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IN THE DISTRICT COURT OF THE EIGHTH JUDICIAL DISTRICT
IN AND FOR DUCHESNE COUNTY, STATE OF UTAH

IN THE MATTER OF THE GENERAL DETER-)
MINATION OF ALL THE RIGHTS TO THE) O R D E R
USE OF WATER, BOTH SURFACE AND UN-)
DERGROUND, WITHIN THE DRAINAGE AREA)
OF THE UINTA BASIN IN UTAH.) Civil No. 3070

Pursuant to the Motion of the State Engineer for an Order of Distribution requesting that the waters of the Duchesne-Strawberry River System be distributed according to the schedule prepared by the State Engineer and for an interim Order of Distribution pending Hearing on the matter, and good cause appearing therefore, it is hereby ORDERED that:

1. The Duchesne River Commissioner is to distribute the waters of said system according to the distribution schedule prepared by the State Engineer (attached hereto as Exhibit "A") when the flow of water drops to the point that it becomes necessary to place the Duchesne-Strawberry River System on regulation pending further Order of this Court;

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ATTORNEY GENERAL
NATURAL RESOURCE AGENCY

2. The River Commissioner is further allowed to use Starvation Reservoir as a regulating device in conjunction with the distribution schedule for those water users making appropriate arrangements with the Central Utah Water Conservancy District, so long as other rights are not impaired, and so long as such users have in place adequate measuring devices approved by the State Engineer;

3. This Order shall take effect immediately, and shall remain in effect until April 30, 1991, unless otherwise ordered by the Court. Initial objections to the distribution Order and schedule shall be filed with the Court on or before April 25, 1991. If any objections are received, the Court will forthwith set the matter for hearing on said objections. If no objections are received by April 25, 1991, this distribution Order shall automatically be extended and shall remain in effect for the remainder of the 1991 irrigation season unless otherwise ordered by the Court. Provided, however, that nothing in this Order shall foreclose a water user from filing an objection anytime during the 1991 season;

4. This Order is made and entered without prejudice to the claims or assertions of any of the parties in subsequent proceedings in this action, and does not constitute a final determination by this Court on the rights of the parties or the final

duty of water from this source.

DATED this 16th day of April, 1991.

BY THE COURT:


DENNIS L. DRANEY, DISTRICT JUDGE

Proposed Delivery Schedule for Zone I* Duchesne River

May 1 - October 15, 4.0 Acre-Feet per Acre.

PERIOD		DUTY		DELIVERY	
Date	No. Days	CFS/Acres	Ac. Ft. Day	Ac. Ft. Period	Accum. Ac. Ft.
(1)	(2)	(3)	(4)	(5)	(6)
May 1-15	15	1/100	0.01983	0.298	0.30
May 16-31	16	1/60	0.03306	0.529	0.83
June 1-15	15	1/60	0.03306	0.496	1.32
June 16-30	15	1/65	0.03051	0.458	1.78
July 1-15	15	1/70	0.02834	0.425	2.21
July 16-31	16	1/80	0.02479	0.397	2.60
Aug. 1-15	15	1/80	0.02479	0.372	2.98
Aug. 16-31	16	1/85	0.02333	0.373	3.35
Sept. 1-15	15	1/100	0.01983	0.298	3.65
Sept. 16-30	15	1/150	0.01322	0.198	3.84
Oct. 1-15	15	1/200	0.00991	0.149	3.99

*Zone I includes the lands irrigated between the headwaters of the Duchesne River and the bridge (locally known as Williams Bridge) on State Route 35 just above the confluence of Rock Creek with the Duchesne River.

Proposed Delivery Schedule for Zone II* Duchesne River

April 20 - October 15, 4.0 Acre-Feet per Acre.

PERIOD		DUTY		DELIVERY	
Date	No. Days	CFS/Acres	Ac. Ft. Day	Ac. Ft. Period	Accum. Ac. Ft.
(1)	(2)	(3)	(4)	(5)	(6)
Apr. 20-30	11	1/145	0.01368	0.150	0.15
May 1-15	15	1/100	0.01983	0.298	0.45
May 16-31	16	1/85	0.02333	0.373	0.82
June 1-15	15	1/60	0.03306	0.496	1.32
June 16-30	15	1/65	0.03051	0.458	1.78
July 1-15	15	1/70	0.02834	0.425	2.21
July 16-31	16	1/80	0.02479	0.397	2.61
Aug. 1-15	15	1/80	0.02479	0.373	2.98
Aug. 16-31	16	1/85	0.02333	0.373	3.35
Sept. 1-15	15	1/100	0.01983	0.298	3.65
Sept. 16-30	15	1/150	0.01322	0.198	3.85
Oct. 1-15	15	1/200	0.00991	0.149	4.00

*Zone II includes the lands irrigated between the bridge (locally known as Williams Bridge) on State Route 35 just above the confluence of Rock Creek and the Duchesne River and down to the confluence of the Strawberry River with the Duchesne River.

Proposed Delivery Schedule for Zone III* Duchesne River

April 1 - October 15, 4.0 Acre-Feet per Acre.

PERIOD		DUTY		DELIVERY	
Date	No. Days	CFS/Acres	Ac. Ft. Day	Ac. Ft. Period	Accum. Ac. Ft.
(1)	(2)	(3)	(4)	(5)	(6)
Apr. 1-15	15	1/160	0.01240	0.186	0.186
Apr. 16-30	15	1/160	0.01240	0.186	0.372
May 1-10	10	1/125	0.01587	0.159	0.531
May 11-20	10	1/90	0.02204	0.220	0.751
May 21-31	11	1/80	0.02479	0.273	1.024
June 1-10	10	1/70	0.02834	0.283	1.307
June 11-20	10	1/70	0.02834	0.283	1.590
June 21-30	10	1/75	0.02645	0.265	1.855
July 1-10	10	1/75	0.02645	0.265	2.120
July 11-20	10	1/80	0.02479	0.248	2.368
July 21-31	11	1/80	0.02479	0.273	2.641
Aug. 1-15	15	1/80	0.02479	0.372	3.013
Aug. 16-31	16	1/85	0.02333	0.373	3.386
Sept. 1-15	15	1/100	0.01983	0.297	3.683
Sept. 16-30	15	1/150	0.01322	0.198	3.881
Oct. 1-15	15	1/250	0.00793	0.119	4.000

*Zone III includes the all the lands irrigated below the confluence of the Strawberry River with the Duchesne River.

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **MOTION OF STATE ENGINEER FOR ORDER OF DISTRIBUTION** and proposed **ORDER** (prior to signature and entry) were served by mailing the same, first class postage prepaid, this ^{5th} ~~1st~~ day of April, 1991, to:

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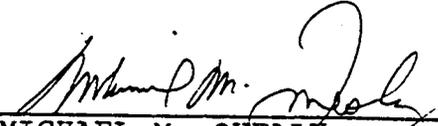
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