

DEFENSE ENVIRONMENTAL RESTORATION PROGRAM
FINDINGS AND DETERMINATION OF
DEPARTMENT OF DEFENSE RESPONSIBILITY
RED BUTTE RESERVIOR, WASATCH NATIONAL FOREST, UT
PROJECT NUMBER J08UT003500

FINDINGS OF FACT

1. The U.S. Forest Service requested the removal of one house with garage, one pit toilet, one aircraft beacon and overhead powerlines and poles.
2. Red Butte Reservoir is located on land acquired by the U.S. Army in 1906. The dam was constructed in 1930 to provide a water supply for Fort Douglas.
3. In 1969, the property was reported to GSA for disposal. GSA transferred the property to the U.S. Forest Service by Memorandum Agreement dated 16 March 1970. Under a separate Memorandum Agreement, the US Army reserved water rights and still uses these rights. The Army also reserved a right-of-way from the dam to Fort Douglas. The U.S. Forest Service maintains the area as a natural area that is closed to the public except for research by the University of Utah.
4. The house has been occupied by a Forest Ranger and his family for the past two years. The powerlines and poles are ostensibly owned by the U.S. Army and are used to provide power to the reservoir holding pond and the house. The pit toilet is located in an area that is overgrown and out of sight and used by the public. No hazard or safety problem is presented by the pit toilet. The aircraft beacon is located on the top of a ridge without vehicular access. Since the area is closed to the public, the beacon's presence could not be considered unsightly or unsafe.

DETERMINATION

Based on the foregoing findings of fact, the site has been determined to be a former DOD property. However, it is determined that a debris removal project is not an appropriate undertaking within the purview of the Defense Environmental Restoration Program, Public Law 98-473, Continuing Appropriation, 1985 (Conference Report (HR 98-1159)), for the reasons stated above.

6 Jul 85

Date



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and Construction