

M E M O R A N D U M

TO: Lee Sim, Assistant State Engineer
Gerald Stoker, Regional Engineer - Cedar City

FROM: John S. Larsen, Distribution

DATE: April 21, 1994 

RE: Beryl/Enterprise Distribution - Pinto Creek

In a telephone conversation with Clair Hunt, Water Commissioner for this distribution system, concern was expressed by him over the diversion of Pinto Creek water into the Higbee Ditch (Diversion location approx. N. 2000 ft. & W. 1800 ft. from the SE Cor. Sec. 2, T38S, R15W, SLBM). Research into our maps indicates the ditch was in existence when the hydrographic survey was done in the Escalante Valley Division, Enterprise Area in 1958. (See maps 136c, 147b) However, no water right filings have been made and the land historically farmed was not being irrigated at that time.

The parcels of concern in our hydrographic survey were owned by Daniel and Alta Mae Hafen, address unknown. Clair contacted the current owner, Brad Hafen of 2485 W Riverfront Dr., Santa Clara, Utah, (801 674-7234) by telephone April 21, 1994 and indicated to him that water was being diverted into the Higbee Ditch even though no water right exists. Mr. Hafen stated that he was not aware that water was being turned down the ditch and did not object to the commissioner shutting it off.

Clair indicated that the party involved seemed to be cooperative and that he intended to tag, close and lock the diversion gate so no water can be diverted down the ditch.

This memo is prepared to make record of the action taken by the commissioner in the event that future problems should occur.