Affidavit of Publication

Legal Notices

PROCLAMATION

BRUSH CREEK, BRUSH CREEK, VINTAH CREEK, ASHLEY CREEK, VINTAH CREEK, YELLOWSTONE CREEK, LAKE FORK CREEK, ROCK CREEK, DUCHESNE RIVER AND STRAWBERRY RIVER.

WHEREAS, by proclamation dated December 7, 1964, the Governor of the State of Utah, pursuant to Section 73-4-1, U.C.A., 1953, suspended the right of the public to appropriate water from the following sources: In Daggett and Uintah Counties: Little Brush Creek, Brush Creek, Ashley Creek, Uintah River, Yellowstone Creek, Lake Fork Creek, Rock Creek, Duchesne River, Strawberry River, Provo River, Spanish Fork Creek and all tributaries of said streams.

PROVIDED, HOWEVER, there is excepted from the effect of this proclamation as to the streams named above (1) isolated water holes, springs and underground water in the drainage areas of the streams named above; (2) applications for appropriation of not exceeding five second-feet of water from any one project; (3) applications for change of point of diversion, place and nature of use of such surface and underground water and (4) applications for storage.

AND WHEREAS, the right to appropriate water from the Green River, in Daggett and Uintah Counties, was reserved by proclamation dated [illegible] and the right to appropriate water from the Provo River, Deer Creek Dam site was reserved by proclamation dated [illegible], and

WHEREAS, the purposes sought to be accomplished by said withdrawal have been achieved on Little Brush Creek, Brush Creek, Ashley Creek, Uintah River, Yellowstone Creek, Lake Fork Creek, Rock Creek, Duchesne River and Strawberry River and there is no need for further suspension of the right of appropriation on these sources, and

WHEREAS, the State Engineer has recommended that the right of appropriation on said sources be restored.

NOW, THEREFORE, I George D. Clyde, Governor of the State of Utah, on the recommendation of the State Engineer of Utah, and pursuant and by virtue of the authority vested in me by Section 73-4-2, U.C.A., 1953, do hereby restore to the public the right to appropriate the surplus and unappropriated water for any and all lawful purposes from Little Brush Creek, Brush Creek, Ashley Creek, Uintah River, Yellowstone Creek, Lake Fork Creek, Rock Creek, Duchesne River and Strawberry River.

The status of the Provo River and the Spanish Fork River and all tributaries to said streams shall remain unaffected by this proclamation.

This proclamation shall become effective December 7, 1964, after notice thereof has been published at least once a week for three successive weeks in newspapers of general circulation within the boundaries of the Uintah Basin area; provided, however, that after the first publication of said notice, applications may be deposited with the State Engineer and at the time such proclamation becomes effective the State Engineer shall hold public hearings giving all applicants notice to determine which applications so filed during the period of publication are most conducive to the public good, and shall file such applications in order of priority according to such determination and rejecting those for which there is no unappropriated water.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah. Done at the State Capitol, Salt Lake City, Utah, this 2nd day of November 1964, at 4:00 o'clock P.M.

(SEAL)

GEORGE D. CLYDE,
Governor of
The State of Utah

Published in The Deseret News, Salt Lake City, Utah, November 3, 1964 and December 3, 1964. (B-55)

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[illegible] of said notice, applications may be deposited with the State Engineer [illegible] the time such proclamation [illegible] effective the State Engineer [illegible] said public hearings giving all [illegible] notice to determine which [illegible] so filed during the period [illegible] publication are most conducive [illegible] the public good, and shall file [illegible] applications in order of priority according to such determination and [illegible] those for which there is no [illegible] water.

IN TESTIMONY WHEREOF, I [illegible] hereunto set my hand and [illegible] to be affixed the Great Seal [illegible] the State of Utah. Done at the State Capitol, Salt Lake City, Utah, [illegible] 2nd day of November 1964, at [illegible] o'clock P.M.

(SEAL)

GEORGE D. CLYDE,
Governor of
The State of Utah

Published in The Salt Lake Tribune, [illegible] Salt Lake City, Utah, November [illegible] and December 3, 1964. (B-55)

[illegible] Salt Lake

[illegible] PROCLAMATION

[illegible] BRUSH CREEK, BRUSH [illegible] ASHLEY CREEK, UINTAH [illegible] YELLOWSTONE CREEK, [illegible] FORK CREEK, ROCK [illegible] DUCHESNE RIVER AND [illegible] RIVER.

[illegible] by proclamation dated [illegible] 1944, the Governor of [illegible] Utah, pursuant to Section [illegible] public to appropriate [illegible] following sources. [illegible] in Daggett and Uintah [illegible] Little Brush Creek, [illegible] Ashley Creek, Uintah [illegible] Creek, Lake Fork [illegible] Duchesne River, [illegible] River, Provo River, [illegible] Creek and all tributaries [illegible] streams.

[illegible] HOWEVER, there is [illegible] the effect of this proclamation [illegible] to the streams named [illegible] isolated water holes, [illegible] underground water in [illegible] areas of the streams [illegible] (2) applications for [illegible] of not exceeding five [illegible] water from any one [illegible] applications for change [illegible] version place and nature [illegible] such surface and underground [illegible] and (4) applications [illegible]

[illegible] EAS, the right to appropriate [illegible] from the Green River [illegible] and Uintah Counties [illegible] by proclamation dated [illegible] the right to appropriate [illegible] from the Provo River [illegible] Creek Dam was reserved [illegible] proclamation dated [illegible] and

[illegible] purposes sought to [illegible] by said withdrawal [illegible] achieved on Little Brush [illegible] Creek, Ashley Creek [illegible] Yellowstone Creek [illegible] Rock Creek, Duchesne [illegible] Strawberry River [illegible] need for further suspension [illegible] of appropriation [illegible]

[illegible] State Engineer has [illegible] that the right of appropriation [illegible] said sources be restored.

[illegible] FORE, I George D. [illegible] of the State of [illegible] recommendation of the [illegible] of Utah, and pursuant [illegible] of the authority [illegible] by Section 73-4-2, [illegible] hereby restore to [illegible] right to appropriate [illegible] unappropriated water [illegible] all lawful purposes [illegible] Brush Creek, Brush [illegible] Creek, Uintah River [illegible] Lake Fork Creek [illegible] Duchesne River and [illegible]

[illegible] Provo River and [illegible] River and all tributaries [illegible] streams shall remain [illegible] proclamation.

[illegible] shall become effective [illegible] 7, 1964, after notice [illegible] published at [illegible] for three successive [illegible] newspapers of general [illegible] the boundaries of [illegible] area; provided, [illegible] the first publication [illegible] said notice, applications may [illegible] deposited with the State Engineer [illegible] the time such proclamation [illegible] effective the State Engineer [illegible] public hearings giving all [illegible] notice to determine which [illegible] so filed during the period [illegible] publication are most conducive [illegible] the public good, and shall file [illegible] applications in order of priority [illegible] such determination and [illegible] those for which there is no [illegible] water.

[illegible] TESTIMONY WHEREOF, I [illegible] hereunto set my hand and [illegible] to be affixed the Great Seal [illegible] the State of Utah. Done at the State Capitol, Salt Lake City, Utah, [illegible] 2nd day of November 1964, at [illegible] o'clock P.M.

(SEAL)

GEORGE D. CLYDE,
Governor of
The State of Utah

Published in The Salt Lake Tribune, [illegible] Salt Lake City, Utah, November [illegible] and December 3, 1964. (B-55)

[illegible] Clerk

[illegible]