

SURFACE WATER REGISTRATION CHECKLIST

(received after July 18, 1990)

CHECK BASIN MAP see NAME Sumner Canyon # 17 UNADJUDICATED AREA ? yes
RECEIPT # 96025 S W R NUMBER 638
CHECK ENCLOSURES see PRELIMINARY DATA BASE ENTRY Dwf
ACKNOWLEDGEMENT LETTER see 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

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

January 13, 1995

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

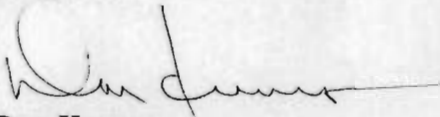
re: SWR-635, SWR-636, SWR-638, SWR-640

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

j\w\slc\6\swr-0640.003



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

February 23, 1994

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

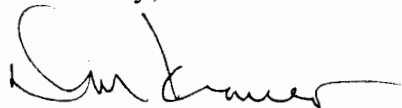
RE: SWR-638 (your number 6)

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-638. Thank you for your attention to this matter.

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

Sincerely,



Don Knauer
Adjudication Specialist

J:\W\S\C\6\SWR-0638.002



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 REIGSTRATIONS (SWR) FOR FRED MESSERLE & SONS INC

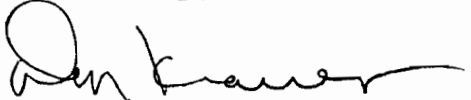
Dear Mr Jehnke,

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 seperate 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: <u>Messersmith & Sons</u>	APPLICATION
BY: _____	PERMIT
	TRANSFER

CASH: <input type="checkbox"/>	CHECK: # <input checked="" type="checkbox"/> <u>96-1155</u>	OTHER: (IDENTIFY) <input type="checkbox"/>	TOTAL REC'D \$ <u>2000.00</u>
--------------------------------	---	--	-------------------------------

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	\$
842.003	GROUND WATER	\$
842.005	TRANSFER	\$
WELL CONSTRUCTION		
842.022	WELL DRILL CONSTRUCTOR	\$
842.016	WELL DRILL OPERATOR	\$
	LANDOWNER'S PERMIT	\$

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

45-00-0 LOTTERY PROCEEDS		
864.000	LOTTERY PROCEEDS	\$

07-00-0 HYDRO ACTIVITY		
842.011	POWER LICENSE FEE(FW/WRD)	\$
842.115	HYDRO LICENSE FEE(FW/WRD)	\$
	HYDRO APPLICATION	\$

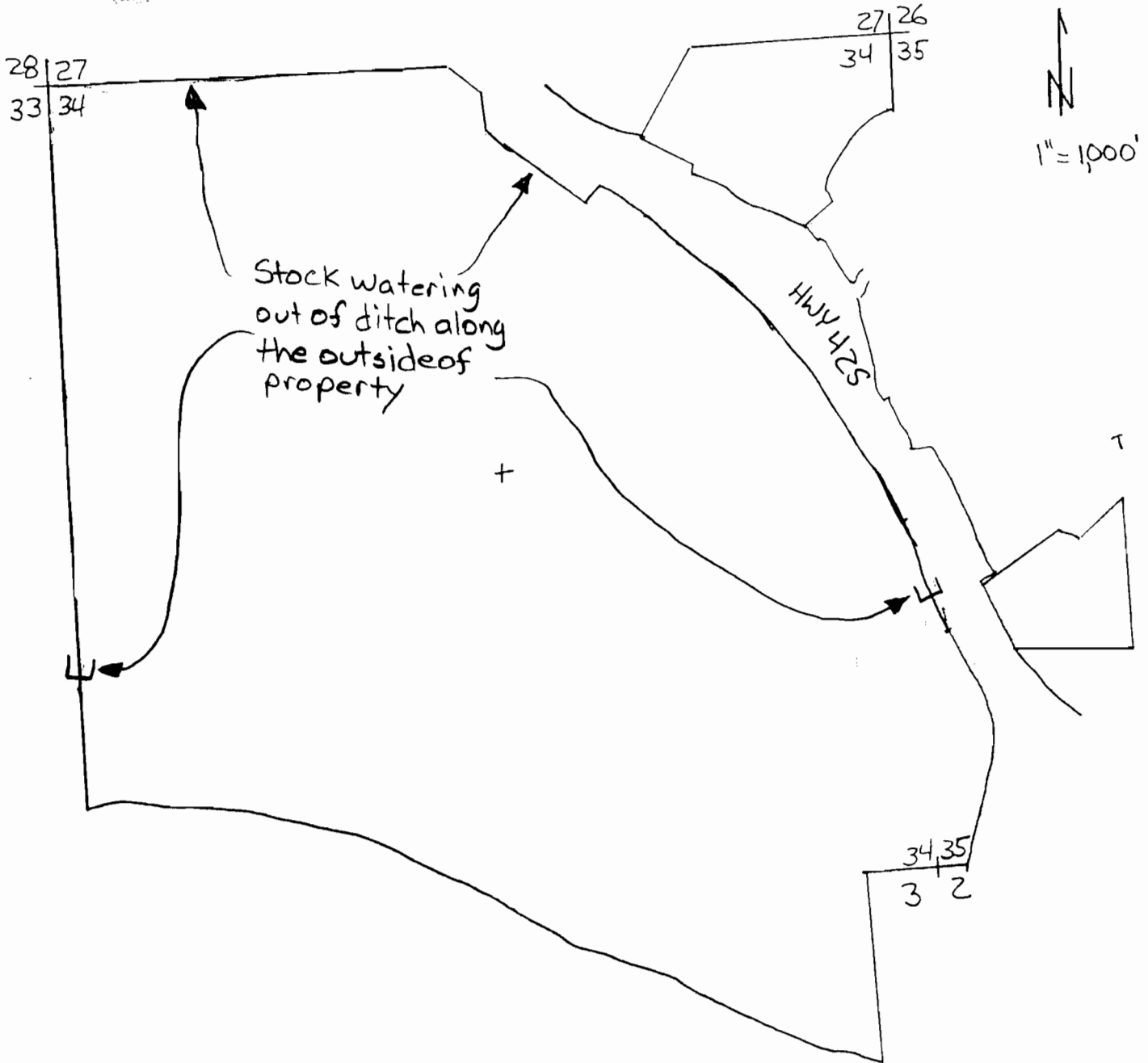
RECEIPT # **96025** DATED: 1/6/93 BY: C. Engel
 Distribution—White Copy-Customer, Yellow Copy-Fiscal, Blue Copy-File, Buff Copy-Fiscal

Coquille Ranch

S 34, 35, T 27S, R 13W
S 3, T 28S, R 13W

FEB 17 1964

STATE ENGINEER OF 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.



Stutzner Engineering & Forestry

TELEPHONE 287-2872

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

SWR-638

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WATER RESOURCES DEPT.
SALEM, OREGON

72 1 67229

BARGAIN AND SALE DEED

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JAN 05 1993

WATER RESOURCES DEPT.
SALEM, OREGON

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)
COUNTY OF COOS) ss.

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

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SALEM, OREGON

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72 1 67330

EXHIBIT "A"

The North half of the Northwest quarter less any portion thereof lying within the boundaries of the Southern Pacific Company Railroad right of way; also, all of that portion of the North half of the Northwest quarter of the Northeast quarter lying West of the Railroad right of way, except that portion conveyed to the State of Oregon by deed recorded July 26, 1951, in Book 211, page 132, Deed Records of Coos County, Oregon, all in Section 34, Township 27, South of Range 13, West of the Willamette Meridian, in Coos County, Oregon.

Less any easements or rights of way heretofore granted or sold, and subject to any outstanding oil leases and any water rights heretofore granted.

Also granting to the grantee the use of a gateway easement twenty (20) feet in width through, over, and across the premises owned by Edward L. Detlefsen and Grace R. Detlefsen, husband and wife, as granted in deed dated April 21, 1955, and recorded at page 375, Volume 241, Deed Records of Coos County, Oregon, said gateway easement being located along the westerly drainage ditch bank to the present highway farm crossing, and also other necessary rights of way to give access to or from the lands hereinabove described.

A parcel of land situated in the North half of the Northeast quarter of Section 34, Township 27, South of Range 13, West of the Willamette Meridian, in Coos County, Oregon, particularly described as follows: Beginning at the Northeast corner of the said Northeast quarter; thence West 1314.6 feet to the 1/16 corner; thence South 32° 00' West 637.9 feet to an iron rod post; thence South 84° 40' East 670.9 feet to an iron rod post; thence South 13° 13' East 76.4 feet to an iron rod post; thence along the north and east edges of the abandoned pavement of the old State Highway U. S. No. 101 on curve, the long chord of which bears South 63° 20' East 828.4 feet to a pipe post; thence North 81° 30' East 224.7 feet to an iron rod post; thence along the east boundary of the said Northeast quarter North 00° 15' East 1015.9 feet to the place of beginning, containing 24.580 acres, subject, however, to easements and water rights heretofore reserved, and an undivided one-half interest in and to the coal, oil, and mineral rights heretofore reserved by Wayne Watson and Pearl Watson as recorded in Volume 248, page 168, Deed Records of Coos County, Oregon, and subject to deed to State of Oregon recorded in Volume 201, page 192, Deed Records of Coos County, Oregon, limiting the right of access to the highway from the lands of the grantors in said deed.

Less that parcel of land and easement heretofore sold to Jack Greenlund and Mary Anne Greenlund as recorded in Volume _____, page _____, Deed Records of Coos County, Oregon.

Less the following parcel reserved unto Thomas Howe and Freda G. Howe, husband and wife:

A parcel of land situated in the Northeast quarter of the Northeast quarter of Section 34 in Township 27 South, Range 13, West of the Willamette Meridian in Coos County, Oregon, more particularly described as follows: Begin at a point, marked by an iron rod post, 432.69 feet South 0° 15' West of the Northeast corner of said Section 34, said point being also on the Section line between Sections 34 and 35; thence on the following courses along the Southeast bank of a creek; South 68° 48' West 120.00 feet; South 53° and 18' West 100.00 feet; South 42° 18' West 181.11 feet; South 30° 25' West 242.91 feet to a 3/4 inch galvanized pipe post; thence leaving said Southeast bank of the creek, South 31° 01' West 82.31 feet to a 3/4 inch galvanized pipe post at the North edge of the pavement of the abandoned section of the Oregon Coast Highway; thence Southeasterly along the curve of the pavement, the long chord of which bears South 75° 01' East 165.94 feet to an iron rod post;

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thence North 55° 58½' East along the Northwest side of that certain parcel of land sold by Thomas Howe and Freda Howe to Jack Greenlund and Mary Anne Greenlund as recorded in Volume 260, page 154, Deed Records of Coos County, Oregon, 382.25 feet to a 3/4 inch galvanized pipe post; thence continuing North 55° 58½' East 4.87 feet, more or less, to the line between Sections 34 and 35; thence North 0° 15' East along said section line 343.38 feet to the point of beginning, containing 3.201 acres; said reserved parcel being subject to the restriction that Thomas Howe and Freda G. Howe, their heirs and assigns, shall not build garages or barns between the Northwest corner of the reserved parcel and the driveway of the home of the said Thomas Howe and Freda G. Howe as presently located on the reserved parcel.

Also, a triangular parcel of land out of the Northwest corner of the Northwest quarter of the Northwest quarter of Section 35 in Township 27, South of Range 13, West of the Willamette Meridian, in Coos County, Oregon, which shall have a base line running exactly Northeast and Southwest, the center of which base line shall be exactly 50 feet Southeast of the said Northwest corner of said Northwest quarter of the Northwest quarter of said Section 35, and the West and North lines of said parcel shall run a sufficient distance South and East of said Northwest corner to extend and intersect the ends of said base line.

Parcel A: All that portion of the South half of the Northeast quarter and of the South half of the Northwest quarter of the Northeast quarter of Section 34, Township 27 South, Range 13, West of the Willamette Meridian, Coos County, Oregon, lying South and West of the Southern Pacific Railroad right of way.

Parcel B: Beginning at an iron rod post which is South 32° West 637.9 feet from the Northeast corner of the Northwest quarter of the Northwest quarter of Section 34, Township 27 South, Range 13, West of the Willamette Meridian, Coos County, Oregon; thence South 84° 40' East 670.9 feet to an iron rod post; thence South 13° 13' East 76.4 feet to an iron rod post; thence along the North and East boundary of the old State Highway No. 101 in a Northwesterly direction to the point of intersection with the relocated Highway No. 101; thence Northwesterly along said relocated highway to the point of beginning.

Parcel C: A parcel of land lying in the Northeast quarter of Section 34, Township 27 South, Range 13, West of the Willamette Meridian, Coos County, Oregon, being a portion of the right of way of the Oregon Coast Highway as said highway existed prior to the relocation of said highway in 1949, said portion being that part of said prior right of way lying North and East of a line which begins on the Northerly right of way line of said prior right of way at a point which is 120 feet Northerly of and approximately opposite Engineer's center line Station 759+50 on the relocated center line of said highway and runs thence Southeasterly parallel to said relocated center line 150 feet, more or less, to the West line of the East half of the Northeast quarter of said Section 34; thence South along said West line to the Southerly line of said prior right of way; the said parcel being that portion of said prior right of way lying between the foregoing described line and a line which begins on the Westerly line of said prior highway right of way at the most Northerly corner of Parcel 3 as described in that deed to the State of Oregon, by and through its State Highway Commission, recorded in Book 224, page 185, Deed Records of Coos County, Oregon, which corner is approximately opposite and 150 feet Northeasterly of Engineer's center line Station 773+30 on said relocated highway center line and runs thence Southerly to a point which is opposite and 100 feet Northeasterly of Station 775+00 and thence

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SALEM, OREGON

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Southeasterly parallel to said relocated center line 40 feet, more or less, to the Easterly line of said prior highway right of way.

Also all water rights heretofore filed on said premises, together with tanks and water lines and the right to use and maintain the same.

Less rights of way and gateway heretofore granted, and less those portions of Parcel C which are embraced in the property conveyed to Charles E. Watson in Book 228, page 301, to Wayne Watson, et ux in Book 241, page 372, and to Vida Prince in Book 262, page 112, Deed Records of Coos County, Oregon; and also subject to liens of the Beaver Slough Drainage District, if any, and less any portion of said premises heretofore conveyed to the State of Oregon, by and through its State Highway Commission, together with limitations of access and easements for slopes for cuts and fills contained in deed recorded in Book 201, page 192 and Book 211, pages 111 and 132, Deed Records of Coos County, Oregon; and subject to limitations of access contained in deed to Edward L. Detlefsen, et ux, recorded in Book 240, page 458, Deed Records of Coos County, Oregon.

Parcel A: Beginning at the center of Section 34, Township 27 South, Range 13 West of the Willamette Meridian, Coos County, Oregon; running thence South 260 feet, more or less, to the Northwest corner of a parcel of land conveyed to Scott A. Haddix et ux in Book 199, Page 423, Deed Records of Coos County, Oregon; thence East along the North line of said parcel 2481 feet, more or less, to the West line of the Southern Pacific Railroad right of way; thence Northerly along the West line of said railroad right of way to the quarter section line; thence West along the quarter section line to the place of beginning.

Parcel B: Beginning at an iron pipe 127.9 feet North of the Southwest corner of the N $\frac{1}{2}$ of the N $\frac{1}{2}$ of the SE $\frac{1}{4}$ of Section 34, Township 27 South, Range 13 West of the Willamette Meridian, Coos County, Oregon; running thence East 2608 feet to an iron pipe; thence Northwesterly along the Westerly right of way line of the Southern Pacific Company a distance of 146 feet to an iron pipe; thence West 2549.5 feet to an iron rod; thence South 134.4 feet to the place of beginning.

Parcel C: Beginning at an iron rod 262.3 feet North of the Southwest corner of the N $\frac{1}{2}$ of the N $\frac{1}{2}$ of the SE $\frac{1}{4}$ of Section 34, Township 27 South, Range 13 West of the Willamette Meridian, Coos County, Oregon; running thence East 2549.5 feet to an iron pipe; thence Northwesterly along the Westerly right of way line of the Southern Pacific Company a distance of 149.6 feet to an iron pipe; thence West 2481 feet to an iron pipe; thence South 137.7 feet to the place of beginning.

The S $\frac{1}{2}$ of the N $\frac{1}{2}$ of the SE $\frac{1}{4}$ of Section 34, Township 27 South, Range 13 West of the Willamette Meridian, Coos County, Oregon.

ALSO: Beginning at an iron pipe at the Southwest corner of the N $\frac{1}{2}$ of the N $\frac{1}{2}$ of the SE $\frac{1}{4}$ of said Section 34; running thence Easterly along the South line of the N $\frac{1}{2}$ of the N $\frac{1}{2}$ of the SE $\frac{1}{4}$ a distance of 2655 feet to an iron pipe at the Southeast corner of the N $\frac{1}{2}$ of the N $\frac{1}{2}$ of the SE $\frac{1}{4}$; thence Northwesterly along the Westerly right of way of the Southern Pacific Company a distance of 147.4 feet to an iron pipe; thence West 2608 feet to an iron pipe; thence South 127.9 feet to the place of beginning.

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SALEM, OREGON

72 1 67333

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JAN 05 1993

WATER RESOURCES DEPT.
SALEM, OREGON

The following described property situated in Coos County, Oregon. Southeast quarter of Southeast one quarter of Section 34 and Northwest quarter of Southwest quarter of Section 35, Township 27, South Range 13.

Also parcel of land described as follows: Commencing 1070 feet West of Southeast corner of Southwest quarter of Southwest quarter of Section 35, and running thence North $12\frac{1}{2}^{\circ}$ East 730 feet; thence East crossing right of way of CBR&ERR&NC (now SP Co.) 100 feet; thence North $12\frac{1}{2}^{\circ}$ East 315 feet; thence North 78° East 165 feet; thence North $66\frac{1}{2}^{\circ}$ East 550 feet to quarter section line running East and West through Southwest quarter of Section 35, to place which is 120 feet West of quarter section corner in center of Southwest quarter of Section 35; thence West to Section line; thence South to Southwest corner of Section 35; thence East to place of beginning; except right-of-way of CBR&ERR&N Co. (now SP Co.) being 100 feet in width and crossing above described parcel of land.

All of above described lands situated in Township 27, South Range 13, West of the Willamette Meridian, in Coos County, Oregon.

Also any and all water rights appurtenant to above described lands.

Except a parcel of land situated in the Northwest quarter of the Southwest quarter of Section 35, Township 27, South Range 13, West of the Willamette Meridian, Coos County, Oregon, particularly described as follows:

Beginning at a point on the East boundary of the Oregon State Highway No. 101 which is 129.25 feet South $89^{\circ} 09'$ East from the Northwest corner of the said Northwest quarter of the Southwest quarter; thence along the East and West quarter line of said Section 35, South $89^{\circ} 09'$ East 1189.81 feet to the Northeast corner of the said Northwest quarter of the Southwest quarter; thence along the 1/16 line South $90^{\circ} 40'$ East 374.5 feet to a pipe post; thence South $50^{\circ} 12'$ West 123.81 feet to a pipe post; thence South $56^{\circ} 11'$ West 482.31 feet to Station 793+00 on the East boundary of said Highway; thence along said East boundary North $24^{\circ} 17'$ West 687.59 feet; thence along said East boundary on a spiral curve, the long chord of which bears North $23^{\circ} 07'$ West 252.62 feet to the place of beginning. Also a parcel of land described as follows, to-wit: A parcel 16 feet wide, being 8 feet on each side of the following described center line: beginning at Highway Station 793+32 on the East boundary of said right of way and which point of beginning is further described as being 907.43 feet South and 463.04 feet East of the Northwest corner of the Southwest quarter of said Section 35; thence along said center line North $61^{\circ} 13'$ East 125.89 feet, together with an easement for ingress and egress on the present existing roadway from Highway 101 to the first parcel of land hereinabove described.

Also excepting parcels deeded to the State of Oregon by and through its State Highway Commission described in Deed Book 200, page 43, Records of Coos County, Oregon.

Also the following described property:

Beginning on the Township Line 6.80 chains West of the corner of Sections 34 and 35 in Township 27 South, and Sections 2 and 3 in Township 28 South, all of Range 13, West of the Willamette Meridian, in said County and State, and running thence West 11.54 chains along Township line; thence South 14 chains, more or less, to right bank of Coquille River; thence in a Southeasterly direction up stream along said bank 12.65 chains, more or less, to a point due South of the place of beginning; thence North 19 chains, more or less, to the place of beginning, in Section 3 above mentioned.

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SALEM, OREGON

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JAN 05 1993

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SALEM, OREGON

72 1 67334

Also: Beginning at a point on Township line 18.34 chains West of the corner of Sections 34 and 35 in Township 27 South, and Sections 2 and 3 in Township 28 South, all of Range 13, West of the Willamette Meridian, in said County and State, and running thence West 21.66 chains, more or less, along said Township line to the quarter section line on the North boundary line of Section 3 aforesaid; thence South 3.95 chains, more or less, to the right bank of the Coquille River; thence in a Southeasterly direction up stream along said bank 24.35 chains, more or less, to a point due South of the place of beginning; thence North 14 chains, more or less, to the place of beginning, in Section 3 above mentioned.

Reserving so much of the two parcels of land described above which is contained within the limits of the County Road running along said river bank.

Lot 1, the Southwest quarter of the Northwest quarter, the North half of the Southwest quarter, the Southwest quarter of the Southeast quarter and the Southeast quarter of the Northwest quarter of Section 34, Township 27 South, Range 13 West, of the Willamette Meridian, and all that part of Lot 5 in Section 3, lying West of a line running South from the quarter section corner on the North boundary of said Section 3 to the Coquille River, in Section 3, Township 28 South, Range 13 West of the Willamette Meridian, in the County of Coos, State of Oregon.

Also, all rights and privileges as set forth in Certificate of Water Right issued to A. T. Bestul by the State of Oregon March 5, 1917, and filed for record March 12, 1917, and recorded in Book 1 of Records of Water Powers of Coos County, Oregon, at page 52 thereof, to which record reference is hereby made for greater certainty.

Also, all the right, title, and interest, if any, and all claim or claims to water rights, tidelands or riparian rights, if any, abutting the real property described herein.

Lot 10, Section 24, Township 24 South, Range 13 West of the Willamette Meridian, Coos County, Oregon.

ALSO: Lots 1, 2, and 3, Section 19, Township 24 South, Range 12 West of the Willamette Meridian, Coos County, Oregon.

ALSO: Beginning at the section corner common to Sections 19 and 20, Township 24 South, Range 12 West and Sections 24 and 25, Township 24 South, Range 13 West of the Willamette Meridian, Coos County, Oregon; thence North along the East boundary of said Section 24 168.6 feet to the Southeast corner of Lot 10 of said Section 24; thence South 87° 30' West along the South boundary of said Lot 10, 277.2 feet to the Southwest corner of said Lot 10; thence Northerly following the Easterly boundary of the tide lands deeded by the State of Oregon to Nels Rasmussen in Book 10, Page 597, Deed Records of Coos County, Oregon, to the intersection of said line with the North boundary line of said Section 19; thence West along the North boundary line of said Section 19, 771.5 feet, more or less, to the Northwest corner of said Section 19; thence West along the North boundary of said Section 24, 224.92 feet, more or less, to the East low water line of dredged channel of Haynes Slough; thence following along the East low water line of dredged

FEB 17 1994

WATER RESOURCES DIVISION
SALEM, OREGON

Coquille

34-27-13 TL 800

Certificate
No 4108

8/340

The United States of America. Be all to whom these presents shall come
 knowing, Whereas John B Lewis of Lane County Oregon, has deposited in
 the General Land Office of the United States a Certificate of the Register of the
 Land Office at Hocking Oregon, whereby it appears that full payment has been
 made by the said John B Lewis according to the provisions of the Act of
 Congress of the 24th of April 1820, entitled An Act making further provision
 for the sale of Public Lands, for the North West quarter of Section thirty five in
 Township twenty seven, South of Range thirteen West. in the district of lands, sub-
 ject to sale at Hocking Oregon, containing five hundred and sixty acres
 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 John B Lewis. 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 Lewis, and to his heirs the said tract above specified. To
 have and to hold the same together with all the rights, franchises,
 immunities, and appurtenances of whatsoever nature, unto the said
 John Lewis, and to his heirs and assigns forever.

FEB 17 1994

WATER RESOURCES DEPT.
SALEM, OREGON

according to the laws of the state of California

243

and and affixed the seal
of said land, County of Clatsop
19 1879
as to head
of the County of Clatsop

County Clatsop.
These presents shall come,
Oregon, has deposited in
duplicate of the Register of the
that full payment has been
the provisions of the act of
not making further provision
of said thirty five in
the district of lands, sub-
two hundred and sixty seven
said lands returned to the
said tract has been
known to, that the United
States, and in conformity
are made and provided,
to do give and grant, unto
that above described. To
all the rights, privileges, in-
terests, demands belonging
is and assigns forever, sub-
to mining, agricultural or
to ditches and successions
to, as may be recognized
laws and decisions of courts
of a suit in law to en-
the same be found to have
aid as provided by law

The District of Columbia, President of the United States of
America, do hereby certify that the following is a true and
correct copy of the original filed in the General Land Office
under my hand at the City of Washington the tenth day of
October in the year of our Lord One thousand Eight hundred and seventy
nine, and of the Independence of the United States the hundred and first
(and by the President U.S. Grant. By Q. Q. Snow, Secretary.
Recorded Vol. 9, Page 58) S. W. Clark, Recorder General Land Office.
Recorded April 21. A.D. 1879. Also Clatsop County Clatsop.

The Indenture made the second day of April in the year of our Lord One
thousand Eight hundred and seventy nine, between Charles W. Merchant of
County Oregon, party of the first part, and May Lincoln Merchant of the
same County and State the party of the second part, Witnesseth: That
the said party of the first part, for and in consideration of the sum of
Four and Affection, and of One dollar coin of the United States of
America to him in hand paid by the said party of the second part,
the receipt whereof is hereby acknowledged, does by these presents, grant
bargain, sell and convey unto the said party of the second part, and
to his heirs and assigns, forever, (his) in & to Grant & Co
addition to the terms of, Mansfield in Clatsop County Oregon, as conveyed by W. Hall
and on record in the County Clatsop Office of said County. Together with
all and singular the Easements, Encumbrances and appurtenances
thereto belonging, or in anywise appertaining and the services and
reversions, remainders and remainders, rents, issues and profits thereof;
To Have and to Hold all and singular the said premises, together
with the appurtenances unto the said party of the second part
and to his heirs and assigns forever.
The District of Columbia, President of the United States of
America, do hereby certify that the following is a true and
correct copy of the original filed in the General Land Office
under my hand at the City of Washington the tenth day of
October in the year of our Lord One thousand Eight hundred and seventy
nine, and of the Independence of the United States the hundred and first
(and by the President U.S. Grant. By Q. Q. Snow, Secretary.
Recorded Vol. 9, Page 58) S. W. Clark, Recorder General Land Office.
Recorded April 21. A.D. 1879. Also Clatsop County Clatsop.

34-27-13 TL^W 800

Coguille Ranch

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WATER RESOURCES DEPT.
SALEM, OREGON

8355

This Certificate, Witnesseth: That H. H. Lewis and May H. Lewis his wife, parties of the first part, for the consideration of the sum of \$2000.00, Two thousand and no/100 Dollars United States to their joint, heirs, assigns, sold and conveyed, and by their presents do bargain, sell and convey unto Samuel C. Adams, party of the second part, the following described premises to wit: One half of the North West quarter, and the North West quarter of the North West quarter of Section Twenty four (24) in Township Twenty one (21) South of Range Twenty one (21) West containing One hundred and Twenty (120) acres. To Have and to Hold the said premises, with their appurtenances, unto the said Samuel C. Adams, party of the second part. 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 well warrant, and by their presents forever defend.

In Witness Whereof We have hereunto set our hands and seals this 21st day of November A. D. 1874.

In presence of

David Chew
J. J. Simon

H. H. Lewis

May H. Lewis

State of Oregon
County of Coos

On the 21st day of November A. D. 1874

before the undersigned a Justice of the Peace came the above named H. H. Lewis and May H. Lewis his wife, who are known to me to be the identical persons described in, and who executed the within instrument and acknowledged that they executed the same. And the said May H. Lewis on examination separate and apart from her husband, acknowledged that she executed the same without fear or compulsion from any one.

Witness my hand and seal this 21st day of November A. D. 1874

David Chew

Justice of the Peace.

Received and Recorded April 22nd 1879

See day to date.

is legal

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and

The United States of America
Department of the Interior
Application 1756

Is all to show that said Oliver Decatur
Thomas has been entered in the General Land Office
of the United States a copy of the Register of the Land
Office at Portland Oregon, which it appears that pursuant
to the Act of Congress approved 20th May 1862
It seems that said Oliver Decatur has been entered in the Public
Domain and the said supplemental trusts, the claim
of the H. Lewis has been established and duly consummated
in conformity to law, for the North half of the South
East quarter of Section thirty four in Township twenty
seven South of Range thirteen West in the District of lands
subject to Sale at Portland Oregon containing Eighty six
acres according to the Official Plat of the Survey of the said land,
returned to the General Land Office by the Surveyor General
John Thomas, that there is therefore granted by the United
States to the said H. Lewis the tract of land above
described: do have and to hold the said tract of land,
with the appurtenances thereof, unto the said H. Lewis
and to his heirs and assigns forever; subject to any vested
and accreted water rights for mining, agricultural, manufacturing
or other purposes and, rights, to ditches and reservoirs
used in connection with said water rights as may be
recognized and acknowledged by the local customs,
laws and usages of Oregon and also subject to the
right of the proprietor of a mine or lode to conduct and operate
the same and to use the same for the purpose of mining or
other purposes as may be provided by law
and to the extent of the said land and the

8/125

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117

34-27-13 to W 80 Coquille Ranch

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SALEM, OREGON

138

Given under my hand, at the City of Washington, on the twentieth day of March, in the year of our Lord one thousand eight hundred and seventy eighth, and of the Independence of the United States the One hundred and second.

By the President: R B Hayes,

Seal) By B L Long, Secretary,
Records, Vol 3, page 199.

J H. Blawie Recorder of the
General Land Office

Recorded May 30th 1871.

W J Jackson
Recorder

The United States of America,
Homestead Certificate No 360
Application 843 }

So all to whom these presents shall Come, Greeting:
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 20th May 1862, "to Secure Homesteads to actual Settlers on the Public Domain," and the acts supplemental thereto, the Claim of Nathaniel Thomsen has been established and duly Consummated, in conformity to law for the Lots Numbered two, three and four and the south East quarter of the South West quarter of Section eight in Township twenty eight South of Range thirteen West, in the District of lands Subject to Patent Roseburg Oregon, containing One hundred and forty one acres and thirty hundredths of an acre according to the Official Map of the Survey of the said lands, return to the General Land Office by the Surveyor General, and that there is thereon granted by the

United
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said A.
forever;
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pliance
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Seal)
Records

Thomsen

State of Oregon, County of Clatsop, Office of County Clerk.
 County of Clatsop, State of Oregon, Clerk of the County Court of
 Clatsop County, Oregon, the same being in front of Court, having as duty
 to certify and attest the above signed papers, whose names is subscribed
 to the foregoing certificate of acknowledgment, was on the date thereof
 to wit: on the 31st day of July 1879, an acting Notary Public, in and
 for said Clatsop County, commissioned and qualified as such, and duly
 authorized to take and certify to the acknowledgments of deeds and other
 instruments in writing.

In testimony whereof, I have subscribed my name, and affix the
 seal of said Court, at my Office in Cambridge this 31st day of July in the
 year of our Lord one thousand eight hundred and seventy nine.

O. S. Weston
 Clerk County Court.

Received Sept 4th 1879. Recorded September 15th 1879

Wm. H. Hoff. C. C. W.

State of Oregon.

8/4/79

Whereas, satisfactory evidence has been presented to the Board
 of Commissioners for the Sale of School and University Lands,
 and for the investment of the funds arising therefrom, that the
 hereinafter described parcels or overflowed lands were in possession of
 and claimed by Thomas Bagley an actual settler in good faith, under
 the homestead laws of the United States, before the same was segregated
 and sold as parcels or overflowed lands by the authorities of said
 State of Oregon, under the provisions of the Act approved October 26.
 1878, and such sales were in conformity with the laws of the
 United States, and before said lands were claimed by any lawful
 claimant under the homestead laws of Oregon;
 and whereas, the said parcels of the premises aforesaid, and in
 conformity with the provisions of the Act approved October 26, of the above
 mentioned date, the same were sold to the said Thomas Bagley.

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34-27-13 TL W^o 800

Coquille Ranch

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... do hereby certify that the above described premises, with their appurtenances, unto the said William Bailey his heirs and assigns forever.

Witness the Seal of the State affixed this 13 day of May 1879

W. W. Thayer, Governor

R. O. Harcourt Secretary

(Seal)

State Record of Deeds Vol. 11, Page 100

Recorded Sept. 12th 1879

Recorded Sept. 15th 1879

Min. Staff. L. W.

This Indenture made on the tenth day of September, in the year of our Lord, one thousand eight hundred and seventy nine. Between A. H. Caldwell and Mary Caldwell his wife, parties of the first part and John Backus the party of the second part Witnesseth:

That the said party of the first part, for and in consideration of the sum of two hundred and thirty Dollars 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, 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 premises to wit:

One half the quarter of the north west quarter of section fourteen in Township 11 North and Range 12 East of the County of Oregon. This deed is intended to comply with the provisions of the act of the Legislature of the State of Oregon passed on the 23rd day of February 1879, and is subject to the provisions of said act.

Witness
the
seal
of
the
State
affixed
this
13
day
of
May
1879
W. W. Thayer,
Governor
R. O. Harcourt,
Secretary

...of the Independence of the United States...

...of the President...

...of the General Land Office...

...of the...

1852 Department of the Interior J.A.S.
General Land Office Washington D.C. November 14, 1852.

B. J. K. McFarland, Commissioner of the General Land Office
do hereby certify that the annexed copy of Patent in
favor of J. A. Simon, founded on Reeling Oregon Homestead
Certificate No. 1030 is a true and literal exemplification
from the record of this Office.

In testimony whereof I have hereunto subscribed my
name, and caused the seal of this Office to be affixed at
the City of Washington, on the day and year above written.

Seal J. K. McFarland
Commissioner of General Land Office

The United States of America
Do hereby certify that the annexed copy of Patent in
favor of J. A. Simon, founded on Reeling Oregon Homestead
Certificate No. 1030 is a true and literal exemplification
from the record of this Office.

In testimony whereof I have hereunto subscribed my
name, and caused the seal of this Office to be affixed at
the City of Washington, on the day and year above written.

Seal J. K. McFarland
Commissioner of General Land Office

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11

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34-27-13 TL in 800

Coquille Ranch

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WATER RESOURCES DEPT.
SALEM, OREGON

consecrated, in conformity to law for the lot numbered
 four, the North Half of the South West quarter, and the South
 West quarter of the North West quarter of Section thirty four
 in Township twenty seven, South of Range thirteen West of
 Willamette Meridian in Oregon, containing one hundred and
 fifty six acres, and nearly hundredths of an acre, according to
 the Official Plat of the Survey of the said land, returned to this
 land Office by the Surveyor General. Now Know Ye! that there
 is therefore granted by the United States unto the said J A Simon
 the lot of land above described to have and to hold the said
 lot of land unto his heirs assigns thereof, unto the said J
 A Simon and to his heirs and assigns forever, subject to any
 water and mineral water rights, as also to any and all
 ditches and reservoirs used in connection with said water
 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 Charles A. Dutton, 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. In Testimony Whereof I Charles A. Dutton, Pres-
 ident of the United States of America do hereby cause these letters
 to be signed under my hand at the city of Washington the thirteenth
 day of March, in the year of our Lord one thousand eight hundred
 and eighty two.

By the President Charles A. Dutton
 C.A. Dutton
 By W. H. Smith Secretary

Recorded Vol 3 Page 332. All blank. Register General Land Office.

Recorded December 9, 1888
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 SALEM, OREGON

✓
Office of Cross Bay Wagon Road Company.
Nobleburg, Oregon, February March 15th 1874.

At a meeting of the Board of Directors of the Cross Bay
Wagon Road Company, held at the office of the
Company at Nobleburg on the 15th of March A.D. 1874,
at which were present, Eason, Rose, President, & C. H.

Hunt, J. J. Seal, G. Hamilton, and J. M. Gibson,
Directors and J. H. Watson, Secretary, among
other proceedings, the following resolution was ad-
opted:

Resolved, That the President and Secretary, do
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
therein, 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. H. Watson, Secretary of Cross Bay Wagon
Road Company, hereby Certifies that the foregoing
is a true and correct transcript from the records
of Cross Bay Wagon Road Company in my
possession as Secretary.

In witness whereof I have hereunto set my
hand and affixed the Seal of said Company,
this 23rd day of April A.D. 1874.

(Seal)

J. H. Watson
Secretary

35-27-13- in TL9W Coquille Ranch

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Know all men by these presents,
 That the Cross Bay Hagon Road Company, a
 private corporation, duly incorporated under the
 laws of Oregon, represented herein by S. Hamilton,
 its President, and J. H. Hutton, its Secretary,
 for and in consideration of the sum of sixty (\$60)
 dollars, gold coin of the United States, to it paid
 W. H. Lewis, of Cross County, in the State of Oregon,
 at or about the executing of these presents, the receipt
 of which is hereby acknowledged, has bargained,
 sold and conveyed, and by these presents does
 bargain, sell and convey unto the said W. H.
 Lewis, his heirs and assigns forever, all of the
 following described tract or parcel of land sit-
 uated in Cross County, Oregon, being a part of the
 lands granted by the Act of Congress, approved
 March 3, 1869, to the State of Oregon, to aid in
 the construction of a Military Hagon Road
 from the navigable waters of Cross Bay to
 Hagonburg, and granted by the act of the
 Legislative Assembly of the State of Oregon,
 approved October 26, 1870, to the Cross Bay
 Hagon Road Company, to wit:
 The North West Quarter of the South West Quarter
 of Section Thirty Nine (39) in Township
 Twenty Seven (27) South of Range Thirtieth
 (30) West of Willamette Meridian containing
 forty Acres,
 To have and to hold, the premises above
 described together with all appurtenances
 thereunto, in any way appertaining or here-
 after to be acquired, unto the said W. H. Lewis,
 his heirs and assigns forever.

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WATER RESOURCES DEPT.
 SALEM, OREGON

and assigns forever.

In witness whereof, The President and Secretary of
Cross Bay Hagon Road Company have hereunto
set their hands and affixed the Corporate Seal of
said Company, this Twenty Third (23^d) day of
April A. D. 1874.

Witness
Cross Bay Hagon Road Company.
In presence of J. S. Hamilton, President,
J. H. Hamilton } J. H. Watson Secretary.
G. J. Fawcett

State of Oregon,
Douglas County, } 38

On the 23^d day of April A. D. 1874, before
me, a Notary Public for the State of Oregon,
in and for the County of Douglas, personally
appeared J. Hamilton President, and J. H.
Watson Secretary, of Cross Bay Hagon Road
Company, both well known to me to be the
persons they represent themselves to be and who
executed the foregoing Conveyance, and both
acknowledged that they executed the same in the
name and on behalf of Cross Bay Hagon Road
Company for the purposes therein expressed.
In Testimony whereof I have hereunto set
my hand and official seal the day and
year last above written.

G. J. Fawcett
Notary Public
Received May 25, 1874. Recorded
H. J. Jackson
Recorder

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SALEM, OREGON



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

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

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 05 1993

Receipt Name: Kenneth Messerle

Date: December 31, 1992

Amount: \$ 2000.00

Pre-1909 application form.

PI

Received by: James Ling
Asst. Watermaster Dist. 19

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JAN 05 1983

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: ^{FROD} Messierle & Sons, INC.
Mailing Address: 2330 E. Catching Slough Rd.
Coos Bay, OR 97420 Telephone No: 267-2997

2. Source of water: Unnamed Ditch
Tributary to: Coguille River

3. Purpose(s) for which water is used: Stock water (W-STILLUM)
(Irrigation, Stockwater, Domestic, Hydroelectric power, Industrial, Etc.)
If irrigation, total number of acres irrigated: N/A

4. Priority Date
a) Date of first use: 1871/1876/1879/1882
b) Date water use development first initiated: 1871
c) Name of party who initiated development: H.H. Lewis / Samuel J. McAdams /
Hiram Bailly / J.A. Simon

5. Amount of water claimed: .0232 in CFS or GPM
(Water put to beneficial use)

6. Location of place of use:
34 Sections, Township 27 N S Range 13 E W.
____ Sections, Township ____ N/S, Range ____ E/W.
(Attach additional pages if necessary)

7. Usual period of use: 1 / 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

Kenneth
I, ~~Fred~~ 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 & Sons Inc
Kenneth C. Messerle
Signature of Claimant

Signed and attested before me this 29th day of Dec., 1992



Joyce E. 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

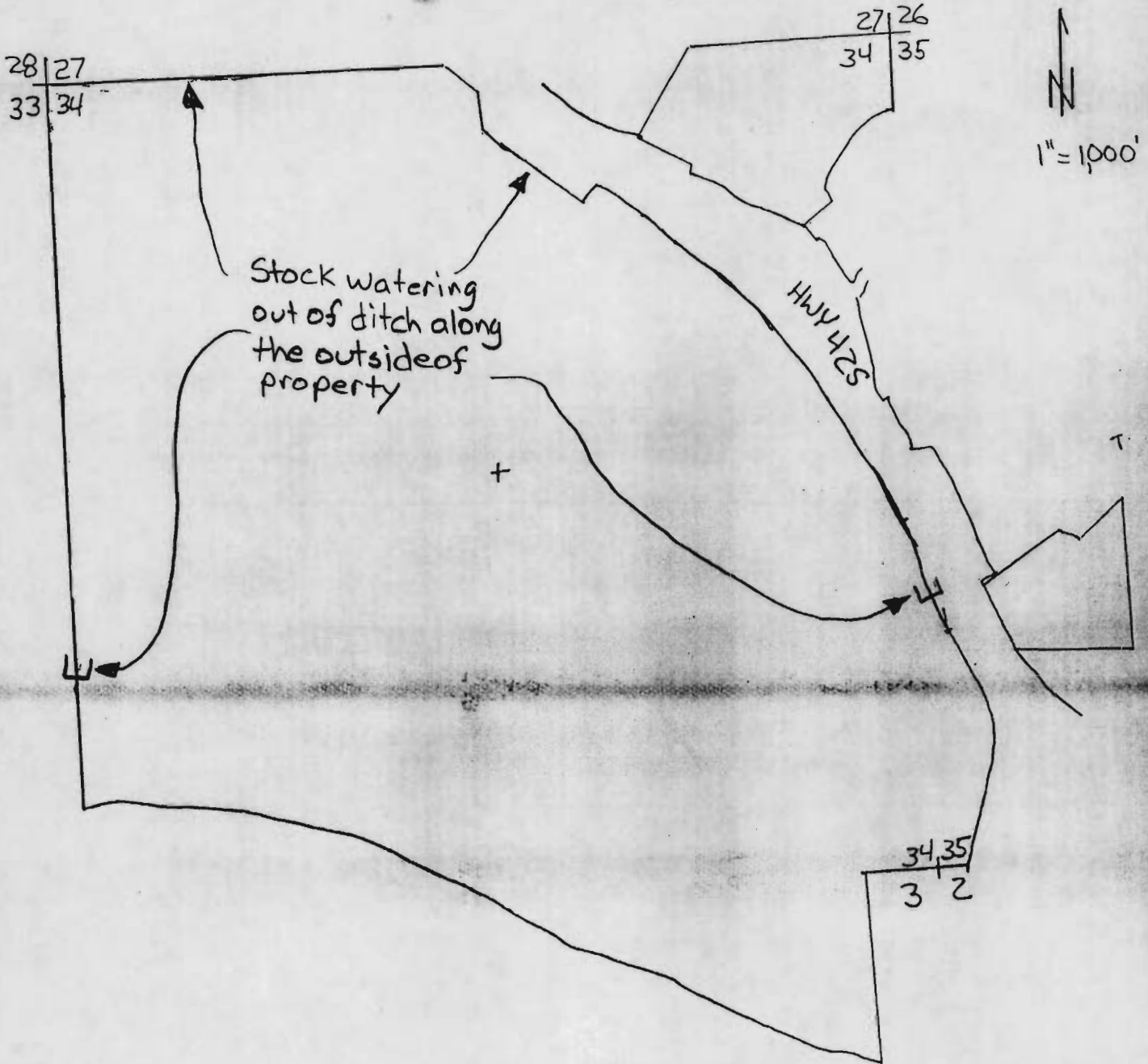
Coquille Ranch

S 34, 35, T 27S, R 13W
S 3, T 28S, R 13W

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JAN 05 1993

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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.



Stutzner Engineering & Forestry

TELEPHONE 267-2872

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