

MEMORANDUM

Date: February 05, 2010
To: Water Right File 34-7239B
From: cpadilla
Re: License Review

This application for permit included a statement that this would be developed as supplemental to groundwater. Prior to the splitting the parent right, most of the acres had been developed as supplemental but not all. When the permit was approved, language did not appear that conditioned this as supplemental only. For this reason we cannot expect the development to be only supplemental to surface water. The right will be licensed as primary on the POU.