

Sep. 14, 1934

Mr. Louie Galloway, Secy.,
Dry Gulch Irrigation Company,
Roosevelt, Utah

RE : MONTEZ CREEK DIST.

Dear Mr. Galloway:

Inclosed herewith please find a copy of a letter from J.F. Hoyt of Ouray relating the conversation which he had with you concerning Mr. Ira S. Bryant's application on Montez creek. I want to believe that Mr. Hoyt got a wrong impression of the meaning which you meant to convey, for certainly a prior appropriator has rights paramount to those of a subsequent one, even though they be ever so small. To be more specific, if I understand the situation, the Dry Gulch Irrigation Company with a junior right can not obstruct the natural channel of Montez creek in such way as to divert the water belonging to Ira S. Bryant by a right prior to that of the Dry Gulch Irrigation Company.

I should be glad to hear from you relating this matter and as it has been a source of annoyance since my incumbency and from the record it appears to have been for a long time theretofore, I am anxious to see it settled.

Yours very truly,

T.H. Humpherys,
STATE ENGINEER

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Encl.

CC - J.F. Hoyt
- Ira S. Bryant