

(Copy)

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT, OF THE
TERRITORY OF UTAH.

West Point Irrigation Company,
Plaintiff.

vs.

Hans Hansen, et-al., and
Joseph Bagnol, et-al.,
Defendants.

DECREE:

It is therefore ordered, adjudged and decreed, that the said plaintiff, the said West Point Irrigation Company, be and it is hereby, entitled to the use of one-half of all the waters flowing in the river known as the Sanpitch River, Sanpete County, Utah Territory, between the points known as the Rock Dam and the West Point and Ephraim ditches, from the fifteenth day of November in each and every year to the first day of July in each and every succeeding year; and it is further ordered, adjudged and decreed, that said plaintiff is entitled to the use of all said waters beginning with the first day of July up to the fifteenth day of November of each and every year; and it is further ordered, adjudged and decreed, that during the times above named the said defendants, their agents, servants, employees or attorneys, is each enjoined and restrained from interfering with or in any manner obstructing the free use of any of the waters adjudged to said plaintiff; and it is further ordered, adjudged and decreed, that the said Joseph Bagnol, Hans Hansen, Hyrum Coats, Mons Monsen, Thomas Blackham, John N. Larsen, Niels Olsen, Thomas J. Morley, George Syme, Edward Mallinson, Niels J. Anderson, James Syme, Jens Jensen, J. W. Christensen, Iner Nielsen, Niels Sorensen, Niels Rasmussen, Jens Jacobsen, James Borg, Peter Anderson, Lars N. Larsen, Peter Christensen, Olof Olsen, Johana Holman, William Prestwich, Ephraim Anderson, Peter Olsen, Andrew L. Jensen, Joel H. Childs, James Munroe, George Mills, Andrew Nielsen, Will L. Irons, James Harvey, Ellen Shepard, Joseph Farnsworth, Christen P. Nielsen, Thomas J. Warner, J. M. Christensen, George Windows, C. P. Thomas, Z. Kump, Peter Peterson, Andrew Jensen, Isaac Morley and Ben Conrad, defendants,

are entitled to the free and unincumbered use of one-half of all the waters of said Sanpitch River between the points above named, from the fifteenth day of November of each and every year to the first day of July of each and every succeeding year; and it is further ordered, adjudged and decreed, that during all the times when said defendants are entitled to the use of the waters of said Sanpitch River as herein adjudged, the said plaintiff, the West Point Irrigation Company, its servants, agents, attorneys or employees, is each restrained and prohibited from in any manner obstructing the free flow and use of the waters herein adjudged to be the property of said defendants; and it is further ordered, adjudged and decreed, that said plaintiff and defendants, at equal expense, construct and maintain suitable self-dividing head gates in the channel of said River at such points as may be necessary for the purpose of making the division of said waters in accordance with the provisions of this decree and the proper use of said waters by the respective parties.

And it is further ordered, adjudged and decreed, that each party pay their own witnesses and half the costs of the Court, taxed at \$64.20.

Done in open Court this 21st day of May A. D. 1890.

JOHN W. BLACKBURN

J U D G E .