GARY R. HERBERT
Governor

SPENCER J. COX
Lieutenant Governor

State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Water Rights

KENT L. JONES
State Engineer/Division Director

Floyd Yardley
PO Box 107
Beaver, UT 84713-0107

June 30, 2014

Floyd:

That re-established Morris Levi diversion needs to be filled in and dammed off as soon as possible, it is not a legal point of diversion. There are no water rights left in the White or the Morris-Levi, they have all been moved to the other canals... see the discussion below along with accompanying paperwork.

Furthermore if the diversion was legally re-done, it would be required to have a head gate and measuring device as with all the other diversions on the Beaver River. Also there would be notice of such provided to the water commissioner to make him aware of the diversion being re-established. Not having done such seems contrary to the Division's efforts to operate the system, as we are trying to manage what little water is currently available in this period of drought on the Beaver River System. Re-establishing this diversion without a currently valid water right is a violation of state statues.

I have attached a summary that is also emailed to Steve Gale the Water Commissioner. If you need further information on the individual water rights, those are available in the division records where you can look up the water rights and associated documents on the internet.

Here is a summary of the current status of the Beaver River Decree Awards you have refereed to:

Award 85 (along with a portion of Award 88) are under 77-179.
--They have been moved to Aberdale Canal and the database shows ownership under Aberdare Bench Canal Company. If you look at the priority schedule on the second line you will see 1 cfs for Aberdare Canal that does not pro-rate with the other ditches. That is the Emma Yardley right (Award 85).

Award 86 has been moved to the Barton Ditch.
--On line three of the priority schedule you will see 0.47 cfs for Barton Ditch. That is Award 86a which doesn't pro-rate with the other rights. (Awards 85 and 86a do pro-rate with each other.)This award is under water rights 77-683, 685, 687, 689, 1271 with various owners shown in our database, none of which are currently Floyd, by the way.

Award 86b is shown on the priority schedule on the 12th line down where it shows Barton Ditch for 0.2 cfs.
--This is under water rights 77-684, 686, 688, 690, 1272, which again have various owners that don't include Floyd.

Awards 90 and 91 are in the Aberdare Canal and are also incorporated into the priority schedule towards the bottom. These rights would not have received any water this year due to their late and high priority dates.

There are no longer any water rights in the Morris and Levi Ditch or in the White Ditch. Both of these ditches were historically located above the Barton Ditch, below the Patterson Dam. So if there is a diversion above the Barton Ditch where water is being taken, this would be a brand new diversion that has never been established under a valid water right.
For that reason it needs to be shut off, and filled in so that there is **no live water or sub water flowing** in the ditch. If not, I will send this over to enforcement.

Sincerely, Mike Silva

Mike Silva, Distribution Engineer

cc: Beaver River Correspondence File
Steven Gale, Beaver River Water Commissioner
Southwestern Regional office /w Encl.

1594 West North Temple, Suite 220, PO Box 146300, Salt Lake City, UT 84114-6300
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UTAH DNR WATER RIGHTS

	A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P	Q	R
1	Award #	PD Canal or Ditch	WRNUM	CHNUM	CFS	PRIORITY		COMMENT		Subtotal			Explanation					
2	53(a)	Aberdare Canal	77-603	Accomplished Change	0.19	1870	A	Transferred from Adobe Yard Slough										
3	85	Aberdare Canal	77-179	Accomplished Change	1	1870	B	does not pro-rate with other rights; PD combines Award 85 and part of 88					Former Emma Yardley Right See below on 77-179					
4		Barton Ditch	77-683	Accomplished Change	0.27	1870	B	does not pro-rate with other rights										
5		Barton Ditch	77-685	Accomplished Change	0.063	1870	B	does not pro-rate with other rights										
6	86(a)	Barton Ditch	77-687	Accomplished Change	0.135	1870	B	does not pro-rate with other rights										
7		Barton Ditch	77-689	Accomplished Change	0.002	1870	B	does not pro-rate with other rights		0.47	Total of 86a award							
8		Barton Ditch	77-1271	Accomplished Change	0.002	1870	B	does not pro-rate with other rights										
9		Barton Ditch	77-684	Accomplished Change	0.114	1890	A	does not pro-rate with other rights										
10		Barton Ditch	77-686	Accomplished Change	0.027	1890	A	does not pro-rate with other rights										
11	86(b)	Barton Ditch	77-688	Accomplished Change	0.058	1890	A	does not pro-rate with other rights		0.20	Total of the 86b award							
12		Barton Ditch	77-690	Accomplished Change	0.001	1890	A	does not pro-rate with other rights										
13		Barton Ditch	77-1272	Accomplished Change	0.001	1890	A	does not pro-rate with other rights										
14	87	Barton Ditch	77-691		7	1870	C											
15		Barton Ditch			0.69	1870	C	Missed in PD; Jun1-Oct31										
16		Aberdare Canal	77-156	Accomplished Change	0.203	1870	C											
17	88	Aberdare Canal	77-179	a2541	0.127	1870	C	PD combines Award 85 and part of 88					Former Emma Yardley Right from above on 77-179					
18		Aberdare Canal			0.03	1870	C	Missed in PD; Jun1-Oct31										
19		Aberdare Canal	77-810		13.37	1870	C	This was amended to 13.48 cfs, but the amendment was not carried over to the PD										
20	89	Aberdare Canal	77-1899			1870	C	a31112 (based on shares in Aberdare, 77-810) changes 30 ac to a well										
21		Aberdare Canal			1.32	1870	C	Missed in PD; Jun1-Oct31										
22	90	Aberdare Canal	77-697	Accomplished Change	0.63	1903	C	Apr 1 to Jun 1; period of use was amended to Apr 1 to Sep 30 but amendment was not carried over in PD								note early season high water righ		
23	91	Aberdare Canal	77-698	Accomplished Change	1.5	1903	A	Apr 1 to Jun 1, Award 102 is junior; see amendment								note early season high water righ		
24		Emerson Ditch	77-699		1.12	1870	C											
25	92	Emerson Ditch	77-700		1.59	1870	C											
26		Emerson Ditch	77-701		0.41	1870	C											
27		Emerson Ditch			0.31	1870	C	Missed in PD; Jun1-Oct31										
28		Aberdare Canal	77-176	a1329	0.0875	1870	C											
29		Aberdare Canal			0.01	1870	C	Missed in PD; Jun1-Oct31										
30		South Ditch	77-189		0.174	1870	C		0.017447	0.191447	0.191	0.1914						
31		South Ditch	77-703		0.62	1870	C		0.062167	0.682167	0.682	0.6822						
32	93	South Ditch	77-704		0.196	1870	C		0.019653	0.215653	0.216	0.2157						
33		South Ditch	77-705		1.378	1870	C		0.13817	1.51617	1.516	1.5162						
34		South Ditch	77-706		0.1125	1870	C		0.01128	0.12378	0.124	0.1238						
35		South Ditch	77-707		0.312	1870	C		0.031284	0.343284	0.343	0.3433						
36		South Ditch	77-708			1870	C			3.0725	3.072	3.0726						
37		South Ditch			0.28	1870	C	Missed in PD; Jun1-Oct31										
38	94	Furnace Ditch	77-832		7.57	1870	C											
39		Furnace Ditch			0.74	1870	C	Missed in PD; Jun1-Oct31										
40		Hay Ditch	77-710		0.82	1870	C		0.082242	0.08								
41		Hay Ditch	77-711		0.68	1870	C		0.068201	0.07								
42	95	Hay Ditch	77-1042		0.175	1870	C		0.017552	0.018								
43		Hay Ditch	77-1164		0.02	1870	C		0.002006	0.002								
44		Hay Ditch			0.17	1870	C	Missed in PD; Jun1-Oct31										

PARTIAL LIST ONLY

	A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P	Q	R	S	T
1	Award #	PD Canal or Ditch	WRNUM	CHNUM	CFS	PRIORITY		COMMENT		Subtotal			Explanation							
2	53(a)	Aberdare Canal	77-603	Accomplished Change	0.19	1870	A	Transferred from Adobe Yard Slough												
3	85	Aberdare Canal	77-179	Accomplished Change	1	1870	B	does not pro-rate with other rights; PD combines Award 85 and part of 88					Former Emma Yardley Right See below on 77-179							
4		Barton Ditch	77-683	Accomplished Change	0.27	1870	B	does not pro-rate with other rights												
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11	86(b)	Barton Ditch	77-688	Accomplished Change	0.058	1890	A	does not pro-rate with other rights		0.20	Total of the 86b award									
12		Barton Ditch	77-690	Accomplished Change	0.001	1890	A	does not pro-rate with other rights												
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18		Aberdare Canal			0.03	1870	C	Missed in PD; Jun1-Oct31												
19		Aberdare Canal	77-810		13.37	1870	C	This was amended to 13.48 cfs, but the amendment was not carried over to the PD												
20	89	Aberdare Canal	77-1899			1870	C	a31112 (based on shares in Aberdare, 77-810) changes 30 ac to a well												
21		Aberdare Canal			1.32	1870	C	Missed in PD; Jun1-Oct31												
22	90	Aberdare Canal	77-697	Accomplished Change	0.63	1903	C	Apr 1 to Jun 1; period of use was amended to Apr 1 to Sep 30 but amendment was not carried over in PD								note early season high water right with later priority				
23	91	Aberdare Canal	77-698	Accomplished Change	1.5	1903	A	Apr 1 to Jun 1, Award 102 is junior; see amendment								note early season high water right with later priority				
24		Emerson Ditch	77-699		1.12	1870	C													
25	92	Emerson Ditch	77-700		1.59	1870	C													
26		Emerson Ditch	77-701		0.41	1870	C													
27		Emerson Ditch			0.31	1870	C	Missed in PD; Jun1-Oct31												
28		Aberdare Canal	77-176	a1329	0.0875	1870	C													
29		Aberdare Canal			0.01	1870	C	Missed in PD; Jun1-Oct31												
30		South Ditch	77-189		0.174	1870	C		0.017447	0.191447	0.191	0.1914								
31		South Ditch	77-703		0.62	1870	C		0.062167	0.682167	0.682	0.6822								
32	93	South Ditch	77-704		0.196	1870	C		0.019653	0.215653	0.216	0.2157								
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34		South Ditch	77-706		0.1125	1870	C		0.01128	0.12378	0.124	0.1238								
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36		South Ditch	77-708			1870	C			3.0725	3.072	3.0726								
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42	95	Hay Ditch	77-1042		0.175	1870	C		0.017552	0.018										
43		Hay Ditch	77-1164		0.02	1870	C		0.002006	0.002										
44		Hay Ditch			0.17	1870	C	Missed in PD; Jun1-Oct31												
45		North Dotson Gillins Ditch, S	71-2426			1870	C	Apr1-Jun1												
46	96(a)	South Dotson Gillins Ditch, N	71-2428		9.67	1870	C	Jun1-Oct31												
47		North Dotson Gillins Ditch	71-2429			1870	C	Jun1-Oct31												
48		North Dotson Gillins Ditch, S	71-2438		0.95	1870	C	Jun1-Oct31												
49	96(b)	South Dotson Gillins Ditch, N	71-2428		31	1870	C/D	C: Jun1-Oct31; D: Apr1-Jun1												
50		North Dotson Gillins Ditch	71-2429			1870	C/D	C: Jun1-Oct31; D: Apr1-Jun1												
51	96(c)	South Dotson Gillins Ditch	71-2432		9.5	1890	B													
52		North Dotson Gillins Ditch	71-2433			1890	B													
53	96(d)	North Dotson Gillins Ditch	71-2434		19	1890	B													
54		South Dotson Gillins Ditch, N	71-2435			1890	B													
55	96(e)	South Dotson Gillins Ditch, N	71-2436		5	1903	C													
56		North Dotson Gillins Ditch	71-2437			1903	C													
57	96(f)	Minersville Reservoir	71-1948		31900 af	1907		Changed from 25447.5 ac-ft												
58	96(g)	South Dotson Gillins Ditch, N	71-1603		150	1907		Mar15-Jun30												
59	96(h)	South Dotson Gillins Ditch, N	71-2424		120	1909		Jul1-Sep30												
60	96(i)	South Dotson Gillins Ditch, N	71-2441			1909		Jul1-Sep30												
61	97	Minersville Reservoir	71-2445		7500 af	1870	C	Provided by Rocky Ford to Minersville under 96(b) according to agreements												
62	101	Below Minersville Res.	71-1782		0.25	1870	D													
63	102	South Dotson Gillins Ditch, N	71-2442		35.05	1903	B	"1890" priority but Junior to												
64		North Dotson Gillins Ditch	71-2443			1903	B	Award 91 (1903)												

COMPLETE LIST

BEAVER RIVER

DIVERSIONS FROM BEAVER RIVER BELOW PATTERSON DAM.

85. EMMA J. YARDLEY.

(a) Priority 1870. Acreage 47.0. Irrigation. 1.0 c.f.s. From April 1 to Oct. 31 incl. of each year. Said water to be diverted from Beaver River at a point 1730' E. and 1065' N. of SE Cor. Sec. 30 T. 29 S., R. 7 W. into the White ditch and conveyed thereby to and upon and used to irrigate 47.0 acres of land in W½ SW¼ Sec. 30, T. 29 S., R. 7 W.

1870 WHITE DITCH TO EMMA YARDLEY 1.0 CFS 47 ACRES

86. MORRIS AND LEVI DITCH ASS'N.

(a) Priority 1870. Acreage 34.75. Irrigation. 0.47 c.f.s. From April 1 to Oct. 31 incl. of each year. Said water to be diverted from Beaver River at a point 230' N. and 760' E. of SE Cor. Sec. 30, T. 29 S., R. 7 W. into the Morris and Levi Ditch and conveyed thereby to and upon and used to irrigate 34.75 acres of land owned and described as follows:

1870 MORRIS-LEVI DITCH .47 CFS 34.75 AC

Mrs. H. V. Scott	5.0 acs.	½ac.NE¼NW¼; ½ ac. NW¼NE¼; 4 ac. NE¼-NE¼ Sec. 36.	T.29 S., R. 8 W.
Frank & Z. S. Morris	25.0 acs.	NW¼NE¼ Sec. 36.	
J. H. Morris	1.0 acs.	NW¼NE¼ Sec. 36.	
Nettie Price	3.75 "	W½NE¼NE¼ Sec. 36.	
Total	34.75 acs.		

Said water to be prorated to the owners of the right to the use thereof for periods of time in proportion as their respective acreage bears to the whole acreage.

(b) Priority 1890. Acreage 34.75. Supplemental Irrigation. 0.2 c.f.s. From April 1 to Oct. 31 incl. of each year. Said water to be diverted and conveyed as described in paragraph "A" above and used as a supplemental supply to irrigate the said 34.75 acres of land.

1890 MORRIS LEVI .2 CFS SUPL TO 34.75 AC

The foregoing rights of Emma J. Yardley and Morris and Levi Ditch Association shall not prorate with any of the rights on Beaver River below their respective points of diversion.

87. BARTON DITCH ASS'N., A Mutual Association.

(a) Priority 1870. Acreage 399. Irrigation. 10.0 c.f.s. From April 1 to Oct. 31 incl. of each year. Said water to be diverted from Beaver River and Devil Creek. Of the 10.0 c.f.s. decreed this claimant not more than 7 c.f.s. shall be diverted from Beaver River and whenever the amount of water that claimant is entitled to in Beaver River is less than 7.0 c.f.s., then this claimant may make up any deficiency by diverting sufficient water from Devil Creek, provided such deficiency is available in Devil Creek at claimant's point of diversion. Point of diversion from Beaver River is at a point 250' N. and 620' W. of the SE Cor. Sec. 25, T. 29 S., R. 8 W. The water so diverted is conveyed in claimant's ditch to and upon and used in part to irrigate that portion of claimant's land situated between Beaver River and Devil Creek, and balance is conveyed to and discharged into Devil Creek from which it is rediverted together with the water entitled from Devil Creek and conveyed to and upon and used to irrigate balance of claimant's land. The lands to be irrigated by this claimant are embraced in NW¼ Sec. 36, NE¼ except N½NW¼NE¼, S½NW¼ Sec. 35, SE¼ NE¼, N½N½SE¼ Sec. 34, all in T. 29 S., R. 8 W.

1870 BARTON 10 CFS < BEAVER R DEVIL CK

7 FROM BEAVER RIVER

Said water to be prorated to the following owners to the right of the use thereof for periods of time in the proportion that their respective shares held bears to the total number of shares.

Mrs. D. O. Martin	24.0 acs.
Robert Brown	25.0 acres
Matilda Edwards	20.0 acres
~~D. K. Barton~~ *	69.0 acres
Roy Barton, ~~Geo. Barton~~ (See letter received Mar. 17, 1939) ~~and Jesse Barton, jointly~~	18.0 acres
D. J. Williams	120.0 acres
Abe Heslington	2.0 acres
S. R. Barton	49.0 acres
Geo. A. Barton	29. 0 acres
P. J. Barton	43.0 acres.
Total	399.0 acres.

a-3081(w)

* King P. Barton Res. Salt Lake

34.5 / 34.5 / 67.0

88. PRICE AND THOMAS DITCH ASS'N., a Mutual Ass'n.

(a) Priority 1870. Acreage 13.0. Irrigation. 0.33 c.f.s. From April 1 to Oct. 31 incl. of each year. Said water to be diverted from Beaver River at a point 1180' W. and 150' S. of NE Cor. Sec. 35, T. 29 S., R. 8 W. into the Price Ditch and conveyed thereby to and upon and used to irrigate 13 acres of land owned and described as follows:

Dan K. Barton	6.5 acres	NW¼NW¼ Sec. 35, E½NE¼NE¼ Sec. 34, T. 29 S., R. 8 W.
R. R. Thomas	1.5 acres	
~~Roy, Jesse and George Barton, jointly~~ Elmer Blackett	5.0 acres	
Total	13.0 acres	

a-2540(t)

Said water to be prorated to the owners of the right to the use thereof for periods of time in proportion as their respective acreage bears to the whole acreage.

89. ABERDARE CANAL COMPANY, a Mutual Ass'n.

(a) Priority 1870. Acreage 535. Irrigation. 13.37 c.f.s. From April 1 to Oct. 31 incl. of each year. Said water to be diverted from Beaver River at a point 1600' W. and 810' S. of NE Cor. Sec. 35, T. 29 S., R. 8 W. into the Aberdare Bench Canal and conveyed thereby to and upon and used to irrigate 535.0 acres of land owned and described as follows:

Robert Brown	66.0 acs.	NW¼ Sec. 34.	T. 29 S. R. 8 W.
Lillian J. Hill	17.0 acs.	S½ NW¼NE¼, E½SW¼NE¼ Sec. 32.	
R. B. Cutler	5.0 acs.	N½SE¼ Sec. 31	
John G. Evans	20.0 acs.	N½S½SE¼ Sec. 31	
E. A. Griffiths	32.5 acs.	NW¼NW¼, W½NE¼NW¼ Sec. 33.	
J. R. Griffiths	17.0 acs.	SE¼NE¼ Sec. 32.	
T. L. Griffiths	45.0 acs.	W½NW¼ Sec. 32.	
Reese Jones and Charles Johnson	30.0 acs.	NE¼ Sec. 33.	
John G. Jones	28.0 acs.	S½NE¼ Sec. 31.	
Sarah A. Jones	32.5 acs.	NE¼NE¼ Sec. 32, NE¼Sec. 33.	
Fred R. Levi	83.0 acs.	W½NW¼ Sec. 32.	
Frank Morris	12.5 acs.	E½SE¼NW¼, W½SW¼NE¼ Sec. 32.	
J. H. Morris	14.0 acs.		
Z. S. Morris	12.5 acs.		
W. A. Reese	14.0 acs.	W½SE¼NW¼ Sec. 32.	
Geo. H. Stewart	9.0 acs.	NW¼SW¼ Sec. 33.	

40 acres of this right in the name of Aberdare Canal of Beaver Trans. Spread to John Peake - See letter of Mar. 15, 1939.

William U. Stewart	32.0 acs.	S½NW¼ Sec. 33.
Richard Thomas	5.0 acs.	W½NE¼NE¼ Sec. 34.
D. A. Yardley and Emma J. Yardley, jointly	20.0 acs.	E½SW¼SW¼ Sec. 28.
State Bank of Beaver Co.	40.0 acs.	NE¼ Sec. 35.
Total	535.0 acs.	

(b) Priority 1870. Stockwatering. 0.75.

90. CHAS. R. CRAWFORD, H. E. WALKER AND H. S. WALKER.

(a) Priority 1903. Acreage 25.0. Irrigation. 0.63 c.f.s. From April 1 to June 1 incl. of each year. Said water to be diverted from Beaver River at a point 1600' W. and 810' S. of NE Cor. Sec.35, T. 29 S., R. 8 W. into the Aberdare Bench Canal and conveyed thereby to and upon and used to irrigate 25.0 acres of land in N½NW¼SW¼, NW¼NE¼SW¼, Sec. 32, T. 29 S., R. 8 W.

ABERDARE BENCH CANAL .63 CFS 25 AC

91. FRED R. LEVI.

(a) Priority 1903. Acreage 60.0. Irrigation. 1.5 c.f.s. From April 1 to June 1 incl. of each year. Said water to be diverted from Beaver River through the Aberdare Canal and conveyed to and upon and used to irrigate 60.0 acres of land.

ABERDARE TO LEVI 1.5 CFS 60 AC

The two foregoing rights are not entitled to any water until all 1870 and 1890 rights below the Patterson Dam from the Beaver River have been satisfied in full, exclusive, however, of the right of the Duluth Land Company, which is subject to such rights.

92. EMERSON DITCH CO., a Mutual Association.

(a) Priority 1870. Acreage 125.0. Irrigation 3.12 c.f.s. From April 1 to Oct. 31 incl. of each year. Said water to be diverted from Beaver River at a point 1240' S. and 750' W. of NE Cor. Sec. 34, T. 29 S., R. 8 W. into the Emerson Ditch and conveyed thereby to and upon and used to irrigate 125.0 acs. of land owned and described as follows:

EMERSON 3.12 CFS

Fred Murdock	45.6 acres	S½SW¼ Sec. 27	T.29 S., R. 8 W.
John P. Barton	63.5 acres	SE¼, Sec. 28.	
William Heslington	16.5 acres	S½NE¼SW¼ Sec. 28.	
Total	125.0 acres		

Said water to be prorated to the owners of the right to the use thereof for periods of time in proportion as their respective acreage bears to the whole acreage.

93. SOUTH DITCH COMPANY, a Mutual Association.

(a) Priority 1870. Acreage 115.5. Irrigation. 2.88 c.f.s. From April 1 to Oct. 31 incl. of each year. Said water to be diverted from Beaver River at a point 2960' E. and 280' N. of SW Cor. Sec. 28, T. 29 S., R. 8 W. into the South Ditch and conveyed thereby to and upon and used to irrigate 115.5 acs. of land described as follows: SW¼SE¼, S½S½SW¼ Sec. 29; N½N½N½NW¼, N½N½NW¼NE¼ Sec. 32; N½NE¼NE¼ Sec. 31, all in T. 29 S., R. 8 W. Said water to be prorated to following members of the association for periods of time in the proportion that their respective number of acres held bears to the total number of acres.

SOUTH DITCH 2.88

Fred Gunn	30.0	acres
David Pearce	12.5	acres
J. R. Griffiths	12.5	acres
E. E. Jones	8.0	acres
John Pearce	25.0	acres
R. A. Joseph	27.5	acres
Total	115.5	acres

1870
FURNACE 7.57 cfs
303 ACRES

94. FURNACE DITCH COMPANY, A Corporation.

(a) Priority 1870. Acreage 303.0. Irrigation. 7.57 c.f.s. From April 1 to Oct. 31 incl. of each year. Said water to be diverted from Beaver River at a point 2640' E. and 910' N. of SW Cor. Sec. 28, T. 29 S., R. 8 W. into the Furnace Ditch and conveyed thereby to and upon and used to irrigate 303.0 acres of land in the following legal subdivisions: N½S½SW¼, S½NE¼SW¼, NW¼SW¼ Sec. 28; N½SE¼, NE¼SW¼, W½ and W½E½NW¼ Sec. 29; SW¼SW¼, W½SE¼SW¼ Sec. 20; S½SE¼SW¼ Sec. 19; E½NE¼, E½NW¼NE¼, E½, and S½SW¼NE¼, N½SE¼, S½SE¼NW¼. N 1/8NE¼SW¼, S[illegible]c. 30; all in T. 29 S. R. 8 W.

(b) Priority 1870. Domestic and culinary. 0.75 c.f.s. From Nov. 1 of each year to March 31 incl. of the year following.

HAY DITCH 1.69 cfs
67.5 ACRES

95. HAY DITCH COMPANY, a Mutual Association. see 77-710 (shares to Murdock & Myers)

(a) Priority 1870. Acreage 67.5. Irrigation. 1.69 c.f.s. From April 1 to Oct. 31 incl. of each year. Said water to be diverted from Beaver River at a point 1480' N. and 280' W. of SE Cor. Sec. 29, T. 29 S., R. 8 W. into the Hay Ditch and conveyed thereby to and upon and used to irrigate 67.5 acres of land embraced in N1/8 S½SE¼, S½N½SE¼, S½N½SW¼, N½S½SW¼, of Sec. 29 aforesaid. Said water to be prorated to the following members of the association for periods of time in the proportion that their respective acres held bears to the total number of acres:

John R. Griffiths	1 acre
Fred T. Gunn	25.0 acres
Annie E. Joseph	4.0 acres
Alice G. White	4.0 acres
William D. Stewart	4.0 acres
William U. Stewart	7.5 acres
George H. Stewart	2.5 acres
R. A. Joseph	7.0 acres
R. B. Cutler	.33 acres
John M. Griffiths	5.0 acres
Kate E. Joseph	4.0
John G. Evans	.67 acres
Fred T. Gunn	2.5 acres
Total	67.5 acres.