

Aug. 16, 1928.

Mrs. Mary Eleganti,
Box 357,
Helper, Utah.

Dear Madam:

RE: SPRING CANYON DIST.

Since your letter of June 25 I have endeavored to keep in touch with the situation in Spring Canyon. I am advised that owing to the good offices of the Company Agent, Mr. Madsen, an arrangement between you and Mrs. DeMarco was worked out under which each side had the use of all the water of the canyon, except Goat Spring, for three and one-half days each week. This is the usual method of rotation where the supply is small and is in force all over the state.

I also understand that later on differences arose and that the old trouble is being had in dividing this water. I have studied the situation and there would appear to be another solution other than the one suggested in my letter of June 27 of having a special deputy on the ground all the time. In hopes of settling this difficulty I am bringing this other solution to your attention.

The law is very definite that every water users must install and maintain substantial headgate and measuring device of a kind approved by the State Engineer at every point where water is diverted or turned out. The law also provides that the headgates shall be of such character that they can be kept locked so that when properly set by the water commissioner they can not be changed either by the water user or someone else. It do not believe it necessary at this moment to make the formal order requiring you to comply with this provision of the law as I believe that when you understand this situation you will be willing to return to the agreed method of use which was worked out for you by Mr. Madsen.

Please let me hear from you by return mail whether or not you will return to the peaceable arrangement worked out by Mr. Madsen or whether I shall make the official order noted above. I may say that the kind of headgate you will be required to install at each of your points of diversion will be of concrete construction with iron gates that cannot be interfered with or changed.

Yours very truly,

State Engineer.

GMB/E