

# Application for a Permit to Use Surface Water

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



**IMPORTANT NOTICES:** Before you prepare your application, please read the below notices. Please also refer to the Surface Water Guidebook ([www.oregon.gov/owrd/WRDFormsPDF/surfacewaterbook.pdf](http://www.oregon.gov/owrd/WRDFormsPDF/surfacewaterbook.pdf)).

## Application Form Updates:

Chapters 282 and 575, Oregon Laws 2025, amended statutes governing water right permit application processing. In addition, the Water Resources Commission adopted amended rules on March 19, 2026. As a result, this application form has been updated and is required to be used for any application received on or after April 1, 2026. Please note, modification of this form is not permitted. If a section does not contain the necessary space or response options for your situation, please provide your information in "Section 10: Remarks" or on additional pages.

## Applications Restricted under ORS 536.415 will be Returned:

For applications received on or after April 1, 2026, the Department will return the application, and all or a portion of the fees, if the source of water is withdrawn from appropriation under ORS 538 or by rule or order of the Water Resources Commission under ORS 536.410.

The Department will conduct this review at intake and based upon the information provided when the application is received. **IMPORTANT:** The Department has published a list of sources subject to the above restrictions. You are strongly encouraged to review this list carefully before submitting your application. The list can be found here: [www.oregon.gov/owrd/programs/WaterRights/Permits/Pages/Obtain.aspx](http://www.oregon.gov/owrd/programs/WaterRights/Permits/Pages/Obtain.aspx)

## Fee Submission Updates:

For applications received on or after April 1, 2026, partial payment (equaling 60 percent of the examination fee) is due at application submission, and the remaining portion (equaling 40 percent of the examination fee and the permit recording fee) is due following issuance of the Initial Review if the applicant notifies the Department to continue processing the application (see below). Please use the Department's online Fee Calculator ([apps.wrd.state.or.us/apps/misc/wrd\\_fee\\_calculator/](http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator/)) to determine the fees for your application.

## Processing Updates:

*Response required following Initial Review*—Following issuance of the Initial Review (IR), if an applicant would like the Department to continue processing the application to reach a final decision, the applicant must notify the Department in writing within 90 days of IR issuance AND pay any remaining fees due.

*Proposed Final Order will become a Final Order under certain circumstances*—If the Department does not receive a timely protest of a Proposed Final Order (PFO) and does not withdraw the PFO, the PFO will become a Final Order 33 days after the close of the period of time in which to file a protest.

## Electronic Forms of Documents:

Beginning on April 1, 2026, and unless requested otherwise by the applicant, the Department will send documents and notifications associated with processing of applications in electronic form (i.e., by email). These emails may come from an automated system ([wrd\\_automated\\_email@water.oregon.gov](mailto:wrd_automated_email@water.oregon.gov)). Consider adding this email address to your safe sender list. The Department will send Proposed Final Orders by certified mail and any permit that may be issued by standard mail.

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# Minimum Requirements Checklist

Minimum Requirements (OAR 690-310-0040, OAR 690-305-0010 and ORS 537.140)

## Include this checklist with the application

Check that each of the following items are included. The application will be returned as incomplete if all required items are not included. Please submit the original application and signatures to the Oregon Water Resources Department. Applicants are encouraged to keep a copy of the completed application. If you have questions, please call the Water Rights Customer Service Group at (503) 986-0900.

- SECTION 1: Applicant Information and Signature
- SECTION 2: Property Ownership and Signatory Authority
- SECTION 3: Source of Water
- SECTION 4: Sensitive, Threatened or Endangered Fish Species Public Interest Information
- SECTION 5: Water Use
- SECTION 6: Water Management
- SECTION 7: Resource Protection
- SECTION 8: Project Schedule
- SECTION 9: Within a District
- SECTION 10: Remarks

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## A COMPLETE APPLICATION INCLUDES THE FOLLOWING ITEMS:

Additional information may be required. See the Surface Water Guidebook for details.

[www.oregon.gov/owrd/WRDFormsPDF/surfacewaterbook.pdf](http://www.oregon.gov/owrd/WRDFormsPDF/surfacewaterbook.pdf)

- Completed **Application for a Permit to use Surface Water** (including Sections 1-10, as described above).
- Completed **Land Use Information Form** with original signature of local planning department. This form must be dated no more than one year prior to application submission.
- Legal Description** of: (1) the property(ies) from which the water is to be diverted, (2) any property(ies) crossed by the proposed ditch, canal or other work, and (3) any property(ies) on which the water is to be used as depicted on the map.
- Evidence of signatory authority** or a signed statement that such authority exists for applications submitted on behalf of an entity (e.g., organization).
- Application Map** that includes all required elements as described in [OAR 690-305-0010](http://OAR 690-305-0010).
- Application Fees** – Please use the Fee Calculators at [apps.wrd.state.or.us/apps/misc/wrd\\_fee\\_calculator/](http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator/) or contact the Customer Service Group at [wrddl\\_customerservice@water.oregon.gov](mailto:wrddl_customerservice@water.oregon.gov) or (503) 986-0900.

Total Examination Fee: \$ 3,373

Recording Fee: \$ 915

Amount required to be paid at this time (60% of total examination fee): \$ 2,023.80

# Application for a Permit to Use Surface Water

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## SECTION 1: APPLICANT INFORMATION AND SIGNATURE

**Applicant** (may be an individual(s) or organization)

Name(s) (as it should appear on any permit that may be issued) <b>Hazenberg Dairy LLC</b>	Primary Contact (required if applicant is an organization) <b>Brad Hazenberg</b>		
Mailing Address <b>5828 Champoeg Rd</b>	City <b>Saint Paul</b>	State <b>OR</b>	Zip <b>97131</b>
Email Address * <b>hazenbergfarms@gmail.com</b>		Phone <b>(503) 633-2876</b>	

**Applicant** (may be an individual(s) or organization)

Name(s) (as it should appear on any permit that may be issued) <b>N/A</b>	Primary Contact (required if applicant is an organization) <b>N/A</b>		
Mailing Address <b>N/A</b>	City <b>N/A</b>	State <b>N/A</b>	Zip <b>N/A</b>
Email Address * <b>N/A</b>		Phone <b>N/A</b>	

**Agent** – The agent is authorized to represent the applicant in all matters relating to this application.

Agent/Business Name <b>Bruce D. Wilson/H&amp;R Engineering LLC</b>			
Mailing Address <b>1975 Rock Ledge Dr. NE</b>	City <b>Keizer</b>	State <b>OR</b>	Zip <b>97303</b>
Email Address * <b>BDWEng@comcast.net</b>		Phone <b>(503) 881-4254</b>	

\* **Unless requested otherwise**, the Department will send documents and notifications associated with the processing of this application in electronic form (i.e., by email). Please note, the Department will send the applicant the Proposed Final Order by certified mail and any permit that may be issued by standard mail.

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**By my signature below, I confirm that I understand:**

- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application.
- I cannot legally use water until the Water Resources Department issues a permit.
- The Department encourages all applicants to wait for a permit to be issued before beginning construction. Acceptance of this application does not guarantee a permit will be issued.
- If I begin construction prior to the issuance of a permit, I assume all risks associated with my actions.
- If I receive a permit, I must not waste water.
- If development of the water use is not according to the terms of the permit, the permit can be cancelled.
- The water use must be compatible with local comprehensive land use plans.
- Even if the Department issues a permit, I may have to stop using water to allow senior water right holders to receive water to which they are entitled.

**I (we) affirm that the information contained in this application is true and accurate.**



*Brad Hazenberg*  
Applicant Signature

Brad Hazenberg/Owner  
Print Name and Title (if Organization)

5/21/26  
Date

\_\_\_\_\_  
Applicant Signature

\_\_\_\_\_  
Print Name and Title (if Organization)

\_\_\_\_\_  
Date

## SECTION 2: PROPERTY OWNERSHIP AND SIGNATORY AUTHORITY

### A. Property Ownership

Please indicate if you own all the lands associated with the project from which the water is to be diverted, conveyed and used.

- YES, there are no encumbrances.
- YES, the land is encumbered by easements, rights of way, roads or other encumbrances.
- NO, I have a recorded easement or written authorization permitting access.
- NO, I do not currently have written authorization or easement permitting access.
- NO, written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submerged and/or submersible lands, and this application is for irrigation and/or domestic use only (ORS 274.040).
- NO, because water is to be diverted, conveyed and used only on federal lands.
- NO, written authorization or an easement is not necessary, because the application is made by or on behalf of a public corporation. ORS 537.211(7). Public corporation is defined in ORS 536.007(7).

### B. Affected Landowners

List the names, mailing addresses, and, if available, email addresses of all owners of any lands that are not owned by the applicant and that are crossed by the proposed ditch, canal or other work, or any lands not owned by the applicant within the proposed place of use, even if the applicant has obtained written authorization or an easement from the owner. *(Attach additional sheets if necessary.)*

Frank Thierjung, 22202 River Road NE, St. Paul, OR 97137, Phone-(503) 851-1636

### C. Legal Description

You must provide legal descriptions for all of the following: *(Attach copies)*

1. The property from which the water is to be diverted,
2. Any property crossed by the proposed ditch, canal or other work, and
3. Any property on which the water is to be used as depicted on the map.

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### D. Evidence of Signatory Authority

If the applicant is a public agency, corporation or business, trust, or other organization, you must provide the title or authority of the person signing the application on behalf of the entity in **Section 1**, and you must attach evidence of signatory authority or a signed statement that such authority exists. *(Attach copies)*

**SECTION 3: SOURCE OF WATER**

**A. Proposed Source of Water**

Provide the name of the water body from which water will be diverted (“unnamed”, if appropriate) and the name of the stream or lake it flows into.

	SOURCE NAME	TRIBUTARY TO
Source 1:	Willamette River	Columbia River
Source 2:		
Source 3:		

**B. Applications to Use Stored Water**

Are any of the sources listed above stored water that is authorized under a water right permit, certificate, or decree?

Yes – Please attach a copy of the permit, certificate, or decree or list the document number (for decrees, list the volume, page and/or decree name):

No – Continue with Section 4 below.

For applications to use stored water, do you own the reservoir(s) described in Section 3A above?

Yes

No – Please enclose a copy of your written notification to the operator of the reservoir of your intent to file this application, which should have been mailed or delivered to the operator.

If *all* sources listed in Section 3A are stored water, the Department will review your application using the expedited process provided in ORS 537.147, unless you check the box below. Please see the *Surface Water Guidebook* ([www.oregon.gov/owrd/WRDFormsPDF/surfacewaterbook.pdf](http://www.oregon.gov/owrd/WRDFormsPDF/surfacewaterbook.pdf)) for more information.

By checking this box, you are requesting that the Department process your application under the standard process outlined in ORS 537.150 and 537.153, rather than the expedited process provided by ORS 537.147. To file an application under the standard process, you must enclose the following:

- A copy of a signed non-expired contract or other agreement with the owner of the reservoir (if not you) to impound the volume of water you propose to use in this application.
- A copy of your written agreement with the party (if any) delivering the water from the reservoir to you.

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**SECTION 4: SENSITIVE, THREATENED OR ENDANGERED FISH SPECIES PUBLIC INTEREST INFORMATION**

This information must be provided for your application to be accepted as complete. The Water Resources Department will determine whether the proposed use will impair or be detrimental to the public interest with regard to sensitive, threatened or endangered fish species.

To answer the following questions, use the map provided on the last page of this application or the link below to determine whether the proposed point of diversion (POD) is located in an area where the Upper Columbia, the Lower Columbia, and/or the Statewide public interest rules apply.

For more detailed information, click on the following link and enter the T,R,S,QQ or the Lat/Long of a POD and click on "Submit" to retrieve a report that will show which section, if any, of the rules apply:

[https://apps.wrd.state.or.us/apps/misc/lkp\\_trsqg\\_features/](https://apps.wrd.state.or.us/apps/misc/lkp_trsqg_features/)

If you need additional help, please call the customer service desk at (503) 986-0900.

**Upper Columbia - OAR 690-033-0115 through -0130**

Is the POD located in an area where the Upper Columbia Rules apply?

Yes  No

If yes, you are notified that the Water Resources Department will consult with numerous federal, state, local and tribal governmental entities so it may determine whether the proposed use is consistent with the "Columbia River Basin Fish and Wildlife Program" adopted by the Northwest Power Planning Council in 1994 for the protection and recovery of listed fish species. The application may be denied, heavily conditioned, or if appropriate, mitigation for impacts may be needed to obtain approval for the proposed use.

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If yes,

- I understand that the permit, if issued, will not allow use during the time period of April 15 to September 30, except as provided in OAR 690-033-0140.
- I understand that I will install, operate and maintain a fish screen and fish passage as listed in ORS 498.301 through 498.346, and 509.580 through 509.910, to the specifications and extent required by Oregon Department of Fish and Wildlife, prior to diversion of water under any permit issued pursuant to this application.
- I understand that the Oregon Department of Environmental Quality will review my application to determine if the proposed use complies with existing state and federal water quality standards.
- I understand that I will install and maintain water use measurement and recording devices as required by the Water Resources Department and comply with recording and reporting permit condition requirements.

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**Lower Columbia - OAR 690-033-0220 through -0230**

Is the POD located in an area where the Lower Columbia rules apply?

Yes  No

If yes, you are notified that that the Water Resources Department will determine, by reviewing recovery plans, the Columbia River Basin Fish and Wildlife Program, and regional restoration programs applicable to threatened or endangered fish species, in coordination with state and federal agencies, as appropriate, whether the proposed use is detrimental to the protection or recovery of a threatened or endangered fish species and whether the use can be conditioned or mitigated to avoid the detriment.

If a permit is issued, it will likely contain conditions to ensure the water use complies with existing state and federal water quality standards; and water use measurement, recording and reporting required by the Water Resources Department. The application may be denied, or if appropriate, mitigation for impacts may be needed to obtain approval of the proposed use.

**If yes, you will be required to provide the following information, if applicable.**

Is the proposed use for more than **one** cubic foot per second (448.8 gpm) and not subject to the requirements of OAR 690, Division 86 (Water Management and Conservation Plans)?

Yes  No

**If yes**, please provide a description of the measures to be taken to assure reasonably efficient water use:

The proposed system includes upgrades to pump and pipeline at the point of diversion to improve pumping efficiency. The existing sprinkler irrigation application equipment is being upgraded from big gun sprinkler systems to center pivot and linear sprinkler systems as finances allow to promote efficient water use. Water use will be measured with a flowmeter and reported annually.

**Statewide - OAR 690-033-0330 through -0340**

Is the POD located in an area where the Statewide rules apply?

Yes  No

**If yes**, the Water Resources Department will determine whether the proposed use will occur in an area where endangered, threatened or sensitive fish species are located. If so, the Water Resources Department, Department of Fish and Wildlife, Department of Environmental Quality, and the Department of Agriculture will recommend conditions required to achieve "no loss of essential habitat of threatened and endangered (T&E) fish species," or "no net loss of essential habitat of sensitive (S) fish species." If conditions cannot be identified that meet the standards of no loss of essential T & E fish habitat or no net loss of essential S fish habitat, the agencies will recommend denial of the application unless they conclude that the proposed use would not harm the species.

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**SECTION 5: WATER USE**

Identify each proposed use of water under this application, including the source, the requested period of use (e.g., year-round, Mar 1 – Oct 31, etc.), and the amount in cubic feet per second (CFS) or gallons per minute (GPM). If the proposed use is from storage, provide the amount in acre-feet (AF).  
 (1 CFS equals 448.8 GPM. 1 acre-foot equals 325,851 gallons or 43,560 cubic feet)

SOURCE	USE	PERIOD OF USE	AMOUNT
Willamette River	Irrigation	March 1-October 31	600 <input type="checkbox"/> CFS <input type="checkbox"/> GPM <input checked="" type="checkbox"/> AF
			<input type="checkbox"/> CFS <input type="checkbox"/> GPM <input type="checkbox"/> AF
			<input type="checkbox"/> CFS <input type="checkbox"/> GPM <input type="checkbox"/> AF
			<input type="checkbox"/> CFS <input type="checkbox"/> GPM <input type="checkbox"/> AF

- If the use is **irrigation or nursery use**, please indicate the number of acres for primary irrigation, supplemental irrigation and/or nursery use. (Please check that this matches the application map.)
  - Primary Irrigation: 0 acres
  - Supplemental Irrigation: 338.3 acres
  - Nursery Use: 0 acres
  - Total number of acre-feet you are requesting to use annually for the above uses: 600 acre-feet
  - If supplemental irrigation acres are listed, provide the permit or certificate number of the underlying primary water right(s): 65579, 54349, 51475, 15470, 15121, 22511, 40448, 34631
- If the use is **municipal or quasi-municipal**, you are required to attach a completed **Form M**: <https://www.oregon.gov/owrd/WRDFormsPDF/muniform.pdf>
- If the use is **domestic**, indicate the number of households: N/A households
- If the use is **mining**, describe what is being mined and the method(s) of extraction (attach additional sheets if necessary):  
 N/A

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**SECTION 6: WATER MANAGEMENT**

**A. Diversion and Conveyance**

What equipment will you use to pump water from your source?

Pump (provide horsepower and type):

Two 125 horsepower turbine pumps

Other means (describe):

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water.

See attached description of the proposed diversion works, conveyance and application system.

**A. Application Method**

What equipment and method of application will be used? (e.g., drip, wheel line, high-pressure sprinkler) (Attach additional sheets if necessary.)

See attached description of the method of application that will be used to apply irrigation water.

**B. Conservation**

Please describe why the amount of water requested is needed and measures you propose to: (1) prevent waste, (2) measure the amount of water diverted, (3) prevent damage to aquatic life and riparian habitat, (4) prevent the discharge of contaminated water to a surface stream, and (5) prevent adverse impact to public uses of affected surface waters. (Attach additional sheets if necessary.)

See attached description of the proposed and existing conservation measures.

**SECTION 7: RESOURCE PROTECTION**

In granting permission to use water from a stream or lake, the state encourages, and in some instances requires, careful control of activities that may affect the waterway or streamside area. See instruction guide for a list of possible permit requirements from other agencies. Please indicate any of the practices you plan to undertake to protect water resources:

Diversion will be screened per ODFW specifications in ORS 498.301 through 498.346 to prevent uptake of fish and other aquatic life. Describe planned actions:

Hazenberg Dairy has agreed to attach a self cleaning fish screens recommended by ODFW to the suction side of the pumps to prevent fish and other aquatic life from being drawn into the pumps.

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- Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas.  
**Note: If disturbed area is more than one acre, applicant should contact the Department of Environmental Quality to determine if a 1200C permit is required.**

Describe planned actions and additional permits required for project implementation:

Minimal disturbance is planned during the installation of the point of diversion (WRPOD2) to protect the riparian and streamside area associated with the point of diversion. The area for the point of diversion (WRPOD2) will be managed and measures installed to prevent erosion to protect the riparian and streambank area.

- Operating equipment in a water body will be managed and timed to prevent damage to aquatic life.  
 Describe planned actions and additional permits required for project implementation:

There is no plan to have construction equipment in the river when installing the pumped point of diversion (WRPOD2). The pumps and distribution pipeline will be the only equipment placed in the river during the irrigation season and removed from the river in the fall and winter.

- Water quality will be protected by preventing erosion and run-off of waste or chemical products.  
 Describe planned actions:

Hazenberg Dairy operates in accordance with a National Pollution Discharge Elimination System (NPDES) permit that requires the dairy to prevent erosion and contaminated runoff of waste or chemical products from entering surface and groundwater sources.

- Other state and federal permits or contracts required and to be obtained, if a water right permit is granted.  
 List:

This water right permit is being applied for based on obtaining a Bureau of Reclamation (BOR) contract for 600 acre feet of water from storage on the Willamette River system of reservoirs. The Bureau of Reclamation (BOR) contract application is attached.

### SECTION 8: PROJECT SCHEDULE

- a) Date construction will begin: May 2026
- b) Date construction will be completed: October 2030
- c) Date beneficial water use will begin: May 2031

*Please note, the above items (a)-(c) must be provided for an application to be accepted. It is understood that these proposed dates may be approximate (i.e., month-year).*

### SECTION 9: WITHIN A DISTRICT

- Check here if the point of diversion or place of use are located within or are served by an irrigation or other water district.

Irrigation District Name N/A		Mailing Address N/A	
City N/A	State N/A	Zip N/A	

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## SECTION 10: REMARKS

Use this space to clarify any information you have provided in the application. (*attach additional sheets if necessary*)

The following are attached:

- Ownership Information
- Business Signature Authority
- Property Title Report
- Section 6: Water Management Description
- BOR Contract Application
- Application Map
- Water Supply Plan Map
- CAFO Permit

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# General Information on Processing of Water-Use Permit Applications

**Before Applying:** If you are considering applying for a *Permit to Use Surface Water*, it is recommended that you review the *Surface Water Guidebook* ([www.oregon.gov/owrd/WRDFormsPDF/surfacewaterbook.pdf](http://www.oregon.gov/owrd/WRDFormsPDF/surfacewaterbook.pdf)) and *Water Rights in Oregon* ([www.oregon.gov/owrd/WRDPublications1/aquabook.pdf](http://www.oregon.gov/owrd/WRDPublications1/aquabook.pdf)). Please also review the list of restricted sources available on the Department's website ([www.oregon.gov/owrd/programs/WaterRights/Permits/Pages/Obtain.aspx](http://www.oregon.gov/owrd/programs/WaterRights/Permits/Pages/Obtain.aspx)). If the Department receives an application for a restricted source identified on this list, the application will be returned along with all or a portion of the fees that were submitted. Please contact the Customer Service Group at 503-986-0900 or [wrd\\_dl\\_customerservice@water.oregon.gov](mailto:wrd_dl_customerservice@water.oregon.gov) with any questions.

**Application Submission:** Applications must be submitted using the currently available application forms, which can be found here: [www.oregon.gov/owrd/programs/WaterRights/Permits/Pages/Obtain.aspx](http://www.oregon.gov/owrd/programs/WaterRights/Permits/Pages/Obtain.aspx). These forms contain a checklist of required items that must be submitted for an application to be considered complete. Effective April 1, 2026, a portion of the application exam fee is required to be paid when the application is submitted. The remaining portion of the exam fee and the permit recording fee must be paid after the applicant receives the Initial Review (below) if the applicant would like the Department to continue processing the application. Please use the Department's Fee Calculators to determine the fees required for an application ([apps.wrd.state.or.us/apps/misc/wrd\\_fee\\_calculator/](http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator/)).

Applications submitted to the Department will be screened to identify if the proposed use is restricted under ORS 536.415. A list of sources subject to these restrictions is available online, as described in the "Before Applying" section above. For applications received on or after April 1, 2026, the Department will return the application, and all or a portion of the fees, if the source of water is subject to listed restrictions. If the Department finds the application to be complete and not subject to restricted sources, the application will receive a tentative priority date, an application number, and a Water Rights Caseworker will be assigned.

**Initial Review:** The Department reviews the application to determine whether water is available during the period of use requested, whether the proposed use is restricted or limited by rule or statute, and whether other issues may preclude approval of or restrict the proposed use. An Initial Review (IR) containing the Department's preliminary determinations is sent to the applicant electronically by email unless requested otherwise or an applicant email address is not available. Following issuance of the IR, the applicant has 90 days to notify the Department if they would like to continue processing the application and to pay any remaining fees due. If written notification to continue processing and payment of any remaining fees is not received by the due date described in the Initial Review, the Department will close the application file and take no further action on the application.

**Public Notice and Comment Period:** If the applicant notifies the Department to continue processing the application and any remaining fees due are received, the application will be put on the Department's weekly public notice. This opens a 30-day public comment period. If the IR determined the application will have an impact on surface water flows where sensitive, threatened, or endangered (STE) fish species may be present, the application will be reviewed by the Oregon Department of Fish and Wildlife and the Oregon Department of Environmental Quality.

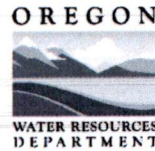
**Proposed Final Order:** The Department will review any comments received, including comments from other state agencies, and issue a Proposed Final Order (PFO) explaining the proposed decision to deny or approve the application. A PFO proposing approval of an application will include a draft permit. The PFO will be put on the Department's weekly public notice, and a 45-day period within which any protests of the PFO must be received by the Department will begin. Information describing protest requirements and fees is provided within the PFO.

**Decision Becomes Final:** Unless a timely protest is received or the PFO is withdrawn for further consideration by the Department, the PFO shall become a final order on the date that is 33 days after the close of the time period for submitting a protest with no further action required by the Department. If the application is approved, a permit will be issued. The permit will specify the details of the authorized use and any terms, limitations, or conditions that the Department deems appropriate.

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# Land Use Information Form



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

## NOTE TO APPLICANTS

In order for your application to be processed by the Oregon Water Resources Department (OWRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be diverted, conveyed, used, and developed. Applications received by OWRD without the Land Use Information Form will be returned to you. Please be aware that your application cannot be approved without land use approval.

### This form is NOT required if:

- 1) Water is to be diverted, conveyed, and used on federal lands only; **OR**
- 2) The application is for a water right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and **all** of the following apply:
  - a. The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
  - b. The application involves a change in place of use only;
  - c. The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; **and**
  - d. The application involves irrigation water uses only.

## NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for a new water right or modifying an existing water right. The Oregon Water Resources Department (OWRD) requires applicants to obtain land use information to ensure the water right does not result in land uses that are incompatible with your comprehensive plan. Please complete the form and return it to the applicant for inclusion in their application.

You will receive notice via OWRD's weekly Public Notice once the applicant formally submits their request to OWRD. The notice will give more information about OWRD's water right process and provide additional comment opportunities. If you have questions concerning this form, please contact OWRD's Customer Service Group at 503-986-0900 or [WRD\\_DL\\_customerservice@water.oregon.gov](mailto:WRD_DL_customerservice@water.oregon.gov).

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# Land Use Information Form



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

NAME Hazenberg Dairy LLC				PHONE (503) 633-2876	
MAILING ADDRESS 5828 Champoeg Rd NE					
CITY Saint Paul		STATE OR	ZIP 97137	EMAIL hazenbergfarms@gmail.com	

## A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. Applicants for municipal use, or irrigation uses within irrigation districts, may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
See Attached						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	

List all counties and cities where water is proposed to be diverted, conveyed, and/or used or developed:

Marion

**NOTE:** A separate Land Use Information Form must be completed and submitted for each county and city, as applicable.

## B. Description of Proposed Use

Type of application to be filed with the Oregon Water Resources Department:

- Permit to Use or Store Water   
  Water Right Transfer   
  Permit Amendment or Ground Water Registration Modification  
 Limited Water Use License   
  Exchange of Water   
  Allocation of Conserved Water

Source of water:   
 Reservoir/Pond   
 Ground Water   
 Surface Water (name) Willamette River

Estimated quantity of water needed: 600   
 cubic feet per second   
 gallons per minute   
 acre-feet

Intended use of water:   
 Irrigation   
 Commercial   
 Industrial   
 Domestic for \_\_\_\_\_ household(s)  
 Municipal   
 Quasi-Municipal   
 Instream   
 Other \_\_\_\_\_

Briefly describe:

Water will be pumped from the Willamette River as a supplemental source to existing water rights for the irrigation of cropland.

See Page 4 →

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Last Revised: March 2026

## For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land use plan. Do not include approval for activities such as building or grading permits.

**Please check the appropriate box below and provide the requested information**

Land uses to be served by the proposed water use(s), including proposed construction, are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): MCC 17.136.020 (A) Farm Use

Land uses to be served by the proposed water use(s), including proposed construction, involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being Pursued."**

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued

Local governments are invited to express special land use concerns or make recommendations to the Oregon Water Resources Department regarding this proposed use of water in the box below or on a separate sheet.

Name: John Speckman Title: Associate Planner  
 Signature: *John Speckman* Date: 5/1/2026  
 Governmental Entity: Marion County Planning Phone: 503-566-4173

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# Business Registry Business Name Search

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## Business Entity Data

Registry Nbr	Entity Type	Entity Status	Jurisdiction	Registry Date	Next Renewal Date	Renewal Due?
2005705-96	DLLC	ACT	OREGON	08-18-2022	08-18-2026	
<b>Entity Name</b> HAZENBERG DAIRY, LLC						
<b>Foreign Name</b> <span style="color: blue;">Received by OWRD</span>						

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## Associated Names

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<b>Type</b>	PPB	PRINCIPAL PLACE OF BUSINESS	
<b>Addr 1</b>	5828 CHAMPOEG RD NE		
<b>Addr 2</b>			
<b>CSZ</b>	ST PAUL	OR	97137
<b>Country</b>	UNITED STATES OF AMERICA		

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

<b>Type</b>	AGT	REGISTERED AGENT	<b>Start Date</b>	08-18-2022	<b>Resign Date</b>	
<b>Name</b>	BRAD	HAZENBERG				
<b>Addr 1</b>	5828 CHAMPOEG RD NE					
<b>Addr 2</b>						
<b>CSZ</b>	ST PAUL	OR	97137	<b>Country</b>	UNITED STATES OF AMERICA	

<b>Type</b>	MAL	MAILING ADDRESS	
<b>Addr 1</b>	5828 CHAMPOEG RD NE		
<b>Addr 2</b>			
<b>CSZ</b>	ST PAUL	OR	97137
<b>Country</b>	UNITED STATES OF AMERICA		

<b>Type</b>	MEM	MEMBER	
<b>Name</b>	LISA	HAZENBERG	
<b>Addr 1</b>	31775 WILSONVILLE RD		
<b>Addr 2</b>			
<b>CSZ</b>	NEWBERG	OR	97132
<b>Country</b>	UNITED STATES OF AMERICA		

<b>Type</b>	MEM	MEMBER	
<b>Name</b>	BRANDON	HAZENBERG	
<b>Addr 1</b>	5338 CHAMPOEG RD		
<b>Addr 2</b>			
<b>CSZ</b>	ST PAUL	OR	97137
<b>Country</b>	UNITED STATES OF AMERICA		

<b>Type</b>	MEM	MEMBER	
<b>Name</b>	BRADLEY	HAZENBERG	
<b>Addr 1</b>	31775 WILSONVILLE RD		

<b>Addr 2</b>							
<b>CSZ</b>	NEWBERG	OR	97132		<b>Country</b>	UNITED STATES OF AMERICA	
<b>Type</b>	MEM	MEMBER				<b>Resign Date</b>	
<b>Name</b>	CONOR		HAZENBERG				
<b>Addr 1</b>	5350 CHAMPOEG RD						
<b>Addr 2</b>							
<b>CSZ</b>	ST PAUL	OR	97137		<b>Country</b>	UNITED STATES OF AMERICA	

[New Search](#)






### Name History

<b>Business Entity Name</b>	<b>Name Type</b>	<b>Name Status</b>	<b>Start Date</b>	<b>End Date</b>
HAZENBERG DAIRY, LLC	EN	CUR	08-18-2022	

Please [read](#) before ordering [Copies](#).

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### Summary History

<b>Image Available</b>	<b>Action</b>	<b>Transaction Date</b>	<b>Effective Date</b>	<b>Status</b>	<b>Name/Agent Change</b>	<b>Dissolved By</b>
	AMENDED ANNUAL REPORT	07-24-2025		FI		
	AMENDED ANNUAL REPORT	08-08-2024		FI		
	AMENDED ANNUAL REPORT	07-07-2023		FI		
	AMNDMT TO ANNUAL RPT/INFO STATEMENT	12-09-2022		FI		
	ARTICLES OF ORGANIZATION	08-18-2022		FI	Agent	

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**PUBLIC RECORD REPORT  
FOR NEW SUBDIVISION OR LAND PARTITION**

THIS REPORT IS ISSUED BY THE ABOVE-NAMED COMPANY ("THE COMPANY") FOR THE EXCLUSIVE USE OF:

Hazenberg Farms  
5488 Champoeg Rd NE  
St Paul, OR 97137  
Phone:  
Fax:

Date Prepared : May 18, 2026  
Effective Date : 8:00 A.M on April 22, 2026  
Order No. : 7089-4376321  
Subdivision : PETER WAGGONER DONATION LAND CLAIM NO.

THIS IS NOT a title report since no examination has been made of the title to the above-described property. Our search for apparent encumbrances was limited to our tract Indices and therefore does not include additional matters which might have been disclosed by an examination of the record title, such as pending litigation. The charge for this service will not include supplemental reports, rechecks or other services.

**REPORT**

- A. The Land referred to in this report is located in the County of Marion, State of Oregon, and is described as follows:

As fully set forth on Exhibit "A" attached hereto and by this reference made a part hereof.

- B. As of the Effective Date, the tax account and map references pertinent to the Land are as follows:

As fully set forth on Exhibit "A" attached hereto and by this reference made a part hereof.

- C. As of the Effective Date and according to the Public Records, we find title to the land apparently vested in:

As fully set forth on Exhibit "B" attached hereto and by this reference made a part hereof

- D. As of the Effective Date and according to the Public Records, the Land is subject to the following liens and encumbrances, which are not necessarily shown in the order of priority:

As fully set forth on Exhibit "C" attached hereto and by this reference made a part hereof.

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**EXHIBIT "A"**  
**(Land Description Map Tax and Account)**

Tract 1:

Parcel I: (APN [510160](#))

Beginning at a point 12.71 chains North and South 81° 09' West 13.19 chains and North 44° 32' West 2.31 chains, and North 41° 20' West 9.35 chains and North 72° 30' East 15.33 chains form the Southwest corner of Section 33, Township 3 South, Range 2 West of the Willamette Meridian; thence North 1° 20' West 14.19 chains; thence South 66° East 1.63 chains; thence South 1° 20' East 13.05 chains; thence South 72° 30' West 1.56 chains, to the Place of Beginning. The Southwest corner of this tract is marked with an IRON GAS PIPE, situated in the County of Marion, State of Oregon.

Beginning at a point North 41° West 20.85 chains from a plow-share set in the ground on the section line 4.80 chains South of the Northwest corner of Section 4 and the Northeast corner of Section 5, Township 4 South, Range 2 West of the Willamette Meridian, from which an ash tree six inches in diameter bears South 2° East 102 links, a willow eight inches in diameter bears North 45° East 13 links; thence North 44° 32' West 2.31 chains; thence North 41° 20' West 9.35 chains; thence North 72° 30' East 16.89 chains; thence North 1° 20' West 13.05 chains; thence South 66° 00' East 13.62 chains; thence South 8° 10' East 17.91 chains; thence South 81° 09' West 23.27 chains to the Place of Beginning, situated in the County of Marion, State of Oregon.

TOGETHER WITH an easement, as set forth in instrument recorded in [Reel 384, Page 159](#), including the terms and provisions thereof.

SAVE AND EXCEPT:

Beginning at a point on the East line of a tract of land conveyed to Stephan J. Hiller, et ux, and Frederick B. Hiller, et ux, by deed recorded June 8, 1942, in [Volume 272, Page 98](#), Deed Records, Marion County, Oregon, which point is North 12.71 chains, South 81° 9' West 13.19 chains, North 44° 32' West 2.31 chains, North 41° 20' West 9.35 chains, North 72° 30' East 15.33 chains and North 1° 20' West 635.25 feet from the Southwest corner of Section 33, Township 3 South, Range 2 West of the Willamette Meridian, Marion County, Oregon; thence North 1° 20' West 301.29 feet along said East line to the South line of the county road; thence South 65° 4' East 178.78 feet; thence South 1° 20' East 223.71 feet; thence South 89° 43' West 161.07 feet to the Point of Beginning.

Parcel II: (APNs [510163](#) and [510166](#))

(an undivided one-half interest as a tenant in common) Beginning at an iron pipe in the center of Section 32, in Township 3 South, Range 2 West of the Willamette Meridian, Marion County, Oregon; thence South 41° 25' East 1721.33 feet to an iron pipe; thence North 72° 25' East 1004.38 feet to an iron pipe; thence North 1° 27' West, 936.64 feet to the Southerly line of the county road leading from St. PAUL TO NEWBERG; thence North 65° 26' West along said Southerly line, 1631.14 feet; thence North 44° 27' West along the center line of the about mentioned county road 1920.39 feet; thence South 45° 33' West, perpendicular to the above mentioned center line of said County road, 1972.30 feet; thence South 44° 27' East, parallel to the aforementioned center line of said County road, 2640.00 feet to the South line of that certain tract of land described in [Volume 205, Page 335](#), of the Marion County Oregon deed records; thence North 83° 40' East along said South line, 50.06 feet to an angle in said line; thence North 41° 50' East, 397.00 feet; thence North 26° 35' East, 165.00 feet; thence North 0° 30' West 892.32 feet to the Point of Beginning.

TOGETHER WITH an easement, including the terms and provisions thereof, recorded May 17, 1980 in [Reel 211, Page 1292](#), records of Marion County, Oregon.

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SAVE AND EXCEPT: that portion of the herein described property lying Northwesterly of the hereinafter described center line, to-wit:

Beginning at an iron pipe in the center of Section 32, in Township 3 South, Range 2 West of the Willamette Meridian, Marion County, Oregon; thence South 41° 25' East 50 feet, more or less, to the center of a creek; thence go Northerly along the centerline of said creek to the Southerly line of the county road leading from St. PAUL TO NEWBERG.

Parcel III: (APN 510173)

Beginning 18.46 chains North 45° East 1.11 chains North 65° 9' West and 4.10 chains North 45° West from the Northeast corner of the GEORGE APLIN DONATION LAND CLAIM in Township 3 South, Range 2 West of the Willamette Meridian in Marion County, Oregon; thence North 44° 0' West along the center line of the county road 9.94 chains; thence North 45° East 25.00 chains to an iron rod on the bank of the Willamette river. From which a 33 inch maple bears North 5° West 16.3 links; thence down said river following the meanders of the same about 11.0 chains to a yew post from which an 18 inch balm bears North 23° West 24 links and 36 inch balm bears South 26° East 50 links; thence South 45° West 20.92 chains to the Point of Beginning.

Parcel IV: (APN 511810)

A tract of land in Section 4, Township 4 South, Range 2 West of the Willamette Meridian, Marion County, Oregon, being more particularly described as follows:

Commencing at the Northwest corner of that certain tract of land conveyed to John Rasmussen, et ux, by deed recorded in [Volume 586, Page 780](#), Marion County deed records; thence South along the West line of said Rasmussen tract to the Southwest corner thereof, said corner being marked with an iron pipe; thence South 88° 43' 30" West, 397.73 feet to the true Point of Beginning of the tract herein described; thence South 88° 43' 30" West 367.85 feet to the West line of said Section 4; 350.00 feet; thence North 88° 43' 30" East, 374.69 feet; thence North 00° 29' West, 350 feet to the Point of Beginning.

TOGETHER WITH an easement as set forth in [Reel 384, Page 159](#), including the terms and provisions thereof, in Marion County, Oregon.

Parcel V: (APNs 511814 and 511815)

Beginning at a point 4.8 chains South of the Southwest corner of Section 33, Township 3 South, Range 2 West of the Willamette Meridian, thence North 41° 15' West along the Westerly line of the Etienne Lucier Donation Land Claim 20.85 chains to a point; thence North 81° 9' East 23.27 chains to a point; thence South 8° 28' East 25.79 chains to a point; thence West 1.51 chains to a point; thence South 6.97 chains to a point; thence West 11.55 chains to a point; thence North 13.23 chains to the Place of Beginning, all in Sections 4 and 5, Township 4 South, Range 2 West and Sections 32 and 33, Township 3 South, Range 2 West of the Willamette Meridian.

TOGETHER WITH:

Beginning at a point which is 538.16 feet South, 0° 44' West, 1116.03 feet South 88° 13' West, 99.00 feet West, 460.02 feet South and 50.00 feet South 89° 23' West from the Northeast corner of the Peter Waggoneer Donation Land Claim No. 39 in Township 4 South, Range 2 West of the Willamette Meridian, Marion County, Oregon; thence South 89° 23' West 351.05 feet; thence South 00° 29' East 100.00 feet; thence North 89° 23' East 351.02 feet; thence North 00° 29' West 100.00 feet to the Place of Beginning.

EXCEPTING THEREFROM:

Beginning at a point which is 538.16 feet South 0° 44' West, 1116.03 feet South 88° 13' West, 99.00 feet

West from the Northeast corner of the PETER WAGGONER DONATION LAND CLAIM No. 39, in Township 4 South, Range 2 West of the Willamette Meridian, Marion County, Oregon; thence South 460.02 feet; thence 89° 23' West 50.00 feet; thence North 460.02 feet; thence North 89° 23' East 50.00 feet to the Place of Beginning.

Parcel VI: (APN [511822](#))

A tract of land located in the PETER WAGGONER DONATION LAND CLAIM No. 39 in township in the Northeast and the Southeast 1/4 of Section 5 of Township 4 South, Range 2 West, Willamette Meridian, Marion County, Oregon, said tract being a portion of that tract of land conveyed in [Reel 1255, Page 52](#), and all of that tract of land conveyed in [Reel 1255, Page 53](#), Marion County deed records, and being more particularly described as follows:

Commencing at the Southwest corner of said PETER WAGGONER DONATION LAND CLAIM No. 39; thence South 51° 36' 16" East 911.31 feet to an iron rod on the South boundary of said PETER WAGGONER DONATION LAND CLAIM, said iron rod being the true Point of Beginning; thence South 51° 36' 16" East 1005.33 feet to the Southeast corner of that tract of land described in [Reel 1255, Page 52](#), Marion County deed records; thence South 51° 36' 16" East 1288.32 feet along said South boundary to the Southeast corner of that tract of land described in [Reel 1255, Page 53](#), Marion County deed records, said corner being on the section line between Sections 4 and 5; thence North 3795.06 feet, more or less to the Northeast corner of said tract of land described in [Reel 1255, Page 53](#), said corner being in the center of Ray Bell road (county road 402); thence South 88° 06' 45" West 1381.41 feet along the centerline of ray Bell road to an iron rod at an angle point; thence North 87° 04' 35" West 410.49 feet along said centerline to an iron rod at an angle point; thence South 66° 27' 50" West 235.38 feet along said centerline to a point from which an iron rod bears South 47° 06' 55" East 32.73 feet; thence South 47° 06' 55" East 75.69 feet (passing an iron rod at 32.73 feet) to an iron rod; thence South 31° 19' 34" West 150.94 feet to an iron rod; thence South 33° 57' 54" West 190.42 feet to an iron rod; thence South 22° 22' 50" West 275.69 feet to an iron rod; thence South 32° 57' 50" East 538.08 feet to an iron rod; thence South 53° 20' 15" East 268.66 feet to an iron rod; thence South 05° 24' 26" West 422.49 feet to an iron rod; thence South 57° 01' 17" East 232.24 feet to an iron rod; thence South 08° 14' 58" East 189.58 feet to an iron rod; thence South 38° 23' 44" West 398.24 to the true Point of Beginning.

Parcel VII: (APN [511831](#))

Beginning at the Northwest corner of the PETER WAGGONER DONATION LAND CLAIM No. 39 in Townships 3 and 4 South, Range 2 West of the Willamette Meridian in Marion County, Oregon; thence South 1/2° East 17.60 chains; thence South 41°15' East 44.00 chains to the center of the county road; thence North 86°50' East 10.00 chains to the center of the county road; thence North 6.34 chains to a point marked with an iron plow share; thence North 41°15' West on North and East boundary of the said claim 58.16 chains to the Place of Beginning.

Tract 2:

Parcel 1: (for APN No. [511859](#) Tax Lot No. 042W080000100)

Beginning at a point 18.76 chains North 51°55' West and 10.83 chains South 67° 35' West from the Northeast corner of the Southeast projection of the Donation Land Claim of George Alpin and wife in Township 4 South, Range 2 West of the Willamette Meridian, Marion County, Oregon; thence North 51°55' West 47.85 chains to a point 9.52 chains South 38°30' West from the Northern boundary of the George Alpin claim; thence South 38°30' West 10.83 chains to the North line of E.X. Pillett's land; thence South 51° East 41.62 chains along the North line of E.X. Pillett's land, to the middle of the county road leading from St. Paul to Champoeg; thence North 67°35' East 12.59 chains to the Place of Beginning.

Parcel 2: (for APN No. [511869](#) Tax Lot No. 042W040001000)

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Beginning at a point 18.76 chains North 51°55' West from the Northeast corner of the Southeast projection of the Donation Land Claim of George Aplin and wife in Township 4 South, Range 2 West of the Willamette Meridian, Marion County, Oregon; thence North 51°55' West 52.94 chains along the Northern boundary of the George Aplin claim: thence South 38°30' West 9.52 chains; thence South 51°55' East 47.85 chains to the middle of the county road leading from St. Paul to Champoeg; thence North 67°35' East 10.83 chains to the Place of Beginning.

Parcel 3: (for APN No's [510152](#), [510153](#), [510161](#), [510162](#), [510172](#))

Beginning at an iron rod on the West line of the GEORGE APLIN DONATION LAND CLAIM No. 64, in Township 3 South, Range 2 West of the Willamette Meridian, Marion County, Oregon, said iron rod being also the Southwest corner of Northwest one-quarter of the Northwest one-quarter of Section 32, in said township and range, thence South 89° 55' West, 1494.38 feet to an iron pipe; thence South 0° 57' East, 1314.88 feet to an iron pipe; thence North 89° 25' East, 1490.68 feet to the quarter section corner between Section 31 and 32 in above mentioned township and range; thence South 0° 48' East, along the section line between said Sections 31 and 32, 1649.34 feet to an iron pipe; thence North 89° 12' East, 1086.36 feet to an iron pipe; thence North 0° 48' West, 65.91 feet to the Southwest corner of that certain tract of land described in [Volume 205, Page 335](#) of the Marion County, Oregon, deed records; thence South 64° 55' East, 155.47 feet; thence North 72° 15' East, 280.50 feet; thence North 86° 15' East, 191.40 feet; thence North 83° 30' East, 256.08 feet; thence North 64° East, 165.00 feet; thence North 70° 15' East, 198.00 feet; thence North 83° 40' East, 159.16 feet; thence North 44° 27' West, 2640.00 feet; thence North 45° 33' East, 1972.30 feet to the center line of the county road leading from St. PAUL TO NEWBERG; thence North 44° 27' West along said center line, 805.64 feet; thence South 46° 14' West, 734.00 feet to an iron pipe on the Southwesterly line of Etienne Lucier Donation Land Claim in the aforementioned township and range; thence South 41° 46' East, along said Southwesterly line 566.02 feet to an iron pipe and an iron rod on the East line of the Northwest one-quarter of the Northwest one-quarter of the above mentioned Section 32; thence South 0° 27' East along said East line, 232.52 feet to the Southeast corner of the Northwest one-quarter of the Northwest one-quarter of said Section 32; thence South 89° 33' West, 1315.32 feet to the Point of Beginning.

TOGETHER WITH,

Beginning at the Northwest corner of the GEORGE APLIN DONATION LAND CLAIM No. 64, in Township 3 South, Range 2 West, Willamette Meridian, Marion County, Oregon, said corner being on the line between Sections 31 and 32 of said Township and Range; thence South 00° 03' 55" East 58.74 feet to the North 1/16 corner on the line between Sections 31 and 32, said corner being on the North line of that tract of land conveyed to Hiller Family LLC described as Parcel 2 of [Reel 1939, Page 50](#), Marion County deed records; thence North 89° 09' 02" East 111.02 feet along said North line of Parcel 2 to the intersection with the North line of said Aplin Donation Land Claim No. 64; thence North 62° 47' 47" West 124.89 feet along said North line to the Point of Beginning.

Note: This legal description was created prior to January 01, 2008.

Map No.: 032W320001600, 032W320001400, 032W320001300, 032W320000400, 042W040000700, 032W330000500, 042W040000600, 042W050001400, 042W050000100, 042W080000100, 042W040001000, 032W320001000, 032W310000500, 032W320001100, 032W320001200 and 032W320000600

Tax Account No.: [510160](#), 128895, [356051](#), [510163](#), [359524](#), [510166](#), [510173](#), [511810](#), [511814](#), [511815](#), [511822](#), [511831](#), [511859](#), [511869](#), [510152](#), [510153](#), [510161](#), [510162](#) and [510172](#)

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**EXHIBIT "B"**  
**(Vesting)**

Susan Debates, Roger D. Hazenberg and Diane Hazenberg the Successor Trustees, under the Henry Hazenberg Living Trust, dated July 26, 2013, and any amendments thereto and Brad Hazenberg each as to an undivided 1/2 interest in Parcel 3; Susan Debates, Roger D. Hazenberg and Diane Hazenberg the Successor Trustees under the Henry Hazenberg Living Trust, dated July 26, 2013, and any amendments thereto, as to Parcels 1, 4, 5 and 6; Susan Debates, Roger D. Hazenberg and Diane Hazenberg the Successor Trustees, under the Henry Hazenberg Living Trust, dated July 26, 2013, and any amendments thereto and Bradley D. Hazenberg each as to an undivided 1/2 interest in Parcel 2; and McKay Brothers LLC as to Parcel 7 as to TRACT 1 and Bradley D. Hazenberg as to Parcel 1 and 2 and BDH Holdings, LLC, an Oregon limited liability company as to parcel 3 as to TRACT 2

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**EXHIBIT "C"**  
**(Liens and Encumbrances)**

1. The assessment roll and the tax roll disclose that the within described premises were specially zoned or classified for Farm use. If the land has become or becomes disqualified for such use under the statute, an additional tax or penalty may be imposed.
2. The county tax roll discloses a mobile home on the herein described premises which is not included in title insurance coverage. Subject to requirements and provisions of O.R.S. 311.280 pertaining to mobile home taxes becoming liens on real property.  
(Affects Tract 1 of Parcels I and II and Tract 2 of Parcel II)
3. Rights of the public and of governmental bodies in and to that portion of the premises herein described lying below the high water mark of unnamed creek.  
(Affects APNs 510166, 510173, 511810, 511814, 511815, 511822, 511831, 511869)
4. Rights of the public and of governmental bodies in and to that portion of the premises herein described lying below the high water mark of Little Skookum Lake.  
(Affect APNs 510161 and 510162)
5. Rights of the public and of governmental bodies in and to that portion of the premises herein described lying below the mean high water mark of Willamette River and the ownership of the State of Oregon in that portion lying below the high water mark of Willamette River.  
(Affects APN 510173)
6. Any adverse claim based upon the assertion that some portion of said land has been removed from or brought within the boundaries thereof by an avulsive movement of the Willamette River or has been formed by the process of accretion or reliction or has been created by artificial means or has accreted to such portion so created.  
(Affects APN 510173)
7. Governmental rights in connection with flood control and propagation of anadromous fish and public rights of fishing and recreational navigation in and to the water, bed and shoreline of the Willamette River.  
(Affects APN 510173)
8. The rights of the public in and to that portion of the premises herein described lying within the limits of streets, roads and highways.
9. Easement, including terms and provisions contained therein:  
Recording Information: August 22, 1952 as Volume 442, Page 743, Deed Records  
In Favor of: Portland General Electric Company, a Corporation of Oregon, its successors and assigns  
For: N/A  
(Affects Parcel I)
10. Easement, including terms and provisions contained therein:  
Recording Information: April 04, 1985 as Reel 384, Page 159, Film Records  
In Favor of: N/A  
For: N/A

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11. Limited access provisions contained in Deed to the State of Oregon, by and through its State Highway Commission recorded March 27, 1995 as [Reel 1228, Page 512](#), Film Records Deed of Records, which provides that no right of easement or right of access to, from or across the State Highway other than expressly therein provided for shall attach to the abutting property.
12. Declaratory Statement, including terms and provisions thereof.  
Recorded: December 19, 2013 as [Reel 3570, Page 138](#), Film records

THE FOLLOWING EXCEPTIONS AFFECT PARCELS II, III, V, VI AND VII:

13. Limited access provisions contained in Deed to the State of Oregon, by and through its State Highway Commission recorded March 27, 1995 as [Reel 1228, Page 512](#), Film Records Deed of Records, which provides that no right of easement or right of access to, from or across the State Highway other than expressly therein provided for shall attach to the abutting property.
14. Easement, including terms and provisions thereof.  
Recorded: April 04, 1985 as [Reel 384, Page 159](#), Film Records
15. Declaratory Statement, including terms and provisions thereof.  
Recorded: December 19, 2013 as [Reel 3570, Page 138](#), Film Records
16. Easement, including terms and provisions contained therein:  
Recording Information: March 18, 2014 as [Reel 3590, Page 30](#), Film Records  
In Favor of: Portland General Electric Company, an Oregon Corporation,  
and its successors and assigns  
For: PGE Service  
Affects: 10 feet in width and 5 feet on each side of a center line  
(Affects Parcel VII)
17. Declaratory Statement, including terms and provisions thereof.  
Recorded: March 29, 2016 as [Reel 3802, Page 325](#), Film Records  
(Affects a portion of Parcel III)
18. Declaratory Statement, including terms and provisions thereof.  
Recorded: March 29, 2016 as [Reel 3802, Page 326](#), Film Records  
(Affects a portion of Parcel III)
19. Declaratory Statement Replacement Residence Requirements, including terms and provisions thereof.  
Recorded: March 29, 2016 as [Reel 3802, Page 327](#), Film Records  
(Affects a portion of Parcel III)
20. Easement, including terms and provisions contained therein:  
Recording Information: July 22, 2016 as [Reel 3842, Page 36](#), Film Records  
In Favor of: N/A  
For: Utility  
Affects: 20 feet in width  
(Affects Parcel VII)
21. Declaratory Statement, including terms and provisions thereof.  
Recorded: March 08, 2018 as [Reel 4053, Page 246](#), Film Records

22. Manufactured Home Removal Agreement, including terms and provisions thereof.  
Recorded: March 08, 2018 as [Reel 4053, Page 247](#), Film Records
23. Easement, including terms and provisions thereof.  
Recorded: May 15, 2018 as [Reel 4077, Page 436](#), Film Records
24. Easement, including terms and provisions thereof.  
Recorded: May 15, 2018 as [Reel 4077, Page 437](#), Film Records
25. Manufactured Home Removal Agreement, including terms and provisions thereof.  
Recorded: February 21, 2020 as [Reel 4302, Page 326](#), Film Records
26. The effect of a deed executed by Susan Debates, Roger D. Hazenberg and Diane Hazenberg the Successor Trustees, under the Henry Hazenberg Living Trust, dated July 26, 2013, and any amendments thereto and Brad Hazenberg each as to an undivided 1/2 interest in Parcel 3; Susan Debates, Roger D. Hazenberg and Diane Hazenberg the Successor Trustees under the Henry Hazenberg Living Trust, dated July 26, 2013, and any amendments thereto, as to Parcels 1, 4, 5 and 6; Susan Debates, Roger D. Hazenberg and Diane Hazenberg the Successor Trustees, under the Henry Hazenberg Living Trust, dated July 26, 2013, and any amendments thereto and Bradley D. Hazenberg each as to an undivided 1/2 interest in Parcel 2; and McKay Brothers LLC as to Parcel 7 as to TRACT 1 and Bradley D. Hazenberg as to Parcel 1 and 2 and BDH Holdings, LLC, an Oregon limited liability company as to parcel 3 as to TRACT 2 to BDH Holdings, LLC, an Oregon limited liability company, recorded October 19, 2022 as [Reel 4666, Page 176](#), Film Records .

At the date of recording of the document, the grantor had no record interest in the land.

27. Mortgage and the terms and conditions thereof.  
Mortgagor: BDH Holdings, LLC, an Oregon limited liability company  
Mortgagee: KeyBank National Association  
Amount: \$3,700,000.00  
Dated: October 14, 2022  
Recorded: October 19, 2022  
Recording Information: [Reel 4666, Page 177](#), Film Records
28. Declaratory Statement, including terms and provisions thereof.  
Recorded: December 12, 2022 as [Reel 4677, Page 233](#), Film Records
29. Declaratory Statement, including terms and provisions thereof.  
Recorded: December 16, 2022 as [Reel 4678, Page 196](#), Film Records
30. Financing Statement, indicating a Security Agreement  
Debtor: Hazenberg Dairy, LLC  
Secured Party: BDH Holdings, LLC  
Recorded: April 26, 2024  
Recording Information: Instrument No. [2024-12372](#), Film Records  
(Affects Tract 1 of Parcel II and Tract 2 of Parcel 3 and covers additional property)
31. Unrecorded leases or periodic tenancies, if any.

NOTE: Taxes for the year 2025-2026 PAID IN FULL  
Tax Amount: \$1,732.92  
Map No.: 032W320001600

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Property ID: 510160  
Tax Code No.: 45570  
(Affects Tract 1 of Parcel I)

NOTE: Taxes for the year 2025-2026 PAID IN FULL  
Tax Amount: \$1,408.86  
Map No.: 032W320001600  
Property ID: 356051  
Tax Code No.: 45570  
(Affects Mobile Home of Tract 1 of Parcel I)

NOTE: Taxes for the year 2025-2026 PAID IN FULL  
Tax Amount: \$10,844.52  
Map No.: 032W320001400  
Property ID: 510163  
Tax Code No.: 45570  
(Affects Tract 1 of Parcel II)

NOTE: Taxes for the year 2025-2026 PAID IN FULL  
Tax Amount: \$2,602.69  
Map No.: 032W320001400  
Property ID: 359524  
Tax Code No.: 45570  
(Affects Mobile Home of Tract 1 of Parcel II)

NOTE: Taxes for the year 2025-2026 PAID IN FULL  
Tax Amount: \$230.96  
Map No.: 032W320001300  
Property ID: 510166  
Tax Code No.: 45570  
(Affects Tract 1 of Parcel II)

NOTE: Taxes for the year 2025-2026 PAID IN FULL  
Tax Amount: \$413.92  
Map No.: 032W320000400  
Property ID: 510173  
Tax Code No.: 45630  
(Affects Tract 1 of Parcel III)

NOTE: Taxes for the year 2025-2026 PAID IN FULL  
Tax Amount: \$28.22  
Map No.: 042W040000700  
Property ID: 511810  
Tax Code No.: 45570  
(Affects Tract 1 of Parcel IV)

NOTE: Taxes for the year 2025-2026 PAID IN FULL  
Tax Amount: \$27,622.79  
Map No.: 032W330000500  
Property ID: 511814  
Tax Code No.: 45570  
(Affects Tract 1 of Parcel V)

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NOTE: Taxes for the year 2025-2026 PAID IN FULL

Tax Amount: \$7,252.61  
Map No.: 042W040000600  
Property ID: 511815  
Tax Code No.: 45570

(Affects Tract 1 of Parcel V)

NOTE: Taxes for the year 2025-2026 PAID IN FULL

Tax Amount: \$32,813.06  
Map No.: 042W050001400  
Property ID: 511822  
Tax Code No.: 45570

(Affects Tract 1 of Parcel VI)

NOTE: Taxes for the year 2025-2026 PAID IN FULL

Tax Amount: \$5,401.25  
Map No.: 042W050000100  
Property ID: 511831  
Tax Code No.: 45570

(Affects Tract 1 of Parcel VII)

NOTE: Taxes for the year 2025-2026 PAID IN FULL

Tax Amount: \$1,225.65  
Map No.: 042W080000100  
Property ID: 511859  
Tax Code No.: 45570

(Affects Tract 2 of Parcel 1)

NOTE: Taxes for the year 2025-2026 PAID IN FULL

Tax Amount: \$2,324.50  
Map No.: 042W040001000  
Property ID: 511869  
Tax Code No.: 45570

(Affects Tract 2 of Parcel 2)

NOTE: Taxes for the year 2025-2026 PAID IN FULL

Tax Amount: \$2,077.11  
Map No.: 042W040001000  
Property ID: 603620  
Tax Code No.: 45570

(Affects Mobile Home of Tract 2 of Parcel 2)

NOTE: Taxes for the year 2025-2026 PAID IN FULL

Tax Amount: \$1,742.38  
Map No.: 042W040001000  
Property ID: 603619  
Tax Code No.: 45570

(Affects Mobile Home of Tract 2 of Parcel 2)

NOTE: Taxes for the year 2025-2026 PAID IN FULL

Tax Amount: \$955.48  
Map No.: 032W320001000  
Property ID: 510152

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Tax Code No.: 45570  
(Affects Tract 2 of Parcel 3)

NOTE: Taxes for the year 2025-2026 PAID IN FULL  
Tax Amount: \$916.03  
Map No.: 032W310000500  
Property ID: 510153  
Tax Code No.: 45570  
(Affects Tract 2 of Parcel 3)

NOTE: Taxes for the year 2025-2026 PAID IN FULL  
Tax Amount: \$703.89  
Map No.: 032W320001100  
Property ID: 510161  
Tax Code No.: 45570  
(Affects Tract 2 of Parcel 3)

NOTE: Taxes for the year 2025-2026 PAID IN FULL  
Tax Amount: \$625.36  
Map No.: 032W320001200  
Property ID: 510162  
Tax Code No.: 45570  
(Affects Tract 2 of Parcel 3)

NOTE: Taxes for the year 2025-2026 PAID IN FULL  
Tax Amount: \$535.34  
Map No.: 032W320000600  
Property ID: 510172  
Tax Code No.: 45570  
(Affects Tract 2 of Parcel 3)

NOTE: This Public Record Report-Subdivision-OR does not include a search for Financing Statements filed in the Office of the Secretary of State, or in a county other than the county wherein the premises are situated, and no liability is assumed if a Financing Statement is filed in the Office of the County Clerk covering Crops on the premises wherein the lands are described other than by metes and bounds or under the rectangular survey system or by recorded lot and block.

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## DEFINITIONS, CONDITIONS AND STIPULATIONS

1. **Definitions.** The following terms have the stated meaning when used in this report:
  - (a) "Customer": The person or persons named or shown as the addressee of this report.
  - (b) "Effective Date": The effective date stated in this report.
  - (c) "Land": The land specifically described in this report and improvements affixed thereto which by law constitute real property.
  - (d) "Public Records": Those records which by the laws of the state of Oregon impart constructive notice of matters relating to the Land.
  
2. **Liability of the Company.**
  - (a) THIS REPORT IS NOT AN INSURED PRODUCT OR SERVICE OR A REPRESENTATION OF THE CONDITION OF TITLE TO REAL PROPERTY. IT IS NOT AN ABSTRACT, LEGAL OPINION, OPINION OF TITLE, TITLE INSURANCE COMMITMENT OR PRELIMINARY REPORT, OR ANY FORM OF TITLE INSURANCE OR GUARANTY. THIS REPORT IS ISSUED EXCLUSIVELY FOR THE BENEFIT OF THE APPLICANT THEREFOR, AND MAY NOT BE USED OR RELIED UPON BY ANY OTHER PERSON. THIS REPORT MAY NOT BE REPRODUCED IN ANY MANNER WITHOUT FIRST AMERICAN'S PRIOR WRITTEN CONSENT. FIRST AMERICAN DOES NOT REPRESENT OR WARRANT THAT THE INFORMATION HEREIN IS COMPLETE OR FREE FROM ERROR, AND THE INFORMATION HEREIN IS PROVIDED WITHOUT ANY WARRANTIES OF ANY KIND, AS-IS, AND WITH ALL FAULTS. AS A MATERIAL PART OF THE CONSIDERATION GIVEN IN EXCHANGE FOR THE ISSUANCE OF THIS REPORT, RECIPIENT AGREES THAT FIRST AMERICAN'S SOLE LIABILITY FOR ANY LOSS OR DAMAGE CAUSED BY AN ERROR OR OMISSION DUE TO INACCURATE INFORMATION OR NEGLIGENCE IN PREPARING THIS REPORT SHALL BE LIMITED TO THE FEE CHARGED FOR THE REPORT. RECIPIENT ACCEPTS THIS REPORT WITH THIS LIMITATION AND AGREES THAT FIRST AMERICAN WOULD NOT HAVE ISSUED THIS REPORT BUT FOR THE LIMITATION OF LIABILITY DESCRIBED ABOVE. FIRST AMERICAN MAKES NO REPRESENTATION OR WARRANTY AS TO THE LEGALITY OR PROPRIETY OF RECIPIENT'S USE OF THE INFORMATION HEREIN.
  - (b) No costs (including, without limitation attorney fees and other expenses) of defense, or prosecution of any action, is afforded to the Customer.
  - (c) In any event, the Company assumes no liability for loss or damage by reason of the following:
    - (1) Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the Public Records.
    - (2) Any facts, rights, interests or claims which are not shown by the Public Records but which could be ascertained by an inspection of the land or by making inquiry of persons in possession thereof.
    - (3) Easements, liens or encumbrances, or claims thereof, which are not shown by the Public Records.
    - (4) Discrepancies, encroachments, shortage in area, conflicts in boundary lines or any other facts which a survey would disclose.
    - (5) (i) Unpatented mining claims; (ii) reservations or exceptions in patents or in Acts authorizing the issuance thereof, (iii) water rights or claims or title to water.
    - (6) Any right, title, interest, estate or easement in land beyond the lines of the area specifically described or referred to in this report, or in abutting streets, roads, avenues, alleys, lanes, ways or waterways.
    - (7) Any law, ordinance or governmental regulation (including but not limited to building and zoning laws, ordinances or regulations) restricting, regulating, prohibiting or relating to (i) the occupancy, use or enjoyment on the land; (ii) the character, dimensions or location of any improvement now or hereafter erected on the land; (iii) a separation in ownership or a change in the dimensions or area of the land or any parcel of which the land is or was a part; or (iv) environmental protection, or the effect of any violation of these laws, ordinances or governmental regulations, except to the extent that a notice of the enforcement thereof or a notice of a defect, lien or encumbrance resulting from a violation or alleged violation affecting the land has been recorded in the Public Records at the effective date hereof.
    - (8) Any governmental police power not excluded by 2(d)(7) above, except to the extent that notice of the exercise thereof or a notice of a defect, lien or encumbrance resulting from a violation or alleged violation affecting the land has been recorded in the Public Records at the effective date hereof.
    - (9) Defects, liens, encumbrances, adverse claims or other matters created, suffered, assumed, agreed to or actually known by the Customer.
  
3. **Charge.** The charge for this report does not include supplemental reports, updates or other additional services of the Company.

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### **Illegal Restrictive Covenants**

Please be advised that any provision contained in this document, or in a document that is attached, linked, or referenced in this document, that under applicable law illegally discriminates against a class of individuals based upon personal characteristics such as race, color, religion, sex, sexual orientation, gender identity, familial status, disability, national origin, or any other legally protected class, is illegal and unenforceable by law.

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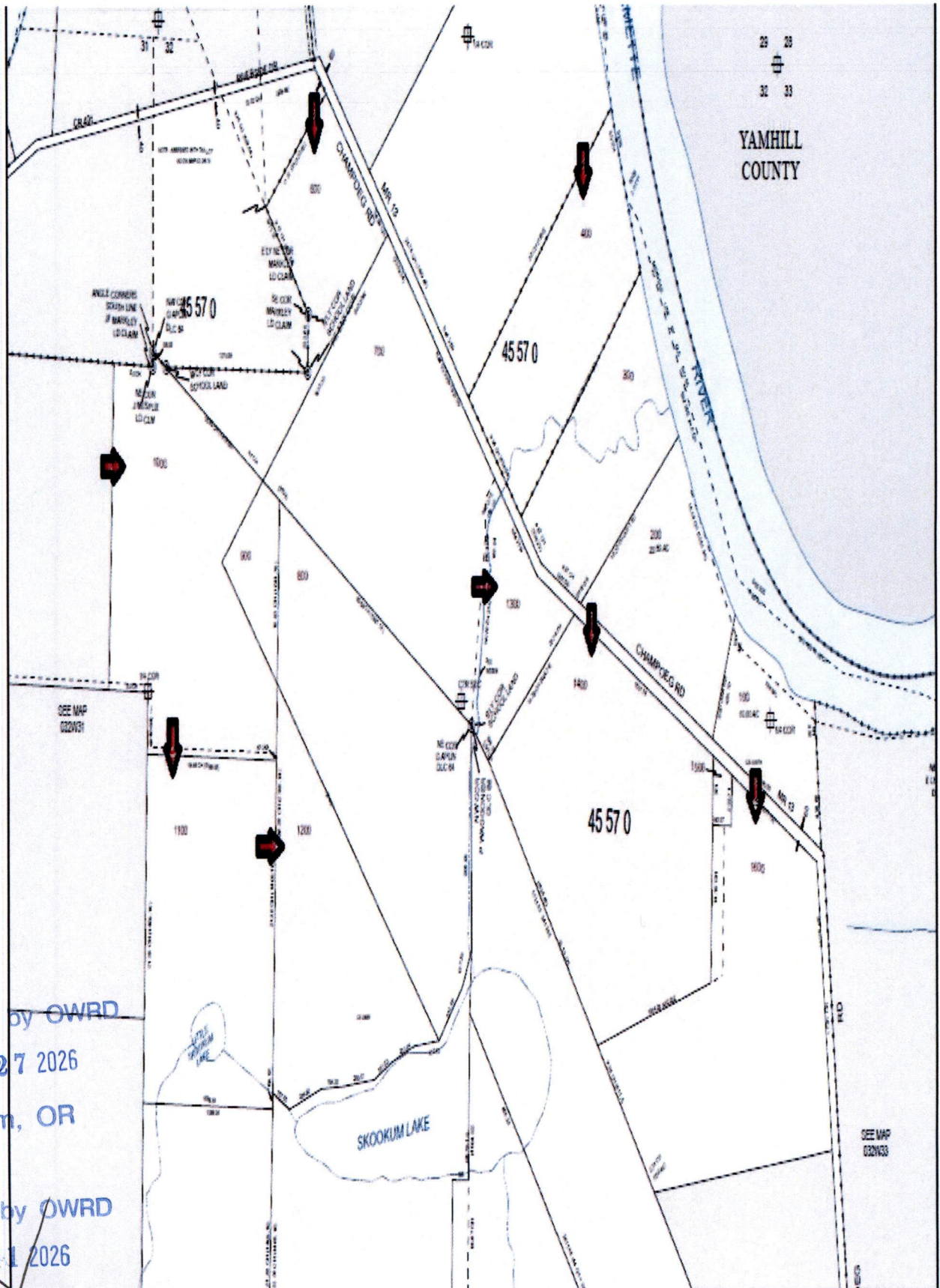
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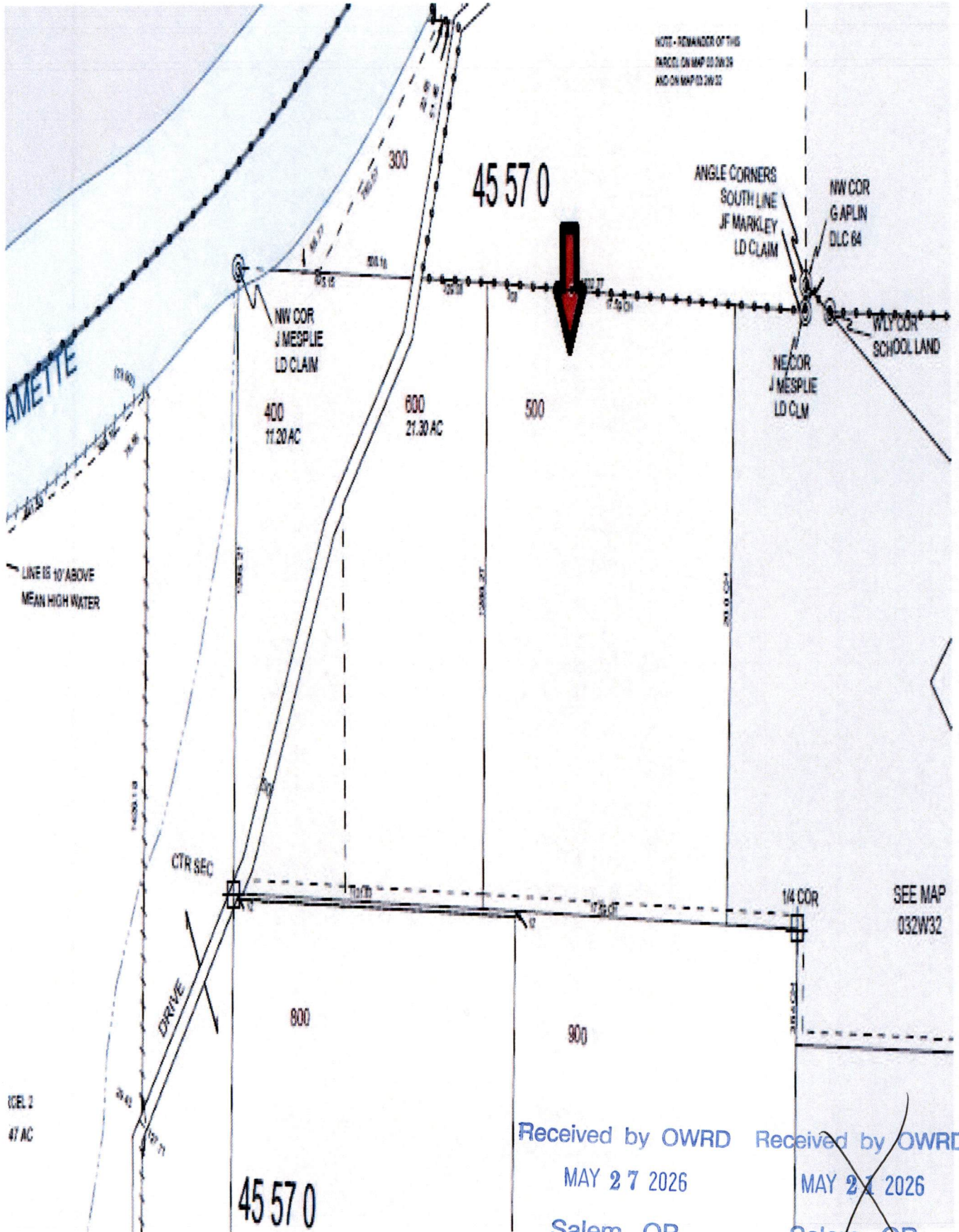
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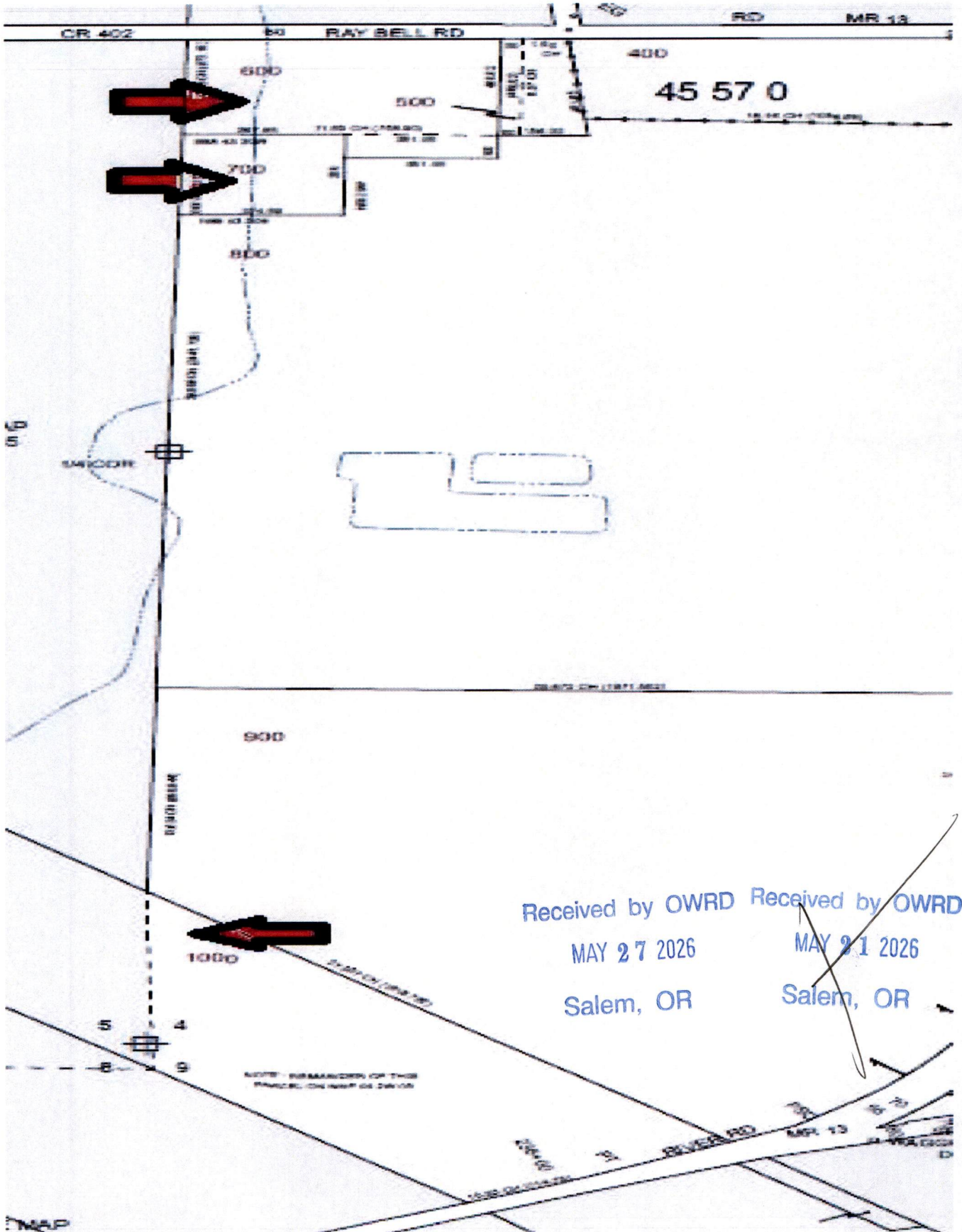
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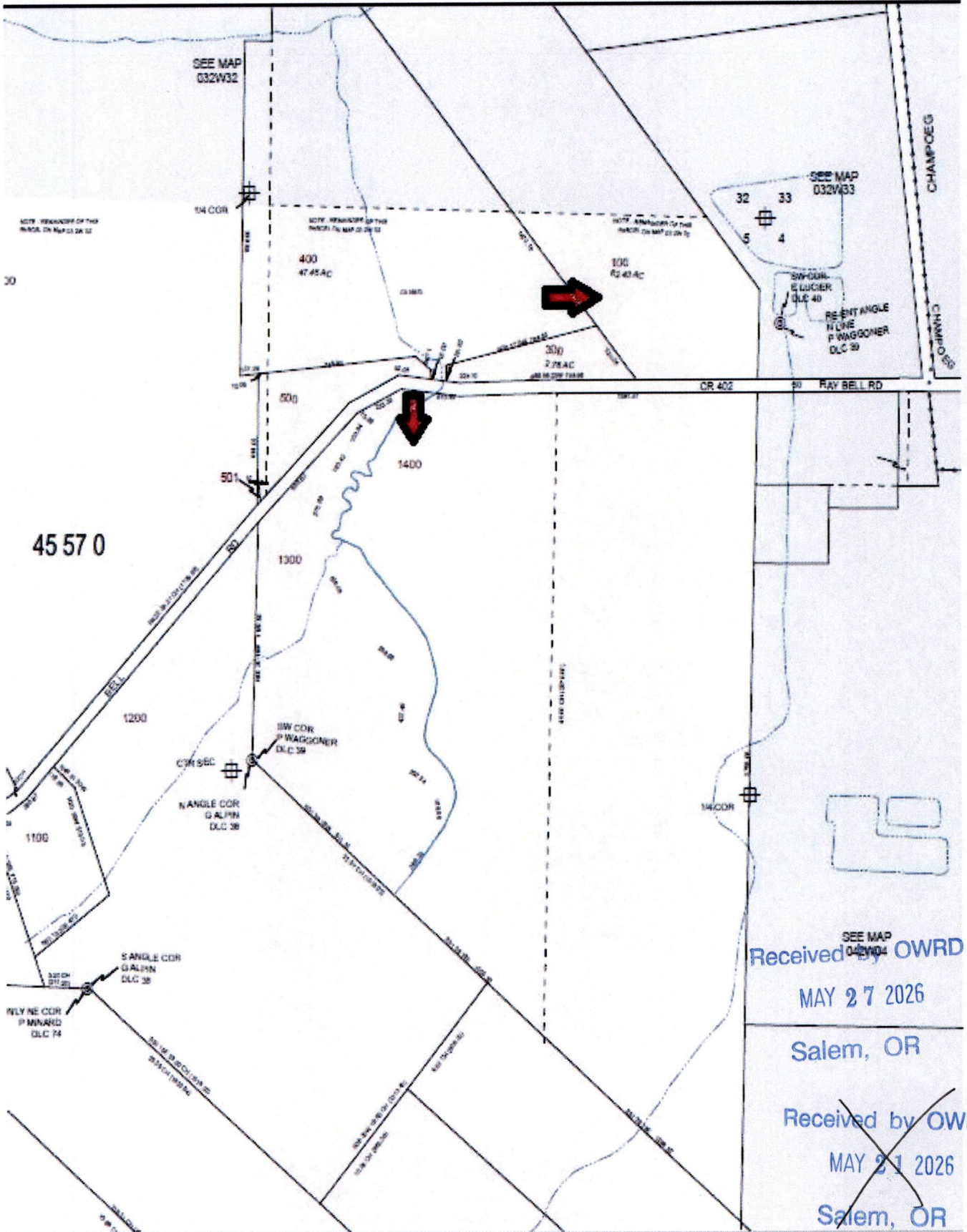
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## SECTION 6: WATER MANAGEMENT

### A. Diversion and Conveyance

#### Description-

Two 125 horsepower submersible turbine pumps are planned that will transfer water from the Willamette River (WRPOD2) through fish screens to a 12 inch diameter underground PVC pipeline. The 12 inch diameter underground PVC pipeline will tie into the existing underground PVC pipelines and will be able to transfer water to wastewater storage ponds 2, 3, and 4 (WSP2, WSP3, WSP4) which serve as a "BULDGE" in the system during the irrigation season. The planned pumps and underground PVC pipelines will also have the capability to supply the traveling big gun and center pivot sprinkler systems to irrigate the cropland. The pumps at the Willamette River (WRPOD2) are pulled out of the river at the end of the irrigation season, around September 30<sup>th</sup>, and put back in the river around April 15<sup>th</sup> at the start of the next irrigation season.

### A. Application Method

Pumps at WSP2, WSP3 and WSP4 pump stored water through existing 6, 8 and 12 inch diameter underground PVC pipelines to center pivot and traveling big gun sprinkler systems that are used to irrigate the crops grown on the farm.

### B. Conservation

Currently the quantity of irrigation water provided by the wells is only half of what is needed based on historical measured amounts to adequately irrigate crops grown on the dairy for good quality animal feed. The quantity of water requested will be measured and allow adequate irrigation of the crops grown to produce good quality animal feed without causing runoff, leaching or waste.

The point of diversion for the planned supplemental irrigation water source will be protected and managed to prevent damage to aquatic life in the river and riparian habitat for wildlife.

Hazenberg Dairy operates in accordance with a National Pollution Discharge Elimination System (NPDES) permit that requires the dairy to prevent erosion and contaminated runoff of waste or chemical products from entering surface and groundwater sources.

The proposed pumps, pipelines and irrigation systems will minimize adverse impacts to the Willamette River from irrigation activities.

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CONTRACT DATA SHEET

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1. Applicant Information:

A. Landowners

- 1) Name of landowner(s): Hazenberg Dairy LLC/Brad Hazenberg
- 2) Address: 5828 Champoeg Rd, St Paul, OR 97137
- 3) Mailing Address (if different): Same as Above
- 4) Do you own all of the land where you propose to divert and make use of water? Yes

B. Water User Organizations (Such as Irrigation Districts, Ditch/Canal Companies, Water Control Districts, Water User Associations & Cooperatives, Irrigation Improvement Districts, and similar entities organized according to State Law)

- 1) Name of Organization: N/A
- 2) Name & Title of Applicant: N/A
- 3) Mailing Address of Organization: N/A
- 4) Please provide the following information:
  - (a) A description of the area served by the organization (location, total acreage, # of water users, prominent crops, etc.)
  - (b) Copy of organization by-laws, articles of incorporation (if applicable), board resolution authorizing the applicant to represent and bind the organization under contract with the United States.

2. Source of Water (name of stream, river): Willamette River

3. Proposed point of diversion: 791 feet South and 808 feet West of NE corner of Section 32 Township 3 South, Range 2 West, Willamette Meridian.

4. A water right permit to divert storage water is required. Application or file number with OWRD if you have applied for a permit to divert storage water: OWRD permit currently in the process of being applied for.

5. Include a map of lands and diversion points. **[Same as required by Oregon Water Resources Department (OWRD) for application for surface/ground water permit].**

6. Do you currently hold a right to natural flows for irrigating the property described herein?  
 If yes, what is/are the priority date(s)? Yes, February 11, 1941 Priority Date

7. Total quantity of water from storage requested: 600 acre-feet.

8. Location of land to be irrigated in each 40-acre tract:

Township	Range	Section	40-Acre Tract (1/4) (1/4)	No. of Acres	Type of Irrigated Crop <small>Please note that Cannabis is not an authorized crop Under Reclamation's Contracting Program. See PEC P16</small>
3 South	2 West	31	SE1/4, NE1/4	40	Grass and Corn for Silage
3 South	2 West	32	NW1/4, NW1/4	2.9	Grass and Corn for Silage
3 South	2 West	32	NE1/4, NW1/4	12.1	Grass and Corn for Silage
3 South	2 West	32	SW1/4, NW1/4	33.1	Grass and Corn for Silage
3 South	2 West	32	NW1/4, SW1/4	38.9	Grass and Corn for Silage
3 South	2 West	32	SW1/4, SW1/4	6.0	Grass and Corn for Silage
3 South	2 West	32	NE1/4, SW1/4	18.6	Grass and Corn for Silage

Total number of Acres: See Attached Page

Hazenberg Dairy LLC Contract Application Continued from page 1:

Township	Range	Section	40-Acre Tract (1/4) (1/4)	No. of Acres	Type of Irrigated Crop <i>Please note that Cannabis is not an authorized crop Under Reclamation's Contracting Program. See PEC P16</i>
3 South	2 West	32	SE1/4, NW1/4	0.5	Grass and Corn for Silage
3 South	2 West	32	SE1/4, SW1/4	2.1	Grass and Corn for Silage
3 South	2 West	32	NW1/4, NE1/4	1.3	Grass and Corn for Silage
3 South	2 West	32	NE1/4, NE1/4	1.9	Grass and Corn for Silage
3 South	2 West	32	SW1/4, NE1/4	10.8	Grass and Corn for Silage
3 South	2 West	32	SE1/4, NE1/4	19.5	Grass and Corn for Silage
3 South	2 West	33	NE1/4, SE1/4	1.5	Grass and Corn for Silage
3 South	2 West	33	SW1/4, NW1/4	0.4	Grass and Corn for Silage
3 South	2 West	32	NW1/4, SW1/4	3.2	Grass and Corn for Silage
4 South	2 West	5	SW1/4, SE1/4	16.6	Grass and Corn for Silage
4 South	2 West	32	NW1/4, NE1/4	24.2	Grass and Corn for Silage
4 South	2 West	32	NE1/4, NE1/4	6.2	Grass and Corn for Silage
4 South	2 West	8	NE1/4, NE1/4	1.5	Grass and Corn for Silage
4 South	2 West	9	NW1/4, NW1/4	1.4	Grass and Corn for Silage
4 South	2 West	8	SE1/4, NE1/4	28.3	Grass and Corn for Silage
4 South	2 West	9	SW1/4, NW1/4	28.6	Grass and Corn for Silage
4 South	2 West	9	SE1/4, NW1/4	5.8	Grass and Corn for Silage
4 South	2 West	8	NE1/4, SE1/4	2.8	Grass and Corn for Silage
4 South	2 West	9	NW1/4, SW1/4	17.9	Grass and Corn for Silage
4 South	2 West	9	NE1/4, SW1/4	11.3	Grass and Corn for Silage
4 South	2 West	9	SW1/4, SW1/4	0.9	Grass and Corn for Silage

**Total number of Acres: 338.3** \_\_\_\_\_

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9. What is the present use of the land identified above? [farming; idle (fallow cultivated land); native (appears never to have been tilled, walked on, driven on); planted pasture or other (please specify)].

Irrigated cropland that is used to grow grass and corn for silage for livestock feed.

10. Is the land identified above currently being irrigated?  
If yes, what is the source? (natural flows, wells, etc.)

Yes, The lands shown on the attached map are being irrigated from wells and natural flows.

11. Diversion must be screened to prevent uptake of fish and other aquatic life. Describe plan(s) to comply with State/Federal fish standards:

Fish screens are planned on the intakes of the pumps to prevent the uptake of fish and other aquatic life..

12. Telephone number where you can be reached during the day: (503) 633-2876 or (503) 805-2342

Sign and Date:

Brad Higdon 5/4/26

E-mail completed form and associated information to: [jkelly@usbr.gov](mailto:jkelly@usbr.gov) Any questions, please contact Joy Kelley at (986) 999-8984

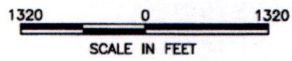
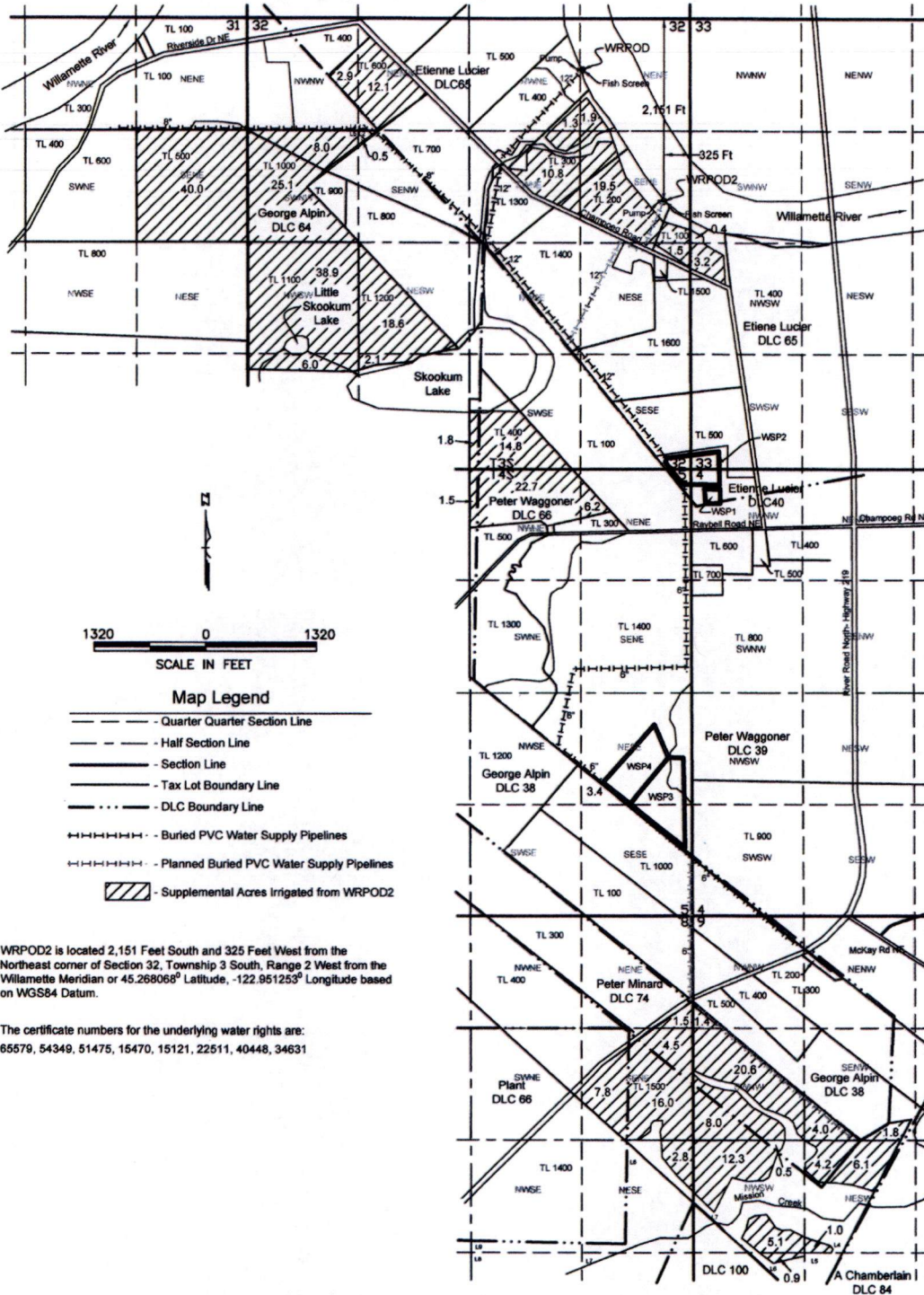
Please send contract administration fee directly to: CPN Regional Office, Attn: CPN-6323, 1150 N. Curtis Road, Boise, ID 83706

Before returning the completed Contract Data Sheet to the address provided above, please check that you have done the following:

- ANSWERED ALL QUESTIONS COMPLETELY
- ATTACHED AND IDENTIFIED ADDITIONAL SHEET(S) AS NECESSARY
- ATTACHED THE REQUIRED MAP
- SUBMIT PAYMENT FOR THE APPROPRIATE CONTRACT ADMINISTRATION FEE 1., MAKE CHECK PAYABLE TO THE U.S. BUREAU OF RECLAMATION

<sup>1</sup>The minimum contract administration fee for most applications is \$100. However, from time to time this fee may be revised to cover the costs of the United States. We recommend you contact this office to verify the current minimum contract administration fee. In the event that the costs to the United States of evaluating the application are in excess of the minimum contract administration fee, an estimate of the reimbursable costs for which advance payment is required will be provided to the applicant.

Marion County, Township 3 & 4 South, Range 2 West from the Willamette Meridian



Map Legend

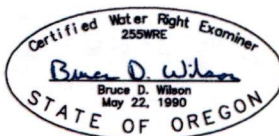
- Quarter Quarter Section Line
- Half Section Line
- Section Line
- Tax Lot Boundary Line
- DLC Boundary Line
- Buried PVC Water Supply Pipelines
- Planned Buried PVC Water Supply Pipelines
- Supplemental Acres Irrigated from WRPOD2

WRPOD2 is located 2,151 Feet South and 325 Feet West from the Northeast corner of Section 32, Township 3 South, Range 2 West from the Willamette Meridian or 45.268066° Latitude, -122.951253° Longitude based on WGS84 Datum.

The certificate numbers for the underlying water rights are:  
65579, 54349, 51475, 15470, 15121, 22511, 40448, 34631

APPLICATION MAP  
FOR  
PERMIT TO USE SURFACE WATER  
in the name of

Hazenberg Dairy **Received by OWRD**



Expires: 06/30/2028

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**Salem, OR**

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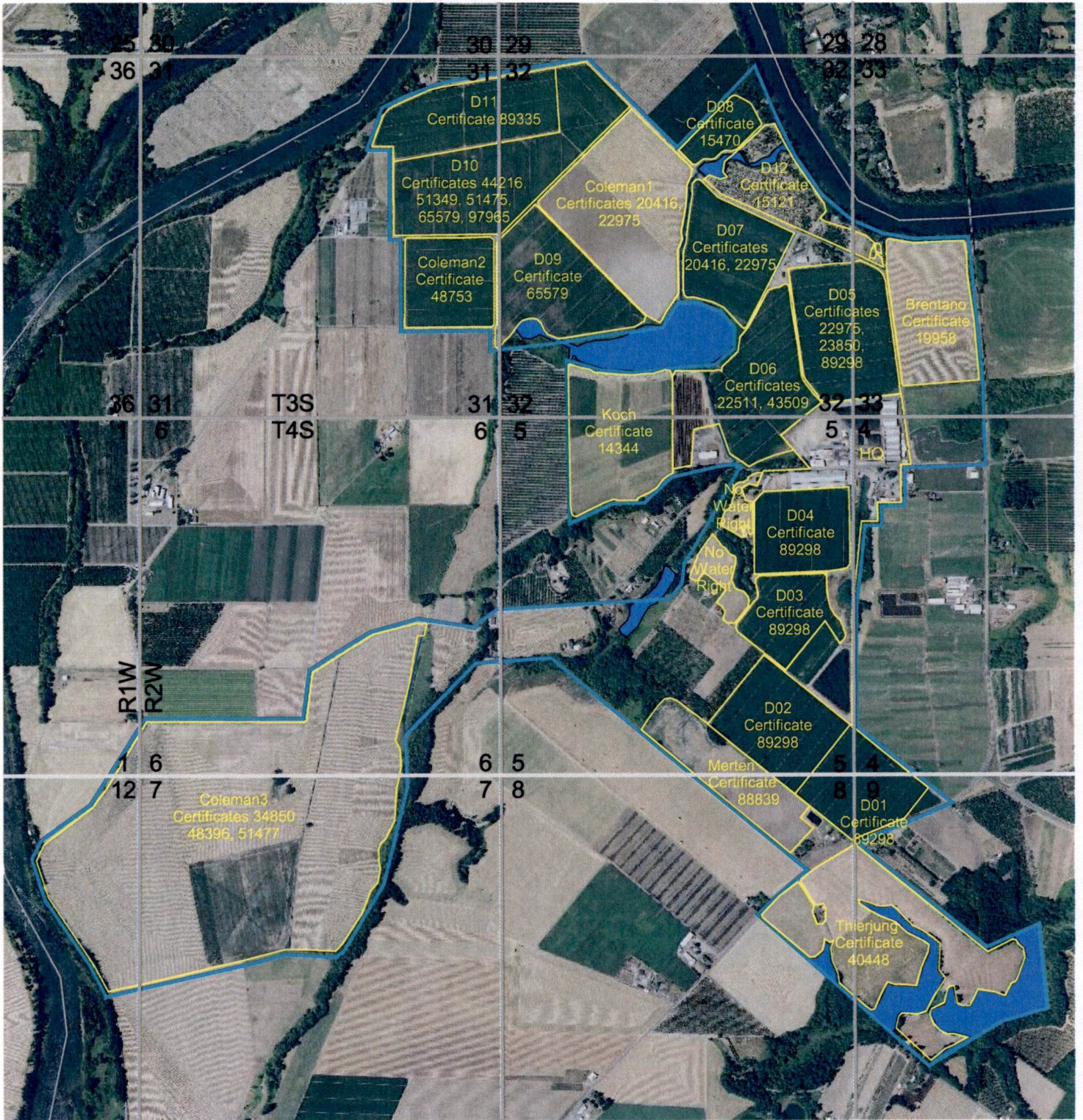
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NOTE: THIS MAP WAS PREPARED FOR THE PURPOSE OF IDENTIFYING THE LOCATION OF A WATER RIGHT ONLY AND IS NOT INTENDED TO PROVIDE LEGAL DIMENSIONS OR LOCATION OF PROPERTY OWNERSHIP LINES.

# Hazenberg Dairy LLC

## Water Supply Plan Water Rights



### Map Legend

Field Name - Field Name, Water Right Certificate Number(s)  
 Water Right - Field Boundary  
 Certificate

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Scale 0 2000 4000 6000 Feet





**OREGON  
DEPARTMENT OF  
AGRICULTURE**

**NOTICE OF REGISTRATION AND CAFO NATIONAL  
POLLUTANT DISCHARGE ELIMINATION SYSTEM  
(NPDES) GENERAL PERMIT SUMMARY**

<b>Overview of CAFO General Permit Summary</b>	The Oregon CAFO General Permit No. 01-2016 (permit) was issued by the Oregon Department of Agriculture (ODA) and Department of Environmental Quality (DEQ) on March 31, 2016 and became effective on <b>April 20, 2016</b> . The permit expires on <b>February 28, 2021</b> . A copy of the permit is enclosed. This Notice of Registration describes your specific permit registration information and an overview of permit requirements. Your Large, Tier II CAFO was registered to CAFO Permit No. 1-2016 on <b>September 22, 2016 and updated on October 5, 2022</b> , based on information provided by you as follows:
--	---

**Master Address No. AG-P0063138CAFG**

**EPA Registration No. ORG010378**

	<b>Operator</b>	<b>Legal owner, if different</b>
<b>Name</b>	Brad Hazenberg	
<b>Business Name</b>	Hazenberg Dairy	Henry Hazenberg Trust
<b>Mailing Address</b>	Same as facility address	5828 Champoeg Rd NE, St. Paul, OR 97137
<b>Facility Address</b>	5828 Champoeg Rd NE, St. Paul, OR 97137	
<b>Phone</b>	(503) 633-2876	
<b>Cell</b>	(503) 805-2342	
<b>E-mail Address</b>	hazenbergfarms@gmail.com	
<b>Maximum Number of Animals</b>	The maximum number of animals that may be held at this Dairy CAFO is 9,500 based on a herd composition of 4,970 milking/dry cows and 4,530 heifers and calves. You may not exceed this number by more than 10% or 25 animals; whichever is greater, without first providing ODA with a revised Animal Waste Management Plan (AWMP) and receiving written ODA approval.	
<b>Facility Classification</b>	Based on the type and size of your operation, ODA has determined that you operate a <b>Large, Tier II CAFO</b> . Note: <i>Large Concentrated CAFOs have additional requirements. Please see general permit.</i>	

**Marion County**

<b>Annual Permit Fee</b>	Each fiscal year, you will be assessed an annual compliance fee of <b>\$900.00</b> to maintain this registration under the general permit.
--------------------------	--

<b>For Questions/ Additional Information</b>	If you have questions, call your regional livestock water quality specialist for <b>Area III</b> at <b>(503) 986-6468</b> or the Salem office at <b>(503) 986-4699</b> . Additional CAFO program information is available on the internet at <a href="http://oregon.gov/ODA/NRD/cafo_front.shtml">http://oregon.gov/ODA/NRD/cafo_front.shtml</a>
--	--

<b>General Permit Conditions</b>	The operator must be in compliance with <u>all</u> terms and conditions of the permit (not only this summary of the permit) at all times.
----------------------------------	---

<b>Prohibited Discharges</b> See permit section S2.A, pg. 10 for full text.	The following types of discharges are prohibited: <ul style="list-style-type: none"> <li>Contaminated runoff from confinement or waste accumulation areas;</li> <li>Overflow or discharges from waste storage facilities;</li> <li>Discharges due to improper land application activities from seepage below the root zone, surface drainages or field tile outlets;</li> <li>Discharges due to equipment failure; and</li> <li>Leakage or seepage from facilities in the production area in excess of approved designs</li> </ul>
--	--

<b>When Discharge is Allowed</b> Permit sections S2.B, pg. 10; G14, Pg. 24, S2.C, Pg. 10, 11	<p><b>Production Area:</b> Discharges of process waste water to surface waters of the state are generally prohibited except:</p> <ul style="list-style-type: none"> <li>When rainfall events cause an overflow of waste management and storage facilities designed, constructed, operated, and maintained to contain all manure, litter and process wastewaters including the runoff and direct precipitation from a 25-year, 24-hour rainfall event; and the production area is operated in accordance with the applicable inspection, maintenance, recordkeeping, and reporting requirements of this permit.</li> <li>All authorized discharges from the production area must be properly land applied or otherwise handled in a way that minimizes impacts on surface water and groundwater sources.</li> </ul> <p><b>Land Application Area:</b> Registrant must apply manure, litter and process wastewater to land at agronomic rates in accordance with the permit registrant's ODA-approved AWMP.</p>
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<b>Animal Waste Management Plan (AWMP) Requirement</b> Permit section S3, pg. 13-16.	The permit requires that each permitted operation have a current AWMP approved by ODA. An AWMP describes how a CAFO is managed with respect to containment, treatment, storage, and utilization of manure, litter, and process wastewater in order to remain in compliance with permit conditions and water quality laws. The AWMP must accurately represent current land base, manure storage, herd/flock size, and current management practices used at the livestock operation. The AWMP must reflect production practices and be implemented accordingly.
<b>Storage Requirement</b> Permit section S2.E, pg. 11.	You must provide adequate storage capacity for solid and liquid wastes at all times so that land application occurs only during periods when soil and weather conditions allow for agronomic application and are in compliance with the Land Application Limitations in S2.C.
<b>Monitoring, Recordkeeping &amp; Reporting</b> Permit section S4, pg. 17-20.	Monitoring, recordkeeping and reporting of waste applications, and inspection requirements must occur as described in an AWMP approved by ODA and requirements in section S4. of the permit. <i>Note: Large concentrated CAFOs have additional requirements.</i>
<b>Land Application Rates &amp; Timing</b> Permit sections S2.C, pg. 10 & 11; S3.C, pg. 13 & 14.	You must apply manure, litter and process wastes to lands at agronomic rates in accordance with the permit registrant's ODA-approved AWMP. Waste applications must not exceed the capacity of the soil and crops to assimilate nutrients and minimize water pollution, must be quantifiable, and based on the NRCS Phosphorous Index, Agronomy Technical Note #26, revised June 2008, and must account for all other nitrogen and phosphorus.  <b>Prohibitions:</b> If discharge to surface water or groundwater will result, application to flooded and saturated land is prohibited. Proposed waste and wastewater application to frozen soil must be included in an AWMP. Land application of wastes or wastewater during rainfall events that are expected to result in saturated soils or surface runoff is prohibited.
<b>Duty to Report Noncompliance</b> Permit section S4.D.1, pg. 19.	If at any time you are unable to comply with any permit conditions, you have a duty to contact ODA immediately so the situation can be assessed and remedial actions taken if necessary. <i>Note: If you have a discharge to surface water or groundwater that is not allowed by the permit, <b>you must notify ODA within 24 hours of the discharge.</b> Please call your area livestock water quality specialist (see page 1 for phone number) at or CAFO Program support in Salem at (503) 986-4699.</i>
<b>Annual Report</b> Permit section S4.D.2, pg. 19.	You must submit an annual report to ODA by March 15th of each year.
<b>Construction of Waste Storage and Waste Water Control Facilities</b> Permit section S2.E.2, pg. 11.	S2.E. 2 of the permit states that you "must site, design, construct, operate, and maintain all waste storage facilities consistent with the AWMP approved by ODA. New and modified construction of waste facilities must be approved in advance and prior to construction by ODA in conformance with ORS 468B.055 and OARs 340-051 and 603-074." Experimental or unproven technologies must receive prior approval from ODA. For all other modifications or new construction, no approval will be required. Certification forms are available from ODA.
<b>Public Noticing &amp; Participation</b> Permit section S1.H, pg. 8 & 9	Prior to approving new permit coverage, renewing permit coverage, or approving proposed substantial changes to an AWMP, ODA will provide public notice and participation.

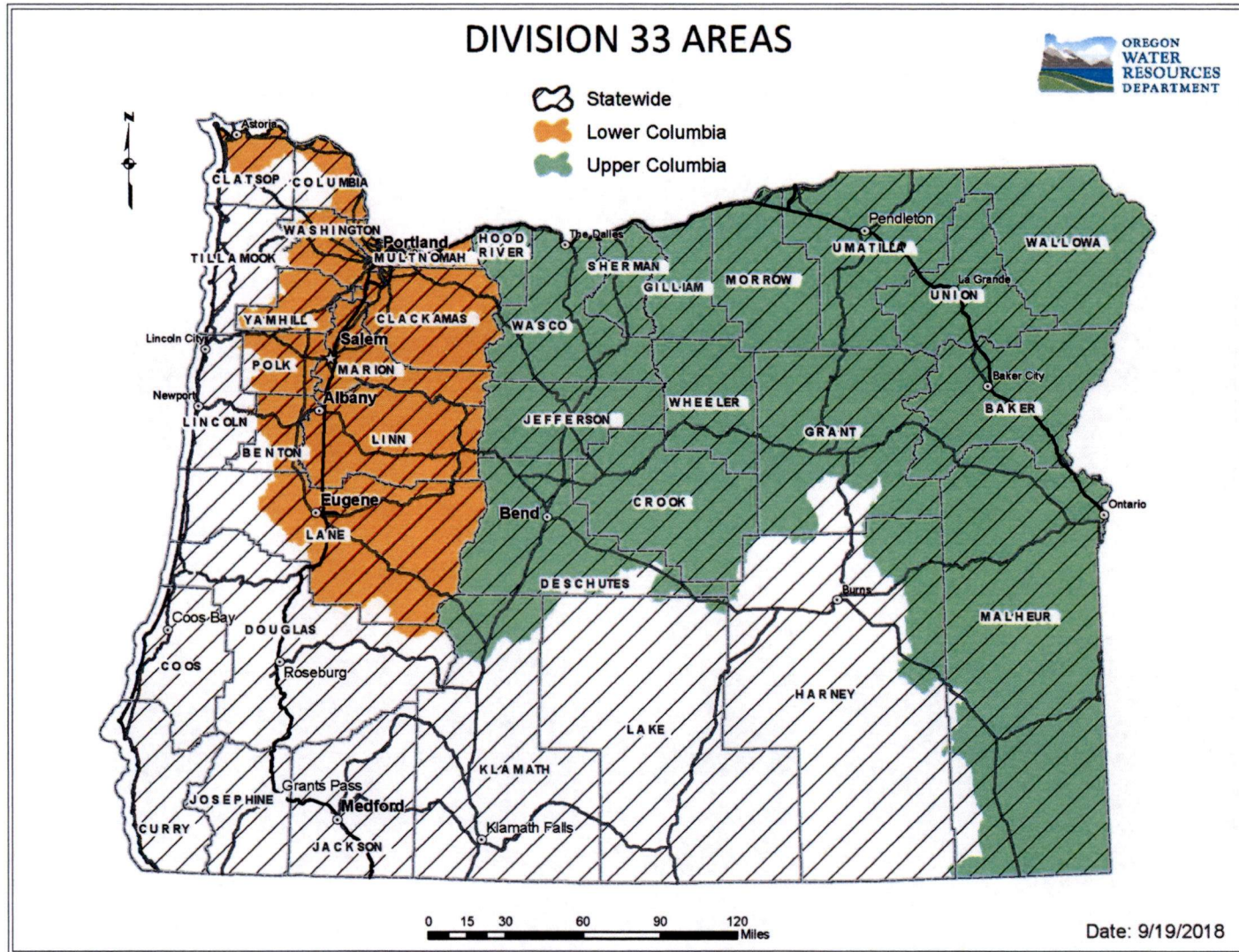


Isaak Stapleton, Director  
 Natural Resources & Pesticide Programs

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Figure 1: Map of Division 33 Areas



For more detailed information, click on the following link and enter the TRSQQ or the Lat/Long of a POA and click on "Submit" to retrieve a report that will show which section, if any, of the Division 33 rules apply: [https://apps.wrd.state.or.us/apps/misc/lkp\\_trsqq\\_features/](https://apps.wrd.state.or.us/apps/misc/lkp_trsqq_features/)



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Date Received (Date Stamp Here)

\* Has Mylar in CSG cube.

### OWRD Over-the-Counter Submission Receipt

Applicant Name(s) & Address: Hazenberg Dairy LLC  
5828 Champoeg Rd, St. Paul OR 97131

Transaction Type: Surface Water

Fees Received: \$ 2572.80

Cash       Check:      Check No. 8185

Name(s) on Check: Same as above

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 Lovrien  
*(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.

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## OWRD Over-the-Counter Submission Receipt

Applicant Name(s) & Address: Hazenberg Dairy

Transaction Type: Additional Fees

Fees Received: \$ 800.20

Cash

Check:

Check No. 2327

Name(s) on Check: H&K Engineering LLC

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: Sarah Benham

(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.)
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