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In Equity No. 203

**In the District Court of the United States
for the District of Idaho, Eastern Division**

UTAH POWER & LIGHT COMPANY, a Corporation, *Plaintiff*,

vs.

The Last Chance Canal Company, Limited; The Tanner Canal Company, Limited; The Central Canal Company, The North Extension Canal Company, Limited; West Branch Canal Company, Limited; The Turner Canal Company, Limited; The East Branch Canal Company, The Bench Canal, and Budge Land & Live Stock Company, Limited, corporations; W. H. Larkins, Jas. Ellsmore, Geo. Hogan, Lewis S. Pond and Alex Harris as Trustees of the Gentile Valley Irrigation Company, Limited, late a corporation; The Thatcher Irrigation Company, Limited, a corporation; Nathan D. Thatcher, J. A. Folkman, Milton Robbins and Geo. M. Smith, as Trustees of Thatcher Canal & Power Company, Limited, late a corporation; Nelson Ditch Company, a corporation; A. J. Nielson, B. R. Meek, Henry McCuen, C. S. Burton and Eli Fosgreen, as Trustees of Riverdale-Preston Irrigation Company, late a corporation; The Riverdale Irrigating Company, Nielson-Meek Company and West Cache Irrigation Company, corporations; E. P. Johnson, Albert Johnson, Hyrum Johnson, Geo. D. Anderson, Joseph T. Pond, Frank W. Harris, A. C. Bosen, Hyrum J. Smith, John E. Hill, Melvin Green, Robert L. Smith, Charles Westerburg, Peter Westerburg and David P. Evans.

Horace Howard, Henry Rhinehart, Harvey W. Higley, James Monroe (or Munro), Nellie Simmons, John Baird, William Monroe (or Munro), Orrin Monroe (or Munro), Charles Monroe (or Munro), Charles Foster, Hyrum Foster, Mary Baird, John Woodall (or J. D. Woodall), George Ellis, Skinner Irrigation Company, a corporation; Heber Crane, Fred Bartschi, Charles Bartschi, David Chugg, Phillip Chugg, Fred Stauffer, William Williams, Sr. (or William Morgan Williams), William Williams, Jr. (or William Mormon Williams), Oliver Williams, E. M. Lindsay, Georgetown Irrigation Company, a corporation, and Thomas Freeman.

MAY 14 1996

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

quarter of the Southeast quarter; North-east quarter of the Southwest quarter, and the Southeast quarter of the Northwest quarter of Section 19, Township 11 South, Range 41 East, B.M.

For the irrigation of 265 acres in Lots 2 and 3 of Section 31, Township 11 South, Range 41 East, B.M., and the North half of the Southeast quarter, the Southeast quarter of the Northeast quarter, and the East half of the Southwest quarter of Section 36, Township 11 South, Range 40 East, B.M.

For the irrigation of 190 acres in the South half of the Northeast quarter, the Northeast quarter of the Northeast quarter, the North half of the Southeast quarter, the North half of the North half of the South half of the Southeast quarter of Section 25, Township 11 South, Range 40 East, B.M., and that portion of the North half of the Southwest quarter and of the South half of the Northwest quarter of said Section 25 which lies East of Bear River.

Collins Ditch, diverts from said Whiskey Creek at a point North 75 degrees 20 minutes West 1490 feet from the Southeast corner of Section 24, Township 11 South, Range 40 East, B.M. The following named parties are entitled to divert through said ditch, with priority and in the amount hereinbelow set forth:

333. *Melissa Collins*:

13-0721 1876—May 11 ~~065~~ 1.8 c.f.s.
0722 1905—May 11 ~~065~~ 1.5 c.f.s.
0723 1905—June 11 ~~065~~ 0.7 c.f.s.

For the irrigation of 200 acres in the Southwest quarter and the South half of the Southeast quarter of Section 24; the Northeast quarter of the Northwest quarter, the Northwest quarter of the Northeast quarter of Section 25, Township 11 South, Range 40 East, B.M., and the Southeast quarter of Section 24, said Township and Range.

TROUT CREEK—NORTH FORK.

13-0724 334. *Wm. McGee Harris*:

(a) 1878—May 1 2.0 c.f.s.

To be diverted from said North Fork through a ditch diverting therefrom near the Northeast corner of the Northwest quarter of the Southwest quarter of Section 9, Township 11 South, Range 41 East, B. M., for the irrigation of 100 acres of

MAY 14 1936

All the foregoing reservations of jurisdiction shall extend after the term at which this decree is entered, and during any subsequent term prior to January 1, 1924, at which time, or at such earlier time as the court may determine these matters, this decree shall be closed. In all other respects this decree shall be final.

The court further retains jurisdiction, however, at all times, and from time to time, to make all reasonable rules touching the manner of diverting, measuring and distributing the waters, and the devices to be installed and used for such purposes where it may be impracticable to fully comply with the terms of this decree, and to direct that the parties keep accurate and detailed records of the amounts of water diverted, and to require reports to be filed from time to time of the amount so diverted, and generally to make such orders as may be found reasonably necessary to give effect to the decree, and to appoint commissioners or water masters to make distribution in accordance with its terms, and to punish the parties hereto, their officers, agents and employes, and their grantees and successors in interest, for any violation of the provisions thereof.

Done in open court this 14th day of July, 1920.

FRANK S. DIETRICH,
Judge.

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