

## Conversation Memo

Date: May 20, 2011

To: File 81-2006

From: Craig L. Saxton C L S

Re: SRBA late claim 81-2006

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On June 8, 2010, the SRBA court granted the motion to file late claim 81-2006 in the name of Terry Jackson and Becky Brotnov. The claimants are represented by Candice McHugh of Racine Olson Nye Budge & Bailey. I contacted Candice via e-mail on October 14, 2010 requesting additional information to support the claim.

Sometime between October 14 and November 8, 2010, I spoke with Candice and she told me to contact Keith Franklin in the Northern Region office as he was familiar with 81-2006 and the surrounding situation.

On May 20, 2011 I spoke with Keith Franklin. Keith didn't have a lot of specific information about 81-2006, rather told me that the claimants of 81-2006 had built 4 ponds that are supplied with water from Little Smith Creek. He estimates that the ponds have been built within the last 5 years. There are no valid water rights that authorize the extent of the storage ponds. Several complaints have been filed.

81-2006 was licensed for irrigation of 10 acres, Domestic use, and use for a sawmill out of Little Smith Creek.

Keith told me that there is no active sawmill and there has not been for some time. Probably not within the last five years.

81-7089 is a license for Recreation Storage for 1.0 AF and 81-4041 is a partial decree for 5 acres of irrigation. The POU for both rights are located on property owned by Terry Jackson according to the taxlot data.

Keith was not able to provide me with any information supporting the validity of water right 81-2006. This does not mean it is not valid, it just means that supporting evidence of its validity still needs to be supplied by the claimant.