



State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Water Rights

KENT L. JONES
State Engineer Division Director

April 25, 2019

Kevin Rein, State Engineer
Colorado Division of Water Resources
1313 Sherman St., Ste. 821
Denver, CO 80203

Re: Pot Creek Water Commissioner Appointment or Recommendation

Dear Kevin:

In February 2005, Utah and Colorado state engineers entered an agreement to operate Pot Creek under the doctrine of prior appropriation, conforming to applicable state water law in both states. The agreement outlines the basic operating procedures, including the procedure of selecting a new water commissioner, as outlined under Section II Item 4 in the agreement.

With the recent passing of water commissioner Gale Rasmussen, it is proposed to appoint Michael McCarrell to the position of water commissioner. Mr. McCarrell served as water commissioner during 1991-2009, is a water user on Pot Creek, and volunteered to serve as water commissioner in 2019. The Regional Engineer consulted with the three co-chairs of the Distribution System Committee, and found each supportive of Mr. McCarrell for the position. It is proposed to appoint Mr. McCarrell to a 4-year term, 2019-2022, per the 2005 agreement. If Mr. McCarrell is not willing to serve the full 4-years, the selection process will be repeated.

Per the 2005 agreement, Colorado may concur with the appointment of Mr. McCarrell, or Colorado may recommend another person to serve as water commissioner. Please respond in writing with your concurrence or recommendation at your earliest convenience.

Sincerely,

Kent L. Jones, P.E.
State Engineer

cc: Andrew Dutson, Regional Engineer
Erin Light, Division Engineer

