

MEMORANDUM

To: 98-7095, 98-7714, 98-7753, 98-7754, 98-7755, and 98-7756

From: Adam Frederick AF

Date: 3/5/2018

Re: Explanation of place of use for each right.

This memorandum is being written to address the location of five water rights (98-7095, 98-7753, 98-7754, 98-7755, and 98-7756). This evaluation is needed to show how we came up the storage location for permit 98-7714 to be licensed. Permit 98-7714 was examined in 2001 and it is believed the two applicants are since deceased. This memo will help explain the locations of each water right, including two that we believe were licensed in the wrong location. This common memo will be attached to each water right along with the evidence to show its true location.

98-7095

This water right was licensed in 1976 for the storage of 7.5 acre-feet of water from run off. This file is rather vague because the field examiner did provide any sketch or map identifying where the storage was located at. This license was issued for the storage to be located in Twp 60N, Rge 1W, Sec 10 in the SWSW and NWSW. Using a sketch the applicant provided, it is my belief the pond is actually located in Twp 60N, Rge 1W, in Sec 10 & 15 in the SWSW and NWNW. Aerial photography of the pond match the sketch to the actual storage. It is believed the storage was licensed in the wrong area. Attached will be the applicants drawing and a map of the area identifying the locations of each right.

98-7753

This water right was licensed in 1996 for the storage of 2.0 acre-feet of water from an unnamed stream. This right was issued in Twp 60N, Rge 1W, Sec 10 in the NWSW. This right was evaluated because there are 6 ponds in the same general area and we needed to be more positive on actual storage location instead of only identifying the 40 acre tract. This right had supporting documentation that had a topo map marked and a field exam photo. Attached will be a topo map marked by the applicant or examiner, photograph from field examiner, and a map of the area identifying the locations of each right.

98-7754

This water right was licensed in 1996 for the storage 1.8 acre-feet of water from an unnamed stream. This right was issued in Twp 60N, Rge 1W, Sec 10 in the NWSW. This right was evaluated because there are 6 ponds in the same general area and we needed to be more positive on actual storage location instead of only identifying the 40 acre tract. This right had supporting documentation that had a topo map marked and field examine photos. Attached

will be a topo map marked by the applicant or examiner, photographs from field examiner, and a map of the area identifying the locations of each right.

98-7755

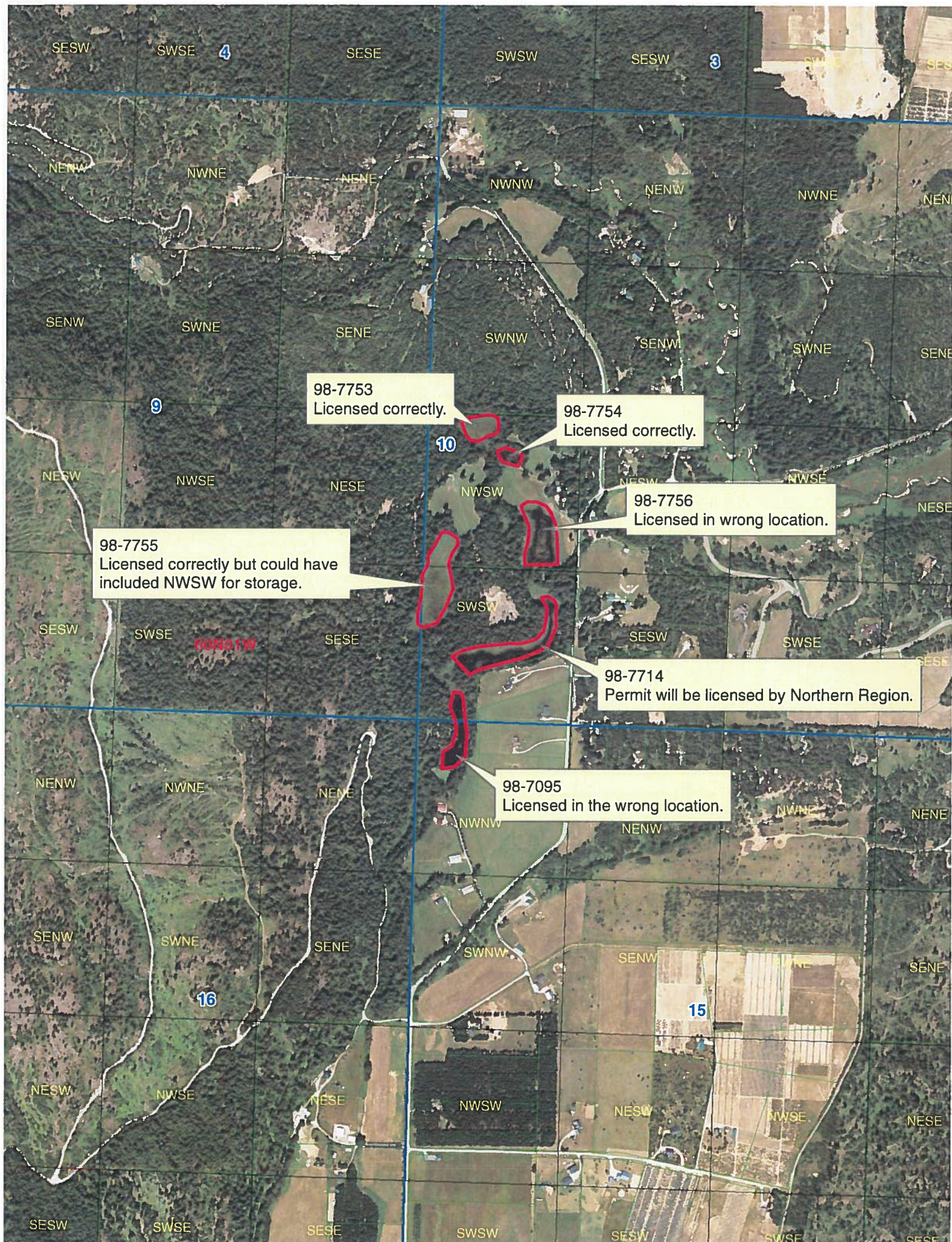
This water right was licensed in 1996 for the storage of 3.2 acre-feet of water from an unnamed stream. This right was issued in Twp 60N, Rge 1W, Sec 10 in the SWSW. This right was issued in the correct QQ and could have even included storage in the NWSW. This right needed to be evaluated because it was in the same 40 acre tract as permit 98-7714. This right has been identified to a specific location during review based upon a topo map that marked the location and a picture by the field examiner. Attached will be a topo map marked by the applicant or examiner, photograph from field examiner, and a map of the area identifying the locations of each right.

98-7756

This water right was licensed in 1996 for the storage of 12.6 acre-feet of water from unnamed streams. This right was issued in Twp 60N, Rge 1W, Sec 10 in the NESW. It is my belief that this right was licensed in the incorrect location. The topo map in the backfile shows the location of pond being to the east of McArthur Lake Rd. There is a pond to the west of that road that would be located in Twp 60N, Rge 1W, Sec 10 in the NWSW. The applicant had originally applied for the point of diversion and place of use to be located in the NWSW. There is then an approved amendment of permit moving the location to the NESW. I believe the applicant was right on the original application but made wrong corrections to the permit. I have attached two Google Earth images from 1992 and 2006 showing the licensed place of use being hayed. I have attached the applicant or examiner map, a photo for the field examiner, and a map of the area identifying the locations of each right.

98-7714

This review was started when I attempted to license this permit based upon a 2001 field exam. There is a terrible map that was drawn by the field examiner with some vague photos of the general area of storage. Boundary County doesn't have a way to look up property history of who owned which lots back in the 90's. A simple Google search of the applicant's name showed obituaries and it is believed they are no longer alive. This evaluation showed that there one pond that was not covered by a water right. This permit was issued for the point of diversion and place of use of the one pond that is not covered by a right. After this evaluation, Northern Region will proceed with licensing this permit and using this evidence as justification.





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