

MEMORANDUM

Date: July 08, 2005
To: Water Right File 1-10401
From: Shelley Keen *SWK*
Re: Permit Conditions

This morning I spoke with Steve Strack at the office of the attorney general to confirm the effective date of the Nez Perce Settlement Agreement so that it could be used to determine the 30-year term of the permit. (See condition no. 6 on the permit.) Steve explained that the agreement would not be effective until all the provisions of the agreement had been accomplished. He recommended using a date 30 years from the date of March 31, 2005, because it was the effective date of the "Biological Opinion for Operation and Maintenance of 12 U. S. Bureau of Reclamation Projects in the Upper Snake River Basin above Brownlee Reservoir", which is a key milestone in the implementation of the agreement.