

MEMORANDUM

Date: Sept. 14, 2006

To: Water Right File 2-4005, 2-7418 and 51-10365

From: Jeff Peppersack

Re: Conversation with David Ayarra

David Ayarra called on September 13, 2006 regarding the water rights referenced above. He had previously submitted an ownership change and an application for extension to avoid forfeiture (2-4005).

The Department returned the application for a notarized signature. He indicated that the water right was now in use and he no longer needed the application.

After reviewing the file, I noticed that the application had been returned to the Department with the notarized signature and forwarded to Western for processing. I called today and left a message requesting a written withdrawal of the application.

The ownership of the water rights will be resolved in a probate case in November and he plans to submit the results at that time. We'll continue to hold the notice until additional information is submitted.