



# Oregon

Kate Brown, Governor

**Water Resources Department**

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

December 11, 2015

Theodore R. Ressler  
GSI Water Solutions, Inc.  
55 SW Yamhill Street, Suite 300  
Portland OR 97204

Ellen Porter  
Director of Environmental Affairs  
Roseburg Forest Products  
PO Box 1088  
Roseburg OR 97470

SUBJECT: Specific to General Industrial Notification – Certificates 31423, 23974, and 33596

Dear Mr. Ressler

We have received your letter of May 13, 2015, notifying the Department that Roseburg Forest Products (formerly Roseburg Lumber Company) is changing from the specific industrial uses of storage for Dixonville Log Pond (Certificate 31423), maintenance of a log pond (Certificate 23974), and log storage (Certificate 33596) to general industrial use under Certificates 31423, 23974, and 33596.

The general industrial use (including wetland mitigation for the industrial site) will use up to 903 acre-feet under Certificate 31423, 0.75 cfs under Certificate 23974, and 0.75 cfs (to make up for any deficiency under Certificate 23974) under Certificate 33596. Any new use of water will continue to occur within the property of the original water right, and the quantity of water used for general industrial purposes will not be greater than the rates and volumes allowed under the original water rights.

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.

Please do not hesitate to contact me at 503-986-0886 or [Patrick.K.Starnes@wr.d.state.or.us](mailto:Patrick.K.Starnes@wr.d.state.or.us) if I may be of assistance.

Sincerely,

Kelly Starnes

Transfer Program Analyst

Transfer and Conservation Section

cc: Water Right Application files R-29570, S-29571, S-39253  
Dave Williams, District 15 Watermaster  
David E Filippi, Stoel Rives LLP

MAY 18 2015

SALEM, OR

**Water Solutions, Inc.**

May 13, 2015

P. Kelly Starnes  
 Oregon Water Resources Department  
 725 Summer Street NE, Suite A  
 Salem, OR 97301

RE: Request for a specific to general industrial water use change  
 Certificates 31423, 23974, and 33596

Mr. Starnes

This letter requests a specific to general industrial use water change for water right certificates 31423, 23974, and 33596. Copies of these water right certificates are provided in Attachment 1 and pertinent details for each of the water rights are summarized in Table 1.

Table 1. Water Right Summary

Application	Permit	Certificate	Source	Use	Rate
R-29570	R-1918	31423	Livingston Creek	Storage for a log pond	903 acre-feet
S-29571	S-24432	23974	Livingston Creek	Maintenance of a log pond	0.75 cfs
S-39253	S-29347	33596	North Fork Deer Creek	Maintenance of a log pond	0.75 cfs (to make up any deficiency under Certificate 23974)

These water rights were applied for on behalf of Roseburg Lumber Company (which later became Roseburg Forest Products) to provide water for a reservoir (log pond) adjacent to a wood processing facility. The reservoir was the authorized place of use for all three of the water rights. Certificate 31423 authorized the storage of 903 acre-feet from Livingston Creek in the reservoir for a log pond, Certificate 23974 authorized the use of 0.75 cfs from Livingston Creek to maintain the log pond, and Certificate 33596 authorized the use of 0.75 cfs from North Fork Deer Creek (to which Livingston Creek is tributary) to make up any deficiency under Certificate 23974 for maintaining the log pond.

As a result of operational changes at the wood processing facility, the specific industrial use of water for a log pond was no longer required. Roseburg Forest Products continued to use the water rights to fill and maintain the reservoir in its original form until 2005 when Roseburg

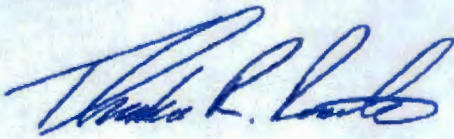
Forest Products began the conversion of the log pond (i.e., the entire footprint of the log pond) to a constructed wetland as part of a wetland mitigation project associated with closure of several of Roseburg Forest Products wood processing facilities. Water continued to be used under the water rights to supply water for the conversion of the log pond to a wetland (completed during 2005 to 2009) and subsequently afterward to develop and sustain the created wetland. The continued use of water for this general industrial use will be required on an on-going basis for sustaining the wetland mitigation project required as part of the closure of the Roseburg Forest Products wood processing facilities.

The footprint of the wetland mitigation project is coincident with the footprint of the original log pond, hence there is no change in the place of use for any of the water rights and water will continue to be used in the same location as when the water rights were originally issued. The quantity of water used for general industrial use under the water rights will neither be greater than the rate/volume allowed by the original water right nor greater than the quantity of water diverted to satisfy the original specific industrial use specified by the water rights.

We appreciate the Department's consideration of this request for a specific to general industrial water use change. If you have any questions regarding the enclosed application, you can reach me at (503) 239-8799, ext. 106. Please copy both me and Ellen Porter (Roseburg Forest Products) on any correspondence regarding this request. Ellen Porter's mailing address is provided below:

Ellen Porter, Director of Environmental Affairs  
Roseburg Forest Products, PO Box 1088, Roseburg, OR 97470

Sincerely,



Theodore R. Ressler, RG, CWRE  
GSI Water Solutions, Inc.

CC: Ellen Porter – Roseburg Forest Products  
David E. Filippi – Stoel Rives LLP

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**Attachment 1**  
**Water Right Information**

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## STATE OF OREGON

COUNTY OF DOUGLAS

## CERTIFICATE OF WATER RIGHT

This Is to Certify, That RICHARD C. STRATFORD, TRUSTEE  
of 1040 Pacific Bldg., Portland 4, State of Oregon, has made proof  
to the satisfaction of the STATE ENGINEER of Oregon, of a right to store the waters of  
Livingston Creek, tributary of North Fork of Deer Creek, appropriated under  
Application No. 29571, Permit No. 24432

for the purposes of  
Dixonville Log Pond  
under Reservoir Permit No. R-1918 of the State Engineer, and that said right to store said  
waters has been perfected in accordance with the laws of Oregon; that the priority of the right  
hereby confirmed dates from October 17, 1956,

that the amount of water entitled to be stored each year under such right, for the purposes afore-  
said, shall not exceed 903 acre feet.

The reservoir is located in

SW $\frac{1}{4}$  NE $\frac{1}{4}$  as projected within Anderson DLC 46  
S $\frac{1}{2}$  SW $\frac{1}{4}$  as projected within Bennet DLC 49  
S $\frac{1}{2}$  SW $\frac{1}{4}$  as projected within Anderson DLC 47  
N $\frac{1}{2}$  SE $\frac{1}{4}$  as projected within Anderson DLC 46  
W $\frac{1}{2}$  SE $\frac{1}{4}$  as projected within Bennet DLC 49  
S $\frac{1}{2}$  SE $\frac{1}{4}$  as projected within Anderson DLC 46  
Lot 4 (SW $\frac{1}{4}$  SE $\frac{1}{4}$ )  
Section 18  
Lot 1 (NW $\frac{1}{4}$  NE $\frac{1}{4}$ )  
NW $\frac{1}{4}$  NE $\frac{1}{4}$  as projected within Anderson DLC 47  
NE $\frac{1}{4}$  NW $\frac{1}{4}$  as projected within Anderson DLC 47  
Section 19  
T. 27 S., R. 4 W., W. M.

NOTE: Certificate of water right issued to Richard C. Stratford, Trustee and  
recorded at page 23975, Volume 17, State Record of Water Right Certificates confirms  
a right to the storage of 1163 acre feet of water for a log pond. Subsequently,  
the right to the storage of 260 acre feet was canceled by order of the State Engineer  
entered January 31, 1964, pursuant to the provisions of ORS 540.621. This cert-  
ificate is issued to confirm the remaining right for the storage of water and  
supersedes the certificate heretofore issued to Richard C. Stratford, Trustee.

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WITNESS the signature of the State Engineer, affixed

this date. MARCH 12 1954

CHRIS L. WHEELER

State Engineer

STATE OF OREGON
COUNTY OF DOUGLAS
CERTIFICATE OF WATER RIGHT

This Is to Certify, That RICHARD C. STRATFORD, TRUSTEE

of 1040 Pacific Bldg., Portland, State of Oregon 97208, has made proof
under Permit No. 24432 of the STATE ENGINEER of Oregon, of a right to the use of the waters of
Livingston Creek
a tributary of North Fork of Deer Creek for the purpose of
maintenance of log pond, constructed under Appl. No. R-29570, Per. No. R-1918
under Permit No. 24432 of the State Engineer, and that said right to the use of said waters
has been perfected in accordance with the laws of Oregon; that the priority of the right hereby
confirmed dates from October 17, 1956.

that the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed
0.75 cubic foot per second.

or its equivalent in case of rotation, measured at the point of diversion from the stream.
The point of diversion is located in the NW 1/4 NE 1/4 as projected within Anderson DLC #47,
Section 19, Township 27 South, Range 4 West, W.M.

The amount of water used for irrigation, together with the amount secured under any other
right existing for the same lands, shall be limited to - - - - - of one cubic foot per second
per acre,

and shall
conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right is
appurtenant, is as follows:

- SW 1/4 NE 1/4, as projected within Anderson DLC #46
SW 1/4 SW 1/4, as projected within Bennet DLC #49
SW 1/4 SW 1/4, as projected within Anderson DLC #47
SE 1/4 SW 1/4, as projected within Anderson DLC #47
SE 1/4 SW 1/4, as projected within Bennet DLC #49
NE 1/4 SE 1/4, as projected within Anderson DLC #46
NW 1/4 SE 1/4, as projected within Anderson DLC #46
NW 1/4 SE 1/4, as projected within Bennet DLC #49
SW 1/4 SE 1/4, as projected within Bennet DLC #49
SW 1/4 SE 1/4, as projected within Anderson DLC #46
Lot 4 (SW 1/4 SE 1/4)
SE 1/4 SE 1/4, as projected within Anderson DLC #46
Section 18
Lot 1 (NW 1/4 NE 1/4)
NW 1/4 NE 1/4, as projected within Anderson DLC #47
NE 1/4 NW 1/4, as projected within Anderson DLC #47
Section 19
Township 27 South, Range 4 West, W.M.

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of
use herein described.

WITNESS the signature of the State Engineer, affixed
this 20th day of May, 1958.

LEWIS A. STANLEY
State Engineer

Recorded in State Record of Water Right Certificates, Volume 17, page 23974

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STATE OF OREGON
COUNTY OF DOUGLAS
CERTIFICATE OF WATER RIGHT

This Is to Certify, That RICHARD C. STRATFORD, TRUSTEE
c/o J. E. Snodgrass,
of P. O. Box 1088, Roseburg, State of Oregon, has made proof
to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of
North Fork Deer Creek and reservoir constructed under Permit No. R-1918

a tributary of South Umpqua River for the purpose of
log storage

under Permit No. 29347 of the State Engineer, and that said right to the use of said waters
has been perfected in accordance with the laws of Oregon; that the priority of the right hereby
confirmed dates from November 18, 1963

that the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed
0.75 cubic foot per second, and shall be further limited to the deficiency in the
available supply in Livingston Creek under a prior right for the same purpose;
The right to use of direct flow is limited to the period when the flow of the
South Umpqua River is more than 60 c.f.s. at its mouth;

or its equivalent in case of rotation, measured at the point of diversion from the stream.
The point of diversion is located in the NW 1/4 NW 1/4, as projected within Anderson DIC 47,
Section 19, T. 27 S., R. 4 W., W. M. Diversion point located 140 feet South and
2500 feet West from NW Corner, Willis DIC 45.

The amount of water used for irrigation, together with the amount secured under any other
right existing for the same lands, shall be limited to - - - - - of one cubic foot per second
per acre,

and shall
conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right is
appurtenant, is as follows:

- NE 1/4 SW 1/4 as projected within Bewel DIC 49
SW 1/4 SW 1/4 as projected within Anderson DIC 47
SE 1/4 SW 1/4 as projected within Anderson DIC 47
SE 1/4 SW 1/4 as projected within Bewel DIC 49
NW 1/4 SE 1/4 as projected within Bewel DIC 49
NW 1/4 SE 1/4 as projected within Anderson DIC 46
Lot 4 (SW 1/4 SE 1/4)
SW 1/4 SE 1/4 as projected within Anderson DIC 46
SW 1/4 SE 1/4 as projected within Anderson DIC 47
SW 1/4 SE 1/4 as projected within Bewel DIC 49
SE 1/4 SE 1/4 as projected within Anderson DIC 46
Section 18
Lot 1 (NW 1/4 NE 1/4)
NW 1/4 NE 1/4 as projected within Anderson DIC 47
NE 1/4 NW 1/4 as projected within Anderson DIC 47
NW 1/4 NW 1/4 as projected within Anderson DIC 47
Section 19

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of
use herein described.

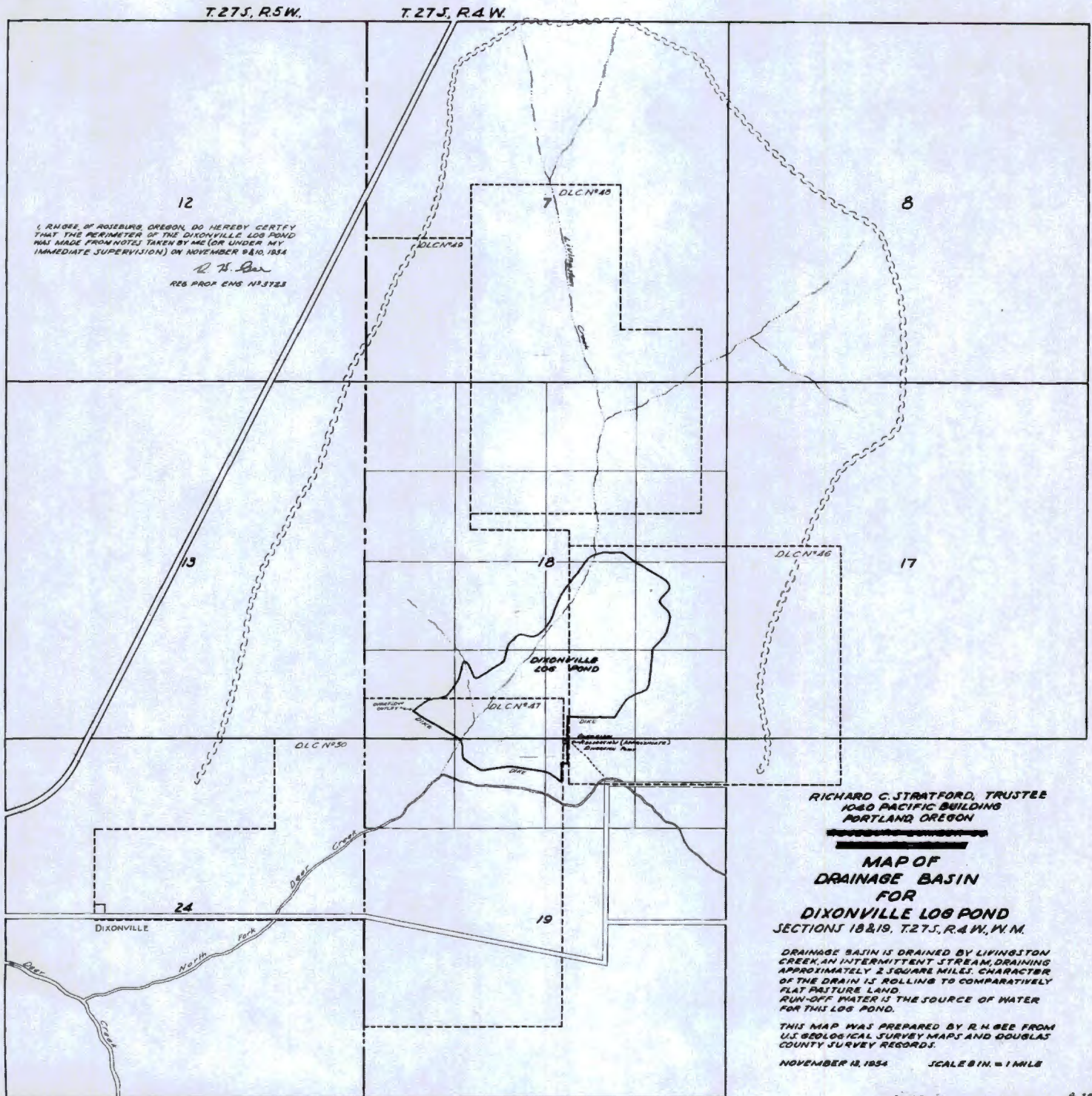
WITNESS the signature of the State Engineer, affixed
this date. January 31, 1967

CHRIS L. WHEELER
State Engineer

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12  
 I, RHOSE, OF ROSEBURG, OREGON, DO HEREBY CERTIFY  
 THAT THE PERIMETER OF THE DIXONVILLE LOG POND  
 WAS MADE FROM NOTES TAKEN BY ME (OR UNDER MY  
 IMMEDIATE SUPERVISION) ON NOVEMBER 24, 1854  
*R. H. Rose*  
 REG. PROF. ENG. NO. 3723

RICHARD C. STRATFORD, TRUSTEE  
 1060 PACIFIC BUILDING  
 PORTLAND, OREGON

**MAP OF  
 DRAINAGE BASIN  
 FOR  
 DIXONVILLE LOG POND  
 SECTIONS 18 & 19, T.27S., R.4W., W.M.**

DRAINAGE BASIN IS DRAINED BY LIVINGSTON  
 CREEK, AN INTERMITTENT STREAM, DRAINING  
 APPROXIMATELY 2 SQUARE MILES. CHARACTER  
 OF THE DRAIN IS ROLLING TO COMPARATIVELY  
 FLAT PASTURE LAND.  
 RUN-OFF WATER IS THE SOURCE OF WATER  
 FOR THIS LOG POND.

THIS MAP WAS PREPARED BY R.H. SEE FROM  
 U.S. GEOLOGICAL SURVEY MAPS AND DOUGLAS  
 COUNTY SURVEY RECORDS.

NOVEMBER 12, 1854 SCALE 8 IN. = 1 MILE

*R. H. Rose* Application No. R 29570  
 Permit No. R-1918 24571  
 R.H.S.

C11-2 1 of 3

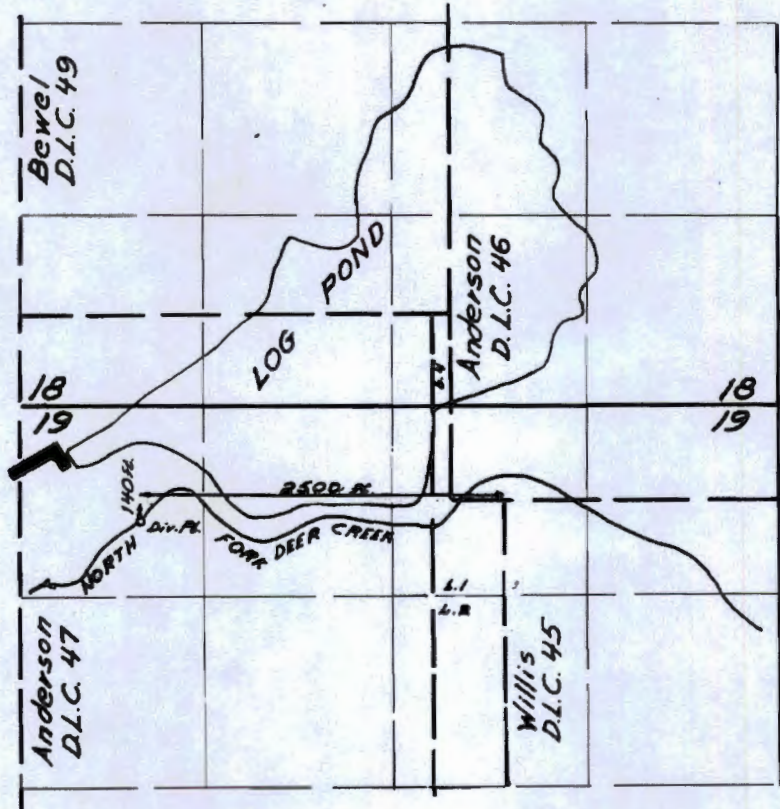
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T.27S.R.4W.W.M.



**FINAL PROOF SURVEY**  
UNDER

RECEIVED BY OWRD

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Application No. 39253 Permit No: 29347  
IN NAME OF

*Richard C. Stratford, Trustee*

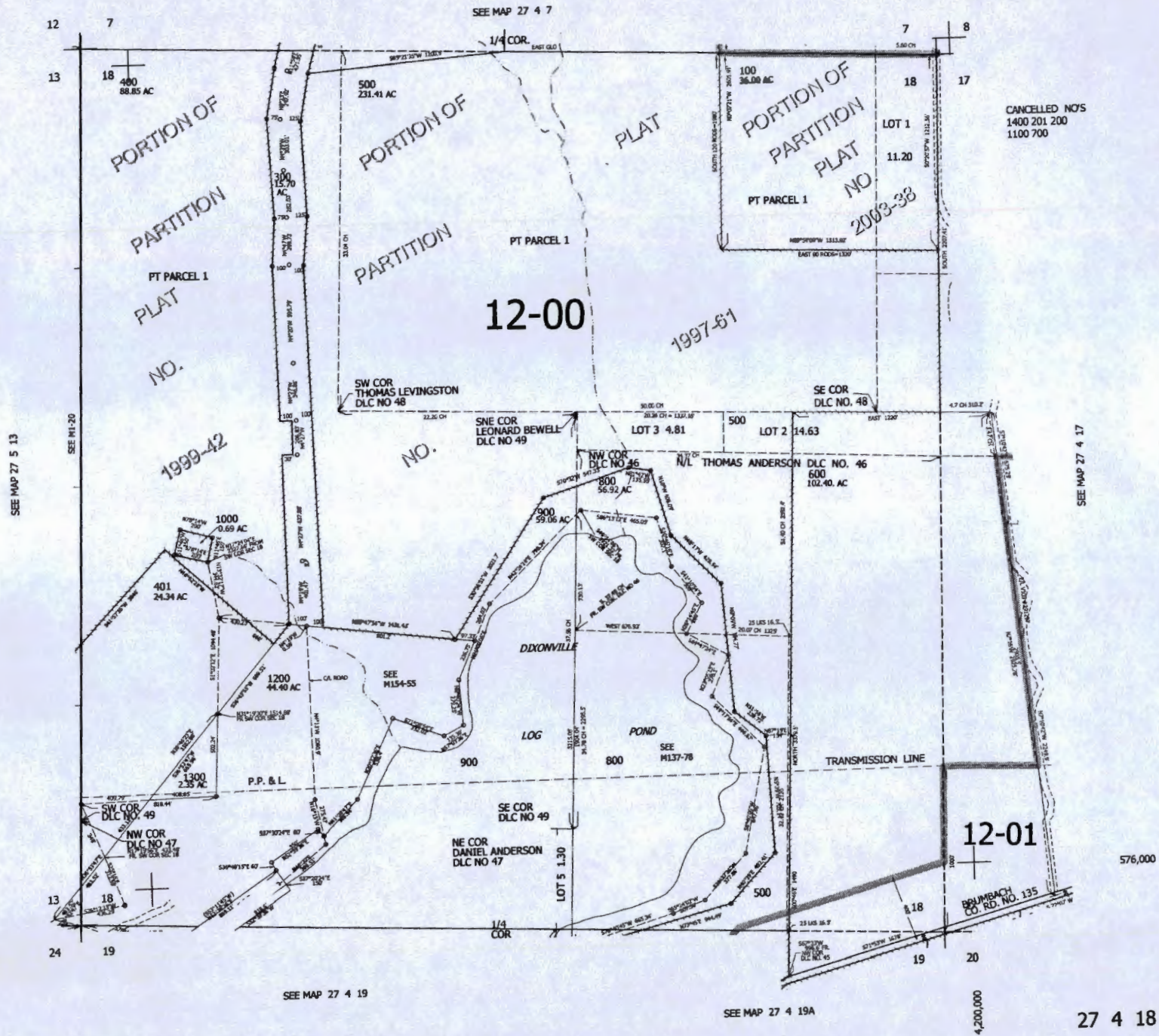
Surveyed Aug. 11, 1965, by L.M. Colebank

THIS MAP WAS PREPARED FOR ASSESSMENT PURPOSE ONLY.

SEC.18 T.27S. R.4W. W.M.  
DOUGLAS COUNTY  
1" = 400'

REVISED ON  
5-11-99

27 4 18

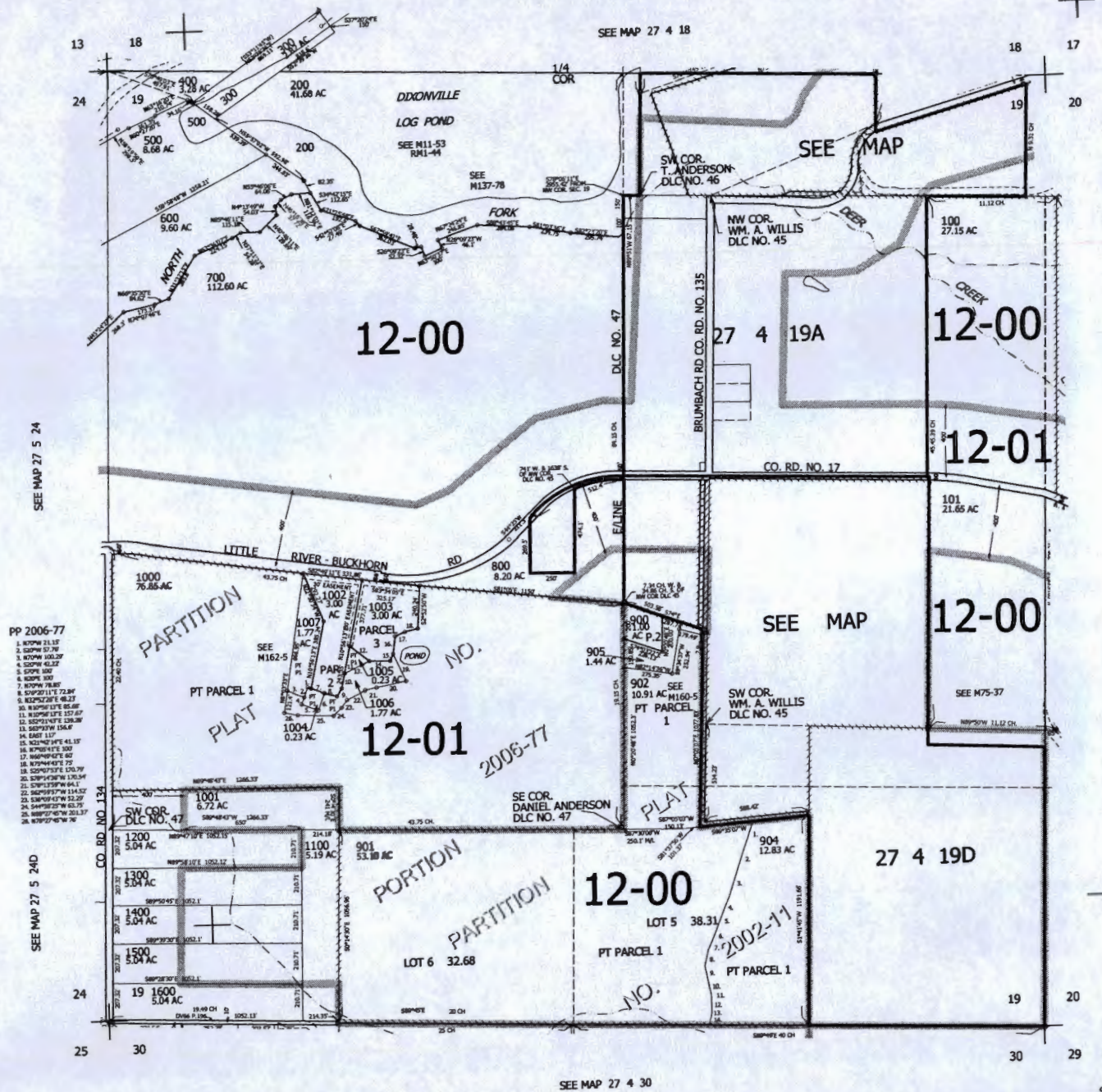


THIS MAP WAS PREPARED FOR  
ASSESSMENT PURPOSE ONLY.

SEC.19 T.27S. R.4W. W.M.  
DOUGLAS COUNTY  
1" = 400'

REVISED ON  
7-7-11

27 4 19  
& INDEX



CANCELLED NO'S  
500A1 903

SEE MAP 27 4 20

TAXLOT 904  
P.O.A. BEARS NOTINIMATE 2547.17,  
NOTINIMATE 206.57 & CORNER  
25' FR SW COR SEC. 19  
1. S1/2S1/2E1/2W 100.00'  
2. S1/2S1/2E1/2W 100.00'  
3. S1/2S1/2E1/2W 111.00'  
4. S1/2S1/2E1/2W 111.00'  
5. S1/2S1/2E1/2W 111.00'  
6. S1/2S1/2E1/2W 111.00'  
7. S1/2S1/2E1/2W 111.00'  
8. S1/2S1/2E1/2W 111.00'  
9. S1/2S1/2E1/2W 111.00'  
10. S1/2S1/2E1/2W 111.00'  
11. S1/2S1/2E1/2W 111.00'  
12. S1/2S1/2E1/2W 111.00'  
13. S1/2S1/2E1/2W 111.00'  
14. S1/2S1/2E1/2W 111.00'

571,000

4,200,000

27 4 19  
& INDEX

SEE MAP 27 4 30

SEE MAP 27 5 24

SEE MAP 27 5 24D

- PP 2006-77
1. N1/2S1/2E1/2W 21.17'
  2. S1/2S1/2E1/2W 27.79'
  3. N1/2S1/2E1/2W 100.20'
  4. S1/2S1/2E1/2W 40.22'
  5. S1/2S1/2E1/2W 100'
  6. S1/2S1/2E1/2W 100'
  7. N1/2S1/2E1/2W 78.87'
  8. S1/2S1/2E1/2W 72.84'
  9. S1/2S1/2E1/2W 48.23'
  10. N1/2S1/2E1/2W 65.06'
  11. N1/2S1/2E1/2W 155.87'
  12. S1/2S1/2E1/2W 120.28'
  13. N1/2S1/2E1/2W 104.84'
  14. EAST 117'
  15. S1/2S1/2E1/2W 41.15'
  16. S1/2S1/2E1/2W 100'
  17. S1/2S1/2E1/2W 100'
  18. N1/2S1/2E1/2W 72'
  19. S1/2S1/2E1/2W 120.79'
  20. S1/2S1/2E1/2W 130.54'
  21. S1/2S1/2E1/2W 104.11'
  22. S1/2S1/2E1/2W 114.52'
  23. S1/2S1/2E1/2W 52.29'
  24. S1/2S1/2E1/2W 65.79'
  25. N1/2S1/2E1/2W 283.37'
  26. N1/2S1/2E1/2W 283.37'

Features

[OR Map](#)

glas

11 8009900

burg Forest  
ucts Co

Box 1088  
burg, OR 97470

1, 2013

ation provided  
very purposes. It  
te or may not be  
ease contact the  
X assessor's office  
d specific

o zoom to a  
re query.



OWNED Mapper Confirms TL  
owned by Roseburg Forest Prod.