

ORDER ON PETITION

DUE NOTICE having been given and hearing had, IT IS ORDERED that the foregoing petition of Whinnia Heritage Corp. be granted and an allotment of 10 acre-feet of 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.

DATED this 27th day of Nov, 1984.

WEBER BASIN WATER CONSERVANCY DISTRICT

By Ernie V. Paul
Chairman, Board of Directors

ATTEST:

Scott H. Jensen
Secretary



927333

DOUG CROFTS noted
WEBER COUH. RECORDER
DEPUTY Ann Kille
JAN 4 3 00 PM '85
FILED AND FOR
Webster Basin Water

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PLATTED VERIFIED
ENTERED MICROFILMED

PETITION TO WEBER BASIN WATER CONSERVANCY DISTRICT
FOR THE ALLOTMENT OF WATER

Area _____
Rev. 5-30-84

JOHN E. OSTBERG (herein "Petitioner"), hereby applies to the Weber Basin Water Conservancy District (herein "District"), for the allotment of the beneficial use of 1.0 acre-feet of untreated water annually, for irrigation and domestic purposes, on 5.01 acres of land situated in WEBER County, Utah, legally described as follows:

LOT #17, MIDDLE FORK RANCHES

Section 6, Township 6 N, Range 2 E.

Tax ID No(s). 21-048-0017

1. In consideration of such allotment and upon condition that this petition is granted by the District, Petitioner agrees as follows:

A. To pay for the right to use the allotted water an amount annually to be fixed from time to time by the District's Board of Directors, which amount initially shall be the sum of \$15.00 per acre-foot, to apply on the District's obligations under the repayment contract between the United States and the District, dated December 12, 1952 No. 14-06-400-33, as amended, and as the same may hereafter be amended.

B. To pay an additional amount annually to be fixed by the District's Board of Directors for operation, maintenance or other charges.

The amounts so fixed shall be paid whether or not the Petitioner actually takes and uses the water allotted.

The amounts so fixed shall be a tax lien upon the above-described land and the Petitioner shall be bound by the provisions of the Water Conservancy Act of Utah and the rules and regulations of the District's Board of Directors. Nothing contained herein shall be construed to exempt the Petitioner from paying the taxes levied pursuant to Sections 73-9-16 and 73-9-20, Utah Code Annotated 1953, as amended.

2. The use of the water allotted hereby shall be sold to Petitioner solely for the replacement of underground water diverted, withdrawn or to be diverted or withdrawn by means of a well or spring for irrigation and domestic purposes at a point located on the land hereinabove described, and for no other use or purpose.

3. Petitioner's use of the water hereby allotted as replacement water shall be subject to such rules and regulations as the Utah State Engineer may from time to time prescribe.

4. Delivery of the water hereby allotted by the District shall be as directed by the Utah State Engineer or his representative at the outlet works of PINEVIEW reservoir.

21-048-0017

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