



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

PROVO RESERVOIR COMPANY, a  
corporation,

Plaintiff.

-vs-

PROVO CITY, a municipal  
corporation, et al, .

Defendants.

No. 2888.

REPLY TO COUNTER CLAIM OF CHARLESTON  
IRRIGATION COMPANY, A CORPORATION, AS  
TO ITS STOCKHOLDERS IN ITS LOWER  
CANAL.

Now comes the plaintiff in the above entitled action and in reply to the counter claim of the defendant, Charleston Irrigation Company, as to its stockholders in its lower canal, admits, denies and alleges as follows:-

1.

Defendant admits that plaintiff's said stockholders have an aggregate area of 525 acres of land lying under and that may be irrigated by said canal, but denies that all of said land requires irrigation in order to produce agricultural crops of any kind, and alleges that much of the said land, the quantity being to plaintiff unknown, is swampy and requires drainage instead of irrigation in order to produce crops.

2.

Plaintiff further alleges that none of said lands require a greater duty of water in order to properly irrigate the same, than one second foot of water for each 60 acres of said land.

WHEREFORE plaintiff prays that the said defendant may be required to show to this court the number of acres of land under its said canal that actually requires irrigation in order to produce agricultural crops

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and the actual duty of water required therefor.

Plaintiff demands judgment against said defendant as prayed for in its complaint.

U. G. Hatch, Jacob Evans  
A. L. Booth and A. J. Evans,  
Attorneys for Plaintiff.

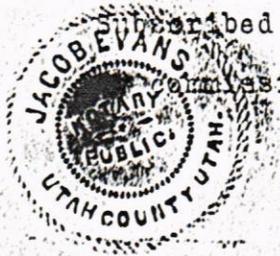
STATE OF UTAH, )  
County of Utah, ) SS.

R. J. Murdock being first duly sworn says, that he is an officer of Provo Reservoir Company, the plaintiff in the above entitled action, to-wit, the secretary thereof, and that he has read the foregoing reply and knows the contents thereof, and that the same is true of his own knowledge except as to matters therein stated on information and belief and that as to those matters he verily believes it to be true.

R. J. Murdock.

Subscribed and sworn to before me this the 20<sup>th</sup> day of May A. D. 1914.

My commission expires on the 2<sup>nd</sup> day of September A. D. 1917.



Jacob Evans.  
Notary Public.

*Service of the foregoing reply accepted as in time this  
25 day of May 1914*

*Wm. S. Wilcox*

*Attorney for Defendant  
Charleston Engineering Co.*

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