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PHONE (801) 387-2451

June 19, 1969

Mr. Hubert Lambert,  
State Engineer,  
Capitol Building,  
Salt Lake City, Utah.



Dear Mr. Lambert:

*Santa Clara Creek*  
Re: Grass Valley Diversion Tunnel and  
Measuring Device

Santa Clara Water Users Assn  
-vs- Newcastle Res. Company

On December 10th, 1968, or thereabouts, I was in your office on behalf of Santa Clara Water Users Association in re the above matter, and at that time you assured me you would see that there would be no further taking of water by Newcastle Reservoir Company until there was installed satisfactory measuring devices. I was also advised at that time that if this was not done you would apply for and have issued a restraining order prohibiting Newcastle Reservoir Co. from taking any water. On December 18th I received from Mr. Stoker a lengthy memorandum, or rather a copy of such a memorandum sent to you from Mr. Stoker on the subject of this controversy, and no doubt you have this memorandum in your file, reference to which is hereby made.

This afternoon I received a phone call from Mr. E. S. Gardner, President of Santa Clara Water Users Association advising me this measuring device has not as yet been installed, altho the irrigation season is getting well advanced. I am advised that Mr. Stoker yesterday advised Mr. Gardner that he has about given up getting any place with the Newcastle Res. Company, and the river Commissioner, Wilford Holt, will verify the fact that nothing has been done.

I have been approximately two years endeavoring to either protect Santa Clara Water Users Association in this matter by seeing to it that Newcastle lives up to your previous requirements or having your office avail itself of the statutory right to apply for a restraining order prohibiting Newcastle from any further taking of water and to prevent further violations of your order.

I am now requesting that you take immediate steps to procure such restraining order and have the matter brought on before the court without delay - and to take such legal steps as are available to you to serve notice on Newcastle that they are not to take any further water. I dislike very much being adamant about this matter, but it is obvious Newcastle is going to stahl along unless and until some drastic action is taken against it.

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State Engineer re Santa Clara Water Users Assn.

If it is necessary for the Santa Clara Water Users Association to initiate some action, it stands necessary to do so, but I feel that the State Engineer should first take a positive stand and invoke his statutory right to compel obedience to his legitimate orders.

Will you kindly advise me at your very early convenience what your position will be in this matter, and what steps, if any, you will take to enforce your order.

Thanking you for so doing, I am,

Very truly yours,

SC/e



CC: Mr. G. W. Stoker  
Area Engineer  
# P.O. Box 506,  
Cedar City, Utah.

CC: Mr. E. S. Gardner  
Pres. Santa Clara Water Users Assn.,  
143 South 100 West St.,  
St. George, Utah 84770

P.S. For your review I enclose herewith and attach hereto copy of your directive to Newcastle Res. Ci. under date of January 18, 1968 - giving these people until June 1st, 1968 - over one year ago.