

June 26, 1964

Mr. Hugh D. Colton
Attorney at Law
Vernal, Utah

Dear Mr. Colton:

Re: Deep Creek

Reference is made to your letter of May 29, 1964, regarding distribution of the waters of Deep Creek. As you may be aware, this system was added to our program at the request of the court.

Following receipt of your May letter, this office contacted some of the water users of the Deep Creek area. We inquired as to their thinking of the need of including the Upper Water Users in the Deep Creek system. Lacking a unified opinion as to exclusion of the upper part, we feel they must be included. We will thus send out notices of assessment and have our commissioner continue to check water use throughout the creek.

Please excuse our delay in answering. We needed the time to contact the local people as to their desires on this and other system problems. We trust this meets with your approval.

Yours very truly,

Wayne D. Criddle
STATE ENGINEER

DCN/wh

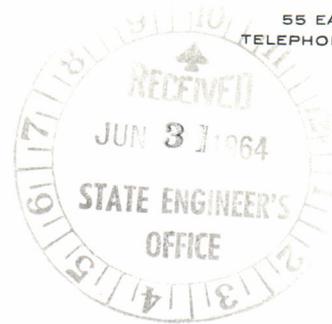
CC: Mr. Robert F. Guy
Box 621
Vernal, Utah

COLTON & HAMMOND
ATTORNEYS AT LAW
VERNAL, UTAH

HUGH W. COLTON
WHITNEY D. HAMMOND

May 29, 1964

55 EAST MAIN
TELEPHONE 789-1664



Mr. Wayne D. Criddle
State Engineer
State Capitol Building
Salt Lake City, Utah

Dear Sir:

On March 13 I wrote you at the request of the Upper Deep Creek Water Users. On April 2 you replied to my letter stating that "with the concurrence of the lower users we will delay distribution on the upper section until problems arise on it."

The Upper Users contacted each one of the Lower Users and they all concurred that it was not necessary to place the Upper Users under the direction of a Commissioner. I am informed there was only one of the Lower Users, Mr. O. W. Justice, that ever asked that the Upper people be included and that Mr. Justice in an open meeting withdrew his request that they be included.

The waters of the Upper Deep Creek were all adjudicated by a District Court action years ago. The first water adjudicated in Uintah County was in the Upper Deep Creek and these users really have no problems in connection with the Lower Users who do have problems among themselves, and, as explained to you in my previous letter, the Upper Users have, throughout the past several years, installed a distribution system at considerable expense, which automatically distributes the water in the upper area according to the decree of the Court.

The representative of the Upper Users called at my office yesterday concerning this matter and I was unable to advise him since I heard nothing from you since your letter of April 2. These people insist that they do not be included.

Very truly yours,

COLTON & HAMMOND

A handwritten signature in cursive script that reads "Hugh W. Colton".

Hugh W. Colton

HWC/mh