

SURFACE WATER REGISTRATION CHECKLIST

(received after July 18, 1990)

CHECK BASIN MAP DEK NAME Southern Const # 17 UNADJUDICATED AREA ? YES
 RECEIPT # 96025 S W R NUMBER 636
 CHECK ENCLOSURES DEK PRELIMINARY DATA BASE ENTRY _____
 ACKNOWLEDGEMENT LETTER DEK ENTER ON STREAM INDEX _____
 CHECK QUADRANGLE MAP _____ CHECK GLO PLATS _____
 WATERMASTER CHECKLIST _____ PUBLIC NOTICE PUBLICATION _____

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
- 1/10th acre

TOTAL FRES = 2000-

THIS CLAIM = 200-

RES = 2000-

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

January 13, 1995

WATER
RESOURCES
DEPARTMENT

KEITH R JEHNKE
PO BOX 118
COOS BAY OR 97420

re: SWR-633 THRU SWR-640

Dear Mr Jehnke,

I completed the review of the map and site report received from you on Oct. 27, 1994 in support of the pre-1909 vested water right claim in the name of FRED MESSERLE & SONS, INC. The map and report meet the requirements for filing. I have added them 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

cc: Messerle & Sons

j:\w\slc\6\swr-0640.004



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

October 31, 1994

WATER
RESOURCES
DEPARTMENT

KEITH R JEHNKE
PO BOX 118
COOS BAY OR 97420

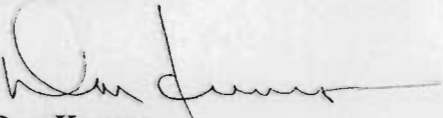
re: SWR-635, SWR-636, SWR-638, SWR-640

Dear Mr Jehnke,

This will acknowledge the receipt of the map and report you submitted in support of the pre-1909 vested water right claim in the name of FRED MESSERLE & SONS INC. Due to personnel and duty changes the information will not be reviewed at this time. I will add it to the file for future review.

If you have any questions, please give me a call. The toll free number is 1-800-624-3199.

Sincerely,



Don Knauer
Adjudication Specialist

j1w1s1c161swr-0640.003

005



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

February 25, 1994

Oregon

WATER
RESOURCES
DEPARTMENT

FRED MESSERLE & SONS INC
2330 E CATCHING SLOUGH RD
COOS BAY OR 97420

RE: SWR-633, SWR-634 AND SWR-636

Dear Mr Messerle,

This will acknowledge the receipt of the eight claims to pre-1909 vested water rights, returned to the Water Resources Department(WRD) by Stuntzner Engineering. The files have been set up and the WRD will wait for the maps being prepared by Stuntzner.

There were changes made on three of the claim forms. You added a domestic use to the claims under file # SWR-633, SWR-634 and SWR-636. The fees you paid originally were for stockwater (instream). There are required fees for the three domestic additions to your claims. Each claim will require a fee of \$ 200.00 for the domestic use for a total due of \$ 600.00. Please give this your attention.

If you have any questions, please give me a call. The toll free number is 1-800-624-3199.

Sincerely,



Don Knauer
Adjudication Specialist

cc: Stuntzner Engineering

j:\w\slc\6\swr-0633.003
636 et 04



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

March 31, 1994

WATER
RESOURCES
DEPARTMENT

FRED MESSERLE & SONS INC
2330 E CATCHING SLOUGH RD
COOS BAY OR 97420

re: SWR-633, SWR-634 and SWR-636


Dear Mr Messerle,

This will acknowledge the receipt of fees in the amount of \$ 600.00 for which our receipt # 110276 is enclosed. I will credit the fees in the following amounts to the following files:

SWR-633 \$ 200.00
SWR-634 \$ 200.00
SWR-636 \$ 200.00

If you have any questions, please give me a call. The toll free number is 1-800-624-3199.

Sincerely,


Don Knauer
Adjudication Specialist

~~m:\w\sl\slwr-0636-003-~~

J:\w\sl\slwr-0636-003



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 # **110276**

RECEIVED FROM: Messersle & Sons APPLICATION

BY: _____ PERMIT

TRANSFER

CASH: CHECK: # 196455 OTHER: (IDENTIFY)

TOTAL REC'D \$ 600.-

Handwritten: 4/10/00
 FOR

| 01-00-0 WRD MISC CASH ACCT | | |
|----------------------------|---------------------------|-----------------|
| 842.010 | ADJUDICATIONS | \$ <u>600.-</u> |
| 831.087 | PUBLICATIONS / MAPS | \$ |
| 830.650 | PARKING FEES Name / month | \$ |
| _____ | OTHER: (IDENTIFY) | \$ |

Handwritten: SW2-636

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 FEEDS | | | \$ |
| 880.109 | MISC REVENUE: (IDENTIFY) | | | \$ |
| 520.000 | OTHER (P-6) (IDENTIFY) | | | \$ |
| WATER RIGHTS: | | | | |
| 842.001 | SURFACE WATER | EXAM FEE | 842.002 | RECORD FEE |
| 842.003 | GROUND WATER | \$ | 842.004 | \$ |
| 842.005 | TRANSFER | \$ | 842.006 | \$ |
| WELL CONSTRUCTION | | | | |
| 842.022 | WELL DRILL CONSTRUCTOR | EXAM FEE | 842.023 | LICENSE FEE |
| | LANDOWNER'S PERMIT | \$ | 842.024 | \$ |
| _____ | OTHER (IDENTIFY) | | | \$ |

Handwritten: (SEE 633 & 634)

| 06-00-0 WELL CONST START FEE | | | CARD # |
|------------------------------|----------------------|----|--------|
| 842.013 | WELL CONST START FEE | \$ | |
| | MONITORING WELLS | \$ | |

| 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) | | \$ |
| _____ | HYDRO APPLICATION | | \$ |

RECEIPT # 110276 DATED: 3-17-91 BY: S. Bushnell

Distribution-White Copy-Customer, Yellow Copy-Fiscal, Blue Copy-File, Buff Copy-Fiscal

February 23, 1994

DENNIS GOUDE
C/O STUNTZNER ENGINEERING
PO BOX 118
COOS BAY OR 97420

RE: SWR-636 (your number 4)

Dear Mr Goude,

This will acknowledge the receipt of the preliminary map and form to support the pre-1909 vested water right claim in the name of FRED MESSERLE & SONS INC. I have added the map to the file which is number SWR-636. Thank you for your attention to this matter.

The claim has been changed to include "domestic". Fees of \$ 200.00 were paid for only stockwater use. I am sending a copy of this letter to the claimant and requesting the required fees of \$ 200.00 for the added domestic use.

If you have any questions, please give me a call. The toll free number is 1-800-624-3199.

Sincerely,



Don Knauer
Adjudication Specialist

cc: Messerle & Sons Inc

J:\W\S\C\6\SWR-0636.002



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

May 3, 1993

KEITH JEHNKE
PO BOX 118
COOS BAY OR 97420

RE: SURFACE WATER REGISTRATION (SWR) FOR FRED MESSERLE & SONS INC

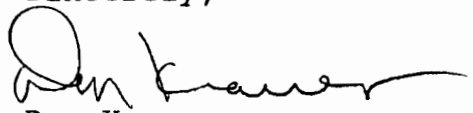
Dear Mr Jehnke,

As we talked on the phone the other day, I am returning the 8 SWR's in the name of Fred Messerle & Sons Inc. There can be only one priority date on a claim form. You can combine the dates or submit a separate form for each different priority date. Any changes made on the forms I am returning will require the claimant to initial those changes.

I am sending Mr Messerle receipt # 96025 for the amount of \$2000.00 in fees. We will hold the fees and await setup of files until the forms are returned.

If you have any questions, please give me a call.

Sincerely,


Don Knauer
Adjudication Specialist

J:\W\SWR\CORRESPO\MESSERLE.01



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

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **96025** 3850 PORTLAND ROAD NE
SALEM, OR 97310
378-8455/378-8130 (FAX)

RECEIVED FROM: Messiah Sons APPLICATION

BY: _____ PERMIT

_____ TRANSFER

CASH: CHECK: # 96455 OTHER: (IDENTIFY)

TOTAL REC'D \$ 2000.00

| | | |
|-----------------------------------|-------------------------|-------------------|
| 01-00-0 WRD MISC CASH ACCT | | |
| 842.010 | ADJUDICATIONS | \$ <u>2000.00</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-6): (IDENTIFY) | | \$ |
| WATER RIGHTS: | | | |
| 842.001 | SURFACE WATER | EXAM FEE | RECORD FEE |
| 842.003 | GROUND WATER | \$ | \$ |
| 842.005 | TRANSFER | \$ | \$ |
| WELL CONSTRUCTION | | | |
| 842.022 | WELL DRILL CONSTRUCTOR | EXAM FEE | LICENSE FEE |
| 842.016 | WELL DRILL OPERATOR | \$ | \$ |
| | LANDOWNER'S PERMIT | \$ | \$ |

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

RECEIPT # **96025** DATED: 1/6/93 BY: C. Engel

Distribution—White Copy-Customer, Yellow Copy-Fiscal, Blue Copy-File, Buff Copy-Fiscal



TELEPHONE (503) 267-2872
FAX (503) 267-0588

705 SO. 4TH, P.O. BOX 118
COOS BAY, OREGON 97420

PRE-1909 Claim of Beneficial Use and Site Report SWR- 636
Located in Portions of Sections 29, 30& 32
T. 26 S., R. 12 W., W. M.
Coos County, Oregon

RECEIVED

OCT 27 1994

WATER R.
SALE

INFORMATION:

Permittee: Fred Messerle & Sons Inc.
2330 E. Catching Slough Rd
Coos Bay, OR 97420
(503) 396-2273

OCT 27 1994

Dave Messerle and I visited the site on June 7, 1994, at that time he indicated that to the best of his knowledge there had been no variance in use since the date of development in 1904. The survey was completed June 7, 1994.

SOURCES:

Three unnamed streams all tributaries to Catching Slough.

DIVERSION POINTS:

P.O.D. #1: An earthen dam six feet by three feet by three feet, with a screened one inch diameter pipe running through the base. The pipe bears N 14 E for 900 feet and a 2600 gallon storage tank at the barn. P.O.D. #2: Is an in-stream cement cistern a one inch diameter pipe bears from the P.O.D. S 4 W 726 feet to a 1000 gallon storage tank and then another 150 feet to the place of use.

MOTOR:

N/A

PUMP:

N/A

PIPE:

P.O.D. # 1: a one inch diameter pipe runs through the 6' x 3' x 3' earthen dam, then bearing N20E for 800 feet to a 2600 gallon storage tank, then 100 feet to the place of use. P.O.D. #2: is an in-stream device on a one inch diameter PVC pipe that bears southerly for 726 feet to a 1000 gallon storage tank, then 150 feet to the place of use.

HEADS:

Generic lawn and garden sprinklers.

USES:

Domestic (1) including .5 of an acre of lawn and garden irrigation. In-stream livestock watering of 92 head.

LIFT/HEAD:

The difference in elevation was obtained by using an altimeter.

| | | |
|-----------|--------|-----------------------------|
| P.O.D. #1 | -25Ft. | 11 PSI at the place of use. |
| P.O.D. #2 | -23Ft. | 10 PSI at the place of use. |

CALCULATIONS:

| | | |
|-----------|----------------------------|-----------|
| DOMESTIC | ONE (1) | .01 CFS |
| LIVESTOCK | 92 Hd @ 15GPD/HD = 1380GPD | .002 CFS |
| BARN | 1000 GPD | .0015 CFS |

CLAIM OF BENEFICIAL USE .0135 CFS

POINT OF BEGINNING:

P.O.B. #1 was the NW 1/16 corner of Section 29, T. 26 S., R. 12W.
P.O.B. #2 was the Common corner of Sections 29, 30, 31 & 32, T. 26 S., R. 12 W., W.M.
The survey tie was completed by using aerial photos, scale, string chain and hand compass.

CONCLUSION:

The final proof survey and inspection of SWR-636 was completed on June 7, 1994 and the facts contained in this report and accompanying proof map are correct to the best of my knowledge.



I, Ken Messerle, agree to the findings of the CWRE and do submit this site report and map as Claim of Beneficial Use of the water as provided under the terms and conditions of our SWR-636.

10/25/94
Date

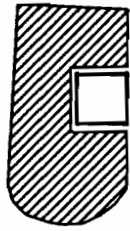
Kenneth C. Messerle

ATTACHMENT

IA

IRRIGATION AREA

SWR-633



RES #1

.50 AC



RES #2

.12 AC

SWR-634

RES #1



.22 AC

RES #2



.05 AC

RES #3



.08 AC

SWR-635

RES #1



.23 AC

RES #2



.1 AC

SWR-636



.21 AC

SWR-639



.16 AC

RECEIVED

NOV 1954
NATIONAL BUREAU OF SURVEYING
SACRAMENTO, CALIFORNIA

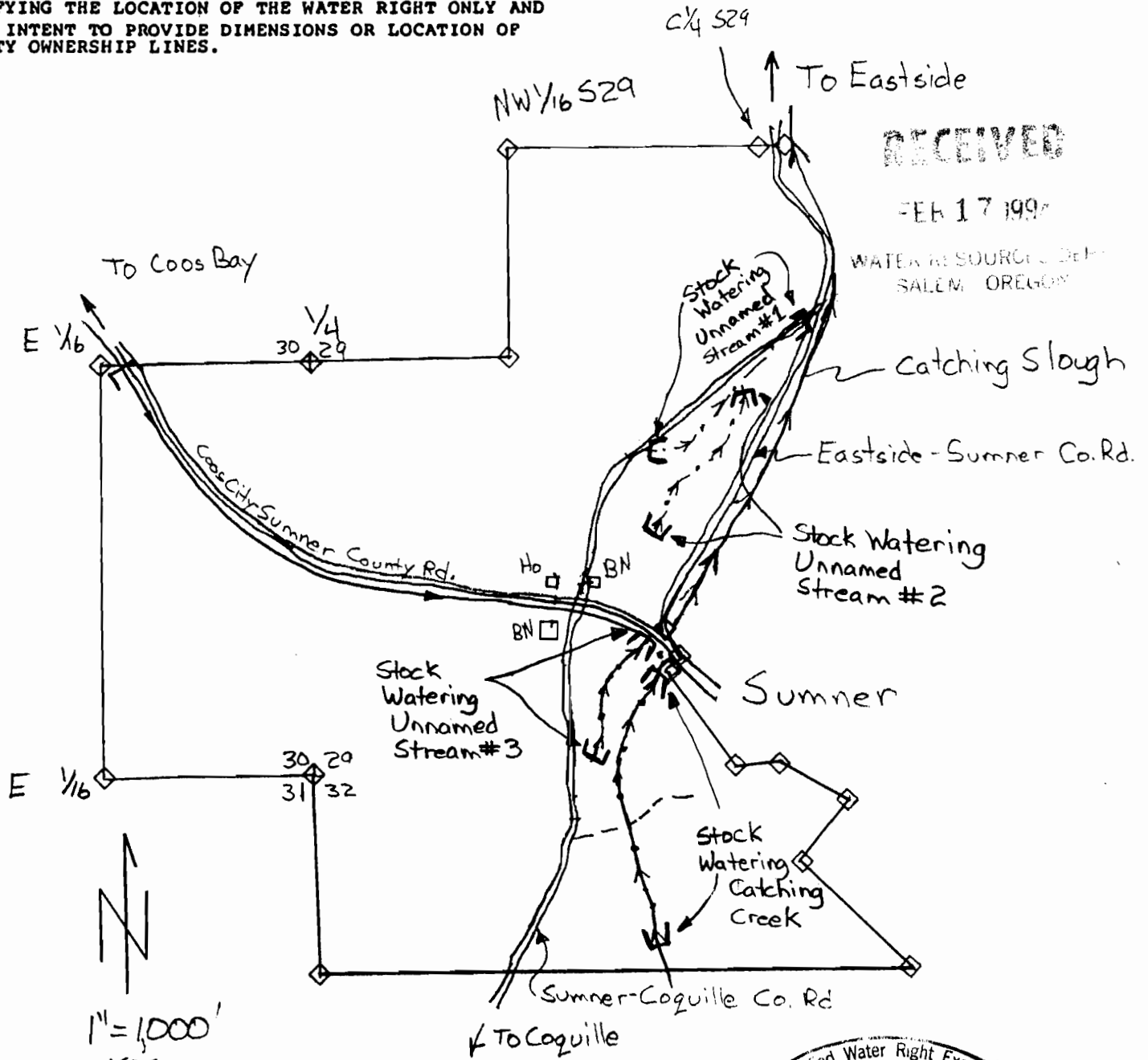


Scale 1" = 200 Feet

Sumner Ranch
 Sections 29, 30+32, T26S R12W
 Coos County, Oregon

EXAMINERS DISCLAIMER STATEMENT

THE PREPARATION OF THIS MAP WAS FOR THE PURPOSE OF IDENTIFYING THE LOCATION OF THE WATER RIGHT ONLY AND HAS NO INTENT TO PROVIDE DIMENSIONS OR LOCATION OF PROPERTY OWNERSHIP LINES.



RECEIVED

FEB 17 1991

WATER RESOURCES DEPT
 SALEM, OREGON

- Gravel Rd.
- ==== Paved Rd.
- HO = Home
- BN = Barn



Stutzner Engineering & Forestry
 TELEPHONE 267-2872
 708 SO. 4TH, P.O. BOX 118 - COOS BAY, OREGON 97420
 SWR-636

RECEIVED

FEB 17 1994

WATER RESOURCES DEPT.
SALEM, OREGON

72 1 67229

RECEIVED

JAN 05 1993

WATER RESOURCES DEPT.
SALEM, OREGON

BARGAIN AND SALE DEED

FRED G. MESSERLE and JOSEPHINE R. MESSERLE, husband and wife, LLOYD G. MESSERLE and ADA L. MESSERLE, husband and wife, and EVERETT C. MESSERLE and JOSEPHINE M. MESSERLE, husband and wife, convey to FRED MESSERLE & SONS, INC., an Oregon corporation, all that real property situated in Coos County, State of Oregon, described as:

All that real property set forth in Exhibit "A" attached hereto and made a part hereof.

SUBJECT to all exceptions of record.

The true and actual consideration for this transfer is other value given.

DATED, this 3rd day of January, 1972.

Fred G. Messerle
Fred G. Messerle

Josephine R. Messerle
Josephine R. Messerle

Lloyd G. Messerle
Lloyd G. Messerle

Ada L. Messerle
Ada L. Messerle

Everett C. Messerle
Everett C. Messerle

Josephine M. Messerle
Josephine M. Messerle

9 2 3

STATE OF OREGON)
) ss.
COUNTY OF COOS)

January 3, 1972.

Personally appeared the above named Fred G. Messerle and Josephine R. Messerle, husband and wife, Lloyd G. Messerle and Ada L. Messerle, husband and wife, and Everett C. Messerle and Josephine M. Messerle, husband and wife, and acknowledged the foregoing instrument to be their voluntary act. Before me:

(Notarial Seal)

Notary Public for Oregon
My Comm. Expires: 11-12-72

RECEIVED

FEB 17 1994

WATER RESOURCES DEPT. 72 1 67337
SALEM, OREGON

RECEIVED

JAN 05 1993

WATER RESOURCES DEPT.
SALEM, OREGON

to intersect the Slough about 75 feet below point of beginning; thence up Slough to beginning; also reserving a right-of-way for road purposes from C. S. post above mentioned to said boat house.

It being intended hereby to convey the land described and conveyed by that certain Deed dated July 22, 1912, executed by Andrew Hongel to Walter M. Christensen and Mae B. Christensen, husband and wife, and recorded in Volume 78 on page 471, Record of Deeds, of Coos County, Oregon; excepting therefrom the right-of-way heretofore deeded or granted thereover.

Northwest quarter of Northwest quarter of Section 32, Township 26 South of Range 12 West of the Willamette Meridian, Coos County, Oregon.

Commencing at a stake on the West side of the Coos Bay and Roseburg Wagon Road, said stake is 60 feet from the Southwest corner of Block One (1) in the Town of Sumner, State of Oregon; thence almost Southwest along the line of land belonging to B. E. Beyers 150 feet, more or less, to the line of land belonging to Lyman Noble; thence West of North 60 feet along the line of land of said Lyman Noble to a stake, said stake is 30 feet from the center of the Southern Oregon Railroad; thence East of North on a line parallel with said mentioned railroad 240 feet, more or less, to a stake on the West side of the Coos Bay and Roseburg Wagon Road, said mentioned stake is on the bank of the creek, and is 30 feet from the center of the above mentioned railroad; thence 150 feet, more or less, Southeast along the West side of said mentioned wagon road to the place of beginning. All in Section Twenty-nine (29), Township Twenty-six (26) South of Range Twelve (12) West of the Willamette Meridian, Coos County, Oregon.

Any and all property in Section Twenty-nine (29), Township Twenty-six (26) South, Range Twelve (12), West of the Willamette Meridian, Coos County, Oregon, lying West of the following described line: Beginning at the point where the quarter quarter section line of the Southeast Quarter (SE¹/₄) of the said Section Twenty-nine (29) intersects the East bank of the canal-slough ditch; thence approximately South 28° West along the East bank of the canal ditch 5.25 chains to the North line of Water Street in the town of Sumner.

Beginning at the quarter corner in center of Section 29, Township 26, South of Range 12, West of the Willamette Meridian; thence South 14' West 700.2 feet along the legal subdivision line to a point on the South bank of Catching Slough; thence South 71° 56' West 84.9 feet to a point on the South bank of Catching Slough; thence South 33° 26' West 582.7 feet to the Northeast corner of the Price property on the West bank of Catching Slough; thence South 88° 16' West 905.8 feet along the North boundary of the Price property; thence North 0.06' East 1200.2 feet along the subdivision line to the quarter quarter corner between Southwest quarter and the Northwest quarter, Section 29;

RECEIVED

FEB 17 1994

WATER RESOURCES DEPT.
SALEM, OREGON

RECEIVED

JAN 05 1993

WATER RESOURCES DEPT.
SALEM, OREGON

72 1 67338

thence North 88° 17' East 1308 feet along subdivision line to the place of beginning. Situated in the Northeast quarter of the Southwest quarter in Section 29, Township 26, South of Range 12, West of the Willamette Meridian, Coos County, Oregon.

Also, commencing at a post which in 1875 stood at the Northwest corner of a bridge over Catching Slough on the Coos Bay Wagon Road, said post being five chains and two links South and four chains and twenty-six links West of the Northeast corner of the Southeast quarter of the Southwest quarter of Section 29 in Township 26, South of Range 12, West of the Willamette Meridian, variation 21° East; running thence North 80° East two chains 54 links; running thence North four chains 58 links; run South 89½° West 3 chains 63 links to the West bank of Catching Slough; run thence up the West bank of said Slough in the direction South 14 3/4° East 4 chains and 4 links; thence South 1½° West one chain 4 links to the place of beginning.

Also, all of the following described real property situated in the County of Coos, and State of Oregon, and particularly described as follows, to-wit:

Commencing at the Northwest corner of the Southwest quarter of the Southeast quarter of Section 29 in Township 26, South of Range 12, West of the Willamette Meridian; run thence East five rods; thence South to the North side of Water Street in the Town of Cumner, Coos County, State of Oregon; thence in a direct line to stake, the said stake being ten rods from the Northwest corner of the Coos Bay Wagon Road Bridge as located on the first day of February, 1879, said stake being also the Southeast corner of the land heretofore deeded by John B. Dully to H. H. Luse; thence nearly North alongside of the H. H. Luse line to legal subdivision line; thence East alongside the said line to place of beginning.

Also: Beginning at a point on the South bank of Catching Slough 700.2 feet South 0° 14' West of the quarter corner of the center of Section Twenty-nine (29), Township 26, South of Range 12, West of the Willamette Meridian, in the legal subdivision line between the Southwest quarter and the Southeast quarter of Section 29, South 71° 56' West 84.9 feet to a point on the South bank of Catching Slough; thence South 33° 26' West 582.7 feet to the Northeast corner of the Price property on the West bank of Catching Slough; thence South 3° 56' West 117.2 feet; thence North 88° 18' East 407.3 feet along legal subdivision line to the quarter quarter corner between the Southwest one quarter and the Southeast one quarter of Section 29; thence North 0° 14' East 618.1 feet along the legal subdivision line to the place of beginning. Situated in the Northeast quarter of the Southwest quarter of Section 29, Township 26, South of Range 12, West of the Willamette Meridian, Coos County, Oregon.

Also: Southeast quarter of the Northwest quarter, Section 29, Township 26, South of Range 12, West of the Willamette Meridian, Coos County, Oregon.

Less that certain parcel conveyed to Sumner Grange No. 865 by deed recorded April 6, 1943, in Book 145, Page 475, Deed Records, Coos County, Oregon, which parcel is described as follows, to-wit:

Beginning at a point on the South side of Catching Inlet Road 286 feet South of the center of Section 29, Township 26, South of Range 12, West of the Willamette Meridian, in the legal subdivision line between the Southwest quarter and the Northeast quarter of Section 29; thence 152 feet South; thence 40 feet Southwest; thence 114 feet Northwest to Catching Inlet road right of way; thence 155 feet Northeast on South edge of right of way to a point of beginning, Coos County, Oregon.

RECEIVED

FEB 1 1994

WATER RESOURCES DEPT.
SALEM, OREGON

72 1 67339

RECEIVED

JAN 05 1993

WATER RESOURCES DEPT.
SALEM, OREGON

A parcel of land situated in Lots Three (3) and Four (4), Section 29, Township 26 South, Range 12, West of the Willamette Meridian, Coos County, Oregon, particularly described as follows:

Beginning at the Northwest corner of said Lot Three (3); thence South 00° 14' West 1201.11 feet; thence along a line parallel with and 30.0 feet distant to the left, also described as being West, of the following described line: North 28° 08' East, 384.26 feet on a one degree curve to the left 638.33 feet, North 21° 45' East 122.43 feet, on a three degree curve right 136.67 feet; North 25° 57' East 84.53 feet, on a four degree curve left 217.92 feet, North 17° 08' East 177.74 feet, on a sixteen degree curve to the left 381.67 feet, North 43° 56' West 238.62 feet, on a twelve degree curve to the right 247.64 feet, North 14° 13' West 179.16 feet; thence North 88° 17' East 299.3 feet to the Northeast corner of the Southeast quarter (SE¼) of the Northwest quarter (NW¼) of said Section 29; thence along the North and South quarter line South 00° 14' West 1305.64 feet to the place of beginning, containing 21.7 acres, all being subject to existing public road rights of way thereover.

Excepting and reserving to Menasha Wooden Ware Corporation, its successors and assigns, grantor in that certain Deed dated March 5, 1953, recorded March 18, 1953, in Book 225, page 542, Deed Records of Coos County, Oregon, all reversionary rights in and to the sixty (60) foot right of way for County Road, located upon or touching said lands, and also reserving all riparian and water-frontage rights, tidelands, and access rights from said lands to navigable water of Catching Slough and fronting or appurtenant to the lands of Menasha Wooden Ware Corporation above conveyed; also reserving to Menasha Wooden Ware Corporation, its successors and assigns, a perpetual right to construct at any time, and to maintain and use, a road and across any portion of the above described and granted premises, and to use such area or space as it may require for a log dump for storing and dumping logs thereon; also excepting and reserving to Menasha Wooden Ware Corporation, its successors and assigns, all gold, silver, copper, coal, iron, lead, oil, and other ores or minerals on or under said land, with full right and power to enter upon said land to explore for, mine, and remove said ores, oil, or minerals at any time.

Subject further to the following provisions contained in said Deed dated March 5, 1953, and recorded March 18, 1953, in Book 225, page 542, Deed Records of Coos County, Oregon, to-wit:

Also, grantor, subject to existing rights of way, hereby gives and grants to grantees, their heirs, representatives and assigns, the right to construct, maintain, and use drainage and tide ditches, boxes, or culverts across the strip of land lying between the premises above conveyed and Catching Slough as may be reasonably necessary; provided that such ditches, boxes, or culverts shall not unreasonably interfere with the use of rights and privileges hereinabove reserved to grantor, its successors and assigns.

This deed is given upon the express condition and agreement of the grantees that the grantor, its successors or assigns, shall not in any case by action in court or otherwise be required to build or maintain any line or partition fence between such lands hereby conveyed and any adjoining lands now owned or hereafter acquired by grantor, its successors or assigns, and while such land shall remain wild and uncultivated, and while grantor remains the owner thereof, and in no case shall grantor be required to pay or bear any part of the cost or expense of building or maintaining any such partition fences; and that no part of such cost and

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WATER RESOURCES DEPT.
SALEM, OREGON

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WATER RESOURCES DEPT.
SALEM, OREGON

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expense shall be made or become a claim or lien on any such adjoining lands while owned by grantor; which condition is an essential part and consideration of this deed.

The West Half of the Southwest Quarter of Section 29, and the East Half of the Southeast Quarter of Section 30, in Township 26 South, Range 12 West of the Willamette Meridian. Also beginning at a point South 81° 57' East 119.70 feet (variation 22° 50' East) from the quarter corner between Sections 29 and 32, Township 26 South, Range 12 West of the Willamette Meridian, at said quarter corner was re-established equidistant from the Northeast and Northwest corners of said Section 32; running thence North 55° 18' East 165 feet; thence South 63° 19' East 665 feet along the North bank of small creek; thence South 40° 40' West 426.4 feet; thence South 49° 53' East 685.8 feet; thence South 52° 37' West 534.6 feet; thence South 89° 53' West 992 feet to the East bank of ditch; thence North 15° 12' West 442.3 feet along the East bank of said ditch; thence North 11° 53' West 413.8 feet along the East bank of said ditch; thence South 89° 30' West 841.5 feet; thence North 1918.1 feet; thence North 89° 30' East 973.5 feet to the West bank of Catching Slough; thence South 5° 10' West 121.5 feet up the West bank of Catching Slough; thence South 14° 45' East 266.6 feet along the West bank of Catching Slough; thence South 1° 30' West 68.6 feet along the West bank of Catching Slough; thence North 81° 50' East 172 feet to the North line of Water Street in the Town of Sumner; thence South 56° 03' West 147 feet along the North line of said Water Street to the intersection of the West line of Front Street in said town of Sumner; thence South 14° 45' East 41.9 feet along the West line of said Front Street; thence South 24° 09' West 218.5 feet along the West line of the Southern Oregon Company's right of way; thence South 34° 21' East 859.1 feet to the place of beginning; SUBJECT TO reservations contained in that certain deed recorded on Page 502, Book 18 of Deed Records, Coos County, Oregon.

Beginning at a point on the right bank of ditch 7.46 chains South 7.21 chains West of the $\frac{1}{4}$ section post between Sections 29 and 32 in Township 26 South of Range 12 West of the Willamette Meridian, variation 21° East; thence South 12 $\frac{1}{2}$ ° East 7.29 chains along bank of ditch to Southeast corner of bridge; thence South 15 $\frac{1}{2}$ ° East 5.65 chains; thence South 89 $\frac{1}{2}$ ° West 15.88 chains; thence North 12.54 chains; thence North 89 $\frac{1}{2}$ ° East 12.79 chains to the place of beginning, and containing 17.95 acres of land, more or less.

Lot 2, Southwest quarter of the Northeast quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$), Southeast quarter of the Northwest quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$), and the Northeast quarter of the Southwest quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 5, Township 26, South of Range 12 West of the Willamette Meridian. Containing 160.43 acres, more or less.

Beginning at a 30 inch fir stump situated on the east boundary of the Catching Slough County Road right of way and at a point which is 610 feet North of the South boundary of Lot 6 of Section 5, Township 26 South, Range 12 West of

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WATER RESOURCES DEPT.
SALEM, OREGON

December 18, 1992

To Whom it may Concern:

I, George Ross, Jr., was born in Marshfield (now Coos Bay) July 29, 1905 and was raised on my father's dairy farm on Catching Inlet and Ross Slough.

My earliest memories are of the milk boat with its deck lined with milk cans from the dairies on Catching Inlet stopping at our wharf to pick up the milk. Its destination was the Coos Bay Creamery on the other side of Bull Island in the old Coos River channel.

The creamery was built in 1892, my grandfather, Frank Ross, being one of the founders. When my parents, George Ross and Lucy Black were married in 1899, Frank Ross gave them the farm and a herd of dairy cows. I have positive knowledge that from that time to the present the dairy has continued uninterrupted. It included more land in 1899, running from what is now Azalea Acres on Catching Inlet down to Ross Inlet and up Ross Inlet including Boekeloos, Evans, Atkins, and Dr. Levy's.

In 1900 my father sold the land straight across from us to John Collver. Ida Matson used to tell the story when I was less than two years old, looking across the slough and saying, "John Collver's cows are sitting down. This land was later sold to Albert Collver, Everett Messerle's grandfather, and has been in Messerle ownership ever since as a dairy until the barn burned down and as a beef ranch since that time.

The portion that my son Gordon dairies now was divided into five fields. Four of them had watering troughs fed from springs along the foothill, while in the pasture next to Ross Inlet, the cows had to drink out of the slough. I remember this from my early memories of going after the cows with my father and later on my pony.

My early associations with Gordon Collver, my same age, across on Stock Slough, of fishing up Collver Creek (Stock Slough) afforded me the knowledge that the Collvers had dairied there for many years and that livestock has continued until this day on all the bottom lands on Stock Slough on lands now owned by John Stalcup, John Dubisar, Foster McSwain, Messerle's, Dan Scoville, Lou Ann and John Rode, Mel Burnette, Gordon Ross, John Szymik, and Chet Fors, and have dairied and ran stock on every acre of it at one time myself.

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FEB 17 1994

WATER RESOURCES DEPT
- 2 - SALEM OREGON

My grandfather, Henry Black, milked cows on a farm halfway to Sumner now owned by Bill Cole and the Messerle farm, called the Anchor Ranch, was four separate dairies in the early years. On to Sumner from Henry Blacks we could go by wagon to the Byers Ranch. Uncle Frank Black married Alice Byers. This farm is still in dairying being owned now by V. J. Willis. The Messerle farm in Sumner was at that time owned by Capt. Harris. Mrs Harris had her own cheese plant, and in 1902 exhibited the Grand Champion Cheese at the Chicago Expedition.

I can attest that all of the ownerships I have specifically mentioned have been in livestock production continuously from my earliest memories until this day, and that I can say with equal certainty that any bottom land on Ross Inlet, Catching Inlet, Stock Slough, or Sumner has supported livestock from the time it was cleared and drained until the present with the exception of a few annual crops for a season at a time.

George F. Ross Jr.

George F. Ross, Jr.

Subscribed and sworn to before me this 18th day of

December, 1992.



Kelly J. Paulsen

Notary Public for Oregon
My commission: 3-17-95



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WATER RESOURCES DEPT.
SALEM, OREGON

32-24-12 TL 400

Sumner Ranch

523

7/523

State of Oregon vs
 In Consideration of Gift of the Return paid
 to the Board of Commissioners for the Sale
 of School Lands, the State of Oregon doth
 grant, bargain, sell and convey unto
 Isaac Brimmer his heirs and assigns,
 the following described premises, to wit:
 The North West Quarter of the North
 West Quarter of Section 32 Township
 4 South Range 12 West Willamette Meridian
 Containing 40 Acres of School Land and
 Situate in Lincoln County State of Oregon
 To have and to hold the said premises with
 their appurtenances unto the said Isaac
 Brimmer his heirs and assigns forever
 and that we shall well warrant and defend
 the same him his heirs and assigns whatsover
 Witness the hand of the State Officer this 16th
 day of October 1893

(Seal) J. H. Bradwick Governor
 J. C. Bradwick Secy
 A. H. Mann Treasurer

State Record 11111 1/11/93
 Recorded November 16th 1893 at 5 A.M.
 Mt. Jackson
 Recorder

to me to be the identical individual described in and who executed the within conveyance as one of the parties of the first part therein and ~~with her~~ ^{as} wife of the said Mrs. Monroe therein described, and on examination by me separate and apart from her said husband, acknowledged to me that she executed the same freely and without fear or compulsion from any person or persons whomsoever, and for all of the uses and purposes therein mentioned. In witness whereof I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written

W. M. Crawford

Notary Public

Recorded April 7th 1884

168 Street, County, Clerk & Ass: Graham City.

13/160

The United States of America,
Certificate To wit to whom to so presents shall come,
of 1882 } ^{Whereas} Jeanne Prigman of
Cook County, Oregon, has 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 full payment has been made by the said
Jeanne Prigman according to the provisions of the Act
of Congress of the 2nd of April 1820, entitled 'An Act
making further provision for the sale of the Public Lands,
and the rules and regulations therefor for the South East quar-
ter of Section thirty, in Township twenty-six South, of Range
twelve West in the district of lands subject to sale at
Roseburg, Oregon, containing one hundred and sixty acres
according to the official Plat of the Survey of the same
returned to the General Land Office by the Surveyor Gen-
eral, which said tract has been purchased by the said
Jeanne Prigman. Now Know ye, That the United
States of America, in consideration of the premises, and
in conformity with the several Acts of Congress in such
case made and provided, have given and granted, and
by these presents do give and grant unto the said
Prigman, and to his heirs, the said tract above described
to have and to hold the same together with all the rights
privileges, immunities, and appurtenances of what
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and accrued water rights for mining, agricultural, man-
 ufacturing, 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, I, Rutherford B. Hayes,
 President 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 December, in the year of
 our Lord one thousand eight hundred and seventy-seven, and
 of the Independence of the United States the one hundred
 and second.

By the President, R. B. Hayes
 By R. L. Lang, Secretary
 S. W. Clark, Recorder of the General Land Office

Recorded, Vol. 9, Page 197
 Recorded April 27, 1882
 also Stauff, County Clerk
 by Alex. C. Graham Deputy

The United States of America,
 do hereby certify that to whom these presents shall come, bearing
 this Certificate. Whereas Green P. Barfield, of Coos
 County, Oregon, has 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 full payment has been made by
 the said Green P. Barfield, according to the provisions of
 the Act of Congress of the 24th of April, 1866, entitled "An
 Act making further provision for the sale of the Public Lands,
 and the Act supplemental thereto, for the South West
 quarter of section twenty-nine in Township twenty-seven
 South of Range twelve West, in the District of lands
 subject to sale at Roseburg, Oregon, containing one hundred
 and thirty acres, more or less, as shown on the Official Plat of
 the Survey of the said lands returned to the General
 Land Office by the

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29-20-12 (TL 900)

30-26-12 TL 300 Summer Ranch

person described in and who executed by Power of Attorney, the within instrument at the Attorney in fact of Charles Crocker and Mary Crocker, his wife, the said Charles Crocker and Mary A. Crocker being named in the said within instrument as the parties thereto, and therein described as the parties executing the same by Charles F. Crocker their Attorney in fact, and the said Charles F. Crocker then and there duly acknowledged to me that he executed the same freely and voluntarily as and for the free act and deed of the said Charles Crocker and Mary A. Crocker and for the uses and purposes therein mentioned, this twenty first (21st) day of September A.D. 1882. In witness whereof I have hereunto set my hand and affixed my official seal as such Commissioner at my office in the City and County of San Francisco and State of California this twenty first (21st) day of September A.D. 1882.

(Seal)

Charles J. Torbert
a Commissioner for the State of Oregon residing
in the City and County of San Francisco State
of California.

Recorded November 19, 1884

J. J. Lamm
County Clerk.

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Comptrol
No 5546.

The United States of America.

To all to whom these presents shall come greeting:
Whereas John B. Dully, of Lewis County, Oregon has 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 full payment has been made by the said John B. Dully according to the provisions of the Act of Congress of the 24th of April, 1850, entitled "An Act making further provision for the sale of the Public Lands," for the South West quarter of the South East quarter, the South East quarter of the South West quarter of Section twenty nine, the North West quarter of the North East quarter and the North East quarter of the West quarter of Section thirty two, in Township twenty six South, of Range twelve West, in the District of Land subject to sale at Roseburg Oregon containing One hundred and thirty seven acres to the official plat of the land with the original return.

Charles F. Leveche, personally known to me to be true.

4-17

General which said Grants have been purchased by the said John B. Dullay. Now know ye, that the United States of America, in consideration of the premises, and in conformity with the several Acts of Congress in such case made and provided have given and granted, and by these presents do give and grant unto the said John B. Dullay and to his heirs, the said Grants above described: To have and to hold the same, together with all the rights, privileges, immunities, and appurtenances, of whatsoever nature they unto belonging, unto the said John B. Dullay 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, in so far as they 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.

By testimony whereof, I, Ulysses S. Grant President 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 first day of October, in the year of Our Lord one thousand eight hundred and seventy four, and of the Independence of the United States the Ninety Ninth. By the President U.S. Grant
Seal By S. Williamson Secretary.

Recorded, Vol. 6, Page 236. A. H. Lippincott Recorder of the General Land Office

Recorded November 21, 1884

J. J. Lamb
County Clerk.

3-10

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of Person residing
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Received April 15, 1938, from
U. S. Census Bureau

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has been deposited in the Census Bureau Library
been made by the Census Bureau Library
of April 15, 1938, entitled "The Census Bureau
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according to the Census Bureau
Office of the Superintendent

Recorded April 12, 1924, in Book 118, page 150
By P. Lynch, County Clerk. Filed for record in the office of the County Clerk of said County and State.

2000- KNOW ALL MEN BY THESE PRESENTS, that U. S. Robertson and Iva M. Robertson, his wife, of North Bend, in the State of Oregon, being of lawful age, in consideration of Ten Dollars, to them paid by Emily E. Clements, of --- in the State of Oregon, do hereby grant, bargain, sell and convey unto said Emily E. Clements, her heirs and assigns, all the following bounded and described real property, situated in the County of Coos and State of Oregon:

Lot Twenty one (21) County No 12; Twenty three (23) and Twenty four (24) of block Fifteen (15) Woodlawn Addition to North Bend, Coos County, Oregon; as per plat now on file and a matter of records in the Office of the County Clerk of said County and State.

TO HAVE AND TO HOLD, the above granted premises, with all the rights, accoutances and appurtenances thereto belonging, unto the said Emily E. Clements, her heirs and assigns forever. And the said grantors do covenant to and with the said grantee her heirs and assigns that they are lawfully seized in fee of the above granted premises; that they are free from all encumbrances, and that they will and their heirs, executors and administrators shall warrant and defend the above granted premises, to the said grantee her heirs and assigns forever against the lawful claims and demands of all persons.

IN WITNESS WHEREOF, The grantors above named hereunto set their hands and seals this 7th day of April, 1924.

Witness to the execution hereof
R. B. Robertson, Fred S. Lynch.

U. S. Robertson (Seal)
Iva M. Robertson (Seal)

50 cents Documentary Stamp cancelled. U.S.R. 4/11/24.

State of Oregon,
County of Coos, ss. THIS CERTIFIES, That on this 7th day of April, A.D. 1924, before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named U. S. Robertson and Iva M. Robertson, his wife, who are known to me to be the identical individuals described in, and who executed the within instrument, and acknowledged same that they have executed the same as their free act and deed, for the uses and purposes herein expressed.

IN WITNESS WHEREOF, I have hereunto set my hand and Notarial Seal the day and year last above written.

1924

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(Seal)

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Certificate

The 22nd of March 1854
a certificate of the survey of the land of Thomas P. Musick, Oregon
whereby it appears that the said land has been surveyed by the said Thomas
P. Musick according to the provisions of the act of Congress of the 10th
of April 1850 entitled "An act making further provision for the sale
of the Public Lands; for the 1st time the said act of sections twenty, the
lots numbered four and five the South East quarter of the North West
Quarter and the North East quarter of the South West quarter of section
twenty nine, in Township twenty six South of Range twelve East, in
the district of lands subject to sale at Steady Oregon containing
one hundred and twenty four acres and thirty five hundredths of an acre
according to the official plat of the survey of the said lands returned to the
General Land Office by the Surveyor General, which said tract has been
purchased by the said Thomas P. Musick.

Now know ye that the United States of America, in consideration of the
premium and in conformity with the several acts of Congress in such case
made and provided, have given and granted, and by these presents do give and
grant unto the said Thomas P. Musick and to his heirs, the said lands
above described, to have and to hold the same, together with all the rights
privileges immunities and appurtenances of whatsoever nature, therewith
belonging unto the said Thomas P. Musick and to his heirs and assigns
forever, subject always unto and reserve unto rights for mining, agricultural
manufacturing, other purposes and rights to discover and preserve
lead, zinc, copper, iron, silver, gold, platinum, diamonds and other
minerals by the United States, and to the said Thomas P. Musick and his
heirs, assigns and assigns forever.

14/509

D-16

...the first day
of October, in the year of our Lord one thousand eight hundred and twenty
four, and of the Independence of the United States the thirty fourth
Year
By [Name], Secretary.

Record Vol. 2, Page 234. L.H. Lippincott, Clerk of the General Land Office.

Revenue October 23d 1855.

J. J. Lamb, County Clerk.

✓ This Indenture Made this 22. day of October, A. D. 1855, by and
between Percy C. Levar and Addie M. Levar his wife of the town
of Sumner Coos County Oregon and Betsey M. Levar (Widow) of
said Town of Sumner, now temporarily at Orons in the County
of Penobscot, Maine, by her Attorney in fact Percy C. Levar,
before named, said Percy C. Levar and Betsey M. Levar being the
only heirs at law of John Levar, late of Coos County, Oregon, deceased
the parties of the first part and The Southern Oregon Company
of Empire City in said Coos County, a Corporation duly organ-
ized and existing under and by virtue of the laws of the State
of Oregon, the party of the second part, Witnesseth: that the
parties of the first part for and in consideration of the sum
of one thousand dollars lawful money of the United States of
America, to them in hand paid by the said party of the second
part, the receipt whereof is hereby acknowledged, have granted,
bargained, sold and conveyed and by these presents do grant,
bargain, sell and convey unto the said party of the second part,
its heirs and assigns, all of the following described real estate
situated in the County of Coos and State of Oregon, to wit:
Lot Numbered seven in Section Numbered twenty one in
Township four and five in Section Numbered twenty one in
Township, County of Coos, State of Oregon, and also
of the Hillman's [unclear] [unclear]
as follows:

and was this 19th day of October in the year of our Lord one thousand eight hundred and seventy two.

In the presence of } W. G. Fields Clerk
W. H. Jackson }
George Stang }

State of Oregon
County of Wasco } 38

On this 19th day of Oct (A.D. 1872) personally came before me W. G. Fields to me known to be the identical person named in and who executed the within Conveyance and he acknowledged he executed the same
In witness whereof I have hereunto set my hand and affixed my official seal the day and year above written.

W. H. Jackson
County Clerk

Received April 23rd 1872 and recorded April 24th 1872
W. H. Jackson
Clerk

2470

Office of Lees Bay Hagon Road Company
Roseburg Oregon March 11th 1872

At a meeting of the Board of Directors of the Lees Bay Hagon Road Company, held at the Office of the Company, at Roseburg, on the 11th day of March A.D. 1872 at which were present Aaron [?], President, A. W. Smith, D. J. Deal, J. Hamilton and J. W. Clarke, Directors, and J. J. Watson, Secretary, among other proceedings, the following resolution was adopted:

Resolved, That the President and Secretary be and they are hereby authorized and empowered, in the name and on behalf of the Company, to make, execute, seal, with the Corporate seal of the Company, and deliver to the parties entitled thereto, deeds in fee simple in all cases in which the Company has heretofore sold, or shall hereafter sell or in which the Company has contracted to sell, any lands forming part of its land grant.

J. J. Watson, Secretary of Lees Bay Hagon Road Company, hereby certifies that the foregoing is a true and correct transcript from the records of the Lees Bay Hagon Road Company in my possession and that the same is a true and correct transcript from the records of the Lees Bay Hagon Road Company.

J. J. Watson

...of the sum of \$100 (100) dollars
...of the United States...
...of the County, in the State of Oregon, at or
...of the... of these premises, the... of which
...has been... has been... with...
...and by these presents does bargain, sell and
...into the said John P. Shultz his heirs and
...forever, all of the following described tract or
...of land situated in Coos County, Oregon
...a part of the lands granted by an Act of Congress,
...approved March 3rd 1857, to the State of Oregon, a part
...in the construction of a Military Wagon Road from
...the Navigable Waters of Coos Bay to Astoria, and
...granted by the Act of the Legislative Assembly of
...the State of Oregon, approved October 26 1876, to the
...Coos Bay Wagon Road Company, to-wit:

Lot Number Three (3) of Section Twenty Nine (29)
in Township Twenty Six (26) South of Range
Three (3) East of the Willamette Meridian con-
taining thirty six (36) acres more or less.
To have and to hold, the premises above described,
together with all appurtenances thereto, in any way
appertaining or belonging unto the said John P.
Shultz his heirs and assigns forever.
In Witness Whereof, the President and Secretary of
said Coos Bay Wagon Road Company have caused the
...and signed the within and of said Company
the... day of March 1878.

John P. Shultz
President
Coos Bay Wagon Road Company
for the said John P. Shultz



TELEPHONE (503) 267-2872
FAX (503) 267-0588

705 SO. 4TH, P.O. BOX 118
COOS BAY, OREGON 97420

RECEIVED

FEB 17 1994

WATER RESOURCES DEPT.
SALEM, OREGON

MEMORANDUM

TO: Don Krauer

DATE: 2/16/94

FROM: Dennis Goude

RE: Pre-1909's Fred Messerle + Sons INC

Done

I have marked all of the Messerle files on the outside of the envelopes. I should be able to have the reports and final maps in by the end of May.

Dennis Goude

Watermaster's Office
District No. 19
Coos County Courthouse
Coquille, OR 97423

JAN 02 1993

Receipt Name: Kenneth Messerle

Date: December 31, 1992

Amount: \$ 2000.00

Pre-1909 application form.

Received by: James Linger
Asst. Watermaster Dist. 19

PI

RECEIVED

JAN 05 1933

WATER RESOURCES DEPT.
SALEM, OREGON

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

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

1. Name of Registrant: ^{FRED} Messierle & Sons, Inc.
Mailing Address: 2330 E. Catching Slough Road
Cross Bay, OR 97420 Telephone No: 267-2997

2. Source of water: Unnamed Streams 1, 2 & 3 and Catching Creek
Tributary to: Catching Slough

3. Purpose(s) for which water is used: Stockwater (IN-STREAM)
(Irrigation, Stockwater, Domestic, Hydroelectric power, Industrial, Etc.)
If irrigation, total number of acres irrigated: NA

4. Priority Date
a) Date of first use: 1873 / 1881 / 1888 1 / JUNE / 1907
b) Date water use development first initiated: 1873 1 / JUNE / 1907
c) Name of party who initiated development: John B. Dolley / Thomas R. Musick
LYMAN M. NOBLE

5. Amount of water claimed: .0046, in (CFS) or GPM
(Water put to beneficial use)

6. Location of place of use:
29 Sections, Township 26 N (S), Range 12 E (W)
32 Sections, Township 26 N (S), Range 12 E (W)
(Attach additional pages if necessary)

7. Usual period of use: 1 / 1 to 12 / 31
month day month day

8. Remarks: _____

9. Total fees submitted with claim: \$ 200

Notarized Statement Signed by Claimant.

STATE OF OREGON)
County of Coos) : ss

I, Kenneth C. Messerle, 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.

Fred Messerle Son
Kenneth C. Messerle V.P.
Signature of Claimant

Signed and attested before me this 29th day of Dec, 19 92



Joyce Stuntzner
NOTARY PUBLIC for the State of Oregon
My commission expires: 11/24/95

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

Certified Water Right Examiner

Name: Keith Jehnke CWRE#: 302

Address: P.O. Box 118, Coos Bay

Telephone: 267-2872

Sumner Ranch
 Sections 29, 30 & 32, T26S, R12W
 Coos County, Oregon

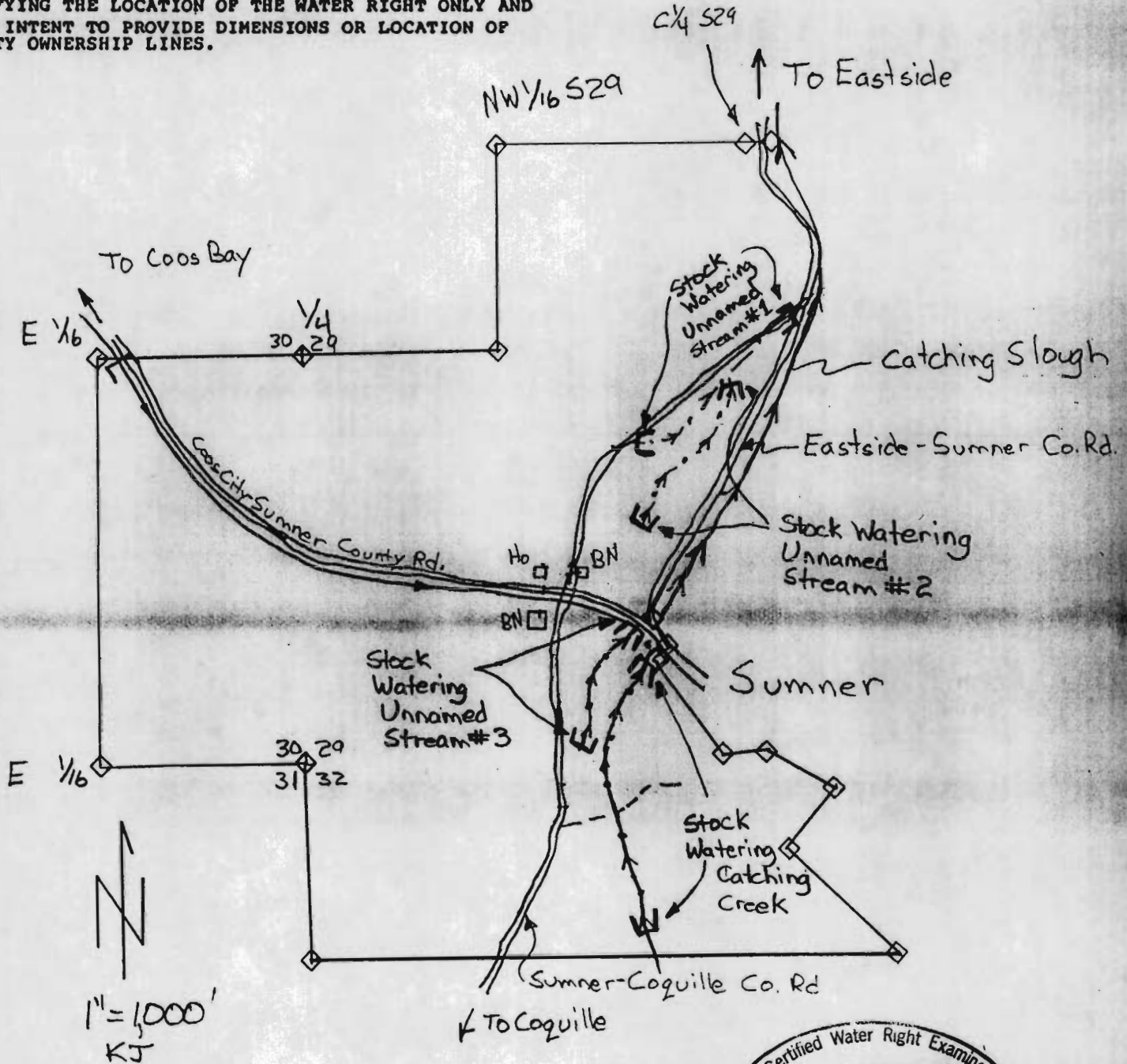
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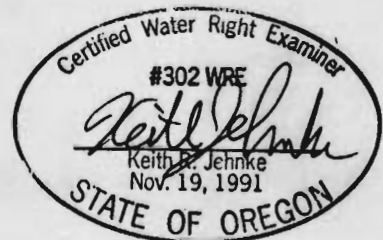
WATER RESOURCES DEPT.
 SALEM, OREGON

EXAMINERS DISCLAIMER STATEMENT

THE PREPARATION OF THIS MAP WAS FOR THE PURPOSE OF IDENTIFYING THE LOCATION OF THE WATER RIGHT ONLY AND HAS NO INTENT TO PROVIDE DIMENSIONS OR LOCATION OF PROPERTY OWNERSHIP LINES.



--- Gravel Rd.
 == Paved Rd.
 HO = Home
 BN = Barn



Stutzner Engineering & Forestry
 TELEPHONE 267-2872
 705 SO. 4TH, P.O. BOX 118 - COOS BAY, OREGON 97420