

10/24/10

WHEELER MACHINERY CO.
BOYER WHEELER FARM LLC

WEBER BASIN WATER CONSERVANCY DISTRICT
APPLICATION FOR REALLOCATION OF CLASS D ALLOTMENT

E 2119823 B 3905 P 425-426
RICHARD T. MAUGHAN
DAVIS COUNTY, UTAH RECORDER
11/03/2005 09:15 AM
FEE \$16.00 Pgs: 2
DEP RT REC'D FOR WEBER BASIN WATER
CONS DIST

The following first described lands have been allotted 518.0 acre-feet of water by Petition and Order recorded in Book _____, Page _____, Reallocation and Order Recorded in Book 3359 Page 603 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 allotted 518.0 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 Directors 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

08-069-0014 BUFFALO RANCH PROPERTY, 518.0 AF
A PARCEL OF LAND IN SEC 22 AND ELY 1/2 OF SEC 27, T3N, R1W, SLM, MORE PARTICULARLY DESCRIBED AS FOLLOWS
BEG AT THE N 1/4 COR OF SD SEC 22, SD COR MARKED BY AND EXISTING PROPERTY COR MARKER (5/8" REBAR SET AND REFERENCED ON THE DAVIS COUNTY RECORD OF SURVEY MAP # 001734 ON FILE IN THE OFFICE OF THE COUNTY SURVEYOR) WH IS 2639 83' S 89°51'14" W FR THE DAVIS COUNTY MONUMENT FOUND MARKING THE NE COR OF SD SEC 22 (THE BASIS OF BEARING BEING N 89°46'02" E 264 47' BETWEEN THE NW AND N 1/4 COR OF SEC 23, T3N, R1W, SLM), AND RUN TH N 89°51'14" E 126 48', TH S 37°28'18" E 705 67', TH S 37°16'21" E 442 94', TH S 42°23'39" E 69 91', TH N 54°46'47" E 235 47', TH S 37°16'53" E 1485.80' TO THE BNDRY-LINE OF FARMINGTON RANCHES PHASE 2 SUBDIVISION, TH S 53°51'19" W 30 83' ALG SD SUBD BNDRY, TH S 36°08'41 E 125 24' ALG SD SUBD BNDRY, TH S 53°51'19" W 202 72' TO THE BEG OF A 200 00' RAD CRV TO THE L, TH SWLY 188 36' ALG THE ARC OF SD CRV THROUGH A CENTRAL ANGLE OF 53°57'43", TH S 00°06'24" E 214 28', TH S 89°53'36" W 434 47', TH S 00°06'24" E 2083 46', TH S 33°24'04" E 426 96', TH S 60°10'03" E 632 26', TH S 44°14'26" E 321 44', TH S 51°14'00" E 399 39' TO A PT ON THE E LINE OF SD SEC 27, SD PT BEING AN EXISTING PROPERTY COR MARKER (5/8" REBAR & CAP MARKER "HJA ENG" AS REFERENCED ON SD DAVIS COUNTY RECORD OF SURVEY MAP NO 001734) WH IS 586 22' S 00°14'54" E ALG SD E LINE FR TH DAVIS COUNTY MONUMENT FOUND MARKING THE NE COR OF SD SEC 27, TH S 00°14'54" E 1372 96' ALG SD SEC LINE, TH S 89°27'22" W 658 12', TH S 02°02'47 E 169 62' TO A PROPERTY COR MARKER FR SD SURVEY, TH S 11°52'56" E 626 17' TO A PROPERTY COR MARKER FR SD SURVEY, TH N 89°44'44" W 574 91', TH N 39°59'49" W 1913 90' TO A PROPERTY COR MARKER FR SD SURVEY, TH N 03°40'22" W 1280 75' TO A PROPERTY COR MARKER FR SD SURVEY, TH N 12°59'23" W 2971 99' TO A PROPERTY MARKER FR SD SURVEY, TH N 09°55'45" E 2415 72' TO THE POB
THE ABOVE DESCRIBES PARCEL OF LAND CONTAINS 287 687 ACRES, M/L

DESCRIPTIONS OF LANDS WITH QUANTITIES AS REALLOCATED

08-069-0016 VIKING REAL ESTATE 283 366 AF
PARCEL 1 A PARCEL OF LAND LOC IN SEC 22 & THE ELY HALF OF SEC 27-T3N-R1W, SLM, DESC AS FOLLOWS BEG AT THE N 1/4 COR OF SD SEC 22, SD COR MARKED BY AN EXISTING PTY MARKER (5/8" REBAR SET AND REFERENCED ON THE DAVIS CO RECORD OF SURVEY MAP NO. 001734 ON FILE IN THE OFFICE OF THE CO SURVEYOR) WH IS 2639 83' S 89°51'14" W FR THE DAVIS CO MONU FOUND MARKING THE NE COR OF SD SEC 22 (THE BASIS OF BEARINGS BEING N 89°46'02" E 2642 47' BETWEEN THE NW & N 1/4 COR OF SEC 23-T3N-R1W, SLM, & RUN TH N 89°51'14" E 126 48', TH S 37°28'18" E 705 67', TH S 37°16'21" E 442 94', TH S 42°23'39" E 69 91', TH N 54°46'47" E 235 47', TH S 37°16'53" E 1177 03' TO THE BNDRY LN OF BUFFALO RANCHES SUB, TH ALG SD LN S 37°55'12" W 468 27' & S 0°06'24" E 214 28', TH S 00°06'24" E 1869 18', TH S 33°24'04" E 426 96', TH S 60°10'03" E 632 26', TH S 44°14'26" E 321 44', TH S 51°14'00" E 399 39' TO A PT ON THE E LN OF SD SEC 27, SD PT BEING AN EXISTING PTY COR MARKER (5/8" REBAR & CAP MARKED "HJA ENG" AS REFERENCED ON SD DAVIS CO RECORD OF SURVEY MAP NO 001734) WH IS 586 22' S 00°14'54" E ALG SD E LN FR THE DAVIS CO MONU FOUND MARKING THE NE COR OF SD SEC 27, TH S 00°14'54" E 1372.96' ALG SD SEC LN, TH S 89°72'22" W 658 12'; TH S 02°02'47" E 169 62' TO A PTY COR MARKER FR SD SURVEY, TH S 11°52'56" E 626 17' TO A PTY COR MARKER FR SD SURVEY, TH N 89°44'44" W 574 91', TH N 39°59'49" W 1913 90' TO A PTY COR MARKER FR SD SURVEY, TH N 03°40'22" W 1280 75' TO A PTY COR MARKER FR SD SURVEY, TH N 12°59'23" W 2971 99' TO A PTY COR MARKER FR SD SURVEY, TH N 09°55'45" E 2415 72' TO THE POB CONT 283 366 ACRES (NOTE, THIS REMAINING LEGAL WAS WRITTEN IN THE DAVIS COUNTY RECORDER'S OFFICE FOR ID PURPOSES IT DOES NOT REFLECT A SURVEY OF THE PROPERTY)

08-343-0001 VIKING REAL ESTATES 3 0 AF
ALL OF LOT 1, BUFFALO RANCHES

08-343-0002 SHANE DAVID PLUMMER 3 4 AF
ALL OF LOT 2, BUFFALO RANCHES

08-343-0003 VIKING REAL ESTATES 3 2 AF
ALL OF LOT 3, BUFFALO RANCHES

08-343-0004 VIKING REAL ESTATES 3 2 AF
ALL OF LOT 4, BUFFALO RANCHES

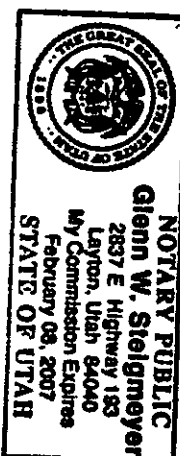
Dated MAY 27, 2005

Jewel Lee Kenley
Weber Basin Water Conservancy District
Tage I Flint

STATE OF UTAH }
 SS
COUNTY OF DAVIS }

On this 27 day of MAY , 2005 , 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.

Glenn W. Steigmeyer
Residing at
My commission expires



ORDER ON APPLICATION

Application having been made for the reallocation of 518.0 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 Directors 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 "Descriptions 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 "Descriptions 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 27, 2005

WEBER BASIN WATER CONSERVANCY DISTRICT

ATTEST

Jewel Lee Kenley
Tage I Flint

By *Jewel Lee Kenley*, President
Jewel Lee Kenley

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

Jewel Lee Kenley
Secretary of Weber Basin Water Conservancy District
Tage I Flint

