



**THE STATE OF UTAH**  
**OFFICE OF STATE ENGINEER**  
**SALT LAKE CITY**

**JOSEPH M. TRACY**  
STATE ENGINEER

August 18, 1955



MEMORANDUM FOR OFFICE STUDY ONLY

BY: Hubert C. Lambert

RE: Burnt Fork Distribution

On Thursday May 26, 1955, a meeting concerning the distribution of the waters of Burnt Fork on a temporary basis was called at the County Courthouse in Manila, Utah, at 2:00 p.m. The following were present and represented:

Hubert C. Lambert	Beatrice Beck
Robert B. Porter	Myrtle Beck
Emil Graddert	L. R. Beck
David Miller	Alton Beck
Lewis Stoll	Florence Ellsworth
Claude Sadlier	Olive Killian
Reed Wilde	Birnell Olsen
Earl Gamble	Gene Gamble
Robert Gamble	Austin Stevens
Orson Buehanin	B. L. Hussman
Interstate Reservoir and Irrigation Company	

At this meeting it was decided that on the basis of acreage surveyed during the General Determination of Water Rights Proceeding would be the basis for distribution for this summer. It was further decided that the water would be distributed at each point of diversion on the basis of one second foot for fifty acres surveyed. There was no attempt to distribute water to the individual owners on each ditch. This more technical distribution was to be left until a priority schedule on a permanent basis could be reviewed and tested. It was further decided that no springs would be involved in this distribution, although, these springs may directly flow into and be used supplemental to the regular rights. The two springs especially referred to under this category are the Indian Springs, formerly owned by Birnell and Nora Olsen, but now owned by Donald J. and Caroline H. Goodfellow, and the Ike Edwards Spring, formerly owned by Walker Lee Russell, now owned by Birnell and Nora Olsen.

The distribution of water that was set up in the Wyoming Determination of Water Rights was to remain as in the book, even though technically some of these rights are Utah diversions. Under authority of the Upper Colorado Compact which designates that Wyoming pay 70% and Utah 30% of the cost of the distribution of water on interstate streams, of which Burnt Fork is one, Lewis Stoll was chosen to be Water Commissioner for

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three months during the irrigation season of 1955, at a salary of \$200 per month, which includes his transportation costs. Utah's share of this salary for the summer would be \$180 or \$60 per month. It was indicated that the method by which Utah would raise its proportion was not known at the time, and that an assessment based upon acreage may be necessary to pay Utah's cost of distribution.

The following tabulation indicates ditches, flows and the priorities under which the water is to be distributed during the summer of 1955:

<u>Ditch</u>	<u>Flow</u>	<u>Priority</u>
Ike Edwards	12.7	1901
Gamble	19.16	1885 (15.2 sec. ft.) 1895 (4.8 sec. ft.)
Baldy Springs	14.0	1899
Interstate Canal	32.37	1926
Rights diverted below Baldy Springs Ditch	39.04	Priority as set up in Wyoming Adjudication Book

More particularly described as follows:

<i>Wyo</i>	Rights prior to 1885	4.99 sec. ft.
<i>Utah</i>	1885 right of Gamble Ditch	15.2 sec. ft.
<i>Wyo</i>	Rights between 1885 and 1895	7.05 sec. ft.
<i>Utah</i>	1895 Wyman Ditch right	4.8 sec. ft.
<i>Wyo</i>	Rights between 1895 and 1901	4.13 sec. ft.
<i>Utah</i>	1901 Ike Ditch	16.86 sec. ft.
<i>Wyo</i>	Rights between 1901 and 1912	15.47 sec. ft.
<i>Utah</i>	1912 Ike Ditch	4.50 sec. ft.
<i>Wyo</i>	Rights between 1912 and 1921	7.40 sec. ft.
<i>Utah</i>	1921 Gamble Ditch	2.82 sec. ft.
<i>Utah</i>	1926 Interstate Reservoir and Canal Company	32.37 sec. ft.

The measurement and rating of the ditches involved was to be accomplished by Mr. Emil C. Graddert, District Water Commissioner for the State of Wyoming. Mr. Stoll is to administer the water in accordance with the measurements made by Mr. Graddert.

The meeting then adjourned with the understanding that this is a trial administration and that no precedent would be set in the Final Determination of the Water Rights for Burnt Fork by the distribution pattern set up at this meeting.

H. C. L. ✓