

King A. Phelps
Engineering, Surveying, Water Rights Examiner
P.O. Box 941
Yachats, Oregon 97498

RECEIVED
JAN 18 1994

January 11, 1993

JAN 18 1994
WATER RESOURCES DEPT
SALEM, OREGON

Water Resources Department
3850 Portland Road NE
Salem, Oregon 97310

Attn: Don Knauer

RE: Claim of Beneficial Use Map for File No. SWR-455

Dear Sir,

Enclosed please find the corrected map for Geraldine
& Thomas Mercer, SWR-455. Please review this map and let
me know if there any changes needed.

Sincerely



King A. Phelps

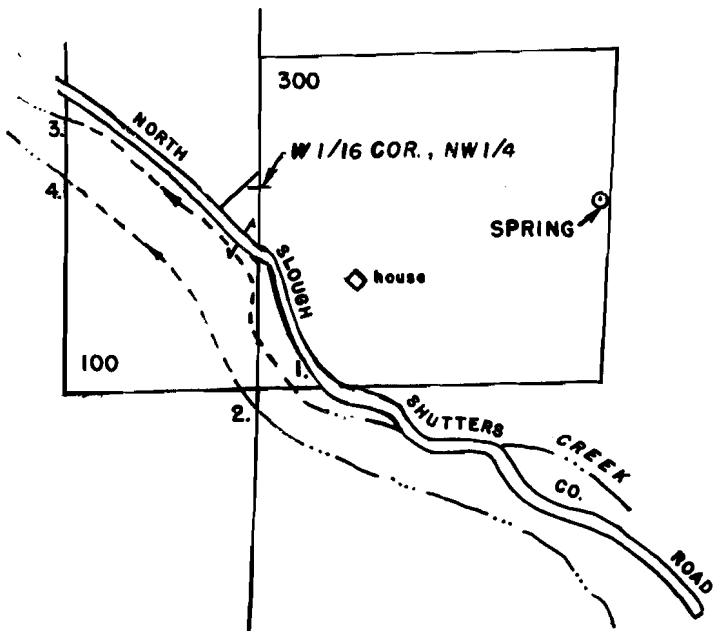
WRE 249

CLAIM OF BENEFICIAL USE MAP
 IN THE NAME OF GERALDINE & THOMAS MEERCER
 File No. SWR-455
 SECTION 33, T23S, R12W, W. M.

RECEIVED

JUL 22 1990

WATER RESOURCES DEPT
 SALEM, OREGON



Scale: 1" = 660'



Points of Stream Entry Onto Property

1. S 13° 51' E, 688' from W 1/16 cor., NW 1/4, sec. 33
2. S 2° 3' W, 667' from W 1/16 cor., NW 1/4, sec. 33

Points of Stream Exit From Property

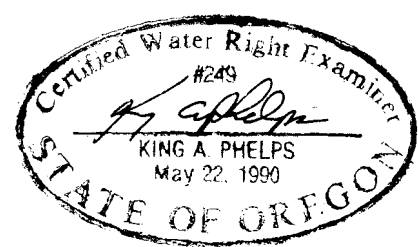
3. N 65° 38' W 705' from W 1/16 cor., NW 1/4, sec. 33
4. N 87° 54' W 654' from W 1/16 cor., NW 1/4, sec. 33

Spring

S 88° 5' E 1155' from W 1/16 cor., NW 1/4, sec. 33

--- Reach of streams used for livestock watering

32	33
5	4



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.

STATEMENT CLAIM OF BENEFICIAL USE
for
File No. SWR-455

Land Owner: Geraldine & Thomas Mercer
475 Shutter Creek Road
North Bend, Oregon 97459

Telephone (503) 756-1425

Contact person: Thomas Mercer

Inspection date: 5-31-93

In this Claim for Beneficial Use there are two parts. Part number one is the historic use of the creeks and ditches shown on the map as livestock watering sources. Part number two is the use of a spring for domestic purposes and garden irrigation. The spring was developed by placing a small diversion dam across the drainage and diverting the water into a holding tank (approx. 1000 gallon). A three quarter inch plastic pipe runs down hill to the house. The original works had iron pipe and most probably a wooden tank. The home is approximately nine hundred feet southwest of the spring. Water is used primarily for domestic uses although a garden and lawn are irrigated as needed. The system is capable of delivering five gallons per minute to the home.

The inspection of the use as found was completed by me on 5-31-93, and the facts contained in this report and accompanying Claim of Beneficial Use Map are correct to the best of my knowledge.



RECEIVED

JUL 22 1993

WATER RESOURCES DEPT.
SALEM, OREGON

King A. Phelps
Engineering, Surveying, Water Rights Examiner
237 St. Dennis Rd.
North Bend, Oregon 97459

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JUL 22 1993

WATER RESOURCES DEPT.
SALEM, OREGON

July 16, 1993

Water Resources Department
3850 Portland Road NE
Salem, Oregon 97310

Attn: Don Knauer

RE: Claim of Beneficial Use Map for File No. SWR-455

Dear Sir,

Enclosed please find the map for Geraldine and Thomas
Mercer, SWR-455 and the Registration Statement Claim.
Please review this map and statement and let me know if
there any changes needed.

Sincerely



King A. Phelps

WRE 249

King A. Phelps
Engineering, Surveying, Water Rights Examiner
237 St. Dennis Rd.
North Bend, Oregon 97459

JUN 11 1993

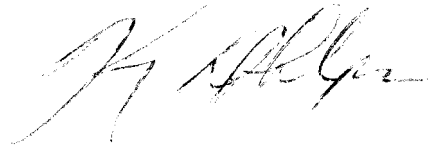
June 9, 1993

Water Resources Department
3850 Portland Road NE
Salem, Oregon 97310

RE: Surface Water Registration Map
File No. SWR-455

To Whom It May Concern,

The field work and map preparation on this project is anticipated to be completed and in your hands before July 1, 1993.



King A. Phelps

WRE 249

RECEIVED
MAY 18 1993

MAY 18 1993
WATER RESOURCES DIVISION
SALEM, OREGON

May 17, 1993

Mr. Dwight French
Adjudication Section
Oregon Water Resources Department

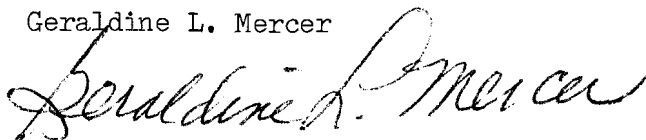
Re: Geraldine L. Mercer & Thomas H. Mercer
495 Shutter Creek Road
North Bend, Oregon 97459
SWR-455

In response to your letter of April 8, 1993 we have contracted with
a Certified Water Right Examiner (CWRE) to prepare our documents.

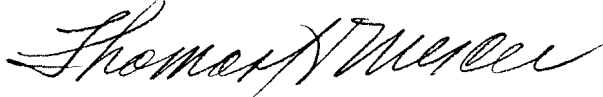
KING PHELPS
705 Bonneville Rd.
Lakeside, OR 97449
Ph. 503-756-3545

Sincerely Yours,

Geraldine L. Mercer



Thomas H. Mercer



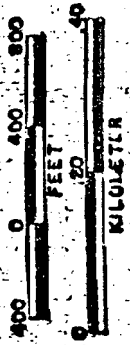
SECTION 32 T23S. R.12W. W.M.
COOS COUNTY

1"=400'

Stocki

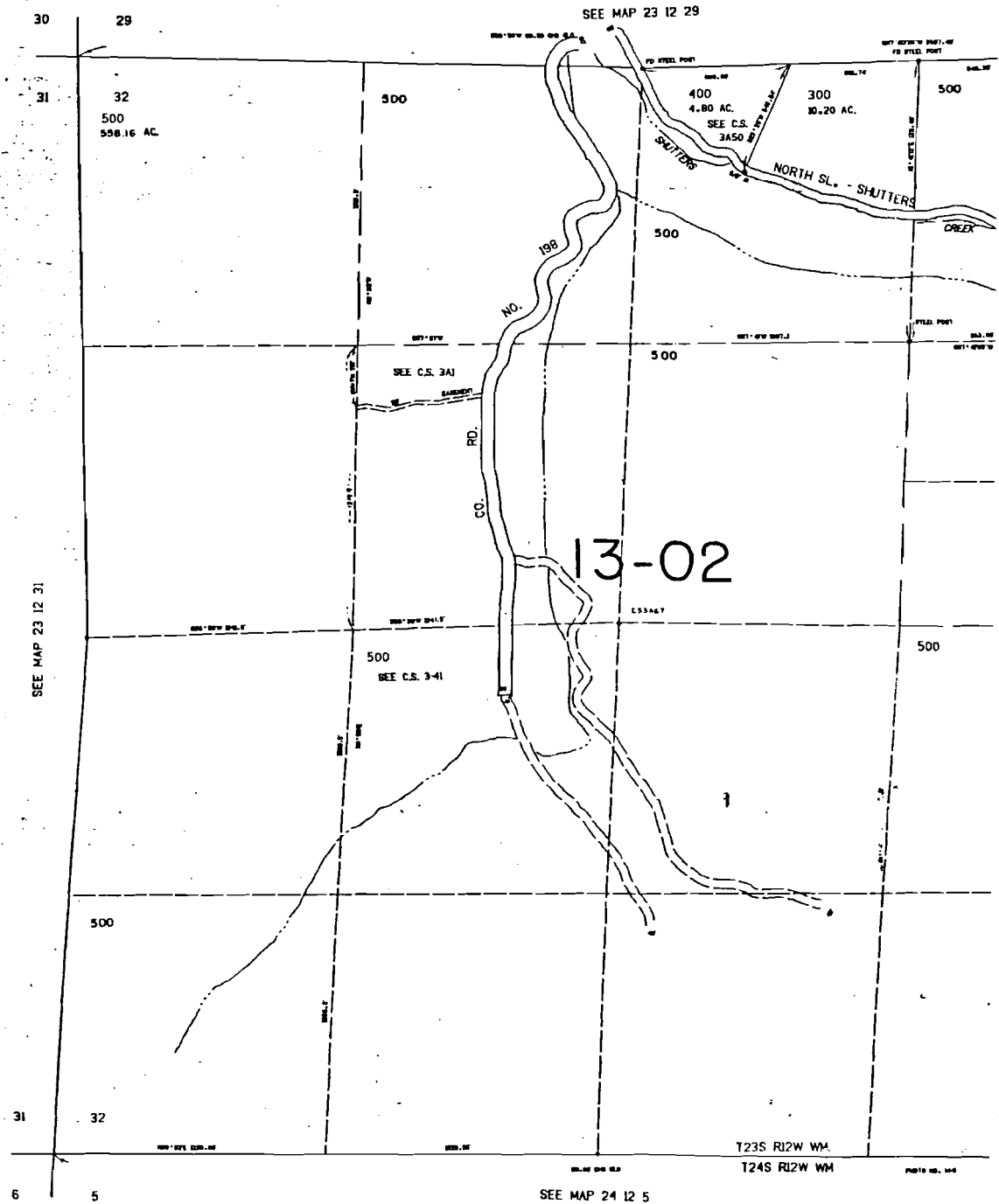
THIS MAP WAS PREPARED FOR
ASSESSMENT PURPOSE ONLY.

SCALE 1:9600



LAYOUT TRACED CHECKED

RECEIVED
MAR 19 1992
DEPT. OF REVENUE STATE OF OREGON
ASSESSMENT & APPRAISAL DIV.



11/23/94

TALKED TO TOMAS ARECH.
ON THE PHONE. TOLD HIM
HIS FIVE WAS COMPLETE -
HE HAS MET ALL QCS & OAR
REQUIREMENTS. HE HAS URGED
ALONG TO USE THE WATER AS
DESCRIBED IN FILE. TALKED
ABOUT AOS PROCESS - LACK
OF WWD PERSONNEL - POINT
KNOW WHEN WWD MIGHT DO
THE FORMAL ASSESSMENT.

11/23/94

SURFACE WATER REGISTRATION CHECKLIST

(received after July 18, 1990)

CHECK BASIN MAP DWP NAME SOUTH COAST # 17 UNADJUDICATED AREA ? DWP
RECEIPT # 95804 S W R NUMBER 455
CHECK ENCLOSURES DWP PRELIMINARY DATA BASE ENTRY DWP
ACKNOWLEDGEMENT LETTER DWP ENTER ON STREAM INDEX _____
CHECK QUADRANGLE MAP _____ CHECK GLO PLATS _____
WATERMASTER CHECKLIST _____ PUBLIC NOTICE PUBLICATION DWP

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

#15 WATER RIGHT RECORD CHECK _____ FIELD INSPECTION _____
1/10th acre

FINAL FILE REVIEW _____ FINAL DATA BASE ENTRY _____

ENTER ON PLAT CARDS _____

January 19, 1994

KING A PHELPS
PO BOX 941
YACHETS OR 97498

RE: SWR-455

Dear Mr Phelps,

This will acknowledge the receipt of map to support the pre-1909 vested water right claim in the name of GERALDINE & THOMAS MERCER 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\SI\CI\4\SWR-0455.004



December 13, 1993

KING A. PHELPS
237 SAINT DENNIS RD
NORTH BEND OR 97459

RE: File# SWR-455

DEAR KING A. PHELPS,

The Water Resources Department (WRD) received a little over 500 surface water registration statements in December, 1992. All of the files have been set up and receipts for the fees have been sent. The next step is to insure the maps received in support of the claims are acceptable based on Oregon Revised Statutes (ORS) and Oregon Administrative Rules (OAR).

I am returning the map you prepared for Geraldine L. Mercer & Thomas H. Mercer. 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.

conveyance

ORS 539.120 "...the location of and each ditch, canal, pipeline or other means of conveying the water..."

place of use (1/4 1/4)

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

1/10 acre

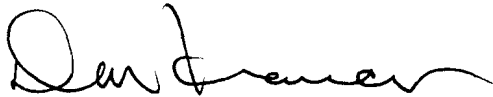
OAR 690-28-025-(4)-(d) "The number of acres irrigated in each quarter quarter shall be shown to the nearest tenth of an acre." You must show the area of irrigation of lawn and garden.



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,

A handwritten signature in black ink, appearing to read "Don Knauer". The signature is fluid and cursive, with a long horizontal flourish extending to the right.

Don Knauer
Adjudication Specialist

Enclosures

July 26, 1993

KING A PHELPS
PO BOX 941
YACHETS OR 97498

RE: SWR-455

Dear Mr Phelps,

This will acknowledge the receipt of the map you prepared for GERALDINE & THOMAS MEERCER in support of their claim to a pre-1909 vested water right. I will add the map to the file for review in the future. If you have any questions, please give me a call.

Sincerely,



Don Knauer
Adjudication Specialist

J:\W\S\C\4\SWR-0455.003



May 20, 1993

KING PHELPS
705 BONNEVILLE RD
LAKESIDE OR 97449

RE: Surface Water Registration Map

Dear MR PHELPS,

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

Please mark all correspondence related to this claim with the file number SWR-455.

Sincerely,



Don Knauer
Adjudication Specialist

J:\WP51\SWR\CLAIMANT\2\SWR-0455.002



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

April 8, 1993

WATER
RESOURCES
DEPARTMENT

GERALDINE L MERCER & THOMAS H MERCER
495 SHUTTER CREEK RD
NORTH BEND OR 97459

Dear GERALDINE & THOMAS MERCER,

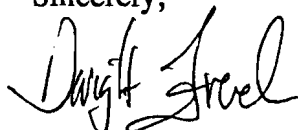
This will acknowledge that your Surface Water Registration Statement in the name of GERALDINE L MERCER & THOMAS H MERCER has been received by our office. The fees in the amount of \$400.00 have been received and our receipt #95804 is enclosed. Your registration statement has been numbered SWR-455.

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

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

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

Sincerely,



Dwight French
Adjudication Section

Enclosure

J:\WP51\SWR\CLAIMANT\4\SWR-0455.001



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

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

RECEIPT # **95804**

RECEIVED FROM: Marcer Ranch
 BY: _____

APPLICATION	
PERMIT	
TRANSFER	

CASH: CHECK: # X 24-22 OTHER: (IDENTIFY)

TOTAL REC'D \$ 400.00

01-00-0 WRD MISC CASH ACCT

842.010	ADJUDICATIONS	\$ <u>400.00</u>
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-8): (IDENTIFY)	\$

WATER RIGHTS:

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

WELL CONSTRUCTION

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

06-00-0 WELL CONST START FEE

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

45-00-0 LOTTERY PROCEEDS

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

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

RECEIPT # **95804** DATED: 12-31-92 BY: E. B. [Signature]