



State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF WATER RIGHTS

Norman H. Bangarter
Governor
Dee C. Hansen
Executive Director
Robert L. Morgan
State Engineer

Southern Area
130 North Main Street
P.O. Box 563
Richfield, Utah 84701-0563
801-896-4429

RECEIVED

JUL 25 1989

WATER RIGHTS
SALT LAKE

July 20, 1989

CERTIFIED MAIL - P075646795
RETURN RECEIPT REQUESTED

Delbert Dalton & Sons, Inc.
P.O. Box 205
Circleville, Utah 84723

RE: Change Application
61-556 (a8544)

Dear Mr. Dalton:

It has been brought to my attention that the 16-inch well you drilled under the above referenced change application has been pumped recently without the totalizing meter being in place. The State Engineers' Memorandum of Approval dated July 13, 1976 stated as a condition of approval that the well be equipped with a totalizing meter at all times during pumping. Also, the district court judgement on Civil No. 1382 dated March 5, 1979 and signed by Judge Don V. Tibbs indicated "That no more than 110 acre-feet of water be diverted in any single irrigation season" from the well.

This letter will serve as official notice that the well in question will be equipped with an operational totalizing meter at all times during pumping as ordered in the Memorandum of Approval herein referenced. If the well is observed being pumped without this meter in place in the future legal action will be taken.

I would appreciate your cooperation in this matter.

Sincerely,

M. Stanley Adams, P.E.
Area Engineer

MSA/clw

enclosure: Memorandum Decision
Judgement on Civil No. 1382

cc: Ray Owens, Sevier River Commissioner
~~Lee Sim, Directing Engineer for Distribution~~
John Mabey, Attorney Generals Office