

MEMORANDUM

Date: November 6, 2002

To: WR File Nos. 36-60, 36-7346 and 36-10715

From: Jeff Peppersack

Re: Ownership Change

Two ownership change notices were received in 1999 for changes associated with some or all of these rights. The first notice conveys ownership from Allen and Andree Brooks to Leslie and Maurice Hornocker for a portion of right 36-60. The deed to Hornockers only mentions right 36-60 (23.2 inches) specifically but contains the standard language regarding all appurtenant rights. The second notice conveys ownership from Allen and Andree Brooks to Andree Brooks for a portion of right 36-60 and all of rights 36-7346 and 36-10715. The deed to Andree Brooks mentions all three rights; a portion of right 36-60 (1.8 inches) and all of rights 36-7346 and 36-10715.

The shape files for the irrigation rights were not real helpful in this case because the shape for right 36-60 was a nominal shape covering an entire 40-acre tract and the shape for 36-7346 did not appear to represent the irrigated lands correctly. It appears that the shape for 36-7346 was prepared during initial review of Basin 36 diversion rate requirements. Those shapes were created based on a prior version of imagery registration for the area. The current (corrected) registration for the same imagery is significantly different. The best indication of place of use for these rights is a map from the claim review file showing the general POU locations (see copy attached).

The metes and bounds descriptions on the deeds were plotted and the results show that the ownership change notices are not inconsistent with the ownership boundaries and the claim review map. New shapes will be created in the WR database showing the ownership boundaries as the POU for each right (or portion). The ownership changes will be completed as follows:

Right No. 36-60 (Andree Brooks part) 1.0 acre 0.04 cfs (remarks will show 1.8 inches)

Right No. 36-60 (Hornocker part) 13 acres 0.46 cfs (remarks will show 23.2 inches)

Right No. 36-7346 (Andree Brooks) 4 acres 0.12 cfs (stock for 0.02 cfs, total 0.14 cfs)

Right No. 36-10715 (Andree Brooks) domestic 0.04 cfs

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From AJ claim File 36-7-46



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