

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT IN AND
FOR UINTAH COUNTY, STATE OF UTAH

IN THE MATTER OF THE ORGANIZATION
OF THE UINTAH WATER CONSERVANCY
DISTRICT PURSUANT TO CHAPTER 9
TITLE 73, UTAH CODE ANNOTATED, 1953,
AS AMENDED.

FINDINGS OF FACT, CONCLUSIONS
OF LAW AND DECREE ORGANIZING,
ESTABLISHING AND INCORPORATING
UINTAH WATER CONSERVANCY DISTRICT.

Civil No. 3482

The petition for the organization of the Uintah Water Conservancy District filed with the Clerk of this Court on the 25th day of September, 1956, having come on regularly to be heard this 27th day of November, 1956, and the Court having considered the petition and the evidence introduced in support thereof, Hugh W. Colton and Whitney D. Hammond, appearing as attorneys for the petitioners, and no one appearing in person or by attorney protesting the granting of said petition, makes, files and enters the following

FINDINGS OF FACT:

1. That due and legal notice of the hearing of said petition has been given in accordance with law and the order of this Court, and proof of publication having been filed of said notice.
2. That prior to the time of this hearing, a bond with security sufficient to pay all expenses connected with the proceedings in case the organization of this District be not effected, has been filed with the Clerk of this Court, which said bond has been approved by the Court.
3. That no petition has been filed in the office of the Clerk of this Court protesting the creation of said District.
4. That the petitioners in said petition so filed, as aforesaid, are desirous of organizing, establishing and incorporating a water conservancy district to include all of Uintah County, excepting that portion of the West side of Uintah County described as follows:

Beginning at a point on the boundary line between Uintah and Duchesne Counties where the township line between townships 2 South and 3 South, Uintah Special Base and Meridian intersect the said county boundary line, thence East along this Township line to the Uintah River, thence northwesterly along the Uintah River to a point where the Uintah River intersects the county boundary line between Uintah and Duchesne Counties in Section 10,

No. 76176
Recorded as required
at 3:30 P.M.
Colton & Hammond
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Township 1 North, Range 1 West, Uintah Special Base and Meridian,
thence South along the boundary line between Uintah and Duchesne
Counties to the place of beginning,

including in said district all the property of Vernal City and Maeser Town,
within the said Uintah County.

5. That all of Uintah County is within the jurisdiction of this Court.

6. That the name of the district shall be Uintah Water Conservancy
District.

7. That the signers of said petition are not fewer than twenty percent
(20%) of the land owners in that portion of Uintah County to be included in the
said district and not fewer than five percent (5%) of the landowners embraced
in the city limits of the incorporating city and town situated in the proposed
district.

8. That opposite the name of each of the signers of said petition is
listed the land owned by said signer, together with the improvements thereon,
has an assessed value of not less than three hundred dollars (\$300.00), and
the assessed value of all irrigated land within the district is \$1,730,840.00.

9. That the property within the district will be benefited by the
accomplishment of the purposes enumerated in Section 4, Chapter 9, Title 73,
Utah Code Annotated, 1953, to-wit: by conserving, developing and stabilizing
supplies of water for domestic, irrigation, power, manufacturing, municipal
and other beneficial uses as contemplated in said Act.

10. That the organization, establishment and incorporation of said
District is for the purpose of conserving, developing and stabilizing supplies
of water for domestic, irrigation, power, manufacturing, municipal and other
beneficial uses, and for the purpose of constructing drainage works and for all
other purposes authorized by law, with the power to contract with the United
States of America, the Secretary of the Interior thereof, and or any other
officer or agency of the United States of America as provided in that certain
Act of Congress of the United States, entitled " the Act of April 11, 1956,
84th Congress 2nd Session," and any acts amendatory thereof or supplementary

thereto, and with power to contract with the United States under any acts of Congress that may hereafter be enacted relating to any of the purposes for which said district is organized, established and incorporated.

11. The divisions of the district, the number of directors in each division, and the boundaries of each division, are as follows:

<u>UINTAH WATER CONSERVANCY</u> <u>DISTRICT DIVISION NO.</u>	<u>Number of</u> <u>Directors</u>	<u>Description of Division</u>
1	1	Beginning at a point on the boundary line between Uintah and Daggett Counties in Section 31, Township 5 North, Range 1 East, Uintah Special Base and Meridian thence southerly along the said boundary line separating the Uintah Special Base and Meridian and Salt Lake Base and Meridian to a point on the south boundary line of Section 4, Township 2 North, Range 1 East, thence along the mountain divide between the watersheds of Dry Fork, a tributary of Ashley Creek and Grouse, Mosby and Deep Creek to the top of Little Mountain, thence southeasterly to the corner common to Sections 32, 33 Township 3 South, Range 20 East and Sections 4, 5 Township 4 South, Range 20 East, Salt Lake Base and Meridian, thence South along the section lines the South corner common to Sections 32-33, Township 5 South, Range 20 East and Sections 4, 5, Township 6 South, Range 20 East, Salt Lake Base and Meridian, thence East along this township line to the North corner common to Sections 3,4, Township 6 South, Range 21 East, Salt Lake Base and Meridian, thence South along the section lines to the Green River, thence southwesterly along the Green River to the boundary line common to Uintah and Carbon Counties, thence West along this common boundary line to a point common to the boundary of Uintah, Carbon and Duchesne Counties, thence North along the boundary line common to Uintah and Duchesne Counties to a point on the boundary line between Uintah and Duchesne Counties where the Township line between Townships 2 South and 3 South, Uintah Special Base and Meridian intersect the said county boundary line between Uintah and Duchesne Counties thence East along this township line to the Uintah River, thence northwesterly along the Uintah River to a point where the Uintah River intersects the county boundary line between Uintah and Duchesne Counties in Section 10, Township 1 North, Range 1 West, Uintah

1	1	Special Base and Meridian, thence North along the boundary line between Uintah and Duchesne Counties, thence North along the boundary line common to Uintah and Duchesne Counties to a point common to Uintah, Duchesne and Daggett Counties, thence easterly along the boundary line common to Uintah and Daggett Counties to the place of beginning.
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<u>UINTAH WATER CONSERVANCY</u>	<u>Number of</u>	
<u>DISTRICT DIVISION NO.</u>	<u>Directors</u>	<u>Description of Division</u>
2	1	Beginning at a point on the boundary line common to Uintah and Daggett Counties near the U.S.G.S. triangulation station "Trout" in Section 28, Township 1 North, Range 20 East, Salt Lake Base and Meridian thence southeasterly along the drainage divide between Ashley Creek and Big Brush Creek to the section corner common to Sections 20, 21, 28, 29, Township 2 South, Range 21 East, Salt Lake Base and Meridian, thence South along the section lines to the corner common to Section 28, 29, 32, 33, Township 3 South, Range 21 East, Salt Lake Base and Meridian, thence West along the section lines to a point which intersects Ashley Creek on the line between Sections 30, 31, Township 3 South, Range 21 East, Salt Lake Base and Meridian, thence southeasterly along Ashley Creek to the diversion point of the Ashley Central Canal thence southeasterly along the Ashley Central Canal to a point where the canal intersects the Township line between Townships 4 and 5 South, Salt Lake Base and Meridian on the line between Sections 35 and 2, thence East along this Township line to its intersection with Ashley Creek, between Sections 33, and 4, thence southeasterly along Ashley Creek to the Green River, thence South-westerly along the Green River to a point where the river intersects the section line between Sections 21 and 22, Township 6 South, Range 21 East, Salt Lake Base and Meridian, thence North along the section lines to a point common to Sections 3, 4, Township 6 South, Range 21 East and Sections 33, 34, Township 5 South, Range 21 East, Salt Lake Base and Meridian, thence West along the Township line to the point common to Sections 32, 33, Township 5 South, Range 20 East, Salt Lake Base and Meridian, thence North along the Section lines to a point common to Sections 32, 33, Township 3 South, Range 20 East and Sections 4, 5, Township 4 South, Range 20 East, thence north-westerly to top of Little Mountain,

2	1	thence northwesterly, westerly and southwesterly along the drainage divide between Dry Fork and Deep-Mosby and Grouse Creeks to a point on the South boundary line of Section 4, Township 2 North, Range 1 East, Uintah Special Base and Meridian, which is also on the dividing line between the Salt Lake base and Meridian and the Uintah Special Base and Meridian, thence northerly along this dividing line to its intersection with the boundary line between Uintah and Daggett Counties, thence northeasterly along the dividing line between Uintah and Daggett Counties to the place of beginning.
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<u>UINTAH WATER CONSERVANCY</u> <u>DISTRICT DIVISION NO.</u>	<u>Number of</u> <u>Directors</u>	<u>Description of Division</u>
3	1	Beginning at a point common to Sections 20, 21, 28, 29, Township 2 South, Range 21 East, Salt Lake Base and Meridian, thence South along the section lines to a point common to Sections 28, 29, 32, 33, Township 3 South, Range 21 East, Salt Lake Base and Meridian, thence West along the section lines to a point where Ashley Creek intersects the section line common to Sections 30, 31, Township 3 South, Range 21 East, Salt Lake Base and Meridian, thence southeasterly along Ashley Creek to a point where Ashley Creek intersects the section line common to Sections 3, 4, Township 5 South, Range 22 East, Salt Lake Base and Meridian, thence North along the section lines to a point common to Sections 9, 10, 15, 16, Township 3 South, Range 22 East, Salt Lake Base and Meridian, thence West along the section lines to a point common to Sections 7, 18, Township 3 South, Range 22 East and Sections 12, 13, Township 3 South, Range 21 East, Salt Lake Base and Meridian, thence northwesterly along the drainage divide between Brush and Ashley Creeks to the place of beginning.

<u>UINTAH WATER CONSERVANCY</u> <u>DISTRICT DIVISION NO.</u>	<u>Number of</u> <u>Directors</u>	<u>Description of Division</u>
4	1	Beginning at the diversion point of the Ashley Central Canal from Ashley Creek in Section 8, Township 4 South, Range 21 East, Salt Lake Base and Meridian, thence southwesterly along the Ashley Central Canal to a point where the canal intersects the township line between Township 4 and 5 South, Salt Lake Base and Meridian on the section line between Section 35, Township 4 South and Section 2, Township 5 South,

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Range 21 East, Salt Lake Base and Meridian, thence East along the Township line to its intersection with Ashley Creek on the Section line between Section 33, Township 4 South, Section 4, Township 5 South, Range 22 East, Salt Lake Base and Meridian, thence northwesterly along Ashley Creek to the place of beginning. Excluding from this description of Division 4 Vernal City, the boundaries of which are described under Division 5.

<u>UINTAH WATER CONSERVANCY</u> <u>DISTRICT DIVISION NO.</u>	<u>Number of</u> <u>Directors</u>	<u>Description of Division</u>
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Being within the City boundary lines of Vernal City described as follows: Beginning at the Northeast corner of Section 23, Township 4 South, Range 21 East, Salt Lake Base and Meridian, thence South to the Southeast corner of Section 23, thence West to the Southwest corner of Section 23, thence North 456.92 feet thence West 660.0 feet thence North 874.96 feet thence West 825.0 feet thence North 759.0 feet, thence West 1155.0 feet thence North 561.0 feet thence West 906.5 feet thence North 1320.0 feet thence East 3942.5 feet thence North 1°-07' West 1328, 575 feet thence South 89°-58' East 2174.9 feet thence North 2981.5 feet thence East 478.5 feet, thence South 209.5 feet thence East 478.5 feet thence South 2772.0 feet thence East 2173.9 feet to the place of beginning.

<u>UINTAH WATER CONSERVANCY</u> <u>DISTRICT DIVISION NO.</u>	<u>Number of</u> <u>Directors</u>	<u>Description of Division</u>
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Beginning at a point on the boundary line common to Uintah and Daggett Counties near the U.S.G.S. triangulation station "Trout" in Section 28, Township 1 North, Range 20 East, Salt Lake Base and Meridian which point is also the starting point for Division No. 2, thence southeasterly along the drainage divide between Ashley Creek and Big Brush Creek to the section corner common to Sections 20, 21, 28, 29, Township 2 South, Range 21 East, Salt Lake Base and Meridian, which point is the beginning point for Division No. 3, thence southeasterly along the drainage divide between Brush and Ashley Creeks to the corner common to Sections 7, 18, Township 3 South, Range 22 East and Sections 12, 13, Township 3 South, Range 21 East, Salt Lake Base and Meridian, thence East along the Section lines to the corner common to Sections 9, 10, 15, 16, Township 3 South, Range 22 East, Salt Lake Base and Meridian,

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thence South along the section lines to a point where Ashley Creek intersects the section line common to Sections 3, 4, Township 5 South, Range 22 East, Salt Lake Base and Meridian, thence southeasterly along Ashley Creek to the point where U. S. Highway 40 intersects Ashley Creek, thence easterly along U. S. Highway 40 to the Utah-Colorado boundary line, thence North along the Utah-Colorado boundary line to a point which is common to the boundary line between Uintah and Daggett Counties at the Northeast corner of Section 13, Township 2 South, Range 25 East, Salt Lake Base and Meridian, thence along the common boundary line between Uintah and Daggett Counties to the place of beginning.

<u>UINTAH WATER CONSERVANCY</u>	<u>Number of</u>	
<u>DISTRICT DIVISION NO.</u>	<u>Directors</u>	<u>Description of Division</u>
7	1	Beginning at a point where U. S. Highway No. 40 intersects the Utah-Colorado boundary line in Section 25, Township 6 South, Range 25 East, Salt Lake Base and Meridian, thence South along the Utah-Colorado boundary line to a point common to the boundary line between Uintah and Grand Counties in Section 25, Township 15 South, Range 25 East, Salt Lake Base and Meridian, thence West along the common boundary line between Uintah and Grand Counties to a point of intersection with the Green River which point is common to Uintah, Carbon, Grand and Emery Counties, thence northeasterly along the Green River the common boundary between Uintah and Carbon Counties to the intersection of the Green River with the South boundary line of Township 11 South, Range 18 East, Salt Lake Base and Meridian, thence continuing northeasterly along the Green River to a point of intersection between the Green River and Ashley Creek which point is common to Division No. 2, thence northwesterly along Ashley Creek to the Point where U. S. Highway 40 intersects Ashley Creek thence easterly along U. S. Highway 40 to the place of beginning.

12.

That each and all of the allegations of the petition herein are true.
13.

That this Court has original and exclusive jurisdiction co-extensive with the boundaries of said water conservancy district and of the land and other property included in said District and affected thereby, without regard

to the usual limits of its jurisdiction, and that all of the questions of the Court's jurisdiction to hear and determine and act upon the petition herein and to organize, establish and incorporate the same are hereby determined to be in favor of the organization, establishment and incorporation of Uintah Water Conservancy District.

From the foregoing Findings of Fact, the Court now makes, enters and files the following

CONCLUSIONS OF LAW:

That said petitioners are entitled to the Decree of this Court organizing, establishing and incorporating the Uintah Water Conservancy District in accordance with the petition herein, with all the rights, privileges and powers prescribed by law, and in accordance with the foregoing Findings of Fact.

And the Court having made, entered and filed its Findings of Fact and Conclusions of Law, wherein the Findings of Fact and Conclusions of Law are separately stated,

IT IS ORDERED, ADJUDGED AND DECREED

1. That the district includes all of Uintah County, excluding only the following described area:

Beginning at a point on the boundary line between Uintah and Duchesne Counties where the Township line between Townships 2 South and 3 South, Uintah Special Base and Meridian intersect the said county boundary line, thence East along this Township line to the Uintah River, thence northwesterly along the Uintah River to a point where the Uintah River intersects the county boundary line between Uintah and Duchesne Counties in Section 10, Township 1 North, Range 1 West, Uintah Special Base and Meridian, thence South along the boundary line between Uintah and Duchesne Counties to the place of beginning,

including all the property of Vernal City and Maeser Town, be and is hereby declared to be organized, established and incorporated as a water conservancy district.

2. That the corporate name of said district shall be and is the Uintah Water Conservancy District and said district shall be and is a political subdivision of the State of Utah and a body corporate with all the powers of a public and municipal corporation for the purpose of conserving, developing

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and stabilizing supplies of water for domestic, irrigation, power, manufacturing, municipal and other beneficial uses; for the purpose of constructing drainage works and for all other purposes authorized by law, with the power to contract with the United States of America, the Secretary of the Interior thereof, or any other officer or agency of the United States of America as provided in that certain Act of Congress of the United States, entitled " the Act of April 11, 1956, 84th Congress 2nd Session," and any acts amendatory thereof or supplementary thereto, and with power to contract with the United States under any acts of Congress that may hereafter be enacted relating to any of the purposes for which said district is organized, established and incorporated, and with all the rights, privileges and powers of such District prescribed by law.

3. That the principal office and place of business of said District shall be located at Vernal City, Uintah County, State of Utah.

4. That this Court shall have and has original and exclusive jurisdiction of said District coextensive with the boundaries of said water conservancy district and of the land and other property included in said District or affected by said District, without regard to the usual limits of its jurisdiction, and that all of the questions of the Court's jurisdiction to hear and determine and act upon the petition herein and to organize, establish and incorporate the same are hereby determined to be in favor of the organization, establishment and incorporation of said District.

5. That there shall be a Board of seven directors of the said District, one director for each district and the term of office for the said Board of Directors shall be as hereinafter shown for the initial term and thereafter shall be for a period of three years:

<u>DIVISION NO.</u>	<u>NAME OF DIRECTOR AND ADDRESS</u>		<u>TERM OF OFFICE</u>
1	H. Leroy Morrill	- Tridell, Utah.	3 Years.
2	L. P. Christensen	Route 1, Vernal, Utah.	3 Years.
3	Leland Sowards	Route 1, Vernal, Utah	1 Year

<u>DIVISION NO.</u>	<u>NAME OF DIRECTOR AND ADDRESS</u>	<u>TERM OF OFFICE</u>
4	B. H. Stringham - 209 East First North, Vernal, Utah	3 Years.
5	C. R. Henderson - 152 South 2nd West, Vernal, Utah.	2 Years.
6	Curtis R. Dudley - Jensen, Utah	2 Years.
7	Grant Pickup - Randlett, Utah	1 Year.

Dated at Vernal City, Uintah County, Utah this 27th day of November, 1956.

R. L. Lusk
JUDGE

Recorded in Civil Judgment
Record 9 Page 360 to 365 Inc
Chas. J. Pope Clerk.
E. H. Brown Deputy Clerk.

FILED
DISTRICT COURT
UINTAH COUNTY, UTAH
DEC 18 1956
Chas. J. Pope Clerk
E. H. Brown

Recorded in Incorporation
Record 4 Page 210 to 215 Inc
Chas. J. Pope Clerk.
E. H. Brown Deputy Clerk.