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IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
IN AND FOR THE COUNTY OF WASHINGTON, STATE OF UTAH

In the Matter of the Organization

of the

WASHINGTON COUNTY WATER CONSERVANCY DISTRICT PURSUANT TO CHAPTER 9,
TITLE 73, UTAH CODE ANNOTATED, 1953,
AS AMENDED

FINDINGS OF FACT, CONCLUSIONS
OF LAW AND DECREE ORGANIZING,
ESTABLISHING AND INCORPORATING
THE WASHINGTON COUNTY
WATER CONSERVANCY DISTRICT
Civil No. 3030

The petition for the organization of the Washington County Water Conservancy District heretofore filed with the Clerk of this Court, having come on regularly to be heard this 25th day of September, 1962, and the Court having considered the petition and evidence introduced in support thereof, LeRoy H. Cox, appearing as attorney for the petitioners, 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 notices of the hearing of said petition have been given in accordance with law and the order of this Court, and proof of publication of said notice has been filed.
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 and a Notice of No Protest has been duly filed.
4. That the petitioners in said petition as filed, as aforesaid, are desirous of organizing, establishing and incorporating

ing a water conservancy district to include all of Washington County, and including in said district all the property of the incorporated cities and towns situated within the proposed district.

5. That all of Washington County is within the jurisdiction of this Court.

6. That the name of the district shall be the WASHINGTON COUNTY WATER CONSERVANCY DISTRICT.

7. That the signers of said petition are not fewer than twenty percent (20%) of the land owners in that portion of Washington County to be included in the said district and not fewer than five percent (5%) of the landowners embraced within the limits of incorporated cities and towns situated in the proposed district.

8. That opposite the name of each of the signers of said petition is listed the land owned by said signer, together with the improvements thereon, which property has an assessed value of not less than three hundred dollars (\$300.00), and the assessed value of all irrigated land within the district is approximately one million four hundred forty two thousand three hundred eighty dollars (\$1,442,380.00).

9. That the property within the district will be benefited by the accomplishment of the purposes enumerated in Section 4, Chapter 9, Title 73, Utah Code Annotated, 1953, to-wit: by conserving, developing and stabilizing supplies of water for domestic, irrigation, power, manufacturing, municipal and other beneficial uses as contemplated in said 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 and other beneficial uses, and 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, and or any other officer or agency of the United States of America as provided in that certain Act of Congress of the United States, entitled "the Act of April 11, 1956, 84th Congress 2nd Session," and any acts amendatory thereof or supplementary thereto, and with power to contract with the United States under any acts of Congress 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 and the boundaries of each division are as follows:

<u>DIVISION</u>	<u>DESCRIPTION OF DIVISION</u>
West District	A line running on the west side of St. George City boundary south to the Arizona State line and north to the Iron County line, and west to the Nevada State line, including any drainage area of the Santa Clara Creek.
Central District	From the junction of the Santa Clara Creek east to Berry Springs, including the Warner Valley, the cities and towns of St. George, Washington, Leeds, and New Harmony, and the area serviced by the St. George and Washington Canal distribution system.
East District	The area east of Berry Springs and south to the Arizona State line, north to the Iron County line and east to the Kane County line.

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

13. That this Court has original and exclusive jurisdiction comprehensive with the boundaries of said water conservancy district and of the land and other property included in said District and affected thereby, 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 the same are hereby determined to be in favor of the organization, establishment and incorporation of the Washington County Water Conservancy District.

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

CONCLUSIONS OF LAW:

That said petitioners are entitled to the Decree of this Court organizing, establishing and incorporating the Washington County Conservancy District in accordance with the petition herein, with all 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, wherein the Findings of Fact and Conclusions of Law are separately stated,

IT IS ORDERED, ADJUDGED AND DECREED:

1. That the district which includes all of Washington County, including all of the property within the boundaries of incorporated cities and towns within said district, be and is hereby declared to be organized, established and incorporated as a water conservancy district.

2. That the corporate name of said district shall be and is the Washington 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 the powers of a public and municipal corporation for the purpose of conserving, 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

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States of America, the Secretary of Interior thereof, or any other officer or agency of the United States of America as provided in that certain Act of Congress of the United States of America entitled "the Act of April 11, 1955, 84th Congress 2nd Session," and any acts amendatory thereof or supplementary thereto, and with power to contract with the United States under any acts of Congress that may hereafter be enacted relating to any of the purposes for which said district is organized, established and incorporated, and with all 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 located at St. George, Washington County, State of Utah.

4. That this Court shall have and has original and exclusive jurisdiction of said District 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 the same are hereby determined to be in favor of the organization, establishment and incorporation of said District.

5. That there shall be a Board of seven (7) directors of said District, and the term of office for the said Board of Directors shall be as hereinafter shown for the initial term and thereafter shall be for a period of three years.

<u>NAME AND ADDRESS OF DIRECTORS</u>	<u>TERM</u>
Leroy H. Cox, St. George, Utah	3 years
Wayna Wilson, LaVarkin, Utah	3 years

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J. David Frel, Santa Clara, Utah	3 years
William A. Barlocker, St. George, Utah	2 years
Wash J. Moody, St. George, Utah	2 years
J. G. Snow, St. George, Utah	1 year
Winford Spendlove, Hurricane, Utah	1 year

Dated at St. George, Washington County, State of Utah,
 this 23th day of November, 1962.

W. C. Nelson
 District Judge

CERTIFICATE OF COPY

STATE OF UTAH
 County of Washington

1, MERRILL STUCKI Clerk of Washington County, Utah,

and ex-officio Clerk of the District Court, do hereby certify that the above and foregoing is a full, true and correct copy of the original FINDINGS OF FACT, CONCLUSIONS OF LAW AND DECREE ORGANIZING, ESTABLISHING AND INCORPORATING THE WASHINGTON COUNTY WATER CONSERVANCY DISTRICT Re:

In the Matter of the Organization of the Washington County Water Conservancy District Pursuant to Chapter 9, Title 73, Utah Code Annotated, 1953, as Amended which is on file in my office.

In witness whereof I hereunto set my hand and seal of the said Court above mentioned.

This 23rd day of June, A. D. 1962.

By Barbara G. Johnson Deputy
MERRILL STUCKI Clerk

Entry No. 121698 Recorded at Lang Forester
 Date June 2, 1964 Time 11:30 A.M. Fee \$1.00
 Per W. C. Nelson District Judge