



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

May 8, 1989

Mr. Chuck Newberry
P. O. Box
Greenville, UT 84731

COPY

Dear Mr. Newberry:

It has been brought to our attention that you are over-using a water right from a well located in Greenville, Utah. The water right is identified as Water User Claim 77-990 (A18633) originally in the name of Loretta Thompson and is presently in the ownership of Bert Magelby and Douglas G. Magelby. If you have succeeded to the ownership in this water right then it would be important for you to file a copy of the recorded deed with this office so that we can update the records. This water right is restricted and limited to one (1) family (for in-house use only) from the subject well.

The allegations claim that you have been watering livestock along with arbitrary pumping of water onto a pasture area. The history of this area and existing supplies for culinary use would indicate you are pumping from a limited supply of water and would be infringing on the rights of other water users.

You are requested to adhere to the Utah Water Laws in the use that has been established in this drainage. Further complaints of this nature will be fully investigated and legal action will be taken to correct the situation. If you have irrigation needs then they must be limited to those supplied through a surface water company. I assume your stockwater needs could also be supplied from the surface source. If you have any questions concerning this letter or water rights/law in general we invite you to contact our office in Cedar City for assistance.

Yours truly,

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

cc: Lee Sim, Distribution Engineer
C. Lee Strong, Water Commissioner