



STATE OF UTAH
NATURAL RESOURCES
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, UT 84116-3156 • 801-533-6071

April 24, 1987

Mr. Wilmer Parrish
Route 2
Roosevelt, Utah 84066

Dear Mr. Parrish:

The flows of Deep Creek are rapidly diminishing, and within a short time the distribution schedule will be in effect. It is therefore important that no one take more than his lawful share of the water.

In letters dated July 18, 1985 and August 4, 1986, you were ordered and given (30) days to take steps necessary to make your diversion structure and measuring device operable. This work has not been completed.

By my authority as State Engineer, I hereby order you to:

- (1) Cease immediately from taking water from the Deep Creek System.
- (2) Properly install your diversion structure, which must be accessible and operable by the commissioner.
- (3) Properly install your measuring device to insure measurement of water.
- (4) Restore and stabilize all channel banks that have been disturbed.

Pursuant to Section 73-5-4, the State Engineer gives notice to you that if the headgate and measuring device are not installed to the satisfaction of both the commissioner and the State Engineer's office within (10) ten days, I intend to exercise my legal authority which states that "the State Engineer may proceed to construct or install or cause to be constructed or installed such controlling works or measuring devices, and the cost of the same shall be a lien against the lands and water rights served hereby, and the state engineer is authorized to bring action in the name of the State to fore-close such lien."

Please understand that this order will require your immediate attention and that any work done must be to the satisfaction of both the commissioner and our office. If you have any questions, contact Kent Jones in Salt Lake at 533-7228, or Bob Leake in Vernal at 781-0770, Ex. 330.

Very truly Yours,

Robert L. Morgan, P. E.
State Engineer

GBW:cj

cc: Mr. Kent L. Jones, P. E., Directing Engineer, Distribution
Mr. Bob Leake, P. E., Vernal Area Office
Mrs. Charman Justice, Deep Creek River Commissioner