

MEMORANDUM # 2 of 2
POST-ADVERTISING

TO: Two Applications for Extensions to Avoid Forfeiture:

65-3681 & 65-5033C

FROM: Steve Lester 

DATE: December 22, 2010

RE: Evaluation of Sufficiency of Information Submitted

Memo #1 dated 10/20/2010 discussed the situation at that time. The following events occurred since then.

- Advertised without protests.
- Watermaster did not send comments. This means he has no objections per our protocol.
- Ownership changes to DBL were completed for both rights.
- Right 65-5033C was split into:
 - 65-23441 for 34 acres in Section 6
 - 65-23442 for 215 acres in Section 7.

The rights are not in the water bank.

The rights were decreed in January 2006. The end of 2010 marks the 5 year period from the decrees. The extension request for 5 years should be approved from January 2011 thru the end of 2015 (irrigation plus all year stockwater). Technically, stockwater use should resume by January 1, 2016 and irrigation should resume by the beginning of the 2016 season. For practical purposes, one resumption date of April 15, 2016 should be used. For file background purposes, actual resumption by July 1, 2016 is acceptable, although this does not need to be stated in the approval of these applications (2/2/2007 forfeiture notes provided in 12/21/2010 email from Shelley Keen).

Based on the above, disregard some of the summary conclusions in the prior memo. Instead, send the extension approvals to DBL with a copy to the consultant.