



United States Department of the Interior

BUREAU OF INDIAN AFFAIRS
WESTERN REGIONAL OFFICE
2600 North Central Avenue
Phoenix, Arizona 85004



IN REPLY REFER TO:
Division of Natural Resources

SEP 19 2011

Memorandum

To: Regional Director, Bureau of Reclamation, Lower Colorado Region

From: Regional Director *[Signature]*

Subject: Increase to Ft. Mojave Indian Tribe's 2011 Colorado River Water Order in Arizona

I am in receipt of Mr. John Algots' (Director, Physical Resources Department, Fort Mojave Tribe) letter dated May 4, 2011 requesting an increase to the Ft. Mojave Indian Tribe's Colorado River water order in Arizona, which was sent to the Bureau of Indian Affairs (BIA) Colorado River Agency. This letter, along with a memo recommending a revision to the Tribe's 2011 diversion estimate issued by the BIA Superintendent, Colorado River Agency, is attached.

In accordance with the request, I have revised the Tribe's 2011 water order. The reasons cited by Mr. Algots for requesting the revision appear to be reasonable and the diversion quantity requested is well below the Tribe's diversion entitlement in Arizona. The Tribe's 2011 Arizona water order has been modified as shown in the table below (all quantities in acre-feet).

Month	Previous Order	Revised Order
JAN	2,000	2,000
FEB	3,000	3,000
MAR	5,000	5,000
APR	6,000	6,000
MAY	8,000	8,000
JUN	12,000	12,000
JUL	12,000	12,000
AUG	10,000	12,000
SEP	6,000	7,000
OCT	5,000	6,000
NOV	4,000	5,000
DEC	2,000	2,000
TOTAL	75,000	80,000
ENTITLEMENT	103,535	

Response due to Front office on 10/17/11

MR. OFFICIAL OFFICE COPY		
RECEIVED		
9/22/11		
REPLY DATE		
DATE	INITIALS	CODE
		10cc
		4000
		4200
CLASSIFICATION		
PROJECT		
CONTROLLING		
FOLDER		
KEYWORD		

Orig sent to LC 4000

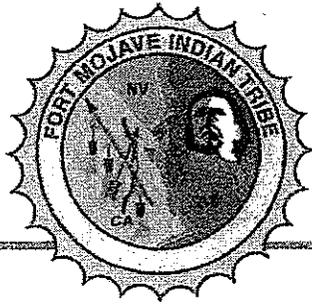
I apologize for the delayed action taken in response to Mr. Algots' letter. A memo sent from the BIA Colorado River Agency to this office indicating the Tribe's intent to modify its 2011 water order was not received until recently.

Please direct any questions to Mr. Jonathan Cody, Irrigation Engineer at (602) 379-6789.

Attachments

cc: Regional Director, BOR, LCRO
Superintendent, Colorado River Agency

400f



Fort Mojave Indian Tribe

Physical Resources Department

500 Merriman Avenue

Needles, California 92363

(928) 346-1606 – Fax (928) 346-1610

May 4, 2011

Janice Staudte, Superintendent
Bureau of Indian Affairs
Colorado River Agency
12124 First Avenue
Parker, Arizona 85344

Dear Ms Staudte:

The agricultural situation on the Arizona Reservation has changed considerably since we prepared the current estimate of diversions last summer mostly due to increased market opportunities.

We are growing our barley crop to full maturity rather than ensiling as we have done in the past and this land will be double cropped with late cotton. We are also planning on a fall vegetable deal. As a result of the changed cropping our diversions will increase and it appears that our current order of 75,000 acre feet will be inadequate.

Therefore the Tribe is revising the Arizona order as follows:

	Current	Revised		Current	Revised
January	2,000 af	2,000 af	July	12,000	12,000
February	3,000	3,000	August	10,000	12,000
March	5,000	5,000	September	6,000	7,000
April	6,000	6,000	October	5,000	6,000
May	8,000	8,000	November	4,000	5,000
June	12,000	12,000	December	2,000	2,000
			Total	75,000 af	80,000 af

Please do not hesitate to contact me at the letterhead address should there be any questions.

Sincerely

John A. Gots, Director

Copy:

Timothy Williams, Chairperson
Del Wakimoto, GM Avi Kwa' Ame Farms

Paul Matuska, Bureau of Reclamation



United States Department of the Interior
BUREAU OF INDIAN AFFAIRS
COLORADO RIVER AGENCY
12124 1st Avenue
PARKER, ARIZONA 85344

JUN - 1 2011

Memorandum

To: Bryan Bowker, Regional Director

From: Janice Staudte, Superintendent *Janice Staudte*

Subject: Revised 2011 Diversion Estimate for the Fort Mojave Indian Tribe

This letter is to request a revision of the estimated diversion that was formalized in the determination of 2005 Tribal Colorado River Diversion. The 43 CFR 417.5(b) allows for a modification upon your approval and concurrence by the Regional Director, Bureau of Reclamation, in Boulder City, Nevada. The attached letter from the Fort Mojave Indian Tribe proposes the revision due to changed cropping plan in response to commodity prices. The new estimate is well below their entitlement and is reasonable for the same beneficial purpose as was originally identified in the determination.

I request that the 2011 Diversion Estimate for the Fort Mojave Indian Tribe be revised to:

Arizona Diversion:	80,000 acre-feet
Nevada Diversion:	No Change
California Diversion:	No Change

It is our understanding that the Inadvertent Overrun and Payback policy would apply to the Tribes. Even if the total water diverted for the 2011 year did not exceed the Supreme Court entitlement the Tribe may be sanctioned by this policy if they exceed their estimate established in the 2011 determination. It is therefore necessary to establish the revised 2011 Diversion Estimate as soon as possible.

If you have any questions regarding this memo please contact Mr. Gary Colvin, Agricultural Engineer, at 928-669-7120 or me at 928-669-7111.

Enclosures: Ft. Mojave Indian Tribe Request for 2011 Diversion Revision



United States Department of the Interior

BUREAU OF INDIAN AFFAIRS
WESTERN REGIONAL OFFICE
2600 North Central Avenue
Phoenix, Arizona 85004



IN REPLY REFER TO:
Division of Natural Resources

SEP 16 2011

Honorable Timothy Williams
Chairman, Fort Mojave Tribal Council
500 Merriman Avenue
Needles, California 92363

Dear Chairman Williams:

I am in receipt of Mr. John Algots' letter dated May 4, 2011 requesting an increase to the Fort Mojave Indian Tribe's 2011 Colorado River water order in Arizona, which was sent to the Bureau of Indian Affairs (BIA) Colorado River Agency. This letter, along with a memo sent from the BIA Superintendent, Colorado River Agency to this office recommending an increase to the Tribe's water order, is enclosed.

Considering that the revised water order is well below the Tribe's Colorado River diversion entitlement in Arizona and the reasons cited in Mr. Algots' letter, I have revised the water order as requested. This revised water order is being submitted to the Bureau of Reclamation, Lower Colorado Regional Office for water regulation purposes. The Tribe's 2011 Arizona water order has been modified as shown in the table below (all quantities in acre-feet).

Month	Previous Order	Revised Order
JAN	2,000	2,000
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APR	6,000	6,000
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Please direct any questions to Mr. Jonathan Cody, Irrigation Engineer, at (602) 379-6789.

Sincerely,



Regional Director

Enclosures

cc: ✓ Regional Director, BOR, LCRO
Director, Physical Resources Department, Ft. Mojave Indian Tribe
Superintendent, Colorado River Agency



Fort Mojave Indian Tribe

Physical Resources Department

500 Merriman Avenue
Needles, California 92363
(928) 346-1606 – Fax (928) 346-1610

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Colorado River Agency
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Sincerely

John Algots, Director

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Timothy Williams, Chairperson
Del Wakimoto, GM Avi Kwa'Ame Farms

Paul Matuska, Bureau of Reclamation



United States Department of the Interior
BUREAU OF INDIAN AFFAIRS
COLORADO RIVER AGENCY
12124 1st Avenue
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