



State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF WATER RIGHTS

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August 24, 1992

John Roberts
Box 522
Beaver, Utah 84713

Dear Mr. Roberts:

In response to your inquiry about the South Creek Primary "A" Water Users Irrigation Co. water rights, I have located the following information about the ownership and assessment accounts concerning the Class "A" rights on South Creek.

Water Right (77-463), a-9145, a-11292 is the filing for the development of the South Creek Dam project. Change Application a-11292 contains the Class "A" rights awarded in the Cox Decree (Nov. 13, 1931), priority of 1870 for the South Creek Dam Project. The rights included are as follows: (77-463, 719, 748, 769, 815, 816, 970). All of these rights are included in the Proposed Determination of Water Rights, Beaver River-Escalante Valley, Beaver River Division, Book 2 (see chart below).

The rights covered by change application a-11292 and the previous and current owners are as follows:

Water Right	Current Owner	Previous Owner	Page
77-463	Board of Water Resources	William R. Yardley	230
77-719	Board of Water Resources	Ray & Darrell Yardley	238
77-748	Board of Water Resources	B. Nowers Land & Live-stock sold to Rowland Yardley sole to John Roberts.	239
77-769	Board of Water Resources	John Anderson sold to William R. Yardley & Dale Harris.	232
77-815	Board of Water Resources	Ira & Ora Hoffheins sold to Rowland Yardley	233
77-816	Board of Water Resources	Ira & Ora Hoffheins sold to Rowland Yardley	234
77-970	Board of Water Resources	Elinor J. & Agnes H. Whornham	240

Please note that the ownership of the rights involved will change as the loan for this project is paid off to the Board of Water Resources, and the ownership is conveyed to South Creek Primary "A" Water Users Irrigation Company.

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The priority dates for all of the above rights are 1870 which represent the "A" class water on the South Creek system as awarded by the 1931 Cox Decree.

The other two Water Right numbers you inquired about, 77-720 and 721 were the original Alvin Yardley rights with 1890 and 1903 priorities respectively which represent the Class "B" and "C" rights. These rights should not be included with the Change Application as only the Class "A" rights were involved.

The question you had concerning the assessments on the South Creek system can be answered by examining the various water right claims in the Proposed Determination, Beaver River Division, Book 2. The Class "A" rights are all being assessed together as a group under our account 03-197 (South Creek Primary "A" Water Users Irrigation Co.) The Class "B" and Class "C" rights are being assessed on an individual basis to the private users who may also be in the company. These rights are represented by direct flow in the creek when water is available.

I am enclosing a copy of the Change Application a-11292 and a copy of the Proposed Determination of Water Rights, Beaver River Division, Book 2 for your review. If you have any questions concerning these, feel free to call me at 538-7431.

Sincerely,



John S. Larsen
Water Rights Specialist III

JSL:cj