

MEMORANDUM

TO: Transfer # 72208 File

FROM: Corey Skinner

DATE: December 30, 2005

SUBJECT: Complaint

On Tuesday, December 27th, our office discovered an anonymous phone message on our voice mail system. The message was left over the Christmas weekend. The message implied that the well described in transfer #72208 was being used and asked that the Department investigate the situation. The caller did not leave a name, address, or phone number for the Department to respond to.

Later that day, (Tuesday, December 27th) I spoke with Rick Hawker and mentioned that we had received the phone message. Mr. Hawker indicated that he had not started using the well and was using another source of water (Oakley Valley Water Company water) to serve his feedlot operation. He also asked if he were to use the well, shouldn't he be allowed to divert water under a domestic (42-111) exemption. I indicated that he would be allowed a domestic use exemption no different than any other user. Mr. Hawker indicated that if we needed to we were more than welcome to come out and look at the well and his distribution system.

The next day, (Wednesday, December 28th) I discussed the matter with Allen Merritt (Southern Region Manager) and we decided that a field investigation was not needed.