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## IN THE THIRD JUDICIAL DISTRICT COURT OF SALT LAKE COUNTY

## SALT LAKE DEPARTMENT, STATE OF UTAH

IN THE MATTER OF THE GENERAL DETERMINATION OF THE RIGHTS TO THE USE OF ALL THE WATER, BOTH SURFACE AND UNDERGROUND, WITHIN THE DRAINAGE AREA OF UTAH LAKE AND JORDAN RIVER IN UTAH, SALT LAKE, DAVIS, SUMMIT, WASATCH, SANPETE AND JUAB COUNTIES;

PETITIONERS' MOTION FOR SUMMARY JUDGMENT RE: OBJECTORS' LACK OF STANDING

[Oral Argument Requested]

STRAWBERRY WATER USERS
ASSOCIATION, a Utah nonprofit corporation; and
STRAWBERRY HIGH LINE CANAL
COMPANY, a Utah nonprofit corporation,

Case No. 360057298 (51-1)

Petitioners,

Spanish Fork Canyon No. 1

VS.

UNITED STATES OF AMERICA; DEPARTMENT OF THE INTERIOR; BUREAU OF RECLAMATION; Judge Kate Toomey

Respondents.

Pursuant to URCP Rule 56(c), Petitioners Strawberry Water Users Association and Strawberry High Line Canal Company move the Court for summary judgment on grounds that Objectors lack standing to raise their objections to the Utah State Engineer's Proposed Determination at issue in this matter.

This Motion is supported by the accompanying Memorandum.

Petitioners request oral argument on this Motion.

DATED this 3/5 day of March, 2010.

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Canal Company

## CERTIFICATE OF SERVICE

I hereby certify that on the 15 day of March, 2010, I mailed, postage prepaid, a true and correct copy of the foregoing PETITIONERS' MOTION FOR SUMMARY JUDGMENT RE: OBJECTORS' LACK OF STANDING to the following:

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