



14-118

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IN THE FIFTH JUDICIAL DISTRICT COURT
IN AND FOR BEAVER COUNTY, STATE OF UTAH

CENTRAL IRON COUNTY WATER)
CONSERVANCY DISTRICT, BEAVER)
COUNTY, UTAH ALUNITE CORP.,)
AND UTAH SCHOOL AND TRUST)
LANDS ADMINISTRATION,)

Petitioners,)

v.)

KENT L. JONES, the Utah State)
Engineer, CENTRAL IRON COUNTY)
WATER CONSERVANCY DISTRICT,)
UTAH ALUNITE CORP., and UTAH)
SCHOOL AND TRUST LANDS)
ADMINISTRATION,)

Respondents.)

STIPULATED JUDGMENT

Case No.: 140500016

Judge: Keith C. Barnes

Pursuant to the Stipulated Motion for Judgment and Dismissal submitted by Central Iron County Water Conservancy District (the District), Utah Alunite Corp. (UAC), the Utah School and Institutional Trust Lands Administration (SITLA), Beaver County, and Kent L. Jones, the Utah State Engineer (collectively, the Parties), the Court enters this **STIPULATED JUDGMENT**, as outlined in the attached Orders, as follows:

1. The State Engineer's May 13, 2014, order approving in part and rejecting in part the District's Wah Wah Valley application, A76677 (69-101), is hereby replaced by this Judgment.

a. A76677 (69-101), as currently reflected in the records of the State Engineer, is **APPROVED** for the permanent appropriation of 6,525 AF (100% consumptive) of groundwater as set forth in Exhibit 1.

b. A76677a (69-118), a segregated portion of A76677 (69-101), is **APPROVED** for the permanent appropriation of 725 AF (100% consumptive) of groundwater as set forth in Exhibit 2.

c. A76677aa (69-120), a segregated portion of A76677 (69-101), is **APPROVED** for the permanent appropriation of 725 AF (100% consumptive) of groundwater as set forth in Exhibit 3.

d. A76677ab (69-121), a segregated portion of A76677 (69-101), is **APPROVED** for a 40-year fixed-time appropriation of 4,025 AF (100% consumptive) of groundwater as set forth in Exhibit 4.

2. The State Engineer's May 13, 2014, order approving in part and rejecting in part the District's Pine Valley application, A76676 (14-118), is hereby replaced by this Judgment.

A76676 (14-118) is **APPROVED** for the permanent appropriation of 15,000 AF (100% consumptive) of groundwater as set forth in Exhibit 5.

3. Each attached exhibit (Exhibits 1 through 5), rather than the forgoing paragraphs, is the Court's Order of approval on each application and shall be administered accordingly.

4. In this regard, this Stipulated Judgment and the attached Orders (Exhibits 1 through 5) are unique and are not intended to serve as precedent for any other situation, settlement, or basis for State Engineer evaluation of or decision on any other water right application or in any other matter.

5. All remaining claims in this case are **DISMISSED WITH PREJUDICE** with each party bearing its own costs and fees.

**THE COURT'S ELECTRONIC SIGNATURE APPEARS
AT THE TOP OF THE FIRST PAGE OF THIS DOCUMENT**

Approved as to form:

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(signed with permission given via 2/25/19 email)

UTAH SCHOOL AND INSTITUTIONAL
TRUST LANDS ADMINISTRATION

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 27th day of February, 2019, I served the foregoing **STIPULATED JUDGMENT** via United States first-class mail to the following:

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