

STATE OF UTAH)
) SS.
County of Beaver)

D. Waldo Yardley, Ira L. Yardley and D. A. Yardley, each being first duly sworn, depose and say:

That they and each of them are now and have been for more than fifty years last past residents of the City of Beaver, County of Beaver, State of Utah, where they have continuously lived during said period;

That they and each of them during the said period of time have 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; that at the present time and for many years last past D. Waldo Yardley has owned and farmed premises across the highway and on the east of the said 15.2 acres of land, and that all of the affiants herein have been over and around said premises many times during many of the years last past;

That during the period of about ten or eleven years last past one William R. Yardley has farmed the said premises above referred to, to-wit, the said 15.2 acres of land referred to in award No. 36 of said decree, and has irrigated the same with the water awarded for the irrigation of said premises under said award No. 36;

That they ~~are~~ now and have been during the periods above set forth and for many years prior thereto have been acquainted with the location where the said William R. Yardley now diverts the water referred to under said award No. 36, for the irrigation of the said 15.2 acres of land, and where his predecessors in interest have theretofore diverted the said water; that the said point of such diversion is presently at the location of a Parshell flume or steel diverting works in the Greenwood Slough, and which is the flume referred to by Mr. Lee Strong, Beaver River Water Commissioner; that

prior to the installation of the said steel flume the said water was taken from the natural stream bed in the Greenwood slough through a wooden gate or diverting works, and the said water was comingled with the water running in the South Field Ditch Company's ditch prior to the said diversion;

That the water for the irrigation of the said 15.2 acres has never been diverted from and taken from any point of diversion other than as above set forth.

Alvin P. Cardley
Walter Cardley
Lia Cardley

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

Benjamin S. Hill
Notary Public