

PETITION TO BOUNTIFUL WATER SUBCONSERVANCY DISTRICT FOR THE ALLOTMENT OF 210955 WATER FOR USE BY INDIVIDUALS CLASS D167

Platfiled [] Abstracted [] Indexed [] On Margin [] Compared []

Clyde E. & Geraldine H. Williams, herein styled Petitioner, elects to purchase and hereby applies to the Bountiful Water Subconservancy District, herein styled the Subconservancy District, for the allotment of the beneficial use of 3.327 acres-feet of Weber Basin Project water annually for the irrigation of land situated in Davis County, Utah, described as follows:

DESCRIPTION: SECTION 20 TOWNSHIP 2N RANGE 1E ACRES 3.327 ACRE-FEET 13.777
Beg at NE cor Lot 107, Hillside Sub, Plat B, at pt S 88°57' E 735.61 ft fr NW cor of NE 1/4 Sec 20, Tp 2N, Rg 1E, S1M, E 584.39 ft, m or l, to pt 80 rds E fr NW 1/4 of NE 1/4 sd Sec, th S 32 rds, W 411.12 ft, m or l, to SE cor of ppty conv in Bk 137, Page 426, N 9°36' W 81.08 ft, N 88°57' W 80.38 ft, N 1°03' W 310 ft, N 88°57' W 87.82 ft, N 1°03' E 181.97 ft to beg. Cont. 6.327 Acres.

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 Subconservancy District which shall include the following items:

- (a) An amount not to exceed \$6.00 annually per acre-foot for all water allotted.
(b) An amount not to exceed \$15.50 annually for each delivery point provided for the land described above.
(c) A fair proportionate amount of operation, maintenance and replacement charges estimated by the Subdistrict for its use, and a fair proportionate amount of the development period 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 the Subdistrict, which petition is dated February 24, 1957 and which Order is dated March 20, 1959

- 2. Project water so allotted shall be delivered at a point or points designated by the Subconservancy District after consultation with Petitioner or his representative.
3. The waste, seepage or return flow from water delivered pursuant to this petition shall belong to the United States for the use and benefit of the project.
4. In the event there is a shortage of project water caused by drought, inaccuracy in distribution not resulting from negligence, hostile diversion, prior or superior claims, or other causes not within the control of the Subconservancy District, no liability shall accrue against the Subconservancy District, or the Weber Basin Water Conservancy District, or the United States, or any of their officers, agents or employees or either of them for any damage, direct or indirect, arising therefrom and the payments to the Subconservancy District provided for herein shall not be reduced because of any such shortage or damage.
5. The provisions of the Water Conservancy Act of Utah, and the rules and regulations of the board of directors of said Subconservancy District shall be binding upon the Petitioner, and this petition shall be subject to the Class C petition and contract between the Weber Basin Water Conservancy District and the Subconservancy District, the repayment contract between the Weber Basin Water Conservancy District and the United States dated December 12, 1952, No. 1400-400-33, and any contract that may be entered into by the Subconservancy District for the repayment of costs incurred by it for the construction of a distribution system.

Money collected pursuant to subparagraphs (a), (b), and (c) above shall be used first to apply on the Subconservancy District's obligation under said Class C petition and Order between the Weber Basin Water Conservancy District and the Subconservancy District; and second, to meet other obligations of the Subconservancy District.

- 2. To pay a connection charge of \$17.50 upon the granting of this petition or at such later date as the Subconservancy District may determine.
3. The aggregate of the amounts so fixed in paragraphs 1 and 2 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.
4. The charges specified in paragraph 1 shall remain effective against the land herein described, provided that upon application to the Subconservancy District its board of directors may reallocate the water allotted pursuant to this petition and the charges specified in paragraph 1 to parcels of said land in separate ownership in accordance with rules and regulation of the Subconservancy District.

Dated this 10th day of June, 1959.
Clyde E. Williams
Geraldine H. Williams
Petitioner and Owner of Lands above described.

ORDER ON PETITION

Due notice having been given and hearing had, it is ordered that the foregoing petition be granted and an allotment of 3.327 acres-feet of irrigation water is hereby made to the lands therein described, upon the terms, at the rates, and payable in the manner as in said petition set forth.

ATTEST: Egan Y. Clark, Secretary
APPROVED: J.M. Warwick, Project Manager
ACTING Bureau of Reclamation

BOUNTIFUL WATER SUBCONSERVANCY DISTRICT
Chairman, Board of Directors

I hereby certify that the above is a true copy of Petition and Order entered thereon by the Board of Directors of Bountiful Water Subconservancy District on the 11th day of June, 1959.
Egan Y. Clark, Secretary

Recorded at request of B.W.S.C. AUG 23 1959 Date AUG 23 1959 By J. M. Warwick Deputy Book

Dec 20-27-1959