



STATE OF UTAH

R. PAUL VAN DAM - ATTORNEY GENERAL

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JOSEPH E. TESCH
CHIEF DEPUTY ATTORNEY GENERAL

February 14, 1990

Gayle F. McKeachnie
McKEACHNIE, ALLRED & BUNNELL
363 East Main Street
VERNAL UT 84078

Re: Duchesne River Distribution - 1990

Dear Gayle:

Enclosed are copies of our Motion and proposed Order for an interim distribution schedule on the Duchesne River system for the 1990 irrigation season, which I have filed with the Court today.

As we discussed on the telephone, the schedule for this year is based on a 4.5 acre-foot river headgate duty. As I suspected, we are taking some "flack" in this regard from Joe Novak and Ed Clyde. This confirms my suspicion that the Bureau and the District may not be willing to be as flexible as they might have been under a 4 acre-foot per acre duty as we have had in past seasons.

I look forward to hearing from you as to whether your clients prefer staying with the 4 acre-foot duty and have the cooperation of the Bureau and the District, or whether they would rather have a 4.5 acre-foot duty and less flexibility from those parties. If your clients decide they would rather have the 4 acre-foot duty, we can petition the Court accordingly. Best regards.

Very truly yours,

MICHAEL M. QUEALY
Assistant Attorney General

Enclosures

cc: Robert L. Morgan, State Engineer
cc: Jerry D. Olds, Directing Investigations Engineer
cc: Lee H. Sim, Directing Adjudication Engineer
UTAH DIVISION OF WATER RIGHTS

MMQ/jr