



# Oregon

Kate Brown, Governor

## Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

January 31, 2018

Collins Timber Company LLC  
6410 Highway 66  
Klamath Falls OR 97601

Merissa A. Moeller  
Davis Wright Tremaine LLP  
Suite 2400  
1300 SW Fifth Avenue  
Portland OR 97201-5610

Re: Specific to General Industrial Notification – Certificate 48886

Dear Ms. Moeller;

We received your letter of October 24, 2017 notifying Oregon Water Resources Department (Department) that Collins Timber Company LLC (Collins) is changing the use of water under Water Right Certificate 48886 for the specific industrial use of “log deck sprinkling” to general industrial use.

The letter identifies that the new use will continue to occur within the property owned by Weyerhaeuser Company at the time the original permit was issued. Finally, the letter indicates that the quantity of water used for general industrial use will not exceed 0.45 cfs.

The requirements for making the change are established under ORS 540.520(9) and OAR 690-380-2340. Your letter appears to include all of the information required under the statutes and rules. We will file your notification in our water right records.

Current statutes and rules do not include a process for Department review and approval of notifications of specific to general industrial changes. Any issues associated with eligibility and compliance will be addressed by the watermaster during normal distribution and regulation activities. However, please be aware that, in accordance with ORS 540.520(9), the quantity of water used for the general industrial use shall not be greater than the rate and volume allowed in the original water right **and** shall not be greater than the quantity of water diverted, both in rate and in volume, to satisfy the authorized specific use under the original right.

In the event that Collins, or any subsequent holder of the water right described by Certificate 48886, wishes to request to change the character of use of the right through the Water Right Transfer process outlined in OAR 690-380, the quantity of water that may be transferred to the new use will be limited to the quantity of water beneficially used without waste for the general industrial use, consistent with the requirements and limitations in ORS 540.520(9).

Please do not hesitate to contact me at 503-986-0886 or [Patrick.K.Starnes@oregon.gov](mailto:Patrick.K.Starnes@oregon.gov) if you have any questions.

Sincerely,



Kelly Starnes  
Transfer Program Analyst  
Transfer and Conservation Section

cc: [Water Right Application File S-55267](#)  
Kyle Gorman, South Central Region Manager  
Watermaster District 17  
Adam Sussman, GSI Water Solutions, Inc.