

Kelly, Vicki

From: Keen, Shelley
Sent: Thursday, April 06, 2006 3:02 PM
To: Kelly, Vicki
Subject: RE: 45-7342 Permit

Vicki,

Southern Region has not conducted a field examination or completed a beneficial use field report for Permit 45-7342. We cannot issue a license until we have a field report confirming the extent of beneficial use. The appropriate channel for requesting a field examination is to have Nick or Don or Doug Jones make a request to Allen Merritt.

Because proof of beneficial use has been submitted, the right holder cannot change or increase the water use from what it is right now. However, if the point of diversion, place of use, purpose of use, or season of use were originally developed differently than described on the permit, those changes could possibly be recognized through an amendment of the permit prior to licensing. That process is relatively common and routine. The key is to complete the field examination so we know what was developed.

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-----Original Message-----

From: Kelly, Vicki
Sent: Thursday, April 06, 2006 12:49 PM
To: Keen, Shelley
Subject: 45-7342 Permit

Hi Shelley

Nick had a hearing on the B-45 license amendment subcases today and the feds asked a question on this one. Said this right was at the permit stage and they were wondering if it is close to being licensed. And could the changes be made to this right in the process? Any idea on where this one is at? Nick needs to let the court know today. Thanks - Vicki

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8/20/2007