

**CLAIM OF
BENEFICIAL USE
for Reservoir Permits by
CWRE's (not self-certified)**



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:

1/22/2019

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>

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>

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**SECTION 1
GENERAL INFORMATION**

1. File Information

APPLICATION # R-88695	PERMIT # (IF APPLICABLE) R-15491	PERMIT AMENDMENT # (IF APPLICABLE)
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2. Property Owner (current owner information)

APPLICANT/BUSINESS NAME Red Hills Farm, LLC		PHONE NO. (503) 864-3404	ADDITIONAL CONTACT NO. (503) 726-6603
ADDRESS PO Box 189			
CITY Dayton	STATE OR	ZIP 97114	E-MAIL jason@stollerwinegroup.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 holder of record (this may, or may not, be the current property owner)

PERMIT HOLDER OF RECORD Red Hills Farm, LLC		
ADDRESS PO Box 189		
CITY Dayton	STATE OR	ZIP 97114

ADDITIONAL PERMIT HOLDER OF RECORD		
ADDRESS		
CITY	STATE	ZIP

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4. Date of Site Inspection:

FEB 24 2026

Salem, OR

4/1/2025

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

NAME	DATE	ASSOCIATION WITH THE PROJECT
Jason Tosch	4/1/2025	Vice President of Vineyard Operations

6. County

Washington

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)):

OWNER OF RECORD		
ADDRESS		
CITY	STATE	ZIP

Add additional tables for owners of record as needed

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 William E. McGill	PHONE NO. (503) 510-3026	ADDITIONAL CONTACT NO. (503) 931-0210
ADDRESS 15333 Pletzer Rd. SE		
CITY Turner	STATE OR	ZIP 97392
E-MAIL willmcgill.surveying@gmail.com		

Permit Holder(s) of Record Signature or Acknowledgement

Each permit or 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
	Wayne Marshall	CEO	2/19/26
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SECTION 3

CLAIM DESCRIPTION

1. Reservoir source and, if from surface water, the tributary:

RESERVOIR NAME OR NUMBER	SOURCE	TRIBUTARY
Reservoir BR-A	Runoff	Cedar Creek

2. Developed use(s), period of use, and acre foot (af) for each use:

RESERVOIR NAME OR NUMBER	USES	SEASON OR MONTHS WHEN WATER WAS APPROPRIATED FOR STORAGE	VOLUME STORED (AF)
Reservoir BR-A	Multiple Purpose	Dec. 1 – Apr. 30	3.8
Total Quantity of Water Stored			3.8

3. Provide a general narrative description of the distribution works. This description must trace the water system from each point of diversion to the reservoir:

Reservoir BR-A is filled by runoff from surrounding land surfaces.

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).

4. Variations:

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

YES ☒ NO

(e.g. "The permit allowed the development of three reservoirs. The permit holder only developed one of the reservoirs."
or "The permit allowed for the storage of 9 acre feet of water. The reservoir was developed to hold 5.2 acre feet.")

5. Claim Summary:

RESERVOIR NAME OR #	MAXIMUM STORAGE AUTHORIZED BY PERMIT (AF)	MAXIMUM STORAGE DEVELOPED (AF)
Reservoir BR-A	3.8	3.8

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SECTION 4

SYSTEM DESCRIPTION

Are there multiple reservoirs?

YES ☐ NO ☒

If "YES" you will need to copy and complete Sections A through E for each reservoir.

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

Reservoir BR-A

A. Reservoir Location

1. Is the reservoir on-channel?

YES ☐ NO ☒

2. Provide dam outlet location and/or point of diversion(s).

TWP	RNG	MER	SEC	QQ	GLOT	DLC	MEASURED DISTANCES
3S	2W	WM	11	NWNW			671' S and 677' E from NW corner, sec. 11

Reminder: The map associated with this claim must identify Donation Land Claims (DLC), Government Lots (GLOT), and Quarter-Quarters (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 the water from the point(s) of diversion to the reservoir.

1. Is a pump used?

YES ☐ NO ☒

If "NO" items 2 through item 5 may be deleted.

6. Additional notes or comments related to the system:

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C. 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?

YES ☐ NO ☒

D. 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?

YES ☐ NO ☒

E. Reservoir

1. Does the reservoir require the submittal of as-built plans and specifications?

YES ☐ NO ☒

If "YES", answer item 2; items 3 through 8 relating to this section may be deleted.

If "NO", skip items 2; answer items 3 through 8.

2. Complete the table:

HAVE THE DOCUMENTS BEEN SUBMITTED? YES OR NO	WHEN WERE THE DOCUMENTS SUBMITTED?	HAVE THEY BEEN APPROVED BY THE DEPARTMENT?	NUMBER OF ACRE FEET STORED

3. If the reservoir stores less than 9.2 acre-feet of water or if the dam is less than 10 feet in height, and as-built plans and specifications are not required, complete the table and items 4 through 8.

MAXIMUM DEPTH	AVERAGE DEPTH	SURFACE AREA (IN ACRES)	VOLUME (IN ACRE FEET)
10	4.27	0.9	3.84

4. Provide reservoir volume calculations:

$$4.27 * 0.9 = 3.84$$

5. Provide the following information concerning the physical characteristics of the dam:

CREST WIDTH (W)	DAM HEIGHT AT CENTERLINE (H)	DISTANCE FROM DOWNSTREAM TOP OF DAM TO DOWNSTREAM TOE (L)	DISTANCE FROM UPSTREAM TOP OF DAM TO UPSTREAM TOE (U)	WATER LEVEL AT INSPECTION	DOWN-STREAM SLOPE	UP-STREAM SLOPE
30'	4'	22.5'	13'	Elev. 657.2'	3:1	3:1

6. Provide a drawing showing the cross section of the dam at the maximum section indicating details and dimensions. The drawing should be drawn at a standard even scale.

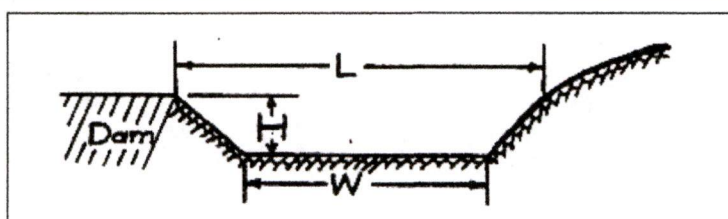
See attached drawing.

7. Describe the outlet works (size and type of the outlet conduit and location):

The outlet works to drain the reservoir is a 12" steel pipe from the bottom of the reservoir to a connection with the 18" overflow pipe under the crest of the dam. The drain valve for the 12" steel drain pipe is located near the junction of the 12" drain pipe and the 18" overflow pipe.

8. Describe the emergency spillway (dimensions and location):

BOTTOM WIDTH (W)	TOP WIDTH (L)	SPILLWAY DEPTH (H)
THE DAM IS NOT EQUIPPED WITH A SPILLWAY, BUT IS EQUIPPED WITH AN 18" CORRUGATED BLACK POLYETHYLENE OVERFLOW PIPE WITH A TRASH GUARD AT THE INLET. IT OUTLETS AT THE DOWNSTREAM TOE OF THE DAM ON THE SOUTH SIDE OF THE RESERVOIR AND IS EQUIPPED WITH RIPRAP FOR EROSION CONTROL (SEE ATTACHED PHOTOS).		



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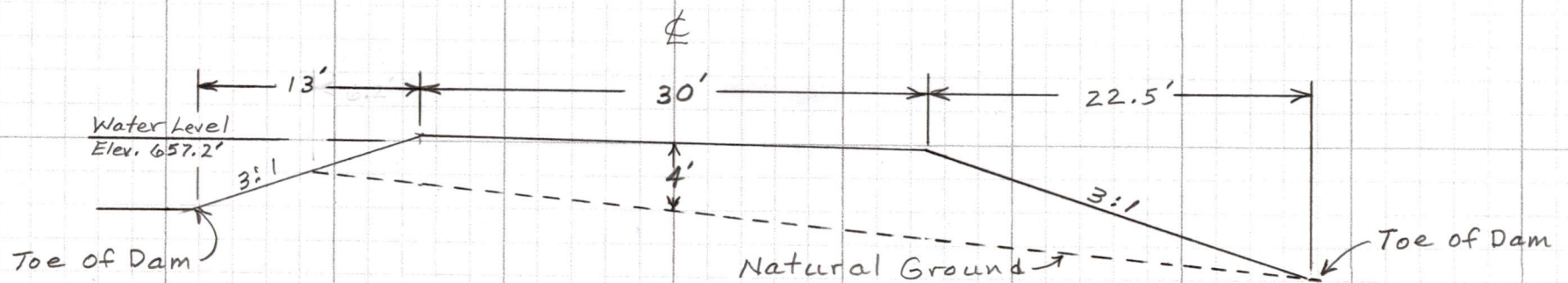
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Red Hills Farm COBU

Permit R-15491

Scale = 1" = 10' Vert. & Horz.



Dam Cross Section

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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 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 extension final order:

	DATE FROM PERMIT	DATE ACCOMPLISHED*	DESCRIPTION OF ACTIONS TAKEN BY WATER USER TO COMPLY WITH THE TIME LIMITS
ISSUANCE DATE	7/23/2021		
BEGIN CONSTRUCTION (A)	7/23/2026	Aug. 2020	Began construction of the reservoir.
COMPLETE CONSTRUCTION (B)	N/A	N/A	N/A
COMPLETE APPLICATION OF WATER (C)	7/23/2026	Feb. 2023	Reservoir was filled.

* 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)?

YES ☒ NO ☐

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 ☐ NO ☒

4. Recording and reporting conditions

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

YES ☐ NO ☒

5. Outlet Pipe

a. Is the water user required to install a minimum 8" outlet pipe/conduit?

☒ YES ☐ NO

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

b. Has the outlet pipe been installed?

☒ YES ☐ NO

6. Fish Screening

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

YES ☐ NO ☒

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7. 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 ☐ NO ☒

8. Other conditions required by permit, permit amendment final order, or extension final order

a. Was the water user required to restore the riparian area if it was disturbed?

YES ☐ NO ☒

b. Was a fishway required?

YES ☐ NO ☒

c. Was submittal of a letter from an engineer required prior to storage of water?

YES ☐ NO ☒

d. Was submittal of a water management and conservation plan required?

YES ☐ NO ☒

e. Other conditions?

YES ☐ 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
Photos (x6)	Taken at the 4/1/2025 site inspection.
ODFW letter (2 pgs)	1/19/2025 waiver of fish screen requirement.

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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.

Survey method used was aerial photo provided by Vantor, survey GPS, and a sonar device for depth.
Source Date: 4/14/2025

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
- ☐ N/A If irrigation, number of acres irrigated within each projected Donation Land Claims, Government Lots, Quarter-Quarters
- ☐ N/A Locations of fish screens and/or fish by-pass devices in relationship to point of diversion
- ☐ N/A Locations of meters and/or measuring devices in relationship to point of diversion
- ☒ 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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Stoller Cobu

Reservoir @ Bell Rd. site



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Stoller Lake

Turbine
pump



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Overflow

Shollar cage

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Stoller
Cabin
Outlet
Valve



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Outlet
pipe

Shallow basin

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Goller Cobu

outlet



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



January 19th, 2025

Red Hill Farm LLC
Po Box 189
Dayton, OR 97114

RE: Permits S-55308, S-55318

To whom it may concern,

The Oregon Department of Fish and Wildlife (ODFW) is submitting this letter regarding the fish screening and passage conditions contained in Oregon Water Resources Department (OWRD) permits S-55308, and S-55318 in the name of Red Hills Farm LLC. Both permits allow the water user to submit evidence in writing that ODFW has determined screen and or passage devices are not necessary.

The water user is diverting water from two reservoirs that were constructed under OWRD permits R-15401, and R-15491. After inspection of each reservoir location ODFW determined that the reservoirs are outside of current and historical distribution of native migratory fish species, therefore screening and passage devices are not necessary for OWRD permits S-55308, and S-55318.

Although ODFW has determined that fish screening and passage devices are not necessary, the permittee shall not stock fish in the associated reservoir without a fish transport permit approved by ODFW. Per ORS 498.222 and OAR 635-007-0600, all persons transporting fish in Oregon need to have a fish transport permit issued by the Oregon Department of Fish and Wildlife (ODFW). As part of the permitting process, the permittee may need to screen the outlet of the reservoir to ensure that fish cannot escape into public waters.

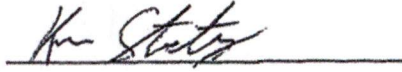
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If you have any questions regarding this letter, please contact me at 971-673-6044

Sincerely,

A handwritten signature in dark ink, appearing to read "Kevin Stertz", is written over a horizontal line.

Kevin Stertz
ODFW North Willamette Watershed District Fish Biologist

CC. Will McGill, McGill Water Rights



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Date Received (Date Stamp Here)

OWRD Over-the-Counter Submission Receipt

Applicant Name(s) & Address: Red Hills Farm LLC
PO Box 189 Dayton OR 97114
Transaction Type: Cobu

Fees Received: \$ 345.00

☐ Cash



Check:

Check No.

2535

Name(s) on Check:

Will McGill Surveying

Thank you for your submission. Oregon Water Resources Department (Department) staff will review your submittal as soon as possible.

If your submission is determined to be complete, you will receive a receipt for the fees paid and an acknowledgement letter stating your submittal is complete.

If determined to be incomplete, your submission and the accompanying fees will be returned with an explanation of deficiencies that must be addressed in order for the submittal to be accepted.

If you have any questions, please feel free to contact the Department's Customer Service staff at 503-986-0801 or 503-986-0810.

Sincerely,

OWRD Customer Service Staff

Submission received by:

Corie Lornien

(Name of OWRD staff)

Instructions for OWRD staff:

- Complete this Submission Receipt and make two (2) copies. Place one copy with the check/cash; and place the other copy with the submission (i.e., the application or other document).
- Date-stamp all pages. (NOTE: Do not stamp check.)
- Give this original Submission Receipt to the applicant.
- Record Submission Receipt information on the "RECEIVED OVER THE COUNTER" log sheet.
- Fold and put one copy of the Submission Receipt with check/cash into the Safe slot. Place the other copy of the Submission Receipt with submission (application/other document) in the top drawer of filing cabinet.