January 10, 1938

Mr. J. M. Foster, Secretary,
Coal Creek Irrigation Company,
Cedar City, Utah.

Dear Sir: RE: COAL CREEK DISTRIBUTION.

This will acknowledge receipt of your letter of January 5, 1938 in which you set forth that the Coal Creek Irrigation Company would like to have a Commissioner appointed for the distribution of water in Coal creek for the year 1938, and that you think that Mr. J. T. Leigh's services have been very satisfactory in the past and that the various parties interested will no doubt request his re-appointment. You then ask that I do whatever is necessary to make the appointment. In reply I wish to advise that your water users diverting water from Coal creek should request a Commissioner be appointed for the full season of 1938. If such appointment meets with the approval of your water users, I will be willing to appoint Mr. Leigh, Commissioner for this season provided request is made and signed by each member of your Adjudication Committee, which as I remember, consists of the Presidents of each of the Irrigation Companies diverting water from Coal creek.

In this request or petition it should be clearly set out that the water users request the appointment of the Commissioner for the year 1938. It should further set forth very clearly how he is to be compensated for his services and that the water users are to pay the Commissioner direct without reference to this office. Such a request, if and when submitted to this office, should be accompanied by the $5.00 fee. It is necessary to pay the fee for the Commissioner's $2,000 bonds as required by statute.

A letter of acceptance of the position as outlined in the petition should accompany the petition by Mr. Leigh, providing he is the Commissioner appointed by the State Engineer for Coal creek.

Yours very truly,

T. H. Humpherys,
STATE ENGINEER.

S:cs
CC: S.
J. T. Leigh,
Cedar City, Utah.
Coal Creek Adjudication Committee,
% Roice B. Nelson,
Cedar City, Utah.