

ROY WATER CONSERVANCY SUBDISTRICT

Petition to Roy Water Conservancy Subdistrict  
For the Allotment of Water

08-130-0004

RONALD B. FLYGARE, and  
LUGENE T. FLYGARE,

Owners of:

4648 S MIDLAND DRIVE, Roy City, Weber County, Utah,

the following described real property, to-wit: legal description as follows:  
(or as attached)

ALL OF LOTS 4 & 5, PONY ACRES #2, WEBER COUNTY, UTAH.

hereby Petition ROY WATER CONSERVANCY SUBDISTRICT for the purchase and allotment of the beneficial use of 7.50 acre feet of irrigation water annually for the irrigation of the above described real property and no other.

The Petitioners Agree:

1. To purchase and pay for the right to use such water, whether Petitioners actually take and use the same or not, at the price to be fixed annually by the Subdistrict.

2. To pay a non-refundable connection charge upon the granting of the petition in the sum of \$ 0.00.

3. The aggregate of the amounts so fixed in paragraph 1 hereof shall be a tax 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 73-9-19 and 20. Utah Code Annotated 1953, as amended.

4. The Subdistrict shall have the right to reallocate the water allotted herein to parcels of said land in separate ownership in accordance with its rules and regulations.

5. Water so allotted shall be delivered at a point or points designated by the Subdistrict after consultation with Petitioners or their 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.

6. If for any reason, there is a shortage of project waters available to Petitioners, no liability shall accrue against the Subdistrict, or any of their officers, agents, or employees, for any damage, direct or indirect, arising therefrom and the payments to the Subdistrict provided for herein shall not be reduced because of any such shortage or damage. Deliveries of water allotted pursuant to this Petition may be reduced as determined by the Subdistrict.

7. The Petitioners agree to comply fully with all applicable rules, Regulations, and the Laws of the United States, and all City ordinances and the Laws of the State of Utah.

8. Cross connection of Subdistrict water lines with culinary water lines is prohibited.

9. The provisions of the Water Conservancy Act of Utah, and the Rules and Regulations of the Subdistrict shall be binding upon the Petitioner.

10. The water allocated, will not be used on any other property than the property herein described, subject to severe penalty.

Dated this 26 January 1993.

Signed Ronald B. Flygare  
Petitioner/Owner of Lands above described.

Lugene T. Flygare  
Petitioner/Owner of Lands above described.

ROY WATER CONSERVANCY SUBDISTRICT

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E# 1214875 BK1654 PG2221

STATE OF UTAH }  
County of Weber }ss

The foregoing instrument was acknowledged before me this 26 January 1993,  
by RONALD B. FLYGARE ; and LUGENE T. FLYGARE, Owners.



*Susan Roberts*

Notary Public

ORDER ON PETITION TO ROY WATER CONSERVANCY SUBDISTRICT

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Due notice having been given and hearing had, it is ordered that the foregoing Petition of RONALD B. FLYGARE; and LUGENE T. FLYGARE be granted and an allotment of 7.50 acre-feet of irrigation water is hereby made to the lands therein described, upon the terms, at the rate, and payable in the manner as determined by the Subdistrict.

Dated this 22 June 1977.

Roy Water Conservancy Subdistrict

by: *James W. Thompson*  
Chairman of the Board

ATTEST:

I hereby Certify that the above is a true and correct copy of the Petition and Order entered thereon by the Roy Water Conservancy Subdistrict, on the 22 June 1977.

*Dale L. Field*  
Secretary

(seal)