

SURFACE WATER REGISTRATION CHECKLIST

(received after July 18, 1990)

CHECK BASIN MAP See NAME Song Lams # 17 UNADJUDICATED AREA ? yes
RECEIPT # 96025 S W R NUMBER 639
CHECK ENCLOSURES See PRELIMINARY DATA BASE ENTRY AWP
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

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

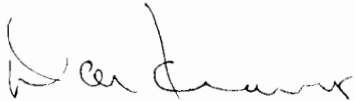
re: SWR-639

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-0639.003



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

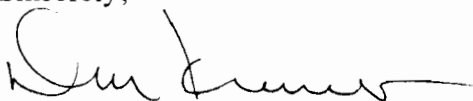
RE: SWR-639 (your number 7)

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-639. 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\SC\6\SWR-0639.002



MESSERLE Oregon

WATER
RESOURCES
DEPARTMENT

May 3, 1993

KEITH JEHNKE
PO BOX 118
COOS BAY OR 97420

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

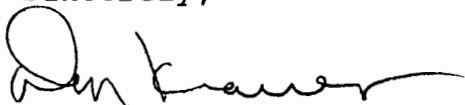
Dear Mr Jehnke,

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: Messersmith & Sons
BY: _____

APPLICATION	
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.	\$
VOUCHER #	

03-00-0 WRD OPERATING ACCT

MISCELLANEOUS:

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

WATER RIGHTS:

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

WELL CONSTRUCTION

842.022	WELL DRILL CONSTRUCTOR	\$	842.023	\$
842.016	WELL DRILL OPERATOR	\$	842.019	\$
	LANDOWNER'S PERMIT		842.024	\$

EXAM FEE		RECORD FEE
\$		\$
\$		\$
\$		\$
EXAM FEE		LICENSE FEE
\$		\$
\$		\$
		\$

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

207 1994

PRE-1909 Claim of Beneficial Use and Site Report SWR-639
Located in portions of Sections 15 & 16
T. 27 S., R. 13 W., W. M.
Coos County, Oregon

INFORMATION:

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

Ken Messerle and I visited the site on February 15, 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 1872. The survey was completed on February 17, 1994.

SOURCES:

A spring and an unnamed stream a tributary of Beaver Slough.

DIVERSION POINT:

P.O.D. #1; is a 40" concrete well casing with a 1" diameter PVC pipe conveying the water from the P.O.D. to the place of use. The P.O.D. is located 458 feet South and 275 feet West of the common corner of sections 9, 10, 15 & 16 T. 27 S, R. 13 W., W.M.

P.O.D. 2; is an earthen dam 5' x 15' x 30 with an eighteen inch diameter CMP outlet. The P.O.D. is located 840 feet South and 30 feet East of the common corner of sections 9, 10, 15 & 16, T. 27 S, R. 13 W., W.M.

MOTOR:

N/A

PUMP:

N/A

PIPE:

1360' of 1" PVC

HEADS:

Generic lawn and garden sprinklers.

USES:

Domestic including .5 acre of lawn and garden. In-stream stock watering (75 Hd).

LIFT/HEAD:

The difference in elevation between the place of use and the P.O.D. was obtained by using an altimeter, the difference is -30 feet. PSI was approximately 14.5.

CALCULATIONS:

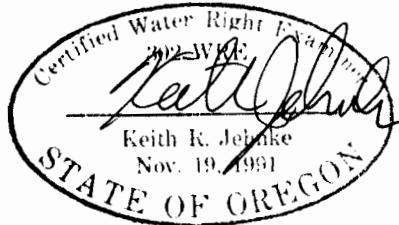
Domestic	.01 CFS
Livestock 75hd @ 15GPD/Hd	1125GPD or .002 CFS
CLAIM OF BENEFICIAL USE	.012 CFS

POINT OF BEGINNING:

The P.O.B. was the common corner for sections 9, 10, 15 & 16, T. 27 S, R. 13 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- 639 was completed on February 17, 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-639.

10/25/94
Date

Ken 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

RES #1



.23 AC

SWR-635

RES #2



.1 AC

SWR-636



.21 AC

SWR-639



.18 AC

*SEE MAP
0.5 AC?*

RECEIVED

ATTN: RES.
S-LEWIS GROUP

Scale 1" = 200 Feet

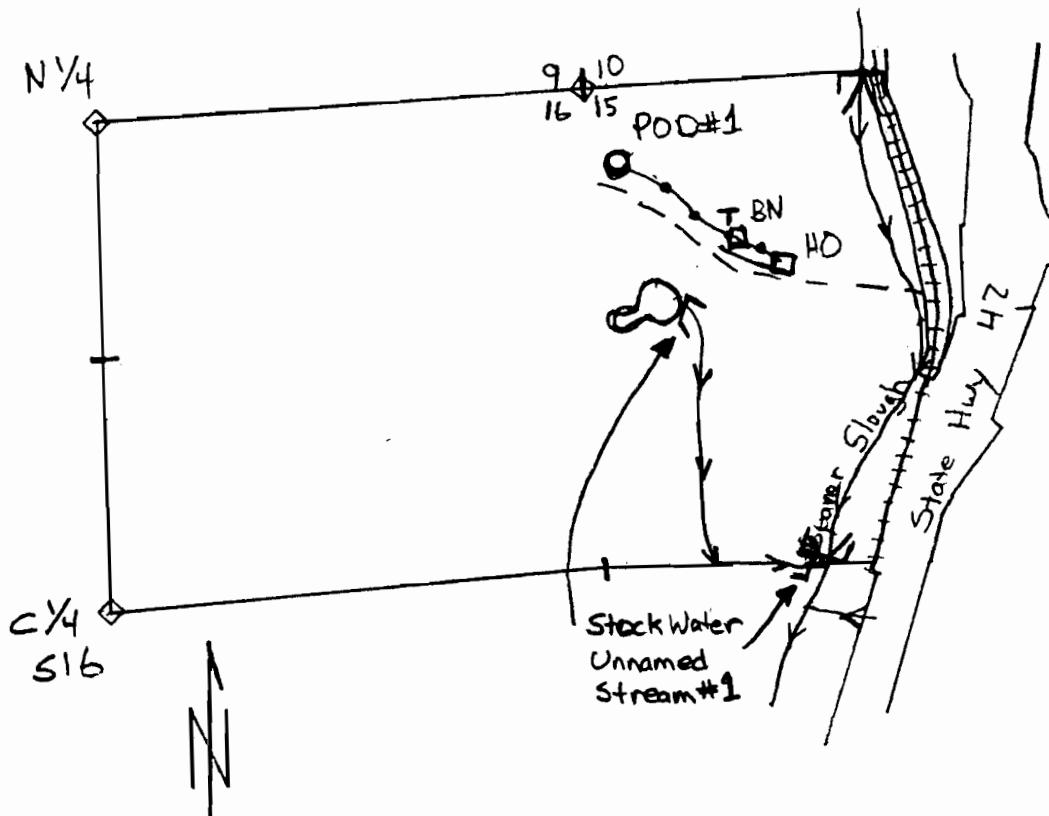
Coaledo Ranch
Sections 15+16, T27S, R13W
Coos County, Oregon

EXAMINERS DISCLAIMER STATMENT

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.

FEB 17 1992

NATURAL RESOURCES DEPT
SALEM, OREGON



1" = 1000'

KJ

11/91

Legend:

--- Gravel Road

HO = Home

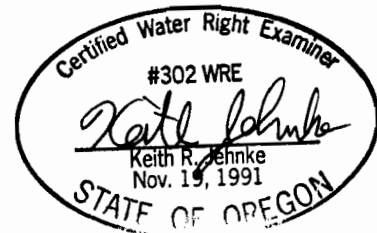
BN = Barn

T = Cattle Trough

POD = Point of Diversion

◇ = Known Corner

--- Pipeline



Stutzner Engineering & Forestry

TELEPHONE 267-2872

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

SWR-639

✓
The United States of America,

8/305
do all to whom these presents shall come, greeting:
Whereas, by the purchase of the plat of Congress, approved
July 2nd 1834, entitled "An Act donating Public Lands
to the several States and Territories which may provide
land for the benefit of Agriculture and the Mechanic
Arts," there has been deposited in the General Land Office
a plat for one quarter section of land, in favor
of the State of Georgia, duly assigned by the proper
Authority of the said State to Charles C. Fox with
evidence that the same has been located upon the
North half of the North East quarter and the East
half of the North West quarter of Section fifteen in
Township Twenty seven South of Range thirteen West
in the District of Lands Subject to Sale at Residing
Oregon containing one 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:

Now Know ye, that there is, therefore, granted
by the United States unto the said Charles C. Fox
as assignee as aforesaid and to his heirs
the tract of Land above described: To have and
to hold the said tract of Land, with the appurtenances
thereof, unto the said Charles C. Fox as assignee
as aforesaid and to his heirs and assigns forever;
Subject to any vested and assumed water rights for
mining, agriculture, manufacturing, or other purposes,
and rights to ditches and reservoirs and in connection
with such water rights, as may be recognized and defined
or upheld by the local customs, laws, and decisions of Courts
and also Subject to the right of the proprietors of a
river or lake to extract and remove timber therefrom, should
the same be found to justify or interest the premises
hereto granted, as provided by law.

In Testimony whereof, I, James V. 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
21st day of August, in the year of our Lord one
thousand eight hundred and thirty four, and of the
Independence of the United States the thirty second.

By the President: J. V. Grant,

Secretary of the Interior

15-27-13 post TL 100

Coaledo Ranch

RECEIVED

FEB 17 1994

WATER RESOURCES DEPT.
SALEM, OREGON

23
 L. B. Poynton, Recorder of the
 General Land Office.
 Received, 1894, Page 94

Received and recorded December 23rd 1892,
 W. H. Jackson
 Recorder

This Indenture Witnesseth That Leon Mansur
 of Crook County Oregon for and in consideration
 of the sum of nine hundred dollars in hand
 paid, the receipt whereof is hereby acknowledged,
 have bargained sold and by these presents do bargain,
 sell, and convey unto John Latta the following
 described premises to-wit: Lots Nos. 11, 12, 13 & 14
 of Section No. 8 in Township No. 35 South of
 Range No. 1 East containing one hundred and
 sixteen acres and eighty seven hundredths of an
 acre being in Crook County Oregon.

Together with all and singular the hereditaments
 and appurtenances thereto belonging or in any
 wise appertaining.

To have and to hold, the said premises with the
 appurtenances unto the said John Latta his heirs
 and assigns forever.

And it Leon Mansur hereby covenant with the
 said John Latta that save the taxes in full
 simple of said described premises, they they are
 free from all incumbrances and I will warrant
 and defend the same from all lawful claims whatsoever.
 In witness whereof, I have hereunto set my hand and
 seal, this 5th day of October in the year of our Lord
 one thousand eight hundred and ninety two

In the presence of

W. H. Smith

W. H. Jackson

State of Oregon

County of Crook 383

Leon. Mansur (Sgd.)

On this 5th day of October, A. D.
 1892, personally came before me Leon Mansur, - do
 now known to be the identical person named in
 and who executed the within conveyance, and he
 acknowledged to executed the same freely for

RECEIVED

FEB 17 1994

WATER RESOURCES DEPT.
 SALEM, OREGON

3/236
 the twentieth day of May, in the year of our Lord one
 thousand eight hundred and seventy three, and of the
 Independence of the United States the thirty seventh

By the President; U. S. Grant

(Seal)

By S. D. Williamson, Secretary.

C. B. Boynton, Recorder of the General Land Office.

Recorded, Vol. 8, Page 99-

Received and Recorded December 9th 1873,

W. H. Jackson

Recorder

Office of Lewis Bay Hagon Road Company,
 Roseburg, Oregon, March 10th 1873

At a meeting of the Board of Directors of the Lewis Bay
 Hagon Road Company, held at the office of the Company,
 at Roseburg, on the 10th of March A.D. 1873, at which
 were present Aaron Rose, President, A. N. A. List,
 D. J. Beale, S. Hamilton and J. M. Eberlein, Direc-
 tors, and J. H. Watson, Secretary, among other pro-
 ceedings, the following resolution was adopted:

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 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.

15-27-13 port TL100 Coaledo

RECEIVED

FEB 17 1994

WATER RESOURCES DEPT.
 SALEM, OREGON

of J. D. Hatton, Secretary of the Coos Bay & Oregon Road Company, hereby certify that the foregoing is a true and correct transcript from the records of said Coos Bay & Oregon Road Company in my possession as Secretary.

In witness whereof I have hereunto set my hand and affixed the seal of said Company, this 1st day of November A. D. 1873

J. D. Hatton

Seal

Secretary

No 42

Know all men by these presents: That the Coos Bay & Oregon Road Company, a private Corporation, duly incorporated under the laws of Oregon; represented herein by S. McAnilton, its President, and J. D. Hatton, its Secretary; for and in consideration of the sum of one hundred (100) dollars, gold coin of the United States, to it paid by Charles E. Fox, of Coos County, in the State of Oregon, at or about the making 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 Charles E. Fox, his heirs and assigns forever, all of the following described tract or parcel of land situated in Coos 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 Oregon Road from the navigable waters of Coos Bay to Portland, and situated by the Act of the Legislature of Oregon, approved March 1, 1873, to the said Charles E. Fox, his heirs and assigns forever.

approved October 24, 1878, to the Lees Bay Wagon Road Company, to wit: The West half of the North West Quarter of Section 31 (15) in Township 30 North (17) South of Range 13 West of Willamette Meridian Containing 80 (80) Acres.

To have and to hold, The premises above described, together with all appurtenances therunto, in any way appertaining or belonging unto the said Charles E. Hoy his heirs and assigns forever.

In witness whereof, the President and Secretary of Lees Bay Wagon Road Company have hereunto set their hands and affixed the corporate seal of said Company, this 1st day of November 1878.

Lees Bay Wagon Road Company.

Wm. S. Hamilton President.

J. M. Halson Secretary.

E. N. Lane

W. L. Hale

State of Oregon)
Douglas County } 33

On the 1st day of November A.D. 1878, before me, a Notary Public for the State of Oregon, in and for the County of Douglas, personally appeared S. Hamilton, President, and J. M. Halson Secretary, of Lees Bay Wagon Road Company both well known to me to be the persons they represent themselves to be and who executed this foregoing Conveyance, and acknowledged that they executed the same in the name and on behalf of

RECEIVED

FEB 17 1994

WATER RESOURCES DEPT.
SALEM, OREGON

In consideration of the sum of one hundred dollars
 paid to the Board of Commissioners for the sale of
 School Lands, the State of Oregon, Robert W. Wrigley
 and Alfred W. Wrigley, the following described premises,
 to wit: The lot or lots of Section 16
 (16) Township 22 South Range 1 E. West Willamette
 Meridian containing the above of School Land
 Situate in the County of Lewis and Clark of Oregon.
 To have and to hold the said premises, with their
 appurtenances, unto the said Robert Wrigley his
 heirs and assigns forever; and that the State will warrant
 and defend the same from all lawful claim whatever.
 Witness the seal of the state, affixed this 20th day of March
 1873,

J. J. Goran Governor.
 J. H. Chadwick Secretary.
 L. F. Beckner Treasurer.
 Received April 26 and recd April 26 1873
 Wm. J. C. H. on
 Wm. J. C. H. on

This Indenture, made the twenty fifth day of April
 in the year of our Lord one thousand eight hundred
 and seventy three Between Robert Wrigley and
 J. J. Wrigley his wife of Good County Oregon
 parties of the first part and R. C. Wiggins of Lewis
 County and State and J. Leonard Cook and W. F. Cook
 of the County and County of San Francisco and State
 of California the parties of the second part Writeth
 that the said parties of the first part for and in
 consideration of the sum of Ten thousand and
 (10000) Dollars gold coin of the United States of
 America to us in hand paid by the said parties of
 the second part the receipt of which is hereby acknowledged
 do hereby grant sell convey and warrant unto the said
 parties of the first part and their heirs and assigns forever
 the above described premises together with all the rights and
 appurtenances thereto in anywise by law in anywise
 and to hold the same unto the said parties of the first part
 and their heirs and assigns forever



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

Don:

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 06 1993

Receipt Name: Kenneth Messerle

Date: December 31, 1992

Amount: \$ 2000.00

PI

Pre-1909 application form.

Received by:

James Linn
Asst. Watermaster Dist. 19

RECEIVED

JAN 05 1993

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: ^{FED} Messierle & Sons, INC.
Mailing Address: 2330 E Catching Slough Rd.
Coos Bay, OR 97420 Telephone No: 267-2997
2. Source of water: Unnamed Spring #1, Unnamed Stream #1
Tributary to: Beaver Slough
3. Purpose(s) for which water is used: Domestic including 1/2 acre lawn and garden irrigation, and
(Irrigation, Stockwater, Domestic, Hydroelectric power, Industrial, Etc.) Stockwater
If irrigation, total number of acres irrigated: NA (IN STREAM & TROUGH)
4. Priority Date
a) Date of first use: 1872 / 1873
b) Date water use development first initiated: 1872
c) Name of party who initiated development: Charles E. Fox
5. Amount of water claimed: .0162 in CFS or GPM
(Water put to beneficial use)
6. Location of place of use:
15 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 / 1
month day month day

8. Remarks: _____

9. Total fees submitted with claim: \$400

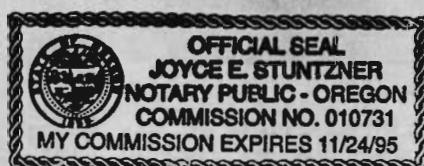
Notarized Statement Signed by Claimant.

STATE OF OREGON)
County of Coos) : ss

I, Kenneth C. Messerle, having been duly sworn,
depone 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 of
Kenneth C. Messerle V.P.
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

Coaledo Ranch
Sections 15+16, T27S, R13W
Coos County, Oregon

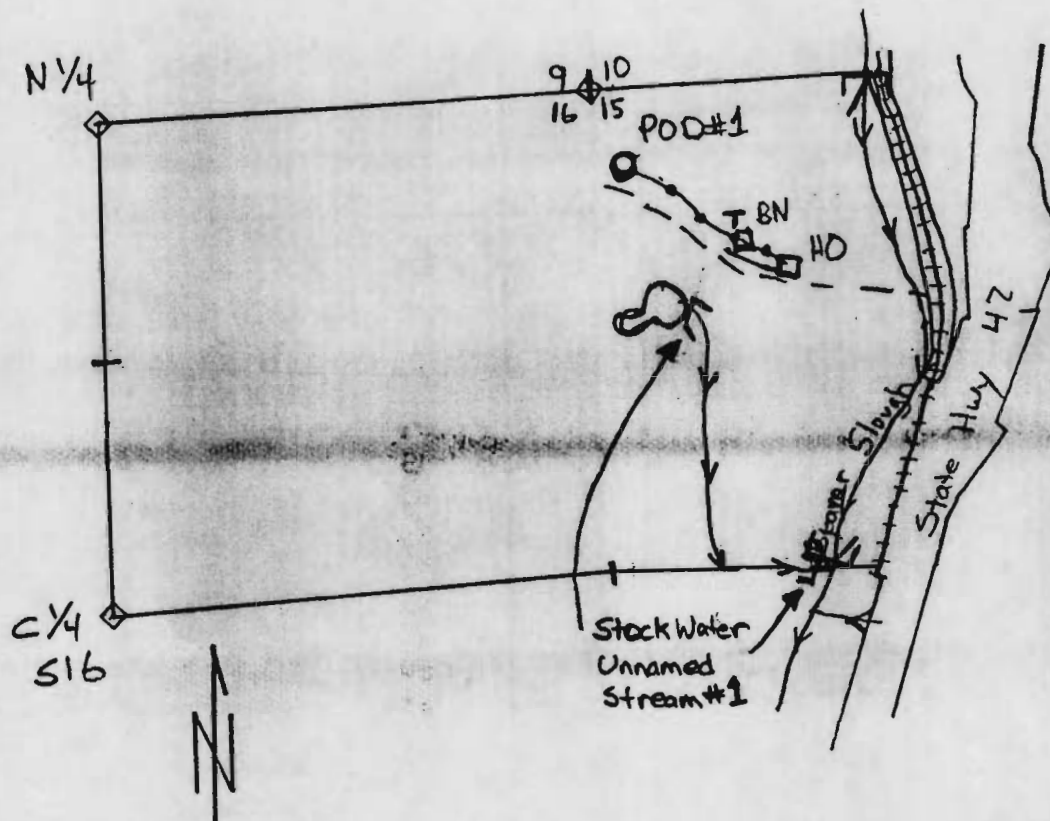
RECEIVED

JAN 05 1993

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.



1" = 1000'

KJ

11/91

Legend:

----- Gravel Road

HO = Home

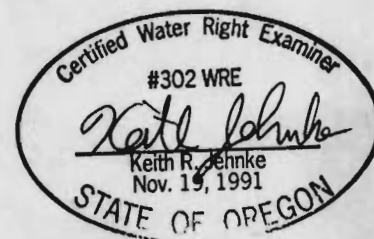
BN = Barn

T = Cattle Trough

POD = Point of Diversion

◇ = Known Corner

--- Pipeline



Stuntzner Engineering & Forestry

TELEPHONE 267-2872

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