



Certificate of Water Right Ownership Update

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.

Applicant(s): Cathy and Kirk Taylor

Mailing Address: 16240 32nd Ave. S

Seattle WA 98188

Phone: Home Work Other

Applicant(s): Walter and Monica Hathaway
First Last

Mailing Address: 1001 NW Hillside Drive

Grants Pass OR 97526
City State Zip

Phone:
Home Work Other

County: Josephine Township: 38 S Range: 8 W Section: 22
Tax Lot Number(s): 51400

Street address of water right property: 540 North Gold Canyon Dr.

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

Application #: S-80862 Permit #: S-52727 Certificate or Page #: 85368

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

Name of individual completing this form: _____ Phone: _____

Signature: _____ Date: _____

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



After recording return to:
Walter Hathaway and Monica
Hathaway
1001 NW Hillside Drive
Grants Pass, OR 97526

Until a change is requested all tax
statements shall be sent to the
following address:
Walter Hathaway and Monica
Hathaway
1001 NW Hillside Drive
Grants Pass, OR 97526

File No.: 151-2456431 (vb)
Date: June 30, 2015

THIS SPACE RESERVED FOR RECORDER'S USE

JOSEPHINE COUNTY OFFICIAL RECORDS
ART HARVEY, COUNTY CLERK **2015-008674**
DED-WRD 07/06/2015 11:33 AM
Cnt=1 Pgs=3 Stn=5 LBOSS
\$15.00 \$11.00 \$10.00 \$20.00 \$5.00 \$61.00
I, Art Harvey, County Clerk, certify that the within document
was received and duly recorded in the official records of
Josephine County.

STATUTORY WARRANTY DEED

Kirk F. Taylor and Cathleen M. Taylor,, Grantor, conveys and warrants to **Walter Hathaway and Monica Hathaway, husband and wife 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. 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.
2. The **2015-2016** Taxes, a lien not yet payable.

The true consideration for this conveyance is **\$250,000.00**. (Here comply with requirements of ORS 93.030)

RECEIVED BY OWRD

JAN 15 2016

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 6 day of JULY, 2015.

Kirk F. Taylor
Kirk F. Taylor

Cathleen M. Taylor
Cathleen M. Taylor

STATE OF Oregon)
)ss.
County of Josephine)

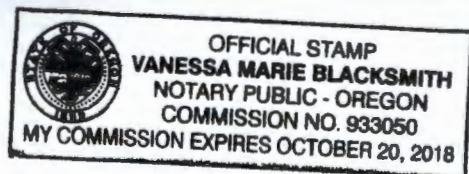
This instrument was acknowledged before me on this 6 day of July, 2015
by **Kirk F. Taylor and Cathleen M. Taylor.**

Vanessa Blacksmith

Notary Public for Oregon

My commission expires:

10/20/18



3

APN: R328061

Statutory Warranty Deed
- continued

File No.: 7151-2456431 (vb)

EXHIBIT A

LEGAL DESCRIPTION: Real property in the County of Josephine, State of Oregon, described as follows:

A parcel of land in the Northwest Quarter of Section 22, Township 38 South, Range 8 West of the Willamette Meridian, Josephine County, Oregon, more particularly described as follows: Commencing at the Northwest corner of the Northwest Quarter of said Section 22; thence South 0°03' East 1596.99 feet along the West line of said Section 22 to an iron pipe, which is the true point of beginning; thence East 1370.89 feet to an iron pipe on the Westerly boundary of North Gold Canyon Road; thence South 10°19' East 355.75 feet along the Westerly boundary of said road; thence West 1434.30 feet to an iron pipe on the West line of said Section 22; thence North 0°03' West 350.00 feet along the West line of said Section 22 to the true point of beginning.

NOTE: This legal description was created prior to January 1, 2008.

RECEIVED BY OWRD

JAN 15 2016

SALEM, OR

STATE OF OREGON
COUNTY OF JOSEPHINE
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KIRK & CATHLEEN TAYLOR
PO BOX 1972
CAVE JUNCTION OR 97523

confirms the right to use the waters of AN UNNAMED STREAM, A TRIBUTARY OF MONTGOMERY CREEK for DOMESTIC USE EXPANDED FOR ONE HOSUEHOLD.

This right was perfected under Permit 52727. The date of priority is JANUARY 19, 1996. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.01 CUBIC FOOT PER SECOND (CFS), FOR DOMESTIC USE EXPANDED FOR ONE HOSUEHOLD AND FURTHER RESTRICTED TO 0.005 CFS FOR HUMAN CONSUMPTION ONLY DURING THE PERIOD LISTED BELOW, measured at the point of diversion.

The period of allowed use is domestic use expanded for one household from February 1 through February 29 and April 1 through May 31. Human consumption only from June 1 through January 31 and March 1 through March 31.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
38 S	8 W	WM	22	SW NW	810 FEET NORTH AND 167 FEET EAST FROM W1/4 CORNER, SECTION 22

A description of the place of use to which this right is appurtenant is as follows:

Twp	Rng	Mer	Sec	Q-Q
38 S	8 W	WM	22	SW NW

Measurement, recording and reporting conditions:

- A. The water user shall maintain the meter or measuring device in good working order, shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the water user to report general water-use information, including the place and nature of use of water under the right.

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

- B. The water user shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

The water user may be required to install, maintain and operate fish screening and by-pass devices as required by the Oregon Department of Fish and Wildlife to prevent fish from entering the diversion.

Failure to comply with any of the provisions of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.

This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

Issued FEB 13 2009


Phillip C. Ward, Director
Water Resources Department

CLAIM OF BENEFICIAL USE MAP
Application Number S-80862 - Permit Number 52727

Section 22, T. 38 S., R. 8 W.,
Willamette Meridian,
Josephine County, Oregon

Date: March 21, 1998

FOUND 1/2" I. PIPE

Found 1/2" Iron Pipe
P.O.B. of Survey

1438 gallon water tank
North 932 feet East 386
feet from W. 1/4 Cor. of
said Section 22

POINT OF DOMESTIC USE

North 798.92 feet
East 586.28 feet
From the N. 1/4 Corner
of said Section 22.

Un-named Creek

POINT OF DIVERSION

Native Rock Dam & Catch Basin
North 810 feet, East 167 feet
from West 1/4 Corner of said Section 22

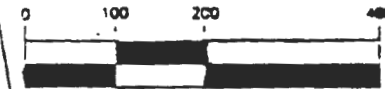
POINT OF USE

Domestic use including 1/2 acre for lawn
and garden areas. (Limited Season)

SW 1/4 OF THE NW 1/4

W. 1/4 Corner
Section 22, T. 38 S.,
R. 8 W., W.M.

THE PURPOSE OF THIS MAP IS TO IDENTIFY
THE LOCATION OF THE WATER RIGHT AND IS
NOT INTENDED TO PROVIDE DIMENSIONS OR
LOCATION OF PROPERTY OWNERSHIP LINES.



(IN FEET)
1 inch = 200 ft

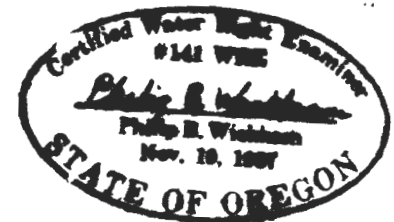
Street Address
540 North Gold Canyon Drive

SURVEYED FOR:

Linda Hagganjes
1130 Woodside Road
Berkeley, CA. 94708

SURVEYED BY:

P.B. Wickham
P.O. Box 564
Grants Pass, OR. 97526
Survey performed 2-26-98



Expires
06-10-98

RECEIVED

MAY 26 1998

WATER RESOURCES DEPT
SALEM, OREGON

TO HWY. 99