

MEMORANDUM

Date: October 9, 2008
To: Water Right Files 63-31177 and 63-31178
From: medl
Re: surface water use

Lori Graves from SPF Water Engineering left me a voice message Tuesday October 7, 2008 inquiring after the status of the Frisby permits.

I discussed them with my supervisor Shelley Keen, that afternoon. We were not able to reconcile the field examiners findings with the conditions of the permit. Both permits have conditions requiring the preferential use of appurtenant surface water. According to the field exam reports those conditions are not be applicable, but without additional information I am unable to remove them from the licenses.

Yesterday and today (October 8 and 9, 2008) I have worked with Becky Anderson, at the Black Canyon Irrigation District office, to verify from BCID records what surface water coverage the Frisbys have and when it was changed. I need documentation which proves the ground water and surface water had been separated before July 2002. She was able to provide maps showing that currently there is no surface water overlapping the groundwater places-of-use. (Our ARCMap BCID shape is not correct.) However, she has not been able to provide a date that establishes when the change was made. Becky believes that the water was moved before Jan 2001.

I returned Lori Graves phone call this afternoon. I told her that I was pursuing additional information to clarify the relevance of the surface water conditions. She thanked me for the update and she suggested that I consult with Gary Spackman about these rights.

I was able to meet with Mr. Spackman this afternoon October 9, 2008, and he shared with me some of the background which is missing from the back-file of these rights. He also dictated a memo addressing the surface water conditions and sent it out to be typed up and added to the file.