

MEMO TO THE RECORD

SUBJECT: Meeting on the Lower and Upper Jordan River
December 8, 1967, 2:00 p.m.
Concerning the Distribution of Water in the North Jordan Canal

PRESENT: S. Bryce Montgomery	Division of Water Rights
M. T. Wilson	Committee Member
Richard H. Nebeker	North Point Consolidated Inc. Co.
John D. Well	North Jordan Canal
C. Rell Swensen	North Jordan Irrigation Co.
A. J. Thuli	Kennecott Copper Co.
James B. Lee	Kennecott Copper Co.
John Bene	Division of Water Rights
Edwin Whitney	North Point Consolidated Inc. Co.
Charles W. Wilson	Brighton North Point Canal
Frank Reese	Division of Water Rights
Wm. Joe Melling	Division of Water Rights
Leon A. Halgren	Ass't City Atty, Salt Lake City Corp.
David I. Gardner	Comm., Utah Lake & Jordan River
Elmer J. Taylor	Utah Power & Light Co.
Paul E. Maucher	Comm., Lower Jordan
E. J. Skeen	Atty for West Side Clubs
Hubert C. Lambert	State Engineer, Div. of Water Rights
Donald C. Norseth	Distribution Engr, Div. of Water Rights

Mr. Lambert opened the meeting with a preliminary statement then turned the meeting over to Donald C. Norseth who presented the problem to be discussed.

Mr. Norseth stated that the problem at hand was the diversion of water into the North Jordan Canal under Change Application a-4907. He stated that the Division of Water Rights had received many inquiries concerning this distribution.

Mr. Norseth then asked Mr. Skeen to summarize the position of the lower users. Mr. James Lee made a statement for Kennecott Copper Co. Mr. Skeen stated that during 1967 the water on 21st South (Surplus Canal) diversion had dropped below the critical point of 325 sec. ft. and that no water had been released from the North Jordan diversion. Mr. James Lee then stated that Kennecott Copper was anxious to have this diversion properly regulated in accordance with the stipulated decree of 1967, and that they would do all they could to assist the commissioners in so doing.

Mr. Norseth then presented a hydrograph for 1967 flows. This showed that the flow in July, August and from October 15 on had been below the critical 325 sec. ft. point.

Much discussion centered around the irrigation period which apparently has never been designated by month and day. Mr. Norseth then stated that the Adjudication Division in compiling claims had set the period out as April 1 to Oct. 31, but that in distributing the waters of the Jordan River the two commissioners and the Distribution Division had always assumed, as an administrative policy, the irrigation season to be May 1 to Oct. 31. Barring any objection from those present this date would continue as an administrative policy but that no one would be barred from objections in the future and that this date might be changed by this office on receipt of more data. After more discussion regarding the 30 sec. ft. exchange water to Kennecott Copper from the mill right and other items pertinent to the meeting, Mr. Norseth summarized as follows:

- (1) That there had been a definite lack of communications between the two commissioners and this office.
- (2) That water should have been turned down to the Lower river from the period Oct. 15 through 31.
- (3) That if the water was now needed and the flow was below 325 sec. ft. that he would have water turned down for the required number of days to compensate the lower users.
- (4) That in the future when the flow at the 21st South diversion (Surplus Canal) dropped below 325 sec. ft. of water the lower commissioner would notify the Distribution Engineer of the Div. of Water Rights and the commissioner on the upper river and request that the water be turned down.

And there being no further business the meeting adjourned.

DCN/cn

cc: Frank Reese