3321914 BK 7649 PG 599

Wheeler Machinery CO West Farmington E 3321914 B 7649 P 599-603
RICHARD T. MAUGHAN
DAVIS COUNTY, UTAH RECORDER
12/03/2020 11:21 AM
FEE \$40.00 Pas: 5
DEP RTT REC'D FOR WEBER BASIN WATE

# WEBER BASIN WATER CONSERVANCY DISTRICT APPINEATION FOR TRANSFER OF CLASS D ALLOTMENT

The undersigned, being all of the owners and lienholders of the following First Described Lands to which 413.9 acre-feet of water have been allotted by Petition and Order, recorded in the office of the County Recorder of Davis County, Utah as Entry No. 2953122, and the owners of the following described lands to which the water is to be transferred, hereby apply for the transfer of 68.7 acrefeet of water and the lien created thereby to the lands and in the amounts more particularly described under "Descriptions of Lands with Quantities as Transferred".

## FIRST DESCRIBED LANDS:

#### 08-083-0005 UDOT, 413.9 AF

A PARCEL OF LAND IN FEE FOR THE PROPOSED WEST DAVIS HWY, BEING PART OF AN ENTIRE TRACT OF PPTY SIT IN SEC 22 & THE E 1/2 OF SEC 27-T3N-R1W, SLB&M. THE BNDRY OF SD PARCEL OF LAND ARE DESC AS FOLLOWS: BEG AT THE N 1/4 COR OF SD SEC 22 & RUN TH ALG GRANTOR'S N'LY BNDRY LINE THE FOLLOWING SIX (6) COURSES: (1) N 89^51'14" E 126.48 FT; (2) S 37^28'18" E 705.67 FT; (3) S 37^16'21" E 442.94 FT; (4) S 42^23'39" E 69.91 FT; (5) N 54^46'47" E 235.47 FT; (6) S 37^16'53" E 278.94 FT TO A PT ON THE E'LY HWY R/W & NO-ACCESS LINE OF THE PROPOSED WEST DAVIS CORRIDOR; TH SE'LY ALG SD PROPOSED RAW & NO-ACCESS LINE THE FOLLOWING FOUR (4) COURSES: (1) S 17^02'24" W 763.85 FT TO A PT OF CURVATURE ON A 2800.00 FT RAD CURVE TO THE LEFT; (2) S'LY 1398.64 FT ALG THE ARC OF SD CURVE (NOTE: CHORD TO SD CURVE BEARS S. 02^43'48" W FOR A DIST OF 1384.15 FT); (3) S 11^34'48" E 1406.25 FT TO A PT OF CURVATURE ON A 2875.00 FT RAD CURVE TO THE LEFT; (4) SE'LY 2492.13 FT ALG THE ARC OF SD CURVE (NOTE: CHORD TO SD CURVE BEARS S 36^24'46" E FOR A DIST OF 2414.83 FT) TO THE E BNDRY LINE OF GRANTOR'S ENTIRE TRACT; THIS 00^14'54" E 749.98 FT ALG GRANTOR'S E BNDRY LINE TO A PT ON GRANTOR'S S BNDRY LINE: TH SWLY ALG SD S BNDRY LINE THE FOLLOWING FOUR (4) COURSES: (1) S 89^27'22" W 658.12 FT; (2) S 02^02'47" E 169.62 FT; (3) S 11^52'56" E 626.17 FT; (4) N 89^44'44" W 574.91 FT TO A PT ON THE WLY BNDRY LINE OF GRANTOR'S ENTIRE TRACT: THIN'LY ALG SD BNDRY LINE THE FOLLOWING FOUR (4) COURSES: (1) N 39^59'49" W 1913.90 FT; (2) N 03^40'22" W 1280.75 FT; (3) N 12^59'23" W 2971.99 FT; (4) N 09^55'45" E 2415.72 FT TO THE POB. CONT. 232.06 ACRES

## **DESCRIPTION OF LANDS WITH QUANTITIES AS TRANSFERRED:**

08-083-0005 UDOT, 345.2 AF

A PARCEL OF LAND IN FEE FOR THE PROPOSED WEST DAVIS HWY, BEING PART OF AN ENTIRE TRACT OF PPTY SIT IN SEC 22 & THE E 1/2 OF SEC 27-T3N-R1W, SLB&M. THE BNDRY OF SD PARCEL OF LAND ARE DESC AS FOLLOWS: BEG AT THE N 1/4 COR OF SD SEC 22 & RUN TH ALG GRANTOR'S N'LY BNDRY LINE THE FOLLOWING SIX (6) COURSES: (1) N 89^51'14" E 126.48 FT; (2) S 37^28'18" E 705.67 FT; (3) S 37^16'21" E 442.94 FT; (4) S 42^23'39" E 69.91 FT; (5) N 54^46'47" E 235.47 FT; (6) S 37^16'53" E 278.94 FT TO A PT ON THE E'LY HWY R/W & NO-ACCESS LINE OF THE PROPOSED WEST DAVIS CORRIDOR; TH SE'LY ALG SD PROPOSED R/W & NO-ACCESS LINE THE FOLLOWING FOUR (4) COURSES: (1) S 17^02'24" W 763.85 FT TO A PT OF CURVATURE ON A 2800.00 FT RAD CURVE TO THE LEFT; (2) S'LY 1398.64 FT ALG THE ARC OF SD CURVE (NOTE: CHORD TO SD CURVE BEARS S 02^43'48" W FOR A DIST OF 1384.15 FT); (3) S 11^34'48" E 1406.25 FT TO A PT OF CURVATURE ON A 2875.00 FT RAD CURVE TO THE LEFT; (4) SE'LY 2492.13 FT ALG THE ARC OF SD CURVE (NOTE: CHORD TO SD CURVE BEARS S 36^24'46" E FOR A DIST OF 2414.83

FT) TO THE E BNDRY LINE OF GRANTOR'S ENTIRE TRACT; TH S 00^14'54" E 749.98 FT ALG GRANTOR'S E BNDRY LINE TO A PT ON GRANTOR'S S BNDRY LINE; TH SWLY ALG SD S BNDRY LINE THE FOLLOWING FOUR (4) COURSES: (1) S 89^27'22" W 658.12 FT; (2) S 02^02'47" E 169.62 FT; (3) S 11^52'56" E 626.17 FT; (4) N 89^44'44" W 574.91 FT TO A PT ON THE WLY BNDRY LINE OF GRANTOR'S ENTIRE TRACT; TH N'LY ALG SD BNDRY LINE THE FOLLOWING FOUR (4) COURSES: (1) N 39^59'49" W 1913.90 FT; (2) N 03^40'22" W 1280.75 FT; (3) N 12^59'23" W 2971.99 FT; (4) N 09^55'45" E 2415.72 FT TO THE POB. CONT. 232.06 ACRES

### 08-069-0018 VIKING REAL ESTATE, 68.7 AF

PARCEL 1: A PARCEL OF LAND LOC IN SEC 22 & THE E'LY 1/2 OF SEC 27-T3N-R1W, SLB&M, DESC AS FOLLOWS: BEG AT A PT N 89^51'14" E 126.48 FT & S 37^28'18" E 705.67 FT & S 37^16'21" E 442.94 FT & S 42^23'39" E 69.91 FT & N 54^46'47" E 235.47 FT & S 37^16'53" E 278.94 FT FR THE N 1/4 COR OF SEC 22-T3N-R1W, SLB&M; & RUN TH S 37^16'53" E 1206.43 FT TO THE N'LY LINE OF LOT 201, FARMINGTON RANCHES PHASE 2; TH ALG SD LOT THE FOLLOWING TWO COURSES: S 53^51'19" W 30.83 FT & S 36^08'41" E 125.23 FT TO THE BNDRY LINE OF BUFFALO RANCHES SUB; TH ALG SD SUB THE FOLLOWING FOUR COURSES: S 53^51'19" W 205.81 FT & ALG THE ARC OF A 200.00 FT RAD CURVE TO THE LEFT 52.44 FT (LC BEARS S 46^20'28" W 52.29 FT) & N 37^36'00" W 308.77 FT & S 37^55'12" W 468.27 FT S 0^06'24" E 214.28 FT; TH S 00^06'24" E 2084.06 FT; TH S 33^24'04" E 426.96 FT; TH S 60^10'03" E 632.26 FT; TH S 44^14'26" E 321.44 FT; TH S 51^14'00" E 400.14 FT TO A PT ON THE E LINE OF SD SEC 27; SD PT BEING AN EXIST PPTY 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 FT S 00^14'54" E ALG SD E LINE FR THE DAVIS CO MONU FOUND MARKING THE NE COR OF SD SEC 27; TH S 00^14'54" E 622.98 FT ALG SD SEC LINE; TH NWLY 2492.13 FT ALG THE ARC OF A 2875.00 FT RAD CURVE TO THE RIGHT (LC BEARS N 36^24'46" W FOR A DIST OF 2414.83 FT); TH N 11^34'48" W 1406.25 FT; TH N'LY 1398.64 FT ALG THE ARC OF A 2800.00 FT RAD CURVE TO THE RIGHT (LC BEARS N 02^43'48" E FOR A DIST OF 1384.15 FT); TH N 17^02'24" E 763.85 FT TO THE POB. CONT. 51.306 ACRES (NOTE: THIS REMAINING LEGAL WAS WRITTEN IN THE DAVIS COUNTY RECORDER'S OFFICE FOR I.D. PURPOSES. IT DOES NOT REFLECT A SURVEY OF THE PROPERTY.)

Applicant agree to be bound by all of the terms and conditions of the original Petition and Order, which by reference shall be deemed incorporated into the Transfer Order entered hereon.

Viking Real Estate, LLC

Conclus of Transportation

By: Charles A. Stormont, Director, Right of Way

September 18

(NOTE: CHORD TO SD CURVE BEARS S 36^24'46" E FOR A DIST OF 2414.83 FT) TO THE E BNDRY LINE OF GRANTOR'S ENTIRE TRACT; TH S 00^14'54" E 749.98 FT ALG GRANTOR'S E BNDRY LINE TO A PT ON GRANTOR'S S BNDRY LINE; TH SW'LY ALG SD S BNDRY LINE THE FOLLOWING FOUR (4) COURSES: (1) S 89^27'22" W 658.12 FT; (2) S 02^02'47" E 169.62 FT; (3) S 11^52'56" E 626.17 FT; (4) N 89^44'44" W 574.91 FT TO A PT ON THE W'LY BNDRY LINE OF GRANTOR'S ENTIRE TRACT; TH N'LY ALG SD BNDRY LINE THE FOLLOWING FOUR (4) COURSES: (1) N 39^59'49" W 1913.90 FT; (2) N 03^40'22" W 1280.75 FT; (3) N 12^59'23" W 2971.99 FT; (4) N 09^55'45" E 2415.72 FT TO THE POB. CONT. 232.06 ACRES

#### 08-069-0018 VIKING REAL ESTATE, 68.7 AF

. 7,:

PARCEL 1: A PARCEL OF LAND LOC IN SEC 22 & THE E'LY 1/2 OF SEC 27-T3N-R1W, SLB&M, DESC AS FOLLOWS: BEG AT A PT N 89^51'14" E 126.48 FT & S 37^28'18" E 705.67 FT & S 37^16'21" E 442.94 FT & S 42^23'39" E 69.91 FT & N 54^46'47" E 235.47 FT & S 37^16'53" E 278.94 FT FR THE N 1/4 COR OF SEC 22-T3N-R1W, SLB&M; & RUN TH S 37^16'53" E 1206.43 FT TO THE N'LY LINE OF LOT 201, FARMINGTON RANCHES PHASE 2; THIALG SD LOT THE FOLLOWING TWO COURSES: S 53^51'19" W 30.83 FT & S 36^08'41" E 125.23 FT TO THE BNDRY LINE OF BUFFALO RANCHES SUB; TH ALG SD SUB THE FOLLOWING FOUR COURSES: S 53^51'19" W 205.81 FT & ALG THE ARC OF A 200.00 FT RAD CURVE TO THE LEFT 52.44 FT (LC BEARS S 46^20'28" W 52.29 FT) & N 37^36'00" W 308.77 FT & S 37^55'12" W 468.27 FT S 0^06'24" E 214.28 FT; TH S 00^06'24" E 2084.06 FT; TH S 33^24'04" E 426.96 FT; TH S 60^10'03" E 632.26 FT: TH S 44^14'26" E 321.44 FT; TH S 51^14'00" E 400.14 FT TO A PT ON THE E LINE OF SD SEC 27; SD PT BEING AN EXIST PPTY 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 FT S 00^14'54" E ALG SD E LINE FR THE DAVIS CO MONU FOUND MARKING THE NE COR OF SD SEC 27; TH S 00^14'54" E 622.98 FT ALG SD SEC LINE; TH NW'LY 2492.13 FT ALG THE ARC OF A 2875.00 FT RAD CURVE TO THE RIGHT (LC BEARS N 36^24'46" W FOR A DIST OF 2414.83 FT); TH N 11^34'48" W 1406.25 FT; TH N'LY 1398.64 FT ALG THE ARC OF A 2800.00 FT RAD CURVE TO THE RIGHT (LC BEARS N 02\*43'48" E FOR A DIST OF 1384.15 FT); TH N 17\*02'24" E 763.85 FT TO THE POB. CONT. 51.306 ACRES (NOTE: THIS REMAINING LEGAL WAS WRITTEN IN THE DAVIS COUNTY RECORDER'S OFFICE FOR I.D. PURPOSES, IT DOES NOT REFLECT A SURVEY OF THE PROPERTY.)

Applicant agree to be bound by all of the terms and conditions of the original Petition and Order, which by reference shall be deemed incorporated into the Transfer Order entered hereon.

, 20 19

Viking Real Estate, LLC & Zeus Investments, LLC	- <b>,</b>
Utah Department of Transportation	_
***************************************	*****

August 20th

Dated

STATE OF UTAL ) COUNTY OF DAVIS On the Zota day of Agust, 20 19, before me, World Awsth a notary public, personally appeared Spencer David Plummer Triproved on the basis of satisfactory evidence to be the person(s) whose name(s) (is/are) subscribed to this instrument, and acknowledged (he/she/they) executed the same. CLAUDIO ACOSTA NOTARY PUBLIC SIGNATURE NOTARY PUBLIC • STATE OF UTAH OMMISSION NO. 699716 COMM. EXP. 03/26/2022 ORDER ON APPLICATION Application having been made for the transfer of 68.7 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 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 interests 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 "Description of Land with Quantities as Transferred, and the lien created by such original petition and order is transferred to and shall hereafter attach to the tract described under the heading "Description of Lands with Quantities as Transferred. WEBER BASIN WATER CONSERVANCY DISTRICT Paul C. Summers - President I hereby certify that the above is a true copy of Application for Transfer and Order entered thereon by the Board of Directors of Weber Basin Water Conservancy District. Tage L Flint, PE, General Manager/CEO (SEAL)

STATE OF Utah COUNTY OF S.HL

> On the 18 day of September, 20 Zo, before me, Krissy Plett hotary public name a notary

public, personally appeared Charles A. Stormont proved on the basis of

satisfactory evidence to be the person(s) whose name(s) (is/are) subscribed to this instrument, and acknowledged (he/she/they) executed the same.

Krissy Plett

Notary Public - State of Utah Expires 07/31/2022

(SEAL)

ORDER ON APPLICATION

Application having been made for the transfer of 68.7 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 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 interests 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 "Description of Land with Quantities as Transferred, and the lien created by such original petition and order is transferred to and shall hereafter attach to the tract described under the heading "Description of Lands with Quantities as Transferred.

WEBER BASIN WATER CONSERVANCY DISTRICT

I hereby certify that the above is a true copy of Application for Transfer and Order entered thereon

by the Board of Directors of Weber Basin Water Conservancy District.

ge I. Flint, PE,

General Manager/CEO