

October 23, 1920

Mr. C. W. Burquist,
Attorney-at-Law,
Mount Pleasant, Utah.

Twin Creek Irr Co.
San Juan Distribution

Dear Sir:

Your communication of the 19th instant, relative to the distribution of water during the past irrigation season between the Mountain Tunnel Irrigation Company and the Twin Creek Irrigation Company, received.

You ask that I pro-rate the expense between these two companies as nearly as possible and notify the Twin Creek Irrigation Company of my decision. I presume that in submitting this matter to me you are doing so under the provision of Section 70, Chapter 67, Session Laws of Utah 1919. This section, however, relates only to cases where the actual distribution is under the adjudication of the State Engineer. If, however, you are submitting this matter to me solely for the purpose of having me act as an arbitrator, then the request must come from both parties before I feel at liberty to act. In that event I would also want to know how much water has been distributed to each company during the time that the water was distributed by a water master and the total cost incurred by the water master in the distribution of the water. From such data I can determine the amount of water diverted by each company and will then be able to tell what proportion of the total expense should be borne by each company.

Very truly yours,

State Engineer

CJU/BD

By

Deputy