



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF WATER RIGHTS

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May 25, 1995

Richard D. Poulson
Superintendent
Provo River Water Users Association
1875 South State #1100
Orem, Utah 84058

Re: Provo River Water Users' Association (PRWUA) May 1 Election Under
Deer Creek Reservoir/Jordanelle Reservoir Operating Agreement

Dear Richard:

On May 1, 1995, we received notice of the PRWUA's election to store the first 5,000 acre-feet of Provo River natural flow water stored in Deer Creek Reservoir beginning November 1, 1994. The purpose of this letter is to notify the PRWUA that the entire amount was allocated to the PRWUA under Provo River Project (PRP) Water Right No. 55-295 (A16642). The water could not be stored under Water Right No. 55-262 (A12144) because the PRWUA had no credit in Utah Lake when this water was stored.

Water users were notified of some modifications to the Utah Lake Distribution Plan in a letter from this office dated December 16, 1993. According to those modifications, import credit in Utah Lake must be claimed prior to or concurrent with the exchange of such credit to upstream storage. Therefore, before exchanging water to Deer Creek Reservoir under Water Right No. 55-262 (A12144), the PRWUA must have sufficient credit claimed in Utah Lake to satisfy such exchange. If the PRWUA prefers to wait until the November 1 deadline to claim credit in Utah Lake, they must also wait until after that claim is approved to exchange the credit upstream.

Credit for return flow entering Utah Lake during a distribution year (November 1 through October 31) must be claimed on or before November 1, which is the day after the last day of the subject distribution year. If return flow is not claimed before the deadline, unclaimed return flow is subsequently allocated to Utah Lake and cannot be claimed later. The PRWUA may submit reports claiming return flow credit to this office on a monthly basis if the PRWUA so desires.

If you have any questions regarding this letter please contact this office.

Sincerely,

Robert L. Morgan, P.E.
State Engineer

