

In regard to the above issues it is the contention of the State Engineer and the Newcastle Reservoir Company that the rights set forth in the Revised Determination of Water Rights is in accordance with the Original Proposed Determination of Water Rights and prior orders of this court which limit protestants' rights, and that, in any event, protestants have not established a valid diligence right to the extent of use claimed.

e. Protestants have withdrawn their protest of the duty of water and accordingly this portion of said protest is dismissed.

23. MARY TULLIS

Protestant claims to have a diligence right for culinary purposes from certain springs located on her property in Pinto Canyon in the SE $\frac{1}{2}$ NE $\frac{1}{2}$, Section 10, T37S, R15W, SLBM. It is the contention of the State Engineer that the springs referred to in protest do not exist.

24. REX H. GUBLER

The issue presented by this protest is whether protestant can beneficially use eight acre-feet of water on his land. It is the contention of the State Engineer that the duty which he has recommended to the court of four acre-feet per acre plus one additional acre-foot per acre for transmission losses, is adequate to meet the protestant's needs.

In the Revised Determination Water User's Claim No. 236 is limited to the water requirements of 7.7 acres of land and it has been stipulated between protestant and the State Engineer that the irrigation right under said claim should be increased to 17.5 acres of land and the Revised Determination should be amended accordingly.

25. ARTHUR F. CROSBY

The issue presented here is whether protestant has a valid diligence right for the irrigation of 20 acres of land. The State Engineer has limited protestant's right under Water User's Claim No. 419 to the irrigation requirements of 14.60 acres of land. It is the contention of the State Engineer that the Revised Determination is in accordance with the Original Proposed Determination and prior orders of this court which limit protestant's right and that, in any event, protestant has not established a valid diligence right to the extent of the use now claimed.