

second or 160 miners inches of the waters of said creek, and has applied the same to beneficial use in the irrigation of the above described lands, during each irrigation season, which has been in addition to any other rights fixed, decreed, or granted to the said plaintiff, or his predecessors in interest.

LIII.

220057 That the plaintiff, O. R. Ricks, is the owner of or has an estate in the following described lands, to-wit:

Lots 4, 5, 6 & 7 of section 6 in the township 6 north, range 45 E.B.M.,

and is the owner of a ditch through which he conveys water from Badger Creek, with the point of diversion located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of section 8 in township 6 north, range 45 E.B.M., and the plaintiff, or his predecessor in interest, ever since the 22nd day of January, 1916, has so diverted 3.2 cubic feet per second or 160 miners inches of the waters of said creek, and has applied the same to beneficial use in the irrigation of the above described lands, during each irrigation season, which has been in addition to any other rights fixed, decreed, or granted to the said plaintiff, or his predecessors in interest.

LIV.

220060 That the plaintiff, Union Central Life Insurance Company, a corporation, is the owner of or has an estate in the following described lands, to-wit:

Lot 4 and the SE NW $\frac{1}{4}$; Tax #442 in section 5;
Lot 1 of section 6, in township 6 north,
range 45 E.B.M.,

and is the owner of a ditch through which it conveys water from Badger Creek, with the point of diversion located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of section 9 in township 6 north, range 45 E.B.M., and the plaintiff, or its predecessor in interest, on or before and ever since the 22nd day of January, 1916, has so diverted 2.98 cubic feet per second or 149 miners inches of the waters of said creek, and