

**Smith, Derek**

**From:** Lybrook, Ronald  
**Sent:** Monday, May 10, 2010 11:02 AM  
**To:** Babb, Brian  
**Cc:** Smith, Derek; Luttmann, Donald  
**Subject:** FW: Bradford City Water Allocations

Our preliminary review of the Bradford Water Allocation Permit indicates non-compliance. Don Luttmann and I intend to conduct a field inspection within the next two weeks.

My recommendation is that the WMP not be approved until a compliance determination is made.

-----Original Message-----

**From:** Luttmann, Donald  
**Sent:** Thursday, April 29, 2010 1:57 PM  
**To:** Smith, Derek  
**Subject:** RE: Bradford City Water Allocations

RECEIVED

MAY 10 2010

Below is email I sent to Dan Nardis in C.O. He sent me the Permit Compliance Reports for 2008 and 2009 for Bradford. There appear to be some permit compliance issues. In addition to the comments below the permit required them to participate in a study with the Fish and Boat Commission to determine conservation release flows from all three reservoirs. The study was conducted but there is no other correspondence in the files. The permit doesn't require them to implement the results of the study.

I asked Brad Schott whether Water Supply has taken any compliance action against Bradford and I believe he indicated they were not if I interpreted his response correctly.

What's the status of the Water Management Plan?

It appears that Special Condition 6 of the WA Permit "The permittee shall continue to operate and maintain accurate measuring and recording devices to determine the amount of water withdrawn from the Heffner, Marilla and Gilbert Reservoirs" is not being met. Apparently, they are saying they are meeting requirement because flows from all three reservoirs are metered at one location. Is water from Marilla and Gilbert Reservoirs being pumped to Heffner Reservoir? Do you agree they are not complying with Condition 6 and that meters are required at each Reservoir individually?

It appears that the leak and loss for 2009 and 2008 was 28.1% and 26.7% Should they be required to reduce to less than 20%?

They are indicating "N/A" to question whether they are reporting conservation releases. Do you know why? Permit requires conservation release from Heffner Reservoir, however permit says "A continuous flow of not less than 0.16 cfs/square mile from the 6.6 square miles of watershed area above the dam shall be maintained at all times in Tunungwant Creek at a point immediately below the junction of the spillway channel and the creek." This should say West Branch Tunungwant Creek. Therefore, they cannot comply with permit because it is written incorrectly.

Was the interconnection with Lewis Run Boro permitted?

Was there any compliance correspondence sent to Bradford?

-----Original Message-----

**From:** Smith, Derek

**Sent:** Wednesday, April 28, 2010 8:59 AM

**To:** Luttmann, Donald

**Subject:** Bradford City Water Allocations

Hey can you look up what Bradford City Water Authority is allocated...