

ENGLAND, EDWARD

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

The undersigned, being all of the owners and lienholders of the following First Described Lands to which 200 acre-feet of water have been allotted by Petition and Order, recorded in Book 2156, Page 1745, Reallocation and Order recorded in Book _____ Page _____, Transfer and Order recorded in Book _____ Page _____, of the records of Weber County, Utah, and the owners of the following described lands to which the water is to be transferred, hereby apply for the transfer of said 200 acre-feet 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:

10-035-0003, BENCHLAND FARMS LTD., 200 A.F.

PART OF THE SOUTH 1/2 OF THE NORTHEAST QUARTER OF SECTION 13, TOWNSHIP 6 NORTH, RANGE 3 WEST, SALT LAKE MERIDIAN, U.S. SURVEY. BEGINNING AT THE INTERSECTION OF SOUTH LINE OF SAID NORTHEAST QUARTER AND THE WEST LINE OF 5900 WEST STREET, RUNNING THENCE WEST ALONG SAID SOUTH LINE OF THE NORTHEAST QUARTER TO THE CENTER OF SECTION 13, THENCE NORTH TO THE NORTH LINE OF THE SOUTH 1/2 OF SAID NORTHEAST QUARTER SECTION THENCE EAST 1286 FEET, THENCE NORTH 89D41'38" EAST 296 FEET, THENCE NORTH 87D56'23" EAST 685.33 FEET, MORE OR LESS, THENCE SOUTH 31'8" FEET, THENCE NORTH 89D56'23" EAST 273.67 FEET TO THE WEST LINE OF 5900 WEST STREET, THENCE SOUTH 212 FEET, MORE OR LESS, TO THE NORTH LINE OF JOHNSON ESTATE, THENCE NORTH 89D17'38" WEST, 273.67 FEET, THENCE SOUTH 0D45'59" WEST 300 FEET, THENCE SOUTH 89D17'38" EAST, 273.67 FEET, THENCE SOUTH 0D45'59" WEST, 499.49 FEET TO THE POINT OF BEGINNING.

DESCRIPTION OF LANDS WITH QUANTITIES AS TRANSFERRED

15-024-0002, BENCHLAND INVESTMENT LTD. & ALLAN KARRAS, 63.6 A.F.

PART OF THE SOUTHEAST QUARTER OF SECTION 7, AND PART OF THE SOUTHWEST QUARTER OF SECTION 8, TOWNSHIP 6 NORTH, RANGE 2 WEST, SALT LAKE MERIDIAN, U.S. SURVEY. BEGINNING 1582.5 FEET NORTH OF THE SOUTHWEST CORNER OF THE SOUTHEAST QUARTER OF SECTION 7, THENCE EAST 2250 FEET TO CENTER OF WEBER RIVER, THENCE NORTH 30D17'7" EAST ALONG RIVER 365 FEET, THENCE NORTH 52D47' EAST 250 FEET TO SECTION LINE, THENCE NORTH 39D30' EAST ALONG RIVER 425 FEET, THENCE WEST 435 FEET TO POINT 150 RODS EAST OF THE WEST LINE OF THE SOUTHEAST QUARTER OF SECTION 7, THENCE SOUTH 21.33 RODS, THENCE WEST 150 RODS, THENCE SOUTH 416 FEET TO BEGINNING. CONTAINING 24.6 ACRES.

15-024-0003, BENCHLAND INVESTMENT LTD. & ALLAN KARRAS, 21.3 A.F.

PART OF THE SOUTHEAST QUARTER OF SECTION 7, TOWNSHIP 6 NORTH, RANGE 2 WEST, SALT LAKE MERIDIAN, U.S. SURVEY. BEGINNING 1420.5 FEET NORTH OF THE SOUTHWEST CORNER OF SAID QUARTER SECTION, THENCE EAST 2195 FEET, MORE OR LESS, TO CENTER OF WEBER RIVER, THENCE NORTH 16D5' EAST 168 FEET ALONG CENTER OF SAID RIVER, THENCE WEST 2250 FEET, THENCE SOUTH 162 FEET TO BEGINNING. CONTAINING 8.2 ACRES.

15-024-0005, BENCHLAND INVESTMENT LTD. & ALLAN KARRAS, 53.6 A.F.

PART OF THE SOUTHEAST QUARTER OF SECTION 7, TOWNSHIP 6 NORTH, RANGE 2 WEST, SALT LAKE MERIDIAN, U.S. SURVEY. BEGINNING AT A POINT NORTH 0D18'53" EAST 972.54 FEET FROM THE SOUTHWEST CORNER OF THE SOUTHEAST QUARTER OF SECTION 7, AS PER BOUNDARY LINE AGREEMENT, RUNNING THENCE SOUTH 89D11'12" EAST 1027.13 FEET ALONG SAID FENCE, THENCE SOUTH 0D08'55" EAST 211.17 FEET, THENCE SOUTH 0D09'25" WEST 159.53 FEET, MORE OR LESS, THENCE EAST TO THE CENTER OF WEBER RIVER, THENCE NORTHEASTERLY ALONG RIVER TO A POINT NORTH 1199.5 FEET AND EAST FROM THE SOUTHWEST CORNER OF THE SOUTHEAST QUARTER OF SAID SECTION 7, THENCE WEST TO THE SECTION LINE, THENCE SOUTH 226.96 FEET, MORE OR LESS, TO THE POINT OF BEGINNING. CONTAINING 20.72 ACRES.

15-024-0006, BENCHLAND INVESTMENT LTD. & ALLAN KARRAS, 61.5 A.F.

PART OF THE SOUTHEAST QUARTER OF SECTION 7, TOWNSHIP 6 NORTH, RANGE 2 WEST, SALT LAKE MERIDIAN, U.S. SURVEY. BEGINNING AT THE SOUTHWEST CORNER OF SAID QUARTER SECTION, RUNNING THENCE NORTH 0D18'53" EAST 549.39 FEET ALONG THE QUARTER SECTION LINE, THENCE NORTH 89D49'40" EAST 584.01 FEET, THENCE SOUTH 88D33'54" EAST 25.80 FEET, THENCE SOUTH 89D39'26" EAST 419.57 FEET, AS PER BOUNDARY LINE AGREEMENT, THENCE NORTH 0D09'25" EAST 39.31 FEET, MORE OR LESS, THENCE EAST TO CENTER OF WEBER RIVER, THENCE SOUTHWESTERLY ALONG CENTER OF RIVER 665 FEET, MORE OR LESS, TO THE SOUTH LINE OF SAID QUARTER SECTION, THENCE WEST 1680 FEET TO BEGINNING.

ENGLAND, EDWARD

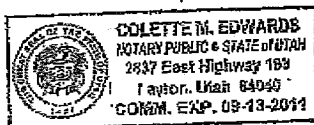
Applicants agree to be bound by all of the terms and conditions of the original Petition and Order, which by reference shall be deemed, incorporated into the Transfer Order entered hereon. The terms and conditions of the original petition will automatically change to reflect the current District Wholesale Secondary Water rates when the use of the water is upgraded from its current agricultural use to an M & I use.

Dated 7-29-09

[Signature]
Charles Wagnit
OWNERS

STATE OF UTAH)
COUNTY OF Davis)

On this 29th day of July, 2009, personally appeared before me Glynn E. Wagnit & Cheryl S. Wagnit the signers of the above instrument, who duly acknowledged to me that they executed the same.



[Signature] Notary Public
Residing at
My commission expires

ORDER ON APPLICATION

Application having been made for the transfer of 200 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

By [Signature]
Stephen A. Osguthorpe, Chairman

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.

[Signature]
Tage I. Smith, PE
General Manager/CEO

