



JON M. HUNTSMAN, JR.
Governor
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Lieutenant Governor

State of Utah
DEPARTMENT OF NATURAL RESOURCES
Division of Water Rights

MICHAEL R. STYLER JERRY D. OLDS
Executive Director *State Engineer/Division Director*

SEAA 1114

March 24, 2006

John T. Alexander
% David Van Dyke
3433 East 7590 South
Salt Lake City UT 84121-5439

RE: Headgates and Measuring Devices on Garkane Canal Diversions

Dear Mr. Alexander:

Attached is a Cease and Desist Order from the State Engineer dated August 25, 2003. It is our understanding that the headgates and measuring devices referred to in that order have not yet been installed to the satisfaction of the Richfield Regional Office and the Water Commissioner.

This letter is to inform you that the Cease and Desist Order remains in force. No water may be diverted through your diversions from the Garkane Canal until the required headgates and measuring devices have been installed to the satisfaction of the Richfield Regional Office and the Water Commissioner.

Failure to comply with the Cease and Desist Order will result in an administrative enforcement action in accordance with Sections 73-2-25 and 26 (see attached statute with relevant portions bolded and highlighted).

If you have any questions concerning this notice, please contact Mike Silva by phone at 801-538-7430 or by e-mail at MikeSilva@Utah.Gov or Kirk Forbush, Regional Engineer, by phone at 435-896-4429 or by e-mail at KirkForbush@utah.gov.

Respectfully,

Lee H. Sim, P.E.
Assistant State Engineer

cc: Kirk Forbush, Regional Engineer
Kerry Carpenter, Enforcement Engineer
Rebecca Taft, Water Commissioner