



**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): Yard Norman  
First Last  
 Mailing Address: 16844 State Hwy 138  
Oakland Oregon 97462  
City State Zip  
 Phone: \_\_\_\_\_  
Home Work Other

## PROPERTY BUYER INFORMATION

RECEIVED BY OWRD

Applicant(s): Wayne Harris  
First Last  
 Mailing Address: 16844 State Hwy 138  
Oakland Oregon 97462 **SALEM, OR**  
City State Zip  
 Phone: 541 459 2665  
Home Work Other

JAN 13 2014

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

County: Douglas Township: 23 Range: 07 Section: 32

Tax Lot Number(s): 300

Street address of water right property: 16844 State Hwy 138, Oakland, OR, 97642

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

Application #: S20633 Permit #: S16138 Certificate or Page #: 27630

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

Name of individual completing this form: Wayne Harris Phone: 805-358-5061

Signature: *Wayne Harris* Date: 1-3-2014

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

51-



After recording return to:  
Wayne A. Harris and Catherine A. Harris  
16844 State Highway 138 W  
Oakland, OR 97462

Until a change is requested all tax statements shall be sent to the following address:  
Wayne A. Harris and Catherine A. Harris  
16844 State Highway 138 W  
Oakland, OR 97462

File No.: 7391-2124306 (cv)  
Date: September 27, 2013

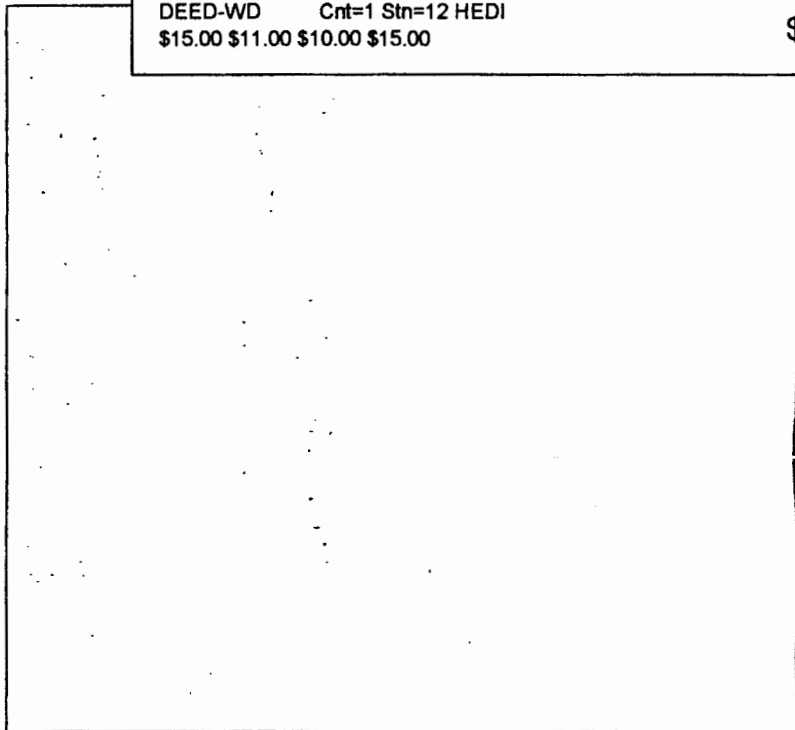
Douglas County Official Records  
Patricia K. Hitt, County Clerk

2013-016577

09/30/2013 01:58:37 PM

DEED-WD Cnt=1 Stn=12 HEDI  
\$15.00 \$11.00 \$10.00 \$15.00

\$51.00



### STATUTORY WARRANTY DEED

**Norman J. Yard and Vivian L. Yard, Trustees of The Yard Trust, under agreement dated November 21, 2000, Grantor, conveys and warrants to Wayne A. Harris and Catherine A. Harris as tenants by the entirety, Grantee, the following described real property free of liens and encumbrances, except as specifically set forth herein:**

See Legal Description attached hereto as Exhibit A and by this reference incorporated herein.

**Subject to:**

1. 2013-2014 taxes a lien not yet payable; Covenants, conditions, restrictions and/or easements, if any, affecting title, which may appear in the public record, including those shown on any recorded plat or survey.

The true consideration for this conveyance is **\$925,000.00**. (Here comply with requirements of ORS 93.030)

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**First American Title  
1700 NW Garden Valley Blvd. #204  
Roseburg, OR 97471**

JAN 13 2014

SALEM, OR



\* APPLICATION FOR A PERMIT

To appropriate the Public Waters of the State of Oregon

I, R. E. Campbell  
(Name of applicant)  
of P. O. Box 3186, Terminal Annex, Los Angeles 54, County of Los Angeles  
(Post office)  
State of California, do hereby make application for a permit to appropriate the following described public waters of the State of Oregon, SUBJECT TO EXISTING RIGHTS:

If the applicant is a corporation, give date and place of incorporation

1. The source of the proposed appropriation is Umpqua River  
(Name of stream)  
a tributary of

2. The amount of water which the applicant intends to apply to beneficial use is 2 second feet for irrigation plus one second foot for domestic stock and fish & lily pond.  
cubic feet per second.  
(If water is to be used from more than one source, give quantity from each)

\*\*3. The use to which the water is to be applied is  
(Irrigation, power, mining, manufacturing, domestic supplies, etc.)  
Irrigation, domestic, stock, fish and lily pond.

4. The point of diversion is located 1320 ft. S and ft. from the Southwest  
(N. or S.) (E. or W.)  
corner of the NW 1/4 of the NE 1/4 of Section 33 T. 23 S. R. 7 W. thence West along meander  
(Section or subdivision)  
line of north bank of UMPQUA River 2943 ft. to point of diversion, being within, if  
(If preferable, give distance and bearing to section corner)  
legal subdivision lines were extended, the SE 1/4 of the NE 1/4  
(If there is more than one point of diversion, each must be described, use separate sheet if necessary)

being within the of Sec. 32, Tp. 23 S.  
(Give smallest legal subdivision) (N. or S.)  
R. 7 W., W. M., in the county of Douglas

5. The Pipe Line to be 1900 ft.  
(Main ditch, canal or pipe line) (Miles or feet)  
in length, terminating in the NE 1/4 of the NE 1/4 of Sec. 32, Tp. 23 S.  
(Smallest legal subdivision) (N. or S.)  
R. 7 W., W. M., the proposed location being shown throughout on the accompanying map.

DESCRIPTION OF WORKS

Diversion Works--

6. (a) Height of dam feet, length on top feet, length at bottom feet; material to be used and character of construction  
(Lesse rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate  
(Timber, concrete, etc., number and size of openings)

(c) If water is to be pumped give general description Two Stage Centrifugal Pump  
(Size and type of pump)  
Size 6" x 18" x 21". Engine to be internal Combustion type, 50 H.P. or larger.  
(Size and type of engine or motor to be used, total head water is to be lifted, etc.)

\* A different form of application is provided where storage works are contemplated.  
\*\* Applications for permits to appropriate water for the generation of electricity, with the exception of municipalities, must be made to the Hydro-electric Commission. Either of the above forms may be secured, without cost, together with instructions by addressing the State Engineer, Salem, Oregon.

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SALEM, OR

7. (a) Give dimensions at each point of canal where materially changed in size, starting miles from headgate. At headgate: width on top (at water line) ..... feet; width on bottom ..... feet; depth of water ..... feet; grade ..... feet fall per one thousand feet.

(b) At ..... miles from headgate: width on top (at water line) ..... feet; width on bottom ..... feet; depth of water ..... feet; grade ..... feet fall per one thousand feet.

(c) Length of pipe, 1900 ..... ft.; size at intake, 8" ..... in.; size at ..... ft. from intake ..... in.; size at place of use 8" ..... in.; difference in elevation between intake and place of use, 100 ..... ft. Is grade uniform? Yes. Estimated capacity, 2 1/2 ..... sec. ft.

8. Location of area to be irrigated, or place of use .....

Township	Range	Section	Forty-acre Tract	Number Acres To Be Irrigated
23 S	7 W	32	NW 1/4 of NE 1/4	29
23 S	7 W	32	NE 1/4 of NE 1/4	34
23 S	7 W	32	SW 1/4 of NE 1/4	31
23 S	7 W	32	SE 1/4 of NE 1/4	38
23 S	7 W	33	SW 1/4 of SW 1/4	15
23 S	7 W	29	SW 1/4 of SE 1/4	9
23 S	7 W	29	SE 1/4 of SE 1/4	3
				159

Property on which water is to be used is a part of that more explicitly described by applicant as follows:

Also, Beginning at the Northeast corner of the Johnson B. Goff Donation Land Claim No. 38 in said township, which point of beginning in the East half (E 1/2) of said Section 34, and running thence South 20 chains; thence West 9 chains; thence North 20 chains to North line of said Donation Land Claim; thence East along said North line 9 chains to the point of beginning;  
 Also, beginning at the interior corner in the North boundary of the Johnson B. Goff Donation Land Claim No. 38 in Township 23 South, Range 7 West, Willamette Meridian; thence East with the North line of said claim 52.00 chains; thence South 2.84 chains; thence South 77° 32' West 6.68 chains to a white oak 12 inches diameter marked C. S. for corner; thence N. 55° 48' W. 5.12 chains to stake from which a fir 18 inches diameter marked C. S. B. T. bears North 13 1/2° East 60 links and a fir 18 inches diameter marked

(If more space required, attach separate sheet)

(Continued under Remarks)

- (a) Character of soil 100 acres river bottom land, dark loam; 59 acres bench land, clay loam  
 (b) Kind of crops raised General farm crops for this area, including alfalfa, grain, fr

Power or Mining Purposes—

9. (a) Total amount of power to be developed ..... theoretical horsepower.  
 (b) Quantity of water to be used for power ..... sec. ft.  
 (c) Total fall to be utilized ..... feet.  
 (d) The nature of the works by means of which the power is to be developed .....

(e) Such works to be located in ..... of Sec. ....  
(Legal subdivision)

Tp. ...., R. ...., W. M. ....  
(No. N. or S.) (No. E. or W.)

(f) Is water to be returned to any stream? .....  
(Yes or No)

(g) If so, name stream and locate point of return .....  
 Sec. ...., Tp. ...., R. ...., W. M. ....  
(No. N. or S.) (No. E. or W.)

(h) The use to which power is to be applied is .....

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(i) The nature of the mines to be served .....

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Municipal or Domestic Supply—

10. (a) To supply the city of .....

..... County, having a present population of .....  
(Name of) and an estimated population of ..... in 19.....

(b) If for domestic use state number of families to be supplied ..... three .....

(Answer questions 11, 12, 13, and 14 in all cases)

- 11. Estimated cost of proposed works, \$ 8,000.00 .....
- 12. Construction work will begin on or before Approximately in July, 1945 if War Regulations and conditions do not interfere, .....
- 13. Construction work will be completed on or before July, 1946 subject to WPB Regulations. .....
- 14. The water will be completely applied to the proposed use on or before .....

August, 1946.

(Sgd) R. E. Campbell  
(Signature of applicant)

Signed in the presence of us as witnesses:

- (1) .....  
(Name) (Address of witness)
- (2) .....  
(Name) (Address of witness)

Remarks: The main reason for the installation of this irrigation system is for the purpose of raising alfalfa. 20 cents is being added to enclosed check to pay for ~~print~~ <sup>reprint</sup> of map at your office.

(Continued from Item 8)  
C S B T bears N 57 3/4° W. 88 links; thence W. 90.27 chains to stake from which a fir 60 inches diameter marked C. S. B. T. bears N. 32 1/2° E. 73 links and a fir 6 inches diameter bears N. 41° W. 23 links; thence N. 84° 04' W. 11.04 chains; thence N. 0.20 chains to point of beginning, containing 8.43 acres, more or less.  
Also, Lots three (3), Four (4), and Five (5), Section 28; Lots Six (6), Seven (7) Eight (8), Nine (9), and Ten (10), and North half (N 1/2) of the Northeast quarter (NE 1/4) of Section 33; and beginning at the Southeast corner of the Donation Land Claim No. 40 of Eyma E. Kellogg in Section 32, Township 23 South, Range 7 West, Willamette Meridian on the bank of the Umpqua River; thence N. 66° 15' W. 41.50 chains; thence N. 66° 45' W. 1.20 chains; thence N. 27° E. 1.70 chains; thence S. 45 1/2° E. 30 chains; thence N. 19 1/2° E. 46.28 chains to the North boundary of the Adna B. Kellogg Donation Land Claim No. 39, thence East to the Umpqua River; thence S. 32° 45' E. 2 chains; thence ~~South to place of beginning~~ thence W. 42.60 chains; thence South to place of beginning, all being in Tp. 23 S. R. 7 W. Willamette Meridian.  
County of Marion,

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for .....

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In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before ....., 194.....

WITNESS my hand this ..... day of ....., 194.....

PERMIT  
TO APPROPRIATE THE PUBLIC  
WATERS OF THE STATE  
OF OREGON

Division No. .... District No. ....

This instrument was first received in the  
office of the State Engineer at Salem, Oregon  
on the 8th day of JANUARY  
1945, at 8:30 o'clock A. M.

Returned to applicant:

Corrected application received:

Approved:

April 16, 1945

Recorded in book No. 39 of

Permits on page 16138

CHAS. E. STRICKLIN  
STATE ENGINEER

Drainage Basin No. 16 Page 21

Fees Paid \$28.05

STATE OF OREGON

PERMIT

County of Marion, } ss

This is to certify that I have examined the foregoing application and do hereby grant the same,  
SUBJECT TO EXISTING RIGHTS and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use  
and shall not exceed 2.99 cubic feet per second measured at the point of diversion from the  
stream, or its equivalent in case of rotation with other water users, from Umpqua River

The use to which this water is to be applied is Irrigation, domestic, stock, fish and lily  
pond, being 1.99 cfs for irrigation, and 1.00 cfs for domestic, stock, fish and lily  
pond.

If for irrigation, this appropriation shall be limited to 1/80th of one cubic foot per  
second or its equivalent for each acre irrigated and shall be further limited to a  
diversion of not to exceed 2 1/2 acre feet per acre for each acre irrigated during  
the irrigation season of each year.

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

The priority date of this permit is January 8, 1945

Actual construction work shall begin on or before April 16, 1946 and shall  
thereafter be prosecuted with reasonable diligence and be completed on or before

October 1, 1947 Extended to Oct. 1, 1950

Complete application of the water to the proposed use shall be made on or before

October 1, 1948 Extended to Oct. 1, 1950

WITNESS my hand this 16th day of April, 1945.

CHAS. E. STRICKLIN  
STATE ENGINEER

Permits for power development are subject to the payment of annual fees as provided in sections 1 and 2, chapter 74, Oregon Laws 1933.

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SALEM, OR

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JAN 11 1977

WATER RESOURCES DEPT  
SALEM, OREGON

I, Mary J. Moore, a Notary Public for the State of Nebraska, do certify that I have personally examined the original completed Warranty Deed, pertaining to three parcels of property all located in Coos County, Oregon, and that the document appearing below and attached is a true, exact, and identical copy of the original signed this 26th day of January 1977, at Offutt AFB NE.

STATE OF OREGON, ss  
County of Marion.  
I certify that the within was received by me  
the 31 day of Jan, 1977, at  
Book 2 in., and was recorded in Misc  
Records, Vol. 6 Page 118  
James E. Sesson,

WARRANTY DEED

DEED OF VALUE RECEIVED JOAN L. GILMORE, a single woman,

herein referred to as grantor, hereby grants, bargains, sells and conveys unto ROBERT L. ATEN and HELEN M. ATEN, husband and wife, herein referred to as grantees, the following-described real property, with tenements, hereditaments, and appurtenances, to-wit:

PARCEL I: The North half of the Northwest quarter of the Northwest quarter of Section 17, Township 29 South, Range 14 West of the Willamette Meridian and beginning at a point 7.50 chains North of the Southwest corner of the Northwest quarter of the Northwest quarter; thence East 20.00 chains to the quarter quarter section line running North and South through said section; running thence North 2.50 chains to the Southeast corner of the North half of the Northwest quarter of the Northwest quarter of said Section 17; thence West 20.00 chains; thence South 2.50 chains, more or less, to the place of beginning, except the following described premises; Beginning at a point 495 feet North of the Southwest corner of Northwest quarter of Northwest quarter of Section 17, Township 29 South, Range 14 West of the Willamette Meridian, Coos County, Oregon; thence as follows: East 103.18 feet to the Northwest corner of a 3.9 acre tract described in deed recorded on page 412 of Book 153, Coos County, Oregon Deed Records; thence North 10° 30' East 60.6 feet; thence North 18° 15' East 203 feet to the center of a small stream; thence down stream along center of stream in a Westerly direction to a point where section line on the North boundary of Section 17 crosses said stream; thence Westerly along said section line 272 feet to the Northwest corner of Section 17, Township 29 South, Range 14W; thence South along west boundary of said Section 17, 825 feet to the place of beginning.

PARCEL II: The North 12.50 chains of the Northeast quarter of the Northwest quarter of Section 17, Township 29 South, Range 14 West of the Willamette Meridian, Coos County, Oregon.

PARCEL III: Beginning at a point which is situated North 10° 30' East 305.1 feet from the Southwest corner of the Northwest quarter of the Northwest quarter of Section 17, Township 29 South, Range 14 West of the Willamette Meridian, Coos County, Oregon, and running thence North 10° 30' East 198.3 feet; thence Easterly along the North boundary of a 30 acre tract heretofore conveyed by L. W. Kline-man and wife to Harold Kabisch and wife, and Clifford Mason and wife, a distance of 872.0 feet; thence South 10° 30' West 198.3 feet; thence Westerly 872.0 feet to the place of beginning, all in Coos County, Oregon.

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TO HAVE AND TO HOLD the said premises unto said Grantees, their heirs and assigns forever. And the said Grantor hereby covenants that she is lawfully seized in fee simple of said premises; that they are free from all incumbrances, except easements and restrictions of record, and that she will warrant and defend the above granted premises against all lawful claims whatsoever, except as above stated.

The true and actual consideration for this transfer is \$25,500.00.

Dated this 9<sup>th</sup> day of July, 1973.

Joan L. Gilmore

STATE OF OREGON )  
                  ) ss.  
COUNTY OF FAYE )

Personally appeared the above named Joan L. Gilmore and acknowledged the foregoing instrument to be her voluntary act and deed.

Before me:  
Dated: July 9<sup>th</sup>, 1973

Lucretia A. Olson  
Notary Public for Oregon  
My Commission expires: 2.8.77

STATE OF OREGON, } ss  
County of Marion.

I certify that the within was received by me on the 31<sup>st</sup> day of Jan, 1977, at 2 o'clock pm, and is recorded in File Number 6 119

State of Oregon } 6 } 0222  
County of Coos

I hereby certify that the within instrument was filed for record

Jan 11 1977

and recorded in Book of Records  
Microfilm Reel No.

of said County.  
WITNESS my hand and Seal of County  
affixed.

Evelyn M. Elliott, Coos County Clerk  
By [Signature] Deputy

Return to Robert S. Utter  
10201 2206  
10201 2206  
10201 2206

Warranty Deed - 2

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