



JON M. HUNTSMAN, JR.  
Governor

GARY R. HERBERT  
Lieutenant Governor

State of Utah  
DEPARTMENT OF NATURAL RESOURCES  
Division of Water Rights

MICHAEL R. STYLER  
Executive Director

JERRY D. OLDS  
State Engineer/Division Director

April 23, 2007

Mr. Leon Day, PLS, PE,  
649 East Main Street  
American Fork, UT, 84003

RE: SEAA 1168: Devils Pass Water Company, Compliance with Order

Dear Mr. Day,

On October 3, 2006, the State Engineer initiated the referenced agency action and sent you a notice of the statutory requirement to install and maintain a functional and accurate measuring device. This required a gate be installed to insure that water went over a weir instead of bypassing the measuring device.

It has subsequently been reported to the State Engineer and verified by his representatives on April 3, 2007, that the measuring device is now functioning as required and satisfies the requirements set forth in the SEAA #1168 compliance order. Therefore the subject agency action can be formally concluded. Your efforts to comply with the order are commended and appreciated.

Please be aware that maintenance of the diversion and measurement device remains your responsibility. You should consult regularly with Water Commissioner, Larry Rawlings to assure that your diversion and measuring device is operating to his satisfaction.

If you have any questions, feel free to contact Kirk Forbush at (435) 896-4429 or me at (801) 538-7430

Sincerely,

*Mike Silva*

Mike Silva  
Distribution Engineer  
Field Services Section

**SCANNED**

pc:

Kirk Forbush, P.E. / Regional Engineer  
Larry Rawlings / Water Commissioner, MORONI, UT 84646