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71-1442

SEP 2 8 49 AM '64
ARVILLA E. WARREN
RECORDER, SAN JUAN COUNTY
BY

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT, IN AND FOR
SAN JUAN COUNTY, STATE OF UTAH

IN THE MATTER OF THE ORGANIZA-
TION OF THE SAN JUAN COUNTY
WATER CONSERVANCY DISTRICT,
PURSUANT TO TITLE 73, CHAPTER
9, UTAH CODE ANNOTATED, 1953
AS AMENDED.

FINDINGS OF FACT, CONCLUSIONS
OF LAW AND DECREE ORGANIZING,
ESTABLISHING AND INCORPORATING
SAN JUAN COUNTY WATER CONSER-
VANCY DISTRICT

Civil No. 2448

The petition for the organization of the San Juan County
Water Conservancy District filed with the clerk of this court on
the 14th day of August 1964, having come on regularly to be
heard this day, and the court having considered the petition and
the evidence introduced in support thereof, and no one appearing
in person or by attorney protesting the granting of said petition,
makes, files, and enters the following

FINDINGS OF FACT

1. That due and legal notice of the hearing of said
petition has been given in accordance with law and the order of
this court.
2. That prior to the time of this hearing a bond with
security sufficient to pay all expenses connected with the proceedings
in case the organization of this district be not effected, has been
filed with the clerk of this court, which said bond has been approved
by the court.
3. That no petition has been filed in the office of
the clerk of this court protesting the creation of said district.
4. That the petitioners in said petition so filed as
aforesaid are desirous of organizing, establishing and incorporating
a water conservancy district to include all of the County of San
Juan, including in said district all of the property of all of the
cities and towns within such district.
5. That San Juan County is within the jurisdiction of
this court.
6. That the name of said district shall be "San Juan
County Water Conservancy District."
7. That the signers of said petition are not fewer than
20% of the owners of the land within San Juan County, but not embraced

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within the limits of any incorporated city or town and also not fewer than 5% or 100, whichever is the lesser, of the owners of land embraced within the limits of each incorporated city and town situated within the proposed district.

8. That opposite the name of each of the signers of said petition is listed the land owned by such signer and the land in each ownership, together with the improvements thereon has an assessed value of not less than \$300.00, and the assessed value of all irrigated land within the proposed district is more than \$100,000.00

9. That the property within the proposed district will be benefited by the accomplishment of the purposes enumerated in Section 3, Chapter 9, Title 73, Utah Code Annotated, 1953, to-wit:

Conserving, developing and stabilizing supplies of water for domestic, irrigation, power, manufacturing, municipal, recreational and other beneficial uses as contemplated in said water conservancy act.

10. That the organization, establishment and incorporation of said district is for the purpose of conserving, developing and stabilizing supplies of water for domestic, irrigation, power, manufacturing, municipal, recreational and other beneficial uses; for the purpose of constructing drainage works and for all other purposes authorized by law, with the power to contract with the United States of America, the Secretary of the Interior thereof, or any other officer or agency of the United States of America and with the power to contract with the Utah Water and Power Board or with any officer or agency of the State of Utah as may be authorized by law and with the further power to contract with the United States under any act of Congress that may hereafter be enacted relating to any of the purposes for which such district is organized, established and incorporated and with the power to contract with the State of Utah or any officer of agency thereof under any act of its legislature that may hereafter be enacted relating to any of the purposes for which said district is organized, established and incorporated.

11. The divisions of the district are hereby designated as follows and the number of directors in each division is set opposite the description of each division:

Name of Division

No of Directors

LaSal:

That part of San Juan County lying north of the township line common to township 29 S, Range 26 E, and 30 S, Range 26 E, extended west to the Colorado River.

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Monticello:

That part of San Juan County lying (1) south of the township line common to township 29 S, Range 24 E, and township 30 S, Range 24 E, extended west to the Colorado River (2) west of a north-south line 4 miles east of the Colorado Guide Meridian which passes through the City of Monticello and the Grand River Guide Meridian (3) north of the township line common to township 34 S, Range 24 E, and 35 S, Range 24 E, extended west to the Colorado River and (4) east of the Colorado River.

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Blanding:

That part of San Juan County lying (1) south of the township line common to township 34 S, Range 24 E, and 35 S, Range 24 E, extended west to the Colorado River (2) west of a north-south line 4 miles east of the Colorado Guide Meridian, (3) north of the township line common to township 36 S, Range 26 E, and 39 S, Range 26 E, extended west to the Colorado River, and (4) east of the Colorado River.

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Castland:

That part of San Juan County lying (1) south of the township line common to township 29 S, and 26 S, and 30 S, and 26 E, extended west to a point 4 miles east of the Grand River Guide Meridian, (2) west of the east boundary line of San Juan County, (3) north of the township line common to township 38 S, Range 26 E, and 39 S, Range 26 E, extended west 10 miles from the east boundary of San Juan County and (4) east of a north-south line located 4 miles east of the Colorado Guide Meridian and the Grand River Guide Meridian.

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Montezuma Creek:

That part of San Juan County bounded as follows to-wit: Beginning at the Northeast corner of township 39 S, Range 26 E, which point is located on the east boundary of San Juan County; thence west 22 miles; thence south to the south boundary of San Juan County; thence east along said south boundary to the southeast corner of San Juan County; thence north along the east boundary of San Juan County to the point of beginning.

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Bluff:

That part of San Juan County bounded as follows, to-wit: Beginning at a point 22 miles west of the northeast corner of township 39 S, Range 26 E, (being the northwest corner of the Montezuma Creek Division) thence west to the northeast corner of township 39 S, Range 19 E; thence south to the South boundary of San Juan County; thence East 18 miles to a point due South of the point of beginning; thence north to the point of beginning.

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Mexican Hat:

That part of San Juan County bounded as follows, to-wit: Beginning at the northeast corner of township 39 S, Range 19 E, thence west to the Colorado River; thence southwesterly along the Colorado River to the southwest corner of San Juan County; thence east along the south boundary of San Juan County to a point due south of the point of beginning; thence north to the point of beginning.

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TOTAL 9

12. That each and all of the allegations of the petition herein are true,

13. That this court has original and exclusive jurisdiction coextensive with the boundaries of said water conservancy district and of the land and other property included in said district or affected by said district without regard to the usual limits of its jurisdiction, and that all of the questions of the court's jurisdiction to hear and determine and act upon the petition herein and to organize, establish and incorporate and same are hereby determined to be in favor of the organization, establishment and incorporation of said district,

From the foregoing Findings of Fact, and court now makes, enters and files the following

CONCLUSIONS OF LAW

That said petitioners are entitled to a decree of this court organizing, establishing and incorporating the San Juan County Water Conservancy District in accordance with the petition herein, with all of the rights, privileges and powers prescribed by law and in accordance with the foregoing Findings of Fact,

And the court having made, entered and filed its Findings of Fact and Conclusions of Law are separately stated,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

1. That the district which includes all of the property in the County of San Juan, State of Utah, be and it is hereby declared to be organized, established and incorporated as a water conservancy district.

2. That the corporate name of said district by which in all proceedings it shall hereafter be known be and is "San Juan County Water Conservancy District" and said district shall be and is a political subdivision of the State of Utah and a body corporate with all powers of a public and municipal corporation, for the purpose

of serving, developing and stabilizing supplies of water for domestic, irrigation, power, manufacturing, municipal and other beneficial uses; for the purpose of constructing drainage works and for all other purposes authorized by law, with the power to contract with the United States of America, acting by and through the Secretary of the Interior or any other officer or agency of the United States and with the power to contract with the State of Utah, acting through the Utah Water and Power Board or any other officer or agency of the State of Utah under laws heretofore or hereafter enacted and said water conservancy district shall have all of the rights, privileges and powers of such district prescribed by law.

3. That the principal office and place of business of said district shall be at Monticello, San Juan County, State of Utah.

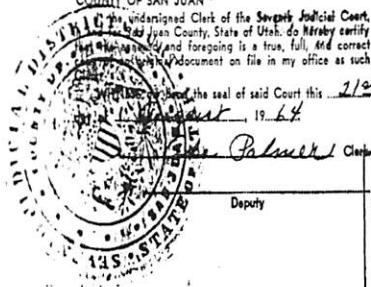
4. That this court has original and exclusive jurisdiction of said district and that all of the questions of the court's jurisdiction to hear, determine and act upon the petition herein and to organize, establish and incorporate and same are hereby determined to be in favor of the organization, establishment and incorporation of said district.

DATED at Monticello, Utah, this 14th day of August, 1964.

/s/ F. W. Keller
District Judge

CERTIFICATE

STATE OF UTAH }
COUNTY OF SAN JUAN }



I, the undersigned Clerk of the Separate Judicial Court, do hereby certify that the foregoing is a true, full, and correct copy of the document on file in my office as such

and the seal of said Court this 21st day of August, 1964.

F. Palmer Clerk

Deputy

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Entry No.	<u>71-1442</u>	<u>120</u>
Recorded	<u>9-26-64 8:49 A.M.</u>	<u>Book 368 Page 124</u>
FEE PAID	ARVILLA E. WARREN Recorder, San Juan County, Utah	
<u>\$1.00</u>	By <u>Arvilla E. Warren</u> Deputy	

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