

MEMO

To: Dave Tuthill
From: Harold Jones
Re: License 29-07393

The field exam for license 29-07393 was done in 1995 by summer temp and Keith Wilson. When the place of use map was done our agent put the east section line for Section 20 1/4 mile too far west of the actual section line. This mistake was not noticed and the ground was licensed with the wrong 1/4 of 1/4.

In 1999 the City of Lava wanted to buy this right and talked to us about filing a transfer. We then caught the legal description mistake but the transfer was never pursued.

There are at least 2 parties who own this place of use listed in 29-07393. This is reflected by claims A29-07393 & A29-07393A.

Dean Day has incorrectly filed on the whole right under A29-07393. He only owns a part of the ground under the place of use.

The Beenken Family Trust owns approximately 26 acres of the original farm. This was leased by Mr. Day who farmed the entire entity

We would now like to correct license 29-07393 via the adjudication process or have water allocations review our revised map and make said change.

THE PLAN

WITH RESPECT TO THE OBVIOUS LICENSING ERROR THE FOLLOWING IS THE COURSE OF ACTION.

- 1.) GO TO COUNTY ASSESSOR TO DETERMINE OWNERSHIP OF LANDS INVOLVED. - USED GPS THOMAS.
- 2.) SEEK AMENDMENTS FROM CLAIMANTS
 - a.) ABSENT AMENDMENTS - REFER TO LEGAL STAFF
- 3.) WITH AMENDMENTS - ACCOUNT FOR ALL PARTS OF LICENSE
 - a.) POTENTIALLY AN UNCLAIMED PART IN SECTION 29. $\Rightarrow$ NO!
 - 1.) IF SO, SEEK A CLAIM
 - 2.) IF NOT, PROCEED WITH DAY & BEENKEN CLAIMS - PROPORTIONAL
- 4.) ANY OTHER WR/AS CLAIMS? (BESIDES CAPITAL CO. SHARES) NO!
- 5.) FIX THE ERROR(S) WITH ADJ. RECOMMENDS — 1/65!