

Application No. G G 5392

Permit No. G G 5319

Certificate No. 45726

Stream Index, Page No. 2-120

2/3-1dbd

**FEEES PAID**

Date	Amount	Receipt No.
<u>1-6-71</u>	<u>25.00</u>	<u>22209</u>
<u>5-8-78</u>	<u>\$1<sup>3</sup> Cert. Fee</u>	<u>2758</u>

**FEEES REFUNDED**

Date	Amount	Check No.

Name Boring Water District

By P.O. Box 66

Address Rt. 1, Box 71

Boring, Oregon 97009

Date filed January 6, 1971

Priority January 6, 1971

Action suspended until sup. KCERT 2 FS

Returned to applicant

Date of approval February 4, 1975

**CONSTRUCTION**

Date for beginning February 4, 1976

Date for completion October 1, 1976

Extended to

Date for application of water October 1, 1977

Extended to

**PROSECUTION OF WORK**

Form "A" filed started

Form "B" filed June 17, 1975

Form "C" filed June 17, 1975

**EB 22 1978** FINAL PROOF Jan 10, 1978

Blank mailed orig. ins. **DEC 16 1977**

Proof received

Date certificate issued JUN 9 1978

**ASSIGNMENTS**

Date	To Whom	Address	Volume	Page

**REMARKS**

0.56 c.f.s. from a well (North Fork Deep Creek) for municipal use.

sent 130 sent 1-10-78 to P.O. Box 66, Boring, OR

Form 130 sent FEB 14 1978

Form 130 sent MAR 22 1978



Name Boring Water District  
 By P.O. Box 66  
 Address Rt. 1, Box 71  
Boring, Oregon 97009

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sent blank app no 1-10-78 to P.O. Box 66, Boring, OR  
Form 130 sent FEB 14 1978  
Form 130 sent MAR 22 1978



Form C

**IMPORTANT**—This form is a notice to the State Engineer that permittee is ready to make **final proof** to the extent to which the water has actually been applied to the intended use under the terms of the permit. Permittee is cautioned that Certificate of Water Right will be issued based on the extent of the quantity and use as determined by the **final proof** inspection and survey which will be made in response to the filing of this Form C.

NOTE: In the case of an irrigation permit, this Form C should not be mailed to the State Engineer until all of the land described in the permit, which it is intended to irrigate under this permit at any time, has actually been irrigated.  
Fill out, detach and mail to the State Engineer, Salem, Oregon 97310, when all of the water has been applied.

Application No. G-5392

**NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE**

I, BORING WATER DISTRICT #24, the holder of Permit No. G-5319, appropriate the public waters of the state of Oregon, completely applied the waters to a beneficial use in accordance with the terms of said permit, on the 1 day of January, 1972.

Remarks: \_\_\_\_\_

IN WITNESS WHEREOF, I have hereunto set my hand this 28 day of March, 1975

Jack P. McKay  
(Signature of Applicant)  
Chairman, Boring Water District #24

P.O. Box 66, Boring, Oregon 97009  
(Address)

Form B

Application No. G-5392

**NOTICE OF COMPLETION OF CONSTRUCTION**

I, BORING WATER DISTRICT #24, the holder of Permit No. G-5319, appropriate the public waters of the state of Oregon, completed the construction of the works described therein on the 1 day of January, 1972.

Remarks: \_\_\_\_\_  
If the works have less capacity than described in the permit, or you have definitely abandoned part of the proposed development, you should state in order that our records may not be unnecessarily encumbered.

IN WITNESS WHEREOF, I have hereunto set my hand this 28 day of March, 1975

Jack P. McKay  
(Signature of Applicant) Chairman, Boring Water District #24  
Fill out, detach and mail to the State Engineer, Salem, Oregon 97310, when construction work is completed.

P.O. Box 66, Boring Oregon 97009  
(Address)

RECEIVED  
JUN 17 1975  
STATE ENGINEER  
SALEM, OREGON

OK  
Jes

RECEIVED  
JUN 17 1975  
STATE ENGINEER  
SALEM, OREGON

OK  
Jes



BEFORE THE WATER RESOURCES DEPARTMENT  
OF THE  
STATE OF OREGON

In the Matter of Transfer Application )  
T-10744, Clackamas County )  
 )  
 ) FINAL ORDER APPROVING A  
 ) CHANGE IN POINT OF  
 ) APPROPRIATION, PLACE OF USE,  
 ) AND CHARACTER OF USE

**Authority**

ORS 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of appropriation, place of use, or character of use authorized under an existing water right. OAR Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

**Applicant**  
LARRY ALEXANDER  
BORING WATER DISTRICT  
P.O. BOX 66  
BORING, OR 97009

**Receiving Landowner**  
GREG PILCHER  
ISELI NURSERY, INC.  
30590 SE KELSO RD.  
BORING, OR 97009

**Findings of Fact**

**Background**

1. On November 28, 2008, Larry Alexander filed an application to change the use, place of use, point of appropriation under Certificate 45726. The Department assigned the application number T-10744.

2. The right to be transferred is as follows:

**Certificate:** 45726 in the name of BORING WATER DISTRICT (perfected under Permit G-5319)

**Use:** MUNICIPAL

**Priority Date:** JANUARY 6, 1971

**Rate:** 0.40 CUBIC FOOT PER SECOND

**Source:** A WELL in the NORTH FORK DEEP CREEK (CLACKAMAS RIVER) BASIN

This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, you may 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.



**Authorized Point of Appropriation:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
2 S	3 E	WM	1	NW SE	1,420 FEET NORTH AND 1,600 FEET WEST FROM THE SE CORNER OF SECTION 1

**Authorized Place of Use:**

MUNICIPAL USES				
Twp	Rng	Mer	Sec	Q-Q
1 S	3 E	WM	36	NE NE
1 S	3 E	WM	36	SE NE
1 S	3 E	WM	36	NE SW
1 S	3 E	WM	36	NW SW
1 S	3 E	WM	36	SW SW
1 S	3 E	WM	36	SE SW
1 S	3 E	WM	36	NE SE
1 S	3 E	WM	36	NW SE
1 S	3 E	WM	36	SW SE
1 S	3 E	WM	36	SE SE
1 S	4 E	WM	31	SW NE
1 S	4 E	WM	31	NE NW
1 S	4 E	WM	31	NW NW
1 S	4 E	WM	31	SW NW
1 S	4 E	WM	31	SE NW
1 S	4 E	WM	31	NE SW
1 S	4 E	WM	31	NW SW
1 S	4 E	WM	31	SW SW
1 S	4 E	WM	31	SE SW
1 S	4 E	WM	31	NE SE
1 S	4 E	WM	31	NW SE
1 S	4 E	WM	31	SW SE
1 S	4 E	WM	31	SE SE
1 S	4 E	WM	32	SW SW
1 S	4 E	WM	32	SE SW
2 S	3 E	WM	1	NE NE
2 S	3 E	WM	1	NW NE
2 S	3 E	WM	1	SW NE
2 S	3 E	WM	1	SE NE
2 S	3 E	WM	1	NE NW
2 S	3 E	WM	1	NW NW
2 S	3 E	WM	1	SW NW
2 S	3 E	WM	1	SE NW
2 S	3 E	WM	1	NE SE
2 S	3 E	WM	1	NW SE
2 S	3 E	WM	1	SW SE
2 S	4 E	WM	5	NE NW
2 S	4 E	WM	5	NW NW
2 S	4 E	WM	6	NE NE
2 S	4 E	WM	6	NW NE
2 S	4 E	WM	6	SW NE
2 S	4 E	WM	6	SE NE
2 S	4 E	WM	6	NE NW
2 S	4 E	WM	6	NW NW



MUNICIPAL USES				
Twp	Rng	Mer	Sec	Q-Q
2 S	4 E	WM	6	SW NW
2 S	4 E	WM	6	SE NW
2 S	4 E	WM	6	NE SW
2 S	4 E	WM	6	NW SW
2 S	4 E	WM	6	SW SW
2 S	4 E	WM	6	SE SW

3. Application T-10744 proposes to move the authorized point of appropriation approximately 0.8 to 1.9 miles southeasterly from the existing point of appropriation to eight proposed points of appropriation:

Well #	Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1	2S	4E	WM	7	NE NW	525 FEET SOUTH AND 2,165 FEET EAST FROM THE NW CORNER OF SECTION 7
2	2S	4E	WM	7	NE NW	535 FEET SOUTH AND 2,335 FEET EAST FROM THE NW CORNER OF SECTION 7
3	2S	4E	WM	7	NE NW	810 FEET SOUTH AND 2,610 FEET EAST FROM THE NW CORNER OF SECTION 7
4	2S	4E	WM	8	NE NW	1,050 FEET SOUTH AND 1,460 FEET EAST FROM THE NW CORNER OF SECTION 8
5	2S	4E	WM	8	SE NW	2,600 FEET SOUTH AND 2,350 FEET EAST FROM THE NW CORNER OF SECTION 8
7	2S	4E	WM	7	NE NW	60 FEET SOUTH AND 2,600 FEET EAST FROM THE NW CORNER OF SECTION 7
8	2S	4E	WM	8	SW NE	1,360 FEET SOUTH AND 2,330 FEET WEST FROM THE NE CORNER OF SECTION 8
9	2S	4E	WM	8	NW NW	85 FEET SOUTH AND 1,015 FEET EAST FROM THE NW CORNER OF SECTION 8

4. Application T-10744 proposes to change the character of use to NURSERY OPERATIONS.
5. Application T-10744 also proposes to change the place of use of the right to:

NURSERY OPERATIONS					
Twp	Rng	Mer	Sec	Q-Q	Acres
2S	3E	WM	1	SE SE	0.9
2S	3E	WM	12	NE NE	38.7
2S	3E	WM	12	SW NE	26.0
2S	3E	WM	12	SE NE	39.4
2S	3E	WM	12	NE SE	5.7
2S	3E	WM	12	NW SE	21.5
2S	4E	WM	7	NW NE	9.9
2S	4E	WM	7	SW NE	9.4
2S	4E	WM	7	NE NW	35.0
2S	4E	WM	7	NW NW	37.6
2S	4E	WM	7	SW NW	38.8
2S	4E	WM	7	SE NW	39.9
2S	4E	WM	7	NE SW	38.8
2S	4E	WM	7	NW SW	23.4
2S	4E	WM	7	SW SW	7.1



NURSERY OPERATIONS					
Twp	Rng	Mer	Sec	Q-Q	Acres
2S	4E	WM	7	SE SW	37.6
2S	4E	WM	7	NE SE	0.9
2S	4E	WM	7	NW SE	32.7
2S	4E	WM	7	SW SE	0.4
2S	4E	WM	8	SW NE	39.1
2S	4E	WM	8	NE NW	18.2
2S	4E	WM	8	NW NW	31.8
2S	4E	WM	8	SW NW	39.6
2S	4E	WM	8	SE NW	35.6
2S	4E	WM	8	NE SW	38.4
2S	4E	WM	8	NW SW	32.9
2S	4E	WM	8	SW SW	37.5
2S	4E	WM	8	SE SW	37.4
2S	4E	WM	18	NW NW	14.2
				TOTAL	768.4

6. Notice of the application for transfer was published on December 16, 2008, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
7. On April 3, 2009, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-10744 to the applicant and receiving landowner. The draft Preliminary Determination set forth a deadline of May 5, 2009, for the parties to respond. The agent for the applicant requested that the Department proceed with issuance of a Preliminary Determination and requested that the deadline for completion of the changes be extended to October 1, 2019, citing the nature and complexity of the project to support the need for the additional time. The Department considers this request reasonable and this document reflects the revised date for completion.
8. On April 15, 2009, the Department issued a Preliminary Determination proposing to approve Transfer Application T-10744 and mailed a copy to the applicant and receiving landowner. Additionally, notice of the Preliminary Determination for the transfer application was published on the Department's weekly notice on April 21, 2009, and in the Sandy Post newspaper on May 6, 13 and 20, 2009, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notice.
9. Iseli Nursery, Inc. (Greg Pilcher) is the receiving landowner and will be responsible for completion of the proposed changes.
10. Water rights currently issued by the Department for Nursery Use routinely include a standard set of rate and duty conditions that are not already part of the terms and conditions of this municipal use right.



***Transfer Review Criteria (OAR 690-380-4010)***

11. Water has been used within the last five years according to the terms and conditions of the right, and there is no information in the record that would demonstrate that the right is subject to forfeiture under ORS 540.610.
12. A municipal water system sufficient to use the full amount of water allowed under the existing right was present within the five-year period prior to submittal of Application T-10744.
13. As long as standard rate and duty conditions for Nursery Use are applied to the right, the proposed change would not result in enlargement of the right.
14. The proposed change would not result in injury to other water rights.

**Conclusions of Law**

The changes in character of use, place of use and point of appropriation proposed in application T-10744 are consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000.

**Now, therefore, it is ORDERED:**

1. The changes in character of use, place of use and point of appropriation proposed in application T-10744 are approved.
2. The right to the use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Certificate 45726 and any related decree, in addition to the special conditions below.
3. Water right certificate 45726 is cancelled.
4. Water shall be acquired from the same aquifer (water source) as the original point of appropriation.
5. The former place of use of the transferred right shall no longer receive water under the right.
6. The amount of water used for nursery use is limited to a maximum of 5.0 acre feet per acre and a diversion of 0.15 cubic foot per second per acre. For irrigation of containerized nursery plants, the amount of water diverted is limited to one fortieth of one cubic foot per second and 5.0 acre feet per acre per year. For irrigation of in-ground nursery plants, the amount of water diverted is limited to one eightieth of one cubic foot per second and 2.5 acre feet per acre per year. The use of water for nursery use may be made at any time during the year that the use is beneficial. For irrigation of any other crop, the amount of water diverted is limited to one eightieth of one cubic foot per second and 2.5 acre feet per acre during the irrigation season of each year.



7. Water use measurement conditions:
  - a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of diversion.
  - b. The water user shall maintain the meters or measuring devices in good working order.
  - c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.
8. The approved changes shall be completed and full beneficial use of the water shall be made on or before **October 1, 2019**. A Claim of Beneficial Use prepared by a Certified Water Rights Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.
9. When satisfactory proof of the completed changes is received, a new certificate confirming the right transferred will be issued.

Dated at Salem, Oregon this 22<sup>nd</sup> day of June 2009.

  
Phillip C. Ward, Director *tm*

Mailing date: JUN 24 2009



**Dorothy Pedersen**

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**From:** Dorothy Pedersen  
**Sent:** Tuesday, November 04, 2008 4:39 PM  
**To:** 'Mike Reynolds'  
**Subject:** RE: Transfer question

Mike,

Your request to substitute the existing map for the Certificate 45726 right in place of a new CWRE map with your future transfer application has been considered. OAR 690-380-3100(1)(j) and (2)(d) provide for the use of existing final proof survey maps of the right to be submitted in lieu of a CWRE map, in situations when the entirety of the right is to be transferred and the existing maps provide the required information.

The final proof map for Application G-5392/Permit G-5319/Certificate 45726 shows the point of appropriation location, but not the place of use. However, the water right file includes a map submitted with the application that defines the place of use for the right (the Boring Water District Municipal Water System boundaries).

Therefore, since the proposed transfer application will include the entire right, and the Department's maps of record for the right include the information required in OAR 690-380-3100, your request to submit the final proof map (in combination with the place of use map in the G-5392 water right file) in place of a CWRE map of the authorized place of use and point of appropriation is approved.

Sincerely,  
Dorothy

---

**From:** Mike Reynolds [mailto:mreynolds@gsiwatersolutions.com]  
**Sent:** Friday, October 24, 2008 10:42 AM  
**To:** Dorothy Pedersen  
**Cc:** Adam Sussman  
**Subject:** RE: Transfer question

Hello Dorothy,

The certificate is 45726. The transfer will involve changing the entire certificate to nursery operations on different lands from different points of appropriation. Thank you for your assistance on this question.

Sincerely,

Mike Reynolds  
Water Resources Consultant  
GSI Water Solutions, Inc.  
1600 Western Blvd., Suite 240  
Corvallis, OR 97333  
E-mail: [mreynolds@gsiwatersolutions.com](mailto:mreynolds@gsiwatersolutions.com)  
Phone: 503-799-3535

---

**From:** Dorothy Pedersen [mailto:pedersdi@wrdd.state.or.us]  
**Sent:** Friday, October 24, 2008 10:31 AM  
**To:** Mike Reynolds  
**Subject:** RE: Transfer question

11/4/2008



Hi Mike,

We do need some more information for our consultation. First, could you give us the certificate number, so we can pull the water right file and see all the documentation it contains? Next, please clarify whether the transfer application will propose to change all, or a portion of, the water right to nursery.

Thanks,  
Dorothy

---

**From:** Mike Reynolds [mailto:mreynolds@gsiwatersolutions.com]  
**Sent:** Wednesday, October 22, 2008 2:20 PM  
**To:** Dorothy Pedersen  
**Cc:** 'Adam Sussman'  
**Subject:** Transfer question

Hello Dorothy,

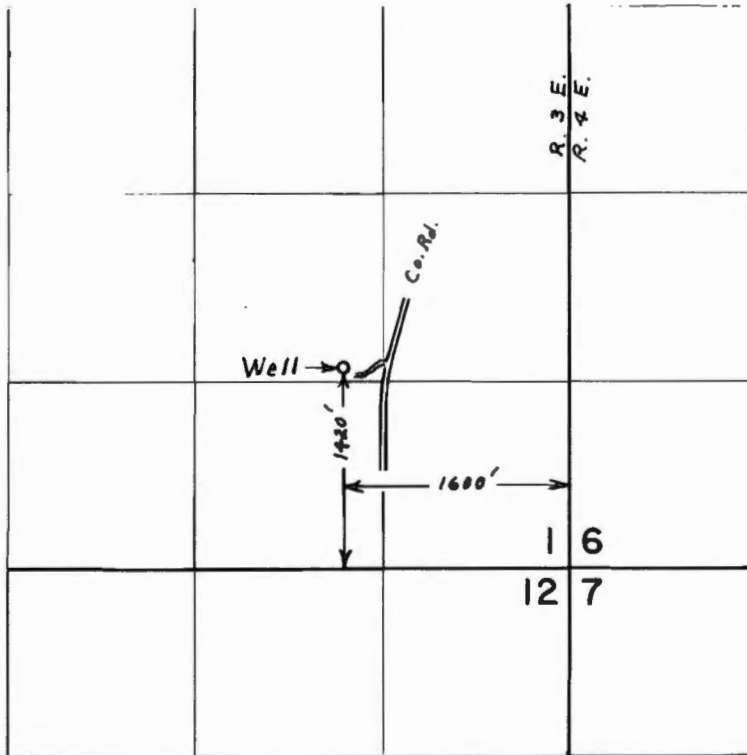
Thanks for talking with me today by phone. As we discussed, I am sending you our question by e-mail so you can run it by some other folks at OWRD and then get back to me. GSI Water Solutions, Inc. is preparing an application to transfer a municipal well to new points of appropriation for nursery use on different lands. In terms of the "from" map, we have the Claim of Beneficial Use map for the municipal well that is being transferred. That map shows the well location but not the place of use because it is municipal. May we submit the COBU map as-is, or do we need to prepare a brand new map showing the municipal well and the entire municipal place of use? We are hoping that the COBU map will meet OWRD's requirements since the original certificated right is municipal. I look forward to hearing from you. Please let me know if you need any additional information.

Sincerely,

Mike Reynolds  
Water Resources Consultant  
GSI Water Solutions, Inc.  
1600 Western Blvd., Suite 240  
Corvallis, OR 97333  
E-mail: [mreynolds@gsiwatersolutions.com](mailto:mreynolds@gsiwatersolutions.com)  
Phone: 503-799-3535

11/4/2008

T.2 S. R.3 & 4 E. W.M.



**FINAL PROOF SURVEY**  
UNDER

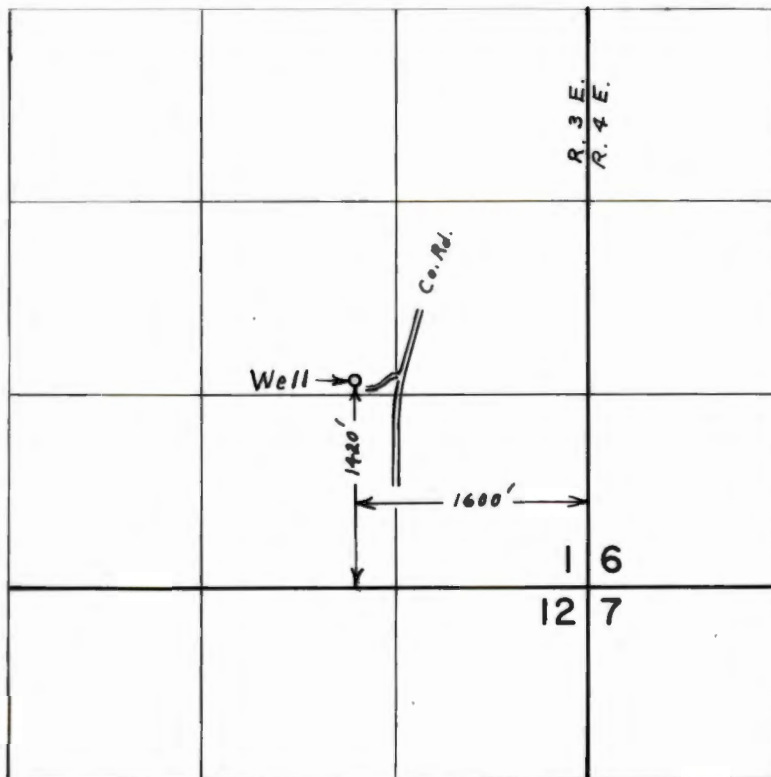
Application No. G-5392 Permit No. G-5319  
IN NAME OF

BORING WATER DISTRICT

Surveyed Oct. 5, 1976, by L. E. Gould



T.2 S. R.3 & 4 E. W.M.



**FINAL PROOF SURVEY**  
UNDER

Application No. G-5392 Permit No. G-5319  
IN NAME OF

**BORING WATER DISTRICT**

Surveyed Oct. 5, 1976, by L. E. Gould.

CLAC

2/3-1K Clackamas

CLAC 04515

80 gpm 110 " " 135 " " 24' 30 min 42 30 min 56 30 min 65 2 hrs

RECEIVED

NOV 21 1966

WATER WELL REPORT

NOTICE TO WATER WELL CONTRACTOR The original and first copy of this report are to be filed with the STATE ENGINEER, SALEM, OREGON 97310 within 30 days from the date of well completion.

STATE ENGINEER STATE OF OREGON SALEM, OREGON (Please type or print) G-3865

State Well No. 80' - 1hr State Permit No. 80' - 1hr

(1) OWNER: Name Mountain View Golf Club, Rt 3 Box 1354, Borin, Oreg.

(2) LOCATION OF WELL: County Clackamas, Driller's well number 1/4 Section 1 T. 2S R. 3E W.M. Bearing and distance from section or subdivision corner

(3) TYPE OF WORK (check): Well Deepening Reconditioning Abandonment

(4) PROPOSED USE (check): Domestic Industrial Municipal Irrigation Test Well Other

(5) TYPE OF WELL: Rotary Driven Cable Jetted Dug

(6) CASING INSTALLED: 8" Diam. from 0 ft. to 170 ft. Gage 277 6" Diam. from 162 ft. to 202 ft. Gage 250

(7) PERFORATIONS: Perforated? Yes No Type of perforator used Mills Knife Size of perforations 3 in. by 3/8 in. 72 perforations from 65 ft. to 84 ft. 60 perforations from 120 ft. to 134 ft. 90 perforations from 170 ft. to 202 ft.

(8) SCREENS: Well screen installed? Yes No Manufacturer's Name Model No. Slot size Set from ft. to ft. Diam. Slot size Set from ft. to ft.

(9) CONSTRUCTION: cemented from 50' up to packfill clay slurry Depth of seal 50 ft. Was a packer used? Diameter of well bore to bottom of seal 12 in. Were any loose strata cemented off? Yes No Depth Was a drive shoe used? Yes No Was well gravel packed? Yes No Size of gravel: Gravel placed from ft. to ft. Did any strata contain unusable water? Yes No Type of water? depth of strata Method of sealing strata off

(10) WATER LEVELS: Static level 110 w.s. 5' quite value on well ft. below land surface Date Artesian pressure 2 lbs. per square inch Date Oct 14-66

(11) WELL TESTS: Drawdown is amount water level is lowered below static level Was a pump test made? Yes No If yes, by whom? Yield: 80 gal./min. with 15 ft. drawdown after hrs. 110 " 24 " " 160 " 1 1/2 " " Baller test 40 gal./min. with 10 ft. drawdown after hrs. Artesian flow 20 g.p.m. Date Oct 14-66 Temperature of water Was a chemical analysis made? Yes No

(12) WELL LOG: Diameter of well below casing to bottom, Depth drilled 202 ft. Depth of completed well 202 ft. Formation: Describe by color, character, size of material and structure, and show thickness of aquifers and the kind and nature of the material in each stratum penetrated, with at least one entry for each change of formation.

Table with columns MATERIAL, FROM, TO. Rows include: 1/2" pebbles, clay & cobblestones, cement gravel, black volcanic cement, loose volcanic gravel, water bearing cemented gravel, cement gravel, blue clay gravel, blue clay, gravel & clay - dry, cement gravel, water gravel sand, dry clay & gravel, brown clay dry, cement gravel dry, cement gravel water bearing, 170 202

Drilled 12" hole to 37' set 10" surface pipe drop to 52' Drilled 10" to 67' set 8" pipe Work started Sept 28 1966 Completed Oct 14 1966 Date well drilling machine moved off of well Oct 14 1966

(13) PUMP: Manufacturer's Name Welded cap on hole Type: H.P.

Water Well Contractor's Certification: This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief. NAME A.O. Olsen (Person, firm or corporation) (Type or print) Address 18211 SE Powell Ave Drilling Machine Operator's License No. 214 [Signed] A.O. Olsen (Water Well Contractor) Contractor's License No. 282 Date Oct



CLAC

2/3-1 K Clackamas

CLAC 04515

80 9 AM  
110  
160  
210  
250  
300

13' 30 min  
24' 30 min  
42' 30 min  
56' 30 min  
65' 3 hrs  
80' - 1 hr

RECEIVED NOV 21 1966

NOTICE TO WATER WELL CONTRACTOR  
The original and first copy of this report are to be filed with the STATE ENGINEER, SALEM, OREGON within 30 days from the date of well completion.

STATE ENGINEER STATE OF OREGON  
SALEM, OREGON (Please type or print)  
G-3865

State Well No. 65  
State Permit No. 80' - 1 hr

(1) OWNER: Mountain View Golf Club  
Name  
Address Rt 3

(11) WELL TESTS: Drawdown is amount water level is lowered below static level

(2) LOCATION OF WELL  
County Clackamas  
Bearing and distance from sect

G 5392

(( T R SECT ))

(3) TYPE OF WORK (c) Deepening

NAME =

(4) PROPOSED USE (c) Irrigation Test Well

MIKE R (GSI)  
(CORT.#) 45726  
573 = 799 = 3535

(6) CASING INSTALLED  
8" Diam. from 9 1/2"  
6" Diam. from 7 1/2"

(7) PERFORATIONS:  
Type of perforator used mill  
Size of perforations 3  
72 perforations from  
60 perforations from  
90 perforations from  
line perforations from

(8) SCREENS:  
Manufacturer's Name  
Slot size  
Diam. Slot size

(9) CONSTRUCTION:  
Well seal—Material used in seal cement on pipe, 50' upto 1 1/2' packfill clay slurry  
Depth of seal 50 ft. Was a packer used?  
Diameter of well bore to bottom of seal 1 1/2 in.  
Were any loose strata cemented off? Yes No  
Was a drive shoe used? Yes No  
Was well gravel packed? Yes No Size of gravel:  
Gravel placed from ft. to ft.  
Did any strata contain unusable water? Yes No  
Type of water? depth of strata  
Method of sealing strata off

(10) WATER LEVELS:  
Static level 110 w.s. 3 1/2' quite value on well ft. below land surface Date  
Artesian pressure 2 lbs. per square inch Date Oct 14-66

to If yes, by whom?  
15 ft. drawdown after hrs.  
10 ft. drawdown after hrs.  
m. Date Oct 14-66  
chemical analysis made? Yes No  
of well below casing to bottom of completed well 202 ft.  
er, size of material and structure, and ad and nature of the material in each entry for each change of formation.

	FROM	TO
Holes	0	5
ce	5	12
ement	12	26
raop	26	65
ected	65	68
	68	80
	80	87
auc	87	92
	92	98
ry	98	118
	118	123
d,	123	132
l	132	135
y	135	158
ry	158	170
water		
	170	202

to 37'  
pipe drove to  
7" set 8" pipe  
completed Oct 14 1966  
well Oct 14 1966

(13) PUMP:  
Manufacturer's Name Welded cap on hole  
Type: H.P.

Water Well Contractor's Certification:  
This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.  
NAME A.O. Olsen (Person, firm or corporation)  
Address 18211 SE Powell Ave  
Drilling Machine Operator's License No. 214  
[Signed] A.O. Olsen (Water Well Contractor)  
Contractor's License No. 285 Date Oct



20  
B.S.

# Abstract of Permit No. C-3312

Application No. W-2342 Certificate No.

Info: Ken Moon (Maintenance Foreman)

Well: 10" casing, 275' with 200' (Approx.) more of 6" pipe

Yield: 250 g.p.m. @ 90 p.s.i. L.D.H.

Pumping water level said to be 200' now.  
 $Q = 75 \times 7 = .58 \text{ c.f.s.} \leftarrow \text{NOT CORRECT}$

Pump: 15 H.P. Jacuzzi, Submersible, 4" Disch.

Set at 275' level	
Note: Mrs. Moon said that the valve is shut down to approx. 180 g.p.m. at the present time.	$\frac{180}{250} = .72 \text{ c.f.s.}$
Lift: 200' in well + 150' to 180' to tank.	$\frac{15 \times 75}{3.75} = .28$
Res: 350,000 gallon steel tank (located approx. 700' above sea level, users are between 500' & 620' Bottom of tank. (Tank is 32' deep. Top well = 550' El.)	

Pipe: Approx. 2 miles 8" transite } Mains.  
" 2 1/2 " 6" }

Service pipe 3/4" to 1 1/2" Plastic

Use: Municipal (300 users, all home meters, including 6 commercial & one school)

Consumption: 1,176,000 gallons  
February, " - 862,000 "

Tie: Well shown on Photo DFK-1LL-75  
Place of use shown on App map.

01/10 fan = .30 + .10 f.o.r  
SCHOOL; COMM.

Oct. 5, 1976, D. E. Gould  
Field Engineer.

Vertical text on right margin, possibly a date or reference number.

Vertical text on right margin, possibly a date or reference number.



STATE OF OREGON

COUNTY OF CLACKAMAS

CERTIFICATE OF WATER RIGHT

This Is to Certify, That BORING WATER DISTRICT

of P. O. Box 66, Boring, State of Oregon, 97009, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of a well

a tributary of North Fork of Deep Creek (Clackamas River) for the purpose of municipal

under Permit No. G-5319 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 6, 1971

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 0.40 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NW 1/4 SE 1/4, Section 1, T. 2 S., R. 3 E., W. M., 1420 feet North and 1600 feet West from the SE Corner, Section 1

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 ----- of one cubic foot per second per acre,

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:

E 1/2 NE 1/4  
S 1/2  
Section 36  
T. 1 S., R. 3 E., W. M.

SW 1/4 NE 1/4  
NW 1/4  
S 1/2  
Section 31  
S 1/2 SW 1/4  
Section 32  
T. 1 S., R. 4 E., W. M.

N 1/2  
N 1/2 SE 1/4  
SW 1/4 SE 1/4  
Section 1  
T. 2 S., R. 3 E., W. M.

N 1/2  
SW 1/4  
Section 6  
N 1/2 NW 1/4  
Section 5  
T. 2 S., R. 4 E., W. M.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described. and is subject to the existing minimum flow policies established by the Water Policy Review Board.

WITNESS the signature of the Water Resources Director, affixed

this date. June 9, 1978

[Signature] DEPUTY Water Resources Director

STATE OF OREGON

COUNTY OF CLACKAMAS

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Section 1
T. 2 S., R. 3 E., W. M.

SW 1/4 NE 1/4
NW 1/4
S 1/2
Section 31
S 1/2 SW 1/4
Section 32
T. 1 S., R. 4 E., W. M.

N 1/2
SW 1/4
Section 6
N 1/2 NW 1/4
Section 5
T. 2 S., R. 4 E., W. M.

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WITNESS the signature of the Water Resources Director, affixed

this date. June 9, 1978

[Signature] DEPUTY
Water Resources Director



STATE OF OREGON

COUNTY OF CLACKAMAS

CERTIFICATE OF WATER RIGHT

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of P. O. Box 66, Boring, State of Oregon, 97009, has made proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of a well

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S 1/2
Section 36
T. 1 S., R. 3 E., W. M.

SW 1/4 NE 1/4
NW 1/4
S 1/2
Section 31
S 1/2 SW 1/4
Section 32
T. 1 S., R. 4 E., W. M.

N 1/2
N 1/2 SE 1/4
SW 1/4 SE 1/4
Section 1
T. 2 S., R. 3 E., W. M.

N 1/2
SW 1/4
Section 6
N 1/2 NW 1/4
Section 5
T. 2 S., R. 4 E., W. M.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described. and is subject to the existing minimum flow policies established by the Water Policy Review Board.

WITNESS the signature of the Water Resources Director, affixed

this date. June 9, 1978

[Signature] DEPUTY
Water Resources Director

Township Range Sec

1S 3E. 36 E.  $\frac{1}{2}$  N. E.  $\frac{1}{4}$  .

4E. S.  $\frac{1}{2}$  .

4E. 31 S. W.  $\frac{1}{4}$  N. E.  $\frac{1}{4}$  .

N. W.  $\frac{1}{4}$  .

S.  $\frac{1}{2}$  .

32 S.  $\frac{1}{2}$  S. W.  $\frac{1}{4}$  .

2S. 3E. 1 N.  $\frac{1}{2}$  .

N.  $\frac{1}{2}$  S. E.  $\frac{1}{4}$  .

S. W.  $\frac{1}{4}$  S. E.  $\frac{1}{4}$  .

4E 6 N.  $\frac{1}{2}$  .

S. W.  $\frac{1}{4}$  .

5 N.  $\frac{1}{2}$  N. W.  $\frac{1}{4}$  .



or  
B.6

# Abstract of Permit No. G-5319

Application No. G-5392

Certificate No.

Name **Boring Water District**

Address **Route 1, Box 71  
Boring, OR., 97004**

Source of water supply **a well, tributary of North Fork of Deep Creek (Clackamas River)**

Use **municipal**

Point of diversion **NW 1/4 SE 1, Section 1, T. 2 S., R. 3 E., W. M., 1333 ft. N. & 290 ft. W. from the SE Corner, SW 1/4 SE 1, Section 1; Clackamas County**

Number of acres **Well located 1420' N. E. 1600' W. from S.E. cor. Sec. 1**

## DESCRIPTION OF LAND TO BE IRRIGATED OR PLACE OF USE

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4
1 S	3 E	36			X	X			X	X			X	X	X	X	X	X
1 S	4 E	31			X	X			X	X			X	X	X	X	X	X
		32											X	X	X			
2 S	3 E	1	X	X	X	X	X			X	X	X	X	X	X	X	X	X
2 S	4 E	6	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
		5		X	X		X	X	X	X	X	X	X	X	X			
2 S	3 E	12	X	X			X	X										
2 S	4 E	7	X	X			X	X										
		8					X	X										

Priority date **January 6, 1971**

Amount of water **0.56 c.f.s.**

Time limit to begin construction **February 4, 1976**

Time limit to complete construction **10-1-76** extended to **extended to**

Time limit to completely apply water **10-1-77** extended to **extended to**

Remarks:

Oct. 5, 1976  
L. E. Gould

Basin Vol. \_\_\_\_\_

0.1/10 ft. + 30 = 0.17/10.  
1.0000 / 0.0000



Abstract of Permit No. 10000  
Application No. 10-10000  
Certificate No.

Info: Ken Moon (Maintenance Foreman)

Well: 10" casing, 275' with 200' (Approx.)  
rest. Yield 250 g.p.m., 90 p.s.i. T.D.H.

Pumping water level said to be 200' down.  
 $Q = \frac{75 \times 1}{10} = .58 \text{ cfs}$  — NOT CORRECT

Pump: 1/2 H.P. Jacuzzi Submersible, 4" Disch.

Set at 275' level.

Note: Mr. Moon said that the valve is shut  
down to approx. 180 g.p.m. at the present  
time.

$$\frac{180}{450} = .4 \text{ cfs} \quad \frac{15 \times 7}{3.75} = .28$$

Lift: 200' in well + 150' to 182' to tank.

Res: 350,000 gallon steel tank. (located  
approx. 700' above sea level, users are  
between 500' & 620'  
Bottom of tank. (Tank is 32' deep.)  
Top well = 550' El.

Pipe: Approx. 2 miles 8" Transite } Mains.  
" 2 1/2 " 6" }

Service pipe 3/4" to 1/2" Plastic.

Use: Municipal (300 users, all on meters,  
including 6 commercial & one school)

Consumption: Approx. 1,976,000 - 3,241,000 gals.  
February, " - 862,000 "

Tie: Well shown on Photo DFK-1LL-75  
Place of use shown on App map.

0.1/10 fan = .30 + .10 for  
SCHOOL & COMM.

Oct. 5, 1976, D. E. Gould  
Field Engineer.



G-5392

January 21, 1971

Kenneth F. Durant  
CH2M  
1600 S.W. Fourth Avenue  
Portland, Oregon 97201

Dear Mr. Durant:

This will acknowledge application No. G-5392 in the name of Boring Water District for a permit to appropriate 250 gallons per minute from a well for municipal water supply, a map, and the fee of \$25 for which our receipt No. 22209 is enclosed. This application has been filed and numbered G-5392.

Item No. 4 on the application must be further completed to describe the location of the well by quarter-quarter section. Item No. 12 on the application describes the place of use by sections only. Item No. 12 must also be completed to describe the use by quarter-quarter section.

I am returning the application and map for completion, endorsed so that in order to retain its priority date, must be returned to this office on or before March 22, 1971.

Very truly yours,

Larry W. Jebousek  
Assistant

LWJ:kle  
Enclosures

cc: Boring Water District  
Rt. 1, Box 71  
Boring, Oregon 97004



# CH<sub>2</sub>M



CORNELL, HOWLAND, HAYES & MERRYFIELD

1600 S. W. Fourth Avenue, Portland, Oregon 97201, Telephone: 503/224-9190

Portland Regional Office

11 November 1970  
Rec. No. P5440.7

**RECEIVED**  
JAN 6 1971  
**STATE ENGINEER**  
**SALEM, OREGON**

Mr. Chris L. Wheeler  
State Engineer  
516 Public Service Building  
Salem, Oregon 97301

Subject: Application for a Permit  
to Appropriate Groundwater  
for the Boring Water District

Dear Mr. Wheeler:

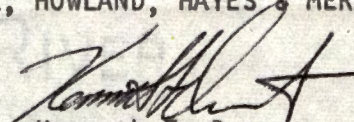
Enclosed is an application for a permit to appropriate the ground water of the State of Oregon and a check for \$25.00 from the Boring Water District.

The map is being sent in a separate container. The area for this application is shown within the Boring Water District boundary.

If there are any questions concerning application for the appropriation of ground water for the Boring Water District, please let me know.

Very truly yours,

CORNELL, HOWLAND, HAYES & MERRYFIELD

  
Kenneth F. Durant

jb

Enclosures as noted



# CH<sub>2</sub>M



CORNELL, HOWLAND, HAYES & MERRYFIELD  
1600 S. W. Fourth Avenue, Portland, Oregon 97201, Telephone: 503/224-9190

Portland Regional Office

22 February 1971

**RECEIVED**  
FEB 23 1971  
STATE ENGINEER  
SALEM OREGON

Mr. Larry W. Jebousek  
Assistant State Engineer  
Water Resources Department  
516 Public Service Building  
Salem, Oregon 97310

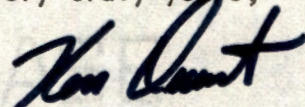
Dear Mr. Jebousek:

The application to appropriate ground water for municipal water supply for the Boring Water District and the map of District are enclosed.

The additions you requested in your letter of 21 January 1971 to items No. 4 and 12 are completed.

If you have any questions, please let me know.

Very truly yours,

  
Kenneth F. Durant

J  
Enclosures



G-5392

April 5, 1971

Cornell, Howland, Hayes & Merryfield  
1600 S. W. Fourth Avenue  
Portland, Oregon 97201

Attention: Mr. Durant

Dear Mr. Durant:

This will acknowledge the return of application number  
G-5392 and map you submitted on behalf of Boring Water District.

The application is now in satisfactory form for approval  
by issuance of a permit.

Very truly yours,

WAYNE J. OVERCASH  
Assistant

WJO:kle

cc Boring Water District



378-8508

G-5392

April 26, 1978

Boring Water District  
P. O. Box 66  
Boring, Oregon 97009

Gentlemen:

We have not received the completed proof of appropriation of water form in connection with Permit No. G-5319 which was mailed to you on February 22, 1978. Unless it is received along with the \$2.00 certificate recording fee, the law requires the cancellation of the permit.

In the event you no longer own the property and have no further interest in this permit, you could assign it to the new owner. We will furnish the necessary form upon request.

Sincerely,

Thomas E. Shook  
Water Rights Engineer

TES:slk



March 17, 1975

Boring Water District  
Rt. 1, Box 71  
Boring, OR 97004

G-5392

Gentlemen:

G-5392, Permit No. G-5319 with a map print.



**STATE  
ENGINEER**

**WATER RESOURCES DEPARTMENT**

1178 CHEMEKETA STREET N.E. • SALEM, OREGON • 97310 • Phone 378-3739

June 30, 1975

Boring Water District  
Rt. 1, Box 71  
Boring, OR 97004

Application No. G-5392

Gentlemen:

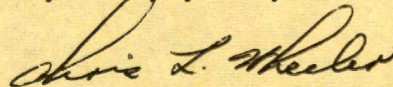
This will acknowledge receipt of your notice to the effect that complete application of water has been made under permit No. G-5319.

Pursuant to your report and in line with the general practice of this office, a survey will be made at a later date.

After this survey, proof may be made and certificate issued covering the actual use of water as found by the engineer. In case of irrigation, any lands described in the permit that have not been irrigated will be automatically eliminated from the water right.

In the meantime, the permit which you hold will be valid evidence of the water right in question so long as you continue to use the water.

Very truly yours,



CHRIS L. WHEELER  
State Engineer



STATE OF OREGON

COUNTY OF

CLACKAMAS

Proof of Appropriation of Water

BORING WATER DISTRICT

RECEIVED
MAY 8 1978
WATER RESOURCES DEPT.
SALEM, OREGON

of Rt. 1, Box 71, Boring
has applied beneficially the waters of
a well

, State of Oregon, 97009

a tributary of North Fork of Deep Creek (Clackamas River)
municipal

for the purpose of

under Permit No. G-5319 and that the use of said waters has been completed under the
terms of said permit; that the priority of the right dates from
January 6, 1971
that the amount of water for the purposes aforesaid, has been actually beneficially used in the
amount of
0.40 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the stream.
The point of diversion is located in the NW 1/4 SE 1/4, Section 1, T. 2 S., R. 3 E., W. M.,
1420 feet North and 1600 feet West from the SE Corner, Section 1

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 ----- of one cubic foot per second
per acre,

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, and to which such right is appurtenant, is
as follows:

E 1/2 NE 1/4
S 1/2
Section 36
T. 1 S., R. 3 E., W. M.

SW 1/4 NE 1/4
NW 1/4
S 1/2
Section 31
S 1/2 SW 1/4
Section 32
T. 1 S., R. 4 E., W. M.

N 1/2
N 1/2 SE 1/4
SW 1/4 SE 1/4
Section 1
T. 2 S., R. 3 E., W. M.

N 1/2
SW 1/4
Section 6
N 1/2 NW 1/4
Section 5
T. 2 S., R. 4 E., W. M.

I have read the above and foregoing proof of appropriation of water; I know the contents
thereof, and that the facts therein stated are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 1 day of May,
1978.

Barbara L. Sheppard



**BORING WATER DISTRICT #24**  
PO BOX 66 ~ BORING OR 97009  
Phone (503) 663-4594 ~ Fax (503) 663-1026

Monday, July 24, 2000

Donna and Jerry Meng  
9550 S.E. Last Road  
Clackamas, Oregon 97015

Re: Water Well Agreement

This agreement between the Boring Water District and Donna & Jerry Meng.

We hereby authorize the Boring Water District the rights to use our well located at 11630 S.E. 272nd, Boring, Oregon 97009.

The Boring Water District agrees to maintain and service said well.

The Water District agrees to replace any and all parts, pumps, etc. to keep the well in servicable condition.

This agreement is continuous by both parties and can be cancelled by either party with a thirty day written notice.

The attached easement is also a part of this agreement and can also be cancelled by either party with a thirty day written notice.

For the use of the above mentioned well, Boring Water District agrees to pay \$500 per annum.

Donna and Jerry Meng  
By Jerry Meng

Boring Water District #24  
By Ken Moon, Manager Boring Water District

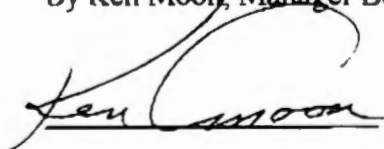
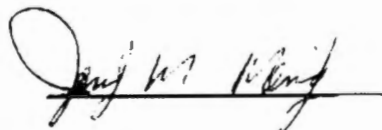


Exhibit B



July 21, 2000

**Legal Description for Boring Water District  
(WELL-SITE EASEMENT)**

A tract of land for well and water purposes being 100 feet by 100 feet from center of well.  
Located in the N.W. 1/4 of the S.E. 1/4 of section 36 T.1S R.3E W.M.

TOGETHER WITH an easement for ingress and egress being 20.00 feet in width from the center  
of the well going west to S.E. 272<sup>nd</sup> Ave.

**EXHIBIT "A"**

G 5392

G 5319

CERT. P. 45726





**CORNELL, HOWLAND, HAYES & MERRYFIELD**  
ENGINEERS AND PLANNERS

BOISE CASCADE BUILDING • 1600 S.W. FOURTH AVENUE • PORTLAND, OREGON 97201

LOGAN BUILDING • 500 UNION STREET • SEATTLE, WASHINGTON 98101

P.O. BOX 829 • 414 NORTH FIRST STREET • BOISE, IDAHO 83701

1600 S.W. WESTERN BLVD. • P.O. BOX 428 • CORVALLIS, OREGON 97330

TO State Engineer  
516 Public Service Building  
Salem, Oregon 97301  
ATTN: Mr. Chris L. Wheeler

DATE 11/16/70  
RE: Boring Water District  
Application - Ground Water  
OUR PROJECT NO. P5440.7

WE ARE SENDING  HEREWITH  UNDER SEPARATE COVER  
THE FOLLOWING:

- PRINTS  TRACINGS  SPECIFICATIONS  DOCUMENTS  
 SHOP DRAWINGS  CATALOGS  LETTERS

NO. OF COPIES	ITEM	DATED	REMARKS
1	Map - Boring Water District Municipal Water System	Sept 70	- Application is being sent under separate cover

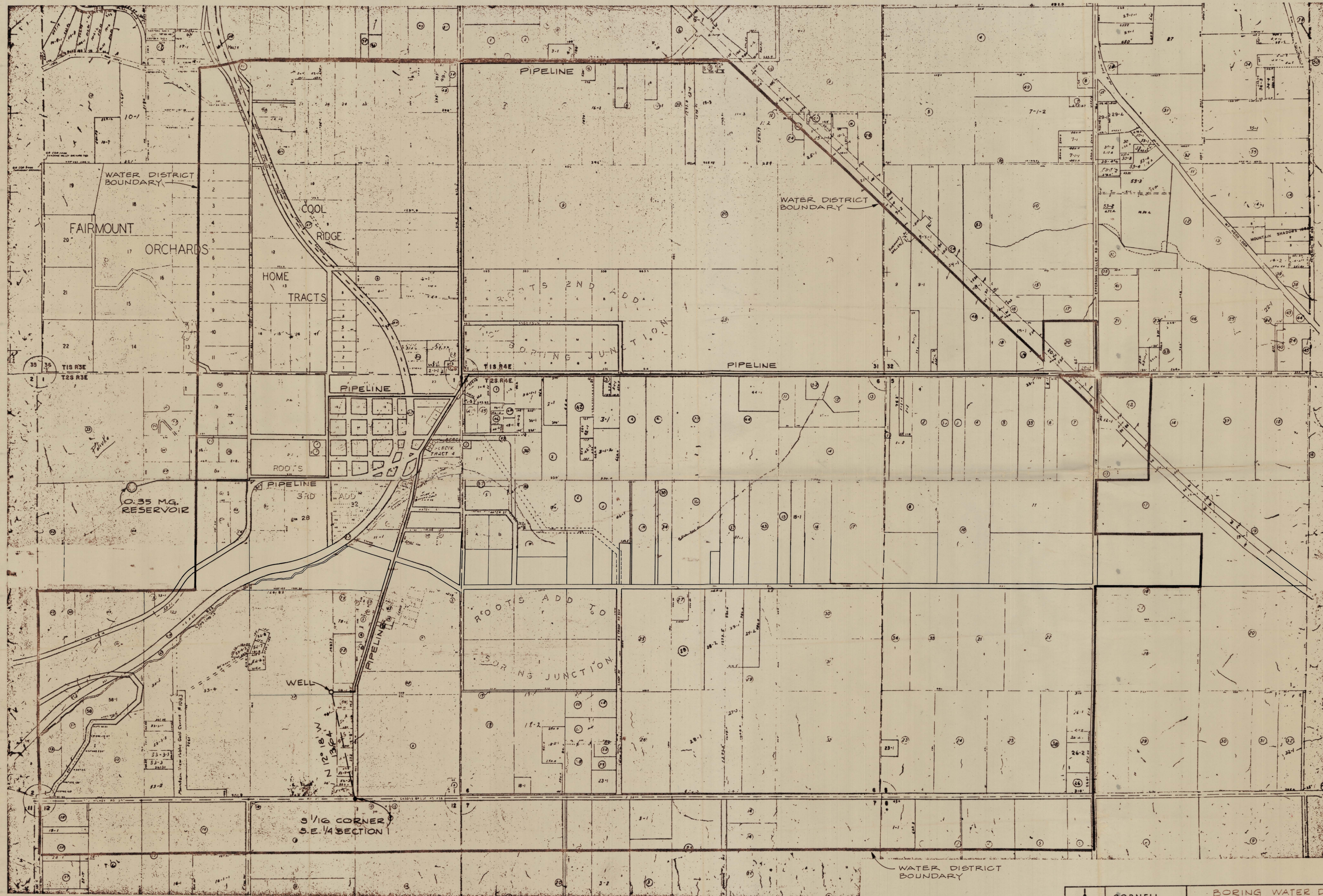
**RECEIVED**  
NOV 17 1970  
STATE ENGINEER  
SALEM, OREGON

IF MATERIAL RECEIVED IS NOT AS LISTED ABOVE, KINDLY NOTIFY US AT ONCE.

- TRANSMITTED BY:  
 FIRST CLASS MAIL  
 REGISTERED MAIL  
 AIR MAIL  
 AIR EXPRESS  
 RAILWAY EXPRESS  
 STAGE  
 MESSENGER  
 PARCEL POST

BY Kenneth H. Dora  
 PORTLAND  
 SEATTLE  
 BOISE  
 CORVALLIS

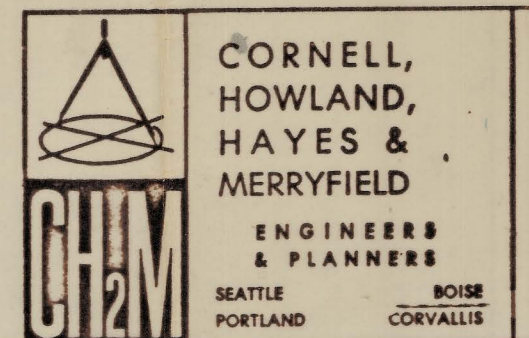




SCALE  
1" = 600'

RECEIVED  
NOV 17 1970  
STATE ENGINEER  
SALEM, OREGON

RECEIVED  
FEB 23 1971  
STATE ENGINEER  
SALEM, OREGON

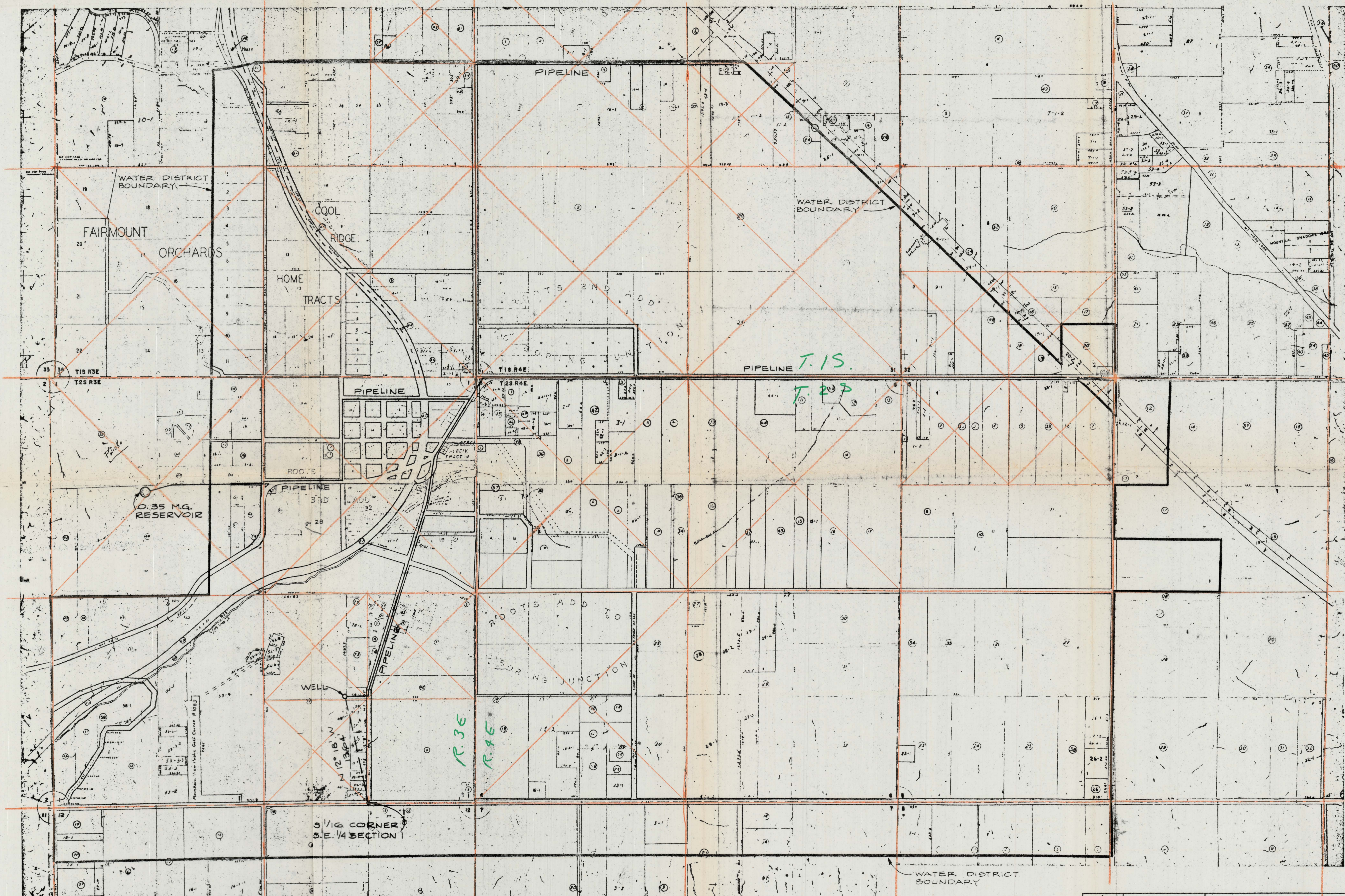


BORING WATER DISTRICT  
MUNICIPAL WATER  
SYSTEM

Application No. G-5392  
Permit No. G 5319

DES	SHEET
DR	OF
CR	DATE
EN	SCALE
DWG	AS SHOWN
CS440-0	





SCALE  
1" = 600'

RECEIVED  
NOV 17 1970  
STATE ENGINEER  
SALEM, OREGON

RECEIVED  
FEB 23 1971  
STATE ENGINEER  
SALEM, OREGON

**CORNELL,  
HOWLAND,  
HAYES &  
MERRYFIELD**  
ENGINEERS  
& PLANNERS  
SEATTLE  
PORTLAND  
BOISE  
CORVALLIS

BORING WATER DISTRICT  
MUNICIPAL WATER  
SYSTEM  
Application No. 355  
Permit No. G 5319

DES	SHEET
DR	OF 1
CK	DATE
EN	SEPT.
DWG	SCALE
	AS SHOWN
	C5440-