

MAR 03 2010

LC-4212
WTR-4.03

CERTIFIED – RETURN RECEIPT REQUESTED

Mr. David V. Modeer
General Manager
Central Arizona Water
Conservation District
P.O. Box 43020
Phoenix, AZ 85080-3020

Subject: Approval of Calendar Year 2010 Diversion for the Central Arizona Water Conservation District (District)

Dear Mr. Modeer:

In accordance with Title 43, Code of Federal Regulations Part 417, this letter provides the District with the Bureau of Reclamation's determination regarding the District's proposed diversion and beneficial use of Colorado River water during calendar year 2010.

The District is entitled to divert the balance of Arizona's 2,790,668 acre-feet adjusted apportionment not consumed by higher priority Arizona entitlement holders. Therefore, Reclamation approves the diversion of 1,538,750 acre-feet of Colorado River water for use in the District's contract service area for calendar year 2010. In addition, Reclamation approves the diversion, by the District, of any Arizona apportionment unused by higher priority Arizona entitlement holders as projected on Reclamation's 2010 Forecasted Water Use web site. Diversion of this water is subject to the following conditions:

- (1) The data on the web site are provisional until final records are issued. Any diversions made as a result of the values on the web site are at the District's own risk.
- (2) All available Colorado River water within Arizona has been approved for beneficial use within the state. The approved amounts remain available to the senior priority entitlement holders. In cases where approvals to senior entitlement holders are less than their diversion entitlement, the approvals may be increased to their full entitlement as defined in their contract.
- (3) Final accounting records published by Reclamation may differ from the provisional data on the web site. Adjustments to the final records may result in an inadvertent overrun by the District.
- (4) The District will be required to pay back any overrun according to the Inadvertent Overrun and Payback Policy.

- (5) Reclamation may at any time rescind this approval to divert unused Arizona apportionment of Colorado River water.

Reclamation will monitor and project diversions and consumptive use of Colorado River water during calendar year 2010 in an effort to ensure the entitlement of each authorized user is not exceeded. Beginning in February 2010, these projections are available to water users on a daily basis on Reclamation's web site: www.usbr.gov/lc/region/g4000/hourly/forecast10.pdf. It is expected that Arizona entitlement holders will use this information to adjust diversions to remain within approved annual quantities.

Thank you for submitting the District's diversion estimate for 2010. If you have questions, please contact Mr. Paul J. Matuska at 702-293-8164.

Sincerely,

LORRI GRAY-LEE

Lorri Gray-Lee
Regional Director

cc: Mr. Gerald Zimmerman
Executive Director
Colorado River Board of
California
770 Fairmont Avenue, Suite 100
Glendale, CA 91203-1035

Mr. Herb Guenther
Director
Arizona Department of Water Resources
3550 North Central Avenue
Phoenix, AZ 85012-2105

Mr. George M. Caan
Executive Director
Colorado River Commission of
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555 East Washington Avenue, Suite 3100
Las Vegas, NV 89101-1065

bc: Area Manager, Phoenix, Arizona
Attention: PXAO-1000
Office Director, Boulder City, Nevada
Attention: LC-4200, LC-4233, LC-4600

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