

P E T I T I O N

TO THE STATE ENGINEER OF THE STATE OF UTAH:

The petition of the undersigned, who constitute substantially all of the water users from Burnt Fork Creek and Birch Creek, Daggett and Summit Counties, Utah, respectfully represent:

1. That they and each of them are owners of water rights on Burnt Fork Creek and Birch Creek, tributaries of Henrys Fork, a tributary of Green River.

2. That your petitioners own land located in Township 17 East, 3 North, Salt Lake Base and Meridian and beneficially use water from said sources for the irrigation of their farm lands. That said water rights have been established in accordance with the laws of the State of Utah, but have not been decreed and are not of record. That the water from the said sources, together with water from springs in the drainage areas thereof, has been intermingled and used for irrigation of the land in the drainage areas. That by reason thereof, it is necessary that the rights on both creeks and of the springs in their drainage areas be adjudicated in one proceeding; that it is necessary that said rights be adjudicated in accordance with the statutes of the State of Utah in order to avoid a multiplicity of suits involving the water users in said drainage areas.

WHEREFORE, your petitioners pray that the State Engineer make an investigation of the relative rights of the various water users in the Birch Creek and Burnt Fork drainage areas and that he file in the District Court of Daggett County or other court of competent jurisdiction an action to determine the rights of your petitioners and all of the water users on said sources of supply in the manner provided by Chapter 4, Title 100, Utah Code Annotated, 1943.

Petitioners

STATE OF UTAH)
 : ss
 County of Daggett)

EARL GAMBLE, ALTON BECK and W. LEE RUSSELL, petitioners above named, being duly sworn, depose and say that they have read the foregoing Petition, know the contents thereof and that the same is true.

SUBSCRIBED AND SWORN to before me this _____ day of November, 1947.

 NOTARY PUBLIC