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FROM: Allen Merritt *AM* Department of Water Resources DATE: May 6, 1997

TO: Amendment of Permits 45-07567 and 45-07588  
In the Name of: Southwest Irrigation District

SUBJECT: Review and Recommendation

Both permits are for groundwater recharge. Permit 45-07567 has a season of use from 3/1 to 7/10. Permit 45-07588 has a season of use from 2/1 to 5/31. Both amendments request that the season of use be extended to year around use ( 1/1 to 12/31 ) since the present seasons have been found to be too restrictive. Water has been found to be available during the non permitted season for recharge.

I understand that when permit 45-07567 was initially processed it was protested and through that process the season was reduced. Since that time I understand that the protestants and the permit holder have entered into an agreement (1985) that further defines &/or protects the rights of the prior appropriators to divert water. The agreement seems to have resolved earlier concerns.

#### RECOMMENDATION

I recommend that both amendments be approved and priority dates advanced to the date of the amendments. (In reality, I do not see that the advancement of priority means much since there should not be any subsequent appropriators).