

July 20, 1927.

Mr. Wallace Case,
Muddy Creek Commissioner,
Emery, Utah.

RE: MUDDY CREEK DIST:

Dear Sir:

I have your letter of July 17, and had a call from Mr. Sheen Monday who reported that he believed matters had been arranged with you.

It is very difficult for me to give exact directions when I am so far away, and, of course, quite unfamiliar with exactly what is happening on the ground. As I recall, at the time of my visit, there was to be a plate at the dividing point in the divider which it was agreed would give the independent people $1/16$ of the normal flow. I understand from Mr. Sheen that it will be agreeable to the Emery people to have the storage water turned down over the Emery dam, and, if this is correct, that is the way it should be handled.

I consider that neither canal company have proper arrangements for diverting and measuring the water but the immediate problem was to take care of the situation this season. It seems to me that this can best be done by your recognizing that you have full authority to distribute the water according to the rights, and that it is your duty to see that the Independent Canal Company gets $1/16$ of the normal flow, and, in addition to this, whatever stored water they may turn down. I do not believe that the Emery people seriously wish to take water that belongs to the Independent Canal Company, and it is part of your duty to make the arrangements, so far as possible, on a friendly basis.

Owing to the unsatisfactory methods of diversion mentioned above, the situation as regard sluicing

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gravel is complicated, and I suggest that this be done under your direction with a reasonable warning to the Independent people when such action is necessary.

Please do not hesitate to write to me about any points which I have not made clear.

Yours very truly,

QMB/G

State Engineer.