

or any other party claiming an interest in and to Section 13 and 24 of T. 14. N. R. 4. W. S. L. M., as predecessors in interest of said parties or as claimants to any water in said ditch at said point.

AS CONCLUSIONS OF LAW FROM SAID FINDINGS, THE COURT FINDS:

CONCLUSIONS OF LAW

1. That the protestant Melvin O. Christensen, is the owner of has a prior right to all waters entering into that drainage ditch at the northwest corner of Section 13 and flowing southerly along the west side of Section 13 to the Northwest corner of the southwest quarter of the northwest quarter of said Section 13, which drainage ditch then enters into Section 14 for a total of 60 acres lying south and west from said point. Said 60 acres being in the east half of the east half of Section 14. T. 14. N. R. 4. W. and the said W. N. Petterson, Clair J. Firth, P. C. Pettersen or their successors and assigns, their agents and employees, shall by a decree of this court be estopped and enjoined from interfering with or molesting any of the rights of Melvin O. Christensen in and to said waters, or in and to any of the ditches while transporting said water through Section 13. Township and Range aforesaid.

2. That P. C. Petterson and Clair J. Firth and W. N. Petterson, their successors and assigns are the owners of secondary water rights as follows: The lands in the southwest quarter of the northwest quarter and the west half of the southwest quarter of Section 13, a right not to exceed 28 acres and the northwest quarter of Section 24. Township and Range aforesaid, a right not to exceed twenty (20) acres in and to the waters from said drainage ditch after and subject to the prior rights of Melvin O. Christensen, and his successors in interest to the Sixty (60) acres water right heretofore set out.

LET DECREE BE ENTERED ACCORDINGLY.

DATED this ___ day of _____ A. D., 1961.

BY THE COURT:

Lewis Jones
District Judge