

**Kerry Kavanagh**

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**From:** Kerry Kavanagh  
**Sent:** Monday, January 31, 2011 2:19 PM  
**To:** Martha Pagel (Mpagel@SCHWABE.com)  
**Cc:** Kerry Kavanagh  
**Subject:** Application g-17338 Vitesse, LLC, c/o Facebook, Inc. -- modify consumptive use to 100%  
**Attachments:** G-17338-revised\_NOMO-2011-1-28.doc

Hi Martha,

Based on our recent telephone conversation, we understand that the applicant has determined that the actual consumptive use for this application is 100%, rather than 90% noted in the Initial Review issued January 21, 2011.

Thus, the Department has determined that the mitigation obligation for the proposed application is 174.0 acre-feet (AF) annually. The mitigation obligation is calculated based on a consumptive-use factor of 100% of the total estimated annual volume.

I have attached a revised Response to Notice of Mitigation Obligation Credit or Project Option (NOMO) describing the revised consumptive use of 100%. Please complete the revised NOMO and submit to the Department.

Thank you,

Kerry

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