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USGS-3-2 INGINERING COMMITTEE RECOMMENDATIONS
1 & 2, 1951 Meeting at Logan)

REVISIONS FOR 8-1-51 PROPOSED DRAFT
Based on Engineering Committee Recommendations
As prepared by W.V. Iorns

W.V. IORNS SUGGESTED REVISIONS
Dated 11-12-51 to 8-1-51 Proposed Draft

TABULATION OF ADJUDICATED

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PLANIMETERED IRRIGATED ACREAGES

REPORT TO COMPART COMMISSION Dec 20, 1951

DRAFTING COMMITTEE DRAFT OF Dec 19, 1951 ART IL, IL I

Prepared by

W.V. Iorns

U.S. Geological Survey

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90,00

Nov 15, 1951

Water Resources Division Surface Water Branch P. O. Box 413 Logan, Utah Nov. 15, 1951

BEAR RIVER COMPACT ENGINEERING COMMITTEE

Mr. Crandall Mr. Roskelley

Mr. Person

Gentlemen

Following our meeting on November 1 and 2, I prepared an acreage tabulation of adjudicated and actually irrigated (planimetered on land use maps) lands above Bear Lake. A copy of this tabulation is enclosed for your infermation. The tabulation is prepared by states in which the canal point of diversion occurs. Summary tabulations show acreages using State line divisions and also a tabulation showing acreages adjusted by including the Hilliard East Fork, Larmon and Hilliard West Side canals in the Upper Wyoming section and the Francis Lee and Bear River canals in the Lower Wtah section. The later is the basis on which the Engineering Committee prepared its recommendation.

I have prepared substitute Articles for the August 1, 1951 proposed Compact draft based on the Engineering Committee's recommendations. In order to better define the river sections in the Upper Division, the definition of the divertible flow was changed; however, the total water remains the same.

I have also prepared substitute Articles for the August 1, 1951 draft which follow the same principle of division (basis of irrigated acreage), but place all interstate escals under administration of the State in which their points of diversion occurs. This method considerably simplifies some parts of the Compact, as you will note. Compact administration of interstate tributaries are also taken into account as well as making the point of division between the Upper two divisions at Pixley Dam instead of the mouth of Sublette Creek. This later group of substitute Articles, I have marked as being my suggestions under date of November 12, 1951.

I have sent copies of these suggested revisions to Mr. Skeen for his consideration.

A letter has been received from Fir. Vernon calling a meeting of the Drafting Committee for 10:00 a.m., Thursday, Hovember 29 at the Office of the Atterney General, Capitol Building, Salt Lake City, Utah. I hope you will all be able to attend this meeting.

Sincerely yours,

oe: E. J. Skeen

W. V. Iorns, Chairman, Engineering Committee

CENTRAL DIVISION

When the flow of Bear River at Border Caging Station is in excess of 400 goond-feet, there shall be no regulation of diversions in Wyoming in the Central vision for the benefit of downstream users in Idaho and Utah. When the flow of Bear wer at Border Gaging Station is 400 second-feet or less, the total diversions in bming from Grade Creek, Pine Creek, Pine Creek Springs, Spring Creek, Sublette Creek, main stem of Smiths Fork, and the main stem of Bear River between the mouth of blette Creek and the Wyoming-Idaho State line at Border shall not exceed 43% of the tal divertible flow.

Centil Seasons

The total divertible flow shall be the sum of the following three items:

- 1. Diversions in second-feet in Wyoming consisting of all diversions rimerijumārinā from Grade Creek, Pine Creek, Pine Creek Springs, Spring Creek, Sublette Creek, the main stem of Smiths Fork, and the main stem of Bear River between the mouth of Sublette Creek and the Wyoming-Idaho State line at Border.
- 2. Diversions in second-feet in Idaho, consisting of all diversions from the main stem of Bear River between Wyoming-Idaho State line at Border and Stewart Dam, including West Fork and Rainbow Inlet canals, which divert at Stewart Dam.
- 3. Flow in secondplect of Bear River at gaging station 300 feet downstream from Stewart Dam.

The Cook Canal, which diverts water from the main stem of Bear River in Wyoming irrigate lands in both Wyoming and Idaho, shall be considered a Wyoming diversion d shall be supplied from the 43% of divertible flow allocated to Wyoming.

When the flow of Bear River at the Border Gaging Station is 400 second-feet less and there is water flowing in Bear River past Stewart Dam, or being diverted the Rainbow Inlet Canal or Dingle Inlet Canal, the diversions in that part of reserved resing in the Central Division, if less than 207 second-feet, may be increased to extent of such flow, less 5 second-feet allowance for leakage at Stewart Dam, and It exceeding a total of 207 second-feet diversions.

> The provisions of this Section shall apply only to the division of natural low waters.

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ARTICLE IV

when the cond-feet, then pond-feet, then plain for the per at Border conding from Tree and notes at each of

This Article shall apply only to the interstate division of natural flow water
water under existing right. Except during/emergencies hereinafter defined for
each division, water shall be distributed and otherwise administered in each
signatory State in accordance with State law.

UPPER DIVISION

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ow waters.

When the flow of water across a State boundary line in the Upper Division is insufficient to satisfy water rights in a lower Section of this Division, any three aggrieved water users may fike a petition with the Commission alleging that by reason of excessive diversions in another Section, they are being deprived of water to which they are justly entitled and that by reason thereof, a water emergency exists and praying for the interstate division of water in accordance with this Compact. If the Commission finds that a water emergency exists and that interstate control of water is necessary, the Commission shall, by appropriate allocate order, require the ellocation of the divertible flow to the Sections of this Division as follows:

Upper Utah Section	_ percent
Upper Wyoming Section	percent
Lower Utah Section	_ percent
Lower Wyoming Section	percent

The divertible flow in the Upper Division shall be the sum of the following items:

- 1. All diversions in second-feet from East Fork and West Fork and from the main stem of Bear River from its origin to the mouth of Sublette Creek.
- 2. Flow in second-feet of Bear River passing Pixley Dam.

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- A. Existing rights to store water above Bear Lake in reservoirs constructed prior to the date of this compact, are hereby recognized and confirmed.
- B. The right is hereby granted to divert annually to additional storage above Bear Lake not to exceed _____ acre feet of water, provided that water may be diverted to storage only between Octoberl of one year and April 30 of the following year. Not more than ____ acre-feet of additional storage water shall be used in any one signatory state.
- C. The rights granted by this Article are not subordinate to

 Bear Lake storage rights. The sterage mights epscified in paragraphs.

 and D. of this inticle constitute all mights to store water shows Bear Lake.
- D. The storage rights specified in paragraphs A and B of this Article constitute all rights to store water above Bear Lake.
- E. Subject to existing rights, each State shall have unrestricted use of water for stock water and domestic uses. The capacity of any stockwater reservoir constructed subsequent to the date of this compact in excess of 20 acre-feet shall be included in the additional storage above Bear Lake as provided in Paragraph B of this Article.

ARTICLE IX

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Bear Lake

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Bear Lake

The following rights to the use of Bear River water carried in interstate canals are recognized and confirmed:

Name of Canal	Priority	Point of Diversion Sec. Twp. Range	Second- feet	Irrigated agreege
Hilliard East Fork	1914	SE; 16, 2 N. 10 E. SLEM	28.00	2,644 Wyo.
Lannon	1896	NW4 19, 3 N. 10 B. SIBM	8.85	620 Wyo.
Lannon	1898	do .	4.57	317 Wyo.
Hilliard West Side	1891	WW. 16, 3 W. 10 E. SLEW	56.50	2,160.07 Wyo.
Chapman	1886 1886	NEt 36, 16 N. 121 W.6th 1	102.11	1,155 Wyo. 7,152 Utah
	1912 1912 1912	do do do	.57 3.43 11.39	40 Myo. 239.8 Utah 796.3 Utah
	1913 1905(?)	do do	.79 120.00#	55 Wyo. 6,000 ac. ft. stor. Uta
Francis Lee	1879 1879	WB2 30, 18 N. 120 W.6thP	.M. 2.20 7.41	154 Wyo. 519 Wah
Bear River	1874	SEC 19, 18 N. 120 W.6th	PM.21.93	1,535 Utah 7k Wyo.

^{*} Not to exceed 134 second-feet may be carried across the Wyoming-Utah State line in the Chapman Canal at any time for filling the Meponset Reservoir, for irrigation of land in Utah and for other purposes.

All other rights to the use of water carried in interstate canals and ditches, as adjudicated in the state in which the point of diversion is located, are recognized and confirmed.

All interstate rights shall be administered by the State in which the point of diversion is located.

PRTICLE II (Revisions for 8/1/51 draft).

As used in this Compact

The fol

- 1) the term "Bear River" means Bear River and its tributaries from its source in
- 1 948 aleast he Winta Mountains to is mouth in Orest Salt Lake:
- 1) the term "Upper Division" means the portion of Rear River between its source 3030 to small h the Winta Mountains and the mouth of Sublette Creek in Section 20, Township 24, of broiffill with, Range 119 West, Sixth Principal Meridian;

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- -monney-(f) the term "Central Division" means the portion of Bear River between the mouth f Sublette Creek and the Stewart Dem, a diversion dam in Section 34, Township 13 buth, Range 44 East, Boise Mcridian, at the head of the intake canal to Mud and ear Lakes. The Sublette Creek drainage shall be included in this division:
 - ii) the term "Lower Division" means the portion of Bear River between Stewart Dam nd Great Salt Lake, including Bear Lake:
- 5) the term "Commission" means the Bear River Commission, organised pursuant to est sizery prists III of this Compact:

Bear River

- (6) the term "additional storage" means storage in reservoirs constructed cheequent to
- (7) the term "water uses" means a person, corporation, or other entity diverting Jok # State Has ther from Bear River for beneficial use. Stockholders of mutual irrigation comwies are not "water users" as the term is used herein.
 - (i) the term "second-foot" means a flow of one cubic foot of water per second of ime passing a given point:
 - (f) the term "acre-foot" means the quantity of water required to cover one acre a depth of one foot, equivalent to 43,560 cubic feet;
 - 10) "Border Gaging Station" means the stream flow gaging station on Bear River har the Wyoming-Idaho boundary line in the northeast quarter of the northeast Marter Section 15, Township U. South, Longe 46 East, Boise Meridian.

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PRICIE II (Revisions for 8/1/51 draft).

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- 1) the term "Bear River" means Sear River and its tributaries from its source in
- 1 916 aleaso he Winte Mountains to is mouth in Great Salt Lake:
- 2) the term "Upper Division" means the portion of Rear River between its source
- 1030 to small h the Uinta Mountains and the mouth of Sublette Creek in Section 20, Township 24,
- of busissis orth. Range 119 West. Sixth Principal Heridian;
- HOH OR I
- -monned-1) the term "Central Division" means the portion of Bear River between the mouth f Sublette Creek and the Stewart Dam, a diversion dam in Section 34. Township 13

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buth. Hange 44 East. Boise Meridian, at the head of the intake canal to Mid and

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- ear lakes. The Sublette Creek drainage shall be included in this division:
- b) the term "Lower Division" means the portion of Bear River between Stewart Dam nd Great Salt Loke, including Bear Lake:
- 5) the term "Commission" means the Bear River Commission, organised pursuant to the Compact:

(6) the term "additional storage" means storage in reservoirs constructed

Hear River

subsequent to 19 .

mies are not "water users" as the term is used herein.

Joil 1 State line for irrige t (7) the term "water user" means a person, corporation, or other entity diverting Mer from Bear River for beneficial use. Stockholders of mutual irrigation com-

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(8) the term "second-foot" means a flow of one cubic foot of water per second of

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Ame passing a given point;

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the term "acre-foot" means the quantity of water required to cover one acre o a depth of one foot, equivalent to 43,560 cubic feet;

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(10) "Border Gaging Station" means the stream flow gaging station on Bear River Her the Hypming-Idaho boundary line in the northeast quarter of the northeast parter Section 15, Township 14 South, Eange 46 Rast, Boise Meridian.

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MATIGIN II (Cont'd. Revisions for 8/1/51 Graft).

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1) wealths Fork" means a tributary to Bear River which rises in Lincoln County, posing and flows in a general southerly direction to its confluence in a group of jamels with Boar River near Cokeville. Wyoming.

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 Grade Creek means a tributary to Smiths Fork which rises in Lincoln County. i sate 1" and 1 coming and flows in a westerly directio: to its confluence with Smiths Fork in ering light otion 17, Township 25 North, Range 118 West, Sixth Principal Meridian.

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3) "Pine Creek" means a tributary to Smiths Fork, which rises in Lincoln County, coming, emerges from its mountain canyon in Southwest Guarter Section 34, Township North, Range 118 West, Sixth Principal Meridian and in its natural channel would tributary to Smiths Fork in Section 36, Township 25 North, Fange 119 West, Sixth incipal Meridian.

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(A) *Bruner Creek and Pine Creek Springs* means tributaries to Smiths Fork which se in Sections 31 and 32, Township 25 North, Range 118 West, Sixty Principal Meriic III alaka an and in their natural channels would be tributary to Smiths Fork in Section 36. workip 25 North, Fange 119 West, Sixty Principal Heridian. the sequent to

(5) PSpring Creek" means a tributary to Smiths Fork which rises in Sections 1 and

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Teamship 24 North: Renge 119 West, Sixth Principal Meridian and flows in a general storly direction to its confluence with Smiths Fork in Section 4. Township 24 North.

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ings 119 West, Sixth Principal Heridian. (6) "Sublette Creek" means a tributary to Bear River which rises in Lincoln County,

a unionally old oming and flows in a general westerly direction to its confluence with Bear River rod edd Section 20, Township 24, North, Range 119 West. Con Pargo's

MITICIE IV (Revisions for 8/1/51 Fraft

This Erticle shall apply only to the interstate division of natural flow water under existing rights. Except during veter energencies hereinafter defined for each Pivision, water shall be distributed and otherwise administered in each signatory State in accordance with State law, Upper Mivision

> when the flow of water in the main stem of Bear liver across a State boundary line in the Urper Division is insufficient to satisfy water rights in a lower Section of this Division, any three aggriculed water usery may file a petition with the Commission alleging that by reason of diversions in another Section, they are being deprived of water to which they are justly entitled and that by reason thereof, a water emergency exists and requesting the interstate division of water in accordance with this Commact. If the Commission finds that a water emergency exists and that interstate control of water is necessary, it shall, by appropriate order, allocate divertible flow to the River Sections of this Division as follows:

> > Upper Utah Section 1 percent -Upper Wyoming Section 47 percent Lower Utah Section 42 percent -Lower Wyoming Section 10 percent -

This divertible flow shall be the total of the following five items:

Upper Utah Section divertible flow is the sum of all diversions in me second-feet from Bear Fiver and its tributaries upstream from the point where Bear liver crosses the Utah-Appaing State line above Evenston, except the Filliard East Fork, Lannon and Hilliard West Side conals and any future interstate canal or canals crossing said State line and serving lands in wyoning.

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ARTICLE IV (Cont'd. Revisions for 3/1/51 Fraft)

b. Upper Wyoming Section divertible flow is the sum of all diversions in second-feet from Bear River main stem between the point where the river crosses the Utah-Wyoming State line above Evanston and the point where the river crosses the Wyoming-Utah State line east of Woodruff, Utah and including the Hilliand East Fork, Lannon, and Hilliard West Side canal and any future interstate canal or canals crossing the Utah-Wyoming State line above Evanston and serving lands in Wyoming, but excluding the Bear River and Francis Lee canals.

- c. Lower Utah Section divertible flow is the sum of all diversions in second-feet from Bear Eiver main stem between the point where the river crosses the Wyoming-Utah State line east of Woodruff and the point where the river crosses the Utah-Wyoming State line north of Randolph, Utah and including the Bear Eiver and Francis Lee canals and any future interstate canal or canals crossing the Wyoming-Utah State line east of Woodruff and serving lands in Utah.
- d. Elver Wyoming Section diverible flow is the sum of all diversions in second-feet from Bear River main stem between the point where the river coosess the Utah-Wyoming State line north of Randolph and the mouth of Sublette Creek.
- e. Flow in second-feet of Bear Liver possing the last division upstream
 from the mouth of Sublette Creek.

Central Division

When the flow of Bear River at Border Gaging Station is in excess of 400 second-feet, there shall be no regulation of diversions in Wyoming in the Centra Division for the benefit of downstream users in Idaho and Utsh. When the flow of Bear River at Border Gaging Station is 400 second-feet or less, the total

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METICIE IV (Cont'd. Revisions for 8/1/51 Braft)

Bruner Creek, and

diversions in Wyoming from Grade Creek, Pine Creek, Africe Creek Springs, Spring Creek, Sublette Creek, the main stem of Smiths Fork, and the main stem of Sear River between the mouth of Sublette Creek and the Wyoming-Idaho State line at Border shall not exceed 43% of the total divertible flow.

The total divertible flow shall be the sum of the following three items:

- 1. Miversions in second-feet in wyoming consisting of all diversions from Grade Creek, Pine Creek, Bruner Creek and Tine Creek Springs, Spring Greek, Sublette Creek, the main stem of Smiths Fork, and the main stem of Bear River between the mouth of Sublette Creek and the Wyoming-Idaho State line at Border.
- 2. Diversions in second-feet in Idaho, consisting of all diversions from the main stem of Bear River between Wyoming-Idaho State line at Border and Stemert Dam, including West Fork and Rainbow Inlet canal, which divert at Stemert Dam.
- 3. Flow in second-feet of Bear River at gaging station 300 feet downstream from Stewart Dam.

The Cook Cenal, which diverts water from the main Stem of Bear River in Wyoming to irrigate lands in both Wyoming and Idaho, shall be considered a Wyoming diversion and shall be supplied from the 43% of divertible flow allocated to Wyoming.

When the flow of Bear River at the Border Saging Station is WOO secondfeet or less and there is water flowing in Bear River past Stewart Dam, or
being diverted by the Sainbow Inlet Canal or Indea Indea Canal, the diversions
in that part of Myoming in the Central Division, if less than 207 second-feet,
may be increased to the extent of such flow, less freecond-feet allowance for
leshage at Stewart Dam, but not exceeding a total of 207 second-feet diversions.

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Lower livision

when the flow of water across a State boundary line in the lower Division is insufficient to satisfy water rights in the lower State, any there aggrieved water users therein may file a petition with the Commission alleging facts showing that by reason of diversions in the Upper State, they are being deprived of water to which they are justly entitled, and that by reason thereof, a water emergency exists and requesting distribution of water under the direction of the Commission. If the Commission finds a water emergency exists, it shall put into effect water delivery schedules based on priority of rights and prepared without regard to State boundary lines for any part of the Division as necessary, and during such emergency, water shall be delivered in accordance with such schedules by the State official charged with the administration of public waters.

The water emergencies provided for above shall terminate with the end of the current irrigation season unless sooner terminated by the Commission.

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Existing rights to store water above Bear Lake in reservoirs constructed prior but not exceeding 15000 dece fait to the date of this Compact, are hereby recognized and confirmed.

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The right is hereby granted to divert annually to additional storage above Bear Lake not to exceed _____ acre-feet of water, provided that water may be diverted to storage only between October 1 of one year and April 30 of the following year. Not more than _____ acre-feet of additional storage, water shall be used in any one signatory State.

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The rights granted by this irticle are not subordinate to Bear Lake storage rights.

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The storage rights specified in paragraphs A and B of this Article constitute all rights to store water above Bear Take.

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Subject to existing rights, each State shall have unrestricted use of water for stock water and domestic uses. The capacity of any stockwater reservoir constructed subsequent to the date of the Compact in excess of 20 acre-feet shall be included in the additional storage above Bear Lake as provided in

Paragraph B of this Article.

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KICLE IX

The following rights to the use of Bear River water carried in interstate insis are recognized and confirmed:

me of Cenal	Priority	Point of Diversion Sec. Twp. Range	Second- Fest	Irrigated Agreage
Mard Bast Fork	1914	SEL 16, 2 ". 10 E. SIPM	28.00	2,6₩, %yo.
mon mon	1896 1898	NEL 19, 3 N. 10 E. SLEM do	8.85 4.57	620 Hyo. 317 Hyo.
lliard West Side	1691	HW4 18, 3 H. 10 E. SLBM	56. 50	2,160.07 Vyo.
aman	1886 1886 1912 1912 1912 1913 1905 (1	NEL 36, 16 N. 121 W. 6th F do do do do do do	M. 16.46 102.11 .57 3.43 11.39 .79 134.00*	1,155 %yo. 7,152 Utah 40 %yo. 239.8 Utah 796.3 Utah 55 %yo. 6,000 ac.ft
m dis Tae	1879 1879	NE 30, 18 N. 120 W. 6th 1	ж. 2.20 7.41	154 Wro. 519 Utah
er River	1874 1874	SEA 19, 18 N. 120 W. 6th I	M. 21.93 1.05	1,535 Utah 74 Nyo.

* Not to exceed 134 second-feet may be carried across the Wyoming-Utah State he in the Chapman Canal at any time for filling the Neponset Reservoir, for migation of land in Utah and for other purposes.

All other rights to the use of water carried in interstate canals and ditches, adjudicated in the State in which the point of diversion is located, are recogned and confirmed.

All interstate rights shall be administeded by the State in which the point of version is located, with the following exceptions:

The State Engineers of Stah and Myoming jointly shall appoint and fix the pensation and expenses of special water Commissioners who shall have authority

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b direct the diversion of water into the Hilliard East Fork, Lannon, Hilliard West Tille a new Mide, Francis Lee, and Beer River Canals in accordance with this Article. The prother are as portion of such compensation and expenses to be paid by eachState chall be determined the relative numbers of acres of land tierein and in that other State served by dered to a particular canal as shown by the above table.

All waters in the Milliard Dest Pork, Lamon, and Milliard West Side canals and of future interstate canel or canals crossing the Utah-Wyoming State line above more tension and serving lands in hypording, shall be derived from the allocations as set Accordance to Article IV for the Upper Symming Section during times when a water enerner may exists.

All waters in the Charman, Bear Mivor, and Francis Lee canals and any future derstate canal or canals crossing the byoming-Utah State line cast of Woodruff, Ah and serving lands in Utah, shall be derived from the allocations as set forth on' sign Article IV for the lower Utch Section during times when a water emergency exists.

The water rights described in this irticle shall, except as herein provided, wave a administered in the same memor as other water rights on Bear River.

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is used in this Corpact

the term "Bear Fiver" means Bear River and its tributaries from its source h the Uinte Countains to its mouth in Great Salt Lake;

2) the term "Toper Division" means the portion of Bear Liver between its source h the Wints Mountains and Mixley Tam, a diversion dam in the Southeast unrter of ection 25, Township 23 North, Sange 120 Nest, Sixth Principal Meridian;

) the term "Central (iv.a).on? means the portion of Bear Piver between the Pinley m and the Stewart Dem, a diversion dam in Section 34, Township 13 South, Range 44 et, Roise Meridian, at the head of the intake canal to Mud and Bear Lakes,

> the term "Lower Division" means the portion of Bear Diver between Stewart m and Orest Salt Take, including Boar Take and its tributery drainage;

) the term "Commission" means the Bear Hiver Commission, organized pursuant to ticle III of this Compact;

b) the term "additional storage" means storage in reservoirs constructed subguent to

the term "water user" means a person, corporation, or other entity diverting iter from Hear Fiver for beneficial use. Stockholders of matual irrigation commies are not "water users" as the term is used herein.

) the term "second-foot" means a flow of one cubic foot of water per second of ima passing a given point:

) the term "acre-foot" means the quantity of water required to cover one acre a depth of one foot, equivalent to 43,560 cubic fact;

0) "Border Caging Station" mouns the stream flow gaging station on Bear Liver er the Typeding-Idaho boundary line in the northeast quarter of the northeast arter Section 15, Counship 14 South, Lange 46 Cast, Boise Meridian.

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"Smiths Fork" means a tributary to Bear River which rises in Lincoln County, Moming and flows in a general southerly direction to its confluence in a group of channels with Bear Liver near Cokeville, Wyoming.

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- 12) "Grade Creek" means a tributary to Smiths Fork which rises in Lincoln County, tyoming and flows in a westerly direction to its confluence with Smiths Fork in Mection 17, Township 25 North, Range 118 West, Sixth Principal Meridian.
- gir sociate 13) "Pine Creek" means a tributary to Smiths Fork which rises in Lincoln County, yoming, emerges from its mountain canyon in Southwest Quarter, Section 34, Townhip 25 North, Range 118 West, Sixth Principal Meridian and in its natural channel \$0167 .as buld be tributary to Smiths Fork in Section 36, Township 25, North, Range 118 West, Exth Principal Meridian.
- (14) "Bruner Creek and Pine Creek Springs" means tributaries to Smiths Fork which ise in Sections 31 and 32, Township 25 North, Range 118 West, Sixth Principal Meridia and in their natural channels would be tributary to Smiths Fork in Section 36, Townhip 25 North, Range 119 West, Sixth Principal Meridian.
- 15) "Spring Creek" means a tributary to Smiths Fork which rises in Sections 1 and and which , Township 24 North, Range 119 West, Sixth Principal Meridian and flows in a general ാന പൂടി considered to its confluence with Smiths Fork in Section 4, Township 24 Morth, Range 119 West, Sixth Principal Meridian. and ond
 - 16) "Sublette Creek" means a tributary to Bear River which rises in Lincoln County, yoming and flows in a general westerly direction to its confluence with Bear River In the Southeast Quarter of the Southeast Quarter of Section 20, Township 24 North, ange 119 West.
 - will Creek" means a tributary to Bear River which rises in Summit County, 10 1995 that and flowe in a general northwesterly direction across the Utah-Wyoming State line to its confluence with Bear Fiver in Section 23, Township 13 North, Range 120 reat, Sixth Principal Meridian.

"Yellow Creek" means a tributary to Bear River which rises in Summit County, and him minimum, and flows in a general northerly direction crossing the common boundary between all allowage take and Wyoming three times above its confluence with Bear River in Section 12, which obstant (humship 15 North, Range 121 West, Sixth Principal Meridian.

"Thomas Fork" means a tributary to Bear River which rises in Lincoln, County, and the state line near Geneva, Idaho then in a southerly direction to its confluence and the State line near Geneva, Idaho then in a southerly direction to its confluence and the State line near Geneva, Idaho then in a southerly direction to its confluence arises a guingth Bear River in Section 10, Township 14 South, Pange 46 East, Boise Meridian.

"Raymond Creek" means a tributary to Thomas Fork which rises in Lincoln County, distributed and Creek" means a tributary to Thomas Fork which rises in Lincoln County, distributed and Dimpoming and crosses the Wyoming-Idaho State line near Raymond, Idaho.

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ACTICLE IV (Revisions for 8-1-51 Draft)

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This Article shall apply only to the interstate division of natural flow water under existing rights. Except during water emergencies hereinafter defined for each Division, water shall be distributed and otherwise administered in each signatory State in accordance with State law.

Upper Division

1. When the flow of water in the main stem of Bear River across a State boundary line in the Upper Division is insufficient to satisfy water rights in a lower Section of this Division, any three agrieved water users may file a petition with the Commission alleging that by reason of diversions in another Section, they are being deprived of water to which they are justly entitled and that by reason thereof, a water emergency exists and requesting the interstate division of water in accordance with this Compact. If the Commission finds that a water emergency exists and that interstate control of water is necessary, it shall, by appropriate order, allocate to the River Sections of this Division divertible flow as follows:

> Upper Utah Section & percent Upper Wyoming Section 43 percent Lower Utah Section 40 percent

> Lower Wyoming Section 10 percent

This divertible flow shall be the total of the following five items: a. Upper Utah Section divertible flow is the sum of all diversions in second feet from Bear Tiver and its tributaries upstream from the point where Bear Fiver crosses the Utah-Wyoming State line above Evanston, Wyoming.

b. Upper Mysming Dection divertible flow is the sum of all diversions in second-feet from Bear Liver main stem between the point where the river crosses the Utah-Mysming State line above Evanton and the point where the river crosses the Mysming-Utah State line cast of Moodruff. Utah.

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- c. Lower Utah Section divertible flow is the sum of all diversions in second-feet from Bear Liver main stem between the point where the river crosses the Myoming-Utah State line east of Moedruff and the point where the river crosses the Utah-Myoming State line north of Landolph, Utah.
- d. Lower Wyseing Section divertible flow is the sum of all diversions insecond-feet from Bear River main stem between the point where the river crosses the Utah-Wysming State line north of Randolph and Pixley Dam.
- e. Flow in second-feet of Bear liver passing the last diversion up-
- 2. When the flow of water across a State boundary line in Mill Creek and/or in the Yellow Creek is insufficient to satisfy water rights on these streams in a lower State, my three aggrieved water users may file a petition with the Commission alleging that by reason diversions in the upstream State, they are being deprived of water to which they are justly entitled and that by reason thereof, a water emergency exists and requesting the interstate division of water in accordance with this Compact. If the Commission finds that a water emergency exists and that interstate control of water on the stream and/or streams is necessary, it shall gut into effect water delivery schedules based on priority of rights and prepared without regard to State boundary lines.

Central Division

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1. When the flow of Bear liver at Border Caging Station is four hundred

(400) second-feet or less, a water emergency shall be deemed to exist

in the Central Pivision and the total diversions in Wyoming from Grade

Creek, Pine Creek, Bruner Creek and Pine Creek Springs, Spring Creek,

Sublette Creek, the main stem of Smiths Fork and all its tributaries

above the mouth of Hobble Creek, and the main stem of Bear River between

Pixley Dam and the point where the river crosses the Myoming-Idaho State

line near Border shall not exceed forth-three (43) percent of the total

divertible flow determined as follows:

The total divortible flow shall be the sum of the following three items:

- a. Diversions in second-feet in Wyoming consisting of all diversions from Grade Creek, Pine Greek, Bruner Creek and Pine Creek Springs, Spring Creek, Sublette Creek, the main stem of Smiths Fork and all its tributaries above the mouth of Hobble Creek, and the main stem of Bear Fiver between Pixley Dam, the point where the river crosses the Wyoming-Idaho State line near Border, Wyoming.
- from the main stem of Bear River between the point where the river crosses the Wyoming-Idaho State line near Border and Stewart Dam, including West Fork Canal and Baimbow Inlet Canal, both of which divert at Stewart Dam.
- c. Flow in second-feet of Bear Diver at gaging station 300 feet downstream from Stewart Dam.

However, when the Byoming wortion of total divertible flow is less than 200 and seven (207) second-feet and there is water in excess of five (5)

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tts head or through the Bingle Inlet Canal, the Wyoming diversions may be increased by the usuable extent of such flow up to but not exceeding a total diversion of two hundred and seven (207) second-fest.

2. When the flow of water across the Exeming-Idaho boundary line in Thomas
Fork and/or in Laymond Creek is insufficient to satisfy water rights on
these streams in the lower State, any three aggrieved water users may
file a petition with the Commission alloging that by reason of diversions
in the upstream tate, they are being deprived of water to which they
are just/entitled and that by reason thereof, a water emergency exists
and requesting the interstate division of water in accordance with this
Compact. If the Commission finds that a water emergency exists and that
interstate control of water on the stream and/or streams is necessary,
it shall put into effect water delivery schedules based on priority
of rights and prepared without regard to State boundary lines.

Lower Division

When the flow of water across a State boundary line in the Lower Division is insufficient to satisfy water rights in the lower State, any three aggrieved water users therein may file a petition with the Commission alleging facts showing that by reason of diversions in the Upper State, they are being deprived of water to which they are justly entitled, and that by reason thereof, a water emergency exists and requesting distribution of water under the direction of the Commission. If the Commission finds a water emergency exists, it shall be put into effect water delivery schedules based on priority of

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rights and prepared without regard to State boundary lines for any part of the Division as necessary, and during such emergency, water shall be delivered in accordance with such schedules by the State official charged with the administration of public waters.

The water emergencies provided for above shall terminate with the end of the current irrigation season unless sooner terminated by the Commission.

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STORES

Bear Lake.

Existing rights to store water above Pear Lake in reservoirs constructed prior to the date of this Compact, are hereby recognized and confirmed.

The right is hereby prented to divert sumually to additional storage above

Bear Lake not to exceed ______ acre-feet of water, provided that water may be diverted to such storage only between October 1 of one year and April 30 of the following year. Not more than ______ acre-feet of additional storage water shall be used in any one signatory State.

The rights specified in Faragraphs A and B of this Article are not subordinate to Bear Take storing rights and constitute all rights to store water above

Subject to existing rights, each (tate shall have unrestricted use of water for stock water and domestic uses. The capacity of any stockwater reservoir constructed subsequent to the date of this compact in excess of 20 acre-feet shall be included in the additional storage above Bear Lake as provided in Paragraph B of this Article.

TIGIP IN

Samuel Street

1 to most as I

The following rights to the use of Bear Fiver water carried in interstate

The and incle are recognized and confirmed:

mini used				f Piversion	ംോ ഫ്-	Irrigated
i land tevilo	me of Canal	Misrity	Sec.	Twp. Eange	Feat	acroage
office Table	lliard Bast Fork	1914	SEL 16,	2 N. 10 E. SLEM	28.00	2,644 Wyo.
eria en Sant	harman	1886 1886	NE. 36,	16 N. 121 W. 6th	P.M. 16.46 102.11	1,155 Wyo. 7,152 Utah
Maja aff	-	1912 1912		ර ං ථං	.57 3.43	40 Wyo. 239.8 Utah
		1912 1913	en N	do do	11.39	796.3 Utah 55 Wyo.
e ^{(†} †) (2 00 €		1905 (1	()	do	134.00*	6,000 ac.ft.
उठ्यत् राष्ट्र	rancis Lee	1879	UE, 30,	18 N. 120 W. 6th		154 — wyo.
Sin roi		1.579		de	7.41	519 Ut ah

* Not to exceed 134 second-feet may be carried across the Wyoming-Utah State line in the Chapman Canal at any time for filling the Neponset Fesemoir, for ir-Agation of land in Utah and for other purposes.

in interstate canals and ditches, fill other rights to the use of water carried/manuscritece Madjudicated in the State in which the point of diversion is located, are recognized and confirmed.

All interstate rights shall be administered by the State in which the point of diversion is located.

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Tabulation of Adjudicated Acreages and Acreage as determined by Logan Office on Bureau of Reclamation Land Use Maps.

Summaries show comparison of irrigated lands in river sections as based on State lines and as adjusted by placing some interstate canals under the administration of the State in which the lands are principally located.

Prepared by W. V. Iorns

U.C. Geological Survey

11-9-51

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UTES DIVISION

Upper Utah

Name of Cenal	Adjudicated &c	reage	Planimetered	Acreege
wright Transcountain	263	5 4 g	263	(a)
plovarka East Fork	217	مشم	21.7	(a) Viah
Hilliard East Fork (b)	عبا6 _و 2		2,644	T
Tamon	937	de properties	937	
Milliard West Side	2,160		2,072	/
Total Upper Utsh	6,221		6,133 -48°	
(a) Not planimetered, ad	iudi cati on a cro ag	o used.	-665	

(b) Utah Application 9,155 and 9,156. Water Users Claims 114 and 115 not completed. Land descriptions furnished by Wyoming State Engineer used after being checked on maps.

2 42 937 2072 814.3

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Upper Sponing

TO OHAV	Name of Canal	Adjudicated Acreage	Flunimetered Acresge
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r Search drift	ropic	591	584
free and	anielson	381	400
	ine Grove and Grown	2,274	2,236
1943 Frati	Coraw & Big Dend	1,043	1,013
	OMEL	65	107
2000 014	mds & Blanchard	840	822
	yers No. 2	260 (27	207
THE STATE	Towns HO. 2	625	654
	infinan	138	151
	/woder.	180	234
್ರಗ್ ವಿಭರ್ಷ ಕ	Grees No. 1	195 205	194
	trees Irrigating	305 280	258
	Peoth	460 853	-232
	wenston City Pipe Line	322 (c)	800
වෙන්ට ජනයි. ද්	nel	326	322 (e)
	Corneilson	76	332
ri suuli 📢		က်ဝ	76
់ន ំហ្មែរ 😋	aderson	399	528
id to the	Kaight No. 1 & No. 2	498	407
	Iventon Water	1,956	440
	Barton	u.e	1,527
	Faulkner	90	148
	Rocky Mountain Blythe	833	118
	Pife	23	833 20
J.	dobrator Karramore	87	66
	Bruse Barton	168	
	A. W. Sims	261	196 252 John Anderson 212 John 30
e de la companya de l	Crompton No. 2	200	Johngo
	Pearme	40	48
.	Saxton-Turner	35	
	Saxtion-Irrigation	225	3 0 288
	John Sime	134	194
. The state of the	Southern Pacific	313	288
	Hennard	Ō	72
	Saxton Thomas	118	92
	Remony	523	92 819
	Almy	68	76
•	Sime, Blythe & Jurner	428	428
	Bones	80	76
	Russell.	15	20
	Turner	184	200
	المن من المن المن المن المن المن المن ال	ر المراجعة المراجعة المراجعة المراجعة ال	

⁽c) Adjudicated Land description used.

Upper Lyoning (Cont'd.)

13 23/10 4 4	Adjudicated Acresge	Planimetered Acresge
(Bartlett	275	271
	1,250	1,176
Troping (RYO.)	8,188 (d)	8,188 (d)
Thanman (Utan)		
I lover Morris	1,287	1,283
Bruce Bowns	333	364
Thoma!	788	759
Powkes	23 3	237
ALLE of an Earl	148	161
Taland	294	256
Blight Irrigation	455	616
Annate A Cowlinday	2 78	287
Taland	0	269
	673	/ wa er)
Frencis Isc	1,609	1,638 2,513
Bear River	1,007	2,000
Total Upper Myoming	36,91.4	37,131 3 4 4
The second secon	,	77 - الماحرية والإر المعادة معاددة معاددة معاددة معاددة معاددة معاددة معاددة
(d) Recommended figures for	correcting adjudication	n ,
	Lower Utah	200 to
	ora	COLO ana
MAATTA	273	Side 273
	491	412
™ odo##	275	307 ()
Lennarbu Mooning	9,836	9,550
Crawford Thompson	4,876	5,635
Dykens	1,072	1,298
Pandalah Saca	9,077	- 9,360
Mail'i ma	1,342	1,382
Enberg	720	82 0
B.Q.West Side	5,844	5,813
of the state of th) B comme	7,500
Total Lower Utah	33,806	34,870
)) ₁ 000	7440 (U
Note: Utah Adjudication inc	ludes only actual eron	ped land and does not include
Sametan atasta a ad a 473		ecomon in Wyoming and Idaho
*** *** *** *** *** *** *** *** *** **		s have been included in
The same bear bounded to		
hrmumerened screeks.	grigan Spaigs Migual States Harman Spaigs, 1,1,0 547 548 5488 Spain	and the same stage and same stage with same stage stage.
	Target Started man	
	Lower Eyoming	
. B. S. West Slough	2,005	1,882
Norarland	3 60	300
B. Q. East Side	2,480	2,104
1 1 1X10V Dam Regionst as	190	292
E 'LELEV CAMA!	2.467	2,614
East of Minne	79 8	950
Stoffer Pump		
i comp	157	136
Total lower Syoming	8,457	5,278

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State of the state	Cane of Conal	condigated eroup.	llanimatered Jareage
	a Stem Bear Liver		**
2 · · · · · · · · · · · · · · · · · · ·	arrett	-	217
and the second	ights .		705
72	e forman house and a	V * V	297
B. C.	Ayman Bast Bide	$\hat{\beta}\hat{y}$	234
7017	myder	7 ft f	351
(€ 3 € 5 ¶	locky foint	. A.	175
34	100%	2,744	2,925
(el real	J.E. Fichards	1c°1	419
m) J.M.	1. F. Fichards 1 Stea Smiths Fork		
1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1	mini pourie	state	179
Fred at	intton lat	623	3 01
สมัยเกษ ะเ ∜ื	Cottly of Contratells	···56	263
ારા વે અ	rogress		218
1	melle	(25	659
4	Cooper	a2n	414
	Meelock	- Substituti	364
	Covey System	4,033 349	4,396
	Canner, Hunt & Garrett		288
f:	Ihites Water	○7 +	915
-9	l'artin	2.66	149
ๆไม้ไปช อ	liourne	105	117
· · · · · · · · · · · · · · · · · · ·	1 orgeon	£ b ∱	21 0
		121	369
in to brown	Forgen (okeville Water lanner Smithe Fork Const	t M	144
านในเห	(okeville Water		69
ansar d	lanner	\mathcal{M}_{i}	116
1.0	CONTRACT COLD CHINGS		142
100 \$ Mark	South Branch No. 1 4 ?	C3.	7 37
n vectro	ace Creek		
Stable 1	Grade Greek Canal	3 87.7	372
	per Mine Creek		
	Goodell & Collett Canals	747	360
j	V. W. Canal	* #	575
lote:	ne and Bruwer Springs Haggerty Fast, Haggerty W	aut	
4	and Smaner Creek Cenals	erre wy	88 (e)
	ring Creek	* *	00 (0)
The second second	Canals above Covey Canal		22 (e)
	Potal synain	3.7 L34	16,784
	= .		

Includes only lands the vellover local to all betance of lands now served by Covey Canal System.

Complete Section Complete Comp

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	ller	57	46
and the said	ffer	$4\sqrt{2}$	936
	Colfic	v.	650
	ranstrum	in the second se	257
s to the second	Joyci Catalan	₹. ₹	5.1 _{6.} 6
. A. 1	elps Estate Ingle Irrigation	* * * * * * * * * * * * * * * * * * *	2.75% 2.75%
	les Grockett		1,751 2,603
	lack Otter & Peg Dan		2,605 5 ,87 2
	ontpelier-Prestor		3,347
and the second of the second o	ent Larocco	**************************************	697
**	meetre	i de la companya de	714
	est Fork	· · · · · · · · · · · · · · · · · · ·	5,712
$T \ge T$		Make order on other assertables	Andrew where
i de la companya de La companya de la co	I CONTO 1 CONTO	12.412	23,278
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100 Jr. 174	45.2		

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State one divisions

Section of the sectio

/11 interstate comple included a millocation to State and under administration of otate in which reduct of eleveraion occurs. (W. V. Torns Suggestions 1-12-51 - based on ingineer) a somultime decommendations).

Teronor - was				•	
	/d/wl ic	Opper inision		ed on Land Us Maps	•
Section	creage	of Division	/crease	9 of 14	_
mer Utah	6,221	7.28	6,133	0.6 7.1	5 7
pper Wyoming	36,944	43.25	37,131	46.4 42.9	7 43 91.5
ower Utah	33,806	39.57	34,870	41.4° 40.3	15 40 J
over Wyoming	0,457	7• %)	8,278	9.5	10 /
Totals	85,428	100.00	86,412	100.0	0 100 7/2
		Central Division			9
gnimov	17,492	43.56	16,784	41.9	× 43
de de la companya de	22,664	56.44 (1) v 11	23,278	58.1	10 57
ivision Total	40,156	2 100.00 A	40,062	100.0	0 100

tate line a disinge Ateres to that Filliard Mast Form, Lennon and Alard Most Mice canals are included in the special and the Prencis Lee and He a iver canals are included in the specials for the Poles Poles School (Angineering Committee II/1-2/51 section).

oper livision

	i djudice	ted	Planin etere d H a	DS
Section	Annesse	of Division Total	Acreage	of Division Total
per Utsh Se	ec. 480	.56	480	.5 6
oper Vyonin	g Sec. 60,40	1.7° 39	10,273	/46. 6 0
over Utah Se	ec. %,0\$1	12.25	37,381	43.26
over Vyonin	g Sec. 0,457	2.90	8,278	9•58
livision Tot	05,1,2F	100,00	86,112	199.00

Central Division

(Same as sentral bivision on previous page).

State Line divisions altored so that Milliard East Fork, Lannon and Milliard West Side canals are included in allocation to Upper Myoming Section and the Francis Lee and Bear liver canals are included in the allocations for the Lower With Section (Engineering Committee E/1-2/51 Recommendation).

Upper Division

Tast way		Adjudicated		Planimetered on Land Use Haps		
11,48	कुराजे राष्ट्र गावलू	Section	Acreage	% of Division Total	Acreage	% of Division Total
9	ind Form	Upper Utah Sec.	480	.56	480	56
\$1.00 10.00		Opper Wyonding S	ec.40,403	47.29	μρ ,273	46.60
i jagan	Odrajeji Povetki od od od od od	Lower Utah Sec.	36,088	42.25	37,381	43.26
		Lower Vyoning S	ec. 8,457	9.90	8,278	9.58
· · · · · · · · · · · · · · · · · · ·	Marie Ma	Division Totals	65,428	100,00	86,412	100.00

Central Division

(Same as Central Division on previous page).

Section of the second

0.00