

June 9, 1936

Mr. G. A. Fuller,
Cisco, Utah.

Dear Sir:

REL: COTTONWOOD CREEK DISTR.

I have your letter of the 4th inst. in which you say that following an agreement as between Mr. Erickson and Mr. Turner you proceeded to divide the water in accordance therewith, following which Mr. Erickson, without notice to you or otherwise, cut the dam, thus destroying the results which had been obtained by the agreement referred to.

Your duty in the matter is plain. You are to divide the water according to the rights involved and particularly in accordance with any agreement entered into by and between parties, as appears to have been the case in this instance. The cutting of a dam or otherwise disturbing gates or devices when once placed by a Water Commissioner of an agent of the State Engineer is a misdemeanor and punishable under the law.

Hereafter set your gates or dams and if they be disturbed get sufficient evidence, - that from two witnesses, to the act and the Attorney General will bring action before the District Court and place the offender under bond. There is no use temporizing with this matter. The authority of a Water Commissioner must be respected or there had better be none.

Yours very truly,

T. H. Humpherys
STATE ENGINEER

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CC: Mr. H. J. Erickson,
Cisco, Utah.

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