



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF WATER RIGHTS

Michael O. Leavitt
Governor
Kathleen Clarke
Executive Director
Robert L. Morgan
State Engineer

Southern Area
130 North Main Street
PO Box 563
Richfield, Utah 84701-0563
435-896-4429

July 6, 2001

David M. Ellsworth
385 South 200 East
Fillmore, UT 84631

Dear Sir:

This letter is an attempt to answer the questions presented in your correspondence to me dated June 25, 2001. I searched back through my correspondence and found a letter sent to Bill Tuttle, dated August 21, 1998, (see attached) asking for his help in identifying the development history associated with this well. I did not receive a response. The local knowledge you gathered and provided was a great help in identifying the history of the development of the well.

I have no knowledge of the State confirming compliance of the Tuttle's farming operation. Any in depth review of the water rights associated with this farm (meaning more than satellite imagery or aerial photos) would be based upon the same records that I used in evaluating these water rights. The water rights, as outlined in my letter to you dated December 6, 2000, are defined and limited to 861.10 acres. If more land is being irrigated than your water rights cover and you are using a well that does not have a water right associated with it, you are not in compliance.

I strongly urge you to address these water right issues as soon as possible.

Sincerely,

A handwritten signature in cursive script that reads "Terry Monroe".

Terry L. Monroe, P.E.
Assistant Regional Engineer

enclosure: letter