

MEMO

TO: 37-8881

FROM: Cherie Palmer

DATE: June 25, 2013

RE: Strike the Combined Limit and Correct License

This re-evaluation of license 37-8881 is in response to a phone call from Charles Brockway dated June 21, 2013.

On June 18th, 2013, license 37-8881 was issued with a combined limit that stated that:

Rights 37-2627C, 37-2632, 37-8854, and 37-8881 when combined shall not exceed a total diversion rate of 3.89 cfs.

This condition was placed on the license because the field examiner made the statement, in his 2001 exam, that the system has not changed since 1998. In 1998, a field examination was conducted for 37-8854. At that time the water rights added up to 3.89 cfs, which I understood to be the total capacity of the system. However, upon further inspection of the exam, I noticed that the system could divert up to 4.12 cfs. The capacity of the wells is as follows:

East Well:	0.45 cfs—note that this is a back-up well only and does not add any rate to the system capacity.
West Well:	1.45 cfs
<u>Irrigation Well:</u>	<u>2.67 cfs</u>
Total:	4.12 cfs

Because the capacity of the system equals the diversion rate of each water right, no combined limit should apply on license 37-8881.

A corrected license will be issued since we are within 14 days of the original license issuance.