

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT, IN AND FOR  
IRON COUNTY, STATE OF UTAH

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IN THE MATTER OF THE GENERAL )  
 DETERMINATION OF ALL THE )  
 RIGHTS TO THE USE OF WATER, )  
 BOTH SURFACE AND UNDERGROUND, )  
 WITHIN THE DRAINAGE AREA OF )  
 THE ESCALANTE VALLEY IN UTAH )

P E T I T I O N

Civil No. 2118

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Comes now Wayne D. Criddle, the duly appointed, qualified and acting State Engineer of the State of Utah and respectfully represents and shows unto this Honorable Court:

1. That the water rights in the Beryl-Enterprise and Milford distribution systems have been determined by the State Engineer in the Proposed Determination of Water Rights in the Escalante Valley; that in accordance with that determination and Section 73-5-1, Utah Code Annotated, 1953, and after consultation with the water users of the Beryl-Enterprise and Milford areas, water commissioners have been appointed and the salaries of said commissioners and the other expenses have been determined and fixed; that each water user is charged with paying his pro rata share of the distribution costs.

2. That the persons hereinafter named are each the owner of water rights in the Beryl-Enterprise and Milford systems and each of them has failed, neglected and refused to pay the water assessment levied against him as to his proportionate share of the expense of the Beryl-Enterprise and Milford distribution systems, and that the names and addresses and the amount of delinquency of each of said water user is as follows:

<u>NAME</u>	<u>ADDRESS</u>	<u>AMOUNT OF ASSESSMENT</u>
Adams Brothers c/o Stanley Adams	P. O. Box 408 Enterprise, Utah	\$ 11.72
Marshall Austin	Beryl, Utah	11.26
Woodruff Holt	Enterprise, Utah	7.68
Albert Feldsted c/o Lane Moyle	Beryl, Utah	10.78
Leland Huntsman	Enterprise, Utah	14.16
Melvin Langford	Modena, Utah	10.34

<u>NAME</u>	<u>ADDRESS</u>	<u>AMOUNT OF ASSESSMENT</u>
Lane Moyle	Beryl, Utah	\$ 15.98
Vern Pickerell	Newcastle, Utah	240.10
Margarito Vicerra	Beryl, Utah	5.41
Dan Rollins	Milford, Utah	18.57

WHEREFORE, the State Engineer respectfully prays that this Court issue an order directing each of the parties above named to appear and show cause why each of them should not be forbidden the use of water until the assessment against them has been paid in full and for such other and further relief as the court deems just and equitable.

A. Pratt Kesler  
ATTORNEY GENERAL

*Dallin W. Jensen*  
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ASSISTANT ATTORNEY GENERAL

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