

MEMO

TO: File 65-13702

FROM: Cherie Padilla

DATE: March 3, 2011

RE: Irrigation Associated with Domestic Use

The field examiner reported a total volume of 3 af or only enough water to provide indoor use only for the 5 homes. However, in the field report, there is a note that says that the wells are used sometimes for irrigation during dry years. Even though the field examiner annotated that irrigation took place, he did not account for it in the volume and made the statement that any irrigation from the wells will be covered by new permit 65-22935. The ambiguity in the field exam should not cause injury to the right holder.

In order to give the right holder the benefit of the doubt, we must license this right for both indoor use and the irrigation of ½ acre per lot. If we did not allow it here they would unduly loose time in priority under the new permit.