



State of Utah
 DEPARTMENT OF NATURAL RESOURCES
 DIVISION OF WATER RIGHTS

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

1636 West North Temple, Suite 220
 Salt Lake City, Utah 84116-3156
 801-538-7240
 801-538-7315 (Fax)

RECEIVED
 JUL 20 1992

Department of Water Resources

July 17, 1992

MR TIM LUKE
 BOARD OF WATER RESOURCES
 1301 NORTH ORCHARD
 BOISE ID 83706-2237

Dear Mr. Luke:

Re: Goose Creek Water Rights
 (Northwest Box Elder County)

In light of our telephone discussion earlier this week about distribution problems between Utah and Idaho users of Goose Creek water, I researched the records for Utah water rights on Goose Creek. Our proposed determination of water rights for the area has been out of print for many years so a computer search was initiated to locate rights designated from Goose Creek or a tributary to Goose Creek. Since Pole Creek commingles with Goose Creek shortly after it leaves Utah, a search for Pole Creek rights was also made. Additionally Hardesty (also called Hardister) Creek joins Goose Creek in Nevada so a search for it was included. Enclosed are copies of the water rights located in the search. As you can see, many are just stockwatering on stream. There are only a few that involve irrigation. *Deer Box published 1956*

Concerning the status of the rights, I had thought that a pre-trial order had been issued on the Goose Creek adjudication book which along with a George & Johnson Creek book comprises the proposed determination of water rights for the Raft River area in Utah. Only the George & Johnson Creek book has a court order. Therefore, the rights in the Goose Creek book have not been affirmed by a judge. All but one have been established by making claim to diligence by continuous use since before 1903 (date of formation of Utah State Engineer's Office). One was established by filing of an application to appropriate in 1911.

I hope this assists in your study of the Goose Creek distribution problems. If you have further questions, you may wish to contact the State Engineer's regional office in Logan which handles water right matters in this area. The telephone number is (801) 752-8755 or (801) 752-8757, and the regional engineer's name is Bob Fotheringham.

*per Marge 7-21
 George & Johnson CR's have
 a court order (i.e. watermaster)
 & are regulated. Goose CR not regulated*

Yours truly,

Marge Tempest
 Marge Tempest, Specialist

cc: Logan Regional Office