



Grand Water & Sewer Service Agency

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Pat Holyoak
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November 17, 2011

Kent Jones, PE
State Engineer
Box 146300
Salt Lake City, UT 84114-6300

Mr. Jones:

Grand Water and Sewer Service Agency (Agency), a political subdivision of the State of Utah representing the Spanish Valley Water & Sewer Improvement District, the Grand County Water Conservancy District, and the Grand County Special Service Water District hereby formally protests and requests a hearing on the **New Application for Water** for water right number **92-647⁷⁴**; filed by Pinnacle Potash of 20,000 Acre Feet.

The Agency's grounds for protest are as follows:

1. *Utah Code 73-3-8(1)(a)(i) there is unappropriated water in the proposed source and 73-3-8(1)(a)(ii) The proposed use would impair existing rights.* The impact of the sheer amount of the new application request. The Colorado River drainage is already over appropriated. Any new appropriations would exacerbate the problem. The Agency has on record about 4,000 Acre Feet of water rights on the Colorado and Green Rivers. The Agency intends to use this water in the near future. There is no evidence that the hydrology of the area can sustain the demand of a 20,000 acre foot annual withdraw over the 30 year request.

Respectfully,


Dan Pyatt
President GWSSA

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WATER RIGHTS
SALT LAKE