

SURFACE WATER REGISTRATION CHECKLIST

(received after July 18, 1990)

CHECK BASIN MAP DWP NAME South Coast # 17 UNADJUDICATED AREA ? OK DWP
RECEIPT # 95919 S W R NUMBER 501
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

#4 ✓ source and trib
_____ diversion point location
_____ conveyances (pipes, ditch, etc.)
#4 ✓ place of use _____ NEED 1/16" LINES
_____ ✓ scale
_____ ✓ township, range, section
_____ ✓ north arrow
_____ ✓ CWRE stamp
_____ ✓ disclaimer
_____ date survey was performed
_____ P.O.B. of survey
_____ dimensions and capacity of diversion system
#14 _____ "beneficial use" type title
_____ "permanent-quality" paper

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

March 3, 1995

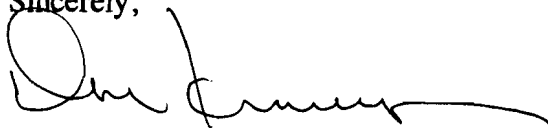
JOHN P PRAHAR
1045 BALTIMORE AVE #1
BANDON OR 97411

RE: SWR-501, SWR-524, SWR-541, SWR-595

Dear Mr Prahar,

This will acknowledge the receipt of maps to support the pre-1909 vested water right claims in the names of AKERS, LAFFERTY, SWEZY, and POUNCEY you returned with corrections and completions. I have added the maps to the files. Thank you for your attention to this matter. If you have any questions, please give me a call.

Sincerely,



Don Knauer
Adjudication Specialist



Alright you guys, this is a test, DO YOU KNOW WHAT TIME IT IS? The answer is, it's time to get the maps, reports, answers, mylars and all that kind of stuff back to the Water Resources Department. There's talk around the office of putting together a "map-patrol" with a tough leader to travel around and retrieve the required documents.

You may remember, I reviewed maps for compliance with Oregon Revised Statutes and Oregon Administrative Rules submitted to support pre-1909 vested water right claims. For the past few months and up to a year ago I have returned maps, requested mylars, asked for clarification, and asked for reports. Some of these files are getting stale.

It is very important that you give me something, preferably the map, mylar, report, etc. but at minimum you must give me a submittal date. The review of the files cannot be completed without the map, report, etc. It is a deterrent to the claimant, your client, for this issue to go unresolved.

If you need copies of anything in the files, just let me know. I have hand written below the file numbers of those I returned to you. The toll free number is 1-800-624-3199.

j:\wp51\swr\claimant\cwrememo.94

- SWR-218 HILDBRAND
- 501 AWZS
- 524 LAPELTY
- 541 SWAZZY
- 548 IBERHART
- 549 IBERHART

SWR-595 POWNEY



WATER RESOURCES DEPARTMENT OF OREGON

3850 PORTLAND RD. N.E. SALEM, OR 97310

JOHN PRAWAR
1045 BALTIMORE #1
BANDON OR 97411

HERE'S THE MATERIAL YOU REQUESTED ---

2-6-95

PRAWAR SAID HE DIDN'T REMEMBER GETTING THESE MAPS BACK - ASKED IF I HAD COPIES OR LETTERS - TOLD HIM I'D SEND THEM.

W. K. K... (signature)

Oregon

WATER RESOURCES

DEPARTMENT

Donald E. Knauer
Adjudication Specialist
Adjudication Section



Water Rights/Adjudications
158 12th St. NE
Salem, Oregon 97310
(503) 378-8455 Ext. 255
FAX (503) 378-8130
1-800-624-3199



PR 4442 - 107

STATE OF OREGON
WATER RESOURCES DEPARTMENT
INTEROFFICE MEMO

May 11, 1994

TO: WATER RIGHT EXAMINERS

FROM: DON KNAUER

SUBJECT: PRE-1909 VESTED WATER RIGHT CLAIM MAPS

Alright you guys, this is a test, DO YOU KNOW WHAT TIME IT IS? The answer is, it's time to get the maps, reports, answers, mylars and all that kind of stuff back to the Water Resources Department. There's talk around the office of putting together a "map-patrol" with a tough leader to travel around and retrieve the required documents.

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j:\wp51\swr\claimant\cwrememo.94

SWR-218 HILDBRAND
██████ ALZES

SWR-595 POWNEY

-524 LAFRETTY

-541 SWEZEY

-548 ISENHART

-549 ISENHART

December 20, 1993

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

RE: File# SWR-501

DEAR JOHN P. PRAHAR,

The Water Resources Department (WRD) received a little over 600 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 Frank and Terri Akers. You will find the item which requires completion or correction shown below. I have the description followed by the ORS or OAR site and paraphrased statute or rule.

place of use ($\frac{1}{4}$ $\frac{1}{4}$)	ORS 539.240 (2) (d) (B) "The location of place of use by quarter-quarter section..." You must add the 1/16th lines.
paper	OAR 690-14-170-1 "...in ink on permanent-quality linen or 0.003-inch mylar..."

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\5\SWR-0501.00M



April 14, 1993

FRANK AND TERRI AKERS
HC 86 BOX 59
MYRTLE POINT OR 97458

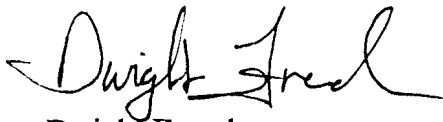
Dear FRAND AND TERRI AKERS,

This will acknowledge that your Surface Water Registration Statement in the name of FRANK AND TERRI AKERS has been received by our office. The fees in the amount of \$200.00 have been received and our receipt #95919 is enclosed. Your registration statement has been numbered SWR-501.

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,



Dwight French
Adjudication Section

Enclosure

J:\WP51\SWR\CLAIMANT\5\SWR-0501.001



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

RECEIPT # **95919**

STATE OF OREGON
WATER RESOURCES DEPARTMENT

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

RECEIVED FROM: Trevi Aker
BY: _____

APPLICATION	
PERMIT	
TRANSFER	

CASH: CHECK: # 967423 OTHER: (IDENTIFY)

TOTAL REC'D \$ 200.00

01-00-0 WRD MISC CASH ACCT

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

REDUCTION OF EXPENSE

CASH ACCT.	\$
VOUCHER #	

03-00-0 WRD OPERATING ACCT

MISCELLANEOUS:

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

WATER RIGHTS:

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

WELL CONSTRUCTION

842.022	WELL DRILL CONSTRUCTOR	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		\$

RECEIPT # **95919**

DATED: 1-5-93 BY: D. Benthall

RECEIVED

MAR - 2 1995

WATER RESOURCES DEPT.
SALEM, OREGON

MAR 1, 1995

STATE OF OREGON
WATER RESOURCES DEPT.
COMMERCE BUILDING
158 12TH STREET NE
SALEM, OREGON 97310

RE: SURFACE WATER
RIGHT CLAIMS
CORRECTIONS &
ADDITIONS
SWR 501

Dear Don Knauer,

Enclosed please find the following S-W-R map which have
been corrected, file:

501-ACKERS

SORRY for the delay in my response.

Files 218, 548 & 549 will be returned **VERY** soon as I am
waiting for mailings from those applicants.

SINCERELY



CARY MORTON
PRAHAR SURVEYING

RE

Oregon

MAR - 2 1995

WATER RESOURCES
SALEM, OREGON

WATER
RESOURCES
DEPARTMENT

December 20, 1993

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

RE: File# SWR-501

DEAR JOHN P. PRAHAR,

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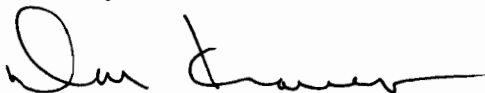
place of use (1/4 1/4) *OK* ORS 539.240 (2) (d) (B) "The location of place of use by quarter-quarter section..." You must add the 1/16th lines.

paper *OK* OAR 690-14-170-1 "...in ink on permanent-quality linen or 0.003-inch mylar..." *SPOKE W/ TERRI ON 2/28/95, SHE HAS MYLAR AND IS MAILING TO ME.*

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\5\SWR-0501.00M



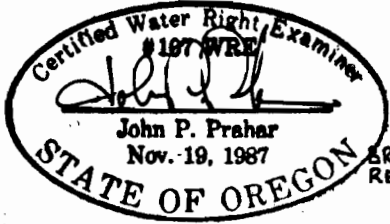
3850 Portland Rd NE
Salem, OR 97310
(503) 378-3739
FAX (503) 378-8130

TOWNSHIP 28 S. RANGE 12 W., W. M. COOS COUNTY, OREGON

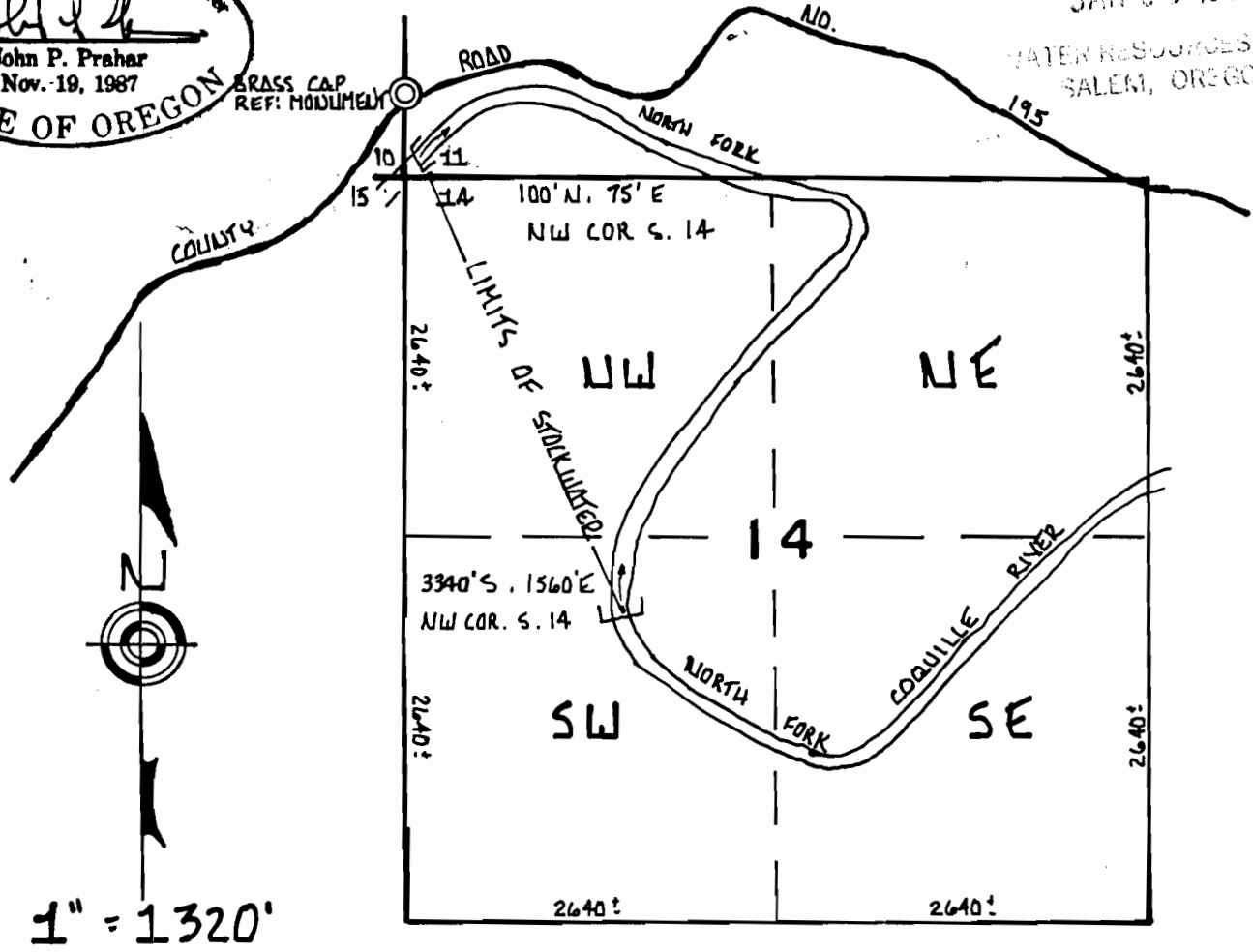
MAR - 2 1995
 WATER RESOURCES DEPT.
 SALEM, OREGON

PREPARED FOR: FRANK AND TERRI AKERS
 HC 86 BOX 59
 MYRTLE POINT, OREGON 97458
 (503)572-2679

PREPARED BY: PRAHAR SURVEYING
 1045 BALTIMORE #1
 BANDON, OREGON 97411
 (503)347-9517



JAN 04 1993
 WATER RESOURCES DEPT.
 SALEM, OREGON



MAP TO ACCOMPANY A SURFACE WATER REGISTRATION STATEMENT
 PRE 1909 VESTED WATER RIGHT CLAIM

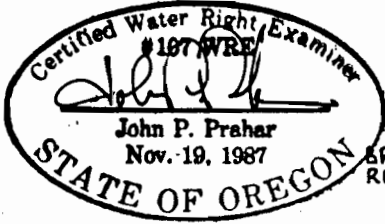
- LEGEND: ⊙ Brass cap iron pipe reference monument 309.90' N01°19'E.
 ▬ Limits of stockwatering

DISCALIMER: This map was prepared for the sole purpose of locating a water right only and in not inteded to show property lines or ownership lines.

TOWNSHIP 28 S. RANGE 12 W., W. M. COOS COUNTY, OREGON

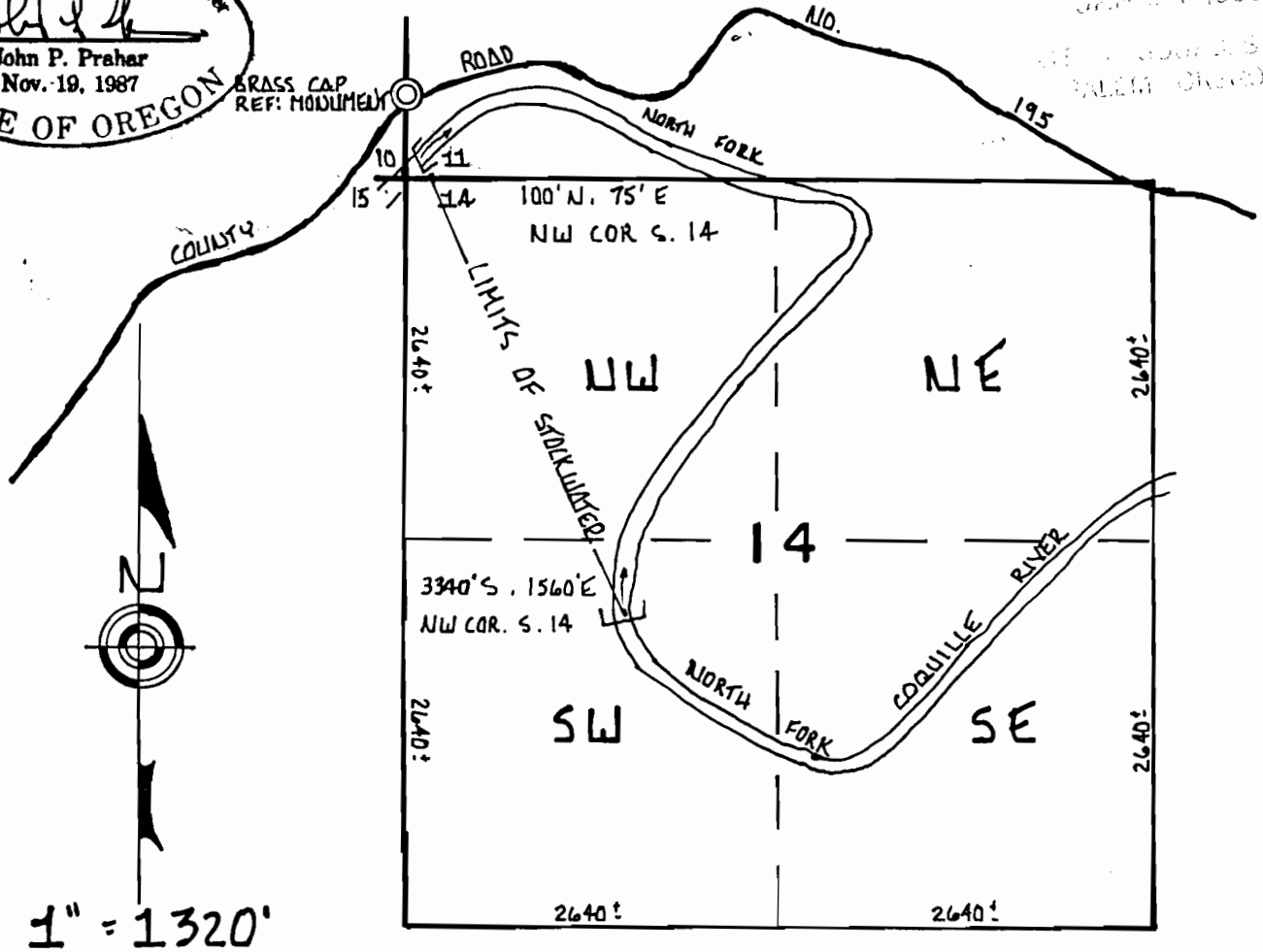
PREPARED FOR: FRANK AND TERRI AKERS
 HC 86 BOX 59
 MYRTLE POINT, OREGON 97458
 (503)572-2679

PREPARED BY: PRAHAR SURVEYING
 1045 BALTIMORE #1
 BANDON, OREGON 97411
 (503)347-9517



JAN 24 1993

STATE OF OREGON
 WATER DIVISION



MAP TO ACCOMPANY A SURFACE WATER REGISTRATION STATEMENT
 PRE 1909 VESTED WATER RIGHT CLAIM

LEGEND: Brass cap iron pipe reference monument 309.90' N01°19'E.

Limits of stockwatering

DISCALIMER: This map was prepared for the sole purpose of locating a water right only and in not inteded to show property lines or ownership lines.

copy of
current
certificate of
water right

State of Oregon **69-11-43964** 1028 ✓
County of Coos

I hereby certify that the within instrument
was filed for record

Nov 21 11 40 AM '69

and recorded in Book of Records.....

Microfilm Reel No. _____

69-11-43964
of said County.

WITNESS my hand and Seal of County
affixed.

Fay B. Crabtree, Coos County Clerk

By Fay B. Crabtree
Deputy

Return to over

Fee 1.00

STATE OF OREGON

JAN 04 1969

COUNTY OF COOS

WATER RESOURCES DEPT.
SALEM, OREGON

CERTIFICATE OF WATER RIGHT

This Is to Certify, That CARL B. and LILA B. HOLLAND, JR.

of P. O. Box 495, Coquille, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of North Fork Coquille River and a spring

a tributary of Coquille River for the purpose of irrigation of 35.9 acres and domestic use of one family

under Permit No. 29448 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from March 11, 1964

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.46 cubic foot per second; being 0.45 c.f.s. from North Fork Coquille River for irrigation and 0.01 c.f.s. from spring for domestic use

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the Lot 1 (SW $\frac{1}{4}$ SW $\frac{1}{4}$), Section 11; Lot 6 (SW $\frac{1}{4}$ NW $\frac{1}{4}$), Section 14, T. 28 S., R. 12 W., W. M. Diversion points located below:

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 $\frac{1}{2}$ acre feet per acre for each acre irrigated during the irrigation season of each year;

and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

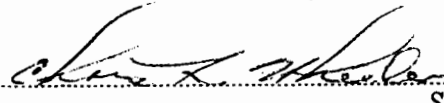
- 1.5 acres Lot 1 (SW $\frac{1}{4}$ SW $\frac{1}{4}$)
Section 11
- 0.4 acre Lot 3 (NE $\frac{1}{4}$ NW $\frac{1}{4}$)
- Domestic and 30.0 acres Lot 4 (NW $\frac{1}{4}$ NW $\frac{1}{4}$)
- 4.0 acres Lot 6 (SW $\frac{1}{4}$ NW $\frac{1}{4}$)
Section 14
T. 28 S., R. 12 W., W. M.

Diversion points located: River - 60 feet North and 930 feet East; Spring - 1390 feet South and 730 feet East; both from NW Corner, Section 14.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed

this date. October 13, 1969



State Engineer

NOV 21 1969

AT 11:40 am

RECORDED

FAY F. CRABTREE, COUNTY CLERK

Lila Holland was
born in 1914 and
grew up on the
property involved.
Later in life she
married Carl Holland
Jr and returned
and lived on the
property till 1989

Dec. 11, 1992

I swear the information below is true and to the best of my knowledge.

My grand-father, Daniel Lewis, bought the property on Sumerlin Rd. in approximately 1906 from a man named Self. He milked cows with the help of my father, Rayburn Lewis. I know they had the property before 1909 because my grandmother died there in 1907. The cows drank out of the river because there wasn't electricity put in until the 1930's.

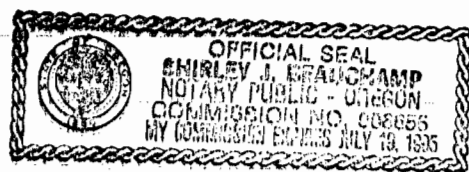
Carl Holland Sr. bought the property in the '40's and raised cattle and sheep. In 1962 Carl Holland Jr. took over the property and continued to raise cattle and sheep there. The property was later leased to a dairyman who had cattle on the property until the AKers bought it in 1989.

The land has always had livestock on it continuously since my grandfather had the property and Carl Holland Jr and Sr. also had livestock. Until electricity, there was a hand pump from the river to the barn and house.

Lila B. Holland
525 E. 11th Place
Coquille, Ore.

Subscribed and Sworn
to before me by Lila
B. Holland on the
11th day of December
1992

Shirley J. Branchamp
NOTARY FOR OREGON



This is a copy of
the deed recorded
in the Coos County
Clerks office, Coquille,
Or. of the sale of
property to Dan
Lewis by A. M. Self,
1899

This Instrument made this 26th day of December A.D. 1899 between A. M. Self, the party of the first part of Myrtle Point, Coos County Oregon and D. B. Lewis of Lee, Oregon, becometh the party of the second part witnesseth. That the party of the first part for and in consideration of the sum of sixteen hundred dollars, to him in hand paid, the receipt whereof is hereby, has granted, bargained, sold and conveyed unto the party of the second part, his heirs and assigns, the following described premises to wit: Lots numbered four and six and the northeast quarter of the South West quarter of Section fourteen in Township twenty eight South of range twelve west of the Willamette Meridian and in Coos County State of Oregon and containing one hundred and five and 9/100 acres.

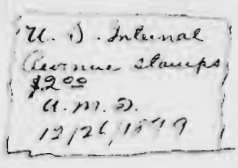
To have and to hold the said premises, with their appurtenances unto the said party of the second part his heirs and assigns forever.

The said party of the first part for himself his heirs and assigns

hereby covenants to and with the said party of the second part, his heirs, and assigns that he is the owner in fee simple of said premises, that they are free from all encumbrances, and that he will warrant and defend the same against all lawful claims whatsoever.

In witness whereof I have hereunto set my hand and seal this 26th day of December A.D. 1899.

Done in presence of
 J. W. McCloskey
 W. C. Chase



A. M. Self

RECEIVED

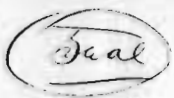
JAN 04 1933

WATER RESOURCES DEPT. SALEM, OREGON

State of Oregon } ss.
 County of Coos }

On this 26th day of December A.D. 1899 at Coquille City, Coos County Oregon before me the undersigned County Clerk in and for Coos Co. Oregon personally appeared the within named A. M. Self who is personally known to me to be the identical individual described in and who executed the within and foregoing instrument, and acknowledged to me that he executed the same.

In Witness whereof, I have hereunto set my hand and ^{official} seal on the day and year above written,



L. H. Hazard Co. Clerk
 D. J. Lewis Deputy

Recorded December 26-1899
 L. H. Hazard Co. Clerk
 By J. W. Lewis Deputy