

RESOLUTION OF HODGES IRRIGATION COMPANY AND SWAN CREEK CANAL COMPANY

It is hereby resolved by Hodges Irrigation Company, Inc., and Swan Creek Canal Company (together the "Canal Companies") that the Town of Garden City and Rich County adopt the following requirements for property owners whose property is crossed or encountered by a canal belonging to one of the above Canal Companies (or both) and who request a change to the use of their property:

- 1) A 66-foot-wide recorded easement centered on the existing canal alignment be given to the respective Canal Company for the purposes of conveying water, either in an open channel, pipe, or otherwise and access for inspection, maintenance, cleaning, and replacement of said conveyance. This easement shall also be given to the Town of Garden City (or assigns) for a public trail. Those property owners with existing easements shall be required to ensure that the existing easement complies with the above terms and shall make additional conveyances to ensure compliance.
- 2) The entire canal through the property owner's property shall be piped to the specifications of the Canal Companies. All engineering, materials, labor, and installation costs shall be the responsibility of the property owner.



Hodges Irrigation Company

Swan Creek Canal Company