

15 September 2021

Douglas County Watermaster
1036 SE Douglas Av
Roseburg, OR 97470

Dear Watermaster:

On 31 July 2021 I sent you a memorandum entitled "Violation of 'Perpetual Exclusive Easement' No. 95-18101 between 3400 North Fork Smith River Road ('Bear Creek Ranch') and 3380 North Fork Smith River Road ('Old Schoolhouse'), Initiated on 22 September 1995 by the Owner of Bear Creek Ranch for the Purpose of Making the Old Schoolhouse Property Sellable as a Self-Sufficient Separately-Addressed Domicile."

On 26 August 2021 you replied to me by telephone to say that you had talked to the violator's attorney and had agreed with him that Easement No. 95-18101 was no longer in force.

On 10 March 2020 I became owner of the property at 3380 N Fork Smith River Road, Reedsport, OR 97467.

On 19 March 2020 you sent me, in care of the then-still-resident former owners ("To Whom It May Concern"), an "attached water right permit and map appurtenant to 3380 North Fork Smith River Road, Reedsport, Oregon 97467. Map Identification: Township 20S, Range 10W, Section 17 Tax Lot 201. [Para] This water right is for Domestic Expanded for two families and stock watering. Irrigation of any lawn or noncommercial garden of 1/2 acre or less." Reference is to the Easement introduced in the first paragraph of the present letter.

For the record, will you please send me, in writing, the substance of your telephone call to me on 26 August 2021.

Since putting our now-untenantable property up for sale three weeks ago we have had a dozen serious enquiries by people who were unwilling to believe the "legal" transition you have described regarding the perpetual easement drawn up by the complainer's original attorney. The matter is certain to bring subsequent owners to your door. The Easement in question has a stand-alone clarity that people with only an average understanding of the English language will be able to understand without any trouble at all, even some people from Douglas County.

You have made it clear to me from the gitgo that your Office has no actual authority in these matters. In my recent experience, that is not the popular perception of your Office.

Thank you,



Michael Powell
3380 N Fork Smith River Rd
Reedsport, OR 97467

CC: Thomas M. Byler
Director, Oregon Water Resources Department
725 Summer St
Salem, OR 97301

AA

 webmail.co.douglas.or.us

March 19, 2020

To Whom It May Concern:

Please see attached water right permit and map appurtenant to 3380 North Fork Smith River Road, Reedsport, Oregon 97467.

Map Identification: Township 20S, Range 10W, Section 17 Tax Lot 201

This water right is for Domestic Expanded for two families and stock watering. Irrigation of any lawn or noncommercial garden of ½ acre or less.

Feel free to contact me with any questions.

Sincerely,

Mary L. Burleson
Assistant Watermaster-District 15

Cc: Susan Douthit, Watermaster-District 15

Data provided by this office is based on the best and most current information available within our files and data base. The "Official Records" however, reside in the Department's Salem office. For additional information, please contact the Oregon Water Resources Department at (503) 986-0900

