

APPLICATION FOR NONUSE OF WATER

STATE OF UTAH

Rec. by CK# 8004297223

Fee Amt. \$ 1000.00

Receipt # 22-03263

To protect a water right from forfeiture due to continued nonuse in accordance with Section 73-1-4, Utah Code Annotated 1953, as amended.

GH

1. Water Right No.: 59-6048

Application/Claim #:

2. OWNER INFORMATION:

Name: Corporation of the Presiding Bishop
Address: c/o Property Reserve Inc.
51 South Main St., Suite 301
Salt Lake City UT 84111

Name: North Point Consolidated Irrigation Company
Address: 8678 Sugarloaf Circle
Sandy UT 84093

Name: Suburban Land Reserve, Inc.
Address: 51 South Main St., Suite 301
Salt Lake City UT 84111

3. Priority Date:

Filing Date: April 01, 2022

4. QUANTITY, SOURCE, AND LOCATION OF WATER:

Quantity of Water: 20707.542 acft

Source: Jordan River

County: Salt Lake

Common Description:

POINT OF DIVERSION -- SURFACE:

[1] N 275 feet E 840 feet from the SW corner, Section 14 T 1S R 1W SLB&M

5. WATER USE INFORMATION:
59-6048

IRRIGATION: from Jan 01 to Dec 31 IRRIGATING: 4141.5084 acres of the Group Total of 4141.5084 acres.

PLACE OF USE: The PLACE OF USE is within the service area of the North Point Consolidated Irrigation Company

RECEIVED

JUN 10 2022

WATER RIGHTS
SALT LAKE

SCANNED GH

GH

Nonuse

6. NONUSE REQUEST: **The Period of NONUSE Requested is SEVEN (7) years from the Filing Date of this NONUSE Application.**

7. NONUSE JUSTIFICATION:

State Statute offers the following justifications that are considered reasonable for NONUSE of a water right:

- A. Demonstrable financial hardship or economic depression;
- B. physical causes or changes that render use beyond the reasonable control of the water right owner so long as the water right owner acts with reasonable diligence to resume or restore the use;
- C. the initiation of water conservation or efficiency practices, or the operation of a groundwater recharge/recovery program approved by the State Engineer;
- D. operation of legal proceedings;
- E. the holding of a water right or stock in a mutual water company without use by any water supply entity to meet the reasonable future requirements of the public;
- F. situations where, in the opinion of the State Engineer, the nonuse would assist in implementing an existing, approved water management plan;
- G. the loss of capacity caused by deterioration of the water supply or delivery equipment if the applicant submits, with the application, a specific plan to resume full use of the water right by replacing, restoring, or improving the equipment; or
- H. any other reasonable cause.

With the above in mind, please state the reasons for your NONUSE of water with regards to this water right. (Use additional pages of the same size, if necessary.)

The Corporation of the Presiding Bishop through Property Reserve Inc. (PRI) and Suburban Land Reserve Inc. (SLR) collectively own 5,781 shares of stock in the North Point Consolidated Irrigation Company (NPCIC) for irrigation of lands in the northwest area of the Salt Lake Valley. Recent changes in land ownership and land use in the service area of the NPCIC have caused a need for PRI and SLR to evaluate the current and future uses of these shares. Many of these shares continue to be used. However, with the aforementioned changes, PRI and SLR are evaluating the extent of use of these shares and the potential need for changes in use of these shares. PRI and SLR are working on a plan to potentially lease the available water from these shares, and this will require time to effectively work with the interested stakeholders. This nonuse application is being filed to ensure the shares are protected while evaluating, preparing, and implementing changes in the future use of these shares.

8. SIGNATURE OF OWNER(S):

The undersigned acknowledges that the undersigned is the appropriator or the appropriator's successor in interest to the water right described herein; and that each and all items contained in this document are true to the best of the undersigned's knowledge and belief.

Corporation of the Presiding Bishop (Property Reserve Inc.)

Elliott J. Christensen, President

North Point Consolidated Irrigation Company

APPLICATION FOR NONUSE OF WATER

STATE OF UTAH

Rec. by _____

Fee Amt. \$ **1000.00**

Receipt # _____

To protect a water right from forfeiture due to continued nonuse in accordance with Section 73-1-4, Utah Code Annotated 1953, as amended.

1. Water Right No.: 59-6048

Application/Claim #:

2. OWNER INFORMATION:

Name: Corporation of the Presiding Bishop
Address: c/o Property Reserve Inc.
51 South Main St., Suite 301
Salt Lake City UT 84111

Name: North Point Consolidated Irrigation Company
Address: 8678 Sugarloaf Circle
Sandy UT 84093

Name: Suburban Land Reserve, Inc.
Address: 51 South Main St., Suite 301
Salt Lake City UT 84111

3. Priority Date:

Filing Date: April 01, 2022

4. QUANTITY, SOURCE, AND LOCATION OF WATER:

Quantity of Water: 20707.542 acft

Source: Jordan River

County: Salt Lake

Common Description:

POINT OF DIVERSION -- SURFACE:

[1] N 275 feet E 840 feet from the SW corner, Section 14 T 1S R 1W SLB&M

5. WATER USE INFORMATION:
59-6048

IRRIGATION: from Jan 01 to Dec 31 IRRIGATING: 4141.5084 acres of the Group Total of 4141.5084 acres.

PLACE OF USE: The PLACE OF USE is within the service area of the North Point Consolidated Irrigation Company

SCANNED GH

Nonuse

6. NONUSE REQUEST: **The Period of NONUSE Requested is SEVEN (7) years from the Filing Date of this NONUSE Application.**

7. NONUSE JUSTIFICATION:

State Statute offers the following justifications that are considered reasonable for NONUSE of a water right:

- A. Demonstrable financial hardship or economic depression;
- B. physical causes or changes that render use beyond the reasonable control of the water right owner so long as the water right owner acts with reasonable diligence to resume or restore the use;
- C. the initiation of water conservation or efficiency practices, or the operation of a groundwater recharge/recovery program approved by the State Engineer;
- D. operation of legal proceedings;
- E. the holding of a water right or stock in a mutual water company without use by any water supply entity to meet the reasonable future requirements of the public;
- F. situations where, in the opinion of the State Engineer, the nonuse would assist in implementing an existing, approved water management plan;
- G. the loss of capacity caused by deterioration of the water supply or delivery equipment if the applicant submits, with the application, a specific plan to resume full use of the water right by replacing, restoring, or improving the equipment; or
- H. any other reasonable cause.

With the above in mind, please state the reasons for your NONUSE of water with regards to this water right. (Use additional pages of the same size, if necessary.)

The Corporation of the Presiding Bishop through Property Reserve Inc. (PRI) and Suburban Land Reserve Inc. (SLR) collectively own 5,781 shares of stock in the North Point Consolidated Irrigation Company (NPCIC) for irrigation of lands in the northwest area of the Salt Lake Valley. Recent changes in land ownership and land use in the service area of the NPCIC have caused a need for PRI and SLR to evaluate the current and future uses of these shares. Many of these shares continue to be used. However, with the aforementioned changes, PRI and SLR are evaluating the extent of use of these shares and the potential need for changes in use of these shares. PRI and SLR are working on a plan to potentially lease the available water from these shares, and this will require time to effectively work with the interested stakeholders. This nonuse application is being filed to ensure the shares are protected while evaluating, preparing, and implementing changes in the future use of these shares.

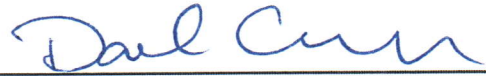
8. SIGNATURE OF OWNER(S):

The undersigned acknowledges that the undersigned is the appropriator or the appropriator's successor in interest to the water right described herein; and that each and all items contained in this document are true to the best of the undersigned's knowledge and belief.



Corporation of the Presiding Bishop (Property Reserve Inc.)

North Point Consolidated Irrigation Company

A handwritten signature in blue ink, appearing to read "David Cunn", is written over a horizontal line.

Suburban Land Reserve, Inc.