

August 11, 1986

Mr. James S. Eaplin  
P. O. Box 55  
Lapoint, Utah 84039

Dear Mr. Eaplin:

According to Utah State Law, water users within a distribution system are to be assessed annually on a pro-rata share to help pay for the operating costs of the distribution system.

The Law states, "The Salary and expenses of such commissioner or commissioners and all other expenses of distribution...and such other expenses as are deemed necessary by the state engineer, shall be born pro-rata by the users of water from such river system or water source, upon a schedule to be fixed by the state engineer, based on the established rights of each water user, and such pro-rata share shall be paid by each water user to the state engineer in advance on or before the 1st of May each year, and upon failure so to do, the state engineer may create a lien upon the water right affected by filing a notice of lien in the office of the county recorder in the county where the water is diverted may forbid the use of water by any such delinquent...may bring an action in the district court for such unpaid expense and salary..."

In addition to the state statute, at this years water distribution meeting, held on February 11, 1986 in Lapoint, Utah, the membership voted to deliver no water to those who are delinquent in their water payments. You are hereby notified that your account is unpaid and delinquent since the 1983 assessment to the amount of \$58.99 as of July 1986.

You are therefore, ORDERED to rectify this situation within 30 days or your use of water under this account will be prohibited.

If you have any questions, contact Kent Jones, Distribution Engineer, 533-7228, or Bob Leake, Area Engineer, 781-0770, Ext. 330.

Sincerely yours,

Robert Morgan, P. E.  
State Engineer

KJ:RLM  
RLM:cj

cc: Bob Leake, Vernal Area Office Engineer  
Charmin Justice  
Kent Jones, Directing Engineer, Distribution  
Arthur McKee, P. O. Box 93, Lapoint, Utah 84076