Midway City Council 16 November 2021 Regular Meeting

The Village Development / Wilson Water Right

## Memo



Date: November 16, 2021

To: Midway City Council

From: Michael Henke

Re: Midway Heritage Development, LLC petition to transfer water rights

Dan Luster, agent for Midway Heritage Development LLC, is petitioning the City to allow him to transfer two separate water rights to the City's Alpenhof wells. Mr. Luster would like to transfer the water rights that will help complete the culinary water requirements for his proposed development called The Village located at approximately 550 E. Main. The first water right is owned by Mark and Jorgene Wilson and is 33 acre feet. The second water right is owned by Holmes Western Deer Springs, LLC and contains 32.07 acre feet. Both rights are from the Provo River. The Water Board reviewed this proposal and made the following recommendations to the City Council:

Motion: Midway Irrigation Member Grant Kohler made the motion to recommend to City Council the approval of the Wilson Water Right Change Application to accept the 11 acres of irrigated land, with 33 acre feet of water which is already in the River Ditch, and it continue into our system to recharge the aquafer and diverted into the Alpenhof and Alpenhof Weber Well. City Councilman Steven Dougherty 2<sup>nd</sup> the motion.

Mayor/Chair Celeste Johnson asked if there were further questions regarding this item? There was not.

Motion was carried unanimously.

Motion: Midway Irrigation Member Grant Kohler made the motion to recommend to City Council the approval of the Holmes Western Deer Springs Change Application to accept the 10.69 acres of irrigated land, with 32.07 acre feet of water and be diverted into the Alpenhof and Alpenhof Weber Well contingent upon the change application to transfer the diversion of the water to the River Ditch . City Councilman Steven Dougherty 2<sup>nd</sup> the motion.

Mayor/Chair Celeste Johnson asked if there were further questions regarding this item? There was not.

Motion was carried unanimously.

Please contact me if you have any questions. 435-654-3223 ext. 105 <a href="mailto:mhenke@midwaycityut.org">mhenke@midwaycityut.org</a>



May 3, 2021

Corbin Gordon
Midway City
Via email cgordon@gordonlawgrouputah.com

Re: Water Rights for Dan Luster's development in Midway City

Dear Mr. Gordon:

Attached are copies of two change applications along with print-outs from the State Engineer's records of the water rights associated with each change application.

For Item C in the Foreign Water form, dealing with title to the underlying water rights, when the change applications are approved, title will transfer directly from the current owner of the water rights to Midway City. If you need copies of the contracts for purchase of these right by Mr. Luster, let me know and I will obtain those for you, although, we anticipate that title will transfer directly to Midway City and not through Mr. Luster.

For Item D – historic places of use and points of diversion for these rights. – On the Change Application now owned by Mark and Jorgene Wilson Family LLC, this water has been diverted from the Phil Smith Ditch which is located near the Wilson farm and at the Upper Midway Dam, which is where Midway River Ditch. The place of use is in the \$1/2 of Section 24, T3S, R4E,SLB&M, which is on property owned by Mark Wilson. For this change application he will be drying up 11 acres of land.

For the Change Application owned by Holmes Western Deer Springs, LLC, currently there is a change application that has been approved to move this water to be supplied from JSSD. Upon approval of this new change

application the Change Application for JSSD will be withdrawn. This water was historically used on land that is owned by Robert Benson, but Mr. Benson decided to not purchase these rights and moved other water rights on his property to cover his uses.

For Item E – 1 through 7, Both of these Change Applications are based on 1st Class water rights that historically have been used for irrigation purposes from the Provo River. The time of year that this water is available is the irrigation season. The quality of Provo River water is excellent. Return flow can be made from the historical source if needed. It is anticipated by this change application that Midway City's existing Alpenhof – Weber Well will be utilized for this change application. It is not anticipated that there will be any impact on any of the City's existing sources or delivery mechanisms but if there is, the water from the Provo River that was historically diverted can be utilized to mitigate for any impact.

For Item F, since the proposal is to utilize Midway City's Alpenhof-Weber Well for year-round use, it is anticipated that year-round use will be granted by the approval of the Change Applications to be filed for municipal use of water.

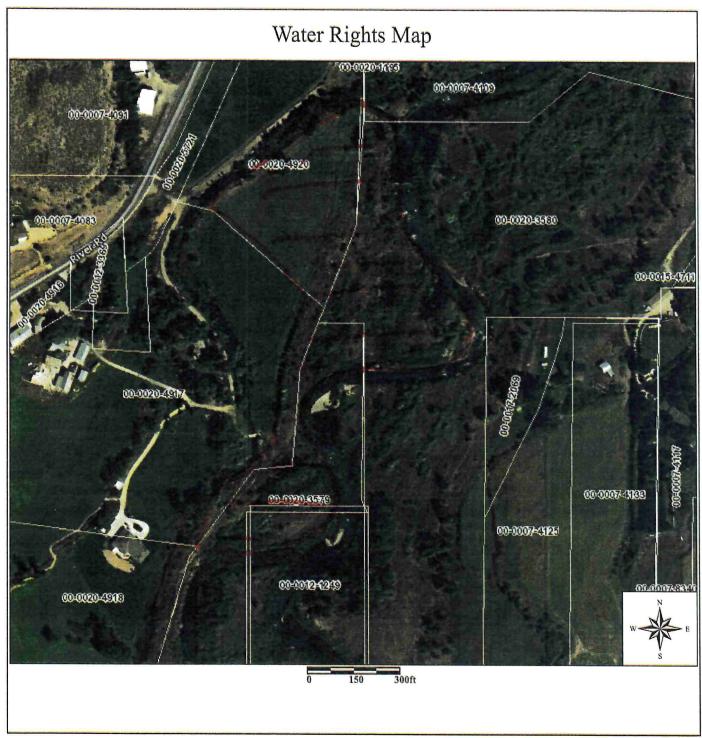
All other facilities and appurtenance issues and fees will be addressed by Mr. Luster in a very timely basis. Let me know if you need additional information.

Sincerely,

James E. Riley, P.E.

# Water Rights Map 00-0020-5718 00-0020-4916 · -000+0020=49109 00+00007-4307 00-0020-0600 00:0020:5579 00:0020:1034 200ft

Remond property



Wilson Property.



# APPLICATION FOR PERMANENT CHANGE OF WATER Rec. by

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rece. by	
Fee Amt. \$200.00	
Receipt #	

For the purpose of obtaining permission to make a permanent change of water in the State of Utah, application is hereby made to the State Engineer, based upon the following showing of facts, submitted in accordance with the requirements of Section 73-3-3 Utah Code Annotated, as amended.

(	c93272	APPLICATION NUMBER:						55-133	
***	This	**************************************	**** F USE, ****	**** and ***	KXXXX NATURE KXXXX	0F U	****  SE. ****	****	**
1.		NERSHIP INFORMATION.							
	Α.	NAME: Mark and Jorgene Wilson Family LLC ADDRESS: 2595 North River Road Midway, Utah 84049-7307							
		NAME: Midway City Corporation ADDRESS: PO Box 277							
		Midway UT 84049 INTEREST: 0% REMARKS: Interested Party							
	В.	PRIORITY OF CHANGE: FILI	NG DA	TE:					
	С.	EVIDENCED BY: 55-13326 (DEC), 55-13330 (DEC)							
*		DESCRIPTION OF CURRENT WATER RIGHT	•					* *	
2.	SOUF	RCE INFORMATION.							
	Α.	QUANTITY OF WATER: 33.0 acre-feet							
	В.	SOURCE: Provo River at Upper Midway Dam			C	OUNT	ΓY: W	asatch	
	C.	POINT(S) OF DIVERSION.							
		POINTS OF DIVERSION SURFACE: (1) N 736 feet W 1,299 feet from E¼ corner, Section DIVERT WORKS: Phil Smith Ditch SOURCE: Provo River	on 24	., T	3S,	R	4E,	SL <mark>B</mark> M	
		(2) N 1,000 feet E 150 feet from SW corner, Section DIVERT WORKS: Upper Midway Dam Provo River	on 18	3, ⊤	3S,	R	5E,	SLBM	

COUNTY: Wasatch

#### 3. WATER USE INFORMATION.

from Apr 1 to Oct 31. Acres: 11.0000 Supplemental Acres: 76.5000. IRRIGATION:

#### 4. PLACE OF USE.

(Which includes all or part of the following legal subdivisions:)

BASE	TOWN	RANG	SEC	NOR NW	NE NE	-WES	ST¼ SE		NO! NW	RTH NE	-EA SW	ST¼ SE		SO NW		-WES	ST¼ SF		SOL NW	NIE	EAST SW S	1/4 F
SL	3S	4E	24					***					***	X	ΙX	X	X	***	ΙX	XI	XI	칫
																			in maniminal			<u> </u>

THE FOLLOWING CHANGES ARE PROPOSED:

#### 5. SOURCE INFORMATION.

- A. QUANTITY OF WATER: 33.0 acre-feet
- В. SOURCE: Underground Water Well (existing)
- POINT(S) OF DIVERSION. Changed as Follows:

POINT OF DIVERSION -- UNDERGROUND:
(1) S 1,710 feet E 471 feet from N¼ corner, Section 33, T 3S, R 4E, SLBM WELL DIAMETER: 10 inches WELL DEPTH: 440 feet

COMMENT: Alpenhof - Weber Well

- D. COMMON DESCRIPTION: Midway City
- WATER USE INFORMATION. Changed as Follows:

MUNICIPAL: from Jan 1 to Dec 31. Midway.

7. PLACE OF USE. Changed as Follows:

The Service Area of Midway

#### SIGNATURE OF APPLICANT(S).

The undersigned hereby acknowledges that even though he/she/they may have been assisted in the preparation of the above-numbered application through the courtesy of the employees of the Division of Water Rights, all responsibility for the accuracy of the information contained herein including maps and other documents attached, at the time of filing, rests with the applicant(s).

CHANGE APPLICATION No.: for Water Right: 55-13326 (c93272WKNIGHT) Page: 3

Mark and Jorgene Wilson Family LLC

Midway City Corporation

#### Water Right Details for 55-13326

Utah Division of Water Rights

(WARNING: Water Rights makes NO claims as to the accuracy of this data.)

Water Right: 55-13326 Application/Claim: Certificate:

Owners:

Name: Mark and Jorgene Wilson Family LLC

Address: 2595 North River Road

Midway, Utah 84049-7307

Remarks:

Interest:

General:

Type of Right: Decree

Source of Info.: Decree

Status:

5/3/2021 2:27 PM

Quantity of Water: 30 ACFT

Source: Provo River at Upper Midway Dam

County: Wasatch

Common Description:

Proposed Det. Book: 55-13

Map:

County Tax Id#:

Pub. Date:

Land Owned by Appl.:

Distribution System:

Dates:

Filing:

Filed:

Priority:

Decree/Class:

Advertising:

Publication Began:

Publication End:

Newspaper:

Protest End Date:

Protested:

Hearing Held:

Approval:

State Eng. Action:

Action Date:

Recon. Reg. Date:

Recon. Req Action:

Certification:

Proof Due Date:

Extension Filed Date:

Election or Proof: Certificate Date:

Election/Proof Date: Lapsed, Etc. Date:

Lapsed Letter

Wells:

Prov. Well Date:

Most Recent Well Renovate/Replace Date:

Points of Diversion:

Points of Diversion - Surface:

Stream Alteration Required:

(1) N 1000 ft. E 150 ft. from SW corner, Sec 18 T 3S R 5E SLBM

Diverting Works: Upper Midway Dam

Source: Provo River

Elevation:

.....

UTM: 463304.688, 4489333.656

Proposed Water Uses:

Proposed Water Uses - Group Number: 401337

Water Right Details for 55-13326 Utah Division of Water Rights

5/3/2021 2:27 PM Page 1 of 2 Water Rights Appurtenant to the following use(s): 55-11149(DEC), 55-12336(DEC), 55-12448(DEC), 55-13326(DEC), Water Use Types: Irrigation-Beneficial Use Amount: 10 acres Group Total: 54 Period of Use: 04/01 to 10/31 Use Totals: Irrigation sole-supply total: 10 acres for a group total of: 54 acres Segregation History: This Right was Segregated from: 55-11149, with Appl.#:, Approval Date: / / under which Proof is to be submitted. Flow AND/ Quantity Water Uses as originally in OR/ in Irrigated Stock Domestic Acre-Feet filed: CFS BLANK Acre-Feet Acreage (EDUs) Municipal Mining Power (ELUs) Other 30.0 10.0 This Right Flow Quantity Water Uses as currently in Irrigate Stock Domestic Acre-Feet **CFS** calculated: Acre-Feet Acreage (ELUs) (EDUs) Municipal Mining Power Other 30.0 10.0

#### Water Right Details for 55-13330

Utah Division of Water Rights

5/3/2021 2:27 PM (WARNING: Water Rights makes NO claims as to the accuracy of this data.)

Water Right: 55-13330 Application/Claim: Certificate: Owners: Name: Mark and Jorgene Wilson Family LLC Address: 2595 North River Road Midway, Utah 84049-7307 Interest: Remarks: General: Type of Right: Decree Source of Info.: Decree Status: Quantity of Water: 0.0166 CFS AND 3 ACFT Source: Provo River County: Wasatch Common Description: Proposed Det. Book: 55-13 Map: Pub. Date: Land Owned by Appl.: County Tax Id#: Distribution System: Dates: Filing: Filed: Priority: Decree/Class: Advertising: Publication Began: Publication End: Newspaper: Protest End Date: Protested: Hearing Held: Approval: State Eng. Action: Action Date: Recon. Reg. Date: Recon. Reg Action: Certification: Proof Due Date: Extension Filed Date: Election or Proof: Election/Proof Date: Certificate Date: Lapsed, Etc. Date: Lapsed Letter Wells: Prov. Well Date: Most Recent Well Renovate/Replace Date: Points of Diversion: Points of Diversion - Surface: Stream Alteration Required: (1) N 736 ft. W 1299 ft. from E4 corner, Sec 24 T 3S R 4E SLBM Diverting Works: Phil Smith Ditch Source: Provo River Elevation: UTM: 462861.898, 4488441.814

#### Proposed Water Uses:

Proposed Water Uses - Group Number: 401480

Water Rights Appurtenant to 55-11394(DEC), 55-1139						C)	***************************************			on water			autius areas	SHAN PARA SERVICE	(e) a terror de l'arrich	<del></del>	
Water Use Types:		San Markovinski		Name and Address of the Owner, where the Owner, which is the Ow						NAME OF TAXABLE PARTY.	All the state of t	CONTRACTOR IN CO.	MALL STREET, STREET,	Military Const	A PROPERTY AND ADDRESS.	***************************************	AND THE PERSON NAMED IN
Irrigation-Beneficial Use	Amou	ınt: 1	1 acre	s	(	Grou	р То	al: 2	2.5	THE STATE OF THE S		Pe	riod	of U	se. O	4/01	to 10/31
Place Of Use:	CHARLES IN COLUMN 2 IN COLUMN	CONTRACT OR STREET	West	-	1	Vorth	n Eas	t	S	outh	Wes	st	S	outh	Fas	1000	Section
	NW	ZE	SW	SE	NW	NE	SW	SE	NW	ΝE	SW	SE	NW	NE	sw	SE	Totals
Sec 24 T 3S R 4E SLBM		en communication		-					Χ	Х	Х	Х	Х	Х	Х	Х	
		niamici accia,					***********				Gro	oup /	Acrea	ige -	Total	:	

Use Totals:	
Irrigation sole-supply total: 1 acres	for a group total of: 22.5 acres

egregation Histor	THE RESERVE OF THE PERSON NAMED IN	CONTRACTOR CONTRACTOR								A CONTRACTOR OF THE PERSON NAMED IN CONT
This Right was Segrega	ated from:	55-11394	, with Appl.	#:, Approva	al Date: /	/ under wl	hich Proof is	to be sub	mitted.	Taran remain
	Flow	AND/	Quantity				Vater Uses			
as originally	in	OR/		Irrigated		Domestic		Acre-	Feet	-
filed:			Acre-Feet	Acreage	(ELUs)	(EDUs)	Municipal	Mining	Power	Other
The same of the sa	0.0166		3.0	1.0			<b>建建工业员</b>			
This Right	Flow		Quantity		4	W	ater Uses			
as currently	in			Irrigate		Domestic		Acre-	Feet	
calculated:	CFS		Acre-Feet	Acreage	(ELUs)	(EDUs)	Municipal	Mining	Power	Other
	0.0166		3.0	1.0			The Control of the	***************************************	The state of the s	************

## APPLICATION FOR PERMANENT CHANGE OF WATER Receipt by

#### STATE OF UTAH

Receipt by:	The state of the s
Fee Rec.:	
Receipt #	

For the purpose of obtaining permission to make a permanent change of water in the State of Utah, application is hereby made to the State Engineer, based upon the following showing of facts, submitted in accordance with the requirements of Section 73-3-3 Utah Code Annotated, as amended.

inges are propos	NOed in (check those applicabl	e)	*APPLICA	ITION NO. a	
ooint of diversion	n x place of use	■ nature of use	period of use	split season	☐ sto
OWNER I	NFORMATION		Co	unty Tax ID	
Address: Se	ee Attached ee Attached				
City.	ber	State:		Zìp Code:	
*PRIORIT *Is this char	Y OF CHANGE:nge amendatory? (Yes/No):_		*FILING DATE:		Marie Company and the Company
RIGHT EV Prior Appro	VIDENCED BY: 55-13017, ved Change Applications for	55-13018, 55-13019 and 5	55-13020		managed harden in a grant and a grant a
	**************************************				
	Y OF WATER: 0.1505 Provo River				
SOURCE:	Provo River				
SOURCE:_ COUNTY:	Provo River Wasatch OF DIVERSION: <u>N</u> 736 fe	et W 1299 feet from E4 Co	or, Sec 24, T3S, R4E, SLB		
SOURCE:_ COUNTY:_ POINT(S)	Provo River Wasatch OF DIVERSION: N 736 fe	et W 1299 feet from E4 Co	or, Sec 24, T3S, R4E, SLB		
POINT(S) O	Provo River Wasatch OF DIVERSION: N 736 fe of Diverting Works: OF REDIVERSION	et W 1299 feet from E4 Co	or, Sec 24, T3S, R4E, SLB		
POINT(S) O  POINT(S) O  The water w	Provo River  Wasatch  OF DIVERSION: N 736 fe  of Diverting Works:  OF REDIVERSION  vill be rediverted from	et W 1299 feet from E4 Co	or, Sec 24, T3S, R4E, SLB		
Description  POINT(S) O  The water w	Provo River  Wasatch  OF DIVERSION: N 736 fe  of Diverting Works:  OF REDIVERSION  vill be rediverted from	et W 1299 feet from E4 Co	or, Sec 24, T3S, R4E, SLB		

	NATURE AND PERIOD OF USE		
	Irrigation:	From <u>04/01</u> to <u>10/31</u>	
	Stockwatering:	Fromtoto	West to be address of the second seco
	Domestic:	Fromto	The state of the s
	Municipal:	Fromto	Control of the Contro
	Mining:	Fromto	The Association because the second
	Power:	Fromtoto	and the second s
	Other:	Fromto	The contract of the contract o
	PURPOSE AND EXTENT OF USE		
	Irrigation: 10.69	acres. Sole supply of. 10,69	acres
	Stockwatering (number and kind):		
	E)OHICSUC.	Families and/or	Pausana
	Municipal (name);		
	manual.	Mining District in the	Mina
	Ores mined;		
		Type, (anacity)	
	Other (describe):	capacity_	NORTH THE PARTY OF
	PLACE OF USE Legal description of place of use by 40 acr SW1/4 of Section 24, T3S, R4E, SLBM	re tract(s):	
	STORAGE Reservoir Name		
	Capacity:ac-ft. Int Height of dam:feet. Legal description of inundated area by 40 to	tract(s):	
**	Capacity:ac-ft. Im Height of dam:feet. Legal description of inundated area by 40 to  ***********************************	tract(s):  LLOWING CHANGES ARE PROPOSED*** cfs and/or 32.07ac-ft. ,or will be used as heretofore:	********
ł	Capacity:ac-ft. Im Height of dam:feet. Legal description of inundated area by 40 to  ***********************************	tract(s):  LLOWING CHANGES ARE PROPOSED*** cfs and/or 32.07ac-ft. ,or will be used as heretofore:	********
**	Capacity:ac-ft. Im Height of dam:feet.  Legal description of inundated area by 40 to  ***********************************	tract(s):  LLOWING CHANGES ARE PROPOSED*** cfs and/or 32.07ac-ft. ,or will be used as heretofore:	**************************************
* *	Capacity:ac-ft. Im Height of dam:feet. Legal description of inundated area by 40 to  ***********************************	LOWING CHANGES ARE PROPOSED*** cfs and/or 32.07ac-ft. ,or will be used as heretofore:  E 471 feet N4 cor, Sec 33, T3S, R4E, SLBM – WIN 43*  Weber Well at a point:	**************************************
***************************************	Capacity:ac-ft. Im Height of dam:feet. Legal description of inundated area by 40 to  ***********************************	LOWING CHANGES ARE PROPOSED*** cfs and/or 32.07ac-ft. ,or will be used as heretofore:  E 471 feet N4 cor, Sec 33, T3S, R4E, SLBM – WIN 43'  Weber Well at a point:	7261 – 10" to 1010 feet

	NATURE AND PERIOD OF USE		
	Irrigation:	Fromtoto	
	Stockwatering:	Fromto	
	Domestic:	Fromto	
	Municipal:	From 01/01 to 12/31	Action Communication Communica
	Mining:	Fromto	The state of the s
	Power:	Fromto	Marrie Welson Company
	Other:	Fromtoto	Annual State of the Control of the C
			The second secon
	PURPOSE AND EXTENT OF USE		
	Irrigation:	acres. Sole supply of	ncres
	Stockwatering (number and kind):		acres,
	Domestic:	Families and/or	Parenne
	Municipal (name): Midway City	Families and/or	r et solls.
	Mining:	Mining District at the	N. 45
	Ores mined:	Mining District at the	
	Power: Plant name:	Type:Capa	a the
	Other (describe):	Type:Capa	icity:
			The second secon
	PLACE OF USE		
	Legal description of place of use by 40 ac	retract(s): The Service Area of Midway	
	STORAGE Reservoir Name: Capacity: Height of dam: Legal description of inundated area by 40	Storage Period: fromto ac-ft. Inundated Area: et. tract(s):	acres.
	STORAGE Reservoir Name: Capacity: Height of dam: Legal description of inundated area by 40  EXPLANATORY The following is set forth to define more of	Storage Period: fromtoac-ft. Inundated Area:et.  tract(s):  learly the full purpose of this application. Include any supplement of the same size if necessary)	acres.
**	STORAGE Reservoir Name: Capacity: Height of dam: Legal description of inundated area by 40  EXPLANATORY The following is set forth to define more of the same purpose. (Use additional pages of the same purpose)  ***********************************	Storage Period: fromtotoeac-ft. Inundated Area:et, tract(s): learly the full purpose of this application. Include any supplement of the same size if necessary).	ental water rights used for

#### Attachment to Change Application

#### 1. Owner Information

Holmes Western Deer Springs, LLC 126 West Sego Lily Drive, Suite 250 Sandy UT 84070

Midway City Corporation (public water supplier) 75 North 100 West Midway UT 84049 (Interested Party)

## Water Right Details for 55-13017 Utah Division of Water Rights

5/3/2021 2:25 PM

(WARNING: Water Rights makes NO claims as to the accuracy of this data.)

Water Right: 55-13017	Application/Claim:	Certificate:
Changes:		
a45801 (Filed: 05/20/2	2020) Approved	
Owners:		
Name: Holmes Weste	ern Deer Springs, LLC	
Address: 126 West Seg		
Sandy UT 840		
		Interest:
Remarks:		
General:		
Type of Right: Decree	Source of Info	D.: Ownership Segregation Status:
Quantity of Water: 2.2	22 ACFT	Status.
Source: Pr	ovo River	
County: Wa	asatch	
Common Description:		
Proposed Det, Book: 55	5- Ma	p: Pub. Date:
Land Owned by Appl.:	County Tax Id	#:
Distribution System:		
Dates:		
Filing:		
Filed:		
Priority:	Decree/Class: 1921 P	rovo River Decree (55 Area) 1st Class
Advertising:		
Publication Began:	Publication End:	Newspaper:
Protest End Date:	Protested: Not Pro	otested Hearing Held:
Approval:		
State Eng. Action:	Action Date:	
Recon. Req. Date:	Recon. Req Action:	
Certification:		
Proof Due Date:	Extension Filed Date:	
Election or Proof:	Election/Proof Date:	
Certificate Date:	Lapsed, Etc. Date:	Lapsed Letter
Wells: Prov. Well Date:	N. D.	
Prov. Well Date:	Most Recent Well R	enovate/Replace Date:

#### Points of Diversion:

Points of Diversion - Surface:

Stream Alteration Required:

(1) N 736 ft. W 1299 ft. from E4 corner, Sec 24 T 3S R 4E SLBM

Diverting Works: Phil Smith Ditch

Elevation:

Source: Provo River

UTM: 462861.898, 4488441.814

#### Proposed Water Uses:

Proposed Water Uses - Group Number: 401477

Water Rights Appurtenant to the following use(s):

55-11392(DEC), 55-11393(DEC), 55-13017(DEC), 55-13020(DEC), 55-13021(DEC),

55-13022(DEC),

Water Use Types:

Irrigation-Beneficial Use	Amou	ınt: (	.74	acre	s (	3rou	o Tot	al: 4	.738	4	Water County in comm	Pe	riod	of U	se: 0	4/01	to 10/31
Place Of Use:	North West			THE RESERVE OF THE PERSON	North East					South West				South East			
	NW	NE	SW	SE	NW	NE	SW	SE	NW	NE	SW	SE	NW	NE	SW	SE	Totals
Sec 24 T 3S R 4E SLBM									Х	Х	Х	X					
											Gra	oup /	Acres	ane '	Total		***********

#### Use Totals:

Irrigation sole-supply total: 0.74 acres

for a group total of: 4.7384 acres

This Right was Segrega	ated from:	55-11392	, with Appl.	#:, Approva	al Date: /	/ under wh	nich Proof is	to be sub	mitted.	STATE OF THE PARTY					
	Flow	AND/	Quantity		Water Uses										
as originally	in	OR/	in	Irrigated	Stock	Domestic		Acre-	Feet	······································					
filed:	CFS	BLANK	Acre-Feet	Acreage	(ELUs)	(EDUs)	Municipal	Mining	Power	Other					
			2.22	0.74											
This Right	Flow		Quantity	Water Uses											
as currently	in		in	Irrigate		Domestic		Acre-	Feet						
calculated:	CFS		Acre-Feet	Acreage	(ELUs)	(EDUs)	Municipal	Mining	Power	Other					
			2.22	0.74											

## Water Right Details for 55-13018 Utah Division of Water Rights

(WARNING: Water Rights makes NO claims as to the accuracy of this data.)

5/3/2021 2:25 PM

Water Right: 55-13018	Ap	pplication/Claim:	Ce	ertificate:
Changes:				
a45801 (Filed: 05/20/2	2020) Approved			
Owners:				
AND REAL PROPERTY AND REAL PRO	ern Deer Springs, LLC			
Address: 126 West Seg	o Lily Drive. Suite 250			
Sandy UT 840				
		Intere	est:	
Remarks:				
General:				
Type of Right: Decree		Source of Info.: Own	ership Segregation	Status:
Quantity of Water: 29			or one or of the state of the s	Otatao,
Source: Pr				A CONTRACTOR AND A CONT
County: W	asatch			
Common Description:				
Proposed Det. Book: 55	)	Map:	Pul	b. Date:
Land Owned by Appl.:		County Tax Id#:		
Distribution System:				
Dates:				
Filling:				
Filed:				
Priority:	Decre	e/Class: 1921 Provo R	ver Decree (55 Area	) 1st Class
Advertising:				
Publication Began:	Publicati		Newspaper:	
Protest End Date: Approval:	Pr	otested: Not Protested	Hearing Held:	
State Eng. Action:	A = 17			
Recon. Req. Date:		on Date:		
Certification:	Recon. Rec	Action:	MARINE SELECTION OF THE PROPERTY OF THE PROPER	
Proof Due Date:	Extension File	od Data.		
Election or Proof:	Election/Pro			
Certificate Date:	Lapsed, Et		Lapsed Letter	
Wells:	Lapood, Lt	o. Date,	Lapseu Letter	
Prov. Well Date:	Mos	t Recent Well Renovat	e/Replace Date:	

#### Points of Diversion:

Points of Diversion - Surface:

Stream Alteration Required: No

(1) N 736 ft. W 1299 ft. from E4 corner, Sec 24 T 3S R 4E SLBM

Diverting Works: Phil Smith Slough

Elevation:

Source: Provo River

UTM: 462861.898, 4488441.814

#### Proposed Water Uses:

Proposed Water Uses - Group Number: 401481

Water Rights Appurtenant to the following use(s):

55-11396(DEC), 55-11397(DEC), 55-12602(RNUM), 55-12603(RNUM), 55-13018(DEC), 55-13019(DEC),

#### Water Use Types:

Irrigation-Beneficial Use Amount: 9.95 acres Group Total: 10.67 Period of Use: 04/01 to 10/31																	
Place Of Use:	North West			A STATE OF THE PARTY OF THE PAR	North East					South West				South East			
production of the second	NW	NE	SW	SE	NW	NE	SW	SE	NW	NE	SW	SE	NW	NE	SW	SE	Totals
Sec 24 T 3S R 4E SLBM									Х	X	X	Х					
Group Acreage Total :																	

#### Use Totals:

Irrigation sole-supply total: 9.95 acres

for a group total of: 10.67 acres

Segregation History	<b>/</b> :	N. C. S.			TO A LINE CAN PRODUCE AND A STATE OF THE STA					
This Right was Segrega	ted from:	55-11396	, with Appl.	#:, Approva	al Date: /	/ under wi	nich Proof is	to be sub	mitted.	
	Flow	AND/	Quantity		National West Control	V	Vater Uses			***************************************
as originally	in	OR/	in	Irrigated		Domestic		Acre-	Feet	
filed:	CFS	BLANK	Acre-Feet	Acreage	(ELUs)	(EDUs)	Municipal	Mining	Power	Other
			29.85	9.95						All and the state of the
This Right	Flow		Quantity			W	ater Uses			
as currently	in		in	Irrigate		Domestic	Water Company	Acre-	Feet	
calculated:	CFS		Acre-Feet	Acreage	(ELUs)	(EDUs)	Municipal	Mining	Power	Other
			29.85	9.95						

## Water Right Details for 55-13019 Utah Division of Water Rights

(WARNING: Water Rights makes NO claims as to the accuracy of this data.)

5/3/2021 2:26 PM

Water Righ	ht: 5 <mark>5-1301</mark> 9		Application	ո/Claim։		Certificate:
Changes	3:			CALL THE COLUMN THE REAL PROPERTY AND ADDRESS OF THE PARTY AND ADDRESS		
a45801	(Filed: 05/2	20/2020)	Approved			
Owners:		Mat in the first constant of the constant				
THE REAL PROPERTY.	ME IN COLUMN TWO IS NOT THE OWNER, THE PARTY OF THE PARTY	estern Deer	Springs, LLC			
Address:	126 West S	ego Lily Dri	ve, Suite 250			
	Sandy UT 8		* Annual Control of the Control of t			
				Interes	st:	
Remarks:						
General:	DATE STATE OF THE PARTY OF THE					
Type of Rig	-		Sourc	ce of Info.: Decree	e	Status:
Quanti	ity of Water:					
		Provo River	٢			
		Wasatch				
	Description:					
	Det. Book:			Map:		Pub. Date:
	ed by Appl.:	THE RESERVE THE PERSON NAMED IN	Count	y Tax Id#:		
Distribut	ion System:					
Dates:						
Filing:		-MODELY 19				
	Filed:					
	Priority:		Decree/Class:	1921 Provo Riv	er Decree (55 A	rea) 17th Class
Advertising						
	ion Began:		Publication End:		Newspaper:	
	End Date:		Protested:	Not Protested	Hearing Held:	
Approval:	- Aatlan		A - 12 D - 1			
	ng. Action:		Action Date:			
Certification	Req. Date:		Recon. Req Action:			
	Due Date:		Followsker Filed Date:			
	n or Proof:		Extension Filed Date:			
	icate Date:		Election/Proof Date:			
Wells:	Cale Date.		Lapsed, Etc. Date:		Lapsed Letter	
	Well Date:		Most Recen	it Well Renovate	/Panlasa Data:	
	WOII DOLO.		MOSTIVECELL	L Mell Mellovate	Replace Date.	

#### Points of Diversion:

Points of Diversion - Surface:

Stream Alteration Required:

(1) N 736 ft. W 1299 ft. from E4 corner, Sec 24 T 3S R 4E SLBM

Diverting Works: Phil Smith Slough

Source: Provo River

UTM: 462861.898, 4488441.814

#### Proposed Water Uses:

Elevation:

Proposed Water Uses - Group Number: 401481

Water Rights Appurtenant to the following use(s):

55-11396(DEC), 55-11397(DEC), 55-12602(RNUM), 55-12603(RNUM), 55-13018(DEC), 55-13019(DEC),

#### Water Use Types:

Irrigation-Beneficial Use Amount: 0 acres					(	3rou	p Tot	al: 1	0.67	alementaria.	Period of Use: 04/01 to 10/						to 10/31
Place Of Use:	North West			North East So					South West			South East				Section	
	NW	NE	SW	SE	NW	NE	SW	SE	NW	NE	SW	SE	NW	NE	sw	SE	Totals
Sec 24 T 3S R 4E SLBM							12.3	05	Х	Х	Х	Х					
										MACH AND AND ASSESSMENT	Gro	מנוכ	Acres	ane '	Total		

#### Use Totals:

Irrigation sole-supply total: 0 acres

for a group total of: 10.67 acres

:									nikulah in masan nya sama.			
ed from:	55-11397	, with Appl.	#:, Approva	al Date: /	/ under wh	nich Proof is	to be sub	mitted.				
Flow	AND/	Quantity	Water Uses									
in	OR/						Acre-	Feet				
1		Acre-Feet	Acreage	(ELUs)	(EDUs)	Municipal	Mining	Power	Other			
0.14	ATTACABLE DATE OF THE PARTY OF											
Flow		Quantity			W	ater Uses		A WALLES TO A WALL TO A STATE OF THE STATE O				
in		in	Irrigate		Domestic	Shirt -	Acre-	Feet				
CFS		Acre-Feet	Acreage	(ELUs)	(EDUs)	Municipal	Mining	Power	Other			
0.14								***************				
	ed from: Flow in CFS 0.14 Flow in CFS	ed from: 55-11397 Flow AND/ in OR/ CFS BLANK 0.14 Flow in	ed from: 55-11397, with Appl.7 Flow AND/ Quantity in OR/ in Acre-Feet 0.14 Flow in Quantity in Quantity in CFS Acre-Feet	ed from: 55-11397, with Appl.#:, Approve           Flow in OR/ CFS         AND/ Quantity in Irrigated Acreage           0.14         Acre-Feet Acreage           Flow in CFS         Quantity Irrigate Acre-Feet Acreage	Stock   CFS   CF	Flow AND/ OR/ in Irrigated Stock (EDUs)  O.14  Flow in OR/ Stock (EDUs)  O.14  Flow in OR/ Acre-Feet Acreage (ELUs)  O.14  Flow in OR/ Acre-Feet Acreage (ELUs)  O.14  Flow in Acre-Feet Acreage (ELUs)  O.14  Flow in Acre-Feet Acreage (ELUs)	Flow in OR/ in OR/ CFS BLANK Acre-Feet Acreage   General Program   CFS   CFS	Flow in OR/ CFS BLANK Acre-Feet Acreage CFS Acre-Feet Acre-F	Flow in OR/ CFS BLANK Acre-Feet Acreage Flow in Acre-Feet Acreage Flow (ELUs) Flow in Acre-Feet Acreage Flow in Acre-Feet Acreage Flow in Acre-Feet Acreage Flow (ELUs) Flow in Acre-Feet Acreage Flow in Acre-Feet Flow in Acre-Feet Acreage Flow in Acre-Feet Fl			

## Water Right Details for 55-13020 Utah Division of Water Rights

5/3/2021 2:26 PM

(WARNING: Water Rights makes NO claims as to the accuracy of this data.)

Water Right: 55-13020		Application	/Claim:	Certificate:
Changes:	NEW COMPANY OF THE REAL PROPERTY OF THE PROPER			
a45801 (Filed: 05/2	20/2020) App	proved		
Owners:	MINISTER OF THE PERSON OF THE			
Name: Holmes We	etern Door Carin	22 II C		
Address: 126 West S	ego Lily Drive	gs, LLC		
Sandy UT 8		lite 250		
Canay 51	7-010		Intovan	4.
Remarks:			Interes	τ.
Canaval				
General:				
Type of Right: Decree		Sourc	e of Info.: Decree	Status:
Quantity of Water:			WALESTONIA CONTRACTOR OF THE STREET	
	Provo River			
	Wasatch			
Common Description:	r.r			
Proposed Det. Book: Land Owned by Appl.:	THE RESERVE AND THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN COLUMN 19 YOUR PROPERTY OF THE PERSON NAMED IN THE		Map:	Pub. Date:
Distribution System:	The state of the s	County	/ Tax Id#:	
IN THE STREET, WHEN THE				
Dates:	CONTRACTOR OF THE PARTY OF THE			
Filing:				
Filed:				
Priority:		Decree/Class:	1921 Provo Riv	er Decree (55 Area) 17th Class
Advertising:				
Publication Began:		Publication End:		Newspaper:
Protest End Date:		Protested:	Not Protested	Hearing Held:
Approval:				
State Eng. Action:		Action Date:		
Recon. Req. Date:	Re	con. Req Action:		
Certification:				
Proof Due Date:		nsion Filed Date:		
Election or Proof:		ction/Proof Date:		
Certificate Date:	La	psed, Etc. Date:		Lapsed Letter
Wells:				
Prov. Well Date:		Most Recent	Well Renovate	Renlace Date:

#### Points of Diversion: Points of Diversion - Surface: Stream Alteration Required: (1) N 736 ft. W 1299 ft. from E4 corner, Sec 24 T 3S R 4E SLBM Diverting Works: Phil Smith Ditch Source: Provo River Elevation: UTM: 462861.898, 4488441.814 Proposed Water Uses: Proposed Water Uses - Group Number: 401477 Water Rights Appurtenant to the following use(s): 55-11392(DEC), 55-11393(DEC), 55-13017(DEC), 55-13020(DEC), 55-13021(DEC), 55-13022(DEC), Water Use Types: Irrigation-Beneficial Use Amount: 0 acres Group Total: 4.7384 Period of Use: 04/01 to 10/31 Place Of Use: North West North East South West South East Section NW NE SW SE NW NE SW SE NW NE SW SE NW NE SW SE Totals Sec 24 T 3S R 4E SLBM X X XX Group Acreage Total: Use Totals: Irrigation sole-supply total: 0 acres for a group total of: 4.7384 acres Segregation History: This Right was Segregated from: 55-11393, with Appl.#:, Approval Date: // under which Proof is to be submitted. Flow AND/ Quantity Water Uses as originally in OR/ in Irrigated Stock Domestic Acre-Feet filed: **CFS** BLANK Acre-Feet Acreage (ELUs) (EDUs) Municipal Mining Power Other 0.0105

Water Uses

Municipal Mining

Acre-Feet

Power

Other

Stock Domestic

(EDUs)

(ELUs)

This Right

as currently

calculated:

Flow

in

CFS

0.0105

Quantity

Acre-Feet Acreage

Irrigate