15C mtg. - 8/18/04 - public comments on NW settle.

Mike Sullivan - SJRWUA (most ditches, except two)
- not at table for negotiation
- harmful to ditches
- annual div. regis. for everyone new (vs. current)
- how others rights to be determined (titre cure)
- alt. water sourcing doesn't benefit irrigators
  - split HB priority
  - mention orig. exection, need HT & HW areas determined
  - lose value of non-NW rights (vs. certainty of settle)
  - losing non-NW rights to NW - greed
  - didn't receive any positive response to their issues

Jim Rogers - SJRWUA
- haven't been consulted, concerns not addressed
- Navajo dam built for farmers
- agreement for NW-NW protections added (minutia)
- response Aug. to July issues raised (real response)

→ want HB priority split - 110 4s 1868, 115 4s 1909
(based on DST filings, 110 4s sufficient for current
areas irrigated now & other for future usage)
→ how annual diversions affect ditches
→ don't say how others' rights to be determined
Lincoln Horn - Farmington citizen
- original reservation vs. increased reservation priorities
- too many questions

Jay Garabedian - City of Farmington
- protection/concerns re: city water supply
- depletion schedule, inc.'s fellow assumptions
- Ute claims - concern over constant irrig./M&T use
- averaging of NIP right - addressed/explained re: concerns
- ALL added allocations - change to Ute settle Act/tribal
- waiver language re: trust rights (protect double duty)

Mary Fischer - Farmington City Councilor as citizen
- need assurance of adequate water for settlement
- Ute claims, federal claims not in depletion schedule
- nor is state Land Commissioner claims - uncertain (read certainty first)
- who's in charge of negotiation (v. stuff)
- will have to buy water they're currently using
- MI to challenge trust rights
- not water to homes - need NTCA/IES system upgrades
- loss of hydropower vs. water for MI settle.
Steve Core -
- Dual role of SWC - conflict?
- Domenici movement of NW settle w/ settle ratios
- formal comment period on each revised draft
- 50/50 split of future 2883 allocations (vs. settle ratios)
- depletion schedule illegitimate re: exclusion of claims
- no US participation here vs. in negotiation (as policy)
- MOA for transferring NHP from US to NW - public process
- real cost will be 3 times as high - evaluate cost
- PIA quantification - why not done?

Benadette Taoise - NWWR
- certainty to plan for economic development, settle water supply & quality

Ghajjan Tohkaheene - NWWR

Maria O'Brien - BHP
- operation & advice of alternate water source provision
- leasing provisions
- 5Ag 9.6 - waivers consistent w/Adj. Consent
- not decaying of NW rights or limiting their objects
Jack Scott:
- $10M for ditch improvements - no guarantee, and $200M needed for Animas Ditches alone - $400M fed 5% for all
  (UC study to determine $5 needed)
- City of Farmington 1965 AP & 1959
- Alternate water source water lasts one month - but not
- Yuma desalt plant v. reverse osmosis for NGH treatment plant
- Ultimate will prevail
- 155 basis (reservoirs v. state rights) - 155 first before jumping into structures qualifications of negotiating team for 155?

Bob Oxford:
- Annual diversions for HB/FP - Echo Ditch limited
  HT report approved by Dacee - Ditches can't operate
  at 1/2 its limit
- HB/FP won't have annual limit if others don't
- 155 (1+40 areas) needed to meet BCU needs
- Check with other experts to make reasonable

Carroll Crawford - BID
- Waiver to not attack Echo Ditch rights / connection or
  linkage to other ED rights to be determined
- Treat HB/FP alike v. ED rights
- Annual div. vs. 155 limit (ditch has to
  operate full, but manage water & adjust
  div. up to 155 full diversion)
- Contract for storage?
- Navajo over-releasing for endangered fish