

**CLAIM OF
BENEFICIAL USE
for Surface Water Permits
claiming more than 0.1 cfs**



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
www.oregon.gov/OWRD

**A fee of \$345 must accompany this form for permits
with priority dates of July 9, 1987, or later.**

Enter the date the priority date of the permit:

09/27/2022

A separate form shall be completed for each permit.

In cases where a permit has been amended through the permit amendment process, a separate claim for the permit amendment is not required. Incorporate the permit amendment into the claim for the permit.

This form is subject to revision. **Begin each new claim** by checking for a new version of this form at:

<https://www.oregon.gov/OWRD/Forms/Pages/default.aspx>

Go to "Resources for Water Right Examiners (CWRE)" Page

<https://www.oregon.gov/OWRD/programs/WaterRights/COBU/Pages/default.aspx>

The completion of this form is required by OAR 690-014-0100(1) and 690-014-0110(4).

Please type or print in dark ink. If this form is found to contain errors or omissions, it may be returned to you. **Every item must have a response.** If any requested information does not apply to the claim, insert "NA." **Do not delete or alter any section of this form unless directed by the form.** The Department may require the submittal of additional information from any water user or authorized agent.

"Section 8" of this form is intended to aid in the completion of this form and should not be submitted.

If you have questions regarding the completion of this form, please call 503-986-0900.

The Department has a program that allows it to enter into a voluntary agreement with an applicant for expedited services. Under such an agreement, the applicant pays the cost to hire additional staff that would not otherwise be available. This program means a certificate may be issued in about a month. For more information on this program see

<https://www.oregon.gov/OWRD/programs/WaterRights/RA/Pages/default.aspx>

**SECTION 1
GENERAL INFORMATION**

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1. File Information:

APPLICATION # S-89272	PERMIT # S-55527	PERMIT AMENDMENT # T-
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2. Property Owner (current owner information):

APPLICANT/BUSINESS NAME Brewster Rd LLC; attn: Barney Kropf		PHONE No. 206-227-6412	ADDITIONAL CONTACT No.
ADDRESS 23495 Powerline Rd			
CITY Harrisburg	STATE OR	ZIP 97446	E-MAIL Barney.kropf@yahoo.com

If the current property owner is not the permit holder of record, it is recommended that an assignment be filed with the Department. ***Each permit holder of record must sign this form.***

3. Permit or holder of record (this may, or may not, be the current property owner):

PERMIT HOLDER OF RECORD Brewster Rd LLC; attn: Barney Kropf		
ADDRESS 23495 Powerline Rd		
CITY Harrisburg	STATE OR	ZIP 97446

ADDITIONAL PERMIT HOLDER OF RECORD		
ADDRESS		
CITY	STATE	ZIP

4. Date of Site Inspection:**07/18/2025****5. Person(s) interviewed and description of their association with the project:**

NAME	DATE	ASSOCIATION WITH THE PROJECT
Anthony Knox	07/18/2025	Irrigation System Installer
Leon Kauffman	07/18/2025	Partial Landowner

6. County:**Linn****7. If any property described in the place of use of the permit final order is excluded from this report, identify the owner of record for that property (ORS 537.230(5)): **N/A****

OWNER OF RECORD		
ADDRESS		
CITY	STATE	ZIP

Add additional tables for owners of record as needed

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SECTION 2 SIGNATURES

CWRE Statement, Seal and Signature

The facts contained in this Claim of Beneficial Use are true and correct to the best of my knowledge.

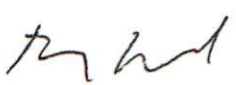


CWRE NAME Theodore R. Ressler		PHONE NO. 503-701-4535	ADDITIONAL CONTACT NO.
ADDRESS Summit Water Resources, LLC, 4784 SE 17th Avenue, Suite 111			
CITY Portland	STATE OR	ZIP 97202	E-MAIL tressler@summitwr.com

Permit Holder(s) of Record Signature or Acknowledgement

Each permit holder of record must sign this form in the space provided below.

The facts contained in this Claim of Beneficial Use are true and correct to the best of my knowledge. I request that the Department issue a water right certificate.

SIGNATURE	PRINT OR TYPE NAME	TITLE	DATE
	Barney Kropf	Member of Brewster Rd LLC	9/3/25

SECTION 3

CLAIM DESCRIPTION

1. Point of diversion name or number:

POINT OF DIVERSION (POD) NAME OR NUMBER (CORRESPOND TO MAP)
POD*

***This POD is a point of Re-diversion for stored water released from the Willamette Basin Project Reservoirs**

2. Point of diversion source and tributary:

POD NAME OR NUMBER	SOURCE	TRIBUTARY
POD	Willamette Basin Project Reservoirs	Middle Santiam River

3. Developed use(s), period of use, and rate for each use:

POD NAME OR NUMBER	USES	IF IRRIGATION, LIST CROP TYPE	SEASON OR MONTHS WHEN WATER WAS USED	ACTUAL RATE OR VOLUME USED (CFS, GPM, OR AF)
POD	Irrigation	Hazelnuts	Irrigation Season	Up to 29.9 AF
Total Quantity of Water Used				Up to 29.9 AF

4. Provide a general narrative description of the distribution works. This description must trace the water system from **each** point of diversion to the place of use:

Water is diverted using a bankside, skid-mounted centrifugal pump with a 4-inch flexible suction line equipped with a Pump-Rite L:250 fish screen. The diverted water passes through a filter system, is metered, and is then conveyed by closed pipe to the place of use, where the water is applied by drip for the irrigation of a hazelnut orchard.

Reminder: The map associated with this claim must identify the location of the point(s) of diversion, Donation Land Claims (DLC), Government Lots (GLot), and Quarter-Quarters (QQ).

5. Variations:

Was the use developed differently from what was authorized by the permit, or permit amendment final order? If yes, describe below.

YES

(e.g. "The permit allowed three points of diversion. The water user only developed one of the points." or "The permit allowed 40.0 acres of irrigation. The water user only developed 10.0 acres.")

Place of Use: The permit holder has developed the total permit authorized acreage. However, the place of use was more accurately surveyed during development of this COBU resulting in acreage variations in each permitted Quarter-Quarter compared to that listed on the permit.

6. Claim Summary:

POD NAME OR #	MAXIMUM RATE AUTHORIZED	CALCULATED THEORETICAL RATE BASED ON SYSTEM	AMOUNT OF WATER MEASURED	USE	# OF ACRES ALLOWED	# OF ACRES DEVELOPED
POD	Not specified	0.85 cfs	0.53 cfs	Irrigation	19.7	19.7

SECTION 4
SYSTEM DESCRIPTION

Are there multiple PODs?

NO

If "YES" you will need to copy and complete a separate Section 4 for each POD.

POD Name or Number this section describes (only needed if there is more than one):

POD

A. Place of Use

1. Is the right for municipal use?

NO

If "YES" the table below may be deleted.

TWP	RNG	MER	SEC	QQ	GLOT	DLC	USE	IF IRRIGATION, # PRIMARY ACRES	IF IRRIGATION, # SUPPLEMENTAL ACRES
11S	2W	W.M.	25	NENW		56	Irrigation	7.3	NA
11S	2W	W.M.	25	NWNW		56	Irrigation	9.5	NA
11S	2W	W.M.	25	SWNW		56	Irrigation	1.7	NA
11S	2W	W.M.	25	SEnw		56	Irrigation	1.2	NA
Total Acres Irrigated								19.7	0

Reminder: The map associated with this claim must identify Donation Land Claims (DLC), Government Lots (GLOT), Quarter Quarters (QQ), and if for irrigation, the number of acres irrigated within each projected DLC, GLOT, and QQ.

B. Diversion and Delivery System Information

Provide the following information concerning the diversion and delivery system. Information provided must describe the equipment used to transport and apply the water from the point of diversion to the place of use.

1. Is a pump used?

YES

If "NO" items 2 through item 6 may be deleted.

2. Pump Information:

MANUFACTURER	MODEL	SERIAL NUMBER	TYPE (CENTRIFUGAL, TURBINE OR SUBMERSIBLE)	INTAKE SIZE	DISCHARGE SIZE
Cornell	2.5WH	2554329	Centrifugal	2.5-inch	2-inch

3. Motor Information:

MANUFACTURER	HORSEPOWER
Baldor	15

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4. Theoretical Pump Capacity:

HORSEPOWER	OPERATING PSI	LIFT FROM SOURCE TO PUMP	LIFT FROM PUMP TO PLACE OF USE	TOTAL PUMP OUTPUT (IN CFS)
15	40 psi ^A	15 ft ^B	0 ^C	0.85 cfs

Notes

^A Operating pressure measured on discharge mainline just downstream of pump discharge.

^B Vertical lift from water surface to pump.

^C Lift downstream of pump discharge is a component of the measured operational pressure.

5. Provide pump calculations:

$$Q_{\text{pump}} = \frac{(\text{Hp})(\text{conversion factor})}{(\text{lift} + \text{pressure}) \text{ total head in feet}} = \text{cfs}$$

Conversion factor:

$$\text{Centrifugal Pumps, 75\% eff. } \frac{(550 \text{ ft lb/sec/Hp})(.75)}{(62.4 \text{ lb/cu ft})} = 6.61 \text{ ft}^4/\text{sec/Hp}$$

$$Q_{\text{pump}} = \frac{(15)(6.61)}{(15 + 40 \times 2.54)} = 0.85 \text{ cfs (381 gpm)}$$

Note: minor frictional losses upstream of the pressure gauge (pump column, etc.) accounted for by the 2.54 ft H₂O/psi conversion factor (versus 2.31 ft H₂O/psi).

6. Measured Pump Capacity (using meter if meter was present and system was operating):

INITIAL METER READING	ENDING METER READING	DURATION OF TIME OBSERVED	TOTAL PUMP OUTPUT (IN CFS)
33,721,990 gallons	33,722,470 gallons	2 minutes	0.53 cfs (240 gpm)

Reminder: For pump calculations use the reference information at the end of this document.

7. Is the distribution system piped?

YES

If "NO" items 8 through item 13 may be deleted.

8. Mainline Information:

MAINLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
5"	1,320'	PVC	Buried
4"	1,000'	PVC	Buried
3"	1,100'	PVC	Buried
2"	560'	PVC	Buried

9. Lateral or Handline Information:

LATERAL OR HANDLINE SIZE	LENGTH	TYPE OF PIPE	BURIED OR ABOVE GROUND
N/A – Not used			

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10. Sprinkler Information:

SIZE	OPERATING PSI	SPRINKLER OUTPUT (GPM)	TOTAL NUMBER OF SPRINKLERS	MAXIMUM NUMBER USED	TOTAL SPRINKLER OUTPUT (CFS)
N/A - Not used					

Reminder: For sprinkler output determination use the reference information at the end of this document.

11. Drip Emitter Information:

SIZE	OPERATING PSI	EMITTER OUTPUT (GPM)	TOTAL NUMBER OF EMITTERS	MAXIMUM NUMBER USED	TOTAL EMITTER OUTPUT (CFS)
N/A - Not used					

12. Drip Tape Information:

DRIPPER SPACING IN INCHES	GPM PER 100 FEET	TOTAL LENGTH OF TAPE	MAXIMUM LENGTH OF TAPE USED	TOTAL TAPE OUTPUT (CFS)	ADDITIONAL INFORMATION
24-inch	0.35 gpm	135,869 ft	65,714 ft	0.51 cfs (230 gpm)	0.42 gph emitters

13. Pivot Information:

MANUFACTURER	MAXIMUM WETTED RADIUS	OPERATING PSI	TOTAL PIVOT OUTPUT (GPM)	TOTAL PIVOT OUTPUT (CFS)
N/A - Not used				

C. Storage

1. Does the distribution system include in-system storage (e.g. storage tank, bulge in system / reservoir)?

NO

If "NO", item 2 and 3 relating to this section may be deleted.

D. Gravity Flow Pipe

(THE DEPARTMENT TYPICALLY USES THE HAZEN-WILLIAM'S FORMULA FOR A GRAVITY FLOW PIPE SYSTEM)

1. Does the system involve a gravity flow pipe?

NO

If "NO", items 2 through 4 relating to this section may be deleted.

E. Gravity Flow Canal or Ditch

(THE DEPARTMENT TYPICALLY USES MANNING'S FORMULA FOR CANALS AND DITCHES)

1. Is a gravity flow canal or ditch used to convey the water as part of the distribution system?

NO

If "NO", items 2 through 4 relating to this section may be deleted.

F. Additional notes or comments related to the system:

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SECTION 5

CONDITIONS

All conditions contained in the permit, permit amendment, or any extension final order shall be addressed. Reports that do not address all performance related conditions will be returned.

1. Time Limits:

Permits and any extension final orders contain any or all of the following dates: the date when the actual construction work was to begin, the date when the construction was to be completed, and the date when the complete application of water to the proposed use was to be completed. These dates may be referred to as ABC dates. Describe how the water user has complied with each of the development timelines established in the permit or permit extension of time:

	DATE FROM PERMIT	DATE ACCOMPLISHED *	DESCRIPTION OF ACTIONS TAKEN BY WATER USER TO COMPLY WITH THE TIME LIMITS
ISSUANCE DATE	07/26/2024		
BEGIN CONSTRUCTION (A)	Not specified	June 2022	Began construction of the irrigation system.
COMPLETE CONSTRUCTION (B)	07/26/2029	August 2022	Completed construction of the irrigation system.
COMPLETE APPLICATION OF WATER (C)	07/26/2029	July 10, 2025	Date of documented beneficial use of water.

* MUST BE WITHIN PERIOD BETWEEN PERMIT OR ANY EXTENSION FINAL ORDER ISSUANCE AND THE DATE TO COMPLETELY APPLY WATER

2. Is there an extension final order(s)?

NO

If "NO", items a and b relating to this section may be deleted.

3. Measurement Conditions:

a. Does the permit, permit amendment, or any extension final order require the installation of a meter or approved measuring device?

YES

If "NO", items b through f relating to this section may be deleted.

Reminder: If a meter or approved measuring device was required, the COBU map must indicate the location of the device in relation to the point of diversion.

b. Has a meter been installed?

YES

c. Meter Information

POD NAME OR #	MANUFACTURER	SERIAL #	CONDITION (WORKING OR NOT)	CURRENT METER READING	DATE INSTALLED
POD	Netafim	21-1001-0793	Working	33,721,990 gallons (7/18/2025 14:18)	2022

If a meter has been installed, items d through f relating to this section may be deleted.

4. Recording and reporting conditions:

a. Is the water user required to report the water use to the Department?

NO

If "NO", item b relating to this section may be deleted.

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5. Fish Screening:

a. Are any points of diversion required to be screened to prevent fish from entering the point of diversion? **YES**

If "NO", items b through e relating to this section may be deleted.

Reminder: If fish screening devices were required, the COBU map must indicate their location in relation to the point of diversion.

b. Has the fish screening been installed? **YES**

c. When was the fish screening installed?

DATE	BY WHOM
August 2022	Knox Ag Irrigation

Reminder: If the permit was issued on or after February 1, 2011, the fish screen is required to be approved by the Oregon Department of Fish and Wildlife regardless of the rate of diversion.

d. If the diversion **involves a pump** and the **total** diversion rate of all rights at the point of diversion is less than 225 gpm (0.5 cfs) and the permit was issued prior to February 1, 2011:

- Has the self-certification form previously been submitted to the Department? **NA**

If not, go to <https://www.oregon.gov/OWRD/Forms/Pages/default.aspx> complete and attach a copy of the 'ODFW Small Pump Screen Self Certification' form to this claim, and send a copy of it to the Oregon Department of Fish and Wildlife (ODFW).

Reminder: Failure to submit evidence of a timely installed fish screen may result in an unfavorable determination. The ODFW self certification form needs to have been previously submitted or be attached to this form.

e. If the diversion does **not involve a pump** or the **total** diversion rate of all rights at the point of diversion is 225 gpm (0.5 cfs) or greater:

- Has the ODFW approval been previously submitted? **YES;**

see Attachment 3 for ODFW approval letter

If not, contact and work with ODFW to ensure compliance. To demonstrate compliance, provide signed documentation from ODFW. A form is available at:

<https://www.oregon.gov/OWRD/Forms/Pages/default.aspx>

Reminder: Failure to submit evidence of a timely installed fish screen may result in an unfavorable determination. In order to receive a favorable approval, the ODFW/WRD "Fish Screen Inspection" form needs to have been previously submitted or be attached to this form.

6. By-pass Devices:

a. Are any points of diversion required to have a by-pass device to prevent fish from entering the point of diversion? **YES;**

however, ODFW determined that bypass was not required (Attachment 3).

If "NO", items b and c relating to this section may be deleted.

Reminder: If by-pass devices were required, the COBU map must indicate their location in relation to the point of diversion.

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7. Other conditions required by some permits, permit amendment final orders, or extension final orders:

- a. Was the water user required to restore the riparian area if it was disturbed? **NO**
- b. Was a fishway required? **NO**
- c. Was submittal of a water management and conservation plan required? **NO**
- d. Other conditions? **YES**

If "YES" to any of the above, identify the condition and describe the water user's actions to comply with the condition(s) in the box below. If the condition required the approval of a plan, submit documentation that the plan was approved.

7(d) *The use of water under this permit is subject to the terms and conditions of contract No. 219E102085, or a satisfactory replacement, between the U.S. Bureau of Reclamation and the permittee, a copy of which must be on file in the records of the Water Resources Department. IN COMPLIANCE. The permit holder accesses stored water under this permit under USBOR Contract 219E102085.*

SECTION 6
ATTACHMENTS

Provide a list of any additional documents you are attaching to this report:

ATTACHMENT NAME	DESCRIPTION
Attachment 1	Claim of Beneficial Use Map
Attachment 2	Water Right Information
Attachment 3	ODFW Correspondence
Attachment 4	Documentation of Signatory Authority

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SECTION 7

CLAIM OF BENEFICIAL USE MAP

The Claim of Beneficial Use Map must be submitted with this claim. Claims submitted without the Claim of Beneficial Use map will be returned. The map shall be submitted on poly film at a scale of 1" = 1320 feet, 1" = 400 feet, or the original full-size scale of the county assessor map for the location.

Provide a general description of the survey method used to prepare the map. Examples of possible methods include, but are not limited to, a traverse survey, GPS, or the use of aerial photos. If the basis of the survey is an aerial photo, provide the source, date, series and the aerial photo identification number.

The point of diversion, visible system components, and the place of use were visited during the site inspection. The location of the point of diversion and the extent of the place of use were obtained from a field survey completed during the site inspection and an aerial photo [07/01/2024, GoogleEarth]. The map was created using Geographic Information System (GIS) software and spatial datasets obtained from ESRI, United States Geological Survey (USGS), Bureau of Land Management (BLM), OWRD, and Linn County. Additional data and information specific to the property appurtenant to the water right and the use water of under the water right described in this Claim of Beneficial Use report were obtained from the water user.

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Map Checklist

Please be sure that the map you submit includes ALL the items listed below.

(Reminder: Incomplete maps and/or claims may be returned.)

- ☒ Map on polyester film
- ☒ Appropriate scale (1" = 400 feet, 1" = 1320 feet, or the original full-size scale of the county assessor map)
- ☒ Township, Range, Section, Donation Land Claims, and Government Lots
- ☒ If irrigation, number of acres irrigated within each projected Donation Land Claims, Government Lots, Quarter-Quarters
- ☒ Locations of fish screens and/or fish by-pass devices in relationship to point of diversion
- ☒ Locations of meters and/or measuring devices in relationship to point of diversion or appropriation
- ☒ Conveyance structures illustrated (pumps, reservoirs, pipelines, ditches, etc.)
- ☒ Point(s) of diversion or appropriation (illustrated and coordinates)
- ☒ Tax lot boundaries and numbers
- ☒ Quarter-Quarters illustrated and named (NE NE, NW NE, etc.)
- ☒ Source illustrated if surface water
- ☒ Disclaimer ("This map is not intended to provide legal dimensions or locations of property ownership lines")
- ☒ Application and permit number or transfer number
- ☒ North arrow
- ☒ Legend
- ☒ CWRE stamp and signature

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Attachment 1
Claim of Beneficial Use Map

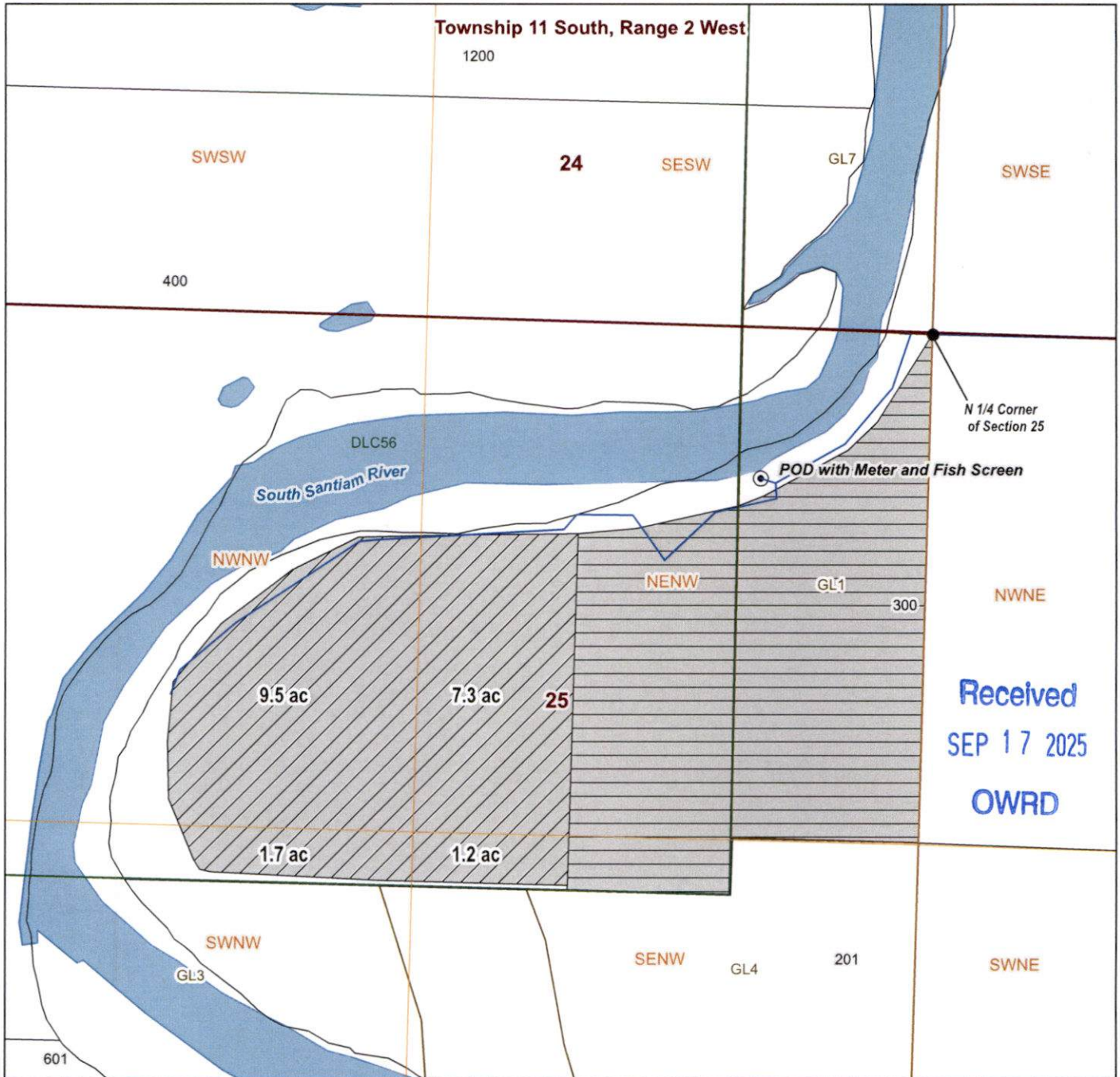
Claim of Beneficial Use for Permit S-55527

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Claim of Beneficial Use

Permit S-55527, Application S-89272

A Water Right held by Brewster Rd LLC
Linn County

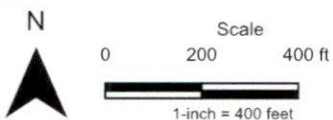
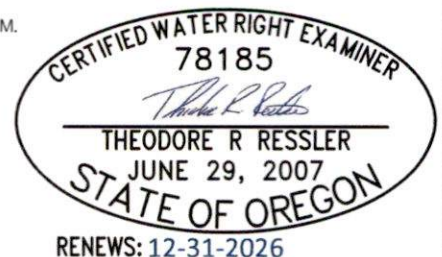


LEGEND

- Point of Diversion (POD)
- Permit S-55527 Place of Use (POU)
19.7 ac IR
- Certificate 86665 Place of Use (POU)
- Mainlines
- Tax Lots
- Watercourse
- Waterbody

POD Location Description

POD
Located 390 feet South and 350 feet West from N 1/4 corner of Section 25 (NENW), Township 11 South, Range 2 West, W.M.



Date: 8/12/2025
Data Sources: BLM, OWRD, ODFW, USGS, Linn County.
Disclaimer: This map is not intended to provide legal dimensions or property ownership lines.



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Attachment 2

Water Right Information

STATE OF OREGON

COUNTY OF LINN

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO:

BARNEY KROPF
BREWSTER RD, LLC
23495 POWERLINE RD
HARRISBURG OR 97446

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: S-89272

SOURCE OF WATER: WILLAMETTE BASIN PROJECT RESERVOIRS, CONSTRUCTED UNDER PERMIT R-5363, TRIBUTARY TO MIDDLE SANTIAM RIVER

PURPOSE OR USE: IRRIGATION OF 19.7 ACRES

MAXIMUM VOLUME: 29.9 ACRE-FEET (OR AS FURTHER LIMITED BY CONTRACT)

PERIOD OF USE: APRIL 1 THROUGH OCTOBER 31

DATE OF PRIORITY: SEPTEMBER 27, 2022

AUTHORIZED POINT OF RE-DIVERSION:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
11 S	2 W	WM	25	NE NW	390 FEET SOUTH AND 350 FEET WEST FROM N1/4 CORNER, SECTION 25

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of 2.5 acre-feet for each acre irrigated during the irrigation season of each year. 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.

AUTHORIZED PLACES OF USE:

Twp	Rng	Mer	Sec	Q-Q	Acres
11 S	2 W	WM	25	NE NW	8.1
11 S	2 W	WM	25	NW NW	8.4
11 S	2 W	WM	25	SW NW	1.7
11 S	2 W	WM	25	SE NW	1.5

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PERMIT SPECIFIC CONDITIONS

1. Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.
2. **Water Use Measurement, Recording, and Reporting:**
 - A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter, or other suitable measuring device as determined by the watermaster, at each point of diversion. The permittee shall maintain the device in good working order.
 - B. The permittee shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.
 - C. The Director may require the permittee to keep and maintain a record of the volume of water diverted, and may require the permittee to report water-use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water-use information, the periods of water use and the place and nature of use of water under the permit.
 - D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

3. **Fish Screen/Passage:**

The water user shall install, maintain, and operate fish screening and fish passage devices consistent with current Oregon Department of Fish and Wildlife (ODFW) standards. Fish screening is to prevent fish from entering the proposed diversion, while passage devices provide adequate upstream and downstream passage for fish. The required screen and passage devices are to be in place and functional, and approved in writing by ODFW prior to diversion of water. The water user may submit evidence in writing that ODFW has determined screens and/or passage devices are not necessary.

4. The use of water under this permit is subject to the terms and conditions of contract No. 219E102085, or a satisfactory replacement, between the U.S. Bureau of Reclamation and the permittee, a copy of which must be on file in the records of the Water Resources Department.

STANDARD CONDITIONS

1. Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

2. This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.
3. 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.
4. The use of water allowed herein may be made only at times when sufficient water is available to satisfy all prior rights, including prior rights for maintaining instream flows.

DEVELOPMENT AND COMPLETION TIMELINE REQUIREMENTS

1. Construction of the water system shall begin within five years of the date of permit issuance. The deadline to begin construction may not be extended. This permit is subject to cancellation proceedings if the begin construction deadline is missed.
2. Complete application of the water shall be made within five years of the date of permit issuance. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.
3. Within one year after making complete application of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

ISSUED **JULY 26, 2024**



Katherine Ratcliffe
Water Right Section Manager, for
Ivan Gall, Director
Oregon Water Resources Department

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Attachment 3
ODFW Correspondence



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Kate Brown., Governor

Department of Fish and Wildlife

The Dalles Screen Shop

3561 Klindt Drive
The Dalles, OR 97058
(541) 296-8026
FAX (541) 296-7889
odfw.com

July 25, 2022

Attn. Ted Ressler
Summit Water Resources, LLC
PO Box 11268
Portland, OR 97211



RE: Brewster Road LLC – Proposed Fish Screen for Hazelnut Orchard

To whom it may concern,

Oregon Department of Fish and Wildlife has reviewed the fish screen design for Brewster Road LLC's proposed 0.45 cfs (200 gpm) diversion on the South Santiam River, N 44.59076 W 122.87768. The fish screen they plan on installing is a Pump-Rite L250. This model of passive screen, when installed and maintained properly is capable of screening up to 0.56 cfs (250 gpm), while protecting all age classes of anadromous salmonids from entrapment and impingement. ODFW concludes that this screen will meet current state and federal fish screening criteria set forth by National Marine Fisheries Service for a maximum withdraw rate of 0.56 cfs (250 gpm). A by-pass device will not be required at this point of diversion as this is an end of pipe screen.

Once the screen is purchased and installed ODFW will need to conduct a final inspection and at that point will issue a final inspection and approval letter. If there are any questions regarding the design approval for Brewster Road LLC proposed POD on the South Santiam River, please call me at 541-967-2162.

Sincerely,

Bryce Macnab

Fish Screens and Passage Coordinator

Received
SEP 17 2025
OWRD



Oregon

Kate Brown., Governor

Department of Fish and Wildlife
The Dalles Screen Shop
3561 Klindt Drive
The Dalles, OR 97058
(541) 296-8026
FAX (541) 296-7889
odfw.com

October 26, 2022



Attn. Barnabas Kropf
Brewster Road LLC
24495 Powerline Rd
Harrisburg, OR 97446

RE: Brewster Road LLC T-14097, S-89272

To whom it may concern,


Oregon Department of Fish and Wildlife has reviewed the fish screen associated with your point of diversion on the South Santiam River, N 44.59076 W 122.87768 and is associated with two water rights T-14097 and S-89272. This site was inspected virtually with photos submitted by the landowner.

The diversion pump station is designed to accommodate a maximum of 229 gpm and will not exceed the fish screens maximum intake of 250 gpm. The fish screen that is in use at this point of diversion is a Pump-Rite L250. This model of passive screen, when installed and maintained properly is capable of screening up to 0.56 cfs or 250 gpm, while protecting all age classes of native fish present from entrapment and impingement. ODFW concludes that this screen will meet current state and federal fish screening criteria set forth by National Marine Fisheries Service for a maximum withdraw rate of 0.56 cfs (250 gpm) under transfer T-14097 and S89272. A by-pass device is not required at this point of diversion as this is an end of pipe screen.

This approval is contingent on the following: the screen is installed prior to any withdraw of water, the screen is installed so that the effective screen area is submerged during operation, and the screen is regularly inspected and maintained to ensure it remains in working order, including removing debris as necessary, and the screen is annually inspected when it is not in use.

If there are any questions regarding the approval of the screen for transfer T-14097 or S-89272, please call me at 541-967-2162.

Sincerely,

 10/26/2022

Toby Schuyler

Fish Screens and Passage Coordinator

CC: Ted Ressler, Summit Water Resources, LLC

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Attachment 4
Documentation of Signatory Authority

OREGON SECRETARY OF STATE
Corporation Division

HOME

Business Xpress **business name search** oregon business guide

license directory business registry/renewal forms/fees notary public

uniform commercial code uniform commercial code search documents & data services

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Business Name Search

New Search		Printer Friendly		Business Entity Data		07-16-2025 14:51
Registry Nbr	Entity Type	Entity Status	Jurisdiction	Registry Date	Next Renewal Date	Renewal Due?
1782634-98	DLLC	ACT	OREGON	02-12-2021	02-12-2026	
Entity Name	BREWSTER ROAD, LLC					
Foreign Name						

New Search		Printer Friendly		Associated Names	
Type	PPB	PRINCIPAL PLACE OF BUSINESS			
Addr 1	24395 POWERLINE RD				
Addr 2					
CSZ	HARRISBURG	OR	97446	Country	UNITED STATES OF AMERICA

Please click [here](#) for general information about registered agents and service of process.

Type	AGT	REGISTERED AGENT	Start Date	01-23-2025	Resign Date	
Of Record	095468-13	WEATHERFORD THOMPSON, LLC				
Addr 1	130 FIRST AVENUE W					
Addr 2						
CSZ	ALBANY	OR	97321	Country	UNITED STATES OF AMERICA	

Type	MAL MAILING ADDRESS					
Addr 1	SCOTT G COWGILL					
Addr 2	PO BOX 667					
CSZ	ALBANY	OR	97321		Country	UNITED STATES OF AMERICA

Type	MEM	MEMBER						Resign Date	
Name	TANYA			KAUFFMAN					
Addr 1	33745 ROWELL LN								
Addr 2									
CSZ	LEBANON		OR	97355			Country	UNITED STATES OF AMERICA	

Type	MEM MEMBER						Resign Date	
Name	BENJAMIN			KROPF				
Addr 1	23114 87TH AVE W							
Addr 2								
CSZ	EDMONDS	WA	98026		Country	UNITED STATES OF AMERICA		

Type	MEM	MEMBER						Resign Date	
Name	BARNABAS			KROPF					
Addr 1	24395 POWERLINE RD								
Addr 2									
CSZ	HARRISBURG	OR	97446		Country	UNITED STATES OF AMERICA			



September 11, 2025

Mr. Gerry Clark
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1271

Subject: Claim of Beneficial Use for Permit S-55527

Mr. Clark:

On behalf of the permittee, please find enclosed Claim of Beneficial Use (COBU) report for Permit S-55527 (Application S-89272) accompanied by a check in the amount of \$345 for payment of the COBU submittal fee. Please do not hesitate to contact me at 503-701-4535 with questions about the enclosed COBU.

Respectfully submitted,

Theodore Ressler, RG, CWRE
Summit Water Resources LLC

Enclosures:

Claim of Beneficial Use for Permit S-55527
Check # 1086 in the amount of \$345

Cc: Barney Kropf – Brewster Road, LLC

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