

STATE OF UTAH  
OFFICE OF THE ATTORNEY GENERAL



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February 24, 1995

Gayle F. McKeachnie  
Attorney at Law  
363 East Main Street  
VERNAL UT 84078

Re: Uintah Basin Irrigation Company--  
1995 Duchesne River Distribution Schedule

Dear Gayle:

Enclosed please find copies of the State Engineer's Motion to the Court for the 1995 interim distribution schedule on the Duchesne/Strawberry River System. It is essentially the same as we have filed in years past.

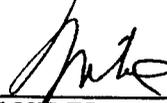
However, in our meetings with your client in December, you expressed some concerns that the continuing statement of non-prejudice may somehow ripen into a long-term estoppel or something of that sort. Please note that on page four of our Motion I have inserted a paragraph to address those concerns. I have basically emphasized that nothing in any of the annual distribution orders is intended--either short or long term--to prejudice any rights of the parties. I hope this paragraph meets your concerns. I have also specifically referred to our meetings in my cover letter to the Judge.

Please assure your clients that the State Engineer's Office will continue to work with the Uintah Basin Irrigation Company to provide any assistance we can in squeezing as much water out of the System as possible. While we fully understand and are sympathetic to the concerns of your clients, it is our hope that the Uintah Basin Irrigation Company will go along with the distribution order this year.

Letter to Gayle F. McKeachnie  
February 24, 1995  
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If you have any questions, problems or ideas, please don't hesitate to contact me. Thanks for all your help and cooperation. Best personal regards.

Very truly yours,



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MICHAEL M. QUEALY  
Assistant Attorney General

Enclosures

cc: Robert L. Morgan, State Engineer  
cc: Jerry D. Olds, Assistant State Engineer  
cc: Lee Sim, Assistant State Engineer  
cc: John Swasey, Duchesne River Commissioner  
cc: John H. Mabey, Jr., Assistant Attorney General

MMQ/jr