

to divide and distribute said water among said persons entitled thereto according to their respective rights under this decree. For such services his compensation shall be paid by the persons among whom he distributes said water pro rata according to their respective rights.

And the compensation of said commissioner for other services under this decree, and other expense incident to the measurement of said water and distribution thereof to and among the ditches and laterals diverting water from said creeks, shall be paid by all the parties hereto, according to their interests and rights in and to the use of said water so distributed. Said commissioner shall give such bond to be approved by the clerk of this court for the faithful performance of his duties under this decree, as the court may determine, provided that said bond shall be in the sum of not less than one thousand dollars (\$1,000), and shall be given annually.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that whenever in the beginning of the irrigating season in any year it becomes necessary to measure the water of said creeks in order to distribute to the respective parties herein mentioned, the quantity of water to which they are entitled as hereinbefore set forth, the said commissioner shall determine and mark the height of the water in each of the reservoirs of the plaintiff and the water to which the plaintiff is entitled as herein provided, shall be measured at the points of diversion from plaintiff's reservoirs, if plaintiff is at the time, using said water; if plaintiff is not using said water, but is storing its water in said reservoirs for future use, then the quantity of water to which plaintiff is entitled under this decree, shall be measured to plaintiff above said reservoirs at some convenient point to be determined by said commissioner. During the time that the waters flowing in said creeks are sufficient to furnish the plaintiff ~~any portion~~ of the said waters to which it is entitled under this decree, the water in said reservoirs shall be maintained and kept at the same height as they were when the same were measured and marked by the said commissioner as hereinbefore stated.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that the rights of the several parties hereto to the waters of said creeks as herein stated, are hereby quieted and affirmed, and each of said parties, their agents, servants and employees, and the agents, servants and employees of each of them, are hereby restrained and enjoined from interfering with any of the water awarded to any other person by this decree, and from diverting or using any of the waters of said creeks except that portion to which they are entitled as herein provided.

No costs in this cause shall be taxed against the defendants.

Dated Manti, Utah, May 12th, 1899.

(Signed) Jacob Johnson

Judge District Court, Seventh
District, Sanpete County, Utah