

SNOW, CHRISTENSEN & MARTINEAU

SALT LAKE CITY • ST. GEORGE

A Professional Corporation
10 Exchange Place, Eleventh Floor
Post Office Box 45000
Salt Lake City, Utah 84145-5000
Telephone (801) 521-9000
Facsimile (801) 363-0400
www.scmLaw.com

November 3, 2008

Thurman & Sutherland 1886
Thurman, Sutherland & King 1888
Thurman, Wedgwood & Irvine 1906
Irvine, Skeen & Thurman 1923
Skeen, Thurman, Worsley & Snow 1952
Worsley, Snow & Christensen 1967

John H. Snow 1917-1980

Of Counsel
Harold G. Christensen
Joseph Novak

St. George Office
555 South Bluff Street, Suite 301
St. George, Utah 84770
Telephone (435) 673-8288
Facsimile (435) 673-1444

*Currently admitted in Nevada only

To Contact Writer:

Reed L. Martineau
A. Dennis Norton
Allan L. Larson
John E. Gates
Kim R. Wilson
Michael R. Carlston
David G. Williams
Max D. Wheeler
David W. Slaughter
Stanley J. Preston
Shawn E. Draney
John R. Lund
Rodney R. Parker
Richard A. Van Wagoner
Andrew M. Morse
Camille N. Johnson
Elizabeth L. Willey
E. Scott Awerkamp
Dennis V. Dahle
Korey D. Rasmussen
Terence L. Rooney
Jill L. Dunyon
David L. Pinkston
Julianne Blanch
Brian P. Miller
Judith D. Wolferts
Keith A. Call
Kara L. Pettit
Heather S. White
Robert R. Harrison
Robert W. Thompson
Scott H. Martin
Joseph P. Barrett
Trystan B. Smith
Maralyn M. Reger
Kenneth L. Reich
Bradley R. Blackham
D. Jason Hawkins
Richard A. Vazquez
Sam Harkness
David F. Mull
Bryan M. Scott
P. Matthew Cox
Derek J. Williams
Leilani Marshall
R. Scott Young
Joanne M. Jorgensen
Tammy B. Georgelas
Jordan G. Garn
Matthew W. Starley*
Levi J. Clegg
Murry Warhank
John S. Treu
Christopher W. Droubay

VIA HAND-DELIVERY

DEPARTMENT OF NATURAL RESOURCES
WATER RIGHTS
1594 W. North Temple
Salt Lake City, UT 84116-3154

**Re: *Comments of Strawberry Water Users Association on
Proposed Rule R655-16 Relating to Sole Supply for Supplemental Water Rights***

Dear Mr. Olds:

Strawberry Water Users Association ("SWUA") submits the following comments on proposed Rule R655-16 -- Administrative Procedures for Defining Beneficial Uses for Supplemental Water Rights, published in the Utah State Bulletin August 1, 2008 (the "Proposed Rule").

SWUA is the local sponsor and administrator of the Strawberry Valley Project ("SVP"), a fully "paid-out" federal storage project. The SVP provides supplemental irrigation and some M&I water in the south Utah County area. The SVP delivers some 70,000 acre-feet on a long-term average. As such, SWUA is concerned about the potential effects of the Proposed Rule.

SWUA believes the Proposed Rule is flawed in many respects and directs the State Engineer's attention to those comments submitted by the Provo River Water Users Association and other local sponsors of other federal storage projects.

SWUA wishes to specifically emphasize the onerous nature and unnecessarily broad reach of the Proposed Rule.

RECEIVED
NOV 03 2008 SN
WATER RIGHTS
SALT LAKE

DEPARTMENT OF NATURAL RESOURCES
WATER RIGHTS
November 3, 2008
Page 2

SWUA requests and recommends the Proposed Rule be modified to include a critical exception for those water rights that support Utah's federal storage projects.

SWUA looks forward to being an active part of this ongoing rulemaking process.

Thank you for your attention to this matter.

Very truly yours,

SNOW, CHRISTENSEN & MARTINEAU



Shawn E. Draney
Scott H. Martin
Counsel for Strawberry Water Users Association

cc: Client

987723v1

RECEIVED
NOV 03 2008
WATER RIGHTS
SALT LAKE