

Rick L. Knuth (USB #3625)  
R. L. KNUTH, PLLC  
P.O. Box 526318  
Salt Lake City, Utah 84152-6318  
*Special Master*

Janelle E. Bauer (USB #8801)  
Paul R. Smith (USB #14325)  
JONES WALDO HOLBROOK & MCDONOUGH, P.C.  
170 S. Main Street, Suite 1500  
Salt Lake City, UT 84101  
*Attorneys for the Special Master*

IN THE THIRD JUDICIAL DISTRICT

IN AND FOR SALT LAKE COUNTY, STATE OF UTAH

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*In the Matter of* the General  
Determination of All the Rights to the Use  
of 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

*General Case File*

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**SPECIAL MASTER'S  
ELEVENTH STATUS  
REPORT TO THE COURT**

Civil No. 360057298

Hon. Laura S. Scott

(Rick L. Knuth, Special Master)

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RICK L. KNUTH, the duly-appointed and acting Special Master in this general determination of water rights, submits his Eleventh Status Report to the Court:

1. The Special Master submits this Eleventh Status Report to the Court (this "Status Report") in conjunction with the Status Conference scheduled before the Court on December 17, 2021.

2. A numeric and graphic summary of the Special Master's work, by subdivision, is attached to this Status Report as **Exhibit A**.

3. The Special Master issued his Tenth Status Report to the Court on June 4, 2021, for the period ending May 31, 2021. Between that date and November 30, 2021, the following has transpired in this case:

**A. The Special Master's Actions Since His Last Status Report**

1. Most of the restrictions imposed by the Court's Administrative Order for Court Operations During Pandemic, dated March 21, 2020, remain in place as of the date of this report. Since the inception of the pandemic, the Special Master has been conducting all of his proceedings via telephone or Webex video conferencing.

2. Since June 1, 2021, the Special Master has issued twelve (12) Reports and Recommendations to the District Judge for the dismissal or disposition by settlement of Objection Proceedings. *See Exhibit A*.<sup>1</sup>

3. From June 1, 2021, the Special Master has logged approximately 157.8 hours on the case, and his counsel, Jones Waldo Holbrook & McDonough, has logged approximately 117.0 hours.

4. From June 1, 2021 to November 30, 2021, the Special Master and his counsel have requested and received the Court's approval for \$82,657.73 for fees and costs related to the case.

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<sup>1</sup> Exhibit A provides data representing the Special Master's work from the date of his appointment (June 28, 2016) through November 30, 2021—in other words, they are cumulative. The figures provided for the Special Master's progress since his Tenth Status Report were calculated by comparing the cumulative figures from Exhibit A to those provided in the Tenth Status Report.

## **B. Material Developments in the Case**

5. From the date of the Special Master's appointment to November 30, 2021, he has filed 226 Reports and Recommendations, and 242 Objection Proceedings have been finally resolved—either through orders of dismissal, orders incorporating stipulations, voluntary withdrawals of Objections, or voluntary withdrawals of all Notices of Intent to Proceed in an Objection Proceeding. *See Exhibit A.*

6. All Objections have now been finally resolved in the following subdivisions:

- Spanish Fork Subdivision, Book 1 (51-1);
- Spanish Fork Subdivision, Book 2 (51-2);
- Palmyra-Lakeshore Subdivision (51-3);
- Birdseye Subdivision (51-5);
- Cedar Valley Subdivision (54-1);
- Round Valley Subdivision (55-1);
- Pleasant Grove Subdivision (55-8);
- Nibley Park Subdivision (57-5);
- Rose Park Subdivision (57-8);
- Dry Creek Subdivision (57-10);
- Foothill Village Subdivision (57-13);
- West Murray Subdivision (57-19);
- Salt Lake County Northwest (59-1);
- Salt Lake County Central Subdivision (59-2);
- Salt Lake County West Subdivision (59-3);

- Salt Lake County Supplement (59-5);
- Lehi Subdivision [LUR] (55-4);
- Provo City South Subdivision [LUR] (55-6);
- Provo City North Subdivision [LUR] (55-7);
- Provo Canyon Subdivision [LUR] (55-9);
- West Mill Creek Subdivision [LUR] (57-6);
- Rose Park Subdivision [LUR] (57-8);
- Liberty Park Subdivision [LUR] (57-11);
- Oakland Place Subdivision [LUR] (57-12);
- Foothill Village Subdivision [LUR] (57-13);
- Parleys Creek Subdivision [LUR] (57-14);
- Holladay Subdivision [LUR] (57-16);
- West Big Cottonwood Creek Subdivision [LUR] (57-17);
- Big Cottonwood Creek Subdivision [LUR] (57-18);
- West Murray Subdivision [LUR] (57-19);
- East Murray Subdivision [LUR] (57-20);
- Sandy/Midvale Subdivision [LUR] (57-21);
- Fort Union Subdivision [LUR] (57-22);
- Little Cottonwood Creek Subdivision [LUR] (57-23);
- Willow Creek Subdivision [LUR] (57-25); and
- Draper Subdivision [LUR] (57-26).

7. Since the Tenth Status Report, the State Engineer has issued her Proposed Determination for the Liberty Park Subdivision (57-11) and the Holladay Subdivision (57-16). A Proposed Determination in the Parleys Creek (57-14) subdivision is expected to be ready for issuance in the coming months.

8. All of the Objections that pre-date reference to the Special Master have been disposed of, with the exception of those in the following subdivisions: Hobble Creek (51-4), Goshen Valley (53-1), and Emigration Creek (57-1). Only a single objection now remains pending in the Goshen Valley Subdivision. The objections remaining in the Hobble Creek Subdivision are proceeding to resolution: Summary judgment motions have been heard in the Group 2 objections, and Reports and Recommendations have been issued.<sup>2</sup> Discovery in the Group 5 objections is closed, and those objections are scheduled for trial in January, 2022.

RESPECTFULLY SUBMITTED this 14<sup>th</sup> day of December, 2021.

*/s/ R. L. Knuth*

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R. L. Knuth,  
Special Master

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<sup>2</sup> Objections to two Special Master Reports and Recommendations have been filed and await disposition by the District Judge.

**CERTIFICATE OF SERVICE**

I certify that on the 14<sup>th</sup> day of December, 2021, I caused a true and correct copy of the foregoing SPECIAL MASTER'S ELEVENTH STATUS REPORT TO COURT to be served on the same date, via electronic filing notification, on all parties requesting such notification in the above-captioned case.

*/s/ R. L. Knuth* \_\_\_\_\_

# **EXHIBIT A**

**General Adjudication of Water Rights for the Utah Lake and Jordan River Drainage  
Status Report for June 1, 2021 to November 30, 2021**

Subdivision	Objections	R&Rs	Final Dispositions
Spanish Fork Subdivision (51-1), Civil No. 365729801	13	13	13
Spanish Fork Subdivision (51-2), Civil No. 365729802	17	17	17
Palmyra-Lakeshore Subdivision (51-3), Civil No. 365729803	1	1	1
Hobble Creek Subdivision (51-4), Civil No. 365729804	38	21	19
Birsdye Subdivision (51-5), Civil No. 365729818	3	3	3
Goshen Valley Subdivision (53-1), Civil No. 365729806	4	3	3
Cedar Valley Subdivision (54-1), Civil No. 365729807	18	17	18
Round Valley Subdivision (55-1), Civil No. 365729808	4	4	4
Pleasant Grove Subdivision (55-8), Civil No. 365729811	6	6	7
Emigration Creek Subdivision (57-1), Civil No. 3657298012	1	0	0
Red Butte Creek Subdivision (57-3), Civil No. 365729823	2	0	0
Nibley Park Subdivision (57-5), Civil No. 365729820	4	4	4
Rose Park Subdivision (57-8), Civil No. 365729825	2	2	2
City Creek Subdivision (57-9), Civil No. 365729826	2	2	1
Dry Creek Subdivision (57-10), Civil No. 365729827	1	1	1
Liberty Park Subdivision (57-11), Civil No. 365729828	1	0	0
Oakland Place Subdivision (57-12), Civil No. 365729829	2	1	1
Foothill Village Subdivision (57-13), Civil No. 365729830	1	1	1
Mill Creek Subdivision (57-15), Civil No. 365729832	10	2	1
West Murray Subdivision (57-19), Civil No. 365729836	1	1	1
SLC Northwest Subdivision (59-1), Civil No. 365729813	6	5	6
SLC Central Subdivision (59-2), Civil No. 365729814	13	13	13
SLC West Subdivision (59-3), Civil No. 365729815	9	9	9
SLC Southwest Subdivision (59-4), Civil No. 365729816	11	9	9
SLC Supplement Subdivision (59-5), Civil No. 365729817	17	17	17
Lehi Subdivision [LUR] (55-4), Civil No. 365729844	6	6	6
American Fork South Subdivision [LUR] (55-5), Civil No. 365729845	11	10	10
Provo City South Subdivision [LUR] (55-6), Civil No. 365729846	7	7	7
Provo City North Subdivision [LUR] (55-7), Civil No. 365729847	2	2	2
Provo Canyon Subdivision [LUR] (55-9), Civil No. 365729848	3	3	3
Midway Subdivision [LUR] (55-10), Civil No. 365729849	25	6	23
West Mill Creek Subdivision [LUR] (57-6), Civil No. 365729821	3	3	3

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**General Adjudication of Water Rights for the Utah Lake and Jordan River Drainage  
Status Report for June 1, 2021 to November 30, 2021**

Rose Park Subdivision [LUR] (57-8), Civil No. 365729825	1	1	1
Liberty Park Subdivision [LUR] (57-11), Civ. No. 365729828	1	1	1
Oakland Place Subdivision [LUR] (57-12), Civ. No. 365729829	2	2	2
Foothill Village Subdivision [LUR] (57-13), Civil No. 365729830	1	1	1
Parleys Creek Subdivision [LUR] (57-14), 365729831	3	3	3
Holladay Subdivision [LUR] (57-16), 365729833	2	2	2
West Big Cottonwood Creek Subdivision [LUR] (57-17), 365729834	8	8	8
Big Cottonwood Creek Subdivision [LUR] (57-18), Civil No. 365729835	3	3	3
West Murray Subdivision [LUR] (57-19), Civil No. 365729836	1	1	1
East Murray Subdivision [LUR] (57-20), Civil No. 365729837	4	4	4
Sandy/Midvale Subdivision [LUR] (57-21), Civil No. 365729838	1	1	1
Fort Union Subdivision [LUR] (57-22), Civil No. 365729839	3	3	3
Little Cottonwood Creek Subdivision [LUR] (57-23), Civil No. 365729840	1	1	1
Willow Creek Subdivision [LUR] (57-25), Civil No. 365729842	5	5	5
Draper Subdivision [LUR] (57-26), Civil No. 365729843	1	1	1
<b>Totals</b>	<b>281</b>	<b>226</b>	<b>242</b>

<b>Key</b>	
<b>LUR</b>	Objections to List of Unclaimed Rights
<b>R&amp;Rs</b>	Reports and Recommendations
<b>Final dispositions</b>	Final resolutions, including orders of dismissal, orders entering a stipulation, voluntary withdrawals of Objection, or voluntary withdrawals of all Notices of Intent in an Objection Proceeding