

Memorandum

Date: February 13, 2024

From: Jared Klay

RE: Adjudication Claim No. 97- 8849

Claim No. 97-8849 was filed by Attorney Chris Bromley on behalf of Maxine L Clason. Maxine Clason has a water right license (Water Right No. 97-7312) for domestic use with a priority date of 8/20/1991.

Rather than claiming Water Right No. 97-7312, Mr. Bromley filed claim 97-8849 for domestic use with a basis of beneficial use and a priority date of 1/25/1975. The reason for not claiming the old water right was to seek an earlier priority date for the use described under water right 97-7312. Well driller's report (Well ID 333035) pre-dated the licensed priority date for 97-7312, and was the basis for claiming a priority date that earlier than that authorized under 97-7312.

Upon investigation of claim 97-8849, and the well drillers report for Well ID 333035, I was unable to confirm that well ID 333035 is applicable to the claimant's use. The well driller report places the well location far from the claimant's property, and it is not in the name of a former owner of the claimant's property. Correspondence with Mr. Bromley sought to confirm whether the well associated with Well ID 333035 is the same well claimed as the point of diversion for 97-8849. Mr. Bromley was unable to confirm or deny that this well was the claimant's actual point of diversion. Mr. Bromley countered that because the property has a year-built date of 1960, the claimed priority date of 1/25/1975 was valid, regardless of the ownership of the well. This well driller's report is included in the water rights backfile for 97-7312, but Mr. Bromley stated that the well driller might have given the claimant the wrong well driller's report when he/she asked for it. Claim will be recommended with a priority date of 1/25/1975, supported by the year-built date in the parcel data, and the well information will not be included.