

15/4W-35 Q

#1

(ESTATE OF  
 Name Gerald & Marie Detering  
 By Harrisburg OR 97446  
 Address Linn Co.

Application No. GR 1623  
 Certificate No. GR 1593

Stream Index, Page No. 2-93M

FEES PAID		
Date	Amount	Receipt No.
5/29/58	19.20	16615
8-15-16	85.00	120947

Date filed May 29, 1958 8:00 AM  
 Tentative priority March 1945  
 Action suspended until \_\_\_\_\_  
 Well log filed \_\_\_\_\_

FEES REFUNDED		
Date	Amount	Check No.

ASSIGNMENTS

Date	To Whom	Address	Volume	Page
8/17/2016	STEPHEN YATES DEMERGASSO	5426 16th AVE SW SEATTLE WA 98106		

CONSTRUCTION

Date for completion \_\_\_\_\_  
 Extended to \_\_\_\_\_  
 Date for application of water \_\_\_\_\_  
 Extended to \_\_\_\_\_

REMARKS

A well irrigates 57.6 acres near Willamette River - Linn County

PROSECUTION OF WORK

Form "B" filed \_\_\_\_\_  
 Form "C" filed \_\_\_\_\_

RECEIVED  
MAY 20 1945  
STATE ENGINEER  
LINN, OREGON

Registration No. GR - 1629

Certificate No. GR - 1593

# Registration Statement

## OF CLAIMANT OF RIGHT TO APPROPRIATE GROUND WATER

TO THE STATE ENGINEER OF OREGON:

I, Gerald W. and Marie Detering

of Harrisburg County of Linn

State of Oregon, do hereby make application for a certificate of registration as evidence of a right to appropriate ground water.

1. Source from which water is withdrawn is Pump Well No. 1  
(Flowing well, pump well, infiltration trench, or tunnel)

2. Location is: 6 miles south of Harrisburg, Oregon  
(Approximate distance and direction from nearest city or town)

and is more particularly described as follows:

(a) 660' South and 580' E. of NW corn. of SW 1/4 of SE 1/4, S. 35, T. 15 S., R. 4 W.  
(Give distance and bearing to corner of section or other legal subdivision)

being within SW 1/4 of SE 1/4 of Sec. 35, Twp. 15 S, Rge. 4 W  
(Smallest legal subdivision) (N. or S.) (E. or W.)

or (b) within limits of recorded platted property, town or city:

in Lot \_\_\_\_\_, Block \_\_\_\_\_ of \_\_\_\_\_  
(Name of plat or addition)

County of Linn

(If within city or town, give name)

3. Construction Work was begun on March 1945; was completed on March 1945  
(Date) (Date)

and the ground water claimed was first used for the purposes set out below on May 1945  
(Date)

since which time the water has been used continuously  
(Continuously or intermittently)

from May 1945 to present time  
(Date) (Date)

4. Quantity of water claimed and used is 500 gallons per minute; 114.0 acre feet per year.

5. Purpose or Purposes for which water is used Irrigation

(Domestic, irrigation, municipal, manufacturing, industrial, etc.)

6. Description of Well: Depth 30 feet. Type Driven  
(Dug or drilled)

diameter 2 - 5 inches. Elevation of ground at well site 340 feet, mean sea level.  
(As near as known)

Depth to water table 12 feet.

7. Capacity of Well: Not known g.p.m. with \_\_\_\_\_ feet drawdown.

\_\_\_\_\_ g.p.m. with \_\_\_\_\_ feet drawdown.

Date of test Not tested

If Flowing Well: Measured discharge \_\_\_\_\_ g.p.m. on \_\_\_\_\_  
(Date)

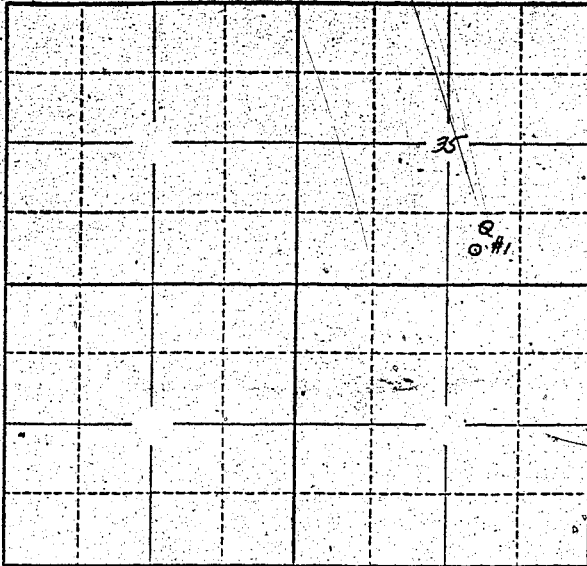
Shut-in pressure at ground surface \_\_\_\_\_ lbs. per sq. in. on \_\_\_\_\_  
(Date)

Water is controlled by \_\_\_\_\_  
(Cap, valve, etc.)





Township 15 & 16 S Range 4 W, W.M.  
North



Locate well and acreage of irrigated land on plat.  
Scale: 2" = 1 Mile

STATE OF OREGON

County of Linn } ss.

I, Gerald W. and Marie Detering, being first duly sworn, do hereby certify that I have read the foregoing Registration Statement and that all of the items therein contained are true to the best of my knowledge and belief.

*Marie Detering*

*Gerald W. Detering*  
(Signature of Registrant)

Subscribed and sworn to before me this 31st day of March, 1958.

My commission expires Oct 4, 1961

*Henry A. Tyler*  
(Notary Public)

(SEAL)

**CERTIFICATE OF REGISTRATION**

STATE OF OREGON

County of Marion } ss.

This is to certify that the foregoing Registration Statement was received in the office of the State Engineer on the 29th day of May, 1958, at 8:00 o'clock A. M. and has been duly recorded in said office in Book No. 7 of Registration Statements on page GR-1593

Witness my hand this 7th day of January, 1959

*Henry A. Stanley*  
(State Engineer)

By \_\_\_\_\_ (Deputy)

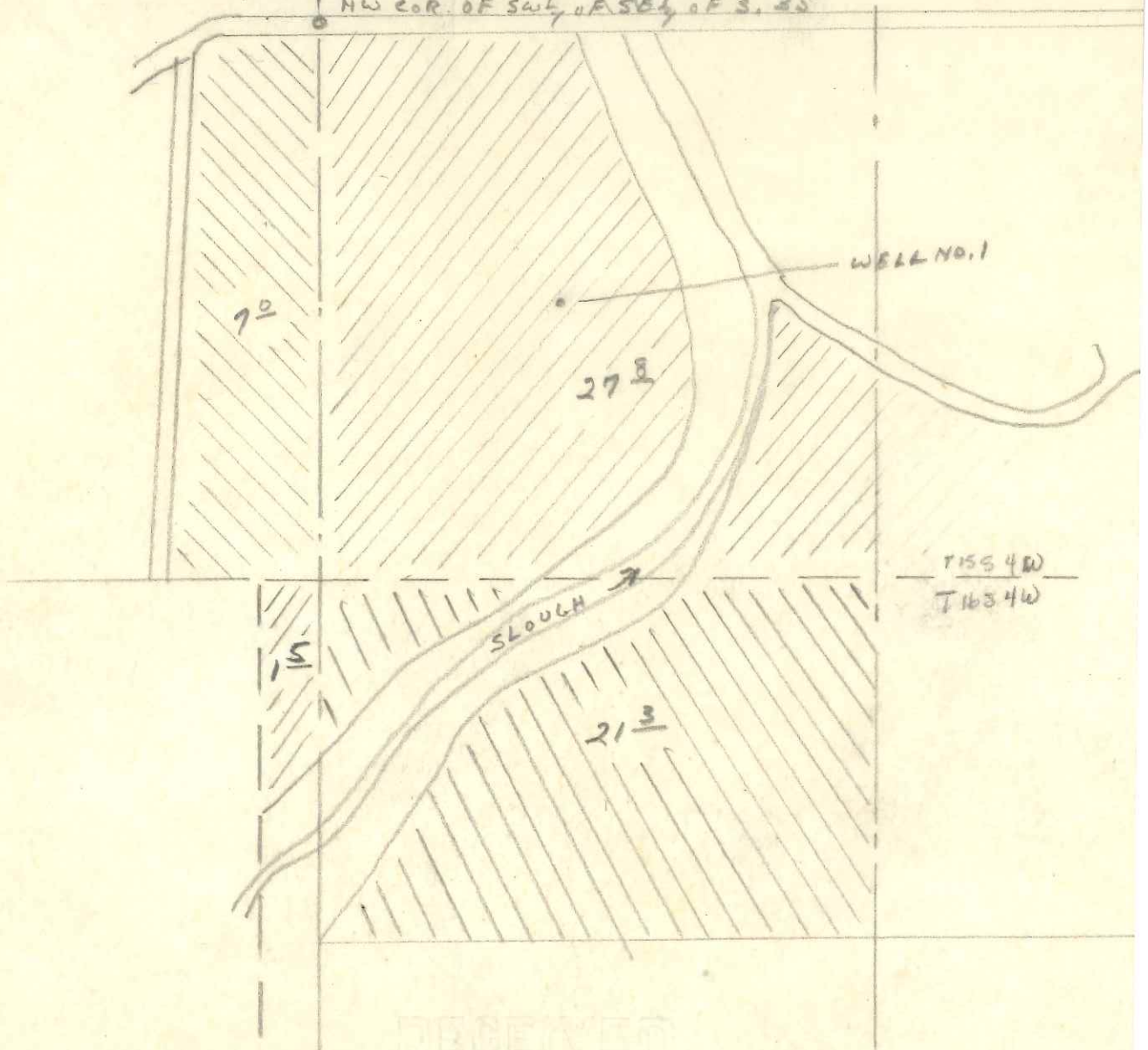
#1920

GR-1593

GERALD W. AND MARIE DETERING  
SECTION 2, T. 16S, R. 4W, WM.  
SECTION 35, T. 15S, R. 4W, WM.

GR 1429

NW COR. OF SW 1/4 OF SE 1/4 OF S. 25



RECEIVED  
MAY 21 1958  
STATE ENGINEER  
SALEM, OREGON

SCALE 1" = 400'



# Oregon

Kate Brown, Governor

## Water Resources Department

North Mall Office Building  
725 Summer St NE, Suite A  
Salem, OR 97301  
Phone (503) 986-0900  
Fax (503) 986-0904  
[www.wrd.state.or.us](http://www.wrd.state.or.us)

August 17, 2016

Stephen Yates-Demergasso  
5426 16<sup>th</sup> Ave. SW  
Seattle, Washington 98106

Reference: Application GR-1629, GR Registration GR-1593

The assignment by proof from Gerald and Marie Detering to Stephen Yates-Demergasso has been recorded in the records of the Water Resources Department.

The Departments records will now show Stephen Yates-Demergasso as the registration holder of record.

Our records have been changed accordingly and the original request is enclosed. Receipt number 120947 covering the recording fee is also enclosed.

A registration is not a perfected water right, and has conditions and timelines that must be satisfied prior to a Certificate of Water Right being issued.

Sincerely,

Jerry Sauter  
Water Rights Program Analyst  
Water Right Services Division

Enclosure: Receipt 120947

cc: Watermaster 2  
Data Center, OWRD (cover letter & request)  
Hydrographics  
File



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

Request for Assignment
By Proof of Ownership
(If Water Right Holder is Not Available)

AUG 15 2016

SALEM, OR

If for multiple rights, a separate form and fee for each right will be required.

I, Stephen Yates - Demergasso
(Name of Party Requesting Assignment)
5426 16th Ave SW, Seattle WA 98106
(Mailing Address) (City) (State) (Zip) (Phone #)

- Request assignment of application/permit/transfer/license/GR Certificate of Registration;
Request assignment of a portion of application/permit/transfer/license/GR Certificate of Registration; (You must include a map showing the portion of the application/permit/transfer/license/GR Certificate of Registration to be assigned.)

I have attached proof of ownership that may include but not be limited to: a copy of the deed to the land, a copy of a land sales contract, a court order or decree, documentation of survivorship of property held jointly. The Department cannot accept a copy of a tax statement.

Application #; Permit #; Transfer#
License # GR Statement # 1629 -OR- GR Certificate of Registration # 1593

(Name of Holder of Record)
(Mailing Address) (City) (State) (Zip) (Phone #)

Note: You are required to furnish proof acceptable to the Department that notice of the assignment has been given or attempted for each identified property owner not a party to the assignment. ORS 537.220(2) Failure to submit this proof will result in the return of your request. (Proof may include but not be limited to: a copy of returned certified mailing, copy of a Death Certificate, or a court order.)
1) I certify that I am the current owner of the property described in this application, Permit, transfer, license or GR Certificate of Registration.
2) I have the legal right to request assignment under OAR 690-310-0280 and 690-320-0060.
3) I have not been able to contact the owner(s) of record for the above referenced application or water right.
4) I further certify that the information provided herein is true and correct to the best of my knowledge.
Witness my hand this 11 day of August, 2016
Party Requesting Assignment Stephen Yates-D
Party Requesting Assignment

ASSIGNMENT PREPARED BY 8/16/16

DO NOT WRITE IN THIS BOX
This certifies assignment and record change at Oregon Water Resources Department effective 8:00 a.m. on date of receipt at Salem, Oregon. Fee receipt # 120847 For Director by Jerry Sauter, Program Analyst in Water Rights Division

The completed "Request for Assignment" form must be submitted to the Department along with the recording fee of \$85.



RECEIVED BY OWRD

AUG 15 2016

SALEM, OR



BUYER'S CLOSING STATEMENT - Escrow No: VP16-0211

PAGE 1 OF 2

TO: CASCADe ESCROW  
4750 VILLAGE PLAZA LOOP SUITE 100  
EUGENE, OR 97401  
PHN: (541) 653-8622  
FAX: (541) 844-1626

DATE: 08/02/2016

STEPHEN JOHN YATES-DEMERGASSO (the "Buyer")  
is/are buying the subject property described herein from:  
THE ROGER L. DETERING TRUST DATED NOVEMBER 10, 2011 (the "Seller")

Buyer acknowledges the incorporation herein of the Joint Escrow Instructions executed coincidentally herewith. You are instructed to disburse the funds according to the debits and credits as set forth below.

SUBJECT PROPERTY: 21090 COBURG ROAD, HARRISBURG, OR 97446

TITLE ORDER NO.: 0295607

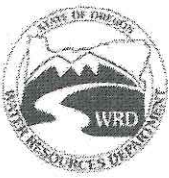
PRORATE DATE: 08/02/2016	DEBIT	CREDIT
PURCHASE PRICE	\$849,000.00	
<b>BUYER DEPOSITS:</b>		
DEPOSIT TO ESCROW ON 05/11/2016 FROM STEPHEN J YATES DEMERGASSO FOR EARNEST MONEY		8,500.00
DEPOSIT TO ESCROW ON 07/29/2016 FROM WASHINGTON FEDERAL FOR STEPHEN YATES-DEMERGASSO		866,892.00
DEPOSIT TO ESCROW ON 07/29/2016 FROM MAGNUS TITLE AGENCY FOR STEPHEN YATES-DEMERGASSO		851,982.00
<b>PRORATIONS AS OF Close of Escrow :</b>		
REAL TAX @ 2,634.25 paid to 07/01/2016		230.95
<b>ESCROW FEES:</b>		
CASCADe ESCROW RESIDENTIAL ESCROW CLOSING FEE - 50%	1,373.50	
<b>TITLE CHARGES:</b>		
AMERITITLE		
GOV LIEN / INSPECT FEE - 50%	25.00	
RECORD WD	80.00	
<b>ADDITIONAL CHARGES &amp; CREDITS:</b>		
WASHINGTON FEDERAL RETURNED WIRE	866,892.00	
REFUND TO BUYER	10,234.45	
<b>TOTALS</b>	<b>\$1,727,604.95</b>	<b>\$1,727,604.95</b>

The undersigned are aware that the figures listed above are estimated figures and may change between the date of signing and the date of recording. Escrow agent herein is authorized and instructed to make the necessary adjustments at the time of closing. I/We hereby acknowledge receipt of a copy of this statement.

Accepted and Approved: Dated: 8/2/16  
ESCROW OFFICER: ALEEN POSTER

DISBURSEMENT INSTRUCTIONS ATTACHED HERETO AS EXHIBIT 'A' AND MADE A PART HEREOF.

STEPHEN JOHN YATES-DEMERGASSO



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.

RECEIVED BY OWRD

### PROPERTY SELLER INFORMATION

AUG 15 2016

Applicant(s): Roger Detering Trust  
First Last

Mailing Address: 21090 Coburg Rd.  
Harrisburg OR 97446  
City State Zip

Phone: 541-953-7114  
Home Work Other

SALEM, OR

### PROPERTY BUYER INFORMATION

Applicant(s): Stephen Yates - Demergasso  
First Last

Mailing Address: 5426 16th Ave SW  
Seattle WA 98106  
City State Zip

Phone: 206-384-8683  
Home Work Other

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

\*Please See Attached

County: Linn Township: 16 South Range: 4 West Section: South

Tax Lot Number(s): 100

Street address of water right property: 21090 Coburg Rd Harrisburg OR 97446

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

Application #: 62837 Permit #: 62636 Certificate or Page #: 30889

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

Name of individual completing this form: Stephen Yates - Demergasso Phone: 206-384-8683

Signature: [Signature] Date: 8/11/16

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

**EXHIBIT "A"**  
**LEGAL DESCRIPTION**

That portion of Sections 35 and 36 in Township 15 South, Range 4 West of the Willamette Meridian and of Sections 1 and 2 in Township 16 South, Range 4 West of the Willamette Meridian in Linn County, Oregon, more particularly described as follows:

Beginning at a point in the center of the county road leading from Harrisburg, Oregon to Coburg, Oregon, which is South 12.91 chains and South 89°30' East 11.38 chains from the Northwest corner of said Section 1; thence North 7°30' West 2.50 chains; thence North 30°30' West 12.10 chains; thence North 18° West 11.71 chains to a point which is 10.95 chains North and 1.10 chains East of the Southeast corner of said Section 35; thence South 89°30' West 9.40 chains, along the Southerly boundary of a tract conveyed to Mart M. Bristow, et al by deed recorded September 1, 1937 in Book 146, Page 435, Deed Records; thence continuing along the Southerly boundary of said Bristow tract as follows: South 66° West 3.34 chains to the Northwesterly bank of a slough, South 16° West 0.12 chains, South 53°40' West 1.98 chains, South 83° West 1.50 chains, North 68°20' West 4.13 chains, North 39°20' West 4.15 chains and North 53°40' West 2.26 chains, North 24°15' West 8.56 chains to a road conveyed to Linn County, Oregon by deed recorded August 18, 1978 in Volume 208, Page 739; thence West along said road to the West bank of a slough; thence South 28° East along the West bank of said slough 3.94 chains; thence South 26°45' East along the West bank of said slough 7.86 chains; thence South 15°45' West 6.49 chains; thence South 35°15' West 4.15 chains to the South line of Section 35; thence East 0.76 chains to a iron pipe; thence South 5.00 chains to an iron pipe; thence South 71°30' West 15.25 chains; thence South to a point which bears North 89°30' West from the point of beginning; thence South 89°30' East 53.8 chains to the point of beginning.

RECEIVED BY OWRD

AUG 15 2016

SALEM, OR

## STATE OF OREGON

COUNTY OF LINN

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That GERALD W. and MARIE DETERING

of Harrisburg, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of two sloughs, which are high water channels of the Willamette River, a tributary of Willamette River for the purpose of irrigation and supplemental irrigation of 126.6 acres

under Permit No. 22026 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 January 12, 1953,

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

1.10 cubic feet per second, being 0.55 c.f.s. from each slough,

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the SE $\frac{1}{4}$  SW $\frac{1}{4}$  and SW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 35, T. 15 S., R. 4 W., W. M., and NW $\frac{1}{4}$  NW $\frac{1}{4}$ , as projected within Cochran DLC 52, Section 1, T. 16 S., R. 4 W., W. M.

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 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:

36.0 acres SW $\frac{1}{4}$  SW $\frac{1}{4}$   
 25.0 acres SE $\frac{1}{4}$  SW $\frac{1}{4}$   
 3.2 acres SW $\frac{1}{4}$  SE $\frac{1}{4}$   
 14.4 acres SE $\frac{1}{4}$  SE $\frac{1}{4}$   
 Section 35  
 1.8 acres SW $\frac{1}{4}$  SW $\frac{1}{4}$   
 Section 36  
 T. 15 S., R. 4 W., W. M.  
 6.2 acres NW $\frac{1}{4}$  NW $\frac{1}{4}$  as projected within Cochran DLC 52  
 Section 1  
 24.0 acres NE $\frac{1}{4}$  NE $\frac{1}{4}$  as projected within Cochran DLC 52  
 16.0 acres NW $\frac{1}{4}$  NE $\frac{1}{4}$  as projected within Cochran DLC 52  
 Section 2  
 T. 16 S., R. 4 W., W. M.

RECEIVED BY DWRD

AUG 15 2016

SALEM, OR

This certificate is issued to correct and supersede that certain water right certificate issued to Gerald W. and Marie Detering on November 22, 1960, and recorded in State Record of Water Right Certificates, Volume 20, page 27845, so as to correctly show the location of the diversion points.

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 date. MAY - 1 1963

CHRIS L. WHEELER

State Engineer

GR-1629

January 13, 1959

Gerald W. and Marie Detering  
Harrisburg  
Oregon

Dear Sir and Madam:

GR-1629  
GR-1593

GR-1627  
GR-1628  
GR-1629

June 5, 1958

Gerald Detering  
Harrisburg  
Oregon

Dear Mr. Deterings:

This will acknowledge the receipt of your well registration statements and check in the amount of \$52.80 for which our receipts 16615, 16611, and 16613 are enclosed.

After we have had an opportunity to examine your statements, we will communicate with you further.

Very truly yours,

LEWIS A. STANLEY  
State Engineer

By  
Wm. S. Bartholomew  
Geologist

ls  
Enc.

GR-1629  
 STEPHEN YATES DEMERGASSO  
 5426 16th AVE SW  
 SEATTLE WA 98106

GR-1629  
 STEPHEN YATES DEMERGASSO  
 5426 16th AVE SW  
 SEATTLE WA 98106

STATE OF OREGON  
**WATER RESOURCES DEPARTMENT**  
 725 Summer St. N.E. Ste. A  
 SALEM, OR 97301-4172  
 (503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **120947** INVOICE # \_\_\_\_\_

RECEIVED FROM: Stephen J Yates  
 BY: Demergasso

CASH:  CHECK: # 16412 OTHER: (IDENTIFY)

APPLICATION GR 1629  
 PERMIT  
 TRANSFER

TOTAL REC'D \$ 85.00

**1083 TREASURY 4170 WRD MISC CASH ACCT**

0407 COPIES \$  
 OTHER: (IDENTIFY) \$  
 0243 I/S Lease 0244 Muni Water Mgmt. Plan 0245 Cons. Water

**4270 WRD OPERATING ACCT**

MISCELLANEOUS 46111

0407 COPY & TAPE FEES \$  
 0410 RESEARCH FEES \$  
 0408 MISC REVENUE: (IDENTIFY) Assignment \$ 85.00  
 TC162 DEPOSIT LIAB. (IDENTIFY) \$  
 0240 EXTENSION OF TIME \$

WATER RIGHTS:

0201 SURFACE WATER EXAM FEE \$ 0202 RECORD FEE \$  
 0203 GROUND WATER \$ 0204 \$  
 0205 TRANSFER \$

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR EXAM FEE \$ 0219 LICENSE FEE \$  
 LANDOWNER'S PERMIT \$ 0220 \$  
 OTHER (IDENTIFY)

**0536 TREASURY 0437 WELL CONST. START FEE**

0211 WELL CONST START FEE \$ CARD #  
 0210 MONITORING WELLS \$ CARD #  
 OTHER (IDENTIFY)

**0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER**

0233 POWER LICENSE FEE (FWWRD) \$  
 0231 HYDRO LICENSE FEE (FWWRD) \$  
 HYDRO APPLICATION \$

**TREASURY OTHER / RDX**

FUND \_\_\_\_\_ TITLE \_\_\_\_\_  
 OBJ. CODE \_\_\_\_\_ VENDOR # \_\_\_\_\_  
 DESCRIPTION \_\_\_\_\_ \$

RECEIPT: **120947** DATED: 8-15-16 BY: Carlos O. Turner  
 Distribution - White Copy - Customer, Yellow Copy - Fiscal, Blue Copy - File, Buff Copy - Fiscal