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RN0005-001

September 2, 2011

VIA E-MAIL

Gordon DePaoli, Esq.  
Woodburn & Wedge  
6100 Neil Rd., #500  
Reno, NV 89511

Re: Data Information request to WRID

Dear Gordon:

Pursuant to the Hearing Officer's order at the Pre-Hearing Conference on August 30, 2011, I write this letter to detail to you the following data requests to WRID for the data which will help to ensure the most accurate and reliable foundation for the UNR-DRI model as we discussed at the Conference:

1) Daily (if available) or monthly flood water diversions (i.e., Certificate Water and/or Excess Water as/when applicable) by ditch and point of diversion (POD) for the years 1996-2006 and 2007-2010 (NFWF most recently made this data request to WRID to support Forbearance Agreement evaluation and ongoing Decision Support Tool (DST/model) development on May 16, 2011.)

2) Daily (if available) or monthly diversion data for decree and storage water for the years 2007- 2010; we acknowledge that WRID has already supplied a comprehensive tally of daily diversion data (decree, storage, and flood) for the period of May-July 2011, as well as participating and non-participating acres by ditch and POD, both under the 2011 Forbearance Agreement; and we further note that WRID has previously confirmed that daily diversion data (for decree and storage water) obtained previously by UNR-DRI for the period 1996-2006 may be used for ongoing DST model development purposes (letter to David Yargas from Gordon DePaoli dated June 6 2011.)

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3) Monthly and annual totals of apportioned storage water change approvals (i.e., both transfers "in" and transfers "out") under District Regulation No. 7 by ditch and POD for the same years as flood water above (1996-2010.)

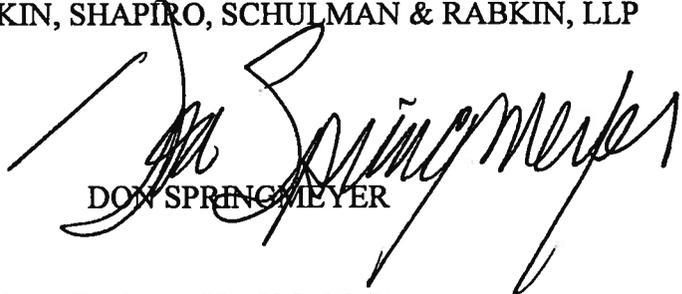
4) A full accounting of decree and apportioned storage water rights by ditch and point of diversion, including acres and CFS of natural flow decree water rights, acres and AF of apportioned supplemental storage water rights, and acres and AF of apportioned New Land storage water rights (most recently requested in part by NFWF comments on draft Regulation 14 prepared for WRID Advisory Committee - June 15, 2011.)

I reiterate that both NFWF and UNR-DRI stand ready, willing and able to help in any way necessary to expedite compilation and delivery of the data responsive to this information request.

I request that you respond with WRID's position on these requests by September 15, and that WRID provide as much data as is available by September 30, with a specific schedule for providing the balance, if any, of the data.

Very truly yours,

WOLF, RIFKIN, SHAPIRO, SCHULMAN & RABKIN, LLP



DON SPRINGMEYER

DS:cr

cc: Tim Wilson, P.E. Nevada State Engineer (Via U.S. Mail)

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