MEMORANDUM

Date: February 19, 2010

To: Water Right File 63-9983

From: csaxton

Re: Duty of Water

The conditions of approval listed on permit limited use of this right with all other rights to 0.02 cfs per acre. However, the water use is permitted for a total of 0.15 cfs on 5 acres, or 0.03 cfs per acre. The permitted diversion rate per acre and condition limitation conflict. The proposed licensed acreage is less than 5 acres and per Application Processing Memo # 17, 0.03 cfs per acre is an acceptable duty of water for acreages of 5 acres or less. On the license, the diversion rate limiting remark was changed to restrict the use of this right with all other rights to 0.03 cfs per acre.