

Joseph Oler and Paul Searle

Paul came in last week to talk about the confusion. We had not sorted out this mess yet, and he could not provide any answers. As far as he was concerned, he had not made any agreements with anyone to give up his water. We reinstated his withdrawn claim to 1-115T and amended his claim to 1-94F to reflect the original claim.

In the past, Paul Searle and his brother Dean Seale owned adjacent property and farmed it together. When they bought the property, each received separate rights that were transferred to the pou in the 1940s. Paul has a deed that mentions certain water rights that he acquired with the property. Dean never could provide a deed. However, because Paul and Dean, or rather Dean's son Ron and nephew Allen farmed the land together, they also shared the water rights. When it came time for Dean and Paul to file their claims on the water rights, Paul filed his according to his deed, and Dean filed his according to their historical practice. In April of 2002, Paul, Ron, and Allen came in to sort out the overlapping water right claims. They came to an agreement shown on the attached pages. If Paul were to keep all of his rights, he would have had an excess of water and Dean would have been severely short of water. So Paul gave up his right to 1-115T and a portion of 1-94F to Dean. Paul and Ron signed the statement attached verifying this agreement.

After discovering the entire situation, I am basing my recommendations on the agreement made on April 18, 2002 between Paul, Ron, and Allen Searle.

Paul Searle

1-115T	Disallowed
1-10054	0.68 cfs
1-10055	1.00 cfs

Joseph Oler (new owner)

1-94F	0.12 cfs (will be renumbered)
1-162D	0.72 cfs
1-163D	0.21 cfs
1-164D	0.10 cfs
1-165D	0.25 cfs
1-10131	1.50 cfs
1-10246	1.56 cfs

Kristin Moore
November 3, 2006