



SPENCER J. COX
Governor
DEIDRE M. HENDERSON
Lieutenant Governor

State of Utah

DEPARTMENT OF NATURAL RESOURCES Division of Water Rights

JOEL FERRY
Executive Director

TERESA WILHELMSSEN
State Engineer/Division Director

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ORDER OF THE STATE ENGINEER For Temporary Change Application Number 15-306 (t52272)

Temporary Change Application Number 15-306 (t52272) in the names of Salt Pointe Land Company and Waterleaf Resources LLC was filed on October 29, 2024, to change the point of diversion, places of use, and uses of 5.0 acre-feet of water as evidenced by Water Right Numbers 15-306 and 15-341. Heretofore, the water has been diverted from a surface source located North 4125 feet and West 3114 feet from the SE Corner of Section 34, T1S, R4W, SLB&M (Great Salt Lake). The water has been used for industrial purposes (Salt production) from April 1 to November 1. The water has been used in portions of Sections 34 & 35, T1S, R4W, SLB&M; and Sections 3 & 4, T2S, R4W, SLB&M.

Hereafter, it is proposed to divert 5.0 acre-feet of water from points of diversion changed to: (1) Surface - South 3240 feet and West 633 feet from the N $\frac{1}{4}$ Corner of Section 31, T9N, R7W, SLB&M; (2) Surface - South 4734 feet and West 5036 feet from the SE Corner of Section 31, T9N, R7W, SLB&M. The water is to be used for year-round other purposes associated with a pilot project for lithium extraction. The place of use of the water is being changed to portions of Section 31, T9N, R7W, 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 Utah Code §§ 73-3-3 and 73-3-8 for the approval of temporary change applications.

The underlying water rights, Water Right Numbers 15-306 and 15-341 have priorities of December 31, 1940 and September 15, 1949, respectively. As such, the water rights will be distributed by priority as described in Utah Code § 73-3-1(5)(a).

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 15-306 (t52272) is hereby **APPROVED** subject to prior rights and the following conditions:

- 1) The temporary change application is limited to the diversion of 5.0 acre-feet of water to be used for a pilot project for lithium extraction.
- 2) The use of 5.0 acre-feet for industrial use associated with salt production or wetland propagation approved under Permanent Change Application Number 15-306 (a39916) at the historical points of diversion and places of use must be reduced accordingly until such time that this application expires.
- 3) It is noted that the Sampling Royalty Agreement issued by the Utah Division of Forestry, Fire and State Lands does not grant any rights of access to, or use of land or facilities not

SCANNED SB