

and times as shall be necessary for the irrigation of nineteen and one half acres of land.

(Note—Point of diversion changed Aug. 4, 1902, by decree in Book 12, Page 524.)

No. 98—The Pioneer Ditch.

That said ditch is entitled to Arkansas River priority No. 88, which is also Middle Fork of Tallahassee Creek priority No. 2; that said ditch is owned by Daniel Hall; that said ditch is used for the irrigation of fifty acres of land; that said ditch takes its water from the South branch of said Middle Fork of Tallahassee Creek; that its headgate is located above the junction of the North and South prongs of said Middle Fork of Tallahassee Creek; that said ditch is twelve inches wide at the bottom, ten inches deep and has a grade of an inch to the rod; and that there be allowed to flow into said ditch, for the use of said Daniel Hall, under and by virtue of said priority No. 88, such an amount of water as said ditch will carry for as many periods in each year, of 25 days each, as shall be necessary for the irrigation of said fifty acres of land. Provided, however, that in accordance with a decree of the Court heretofore rendered, that as between the said The Pioneer Ditch and the ditches of George Fear to-wit: The Jack Ditch, The Spring Ditch, The North Spring Ditch, The Meadow Ditch and The Garden Ditch the said George Fear and his said ditches shall have the prior right to the use of all the water flowing in, and to flow in, the Middle Fork of Tallahassee Creek above and at the junction of the South and North branches thereof, at the natural and unobstructed flow and stages therein, for two days, of 24