

IN THE FIFTH DISTRICT COURT OF UTAH IN AND FOR IRON COUNTY

IN THE MATTER OF THE GENERAL
DETERMINATION OF WATER RIGHTS
IN THE ESCALANTE VALLEY DRAIN-
AGE AREA

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)
)

INTERLOCUTORY ORDER
FIXING LIMITATIONS ON WITH-
DRAWALS OF UNDERGROUND WATER
FOR THE YEAR 1961

An interlocutory order having been heretofore entered herein under date of June 2, 1960, fixing the duty of water for the year 1960 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involved in the Proposed Determination herein, and it appearing that it is necessary that the duty of water to be withdrawn from underground sources during the year 1961 be fixed by the court, and to limit water users from the underground water basins to an amount not in excess of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 1960, used an amount in excess of that provided in said 1960 order and should be charged during the year 1961, as provided in said former order, for one-third of the amount of such excess, now therefore it is ORDERED

1. That during the year 1961 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 1960, used water in excess of the amount of four acre-feet per acre as provided in said 1960 order, shall be charged during the year 1961 with one-third of the amount of such excess and shall be required to decrease his 1961 withdrawal 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.

Done this 21st day of April, 1961.

/s/ Will L. Hoyt
JUDGE