

MEMORANDUM

Date: June 27, 2001
To: Transfer 69237
From: slester
Re: Diversion works

The transfer was filed to authorize a recently completed diversion. SCA staff discovered the unauthorized work several months ago. Resolution of the situation included a transfer application. The new diversion pipes water to an existing incidental pond and then to the P/U. The small pond near the new diversion is owned by the city of Garden City and apparently is the remnant of a small gravel pit. The applicant does not seek to store or use water associated with the city pond. Therefore this pond does not need to be addressed by the applicant.

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Re: Legal notice

Database uses SRBA claim as recorded right in legal notice. The claim is based on the permit record. But the current and best record of this right is the license issued after the claim was filed. Additional remarks are therefore needed in the legal notice produced by the database to clarify the situation and avoid a confusing notice.

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Re: Legal Notice Remarks

The first description of the water right listed above is the Snake River Basin Adjudication claim for this right. The claim was based on the water permit. The permit was licensed after the claim was filed. The water license is the same as the claim except as follows: licensed rate is 3.21 cfs, annual diversion volume is quantified, and the place of use is in S24 and S25 but not in S23. If approved, the proposed right will conform the claim to the license while authorizing a relocated diversion point about 1000 feet upstream from the Glenwood Bridge.