

**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: #  96-455 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	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
842.016	WELL DRILL OPERATOR	\$	842.019	\$
	LANDOWNER'S PERMIT	\$	842.024	\$

**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	\$
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**07-00-0 HYDRO ACTIVITY**

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

RECEIPT # **96025**

DATED: 1/6/93

BY: C. Engel

**SURFACE WATER REGISTRATION CHECKLIST**

(received after July 18, 1990)

CHECK BASIN MAP JEK NAME SUNNY CREST # 17 UNADJUDICATED AREA ? YES  
 RECEIPT # 96025 S W R NUMBER 635  
 CHECK ENCLOSURES JEK PRELIMINARY DATA BASE ENTRY JEK  
 ACKNOWLEDGEMENT LETTER JEK 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 FEES = 2000 -  
 THIS CLAIM 200 -  
~~XXXXXXXXXXXXXXXXXXXX~~

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\slcl6\swr-0640.004



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

October 31, 1994

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WATER  
RESOURCES  
DEPARTMENT

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KEITH R JEHNKE  
PO BOX 118  
COOS BAY OR 97420

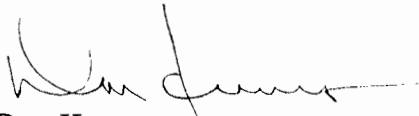
re: SWR-635, SWR-636, SWR-638, SWR-640

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

jtwlslc6lswr-0640.003



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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

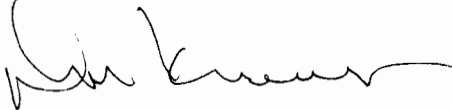
RE: SWR-635 (your number 3)

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-635. 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\SI\C\6\SWR-0635.002



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

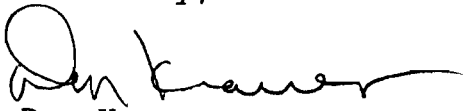
Dear Mr Jehnke,

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



**PIPE:**

P.O.D. # 1: 50 feet of one inch diameter PVC run from stream to a 1000 gallon storage tank, then S53E 700 feet to the place of use. P.O.D. # 2: is an in-stream device filling a 1400 gallon storage tank then 300 feet of one inch diameter PVC connect to the place of use. P.O.D. # 3: is an in-stream device on the end of a 3/4 inch diameter PVC pipe that bears southeasterly for 260 feet to the place of use.

**HEADS:**

Generic lawn and garden sprinklers.

**USES:**

Domestic (2) including .5 of an acre of lawn and garden irrigation for each site. In-stream livestock watering of 90 head of stock and barn cleaning.

**LIFT/HEAD:**

The difference in elevation was obtained by using an altimeter.

P.O.D. #1	-28 Ft.	12 PSI at the place of use.
P.O.D. #2	-33 Ft.	14 PSI at the place of use.
P.O.D. #3	-25 Ft.	11 PSI at the place of use.

**CALCULATIONS:**

DOMESTIC	2	.02 CFS
LIVESTOCK	90 Hd @ 15GPD/HD= 1350GPD	.0021 CFS
BARN	1000 GALLONS	.0015 CFS

**CLAIM OF BENEFICIAL USE**

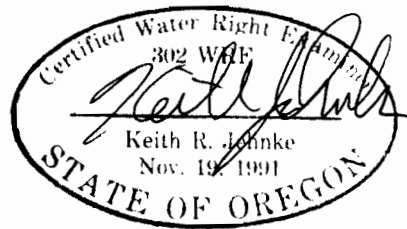
**.0236 CFS**

**POINT OF BEGINNING:**

The P.O.B. was the common corner of Sections 7, 8, 17 & 18, 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-635 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-635.

10/25/94  
Date

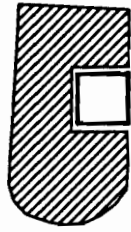
Kenneth C. Messerle

# 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

RES #1



.23 AC

### SWR-635

RES #2



.1 AC

### SWR-636



.21 AC

### SWR-639



.16 AC

RECEIVED

AUG 1 1954  
NATIONAL BUREAU OF SURVEYING  
S-LEW OREGON

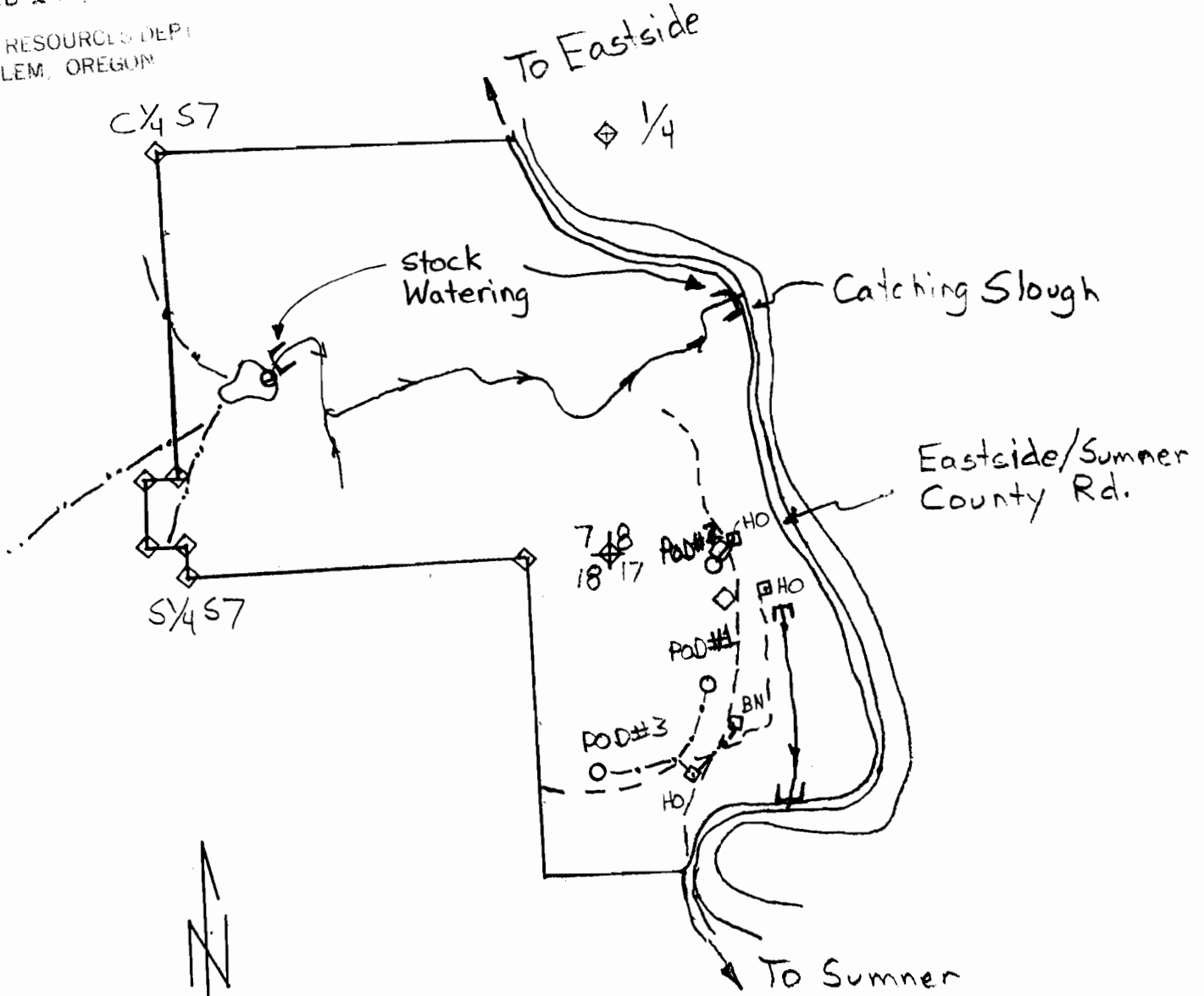


Anchor Ranch  
 Section 7, 8, 17 + 18, T26S, R12W,  
 Coos County, Oregon.

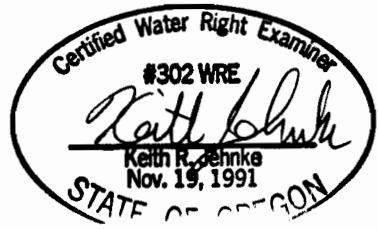
RECEIVED

FEB 17 1991

WATER RESOURCES DEPT  
 SALEM, OREGON



1" = 1000'  
 KT 11/91  
 --- Gravel Road  
 == Paved Road  
 HO = Home  
 BN = BN  
 P.O.D. = Point of Diversion  
 ◇ = Known Corner  
 -.- pipeline



**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.

**Stutzner Engineering & Forestry**  
 TELEPHONE 367-2872  
 706 SO. 4TH, P.O. BOX 118 - COOS BAY, OREGON 97420  
 SWR-635

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FEB 17 1994

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.

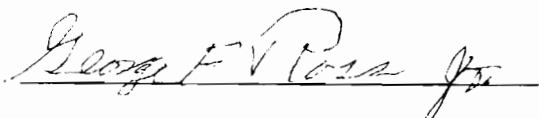
RECEIVED

FEB 17 1994

WATER RESOURCES DEPT  
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.

Subscribed and sworn to before me this 18<sup>th</sup> day of

December, 1992.



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





72 1 67335

channel of Haynes Slough 5456.94 feet, more or less, to the intersection of said low water line with the South boundary of said Section 24; thence East along the South boundary of Section 24, 1206 feet, more or less, to the place of beginning, being a portion of Section 24, Township 24 South, Range 13 West and of Section 19, Township 24 South, Range 12 West of the Willamette Meridian, Coos County, Oregon.

JAN 05 1993

\*\*\*\*\*

WATER RESOURCES DEPT.  
SALEM, OREGON

Tract 1: Beginning at an iron pipe set in the line of an old boundary fence through Lot 12 of Section 17, Township 26 South, Range 12 West of Willamette Meridian, from which point the Section corner common to Sections 7, 8, 17, and 18 of said Township and Range bears N. 40° 28' West a distance of 774.9 feet; thence, North a distance of 589.4 feet to the North line of said Section 17; thence, West along said North line a distance of 503.03 feet to the iron pipe at the Northwest corner of said Section 17; thence, continuing West along the North line of Section 18 a distance of 336.8 feet; thence, South 1° 45' East a distance of 1378.2 feet; thence, South 6° 00' West a distance of 575 feet, more or less, to the North side of Kaufman's right-of-way; thence, South 75° 00' East along the North side of said right-of-way a distance of 212 feet, more or less; thence, North 86° 15' East along the North side of said right-of-way a distance of 570.00 feet; thence, North 45° 00' East a distance of 73.0 feet to the West side of a dike; thence, North a distance of 238.0 feet along the West side of a dike to a small slough; thence, North 72° 15' East a distance of 415 feet to a corner on bank of slough; thence, North 4° 18' East a distance of 363.9 feet to a concrete block set for a corner; thence, West a distance of 367.47 feet; thence, North a distance of 595.9 feet to the point of beginning. Being a portion of the East Half of the Northeast Quarter of Section 18 and the West Half of the Northwest Quarter of Section 17, all in Township 26 South, Range 12 West of Willamette Meridian, Coos County, Oregon.

Tract 2: Beginning at an iron pipe set in the line of an old boundary fence through Lot 12 of Section 17, Township 26 South, Range 12 West of Willamette Meridian, Coos County, Oregon, from which point the section corner common to Sections 7, 8, 17, and 18 of the said Township and Range bears North 40° 28' West a distance of 774.9 feet; and running thence East along a line parallel to and 589.4 feet South from the North boundary of the said Section 17 for a distance of 609.8 feet to an iron pipe set about four (4') feet East of the center of a drainage ditch; thence following along the Easterly side of the said ditch as follows: North 1° 40' East for a distance of 138.7 feet; thence North 13° 05' East for a distance of 120.6 feet; thence North 34° 25' East for a distance of 35.3 feet; thence leaving the said ditch and running North 78° 34' East for a distance of 30.2 feet to an iron pipe; thence North 80° 34' East for a distance of 314.7 feet to an iron pipe set in the top of the dike along Catching Slough; thence, continuing North 80° 34' East to the low water line of the said Slough; thence following along the said low water line upstream as follows: South 27° 58' East for a distance of 115.8 feet; thence South 22° 38' East for a distance of 121.6 feet; thence South 19° 58' East for a distance of 199.0 feet; thence South 10° 49' East for a distance of 329.7 feet; thence South 4° 10' East for a distance of 304.5 feet; thence South 5° 03' West for a distance of 159.4 feet; thence South 33° 27' West for a distance of 121.95 feet; thence South 86° 17' West for a distance of 155.0 feet; thence North 85° 25' West for a distance of 229.4 feet; thence North 89° 53' West for a distance of 177.6 feet; thence South 88° 04' West for a distance of 121.1 feet; thence South 79° 41' West for a distance of 137.9 feet; thence leaving the said low water line and running North 4° 18' East for a distance of 363.9 feet, more or less, to a concrete block set for a corner; thence West for a distance of 367.47 feet; thence North for a distance of 595.9 feet to the point of beginning. Containing 27.0 acres, more or less, and being a portion of Lots 10, 11, and 12 of

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FEB 17 1994

Exhibit "A" - 6.

WATER RESOURCES DEPT.  
SALEM, OREGON

72 1 67336

Section 17, Township 26 South, Range 12 West of Willamette Meridian, Coos County, Oregon, and of the tide lands fronting and abutting on the said Lots 10 and 11.

RECEIVED  
JAN 05 1993

WATER RESOURCES  
SALEM, OREGON

\*\*\*\*\*

Land described in Volume 44, Page 342, Deed Records, Coos County, Oregon, in Section 7, Township 26 South, Range 12 West of Willamette Meridian, Coos County, Oregon, more fully described as follows, to-wit: Begin at center of Section 7, Township 26 South, Range 12 West of Willamette Meridian, run thence East 6.82 chains along quarter section line, thence South 40° 00' East 18.00 chains to foot hill, thence North 58° 00' East 8.00 chains, thence South 46° 00' East 3.10 chains, thence East 3.30 chains, thence South 27° 00' East 3.65 chains, thence South 15° 00' West 10 feet, thence South 75° 00' East 1.32 chains, thence South to a small slough, thence South 83° 00' West 90 links up said slough, thence North 51° 00' West 90 links, thence North 36° 00' West 1.50 chains, thence South 74° 00' West 32.85 chains to point on quarter section line, thence North 29.76 chains to place of beginning containing 55 acres, more or less, in Section 7, Township 26 South, Range 12 West of Willamette Meridian, Coos County, Oregon.

\*\*\*\*\*

Beginning at meander corner on left bank of Catching Slough between Sections 8 and 17, Township 26 South, Range 12 West Willamette Meridian, running thence North 17° West 11.67 chains along meander line, North 6.50 chains along meander line; thence North 5° West 5.70 chains to center of tide gate at mouth of Slough; thence Westerly up the middle of said Slough to a point 18.50 chains North and 8.00 chains West of corner to Sections 7, 8, 17, and 18, said point is 73 feet up the Slough above the end of Lackstroms Fence, thence South 74° West 33.30 chains to line North and South through center of Section 7; thence South 9.30 chains to quarter section corner between Sections 7 and 18; thence East along section line to place of beginning, containing 90 acres, more or less, together with any and all tide land fronting or abutting said land.

EXCEPTING THEREFROM a certain 60 foot strip of land for road purposes deeded to Coos County, Oregon, by deed dated the 15th day of July, 1940.

\*\*\*\*\*

Beginning at the Northeast corner of Lot 5, Section 7, Township 26 South of Range 12 West of Willamette Meridian, and running West along the quarter section line 28 chains to a post from which a Fir 12 inches in diameter marked "C. P. S. B. T." bears South 60° West 2 links; thence South 40° East 18 chains to the foot of hill to a Spruce limb post marked "C. S."; thence along the foot of the hill North 58° East 8 chains South 46° East 3.10 chains, East 3.30 chains, South 27° East 3.65 chains to a point South 15° West 10 feet to Southwest corner of barn South 75° East 1.32 chains; thence South to small slough to Mattson's line; thence down said Slough to its junction with Catching Slough; thence down left bank of Catching Slough to the place of beginning, containing 55.00 acres, more or less; save and except from this tract a plat for boat house designated on plat as "3", beginning at a point 3 feet West of Northeast corner of boat house and running Southwesterly 100 feet, more or less, to center of road at West end of dyke; thence Northernly

RECEIVED  
FEB 17 1994

Exhibit "A" - 7

WATER RESOURCES DEPT  
SALEM, OREGON



72 1 67337

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.

RECEIVED

JAN 05 1993

\*\*\*\*\*

WATER RESOURCES DEP  
SALEM, 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 (SE 1/4) 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

(24-12-7 TL in 700)

~~Anchor Ranch~~ (?)

Anchor Ranch

8-26-12

Clears the Title of the  
J. J. Land Co.

The United States of America  
 Certificate No. 4332  
 To all to whom these presents shall come, greeting:  
 Whereas the Darling of New South Wales has deposited in the General Land Office of the United States a certificate of the Register of the General Land Office at Rockney Oregon whereby it appears that full payment has been made by the said H. G. Darling according to the provisions of the Act of Congress of the 20th of April 1866 entitled "An Act making further provision for the sale of the Public Lands" from the 2d number first of which section twenty five fourth of Range twelve and sixth district of land subject to sale at Rockney Oregon containing forty and more acres of land and according to the Act of the 20th of April 1866 returns to the General Land Office of the United States said title of the said H. G. Darling

RECEIVED

FEB 17 1994

WATER RESOURCES DEPT.  
SALEM, OREGON

within  
the same

1856  
clear  
Public

is. Clerk

ating:  
as depos-  
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Rouben  
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the  
April 1856,  
sale of the  
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written  
to of Camp  
' general  
said a  
base  
all the  
of which  
H.C.  
Subject

By the President, J. J. Grant  
United States of America, Secretary of the Interior,  
District and the land of the Grand Land Office, to be made

By me under my hand, at the City of Washington, the tenth day of  
October, in the year of our Lord one thousand eight hundred and  
fifty six, and of the Independence of the United States three hundred  
and first.

By the President, J. J. Grant  
Secretary of the Interior,  
Grand Land Office,  
Records Number 11876

J. J. Grant  
Secretary of the Interior,  
Grand Land Office,  
Records Number 11876

John Lamb, County Clerk  
of Johnson County, Oregon,  
do hereby certify that the above  
is a true and correct copy of the  
original as the same appears in  
the records of the Grand Land Office,  
at Washington, D.C.

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FEB 17 1994

WATER RESOURCES DEPT.  
SALEM, OREGON

7-26-12 part  
12700

Anchor Ranch

2/5/7

personally came before me James G. Robinson and  
Marcella Robinson to be sworn to be the identical  
persons named in and who executed the within convey-  
ance and they acknowledged they executed the same.  
And the said Marcella Robinson wife of said  
James G. Robinson over examination separate and  
apart from her husband acknowledged that she  
executed the same freely and without fear or com-  
pulsion whatever.

In testimony whereof I have hereunto set my hand  
at the date above written.

W. M. G. Carney, Justice  
of the Peace in and for the  
County of Douglas State of Oregon

Witnessed and recorded June 14<sup>th</sup> 1873

W. H. Jackson  
Recorder

Office of Coos Bay Stage Road Company,  
Koolburg, Oregon March 10<sup>th</sup> 1873  
At a meeting of the Board of Directors of the Coos  
Bay Stage Road Company, held at the office  
of the Company, at Koolburg, on the 10<sup>th</sup> of March  
1873, at which were present Aaron Hill, President,  
J. R. Hunt, J. P. Peale, S. Hamilton and J. W.  
C. Burton Directors, and J. H. 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 and seal with the corporate seal of  
the Company, such deeds in fee simple in all cases in which  
the Company has heretofore sold, or shall here-  
after sell, in which the Company has contracted  
to sell any lands forming part of its road,  
J. H. Watson Secretary of Coos Bay Stage Road  
Company, hereby certify that the foregoing is a true  
and correct transcript from the records of Coos Bay  
Stage Road Company in my possession as Secretary.  
In witness whereof I have hereunto set my hand and  
affixed the seal of said Company, this 10<sup>th</sup> day of  
March 1873.

for the use  
of my land  
the day of  
Marcella  
Robinson  
witnessed  
and recorded  
G. Robinson  
in Coos  
County  
as known  
these present  
to be the  
described  
for and  
a lot of  
containing  
situated  
and cont-  
to more or  
less the  
acres being  
with the  
to Stanford  
went out with  
assign  
said descri-  
in all in-  
found the  
over  
at our hands  
out of our  
went. These  
witnesses (seal)  
witness (seal)  
A.D. 1873

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WATER RESOURCES DEPT.  
SALEM, OREGON

No 16.

Know all men by these presents: That the less  
 Bay Wagon Road Company, a private Corporation,  
 duly incorporated under the laws of Oregon, represented  
 herein by Aaron. Ross, its President and J. H.  
 Nelson its Secretary, for and in consideration of  
 the sum of Two hundred (\$200) dollars gold coin  
 of the United States, to it paid by H. G. Hollinger  
 of Coos 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 H. G. Hollinger, 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 Wagon  
 Road from the navigable waters of less Bay &  
 Humboldt, and granted by the act of the Legislative  
 Assembly of the State of Oregon, approved October  
 26, 1876, to the less Bay Wagon Road Company,  
 to-wit: The fractional South East quarter of  
 Section Seven (7) in Township Twenty Six (26)  
 South of Range Twelve West of the Willamette  
 Meridian containing one hundred and fifty  
 six & 7/8, acres.

To have and to hold, the premises above described  
 together with all appurtenances thereunto, in any  
 way appertaining or belonging unto the said  
 H. G. Hollinger, his heirs and assigns forever.  
 In witness whereof, the President and Secretary  
 of less Bay Wagon Road Company have hereunto  
 set their hands and affixed the Corporate seal of  
 said Company, this Tenth day of March A.D. 1878  
 In presence of less Bay Wagon Road Company,  
 J. Hamilton, J. H. Aaron, Ross, President.  
 S. J. Lane J. H. Nelson Secretary

State of Oregon }  
 Douglas County } s's  
 On the 17 day of March A.D. 1878, before  
 me a Notary Public for the State of Oregon, in  
 and for the County of Douglas, personally appeared  
 Aaron. Ross President, and J. H. Nelson Secretary

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WATER RESOURCES DEPT.  
SALEM, OREGON

of Lees Bay Wagon Road Company both well known  
to me to be the persons they represent themselves to be and  
who executed the foregoing conveyance, and  
acknowledged that they executed the same in the  
name and on behalf of Lees Bay Wagon Road  
Company for the purposes therein expressed.  
In testimony whereof I have hereunto set my hand  
and official seal the day and year in this  
acknowledgment above written.

J. J. Lane  
Notary Public  
Macksville  
Oregon

This indenture witnesseth that W. H. Lane  
of the County of Deschutes in the State of Oregon  
for and in consideration  
of the sum of two hundred dollars in hand  
paid, the receipt whereof is hereby acknowledged, he has  
bargained and sold and by these presents do bargain,  
sell and convey unto W. H. Hill and J. J. Siglin  
the following described premises to wit:

Lot Number Five (5) of Block Number Fourteen  
(14) according to the Plat of Empire City, Lees  
Bay, Oregon.

Together with all and singular the tenements  
and appurtenances thereto in anywise appertaining.

To have and to hold, the said premises with the  
appurtenances unto the said W. H. Hill and  
J. J. Siglin and their heirs and assigns forever.

And the said W. H. Lane hereby covenants with the said  
W. H. Hill and J. J. Siglin that I am the owner  
in fee simple of said premises, that they are  
free from all incumbrances and I will warrant  
and defend the same from all all lawful claims  
that may hereafter be made.

In testimony whereof, I have hereunto set my hand  
and seal this fifth day of May in the year of  
Lord one thousand eight hundred and ninety three

In the presence of  
H. H. Lane  
J. J. Lane

W. H. Hill  
J. J. Siglin

State of California  
City and County of Lane Oregon 388

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WATER RESOURCES DEPT.  
SALEM, OREGON

18-26-12 <sup>part</sup> TL 700

Anchor Ranch

defence made to the said Church of Christ of Marshfield, Oregon, its successors and assigns, for and against the lawful claims and demands of all persons whatsoever.

IN WITNESS WHEREOF, the Marshfield Realty and Trading Company, pursuant to a resolution of its Board of Directors, duly and legally adopted, has caused these presents to be signed by its President and Secretary, and its corporate seal to be hereunto affixed this 10th day of December, A.D. 1913.

Witnesses: (Corporate Seal) Marshfield Realty & Trading Co. Seal.  
Deer W. Weibel, Lynn E. Hines. By C. A. Smith, President, Marshfield Realty & Trading Co. Seal.  
Witnesses as to signature of C. A. Smith, Marshfield Realty & Trading Co. Seal.  
Deer W. Weibel, Lynn E. Hines. By Charles L. Trabert, Secretary.  
Witnesses as to signature of Charles L. Trabert.

State of California: County of Alameda. BE IT REMEMBERED that on this 10th day of October, A.D. 1913, before me a Notary Public in and for said County and State, personally appeared C. A. Smith, President and Charles L. Trabert, Secretary of the Marshfield Realty and Trading Company, a corporation, whose names are subscribed to the foregoing instrument; who are personally known to me to be the identical individuals described in and who executed the said instrument, and acknowledged said instrument to be the free act and deed of said corporation. And the said C. A. Smith and Charles L. Trabert, being sworn, did say that they are respectively the President and the Secretary of said corporation; and that the seal affixed to said instrument is the corporate seal of said corporation, and that said instrument was signed and sealed in behalf of said corporation by authority of its Board of Directors.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal this day and year first in this, my certificate written.

Recorded December 17, 1913, 10 A.M. (Seal) J. A. Whittington, Notary Public in and for the County of Alameda, State of California.  
James Watson, County Clerk.

67/500

6605. THE UNITED STATES OF AMERICA. CERTIFICATE NO. 7405. TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

VICEMAN, William Johnson 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 Seaside, Oregon, whereby it appears that full payment has been made by the said William Johnson according to the provisions of the Act of Congress of the 20th of April, 1880, entitled "An Act relating to the provisions for the sale of the Public Lands," and the acts supplemental thereto, for

the North East quarter of the North East quarter of Section 11, Township 36 North, Range 12 West of Willamette Meridian in Oregon, containing 40 acres, and the same is returned to the Official File of the Survey of the said Land, returned to the Bureau of Land Management, the Survey General, which said Survey is

RETURNED. That the same is returned to the Bureau of Land Management, the Survey General, in conformity with the provisions of the Act of Congress of the 20th of April, 1880, and the acts supplemental thereto, and by these presents is hereby certified to you.

562

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FEB 17 1994  
WATER RESOURCES DEPT.  
SALEM, OREGON





3/201

Office of Cross Bay Wagon Road Company,  
Roseburg, Oregon, March 15<sup>th</sup> 1873

At a meeting of the Board of Directors of the Cross Bay Wagon Road Company, held at the Office of the Company, at Roseburg, on the 15<sup>th</sup> of March A. D. 1873, at which were present Aaron Ross, President, A. R. Hunt, S. J. Peate, S. Hamilton and J. M. Charlton, Directors, and J. N. Watson, Secretary, among other proceedings the following resolution was adopted:

Resolved, That the President and Secretary, 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 the land grants

S. J. Watson, Secretary of Cross Bay Wagon Road Company, hereby certify 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

29<sup>th</sup> day of April 1873

J. N. Watson

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WATER RESOURCES DEPT.  
SALEM, OREGON

No 39.

Know all men by these presents that the Lewis  
 Bay Hagon Road Company, a private Corporation,  
 duly incorporated under the laws of Oregon, represented  
 herein by S. Hamilton, its President, and G. J.  
 Watson, its Secretary; for and in consideration of  
 \$75,000, seven tens, dollars, gold coin of the United States  
 to it paid by Erick John Nyberg, of Lewis County,  
 in the State of Oregon, at or about the execution of  
 these presents, the receipt of which is hereby acknow-  
 ledged, and bargained, sold and conveyed, and  
 in these presents does bargain, sell and convey, and  
 intend Erick John Nyberg, his heirs and  
 assigns forever, all of the following described tract  
 or parcel of land situated in Lewis 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 Lewis Bay to  
 the city, and granted by the Act of the Legislative  
 Assembly of the State of Oregon, approved October 26,  
 1870, to the Lewis Bay Hagon Road Company, to-wit:  
 Lot Number Twelve (12) in Section Seventeen (17) in Township  
 Twenty Six (26) South of Range Twelve (12) West of  
 Willamette Meridian, containing thirty eight (38)  
 acres. It is to have and to hold, the premises above  
 described, together with its appurtenances, unto the  
 Lewis Bay Hagon Road Company, its heirs and assigns forever.

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SALEM, OREGON

Emile Johnson being his business assigns from  
the State of Oregon, the President and Secretary of Cross  
Ray Wagon Road Company have hereunto set their hands  
and affixed the Corporate Seal of said Company, this  
Twenty ninth day of September 1873,

Cross Ray Wagon Road Company,

By J. Hamilton, President.  
J. J. Watson, Secretary.  
L. J. Lane  
L. W. Beaven

State of Oregon }  
Douglas County } ss

On the 29<sup>th</sup> day of September A. D. 1873, before me a  
Notary Public for the State of Oregon, in and for  
the County of Douglas, personally appeared J. Hamilton  
President, and J. J. Watson, Secretary, of Cross Ray  
Wagon Road Company, both well known to me  
to be the persons they represent themselves to be and  
who executed the foregoing conveyance, and acknow-  
ledged that they executed the same in the name  
and on behalf of Cross Ray Wagon Road Company  
for the purposes therein expressed.

In Testimony whereof I have hereunto set my hand  
and official seal the day and year in this acknow-  
ledgment above written.

L. J. Lane  
Notary Public

Recorded 10/1/1874 W. J. Jackson, Recorder

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WATER RESOURCES DEPT.  
SALEM, OREGON

17-26-12 port TC 700 ?

Anchor Ranch

332

Before the undersigned, a Notary Public, came the above named Tom King who is known to me to be the identical person described in, and who executed the within instrument and acknowledged that he executed the same for the uses and purposes therein expressed. Witness my hand this 23 day of August A.D. 1884.

J. G. Owen  
Notary Public

Recorded August 24, 1884

Wash County Clerk

13/330

Ex Certificate  
No 391

The United States of America.

To all to whom these presents shall come, greeting:  
Whereas Erick John Nyberg of Wash 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 Erick John Nyberg according to the provisions of the Act of Congress of the 24<sup>th</sup> of April, 1820, entitled "An Act making certain provisions for the sale of the Public Lands".  
That the said Erick John Nyberg has paid to the said General Land Office the sum of ten and seven eighths of a dollar and seven cents and the said Erick John Nyberg is the owner of the northeast quarter of Section Eighteen in Township Twenty six North of Range Twelve West in the district or lands subject to sale at Roseburg Oregon containing seventy acres and eighty seven hundredths of an acre, according to the official Plat of the survey of the said Lands, returned to the General Land Office on the 11<sup>th</sup> of November General, which said tract has been purchased by the said Erick John Nyberg.

Now know ye, that the United States of America, in consideration of the premises, and in conformity with the various Acts of Congress in such case made and provided, have given and granted, and by these presents do give and grant unto the said Erick John Nyberg 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 whatsoever nature, then or hereafter belonging, unto the said Erick John Nyberg and to his heirs and assigns forever; subject to any water rights or other public or private rights to which the same may be subject.

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WATER RESOURCES DEPT.  
SALEM, OREGON





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

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

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WATER RESOURCES DEPT.  
SALEM, OREGON

## MEMORANDUM

TO: Don KrauerDATE: 2/16/94FROM: Dennis GoudeRE: Pre-1909's Fred Messerle + Sons INCDons

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

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JAN 05 1993  
WATER RESOURCES DEPT  
SALEM, OREGON

Receipt Name: Kenneth Messerle

Date: December 31, 1992

Amount: \$ 2000.00

Pre-1989 application form.

PI

Received by: James Singer  
Asst. Watermaster Dist. 19

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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: <sup>HEAD</sup> Messierle & Sons, INC.  
Mailing Address: 2330 E. Catching Slough Rd  
Coos Bay, OR 97420 Telephone No: 396-2273

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

3. Purpose(s) for which water is used: Domestic for 2 Homes including less than 1/2 acre lawn & garden irrigation, and Stockwater (INSTREAM)  
(Irrigation, Stockwater, Domestic, Hydroelectric power, Industrial, Etc.)  
If irrigation, total number of acres irrigated: NA

4. Priority Date  
a) Date of first use: 10/29/1873 11/1/1886  
b) Date water use development first initiated: Same as above  
c) Name of party who initiated development: Erik John Nyberg / H.L. Drollinger

5. Amount of water claimed: .0354 in CFS or GPM  
(Water put to beneficial use)

6. Location of place of use:  
7, 8, 17 Sections, Township 26 N(S) Range 12 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: \$400

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 + Sons Inc.  
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: PO Box 118, Coos Bay

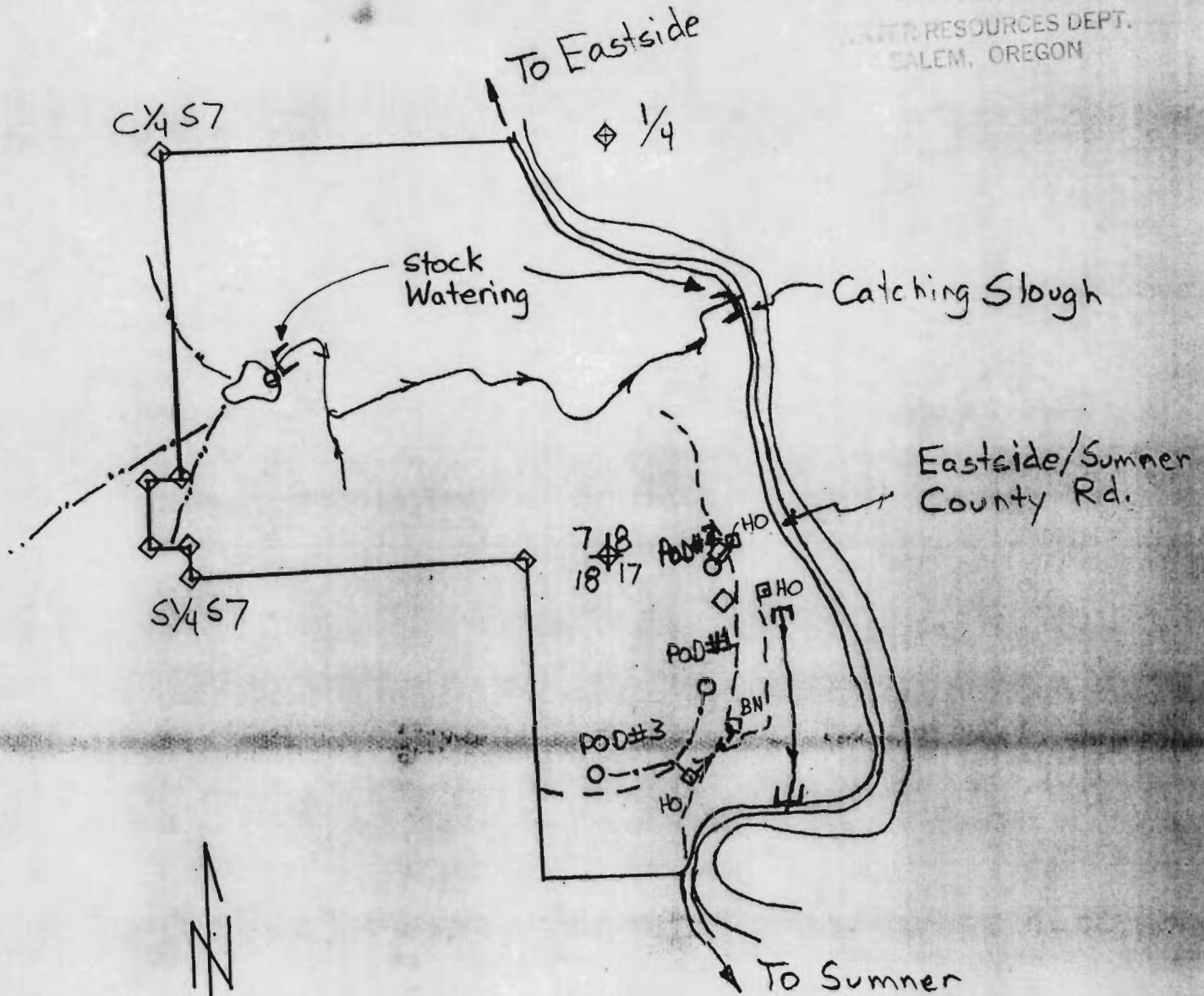
Telephone: 267-2872

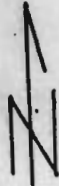
Anchor Ranch  
 Section 7, 8, 17 + 18, T26S, R12W,  
 Coos County, Oregon.

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JAN 05 1993

WATER RESOURCES DEPT.  
 SALEM, OREGON



  
 1" = 1000'  
 KJ 11/91  
 - - - - Gravel Road  
 = = = = Paved Road  
 HO = Home  
 BN = BN  
 P.O.D. = Point of Diversion  
 ◇ = Known Corner  
 - . - . pipeline

Certified Water Right Examiner  
 #302 WRE  
*Keith R. Zehnke*  
 Keith R. Zehnke  
 Nov. 19, 1991  
 STATE 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 267-2872  
 705 SO. 4TH, P.O. BOX 118 • COOS BAY, OREGON 97420