

SCANNED

SEP 01 2001

September 9, 1991

Dale L. Swensen
Fremont-Madison Irrigation District
P.O. Box 15
St. Anthony, Idaho 83445

RE: Correspondence to Ron Carlson, dated August 1, 1991

Dear Dale:

I have researched the Department of Water Resource (IDWR) records and Water District #01 accounting program to verify water rights for the L Loosli #2, L Loosli #3, J Seeley, and Silkey Canal diversions have been properly accounted.

Decreed right 01-0169 (4.8 cfs) was transferred to the L Loosli #2 diversion from the Reservation Canal in Transfer #2882. The 4.8 cfs is credited to the L Loosli #2 diversion in the Water District accounting program with the priority date of December 14, 1891. See the enclosed Memorandum Decision and Order for Transfer #2882. *NOTE: ORIGINAL PRIORITY DATE FOR THIS RIGHT WAS 2/21/1890 BUT WAS CHANGED IN A PRIOR TRANSFER.*

Water rights 21-0041, 21-0051, and 21-0102, with a priority date of June 1, 1890, were originally decreed to the Silkey Canal. After several transfers, a total remaining flow rate of 15.3 cfs is credited to the Silkey Canal for these three rights.

Water right 21-0041 was originally decreed for 8.0 cfs. George Nedrow transferred 0.8 cfs of the right to a pump (#13045940) on the Henry's Fork through IDWR Transfer #968. Clark Baum transferred 1.0 cfs to his pump (#13046015) through Transfer #974. Mac Reynolds transferred 2.0 cfs in Transfer #975 to his pump (#13045960). The remaining 4.2 cfs is still appurtenant to the Silkey Canal.

Water right 21-0051 was originally decreed for 5.2 cfs. Transfer #2969 transferred 0.5 cfs of the right to Gail Blanchard (#13049495) on the Henry's Fork.

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Water right 21-0102 was originally decreed for 8.0 cfs. George Nedrow transferred 0.6 cfs of the right to his pump (#13045940) on the Henry's Fork through Transfer #967. (Note: Transfer #967 and #968 were later combined into Transfer #1674.) John McCulloch transferred 1.0 cfs to his pump (#13046020) through Transfer #973. The remaining 6.4 cfs is recorded in Transfer #2311, listing two diversions for John Seeley; the Silkey Canal and a pump (#13046315) on the Henry's Fork. Transfer #2311 does not specify how the 6.4 cfs is to be split between the pump and canal.

The accounting program credits the entire 6.4 cfs recorded in Transfer #2311 to the Silkey Canal. The water diverted by the J Seeley pump (#13046315) in previous years has been charged to the Henry's Fork excess use in the Water District final accounting.

To credit the water diverted by the Henry's Fork pump (#13046315) as something other than excess use, the owner must specify the portion of the 6.4 cfs he wishes to divert from the pump. This amount would be subtracted from the 15.3 cfs currently credited to the Silkey Canal in the accounting program.

Sincerely,

Tony Olenichak
Hydrologist

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