

mtc

- Accuracy of F.S. Statement of water rights is questionable, misleading - intent vs practical matter. When talk to public
- 1983 clause in effect
- Use precise language when write the Preamble for the Fed Reg Notice

MISC Σ
to develop clause

Process. - how get good into out to the

public

- proposal

- why

Concern - Not just a Ski area issue

April 2011 Directive - Needs to be Revoked
based on Orgs Glen Represent

D 24-27 Clauses View as no
different as Clause 30
Recand - Need public Process

Denver Listening Session 4/16/13

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#1

Fundamental Different View
on water - the right to
use water is a property
right in most states

We see it as an asset like
a lift

Dont view as a publicly owned
asset

Water right is a private right
Western States - water is appropriated
We take serious our obligation
as it contributes to ski slopes
& moves thru stream
CAN'T DAM it & hold it
No Room for interpretation

#1

- Ski areas demonstrate have ability to meet this need part of the process.
- NEPA person do water analysis too.
- Does it need water or not (expansion). if so is it available
- implementation contingent on having the available water.
- Already do
- Just good business
- Articulate this - in the public process
- Ties to existing FS process
- Art of ski area process

Beaver L. 13th Nov 13
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①

#3

Fundamentally diff view - FS and Ski Industry

- get to pt.

- require in permit

• permit holder - be required option to ^①
acquire WP's as condition to new holder ^③

② Fair Mkt Value

④ - right to sell to
whomever

- determine on water
sufficiency

- This helps ski areas

realize the value for stakeholders.

• economic sustainability

- MPP - level of detail that would be required
for the
snowmaking

- All past clauses are void when new
permit/policy is issued

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#3

- IS the FS the best to enforce protection of water rights due to budget constraints?
: uneven knowledge
- ski areas have proven they can.

Denver 2.7.19
9/14/19
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Boggs

①

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as described in # 3, are FS willing to say 1st use is to support the permit.

- if determination by FS to revoke permit
 - no more ski area - doesn't make sense for FS to purchase water right.
 - ie - options would NOT be triggered
- more Ski industry invests in water more shows commitment.

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