

MEMORANDUM

Date: January 21, 2011
To: Water Right File 72-7392
From: medl
Re: license review

Applicant

Licensing was complicated by unresolved permit ownership. The sole permit holder, William A. Stricklan, is deceased. I requested and received acceptable documentation from Marie E. Stricklan, (Mrs. William A. Stricklan), to assign the permit to her.

I also requested and received confirmation from the state office of the BLM, that mining claims associated with this water use were in Marie Stricklan's name and were active.

Source and POD

The field examiner found one point of diversion from Adair Creek in the SENE. I created the POD shape based on the field examiner's notes.

Water Use

Mining is the only use authorized by this right. The right holder has several active mining claims along Adair Creek whose assessments have been paid through 2011. However, the field examiner confirmed active placer mining at only one location.

The mining season-of-use is recommended to be the same as the irrigation season-of-use. The permit holder actively worked the mine approximately 8 hours a day, approximately 100 days during the season.

Place of Use

I created the POU shape based on the field examiner's notes.

According to Custer County taxlot information in ArcMap, the BLM owns the property at the place-of-use.

Status and Combined Use

There are no overlapping water rights.

Water District 170 has been established since the field examiner confirmed this water use. The permit was approved in 1986 and was conditioned with a measuring device requirement. I consulted with the WD 170 watermaster, Nick Miller, on behalf of Marie Strickland. The watermaster was not opposed to removing the measuring device requirement if licensed rate was limited to the rate found by the examiner.

Calculations

I agree with the rate and volume recommended by the examiner.