



**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**

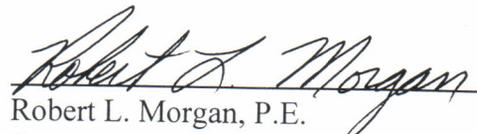
**RE: John McKeon ) UNLAWFUL USE OF WATER**  
**Water Right No(s). 71-101 ) IN EXCESS OF WATER RIGHT**

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). 71-101 allow the irrigation of 48.36 acres and the watering of 14 head of livestock with a limitation on annual use of 193.44 acre feet of water. A comparison of aerial photography taken in mid-June 1997 with the updated water rights map shows that you are irrigating 24.94 acres more than allowed by Water Right No(s). 71-101. The attached map shows the location of the unlawfully irrigated land.

In October 1996 you were sent an ORDER to cease the use of all water in excess of the uses and limits set forth in Water Right No(s). 71-101. The ORDER remains in effect. You are not in compliance with the ORDER, therefore, you are subject to legal proceedings being commenced against you by the State Engineer. The State Engineer is undertaking an enforcement action in the Milford area in relation to the irrigation of unlawful acres. As resources allow, legal proceedings will be commenced against those irrigators who continue to irrigate land in excess of their water right. If you continue to unlawfully irrigate the acres described above, legal proceedings will be commenced against you.

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

Dated this 15th day of October, 1997.

  
 Robert L. Morgan, P.E.  
 State Engineer

cc: Kerry Carpenter  
 LaVar Davis  
 Enclosure



DWR

P 991 245 123

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED  
NOT FOR INTERNATIONAL MAIL  
(See Reverse)

John

Sent to		Water Rights	
Street and No.		PO Box 146300	
P.O., State and ZIP Code		SLC UT 84114-6300	
Postage	\$		
Certified Fee			
Special Delivery Fee			
Restricted Delivery Fee			
Return Receipt showing to whom and Date Delivered			
Return Receipt showing to whom Date, and Address of Delivery			
TOTAL Postage and Fees	\$		
Postmark or Date			

PS Form 3800, June 1985



Is your RETURN ADDRESS completed on the reverse side?

**SENDER:**

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- Addressee's Address
- Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:  
John McKeon  
1083 W 3300 S  
Milford UT 84757

4a. Article Number  
P 991 245 123

4b. Service Type  
 Registered  
 Express Mail  
 Certified  
 Insured  
 Return Receipt for Merchandise  
 COD

5. Received By: (Print Name)  
John McKeon

6. Signature: (Addressee or Agent)  
X [Signature]

7. Date of Delivery  
10/21/87

8. Addressee's Address (Only if requested and fee is paid)

PS Form 3811, December 1994  
102595-97-B-0179  
Domestic Return Receipt

Thank you for using Return Receipt Service.

R 11 W

25

T 28 S

24.9375 ac

48.3625 ac

John B. McKeon

