



STATE OF UTAH
NATURAL RESOURCES
Water Rights

Norman H. Bangerter, Governor
Dee C. Hansen, Executive Director
Robert L. Morgan, State Engineer

Southwestern Area • 585 N. Main Street • P.O. Box 506 • Cedar City, UT 84720-0506 • 801-586-4231

January 2, 1990

Robert E. Lee, Mayor
Beaver City Corporation
Beaver, UT 84713

Re: Beaver City's Proposed Sprinkler System

Dear Mayor Lee:

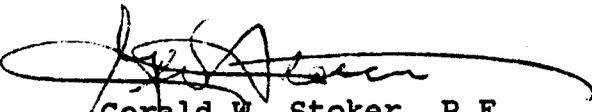
Pursuant to our conversation this date and past communication with city representatives we confirm the position of the Division of Water Rights concerning the above project and the discussed permanent change application.

Generally, when a determination of water rights has been served onto the water users there is a "timely" period under which we can assume that all described water rights have been updated and/or confirmed through the adjudication process. Since that determination for the Beaver River has been "open-ended" for a number of years it is the opinion of the Assistant Attorney General that an application for permanent change must be filed to correct the locations of the point of diversion and place of use between the original Beaver River Decree and the subject determination.

Our division is prepared to assist you in preparing the application for permanent change but before we begin it is believed that a firm point of diversion and point of rediversion be surveyed by your city engineers, as well as the amended place of use under the city's irrigation right(s). Once we have this information in hand we can generate a permanent change and begin the processing as required under Utah Water Code.

If you have any questions concerning this matter, the water rights, or the application process please contact our office in Cedar City for assistance. Thank you for your attention on this matter.

Yours truly,



Gerald W. Stoker, P.E.
Area Engineer/Manager

cc: Lee Strong, Water Commissioner
Robert L. Morgan, State Engineer