

Mosby Irrigation Company

P.O. BOX 368
VERNAL, UTAH 84078

PHONE 789-2134

May 8, 1985

Mr. Michael M. Quealy
Assistant Attorney General
State of Utah
Natural Resources Agencies
Suite 300, 1636 West North Temple
Salt Lake City, UT 84116

RECEIVED

MAY 13 1985

ATTORNEY GENERAL
NATURAL RESOURCE AGENCIES

Re: Deep Creek Distribution System Account No. 1

Dear Mr. Quealy:

Your letter dated April 25, 1985 has been received. We are at a loss as to why this letter was necessary.

Enclosed, you will find a copy of a letter dated April 3, 1985 directed to the Water Rights Department of the State of Utah with a check in the amount of \$2,404.35 which was tendered in full of the 1984 assessment as explained in the letter.

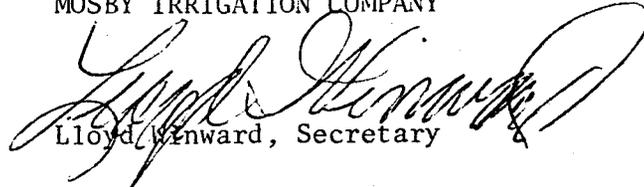
On February 20, 1985 directors of Mosby Irrigation Company met with officials representing the Water Rights Department of the State of Utah in their annual meeting with the various representatives of the Deep Creek Distribution System. At that meeting the directors of Mosby Irrigation Company and officials of the Division of Water Rights agreed that Mosby Irrigation Company could deduct from the 1984 assessment the amount of duplicate payment paid to Mr. Perry for work in 1981 paid both by the Division of Water Rights and Mosby Irrigation Company. The amount was researched by us and found to be \$828.75 which was deducted from the 1984 assessment. Since we wrote the letter on April 3, 1984 and sent the check in the amount of \$2,404.35 we have not heard anything further on this matter until we received your letter as referenced above.

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We are enclosing a copy of the letter sent to the Division of Water Rights on April 3, 1985 and respectfully request that you advise us as to how we should proceed from here.

Yours very sincerely,

MOSBY IRRIGATION COMPANY

A handwritten signature in cursive script, appearing to read "Lloyd Winward", is written over the typed name. The signature is fluid and somewhat stylized, with a large initial 'L'.

Lloyd Winward, Secretary

cc: Lance Luck

Enclosure

LW/ca

Mosby Irrigation Company

P.O. BOX 368
VERNAL, UTAH 84078

PHONE 789-2134

April 3, 1985

Water Rights
1636 West North Temple Room 220
Salt Lake City, Utah 84116

Re: Settlement of 1984 Assessment
\$3,233.10

Gentlemen:

Enclosed you will find a check in the amount of \$2,404.35 which is being tendered as payment in full of the 1984 assessment. This payment reflects an adjustment of \$828.75 for payments made to Richard Perry during the year 1981 which were duplicate payments made to Mr. Perry for work covered under his services reimbursed by the Division of Water Rights.

We paid Mr. Perry \$487.20 in mileage allowance which we feel was a duplicate payment also but in the interest of settling this matter we will forgive this amount.

As part of Mr. Perry's responsibilities in 1981 he was to turn the water off at Blanchett Park in the fall but he failed to do this and as a result of his negligence and failure to do so our canal suffered damages which cost our company \$1,067.50 to repair in the spring of 1982.

We enclose herewith copies of our payment vouchers to Mr. Perry with copies of his handwritten requests for payment of the services and travel described above.

We trust this will bring this matter to a satisfactory settlement as to the 1984 assessment.

Yours very sincerely

MOSBY IRRIGATION COMPANY

Lloyd Winward, Secretary

Encl:

CC: Lance Luck, President