

RESTORATION PROCLAMATION

DRAINAGE AREA OF WEBER RIVER AND TRIBUTARIES, AND DRAINAGE AREA
OF NAMED STREAMS IN BOX ELDER AND DAVIS COUNTIES

Whereas, in order to preserve the surplus and unappropriated water of the Weber River and its tributaries and of certain named streams in Box Elder and Davis Counties for use by irrigation districts and organized agricultural water users and for other uses, the right of appropriation of water from such sources was heretofore suspended by Proclamation of the Governor of the State of Utah under date of February 2, 1949, pursuant to Section 100-8-1, Utah Code Annotated, 1943, now Section 73-6-1, Utah Code Annotated, 1953, and

Whereas, the purposes sought to be accomplished by said withdrawal have been achieved and there is no need for further suspension of the right of appropriation of the water of the Weber River and all its tributaries and from certain streams in Box Elder and Davis Counties, hereinafter specifically named, and

Whereas, the State Engineer has recommended that the right of appropriation be restored.

Now, therefore, I, J. Bracken Lee, Governor of the State of Utah, upon the recommendation of the State Engineer and pursuant to and by virtue of the authority vested in me as Governor of the State of Utah by Section 73-6-2, Utah Code Annotated, 1953, do hereby restore to the public the right to appropriate the surplus and unappropriated water for any and all lawful purposes from the following sources and their tributaries, both surface and underground:

Weber River Ogden River, the following creeks in Davis County: North Canyon, Mill, Barton (Holbrook), Stone (Ward), Duell, Parrish, Barnard, Ricks (Ford), Davis, Steed, North Cottonwood (Farmington), Shepherd, Hights (Bears), Webb, Adams, Snow, South Kays, Middle Kays, North Kays, and the following creeks in Box Elder County: Willard, Perry and Box Elder.

This proclamation shall not become effective until notice thereof has been published at least once a week for three successive weeks in a newspaper of general circulation within the boundaries of the above named water sources; provided, that after the first publication of notice as aforesaid, 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 of such notice are most conducive to the public good, and shall file such applications in the order of priority according to such determination.

In Witness Whereof, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah, at the State Capitol, Salt Lake City, Utah, this 21st day of September, 1955.

Attest:

J. Bracken Lee, Governor

Secretary of State