



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF WATER RIGHTS

Michael O. Leavitt
Governor

Ted Stewart
Executive Director

Robert L. Morgan
State Engineer

Southwestern Area
585 North Main Street
P.O. Box 506
Cedar City, Utah 84721-0506
801-586-4231

RECEIVED

MAY 21 1996

WATER RIGHTS
SALT LAKE

14 May 1996

Mr. Arthur B. Evans
General Delivery
PAROWAN UT 84761

RE: DIVERSION AND USE OF WATER FROM LITTLE CREEK

Mr. Evans:

This office has been contacted by a representative of the Little Creek Field & Canal Company regarding what may be an illegal diversion and use of water on your part. It is reported that you have constructed diversion works and ditches which have been used and are being used to remove water from the natural channel of Little Creek. Reportedly, this water is then being spread over approximately 10 acres of your land for the irrigation of pasture before returning to the natural channel as tailwater.

In reviewing our records regarding your rights on Little Creek, it appears that there is a right in the names of Arthur B. and Hazel D. Evans to water livestock on the Little Creek channel where it crosses your land in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 33, T33S, R7W, SLB&M. However, this right does not permit the diversion of water from the natural channel for any purpose.

If you believe that you do have a right for the reported diversion and irrigation use, you should contact this office at your earliest opportunity and provide an identification of the right. If you cannot document such a right and if you are, in fact, diverting Little Creek water from the natural channel for any purpose, you are hereby ordered to cease and desist that diversion. Those diversion works are to be removed from the channel immediately and the flows.

Sincerely,

Kerry Carpenter, P.E.
Regional Engineer

KEC:k

pc: Little Creek Field & Canal Co. / c/o Tony Dalton, Pres. / PARAGONAH UT 84760
Mitch Adams, Distribution Commissioner / P.O. Box 837 / PAROWAN UT 84761

→ Lee Sim / Assistant State Engineer - Distribution
File 75-1380

