SURFACE WATER REGISTRATION CHECKLIST

(received after July 18, 1990)

CHECK BASIN MAP OK NAME SOUTH CONST # 17	UNADJUDICATED AREA ?
RECEIPT # 96025	swrnumber 640
CHECK ENCLOSURES SELF	iminary data base entry
ACKNOWLEDGEMENT LETTER	ENTER ON STREAM INDEX
CHECK QUADRANGLE MAP	CHECK GLO PLATS
WATERMASTER CHECKLIST PUBLI	IC NOTICE PUBLICATION
FORM REVIEW blanks filled in signed date received stamped	
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	A BASE ENTRY
ENTER ON PLAT CARDS	

M:\WP51\SWR\CHCKLIST.1

7-30-92



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\s\c\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\s\c\6\swr-0640.003



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



February 23, 1994

WATER
RESOURCES
DEPARTMENT

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

RE: SWR-640 (your number 8)

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-640. 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-0640.002



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



May 3, 1993

WATER
RESOURCES
DEPARTMENT

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 3850 PORTLAND ROAD NE SALEM, OR 97310 . 378-8455/378-8130 (FAX) **APPLICATION** RECEIVED FROM: PERMIT TRANSFER OTHER: (IDENTIFY) J 36:455L TOTAL REC'D \$7000.00 01-00-0 WRD MISC CASH ACCT \$2000.00 842.010 **ADJUDICATIONS** 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: COPY FEES 840.001 850.200 RESEARCH FEES MISC REVENUE: (IDENTIFY) 880.109 \$ 520.000 OTHER (P-6): (IDENTIFY) RECORD FEE **EXAM FEE** WATER RIGHTS: SURFACE WATER 842.002 842.001 842.003 GROUND WATER 842.004 842.005 TRANSFER 842.006 EXAM FEE LICENSE FEE WELL CONSTRUCTION \$ WELL DRILL CONSTRUCTOR 842.023 842.022 WELL DRILL OPERATOR 842.019 LANDOWNER'S PERMIT 842.024 06-00-0 WELL CONST START FEE CARD # WELL CONST START FEE 842.013 MONITORING WELLS CARD # LOTTERY PROCEEDS 45-00-0 864.000 LOTTERY PROCEEDS LIC NUMBER 07-00-0 HYDRO ACTIVITY POWER LICENSE FEE(FW/WRD) 842.011 HYDRO LICENSE FEE(FW/WRD) 842.115

to-Anandria

RECEIPT # 96025

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-640 SWR-640 Located in portions of Section 4 & 9 T. 26 S., R. 12 W., W.M.

Coos County, Oregon February 26, 1994

OCT 27 1994

NATERIA : ZEF

INFORMATION:

Permittee:

Fred Messerle & Sons Inc.

2330 E. Catching Slough Rd

Coos Bay, OR 97420

(503) 267-2997

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, June 1, 1908. The survey was completed on February 26, 1994.

SOURCES:

Two unnamed streams and Laxstrom Gulch a tributary to Stock Slough. Stock slough a tributary to Catching Slough.

DIVERSION POINT:

Inclusive in-stream stock watering throughout the bottom acreage. The P.O.D. for the barn is an in-stream screened 5/8 inch diameter pipe that is 1116 feet South and 482 feet East of the Northwest corner of Section 9, T. 26S, R. 12 W., W.M.

MOTOR:

N/A

PUMP:

N/A

PIPE:

350 feet of 5/8 inch diameter PVC. From the P.O.D. the pipe bears South 20 East for 150 feet to a 1000 gallon concrete storage tank thence; South 86 East for 200 feet to the place of use.

HEADS:

N/A

USES:

Stock watering and barn cleaning and in-stream stock watering for 50 head of cattle CT 2 / 1994

LIFT/HEAD:

The difference in elevation between the place of use and the P.O.D. is -48 feet.

CALCULATIONS:

PSI calculations

48' X .43 lb/in

20.64

21 PSI

Stock watering:

In-stream 15GPD/hd

Barn cleaning/watering

1000 Gallons

 $15 \text{ GPD} \quad X \quad 50 \text{ HD} = 750 \text{ GPD}$

Barn

= 1000 GPD

1750 GPD

CLAIM OF BENEFICIAL USE

1750GPD or .003CFS

POINT OF BEGINNING:

The P.O.B. is the Northwest corner of Section 9, T. 26 S., R. 12 W., W.M.. The method of survey was with a pocket transit and a hip chain.

CONCLUSION:

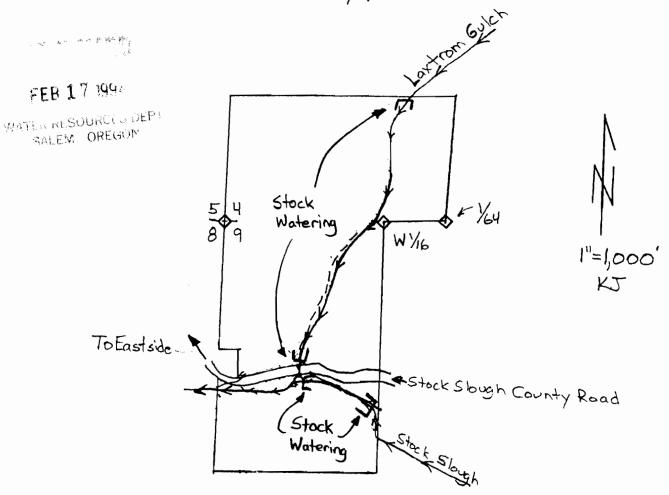
The final proof survey and inspection of SWR-640 was completed on February 26, 1994 and the facts contained in this report and accompanying proof, map are correct to the best of my knowledge.

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

10/27/54 Date

Kennet C. Messel

Cos Ranch Sections 449, T265, R12W Coos County, OR



Legerd: O Known Corner --- Gravel Road



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.

Stuntzner Engineering & Forestry

TELEPHONE 267-2872 705 SO. 4TH, P.O. BOX 118 - COOS BAY, OREGON 97420 WATER IN DEBURDE - ETT 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 that 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.

WATER RESEARCH A DEFE

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.

Subscribed and sworn to before me this \(\sum_{\text{to}} \) day of

December , 19-72.

Notary Public for My commission: 3-1

9-24-12 TL 1200-1400

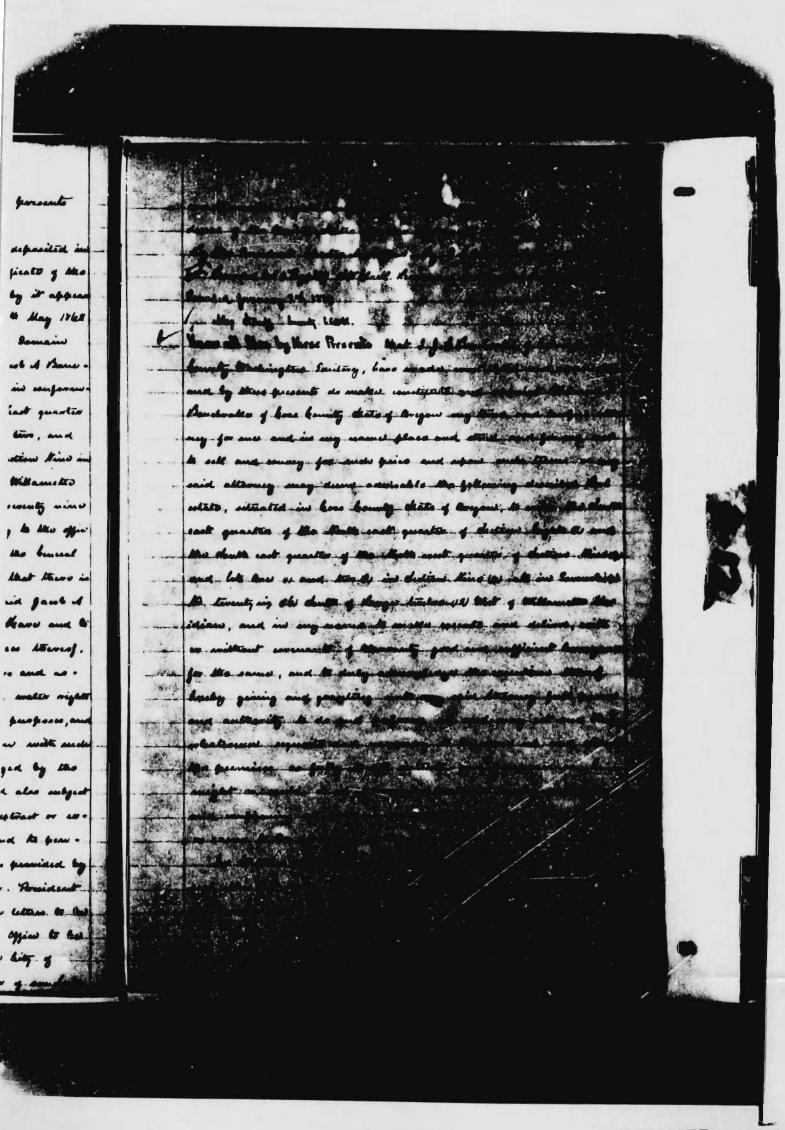
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FEB 17 1994

WATER RESOURCES DEPT. SALEM, OREGON



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FEB 17 1994

WATER RESOURCES DEPT. SALEM, OREGON Ross Ranh

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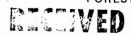
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FEB 1 7 1994

WATER RESOURCES DEPT. SALEM, OREGON

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> WATER RESUURCES CAL SALEM, OREGON





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

705 SO. 4TH, P.O. BOX 118 COOS BAY, OREGON 97420 FEB 17 1994

WATER RESOURCES DEPT. SALEM, OREGON

MEMORANDUM

TO:	Don Knower DATE: 2/16/94
FROM:	DENNIS Goude RE: Pre-1909's Fred Messerle + sons INC
	Dons
	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.
	Denne Gonde

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

Receipt

Name: Kenneth Messerle

Date: December <u>3/</u>, 1992

Amount:

\$ 2000 <u>so</u> .

Pre-1909 application form.

Received by: James Sings
Asst. Waternoster Dist. 19

J. 11 6 0 10 3

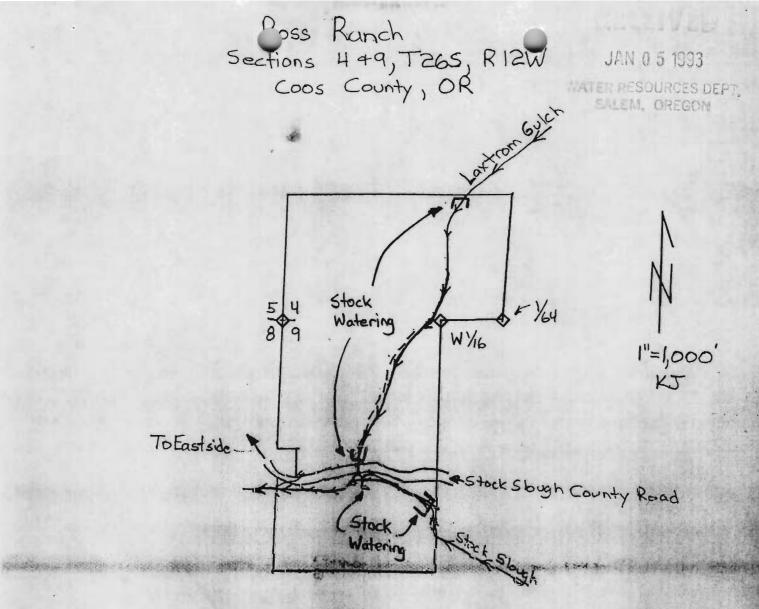
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VATER RESOURCES DEPT.
SALEM, OREGON

STATE OF OREGON WATER RESOURCES DEPARTMENT

SURFACE WATER REGISTRATION STATEMENT PRE-1909 VESTED WATER RIGHT CLAIM

1. Name of Registrant: Messerle & Sons, Tuc. Mailing Address: 2330 E. Catching Slough Rd Coos Bay, OR 97420 Telephone No: 269-2997
2. Source of water: <u>Laxtrom Gulch - Tributary to Stock Slough</u> Tributary to: <u>a Stock Slough-Tributary to Catching Slough</u>
3. Purpose(s) for which water is used: Stock water (IN-57K&M) (Irrigation, Stockwater, Domestic, Hydroelectric power, Industrial, Etc.) If irrigation, total number of acres irrigated: NA
4. Priority Date a) Date of first use: b) Date water use development first initiated: c) Name of party who initiated development: Date of Party who initiated development: Albert Collver
5. Amount of water claimed: 0.03 , in CFS or GPM (Water put to beneficial use) 6. Location of place of use:
Sections, Township 26 N/S, Range 12 E/W Sections, Township 26 N/S Range 17 E/W (Attach additional pages if necessary)
7. Usual period of use: / / / to /Z / 3/ month day month day

8. Remarks:	
9. Total fees submitted with claim: \$200	
Notarized Statement Signed by Claimant.	
STATE OF OREGON) : ss	
County of	
I, Kenneth C. Messer le, 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.	
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	



Legerd:

O Known Corner

Gravel Road



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.

Stuntzuer Engineering & Forestry

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