

MEMO

TO: File 98-7829 & 98-7366

FROM: Cherie Padilla

DATE: February 2, 2011

RE: Phone Conversation w/ Gary Ball of US Fish and Wildlife Service

Today I spoke with Gary to discuss the removal of the "Wildlife" beneficial use from the license. I explained that since there is no flow through the refuge then a wildlife use would not apply. We also discussed licensed right 98-7366 for Wildlife use at the refuge. I explained that when the license was issued we described storage rights differently but the license can account for seepage since there is no flow through. I cautioned that if he transferred right 98-7366 to change the nature of use to "Wildlife Storage" that he would be giving up some volume.

He agreed that right 98-7829 should be issued without the "Wildlife" use and that the current disposition of right 98-7366 is acceptable.