

Dry Gulch Irrigation Company

DIRECTORS

H. L. Allred
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Louis E. Allred
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Capital Stock \$800,000

Our system embraces fifty-
three thousand acres of fine
cultivated land in the heart
of the Uintah Basin

ROOSEVELT, UTAH

February 27, 1934

Mr. T. H. Humpherys
State Engineer
State Capitol
Salt Lake City, Utah

Re: Montez Creek Reservoir

Dear Sir:

I acknowledge your letter of the 23rd inst. accompanied by a copy of a letter which you had received from Ira S. Bryant.

We really feel that there is little need for further discussion of this matter, but inasmuch as it is apparent from Mr. Bryant's letter that he is not correctly informed in some particulars, I thought it advisable to give correct information concerning these particulars.

At the very outset of the Company, back in 1907-8 a canal for the service of several thousand acres was constructed down the swale which now forms the west fork of the Montez Creek and what is now the creek channel was for a number of years the canal channel. The point designated for the diversion of the water appropriated in connection with file No. 7087 is the point where the old canal left the bottom of the swale and conveyed the water onto the area now known as the Harding lateral system. The Company has never abandoned the use of its canal from this point to its intersection with the Harding lateral as now constructed and so the Company has actually appropriated water from this creek ever since there was any water to appropriate, but failed to file an application setting forth this appropriation until 1917. Application File No. 7087 was approved by the State Engineer June 13, 1917 and the use of the water appropriated thereby has been continuous thereafter.

Mr. Bryant also states that our filing is not on this branch, but our point of diversion is on the east

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branch several miles in an easterly direction from the reservoir site. I am at a loss to understand how he has gotten this impression, but reference to the diversion point designated will disclose that the 10 c.f.s. is diverted from the west fork of the Montez Creek some two miles above the dam site for the proposed reservoir. This point of diversion has never been changed.

Regardless of Mr. Bryant's claim to the contrary, I am still of the opinion that the construction of the Montez Creek reservoir will in no way damage Mr. Bryant or jeopardize his legal appropriations on the creek.

Yours very truly,

Louis S. Callaway
Secretary.

LG:B
c.c. Ira S. Bryant
Myton, Utah

