

Interlaken Town Council Regular Meeting Minutes
Tuesday, 06 September 2022, 6:27 PM – 7:30 PM
Meeting Conducted Remotely with Zoom Video Conferencing Software

Zoom Meeting ID: 516 337 9977

Password: 84049

Zoom Meeting Link

<https://us02web.zoom.us/j/5163379977?pwd=QJNT3loV3J4Nm83TFJObGVzUE1ldz09>

1. Call to Order Justin Hibbard called the meeting to order at 6:31 pm.

2. Roll Call

Chuck O’Nan, Council Member

Sue O’Nan, Council Member

Justin Hibbard, Council Member

Chuck Cullom, Council Member was absent

Greg Harrigan, Mayor was absent

3. Presentations: None Scheduled

4. Public Comment:

Chris Wilcox – 333 Interlaken Drive, would like to have postal service in Interlaken. He’s not sure of the history and reasoning why it’s not available. The price of a PO has doubled in the 3 years since they started service. He like the council to consider adding mailboxes to the township.

Justin – did we investigate?

Sue – yes, Katie Camisa investigated this a few years ago – the price was high and discouraged us from moving forward. The situation may have changed.

Chuck – if we put up the boxes, would we have to pay them to deliver as well.

Chris – if they already have routes established, it doesn’t seem like it would be a huge difficulty.

Justin – found an email noting that the mail boxes may have to be placed near the entrance of town.

Chris – when he spoke with them at the PO, they were concerned about the steepness of the roads, but if the boxes were easier to access, it wouldn’t be an issue.

Sue – we need to find out the maximum number of boxes that were allowed. She asked if Chris would be willing to get more information. He agreed to go down to the PO and get more information. We have about 60% full time residents.

Chris – questions for PO - price, limit of boxes, package service, what type of area (paved, etc) is necessary for the boxes.

5. Consent Agenda: None

6. Approval of Agenda or Changes

Motion: Council Member Sue O’Nan moved to approve the agenda.

Second: Council Member Chuck O’Nan seconded the motion.

Discussion: no discussion.

Vote: The motion was approved with the Council Members unanimously voting Aye.

7. Approval of 08/02/2022 Council Regular Meeting Minutes

Motion: Council Member Sue O’Nan moved to approve the 8/02/22 town council minutes as presented.

Second: Council Member Chuck O’Nan seconded the motion.

Discussion: no discussion.

Vote: The motion was approved with the Council Members unanimously voting Aye.

8. Building Permit Update – Planning Commission Report

Diana Duer – spoke with TO today, their report didn’t have many updates, but those updates will come this next week. No inspection updates today. The PC report is attached.

- Lot 65, 315 Jungfrau Hill, Parkinson – progressing, seems to be ready for exterior siding
- Lot 47, 262 Interlaken Drive, Harrell – slowly progressing, most work has been interior
- Lot 206, 231 Interlaken Drive – new permit for a garage and 2nd story addition. Nothing major has started.
- Lot 117, 329 Bern Way, Roda – footings have been poured, TO will most likely report on those inspections, they put up protective fencing
- Lot 62, 307 Interlaken Drive, Merryweather – walls to addition have gone up
- Lot 107, 319 Jungfrau Hill, Merryweather – change to plans, adding a new staircase, will need to be reviewed by TO
- Lot 56, Singer – footings and foundation poured
- Lot 118, 331 Bern Way, Turnbull – have applied for a permit. The PC responded and is waiting for a return response
- Lot 160, 254, Wheeler Addition – still waiting for comments
- Lang Solar permit was issued
- Sue – what about the Howards? They have not been issued a CO yet.

9. 2022 Water Source Protection Plan Resolution – Council Review and Vote

Bart Smith presented an updated version of the town’s water source protection plan. Sue – its’ pretty straight forward, will you send it to the affected lot owners? Yes. Smith requested the council vote by resolution to adopt the 2022 Water Source Protection Plan (see attachments).

Motion: Council Member Sue O’Nan moved to approve Resolution No. 2022-09-06B 2022 A Resolution of Interlaken Town Adopting the 2022 Updated Interlaken Municipal Water Source Protection Plan.

Second: Council Member Chuck O’Nan seconded the motion.

Discussion: no discussion.

Vote: The motion was approved with the Council Members unanimously voting Aye.

10. MAG Pre-Disaster Resolution – Council Review and Vote

MAG has completed their Pre-Disaster Mitigation Plan and requests the town adopt it by resolution (see attachment).

Motion: Council Member Sue O’Nan moved to approve Resolution No. 2022-09-06A MAG Pre-Disaster Mitigation Plan as presented.

Second: Council Member Chuck O’Nan seconded the motion.

Discussion: no discussion.

Vote: The motion was approved with the Council Members unanimously voting Aye.

11. Water Rights Assignment and Adjudication Hearing Status

Document submitted (see the attachment), no info on the ROC.

12. Additional No Parking Signage – Top of Big Matterhorn

Mayor Harrigan requested the council consider adding additional “no parking” signs to Big Matterhorn Way. See the attached email.

Chuck – turnaround is pretty quick with Signarama. He would just need to tell them the sign language, how many, where, blue stakes to avoid.

Sue – do they cement the signs in? The signs at the old water tank are all gone. We need to cement in the sign. Chuck – we need to talk to Signarama about securing the signs better so they aren’t stolen.

Chuck – how will we enforce this? It is difficult.

Motion: Council Member Sue O’Nan moved to add signage to Big Matterhorn was to prohibit parking all the time.

Second: Council Member Chuck O’Nan seconded the motion.

Discussion: no discussion.

Vote: The motion was approved with the Council Members unanimously voting Aye.

Chuck will discuss details with Greg

13. Other Business - None

14. Council Comments- None

15. Adjournment

Council Member Sue O’Nan moved to adjourn the meeting. Council member Chuck O’Nan seconded the motion. The motion passed unanimously. The meeting was adjourned at 7:27 PM. The next town council meeting is scheduled for Monday, October 10, at 6:30pm via Zoom

Subject: Public comment

Date: Monday, August 29, 2022 at 7:23:17 PM Mountain Daylight Time

From: Chris Wilcox <firemedicwilcox@gmail.com>

To: Bart Smith Interlaken <InterlakenClerk@gmail.com>

Hey Bart,

I'd like to submit for public comment the topic of getting mailboxes in Interlaken. FedEx, UPS, and Amazon all deliver to Interlaken, but the post office doesn't? I've been told USPS refuses to deliver mail up here, but when I asked at the post office they said it's Interlaken's issue, not theirs. All I know is the cost of a PO Box has doubled in the last three years, and their hours have decreased quite a bit. What do we need to do to get mail delivered in Interlaken?

I'm planning on bringing this up at the next town council, but I'll be on shift and I'm not sure I'll be able to sneak away to join on zoom. Is there anything else I need to do to submit this for public comment? Thanks for your help.

Chris Wilcox
Captain
Station 113 - A platoon
Unified Fire Authority
801-386-1874

Planning Commission Permit and Project Status Update

September 06, 2022

115 ~ 330 W. Bern Way / Howard Property :

Home being occupied in August. Notified Town Clerk of situation as no C/O has been issued.

65 ~ 315 Jung Frau Road / Veronica Parkinson:

No new inspections per TO. Project is progressing. Ready for external siding and shingles.

47 ~ 262 Interlaken Drive / Mike Harrell:

No new inspections per TO. Project progressing. Most work continues to be on the interior. Exterior siding on home completed over Labor Day weekend.

206 ~ 231 Interlaken Drive / Derek Becker:

08.05.2022 Building permit issued for Garage and 2nd Story Living Quarters.

117 ~ 329 Bern Way / Brandon Broadstone:

08.02.2022 stop work order issued due to unsafe work site. Issue resolved and work has moved forward. Footing poured for foundation. No updates from TO currently.

62 ~ 307 Interlaken Drive / Erin Merryweather:

No new inspections per TO. Walls to addition have gone up. Project proceeding.

107 ~ 319 Jung Frau Hill / Christian Merryweather:

No new inspections per TO. Work continues inside. Dumpster on property.

56 ~ 283 Interlaken Drive / Bonnie and Rick Singer:

No new inspections per TO. Footings and foundation poured. Storage container placed on site.

118 ~ 331 Bern Way / Turnbull New Residence:

Permit application 08.07.2022. PC comments submitted to homeowner regarding changes/information needed for plan review. Waiting for response.

160 ~ 254 Interlaken Drive / Weiler Addition Project:

Permit application 08.09.2022. PC comments submitted to Contractor regarding changes/information needed for plan review. Waiting for response.

162 ~ 248 Interlaken Drive / Lang Solar PV Permit:

Permit issued 08.29.2022

Interlaken Town Municipal Water System 2022

Updated Source Protection Plan

WS001-Well 1
WS002-Well 2

August 24, 2022

Interlaken Town
PO Box 1256
Midway, Utah 84049
435 565 3812

Prepared by:

Trent Davis & Brady Probst, Water Masters
Bart Smith, Interlaken Town Administrator

EXECUTIVE SUMMARY

Basically there are no changes to the Drinking Water Source Protection Plan for Interlaken Town's Water System.

1.0 INTRODUCTION

1.1 System Information:

Water System Name: Interlaken Town

Water System Number: 26055

Address: PO Box 1256

Midway, Utah 84049

Phone Number: 435 565 3812

1.2.1 Source Name:

Source Name: Well # 1 and Well # 2

Source Number – WS001, WS002

Source Type: Wells

1.3 Designated Person

Name: Trent Davis

Address: Interlaken Town

PO Box 1256

Midway, Utah 84049

Phone Number – 435 671 5634

2.0 DELINEATION REPORT

There are no changes

3.0 INVENTORY OF POTENTIAL CONTAMINATION SOURCES

There are no changes

4.0 IDENTIFICATION AND ASSESSMENT OF CURRENT CONTROLS

There are no changes

5.0 MANAGEMENT PROGRAM FOR EXISTING POTENTIAL CONTAMINATION SOURCES

For the residential areas in the delineation, fact sheets on proper use and disposal of household hazardous waste and use of pesticides and fertilizers will be mailed to the homeowners.

6.0 MANAGEMENT PROGRAM FOR FUTURE POTENTIAL CONTAMINATION SOURCES

For future PCS's that move into the source protection area, Interlaken Town will contact the individual as they move into protection zones, include them on the inventory of PCSs, identify and assess current controls, and plan land management strategies if they are not adequately controlled.

7.0 IMPLEMENTATION SCHEDULE

As part of this update, a fact sheet will be mailed to property owners located in the delineations for Well # 1 and Well # 2. A copy of this letter is attached to this plan.

Interlaken Town will discuss this source protection plan during one of their monthly meetings that is held at the Pump House and via Zoom video conferencing. They will discuss Management of Potential Contamination Sources and other changes that are needed to keep this source protection plan current. The minutes are included in the recordkeeping section of this plan.

8.0 RESOURCE EVALUATION

There are no changes.

9.0 RECORDKEEPING SECTION

Best Management Practice letters referred to in Section 7 are attached.

10.0 CONTINGENCY PLAN

There are no changes

11.0 PUBLIC NOTIFICATION

This requirement has been completed by the Interlaken Town

12.0 WAIVERS

Interlaken Town has Reliably and Consistency waivers for their wells and need not apply with this update.

DRINKING WATER SOURCE PROTECTION

Letter Sent to Lot Owners

Interlaken Town has completed a Drinking Water Source Protection Plan in an effort to protect our community water supply from contamination. While not all of you live within our drinking water source protection zones, some of you do. However, if all of us follow the suggestions listed below, all ground water is less likely to be contaminated:

Fertilizers

We do not encourage lawn watering but for those who do please follow the list below:

- Minimize the use of chemical fertilizers.
- Water lawns normally after fertilizing rather than waiting for a rainstorm.
- Allow grass clippings to remain on the lawn.
- Mow high (about 2 inches), mow often, and use sharp blades.
- Water deeply but not too often.
- Remove thatch build-up when it gets over 1 inch.

Insect Sprays and Weed Killers

- Special precautions should be taken when disposing of empty containers. Rinse the container three times with water and use the rinse water in the same manner the original product was intended. Then wrap the container securely in plastic and dispose of it in the trash. Unused products should be taken to a solid waste facility.
- Minimize the use of chemical products and use only as directed.
- Consider using less toxic alternative products.
- Consider "co-planting" using companion plants that act as natural deterrents to pests.
- Use plant guards, such as paper or tin barriers to deter insects.
- Consider using traps of various kinds to trap pests.
- Hand pick weeds as much as possible or use weed killers in limited spot applications.
- Use heavy mulching around plants to deter weed growth.

Household Hazardous Waste

- The best way to handle household hazardous materials is to completely use the product before disposing of the container. If this is not possible, then the next alternative is to return unused portions to your community household hazardous waste clean-up day. Keep products in their original package with all labels intact. If the container is leaking, place it in a thick plastic bag.
- Pack the products in a plastic-lined cardboard box to prevent leaks and breakage.
- Do not flush household hazardous waste down the toilet.

- Do not pour household hazardous waste down the sink.
- Do not pour household hazardous waste down a storm drain.
- Do not pour household hazardous waste on the ground.
- Read label precautions and follow directions for safe use.
- Recycle/dispose of empty containers properly.
- Share what you can't use with friends or neighbors.
- Store properly.
- Use recommended amounts; more is not necessarily better.
- Use the child-resistant closures and keep them on tightly.

Thank you for your efforts in protecting one of our community's most valuable resources. By working together we can ensure that Interlaken Town continues to have a safe and adequate supply of water for many years to come. If you would like to review our Drinking Water Source Protection Plan, it is available. Please contact Trent Davis, 435-671-5634



Legend

● PWS Source

OFR_712DM_HeberCity_GeologicLines

--- Contact, approximately located

— Contact, well located

— Fault, detachment, approximately located

⋯ Fault, detachment, concealed

Protection Zone

- 1
- 2
- 3
- 4

26055WS00126055WS002

Midway

INTERLAKEN TOWN, UTAH
2022 Updated Source Protection Plan Adoption
September 06, 2022

RESOLUTION NO. 2022-09-06B

A RESOLUTION OF INTERLAKEN TOWN ADOPTING THE 2022 UPDATED
INTERLAKEN MUNICIPAL WATER SOURCE PROTECTION PLAN

WHEREAS Interlaken Town is required by the Utah State Department of Environmental Quality to update their Drinking Water Source Protection Plan (DWSP) every six years; and

WHEREAS Interlaken Town's updated DWSP plan for Well No. 1 and Well No. 2 is due December 31, 2022; and

WHEREAS Interlaken Town recognizes the importance of notifying residents who live within the source protection zone of safeguards to be taken to protect the town's drinking water sources; and

WHEREAS Interlaken Town has updated the DWSP and will be distribute the plan to all residents who live within the source protection zone

NOW, THEREFORE, it is hereby RESOLVED by Interlaken Town, Utah, that the Town Council of Interlaken, Utah, adopts the 2022 Updated Source Protection Plan.

APPROVED AND ADOPTED this 6th day of September, 2022.

INTERLAKEN TOWN

Mayor: Gregory Harrigan

(Seal)

ATTEST:

Town Administrator: Bart Smith

INTERLAKEN TOWN, UTAH
2022 MAG Pre-Disaster Mitigation Plan Adoption
September 06, 2022

RESOLUTION NO. 2022-09-06A

A RESOLUTION OF INTERLAKEN TOWN ADOPTING THE 2022 MAG PRE-
DISASTER MITIGATION PLAN

WHEREAS Interlaken Town recognizes the threat that natural hazards pose to people and property within Interlaken Town; and

WHEREAS Interlaken Town has participated in the creation of a multi-hazard mitigation plan, hereby known as the 2022 MAG Pre-Disaster Mitigation Plan in accordance with the Disaster Mitigation Act of 2000; and

WHEREAS the 2022 MAG Pre-Disaster Mitigation Plan identifies mitigation goals and actions to reduce or eliminate long-term risk to people and property in Interlaken Town from the impacts of future hazards and disasters; and

WHEREAS adoption by the Interlaken Town Council demonstrates their commitment to hazard mitigation and achieving the goals outlined in the 2022 MAG Pre-Disaster Mitigation Plan

NOW, THEREFORE, it is hereby RESOLVED by Interlaken Town, Utah, that the Town Council of Interlaken, Utah, adopts the 2022 MAG Pre-Disaster Mitigation Plan.

APPROVED AND ADOPTED this 6th day of September, 2022.

INTERLAKEN TOWN

Mayor: Gregory Harrigan

(Seal)

ATTEST:

Town Administrator: Bart Smith



Interlaken Town
P.O. Box 1256
Midway, UT 84049
(435) 565-3812

August 2nd 2022

Teresa Wilhelmsen

State Engineer/Division Director

State of Utah Department of Natural Resources

1594 West North Temple, Suite 220 PO Box 146300

Salt Lake City, Utah 84114

Ms Wilhelmsen,

Attached please find Town of Interlaken (the Town) statements of claim for the right to use water in the Jordanelle Subdivision (Area 55, Book 13) . The statements of claim are for the beneficial use of surface and underground water for the Town. The town subsumed the uses and water rights for Interlaken Estates and Interlaken Municipal Water Company when the town incorporated on May 24, 2019.

Interlaken Town statements of claim are for the following water rights:

55-6976

55-7081

55-7071

E-1647

The Town looks forward to working with you to address our water rights in the Jordanelle Subdivision. Please contact me or Bart Smith (Town Clerk) with any questions or comments.

Sincerely,

Bart Smith, Interlaken Town Administrator

Bart Smith

CONFUSED? We want to help!

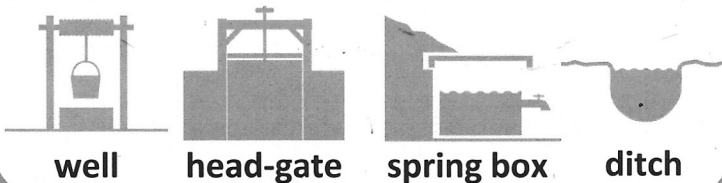
Why am I receiving a summons?!

The summons is part of a legal process required by law called a “water rights adjudication” or “general adjudication.” The adjudication process is geared towards individuals who wish to claim a water right. The Division of Water Rights sends these notices and summons to property owners in the general area because they are the group most likely to have valid claims that the State Engineer is unaware of and to ensure that everyone has an opportunity to participate if they wish.



What is a water right?

A water right is different than a connection to the local municipal water supply. People who have water rights are generally very aware of them because they are actively diverting water from a natural source using some type of physical structure such as a well, head-gate, spring box, or ditch.



well

head-gate

spring box

ditch

What is a water rights adjudication?

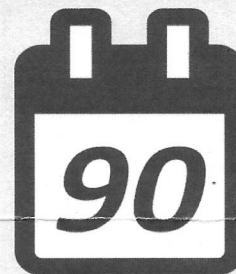
A water rights adjudication is a legal process that is used to identify historical and existing water rights in a specific area and document their uses.

What is my obligation?

Generally speaking, if you think you have a water right, you should participate and file a claim when provided notice to do so; otherwise, you may simply disregard this notice. Individuals who are uncertain as to whether or not they should be participating should contact the Division of Water Rights.

What will happen next?

The Division of Water Rights will be holding a public meeting as shown in the attached notice. We encourage you to attend. Following the public meeting, the Division of Water Rights will send a notice indicating that the 90-day claim filing period has begun and instructions on how and where to file a claim.



How Can I find out more information?

Website: www.waterrights.utah.gov/adjdinfo

Phone: 801-538-5282

Email: waterrights_adjudication@utah.gov

Address: 1594 W. North Temple, Salt Lake City, UT 84116



STILL CONFUSED? Take a moment to watch this brief video:

www.waterrights.utah.gov/adjdinfo



IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT

IN AND FOR SALT LAKE COUNTY, STATE OF UTAH

IN THE MATTER OF THE GENERAL DETERMINATION OF	)	STATEMENT OF
ALL THE RIGHTS TO THE USE OF WATER, BOTH	)	WATER USER'S CLAIM
SURFACE AND UNDERGROUND, WITHIN THE)	
DRAINAGE AREA OF THE UTAH LAKE AND JORDAN	)	Exchange No. E1647
RIVER IN UTAH, SALT LAKE, DAVIS, SUMMIT,)	
WASATCH, SANPETE, AND JUAB COUNTIES, IN UTAH.	)	Civil No. 365729852
	)	(AREA 55 - BOOK 13)

Review the information on this form carefully. This Statement of Water User's Claim form is required to assert your water right claim in the pending general adjudication. Under Utah law, unless you file a written Statement of Water User's Claim within 90 days of receiving notice, your water rights will not be recognized and you cannot assert them further. This form constitutes notice to you that your signed Statement of Water User's Claim must be filed within 90 days after service of this notice with the Division of Water Rights, or the District Court. If you file your Statement of Water User's with the Division of Water Rights, the State Engineer will file it with the District Court. If you agree with the information and accept it as your Statement of Water User's Claim, sign the form and return it to the Division of Water Rights. Alternatively, you may manually revise this claim or obtain a blank Water User's Claim form from the Division of Water Rights' website at: www.waterrights.utah.gov/wrinfo/forms. Signing and returning this form will NOT update ownership with the Division of Water Rights. If title to a water right needs to be updated, you must prepare and file a separate Report of Water Right Conveyance with the State Engineer. If you have any questions, please contact the Division of Water Rights at: (801) 538-5282.

(Printed: 5/4/2022)

Owners: *Interlaken Town, P.O. Box 1256 Midway UT 84049*

Name: **Interlaken Estates**
 Address: **P.O. Box 399**
Midway UT 84049

Phone: *435. 565. 3812*
 Email: *interlakenclerk@gmail.com*

Remarks: *Interlaken Town subsumed all rights and claims of Interlaken Estates.*

General:

Type of Right: Exchange E1647 (55-8556)
 Base Water Right: -
 Stock/Contract #: -
 Right Evidenced By: 47 shares of stock in the Midway Irrigation Company [page 41, Paragraph 48(bn), Provo River Decree, Civil No. 2888]
 Priority Date: 02/05/1980
 Quantity of Water: 165 ACFT
 Source: Underground Water Wells (2)
 County: Wasatch

Points of Release:

- (1) S 1640 ft. W 1750 ft. from NE corner, Sec 24 T 2S R 4E SLBM
- (2) N 2632 ft. E 2996 ft. from W4 corner, Sec 18 T 3S R 4E SLBM
- (3) N 2529 ft. W 3750 ft. from SE corner, Sec 11 T 3S R 3E SLBM

Points of Exchange:

Points of Diversion - Underground:
 (1) S 1380 ft. W 673 ft. from E4 corner, Sec 22 T 3S R 4E SLBM
 Well Diameter: 12 in. Well Depth: 281 ft.
 (2) S 1414 ft. W 659 ft. from E4 corner, Sec 22 T 3S R 4E SLBM
 Well Diameter: 12 in. Well Depth: 303 ft.

SCANNED

Water Uses:

Water Uses - Group Number: 408752

Water rights appurtenant to the following use(s): E1647

Domestic from 01/01 to 12/31

Beneficial Use Amount: 350 EDUs

Group Total: 350 EDUs

Use Totals:

Domestic sole-supply total: 350 EDUs

for a group total of: 350 EDUs

Waiver of Process:

The undersigned hereby enters their appearance in this general adjudication and waives service of summons or other process.

Unsworn Declaration:

The undersigned declares under criminal penalty of the State of Utah that the foregoing is true and correct.

Bartlett K. Smith

Interlaken Estates *Town*

Town Administrator

Title (Authorized Agent)

8/3/2022

Date

Date of Service:

Notice to file a Statement of Water User's Claim was served on

Interlaken Estates on May 12, 2022

Failure to file a claim within ninety (90) days of the notice will forever bar and estop any subsequent assertion of any rights not represented by a timely filed claim and those rights shall be considered abandoned.

SCANNED

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT

IN AND FOR SALT LAKE COUNTY, STATE OF UTAH

IN THE MATTER OF THE GENERAL DETERMINATION OF	)	STATEMENT OF
ALL THE RIGHTS TO THE USE OF WATER, BOTH	)	WATER USER'S CLAIM
SURFACE AND UNDERGROUND, WITHIN THE)	
DRAINAGE AREA OF THE UTAH LAKE AND JORDAN	)	Water Right No. 55-7077
RIVER IN UTAH, SALT LAKE, DAVIS, SUMMIT,)	
WASATCH, SANPETE, AND JUAB COUNTIES, IN UTAH.	)	Civil No. 365729852
	)	(AREA 55 - BOOK 13)

Review the information on this form carefully. This Statement of Water User's Claim form is required to assert your water right claim in the pending general adjudication. Under Utah law, unless you file a written Statement of Water User's Claim within 90 days of receiving notice, your water rights will not be recognized and you cannot assert them further. This form constitutes notice to you that your signed Statement of Water User's Claim must be filed within 90 days after service of this notice with the Division of Water Rights, or the District Court. If you file your Statement of Water User's with the Division of Water Rights, the State Engineer will file it with the District Court. If you agree with the information and accept it as your Statement of Water User's Claim, sign the form and return it to the Division of Water Rights. Alternatively, you may manually revise this claim or obtain a blank Water User's Claim form from the Division of Water Rights' website at: www.waterrights.utah.gov/wrinfo/forms. Signing and returning this form will NOT update ownership with the Division of Water Rights. If title to a water right needs to be updated, you must prepare and file a separate Report of Water Right Conveyance with the State Engineer. If you have any questions, please contact the Division of Water Rights at: (801) 538-5282.

(Printed: 5/4/2022)

Owners: *Interlaken Town, P.O. Box 1256, Midway UT 84049*

Name: **Interlaken Estates**
 Address: **c/o Burton M. Todd**
223 South 7th East
Salt Lake City UT-84102

Phone: *435. 565. 3812*
 Email: *interlakenclerk@gmail.com*

Remarks: *Interlaken Town subsumed all rights and claims of Interlaken Estates*

General:

Type of Right: Decree
 Priority Date: 03/13/1969
 Quantity of Water: 0.2 CFS OR 30 ACFT
 Source: Underground Water Well
 County: Wasatch

Points of Diversion:

Points of Diversion - Underground:
 (1) S 1380 ft. W 673 ft. from E4 corner, Sec 22 T 3S R 4E SLBM
 Well Diameter: 12 in. Well Depth: 100 ft. to 1000 ft. ft.

SCANNED

Water Uses:

Water Uses - Group Number: 407375

Water rights appurtenant to the following use(s): 55-7077

Irrigation from 04/15 to 09/15

Beneficial Use Amount: Unevaluated acres

Group Total: 0.25 acres

Domestic from 04/15 to 09/15

Beneficial Use Amount: Unevaluated EDUs

Group Total: 250 EDUs

Place Of Use:

	North West				North East				South West				South East			
	NW	NE	SW	SE	NW	NE	SW	SE	NW	NE	SW	SE	NW	NE	SW	SE
Sec 22 T 3S R 4E SLBM													X	X	X	X
Sec 23 T 3S R 4E SLBM									X		X	X				

Water Uses - Group Number: 407380

Water rights appurtenant to the following use(s): 55-7077, 55-7081

Domestic from 01/01 to 12/31

Beneficial Use Amount: Unevaluated EDUs

Group Total: 250 EDUs

Place Of Use:

	North West				North East				South West				South East			
	NW	NE	SW	SE	NW	NE	SW	SE	NW	NE	SW	SE	NW	NE	SW	SE
Sec 22 T 3S R 4E SLBM													X	X	X	X
Sec 23 T 3S R 4E SLBM									X		X	X				

Use Totals:

Irrigation sole-supply total: Unevaluated acres for a group total of: 0.25 acres

Domestic sole-supply total: Unevaluated EDUs for a group total of: 500 EDUs

Other Comments:

Applicant has purchased approximately 250 acres of land and approximately 66.10 acres of land have been irrigated under water stock held in the Midway Irrigation Company and with water from Pine Creek decreed to J. Brigham Wilson Applicant proposes to subdivide the land purchased into lots of 1 acre or larger in size, and to furnish water for use in the homes only. There will be no lawn watering, but there may be a small amount of watering of shrubs and trees. It is proposed to transfer the water right into a well. The Primary reason for this is to get pure water suitable for household use. The waters of pine creek originate in a spring, but the spring is a substantial distance from the land, and it would be unusually expensive to put a headhouse at the spring. The water will be used on the entire 250 acres, whereas, only part thereof was irrigated so that a change in palce of use is involved as to part of the land. Applicant owns more water in acre feet than will be consumed by this change, and the excess will be used for irrigatin on the same land in the same manner as the water was used at the time the decree was entered, however, at least ten acres of land in section 23 will be taken out of irrigation.

SCANNED

Waiver of Process:

The undersigned hereby enters their appearance in this general adjudication and waives service of summons or other process.

Unsworn Declaration:

The undersigned declares under criminal penalty of the State of Utah that the foregoing is true and correct.

Bartlett K. Smith

~~Interlaken Estates~~ *Town*

Town Administrator

Title (Authorized Agent)

8/3/2022

Date

Date of Service:

Notice to file a Statement of Water User's Claim was served on

Interlaken Estates on May 12, 2022

Failure to file a claim within ninety (90) days of the notice will forever bar and estop any subsequent assertion of any rights not represented by a timely filed claim and those rights shall be considered abandoned.

SCANNED

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT

IN AND FOR SALT LAKE COUNTY, STATE OF UTAH

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.)

**STATEMENT OF
WATER USER'S CLAIM**

Water Right No. 55-6976

Civil No. 365729852
(AREA 55 - BOOK 13)

Review the information on this form carefully. This Statement of Water User's Claim form is required to assert your water right claim in the pending general adjudication. Under Utah law, unless you file a written Statement of Water User's Claim within 90 days of receiving notice, your water rights will not be recognized and you cannot assert them further. This form constitutes notice to you that your signed Statement of Water User's Claim must be filed within 90 days after service of this notice with the Division of Water Rights, or the District Court. If you file your Statement of Water User's with the Division of Water Rights, the State Engineer will file it with the District Court. If you agree with the information and accept it as your Statement of Water User's Claim, sign the form and return it to the Division of Water Rights. Alternatively, you may manually revise this claim or obtain a blank Water User's Claim form from the Division of Water Rights' website at: www.waterrights.utah.gov/wrinfo/forms. Signing and returning this form will NOT update ownership with the Division of Water Rights. If title to a water right needs to be updated, you must prepare and file a separate Report of Water Right Conveyance with the State Engineer. If you have any questions, please contact the Division of Water Rights at: (801) 538-5282.

(Printed: 5/4/2022)

Owners: *Interlaken Town, P.O. Box 1256, Midway UT 84049*
Name: **Interlaken Mutual Water Company**
Address: **P.O. Box 299** Phone: *435.565.3812*
Midway UT 84049 Email: *interlakenclerk@gmail.com*
Interest: 100%
Remarks: *Interlaken Town subsumed all rights and claims Interlaken Mutual Water Co*

General:

Type of Right: Decree
Priority Date:
Priority Class: 1921 Provo River Decree (55 Area) 1st Class (Wasatch Division, Districts 1 & 2)
Quantity of Water: 0.2674 CFS OR 77.85 ACFT
Source: Underground Water Wells (2)
County: Wasatch

Points of Diversion:

Points of Diversion - Underground:

- (1) S 1239 ft. W 1051 ft. from E4 corner, Sec 22 T 3S R 4E SLBM
Well Diameter: 12 in. Well Depth: 303 ft.
- (2) S 1252 ft. W 1067 ft. from E4 corner; Sec 22 T 3S R 4E SLBM
Well Diameter: 12 in. Well Depth: 281 ft.

SCANNED

Water User's Claim

Water Uses:

Water Uses - Group Number: 407282

Water rights appurtenant to the following use(s): 55-6976

Domestic from 01/01 to 12/31

Beneficial Use Amount: 173 EDUs

Group Total: 173 EDUs

Total annual depletion of water is limited to 15.64 acre-feet.

Place Of Use:

	North West				North East				South West				South East			
	NW	NE	SW	SE	NW	NE	SW	SE	NW	NE	SW	SE	NW	NE	SW	SE
Sec 22 T 3S R 4E SLBM													X	X	X	X
Sec 23 T 3S R 4E SLBM									X		X	X				

Use Totals:

Domestic sole-supply total: 173 EDUs

for a group total of: 173 EDUs

Other Comments:

Water Rights 55-6976 and 55-4294 appear as if they may claim the same vested right, which is a portion of the J. Brigham Wilson decree award (Page 41 Paragraph 48(bn)).

Waiver of Process:

The undersigned hereby enters their appearance in this general adjudication and waives service of summons or other process.

Unsworn Declaration:

The undersigned declares under criminal penalty of the State of Utah that the foregoing is true and correct.

Bartlett K. Smith

Interlaken Mutual Water Company *Town*

Town Administrator

Title (Authorized Agent)

8/3/2022

Date

Date of Service:

Notice to file a Statement of Water User's Claim was served on

Interlaken Mutual Water Company on May 12, 2022

Failure to file a claim within ninety (90) days of the notice will forever bar and estop any subsequent assertion of any rights not represented by a timely filed claim and those rights shall be considered abandoned.

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IN THE MATTER OF THE GENERAL DETERMINATION OF)
ALL THE RIGHTS TO THE USE OF WATER, BOTH) **STATEMENT OF**
SURFACE AND UNDERGROUND, WITHIN THE) **WATER USER'S CLAIM**
DRAINAGE AREA OF THE UTAH LAKE AND JORDAN)
RIVER IN UTAH, SALT LAKE, DAVIS, SUMMIT,) **Water Right No. 55-7081**
WASATCH, SANPETE, AND JUAB COUNTIES, IN UTAH.) Civil No. 365729852
) (AREA 55 - BOOK 13)

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(Printed: 5/4/2022)

Owners: *Interlaken Town, P.O. Box 1256, Midway UT 84049*
Name: **Interlaken Estates: Burton Todd**
Address: **223 S. 700 E.** Phone: *435.565.3812*
Salt Lake City UT 84102 Email: *interlakenclerk@gmail.com*
Remarks: *Interlaken subsumed all rights and claims of Interlaken Estates*

General:

Type of Right: Decree
Priority Date: 12/21/1973
Quantity of Water: 0.278 CFS OR 75 ACFT
Source: Underground Water Well
County: Wasatch

Points of Diversion:

Points of Diversion - Underground:
(1) S 1380 ft. W 673 ft. from E4 corner, Sec 22 T 3S R 4E SLBM
Well Diameter: 12 in. Well Depth: 100 ft. to 1000 ft. ft.

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Water Uses:

Water Uses - Group Number: 407380

Water rights appurtenant to the following use(s): 55-7077, 55-7081

Domestic from 01/01 to 12/31

Beneficial Use Amount: Unevaluated EDUs

Group Total: 250 EDUs

Place Of Use:

	North West				North East				South West				South East			
	NW	NE	SW	SE	NW	NE	SW	SE	NW	NE	SW	SE	NW	NE	SW	SE
Sec 22 T 3S R 4E SLBM													X	X	X	X
Sec 23 T 3S R 4E SLBM									X		X	X				

Use Totals:

Domestic sole-supply total: Unevaluated EDUs for a group total of: 250 EDUs

Reservoirs:

Reservoir/Storage Name: Unnamed Reservoir

Capacity: 0.5 acre-feet

Area Inundated: 0 acres

Dam Height: 0 feet

From 01/01 to 12/31

Other Comments:

Applicant purchased approximately 250 acres of land of which 66.1 acres of this land have been irrigated under water stock held in the Midway Irrigation Company and with water from Pine Creek decreed to J. Brigham Wilson, Provo River Decree at page 41. Applicant proposes to subdivide the land purchased into one acre or larger lots, and to furnish for use in the homes with some supplemental tree and shrub watering only. There will be no lawn watering. Applicant herewith proposes to transfer the water from Pine Creek into a well so as to assure a supply in conformity with the State Dept. of Health requirements that is both constant in flow and not a prohibitive distance from the development. The water from the well will be used on the entire 250 acres whereas only part thereof was irrigated, thereby requiring a change in the place of use. Whereas the well water will be used only for domestic purposes, the spring water was used for irrigation, livestock watering, and domestic purposes, thereby requiring a change in the purposes of use. Applicant owns more water in acre feet that will be consumed by this change, and the excess will be used for irrigation on the same land and in the same manner as the water was used at the time of the Morse Decree, however, at least 20 acres of land in section 23 will be taken out of irrigation for the housing development. Water for winter use will be provided by Exchange 344.

SCANNED

Waiver of Process:

The undersigned hereby enters their appearance in this general adjudication and waives service of summons or other process.

Unsworn Declaration:

The undersigned declares under criminal penalty of the State of Utah that the foregoing is true and correct.

Bartlett K. Smith

Town Administrator

Interlaken Estates: Burton Todd *Town Bart Smith*

Title (Authorized Agent)

8/3/2022

Date

Date of Service:

Notice to file a Statement of Water User's Claim was served on

Interlaken Estates: Burton Todd on May 12, 2022

Failure to file a claim within ninety (90) days of the notice will forever bar and estop any subsequent assertion of any rights not represented by a timely filed claim and those rights shall be considered abandoned.

SCANNED

Subject: Council Meeting tomorrow (Tues) 9/6 at 6:30 pm
Date: Monday, September 5, 2022 at 2:15:56 PM Mountain Daylight Time
From: Bart Smith <interlakenclerk@gmail.com>
To: Interlaken Mayor <interlaken.mayor@gmail.com>, Sue Onan <smonan333@gmail.com>, O'Nan: Chuck S181 Grp B <conan@promontoryclub.com>, Hibbard: Justin S027 Grp B <justinrhibbard@gmail.com>, Chuck Cullom <ccullom12@gmail.com>
CC: Interlaken Planning Commission <interlakenplanningcommission@gmail.com>, Duer: Diana L193 Grp A <dmduer@gmail.com>
Attachments: 2022-09-06 Interlaken Town Council Agenda.pdf, Resolution No. 2022-09-06A Adoption of the 2022 MAG Pre-Disaster Plan.pdf, Resolution No. 2022-09-06B Adoption of the 2022 Updated Source Protection Plan.pdf

Hi All-

I've attached the agenda for tomorrow night's meeting.

It should go quickly. There are 2 resolutions to be discussed and approved – I've attached both of them for your review.

Greg will not be available for the meeting, but he's asked us to consider additional no parking signage for the areas up on Big Matterhorn.

The intention is to better limit parking as a trailhead in the upper area with signage beginning soon (by October) along the lines of:

**Absolutely NO Parking on Road and Shoulder
Here to end of Road
Tow Enforced
24 Hours**

He recommends we proceed with permanent signage (Signarama) and use sandwich boards in the meantime while waiting for those signs.

Bart Smith
Interlaken Town Administrator
(435) 565-3812