State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF WATER RIGHTS

Michael O. Leavitt
Governor
Ted Stewart
Executive Director
Robert L. Morgan
State Engineer

1594 West North Temple, Suite 220
Box 146300
Salt Lake City, Utah 84114-6300
801-538-7240
801-538-7467 (Fax)

BEFORE THE STATE ENGINEER OF THE STATE OF UTAH

RE: Illegal use of water in excess of right Howard Marshall Water Right No(s). 71-3616	)))	**ORDER OF THE STATE ENGINEER**

According to Utah Code Ann. section 73-3-1, no appropriation of water may be made and no rights to the use of water may be initiated without an application approved by the State Engineer. Water Right No(s). 71-3616 allows the annual use of 0.25 acres of irrigation. A comparison of aerial photography taken in mid-June 1998 with the updated water rights map shows that you are irrigating 30.75 acres more than allowed by above mentioned water right no(s). The attached map shows the location of the illegally irrigated land.

NOW THEREFORE, according to Utah Code Ann. sections 73-2-1 and 73-5-3, you are hereby **ORDERED to cease the use of all water in excess of the uses and limits set forth in Water Right No(s). 71-3616.**

If you use water in violation of this ORDER, you will be in jeopardy of legal proceedings against you. Legal proceedings will be commenced as Division resources allow.

I strongly urge you to give this matter your immediate attention. Should you have questions regarding this ORDER, please contact Kerry Carpenter, Regional Engineer, at 586-4231 or Lee Sim, Assistant State Engineer, at 538-7380.

Dated this 9th day of October, 1998

Robert L. Morgan

Robert L. Morgan, P.E.
State Engineer

cc: Kerry Carpenter
LaVar Davis
Enclosure

Z 155 782 505

US Postal Service Howard Marshall

Receipt for Certified Mail

No Insurance Coverage Provided.

Do not use for International Mail *(See reverse)*

Sent to

WATER RIGHTS

Street & Number

1594 West North Temple, Ste. 220

Post Office, State, & ZIP Code

P.O. Box 146300

Salt Lake City, Utah 84114-6300

Postage	$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	$
Postmark or Date	

LAKE CITY, UT
IN OFFICE
OCT 08 1998
UPS - 84199

PS Form 3800, April 1995

SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.

Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. ☒ Show to whom delivered, date, and addressee's address. *(Extra charge)*
2. ☐ Restricted Delivery *(Extra charge)*

3. Article Addressed to:

HOWARD MARSHALL
279 S 200 W
MINERSVILLE UT 84752

4. Article Number

Z 155 782 505

Type of Service:
☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail ☒ Return Receipt for Merchandise

Always obtain signature of addressee or agent and DATE DELIVERED.

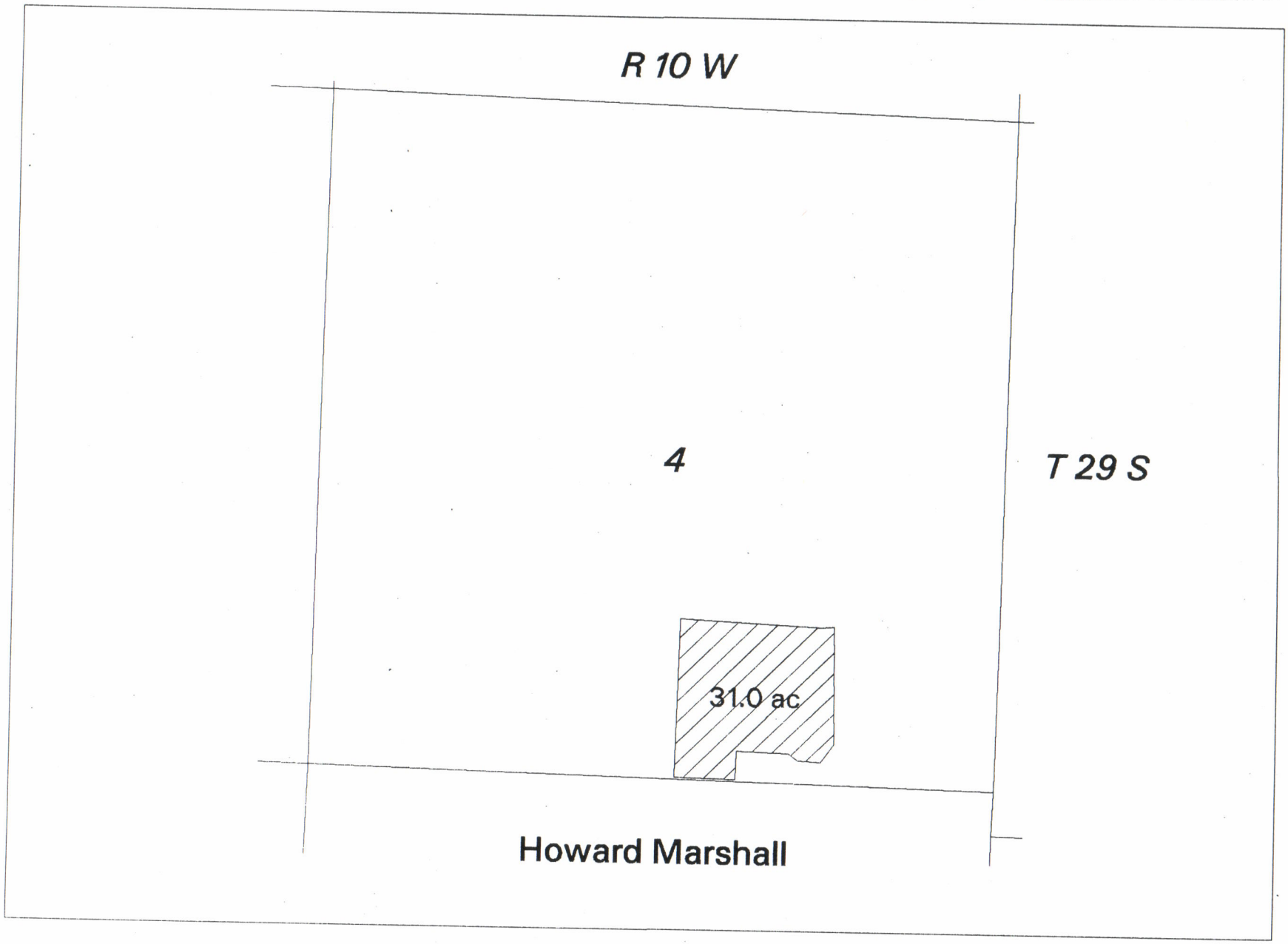
5. Signature — Addressee
X Howard Marshall

6. Signature — Agent
X

7. Date of Delivery
10-15-98

8. Addressee's Address *(ONLY if requested and fee paid)*

PS Form 3811, Apr. 1989 ★U.S.G.P.O. 1989-238-815 DOMESTIC RETURN RECEIPT


R 10 W
4
T 29 S
31.0 ac
Howard Marshall