

**CLAIM OF
BENEFICIAL USE
for Transfer New or Additional
POD Only**

OREGON 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 transfers where the application was submitted on July 9, 1987, or later.

Enter the date the transfer application was submitted:

12/24/2024

A separate form shall be completed for each transfer.

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>

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.

A claim of beneficial use includes both this report and a map. If the map is being mailed separately from this form, please include a note with this form indicating such.

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

Type of Authorized Change

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This Claim is being submitted for a transfer where the only authorized change was a change in either point(s) of diversion or additional point(s) of diversion, or a combination of both. **YES**

If additional changes were authorized, you will need to select a different form.

1. File Information

APPLICATION #
T-14585

2. Property Owner (current owner information)

APPLICANT/BUSINESS NAME Maley Road Hazelnuts LLC		PHONE NO. 503-975-3956	ADDITIONAL CONTACT NO.
ADDRESS 3911 SE Maley Road			
CITY Corvallis	STATE OR	ZIP 97333	E-MAIL dgodard@msn.com

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

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

TRANSFER HOLDER OF RECORD Maley Road Hazelnuts LLC		
ADDRESS 3911 SE Maley Road		
CITY Corvallis	STATE OR	ZIP 97333

4. Date of Site Inspection:

9/25/25

5. Person(s) interviewed and description of their association with the project:

NAME	DATE	ASSOCIATION WITH THE PROJECT
Anthony Knox	9/25/25	Irrigation system installer
Don Godard	9/25/25	Representative of Maley Road Hazelnuts LLC

6. County:

Benton

7. If any property described in the place of use of the transfer 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

Transfer Holder of Record Signature or Acknowledgement

Each transfer 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
	Daniel Godard	Agent of Maley Road Hazelnuts LLC	10/9/25

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SECTION 3
CLAIM DESCRIPTION

Note: The Claim only needs to describe the new or additional point(s) of diversion. This Claim does not need to provide information for the original point(s) of diversion unless the original point of diversion is either a new or additional point of diversion on another right involved in this transfer.

1. New or additional point of diversion name or number:

POINT OF DIVERSION (POD) NAME OR NUMBER (CORRESPOND TO MAP)	SOURCE
POD 8	Willamette River

2. Variations:

Was the use developed differently from what was authorized by the transfer final order, or extension final? If yes, describe below. **YES**

(e.g. "The order allowed three new/additional points of diversion. The water user only developed one of the points.")

Existing Points of Diversion. The location of the existing authorized points of diversion, POD 2 and POD 7, have been redescribed in reference to the same survey corner used for POD 8. The reason for the redescription was to accommodate the map scale used for the COBU map (Attachment 1).

3. Claim Summary:

NEW OR ADDITIONAL POD NAME OR #	MAXIMUM RATE AUTHORIZED IN ORDER	CALCULATED THEORETICAL RATE BASED ON SYSTEM	AMOUNT OF WATER MEASURED
POD 8	0.99 cfs*	1.11 cfs	1.03 cfs

*Maximum rate authorized in order when a deficiency in the unnamed slough is present

SECTION 4
SYSTEM DESCRIPTION

Are there multiple new or additional Points of Diversion (POD)s? **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 8

A. POD System Information

Provide the following information concerning the point of diversion. Information provided must describe the equipment used to appropriate water from the point of diversion.

1. Pump Information

MANUFACTURER	MODEL	SERIAL NUMBER	TYPE (CENTRIFUGAL, TURBINE OR SUBMERSIBLE)	INTAKE SIZE	DISCHARGE SIZE
Cornell	2.5WH	283051	Centrifugal	3-inch	2.5-inch

2. Motor Information

MANUFACTURER	HORSEPOWER
Baldor	20 HP

3. Theoretical Pump Capacity

HORSEPOWER	OPERATING PSI	LIFT FROM SOURCE TO PUMP	LIFT FROM PUMP TO PLACE OF USE	TOTAL PUMP OUTPUT (IN CFS)
20	40 ^A	5.5 ^B	12.2 ft ^C	1.11

Notes

^A Operating pressure measured on discharge mainline just upstream of the filter station.

^B Vertical lift from water surface to pump.

^C Vertical lift from pump to filter station; addition lift downstream of filter station is a component of the measured operational pressure.

4. 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:

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

$$Q_{\text{pump}} = \frac{(20)(6.61)}{((5.5+12.2) + 40*2.54)} = \underline{1.11 \text{ cfs}}$$

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

5. 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)
39,558,860 gallons	39,559,789 gallons	2 minutes	1.03 cfs

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

B. Gravity Flow Pipe

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

1. Does the diversion involve a gravity flow pipe?

NO

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



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

1. Does the diversion involve a gravity flow ditch or canal? NO

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

D. Additional notes or comments related to the system:

N/A

**SECTION 5
CONDITIONS**

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

1. Time Limits:

Describe how the water user has complied with each of the development timelines established in the transfer final order and any extensions of time issued for the transfer:

	DATE FROM TRANSFER	DATE THE NEW AND/OR ADDITIONAL POD(S) WERE READY FOR USE *THIS DATE MUST FALL BETWEEN THE "ISSUANCE DATE" AND THE "COMPLETENESS DATE"
ISSUANCE DATE	8/21/2025	
COMPLETENESS DATE FROM ORDER (C)	10/01/2026	9/25/2025

* MUST BE WITHIN PERIOD BETWEEN TRANSFER FINAL ORDER, OR ANY EXTENSION FINAL ORDER ISSUANCE AND THE DATE TO COMPLETE THE CHANGE

2. Is there an extension final order(s)?
If "NO", you may delete the following table.

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NO

3. Measurement Conditions:

a. Does the transfer final order, or any extension final order require the installation of a meter or other approved measuring device? NO

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 8	Netafim	24-100031084	Yes	39,552,876 gallons	3/14/25

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.

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
5/10/2025	Knox Ag Irrigation Inc.

Reminder: If the permit or transfer final order 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)**

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? **NO**

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

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

7. Other conditions required by the transfer final order or extension final order:

- a. Was the water user required to restore the riparian area if it was disturbed? **NO**
- b. Was a fishway required? **NO**
- c. Other conditions? **NO**

If "YES" to any of the above, identify the condition and describe the water user's actions to comply with the condition(s):

**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

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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 polyester 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.

For the purpose of this Claim, the map identifying the location of the place of use does not require a new survey. The location of the place of use identified on the Claim map should be based on the original right of record at the time the transfer final order was issued. In transfers approved for additional points of diversion, the original points must be identified the map based on the original right of record at the time the transfer final order was issued.

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 was obtained from a field survey completed during the site inspection. The map was created using Geographic Information System (GIS) software and spatial datasets obtained from ESRI, United States Geological Survey (USGS), Benton County and Bureau of Land Management (BLM). 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.) ***Not required for this type of Claim of Beneficial Use**
- 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

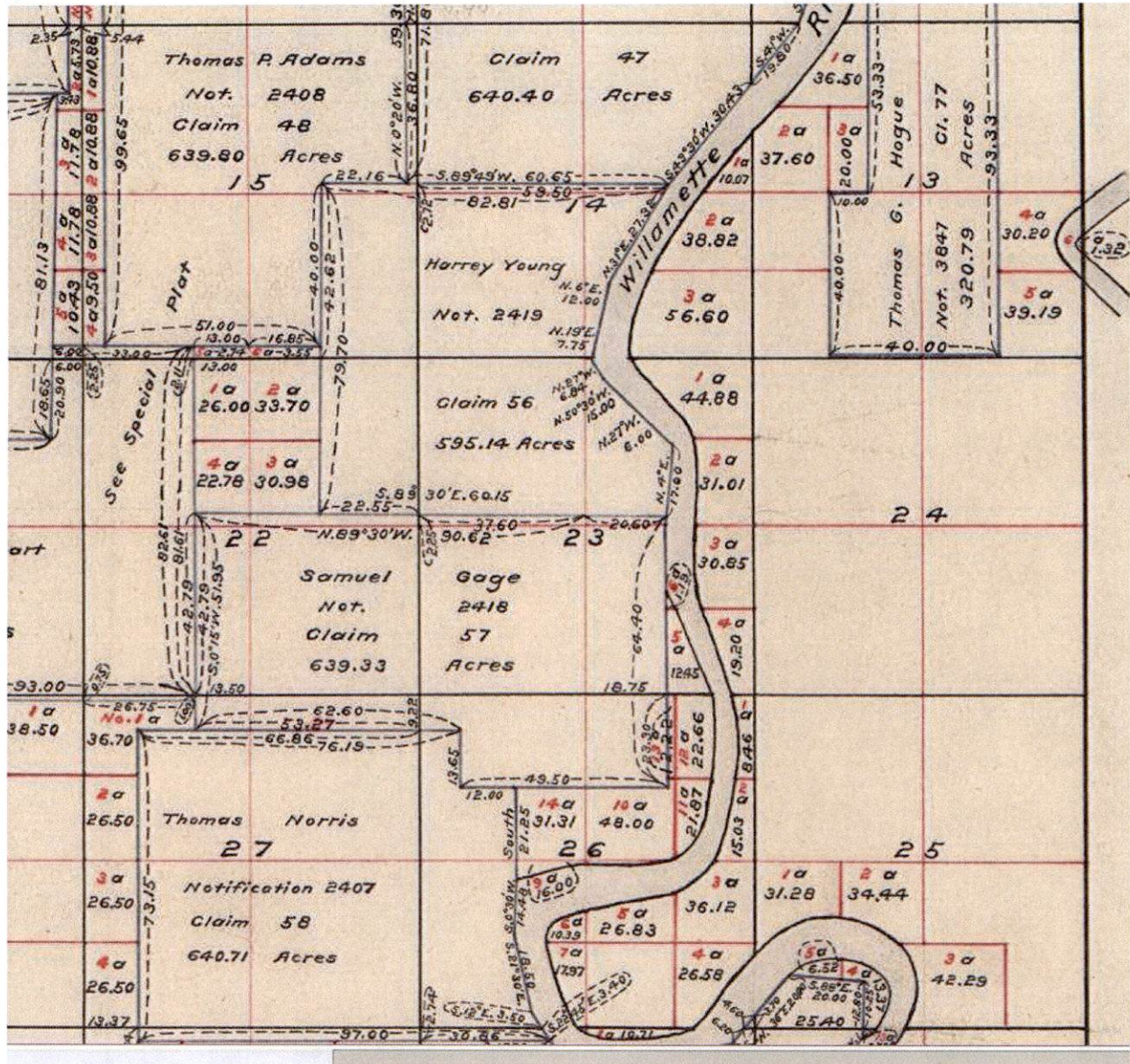
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Attachment 1
Claim of Beneficial Use Map

Township 12 South, Range 5 West

https://www.blm.gov/or/landrecords/landsurvey/aPlatView1_2.php?path=POR&name=t120s050w_002.jpg&tr=012-0S005-0W



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Attachment 2
Water Right Information

**BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON**

In the Matter of Transfer Application)	FINAL ORDER
T-14585, Benton County)	APPROVING AN ADDITIONAL POINT OF
)	DIVERSION

Authority

Oregon Revised Statutes (ORS) 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of diversion, place of use, or character of use authorized under an existing water right. Oregon Administrative Rules (OAR) Chapter 690, Division 380 implement the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

MALEY ROAD HAZELNUTS LLC
3911 SE MALEY ROAD
CORVALLIS, OR 97333

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Findings of Fact

1. On December 24, 2024, Maley Road Hazelnuts, LLC filed an application for an additional point of diversion under Certificate 35901. The Department assigned the application number T-14585.
2. Notice of the application for transfer was published on January 7, 2025, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. On May 6, 2025, the Department sent the applicant a draft Preliminary Determination, proposing approval of Transfer Application T-14585. The accompanying cover letter set a deadline of June 5, 2025, for the applicant to respond and provide the required information. The applicant requested that the Department proceed with issuance of a Preliminary Determination and submitted the necessary documentation to confirm authorization to pursue the transfer.
4. On July 7, 2025, the Department issued a Preliminary Determination proposing to approve Transfer Application T-14585 and sent a copy to the applicant. Additionally, notice of the Preliminary Determination for the transfer application was published in the Department's

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.

weekly notice on July 8, 2025, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notice.

5. The portion of the right to be transferred is as follows:

Certificate: 35901 in the name of C. E. JONES (perfected under Permit S-27350)
Use: IRRIGATION OF 93.1 ACRES
Priority Date: APRIL 20, 1961
Rate: 0.99 CUBIC FOOT PER SECOND (cfs); being 0.51 cfs from Willamette River and 0.48 cfs from unnamed slough, water to be diverted from unnamed slough when available and any deficiency in the available supply in unnamed slough is to be made up by diversion from Willamette River, providing that the total quantity diverted from both sources shall not exceed 0.99 cfs.

Limit/Duty: 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.

Source: WILLAMETTE RIVER and UNNAMED SLOUGH, a tributary of COLUMBIA RIVER

Authorized Points of Diversion:

Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Measured Distances
12 S	5 W	WM	23	NE SW		57	POD 7 - 4340 FEET NORTH AND 50 FEET WEST FROM THE C1/4 CORNER OF SECTION 26
12 S	5 W	WM	26	NE NE	12		POD 2 - 1830 FEET NORTH AND 2080 FEET EAST FROM THE C1/4 CORNER OF SECTION 26

Authorized Place of Use:

IRRIGATION								
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres	Source
12 S	5 W	WM	23	SW NE		57	2.0	Slough
12 S	5 W	WM	23	NE SW		57	1.2	Slough
12 S	5 W	WM	23	SE SW		57	4.4	Slough
12 S	5 W	WM	23	SE SW		57	4.4	River
12 S	5 W	WM	23	NW SE	6		1.2	Slough
12 S	5 W	WM	23	NW SE		57	35.2	Slough
12 S	5 W	WM	23	SW SE		57	13.2	Slough
12 S	5 W	WM	23	SW SE		57	10.2	Slough & River
12 S	5 W	WM	23	SW SE	5		1.7	Slough & River
12 S	5 W	WM	23	SW SE		57	13.5	River
12 S	5 W	WM	23	SW SE	5		0.9	River
12 S	5 W	WM	23	SE SE	5		3.1	River
12 S	5 W	WM	23	SE SE	5		2.1	Slough & River
TOTAL							93.1	

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6. Transfer Application T-14585 proposes an additional point of diversion located:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances	Approximate Distance from Authorized Point of Diversion in Feet (FT)
12 S	5 W	WM	23	SE SE	5	POD 8 - 55 FEET NORTH AND 1075 FEET WEST FROM THE SE CORNER OF SECTION 23	POD 2 - 1020 FT DOWNSTREAM

7. The Oregon Department of Fish and Wildlife (ODFW) has determined that a fish screen is necessary at the new point of diversion to prevent fish from entering the diversion and that the diversion is not currently equipped with an appropriate fish screen. This diversion may be eligible for screening cost-share funds.

Transfer Review Criteria [OAR 690-380-0100(14), OAR 690-380-4010(2), and OAR 690-380-2110(2)]

8. Water has been used within the five-year period prior to submittal of Transfer Application T-14585 according to the terms and conditions of the right. There is no information in the record that would demonstrate that the right is subject to forfeiture under ORS 540.610.
9. A water delivery 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 Transfer Application T-14585.
10. The water right is subject to transfer as defined in ORS 540.505(4) and OAR 690-380-0100(14).
11. The proposed point of diversion diverts water from the same source of surface water as the authorized points of diversion, as required by OAR 690-380-2110(2).
12. The proposed change, as conditioned, would not result in enlargement of the right.
13. The proposed change, as conditioned, would not result in injury to other existing water rights.
14. All other application requirements are met.

Conclusions of Law

The additional point of diversion proposed in Transfer Application T-14585 is consistent with the requirements of ORS 540.505 to 540.580 and OAR 690-380-5000.

Now, therefore, it is ORDERED:

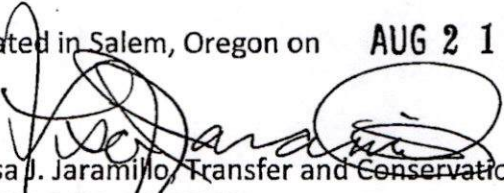
1. The additional point of diversion proposed in Transfer Application T-14585 is approved.
2. The right to the use of the water is restricted to beneficial use at the place of use described and is subject to all other conditions and limitations contained in Certificate 35901 and any related decree.

3. Approval of this transfer application does not constitute nor grant legal access onto or through another person's property for purposes of accessing the new point of diversion.
4. Water right Certificate 35901 is cancelled. A new certificate will be issued describing that portion of the right not affected by this transfer.
5. The quantity of water diverted at the new additional point of diversion (POD 8), together with that diverted at the original points of diversion (POD 2 and POD 7), shall not exceed the quantity of water lawfully available at the original points of diversion (POD 2 and POD 7).
6. Water shall be acquired from the same source of surface water as the original points of diversion.
7. Prior to diverting water, the water user shall install an approved fish screen at the new point of diversion and shall provide to the OWRD a written statement from Oregon Department of Fish and Wildlife (ODFW) that the installed screen meets the state's criteria, or that ODFW has determined a screen is not necessary.

The water user shall operate and maintain the fish screen at the new point of diversion consistent with ODFW's operational and maintenance standards. If ODFW determines the screen is not functioning properly and is unsuccessful in working with the water user to meet ODFW standards, ODFW may request that OWRD regulate the use of water until OWRD receives notification from ODFW that the fish screen is functioning properly.

8. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2026**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the change and full beneficial use of the water.
9. After satisfactory proof of beneficial use is received, a new certificate confirming the right transferred will be issued.

Dated in Salem, Oregon on **AUG 2 1 2025**


Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
IVAN GALL, DIRECTOR
Oregon Water Resources Department

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Mailing Date: **AUG 2 2 2025**

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Attachment 3
ODFW Correspondence



Oregon

Tina Kotek, 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

September 23, 2025

Attn. Daniel Godard
Maley Road Hazelnuts LLC
3911 SE Maley Road
Corvallis, OR 97333

RE: Transfer T-14585, Application S-89888

To whom it may concern, this is a letter of clarification.

The Oregon Department of Fish and Wildlife (ODFW) has inspected the fish screen associated with the point of diversion (POD) for Transfer T-14585 and Application S-89888, located on the Middle Channel of the Willamette River a tributary of the Willamette River. **Please note that the previously reported GPS coordinates were incorrect.** The correct coordinates for the POD are 44.5053342638 -123.2557550624. This inspection was conducted virtually using photographs submitted by the landowner.

The fish screen that is in use at this point of diversion is a Pump-Rite L500 passive screen. This screen when installed and maintained properly is capable of screening up to 1.11 cfs or 500 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 up to a maximum withdraw rate of 1.11 cfs. 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 on Transfer T-14585, and Application S-89888, please call me at 541-967-2162

Sincerely,

Toby Schuyler

9/23/2025

Fish Screens and Passage Coordinator

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October 27, 2025

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

Subject: Claim of Beneficial Use for Transfer T-14585

Mr. Clark:

On behalf of the permit holder, Maley Road Hazelnuts LLC, please find enclosed Claim of Beneficial Use (COBU) report for Transfer T-14585 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 Transfer T-14585
Check #173 in the amount of \$345

Cc: Don Godard – Maley Road Hazelnuts LLC

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