



Ronald E. Stuntzner

RECEIVED  
JAN 14 1977

1260 GOLDEN COOS BAY, OREGON 97420 WATER RESOURCES DEPT  
TELEPHONE 267-2872  
SALEM, OREGON

Deed Description

For Mr. Terry Cox

Reference Solari Property

Beginning at a point South 45 degrees 02'33" East 1153.93 feet from the West  $\frac{1}{4}$  corner of Section 26, Township 25 South, Range 12 West, Willamette Meridian, Coos County, Oregon; thence North 82 degrees 48' West 218.79 feet; thence South 89 degrees 44'28" West 313.99 feet; thence South 85 degrees 55'09" West 292.08 feet; thence South 01 degree 07'09" West 101.58 feet; thence North 30 degrees 45' West 18.96 feet, more or less, to the West line of said Section 26; thence North 01 degree 07'09" East 744.02 feet, more or less, along the West line of said Section 26 to the South line of that parcel described in Book 288, Page 445 Deed Records, Coos County, Oregon; thence North 64 degrees 34' East 57.38 feet; thence North 81 degrees 52' East 167.60 feet; thence North 56 degrees 37'41" East 192.94 feet, more or less, to the North line of the Northwest  $\frac{1}{4}$  Southwest  $\frac{1}{4}$  of said Section 26; thence ~~NORTH~~ 89 degrees 33' ~~EAST~~ 424.80 feet, more or less, along the North line of the Northwest  $\frac{1}{4}$  Southwest  $\frac{1}{4}$  said Section 26 to the Northwest corner of that parcel described in Book 78 Page 34, Deed Records, Coos County, Oregon; thence South 01 degree 04' East 25.85 feet, more or less, to the Northeast corner of that parcel described in Microfilm #72-4-70638, Deed Records, Coos County, Oregon; thence North 89 degrees 29' West 355.28 feet, more or less, along the North lines of those parcels described in Microfilm numbers 72-4-70638 and 73-12-93876, Deed Records, Coos County, Oregon, to the Northeast corner of that parcel described in Microfilm #71-5-59285, Deed Records, Coos County, Oregon; thence South 65 degrees 31' West 95.36 feet,

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more or less, to the most Northerly corner of that parcel described in Microfilm #74-5-100191, Deed Records, Coos County, Oregon; thence South 60 degrees 12' West, 154.69 feet; thence South 12 degrees 40' East 188.21 feet; thence North 89 degrees 55' East 226.88 feet; thence South 70 degrees 07' East 151.31 feet; thence South 54 degrees 56' East 228.88 feet, more or less, to the Southeast corner of that parcel described in said Microfilm #74-5-100191, said point also being on the West line of that parcel described in Book 78, Page 34, Deed Records, Coos County, Oregon; thence South 01 degrees 04' West 316.17 feet more or less, along the West line of said parcel described in Book 78, Page 34, to the point of beginning.

This parcel contains 10.10 acres and is located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$  SEC. 26 T25S R12 WWM COOS COUNTY, OREGON

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378-3066

55105

27 January 1977

Ronald B. & Sharon E. Eckfield  
1690 Juniper Avenue  
Coos Bay, Oregon 97420

Dear Mr. and Mrs. Eckfield:

We have received your map, legal land description, fees of \$60.00 and application for a permit to use 0.01 cubic foot per second of water for domestic use for one family and 0.1255 cfs of water for irrigation of 10 acres, all from an unnamed stream. For reference, your application is No. 55105.

Permits will be issued for use of water from Coos River and its tributaries. However, water may not be available during dry periods. The water may be needed to satisfy existing rights or minimum flow standards.

Your application is satisfactory and a permit will be issued in 30 to 60 days.

Sincerely,

Vestal R. Garner  
Water Rights Engineer

VRG:lcj  
encl: Receipt No. 57575

1690 Juniper  
Coos Bay, Oregon 97420  
January 12, 1977

Water Resources Director  
1178 Chemeketa Street, N. E.  
Salem, Oregon 97310

Attention: Tom Shook

Dear Sir:

As per our telecon of January 12, 1977, enclosed is my check and application to appropriate public waters of the State of Oregon.

I am presently obtaining a loan, for the purchase of the property this water right would serve, through the Oregon State Department of Veteran's Affairs. One of the requirements of the loan is to obtain a copy of the accepted filing with the Water Resources Department. I interpret this to mean that I need a letter from your office stating you have received and accepted my application. I believe this is all that is required.

Thus, I would greatly appreciate a return letter from you as soon as possible stating you have received by application. Any delay will only further delay my receiving the approved loan.

Thanking you in advance for your prompt reply.

Sincerely,



Ronald B. Eckfield

Encls.

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SALEM, OREGON

WATER LINE EASEMENT

AGREEMENT Made this 8 day of August, 1957, by and between JULIUS F. SOLARI and DOROTHY S. SOLARI, his wife, hereinafter called First Parties and SCHOOL DISTRICT 90, COOS COUNTY, OREGON, hereinafter called School District. It is mutually agreed as follows:

(1) First Parties and School District are now obtaining water, and have for many years last past obtained water through a joint water system built and maintained by School District and First Parties. Said water is taken from a dam located upon the southernmost portion of property owned by the School District hereinafter described. The water line from said dam runs across property of the School District, hereinafter described, and across First Parties' property, hereinafter described. School District has recently constructed a second dam a few feet down stream from the dam first mentioned and the School District proposes to construct a new water line from said second dam across First Parties property and across its property. Said new line to be located next to the present line. The present line will not be removed.

(2) First Parties, their heirs and assigns, hereby bargain, sell, transfer and convey unto School District, its successors and assigns, the perpetual right, easement and right of way to lay, operate and maintain said second water line, above described, beneath the surface of the real property owned by First Parties hereinafter described.

(3) School District hereby bargains, sells, transfers and conveys unto First Parties, their heirs and assigns, the perpetual right, easement and right of way to operate, maintain and repair the present water line through and beneath the real property of the School District hereinafter described, together with the perpetual right and easement to take water from said second dam, provided, however, that School District shall use said second dam, First Parties,

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their heirs and assigns shall take water from said second dam at a level at least eight inches higher than the level at which the School District takes its water from said second dam; and provided further, that the School District will take its water from said second dam at a reasonable depth below the surface of the water in said second dam.

(4) Neither School District nor First Parties, their heirs, successors or assigns, shall be required or obligated to maintain or repair said dam or to maintain or repair said present pipe line or to maintain or to repair said second pipe line.

(5) Whenever School District disconnects its present pipe line from the present dam and connects said second pipe line to said second dam, the School District shall, at its own cost and expense, connect said present pipe line to said second dam so that the present pipe line will draw water from said second dam as aforesaid.

(6) First Parties, their heirs and assigns, shall have the perpetual right to furnish water through said present pipe line to the premises of the following people, which premises are now connected to said present pipe line and which premises all adjoin the premises of First Parties:

Armand A. Boyer and Doris E. Boyer, his wife, whose premises are described as follows:

Beginning at a point on the section line between Sections 26 and 27, Township 25 South, Range 12 West of the Willamette Meridian, from which point the iron pipe at the Northwest corner of the SW $\frac{1}{4}$  of the SW $\frac{1}{4}$  of Section 26 bears South 3° 06' West 207.7 feet distance; thence West for a distance of 84.78 feet; thence North 13° 57' West for a distance of 163.5 feet; thence North 80° 00' West for a distance of 117.98 feet; thence North 2° 29' West for a distance of 127.27 feet; thence South 83° 27' East for a distance of 263.30 feet, thence South 3° 06' West along the section line for a distance of 276.60 feet, more or less, to the place of beginning, all in the SE $\frac{1}{4}$  of said Section 27.

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Alfred D. Bingham and Zita J. Bingham, his wife, whose premises are described as follows:

Beginning at the quarter section corner between Sections 26 and 27, Township 25 South, Range 12 West of the Willamette Meridian. Said point is marked with a 3/8 inch iron pipe in fence, from which:

A 48" Fir stump bears South 31° East 44.2 feet, (Orig. B E).

A Fir 16" in Diameter bears South 27° East 43.0 feet,

A Myrtle 10" in Diameter bears South 70° East 7.0 feet,

Thence along a fence and the property line between Brown and Solari on a bearing of North 89° 58' West a distance of 944.11 feet to an iron pipe in the fence row; thence on a bearing of South 46° 59' West a distance of 21.97 feet to the center line of an existing drain ditch, thence along the center line of said drain ditch on a bearing of South 42° 01' East a distance of 334.45 feet; thence along the center line of said ditch on a bearing of South 82° 59' East a distance of 338.55 feet; thence along the center line of said ditch on a bearing of North 82° 07' East a distance of 116.90 feet; thence along the center line of said ditch on a bearing of North 66° 03' East a distance of 191.80 feet; thence along the center line of said ditch on a bearing of North 65° 18' East a distance of 76.64 feet to the West side of an existing road; thence on a bearing of North 00° 04' East a distance of 216.56 feet to the point of beginning;

Containing 5.902 acres, more or less, and being a portion of the Northeast Quarter of the Southwest quarter of Section 26, Township 25 South of Range 12 West of the Willamette Meridian, Coos County, Oregon.

(7) The premises of the School District, referred to herein, is described as follows:

Beginning at the Northeast corner of the Northwest Quarter of the Southwest Quarter of Section 26, Township 25 South, Range 12 West of the Willamette Meridian; thence West 524 feet; thence South 915 feet; thence East 524 feet; thence North 915 feet to the place of beginning.

The Southeast Quarter of Section 34, Township 25 South of Range 12 West of Willamette Meridian.

(8) The premises of the First Parties, herein referred to, is described as follows:

Northeast quarter of the Southeast Quarter of Section 26, Township 25 South, Range 12 West of the Willamette Meridian, Coos County, Oregon. Excepting therefrom the above described Armand A. Boyer and Alfred D. Bingham tracts and a tract heretofore conveyed by First Parties to Thomas A. Simpson and Florence M. Simpson.

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(9) School District does not guarantee or warrant the quantity or amount of water which will now or hereafter run through said old pipe line. It is understood and agreed that the rights and easements herein granted are not exclusive to First Parties, School District, or any other persons whether or not mentioned herein (except that School District shall be the sole owner of said second dam and sole owner and user of said second pipe line).

IN WITNESS WHEREOF said School District, pursuant to a resolution duly adopted by its Board of Directors, has caused this agreement to be signed by the Chairman and Secretary of its Board of Directors and said First Parties have herunto set their signatures the day and year first above mentioned.

SCHOOL DISTRICT No. 90  
Coos County, Oregon

By [Signature]  
Chairman of Board of Directors  
By [Signature]  
Its Secretary

FIRST PARTIES:

Julius F. Solari  
Dorothy J. Solari

STATE OF OREGON, ) ss.  
County of Coos. )

BE IT REMEMBERED, That on this 8th day of August, 1957, before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named JULIUS F. SOLARI and DOROTHY S. SOLARI, his wife, who are known to me to be the identical individuals described in and who executed the within instrument and acknowledged to me that they executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have herunto set my hand and official seal the day and year last above written.

(Notarial Seal)

Willard W. [Signature]  
Notary Public for Oregon  
My commission expires July 28, 1958

STATE OF OREGON, ) ss.  
County of Coos. )

BE IT REMEMBERED, That on this 8th day of August, 1957, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Everett Messerle and Marion Winslow, each to me personally known, who, each being first duly sworn, did say that he, the said Everett Messerle is the Chairman of the Board of Directors, and he, the said Marion Winslow is the Clerk of the Board of Directors of SCHOOL DISTRICT No. 90 of Coos County, Oregon, and that said instrument was signed in behalf of said School District by authority of its Board of Directors, and that the said Everett Messerle and Marion Winslow acknowledged said instrument to be the free act and deed of said School District.

IN WITNESS WHEREOF, I have herunto set my hand and affixed my official seal the day and year last above written.

(Notarial Seal)

[Signature]  
Notary Public for Oregon  
My commission expires July 18, 1960

WATER PERMIT

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