

**WEBER BASIN WATER CONSERVANCY DISTRICT
BOARD OF TRUSTEES MEETING
THURSDAY, JANUARY 25, 2024, 9:00 A.M.
DISTRICT HEADQUARTERS**

Annual Board Meeting Agenda

- 1) Welcome and Pledge of AllegianceChairman Jensen
- 2) Consideration of Approval of February 2, 2023 Annual Board Meeting MinutesChairman Jensen
- 3) Election of Chairperson of the Board, Finance Chair Secretary/Treasurer, Clerk, and Budget Officer
- 4) Appointment of Trustees to Approve Expenditures and Sign Checks in the Absence of the Chairman of the Board or General Manager-Secretary-Treasurer
- 5) Other Business

Regular Board Meeting Agenda

- 1) Recognition of Retiring Trustee – Marlin Jensen.....Gen. Mgr. Paxman
- 2) Consideration of Approval of Minutes for Regular Board Meeting and Hearing on Petitions for Water Contracts held November 30, 2023 and Orientation Meeting held November 27, 2023 Chairperson
- 3) Consideration of Approval of FY2024 Second Quarter Financial Report.....Trustee Buttschardt
- 4) Consideration of Petitions for Water Contracts and Water Allotment Contracts, Transfers, and Cancellations Mgr. Searle

A. DAVIS COUNTY:

Cancellations of Water

- 1) Austin & Cavin Bybee0.39 a.f. Proj
Kaysville (11-897-0103)
- 2) Margaret Francis & Gregory Francis Macisaac0.26 a.f. Proj
Kaysville (11-897-0112)
- 3) Laura Giometta 1.23 a.f. Dist 1 & 3
Farmington (08-652-0027)
- 4) Dong Sun Lim & Minhee Kang.....0.42 a.f. Proj
Kaysville (11-914-0238)
- 5) Lennar Homes of Utah LLC5.42 a.f. Proj
Kaysville (11-914-0207, 11-914-0208, 11-914-0209, 11-914-0210, 11-914-0011,
11-914-0212, 11-914-0213, 11-914-0214, 11-914-0216, 11-914-0217,
11-914-0218, 11-914-0219, 11-914-0220, 11-914-0221, 11-914-0223,
11-914-0230, 11-914-0233, 11-914-0237)
- 6) Chad & Breanna Randle0.47 a.f. Proj
Kaysville (11-914-0203)

- 7) Talbot Estates PRUD Homeowners Association..... 18.76 a.f. Proj
Kaysville (11-897-0144, 11-897-0145, 11-897-0146, 11-897-0147, 11-897-0148,
11-914-0240, 11-914-0241)
- 8) Austin & Rachel Thomas..... 1.28 a.f. Proj
Kaysville (11-897-0120)

Petitions for New Water

- 1) Thorpe Family Revocable Living Trust.....0.38 a.f. Dist 4
Layton (11-004-0112)

Contracts for Untreated Water

- 1) Syracuse City45.0 a.f. Dist 4
Syracuse City Secondary System

B. MORGAN COUNTY:

Cancellations of Water

- 1) Brent L & A Yvonne B Halls Family Trust.....1.0 a.f. Dist 1
Enterprise (01-SUMR1-0050)
- 2) Travis Johnson1.0 a.f. Dist 1
Croydon (01-PINEWH-0002)

Petitions for New Water

- 1) Cottonwood Mutual Water Company.....3.4 a.f. Dist 4
Mountain Green (03-005-040-01)

C. SUMMIT COUNTY:

Transfers of Water

- 1) Doce Investments LLC to Doce Investments LLC.....0.65 a.f. Dist 1
Kamas (CD-431-A-2 to KE-A-77)

Petitions for Water

- 1) Deare LLC0.50 a.f. Dist 4
Kamas (CD-410)
- 2) Misty Judd0.65 a.f. Dist 4
Henefer (NS-1247-D-2)
- 3) Antonio & Amparo Rodriguez0.65 a.f. Dist 4
Henefer (RRCK-3)

D. WEBER COUNTY:

Cancellations of Water

- 1) DSM Land & JDC Community 14.64 a.f. Proj. ag
Plain City (19-020-0014)
- 2) Shane King..... 1.5 a.f. Proj. ag
Plain City (19-020-0042)

Transfers of Water

- 1) DSM Land & JDC Cmty. to DSM Land & JDC Cmty. 32.36 a.f. Proj. ag
Plain City (19-020-0014 to 19-020-0103 & 19-019-0018)
- 2) JDC Community LLC to JDC Community LLC..... 14.0 a.f. Proj. ag
Plain City (19-020-0010 to 19-020-0105 & 19-019-0018)
- 3) Nilson Land Holdings LLC to JDC Community LLC..... 26.21 a.f. Proj. ag
Plain City (Parkside Estates Community 19-455-0001 etc. to 19-019-0018)
- 4) Shane King to Shane King..... 1.5 a.f. Proj. ag
Plain City (19-020-0042 to 19-020-0107 & 19-020-0108)

Petitions for Water

- 1) Weber-Box Elder Conservation District..... 14.64 a.f. Upgraded Proj Ag
Plain City (The Grove at JDC Ranch Phase 1)

- 5) Water Supply ReportMgr. Olsen
- 6) Consideration of Approval of Contractor Selection for 800 North Culinary Water Construction Contract (Clinton City) Gen. Mgr. Paxman and AGM Nelson
- 7) Consideration of Approval of Meter Equipment Purchase Gen. Mgr. Paxman and AGM Parry
- 8) Consideration of Approval to Updates to the Policies and Procedures Manual Gen. Mgr. Paxman and Financial Analyst Bateman
- 9) Consideration of Approval of Snyderville Basin Memorandum of Agreements..... Gen. Mgr. Paxman and AGM Hess
- 10) Consideration of Approval of the Snyderville Basin Highway 224 Agreement..... Gen. Mgr. Paxman and AGM Hess
- 11) Cyber Security Update..... Gen. Mgr. Paxman and Mgr. Pierce
- 12) General Manager’s ReportGen. Mgr. Paxman
- 13) Other Business

**MINUTES OF THE ANNUAL MEETING OF THE WEBER BASIN WATER
CONSERVANCY DISTRICT BOARD OF TRUSTEES HELD THURSDAY,
JANUARY 25, 2024, 9:00 A.M., AT DISTRICT HEADQUARTERS**

Present:

Chairman Marlin K. Jensen
Trustee Mark D. Anderson
Trustee Jared Andersen
Trustee Kym O. Buttschardt (telephonic)
Trustee Scott K. Jenkins
Trustee Angie Osguthorpe
Trustee Christopher F. Robinson
Trustee Paul C. Summers
Trustee Randy B. Elliott

Scott W. Paxman, General Manager/CEO
Mike Malmborg, Legal Counsel
Jody Williams, Legal Counsel

Brittney Bateman, Economics Planning Coordinator
Calysta Bravo, Finance Manager
Suzy Eppens, Contracts Administrator
Greg Pierce, Mgr. of Strategic Initiatives
Darren Hess, Assistant General Manager
Josh Hogge, Mgr. of M&I
Shane McFarland, Mgr. of Engineering
Brad Nelson, Assistant General Manager
Riley Olsen, Mgr. of Water Supply & Power
Jon Parry, Assistant General Manager
Kendall Searle, Mgr. of Administration
Kathy Wood, Mgr. of Human Resources

Jay Kalafatis, Bureau of Reclamation
Josh Martin, Sundt

I

WELCOME & PLEDGE OF ALLEGIANCE

Chairman Jensen welcomed all in attendance. He then led the group as they recited the Pledge of Allegiance and began the annual meeting.

II

APPROVAL OF MINUTES FROM FEBRUARY 2, 2023 ANNUAL MEETING

Chairman Jensen presented minutes of the February 2, 2023 annual board meeting for review and approval as to form only. There were no additions or corrections. Motion was made by Trustee M. Anderson, seconded by Trustee Summers and passed unanimously, approving the minutes as presented.

III

**ELECTION OF CHAIRPERSON OF THE BOARD, FINANCE CHAIR,
SECRETARY/TREASURER, CLERK, AND BUDGET OFFICER**

Chairman Jensen stated the next order of business is election of a new Chair of the Board, Finance Chair, Secretary/Treasurer, Clerk, and Budget Officer.

He said considering the discussion that took place at the meeting on Monday, he would entertain a motion to split the coming 2-year term into two 1-year terms. Motion was made by Trustee Robinson, seconded by Trustee Elliott, and agreed to unanimously.

Trustee Elliott nominated Trustee Buttschardt to be Chair of the Board. Trustee Summers nominated Trustee Osguthorpe to be Chair of the Board.

There being no further nominations, Chairman Jensen stated procedure dictates votes be taken for the nominees for the Chair individually, then the other positions collectively.

At this time, Chairman Jensen asked each Trustee to vote for the next Chair, and Trustee Osguthorpe won the majority of votes and will serve as the next Chair of the board. The voting went as follows:

Trustee J. Andersen voted for Trustee Osguthorpe.
Trustee Robinson voted for Trustee Osguthorpe.
Trustee Osguthorpe voted for Trustee Osguthorpe.
Trustee Summers voted for Trustee Osguthorpe.
Trustee Jenkins voted for Trustee Buttschardt.
Trustee Elliott voted for Trustee Osguthorpe.
Trustee Buttschardt voted for Trustee Osguthorpe.
Trustee M. Anderson for Trustee Osguthorpe.

Gen. Mgr. Paxman identified the individuals currently serving in the remaining positions. Motion was made by Trustee Summers, seconded by Trustee Osguthorpe to nominate Trustee Buttschardt as Finance Chair, Gen. Mgr. Paxman as Secretary and Treasurer, and Mgr. Bravo as Clerk and Budget Officer of the Board of Trustees, and passed unanimously.

**IV
APPOINTMENT OF TRUSTEES TO APPROVE EXPENDITURES
AND SIGN CHECKS IN THE ABSENCE OF THE CHAIR OF
THE BOARD OR GENERAL MANAGER-SECRETARY-TREASURER**

Chairman Jensen stated the last item remaining on our annual meeting is the appointment of trustees to approve expenditures and sign checks in the absence of the Chair and/or General Manager. Gen. Mgr. Paxman stated Trustee Buttschardt and Trustee Summers currently serve in this capacity. Chairman Jensen asked the trustees if they are able to continue in this role and they both replied yes. Trustee Jenkins motioned for approval of Trustee Buttschardt and Trustee Summers reappointment, seconded by Trustee J. Andersen, and passed unanimously.

**V
ADJOURNMENT**

As new Chair, Trustee Osguthorpe requested that Trustee Jensen continue to conduct the regular board meeting in her absence as she had to excuse herself. Trustee Jensen agreed, and there being no further business for discussion, the annual meeting adjourned at 9:20 a.m.

Respectfully submitted,



Scott W. Paxman, General Manager/CEO

**MINUTES OF A REGULAR MEETING OF THE WEBER BASIN WATER
CONSERVANCY DISTRICT BOARD OF TRUSTEES HELD THURSDAY,
JANUARY 25, 2024, 9:00 A.M., AT DISTRICT HEADQUARTERS**

Present:

Trustee Mark D. Anderson
Trustee Jared Andersen
Trustee Kym O. Buttschardt (telephonic)
Trustee Scott K. Jenkins
Trustee Marlin K. Jensen
Trustee Christopher F. Robinson
Trustee Paul C. Summers
Trustee Randy B. Elliott

Excused:

Chair Angie Osguthorpe

Scott W. Paxman, General Manager/CEO
Mike Malmborg, Legal Counsel
Jody Williams, Legal Counsel

Brittney Bateman, Economics Planning Coordinator
Calysta Bravo, Finance Manager
Suzy Eppens, Contracts Administrator
Greg Pierce, Manager of Strategic Initiatives
Darren Hess, Assistant General Manager
Josh Hogge, Manager of M&I
Shane McFarland, Manager. of Engineering
Brad Nelson, Assistant General Manager
Riley Olsen, Manager of Water Supply & Power
Jon Parry, Assistant General Manager
Kendall Searle, Manager of Administration
Kathy Wood, Manager of Human Resources

Jay Kalafatis, Bureau of Reclamation
Josh Martin, Sundt

I

**CONSIDERATION OF APPROVAL OF MINUTES FOR REGULAR BOARD
MEETING AND HEARING ON PETITIONS FOR WATER CONTRACTS HELD
NOVEMBER 30, 2023 AND ORIENTATION MEETING HELD NOVEMBER 27, 2023**

Trustee Jensen presented the minutes of the regular board meeting and hearing on petitions held November 30, 2023 and minutes of the orientation meeting held November 27, 2023 for review and approval. There were no additions or corrections.

Motion was made by Trustee Jenkins, seconded by Trustee M. Anderson, and the motion carried with a unanimous vote, approving the minutes as presented.

II

**CONSIDERATION OF APPROVAL OF FY2024
SECOND QUARTER FINANCIAL REPORT**

Mgr. Bravo presented the Second Quarter of Fiscal Year 2024 and said the District is in great shape financially according to the budget. She began presenting revenues and stated for the quarter we are up to \$20.4MM in water sales, which is about half the annual budget. She stated the budget is also right on track at \$19MM in taxes collected for the Second Quarter. Mgr. Bravo stated we are well above the expected miscellaneous revenue for this time of year at \$1.8MM which majority is interest, and total year-to-date is \$3.6MM. She stated this is lower than we anticipated for this time of year due to reimbursements and grants, but now that projects have begun, we will see this money come through.

Mgr. Bravo presented the debt portion. She stated the debt payments for the Second Quarter are at \$6.6MM, and right on track with the YTD Budget. Mgr. Bravo moved onto Capital Projects and said for the Second Quarter expenditures we are at \$12.6MM of \$16.7MM for the year so far. She said this was projected to be around \$40MM, but many of the larger projects did get delayed, however they are well underway now and the larger bills will be coming through in the future months. Mgr. Bravo said these projects include the Weber South Water Treatment Plant Tank, the Davis Aqueduct Parallel Pipeline, the Chevron North Salt Lake Pipeline, and the new phase of the Willard Canal Lining.

Mgr. Bravo then presented the O&M statement for the quarter. She said the YTD Actual is about \$11.4MM verses the year-to-date Budget of \$12.3MM, so the revenue budget remains in great shape. Mgr. Bravo moved to the expenses section of the O&M statement. She said the expense YTD Actual is \$10.4MM verses the YTD Budget of \$11.6MM which puts us in great position for the Second Quarter and YTD Budget overall. She ended her presentation with a review of the reserves account.

Trustee Summers motioned to approve the financials as presented, motion was seconded by Trustee Jenkins and the vote was unanimous approving the Second Quarter 2024 Financial Report as presented.

**III
CONSIDERATION OF APPROVAL OF CONTRACTS FOR UNTREATED WATER**

Mgr. Searle presented the following untreated water contracts for approval:

A. DAVIS COUNTY

- 1) Syracuse City..... 45.0 a.f. Dist 4
Syracuse City Secondary System

B. MORGAN COUNTY

- 1) Cottonwood Mutual Water Company..... 3.4 a.f. Dist 4
Mountain Green

C. WEBER COUNTY

- 1) Weber-Box Elder Conservation District..... 14.64 a.f. upgrd proj ag
Plain City

Mgr. Searle stated Syracuse City is looking to acquire more secondary water for their system. He said the contract in Morgan is for Lee’s Marketplace and ACE Hardware being developed in Mountain Green. He then mentioned that the Weber-Box Elder Conservation District contract is water that is being turned over from DSM Land and JDC Community for a development in Plain City and there will be a cancellation from DSM Land and JDC Community for the same amount.

After discussion ceased, motion was made by Trustee M. Anderson, seconded by Trustee Elliott and the motion passed unanimously to approve the water contracts with Syracuse City, Cottonwood Mutual Water Company, and Weber-Box Elder Conservation District and adopting the following resolution.

RESOLUTION

BE IT AND IT IS HEREBY RESOLVED by the Board of Trustees of the Weber Basin Water Conservancy District that the Chair and the General Manager of said District be and they are hereby authorized and empowered to execute on behalf of said District water contracts with Syracuse City, Cottonwood Mutual Water Company, and Weber-Box Elder Conservation District, on the terms and conditions contained in the form of agreement presented to and considered at this meeting.

- 1) Syracuse City..... 45.0 a.f. Dist 4
- 2) Cottonwood Mutual Water Company..... 3.4 a.f. Dist 4
- 3) Weber-Box Elder Conservation District..... 14.64 a.f. upgrd proj ag

**IV
CONSIDERATION OF APPROVAL OF TRANSFERS OF WATER**

Mgr. Searle presented transfer documents for consideration by the board:

A. SUMMIT COUNTY:

- 1) Doce Investments LLC to Doce Investments LLC.....0.65 a.f. Dist 1
Kamas (CD-431-A-2 to KE-A-77)

B. WEBER COUNTY:

- 1) DSM Land & JDC Cmty. to DSM Land & JDC Cmty.32.36 a.f. Proj. ag
Plain City (19-020-0014 to 19-020-0103 & 19-019-0018)
- 2) JDC Community LLC to JDC Community LLC..... 14.0 a.f. Proj. ag
Plain City (19-020-0010 to 19-020-0105 & 19-019-0018)
- 3) Nilson Land Holdings LLC to JDC Community LLC.....26.21 a.f. Proj. ag
Plain City (Parkside Estates Community 19-455-0001 etc. to 19-019-0018)
- 4) Shane King to Shane King.....1.5 a.f. Proj. ag
Plain City (19-020-0042 to 19-020-0107 & 19-020-0108)

The first transfer was in Summit County from Doce Investments LLC. He said they would like to transfer 0.65 a.f. of water from one property they own in Kamas to another. This meets our policy on transfers of water since both properties are owned by the same owner and the amount being transferred is not above our current maximum for the Wasatch Back.

Mgr. Searle reported the next three transfers are in Weber County. He said the DSM Land & JDC Community would like to transfer 32.36 a.f. of project agricultural water from one property they own in Plain City to another and an additional 14.0 a.f. of project agricultural water from a different property they own in Plain City to another. Mgr. Searle said their parent company, Nilson Land Holdings, LLC, is also looking to transfer 26.21 a.f of project agricultural water to and from other properties they own in Plain City. These transfers are a result of the Parkside Estates Community Development. He stated our policy allows the transfer of project agricultural water since the land is owned by the same conglomerate and all parcels are larger than five acres.

Mgr. Searle presented the last transfer for consideration which was also in Weber County. He said Shane King desires to transfer 1.5 a.f. of project agricultural water from one parcel he owns in Plain City to another. He then stated this also follows District policy as agricultural water may be transferred from lands owned by the same person that are 5 acres or larger. He then recommended approval of all transfers and adoption of the following resolutions.

RESOLUTION

WHEREAS, pursuant to a petition filed by Doce Investments LLC, there has been allocated 8.0 acre-foot of District 1 replacement water to the following described lands in Summit County, Utah, to-wit:

CD-431-A-2, DOCE INVESTMENTS LLC, 8.0 AF

COMM S 47.92 FT & E 2859.97 FT FROM THEN 1/4 COR OF SEC 4 T2SR6E SLBM; TH N 89*37'39" E ALONG A FENCE LINE 1036.23 FT; TH S 01*21'21" E 1657.11 FT; TH S 89*37'39" W 1067.02 FT; TH N 0*17'28" W 1656.86 FT TO THE PT OF BEG CONT 40.0 AC; ALSO COMM AT THE N1/4 COR OF SEC 4 T2SR6E SLBM & PROCEEDING S 1704.76 FT & E 2868.39 FT TO THE PT OF BEG; TH N 89*37'39" E A DISTANCE OF 1067.02 FT; TH S 01*21'21" E A DISTANCE OF 533.58 FT; TH S 89*37'39" W A DISTANCE OF 1076.94 FT; TH N 00*17'28" W A DISTANCE OF 533.50 FT TO THE

PT OF BEG CONT 13.13 AC BAL 53.13 AC 770-671 1005-808 1533-1038-1040 1786-1984 (2034-1423) 2036-358 (2370-1022) 2370-425 2478-960

And the orders so allocating the said water have been recorded in the office of the County Recorder of Summit County, as indicated on the foregoing property descriptions.

WHEREAS, the owners of the said lands have now made application to the District for the transfer of 0.65 acre-feet of water to be allotted from the lands above described to the following described lands in Summit County, Utah:

KE-A-77, DOCE INVESTMENTS LLC, 0.65 AF

LOT 77 KAMAS EAST PLAT A SUBDIVISION SECS 3 & 4 T2SR6E SLBM CONT 1.62 AC M59-327 M63-126 1073-60 1533-1407-1409 1785-1985 (2370-1022) 2370-425 2478-960

Applicant agrees 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.

WHEREAS, after due consideration, it is the determination of the Board of Trustees that it is in the best interest of the District that such application for transfer be approved and granted and that 0.65 acre-feet of water above referred to be transferred as per above described lands.

NOW, THEREFORE, be it resolved and ordered by the Board of Trustees of Weber Basin Water Conservancy District as follows:

1. That the application for transfer of 0.65 acre-feet of water from the lands first above described to lands last above described, be and the same is hereby approved and granted, and the 0.65 acre-feet of water is hereby so transferred.
2. That the Chair of the District is hereby authorized and empowered in the name of the District and on its behalf to execute a formal order granting such application for transfer and so transferring the said water.
3. That the Secretary of the District is directed to cause a fully executed copy of such order to which shall be appended a copy of the application for transfer upon which the order is made to be recorded in the office of the County Recorder of the county in which the lands to which the water is transferred are located.

RESOLUTION

WHEREAS, pursuant to a petition filed by the DSM Land & JDC Community, there has been allocated 32.36 acre-feet of project agriculture water to the following described lands in Weber County, Utah, to-wit:

19-020-0014, DSM LAND & JDC COMMUNITY 32.36 AF

PART OF THE NORTHEAST QUARTER OF SECTION 27, TOWNSHIP 7 NOR1H, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY: BEGINNING ON THE SOUTH LINE OF SAID QUARTER SECTION 1012 FEET WEST OF THE SOUTHEAST CORNER OF SAID QUARTER SECTION; THENCE WEST 518 FEET; THENCE NOR1H 1033' WEST 1292 FEET, MORE OR LESS, TO THE PLAIN CITY CORPORATE LIMIT LINE; THENCE SOUTH 87015' EAST 550 FEET, MORE OF LESS, TO A POINT NOR1 H OF BEGINNING; THENCE SOUTH TO BEGINNING.

And the orders so allocating the said water have been recorded in the office of the County Recorder of Weber County, as indicated on the foregoing property descriptions.

WHEREAS, the owners of the said lands have now made application to the District for the transfer of 32.36 acre-feet of water to be allotted from the lands above described to the following described lands in Weber County, Utah:

19-020-0103 DSM LAND, LLC 23.70 AF

PART OF NORTHEAST QUARTER SECTION 27, TOWNSHIP 7 NORTH, RANGE 2 WEST, SALT LAKE MERIDIAN, U.S. SURVEY: BEGINNING ON SOUTHLINE OF SAID QUARTER SECTION 1012 FEET WEST OF SOUTHEAST CORNER OF SAID QUARTER SECTION, THENCE WEST 518 FEET, THENCE NORTH 1033' WEST 1292 FEET, MORE OR LESS, TO CORPORATE LIMITLINE OF PLAIN CITY TOWN, THENCE SOUTH 87D15' EAST 550 FEET, MORE OR LESS, TO A POINT NORTH OF BEGINNING, THENCE SOUTH TO BEGINNING. LESS & EXCEPTING: PART OF THE NORTHEAST QUARTER OF SECTION 27, TOWNSHIP 7 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, US SURVEY, DESCRIBED AS FOLLOWS: BEGINNING AT A POINT BEING 921.25 FEET NORTH 88D23'58" WEST AND 2055.62 FEET SOUTH 01 D36'02" WEST FROM A FOUND WITNESS CORNER OF MONUMENT TO THE NORTHEAST CORNER OF SAID SECTION 27 (SAID ITNESS CORNER BEING SOUTH 00D30'30" EAST 10.00 FEET FROM THE NORTHEAST CORNER OF SAID SECTION 27); THENCE SOUTH 01 D27'11" WEST 569.81 FEET; THENCE NORTH 88D25'12" WEST 513.82 FEET; THENCE NORTH 00D05'44" WEST 733.19 FEET; THENCE NORTH 89D54'16" EAST 131.46 FEET; THENCE SOUTH 82D12'42" EAST 66.67 FEET; THENCE NORTH 89D54'16" EAST 132.18 FEET; THENCE SOUTH 00D05'44" EAST 160.00 FEET; THENCE NORTH 89D54'16" EAST 132.63 FEET; THENCE SOUTH 81D07'51" EAST 60.73 FEET; THENCE NORTH 89D58'18" EAST 6.70 FEET TO THE POINT OF BEGINNING. [NOTE: BECAUSE THE DESCRIPTION OF RECORD DID NOT CONTAIN AN AREA FOR THIS PARCEL THE AREA FOR THIS PARCEL WAS CALCULATED BY THE RECORDERS OFFICE FOR TAX PURPOSES.]

19-019-0018 JDC COMMUNITY, LLC 8.66 AF

PART OF THE SOUTHEAST QUARTER OF SECTION 27 AND PART OF THE NORTHEAST QUARTER OF SECTION 34, TOWNSHIP 7 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY, DESCRIBED AS FOLLOWS: BEGINNING AT A POINT IN AN EXISTING FENCE LINE ON THE NORTH LINE OF WEBER COUNTY PARCEL# 19-021-0012, SAID POINT BEING SOUTH 00D31'08" WEST ALONG THE SECTION LINE AND BEYOND 4845.64 FEET AND SOUTH 89D28'52" EAST 3916.08 FEET FROM THE NORTHWEST CORNER OF SAID SECTION 27 AND RUNNING THENCE ALONG AN ON TANGENT CURVE TURNING TO THE RIGHT WITH A RADIUS OF 1000.00 FEET, AN ARC LENGTH OF 303.73 FEET, A DELTA ANGLE OF 17D24'09" A CHORD BEARING OF SOUTH 07D20'16" EAST, AND A CHORD LENGTH OF 302.56 FEET; THENCE SOUTH 01 D21 '48" WEST 795.33 FEET TO A POINT ON THE NORTH RIGHT OF WAY LINE OF 2600 NORTH STREET; THENCE ALONG SAID NORTH RIGHT OF WAY LINE THE FOLLOWING SIX (6) COURSES; (1) SOUTH 89D22'50" EAST 391.95 FEET; (2) ALONG A NON TANGENT CURVE TURNING TO THE LEFT WITH A RADIUS OF 683.85 FEET, AN ARC LENGTH OF 530.60 FEET, A DELTA ANGLE OF 44D27'22", A CHORD BEARING OF NORTH 69D10'02" EAST, AND A CHORD LENGTH OF 517.39 FEET; (3) NORTH 44D04'35" EAST 42.23 FEET; (4) NORTH 42D19'27" EAST 201.16 FEET; (5) ALONG A TANGENT CURVE TURNING TO THE RIGHT WITH A RADIUS OF 749.80 FEET, AN ARCH LENGTH OF 68.37 FEET, A DELTA ANGLE OF 05D13'28", A CHORD BEARING OF NORTH 44D56'11" EAST, AND A CHORD LENGTH OF 68.34 FEET; (6) ALONG A COMPOUND CURVE TURNING TO THE RIGHT WITH A RADIUS OF 1233.00 FEET, AN ARC LENGTH OF 283.06 FEET, A DELTA ANGLE OF 13D09'12", A CHORD BEARING OF NORTH 54D07'31" EAST, AND A CHORD LENGTH OF 282.44 FEET TO A POINT ON THE EASTERLY LINE OF SECTION 34; THENCE NORTH 00D04'28" EAST 44.38 FEET TO THE NORTHEAST CORNER OF SAID SECTION 34; THENCE NORTH 00D30'30" WEST ALONG THE WEST LINE OF SECTION 27, 478.10 FEET; THENCE WEST 1332.98 FEET TO THE POINT OF BEGINNING. LESS & EXCEPTING: PARCEL OF LAND, SITUATE IN THE SOUTH HALF OF SECTION 27, TOWNSHIP 7 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, SAID PARCEL ALSO LOCATED IN WEBER COUNTY, UTAH. BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE SOUTHERLY LINE OF A FUTURE RIGHT OF WAY SAID POINT BEING SOUTH 00D31'08" WEST 4628.55 FEET ALONG THE SECTION LINE AND SOUTH 89D28'52" EAST 2287.31 FEET FROM THE NORTHWEST CORNER OF SAID SECTION 27 AND RUNNING THENCE ALONG THE FUTURE RIGHT OF WAY THE FOLLOWING NINE (9) COURSES AND DISTANCES: 1) SOUTH 87D41'17" EAST 18.93 FEET; 2) EAST 914.69 FEET; 3) EASTERLY 232.15 FEET ALONG THE ARC OF A 433.00 FOOT RADIUS TANGENT CURVE TO THE LEFT (CENTER

BEARS NORTH AND THE LONG CHORD BEARS NORTH 74D38'25" EAST 229.38 FEET WITH CENTRAL ANGLE OF 30D43'09"); 4) NORTH 59D16'51" EAST 216.56 FEET; 5) EASTERLY 16.44 FEET ALONG THE ARC OF A 15.00 FOOT RADIUS TANGENT CURVE TO THE RIGHT (CENTER BEARS SOUTH 30D43'09" EAST AND THE LONG CHORD BEARS SOUTH 89D19'14" EAST 15.63 FEET WITH A CENTRAL ANGLE OF 62D47'50"); 6) EASTERLY 47.51 FEET ALONG THE ARC OF 90.00 FOOT RADIUS CURVE TO THE LEFT (CENTER BEARS NORTH 32D04'40" EAST AND THE LONG CHORD BEARS SOUTH 73D02'37" EAST 46.96 FEET WITH A CENTRAL ANGLE OF 30D14'35"); 7) SOUTHEASTERLY 15.04 FEET ALONG THE ARC OF A 15.00 FOOT RADIUS CURVE TO THE RIGHT (CENTER BEARS SOUTH 01 D50'50" WEST AND THE LONG CHORD BEARS SOUTH 59D26'32" EAST 14.42 FEET WITH A CENTRAL ANGLE OF 57D26'45"); 8) SOUTH 30D43'09" EAST 462.02 FEET; 9) SOUTHERLY 24.54 FEET ALONG THE ARC OF A 15.00 FOOT RADIUS TANGENT CURVE TO THE RIGHT (CENTER BEARS SOUTH 59D16'51" WEST AND THE LONG CHORD BEARS SOUTH 16D08'24" WEST 21.89 FEET WITH CENTRAL ANGLE OF 93D43'06"); THENCE SOUTH 2700'03" EAST 60.00 FEET TO THE SOUTHERLY LINE OF A FUTURE RIGHT OF WAY; THENCE ALONG THE SOUTHERLY LINE OF SAID FUTURE RIGHT OF WAY THE FOLLOWING THREE (3) COURSES AND DISTANCES: 1) SOUTH 62D59'49" WEST 173.16 FEET; 2) WESTERLY 391.21 FEET ALONG THE ARC OF AN 830.00 FOOT RADIUS TANGENT CURVE TO THE RIGHT (CENTER BEARS NORTH 27D00'11" WEST AND THE LONG CHORD BEARS SOUTH 76D29'59" WEST 387.59 FEET WITH A CENTRAL ANGLE OF 27D00'19"); 3) NORTH 89D59'51" WEST 313.62 FEET; THENCE SOUTH 00D00'10" WEST 209.20 FEET TO THE SOUTH LINE OF SAID SECTION 27 AND THE NORTHERLY LINE OF THAT PARCEL DESCRIBED IN ENTRY NO. 2288141; THENCE ALONG THE SOUTH LINE OF SAID SECTION 27 AND NORTHERLY LINE OF THOSE PARCELS DESCRIBED IN ENTRY NO. 2288141 THE FOLLOWING TWO (2) COURSES AND DISTANCES: 1) NORTH 89D44'58" WEST 503.96 FEET; 2) NORTH 88D33'22" WEST 304.00 FEET TO THE NORTH EAST CORNER OF THE UTAH POWER AND LIGHT PARCEL (BOOK 1251 PAGE 0603); THENCE NORTH 87D56'07" WEST 18.45 FEET ALONG THE NORTHERLY LINE OF THE UTAH POWER AND LIGHT PARCEL; THENCE NORTH 198.67 FEET TO A FUTURE RIGHT OF WAY; THENCE ALONG THE SOUTHERLY LINE OF SAID RIGHT OF WAY THE FOLLOWING FOUR (4) COURSES AND DISTANCES: 1) WEST 76.80 FEET; 2) WESTERLY 101.80 FEET ALONG THE ARC OF A 430.00 FOOT RADIUS TANGENT CURVE TO THE RIGHT (CENTER BEARS NORTH AND THE LONG CHORD BEARS NORTH 83D13'04" WEST 101.56 FEET WITH A CENTRAL ANGLE OF 13D33'53"); 3) WESTERLY 76.75 FEET ALONG THE ARC OF A 370.00 FOOT RADIUS CURVE TO THE LEFT (CENTER BEARS SOUTH 13D33'53" WEST AND THE LONG CHORD BEARS NORTH 82D22'40" WEST 76.61 FEET WITH A CENTRAL ANGLE OF 11 D53'06") 4) NORTH 88D19'13" WEST 37.24 FEET TO THE EASTERLY LINE OF THE AFOREMENTIONED UTAH POWER AND LIGHT PARCEL; THENCE NORTH 01 D26'38" EAST 60.00 FEET ALONG SAID EASTERLY LINE TO THE NORTHERLY LINE OF A FUTURE RIGHT OF WAY; THENCE ALONG SAID FUTURE RIGHT OF WAY THE FOLLOWING FOUR (4) COURSES AND DISTANCES: 1) SOUTH 88D19'13" EAST 37.48 FEET; 2) EASTERLY 89.20 FEET ALONG THE ARC OF A 430.00 FOOT RADIUS TANGENT CURVE TO THE RIGHT (CENTER BEARS SOUTH 01D40'47" WEST AND THE LONG CHORD BEARS SOUTH 82D22'40" EAST 89.04 FEET WITH A CENTRAL ANGLE OF 11 D53'06"); 3) EASTERLY 87.60 FEET ALONG THE ARC OF A 370.00 FOOT RADIUS CURVE TO THE LEFT (CENTER BEARS NORTH 13D33'53" EAST; AND THE LONG CHORD BEARS SOUTH 83D13'04" EAST

Applicant agrees 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.

WHEREAS, after due consideration, it is the determination of the Board of Trustees that it is in the best interest of the District that such application for transfer be approved and granted and that 32.36 acre-feet of water above referred to be transferred as per above described lands.

NOW, THEREFORE, be it resolved and ordered by the Board of Trustees of Weber Basin Water Conservancy District as follows:

1. That the application for transfer of 32.36 acre-feet of water from the lands first above described to lands last above described, be and the same is hereby approved and granted, and the 32.36 acre-feet of water is hereby so transferred.
2. That the Chair of the District is hereby authorized and empowered in the name of the District and on its behalf to execute a formal order granting such application for transfer and so transferring the said water.
3. That the Secretary of the District is directed to cause a fully executed copy of such order to which shall be appended a copy of the application for transfer upon which the order is made to be recorded in the office of the County Recorder of the county in which the lands to which the water is transferred are located.

RESOLUTION

WHEREAS, pursuant to a petition filed by the DSM Land & JDC Community, there has been allocated 14.0 acre-feet of project agriculture water to the following described lands in Weber County, Utah, to-wit:

19-020-0010 JDC COMMUNITY, LLC 14.0 AF

That portion of the following lying outside of the Plain City Corporate Limits: Part of the Northeast Quarter of Section 27, Township 7 North, Range 2 West, Salt Lake Base and Meridian, U.S. Survey: Beginning at a point on the South line of a County Road (North Plain City Road), being South 1 °33' East 532.59 feet and South 59°51' West 982.32 feet from the Northeast corner of said Quarter Section, running thence South 1 °33' East 1592.92 feet, thence West 131.67 feet, thence North 1 °40' West 1338.57 feet, thence West 82.5 feet, thence North 1 °40' West 222.42 feet, thence South 87°48' East 151.61 feet, thence North 59°51' East 75.16 feet to the point of beginning.

And the orders so allocating the said water have been recorded in the office of the County Recorder of Weber County, as indicated on the foregoing property descriptions.

WHEREAS, the owners of the said lands have now made application to the District for the transfer of 14.0 acre-feet of water to be allotted from the lands above described to the following described lands in Weber County, Utah:

19-020-0105 JDC COMMUNITY, LLC 6.41 AF

PART OF NORTHEAST QUARTER OF SECTION 27, TOWNSHIP 7 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY: BEGINNING AT A POINT SOUTH 1D33' EAST 532.59 FEET AND SOUTH 59D51' WEST 982.32 FEET AND SOUTH 1D33' EAST TO PLAIN CITY CORPORATE LIMITS, FROM NORTHEAST CORNER OF SAID QUARTER SECTION, RUNNING THENCE SOUTH 1D33' EAST TO A POINT SOUTH 1D33' EAST 532.59 FEET AND SOUTH 59D51' WEST 982.32 FEET AND SOUTH 1D33' EAST 1592.92 FEET FROM NORTHEAST CORNER OF SAID QUARTER SECTION, THENCE WEST 131.67 FEET, THENCE NORTH 1D40' WEST TO SAID CORPORATE LIMITS, THENCE SOUTH 87D15' EAST ALONG SAID LIMITS TO BEGINNING. CONTAINING 3.85 ACRES, M/L. LESS & EXCEPTING: PART OF THE NORTHEAST QUARTER OF SECTION 27, TOWNSHIP 7 NORTH RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, US SURVEY, DESCRIBED AS FOLLOWS: BEGINNING AT A POINT BEING 921.25 FEET NORTH 88D23'58" WEST AND 2055.62 FEET SOUTH 01D36'02" WEST FROM A FOUND WITNESS CORNER MONUMENT TO THE NORTHEAST CORNER OF SAID SECTION 27 (SAID WITNESS CORNER BEING SOUTH 00D30'30" EAST 10.00 FEET FROM THE NORTHEAST CORNER OF SAID SECTION 27); THENCE NORTH 89D58'18" EAST 123.30 FEET; THENCE SOUTH 00D01'42" EAST 573.50 FEET; THENCE NORTH 88D25'12" WEST 138.08 FEET; THENCE NORTH 01D27'11" EAST 569.81 FEET TO THE POINT OF BEGINNING. (E# 3301420)

19-019-0018 JDC COMMUNITY, LLC 7.59 AF

PART OF THE SOUTHEAST QUARTER OF SECTION 27 AND PART OF THE NORTHEAST QUARTER OF SECTION 34, TOWNSHIP 7 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY, DESCRIBED AS FOLLOWS: BEGINNING AT A POINT IN AN EXISTING FENCE LINE ON THE NORTH LINE

OF WEBER COUNTY PARCEL# 19-021-0012, SAID POINT BEING SOUTH 00D31'08" WEST ALONG THE SECTION LINE AND BEYOND 4845.64 FEET AND SOUTH 89D28'52" EAST 3916.08 FEET FROM THE NORTHWEST CORNER OF SAID SECTION 27 AND RUNNING THENCE ALONG AN ON TANGENT CURVE TURNING TO THE RIGHT WITH A RADIUS OF 1000.00 FEET, AN ARC LENGTH OF 303.73 FEET, A DELTA ANGLE OF 17D24'09" A CHORD BEARING OF SOUTH 07D20'16" EAST, AND A CHORD LENGTH OF 302.56 FEET; THENCE SOUTH 01D21'48" WEST 795.33 FEET TO A POINT ON THE NORTH RIGHT OF WAY LINE OF 2600 NORTH STREET; THENCE ALONG SAID NORTH RIGHT OF WAY LINE THE FOLLOWING SIX (6) COURSES; (1) SOUTH 89D22'50" EAST 391.95 FEET; (2) ALONG A NON TANGENT CURVE TURNING TO THE LEFT WITH A RADIUS OF 683.85 FEET, AN ARC LENGTH OF 530.60 FEET, A DELTA ANGLE OF 44D27'22", A CHORD BEARING OF NORTH 69D10'02" EAST, AND A CHORD LENGTH OF 517.39 FEET; (3) NORTH 44D04'35" EAST 42.23 FEET; (4) NORTH 42D19'27" EAST 201.16 FEET; (5) ALONG A TANGENT CURVE TURNING TO THE RIGHT WITH A RADIUS OF 749.80 FEET, AN ARCH LENGTH OF 68.37 FEET, A DELTA ANGLE OF 05D13'28", A CHORD BEARING OF NORTH 44D56'11" EAST, AND A CHORD LENGTH OF 68.34 FEET; (6) ALONG A COMPOUND CURVE TURNING TO THE RIGHT WITH A RADIUS OF 1233.00 FEET, AN ARC LENGTH OF 283.06 FEET, A DELTA ANGLE OF 13D09'12", A CHORD BEARING OF NORTH 54D07'31" EAST, AND A CHORD LENGTH OF 282.44 FEET TO A POINT ON THE EASTERLY LINE OF SECTION 34; THENCE NORTH 00D04'28" EAST 44.38 FEET TO THE NORTHEAST CORNER OF SAID SECTION 34; THENCE NORTH 00D30'30" WEST ALONG THE WEST LINE OF SECTION 27, 478.10 FEET; THENCE WEST 1332.98 FEET TO THE POINT OF BEGINNING. LESS & EXCEPTING: PARCEL OF LAND, SITUATE IN THE SOUTH HALF OF SECTION 27, TOWNSHIP 7 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, SAID PARCEL ALSO LOCATED IN WEBER COUNTY, UTAH. BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE SOUTHERLY LINE OF A FUTURE RIGHT OF WAY SAID POINT BEING SOUTH 00D31'08" WEST 4628.55 FEET ALONG THE SECTION LINE AND SOUTH 89D28'52" EAST 2287.31 FEET FROM THE NORTHWEST CORNER OF SAID SECTION 27 AND RUNNING THENCE ALONG THE FUTURE RIGHT OF WAY THE FOLLOWING NINE (9) COURSES AND DISTANCES: 1) SOUTH 87D41'17" EAST 18.93 FEET; 2) EAST 914.69 FEET; 3) EASTERLY 232.15 FEET ALONG THE ARC OF A 433.00 FOOT RADIUS TANGENT CURVE TO THE LEFT (CENTER BEARS NORTH AND THE LONG CHORD BEARS NORTH 74D38'25" EAST 229.38 FEET WITH CENTRAL ANGLE OF 30D43'09"); 4) NORTH 59D16'51" EAST 216.56 FEET; 5) EASTERLY 16.44 FEET ALONG THE ARC OF A 15.00 FOOT RADIUS TANGENT CURVE TO THE RIGHT (CENTER BEARS SOUTH 30D43'09" EAST AND THE LONG CHORD BEARS SOUTH 89D19'14" EAST 15.63 FEET WITH A CENTRAL ANGLE OF 62D47'50"); 6) EASTERLY 47.51 FEET ALONG THE ARC OF 90.00 FOOT RADIUS CURVE TO THE LEFT (CENTER BEARS NORTH 32D04'40" EAST AND THE LONG CHORD BEARS SOUTH 73D02'37" EAST 46.96 FEET WITH A CENTRAL ANGLE OF 30D14'35"); 7) SOUTHEASTERLY 15.04 FEET ALONG THE ARC OF A 15.00 FOOT RADIUS CURVE TO THE RIGHT (CENTER BEARS SOUTH 01D50'50" WEST AND THE LONG CHORD BEARS SOUTH 59D26'32" EAST 14.42 FEET WITH A CENTRAL ANGLE OF 57D26'45"); 8) SOUTH 30D43'09" EAST 462.02 FEET; 9) SOUTHERLY 24.54 FEET ALONG THE ARC OF A 15.00 FOOT RADIUS TANGENT CURVE TO THE RIGHT (CENTER BEARS SOUTH 59D16'51" WEST AND THE LONG CHORD BEARS SOUTH 16D08'24" WEST 21.89 FEET WITH CENTRAL ANGLE OF 93D43'06"); THENCE SOUTH 27D00'03" EAST 60.00 FEET TO THE SOUTHERLY LINE OF A FUTURE RIGHT OF WAY; THENCE ALONG THE SOUTHERLY LINE OF SAID FUTURE RIGHT OF WAY THE FOLLOWING THREE (3) COURSES AND DISTANCES: 1) SOUTH 62D59'49" WEST 173.16 FEET; 2) WESTERLY 391.21 FEET ALONG THE ARC OF AN 830.00 FOOT RADIUS TANGENT CURVE TO THE RIGHT (CENTER BEARS NORTH 27D00'11" WEST AND THE LONG CHORD BEARS SOUTH 76D29'59" WEST 387.59 FEET WITH A CENTRAL ANGLE OF 27D00'19"); 3) NORTH 89D59'51" WEST 313.62 FEET; THENCE SOUTH 00D00'10" WEST 209.20 FEET TO THE SOUTH LINE OF SAID SECTION 27 AND THE NORTHERLY LINE OF THAT PARCEL DESCRIBED IN ENTRY NO. 2288141; THENCE ALONG THE SOUTH LINE OF SAID SECTION 27 AND NORTHERLY LINE OF THOSE PARCELS DESCRIBED IN ENTRY NO. 2288141 THE FOLLOWING TWO (2) COURSES AND DISTANCES: 1) NORTH 89D44'58" WEST 503.96 FEET; 2) NORTH 88D33'22" WEST 304.00 FEET TO THE NORTH EAST CORNER OF THE UTAH POWER AND LIGHT PARCEL (BOOK

1251 PAGE 0603); THENCE NORTH 87D56'07" WEST 18.45 FEET ALONG THE NORTHERLY LINE OF THE UTAH POWER AND LIGHT PARCEL; THENCE NORTH 198.67 FEET TO A FUTURE RIGHT OF WAY; THENCE ALONG THE SOUTHERLY LINE OF SAID RIGHT OF WAY THE FOLLOWING FOUR (4) COURSES AND DISTANCES: 1) WEST 76.80 FEET; 2) WESTERLY 101.80 FEET ALONG THE ARC OF A 430.00 FOOT RADIUS TANGENT CURVE TO THE RIGHT (CENTER BEARS NORTH AND THE LONG CHORD BEARS NORTH 83D13'04" WEST 101.56 FEET WITH A CENTRAL ANGLE OF 13D33'53"); 3) WESTERLY 76.75 FEET ALONG THE ARC OF A 370.00 FOOT RADIUS CURVE TO THE LEFT (CENTER BEARS SOUTH 13D33'53" WEST AND THE LONG CHORD BEARS NORTH 82D22'40" WEST 76.61 FEET WITH A CENTRAL ANGLE OF 11 D53'06") 4) NORTH 88D19'13" WEST 37.24 FEET TO THE EASTERLY LINE OF THE FOREMENTIONED UTAH POWER AND LIGHT PARCEL; THENCE NORTH 01 D26'38" EAST 60.00 FEET ALONG SAID EASTERLY LINE TO THE NORTHERLY LINE OF A FUTURE RIGHT OF WAY; THENCE ALONG SAID FUTURE RIGHT OF WAY THE FOLLOWING FOUR (4) COURSES AND DISTANCES: 1) SOUTH 88D19'13" EAST 37.48 FEET; 2) EASTERLY 89.20 FEET ALONG THE ARC OF A 430.00 FOOT RADIUS TANGENT CURVE TO THE RIGHT (CENTER BEARS SOUTH 01D40'47" WEST AND THE LONG CHORD BEARS SOUTH 82D22'40" EAST 89.04 FEET WITH A CENTRAL ANGLE OF 11 D53'06"); 3) EASTERLY 87.60 FEET ALONG THE ARC OF A 370.00 FOOT RADIUS CURVE TO THE LEFT (CENTER BEARS NORTH 13D33'53" EAST; AND THE LONG CHORD BEARS SOUTH 83D13'04" EAST

Applicant agrees 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.

WHEREAS, after due consideration, it is the determination of the Board of Trustees that it is in the best interest of the District that such application for transfer be approved and granted and that 14.0 acre-feet of water above referred to be transferred as per above described lands.

NOW, THEREFORE, be it resolved and ordered by the Board of Trustees of Weber Basin Water Conservancy District as follows:

1. That the application for transfer of 14.0 acre-feet of water from the lands first above described to lands last above described, be and the same is hereby approved and granted, and the 14.0 acre-feet of water is hereby so transferred.
2. That the Chair of the District is hereby authorized and empowered in the name of the District and on its behalf to execute a formal order granting such application for transfer and so transferring the said water.
3. That the Secretary of the District is directed to cause a fully executed copy of such order to which shall be appended a copy of the application for transfer upon which the order is made to be recorded in the office of the County Recorder of the county in which the lands to which the water is transferred are located.

RESOLUTION

WHEREAS, pursuant to a petition filed by the Nilson Land Holdings LLC, there has been allocated 26.21 acre-feet of Project Agriculture water to the following described lands in Weber County, Utah, to-wit:

19-455-0001 PARKSIDE ESTATES COMMUNITY LLC 1.05 AF

ALL OF LOT 1, PARKSIDE ESTATES SUBDIVISION PHASE 1, FARR WEST CITY, WEBER COUNTY, UTAH.

19-455-0002 PARKSIDE ESTATES COMMUNITY LLC 1.04 AF

ALL OF LOT 2, PARKSIDE ESTATES SUBDIVISION PHASE 1, FARR WEST CITY, WEBER COUNTY, UTAH.

19-455-0003 PARKSIDE ESTATES COMMUNITY LLC 1.05 AF
ALL OF LOT 3, PARKSIDE ESTATES SUBDIVISION PHASE 1, FARR WESTCITY,
WEBER COUNTY, UTAH.

19-455-0004 PARKSIDE ESTATES COMMUNITY LLC 1.05 AF
ALL OF LOT 4, PARKSIDE ESTATES SUBDIVISION PHASE 1, FARR WESTCITY,
WEBER COUNTY, UTAH.

19-455-0005 NILSON & COMPANY INC DBA NILSON HOMES 1.05 AF
ALL OF LOT 5, PARKSIDE ESTATES SUBDIVISION PHASE 1, FARR WESTCITY,
WEBER COUNTY, UTAH.

19-455-0006 NILSON & COMPANY INC DBA NILSON HOMES 1.04 AF
ALL OF LOT 6, PARKSIDE ESTATES SUBDIVISION PHASE 1, FARR WESTCITY,
WEBER COUNTY, UTAH.

19-455-0008 NILSON & COMPANY INC DBA NILSON HOMES 0.67 AF
ALL OF LOT 8, PARKSIDE ESTATES SUBDIVISION PHASE 1, FARR WESTCITY,
WEBER COUNTY, UTAH.

19-455-0012 NILSON & COMPANY INC DBA NILSON HOMES 1.04 AF
ALL OF LOT 12, PARKSIDE ESTATES SUBDIVISION PHASE 1, FARR
WESTCITY, WEBER COUNTY, UTAH.

19-455-0014 NILSON & COMPANY INC DBA NILSON HOMES 1.29 AF
ALL OF LOT 14, PARKSIDE ESTATES SUBDIVISION PHASE 1, FARR
WESTCITY, WEBER COUNTY, UTAH.

19-455-0016 NILSON & COMPANY INC DBA NILSON HOMES 1.04 AF
ALL OF LOT 16, PARKSIDE ESTATES SUBDIVISION PHASE 1, FARR
WESTCITY, WEBER COUNTY, UTAH.

19-455-0017 NILSON & COMPANY INC DBA NILSON HOMES 1.04 AF
ALL OF LOT 17, PARKSIDE ESTATES SUBDIVISION PHASE 1, FARR
WESTCITY, WEBER COUNTY, UTAH.

19-455-0018 NILSON & COMPANY INC DBA NILSON HOMES 1.04 AF
ALL OF LOT 18, PARKSIDE ESTATES SUBDIVISION PHASE 1, FARR
WESTCITY, WEBER COUNTY, UTAH.

19-455-0019 NILSON & COMPANY INC DBA NILSON HOMES 1.23 AF
ALL OF LOT 19, PARKSIDE ESTATES SUBDIVISION PHASE 1, FARR
WESTCITY, WEBER COUNTY, UTAH.

19-455-0020 NILSON & COMPANY INC DBA NILSON HOMES 1.09 AF
ALL OF LOT 20, PARKSIDE ESTATES SUBDIVISION PHASE 1, FARR
WESTCITY, WEBER COUNTY, UTAH.

19-455-0021 NILSON & COMPANY INC DBA NILSON HOMES 1.04 AF
ALL OF LOT 21, PARKSIDE ESTATES SUBDIVISION PHASE 1, FARR
WESTCITY, WEBER COUNTY, UTAH.

19-455-0023 NILSON & COMPANY INC DBA NILSON HOMES 1.04 AF
ALL OF LOT 23, PARKSIDE ESTATES SUBDIVISION PHASE 1, FARR
WESTCITY, WEBER COUNTY, UTAH.

19-455-0029 NILSON & COMPANY INC DBA NILSON HOMES 1.17 AF
ALL OF LOT 29, PARKSIDE ESTATES SUBDIVISION PHASE 1, FARR
WESTCITY, WEBER COUNTY, UTAH.

19-455-0030 NILSON & COMPANY INC DBA NILSON HOMES 1.08 AF
ALL OF LOT 30, PARKSIDE ESTATES SUBDIVISION PHASE 1, FARR
WESTCITY, WEBER COUNTY, UTAH.

19-455-0031 PARKSIDE ESTATES COMMUNITY LLC 1.5 AF
ALL OF LOT 31, PARKSIDE ESTATES SUBDIVISION PHASE 1, FARR
WESTCITY, WEBER COUNTY, UTAH.

19-455-0032 COVIEO NILSON LAND HOLDINGS LLC 0.46 AF
ALL OF PARCEL A, PARKSIDE ESTATES SUBDIVISION PHASE 1, FARRWEST
CITY, WEBER COUNTY, UTAH.

19-455-0033 COVIEO NILSON LAND HOLDINGS LLC 0.84 AF
ALL OF PARCEL B, PARKSIDE ESTATES SUBDIVISION PHASE 1, FARRWEST
CITY, WEBER COUNTY, UTAH.

19-455-0034 COVIEO NILSON LAND HOLDINGS LLC 0.32 AF
ALL OF PARCEL C, PARKSIDE ESTATES SUBDIVISION PHASE 1, FARRWEST
CITY, WEBER COUNTY, UTAH.

19-040-0113 PARKSIDE ESTATES COMMUNITY LLC 4.04 AF
PART OF THE SOUTHEAST QUARTER OF SECTION 35, TOWNSHIP 7
NORTH, RANGE 2 WEST, SALT LAKE MERIDIAN, U.S. SURVEY: BEGINNING
AT A POINT 264 FEET NORTH AND 594 FEET EAST OF THE SOUTHWEST
CORNER OF SAID QUARTER SECTION, AND RUNNING THENCE SOUTH 99
FEET; THENCE NORTH 82D41' EAST 1409 FEET, MORE OR LESS, TO THE
WESTLINE OF STATE HIGHWAY; THENCE NORTH ALONG SAID HIGHWAY
99 FEET; THENCE SOUTH 82D41' WEST 1409 FEET, MORE OR LESS, TO
THE POINT OF BEGINNING. LESS AND EXCEPTING: PARKSIDE ESTATES
SUBDIVISION PHASE 1, PG 455.

And the orders so allocating the said water have been recorded in the office of the County Recorder of Weber County, as indicated on the foregoing property descriptions.

WHEREAS, the owners of the said lands have now made application to the District for the transfer of 26.21 acre-feet of water to be allotted from the lands above described to the following described lands in Weber County, Utah:

19-019-0018 JDC COMMUNITY, LLC 26.21 AF
PART OF THE SOUTHEAST QUARTER OF SECTION 27 AND PART OF THE
NORTHEAST QUARTER OF SECTION 34, TOWNSHIP 7 NORTH, RANGE 2 WEST,
SALT LAKE BASE AND MERIDIAN, U.S. SURVEY, DESCRIBED AS FOLLOWS:
BEGINNING AT A POINT IN AN EXISTING FENCE LINE ON THE NORTH LINE
OF WEBER COUNTY PARCEL# 19-021-0012, SAID POINT BEING SOUTH
00D31'08" WEST ALONG THE SECTION LINE AND BEYOND 4845.64 FEET AND
SOUTH 89D28'52" EAST 3916.08 FEET FROM THE NORTHWEST CORNER OF
SAID SECTION 27 AND RUNNING THENCE ALONG AN ON TANGENT CURVE
TURNING TO THE RIGHT WITH A RADIUS OF 1000.00 FEET, AN ARC LENGTH
OF 303.73 FEET, A DELTA ANGLE OF 17D24'09" A CHORD BEARING OF SOUTH
07D20'16" EAST, AND A CHORD LENGTH OF 302.56 FEET; THENCE SOUTH 01
D21'48" WEST 795.33 FEET TO A POINT ON THE NORTH RIGHT OF WAY LINE
OF 2600 NORTH STREET; THENCE ALONG SAID NORTH RIGHT OF WAY LINE
THE FOLLOWING SIX (6) COURSES; (1) SOUTH 89D22'50" EAST 391.95 FEET; (2)
ALONG A NON TANGENT CURVE TURNING TO THE LEFT WITH A RADIUS OF
683.85 FEET, AN ARC LENGTH OF 530.60 FEET, A DELTA ANGLE OF 44D27'22",
A CHORD BEARING OF NORTH 69D10'02" EAST, AND A CHORD LENGTH OF
517.39 FEET; (3) NORTH 44D04'35" EAST 42.23 FEET; (4) NORTH 42D19'27" EAST
201.16 FEET; (5) ALONG A TANGENT CURVE TURNING TO THE RIGHT WITH A
RADIUS OF 749.80 FEET, AN ARCH LENGTH OF 68.37 FEET, A DELTA
ANGLE OF 05D13'28", A CHORD BEARING OF NORTH 44D56'11" EAST, AND
A CHORD LENGTH OF 68.34 FEET; (6) ALONG A COMPOUND CURVE
TURNING TO THE RIGHT WITH A RADIUS OF 1233.00 FEET, AN ARC LENGTH
OF 283.06 FEET, A DELTA ANGLE OF 13D09'12", A CHORD BEARING OF NORTH
54D07'31" EAST, AND A CHORD LENGTH OF 282.44 FEET TO A POINT

ON THE EASTERLY LINE OF SECTION 34; THENCE NORTH00D04'28" EAST 44.38 FEET TO THE NORTHEAST CORNER OF SAIDSECTION 34; THENCE NORTH 00D30'30" WEST ALONG THE WEST LINE OFSECTION 27,478.10 FEET; THENCE WEST 1332.98 FEET TO THE POINTOF BEGINNING. LESS & EXCEPTING: PARCEL OF LAND, SITUATE IN THE SOUTHALF OF SECTION 27, TOWNSHIP 7 NORTH, RANGE 2 WEST, SALT LAKEBASE AND MERIDIAN, SAID PARCEL ALSO LOCATED IN WEBER COUNTY.UTAH. BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNINGAT A POINT ON THE SOUTHERLY LINE OF A FUTURE RIGHT OF WAY SAIDPOINT BEING SOUTH 00D31'08" WEST 4628.55 FEET ALONG THESECTION LINE AND SOUTH 89D28'52" EAST 2287.31 FEET FROM THENORTHWEST CORNER OF SAID SECTION 27 AND RUNNING THENCE ALONGTHE FUTURE RIGHT OF WAY THE FOLLOWING NINE (9) COURSES ANDDISTANCES: 1) SOUTH 87D41'17" EAST 18.93 FEET; 2) EAST 914.69FEET; 3) EASTERLY 232.15 FEET ALONG THE ARC OF A 433.00 FOOTRADIUS TANGENT CURVE TO THE LEFT (CENTER BEARS NORTH AND THELONG CHORD BEARS NORTH 74D38'25" EAST 229.38 FEET WITH CENTRALANGLE OF 30D43'09"); 4) NORTH 59D16'51" EAST 216.56 FEET; 5)EASTERL Y 16.44 FEET ALONG THE ARC OF A15.00 FOOT RADIUSTANGENT CURVE TO THE RIGHT (CENTER BEARS SOUTH 30D43'09"EASTAND THE LONG CHORD BEARS SOUTH 89D19'14" EAST 15.63 FEET WITHA CENTRAL ANGLE OF 62D47'50"); 6) EASTERLY 47.51 FEET ALONGTHE ARC OF 90.00 FOOT RADIUSCURVE TO THE LEFT (CENTER BEARSNORTH 32D04'40" EAST AND THE LONG CHORDBEAR SOUTH 73D02'37"EAST 46.96 FEET WITH A CENTRAL ANGLE OF 30D14'35");) SOUTHEASTERL Y 15.04 FEET ALONG THE ARC OF A 15.00 FOOT RADIUSCURVE TO THE RIGHT (CENTER BEARS SOUTH 01 D50'50" WEST AND THELONG CHORD BEARS SOUTH59D26'32" EAST 14.42 FEET WITH ACENTRAL ANGLE OF 57D26'45"); 8) SOUTH 30D43'09"EAST 462.02FEET; 9) SOUTHERLY 24.54 FEET ALONG THE ARC OF A 15.00 FOOTRADIUSTANGENT CURVE TO THE RIGHT (CENTER BEARS SOUTH59D16'51" WEST AND THE LONG CHORD BEARS SOUTH 16D08'24" WEST21.89 FEET WITH CENTRAL ANGLE OF 93D43'06"); THENCE SOUTH2700'03" EAST 60.00 FEET TO THE SOUTHERLY LINE OF A FUTURERIGHT OF WAY; THENCE ALONG THE SOUTHERLY LINE OF SAID FUTURERIGHT OF WAY THEFOLLOWING THREE (3) COURSES AND DISTANCES: 1)SOUTH 62D59'49" WEST 173.16 FEET; 2)WESTERLY 391.21 FEETALONG THE ARC OF AN 830.00 FOOT RADIUS TANGENT CURVE TO THERIGHT (CENTER BEARS NORTH 27D00'11" WEST AND THE LONG CHORDBEARSSOUTH 76D29'59" WEST 387.59 FEET WITH A CENTRAL ANGLE OF27D00'19"); 3) NORTH89D59'51" WEST 313.62 FEET; THENCE SOUTH00D00'10" WEST 209.20 FEET TO THE SOUTH LINE OF SAID SECTION27 AND THE NORTHERLY LINE OF THAT PARCEL DESCRIBED INENTRYNO.2288141; THENCE ALONG THE SOUTH LINE OF SAID SECTION 27ANDNORTHERLY LINE OF THOSE PARCELS DESCRIBED IN ENTRY NO.2288141THEFOLLOWING TWO (2) COURSES AND DISTANCES: 1) NORTH89D44'58" WEST 503.96 FEET; 2)NORTH 88D33'22" WEST 304.00 FEETTO THE NORTH EAST CORNER OF THE UTAHPOWER AND LIGHT PARCEL(BOOK 1251 PAGE 0603); THENCE NORTH 87D56'07" WEST18.45 FEETALONG THE NORTHERLY LINE OF THE UTAH POWER AND LIGHTPARCEL;THENCE NORTH 198.67 FEET TO A FUTURE RIGHT OF WAY; THENCEALONG THE SOUTHERLY LINE OF SAID RIGHT OF WAY THE FOLLOWINGFOUR (4) COURSES ANDDISTANCES: 1) WEST 76.80 FEET; 2)WESTERL Y 101.80 FEET ALONG THE ARC OF A 430.00 FOOT RADIUSTANGENT CURVE TO THE RIGHT (CENTER BEARS NORTH AND THELONGCHORD BEARS NORTH 83D13'04" WEST 101.56 FEET WITH A CENTRALANGLE OF13D33'53");3) WESTERLY 76.75 FEET ALONG THE ARC OF A370.00 FOOT RADIUS CURVE TO THE LEFT (CENTER BEARS SOUTH 13D33'53" WEST AND THE LONG CHORD BEARS NORTH 82D22'40" WEST76.61 FEET WITH A CENTRAL ANGLE OF 11 D53'06") 4) NORTH88D19'13"WEST 37.24 FEET TO THE EASTERLY LINE OF THEAFOREMENTIONED UTAH POWER AND LIGHT PARCEL; THENCE NORTH01 D26'38" EAST 60.00 FEET ALONG SAID EASTERLY LINE TO THENORTHERL Y LINE OF A FUTURE RIGHT OF WAY; THENCE ALONG SAIDFUTURERIGHT OF WAY THE FOLLOWING FOUR (4) COURSES ANDDISTANCES: 1) SOUTH 88D19'13" EAST 37.48 FEET; 2) EASTERL Y89.20 FEET ALONG THE ARC OF A 430.00 FOOT RADIUSTANGENT CURVETO THE RIGHT (CENTER BEARS SOUTH 01D40'47" WEST AND THE LONGCHORD BEARS SOUTH 82D22'40" EAST 89.04 FEET WITH A CENTRALANGLE OF 11 D53'06"); 3) EASTERLY 87.60 FEET ALONG THE ARC OF A370.00 FOOT RADIUS

CURVE TO THE LEFT (CENTER BEARS NORTH 13D33'53" EAST; AND THE LONG CHORD BEARS SOUTH 83D13'04" EAST

Applicant agrees 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.

WHEREAS, after due consideration, it is the determination of the Board of Trustees that it is in the best interest of the District that such application for transfer be approved and granted and that 26.21 acre-feet of water above referred to be transferred as per above described lands.

NOW, THEREFORE, be it resolved and ordered by the Board of Trustees of Weber Basin Water Conservancy District as follows:

1. That the application for transfer of 26.21 acre-feet of water from the lands first above described to lands last above described, be and the same is hereby approved and granted, and the 26.21 acre-feet of water is hereby so transferred.
2. That the Chair of the District is hereby authorized and empowered in the name of the District and on its behalf to execute a formal order granting such application for transfer and so transferring the said water.
3. That the Secretary of the District is directed to cause a fully executed copy of such order to which shall be appended a copy of the application for transfer upon which the order is made to be recorded in the office of the County Recorder of the county in which the lands to which the water is transferred are located.

RESOLUTION

WHEREAS, pursuant to a petition filed by Shane King, there has been allocated 1.5 acre-feet of Project Agriculture water to the following described lands in Weber County, Utah, to-wit:

Parcel Number 19-020-0042, SHANE KING 1.5 AF

PART OF THE NORTHEAST QUARTER OF SECTION 27, TOWNSHIP 7 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY: BEGINNING AT A POINT SOUTH 0D18' EAST 970.6 FEET AND SOUTH 86D53' EAST 522 FEET FROM THE NORTHWEST CORNER OF SAID QUARTER SECTION, AND RUNNING THENCE SOUTH 86D53' EAST 179.15 FEET ALONG CENTER OF STREET, THENCE SOUTH 1D25' EAST 333 FEET TO PLAIN CITY CORPORATE LIMITS LINE, THENCE NORTH 87D15' WEST ALONG SAID LINE TO A POINT SOUTH 1D25' EAST FROM POINT OF BEGINNING, THENCE NORTH 1D25' WEST 333 FEET MORE OR LESS TO THE POINT OF BEGINNING. EXCEPTING THAT PORTION LYING WITH PLAIN CITY ROAD.

And the orders so allocating the said water have been recorded in the office of the County Recorder of Weber County, as indicated on the foregoing property descriptions.

WHEREAS, the owners of the said lands have now made application to the District for the transfer of 1.5 acre-feet of water to be allotted from the lands above described to the following described lands in Weber County, Utah:

Parcel Number 19-020-0108, SHANE KING 0.9 AF

THAT PORTION OF THE FOLLOWING DESCRIPTION LYING WITHIN THE WEBER FIRE DISTRICT BOND AREA; PART OF THE NORTHEAST QUARTER OF SECTION 27, TOWNSHIP 7 NORTH, RANGE 2 WEST, OF THE SALT LAKE BASE AND MERIDIAN, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A POINT BEING LOCATED NORTH 88D30'37" WEST 1880.27 FEET ALONG THE NORTH SECTION LINE OF SAID NORTHEAST QUARTER AND SOUTH 00D00'00" EAST 1032.48 FEET AND SOUTH 00D51'10" EAST 224.61 FEET FROM THE NORTHEAST SECTION CORNER OF SAID SECTION 27: RUNNING THENCE SOUTH 00D51'10" EAST 61.76 FEET TO THE NORTH

BOUNDARY LINE OF THE WEST PARKVILLAGE SURDIVISION PHASE 2:
THENCE ALONG SAID NORTH SUBDIVISION BOUNDARY LINE NORTH
87D57'23" WEST 178.90; THENCE NORTH 00D51'10" WEST 604.68 FEET:
THENCE NORTH 89D46'33" EAST 78.73 FEET TO THE POINT OF BEGINNING.
NOTE: BECAUSE THE DESCRIPTION OF RECORD DID NOT CONTAIN AN
AREA FOR THIS PARCEL THE AREA FOR THIS PARCEL WAS CALCULATED
BY THE RECORDERS OFFICE FOR TAX PURPOSES.]

Parcel Number 19-020-0107, SHANE KING 0.6 AF

PART OF THE NORTHEAST QUARTER OF SECTION 27, TOWNSHIP 7 NORTH
RANGE 2 WEST, OF THE SALT LAKE BASE AND MERIDIAN, MORE
PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A POINT BEING
LOCATED NORTH 88D30'37" WEST 1880.27 FEET ALONG THE NORTH SECTION
LINE OF SAID NORTHEAST QUARTER AND SOUTH 00D00'00" EAST 1032.48
FEET AND SOUTH 00D51'10" EAST 224.61 FEET FROM THE NORTHEAST
SECTION CORNER OF SAID SECTION 27; RUNNING THENCE SOUTH 00D51'10"
EAST 611.76 FEET TO THE NORTH BOUNDARY LINE OF THE WEST PARK
VILLAGE SUB PH 2; THENCE ALONG SAID NORTH SUBDIVISION BOUNDARY
LINE NORTH 87D57'23" WEST 178.90 FEET; THENCE NORTH 00D51'10" WEST
604.68 FEET; THENCE NORTH 89D46'33" EAST 178.73 FEET TO THE POINT OF
BEGINNING. LESS & EXCEPTING: THAT PORTION LYING WITHIN THE
WEBER FIRE DISTRICT BOND AREA. [NOTE: BECAUSE THE DESCRIPTION OF
RECORD DID NOT CONTAIN AN AREA FOR THIS PARCEL THE AREA FOR
THIS PARCEL WAS CALCULATED BY THE RECORDERS OFFICE FOR TAX
PURPOSES.]

Applicant agrees 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.

WHEREAS, after due consideration, it is the determination of the Board of Trustees that
it is in the best interest of the District that such application for transfer be approved and
granted and that 1.5 acre-feet of water above referred to be transferred as per above
described lands.

NOW, THEREFORE, be it resolved and ordered by the Board of Trustees of Weber
Basin Water Conservancy District as follows:

1. That the application for transfer of 1.5 acre-feet of water from the lands first above
described to lands last above described, be and the same is hereby approved and granted,
and the 1.5 acre-feet of water is hereby so transferred.
2. That the Chair of the District is hereby authorized and empowered in the name of the
District and on its behalf to execute a formal order granting such application for transfer
and so transferring the said water.
3. That the Secretary of the District is directed to cause a fully executed copy of such
order to which shall be appended a copy of the application for transfer upon which the
order is made to be recorded in the office of the County Recorder of the county in which
the lands to which the water is transferred are located.

Motion was made by Trustee M. Anderson, seconded by Trustee Elliott and passed unanimously,
approving the transfers of water outlined above and adopting the foregoing resolutions.

V

CONSIDERATION OF APPROVAL OF CANCELLATIONS OF WATER CONTRACTS

Mgr. Searle presented the following cancellations of water:

A. DAVIS COUNTY

- 1) Austin & Cavin Bybee0.39 a.f. Proj
Kaysville
- 2) Margaret Francis & Gregory Francis Macisaac0.26 a.f. Proj
Kaysville
- 3) Laura Giometta 1.23 a.f. Dist 1 & 3
Farmington
- 4) Dong Sun Lim & Minhee Kang.....0.42 a.f. Proj
Kaysville
- 5) Lennar Homes of Utah LLC5.42 a.f. Proj
Kaysville
- 6) Chad & Breanna Randle0.47 a.f. Proj
Kaysville
- 7) Talbot Estates PRUD Homeowners Association 18.76 a.f. Proj
Kaysville
- 8) Austin & Rachel Thomas 1.28 a.f. Proj
Kaysville

B. MORGAN COUNTY:

- 1) Brent L & A Yvonne B Halls Family Trust.....1.0 a.f. Dist 1
Enterprise
- 2) Travis Johnson1.0 a.f. Dist 1
Croydon

C. WEBER COUNTY:

- 1) DSM Land & JDC Community14.64 a.f. Proj. ag
Plain City
- 2) Shane King 1.5 a.f. Proj. ag
Plain City

Motion was made by Trustee M. Anderson, seconded by Trustee Elliott and passed unanimously, approving the cancellations outlined above and adopting the following resolution.

RESOLUTION

BE IT AND IT IS HEREBY RESOLVED by the Board of Trustees of the Weber Basin Water Conservancy District that the Chair and the General Manager of said District be and they are hereby authorized and empowered to execute on behalf of said District cancellation petitions for the following, on the terms and conditions contained in the form of agreement presented to and considered at this meeting.

- 1) Austin & Cavin Bybee0.39 a.f. Proj
- 2) Margaret Francis & Gregory Francis Macisaac0.26 a.f. Proj
- 3) Laura Giometta 1.23 a.f. Dist 1 & 3
- 4) Dong Sun Lim & Minhee Kang.....0.42 a.f. Proj
- 5) Lennar Homes of Utah LLC5.42 a.f. Proj
- 6) Chad & Breanna Randle0.47 a.f. Proj
- 7) Talbot Estates PRUD Homeowners Association 18.76 a.f. Proj
- 8) Austin & Rachel Thomas 1.28 a.f. Proj

- 9) Brent L & A Yvonne B Halls Family Trust.....1.0 a.f. Dist 1
- 10) Travis Johnson1.0 a.f. Dist 1
- 11) DSM Land & JDC Community 14.64 a.f. Proj. ag
- 12) Shane King..... 1.5 a.f. Proj. ag

**VI
WATER SUPPLY REPORT**

Trustee Jensen invited Mgr. Olsen to present. Mgr. Olsen presented the following reservoir content data:

<u>RESERVOIR</u>	<u>TOTAL CAPACITY</u>	<u>DISTRICT CAPACITY</u>	<u>ACCRUED TO DATE</u>	<u>% OF DIST CAPACITY</u>	<u>HISTORICAL RESERVOIR CONT.</u>	
					<u>AS OF 1/30/23</u>	<u>AS OF 1/24/22</u>
CAUSEY	7,870	6,870	3,534	51%	3,848	4,015
E CANYON	51,200	20,110	16,517	82	27,910	24,970
ECHO	73,940	6,422	6,256	97	46,610	22,800
LOST CRK	22,510	20,010	15,150	76	7,060	7,120
PINEVIEW	110,150	66,228	36,077	54	45,980	25,750
SMITH-M	8,351	6,560	3,865	59	3,727	4,387
WANSHIP	62,120	60,000	47,120	79	43,140	28,360
WILLARD	<u>247,302</u>	<u>222,273</u>	<u>197,744</u>	<u>89</u>	<u>81,141</u>	<u>81,312</u>
TOTAL	583,443	408,473	326,263	80%	259,416	198,714

Percent of District upstream storage is 69%.

Mgr. Olsen presented slides showing the Ogden River and Weber River storage. He also discussed the District’s storage allocation, soil moisture levels, precipitation, weather outlooks, and drought monitor. He stated that the District is currently in flood control compliance on our reservoir releases. Mgr. Olsen said Pineview is above average for this time of year, so releases will be made to prepare for spring run-off. He said Willard Bay is the real stand out, and we have opened the outlet works allowing water to flow straight to the Great Salt Lake, around 1,000 cfs.

Trustee J. Anderson asked about our relationship with the Ogden Bird Refuge and their responsibility regarding these releases to the Great Salt Lake. Mgr. Olsen replied we work with Rich from the Ogden Bird Refuge and greatly value his opinions on where water is best used, so we coordinate closely with him, but the District has final say.

Mgr. Olsen continued by reviewing the SNOTEL sites, and said we are right on track, even a bit above average for where we are in the calendar year. He shared graphs of the Snow Water Equivalent and Soil Moisture. He said the overall precipitation looks good for the year and the Runoff Forecasts for the District reservoirs anticipate 87%, which is below average, but with our current storage, we are looking really good.

Mgr. Olsen then reviewed the weather and precipitation outlooks for the month to come and said weather shows equal chances of being dry or wet, but that we will likely see some higher temperatures in February.

Discussion continued regarding Willard Bay storage, the Great Salt Lake, flooding concerns, and cooperation with counties.

After Mgr. Olsen had answered questions from the board, Trustee Jensen thanked him for his informative report.

**VII
CONSIDERATION OF APPROVAL OF CONTRACTOR SELECTION FOR 800
NORTH CULINARY WATER CONSTRUCTION CONTRACT (CLINTON CITY)**

Gen. Mgr. Paxman said this is a contract we brought to the board for the agreement with Clinton City to split the cost. He said bids were finally received and now we are asking for board

approval on the contractor selection.

AGM Nelson gave a quick project overview and scope of the interlocal agreement. He said as part of Clinton and Clearfield Cities 2024 Capital Improvement Plan, there will be bridge resurfacing, roadway upgrades and rebuilding, and culinary line replacements. AGM Nelson stated the District’s culinary water lines and distribution vaults in the roadway are aging and in need of upgrading. He said it makes sense to partner with Clinton City in this endeavor and will save time and money.

AGM Nelson reported that Clinton City will oversee and manage the administration of the project from design to completion including the following:

- Hire the engineer
- Prepare Project bidding and construction documents
- Advertise the Project
- Conduct a Public Bid Opening
- Select and award to the contractor
- Collect required performance, payment and insurance bonds
- Conduct a pre-construction meeting
- Issue notice to proceed
- Process pay requests
- Issue change orders
- Issue substantial completion

AGM Nelson said the District will issue payment directly to Clinton City for our portion of the project. He then shared that the lowest responsible bidder was Leon Poulsen with a bid of \$1,848,351.00 for the District’s portion of the work. He then recommended approval to award a contract with Leon Poulsen as General Contractor and Water Line Contractor to complete the District portion of the prime contract for \$1,848,351.00.

Motion was made by Trustee Robinson, seconded by Trustee J. Andersen, and all were in favor to award the contract to Leon Poulsen for the total amount of \$1,848,351.00.

RESOLUTION

BE IT AND IT IS HEREBY RESOLVED by the Board of Trustees of the Weber Basin Water Conservancy District that the Chair and the General Manager of said District be and they are hereby authorized and empowered to execute on behalf of said District, to award Leon Poulsen, a contract as General Contractor and Water Line Contractor to complete the District portion of the prime contract with Clinton City in the amount of \$1,848,351.00, on the terms and conditions contained in the form of agreement presented to and considered at this meeting.

VIII

CONSIDERATION OF APPROVAL OF METER EQUIPMENT PURCHASE

Trustee Jensen welcomed AGM Parry and invited him to present. AGM Parry said this co-op was created to facilitate procuring necessary metering equipment for all interested parties so all secondary connections can be metered by the state given 2030 deadline.

AGM Parry explained this is the third meter co-op order. The District made the July 2024 meter purchase last year and is now looking to make the July 2025 meter purchase. The various entities involved in the cooperative agreement provided the District with quantities of meters and radios needed for procurement. These quantities will be updated and confirmed annually, and entities will reimburse the District for materials requested upon delivery of an invoice.

AGM Parry stated the District advertised and did not receive any submissions from other entities stating they can meet the order, therefore Mountain Land Supply is our sole supplier. He said Mountain Land Supply has maintained the same pricing on this equipment for several years. AGM Parry said the last order we placed had a very high lead time, and this order has about a 500-day lead time.

AGM Parry concluded the presentation stating District staff recommends approval for the purchase order totaling \$5,398,115.04. Motion was made by Trustee M. Anderson, seconded by Trustee Summers, and all were in favor, approving the meter purchase.

RESOLUTION

BE IT AND IT IS HEREBY RESOLVED by the Board of Trustees of the Weber Basin Water Conservancy District that the Chairman and the General Manager of said District be and they are hereby authorized and empowered to execute on behalf of said District the July 2025 meter purchase from Mountain Land Supply for a total of \$5,398,115.04 through the Secondary Metering Cooperative Agreements, on the terms and conditions contained in the form of agreement presented to and considered at this meeting.

IX

CONSIDERATION OF APPROVAL OF UPDATES TO THE POLICIES AND PROCEDURES MANUAL

Fin. Analyst Bateman reviewed the proposed changes updating the Utah Retirement System (URS) retirement section. She said this added language clarifies that Trustees are not eligible for URS retirement due to eligibility standards that differ for Tier 1 and Tier 2 board members.

Fin. Analyst Bateman reviewed the proposed changes updating the Public Works Projects section to define items as per state code.

Fin. Analyst Bateman then presented the proposed service credit clarification language which reduces the list of statutory requirements and clarifies the purchasing of future years of service. She then explained the proposed changes defining retirement which adds a new definition to the policies regarding Teir 1 and Teir 2 employees and retirement eligibility, and the language that replaces continuing health coverage with the new HRA contribution plan.

Fin. Analyst Bateman then showed the updated Consolidated Fee Schedule. She explained the State Auditor recommends all boards to approve all fees in the schedule. Fin. Analyst Bateman said the fees are updated to reflect the current prices from vendors and District costs.

Fin. Analyst Bateman then answered questions from the board. Once all questions were answered, she recommended approval of the changes to the District’s policy and procedures and changes to the Consolidated Fee Schedule as presented.

Motion was made by Trustee Summers, seconded by Trustee J. Andersen, and all were in favor, approving the updates to the District’s Policy and Procedures Manual and the updated Consolidated Fee Schedule.

X

CONSIDERATION OF APPROVAL OF SNYDERVILLE BASIN MEMORANDUM OF AGREEMENTS

AGM Hess reported each year new Memorandum of Agreements are signed with Mountain Regional Water Special Service District, Park City Water Service District, and Summit Water Distribution Company. He said these agreements allow each entity to supply their surplus water to those entities that need it. In this case, Mountain Regional and Park City supply their surplus water to Summit Water. He stated these agreements ensure that water is properly delivered to Summit Water and that Mountain Regional and Park City will be compensated for the water they supply. The agreements also discuss the maximum flow rates at which Summit Water can take this water from Mountain Regional and Park City.

AGM Hess reported Summit Water has a water deficit and needs to purchase additional water, and Mountain Regional and Park City have surplus water available for sale. He said as outlined in paragraph 2.4 of the Master Agreement, this process of surplus agreements was established in order to allow the District “to operate the Western Summit County Project in such manner as Weber Basin deems necessary and proper.” These surplus agreements effectively allow the available water in Western Summit County to be used where necessary and postpone the construction and payment of the large importation project.

AGM Hess reported Summit Water needs an additional 1,150 acre-feet of finished water in 2024, 1,350 acre-feet in 2025, and 1,550 acre-feet for the years 2026 through 2028. He stated Park City and Mountain Regional will make up the deficit and supply this water in 2024 and 2025. He said starting in 2026, Park City will make up the deficit and supply Summit Water entirely on their own. After discussion ceased, AGM Hess recommended approval of the Memorandum Agreements.

Motion was made by Trustee Robinson, seconded by Trustee J. Andersen, and passed unanimously, approving the Memorandum of Agreements and adopting the following resolution.

RESOLUTION

BE IT AND IT IS HEREBY RESOLVED by the Board of Trustees of the Weber Basin Water Conservancy District that the Chair and the General Manager of said District be and they are hereby authorized and empowered to execute on behalf of said District Memorandum of Agreements, on the terms and conditions contained in the form of agreements presented to and considered at this meeting.

XI

**CONSIDERATION OF APPROVAL OF THE
SNYDERVILLE BASIN HIGHWAY 224 AGREEMENT**

AGM Hess explained this is a new agreement. He said when the Master Agreement was drafted, it provided provisions for future interconnects as outlined in paragraph 2.7, and this is the first. He said the capacity of the initial interconnect is not sufficient to meet future water deliveries, and the parties have determined that the Highway 224 Interconnection is required to increase the capacity to wheel water among the various systems.

AGM Hess said this interconnect includes a pipeline along Highway 224 near White Pine Canyon Road on the north end to Holiday Ranch Loop Road on the south end, and the replacement of 1,000 feet of 12” water line in Holiday Ranch Road to a 16” line.

AGM Hess shared a map of the future interconnect site. He said installing this pipeline along this highway is a substantial project as there is not much room beside the road, so we must design the project well. AGM Hess stated as it is today, the Hwy 40 system does not have enough capacity to deliver the needed flows since Mountain Regional will no longer be supplying Summit any water in the year 2026.

AGM Hess then answered questions from the board and discussion continued.

AGM Hess explained the District will get reimbursed 100% for this project, with each entity paying one-third, for all capital costs for the interconnection. He stated the project is projected to be in the \$6M range for preliminary costs.

Motion was made by Trustee Summers, seconded by Trustee Robinson, and passed unanimously, approving the Snyderville Basin Highway 224 Agreement and adopting the following resolution.

RESOLUTION

BE IT AND IT IS HEREBY RESOLVED by the Board of Trustees of the Weber Basin Water Conservancy District that the Chair and the General Manager of said District be and they are hereby authorized and empowered to execute on behalf of said District the Snyderville Basin Highway 224 Agreement, on the terms and conditions contained in the form of agreements presented to and considered at this meeting.

XII

CYBER SECURITY UPDATE

Mgr. Pierce said weekly we hear of Water related cyber-attacks and shared several examples of attacks. He said these attacks will always continue and increase and worsen over time. Mgr.

Pierce explained the District is classified as industrial use because of the equipment we use and it is anticipated that there will be an increased number of attacks over the next few years directed toward industrial systems.

Mgr. Pierce gave an overview of our Operation Technology Systems that are a critical component in the water treatment process. He said the operation of the treatment plant heavily relies of Logic Controllers (PLCs), and as we move into the future, other network connected devices will be added for monitoring flows and turbidity.

Mgr. Pierce outlined the District network, explaining it is not the internet, but rather our buildings grouped together and talking together. He said our network allows this communication without the internet, which is one of the way we can keep our systems secure. Mgr. Pierce shared the many ways our District actively fights to keep this security and protection. He outlined the efforts taken at the District to ensure cyber safety including annual training for all employees, hardware such as firewalls and network equipment, software such as anti virus, malware, and anti ransomware, and the architecture and design of our network.

Mgr. Pierce shared a slide detailing the Purdue Model, which defines how a well-designed network and segmentation works, and said this is the guideline we use when setting up our systems at the District.

Mgr. Pierce informed the board that several employees within his department have attended the Federal Government’s Cybersecurity & Infrastructure Security Agency (CISA) Training. He said CISA is the Federal Government’s cybersecurity arm within the Department of Homeland Security, and stated this training is among the best he’s ever attended. Mgr. Pierce said CISA started a weekly cyber hygiene assessment in November 2023 and the District participates. He said they scan all 18 of our public assets, and the District’s cyber assessment weekly report card has been 100% every time.

Mgr. Pierce mentioned an upcoming Cyber Resilience Review where CISA will come and evaluate the District’s cyber security in person. He said they will do on-site network pen testing to see where they can get in our system and we will participate in Cyber Storm, which is an exercise that simulates a large-scale, coordinated cyber-attack impacting critical infrastructure.

Mgr. Pierce ended his presentation by reviewing the District’s ongoing participation in the National Cyber Awareness System, the Multi-State Information Sharing and Analysis Center, and our Wireless Priority Service (FirstNet) which priorities all of our data over anyone else’s.

Gen. Mgr. Paxman the District and Mgr. Peirce takes this very seriously because the incline of intrusions is exponential.

Chairman Jensen and Trustee Summers thanked Mgr. Pierce for his incredible vigilance and said we are clearly in good hands.

**XIII
GENERAL MANAGER’S REPORT**

Gen. Mgr. Paxman said the Utah Water Users Conference will be at the Dixie Convention Center, and we will be reserving rooms at the Comfort Inn which is located in the convention center. He said to please R.S.V.P. to Mgr. Searle, and if anyone is interested in the golf tournament, to please let us know and pay the \$70 fee.

Gen. Mgr. Paxman said the Great Salt Lake Commissioner did contact us, and we are working on answering his questions. He said until we know what the snowpack will be, we do not know how much we will be able to release. He said the issue is they want to see releases now, before runoff. Gen. Mgr. Paxman said we are releasing a bit now, but will need to be further into the season to know what total releases can be.

Gen. Mgr. Paxman gave an update on North Salt Lake Pipeline reminding the board of the Rail Pro issues. He said shortly after the last board meeting with Trustees Robinson and Elliott's help, we've been able to move forward and get this project nearing completion. He thanked the board for their help in this matter.

**XIV
RECOGNITION OF RETIRING TRUSTEE – MARLIN JENSEN**

Gen. Mgr. Paxman said this really is a tender moment as we say goodbye to Trustee Jensen. He said Marlin and his family have been involved with the District for a very long time. Gen. Mgr. Paxman presented Trustee Jensen with a District coin, an engraved watch, and a gavel to honor his service as Chairman on the board for the past two years. Gen. Mgr. Paxman said we appreciate the attention and support he gives the District and that he will be greatly missed.

Trustee Jensen shared some reflections on his last ten years. He said at some point you reach the end of your chosen career, and you think about what to do with the rest of your life recognizing your time and energy diminishes. He said his family has now reached 63 people. Trustee Jensen said he put his family first, then religious commitments, and had lots of time left over, so his thought was to do something with education. Trustee Jensen said he served an eight year term on the Board of Regents. Then he said he served six years in the valley on the Ogden Valley Land Trust that seeks to preserve open space.

Trustee Jensen said he went from education, to land, then finally water. He said being able to come back here after working as an employee, having been an attorney, then coming back and serving on the board, has been the most rewarding of all his endeavors. Trustee Jensen said this is due to the people here and it has been such a joy. He expressed his deep appreciation for each one and his time on the board. He thanked Mike and Jody for the work they do and stated his admiration for their excellent work as our legal counsel. He then mentioned each employee who was present by name, and stated the District is a cut above most, and that he will be ever grateful for the role.

**XV
ADJOURNMENT**

There being no further business for discussion, meeting adjourned at 11:18 a.m.

Respectfully submitted,



Scott W. Paxman, General Manager/ CEO

The Board of Trustees of the Weber Basin Water Conservancy District, Utah, met in public session January 25, 2024, at 9:00 a.m., at District headquarters, Layton, Utah. Meeting was called to order by Chairman Marlin K. Jensen. On roll call the following members were found to be present:

Present:

Chairman Marlin K. Jensen
Trustee Mark D. Anderson
Trustee Jared Andersen
Trustee Kym O. Buttschardt (telephonic)
Trustee Scott K. Jenkins
Trustee Angie Osguthorpe
Trustee Christopher F. Robinson
Trustee Paul C. Summers
Trustee Randy B. Elliott

Scott W. Paxman, General Manager/CEO
Mike Malmborg, Legal Counsel
Jody Williams, Legal Counsel

Brittney Bateman, Economics Planning Coordinator
Calysta Bravo, Finance Manager
Suzy Eppens, Contracts Administrator
Greg Pierce, Mgr. of Strategic Initiatives
Darren Hess, Assistant General Manager
Josh Hogge, Mgr. of M&I
Shane McFarland, Mgr. of Engineering
Brad Nelson, Assistant General Manager
Riley Olsen, Mgr. of Water Supply & Power
Jon Parry, Assistant General Manager
Kendall Searle, Mgr. of Administration
Kathy Wood, Mgr. of Human Resources

Jay Kalafatis, Bureau of Reclamation
Josh Martin, Sundt

Mgr. Searle stated the meeting was being held pursuant to notice to the public, duly published as required by law, for the purpose of permitting all interested persons to show cause why the respective petitions for water contracts of the individuals as set forth in the notice, copies of which are attached hereto and incorporated by reference as a part of these minutes, for the allotment of water to lands in Davis and Summit counties, Utah, by the Weber Basin Water Conservancy District, should not be granted.

Mgr. Searle reported there have been no written objections filed against the foregoing petitions and asked for any other objections to be presented at this time. No objections were received.

Thereupon the following resolution was presented and read:

**RESOLUTION GRANTING PETITIONS FOR THE ALLOTMENT
OF WATER BY WEBER BASIN WATER CONSERVANCY DISTRICT**

WHEREAS, acting pursuant to Section 73-9-19, Utah Code Annotated, 1953, as amended, there has been filed in the office of the Weber Basin Water Conservancy District, the following petitions for water contracts requesting the allotment of Weber Basin water annually, pursuant to the terms and conditions set forth in said petition:

A. DAVIS COUNTY:

- 1) Thorpe Family Revocable Living Trust.....0.38 a.f. Dist 4
Layton (11-004-0112)

B. SUMMIT COUNTY:

- 1) Deare LLC0.50 a.f. Dist 4
Kamas (CD-410)
- 2) Misty Judd0.65 a.f. Dist 4
Henefer (NS-1247-D-2)
- 3) Antonio & Amparo Rodriguez0.65 a.f. NEW
Henefer (RRCK-3)

Whereas after the filing of said petitions, it was determined to hold a public hearing on same in the office of the Board of Trustees of the District, and the General Manager/CEO of the District caused due and proper notice of the holding of such hearing to be posted to the Utah Public Notice Website on January 10, 2024, which notice advised all interested persons of the holding of such hearing and of their right to present objections in writing showing cause why such petitions should not be granted, and

WHEREAS, at the hour and place named in said notice, or at a subsequent meeting adjourned there from, the Board of Trustees of the District has met in public session and has heard all persons desiring to be heard and written or other objections having been presented, and

WHEREAS, after due consideration, it is the determination of the Board of Trustees that it is for the best interest of the District that such petitions should be granted.

NOW, THEREFORE, be it Resolved and Ordered by the Board of Trustees of the Weber Basin Water Conservancy District, as follows:

Section 1. That it is hereby determined to be in the best interest of the Weber Basin Water Conservancy District, that such petitions be granted.

Section 2. That said petitions are hereby granted and amounts of water in acre-feet are hereby allotted to the respective petitioners for the lands for which the same is petitioned, all as above set out.

Section 3. That the Chairman of the District is hereby authorized and directed in the name of the District and on its behalf to execute formal orders granting said petitions allotting water to lands therein described, upon the terms, at the rates, and payable in the manner as in said petitions set forth and the General Manager/CEO of the District is authorized and directed to attest said order.

Section 4. The General Manager/CEO of the Board of Trustees in its behalf, is directed to cause a fully executed copy of said order, to which shall be attached a copy of the petitions upon which the order is made, to be recorded in the office of the respective County Recorder.

After consideration of the resolution and order, motion was made by Trustee M. Anderson, seconded by Trustee Elliott and passed unanimously, approving petitions for water contracts in Davis and Summit County and adopting the foregoing resolution.

Approved and adopted January 25, 2024.


Angie Osguthorpe, Chair

ATTEST:


Scott W. Paxman, General Manager

(SEAL)

**WEBER BASIN WATER CONSERVANCY DISTRICT
BOARD OF TRUSTEES
ORIENTATION MEETING AGENDA
MONDAY, JANUARY 22, 2024, 10:00 A.M.**

- 1) Welcome.....Chairman Jensen
- 2) Retiree Health Benefits.....Mgr. Kathy Wood
- 2) District Water Efficiency Standards.....AGM Jon Parry and Darren Hess
Gen. Mgr. Paxman
- 3) Prepare 60 activities and upcoming Legislation.....Gen. Mgr. Paxman
- 4) Other Business

**MINUTES OF AN ORIENTATION MEETING OF THE WEBER BASIN WATER
CONSERVANCY DISTRICT BOARD OF TRUSTEES HELD MONDAY,
JANUARY 22, 2024, 10:00 A.M., AT DISTRICT HEADQUARTERS**

Present:

Chairman Marlin K. Jensen
Trustee Mark D. Anderson
Trustee Kym O. Buttschardt
Trustee Randy B. Elliott
Trustee Scott K. Jenkins
Trustee Angie Osguthorpe
Trustee Christopher F. Robinson
Trustee Paul C. Summers

Excused:

Trustee J. Andersen

Scott W. Paxman, General Manager/CEO
Mike Malmborg, Legal Counsel

Suzy Eppens, Contracts Administrator
Darren Hess, Assistant General Manager
Brad Nelson, Assistant General Manager
Jon Parry, Assistant General Manager
Kendall Searle, Administration Manager
Kathy Wood, Human Resources Manager

**I
RETIREE HEALTH BENEFITS**

Mgr. Wood was asked to present the proposal to replace the District's current retiree health coverage with a new plan. She explained currently the District's policy offers a continued health plan which allows retirees to continue medical coverage after retirement and covers them until they reach Medicare age or up to five years, whichever comes first. She stated in order to be eligible for the current program, the retiree must have a sick leave balance prior to 2006. Mgr. Wood stated only 15% of our workforce is eligible for this current plan, leaving the majority or 85% that are not eligible.

Mgr. Wood explained the current benefit started as a one-time offering in conjunction with a retirement package, but then in 2017 the board approved to keep the program for future retirees. Mgr. Wood said the District will be asking the board to replace the current health insurance coverage benefit with a new HRA contribution benefit.

Mgr. Wood shared that some companies are pulling out of providing insurance for retirees altogether as it has become too expensive. She said in anticipation of this reality for the District, we would like to switch to a more sustainable plan now. Mgr. Wood said those that are eligible for the old plan would be given the option to go with the old or the new.

Mgr. Wood gave an overview of the proposed plan. She said the employee must retire from the District per defined requirements, and they will receive a one-time contribution to an HRA. She showed the calculation that will be used to determine the contribution amount which was the accrued sick leave balance times the number of eligible service years at the time of retirement, with a capped contribution limit of \$40,000. Mgr. Wood said this capped contribution limit shall be set by the General Manager of the District.

Mgr. Wood then reviewed the pros and cons of the new program, ultimately declaring the positives of the new benefit far outweigh the negatives. She stated this change will encourage longevity, save the District money, help manage the budget, is simple to administer, and ultimately includes all employees as it is not limited to those who participate in the medical plan.

Trustee Osguthorpe thanked Mgr. Wood and District staff for looking to the future and working to take care of all employees while considering a sustainable benefit.

Trustee Jenkins expressed his concerns regarding the cost of the program. Mgr. Wood replied that is why we like the plan, we can control the cap on the benefit, but we cannot control the cost of the health insurance premiums. Chairman Jensen thanked Kathy for her presentation.

II BOARD CHAIR SUCCESSOR DISCUSSION

Chairman Jensen asked to interrupt the agenda to address a matter that was brought to his attention by Trustee Jenkins regarding the process of appointing a new board Chair. He gave background saying his appointment as a Trustee has ended and the board must elect a new Chair. Chairman Jensen stated that the other three trustees have been reappointed, but he elected to step down from the board. He said Gage Froerer has been appointed by the governor, with the consent of the Senate, as his replacement.

Attorney Malmborg cited Utah Code 17B-1-303, and read it aloud, then summarized and stated that generally, district board of trustee member appointments start on January 1, yet the term of each appointed water conservancy district board member ends February 1, approximately four years after appointment. He continued by explaining the code states the new term begins on the later of the following options, the day the Senate consents to the appointment, or the expiration date of the prior term. He stated that in this case, Trustee Jensen's appointment ends February 1, 2024 and therefore the replacement Trustee shall begin serving their term on that date.

Chairman Jensen stated according to our policies governing the term of the Chair, the term shall be two years and rotate among the counties as follows: Morgan County, Summit County, Weber County with two consecutive two-year terms, and Davis County with two consecutive two-year terms. Chairman Jensen served for the last two years as the Weber County Chair, and now the succession will go to another Weber County representative. He said the board met and discussed the succession of the new Chair, as is tradition at the District, at a previous Orientation Meeting, and by informal consensus of the board, Trustee Osguthorpe would be nominated for election at the January 2024 Board Meeting. Chairman Jensen said this is the way it has always been done and has always been a unanimously agreed upon process.

Chairman Jensen then said Trustee Robinson and Trustee Jenkins were absent from the orientation meeting where the successor Chair was discussed. Chairman Jensen apologized for any lack of leadership on his part for not communicating the results of this discussion to the absent trustees prior to this meeting. He then invited Trustee Jenkins to comment.

Trustee Jenkins said he disagrees with our current policy in that the current board members elect the new Chair without input from the newly appointed trustees. He stated his offenses, and that in his opinion, the decision was made without proper procedure. Trustee Jenkins was upset and expressed those feelings.

Trustee Robinson stated he was not in the meeting, but that it sounds like there was discussion, but the real act of election will be done in open meeting, during the annual meeting in January. Trustee Robinson asked if there was a formal vote, and Gen. Mgr. Paxman stated no there was absolutely no vote. Chairman Jensen stated there was just a discussion and consensus on how to move forward. Trustee Robinson again reiterated that he does not feel there was an official decision made, and that we will hold the official election at the annual meeting.

Legal Counsel Malmborg stated he represents the board as one body and does not represent one individual. He then stated there must be notice and public meeting when appointing a board member but said there was no decision that was binding or official at that meeting, and that the Annual Meeting will be the official action and decision of the board.

Discussion continued.

Trustee Robinson, by way of moving forward, recommended an election, either by different parties being nominated, or by a consensus and agreement. He stated we should try to find a way forward commensurate with our good reputation because we owe that to ourselves and our stakeholders. He stated the election held Thursday should cure the issue.

Trustee M. Anderson said he recalled during the discussion regarding a successor Chair that there was uncertainty of who was going to be reappointed and newly appointed.

Trustee Buttschardt stated the intent of the discussion was not underhanded, there was no ill will or malice in the discussion of the Chair recommendation.

Trustee Osguthorpe stated she and Trustee Jenkins are both lucky to be reappointed. She said it will be an honor to willingly and gladly serve in whatever capacity is determined by the board.

Legal Counsel Malmborg then reviewed a portion of the policy and procedures, 2.5.3, which outlines the Chair's two-year term, the county rotation, and possible exceptions to the procedure if the board chooses to veer from the standard procedure. He said the board could decide to split the 2-year Weber County Chair term, and have two, one-year terms within the county. Legal Counsel Malmborg said there would need to be a motion and approval to split the term, then the nominations for the first one-year term could be entertained.

Chairman Jensen stated to Trustee Jenkins that he hopes he and the board will come out whole on the other end of this matter and communicated his respect for Trustee Jenkins and his bravery in bring his grievances to the attention of the board.

III WATER EFFICIENCY STANDARDS

Gen. Mgr. Paxman stated we have a couple situations that require review of the water efficiency standards. He invited AGM Parry to present.

AGM Parry reviewed current District policy for Water Efficiency Standards regarding Designated Recreation Areas. He outlined the two avenues, retail and wholesale, through which we may be engaging in conversations or contracting for water with entities. He said the retail side involves staff review, individual contracts being executed, meters installed, and direct consumer accountability. He said there is quite a bit of staff involvement in these retail relationships. AGM Parry said the wholesale differs in that District engagement is less and we are more reliant on what the community has adopted as standards and their ability to hold the end users accountable.

AGM Parry said in light of these customer relationships, there is a need to talk about designated recreation areas. He said these areas are exceptions to the Water Efficiency Standards in order to provide for usable recreation areas. The current definition for a designated recreation area is set by the land use authority and allows for flexibility.

AGM Parry listed a few possible designated recreation area examples including golf courses, parks, institutional spaces such as high schools, and other areas of similar benefit. He said there are four considerations, defining a recreation area, defining how water can be allocated within a recreation area, defining the irrigation standards, and defining the landscape standards within the designation recreation area. He said in order to be successful in meeting the conservation goals we need to find ways to be efficient and find ways to reduce demand.

AGM Parry said there will be those situations that will meet the definitions and those that will not. Those situations that fall outside of the definition will not qualify for water allocations. We also have a need to make sure those areas are inclusive of where we see water is being beneficially used, and only limited those areas where the water is not advantageously used. AGM Parry highlighted the potential impacts of these definitions may cause further District scrutiny as well as the consideration that enforcement and accountability will always be an issue when defining standards.

AGM Parry said there is a situation needing more discussion, and this atypical request is for a Motocross Park near Willard Bay. They want to contract for more water. He said there is not a lot of landscaping and the water is really needed for dust control, which puts the beneficial use in question. AGM Parry stated they have 33.6 ac-ft of water for dust control already but would like more water to expand their business. AGM Parry said the board must decide if we are comfortable allocating water for this use when the current definition in the policies would not include this application of water. Legal Counsel Malmborg said this is dissimilar to growing green landscape, but may not be dissimilar to spraying down astroturf.

AGM Parry said the overarching question is are we deviating from the mission statement of the District, which is putting water to the greatest beneficial use to the public.

AGM Parry then reviewed the proposed staff recommendations as follows:

Define Designated Recreation Areas

- Open to public
- Accessible to large populations
- Located near dedicated vehicular use areas

Restrict Water Allotments to certain areas

- Areas with living plant materials and irrigation systems
- Organized sports fields

Require Irrigation Design Standards

- 80% Distribution Uniformity
- Designed by competent individual
- 8-foot Widths/25% Slope
- EPA Watersense Labeled Products/Smart Irrigation Controllers, flow sensors, master valves

Require Landscape Design Standards

- Designed and Operated by Competent Individual
- Drought tolerant seed mixtures

AGM Parry said we are trying to address the definition and where the water would be beneficially used. Gen. Mgr. Paxman stated these are the current recommendations, however we need to understand the consequences and have further discussions before we can be comfortable approving the recommendations.

Gen. Mgr. Paxman then invited AGM Hess to present. He shared an overview of the current contract amounts of drinking water in the West Weber area. He said the capacity on the system before the pump station was 1,800 – 2,000 gpm, but with the installation of the new pump capacity has increased to 4,500 gpm, over double the old capacity.

AGM Hess said the Western Basin Water Company contract was originally between the District and Southern Pacific Industrial Development Company and was executed on October 27, 1978. He stated Randy Marriott assumed this contract from Southern Pacific in the 1990s and purchased the reserved water on December 30, 2019 in the amount of 2,380 ac-ft.

Gen. Mgr. Paxman pointed out this contract is completely different from other contracts because it was made assumable.

AGM Hess shared a map showing the turn outs on the pipeline and showed the water tank area and pump station location. He explained that Marriott uses the water as irrigation water though it is treated.

AGM Hess then explained that Compass Minerals has a Lithium Project which has been put on hold due to the State of Utah promulgating rules as to how lithium salt production in the Great Salt Lake is regulated. He shared that in March 2023, HB 513 was passed establishing a rulemaking process regarding lithium production on the Great Salt Lake. AGM Hess said the Division of Forestry, Fire, and State Lands has drafted a rule for mineral extraction on the Great Salt Lake, specifically lithium extraction, and the proposed rule requires companies to conduct feasibility studies to examine how much water they take from the Great Salt Lake for lithium production.

AGM Hess said there was a hand-shake deal for water from Western Basin Water to Compass Minerals for the following amounts:

Year 1 – 1000af

Year 2 – 500af

Year 3 – 2000af

Year 4 – 2000af

AGM Hess said after proof of concept is complete, Compass Minerals would use water from their own well on site for their lithium production.

AGM Hess said Weber County Commission approved the proposed inland port project which encompasses nearly 9,000 acres. He stated the inland port now has two zones, 350 acre Weber Bend Zone which sites of the bank of the Weber River, and 8,600 acre Little Mountain Zone which borders the lake and lies between the Ogden Bay Waterfowl Management Area and the Harold Crane Waterfowl Management Area.

AGM Hess stated Little Mountain Service Area owns and operates a Publicly Owned Treatment Work (POTW) system. He said the facility currently treats only domestic wastewater from four local businesses and one residence, a total equivalent population of 422.

AGM Hess said Little Mountain Service Area desires to become a retailer of water, and they would get their water from us. He said the POTW has been modified from three non-discharging ponds to a treatment process that includes three biological stabilization ponds, slow sand filtration, and UV disinfection. He said the design flow of the current facility is 0.245 MGD, and the discharge is to the West Warren Ditch that combines with the Weber River and flows to the Great Salt Lake. The newly proposed retail area is located West of the Weber River and South of 900 South, and is being planned for approximately 14,000 homes.

Gen. Mgr. Paxman stated this is almost a revitalization of this service company. He said they elected a board and reorganized, and Little Mountain is looking to annex. He said the future infrastructure plans, building a new 4 million gallon tank, and the future treatment plant on the land that Jordan Valley owns for the future site is nearby. He said we will help make that area much more robust with these infrastructure improvements.

AGM Hess then answered questions from the board.

IV PREPARE 60 ACTIVITIES AND UPCOMING LEGISLATION

Gen. Mgr. Paxman said we are still in discussions internally with the Prepare 60 group about some legislation we may propose at the request of President Adams and Speaker Schultz.

Gen. Mgr. Paxman said HB 11 by Representative Owns requires any new state-owned facilities to abide by all water efficiency standards within the Great Salt Lake drainage area. He said this bill seems to be moving forward and is a great bill which we support.

Gen. Mgr. Paxman reviewed a handful of other bills we are watching. He said there is a bill from Representative Albrecht that increases the ability for the State Engineer to measure water, which we support. He said a big water bill is HB 280, which coordinates funding a program for water, and the funding would come from an excise tax on every water user in the state. He said this bill has issues, but a significant substitute bill will be presented within the next few weeks.

Trustee Summers asked about President Adams legislative requests. Gen. Mgr. Paxman stated they are looking at developing more water within the state and having a separate council that looks at pulling water from out of state sources among other options.

V ADJOURNMENT

There being no further business for discussion, meeting adjourned at 12:00 p.m.

Respectfully submitted,



Scott W. Paxman, General Manager / CEO