

hours each, out of each and every five days and that said Daniel Hall shall have the prior right to the use of all said water during the three days of 24 hours each out of said five days, next after said Fear's two days, and that, when the said water shall fail through natural causes so as to flow in said creek in quantities not sufficient to be of use to said Daniel Hall, then, and during the times of said insufficient flow, said George Fear shall have the exclusive use of all and every natural spring which rises upon his (said Fear's) ranch, but, this proviso shall effect no other rights or priority than those of said The Pioneer Ditch and the said ditches of the said Fear, and, provided, also, in accordance with stipulations made and offered in evidence herein, that as between the said Daniel Hall and George A. Hall the said Daniel Hall shall have all the water, in the irrigating season, which shall flow down the North Prong of the Middle Fork of Tallahassee Creek, and shall have the sole use thereof in his said The Pioneer Ditch for all future time, but for and during the time beginning at the hour of 12 o'clock, noon, and ending at the hour of six o'clock in the morning of the Friday following, but, this proviso shall affect no other rights of priority than those of the said The Pioneer Ditch and the several ditches of the said George A. Fear taking water from the North Prong of the Middle Fork of Tallahassee Creek.

No. 99—The Croft-Reed Ditch No. 1.

That said ditch is entitled to Arkansas River priorities Nos. 89, 194 and 272, which are also Cottonwood Creek priorities Nos. 4, 14 and 18; that J. T. Sampson is the owner of said ditch; that its headgate is located at a point on the North side of said Cottonwood