



Docket No: 6

State Water Rights Documentation

RECEIVED

NOV 17 1966

[illegible]

APPLICATION NUMBER: a-3697

Sincerely,

Robert L. Morgan

Robert L. Morgan, P. E.
State Engineer
DIVISION OF WATER RIGHTS
1636 W. No. Temple, Rm. 200
Salt Lake City, Utah 84116

63-01 Form 5

17 NOV 17 1986

**CERTIFICATE OF PERMANENT CHANGE OF POINT OF
DIVERSION, PLACE, PURPOSE OR PERIOD OF USE
OF WATER**

WATER RIGHTS
SALT LAKE

STATE OF UTAH

Water User's Claim 61-893

Change Application No. a-3697Certificate No. a-16521. Nature of change: Point of diversion ☒ Place of use ☒ Purpose of use ☒ Period of use ☒2. Name of applicant United States of America National Park Service3. Address of applicant Bryce Canyon National Park, UT 847174. Source of supply Underground Water Wells Drainage area Sevier River5. Priority of original right 1888 Priority of change January 15, 19606. Right or rights upon which change was based Deeded portion of Tropic & East Fork Irrigation Company Award page 24 of Sevier River Decree7. Quantity of water changed 0.25 c.f.s. _____ Acre-ft. _____

8. Nature and annual period of use: (both dates inclusive)

_____ Irrigation	from _____	to _____
_____ Stockwatering	from _____	to _____
☒ Domestic	from <u>January 1</u>	to <u>December 31</u>
_____ Municipal	from _____	to _____

9. Point of diversion #1 S 1939 feet, W 100 feet; #2 S 1636 feet, W 368 feet from the N $\frac{1}{4}$ Cor. Sec. 34, T36S, R4W, SLBM.Garfield County, Utah10. Description of diverting works (#1) 12 inch diameter well, 90 feet deep (#2) 8 inch diameter well, 52.50 feet deep11. Place and/or extent of use In the boundary of Bryce Canyon National Park, Sec. 25 and 36, T36S, R4W, SLBM.DOMESTIC: 750,000 visitors per year and 200 federal and concessionaire employees.

1972.52

ENTRY NO. _____ RECORDED 11-28-86 AT 9:00 A.M.AT REQUEST OF Susan J. VerdaguerFEE \$5.00 Mona D. Stetson

RECORDED GARFIELD COUNTY, UTAH

DEPUTY

12. Other rights appurtenant None

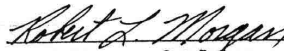
This certificate entitles the holder to use only sufficient water from all rights combined to constitute an economic duty without waste.

The right evidenced by this certificate is restricted to the change described herein, and the certificate in no way establishes nor validates the water right claimed by the applicant, and the change is to in no way enlarge the original right or rights.

The works employed in this change are to be operated and maintained in such manner and condition as will prevent waste of water.

In Witness Whereof, I have hereunto set my hand and affixed the seal of my office this 28th day of October, 1986.

In the event the right evidenced by this certificate is transferred, a copy of such transfer should be furnished the State Engineer by the party acquiring the right.



State Engineer

Robert L. Morgan

BOOK 292 PAGE 84

Form 114
25M 4-63Diligence Bt,
Docket #6IN THE SIXTH..... JUDICIAL DISTRICT COURT, IN AND FOR THE
COUNTY OF WAYNE..... STATE OF UTAHIN THE MATTER OF THE GENERAL DETERMINATION
OF RIGHTS TO THE USE OF WATER, BOTH SURFACE AND
UNDERGROUND, WITHIN THE DRAINAGE AREA OF THE
COLORADO RIVER IN KANE, GARFIELD, WAYNE, PIUTE,
EMERY, SEVIER AND SANPETE COUNTIES, UTAH, AND
EXCLUSIVE OF THE GREEN RIVER AND VIRGIN RIVER
DRAINAGES
BRCA W 34364BF4STATEMENT OF WATER
USER'S CLAIM

CODE NO. SERIAL NO.

b-1 6.1 44 893

MAP NO.

NOTE: This blank is sent to you in accordance with Utah Law. The information called for herein will be used in connection with the adjudication of water rights on the above mentioned drainage area. All questions applicable to your claim must be answered fully, and one copy of this form must be filed with the Clerk of the District Court at

Loc., Utah, within sixty (60) days from date of service of the attached Notice. A copy shall be filed with the State Engineer, State Capitol, Salt Lake City. Failure to file the attached Statement of the Water User's Claim with the Clerk of the District Court within the time stated will forever bar and estop you from asserting any right to the use of water from said drainage area.

1. Name of Claimant United States of America, National Park Service
Bryce Canyon National Park Interest Claimed.....
2. Address Bryce Canyon, Utah 84717
3. Name of particular spring, spring area, stream, well, tunnel or drain from which water is diverted is
Well No. 2 EAST CREEK AREA in Garfield County.
4. Priority date claimed 3/22/1926 Date when water was first used 3/22/1926
Date when work on diverting system was first begun Date when diverting system was completed
Nature of work
5. Class of Right (Indicate by X):
(a).....Right to surface water initiated by beneficial use before 1903 Claim No. 756
(b).....Right to underground water initiated before 1935 Claim No.
(c).....Right decreed by court, cite title of case
(d) X.....Application filed, State Engineer's Office No. CHANGE App. No. 2-3697
(e).....Right acquired by adverse use prior to 1939
6. Nature (Indicate by X), Amount, and Annual Period of Use (by month & day):
(a).....Irrigation Sec. Ft. from to (both dates incl.)
(b).....Stockwatering Sec. Ft. from to (both dates incl.)
(c) X.....Domestic Sec. Ft. 0.25 from January 1 to December 31 (both dates incl.)
(d).....Municipal Sec. Ft. from to (both dates incl.)
(e).....Sec. Ft. from to (both dates incl.)
7. Direct Flow Appropriation (must be described with reference to U. S. Government Survey Corner)
(a) Point of diversion from spring, spring area, stream, well, tunnel, drain
S. 1598.5 ft. and W. 399.9 ft. from NW corner Sec. 34, T36S, R4W, SLBM
(b) Description of spring area
(c) Point of redirection or point of return to natural channel
(d) If flow is intermittently diverted, list by number or description, all rights involved
8. Where water is used for irrigation purposes:
(a) Area irrigated in legal subdivisions of land by 40-acre tract. (All sources of water for same land or lands must be described in each instance by name or claim number).....
ACQUIRED BY NATIONAL PARK SERVICE Dec. 31, 1971
B. 178 P. 492-493
.....
.....
.....
.....
(b) Do you get water under a ditch owned by several users.....NO..... If so, give names of all users and divisions of interest
9. Where water is used for Stockwatering:
(a) Number of each kind of stock watered
(b) All sources of water for same stock. (Describe by name or claim number)
10. Where water is used for Domestic:
(a) Number of families or their equivalent All sources of water for same use.
(Describe by name or claim number)

I think this
belongs in
The other Docket
file

June 25, 1986

L54 (479)

Mr. Kirk Forbash, PE
Assistant Area Engineer
P.O. Box 563
Rickfield, UT 84701-0563

Dear Mr. Forbash:

Please find enclosed the following: 1) State of Utah form - "Proof of Permanent Change of Point of Diversion, Place, Purpose, and Period of use of Water" (Change Application No. a-3697); and 2) "Map to Accompany Proof of Change (Application No. a-3697)." These materials are submitted to comply with the requirements of the laws of Utah to effect the changes described for water rights in Bryce Canyon National Park.

As required by the laws of Utah, water measurements and legal ties to points of diversion (two wells functioning in tandem) are certified by a registered professional engineer (Philip J. Leslie of Rowley and Leslie Associates, Cedar City, Utah). Additional information regarding construction drawings or past water use may be acquired, if necessary, from Mr. Steven Winters, Facility Manager, Bryce Canyon National Park.

If we can be of further assistance, please feel free to contact Mr. Richard Ketcham of my staff.

Stanley L. Ponce

for
Thomas W. Lucke

Enclosure

cc: R. Ketcham
Vic Berte', w/enc
Bryce Canyon, w/enc
RMR, w/enc

Docket #5 a-3696
Docket #6 a-3697

FNP:SPONCE:es:6/20/86:221-5341:F:20620wil.div

orm. 58

**PROOF OF PERMANENT CHANGE OF POINT OF DIVERSION,
PLACE, PURPOSE, AND PERIOD OF USE OF WATER**

STATE OF UTAH

Change Application No. a-3697

1. Nature of Change: Point of Diversion ☒ Place of Use ☒ Nature of Use ☒ Period of Use ☒

2. Name of Applicant United States of America National Park Service

3. Address of Applicant Bryce Canyon National Park, Utah 84717

4. Source of Supply Underground Wells (2) Drainage Area Sevier River

5. Right or rights upon which change is based (61-2173) p. 24, Cox Decree; see "General Remarks"

6. Quantity of water changed 0.25 c.f.s. _____ acre feet

7. Nature and Period of Use:

Irrigation	from _____	to _____
Domestic	from <u>January 1</u>	to <u>December 31</u>
Stockwatering	from _____	to _____
Municipal	from _____	to _____
Other	from _____	to _____

8. The point of diversion from the source is in Garfield County, situated at a point S. South 1,939.42 feet and West 100.26 feet (Well #1) and South 1,635.66 feet and West 367.55' (Well #2) from the North Quarter Corner, Section 34, T36S, R4W, S.L.B. & M.

9. Present method of diversion Two submersible pumps: #1 - Berkeley 20 hp Model 652ALL10
#2 - 15 hp

10. If water is used for irrigation purposes, give legal subdivisions of land irrigated _____

11. If water is used for stockwatering purposes, give the number and kind of stock watered _____

12. If water is used for domestic purposes, give number of families served 750,000 visitors/yr. and 200 federal
and concessionaire employees.

13. If water is used for municipal purposes (a) give name of municipality _____
(b) If municipality serves areas outside of corporate limits, describe legal subdivision served and uses made of water _____

14. If water is used for other purposes, give a general description of such uses Fire protection.

15. Give place of use by legal subdivisions for all uses described in paragraphs 11 to 14 inclusive All uses are within
Bryce Canyon National Park, primarily within Sections 25 and 36, T36S, R4W, S.L.B. & M.
Facilities served include Bryce Canyon Lodge, Inn, Cabins, Campgrounds, Visitor
Center, National Park Service Headquarters, Maintenance and Residential areas.

16. The point where the water is returned to the natural channel, if returned, is situated N/A - Consumptive Use.

17. The water is used supplementally to the following rights See "General Remarks"

18. Water was measured by Joe Parham, L.S. Date 13 May 19 86
(Name of Hydrographer)

19. Water was measured by ~~water meter or capacity or by~~ flow meters appurtenant to each well.
(strike words not needed)

*(Give sufficient data under "General Remarks" to enable State Engineer to check the water measurements. It is necessary that the results of a series of such measurements be given.)

SUMMARY OF RIGHT:

GENERAL REMARKS

This proof is filed relative to a water right currently decreed to the United States National Park Service. The Tropic and East Fork Irrigation Company originally acquired by diversion and use the right for irrigation purposes to use waters arising from springs in the E 1/2, SE 1/4, NW 1/4, Section 34, T36S, R4W, S.L.B. & M. These rights were later decreed to the Irrigation Company by the District Court in Garfield County. Again, in the Cox Decree, page 24, as finally dated on November 30, 1936, the Irrigation Company was decreed rights which included water from the springs heretofore mentioned.

Out of the rights in the said springs thus acquired, the Irrigation Company, by a deed dated February 24, 1926, conveyed to the Los Angeles & Salt Lake Railroad Company, "all the right, title and interest" of said irrigation company in and to the heretofore described springs, the flow of which was stated to be "approximately twenty-five hundredths (0.25) second feet of water, more or less."

The Railroad Company later conveyed the rights to the Utah Parks Company, and Utah Parks Company decreed the rights to the National Park Service by a warranty deed dated December 31, 1971 and recorded in Washington County, Utah, March 17, 1975.

SUMMARY OF WATER USE:

From prior to 1900 until conveyed to the Railroad Company in 1926, the Irrigation Company diverted the water from its channels in East Creek and the East Fork of the Sevier into a canal where it was used for irrigation. Beginning in 1926, these flows were diverted into a pipeline which provided water for domestic and culinary uses in facilities located in Bryce Canyon National Park. In November of 1979, a construction project was completed which resulted in said rights being diverted from two shallow wells located near the springs in which the original right resided. The wells are currently pumped by submersible electric pumps (Well #1, 20 hp Berkeley Model 652ALL10; #2, 15 hp make and model not known) which deliver the water through 19,700' of 6" dia. ductile iron pipeline to two storage reservoirs with a combined capacity of 1,500,000 gallons.

FLOW MEASUREMENT:

Flows delivered by the existing pumping equipment were measured May 13, 1986, by observation of flow meters appurtenant to each well:

WELL #1	TIME TO PUMP	QTY	GPM	CFS
	29 sec.	50 gal.	103.5	0.23
	25 sec.	50 gal.	120.0	0.27
	25 sec.	50 gal.	120.0	0.27
	Average		114.5	0.26
WELL #2	10 sec.	10 gal.	60.0	0.13
	19 sec.	20 gal.	63.2	0.14
	19 sec.	20 gal.	63.2	0.14
	Average		62.1	0.14
Combined Average Capacity:			176.6	0.39

Annual consumption as measured by Mr. Steve Winter, Facility Manager, through observation of totalizer meter readings is as follows:

YEAR	CONSUMPTION	AVG. FLOW
1983	14,889,640	28.3 gpm (0.06 cfs)
1984	15,844,140	30.1 gpm (0.07 cfs)
1985 (Through Sept)	14,018,920	35.7 gpm (0.08 cfs)

Submission of proof attested by:

Applicant or his agent: Richard W. Kitcham Natl Park Service Date 6/13/86

Engineer: Philip J. Loebe Date 5/28/86

P.O. Address of Engineer: P.O. Box 1210 / Cedar City, Utah 84720

License Number: Utah License No. 4745 (P.E.)

(Fill in blank spaces, but do not sign until proof has been submitted to the State Engineer and accepted as sufficient)

CERTIFICATE OF APPLICANT

STATE OF UTAH)
COUNTY OF _____) ss

_____ being first duly sworn, certifies that he is the person, assignee or
of United States of America National Park Service
who made an application to change point of diversion, place, purpose and period of time
in Garfield County; that said application is filed in the Division of Water Rights Office as No. a-3697
that he, as applicant, employed Phylip J. Leslie to compile information for the purpose
of completion of proof of change and that he hereby accepts and submits that written proof together with maps consisting
of 1 sheet, No. 1 ~~xxxxxx~~ xxxxxx, and that each and all items contained therein are true to the best of his knowledge and
belief.

Applicant or his agent,Subscribed and sworn to before me this _____ day of _____, 19____
(Seal)

My commission expires _____, 19____

NOTARY PUBLIC

CERTIFICATE OF PROOF ENGINEER

STATE OF UTAH)
COUNTY OF Iron) ss

Phylip J. Leslie being first duly sworn, certifies that he was employed to prepare proof of
change under Application No. a-3697, that the accompanying tracings were prepared from field surveys made by him
between the 13 day of May, 19 86 and 14 day of May, 19 86; that these tracings
numbered 1 ~~xxxxxx~~ xxxxxx, and when combined with the written proof, fully describe the completed change and that each and all
items contained herein are true to the best of his knowledge.

PROOF ENGINEER4745
LICENSE NO.

Subscribed and sworn to before me this _____ day of _____, 19____

(Seal of Notary)

(Seal of Proof Engineer)

My commission expires _____, 19____

NOTARY PUBLIC

STATE ENGINEER'S ENDORSEMENT

Dates

_____ Application received in Division of Water Rights Office; Approved _____
_____ Proof of change due in Division of Water Rights Office.
_____ Written proof and maps received in Division of Water Rights Office by _____
_____ Written proof and maps returned for correction by _____
_____ Corrected written proof and maps resubmitted, received by _____
_____ Field checked by _____
_____ Corrected written proof and maps examined and Certificate written by _____
_____ Certificate of Change issued _____
_____ Maps, profiles, and drawings are filed _____

This written proof and the maps, profiles, and drawings pertaining thereto, are found to comply with the requirements
of the Laws of Utah, and the same are hereby approved.

_____, 19____

STATE ENGINEER

INSTRUCTIONS FOR COMPLETING AND SUBMITTING PROOF OF PERMANENT CHANGE

Proofs of Permanent Change of water must be prepared by a registered engineer or licensed land surveyor. Each proof shall consist of two parts: (a) a written proof and (b) a sheet or sheets of maps, and drawings. The proof must indicate that the water sought to be changed has been applied to beneficial use, as provided in the Change Application. Any amendments necessary must be made and the proof returned to the office within the time allowed by the State Engineer.

WATER MEASUREMENT

Each written proof shall contain details of measurements of water changed. Measurements may be made by vessel, weir, meter, rated flume, reservoir capacity table or other accepted standard method of measurement; but not by floating chip or theoretical carrying capacity of conveying channel. Such details shall describe the method used in making the measurement, the date when made, the name of the person making the measurement and sufficient information to enable the State Engineer to compute the quantity of water measured in each case. This will include current meter notes and rating tables or field observation notes if other devices are used. Where the source of supply is of a fluctuating nature, a series of measurements should be submitted to show the variation in flow and the period or periods during which it is available. The maximum flow claimed cannot exceed that contained in the original right.

LEGAL TIES

All ties to points of diversion, redirection, return, etc. must be given by one course and distance or by rectangular coordinates with reference to a regularly established U. S. land corner if within a distance of six miles of such corner, otherwise to a mineral monument, or a federal triangulation or traverse monument. If not within a distance of six miles of a corner or monument, the point may be designated with reference to a prominent natural object. All bearings must be given to the nearest minute of arc.

DIVERSION AND CONVEYANCE WORKS

A concise description of the present diverting and conveyance works shall be given under general remarks. This description must trace the water from the point of diversion to and including the place of use. The reservoir, if any, diverting dams, headgates, canals, flumes, and other related structures shall be included. This description shall be in the form of a concise word picture of the storage of water, if stored, its release, redirection and conveyance to point of use.

USE OF WATER

An explanation of the nature and extent of all present uses of the water must be made, including acres irrigated, household connections, number of stock, periods of use, etc.

PLACE OF PRESENT USE AND ACREAGE

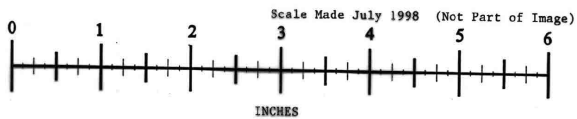
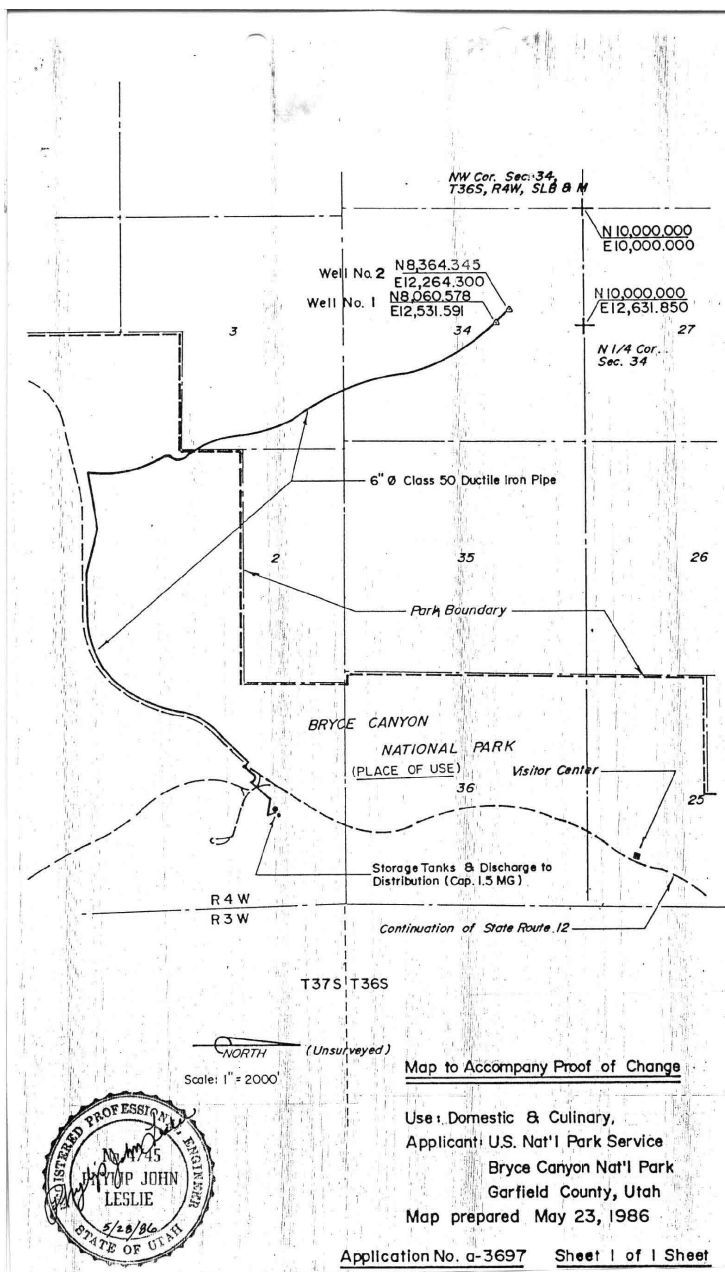
If the water is now used for irrigation of a full legal subdivision, the various irrigated areas shall be described by 40-acre tracts of each section, township and range. Where less than a legal subdivision is irrigated, the number of acres within each legal subdivision of 40-acres must be given. No legal subdivision of forty acres shall be described if no part of it has been irrigated. In no instance is an irrigated area to be given by elimination of non-irrigated areas. The descriptions in the written proof are to conform strictly with the maps.

A description of the legal subdivisions embracing the "water using areas" shall be given in the blank spaces of items 10 and/or 15. If insufficient space is there provided, it may be given under general remarks or on added sheets with reference thereto in the paragraph. In addition to this statement, there shall appear under general remarks or on additional sheets attached thereto and made a part of the written proof, detailed descriptions of the irrigated areas as referred to in the above paragraph. Descriptions in the written proof by legal subdivision and fractional subdivision shall be prepared in the following manner:

39.7 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, 9.6 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, 7.0 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 15, T4S, R2E, SLBM.

MAPS AND DRAWINGS

All maps must be submitted on sheets of tracing linen having dimensions of 24" x 30" and a margin of at least 1 $\frac{1}{2}$ " on all sides, except in cases where the proof maps and drawings can be placed on not more than 4 sheets of tracing linen cut to the size of one page of this form. If form-size maps are used, the sheets must have a margin of at least 1 $\frac{1}{4}$ inches at the top and one-half on sides and bottom. For filing purposes the title block should appear on the lower right hand side of the page with the short side being the bottom. For the large maps, the title block must be in the lower right hand corner with the long side of the map being the bottom. All information directly pertaining to this proof must be in black India ink and all other information should be in contrasting color. The proof, when prepared with the smaller maps must not be folded in mailing or otherwise. It must be mailed flat with stiff cardboard protection against crushing. Larger maps should be rolled and sent in a mailing tube.



John S. Rowley
Phyllip J. Leslie

RLA

November 11, 1985

Richard Ketcham
U.S. Department of the Interior
National Park Service
Water Resources Division
301 South Howes St., Room 343
Ft. Collins, Colorado 80521

Re: Proof of Change

Dear Mr. Ketcham:

In response to our telephone conversation of October 22, 1985, and your letter to us dated October 24, 1985, we submit the following comments and cost estimate.

You will need to submit to the State of Utah, Natural Resources a Proof of Permanent Change form instead of a Proof of Appropriation of Water form. We have these forms and will complete the form and send it on to you for your signature as part of our fee.

We will also make the necessary field survey, water measurements and prepare the proof map for a lump sum fee of \$650.00.

I am enclosing herewith for your information a copy of the original Application for Permanent Change filed in January, 1960 and a copy of the Proof of Permanent Change form.

We can begin work on this proof immediately after receiving a notice to proceed from your office.

Sincerely,

Rowley - Leslie Associates

Phyllip J. Leslie
Phyllip J. Leslie, P.E.

PJL:d

Enclosures

Rowley • Leslie • Associates
444 South Main
P.O. Box 1210
Cedar City, Utah 84720
Telephone: 801/586-9474

Architecture
Engineering
Surveying
Planning

FORM 49

STATE OF UTAH

PROOF OF APPROPRIATION OF WATER

Do not fill out this blank until you have read carefully the instructions in the body and on the back hereof.

Application No. 27385 93697

1. Irrigation ☐ Domestic ☒ Stockwatering ☐ Municipal ☐ Power ☐ Mining ☐
Other Uses ☐

2. The name of the appropriator is United States of America National Park Service

3. The post-office address of the appropriator is Bryce Canyon National Park, Utah 84717

4. The quantity of water appropriated is 0.25 second-feet or _____ acre-feet

5. The water is used each year for Domestic Use from January 1 to December 31

other use period _____ from _____ to _____

and stored each year (if stored) _____ from January 1 to December 31

6. The drainage area to which the direct source of supply belongs is: _____
(MONTH/DAY MONTH/DAY)

7. The direct source of supply is underground water from well by pump (LEAVE BLANK)

which is tributary to _____, tributary to _____
(NAME OF STREAM OR OTHER SOURCE)

†Note—When diverted from underground sources list as "underground water" and show the means by which it is diverted such as well, underground drain, or tunnel. If the water is to be taken from a stream, spring, spring area, or surface drain, so indicate, giving its name, and the stream channels to which it is tributary.

8. The point of diversion from ~~stream, spring, spring area, drain~~, well (flowing or pump), tunnel, or _____

is in Garfield county, situated at a point*

1941.4 feet South and 102.5 feet West of the North 1/4 corner, Section 34,

Township 36S, Range 4W, SLB&M

*NOTE—Locate the point at which water is first diverted from its source or channel with reference to the same tie corner used in the approved application. In case of storage on the natural channel, or diversion by means of dam, describe the point of intersection of stream bed with the center line of the impounding or diverting dam. If a spring area, describe the point at which water is collected and diverted therefrom, and under General Remarks give a description of closed traverse by metes and bounds of said area.

9. The diverting and carrying works consist of a 20 Hp. Berkley Pump, 19,700 feet of 6-inch

Ductile Iron Pipe to a 1,200,000 gallon reservoir

10. If water is used for irrigation purposes, give legal subdivisions of land irrigated _____

GENERAL REMARKS

(See Instructions on page 4)

SUMMARY OF STATUS: This is a Federal water right consisting of a well, pump, pipe and storage tanks. Formerly springs.

From prior to 1900 until 1926 the water was used by the Tropic and East Fork Irrigation Co. The rights were sold to the Los Angeles and Salt Lake Railroad Co. in 1926, then conveyed to the Utah Park Co.

These rights were subsequently donated to the National Park Service by Warranty Deed dated December 31, 1971 and recorded in Washington County March 17, 1975.

Water meter use as follows are by Facility Manager Steve Winters at Bryce Canyon National Park:

YEAR	TOTAL WATER USED
1983	14,889,640 gallons
1984	15,844,140 gallons
1985 (January through September)	14,018,920 gallons

Our pumping unit at the well is a Berkley 20Hp submersible pump capable of pumping 80 gpm against 700 feet of total dynamic head. Two steel reservoirs are capable of storing 1,300,000 gallons of water during periods of drought. Wells are located at an elevation of 7771.0' and the water reservoir is at 8130.0'. Water is of good quality but is chlorinated before storage. Water is distributed via 6-inch cast iron to an average elevation of 7950.0' providing approximately 70 psi pressure over most of the system.

Submission of proof attested by:

Applicant or his agent: _____ Date _____

Engineer: _____ Date _____

P.O. Address of Engineer: _____

License Number: _____



STATE OF UTAH
NATURAL RESOURCES
Water Rights

Norman H. Bangerter, Governor
Dee C. Hansen, Executive Director
Robert L. Morgan, State Engineer

1636 West North Temple • Suite 220 • Salt Lake City, UT 84116-3156 • 801-533-6071

September 13, 1985

National Park Service
Federal Bldg. Room 343
301 S. Howes St.
Ft. Collins, CO. 80521

Dear Applicant:

RE: Appl. No. 61-893 (a-3697)

Request for extension of time in which to submit Proof of Appropriation or Proof of Change contemplated by the above numbered application has been considered and the time for receiving Proof of Appropriation is hereby extended from February 5, 1985 to November 30, 1988.

This extension is granted in accordance with the law which states: "The construction of the works and the application of water to beneficial use shall be diligently prosecuted to completion within the time fixed by the State Engineer. Extensions of time ... may be granted by the State Engineer on proper showing of diligence or reasonable cause for delay ... In the consideration of an application to extend the time in which to place the water to beneficial use under an approved application, ... the State Engineer shall deny such extension and declare the application lapsed, unless the applicant affirmatively shows that he has exercised or is exercising reasonable and due diligence in working toward completion of the appropriation."

The attached memorandum decision states that conditions for granting this extension of time. The future status of this application will depend upon compliance with these conditions.

I earnestly recommend that you complete your development and submit Proof of Appropriation at the earliest possible date.

Yours truly,

A handwritten signature in dark ink, appearing to read "Robert L. Morgan", written over a horizontal line.

Robert L. Morgan, P.E.
State Engineer

Enclosure: Memorandum Decision

RLM:eg

BEFORE THE STATE ENGINEER OF THE STATE OF UTAH

IN THE MATTER OF APPLICATION

MEMORANDUM DECISION

NUMBER 61-893 (a-3697)

Change Application No. a-3697 was filed by National Park Service of Ft. Collins, CO to change the point of diversion, place and nature of use of .25 cfs of water to 2 wells at the following points: 1) S. 1941 ft. & W. 103 ft. from the N1/4 Corner, Sec. 34, T36S, R4W.; 2) S. 1599 ft. & W. 400 ft. from the N1/4 Corner, Sec. 34, T36S, R4W. The State Engineer approved the change application June 29, 1961 with the last proof due date of February 5, 1985 within which to submit proof. The applicant has petitioned the State Engineer for an extension of time within which to submit proof stating that the well is drilled with a pump, pumphouse and connecting piping.

Twenty-four years have passed since the application was approved and twenty-four years have passed since the wells were drilled, but the project has not yet been completed. The State Engineer doubts that the applicant has complied with the provisions of Section 73-3-12, Utah Code Annotated, 1953, which allows the State Engineer to grant extensions of time to applicants "on proper showing of diligence or reasonable cause for delay." However, he believes that the applicant should be informed of his policies and intentions before a request for a further extension of time is denied.

It is, therefore, ORDERED and an extension of time within which to submit proof of appropriation is GRANTED on the above numbered application to and including November 30, 1988, but with the condition that no additional requests for extension of time will be granted unless they are accompanied by documentation of substantial progress as evidenced by physical development.

This decision is subject to the provisions of Section 73-3-14, Utah Code Annotated 1953, which provides for plenary review by the filing of a civil action in the appropriate district court within sixty days from the date hereof.

Dated this 13th day of September 1985.

Earl M. Staker
Robert L. Morgan, P.E., State Engineer
By: Earl M. Staker, Deputy State Engineer

RLM:KF:eg

Mailed a copy of the foregoing Memorandum Decision this 13th day of September, 1985, to:

National Park Service
Federal Bldg. Room 343
301 S. Howes St.
Ft. Collins, Co. 80521

By: *Elaine Gipson*
Elaine Gipson, Extension Secretary



STATE OF UTAH
NATURAL RESOURCES
Water Rights

Norman H. Bangerter, Governor
Dee C. Hansen, Executive Director
Robert L. Morgan, State Engineer

Southern Area • 130 N. Main Street • P.O. Box 563 • Richfield, UT 84701-0563 • 801-896-4429

June 28, 1985

Richard W. Ketcham
National Park Service
Federal Bldg. Room 343
301 S. Howes Street
Ft. Collins, CO 80521

RE: Extension of Time

Dear Mr. Ketcham:

We received your application for extension of time for application a-3697 (61-893). Because the description of the type and extent of construction complete to date did not differ from the request for extension received in 1981, we will grant one additional extension. This final extension will give you plenty of time to have a registered surveyor or engineer complete a Proof of Change for this application. If the water from these wells is being used for domestic and culinary purposes at Bryce Canyon, then the proof of change can be submitted and the water right certificated and not lost.

✓ < Enclosed is a proof of permanent change application form for your engineer or surveyor to complete.

If you have any questions, please contact this office.

Yours truly,

A handwritten signature in black ink, appearing to read "Kirk Forbush". The signature is written in a cursive, somewhat stylized font.

Kirk Forbush, P.E.
Assistant Area Engineer

KF/sj

Enclosure

(After Fourteen Years)

NO. a-3697 (6 acres)
 UTAH
 COUNTY OF Garfield

Applicant's Present Address
 Bryce Canyon National Park
 Bryce, Utah 84717

Richard W. Ketcham

_____, being first duly sworn says that he is the (agent of the)
 owner of the above-numbered application, that he knows of his own knowledge of the construction of works
 completed to date.

Describe briefly the type and extent of construction completed to date; cost of this construction, and the
 estimated cost of any remaining construction to be done for completion of project and to submit proof of
 appropriation. Give reasons why the work could not be completed and water put to beneficial use within time
 heretofore allowed.

With the permission of the Utah Division of Water Rights this well was replaced
 by a new well drilled approximately 25 feet from this well. Inasmuch as the new
 well has only been in use a comparatively short time sufficient data and information
 on production yield is not yet available upon which to base beneficial use. The
 new well was drilled at a cost of \$13,275, with pump, pump housing and connecting
 piping costing \$20,000.

Request is made for reinstatement and extension of time for filing proof

from November 30, 19 84, to November 30, 19 86.

Affiant understands he will be notified of a hearing date, at which time he or his representative must attend, be
 able to defend data given above, and answer any protests thereon; and affiant upon oath states that the information
 given above is to the best of his knowledge true and correct. \$37.50 is tendered herewith for publishing notice to
 water users.

State of Colorado
 County of Larimer

Richard W. Ketcham
 Richard W. Ketcham for the National Park Service
 Water Resources Branch, Fed. Bldg., Rm. 343,
 301 S. Howes St., Ft. Collins, CO 80521

APPLICANT

(If a corporation, give title of officer signing)

Subscribed and sworn to before me this 4 day of Feb, 19 85.
 My commission expires October 18, 1983

Carolyn Baker
 NOTARY PUBLIC
 208 W. 2nd St.
 Ft. Collins, Co. 80521
 FOR OFFICE USE ONLY

REQUEST RECEIVED _____ ADV. FEE \$37.50 RECD. _____ by _____

RECEIPT NO. _____ NOTICE PUBLISHED WEEKLY IN _____

BEGINNING _____ AND ENDING _____

PROOF DUE DATE _____ 14 YEAR PERIOD ENDS _____

HEARING _____

APPLICANT DID APPEAR _____ APPLICANT DID NOT APPEAR _____

APPLICANT REPRESENTED BY _____



STATE OF UTAH
NATURAL RESOURCES
Water Rights

1636 West North Temple • Salt Lake City, UT 84116 • 801-533-6071

RECEIVED

JAN 24 1985

DECEMBER 5, 1984

Scott M. Matheson, Governor
Temple A. Reynolds, Executive Director
Dee C. Hansen, State Engineer

DNK 243

U.S. National Park Service
c/o William L. Mekeel
Rocky Mountain Regional Office
655 Parfet St.
Denver CO 80225

RE: Appl No. 61-893 (a3697)
PROOF DUE: February 5, 1985

Vol	Int	Int
		Superintendent
		Superintendent's Secretary
		Administrative Officer
		Administrative Clerk
		Purchasing Agent
		Clerk-Typist
		Chief I & RM
		I & RM Secretary
		Visitor Services
		Interpretation
		Resource Management
		Facility Manager
		Program Clerk
		R & T Foreman
		B & U Foreman
		Files

Dear Mr. Mekeel:

On September 30, 1984, a letter was sent to you which informed you that you had until November 30, 1984, to submit either proof of appropriation, an election to file a water user's claim in lieu of proof, or a request for an extension of time within which to submit proof. The corresponding forms were included, and in response you submitted an election to file a statement of water user's claim.

Telefaxed
to RMR-m
1/15/85

The above mentioned letter was sent to you in error. Garfield County is not under adjudication, and the water user's claim is not an option.

For this reason, you will be granted until February 5, 1985, to submit either proof of appropriation or to submit a request for extension of time within which to submit proof. Form 30 is included should you choose to submit a request for extension of time.

Yours truly,

Stanley Green

FORM 152

RECEIVED

NOV 23 1984

WATER RIGHTS

A T T E N T I O N

THIS FORM IS TO BE USED ONLY WHEN WATER HAS BEEN PLACED TO FULL BENEFICIAL USE

BEFORE THE STATE ENGINEER OF THE STATE OF UTAH
ELECTION TO FILE WATER USER'S CLAIM

APPLICATION NO. 6-893
Q-3697 (61 acres)

STATE OF UTAH

COUNTY OF Garfield

Richard Ketcham for the
United States of America, being first duly sworn,
says that he is ~~an agent~~ of the above application; that the development
contemplated under this application has been completed and the water placed
to beneficial use.

In lieu of submitting "Proof of Appropriation" or "Proof of Change"
and receiving "Certificate of Appropriation" or "Certificate of Change", the
applicant hereby elects to file a "Statement of Water User's Claim" or an
"Amended Statement of Water User's Claim" in the pending GENERAL DETERMINATION
OF WATER RIGHTS; and the applicant requests that said statement be prepared by
the State Engineer and submitted for execution at an early date.

Richard W. Ketcham
APPLICANT

SUBSCRIBED AND SWORN TO BEFORE ME THIS 20 DAY OF November
19 84.

My commission expires October 10, 1988

Cathy Baker
NOTARY PUBLIC
205 W. Oak -
H. Cokkins Co. 80521



11-23-84
MW

FORM 38



STATE OF UTAH
NATURAL RESOURCES & ENERGY
Water Rights

1636 West North Temple • Salt Lake City, UT 84116 • 801-533-6071

Scott M. Matheson, Governor
Temple A. Reynolds, Executive Director
Dee C. Hansen, State Engineer

September 30, 1984

U.S. National Park Service
c/o William L. McKeel
Rocky Mountain Regional office
655 Parfet St.
Denver, CO 80225

Dear Applicant:

RE: Appl. No. 61-893 a3697
PROOF DUE: November 30, 1984

To appropriate water in Utah or to change the point of diversion, place and nature of use of water, you must make application, receive approval, complete the intended development work and submit proof that the water has been put to beneficial use. Our records indicate that you have not made proof on your application. This is due on the date shown above.

In those areas in which general adjudication proceedings are pending and elections are authorized, the applicant can either:

1. Submit a satisfactory proof of appropriation;
or
2. Elect to file a statement of water user's
claim in lieu of proof of appropriation;
or
3. Request an extension of time.

Failure to complete one of the above three actions on or before the proof-due date shall cause the application to lapse.

If development is not complete, additional time may be allowed by completing the enclosed request for extension of time and submitting it in affidavit form on or before the proof-due date. Since fourteen years or more have passed since approval of the application, your request for extension of time can only be granted after publication of notice of such request and a thirty-day protest period. The fee for filing this request is \$37.50. Also enclosed is an election to file a water user's claim in lieu of proof for submission if the project is complete.

Yours truly,

Dee C. Hansen, P.E.
State Engineer

MW

Encls: Forms 30 & 152
Certified Mail

PROOF DUE - ADVERTISING REQUIRED

Deputy State Engineer Earl M. Staker Directing Engineers: Harold D. Donaldson • Donald C. Norseth
Stanley Green • Robert L. Morgan

L54 (RMR)MW

FEB 29 1980

Mr. Stanley Adams
Division of Water Rights
State of Utah
Department of Natural Resources
38 East Main Street
Salina, Utah 84654

Dear Mr. Adams:

On July 2, 1979 we received permission from the Division of Water Rights in Salt Lake City to deepen two wells at Bryce Canyon National Park. The original right is associated with Diligence Claim 756, Change a-3696 (61-179). I am enclosing a copy of the approved application to deepen the wells.

After the application to deepen the wells had been received consultation with a local well driller indicated pulling the casing in the existing wells would probably prove extremely difficult if not impossible. Consequently, it was decided replacing one of the wells (our designation as well No. 2) and replacing the pump in the other would be less expensive and more practical.

I am also enclosing a new application to replace one of the existing wells. We understand the new well may be drilled within 150 feet of the existing well without filing a change application. We plan to drill the replacement well within the 150 feet limit, probably about 25 feet east of the existing well or otherwise as close as is considered practicable by the driller.

We hope to drill the well during the month of April, weather permitting, so will appreciate your consideration of our application at your earliest convenience.

If further information is needed please call met at (303) 234-5997.

Sincerely yours,

W/ WILLIAM MEKEEL

William L. Mekeel
Chief, Division of Water Resources
Rocky Mountain Region

Enclosures

RMR-MW
WLMekeel:ek 2/29/80

FORM 11



STATE OF UTAH
NATURAL RESOURCES & ENERGY
Water Rights

1636 West North Temple • Salt Lake City, UT 84116 • 801-533-6071

Scott M. Matheson, Governor
Temple A. Reynolds, Executive Director
Dee C. Hansen, State Engineer

November 16, 1984

U.S. National Park Service
c/o William L. Mekeel
Rocky Mountain Regional Office
655 Parfet St.
Denver, CO 80225

Dear Applicant:

RE: Appl. No. 61-893 ~~3698~~
PROOF DUE: November 30, 1984

3697
TYPO
Error

It is noted from our files that you have only fourteen more days in which to submit proof before the lapsing of your application.

This letter is sent to remind you to have your proof or request for extension of time filed in this office before the proof-due date of your application which is shown above.

Enclosed is a request for extension of time form in case you have misplaced the one previously sent to you.

Yours truly,

Dee C. Hansen, P.E.
State Engineer

Enclosure: Request form



STATE OF UTAH
NATURAL RESOURCES & ENERGY
Water Rights

1636 West North Temple • Salt Lake City, UT 84116 • 801-533-6071

FORM 19

Scott M. Matheson, Governor
Temple A. Reynolds, Executive Director
Dee C. Hansen, State Engineer

March 30, 1982

U. S. National Park Service
c/o William L. McKeel
Rocky Mountain Regional Office
655 Parfet St.
Denver, CO 80225

Dear Applicant:

RE: Application No. a-3697 (61-area)

Request for extension of time in which to submit Proof of Appropriation or Proof of Change contemplated by the above-numbered application has been considered and the time for receiving Proof of Appropriation is hereby extended from September 2, 1981 to November 30, 1984 inclusive.

This extension is granted in accordance with the law which states: "The construction of the works and the application of water to beneficial use shall be diligently prosecuted to completion within the time fixed by the state engineer. Extensions of time ... may be granted by the state engineer on proper showing of diligence or reasonable cause for delay... In the consideration of an application to extend the time in which to place the water to beneficial use under an approved application, ... the State engineer shall deny such extension and declare the application lapsed, unless the applicant affirmatively shows that he has exercised or is exercising reasonable and due diligence in working toward completion of the appropriation."

I earnestly recommend that you complete your development and submit Proof of Appropriation at the earliest possible date.

Yours very truly,


Dee C. Hansen, P.E.
State Engineer

j1

Amended EXTENSION GRANTED

Deputy State Engineer/Earl M. Staker Directing Engineers/Harold D. Donaldson • Donald C. Norseth
Stanley Green • Robert L. Morgan

an equal opportunity employer • please recycle paper

Form 30

**IN THE OFFICE OF THE STATE ENGINEER OF THE STATE OF UTAH
REQUEST FOR REINSTATEMENT AND EXTENSION OF TIME
(After Fourteen Years)**

APPLICATION NO. a-3697 (61 acres)
STATE OF UTAH
COUNTY OF Garfield

Applicant's Present Address
Bryce Canyon National Park
Bryce, Utah 84717

William L. Mekeel, being first duly sworn says that he is the (agent of the) owner of the above-numbered application, that he knows of his own knowledge of the construction of works completed to date.

Describe briefly the type and extent of construction completed to date; cost of this construction, and the estimated cost of any remaining construction to be done for completion of project and to submit proof of appropriation. Give reasons why the work could not be completed and water put to beneficial use within time heretofore allowed.

With the permission of the Utah Division of Water Rights this well was replaced by a new well drilled approximately 25 feet from this well. Inasmuch as the new well has only been in use a comparatively short time sufficient data and information on production yield is not yet available upon which to base beneficial use. The new well was drilled at a cost of \$13,275, with pump, pump housing and connecting piping costing \$20,000.

Request is made for reinstatement and extension of time for filing proof
from September 2, 1981, to September 2, 1983.

Affiant understands he will be notified of a hearing date, at which time he or his representative must attend, be able to defend data given above, and answer any protests thereon; and affiant upon oath states that the information given above is to the best of his knowledge true and correct. \$37.50 is tendered herewith for publishing notice to water users.

State of Colorado
County of Jefferson

William L. Mekeel
William L. Mekeel for the National Park Service
Rocky Mountain Regional Office, 655 Parfet St.
Denver, Colorado 80225

APPLICANT

(If a corporation, give title of officer signing)

Subscribed and sworn to before me this 25th day of August, 1981.

My commission
expires: 11/25/84

Mary E. Thompson
NOTARY PUBLIC

FOR OFFICE USE ONLY

REQUEST RECEIVED _____ ADV. FEE \$37.50 RECD. _____ by _____

RECEIPT NO. _____ NOTICE PUBLISHED WEEKLY IN _____

BEGINNING _____ AND ENDING _____

PROOF DUE DATE _____ 14 YEAR PERIOD ENDS _____

HEARING _____

APPLICANT DID APPEAR _____ APPLICANT DID NOT APPEAR _____

APPLICANT REPRESENTED BY _____

REMARKS _____

RECOMMENDED DISPOSITION: _____



FORM 18

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF WATER RIGHTS

DEE C. HANSEN
STATE ENGINEER
EARL M. STAKER
DEPUTY

231 EAST 4TH SOUTH
SALT LAKE CITY, UTAH 84119
(801) 533-6071

DIRECTING ENGINEERS
HAROLD D. DONALDSON
DONALD C. NORSETH
STANLEY GREEN
ROBERT L. MORGAN

July 2, 1981

U.S. National Park Service
1709 Jackson Street
Omaha, NE 68102

Dear Applicant:

RE: Application No. a-3697 (61-area)

To appropriate water in Utah you must receive approval of an application, complete the intended development work and submit proof that the water had been put to beneficial use. Upon submission of satisfactory proof, a certificate will be issued, which is your evidence of a water right. Our records indicate that you have not made proof of appropriation or change on your application. This is due **September 2, 1981**

Proof must be prepared by a registered engineer or land surveyor and must be filed in this office on or before the above proof-due date. Failure to make proof by this due date shall cause the application to lapse. Blank forms for submitting proof will be sent upon request.

If proof cannot be submitted at this time, an extension of time may be requested by completing the enclosed form and submitting the request in affidavit form on or before the proof-due date. Since fourteen years or more have elapsed since approval of your application, your request for extension of time can only be granted after publication of notice of such request and a hearing before the State Engineer. The fee for filing this request is \$37.50. Submission of a request for an extension of time in no way guarantees that it will be granted. An extension can be granted only after the applicant has made a showing of diligence at the hearing before the State Engineer.

Yours truly,


Dee C. Hansen P.E.
State Engineer

tg

Enc.: Form 30
Certified Mail

PROOF DUE - ADVERTISING REQUIRED



STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF WATER RIGHTS

DEE C. HANSEN
STATE ENGINEER

EARL M. STAKER
DEPUTY

200 EMPIRE BUILDING
231 EAST 400 SOUTH
SALT LAKE CITY, UTAH 84111
(801) 533-6071

DIRECTING ENGINEERS
HAROLD D. DONALDSON
DONALD C. NORSETH
STANLEY GREEN
ROBERT L. MORGAN

July 2, 1981

U.S. National Park Service
1709 Jackson Street
Omaha, NE 68102

RE: Appl. No. a-3697 (61-area)

Dear Applicant:

On March 20, 1981 our office sent your Form 38 giving you sixty-day notice to either:

1. Submit a satisfactory proof of Appropriation;
or
2. Elect to file a statement of water user's claim in lieu of proof of appropriation.
or
3. Request an extension of time.

This letter was sent to you in error. In Garfield County you do not have the number 2 option.

Please disregard any action you have taken in regards to Form 38. You will hereby be allowed an additional sixty days to submit Proof of Appropriation or Extension of Time.

If you have any questions regarding this matter, please feel free to contact me here at the Division.

Sincerely,

Teri Gamble
Extension Secretary

tg

BEFORE THE STATE ENGINEER OF THE STATE OF UTAH
IN THE MATTER OF APPLICATION)
)
NUMBER a-3697 (61-area)) SPECIAL ORDER

WHEREAS, Change Application No. a-3697 (61-area) was filed by U.S. National Park Service and was approved by the State Engineer, and the time to submit Proof of Appropriation ended November 30, 1963, and

WHEREAS, the State Engineer failed to give the applicant of record notice of sixty days of the proof-due date as required by statute,

NOW, THEREFORE, IT IS ORDERED that the applicant be allowed to and including September 2, 1981 which is sixty days from the date hereof, within which to submit Proof of Appropriation or an extension request. If one of these is not received on or before the above-mentioned date, the application shall lapse.

DATED this 2nd day of July, 1981.


Dee C. Hansen, P. E., State Engineer
By: Earl M. Staker, Deputy State Engineer

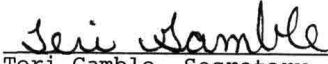
tg

CERTIFIED MAIL

Enclosure: Form 30

Mailed a copy of the foregoing Special Order this 2nd day of July, 1981, to:

U.S. National Park Service
1709 Jackson Street
Omaha, NE 68102

By: 
Teri Gamble, Secretary

A T T E N T I O N

THIS FORM IS TO BE USED ONLY WHEN WATER HAS BEEN PLACED TO FULL
BENEFICIAL USE

Form 152

BEFORE THE STATE ENGINEER OF THE STATE OF UTAH
ELECTION TO FILE WATER USER'S CLAIM

APPLICATION NO. a-3697

STATE OF UTAH }
COUNTY OF Garfield } ss.

James A. Randall, being first duly sworn,
an agent of
says that he is ~~the~~ owner of the above application; that the development con-
templated under this application has been completed and the water placed to
beneficial use.

In lieu of submitting "Proof of Appropriation" or "Proof of Change"
and receiving "Certificate of Appropriation" or "Certificate of Change", the
applicant hereby elects to file a "Statement of Water User's Claim" or an
"Amended Statement of Water User's Claim" in the pending GENERAL DETERMINATION
OF WATER RIGHTS; and that the applicant requests that said statement be pre-
pared by the State Engineer and submitted for execution at an early date.

State of Colorado
County of Garfield

James A. Randall
APPLICANT

Subscribed and sworn to before me this 19th day of May

1981.

Mary Esther Greenwald
NOTARY PUBLIC

My commission
expires: 11/25/84



Form 38

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF WATER RIGHTS

DEE C. HANSEN
STATE ENGINEER
EARL M. STAKER
DEPUTY

231 EAST 4TH SOUTH
SALT LAKE CITY, UTAH 84119
(801) 533-6071

DIRECTING ENGINEERS
HAROLD D. DONALDSON
DONALD C. NORSETH
STANLEY GREEN
ROBERT L. MORGAN

March 20, 1981

U.S. National Park Service
1709 Jackson Street
Omaha, NE 68102

Change
RE: Application No. a-3697 (51-area)

Dear Applicant:

To appropriate water in Utah or to change the point of diversion, place and nature of use of water, you must make application, receive approval, complete the intended development work and submit proof that the water has been put to beneficial use. Our records indicate that you have not made proof on your application. This is due May 20, 1981, by special order

In those areas in which general adjudication proceedings are pending and elections are authorized, the applicant can either:

1. Submit a satisfactory proof of appropriation;
or
2. Elect to file a statement of water user's
claim in lieu of proof of appropriation
or
3. Request an extension of time.

Failure to complete one of the above three actions on or before the proof-due date shall cause the application to lapse.

If development is not complete, additional time may be allowed by completing the enclosed request for extension of time and submitting it in affidavit form on or before the proof-due date. Since fourteen years or more have passed since approval of the application, your request for extension of time can only be granted after publication of notice of such request and a hearing before the State Engineer. The fee for filing this request is \$37.50. Also enclosed is an election to file a water user's claim in lieu of proof for submission if the project is complete.

Yours truly,


Dee C. Hansen
State Engineer

Encls: Forms 30 & 152
Certified Mail

PROOF DUE - ADVERTISING REQUIRED

BEFORE THE STATE ENGINEER OF THE STATE OF UTAH
IN THE MATTER OF APPLICATION)
)
NUMBER a-3697 (51-area)) SPECIAL ORDER

WHEREAS, Change Application No. a-3697 (51-area) was filed by U. S. National Park Service and was approved by the State Engineer, and the time to submit Proof of Appropriation ended November 30, 1963, and

WHEREAS, the State Engineer failed to give the applicant of record notice of sixty days of the proof-due date as required by statute,

NOW, THEREFORE, IT IS ORDERED that the applicant be allowed to and including May 20, 1981 which is sixty days from the date hereof, within which to submit Proof of Appropriation or an extension request. If one of these is not received on or before the above-mentioned date, the application shall lapse.

DATED this 20th day of March, 1981.


Dee C. Hansen, P. E., State Engineer
By: Earl M. Staker, Deputy State Engineer

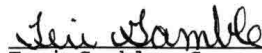
tg

CERTIFIED MAIL

Enclosure: Forms 30 & 152

Mailed a copy of the foregoing Special Order this 20th day of March, 1981, to:

U.S. National Park Service
1709 Jackson Street
Omaha, NE 68102

BY: 
Teri Gamble, Secretary

RULES AND REGULATIONS

FOR REPAIRING, CLEANING, DEEPENING, OR REPLACING EXISTING WELLS

A well driller with a permit is authorized to repair, clean, deepen, or replace an existing well on which there is an underground water claim or an approved application to appropriate; only, however, when the owner thereof has received written approval of the State Engineer to do such work. (Underground water claims are made for wells drilled prior to March 22, 1935, and applications for wells drilled subsequent to that date.)

REPAIRING:

Repairing a well means the renewal or reconstruction of the existing casing or the installation of new casing within or without the existing casing, or the repairing or replacing of pumping equipment, where such is done for the purpose of recovering or controlling the normal flow or discharge of the well.

CLEANING:

Cleaning a well means the act of removing rust, algae, sand, gravel, or any other obstruction whatsoever from the inside of an existing well, or from the casing thereof, for the purpose of recovering the normal discharge or flow. If, by reason of such cleaning, the flow or discharge is increased in excess of the existing right attached to said well, an application to appropriate the excess water will be required from the well owner (Section 73-3-1, Utah Code Annotated, 1953.)

DEEPENING:

Deepening a well means the act of digging, drilling, or casing an existing well to an increased depth for the purpose of again securing the normal supply of water. If, as a result of such work, whether from structural alterations or otherwise, the discharge or flow of the well is increased to a rate in excess of the existing right attached to said well, an application to appropriate will be required to cover the excess above normal (Section 73-3-1, Utah Code Annotated, 1953).

REPLACING:

An existing well may be replaced with a replacement well within a radius of 150 feet from the existing well without the filing of a change application under Section 73-3-3, upon approval first having been obtained from the State Engineer.

Such request for permission to drill a replacement well shall be filed with the State Engineer upon a blank to be furnished by the State Engineer.****
**** No filing fee shall be required for the filing of such a request for permission to drill a replacement well and the State Engineer need give only such notice as, in his judgment, is necessary to protect existing rights and in the event the State Engineer shall determine that it is necessary to publish notice the advertising fee shall be paid in advance by the applicant.

The term "replacement well" as used herein means a new well drilled for the sole purpose of replacing an existing well which is impaired or made useless by structural difficulties and no new right in the use of water accrues. Upon completion of the new well the old well must be sealed by the applicant in a manner satisfactory to the State Engineer (Section 73-3-28. Utah Code Annotated, 1953).

SEALING:

Permanently sealing a well for the use of these Rules and Regulation means the act of completely filling in said well from the bottom to the top in such a manner and with such materials necessary to prevent the flow of water from within or from without the well casing.

-0-0-0-0-0-0-0-0-

UNION PACIFIC RAILROAD COMPANY

LAW DEPARTMENT

1416 DODGE STREET



OMAHA, NEBR. 68179

C-32482-31

C. BARRY SCHAEFER
Vice President and Western General Counsel
H. F. CORAY
Senior General Solicitor
WILLIAM P. HIGGINS
General Commerce Counsel
EDWARD A. DONAHOE
General Contract Counsel

J. J. BURCHELL
JEROME GIVEN
H. LUSTGARTEN, JR.
Assistant General Solicitors

ROBERT B. BATCHELDER
W. DONALD BOE, JR.
General Attorneys

JOHN J. CONNOR
R. F. NIEHAUS
VINCENT F. POWERS
D. SCOTT RAILSBACK
VALERIE W. SCOTT
Asst. General Attorneys

JOSEPH D. ANTHOFER
DANIEL P. MORISSEAU
Attorneys

October 2, 1974

Mr. William L. Mekeel
Legal Assistant
Rocky Mountain Regional Office
U.S. Department of the Interior
National Park Service
655 Parfet Street
P.O. Box 25287
Denver, Colorado 80225

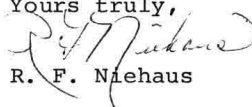
Dear Mr. Mekeel:

This supplements my letter to you of August 6 in connection with quitclaim deed from Los Angeles & Salt Lake Railroad Company, and its lessee, Union Pacific Railroad Company, to Utah Parks Company, covering all of the formers' right, title and interest, if any, in and to certain water rights in Washington, Garfield and Iron Counties, Utah, and in Coconino County, Arizona.

For your information, the recording data for the above-mentioned deed is as follows:

County	Date	Inst.No.	Book	Pages
Washington County, Utah	9-23-74	163128	159	361-362
Garfield County, Utah	8-30-74	133968	186	483-484
Iron County, Utah	8-26-74	174464	198	547-548
Coconino County, Ariz.	8-29-74	10050	518	601-602

Yours truly,


R. F. Niehaus

UNION PACIFIC RAILROAD COMPANY

WM
8/9/74

LAW DEPARTMENT

1416 DODGE STREET



OMAHA, NEBR. 68179 C-32482-31

C. BARRY SCHAEFER
Vice President and Western General Counsel
H. F. CORAY
Senior General Solicitor
WILLIAM P. HIGGINS
General Commerce Counsel
EDWARD A. DONAHOE
General Contract Counsel

J. J. BURCHELL
JEROME GIVEN
H. LUSTGARTEN, JR.
Assistant General Solicitors

ROBERT B. BATCHELDER
W. DONALD BOE, JR.
General Attorneys

JOHN J. CONNOR
R. F. NIEHAUS
VINCENT F. POWERS
D. SCOTT RAILSBACK
VALERIE WILSON
Assistant General Attorneys
Regional Office

JOSEPH D. ANTHOFER
DANIEL P. MORISSEAU
Attorneys
8/74

August 6, 1974

Mr. William L. Meekel
Legal Assistant
Rocky Mountain Regional Office
United States Department of the Interior
National Park Service
655 Parfet Street
P.O. Box 25287
Denver, Colorado 80225

Dear Mr. Meekel:

Pursuant to your letter of July 18, I am enclosing copy of executed quitclaim deed from Los Angeles & Salt Lake Railroad Company, and its lessee, Union Pacific Railroad Company, to Utah Parks Company, covering all of the formers' right, title and interest, if any, in and to certain water rights in Washington, Garfield and Iron Counties, Utah, and in Coconino County, Arizona.

I will furnish you the recording data following receipt of such information.

Yours truly,

R. F. Niehaus

Director	
Deputy Director	
NPS Mgmt.	
Administration	
Professional Svcs	
Coop. Activities	
Operations Eval.	
Public Affairs	
EEO	
Action Taken	

CARVEL MATTSSON
NORMAN H. JACKSON
K.L. MCIFF

MATTSSON, JACKSON & MCIFF
ATTORNEYS AT LAW
151 NORTH MAIN STREET
RICHFIELD, UTAH 84701

TELEPHONE 898-5441
AREA CODE 801

April 1, 1973.

Mr. Dean Wintch, President
Tropic & East Fork Irrigation Company
Tropic, Utah 84776.

Dear Mr. Wintch:

Re: Utah Parks Company.

Back in 1930 and 1931, when Harmon Shakespear was President of your Company, I represented it in matters involving Utah Parks Company. It had filed with the Utah State Engineer two applications for permanent change of point of diversion and place of use of water rights claimed by it. Change Application No. a-3385 sought to change the point of diversion of 0.16 second foot of water which Utah Parks Company claimed as successor to one W. H. Henderson. Change Application No. a-3397 sought to change the point of diversion of 0.25 second foot of water claimed by Utah Parks Company as successor to Tropic & East Fork Irrigation Company.

I investigated the matter for the Irrigation Company and represented it at a hearing before the State Engineer. As I remember now and without checking back through all of the files involved, there was a conveyance from the Irrigation Company to Utah Parks Company on the 0.25 c.f.s. of water. However, I felt that there was an excellent chance that we could defeat Utah Parks Company on its claim to the 0.16 c.f.s. of water it was claiming as successor in interest to Mr. Henderson.

At the present time I do not remember all of the details and facts involved. I do remember and my files show that I tried to get a geologist or water engineer who would testify favorably for us in connection with the 0.25 c.f.s. of water, but I was unable to find one. The State Engineer granted both applications of Utah Parks Company, and we started appeal proceedings to have the matter passed on by the District Court.

We had to concede that the Utah Parks Company owned the 0.25 c.f.s., that is, that it owned the spring rights to this quantity of water since that amount had been purchased from your Company and a conveyance had been made covering it. We did feel, however, that the Utah Parks Company was using more than the 0.25 c.f.s., and in addition it was claiming the 0.16 c.f.s. supposedly appropriated originally by W. H. Henderson.

After a number of conferences and correspondence between the attorney for Utah Parks Company and myself and after I had conferred several times with Mr. Shakespear and the other officers and Directors of your Company, Mr. Milner of Utah Parks Company and I finally worked out a Stipulation to settle the matter. It was presented to your Company, was approved by it, and was signed by Mr. Shakespear and myself. I am sending a copy of the Stipulation to you herewith. A copy was furnished to your Company when it was entered into but I do not know whether it is available to you now.

You will note from the Stipulation that we succeeded in getting the Parks Company to agree to install a recording meter so as to make and maintain a record of the use and of the quantity of water being pumped into its system, serving the Bryce Canyon facilities. It was agreed that Utah Parks Company had the right to use 0.25 c.f.s. of water but nothing above that amount, that its records would be available to the Utah State Engineer, and that it waived any claim to the 0.16 c.f.s. Henderson water.

-2-

It was also stipulated that a Judgment would be entered accordingly in the Appeal Case we had filed in the District Court against the State Engineer and the Utah Parks Company.

We felt that this stipulation accomplished everything that we really could have hoped to achieve by pursuing the appeal.

Through omission and inadvertence, however, the Judgment was not entered at that time pursuant to the Stipulation. I suppose it was because of a lack of communication between Mr. Miner and myself, he being in Salt Lake City and I being in Richfield. Each of us probably assumed that the other attorney would get the Judgment entered but this was not done. Since then Mr. Miner has retired.

The attorney for Utah Parks Company recently submitted to the Clerk of the Court at Panguitch a proposed form of Judgment in this matter. The fact that the Judgment had never been entered apparently came to his attention. He asked the Clerk to have Judge Don V. Tibbs enter the Judgment. I believe this has now been done, but I am writing to the Clerk to find out definitely.

I checked over the proposed Judgment and the form of Stipulation made in 1962. The Judgment is in compliance with the Stipulation, so it definitely appeared to me that it was proper for the Court to enter the Judgment. I am sending a copy of it to you herewith.

Mr. Jackson of our law firm indicated to me that there was a feeling that the Utah Parks Company or the people at the Bryce Canyon Park were making an excessive use of the water. The limited use is 0.25 c.f.s., so if they are using more than that from the source involved in the proceedings and appeal above mentioned, then they are violating the terms of the Stipulation which I now think has been reduced to a Judgment. Please let Mr. Jackson know about this. I have moved to Salt Lake City and am there more than half of the time. I do come to Richfield nearly every week in the year. Mr. Jackson, however, would be more accessible. In addition, he makes frequent trips to the Garfield County area. If the Stipulation and Judgment are being violated by Utah Parks Company, then we should complain to the Utah State Engineer and endeavor to get the situation corrected.

This letter will bring you up to date to advise you of the Stipulation and Judgment matters and the provisions thereof, but if you have any questions please let us know.

Very truly yours,



for Mattsson, Jackson & McIff

M.



STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF WATER RIGHTS

442 STATE CAPITOL
SALT LAKE CITY, UTAH 84114

March 19, 1973

154

WR
BRCA-A2

INITIAL AND DATE	
Director, MWR	ROBERT C. LAMBERT
Director's Secretary	ENGINEER
Deputy Dir., MWR	3/22
Assoe. Dir., Prof. Sup.	3/22
Park Operations	328-5671
Administration	
Coop. Activities	
Operations & ai.	
Prog. & Budgeting	
Finance & Control	
Org. Dev. & Mon.	
<i>[Signature]</i>	
Action taken & date	
<i>[Signature]</i>	

United States National Park Service
1709 Jackson Street
Omaha, Nebraska 68102
Gentlemen:

Re: Change a-3697 Sevier River Decree (Area 61)
Change a-1311 & a-1660 Cert. a-224
Virgin River Decree Award 63 (81-1124)
Dil. Claim 756, Change a-3696 (61-179)

This will acknowledge receipt of document(s)
showing conveyance of title to the above-numbered
water filing(s) to you.

We have so endorsed our records.

Yours truly,

Donald C. Norseth
Donald C. Norseth
Hydrologic Engineer

mmt

C. D. No. 32482-31

QUITCLAIM DEED

LOS ANGELES & SALT LAKE RAILROAD COMPANY, and its lessee, UNION PACIFIC RAILROAD COMPANY, corporations of the State of Utah, Grantors, hereby QUITCLAIM to UTAH PARKS COMPANY, a corporation of the State of Utah, Grantee, for One Dollar (\$1.00), all their right, title and interest, if any, in and to the water rights, waters of all springs and water wells arising or located outside the boundaries of Zion, Bryce and Grand Canyon (North Rim) National Parks and Cedar Breaks National Monument, but used in conjunction with the Grantee's facilities located in said Parks and Monument, in Washington County, Utah, Garfield County, Utah, Coconino County, Arizona, and Iron County, Utah; and in and to water rights and waters of all springs located within said Parks and Monument, including specifically the water rights from an unnamed spring located North 10° 54' West, 1,941 feet, from the Southwest corner of Section 11, Township 37 South, Range 9 West, SLBM, Iron County, Utah.

IN WITNESS WHEREOF, the Grantors have caused these presents to be executed on their behalf by their officers thereunto duly authorized as of the 31st day of December, 1971.

In Presence of:

D. E. Whitten

LOS ANGELES & SALT LAKE
RAILROAD COMPANY
UNION PACIFIC RAILROAD COMPANY,

By *J. C. Henshaw* President

Attest:

Donna L. Lamm (Seal)
Assistant Secretary

STATE OF NEBRASKA)
) ss.
COUNTY OF DOUGLAS)

On this 1st day of August, 1974,
before me, T. E. MIKKELSEN, a Notary Public in and
for said County and State, personally appeared J. C. KENEFICK,
known to me to be the President, and A. O. Mercer, known to
me to be the Assistant Secretary of LOS ANGELES & SALT LAKE
RAILROAD COMPANY and UNION PACIFIC RAILROAD COMPANY, the cor-
porations that executed the within instrument, and known to me
to be the persons who executed the within instrument on behalf
of the corporations herein named, and acknowledged to me that
such corporations executed the same pursuant to their Bylaws
or Resolutions of their Board of Directors.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed my official seal the day and year first above written.

(SEAL)



T. E. Mikkelsen
Notary Public in and for said
County and State

Superintendent Louis W. Hallock
Bryce Canyon National Park
Bryce Canyon, Utah

Dear Sir:

The state Engineer of Utah ruled on 29th of June, 1961, that the Change Application Nos. a-3696 and a-3697 of the Utah Parks Company to change the points of diversion of 0.16 sec. ft. and 0.25 sec. ft. of water from a spring in the East Fork of the Sevier River drainage to be valid applications and approved them for the applicant, the Utah Parks Company.

The ruling further provided that a plenary review could be made by a civil action in the appropriate district court within sixty days of June 29, 1961. The Tropic & East Fork Irrigation Company did not request such a review.

Further, it is the declared intention of the Tropic and East Fork Irrigation Company, if the National Park Service, of the U. S. Department of the Interior, chooses to negotiate with the Utah Parks Company for title to this 0.41 sec. ft. of water from East Creek for use in Bryce Canyon National Park, not to interfere in any manner with such negotiations nor to issue any contention concerning the valid title of the Utah Parks Company to these subject waters.

This action has been given full approval of the Board of Directors of the Tropic & East Fork Irrigation Company.



President
Tropic & East Fork
Irrigation Company

Received 7/1/61

ORIGINAL

C. D. No. 32482-17

SPECIAL WARRANTY DEED

THIS DEED, made this 31st day of December, 1971, between UTAH PARKS COMPANY, a corporation of the State of Utah, Grantor, party of the first part, and UNITED STATES OF AMERICA, Grantee, party of the second part,

WITNESSETH, That

WHEREAS, the Grantee desires to acquire the land, water rights, springs and water wells, hereinafter described in connection with the development and operation of the National Parks of the United States of America; and

WHEREAS, the Grantor is willing to donate said land, water rights, springs and water wells to the Grantee;

NOW THEREFORE, in consideration of the premises, the Grantor does by these presents, DONATE, REMISE, RELEASE and CONVEY unto the Grantee and unto its successors and assigns all of its right, title and interest in and to the following described lot or parcel of land located outside of the boundaries of Zion, Bryce and Grand Canyon (North Rim) National Parks and Cedar Breaks National Monument, situate, lying and being in the County of Garfield and State of Utah, to wit:

The SE $\frac{1}{4}$ of the NW $\frac{1}{4}$, the W $\frac{1}{2}$ of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$, the west 3/4 of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$, and the E $\frac{1}{2}$ of the E $\frac{1}{2}$ of the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 34, Township 36 South, Range 4 West of the Salt Lake Base and Meridian, containing an area of 100 acres,

together with the Grantor's right, title and interest in and to water rights appurtenant to this property and also in and to the water rights, waters of all springs and water wells arising or located outside the boundaries of the aforementioned parks and monument, but used in conjunction with the Grantor's facilities located in said parks and monument, in Washington County, Utah, Garfield County, Utah, Coconino County, Arizona, and Iron County, Utah; and, also, together with the Grantor's right, title and interest in and to water rights and waters of all springs located within said parks and monument, including specifically the water rights from an unnamed spring located North 10° 54' West, 1,941 feet, from the Southwest corner of Section 11, Township 37 South, Range 9 West, S1EM, Iron County, Utah; and with all and singular the buildings and improvements thereon, and all rights, hereditaments, easements and appurtenances and all and every rights, roads, alleys, ways, waters, watercourses, liberties,

privileges, hereditaments, appurtenances and advantages there-
to belonging or in any way appertaining, including accretions
opposite to and fronting upon said land, and any means of
ingress or egress appurtenant thereto, and the reversion and
reversions, remainder and remainders, rents, issues and
profits thereof; and all the estate, right, title, interest,
claim and demand whatsoever of the said Grantor, either in
law or equity, of, in and to the above bargained premises,
with the hereditaments and appurtenances; and with all the
right, title, and interest of the said Grantor in and to any
streets, alleys, roads, strips, gores, waters, watercourses,
or railroad rights-of-way or strips of land abutting, adjacent
to, adjoining or contiguous to or traversing the land de-
scribed and conveyed herein and any means of ingress or
egress appurtenant thereto.

SUBJECT, however, to existing easements for public
roads, public highways, public utilities, railroads and pipe-
lines.

EXCEPTING from this conveyance and RESERVING unto
the Grantor, its successors and assigns, forever, all minerals
and all mineral rights of every kind and character now known
to exist or hereafter discovered, including, without limiting
the generality of the foregoing, oil and gas and rights there-
to, together with the sole, exclusive and perpetual right to
explore for, remove and dispose of, said minerals by any
means or methods suitable to the Grantor, its successors and
assigns, but without entering upon or using the surface of
the lands hereby conveyed, and in such manner as not to damage
the surface of said lands or to interfere with the use thereof
by the Grantee, its successors or assigns, it being understood
that Grantor, when and if it exercises the rights excepted and
reserved under this conveyance, shall do nothing, and shall
not cause or permit anything to be done, that will in anyway
contaminate or deplete the water supply produced or developed
on the above described portions of said Section 34.

THIS PROPERTY IS BEING ACQUIRED BY THE NATIONAL PARK
SERVICE FOR THE UNITED STATES OF AMERICA.

TO HAVE AND TO HOLD, subject to the aforesaid ex-
ceptions, reservations, and other provisions, the said premi-
ses with all the rights and appurtenances thereunto belonging
unto the said Grantee, its successors and assigns, forever;
and the said Grantor hereby covenants with the said Grantee
that it will warrant and defend the title to the said premi-
ses unto the said Grantee, its successors and assigns, for-
ever, except as hereinbefore mentioned, against the lawful

claims of all persons claiming by, from or under it, but against none other.

IN WITNESS WHEREOF, said Utah Parks Company has caused these presents to be signed by its President and attested by its Assistant Secretary, and its corporate seal to be hereunto affixed as of the 31st day of December, 1971.

In Presence of:

UTAH PARKS COMPANY,

By

President

Attest:

(Seal)

Assistant Secretary

130802 B. 178 P. 490-493
ENTRY NO. RECORDED 1-16-1973 AT 9 AM
AT REQUEST OF Security Title Company
FEE \$5.00 John W. Miller Deputy
RECORDER GARFIELD COUNTY, UTAH

166519 RECORDED 3-17-75
9:40 AM, B. 168 P. 409-412
WASHINGTON CO. UT.

176394 RECORDED 1-21-75
9:40 AM, B. 202 P. 345-348
IRON CO. UT.

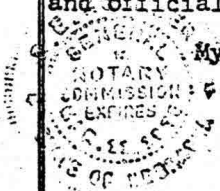
STATE OF NEBRASKA
COUNTY OF DOUGLAS

ss.

On this 31st day of December, 1971,
before me, a Notary Public in and for said County in the State
aforesaid, personally appeared J.C. KENEFFICK, to me personally
known, and to me personally known to be the President
of UTAH PARKS COMPANY, and to be the same person whose name
is subscribed to the foregoing instrument, and who, being by
me duly sworn, did say that he is President of Utah
Parks Company; that the seal affixed to said instrument is t
the corporate seal of said corporation; and that said instru-
ment was signed and sealed on behalf of said corporation by
authority of its board of directors; and the said J.C. KENEFFICK
acknowledged said instrument to be his free and
voluntary act and deed, and the free and voluntary act and
deed of said corporation, by it voluntarily executed, for the
uses specified therein.

IN WITNESS WHEREOF, I have hereunto set my hand
and official seal the day and year last above written.

My commission expires MARCH 11, 1975



R.E. Holmberg
Notary Public

Residing at OMAHA, NEBRASKA 68102

(Seal)

BOOK 178 PAGE 493

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT
IN AND FOR GARFIELD COUNTY, STATE OF UTAH

TROPIC & EAST FORK IRRIGATION
COMPANY, a corporation,

Plaintiff,

v.

WAYNE D. CRIDDLE, STATE ENGINEER
OF THE STATE OF UTAH, and UTAH
PARKS COMPANY, a corporation,

Defendants.

STIPULATION

Civil No. 1858

WHEREAS, pursuant to applications filed by Utah Parks Company with the Utah State Engineer, the Utah State Engineer heretofore approved two applications for permanent change of point of diversion and place of use of water rights claimed by applicant, Utah Parks Company. Change Application No. a-3696 sought to change the point of diversion of 0.16 second foot of water which Utah Parks Company claimed as successor to one W. H. Henderson. Change Application No. a-3697 sought to change the point of diversion of 0.25 second feet of water claimed by defendant Utah Parks Company as successor to Tropic & East Fork Irrigation Company. Both of said applications were approved by the State Engineer, after which, and as a result of which, the instant and above entitled action was filed in the District Court of the Sixth Judicial District in and for Garfield County.

Since the date of the filing of said action, negotiations have been carried on between plaintiff and defendant, and pursuant to such discussions and negotiations and as a basis for discontinuing said lawsuit,

IT IS NOW HEREBY STIPULATED AND AGREED between the plaintiff and defendant Utah Parks Company as follows:

1. The Utah Parks Company will install on its pumping system at the wells in East Creek on the East Fork of the Sevier River a recording meter so as to make and maintain a record of the current and total amount of water being pumped from said wells into the water

supply system of the Utah Parks Company, serving its Bryce Canyon facilities.

2. The Tropic & East Fork Company agrees that Utah Parks Company is entitled to, and may at any and all times when needed by it, pump from such wells into its water system up to but not exceeding 0.25 cubic feet per second of water; and Utah Parks Company on its behalf agrees that it will not at any time take or pump from such wells into its water system any amount of water in excess of 0.25 cubic feet per second.

3. From the recording meter installed on such pumping system said Utah Parks Company will keep and retain records of the amounts of water so pumped, and shall, if requested by the Utah State Engineer, make such reports thereof as may be requested, and shall otherwise keep the records of the amounts of water so pumped available for inspection by the Utah State Engineer or any proper representative of such Utah State Engineer.

4. The Utah Parks Company waives any right or claim it may have to the 0.16 cubic feet per second of water claimed under W. H. Henderson and waives any right or claim it has or may have asserted to any of the waters rising in the spring area or in the vicinity of its pumps as referred to in Change Applications a-3696 and a-3697 over and above or in addition to the 0.25 cubic feet per second referred to herein of Utah Parks Company, and which right to 0.25 cubic feet per second is hereby acknowledged by Tropic & East Fork Irrigation Company as herein set out.

5. It is further stipulated that the above entitled court may enter its judgment and decree herein based upon the foregoing stipulation, confirming to the Utah Parks Company the right to such 0.25 cubic feet per second of water and denying said defendant Utah Parks Company any right to any water over and above said amount of 0.25 cubic feet per second as herein referred to.

Dated this 31st day of December 1962.

TROPIC & EAST FORK IRRIGATION COMPANY

Attest:

By Harold H. Johnson
President

Plaintiff

Carvel Matheson
Attorney for Tropic & East Fork
Irrigation Company

Secretary

UTAH PARKS COMPANY

By W. H. Miner
General Manager

Defendant

W. H. Miner
Attorney for Utah Parks Company

The foregoing Stipulation is hereby approved, and the defendant Wayne D. Criddle as the State Engineer of the State of Utah hereby consents that a decree may be entered by the Sixth Judicial District Court pursuant to such stipulation.

Wayne D. Criddle

107-657-2M

CHANGE APPLICATION NO. 4-3697

**Application for Permanent Change of Point of Diversion,
Place and Nature of Use of Water
STATE OF UTAH**

Do not fill out this blank until you have read carefully and thoroughly understand the "Rules and Regulations" on the back hereof and all the notes in the body of it.

For the purpose of obtaining permission to permanently change the point of diversion, place or nature of use of water right acquired by Diligence right and decree to Tropic & East Fork Irrigation Co. (Strike out written matter not needed)
(Give State Engineer sufficient information to determine place or character of change of use)
conveyed to applicant by Tropic & East Fork Irrigation Co., or deed dated Feb. 28, 1926.
to this hereafter, applicant is hereby made to the State Engineer, based upon the following showing of facts, submitted in accordance with the requirements of the Laws of Utah.

1. The name of the applicant is..... Utah Parks Company.....
2. The post-office address of the applicant is..... Cedar City, Utah.....
3. The flow of water which has been or was to have been used in second-feet is..... 0.25, more or less.....
4. The quantity of water which has been or was to have been used in acre-feet is..... 2.125.....
5. The water has been or was to have been used each year from April 1 to Nov. 1 incl.
(Month) (Day) (Month) (Day)
6. The water has been or was to have been stored each year from..... to..... incl.
(Month) (Day) (Month) (Day)
7. The drainage area to which source of supply belongs is.....
(Leave blank)
8. The direct source of supply is spring area located in R 1/2, SE 1/4, NW 1/4, Sec. 36,
in Canfield County. T 36 S, R 4 E,
9. The point of diversion as described in the original Application or the point at which the water has been diverted is situated at a point Prior to 1926 water ran down East Creek and was diverted at a point S. 28° 34' E, 1/4 mi. into Tropic Canal. Since 1926 has been diverted into a pipeline at a point S. 14° 10' E, and W. 412 ft. from the NE cor., NW 1/4, Sec. 36, T 36 S, R 4 E, S. 1/4.
10. The water involved has been or was to have been used for the following purposes:
From 1900 to 1902 until 1926 the water was used by Tropic and East Fork Irrigation Company to irrigate lands near Tropic, Utah. Purchased by applicant in 1926 and has been put to domestic and culinary use in serving tourist facilities at cabins and lodge at Bryce Canyon. Total..... Acres.

NOTE—If for irrigation, give legal subdivision of land and total acreage which has been or was to have been irrigated. If for other purposes, give nature, place and extent of use or proposed use.

11. The point at which water has been or was to have been returned to the stream channel is situated as follows: Originally flowed down East Creek and through Tropic and East Fork Canal to Tropic, Utah, and not returned to natural channel. Use since 1926 has been a consumptive use with no return.

NOTE—The above space is to be filled in only when all or part of the water is returned to the natural stream or channel.

The Following Changes Are Proposed

12. The flow of water to be changed in cubic feet per second is..... 0.25, more or less, including all of the flow of the spring area referred to in Paragraph 8......
13. The quantity of water to be changed in acre-feet is..... 2.125.....
14. The water will be used each year from April 1 to November 1 incl.
(Month) (Day) (Month) (Day)
15. The water will be stored each year from..... to..... incl.
(Month) (Day) (Month) (Day)
16. The point at which it is now proposed to divert the water is situated (See note) at two wells; one 90 ft. deep (Application No. 27154), located at a point S. 1941.4 ft. and W. 1000.5 ft. from the NE cor. of Sec. 36, T 36 S, R 4 E, and one well 30 ft. deep (Application No. 28384), located at a point S. 1523.5 ft. and W. 299.9 ft. from the NE cor. of Sec. 36, T 36 S, R 4 E, S. 1/4.
NOTE—The point of diversion or "point of return" must be located by course and distance or by rectangular distances with reference to some regularly established United States land corner or United States mineral monument if within a distance of six miles of either, or if a greater distance, to some prominent and permanent natural object.
17. The proposed diverting and conveying works will consist of two pumps and 10,400 ft. of 48 steel pipe and 9,600 ft. of 6" steel pipe to four storage tanks of combined capacity 703,528 gallons, 343 ft. elevation above pumps.
18. The construction of the diverting channel will be.....
XXXXXXXX O
(Strike out ones not needed)

19. The nature of the diverting channel will be: underground man. conduit
(Strike out the ones not needed)

(Strike out written matter not needed.)

20. The length of the diverting channel, exclusive of laterals, will be 20,000 feet
(If an existing channel is used give only the length of that part used under this Application)
21. The top width of the diverting channel will be (if a ditch)..... feet
22. The bottom width of the diverting channel will be (if a ditch)..... feet
23. The depth of water in the diverting channel will be (if a ditch)..... feet
24. The width of diverting channel will be (if a flume)..... feet
25. The depth of water in the diverting channel will be (if a flume)..... feet
26. The diameter of the diverting channel will be (if a pipe)..... 4" and 6" pipe inches
27. The grade of the diverting channel will be..... 19 feet per thousand
28. The point at which it is proposed to return the water is situated (See note under 16). Use will be.....
a. consumptive use with no return.....
29. The water is to be used, for domestic and culinary purposes in serving cabins and lodge and attendant tourist facilities at Bryce Canyon, Utah. Also used by permanent residents, employees of the National Park Service, as well as winter visitors utilizing available N.P.S. facilities. As a source of water for livestock. Total..... acres.
- NOTE: If for irrigation, give legal subdivisions of land to be irrigated. If for other purposes, give place and extent of proposed use. If for power give number, size and make of wheels, head under which they will operate, total H. P. to be developed and place where power will be used.
30. The character of the soil to be irrigated is.....; subsoil.....
- NOTE: Number 30 is to be filled in only when proposed change is for irrigation.
31. If paragraph 12 designates that only part of the right described in paragraph 1 to 11 inclusive is to be changed, designate the status of the water so affected by this change as to its being abandoned or used as heretofore.

EXPLANATORY

NOTE—Paragraph 13 on page 1 must not be used except when storage is contemplated; in such case Paragraph 14 should indicate the time in each year during which the water will be released and used. The lands to be inundated by the reservoir must be described in the space below this note as nearly as may be and by government subdivisions if upon surveyed land, and the area of the reservoir when at full stage should be given in acres; the height of the impounding dam must also be specified.

The following additional facts are set forth in order to define more clearly the full purpose of the proposed change:

The Tropic and East Fork Irrigation Company acquired by diversion and use the right to use for irrigation purposes some of the waters arising from the spring area in the E 1/2, SE 1/4, NW 1/4, Sec. 34. These rights were later decreed to them by the District Court in Garfield County. Again in the Cox Decree, page 24, as finally dated on November 30, 1926, there was decreed to the Tropic and East Fork Irrigation Company out of the East Fork of the Sevier River 20 c.f.s. from April 1 to June 1 and 15 c.f.s. from June 1 to October 15. The rights involved in this adjudication included water from the spring area on East Creek of East Fork of Sevier River. The lawsuit which finally resulted in the Cox Decree was instituted pursuant to Chapter 67, Session Laws of Utah, 1919, and was filed, and water claim and proofs filed with respect thereto prior to 1926.

Out of this water the Tropic and East Fork Irrigation Company, by a deed dated February 24, 1926, deeded to the Los Angeles & Salt Lake Railroad Company "all the right, title and interest" of said irrigation company in and to the waters in those springs located and rising in the E 1/2, SE 1/4, NW 1/4, Sec. 34, T. 36 S., R. 4 W., Garfield County, Utah, and in the deed the flow of the springs was stated to be "approximately twenty-five hundredths (0.25) second foot of water, more or less." From prior to 1900 and up to 1926, the Tropic and East Fork Irrigation Company had taken the waters from these springs as they ran down East Creek into the East Fork, and diverted the same into their canal, and continued such use until the sale to the Railroad Company, who then conveyed to Utah Parks Company. Since 1926 the waters of said springs have been used through a pipeline to lodge, cabins and other tourist facilities at Bryce Canyon, Utah.

UTAH PARKS COMPANY

By Robert J. Vainer

Signature of Applicant.

(This page is not to be filled in by applicant)

State Engineer's Endorsement

1. *June 27, 1960* Change Application received ^{over counter} ~~by mail~~ in State Engineer's office by *James H. Smith*
2. Priority of right to make change brought down to, on account of.....
3. *June 27, 1960* Fee for filing Application, \$ *25.00*, received by *James H. Smith* Receipt No. *66-17*
4. *June 29, 1960* Application entered in Change Book No. *66-83*, page *257*, and indexed by *J.H.S.*
5. Application placed by.....
6. Application examined by.....
7. Application returned, with letter, to..... for correction
8. Corrected application resubmitted ^{over counter} ~~by mail~~ to State Engineer's office.
- 8a. Copy brought up to date (red inked) and placed in record book by.....
9. Fee for publishing notice requested.
10. Fee for publishing notice \$....., Received by..... Receipt No.....
11. Application approved for advertisement by.....
12. *Feb. 23, 1960* Notice to water users prepared by *W.H.H.*
13. *Feb. 23, 1960* Publication began; was completed *March 10, 1960*
Notice published in *Starfield Co. News, Panguitch, Utah*
14. *Feb. 29, 1960* Proof slips checked by *C.B.S.D.*
15. *April 9, 1960* Change Application protested by *Taggart Trust, Park City, Co.*
- May 28, 1960* Substantiated final decision *May 2 - 10th - 1960*
16. *June 14, 1961* Application designated for ^{approval} ~~rejection~~ by *H.C.P.*
17. Fee for approving Application requested.....
18. Fee for approving application, \$2.50, received by..... Receipt No.....
19. *June 29, 1961* Change Application proof, read by.....
20. *June 29, 1961* Change Application ^{approved} ~~rejected~~ and returned to applicant.

This Application is approved on the following conditions:

1. Actual construction work necessitated by proposed change shall be diligently prosecuted to completion.
2. Proof of change shall be submitted to the State Engineer's office by *7/21/30, 1963*
3. Subject to prior rights whether diverting directly from the source hereof or from other sources to which this water is tributary (including rights junior to the original application or rights which might be impaired by the change or changes) for diversion and use as herein described.

Wayne D. Criddle
Wayne D. Criddle, State Engineer.

21. Time for making proof of change extended to.....
22. Proof of change submitted.
23. Fee for filing proof of change, \$1.00, received by..... Receipt No.....
24. Fee for examining maps, profiles and drawings, \$5.00, received by..... Receipt No.....
25. Fee for issuing certificate of change, \$1.00, received by..... Receipt No.....
26. Certificate of change, No..... issued.

I hereby certify that the foregoing is a true copy of the Application by.....
to change the point of diversion, place and nature of use of water as shown, with endorsements thereon, on the records of my
office on the date given below.

Salt Lake City, Utah..... 19..... State Engineer.

Change Application No. *66-3697*



IN REPLY REFER TO:
L54

UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE

Bryce Canyon National Park
Bryce Canyon, Utah

July 20, 1961

RECEIVED	
NPS REGION THREE OFFICE	
JUL 24 1961	
DATE	ca 7/25
FILE	
LOCATION	
RECEIVED	
SOLICITOR	
FILES	

Memorandum

To: Regional Director, Region Three

From: Superintendent, Bryce Canyon

Subject: Water Rights - Utah Parks Company vs. Tropic and East
Fork Irrigation Company,

There are two copies attached of the report of the Utah State Engineer resulting from the hearing held in Panguitch, Utah on March 22, 1961. This hearing was in the matter of change applications Nos. A-3696 and A-3697 by the Utah Parks Company.

I am sure you will find the report interesting, and I am anticipating that the Tropic and East Fork Irrigation Company may file a civil action as explained in the last paragraph of the report. However, it is still too early for me to have learned of specific reactions.

Louis W. Hallock
Louis W. Hallock
Superintendent

Attachments (2)

RECEIVED WITH MEMO OF 7/27/61

L. S. Bica

BEFORE THE STATE ENGINEER OF THE STATE OF UTAH

IN THE MATTER OF CHANGE

APPLICATION NOS. a-3696

and a-3697

MEMORANDUM DECISION

Change Applications Nos. a-3696 and a-3697 were filed by Utah Parks Company and seek to change the points of diversion of 0.16 sec.-ft. and 0.25 sec.-ft. of water, respectively. The first change pertains to a right evidenced by Diligence Claim No. 756 of record in the office of State Engineer and the second is covered by deed from the Tropic and East Park Irrigation Company. The water was formerly diverted from a spring area in the East Park Sevier River Drainage and the applicant now proposes to take this water from wells driven in this spring area. The changes were protested by the Tropic and East Park Irrigation Company and a hearing held at Panguitch, Utah, March 22, 1961.

The protestant questions the validity of the diligence right and has stated that the deed conveying this diligence right from William J. Henderson, Jr., to the predecessor of the Utah Parks Company could, therefore, not convey any right. They would further contend that the deed which the irrigation company gave to the applicant's predecessor conveyed only whatever water flowed from some seven springs and that the 0.25 sec.-ft. is not a measure of the right conveyed. They would further urge that the change applications constitute an attempt to enlarge upon the company's rights by taking water from wells instead of relying upon whatever water flows from the springs.

From the information available to this office, it is our opinion that the proposed wells will intercept the same source of supply as supplied the springs in this area; therefore, the applicant is merely changing his method and point of diversion from this source of supply. This is not an enlargement of the prior right or a new appropriation, but rather a change of this right whereby this appropriator can be assured of his supply. This we think, is the type of development of the water resources in this state that

Re: Apps. Nos. a-3696
and a-3697

-2-

could be encouraged whenever the change can be made without substantial impairment of existing rights.

The statute, 73-3-3, Utah Code Annotated, 1951, recognizing the right of an owner to change his water right does not make any distinction between surface or underground water, nor do we think there should be any, so long as we are concerned with the same source of supply.

As to the question of applicant's rights upon which these changes are based, we are of the opinion that the applicant has made a prima facie showing of his water right and sufficient information has not been submitted to overcome this showing.

Based on the above finding it is ordered that Change Application Nos. a-3696 and a-3697 be APPROVED and copies bearing this notation are forwarded to the applicant.

This decision is subject to the provisions of Section 73-3-14, Utah Code Annotated, 1953, which provides for plenary review by the filing of a civil action in the appropriate district court within sixty days from date hereof.

/ Dated this 29th day of June, 1961.

Wayne D. Griddle
STATE ENGINEER

CC/ Utah Parks Company
c/o A.U. Minor
419 South Main
Salt Lake City, Utah

Tropic and East Fork Irrigation Co.
Harmond Shakespeare, Pres.
Tropic, Utah

CC/ Gustin, Richards & Matteson
Attorneys at Law
151 North Main Street
Richfield, Utah

Mr. Louis W. Hadcock, Supt.
Bryce Canyon North Park
Bryce Canyon, Utah

Region Three
Santa Fe, New Mexico
May 16, 1961

Memorandum

To: Director

From: Acting Regional Director

**Subject: Report of Utah Parks Company to State Engineer,
Utah - Water Use - Alien Water Right Docket No. 2,
Bryce Canyon**

Attached are two copies of water use report sent to us
by the Superintendent, Bryce Canyon. They were requested
from the Utah Parks Company.

This is probably a report of source measurement, and not
of water actually used.

We have placed copies of these in our Alien Water Right
Docket No. 2 and by copies of this memorandum are sending
them to WDC and Superintendent, Bryce Canyon.

James M. Carpenter
Acting Regional Director

In duplicate

Attachments

Copy to: Chief, WDC (2) w/attachments
Supt., Bryce Canyon w/attachments

COPY

BRYCE WATER SUPPLY

Over flow from collection sump supplied from U. P. Springs on East Creek. Measured with a 90° vee notch weir.

<u>1959</u>	<u>Flow over Weir</u>		
May 10	4½"	= .022 sec. ft.	= 101 gal. per min.
May 21	3"	= .030 sec. ft.	= 36 gal. per min.
June 16	3"	= .030 sec. ft.	= 36 gal. per min.
June 29	2 ¾"	= .065 sec. ft.	= 29 gal. per min.
July 3	2 ¾"	= .065 sec. ft.	= 29 gal. per min.
July 16	2½"	= .052 sec. ft.	= 23 gal. per min.
July 29	2½"	= .052 sec. ft.	= 23 gal. per min.
August 6	2 1/8"	= .044 sec. ft.	= 20 gal. per min.
August 21	1 7/8"	= .040 sec. ft.	= estimated 15 gal. per min.
October 22	2"	= .042 sec. ft.	= estimated 18 gal. per min.

Above measurements were taken at times pumps were operating.

Test of wells at Bryce September 9, 1959. Amount of water delivered at storage tanks against a head of 210 lbs. per square inch.

No. 1 Well produced 72 gal. per min.

No. 2 Well produced 78 gal. per min.

Well No. 1 and Well No. 2 operating at the same time produced 110 gallons per minute at tanks.

COPY

BRYCE WATER SUPPLY

Over flow from collection sump supplied from U. P. Springs on East Creek. Measured from 90° vee notch weir.

<u>1960</u>	<u>Flow over Weir</u>			
March 25	3½"	=	.115 sec. ft.	= 51 gal. per min.
June 17	2½"	=	.045 sec. ft.	= 20 gal. per min.
June 28	2"	=	.040 sec. ft.	= 18 gal. per min.
July 19	1 ¾"	=	estimated	15 gal. per min.
August 15	1½"		estimated	12 gal. per min.
September 20	1½"		estimated	12 gal. per min.
November 11	2 ¾"	=	.065 sec. ft.	= 29 gal. per min.

Above measurements taken at time pumps were operating.

MARCH 3, 1960

GARFIELD COUNTY NEWS, PANGUITCH

NOTICE TO WATER USERS

The following applications have been filed with the State Engineer to change or appropriate water in Garfield County, State of Utah, throughout the entire year, unless otherwise designated. All locations are in SLB&M.

To Change:

a-3696 — Utah Parks Co., Cedar City, Ut., proposes to change the point of diversion of water right evidenced by Diligence Claim No. 756, which claimed the right to divert .16 sec.-ft. of water from a spring area, trib. to the East Fork Sevier River. The spring area is described commencing at a point N. 2657 ft. from S $\frac{1}{4}$ Cor. Sec. 34, T36S, R4W, thence W. 479 ft., N 19°26'W. 797.6 ft., N. 28°51' E. 694.6 ft., S. 88°39'E. 409.33 ft., S. 1350.96 ft. to beg. The water has been diverted by means of a concrete collection sump at a point S. 1410 ft. and W. 115 ft. from N $\frac{1}{4}$ Cor. Sec. 34, T36S, R4W, and conveyed by pipe line and used from Apr. 1 to Nov. 1, for domestic and culinary purposes at lodge and cabin tourist facilities at Bryce Canyon National Park in serving 260,000 persons annually.

Hereafter, it is proposed to divert the same quantity during the same period as heretofore from either or both of two wells in the described spring area at the following points: (1) 16" and 12" well, 80 ft. deep at a point S. 1941.4 ft. and W. 102.5 ft. from N $\frac{1}{4}$ Cor. said Sec. 34; (2) 12" well, 30 ft. deep at a point S. 1598.5 ft. and W. 399.9 ft. from said N $\frac{1}{4}$ Cor. Sec. 34. The water will be conveyed by pipe line, commingled and used as a supplemental supply for domestic and culinary purposes in serving cabins, lodge and attendant tourist facilities and for permanent residents, and employees of National Park Service at Bryce Canyon National Park serving 500,000 persons annually.

102.5 ft. from N $\frac{1}{4}$ Cor. said Sec. 34. (2) 12" well, 30 ft. deep, S. 1598.5 ft. and W. 399.9 ft. from N $\frac{1}{4}$ Cor. said Sec. 34. The water will be conveyed from the wells by pipe line, commingled and used as a supplemental supply from Apr. 1 to Oct. 15 for domestic and culinary purposes in serving cabins, lodges and attendant tourist facilities, for permanent residents and employees of the National Park Service at Bryce Canyon National Park, serving 500,000 persons annually.

To Appropriate:

30090 — Warren L. Frazier, 656 No. 5th East, Logan, Ut. .5 sec.-ft. from a spring area, trib. to Paria River at a point S. 274 ft. and W. 677.7 ft. from E $\frac{1}{4}$ Cor. Sec. 22, T36S, R3W. The spring area is described from the point of diversion, thence E. 100 ft., S. 150 ft., W. 200 ft., N. 150 ft., E. 100 ft. to beg. The water will be diverted and collected by means of earth dikes in a concrete headhouse from which it will be released into a pipe line or open ditch and used for the domestic requirements of 2 families, for the watering of 300 cattle, 60 hogs, 500 sheep and 2000 chickens, for fire protection, and from Apr. 1 to Nov. 1 to irrigate 20 acres in SW $\frac{1}{4}$ Sec. 23, T36S, R3W.

30165 — Tennessee Gas Transmission Co., P.O. Box 2511, Houston, Texas, .100 sec.-ft. from a 12-in. well, 175 ft. deep at a point S. 2500 ft. and E. 2000 ft. from NW Cor. Sec. 4, T31S, R12E. The water will be used from Sept. 1 to Dec. 31, for drilling an oil and gas well in SW $\frac{1}{4}$ NE $\frac{1}{4}$ said Sec. 4.

30276 — Clement H. Johnson, Henrieville, Ut. 12 sec.-ft. and 500 ac.-ft. of water from Henrieville Creek, trib. to Paria River to Colo. River at a point S. 635 ft. and E. 1565 ft. from NE Cor. Sec. 32, T37S, R2W. From the point of diversion 6 sec.-ft. of water will be conveyed by open

T37S, R2W, 500 ac.-ft. will be stored in the reservoirs during the entire year by concurrent storage and use, and released and used together with a maximum of 12 sec.-ft. of direct flow from Apr. 1 to Oct. 31 as a supplemental supply to irrigate 750 acres in W $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 28, N $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 33, S $\frac{1}{2}$ Sec. 29, Sec. 32, T37S, R2W. A maximum diversion under both storage and direct flow will be 12 sec.-ft.

30316 — The Superior Oil Co., P.O. Box 276, Cortez, Colo. .2 ac.-ft. from Lower South Hatch Spring, trib. to South Hatch Canyon to Hatch Canyon at a point N. 1520 ft. and E. 1050 ft. from SW Cor. Sec. 25, T31S, R14E. The water will be conveyed by means of a pump and 2 $\frac{1}{2}$ miles of 3-in. pipe line where it will be used for drilling and producing of oil and gas wells in Sec. 19, T31S, R15E.

30317 — The Superior Oil Co., P.O. Box 276, Cortez, Colo. .1 ac.-ft. from Lower North Hatch Springs, trib. to North Hatch Canyon at a point S. 3080 ft. and W. 910 ft. from NE Cor. Sec. 23, T31S, R14E. The water will be conveyed from the spring by truck and used for drilling of oil and gas wells in Sec. 19, T31S, R15E.

30596 — Clement H. Johnson, 3415 No. 650 East, Provo, Ut. 5 sec.-ft. from a 12" well bet. 300 and 500 ft. deep at a point S. 50 ft. and E. 50 ft. from W $\frac{1}{4}$ Cor. Sec. 27, T37S, R1W. The water is to be used from Apr. 1 to Oct. 31 as a supplemental supply to irrigate 160 acres in W $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27, Sec. 32, N $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 33, S $\frac{1}{2}$ Sec. 30, T37S, R2W.

31187 — Ernest E. Brewer, Pangutch, Ut. .1 sec.-ft. from a 6-in. well bet. 75 and 300 ft. deep at a point N. 1450 ft. and W. 916 ft. from SE Cor. Sec. 24, T35S, R5W. The water will be used for the domestic requirements of 3 families and a service station, and from Mar. 15 to Nov. 1 to irrigate $\frac{1}{4}$ acre all uses in NE

dam 21.33 ft. in height, creating a reservoir having a capacity of 34.6 ac.-ft., inundating 4.82 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ said Sec. 25. After the initial filling 1 sec.-ft. will be allowed to pass through the reservoir during the entire year and returned to the source by means of a spillway, and used for fish culture and propagation purposes.

31544 — Utah State Dept. of Fish and Game, 1596 West North Temple, Salt Lake City, Ut. 1 sec.-ft. and 41.65 ac.-ft. from Unnamed Stream, trib. to North Creek to Escalante River at a point N. 78° 01'E. 5101.5 ft. from E $\frac{1}{4}$ Cor. Sec. 24, T33S, R1W. The water will be diverted by means of an earth dam 21.25 ft. in height, creating a reservoir having a capacity of 41.65 ac.-ft. inundating 4.73 acres in SE $\frac{1}{4}$, NE $\frac{1}{4}$ Sec. 19, T33S R1E. After the initial filling 1 sec.-ft. will be allowed to pass through the reservoir during the entire year and returned to the source by means of a spillway. The water will be used for fish culture and propagation purposes.

31545 — Utah State Dept. of Fish and Game, 1596 West North Temple, Salt Lake City, Ut. 1 sec.-ft. and 15.36 ac.-ft. from an unnamed stream, trib. to North Creek to Escalante River at a point N 65° 23'E. 6470.5 ft. from E $\frac{1}{4}$ Cor. Sec. 24, T33S, R1W. The water will be diverted by means of an earth dam creating a reservoir having a capacity of 15.36 ac.-ft., inundating 3.42 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 17, NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 19, NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 20, T33S, R1E. After the initial filling 1 sec.-ft. will be allowed to pass through the reservoir during the entire year and returned to the source by means of a spillway. The water will be used for fish culture and propagation purposes.

31577 — H. Frank Orton, P.O. Box 202, Pangutch, Ut. .015 sec.-ft. from a 4-in. well, 75 ft. deep at a point S. 1770

797.6 ft., N. 28°51' E. 694.6 ft., S. 88°39'E. 409.33 ft., S. 1350.96 ft. to beg. The water has been diverted by means of a concrete collection sump at a point S. 1410 ft. and W. 115 ft. from N¼ Cor. Sec. 34, T36S, R4W, and conveyed by pipe line and used from Apr. 1 to Nov. 1, for domestic and culinary purposes at lodge and cabin tourist facilities at Bryce Canyon National Park in serving 260,000 persons annually.

Hereafter, it is proposed to divert the same quantity during the same period as heretofore from either or both of two wells in the described spring area at the following points: (1) 16" and 12" well, 80 ft. deep at a point S. 1941.4 ft. and W. 102.5 ft. from N¼ Cor. said Sec. 34; (2) 12" well, 30 ft. deep at a point S. 1598.5 ft. and W. 399.9 ft. from said N¼ Cor. Sec. 34. The water will be conveyed by pipe line, commingled and used as a supplemental supply for domestic and culinary purposes in serving cabins, lodge and attendant tourist facilities and for permanent residents, and employees of National Park Service at Bryce Canyon National Park serving 500,000 persons annually.

3697 — Utah Parks Co., Cedar City, Ut. proposes to change the point of diversion, place and nature of use of water evidenced by purchase of .25 sec.-ft. of that water right of Tropic and East Fork Irrigation Co., described on page 24 of the Cox Decree. The water has been diverted from a spring area located in E¼SE¼NW¼ Sec. 34, T36S, R4W, by means of a concrete collection sump at a point S. 1410 ft. and W. 412 ft. from N¼ Cor. said Sec. 34, conveyed by pipe line and used from Apr. 1 to Oct. 15 for domestic and culinary purposes in serving tourist facilities and cabins in Bryce Canyon National Park.

Hereafter, it is proposed to divert .25 sec.-ft. from the same spring area, from either or both of two wells at the following points: (1) 16" and 12" well, 80 ft. deep, at a point S. 1941.4 ft. and W.

from E¼ Cor. Sec. 22, T36S, R3W. The spring area is described from the point of diversion, hence E. 100 ft., S. 150 ft., W. 200 ft., N. 150 ft., E. 100 ft. to beg. The water will be diverted and collected by means of earth dikes in a concrete headhouse from which it will be released into a pipe line or open ditch and used for the domestic requirements of 2 families, for the watering of 300 cattle, 60 hogs, 500 sheep and 2000 chickens, for fire protection, and from Apr. 1 to Nov. 1 to irrigate 20 acres in SW¼ Sec. 23, T36S, R3W.

30165 — Tennessee Gas Transmission Co., P.O. Box 2511, Houston, Texas, 100 sec.-ft. from a 12-in. well, 175 ft. deep at a point S. 2500 ft. and E. 2000 ft. from NW Cor., Sec. 4, T31S, R12E. The water will be used from Sept. 1 to Dec. 31, for drilling an oil and gas well in SW¼NE¼ said Sec. 4.

30276 — Clement H. Johnson, Henrieville, Ut. 12 sec.-ft. and 500 ac.-ft. of water from Henrieville Creek, trib. to Paria River to Colo. River at a point S. 635 ft. and E. 1565 ft. from NE Cor. Sec. 32, T37S, R2W. From the point of diversion 6 sec.-ft. of water will be conveyed by open ditch 1705 ft. to reservoir No. 1, situated in an old channel of Henrieville Creek at a point N. 334 ft. and E. 1326 ft. from NE Cor. said Sec. 32. The reservoir to have a capacity of 50 ac.-ft. created by an earth dam 15 ft. in height, inundating 5 acres in NE¼NE¼NW¼ Sec. 33, T37S, R2W. 6 sec.-ft. will be conveyed by a second ditch 1900 ft. to reservoir No. 2, at a point N. 2153 ft. and E. 1056 ft. from NE Cor. said Sec. 32, the reservoir to have a capacity of 50 ac.-ft., created by an earth dam 14 ft. in height, inundating 5 acres in NE¼NW¼SW¼ Sec. 28, T37S, R2W, or conveyed from reservoir No. 2 by means of an earth ditch 1940 ft. to reservoir No. 3, at a point N. 2645 ft. and W. 2425.5 ft. from NE Cor. said Sec. 32. The reservoir to have a capacity of 50 ac.-ft. created by an earth dam 15 ft. in height, inundating 5 acres in NW¼NW¼SE¼ Sec. 29,

miles of 3-in. pipe line where it will be used for drilling and producing oil and gas wells in Sec. 19, T31S, R15E.

30317 — The Superior Oil Co., P.O. Box 276, Cortez, Colo. 1 ac.-ft. from Lower North Hatch Springs, trib. to North Hatch Canyon at a point S. 3080 ft. and W. 910 ft. from NE Cor. Sec. 23, T31S, R14E. The water will be conveyed from the spring by truck and used for drilling of oil and gas wells in Sec. 19, T31S, R15E.

30596 — Clement H. Johnson, 3415 No. 650 East, Provo, Ut. 5 sec.-ft. from a 12" well bet. 300 and 500 ft. deep at a point S. 50 ft. and E. 50 ft. from W¼ Cor. Sec. 27, T37S, R1W. The water is to be used from Apr. 1 to Oct. 31 as a supplemental supply to irrigate 160 acres in W¼SW¼, NE¼SW¼, NW¼SE¼, Sec. 27, Sec. 32, N¼NW¼ Sec. 33, S¼ Sec. 30, T37S, R2W.

31187 — Ernest E. Brewer, Panguitch, Ut. 1 sec.-ft. from a 6-in. well bet. 75 and 300 ft. deep at a point N. 1450 ft. and W. 916 ft. from SE Cor. Sec. 24, T35S, R5W. The water will be used for the domestic requirements of 3 families and a service station, and from Mar. 15 to Nov. 1 to irrigate ¼ acre, all uses in NE¼SE¼ said Sec. 24.

31543 — Utah State Dept. of Fish and Game, 1596 West North Temple, Salt Lake City, Ut. 1 sec.-ft. and 34.6 ac.-ft. from North Fork of Twitchell Creek, trib. to North Creek to Escalante River at a point S. 30°24'W 3259.3 ft. from NE Cor. Sec. 25, T33S, R1W. The water will be diverted by means of an earth

height, creating a reservoir having a capacity of 41.65 ac.-ft. inundating 4.73 acres in SE¼, NE¼ Sec. 19, T33S, R1E. After the initial filling 1 sec.-ft. will be allowed to pass through the reservoir during the entire year and returned to the source by means of a spillway. The water will be used for fish culture and propagation purposes.

31545 — Utah State Dept. of Fish and Game, 1596 West North Temple, Salt Lake City, Ut. 1 sec.-ft. and 15.36 ac.-ft. from an unnamed stream trib. to North Creek to Escalante River at a point N. 65°23'E. 6470.5 ft. from E¼ Cor. Sec. 24, T33S, R1W. The water will be diverted by means of an earth dam creating a reservoir having a capacity of 15.36 ac.-ft., inundating 3.4 acres in SW¼SW¼ Sec. 1, NE¼NE¼ Sec. 19, NW¼NW¼ Sec. 20, T33S, R1E. After the initial filling 1 sec.-ft. will be allowed to pass through the reservoir during the entire year and returned to the source by means of a spillway. The water will be used for fish culture and propagation purposes.

31577 — H. Frank Orton, P.O. Box 202, Panguitch, Ut. 15 sec.-ft. from a 4-in. well 75 ft. deep at a point S. 177 ft. and E. 75 ft. from NW Cor. Sec. 2, T35S, R5W. The water is to be used from Nov. 15 to Apr. 15 for the watering of 150 cattle, in SW¼NW¼ said Sec. 2.

Protests resisting the granting of any of the foregoing applications with reason therefor, must be filed in duplicate with the State Engineer, 403 State Capitol, Salt Lake City 14, Utah, on or before

Hallock, Louis W. 3 3
Bryce Canyon Natl Park.

Garfield County News

VOLUME 39 PANGUITCH, UTAH,

THURSDAY, MARCH 3, 1960

NUMBER 17

Looking Toward The Future, Stockmen And Forest Sign

VA REPRESENTATIVE TO BE IN PANGUITCH

The Veterans Administration announced that Russell R. Neilan, Contact Representative from the Salt Lake Regional Office, will visit the Panguitch Employment Security Office on March 9th, from 1 to 6 P.M., to furnish service to local veterans and their dependents and to provide information on VA benefits.

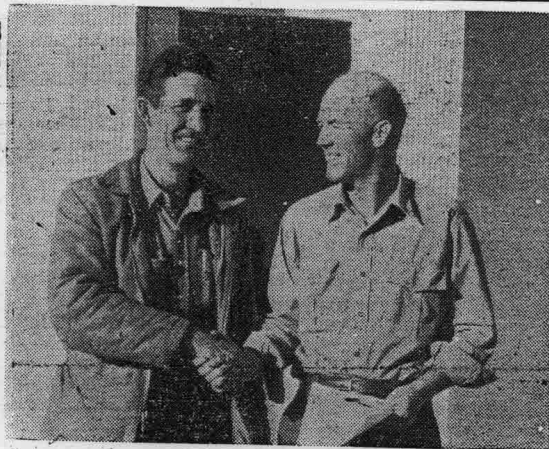
Persons presently on the pension roll, or who may be near retirement age, and who are interested in pensions, may obtain detailed information from Mr. Neilan.

PANGUITCH

Mrs. Mary Henrie visited today in Kanab with Mrs. O. Watson.

Mrs. Carl Bybee of Circle is here assisting in care of her daughter Mrs. Clem who is ill.

Lee Houston is recuperating from a difficult operation.



Stockman Albert Sevy, left, and Forest Ranger Jack Large shake hands in mutual congratulations after signing

Local stockmen and the Forest Service recently entered into management agreements to obtain proper grazing use of National Forest lands.

Albert Sevy of Panguitch recently entered into a cooperative agreement with the Forest Service, represented by Ranger Jack Large. The agreement was one of several developed for different National Forest grazing allotments in Garfield County.

The agreements provide for an intensive study and development period of from five to ten years. At the beginning of the study period the National Forest range users voluntarily reduce the use of the ranges to provide for deferred use areas so that existing plants may reach maturity and produce seed for establishment of new plants. The changes in grazing use are planned in both season and numbers. The recognized high value of the National Forest ranges as watershed lands requires that all effects of other use be evaluated. The relationship of these uses to wa-

PTA Meets 7:30 Wednesday

PTA NOTICE

The PTA meeting has been changed to meet at 7:30 Wednesday night, March 9.

Featured speaker will be C. Don Holladay of Salt Lake

who is with the State Marriage Counseling Service.

Musical numbers will be: piano number, Ann Mickelson; solos by Hetta Reid and Beverly Wilson.

C O P Y

L-54

UNITED STATES
DEPARTMENT OF THE INTERIOR

NATIONAL PARK SERVICE
Region Three
Santa Fe, New Mexico

October 6, 1958

Memorandum

To: Regional Chief of Operations
From: Regional Chief of Lands
Subject: Informal Water Rights Hearings, Utah Parks
Company vs. Tropic and East Fork Irrigation
Company, Bryce Canyon National Park

On Tuesday, September 23, in company with Geologist I. Wendell Marine (who prepared the Groundwater Resources of the Bryce Canyon National Park Area report), Superintendent Bean and Chief Ranger Stanley E. Brown, I attended the hearings at Panguitch, Utah regarding the Utah Parks Company's water rights. The hearings were informal and a continuation of hearings held approximately one and one-half years ago. The hearings were conducted by Hubert Lambert and Robert Porter representing State Engineer, Wayne D. Criddle.

Mr Porter stated he understood that since the last hearing the United States Geological Survey, in co-operation with the National Park Service, had prepared a report regarding possible sources of water at Bryce Canyon National Park. Mr. Porter then called on Mr. I. Wendell Marine to make a statement regarding the report. Mr. Marine read a brief synopsis of the report and explained to the group that the report had been released to the open file as of September 23, 1958. He advised it could be consulted at the Geological Offices, 503 Federal Building, Salt Lake City, Utah, at Washington, D.C. and at the Region Three Office of the National Park Service in Santa Fe. However, Mr. Marine qualified this statement to the group by reminding them the release had just been obtained and it would require approximately one week to type certain changes before the report could actually be consulted.

C O P Y

As background information the Utah Parks Company upon failure of the springs in East Creek, made application to the State Engineer for a well and immediately drilled a well and placed it in operation. Sometime later they made application for a second well and drilled it and at that time received a protest from the Tropic and East Fork Irrigation Company. At the time the protest was received, it was naturally assumed by the Utah Parks Company that the protest was for the second well. However, through an error in the State Engineer's Office it was discovered the first well had never been advertised and the protest was actually on the first well which had been drilled and, I believe, Application 27154 for $\frac{1}{2}$ second foot. It is my understanding that the second application, No. 27385, is for $\frac{1}{2}$ second foot. It is the contention of the Utah Parks Company that the two wells are a substitution for surface rights which the Utah Parks Company purchased from the Tropic and East Fork Irrigation Company several years ago. The representatives of the State Engineer's Office advised that the second application of the Utah Parks Company (Application 27385) has never been advertised.

At the informal hearing Mr. A. V. Miner, attorney for the Utah Parks Company, filed several new documents with the State Engineer. One of these documents was for a diligence right for domestic and stock watering purposes developed by Mr. W. J. Henderson. This was for .16 cfs. for the period April 1 to November 1 of each year. Mr. Miner pointed out to those present that this was not an application but a right he claims for the Utah Parks Company through purchase of the Henderson property and Mr. Miner proposes to take the Henderson rights which were surface (from springs) and attach these rights to a well. In the discussion at this point, Mr. Miner referred to the "Cox Decree" under the 1919 laws. It was Mr. Miner's contention that the Cox decree covered the tributaries to the Sevier River but Mr. Henderson, since his rights were on East Creek (a tributary to East Fork) did not receive a notice and, therefore, did not file and was not mentioned in the Cox decree.

In general the meeting was friendly although the attorney for the Tropic and East Fork Company most familiar with the background was ill and could not attend the meeting.

C O P Y —

The Tropic and East Fork Company was represented by an attorney who was, perhaps, at a disadvantage because of his unfamiliarity with past proceedings.

The main point of contention by the parties appeared to be the nature of the rights (.25 cfs.) which the Utah Parks Company purchased from the Tropic and East Fork Irrigation Company and started using about 1925 or 26. Mr. Miner contended the Utah Parks Company purchased "all of the water from the springs, .25 cfs. more or less". Mr. Miner attempted to build his case on the "more or less" phraseology in the deed and stated that, if necessary, he would "go to court" on that point.

The Tropic and East Fork Irrigation Company representatives take the position the water sold to the Utah Parks Company (.25 cfs. more or less) meant only such water as might be available from the springs on any given year (wet or dry) and did not guarantee a specified amount of water as contended by Mr. Miner. The Tropic and East Fork Irrigation people also think the two wells, Applications 27154 and 27385, would guarantee a fixed amount of water and could quite conceivably exceed the .25 cfs. originally sold to the Utah Parks Company.

At this point representatives of the State Engineer's Office assured all present that it would be the duty of the State Engineer to determine that the Utah Parks Company did not exceed the amount purchased originally. At this point Mr. Porter of the State Engineer's Office inquired of the Utah Parks Company representatives if they had any record of use over the past several years.

Mr. Croft testified that in 1930 water was scarce and he gave a figure of 57,000 gallons per day in the middle of the summer. He also stated that in 1932 two pumps produced 180 gallons per minute per eight hour shift. He further stated that the cement collecting tanks were installed in 1932 and the capacity of the collection sumps (tanks) was 50,000 gallons. In 1931 pumping from the springs, the water was low enough that they had to operate the pumps in shifts and then shut the pumps down and wait for the water to collect in the sumps. Further statements by Mr. Croft revealed an average (perhaps near peak use) of 125-130 thousand

C O P Y

gallons per day. Mr. Croft also testified that in times of shortage when water was not available a saving was made by reduction in the amount used in the laundry and by discontinuing washing cars and buses and changing the flush valves on toilets to use the minimum amount of water. At such times the company also places cards in all cabins calling attention to the water shortage and requesting that guests use a minimum amount.

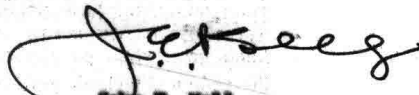
2785 ? After Mr. Croft made these statements, Mr. Porter determined that the Utah Parks Company must prepare a written report covering as accurately as possible the amount of water that has actually been used over the past years. Mr. Croft and Mr. Miner will prepare this statement and present it to the State Engineer's Office. At that time the second well application, 2785 which thus far has not been advertised, will be advertised under regulations of the State Engineer. From my interpretation of the testimony at the hearing it is believed the Tropic and East Fork Irrigation Company will not protest again unless there is an attempt by the Utah Parks Company to enlarge the right purchased from the Tropic and East Fork Irrigation Company. At the hearing it was agreed by all parties that the conveyance from the Tropic and East Fork Irrigation Company to the Utah Parks Company must be subtracted from the over-all water owned by the Tropic and East Fork Irrigation Company.

I am not certain if the "diligence right" purchased from the Hendersons is to be over and above the amount purchased from the Tropic and East Fork Irrigation Company. There was some testimony to the effect that the diligence right was interjected only to prevent any outstanding rights remaining on East Creek other than those claimed by the Utah Parks Company. This matter was never clearly settled and at one point in the testimony representatives from the Tropic and East Fork Irrigation Company claimed the same water. Mr. Miner had a son of Mr. Henderson testify the Hendersons, during periods of early use, had 1,000 head of cattle. He also testified the water was used from 1900 to 1926. The diligence right of .16 cfs. if allowed in full would presumably be based on the amount of water required for 1,000 head of cattle.

It is my understanding that the change in point of diversion has not actually been filed although Mr. Miner testified that his personal check covering the filing fee was in the

COPY

State Engineer's Office. Presumably the change application filed by the Utah Parks Company will not be processed until Mr. Croft prepares his written report, the second well, Application No. 27385, is advertised and then it is presumed the change application will follow.


John E. Kell
Regional Chief of Lands

Copy to: Supt., Bryce Canyon
Director (2)

W. O. D. C. ✓
Arches

Recopied 10/28/58 for water right docket assembly.

☒	SUPERINTENDENT
☒	CHIEF RANGER
☐	PARK NATURALIST
☒	ADM. ASSISTANT
☐	FOREMAN, M. G.
☐	MAINTENANCE
☒	ENGINEER
☐	FORESTER

May 22, 1957

Memorandum

To: Regional Director, Region Three

From: Chief, Water Resources Section

Subject: Rights of Utah Parks Company to Waters of East Fork of Sevier,
Alien Water Right No. 2, Bryce Canyon

Attached is your assembly of Alien Water Right No. 2 which now contains only copies of the leases and deeds to the Utah Parks Company, and my sketch. I am reasonably certain that there are copies of the instruments in the letter files at Zion, and probably in your Office, but they should be made more readily available to as part of the Alien Water Right which is hereby started.

The report on the hearing on Application 27154, forwarded with memorandum of May 6 from Mr. Kell, suggests that UPCo. has rights to only the 0.16 sec.ft. which it originally leased. I think it has rights to 0.25 sec.ft. by subsequent deeds.

It also seems to me that the UPCo. has rights to the 0.25 sec.ft. from the springs under rights established by the Tropic and East Fork Irrigation Company under unknown priority, but the UPCo. does not seem to have complied with State water laws to amend the point of diversion, place and purpose of use. That is one angle of the problem which I think still needs legal consideration, at this time by the UPCo. and not the Park Service so far as it relates to the immediate problem.

A copy of Application 27154, and also of the later application, should ultimately be inserted in Part II of the Assembly. At the moment, however, my greatest concern is over whether the UPCo. has been wise in filing either application for "appropriation" if the total diversion and use is within the 0.25 sec.ft. The application should have been for "Right of Exchange of Water" from surface springs to groundwater. I base this on the forms and correspondence from the State Engineer in connection with Federal rights at Timpanogos. Of course there will have to be an application for supplemental "Appropriation" for any water in excess of 0.25 sec.ft. (or 0.16 sec.ft.) which can now be withdrawn from the wells.

These ideas of mine can be confirmed or rejected much better after the Geological Survey reports on its current study. However, since

RECEIVED

MAY 27 1957

Bryce Canyon National Park

the Park Service and UPCo. have a common interest in the best rights, they should be considered by the Regional Solicitor, and possibly referred to the UPCo., if the Regional Solicitor agrees.

A separate copy of the leases and deeds, and my sketch is attached for possible use in your correspondence with the Regional Solicitor or UPCo.

SIGNED

A. van V. Dunn
Chief, Water Resources Section

Attachments 2

Copy to: ~~Superintendent~~, Bryce Canyon, w/c AWR No. 2
Chief, WODC, w/c AWR No. 2

LA-20-15-4
20-15-3
20-15-1

Omaha, May 25th, 1935.

Mr. Geo. H. Smith - Salt Lake City:

Referring to your letter of April 25th, and subsequent correspondence, your file 1024-1-10, relative to water rights at Grand Canyon, Zion, Bryce, and Cedar Breaks:

The water supply at Grand Canyon is obtained from "Roaring Springs" located in Roaring Springs Canyon near the junction of Roaring Springs and Bright Angel Creeks. Water is pumped through approximately 12,250 feet of 3-1/2 inch pipe to three tanks, having a capacity of 350,000 gallons, located on the Rim 3870 feet above the pump house. From these tanks the water is supplied by gravity through 6 inch and 4 inch black iron pipe lines to the Lodge and Camp.

The pumping plant consists of three Logeman Bros. triplex pumps, each having a capacity of 32 gallons per minute and each being operated by a 50 horse power, 3-phase, 60 cycle, 2300 volt motor. The pumps are housed in a stone building located near Roaring Springs.

Power for pumping the water is obtained from a hydro-electric plant consisting of a small intake dam at the junction of Roaring Springs and Bright Angel Creeks, from which water is conveyed to the power house through a 26 inch redwood penstock, 2643 feet long, having a fall of 229 feet.

The power equipment consists of 3 units housed in a stone building located approximately 2800 feet south of the pumping plant. Two of the units consist of 100 horse power impulse wheels each direct connected to one 81-1/4 K.V.A., 3-phase, 60 cycle, 2300 volt generator. The third unit is a 110 horse power wheel direct-connected to a 90 K.V.A. generator. Current from this power plant is used at the Lodge and Tourist Camp in addition to the pumping plant.

Our right to use the water from Roaring Springs is not protected by water rights. An agreement between Utah Parks Co. and the Government, dated October 15th, 1927 (Paragraph B, Article III) authorized us "to lay, in accordance with plans and specifications approved by the Secretary of the Interior, water supply, drains and sewer pipes, conduits and mains necessary for a proper and adequate water and sewer system necessary for the enjoyment of the privileges herein granted".

Paragraph (c) of Article IV of the agreement provides "that it (Utah Parks Co.) will furnish water to the Government for use in the administration of the park at cost in the event it is found desirable to discontinue the present Government water supply system on the North Rim". However, this clause of the contract was superseded by a letter agreement, dated January 7, 1928, between E. E. Adams and M. R. Tilletson, Superintendent of the Park, in which it was agreed that water would be furnished the Parks Service free of charge "until the furnishing of same became burdensome".

8-2-35

-2-

We have never applied for or obtained a right from the State of Arizona to appropriate the water from Roaring Springs. This appears to be based on advice given by you in 1926.

The water supply at Zion is obtained from two sources designated respectively as the South Spring and the North Spring. The South Spring area is located approximately 1900 feet south and 1400 feet east of the Lodge and the North Spring area is located approximately 2100 feet north and 2400 feet east of the Lodge.

Water from the South Spring area is collected by means of a masonry dam and conveyed by gravity through a 3 inch pipe line, having a length of approximately 1700 feet and a fall of about 100 feet, to a concrete reservoir having a capacity of 51,400 gallons. From this reservoir the water is conveyed through approximately 1500 feet of 3 inch pipe line, having a fall of about 160 feet, to a point of connection with the pipe line conveying water from the North Spring, which is also the point of connection with the pipe lines distributing water to the various facilities in the park.

Water from the North Spring area is collected by means of a masonry dam and conveyed by gravity through a 4 inch pipe line, approximately 2167 feet long and having a fall of about 30 feet to two 150,000 gallon tanks. From these tanks the water is conveyed through approximately 2110 feet of 6 inch pipe, having a fall of about 170 feet, to the point of connection with the South Spring pipe line.

Our right to use the water from these spring areas is based upon an agreement between the Utah Parks Co. and the Government, dated June 9, 1923. Paragraph (B) of Article V of this agreement, in addition to authorizing us to lay water pipe lines, grants us the right "to enjoy the free use of the waters of the Park in supplying its (Park Company's) hotels, cabins, cottages, camps, stables, garages, etc., but not so as to drain or destroy the ordinary and natural condition of beauty of any spring or stream in the Park".

We have never applied for or obtained a right from the State of Utah to appropriate the water from these spring areas. This appears to be also based on advice given by you in 1926.

Under date of January 29, 1929 Mr. E. T. Scoyen, Superintendent of Zion National Park, advised Assistant Engineer S. J. Mayo, as follows:

"In connection with the water system it should be definitely understood that you will be allowed to take water out of the grotto area for use at Zion Lodge only so long as such water is not needed for use in the public auto camp. You should also extend our camp ground supply line to the new line which you will build in the grotto and place the end of this pipe in the dam at a level of at least six inches below the intake of your line. This merely confirms for purpose of record the conversation which I had with Mr. Urquhart and yourself relating to this matter."

-3-

The water supply at Bryce is obtained from three sources, as follows:

1. Shaker Spring, sometime called Weather Spring, located in the N.E. $\frac{1}{4}$ of Sec. 16, T. 37 S., R. 4 W., approximately three miles south and three miles west of the Lodge.
2. Trough Spring, located in the S.E. $\frac{1}{4}$ of Sec. 16, T. 37 S., R. 4 W., about 1670 feet south of Shaker Spring.
3. East Creek Springs, also known as Big Springs, located in the S.E. $\frac{1}{4}$ of N.W. $\frac{1}{4}$ of Sec. 34, T. 36 S., R. 4 W., approximately two miles west of the Lodge.

In addition to the above, a Certificate of Appropriation was issued to L.A. & S.L.R.R. Co. in 1924, for 0.0011 second feet from Hopkins Spring located in the N.E. $\frac{1}{4}$ of Sec. 1, T. 37 S., R. 4 W., approximately one-half mile south of the Lodge.

SHAKER SPRING

The water from Shaker Spring is collected in a concrete head box and conveyed by gravity through a pipe line, having a length of 28,200 feet and an approximate fall of 434 feet, to the lodge site. The upper 12,175 feet of the pipe line consists of 4 inch pipe, the next 13,997 feet is 6 inch pipe, and the last 2028 feet is 4 inch pipe. The storage facilities consist of a concrete reservoir with a capacity of 43,167 gallons, constructed in 1925, and two wooden tanks, having a capacity of 150,000 gallons each, constructed in 1929. These storage facilities are located in the N.E. $\frac{1}{4}$ of Sec. 1, approximately 4000 feet south of the Lodge, and 24,000 feet from the spring.

The right to use this water is held by L.A. & S.L.R.R. Co. under Certificate of Appropriation No. 1382, for 0.20 second feet, recorded at Panquitch, May 5, 1925, with date of priority of January 24, 1923. This water right was acquired, by assignment, from R. C. Syrett, on September 25th, 1923, in connection with the purchase of his camp and other property.

TROUGH SPRING

The water from Trough Spring is collected in a concrete head box at an elevation of approximately 320 feet above the level of the Lodge and is conveyed by gravity through approximately 1235 feet of 4 inch pipe to a junction with the Shaker Spring pipe line at a point about 1375 feet from the upper end of that line.

The right to use 0.05 second feet of water from Trough Spring is held by L.A. & S.L.R.R. Co., under Certificate of Appropriation No. 1397, recorded at Panquitch June 13, 1925, with date of Priority of October 18, 1923.

EAST CREEK SPRINGS

The water from East Creek Springs is collected by means of a system of concrete intakes and tiling into a 50,000 gallon concrete sump from which it is pumped through 10,520 feet of 4 inch pipe to a connection with the pipe line from Shaker and Trough Springs at a point that is 14,400 feet from the upper end of Shaker Spring line. The total lift from the springs to the reservoir is approximately 372 feet.

-4-

The pumping equipment consists of two 25 horse power type "Y" horizontal oil engines, belt connected to two 5 inch by eight inch Gould Triplex pumps, housed in a frame pump house, all constructed in 1925.

The right to use the water from seven springs in the East Springs area located in the E. $\frac{1}{4}$ of S.E. $\frac{1}{4}$ of N.W. $\frac{1}{4}$ of Sec. 34, T. 36 S., R. 4 W., consisting of a flow of approximately 0.25 second feet, was acquired by deed, dated February 24, 1926, from the Tropic and East Fork Irrigation Co. The interest, if any, of W. J. Henderson in and to this water was acquired by deed dated March 22, 1926 in the purchase of 100 acres of land, including the land on which the springs are located.

The right to construct and maintain the portions of the pipe lines located on Government land outside of the Park proper is covered by Special Use Permits issued by the United States Forest Service on June 25, 1924 and July 7, 1925, respectively.

HOPKINS SPRING

The right to use water from Hopkins Spring, which is located near the rim of Bryce Canyon about seven hundred feet east of the reservoir and tanks referred to above, was originally applied for by R. C. Syrett who, on September 26, 1924 assigned his rights to L.A. & S.L.R.R.Co. in connection with the sale of his camp and other property to the Railroad Company. The Railroad Company filed Proof of Appropriation of the water from Hopkins Spring on November 1923 and a Certificate of Appropriation, No. 1321 (for 0.0011 sec. ft. with Priority of August 8, 1921), was issued to it on September 13, 1924 and recorded at Panquitch on September 25, 1924. On September 10th, 1928 the Railroad Company conveyed the right to use the water from Hopkins Spring to Utah Parks Company.

The water from the spring was conveyed by gravity through 20 feet of open ditch and approximately 1900 feet of 3/4 inch pipe to a concrete reservoir, having a capacity of 6480 gallons, and thence through approximately 850 feet of 3/4 inch pipe to the old Syrett camp site.

The flow from this spring was small, varying from 3 gallons per minute to almost nothing. In 1925 the pipe line was abandoned and its value retired from L.A. & S.L. accounts. The pipe line and reservoir were not dismantled, however, and in 1931 the Union Construction Co. was permitted to use the water from Hopkins Spring, without charge. Our files do not show whether the Construction Co. was able to develop any water from this source.

The water supply at Cedar Breaks is obtained from a spring located in Sec. 10, T. 37 S., R. 9 W., about three-quarters of a mile west of the Pavilion. Water is collected in a concrete box and is conveyed by gravity through approximately 1727 feet of 3 inch and 260 feet of 2-1/2 inch pipe to a concrete sump located approximately 3/8 of a mile west of the Pavilion. The approximate fall from the spring to the sump is 18 feet.

-5-

From the sump the water is pumped through approximately 1770 feet of 2 inch pipe to a steel tank having a capacity of 8,000 gallons. The lift from the pump to the tank is approximately 187 feet. The pump house equipment consists of a Deming single-acting, triplex plunger pump, belt-connected to a Fairbanks Morse, 10 horse power oil engine.

The right to use the water from the spring is covered by Certificate of Appropriation from the State of Utah No. 1494, Application No. 9386, recorded at Parowan, Iron County, Utah on pages 255 and 256 of Water Claims.

The right to use a 100 foot square area around the spring and a 15 foot right of way from the spring to the Pavilion is covered by a Special Use Permit from the Forest Service, dated April 17, 1924.

The water used at Grand Canyon and Zion rises within the park areas at those points. The water used at Cedar Breaks and from Shaker and Trough Springs at Bryce rises on the Dixie Forest Reserve. The water from East Creek Spring at Bryce rises on land owned by the L.A. & S.L.R.R. Co.

All facilities within the park areas were constructed with the approval of the Park Service. We do not have in our Omaha files a complete record of the dates on which the plans for certain of the facilities were submitted to and approved by the Park Service and Mr. Hansen has been requested to develop such additional information as may be in the files at Cedar City, together with data relative to the amount of water being obtained from Shaker and Trough Springs at Bryce and condition of the pipe lines from them.

The proposed pipe line from the North, or Grotto, spring area at Zion was approved by Acting Director of National Park Service on February 6th, 1929. A print of the approved map of this proposed pipe line, (C.E. Drawing No. 50721) has been sent to you under separate cover. The following additional maps have also been sent:

<u>DRAWING NO.</u>	<u>SCALE</u>	<u>SHOWING</u>
50679	1" = 200'	Tourist facilities at Grand Canyon
50516	1" = 50'	" " " Zion
50136	1" = 50'	" " " Bryce
48998	1" = 400'	Pipe line from Shaker and Trough Springs at Bryce
43667	1" = 400'	4" auxiliary pipe line at Bryce.
51239	1" = 20'	Tourist facilities at Cedar Breaks.

If further information is desired, please advise.

4
CC - Mr. H. A. Hansen - Cedar City.

H. C. MANN

Will you kindly furnish Mr. Smith with such additional pertinent information as may be in Cedar City files, particularly with reference to dates of approval by the Park Service of the location and construction of the water supply and distribution systems.

H.C.M. ✓



D E E D

from

WILLIAM J. HENDERSON, JR.

and

ELIZABETH W. HENDERSON
his wife

to

LOS ANGELES & SALT LAKE RAILROAD COMPANY

covering

land and water rights in

Garfield, Count, Utah

dated

March 22, 1926

WARRANTY DEED.

WILLIAM J. HENDERSON, JR., and his wife, ELIZABETH W. HENDERSON, of Panguitch, County of Garfield, State of Utah, hereby CONVEY AND WARRANT TO LOS ANGELES & SALT LAKE RAILROAD COMPANY, grantee, of Salt Lake City, Utah, for the sum of twenty-five hundred and no/100 (\$2500.00) dollars, the following described tract of land in Garfield County, State of Utah:

Northeast Quarter of the Southwest quarter,
Southwest Quarter of the Northwest Quarter,
and the South Half of the Northeast Quarter
of the Northwest Quarter, Section Thirty-
Four, Township Thirty-Six South, Range Four
West, Salt Lake Meridian, containing one
hundred acres.

And the said Grantors also quit-claim unto the said Grantee their interest in and to the waters of all springs arising upon the above described tract of land.

WITNESS the hands of said grantors this twenty-second day of March, A. D. nineteen hundred and twenty-six.

Signed in Presence of

MAGGIE FOY

WILLIAM J. HENDERSON, JR.

H. C. TEBBS

ELIZABETH W. HENDERSON

STATE OF UTAH)
COUNTY OF GARFIELD) ss.

On the twenty-second day of March, A. D. nineteen hundred twenty-six personally appeared before me William J. Henderson, Jr., and his wife, Elizabeth W. Henderson, the signors of the above instrument, who duly acknowledged to me that they executed the same.

ARVIL E. FULLMER
Notary Public
Circleville, Utah.

(Seal)

My commission expires Jan. 19, 1930.

CARE

DEED

TROPIC & EAST FOR IRRIGATION COMPANY, a corporation of the State of Utah, Grantor, hereby grants and conveys unto LOS ANGELES & SALT LAKE RAILROAD COMPANY, a corporation of the State of Utah, Grantee, for the sum of One Thousand Five Hundred (\$1,500.00) Dollars, all the right, title and interest of the Grantor in and to the waters of these certain springs located and rising in the East half ($E\frac{1}{2}$) of the Southeast quarter ($SE\frac{1}{4}$) of the Northwest quarter ($NW\frac{1}{4}$) of Section Thirty-four (34), Township 36 South, Range 4 West, Garfield County, Utah, located and described as follows:

Beginning at the Quarter Corner of Section 34 and Section 3, Township 36 South, Range 4 West, Salt Lake Base and Meridian, thence North $2^{\circ}26'$ West a distance of 3462.1 ft. to Spring No. 1.

Beginning at the Quarter Corner of Section 34 and Section 3, Township 36 South, Range 4 West, Salt Lake Base and Meridian, thence North $3^{\circ}11'$ West a distance of 3637.6 ft. to Spring No. 2.

Beginning at the Quarter Corner of Section 34 and Section 3, Township 36 South, Range 4 West, Salt Lake Base and Meridian, thence North $3^{\circ}46'$ West a distance of 3653.5 ft. to Spring No. 3.

Beginning at the Quarter Corner of Section 34 and Section 3, Township 36 South, Range 4 West, Salt Lake Base and Meridian, thence North $4^{\circ}30'$ West a distance of 3772.6 ft. to Spring No. 4.

Beginning at the Quarter Corner of Section 34 and Section 3, Township 36 South, Range 4 West, Salt Lake Base and Meridian, thence North $3^{\circ}23'$ West a distance of 3880.0 ft. to Spring No. 5.

Beginning at the Quarter Corner of Section 34 and Section 3, Township 36 South, Range 4 West, Salt Lake Base and Meridian, thence North $4^{\circ}07'$ West a distance of 3900.3 ft. to Spring No. 6.

Beginning at the Quarter Corner of Section 34 and Section 3, Township 36 South, Range 4 West, Salt Lake Base and Meridian, thence North $3^{\circ}29'$ West a distance of 3949.9 ft. to Spring No. 7.

-2-

The flow of the above described springs consists of approximately twenty-five hundredths (0.25) second feet of water, more or less.

IN WITNESS WHEREOF, the said Grantor has caused these presents to be executed by its duly constituted officers this 24 day of February, 1926.

TROPIC & EAST FOR IRRIGATION COMPANY

By Wm. Adair,

Its President.

Attest:

E.H.Smith
Secretary
(Corporation Seal)

(Revenue Stamps Affixed)

ACKNOWLEDGEMENT

State of Utah }
County of Garfield }

ss

(Approved as to form and
Execution. Geo.H.Smith,
Gen.Attorney for Utah.)

On the 24 day of February, 1926, personally appeared before me Wm. Adair, who being by me duly sworn did say that he is the President of Tropic & East Fork Irrigation Company, and that said instrument was signed in behalf of said Corporation by authority of a resolution of its stockholders and board of directors, and said Wm. Adair acknowledged to me that said corporation executed the same.

(Sgd.) Maurice Cope
Notary Public

(Notary Seal)

Residing at Tropic, Utah.

My Commission expires
March 5, 1928.

COPY

D E E D

from

TROPIC & EAST FORK IRRIGATION COMPANY

to

LOS ANGELES & SALT LAKE RAILROAD COMPANY

covering

7 springs in the E $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 34, Tp. 36 So. Range 4 West
Garfield County, Utah

Dated

February 24, 1926

D E E D

TROPIC & EAST FORK IRRIGATION COMPANY, a corporation of the State of Utah, Grantor, hereby grants and conveys unto LOS ANGELES & SALT LAKE RAILROAD COMPANY, a corporation of the State of Utah, Grantee, for the sum of One Thousand Five Hundred (\$1,500.00) Dollars, all the right, title and interest of the Grantor in and to the waters of those certain springs located and rising in the East half ($E\frac{1}{2}$) of the Southeast quarter ($SE\frac{1}{4}$) of the Northwest quarter ($NW\frac{1}{4}$) of Section Thirty-four (34), Township 36 South, Range 4 West, Garfield County, Utah, located and described as follows:

Beginning at the Quarter Corner of Section 34 and Section 3, Township 36 South, Range 4 West, Salt Lake Base and Meridian, thence North $2^{\circ} 26'$ West a distance of 3462.1 ft. to Spring No. 1.

Beginning at the Quarter Corner of Section 34 and Section 3, Township 36 South, Range 4 West, Salt Lake Base and Meridian, thence North $3^{\circ} 11'$ West a distance of 3637.6 ft. to Spring No. 2.

Beginning at the Quarter Corner of Section 34 and Section 3, Township 36 South, Range 4 West, Salt Lake Base and Meridian, thence North $3^{\circ} 46'$ West a distance of 3653.5 ft. to Spring No. 3.

Beginning at the Quarter Corner of Section 34 and Section 3, Township 36 South, Range 4 West, Salt Lake Base and Meridian, thence North $4^{\circ} 30'$ West a distance of 3772.6 ft. to Spring No. 4.

Beginning at the Quarter Corner of Section 34 and Section 3, Township 36 South, Range 4 West, Salt Lake Base and Meridian, thence North $5^{\circ} 23'$ West a distance of 3880.0 ft. to Spring No. 5.

Beginning at the Quarter Corner of Section 34 and Section 3, Township 36 South, Range 4 West, Salt Lake Base and Meridian, thence North $4^{\circ} 07'$ West a distance of 3900.3 ft. to Spring No. 6.

Beginning at the Quarter Corner of Section 34 and Section 3, Township 36 South, Range 4 West Salt Lake Base and Meridian, thence North $3^{\circ} 29'$ West a distance of 3949.9 ft. to Spring No. 7.

The flow of the above described springs consists of approximately twenty-five hundredths (0.25) second feet of water, more or less.

42

IN WITNESS WHEREOF, the said Grantor has caused these presents to be executed by its duly constituted officers this 24 day of February, 1926.

TROPIC & EAST FORK IRRIGATION COMPANY

By WM. ADAIR,
Its President

Attest:

E. H. Smith,
Secretary.

(Seal)

ACKNOWLEDGEMENT.

State of Utah)
) ss.
County of Garfield)

On the 24 day of February, 1926, personally appeared before me Wm. Adair, who being by me duly sworn did say that he is the president of Tropic & East Fork Irrigation Company, and that said instrument was signed in behalf of said corporation by authority of a resolution of its stockholders and board of directors, and said Wm. Adair acknowledged to me that said corporation executed the same.

MAURICE COPE,
Notary Public,
Tropic, Utah.

(Seal)

My commission expires March 5, 1928.

14

34

L E A S E

from

W. J. Henderson and Wife

for

water

from

Spring on Henderson's Property

near

BRYCE CANYON

LEASE

W. J. Henderson and Elizabeth W. Henderson, his wife, of Panguitch, Garfield County, Utah, lessors, hereby lease and let unto Los Angeles & Salt Lake Railroad Company, a corporation of the State of Utah, lessee, for the period of twenty five years from the date hereof, the following:

Sixteen hundredths (0.16) second feet of water which rises to the surface of the ground in the west half of Section thirty four (34) Township Thirty six (36) South, Range four (4) West Salt Lake Meridian, for the construction occupation, maintainance and use of a pump house and pipe line, the location of which is to be made upon the ground by the lessee.

The lessee agrees to pay to the lessors for the use and enjoyment of the aforementioned property, rental during the term hereof at the rate of Fifty (\$50.00) Dollars per annum, payable annually in advance. Any portion of the above described water not used by the lessee shall be diverted into the creek.

If, during the term hereof, the lessors desire to sell all or any portion of the above described property, the lessors shall give to the lessee a preference right to purchase the same for the amount of any bona fide offer which may be had by the lessors.

Witness the hands of the lessors this 18th day of June,
1925.

W. J. Henderson

Elizabeth W. Henderson

Signed in the presence of
W. K. Miller.

STATE OF UTAH :
: ss
COUNTY OF GARFIELD:

On this 20th day of June A.D. 1925, personally appeared
before me W. J. Henderson and Elizabeth W. Henderson the
signers of the within instrument who duly acknowledged to
me that they executed the same.

Parley Ipsen
Notary Public residing at
Panguitch, Utah.

(Seal)

My commission expires

No. 13990
Recorded June 20th, 1925
in Miscellaneous Records
Book 8 at Page 87
Garfield Co., Utah
Maggie Foy
Co. Recorder

14
L E A S E

from

Tropic & East Fork Irrigation Company

for water

from

East Creek branch of East Fork

near

BRYCE CANYON
5

LEASE

Tropic and East Fork Irrigation Company, a corporation of Utah, lessor, hereby leases to Los Angeles & Salt Lake Railroad Company, a corporation of the State of Utah, lessee, for the term of ten years from the date hereof, sixteen hundredths (0.16) second feet of water to be taken out of the stream upon the property of William J. Henderson on the East Creek branch of East Fork:

The lessee shall pay to the lessor rental for the use of said water at the rate of Five (\$5.00) Dollars per year, payable annually in advance.

The lessor also grants to the lessee the right to renew this lease, at the option of the lessee, for a further term of ten years.

IN WITNESS WHEREOF, the lessor has caused these presents to be executed by its Vice President and Secretary, pursuant to a resolution passed by its Board of Directors on June 18, 1925.

Executed at Tropic, Utah, this 18th day of June, 1925.

TROPIC AND EAST FORK IRRIGATION CO.,

By W. J. Shakespear

Vice-President

Attest:

E. H. Smith
Secretary

(Seal)

STATE OF UTAH :
 : ss
COUNTY OF GARFIELD:

On this 18th day of June 1925, personally appeared before
me, W. J. Shakespear and E. H. Smith, known to be to be the Vice-
President and Secretary, respectively of Tropic and East Fork Irri-
gation Company, and duly acknowledged to me that said Company executed
the same.

Reuben J. Shay

Notary Public

My Commission expires

March 3, 1928

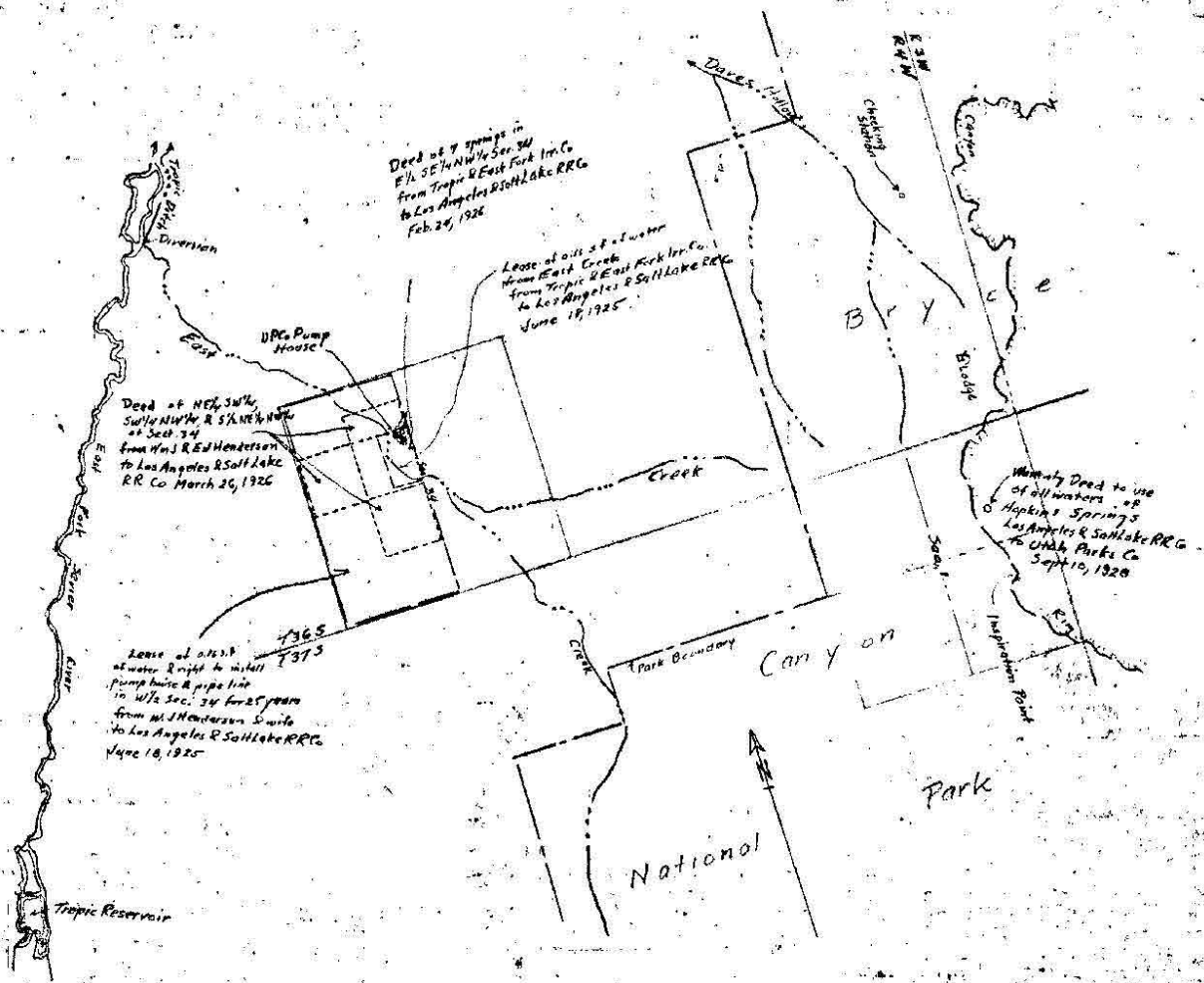
(Seal)

BE IT RESOLVED by the Board of Directors of Tropic and East Fork Irrigation Company that this Company lease for ten years to Los Angeles & Salt Lake Railroad Company sixteen hundredths (0.16) second feet of water of this Company to be taken on upon the property of William J. Henderson on East Creek, a branch of the East Fork; and that the Vice President and Secretary of this Company be authorized to execute such lease and to grant to said Company the option to renew such lease for a further term of ten years.

I hereby certify that the foregoing is a true copy of a resolution passed by the Board of Directors of Tropic and East Fork Irrigation Company at a meeting held June 18, 1925.

E. H. Smith,
Secretary

(Seal)



UNITED STATES DEPARTMENT OF THE INTERIOR BUREAU OF LAND MANAGEMENT WATER RIGHTS SECTION, OFFICE OF CHIEF COUNSEL SAN FRANCISCO, CALIF.	BOOK III PAGE 1, 2, 3, 4
Utah Parks Company Title to Lodge Water Supply Bryce Canyon National Park	DRAWING NO. NP-BC 6999

Docket Information

Number of Documents in Docket 85

Documents Dated from 6/18/1925 to 9/30/1988

Docket Compiled: 2/8/2011