

STATE OF OREGON
WATER RESOURCES DEPARTMENT
ADJUDICATION SECTION

TO: Reed Marbut
FROM: Don Knauer

DATE: April 23, 1992

SUBJECT: Indorsement of SWR-30

I have completed a review of the registration statement form, map and evidence submitted by the following claimant. I have made an

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: Harry D. Young
ADDRESS: 3247 Wild River Dr
Roseburg OR 97470

SOURCE: Springs, unnamed streams, and Buckhorn Creek all tributaries of North Umpqua River.

USE: Stockwater.

PRIORITY DATES: See Below

AMOUNT OF WATER FOR EACH CLAIMED USE:

0.18 CFS for stockwater being 0.01 CFS from each diversion point.

<u>PRIORITY DATE</u>	<u>DIV. PT. & PLACE OF USE</u>	<u>SOURCE</u>
May 24, 1866	DLC 39 (SE $\frac{1}{4}$ SE $\frac{1}{4}$) Sec. 1, T27 S, R4 W WM DLC 38 (NW $\frac{1}{4}$ NW $\frac{1}{4}$) Sec. 6, T27 S, R3 W WM	Buckhorn Creek #11 Spring #2
Nov. 31, 1872	DLC 37 (NW $\frac{1}{4}$ NW $\frac{1}{4}$) Sec. 6, T27 S, R3 W WM	Unnamed Stream #12
March 13, 1882	Lot 1 (NW $\frac{1}{4}$ NW $\frac{1}{4}$) Sec. 6, T27 S, R3 W WM Lot 1 (NW $\frac{1}{4}$ NW $\frac{1}{4}$) Sec. 6, T27 S, R3 W WM Lot 2 (SW $\frac{1}{4}$ NW $\frac{1}{4}$) Sec. 6, T27 S, R3 W WM NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 6, T27 S, R3 W WM NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 6, T27 S, R3 W WM NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 6, T27 S, R3 W WM NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 6, T27 S, R3 W WM NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 6, T27 S, R3 W WM Lot 3 (NW $\frac{1}{4}$ SW $\frac{1}{4}$) Sec. 6, T27 S, R3 W WM NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 6, T27 S, R3 W WM NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 6, T27 S, R3 W WM SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 6, T27 S, R3 W WM SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 6, T27 S, R3 W WM SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 6, T27 S, R3 W WM	Spring #1 Unnamed Creek #13 Unnamed Stream #14 Unnamed Stream #15 Unnamed Stream #16 Unnamed Stream #17 Spring #7 Spring #9 Spring #10 Spring #4 Spring #8 Spring #6 Spring #5 Unnamed Stream #18

March 3, 1899 Lot 5 (SE $\frac{1}{4}$ NW $\frac{1}{4}$) Sec. 6, T27 S, R3 W WM Spring #3

PERIOD OF USE:

Stockwatering allowed all year.

FILE C:\WP51\SWR\CLAIMANTS\SWR-0030.0IM

TO: FILE SWR-30

AUGUST 15, 1991

FROM: DON KNAUER

CONTACT: HARRY D. YOUNG

BY: DON KNAUER & DWIGHT FRENCH

We met with Mr. Young on his property. He explained his water use to us. He said there were no developments at most of the surface water sites. The only sites with any kind of development are #3 and #4 where he said a hole had been dug for stock to drink from.

As we looked at the map he gave the following information:

Points of diversion as shown on the map:

- #1 = stock drink from spring
- #2 = same
- #3 = hole dug at spring
- #4 = same
- #5 = stock drink from spring
- #6 thru #10 = same
- #11 = stock drink from creek
- #12 thru #18 = same

He said that he might have as a TOTAL 100 head of cows on his property at this time. He said he wouldn't often have more than that.

We drove around his place and looked at a few of the sites and the general lay of the land.

NOTE: Should send map back for correction.

SWR-0030.001

James. A. Abbott

Geo. J. Chapman

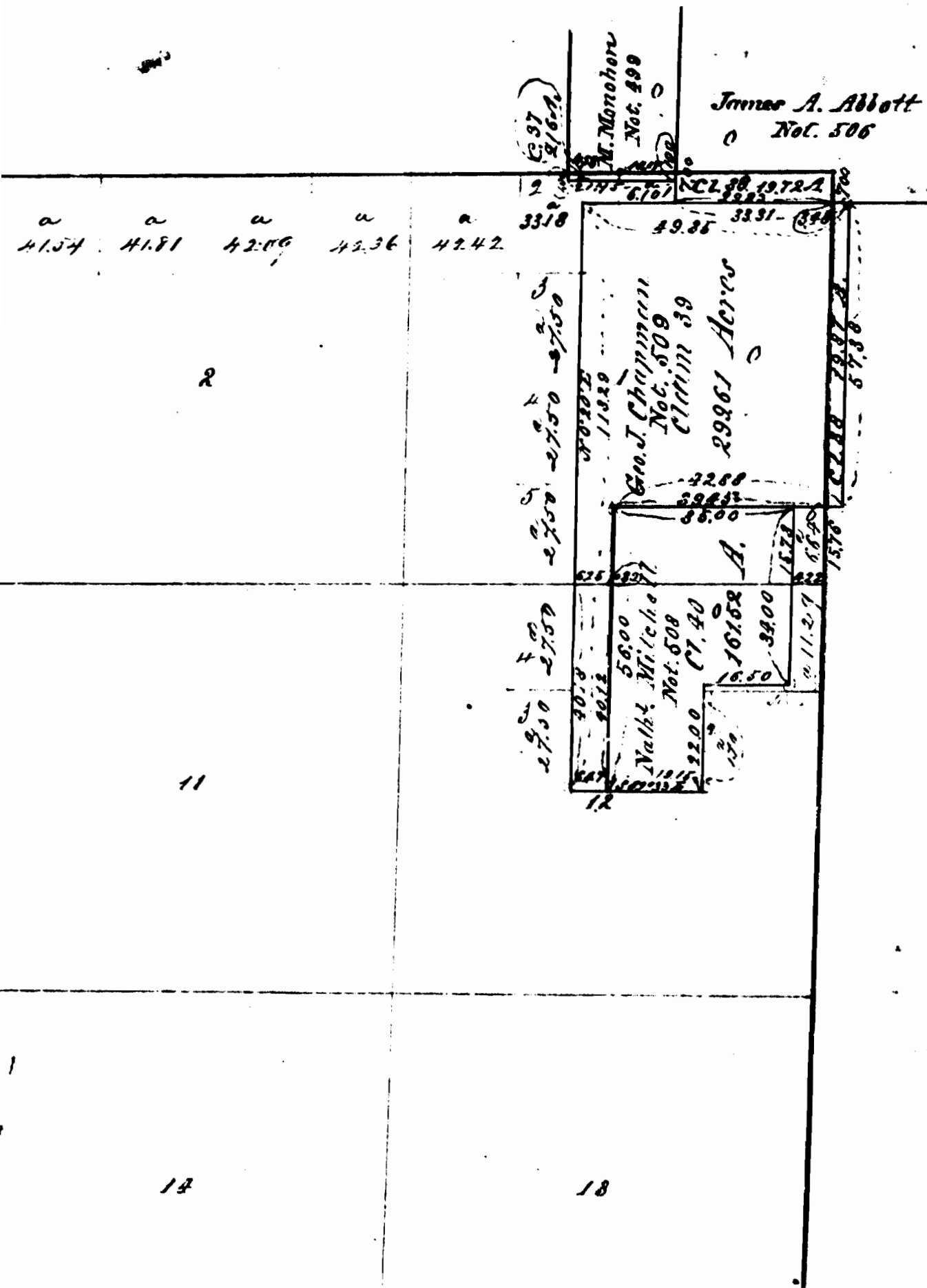
12.72, 21.17, 34.29, 10.00, 10.00, 10.13, 10.38, 10.63

33.04, 39.77, 41.50, 41.50

1526, 1527

5, 6, 7

est Willamette Mer.



SURFACE WATER REGISTRATION CHECKLIST

(received after July 18, 1990)

RECEIPT # 72961

CHECK ENCLOSURES DeK

CHECK BASIN MAP DeK

UNADJUDICATED AREA yes

SURFACE WATER REGISTRATION NUMBER 30

ACKNOWLEDGEMENT LETTER DeK

ENTER ON STREAM INDEX DeK

CHECK QUADRANGLE MAP DeK

CHECK GLO PLATS _____

FORM REVIEW

- ☒ blanks filled in
- ☒ signed
- ☒ date received stamped
- ☒ date received filled out on back

MAP REVIEW

- ☐ diversion point location _____ MAP SHOWS DIV. PT BUT
- ☐ conveyances (pipes, ditch, etc.) NO CONVEYANCES
- ☒ place of use
- ☒ scale
- ☒ township, range, section
- ☒ north arrow
- ☒ CWRE stamp

EXISTING WATER RIGHT RECORD CHECK DeK

ENTER ON PLAT CARDS DeK

SWE 30

BASIN 16



TO: Adjudication Section

DATE:

08/29/91

FROM: Gary Ball, Watermaster

GB

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.

F-10-1

SLP-3 1251

F-10-1

July 31, 1991

Harry D. Young
3247 Wild River Dr
Roseburg, OR 97470

RE: Surface Water Registration

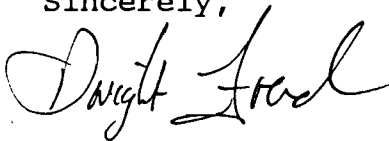
Dear Mr. Young:

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 ranch property on Thursday, August 15, at approximately 9:00 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

SECTION 6[illegible]

NP 25621-690

SECTION 1[illegible]



TO: Gary Ball

FROM: Adjudication Section

SUBJECT: Surface Water Registration

April 9, 1991
DATE:

Enclosed is a registration that has been filed on pre-1909 surface water uses in your area. SWR #30

Please comment on the validity of the claim especially as it might relate to:

- priority date,
- quality of water,
- place of use, and
- continuous use without five or more consecutive years of non-use within the past 15 years.

Thank you for your assistance.

tle

0666

SURFACE WATER REGISTRATIONS

The following surface water registrations were filed in the office of the Water Resources Director during the period of April 1, 1991 to April 5, 1991. By law, all water within the state belongs to the public (ORS 537.110). Persons who began using water prior to February 24, 1909, or who have a federal reserved water claim may register that claim as a vested water right. These persons may receive an approved order of registration from the Director which entitles them to appropriate the water until the right is finally determined by a court.

Persons, agencies or other interested parties are invited to provide comments on the following registrations. Comments should address whether the claim contains:

1. a wrong priority date,
2. a wrong quantity of water,
3. a wrong area of use,
4. a use that has been forfeited by five or more consecutive years of non-use less than fifteen years ago, or
5. a use that has been intentionally abandoned.

Comments on these registrations should be directed to the Adjudications Section of the Department at the above address, and must be received within 30 days from the date of this notice.

MARION CO.

SWR 29

WALTER KLOPFENSTEIN, 3732 CASCADE HWY, SILVERTON, OREGON 97381, A SPRING, TRIBUTARY OF SILVER CREEK FOR DOMESTIC. 0.01 CFS, TOTAL OF 0.5 ACRE, DECEMBER 1850.
SW 1/4 NW 1/4 SECTION 10, T 7 S, R 1 W, W.M.

DOUGLAS CO.

SWR 30

HARRY D. YOUNG, 3247 WILD RIVER DRIVE, ROSEBURG, OREGON 97470, SPRINGS, UNNAMED CREEK AND BUCKHORN CREEK, TRIBUTARIES OF LITTLE RIVER FOR STOCK. 0.18 CFS, 1866.
SE 1/4 SE 1/4 SECTION 1, T 27 S, R 4 W, W.M.
NW 1/4 NW 1/4 SECTION 6, T 27 S, R 3 W, W.M.
SE 1/4 NW 1/4 SECTION 1, T 27 S, R 4 W, W.M.
NW 1/4 SE 1/4 SECTION 1, T 27 S, R 4 W, W.M.
SW 1/4 SE 1/4 SECTION 1, T 27 S, R 4 W, W.M.
SE 1/4 SW 1/4 SECTION 1, T 27 S, R 4 W, W.M.
NE 1/4 SW 1/4 SECTION 1, T 27 S, R 4 W, W.M.
NW 1/4 SW 1/4 SECTION 1, T 27 S, R 4 W, W.M.
SW 1/4 NW 1/4 SECTION 1, T 27 S, R 4 W, W.M.

INSTREAM WATER RIGHTS

CLACKAMAS/MULTNOMAH

71480 Randy Fisher, Director of Oregon Department of Fish and Wildlife, PO Box 59, Portland OR 97207, has proposed an Instream Water Right (IWR) for a reach of SANDY RIVER, a tributary of COLUMBIA RIVER. The quantity of water requested varies from 400 TO 2000 cubic feet per second during the year. The flows would provide for FALL CHINOOK SALMON AND WINTER STEELHEAD. The reach of the river identified by the IWR is described as being from BULL RUN RIVER (NW 1/4 NW 1/4 Section 31, Township 1 SOUTH, Range 5 EAST, W.M.) downstream to THE MOUTH (Section 14, Township 1 NORTH, Range 3 EAST, W.M.). The length of the IWR is 18.5 miles.

April 8, 1991

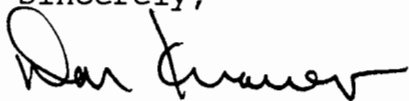
Harry D. Young
3247 Wild River Drive
Roseburg, Ore. 97470

Dear Mr. Young,

This will acknowledge your Registration Statement Claiming a Right to Appropriate Surface Water in the name of Harry D. Young. The fees in the amount of \$200.00 have been received and our receipt # 72961 is enclosed. Your registration statement has been accepted and numbered SWR-30.

In the future we will review your form and either file it as submitted or return it for completion or correction.

Sincerely,



Don Knauer
Adjudication Specialist

enc

cc: Bruce A. Shaner

A:ALETTER



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

STATE OF OREGON
WATER RESOURCES DEPARTMENT
RECEIPT # 72581 3850 PORTLAND ROAD NE
SALEM, OR 97310
578-3739/378-8130 (FAX)

RECEIVED FROM: Harry H. Young
BY:

APPLICATION	
PERMIT	
TRANSFER	

CASH: ☐ CHECK: # 242 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 200.00

01-00-0 WRD MISC CASH ACCT

842.010	ADJUDICATIONS	\$ <u>200.00</u>
831.087	PUBLICATIONS/MAPS	\$
830.650	PARKING FEES Name/month	\$
	OTHER: (IDENTIFY)	\$

02-00-0 FEDERAL FUNDS

OTHER: (IDENTIFY)	\$
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03-00-0 WRD OPERATING ACCT

MISCELLANEOUS:

840.001	COPY 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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69001 SUSPENSE ACTIVITY

842.115	POWER LICENSE FEE(FW)	LIC NUMBER	\$
842.115	HYDRO LICENSE FEE(FW)		\$
832.009	HYDRO EXAM FEE(GF)		\$

RECEIPT #

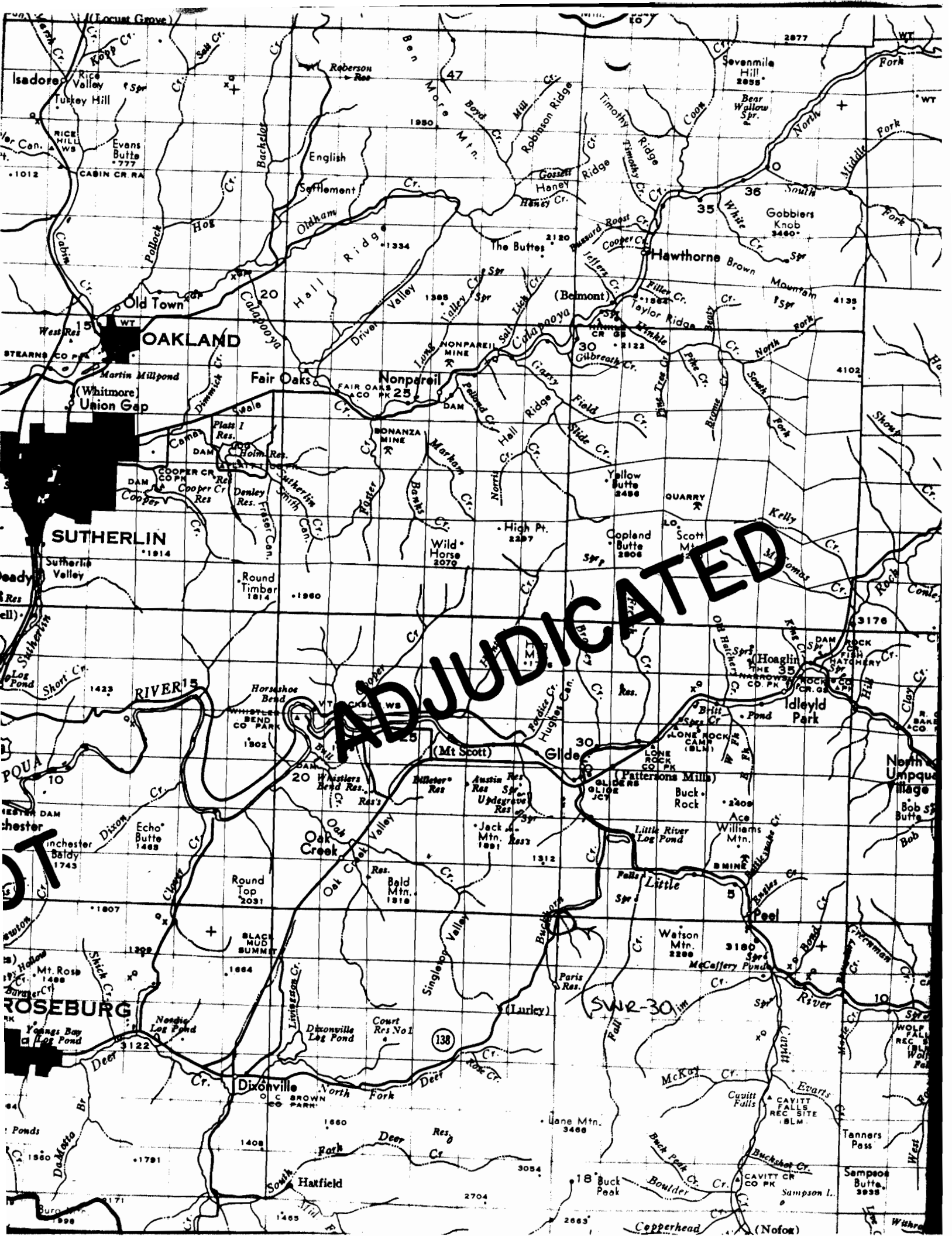
DATED: 4-8-91

BY: D. Acheson

Distribution—White Copy-Customer, Yellow Copy-Fiscal, Brown Copy-Fiscal

87012 16





Shaner Engineering, Inc.

CIVIL ENGINEERING IN THE NORTHWEST

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

RECEIVED

APR 05 1991

WATER RESOURCES DEPT.
SALEM, OREGON
April 4, 1991

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

re: Adjudication,
Harry D. Young

Attention: Mr. Reed Marbot, Manager,
Adjudication Section

Dear Mr. Marbot:

Enclosed is the Registration Statement for
Adjudication for pre 1909 Water Rights for the Harry D. Young ranch.

Yours truly,

Bruce A. Shaner
Bruce A. Shaner,
Certified Water Rights
Examiner

cc: Mr. Harry D. Young

Enclosures:

1. Property Description (Deed)
2. Affidavits (4) of Water Usage
3. Patents & very old deeds.
4. Maps (4)
5. Check for \$200.00

A F F I D A V I T**RECEIVED**

APR 05 1991

STATE OF OREGON)
) ss.
 COUNTY OF DOUGLAS)

WATER RESOURCES DEPT.
 SALEM, OREGON

I, Jeannette F. Smith, a citizen of the United States, residing at 10696 Buckhorn Road, Glide, Oregon 97443, being first duly sworn, on oath, depose and say:

I am now the age of 71 years and have been a continuous resident and inhabitant of Douglas County, Oregon since the year 1932. On August 8, 1938, I married Keith Smith and we lived thereafter on the Smith Ranch and I have lived here ever since. Our ranch (Smith Ranch) is adjacent the Harry D. Young ranch on its west boundary. The Harry D. Young ranch is some 400 acres in Section 6, T27S, R3W; Section 1, T27S, R4W and Section 31, T26S, R3W, W.M., Douglas County, Oregon; lying near Buckhorn Creek and enclosing an unnamed creek.

My husband Keith Smith's family had moved onto the Smith Ranch in 1914, purchasing it from an earlier settler. The Smiths were well acquainted with the Chapman family who had ranched the (now) Harry D. Young property since before 1900. It was well known locally that the Chapmans had ranched the property full time since early Oregon years and that their stock water came from the springs and the unnamed creek running through the ranch. Also their stock on the portion of the (now) Young ranch watered in a small portion of Buckhorn Creek, using a narrow strip of property for access to the Buckhorn Creek.

I was acquainted with Mr. & Mrs. Harold Barker, who owned the (now) Young Ranch, from 1939 to 1966.

To the best of my knowledge, the Young ranch has been in continuous stock production since before 1900, the ranch stock drinking water from all the ranch springs, the unnamed creek flowing through the ranch, and from a portion of Buckhorn Creek.

Jeannette F. Smith

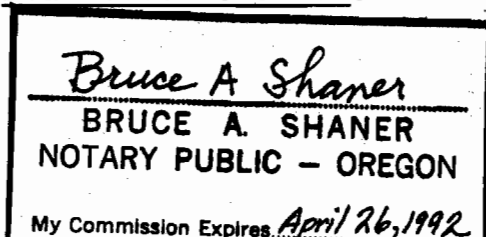
SIGNED & SWORN to before me on this 30th day of March, 1991, by Jeannette F. Smith.

STATE OF OREGON)
 COUNTY OF DOUGLAS) ss.
 I, GAY FIELDS, COUNTY CLERK AND RECORDER OF CONVEYANCES, DO HEREBY CERTIFY THAT THIS INSTRUMENT WAS RECORDED

1991 APR -3 AM 9:11

GAY FIELDS
 DOUGLAS COUNTY CLERK

IN THE OFFICIAL RECORDS OF DOUGLAS COUNTY
 BY *Nancy R. Davenport*
 DEPUTY



91-05096

HANDED

5001

A F F I D A V I T**RECEIVED**

APR 05 1991

STATE OF OREGON)
) ss.
 COUNTY OF DOUGLAS)

WATER RESOURCES DEPT.
 SALEM, OREGON

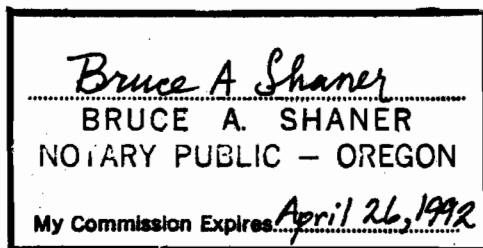
I, Harry D. Young, a citizen of the United States, residing at 3247 Wild River Drive, Roseburg, Oregon 97470 (the residence is physically located near Glide, Oregon), being first duly sworn, on oath, depose and say:

I am now the age of 75 years and have been a continuous resident of Douglas County, Oregon, since 1953. I became acquainted with Harold Barker and his ranch (now my ranch) at the time of moving to Douglas County (1953). In 1983 I purchased the ranch which is some 400 acres located in Section 6, T27S, R3W; Section 1, T27S, R4W and Section 31, T26S, R3W, W.M., Douglas County, Oregon; lying near Buckhorn Creek and enclosing an unnamed creek. I have operated the ranch since purchasing it as a cattle ranch, using the springs, the unnamed creek and Buckhorn Creek as water sources for the cattle. My son and his wife, Stanley D. and Linda D. Young, live on the ranch now.

I have owned other ranch properties and have general ranching experience and knowledge. According to all that I have heard locally from the long time residents, the ranch property has operated continuously as a stock ranch since the property was homesteaded from the U.S. Government. I believe this is true. All the springs have shown evidence as long time stock watering holes.

Harry D. Young

SIGNED & SWORN to before
 me on this 30th day of
March, 1991, by
Harry D. Young



STATE OF OREGON)
 COUNTY OF DOUGLAS) ss.
 I, GAY FIELDS, COUNTY CLERK AND RECORDER
 OF CONVEYANCES, DO HEREBY CERTIFY THAT
 THIS INSTRUMENT WAS RECORDED

1991 APR -3 AM 9:12

GAY FIELDS
 DOUGLAS COUNTY CLERK
 IN THE OFFICIAL RECORDS OF DOUGLAS COUNTY
 BY Nancy R. Davenport
 DEPUTY

FEE 5.00

A F F I D A V I T**RECEIVED**

APR 05 1991

STATE OF OREGON)
) ss.
 COUNTY OF DOUGLAS)

WATER RESOURCES DEPT.
 SALEM, OREGON

I, Harold F. Barker, a citizen of the United States, residing at 12139 Buckhorn Road, Glide, Oregon 97443, being first duly sworn, on oath, depose and say:

I am now the age of 82 years and have been a continuous resident and inhabitant of Douglas County, Oregon since the year 1909.

I have been well acquainted with the ranch property now owned by Harry D. Young, some 400 acres in Section 6, T27S, R3W; Section 1, T27S, R4W and Section 31, T26S, R3W, W.M., Douglas County, Oregon; lying near Buckhorn Creek and enclosing an unnamed creek.

H.B. My cousin, Mary F. Chapman and her husband, William E. Chapman, lived on the ranch from 1883 until 1939. I first visited the ranch at the age of 12 and regularly thereafter. In 1939 Mary F. Chapman, ^{Husband} passed away (died) and I bought the ranch and moved onto it with my wife, ^{Dorothy} V. Barker. We lived on the ranch from 1939 to 1966 and sold it then. Several other parties owned the ranch until it was last purchased by Harry D. Young, who presently owns it.

The ranch has continuously been in operation since 1883, with livestock (cattle, sheep & hogs) using all the ranch springs and the unnamed creek that flows through the center of the ranch for stock water throughout all this time. In addition, stock in the westerly pasture has always traveled the narrow strip of land that goes down to Buckhorn Creek and drunk water from Buckhorn Creek.

The ranch has been in continuous stock production since 1883, the ranch stock drinking water from all the ranch springs, the unnamed creek flowing through the ranch, and from a portion of Buckhorn Creek.

Harold F. Barker

SIGNED & SWORN to before me on this 29 day of March, 1991, by Harold F. Barker.

STATE OF OREGON)
 COUNTY OF DOUGLAS) ss.
 I, GAY FIELDS, COUNTY CLERK AND RECORDER
 OF CONVEYANCES, DO HEREBY CERTIFY THAT
 THIS INSTRUMENT WAS RECORDED

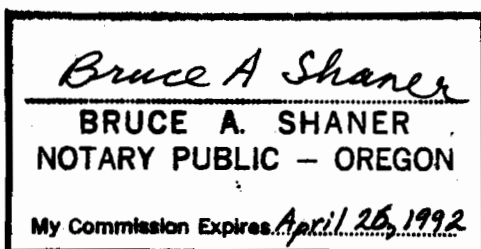
1991 APR -3 AM 9:15

GAY FIELDS
 DOUGLAS COUNTY CLERK

IN THE OFFICIAL RECORDS OF DOUGLAS COUNTY

BY *Nancy R. Duerp*
 DEPUTY

FEE 5.00



A F F I D A V I T**RECEIVED**

APR 05 1991

STATE OF OREGON)
) ss.
 County of Douglas)

WATER RESOURCES DEPT.
 SALEM, OREGON

I, Doris ~~Dorothy~~ V. Barker, a citizen of the United States of America, residing at 12139 Buckhorn Road, Glide, Oregon 97443, being first duly sworn, on oath, depose and say:

I am now the age of 79 years and have been a continuous resident and inhabitant of Douglas County, Oregon, since the year 1918.

I am well acquainted with the (now) Harry D. Young ranch, some 400 acres in Section 6, T27S, R3W; Section 1, T27S, R4W and Section 31, T26S, R3W, W.M., Douglas County, Oregon; the ranch lying near Buckhorn Creek and enclosing an unnamed creek;

I first visited the ranch in 1935 and in 1939 my husband, Harold F. Barker, and I bought the ranch and we moved onto it. We lived there and operated the ranch until we sold it in 1966.

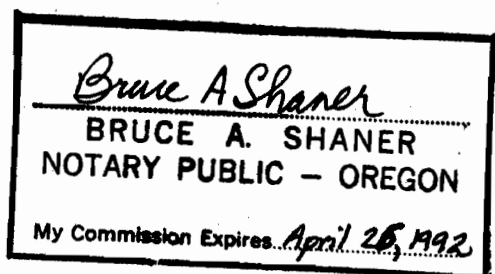
In 1939 we purchased the ranch from Mrs. Mary Chapman, my husband Harold Barker's cousin. It was common local knowledge that the Chapman family had lived on and operated the ranch since 1883.

Throughout those early times the ranch stock (Cattle, sheep and/or hogs) watered from all the ranch springs, the unnamed creek flowing through the ranch, and a small section of Buckhorn Creek that the ranch property extended to. The ranch was operated continuously and has continued so until this day.

Doris V. Barker

SIGNED AND SWORN to before me
 this 29th day of March, 1991,
 by Dorothy V. Barker.

Doris



STATE OF OREGON)
 COUNTY OF DOUGLAS) ss.
 I, GAY FIELDS, COUNTY CLERK AND RECORDER
 OF CONVEYANCES, DO HEREBY CERTIFY THAT
 THIS INSTRUMENT WAS RECORDED

1991 APR -3 AM 9:16

GAY FIELDS
 DOUGLAS COUNTY CLERK

IN THE OFFICIAL RECORDS OF DOUGLAS COUNTY

BY Nancy R. Davenport
 DEPUTY

FEE 5.00

Harry Young Ranch Property Description

89-16905

BOOK 1079 PAGE 689

RECEIVED

BARGAIN AND SALE DEED

HARRY D. YOUNG, and AUDREY M. YOUNG, husband and wife, (Grantors) do grant, sell, release and transfer to HARRY D. YOUNG and AUDREY M. YOUNG, Trustees of the YOUNG FAMILY TRUST u.a.d. October 30, 1989, all right, title and interest in and to the real property located in Douglas County, Oregon described as follows:

SEE ATTACHED LEGAL DESCRIPTIONS

The true consideration for this conveyance is valuable, but not expressed in dollars; the conveyance is made to organize the estates HARRY D. YOUNG and AUDREY M. YOUNG for improved administration of assets while alive and competent, and ease of transition thereafter.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSONS ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USE.

Until change is requested, all tax statements shall be sent to the following address: Mr. and Mrs. Harry D. Young, 3247 Wild River Drive, Roseburg, Oregon 97470.

DATED this 30 day of October, 1989.

Harry D. Young
HARRY D. YOUNG
Audrey M. Young
AUDREY M. YOUNG

STATE OF OREGON)
County of Douglas) ss.

On October 30, 1989 personally appeared HARRY D. YOUNG and AUDREY M. YOUNG, who, being duly sworn, acknowledged the foregoing instrument to be their voluntary act and deed. Before me signed:

Volney M. Young
Notary Public for Oregon
My Commission Expires: 6-17-90

BARGAIN AND SALE DEED - 1

EXHIBIT "A"

RECEIVED

APR 10 1991

PARCEL 1

Beginning at a 5/8 inch iron rod from which the west quarter corner of Section 6, Township 27 South, Range 3 West, Willamette Meridian, Douglas County, Oregon, bears South 85° 04' West 505.13 feet; thence North 10° 38' 15" West 1328.05 feet to a 5/8 inch iron rod; thence North 79° 21' 45" East 820.00 feet to a 5/8 inch iron rod; thence South 10° 38' 15" East 1328.05 feet to a 5/8 inch iron rod; thence South 79° 21' 45" West 820.00 feet to the place of beginning, all in Section 6, Township 27 South, Range 3 West, Willamette Meridian, Douglas County, Oregon.

Also, the following described property: A 50 foot wide strip of land, 25 feet on each side of the following described centerline: Beginning at the intersection of the centerline of an existing gravel road and the westerly line of the above described parcel, from which point the southwest corner of said parcel bears South 10° 38' 15" East 714.86 feet; thence along said road, South 71° 18' West 303.0 feet, South 67° 32' West 470.0 feet, and South 58° 17' West 433.0 feet to the southeasterly line of Buckhorn County Road.

PARCEL 2

Beginning at the northwest corner of Section 6, Township 27 South, Range 3 West, Willamette Meridian, Douglas County, Oregon; thence South 89° 27' East 370.0 feet to a point on the township line; thence North 400 feet; thence East 1076.00 feet; thence South 00° 24' East 886.3 feet to a point on the south line of Donation Land Claim No. 37, Township 27 South, Range 3 West, Willamette Meridian; thence South 88° 49' West 1265.7 feet to the northeast corner of Donation Land Claim No. 38, Township 27 South, Range 3 West, Willamette Meridian; thence South 1° 16' West 1583.6 feet along the east line of said Claim No. 38 to the center of County Road; thence South 64° 05' West 913.1 feet along centerline of County Road; thence North 00° 32' West 767.9 feet; thence North 8° 45' East 1417.00 feet to a point on the left bank of Buckhorn Creek; thence North 41° 06' East 438.4 feet to a point on the township line; thence South 89° 36' East 174.4 feet to place of beginning, and being situated in Section 1, Township 27 South, Range 4 West, Willamette Meridian, and Section 6, Township 27 South, Range 3 West, Willamette Meridian, and Section 31, Township 26 South, Range 3 West, Willamette Meridian, Douglas County, Oregon.

continued

Exhibit "A" cont.
Page 2

BOOK 848 PAGE 463

Lots 1, 2, 3, and 5, and the Northwest quarter of the Southeast quarter, and the Southeast quarter of the Northwest quarter, and the Northeast quarter of the Southwest quarter of Section 6, Township 27 South, Range 3 West, Willamette Meridian, Douglas County, Oregon.

Beginning at the southeast corner of George J. Chapman Donation Land Claim in Township 27 South, Ranges 3 and 4 West, Willamette Meridian, Douglas County, Oregon; thence West (Var. 19 1/2° East) 16.75 chains; thence North 1.00 chains; thence East 8.50 chains; thence North 23.23 chains; thence East 8.25 chains to the east line of aforesaid claim; thence South 24.23 chains to the place of beginning.

Beginning at a point on the east line of George J. Chapman Donation Land Claim in Township 27 South, Ranges 3 and 4 West, Willamette Meridian, 24.23 chains North from the southeast corner thereof; thence North (Var. 19 1/2° East) 8.92 chains to the middle of County Road; thence South 63 1/2° West 9.19 chains along road; thence South 5.00 chains; thence East 8.25 chains to the place of beginning, all in Douglas County, Oregon.

The Southwest quarter of the Southeast quarter and the Southeast quarter of the Southwest quarter of Section 6, Township 27 South, Range 3 West, Willamette Meridian, Douglas County, Oregon.

~~EXCEPTING THEREFROM the following:~~

~~Beginning at a 5/8 inch iron rod from which the west quarter corner of Section 6, Township 27 South, Range 3 West, Willamette Meridian, Douglas County, Oregon, bears South 85° 04' West 505.13 feet; thence North 10° 38' 15" West 1328.05 feet to a 5/8 inch iron rod; thence North 79° 21' 45" East 820.00 feet to a 5/8 inch iron rod; thence South 10° 38' 15" East 1328.05 feet to a 5/8 inch iron rod; thence South 79° 21' 45" West 820.00 feet to the place of beginning, all in Section 6, Township 27 South, Range 3 West, Willamette Meridian, Douglas County, Oregon.~~

~~Also, the following described property: A 50 foot wide strip of land, 25 feet on each side of the following described centerline: Beginning at the intersection of the centerline of an existing gravel road and the westerly line of the above described parcel, from which point the southwest corner of said parcel bears South 10° 38' 15" East 714.86 feet; thence along said road, South 71° 18' West 303.0 feet, South 67° 32' West 470.0 feet, and South 58° 17' West 433.0 feet to the southeasterly line of Buckhorn County Road.~~

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APR 05 1981

WATER RESOURCES DEPT
SALEM, OREGON

STATE OF OREGON |
COUNTY OF DOUGLAS | SS.
I, GAY FIELDS, COUNTY CLERK AND RECORDER
OF CONVEYANCES, DO HEREBY CERTIFY THAT
THIS INSTRUMENT WAS RECORDED

1989 NOV -2 AM 8:51

GAY FIELDS
DOUGLAS COUNTY CLERK
IN THE OFFICIAL RECORDS OF DOUGLAS COUNTY

BY *Michael Engel*
DEPUTY
PER 20-

✓
Young

89-16905

United States
 Geo. J. Chapman & wife

The United States of America
 To all to whom these presents
 shall come greeting. Whereas there
 has been deposited in the General
 Land Office of the United States a certificate
 numbered two hundred and eleven of the
 Register and Receiver at Portland, Oregon
 whereby it appears that by the provisions of
 the Act of Congress approved the 24. day of
 September 1851 entitled "An Act to create
 the Office of Surveyor General of the Public Lands
 in Oregon, and to provide for the survey
 and to make donations to settlers of the
 public lands" and the legislation supple-
 mental thereto the claim of George J.
 Chapman and his wife Eliza Jane Chap-
 man of Douglas County Oregon. Notification
 No. 549 has been established to a Donation
 of One half section or three hundred and
 twenty acres of land, and that the same
 has been surveyed, and designated as
 claim Number thirty eight being part
 of section six in Township twenty seven
 South of Range three West and claim
 Number thirty nine being parts of sections
 One and three in Township twenty seven
 South of Range four West according to the
 Official plat of the survey returned to the
 General Land Office by the Surveyor
 General being bounded and described
 as follows to wit. Beginning at a point
 seven chains South and eighty seven
 links West from the North East corner of
 Township twenty seven South of Range four
 West, and running thence East forty nine
 chains and thirty five links - thence South
 fifty seven chains and thirty eight links -
 thence West forty two chains and eighty eight
 chains South fifty six chains - thence
 West six chains and forty seven links
 and thence North twenty minutes East
 One hundred and thirteen chains and
 twenty nine links to the place of beginning

Box B, Page 260

46
in the District of lands subject to sale at Roseburg,
Oregon containing three hundred and nineteen acres
forty eight hundredths of an acre - Now know ye
that the United States of America in Considera-
tion of the premises and in conformity with the
provisions of the act aforesaid have given and
granted, and by these presents do give and grant
unto the said George Chapman and his heirs
the North half and unto his wife the said
Eliza Jane Chapman and to her heirs the South
half of the tract of land above described
To have and to hold the said tract unto
the said Chapman and to the said George
Chapman and his wife Eliza Jane Chapman
and to their heirs and assigns forever, their
respective portions as aforesaid

In Testimony whereof Andrew Johnson
President of the United States has caused
these Letters to be made patent, and the
Seal of the General Land Office hereunto
hereunto affixed

Given under my hand at the City of
Washington the Twenty fourth day of May
in the Year of our Lord One thousand Eight
hundred and sixty six and of the indepen-
dence of the United States the Ninetieth.

By the President

Andrew Johnson

(Seal)

By Edm. D. Hill Secretary

J. A. Stranger Receiver of the
General Land Office

Recorded Vol. 5 Page 378

Recorded May 4th 1866

L. L. Williams

County Clerk

and to his heirs and assigns forever, subject to any all water rights or mining, agricultural, manufacturing or other purposes, and rights to ditches and reservoirs in the Constitution, with such other rights as may be recognized and acknowledged by the local customs, laws, and decisions of Courts, and also subject to the right of the proprietor of a vein or lode to obstruct and remove his ore therefrom should the same be found to penetrate or intersect the premises hereby granted as provided by law.

In testimony whereof I Ulysses Grant President of the United States of America have caused these letters to be made patent and the seal of the General Land Office to be hereunto affixed.

Given under my hand at the City of Washington the twenty sixth day of July in the year of our Lord one thousand eight hundred and seventy two, and of the Independence of the United States the thirty seventh.
By the President U. S. Grant

By J. B. Sturgis Asst Secretary
Recorded Vol 2 Page 61 C. B. Boynton, Recorder of the General Land Office

Records Nov 25 1872
L. S. Williams
County Clerk

Jo. M. McCullough } Know all men by these
C. J. Chapman } presents that one John
James his wife in Consideration of thirty three
hundred dollars good coin bought by
C. J. Chapman of Douglas County Oregon
do hereby bargain sell and convey to said
C. J. Chapman his heirs and assigns
forever the following described parcel of Real Estate
to wit: Beginning at a point 6th chs south and
10.00 chs E. of the S. E. corner of Sec 36 in Twp
ship 26 South of Range 4 West. thence South
40.00 chs thence West 40.00 chains thence North
40.00 chs thence East 40.00 chains to place of
beginning containing 16th acres. Also the following

also the following premises, viz the Donation claim
of James A. Abbott and wife situated in
Township 26 & 27 South of Range 3 & 4 West
Containing 321 1/2 acres all of said land being
and situated in Douglas County State of Oregon
do have and hold the same with all the
privileges and appurtenances thereunto belonging
to the said G. J. Chapman and his heirs said
Assigns forever. And do covenant with
the said G. J. Chapman and his legal Repre-
sentatives forever, that the said premises are
free from all pincumbrances and that we
well and our heirs and administrators shall
warrant and defend the same to the said
G. J. Chapman and his heirs and assigns
forever against the lawful claims and
demands of all persons whatsoever
In Witness whereof we have hereunto set our
hands and seals this 13th day of November
A.D. 1872

(Signed) John McCullough Deaf
Rebecca Jane McCullough Deaf

Executed in presence
of M. J. Helman
J. H. Pontexter

State of Oregon } ss
Grant County }

This Certifies that on
this 13th day of November 1872 before me the
undersigned personally appeared the within
named John McCullough & Rebecca J
McCullough known to me to be the persons
described in and who executed the within
instrument and acknowledged the same to
be their free act and deed and Rebecca
J McCullough wife of said John Mc-
Cullough on a private examination made
by me separate and apart from her
said husband acknowledged to me that
she executed the same freely and volun-
tarily and without fear or compulsion
from anyone

In Witness whereof I hereunto set my
hand and seal the day and ye as last
above written

(Signed) James Robinson

(Seal)

By J. H. Pontexter
Deputy

Recorded Nov 26 1872 L. L. Williams Clerk

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WATER RESOURCES DEPT
SALEM, OREGON

Unick & Lott
R. J. Lott

Recorded Vol 14
Page 481. Books
Lumpkin Co. Oregon
Sept. 19, 1863
C. J. Marshall
Book 10

54



(4-405.)

THE UNITED STATES OF AMERICA,

To all to whom these presents shall come, Greeting:

Homestead Certificate No. 1341

APPLICATIONS 2637 and 3286

of the LAND OFFICE at Roseburg, Oregon

Whereas There has been deposited in the GENERAL LAND OFFICE of the United States a CERTIFICATE OF THE REGISTER

whereby it appears that, pursuant to the Act of Congress

approved 20th May, 1862, "To secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim

of Richard L. Cannon has been established and duly consummated, in conformity to law, for the

lots numbered one, two, and three, the north-east quarter of the south-west quarter, and the north-west quarter of the south-east quarter of section six in township twenty-seven south of range three west of Willamette Meridian in Oregon containing one hundred and sixty-seven acres, and fifty-five hundredths of an acre.

according to the OFFICIAL PLAT of the Survey of the said Land, returned to the GENERAL LAND OFFICE by the SURVEYOR GENERAL:

Now know ye, That there is, therefore, granted by the United States unto the said Richard L. Cannon

the tract of Land above described: To have and to hold the said tract of Land, with the appurtenances thereof, unto the said Richard L. Cannon and to his

heirs and assigns forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts, and also subject to the right of the proprietor of a vein or lode to extract and remove his ore therefrom, should the same be found to penetrate or intersect the premises hereby granted, as provided by law.

In testimony whereof I, Chester A. Arthur, President of the United States of America,

have caused these letters to be made Patent and the seal of the GENERAL LAND OFFICE to be hereunto affixed.

Given under my hand, at the City of Washington, the thirtieth day of March, in the year of our Lord one thousand eight hundred and eighty-six, and of the Independence of the United States the one hundred and sixth

By the President:

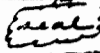
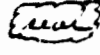
Chester A. Arthur
By M. J. Cook, Secretary.

J. W. Leach, Recorder of the General Land Office.

Abram May & - To Samuel Marks et al

This Indenture Witnesseth: That Abram May and Leitha Ellen May his wife for and in the consideration of Five - Hundred Dollars to them paid have bargained and sold and by these presents do bargain sell and convey unto Samuel Marks and Asker Marks the following described premises to-wit: The East half of the South East quarter, the South West quarter of the South East quarter and the South East quarter of the South West quarter of Section Six in Township twenty seven South of Range Three (3) West of the Willamette Meridian in Douglas County Oregon and containing One Hundred and Sixty Acres Together with all and singular the tenements hereditaments and appurtenances therewith belonging or in any wise appertaining To Have unto to hold the said premises with their appurtenances unto the said Samuel Marks and Asker Marks their heirs and assigns forever. And we the said Abram May and Leitha Ellen May do hereby covenant to and with the said Samuel Marks and Asker Marks their heirs and assigns that we are the owners in fee simple of said premises: That they are free from all incumbrances and that we will warrant and defend the same from all lawful claims whatsoever. In Witness whereof we have set our hands and seals this 24th day of July A.D. 1889.

Done in presence of
F. H. Beckwood
R. W. Starr
Territory of Washington }
County of Douglas }

Abram May 
Leitha Ellen May 
mark

On this 24 day of July A.D. 1889 personally came before me in and for said County the within named Abram May and Leitha Ellen May his wife to me known to be the identical persons described in and who executed the foregoing conveyance: and acknowledged to me that they executed the same freely for the uses and purposes therein named. And the said Leitha Ellen May on examination separate and apart from her husband acknowledged to me that she executed the same freely and without fear or compulsion from anyone.

Witness my hand and official seal this the day and year in the certificate



R. W. Starr
Notary Public

STATE OF OREGON,

County of

Douglas

ss.

ON THIS, the

9th

day of June

A. D.

1893, personally came before me,

The County Clerk

named

W.E. Chapman

and

his wife, to me personally known to be the identical person described in and who executed the foregoing conveyance, and acknowledged to me that he executed the same freely, for the uses and purposes therein

named. And the said on examination separate

and apart from her said husband, acknowledged to me that she executed the same freely, and without fear

or compulsion from any one.

WITNESS my hand and official seal, this the day and year in the Certificate above written.

A. N. Benson
County Clerk



Warranty Deed.

FROM

W.E. Chapman

TO

Mary A. Chapman

STATE OF OREGON,

County of Douglas

ss.

I certify that the within was received and duly recorded by me in Douglas County Records, Vol. 99 of Deeds.

Page 165, on the 9th day of June A. D. 1893.

A. N. Benson

County Clerk

By J. A. Chapman, Deputy

NOTICE.—This deed should be filed at once with the County Clerk for record.

Filed June 9-1893
Paid

THIS INDENTURE, WITNESSETH, That

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and Jan APR 05 1991 his wife for and in consideration of me paid, have Bargained **WATER RESOURCES DEPT. SALEM, OREGON** presents do Bargain, Sell and Convey unto

Mary A. Chapman, the following described premises, to-wit:

The lots numbered one (1) two (2) and three (3) the north east quarter of the south west quarter the north west quarter of the south east quarter and the south east quarter of the north west quarter of Section Six (6) in Township (27) South of Range three (3) West of Willamette meridian in Douglas County Oregon containing two hundred and seven and 55/100 acres.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Mary A. Chapman her heirs and assigns forever. And I the said W. E. Chapman

do hereby covenant to and with the said

Mary A. Chapman his heirs and assigns, that I the owner in fee simple of said premises; that they are free from all incumbrances, and that I will Warrant and Defend the same from all lawful claims whatsoever.

IN WITNESS WHEREOF, I have set my hand and seal this 9th day of June A. D. 1893.

Done in Presence of

A. N. Benson
J. E. Chapman

W. E. Chapman

Seal
Seal

excepting - 3.5
Mrs. R.E. Belsley
Circuit
48-59

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APR 05 1991

WATER RESOURCES DEPT.
SALEM, OREGON



Feb. 75

DEED

STATE OF OREGON

TO

W.E. Chapman

STATE OF OREGON,

County of

ss.

Douglas

I Certify, That the within was received

and duly recorded by me in

Douglas

County Records, Book of Deeds, Vol. 38

Page 170, on the 26 day

of April - 1979

J.F. Gayley

Recorder.

By C.S. Jackson

Filed April 22 at 4:20 PM 1979

J.F. Gayley Clerk

By C.S. Jackson

J.F. Gayley

STATE OF OREGON.

In Consideration of

Eighty Five and $\frac{73}{100}$ DOLLARS,paid to the State Land Board, the State of Oregon does hereby grant,
bargain, sell and convey unto H. E. Chapmanthe following described lands, to wit, situate in Douglas County,
Oregon:—

Lot Five of Section Six Township
Twenty Seven South, Range Three West of
Willamette Meridian, containing 34 $\frac{1}{2}$
acres.

To Have and to Hold the same, unto the said

H. E. Chapman, his

heirs and assigns forever.

Witness the seal of the State Land Board,