

water as a ditch 30 inches wide, 7 inches deep, and having a grade of 2 inches to the rod, will carry for as many periods, in each year, of six days each, as shall be necessary for the irrigation of eleven (11) acres of land irrigated therefrom. Provided, however, that as between the said The Jack Ditch and the ditches of Daniel Hall; The Pioneer Ditch, The Potato Patch Ditch, The Morning Star Ditch and The Dick Creek Ditch, the said The Jack Ditch 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 North and South forks thereof, at the natural and unobstructed flow therein, for the first two days of twenty-four hours each, in each and every five days, of 24 hours each, and that said Daniel Hall shall have the prior right to the use of all said water for the remaining three days in each said five days, and that when the said water shall fail, through natural causes, to flow in said creek in quantities sufficient to be of use to said Daniel Hall, then, and during 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.

No. 204—The Morning Star Ditch.

That said ditch is entitled to Arkansas River priority No. 170, which is also Middle Fork of Tallahassee Creek priority No. 5; that said ditch is owned by Daniel Hall; that said ditch takes water from the middle fork of Tallahassee Creek; that its head-gate is located on the North side of said middle fork of Tallahassee Creek; that said ditch is used for the irrigation of twenty (20) acres of land; that there be allowed to flow into said ditch, for the use and