



GARY R. HERBERT  
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# State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER  
Executive Director

Division of Water Rights

KENT L. JONES  
State Engineer/Division Director

August 11, 2016

## Cease Use Notice Regarding Secondary Water Rights From Utah Lake

In 1992 the State Engineer implemented an Interim Water Distribution Plan for the Utah Lake Drainage Basin that establishes criteria for distributing Utah Lake water rights under the priority system. Under the Distribution Plan, secondary storage rights out of Utah Lake are to be cut off when the total system storage in Utah Lake and upstream reservoirs falls below 125,000 acre-feet. The amount of system storage has recently fallen below 125,000 acre-feet. **With this notice the State Engineer is requiring that all secondary storage rights cease diversion of water, beginning August 12, 2016 and effective through the end of the growing season.**

Secondary storage rights are considered to be those rights to water from Utah Lake established after the 1901 Morse Decree. A list of these water rights is attached. Water users who fail to comply with this notice may be subject to civil and criminal penalties as outlined in statute.

Direct flow water rights on the Jordan River are being evaluated and will be distributed by priority, if necessary, in accordance with their respective priority dates and the principles of prior appropriation. Please be advised that Utah state law (UCA §73-5-4) requires all water users install and maintain controlling works and a measuring device that meet state engineer approval, and to make them accessible to the state engineer or water commissioner. The State Engineer's authority to secure the equitable apportionment and distribution of water is outlined in UCA §73-2-1(3). For additional information please contact one of the following: Water Commissioner John Larsen at (801) 943-7836, Regional Engineer Teresa Wilhelmsen at (801) 537-3119, or Distribution Engineer Ben Anderson at (801) 538-7469.

Sincerely,

Kent Jones, P.E.  
Utah State Engineer

cc:

John Larsen, Utah Lake/Jordan River Water Commissioner  
Stan Roberts, Provo River Water Commissioner  
Teresa Wilhelmsen, Utah Lake/Jordan River Regional Engineer



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Utah Lake Secondary Water Rights

<b>OWNER</b>	<b>WATER RIGHT NUMBER</b>	<b>PRIORITY DATE</b>
Utah Lake Distributing Company	59-13	1908
Draper Irrigation Company	57-10191	1908
Welby Jacob Water Users Company	59-5271	1908
	59-5273	1908
Corporation of the Presiding Bishop of the LDS Church	a39221 (based on shares of stock in Utah Lake Distributing Company)	1908
Central Utah Water Conservancy District	59-14	1909
	59-15	1909
	59-20	1911
Kennecott Utah Copper LLC	59-23	1912
Delbert Chipman	53-1263	1934
James & Rosalie Wheeler	54-898	1955