

May 2, 1939

Mr. J. Vernon Erickson,
Erickson & Erickson,
Richfield, Utah.

Dear Mr. Erickson:

This will acknowledge receipt of your letter of April 26, received in this office April 29, in which you ask for, and petition the State Engineer to distribute the water of Monroe creek.

Upon investigation I find that Monroe creek, or the waters thereof, has never been considered as a part of the Sevier River distribution by reason of which, together with the fact that there are expenditures involved for the construction of head gates, etc., the only safe method to pursue would be to create a distribution district, as provided under Chapter 5 of the Revised Statutes of Utah, 1933, and amendments thereto, more specifically set out under Sections 100-5-1 to 100-5-4, inclusive.

It will be necessary, therefore, to confer with the water users by assembling them in a meeting to determine the majority opinion with respect to the necessity for the employment of a Water Commissioner, and particularly to the incurring of the cost involved in head gates and measuring devices. To save any delay, I therefore instructed Mr. J. Lerus Ogden by telephone to go up on Monroe creek and ascertain the attitude of the water users affected by your proposal and if there be no violent objection, he was to telephone me; whereupon I will call a meeting immediately and confer with them to the end that any necessary action conforming to the majority opinion can be taken.

I hope that the handling of the matter in this way will be in accordance with your wishes.

Yours very truly,

T. H. Humpherys
STATE ENGINEER

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