

December 18, 1987

M E M O R A N D U M

TO: Dallin Jensen

FROM: Robert L. Morgan

SUBJECT: Distribution Order on the Santa Clara River

Having never written one of these distribution orders before, I have attempted same in a fit of rage coming home from Chicago. I hope what I have written will serve as some ideas to include in the Order. If you have an example of how the Order should look, please let me know.

DISTRIBUTION ORDER

SANTA CLARA RIVER

The waters of the Santa Clara River shall be distributed by the Decree issued April 3, 1922, Judge Joseph H. Erickson, Fifth Judicial District Court as corrected by Supplemental Decree signed February 28, 1928, by Judge Thos. H. Burton.

1. The division between the upper zone of the Santa Clara River and the lower zone of the Santa Clara River shall be the bridge carrying Utah Highway \_\_\_\_ over the Santa Clara River. The bridge is located immediately downstream from the community of Gunlock, Utah.

2. All water is delivered by priority and when more than one right share common priority dates, they then will be allotted their proportionate amount by the duly appointed river commissioner.
3. The total primary right in the Lower Zone is 30.67 cfs.
4. Only claims numbered 3 and 4 of the previously-mentioned decree may be stored in Gunlock Reservoir by virtue of filed and approved Change Application Number a-5875, Certificate Number a-869.
5. All diversions from the Santa Clara River shall be approved by the river commissioner prior to the water's being diverted.
6. Any water refused shall be reported to the river commissioner.
7. The remaining rights in the lower zone listed in priority are:

Award

Common	(	1.	Bloomington Irrigation Co.
	(	2.	Santa Clara Seep Ditch
Priority	(	5.	U.S. Department of Interior
		27.	Ivins Irrigation Co.
		15.	Ivins Irrigation Co.
			Lower Gunlock Reservoir Co.

I still have some concerns and would like to discuss that if we are delivering less than 100% of primary and the two lower water users who can store in Gunlock refuse their primary water, does it then go to the next priority or does it go back to the other two primary users who can store in Gunlock?

/gm