

DEC 24 2009

LC-4226
WTR-4.03

CERTIFIED - RETURN RECEIPT REQUESTED

Mr. William W. Way
City Manager
City of Needles
817 Third Street
Needles, CA 92363-2933

Subject: Approval of Calendar Year 2010 Diversion for the City of Needles (City)

Dear Mr. Way:

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

The City has a Present Perfected Right (PPR) No. 43 (Contract No. 05-XX-30-W0445) which allows it to annually divert an amount not to exceed 1,500 acre-feet or an annual consumptive use of 950 acre-feet of Colorado River water, whichever is less. The City also has PPR No. 44 (also Contract No. 05-XX-30-W0445) which allows it to annually divert an amount not to exceed 1,260 acre-feet or an annual consumptive use of 273 acre-feet, whichever is less. The combined annual diversion limit for these two PPR entitlements is 2,760 acre-feet with a combined annual consumptive use limit of 1,223 acre-feet. Based on the diversion to consumptive use ratio that was mutually agreed upon by Reclamation and the City, the annual consumptive use of 1,223 acre-feet is the limit of the City's entitlement, resulting in an annual diversion limit of 1,885 acre-feet.

The City also has an entitlement (Contract No. 2-07-30-W0280) for domestic use water as part of the Lower Colorado Water Supply Project (LCWSP). The LCWSP provides a Colorado River supply for domestic, municipal, industrial, and recreation water needs through exchange for Colorado River water users in California. The City's LCWSP contract supplements the above PPR entitlements. In 2010, water pumped from the LCWSP well field (LCWSP water) will also be used by the City to furnish sufficient water to satisfy its consumptive use requirements, and to meet the consumptive use requirements of the non-Federal LCWSP subcontractors.

Based upon review of the factors relating to the estimate of diversions required by the City, Reclamation hereby approves the diversion of up to 1,885 acre-feet of Colorado River water

under the City's PPR entitlements and up to 835 acre-feet of Colorado River water to be exchanged for LCWSP water, for a total of 2,720 acre-feet for use in the City's service area for 2010. In addition, Reclamation approves the diversion of 644 acre-feet of Colorado River water to be exchanged for LCWSP water to satisfy the needs of the LCWSP subcontractors, for a total annual diversion amount of 3,364 acre-feet for 2010 to meet the needs of the LCWSP subcontractors and the City of Needles.

Reclamation will monitor and project diversions and consumptive use of Colorado River water during calendar year 2010 in an effort to ensure that the entitlement of each authorized user is not exceeded. Beginning in February 2010, these projections will be 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 California entitlement holders will use this information to adjust diversions to remain within approved annual quantities.

Thank you for the submittal of the City's diversion estimate for 2010. If you have questions, please contact Mr. Paul J. Matuska 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

Mr. David Brownlee
Administrative Assistant
to the City Manager
City of Needles
817 Third Street
Needles, CA 92363-2933

Mr. William Hasencamp
Manager, Colorado River Resources
The Metropolitan Water District
of Southern California
P.O. Box 54153
Los Angeles, CA 90054-0153

bc: Area Manager, Yuma, AZ

Attention: YAO-1000 (JMcCloskey)

Office Director, Boulder City, NV

Attention: LC-4200 (PMatuska), LC-4233 (LSiano), LC-4600 (BWilliams)

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