

EMAIL THE ECHO-ASSOCIATION:

From: ECHO Association <m.tracy@echo-association.com>

Sent: Wednesday, November 14, 2018 6:23 AM

Subject: ECCC Public Official Gary Bowen / Request to Reopen Protest Period of EID Permanent Change Applications "a44045" and "a44046"

Dear Mr. Bowen,

You currently serve as a member of the Emigration Canyon Community Council ("**ECCC**") (*see attached*).

See also <http://www.emigrationcanyon.org/community-council/council-members/>

The ECHO-Association received notice that during the recent ECCC meeting on October 9, 2018 you personally denied the existence and/or positive knowledge of the pending permanent change applications of the Emigration Improvement District ("**EID**" aka ECID) for the construction of over 500 new homes in Emigration Canyon via 108 points-of-diversion.

Due to the fact that you were cc'ed our email correspondence from September 14, 2018 (*see attached*), we believe that you knowingly made a false statement to the members of the ECCC as a publicly elected official.

The ECHO-Association further concludes that your intention was to dissuade Emigration Canyon water users from filing protest with the Utah State Engineer for the apparent benefit of private land developers identified by the points-of-diversion in EID's permanent change applications.

Indeed, multiple protests against permanent changes to EID water rights were not timely filed with the Utah State Engineer Kent L. Jones prior to the October 17, 2018 deadline:

We hereby request the Utah State Engineer reopen the protest period for change applications "a44045" (57-7796) and "a44046" (57-10711) and provide notice of the deadline for filing protest to all water users in the Utah and Jordan River Drainage Area, Salt Lake County Emigration Creek Subdivision, Code 57, Book 1 via certified mail to remedy this deficiency.

Lastly, during the ECCC meeting last night, you stated that as a "private organization", ECCC was "not required" under the Utah Open Meetings law to publish the ECCC meeting agenda 24 hours prior to scheduled meetings.

As such, you emphatically argued that the ECCC was in no way obligated to inform Emigration Canyon residents of a proposed gun range and "wedding venue" in the area of Upper Pinecrest Canyon proposed by land-developer John Walsh of the Butler, Crockett and Walsh Development Corporation (*see e.g.* water right 57-3442).