Ivy Irene Gregory (SEAL) COUNTY OF LOS ANCELES as THIS CERTIFIES That on thie 6th day of July STATE OF CALIFORNIA A.D. 1922 before me, the undersigned a Notary Public in and for said County and State, personally appeared the within named Miles S. Gregory and Ivy Irene Gregory his wife who are known to me to be the identical individuals described in and who executed the within instrument and acknow ledged to me that they executed the same as their free act and deed, for the uses and purposes therein expressed. IN TESTIMONY WHEREOF I have hereunto set my hand andofficial seal .the C.E.Fish Notary Fublic for Oregon My commission expires day and year last above written. Jan 7, 1923 Notary Seal Filed Aug. 4th, 1922 Recorded Jan . 13th, 1923 County Clerk

(Notary Seal)

State of California County of Alameda, 38 I Geo. E. Gross, Courty Clerk of the County of Alameda, State of Califor , and ex-officio Clerk of the Superio ourt of the State of California, in the and for the County of Alameda, which is a court of record of the State of Callfornia, having by law a seal, do hereby certifiy that Mary Parkinson whose names is subscribed to the attached certificate of proof, acknowledgment or affidavit, as at the time of taking such proof, acknowledgement or affidavit a Notary Tublic in and fro said Alameda County, duly commissioned and qualified, and residing in said county and was as such an officier of the State of California, duly authorized by the laws thereof to gaminister on the or affirmation and to take and certify the proof and acknowledgment of deeds and other instru ments in writing to be recorded in said State, and that full faith and credit are and ought to be given all his official acts as such Notary Public and I further certify that I am well acquainted with the handwriting of said Notary Public and verily believe that the signature to the attached certificate is his genuine signature and that the ampezed instrument is execute and acknowledged according to the laws of the State of California. In Witness Whereof, I have hereunto set my hand and affixed my official seal this 3rd gay of April, 1923 Geo. E. Gross County Clerk of the County of Alameda and ex-officio Clerk of the Superior Court of the State of California in and for the County of Flameda. (Filed and Recorded June 4th, 1923 Find Campbing (Superior Court Seal) County Clerk.

DEC 3 1 1992

This Indenture Made the Second day of April one thousand nine hundred and twenty three; Between P J.Jordan and Catherine E. Jordan (his wife) both of the County of San Mateo, State of California; the parties of the first part, and Willis T. White Sr. of the County of Curry, State of Oregon the party of the second part, Witnesseth; That the said parties of the first part, for in consideration of the sum of Ten Dollars and other valuable considerations) Gold Coin of the United States of America, to them in hand said by the said party of the second part, the receipt whereof is hereby acknowledged do by these presents, grant, bargain, sell unto the said party of the second part, and to his heirs and assigns forever, all those certain lots, pieces or parcels of land situate in the Town of Port Orford County of Curry State of Oregon and bounded and described as follows to-wit;-

Lot Four (4) and the East helf of Lot Five (Eg-5) in Block Sixty-eight (68) as said Lots and block are shown and delineated on the May of Port Orford, Oregon, filed April 27th, 1881, in the Office of the County Recorder of Curry County, Oregon. Together with the tenements, hereditaments and a purtenances thereunto belo ging or appertaining and the reversion and reversion remainder, and remainders, rents, issues and profits thereof. To have and to Hold the said premises with the appurtenances, unto the said party of the second part, and to his heirs and assigns forever. In Witness Whereof, the said parties of the first part, have hereunto set their hands she day and year first above written. Catherine E. Jordan F.J.Jordan Signed and Delivered in the Presence of F.S.Oliver B.B.Strand 50 & Int. Rev. Stamp Canc. State of California City and County of San Francisco, ss On this 2nd day of April in the year one thougand nine hundred and twenty-three before me Lloyd Macomber, a Nobary Public in and for the City and County of San Francisco, personally appeared F.J. Jordan and Catherine E. Tordan, his wife known to me to be the persons whose names are subscribed to the within instrum and they duly acknowledged to me that they executed the same. In Witness Whereof, I have here unto set my hand and affixed my Official Seal, at my offi e in the City and County of San Francisco, the day and year in this certificate first above written . Lloyd Macomber Notary ublic in and for the City and County of San Brancisco, State of California My commission exp-

Priled and Recorded June 4th, 1923 Fred Carefull County Clerk.

Uol 18, Pg 362

Know all Men by these Presents, That R.O.Gardner and Haud Gardner his wife, both of Curry County. State of Oregon, in consideration of Ten and 00/100 Dollars and other valuable considerations to them paid by A.A.Thorhaven of Curry County, State of Oregon, have bragained and sold, and by these presents do grant, bargain, sell and convey unto said A.A. Thorhaven and his heirs and assigns, all the following bounded and described real property, situated in the County Curry and State of Oregon, and more patticularly described as follows to-wit;-

The East half (½) of the southwest quarter (¼), southwest quarter of the Southwest quarter (½) of Section twenty-five (25) Township Thirty (30) South of Range Fifteen (15) West and Lot Twelve (12) in Section Twenty-six Township Thirty (30) South of Range Fifteen (15) west and or less, subject to all mineral and petroleum rights reserved by Miles S. Gregory and Ivy, Gregory in deed executed by them on the 16th day of June, 1922, to R.O. Gardner and recorded in the County of Curry, State of Oregon on the 13th day of January, 1923, in Book 18 on Page 293 Record of Deeds. Said R.O. Gardner and Maud Gardner shall pay the 1922 County and State Taxes and all taxes that shall accrue thereafter shall be paid by the grantee here in.
Together with all and singular the tenements, hereditaments and appurtenances thereto belonging

or in anywise appertaining, and also all our estate, right, title an interest in and to the same including doner and of im of To have and to hold, the above described and granted premises unto the said A.A. Thorhaven, his heirs and assigns forever. And R. O. Gardner and Maud Gardner grantors above named do covenant to and with A.A Thorhaven the above named grantee his heirs and assigns that they are lawfully seized in fee simple of the above grantdu premises, that theabove granted premises are free from all incumbrances excepting the second helf ouf the 1922 County and State taxes which said grantors shall pay, and that they will end their meirs, executors and administrators, shall Warrant and defend the above granted premises and every part and parcel thereof, against the lawful claims and demands of all persons In witness whereof, the grantors above named, have hereunto set their hends and seals this 26th day of May 1923. R. O. Gardner (Seal) Maud Gardner (Seal). Executed in the presence of: John Nielson, Lawrence Sneed, State of Oregon, County of Coos: ss Be it remembered, that before me, the undersigned, a Notary Public in and for County and State appeared the within named R. D. Gardner and Maud Gardner, his wife, known to me to be the identical persons described in and who executed the foregoing instrument and acknowledged to me that they executed the same freely and voluntarily. IN witness whereof, /I have hereunto set my hand and noterial seal the day and year last above written. John Nielson, Nothry Public for Oregon, My notarial commission expires July 6, 1923. (Not-Filed and Recorded June 4th 1923 Trees Complete County Clerk.

Vol 18 page 363

DEC 3 1 1992

Right of Way Deed. In the Matter of Oregon Road, known as the RooseveltHighway Port Orford Know ell men by these presents, that we, W. R. Hurst and Sarah Hurst Elk River section. his wife, of the County of Curry in the State of Oregon, in consideration of the Menefits and other valuable considerations, and the sum of forty dollars paid us, the regeipt whereof is hereby acknowledged, have granted, bargained, sold and conveyed, and by these presents do grant, borgain, sell and convey unto the County of Curry, Stateof Oregon, the following described parcel of land, situated in curry County, in the State of Oregan, to-wit: A strip of land 60 feet wide, being 30 feet on each side of the center line of said road, as surveyed over and across En of En of SEA of Section 29 township 32 south range 15 W. W. ". beginning at station 232x65 of the Roosevelt Highway Supvey which station is approximately 502 feet night and 297 feet west of the sectionsorrer which is common to sections 28-20-32-33 township 32 S Range 15 W W. M. Thence running in a northwesterly direction approximately 1030 feet to station 242x95 of the said survey, which station is approximptely 1457 feet north and 670 Reet west of the sec. Forner which is common to sections 28-29-32-33 township 32 south range 15 west W. M. being approximately no acres. of new right of way. To have and to hold the same, unto the County of Curry state of Oregon, for the our pose of a public road forever. In witness whereof, we have hereunto set our hands and seals this 28th day of May 1923.

In the presence of: Willis T White.

State of Oregon, County of Curry, ss: I, Willis T White a Notary Public in and for the State of Oregon, do hereby certify that on this 28th.day of May A. D. 1923 personally appoared before me W.R_Hurst and Sarah Hurst, to me known to be the individuals described in and who executed the within instrument, and acknowledged that they executed the same as their free and voluntary act and deed, for the purposes therein mentioned. Diven under my hand and official scal this 28th day of May A. D. 1923. Willis T. White Notary Public for State of Oregon. MycOmmission expires March 27, 1925. (Notary seal). County Clerk. Filed and recorded June 4, 1923.

In the matter of Oregon Road, Known as the Roose welt fort Orford Right of way Deed. Know all men by these presents, That E. W. Jensen and Carrie Jensen his Elk River section. wife, of the County of Contra Costa in the State of california in consideration of the benefits and other Valuable considerations, and the sum of One Hundred Dollars, paid us, the receipt whereof is hereby acknowledged, have granted, sold and conveyed, and by these presents do grant, bargein, sell and convey unto the County of Curry, State of Oregon, following described parcel of land, situated in Curry County, in the State of Oregon, to-wit: A strip of land 60 feet wide, being 30 feet On each side Of the center line of said road, as surveyed over and across NE' of section 29, township 32 south range 15 W W. M. Beginning at Station 254x62 of the Roosevelt Highway Survey which station is approximately 870 feet west and 2588 feet north of the section corner which iscommon to sections 28-29832-33 township 32 south range 15 west W. M. Th ence running in a northerly direction approximately 2611 feet to station 280x73 of the said survey which station is approximately No ft. north and

were the company of the contract the Kinter premises more the same extension M. Molino and sthel D. Molino, husband and wife, in join tenancy with right of survivorship, their heirs and signs forever And Orvel F. Dawson and Elsie Carson Dawson, husband and wife, the grantors above named do covenant to and with the above named grantees, their heirs and assigns that they are lawfully seized in fee simple of the above granted promises, that the above granted premisos are from all encumbrances, and that they will and their heirs, execums and

Witness our hands and seals this 26th day of June 1946.

and garcol thereof, against the lawful claims and demands of all persons whomsoever,

administrators, shall warrant and forever defend to

Crysl r. Dawson

above granted premises, and every part

Elsie Carson Dawson

STATE OF OREGON, County of Curry

BE IT REMEMBERED That on this 26th day of June A.D. 1946 before me, the undersigned, a botary Fublic in and for said County and State, personally appeared the within named Orvel F. Dawson and Elsie Carson Dawson, who are known to me to be the identical individuals described in and who executed the within instrument and acknowledged to be that they executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have horaunto sat my hand and official seal the day and year last above written. DEC 3 1 1992

NOTARY SEAL

Alvilda !!. Cardner

WATER RESOURGERY Dublic for SALEM, OR Commission expires May 6th. 1947/

Filed and recorded June 26, 1946. Oleta A. Walker --- County Clerk.

LESTER F. CLAUSEN et ux

ANDREW A. THORHAVEN of ux

COMPARED

WARRANTY DEED

30-599

THIS INDENTURE WITNESSETH, That Lester F. Clausen and Opel L. Clausen, husband and wife, for the consideration of the sum of Ten (\$10.00) Dollars, to thom paid, have bargained and sold and by these present do bargain, sell and convey unto Andrew A. Therhaven and Florence I. Thorhaven, husband and wife, the following descirbed premises, towit:

Lots 8 and 9 of Section 26 and the Southwest quarter of the Northwest quarter, (SWING) and the Northwest quarter of the Southwest quarter (NWISWI) of Section 25, in fownship 30 South, Bange 15 West of the willomette Meridian in Curry County, State of Oregon, -excepting therefrom a small percel of land consisting of 0.93 acres more or less, heretefore deeded by the granters herein to A. J. woodlin on January 21, 1938 and recorded on November 2, 1938, In Yeluma 25 at page 171, records of deads, Curry County, state of Cregon. DECUMENTARY STAKES AFFIXED AND CANCELLED (\$2.20)

TO MAVE AND TO HOLD the said promises, with their appartenances into the said andrew A. Thorhaven and Plorence I. Thorhaven and to their Heirs and assigns forever.

And the said Lester F. Clausen and Opal L. Clausen do horoby covenant to and with the said Andrew A. Thorhaven and Florence J. Thorhaven, husband and wife, and to their heirs and assigns that they are the owners in fee simple of said promises; that they are free from all incombrances and that they will warrant and defend the same from all lawful claims

IN WITNESS WHEREOF, We have hereinto set our hands and seals this 4th day of Eng 1940.

Done in Fresence of:

Harry A. Slack

Lester F. Clauson Opal L. Clausen

FLORENCE THORHAVEN TO A. A. THROHAVEN

OSMANMOO

BARGAIN AND SILE DEED

KNOW ALL MEN BY THESE PRESENTS, That Florence Thorhaven, wife of A. A. Thorhaven of Curry County, State of Oregon, in consideration of Ten 00/100 Dollars, to here paid by A. A. Thorhaven does hereby grant, bargain, sell and convey unto said A. A. Thorhaven, his heirs and assigns, an undivided one-half interest in and to all the following real property, with the tenements, hereditaments, and appurtenances, situated in the County of Curry and State of Oregon, bounded and described as follows, to-wit:

The east half(\(\frac{1}{8}\)) of the southwest quarter (\(\frac{1}{4}\)), southwest quarter(\(\frac{1}{4}\)) of the southwest (30) quarter(\(\frac{1}{4}\)) of Section twenty-five (25), Township Thirty/South of Range Fifteen(15) West Willamette meridian and also Lot Twelve (12) in Section Twenty-six (26) in aforesaid township and range, containing 160 acres of land, more or less, in Curry County, Oregon.

The said A. A. Thehaven has an equal interest in the ownership of the above described real property and this deed is given for the purpose of conveying to him his interest therein, and the title to the said real property shall be vested in the names of both A. A. Thorhaven and Florence Thorhaven, husband and wife.

TO HAVE AND TO WOLD, the above described and granted premises unto the said A. A. Thorhaven, his hiers and assigns forever.

IN WITNESS WHEREOF, the grantor above named hereunto set her hand and seel this 16th day of May, A. D. 1941.

Executed in the Presence of

John Nielson

Florence Thorhaver

DEC 3 1 1992

STATE OF OREGON,)
: ss.
County of Coos.)

BE IT REMEMBERED, That on this 16th day of May, A. D. 1941, before me, the undersigned, a notary public in and for said County and State, personally appeared the within named Florence Thorhaven (Wife of A. A. Thorhaven) who is known to me to be the idnetical 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 hereinto set my hand and seal; the day and year last above written.

(Notary S2al)

John Nielson, Notary Public for Oregon.

Ailedand manusch May 20th, 1941. Olata O. Walken Clark. My Commission Expires May 2, 1943.

JERGE ". HIGHT & HOEK HIGHT TO VICTOR HUGO REYNOLDS, ET UX COMPARIO

WARRENTY DEED

KNOW ALL LEN BY THESE PRESENTS, That JESSE HIGHT and ROSA HIGHT, his wife, in consideration of Ten and no/100 boltars, to thom paid by VICTOR HUGO REYNOLLS and ELSIE MILLICENTINE YNOLLS, bushend and wife, do here'y grant, bergain, sell and convey unto said VICTOR HUGO REYNOLDS, and ELSIE MILLICENTT REYNOLLS, his wife, joint tenants with rights or survivor-ship heirs and essigns, all the following real property, with the tonements, horeditaments and appurtenances, situated in the County of Curry, and State of Oregon, bounded and described as inlows, to-wit:

PEGINNING at a point on the Section line common to Sections 5 and 32, Townships 25 and
41 South, Range 13 West, Willemette Meridian, said point being 3.75 chains West of the Northeast corner of Section 5; Thence South 2 deg., 25 min. West, 1.29 chains; thence South 52 deg.

6-WARRANTY DEED (Grantees as Tenants by Entirety).		ER	SELV EVENE-N	LACEUR TO YORLAND. ORE.
44-20593	KSOEK			(
KNOW ALL MEN BY THESE PRE	SENTS, That	ANDRE:	A. THO	diaven and
in consideration of Ten and no/100-				
to them paid by JACK L. SI.I	TH and EVE	LYN I.	SMITH	
do hereby grant, bargain, sell and convey and assigns, all the following real property, win the County of Curry and Lots 8, 9 and 12 of Section quarter and the Mortheast qui Southwest quarter of the Nor of the Jouthwest quarter, Se Range 15 West of the Willame	unto the said goth the tenement of State of Oreg 26 and the arter of this west quaretion 25,	rantees, ets, heredison, bounded bout here of a all in	taments and ded and des that for the last on the last ownship	appurtenances, situated cribed as follows, to-wit: I the Southwest quarter and the corthwest quarter is possible to 30 South of
Less parts heretofore sold, a heretofore granted.	and less an	ny roa	dways or	· easements
To Have and to Hold the above descr	ribed and grante	ed premis	es unto the	said grantees as tenants

by the entirety, their heirs and assigns forever. And We, the grantors, covenant that ... We are lawfully seized in fee simple of the above granted premises free from all incumbrances, and that We will and our heirs, executors and administrators, shall warrant and forever defend the above granted premises, and every part and parcel thereof, against the lawful claims and demands of all persons whomsoever. 10th day of August , 1956 Witness our hands and seal 5 this andow a That one (SEAL) Thrence J. Therhaced (SEAL) STATE OF OREGON, On this 10th day of August , 1956, County of Coos before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named Andrew A. Thorhaven and Florence I Thorhaven, husband and wife, ... who are known to me to be the identical individual. S. described in and who executed the within instrument, and acknowledged to me that the y 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.

BOOK OF RECURDS

Notary Public for Oregon.
My Commission expires hugust 7,

WARRANTY DEED

ANDREW A. THORHAVEH, et ux

TO

JACK L. SMITH, et ux

AFTER RECORDING RETURN TO

STATE OF OREGON,

County of Curs I certify that the within instrument was received for record on the 21 day of august, 19 6.

2/ day of August, 19 to., 14:15 o'clock M., and recorded in book ...

Witness my hand and seal of County affixed.

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State of Oregon
County of Curry
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I, Jack Laurin Smith, being first duly sworn, depose and say that I personally inspected and read the Curry County Tax records and found the following information, pertaining to:

```
Lots 8, 9, & 12 - Twp 30, Rge 15, Sec 26
Lot 11; E 1/2 SW 1/4 lying East of Hwy 101 - Sec. 26
Tax lot # 01000, containing 5 acres - Sec. 26
Tax lot #0400 containing 200 acres - T30, Rge 15, Sec 00
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1908 Vol. 1, pg 4, line 11
Erasmus Thorhaven paid tax on:
Horses 3
Cattle 22
Swine 5

010 8 1 1992 Walling Cartain

1912 Vol. 1, pg 5, line
Erasmus Thorhaven paid tax on:
Horses 3
Cattle 30
Swine 6
Dog 1

1912 Vol. 1, pg 5, line
John Clausen paid tax on:
Cattle 7
Sheep 40

1917 Vol. 3, pg 20, line 14
J. Thorhaven paid tax on:
Horses 3
Cattle 3
Dog 1

1917 Vol. 3, pg 4, line 14
John Clausen paid tax on:
Horses 1
Cattle 5
Sheep 30
Dog 1

Page Two of Tax Records	:	
1927 Vol 5, pg 15, line A.A. Thorhaven paid tax Cattle 10 Horse 2 Dog 1 Swine 6		···· ()
1933 Vol 4, pg 22, line A. A. Thorhaven paid ta:		020 S 1 1992
Cattle 12 Sheep 7 Swine 2	x 011.	Valle : EPT. 1 : E GAZGON
1938 Vol 4, pg 20, line Florence Thorhaven paid Cattle 21 Sheep 21		
1943 Vol 3, pg 13, line A. A. Thorhaven paid ta: Cattle 24 Sheep 44		
1948 Vol 3, pg 15, line A. A. Thorhaven paid ta: Cattle 5 Sheep 145		
1952 Vol 3, pg 21, line A. A. Thorhaven paid tax Cattle 10 Sheep 175	x on:	e of this land by Smith
1953 Vol 3, pg 23, line A. A. Thorhaven paid ta: Cattle 6 Sheep 210	x on: Evelyn v we have ro	M. Smith un 190-250 hd. of
1956 Vol 3, pg 19, line A. A. Thorhaven paid tax Cattle 2 Sheep 190	15 a few head x on:	y year to date, plu. I of cattle
	Jack Laurin Smith	n Smith
Subscribed and sworn to 1992.	before me this 29 day of	Dec 1992
Nota My Co	ry Public for: State of commission Expires: 10	odd Dregon -5-93

SURFACE WATER REGISTRATION CHECKLIST

(received after July 18, 1990)

CHECK BASIN MAP De NAME Sous Cops # 17 UNADJUDICATED AREA ? De
RECEIPT # 95735 S W R NUMBER 395
CHECK ENCLOSURES PRELIMINARY DATA BASE ENTRY
ACKNOWLEDGEMENT LETTER VILLE ENTER ON STREAM INDEX
CHECK QUADRANGLE MAP CHECK GLO PLATS
WATERMASTER CHECKLIST PUBLIC NOTICE PUBLICATION CONTINUE PUBLICATION
blanks filled in signed date received stamped MAP REVIEW Source and trib diversion point location conveyances (pipes, ditch, etc.) place of use scale township, range, section north arrow CWRE stamp disclaimer date survey was performed P.O.B. of survey dimensions and capacity of 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



WATER
RESOURCES
DEPARTMENT

December 9, 1993

JAMES F GOSSON 580 S STATE ST SUTHERLIN OR 97479

RE: SWR-395

Dear Jim,

This will acknowledge the receipt of map to support the pre-1909 vested water right claim in the name of JACK OR EVELYN SMITH 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-0395.002





November 10, 1993

WATER RESOURCES DEPARTMENT

JAMES F. GOSSON 580 S STATE STREET SUTHERLIN OR 97479-9536

RE: File# SWR-395

DEAR JAMES F. GOSSON,

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 reciepts 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 Jack L. & Evelyn M. Smith. 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."

OAR 690-28-025-(4)-(d) "The number of acres irrigated in each quarter quarter shall be shown to the nearest tenth of an acre."

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-0395.00M





March 26, 1993

WATER
RESOURCES
DEPARTMENT

JACK L OR EVELYN M SMITH PO BOX 53 LANGLOIS OR 97450

Dear MR OR MRS SMITH,

This will acknowledge that your Surface Water Registration Statement in the name of JACK L OR EVELYN M SMITH has been received by our office. The fees in the amount of \$400.00 have been received and our receipt #95735 was written. Your registration statement has been numbered SWR-395.

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-0395.001



STATE OF OREGON

RECEIPT # 95735 WATCH RESOURCES DEPARTMENT 3850 PORTLAND ROAD NE

SALEM, OR 97310

	376-6433/37	8-8130 (FAX)	1	1
RECEIVED FROM		nith	APPLICATION	
BY:			PERMIT	
			TRANSFER	
CASH: CH	HECK: # OTHER: (IDENTIFY)		_	
	X 96-292		TOTAL REC'D	\$4000
01-00-0	WRD MISC CASH ACCT	100	4	
	WITE MICO CACH ACCT	ONE CASH A	,	\$ 1/10 4
842.010	ADJUDICATIONS	COL		s
	PUBLICATIONS/MAPS	Gran.		\$
830.650	PARKING FEES Name/month	.0		
-	OTHER: (IDENTIFY)	16		\$
REDUC	TION OF EXPENSE	CASH A	CCT.	
	ST CENTER AND OBJECT CLASS	VOUCH		\$
03-00-0	WRD OPERATING ACCT			
0000				
840.001	MISCELLANEOUS:			\$
840.001 850.200	COPY FEES RESEARCH FEES			s
880.109	MISC REVENUE: (IDENTIFY)			\$
520.000	OTHER (P-6): (IDENTIFY)		- 1	s
320.000	CHIER (1-0). (IDENTIFIT)	EXAM FEE	7	DECORD FEE
	WATER RIGHTS:	\$		RECORD FEE
842.001	SURFACE WATER		842.002	\$
842.003	GROUND WATER	\$	842.004	\$
842.005	TRANSFER	-	842.006	\$
	WELL CONSTRUCTION	EXAM FEE		LICENSE FEE
842.022	WELL DRILL CONSTRUCTOR	\$	842.023	\$
842.016	WELL DRILL OPERATOR	3	842.019	\$
	LANDOWNER'S PERMIT		842.024	
06-00-0	WELL CONST START FE	E		
842.013	WELL CONST START FEE	\$	CARD #	
	MONITORING WELLS	\$	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)			\$
14.3	HYDRO APPLICATION			\$

95735 DATED: 12-31-92 BY: BUSINE RECEIPT #