

DECEMBER 6, 1994 METERS/COMMISSIONER JOHN MANN

1. See John's E-Mail memo - Douglasses want a commissioner and meters installed.

2. We wrote them a letter earlier indicating that time on Allred's use started on January 1 each year because they had a pond that they could store water in for irrigation later in the season. The water they diverted in January probably would be used for irrigation. The limitation on diversion that we established in the letter was probably based solely on irrigation.

3. The hydropower plants are probably finished and Allred's have change their pond considerably so that it is now more of a regulating pond than a storage reservoir (the capacity is much reduced). They are still taking water in January but it is under their hydropower permit rather than under their irrigation right. Their hydropower right is ahead of Douglasses on Granite Creek because Douglasses let their proof due date pass. Allred's also have a right for domestic and stockwater during the winter which is not part of the 3AF/AC limitation.

4. John Mann will draft another letter to the Allred's and the Douglasses, it will amend our earlier letter and include the hydropower, domestic and stockwater rights. It will also amend the starting of recording diversions for irrigation use since they can no longer store an appreciable amount of water.

5. We will meet with them to discuss a commissioner if they will meet us in Wendover and if they have a person that they both can agree upon. This may be in the letter or we may let them respond to the diversion letter before we decide what course to follow.