

March 11, 1939

Mr. Abner Perry, Secretary
Coal Creek Water Users' Committee
Cedar City, Utah.

Dear Sir: REL: COAL CREEK DISTRIBUTION.

This will acknowledge receipt of the minutes of a meeting of the Coal Creek Water Users' Committee held in the Federal Building at Cedar City on Tuesday, February 21, 1939.

From these minutes it appears that a majority of the water users of the Coal Creek system were present and made recommendation to the State Engineer that J. T. Leigh be appointed to act as Water Commissioner on Coal creek for the season of 1939 - all in compliance with Section 100-5-1, Compiled Laws of Utah, 1933, and acts amendatory thereto; however, I am returning these minutes for corrections which may appear to be of minor importance, but are vital to make your action legal.

The minutes show that Mr. Leigh was recommended to the State Engineer as Commissioner, but fail to show when his work is to begin and end and the compensation he should receive. Add these to the minutes for no doubt they were discussed and agreed upon at the meeting.

Change the name of the Committee from the "Adjudicating Committee" to the "Coal Creek Water Users' Committee."

In the sixth paragraph of your minutes, which has to do with the transferring of water to the public picnic grounds located on the head waters of Coal creek, the quantity of water referred to is 10 c.f.m., which I assume means 10 cubic feet a minute. However, this is only an assumption, and in order to make it clear, the quantity of water should be designated in second feet as the law provides.

When the minutes are corrected, as above noted, they should be properly signed and attached to a resolution - which should also be signed - providing for the appointment of Mr. Leigh as Commissioner. A form of resolution to be used is attached hereto. Mr. Leigh should indicate his acceptance of the appointment by signing the resolution near the bottom of page 2, in the space provided. The duly elected Water Users' Committee should likewise sign, as provided on the same page.

Commissioner Leigh submitted only one copy of his report for 1938, whereas three copies are required and could have been made as cheaply as

D.P.

CC-Mr. J. L. Leigh
Cedar City, Utah.

Encl. Minutes
Resolution
Permanent Application Blank
Temporary Application Blank

L. H. Humphreys
STATE ENGINEER

Yours very truly,

Referring again to the minutes, there appears to be no information in this office of the proposed construction of a reservoir dam at Woods Ranch in Cedar Canyon. It will be appreciated if you will advise me more with respect to this matter, particularly as to who is doing the construction and to what extent it has gone forward.

Applications are enclosed herewith. Blank forms for both Permanent and Temporary Changes from year to year. Temporary changes are provided in the law and can be made by the degree. Permanent changes are provided in the law and can be made by the degree. Temporary changes are provided in the law and can be made by the degree. Permanent changes are provided in the law and can be made by the degree. Temporary changes are provided in the law and can be made by the degree.

Referring to Paragraph 6 of your minutes, the South and West Field Company would be required to file with the State Engineer Application to Change the Point of Diversion and Place of Use (Section 100-3-3, Revised Statutes of Utah, 1933, and sets amendatory thereto) of the water to the public plane grounds. Until such will have been done, the Water Commission is without authority to deliver the water otherwise than as provided by the degree. Temporary changes are provided in the law and can be made by the degree. Permanent changes are provided in the law and can be made by the degree.

3/11/39
Mr. Abner Perry.