



OGMCOAL DNR <ogmcoal@utah.gov>

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## Fwd: Temporary Water Right Point of Diversion Approval

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**Steve Christensen** <stevechristensen@utah.gov>  
To: OGMCOAL DNR <ogmcoal@utah.gov>

Thu, Feb 2, 2017 at 10:02 AM

Emery Deep- incoming file.

——— Forwarded message ———

From: **Kit Pappas** <jpappas@broncoutah.com>  
Date: Thu, Feb 2, 2017 at 9:58 AM  
Subject: Temporary Water Right Point of Diversion Approval  
To: Steve Christensen <stevechristensen@utah.gov>

Hi Steve,

As we discussed earlier, attached is the Approval from the State Engineer for the Temporary Water Right Diversion.

Please let me know if you need anything else.

Thanks,

Kit

John C. (Kit) Pappas  
Environmental Manager  
Bronco Utah Operations, LLC  
(o) [435-285-2027](tel:435-285-2027)  
(m) [435-650-7339](tel:435-650-7339)  
[jpappas@broncoutah.com](mailto:jpappas@broncoutah.com)

—  
Steve Christensen  
Utah Division of Oil, Gas and Mining  
1594 W North Temple, Suite 1210  
Salt Lake City, Utah 84116

2/3/2017

State of Utah Mail - Fwd: Temporary Water Right Point of Diversion Approval

(801) 538-5350  
[stevechristensen@utah.gov](mailto:stevechristensen@utah.gov)

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 **Temporary Water Right Change Approval2-1-2017.pdf**  
24K



GARY R. HERBERT  
*Governor*  
SPENCER J. COX  
*Lieutenant Governor*

# State of Utah

DEPARTMENT OF NATURAL RESOURCES

Division of Water Rights

MICHAEL R. STYLER  
*Executive Director*

KENT L. JONES  
*State Engineer/Division Director*

## ORDER OF THE STATE ENGINEER

For Temporary Change Application Number 94-1178 (t42297)

Temporary Change Application Number 94-1178 (t42297) in the names of Shayna Housekeeper and William Boyd (Jr) Stansfield was filed on January 31, 2017, to change the point of diversion, place of use, and uses of 0.5 cubic feet per second (cfs) or 166.6 acre-feet (af) of water as evidenced by Water Right Number 94-1178. Heretofore, the water has been diverted from a surface source located South 1050 feet and West 85 feet from the E $\frac{1}{4}$  Corner of Section 24, T22S, R5E, SLB&M. The water has been used for the irrigation of 41.65 acres from April 01 to October 31.

Hereafter, it is proposed to divert 0.5 cfs or 166.6 acre-feet of water from surface source located North 2000 feet and East 1300 feet from the SW Corner of Section 33, T22S, R6E, SLB&M. The water is to be used for year-round mining purposes. The place of use of the water is being changed to all or portion(s) of Sections 30, 31, 32, & 33, T22S, R6E, SLB&M.

Notice of this temporary change application was not published in a newspaper. It is the opinion of the State Engineer that it meets the criteria of Section 73-3-3 and 73-3-8 of the Utah Code for the approval of temporary change applications.

It is the opinion of the State Engineer that this temporary change application can be approved without adversely affecting existing rights.

It is, therefore, **ORDERED** and Temporary Change Application Number 94-1178 (t42297) is hereby **APPROVED** subject to prior rights and the following condition(s):

- 1) **This application shall automatically expire one year from the date of this approval.**
- 2) The annual diversion and depletion limits may not exceed 166.6 acre-feet and 101.331 acre-feet of water respectively.

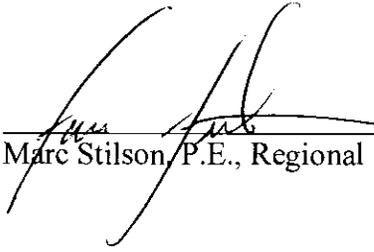
**It is the applicants' responsibility to maintain a current address with this office and to update ownership of their water right. Please notify this office immediately of any change of address or for assistance in updating ownership. Additionally, if ownership of this water right or the property with which it is associated changes, the records of the Division of Water Rights should be updated. For assistance in updating title to the water right please contact the Division at the phone number below.**

Your contact with this office, should you need it, is with the Southeastern Regional Office. The telephone number is 435-613-3750.

ORDER OF THE STATE ENGINEER  
Temporary Change Application Number  
94-1178 (t42297)  
Page 2

This Order is subject to the provisions of Administrative Rule R655-6-17 of the Division of Water Rights and to Sections 63G-4-302, 63G-4-402, and 73-3-14 of the Utah Code which provide for filing either a Request for Reconsideration with the State Engineer or an appeal with the appropriate District Court. A Request for Reconsideration must be filed with the State Engineer within 20 days of the date of this Order. However, a Request for Reconsideration is not a prerequisite to filing a court appeal. A court appeal must be filed within 30 days after the date of this Order, or if a Request for Reconsideration has been filed, within 30 days after the date the Request for Reconsideration is denied. A Request for Reconsideration is considered denied when no action is taken 20 days after the Request is filed.

Dated this 1 day of February, 2017.

  
\_\_\_\_\_  
Marc Stilson, P.E., Regional Engineer

Mailed a copy of the foregoing Order this \_\_\_\_\_ day of \_\_\_\_\_, 2017 to:

Shayna Housekeeper  
P.O. Box 421  
Ferron, UT 84523

William Boyd (Jr) Stansfield  
P.O. Box 553  
Emery, UT 84522

BY: \_\_\_\_\_  
Michele Gabb, Regional Secretary