

IN THE DISTRICT COURT IN AND FOR UTAH COUNTY STATE OF UTAH

PROVO RESERVOIR COMPANY, a corporation,	)	
	)	
Plaintiff,	)	Case 2888 Civil
	)	
-vs-	)	<u>M O T I O N</u>
	)	
PROVO CITY, et al ESTHMA TANNER,	)	
	)	
Defendants.	)	

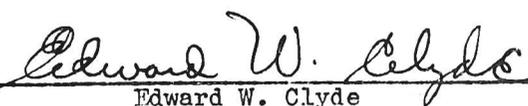
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Comes now the defendant, Ed. H. Watson, State Engineer, by his attorney of record, Edward W. Clyde, Special Assistant Attorney General, and moves the court to dismiss the order to show cause heretofore filed by Esthma Tanner, or in the alternative, to transfer said cause to the District Court in and for Salt Lake County, State of Utah. This motion is made upon the ground that the District Court in and for Salt Lake County has heretofore taken jurisdiction over the waters involved in this suit and since a court of concurrent jurisdiction has assumed jurisdiction this court should upon motion decline jurisdiction.

The motion is based upon all the pleadings and records on file herein including the certified copies of orders made by the District Court in and for Salt Lake County which orders, by Stipulation of counsel, are considered in evidence.

Dated this 16 day of October, 1945.

  
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Grover A. Giles  
ATTORNEY GENERAL

  
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Edward W. Clyde  
SPECIAL ASSISTANT ATTORNEY GENERAL

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Robert