

G10320

Name Roy J. Malensky
By _____
Address Rt. 6, Box 232
Hillsboro, Oregon, 97123

Date filed May 14, 1981
Priority MAY 14, 1981
Action suspended until OK cert

Return to applicant _____
Date of approval JUL 27 1981

CONSTRUCTION

Date for beginning JUL 27 1982
Date for completion OCT 1 1982
Extended to _____

Date for application of water OCT 1 1983
Extended to _____

PROSECUTION OF WORK

Form "A" filed _____
Form "B" filed COMPLETED
Form "C" filed November 21, 1983

FINAL PROOF

Blank mailed AUG 21 1989
Proof received OCT 24 1989
Date certificate issued _____

Application No. G G10320
Permit No. G G 9370
Certificate No. 62492

Stream Index, Page No. 2-176

FEES PAID

| Date | Amount | Receipt No. |
|----------------|--------------|--------------|
| <u>5-14-81</u> | <u>30.00</u> | <u>24101</u> |
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Cert. Fee _____

FEES REFUNDED

| Date | Amount | Check No. |
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ASSIGNMENTS

| Date | To Whom | Address | Volume | Page |
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REMARKS

See letter received March 10, 1977 in file 55460 relative to
use at any time.

Card for C SEP 26 1983

Pump test approved 9/20/91

Form C (690-9-77)

IMPORTANT—This form is a notice to the Water Resources Director 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 Water Resources Department 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 Water Resources Department, Salem, OR 97310, when all of the water has been applied.

Application No. B-10300

NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

ROY J. MALENSKY, the holder of Permit No. 6-9370

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 1ST day of OCTOBER, 1983.

Remarks: WATER HAS BEEN APPLIED ON ALL PARCELS

IN WITNESS WHEREOF, I have hereunto set my hand this 18th day of NOV., 1983.

Roy J. Malensky
(Signature of Applicant)

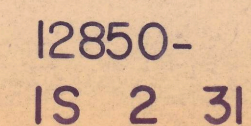
RT. 6 Box 332 HILLSBORO, OR.
(Address) 97123

RECEIVED

NOV 21 1983

WATER RESOURCES DEPT.
SALEM OREGON

OK
JPA



STATE OF OREGON
COUNTY OF WASHINGTON
PROPOSED CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

ROY J. MALENSKY
ROUTE 6 BOX 232
HILLSBORO, OREGON 97123

confirms the right to use the waters of A WELL in the TUALATIN RIVER BASIN for the purpose of IRRIGATING 28.2 ACRES.

The right has been perfected under Permit G-9370. The date of priority is MAY 14, 1981. The right is limited to not more than 0.35 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

SE 1/4 SW 1/4, SECTION 31, T 1 S, R 2 W, W.M.; 980 FEET SOUTH AND 980 FEET WEST FROM THE SW CORNER OF DLC 52.

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 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

The right 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

LOT 6 (NW 1/4 SE 1/4) 1.2 ACRES
LOT 7 (SW 1/4 SE 1/4) 27.0 ACRES
SECTION 31
TOWNSHIP 1 SOUTH, RANGE 2 WEST, W.M.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

G-10320.JW

September 30, 1991

Roy Malensky
11335 SW Hillsboro Hwy
Hillsboro OR 97123

USER-ID: 9917

WATER
RESOURCES
DEPARTMENT

Dear Mr. Malensky,

With regard to the pump test requirements for the following well and its associated water right:

| POD-ID | Well | Application | Permit | Certificate | Status |
|--------|--------|-------------|--------|-------------|----------|
| 20715 | A Well | G-10319 | G-9369 | 62491 | Approved |
| 20716 | A Well | G-10320 | G-9370 | 62492 | " |

The Water Resources Department has reviewed and accepted the pump test results you submitted. The Department requires no further testing of this well at this time. However, you will be required to submit a static water level measurement of the well on the ten-year anniversary of the test you conducted.

We appreciate your cooperation in this program. If you have any questions, please contact Sam Allison or Bill Ferber at the address below or by calling 378-8455.

Sincerely,

Sam Allison

For

FRED LISSNER, Manager
Groundwater/Hydrology Section

cc: Water Rights Section



3850 Portland Rd NE
Salem, OR 97310
(503) 378-3739
FAX (503) 378-8130

STATE OF OREGON WATER RESOURCES DEPARTMENT RECEIVED

Application for a Permit to Appropriate Ground Water MAY 14 1981
WATER RESOURCES DEPT.
SALEM, OREGON

I, ROY J. MALENSKY (Name of Applicant)
of RT 6 BOX 232 (Mailing Address) HILLSBORO (City) OR 97123 (Zip Code) Phone No. 628-2649 do hereby

make application for a permit to appropriate the following described ground waters of the State of Oregon:

- The development will consist of 1 WELL (Give number of wells, tile lines, infiltration galleries, etc.)
having a diameter of 10 INCHES and an estimated depth of 300 feet.
SE 1/4 SW 1/4 SECTION 31, T. 15, R. 2N, W. 1E
- The well or other source is to be located 1025.980 ft. S (N. or S.) and 1090.980 ft. W (E. or W.)
from the SW corner of F. L. LANDRESS DLC NO. 52 (Public Land Survey Corner)

(If there is more than one well, each must be described)

being within the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of
Sec. 31 Tp. 1S R. 2W, W. M., in the county of WASHINGTON

3. Location of area to be irrigated, or place of use if use other than irrigation.

| Township | Range | Section | List $\frac{1}{4}$ $\frac{1}{4}$ of Section | List use and/or number of acres to be irrigated |
|----------|-------|----------|---|---|
| 1S | 2W | 31 | NW $\frac{1}{4}$ SE $\frac{1}{4}$ | 1.85 |
| 1S | 2W | 31 | SW $\frac{1}{4}$ SE $\frac{1}{4}$ | 28.1 |
| | | | | 29.95 |
| | | 1.2 ac. | LOT 6 (NW $\frac{1}{4}$ SE $\frac{1}{4}$) | |
| | | 27.0 ac. | LOT 7 (SW $\frac{1}{4}$ SE $\frac{1}{4}$) | |
| | | 28.2 ac. | SEC. 31 | |
| | | | T. 15, R. 2N, W. 1E | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |

4. It is estimated that 167 feet of the well will require STEEL casing.

5. Depth to water table is estimated 40 (Feet) Well drilled by JANNSEN JANNSEN WELL DRILLING INC

Application No. 10320

Permit No. G 9370

Permit to appropriate the Public Waters of the State of Oregon

This is to certify that I have examined the foregoing application and do hereby grant the same, **SUBJECT TO EXISTING RIGHTS INCLUDING THE EXISTING MINIMUM FLOW POLICIES ESTABLISHED BY THE WATER POLICY REVIEW BOARD** and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 0.35 cubic feet per second measured at the point of diversion from the well or source of appropriation, or its equivalent in case of rotation with other water users, from a well TR13

BURRIS CREEK

The use to which this water is to be applied is irrigation. The use allowed herein may be made any time that water can be put to beneficial use by irrigation for immediate crop growth.

If for irrigation, this appropriation shall be limited to 1/80th of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 1/2 acre feet per acre for each acre irrigated during the IRRIGATION SEASON OF EACH YEAR period from October 1 to April 30, provided further that the right allowed herein shall not exceed 2 1/2 acre-feet for each acre irrigated in any one year. The use of water during the period from October 1 to April 30 as authorized herein shall not establish priority of right as against future appropriations of ground water for beneficial uses other than similar rights for irrigation from October 1 to April 30. Provided further the permittee shall record and submit annually a report of all water used for irrigation during the period of October 1 through April 30 of each year.

and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The well shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

The works constructed shall include an air line and pressure gauge or an access port for measuring line, adequate to determine water level elevation in the well at all times.

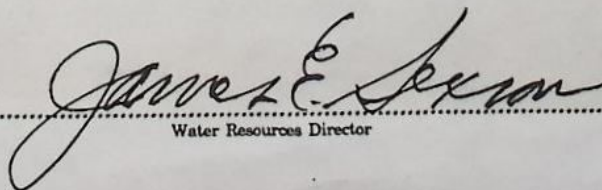
The permittee shall install and maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

The priority date of this permit is May 14, 1981

Actual construction work shall begin on or before July 27, 1982 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1982

Complete application of the water to the proposed use shall be made on or before October 1, 1983

WITNESS my hand this 27th day of July, 1981


Water Resources Director

6/6/83 per phone call from Reg. Maines, water only used during the summer. This permit allows summer irrigation only.

INFO: ROY MALENSKY. THIS LAND WAS LEASED FROM PREVIOUS OWNER UNTIL HE PURCHASED IT THIS YEAR. IT IS FARMED AS A UNIT WITH LAND ON G-10319.

SOURCE: A WELL, 300' DEEP, 10" CASING, ACCESS PORT & SEALED BY PUMP BASE. DRILLED FOR MALENSKY BY JANNSEN.

PUMP: GOULDS DDT. 6" DISCHARGE

MOTOR: NEWMAN 75 HP. @ 1780 RPM. MOD. 51280103
OPERATING @ 105 PSL. SAID OUTPUT 600-650 GPM.

PIPE: 4000' + 6" ALUM. MAIN.
SEVERAL THOUSAND FEET 3" ALUM LATERAL

HEADS: 5 NELSON 100 FA. .89 RING X 7/32 SPREADER + MAX

USE: IRRIGATION OF CANEBERRIES

LIFT: 0' TO -30'

T.E.: 41067-178-137 A
SEC. 31 (WASH Co. Mo)

NOTE: WELL LOC. 12' W. OF

$$Q_{\text{LAND}} = 0.35 \text{ CFS}$$

Q pump

FROM G-10319 CALCULATION

$$\text{PUMP CAPACITY} = 1.67 \text{ CFS} - 1.3 \text{ DEPR LOSS} = 0.37 \text{ CFS FOR THIS POINT}$$

Q SYSTEM

SAME AS G-10319

$$Q_{\text{LAND}} \frac{28.2}{80} = 0.35 \text{ CFS.}$$

7/23/86

Benjamin W. Bishop
W.R.E.

INFO: ROY MALENSKY. THIS LAND WAS LEASED FROM PREVIOUS OWNER UNTIL HE PURCHASED IT THIS YEAR. IT IS FARMED AS A UNIT WITH LAND ON 6-10319.

SOURCE: A WELL, 300' DEEP, 10" CASING, ACCESS PORT & SEALED BY PUMP BASE. DRILLED FOR MALENSKY BY JANNSEN.

PUMP: GOULDS DDT. 6" DISCHARGE

MOTOR: NEWMAN 75 HP. @ 1780 RPM. MOD. 51280103
OPERATING @ 105 PSL. SAID OUTPUT 600-650 GPM.

PIPE: 4000' x 6" ALUM. MAIN.
SEVERAL THOUSAND FEET 3" ALUM LATERAL

HEADS: 5 NELSON 100 FA. .89 RING x 7/32 SPREADER + MAX

USE: IRRIGATION OF CANEBERRIES

LIFT: 0' TO -30'

T.E.: 41067-178-137 A. FD. SW COR. D1C 52' ^{1 1/4" IR.} & S. 1/4 COR.
SEC. 31 (WASH Co. Mo.)

NOTE: WELL LOC. 12' W. OF 1/4 COR.

$$Q_{\text{LAND}} \frac{28.2}{80} = 0.35 \text{ cfs.}$$

7/23/86
Benjamin W. Bishop
W.R.E.

CANCELLED TAX LOTS
801, 802, 1506, 500, 502,
503, 504, 1801, 1802,
1001, 1003, 1200,

| | |
|----|----|
| 30 | 29 |
| 31 | 32 |

SEE MAP
IS 3 36

12850-
IS 2 31

SEE MAP
2S 2 6



Water Resources Department

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-8508

November 14, 1983

Roy J. Malensky
Route 6, Box 232
Hillsboro, OR 97123

Dear Mr. Malensky:

REFERENCE: Files G-10319 and G-10320

You stated the completion date of the projects described in your Permits G-9369 and G-9370 as being November 3, 1983 and this is the same day the forms were signed. The date for completion, as set out in the permits, is October 1, 1983.

With the thought that the completion date was in error, I am enclosing two Form C's for your use in reporting the correct date.

If complete application of water was not made until the indicated date and you wish to maintain the permits, an application should be submitted requesting additional time for complete application of water.

Sincerely,

Steven P. Applegate
Senior Water Rights Examiner

SPA:jvm

enclosures

Form C (690-9-77)

IMPORTANT—This form is a notice to the Water Resources Director 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 Water Resources Department 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 Water Resources Department, Salem, OR 97310, when all of the water has been applied.

Application No. 1-10320

NOTICE OF COMPLETE APPLICATION OF WATER TO A BENEFICIAL USE

ROY J. MALENSKY, the holder of Permit No. E 9370
to 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 3rd day of NOVEMBER, 1983.

Remarks: WATER HAS BEEN APPLIED TO ALL THE LAND COVERED BY THIS APPLICATION.

IN WITNESS WHEREOF, I have hereunto set my hand this 3rd day of NOVEMBER, 1983.

Roy J. Malensky
(Signature of Applicant)

R.T. 6 Box 232 Hillsboro OR.
(Address)

97123

RECEIVED

NOV 4 1983

WATER RESOURCES DEPT
SALEM, OREGON

August 4, 1981

Roy J. Malensky
Route 6, Box 232
Hillsboro, Oregon 97123

G-10319
G-10320

G-9369 and G-9370.



Water Resources Department

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-8508

1-800-452-7813
(message line)

June 2, 1983

Roy J. Malensky
Rt. 6, Box 232,
Hillsboro, Oregon 97123

G-9369

Under the terms of your Permit Numbered G-9370, you were to record and submit annually, all pertinent data regarding use of water for out of season irrigation to the Water Resources Department.

To date, this information has not been received. A form for reporting is enclosed.

Sincerely,

Thomas E. Shook
Senior Water Rights Examiner

TES/jw

Enclosure



Water Resources Department

MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE

378-3066 or

1-800-452-7813

July 8, 1981

Roy J. Malensky
Route 6, Box 232
Hillsboro, OR 97123

Dear Mr. Malensky:

REFERENCE: File G-10319, G-10320, G-7909, and 55460

We received your Applications G-10319 and G-10320 now indicating that it is your intention to use water any time during the year water can be put to beneficial use by irrigation for immediate crop growth. Your authorization to cancel the two earlier Permits 43173 and G-8143 in the name of Oregon Berry Packing Company was also received.

Your Applications G-10319 and G-10320 are now in satisfactory form and will be placed with the next group to be considered for approval.

Sincerely,

WAYNE J. OVERCASH
Water Rights Engineer

WJO:wpc
5698A

COPY



Water Resources Department
MILL CREEK OFFICE PARK

555 13th STREET N.E., SALEM, OREGON 97310

PHONE 378-3066 or
1-800-452-7813

June 23, 1981

Roy J. Malensky
Route 6, Box 232
Hillsboro, OR 97123

REFERENCE: Files G-10319 and 10320

Your Application G-10319 describing the proposed use of 605 gallons per minute of water from one well for the irrigation of 108.1 acres, together with the four prints each of two maps and Exhibit A containing the legal descriptions, has been reviewed.

Your Application G-10320 describing the proposed use of 167.7 gpm from one well for the irrigation of 29.95 acres; together with the legal description, copy of a statement signed by Virginia Billing, and the four prints of a map; has also been reviewed.

As mentioned when you were in this office, it will be necessary for you to sign and submit the enclosed statement to provide for clearing our records of the Permits 43173 and G-8143 before your Application G-10320 can be considered for approval for the irrigation of the same lands.

In reviewing our records relating to your earlier permits, your earlier permits provided for the use of water during the entire year at times when water could be put to beneficial use by irrigation for immediate crop growth. If it was your intention to be able to use water from the wells described in both of your Applications G-10319 and G-10320 at any time during the year water can be put to beneficial use by irrigation for immediate crop growth, a statement to this affect must be entered in the Remarks section of both of your applications.

I am returning both of your applications for completion. The applications are endorsed so that in order to retain their priority dates must be received in this office on or before August 24, 1981.

Sincerely,

WAYNE J. OVERCASH
Water Rights Engineer

WJO:wp
5512A

COPY

4-28-81

I, VIRGINIA BILLING, GIVE ROY MALENSKY
THE RIGHT TO HAVE 1.85 ACRES LOCATED AT
15 2W 31 NW $\frac{1}{4}$ SE $\frac{1}{4}$ AND 28.1 ACRES LOCATED
AT 15 2W 31 SW $\frac{1}{4}$ SE $\frac{1}{4}$ TO BE IRRIGATED
BY A GROUND WELL LOCATED 1025 FT. S 1090 FT. W
FROM THE SW CORNER OF FELIX LANDESS DLC
NO. 52.

VIRGINIA BILLING
Virginia Billing

RECEIVED
MAY 14 1981
WATER RESOURCES DEPT.
SALEM, OREGON

Application No. 10320
Permit No.

Beginning at an iron rod set in County Survey No. 4231 at the intersection of the southerly right-of-way line of the Hillsboro-Silverton State Highway and the north line of that certain tract of land in Section 31, T1S, R2W, W.M., Washington County, Oregon, conveyed to August Billing and wife by deed recorded on page 7 of Book 175, Washington County, Oregon, Deed Records, and which iron rod is N. 21° 49' E. 356.7 feet and N. 44° 39' W. 94.97 feet from the southwest corner of the Felix Landess D.L.C. No. 52, and running thence N. 44° 39' W. along the southerly right-of-way line of said state highway for a distance of 208.2 feet to an iron rod; running thence S. 27° 16' W. 165.85 feet to an iron rod on the north line of the above noted Billing property: running thence S. 89° 49' E. 222.3 feet to the place of beginning. Containing 0.377 acres, more or less.

RECEIVED
MAY 14 1981
WATER RESOURCES DEPT.
SALEM, OREGON

Application No. 10320
Permit No. G 9370