



Central Utah Water Conservancy District

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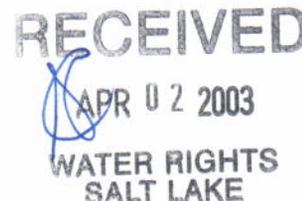
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R. Roscoe Garrett, Vice President

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March 31, 2003

Sent Via Fax & Mail

Mr. James E. Riley, P.E.
Regional Area Engineer
Utah Division of Water Rights
1594 West North Temple, Ste. 200
Box 146300
Salt Lake City, UT 84114-6300



Subject: Administration of Water Right Exchange Applications E3100, E3101, E398 and Water Right Applications A36639 and A37093 During Water Year 2003

Dear Jim:

This year it appears that the level of Utah Lake will not cross the Utah Lake Distribution Plan conversion line. This means that CUP system storage in Jordanelle and Deer Creek reservoirs will not be converted to priority storage through conversion.

Central Utah Water Conservancy District therefore requests that water right exchange applications E3100 and E3101 be used to exchange CUP system storage to priority storage as identified in the amended memorandum decisions for these applications.

As to E3101, please note that the amount of water identified in the amended memorandum decision for E3101 is 16,862.4 acre-feet of Utah Lake primary water. The original amount was 25,000 acre-feet. CUWCD has deeded 237.6 acre-feet of the original amount to the Town of Elk Ridge and 7,900 acre-feet of the original amount to the U.S. Bureau of Reclamation. These three amounts total the original 25,000 acre-feet. The proper ownership reconveyance documents are on file with your office regarding Reclamation's 7,900 acre-feet as to the base rights and exchange application. Reclamation should be issued its own exchange application number for the 7,900 acre-feet. The combination of the rights associated with E3101 and whatever number will be issued to Reclamation should total 16,862.4 acre-feet plus 7,900 acre-feet for a total of 24,762.4 acre-feet of primary Utah Lake water.

For your reference, the amount of water identified under E3100 is 57,073 acre-feet of Utah Lake secondary water.

The District is the operator of the CUP under contract with the United States; therefore; the District designates how the CUP water rights in Reclamation's name as well as those in the District's name are used to develop the water supply for the CUP. We request that E3100, E3101, and Reclamation's 7,900 acre-feet be used in the following order to provide CUP priority storage in both Jordanelle and Deer Creek reservoirs.

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E? (Reclamation) exchange of CUP system storage in Deer Creek Reservoir
E? (Reclamation) exchange of CUP system storage in Jordanelle Reservoir

E3101 exchange of CUP system storage in Deer Creek Reservoir
E3101 exchange of CUP system storage in Jordanelle Reservoir

E3100 exchange of CUP system storage in Deer Creek Reservoir
E3100 exchange of CUP system storage in Jordanelle Reservoir

We understand, of course, that administration of the above referenced exchange applications are subordinate to all existing rights as identified in the amended decisions. Specifically, the Provo River Water Users Association should utilize the water rights associated with the Provo River Project first to effect any conversion and/or exchange that it can prior to allowing the District to make the exchanges utilizing the exchanges as identified above.

Please also be aware that since November 1, 2002, the District has been conveying Strawberry Reservoir water to Utah Lake under water right A36639 in conjunction with exchange application E398. We anticipate that within the next couple of weeks 27,000 acre-feet of water will have been conveyed to Utah Lake. Also, there is remaining A36639 water in Utah Lake from prior year deliveries and return flows in Utah Lake provided for under A37093. I spoke with Ben Anderson of your office earlier this year and have already requested that all of this water be utilized to exchange CUP system storage to CUP priority storage under E398. We request that your office provide the amount available for exchange under E398 as subject to incremental evaporation. Since Utah Lake did not fill last year, none of the E398 water should have spilled.

Please contact me if you have any questions.

Sincerely yours,



Richard L. Tullis, P.E.
O&M Manager

RLT:dv

cc: Stan Roberts - Provo River Commissioner
Brad Gardner - Utah Lake/Jordan River Commissioner
Ben Anderson - Utah Division of Water Rights
Brent Rhees - U.S. Bureau of Reclamation
Jonathan Jones - U.S. Bureau of Reclamation
Ron Johnston - U.S. Department of Interior
Reed Murray - U.S. Department of Interior