

AGENDA

Cottonwood Mutual Canal Company, Black Mesa, Trail, Wootan, Bryant, etc. claims

December 30, 2003

1. Introduction

2. Review of Summary Spreadsheet

- a. Active recommendations highlighted in yellow in left column
- b. Recommended numbers match claim numbers, but not necessarily license numbers
- c. Split trails identified by arrows

3. Primary Issues

- a. The license for 2-2209 authorized 3.35 acre-feet per acre, a non-standard volume with unclear origin. Recommended irrigation rights keep this rate.
- b. 2-2209B, Black Mesa. PPU acres reduced from 3545 (claimed) to 2655 (recommended) based on patent transferring ownership from BLM to Wootan; irrigable acres unchanged (640).
- c. 2-2209C, BLM. Disallowed, recommended as 2-10208 (CMCC). BLM did not show they own any portion of the canal company right.
- d. 2-10196, CMCC. Actual owner (Glenn) needs to file an ownership change.
- e. 2-10208, CMCC.
 - i. Recommended fewer acres and less volume than claimed. Much of this reduction can be attributed to land in section 14 (recommended as 2-103), and item (a) above.
 - ii. Place of use is not owned by claimant, and overlaps 2-2209B (Black Mesa).
- f. 2-10209, CMCC. Actual owner (McDonough) needs to file an ownership change.
- g. 2-103, Black Mesa / Bryant / Wootan.
 - i. Claimed 426 acres, recommended 320. Per patent transferring ownership from BLM to Wootan, several quarter-quarter tracts could not be used for irrigated agriculture; these tracts were excluded from the recommendation.
 - ii. Forfeiture. Right was not used for numerous years and was not enrolled in the water bank as was 2-2209. However, a claim was made in the prior Snake River adjudication and therefore a tolling of forfeiture may be applicable.
 - iii. Priority. Claimed 5/10/1965, recommended 6/11/1965 based on the notice of proof of completion of works for 2-2209.
- h. 2-4021, Trail. Claimed priority date of 5/10/1965. Supplied documents including an affidavit from Don Carnahan support irrigation during the 1965 season, but do not provide an exact starting date.

4. Decisions – are these recommendations appropriate, or are changes needed?

5. Adjourn