

Water Deliveries for 2006 Were Made As Follows

**Provo Division
Class A Rights At 100 Percent for the Season**

Wasatch Division

April 25 thru June 29	17th Class
June 30 thru July 6	14th Class
July 6 thru July 13	5th Class
July 14 thru July 24	1st Class
July 25 thru September 15	50 percent of 1st Class
September 16 on	1st Class

The three remaining lakes on the upper Provo River (Trial, Washington and Lost) filled and rights historically in them and other upper lakes were fully delivered from Jordanelle Reservoir or Lost Lake.

Foreign Diversions

Water from the Duchesne River was diverted thru the Duchesne Tunnel until July 19 and resumed September 16.

Water from the Weber River was diverted thru the Weber -Provo Canal until June 22 and resumed October 17.

Deer Creek Reservoir and Jordanelle Reservoir

Deer Creek Reservoir filled and remained full until June 14. Jordanelle Reservoir reached its maximum elevation of 6166.24 on June 19 with a capacity of 313,522 acre feet. This was 484 acre feet short of being full.

Miscellaneous

Water for recovery of the June Sucker was delivered April thru July 17. This account was charged for 19,466 acre feet.

Distribution Outline for Provo Division of Provo River

		May 10 June 20 cfs <u>57 AC Duty</u>	June 20 July 20 cfs <u>63 AC Duty</u>	July 20 Sep 1 cfs <u>70 AC Duty</u>	Sep 1 May 10 cfs <u>70 AC Duty</u>
1.	West Union/ Smith/Carter	33.47	30.39	27.23	27.14
2a.	Timpanogos Canal Company	6.85	6.23	5.48	5.48
2b.	Timpanogos Right owned by Central Utah WCD	7.27	6.60	6.60	5.81
3.	Upper East Union and Faucet Field	15.16	13.73	12.31	12.19
4.	ERBW Company and City Creek	10.00	9.20	8.20	7.77
5.	Provo City Irrigation	46.58	43.09	39.78	36.92
6.	Provo City Power	16.50	16.50	16.50	16.50
7.	Little Dry Creek	8.43	7.67	6.75	6.75
8.	Fort Field Upper Canal	7.18	6.38	5.74	4.59
9.	Lake Bottom Canal	15.93	14.17	12.75	10.20
10.	Provo Bench Canal as further outlined				
11.	Provo Reservoir Water Users Co as further outlined				
12.	Utah Power and Light Power Right of 229 cfs plus Lost Creek (up to 6.41 cfs) and Bridal Veil Falls (up to 4.11 cfs)				

Note: 2a and 2b have no power right attached to them

Summary of Water Rights of Provo Bench Canal and Irrigation Company

One share of is equal to:	<u>Provo Bench</u>	<u>North Union</u>	
A. Provo Bench C & I		1.890	
B. North Union Irrigation	.529		
	Duty 57 Acre May 10 - June 20 CFS	Duty 63 Acre 20 June - July 20 CFS	Duty 70 Acre July 20 - May 10 CFS
C. 1 PB share equals	.05000	.04525	.04074
D. 1 NU shares equals	.02647	.02395	.02156
E. PB Decree 1520.4 shares	76.01	68.77	61.89
F. Tanner deed par 30.5 shares	.25	.25	.25
G. Tanner deed 28 shares	1.24	1.24	1.24
H. Provo Reservoir deed 250 shares	12.50	11.31	10.18
I. Dixon deed 31 shares	1.55	1.40	1.26
J. Provo Reservoir 120 shares	<u>6.00</u>	<u>5.43</u>	<u>4.89</u>
K. Total issued stock 1954.4 shares	97.55	88.40	79.71

**Summary of Water Rights of Provo Reservoir
Water Users Company**

1. **Application # 1828 certificate 1989 priority 4-16-08 134.16 cfs**
Source: Provo River - Use period April 15 to October 15

2. **Application # 3387 certificate 2370 priority 7-11-10 50 cfs**
Source: Shingle Creek - Use period April thru July

3. **Application #4221-b certificate 2360 priority 9-5-11 30 cfs**
Source: Provo River - Use period April 15 thru June 30

4. **Decree page 28 paragraph 34a priority Class A 9/10th of ___ less 10 percent**
Source: Enoch and Little Spring - Use period July 1 on

5. **Decree page 28 paragraph 34b priority Class A up to 3.467 cfs**
Source: Round Valley Creek - Use period July 1 on

6. **Decree page 28 paragraph 34c - Priority Class A .90cfs**
Source: Provo River - Use period Class A July 1 on

Note: Numbers 1 and 3 are referred to as secondary rights subordinate to class A rights. All of the above rights have no power right attached.

7. **Blue Cliff water right as outlined with power right attached**

8. **Storage in upper lakes on the Provo River**

Note: Rights 4, 5, and 6 have been delivered collectively as 7 acre feet from July 1 to October 15

Assignments of The Blue Cliff Water Right

Class "A" water rights as assigned from original decree awarded to Provo Reservoir Water Users Co in cfs.

1. Par, 35, p 29 Decree # 2888 4th District Court filed and entered May 2, 1921 50.00

Assignments

2. Town of Orem - June 17, 1920 0.75
(See book 262 page 415, also see dated April 1928 listing springs conveyed)
3. East River Bottom Water Company - May 26, 1922 0.75
4. Caleb Tanner - November 3, 1922 2.50
5. Provo City - April 11, 1928 Yellow Jacket Spring by contract25
6. Provo Bench Canal and Irrigation Company - December 4, 1922
 May 10 June 20... 12.50
 June 20 July 20... 11.31
 July 20 May 10... 10.18
7. J.D. Dixon - January 31, 1923 May 10 June 10... 1.29
 June 20 July 20... 0.14
8. Provo Bench Canal and Irrigation Company - February 2, 1931
 May 10 June 10... 6.00
 June 20 July 20... 5.43
 July 20 May 10... 4.89
9. Total Assignments May 10 June 20 ...22.99
 June 20 July 20...21.08
 July 20 May 20...19.32
10. Balance retained by Provo Reservoir Water Users Company
 May 10 June...27.01
 June 20 July 20...28.92
 July 20 May 10...30.68
11. Total 50.00

Since the last assignment listed above February 2, 1931, Caleb Tanner assigned the 2.50 cfs listed under (4) as follows:

- 1.26 cfs to John Dixon as recorded in Book 220 p. 417 4/11/23
 1.24 cfs to Provo Bench Canal and Irrigation Company Book 233 p. 268 4/4/24

Change in Delivery of Water Rights

Historically the quantity of Class A water used downstream of the power plant at the mouth of Provo Canyon has exceeded the 229 cfs power right allocated to Utah Power and Light (now Rocky Mountain Power). Thus at 100 percent river there was always sufficient demand downstream to fill the power right. In times of natural shortages on the river, the power right was reduced to water available like other Class A rights. However, in the event a right historically used downstream of the power plant was moved for diversion upstream of the power plant, resulting in a loss of power, a power differential payment was obligated to Utah Power and Light according to the volume of reduced power caused by the move.

This past year (2006) a situation developed to the point that a significant amount of Class A water allocated for use below the power plant was not called for resulting in a surplus.

After discussion with the State Engineers office and other water users, a plan to use this surplus was developed following state water law. In the future, if power contracts between Provo Reservoir Water Users Company (PRWUC), Central Utah Water Conservancy District and Rocky Mountain Power are in place this surplus Class A water will be made available to PRWUC under the following restrictions. This surplus Class A water will be available to PRWUC for use only in the Murdock canal within its application #1828 certificate 1989 (secondary right of 134.16 cfs) with loss of power payment attached and under guidelines of return flow quantities as directed by the State Engineer. This will not entitle PRWUC to enlarge its' right but rather to change the priority of part of this right.

If the above conditions are not met or PRWUC does not want this surplus Class A water the same will be offered to Central Utah WCD.