



JON M. HUNTSMAN, JR.  
*Governor*  
GARY R. HERBERT  
*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*

31 March 2006

TAMMY HANSEN  
PO BOX 15  
BERYL UT 84714

RE: NOTICE OF AGENCY ACTION – UNLAWFUL DIVERSION OF WATER  
SEAA No. 1094

Ms. Hansen:

Attached is a copy of the referenced Notice of Agency Action from the State Engineer dated January 11, 2005 ("Notice"). Based on observations made during the 2005 irrigation season, it is our understanding that the alleged violation described in the Notice may have continued during that irrigation season.

This letter is to inform you that the Notice remains in force. No irrigation may occur under the water right referenced in the notice in excess of the limitation of said right, being 0.05 acre. Failure to comply with the limitation of the subject water right during the 2006 irrigation season will result in an administrative enforcement action in accordance with Sections 73-2-25 and 26 (see attached copy of said statute).

If you have any questions concerning the notice, please contact Mike Silva by phone at 801-538-7430 or by e-mail at [mikesilva@utah.gov](mailto:mikesilva@utah.gov) or Kurt Vest, Regional Engineer, by phone at 435-586-4231 or by e-mail at [kurtvest@utah.gov](mailto:kurtvest@utah.gov).

Kerry Carpenter, P.E.  
Enforcement Engineer

cc: Lee H. Sim, P.E., Assistant State Engineer – Regulation  
Kurt Vest, P.E., Southwestern Regional Engineer  
Mike Silva, P.E., Regulation Section  
Karl Schmutz, Distribution Commissioner