

May 14, 1928.

Mr. LeRoy B. Young,  
First National Bank Bldg.,  
Brigham City, Utah.

Dear Mr. Young:

RE: BOX ELDER DIST.

I have your letter of May 10 with reference to the trouble of the Perry Irrigation Company and would say that Mr. Williams has the matter a little mixed.

Under the provisions of Section 70, Chapter 67, Session Laws of 1919, I can take charge of the distribution of the waters of a canal company on a proper petition. This was discussed with Mr. Williams but he told me that the distribution was now taking place under a schedule ordered by the Court. I pointed out that it would not help the situation in the least if I took over the distribution as I would have to abide by this schedule which would mean that the Thomas Bros. would get their turn as in the past. I did suggest that they might get an order from Judge Harris which would do away with this schedule and leave it to my discretion in case I took charge of the dividing of the water. Once this schedule was out of the way it seemed probable that the division could be so arranged that the Thomas Bros. receive no water until they paid their share of maintenance and up-keep and their proportion of cost of distribution. In other words there is no point in my coming into the matter if the distribution is to take place under a binding Court order which allows the Thos. Bros. the same opportunity they have had in the past.

Any comments or suggestions which you may have in regard to this situation will be welcome.

Yours very truly,

State Engineer.

GMB/E