

IN THE UNITED STATES DISTRICT COURT FOR THE  
DISTRICT OF KANSAS, FIRST DIVISION

The Southwestern Irrigation Company,  
a corporation, Complainant,

v.

No. 6759 C. C.

The Southwest Kansas Land and Irrigation  
Company, Limited, a corporation, Defendant.

The Finney County Water Users Association,  
a corporation, Complainant,

v.

No. 9013 C. C.

The United States Irrigation  
Company, et al., Defendants.

O R D E R .

NOW, on this 30th day of March, 1934, comes The United States Irrigating Company, a defendant in the last above entitled cause and successor in interest to the complainant in the first above entitled cause and represents and shows to the Court that the Legislature of the State of Kansas by and through Chapter 206 of the Laws of 1933, the same being House Bill No. 289, has made provision that the division of water resources of the State Board of Agriculture of said State of Kansas by and through the aid of its chief engineer and other officers and employees shall aid in the distribution for the purposes of irrigation of the waters of natural streams of said state in accordance with decrees of court adjudicating the rights of irrigation companies and others to said waters, and by reason thereof it is by the parties to these actions deemed unnecessary that the officer heretofore appointed by this Court to enforce the decrees heretofore entered in these actions be continued in office, and said The United States Irrigating Company presents to the Court its stipulation executed by the interested parties to this action, which stipulation contains a copy of this Order and Decree;

NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED upon such stipulation that except as herein modified the Decree entered in the first above entitled cause on the 14th day of March, 1911, and the Decree entered in the above entitled consolidated causes on the 18th day of April, 1912, shall in all respects remain in full force and effect;

IT IS FURTHER CONSIDERED, ORDERED, ADJUDGED AND DECREED That the officer appointed by this Court under and pursuant to the above mentioned Decrees to make distribution of the waters of The Arkansas River among the several parties to this action be and he is hereby discharged;

IT IS FURTHER CONSIDERED, ORDERED, ADJUDGED AND DECREED That this Court shall, and does hereby retain jurisdiction for the purpose of hereafter appointing a water bailiff or other officer or officers to make distribution of such waters and enforce said Decrees upon the application of any of the parties to this action, their successors and assigns, if the above mentioned Chapter 206 of the Laws of Kansas of 1933 shall be repealed, or if for any other reason this Court shall deem it necessary and proper to appoint such bailiff or officer.

By the Court

John C. Pollock,

Judge.

Endorsed: No. 9013 C. C. Order continuing in force decree of Mch. 14, 1911, in Case No. 6759 and decree of Apl. 1912 in Case No. 9013, discharging officer apptd. etc. and retaining jurisdiction, etc. Filed March 30, 1934; W. G. West, Clerk.

**United States of America**

First Division } ss:  
DISTRICT OF Kansas

I, W. G. West, Clerk of the United States District Court in and for the First Division, District of Kansas, do hereby certify that the annexed and foregoing is a true and full copy of the original Stipulation and Order, filed March 30, 1934, in the consolidated suits of The Southwestern Irrigation Company v. The Southwest Kansas Land and Irrigation Company, Limited, No. 6759 C. C. and The Finney County Water Users Association v. The United States Irrigation Company, et al., No. 9013 C. C.

now remaining among the records of the said Court in my office.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the seal of the aforesaid Court at Topeka, Kansas, this 28th day of April, A. D. 1934.

W. G. WEST

Clerk.

By Mary E. Chapin  
7-1550 Deputy Clerk.

**United States District Court**

DISTRICT OF \_\_\_\_\_

ORDER of Judge of the U  
U. S. District Court  
in the matter of Water  
Bailliff, March 30, 1934.

**CERTIFIED COPY**