

Roy Water Conservancy Subdistrict

PETITION TO ROY WATER CONSERVANCY SUBDISTRICT FOR THE ALLOTMENT OF WATER

09-088-000P,0009
08-088-0888-8-0009

Morfin, Lite & Rebecca

(Petitioner and petitioner) Roy _____ (City), Utah _____ (State)
Petitioner hereby requests that the Board of Directors of the Roy Water Conservancy Subdistrict, located in the State of Utah, allot to the petitioner the amount of _____ acre-feet of water annually for the irrigation of land situated in Weber County, Utah described as follows: (See attached description.)
See attached.

The Petitioner Agrees:

1. To purchase and pay for the right to use such water, whether or not petitioner actually takes and uses the same at the price to be fixed annually by the Board of Directors of the Subdistrict which shall include the following items:
 - (a) An amount not to exceed \$1.50 annually per acre-foot for all water allotted.
 - (b) An amount not to exceed \$31.50 annually for each delivery point provided for the land described above in the terms of the allotment of the water, but not to exceed the amount of the water delivery point, the said charge of \$31.50 annually shall be made for each point in one year.
 - (c) A fair proportionate amount of operation, maintenance and replacement charges authorized by the Subdistrict for its use, and a fair proportionate amount of the electrical operation, maintenance and replacement charges assessed against the Subdistrict by the Weber Basin Water Conservancy District pursuant to the Class C petition and order between the Weber Basin Water Conservancy District and Subdistrict.
2. To pay a conservation charge upon the granting of this petition the sum of \$ 750.00 which is not refundable.
3. The aggregate of the amounts so fixed in paragraphs 1 and 2 herein shall be a lien upon the above described lands and shall be paid in accordance with the provisions of the Water Conservancy Act of Utah and as the same may be amended. Nothing contained in this paragraph shall be construed to exempt the Petitioner from paying the taxes levied pursuant to Sections 72-5-19 and 70, Utah Code Annotated 1953, as amended.
4. The charges specified in paragraph 1 shall remain effective against the land herein described, provided that, upon application to the Subdistrict, the Board of Directors may reduce the water allotted pursuant to this petition and the charges specified in paragraph 1 to such an amount as separate ownerships accords with rules and regulations of the Subdistrict's Board.
5. Project water so allotted shall be delivered at a point or points designated by the Subdistrict after consultation with petitioner or his representative. It shall not be the responsibility of the Subdistrict to provide facilities to convey the water from such point or points to the place of use. The petitioner

VERIFIED
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6. If for any reason, there is a shortage of project waters available to petitioner one caused by the negligence or the Subdistrict or not within the control of the Subdistrict, no liability shall accrue against the Subdistrict, or the Weber Basin Water Conservancy District, or the United States or any of their officers, agents, or employees of either of them, for any damage, direct or indirect, arising therefrom and the payment to the Subdistrict provided for herein shall not be reduced because of any such shortage or damage. Diversion of water allotted pursuant to this petition may be reduced as determined by the Subdistrict.

7. The petitioner agrees to comply fully with all applicable federal laws, orders and regulations, and the laws of the State of Utah, all as administered by appropriate authorities, concerning the pollution of streams, reservoirs, groundwater, or water courses with respect to thermal pollution, or the discharge of refuse, garbage, sewage effluent, industrial waste, oil, water salinity, mineral salts, or other pollutants.

8. The provisions of the Water Conservancy Act of Utah and the Rules and Regulations of the Board of Directors of said Subdistrict shall be binding upon the Petitioner, and this petition shall be subject to the report of the Board of Directors of the Weber Basin Water Conservancy District and the United States dated September 12, 1962, No. 1406-405-28 as amended and any contract that may be entered into by the Subdistrict for the repayment of costs incurred by it for the construction of a distribution system, pumping plant and regulating reservoir.

Date this 10th day of April 19 89
Signed Dale Morfin
Rebecca Morfin
Petitioner and Owner of lands above described.
County of Weber, Utah

STATE OF UTAH
County of Weber, Utah
On the 10th day of April 19 89, personally appeared before me, Lite & Rebecca Morfin, who being by me duly sworn, did say that he (they) is (are) the applicant(s) of the within petition, who duly acknowledged to me that the (they) is (are) the applicant(s).
Notary Public, Michael Christensen
Residing at 800 of Roy, County of Weber, State of Utah

ORDER ON PETITION TO ROY WATER CONSERVANCY SUBDISTRICT
The notice having been given and having had it is ordered that the foregoing petition of Lite & Rebecca Morfin be granted and an allotment of 310 acre-feet of irrigation water is hereby made to the lands herein described, upon the terms, and provided in the meter as determined by the District's Board of Directors.
(SEAL) My Commission Expires July 16, 1990

Dated this 9th day of August 19 89
Joseph Dawson
Secretary
ATTENT: I hereby certify that the above is a true copy of Petition and Order entered hereon by the Board of Directors of Roy Water Conservancy Subdistrict on the 9th day of AUGUST 19 89.
Joseph Dawson
Secretary

09-088-0008

PART OF THE NORTHWEST QUARTER OF SECTION 22, TOWNSHIP 1 NORTH,
 RANGE 4 EAST, 3RD NAD, COUNTY OF SASKATCHEWAN, PROVINCE OF SASKATCHEWAN,
 IS HEREBY SET APART FOR THE PURPOSE OF BEING USED AS A RIGHT-OF-WAY
 FOR THE CONSTRUCTION OF A DRAINAGE DITCH TO BE KNOWN AS THE
 "DRAINAGE DITCH" AND TO BE 10 FEET WIDE AT THE POINT OF
 BEGINNING AND TO BE 10 FEET WIDE AT THE POINT OF TERMINATION.
 THE POINT OF BEGINNING OF THE DRAINAGE DITCH IS AT THE
 NORTHWEST CORNER OF THE NORTHWEST QUARTER OF SECTION 22,
 TOWNSHIP 1 NORTH, RANGE 4 EAST, 3RD NAD, COUNTY OF SASKATCHEWAN,
 PROVINCE OF SASKATCHEWAN, AND THE POINT OF TERMINATION IS AT
 THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF SECTION 22,
 TOWNSHIP 1 NORTH, RANGE 4 EAST, 3RD NAD, COUNTY OF SASKATCHEWAN,
 PROVINCE OF SASKATCHEWAN, AND THE DRAINAGE DITCH IS TO BE
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