

Merritt, Allen

From: John M. Marshall [JohnMarshall@givenspursley.com]
Sent: Friday, September 02, 2005 1:35 PM
To: Pamela Skaggs
Cc: Allen Merritt
Subject: Transfer No. 66516

Pam:

A couple of weeks ago I asked that you hold off processing transfer no. 66516 while we sorted out the complete water right picture for the farm at issue. That is now done, and I believe there is no need to continue processing the transfer, which seeks to recognize a point of diversion located in the SWNW of S21. Although we still plan to seek authorization for this well, this is best accomplished through a more comprehensive transfer that addresses other issues as well. Consequently, I request that you continue to hold off on processing transfer no. 66516. At this point we intend to withdraw the transfer, but would like to delay submitting anything official until we finalize the alternate transfer application, which should be done in the next week.

Four other transfer applications also are pending on the farm at issue: Nos: 67401, 67417, 67485 and 69939. The first three fall into the same category as 66516--I intend to officially withdraw these as soon as we finalize an alternate, more comprehensive transfer application. We recently prepared an amendment to no. 69939, and Southern Region is processing it (pending further amendments I have discussed with Allen).

Finally, a transfer 66569 in the name of the Elquists is also pending that affects my clients' farm. I am continuing to review this application and do not know at this point what direction we intend to go with this one.

Please feel free to call me if you have any questions.

- John

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