



Oregon Water Resources Department  
 725 Summer Street NE, Suite A  
 Salem Oregon 97301-1266  
 (503) 986-0900  
 www.wrd.state.or.us

# Certificate of Water Right Ownership Update

## NOTICE TO SELLERS & BUYERS:

By law, all water belongs to the public (ORS 537.110). In almost every instance, a permit or water right certificate from the Water Resources Department is needed before using, diverting or storing water (ORS 537.130). However, most domestic wells do not require water rights. A certificate of water right stays with the land. In order to keep track of water right ownership, the Department requests that this form be submitted to the Department. ***If for multiple rights, a separate form for each right will be required.***

Water that has been used for a long time in one place or that involves a water structure (like a dam) that already exists is no guarantee that there is a water right which would allow the water use to continue.

If you have any questions about this form or water right requirements, please contact your local watermaster or call the Water Resources Department at 503-986-0900.

*Note: Please type or print legibly when filling in the following information. Use additional paper if necessary.*

## PROPERTY SELLER INFORMATION

Applicant(s): Rex Britt, Personal Representative of the Estate of Robert Britt  
First Last  
 Mailing Address: 1995 J Street  
Springfield, OR 9777  
City State Zip  
 Phone: (541) 513-0974  
Home Work Other

## PROPERTY BUYER INFORMATION

Applicant(s): Debi Britt Mathis  
First Last  
 Mailing Address: 5955 Cimmaron  
Los Angeles CA 90047  
City State Zip  
 Phone: (323) 600-5363  
Home Work Other

## PROPERTY DESCRIPTION (attach additional pages if necessary):

County: Lane Township: 20 S Range: 1 W Section: 3 **RECEIVED BY OWRD**

Tax Lot Number(s): \_\_\_\_\_  
 Street address of water right property: \_\_\_\_\_ **SEP 26 2013**

Water Right Information (attach copy of water right permit or certificate & final proof map):  
 Application #: 17130 Permit #: 12854 Certificate or Page #: 14617 **SALEM, OR**

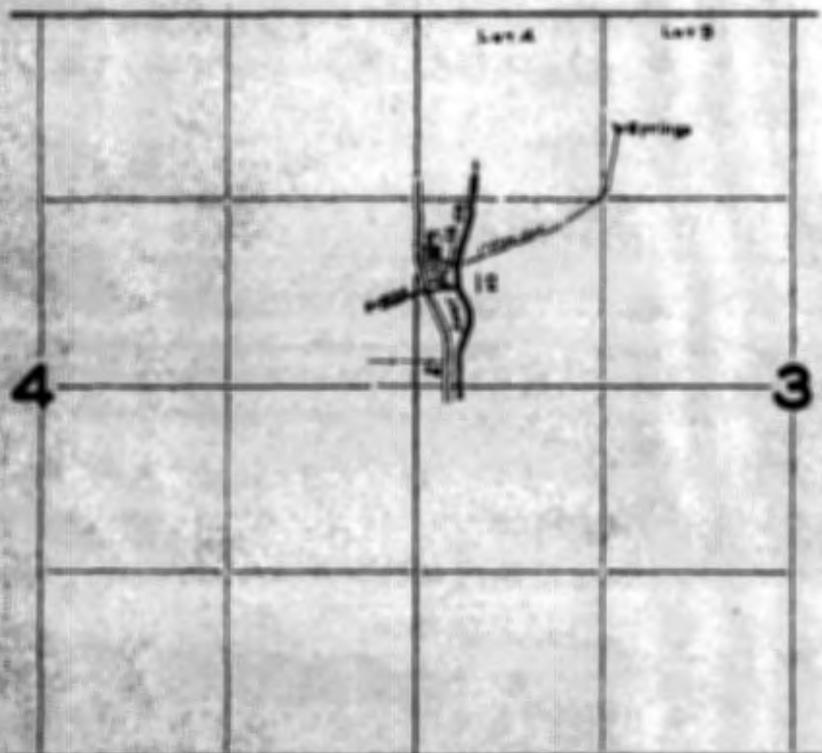
Will all the lands associated with this water right be owned by the buyer?  Yes  No

Name of individual completing this form: Rex Britt Phone: (541) 513-0974

Signature: \_\_\_\_\_ Date: 9-20-13

***Please be sure to attach a copy of your property deed or legal description of the property.***

T. 20 S., R. 1 W. W.M.



FINAL PROOF SURVEY  
UNDER

RECEIVED BY OWRD

Application No. 17130 Permit No. 12964  
IN NAME OF

SEP 26 2013

Mrs. Mae Barnell

SALEM, OR

Surveyed Sept. 16, 1953, by Geo. W. Anderson

After Recording Return To:  
Leahy, Van Vactor, Cox & Melendy, LLP  
188 West B Street, Building N  
Springfield, OR 97477

Until Requested otherwise,  
send all tax statements to  
Personal Representative:  
Rex B. Britt  
1995 J Street  
Springfield, OR 97477

Lane County Clerk  
Lane County Deeds and Records

2013-051211



\$47.00

01396490201300512110020021

09/23/2013 11:28:46 AM

RPR-DEED Cnt=1 Stn=1 CASHIER 05  
\$10.00 \$11.00 \$16.00 \$10.00

**DEED OF PERSONAL REPRESENTATIVE**

Rex Byron Britt, the duly appointed, qualified, and acting personal representative of the estate of Robert Daniel Britt, deceased, conveys to Rex Byron Britt and Debi Britt Mathis, tenants in common with rights of survivorship, all that real property situated in Lane County, Oregon, described as follows:

RECEIVED BY OWRD

See Exhibit A attached hereto and incorporated herein by reference. SEP 26 2013

The true consideration of this conveyance is other than monetary. SALEM, OR

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES 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 PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

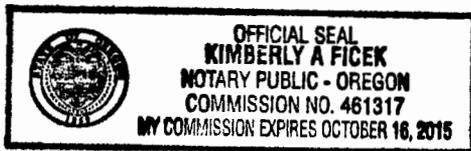
DATED this 20 day of September, 2013.

Rex Byron Britt  
Personal Representative of the Estate of  
Robert Daniel Britt, Deceased

STATE OF OREGON, County of Lane ) ss.

On the 20 day of September, 2013, personally appeared the above-named Rex Byron Britt and acknowledged the above instrument to be his voluntary act and deed as personal representative of the Robert Daniel Britt Estate.

SUBSCRIBED AND SWORN to before me on September 20, 2013.



Notary Public for Oregon  
My Commission Expires: 10-16-15

EXHIBIT A

Beginning at a point marking the Northeast corner of the Southwest quarter of the Northwest quarter, Section 03, Township 20 South, Range 01 West of the Willamette Meridian, Lane County, Oregon; running thence South 01 degrees 14' West along the East line of said Southwest quarter of the Northwest quarter 504.05 feet, more or less, to an iron pipe marking the Northeast corner of that certain tract of land conveyed to Peter G. Hollyer, et ux, by deed recorded June 12, 1972, Reception Number 3317, Lane County Oregon Official Records; thence West 1050.0 feet to the centerline of said Lost Creek; thence upstream following the centerline of said Lost Creek 135.0 feet, more or less, to the confluence of the centerline of Lost Creek with the centerline of Gosage Creek; thence Westerly along the centerline of Gosage Creek to a point where the centerline of said Gosage Creek intersects the East line of Lost Creek County Road; thence Northerly along the East line of said Lost Creek County Road to a point where the East line of said Lost Creek County road intersects the Southwest corner of that certain tract of land conveyed to Lee I. Taylor, et ux, by deed recorded April 4, 1955, Reception No. 53607, Deed Records of Lane County, Oregon, said point being 245.0 feet South of the North line of said Southwest quarter of the Northwest quarter;

thence East along the South line of said Taylor tract to the centerline of Lost Creek; thence Northerly along the centerline of said Lost Creek to a point where the centerline of said Lost Creek intersects the North line of said Southwest quarter of the Northwest quarter; thence East along the North line of said Southwest quarter 900.0 feet, more or less, to the point of beginning.

RECEIVED BY OWRD

SEP 26 2013

SALEM, OR

Permit A-1-1M-7-41

# STATE OF OREGON

## COUNTY OF LANE

### CERTIFICATE OF WATER RIGHT

This Is to Certify, That **MRS. MAE BARNETT**

of **Dexter**, State of Oregon **9743/**, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Seepage Springs

a tributary of Lost Creek Domestic and Irrigation, being 6 gallons per minute for irrigation and 2 gallons per minute for domestic under Permit No. 12854 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from October 15, 1937

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 10 gallons per minute,

RECEIVED BY OWRD

SEP 26 2013

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the Lot 3 (NE $\frac{1}{4}$  of NW $\frac{1}{4}$ ), Section 3, Township 20 South, Range 1 West, W. M. SALEM, OR

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 $\frac{1}{2}$  acre feet per acre for each acre irrigated during the irrigation season of each year, and shall be limited still further to a total diversion of not to exceed 10 gallons per minute,

and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

1.0 acre in the SW $\frac{1}{4}$  NW $\frac{1}{4}$ ,  
domestic use in the SW $\frac{1}{4}$  NW $\frac{1}{4}$ ,  
Section 3,  
T. 20 S., R. 1 W., W. M.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed this 31st day of March, 1945.

CHAS. E. STRICKLIN

State Engineer



188 West B Street, Bldg. N  
Springfield, OR 97477-4500

(541) 746-9621  
FAX (541) 746-4109

Matthew J. Cox  
Patrick S. Melendy  
Mary Bridget Smith  
Kay Hyde-Patton  
Taylor L.M. Murdoch  
Lauren A. King  
Joseph J. Leahy, Of Counsel

September 24, 2013

Oregon Water Resources Department  
725 Summer Street NE, Suite A  
Salem, OR 97301-1266

RECEIVED BY OWRD

Re: Certificate of Water Right Ownership Update

SEP 26 2013

Dear Sir/Madam:

SALEM, OR

Please find enclosed the following documents:

- Water Right Ownership Update forms, maps, Personal Representative's Deeds, and copies of original Certificate of Water Right for application Number 17130. Rex Britt and Debi Britt Mathis are tenants in common with rights of survivorship; and
- Water Right Ownership Update forms, maps, Personal Representative's Deeds, and copies of original Certificate of Water Right for application Number S 38761. Rex Britt and Debi Britt Mathis are tenants in common with rights of survivorship.

Please update your records.

Thank you for your attention to this matter.

Sincerely,

LEAHY, VAN VACTOR, COX & MELENDY, LLP

Kay Hyde-Patton

KHP:kaf

Enclosure

cc: client

Debi Britt Mathis



Oregon Water Resources Department  
 725 Summer Street NE, Suite A  
 Salem Oregon 97301-1266  
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 Mailing Address: 1995 J Street  
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City State Zip  
 Phone: (541) 513-0974  
Home Work Other

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SALEM, OR

## PROPERTY DESCRIPTION (attach additional pages if necessary):

County: Lane Township: 20 S Range: 1 W Section: 3  
 Tax Lot Number(s): \_\_\_\_\_

Street address of water right property: \_\_\_\_\_

Water Right Information (attach copy of water right permit or certificate & final proof map):

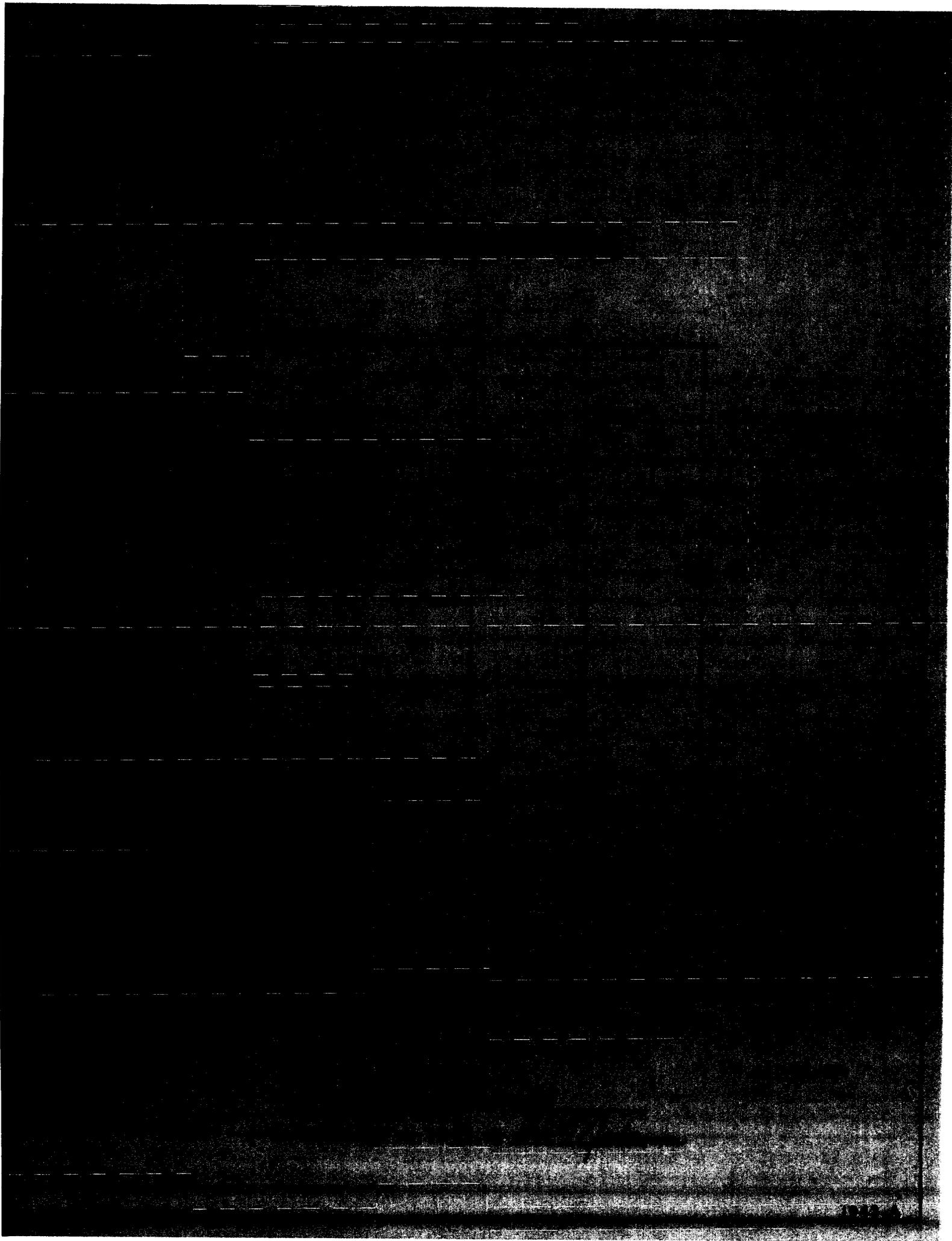
Application #: 17130 Permit #: 12854 Certificate or Page #: 14617

Will all the lands associated with this water right be owned by the buyer?  Yes  No

Name of individual completing this form: Rex Britt Phone: (541) 513-0974

Signature: [Signature] Date: 9-20-13

**Please be sure to attach a copy of your property deed or legal description of the property.**



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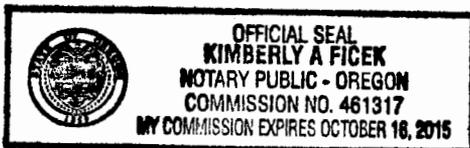
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Personal Representative of the Estate of  
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RECEIVED BY OWRD

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SALEM, OR

Permit A-1-1M-7-41

STATE OF OREGON  
 COUNTY OF LANE  
**CERTIFICATE OF WATER RIGHT**

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of Dexter, State of Oregon **9743/**, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Seepage Springs

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SEP 26 2013

SALEM, OR

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WITNESS the signature of the State Engineer, affixed

this 31st day of March, 1945

CHAS. E. STRICKLIN

State Engineer



188 West B Street, Bldg. N  
Springfield, OR 97477-4500

(541) 746-9621  
FAX (541) 746-4109

Matthew J. Cox  
Patrick S. Melendy  
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September 24, 2013

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Thank you for your attention to this matter.

Sincerely,

LEAHY, VAN VACTOR, COX & MELENDY, LLP

A handwritten signature in black ink, appearing to read "Kay Hyde-Patton".

Kay Hyde-Patton  
KHP:kaf

Enclosure

cc: client

Debi Britt Mathis