

RECEIVED

SEP 29 2005

Department of Water Resources

MEMO

DATE: 9/27/2005

TO: Shelley Keen

FROM: Lori Graves 

RE: McFarland Exams

Steve Lester conducted exams on permits 63-8067 and 63-10272 in 1991. He did not forward the exams since they were part of a combined system involving permits 63-9672, 63-11513 and 63-11514. Steve decided to send all the exams over as one package with a common PPU and total system capacity once proofs were submitted and another exam was conducted on the later permits. Please note that proof had been submitted in 1991 on permit 63-9672, however, Steve overlooked this permit at the time, probably because an SRBA claim had not been filed on 63-9672. Although proof was not filed on 63-9672 until 2/13/1991, it was originally due 6/29/1986, which means an SRBA claim is required. A claim was also required and filed for 63-8067. The other permits are exempt from the SRBA.

An amendment was filed on permit 63-11514 prior to the proof due date of 8/1/1996. The amendment did not require advertising, was ready for approval, but was held at the region due to complications. The department then decided to treat the amendment as a licensing amendment, which is why the original amendment file for permit 63-11514 is attached.

I tried to schedule an exam for the later permits in 2002, however, the irrigation wells were experiencing cavitation problems and could not be measured. Rather than losing the rights, Chuck Brockway was hired by the permit holder to analyze the system and provide the department with information regarding the total cfs/pumping capacity of the irrigation wells for department review. The department then received a letter from Chuck Brockway 1/26/05, stating that his firm had been retained by the permit holder to perform the beneficial use field exams for the remaining permits. Although Chuck is a certified examiner, proof reports had already been filed authorizing the department to perform the exams. Administration decided it was acceptable for Brockway Engineering to conduct the remaining exams, however, the proof fees paid to the department would not be refunded to the permit holder.

Brockway Engineering submitted the attached field report package 9/26/05. The package includes completed exams for the remaining permits along with completed exams for permits 63-8067 and 63-10272 that have already been examined. Chuck probably did this for clarity purposes.

Various maps, notes from Steve Lester, and correspondence appurtenant to all the rights are attached to this memo.

Although not included with the package, a PPU shape map can be obtained from Brockway Engineering.

Please let me know if you have any questions Shelley.