

PHILLIP V. CHRISTENSEN

IN THE SEVENTH JUDICIAL DISTRICT COURT OF CARBON COUNTY  
STATE OF UTAH

---

IN THE MATTER OF THE PROPOSED :  
DETERMINATION OF WATER RIGHTS : Civil No. \_\_\_\_\_  
IN THE PRICE RIVER AND LOWER : OBJECTION OF JOHN B. JONES TO  
GREENRIVER DRAINAGE. : THE PROPOSED DETERMINATION OF  
: WATER RIGHTS IN THE PRICE RIVER  
: AND LOWER GREENRIVER DRAINAGE  
\_\_\_\_\_ :

Comes now JOHN B. JONES and objects to the proposed determination of the State Engineer in the above-entitled matter as follows:

1. The State Engineer has apparently not recognized the right of the undersigned in the mineral springs running into the second field south of the Schofield Reservoir probably located in Section 32, known as Sulphur Springs.

2. The State Engineer apparently has not recognized the right of the undersigned to the water from the Mooney Mine Spring running into the first field south of the Schofield Reservoir, also probably in Section 32.

3. Apparently, Bill Cornaby and Ellery Simonson are allowed an irrigation right in the stream from Woods Canyon (Granger) for irrigation of 18 acres. The irrigation water from Woods Canyon (Granger) belongs to the heirs in the Madsen Estate and John B. Jones, and Bill Cornaby and Ellery Simonson have no irrigation right in such stream, but do have stock watering rights in the stream.

4. Apparently, the undersigned hasn't been allowed use of the water from the spring in Engals Canyon for stock watering of 200 head of cattle and haven't been allowed the use of water from two springs in Millard Canyon and running water through Millard Canyon for watering of 200 head of cattle.

5. May Nicoldemus and Tom Biggs have apparently been given a right to use water from Jones and Madsen diversion from Clear Creek and ditch that runs through Schofield Town. Biggs and Nicoldemus have no right to irrigation water from the Jones and Madsen diversion, nor do they have a right to the use of irrigation water from Clear Creek.

6. The undersigned has a priority to the use of water from Clear Creek which he diverts just above Schofield Town and is apprehensive that if water is allowed the residents of Schofield Town for the irrigation of gardens, lots, etc. that Jones, the undersigned's, priority will not be recognized.

7. The undersigned agrees to the proposed determination of the State Engineer in the above-entitled matter with respect to Claim Nos. 2991, 2992, 3648, 2993, 2994, 3642, 3658, 3655 and 2995.

8. The undersigned requests the State Engineer to investigate further this matter and in the proposed determination recognize the rights of the undersigned, John B. Jones.

9. The undersigned, John B. Jones, claims priority for the use of the above water back to 1860 for both stock watering rights during the summer months and irrigation rights from March to October of each year.

10. The irrigation water is used as a part of the water right for the irrigation of approximately 600 acres of land belonging to the undersigned, such land being acquired from Florence and Mary Kimble, located in Sections 29, 30, 31, 32, 33, and possibly 28,

Township 12 South, Range 7 East, Salt Lake Base and Meridian.

DATED this 2nd day of July, 1974.

s/ John B. Jones  
\_\_\_\_\_  
JOHN B. JONES

s/ Phillip V. Christensen  
\_\_\_\_\_  
PHILLIP V. CHRISTENSEN, for  
CHRISTENSEN, TAYLOR & MOODY  
Attorneys for John B. Jones,  
Claimant  
55 East Center Street  
Provo, Utah 84601

STATE OF UTAH, )  
                  : SS.  
COUNTY OF UTAH. )

On the 7th day of July, 1974, personally appeared before me JOHN B. JONES, the signer of the foregoing instrument, and duly acknowledged to me that he executed the same.

Phillip V. Christensen  
NOTARY PUBLIC

My Commission Expires:

8-18-75

Residing at: Provo, Utah

Mailed a copy of the foregoing Objection to Dallin W. Jensen, Assistant Attorney General, State Capitol, Salt Lake City, Utah and to D. C. Hansen, State Engineer, Department of Natural Resources, Division of Water Rights, 442 State Capitol, Salt Lake City, Utah 84114, on the 7th day of July, 1974, first class postage prepaid.

s/ Phillip V. Christensen  
\_\_\_\_\_  
PHILLIP V. CHRISTENSEN, Attorney