

**PROVO RIVER WATER USERS ASSOCIATION**  
**DEER CREEK PROJECT**  
750 North 200 West #201-B  
**PROVO, UTAH 84601**

RECEIVED  
JAN 26 1983  
WATER RIGHTS

January 25, 1983

State Engineer's Office  
1636 West North Temple Room #220  
Salt Lake City, Utah 84116

RECEIVED  
JAN 26 1983  
WATER RIGHTS

Attention: Mr. Donald Norseth

Dear Mr. Norseth:

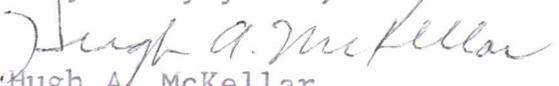
Enclosed is a copy of letter sent to Provo River Commissioner regarding the January 1 - 15, 1983 report.

We have grave concerns over his handling of water of the Provo River. The contract between Utah Power & Light Company and the Association permits tertiary storage between October 15 and April 15 of the following year. There is no provision made to store Utah Power & Light Company water during the non-irrigation season. This has been repeatedly pointed out to the Commissioner since he started showing such a storage in August of 1982. To date he is still showing this as a Utah Power & Light Company balance. It is not known if he is trying to establish a precedent but we vigorously protest this unauthorized storage and request that all copies of the reports which show this water be destroyed and replaced with new ones.

We also question his showing fish release water in excess of 25 C.F.S. on these reports. As explained in the letter to the Commissioner, the Utah Power & Light Company right as we understand it is the amount used thru the Power Company flume plus 25 C.F.S. for fish release and not to exceed 429 C.F.S. total. The Power Company people tell us that because of supports placed in the pipe to prevent further buckling, the maximum they can carry thru the flume is 420 C.F.S. To show more than 25 C.F.S. as fish release is, we think, improper and is establishing a precedent and a right which does not exist.

We would appreciate your help in getting these items resolved.

Very truly yours,

  
Hugh A. McKellar  
Superintendent

HM/pn

enclosure

cc: J. Edwin Ure w/enclosure  
Kenneth R. Gillman w/enclosure  
Franklin K. Stratton w/enclosure