

Lot 1 + parcels A, B, C Shepard Creeks
Southwest Subd, A PUD

E 1817360 P 3196 P 232
SHERYL L. WHITE, DAVIS CNTY RECORDER
2002 DEC 30 9:38 AM FEE 16.00 DEP MT
REC'D FOR WEBER BASIN WATER CONS DIST

WEBER BASIN WATER CONSERVANCY DISTRICT

APPLICATION FOR REALLOCATION OF CLASS D ALLOTMENT

H. E. Potter

The following first described lands have been allotted 8.8 (Project), 24.2 (Non-Project) acre-feet of water by Petition and Order recorded in Book , Page . Reallocation and Order Recorded in Book B2043 / 823, Page 1890 / 909, Transfer and Order recorded in Book , Page , records of DAVIS County, Utah. Such lands have since the REALLOCATION and order been divided into additional separate ownerships by reason whereof the 8.8 (Project), 24.2 (Non-Project) acre-feet of water now allotted thereto and the lien created thereby should be reallocated to the lands more particularly described under "Descriptions of Lands with Quantities as Reallocated". The undersigned, Secretary of Weber Basin Water Conservancy District, accordingly hereby applies to the Board of Trustees of such District for such reallocation and requests that a time and place for hearing upon this application be fixed, and notice thereof be given to all interested parties in the manner provided by the Rules and Regulations of the District.

FIRST DESCRIBED LANDS

08-051-0148. SHEPARD'S CREEK HOMES LC. 8.8 AF (PROJ), 24.2 (NON-PROJ)

DESCRIPTION OF PROPOSED CONDOMINIUMS - ALL OF THAT FRACTIONAL PORTION OF SEC 13 (DEED READS & 14), T3N,R1W, SLM: MORE PART'LY DESC AS FOLLOWS: COMM AT A PT WH IS S 0'20'06" E 2388.80' & N 89'47'54" E 768.76' FR THE NW COR OF SEC 13, T3N, R1W, SLM: SD PT ALSO BEING SE'LY COR OF THE HOMES AT SHEPARD CREEK CONDOS PH-5, & RUN TH S 1'07'05" W 1138.086', TH N 55'30'34" W 280', TH N 0'17'17" E 252.04', TH N 89'42'43" W 260', TH N 19'47'39" W 276.83', TH N 89'42'40" W 34.484', TH N 21'15'51" W 269.259' TO A PT ON THE S'LY LN OF THE EST OF SHEPARD CREEK PUD PH-1 & RUN TH ALG SD SUBD N 76'58'02" E 116.828', TH S 19'48'48" E 45.247', TH N 70'11'12" E 31', TH N 19'48'48" W 14.776', TH NW'LY ALG THE ARC OF A 200' RAD CRV TO THE RIGHT, 12.30' THRU A CENTRAL ANG OF 3'31'25" (LC BEARS N 17'44'56" W 12.3') TO SOUTH LN OF SUBD, TH ALG SD SUBD 7 COURSES AS FOLLOWS: N 88'53'37" E 104.481', N 8'53'41" W 53.914', N 1'44'05" E 36.602', N 23'49'50" E 207.112', N 66'10'10" W 105.836', N 16'12'35" E 82.136' & NE'LY ALG THE ARC OF A 483' RAD CUR TO THE RIGHT 220.442' THRU A CENTRAL ANG OF 26'09'00" (LC BEARS N 29'17'05" B 218.534') TO THE W'LY LN OF THE HOMES OF SHEPARD CREEK CONDOS PH-4&5; TH ALG SD COMMON LN 9 COURSES AS FOLLOWS. S 54'22'01" E 78.623', S 30'16'22" E 108.831', S 3'42'04" E 146.08', S 42'33'45" E 63.477', S 24'24'28" E 20.875', S 47'30'41" E 20.778', S 62'38'23" E 50.729', S 57'21'41" E 31.651' & S 88'52'55" E 137.281' TO THE POB. CONT. 12.3735 ACRES

DESCRIPTIONS OF LANDS WITH QUANTITIES AS REALLOCATED

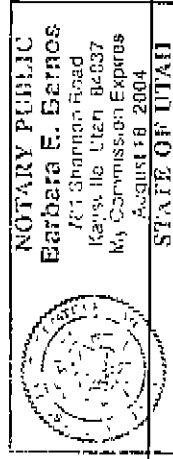
- 08-283-0001, ROSE COVE SENIOR HOUSING LP (A PLANNED UNIT DEVELOPMENT), SHEPARD CREEK SOUTHWEST SUBD, LOT #1, 4.7 AF (PROJ), 13.2 AF (NON-PROJ)
- 08-283-0002, RESIDENTIAL ZONE OWNER ASSOCIATION (A CORP. PROPERTY - PLANNED UNITS), SHEPARD CREEK SOUTHWEST SUBD., PARCEL A, 2.0 AF (PROJ), 5.5 AF (NON-PROJ)
- 08-283-0003, RESIDENTIAL ZONE OWNER ASSOCIATION (A CORP. PROPERTY - PLANNED UNITS), SHEPARD CREEK SOUTHWEST SUBD., PARCEL B, 0.2 AF (PROJ), 0.8 AF (NON-PROJ)
- 08-283-0004, BUTTERFLY ASSOCIATES, LLC (A PLANNED UNIT DEVELOPMENT), SHEPARD CREEK SOUTHWEST SUBD, PARCEL C, 1.9 AF (PROJ), 4.7 (NON-PROJ)

Dated. MAY 31, 2002

[Signature]
Secretary of Weber Basin Water Conservancy District
TAGE I. FLINT

STATE OF UTAH }
 } SS
COUNTY OF DAVIS }

On this 31ST day of MAY, 2002, personally appeared before me TAGE I. FLINT, known by me to be Secretary of the Weber Basin Water Conservancy District, the signer of the above instrument, who duly acknowledged to me that he executed the same.



[Signature]
Residing at
My commission expires

ORDER ON APPLICATION

Application having been made for the reallocation of 8.8 (Project) 24.2 (Non-Project) acre-feet of water and the lien created by the allotment thereof as described in the above application, which application is in proper form, and all parties interested in such allotment having been given notice thereof and of the time and place of hearing thereon, and after hearing by the Board of Trustees of Weber Basin Water Conservancy District, it is hereby determined that the granting of such application is in the best interest of the District, and it is hereby ORDERED that such application be granted under the same terms and conditions as in the original Petition and Order for allotment of water (which by reference are deemed incorporated herein), except that the water shall hereafter be allotted to the lands above described as set forth under the heading "Description of Lands with Quantities as Reallocated", and the lien created by such original petition and order is transferred to and is pro-rated among and shall hereafter attach to the several tracts described under the heading "Description of Lands with Quantities as Reallocated", in the proportion to which the water reallocated to each tract bears to the total water reallocated hereunder to all such tracts.

Dated MAY 31, 2002

WEBER BASIN WATER CONSERVANCY DISTRICT

ATTEST:

[Signature]
Tage I. Flint

By *[Signature]*
Wayne B. Gibson, Acting President

I hereby certify that the above is a true copy of Application for Reallocation and Order entered thereon by the Board of Trustees of Weber Basin Water Conservancy District.

[Signature]
Secretary of Weber Basin Water Conservancy District
Tage I. Flint