



Foothill Village Subdivision

(Area 57, Book 13)

Proposed Determination

Public Meeting

April 9, 2019

Utah Division of Water Rights

Moriah Gamache

Adjudication Engineer

www.waterrights.utah.gov

Agenda

- Adjudication Process Review
- Proposed Determination Overview
- Hydrographic Survey Map Overview
- Accessing the Proposed Determination and Hydrographic Survey Maps
- Questions



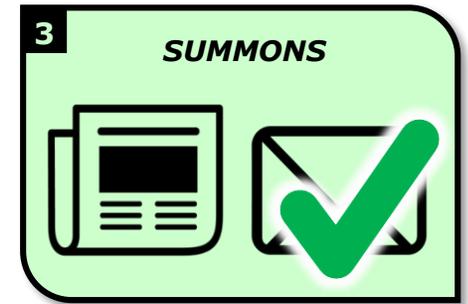
The Adjudication Process



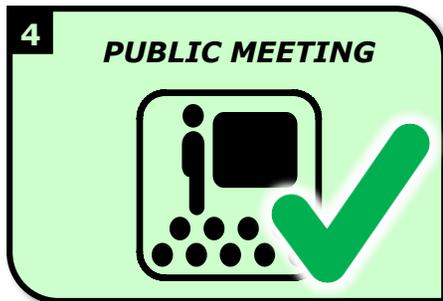
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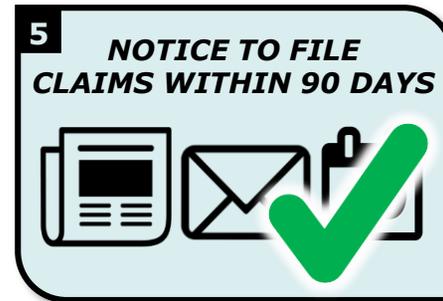
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Sept. 20, 2017



Oct. 4, 2017



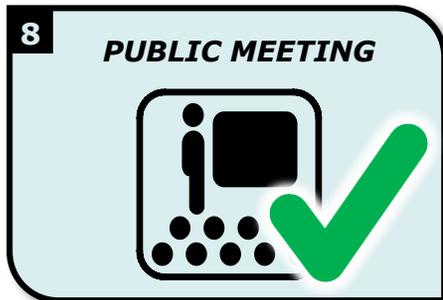
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March 23, 2018



June 21, 2018



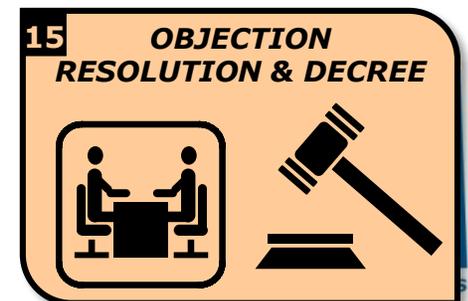
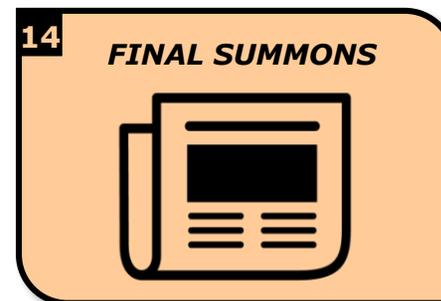
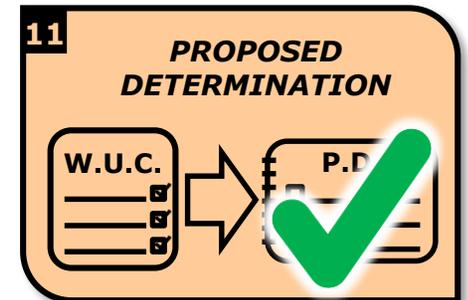
April 3, 2018



Aug. 21, 2018



March 28, 2019



Proposed Determination

Contents

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- 3. Preamble*
- 4. Location Map*
- 5. Priority Schedule*
- 6. Description of Water Rights*
- 7. Disallowed Rights*
- 8. Alphabetic Index*



Foothill Village Proposed Determination Title Page

IN THE THIRD JUDICIAL DISTRICT COURT
IN AND FOR SALT LAKE COUNTY, STATE OF UTAH

***District Court
Jurisdiction***

**IN THE MATTER OF THE GENERAL DETERMINATION OF ALL
RIGHTS TO THE USE OF WATER, BOTH SURFACE AND
UNDERGROUND, WITHIN THE DRAINAGE AREA OF UTAH LAKE
AND JORDAN RIVER IN UTAH, SALT LAKE, DAVIS, SUMMIT,
WASATCH, SANPETE, AND JUAB COUNTIES IN UTAH**

***General
Adjudication
Description
And Civil
Number***

HONORABLE LAURA S. SCOTT

CIVIL NO. 365729830

SALT LAKE COUNTY EAST DIVISION
FOOTHILL VILLAGE SUBDIVISION

***Hydrologic Division
& Subdivision
Names***

PROPOSED DETERMINATION

AREA NO. 57
BOOK 13

***Area &
Book
Numbers***



WATER RIGHTS

Foothill Village Proposed Determination Notice to Water Users

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT IN AND FOR SALT LAKE COUNTY, UTAH

Civil Case Number

GENERAL DETERMINATION OF THE RIGHTS TO THE USE OF ALL OF THE WATER, BOTH SURFACE AND
DRAINAGE AREA OF THE UTAH LAKE AND JORDAN RIVER IN UTAH, SALT LAKE, DAVIS, SUMMIT,
WASATCH, SANPETE, AND JUAB COUNTIES IN UTAH

SALT LAKE COUNTY EAST DIVISION, FOOTHILL VILLAGE SUBDIVISION (57-13)

Salt Lake County Civil No. 365729830
Judge Laura Scott

NOTICE TO WATER USERS WITHIN THE ABOVE-DESCRIBED DRAINAGE AREA:

This is the Proposed Determination of Water Rights for the Salt Lake County East Division, Foothill Village Subdivision, Area No. [redacted] and Jordan River General Adjudication. The Division of Water Rights has prepared the Proposed Determination as required by Utah Code § 73-4-11(2). The Proposed Determination is the State Engineer's report and recommendation to the Court as to how all rights to the use of the water in the Foothill Village Subdivision should be determined. A copy of the Proposed Determination has been filed with the Clerk of the Third District Court in Salt Lake City, Utah. Additional printed copies are available, upon payment of printing costs, from the Division of Water Rights at 1594 W. North Temple, Suite 220, Salt Lake City, Utah, telephone, (801) 538-5282. An electronic copy in PDF format is also available for download free of charge from the website of the Division of Water Rights at www.waterrights.utah.gov.

**Instructions
on filing an
objection**

You are hereby notified that under Utah Code § 73-4-11(2), any person claiming a water right in the Foothill Village Subdivision who is dissatisfied with the Proposed Determination may object to it, but only in accordance with the following requirements: the objection must be in writing and filed in the Third Judicial District Court, in Salt Lake County, 450 South State Street, P.O. Box 1860, Salt Lake City, Utah 84114, within ninety (90) days after being served with notice of completion of the Proposed Determination. Service of the Proposed Determination is effective on the date the notice is mailed. A claimant who wishes to object to the Proposed Determination should also serve a copy of the objection on counsel for the State Engineer at the address shown below.

Melissa L. Reynolds, No. 15718
Sarah M. Shechter, No. 15357
Benjamin J. Jensen, No. 14216
Assistant Utah Attorneys General
SEAN D. REYES
Utah Attorney General
Attorneys for the State Engineer

1594 West North Temple, Suite 300
Salt Lake City, UT 84116
Telephone: (801) 538-7227
mreynolds@agutah.gov
sshechter@agutah.gov
bjensen@agutah.gov



Foothill Village Proposed Determination Preamble

IN THE THIRD JUDICIAL DISTRICT COURT IN AND FOR SALT LAKE COUNTY, UTAH

IN THE MATTER OF THE GENERAL DETERMINATION OF THE RIGHTS TO THE USE OF ALL OF THE WATER, BOTH SURFACE AND UNDERGROUND, WITHIN THE DRAINAGE AREA OF UTAH LAKE AND JORDAN RIVER IN UTAH, SALT LAKE, DAVIS, SUMMIT, WASATCH, SANPETE, AND JUAB COUNTIES IN UTAH

PROPOSED DETERMINATION OF WATER RIGHTS IN
THE UTAH LAKE AND JORDAN RIVER GENERAL ADJUDICATION
SALT LAKE COUNTY EAST DIVISION
FOOTHILL VILLAGE SUBDIVISION
AREA NO. 57, BOOK 13

Salt Lake County Civil No. 365729830
Judge Laura Scott

Kent L. Jones, P.E., State Engineer of the State of Utah, respectfully submits this report and recommendation to the Court.

1. Geographical Area Covered. This General Adjudication, known as the Utah Lake and Jordan River General Adjudication, includes all water sources, both surface and underground, within the drainage of the Utah Lake and Jordan River in Utah, Salt Lake, Davis, Summit, Wasatch, Sanpete, and Juab Counties in Utah. This Proposed Determination is limited to water rights with points of diversion in the Foothill Village Subdivision of the Salt Lake County East Division of the Utah Lake and Jordan River General Adjudication. The Foothill Village Subdivision is the area on the map shown on page vii. The Utah Division of Water Rights has designated the Proposed Determination for this area as Area 57, Book 13.

2. Commencement. On September 1, 1944, the Court ordered the State Engineer to make a determination and adjudication of all rights to the use of water of Utah Lake and Jordan River and their tributaries in Utah and Salt Lake Counties. On June 21, 1972, the Court issued an order clarifying that the adjudication area includes all the rights to the use of water, both surface and underground, within the drainage area of Utah Lake and Jordan River and their tributaries in Utah, Salt Lake, Davis, Summit, Wasatch, Sanpete, and Juab Counties. The Court also ordered that the title of this action be amended to read, "In the Matter of the General Determination of the Rights to the Use of

all of the Water, Both Surface and Underground, Within the Drainage Area of the Utah Lake and Jordan River in Utah, Salt Lake, Davis, Summit, Wasatch, Sanpete and Juab Counties in Utah."

3. State Engineer's Activity. The State Engineer has followed the requirements of Title 73, Chapter 4 of the Utah Code. He has given the required notices, served and published summons, prepared and filed a List of Unclaimed Rights with the Court, completed hydrographic surveys, and evaluated claims from water users within the area. Prior to making the recommendations in the Proposed Determination, the State Engineer has given careful consideration to the Statements of Water User's Claim filed in the Foothill Village Subdivision. To the best knowledge of the State Engineer, this Proposed Determination contains all rights to the use of water with points of diversion located within the Foothill Village Subdivision for which a claim was timely filed or for which the Court has excused the late filing.

Contemporaneously with the filing of this Proposed Determination, the State Engineer has published and served notice of the Proposed Determination on each claimant of record within the Foothill Village Subdivision as required by Utah Code § 73-4-11. The Proposed Determination is available on the Division of Water Rights website at www.waterrights.utah.gov free of charge.

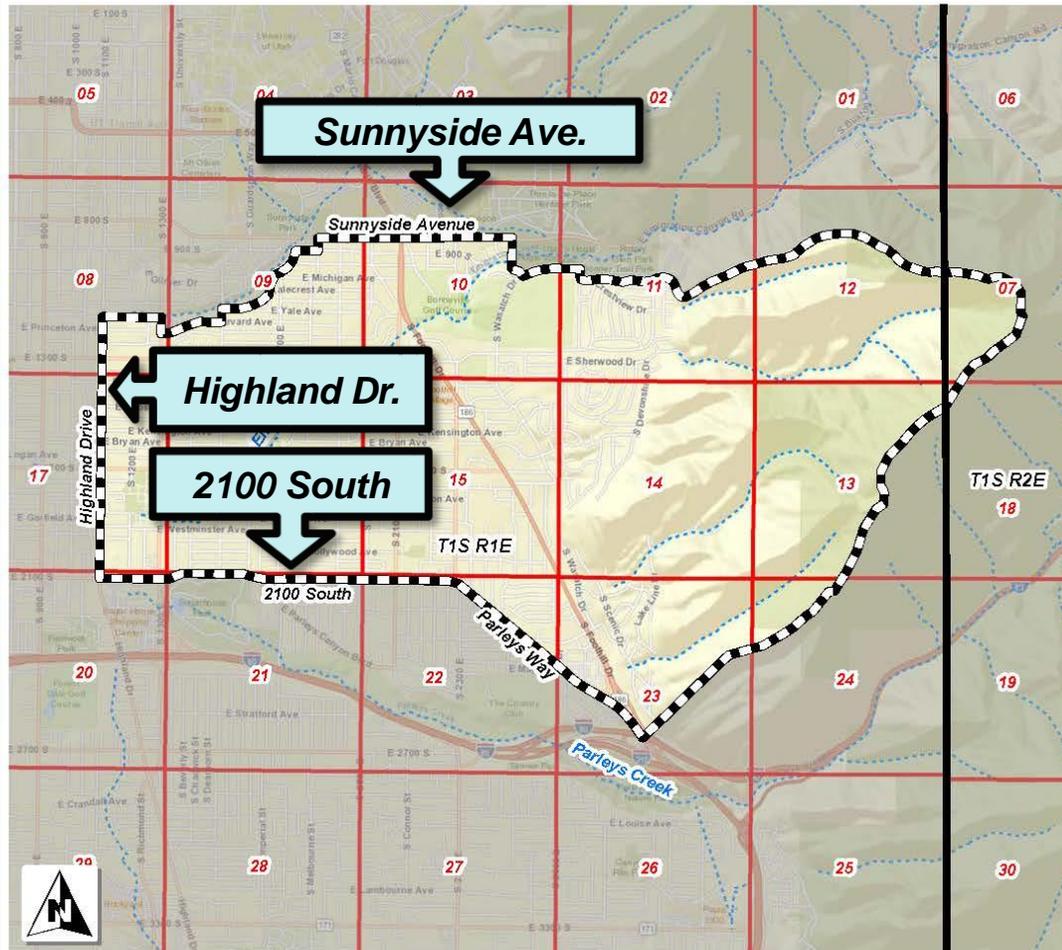
4. Beneficial Use. In preparing the Proposed Determination, the State Engineer has based his recommendations on Utah water law, including the



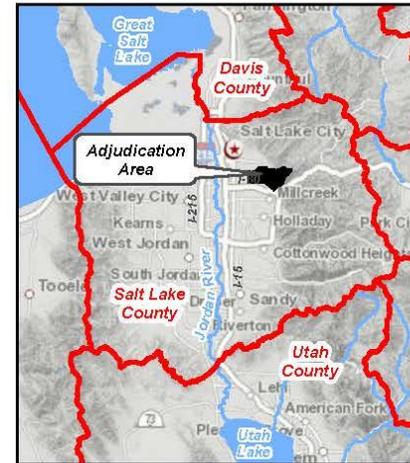
Foothill Village Proposed Determination Location Map

Location Map

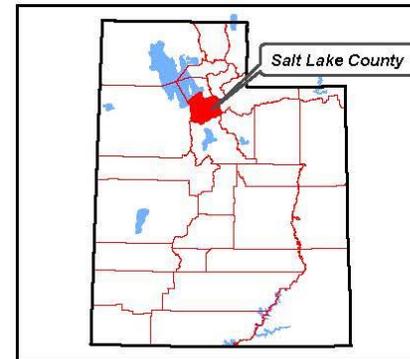
Salt Lake County East Division, Foothill Village Subdivision
Area 57, Book 13



Adjudication Subdivision Boundary Map



County Vicinity Map



State Vicinity Map

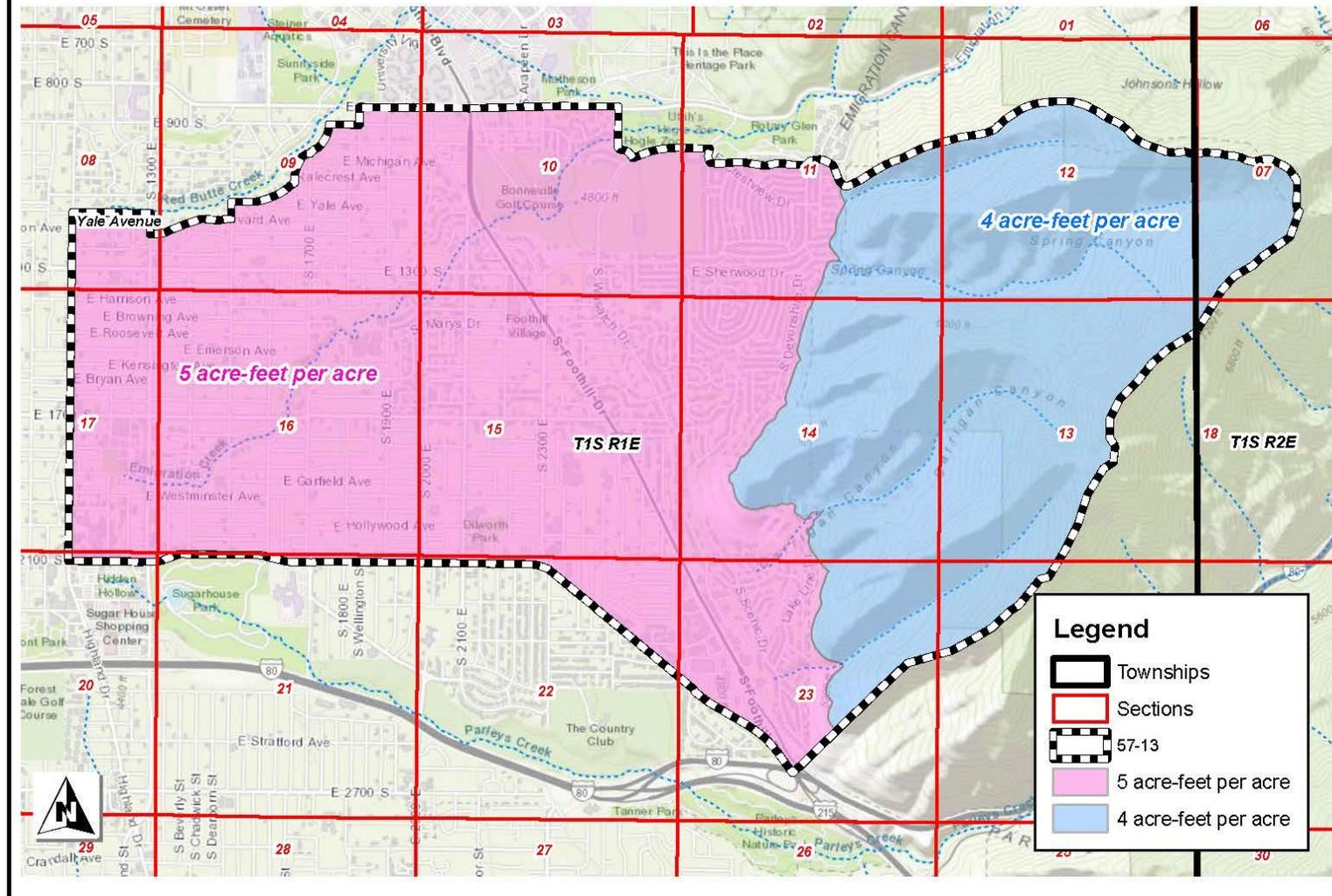
- 57-13 Boundary
- Sections
- Townships
- Watercourses



Foothill Village Proposed Determination Irrigation Duty Map

Irrigation Duty Map

Salt Lake County East Division, Foothill Village Subdivision
Area 57, Book 13



Foothill Village Proposed Determination Priority Schedule

Proposed Determination Book for Foothill Village

Area: 57 Book Number: 13

PRIORITY DATE FLOW WR# NAME

PRIORITY DATE	FLOW	WR#	NAME
Water Source			
<i>Developed Spring</i>			
1915	0.1 acft	57-10619	Gayle H. Anderson Trust
<i>Unnamed Spring</i>			
1900	1.05 acft	57-8393	Heidi K. Shlosar Tuck Roth Shlosar Toni Shlosar Urbanski
1900	0.45 acft	57-8395	Eva H. Anderson
Flow Rate (cfs) or Annual Volume (acft)			
1868	0.4 acft	57-6070	Julia and Jan Paegle
1894	4.602 acft	57-6007	Loren M. and Tamara J. Stevenson
Jul 1913	3.8 acft	57-6833	Spring Canyon Associates L.C.
May 1934	0.48 cfs OR 347.5041 acft	57-4409	Sequoia Development Inc.
Aug 1934	3.068 acft	57-6008	Salt Lake City Corporation
Sep 1934	3.02 cfs OR 2186.3802 acft	57-4421	Spring Canyon Associates L.C.
Oct 31, 1951	0.8 acft	57-2044	Salt Lake City Corporation
Jun 08, 1955	1.25 acft	57-2044	Neuman C. Petty
Aug 15, 1958	3.4 acft	57-2575	Reuben M. Flynn
		57-2925	Mary Kidman Herd Luella A. Skola

END OF DATA



Foothill Village Proposed Determination Description of Water Rights (Example)

Proposed Determination Book for Foothill Village										Area: 57 Book Number: 13																																																																		
1	57-2044	NAME:	Neuman C. Petty							PRIORITY DATE:	Oct 31, 1951																																																																	
		TYPE OF RIGHT:	A23376							SOURCE:	Underground Water Well																																																																	
		FLOW:	0.8 acft																																																																									
POINT OF DIVERSION -- UNDERGROUND:																																																																												
	[1]	S 79 feet W 100 feet from the NE corner, Section 15 T 1S R 1E SLB&M																																																																										
		Well Diameter: 4 inches Well Depth: 100 feet																																																																										
BENEFICIAL USE:																																																																												
Water Use Group No. 411396.																																																																												
IRRIGATION: from Apr 01 to Oct 31 SOLE SUPPLY: 0.1600 acre of the Group Total of 0.1600 acres.																																																																												
PLACE OF USE: (which includes all or part of the following legal subdivisions:)																																																																												
<table border="1" style="width: 100%; border-collapse: collapse; font-size: small;"> <thead> <tr> <th colspan="2"></th> <th colspan="3">Northwest Quarter</th> <th colspan="3">Northeast Quarter</th> <th colspan="3">Southwest Quarter</th> <th colspan="3">Southeast Quarter</th> <th>Section</th> </tr> <tr> <th>SC</th> <th>TOWN</th> <th>RANG</th> <th>BS</th> <th>NW</th> <th>NE</th> <th>SW</th> <th>SE</th> <th>NW</th> <th>NE</th> <th>SW</th> <th>SE</th> <th>NW</th> <th>NE</th> <th>SW</th> <th>SE</th> <th>Totals</th> </tr> </thead> <tbody> <tr> <td>15</td> <td>1S</td> <td>1E</td> <td>SL</td> <td></td> <td></td> <td></td> <td>*</td> <td></td> <td>X</td> <td></td> <td></td> <td>*</td> <td></td> <td></td> <td></td> <td>0.1600</td> </tr> <tr> <td colspan="15" style="text-align: right;">Group Total:</td> <td>0.1600</td> </tr> </tbody> </table>														Northwest Quarter			Northeast Quarter			Southwest Quarter			Southeast Quarter			Section	SC	TOWN	RANG	BS	NW	NE	SW	SE	NW	NE	SW	SE	NW	NE	SW	SE	Totals	15	1S	1E	SL				*		X			*				0.1600	Group Total:															0.1600
		Northwest Quarter			Northeast Quarter			Southwest Quarter			Southeast Quarter			Section																																																														
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2	57-2575	NAME:	Reuben M. Flynn							PRIORITY DATE:	Jun 08, 1955																																																																	
		TYPE OF RIGHT:	A27049							SOURCE:	Underground Water Well																																																																	
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		Well Diameter: 4 inches Well Depth: 136 feet																																																																										

Water
Right
Number



Foothill Village Proposed Determination Description of Water Rights (Example)

- Priority Date
- Source

1 **57-2044** **NAME:** Neuman C. Petty
 TYPE OF RIGHT: A23376
 FLOW: 0.8 acft

PRIORITY DATE: Oct 31, 1951
SOURCE: Underground Water Well

POINT OF DIVERSION -- UNDERGROUND:

[1] **S 798 feet W 89 feet from the NE corner, Section 15 T 1S R 1E SLB&M**
 Well Diameter: 8 inches Well Depth: 100 feet

BENEFICIAL USE:

Water Use Group No. 411396.

IRRIGATION: from Apr 01 to Oct 31 SOLE SUPPLY: 0.1600 acre of the Group Total of 0.1600 acres.

PLACE OF USE: (which includes all or part of the following legal subdivisions:)

		----- Northwest Quarter -----				----- Northeast Quarter -----				----- Southwest Quarter -----				----- Southeast Quarter -----				Section
SC	TOWN	RANG	BS	NW	NE	SW	SE	* NW	NE	SW	SE	* NW	NE	SW	SE	Totals		
15	1S	1E	SL				*		X			*				0.1600		
																Group Total:	0.1600	

2 **57-2575** **NAME:** Reuben M. Flynn
 TYPE OF RIGHT: A27049
 FLOW: 1.25 acft

PRIORITY DATE: Jun 08, 1955
SOURCE: Underground Water Well

POINT OF DIVERSION -- UNDERGROUND:

[1] **S 2259 feet W 272 feet from the N4 corner, Section 15 T 1S R 1E SLB&M**
 Well Diameter: 4 inches Well Depth: 136 feet



Foothill Village Proposed Determination Description of Water Rights (Example)

Proposed Determination Book for Foothill Village		Area: 57 Book Number: 13																																																																															
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**Point of Diversion Location
&
Well Data (if available)**



Foothill Village Proposed Determination Description of Water Rights (Example)

1 **57-2044** **NAME:** Neuman C. Petty
TYPE OF RIGHT: A23376 **PRIORITY DATE:** Oct 31, 1951
FLOW: 0.8 acft **SOURCE:** Underground Water Well

POINT OF DIVERSION -- UNDERGROUND:

[1] S 798 feet W 89 feet from the NE corner, Section 15 T 1S R 1E SLB&M
 Well Diameter: 8 inches Well Depth: 100 feet

Nature of Beneficial Use

BENEFICIAL USE:

Water Use Group No. 411396.

IRRIGATION: from Apr 01 to Oct 31 SOLE SUPPLY: 0.1600 acre of the Group Total of 0.1600 acres.

PLACE OF USE: (which includes all or part of the following legal subdivisions:)

SC TOWN RANG BS	Northwest Quarter				Northeast Quarter				Southwest Quarter				Southeast Quarter				Section Totals
	NW	NE	SW	SE													
15 1S 1E SL				*		X			*				*				0.1600
Group Total:																0.1600	

2 **57-2575** **NAME:** Reuben M. Flynn
TYPE OF RIGHT: A27049 **PRIORITY DATE:** Jun 08, 1955
FLOW: 1.25 acft **SOURCE:** Underground Water Well

POINT OF DIVERSION -- UNDERGROUND:

[1] S 2259 feet W 272 feet from the N4 corner, Section 15 T 1S R 1E SLB&M
 Well Diameter: 4 inches Well Depth: 136 feet



Foothill Village Proposed Determination Forfeited Rights

WR#	NAME	POINT(S) OF DIVERSION	SOURCE
57-6006	Spring Canyon Associates L.C.	[1] N 542 feet E 4286 feet from the SW corner, Section 11 T 1S R 1E SLB&M	Underground Water Tunnel
END OF DATA			

57-6006

Spring Canyon Associates L.C.

[1]

N 542 feet E 4286 feet from the SW corner, Section 11 T 1S R 1E SLB&M

Underground Water Tunnel

END OF DATA

**Water
Right
Number**

Name of Owner of Record

Points of Diversion & Source



Foothill Village Proposed Determination Invalid Claims

WR#	NAME	POINT(S) OF DIVERSION	SOURCE
Proposed Water Right for Foothill Village		Area: 57 Book Number: 13	
57-10571	Edward Allen Marital Trust	[1] N 320 feet W 490 feet from the S4 corner, Section 09 T 1S R 1E SLB&M	Underground Water Well
57-10589	Kami St. John	[1] S 265 feet W 1379 feet from the E4 corner, Section 17 T 1S R 1E SLB&M	Underground Water Well
57-10606	The Shahab and Jan Saeed Family Trust	[1] S 399 feet W 879 feet from the NE corner, Section 15 T 1S R 1E SLB&M	Unnamed Spring
57-10632			Unnamed Spring
57-10634		[2] N 646 feet E 253 feet from the S corner, Section 11 T 1S R 1E SLB&M	
END OF DATA			

Water Right Number

57-10589

Kami St. John

[1] S 265 feet W 1379 feet from the E4 corner, Section 17 T 1S R 1E SLB&M

Name of Owner of Record

Points of Diversion & Source



Foothill Village Proposed Determination Alphabetic Index

Proposed Determination Book for Foothill Village

Area: 57 Book Number: 13

NAME	SOURCE	WR#	PAGE
1 Anderson, Eva H.	Unnamed Spring	57-8395	2, 12
2 Dancy, Roger	Unnamed Spring	57-10634	17
3 Edward Allen Marital Trust	Underground Water Well	57-10571	17
4 Flynn, Reuben M.	Underground Water Well	57-2575	
5 Gayle H. Anderson Trust	Developed Spring	57-10619	
6 Herd, [redacted]	Underground Water Well	57-2925	
7 Lake-F [redacted]	Unnamed Spring	57-10632	
8 Paegle [redacted]	Developed Spring	57-8068	2, 10
9 Petty, [redacted]	Underground Water Well	57-2044	2, 4
10 Salt Lake City Corporation	Underground Water Well	57-4409	2, 6
11 Salt Lake City Corporation	Underground Water Well		
12 Sequoia Development Inc.	Underground Water Well		
13 Shlosar, Heidi K.	Unnamed Spring		
14 Shlosar, Tuck Roth	Unnamed Spring		
15 Skola, Luella A.	Underground Water Well	57-2925	2, 5
16 Spring Canyon Associates L.C.	Underground Water Tunnel	57-6006	15
17 Spring Canyon Associates L.C.	Underground Water Tunnel	57-6007	2, 8
18 Spring Canyon Associates L.C.	Underground Water Well	57-6008	2, 9
19 St. John, Kami	Underground Water Well	57-10589	17
20 Stevenson, Loren M. and Tamara J.	Developed Spring	57-8070	2, 11
21 The Shahab and Jan Saeed Family Trust	Unnamed Spring	57-10606	17
22 Urbanski, Toni Shlosar	Unnamed Spring	57-8393	2, 11

END OF DATA

Page Number

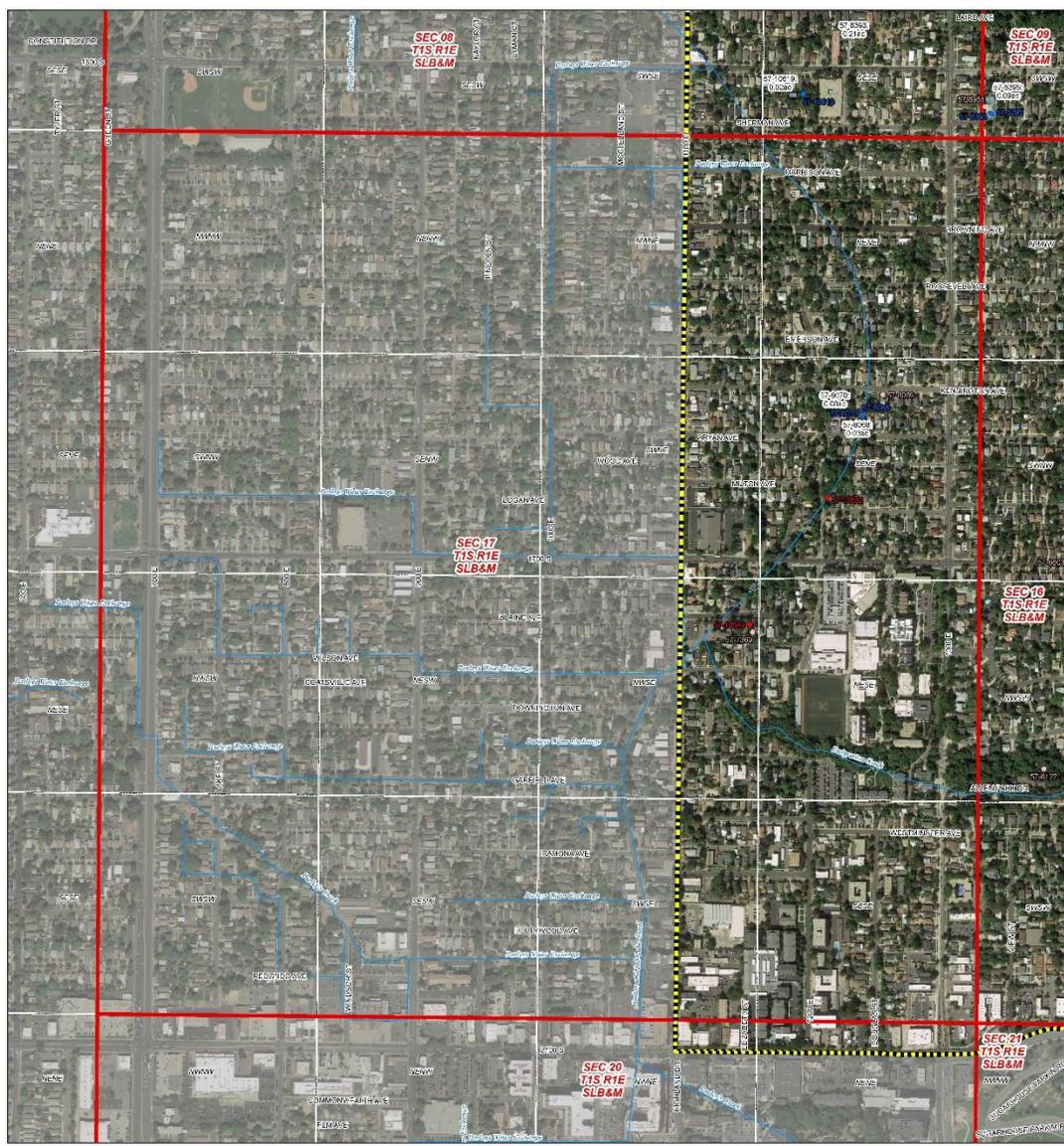
Name of Owner of Record

Water Right Number

Point of Diversion Source



Foothill Village Proposed Determination Hydrographic Survey Maps





 1:4,800

 0 400 800

 Feet

Legend



 Foothill Village (57-13) Book Boundary

 Townships

 Sections

 Aliquot Part or Lot

 Pages

 Stream, Ditch, or Canal

 Abandoned Point of Diversion

 Allowed Point of Diversion

 Disallowed Point of Diversion

Water Right Place of Use

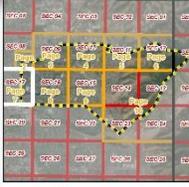
 57-8088

 57-8070

 57-8393

 57-8395

 57-10619



 All of Section 17, T1S, R1E, SLB&M

 Page 7 of 10

Prepared by: TP, A.O., J.C., L.G.
 Field work by: TP, A.O., J.C., L.G.
 Reviewed by: L.C., G.B., B.B.
 Imagery date: 2018
 Date published: 2019

Foothill Village Subdivision Hydrographic Survey
Area 57, Book 13
State of Utah, Department of Natural Resources, Division of Water Rights
All of Section 17, Township 1S, Range 1E, SLB&M

Planning Office
 1554 W North Temple
 Suite 220
 Salt Lake City, UT 84114-5300
 (801) 538-7240

North Arrow, Scale, and Scale Bar

Map Legend

Map Location



Accessing the Proposed Determination

Recipients of the Notice of the Proposed Determination:

- Water right owners listed on the records of the State Engineer.
- Claimants who submitted claims in the Foothill Village adjudication.
- Registered agents for corporate entities owning water rights or having filed claims within the adjudication boundary.
- Counsel of record who have filed an appearance in the court.

The Proposed Determination can be accessed via:

- <http://www.waterrights.utah.gov/pdbooks/FoothillVillagePD>
- Hardcopies can be printed at our office for a nominal fee.
- Filed at the District Court.

The Hydrographic Survey Map can be accessed via:

- <http://www.waterrights.utah.gov/pdbooks/FoothillVillageHS>
- Hardcopies can be viewed at our office.



Who can I contact to discuss the Adjudication Process?

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Questions?

