

In Equity No. 203

**In the District Court of the United States
for the District of Idaho, Eastern Division**

UTAH POWER & LIGHT COMPANY, a Corporation, *Plaintiff,*

vs.

The Last Chance Canal Company, Limited; The Tanner Canal Company, Limited; The Central Canal Company, The North Extension Canal Company, Limited; West Branch Canal Company, Limited; The Turner Canal Company, Limited; The East Branch Canal Company, The Bench Canal, and Budge Land & Live Stock Company, Limited, corporations; W. H. Larkins, Jas. Ellsmore, Geo. Hogan, Lewis S. Pond and Alex Harris as Trustees of the Gentile Valley Irrigation Company, Limited, late a corporation; The Thatcher Irrigation Company, Limited, a corporation; Nathan D. Thatcher, J. A. Folkman, Milton Robbins and Geo. M. Smith, as Trustees of Thatcher Canal & Power Company, Limited, late a corporation; Nelson Ditch Company, a corporation; A. J. Nielson, B. R. Meek, Henry McCuen, C. S. Burton and Eli Fosgreen, as Trustees of Riverdale-Preston Irrigation Company, late a corporation; The Riverdale Irrigating Company, Nielson-Meek Company and West Cache Irrigation Company, corporations; E. P. Johnson, Albert Johnson, Hyrum Johnson, Geo. D. Anderson, Joseph T. Pond, Frank W. Harris, A. C. Bosen, Hyrum J. Smith, John E. Hill, Melvin Green, Robert L. Smith, Charles Westerburg, Peter Westerburg and David P. Evans.

Horace Howard, Henry Rhinehart, Harvey W. Higley, James Monroe (or Munro), Nellie Simmons, John Baird, William Monroe (or Munro), Orrin Monroe (or Munro), Charles Monroe (or Munro), Charles Foster, Hyrum Foster, Mary Baird, John Woodall (or J. D. Woodall), George Ellis, Skinner Irrigation Company, a corporation; Heber Crane, Fred Bartschi, Charles Bartschi, David Chugg, Phillip Chugg, Fred Stauffer, William Williams, Sr. (or William Morgan Williams), William Williams, Jr. (or William Mormon Williams), Oliver Williams, E. M. Lindsay, Georgetown Irrigation Company, a corporation, and Thomas Freeman.

MAY 14 1998

Idaho Ranch Company, Limited, The Banks Investment Company, and Farmers Land and Irrigation Company of Alexander, Idaho, Limited, corporations; Frank Higgenbotham, as Statutory Trustee of Cache Valley Land & Canal Company, late a corporation; S. E. Marshall and W. W. Booth as Trustees of The Bancroft Land and Irrigation Company, late a corporation; James M. Horsley, Matilda J. Horsley, Newell J. Horsley and A. L. Cook, as Trustees of Soda Springs Electric Company, late a corporation; D. J. Lau, H. M. Lau, D. K. McLean, and W. M. Davis, as Trustees of Soda Springs Water Company, late a corporation; Soda Springs, a Municipal Corporation; Thomas H. Horsley, Joseph E. Lau, John G. Schmidt, Laura M. Lau, Colin A. Chester, Chris A. Lallathin, Walter S. Crane, Lorenzo S. Merriott (or Marriott), Hiram M. Lau, Daniel J. Lau, Arthur F. Lau, William J. Hopkins, Ellis Kackley, Ida M. Kackley, Mary E. Kelly (now Mary E. Corrigan), Herbert Horsley, A. C. Anderson (or Abraham C. Anderson), David Anderson, Nels Anderson, Landi C. Eastman, J. T. Torgenson, John Skinner, Clifford M. Reed, E. D. Whitman, C. B. Wilson, David Burnett, David Giles, George Jenkins and Thomas L. Clark.

Hans Nielson, James Strachan, Edmond Beus, Geo. A. L. Williams, Leland S. Williams, Leah Gorton, John Lauritson, Jesse Moore, Arthur Collins, James Moore, C. W. Fryar, Augustine (or Augusta) Rolando, James Rolando, Geo. G. Nelson, August Largilliere, Catherine Largilliere and Harry Horsley; Turner Trust Company, a corporation; Percy G. Turner, Ethel H. Ellsmore, John W. Harris, Alexander Wells Harris (or A. W.) Harris, Joseph L. Hansen, Louisa (or Louise) Medford, David P. (or David) Sant, Leonard Hansen, W. H. Larkins, Dora Larkins, Otto Gulbransen, H. E. Thatcher, Joseph Swenson, Charles Lund, W. J. Turner, John Harrington, Lewis S. Pond, R. E. Hansen, Walter Hogan, George M. Smith, Ira Hogan, Geo. A. Hogan, Amelia Cole, W. S. Cole, Wm. Fowler, James Calkins, Peter Patterson, Ellsworth Norris, Walter Anderson, R. N. Egbert, Charles Izatt, Minnie Walker, Samuel Bollwinkle, C. J. Martinson, J. B. Wagentz, Rosa Martinson, Nathan D. Thatcher, J. Leroy Pond, Geo. B. Folkman, Chas. A. Robbins, Norena B. Robbins and Rachel S. Thatcher.

Benjamin Clegg, Charles Sorenson, William McGee Harris, Nels L. Sorenson, Lars P. Hansen, Charles H. Bassett, Wm. Bassett, Hyrum D. Collins, Joseph Swenson, Harriet Harris, Chris Christiansen, James Fowler, Catherine Sorenson, E. L. Bennett, Wm. Wright, Joseph B. Wright, Mary Bassett, Wm. Meacham, John Meacham, Peter Anderson, John Sorenson, James C. Elliott, Don H. Bassett, Thomas M. Ellis, Charles N. Ellis, Anna J. Clegg, Merintha E. Han-

son, Ann
Rodeback
John C. S
Redford

James Swens
J. Rasmu
Robt. Ki
Mickelson,
tional Ba
Anderson,
nett, Alfr
Wright, H
liams, Dav
B. Gray,
Pond (or
Perry, G
James D.
Parley An
Geo. Whit
D. Schutt.

Treasureton I
Prescott,
gation Co
G. Quigley
Daniel Ta
Company,
Wm. Smit
Beckstead,
Thomas W
District N
Ward, Eug
and Mink
pany, Limi
sen, Ezra
ards, Ivan
Wacker, L
Richard O
P. Roholt,

Farmers
Corporations;
& Canal
Trustees of
James M.
Trustees
M. Lau,
ter Com-
Thomas H.
Chester,
Hickott), Hi-
Kackley,
orsley, A.
Anderson,
d, E. D.
ins and

land S.
James
do, Geo.
Torsley;
Willsmore,
L. Han-
Hansen,
H Swen-
R. E.
Amelia
Wsworth
Samuel
D. That-
Robbins

n, Lars
Swen-
erson,
cham,
on H.
Han-

son, Anna M. Fowler, Henry C. Christenson, Daniel C. Moorehead, Milton A. Rodeback, Calvin W. Bennett, A. A. Ruud, Charles Hubbard, George Hultz, John C. Sorensen, Leo Bennett, Howard Rodeback, Ed. Meachem, Thomas Redford and Esther Peterson.

James Swenson, Hyrum Swenson, Jos. O. Renshaw (or Joseph Olorenshaw), Hans J. Rasmussen, L. K. Bitten, Wm. H. Mendenhall, John R. Turner, J. W. Gibbs, Robt. Kirkham, Melissa Collins, Harold L. Bassett, Geo. C. Fowler, Michael Mickelson, Carston Bennett, Thomas Bennett and Lars Rasmussen; First National Bank of Logan, a corporation; Leslie Wright, E. A. Bennett, J. P. Anderson, Wm. W. Williams, Austin W. Merrill, H. J. Bennett, Matilda Bennett, Alfred (or Alpheus) Anderson, Leslie Bennett, Frank Manning, L. M. Wright, Howard L. Thomas, Thomas Panter, Alma S. Stalker, John T. Williams, Daniel Harris, Joseph Ames, Hyrum Foreman, Henry Perry, Andrew B. Gray, Joseph Perry, Jr., Sardius S. Stalker, Zina B. Cannon, Austin Pond (or L. Austin Pond), Charles Panter, Charles E. Harris, Ralph Perry, Geo. B. Collins, James D. McGregor, Jr., Wm. C. McGregor, James D. McGregor, Isabelle E. Foreman, Joseph Christensen, John Tanner, Parley Anderson, Rebecca Orrison, H. K. Thatcher, Howard E. Thatcher, B. Geo. White, Orison Thompson, Barnard G. (or Barnard J.) White and John D. Schutt.

Treasureton Irrigation Ditch Company, a corporation; William Smith, Byrum H. Prescott, George R. Ransome and A. C. Nance, as Trustees of Cleveland Irrigation Company, late a corporation; L. Edgar Merrill, James A. Hadley, R. G. Quigley, Alma Hadley, O. E. Hendricks, Heber Allen, James S. Geddes, Daniel Taylor, and John W. Hendricks, as Trustees of Stockton Reservoir Company, late a corporation; Charlotte Walton, Samuel Ames, D. M. Walton, Wm. Smith, Edwin Bennion, A. H. Rencher, J. L. Rencher, Leo Meachem, Ely Beckstead, Byrum H. Prescott, George Ransome, Isabel Ames, H. A. Ransome, Thomas Waddoups and Annie E. Cardon; Mink Creek Irrigation Company, District Number One, a corporation; James Johnson, David P. Evans, Cyrus Ward, Eugene Beckstead and J. G. Nelson, as Trustees of Preston-Riverdale and Mink Creek Canal Company, late a corporation; The Peoples Dairy Company, Limited, a corporation; James M. Keller, Thomas Jensen, Elmer Larsen, Ezra Larsen, Torval Wilde, Peter W. Peterson, Fred Barfus, S. H. Richards, Ivan Rasmussen, Mahonri Larsen, L. P. Larsen, Marinus Jepsen, F. H. Wacker, Lorenzo D. Baird, Annie L. Potter (nee Peterson), J. P. Rasmussen, Richard Olverson, Christina V. Wilde, John C. Hansen, Andrew Jepsen, Nels P. Roholt, Lars W. Nelson, Edw. Balfour, J. S. Hite, Mrs. Hans L. Nelson,

John C. Christensen, W. A. Watson, Lars C. Nelson, Martinus Larson, Ingrid Pearson, Leonard Nelson, C. G. Christiansen, Gus Olson, W. E. Crane, Hyrum Bell and Janeus Keller; Joseph Condie, William Schulbert, Jedediah Miles, Francis Clayton and Norman Nisson, as Trustees of Strong Arm Reservoir Company, late a corporation; Thos. R. Condie, Francis Clayton, Thomas Palmer, Wm. H. Carter, O. M. Seamons, Benj. Hymas, Philip Purcer, W. R. Taylor, Ezra C. Foss, Julius Johnson, Joshua Adams, Geo. Sant, Eliza A. Seamons and David Williams.

William E. Larsen, Thomas Sant, William McDermott, Oscar Maddox, and Mae E. Farmer, as Trustees of Clifton Irrigating Company, late a corporation; Rushville Irrigation Company, a corporation; S. H. Atkinson and James Atkinson; Five Mile Creek Irrigation Company, a corporation; L. M. Mendenhall, Willis Mendenhall, S. C. Chadwick and Robert C. Geddes.

Weston Creek Irrigation Company, a corporation; Isaac Jorgensen, George Cole and Thomas Preston, as Trustees of Weston Mills, late a corporation, N. P. Jensen, Yeppa Benson, Frederick Day, Peter Mickelson, and Joseph Georgensen, as Trustees of Weston Reservoir and Power Company, late a corporation; and Isaac McKay; Utah-Idaho Sugar Company, a corporation; Capital Trust Company; Largilliere Company, Bankers; Continental Life Insurance Company, Idaho State Life Insurance Company, Devereaux Mortgage Company, Peabody, Houghteling & Company, National Bank of the Republic, Utah Mortgage Loan Corporation, Peoples Bank & Trust Company, Illinois Trust & Savings Bank, American Trust & Savings Bank (now Continental and Commercial Trust & Savings Bank), and J. N. Ireland & Company, corporations; Jerome W. Wheeler, George I. McFarland, R. T. Hayes, J. P. Toone, Amy L. Toone, Daniel Balls, William O. Creer, and H. D. Maughan.

Sam Gillett, Thorg Johnson, Enoch Johnson, Thomas E. Stanton, Christian Call, Ira Call, Mrs. Freda Anderson, H. C. Atkinson, Fred Baker, Daniel Balls, Kenneth Balls, Minnie Barnard, John Bartlome, Battle Creek Irrigation Company, a corporation; Wm. Behle, Conrad Bell, C. W. Bennett, Chas. Bergquist, Edw. Bergquist, James Bigler, Birch Creek Irrigation Company Number One, a corporation (substituted for and successor in interest to the following: Frederick Barfus, James Keller, Amos Keller, Torval Keller, Ezra Larsen, Marinus Jepson, Elmer Larsen, Norman J. Larson, Walter Nelson, Ervan Larsen, Maren K. Peterson, Marinus Hansen, Elias Hansen, Hyrum Jepson, John M. Hansen, L. B. Wilde, Peter Nelson, Nancy Rasmussen, Chris Hansen, Ivan Rasmussen, Roy Cahoon, Birch Creek Irrigation Company Number One

a water
M. Chri
tensen,
ed; E.
Geo. G
Glencoe
interest
Wilde,
Erickse
sen, Jol
rison, T
Larsen,
tinson (c
ma H. C
tion (su
ler, Ada
Jensen,
Christen
Lorenzo
tion Cor
tion Cor
interest
Margare
Keller,
Mink C
Christin
Phillips,
nership
Sam Ric
Shumwa
Ira B. S
Swenson.
Larsen,
nership
C. T. We
and Neil
cessors t
Harlow
a co-part

Ingrid
Hyrum
Miles,
reservoir
Palmer,
Taylor,
sons and

nd Mae
oration;
nes At-
Menden-

ge Cole
N. P.
eorgen-
orpora-
Capital
urance
Com-
e, Utah
Trust
l Com-
tions;
my L.

Call,
Balls,
gation
Berg-
mber
ing:
rsen,
rvan
son,
sen,
One,

a water user's association); J. J. Call; Grover C. Hogan, successor to Alex M. Christensen; Annie M. Christensen, Martin Christensen, Steffen C. Christensen, Walter Christensen; Emma Collins and Estate of J. W. Collins, deceased; E. H. Coombs, David Coombs, Albert C. Davis, Wm. J. Davis, Sam Gagon; Geo. Greene, administrator of the estate of Patrick W. Gallagher, deceased; Glencoe Irrigation Company, a corporation (substituted for and successor in interest to the following: Ezra Larsen, P. P. Carver, Emanuel Keller, A. A. Wilde, L. E. Ericksen, Hy. Johnson, Richard Peterson, Enoch Peterson, Peter Ericksen, Mrs. Carl Wallgren and Fred Egley); Robert B. Gunnell, Chris Hansen, John W. Harrington, Geo. W. Harrington, Mrs. Sarah Hess, George Harrison, Thomas J. Hopkins, J. M. Horsley, P. F. Ivie, Dave Jenkins, Joseph Larsen, Ezra E. Larsen, James Larsen, Jr., Nevada A. Larsen, John E. Martinson (or Mortenson), Arwell L. McKay, H. J. McKay, Jedediah McKay, Emma H. Meservey; Mink Creek Irrigation Company Number Four, a corporation (substituted for and successor in interest to the following: James M. Keller, Adam and Urias Keller, Hans C. Jensen, Daniel Jensen, Harry and Frank Jensen, Dora Jensen, Selestres Keller, Wm. Rasmussen, N. C. Eskelson, Christensen and Jeppson, Mrs. C. C. Christensen, J. H. Bell, Wm. D. Baird, Lorenzo S. Baird, James Keller, Lewis Keller, Roy Cahoon, Mink Creek Irrigation Company Number Four, a water user's association); Mink Creek Irrigation Company Number Three, a corporation (substituted for and successor in interest to the following: Lewis Keller, Wm. Rasmussen, Lorenzo S. Baird, Margaret Baird, J. H. Bell, Wm. D. Baird, James M. Keller, Jr., Selestres Keller, Adam and Urias Keller, Thomas Jeppson, Henry Christensen, and Mink Creek Irrigation Company Number Three, a water user's association). Christina Nelson, Wilford Nelson, Wilford Panter, Jacob Peterson, Junius F. Phillips, Mileta Pond, J. T. Pond, L. A. Pond and John Bartlome, a co-partnership known as Pond Bros. and Bartlome; John R. Reeder, J. R. Rencher, Sam Richardson, C. G. Rose, Mrs. Alonzo H. Seamons, David Seamons, Chas. Shumway, A. T. Smith, Mary E. Smith, Nathan Smith, Andrew Stauffer; Ira R. Steed, substituted for A. E. Henderson; Alnora C. Stevenson, Mary Swenson, O. A. Thompson, Dr. Tigertt, Alma Turner; Ole Hansen, Henry Larsen, George A. Smith, Anthon Nelson and Charley Christensen, a co-partnership known as Upper Cleveland Irrigation Company; Alfred Westeburg, C. T. Woodal, Eph. T. Williams, D. A. Woodal, Lawrence Wilde; E. T. Zeigler and Neil M. Sorenson, known as Sorenson & Zeigler, a co-partnership, successors to R. E. Hansen; Arthur Coombs and Lillie Coombs, (substituted for Harlow R. Hoops); Sewell Roper, Simpson Roper, Orrin Roper and Roy Roper, a co-partnership known as Roper Brothers, (substituted for J. F. Medford

and Lucinda Walker); Elmer W. Smith, successor to Frank Sant; Frank E. Ellis, (substituted for John Corrigan and Minnie Corrigan); Twin Lakes Canal Company, a corporation, (substituted for Oneida Irrigation District); Edwin D. Whitman, administrator of the estate of Joseph E. Simmons, deceased (substituted for Joseph E. Simmonds); O. H. Brown, Independent School District Number Six, a corporation; Anna L. Westrom, D. Young, Ed and Wilbur Beus; Estate of Mary Baird, deceased; Charles R. Lakey, M. E. Corrigan, the Misses Childs, W. F. Messenger, Mrs. F. J. Fryar, Mary Cox, J. A. Swenson, W. J. Kellogg, W. F. Donahue, Doctor Smedley, Alvin Myers, Eva I. Dygert, Wm. Winchell; Presbyterian Church, a religious corporation; Kate Dubry, George White, T. A. Sterrett, E. C. Foster, J. P. Wannamaker, James Watson, Ellen E. Woodall; Austin Bros. Association, a corporation; Mrs. Albi Williams, A. J. Knollin, Minnie O. Blackburn, Amelia Woodal, Ellen Lund, C. K. Bocker, Madge Bell, Church of Jesus Christ of Latter Day Saints, a religious corporation; L. P. Beus, D. A. Anderson, George Clifford, George Albrecht, D. F. Lau, John Ferebauer, Margaret F. Cully, J. P. Madsen, Henry L. Finch, Elizabeth Dorrien, Chris Panting, Priscilla Gorton, W. M. Davis, A. W. Nicholson, George Horsley, T. W. Horsley, J. J. Skinner, D. K. McLean, Sam Hopkins, Eliza Schmidt; Natural Mineral Water Company, an unincorporated association; Rosina Hopkins, J. H. Schmidt, Anna Hamilton, George R. Small, Arminta Sterrett, Oren Hansen, S. Small, Annie Wetzal, Elizabeth Williams, Ira Hardy, E. T. Wood, C. B. Johnson, Wm. Chester, Caroline D. Eastman, William Body, (substituted for George Woods); Soda Springs Mill and Elevator Company, a corporation; Jesse P. Anderson, George W. Ellis, Otto Rohalt, Wm. B. Fowler, George E. Beckstead, Jr.; and Albert Capson, successor to Leo Meachem,

Defendants.

g:
n,
n
l,
en,

MAY 14 1896

DECREE

This case came on to be further heard at this term, additional proof being submitted, and the cause further argued by counsel, and thereupon, upon consideration thereof, it is ORDERED, ADJUDGED AND DECREED as follows, viz:

I.

1. That the Bear River is an inter-state stream with a large number of tributaries in the States of Utah, Wyoming and Idaho, said river rising in the Wasatch mountains in northeastern Utah and flowing in a general northerly direction through the States of Utah and Wyoming to a point on the boundary line between the States of Idaho and Wyoming near the town of Border in the State of Wyoming, into the State of Idaho, thence in a general northwesterly direction around the north end of Bear Lake (including North or Mud Lake) located in Bear Lake County, Idaho, and Rich County, Utah, to a point near the town of Alexander in said State of Idaho, thence in a general southerly direction through the States of Idaho and Utah, emptying into Great Salt Lake in said latter state.

That there is hereby drawn within the jurisdiction of this court, for distribution for beneficial uses, under and pursuant to the terms of this decree, all that portion of Bear River, as above described, commencing at a point directly north of Bear Lake in Section 34, Township 13 South, Range 44 East, Boise Meridian, which said point is marked and indicated by the "Stewart Dam," and headgates to the plaintiff's intake canal into Bear Lake Reservoir, known as the "Rainbow Canal," thence generally northwesterly through Idaho, to a point near the town of Alexander, thence in a general southerly direction to the boundary line between the States of Idaho and Utah, together with all intervening tributaries of the Bear River, which are decreed to constitute a single inter-dependent river system, to be administered under the terms of this decree.

2. Subject to the prior rights of the various defendants, as hereinafter decreed in the order of their respective priorities, the said plaintiff, the Utah Power & Light Company, has the right to divert at the Stewart Dam, as hereinbefore described, (and also in seasons of flood water through the "Dingle Inlet Canal" diverting from Bear River in the Northwest quarter of Section 17, Township 14 South, Range 45 East, Boise Meridian) and to impound and store in the Bear Lake Reservoir, consisting of Bear Lake and Mud or North Lake, in Rich County, Utah, and Bear Lake County, Idaho, all of the waters of Bear River to the extent of 5500 cubic feet per second of time, together with the waters naturally flowing into or arising in said lakes, all said waters to be stored in said Reservoir, and to be thereafter released from said reservoir at the said plaintiff's pleasure, through the plaintiff's embankment or "dyke" located within the lake meander lines, and extending from

Section 16 to Section 18, in Township 14 South, Range 44 East, Boise Meridian, by means of control works located therein at a point approximately North 64°15' East 8120 feet from the Southwest corner of Section 18, Township 14 South, Range 44 East, Boise Meridian, and to be thence conveyed through the plaintiff's outlet canal, extending generally northwardly from the said control works to a confluence with Bear River, near the center of Section 6, Township 13 South, Range 44 East, Boise Meridian, and thence down the natural channel of Bear River, for use at various points of diversion now existing, or which may hereafter be established by the plaintiff for the generation of electric power, and for such irrigation or other beneficial purposes, recognized by law, as the plaintiff may devote or dedicate said released stored waters, by use, sale, rental, or otherwise.

In its exercise of the rights herein defined, the plaintiff may, to the extent of its various appropriations, divert and impound in storage, the waters of Bear River and of Bear Lake at all times, and at all seasons of the year, when by so doing it does not interfere with the exercise of any prior rights fixed by this decree, and the waters released by it from storage may be conveyed through the natural channel of the river, and shall be protected under the provisions of this decree for the distribution designated by the plaintiff, as though kept and conveyed within an artificial channel, and the return of the waters to the river, after their various uses by the plaintiff, shall not be deemed an abandonment thereof, but it is recognized by this decree, and it shall be recognized by the officers charged with the administration hereof, that the plaintiff's rights in said waters continue throughout the portion of the stream brought under this decree for use both in Idaho and beyond the Utah-Idaho state line, and all parties to this suit, their heirs, executors, administrators, successors in interest and assigns, and the agents, servants and attorneys of said parties, their heirs, etc., are hereby perpetually enjoined and restrained from in any manner using or interfering with the use by the plaintiff of the said released stored waters, except with the consent and under the authority of the plaintiff, its successors or assigns.

In administering the rights of the plaintiff herein decreed and mentioned, the following considerations shall be observed and recognized:

For the purpose of regulating and controlling the flow of the river, and in the interest of conservation of the waters thereof, the plaintiff may, at any time, divert at its Stewart Dam, and through its Rainbow Canal (and in seasons of flood through the Dingle Inlet Canal) above mentioned, the entire flow of the waters of Bear River, provided it discharges at the same time through its outlet control works, (when there is need therefor to supply the rights of prior appropriators below), and into its outlet canal, and conveys thence to the natural channel of

Bear
as na
compe
Mud
moun
channe
cross
throug
tors b
let can
to the
Section
in addi
Bear
Fr
Fr
Fr
Fr
such q
not "r
of nat
In
plants,
or othe
shall b
14
An
An
In
the vari
release
flow of
Alexan
West
interve

Bear River, an equivalent amount of water, such quantity to be regarded as natural flow of the river, and not released stored water. In order to compensate for the natural yield of the Bear Lake area, including Bear Lake and Mud Lake, and the area between the lake meander line and Bear River, and mountainous slopes to the west, which area was formerly drained by a natural channel known and designated herein as the "natural outlet," as claimed in the cross bills of certain defendants, the plaintiff shall discharge from its reservoir, through its outlet works, (when required to supply the rights of prior appropriators below) a quantity of water sufficient to yield at a point in the plaintiff's outlet canal, at measuring devices to be installed by the plaintiff as near as practicable to the present bridge on the Montpelier-Ovid road, in the Southwest quarter of Section 7, Township 13 South, Range 44 East, Boise Meridian, the following amounts in addition to any amount of water then being discharged to equal diversions from Bear River, and regarded as "natural flow," to-wit:

- From April 20 to July 1st of each year, 50 cubic feet per second;
- From July 1st to July 15th of each year, 35 cubic feet per second;
- From July 16th to Aug. 1st of each year, 25 cubic feet per second;
- From Aug. 1st to Sept. 15th of each year, 15 cubic feet per second;

such quantity of water to be also regarded and distributed as "natural flow," and not "released stored water," and shall be full compensation for any interruption of natural flow from said Bear Lake area by the plaintiff's reservoir works.

In the delivery to the plaintiff of released stored water at its several power plants, now or hereafter established, or at such points of diversion for irrigation or other beneficial purposes as it may designate for such delivery, transit losses shall be computed as follows:

1½% of the net release from storage (after adjustments for natural flow as aforesaid), from the outlet works at dyke to points between Alexander and plaintiff's Grace Dam, situate in the Northeast quarter of Section 1, Township 10 South, Range 40 East, Boise Meridian;

An additional 1% from said Grace Dam to the headgate of the West Cache Canal Company, situate in the Southeast quarter of Section 25, Township 14 South, Range 39 East, Boise Meridian, and

An additional 1% from said West Cache headgate to the boundary line between Utah and Idaho.

In determining transit losses, or otherwise calculating the division of waters at the various principal points of diversion, as between natural flow of the river and released stored waters, a time lag of twenty-four hours shall be applied for the flow of released stored waters from the plaintiff's control works to points between Alexander and Grace Dam, and an additional twenty-four hours to points between West Cache headgates and the Utah-Idaho State line, and a proportionate time for intervening points of diversion.

3. In addition to the storage rights of plaintiff, herein decreed, the waters of Bear River and its tributaries between the points hereinbefore described, as drawn within the jurisdiction of this court for distribution under this decree, are hereby allotted and decreed for the various beneficial uses herein specified, without waste, to the plaintiff and defendants, respectively, and their successors in title and interest, in the amounts, for the purposes, and with the priorities, established and prescribed by the "Schedule of Rights" hereinafter defined.

The rights herein decreed and recognized are designated and classified as "Power Rights," "Irrigation Rights" and "Domestic Rights," respectively, and shall have the following characteristics:

"Power Rights" include the right to divert and use water for the generation of electric power, and such rights of diversion and use are continuous throughout the year without limitation to time or season.

"Irrigation Rights" include the right to divert and use water for irrigation, culinary, domestic, and agricultural purposes connected therewith, throughout the irrigation season of each year, which is defined as that portion of each calendar year which commences on the 20th day of April and closes on the 30th day of September; subject to the qualification, however, that between the 20th and 30th days of April of each year, and the 15th and 30th days of September of each year, inclusive of each of said days, no irrigation appropriator shall divert or use more than 40 per cent of his or its allotment under the "Schedule of Rights" hereinafter prescribed, except as is hereinafter specifically provided in the "Schedule of Rights." The water allotted and decreed to the parties hereto for irrigation purposes is, and shall be, appurtenant to the land upon which the same has been applied and used, as described in the schedule; subject, however, to the rights of appropriators or shareholders in any appropriating canal company to change the place of diversion or use as provided by law when no damage or injury results to others, or to make any beneficial use of such waters, or any part thereof, which does not injure other appropriators.

"Domestic Rights" include the right to divert and use water during the non-irrigating season, that is to say, from the first day of October of each year to the 19th day of April following, both dates inclusive, under agricultural appropriations and through irrigation ditches, for general domestic uses, including watering stock and culinary purposes. Each irrigation right herein decreed shall include and imply as a part thereof a domestic right to the use, during the non-irrigating season, of such of the waters allotted for irrigation purposes as are necessary for such domestic purposes and such shall be the measure of said domestic rights, and the extent of use of water through irrigation canals in the non-irrigation season,

until the amount shall be more definitely fixed under the reservation of jurisdiction hereinafter contained. Nothing herein contained shall affect specific allotments made in the schedule of rights under appropriations for domestic, culinary or other specific beneficial purposes, which rights are to be recognized and administered specifically as decreed.

All rights herein decreed to the plaintiff and the several defendants are decreed for the beneficial uses specified, and none of the parties hereto, or their successors in interest, whether heirs, executors, administrators, successors or assigns, shall have the right to divert any of the waters of said Bear River, or any of its tributaries, except for beneficial use, and whenever such use has ceased, such party or parties shall cease to divert, and shall have no right to divert, the said waters, or any part thereof, and each and every of the parties hereto, their servants, attorneys, employes and successors in interest, as aforesaid, are hereby enjoined and restrained from any and all interference with or diversion or use of the said waters, except in the manner, and to the extent, and for the purposes, provided in this decree, whenever such interference, diversion or use would in any manner interfere with the diversion or use of the water awarded by this decree to any of the other parties to this action.

The parties hereto and their successors in interest shall install and maintain suitable and efficient headgates, controlling works and measuring devices at their respective points of diversion, and all water herein allotted and decreed shall be measured at said points of diversion. Said works and devices shall be built and installed in accordance with plans and specifications to be approved by the state official charged with the duty of supervising the distribution of water, (subject to review by this court). All such devices shall be of such design as to accurately register the amount of water diverted, and in the case of ditches diverting fifty or more cubic feet per second, automatic measuring and registering devices shall be installed and maintained. All such headgates, control works and measuring devices and gauges shall at all times be subject to the inspection of either party, and to public officials or water masters having jurisdiction over the distribution and diversion of water, and no dam or other obstruction to the natural flow of the stream shall be maintained so as to divert water from the channel of the stream, except through ditches, canals or other works provided with such headgates, control works and measuring devices, and each of the parties hereto shall be perpetually enjoined from diverting from the channel of the stream or its tributaries any water through any ditch, conduit or other devices not provided with such headgates, control works and measuring device; *provided*, that in case of diversions through pipes for power purposes, measuring devices may be dispensed with where the quantity of water diverted may be otherwise determined by calculations based on power output or current meter measurements.

4. Subject to the power and duty of this court to supervise and enforce the administration of its decree from time to time as occasion may require, and to that end to appoint if necessary its commissioner for that purpose, for which jurisdiction is hereby expressly reserved, the administration of this decree shall be left in the first instance with the officials of the state of Idaho charged with the duty of supervising the distribution of the public waters within said state, the costs and expenses of such administration to be defrayed as provided by the statutes of Idaho. Any party hereto may apply at any time for directions to the watermaster, or for the appointment of a commissioner, if necessary, to enforce any provision of this decree.

The watermaster or commissioner, or other official charged with the distribution of the waters of the Bear River and its tributaries subject to this decree, need not in the first instance, by reason of the decree, undertake the detailed administration of the waters of the entire portion of the river and tributaries placed under the decree, but only of such section of the main river and such tributaries as he shall be specifically directed to administer. Such administration may be extended upon application of any party, from time to time, as the irrigation season advances and necessity therefor arises. Such watermaster, commissioner, or other official, however shall, after his appointment, have general supervision of the entire river, and of the tributary waters, and if called upon to administer the waters of any particular tributary he may utilize any agency for the distribution of the waters of such tributary locally selected or agreed upon by the water users from such tributary, and if necessary he may appoint assistants to administer any section of the main river, or any tributary thereof, provided always that any party hereto may invoke the powers of such watermaster, commissioner, or other official, to personally direct and supervise the administration of the waters of any section of the river, or of any tributary or tributaries, in strict conformity to the provisions of this decree, both during the irrigation season, and the non-irrigating or winter season, so far as may be necessary to secure to the several parties their rights hereunder, and failing to obtain proper action by such watermaster, commissioner or other official, may apply to the court for directions in the premises.

20712
5. The plaintiff, Utah Power & Light Company, and the defendant, Utah-Idaho Sugar Company, have certain rights to the use of the waters of Bear River with points of diversion in Utah below the Utah-Idaho state line, which rights are included in the schedule of rights herein decreed. The inclusion of said rights in the said schedule is not to be construed as a decree *in rem*, establishing said rights, or as an adjudication of title to said rights, which have attached in a state or district beyond the jurisdiction of this court, but merely as a recognition of said rights to the extent that in the administration of that part of the river within the jurisdiction of this court, and the operation of this decree as hereinbefore defined, the watermaster, com-

MAY 14 1896

missioner or other official charged with the administration of the decree, shall see that there is delivered at the Utah state line such quantity of water as is necessary, together with natural increment below said Utah state line, to satisfy said rights in accordance with their dignity and priority as herein recognized.

MAY 14 1996

II.

("Schedule of Rights.")

c.f.s. is used throughout this schedule to designate a flow of one cubic foot of water per second of time.

ac. ft. is used throughout this schedule to designate a quantity of water sufficient to cover an area of one acre to a depth of one foot, or 43,560 cubic feet of water.

MAIN RIVER DIVERSIONS.

1. Utah Power & Light Company—Storage rights.

The plaintiff, Utah Power & Light Company, is entitled to divert from the main channel of Bear River, from the natural flow thereof, for storage purposes, the following amounts:

DATE OF PRIORITY	AMOUNT IN SECOND FEET	POINT OF DIVERSION AND PLACE OF USE
0248 1911—March 1	3000 c.f.s.	Said water to be diverted from Bear River through what is known as the Rainbow and Dingle Inlet Canals, the headworks of which are located respectively in the Northeast quarter of Section 34, Township 13 South, Range 44 East, B.B.M., and the Northwest quarter of Section 17, Township 14 South, Range 45 East, B.B.M. in Bear Lake County, Idaho, and to be carried into and stored in what is known as the Bear Lake Reservoir and withdrawn therefrom from time to time as needed or required by said Utah Power & Light Company, or its successors in interest, for the development of power or generating electric energy in any power plant which it may now have, or hereafter construct or acquire in or along Bear River, in the states of Idaho and Utah, and for irrigation purposes in what is generally known as Bear River Valley in said states.
0249 1912—Sept. 11	2500 c.f.s.	

13-0953

From Bear Lake:	
0250 1912—Sept. 1	300 c.f.s.
From Mud Lake:	
0251 1912—Sept. 1	200 c.f.s.

Said water to be stored in what is known as Bear Lake Reservoir, and withdrawn therefrom from time to time, as provided in the immediately preceding paragraph.

2. E. P. Johnson, Albert Johnson and Hyrum L. Johnson:

0252 (a) 1889—July 30	4 c.f.s.
1889—April 20 to July 1	1.6 c.f.s.
1889— July 2 to October 1	

Said water to be diverted from the main channel of Bear River at a point 50 feet West from the first railroad bridge Northwest of Novene Station on the Oregon Short Line R. R., and to be used for the irrigation of 160 acres in the West half of the Northeast quarter and the South-

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

east quarter of the Northeast quarter, Section 33, and the Southwest quarter of the Northwest quarter, Section 34, Township 10 South, Range 43 East, B.B.M.

0253 *Trans. # 2202*
(b) 1900—May 1 1.5 c.f.s.
April 20 to July 1
0.6 c.f.s.
~~1900~~ July 2 to October 1.

Said water to be diverted from the main channel of Bear River near the South quarter corner of Section 34, Township 10 South, Range 43 East, B.M. and used for irrigating 60 acres of land in the North half and Southeast quarter of the Southwest quarter, Section 34, and the Northeast quarter of the Southeast quarter of Section 33, Township 10 South, Range 43 East, B.B.M.

0254
*Budge Land and Livestock Company,
Limited:*
(a) 1889—May 1 24 c.f.s.
April 20 to July 1
9.6 c.f.s.
July 2 to October 1.

Said water to be diverted from the main channel of Bear River at a point North 61°10' East 1495 feet from the quarter section corner, on the North boundary of Section 31, Township 10 South, Range 43 East, B.B.M., for the irrigation of 963.3 acres of land in Sections 30 and 19, Township 10 South, Range 43 East, and Sections 12, 13, 24 and 25, Township 10 South, Range 42 East, B.B.M.

11 0255
(b) 1889—May 1, 2 c.f.s.
April 20 to July 1,
1 c.f.s.
July 2 to October 1.

Said water to be diverted from the main channel of Bear River at a point South 40°30' East, 1500 feet from the Northwest corner of Section 19, Township 10 South, Range 43 East, B.B.M., for the irrigation of 82.8 acres of land lying east of Bear River in Sections 24 and 13, Township 10 South, Range 42 East, B.B.M.

11 0256
(c) 1889—May 1 2.5 c.f.s.
April 20 to July 1,
1 c.f.s.
July 2 to October 1.

Said water to be diverted from the main channel of Bear River at a point North 14°30' East 1350 feet from the quarter corner on the north boundary of Section 13, Township 10 South, Range 42 East, B.B.M., for the irrigation of 93.8 acres of land, lying north and east of Bear River, in Sections 12 and 11, Township 10 South, Range 42 East, B.B.M.

Said water decreed in paragraph 3a, 3b and 3c immediately above, may be diverted and used through all or any of said ditches.

DATE OF PRIORITY	AMOUNT IN SECOND FEET	POINT OF DIVERSION AND PLACE OF USE
4. Eph. T. Williams: 1-0257 1895—March 21 13-0954	2.4 c.f.s.	Said water to be diverted from Bear River in the Northwest quarter of Section 34, Township 9 South, Range 42 East, B.B.M. and to be used for the irrigation of 12 acres in Sections 33 and 34, Township South, Range 42 East, B.B.M.

TRANS. #2120 13-00991 Last Chance Canal Company, Ltd.: 1-0258 1897—March 1 1-0259 1901—May 14 TRANS. #2120 13-00992 TRANS #2395	200 c.f.s. 240 c.f.s.	Said water to be diverted from the natural flow of Bear River, through a canal diverging therefrom at a point 70°35' East, 40 feet from the Northeast corner of Section 36, Township 9 South, Range 40 East, B.M., to be used for the irrigation of 29,000 acres of land under the canals of the Tanner Canal Company, Ltd., The Central Canal Company, The North Extension Canal Company, Ltd., The West Branch Canal Company, Turner Canal Company, Ltd., The East Branch Canal Company and The Bench Canal Company, in the following subdivisions, to-wit: In Township 8 South, Range 39 East, B.M. Sections 5, 7, 8, 9, 16, 17, 21, 22, 26, 27, 28, 34 and 35; In Township 9 South, Range 39 East, B.M. Sections 1, 2, 3, 4, 9, 10, 11, 12, 13, 14, 15, 16, 21, 22, 23, 24, 25, 26 and 36; In Township 9 South, Range 40 East, B.M., Sections 4, 5, 6, 7, 8, 9, 16, 17, 18, 19, 20, 21, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, and 36; In Township 10 South, Range 40 East, B. M., Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 33, 34, 35 and 36; In Township 11 South, Range 40 East, B.M., Sections 1, 2, 3, 4, 9, 10, 11, 12, 13, 14, 15, 16, 22, 23, 24; In Township 10 South, Range 41 East, B.M., Sections 6, 7, 17, 18, 19, 20, 29, 30, 31, 32 and 33; In Township 11 South, Range 41 East, B.M., Sections 4, 5, 6, 7, 8, 18 and 19.
--	--------------------------	---

13-0955 1-0260 (a) 1909—Aug. 9 1-0261 (b) 1909—Dec. 31 13-0956	138.16 c.f.s. 25.6 c.f.s.	Said water to be diverted from the natural flow of Bear River through the canal commonly known as the Bench "B" Canal, diverting from said River at a point South 46°58' West 1263.97 feet from the North-
---	------------------------------	--

MAY 14 1996

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

east corner of Section 1, Township 10 South, Range 40 East, B.B.M., to be used for the supplemental irrigation of lands under the Last Chance system, hereinabove described under No. 5, provided, however, that the priority and amount of this appropriation is conditioned upon a compliance with the terms of the permit upon which said appropriations are based, to-wit: Permits No. 5308 and No. 5771 respectively, issued by the State Engineer of the State of Idaho, and the same are subject to the provisions of the laws of the State of Idaho governing the issuance of water licenses by the Commissioner of Reclamation of the said State of Idaho.

~~11~~ 0262

7. Tanner Canal Company, Limited:
1910—July 29 54 c.f.s.

*Trans.
2463*

Said water to be diverted from the natural flow of Bear River through the canal commonly known as the Tanner "B" Canal, diverting from said river at a point South 64°13' West, 2182.24 feet from the Northeast corner of Section 1, Township 10 South, Range 40 East, B.B.M., to be used for the supplemental irrigation of lands under the Last Chance Canal system, hereinabove described under No. 5, provided, however, that the priority and amount of this appropriation is conditioned upon a compliance with the terms of the permit upon which said appropriation is based, to-wit: Permit No. 6631, issued by the State Engineer of the State of Idaho, and the same is subject to the provision of the laws of the State of Idaho governing the issuance of water licenses by the Commissioner of Reclamation of the said State of Idaho.

~~11~~ 0262 13-0957

8. Utah Power & Light Company:
Grace Power Plant:
1905—Dec. 28 500 c.f.s.
1908—July 6 500 c.f.s.

~~11~~ 0262

13-0958

Said water to be diverted by means of a dam situate in the Northeast quarter of Section 1, Township 10 South, Range 40 East, B.B.M., and conducted through two wood stave pipe lines to the Grace Power house of the plaintiff, situated in the Southwest quarter of Section 21, Township 10 South, Range 40 East, B.B.M., and there used for the generation of electric power or energy, and returned to the channel of Bear River.

17

MAY 14 1996

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

~~11-0265~~
9. *The Gentile Valley Irrigation Com-
pany, Ltd.:*
1889—June 1

33 c.f.s.

Said water to be diverted from the natural flow of Bear River in the Southwest quarter, Section 21, Township 10 South, Range 40 East, B.B.M., through the Gentile Valley Canal, and to be used for the irrigation of 1638 acres of land in the West half of Section 8, the East half Northeast quarter, the Southwest quarter, and the Southeast quarter of Section 29, the East half of Section 32, and the Northwest quarter of Section 33, all in Township 10 South, Range 40 East; the West half of Section 4, the East half, and the North half Southwest quarter of Section 5, the West half and the Southwest quarter Southeast quarter of Section 9, the South half Southwest quarter and the Southwest quarter Southeast quarter of Section 14, the South half Southwest quarter of Section 15, the North half, and the Northwest quarter Southeast quarter of Section 16, and the Southeast quarter Northeast quarter of Section 21, in Township 11 South, Range 40 East, of the Boise Meridian.

~~11-0266~~
10. *Thatcher Irrigation Company,
Limited:*
1901—Feb. 23

35 c.f.s.

Said water to be diverted from the natural flow of Bear River at the point described in the paragraph immediately preceding, through the said Gentile Valley Irrigation Company's canal, and to be used for the irrigation of 1738 acres of lands, situate under what is known as the Thatcher Canal in the Northeast quarter and the West half Southwest quarter of Section 22, the North half, the South half Southwest quarter, and the South half Southeast quarter of Section 23, the Southwest quarter Northwest quarter of Section 24, the South half Southwest quarter of Section 25, the Northwest quarter Southwest quarter, the Southeast quarter Southwest quarter and the Southeast quarter of Section 26, the East half and the Northeast quarter Northwest quarter of Section 35, and the West half Northwest quarter and Southwest quarter Southwest quarter of Section 36, of Township 11 South, Range 40 East; and the Southwest quarter, and West half Northwest quarter of Section 1, the Northeast quarter, the Northeast

13-0959

13-0960

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

quarter Southeast quarter, and the North-east quarter Southwest quarter of Section 2, and the Southwest quarter Southeast quarter of Section 12, and the Northwest quarter, the North half Southwest quarter and the West half Northeast quarter of Section 13; of Township 12 South, Range 40 East, of the Boise Meridian.

Said water to be diverted from the natural flow of Bear River, and used through the Gentile Valley Irrigation Company's canal, as above described, for the irrigation of 560 acres of land, situated under what is known as the Pond Canal in the South half of the Northwest quarter and the Southwest quarter of Section 25, the Northwest quarter of the Northeast quarter, the Southeast quarter, the North half of the Southwest quarter, and the Southeast quarter of the Southwest quarter of Section 26, the East half and the Northeast quarter of the Northwest quarter of Section 35, the West half of the Northwest quarter, and the Northeast quarter of the Southwest quarter of Section 36, of Township 11 South, Range 40 East; and the Northwest quarter of the Northwest quarter of Section 1, and the North half of the Northeast quarter of Section 2, of Township 12 South, Range 40 East, of the Boise Meridian.

Said water to be diverted by means of a dam in the channel of Bear River at a point South 65°19' East 977 feet from the Southwest corner of Section 21, Township 10 South, Range 40 East, B.B.M., in Bannock County, Idaho, through a flume commonly known as the Cove Flume, to the Cove generating station in the Northwest quarter of Section 33, Township 10 South, Range 40 East, B.B.M., and there used for the generation of electric power or energy and returned to the channel of Bear River.

Said water to be diverted from the channel of Bear River into the Cove Reservoir at a point North 46°30' East, 1456 feet from the Southwest corner of Section 21, Town-

MAY 14 1996

~~11-0266~~ 13-0961

11. Pond Brothers and Bartlome, a partnership composed of L. A. Pond, J. T. Pond and David Bartlome:
1904—April 18 12 c.f.s.

~~11-0266~~ 13-0962

12. Utah Power & Light Company:
Cove Power Plant:
(a) 1916—March 9 1500 c.f.s.

~~11-0266~~ 13-0963

- (b) 1916—March 28 4000 ac. ft.

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

ship 10 South, Range 40 East, B.B.M., to be stored therein, and withdrawn therefrom for use in connection with said Cove Plant, as authorized and provided for in Permit No. R-18, issued by the State Engineer of the State of Idaho.

To be diverted from the natural flow of Bear River through a ditch known as the "Harris" Ditch, diverting on the West side thereof, at a point about 80 rods South of the Cove dam in the Southwest quarter of Section 21, Township 10 South, Range 40 East, B.M. for the irrigation of 47 acres of land in the Northwest quarter of the Southwest quarter of Section 33, and the Northeast quarter of the Northeast quarter of Section 32, Township 10 South, Range 40 East, B.M.

To be diverted from the natural flow of Bear River, through the Harris ditch, last above described, for the irrigation of 43 acres of land in the Southeast quarter of the Southeast quarter of Section 29, the Northeast quarter of the Northeast quarter and the Northeast quarter of the Southeast quarter of Section 32; the Northwest quarter of the Northwest quarter and the Northwest quarter of the Southwest quarter of Section 32, Township 10 South, Range 40 East.

To be diverted from the natural flow of Bear River, through the Harris ditch, last above described, for the irrigation of 110 acres of land in the East half of the Northeast quarter of Section 32, the West half of the Northwest quarter of Section 33, Township 10 South, Range 40 East, B.M.

Said water to be diverted by means of a dam in the channel of Bear River at a point North 74°08' West 7913 feet from the Northwest corner of Section 30, Township 13 South, Range 41 East, B.B.M., in Franklin County, Idaho, through a pipe line to the Oneida Power Plant, situated South 74°01' East 3173 feet from the Northwest corner of Section 26, Township

~~10270~~ 13. Ethel H. Ellsmore:
1898—August 31

1.0 c.f.s.

13-0964

~~10271~~ 14. Frank W. Harris:
1898—August 31

0.9 c.f.s.

13-0965

~~10272~~ 15. A. W. Harris.
1879—May 1

2.2 c.f.s.

13-0966

~~10273~~ 16. Utah Power & Light Company:
Oneida Power Plant:
1910—June 17

1000 c.f.s.

13-0967

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

~~11 0274~~ 13-0968

17. Utah Power & Light Company:
Oneida Power Plant:
1911—Jan. 18 1500 c.f.s.

~~11 0275~~ 13-0969

18. A. C. Bosen, Hyrum J. Smith,
Robert L. Smith and
Melvin Green:
1882—May 1 5.5 c.f.s.

13 South, Range 40 East, B.B.M., and there used for the generation of electric power or energy, and returned to the channel of Bear River.

Said water to be diverted by the dam, through the pipes, and used at the said Oneida Plant, as last above described.

Said water to be diverted from Bear River through what is known as the Smith-Vanoy Ditch with point of diversion from Bear River in the Southeast quarter of Section 16, Township 14 South, Range 40 East, B.B.M., said water to be measured at point where Siphon No. 1 of Twin Lakes Canal Company crosses Bear River, and used for irrigating 300 acres of land to be divided as follows:

.3 of this amount to Hyrum J. Smith for the irrigation of lands in the North half of the Southwest quarter of Section 2, the Southwest quarter of the Southeast quarter of Section 20, and 23 acres in the Northwest quarter of the Southeast quarter of Section 29, Township 14 South, Range 40 East, B.B.M.

.5 to A. C. Bosen, for the irrigation of 107 acres in the Northeast quarter of the Northeast quarter and the Southeast quarter of the Northeast quarter and North half of the Southeast quarter, Section 21, and a few acres in the Southwest quarter of the Northeast quarter and the Northwest quarter of the Southwest quarter of Section 22, Township 14 South, Range 40 East, B.B.M.

.2 thereof to Robert L. Smith and Melvin Green jointly, to irrigate 31 acres of land in the Southeast quarter of Section 20, Township 14 South, Range 40 East, B.B.M.

19. Nelson Ditch Company:
~~11 0276~~ 1880—May 1 6.5 c.f.s.

13-0970

Said water to be diverted from Bear River at a point about 25 rods South of the Northeast corner of Section 20, Township 14 South, Range 40 East, B.B.M., for the irrigation of approximately 400 acres of

21

MAY 1 4 1996

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

land situated in Sections 29 and 30, said Township and Range.

Said water to be diverted from the main channel of Bear River at a point 20 rods Northeasterly from the Southeast corner of the Northeast quarter of the Northeast quarter of Section 29, Township 14 South, Range 40 East, B.B.M., and to be used for the irrigation of 615 acres of land in Sections 29 and 31, Township 14 South, Range 40 East, Section 36, Township 14 South, Range 39 East, and Section 1, Township 15 South, Range 39 East, B.B.M.

Said water to be diverted from Bear River in the Northeast quarter of Section 31, Township 14 South, Range 40 East, B.B.M., and to be used for irrigating 800 acres of land in Sections 34, 35 and 36, Township 14 South, Range 39 East, and Sections 1, 2 and 3, Township 15 South, Range 39 East, B.B.M.

Said water to be diverted from Bear River at a point 700 feet North and 42°33' West of a point 43 feet East of the Southeast corner of the Southwest quarter of Section 25, Township 14 South, Range 39 East, B.B.M., and to be used for the irrigation of 14,832 acres in Sections 19, 20, 29 and 30, Township 15 South, Range 39 East, Sections 4, 5, 17, 19, 20, 29 and 30, Township 16 South, Range 39 East, B.B.M., Sections 35 and 34, Township 15 North, Range 1 West, S.L.B.&M., Sections 3, 4, 9, 10, 11, 15, 16, 21, 22, 23, 25, 26, 27, 28, 33, 34, 35 and 36, Township 14 North, Range 1 West, Sections 1, 2, 3, 10, 11, 12, 13, 14, 15, 16, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 32, 33, 34, 35, 36, Township 13 North, Range 1 West, Sections 5, 6, 7, 8, 18, 19 and 30, Township 13 North, Range 1 East, Sections 1, 2, 3, 4, 11 and 12, Township 12 North, Range 1 West, S.L.B.&M.

Said water to be diverted from Bear River at the point of diversion of the West Cache Irrigation Company last above described, and conveyed through said canal of the West Cache Irrigation Company to a point

22

~~RECORDED~~

MAY 14 1996

13-0971 20. Riverdale-Preston Irrigation Co.:
~~11-0277~~ 1883-June 10 3 c.f.s.
~~11-0278~~ 1902-June 10 6½ c.f.s.

TRANS # 1973
13-0972

21. Riverdale Irrigating Company:
~~11-0279~~ 1882-May 1 13 c.f.s.

13-0973

22. West Cache Irrigation Company:
~~11-0280~~ 1899-Sept. 12 186 c.f.s.

13-0974

23. Battle Creek Irrigation Company:
~~11-0281~~ 1883-July 10 5 c.f.s.

13-0975

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

near Battle Creek, where it will be used by the Battle Creek Irrigation Company for the irrigation of approximately 400 acres of land in Sections 34, 33 and 35, Township 14 South, Range 39 East, and Sections 2, 3, 4, 9, 10 and 11 in Township 15 South, Range 39 East, B.B.M.

Box Elder Power Plant

24. Utah Power & Light Company:
Wheelon Power Plant:

13-0976

11	0288	1903-Dec. 1	270 c.f.s.
11	0288	1906-Dec. 1	135 c.f.s.
11	0288	1908-Dec. 1	135 c.f.s.
11	0288	1912-Dec. 2	500 c.f.s.

13-0977

Said water to be diverted by means of a dam in the channel of Bear River at a point which bears North 80°33' West 2183 feet from the Northeast corner of Section 26, Township 13 North, Range 2 West, S. L.B.M., in Cache County, Utah, through either or both of two canals commonly known as the East Side Canal and the West Side Canal, to the Wheelon Power Plant, situate in the Southeast quarter of the Southwest quarter of Section 27, said Township and Range in Box Elder County, Utah, and there used for the generation of electric energy or power and returned to the channel of Bear River.

13-0980

25. Utah-Idaho Sugar Company:

11	0288	1889-March 1	333 c.f.s.
11	0288	1901-May 14	133 c.f.s.
11	0288	1914-May 1	43 c.f.s.

13-0982

13-0981

Said water to be diverted by means of a dam known as the "Wheelon Dam" in the channel of Bear River, located at a point North 80°33' West, 2183 feet from the Southeast corner of Section 23, Township 13 North, Range 2 West, S.L.B.M., in Cache County, Utah, through what is generally known as the West Side Canal, and used for the irrigation of 38,230 acres of land in the following subdivisions, to-wit:

In Township 13 North, Range 2 West, S. L. B. M., Sections 31, 33 and 34;

In Township 13 North, Range 3 West, S. L.B.M., Sections 25, 26, 35 and 36;

In Township 12 North, Range 3 West, S. L.B.M., Sections 1, 2, 11, 12, 13, 14, 15, 22, 23, 24, 25, 26, 27, 33, 34, 35 and 36;

In Township 12 North, Range 2 West, S. L.B.M., Sections 4, 5, 6, 7, 18 and 19;

In Township 11 North, Range 2 West, S. L.B.M., Sections 6, 7 and 31;

In Township 11 North, Range 3 West, S. L.B.M., Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10,

MAY 14 1996

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

11, 12, 13, 14, 15, 16, 17, 18, 21, 22, 23, 24,
25, 26, 27, 28, 33, 34, 35 and 36;

In Township 11 North, Range 4 West, S.
L.B.M., Sections 1, 2, 3, 10, 11, 12, 14, 15,
22, 27, 28, 29, 32, 33, 34 and 35;

In Township 10 North, Range 4 West, S.
L.B.M., Sections 5, 8, 21 and 22;

In Township 10 North, Range 3 West, S.
L.B.M., Sections 1, 2, 3, 4, 9, 11, 12, 13, 14,
23, 24, 25, 26, 28, 29, 32, 33, 34, 35 and 36:

In Township 10 North, Range 2 West, S.
L.B.M., Sections 18, 19, 20 and 31;

In Township 9 North, Range 3 West, S.
L.B.M., Sections 1, 2, 3, 4, 9, 10, 11, 15, 16,
21 and 22.

11 0289 (b) 1904—June 1

95 c.f.s.

Said water to be diverted from the main
channel of Bear River at the Wheelon
Dam, described in the immediately pre-
ceding paragraph, through what is known
as the East Side Canal, and used for irri-
gating 7,100 acres of land in the following
described subdivisions, to-wit:

In Township 12 North, Range 2 East, S.
L.B.M., Sections 8, 17, 19, 30, 31 and 32;

In Township 11 North, Range 2 West, S.
L.B.M., Sections 5, 6, 7, 8, 9, 16, 17, 18, 19,
20, 21, 28, 29, 30, 31, 32 and 33;

In Township 10 North, Range 2 West, S.
L.B.M., Sections 4, 5, 6, 7, 8, 9, 10, 15, 16,
17, 18, 19, 20, 22, 23, 28, 29, 30, 31, 32 and
33;

In Township 9 North, Range 2 West, S.
L.B.M., Sections 4, 5, 9, 16, 17, 20 and 21.

Provided that the aggregate quantity of
water to be simultaneously diverted, under
this decree, through the "East" and
"West" Wheelon Canals, for power and/
or irrigation purposes, shall not exceed
1414 cubic feet per second of time.

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

11 0290

GEORGETOWN CREEK.

26. *Georgetown Irrigation Company*;
1881—May 1 70 c.f.s.

To be diverted from Georgetown Creek by means of ditches diverting therefrom as follows:

Paine Ditch—North 72°19' East 7957.3 ft.
Hayes Ditch—North 73°32' East 5301.3 feet.

Smart Ditch—North 75°03' East 4673.0 feet.

Mill Ditch—North 84°06' East 1932.9 feet.
South Ditch—North 82°32' East 2106.6 feet.

Armitage Ditch—South 57°43' West 1296.7 feet.

Stoddard Ditch—South 61°52' West 2554.6 feet.

Church Ditch—South 61°46' West 3510.9 feet.

Hoff Ditch—South 62°20' West 3976.0 feet.

All from the corner common to Sections 5, 6, 7 and 8, Township 11 South, Range 44 East, B.M., also at a point on the left hand fork of said Georgetown Creek, which bears North 46°41' East 4467.3 feet from the above mentioned Section corner where the said Paine Ditch intersects said left hand fork, and to be used for the irrigation of 3,500 acres of land situated in Sections 5, 6, 7, 8, 18 and 19, Township 11 South, Range 44 East, B.B.M., and Sections 1, 11, 12, 13, 14 and 24, Township 11 South, Range 43 East, B.B.M.

NOUNAN CREEK.

11 0291

27. *Fred Stauffer*;
(a) 1876—May 1

1.8 c.f.s.

To be diverted from Stauffer, later known as Nounan Creek, through three small ditches diverting therefrom in Sections 33 and 34, Township 11 South, Range 43 East, B.B.M.

DATE OF PRIORITY	AMOUNT IN SECOND FEET	POINT OF DIVERSION AND PLACE OF USE
1 0292 (b) 1876—May 1	1.1 c.f.s.	To be diverted from Spring Creek, a tributary of Nounan Creek, through various ditches having their intakes at points on the same stream where the same crosses the land of this cross complainant, as hereinbelow described: Said water from Stauffer Creek and Spring Creek to be used for the irrigation of 145 acres of land in the Southeast quarter of the Northwest quarter, the Southwest quarter of the Northeast quarter, and West half of the Southeast quarter, Section 34, Township 11 South, Range 43 East, B.B.M.
1 0293 (c) 1881—May 1	1.4 c.f.s.	To be diverted from Stauffer Creek through a ditch having its intake therefrom 27 rods South and 25 rods West of the Northeast corner of the Northwest quarter of the Southwest quarter, said Section 34.
1 0294 (d) 1881—May 1	.2 c.f.s.	To be diverted from Liberty Lookout Creek, later known as Nounan Creek, through a ditch diverting therefrom where the same passes over the lands hereinbelow described: The water claimed in paragraphs (c) and (d) above to be used for the irrigation of 80 acres of land, being the North half of the Southwest quarter of said Section 34.
1 0295 (e) 1893—May 1	.4 c.f.s.	To be diverted from said Liberty Lookout Creek through a ditch having its intake therefrom 85 rods West and 60 rods South of the Southeast corner of the Southwest quarter of said Section 33, said Township and Range, for the irrigation of 20 acres of land in the Southwest quarter of the Southeast quarter, said Section 33.
1 0296 (f) 1898—May 1	2.6 c.f.s.	To be diverted from Stauffer Creek through several ditches having their intake from said creek on the lands hereinbelow described, for the irrigation of 130 acres of land situated in the East half of the Southwest quarter and the North half of the Southeast quarter, said Section 33.

MAY 14 1996

DATE OF PRIORITY	AMOUNT IN SECOND FEET	POINT OF DIVERSION AND PLACE OF USE
11 0297 (g) 1898—May 1	.4 c.f.s.	To be diverted from Middle Fork, later known as Nounan Creek, through a ditch diverting therefrom 40 rods North and 20 rods East of the Southwest corner of the Northwest quarter of the Southwest quarter, said Section 34.
11 0298 (h) 1898—May 1	0.7 c.f.s.	To be diverted from Spring Creek, hereinabove described, through a ditch having its intake at the Spring. The water decreed in paragraphs (g) and (h) to be used for the irrigation of 55 acres in the South half of the Southwest quarter, Section 34, Township 11 South, Range 43 East, and Lots 2 and 3 of Section 3, Township 12 South, Range 43 East, B.B.M.
11 0299 (i) 1900—May 1	1.6 c.f.s.	To be diverted from Stauffer Creek, later known as Nounan Creek, through ditches diverting therefrom in Sections 32 and 33, said Township and Range, for the irrigation of 80 acres, in the East half of the Southeast quarter, Section 32, and the West half of the Southwest quarter, Section 33, Township 11 South, Range 43 East, B.B.M.
11 0300 28. <i>Oliver Williams:</i> 1876—May 1	3.0 c.f.s.	To be diverted from Stauffer Creek, later known as Nounan Creek, through four ditches diverting therefrom in Sections 34 and 27, Township 11 South, Range 43 East, for the irrigation of 150 acres of land in the North half of the Northeast quarter, the Northeast quarter of the Northwest quarter of Sec. 34 and the southwest quarter of the southeast quarter of Section 27, Township 11 South, Range 43 East, B.B.M.
11 0301 29. <i>Edgar M. Lindsay:</i> (a) 1877—May 1	1.6 c.f.s.	To be diverted from Spring Creek, a tributary of Nounan Creek, through ditches diverting therefrom in Sections 34 and 35, Township 11 South, Range 43 East, for the irrigation of 80 acres of land in the East half of the Southeast quarter, the Southeast quarter of the Northeast quarter, Section 34, the West half of the Southwest quarter and the West half of the Northwest quarter of Section 35, said Township and Range.

RECORDED

MAY 14 1936

	DATE OF PRIORITY	AMOUNT IN SECOND FEET	POINT OF DIVERSION AND PLACE OF USE
11	0302 (b) 1877—May 1	.5 c.f.s.	To be diverted from Stauffer Creek, through a ditch having its intake therefrom in the Northwest quarter of the Southwest quarter of said Section 34.
11	0303 (c) 1877—May 1	.8 c.f.s.	To be diverted from Middle Fork, later known as Nounan Creek, through a ditch having its intake in the Southeast quarter of the Northeast quarter of Section 34, said Township and Range. Said water decreed in paragraphs (b) and (c), immediately above, to be used for the irrigation of 35 acres of land in the Southeast quarter of the Northeast quarter of Section 34, Township 11 South, Range 43 East, B.B.M.
11	0304 (d) 1881—May 1	.8 c.f.s.	To be diverted from Spring Creek, through a ditch having its intake in the Southwest quarter of the Southwest quarter, Section 34, for the irrigation of 40 acres of land situate in the Southeast quarter of the Southeast quarter of Section 34, the West half of the Southwest quarter of Section 35, Township 11 South, Range 43 East, B.B.M.
11	0305 (e) 1898—May 1	1.3 c.f.s.	To be diverted from Nounan Creek, through ditches having their point of diversion on the lands hereinbelow described, for the irrigation of 65 acres of land in the Southeast quarter of the Northwest quarter of the Northeast quarter of the Southwest quarter, Section 22, Township 11 South, Range 43 East, B.B.M.
	30. <i>William Morgan Williams:</i>		
11	0306 (a) 1885—May 1	1.6 c.f.s.	To be diverted from Stauffer Creek, later known as Nounan Creek, through three ditches diverting therefrom in Sections 27 and 34, Township 11 South, Range 43 East.
11	0307 (b) 1885—May 1	.6 c.f.s.	To be diverted from Spring Creek through two ditches diverting therefrom in the East half of Section 27, said Township and Range. Water decreed in paragraphs (a) and (b), immediately above, to be used for the irrigation of 110 acres of land in the Southwest quarter of the Northeast quarter, the

DATE OF PRIORITY	AMOUNT IN SECOND FEET	POINT OF DIVERSION AND PLACE OF USE
11 0308 31. <i>William Mormon Williams:</i> 1897—May 1	.5 c.f.s.	Northwest quarter of the Southeast quarter, the East half of the Southwest quarter, said Section 27. To be diverted from Stauffer Creek, later known as Nounan Creek, through ditches diverting therefrom on the lands hereinbelow described, for the irrigation of 25 acres of land in the East half of the Northeast quarter, Section 33, the West half of the Northwest quarter, Section 34, Township 11 South, Range 43 East, B.B.M.
11 0309 32. <i>Fred Bartschi:</i> (a) 1899—May 1	1.4 c.f.s.	To be diverted from Nounan Creek, by means of three ditches diverting therefrom in Sections 15 and 22, to be used for the irrigation of 70 acres of land in the South half of the Southwest quarter, Section 15, and the North half of the Northwest quarter, Section 22, Township 11 South, Range 43 East, B.B.M.
11 0310 (b) 1907—May 1	.8 c.f.s.	To be diverted from Nounan Creek in the Northwest quarter of Section 15, to be used for the irrigation of 40 acres of land in the South half of the Southeast quarter and the Southeast quarter of the Southwest quarter, Section 10, the Northeast quarter of the Northwest quarter, Section 15, Township 11 South, Range 43 East, B.B.M.
11 0311 33. <i>Charles Bartschi:</i> (a) 1885—May 1	2 c.f.s.	To be diverted from Nounan Creek by means of five ditches diverting therefrom in Sections 27 and 22, Township 11 South, Range 43 East.
11 0312 (b) 1885—May 1	.8 c.f.s.	To be diverted from Unnamed Spring in the Northwest quarter of the Northeast quarter of Section 27, said Township and Range, a tributary of said Nounan Creek. Said water decreed in paragraphs (a) and (b) immediately above, to be used for the irrigation of 140 acres of land in the East half of the Northwest quarter, the Northwest quarter of the Northeast quarter, Section 27, the Southwest quarter of the Southeast quarter and the Southeast quarter of the Southwest quarter of Section 22, said Township and Range, B.B.M.

11 0315
 DATE OF PRIORITY
 34. Andrew Stauffer:
 1900—May 1

AMOUNT IN SECOND FEET
 .9 c.f.s.

POINT OF DIVERSION AND PLACE OF USE

To be diverted from Liberty Lookout Creek, later known as Nounan Creek, through two ditches diverting therefrom in the Northwest quarter of Section 4, Township 12 South, Range 43 East, to be used for the irrigation of 45 acres of land in the East half of the Northwest quarter and the Northwest quarter of the Northeast quarter of Section 4, said Township and Range.

SKINNER AND JEWETT CREEKS.

11 0315
 35. Skinner Irrigation Company:
 1885—May 1 43.2 c.f.s.

For the irrigation of 2160 acres in Sections 31 and 32, Township 10 South, Range 43 East, and Sections 5, 7, 8, 9, 16, 17, Township 11 South, Range 43 East, B. M. Said water to be diverted from said Skinner Creek by means of five (5) ditches, having points of intake as follows:

(a) At a point about 20 rods South and 5 rods East of the Northeast corner of the Northwest quarter of the Southeast quarter of Section 8, Township 11 South, Range 43 East, B. M.

(b) At a point about 15 rods West and 5 rods North of the center of the Southeast quarter of said Section 8.

(c) At a point about 5 rods Southeasterly of the center of the Southwest quarter of said Section 8.

(d) At a point about 20 rods Southwesterly of the center of the Southwest quarter of said Section 8.

(e) At a point about 5 rods South of the Northwest corner of the Northeast quarter of Section 18, Township 11 South, Range 43 East.

And the said waters from Jewett Creek to be diverted by means of two (2) ditches having points of intake as follows:

(a) At a point about 20 rods Northwesterly of the Southeast corner of the Northeast quarter of the Southeast quarter of Section 31, Township 10 South, Range 43 East, B. M.

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

(b) At a point about 20 rods South of the Northwest corner of the Southeast quarter of the Southeast quarter of said Section 31.

CO-OP OR DAIRY CANYON CREEK

11 9315
36. Heber Crane:
1876—May 1

12.0 c.f.s.

Said water to be diverted through five ditches from said creek as follows:

(a) At a point about 30 rods West and 5 rods South of the Northeast corner of the Northwest quarter of the Southeast quarter of Section 21, Township 11 South, Range 43 East, B. M.

(b) At a point about 40 rods South and 30 rods West of the Center of said Section 21.

(c) At a point about the center of the Northeast quarter of the Southwest quarter of said Section 21.

(d) At a point about 20 rods South and about 15 rods East of the Northeast corner of the Northeast quarter of the Southeast quarter of Section 20, Township 11 South, Range 43 East, B. M.

(e) At a point about 10 rods Northeastly from the Northeast corner of the Northwest quarter of the Southeast quarter of said Section 20.

For the irrigation of 600 acres in the West half of the Northwest quarter of Section 15, the East half of the Northeast quarter and the Southeast quarter of Section 16, the Northeast quarter, the North half of the Southeast quarter, the Southeast quarter of the Southeast quarter, the South half of the Northwest quarter and the North half of the Southwest quarter of Section 21, the South half of the Northeast quarter, the Northeast quarter of the Southeast quarter, and the Southeast quarter of the Northwest quarter of Section 20, all in Township 11 South, Range 43 East, B. M.

11 9318
37. David Chugg:
(a) 1876—May 1

0.8 c.f.s.

To be diverted through ditch diverting at a point 40 rods South of the Northeast corner of the Southwest quarter of the Northeast quarter of Section 20, Township 11 South, Range 43 East, B. M.

31

MAY 1 4 1996

DATE OF PRIORITY	AMOUNT IN SECOND FEET	POINT OF DIVERSION AND PLACE OF USE
11 0317 (b) 1876—May 1	0.3 c.f.s.	To be diverted from Chugg Spring, which rises 30 rods South and 5 rods West of the Northeast corner of the Southwest quarter of the Southeast quarter of Section 17, said township and range. The water decreed in the above paragraphs (a) and (b) is for the irrigation of 55 acres in the Southeast quarter of the Southeast quarter and the Northeast quarter of the Southeast quarter of said Section 17.
11 0318 ³⁸ Fred Bartschi: 1889—May 1	0.2 c.f.s.	To be diverted through a ditch diverting on the land immediately hereinafter described for the irrigation of 10 acres in the Northwest quarter of the Northwest quarter of Section 22, said township and range.
11 0319 ³⁹ Charles Bartschi: 1885—May 1	0.2 c.f.s.	To be diverted through a ditch diverting about 40 rods South of the Northeast corner of the Southwest quarter of the Northeast quarter of Section 20, Township 11 South, Range 43 East, B. M., for the irrigation of 70 acres in the Northeast quarter of the Northeast quarter of Section 20, the Northwest quarter of the Northwest quarter of Section 21, said township and range.
11 0320 1893—May 1	1.2 c.f.s.	

PEARL CREEK

11 0321	40. Budge Land & Live Stock Company: 1883—May 1	6.0 c.f.s.	To be diverted by means of five (5) ditches diverting from said Pearl Creek, having their intakes as follows: (a) At a point 1 degree 15 minutes East 630 feet from the quarter corner on the West boundary of Section 31, Township 10 South, Range 43 East, B. M. (b) At a point North 63 degrees East 1572 feet from the quarter corner aforesaid. (c) At a point South 1211 feet from the quarter corner on the North boundary of Section 31, Township 10 South, Range 43 East, B.M. (d) At a point South 31 degrees 40 minutes East 1045 feet from the quarter corner on the North boundary of Section 31, Township 10 South, Range 43 East, B. M.
---------	--	------------	--

32

MAY 14 1996

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

(e) At a point 4 degrees East 1650 feet from the quarter section corner on the North boundary of said Section 31 (which last named ditch diverts the waters of a certain spring, a tributary of said Pearl Creek).

For the irrigation of 300 acres within the following legal subdivisions: The Northwest quarter of the Southwest quarter; the Northwest quarter; the Northwest quarter of the Northeast quarter of Section 31; the West half of the Southeast quarter; the Southwest quarter, and the South half of the Northwest quarter of Section 30, Township 10 South, Range 43 East, B. M., and the Northeast quarter of the Northeast quarter of Section 36; the East half of the Southeast quarter; and the Northeast quarter of Section 25, and the Southwest quarter of the Southeast quarter of Section 24, Township 10 South, Rang 42 East, B. M.

TRAIL CREEK

11 0322

41. *Budge Land & Live Stock Company:*
1886—May 1

2.9 c.f.s.

To be diverted from said Trail Creek through a ditch diverting therefrom at a point North 70 degrees East 1710 feet from the Southwest corner of Section 14, Township 10 South, Range 42 East, B. M. Also through a ditch diverting therefrom at a point South 82 degrees East 620 feet from the Northwest corner of Section 24, said township and range. For the irrigation of 145 acres in the West half of the Southwest quarter of Section 13, the East half of the East half of Section 14, the Southeast quarter of the Southeast quarter of Section 11, said township and range.

UNNAMED SPRINGS

In Section 19, Township 10 South, Range 42 East, B.M.

11 0322

42. *Budge Land & Livestock Company:*
1885—May 1

4.4 c.f.s

To be diverted from said springs through seven (7) ditches diverting therefrom at the following points:

(a) At a point North 80 degrees 30 minutes East 3430 feet.

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

(b) At a point North 71 degrees 30 minutes East 3427 feet.

(c) At a point North 61 degrees 40 minutes East 3425 feet.

(d) At a point North 51 degrees 30 minutes East 3900 feet.

(e) At a point North 42 degrees 10 minutes East 4052 feet.

(f) At a point North 36 degrees East 4208 feet.

(g) At a point North 28 degrees East 4340 feet.

All from the Southwest corner of Section 19, Township 10 South, Range 43 East, B. M.

For the irrigation of 220 acres within the following legal subdivisions: The Northeast quarter of the Northwest quarter and the Northwest quarter of the Northeast quarter of Section 30; the Southwest quarter; the West half of the Southeast quarter; the South half of the Northwest quarter; the Southwest quarter of the Northeast quarter of Section 19, Township 10 South, Range 43 East, and that portion of the Northeast quarter of the Southeast quarter of Section 24, Township 10 South, Range 42 East, B. M., lying East of Bear River.

EIGHT MILE CREEK

Baird-Munro Ditch, diverts from said Eight-Mile Creek in the Southeast quarter of the Southeast quarter of Section 4, Township 10 South, Range 42 East, B. M. The following parties are entitled to divert through said ditch, with priorities and in the amounts hereinbelow set forth, to-wit:

11 0324 43. *Mary A. Baird:*
Trans # (a) 1884—May 1 0.9 c.f.s.
2214

For the irrigation of 45 acres of land in the West half of the Southwest quarter of Section 35, and the Southeast quarter of the Southeast quarter of Section 34, Township 9 South, Range 42 East.

11 0325 (b) 1912—May 15 0.8 c.f.s.

For the irrigation of 40 acres of land in the West half of the Southwest quarter of Section 35, and the Southeast quarter of the

DATE OF PRIORITY	AMOUNT IN SECOND FEET	POINT OF DIVERSION AND PLACE OF USE
11 0326 44. James Munro: 1884—May 1	2.64 c.f.s.	Southeast quarter of Section 34, said township and range. For the irrigation of 132 acres of land in the North half of the Southwest quarter; the Southeast quarter of the Northwest quarter and the West half of the Northeast quarter of Section 3, Township 10 South, Range 42 East.
11 0327 45. W. C. Munro: (a) 1884—May 1	0.6 c.f.s.	For the irrigation of 30 acres of land in the Northeast quarter of the Southwest quarter and the Southeast quarter of the Northwest quarter, and the Southwest quarter of the Northeast quarter of Section 35, Township 9 South, Range 42 East.
11 0328 (b) 1912—May 15	0.6 c.f.s.	For the irrigation of 30 acres of land in the last above described legal subdivision.
11 0328 (c) 1912—May 15	0.5 c.f.s.	For the irrigation of 25 acres of land in the Southwest quarter of the Northeast quarter of Section 35, Township 9 South, Range 42 East.
11 0330 46. John Baird: (a) 1884—May 1	1.1 c.f.s.	For the irrigation of 55 acres of land in the East half of the Northeast quarter of Section 3, and the Northwest quarter of the Northwest quarter of Section 2, Township 10 South, Range 42 East.
11 0331 (b) 1912—May 15	1.0 c.f.s.	For the irrigation of 50 acres of land in the last above described legal subdivision.
11 0332 47. Charles H. Munro: 1910—May 1	0.02 c.f.s.	For the irrigation of 4 acres of land in the Southeast quarter of the Southwest quarter of Section 35, Township 9 South, Range 42 East.
<p><i>Munro Ditch</i>, diverts from said Eight Mile Creek in the Southeast quarter of the Southeast quarter of Section 4, Township 10 South, Range 42 East, B. M. The following parties are entitled to divert through said ditch, with the priorities and in the amounts hereinbelow set forth:</p>		
11 0333 48. Mary A. Baird: (a) 1911—May 1	0.14 c.f.s.	For the irrigation of 7 acres of land in the Southeast quarter of Section 34, and the Southwest quarter of Section 35, Township 9 South, Range 42 East.
11 0334 (b) 1912—May 15	0.2 c.f.s.	For the irrigation of 10 acres of land in the last above described legal subdivision.

	DATE OF PRIORITY	AMOUNT IN SECOND FEET	POINT OF DIVERSION AND PLACE OF USE
11	0335 ^e 49. James Munro: 1901—May 1	0.24 c.f.s.	For the irrigation of 12 acres of land in the Northeast quarter of the Southeast quarter of Section 4, the Northwest quarter of the Southwest quarter, the Southeast quarter of the Northwest quarter, and the Northeast quarter of the Northwest quarter, and the Northwest quarter of the Northeast quarter of Section 3, Township 10 South, Range 42 East.
<p><i>Simmons Ditch</i>, diverts from said Eight Mile Creek in the Southeast quarter of the Northwest quarter of Section 16, Township 10 South, Range 42 East, B. M. The following parties are entitled to divert through said ditch, with the priorities and in the amounts hereinbelow set forth:</p>			
11	0336 ^e 50. James Munro: (a) 1896—May 1	0.16 c.f.s.	For the irrigation of 8 acres in the Southwest quarter of the Northeast quarter, and the Northeast quarter of the Southwest quarter of Section 3, Township 10 South, Range 42 East.
11	0337 ^e (b) 1912—May 15	0.9 c.f.s.	For the irrigation of 45 acres of land in the last above described legal subdivision.
11	0338 ^e 51. John Baird: (a) 1895—May 1	1.1 c.f.s.	For the irrigation of 55 acres of land in the Southeast quarter of the Northeast quarter of Section 3, and the Southwest quarter of the Northwest quarter of Section 2, said township and range.
11	0339 ^e (b) 1912—May 15	1.1 c.f.s.	For the irrigation of 55 acres of land in the last above described legal subdivision.
<p>52. <i>Edwin D. Whitman, substituted for Mary E. Simmons and Richard A. Sullivan as administrator of the estate of Joseph T. Simmons, deceased.</i></p>			
11	0340 ^e (a) 1884—May 1	2.0 c.f.s.	For the irrigation of 100 acres of land in the Northeast quarter of the Southeast quarter, the East half of the Northeast quarter, and the West half of the Northeast quarter of Section 9; the Northwest quarter of the Northwest quarter of Section 10; the Southeast quarter of the Southeast quarter of Section 4, and the Southwest quarter of the Southwest quarter of Section 3, Township 10 South, Range 42 East.
11	0341 ^e (b) 1890—May 1	1.0 c.f.s.	For the irrigation of 50 acres of land in the last above described legal subdivision.

	DATE OF PRIORITY	AMOUNT IN SECOND FEET	POINT OF DIVERSION AND PLACE OF USE
11	0347 (c) 1891—May 1	1.0 c.f.s.	For the irrigation of 50 acres of land in the last above described legal subdivision.
11	0348 (d) 1912—May 1	0.2 c.f.s.	For the irrigation of 10 acres of land in the last above described legal subdivision.
11	0344 (e) 1912—May 15	0.7 c.f.s.	For the irrigation of 35 acres of land in the last above described legal subdivision.
53. <i>J. D. Woodall, D. A. Woodall and George Green, as administrator of the estate of Patrick W. Gallagher, deceased.</i>			
11	0345 (a) 1890—May 1	0.9 c.f.s.	For the irrigation of 45 acres of land in the Southwest quarter of the Southeast quarter and the Southeast quarter of the Southwest quarter of Section 9; the Northwest quarter of the Northeast quarter and the East half of the Northwest quarter of Section 16, Township 10 South, Range 42 East.
11	0346 (b) 1891—May 1	1.0 c.f.s.	For the irrigation of 50 acres of land in the last above described legal subdivision.
11	0347 54. <i>Charles H. Munro and Orren Munro:</i> 1900—May 1	0.8 c.f.s.	For the irrigation of 40 acres of land in the West half of the Northeast quarter, and the East half of the Northwest quarter of Section 2, said township and range.
11	0348 55. <i>Hyrum Foster:</i> (a) 1901—May 1	0.5 c.f.s.	For the irrigation of 25 acres in the North half of the Southeast quarter of Section 3, said township and range.
11	0349 (b) 1912—May 15	0.5 c.f.s.	For the irrigation of 25 acres of land in the last above described legal subdivision.
11	0350 56. <i>Orren Munro:</i> (a) 1911—May 1	0.2 c.f.s.	For the irrigation of 10 acres of land in the Northwest quarter of the Southeast quarter of Section 2, said township and range.
11	0351 (b) 1912—May 15	1.8 c.f.s.	For the irrigation of the East half of the Southwest quarter and the West half of the Southeast quarter of said Section 2.
11	0352 56½. <i>Chas. H. Munro:</i> 1912—May 15	1.0 c.f.s.	For the irrigation of 50 acres of land in the North half of the Southeast quarter, the Southwest quarter of the Southeast quarter, and the Southeast quarter of the

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

Southwest quarter of Section 35, Town-
ship 9 South, Range 42 East, B.M.

Woodall-Foster-Munro Ditch, diverting from said Eight Mile Creek in the Southwest quarter of the Southwest quarter of Section 16, Township 10 South, Range 42 East, B. M. The following parties are entitled to divert through said ditch, with the priorities and in the amounts hereinbelow set forth:

- | | | | | |
|---|------|--|------------|--|
| 1 | 0353 | 57. James Munro:
(a) 1912—May 15 | 0.9 c.f.s. | For the irrigation of 45 acres of land in the Northeast quarter of the Southeast quarter of Section 4, and the East half of the Northwest quarter of Section 3, said Township and Range. |
| 1 | 0354 | (b) 1900—May 1 | 0.8 c.f.s. | For the irrigation of 40 acres of land in the last above described legal subdivision. |
| 1 | 0355 | 58. Charles Foster:
(a) 1890—May 1 | 0.9 c.f.s. | For the irrigation of 45 acres of land in the Southeast quarter of the Northwest quarter; the Northeast quarter of the Southwest quarter; the Northwest quarter of the Southeast quarter; the West half of the Northeast quarter of Section 9, Township 10 South, Range 42 East. |
| 1 | 0356 | (b) 1891—May 1 | 1.0 c.f.s. | For the irrigation of 50 acres of land in the last above described legal subdivision. |
| 1 | 0357 | 59. J. D. Woodall, D. A. Woodall and George Green, as administrator of the estate of Patrick W. Gallagher, deceased:
1892—May 1 | 1.4 c.f.s. | For the irrigation of 60 acres of land in the Northwest quarter of the Southwest quarter and the East half of the Northwest quarter of Section 16, and the Southeast quarter of the Southwest quarter of Section 9, Township 10 South, Range 42 East. |

Munro-Ellis Ditch, diverting from said Eight Mile Creek in the Northwest quarter of the Southwest quarter of Section 35, Township 9 South, Range 42 East, B.M. The following parties are entitled to divert through said ditch with the priorities and in the amounts hereinbelow set forth:

- | | | | | |
|---|------|------------------------------------|-------------|---|
| 1 | 0358 | 60. W. C. Munro:
(a) 1889—May 1 | 1.06 c.f.s. | For the irrigation of 53 acres of land in the Northeast quarter of the Southwest quarter and the Southeast quarter of the Northwest quarter, and the West half of the Northeast quarter of Section 35, Township 9 South, Range 42 East. |
| | | <i>Trans 2409</i> | | |
| 1 | 0359 | (b) 1912—May 15 | 1.0 c.f.s. | For the irrigation of 50 acres of land in the last above described legal subdivision. |

DATE OF PRIORITY	AMOUNT IN SECOND FEET	POINT OF DIVERSION AND PLACE OF USE
61. <i>George Ellis</i> : (a) 1889—May 1	0.9 c.f.s.	For the irrigation of 45 acres of land in the North half of the Northwest quarter of Section 35, and the North half of the Northeast quarter of Section 34, said Township and Range.
11 0364 (b) 1912—May 15	1.0 c.f.s.	For the irrigation of 50 acres of land in the last above described legal subdivision.

Foster Ditch, diverting from said Eight Mile Creek in the Northwest quarter of the Southeast quarter of Section 9, Township 10 South, Range 40 East, B.M. The following parties are entitled to divert through said ditch, with priorities and in the amounts hereinbelow set forth:

11 0362 62. <i>Charles Foster</i> : 1912—May 15	0.5 c.f.s.	For the irrigation of 25 acres of land in the Northwest quarter of the Southeast quarter of Section 9, Township 10 South, Range 42 East.
---	------------	--

Woodall Ditches. These ditches are five (5) in number, having their respective intakes, (1) in the Northeast quarter of the Northeast quarter of Section 20, Township 10 South, Range 42 East; (2) in the Southeast quarter of the Northeast quarter of said Section 20; (3) in a spring situate in the Northeast quarter of the Southwest quarter of said Section 20; (4) in the Wilson Canyon in the Northeast quarter of the Southwest quarter of said Section 20; (5) in the Northeast quarter of the Northwest quarter of Section 29, said Township and Range. The following parties are entitled to divert through said ditches, with priorities and in the amounts hereinbelow set forth:

11 0363 63. <i>J. D. Woodall, D. A. Woodall and George Green</i> , as administrator of the estate of Patrick W. Gallagher, deceased: (a) 1892—May 1	1.4 c.f.s.	For the irrigation of 70 acres of land in the West half of the Southwest quarter of Section 16, the East half and the Southwest quarter of the Northeast quarter, the Northwest quarter of the Southwest quarter, and the Northeast quarter of the Southwest quarter of said Section 20, all in said Township and Range.
11 0364 (b) Through Ditch (4) hereinabove described. 1894—May 1	0.4 c.f.s.	For the irrigation of 20 acres of land in the Northeast quarter of the Southwest quarter, and the Northwest quarter of the Southeast quarter of said Section 20.
11 0365 (c) Through Ditch (5) hereinabove described. 1912—May 1	0.24 c.f.s.	For the irrigation of 12 acres of land in the Northeast quarter of the Northwest quarter of Section 29, and the Southeast quarter of the Southwest quarter of Section 20, said Township and Range.

MAY 14 1996

	DATE OF PRIORITY	AMOUNT IN SECOND FEET	POINT OF DIVERSION AND PLACE OF USE	
1	0366	(d) Through the 5 ditches hereinabove described. 1912—May 15	1.5 c.f.s.	For the irrigation of 75 acres of land in the East half of the Southwest quarter, the Northwest quarter of the Southeast quarter, and the Northeast quarter of the Northeast quarter and the South half of the Northeast quarter of Section 20, and the Southwest quarter of the Southwest quarter of Section 16, all in Township 10 South, Range 42 East.

Largilliere Ditch, diverting from said Eight Mile Creek in the Southwest quarter of the Southwest quarter of Section 16, Township 10 South, Range 42 East, B.M. The following parties are entitled to divert through said ditch, with priorities and in the amounts hereinbelow set forth:

1	0367	64. <i>Largilliere Company, Ltd., a Corporation:</i> 1894—May 1	0.2 c.f.s.	For the irrigation of 10 acres of land in the Northeast quarter of the Southwest quarter of said Section 16.
---	------	--	------------	--

BAILEY CREEK

1	0368	65. <i>Idaho Ranch Company, Ltd.:</i> (a) 1891—May 1	0.6 c.f.s.	To be diverted from said stream through the Higley & Body ditch diverting therefrom in the Southwest quarter of the Southwest quarter, Section 5, and the Rhinehart ditch diverting therefrom in the Northeast quarter of the Northwest quarter, Section 5, Township 10 South, Range 42 East, B.B.M.
---	------	---	------------	--

1	0369	(b) 1896—May 1	0.24 c.f.s.	To be diverted from said stream on the West side thereof in the Southeast quarter of the Northeast quarter of Section 7, said Township and Range. Water diverted in paragraphs (a) and (b) immediately above, is to be used for the irrigation of 42 acres of land in the South half of the Southwest quarter, Section 32, Township 9 South, Range 42 East, and the South half of the Southwest quarter of Section 5, and the South half of the Southeast quarter and the Northwest quarter of the Northwest quarter, Section 8, Township 10 South, Range 42 East, B.M.
---	------	----------------	-------------	---

1	0370	66. <i>Harvey W. Higley:</i> 1891—May 1	0.3 c.f.s.	To be diverted from said creek through either the Higley-Body ditch hereinabove mentioned or the Rhinehart-Hopkins ditch diverting therefrom in the Northwest quarter of the Southwest quarter of Section 5, Township 10 South, Range 42 East,
1	0371	1901—May 1	0.7 c.f.s.	
1	0372	1908—May 1	4.0 c.f.s.	

DATE OF PRIORITY	AMOUNT IN SECOND FEET	POINT OF DIVERSION AND PLACE OF USE
11 0377 67. <i>Henry Rhinehart:</i> 1886—May 1	1.8 c.f.s.	for the irrigation of 250 acres of land in the Northwest quarter, the East half of the Southwest quarter of said Section 5. To be diverted from the said creek through the Rhinehart ditch diverting therefrom in the Northeast quarter of the Northwest quarter of Section 5, Township 10 South, Range 42 East, or the Hopkins-Henry Rhinehart ditch hereinbefore described. For the irrigation of 90 acres of land in the Northwest quarter of Section 32, Township 9 South, Range 42 East, B.M.
11 0378 68. <i>William Body, substituted for Geo. Woods:</i> 1891—May 1	0.8 c.f.s.	To be diverted from said creek through the Higley-Body ditch hereinbefore described, for the irrigation of 40 acres of land in the South half of the Southeast quarter, Section 32, Township 9 South, Range 42 East, B.M.
11 0375 69. <i>Thomas J. Hopkins:</i> 1886—May 1	1.6 c.f.s.	To be diverted from said creek through the Hopkins-Henry Rhinehart ditch or the said Rhinehart ditch each hereinbefore described, for the irrigation of 80 acres of land in the Northeast quarter of the Southeast quarter and the Southeast quarter of the Northeast quarter, Section 31, and the North half of the Southwest quarter, Section 32, Township 9 South, Range 42 East, B.M.
11 0376 70. <i>Edmond Beus:</i> 1885—May 1	1.8 c.f.s.	To be diverted from said creek through the Beus ditch diverting therefrom in the Northeast quarter of the Southwest quarter, Section 32, Township 9 South, Range 42 East. For the irrigation of 90 acres of land in the Northwest quarter of the Northeast quarter of Section 32, the Southwest quarter of the Southeast quarter and the Southeast quarter of the Southwest quarter, Section 29, said Township and Range.
71. <i>Eph. T. Williams:</i> 1885—May 11	0377 3.4 c.f.s.	To be diverted from said Bailey Creek through the Rose ditch diverting therefrom on the East side of said creek, in the Southeast quarter of the Northwest quarter, Section 5, Township 9 South, Range 42 East, for the irrigation of 240 acres of
1888—May 11	0378 0.8 c.f.s.	
1891—May 11	0379 0.3 c.f.s.	
1906—May 11	0380 0.3 c.f.s.	

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

land in the East half of the Southeast quarter of Section 29, the Northeast quarter of the Northeast quarter, the South half of the Northeast quarter, the North half of the Southeast quarter, Section 32, the Northwest quarter of the Northwest quarter, the South half of the Northwest quarter, Section 33, and that part of the North half of the Southeast quarter, Section 29, lying and being South of the Bear River, all in Township 9 South, Range 42 East, B.M.

WINCHELL CREEK

11 0381 77. August Largilliere and Catherine Largilliere:
1887—June 1 20 c.f.s.

To be diverted from said Winchell Creek or Largilliere Creek at different points where the said streams cross the lands hereinbelow described for the irrigation of 1,280 acres of land in the West half of the Northwest quarter and South half of the Southwest quarter, Section 24, the Southeast quarter of the Southeast quarter, the East half of the Southwest quarter and the Southwest quarter of the Southwest quarter, Section 23, and the West half of the Northwest quarter, the Southwest quarter of the Southeast quarter, the Northeast quarter of the Northwest quarter, Section 25, the East half, the Northeast quarter of the Southwest quarter, the East half of the Northwest quarter and the Northwest quarter of the Northwest quarter, Section 26, all in Township 9 South, Range 41 East, B.M.

LITTLE SPRING CREEK

~~11 0384~~ 1889—June 1. Call Ditch, diverts from said Little Spring Creek in Lot 6 of Block 30, in the Village of Soda Springs. The following parties hereinafter named are entitled to divert and use the waters of said creek through the said ditch computed at the rate of 0.03 of 1 sec. ft. for each full lot and proportionately for each part of a lot owned and irrigated by said persons, respectively as follows:

1 03878.	O. H. Brown	South half Lot 8, Block 21	0.625 acres
1 03879.	Ed. and Wilbur Beus	Lot 1, Block 22	1.25 acres

DATE OF PRIORITY	AMOUNT IN SECOND FEET	POINT OF DIVERSION AND PLACE OF USE		
11 11 80. <i>Estate of Mary Baird</i>	East half Lots 6 and 7, Block 12	1.25 acres	0384	
81. <i>Misses Childs</i>	Half of Lot 7, Block 11	0.625 acres	0385	
82. <i>J. J. Call</i>	Lots 3, 6, Block 21	2.5 acres	0386	
83. <i>Walter Christensen</i>	Quarter Lot 8, Block 21	0.32 acres	0387	
84. <i>Mary Cox</i>	Lot 7, Block 21	1.25 acres	0388	
85. <i>W. E. Donahue</i>	Quarter of Lot 4, Block 21	0.32 acres	0389	
86. <i>Eva I. Dygert</i>	West half Lots 1 and 8, Block 22	1.25 acres	0390	
87. <i>Kate Dubry</i>	North half Lot 8, Block 12	0.625 acres	0391	
88. <i>E. C. Foster</i>	Lot 1 of Block 12	1.25 acres	0392	
89. <i>Sam Gagon</i>	Lots 4, 5, and West half Lots 6 and 7 of Block 12, and South half Lot 8, Block 12	3.75 acres 0.625 acres	0393 0394	
90. <i>J. M. Horsley</i>	Lots 6, 7, 8, Block 22	3.75 acres	0395	
91. <i>Independent School District No. 6, Caribou Co., a municipal corporation</i>	Lots 4, 5, 6, of Block 20	3.75 acres	0396	
92. <i>Charles R. Lakey</i>	Half of Lots 3, 4 of Block 11	1.25 acres	0397	
93. <i>J. E. Lau and L. C. Eastman</i>	Lots 2, 3, Block 12	2.5 acres	0398	
94. <i>W. F. Messenger</i>	Lot 1 of Block 22	1.25 acres	0399	
95. <i>C. G. Rose</i>	Block 29	10.0 acres	0400	
96. <i>J. A. Swenson</i>	Block 6	10.0 acres	0401	
97. <i>Dr. Smedley</i>	Quarter of Lot 8, Block 21	0.32 acres	0402	
98. <i>Dr. Tygert</i>	North half of Lot 4, Block 21	0.625 acres	0403	
99. <i>Wm. Winchell</i>	Lots 1, 2, half of lots 3 and 8 of Block 11, and Lots 6, 7 of Block 11	6.25 acres	0404	
100. <i>George White</i>	Half of Lot 3, Block 11	0.625 acres	0405	
101. <i>J. P. Wannamaker</i>	Quarter of Lot 4, Block 21	0.32 acres	0406	
102. <i>Annie L. Westrom</i>	Lot 5 of Block 21	1.25 acres	0407	
103. <i>D. Young</i>	Half of Lot 8, Block 11	0.625 acres	0408	

All according to the official plat of said village on file in the office of the Clerk thereof, at Soda Springs, Idaho.

1889—June 1. *Woodall Ditch*, diverts from said Little Spring Creek in Lot 1 of Block 35, in the Village of Soda Springs. The following named parties are entitled to divert and use the waters of said creek through the said ditch, computed at the rate of 0.03 of 1. sec. ft. for each full lot and proportionately for each part of a lot owned and irrigated by said persons respectively for the irrigation of the respective lots and parts of lots hereinbelow described:

11 11 105. <i>Minnie Barnard</i>	West half Lot 6 of Block 38	0.625 acres	
11 11 106. <i>M. E. Corrigan</i>	Third of Lot 1, Block 36	0.42 acres	

	DATE OF PRIORITY	AMOUNT IN SECOND FEET	POINT OF DIVERSION AND PLACE OF USE	
11	041207.	Mrs. F. J. Fryar	Lot 5, and half of Lots 4, 6 and 7 of Block 24	3.125 acres
11	041208.	Herbert Horsley	Four-fifths of Lot 5, Block 37	1.0 acres
11	041209.	W. J. Kellogg	Half of Lots 6 and 7 of Block 24	1.25 acres
11	041210.	Ellis Kackley	Lot 7 of Block 37	1.25 acres
11	041211.	C. A. Lallatin	North half Lot 7 of Block 26, Lot 7 of Block 23	1.875 acres
11	041212.	A. Largilliere	Lots 3 and 4, Block 23	2.5 acres
11	041213.	Alvin Meyers	Lot 6, Block 37	1.25 acres
11	041214.	James Monroe	Lots 1, 2, 3 and 8, Block 24	5.0 acres
11	042215.	Presbyterian church a religious corporation	Half of Lots 4 and 5 of Block 28	1.25 acres
11	042216.	C. G. Rose	Half of Lots 4 and 5 of Block 37	1.25 acres
11	042217.	Augusta Rolando	Lots 3, 4, 5 and 6 of Block 25	5.0 acres
11	042218.	Village of Soda Springs, a municipal corporation	Lots 4, 5, of Block 26, Lots 7, 8 of Block 25, half of Lot 2, Block 58, all of Block 27	15.625 acres
11	042219.	T. A. Sterrett	Lots 2, 3, Block 26, and third Lots 4, 5, of Block 22	3.32 acres
11	042220.	James Strachan	Lots 1, 2, 6, 7, 8, of Block 28 and South half Lot 3 of Block 28	6.87 acres
11	042221.	William Winschell	Lots 6, 7, of Block 10, Lot 5 and half Lot 4 of Block 11	4.375 acres
11	042222.	George White	Half Lot 4, Block 11	0.625 acres
11	042223.	J. P. Wannamaker	South half Lot 4, Block 24	0.625 acres
11	042224.	James Watson	Lot 1 of Block 25	1.25 acres
11	043225.	Ellen E. Woodall	East half Lot 6, Block 38	0.625 acres
11	043226.	C. T. Woodall	East half Lot 7, Block 38	0.625 acres

117.89 acres
 70.03 cfs
 3.588 cfs

All according to the official plat of said village on file in the office of the Clerk thereof.

BIG SPRING CREEK

11 0432 127. Farmers Land and Irrigation Company, of Alexander, Idaho, Limited: 1905—July 1 20 c.f.s.

To be diverted from said creek at a point near the corner common to Sections 7, 12, 13 and 18, Township 9 South, Ranges 41 and 42 East, B.M., and conveyed by said ditch to a point in the Southwest quarter of the Northwest quarter of Section 12, Township 9 South, Range 41 East, B.M., where said waters are discharged into the Soda Canal of said Farmers Land & Irrigation Company and co-mingled with the

MAY 14 1936

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

waters diverted by said Company from said Soda Creek. The water so diverted will be used for the irrigation of lands under the Soda Canal hereinafter described under the rights of Farmers Land & Irrigation Company under Soda Creek. No. 224.

Moore Ditch, diverting from the said Big Spring Creek in the Northwest quarter of the Northwest quarter of Section 18, Township 9 South, Range 42 East. The following parties are entitled to divert through the said ditch with priorities and in the amounts hereinafter set forth:

11 0433
128. *James Moore*:
1898—May 7 1.4 c.f.s. For the irrigation of 56.5 acres of land in the North half of the Northwest quarter, Section 14, and the South half of the Southwest quarter and the South half of the Southeast quarter of Section 11, Township 9 South, Range 41 East, B.M.

11 0434
129. *Jesse Moore*:
1898—May 7 2.5 c.f.s. For the irrigation of 110 acres of land in the Southeast quarter of Section 10, Township 9 South, Range 41 East.

11 0435
130. *John W. Lauritson*:
1898—May 7 2.2 c.f.s. For the irrigation of 99.3 acres of land in the Southwest quarter of Section 10, Township 9 South, Range 41 East.

11 0436
131. *Hans Neilson*:
1898—May 7 0.8 c.f.s. For the irrigation of 34 acres of land in the Northeast quarter of Section 13, Township 9 South, Range 41 East.

Anderson-Horsley Ditch, diverting from said Big Spring Creek in the Northeast quarter of the Northeast quarter of Section 13, Township 9 South, Range 41 East, with supplemental diversion from Little Spring Creek in the Southeast quarter of the Southeast quarter of Section 12, said Township and Range. The following parties are entitled to divert through said ditch with priorities and in the amounts hereinafter set forth:

11 0437
132. *Abraham C. Anderson*:
1880—June 1 1.5 c.f.s. For the irrigation of 77 acres of land in the South half of the Southwest quarter of Section 12, Township 9 South, Range 41 East, B.M.

11 0438
133. *Hans Neilson*:
1880—June 1 0.4 c.f.s. For the irrigation of 18.1 acres of land in the Northeast quarter of Section 13, Township 9 South, Range 41 East.

11 0439
134. *James Moore*:
1898—June 1 2.1 c.f.s. For the irrigation of 107.5 acres of land in the South half of the Southeast quarter and the South half of the Southwest quarter, Section 11, Township 9 South, Range 41 East.

DATE OF PRIORITY	AMOUNT IN SECOND FEET	POINT OF DIVERSION AND PLACE OF USE
11 0440 ¹³⁵ Harry Horsley: 1898—June 1	1.8 c.f.s.	For the irrigation of 89.2 acres of land in the North half of the Southwest quarter, Section 11, and the Northwest quarter and the Northwest quarter of the Southeast quarter, Section 11, Township 9 South, Range 41 East.

Provided, that the above named parties diverting through the Anderson, Horsley ditch shall divert from Big Spring Creek only enough water to make up the quantity decreed to them after using the available supply of Little Spring Creek.

SODA CREEK

11 0441 ¹³⁶ T. H. Horsley, J. E. Lau, D. J. Lau, H. M. Lau: 1910—May 1	8.8 c.f.s.	To be impounded in Five Mile Meadows Reservoir and diverted and measured from said reservoir in the Southeast quarter of the Northwest quarter, Section 13, Township 8 South, Range 41 East, into Soda Creek, thence conveyed through the channel of said Soda Creek to the intake of the Lau Ditch, hereinafter described, thence conveyed in said Lau ditch for the irrigation of 440 acres of land in the Southwest quarter of the Southwest quarter of Section 31, Township 8 South, Range 42 East, the Northwest quarter, the West half of the Northeast quarter, the Southeast quarter and the East half of the Southwest quarter, Section 6, the West half of the Northwest quarter, Section 8, the Northwest quarter and the Southeast quarter of Section 9, and the Southeast quarter of Section 7, Township 9 South, Range 42 East, B.M. Said right is divided as follows: D. J. Lau, 100 acres; T. H. Horsley, 30 acres; J. T. Torgesen, 24 acres; Ellis Kackley, 40 acres; Landi C. Eastman, 30 acres J. E. Lau, 220 acres; Wm. Chester, 12 acres. For the purpose of this decree all waters arising in or naturally flowing into Five Mile Meadows shall be deemed to be part of Soda Creek.
---	------------	---

11 0442 ¹³⁷ John George Schmidt: 1898—June 1	3 c.f.s.	To be diverted from Five Mile Meadows, in the Northwest quarter of Section 13, Township 8 South, Range 41 East, for the irrigation of 160 acres in the Southwest quarter of Section 13 and the North half of the Northwest quarter of Section 24, Township 8 South, Range 41 East.
--	----------	--

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

Crane-Lallatin-Marriott Canal, diverting from Soda Creek in the Northwest quarter of the Southwest quarter of Section 24, Township 8 South, Range 41 East. The following parties are entitled to divert from said ditch with priorities and in the amounts hereinbelow set forth:

- 11 0444
138. *Chris Lallatin*:
1899—July 6 0.7 c.f.s. For the irrigation of 35 acres in the West half of the Northeast quarter and the Southeast quarter of Section 25, said Township and Range.
- 11 0445
139. *L. S. Marriott*:
1912—May 1 0.5 c.f.s. For the irrigation of 25 acres in the West half of the Southeast quarter of Section 31, Township 8 South, Range 42 East.
- 11 0445
140. *David Giles and Thomas L. Clark*:
1916—February 8 2.2 c.f.s. For the irrigation of 108 acres in Lots 1 and 2, the Northeast quarter of the Northwest quarter and the Southeast quarter of the Northwest quarter, Section 31, Township 8 South, Range 42 East, and the Northeast quarter of the Southeast quarter of Section 36, Township 8 South, Range 41 East, B.M.
- 11 0446
141. *Chris Lallatin*:
(a) 1897—June 1 0.5 c.f.s. To be diverted from said Soda Creek through a ditch diverting therefrom in the Southwest quarter of the Northeast quarter of Section 25, Township 8 South, Range 41 East, B.M., for the irrigation of 25 acres of land in the West half of the Southeast quarter of said Section 25.
- 11 0447
(b) 1916—August 8 25.0 c.f.s. To be diverted from said Soda Creek in the Northwest quarter of the Northeast quarter, Section 25, Township 8 South, Range 41 East, used for power purposes in conducting a certain slaughter house owned and operated by him, situate in the Southwest quarter of the Southeast quarter of said Section 25, and returned to the channel of Soda Creek in the Southwest quarter of the Southeast quarter of said Section 25.
- 11 0448
142. *Ellis Kackley*:
1909—June 1 0.3 c.f.s. To be diverted from said Soda Creek through a ditch diverting therefrom North of the Feeney ditch in the Northeast quarter of the Southeast quarter of Section 36, Township 8 South, Range 41 East, for the irrigation of 14 acres in the Northwest quarter of the Southwest quarter of Section 6, Township 9 South, Range 42 East.

MAY 14 1996

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

Lau Ditch, diverting from Soda Creek in the Northeast quarter of the Southeast quarter of Section 36, Township 8 South, Range 41 East, B.M. The following named parties are entitled to divert from the said ditch with priorities and in the amounts hereinbelow set forth:

11-0449

143. Wm. Chester:
1910—May 1

0.2 c.f.s.

For the irrigation of 8 acres in the Southeast quarter of Section 6, Township 9 South, Range 42 East. Said water may be diverted through either the Lau ditch or the Town ditch hereinbelow described.

1881—Feb. 10.

The several persons hereinafter named are collectively entitled to the use of 4.0 c.f.s. of water from the said Soda Creek to be diverted through the said Lau ditch for the irrigation of 201.2 acres of lots and parts of lots situated in the platted portions of the Village of Soda Springs, Caribou County, Idaho, the individual right of each said person in the use of 4.0 c.f.s. of water awarded, being such proportionate part thereof as the total acreage of the lots and parts of lots owned and irrigated by such individual is to 201.2. The names of the respective persons, description of lots and parts of lots owned and irrigated by each said persons respectively, being as follows:

11-0450

Trans. 788

- | | | |
|--------------------------|---|-------------|
| 144. D. A. Anderson | All Block 13 11-0450 | 10.0 acres |
| 145. George Albrecht | Lot 8 of Block 19 11-0450 | 1.25 acres |
| 146. Minnie O. Blackburn | Lot 4 of Block 36 11-0450 | 1.25 acres |
| 147. Margaret F. Cully | Half of Lot 4, Block 19 11-0450 | 0.625 acres |
| 148. Elizabeth Dorrien | Lot 3 of Block 36 11-0450 | 1.25 acres |
| 149. W. M. Davis | Half of Lot 6, Block 36 11-0450 | 0.625 acres |
| 150. George W. Ellis | Half of Lot 7, and half of Lot 8, of Block 36 11-0450 | 1.25 acres |
| 151. Landi C. Eastman | Lots 4, 5, 6, 7, Block 52 11-0450 | 5.0 acres |
| 152. Sam Gagon | North half Lot 4, Block 34 11-0450 | 0.625 acres |
| 153. Leah Gorton | West half Lot 5, Block 19 11-0450 | 0.625 acres |
| 154. T. W. Horsley | West four-fifths of Lot 6, Block 45 11-1113 | 1.0 acres |
| 155. Samuel Hopkins | East half Lots 1 and 8, of Block 46 11-0450 | 1.25 acres |
| 156. W. J. Hopkins | West half Lots 1 and 8, Block 46 11-0450 | 1.25 acres |
| 157. Rosina Hopkins | Third of Lots 2, 3, and West half Lot 4, of Block 46 11-0450 | 1.45 acres |
| 158. T. H. Horsley | Half Lots 2, 3, Block 46 11-0450 | 1.25 acres |
| 159. Anna Hamilton | Half of Lots 2, 3, Block 46 11-0450 | 1.25 acres |
| 160. Oren Hansen | Lots 6, 7, 8, of Block 35 11-0450 | 3.75 acres |
| 161. Harry Horsley | Lot 5, Block 35 11-0450 | 1.25 acres |
| 162. T. H. Horsley | Lots 5, 6, 7, 8, Block 1, Blocks 16 and 17 11-0450 | 0.625 acres |
| 163. Ira Hardy | West half Lot 5, Block 19 11-0450 | 0.625 acres |

closed out number all valid water right number

DATE OF PRIORITY	AMOUNT IN SECOND FEET	POINT OF DIVERSION AND PLACE OF USE	
164. <i>Independent School Dist. No. 6, Caribou Co., Ida., a municipal corporation</i>	Lots 1, 2, 3, 7 and 8 of Block 20	6.25 acres	0469
165. <i>A. J. Knollin</i>	East half Lot 6, half of Lot 7, of Block 35	1.25 acres	0470
166. <i>Ellis Kackley</i>	Lot 8, Block 37	1.25 acres	0471
167. <i>August Largilliere</i>	Lot 1, Block 34	1.25 acres	0472
168. <i>Ellen Lund</i>	West half Lot 5, Block 46	0.625 acres	0473
169. <i>Church of Jesus Christ of Latter Day Saints, a religious corporation</i>	Lot 1, of Block 35	1.25 acres	0474
170. <i>D. J. Lau</i>	Lots 4, 5, 6, 7, of Block 2; Lots 4, 5, 6, 7, 8, of Block 3, South half Lot 4 of Block 45; all of Blocks 4, 48, 49 and 50	51.775 acres	0475
171. <i>J. E. Lau</i>	North half Lot 4, Block 45; East half Lots 4 and 5, West half Lots 6 and 7, Block 46; and Lots 1, 2, 3, 4, Block 51	8.125 acres	0476
172. <i>D. F. Lau</i>	Lot 5, Block 36	1.25 acres	0477
173. <i>H. M. Lau</i>	Block 47, and West half Lots 7 and 8, Block 36	11.25 acres	0478
174. <i>J. P. Madsen</i>	Lots 5, 6, 7, 8, Block 51, East half Lot 2, Block 45	5.625 acres	0479
175. <i>D. K. McLean</i>	Lot 3, Block 45	1.25 acres	0480
176. <i>W. F. Messenger</i>	East half Lot 7, Block 19	0.625 acres	0481
177. <i>Chris Panting</i>	East half Lot 5, Block 46	0.625 acres	0482
178. <i>A. Nicholson</i>	Half Lots 6 and 7, Block 46	1.25 acres	0483
179. <i>J. J. Skinner</i>	Lots 1, 2, 3, East half 4, East half 5, 6, West half 7, Block 19	6.87 acres	0484
180. <i>Eliza Schmidt</i>	Block 14	10.0 acres	0485
181. <i>J. H. Schmidt</i>	Lots 1, 2, 3, 4, Block 35	5.0 acres	0486
182. <i>Geo. R. Small</i>	Lots 1, 8, Block 52	2.5 acres	0487
183. <i>S. Small</i>	Lot 8, East half Lot 7, Block 45	1.87 acres	0488
184. <i>J. T. Torgesen</i>	Blocks 15 and 18	20.0 acres	0489
185. <i>Annie L. Westrom</i>	Block 5	10.0 acres	0490
186. <i>E. T. Wood</i>	Half Lot 6, Block 36	0.625 acres	0491

Feeney Ditch, diverts from the said Soda Creek in the Northwest quarter of the Northwest quarter, Section 6, Township 9 South, Range 42 East, B.M. The following parties are entitled to divert from said ditch with priorities and in the amounts hereinbelow set forth:

11 0492
 187. *Mary E. Corrigan, nee Kelly:* For the irrigation of 20 acres in the South
 1889—June 17 0.5 c.f.s. half of the Southeast quarter and the
 Southeast quarter of the Southwest quarter of Section 1, Township 9 South, Range 41 East.

	DATE OF PRIORITY	AMOUNT IN SECOND FEET
	188. <i>Frank E. Ellis (substituted for John T. Corrigan and Minnie Corrigan):</i>	
11	0497 (a) 1889—June 17	0.3 c.f.s.
11	0498 (b) 1894—May 1	4.0 c.f.s.

POINT OF DIVERSION AND PLACE OF USE

For the irrigation of 200 acres of land in the North half and the Southeast quarter of Section 2, Township 9 South, Range 41 East, B.M.

	189. <i>Village of Soda Springs, a municipal corporation:</i>	
11	0495 (a) 1907—June 1	40 c.f.s.

T-2989

To be diverted from said Creek at the intake of the said Feeney ditch, thence conveyed through said Feeney ditch 3600 feet to the power plant of said corporation, and there used for the generation of electrical energy and then returned to the channel of said creek above the intake of the canal of the Farmers Land and Irrigation Company, in the Southwest quarter of Section 6, Township 9 South, Range 42 East.

11	0496 (b) 1917—October 1	4.0 c.f.s.
----	-------------------------	------------

Domestic

Of the flow of that certain spring situate in the East half of the Northwest quarter of Section 6, Township 9 South, Range 42 East, B.M., for domestic use to be diverted through the reservoir and pipe line system of distribution owned by the said corporation.

11	0497 190. <i>Soda Springs Water Company:</i> 1886—May 3	0.4 c.f.s.
----	--	------------

Of the flow of certain springs situate in the Southwest quarter of the Southeast quarter of Section 6, Township 9 South, Range 42 East, B.M., a tributary of said Soda Creek, for domestic use. To be piped from the said springs to the residences of the stockholders of said company in platted portions of the Village of Soda Springs, Bannock County, Idaho.

The Town Ditch, diverting from the said Soda Creek in the Northeast quarter of the Southwest quarter of Section 6, Township 9 South, Range 42 East, B.M. The following parties are entitled to divert from the said ditch with priorities and in the amounts hereinbelow set forth:

11	0498 192. <i>Landi C. Eastman and Caroline D. Eastman:</i> 1910—May 1	1.6 c.f.s.
----	--	------------

For the irrigation of 80 acres of land in Lots 1 and 2, and the Southeast quarter of the Southwest quarter of said Section 6. Said water may be used through either the said Town ditch or the Lau ditch hereinabove described.

11	0499 193. <i>T. H. Horsley:</i> 1881—May 1	0.6 c.f.s.
----	---	------------

For the irrigation of 30 acres of land in the East half of the Southeast quarter of

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

Section 7, Township 9 South, Range 42
East, B. M. Said water may be used
through either the said Town ditch or the
Lau ditch hereinabove described.

~~11 0504~~
1864—June 1

10 c.f.s. The several persons hereinafter named
are collectively entitled to the use of 1 c.f.s of water to be di-
verted through the said Town ditch for the irrigation of 46.56
acres of lots and parts of lots situated in the platted portions
of the Village of Soda Springs, Caribou County, Idaho. The
individual right of each persons being such portion of the 1
c.f.s. awarded as the total acreage of lots and parts of lots
owned and irrigated by such persons is to 46.56. The names
of the respective persons, the description of the lots and parts
of lots owned and irrigated by them, and the acreage irrigated
by each person respectively being as follows:

194. <i>Austin Brothers As- sociation, a corpora- tion</i>	West half Lot 6, Block 44	0.625 acres	0501
195. <i>Minnie O. Blackburn</i>	West half Lot 3, Block 53	0.625 acres	0502
196. <i>C. K. Bocker</i>	South two-thirds Lot 1, Block 53	0.83 acres	0503
197. <i>L. P. Beus</i>	East half Lot 2, Block 52	0.625 acres	0504
198. <i>George Clifford</i>	North half Lots 7 and 8, Block 53	1.25 acres	0505
199. <i>John Ferebauer</i>	Lot 3, Block 52	1.25 acres	0506
200. <i>Henry L. Finch</i>	North half Lot 3, Block 44	0.625 acres	0507
201. <i>Leah Gorton</i>	Lot 2, East half Lot 3, South half Lot 7, Block 53	2.5 acres	0508
202. <i>Priscilla Gorton</i>	South half Lot 8, Block 53	0.625 acres	0509
203. <i>George Harrison</i>	Lot 7, Block 54	1.25 acres	0510
204. <i>George S. Horsley</i>	West half Lot 2, Block 52	0.625 acres	0511
205. <i>Independent School Dist. No. 6, Caribou County, a municipal corporation</i>	Lots 1 and 2, Block 43	2.5 acres	0512
206. <i>J. E. Lau</i>	North third Lot 1, Block 53	0.42 acres	0513
207. <i>Laura May Lau</i>	Lot 1, South half Lot 3, South half Lot 8, Block 44	2.5 acres	0514
208. <i>D. K. McLean</i>	Southwest quarter Lot 3, Block 44	0.32 acres	0515
209. <i>Natural Mineral Water Co., a cor- poration</i>	Lots 4 and 5 of Block 38	2.5 acres	0516
210. <i>C. G. Rose</i>	Lot 2 and South half of Lot 8, and one quarter of Lot 3, Block 44	3.425 acres	0517
211. <i>Village of Soda Springs, a municipal corporation</i>	Lots 3, 4, Block 39, Lots 1, 2, 3, 4, three- quarters of 7, 8, quarter of 5, Block 40	10.00 acres	0518

	DATE OF PRIORITY	AMOUNT IN SECOND FEET	POINT OF DIVERSION AND PLACE OF USE	
1	0519	212. <i>Arminta Sterritt</i>	East half Lot 6, Block 44	0.625 acres
1	0520	213. <i>J. T. Torgesen</i>	Half of Lot 8, Block 44	0.625 acres
1	0521	214. <i>C. T. Woodall</i>	Lots 7, 8, Block 43	2.5 acres
1	0522	215. <i>Annie Wetzell</i>	Lot 7, East half and Southwest quarter Lot 4, Block 44	2.19 acres
1	0523	216. <i>E. T. Williams</i>	Lot 5, Block 45	1.25 acres
1	0524	217. <i>Elizabeth Williams</i>	Half of Lot 3, Block 53	0.625 acres
1	0525	218. <i>Mrs. Albi Williams</i>	South half Lot 4, Block 53	0.625 acres
1	0526	219. <i>Amelia Woodall</i>	North half Lot 4, Block 53, Lots 1, 8, Block 54	3.125 acres
1	0527	220. <i>Elizabeth Williams, Madge Bell and Amelia Woodall</i>	Lots 5, 6, Block 53	2.5 acres

Said Lots and Blocks being in the platted portion of the Village of Soda Springs, according to the plat of said village on file with the Clerk of the Board of Trustees thereof.

The total quantity of the water of Soda Creek, diverted by both the Town and Lau ditches, the use whereof for the irrigation of lots and parts of lots in the Village of Soda Springs is decreed above, is to include any and all similar rights and uses in the waters of said Soda Creek for the irrigation of lots or parts of lots in said village at the date hereof owned and possessed by lot owners therein, whether or not such lot owners are parties to this action, and any and all such additional rights in and to the use of the waters of Soda Creek now so owned and possessed shall be supplied out of the total quantity herein decreed, which is declared to be inclusive of such rights, the individual interests and uses in the quantities hereinabove awarded to be reduced proportionately.

11 0528
x 221. *Mary E. Corrigan:*
1883—October 13 2.9 c.f.s. To be diverted from said Soda Creek in the Northeast quarter of the Southwest quarter, Section 6, Township 9 South, Range 42 East, B.M., through the Chester ditch, for the irrigation of 145 acres of land in the South half of the South half of Section 1, and the North half of the Northeast quarter and the Northeast quarter of the Northwest quarter of Section 12, Township 9 South, Range 41 East, B.M.

11 0529
222. *Soda Springs Mill & Elevator Company, a corporation:*
1916—August 8 45 c.f.s. To be diverted from the said creek in the Southeast quarter of the Southwest quarter, Section 6, Township 9 South, Range 42 East, B.M., and used for power purposes in its grist mill and elevator, situated on lot No. 7 of said Section 6, and returned to the channel of the said Soda Creek in said lot 7 above the intake of the canal of the Farmers Land & Irrigation Company.

52

MAY 14 1996

	DATE OF PRIORITY	AMOUNT IN SECOND FEET	POINT OF DIVERSION AND PLACE OF USE
11	0531 223. Herbert Horsley: 1889—May 1	25 c.f.s.	To be diverted from Soda Creek through the ditch last above mentioned and used for power purposes in the saw-mill owned and operated by said party, situate in the Northwest quarter of the Northwest quarter of Section 7, Township 9 South, Range 42 East, B.M., and thence returned to the channel of Soda Creek in the Northwest quarter of said Section 7, above the intake of the canal of the Farmers Land & Irrigation Company.
11	0531 224. Farmers Land and Irrigation Company, of Alexander, Idaho, Limited: 1892—May 1	80 c.f.s.	To be diverted from the natural flow of said Soda Creek through a canal commonly known as the Soda Canal, diverting therefrom at a point near the center of the Northeast quarter of Section 12, Township 9 South, Range 41 East, B.M., to be used for the irrigation of 4000 acres of land in Sections 21, 22, 23, 26, 27, 28, 29, 33, 34 and 35, Township 8 South, Range 40 East, B.M., Sections 1, 2, 3, 9, 10, 11, 15, 16, 21, 22 and 27, Township 9 South, Range 40 East, and in Section 7, Township 9 South, Range 41 East, B.M. Provided, however, that the 80 c.f.s. from Soda Creek hereby awarded to the said Farmers Land & Irrigation Company shall be diminished by whatever quantity of water up to 20 cubic feet per second, it shall be able to obtain from Big Spring Creek, under its right thereon dating from July 1st, 1905, the intent of this decree being to establish said company's right to 80 c.f.s. from Soda Creek as of May 1st, 1892, but to require the reduction of the amount it shall divert under such right to the extent of the quantity up to 20 cubic feet per second said company is able to obtain from Big Spring Creek under its 1905 right.
	225. W. J. Davis, Kenneth Balls, Daniel Balls, James Bigler, George Nelson, D. W. Seamons, R. B. Gunnell and A. C. Davis, residents of Davisville are entitled to divert from Soda Creek through the canal of the Farmers Land & Irrigation Company, herein described in the paragraph immediately preceding, with priorities and in the amounts hereinbelow set forth:		
11	0532 1892—May 1	3.0 c.f.s.	To be diverted through the said canal for the irrigation of 350 acres of land. The individual rights, interests, acreages and de-
11	0533 1907—May 1	4.0 c.f.s.	

MAY 14 1906

MAY 14 1906

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

scriptions of lands irrigated under said rights being as follows:

W. J. Davis—69.6 acres in the North half of the Northeast quarter, the East half of the Northwest quarter and the Southwest quarter of the Northeast quarter of Section 8, Township 9 South, Range 41 East.

Kenneth Balls—20.4 acres in the West half of the Northeast quarter of the Southeast quarter of Section 9, said Township and Range.

Daniel Balls—84 acres in the South half of the Northeast quarter, the North half of the Southeast quarter and the Southeast quarter of the Northwest quarter of Section 8, said Township and Range.

James Bigler—41 acres in the Southwest quarter of said Section 9.

Geo. Nelson—28.6 acres in the North half of the Northeast quarter, the Southeast quarter of the Northeast quarter and a tract of 79.51 acres in the South half of the Southeast quarter and the North half of the Southeast quarter of said Section 9, and the Northwest quarter of the Northeast quarter and the North half of the Northwest quarter of Section 10, said Township and Range.

D. W. Seamons—12.2 acres in the East half of the Northwest quarter of the Southeast quarter, the Southwest quarter of the Southeast quarter, and a tract of 56 acres in the East half of the Southwest quarter of said Section 9.

R. B. Gunnell—53.2 acres in the South half of the Northwest quarter, the Northwest quarter of the Northwest quarter, the Northeast quarter of the Southwest quarter, and the Southwest quarter of the Northeast quarter of said Section 9.

A. C. Davis—41 acres in the West half of the Southeast quarter, Section 8, the North half of the Northeast quarter, Section 17, and the Northwest quarter of the Northwest quarter, Section 16, all in Township 9 South, Range 41 East, B.M.

DATE OF PRIORITY	AMOUNT IN SECOND FEET	POINT OF DIVERSION AND PLACE OF USE
11 0538 226. Leland S. Williams and Geo. A. L. Williams: 1878—May 1	0.1 c.f.s.	Said water to be diverted from said Soda Creek through a ditch diverting therefrom in the Southwest quarter of Southwest quarter Section 6, Township 9 South, Range 42 E., B. M., for the irrigation of 5 acres of land in the Southwest quarter of the Southwest quarter of said Section 6.
11 0538 227. Abraham C. Anderson, Jessie P. Anderson, David Anderson, Nels Anderson: 1891—June 1	0.3 c.f.s.	To be diverted from said Soda Creek at a point 200 yards below the intake of the Farmers Land & Irrigation Company's canal in the Northwest quarter of the Northeast quarter of Section 12, Township 9 South, Range 41 East, B. M., for the irrigation of 32 acres of land in the Southwest quarter of said Section 12.

SECOND CREEK

11 0538 228. Arthur Collins: 1891—June 1	0.3 c.f.s. 1.6	To be diverted from said Second Creek through a ditch diverting therefrom about 15 rods North of the North line of the Northwest quarter of Section 11, Township 9 South, Range 41 East, B. M., for the irrigation of 80 acres in the Northwest quarter and the South half of the North half of the Southwest quarter of Section 11, said Township and Range.
--	-------------------	---

See Supplemental Decree dated Oct 9, 1922

COWHAVEN SPRINGS

13-0600 11 0538 229. Percy G. Turner: 1890—May 1	1.0 c.f.s.	In the Northeast quarter of the Southeast quarter of Section 20, Township 10 South, Range 40 East, B. M. To be diverted at the said springs for the irrigation of 50 acres of land in the Southeast quarter of the Southwest quarter, and the Southwest quarter of the Southeast quarter of Section 20, Township 10 South, Range 40 East.
--	------------	--

CHINA SPRINGS (BLACK CANYON)

13-0601 11 0538 230. Ethel H. Ellsmore: 1895—June 28	0.6 c.f.s.	In the Northwest quarter of the Southwest quarter of Section 20, Township 10 South, Range 40 East, B. M. To be diverted from said springs for the irrigation of 30 acres of land in the East
--	------------	---

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

half of the Northwest quarter and the North half of the Northeast quarter of Section 29, and the Southwest quarter of the Southwest quarter of Section 21, Township 10 South, Range 40 East, B. M.

~~11-05-13-0602~~

Trans #110
231. John W. Harris:
1895—June 28

1.4 c.f.s.

To be diverted from said springs for the irrigation of 70 acres of land in the West half of the Southwest quarter of Section 29, Township 10 South, Range 40 East, B. M.

~~11-05-13-0603~~

Trans #110
232. Joseph Hansen:
1895—June 28

0.3 c.f.s.

To be diverted from said springs for the irrigation of 15 acres of land in the South half of the Northeast quarter of Section 29, Township 10 South, Range 40 East, B. M.

~~11-05-13-0604~~

Trans #110
233. Frank W. Harris (successor in interest to Alex Harris):
1895—June 28

0.6 c.f.s.

To be diverted from said springs for the irrigation of 30 acres of land in the North half of the Northwest quarter of Section 29, Township 10 South, Range 40 East, B. M.

GREEN WILLOW SPRINGS

(BLACK CANYON)

In the Northeast quarter of Section 20, Township 10 South, Range 40 East, B. M.

~~11-05-13-0605~~

Trans #110
234. Ethel H. Ellsmore:
1895—June 28

0.5 c.f.s.

To be diverted from said springs for the irrigation of 25 acres of land in the East half of the Northwest quarter, and the North half of the Northeast quarter, of Section 29, and the Southwest quarter of the Southwest quarter of Section 21, Township 10 South, Range 40 East, B. M.

~~11-05-13-0606~~

Trans #110
235. Joseph Hansen:
1895—June 28

0.3 c.f.s.

To be diverted from said springs for the irrigation of 15 acres of land in the South half of the Northeast quarter of Section 29, Township 10 South, Range 40 East.

NETTIE SPRINGS

(BLACK CANYON)

In the Northeast quarter of Section 20, Township 10 South, Range 40 East, B. M.

~~11-05-13-0607~~

Trans #110
236. Ethel H. Ellsmore:
1895—June 28

0.5 c.f.s.

To be diverted from said springs for the irrigation of 25 acres of land in the East half of the Northwest quarter, and the North half of the Northeast quarter of Section 29, Township 10 South, Range 40 East, B. M.

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

~~11 0545~~ 13-0608
Trans # 1102

237. Joseph Hansen:
1895—June 28

0.3 c.f.s.

tion 29, and the Southwest quarter of the Southwest quarter of Section 21, Township 10 South, Range 40 East, B. M.

To be diverted from said springs for the irrigation of 15 acres of land in the South half of the Northeast quarter of Section 29, Township 10 South, Range 40 East, B. M.

UNNAMED SPRINGS (BLACK CANYON)

In the Southeast quarter of Section 20, Township 10 South, Range 40 East, B. M.

~~11 0544~~ 13-0609

238. Ethel H. Ellsmore:
1895—June 28

0.2 c.f.s.

To be diverted from said springs for the irrigation of 10 acres of land hereinabove described under China Springs.

~~11 0545~~ 13-0610

239. Joseph Hansen:
1895—June 28

0.1 c.f.s.

To be diverted from said springs for the irrigation of 5 acres of land hereinabove described under China Springs.

~~11 0546~~ 13-0611

Trans # 2094
240. William Larkins and Dora Larkins:
1882—May 1

1.4 c.f.s.

To be diverted from said creek in the Southwest quarter of the Southeast quarter of Section 6, Township 11 South, Range 40 East, B. M., for the irrigation of 70 acres of land in said Section 6.

~~11 0547~~ 13-0612

Trans # 2207
241. George M. Smith and Mary E. Smith:
1900—May 1

1.2 c.f.s.

To be diverted from said creek in the Northwest quarter of the Northeast quarter of Section 2, Township 11 South, Range 39 East, B. M., for the irrigation of 60 acres of land in the Southeast quarter of Section 1, said Township and Range.

BEAVER DAM CREEK

A tributary of Densmore Creek.

~~11 0548~~ 13-0613

242. Ethel H. Ellsmore:
1882—May 1

0.5 c.f.s.

For the irrigation of 25 acres of land in the Southeast quarter of the Northwest quarter, and the Northeast quarter of the Southwest quarter of Section 32, Township 10 South, Range 40 East, B. M.

~~11 0549~~ 13-0614

Trans # 2094
243. William Larkins and Dora Larkins:
1882—May 1

1.3 c.f.s.

For the irrigation of 65 acres of land in the Southeast quarter of Section 6, and the Northwest quarter of the Southwest quar-

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

ter of Section 5, Township 11 South, Range
40 East, B. M.

~~11-0551~~ 13-0615

244. *Grover C. Hogan, substituted for
Alex M. Christensen:*
1882—May 1 1.9 c.f.s.

For the irrigation of 95 acres of land in
the South half of the Northeast quarter of
Section 6; the South half of the Northwest
quarter, and the Northwest quarter of the
Northeast quarter of Section 5, Township
11 South, Range 40 East, and the South-
west quarter of the Southeast quarter of
Section 32, Township 10 South, Range 40
East.

BIRCH CREEK

A tributary to Densmore Creek.

~~11-0551~~ 13-0616

Trans. #2094
245. *William Larkins and Dora Larkins:*
1882—May 1 1.0 c.f.s.

To be diverted from said creek through a
ditch diverting therefrom in the West half
of the Southeast quarter of Section 6,
Township 11 South, Range 40 East, for the
irrigation of 50 acres of land in the South-
east quarter of Section 6, and the North-
west quarter of the Southwest quarter of
Section 5, said Township and Range.

~~11-0551~~ 13-0617

Trans. #2208
246. *George M. Smith and Mary E.
Smith:*
1900—May 1 0.8 c.f.s.

To be diverted from said creek in the
Northeast quarter of the Northwest quar-
ter of Section 2, Township 11 South, Range
39 East, B. M., for the irrigation of 40 acres
of land in the Southeast quarter of Section
1, Township 11 South, Range 39 East, B. M.

DRY CREEK

247. *Omitted.*

248. *Omitted.*

~~11-0551~~ 13-0618

249. *Walter Hogan:*
1904—May 1 3.0 c.f.s.

To be diverted through a ditch diverting
about a quarter of a mile Northwesterly
from the Southwest corner of Lot 4, Sec-
tion 7, Township 11 South, Range 40 East,
B. M., for the irrigation of 150 acres in Lot
4 of Section 7 and Lot 1 of Section 18,
Township 11 South, Range 40 East, B. M.
Also the Southeast quarter of the South-

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

west quarter, and the South half of the Southeast quarter of Section 7, the Southwest quarter of the Southwest quarter of Section 8, the East half of the Northwest quarter and the Northeast quarter of Section 18, said Township and Range.

BOBS CREEK

~~11 0555~~ 13-0619
250. *George M. Smith and Mary E. Smith:*
1883—May 7 1.8 c.f.s.

To be diverted from said creek in the Southwest quarter of the Southwest quarter of Section 7, Township 11 South, Range 40 East, for the irrigation of 90 acres of land in the Northeast quarter of the Southwest quarter and the Southeast quarter of Section 8, Township 11 South, Range 40 East, B. M.

~~11 0555~~ 13-0620
251. *Ira H. Hogan:*
1883—May 7 2.4 c.f.s.

To be diverted from said creek in the Northwest quarter of the Northwest quarter of Section 17, for the irrigation of 120 acres of land in the North half of the Northwest quarter of Section 17, and the North half of the Northwest quarter of Section 16, Township 11 South, Range 40 East, B. M.

~~11 0555~~ 13-0621
252. *George A. Hogan:*
1883—May 7 0.8 c.f.s.

To be diverted from said creek in the Northeast quarter of the Northeast quarter of Section 17, for the irrigation of 40 acres of land in the South half of the Northeast quarter and the Southeast quarter of the Northwest quarter, and the Northwest quarter of the Southeast quarter of Section 16, all in Township 11 South, Range 40 East, B. M.

~~11 0555~~ 13-0622
253. *Sewell Roper,
Simpson Roper,
Orrin Roper,
Roy Roper, known as Roper Brothers,
a partnership, substituted
for J. F. Medford and Lucinda Walker:*
1882—December 8 1.6 c.f.s.

STEVES CREEK

To be diverted from said creek in the Northeast quarter of the Northwest quarter of Section 19, Township 11 South, Range 40 East, for the irrigation of 80 acres of land in the Northeast quarter of the Northeast quarter of Section 19, and the North half of the Northwest quarter, and the West half of the Northeast quarter of Section 20, Township 11 South, Range 40 East, B. M.

*Trans
2463*

59 REGISTERED

MAY 14 1996

DATE OF PRIORITY	AMOUNT IN SECOND FEET	POINT OF DIVERSION AND PLACE OF USE
11-0560 13-0624	254. J. Bartlome: 1882—December 8 0.5 c.f.s.	To be diverted from said creek in the Southwest quarter of the Southeast quarter of Section 17, Township 11 South, Range 40 East, for the irrigation of 25 acres of land in the Northeast quarter of the Northwest quarter, and the West half of the Northeast quarter of Section 21, said Township and Range.
11-0561 13-0623	255. Neil M. Sorenson and E. F. Zeigler, known as Sorenson & Zeigler, a partnership, successors in interest to R. E. Hansen: (a) 1882—December 8 1.0 c.f.s.	To be diverted from said creek in the Southwest quarter of the Southeast quarter of Section 17, Township 11 South, Range 40 East, for the irrigation of 50 acres of land in the Southeast quarter of the Northeast quarter of Section 21, and the Northeast quarter of Section 22, said Township and Range.
11-0562 13-0625	(b) 1890—June 1 1.0 c.f.s.	To be diverted from said creek in the Southwest quarter of the Southeast quarter of Section 17, Township 11 South, Range 40 East, for the irrigation of 50 acres of land in the East half of the Southwest quarter and the Northeast quarter of Section 22, said Township and Range.
11-0563 13-0626	256. R. E. Hansen: 1882—December 8 1.0 c.f.s.	To be diverted from said creek in the Northeast quarter of the Southeast quarter of Section 24, Township 11 South, Range 39 East, for the irrigation of 50 acres of land in the East half of the Northwest quarter; the Northeast quarter of the Southwest quarter; the West half of the Northeast quarter; the Southeast quarter of the Northeast quarter; the North half of the Southeast quarter of Section 19, Township 11 South, Range 40 East.

MILL CREEK

Or South Fork of Steves Creek.

11-0564 13-0627	257. R. E. Hansen: 1882—December 8 0.7 c.f.s.	To be diverted from said creek in the Northeast quarter of the Southeast quarter of Section 24, Township 11 South, Range 39 East, B. M., for the irrigation of 35 acres of land in the East half of the Northwest quarter; the Northeast quarter of the Southwest quarter; the West half of the Northeast quarter; the Southeast quarter of the Northeast quarter; the
-------------------------------	---	--

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

North half of the Southeast quarter of Section 19, Township 11 South, Range 40 East, B. M.

13-0628

ADLER CREEK

258. Neil M. Sorenson and E. F. Zeigler, known as Sorenson & Zeigler, a partnership, successors in interest to R. E. Hansen. ~~11-0568 Trans. 2028~~
(a) 1882—December 8 1.0 c.f.s.

To be diverted from said creek in the Southwest quarter of the Northwest quarter of Section 22, Township 11 South, Range 40 East, for the irrigation of 50 acres of land in the Southeast quarter of the Northeast quarter of Section 21, and the Northeast quarter of Section 22, said Township and Range.

~~11-0568 Trans. 2028~~
(b) 1890—June 1 1.0 c.f.s.

13-0629

To be diverted at the same point described in paragraph (a) above, for the irrigation of 50 acres of land in the Southeast quarter of the Northeast quarter of Section 21, and the Northeast quarter of Section 22, said Township and Range.

~~11-0568~~ 13-0630

259. John Bartlome:
1882—December 8 0.5 c.f.s.

To be diverted from said creek in the Southeast quarter of the Northeast quarter of Section 20, for the irrigation of 25 acres of land in the Northeast quarter of the Northwest quarter, and the West half of the Northeast quarter of Section 21, all in Township 11 South, Range 40 East.

~~11-0568~~ 13-0631

260. Charles Izatt:
(a) 1908—April 28 0.8 c.f.s.

To be diverted from said creek in the Southwest quarter of the Northeast quarter of Section 21, and impounded in a reservoir in the vicinity of said point of diversion, for the irrigation of 40 acres of land in the Southeast quarter of the Northwest quarter of Section 21, all in Township 11 South, Range 40 East, B. M.

~~11-0568~~ 13-0632

(b) 1908—April 28 0.2 c.f.s.

To be diverted and impounded in the reservoir described in paragraph (a) above, to be used for domestic purposes.

NORTH BURTON CREEK

11- 1110

261. John E. Martinson:
1880—May 1 0.1 c.f.s.
1907—May 1 2.5 c.f.s.

11-1118

To be diverted from said creek and/or Watercress Spring in the Southeast quarter of the Northwest quarter of Section 33, for the irrigation of 125 acres of land in the Northeast quarter of Section 33, the

61

MAY 14 1996

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

Northwest quarter of Northwest quarter
of Section 34, and the South half of the
Southwest quarter of Section 27, all in
Township 11 South, Range 40 East, B. M.

262. *L. A. Pond, J. T. Pond and David
Bartlome, known as Pond &
Bartlome, a partnership:*

~~11-0574~~ 1880—May 1

13-0633

5.0 c.f.s.—May 1st to May 15th,
4.0 c.f.s.—May 15 to October 1st,

To be diverted from said creek in the
Northwest quarter of the Northeast quar-
ter of Section 32, for the irrigation of 250
acres of land in the Southeast quarter of
the Northwest quarter; the South half of
the Northeast quarter; Northeast quarter
of the Southeast quarter; South half of the
Southeast quarter of Section 27, all in
Township 11 South, Range 40 East, B. M.
Also through a ditch diverting from said
creek on the South side thereof in the
Northwest quarter of the Northeast quar-
ter of said Section 32, for the irrigation of
the East half of the Southeast quarter of
Section 33, the West half of the South-
west quarter, and the South half of the
Northwest quarter of said Section 34, all
in Township 11 South, Range 40 East,
B. M.

263. *Annie M. Christensen:*

~~11-0571~~ 1887—June 1

13-0634

0.6 c.f.s.

To be diverted from said creek in the
Northeast quarter of the Northwest quar-
ter of Section 33; for the irrigation of 30
acres of land in the Northeast quarter of
said Section 33, Township 11 South, Range
40 East, B. M.

SOUTH BURTON CREEK

264. *Annie M. Christensen:*

~~11-0572~~ 1887—June 1

13-0635

0.2 c.f.s.

To be diverted from said creek in the
Southwest quarter of the Northeast quar-
ter of Section 33, Township 11 South,
Range 40 East, for the irrigation of 10
acres of land in the Northeast quarter of
said Section 33.

265. *Samuel Bolwinkle:*

~~11-0573~~ 1883—April 2

13-0636

0.8 c.f.s.

To be diverted from said creek in the
Northwest quarter of the Northwest quar-
ter of Section 5, Township 12 South,

62

MAY 14 1896

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

~~11 0574~~ 13-0637

266. C. A. Robbins:
1883—April 2

0.8 c.f.s.

Range 40 East, for the irrigation of 40 acres of land in the South half of the Southwest quarter, the Northeast quarter of the Southwest quarter of Section 27, Township 11 South, Range 40 East.

To be diverted from said creek in the Southeast quarter of the Southeast quarter of Section 33, Township 11 South, Range 40 East, for the irrigation of 40 acres of land in the East half of the Southwest quarter of Section 34, Township 11 South, Range 40 East, and Lots 1 and 2 in Section 3, Township 12 South, Range 40 East, B. M.

~~11 0575~~ 13-0638

267. J. LeRoy Pond:
1883—April 2

6.4 c.f.s.

To be diverted from said creek in the Northeast quarter of the Northwest quarter of Section 5, Township 12 South, Range 40 East, and by a second diversion in the Southeast quarter of the Southeast quarter of Section 33, Township 11 South, Range 40 East, for the irrigation of 320 acres of land in the Southwest quarter, the Northeast quarter and the Southwest quarter of the Northeast quarter of Section 35, Township 11 South, Range 40 East.

~~11 0576~~ 13-0639

268. Fred Baker:
1912—June 1

0.6 c.f.s.

To be diverted from said creek in the Southeast quarter of the Northwest quarter of Section 5, for the irrigation of 30 acres of land in the North half of the Southwest quarter of Section 4, all in Township 12 South, Range 40 East.

~~11 0577~~ 13-0640

269. Otto Rohalt:
1911—June 1

0.7 c.f.s.

To be diverted from said creek through the LeRoy Pond ditch, diverting therefrom in the Northeast quarter of the Northwest quarter of Section 5, Township 12 South, Range 40 East, for the irrigation of 35 acres of land in the Southeast quarter of the Southwest quarter; the Southwest quarter of the Southeast quarter of Section 33, Township 11 South, Range 40 East.

CALDWELL CREEK

Including unnamed tributary spring arising in the Southwest quarter of the Southeast quarter of Section 4, Township 12 South, Range 40 East, B.M.

63

MAY 14 1906

DATE OF PRIORITY	AMOUNT IN SECOND FEET	POINT OF DIVERSION AND PLACE OF USE
11 0578 270. C. B. Johnson: 1878—May 1 13-0641	0.4 c.f.s.	To be diverted from said creek in the Northeast quarter of the Northeast quarter of Section 3, thence conveyed into the channel of King Creek and diverted therefrom in the Northwest quarter of the Northeast quarter of Section 2, all in Township 12 South, Range 40 East, for the irrigation of 20 acres of land in the South half of the Southeast quarter of Section 35, Township 11 South, Range 40 East.
11 0579 271. L. Austin Pond: 1878—May 1 13-0642	0.32 c.f.s.	To be diverted from said creek in the Northeast quarter of the Northwest quarter of Section 3, thence conveyed into the channel of King Creek and diverted therefrom in the Northwest quarter of the Northeast quarter of Section 2, for the irrigation of 16 acres of land in the North half of the Northeast quarter of the Northwest quarter of Section 2, all in Township 12 South, Range 40 East.
11 0580 272. Howard E. Thatcher: 1878—May 1 13-0643	0.32 c.f.s.	To be diverted from said creek in the Northeast quarter of the Northeast quarter of Section 3, thence conveyed into the channel of King Creek and diverted therefrom in the Northwest quarter of the Northeast quarter of Section 2, for the irrigation of 16 acres of land in the South half of the Northwest quarter of the Northeast quarter and the North half of the Southwest quarter of the Northeast quarter of Section 2, all in Township 12 South, Range 40 East, B.M.
11 0581 273. Henry K. Thatcher: 1878—May 1 13-0644	0.32 c.f.s.	To be diverted from said creek in the Northeast quarter of the Northeast quarter of Section 3, thence conveyed into the channel of King Creek and diverted therefrom in the Northwest quarter of the Northeast quarter of Section 2, for the irrigation of 16 acres of land in the South half of the Southwest quarter of the Northeast quarter of Section 2, and the North half of the Northwest quarter of the Northeast quarter of Section 2, all in Township 12 South, Range 40 East.
11 0582 274. E. H. Coombs: 1912—June 1 13-0645	0.2 c.f.s.	To be diverted from the spring above mentioned in the Southwest quarter of the

RECORDED
MAY 14 1996

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

Southeast quarter of Section 4, for the irrigation of 10 acres of land in the North east quarter of the Northeast quarter of Section 9, all in Township 12 South, Range 40 East.

KING CREEK

13-0646

~~11-0583~~

Including unnamed tributary spring arising in the Northwest quarter of the Northeast quarter of Section 9, Township 12 South, Range 40 East, B.M.

275. *Howard E. Thatcher:*
1878—May 1

0.5 c.f.s.

To be diverted from said creek in the Northeast quarter of the Southwest quarter of Section 3, for the irrigation of 25 acres of land in the Northeast quarter of the Southwest quarter and the West half of the Southeast quarter of Section 2, all in Township 12 South, Range 40 East.

13-0647

~~11-0584~~

276. *L. Austin Pond:*
1878—May 1

0.5 c.f.s.

To be diverted from said creek in the Northeast quarter of the Southwest quarter of Section 3, for the irrigation of 25 acres of land in the South half of the Northeast quarter and the North half of the Southeast quarter of Section 3, all in Township 12 South, Range 40 East.

13-0648

~~11-0585~~

277. *Henry K. Thatcher:*
1878—May 1

0.5 c.f.s.

To be diverted from said creek in the Northeast quarter of the Southwest quarter of Section 3, for the irrigation of 25 acres of land in the Southeast quarter of the Southeast quarter; the South half of the Northeast quarter of Section 2; the Southwest quarter of the Southwest quarter of Section 1, and the Northwest quarter of the Northwest quarter of Section 12, all in Township 12 South, Range 40 East.

~~11-0586~~ 13-0649

278. *B. George White:*
1878—May 1

0.8 c.f.s.

To be diverted from said creek in the Northeast quarter of the Southwest quarter of Section 3, for the irrigation of 40 acres of land in the South half of the Northwest quarter and the Northwest quarter of the Southwest quarter of Section 2, Township 12 South, Range 40 East.

~~11-0587~~ 13-0650

279. *P. F. Ivie:*
1915—Oct. 1

0.4 c.f.s.

To be diverted from said creek in the Southwest quarter of the Northeast quarter of Section 9, for the irrigation of 20

65 RECORDED & INDEXED

MAY 14 1906

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

acres of land in the North half of the Southeast quarter, and the South half of the Northeast quarter of Section 9, all in Township 12 South, Range 40 East.

~~11-0588~~ 280. James Larsen, Jr.:
1911—June 1 0.24 c.f.s.
13-0651

To be diverted from said creek in the Southeast quarter of the Northeast quarter of Section 9, for the irrigation of 12 acres of land in the South half of the Southeast quarter of Section 3, and the North half of the Northeast quarter of Section 10, all in Township 12 South, Range 40 East.

~~11-0588~~ 281. E. H. Coombs:
1912—June 1 0.3 c.f.s.
13-0652

To be diverted from said creek in the Northeast quarter of the Northwest quarter of Section 9, for the irrigation of 15 acres of land in the Northeast quarter of the Northeast quarter of Section 9, all in Township 12 South, Range 40 East.

NORTH HOOPS CREEK

~~11-0590~~ 282. B. George White:
1875—May 1 1.06 c.f.s.
13-0653

To be diverted from said creek in the Northeast quarter of the Southwest quarter of Section 9, thence conveyed into the channel of King Creek and diverted therefrom in the Northeast quarter of the Northwest quarter of Section 3, for the irrigation of 53 acres of land in the South half of the Northwest quarter and the Northwest quarter of the Southwest quarter of Section 2, all in Township 12 South, Range 40 East.

~~11-0591~~ 283. Howard E. Thatcher:
1875—May 1 0.74 c.f.s.
13-0654

To be diverted from said creek in the Northeast quarter of the Southwest quarter of Section 9, thence conveyed into the channel of King Creek and diverted therefrom in the Northeast quarter of the Southwest quarter of Section 3, for the irrigation of 37 acres of land in the Northeast quarter of the Southwest quarter and the West half of the Southeast quarter of Section 2, all in Township 12 South, Range 40 East.

~~11-0592~~ 284. Henry K. Thatcher:
1875—May 1 0.74 c.f.s.
13-0655

To be diverted from said creek in the Northeast quarter of the Southwest quar-

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

ter of Section 9, thence conveyed into the channel of King Creek and diverted therefrom in the Northeast quarter of the Southwest quarter of Section 3, for the irrigation of 37 acres of land in the Southeast quarter of the Southeast quarter and the South half of the Northeast quarter of Section 2; the Southwest quarter of the Southwest quarter of Section 1; the Northwest quarter of the Northwest quarter of Section 12, all in Township 12 South, Range 40 East.

~~11-0592~~ 13-0656
285. L. Austin Pond and Mileta A.
Pond:
1875—May 1 0.74 c.f.s.

To be diverted from said creek in the Northeast quarter of the Southwest quarter of Section 9, thence conveyed into the channel of King Creek and diverted therefrom in the Northeast quarter of the Southwest quarter of Section 3, for the irrigation of 37 acres of land in the South half of the Northeast quarter and the North half of the Southeast quarter of Section 3, all in Township 12 South, Range 40 East.

The foregoing interests and priorities in and to the use of the waters of North Hoops Creek are subject to, and limited by, the following order:

That the waters of the North Fork of Hoops Creek shall be measured at a point where a tributary from the South Fork flows into the North Fork of said creek, near the Northeast corner of the Northeast quarter of Section 16, Township 12 South, Range 40 East, B.M., and one-half of the quantity of water so determined to be there flowing shall be diverted for and subject to the several interests and priorities as immediately hereinafter adjudged, for the use of William B. Wright, Arthur Coombs and Lillie Coombs, Barnard J. White and O. A. Thompson, and the other half thereof conveyed to the channel of King Creek and comingled with the waters thereof to be diverted by and subject to the several interests and priorities as immediately hereinbefore adjudged for the use of B. George White, Howard E. Thatcher, Henry K. Thatcher and L. Austin Pond and Mileta A. Pond.

286. Arthur Coombs and Lillie
~~11-0594~~ Coombs, substituted for Har-
low W. Hoops:
1875—May 1 0.7 c.f.s.

13-0657

To be diverted from said creek through two ditches diverting therefrom in the Southeast quarter of the Northeast quarter of Section 10, for the irrigation of 10 acres of land in the Northeast quarter of the Southwest quarter and the North half of the Southeast quarter of Section 11, through the above ditch diverting on the North side of said stream; and for the irrigation of 25 acres of land in the Northeast quarter of the Southeast quarter and

MAY 1 4 1996

MAY 1 4 1996

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

the Southeast quarter of the Southeast quarter of Section 11, through the ditch diverting on the South side of said stream, all in Township 12 South, Range 40 East.

~~1-0597~~ 13-0658

287. *Barnard J. White:*
1877—May 1

0.36 c.f.s.

To be diverted from said creek in the Southeast quarter of the Southeast quarter of Section 11, for the irrigation of 18 acres of land in the Southwest quarter of the Southeast quarter of Section 12, and the East half of the Northwest quarter and the Northeast quarter of the Southwest quarter of Section 13, all in Township 12 South, Range 40 East, B.M.

~~1-0597~~ 13-0659

288. *O. A. Thompson:*
1902—May 1

1.2 c.f.s.

To be diverted from said creek in the Southwest quarter of the Northwest quarter of Section 11, for the irrigation of 60 acres of land in the South half of the Northwest quarter and the Southwest quarter of the Northeast quarter of Section 11, all in Township 12 South, Range 40 East.

~~1-0597~~ 13-0660

289. *William B. Wright:*
1875—May 1

1.4 c.f.s.

T. 2710

To be diverted from said creek in the Southeast quarter of the Northeast quarter of Section 10 for the irrigation of 70 acres of land in the Northwest quarter of the Southwest quarter and the Southwest quarter of the Southwest quarter and the East half of the Southwest quarter of Section 12, Township 12 South, Range 40 East.

~~1-0597~~ 13-0661

290. *James Larsen, Jr.:*
1911—June 1

0.26 c.f.s.

To be diverted from said creek in the Northeast quarter of the Southwest quarter of Section 9, thence conveyed into the Channel of King Creek and diverted therefrom in the Southeast quarter of the Northeast quarter of Section 9, for the irrigation of 13 acres of land in the South half of the Southeast quarter of Section 3, and the North half of the Northeast quarter of Section 10, all in Township 12 South, Range 40 East.

~~1-0597~~ 13-0662

291. *Joseph Larsen:*
1901—June 1

0.24 c.f.s.

To be diverted from said creek in the Southeast quarter of the Northeast quarter of Section 10, for the irrigation of 12 acres of land in the North half of the Northwest quarter and the Northwest

RECORDED 68

MAY 14 1996

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

quarter of the Southeast quarter of Section 11, all in Township 12 South, Range 40 East.

~~11 0600~~ 13-0663

SOUTH HOOPS CREEK.

292. *William B. Wright:*
1875—May 1

1.1 c.f.s.

To be diverted from said creek in the Southeast quarter of the Southeast quarter of Section 11, for the irrigation of 55 acres of land in the South half of the Southwest quarter of Section 12, all in Township 12 South, Range 40 East.

~~11 0601~~ 13-0664

293. *Arthur Coombs and Lillie
Coombs, joint tenants, substituted for Harlow W. Hoops:*
1875—May 1

0.8 c.f.s.

Diverted on both sides of said creek in the Southeast quarter of the Southeast quarter of Section 11, for the irrigation of 30 acres of land in the Southeast quarter of the Southeast quarter of Section 11, and 10 acres in the Southwest quarter of the Southwest quarter of Section 12, all in Township 12 South, Range 40 East.

~~11 0602~~ 13-0665

294. *John Schutt:*
1886—May 3

1.1 c.f.s.

To be diverted from said creek in the Northwest quarter of the Northwest quarter of Section 14, for the irrigation of 55 acres of land in the North half of the Northwest quarter and the North half of the Northeast quarter of Section 14, Township 12 South, Range 40 East.

~~11 0603~~ 13-0666

295. *Barnard J. White:*
1877—May 1

1.0 c.f.s.

To be diverted from said creek in the Northwest quarter of the Northeast quarter of Section 15, for the irrigation of 50 acres of land in the Northwest quarter of the Southwest quarter, and the West half of the Northwest quarter of Section 13; the South half of the Northwest quarter and the East half of the Southwest quarter, and the South half of the Southeast quarter of Section 14, all in Township 12 South, Range 40 East.

UNNAMED SPRING.

~~11 0604~~ 13-0667

In the Northwest quarter of the Northwest quarter of Section 14, Township 12 South, Range 40 East, B.M.

296. *Arthur Coombs and Lillie
Coombs and Wm. B. Wright:*
1915—May 1

0.4 c.f.s.

To be diverted at the said spring and impounded in a reservoir situated in the same subdivision, thence piped to the residences and barns of said persons, respectively, for domestic use.

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

UNNAMED SPRING.

In the North half of the Northeast quarter of Section 3,
Township 12 South, Range 40 East, B.M.

297. *Henry K. Thatcher, Howard E.
Thatcher, L. Austin Pond
and C. B. Johnson:*

~~11 0668~~ 1878—May 1 1.6 c.f.s.

13-0668

To be diverted at the said spring and im-
pounded in a reservoir in the same sub-
division, thence diverted by pipe line for
the irrigation of 80 acres of land as here-
inbelow set forth.

Henry K. Thatcher—20 acres in the South
half of the Northwest quarter of Section
2, Township 12 South, Range 40 East.

Howard E. Thatcher—20 acres in the
Northeast quarter of the Southwest quar-
ter and the Southwest quarter of the
Southeast quarter of Section 2, Township
12 South, Range 40 East.

L. Austin Pond—20 acres in Lot 3, Section
3, in Township 12 South, Range 40 East.

C. B. Johnson—20 acres in the South half
of the Southeast quarter of Section 35,
Township 11 South, Range 40 East.

297½. *Henry K. Thatcher, Howard E.
Thatcher, L. Austin Pond, C.
B. Johnson, C. A. Robbins,
J. Leroy Pond:*

~~11 0669~~ 1878—May 1 1.0 c.f.s.

13-0669

To be diverted at the said spring and im-
pounded in the last above mentioned res-
ervoir, thence diverted by pipe line to the
several residences, barns and corrals of
the said parties for domestic purposes.

UNNAMED SPRING.

In the Southeast quarter of Section 14 Township 12 South,
Range 40 East, B.M.

~~11 0670~~ 298. *Barnard J. White:*
1895—June 1 0.2 c.f.s.

13-0670

To be diverted from said spring and im-
pounded in a reservoir in the vicinity
thereof and by pipe lines conveyed to the
residences, barns and corrals of said party
for domestic use.

UNNAMED SPRING.

In the Northwest quarter of the Southeast quarter of Sec-
tion 5, Township 12 South, Range 40 East, B.M.

~~11 0671~~ 299. *Fred Baker:*
1913—June 1 0.15 c.f.s.

13-0671

To be diverted from said spring for do-
mestic use and for the irrigation of 6 acres
of land in the Southeast quarter of the
Northeast quarter of Section 5, Township
12 South, Range 40 East.

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

FOX HOLLOW SPRINGS.

13-0672

~~11-0614~~

In the Northwest quarter of the Northeast quarter of Section 26, Township 12 South, Range 40 East, B.M.

300. Emma H. Meservey:
1887—May 1

0.8 c.f.s.

To be diverted from said springs for the irrigation of 40 acres of land in the East half of the Northeast quarter; the Southwest quarter of the Northeast quarter and the Northwest quarter of the Southeast quarter of Section 26, said Township and Range.

RESERVOIR SPRINGS

13-0673

~~11-0614~~

In the Southwest quarter of the Northeast quarter of Section 26, Township 12 South, Range 40 East, B.M.

301. Emma H. Meservey:
1887—May 1

0.15 c.f.s.

To be diverted from said springs and impounded in a reservoir in the vicinity thereof and by pipe line conveyed to residence, barns and corrals of said party in the Southeast quarter of the Northeast quarter of Section 26, Township 12 South, Range 40 East, B.M.

UNNAMED SPRING.

13-0674

~~11-0614~~

In the North half of the Southeast quarter of Section 22, Township 11 South, Range 40 East, B.M.

302. Neil M. Sorenson and E. F. Zeigler, known as Sorenson & Zeigler, a partnership, successor in interest to R. E. Hansen:

1915—June 1

0.4 c.f.s.

To be diverted and impounded in a reservoir in the vicinity of said spring and by pipe line conveyed and distributed to the residences, barns and corrals of said parties for domestic use.

STOVER AND WALKER SPRINGS.

13-0675

~~11-0612~~

In the Northwest quarter of Section 19, Township 11 South, Range 40 East, B.M.

303. Sewell Roper, Simpson Roper, Orrin Roper and Roy Roper, known as Roper Bros., a partnership, substituted for J. F. Medford and Lucinda Walker:
1880—June 1

1.0 c.f.s.

To be diverted at the said springs for the irrigation of 50 acres of land in the South half of the Southwest quarter and the South half of the Southeast quarter of Section 17, Township 11 South, Range 40 East.

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

UNNAMED SPRING.

In the Southeast quarter of the Southeast quarter of Section 27, Township 11 South, Range 40 East, B.M.

304. *L. Austin Pond, J. T. Pond and David Bartlome, known as Pond & Bartlome, a partnership:*

To be diverted and impounded in a reservoir in the vicinity of said springs and by pipe line conveyed and distributed to the several residences, barns and corrals of said parties for domestic use.

~~11-0613~~ 1903—June 3

0.5 c.f.s.

13-0676

IZATT SPRINGS

In the center of Section 30, Township 11 South, Range 40 East, B. M.

305. *Charles Izatt:*

To be diverted at the said spring for the irrigation of 80 acres of land in the Northeast quarter of the Southwest quarter and the Northwest quarter of the Southeast quarter of Section 21, Township 11 South, Range 40 East.

~~11-0614~~ 1908—April 28

1.6 c.f.s.

13-0677

UNNAMED SPRING.

In the Southeast quarter of the Northwest quarter of Section 32, Township 11 South, Range 40 East, B.M.

306. *Annie M. Christensen:*

To be diverted at said spring for domestic purposes, and for the irrigation of 20 acres of land in the Northwest quarter of the Northeast quarter of Section 22, said township and range.

~~11-0615~~ 1917—Sept. 22

0.5 c.f.s.

13-0678

COLD SPRING CREEK.

307. *John W. Harrington:*

To be diverted from said creek in the Southwest quarter of the Northeast quarter of Section 10, for the irrigation of 80 acres of land in the Southeast quarter of the Southeast quarter of Section 9, and the Southwest quarter of the Southwest quarter of Section 10, and the North half of the Northwest quarter of Section 15, all in Township 11 South, Range 40 East.

~~11-0616~~ 1880—Sept. 10

1.6 c.f.s.

13-0679

PATS HOLLOW OR SANDS SPRINGS.

308. *Leonard Hansen and Louise Medford:*

To be diverted from said Pats Hollow at a point North 87° East 2060 feet from the

72

MAY 14 1996

DATE OF PRIORITY	AMOUNT IN SECOND FEET	POINT OF DIVERSION AND PLACE OF USE
11-0618 13-0680 1884—May 22	2.4 c.f.s.	quarter corner on the West boundary of Section 3, Township 11 South, Range 41 East, B.B.M., for the irrigation of 101 acres of land in Lot 1 of Section 4, Lots 3, 4, 5, and 6, Section 3, Township 11 South, Range 40 East, B.M.
11-0618 13-0681 309. George D. Anderson: 1884—May 2	3.0 c.f.s.	To be diverted from said creek through a ditch diverting therefrom in the Southeast quarter of the Southeast quarter of Section 4, for the irrigation of 150 acres of land in the South half of the Northwest quarter, the North half of the Southwest quarter and the Southeast quarter of the Northeast quarter of Section 15, all in Township 11 South, Range 40 East.
11-0618 13-0682 310. Neil M. Sorenson and E. F. Zeigler, known as Sorenson & Zeigler, a partnership: 1884—May 2	4.0 c.f.s.	To be diverted from said creek in the ditch described under George D. Anderson in the paragraph immediately preceding, for the irrigation of 200 acres of land in the South half of the Southwest quarter; the South half of the Southeast quarter of Section 15, and the South half of the Southwest quarter and the Southwest quarter of the Southeast quarter of Section 14, all in Township 11 South, Range 40 East.
11-0620 13-0683 311. George A. Hogan: 1884—May 2	0.5 c.f.s.	To be diverted from said creek through the ditch described under George D. Anderson hereinabove described, for the irrigation of 25 acres of land in the South half of the Northeast quarter, the Southeast quarter of the Northwest quarter, the Northwest quarter of the Southeast quarter of Section 16, all in Township 11 South, Range 40 East, B.M.
11-0624 13-0684 312. Joseph Swensen: 1904—May 1	1.6 c.f.s.	SALTPETRE HOLLOW. To be diverted through ditches diverting on the land immediately hereinafter described for the irrigation of 80 acres in the West half of the Southeast quarter of Section 15, Township 11 South, Range 40 East.
11-0622 13-0685 313. W. J. Turner: 1904—May 1	3.2 c.f.s.	To be diverted through ditches diverting on the land immediately hereinafter described for the irrigation of 160 acres of

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

land in the North half of the Southwest quarter and the West half of the Southeast quarter of Section 10, Township 11 South, Range 40 East, B.M.

WHISKEY CREEK.

Bitten-Oleranshaw Ditch, diverts from said Whiskey Creek at a point South 21 degrees West 300 feet from the Northeast corner of Section 18, Township 11 South, Range 41 East, B.M. The following parties are entitled to divert through this ditch, with priority and in the amounts hereinbelow set forth:

314. *L. K. Bitten:*
~~11 0627~~ 1886—May 1

0.3 c.f.s.

For the irrigation of 15 acres in the North half of Northeast quarter of Section 18, said Township and Range. Said water may also be diverted through the Swensen-Olerenshaw Ditch diverting from said Whiskey Creek at a point South 84 degrees West 1750 feet from the Northeast corner of said Section 18.

13-0686

13-0687

315. *Joseph Olerenshaw:*
~~11 0624~~ 1876—May 1
~~11 0625~~ 1905—May 1

0.14 c.f.s.
0.54 c.f.s.

For the irrigation of 34 acres in the Southeast quarter of the Northeast quarter, and the Northeast quarter of the Southeast quarter of Section 18, said Township and Range. Said water may also be diverted through a ditch diverting on the East side of Whiskey Creek near the Southeast corner of the Southeast quarter of Section 7, said Township and Range.

13-0688

Mickelsen-Swensen Ditch, diverts on the East side of said Whiskey Creek at a point South 89 degrees West 2500 feet from the East quarter corner of Section 18, Township 11 South, Range 41 East, B. M. The following parties are entitled to divert through the said ditch, with priority and in the amount hereinbelow set forth:

316. *Peter Anderson:*
~~11 0621~~ 1893—May 1

0.5 c.f.s.

For the irrigation of 25 acres in the Southeast quarter of the Northwest quarter of Section 30, said Township and Range. Provided, however, that said water shall be diverted from the said creek as follows, and not otherwise, during the early spring or freshet season, and conducted through said ditch to a reservoir situated upon the above described lands of Peter Anderson, and said reservoir may be refilled by the diversion of said water a second time during each irrigation season when claimants to prior rights on said Whiskey Creek are harvesting their first crop of alfalfa.

13-0689

RECORDED
74 11 1907

MAY 14 1906

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

13-0690
13-0691
317. Nels L. Sorensen; T. # 167, 2214
1877—May 11 ~~0625~~ 0.9 c.f.s.
1905—May 11 ~~0624~~ 1.2 c.f.s.

For the irrigation of 105 acres in the Southwest quarter of the Southeast quarter, and the Southeast quarter of the Southwest quarter of Section 19, the West half of the Northeast quarter, and the Northeast quarter of the Northwest quarter of Section 30, said Township and Range.

13-0692
13-0693
318. Alma Turner:
1877—May 11 ~~0625~~ 0.3 c.f.s.
1905—May 11 ~~0624~~ 0.3 c.f.s.

For the irrigation of 30 acres in Lot 4 of Section 19, said Township and Range.

13-0694
319. Michael Nickelsen:
1883—May 1 0.8 c.f.s.

For the irrigation of 40 acres in the South half of the Northeast quarter, the Northwest quarter of the Southeast quarter, Northeast quarter of the Southwest quarter, and the Southeast quarter of the Northwest quarter of Section 19, Township 11 South, Range 41 East.

13-0695
320. John R. Turner:
1880—May 1 0.4 c.f.s.

For the irrigation of 20 acres in the East half of Section 25, Township 11 South, Range 40 East, B.M.

Lars Rasmussen Ditch, diverts on the West side of said Whiskey Creek at a point South 78 degrees West 2400 feet from the Northeast corner of Section 18, Township 11 South, Range 41 East, B.M. The following parties are entitled to divert through said ditch, with priority and in the amount hereinbelow set forth:

13-0696
321. Carston Bennett:
1905—May 1 0.8 c.f.s.

For the irrigation of 40 acres in the West half of the Northeast quarter of Section 24, said Township and Range.

13-0697
13-0698
322. Hyrum Swensen:
1881—May 11 ~~0624~~ 1.0 c.f.s.
1905—May 11 ~~0624~~ 1.5 c.f.s.

For the irrigation of 125 acres in the East half of the Southwest quarter and Lot 2, the Southeast quarter of the Northwest quarter and the Southwest quarter of the Northeast quarter of Section 18, said Township and Range. Said water may also be diverted through ditches diverting from said Whiskey Creek, (1) at a point South 84 degrees West 1750 feet from the Northeast corner of Section 18, (2) at a point South 89 degrees West 2500 feet from the quarter corner on the East boundary of Section 18, said Township and Range, or by means of the Mickelson-Swenson ditch, hereinbefore described.

75
MAY 14 1996

	DATE OF PRIORITY	AMOUNT IN SECOND FEET	POINT OF DIVERSION AND PLACE OF USE
13-0699	323. James Swensen:		
11-0631	1877—May 1	1.2 c.f.s.	For the irrigation of 170 acres in Lot 3, the North half of Lot 4, the West half of the Southeast quarter of Section 18; the Northeast quarter of the Northwest quarter, and Lots 2 and 3 of Section 19, said Township and Range. Said water may also be diverted through the Mickelsen-Swensen Ditch, hereinbefore described, or by means of a ditch having its intake on the west side of Whisky Creek, opposite the point of said Mickelsen-Swensen ditch.
3-0700 11-0633	1883—May 1	0.8 c.f.s.	
11-0635	1905—May 1	1.4 c.f.s.	
13-0701			
	324. Mary Swensen:		
11-0633	1905—May 1	1.2 c.f.s.	For the irrigation of 60 acres in the South half of Lot 4 of Section 18, and Lot 1 of Section 19, said Township and Range. Said water may also be diverted through the Mickelsen-Swensen Ditch, hereinbefore described.
13-0702			
13-0703	325. Lars Rasmussen:		
11-0631	1881—May 1	0.4 c.f.s.	For the irrigation of 45 acres in the North half of the Southeast quarter of Section 24, Township 11 South, Range 40 East.
0704 11-0631	1905—May 1	0.5 c.f.s.	
	326. Harold L. Bassett:		
0705 11-0631	1881—May 1	0.6 c.f.s.	For the irrigation of 62 acres in the East half of the Northeast quarter of Section 24, Township 11 South, Range 40 East.
0706 11-0631	1905—May 1	0.64 c.f.s.	
	Mendenhall Ditch, diverts on the East side of said Whiskey Creek, at a point North 37 degrees 20 minutes West 1815 feet from the Southeast corner of Section 24, Township 11 South, Range 40 East, B.M. The following parties are entitled to divert through said ditch, with priority and in the amount hereinbelow set forth:		
	327. Thomas Bennett:		
0707 11-0631	1877—May 1	0.4 c.f.s.	For the irrigation of 65 acres in the South half of the Southwest quarter of Section 30, Township 11 South, Range 41 East.
0708 11-0631	1905—May 1	0.9 c.f.s.	
	328. George C. Fowler:		
0709 11-0631	1877—May 1	0.8 c.f.s.	For the irrigation of 110 acres in the North half of the Southwest quarter, the Southwest quarter of the Southwest quarter of Section 30, Township 11 South, Range 41 East, B.M., and the South half of the North half of the South half of the Southeast quarter of Section 25, Township 11 South, Range 40 East.
0710 11-0631	1905—May 1	0.9 c.f.s.	
0711 11-0631	1905—June 1	0.5 c.f.s.	
	329. J. W. Gibbs:		
0712 11-0631	1878—May 1	0.6 c.f.s.	For the irrigation of 75 acres in Lot 1, and the Southeast quarter of the Northwest quarter of Section 31, Township 11 South, Range 41 East.
0713 11-0631	1905—May 1	0.9 c.f.s.	
	330. Michael Mickelsen:		
0714 11-0631	1905—May 1	0.5 c.f.s.	For the irrigation of 50 acres in the South half of the Northeast quarter; Northwest

See Supplemental Decree dated 5-23-22 JH

MAY 14 1936

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

quarter of the Southeast quarter; North-east quarter of the Southwest quarter, and the Southeast quarter of the Northwest quarter of Section 19, Township 11 South, Range 41 East, B.M.

13-0715
0716
0717
331. *William H. Mendenhall:*
1878—May 11 ~~065~~ 0.6 c.f.s.
1905—May 11 ~~065~~ 5.3 c.f.s.
1905—June 11 ~~065~~ 2.4 c.f.s.

For the irrigation of 265 acres in Lots 2 and 3 of Section 31, Township 11 South, Range 41 East, B.M., and the North half of the Southeast quarter, the Southeast quarter of the Northeast quarter, and the East half of the Southwest quarter of Section 36, Township 11 South, Range 40 East, B.M.

0718
0719
0720
332. *John R. Turner:*
1880—May 11 ~~065~~ 0.8 c.f.s.
1905—May 11 ~~065~~ 1.7 c.f.s.
1905—June 11 ~~065~~ 1.3 c.f.s.

For the irrigation of 190 acres in the South half of the Northeast quarter, the Northeast quarter of the Northeast quarter, the North half of the Southeast quarter, the North half of the North half of the South half of the Southeast quarter of Section 25, Township 11 South, Range 40 East, B.M., and that portion of the North half of the Southwest quarter and of the South half of the Northwest quarter of said Section 25 which lies East of Bear River.

Collins Ditch, diverts from said Whiskey Creek at a point North 75 degrees 20 minutes West 1490 feet from the Southeast corner of Section 24, Township 11 South, Range 40 East, B.M. The following parties are entitled to divert through said ditch, with priority and in the amount hereinbelow set forth:

0721
0722
0723
333. *Melissa Collins:*
1876—May 11 ~~065~~ 1.8 c.f.s.
1905—May 11 ~~065~~ 1.5 c.f.s.
1905—June 11 ~~065~~ 0.7 c.f.s.

For the irrigation of 200 acres in the Southwest quarter and the South half of the Southeast quarter of Section 24; the Northeast quarter of the Northwest quarter, the Northwest quarter of the Northeast quarter of Section 25, Township 11 South, Range 40 East, B.M., and the Southeast quarter of Section 24, said Township and Range.

13-0724
334. *Wm. McGee Harris:*
(a) 1878—May 1 2.0 c.f.s.

TROUT CREEK—NORTH FORK.

To be diverted from said North Fork through a ditch diverting therefrom near the Northeast corner of the Northwest quarter of the Southwest quarter of Section 9, Township 11 South, Range 41 East, B. M., for the irrigation of 100 acres of

MAY 14 1936

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

land in the Southwest quarter of the Southeast quarter and the North half of the Southeast quarter of Section 8, said Township and Range.

13-0725

~~11 0666~~ (b) 1899—May 1

3.2 c.f.s.

To be diverted from the said North Fork through the Bench Ditch which crosses the North Fork in the West half of the Northwest quarter of Section 10, Township 11 South, Range 41 East, B.M., for the irrigation of 160 acres in the West half of the Southeast quarter and the East half of the Southwest quarter of Section 6, said Township and Range.

335. Joseph Swensen:

~~11 0666~~ (a) 1880—May 1

13-0726

0.7 c.f.s.

To be diverted from the North Fork through a ditch diverting therefrom on the South side of the said North Fork in the Northwest quarter of the Southeast quarter of Section 9, Township 11 South, Range 41 East, B.M., and through another ditch having its intake at a spring located on the North side of the said creek in the Southeast quarter of the Northwest quarter of said Section 9, and through another ditch having its intake at a spring located on the South side of the said North Fork in the East half of the Northeast quarter of said Section 9, said springs being tributaries of said North Fork.

13-0727

~~11 0666~~ (b) 1902—May 1

1.8 c.f.s.

To be diverted from said North Fork through a ditch having its intake on the South side thereof in the Northwest quarter of the Southeast quarter of Section 9, Township 11 South, Range 41 East, B.M., and another ditch having its intake in the springs (tributaries of said creek) on the North side of said stream in the Southeast quarter of the Northwest quarter of said Section 9.

Water decreed under paragraphs (a) and (b) immediately preceding, is to be used for the irrigation of 125 acres in the Southeast quarter of the Northwest quarter and Southwest quarter of the Northeast quarter, the Northeast quarter of the Southwest quarter and the Northwest quarter of the Southeast quarter of Section 9, said Township and Range.

RECORDED
7870

MAY 14 1996

DATE OF PRIORITY	AMOUNT IN SECOND FEET	POINT OF DIVERSION AND PLACE OF USE
336. <i>Hyrum Swensen:</i> 1871—May 1	1.1 c.f.s.	To be diverted from said North Fork through a ditch having its intake on the West side of the said North Fork near the Northwest corner of Section 17, Township 11 South, Range 41 East, B.M., for the irrigation of 55 acres of land in the North half of the Northeast quarter of Section 19, and the Southeast quarter of Section 18, said Township and Range.
<i>13-0728</i>		
11 0677 <i>13-0729</i> 337. <i>Joseph Olerenshaw:</i> 1900—May 1	0.1 c.f.s.	To be diverted from said North Fork through a ditch having its intake therefrom near the Northwest corner of Section 17, Township 11 South, Range 41 East, B.M., for the irrigation of 5 acres in the Northeast quarter of the Southeast quarter of Section 18, said Township and Range.
11 0678 <i>13-0730</i> 338. <i>Benjamin Clegg:</i> 1879—May 1 1885—May 1	2.9 c.f.s. 0.7 c.f.s.	To be diverted from said North Fork through a ditch having its intake therefrom in the Northwest quarter of Section 10, Township 11 South, Range 41 East, B.M., for irrigation of 180 acres in Lots 2, 3, and 4, and the South half of the Northeast quarter and the Northeast quarter of the Southeast quarter of Section 4, said Township and Range.
<i>13-0731</i>		
11 0679 <i>13-0732</i> 339. <i>Charles N. Ellis:</i> 1882—May 1	0.7 c.f.s.	To be diverted from said North Fork through a ditch diverting therefrom in the Northwest quarter of Section 10, Township 11 South, Range 41 East, for the irrigation of 35 acres in the Southeast quarter of the Southwest quarter of Section 4, said Township and Range.
11 0670 <i>13-0733</i> 340. <i>Thomas N. Ellis:</i> 1882—May 1	2.2 c.f.s.	To be diverted from said North Fork by means of the last above described ditch for the irrigation of 110 acres in the North half of the Northwest quarter of Section 9, the Southwest quarter of the Southwest quarter of Section 4, the Southeast quarter of the Southeast quarter of Section 5, and the Northwest quarter of the Northwest quarter of Section 8, said Township and Range.
11 0671 <i>13-0734</i> 341. <i>Esther N. Peterson:</i> (a) 1877—May 1	0.6 c.f.s.	To be diverted from said North Fork through a ditch having its intake there-

MAY 1 4 1996

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

from in the Northwest quarter of Section 10, Township 11 South, Range 41 East, B.M.

~~11 0672~~ (b) 1909—May 1
13-0735

4 c.f.s.

To be diverted from said North Fork through a ditch diverting therefrom in the Northeast quarter of Section 4, said Township and Range, for the irrigation of 50 acres in Lots 1 and 2 of Section 4, said Township and Range.

~~11 0673~~ 342. L. K. Bitten:
1878—May 1

2.4 c.f.s.

To be diverted through ditches diverting—
1. In the Northeast quarter of the Northwest quarter of Section 17, Township 11 South, Range 41 East. 2. In the Northeast quarter of the Northeast quarter of said Section 17. 3. In the Southwest quarter of the Northwest quarter of said Section 17. 4. In the Southeast quarter of the Southwest quarter of Section 8, said Township and Range, for the irrigation of 120 acres in the North half of Northwest quarter, the Southwest quarter of the Northwest quarter and the Northwest quarter of the Southwest quarter of said Section 17.

13-0736

13-0737

~~11 0674~~ 343. Hyrum D. Collins:
1879—May 1
~~11 0675~~ 1885—May 1

2.0 c.f.s.

4 c.f.s.

To be diverted through a ditch diverting on the North side of Trout Creek in the Southwest quarter of Section 3, Township 11 South, Range 41 East, B.M., for the irrigation of 120 acres in the West half of the Southeast quarter and the Southeast quarter of the Southeast quarter of Section 4, said Township and Range.

13-0738

TROUT CREEK—MIDDLE FORK.

Bench Ditch, diverts from Middle Fork of Trout Creek near the center of Section 15, Township 11 South, Range 41 East, B.M., and the following parties are entitled to divert through the said Bench Ditch according to the priorities and in the amounts hereinbelow set forth:

~~11 0676~~ 344. Wm. McGee Harris:
(a) 1899—May 1

1.6 c.f.s.

For the irrigation of the North half of the Northeast quarter of Section 16, said Township and Range.

13-0739

~~11 0677~~ (b) 1901—June 1

1.6 c.f.s.

For the irrigation of 80 acres in the South half of the Northwest quarter and the North half of the Southwest quarter of Section 4, said Township and Range.

13-0740

RECORDED

MAY 14 1996

DATE OF PRIORITY ~~0678~~ AMOUNT IN SECOND FEET

POINT OF DIVERSION AND PLACE OF USE

345. Harriett Harris: 1899—May 1 1.6 c.f.s.

For the irrigation of 80 acres in the South-east quarter of the Northeast quarter and the Northeast quarter of the Southeast quarter of Section 9, said Township and Range.

13-0741

11 ~~0678~~ 13-0742

346. Joseph Swensen: 1889—May 1 .7 c.f.s.

For the irrigation of 35 acres in Section 9, said Township and Range.

John P. Sorensen Ditch, diverts from said Middle Fork of Trout Creek, in the Southwest quarter of Section 15, Township 11 South, Range 41 East, B.M. The following parties are entitled to divert through said John P. Sorensen Ditch with priorities and in the amounts hereinbelow set forth:

347. A. A. Ruud: 1884—May 1 ~~0680~~ 1.5 c.f.s. 1901—May 1 ~~0681~~ .5 c.f.s.

For the irrigation of 100 acres in the Southeast quarter of the Northeast quarter and the Northeast quarter of the Southeast quarter of Section 20, and the Southwest quarter of Section 21, said Township and Range.

0743
0744

348. Anna M. Fowler: 1884—May 1 ~~0682~~ .8 c.f.s. 1901—May 1 ~~0683~~ .6 c.f.s.

For the irrigation of 110 acres in the Southeast quarter of the Southeast quarter of Section 20, the South half of the Southwest quarter of Section 21, said Township and Range.

0745
0746

349. James Fowler: 1884—May 1 ~~0684~~ 1.6 c.f.s. 1901—May 1 ~~0685~~ .7 c.f.s.

For the irrigation of 115 acres in the North half of the Northeast quarter of Section 29, and the North half of the Northwest quarter of Section 28, said Township and Range.

0747
0748

350. Milton A. Rodeback: 1901—May 1 ~~0686~~ .4 c.f.s.

For the irrigation of 20 acres in the Northeast quarter of the Northwest quarter of Section 32, said Township and Range.

0749

~~11 0687~~ 13-0952

351. C. H. (Howard) Rodeback: 1901—May 1 .4 c.f.s.

For the irrigation of 20 acres in the Southwest quarter of the Southeast quarter of Section 29, and the Northwest quarter of the Northeast quarter of Section 32, said Township and Range.

~~11 0688~~ 13-0750

352. Lars P. Hansen: 1884—May 1 1.6 c.f.s.

For the irrigation of 80 acres in the South half of the Northwest quarter of Section 21, said Township and Range.

~~11 0689~~ 13-0751

353. D. C. Moorehead: 1884—May 1 0.42 c.f.s.

For the irrigation of 21 acres within the following described tract: Beginning at a point 52½ rods East of the Northwest corner of the Southwest quarter of Sec-

~~11 0690~~

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

tion 21, Township 11 South, Range 41 East, thence South 80 rods, thence East 107½ rods, thence north 80 rods, thence West 107½ rods to the place of beginning, containing 53¾ acres.

13-0752

~~11-0690~~ 354. Wm. Bassett:
(a) 1884—May 1 3.2 c.f.s.

For the irrigation of 160 acres in the East half of the Southwest quarter and the West half of the Southeast quarter of Section 20, said Township and Range.

~~11-0691~~ (b) 1901—May 1 .8 c.f.s.

For the irrigation of 40 acres in the South half of the North half of Section 20, said Township and Range.

13-0753

355. Milton A. Rodeback and C. H. (Howard Rodeback), as heirs at law of Mary E. Rodeback, deceased:

For irrigation of 140 acres in the South half of the Southwest quarter of Section 29, the Northwest quarter of the Northwest quarter of Section 32, the Northeast quarter of the Northeast quarter of Section 31, said Township and Range.

~~11-0692~~ 1884—May 1 0754 .8 c.f.s.
~~11-0693~~ 1899—May 1 0755 .8 c.f.s.
~~11-0694~~ 1901—May 1 0756 1.2 c.f.s.

356. Catherine Sorensen:

For the irrigation of 160 acres in the Northwest quarter of Section 29.

~~11-0695~~ (a) 1884—May 1 0757 3.2 c.f.s.

~~11-0696~~ (b) 1901—May 1 0758 1.9 c.f.s.

For the irrigation of 95 acres in the North half of the Southeast quarter and the South half of the Northeast quarter of said Section 29.

Harris-Swensen Ditch, diverts from the said Middle Fork of Trout Creek near the center of Section 16, Township 11 South, Range 41 East, B. M. The following parties are entitled to divert through the said ditch with priorities and in the amounts hereinbelow set forth:

357. Wm. McGee Harris:

For the irrigation of 35 acres in the Southeast quarter of Section 8 and the Northwest quarter of the Southwest quarter of Section 9, said Township and Range.

~~11-0697~~ (a) 1891—May 1 .7 c.f.s.

13-0759

~~11-0698~~ (b) 1899—May 1 1.6 c.f.s.

For the irrigation of 80 acres in the North half of the Northeast quarter of Section 17, and the Southeast quarter of the Southeast quarter of Section 8, said Township and Range.

13-0760

Meacham-Swensen Ditch, diverts from the said Middle Fork of Trout Creek in the Northeast quarter of the Southeast quarter of Section 17, Township 11 South,

RECORDED 82

MAY 14 1996

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

Range 41 East. The following parties are entitled to divert through the said ditch with priorities and in the amounts hereinbelow set forth:

~~11-0701~~
13-0761 358. *Hyrum Swensen*:
1871—May 1 .3 c.f.s. For the irrigation of 15 acres of land here-
inabove set forth under his diversion from
North Fork of Trout Creek.

~~11-0702~~
13-0762 359. *John Meacham*:
1871—May 1 2.7 c.f.s. For the irrigation of 135 acres in the South
half of the Southwest quarter of Section
17, the North half of the Northwest quar-
ter of Section 20, said Township and
Range. Said water may also be diverted
through a ditch diverting from said Mid-
dle Fork in the Southwest quarter of the
Southwest quarter of Section 16, and/or
through a ditch diverting from said Mid-
dle Fork in the Northeast quarter of the
Northwest quarter of Section 20, said
Township and Range.

The following parties are entitled to divert from said Middle Fork of Trout
Creek through unnamed ditches with priorities and in the amounts hereinbelow set
forth:

~~11-0703~~ 13-0763
360. *Nels L. Sorensen*:
1887—May 1 .8 c.f.s. To be diverted through a ditch having its
intake in the Northwest quarter of Section
20, Township 11 South, Range 41 East,
B.M., for the irrigation of 40 acres in the
West half of the Northeast quarter of Sec-
tion 30, and the Southwest quarter of the
Southeast quarter of Section 19, said
Township and Range.

TRANS # 1961

~~11-0704~~ 13-0764
361. *Don H. Bassett*:
1878—May 1 1.0 c.f.s. To be diverted through a ditch diverting
in the Northwest quarter of Section 20,
said Township and Range, for the irriga-
tion of 50 acres within the following de-
scribed tract: Commencing at a point 19
rods East of the Northwest corner of the
Southwest quarter of the Northeast quar-
ter of Section 20, Township 11 South,
Range 41 East, B.M., thence west 179 rods,
thence South 62 rods and 3 feet; thence
East 10 rods and 30 feet; thence South
18 rods and 30 feet; thence East 68 rods;
thence South 30 feet; thence East 29 rods;
thence in a Northeasterly direction about
86 rods to the place of beginning, contain-
ing 72 acres.

83

MAY 14 1996

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

362. L. K. Bitten, successor in interest
to J. W. Hubbard and Nephi
Peterson:

To be diverted through ditches diverting
as follows:

13-0765

11	0700	1871—May 1		.4 c.f.s.
11	0700	1899—May 1	0766	1.0 c.f.s.
11	0705	1901—June 1	0767	1.6 c.f.s.

1. On the North side of the said Middle Fork in the Northwest quarter of Section 16, said Township and Range.

2. On the South side of said stream in said Northwest quarter.

3. About 30 rods East of the center of said Section 16, for the irrigation of 150 acres in the Northwest quarter of Section 16, said Township and Range.

363. James C. Elliott, successor in
interest to Lester Rodeback:

To be diverted through two ditches diverting in the Northwest quarter of the Southeast quarter of Section 16, said Township and Range, for the irrigation of 40 acres in the Northeast quarter of the Southwest quarter of said Section 16.

11	0706	1899—May 1	0768	.4 c.f.s.
11	0707	1901—June 1	0769	.4 c.f.s.

364. Charles H. Bassett:
1878—May 1 0770 3.0 c.f.s.

To be diverted through a ditch diverting in the Northwest quarter of Section 20, said Township and Range, for the irrigation of 150 acres in the East half of the Southeast quarter of Section 19, and the West half of the Southwest quarter of Section 20, and the Northeast quarter of the Northeast quarter of Section 30, said Township and Range.

TRANS # 1961

365. Lars P. Hansen:

To be diverted through a ditch diverting in the Northwest quarter of the Southeast quarter of Section 16, Township 11 South, Range 41 East, for the irrigation of 200 acres in the North half of the Northwest quarter of Section 21, and the West half of the Southwest quarter of Section 16, said Township and Range.

11	0708	1885—May 1	0771	1.5 c.f.s.
11	0710	1899—May 1	0772	1.0 c.f.s.
11	0711	1901—April 25	0773	1.5 c.f.s.

366. James C. Elliott:

To be diverted through a ditch diverting about 30 rods East of the center of Section 16, Township 11 South, Range 41 East, B.M., for the irrigation of 120 acres in the Northeast quarter of the Southwest quarter, the South half of the Northeast quarter of Section 17, said Township and Range.

11	0712	1891—May 1	0774	1.2 c.f.s.
11	0713	1901—June 1	0775	1.2 c.f.s.

RECORDED

MAY 14 1996

DATE OF PRIORITY	AMOUNT IN SECOND FEET	POINT OF DIVERSION AND PLACE OF USE
13-0776	367. Merintha E. Hansen:	To be diverted through a ditch diverting in Section 15, Township 11 South, Range 41 East.
11-0771	1883—May 1 .3 c.f.s.	
0777	1886—May 1 1.3 c.f.s.	
0778	(b). 1901—April 15 1.6 c.f.s.	To be diverted through a ditch diverting in the Northeast quarter of the Northeast quarter of Section 15, said Township and Range.

Water decreed in (a) and (b) immediately preceding, is for the irrigation of 160 acres in the South half of the Southwest quarter and the South half of the Southeast quarter of Section 9, said Township and Range.

~~11-0771~~ 13-0079
 368. Wm. B. Fowler:
 1899—May 1 1.2 c.f.s.
 1901—June 1 .4 c.f.s.
~~11-0771~~

To be diverted through a ditch diverting near the head of the Middle Fork of Trout Creek and a short distance below the intake of the said Bench Ditch hereinbefore mentioned, for the irrigation of 80 acres in the Northeast quarter of Section 21, said Township and Range.

13-0780
~~11-0771~~ 13-0781
 369. W. H. Meacham:
 1871—May 1 2.8 c.f.s.
 13-0782 1884—May 1 1.8 c.f.s.
~~11-0771~~ 1901—June 1 1.2 c.f.s.
~~11-0771~~

To be diverted through numerous ditches in Sections 16, 17 and 21, Township 11 South, Range 41 East, and from three springs located in the East half of the Southeast quarter of said Section 17, for the irrigation of 240 acres in the North half of the Northeast quarter of Section 20, and the Southeast quarter of Section 17, said Township and Range.

13-0783
~~11-0771~~ 13-0784
 370. Calvin W. Bennett, successor in interest to Arthur Fowler:
 1885—May 1 1.6 c.f.s.

To be diverted through a ditch diverting in the Southwest quarter of Section 16, Township 11 South, Range 41 East, for the irrigation of 80 acres in the North half of the Southeast quarter and the Southeast quarter of the Northeast quarter of Section 30, said Township and Range.

Bennett and Leffler Ditch, diverts from said Middle Fork of Trout Creek, at a point South 64° West 2940 feet from the quarter corner on the East boundary of Section 30, Township 11 South, Range 41 East, B.M. The following parties are entitled to divert through the said Bennett and Leffler Ditch with priorities and in the amounts hereinbelow set forth:

371. Calvin W. Bennett:
 1880—May 1 1.4 c.f.s.
~~11-0771~~

For the irrigation of 70 acres in the Northeast quarter of the Southwest quarter, the South half of the Northwest quarter of the

13-0785
 MAY 14 1996

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

Southeast quarter and 10 acres in the Northwest corner of the Southeast quarter of the Southwest quarter of Section 31, said Township and Range. Said water may also be diverted through the Bennett-Mendenhall ditch, having its intake from the said Middle Fork at a point South 14°30' East 1062 feet from the quarter corner on the North boundary of Section 31, said Township and Range.

For the irrigation of 80 acres in the Northeast quarter of the Northwest quarter and the Northwest quarter of the Northeast quarter of Section 31, the Southwest quarter of the Southeast quarter and 3.3 acres in the Southeast quarter of the Southeast quarter of Section 30, said Township and Range.

For the irrigation of 80 acres in the Southwest quarter of the Northeast quarter and the North half of the Northwest quarter of the Southeast quarter of Section 31, said Township and Range.

13-0786 372. Calvin W. Bennett and Leo Bennett, successor in interest to James A. Leffler:
~~11 0722~~ 1880—May 1 1.6 c.f.s.

13-0787 373. Leo Bennett:
~~11 0722~~ 1880—May 1 1.6 c.f.s.

TROUT CREEK—SOUTH FORK.

W. B. Wright and Bennett Ditch, diverts from the said South Fork at a point South 86°30' West 970 feet from the quarter corner on the East boundary of Section 29, Township 11 South, Range 41 East, B. M. The following parties are entitled to divert through said ditch with priorities and in the amounts hereinbelow set forth:

13-0788 374. Wm. B. Wright:
~~11 0722~~ 1871—May 1 1.0 c.f.s.
~~11 0722~~ 1882—May 1 1.0 c.f.s.

For the irrigation of 100 acres in the Northeast quarter and the Northwest quarter of the Southeast quarter of Section 6, Township 12 South, Range 41 East.

0789
0790 375. Calvin W. Bennett:
~~11 0722~~ 1871—May 1 .6 c.f.s.
~~11 0722~~ 1882—May 1 .6 c.f.s.

For the irrigation of 60 acres in the Southwest quarter of the Southeast quarter, the Southeast quarter of the Southwest quarter, and the South half of the Northwest quarter of the Southeast quarter of Section 31, Township 11 South, Range 41 East, B.M.

0792 376. Leo Bennett:
~~11 0722~~ 1871—May 1 4 c.f.s.
~~11 0722~~ 1882—May 1 4 c.f.s.

For the irrigation of 40 acres in the North half of the Southeast quarter, the Southeast quarter of the Southeast quarter and

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

the Northwest quarter of the Northwest
quarter of the Southeast quarter of Sec-
tion 31, Township 11 South, Range 41
East, B.M.

J. B. Wright and Bennett Ditch, diverts from the said South Fork at a point
South 27°50' West 2350 feet from the quarter corner on the East boundary of Section
30, Township 11 South, Range 41 East, B.M. The following parties are entitled to
divert through the said ditch with priorities and in the amounts hereinbelow set
forth:

~~11 1872~~ 13-0794
377. *Joseph B. Wright*:
1871—May 1 2.2 c.f.s.

For the irrigation of 110 acres in the
Southeast quarter of the Northeast quar-
ter and Lot 1, in Section 1, Township 12
South, Range 40 East, also Lot 4, Section
31, Township 11 South, Range 41 East, and
Lot 4, Section 6, Township 12 South,
Range 41 East. Said water may also be
diverted by means of a ditch having its in-
take at a point South 24°30' West 1490
feet from the Northeast corner of Section
1, Township 12 South, Range 40 East, B.M.

The following parties are entitled to divert from the said South Fork through
unnamed ditches:

~~11 1873~~ 13-0795
378. *Milton A. Rodeback and C. H.*
(Howard) Rodeback as heirs
at law of Mary E. Rodeback
Deceased:
1900—May 1 .4 c.f.s.

To be diverted through a ditch diverting
at a point South 49°58' West 3310 feet in
the Northeast corner of Section 29, Town-
ship 11 South, Range 41 East, B.M., for
the irrigation of 20 acres in the Southwest
quarter of the Southwest quarter of Sec-
tion 29, Township 11 South, Range 41 East.

~~11 1874~~ 13-0796
379. *Catherine Sorensen*:
1882—May 1 1.2 c.f.s.

To be diverted through a ditch diverting
at a point South 87°50' West 940 feet from
the quarter corner on the East boundary
of Section 29, Township 11 South, Range
41 East, for the irrigation of 60 acres in
the South half of the Northeast quarter of
Section 29, said Township and Range.
Said water may also be diverted through
a ditch diverting from the said South Fork
in the Northeast quarter of said Section
29.

~~11 1875~~ 13-0797
380. *John C. Sorensen*:
(a) 1903—May 1 .4 c.f.s.

To be diverted through a ditch diverting
at a point South 49°50' West 3310 feet
from the Northeast corner of Section 29,
Township 11 South, Range 41 East, for the

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

irrigation of 20 acres in the Northwest quarter of the Southwest quarter of Section 29, said Township and Range. Said water may also be diverted through a ditch diverting at a point North 81° West 1206 feet from the quarter corner on the East boundary of said Section 29.

13-0798
~~11 0738~~ (b) 1907—May 1 .2 c.f.s.

To be diverted through the ditches hereinabove described for the irrigation of 10 acres in the Northeast quarter of the Southwest quarter of said Section 29.

13-0799
~~11 0738~~ 381. Calvin W. Bennett and Leo Bennett:
1888—May 1 .4 c.f.s.

To be diverted through a ditch diverting at a point South 1420 feet from the quarter corner on the East boundary of Section 30, Township 11 South, Range 41 East, for the irrigation of 20 acres in the Southeast quarter of the Southeast quarter of said Section 30. Said water may also be diverted through a ditch diverting at a point South 1° West 1060 feet from the aforesaid quarter section corner.

TROUT CREEK—MAIN CHANNEL.

13-0800
~~11 0738~~ 382. Wm. H. Mendenhall:
1880—May 1 .1 c.f.s.

To be diverted through a ditch diverting from the said Trout Creek in the Northwest quarter of the Northeast quarter of Section 31, Township 11 South, Range 41 East, for the irrigation of 5 acres in Lot 3 of said Section 31.

13-0801
~~11 0738~~ 383. J. W. Gibbs:
1880—May 1 .1 c.f.s.

To be diverted through the ditch last above described for the irrigation of 5 acres in the Southeast corner of the Northwest quarter of said Section 31.

WARM OR CLEAR CREEK

Ditch "A", diverts from the North bank of said Warm or Clear Creek near the center of Section 18, Township 12 South, Range 41 East, B.M. The following parties are entitled to divert through said ditch "A," with priorities and in the amounts hereinbelow set forth:

13-0802
~~11 0740~~ 384. Austin W. Merrill:
1872—April 1 2.2 c.f.s.

For the irrigation of 120 acres in the Northwest quarter of the Northwest quarter of Section 18, Township 12 South, Range 41 East, the Northeast quarter of

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

~~11 0771~~ 13-0803

385. *Leslie Wright*:
1872—April 1

2.2 c.f.s.

the Northeast quarter of Section 13, and the South half of the Southeast quarter of Section 12, Township 12 South, Range 40 East.

For the irrigation of 110 acres in the Northwest quarter of the Southwest quarter and the Southwest quarter of the Northwest quarter of Section 7, Township 12 South, Range 41 East, B.M., and the Northeast quarter of the Southeast quarter of Section 12, Township 12 South, Range 40 East.

~~11 0771~~ 13-0804

386. *Thomas J. Panter*:
1872—April 1

0.2 c.f.s.

For the irrigation of 10 acres in the South half of the Southeast quarter and the South half of the Southwest quarter of Section 7, Township 12 South, Range 41 East.

Ditch "B," diverts on the North bank of said Warm or Clear Creek, near the center of Section 18, Township 12 South, Range 41 East, B.M. The following parties are entitled to divert through said *Ditch "B,"* with priorities, and in the amounts hereinbelow set forth:

~~11 0771~~ 13-0805

387. *J. P. Anderson*:
1872—April 1

0.2 c.f.s.

For the irrigation of 10 acres in the West half of the Northeast quarter and the East half of the Northwest quarter of Section 18, Township 12 South, Range 41 East.

~~11 0771~~ 13-0806

388. *William W. Williams*:
1872—April 1

5.24 c.f.s.

For the irrigation of 274 acres in the West half of Section 18, Township 12 South, Range 41 East, and the East half of Section 13, Township 12 South, Range 40 East.

~~11 0771~~ 13-0807

389. *Alpheus Anderson*:
1872—April 1

3.0 c.f.s.

For the irrigation of 150 acres in the West half of Section 18, Township 12 South, Range 41 East, and the East half of Section 13, Township 12 South, Range 40 East.

Ditch "C," diverts on the South bank of said Warm or Clear Creek, near the center of Section 18, Township 12 South, Range 41 East, B.M. The following named parties are entitled to divert through said *Ditch "C,"* with priorities and in the amounts hereinbelow set forth:

~~11 0771~~ 13-0808

390. *H. J. Bennett*:
1872—April 1

2.74 c.f.s.

For the irrigation of 137 acres in the West half of Section 18, Township 12 South, Range 41 East, and the Southeast quarter

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

of Section 13, Township 12 South, Range
40 East.

~~11-0745~~ 391. William W. Williams:
1872—April 1 1.28 c.f.s.

13-0809

For the irrigation of 64 acres in the West
half of Section 18, Township 12 South,
Range 41 East, and the East half of Sec-
tion 13, Township 12 South, Range 40
East.

Ditch "D," diverts on the South side of said Warm or Clear Creek about 100
yards West of the center of Section 18, Township 12 South, Range 41 East. The
following parties are entitled to divert from said Ditch "D," with priorities and in
the amounts hereinbelow set forth:

~~11-0747~~ 392. William W. Williams:
1872—April 1 0.2 c.f.s.

13-0810

For the irrigation of 10 acres in the West
half of said Section 18.

BRIDGE CREEK OR WILLIAMS CREEK.

Ditch No. 1, known as the Stalker Ditch, which diverts on the North side of
said creek at the spring which forms the head of the said creek. The following par-
ties are entitled to divert through said Ditch No. 1, with priorities and in the
amounts hereinbelow set forth:

~~11-0749~~ 393. S. S. Stalker:
1893—April 1 4.0 c.f.s.

13-0811

For the irrigation of 200 acres in the
Northeast quarter and the Southeast quar-
ter of Section 17, and the South half of
the South half of Section 8, Township 12
South, Range 41 East, B.M.

~~11-0750~~ 394. A. S. Stalker:
1893—April 1 1.0 c.f.s.

13-0812

For the irrigation of 50 acres in the South-
east quarter of the Southeast quarter of
Section 18; the West half of the South-
west quarter of Section 8, and the North
half of the Northwest quarter of Section
17, Township 12 South, Range 41 East.

~~11-0751~~ 395. Charles E. Harris:
1893—April 1 0.5 c.f.s.

13-0813

For the irrigation of 25 acres in the
Northeast quarter of Section 20, and the
Southeast quarter of the Northeast quar-
ter of Section 19, Township 12 South,
Range 41 East.

~~11-0752~~ 396. C. W. Bennett:
1893—April 1 2.0 c.f.s.

13-0814

For the irrigation of 100 acres in the
Southwest quarter of the Northeast quar-
ter, the Northeast quarter of the South-
west quarter, the Southeast quarter of the
Northwest quarter of Section 19; the
Northeast quarter of the Southwest quar-

MICROFILMED

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

~~11 0755~~ 13-0815

397. Parley Anderson:
1893—April 1

0.2 c.f.s.

ter, the Southeast quarter of the South-
west quarter, and the Southwest quarter of
the Southeast quarter of Section 20, Town-
ship 12 South, Range 41 East.

For the irrigation of 10 acres in the North-
west quarter of the Northwest quarter of
Section 17, Township 12 South, Range 41
East.

~~11 0755~~ 13-0816

398. William W. Williams:
1893—April 1

1.6 c.f.s.

For the irrigation of 80 acres in Section
20, Township 12 South, Range 41 East,
B.M.

Ditch No. 2, known as the Foreman & Perry Ditch, diverting from the South
side of said creek about one mile below its head. The following parties are en-
titled to divert through said Ditch No. 2 with priorities and in the amounts herein-
below set forth:

~~11 0755~~ 13-0817

399. Hyrum Foreman:
1887—April 1

2.8 c.f.s.

For the irrigation of 140 acres in the North
half of the Northeast quarter and the
Northwest quarter of the Southeast quar-
ter and the Northeast quarter of the
Southwest quarter of Section 29, Town-
ship 12 South, Range 41 East.

~~11 0755~~ 13-0818

400. Joseph Perry:
1887—April 1

2.6 c.f.s.

For the irrigation of 130 acres in the West
half of the Southwest quarter of Section
29, and the South half of the Southeast
quarter of Section 30, and the Northwest
quarter of the Northeast quarter of Sec-
tion 31, Township 12 South, Range 41 East.

Ditch No. 3, known as the Williams and Harris Ditch, diverting from the
North side of said Bridge Creek about two miles below its head. The following
named parties are entitled to divert through said Ditch No. 3, with priorities and in
the amounts hereinbelow set forth:

~~11 0755~~ 13-0819

401. John T. Williams:
1901—April 1

1.0 c.f.s.

For the irrigation of 50 acres in the North
half of the Northeast quarter of Section
19, Township 12 South, Range 40 East;
the South half of the Southeast quarter
of Section 18, the Northwest quarter of the
Southwest quarter and the South half of
the Southwest quarter and the Southwest
quarter of the Southeast quarter of Sec-
tion 19, Township 12 South, Range 41
East. Together with 77 acres in Sections
24 and 25, Township 12 South, Range 40
East.

DATE OF PRIORITY	AMOUNT IN SECOND FEET	POINT OF DIVERSION AND PLACE OF USE
11-0758 1901—April 1 13-0820	0.4 c.f.s.	For the irrigation of 20 acres in the Southwest quarter of Section 20, Township 12 South, Range 41 East.

Ditch No. 4, known as the Gray and Perry Ditch, diverting from said Bridge Creek at a point about two and one-half miles below the head of said stream. The following parties are entitled to divert through said Ditch No. 4, with priorities and in the amounts hereinbelow set forth:

11-0758 1883—April 1 13-0821	2.6 c.f.s.	For the irrigation of 130 acres in the Northeast quarter of the Northwest quarter, the North half of the Northeast quarter, and the Southeast quarter of the Northeast quarter of Section 30, and the Southwest quarter of the Northeast quarter of Section 29, Township 12 South, Range 41 East.
--	------------	---

11-0760 1883—April 1 13-0822	1.2 c.f.s.	For the irrigation of 60 acres in the Southwest quarter of the Northeast quarter, and the North half of the North half of the Southeast quarter of Section 30, and the North half of the Northwest quarter of the Southwest quarter of Section 29, Township 12 South, Range 40 East.
--	------------	--

11-0761 1883—April 1 13-0823	1.0 c.f.s.	For the irrigation of 50 acres in the South half of the North half of the Southeast quarter of Section 30, and the South half of the Northeast quarter of the Southeast quarter of Section 29, Township 12 South, Range 40 East.
--	------------	--

Ditch No. 5, Lower Fork, known as the Ames and Panter Ditch, diverting from the North side of said Bridge Creek about two and one-half miles below the head of said creek. The following parties are entitled to divert through said Ditch No. 5, with priorities and in the amounts hereinbelow set forth:

11-0762 1885—April 1 13-0824	0.4 c.f.s.	For the irrigation of 20 acres in the Northwest quarter of Section 20, and in the West half of the Southwest quarter and the Northeast quarter of the Northeast quarter of Section 19, Township 12 South, Range 41 East.
--	------------	--

11-0763 1885—April 1 13-0825	0.8 c.f.s.	For the irrigation of 40 acres of his land hereinabove described under Ditch No. 3.
--	------------	---

11-0764 1885—April 1 13-0826	1.0 c.f.s.	For the irrigation of 50 acres in the North half of the Northwest quarter of Section 19, Township 12 South, Range 41 East.
--	------------	--

DATE OF PRIORITY	AMOUNT IN SECOND FEET	POINT OF DIVERSION AND PLACE OF USE
11 0775 13-0827 409. C. W. Bennett: 1885—April 1	0.8 c.f.s.	For the irrigation of 40 acres in the Southwest quarter of the Northeast quarter, and the Southeast quarter of the Northwest quarter, and the Northeast quarter of the Southwest quarter of Section 19, and the Northeast quarter of the Southwest quarter, and the Southeast quarter of the Southwest quarter, and the Southwest quarter of the Southeast quarter of Section 20, Township 12 South, Range 41 East.
11 0775 13-0828 410. Leslie Bennett: 1885—April 1	0.26 c.f.s.	For the irrigation of 13 acres in the Northeast quarter of the Northwest quarter of Section 19, and the Northeast quarter of the Southwest quarter of Section 18, Township 12 South, Range 41 East.
11 0775 0829 411. E. A. Bennett: 1885—April 1	1.2 c.f.s.	For the irrigation of 60 acres in the West half of the Northwest quarter of Section 19, Township 12 South, Range 41 East, and the Northeast quarter of Section 24, Township 12 South, Range 41 East.
11 0775 0830 412. H. J. Bennett: 1885—April 1	0.3 c.f.s.	For the irrigation of 15 acres in the South half of the Southwest quarter of Section 18 and the Northeast quarter of the Northeast quarter of Section 19, Township 12 South, Range 41 East, B.M.
11 0775 0831 413. Charles Panter: 1885—April 1	0.1 c.f.s.	For the irrigation of 5 acres in the South half of the North half of Section 24, Township 12 South, Range 40 East.
11 0775 0832 414. Wilford Panter: 1885—April 1	0.02 c.f.s.	For the irrigation of one acre in the Northeast quarter of the Northeast quarter of Section 24, Township 12 South, Range 40 East, B.M.

Ditch No. 5, Upper Fork, known as the Ames and Panter Ditch, diverting on the North side of said Bridge Creek about two and one-half miles below the head thereof. The following parties are entitled to divert through said Ditch No. 5, with priorities and in the amounts hereinbelow set forth:

11 0775 0833 415. John T. Williams: 1885—April 1	1.0 c.f.s.	For the irrigation of 50 acres of his land hereinbefore described under Ditch No. 2.
11 0775 0834 416. J. Leslie Bennett: 1885—April 1	0.2 c.f.s.	For the irrigation of 10 acres in the Northeast quarter of the Southwest quarter of Section 18, Township 12 South, Range 40 East, B.M.

DATE OF PRIORITY	AMOUNT IN SECOND FEET	POINT OF DIVERSION AND PLACE OF USE
1 0777 13-0835 417. H. J. Bennett: 1885—April 1	.08 c.f.s.	For the irrigation of 7 acres of land hereinabove described in paragraph No. 412.
1 0777 0836 418. J. P. Anderson: 1885—April 1	1.3 c.f.s.	For the irrigation of 65 acres in the West half of the Northeast quarter, and the East half of the Northwest quarter of Section 18, Township 12 South, Range 41 East, B.M.
1 0777 0837 419. Reecca Orrison: 1885—April 1	1.0 c.f.s.	For the irrigation of 50 acres in the East half of the Northeast quarter and the Northeast quarter of the Southeast quarter of Section 18, and the Northwest quarter of the Southwest quarter of Section 17, Township 12 South, Range 40 East, B.M.
1 0777 0838 420. Parley Anderson: 1885—April 1	1.34 c.f.s.	For the irrigation of 67 acres in the Northwest quarter of the Northwest quarter of Section 17, and the Southwest quarter of the Southwest quarter of Section 8, the Northwest quarter of the Northwest quarter, and the Northwest quarter of the Northeast quarter of Section 18, Township 12 South, Range 41 East, B.M.
1 0777 0839 421. Thomas J. Panter: 1885—April 1	1.3 c.f.s.	For the irrigation of 65 acres in the South half of the Southeast quarter, and the South half of the Southwest quarter of Section 7, Township 12 South, Range 41 East.
1 0777 0840 422. Austin W. Merrill: 1885—April 1	0.4 c.f.s.	For the irrigation of 20 acres in the Northwest quarter of the Northwest quarter of Section 18, Township 12 South, Range 41 East, and the Northeast quarter of the Northeast quarter of Section 13, and the South half of the Southeast quarter of Section 12, Township 12 South, Range 40 East.
1 0777 0841 423. William Behle: 1885—April 1	0.5 c.f.s.	For the irrigation of 25 acres in the Southeast quarter of the Northwest quarter of Section 7, Township 12 South, Range 41 East, B.M.
1 0874 423 1/2 see supplemental decree Leslie Wright		

Ditch No. 6, known as the Clifford and Perry Ditch, diverting from the North side of said Bridge Creek about 200 yards below the Ames and Panter Ditch hereinbefore described. The following parties are entitled to divert through said Ditch No. 6, with priorities and in the amounts hereinbelow set forth:

1 0780 0842 424. Daniel Harris: 1881—April 1	2.3 c.f.s.	For the irrigation of 115 acres in the North half of the Southeast quarter and
---	------------	--

94
MAY 14 1996

DATE OF PRIORITY	AMOUNT IN SECOND FEET	POINT OF DIVERSION AND PLACE OF USE
11 0781 13-0843		the Southeast quarter of the Southeast quarter of Section 19, Township 12 South, Range 40 East.
425. Charles E. Harris: 1881—April 1	1.0 c.f.s.	For the irrigation of 50 acres in the North-east quarter of Section 20, and the South-east quarter of the Northeast quarter of Section 19, Township 12 South, Range 41 East.
11 0782 0844		
426. C. W. Bennett: 1881—April 1	1.6 c.f.s.	For the irrigation of 80 acres in the South-west quarter of the Northeast quarter, and the Northeast quarter of the Southwest quarter and the Southeast quarter of the Northwest quarter of Section 19, Township 12 South, Range 41 East, and the Northeast quarter of the Southwest quarter and the Southeast quarter of the South-west quarter and the Southwest quarter of the Southwest quarter of Section 20, said Township and Range.
11 0783 0845		
427. John T. Williams: 1881—April 1	0.5 c.f.s.	For the irrigation of 25 acres of his land hereinbefore described under Ditch No. 2.
<p>Ditch No. 7, known as the Williams and Harris Ditch, diverting on the North side of said Bridge Creek about 1¼ miles above the mouth of said stream. The following parties are entitled to divert through said Ditch No. 7, with priorities and in the amounts hereinbelow set forth:</p>		
11 0784 0846		
428. John T. Williams: 1871—April 1	0.5 c.f.s.	For the irrigation of 25 acres of his land hereinbefore described under Ditch No. 2.
11 0785 0847		
429. John A. Tanner: 1871—April 1	2.08 c.f.s.	For the irrigation of 104 acres in the North half of the Southeast quarter, and the South half of the Northeast quarter, and the Southwest quarter of Section 24, Township 12 South, Range 40 East.
11 0786 0848		
430. Charles Panter: 1871—April 1	2.0 c.f.s.	For the irrigation of 100 acres in the South half of the North half of Section 24, Township 12 South, Range 40 East.
11 0787 0849		
431. LeRoy M. Wright and Howard L. Thomas: 1871—April 1	2.0 c.f.s.	For the irrigation of 100 acres in the North half of Section 24, Township 12 South, Range 40 East.
11 0788 0850		
432. E. A. Bennett: 1871—April 1	0.4 c.f.s.	For the irrigation of 20 acres in the North-east quarter of said Section 24.

RECORDED 195-7

MAY 14 1906

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

Ditch No. 8, known as the McGregor Ditch, diverting on the South side of said Bridge Creek, at a point about one mile above the mouth thereof. The following parties are entitled to divert through said Ditch No. 8, with priorities and in the amounts hereinbelow set forth:

11-0780 13-0851	433. <i>Ralph Perry:</i> 1871—April 1	0.4 c.f.s.	For the irrigation of 20 acres in the South half of the Northeast quarter and the North half of the North half of the Southeast quarter of Section 30, and the North half of the Northwest quarter of the Southwest quarter of Section 29, Township 12 South, Range 40 East.
11-0780 0852	434. <i>J. D. McGregor:</i> 1871—April 1	0.6 c.f.s.	For the irrigation of 30 acres in the West half of the Southeast quarter and the West half of the Southwest quarter, and the South half of the Northwest quarter of Section 30, Township 12 South, Range 41 East.
14-0791 0853	435. <i>Henry Perry:</i> 1871—April 1	0.2 c.f.s.	For the irrigation of 10 acres of his land hereinbefore described under Ditch No. 4.
11-0780 0854	436. <i>A. B. Gray:</i> 1871—April 1	0.2 c.f.s.	For the irrigation of 10 acres of his land hereinbefore described under Ditch No. 4.

Ditch No. 9, known as the Williams and Foreman Ditch, diverting from the South side of said Bridge Creek about three-quarters of a mile above the mouth of said creek. The following parties are entitled to divert through said Ditch No. 9, with priorities and in the amounts hereinbelow set forth:

11-0780 0855	437. <i>George D. Collins:</i> 1875—April 1	0.6 c.f.s.	For the irrigation of 30 acres in the Northwest quarter of Section 30, Township 12 South, Range 41 East.
11-0790 0856	438. <i>Emma Collins and Estate of J. W. Collins, deceased:</i> 1875—April 1	1.3 c.f.s.	For the irrigation of 65 acres in the North half of the Northwest quarter of Section 30, Township 12 South, Range 41 East.
11-0790 0857	439. <i>J. D. McGregor:</i> 1875—April 1	1.2 c.f.s.	For the irrigation of 60 acres of his land hereinbefore described under Ditch No. 8.

Ditch No. 10, known as the John T. Williams Ditch, diverting from the North side of said Bridge Creek just West of the County Road in Section 19, Township 12 South, Range 41 East. The following parties are entitled to divert through said Ditch No. 10, with priorities and in the amounts hereinbelow set forth:

11-0780 0858	440. <i>John T. Williams:</i> 1872—April 1	4.0 c.f.s.	For the irrigation of 200 acres of land in the West half of the Southwest quarter of
----------------------------	---	------------	--

96

MAY 14 1996

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

Section 19, said township and range, and the East half of the Southeast quarter of Section 24, and the East half of the Northwest quarter of the Northwest quarter of Section 25, Township 12 South, Range 40 East.

MINNIE CREEK

The following named parties are entitled to divert from this creek through ditches diverting therefrom on their lands, with priorities and in the amounts hereinbelow set forth:

~~11 0779~~ 130859
441. *Ralph Perry:*
1875—April 1

Sufficient water for the irrigation of 2 acres of garden being a part of his lands hereinbefore described under Ditch No. 8 from Bridge Creek.

~~11 0798~~ 08600
442. *Henry Perry:*
1875—April 1

Sufficient water for the irrigation of 3 acres of garden being a part of his land hereinbefore described under Ditch No. 8 from Bridge Creek.

~~11 0799~~ 08601
443. *J. D. McGregor:*
1875—April 1

Sufficient water for the irrigation of 3 acres of garden, being a part of his land hereinbefore described under Ditch No. 8 from Bridge Creek.

M'GREGOR SPRINGS

Said Springs arise in Section 31, Township 12 South, Range 41 East, and the following parties are entitled to divert through ditches diverting therefrom on their lands hereinafter described, with priorities and in the amounts hereinbelow set forth:

~~11 0800~~ 08602
444. *J. D. McGregor:*
1875—April 1

Sufficient water for the irrigation of... acres of garden in the East half of the Northwest quarter and the East half of the Southwest quarter of Section 31, Township 12 South, Range 41 East.

ED'S HOLLOW.

The following named parties are entitled to divert and store in a reservoir located in the channel of Ed's Hollow, a small stream in Township 12 South, Range 41 East, with priorities and in the amounts hereinbelow set forth:

~~11 0801~~ 08603
445. *J. D. McGregor:*
1904—June 21

2.6 c.f.s.

For the irrigation of 130 acres in the West half of the Southeast quarter of

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

Section 31, Township 12 South, Range 41 East, and the North half of the Northeast quarter of Section 6, Township 13 South, Range 41 East.

~~11 0807~~ 446. J. D. McGregor, Jr.:
1912—June 1 1.6 c.f.s.

13-0864

For the irrigation of 80 acres in the West half of the Southwest quarter of Section 32, Township 12 South, Range 41 East, and the Northwest quarter of the Northwest quarter of Section 5, Township 13 South, Range 41 East.

COTTONWOOD CREEK.

~~11 0807~~ 0865 447. George E. Beckstead, Jr.:
~~11 0807~~ (a) 1887—June 1 0.34 c.f.s.
~~11 0807~~ 0864 1888—June 1 2.3 c.f.s.
~~11 0807~~ 0867 1893—June 1 1.7 c.f.s.
~~11 0807~~ 1894—June 1 0.5 c.f.s.

0868

To be diverted from said Cottonwood Creek as it passes through the lands hereinbelow described, for the irrigation of..... acres in the Southeast quarter of the Southwest quarter, Section 32, Township 11 South, Range 39 East, the South half of the Southeast quarter, same Section, the North half of the Northwest quarter and the North half of the Northeast quarter, the South half of the Northwest quarter, the South half of the Northeast quarter, the East half of the Southwest quarter and the North half of the Southeast quarter, Section 5, said Township and Range.

~~11 0807~~ 0869 (b) 1904—Jan. 1 5 c.f.s.

To be diverted from Shingle Creek a tributary of said Cottonwood Creek for the irrigation of the lands immediately above described.

0870 448. J. R. Rencher, J. L. Rencher, Eli Beckstead and Leo Mecham:
~~11 0807~~ 1916—Sept. 1 6.4 c.f.s.

To be diverted from said Cottonwood Creek and used for the irrigation of 320 acres in the Southeast quarter of the Northwest quarter and the Northeast quarter of the Southeast quarter, the Southeast quarter of the Southeast quarter, Section 5, the East half of the Northeast quarter, Section 8, and the Northeast quarter of the Northeast quarter, Section 17, Township 12 South, Range 39 East. Provided however, that the priority and amount of this appropriation is conditioned upon a compliance with the terms of the permit upon which said appropriation is based, to-wit: Permit No. 12454, issued by the State Engineer of the State of

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

~~11 0870~~ / 3-0871

449. *Thomas Waddoups:*
1888—June 1 1.3 c.f.s.

Idaho, and the same is subject to the provisions of the laws of the State of Idaho governing the issuance by the Commissioner of Reclamation of the State of Idaho.

For the irrigation of 320 acres in the East half of the Southwest quarter Section 5, Southeast quarter of Southeast quarter of Section 6, North half of the Northeast quarter and the Southeast quarter of the Northeast quarter and the Northeast quarter of the Southwest quarter of Section 8, Township 12 South, Range 39 East, B.M. Said water to be diverted from Divide Creek, a tributary of Cottonwood Creek, from points thereon where the said stream crosses the said lands.

~~11 0871~~ 0872

450. *Albert Capson, successor in interest to Leo Mecham:*
1893—June 1 1.46 c.f.s.

To be diverted from Cow Hollow Creek, a tributary to the said Cottonwood Creek, through the Walker ditch diverting therefrom in Section 5, Township 12 South, Range 39 East, for the irrigation of 320 acres in the Southeast quarter of the Southeast quarter of Section 5, the North half of the Northeast quarter of Section 8, and the Northwest quarter of the Northwest quarter of Section 9, the South half of the Southeast quarter and the South half of the Southwest quarter of Section 4, said Township and Range.

~~11 0872~~ 0873

451. *A. H. Rencher:*
1916—July 10 1.6 c.f.s.

To be diverted from said Cottonwood Creek through a ditch diverting therefrom in Section 17, Township 13 South, Range 39 East, for the irrigation of 80 acres in the Southeast quarter of the Northeast quarter and the Southeast quarter of the Northwest quarter of Section 17, said Township and Range. Provided however, that the priority and the amount of this appropriation is conditioned upon a compliance with the terms of the permit upon which said appropriations are based, to-wit: Permit No. 12327, issued by the State Engineer of the State of Idaho, and the same is subject to the provisions of the laws of the State of Idaho governing the issuance of water licenses by the Commissioner of Reclamation of the said State of Idaho.

RECORDED

MAY 14 1996

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

452. A. T. Smith:

~~11-0817~~ 1904—January 1

2 c.f.s.

13-0874

To be diverted from said creek through a ditch diverting therefrom in Section..... Township 12 South, Range 40 East, B.M., for the irrigation of 160 acres in the West half of the Southwest quarter, the Southeast quarter of the Southwest quarter, the Southwest quarter of the Northwest quarter of Section 34, said Township and Range.

453. Stockton Reservoir Company:

~~11-0817~~ 1917—April 2

6 c.f.s.

~~11-0817~~ 1917—April 2

1500 ac. ft.

Cancelled

Said water to be diverted from said Cottonwood Creek through the canal of the Treasureton Irrigation Company hereinafter set forth in paragraph No. 454, and stored in the reservoir situate in the South half of Section 33, Township 12 South, Range 39 East, and Section 4, Township 13 South, Range 39 East, B.M., for the irrigation of 4120 acres in Sections 2, 3, 10, 11, 12, 13, 14, 23, 24, 25, 26 and 36, Township 13 South, Range 38 East, and Sections 1, 19, 30 and 6 in Township 14 South, Range 38 East, B.B.M., provided, however, that the priority and amount of this appropriation is conditioned upon a compliance with the terms of the permit upon which said appropriation is based, to-wit: Permit No. R-61 and No. 12890, issued by the State Engineer of the State of Idaho, and the same is subject to the provisions of the laws of the State of Idaho, governing the issuance of water licenses by the Commissioner of Reclamation of the said State of Idaho.

454. The Treasureton Irrigation Co.:
a corporation:

~~11-0815~~ (a) 1901—June 18

25 c.f.s.

0875

Duplicate of following

To be diverted from said Cottonwood Creek in the Southwest quarter of Section 8, Township 12 South, Range 39 East, B. B.M., for the irrigation of 4000 acres of land in Sections 34 and 35, Township 12 South, Range 39 East, B.B.M., Sections 1, 2, 3, 12, 13, 23, 24, 25, 26, 27, 31, 32, 33, 34 and 35, Township 13 South, Range 39 East, B.B.M.; Sections 1 and 36, Township 14 South, Range 40 East, B.B.M.; Sections 4, 5, 6, 7, 8, 9, 10 and 17 in Township 14 South, Range 39 East, B.B.M., and Sections 7, 18 and 19 in Township 13 South, Range 40 East, B.B.M.

~~RECORDED~~

MAY 14 1996

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

~~11 1909~~ Feb. 1 25 c.f.s.

13-0876

To be diverted from said Cottonwood Creek through the last above mentioned ditch, for the supplemental irrigation of the lands last above described, provided, however, that the priority and amount of this appropriation is conditioned upon a compliance with the terms of the permit upon which said appropriation is based, to-wit: Permit No. 4407, issued by the State Engineer of the State of Idaho, and the same is subject to the provisions of the laws of the State of Idaho governing the issuance of water licenses by the Commissioner of Reclamation of the said State of Idaho.

455. Cleveland Irrigation Company:

0877 1885—June 1 1.3 c.f.s.
0878 1887—June 1 1.4 c.f.s.
0879 1889—June 1 7.3 c.f.s.
0880 1904—Jan. 1 18.0 c.f.s.

To be diverted from said Cottonwood Creek, through a ditch diverting therefrom in the Southeast quarter of Section 33, Township 12 South, Range 40 East, for the irrigation of 700 acres located in the precinct of Cleveland, Bannock County, Idaho.

~~11 1924~~ 13-0881
456. Samuel Ames:
1894—June 1 0.2 c.f.s.

To be diverted from the said Cottonwood Creek through a ditch diverting therefrom in the Southeast quarter of Section 34, Township 12 South, Range 40 East, B.M., for the irrigation of a portion of 120 acres in the North half of the Southeast quarter and the Southeast quarter of the Southeast quarter of said Section 34.

~~11 1922~~ 0882
457. D. M. Walton:
1882—June 1 0.6 c.f.s.
~~11 1922~~ 0883
1904—Jan. 1 6.0 c.f.s.

To be diverted from the said Cottonwood Creek in the Northwest quarter of Section 6, Township 13 South, Range 40 East, B. M., for the irrigation of 160 acres in the Northwest quarter of Section 35, Township 12 South, Range 40 East.

~~11 1924~~ 0884
458. Edwin Bennion: *trans. 475*
(a) 1870—June 1 1.5 c.f.s.
trans 475
~~11 1875~~ *trans 863*
(b) 1879—June 1 2.0 c.f.s. *trans 864*

To be diverted from springs tributary to said Cottonwood Creek rising on the lands hereinafter described.

~~11 1926~~
(c) 1887—June 1 1.5 c.f.s. *trans 864*

To be diverted from said Cottonwood Creek through the King ditch.

To be diverted from said Cottonwood Creek through the Caldwell ditch.

13-0887
~~11 0882~~ DATE OF PRIORITY *trans #184* AMOUNT IN SECOND FEET

POINT OF DIVERSION AND PLACE OF USE

To be diverted from said Cottonwood Creek through the Eldridge ditch.

0888
~~11 0882~~ (e) 1870—June 1 5 c.f.s. *trans #63*
~~11 0883~~ (f) 1904—Jan. 1 (14) c.f.s. *trans #864*
 0889

To be diverted from said Cottonwood Creek through ditches diverting therefrom on the lands hereinafter described, for the irrigation of 624 acres in Section 36, Township 12 South, Range 41 East, and Lots 3 and 4 and the East half of the Southwest quarter of Section 31, Township 12 South, Range 41 East, B.M.

Should be
 R 40 E
 see maps
 T.J.
 7-7-92

DEVILS DIVE CREEK, a tributary of Cottonwood Creek.

459. Ole Hansen, Henry Larsen, George A. Smith, William Smith, Antone Nelson, Charles Christensen, Associates known as the Upper Cleveland Irrigation Company, substituted for Ole Hansen, Henry Larsen, and Geo. A. Smith:

To be diverted from said Devils Dive Creek where the said stream crosses the lands hereinafter described, for the irrigation of 400 acres in the East half of the Northwest quarter, the North half of the Northwest quarter, Section 35, in the East half of the Northeast quarter of Section 34, the Northwest quarter of the Northwest quarter of Section 35, the Southwest quarter of the Southwest quarter of Section 36, and the South half of the Southeast quarter of Section 27, and the West half of the Northeast quarter of Section 34, Township 12 South, Range 40 East, B. M. The interests of the associates are as follows:

- Ole Hansen 105/505ths.
- Henry Larsen 150/505ths.
- George A. Smith 97.5/505ths.
- William Smith 97.5/505ths.
- Antone Nelson and Charles Christensen 55/505ths.

0890
~~11 0883~~ 1894—June 1 3.5 c.f.s.
~~11 0834~~ 1904—Jan. 1 4.0 c.f.s.

0891

0892 460. George A. Ransom and Nathan Smith:
~~11 0837~~ 1904—Jan. 1 3 c.f.s.

To be diverted from the said Devils Dive Creek where the said stream crosses the lands hereinafter described for the irrigation of 160 acres in Sections 27 and 22, Township 12 South, Range 40 East, B.M.

UNNAMED SPRINGS.

In Northwest quarter Section 26, Township 13 South, Range 40 East, B.M.

0893
~~11 0832~~ 461. Utah Power & Light Company:
 1913—June 1 0.07 c.f.s.

To be diverted from four small springs in the northwest quarter of Section 26,

MAY 14 1996

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

Township 13 South, Range 40 East, B.M., for domestic and culinary purposes in and around the Oneida power plant, and the dwellings and camps, built in connection therewith, said rights to be continuous throughout the year.

~~11 0834~~ 13-0894 MINK CREEK.

462. *Mink Creek Irrigation Company Number One:*
1882—May 1:
Apr. 20 to July 25 10.5 c.f.s.
July 25 to Sept. 1 7.0 c.f.s.
Sept. 1 to Sept. 30 5.25 c.f.s.

To be diverted through Ditch Number One diverting from said Mink Creek in the Southeast quarter of Section 28, Township 13 South, Range 41 East, B.M., for the irrigation of 525 acres in Sections 28, 32 and 33, Township 13 South, Range 41 East, and Sections 5, 6 and 7, Township 14 South, Range 41 East, and Section 12, Township 14 South, Range 40 East.

~~11 0835~~ 0895
463. *Mink Creek Irrigation Company Number Three, successor in interest to Lewis Keller, et al:*
1882—May 1:
Apr. 20 to July 25 6.0 c.f.s.
July 25 to Sept. 1 4.0 c.f.s.
Sept. 1 to Sept. 30 3.0 c.f.s.

To be diverted through Ditch Number Two diverting from said Mink Creek in the Northeast quarter of Section 32, Township 13 South, Range 40 East, for the irrigation of 300 acres in Sections 30, 31 and 32, Township 13 South, Range 41 East.

~~11 0836~~ 0896
464. *Mink Creek Irrigation Company Number Four, successor in interest to James M. Keller, et al:*
1882—May 1:
Apr. 20 to July 25 13.1 c.f.s.
July 25 to Sept. 1 9.93 c.f.s.
Sept. 1 to Sept. 30 6.55 c.f.s.

To be diverted through Ditch Number Four diverting from said Mink Creek near the East quarter corner of Section 22, Township 13 South, Range 41 East. For the irrigation of 655 acres in Sections 19, 20, 27, 28, 30, 31, 32 and 33, Township 13 South, Range 41 East, and Sections 25 and 36, Township 13 South, Range 40 East, and Section 6, Township 14 South, Range 41 East.

~~11 0837~~ 0897
465. *Peoples Dairy Company:*
1882—May 1 10.0 c.f.s.

For power purposes only. To be diverted from and returned to said Mink Creek in Section 31, Township 13 South, Range 41 East, B.M.

~~11 0838~~ 0898
466. *Christina Nelson:*
1882—May 1
Apr. 20 to July 25 0.6 c.f.s.
July 25 to Sept. 1 0.4 c.f.s.
Sept. 1 to Sept. 30 0.3 c.f.s.

To be diverted from said Mink Creek in Section 31, Township 13 South, Range 41 East, for the irrigation of 30 acres of land in Section 6, Township 14 South, Range 41 East.

~~11 0839~~ 0899
467. *Mahoney Lanson:*
1882—May 1 17.06 c.f.s.

To be diverted from said Mink Creek in the Northwest quarter of Section 7, Town-

MAY 1 4 1996

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

ship 14 South, Range 41 East, B.M., for the irrigation of 3 acres in said Section 7.

468. *Preston-Riverdale & Mink Creek Canal Company:*
1888—May 1 36 c.f.s.

~~11-0844~~

13-0900

To be diverted through the canal known as the Preston-Riverdale & Mink Creek Canal, diverting from the said Mink Creek in the Southeast quarter of Section 1, Township 14 South, Range 40 East, B.M. For the irrigation of 3600 acres in Sections 14, 15, 21, 22, 27, 28, 29 and 30, Township 14 South, Range 40 East, and in Sections 3, 9, 10, 14, 15, 16, 21, 22, 23, 26, 27, 34 and 35, Township 15 South Range 39 East. Provided that when the flow of Mink Creek available at the points of diversion of the Preston-Riverdale Mink Creek Canal and the canal of the Oneida Irrigation District (now Twin Lakes Canal Company) does not exceed 60 c.f.s. during the irrigation season, then the water shall be divided between them upon the basis of two-fifths to Oneida Irrigation District (now Twin Lakes Canal Company) and three-fifths to the Preston-Riverdale & Mink Creek Canal Company.

469. *Twin Lakes Canal Company, substituted for Oneida Irrigation District:*
1901—April 1 300 c.f.s.

0901
~~11-0844~~

*See Darned
S.P.P.
dated Oct 11, 1920
1921
winter night*

To be diverted through the "Oneida Canal" diverting from Mink Creek in the Southeast quarter of Section 1, Township 14 South, Range 40 East, between the dates of September 30th to the following May 1st of each year, for use and storage in said Company's reservoir or reservoirs. Between the dates of May 1st and September 30th of each year, said Company shall be entitled to divert any surplus above the prior rights of other claimants from such stream that may be flowing at its headgates. Also, when the flow of Mink Creek available at the points of diversion of said Oneida District (now Twin Lakes Canal Company) and Preston-Riverdale & Mink Creek Canal Company, does not exceed 60 second feet during the irrigation season, then the water shall be divided between them upon the basis of two-fifths to Oneida Irrigation District (now Twin Lakes Canal Company) and three-fifths to the Preston-Riverdale & Mink Creek Canal Company. Said water

MAY 1 4 1996

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

is to be used for the irrigation of 16,000 acres of land in Sections 1, 11, 12, 14, 15, 22, 23, 25, 26, 27, 34, 35 and 36, Township 14 South, Range 38 East; Sections 6, 7, 15; 16, 17, 18, 19, 20, 21, 22, 23, 25, 26, 27, 28, 29, 30, 31, 32, 33 and 34, Township 14 South, Range 39 East; Sections 19, 20 and 30, Township 14 South, Range 40 East; Sections 1, 2, 10, 11, 12, 13, 14, 15, 22, 23, 24, 25, 26, 27, 34, 35 and 36, Township 15 South, Range 38 East; Sections 4, 5, 6, 7, 8, 18, 19, 29, 30, 31 and 32, Township 15 South, Range 39 East; Sections 1, 2, 10, 11, 12, 13, 14, 15, 23, 24, 25 and 26, Township 16 South, Range 38 East, and Sections 5, 6, 7, 18, 19 and 30, Township 16 South, Range 39 East, B.B.M.

~~11-18817~~ 13-0902
470. *Glencoe Irrigation Company,*
substituted for Ezra Larsen,
et al:

1882—May 1
Apr. 20 to July 25 5.58 c.f.s.
July 25 to Sept. 1 3.72 c.f.s.
Sept. 1 to Sept 30 2.79 c.f.s.

To be diverted through either or both of the two canals last above described known as the Oneida Canal and the Preston-Riverdale & Mink Creek Canal, diverting from said Mink Creek in the Southeast quarter of Section 1, Township 14 South, Range 40 East, B.M., for the irrigation of 279 acres in Sections 1, 11, 12, 14, 15 and 22, said Township and Range.

~~11-18817~~ 0903
471. *Lorenzo Baird and James M.*
Keller:

1890—May 1:
July 20 to July 25 0.78 c.f.s.
July 25 to Sept. 1 0.52 c.f.s.
Sept. 1 to Sept 30 0.39 c.f.s.

To be diverted from the said Mink Creek through a ditch diverting therefrom in Section 27, Township 13 South, Range 41 East, for the irrigation of 39 acres in the South half of the Northeast quarter, the Northwest quarter of the Northwest quarter, the Southeast quarter of the Northwest quarter and the Northwest quarter of the Northeast quarter of Section 27, and the Southeast quarter of the Northeast quarter of Section 28, Township 14 South, Range 41 East.

~~11-18844~~ 0904
472. *Fred Barfus:*

1882—May 1 0.1 c.f.s.
1897—May 1 0.12 c.f.s.
1915—May 1 0.1 c.f.s.

To be diverted from said Mink Creek in Section 8, Township 14 South, Range 41 East, for the irrigation of 16 acres in said Section 8.

~~11-18847~~ 0907
473. *Marinus Jepson:*

1882—May 1 0.06 c.f.s.

To be diverted from the said Mink Creek and used for the irrigation of 3 acres of land in Section 12, Township 14 South, Range 40 East.

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

STRAWBERRY CREEK—Tributary to Mink Creek.

- ~~11 0857~~ 474. Conrad Bell:
1887—May 1 0.08 c.f.s. To be diverted from said Strawberry
13-0908 Creek in Section 20, Township 13 South,
Range 41 East, B.M., for the irrigation of
4 acres in said Section 20 .
- ~~11 0859~~ 475. Wilford Nelson:
1882—May 1 0.2 c.f.s. To be diverted from said Strawberry
0909 Creek in Section 16, Township 13 South,
Range 41 East, for the irrigation of 10
acres in said Section 16.
- ~~11 0850~~ 476. William A. Watson, John C.
Christensen and Lars S.
Nelson:
1882—May 1 0.25 c.f.s. To be diverted from said Strawberry
0910 Creek in Section 11, Township 13 South,
Range 41 East, for the irrigation of 12½
acres in Section 11, and 16, said Township
and Range.

BIRCH CREEK—Tributary of Mink Creek.

- ~~11 0857~~ 477. Birch Creek Irrigation Company:
1882—May 2: To be diverted from the said Birch Creek
0911 Apr. 20 to July 25 9.64 c.f.s. near the East quarter corner of Section 8,
Township 14 South, Range 41 East, for
July 25 to Sept 1 6.43 c.f.s. the irrigation of 484 acres in Sections 7
and 8, Township 14 South, Range 41 East,
Sept. 1 to Sept. 30 4.84 c.f.s. and in Sections 12 and 13, Township 14
South, Range 40 East.
478. Ivan Rasmussen, Sam Richard-
son, Lawrence Wilde, W. E.
Crane, Mahonry Larson,
Martinus Larson, Chris
Hansen:
~~11 0857~~ 1882—May 1: To be diverted from said Birch Creek
0912 Apr. 20 to July 25 1.4 c.f.s. through a ditch diverting therefrom in
Section 7, Township 14 South, Range 41
July 25 to Sept. 1 0.93 c.f.s. East, B.M. For the irrigation of 70 acres
Sept. 1 to Sept. 30 0.70 c.f.s. in Section 7, Township 14 South, Range 41
East, Section 12, Township 14 South,
Range 40 East.
- ~~11 0857~~ 479. Ezra E. Larson:
1882—May 1 0.12 c.f.s. To be diverted from said Birch Creek and
0913 used for irrigation of 6 acres of land in
Section 12, Township 14 South, Range 40
East.
- ~~11 0857~~ 480. Christian G. Christensen:
1886—May 1: To be diverted from said Birch Creek
0914 Apr. 20 to July 25 0.54 c.f.s. through a ditch diverting therefrom in
Section 7, Township 14 South, Range 41
July 25 to Sept. 1 0.36 c.f.s. East, for the irrigation of 27 acres in
Sept. 1 to Sept. 30 0.27 c.f.s. Sections 5 and 6, said Township and
Range.

DATE OF PRIORITY	AMOUNT IN SECOND FEET	POINT OF DIVERSION AND PLACE OF USE
13-0915 11-1855 0915	481. Elmer Larsen and Janeus Keller: 1882—May 1 0.3 c.f.s.	For the irrigation of 5 and 10 acres respectively in Section 8, Township 14 South, Range 41 East.

STATION CREEK AND SPRINGS.

11-1855 0916	482. Alfred Westerberg: 1884—May 1: Apr. 20 to July 25 July 25 to Sept. 1 Sept. 1 to Sept. 30	0.62 c.f.s. 0.41 c.f.s. 0.31 c.f.s.	To be diverted from said creek and springs through a ditch diverting therefrom in Section 36, Township 14 South, Range 40 East, for the irrigation of 31 acres in said Section 36.	Trans 2394
-------------------------	---	---	--	---------------

11-1855 0917	483. D. P. Evans: 1882—May 1	0.4 c.f.s.	To be diverted from said creek and springs in Section 36, Township 14 South, Range 40 East, for the irrigation of 20 acres in the Southeast quarter of said Section 21.	Trans 2393
-------------------------	---------------------------------	------------	---	---------------

11-1855 0918	484. Gustave Olsen: 1898—May 1	0.06 c.f.s.	To be diverted from said springs in Section 35, Township 14 South, Range 40 East, for the irrigation of 33 acres in the Northeast quarter of said Section 36.
-------------------------	-----------------------------------	-------------	---

BEAR CREEK SPRINGS.

11-1855 0919	485. Nevada A. Larson and Martin Christensen: 1888—May 1: Apr. 20 to July 25 July 25 to Sept. 1 Sept. 1 to Sept. 30	0.5 c.f.s. 0.33 c.f.s. 0.25 c.f.s.	To be diverted from said springs in Section 24, Township 14 South, Range 40 East, B.M. For the irrigation of 25 acres (two-thirds thereof to said Nevada A. Larson and one-third thereof to said Martin Christensen), in the Northwest quarter of the Northeast quarter, the South half of the Northeast quarter and the Northwest quarter of the Southeast quarter of Section 23, said Township and Range.
-------------------------	---	--	---

11-1855 0920	486. Steffen C. Christensen and Andrew Jepson: 1887—May 1	0.28 c.f.s.	To be diverted from said Bear Creek Springs in Section 24, Township 14 South, Range 40 East, for the irrigation of 14 acres (7 acres to each defendant) in the said Section 24.
-------------------------	--	-------------	---

SPRING IN THE SOUTHEAST QUARTER OF SECTION 26, TOWNSHIP 14 SOUTH, RANGE 40 EAST.

11-1861 0921	487. Charles Berquist and Edward Berquist: 1890—May 1	0.04 c.f.s.	To be diverted at the said spring for the irrigation of 2 acres in Section 26, Township 14 South, Range 40 East.
-------------------------	--	-------------	--

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

BATTLE CREEK.

11 0862 13-0922 488. Robert C. Geddes: 1883—May 1	10 c.f.s.	To be diverted and stored in two reservoirs and used for the irrigation of 500 acres in Section 36, Township 13 South, Range 38 East, the Southwest quarter of Section 1, Township 14 South, Range 38 East, the Northwest quarter of Section 2, the South half of the Northwest quarter and the Southeast quarter of the Southeast quarter of Section 7, the Southwest quarter of Section 8, the Northwest quarter of Section 17, the Northeast quarter of Section 18, the East half of Section 2, the Northwest quarter and the Southeast quarter of Section 12, Lots 3 and 4 and the East half of the Southwest quarter of Section 7, Township 14 South, Range 39 East.
11 0863 7.2961 0923 489. S. C. Chadwick: 1885—May 1	2 c.f.s.	To be diverted from Battle Creek.
11 0864 7.2961 0924 1883—July 11	1.6 c.f.s.	To be diverted from Haw Bush and Tank Springs and other springs located in the West half of the Northeast quarter of Section 16, and in the East half of the Southwest quarter and the Southeast quarter of the Northeast quarter of Section 8, Township 15 South, Range 39 East, tributaries of said Battle Creek, for the irrigation of 320 acres in the Northwest quarter and the Northeast quarter of Section 17, and the East half of the Northwest quarter and the North half of the Southwest quarter of Sections 15 and 19, Township and Range aforesaid. A portion of this water is impounded in a reservoir on the above described land.
11 0865 0925 490. H. C. Atkinson: 1904—May 1	0.06 c.f.s.	To be diverted from said Battle Creek near the Southwest quarter of the Southwest quarter of Section 12, Township 13 South, Range 39 East, for the irrigation of 3 acres in the Southeast quarter of the Northeast quarter of said Section 12.
11 0866 0926 491. J. W. Atkinson: 1897—May 1	0.06 c.f.s.	To be diverted from said Battle Creek in Section 12, Township 13 South, Range 39 East, for the irrigation of 3 acres in the Southwest quarter of the Southwest quarter

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

ter of Section 7, Township 13 South,
Range 40 East.

13-0927 492. Strong Arm Reservoir Company,

a corporation:

~~11 0867~~

1874—May 1

2 c.f.s.

~~11 0868~~

1883—May 1

6 c.f.s.

~~11 0869~~

1883—May 1

688 ac. ft.

To be diverted from the said Battle Creek
in the Southeast quarter of Section 2,
Township 14 South, Range 39 East, B.B.
M.; for the irrigation of 3300 acres of land
in Sections 1 and 12, Township 14 South,
Range 38 East, B.B.M., and Sections 6, 7,
8, 9, 10, 16, 17, 20, 21, 28, 29, Township 14
South, Range 39 East, B.B.M.

0928
0929

~~11 0870~~ 0930

(b) 1917—July 21

70 c.f.s.

1917—July 21

1084 ac. ft.

~~11 0871~~ 0931

Said waters to be diverted through the last
above mentioned ditch, for the supplement-
al irrigation of the lands last above de-
scribed, provided, however, that the pri-
ority and amount of these appropriations
are conditioned upon a compliance with
the terms of the permit upon which said
appropriations are based, to-wit: Permit
No. 13149 and Permit No. R-76, issued by
the State Engineer of the State of Idaho,
and the same are subject to the provisions
of the laws of the State of Idaho govern-
ing the issuance of water licenses by the
Commissioner of Reclamation.

*Winters
right?
at permits*

~~11 0872~~ 0932

493. David Sant:

1870—May 1

2 c.f.s.

To be diverted from Sant Creek, a tribu-
tary of Battle Creek, in the Southwest
quarter of the Southeast quarter of Sec-
tion 6, Township 14 South, Range 40 East,
B.B.M., for the irrigation of 67 acres in
the North half of the Southeast quarter of
Section 1, Township 14 South, Range 39
East, and the North half of the Southwest
quarter of Section 6, Township 14 South,
Range 40 East, B.B.M., and the East half
of the Southwest quarter of Section 1,
Township 14 South, Range 39 East, B.B.M.

~~11 0873~~ 0933

494. George Sant:

1870—May 1

2 c.f.s.

To be diverted from said Sant Creek
through the ditch last above mentioned for
the irrigation of 68 acres in the South half
of the Southwest quarter, Section 6, Town-
ship 14 South, Range 40 East, and the
South half of the Southeast quarter of
Section 1, Township 14 South, Range 39
East, B.B.M.

~~11 0874~~ 0934

495. Charles Shumway:

(a) 1870—May 1

4 c.f.s.

To be diverted from Branch Creek, a tribu-
tary of said Battle Creek.

DATE OF PRIORITY	AMOUNT IN SECOND FEET	POINT OF DIVERSION AND PLACE OF USE
11 11875 (b) 1875—May 1 13-0935	.8 c.f.s.	To be diverted from said Battle Creek. The waters decreed in paragraphs (a) and (b) immediately preceding are to be diverted from said Branch Creek and Battle Creek where the same cross the lands hereinafter described, for the irrigation of 60 acres in the North half of the Northeast quarter of Section 25, the Southwest quarter of the Southeast quarter of Section 24, Township 13 South, Range 39 East, B. B. M.
11 11877 496. John R. Reeder: 1911—May 1 0936	0.06 c.f.s.	To be diverted from a spring tributary to said Battle Creek, rising in Section 7, Township 13 South, Range 40 East, for the irrigation of 3 acres in Lot 3, said Section 7.
11 0877 497. Mrs. Alonzo H. Seamons: 1902—May 1 0937	0.7 c.f.s.	To be diverted from said Battle Creek on the land hereinbelow described for the irrigation of 35 acres in the Northeast quarter of Section 8, Township 15 South, Range 39 East.
1 0878 498. Wm. H. Carter: 1886—June 14 0938	0.5 c.f.s.	To be diverted from Battle Creek in Section 4, Township 15 South, Range 39 East, for the irrigation of 25 acres in the Northwest quarter of the Northwest quarter of Section 9, and the Southwest quarter of Section 4, said Township and Range.
11 0879 499. O. M. Seamons: 1907—May 1 11 0880 1913—March 3 0939 0940	.6 c.f.s. 2.0 c.f.s.	To be diverted from said Battle Creek at a point 900 feet East and 625 feet North of the Northeast corner of Section 8, Township 15 South, Range 39 East, B.B. M., for the irrigation of 182 acres in the Southeast quarter of the Northeast quarter, the Southwest quarter of the Northwest quarter, the Southeast quarter of the Northwest quarter, the Northwest quarter of the Southeast quarter of Section 8, the Northwest quarter of the Southwest quarter of Section 9, Township 15 South, Range 39 East, B.B.M.

CLIFTON CREEK.

11 0881 500. Clifton Irrigating Company: 1869—May 1 0941	14 c.f.s.	To be diverted from said Clifton Creek in the Northeast quarter of Section 27, Township 14 South, Range 38 East, B.M., for
---	-----------	--

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

~~11 0887~~ 13-0942

501. *Rushville Irrigation Company:*
1869—May 1 6 c.f.s.

T. #3023

the irrigation of 707 acres in Sections 22 and 27, said Township and Range.

To be diverted from said Clifton Creek in Section 16, Township 14 South, Range 39 East, for the irrigation of 300 acres in Sections 15, 16, 21 and 22, said Township and Range.

~~11 0887~~ 0151

FIVE MILE CREEK.

502. *Five Mile Irrigation Company:*
1880—May 2 8 c.f.s.

To be diverted from said Five Mile Creek in the Southwest quarter of Section 15, Township 15 South, Range 38 East, B.M., for the irrigation of 400 acres in Sections 11, 13, 14, 22, 23 and 27, said Township and Range.

~~11 0887~~ 0152

503. *Loren Mendenhall, Willis Mendenhall and Jacob Peterson:*
1880—May 1 0.5 c.f.s.

To be diverted and used by the above named parties for the irrigation of their lands hereinafter described near Deep Creek in the following proportions:
One-half to Willis Mendenhall,
One-fourth to Jacob Peterson,
One-fourth to Loren Mendenhall.

~~11 0887~~ 0943

DEEP CREEK AND TRIBUTARIES.

504. *Ira R. Steed, substituted for A. D. Henderson:*
1881—May 1 3.0 c.f.s.

To be diverted from Sperry Hollow and Henderson Spring tributary to said Deep Creek at a point two miles West and two miles South of the Village of Clifton, Franklin County, Idaho, for the irrigation of 160 acres in the Southwest quarter of Section 35, Township 14 South, Range 38 East.

~~11 0887~~ 0944

505. *Mrs. Sarah Hess:*
1881—May 1 3.0 c.f.s.

To be diverted from North Canyon Hollow, a tributary of said Deep Creek, at a point two miles West and two miles South of the Village of Clifton, Franklin County, Idaho, for the irrigation of 160 acres in Section 34 and 35, Township 14 South, Range 38 East.

~~11 0887~~ 0945

506. *Loren Mendenhall, Willis Mendenhall and Jacob Peterson:*
1882—June 1 8.0 c.f.s.

To be diverted from said Deep Creek through the West Cache Supplemental Canal diverting therefrom in the South-

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

east quarter of Section 7, Township 15 South, Range 39 East, for the irrigation of 537 acres in Sections 19 and 20, Township 15 South, Range 38 East, B.M. Said water to be divided among the above named parties as follows:
18/84ths to Willis Mendenhall,
27/84ths to Jacob Peterson,
39/84ths to Loren Mendenhall.

507. *West Cache Irrigation Company,*
a corporation:

~~11-0888~~ 1911—May 6

25 c.f.s.

13-0946

To be diverted from said Deep Creek through a ditch diverting therefrom at a point North 42° 40' West, 610 feet of a point 57° 15' West 1260 feet of a point North 60° 50' West 410 feet of the Southeast corner, Section 7, Township 15 South, Range 39 East, B.B.M., for the supplemental irrigation of 14,832 acres of land heretofore enumerated under the right of the West Cache Canal Irrigation Company to divert water from Bear River.

UNNAMED SPRINGS IN NORTHWEST QUARTER OF SECTION 20, TOWNSHIP 15 SOUTH, RANGE 39 EAST.

508. *Loren Mendenhall, Willis Mendenhall and Jacob Peterson:*

~~11-0888~~ 1882—June 1

0.66 c.f.s.

0947

Said water to be diverted and used in equal proportions by the above named parties for the irrigation of their lands hereinabove described near Deep Creek.

WESTON CREEK.

~~0948~~ 509. *Weston Creek Irrigation Company:*

~~11-0890~~ 1868—May 1

15 c.f.s.

~~11-0891~~ 1885—May 1

25 c.f.s.

0949

Said right includes the natural flow of Weston Creek and the stored and freshet waters impounded in the reservoir system connected therewith and in particular the Weston Reservoir Company, successor to the Weston Reservoir & Power Company, to be diverted through three ditches, two of which have their intake, one on the North side and one on the South side of the said Weston Creek in the Southeast quarter of the Southeast quarter of Section 6, Township 16 South, Range 38 East, B.M., the third having its intake from Weston Creek in the Southwest quarter of Section 9, said Township and Range, for

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

the irrigation of 2000 acres in Sections 4, 5, 8, 9, 10, 11, 12, 13, 14, 15 and 16, Township 16 South, Range 38 East, B. M.

13-0950
510. Isaac McKay, H. J. McKay, Arwell L. McKay, Jedediah McKay and Mrs. Elnora Stevenson, jointly. ~~11 1892~~

1868—May 1 10 c.f.s.

1885—May 1 10 c.f.s.

~~11 1892~~
0951

To be diverted from and returned to the said Weston Creek in the South half of Section 14, Township 16 South, Range 38 East, and to be used for power purposes only, and without obstructing or retarding the continuous flow of said waters to the Weston Creek Irrigation Company during the irrigation season. This appropriation nevertheless is awarded the right to impound said water for its power uses during the non-irrigation season.

Wherever in the foregoing schedule a right is allotted to a corporation as such, which said corporation has forfeited its charter under the statutes of Idaho by failure to file any return or statement, or pay any tax required by law, and such appropriation is represented herein by its directors as statutory trustees, the said allotment shall be deemed to be made to the said directors as trustees, and no right shall be prejudiced by failure or omission to name the said trustees as such, and wherever subsequent to the filing of bill of complaint against the said directors as trustees of any such corporation, the charter of said corporation has been revived in accordance with law, and said corporation has appeared herein and submitted proof of its rights, the said corporation shall be deemed to have been regularly substituted for the said trustees as party hereto.

Provided, however, that notwithstanding this schedule of Rights, users of water under this decree shall at no time divert more water than can be beneficially used, and waste of water is hereby prohibited and enjoined.

III.

1. The following parties to this suit having been duly served with subpoena or warning order, proof of such service having been made, and they having either filed disclaimer or having filed no answer, motion or other appearance or pleading herein, and decree *pro confesso* having been regularly taken against them, and having failed to appear or procure a vacation of said decree, are ADJUDGED AND DECREED to have no right, title, interest or claim in or to any of the waters of Bear River, or its tributaries, and said parties, their agents, servants, attorneys, successors in interest and assigns, are perpetually enjoined from diverting or using any

RECORDED

113

MAY 1 4 1896

of the waters of Bear River, or its tributaries, except as they may hereafter initiate or acquire rights to the use of said waters:

S. H. Atkinson, Edw. Balfour, Banks Investment Company, Mary Bassett, E. L. Bennett, Matilda Bennett, James Calkins, Colin A. Chester, Chris Christiansen, Joseph Christensen, Thomas B. Condie, Isabelle E. Foreman, Ezra C. Foss, Wm. Fowler, C. W. Fryar, Otto Gulbransen, John Harrington, Thomas Jensen, Julius Johnson, Arthur F. Lau, Charles Lund, Wm. C. McGregor, Ed. Meacham, C. J. Mortenson, Thomas Palmer, Richard Olverson, Peter W. Peterson, Engar or Ingard Pearson, Byrum H. Prescott, Hans J. Rasmussen, Norena B. Robins, James Rolando, W. R. Taylor, Rachel S. Thatcher, Orison Thompson, F. H. Wacker, Charles Westerburg, Peter Westerburg; Weston Reservoir and Power Company, late a corporation, and N. P. Jensen, Yeppa Bensen, Frederick Day, Peter Mickelson, Joseph Georgensen, its statutory trustees; Mrs. Hans L. Nelson, Lars W. Nelson, Leonard Nelson, Ellsworth Norris, Nielson-Meek Company, a corporation; Annie L. Peterson, (now Annie L. Potter), Charlotte Walton, Christina V. Wilde, Torval Wilde, Isabel Ames, Hyrum Bell, David Burnett (Barnett), Annie E. Cardon, Philip Chugg, Anna J. Clegg, Amelia Cole, W. S. Cole, William O. Creer, R. T. Hayes, J. S. Hite, Charles Hubbard, Geo. Hultz, Horace Howard, Benj. Hymas, George Jenkins, L. P. Larsen, Robert Kirkham, C. J. Martinson, H. D. Maughan, George I. McFarland, Philip Purcer, H. A. Ransome, Thomas Redford, Eliza A. Seamons, Charles Sorensen, John Sorensen, Nellie Simmons, Amy L. Toone, J. P. Toone, Turner Trust Company, David Williams, Mrs. Freda Anderson, Ira Call, Christian Call, Thomas E. Stanton, The Idaho State Life Insurance Company, Devereaux Mortgage Company, People's Bank & Trust Company, Utah Mortgage Loan Corporation, Continental & Commercial Trust and Savings Bank, (formerly American Trust & Savings Bank); J. N. Ireland & Company, Joshua Adams, Peter Patterson; Cache Valley Land & Canal Company, late a corporation, and Frank Higgenbotham, its statutory trustee; First National Bank of Logan, National Bank of the Republic, Zina B. Cannon; Bancroft Land & Irrigation Company, and W. E. Booth and S. E. Marshall, its statutory trustees; Capital Trust Company, Jerome W. Wheeler, Minnie Walker, Illinois Trust & Savings Bank; Peabody, Houghteling & Company; John C. Hansen, Walter Anderson, Walter S. Crane, Geo. B. Folkman, Lewis S. Pond; Soda Springs Electric Company, late a corporation, and James M. Horsley, Matilda J. Horsley, Newell J. Horsley and A. L. Cook, its statutory trustees; John Skinner; Thatcher Canal and Power Company, late a corporation, and J. A. Folkman, Milton Robbins, George H. Smith and

Nathan D. Thatcher, its statutory trustees; J. B. Wagentz, Francis Clayton, Thomas Freeman, John E. Hill, J. P. Rasmussen, S. H. Richards, Nels P. Roholt; Western Mills, late a corporation, and George Cole, Isaac Jorgensen, and Thomas Preston, its statutory trustees; and Ida M. Kackley.

Nothing in this decree contained shall be construed to prejudice or otherwise affect the liens of any parties hereto claiming rights as mortgagees or lienholders against any of the water rights or lands to which they are appurtenant, as herein decreed, but said parties shall be bound by the provisions of this decree as determining the priority and amount of water rights to which any of their said liens may attach.

2. The following parties to this action, to-wit: Clifford M. Reed, C. B. Wilson (or Charles B. Wilson), R. N. Egbert, Rosa Martinson, Nathan D. Thatcher, Henry C. Christensen, Frank (or F. A.) Manning, George W. Harrington, Junius F. Phillips and Sam Gillett, having regularly appeared herein by cross bill or other pleading and having failed to submit proof in support of their claims, it is therefore, ORDERED, ADJUDGED and DECREED, That said parties take nothing by their said cross bills, and that they have no right, title, interest or claim in or to any of the waters of Bear River or its tributaries, and said parties, their agents, servants, attorneys, successors in interest and assigns are perpetually enjoined from diverting or using any of the waters of Bear River or its tributaries except as they may hereafter initiate or acquire rights to the use of said waters.

3. It is further ORDERED, ADJUDGED and DECREED, that Elmer W. Smith has no right, title, interest or claim in or to any of the waters of Bear River or its tributaries except as a stockholder of and water user under the Gentile Valley Irrigation Company; that Milton Robbins has no right, title, interest or claim in or to any of the said waters except as a stockholder of and water user under the Gentile Valley Irrigation Company and Thatcher Irrigation Company, Limited; that Catherine A. Bevins, David Coombs, Robert N. Egbert, and Boletta Olson have no right, title, interest or claim in or to any of the said waters except as stockholders of and water users under Thatcher Irrigation Company, Limited, and that said parties and each and every one of them and their agents, servants, attorneys, successors in interest and assigns are perpetually enjoined from diverting or using any of the waters of Bear River or its tributaries except as they may hereafter initiate or acquire rights to the use of said water, and except as they may be entitled to the use of water by reason of their interest in the said Gentile Valley Irrigation Company, and the said Thatcher Irrigation Company, Limited.

4. The plaintiff having filed herein its bill of costs for expenses incurred by it for printing bill of complaint, for making service of process, including subpoena *ad respondendum* and warning orders, and of printing this decree, amounting to \$1,923.75, it is ORDERED, ADJUDGED AND DECREED that the same be taxed as costs against the parties to whom rights have been decreed herein *per capita*, at the rate of \$4.81 against each of said parties.

The plaintiff having further included in said bill of costs the amounts paid by it to C. E. Tappan as water master or commissioner of the court in charge of the distribution of water as between the plaintiff and defendant, Last Chance Canal Company, Limited, during the years 1918 and 1919, including therein services rendered by said commissioner for the distribution of water of Soda Creek to the Farmers Land & Irrigation Company during the year 1919, it is ORDERED, ADJUDGED AND DECREED that \$125.00 of said amount be charged to the said Farmers Land & Irrigation Company and \$75.00 to T. H. Horsley, J. E. Lau, D. J. Lau and H. M. Lau, for said last mentioned services, and that one-half of the balance, to-wit: \$1,025.20, be taxed to the Last Chance Canal Company, Limited, and the plaintiff may have process to recover all said costs as herein taxed, in accordance with the rules and practice of the court in equity cases. No other costs or disbursements shall be allowed to any of the parties hereto, but each shall pay his or its own costs.

5. It is further ORDERED AND DECREED that the court retain jurisdiction of this cause for the following purposes:

(a) To make corrections for clerical errors, inadvertences and omissions in the rights decreed.

(b) To review and amend the provisions of this decree, fixing the limits of the irrigation season, and further reducing the amounts of water which may be diverted for irrigation purposes during the months of August and September upon proof of decreased requirements by any appropriator.

(c) To take further evidence upon and to increase or decrease, after hearing allotments for winter use.

(d) To amend the provisions of this decree upon transit losses of stored waters released from the plaintiff's reservoir, and to increase or decrease the allowances herein made for that purpose.

(e) To consider the claims of Thorg Johnson and Enoch Johnson, who claim to divert water from Soda Creek.

RECORDED

116

MAY 1 1926

All the foregoing reservations of jurisdiction shall extend after the term at which this decree is entered, and during any subsequent term prior to January 1, 1924, at which time, or at such earlier time as the court may determine these matters, this decree shall be closed. In all other respects this decree shall be final.

The court further retains jurisdiction, however, at all times, and from time to time, to make all reasonable rules touching the manner of diverting, measuring and distributing the waters, and the devices to be installed and used for such purposes where it may be impracticable to fully comply with the terms of this decree, and to direct that the parties keep accurate and detailed records of the amounts of water diverted, and to require reports to be filed from time to time of the amount so diverted, and generally to make such orders as may be found reasonably necessary to give effect to the decree, and to appoint commissioners or water masters to make distribution in accordance with its terms, and to punish the parties hereto, their officers, agents and employes, and their grantees and successors in interest, for any violation of the provisions thereof.

Done in open court this 14th day of July, 1920.

FRANK S. DIETRICH,
Judge.

MICROFILMED

MAY 14 1996

117