

#### #45-Morse Orders and Decrees

dependent upon said pumps for water to fill their canals, and six pumps are insufficient to furnish them the quantity of water to which they are entitled under said decree. That in order to supply the said Utah & Salt Lake Canal Co. with the water to which it is entitled under said decree, and which is necessary to irrigate the lands of its stockholders, it is necessary that a seventh pump be installed.

#### IV.

That in order that said pump may be run economically and effectively, and be properly supervised and controlled by the commissioner of this court, it is necessary that they be operated as a single enterprise and under one management, and that the said city and said canal companies pay for the operation and maintenance of the same, in proportion to the quantity of water taken by each thru its respective canal.

Now there, in consideration of the premises and the foregoing facts, it is ordered:

That the Utah & Salt Lake Canal Co. be and it is hereby granted and given the permission to install in Utah Lake, near the intake of the Jordan River, where the other pumps heretofore installed by Salt Lake City and said canal companies are located, a seventh pump, at its individual expense; but under the express conditions, however, that said city and said East Jordan Co., South Jordan Co., and North Jordan Co. shall each have the right to equally participate in the installation thereof by paying a proportion of the cost of its installation to an amount not less than one-fifth of the cost thereof; and that each of said companies shall be entitled to the use of such proportion of the waters flowing from said pump as is represented by the proportionate costs thereof paid by them; and each of said companies shall have the the right at any time after the installation of said pump, to become equally interested in said pump by paying to the companies installing the same a proportion of the costs thereof to an amount not less than one-fifth of the same. The quantity of water to be taken by any of said companies from all of said pumps shall not at any time exceed the amount of water awarded to them respectively by the decree in said cause, as hereinbefore stated. And said pump, when installed, shall be operated in connection with the other pumps now installed and the sixth pump to be installed. And said city and said canal companies shall pay for the yearly operation, maintenance, and care of said pumps to the cost of the installation of which they have contributed in proportion to the amount of water drawn by each during such year.

And said seventh pump shall be operated under the