

GAYLE F. McKEACHNIE - 2200
McKEACHNIE LAW OFFICES, P.C.
Attorneys for Petitioners
P O Box 340
Vernal, Utah 84078
Telephone (435)789-4908

IN THE EIGHTH JUDICIAL DISTRICT COURT OF DUCHESNE COUNTY
STATE OF UTAH

IN THE MATTER OF THE GENERAL	)	PETITION TO APPROVE 2008
DETERMINATION OF ALL THE	)	COMMISSIONER'S REPORT, 2009
RIGHTS TO THE USE OF WATER	)	BUDGET AND SCHEDULE OF ASSESS-
BOTH SURFACE AND UNDERGROUND	)	MENTS, 2009 SCHEDULE OF DIS-
WITHIN THE DRAINAGE AREA OF	)	TRIBUTION AND REQUEST TO
THE UINTAH BASIN IN UTAH	)	APPOINT THE 2009 RIVER COMMIS-
	)	SIONER FOR THE UINTA AND
	)	WHITEROCKS RIVERS
)	
	)	Docket No. 560800056
	)	Judge John R. Anderson

Petitioner and the Committee for the Uinta and Whiterocks Rivers, submit herewith the 2008 Annual Report of the Commissioner, the proposed 2009 Budget and Schedule of Assessments, and the 2009 proposed Schedule of Distribution, in accordance with the Interim Distribution Order signed by the Court on May 18, 1998. Petitioners, also, request the Appointment of the River Commissioner for the year 2009.

In support of this Petition, Petitioners represent to the Court that;

RECEIVED
MAR 30 2009
WATER RIGHTS
SALT LAKE

1. By its Interim Order dated May 18, 1998, a committee of water users for the Uinta and Whiterocks Rivers was organized under the direction of this Court. Petitioner Kim Bastian, was Chairman of the committee appointed by this Court to support the River Commissioner and to aid in carrying out the orders of this Court, in connection with the distribution system for the waters of the Uinta and Whiterocks River systems.

2. The Committee of the Uinta and Whiterocks Rivers met on January 20, 2009 and Petitioner, Kim Bastian, was elected Chairman of that committee and is authorized to file this Petition on behalf of said committee.

3. The committee received and approved the 2008 report of the administration of the waters of the Uinta and Whiterocks Rivers by Shane Hamblin, the River Commissioner for the year 2008. A copy of that report is filed herewith.

4. The committee reviewed and approved a budget, with schedule of assessments, for the expenses of the River Commissioner for the year 2009. The Budget and Schedule of Assessments are attached hereto as "Exhibit A".

5. The committee has reviewed and approved, after consultation with the Utah State Engineer, a proposed Schedule of

RECEIVED
MAR 30 2009
WATER RIGHTS
SALT LAKE

Distribution of the Waters of the Uinta and Whiterocks Rivers and recommends it to the Court, for the year 2009. The proposed Schedule of Distribution is attached hereto as "Exhibit B".

6. The committee voted to recommend to the Court the appointment of Shane Hamblin as River Commissioner of the Uinta and Whiterocks Rivers, for a term of one (1) year. Petitioner further alleges that Shane Hamblin is a competent and qualified person to act as said River Commissioner.

7. It is requested by the committee, if for any reason the River Commissioner does not complete his term of office or is unable to fulfill his obligations as Commissioner, that the committee be authorized to select a temporary replacement River Commissioner.

8. The committee requests that the Interim Order entered for the irrigation year of 1998 be reaffirmed and made applicable for the 2009 irrigation year, in the following respects:

a. It is requested that the River Commissioner be allowed to distribute the water of the streams and reservoirs involved in accordance with this Court's Interim Order and to do all things necessary for the proper and correct measurement, diversion and

RECEIVED
MAR 30 2009
WATER RIGHTS
SALT LAKE

distribution of said waters, in accordance with the Decrees of the Federal District Court and state laws.

b. That the River Commissioner be directed to confer with the respective committees in developing a schedule for distribution of water, specifically, the manner in which the waters of the Uinta and Whiterocks Rivers, and their tributaries, should be distributed, after consultation with the State Engineer, and shall submit annually a recommended Interim Distribution Order to this Court for its consideration.

c. That the River Commissioner be directed to deliver and distribute the waters of such non-Federal water rights in the Uinta and Whiterocks Rivers, in accordance with the proposed Schedule of Distribution, attached hereto as "Exhibit B".

d. That the waters for the Federal and non-Federal water rights be distributed in accordance with the terms and limitations of the 1923 Federal Court Decrees in cases numbered 4437 and 4418.

e. That the River Commissioner be required to work with the respective committees to prepare a recommended budget to be submitted to the Court along with a recommended annual budget. Said annual report and recommended budget are to contain assessments made, monies received, along with a report of

expenditures. The Court, after receiving the proposed annual budget, shall provide a thirty (30) day period for objections to be filed.

f. Upon approval by the Court, the River Commissioner be authorized to manage the budget, to implement the ordered assessments and collection of assessed amounts from the non-Federal water user organizations or water users, and request assessment and collection from the Bureau of Indian Affairs on the Uintah Indian Irrigation Project, in accordance with the approved budget and schedule of assessment.

g. Any person or entity, which is a water user in the subject rivers, or otherwise affected by the actions of the River Commissioner, may petition and appear before this Court (about the assessment amounts, the manner in which the water is distributed and/or any other claim relating to the distribution of water). In the event there is a violation of the Court's Order or any part of this Petition or, in the opinion of the River Commissioner, the occurrence of the unauthorized use of water, the River Commissioner be directed to recommend to this Court a solution to the problem, including any remedy to be imposed on the unauthorized water user or violator of the Order.

RECEIVED
MAR 30 2009
WATER RIGHTS
SALT LAKE

h. If a non-Federal water user fails to pay any assessments levied, when due, that water users further use of water be prohibited.

WHEREFORE, Petitioner prays as follows:

1. That the 2008 report of the administration of the waters of the Uinta and Whiterocks Rivers be approved, as submitted and filed herewith.

2. That the 2009 Budget and Schedule of Assessments, be approved, as submitted and attached hereto as "Exhibit A".

3. That the proposed 2009 Schedule of Distribution of Waters of the Uintah and Whiterocks Rivers be approved, as submitted and attached hereto as "Exhibit B".

4. That Shane Hamblin be appointed to serve as River Commissioner of the Uinta and Whiterocks Rivers, for a period of one (1) year.

5. That the Committee for the Uinta and Whiterocks Rivers be authorized to appoint a temporary replacement should the River Commissioner be unable to complete the one (1) year term.

6. That the applicable provisions of the 1998 Interim Order, as presented herein, be reaffirmed and made effective for the year 2009.

RECEIVED

MAR 30 2009

**WATER RIGHTS
SALT LAKE**

DATED this 18 day of March, 2009.

McKEACHNIE LAW OFFICES, P.C.
Attorneys for Petitioners

By: Gayle McKeachnie
Gayle F. McKeachnie

By: Kim Bastian
Kim Bastian
Chairman of the Committee
for the Uintah and White-
rocks Rivers

RECEIVED
MAR 30 2009
WATER RIGHTS
SALT LAKE

MAILING CERTIFICATE

Tina L. Hemstreet, legal assistant of McKeachnie Law Offices, P.C., attorneys for Petitioners certifies that she served the attached PETITION TO APPROVE 2008 COMMISSIONER'S REPORT, 2009 BUDGET AND SCHEDULE OF ASSESSMENTS, 2009 SCHEDULE OF DISTRIBUTION AND REQUEST TO APPOINT THE 2009 RIVER COMMISSIONER FOR THE UINTA AND WHITEROCKS RIVERS by placing a true and correct copy in an envelope addressed to:

KIM BASTIAN
RIVER COMMITTEE CHAIRMAN
RR 1 BOX 1141
ROOSEVELT UT 84066

JOHN K MANGUM
ASSISTANT U S ATTORNEY
185 S STATE STE 400
SALT LAKE CITY UT 84111

WILLIAM R MCCONKIE
OFFICE OF THE SOLICITOR
125 S STATE STREET
SALT LAKE CITY UT 84138

LEE SIMMS
WATER RIGHTS DIVISION
P O BOX 146300
SALT LAKE CITY UT 84114-6300

ASSOCIATED WATER USERS
DRY GULCH IRRIGATION
P O BOX 265
ROOSEVELT UT 84066

WHITEROCKS IRRIGATION CO
P O BOX 301
LAPOINT UT 84039

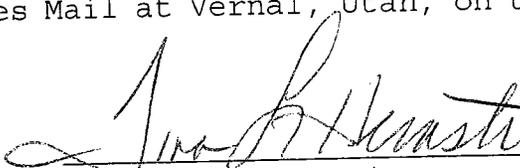
VAUGHN PARRISH
OURAY PARK IRRIGATION CO
P O BOX 395
ROOSEVELT UTAH 84066

NORMAN JOHNSON
ASSISTANT ATTORNEY GENERAL
1594 WEST NORTH TEMPLE #300
SALT LAKE CITY UT 84114-6300

SHANE HAMBLIN
RT 1 BOX 1488
ROOSEVELT UT 84066

LYNN HANSEN
IRRIGATION SYSTEMS MANAGER
UINTAH AND OURAY AGENCY
P O BOX 130
FT DUCHESNE UT 84026

and deposited the same, sealed, with first class postage prepaid thereon, in the United States Mail at Vernal, Utah, on the 18 day of March, 2009.


Tina L. Hemstreet

RECEIVED

MAR 30 2009

WATER RIGHTS
SALT LAKE

**COMMITTEE MEETING FOR THE
UINTA AND WHITEROCKS RIVERS
OF JANUARY 20, 2009, 7:00 P.M.
MINUTES**

Present: Shane Hamblin, River Commissioner for the Uinta and Whiterocks Rivers; committee of Karnel Murdock, Uintah Indian Irrigation Project; Kim Bastian, Associated Water Users Association; and Craig Hansen, Whiterocks Irrigation Company. Also present, Glade Wooley, Whiterocks Irrigation Company.

New Committee

The committee for the Uinta and Whiterocks Rivers was made up of all new members this year. Commissioner Hamblin reviewed from the order of the court the responsibility of this committee to recommend a budget for the coming year.

Minutes from the 2008 committee meeting

The minutes from the 2008 committee meeting were reviewed and explanations given for the different items reported there. Because none of the present committee had been a part of the 2008 committee they could not approve the minutes as read.

Budget Expended in 2008

We went over the 2008 expended budget and noted the over expenditures and under expenditures of this budget.

Water 2025 Grant

There was \$5,000 budgeted in the 2008 budget as matching funds for a Water 2025 grant. The river commissioners had recently met with Dex Winterton of the Duchesne County Water Conservancy District to give him a list of automation projects they wished to see completed with this new funding. The recommended automation projects for the Uinta and Whiterocks rivers would with the following priority: (1) a head gate automated on the US Deepcreek Canal of the Uintah Indian Irrigation Project, (2) data collection and possibly an automated head gate on the exchange between the Whiterocks Irrigation Company and the US Deepcreek Canal, (3) the automation of two head gates at the Uinta No. 1 Canal heading of the Uintah Indian Irrigation Project that is being replaced with new radial head gates, and (4) looking into ways of collecting data from the high mountain storage reservoirs. At present it is difficult to access the high mountain storage reservoirs early in the spring and if a person had real time data via a satellite or even data logged that could be downloaded later when it was easier to access these sites, it would help us know how much water was captured when the Indian Irrigation Project water was below duty in the spring of the year. It was mentioned how the Dry Gulch Irrigation reservoirs are in the High Uintas Primitive Area and may be difficult to monitor electronically. Questions were raised about the matching funds and what the "match" was. In most projects one must match 50/50, but, it does not all need to be cash money, some of the matching funds can be in-kind work. Karnel Murdock gave an example of the work they had done on the Uinta No. 1 Canal heading where the cost was \$150,000, of which they were required to put up \$75,000, but they could use the demolition of the old heading and preparations for their new one as in-kind work to meet their share. It was also noted that the Scenic River designation had passed on the Uinta and Whiterocks rivers, which could make monitoring the reservoirs on these rivers

RECEIVED

MAR 30 2009

**WATER RIGHTS
SALT LAKE**

systems more difficult.

The \$5,000 budgeted for automation in 2008 would be rolled over to the year 2009 as matching funds for the new Water 2025 grant. Automation expenses incurred in the year 2008 were taken out of past automation monies that were rolled over from years past as cost shares for 2025 grants. The question was raised if the Duchesne County Water Conservancy District had received the grant money yet, but no word had been heard about it yet.

Assessments

It was explained how the assessments are based on the past water year. The river commissioner sends out assessments to the Uintah Indian Irrigation Project and to the Whiterocks Irrigation Company, which had chosen to not be apart of the Associated Water Users. The services of the Associated Water Users secretary are used to send out the assessments to all of the other different water users. There are monies budgeted to pay the Associated Water Users for this service. The budgeted amount for the secretary would remain the same for the 2009 budget.

Office expenses

The office expenses had been higher in 2007 because of new windows installed and a new xerox machine. The office expenses had been less in 2008 as expected. The Lake Fork River Commissioner and Uinta and Whiterocks River Commissioner rent office space from the Dry Gulch Irrigation Company and share in a percentage of the costs incurred to keep the building maintained. It was noted that the server for the automation and data collection is housed in office.

Phone

Phone expenses had gone down since all of the remote sites were switched from cell phones to radios.

Miscellaneous

It was explained that the miscellaneous item on the budget paid for canvas dams, keys, etc.

Publish Annual Report

The annual report had been copied on the office xerox machines last year, but it had been a lot of work making copies front to back. This budget item pays for binding combs and covers to make the annual reports.

Expended 2008 Budget

Some of the 2008 budget items were over expended and some were under expended. The budget as a whole came out \$763.15 over expended. This dollar amount will be added to the 2009 budget.

Proposed 2009 Budget

Most of the line items were left with the same budgeted amount or raised slightly.

RECEIVED
MAR 30 2009
WATER RIGHTS
SALT LAKE

Salary and FICA

The committee in the past had approved a motion that a 3% raise could be added to the salary of each new budget as a cost of living increase. A 3% raise was thus added to the 2009 budget. This raise in salary would therefore increase the FICA amount withheld. A suggestion was made that the 3% raise be tied to the condition of the annual report being done on a timely manner.

Mileage

The mileage has been based on double the cost per mile for the government rate to compensate for the rough roads that must be driven on to reach many of the river headings. This mileage computation rate is a continuation of the method used by the former river commissioner Bill Christensen.

Automation

The amount budgeted for automation was lowered to \$2,000 since we didn't have to match a grant. Some of the automation budget goes to pay for two DSL lines and an internet connection. Solar panels, radios, and batteries needing to be replaced would also come out of the automation budget.

Mountain Reservoirs Inspection

The water outlook for the upcoming irrigation season was not looking too good at the time of this committee meeting, so, it was proposed to leave the higher budgeted amount of \$4,000—as it had been raised in 2008—for the mountain reservoir inspections. It was hoped that we would get some spring storms to help with the snowpack.

2008 Water Year

Last year ended out being a somewhat better water year. The Uintah Indian Irrigation Project had received close to three acre feet of water per acre of ground. The Dry Gulch Irrigation Company and Whiterocks Irrigation Company had fairly good water years, but, the secondaries water users with lower priority filings and no storage had not done as well.

2009 Budget Approval

A motion was made to approve the 2009 budget by committee member Kim Bastian of the Associated Water Users. Karnel Murdock of the Uintah Indian Irrigation Project seconded it.

Committee Chairman

Kim Bastian was then nominated to be the committee chairman.

RECEIVED

MAR 30 2009

**WATER RIGHTS
SALT LAKE**

UINTA ANCHUTEROCKS RIVER COMMISSIONER
2009 BUDGET

<u>BUDGET ITEM</u>	<u>2009 BUDGET</u>
SALARY:	\$40,195.36
F.I.C.A.:	\$3,074.95
MILEAGE:	\$11,000.00
WORKERS COMPENSATION:	\$1,800.00
RETIREMENT:	\$2,000.00
ANNUAL LEGAL FEES:	\$875.00
ASS. WATER USERS (SEC.)	\$1,375.00
OFFICE EXPENSES:	\$1,100.00
PHONE:	\$1,000.00
AUTOMATION:	\$2,000.00
COMPUTER ACCESSORIES AND UPGRADES:	\$300.00
MISCELLANEOUS:	\$500.00
PUBLISH ANNUAL REPORT:	\$125.00
MNT. RES. INSPECTION:	\$4,000.00
BUDGET EXPENSES:	\$69,345.31
PLUS OVEREXPENDED BUDGET 2008:	\$763.15
ADJ. BUDGET EXPENSES:	\$70,108.46
2025 CHALLENGE GRANT COST SHARE ROLLED OVER FROM YEAR 2006:	\$1,595.33
2025 CHALLENGE GRANT COST SHARE FOR 2008:	\$5,000.00
TOTAL BUDGET EXPENSES:	\$76,703.79

RECEIVED

MAR 30 2009

WATER RIGHTS
SALT LAKE

UINTAH AND WHITEROCKS RIVER COMMISSIONER 2008 ANNUAL REPORT AND 2009 ASSESSMENT

<u>APPROPRIATOR</u>	<u>AMOUNT CHARGED ACRE FT.</u>	<u>PERCENT OF CHARGED</u>	<u>ASSESSMNT</u>
UINTAH IRRIGATION PROJECT			
UINTAH	18,912.55		
COLTHORP	231.43		
UINTAH #1(+UPPER)	13,604.33		
HARMES	1,942.64		
A-DITCH	353.91		
B-DITCH	456.56		
C-DITCH	109.71		
D-DITCH	1,292.22		
BENCH	17,498.03		
U. S. WHITEROCKS	11,748.36		
U. S. FARMCREEK	3,683.04		
U. S. DEEPCREEK	13,274.28		
PARK	1,455.70		
HENRY JIM	3,011.00		
MCKEE	172.05		
SCOTT	<u>29.40</u>		
	87,775.21	62.2683	\$43,655.34
DRY GULCH			
CEDARVIEW	3,943.58		
T. N. DODD	1,191.00		
UINTAH	3,278.08		
UINTAH#1	9,897.83		
BENCH	<u>1,830.45</u>		
	20,140.94	14.28811	\$10,017.18
T. N. DODD	250.40	0.177635	\$124.54
LARSON	0.00	0	\$0.00
INDEPENDENT	536.50	0.380597	\$266.83
KEITH BASTIAN (ALLRED/COLTHORP)	189.63	0.134525	\$94.31
HOWARD HORROCKS (COLTHORP)	68.24	0.04841	\$33.94
KEITH BASTIAN (KIEL)	34.71	0.024623	\$17.26
HOWARD HORROCKS (KIEL)	104.13	0.07387	\$51.79
BIG SIX	0.00	0	\$0.00
DURIGAN	378.11	0.268234	\$188.05
HALL AND LEE	26.78	0.018998	\$13.32
MARIMON	0.00	0	\$0.00
PARK EXTENSION	6,796.18	4.821254	\$3,380.11
PARK	12,622.76	8.954667	\$6,277.98
MOFFAT	2,900.00	2.057279	\$1,442.33
MCKEE	<u>0.00</u>	<u>0</u>	<u>\$0.00</u>
	23,907.44		
TOTAL ASSOCIATED WATER USERS	44,048.38	23.13602	\$19,839.07
WHITEROCKS IRRIGATION	9,139.33	<u>6.483499</u>	<u>\$4,545.48</u>
TOTAL ENTIRE SYSTEM	140,962.92	100	\$70,108.46

RECEIVED
MAR 30 2009
WATER RIGHTS
SALT LAKE

**SCHEDULE OF DISTRIBUTION
UINTA and WHITEROCKS RIVERS**

Appl. Number	Appropriator	Cert. No.	Flow C.F.S.	Nature of Use	Comment	
	Town of Ft. Duchesne		.85	Domestic & Municipal	Bench Canal	
	Town of Randlett		1.50	Domestic & Municipal	Henry Jim Canal	
	Whiterocks School		.85	Domestic & Municipal	Pipeline	
			3.20		TOTAL	
Appl. Number	Appropriator	Cert. No.	Flow C.F.S.	Period of Use	Proof Acres	Canals
354	U.S. Indian Irr. Serv.	1234	98.51	3-1 to 10-15	6,895.52	Deep Creek
354	U.S. Indian Irr. Serv.	1234	3.39		235.46	Tabby White
355	U.S. Indian Irr. Serv.	1232	23.98		1,678.85	Farm Ck.S.No.2 & Duncan
355-a	U.S. Indian Irr. Serv.	1172	3.50		244.70	Big Six
355-b	U.S. Indian Irr. Serv.	1173	2.29		151.00	Daniels
355-c	U.S. Indian Irr. Serv.	1174	2.02		141.60	Bench
356	U.S. Indian Irr. Serv.	1211	84.50		5,844.37	Uintah
356	U.S. Indian Irr. Serv.	1211	50.85		3,525.25	No. 1
356-a	U.S. Indian Irr. Serv.	1212	2.45		180.20	B(Meadows)
356-a	U.S. Indian Irr. Serv.	1212	1.14		82.70	C(Princess Pal)
356-a	U.S. Indian Irr. Serv.	1212	2.56		185.80	D(New)
356-b	U.S. Indian Irr. Serv.	1208	1.00		73.47	A(Martha W.)
357	U.S. Indian Irr. Serv.	1300	68.80		4,820.35	Whiterocks & School No. 1
357-a	U.S. Indian Irr. Serv.	1233	6.13		425.14	Colorado Park

RECEIVED
MAR 30 2009
WATER RIGHTS
SALT LAKE

EXHIBIT "B"

358	U.S. Indian Irr. Serv.	1235	53.00		6,307.97	Bench
383	U.S. Indian Irr. Serv.	1219	13.31		920.94	Bench Ext. & Ft. Duchesne
383-a	U.S. Indian Irr. Serv.	1177	1.00			Henry Jim Ditch
388-a	U.S. Indian Irr. Serv.	1224	9.70			Bench Supp'l to Application 358
388-b	U.S. Indian Irr. Serv.	1176	11.50		827.88	Harmes
388	U.S. Indian Irr. Serv.	1223	24.12		1,612.40	Henry Jim
388	U.S. Indian Irr. Serv.	1223	4.65		325.70	Wissiuip
388	U.S. Indian Irr. Serv.	1223	1.14		80.00	Springs
388	U.S. Indian Irr. Serv.	1223	1.94		135.84	Farm Creek Proper
			470.49	TOTALS	34,695.14	
623	Dry Gulch Irrig. Co.	1271	170.17	4-1 to 10-31	12,373.12	Uintah & No. 1
623-a	Dry Gulch Irrig. Co.	2084	26.77	4-1 to 10-31	2,006.30	Uintah & Bench
623-a-1	Dry Gulch Irrig. Co.	2083	46.50	4-1 to 10-31	3,339.66	Uintah
623-b	Dry Gulch Irrig. Co.	2172	60.00	4-1 to 10-31	4,199.05	Uin. Supp'l for 4,199.05 acres
627	Dry Gulch Irrig. Co.	2081	21.33	4-1 to 10-31	1,546.88	No. 1: Primary Right 2 1/4 ac. ft.
727	Dry Gulch Irrig. Co.	2245	44.00	4-1 to 10-31	3,078.75	Uintah & No. 1: Supp'l
727-a	Dry Gulch Irrig. Co.	2068	4.30	4-1 to 10-31	335.87	Bench: Primary Right 2 ac. ft.
3062	Dry Gulch Irrig. Co.	2261	42.00	3-1 to 11-30	2,840.60	Cedarview
1149	Uintah Indep. Ditch Co	1260	5.80	4-1 to 10-15	407.00	Uintah Independent
2544	Uintah Indep. Ditch Co	1372	9.20	4-15 to 10-15	648.58	Uintah Independent
7210	Uintah Indep. Ditch Co	1550	2 1/7	4-15 to 10-15	160.00	Uintah Independent

RECEIVED

MAR 30 2009

WATER RIGHTS
SALT LAKE

EXHIBIT "B"

7729	Uintah Indep. Ditch Co	1292	3.57	4-15 to 10-15	250.00	Uintah Independent
8021	Uintah Indep. Ditch Co	1282	4.57	4-15 to 10-15	320.00	Uintah Independent
9522	Uintah Indep. Ditch Co	1699	5.06	4-1 to 11-1	353.80	Uintah Independent
1419	Ouray Park Irr. Co.	5677	48.00	3-15 to 10-15		Ouray Park (proof not made)
2043	Ouray Park Irr. Co.		42.00	3-15 to 10-15		Ouray Park (proof not made)
10111	Ouray Park Irr. Co.		95.00	3-1 to 12-15		Whiterocks/Ouray (proof not made)
10111-a	Ouray Park Irr. Co.		95.00	3-1 to 12-15		Whiterocks/Ouray (proof not made)
11550	Ouray Park Irr. Co.		10.00	3-1 to 12-15		Ouray Park (filing on Deep Creek)
11930	Ouray Park Irr. Co.		40.00	2-1 to 12-15		Ouray Park (proof not made)
1852	T.N. Dodd Irr. Co.	1537	8 2/7	4-1 to 11-1	580.00	T.N. Dodd
4929	T.N. Dodd Irr. Co.	1535	2.68	4-15 to 10-15	187.00	T.N. Dodd
513	United States	118	1 6/7	3-1 to 10-1	85.16	T.N. Dodd
514	Uintah River Irr. Co.	1261	25.00	5-1 to 10-1	2,043.55	Moffat
515	U.S. Bureau Ind. Aff.	12C	.85	1-1 to 12-31		
546	Thomas Durigan	185	1 5/7	4-1 to 10-15	127.00	Durigan
586	Charles F. Keil	621	2.27	3-1 to 11-1	160.00	Uintah Independent
644	Whiterocks Irr. Co.	1738	50.00	4-1 to 11-15	3,503.21	Whiterocks/Ouray
719-a	H.B. Lloyd	273	2 1/3	4-1 to 10-31	160.00	Uintah Independent
727-c	Morehouse, Dye & Lynn	1677	13.73	4-1 to 10-31	960.82	T.N. Dodd
759	J.W. Cook & T.S. Gunn	368	3-3/7	4-15 to 10-1	232.80	Big Six
759-a	John H. Cook	538	2.27	4-15 to 10-1	160.00	Uintah Independent Canal
769	Whiterocks Irrigation Co.	1739	33.00	4-1 to 11-15	2,308.45	Whiterocks-Ouray

RECEIVED

MAR 30 2009

EXHIBIT "B"

903	George Taylor	1303	2.14	4-1 to 10-1	150.00	Henry Jim Canal
904	Wayland E. Webb	211	2-31/70	4-1 to 11-30	171.48	Whiterocks-Ouray
1079	John A. Olsen	175	1.43	4-1 to 10-31	100.00	Utah Independent
1094-a	Less O'Driscoll	176	2-2/7	4-1 to 9-15	156.48	Big Six
1135	Henry P. Olsen	291	1.20	4-1 to 10-31	72.70	Utah Independent
1576	S.H. Pullin & A.F. Rasmussen	1416	4.57	4-1 to 9-30	320.00	Big Six
1813	George Q. Allred	294	1.43	4-1 to 10-31	100.00	Utah Independent
1947	Whiterocks Irrigation Co.	1740	9.60	4-1 to 11-30	671.16	Whiterocks-Ouray
2234	John J. Nielson	982	2.28	3-15 to 10-15	160.00	Utah Independent
2704	R.L. Marimon & R. Forsythe	275	4.05	3-1 to 10-31	283.40	Marimon
3007	Minnie B. Peterson	815	2.50	4-1 to 10-31	160.00	Big Six
3008	Joseph N. Seeley et. al.	1522	8.77	4-1 to 10-31	614.20	Utah Independent
3319	Ralph S. Marimon	416	1.00	3-1 to 11-1	68.70	Marimon
5508	W.H. & Hattie Coltharp	630	4.57	4-1 to 9-30	320.00	Utah Independent
6695	Hall & Whitlock	1136	2.21	4-15 to 10-15	154.61	Hall & Lee
7440	R.L. Marimon	1026	.70	4-1 to 11-1	45.00	Marimon
7797	Utah Power & Light	2163	28.32	1-1 to 12-31		
9510	Ephraim & Grand Rasmussen	1743	.572	4-1 to 11-1	40.00	Deep Creek Canal
Appl. Number	Appropriator	Cert. Number	Filing Acre Feet	Storage Period	Proof Acre Feet	Name of Reservoir or Comment
6485	Whiterocks Irrigation Co.		5,000	1-1 to 12-31		Paradise Park
6902	Whiterocks Irrigation Co.	6366	1,000			Chepeta Lake
8285	"		300			Mocassin Lake
8286	"		250			Papoose Lake
8287	"		200			Wigwam Lake
13548	"		1,000			Chepeta Lake
13998	"		1,000			Chepeta Lake

RECEIVED

MAR 30 2009

WATER RIGHTS
SALT LAKE

EXHIBIT "B"

7839	Dry Gulch Irrigation Co.	1807a	500	10-15 to 6-15	500	Lower Chain Lake
7840	"	2144			500	Upper Chain Lake
8223	"	1754		11-1 to 4-1	216	Crescent Lake
8224	"	2146		11-1 to 4-1	750	Fox Lake
8327	"	2170		1-1 to 12-31	330	Lower Chain Lake
8328	"	2085		10-15 to 6-15	20	Upper Chain Lake
8330	"		1,000			Uintah River-Montez Creek
9103	"		1,000			Atwood Lake
10705	"		1,500			Atwood Lake & Elbow
9102	Utah Water & Power Board		4,250			Queant, Cleveland & Cliff
9670	Ouray Park Irrigation Co.		10,000	1-1 to 12-31		Whiterocks River, Filing on
9670-a	"		10,000	1-1 to 12-31		Uintah River, Filing on
11423	"		2,100	1-1 to 12-31		Cliff, Whiterocks & Elbow Lake
11550	"		1,300	1-1 to 12-31		Filing on Deep Creek
11930	"		2,500	11-1 to 3-31		Uintah Riv. & Uriah Heep Spring
11330	U.S.A. Indian Irr. Service		4,500	11-1 to 7-1	Lapsed	Queant & Cleveland Lakes
12934	CO Riv. Great Basin W.U. Assn.		1,500,000	1-1 to 12-31		Green Riv. & other Basin Strm
17168	Jay Larson					10 Sec. Feet
17145	J.R. Mahoney					10 Sec. Feet
18043	U.S. Bureau of Rec.		800,000	1-1 to 12-31		All Uintah Basin Streams
18384	Tridell-LaPoint Water Imp. Dist.		1.00	1-1 to 12-31		
21672	Culbert L. Olsen					2.67 Sec. Feet
36604	St of UT Brd of Water Res.		250.00	4-1- to 10-31		Cedarview Canal
36626	Whiterocks Irrigation Co.		4,460.00	1-1- to 12-31		Whiterocks-Ouray

RECEIVED

MAR 30 2009

WATER RIGHTS
SALT LAKE

**APPLICATIONS FOR APPROPRIATION OF WATER
FROM UINTAH AND WHITEROCKS RIVERS**

Appl. Number	Appropriator	Cert. No.	Priority	Flow C.F.S.	Period of Use	Proof Acres	Canals
43-511 A31881 a15950	Whiterocks Irr. Co. Merkley Drop Reservoir	Proof Due 6/30/99	4/21/60	3000 af	4/1 - 10/31	7459.81	Whiterocks - Ouray
43-3161 a7420	Jay & Minnie Schulthes Fix, Ashton & Nash	1026	7/30/17	0.7 cfs	4/1 - 11/1	57.55	Ditch (Whiterocks RV)
43-3311 A17359	Moon Lake Electric Assoc.	Election	2/6/46	56.48 cfs	1/1 - 12/31	Power Plant	Uintah River
43-3610 A32943	Uintah River Irrigation Co. (E&W Cottonwood Res.)	Election	4/14/61	5.0 cfs	3/15 - 11/15 (I) 1/1 - 12/31 (D)	2043.55	Moffat Canal
43-3720	Whiterocks Irrigation Co. (LaPoint Reservoir) LaPoint/Tride ll Water	Election	8/8/63	5.0 cfs	4/1 - 11/1 (I) 1/1 - 12/31 (M) 1/1 - 12/31 (S)	6641.56	Whiterocks & Ouray Valley Canal
43-3811 A36603	Moon Lake Water Users Association	Proof Due 6/30/99	12/7/64	100 cfs 2500 af	4/1 - 10/31	2500.00	Uintah No. 1 Canal
43-3813	Moon Lake Water Users Association	Proof Due 6/30/2001	12/7/64	100 cfs 2500 af	4/1 - 10/31	3000.00	Uintah Canal
43-4819	Whiterocks Irrig. Co. (Merkley Drop Res)	Proof Due 6/30/99	12/22/64	4460 af	3/15 - 11/1 (I) 1/1 - 12/31 (D) 1/1 - 12/31 (S)	6203.80	Whiterocks & Ouray Valley
43-10300 A65493	USA Forest Service	Proof Filed	6/28/91	0.5 cfs	1/1 - 12/31 for non-consump	Fish Culture	Power Diversion (Uintah River)
43-10691 A70730	Clark L. Rasmussen	Proof Due 6/30/2001	3/17/97	0.25 cfs	1/1 - 12/31 for non-consump	Fish Culture	Pump (Uintah River)

RECEIVED
MAR 30 2009
WATER RIGHTS
SALT LAKE

UNTA DISTRIBUTION

WR#	Appl. #	Cert. #	Appropriator	Priority Date	Flow cfs	Storage af	Use	Canal	Source	Irrig. Ac.
13-3006	355b	1173	Indian Irrigation Serv.	01/01/1861	2.29		IRR	Daniels Ditch	Uinta River	151.00
13-3012	357a	1233	Indian Irrigation Serv.	01/01/1861	6.13		IRR	Colorado Park Canal	Uinta River	425.14
13-433	355a	1172	Indian Irrigation Serv.	01/01/1861	3.50		IRR	Big Six Canal	Uinta River	244.71
13-497	358	1235	Indian Irrigation Serv.	01/01/1861	52.76		IRR	Uintah & Bench Canal	Uinta River	6286.31
3-3011	357	1300	Indian Irrigation Serv.	01/01/1861	68.80		IRR	School/Whiterocks	Uinta/Whiterocks Rivers	4820.35
3-3010	356b	1208	Indian Irrigation Serv.	01/01/1861	1.00		IRR	Ditch A	Uinta River	73.47
3-3009	356a	1212	Indian Irrigation Serv.	01/01/1861	6.15		IRR	Ditch B,C,D	Uinta River	448.71
3-3008	356	1211	Indian Irrigation Serv.	01/01/1861	135.35		IRR	Uintah Canal	Uinta River	9374.62
3-3007	355c	1174	Indian Irrigation Serv.	01/01/1861	2.27		IRR	Bench Canal	Uinta River	141.61
3-3016	383a	1177	Indian Irrigation Serv.	01/01/1861	1.90		MUN	Henry Jim Ditch	Uinta River (Randlett)	
3-3005	355	1232	Indian Irrigation Serv.	01/01/1861	23.98		IRR	Duncan/School/FarmC	Whiterocks River	1678.85
3-3004	354	1234	Indian Irrigation Serv.	01/01/1861	101.30		IRR	Deep Cr/Tabby White	Uinta River	7130.98
3-3003	388	1233	Indian Irrigation Serv.	01/01/1861	28.77		IRR	Henry Jim/Wissup	Uinta/Duchesne Rivers	1938.11
3-3018	383	1219	Indian Irrigation Serv.	01/01/1861	13.32		IRR	Uintah/Bench/Ft. Duch	Uinta River	920.94
3-3019	388a	1224	Indian Irrigation Serv.	01/01/1861	9.70		IRR	Uintah/Bench Canals	Uinta River	6308.61
3-3019	388b	1176	Indian Irrigation Serv.	01/01/1861	11.50		IRR	Uintah Can./Harms Dt	Uinta River	827.88
3-3002	314	1261	Uintah Rv. Irrig. Co.	01/01/1861	25.00		IRR	Moffat Canal	Uinta River	2043.55
3-8799	358	a2111	Roosevelt City Corp	04/19/1905	0.2444	89.1	MUN	(Change)/Uinta Rv	(to) UGW's	
3-3033	513	118	United States of Amer	06/15/1905	1.86		IRR	Earth Dam	Uinta River	85.16
3-3034	515	12C	Bureau Indian Affairs	07/26/1905	0.85		MUN	Wooden Box	Uinta River	
3-3035	546	185	Roosevelt City Corp	09/16/1905	1.70		MUN	Durigan Ditch	Uinta River	
3-3037	623	2171	Dry Gulch Irrigation C	09/27/1905	170.17		IRR	Uintah Canal & #1	Uinta River/4 wells	
3-3038	623a	2084	Dry Gulch Irrigation C	10/21/1905	26.77		IRR	Uintah Canal & #1	Uinta River	12373.12
3-3039	623a1	2083	Dry Gulch Irrigation C	10/21/1905	46.50		IRR	Uintah #1/Bench	Uinta River	2006.31
3040	623b	2172	Dry Gulch Irrigation C	10/21/1905	60.00		IRR	Uintah #1 Canal	Uinta River	3339.66
3041	627	2081	Dry Gulch Irrigation C	10/21/1905	21.33		IRR/DOM	Uintah Canal	Uinta River	4199.05
3042	644	1738	Whiterocks Irrigation	10/24/1905	50.00	10509.63	IRR	Uintah #1 Canal	Uinta River	1546.88
3045	719a	273	H. B. Lloyd	10/31/1905	2.33		IRR	WR/Ourray Valley Can	Whiterocks River	3503.21
3046	727	2245	Dry Gulch Irrigation C	12/09/1905	44.00		IRR	Uintah Independent	Uinta River	160.00
3047	727a	2068	Dry Gulch Irrigation C	12/15/1905	4.80		IRR	Uintah/Uintah #1 Can	Uinta River	3078.75
3048	727c	1677	Morehouse, et al	12/15/1905	14.00		IRR	Indian Bench Canal	Uinta River	335.87
3051	759	368	Cook and Gunn	12/15/1905	3.43		IRR	T&N Dodd Canal	Uinta River	979.57
3052	759a	538	John Cook	01/08/1906	2.27		IRR	Big Six Canal	Uinta River	232.81
3053	769	1739	Whiterocks Irrigation	01/08/1906	32.95	6925.35	IRR/DOM	Uintah Independent	Uinta River	160.00
3058	904	211	Weyland Webb	01/16/1906	2.44		IRR	WR/Ourray Valley Can	Uinta River	2308.45
3057	903	1303	Taylor and McKee's	05/15/1906	2.14		IRR	Ditch	Whiterocks River	171.48
3059	1079	175	John A. Olsen	05/18/1906	1.43		IRR	Henry Jim Canal	Uinta River	150.00
3063	1135	291	Henry P. Olsen	10/04/1906	1.20		IRR/DOM	Uintah Independent	Uinta River	100.00
3064	1149	1260	Uintah Indep Ditch Co	11/30/1906	5.80		IRR	Uintah Independent	Uinta River	72.71
3066	1419	5677	Board of Water Res	12/13/1906	48.00		IRR/DOM	Uintah Independent	Uinta River	407.00
3067	1576	1416	Pullen/Rasmussen	06/14/1907	4.57		IRR	Ourray Park Canal	Uinta River	3038.00
1404	1813	294	George Q. Alfred	09/10/1907	1.43		IRR/DOM	Big Six Canal	Uinta River	320.00
				03/30/1908			IRR	Ditch	Uinta River	100.00

RECEIVED

MAR 30 2009

WATER RIGHTS

UINTA DISTRIBUTION

WR#	Appi. #	Cert. #	Appropriator	Priority Date	Flow cfs	Storage af	Use	Canal	Source	Irrig. Ac.
43-503	1947	1740	Whiterocks Irrigation	07/11/1908	8.93	2013.48	IRR	Whiterocks/Ourray Val	Whiterocks River	671.16
43-1405	586	621	Keith Bastian	08/18/1908	0.57		IRR	Ditch	Uinta River	38.41
43-1406	586	621	Howard Horrocks	08/18/1908	1.70		IRR	Ditch	Uinta River	112.61
43-245	2043		Ourray Park Irr. Co.	08/22/1908	42.00		IRR/DOM	Ourray Park Canal	Uinta River	9554.25
43-3080	2234	982	John J. Nielson	01/22/1909	2.28		IRR/DOM	Uintah Independent	Uinta River	160.00
43-3083	2544	1372	Uintah Indep Ditch Co	06/05/1909	9.20		IRR/DOM	Uintah Independent	Uinta River	648.58
43-10655	1947a	1740	Tridell/Lapoint WID	07/11/1909	0.7636		MUN	WR/Ourray Valley Can	Whiterocks River	
43-3085	2704	275	Wilkerson/Forsyth	09/24/1909	4.05		IRR	Marimon Ditch	Whiterocks River	283.41
43-3090	3007	815	Hattie Kinyon Estate	02/18/1910	2.50		IRR	Big Six Canal	Uinta River	160.01
43-3091	3008	1522	Oaks/Peterson et al	02/18/1910	8.77		IRR/DOM	Uintah Independent	Uinta River	614.21
43-3093	3062	2261	Board of Water Res	03/11/1910	42.00		IRR	Canal	Uinta River	2840.61
3-7	3319	416	Wilkerson et al	06/21/1910	1.00		IRR	Marimon Ditch	Whiterocks River	68.71
3-3002	1852	1537	T&N Dodd Irrigation	02/05/1912	10.00		IRR/DOM	T&N Dodd Canal	Uinta River	700.00
3-3	4929	1535	T&N Dodd Irrigation	11/25/1912	2.68		IRR/DOM	T&N Dodd Canal	Uinta River	187.39
3-3060	1094a	176	Les O'Driscoll	12/16/1912	2.30		IRR/DOM	Big Six Canal	Uinta River	156.48
3-1402	5508	630	Keith Bastian	11/10/1913	0.57		IRR	Uintah Independent	Uinta River	78.51
3-1403	5508	630	Keith Bastian	11/10/1913	0.57		IRR	Uintah Independent	Uinta River	71.01
3-1407	5508	630	Howard Horrocks	11/10/1913	0.57		IRR	Uintah Independent	Uinta River	80.00
3-1149	5508	630	Keith Bastian	11/10/1913	0.57		IRR	Uintah Independent	Uinta River	78.51
3-1401	5508	630	Howard Horrocks	11/10/1913	0.57		IRR	Uintah Independent	Uinta River	80.00
3-504	6485	5997	Whiterocks Irrigation	12/27/1915		3268	IRR	Whiterocks River	Paradise Park Reservoir	6205.81
3-8706	6695a	1136	Garth Anderson	04/10/1916	0.15		IRR/DOM	John Hall's Ditch	Uinta River	10.34
3-8708	6695c	1136	Garth Anderson	04/10/1916	0.19		IRR/DOM	John Hall's Ditch	Uinta River	13.33
3-3146	6695	1136	Blue Diamond Oil	04/10/1916	1.68		IRR/DOM	John Hall's Ditch	Uinta River	117.61
3-8707	6695b	1136	George C. Alfred	04/10/1916	0.19		IRR/DOM	John Hall's Ditch	Uinta River	13.33
3-512	6902	6366	Whiterocks Irrigation	08/17/1916		1000	IRR	Whiterocks/Ourray Val	Chepeta Lake/WR River	6203.81
3-3156	7210	1550	Uintah Indep Ditch Co	03/19/1917	2.14		IRR	Uintah Independent	Uinta River	160.00
3-3156	7420	1026	Schulthes, et al	07/30/1917	0.70		IRR	Ditch	Whiterocks River	57.55
3-3156	7729	1292	Uintah Indep Ditch Co	05/13/1918	3.57		IRR/DOM	Uintah Independent	Whiterocks River	250.00
3-3156	7797	2163	Uintah Power & Light	07/12/1918	28.32		POWER	Dam, Headgate & Can	Uinta River	
3-169	7839	1807a	Dry Gulch Irrigation C	08/22/1918		500	IRR	Lower Chain Lake	Uinta River	499.35
3-169	7840	2144	Dry Gulch Irrigation C	08/22/1918		500	IRR	Upper Chain Lake	Uinta River	1667.32
3-173	8021	1282	Uintah Indep Ditch Co	03/08/1919	216		IRR	Uintah Independent	Uinta River	320.00
3-175	8223	1754	Dry Gulch Irrigation C	07/31/1919		216	IRR	Crescent Lake	Uinta River	216.00
3-176	8224	2146	Dry Gulch Irrigation C	07/31/1919		750	IRR	Fox Lake	Uinta River	866.21
3-507	8287	6369	Whiterocks Irrigation	09/15/1919		110	IRR	Whiterocks/Ourray Val	Wigwam Lake	6203.81
3-506	8286	6368	Whiterocks Irrigation	09/15/1919		72	IRR	Whiterocks/Ourray Val	Papoose Lake	6203.81
3-505	8285	6367	Whiterocks Irrigation	09/15/1919		90	IRR	Whiterocks/Ourray Val	Moccasin Lake	6205.81
3-179	8327	2170	Dry Gulch Irrigation C	10/08/1919		330	IRR	Lower Chain Lake	Uinta River	1318.14
3-188	9103		Dry Gulch Irrigation C	08/03/1922		1000	IRR	Atwood Lake	Uinta River	11221.45
3-187	9102		Board of Water Res	08/03/1922		4250	IRR	WR/Cliff/Cleve/Queant	Whiterocks River	28544.00
3-195	9522	1699	Uintah Indep Ditch Co	05/27/1924		5.06	IRR	Uintah Independent	Uinta River	353.81

RECEIVED

MAR 30 2009

WATER RIGHTS
SALT LAKE

UINTA DISTRIBUTION

WR#	Appl. #	Cert. #	Appropriator	Priority Date	Flow cfs	Storage af	Use	Canal	Source	Irrig. Ac.
43-3180	8328	2085	Dry Gulch Irrigation C	03/24/1926		20	IRR	Upper Chain Lake	Uinta River	40.00
43-3205	10111a		Ouray Park Irr. Co.	01/24/1927	95.00		IRR	WR/Ouray Valley Can	Whiterocks River	4368.00
43-3204	10111		Ouray Park Irr. Co.	01/24/1927	95.00		IRR	WR/Ouray Valley Can	Whiterocks River	8119.15
43-3194	9510	1743	Ephraim Rasmussen	04/04/1929	0.57		IRR/DOM	Deep Creek Canal	Uinta River	40.00
43-5	10705		Dry Gulch Irrigation C	07/13/1929		1500	IRR	Lake Atwood	Uinta River	3171.65
43-3197	9670		Ouray Park Irr. Co.	02/16/1933		10000	IRR	Brough/Pelican Lakes	Whiterocks River	8000.00
43-3198	9670a		Ouray Park Irr. Co.	02/16/1933		10000	IRR	Brough/Pel/Cottonwo	Uinta River	8000.00
43-3217	11423		Ouray Park Irr. Co.	08/05/1933		2005	IRR	WR/Ouray Valley Can	Cliff/Whiterocks Lakes	8000.00
43-3215	11930		Ouray Park Irr. Co.	01/27/1936		2500	IRR	Ouray Park Canal	Uinta Rv/Pelican Lake	Supplem
43-508	13548	6370	Whiterocks Irrigation	04/16/1940		1000	IRR	Whiterocks/Ouray Val	Chepeta Lake	Supplem
13-509	13998	6371	Whiterocks Irrigation	12/31/1940	0.53	441.62	IRR	Whiterocks/Ouray Val	Chepeta Lake	6203.81
3302	17168	5418	First Security Bank	01/07/1946	9.48		IRR	Whiterocks/Ouray Val	Chepeta Lake	6203.81
3302	17168	5418	First Security Bank	01/07/1946	9.48		IRR	Whiterocks/Ouray Val	Chepeta Lake	6203.81
43-3311	17259		Moon Lake Electric	02/06/1946	56.48		IRR	Whiterocks/Ouray Val	Chepeta Lake	6
43-2509	16384		Tridell/Lapoint WID	08/22/1947	1.00		POWER	Whiterocks/Ouray Val	Chepeta Lake	514.00
43-720	11550		Ouray Park Irr. Co.	12/06/1948	10.00		STOCK/DOM	Whiterocks/Ouray Val	Chepeta Lake	
43-2502	8330		Dry Gulch Irrigation C	04/30/1956		1300	IRR	Deep Creek	Whiterocks River	
43-511	31881		Whiterocks Irrigation	04/21/1960		1000	IRR	Uintah No. 1 Canal	Bullock/Cottonwood Res.	4368.00
43-3610	32943		Uintah Rv. Irrig. Co.	04/14/1961		3000	IRR	Canal	Uintah River/Montez Cr. Re	1634.65
43-3720	35604		Whiterocks Irrigation	08/08/1963	5.00		IRR/DOM	Cottonwood Reservoir	Whiterocks River	7459.81
43-3811	36603		Moon Lake WU Assn	12/07/1964	5.00		IRR/ST/MUN	WR/Ouray Valley Can	Whiterocks River	2043.55
43-3812	36604		Board of Water Res	12/07/1964	100.00	2500	IRR	Uintah #1 Canal	Whiterocks River	6841.56
43-3813	36605		Moon Lake WU Assn	12/07/1964	250.00	5000	IRR	Cedarview Canal	Uintah River	Supplem
43-3819	36626		Whiterocks Irrigation	12/07/1964	100.00	2500	IRR	Uintah Canal	Uintah River/Browns Draw	8000.00
43-10300	65493		USDA Forest Service	06/28/1991	0.5	4460	IRR/ST/DOM	WR/Ouray Valley Can	Uintah River/Unnamod Res	3000.00
							FISH CULTUR	Canal System back to	Whiterocks River	Supplem

RECEIVED

MAR 30 2009

WATER RIGHTS
SALT LAKE