

**STATE OF OREGON  
WATER RESOURCES DEPARTMENT**

RECEIPT # **95925**

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

RECEIVED FROM: Leo L. Aber  
BY: \_\_\_\_\_

APPLICATION	
PERMIT	
TRANSFER	

CASH:  CHECK: # 118 OTHER: (IDENTIFY)   
X 24-12

TOTAL REC'D \$ 430.00

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

842.010	ADJUDICATIONS	\$ <u>430.00</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**

<b>MISCELLANEOUS:</b>		
840.001	COPY FEES	\$
850.200	RESEARCH FEES	\$
880.109	MISC REVENUE: (IDENTIFY)	\$
520.000	OTHER (P-6): (IDENTIFY)	\$
<b>WATER RIGHTS:</b>		
842.001	SURFACE WATER	<b>EXAM FEE</b>
842.003	GROUND WATER	\$
842.005	TRANSFER	\$
<b>WELL CONSTRUCTION</b>		
842.022	WELL DRILL CONSTRUCTOR	\$
842.016	WELL DRILL OPERATOR	\$
_____	LANDOWNER'S PERMIT	\$
_____		<b>RECORD FEE</b>
_____		\$
_____		\$
_____		\$
_____		<b>LICENSE FEE</b>
_____		\$
_____		\$
_____		\$

**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 # **95925**

DATED: 1/5/93 BY: C Engel

**SURFACE WATER REGISTRATION CHECKLIST**

(received after July 18, 1990)

CHECK BASIN MAP DWF NAME SOUTH COAST # 17 UNADJUDICATED AREA ? OR DWF  
RECEIPT # 95925 S W R NUMBER 499  
CHECK ENCLOSURES DWF PRELIMINARY DATA BASE ENTRY DWF  
ACKNOWLEDGEMENT LETTER DWF ENTER ON STREAM INDEX \_\_\_\_\_  
CHECK QUADRANGLE MAP \_\_\_\_\_ CHECK GLO PLATS \_\_\_\_\_  
WATERMASTER CHECKLIST \_\_\_\_\_ PUBLIC NOTICE PUBLICATION SCW

**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  
 1/10<sup>th</sup> scale

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

April 14, 1993

LEO L ABER  
RT 1 BOX 4260  
COQUILLE OR 97423

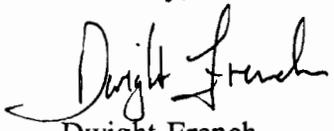
Dear LEO ABER,

This will acknowledge that your Surface Water Registration Statement in the name of LEO L ABER has been received by our office. The fees in the amount of \$430.00 have been received and our receipt #95925 is enclosed. Your registration statement has been numbered SWR-499.

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\SWR-0499.001



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

NO TORTURE  
COPEL  
PRISON  
GRANT  
TO  
1997

STATE OF OREGON  
WATER RESOURCES DEPARTMENT

RECEIVED

MAR 22 1993

SURFACE WATER REGISTRATION STATEMENT  
PRE-1909 VESTED WATER RIGHT CLAIM

1. Name of Registrant: LEO L. ABER HELEN M ABER  
Mailing Address: RT1 BOX 4260 COPVILLE ORE  
97423 Telephone No: 394-4073
2. Source of water: COPVILLE RIVER  
Tributary to: PACIFIC OCEAN
3. Purpose(s) for which water is used: DOMESTIC STOCK IRRIGATION  
(Irrigation, Stockwater, Domestic, Hydroelectric power, Industrial, Etc.)  
If irrigation, total number of acres irrigated: 9.850
4. Priority Date  
a) Date of first use: \_\_\_\_\_  
b) Date water use development first initiated: \_\_\_\_\_  
c) Name of party who initiated development: \_\_\_\_\_
5. Amount of water claimed: \_\_\_\_\_, in CFS or GPM  
(Water put to beneficial use)
6. Location of place of use:  
18 ~~285~~ Sections, Township 28 N/S, Range 12 W.  
17 Sections, Township 285 N/S, Range 13 E/W.  
(Attach additional pages if necessary)
7. Usual period of use: JAN 1 1 to JAN 1 1  
month day month day  
IRRIGATION JUNE 1 TO OCT 1

8. Remarks: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

9. Total fees submitted with claim: \_\_\_\_\_

Notarized Statement Signed by Claimant.

STATE OF OREGON )  
 : ss  
County of \_\_\_\_\_ )

I, \_\_\_\_\_, having been duly sworn,  
depose and say that I, and being the claimant of the existing surface  
water right described herein, have read the contents of this claim and  
to the best of my knowledge all of the matters stated herein  
are true and correct.

\_\_\_\_\_  
Signature of Claimant

Signed and attested before me this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_

\_\_\_\_\_  
NOTARY PUBLIC for the State of Oregon  
My commission expires: \_\_\_\_\_

**THIS FORM MUST BE ACCOMPANIED BY A MAP PREPARED BY A  
CERTIFIED WATER RIGHT EXAMINER (CWRE).**

Certified Water Right Examiner

Name: Forrest A. Hales CWRE#: 59

Address: 1490 N. Ivy Coquille, OR.

Telephone: 396-2596

Additional Documents Surface Water Registration Statement Pre- 1909  
Vested water right claim.

Documents not available before Jan 2nd 1993. Coos County Tax Archives  
not open to the public before the deadline of 1992.

Samuel Smith	Land patent	1892
J. L. Roy	owner	1894
J.L. Roy	owner	1899
J,L. Roy	owner	1904
J.L. Roy	owner	1909
J.L. Roy	owner	1910
Fred Von Pegert	Owner	1913
J.L. Roy	Owner	1918
Fred and Annie Von Pegert	Owner	1921
E.L. Detlefsen	Owner	1924
H,L, and Lottie Aber	Owner	1928
H. L. and Lottie Aber	Owner	1934

**RECEIVED**  
JAN 15 1993  
WATER RESOURCES DEPT  
SALEM, OREGON

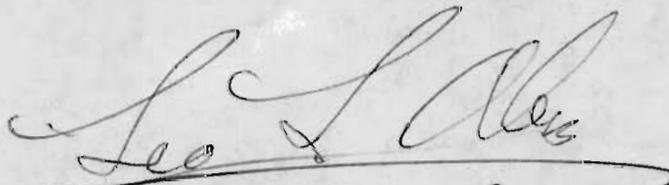
Lee L. Helen M. Aber Owner 1965 Not documented tax statements available

Land Description

Parcel 1. Beginning 40 rods South of the Northwest corner of Lot 1  
Section 18, Township 28 South, Range 12 west of the Willamette  
Meridian, Coos County, Oregon, Thence South 27 rods 9,5 feet  
thence East to low water line of Coquille, River, thence along low water  
line down stream to a point East of the place of beginning, thence  
West to the place of beginning.

Parcel 2. Beginning 15 rods South of the Southwest corner of  
Section 12, Township 28 South, Range 13 west of the willamette  
Meridian, Coos County Oregon, Thence South 25 rods, thence East to the  
low water line of the Coquille River, thence along said low water line  
downstream to a point due East of place of beginning, then west to place  
of beginning.

Parcel 1 and Parcel 2 adjoining listed as one unit on tax statement.


Owners

COOS COUNTY, OREGON  
 ABSTRACT OF  
 ASSESSMENT & TAX ROLL

Tax Year	Assess&Tax/ Pers. Prop. Roll	Assess&Tax Roll	Personal Property Roll	Vol. No.	Pg. No.	NAME	School Dist.	Sec	Twp.	Range	LAND DESCRIPTION
92	✓				137	SAMUEL SMITH		4	28	13	SE 1/4 SE 1/4 Twp 13 NE 1/4 NE 1/4

# Acres Tillable Land	\$ of Tillable Land	# Acres Non-Till. Land	\$ of Non-Till. Land	\$ of Bldg & Other Imp.	\$ of Rolling Stock	\$ of Steamboats, Sailboats, Stationery Engines & Manufact'g Machinery	\$ of Merch'ndise & Stock in Trade	Farming Implements Wagons, Carriages Etc.	Household Furniture, Watches, Jewelry Etc.	# of Horses & Mules	\$ of Horses & Mules	# of Cattle	\$ of Cattle	# of Sheep & Goats	\$ of Sheep & Goats	# of Swine	\$ of Swine
50	650							40	30	5	150	43	320	4	5	11	15

Date 1-5-93 Supervisor R. K...

**RECEIVED**

JAN 15 1993

WATER RESOURCES DEPT.  
 SALEM, OREGON

COOS COUNTY, OREGON  
 ABSTRACT OF  
 ASSESSMENT & TAX ROLL

Tax Year	Assess&Tax/ Pers. Prop. Roll	Assess&Tax Roll	Personal Property Roll	Vol. No.	Pg. No.	NAME	School Dist.	Sec	Twp.	Range	LAND DESCRIPTION
94	✓				102	J L ROY	44	12	28	13	N 1/2 SE 1/4

# Acres Tillable Land	\$ of Tillable Land	# Acres Non-Till. Land	\$ of Non-Till. Land	\$ of Bldg & Other Imp.	\$ of Rolling Stock	\$ of Steamboats, Sailboats, Stationery Engines & Manufact'g Machinery	\$ of Merch'ndise & Stock in Trade	Farming Implements Wagons, Carriages Etc.	Household Furniture, Watches, Jewelry Etc.	# of Horses & Mules	\$ of Horses & Mules	# of Cattle	\$ of Cattle	# of Sheep & Goats	\$ of Sheep & Goats	# of Swine	\$ of Swine
54	930			213				140	115	5	99	26	297	20	20		

Date 1/5/93 Supervisor J. Anglin

COOS COUNTY, OREGON  
 ABSTRACT OF  
 ASSESSMENT & TAX ROLL

Tax Year	Assess&Tax/ Pers. Prop. Roll	Assess&Tax Roll	Personal Property Roll	Vol. No.	Pg. No.	NAME	School Dist.	Sec	Twsp.	Range	LAND DESCRIPTION
1977	✓			2	115	J L. ROY	8	12	28	13	N2 OF LOT 3 NW4 OF SE4

# Acres Tillable Land	\$ of Tillable Land	# Acres Non-Till. Land	\$ of Non-Till. Land	\$ of Bldg & Other Imp.	\$ of Rolling Stock	\$ of Steamboats, Sailboats, Stationery Engines & Manufact'g Machinery	\$ of Merch'ndise & Stock in Trade	Farming Implements Wagons, Carriages Etc.	Household Furniture, Watches, Jewelry Etc.	# of Horses & Mules	\$ of Horses & Mules	# of Cattle	\$ of Cattle	# of Sheep & Goats	\$ of Sheep & Goats	# of Swine	\$ of Swine
22	396	32	356	200		250		20	50	3	60	26	250	6	8	3	5

Date 1/6/93 Supervisor [Signature]

COOS COUNTY, OREGON  
 ABSTRACT OF  
 ASSESSMENT & TAX ROLL

**RECEIVED**  
 JAN 15 1993

WATER RESOURCES DEPT.  
 SALEM, OREGON

Tax Year	Assess&Tax/ Pers. Prop. Roll	Assess&Tax Roll	Personal Property Roll	Vol. No.	Pg. No.	NAME	School Dist.	Sec	Twsp.	Range	LAND DESCRIPTION
1984	✓			2	106	J L. ROY	8	12	28	13	N2 OF LOT 3 NW OF SE4

# Acres Tillable Land	\$ of Tillable Land	# Acres Non-Till. Land	\$ of Non-Till. Land	\$ of Bldg & Other Imp.	\$ of Rolling Stock	\$ of Steamboats, Sailboats, Stationery Engines & Manufact'g Machinery	\$ of Merch'ndise & Stock in Trade	Farming Implements Wagons, Carriages Etc.	Household Furniture, Watches, Jewelry Etc.	# of Horses & Mules	\$ of Horses & Mules	# of Cattle	\$ of Cattle	# of Sheep & Goats	\$ of Sheep & Goats	# of Swine	\$ of Swine
22	440	32	256	200		106		25	40	2	40	11	136				

Date 1/6/93 Supervisor R. Kimball

COOS COUNTY, OREGON  
 ABSTRACT OF  
 ASSESSMENT & TAX ROLL

1989 Tax Year	Assess&Tax/ Pers. Prop. Roll	Assess&Tax Roll	Personal Property Roll	Vol. No.	Pg. No.	NAME	School Dist.	Sec	Twsp.	Range	LAND DESCRIPTION
1989			✓	1	179	J L ROY	44				

# Acres Tillable Land	\$ of Tillable Land	# Acres Non-Till. Land	\$ of Non-Till. Land	\$ of Bldg & Other Imp.	\$ of Rolling Stock	\$ of Steamboats, Sailboats, Stationery Engines & Manufact'g Machinery	\$ of Merch'ndise & Stock in Trade	Farming Implements Wagons, Carriages Etc.	Household Furniture, Watches, Jewelry Etc.	# of Horses & Mules	\$ of Horses & Mules	# of Cattle	\$ of Cattle	# of Sheep & Goats	\$ of Sheep & Goats	# of Swine	\$ of Swine
						100		25	50	2	50	5	75				

Date 1/6/93 Supervisor Anglin

**RECEIVED**  
 JAN 15 1993  
 WATER RESOURCES DEPT.  
 SALEM, OREGON

COOS COUNTY, OREGON  
 ABSTRACT OF  
 ASSESSMENT & TAX ROLL

Tax Year	Assess&Tax/ Pers. Prop. Roll	Assess&Tax Roll	Personal Property Roll	Vol. No.	Pg. No.	NAME	School Dist.	Sec	Twsp.	Range	LAND DESCRIPTION
1988			✓	1	176	J L ROY	44				

# Acres Tillable Land	\$ of Tillable Land	# Acres Non-Till. Land	\$ of Non-Till. Land	\$ of Bldg & Other Imp.	\$ of Rolling Stock	\$ of Steamboats, Sailboats, Stationery Engines & Manufact'g Machinery	\$ of Merch'ndise & Stock in Trade	Farming Implements Wagons, Carriages Etc.	Household Furniture, Watches, Jewelry Etc.	# of Horses & Mules	\$ of Horses & Mules	# of Cattle	\$ of Cattle	# of Sheep & Goats	\$ of Sheep & Goats	# of Swine	\$ of Swine
						75		25	50			10	125				

Date 1/6/93 Supervisor Anglin

WOODS COUNTY, OREGON  
 ABSTRACT OF  
 ASSESSMENT & TAX ROLL

Tax Year	Assess&Tax/ Pers. Prop. Roll	Assess&Tax Roll	Personal Property Roll	Vol. No.	Pg. No.	NAME	School Dist.	Sec	Twsp.	Range	LAND DESCRIPTION
1913			✓	1	216	FRED DONPHEANT	8				N 1/2 LOT 3 + N OF SE

# Acres Tillable Land	\$ of Tillable Land	# Acres Non-Till. Land	\$ of Non-Till. Land	\$ of Bldg & Other Imp.	\$ of Rolling Stock	\$ of Steamboats, Sailboats, Stationery Engines & Manufact'g Machinery	\$ of Merch'ndise & Stock in Trade	Farming Implements Wagons, Carriages Etc.	Household Furniture, Watches, Jewelry Etc.	# of Horses & Mules	\$ of Horses & Mules	# of Cattle	\$ of Cattle	# of Sheep & Goats	\$ of Sheep & Goats	# of Swine	\$ of Swine
								300									

Date 1/6/93 Supervisor J. Anglin

RECEIVED

JAN 15 1993

WATER RESOURCES DEPT.  
 SALEM, OREGON

WOODS COUNTY, OREGON  
 ABSTRACT OF  
 ASSESSMENT & TAX ROLL

Tax Year	Assess&Tax/ Pers. Prop. Roll	Assess&Tax Roll	Personal Property Roll	Vol. No.	Pg. No.	NAME	School Dist.	Sec	Twsp.	Range	LAND DESCRIPTION
918		✓		3	53	J.L. ROY	44	12	28	13	12 28 13 N 1/2 LOT 3 N W OF SE

# Acres Tillable Land	\$ of Tillable Land	# Acres Non-Till. Land	\$ of Non-Till. Land	\$ of Bldg & Other Imp.	\$ of Rolling Stock	\$ of Steamboats, Sailboats, Stationery Engines & Manufact'g Machinery	\$ of Merch'ndise & Stock in Trade	Farming Implements Wagons, Carriages Etc.	Household Furniture, Watches, Jewelry Etc.	# of Horses & Mules	\$ of Horses & Mules	# of Cattle	\$ of Cattle	# of Sheep & Goats	\$ of Sheep & Goats	# of Swine	\$ of Swine
90	4000	34	2750	400													

Date 1/6/93 Supervisor J. Anglin

COOS COUNTY, OREGON  
 ABSTRACT OF  
 ASSESSMENT & TAX ROLL

Tax Year	Assess&Tax/ Pers. Prop. Roll	Assess&Tax Roll	Personal Property Roll	Vol. No.	Pg. No.	NAME	School Dist.	Sec	Twsp.	Range	LAND DESCRIPTION
1991		✓		V8	30	FRED W ANNIE VON NEGERT	14				13 28 13

# Acres Tillable Land	\$ of Tillable Land	# Acres Non-Till. Land	\$ of Non-Till. Land	\$ of Bldg & Other Imp.	\$ of Rolling Stock	\$ of Steamboats, Sailboats, Stationery Engines & Manufact'g Machinery	\$ of Merch'ndise & Stock in Trade	Farming Implements Wagons, Carriages Etc.	Household Furniture, Watches, Jewelry Etc.	# of Horses & Mules	\$ of Horses & Mules	# of Cattle	\$ of Cattle	# of Sheep & Goats	\$ of Sheep & Goats	# of Swine	\$ of Swine
1	2400	18	1170														

Date 1/6/93 Supervisor J. Anglin

COOS COUNTY, OREGON  
 ABSTRACT OF  
 ASSESSMENT & TAX ROLL

**RECEIVED**

JAN 15 1993

WATER RESOURCES DEPT.  
 SALEM, OREGON

Tax Year	Assess&Tax/ Pers. Prop. Roll	Assess&Tax Roll	Personal Property Roll	Vol. No.	Pg. No.	NAME	School Dist.	Sec	Twsp.	Range	LAND DESCRIPTION
1994		✓		3	34	F. L. DETLEFSEN	44				12 24 13 LAND DES VOL 39 PAGE 112 PERM RECORDS

# Acres Tillable Land	\$ of Tillable Land	# Acres Non-Till. Land	\$ of Non-Till. Land	\$ of Bldg & Other Imp.	\$ of Rolling Stock	\$ of Steamboats, Sailboats, Stationery Engines & Manufact'g Machinery	\$ of Merch'ndise & Stock in Trade	Farming Implements Wagons, Carriages Etc.	Household Furniture, Watches, Jewelry Etc.	# of Horses & Mules	\$ of Horses & Mules	# of Cattle	\$ of Cattle	# of Sheep & Goats	\$ of Sheep & Goats	# of Swine	\$ of Swine
16 26	3140																

Date 1/7/93 Supervisor J. Anglin

COOS COUNTY, OREGON  
 ABSTRACT OF  
 ASSESSMENT & TAX ROLL

Tax Year	Assess&Tax/ Pers. Prop. Roll	Assess&Tax Roll	Personal Property Roll	Vol. No.	Pg. No.	NAME	School Dist.	Sec	Twsp.	Range	LAND DESCRIPTION
1928			✓	1	107	H L. ABER	44				

# Acres Tillable Land	\$ of Tillable Land	# Acres Non-Till. Land	\$ of Non-Till. Land	\$ of Bldg & Other Imp.	\$ of Rolling Stock	\$ of Steamboats, Sailboats, Stationery Engines & Manufact'g Machinery	\$ of Merch'ndise & Stock in Trade	Farming Implements Wagons, Carriages Etc.	Household Furniture, Watches, Jewelry Etc.	# of Horses & Mules	\$ of Horses & Mules	# of Cattle	\$ of Cattle	# of Sheep & Goats	\$ of Sheep & Goats	# of Swine	\$ of Swine
												4	86				

Date 1/7/93 Supervisor J. Anglin

COOS COUNTY, OREGON  
 ABSTRACT OF  
 ASSESSMENT & TAX ROLL

**RECEIVED**  
 JAN 15 1993

WATER RESOURCES DEPT.  
 SALEM, OREGON

Tax Year	Assess&Tax/ Pers. Prop. Roll	Assess&Tax Roll	Personal Property Roll	Vol. No.	Pg. No.	NAME	School Dist.	Sec	Twsp.	Range	LAND DESCRIPTION
1934				3	19	H L & LOTTIE ABER 189-128	44	18	28	12	

# Acres Tillable Land	\$ of Tillable Land	# Acres Non-Till. Land	\$ of Non-Till. Land	\$ of Bldg & Other Imp.	\$ of Rolling Stock	\$ of Steamboats, Sailboats, Stationery Engines & Manufact'g Machinery	\$ of Merch'ndise & Stock in Trade	Farming Implements Wagons, Carriages Etc.	Household Furniture, Watches, Jewelry Etc.	# of Horses & Mules	\$ of Horses & Mules	# of Cattle	\$ of Cattle	# of Sheep & Goats	\$ of Sheep & Goats	# of Swine	\$ of Swine
5	700	52 <del>110</del>	5	260													

Date 1/11/93 Supervisor R. Kentalls

SECTION 13 T.28S. R.13W. W.M.  
COOS COUNTY  
1"-400'

RECEIVED

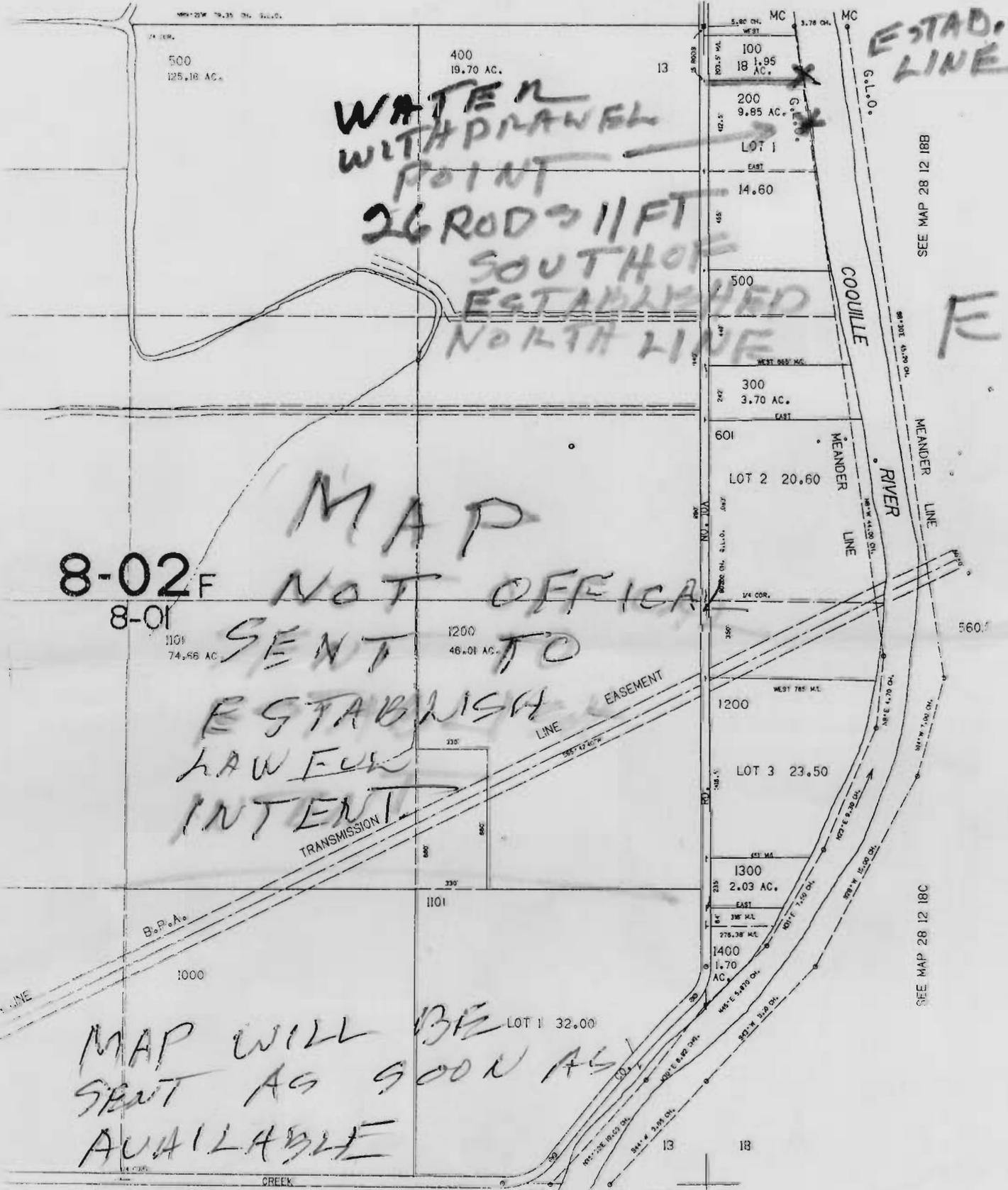
28 13 13

JAN 04 1993

WATER RESOURCES DEPT.  
SALEM, OREGON

CANCELLED  
1100

SEE MAP 28 13 12



WATER WITH DRAWN POINT  
26 RODS 11 FT  
SOUTH OF  
ESTABLISHED  
NORTH LINE

MAP  
8-02 F NOT OFFICIAL  
8-01 SENT TO  
ESTABLISH  
LAW ENFORCEMENT  
INTENT

MAP WILL BE SENT AS SOON AS AVAILABLE

ESTAB. LINE

E

W

S

SEE MAP 28 12 18B

SEE MAP 28 12 18C

...and a weak homestead bill in 1860.

**Homestead Act of 1862.** The secession of the South enabled the Republicans to pass the Homestead Act in 1862. Under the act, a quarter section (160 acres, or 65 hectares) of land in the West was offered to any citizen or intended citizen 21 years of age who would settle the land, beginning Jan. 1, 1863. The act did not limit the amount of land that could be sold to individuals, and an area eight times the size of Kansas was made unavailable because of grants to railroads and states, the allotment of Indian land, and subsequent sale to settlers and others, and the ~~continued sale of public land to~~ speculators.

Before they secured title, homesteaders were required to live on the land for five years, during which improvements were to be made and modest fees paid. If they wanted to gain a mortgagable title on which to borrow for additional improvements, they could acquire their land by cash purchase after six months of residence. This clause was extensively abused in later years by speculators seeking to acquire great acreages through the use of dummy entrymen.

Extensively advertised by the land...

JAN 04 1993

WATER RESOURCES DEPT.  
OREGON, OREGON

and Richard Richard Church to me will execute the within  
the identical mentioned in and who executed the within  
written instrument and acknowledged that they executed  
the same for the uses and purposes therein mentioned

Witness my hand and Official seal.

Recorded September 4. 1882

A. H. Ross. Seal

Alg. Knapp to Clerk. State Public.

The United States of America.  
Homestead } To all to whom these presents shall  
Certificate } come, Greeting;  
No. 412 } Whereas, There has been deposited in the  
General Land Office of the United States a Certificate of  
the Register of the Land Office at Roseburg Oregon, whereby  
it appears that, pursuant to the Act of Congress  
approved 20<sup>th</sup> May, 1862, "To secure Homesteads to actual  
Settlers on the Public Domain," and the acts supplemental  
thereto, the claim of Samuel A. Smith has been established  
and duly consummated, in conformity to law, for, the  
Lot numbered three of Section seven, the Lots numbered  
one two and three of Section eighteen, in Township  
twenty eight south of Range twelve west, and the Lots  
numbered two and three of Section twelve, in Town-  
ship twenty eight south of Range thirteen west in the  
district of lands subject to sale at Roseburg Oregon  
containing one hundred and fifty seven acres and seventy  
hundredths of an acre, according to the Official Plat  
of the Survey of the said Land, returned to the General  
Land Office by the Surveyor General;

JAN 04 1993

WATER RESOURCES DEPT.  
SALEM, OREGON

Now know ye, That there is, therefore, granted by the United States unto the said Samuel A Smith, the tract of Land above described. To have and to hold the said tract of Land, with the appurtenances thereof, unto the said Samuel A Smith and to his heirs and assigns forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts, and also subject to the right of the proprietor of a vein or lode to extract and remove his ore therefrom, should the same be found to penetrate or intersect the premises hereby granted, as provided by law

In Testimony whereof I Ulysses S Grant President seal of the United States of America, have caused these letters to be made Patent, and the seal of the General Land Office to be hereunto affixed

Given under my hand, at the City of Washington, the Tenth day of March, in the year of our Lord one thousand eight hundred and Seventy five and of the Independence of the United States the Ninety ninth

By the President U. S. Grant

By S. D. Williamson Secretary

Recorded. Vol 2, Page 856.

L. K. Lippinott Recorder of the General

Recorded September 7. 1882.

Land Office

Alex. Stauff. County Clerk

Room 10  
1882 74

This Indenture, Made the 5<sup>th</sup> day of September in the year of our Lord, one

thousand eight hundred and eighty-two Between Samuel Smith and Mary E Smith his Wife parties of the first part, J L Roy, party

the party of the second part, Witnesseth, That the said parties of the first part, for and in consideration of the sum of One hundred and Ninety Dollars, Lawful Money of the United States of America, to us in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, ~~has granted, bargained, sold, conveyed, and confirmed,~~ and by these presents do grant, bargain, sell, convey, and confirm unto the said party of the second part, and to his heirs and assigns, forever

the following lot or parcel of land, to wit: The North end of lot No two (2) Section twelve in Township twenty eight, South of Range thirteen West, in the District of lands subject to sale at Roseburg Oregon, containing fourteen acres (14) according to the official plat of the survey of the said land returned to the General Land Office by the Surveyor General, with all the said land down to the water edge in front of above described land

RECEIVED

JAN 04 1993

WATER RESOURCES DEPT.  
SALEM, OREGON

Together with all and singular the tenements, hereditaments, and appurtenances thereunto belonging, or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and also all the estate, right, title, interest, ~~property, possession, claim and demand whatsoever, as well in law as in equity, of the said part of the first part, of, in or to the above described premises, and every part and parcel thereof, with the appurtenances.~~

To Have and to Hold, all and singular the above mentioned and described premises, together with the appurtenances, unto the said party of the second part, and to his heirs and assigns forever. And the said parties of the first part, and their heirs, the said premises, in the quiet and peaceable possession of the said party of the second part, his heirs, and assigns, against the said parties of the first part, and their heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same, shall and will Warrant, and by these presents forever Defend.

In Witness Whereof, the said parties of the first part have hereunto set their hand and seal the day and year first above written.

Signed, Sealed and Delivered in the Presence of

W W Wags  
A J Snyder

Samuel Smith  
Mary E Smith  
M E

SEAL  
SEAL  
SEAL  
SEAL  
SEAL  
SEAL

State of Oregon,  
County of Coos }

This Certifies, That on this 5<sup>th</sup> day of September 1882, before me personally appeared the within named Samuel Smith and Mary E Smith his wife

known to me to be the person described in and who executed the within instrument, and acknowledged to me that he freely and voluntarily executed the same, for the purposes therein set forth, and Mary E Smith wife of said Samuel Smith on an examination made by me, separately and apart from her said husband, acknowledged to me that she executed the same freely and voluntarily and without fear or compulsion from any one.

In Witness Whereof I hereunto set my hand the date above written.

W W Wags  
Justice of the Peace

Received for Record and Recorded  
September 7 1882

Alex Shaff County Clerk