

FILED

FEB 19 1989

WATER RESOURCES DEPT
SALMON, OREGON

A F F I D A V I T

STATE OF OREGON }
County of Douglas } ss.

I, GLADYS L. FINDLAY, a citizen of the United States of America, residing at 222 Susan Street, Roseburg, Ore, being first duly sworn, on oath, depose and say:

I am now of the age of 92 years and have been a continuous resident and inhabitant of Douglas County, Oregon, since the year 1918.

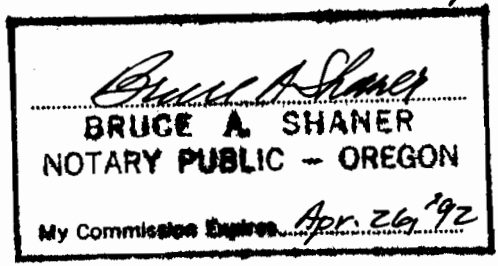
I have been acquainted these years with the owners and operators of the original homesteads and ranches that now comprise the Quincy Brown and Mildred Herman ranch, i.e., the N $\frac{1}{2}$ and the N $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 25, T27S, R5W, W.M., near Dixonville in Douglas County, Oregon. The ranch in Section 25 now comprises some 350 acres.

There are four springs located on what is now the Quincy Brown and Mildred Herman ranch in Section 25 that have been used continuously for ranch and domestic purposes since the homesteading of the ranch in the middle to late 1800's. Presently the springs are used solely for livestock watering, some 300 sheep, over the ranch.

X Gladys L Findlay

SUBSCRIBED AND SWORN to before me this 18th day of February, 1989.

Bruce A Shaner
Notary Public for Oregon
My Commission Expires: April 26, 1992



A F F I D A V I T

STATE OF OREGON)
County of Douglas) ss.

I, Quincy A. Brown, a citizen of the United States of America, residing at 1617 N.E. Commercial St., Roseburg being first duly sworn, on oath, depose and say:

I am now of the age of 95 years and have been a continuous resident and inhabitant of Douglas County, Oregon, since the year 1894.

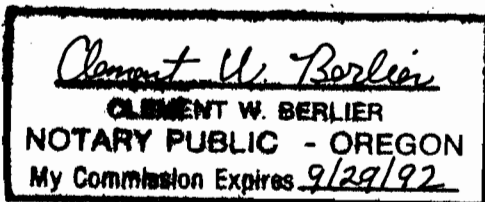
I have been acquainted these years with the owners and operators of the original homesteads and ranches that now comprise the Quincy Brown and Mildred Herman ranch, i.e., the N $\frac{1}{2}$ and the N $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 25, T27S, R5W, W.M., near Dixonville in Douglas County, Oregon. The ranch in Section 25 now comprises some 350 acres.

There are four springs located on what is now the Quincy Brown and Mildred Herman ranch in Section 25 that have been used continuously for ranch and domestic purposes since the homesteading of the ranch in the middle to late 1800's. ⁽¹⁸⁸⁵⁾ Presently the springs are used solely for livestock watering, some 300 sheep, over the ranch.

X Quincy A. Brown
Quincy A. Brown

SUBSCRIBED AND SWORN to before me this 14th day of FEBRUARY, 1989.

Clement W. Berlier
Notary Public for Oregon
My Commission Expires: 9/29/92



73- 7658

RECEIVED

A F F I D A V I T

FEB 22 1993

WATER RESOURCES DEPT.
SALEM, OREGON

STATE OF OREGON)
) ss.
County of Douglas)

I, Leonard Hill, a citizen of the United States of America, residing at Alley D. Rt. Box 599, Roseburg being first duly sworn, on oath, depose and say:

I am now of the age of 87 years and have been a continuous resident and inhabitant of Douglas County, Oregon, since the year 1895.

I was well acquainted with WILBUR HUGH BROWN during his life-time. He owned property and resided thereon, embracing 135 acres, more or less, situated in Section 25, Township 27 South, Range 5 West, Willamette Meridian, Douglas County, Oregon. Through his said property extends South Deer Creek, a tributary of South Umpqua River.

Of my personal knowledge, I can and do state that in the year 1897 I first observed WILBUR HUGH BROWN diverting water from the South Deer Creek for his household and domestic uses and purposes, including irrigation of his garden and yard and the watering of livestock. To the best of my recollection, WILBUR HUGH BROWN generally pastured on his farm an average of 40 to 50 head of sheep, together with a few head of cattle. Water from said creek was diverted from a point in said creek approximately 300 feet southwest of the WILBUR HUGH BROWN dwelling house. I further state, that WILBUR HUGH BROWN use of water from said creek for the aforesaid purposes was continuous and uninterrupted from the date I first observed his use thereof to the date of his death.

After the death of WILBUR HUGH BROWN in or about the year 1967, his son, Quincy Brown, and granddaughter, Mildred Brown Herman, who inherited the WILBUR HUGH BROWN ranch, continued to divert and use water from said creek from the diversion point above mentioned in substantially the same manner and form as previously diverted and used by WILBUR HUGH BROWN.

I futher state, that to the best of my knowledge the diversion of said water from said creek was transported by a pump and through a water pipe of approximately 1 1/2" diameter.

Leonard Hill

SUBSCRIBED AND SWORN to before me
this 20 day of May, 1973.

Notary Public for Oregon
My Commission Expires: 4/9/74

200pt No. 73- 7658

STATE OF OREGON }
COUNTY OF DOUGLAS } ss.

I, G. D. Myllenbeck, County Clerk and ex-officio Recorder of Conveyances, in and for said County, do hereby certify that the within instrument was

filed MAY 29 1973 at 3:21 P M.

and Recorded in Volume 521
at Page 694 of BOOK OF RECORDS
Records of Douglas County, Oregon.

G. D. Myllenbeck

Margie Weseman County Clerk
Deputy

me

Mrs Ralph E Herman
3060 N E Johnson
Roseburg, Oregon

RECEIVED

FEB 22 1989

WATER RESOURCES DEPT.
SALEM, OREGON

A F F I D A V I T

STATE OF OREGON)
) ss.
County of Douglas)

I, Gladys F. Fordley, a citizen of the United States of America, residing at 222 Susan St, being first duly sworn, on oath, depose and say:

I am now of the age of 76 years and have been a continuous resident and inhabitant of Douglas County, Oregon, since the year 1918.

I was well acquainted with WILBUR HUGH BROWN during his lifetime. He owned property and resided thereon, embracing 135 acres, more or less, situated in Section 25, Township 27 South, Range 5 West, Willamette Meridian, Douglas County, Oregon. Through his said property extends South Deer Creek, a tributary of South Umpqua River.

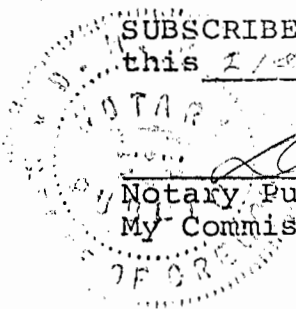
Of my personal knowledge, I can and do state that in the year 1918 I first observed WILBUR HUGH BROWN diverting water from the South Deer Creek for his household and domestic uses and purposes, including irrigation of his garden and yard and the watering of livestock. To the best of my recollection, WILBUR HUGH BROWN generally pastured on his farm an average of 40 to 50 head of sheep, together with a few head of cattle. Water from said creek was diverted from a point in said creek approximately 300 feet southwest of the WILBUR HUGH BROWN dwelling house. I further state, that WILBUR HUGH BROWN use of water from said creek for the aforesaid purposes was continuous and uninterrupted from the date I first observed his use thereof to the date of his death.

After the death of WILBUR HUGH BROWN in or about the year 1967, his son, Quincy Brown, and granddaughter, Mildred Brown Herman, who inherited the WILBUR HUGH BROWN ranch, continued to divert and use water from said creek from the diversion point above mentioned in substantially the same manner and form as previously diverted and used by WILBUR HUGH BROWN.

I further state, that to the best of my knowledge the diversion of said water from said creek was transported by a pump and through a water pipe of approximately 1 1/2" diameter.

Gladys F. Fordley

SUBSCRIBED AND SWORN to before me this 21st day of May, 1973.



[Signature]
Notary Public for Oregon
My Commission Expires: 4/7/74

200 pl No. 73- 7655

STATE OF OREGON }
COUNTY OF DOUGLAS } ss.

I, G. D. Myllenbeck, County Clerk and ex-officio Recorder of Conveyances, in and for said County, do hereby certify that the within instrument was

filed MAY 29 1973 at 3:15 P M.
and Recorded in Volume 521

at Page 691 of BOOK OF RECORDS
Records of Douglas County, Oregon.

G. D. Myllenbeck
County Clerk
Margie Weseman
Deputy

RECEIVED

FEB 22 1989

WATER RESOURCES DEPT.
SALEM, OREGON

A F F I D A V I T

STATE OF OREGON)
) ss.
County of Douglas)

I, Jessie L. Wright, a citizen of the United States of America, residing at Tokolee Falls Rt - Adleyld Park, Ore - 97447 being first duly sworn, on oath, depose and say:

I am now of the age of 74 years and have been a continuous resident and inhabitant of Douglas County, Oregon, since the year 1898.

I was well acquainted with WILBUR HUGH BROWN during his life-time. He owned property and resided thereon, embracing 135 acres, more or less, situated in Section 25, Township 27 South, Range 5 West, Willamette Meridian, Douglas County, Oregon. Through his said property extends South Deer Creek, a tributary of South Umpqua River.

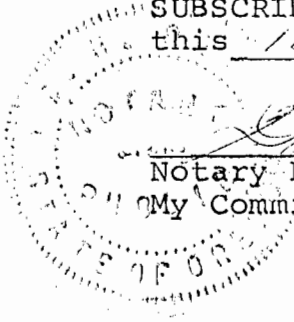
Of my personal knowledge, I can and do state that in the year 1908 I first observed WILBUR HUGH BROWN diverting water from the South Deer Creek for his household and domestic uses and purposes, including irrigation of his garden and yard and the watering of livestock. To the best of my recollection, WILBUR HUGH BROWN generally pastured on his farm an average of 40 to 50 head of sheep, together with a few head of cattle. Water from said creek was diverted from a point in said creek approximately 300 feet southwest of the WILBUR HUGH BROWN dwelling house. I further state, that WILBUR HUGH BROWN use of water from said creek for the aforesaid purposes was continuous and uninterrupted from the date I first observed his use thereof to the date of his death.

After the death of WILBUR HUGH BROWN in or about the year 1967, his son, Quincy Brown, and granddaughter, Mildred Brown Herman, who inherited the WILBUR HUGH BROWN ranch, continued to divert and use water from said creek from the diversion point above mentioned in substantially the same manner and form as previously diverted and used by WILBUR HUGH BROWN.

I futher state, that to the best of my knowledge the diversion of said water from said creek was transported by a pump and through a water pipe of approximately 1 1/2" diameter.

Jessie L. (Hatfield) Wright

SUBSCRIBED AND SWORN to before me this 18th day of May, 1973.



[Signature]
Notary Public for Oregon
My Commission Expires: 4/17/74

2092 No. 73- 7659

STATE OF OREGON }
COUNTY OF DOUGLAS } ss.

I, G. D. Myllenbeck, County Clerk and ex-officio Recorder of Conveyances, in and for said County to hereby certify that the within instrument wa.

filed MAY 29 1973 at 3:23 P M.
and Recorded in Volume 521

at Page 695 of **BOOK OF RECORDS**
Records of Douglas County, Oregon.

G. D. Myllenbeck
County Clerk
by Margie Weseman
Deputy

RECEIVED

FEB 23 1969

WATER RESOURCES DEPT.
SALEM, OREGON

A F F I D A V I T

STATE OF OREGON)
) ss.
County of Douglas)

I, Lewon H. Helms, a citizen of the United States of America, residing at 1213 1/2, being first duly sworn, on oath, depose and say:

I am now of the age of 83 years and have been a continuous resident and inhabitant of Douglas County, Oregon, since the year 1890.

I was well acquainted with WILBUR HUGH BROWN during his life-time. He owned property and resided thereon, embracing 135 acres, more or less, situated in Section 25, Township 27 South, Range 5 West, Willamette Meridian, Douglas County, Oregon. Through his said property extends South Deer Creek, a tributary of South Umpqua River.

Of my personal knowledge, I can and do state that in the year 1900 I first observed WILBUR HUGH BROWN diverting water from the South Deer Creek for his household and domestic uses and purposes, including irrigation of his garden and yard and the watering of livestock. To the best of my recollection, WILBUR HUGH BROWN generally pastured on his farm an average of 40 to 50 head of sheep, together with a few head of cattle. Water from said creek was diverted from a point in said creek approximately 300 feet southwest of the WILBUR HUGH BROWN dwelling house. I further state, that WILBUR HUGH BROWN use of water from said creek for the aforesaid purposes was continuous and uninterrupted from the date I first observed his use thereof to the date of his death.

After the death of WILBUR HUGH BROWN in or about the year 1967, his son, Quincy Brown, and granddaughter, Mildred Brown Herman, who inherited the WILBUR HUGH BROWN ranch, continued to divert and use water from said creek from the diversion point above mentioned in substantially the same manner and form as previously diverted and used by WILBUR HUGH BROWN.

I further state, that to the best of my knowledge the diversion of said water from said creek was transported by a pump and through a water pipe of approximately 1 1/2" diameter.

Lewon Hatfield Helms

SUBSCRIBED AND SWORN to before me
this 24th day of May, 1973.



Notary Public for Oregon
My Commission Expires: 4/7/74

20th No. 73- 7657

STATE OF OREGON }
COUNTY OF DOUGLAS } ss.

I, G. D. Myllenbeck, County Clerk and ex-officio Recorder of Conveyances, in and for said County, do hereby certify that the within instrument was filed MAY 29 1973 at 3:19 P M. and Recorded in Volume 521 at Page 693 of BOOK OF RECORDS Records of Douglas County, Oregon.

G. D. Myllenbeck County Clerk
Margie Weseman Deputy

AFFIDAVIT

RECEIVED

FEB 22 1969

STATE OF OREGON)
) ss.
County of Douglas)

WATER RESOURCES DEPT.
SALEM, OREGON

I, Roy W. Hatfield, a citizen of the United States of America, residing at Roseburg Oregon, being first duly sworn, on oath, depose and say:

I am now of the age of 86 years and have been a continuous resident and inhabitant of Douglas County, Oregon, since the year 1887.

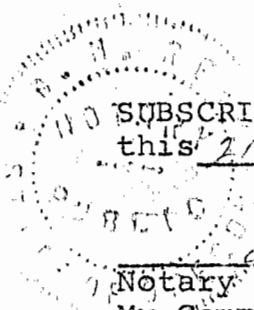
I was well acquainted with WILBUR HUGH BROWN during his life-time. He owned property and resided thereon, embracing 135 acres, more or less, situated in Section 25, Township 27 South, Range 5 West, Willamette Meridian, Douglas County, Oregon. Through his said property extends South Deer Creek, a tributary of South Umpqua River.

Of my personal knowledge, I can and do state that in the year 1902 I first observed WILBUR HUGH BROWN diverting water from the South Deer Creek for his household and domestic uses and purposes, including irrigation of his garden and yard and the watering of livestock. To the best of my recollection, WILBUR HUGH BROWN generally pastured on his farm an average of 40 to 50 head of sheep, together with a few head of cattle. Water from said creek was diverted from a point in said creek approximately 300 feet southwest of the WILBUR HUGH BROWN dwelling house. I further state, that WILBUR HUGH BROWN use of water from said creek for the aforesaid purposes was continuous and uninterrupted from the date I first observed his use thereof to the date of his death.

After the death of WILBUR HUGH BROWN in or about the year 1967, his son, Quincy Brown, and granddaughter, Mildred Brown Herman, who inherited the WILBUR HUGH BROWN ranch, continued to divert and use water from said creek from the diversion point above mentioned in substantially the same manner and form as previously diverted and used by WILBUR HUGH BROWN.

I futher state, that to the best of my knowledge the diversion of said water from said creek was transported by a pump and through a water pipe of approximately 1 1/2" diameter.

Roy W. Hatfield



SUBSCRIBED AND SWORN to before me this 21st day of May, 1973.

Notary Public for Oregon
My Commission Expires: 4/7/74

73- 7656
No. 200 pd

STATE OF OREGON
COUNTY OF DOUGLAS } ss.

I, G. D. Myllenbeck, County Clerk and ex-officio Recorder of Conveyances, in and for said County, to hereby certify that the within instrument was

filed MAY 29 1973 at 3:17 P.M.

and Recorded in Volume 531 at Page 692 of BOOK OF RECORDS

Records of Douglas County, Oregon
G. D. Myllenbeck
County Clerk
Margie Weseman
Deputy

Mrs Ralph E Herman
3060 N E Johnson
Roseburg, Oregon

INDEXED

REGISTRATION STATEMENT CLAIMING A RIGHT
TO APPROPRIATE SURFACE WATER

Registrant: MILDRED A. HERMAN

Mailing address: 3060 N.E. JOHNSON STREET

	Street		
<u>ROSEBURG,</u>	<u>OREGON</u>	<u>97470</u>	<u>673-4157</u>
City or town	State	Zip	Phone

1. Sources of water S. FORK DEER CREEK & SPRINGS NEARBY
Tributary to N. UMPQUA RIVER

2. Purpose(s) for which water is used STOCK WATERING (SHEEP)
(irrigation, power, mining, domestic, stock, etc.)

3. Amount of water used for beneficial purpose 0.005 c.f.s. SOUTH FORK DEER CREEK,
+ 0.04 c.f.s. SPRINGS: TOTAL = 0.045 (cubic feet per second)

4. Date of the initiation of such water right 1865 ±
If the right to be claimed is described by permit, give the permit no. (NONE), certificate no. _____, and name it is in _____

5. Describe the appropriate water diversion and distribution system for both the original distribution system and any enlargements:

A) DITCH:

Material (NONE)
(dirt, concrete, etc.)
Top width _____ Bottom width _____ Depth _____
Grade or fall per 1000 feet _____ Capacity _____
(cubic feet per second)

B) PIPELINE: S. FORK DEER CREEK - POD NO. 5

Size at intake 1 1/4" Size and distance at changes _____
Total fall between intake and place of use _____ Capacity 0.005 c.f.s.
(SEE ELEVATIONS ON MAP) (feet) (cubic feet per second).

C) PUMP:

Make MYERS Type CENTRIFIGAL
 No. (QUITE OLD) Intake size 1 1/2" Discharge size 2"
 Suction head UNKNOWN Discharge head UNKNOWN
 Rating: G.P.M. _____ R.P.M. _____ Pressure _____

D) MOTOR:

Type ELECTRIC, 5 AMP. Make MYERS
 H.P. Rating 3/4 R.P.M. 1760

E) CONNECTION:

Direct connected unit YES
 If belt driven: Size of drive pulley _____ Driven pulley _____

F) DISTRIBUTION SYSTEM: (S. Fork Deer Creek, POD No. 5)

Main line: Size 2" Length 1,000 Kind of pipe STEEL
 Lateral lines: Size 1" Length 500 Kind of pipe PVC
 Size _____ Length _____ Kind of pipe _____

G) SPRINKLER HEADS: NONE

Make _____ Size of nozzles _____
 Number of heads used 0 Capacity of each _____ G.P.M.
 Operating pressure _____ lbs.

6. Area of land which your distribution system, as originally constructed, was intended to irrigate:

NONE acres

7. Location of the area irrigated, or place of use if other than for irrigation:

County of DOUGLAS

Township	Range	Section	1/4, 1/4 Section	Stock Tank & No. of Sheep
27S	5W	25	SW 1/4 NW 1/4	40 Sheep

(SOURCE: SOUTH FORK DEER CREEK, POD NO. 5)

27S	R5W	25	SW 1/4 NW 1/4	10 Sheep
-----	-----	----	---------------	----------

(SOURCE: Spring, POD NO. 1)

27S	5W	25	NW 1/4 NE 1/4	250 Sheep
-----	----	----	---------------	-----------

(SOURCE: 3 SPRINGS, POD'S NO. 'S 2, 3 & 4)

TOTAL 300 Sheep & 2 Stock Tanks

8. Location of the point of diversion: AS SHOWN ON TABLE ON ATTACHED MAP.

_____ 1/4 _____ 1/4, Section _____, T _____ N/S, R _____ E/W.

9. If the water use is for power, please state: (NONE)

A) Gross Head _____ feet

B) Developed THP _____

C) Describe the type of water wheel or turbine and generator used: _____

D) If there is a water power claim, please state the filing number: _____

E) Is water returned to original source? _____ If so, where: _____

_____ 1/4 _____ 1/4, Section _____, T _____ N/S, R _____ E/W.

10. When does the irrigation season begin and end, and if water is used for other purposes, during

what months is it used? South Fork Deer Creek, POD No. 5, water is used from April 1 through September 30. All springs, POD's No. 1 through 4, are used January 1 through December 31.

11. Remarks: Springs, Diversions No. 1 thru No. 4, each have a capacity of 0.01 cubic feet per second and the water is used for stockwater only.

The sheep drinking the water graze over the entire ranch; not all watering troughs are shown on the map. Spring No. 1 is a tributary of the South Fork Deer Creek & Springs No. 2, 3 & 4 are tributary to the North Fork Deer Creek.

The South Fork Deer Creek, Diversion No. 5, water has been in use since 1865 ± on this Brown and Herman ranch and on the adjacent small Clifford W. Powell property. (The Clifford W. Powell property was sold from the Brown and Herman Ranch in 1988; see the Powell Registration Statement for Water Adjudication also.) The amount of water
~~This registration statement must be accompanied by a map prepared by a licensed land surveyor or engineer.~~

being claimed on this application is 0.005 cubic feet per second for livestock use only on the South Fork Deer Creek, Diversion No. 5.

The four springs have a total of 0.04 cubic feet per second water being claimed by this registration.

State of Oregon)
County of Douglas) ss.

I, Mildred A. Herman, being first duly sworn, do hereby certify that I have read the Registration Statement and that all of the items therein contained are true to the best of my knowledge and belief.

Mildred A. Herman
Signature of Registrant

Subscribed and sworn to before me this 30th day of February, 19 89.

Bruce A. Shaner
BRUCE A. SHANER
NOTARY PUBLIC - OREGON
My Commission Expires April 26, 1992

Bruce A. Shaner
Notary Public

My commission expires: April 26, 1992

CERTIFICATE OF REGISTRATION

State of Oregon)
County of _____) ss.

This is to certify that the foregoing Registration Statement was received in the office of the Water Resources Director on the 22nd day of Feb, 19 89, at 2 o'clock P M., and has been duly recorded in the office in Book No. _____ of Registration Statements on page no. _____.

Witness my hand this _____ day of _____, 19 _____.

Director By: _____
Deputy

Fees paid: Irrigation: _____ acres, \$ _____
Power: _____ H.P., \$ _____
Other Uses: stock, \$ 200⁰⁰

Receipt Number: 57347; TOTAL \$ 200⁰⁰

Received: Feb. 22, 19 89.

Larry W. Gebusek
Water Resources Department

STATE OF OREGON
WATER RESOURCES DEPARTMENT
ADJUDICATION SECTION

TO: Reed Marbut
FROM: Don Knauer

DATE: December 12, 1991

SUBJECT: Indorsement of SWR-1

I have completed a review of the registration statement form, map and evidence submitted by the following claimant. I have made a inspection of the property identified in the claim and I have reviewed the WRD records. Based on my review and inspection I suggest the following information be included on the " Notice of Proposed Order " under ORS 539.240 (8):

NAME: Mildred A Herman
ADDRESS: 3060 NE Johnson St
Roseburg OR 97470

SOURCE: Four unnamed springs and South Fork Deer Creek, all tributaries of South Umpqua River.

USE: Stockwater

PRIORITY DATE: 1865

AMOUNT OF WATER FOR EACH CLAIMED USE:

0.045 CFS for livestock watering. Being 0.01 CFS from each of the four springs and 0.005 from South Fork Deer Creek.

DIVERSION POINTS:

Unnamed Spring (1)	SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 25, T. 27 S., R 5 W., W.M.
Unnamed Spring (2)	NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 25, T. 27 S., R 5 W., W.M.
Unnamed Spring (3)	NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 25, T. 27 S., R 5 W., W.M.
Unnamed Spring (4)	NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 25, T. 27 S., R 5 W., W.M.
South Fork Deer Creek	SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 25, T. 27 S., R 5 W., W.M.

PLACE OF USE:

Spring (1)	Stockwater	SW $\frac{1}{4}$ NW $\frac{1}{4}$
Spring (2)	Stockwater	NW $\frac{1}{4}$ NE $\frac{1}{4}$
Spring (3)	Stockwater	NE $\frac{1}{4}$ NE $\frac{1}{4}$
	Stockwater	NW $\frac{1}{4}$ NE $\frac{1}{4}$
Spring (4)	Stockwater	NE $\frac{1}{4}$ NE $\frac{1}{4}$
	Stockwater	NW $\frac{1}{4}$ NE $\frac{1}{4}$
South Fork Deer Creek	Stockwater	SW $\frac{1}{4}$ NW $\frac{1}{4}$

Section 25,
Township 27 S., Range 5 W., W.M.

PERIOD OF USE:

Stock watering from Springs 1,2,3,4 allowed year round and from South Fork Deer Creek from April 1 Through September 30.

FILE C:\WP51\SWR\CLAIMANT\SWR-0001.0IM

SWR-1
 Debeaux
 8-9-90

TOWNSHIP 27S RANGE 5W W. M. SECTION 25

NE		NW		SW		SE		APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER
NE	NW	SW	SE	NE	NW	SW	SE			
ACREAGE IN LOT OR LEGAL SUBDIVISION AS SHOWN ON GOVERNMENT PLAT. IF OTHER THAN 40 ACRES										
					Municipal			58356	44016	50
STK	STK			STK				SWR-1		
				STK 5/24				SWR-2		

TO: FILE SWR-1

AUGUST 16, 1991

FROM: DON KNAUER

CONTACT: MILDRED A. HERMAN
BY: DON KNAUER & DWIGHT FRENCH

We met Ms. Herman at her home in Roseburg. We told her Mr. Powell, a relative of hers and neighbor who filed SWR-2, had explained the water use on all of the old ranch. She told us we need to be careful of what Mr. Powell said because he wanted all of the old ranch but only got part of it.

She said she has sold her property to Bill Carter of Roseburg. It's on a seven year contract so she still has an interest in the property. I told her we would contact Mr. Carter and she should let him know about the registration.

We told her Mr. Powell had shown us the spring at P.O.D. #1 and had explained all the P.O.D.'s and pipe systems.

She made a change on the form.

Mr. Powell said a spring at P.O.D. #2 goes to an open trough at the barn in NWNE section 25. He said springs at P.O.D.'s 3 & 4 are piped together then to barns in the NENE and storage tanks in NWNE then to trough at barn. The pipe system from P.O.D. #2 is not connected to the pipe system from P.O.D.'s 3 & 4. The two stock storage tanks are 1000 gallons each.

Mr. Powell said he didn't know anything about portable stock watering troughs being used on the property as shown on the map. He's lived here all his life and hasn't seen that.

cc: SWR-2

SWR-0001.002

TO: FILE SWR-2

AUGUST 15, 1991

FROM: DON KNAUER

CONTACT: CLIFFORD W. POWELL
BY: DON KNAUER & DWIGHT FRENCH

We met with Mr. Powell on his property. He explained his water use to us. He said his in-house use is water delivered by the City. His use from the unnamed spring, which is not identified on his map, was for stockwater and irrigation. He said his use from South Fork Deer Creek is supplemental irrigation and stockwater.

Mr. Powell took us up to the unnamed spring which is identified on his SWR-1 map as P.O.D. #1. I've put a copy of that map in this file. He said the pipe runs from the spring to the four metal storage tanks (8' long x 4' diameter) which are plumbed together. A pipe runs to a trough at the barn east of the road. A pipe runs across the road to his yard where he uses the water for irrigation. There is a pump in South Fork Deer Creek which pumps water to the four storage tanks as a supplemental supply. This supplemental use generally is in summer and fall when the spring flow is lowest.

Mr Powell made three changes to his form. It appears I should send it back to have him add the spring as a source. We can use Ms. Herman's, SWR-1, map for the location.

cc: SWR-1

SWR-0002.001



STATE OF OREGON

INTEROFFICE MEMO

TO: SWR-1 (Mildred A. Herman) File

DATE: September 27, 1990

FROM: Don Knauer

SUBJECT: Registration Statement Review

Item #1 Lists North Umpqua River but should show South Umpqua River.

Item #7 Shows locations NW NW, NE NW, SE NW, and SW NE but no pipeline is shown on map.

Item #11 Remarks shows diversion point #5 "Has been in use since 1865 ±" What about diversion points 1 thru 4?

Map: Q. A. Brown and M. A. Herman are the names on the map but M. A. Herman is the name on the registration statement.

Done by Shaner Engineering, Roseburg.

0651

[Handwritten signature]

*#3? IS IT 0.01
FROM SPRINGS?*

*SELLING TO: BILL CARTER (7 YEAR CONTRACT)
HIS WIFE WORKS AT SHERIFFS OFFICE*

*SEE C. POWELL REPORT ABOUT
SPRINGS - ER*

SURFACE WATER REGISTRATION CHECKLIST
(Received Prior to July 18, 1990)

UNADJUDICATED DRAINAGE? yes

SWR # 1

RECEIPT # 57347

CHECK TO SEE IF ENCLOSURES ARE THERE DONE 8-9-90 DEK

ACKNOWLEDGEMENT LETTER ✓

ENTER ON STREAM INDEX ✓

CHECK BASIN MAP DONE 8-9-90 DEK

CHECK QUADRANGLE MAP DONE 8-9-90 DEK

GLO PLATS 9/7/90 DEK

REVIEW FORM:

- Blanks filled out
- Signed
- Date received stamped
- Date received filled out

MAP:

- Location of diversion point to govt corner
- pipelines, CANALS, DITCHES, ETC
- Place of use NEEDS WORK 8-9-90 DEK
- Scale
- Section, Township, Range
- North arrow

WATER RIGHT RECORD CHECK 8-9-90 DEK

ENTER ON PLAT CARDS ✓

BASIN 16



STATE OF OREGON

INTEROFFICE MEMO

TO: Adjudication Section

DATE: 08/29/91

FROM: Gary Ball, Watermaster

A handwritten signature in black ink, appearing to read "GB", written over the printed name "Gary Ball".

SUBJECT: Surface Water Registrations - No Comment

I have no comment on the SWR's of which I have made copies of the first page and attached.

July 31, 1991

Mildred A. Herman
3060 NE Johnson St
Roseburg, OR 97470

RE: Surface Water Registration

Dear Mildred A. Herman:

We are meeting with all of the Surface Water Registration claimants in the Roseburg-Coquille area the week of August 12 - 16. This is to confirm that we have agreed to meet at your residence on Friday, August 16, at approximately 8:30 a.m.

As I discussed with you on the phone, there are a couple things on your form that may need some clarification.

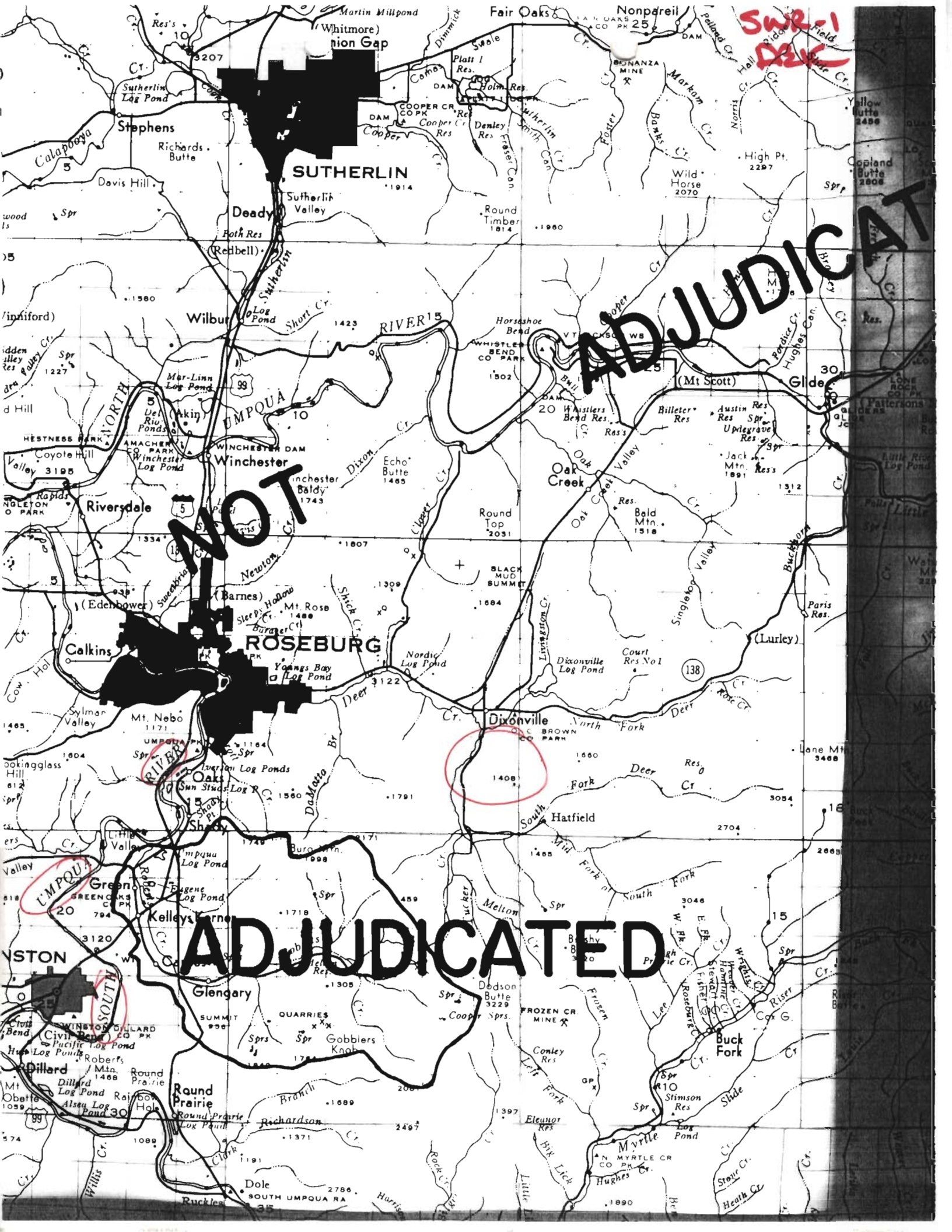
If you are unable to keep the appointment please contact me to see if we can arrange another meeting time. I can be reached in Salem 378-3739. If I am unavailable, please ask for Don Knauer.

Sincerely,

Dwight French
Adjudications Section



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



SW-1 DEK

NOT

ADJUDICATED

ADJUDICATED

SUTHERLIN 1914

ROSEBURG

1408

WILBUR

WINCHESTER

DIXONVILLE

WILSON

GLENGARY

BUCK FORK

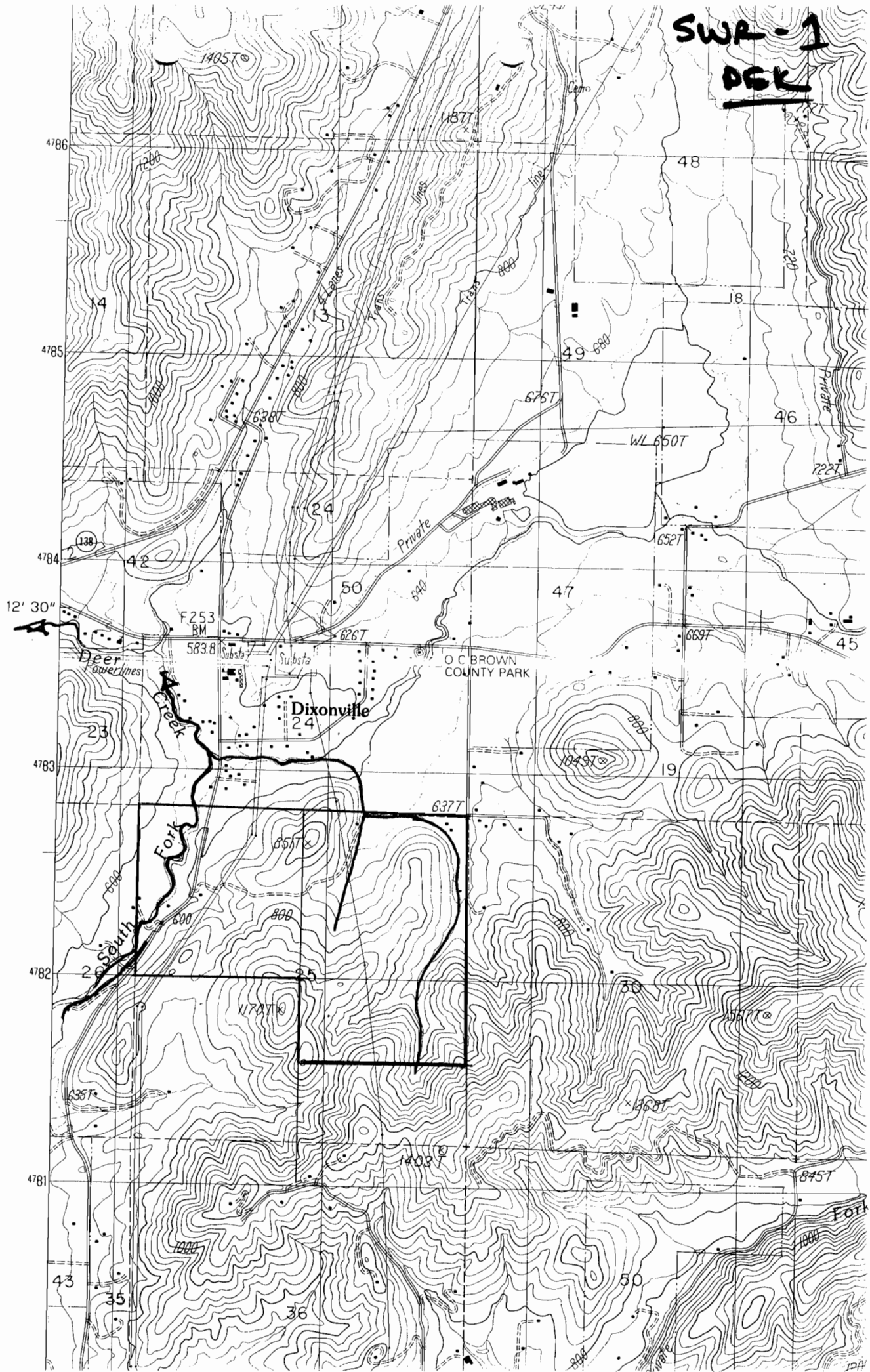
DILLARD

ROUND PRAIRIE

MYRTLE

SWA-1
OGK

TO S. Umpqua RIVER
12' 30" A



Shaner Engineering, Inc.

CIVIL ENGINEERING IN THE NORTHWEST

MAIL: P.O. BOX 1430 • ROSEBURG, OREGON 97470

RECEIVED

MAR 14 1989

March 14, 1989

Oregon Water Resources Department
3850 Portland Road, N.E.
Salem, Oregon 97310

re: Adjudication,
Mildred A. Herman

Attention: Mr. Larry W. Jebousek, Mgr.
Adjudication Section

Dear Mr. Jebousek:

Enclosed is the corrected Registration Statement Claiming a Right to Appropriate Surface Water in the name of Mildred A. Herman. It is corrected as per your letter of March 9 and our ensuing discussion.

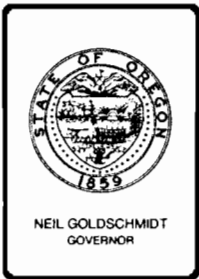
Yours truly,

Bruce A. Shaner
Bruce A. Shaner,
Professional Engineer

Encl: Registration Statement,
Original

cc: Mildred A. Herman

certified return receipt



Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3066

March 9, 1989

Bruce A. Shaner
Shaner Engineering, Inc.
P.O. Box 1430
Roseburg, OR 97470

Dear Mr. Shaner:

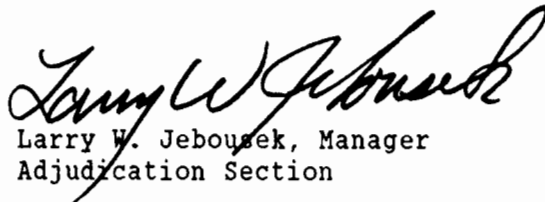
This will acknowledge your Registration Statement Claiming a Right to Appropriate Surface Water in the name of Mildred Herman. Accompanying the Registration Statement were four maps, a warranty deed (Brown-Herman Ranch), affidavits, water usage (South Fork Deer Creek and Springs), and pictures. The fees in the amount of \$200.00 were also received for which our receipt numbered 57347 is enclosed. Your Registration Statement has been accepted and numbered SWR-1.

Item No. 7 describes stock use in two 40's. The statement in the remarks section indicates not all stock tanks are shown.

Any use to be claimed under this registration statement must be shown on the map and described in Item No. 7.

I am returning the registration form for completion. If you have any questions, please contact me.

Sincerely,


Larry W. Jebousek, Manager
Adjudication Section

LWJ:jt

Enclosures

cc: Mildred Herman
Gary Ball, Watermaster

Shaner Engineering, Inc.

PLANNING • SURVEYING • ENGINEERING

P. O. BOX 1430

ROSEBURG, OREGON 97470

RECEIVED

FEB 23 1989

WATER RESOURCES DEPT.

SALEM, OREGON

February 21, 1989

Oregon Water Resources Department
3850 Portland Road NE
Salem, Oregon 97310

Re: Registration Statement claim-
ing a Right to Appropriate Sur-
face Water, Mildred A. Herman

Dear Sirs:

Enclosed is a Registration Statement claiming a Right to Appropriate Surface Water for the Quincy A. Brown and Mildred A. Herman ranch east of Roseburg. The Brown family have owned and lived on all or part of the property(s) since about 1865_±. The water right claim is for water from the South Fork of Deer Creek and from four springs, all on the property.

A portion of the above Brown and Herman ranch was sold to Clifford W. Powell (a family member) in 1988 and Mr. Powell has also applied for part of the water that has historically been used by said Brown and Herman ranch. Powell's application is enclosed herewith in a separate envelope.

Affidavits as to long term use of the water on the Brown - Herman Property from the South Fork Deer Creek (said affidavits refer to what was then known as the Wilbur Hugh Brown property) and separate affidavits as to the use of the springs' water are enclosed.

Yours truly,

BA Shaner

Bruce A. Shaner
Professional Engineer

Encl:

1. Registration Statement and four maps
2. Warranty Deed (Brown-Herman Ranch)
3. Affidavits, Water Usage:
 - a. So. Fork Deer Creek
 - b. Springs
4. Registration Fees' Check (\$200.00)
5. Pictures

Certified Return Receipt

QUINCY A. BROWN, Grantor, conveys and warrants to MILDRED A. HERMAN, Grantee, the following described real property, free of encumbrances except as specifically set forth herein:

An undivided one-half (1/2) interest in and to the following:

Parcel 1:

The West half of the Northeast quarter, and the Northwest quarter of the Southeast quarter of Section 25, Township 27 South, Range 5 West, W.M., Douglas County, Oregon.

Parcel 2:

The E 1/2 of the NE 1/4 and the NE 1/4 of the SE 1/4 of Section 25, Township 27 South, Range 5 West, W.M., Douglas County, Oregon, excepting therefrom all that portion described as follows:

Beginning at a 3/4 inch iron rod in the North line of said Section 25, from which the NE corner of said Section bears South 89° 37' 30" East 291.8 feet. Thence South 0° 55' 30" East 339.16 feet to a 3/4 inch iron rod; thence continuing South 0° 55' 30" East 5.0 feet to the center line of creek; Thence North 55° 25' 30" West 612.10 feet along center line of said creek to a 3/4 inch iron rod in the North line of said Section 25; Thence South 89° 37' 30" East 498.43 feet along said Section line to the point of beginning, containing 1.99 acres, more or less.

ALSO excepting the following further portion or parcel: Beginning at a 3/4 inch iron rod on the North line of Section 25, which point is North 89° 37' 30" West 40 feet from the NE corner of said Section 25, in Township 27 South, Range 5 West, W.M.; Thence South 0° 19' East 338.89 feet to a 3/4 inch iron rod; thence North 89° 40' 30" West 248.2 feet to a 3/4 inch iron rod; thence North 0° 55' 30" West 339.16 feet to a 3/4 inch iron rod; thence South 89° 37' 30" East along the North line of said Section 25, 251.8 feet to the place of beginning.

Parcel 3:

~~Lots 11 and 12, Block 21, KINNEY'S IMPROVED PLAT, Roseburg, Oregon.~~

An undivided three-tenths (3/10) interest in and to the following:

BEGINNING at the Northeast corner of the Northwest quarter of Section twenty-five (25), Township

Ranch property

twenty-seven (27) South of Range five (5) West, and running thence South forty (40) chains, thence West forty (40) chains, thence North two (2) chains, thence North 31° East 8.50 chains, thence North 15° East 17.50 chains, thence North 14 chains, thence East 31.25 chains, to the place of beginning, containing 135.25 acres, more or less.

(Excepting therefrom that parcel sold to C. W. Powell & F. G. Powell, Instrument No. 88-0288, Deed Records of Douglas County, Oregon)

The true and actual consideration for this conveyance is \$ nil, stated in terms of dollars. This conveyance is made by Grantor to Grantee in consideration of love and affection.

DATED this 14 day of April, 1975.

WATER RESOURCES DEPT. SALEM, OREGON

Quincy A. Brown QUINCY A. BROWN

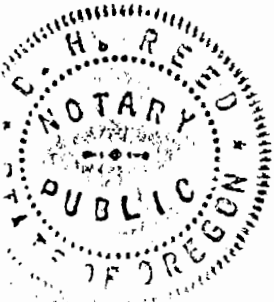
STATE OF OREGON)) ss. COUNTY OF DOUGLAS)

April 14, 1975

Personally appeared the above-named QUINCY A. BROWN and acknowledged the foregoing instrument to be his voluntary act and deed.

Before me:

[Signature] Notary Public for Oregon My Commission Expires: 4/7/78



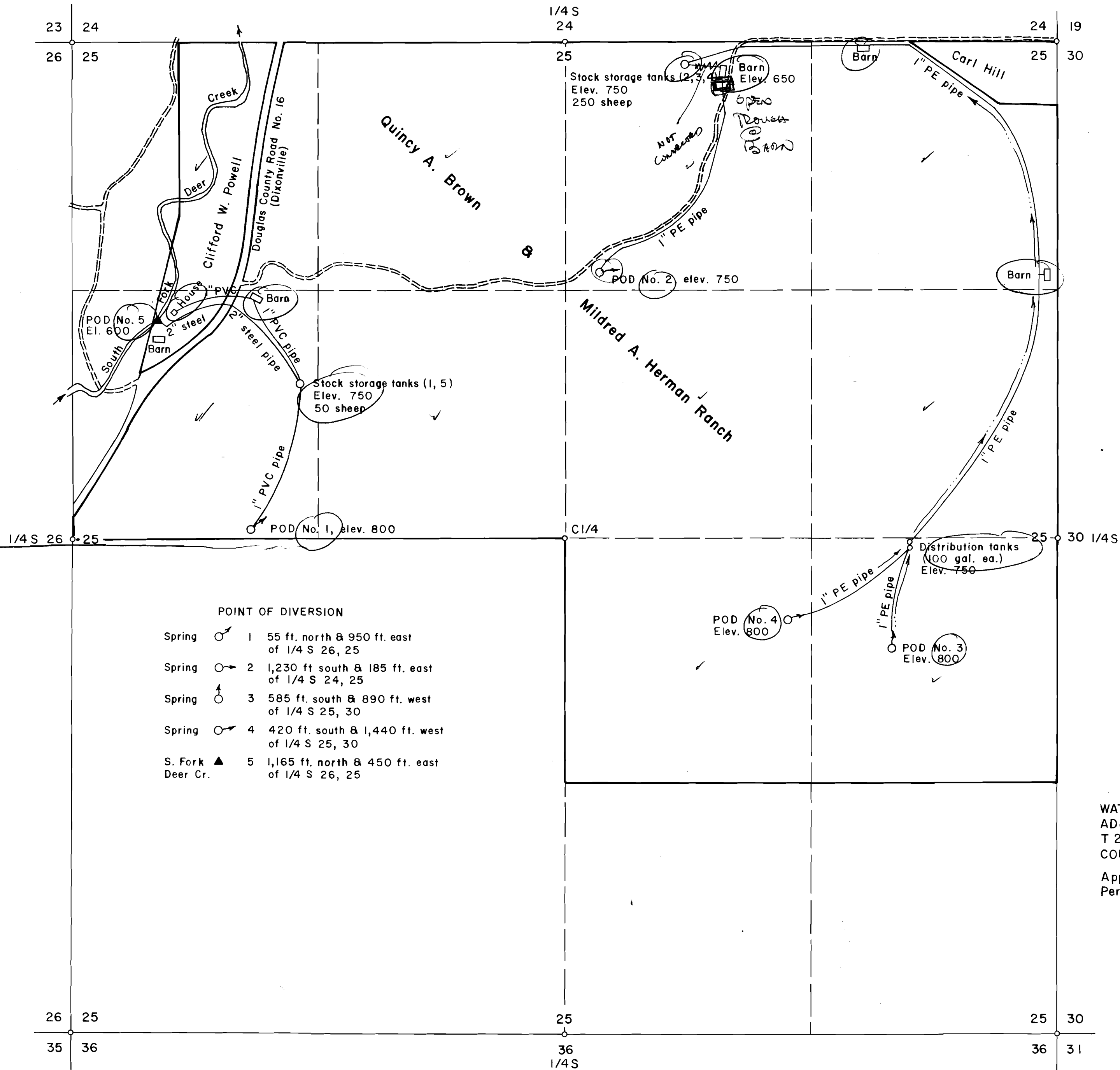
75- 5369

400 pl No. STATE OF OREGON } ss. COUNTY OF DOUGLAS }

I, Doris L. Wadsworth, County Clerk and ex-officio Recorder of Conveyances, in and for said County, do hereby certify that the within instrument was filed APR 29 1975 at 10:03 AM and Recorded in Volume 569 at Page 201 of BOOK OF RECORDS Records of Douglas County, Oregon.

Until a change is requested all tax statements shall be sent to the following address:

DORIS L. WADSWORTH



- POINT OF DIVERSION**
- Spring 1 55 ft. north & 950 ft. east of 1/4 S 26, 25
 - Spring 2 1,230 ft south & 185 ft. east of 1/4 S 24, 25
 - Spring 3 585 ft. south & 890 ft. west of 1/4 S 25, 30
 - Spring 4 420 ft. south & 1,440 ft. west of 1/4 S 25, 30
 - S. Fork 5 1,165 ft. north & 450 ft. east of 1/4 S 26, 25

Scale: 1" = 400 ft.

B.A. Shaner

WATER USE REGISTRATION MAP FOR ADJUDICATION IN SECTION 25, T 27 S, R 5 W, W. M., DOUGLAS COUNTY, OREGON

Application No. _____
 Permit No. _____

For: Mildred A. Herman & Quincy A. Brown
 3060 NE Johnson St.
 Roseburg, Oregon 97470

By: Shaner Engineering, Inc.
 P. O. Box 1430
 Roseburg, Oregon 97470

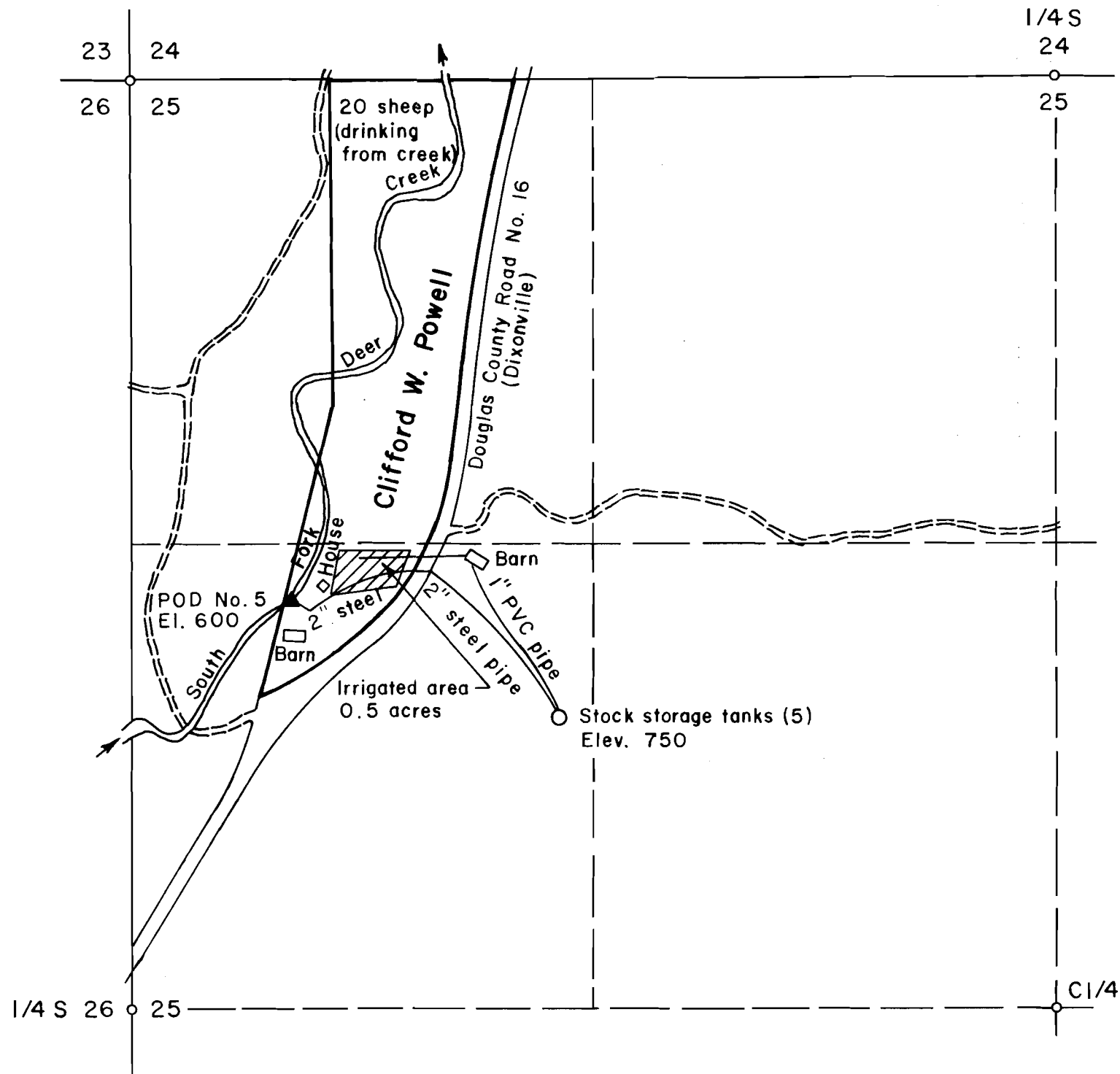
February 20, 1989

RECEIVED

FEB 22 1989

WATER RESOURCES DEPT.
 SALEM, OREGON

*Checked
 Aug 9, 1990
 [Signature]*

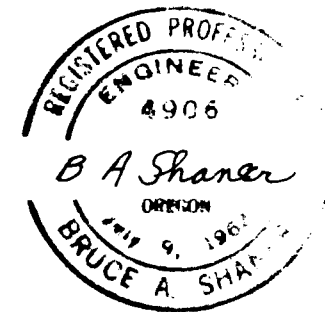


POINT OF DIVERSION

S. Fork ▲ 5 1,165 ft. north & 450 ft. east
 Deer Cr. of 1/4 S 26, 25



Scale: 1" = 400 ft.



WATER USE REGISTRATION MAP FOR
 ADJUDICATION IN THE W 1/2 NW 1/4
 OF SECTION 25, T 27 S, R 5 W, W. M.,
 DOUGLAS COUNTY, OREGON

Application No. _____
 Permit No. _____

For: Clifford W. Powell
 17804 Dixonville Rd.
 Roseburg, Oregon 97470

By: Shaner Engineering, Inc.
 P. O. Box 1430
 Roseburg, Oregon 97470

February 20, 1989

Point of Diversion #5
S. Fork Deer Creek

Clifford
W. Powell

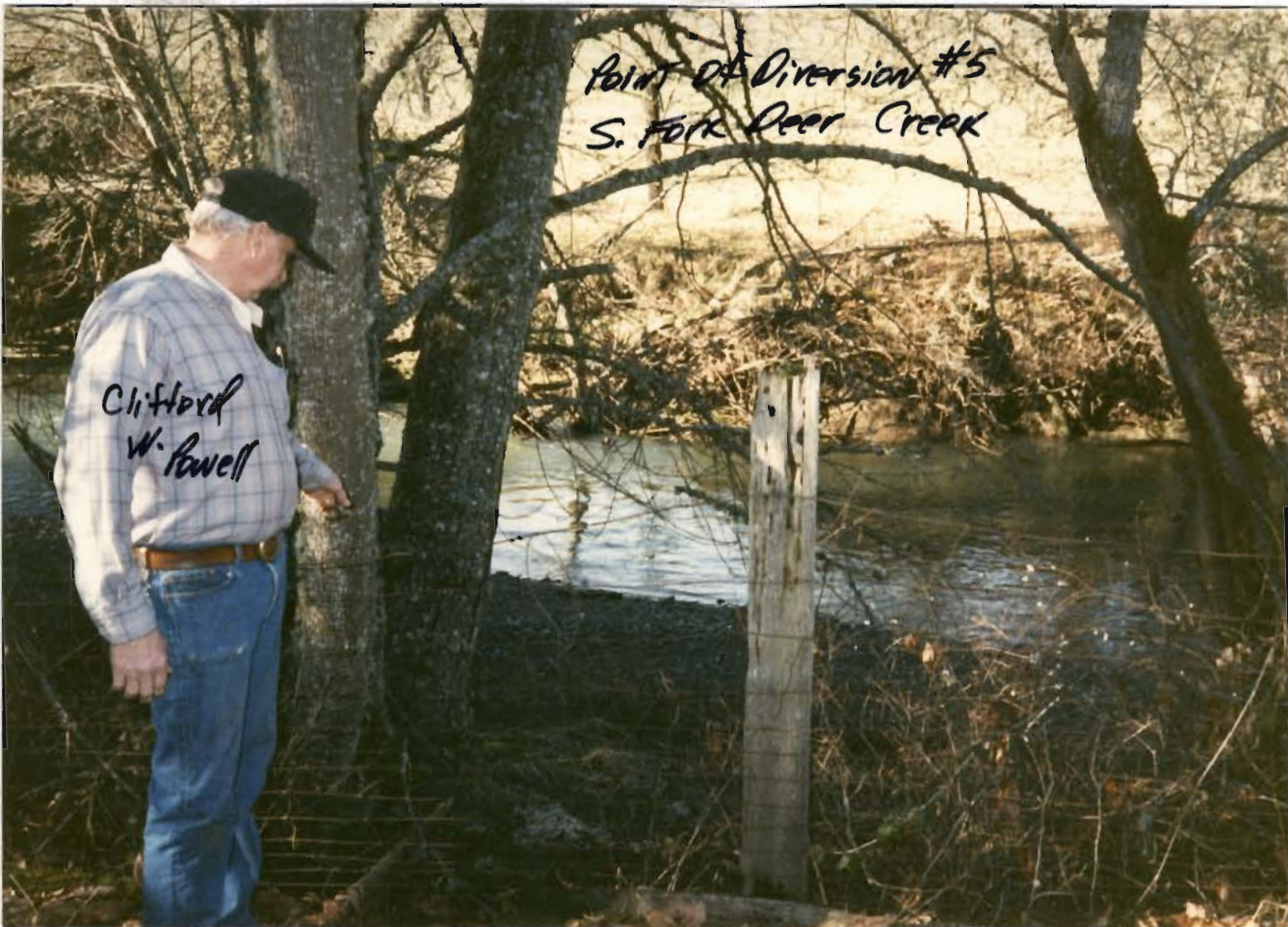


Stock Storage Tanks
(1,5)



Point of Diversion #5
S. Fork Deer Creek

Clifford
W. Powell



Stock Storage Tanks
(1,5)



