

said creek whence the South East corner of the North East quarter of Section 23, Tp. 20 S. R. 69 West bears South 48 degrees and 45 minutes East, distant 669 feet; and that there be allowed to flow into said ditch for the use and benefit of said Henry M. Burroughs and his heirs and assigns, under and by virtue of said priority No. 28, one cubic foot of water per second of time for ten days out of each consecutive thirty-two days or so much thereof as shall be necessary for the irrigation of 25 acres of land now irrigated from said ditch; the times for using water to be as far as possible, the times when water is not being used from the Tenazzi Ditch.

#### No. 26—The O'Brien Ditch.

That said ditch is entitled to Arkansas River priority Nos. 29, 42, 118 and 308, which are Four Mile Creek priorities Nos. 8, 16, 36 and 69 respectively; that the owners of said ditch are William H. Thompson and William G. Eldred, who together own an undivided one half, August Smith who owns an undivided one quarter and Charles Anderson, who owns an undivided quarter; that the headgate of said ditch is located on the West side of said creek about 144 feet North, and 16.36 chains East, from the middle of the North line of Sec. 9 Tp. 17 S. R. 70 West; that said ditch takes its water from Four Mile Creek; and that there be allowed to flow into said ditch, for the use and benefit of the owners and their heirs and assigns two and one half (2½) cubic feet of water per second of time, as follows: Under and by virtue of said priority No. 29, for such time and times as shall be necessary to irrigate two (2) acres owned by August Smith, and eight (8) acres owned by Charles Anderson, and ten (10) acres owned by said Thompson