

MEMORANDUM

TO: File

FROM: Monica Van Bussum

DATE: May 2, 2007

RE: Objection to 67-196 recommendation

There are two elements to the objection, place of use (POU) and contact information. This memo serves as a record of my understanding of the basis for those objections.

Contact information

Claimant wants information changed from "Cuddy Meadows Ranch" to "Cuddy Meadows Ranch LLP." The deed they submitted in 1996 shows the property was conveyed to "Cuddy Meadows Ranch LLP." A claim report printed by IDWR in 2000 shows the name as "Cuddy Meadows Ranch LLP." I do not know when the LLP was dropped but it does appear the claimant should be known as "Cuddy Meadows Ranch LLP."

Place of Use

The POU was claimed as a permissible place of use (PPU) with 67-2113A, but was recommended for 19.2 acres in one QQ. The property description is as follows:

67-196 decreed POU

T16N R04W SEC 15	S1/2SW
SEC 22	N1/2NW
	N1/2NE
	N1/2SWNE

67-196 claimed POU

T16N R04W SEC 22	NWNE	2 ac
	NENW	20 ac
	NWNW	7 ac
	SWNW	1 ac
	SENE	4 ac
	TOTAL:	34 ac

67-196 recommended POU

T16N R0R2 SEC 22	NENW	19.2 ac
------------------	------	---------

The claimed QQs SWNW and SENW were not in the decreed place of use and there is no concrete evidence in the file for an accomplished transfer of the water onto those two

QQs. It appears this PPU should have been recommended for the entire claimed POU in the decreed QQs and with a condition limiting irrigation to the decreed amount of (in the case of 67-196, 19.2) acres within the total recommended place of use. This recommendation would then have a further combined use limit of 34 acres for 67-196 in conjunction with 67-2113A. If we had pre-1987 evidence for an accomplished transfer, we could look at recommending the acreage in SWNW and SENW.