



GARY R. HERBERT
Governor
GREG BELL
Lieutenant Governor

State of Utah

DEPARTMENT OF NATURAL RESOURCES

Division of Water Rights

MICHAEL R. STYLER KENT L. JONES
Executive Director *State Engineer/Division Director*

February 28, 2013

Salt Lake City Corporation
c/o Shawn E. Draney
PO Box 45000
Salt Lake City, UT 84145-5000

RE: Request for Reconsideration 57-7800 (a28548); dated January 23, 2013
Clarification of 1934 Contract(s)

Dear Mr. Draney:

Your letter, dated January 23, 2013, requests reconsideration of the Order of the State Engineer on change application 57-7800 (a28548). To better understand the issues some clarification regarding the 1934 Contract(s) between Salt Lake City and the South Despain Ditch users is needed. Specifically it would be helpful to understand if you believe that there are one or two contracts associated with 57-7800.

Please find attached a copy of change application a4178 (57-7800) and Memorandum Decision, dated May 27, 1963, approving the change application. This change application a4178 precedes the current change application that is under reconsideration. Both of the documents contain a reference to the applicant's (Harold W. Bentley) request to divert 2,000 gallons per day between October 1 and April 1. This amount is described as being a limitation subject to a 1934 agreement with Salt Lake City. In the change application, the applicant asserts having a one-quarter interest in the 0.25 cfs South Despain decree award.

Documents submitted by Salt Lake City in regard to the current change application (a28548) and the Report of Water Right Conveyance submitted October 19, 2005, refer to a 1934 Contract between parties of the South Despain Ditch and the city for 7,500 gallons per day. A copy of this contract is also attached to this letter.

In trying to clarify the agreement made in 1934 between the city and the South Despain Ditch user, we also have of a copy of a second 1934 Contract between another party to the South Despain Ditch (Lewis B. Maxfield and Emma A. Maxfield) and the city for 500 gallons per day. A copy of this contract is also attached.

These two contracts would total 8,000 gallons per day. In comparing the quantity of water asserted under change a4178 and these two 1934 Contracts, it seems a one-quarter interest of 8,000 gallons per day would be equal to 2,000 gallons per day as asserted in the change a4178.

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However, only the 1934 Contract for 7,500 gallons per day is mentioned by the city in regard to the Bentley interest. It seems coincidental that the two contracts total 8,000 gallons per day and 2,000 gallons per day is his asserted one-quarter interest. Please provide any information you are aware of regarding the two contracts mentioned in this letter and explain, from your perspective, how the contracts may or may not apply to the change application currently under review.

Any clarification regarding these two 1934 Contracts and the quantity of water to be delivered to the South Despain Ditch users from October 1 to April 1 would be appreciated. Please provide any other information you think would be helpful.

I ask that your response to this inquiry be submitted within 30 days from the date of this letter. If you have additional questions regarding this request, please contact Teresa Wilhelmsen, P.E., Utah Lake / Jordan River Regional Engineer at 801-537-3119.

Sincerely,

A handwritten signature in black ink, appearing to read "Kent L. Jones".

Kent L. Jones, P.E.
State Engineer

cc: To all parties on file with the State Engineer's Office

Enclosed: attachments

Kevin Tolton
585 Lofty Lane
North Salt Lake, UT 84054

Metropolitan Water District of Salt Lake & Sandy
c/o Scott H. Martin
PO Box 45000
Salt Lake City, UT 84145-5000

USA Forest Service
c/o Jeanne A. Evenden
324 25th Street
Ogden, UT 84401

Alta Energy LLC
c/o Bill Lennon
PO Box 8101
Alta, UT 84092-8101

Sandy Irrigation Company
c/o John H. Mabey, Jr.
175 South Main Street, Suite 1330
Salt Lake City, UT 84111

Town of Alta
c/o Lee Kapaloski
201 South Main Street, Suite 1800
Salt Lake City, UT 84111

Little Cottonwood Creek Distribution Committee
c/o Sam Moore
7973 Willow Circle
Sandy, UT 84093

Little Cottonwood Creek Distribution Committee
c/o Jeff Niermeyer
1530 South West Temple
Salt Lake City, UT 84115

Salt Lake County Service Area #3
c/o David J. Smith
36 South State Street, Suite 1900
Salt Lake City, UT 84111

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Friends of Alta
c/o Patrick A. Shea
252 South 1300 East Suite, A
Salt Lake City, UT 84102

Alta Ski Lifts Company
c/o Onno Wieringa
PO Box 8007
Alta, UT 84092

Sandy City
c/o Patrick R. Casaday
10000 Centennial Parkway
Sandy, UT 84070-4148

Application for Permanent Change of Point of Diversion, Place and Nature of Use of Water STATE OF UTAH

Do not fill out this blank until you have read carefully and thoroughly understand the "Rules and Regulations" on the back hereof and all the notes in the body of it.

For the purpose of obtaining permission to permanently change the point of diversion, place or nature of use of water right acquired by Little Cottonwood Creek Decree Case 4302 June 16, 1910
(Strike out written matter not needed)
(Give No. of Application, certificate of appropriation, title and date of Decree or other identification of right) to that hereinafter described, application is hereby made to the State Engineer, based upon the following showing of facts, submitted in accordance with the requirements of the Laws of Utah.

- The name of the applicant is Harold M. Bentley
- The post-office address of the applicant is Star Route, Sandy, Utah
- †The flow of water which has been or was to have been used ~~in second feet~~ is 1/4 of 0.25 s. f. = 0.0625 cfs
- †The quantity of water which has been or was to have been used in acre-feet is (see Explanatory)
- †The water has been or was to have been used each year from Jan. 1 to Dec. 31 incl.
(Month) (Day) (Month) (Day)
- †The water has been or was to have been stored each year from _____ to _____ incl.
(Month) (Day) (Month) (Day)
- The drainage area to which source of supply belongs is _____
(Leave blank)
- The direct source of supply is Little Cottonwood Creek
in Salt Lake County.

9. †The point of diversion as described in the original Application or the point at which the water has been diverted is situated at a point Pipe line p. of d. 1/4 S. South 230' and E 451.8' from 1/4 Cor. Sec. 7, T3S, R2E, S.L.R. # 1
South Despain Ditch point of Diversion is:
318 ft. South and 408 ft. West of the E 1/4 Cor. of Sec. 12, T3S, R1E, SLR&M.

10. †The water involved has been or was to have been used for the following purposes:
The water has been used for domestic, stock-watering and supplemental irrigation purposes in the SW 1/4 of Sec. 12, T 3 S, R 1 E, S.L.R. # 1.
Total 15 Acres.

NOTE—If for irrigation, give legal subdivision of land and total acreage which has been or was to have been irrigated. If for other purposes, give nature, place and extent of use or proposed use.

11. †The point at which water has been or was to have been returned to the stream channel is situated as follows: No water has ever been returned to the source

NOTE—The above space is to be filled in only when all or part of the water is returned to the natural stream or channel.

The Following Changes Are Proposed

- The flow of water to be changed in cubic feet per second is 0.0625 (see Explanatory)
- The quantity of water to be changed in acre-feet is 2600 gals. per day
- The water will be used each year from Jan. 1 to Dec. 31 incl.
(Month) (Day) (Month) (Day)
- The water will be stored each year from _____ to _____ incl.
(Month) (Day) (Month) (Day)
- The point at which it is now proposed to divert the water is situated (See note) 242' and E 220'
from 1/4 Cor. Sec. 12, T 3 S, R 1 E, S.L.R. # 1.

NOTE—The "point of diversion," or "point of return," must be located by course and distance or by rectangular distances with reference to some regularly established United States land corner or United States mineral monument if within a distance of six miles of either, or if a greater distance, to some prominent and permanent natural object.

17. The proposed diverting and conveying works will consist of an 8" well between 200 and 300 feet deep, pump and 350' of 1 1/2" pipe

18. The cross-section of the diverting channel will be. 
(Strike out ones not needed)

19. The nature of the diverting channel will be. earthwood, iron, concrete
(Strike out the ones not needed)

†Strike out written matter not needed.

*RECEIVED
3/18/43
WELL drilled in line of
design*

SEE CERTIFICATE

EXPLANATORY

obtain a supply of water that will meet the standards of domestic water.

This change application changes only the point of diversion of part of the surface water of Little Cottonwood Creek owned by the applicant, which is a 1/4 interest in the South Despain Ditch water rights.

From the well the applicant proposes to divert 2,000 gallons per day between Oct. 1 and April 1 of the next year, and 4,000 gallons per day from the well between April 1 and Oct. 1 at a rate equal to 0.0025 s. f., which is 60,000 g.p.d. The water will be pumped from the well through a meter and into a pressure tank, from which it will be diverted as required. The rest of the water of the South Despain Ditch owned by the applicant will still be diverted from the points of diversion described in par. 2.

Permission to proceed immediately with the drilling is urgently requested.

Signature of Applicant.

(This page is not to be filled in by applicant)

State Engineer's Endorsements

- 1. *Sept 25, 1962* Change Application received ^{over counter} ~~by mail~~ in State Engineer's office by *wt*
- 2. Priority of right to make change brought down to, on account of.....
- 3. *Sept 25, 1962* Fee for filing Application, \$3.00, received by *wt* Receipt No. *05615*
- 4. Application copied in Change Book No. *CA 26*, page *469*, and indexed by *kg*
- 5. *Sept 26, 1962* Application plotted by *kg*
- 6. *1-10-63* Application examined by *kg*
- 7. Application returned, with letter, to..... for correction
- 8. Corrected application resubmitted ^{over counter} ~~by mail~~ to State Engineer's office.
- 8a. Copy brought up to date (red inked) and placed in record book by.....
- 9. Fee for publishing notice requested.
- 10. Fee for publishing notice \$....., Received by..... Receipt No.....
- 11. *1-10-63* Application approved for advertisement by *kg*
- 12. *Feb 7, 1963* Notice to water users prepared by *kg*
- 13. *Feb 14, 1963* Publication began; was completed *Feb 28, 1963*
Notice published in *Murray Engle, Murray, Utah*
- 14. *Feb 13, 1963* Proof slips checked by *kg*
- 15. Change Application protested by.....
- 16. *March 11, 1963* Publisher paid *MR 7-1388*
Application designated for ^{approval} ~~rejection~~ by *JAB*
- 17. Fee for approving Application requested.....
- 18. Fee for approving application, \$2.50, received by..... Receipt No.....
- 19. *May 27, 1963* Change Application ^{photostated} ~~proof read~~ by *le*
- 20. *May 27, 1963* Change Application ^{approved} ~~rejected~~ and returned to applicant.

This Application is approved on the following conditions:

- 1. Actual construction work necessitated by proposed change shall be diligently prosecuted to completion.
 - 2. Proof of change shall be submitted to the State Engineer's office by *September 30, 1965*.
 - 3. Subject to prior rights whether diverting directly from the source hereof or from other sources to which this water is tributary (including rights junior to the original application or rights which might be impaired by the change or changes) for diversion and use as herein described.
- Wayne D. Criddle*
Wayne D. Criddle, State Engineer.
- 21. Time for making proof of change extended to *9/30/69*
Sept 30, 1970
 - 22. Proof of change submitted.
 - 23. Fee for filing proof of change, \$1.00, received by..... Receipt No.....
 - 24. Fee for examining maps, profiles and drawings, \$5.00, received by..... Receipt No.....
 - 25. Fee for issuing certificate of change, \$1.00, received by..... Receipt No.....
 - 26. *May 24, '71* Certificate of change, No. *a-702*, issued.

I hereby certify that the foregoing is a true copy of the Application by..... to change the point of diversion, place and nature of use of water as shown, with endorsements thereon, on the records of my office on the date given below.

Salt Lake City, Utah *May 24, 1971* *Hubert C. Lambert*
State Engineer.

Change Application No. *6-4178*

NOTICE TO APPLICANT

The approval of this Application is not a certificate of change. It is merely your authority to begin construction work, which must be diligently prosecuted to completion. To secure a certificate of change under this Application proof of change must be submitted within the time limit allowed by the State Engineer. The amount of water for which certificate will be issued will depend upon the amount of water actually put to a beneficial use, not to exceed, however, the amount of water covered by the original right. For further information write the State Engineer.

RULES AND REGULATIONS

Applicants will save time and expense by familiarizing themselves with the law before making Applications.

If the reservoir is to be located on the channel of the source from which the water is to be appropriated, it should be so stated under explanatory, and—

1. The location of the impounding dam should be described in Paragraph 16.
2. The point where the released storage will be rediverted from the natural stream should be described under explanatory in accordance with the note under Paragraph 16.

When the water is to be stored in other than the natural channel of the source from which it is to be appropriated, it should be so stated under explanatory, and—

1. The point of diversion from the supplying source should be described in Paragraph 16.
2. The intersection of the longitudinal axis of impounding dam and centerline of stream channel or drainage and a similar point where the released storage will be rediverted from a natural channel should be described under explanatory in accordance with the note under Paragraph 16.

In all cases Paragraphs 17 to 27, incl., should describe the proposed diverting and carrying works, exclusive of natural channels, even if already constructed in whole or in part.

If it is proposed to collect the water of a number of springs or other sources at a common point, said point should be described as the point of collection in Paragraph 16, and the point of diversion from each source should also be described under explanatory in accordance with the note in Paragraph 16. The quantity of water sought from each source should be indicated under explanatory, the total equaling the quantity specified in Paragraphs 12 or 13. Where the source of supply is in reality a spring area, the point of diversion is the point where the water is collected; in such case the exterior boundary of the spring area must be described under explanatory by metes and bounds and located with reference to the same point as used in describing the point of collection and as outlined by the note under Paragraph 16.

No enlargement of an original water right may be made by a change Application, either as to quantity of water covered, period of use or otherwise.

When there are two or more coapplicants the Application must be accompanied by a power of attorney.

The applicant's permanent address should be given in Paragraph 2, and the State Engineer notified promptly of any change in address; otherwise applicant may lose rights initiated by Application by failing to receive notices sent from the State Engineer's office.

No Application or other paper pertaining to an Application will be marked received unless accompanied with the required filing fee.

Applications accepted and numbered by the State Engineer, when returned to applicant for correction or additions, must be amended with red ink. Erasures must not be made, but any matter may be eliminated by running a red line through it. Corrected Applications must be resubmitted to the State Engineer's office, within sixty days from the date of State Engineer's letter returning Application for correction; otherwise the priority of the right to change will be brought down to date corrected Application is resubmitted.

Applicants will be informed by the State Engineer's office when cost of publishing notice of Application is due, and must advance cost within sixty days after date of notice, otherwise Application will lapse.

Fees Required by Law Payable to State Engineer

For examining and filing Applications for change of point of diversion, place and nature of use.....	\$2.50
For approving and recording Applications for change of point of diversion, place and nature of use.....	\$2.50
For filing written proof of change.....	\$1.00
For examining maps, profiles and drawings that are part of the proof of change.....	\$5.00
For issuing certificate of change.....	\$1.00

NOTE—In addition to the above fees applicants must pay the cost of publication of "Notice to Water Users" concerning the proposed change.

BEFORE THE STATE ENGINEER OF THE STATE OF UTAH

IN THE MATTER OF CHANGE
APPLICATION NO. a-4178

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MEMORANDUM DECISION

Change Application No. a-4178 was filed by Harold W. Bentley to change the point of diversion and nature of use of a portion of a right contained in the Little Cottonwood Creek Decree in Case No. 4802 dated June 16, 1910.

The applicant is apparently the owner of a 1/4 interest in .25 sec.-ft. of water, which has been diverted from Little Cottonwood Creek through the South Despain Ditch and used for domestic, stock watering and irrigation purposes. The applicant now proposes to divert 2,000 gallons of water per day between October 1 and April 1 of each year and 4,000 gallons per day between April 1 and October 1 at a rate not to exceed .0625 sec.-ft. from a well to be located in Section 12, T3S, R1E, S1B&M. The water is to be used for domestic requirements of three homes, watering of horses, cattle and chickens and supplemental irrigation of 2 acres of land. The remainder of his right is to be used as before. This change application was protested by Granite Water Company and Joseph F. Sturdy.

In conversation with Mr. Clyde, attorney for the protestant, Granite Water Company, he indicated that they did not wish the protest to be the subject of the hearing provided that adequate protection was given to their existing rights to divert water from the Granite Spring area and it also provided that the applicant be made aware of the requirements that water be replaced should operation of the well interfere with flow of water from the spring area.

Mr. Sturdy indicated in his protest that he has a well near his home and wishes only to protect his rights and requests that the application be rejected unless proper protection can be given to these rights.

From our investigation of this area, it appears that during most of the year

water can be diverted from the well as indicated without interfering with vested rights. However, there may be times during the year when the total amount of pumping from the applicant's wells and others located within the area would lower the water table sufficiently to cause interference with the rights of the Granite Water Company and others. It is felt that the applicant should be made aware of this possibility and that he should make adequate provisions in his plans to provide for replacement of water should it be established that his well was the cause of interference.

It is, therefore, ordered and Change Application No. a-4173 is hereby, APPROVED, subject to all prior rights and to rights interfered with by reason of the change, which may be junior to applicant's right.

This decision is subject to the provisions of Section 73-3-14, Utah Code Annotated, 1953, which provides for plenary review by the filing of a civil action in the appropriate district court within sixty days from date hereof.

Dated this 27th day of May, 1963.


WAYNE D. CRIDELLE
STATE ENGINEER

RKH/js/le

CC: Granite Water Company
c/o Edward W. Clyde, Attorney
351 South State Street
Salt Lake City, Utah

CC: Joseph Sturdy
3558 East 9800 South
Little Cottonwood Road
Salt Lake City, Utah

CC: Mr. Edward W. Clyde
Attorney at Law
351 South State Street
Salt Lake City, Utah

A G R E E M E N T.

THIS AGREEMENT Entered into this 8th day of August, 1934, by and between SALT LAKE CITY, a municipal corporation, party of the first part, and L. E. DESPAIN and ANNIE BUTLER DESPAIN, his wife; ALVA J. BUTLER and ANNA LAURA BUTLER, his wife; GEORGE F. DESPAIN and PRUDENCE B. DESPAIN, his wife; De BART DESPAIN and BERTHA K. DESPAIN, his wife; and CLARENCE L. GILES and LAURA SUE GILES, his wife; parties of the second part, WITNESSETH:

THAT WHEREAS, the parties of the second part are the owners of primary water rights in Little Cottonwood Creek, Salt Lake County, and said primary water rights comprise the total primary rights decreed to the South Despain Ditch in that certain decree of the Third Judicial District Court of Utah, signed by the Honorable C. W. Morse, Judge, on June 16th, 1910.

AND WHEREAS, the party of the first part is desirous of acquiring a portion of the above mentioned primary waters during the winter or non-irrigation season.

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NOW, THEREFORE, in consideration of the premises and the agreements herein contained, party of the first part hereby agrees to construct and maintain a main pipe line for the conveyance of the primary waters above mentioned from the Murray City Power Pipe Line at a point near where said pipe line crosses the center of Section 12, T. 3 S., R. 1 E., S. L. B. & M., to the South Despain Ditch, at a point near the east line of the N. W. 1/4 of Section 12 above mentioned, and to construct a branch pipe line of first grade galvanized pipe, said branch line to be

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EXHIBIT "A"

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maintained by the parties of the second part, running westerly from the pipe line above described to a convenient location near the residence of Geo. F. Despain and will provide service pipes from said branch line to convenient points on De Bart Despain's, L. E. Despain's, Alva J.

Butler's and Clarence L. Giles' property and will provide an outlet at the crossing of the North Despain Ditch of sufficient size to discharge that portion of the Primary water now owned by L. E. Despain; and furthermore a metered service pipe will be laid from the above mentioned branch line to a point on L. B. Maxfield's property which point will be located as near to the house on said property as the present ditch is located.

IT IS FURTHER AGREED that Salt Lake City is to install a meter in the pipe system between the Murray Power Pipe Line and the North Despain Ditch and will deliver the decreed primary waters into said pipe system as measured through said meter and the responsibility for the distribution of the water among the parties of the second part shall rest with the parties of the second part.

IT IS FURTHER AGREED THAT permission is hereby granted to Salt Lake City to enter upon the premises of each of the parties of the second part to construct the pipe system and to maintain the main pipe line and said parties of the second part hereby grant unto Salt Lake City an easement for the construction and maintenance of said main pipe line and reserve unto themselves the surface rights to the land traversed by said pipe line.

Said parties of the second part hereby grant, bargain, sell and convey unto party of the first part, the right to the use of the primary waters aforementioned during the winter or non-irrigation season from October 1st to April 1st of the following year, excepting therefrom a culinary reserve of 7,500 gallons per day which is to be delivered into said pipe system during such winter or non-irrigation season, together with 500 gallons per day which the parties of the second part agree to allow to flow through the branch line for delivery to L. E. Maxfield, his successors assigns.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals the day and year first above written.

S E A L

SALT LAKE CITY,

Ethel Macdonald
City Recorder.

By Louis Marcus
Mayor

L. E. Despain

Annie Butler Despain

Alva J. Butler

Anna Laura Butler

George F. Despain

Prudence B. Despain

De Bart Despain

Bertha K. Despain

Clarence L. Giles

Laura Sue Giles

Parties of the Second Part.

STATE OF UTAH)
(SS.
COUNTY OF SALT LAKE)

On the 8th day of Aug., 1934, personally appeared before me Louis Marcus and Ethel Macdonald, who, being by me duly sworn, did say that they are the Mayor and City Recorder, respectively, of Salt Lake City, and that the name of Salt Lake City was attached to the foregoing instrument by Louis Marcus as Mayor and signed by him and countersigned by Ethel Macdonald

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as City Recorder, by authority of a resolution of the Board of Commissioners of Salt Lake City on the 8th day of Aug., A. D. 1934, and the said persons acknowledged to me that said corporation executed the same.

Frank A. Shields
Notary Public, residing at
Salt Lake City, Utah.

S E A L
My commission expires Feb. 14, 1936

STATE OF UTAH)
 (SS.
COUNTY OF SALT LAKE)

On the 16th day of July, 1934, personally appeared before me L. E. Despain, Annie Butler Despain, his wife; Alva J. Butler, Anna Laura Butler, his wife; George F. Despain and Prudence B. Despain, his wife; some of the signers of the foregoing instrument, who duly acknowledged to me that they executed the same.

S E A L
My commission expires
September 4, 1935

Laura Sue Giles
Notary Public, residing at
Salt Lake City, Utah.

STATE OF UTAH)
 (SS.
COUNTY OF SALT LAKE)

On the 18th day of July, 1934, personally appeared before me CLARENCE L. GILES and Laura Sue Giles, his wife, some of the signers of the foregoing instrument, who duly acknowledged to me that they executed the same.

L. E. Haynes
Notary Public, residing at
Salt Lake City, Utah.

S E A L
My commission expires March 12, 1938

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STATE OF CALIFORNIA)
(SS.
COUNTY OF LOS ANGELES)

On the 20 day of July, 1934, personally appeared before me De Bart Despain and Bertha K. Despain, his wife, some of the signers of the foregoing instrument, who duly acknowledged to me that they executed the same.

H. E. Nightingale
Notary Public, residing at
Los Angeles, California

S E A L

My commission expires July 10, 1938

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Despain Agre. rec. t

P.T. JEFFS
3615 E 9400 S.
G.D. Jr. 4840

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A G R E E M E N T

SALT LAKE CITY is about to enter into an agreement with the owners of the primary waters decreed to the South Despain Ditch located near the mouth of Little Cottonwood Canyon, in Salt Lake County.

WHEREAS, Lewis B. Maxfield and Emma A. Maxfield, his wife, claims to have enjoyed a right to culinary and domestic water from said South Despain Ditch.

WHEREAS, it is the intention of Salt Lake City to construct a pipe line system for the delivery of culinary water reserved by the owners of the primary water above referred to, the effect of which will be to dry up the South Despain Ditch during the winter or non-irrigation season from October 1st until April 1st of each year following:

NOW, THEREFORE, in consideration of the construction of a branch service pipe, (with tap outlet at corral), of sufficient size and pressure to deliver at least 500 gallons per day, to the premises of Lewis B. Maxfield and the delivery therein of not to exceed 500 gallons of water per day during such time as the same is available from the water of the South Despain reserve, during the winter or nonirrigation season from October 1st until April 1st of each year following, the said Lewis B. Maxfield and Emma A. Maxfield, their successors or assigns, hereby agree that the use of all water from said branch service pipe shall be in lieu of the winter right claimed by them in said ditch and shall be subject to all rules, regulations and ordinances of Salt Lake City and that all thereof shall be paid for at prevailing city meter rates, excepting however the 500 gallons per day above mentioned. Furthermore, Salt Lake City shall be under no obligation to deliver water through said service pipe line during the summer or irrigation season from April 1st until October 1st, but if water is delivered and used therefrom, then the said Lewis B. Maxfield and Emma A. Maxfield,

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their successors or assigns, shall pay for all of the water so used at prevailing city meter rates.

Furthermore, the said Lewis B. Maxfield and Emma A. Maxfield, his wife, their successors or assigns, agree to maintain the said branch service pipe line from the meter box the outlet end.

IN WITNESS WHEREOF, we have hereunto set our hands this 18th day of July, 1934.

Lewis B. Maxfield

Emma A. Maxfield

WITNESS

Rose E. Marks

Accepted by Salt Lake City,

By Louis Marcus
Mayor.

S E A L

Ethel Macdonald
City Recorder

Da 2012