

Edl, Michele

From: Kristin Moore [kmoore@rockymountainenvironmental.com]
Sent: Wednesday, July 01, 2009 11:52 AM
To: Edl, Michele
Subject: Driggs permit no. 22-7698

Michele,

I called to try to catch you in your office, but I keep missing you. I just wanted to discuss with you the letter I received this week regarding the licensing of permit No. 22-7698 for the City of Driggs. Roger and I have reviewed your concerns and we want to clarify our intention for the permit amendment we submitted. The purpose of the amendment was to add all of the wells to the water right without having to go through the transfer process. Driggs wants to have all wells on all water rights for greater flexibility. However, you have indicated that not all of the wells can be added through this licensing process due to the condition of the system at the time Proof of Beneficial Use was submitted. We understand the limitations and want to inform you that we have no issue with leaving the newer wells off the license. We can accomplish the needs of Driggs through the transfer process after the rights are licensed.

We expected that this right could not be licensed for the permitted 4.5 cfs since we know that they have not developed a diversion rate that high. We suspected that the licensed diversion rate would be the quantity stated on the proof of beneficial use, 1.67 cfs. Is this the rate that you are considering for licensing?

Kristin Moore

Water Rights Analyst

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7/2/2009