

Name Merle Thomas Henny  
 By \_\_\_\_\_  
 Address 7811 Stratford Drive, NE  
Brooks, OR 97305

Application No. G G10589  
 Permit No. G G 9716  
 Certificate No. 63603

FEES PAID		
Date	Amount	Receipt No.
<u>10-30-81</u>	<u>115.00</u>	<u>28094</u>
FEES REFUNDED		
Date	Amount	Check No.

Stream Index, Page No. 2-178

Date filed October 30, 1981  
 Priority October 30, 1981  
 Action suspended until OK cert  
 Return to applicant \_\_\_\_\_  
 Date of approval JUN 28 1982

**ASSIGNMENTS**

Date	To Whom	Address	Volume	Page

**CONSTRUCTION**

Date for beginning JUN 28 1983  
OCT 1 1983  
 Date for completion \_\_\_\_\_  
 Extended to \_\_\_\_\_  
 Date for application of water OCT 1 1984  
 Extended to \_\_\_\_\_

**REMARKS**

Card for C OCT 17 1984

**PROSECUTION OF WORK**

Form "A" filed \_\_\_\_\_  
 Form "B" filed Completed  
 Form "C" filed October 25, 1984

**FINAL PROOF**

Blank mailed OCT 25 1984  
 Proof received \_\_\_\_\_  
 Date certificate issued DEC 27 1984

RECEIVED  
OCT 25 1984

WATER RESOURCES DEPT.  
SALEM, OREGON

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 captioned 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. G10589

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

I, Merle Thomas Henny, the holder of Permit No. G9716

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 1st day of August, 1984

Remarks:

IN WITNESS WHEREOF, I have hereunto set my hand this 19th day of October, 1984

Merle Thomas Henny  
(Signature of Applicant)

7811 Stratford Drive N.E. Brooks, Oregon  
(Address)

RECEIVED  
OCT 25 1984  
WATER RESOURCES DEPT.  
SALEM, OREGON

EX 84

01

October 21, 1991

Merle & Darlene Henny  
7811 Stratford Dr. NE  
Brooks OR 97305

USER-ID: 9872

WATER  
RESOURCES  
DEPARTMENT

Dear Henny's,

With regard to the pump test requirements for the following wells and their associated water rights:

POD-ID	Well	Application	Permit	Certificate	Status
20725	Well 2*	G-9445	G-8829	61085	Approved
"	"	G-10589	G-9716	63603	"
"	"	G-10872	G-10093	63610	"
20724	Well 1*	G-9445	G-8829	61085	Exempted
"	"	G-10589	G-9716	63603	"
"	"	G-10872	G-10093	63610	"
23563	Well 3*	G-10872	G-10093	63610	Exempted

\*Our numbering of your wells differs from yours; what you refer to as Well 2 is Well 1 in our records.

The Water Resources Department has reviewed and accepted the pump test results you submitted for POD-ID 20725. 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.

The Department has also reviewed your request for an exemption for POD-IDs 20474 and <sup>23563</sup>~~00000~~ based on the results of the tested well. Our review indicates that the tested well and the wells proposed for exemption:

- . are located within a five-mile radius,
- . appear to be completed in the same water-bearing zone, and
- . are owned by the same landowner.

Therefore, the Department is granting the exemption. This means that the additional wells need not be tested.

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,

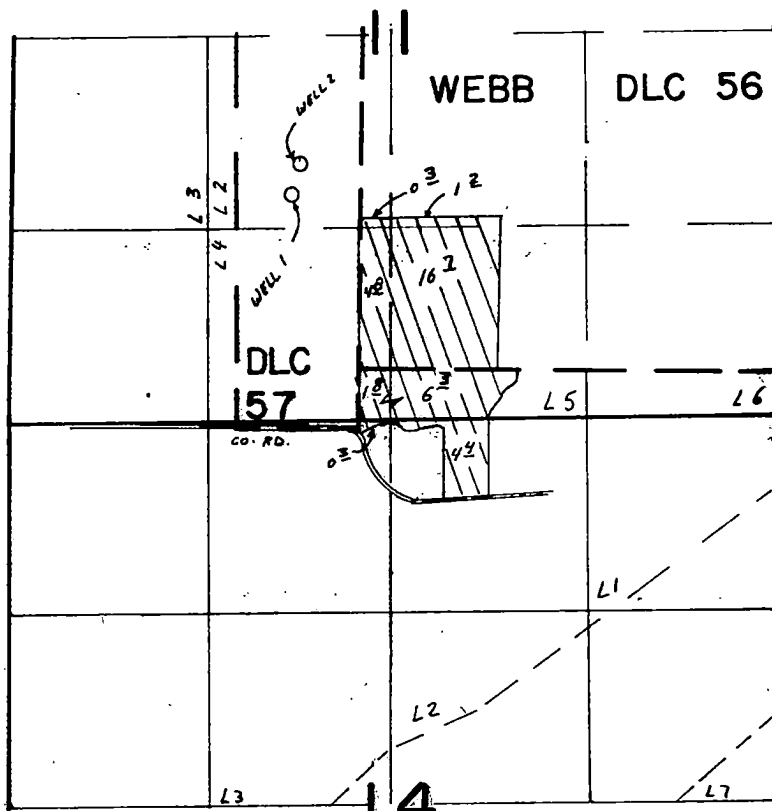
*Sam Allison*

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

# T. 6 S., R. 2 W., W.M.



WELL 1 - 1560' N. AND 725' W. FROM S<sup>1</sup>/<sub>4</sub> CORNER SEC. 11  
 WELL 2 - 1700' N. AND 660' W. FROM S<sup>1</sup>/<sub>4</sub> CORNER SEC. 11

SCALE 1" = 1320'

## FINAL PROOF SURVEY UNDER

Application No. G-10589 Permit No. G-9716  
 IN NAME OF

MERLE THOMAS HENNY

Surveyed JUN 1 1988, by Z. SALEH

41047-178-124 R  
 5-16-89 Z.J.S.

WATER RESOURCES DEPARTMENT  
 REPORT FORM FOR WATER  
 USED FOR TEMPERATURE CONTROL

RECEIVED

JUN 3 - 1987

G-10589  
 1987

(use separate sheet for each field sprinkler system combination)

Name of user Tom Henny Permit No. G-9716

Field Description: T. 65 R. 2W Sec. 11  $\frac{1}{4}$        $\frac{1}{4}$       Acres     

Description of Sprinkler System:

Pump motor 20 HP Type      Pump size      Type     

Operating pressure 100 psi at pump and      psi at av. head Main line dia. (in) 6 inch

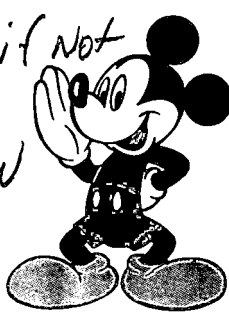
Length (ft)      Lateral dia. (in)      Length (ft)     

Nozzel sizes (in) 25 gal <sup>per min</sup> Total no. heads      Nozzel mfr. No.     

Additional Data: Is water measured by meter? <sup>No</sup> Is there a significant elevation change between pump and field? <sup>No</sup>

Date Mo. Day Yr.	Turned On		Turned Off		Hours Run	Rate of Flow GPM	Total Acre Feet	Acres Covered
	Air Temp	Time	Air Temp	Time				
10-86 to								
4/87					1200	Kilowatt hrs		

Sorry for the delay -  
 have a hard time -  
 trying to figure this -  
 maybe Kilowatt hrs  
 most exact method - if not  
 okay advise  
 Thank you




needed.

Tom Henny  
 Signed

Date

THURSDAY, JANUARY 12

12/354

U.S. Motors  
20 H.P.  
1800 RPM  
~~Model~~ Type RU

Well  
NO. 1

~~No access port~~  
air line

8"  
180  
20  
500'

FRIDAY, JANUARY 13

13/353

Berkley D.D. Turbine  
6" discharge  
88 lb.

12"

270'

Well No. 2.

23 SWL

U.S. Motors  
40 H.P.

SATURDAY, JANUARY 14

14/352

1770 RPM.

Worthington Direct D. Turbine  
6" discharge 10H61-1

SUNDAY, JANUARY 15

15/351

access port

MONDAY, JANUARY 16

16/350

~~A~~ 3 U.S. Motor  
50 H.P.  
1765 RPM  
Type RU

Worthington port access  
6" discharge

TUESDAY, JANUARY 17 10H66-17/349

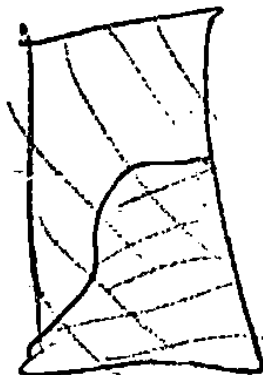
HAD INITIAL INTERVIEW  
W/ BRUCE MAKOWSKI 3-6 P.M.

1/8 RB 29 7/4

WEDNESDAY, JANUARY 18

18/348

WENT TO FIRST PRIMARY GROUP  
SESSION 8-9:30 P.M.



□ - IRF

□ - T.C.

# Abstract of Permit

This is to certify that I have examined APPLICATION G-10589 and do hereby grant the same SUBJECT TO EXISTING RIGHTS and the following limitations and conditions:

*PARCEL*

This permit is issued to Merle Thomas Henny of 7811 Stratford Drive, NE, Brooks, Oregon 97305, phone 792-3376, for the use of the waters of two wells, for the PURPOSE of irrigation and temperature control, being 0.45 cubic foot per second of water for irrigation and 1.28 cfs for temperature control; that the PRIORITY OF THE RIGHT dates from October 30, 1981, and is limited to the amount of water which can be applied to beneficial use and shall not exceed 1.28 cfs measured at the point of diversion from the wells, or their equivalent in case of rotation with other water users.

The wells are to be LOCATED: Well 1 - 1,180 feet South and 360 feet East; Well 2 - 960 feet South and 414 feet East, both from the re-entrant corner on the West line of DLC 57, being within the NE 1/4 SW 1/4 of Section 11, Township 6 South, Range 2 West, WM, in the County of Marion.

A description of the PLACE OF USE under the permit, and to which such right is appurtenant, is as follows:

Township 6 South	Range 2 West, WM	Section 11	SE 1/4	SW 1/4	8.5 acres	8.1
			NE 1/4	SW 1/4	0.80 acre	.7
			NW 1/4	SE 1/4	1.5 acres	1.8
			SW 1/4	SE 1/4	18.0 acres	21.5
		Section 14	NE 1/4	NW 1/4	0.08 acre	0
			NW 1/4	NE 1/4	7.0 acres	4.4
					<u>35.88</u>	<u>35.8</u>

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 1/80 of one cubic foot per second per acre, 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, and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

The permittee shall record and submit annually to the Water Resources Department all pertinent data pertaining to use of water for temperature control (frost protection) on forms furnished.

The wells 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 wells at all times.

The permittee shall install and maintain weirs, meters, or other suitable measuring devices, and shall keep a complete record of the amount of ground water withdrawn.

Actual construction work shall begin on or before June 28, 1983 and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 1983.

Complete application of the water to the proposed use shall be made on or before October 1, 1984.

WITNESS my hand this 28th day of June, 1982.

\_\_\_\_\_  
WATER RESOURCES DIRECTOR

APPLICATION G-10589

PERMIT G 9716

178-124 R

5-19-88  
4/04 7-178-124 R

5-17-88  
NO ONE HOME

1-18-89  
6.6 ACRES OVERLAPPING  
S.F.S.

6-1-88  
3.F.S.  
MORE INFO.

X



INFO: TALKED DARLENE & MERLE THOMAS HENNY & THEY SAID THAT THEY IRRIGATED ALL FIELD. THEY CLEARED ALL TREES. WHEN THEY BOUGHT PROPERTY: NAME, ADDRESS, PHONE # ARE THE SAME. THEY PUMP WATER FROM TWO CONNECTED WELLS #1 & #2 AT ONCE. THERE IS ENOUGH PIPES TO COVER ALL FIELD APPLIED FOR.

SOURCE: 2 WELLS

DW. PTS: WELL # 1  
 8" CAS. 160' DEEP 25' SWL  
 AIR LINE DRILLED BY WILLAMETE  
 #

WELL # 2  
 12" CAS 270' DEEP 23' SW  
 DRILLED BY WILLAMETE.  
 ACCESS PORT.

MOTOR: U.S. MOTOR 20 HP 1800 RPM  
 TYPE R/U

U.S. MOTOR 40 HP

PUMP: 6" DISCH.  
 BERKELEY D.D. TURBINE  
 88 16

WORTHINGTON  
~~BERKELEY~~ D.D. TURBINE  
 6" DISCH. 10H 61-1

PIPE: ~~12000~~ PVC 6" M.L. ~~STAINLESS STEEL~~  
 1000' PIPE 4" ALU.  
~~800' PIPE 2" ALU.~~

106 x 40' x 3" ALUM  
 52 x 40' x 2" ALUM.  
 6350' x 2" ALUM.

RUNS MAX. 726 GPM

} MR. HENNY

HEADS: MAX 315' HEADS 410 GPM FROM WELL #1 625 GPM FROM WELL #2  
USE: ONIONS, CABBAGE; NURSERY STOCK, FLOWERS

LIFT: - 40'

$Q_p =$   
 $Q_H = (315) ($

TLE: 41047-178-124 R

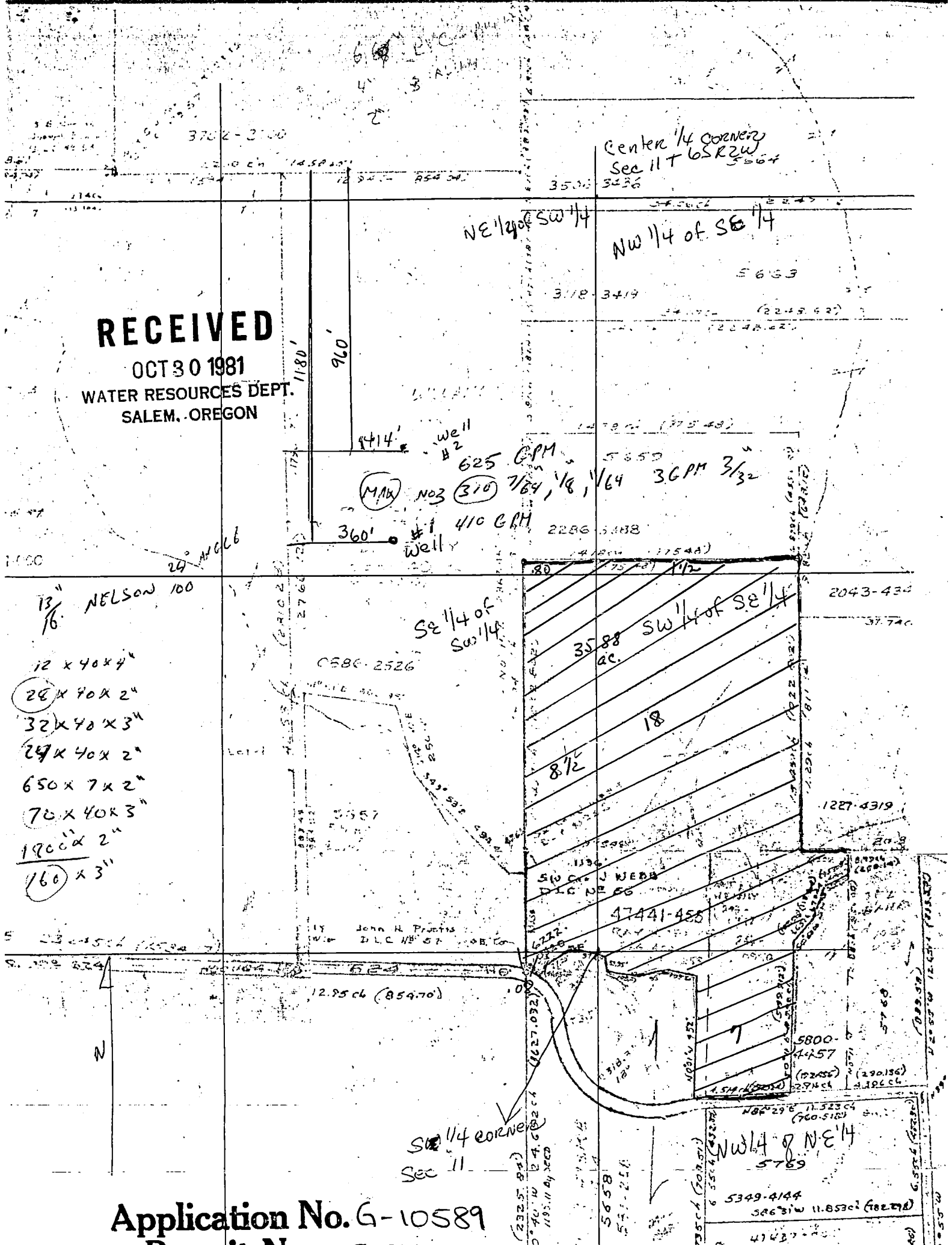
Zeidan P. Salda  
 F.I.

5-19-88

NOTE: MRS HENNY SAID THAT THEY USE WATER FOR TEMP. CONTROL WHEN PLANTS FREEZE IN ALL FIELD IN PHOTO 41047-178-124 R.  
 3.F.P. F.I.  
 5-20-88

**RECEIVED**

OCT 30 1981  
WATER RESOURCES DEPT.  
SALEM, OREGON



13 1/16" NELSON 100

- 12 x 40 x 4"
- 28 x 40 x 2"
- 32 x 40 x 3"
- 24 x 40 x 2"
- 650 x 7 x 2"
- 70 x 40 x 3"
- 1800 x 2"
- 160 x 3"

Well #2 625 GPM  
Well #1 410 GPM  
NO3 (310) 7/8, 1/8, 1/64 36 GPM 3/32

3588 ac.  
SW 1/4 of SE 1/4  
8 1/2  
18

Application No. G-10589

~~INFO TALKED TO~~

HEADS : 36-RB 29B 1/8" x 0"

160 - 3" ~~ALUM.~~ ALUM.

1800 - 2" ALUM.

6-RB 14 7/16" x 0"

2-RB 30 3/16" x 0"

RB 30 1/64" x 3/32"

NELSON 20 7/64" x 0"

~~7 LIME 7 LIMS - 2" LAT.~~

TIE: 178-124 R

3 cables P. S. S. S. S.

6-1-88

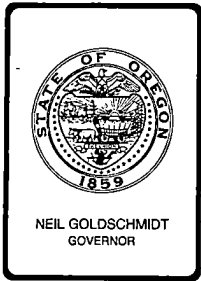
111

BE PUMP @ POND 10" FROM RIVER TO TOP OF  
HILL 8" TO OPEN DITCH TO POND  $\approx$  100 Yds.

7 x 30 x 6' + 5 477 + 50 + 27 + 2  
3 x 30 x 5" + 40

GM DIESEL 3 cyl.

NELSON P200



## *Water Resources Department*

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-3066

May 20, 1987

Merle Thomas Henny  
7811 Stratford Drive NE  
Brooks, OR 97305

Dear Mr. Henny:

REFERENCE: File G-10589

Under the terms of your Permit G-9716, you were to record and submit annually, all pertinent data regarding use of water for temperature control to the Water Resources Department.

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

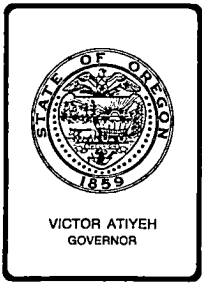
Sincerely,

RALPH H. JACKSON, Supervisor  
Application/Permit Section

RHJ:tcb

Enclosure

0024E



## *Water Resources Department*

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-8508

July 10, 1986

Merle Thomas Henny  
7811 Stratford Dr. NE  
Brooks, OR 97305

REFERENCE: File Number G-10589

Dear Mr. Henny:

Thank you for submitting information regarding your use of water for temperature control under your Permit No. G-9716.

Enclosed is a form for your use in reporting next year.

Please submit the enclosed form prior to June 1, 1987.

Sincerely,

STEPHEN C. BROWN  
Senior Water Rights Examiner

SCB/jw

Enclosure

RECEIVED G 10587

STATE ENGINEER FORM TO  
REPORT WATER ACTUALLY USED  
FOR ORCHARD FROST PROTECTION WATER RESOURCES DEPT  
SALEM, OREGON

JUN 30 1986

(use separate sheet for each field sprinkler system combination)

Name of user Merle Thomas Henny Permit No. G-9716

Field Description: T. 65 R. 2W Sec. 11  $\frac{1}{4}$   $\frac{1}{4}$  Acres \_\_\_\_\_

Description of Sprinkler System:

Pump motor 20 HP Type \_\_\_\_\_ Pump size \_\_\_\_\_ Type \_\_\_\_\_

Operating pressure 100 psi and \_\_\_\_\_ psi Main line dia. (in) \_\_\_\_\_  
at pump at av. head

Length (ft) \_\_\_\_\_ Lateral dia. (in) \_\_\_\_\_ Length (ft) \_\_\_\_\_

Nozzel sizes (in) 225 gpd Total no. heads \_\_\_\_\_ Nozzel mfr. No. \_\_\_\_\_

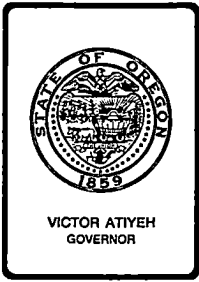
Additional Data: Is water measured by meter? <sup>no</sup> Is there a significant elevation change between pump and field? N

Date Mo. Day Yr.	Turned On		Turned Off		Hours Run	Rate of Flow GPM	Total Acres Feet	Acres Covered
	Air Temp	Time	Air Temp	Time				
<u>3-86</u>						<u>25</u>		
<u>4-86</u>						<u>15</u>		

Use back of sheet for sketches and comments if needed.

6/25/86  
Date

Merle Thomas Henny  
Signed



## Water Resources Department

3850 PORTLAND ROAD NE, SALEM, OREGON 97310

PHONE 378-8508

June 4, 1986

Merle Thomas Henny  
7811 Stratford Dr., NE  
Brooks, OR 97305

REFERENCE: File Number G-10589

Dear Mr. Henny:

Under the terms of your Permit G-9716, you were to record and submit annually, all pertinent data regarding use of water for temperature control to the Water Resources Department.

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

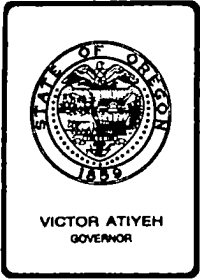
Sincerely,

STEPHEN C. BROWN  
Senior Water Rights Examiner

SCB/jw

Enclosure





*Water Resources Department*

MILL CREEK OFFICE PARK

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

PHONE 378-8508

July 12, 1985

Merle T. Henny  
7811 Stratford Drive, NE  
Brooks, OR 97305

REFERENCE: File G-10589

Thank you for submitting information regarding your use of water for temperature control under Permit G-9716.

Enclosed is a form for reporting your use of water during the next year.

Please submit the enclosed form prior to June 1, 1986.

Sincerely,

STEPHEN C. BROWN  
Senior Water Rights Examiner

SCB:wpc

3060C

RECEIVED

G 10589

JUL 12 1985

WATER RESOURCES DEPARTMENT  
REPORT FORM FOR WATER  
USED FOR TEMPERATURE CONTROL

WATER RESOURCES DEPT

SALEM, OREGON (use separate sheet for each field sprinkler system combination)

Name of user Mente + Henry Permit No. G 9716

Field Description: T. \_\_\_ R. \_\_\_ Sec. \_\_\_ 1/4 \_\_\_ 1/4 \_\_\_ Acres \_\_\_

Same as permit

Description of Sprinkler System:

Pump motor 20 HP Type \_\_\_ Pump size \_\_\_ Type \_\_\_

Operating pressure 100 psi and \_\_\_ psi Main line dia. (in) 6 in  
at pump at av. head

Length (ft) \_\_\_ Lateral dia. (in) \_\_\_ Length (ft) \_\_\_

Nozzel sizes (in) 225 gal Total no. heads 1 Nozzel mfr. No. \_\_\_

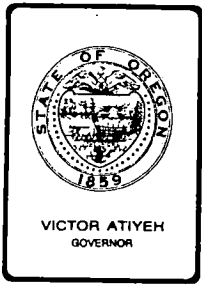
Additional Data: Is water measured by meter? NO Is there a significant elevation change between pump and field? NO

Date Mo. Day Yr.	Turned On		Turned Off		Hours Run	Rate of Flow GPM	Total Acre Feet	Acres Covered
	Air Temp	Time	Air Temp	Time				
<u>3/85</u>					<u>20</u>			
<u>4/85</u>					<u>50</u>			

Use back of sheet for sketches and comments if needed.

7/10/85  
Date

Darlene Henry  
Signed



*Water Resources Department*

MILL CREEK OFFICE PARK

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

PHONE 378-3066

June 10, 1985

Merle T. Henny  
7811 Stratford Drive, NE  
Brooks, OR 97305

Dear Mr. Henny:

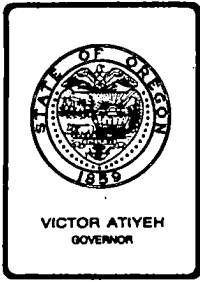
Under the terms of your Permit G-9716, you were to record and submit annually, all pertinent data regarding use of water for temperature control to the Water Resources Department.

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

Sincerely,

STEPHEN C. BROWN  
Senior Water Rights Examiner

SCB:wpc  
2870C



*Water Resources Department*

MILL CREEK OFFICE PARK

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

PHONE 378-3066

June 14, 1984

Merle Thomas Henny  
7811 Stratford Drive, NE  
Brooks, OR 97305

REFERENCE: File G-10589

Thank you for submitting information regarding your use of water for temperature control under Permit G-9716.

Enclosed is a form for reporting your use of water during the next year.

Please submit the enclosed form prior to June 1, 1985.

Sincerely,

STEPHEN C. BROWN  
Senior Water Rights Examiner

SCB:wpc

3060C

TO

Stephen C. Brown  
Senior Water Rights Examiner  
Water Resources Department  
555 - 13th Street N. E.

Salem, Oregon 97310



Thomas Henny Nursery

7811 Stratford Drive N.E.  
Brooks, Oregon 97305  
(503) 792-3376

RECEIVED

JUN 11 1984

SUBJECT:

Re: Permit G-9716

Merle Thomas Henny

WATER RESOURCES DEPT  
SALEM, OREGON

DATE:  
6/7/84

MESSAGE

We have used no water from October 1, 1983 to May 1, 1984  
for Temperature control.

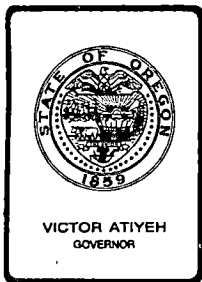
Darlene Henny

REPLY

SIGNED:

DATE:

PLEASE RETURN WHITE COPY, IF REPLY IS REQUIRED - RETAIN PINK COPY  
ORIGINATOR DETACH AND RETAIN YELLOW COPY



## *Water Resources Department*

MILL CREEK OFFICE PARK

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

PHONE 378-3066

June 4, 1984

Merle Thomas Henny  
7811 Stratford Drive, NE  
Brooks, OR 97305

Dear Mr. Henny:

Under the terms of your Permit G-9716, you were to record and submit annually, all pertinent data regarding use of water for temperature control to the Water Resources Department.

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

Sincerely,

STEPHEN C. BROWN  
Senior Water Rights Examiner

SCB:wpc  
2870C  
2871C



*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

Merle Thomas Henry  
7811 Stratford Drive, NE  
Brooks, Oregon 97305

Dear Mr. Henry:

Under the terms of your Permit Number G-9716, you were to record and submit annually, all pertinent data regarding use of water for temperature control 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

STATE OF OREGON WATER RESOURCES DEPARTMENT RECEIVED

Application for a Permit to Appropriate Ground Water FEB 10 1981

WATER RESOURCES DEPT. SALEM, OREGON

I, Merle Thomas Henny (Name of Applicant)

of 9811 Stratford Dr NE, Brooks (Mailing Address) (City)

State of Oregon, 97305 Phone No. 792-3376 do hereby (Zip Code)

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

1. The development will consist of Two wells 8" (Give number of wells, tile lines, infiltration galleries, etc.)

having a diameter of 12" and an estimated depth of 220' feet. #1 1180 #2 960

2. The well or other source is to be located 960 ft S and 414 ft E (N. or S.) (E. or W.)

from the RE-entrant corner of on The West line of DLC 57 (Public Land Survey Corner)

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

being within the NE 1/4 of the SW 1/4 of Sec. 11 Tp. 6S R. 2W, W. M., in the county of Marion

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

Table with 5 columns: Township, Range, Section, List 1/4 1/4 of Section, List use and/or number of acres to be irrigated. Includes handwritten entries for T6S, R2W, Sec. 11, and various section fractions.

4. It is estimated that 270 feet of the well will require 250 casing. (Kind)

5. Depth to water table is estimated 25 feet. Well drilled by Willette Drilling Co.



6. The amount of water which the applicant intends to apply to beneficial use is 200 cubic feet per second or 900 gallons per minute. being 0.72 cfs for irrigation + 1.28 cfs for temp control

7. The use to which the water is to be applied is IRRIGATION (~~near ground~~) and ~~and~~ Temperature Control (frost and cooling)

8. If the flow to be utilized is artesian, the works to be used for the control and conservation of the supply when not in use must be described.

N/A

9. If the location of the well, or other development work is less than one-fourth mile from a natural stream channel, give the distance to the channel and the difference in elevation between the stream bed and the ground surface at the source of development.

N/A

10.

### DESCRIPTION OF WORKS

Include length and dimensions of supply ditch or pipeline, size and type of pump and motor, type of irrigation system to adequately describe the proposed distribution system.

20 hp pump on well #1 and 40 hp pump on well #2. Both pump into common 5" x 6" buried mainline.

11. Construction work will begin on or before completed

12. Construction work will be completed on or before completed

13. The water will be completely applied to the proposed use on or before Summer '83

14. If the ground water supply is supplemental to an existing supply, identify the supply and existing water right. We do not intend to prove G 6401 upon that portion of permit G 6401 that land which in conflict on this application

Application No. G-10589

Permit No. \_\_\_\_\_

### 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 1.28 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 two wells

The use to which this water is to be applied is irr. and temp. control, being 0.45 cfs for irr. and 1.28 cfs for temp control

If for irrigation, this appropriation shall be limited to 1/80 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;

Temp Control Clause

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 Oct. 30, 1981

Actual construction work shall begin on or before and shall thereafter be prosecuted with reasonable diligence and be completed on or before October 1, 19

Complete application of the water to the proposed use shall be made on or before October 1, 19

WITNESS my hand this day of, 19

RHC

Remarks: Because The IRRIGATION is for NURSERY  
Stock, water will be needed outside The Normal  
~~season~~ season for immediate plant ~~control~~  
~~temperature control~~

This permit, when issued, is for the beneficial use of water. By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan. It is possible that the land use you propose may not be allowed if it is not in keeping with the goals and the acknowledged plan. Your city or county planning agency can advise you about the land-use plan in your area.

Signature of Applicant  
*Malcolm King*

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for.....

In order to retain its priority, this application must be returned to the Water Resources Director with corrections on or before....., 19.....

WITNESS my hand this ..... day of....., 19.....

Water Resources Director

By .....

This instrument was first received in the office of the Water Resources Director at Salem, Oregon, on the  
30<sup>th</sup> day of October, 1981, at 8:50 o'clock  
A.M.

Application No. G-10589

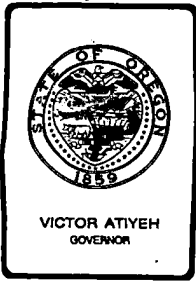
Permit No. ....

July 19, 1982

Merle Thomas Henny  
7811 Stratford Drive NE  
Brooks, OR 97305

G-10589

G-9716



## *Water Resources Department*

MILL CREEK OFFICE PARK

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

PHONE 378-3066

or  
1-800-452-7813

(message line)

Merle Thomas Henny  
7811 Stratford Drive, NE  
Brooks, OR 97305

Dear Mr. Henry:

REFERENCE: File G-10589

We have received your application for use of water for irrigation and temperature control purposes along with the supporting data and fees. Your application has been filed and assigned number G-10589.

Because of the many applications which have been filed in recent months, we are temporarily behind in our processing. Your application will be examined in detail as soon as possible. We will contact you if we need any additional information. If a permit is required to satisfy the conditions of a loan or land sale or if other emergency conditions exist, please let us know and we will attempt to process your application in the shortest possible time.

After examining your application, a permit may be issued without further correspondence if no additional information is required and it does not conflict with existing rights. The proposed appropriation will be subject to the Water Policy Review Board's Basin Program Statements, existing minimum flows, and demands of prior rights during periods of low water.

Thank you for your patience.

Sincerely,

RALPH H. JACKSON  
Supervisor, Application/Permit Section  
Water Rights Division

RHJ:wpc  
0427A/1  
7950A

COPY

convey to the second parties, and the second parties have purchased and agreed to pay to the first party, the sums of money hereinafter stated for the following described real property:

**Application No. G-10589**

**Permit No. G 9716**

**RECEIVED**

901501981

WATER RESOURCES DEPT.

SALEM, OREGON

Beginning at the Southwest corner of the James Webb Donation in Township 6 South Range 2 West of the Willamette Meridian in Marion County, Oregon; thence North 1021.33 feet to the Southwest corner of land conveyed to Anton Pfau by Deed recorded in Volume 291 at Page 320, Marion County Deed Records; thence East along the South line of the said Pfau tract, 974.86 feet; thence South 1022.80 feet to an iron pipe; thence East 157.87 feet to an iron pipe; thence S.  $0^{\circ} 11'$  E. 72.60 feet to an iron pipe; thence S.  $62^{\circ} 26'$  W. 95.30 feet to an iron pipe; thence S.  $18^{\circ} 00'$  W. 118.40 feet to an iron pipe; thence S.  $40^{\circ} 32'$  W. 108.90 feet to an iron pipe; thence S.  $0^{\circ} 11'$  E. 529.91 feet to the North line of a County road; thence S.  $86^{\circ} 21'$  W. along the North line of the said County road, 336.78 feet; thence N.  $0^{\circ} 01'$  W. 432.00 feet; thence N.  $81^{\circ} 29'$  W. 109.22 feet; thence S.  $80^{\circ} 38'$  W. 95.00 feet; thence N.  $82^{\circ} 36'$  W. 109.29 feet; thence N.  $12^{\circ} 44'$  W. 33.95 feet; thence N.  $77^{\circ} 17'$  W. 97.41 feet; thence S.  $79^{\circ} 54'$  W. 33.32 feet; thence S.  $55^{\circ} 42'$  W. 77.20 feet; thence S.  $8^{\circ} 58'$  W. 41.45 feet; thence N.  $76^{\circ} 47'$  W. 88.74 feet; thence N.  $0^{\circ} 36'$  W. 433.54 feet to the place of beginning.

SUBJECT TO the rights of the public in and to all roads and roadways.

ALSO SUBJECT TO the rights of the public and of governmental bodies in that portion of the above described property lying below the high water mark of the Little Pudding River.

ALSO SUBJECT TO an easement created by instrument, including the terms and provisions thereof, recorded May 27, 1953 in Volume 451, Page 710, Marion County Deed records in favor of Portland General Electric Co. for right of way purposes.

ALSO SUBJECT TO an easement created by instrument, including the terms and provisions thereof, recorded May 1, 1963 in Volume 571, Page 568, Marion County Deed records in favor of Lake Labish Water Control District for right of way purposes.

FURTHER SUBJECT TO an easement created by instrument, including the terms and provisions thereof, recorded June 13, 1963 in Volume 573, Page 254 in favor of the Lake Labish Water Control District for right of way purposes.

FURTHER SUBJECT TO an easement created by instrument, including the terms and

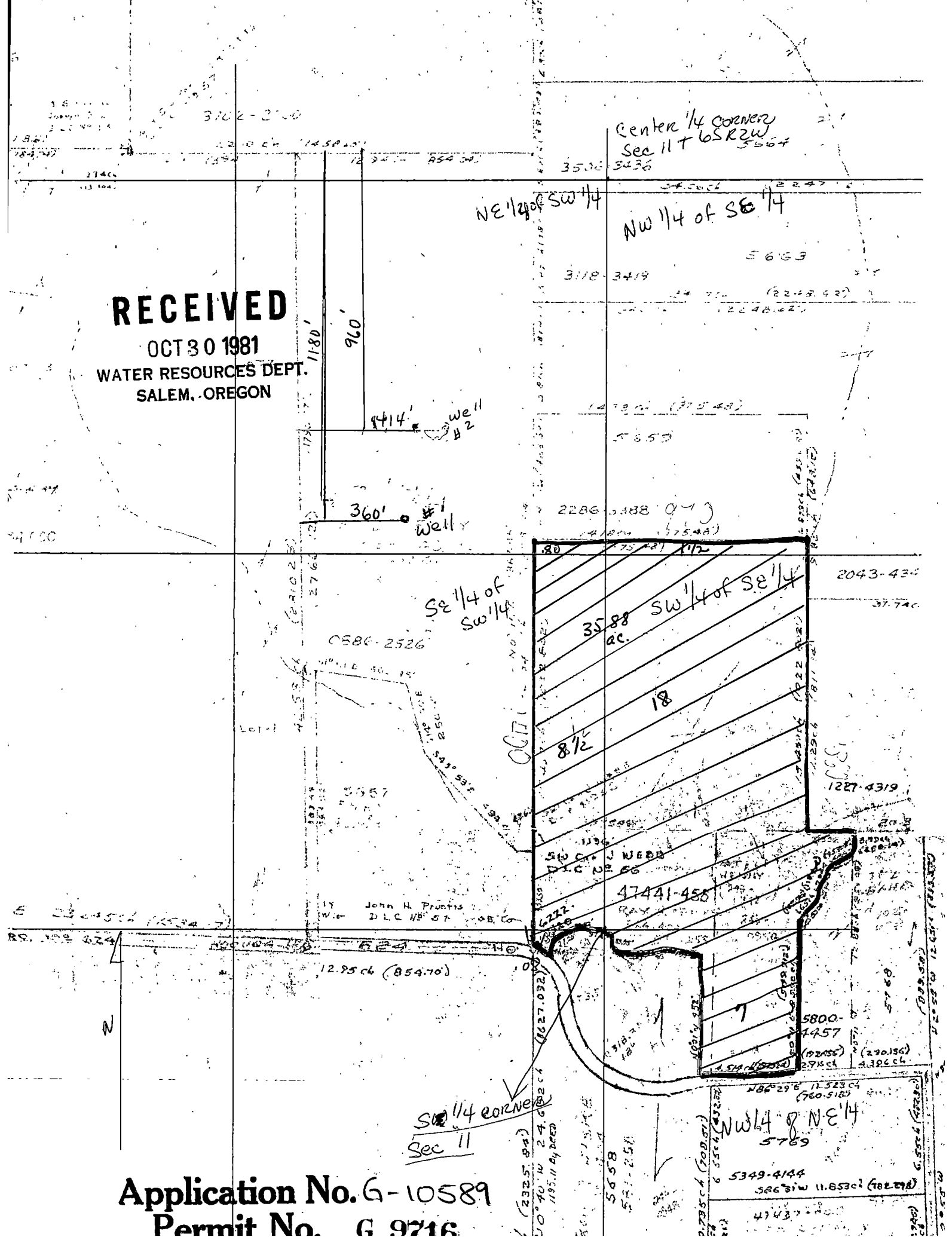
**DAVID F. BATES**

Attorney at Law

provisions thereof, recorded March 30, 1965, in Volume 598 at Page 810, Marion County Deed Records, in favor of Portland General Electric Company for right of way purposes.

**RECEIVED**

OCT 30 1981  
WATER RESOURCES DEPT.  
SALEM, OREGON



**Application No. G-10589**  
**Permit No. G 9716**