

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

IN THE MATTER OF THE GENERAL)	INTERLOCUTORY ORDER FIXING
DETERMINATION OF ALL THE RIGHTS)	LIMITATIONS ON WITHDRAWALS
TO THE USE OF WATER, BOTH SUR-)	OF UNDERGROUND WATER FOR THE
FACE AND UNDERGROUND, WITHIN)	YEAR 1962 AND FUTURE YEARS
THE DRAINAGE AREA OF THE ESCALANTE)	UNTIL AMENDED, OR UNTIL THE
VALLEY IN UTAH.)	FINAL DECREE IS ENTERED

An interlocutory order having been heretofore entered under date of April 21, 1961, for underground water rights involved in the Proposed Determination herein, and it appearing that it is necessary that the duty of water to be withdrawn from underground sources during the year 1962 and for future years be fixed by the court, and to limit water users from the underground water basins to an amount not in excess of four acre-feet per acre of land awarded a water right under said Proposed Determination, and it further appearing that some water users during the year 1961, in cases of extraordinary hardship, were allowed to use an amount of water in excess of that provided for in the 1960 interlocutory order, conditioned on the agreement with the water users that any overage would be deducted the following three years by an amount equal to one-third of the excess used in the year 1961, now, therefore, it is ORDERED

1. That during the year 1962 and until further amended by order of the court, the use of water from the underground water basin involved herein shall be limited to four acre-feet per acre of land awarded a water right under said Proposed Determination.

2. That each water user who, during the year 1961, used water in excess of the amount of four acre-feet per acre as provided in said 1960 order, shall be charged during the years 1962 and 1963 with one-third of the amount of such excess each year and shall be required to decrease his 1962 and 1963 withdrawals accordingly.

3. That the State Engineer and the Water Commissioner are charged

with the duty of enforcing this order by shutting off of wells or by institution of contempt proceedings against persons violating this order.

Dated this 18th day of June, 1962.

s. J. Nelson Day
JUDGE