
From: Yenter, Cindy
Sent: Wednesday, April 13, 2011 11:10 AM
To: Hemenway, Sandy
Subject: RE: 36-8735 Andresen Dairy LLC-----review for Licensing

- 1) There is a single magnetic meter installed for both wells, and data are being collected
- 2) I can't remember which well is which. Did you look to see if there were other inspections attached to the drill record?
- 3) you are limited in licensing to which condition you use. So just use whichever license condition matches up with the permit condition that is on there. You can't use the 212-214 series for licenses.

ALSO:

The draft license is showing 25.8 AF and limits volume for all three rights to 25.8 –this is not correct. According to our BU report, License 8215 was on the dairy first, with 11.6 AF. Permit 8735 was brought in to supplement, and it was limited to 26.5 AF.. In 2006 use based on 600 milking is found to be 25.8 AF (we recommended the full 26.5 but we may have used 700 cows). So it is appropriate to limit 8215 and 8735 to 25.8, as that was the extent of use in 2006. However, the transfer ADDED 12 AF under 36-16381 in 2007. At the time of our exam there were 900 being milked. There is nothing in the transfer conditions which indicates this additional volume should not be additive. In fact I don't think the license conditions should even mention 16381. The dairy should have $25.8 + 12 = 37.8$ AF

At the time we did not have any annual volume measurements. Now we have two full years and one partial years' records which indicate annual diversions of around 60 AF. Unfortunately this dairy already appears to be in excess of its rights. You don't deal with this in licensing, but I'll be watching it.

From: Hemenway, Sandy
Sent: Tuesday, April 12, 2011 1:59 PM
To: Yenter, Cindy
Cc: Hemenway, Sandy
Subject: 36-8735 Andresen Dairy LLC-----review for Licensing

Hi Cindy,

I am currently conducting the review for licensing for 36-8735 Andresen Dairy LLC. Transfer 72393 (which involved 36-16381 and 36-8215) was approved on 9/18/2007. The 2 wells involved with T72393 are the same 2 PODs as with 36-8735.

One of the conditions in the transfer was "115: Prior to the diversion and use of water under Transfer approval 72393, the right holder shall install and maintain acceptable measuring devices, including data loggers, at the authorized points of diversion, in accordance with Department specifications."

One of the conditions for 36-8735 is to install and maintain an acceptable measuring device.....In the 5/10/2007 field exam, a polysonic was used to calculate the total discharge for the north and south wells. Notes in the narrative of the field exam stated that the measuring devices had not been installed. *That the approval of the pending transfer (T72393) would require the installation of devices.*

So, (1) do you know whether or not these devices were installed, and any information of what kind they are? (2) Also, do you know if the north well is the 6" or 8" well (so I can match up the well drillers reports with the correct wells)? (3) Do you have a preference to the condition that I place on this License in reference to the measuring device?

Sandy