[illegible] into and being diverted by the [illegible] herein, [illegible] the Sylla Springs, the Price Hollow Springs and [illegible] Outlet beginning by the [illegible] said Outside Ditch, and they have conveyed the said waters through the said Outside Ditch onto their said lands, herein before mentioned and referred to, [illegible] they have applied the same to the necessary and beneficial irrigation thereof and for domestic, culinary and stock-watering purposes, and such use has been made thereof and the same has been diverted as herein above stated, without any objection or interference from or by the plaintiff, or anyone else, excepting during the last few years the plaintiff has made some claim to a portion of said water and he has occasionly caused, during such period, a portion thereof to be diverted from the said Outside Ditch onto lands claimed by him, but that such diversion has been wrongful and against the will of these defendants and has been without any right and the same has been contrary to the rights and interests of the defendants.

14. The Court further finds that the predecessor in interest of the plaintiff herein, to-wit, James W. Thomas, came into the possession and ownership of the following described lands, which lands are included within the lands herein first above described as belonging to the plaintiff, since the year 1900, to-wit:

> Commencing 1.92 Chains East of the Southwest corner of the Northwest Quarter of Section 31, Township 8 South, Range 3 East, Salt Lake Meridian, in Utah County, State of Utah, thence North 23¾ degrees East 1.70 chains; thence South 76¼ degrees East 2.42 chains; thence North 18¾ degrees East 11.84 chains; thence South 71 degrees East 3.74 chains; thence South 18 degrees West 14.12 chains; thence North 82½ degrees West 3.12 chains; thence North 58 degrees West 3.79 chains; thence North 33½ degrees East 24 links, to the place of beginning. Area 6.11 acres.
>
> Also, commencing 11.50 chains South and 1.72 chains West of the Northeast corner of Section 36, Township 8 South, Range 2 East of the Salt Lake Meridian; thence South 30 degrees West 9.80 chains; thence North 63 degrees West 7.72 chains; thence North 15½ degrees East 8.00 chains; thence North 63 degrees West 1.30 chains; thence North 15 degrees East 2.70 chains; thence North 1 degree west 3.30 chains; thence South 63 degrees East 13.70 chains, to beginning, less right of way of the Salt Lake and Utah Railway Company. Area 9.00 acres,

And upon said lands all of the springs, seeps and percolations, hereinabove referred to, are located, except the Spring designated as the Price Hollow Spring, or Coltrin Spring, and one or two of the Westerly springs in the group designated in Plaintiff's complaint and referred to on the trial as the Thomas Springs, and over a portion of said lands, last above described, the said Outside Ditch, otherwise called the Spring or Wet Ditch, passes. That at the time when the said James W. Thomas, the predecessor in interest of the plaintiff herein, came into the possession and ownership of the said lands, herein last above described, the said Springs, Seeps and Percolations, herein before mentioned, existed and were plainly visible upon the said lands, as was also the said Outside Ditch, and at said time the waters issuing from said springs, seeps and percolations were being collected by said Outside Ditch and the same were being conveyed through the same to and upon the lands of these defendants, and such had been the condition, as last above mentioned, for a great many years, as hereinbefore found, and that ever since the time when the said Predecessor of the plaintiff came into the possession and ownership of the lands last above described, the said Outside Ditch has been maintained by these defendants and the water from the said springs, seeps and percolations have, during each and every year since said time, been conveyed through the said Outside Ditch, down to and upon the lands of the defendants herein, and there the same has been used for the necessary and beneficial irrigation thereof, and for culinary, domestic and stock watering purposes, up to the time of the commencement of this action, and that without let or hinderance or interference by anyone, except that the plaintiff,