

point of diversion as set out in the decree, and has continually used said quantity of water during each irrigating season since said date.

XIV.

22-0136

That the plaintiffs, Miles Hastings, David Hansen, William Hansen, Alfred Hansen, Glenn Peterson and Lillie M. Hansen, are the owners of, or have an estate in, the following described lands, to-wit:

-6-

SE $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 26
S $\frac{1}{2}$ S $\frac{1}{2}$, Sec. 25
N $\frac{1}{2}$ NE $\frac{1}{4}$ Sec. 34
NWNW $\frac{1}{4}$ Sec. 35

SE $\frac{1}{4}$; S $\frac{1}{2}$ SW $\frac{1}{4}$ of section 26 in township 6 north, range 45 E.B.M.; S $\frac{1}{2}$ S $\frac{1}{2}$ of section 25; N $\frac{1}{2}$ NE $\frac{1}{4}$ of section 34; NW $\frac{1}{4}$ NW $\frac{1}{4}$ of section 35, all in township 6 north, range 45 E.B.M., containing 520 acres of land more or less,

and are the owners of a common ditch by and through which they divert water from North Leigh Creek for the irrigation of the above described lands, with point of diversion and diversion works located on the south side of North Leigh Creek in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of section 30 in township 6 north, range 46 E.B.M.; that the plaintiffs, or their predecessors in interest, have diverted 10.4 cubic feet or 520 miners inches of the waters of North Leigh Creek, through their common ditch, with point of diversion and use upon the lands above described; that on or before and ever since the 22d day of January, 1916, have diverted, appropriated and applied to beneficial use in the irrigation of the above described lands during the irrigating season the above stated quantity or stream flow in addition to any other rights fixed, decreed or granted to the said plaintiffs.

$$\frac{10.4 \text{ cfs}}{520 \text{ ac}} = 0.02 \text{ cfs/ac}$$

XV.

That the plaintiff, David Hansen, is the owner of, or has an estate in, the following described lands, to-wit:

SW $\frac{1}{4}$ NE $\frac{1}{4}$ of section 27 in township 6 north, range 45 E.B.M., containing 40 acres, more or less,

and through which he diverts water

EXCERPT FROM:

Hansen, et al vs. L. Candau

1938

22-0137