

MEMORANDUM

Date: June 12, 2008
To: Water Right File 36-8378
From: Aaron Marshall
Re: Licensing Review

Permit 36-8378 was issued on February 3, 1989, with a proof due date of February 1, 1991. A request for extension of time was requested and denied, so the permit lapsed. Proof of beneficial use was submitted on July 23, 1997, with evidence of use at the dairy during the authorized development period, 02/03/1989 to 02/01/1991. The permit was reinstated with an advanced priority date of July 23, 1997.

An assignment of permit was received on November 5, 2007, changing ownership to Jane Reitsma and Northwest Farm Credit Services, FLCA.

The license should be issued for development prior to February 1, 1991, as determined by the examiner: 0.02 cfs and 6.8 acre-feet for commercial use, 0.05 cfs and 9.9 acre-feet for stockwater use, for a total of 0.07 cfs and 16.7 acre-feet. Since each use at a dairy is not regulated separately, the rate and volume for each use listed on the license will be equivalent to the total beneficial use found: 0.07 cfs and 16.7 acre-feet for commercial use, 0.07 cfs and 16.7 acre-feet for stockwater use, for a total of 0.07 cfs and 16.7 acre-feet.

A licensing amendment will be necessary to correct the point of diversion and place of use location descriptions.