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*Special Master*

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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  
SIXTH 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 Sixth Status Report to the Court:

1. The Special Master submits this Sixth Status Report to the Court (this “Status Report”) in conjunction with the Status Conference scheduled before the Court on June 14, 2019.

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 Fifth Status Report to the Court on December 3, 2018. Between that date and June 3, 2019, the following has transpired in this case:

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

4. Since the Fifth Status Report, the Special Master has issued 20 Reports and Recommendations to the District Judge for the dismissal or disposition by settlement of Objection Proceedings, which includes 13 Reports and Recommendations for removal of objections from Lists of Unclaimed Rights. *See Exhibit A*.<sup>1</sup>

5. The Special Master has met with Judge Scott, on at least a monthly basis, to discuss procedural and administrative issues in the case.

6. From December 1, 2018 to June 3, 2019, the Special Master and his team logged approximately 91.1 hours on the case.

7. From December 1, 2018 to June 3, 2019, the Special Master and his counsel have requested and received the Court's approval for \$58,012.33 for fees and costs related to the case.

**B. Material Developments in the Case**

8. From the Special Master's appointment to June 3, 2019, he has filed 173 Reports and Recommendations, and 172 Objection Proceedings have been finally

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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 June 3, 2019—in other words, they are cumulative. The figures provided for the Special Master's progress since his Fifth Status Report were calculated by comparing the cumulative figures from Exhibit A to those provided in the Fifth Status Report.

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.*

9. 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);
- Foothill Village Subdivision (57-13);
- Salt Lake County Northwest (59-1);
- Salt Lake County Central Subdivision (59-2);
- Salt Lake County West Subdivision (59-3);
- Salt Lake County Southwest Subdivision (59-4);
- Salt Lake County Supplement (59-5);
- 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); and
- Fort Union Subdivision [LUR] (57-22).

10. All of the Objections that pre-date the Special Master’s appointment 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). The Special Master anticipates that all of the Objections in the Goshen Valley Subdivision will be finally resolved by the end of 2020. The objections remaining in the Hobble Creek Subdivision are proceeding to resolution in a deliberate and satisfactory manner.

11. As previously reported, the State Engineer has followed through on his expressed intention to focus his efforts on issuing Proposed Determinations in the urbanized areas of Salt Lake County east of the Jordan River. Since the Fifth Status Report, all subdivisions in the Salt Lake County East Division have now been opened, and the State Engineer has published proposed determinations in the following subdivisions:

- Rose Park Subdivision (57-8);

- City Creek Subdivision (57-9);<sup>2</sup>
- Dry Creek Subdivision (57-10);
- Oakland Place Subdivision (57-12); and
- Foothill Village Subdivision (57-13).

RESPECTFULLY SUBMITTED this 6<sup>th</sup> day of June, 2019.

/s/ R. L. Knuth

R. L. Knuth,  
Special Master

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<sup>2</sup> The Proposed Determinations for the Rose Park and City Creek Subdivisions were actually published prior to the filing of the Fifth Status Report. The Rose Park Proposed Determination was published on October 4, 2018; the City Creek Proposed Determination on November 29, 2018.

**CERTIFICATE OF SERVICE**

I certify that on the 6<sup>th</sup> day of June, 2019, I caused a true and correct copy of the foregoing SPECIAL MASTER'S SIXTH 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 December 1, 2018 to June 3, 2019**

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	36	16	16
Birdseye Subdivision (51-5), Civil No. 365729818	3	3	3
Goshen Valley Subdivision (53-1), Civil No. 365729806	3	2	1
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. 365729812	1	0	0
Nibley Park Subdivision (57-5), Civil No. 365729820	4	4	4
Rose Park Subdivision (57-8), Civil No. 365729825	2	1	1
City Creek Subdivision (57-9), Civil No. 365729826	2	1	1
Dry Creek Subdivision (57-10), Civil No. 365729827	1	0	0
Oakland Place Subdivision (57-12), Civil No. 365729829	2	0	0
Foothill Village Subdivision (57-13), Civil No. 365729830	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	9	9	9
SLC Supplement Subdivision (59-5), Civil No. 365729817	17	17	17
West Mill Creek Subdivision [LUR] (57-6), Civil No. 365729821	3	3	3
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	1	1	1
West Murray Subdivision [LUR] (57-19), Civil No. 365729836	1	1	1
East Murray Subdivision [LUR] (57-20), 365729837	3	3	3



**General Adjudication of Water Rights for the Utah Lake and Jordan River Drainage  
Status Report for December 1, 2018 to June 3, 2019**

Sandy/Midvale Subdivision [LUR] (57-21), Civil No. 365729838	1	1	0
Fort Union Subdivision [LUR] (57-22), Civil No. 365729839	3	3	3
Willow Creek Subdivision [LUR] (57-25), Civil No. 365729842	5	4	2
<b>Totals</b>	<b>203</b>	<b>173</b>	<b>172</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