

STATE OF UTAH)
) SS.
County of Beaver)

John M. Anderson, being first duly sworn, deposes and says:

That he is now and has been for more than fifty years last past a resident of the City of Beaver, County of Beaver, State of Utah, where he and his family and his parents have lived for more than fifty years last past;

That for at least fifty years last past he has been acquainted with the 15.2 acres of land referred to in award No. 36 of the decree commonly known as the Beaver River General Adjudication Decree, together with land immediately adjacent to the said premises; and that during the years 1937 and 1938 this affiant farmed the said 15.2 acres of land together with other land immediately adjoining and immediately across the highway from the said premises;

That during the years when this affiant farmed the said 15.2 acres of land referred to in Award No. 36 of said Beaver River Decree he irrigated the said acreage with the water referred to in said award, and which water was diverted at a point in the east half of the northeast quarter of Section 28, Township 29 South, Range 7 West, S.L.M., commonly known as the Greenwood Slough, and at a point above and near the point of diversion of the South Field Ditch which likewise diverts out of a stream from the Greenwood Slough; that said water was diverted out of the stream of water through a wooden diverting works or headgate at a point near where there is now a steel-gate or diverting works;

That during all of the years when this affiant has been acquainted with the said 15.2 acres of land, both before the years 1937 and 1938 when he farmed said premises, and thereafter and until the year 1962, water was taken from the stream and diverted from the above point of diversion, and particularly during the years from 1952 and until the year 1962, William R. Yardley has diverted the water which has irrigated the said 15.2 acres from the above point.

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point of diversion and out of the Greenwood Slough;

That this affiant was a director of the South Field Ditch Company during the years from about 1938 to about 1949, at a time when one George P. Low was farming the said premises; that the said George P. Low irrigated the said 15.2 acres of land with waters awarded under the said Award No. 36, during the above years, and diverted the said water from the point of diversion where the said William R. Yardley diverted the water for the irrigation of said premises, to-wit, the point of diversion out of the said Greenwood Slough at the place where the said steel gate or diverting work is now located as aforesaid; that during all of the years when this affiant was a director of the South Field Ditch Company no objection was ever made by the said company or its directors, and so far as known to this affiant, by any stockholder of said South Field Ditch Company, to the right of said George P. Low to divert the water for the irrigation of said 15.2 acres of land from and through the wooden gate or diverting works in the South Field Ditch Company ditch, and with the waters he claimed under said Award No. 36;

John M. Anderson
John M. Anderson

Subscribed and sworn to before me this 26th day of August, 1963.

Sam Cline
Sam Cline
Notary Public