

Received December 2, 1937  
State Engineer's Office

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THE STATE OF WYOMING  
BOARD OF CONTROL  
CHEYENNE

Send reply to  
David P. Miller, Superintendent  
Water Division No. 4  
Rock Springs, Wyoming

Rock Springs, Wyoming  
December 1, 1937

Mr. John D. Quinn,  
State Engineer,  
Cheyenne, Wyoming.

Dear Mr. Quinn:

This will acknowledge receipt of your letter of the 29th last, relative to the complaint of the water users near Burnt Fork to the actions of D. C. Jensen.

Jensen has been a constant agitator in this vicinity ever since he came to the country about seven years ago, and I had one brush with him in 1934, but since that time he has confined his activity to ditches and diversions over the line in Utah, where I have no jurisdiction. In 1936 he made a habit of daily traversing the creek in Utah, and opening all dams and turning practically all the water to his own diversions, which are the High Line, Preemption, Widdop and Home ditches as shown on page 112 of the water book. In June 1936 he was arrested by the Water Commissioner in Utah and taken to Coalville, the County Seat of Summit County, and was then put under a bond to keep hands off the ditches and water in the Burnt Fork area. If I am correctly informed, he was at that time required to deposit the deed to certain property he owns with the court as bond, and I believe he is still under this bond.

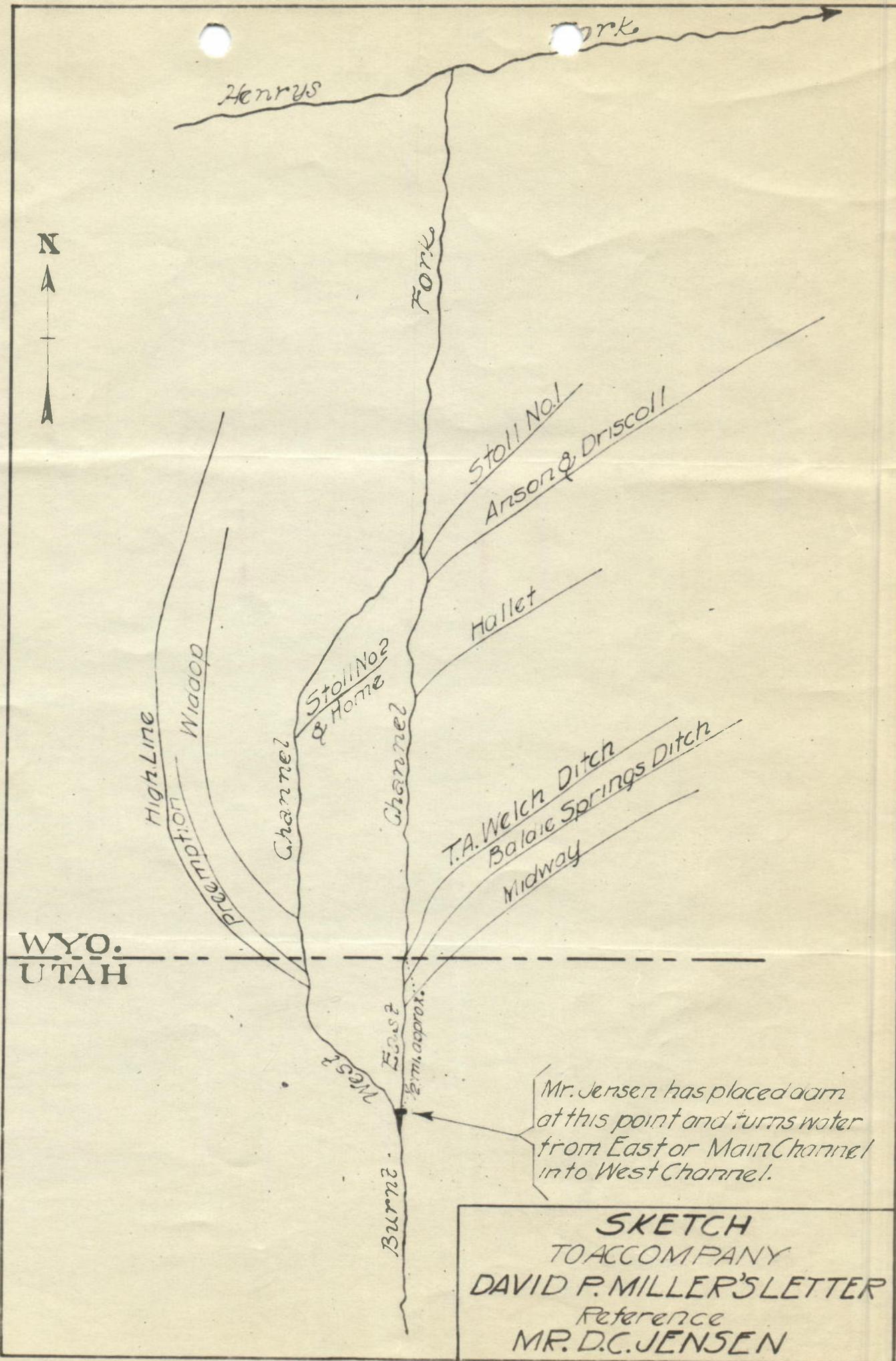
I am enclosing a pencil sketch showing in a general way the location of the ditches and channels. The situation is such that Jensen can turn all the water of Burnt Fork to the West Channel of the creek, and away from the ditches of the signers of the petition in your office.

Inasmuch as all this takes place in Utah, I cannot see where we have any remedy for these people beyond lodging a vigorous protest with the State Engineer of Utah, which I think you should do, and it may be that Mr. Humpherys will take some action. Whatever you can do in this line will be highly appreciated by these people, for their complaint is a just one. I think that some inquiry might be made of Mr. Humpherys as to the status of the bond on Jensen, which I think is still in force.

Yours very truly,

/s/ David P. Miller





**SKETCH**  
 TO ACCOMPANY  
 DAVID P. MILLER'S LETTER  
 Reference  
 MR. D.C. JENSEN