RECEIVED
JUL 18 2008
PROPERTY TAX DIVISION

STATE OF UTAH

OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF CREATION

I, GARY R. HERBERT, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of creation of the INDIAN HOLLOW CREEK SPECIAL SERVICE DISTRICT, dated May 21st, 2008 complying with Section 17D-1-209, Utah Code Annotated, 1953, as amended.

NOW, THEREFORE, notice is hereby given to all whom it may concern that the attached is a true and correct copy of the notice of creation, referred to above, on file with the Office of the Lieutenant Governor pertaining to the INDIAN HOLLOW CREEK SPECIAL SERVICE DISTRICT, located in Summit County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of Utah at Salt Lake City, this 16th day of July, 2008.

Gary R. Herbert

GARY R. HERBERT
Lieutenant Governor

DAVID R. BRICKEY
COUNTY ATTORNEY

SUMMIT COUNTY

Summit County Courthouse • 60 N. Main • P.O. Box 128 • Coalville, Utah 84017
Telephone (435) 336-3206 Facsimile (435) 336-3287
email: (first initial)(last name)@co.summit.ut.us

Criminal Division

AUGUSTUS G. CHIN
Prosecuting Attorney

PAUL R. CHRISTENSEN
Prosecuting Attorney

JOY NATALE
Prosecuting Attorney

Civil Division

DAVID L. THOMAS
Chief Deputy

JAMI R.BRACKIN
Deputy County Attorney

HELEN E. STRACHAN
Deputy County Attorney

June 26, 2008

Utah Lieutenant Governor's Office
Utah State Capitol Complex
P.O. Box 142325
Salt Lake City, Utah 84114

Re: Certification of Special Service District
In Summit County, State of Utah

To Whom It May Concern:

My name is Helen Strachan and I am a deputy attorney for Summit County. Pursuant to Utah's Special Service District Act, UCA §17D-1-101 et. seq., please find enclosed a copy of documents relating to the establishment of the Indian Hollow Creek Special Service District. I have enclosed a copy of a map showing the boundaries of the district, prepared and certified by a licensed surveyor that has been filed with Summit County, a copy of the Resolution establishing the district, a certification from the Summit County clerk stating that all requirements have been met, as well as a copy of the Board of County Commissioner meeting minutes relating to the Resolution. I understand that once these documents are received and assuming all requirements are met, your office will issue a certificate of creation, at which point the district will be created and incorporated. Please let me know if you have any questions or concerns, or if you need anything else. I appreciate your help.

Sincerely,

Helen Strachan

Helen E. Strachan
Deputy Summit County Attorney

cc. Craig Call
Mike Gabel
Enclosures

Received

JUN 30 2008

Map Sent 7/1/08

Gary R. Herbert
Lieutenant Governor

RESOLUTION NO. 2008-16

A RESOLUTION TO ESTABLISH THE INDIAN HOLLOW CREEK SPECIAL SERVICE DISTRICT, SUMMIT COUNTY, UTAH, DESCRIBED IN THE NOTICE OF INTENTION CONCERNING THE DISTRICT AND TO AUTHORIZE CONSTRUCTION OF IMPROVEMENTS AS SET FORTH IN THE NOTICE OF INTENTION TO CREATE THE DISTRICT

WHEREAS, Summit County, Utah (the "County) is empowered by the provisions of Article XI, Section 8 of the Utah Constitution, and Utah Code Annotated, §17A-2-1301 et. seq. (the "Utah Special Service District Act"), 1953, amended, to establish special service districts within the boundaries of the County for the purpose of providing within the area of the service district certain services, including sewerage, provided through facilities or systems acquired for that purpose by way of construction, purchase, gift or condemnation or any combination of the same; and,

WHEREAS, pursuant to UCA §17A-2-1305(2) the BCC shall adopt a resolution, upon presentation of a petition proposing the establishment of a special service district and setting forth the boundaries of and services to be provided within the proposed special service district, if the petition is approved by the owners of 10% or more of the taxable value of the taxable property included in the proposed service district or by 10% or more of the qualified electors of the proposed service district; and,

WHEREAS, on or about October 16, 2007, the Summit County Board of County Commissioners ("BCC") received a petition proposing the establishment of a service district to provide sanitary sewerage services and other services as allowed pursuant to UCA §17A-2-1304(1)(a) and setting forth the boundaries of the proposed service district. Said petition was signed by those representing 100% of the taxable value of the taxable property included in the proposed service district; and,

WHEREAS, there are no special service districts presently existing, the boundaries of which lie, either wholly or partially within the boundaries of the proposed special service district providing the same services proposed to be supplied by the special service district; and,

WHEREAS, there are no incorporated cities or towns presently existing within the boundaries of the proposed special service district; and,

WHEREAS, pursuant to UCA §17A-2-1307 and §17A-2-1308, the Summit County Clerk gave notice of the intention of the County to establish the proposed special service district. Said notice was published in the Summit County News, a newspaper published in and having general circulation in Summit County, Utah on the following dates: February 8, February 15, and February 22, 2008.

WHEREAS, on March 12, 2008, at 2:00 p.m. in Commissioner Chambers of the Summit County Courthouse, 60 North Main Street in Coalville, Utah, a public hearing was duly held on the establishment of the proposed special service district at which time interested persons had the opportunity to protest the establishment of the special service district. The BCC heard and considered all interested persons desiring to be heard and full consideration was given by the BCC to any written protests filed.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Summit County, Utah, as follows:

Section 1: The definitions set forth in UCA §17A-2-1301 et. seq., 1953, amended, shall have the same meaning when used in this Resolution unless the content hereof clearly indicates a contrary meaning.

Section 2: On or about October 16, 2007, the Summit County Board of County Commissioners ("BCC") received a petition proposing the establishment of a service district to provide sanitary sewerage services and other services as allowed pursuant to UCA §17A-2-1304(1)(a) and setting forth the boundaries of the proposed service district. Said petition was signed by those representing 100% of the taxable value of the taxable property included in the proposed service district.

Section 3: The BCC has heretofore considered each and every protest filed and has heard each and every person who wished to be heard in protest against the creation of the District or the construction of any of the improvements therein or on any other matter pertinent to the District.

Section 4: The BCC, after consideration of all protests filed, written or oral, hereby finds and determines that, 0%, or less than 50% of the qualified voters within the boundaries of the District or property owners of 0%, or less than 50% of the assessed value of the taxable property included within the proposed district filed protests opposing creation of the District.

Section 5: The BCC, by this Resolution, hereby establishes the Indian Hollow Creek Special Service District (the "District"). The improvements proposed and described in the Notice of Intention to create the District are hereby authorized and the District is hereby created within the boundaries set forth in the Notice of Intention.

Section 6: There are no special service districts established under Article XI, Section 8 of the Utah Constitution and the Utah Special Service District Act, presently existing, the boundaries of which lie, either wholly or partially, within the boundaries of the District providing the same services proposed to be supplied by the District.

Section 7: The BCC hereby finds and determines that no part of the territory included within the District is included within the area of any other special service district established pursuant to Article XI, Section 8 of the Utah Constitution and the Utah Special Service District Act by Summit County providing the same services proposed to be supplied by the District and that there are no incorporated cities or towns within the proposed District.

Section 8: The officers and employees of Summit County are hereby authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Resolution.

Section 9: The provisions of the governing Ordinance to be adopted hereafter shall govern the procedures for the management of the Indian Hollow Creek Special Service District until otherwise provided by law.

Section 10: The District shall be administered by an Administrative Control Board, which is hereby delegated, without limitation, the power to act as the governing authority of the District and to exercise all or any of the powers provided for in Sections 17A-2-1313, 17A-2-1314, 17A-2-1316, 17A-2-1320, and 17A-1321 of the Utah Special Service District Act. Said Administrative Control Board shall not, however, have the power to levy a tax on the taxable property of the District, to issue bonds payable from taxes, or to call or hold an election for the authorization of the tax or bonds without first receiving approval of the County Commission of Summit County, Utah.

Section 11: The membership of the Administrative Control Board of the District shall consist of three (3) members, all of whom shall be appointed by the BCC. The BCC shall appoint the initial three (3) members of said Administrative Control Board, each of whom shall be a qualified elector of the District. The term of office of two (2) of the members of the Administrative Control Board appointed by the BCC shall be four (4) years each. The term of office of one (1) of the members of the Administrative Control Board appointed by the BCC shall be two (2) years. Said terms shall commence on December 1, 2008. Of the members initially appointed, as nearly as may be, one-half of the members shall serve for terms of office for two (2) years each and the remaining one-half for terms of office of four (4) years each from the regular commencement of their term of office, the determination of whom shall be in each category to be by lot.

Vacancies of the three (3) appointed members of said Board, other than by expiration of term, shall be filled by appointment of the entity which had the authority to make the initial

appointment for the unexpired term of the members whose vacancy is filled.

Section 12: Appointment of the initial membership of the Administrative Control Board shall be conducted by the BCC at a later date.

Section 13: The County Clerk is hereby authorized and directed to file a copy of the Notice of Intention and Resolution creating the District as finally approved in the Summit County Recorder's Office within five days from the date hereof.

Section 14: Within thirty (30) days after the BCC adopts this Resolution approving the establishment of the Indian Hollow Creek Special Service District, the BCC shall file a notice with the lieutenant governor of the State of Utah, which will include a) a copy of this Resolution; b) a map showing the boundaries of the District, prepared and certified by a licensed surveyor and filed with the County surveyor in accordance with UCA § 17-23-17; and c) a certification by the BCC that all requirements for the establishment of this District have been complied with.

Section 15: If any one or more sections, sentences, clauses or parts of this Resolution shall for any reason be held invalid or unenforceable, the invalidity or unenforceability thereof shall not affect, impair or invalidate the remaining provisions of this Resolution, but shall be confined in its operation to the specific sections, sentences, clauses or parts hereof held unenforceable or invalid. The unenforceability or invalidity of any section, sentence, clause or part of this Resolution in any one or more instances shall not affect or prejudice in any way the enforceability or validity of this Resolution in any other instance.

Section 16: All resolutions and regulations of the County which may be inconsistent or in conflict with this Resolution are amended to conform to the provisions of this Resolution to the extent only of such conflict or inconsistency. This repealer shall not be construed to revive any resolution or regulation, or part thereof, heretofore repealed.

Section 17. This Resolution shall take effect immediately upon its passage.

GIVEN by order of the legislative body of Summit County, this 21st day of MAY, 2008.

Robert Fisher
Chairperson

ATTEST:

County Clerk

COUNTY CLERK'S SEAL
SUMMIT
1854
STATE OF UTAH

THE LAW OFFICES OF
ANDERSON CALL, P.C.
A Professional Corporation
1200 EAGLE GATE TOWER
60 EAST SOUTH TEMPLE STREET
SALT LAKE CITY, UT 84111
TELEPHONE (801) 521-3434
FAX: (801) 521-3484

October 16, 2007

Commissioner Sally Elliott, Chair
Summit County Commission
P.O. Box 128
Coalville, UT 84017

VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED

RE: Indian Hollow Creek Special Service District

Dear Commissioner Elliott:

Enclosed please find a petition for the creation of the Indian Hollow Creek Special Service District within Summit County. It is signed by 100% of the property owners representing 100% of the taxable value of the land within the proposed district.

We would like to meet with you at a convenient time to discuss the proposed district. Please let me know if there are ways in which I can assist you and the commission in responding to this petition.

Sincerely,

Craig M. Call
Attorney for the Petitioners

Cc: Mike Gabel, Summit Hollow LLC
Helen Strachan, Office of the County Attorney

PETITION

INDIAN HOLLOW CREEK SPECIAL SERVICE DISTRICT

SUMMIT COUNTY, STATE OF UTAH

Under the provisions of Utah Code Annotated §17A-2-1305(2), the governing body of a county shall adopt a resolution declaring that the public health, convenience, and necessity requires the establishment of a service district upon the presentation to the governing body of a petition proposing the establishment of a service district. The petition is to set forth the boundaries of and the services to be provided within the proposed service district. This petition is therefore properly brought to the Board of County Commissioners of Summit County, State of Utah.

As provided by that same statute, a petition approved by the owners of 10% or more of the taxable value of the taxable property included in the proposed service district initiates the process which is to result in the creation of the special service district. Attached please find a diagram of the proposed Indian Hollow Special Service District. The entire proposed district includes the following parcels of land, the area of which totals 285.69 acres, more or less:

Tax ID No.	Record Owner	Acreage	Taxable Value
CD-413-A	Summit Hollow, LLC	41.02 Acres	$ 515
CD-499	Leavitt Enterprises	16.28 Acres	$ 2,775
CD-563	Leavitt Enterprises	111.76 Acres	$ 28,930
CD-563-D	Leavitt Enterprises	8.00 Acres	$ 41,550
CD-~~563~~ 575-B	Summit Hollow, LLC	53.05 Acres	$ 25,190
Total		230.11 Acres	$ 98,960

The proposed district is to provide sanitary sewerage services and may provide such other services as allowed by Utah Code Annotated §17A-2-1304 (1)(a).

The proposed district area includes no area of any other special service district established by Summit County or any municipality that is now providing the same service proposed to be supplied by the new special service district.

The proposed special service district includes no area that is not directly benefitted by the services provided by the proposed special service district.

The area within the proposed special service district is entirely within the unincorporated area of Summit County, and no part of the proposed special service district is within the boundaries of a municipality.

By their endorsements below, the undersigned approve this petition and represent that each of them is the owner of the property indicated beside the name of each entity. These signatures represent 100% of the taxable value of the taxable property that is involved in the proposed special service district.

ENDORSEMENTS

We, the undersigned property owners, do hereby declare that we approve of the creation of the Indian Hollow Springs Special Service District and petition the Board of Commissioners of Summit County, State of Utah, to proceed with the creation of the special service district as provided in state law.

Dated this 20th day of September, 2007:

Summit Hollow, LLC and Crystal Springs Land and Cattle Company, Inc. – Parcels No. DC-413-A, CD-563, and CD-575-B:

Summit Hollow, LLC:

By Blaine G. Gough, Manager

8186 South 1300 West, West Jordan, UT 84088
Address

Crystal Springs Land and Cattle Company, Inc.

339 East 600 South, No. 1306, Salt Lake City, UT 84111

By Steven R. Condie, President Address

Leavitt Enterprises, LLP – Parcels No. CD-499 and CD-563-D:

395 South 300 East, P. O. Box 96, Kamas, UT 84036-9600

By Stanley Leavitt, General Partner Address

First American Title Insurance Company

Commitment Number: 27527

EXHIBIT "A"

PROPERTY DESCRIPTION

The land referred to in this Commitment is described as follows:

PARCEL 1
The Northwest Quarter of the Northeast Quarter and the North half of the Northwest Quarter of Section 18, Township 2 South, Range 6 East, Salt Lake Base and Meridian.

ALSO the South half of the Northwest Quarter of Section 18, Township 2 South, Range 6 East, Salt Lake Base and Meridian.

LESS AND EXCEPTING therefrom the following:

That portion being Tax Parcel CD-563-B as described by a Warranty Deed recorded December 24, 1986 as Entry No. 262704 in Book 411 at Page 198, of Official Records.

ALSO LESS AND EXCEPTING therefrom that portion being Tax Parcel CD-563-C, as described by a Warranty Deed recorded May 29, 1983, as Entry No. 271889 in Book 432 at Page 575, of Official Records.

ALSO LESS AND EXCEPTING therefrom that portion being Tax Parcel CD-563-E, as described by a Warranty Deed recorded January 29, 1990, as Entry No. 319644, in Book 552 at Page 330, of Official Records.

ALSO LESS AND EXCEPTING that portion within the bounds of NAYLOR SUBDIVISION, AMENDED.

ALSO LESS AND EXCEPTING therefrom that portion being Tax Parcel No. CD-575-A, as described by a Warranty Deed recorded January 21, 1993, as Entry No. 372636 in Book 705 at Page 381, of Official Records.

ALSO LESS AND EXCEPTING therefrom that portion being Tax Parcel No. CD-575, said parcel is further defined as being South of a Boundary Agreement dated September 17, 1981, recorded September 17, 1981, as Entry No. 183681 in Book 198 at Page 487, of Official Records.

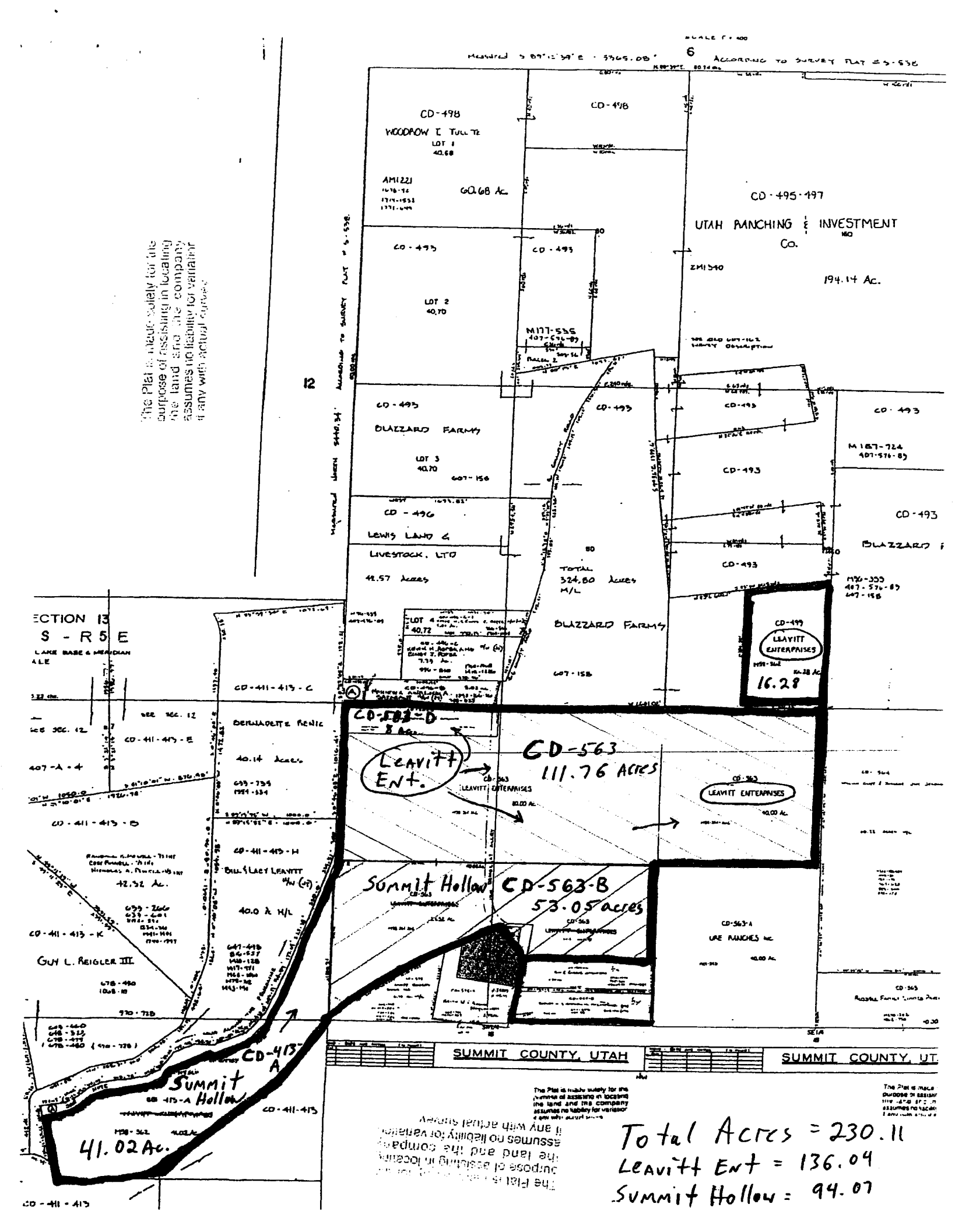
PARCEL 2
BEGINNING at the Southeast Corner of the Northeast Quarter of Section 13, Township 2 South, Range 5 East, Salt Lake Base and Meridian; running thence South 60.10 feet; thence South 37°12' West,594.90 feet; thence South 51°22' West 898.00 feet; thence South 45°36' West 309.80 feet; thence South 84°23' West 664.30 feet; thence South 89°51' West 271.0 feet; thence North 11°41' West 588.34 feet; thence North 81°24' East 235.80 feet; thence North 52°11' East 195.40 feet; thence North 70°57' East 144.30 feet; thence North 81°19' East 359.50 feet; thence North 63°0' East 117.80 feet; thence North 28°34' East 84.10 feet; thence North 66°38' East 346.40 feet; thence South 87°06' East 78.30 feet; thence North 67°49' East 295.70 feet; thence North 43°13' East 192.90 feet; thence North 24°58' East 269.20 feet; thence North 20°17' East 414.50 feet; thence North 19°30' East 774.76 feet; and thence South 1329.29 feet to the point of beginning.

PARCEL 3
BEGINNING at point that is 1330.51 feet West and 1 rod North from the Southeast Corner of Section 7, Township 2 South, Range 6 East of the Salt Lake Base and Meridian; and running

EXHIBIT "A"
(Continued)

thence North 1041.5 feet; thence South 83°0' West 715.65 feet; thence South 954.29 feet; thence East 710.32 feet to the point of commencement.

Parcel Identification Nos. CD-563, CD-563-D, CD-575-B, CD-413-A, CD-499.



Total Acres = 230.11
Leavitt Ent = 136.04
Summit Hollow = 94.07

MINUTES

SUMMIT COUNTY

BOARD OF COMMISSIONERS
WEDNESDAY, MAY 21, 2008
COMMISSION CHAMBERS
COALVILLE, UTAH

PRESENT:
Ken Woolstenhulme, *Commission Chair*
Sally Elliott, *Commissioner*
Bob Richer, *Commissioner*

Kent Jones, *Clerk*
Anita Lewis, *Commission Administrator*
Kathy Lewis, *Administrative Secretary*

EXECUTIVE SESSION

- **Commissioner Elliott made the motion which was seconded by Commissioner Richer to convene in Executive Session to discuss *property acquisition*. All voted in favor.**

The Commissioners met in Executive Session from 9:50 a.m. to 10:20 a.m. Those in attendance were:

Ken Woolstenhulme, *Commission Chair*
Sally Elliott, *Commissioner*
Bob Richer, *Commissioner*

Jamie Brackin, *Deputy Attorney*
Matt Leavitt, *Deputy County Auditor*
Anita Lewis, *Commission Administrator*
NaVee Vernon, *Historical Director*

- **Commissioner Woolstenhulme was excused at 10:20 a.m. Commissioner Elliott nominated Commissioner Richer as acting Chair. All voted in favor.**

- **Commissioner Elliott made a motion at 10:20 a.m. to convene in open session. Commissioner Richer vacated the Chair and seconded the motion. All voted in favor.**

WORK SESSION – *Conference Room #1*

1) PRESENTATION OF THE 2008 RESTAURANT TAX COMMITTEE RECOMMENDATIONS

Committee Chair Tanja Hansen listed the criteria that was used in determining the amount of funding recommended:

- The applicant's ability to attract guests from outside Summit County
- The ability to attract overnight guests
- The applicant's activities that will add to the restaurant tax coffers
- The applicant must be a publicly owned organization

RESOLUTION
CERTIFICATE OF COUNTY CLERK

STATE OF UTAH)
:ss.
COUNTY OF SUMMIT)

I, KENT JONES, hereby certify that I am the duly qualified and acting County Clerk of Summit County, Utah (the "County").

I further certify that the above and foregoing constitutes a true and correct copy of the minutes of the meetings of the Summit County Board of Commissioners insofar as they pertain to a Resolution adopted at said meeting held on May 21, 2008, relating to the establishment of a special service district in Summit County, as said minutes and Resolution are officially of record in my possession.

I further certify that the minutes of said meeting were duly kept in accordance with the provisions of Title 52, Chapter 4, Utah Code Annotated, 2006, as amended, including the names of all citizens who appeared at said meeting and the substance, in brief, of their testimony.

I further certify that there are no special service districts or improvement districts, established under Article XI, Section 8 of the Utah Constitution and the Utah Special Service District Act, presently existing, the boundaries of which lie, either wholly or partially, within the boundaries of the Indian Hollow Creek Special Service District in Summit County, Utah and no City or Town within the boundaries of the Indian Hollow Creek Special Service District in Summit County, which is presently providing or is empowered to provide the same services proposed to be provided by the special service district referred to in the aforesaid Resolution.

I further certify that all the requirements for the establishment of the Indian Hollow Creek Special Service district have been complied with pursuant to Utah Code Annotated §17A-2-1301 et. seq. (now known as UCA §17D-1-101 et. seq.).

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said County this 26 day of June, 2008

COUNTY CLERK'S SEAL SUMMIT COUNTY 1854 STATE OF UTAH

COUNTY CLERK

- ***Commissioner Elliott made the motion to approve the Consent Agenda items numbers 1-3. Commissioner Richer vacated the Chair and seconded the motion. All voted in favor.***

CONSIDERATION OF ADOPTION - ADMINISTRATIVE ITEMS

1. COMMISSION MEETING MINUTES: *April 23, 2008*

- ***Corrections were made and noted. Commissioner Elliott moved to approve the minutes as corrected and authorized the Chair to sign. Commissioner Richer vacated the Chair and seconded the motion. All voted in favor.***

2. RESOLUTION #2008-16 *A resolution to establish the Indian Hollow Creek Special Service District, Summit County, Utah, described in the notice of intention concerning the district and to authorize construction of improvements as set forth in the notice of intention to create the District*

   Deputy Attorney Helen Strachan introduced Mr. Craig Hall who was present to represent the applicant. Ms. Strachan stated that due to a pending application for a major development in Kamas Valley, a petition was submitted in October 2007 for the creation of a special service district relating to waste water management.

   During a public hearing held March 12, 2008 opposition was voiced by neighboring landowners. However, 100% of the qualified voters within the boundaries of the district are in favor.

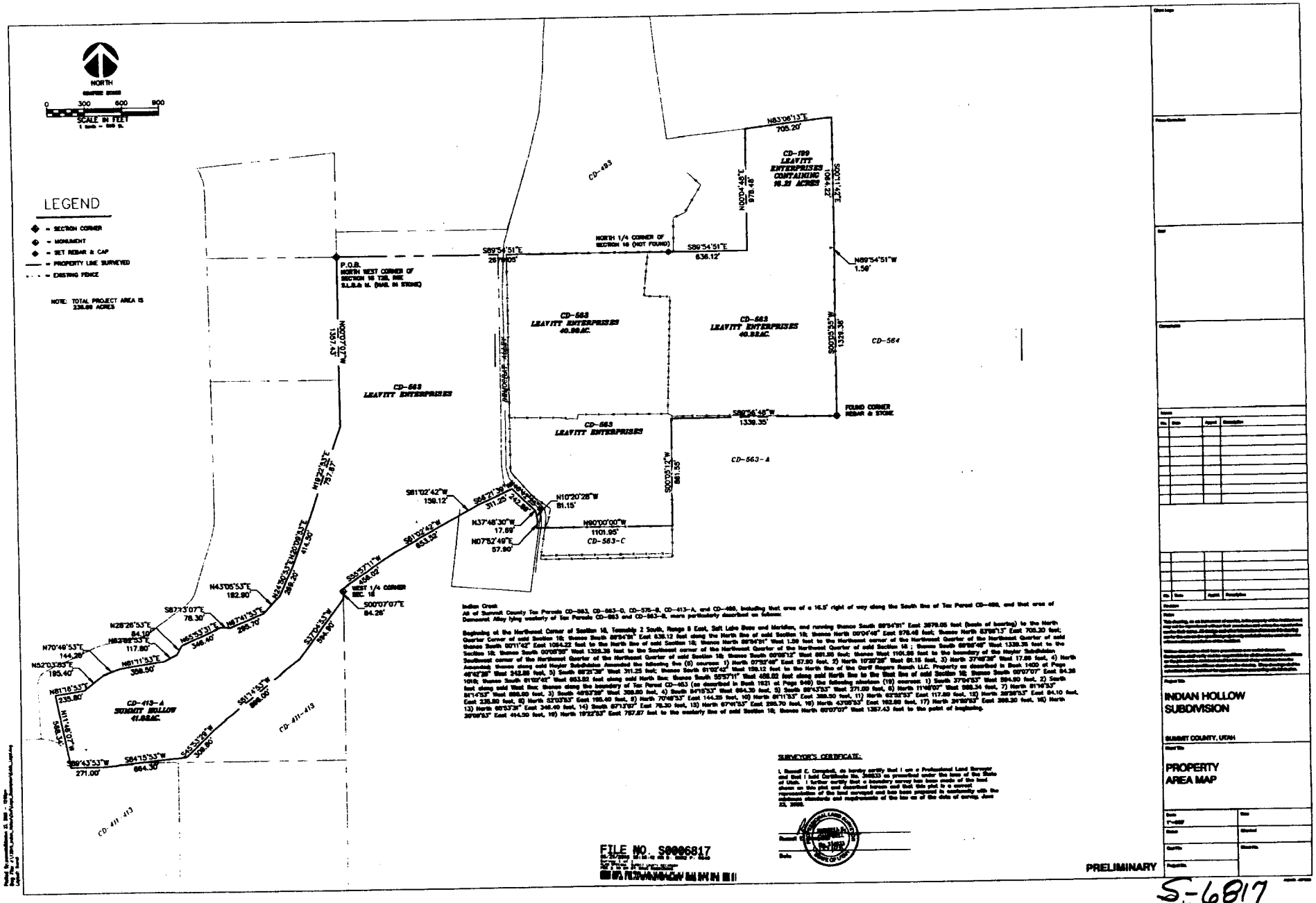
   Commissioner Richer explained for the benefit of the media that in order for a major development to be approved and meet waste water requirements, a body politic is required. This action will accomplish that objective. He further explained that under Utah law, the commissioners must approve this resolution due to having 100% of the electors in favor.

- ***Commissioner Elliott made the motion to adopt Resolution #2008-16 and authorized the Chair to sign. Commissioner Richer vacated the Chair and seconded the motion. All voted in favor.***

3. CHANGES TO SUMMIT COUNTY POLICY AND PROCEDURES SECTIONS 5 & 9

   Human Resource Director Brian Bellamy explained the proposed Personnel Policies and Procedure changes.

- ***Commissioner Elliott moved to adopt the Summit County Policy and Procedure changes to Sections 5 & 9. Commissioner Richer vacated the Chair and seconded the motion. All voted in favor. The motion passed.***



Indian Creek
All of Summit County Tax Parcels CD-563, CD-563-D, CD-575-B, CD-413-A, and CD-488, including that area of a 16.5' right of way along the South line of Tax Parcel CD-488, and that area of Dansonet Alley lying westerly of Tax Parcels CD-563 and CD-563-B, more particularly described as follows:

Beginning at the Northwest Corner of Section 16, Township 2 South, Range 4 East, Salt Lake Base and Meridian, and running thence South 89°54'51" East 2619.05 feet (basis of bearing) to the North Quarter Corner of said Section 16; thence South 89°54'51" East 636.12 feet along the North line of said Section 16; thence North 00°04'48" East 978.48 feet; thence North 83°06'13" East 705.20 feet; thence South 00°11'22" East 1084.22 feet to the North line of said Section 16; thence North 89°54'51" West 1.59 feet to the Northeast corner of the Northwest Quarter of said Section 16; thence South 00°05'35" West 1328.36 feet to the Section 16; thence South 00°05'35" West 1328.36 feet to the Southeast corner of the Northwest Quarter of the Northwest Quarter of said Section 16; thence South 89°54'48" West 1338.35 feet to the Southwest corner of the Northwest Quarter of the Northwest Quarter of said Section 16; thence South 00°05'12" West 661.55 feet; thence West 1101.95 feet to the boundary of the Hoyer Subdivision Amended; thence along said Hoyer Subdivision Amended the following five (5) courses: 1) North 07°52'49" East 57.90 feet, 2) North 10°20'28" West 81.15 feet, 3) North 37°48'30" West 17.89 feet, 4) North 46°42'28" West 242.68 feet, 5) South 89°23'39" West 311.25 feet; thence South 81°02'42" West 158.12 feet to the North line of the Orrin Rogers Ranch, LLC. Property as described in Book 1400 at Page 1010; thence South 81°02'42" West 653.52 feet along said North line to the West line of said Section 16; thence South 55°57'11" West 458.02 feet along said North line to the West line of said Section 16; thence South 00°07'07" East 84.26 feet along said West line; thence along the boundary of Tax Parcel CD-563 (as described in Book 1921 at Page 949) the following nineteen (19) courses: 1) South 37°04'53" West 594.90 feet, 2) South 81°15'53" West 886.00 feet, 3) South 45°53'29" West 309.90 feet, 4) South 84°15'53" West 664.30 feet, 5) South 89°43'53" West 271.00 feet, 6) North 11°48'07" West 588.74 feet, 7) North 81°48'53" East 235.80 feet, 8) North 52°03'53" East 195.40 feet, 9) North 70°49'53" East 144.28 feet, 10) North 65°53'31" East 346.40 feet, 11) North 63°56'53" East 117.80 feet, 12) North 28°26'53" East 84.10 feet, 13) North 87°33'07" East 78.30 feet, 14) North 74°15'53" East 266.70 feet, 15) North 43°05'53" East 182.90 feet, 16) North 19°22'53" East 414.50 feet, 17) North 19°22'53" East 757.87 feet to the westerly line of said Section 16; thence North 00°07'07" West 1357.43 feet to the point of beginning.

SURVEYOR'S CERTIFICATE

I, Russell E. Diamond, do hereby certify that I am a Professional Land Surveyor and that I hold Certificate No. 346533 as prescribed under the laws of the State of Utah. I further certify that a boundary survey has been made of the land shown on this plat and described hereon and that this plat is a correct representation of the land surveyed and has been prepared in conformity with the minimum standards and requirements of the law as of the date of survey, June 23, 2005.

Signed _____ Date _____

FILE NO. S0006817

PRELIMINARY

INDIAN HOLLOW SUBDIVISION

SUMMIT COUNTY, UTAH

PROPERTY AREA MAP

S-6817

STATE OF UTAH

OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, GARY R. HERBERT, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of annexations from the MOUNTAIN REGIONAL WATER SPECIAL SERVICE DISTRICT dated November 7th, 2007, complying with Section 17A-2-1327, Utah Code Annotated, 1953, as amended.

NOW, THEREFORE, notice is hereby given to all whom it may concern that the attached is a true and correct copy of the notice of annexation, referred to above, on file with the Office of the Lieutenant Governor pertaining to MOUNTAIN REGIONAL WATER SPECIAL SERVICE DISTRICT, located in Summit County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of Utah at Salt Lake City, this 26th day of March, 2008.

Gary R. Herbert

GARY R. HERBERT
Lieutenant Governor

MOUNTAIN REGIONAL WATER SPECIAL SERVICE DISTRICT

March 21, 2008

Miles Hansen
Lieutenant Governor's Office
Utah State Capitol Complex
PO Box 142220
Salt Lake City, Utah 84114-2220

Dear Miles:

Mountain Regional Water Special Service District hereby notifies you that we have annexed two additional property parcels into our district boundaries. These two parcels are:

1) SS-13-1
2) SS-13-3

Enclosed is a copy of the signed official Summit County Commission resolution annexing the two parcels into Mountain Regional. In addition, property descriptions and plat maps showing the official legal boundaries as identified by the Summit County Recorder are enclosed.

Let me know if you have any questions.

Thank you,

Scott Green
Chief Financial Officer

Received

MAR 2 5 2008

Gary R. Herbert
Lieutenant Governor

P. O. Box 982320 - Park City - Utah - 84098 - P.435.940.1916 - F.435.940.1945 - www.mtregional.org

RESOLUTION NO. 2007- 23 MRW
A RESOLUTION ANNEXING CERTAIN REAL PROPERTY TO THE MOUNTAIN REGIONAL WATER SPECIAL SERVICE DISTRICT
(SS-13-1 and SS-13-3)

WHEREAS, pursuant to the Utah Special Service District Act (the "Act"), Utah Code Ann. Title 17A, Chapter 2, Part 13, the Board of Commissioners of Summit County, Utah, has established a special service district designated as the Mountain Regional Water Special Service District (the "District"), to provide water services within its boundaries;

WHEREAS, §17A-2-1327 of the Act provides that additional land from that specified in the resolution establishing a special service district may be annexed to the district in conformance with the applicable procedures set forth in the Act;

WHEREAS, §17A-2-1305 of the Act provides that the Board of Commissioners of Summit County, Utah (the "Commission"), may be petitioned to annex an area into the District;

WHEREAS, there have been numerous annexations into the District since its establishment in 1987;

WHEREAS, David and Lori Mellon and Kirkpatrick MacDonald have petitioned the Commission to annex their land into Mountain Regional Water Special Service District. In the petitions, David and Lori Mellon and Kirkpatrick MacDonald represented that they are the sole owners of the property; and

WHEREAS, §17A-2-1327(3)(a) of the Act provides that the notice, hearing, and protest period do not apply if a petition for annexation of additional area is filed with the signatures of all of the owners of taxable real property.

WHEREAS, David and Lori Mellon and Kirkpatrick MacDonald signed the petitions for annexation.

The Board of County Commissioners makes the following Resolution:

Section 1. The Commission finds and determines that public health, convenience,

ENTRY NO. 00830248
11/08/2007 01:13:07 PM B: 1898 P: 1520
Resolution PAGE 1/4
ALAN SPRIGGS, SUMMIT COUNTY RECORDER
FEE 0.00 BY SUMMIT COUNTY CLERK

and necessity requires that certain land situated in Summit County, State of Utah, being generally described as parcels SS-13-3 and SS-13-1. The metes and bounds boundary descriptions of the parcels are attached as Exhibit A.

Section 2. The boundaries of the District shall include all previously established boundaries and the additional annexed parcels SS-13-3 and SS-13-1.

Section 3. The District was established to provide water services within its boundaries.

Section 4. The name of the District, subsequent to the annexation, shall continue to be designated as "Mountain Regional Water Special Service District."

Section 5. The property, more particularly described as SS-13-3 and SS-13-1, Summit County, Utah, is hereby annexed into the boundaries of the District. The property annexed shall be governed by and become an integral part of the District. Pursuant to this annexation, the owners of the Property shall be entitled to receive the benefit of commodities, facilities and services provided by the District, and shall be subject to the rights, powers and authority of the District as set forth in the Act, including, without limitation, the right, power and authority to promulgate rules and regulations for the operation of the District, to levy ad valorem taxes on the Property, and to impose such fees and charges as shall be necessary to pay for all or part of the commodities, facilities and services to be provided by the District for the payment of the District's bonds and other obligations.

Section 6. All officers and employees of Summit County and Mountain Regional Water Special Service District are hereby directed to take such action as shall be necessary and appropriate to effectuate the provisions of this Resolution and the intent expressed herein.

Section 7. This Resolution shall take effect immediately upon its approval and

adoption by the Commission.

APPROVED AND ADOPTED this 7 day of November, 2007.

BOARD OF COUNTY COMMISSIONERS
SUMMIT COUNTY, UTAH

Sally Elliott, Chair

ATTEST:

County Clerk

SS-13-1

BEG AT PT E 981 FT FROM NW COR SEC 5 T1SR4E SLBM; TH E 326 FT ALONG SEC LINE; TH S 1000 FT; TH W 326 FT; TH N 1000 FT; TO BEG 7.5 AC

SS-13-3

BEG AT A PT 2177 FT E FROM THE NW COR OF SEC 5 T1SR4E SLBM; TH E ALONG THE SEC LINE 423 FT; TH S 1029 FT; TH W 423 FT; TH N 1029 FT TO PT OF BEG CONT 10.0 AC

Exhibit "A"

That certain real property located in the County of Summit, State of Utah, and more particularly described as follows:

Tax ID # SS-13-1

Beginning at a point East 981 feet from the Northwest corner of Section 5, Township 1 South Range 4 East, Salt Lake Base and Meridian; then East 326 feet along Section line; then South 1000 feet; then West 326 feet; then North 1000 feet to Point of Beginning.

7.5 acres more or less

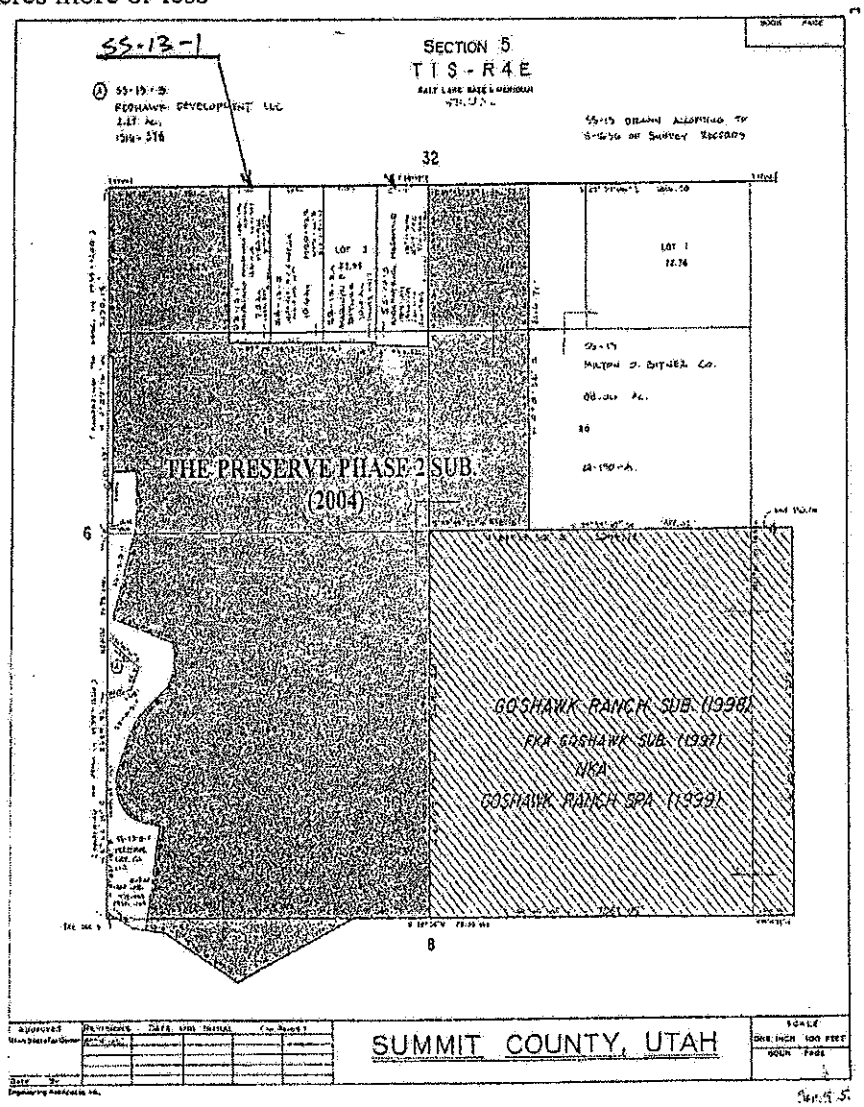


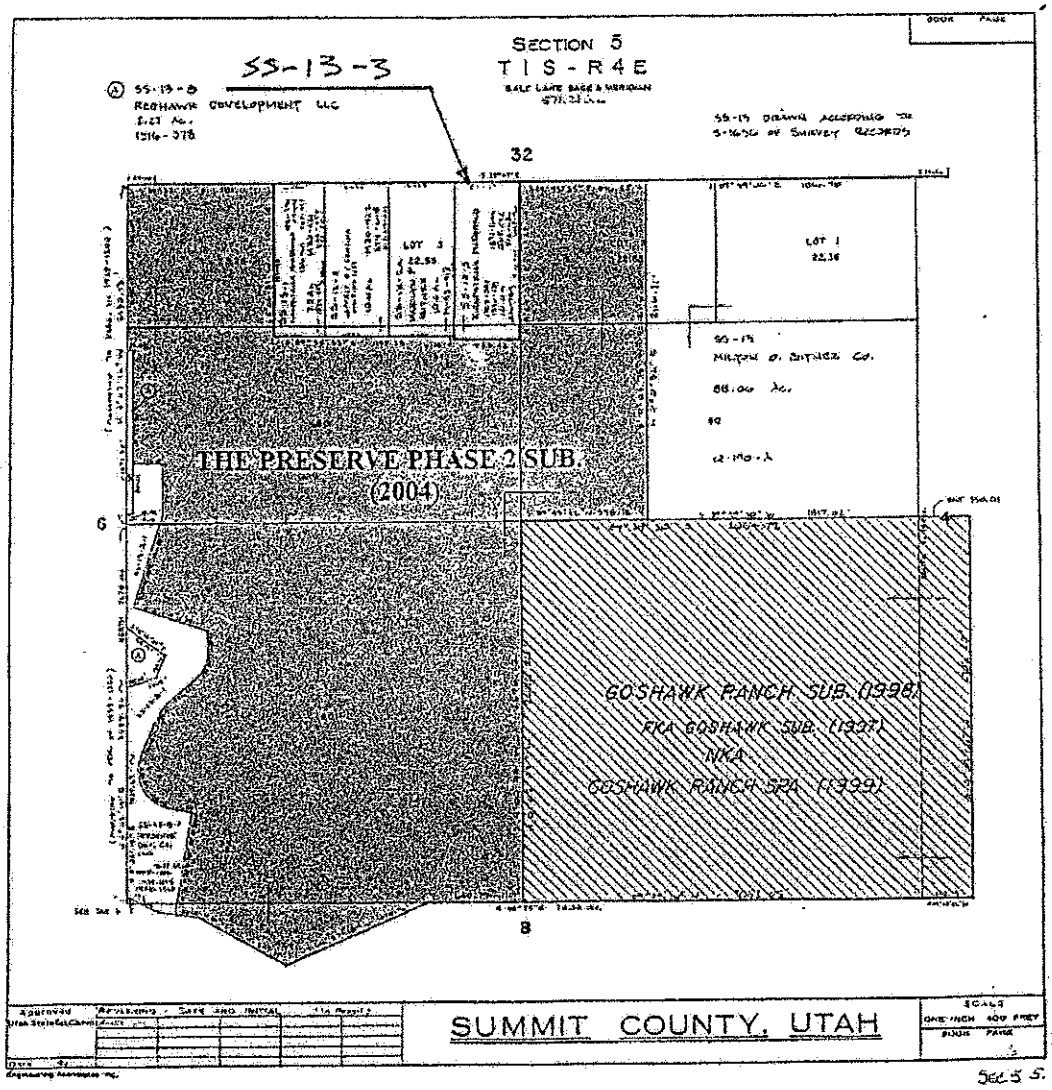
Exhibit "A"

That certain real property located in the County of Summit, State of Utah, and more particularly described as follows:

Tax ID # SS-13-3

Beginning at a point 2177 feet East from the Northwest corner of Section 5, Township 1 South Range 4 East, Salt Lake Base and Meridian; then East along the Section line 423 feet; then South 1029 feet; then West 423 feet; then North 1029 feet to Point of Beginning.

10 acres more or less



STATE OF UTAH

OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF CREATION

I, GARY R. HERBERT, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of creation of the SUMMIT RECREATION SPECIAL SERVICE DISTRICT, dated July 16th, 2008, complying with Section 17D-1-209, Utah Code Annotated, 1953, as amended.

NOW, THEREFORE, notice is hereby given to all whom it may concern that the attached is a true and correct copy of the notice of creation, referred to above, on file with the Office of the Lieutenant Governor pertaining to the SUMMIT RECREATION SPECIAL SERVICE DISTRICT, located in Summit County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of Utah at Salt Lake City, this 28th day of October, 2008.

Gary R. Herbert

GARY R. HERBERT
Lieutenant Governor

RESOLUTION NO. 2008-22

A RESOLUTION TO ESTABLISH THE NORTH SUMMIT RECREATION SPECIAL SERVICE DISTRICT, DESCRIBED IN THE NOTICE OF INTENTION CONCERNING THE DISTRICT AND TO AUTHORIZE CONSTRUCTION OF IMPROVEMENTS AS SET FORTH IN THE NOTICE OF INTENTION TO CREATE THE DISTRICT

WHEREAS, Summit County, Utah (the "County) is empowered by the provisions of Article XI, Section 8 of the Utah Constitution, and Utah Code Annotated, §17D-1-101 et. seq. (the "Utah Special Service District Act"), 1953, amended, to establish special service districts within the boundaries of the County for the purpose of providing within the area of the service district certain services, including recreation, provided through facilities or systems acquired for that purpose by way of construction, purchase, gift or condemnation or any combination of the same; and,

WHEREAS, the Board of County Commissioners (hereinafter referred to as the "BCC") desires, upon its own motion, to establish a special service district within the county to be known as the North Summit Recreation Special Service District (hereinafter referred to as the "District") to provide recreational services to the citizens of the North Summit area within Eastern Summit County and to acquire all facilities or systems necessary with respect thereto; and,

WHEREAS, the boundaries of the area to be included in the district are as set forth in Exhibit 1 attached hereto; and

WHEREAS, there are no special service districts or improvement districts presently existing, the boundaries of which lie, either wholly or partially within the boundaries of the proposed special service district providing the same services proposed to be supplied by the special service district; and,

WHEREAS, said proposed Special Service District shall include the City of Coalville and the Town of Henefer, the governing bodies of which have formally approved the inclusion of their cities and towns within the boundaries of the District, as required pursuant to UCA §17D-01-202. Said formal approvals are attached hereto as Exhibit 2.

WHEREAS, Resolution No. 2008-10 of the BCC initiating proceedings for the creation and establishment of a special service district within Summit County was adopted on April 9, 2008 (the "Resolution Initiating Proceedings"); and

WHEREAS, at the time the BCC enacted Resolution No. 2008-10, Utah law with regard to special service districts was governed by UCA §17A-2-1301 et. seq., however, on May 5, 2008, the Utah Legislature repealed and amended that portion of the Utah Special Service Districts Act and it is now governed by UCA §17D-1-101 et. seq.; and

WHEREAS, the BCC has complied with both the old law governing special service districts, §17A-2-1301 et. seq. and the new law governing special service districts §17D-1-101 et. seq.;

ENTRY NO. 00853159
08/22/2008 11:01:15 AM B: 1945 P: 1868
Resolution PAGE 1/6
ALAN SPRIGGS, SUMMIT COUNTY RECORDER
FEE 0.00 BY SUMMIT COUNTY CLERK

Received
OCT 15 2008
map sent 10/20
Gary R. Herbert
Lieutenant Governor

and

WHEREAS, per the Resolution Initiating Proceedings, pursuant to UCA §17D-1-203, §17D-1-204, and §17D-1-205, the Summit County Clerk gave notice of the intention of the County to establish the proposed District. Said notice was published in the Summit County News, a newspaper published in and having general circulation in Summit County, Utah on the following dates: April 18, April 25, May 2, and May 9, 2008; and

WHEREAS, pursuant to the Resolution Initiating Proceedings, on May 14, 2008, at 2:00 p.m. in Commissioner Chambers of the Summit County Courthouse, 60 North Main Street in Coalville, Utah, a public hearing was duly held on the establishment of the proposed District at which time interested persons had the opportunity to protest the establishment of the special service district. The BCC heard and considered all interested persons desiring to be heard and full consideration was given by the BCC to any written protests filed; and

WHEREAS, no oral protests to establishment of the District were made at the public hearing, nor were written protests made prior to the public hearing or within fifteen days thereafter; and

WHEREAS, the BCC of Summit County, Utah, has examined and fully considered the matter;

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Summit County, Utah, as follows:

Section 1: The definitions set forth in UCA §17D-1-101 et. seq., 1953, amended, shall have the same meaning when used in this Resolution unless the content hereof clearly indicates a contrary meaning.

Section 2. The BCC has heretofore considered each and every protest filed and has heard each and every person who wished to be heard in protest against the creation of the District or the construction of any of the improvements therein or on any other matter pertinent to the District. No written protest were filed with regard to the proposed District.

Section 3: The BCC, after consideration of all protests filed, written or oral, hereby finds and determines that, 0%, or less than 33% of the registered voters within the boundaries of the

District or property owners of 0%, or less than 33% of the taxable value of the taxable property included within the proposed district filed protests opposing creation of the District.

Section 4: There are no special service districts established under Article XI, Section 8 of the Utah Constitution and the Utah Special Service District Act, presently existing, the boundaries of which lie, either wholly or partially, within the boundaries of the District providing the same services proposed to be supplied by the District.

Section 5: The BCC hereby finds and determines that no part of the territory included within the District is included within the area of any other special service district established pursuant to Article XI, Section 8 of the Utah Constitution and the Utah Special Service District Act by Summit County providing the same services proposed to be supplied by the District. There are two municipalities within the boundaries of the proposed district, Henefer Town and Coalville City. The governing bodies of both municipalities approved a certified copy of the Resolution 2008-10, Resolution Initiating Proceedings. Said resolutions approved by those governing bodies are attached hereto as Exhibit 2. Upon passage of this Resolution, the BCC or its future governing authority shall have complete jurisdiction of the entire District and its creation and operation.

Section 6: The BCC, by this Resolution, hereby establishes the North Summit Recreation Special Service District. The improvements proposed and described in the Resolution Initiating Proceedings are hereby authorized and the District is hereby created within the boundaries set forth more specifically in Exhibit 1.

Section 7: The provisions of the governing Ordinance to be adopted hereafter shall govern the procedures for the management of the North Summit Recreation Special Service District unless otherwise provided by law.

Section 8: The officers and employees of Summit County are hereby authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Resolution.

Section 9: The County Clerk is hereby authorized and directed to file a copy of the Resolution Initiating Proceedings and this Resolution creating the District as finally approved in the Summit County Recorder's Office within five days from the date hereof.

Section 10: Within thirty (30) days after the BCC adopts this Resolution approving the establishment of the North Summit Recreation Service District, the BCC shall file a notice with the lieutenant governor of the State of Utah, which will include a) a copy of this Resolution b) a map showing the boundaries of the District, prepared and certified by a licensed surveyor and filed with the County surveyor in accordance with UCA § 17-23-17 and c) a certification by the BCC that all requirements for the establishment of this District have been complied with.

Section 11: If any one or more sections, sentences, clauses or parts of this Resolution shall for any reason be held invalid or unenforceable, the invalidity or unenforceability thereof shall not affect, impair or invalidate the remaining provisions of this Resolution, but shall be confined in its operation to the specific sections, sentences, clauses or parts hereof held unenforceable or

invalid. The unenforceability or invalidity of any section, sentence, clause or part of this Resolution in any one or more instances shall not affect or prejudice in any way the enforceability or validity of this Resolution in any other instance.

Section 12: All resolutions and regulations of the County which may be inconsistent or in conflict with this Resolution are amended to conform to the provisions of this Resolution to the extent only of such conflict or inconsistency. This repealer shall not be construed to revive any resolution or regulation, or part thereof, heretofore repealed.

Section 13. This Resolution shall take effect immediately upon its passage.

GIVEN by order of the legislative body of Summit County, this 16 day of July, 2008.

K E Woolstenhulme
Chairperson

ATTEST:

County Clerk

COUNTY CLERKS SEAL
SUMMIT COUNTY
1854
STATE OF UTAH

Exhibit 1

The SSD shall have boundaries coterminous with the North Summit School District, which boundaries are described as follows:

North Summit School District Boundary

All of Section 1 and the North 1/2 of the North 1/2 of Section 2, T 5 N, R 7 E, SLBM.

NS-2002

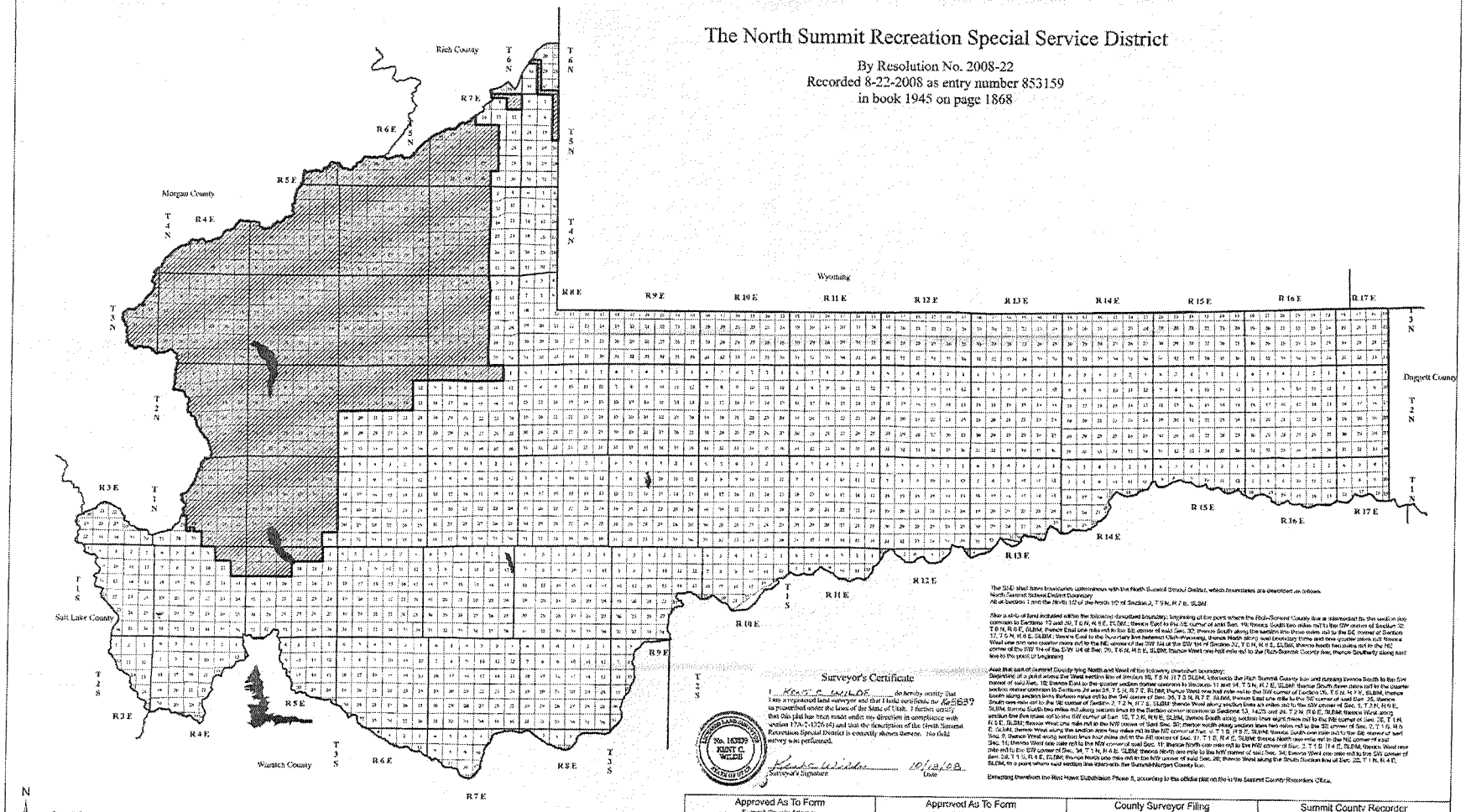
Also a strip of land included within the following described boundary; beginning at the point where the Rich-Summit County line is intersected by the section line common to Sections 19 and 30, T 6 N, R 8 E, SLBM.; thence East to the SE corner of said Sec. 19; thence South two miles m/l to the SW corner of Section 32, T 6 N, R 8 E, SLBM; thence East one mile m/l to the SE corner of said Sec. 32; thence South along the section line three miles m/l to the SE corner of Section 17, T 5 N, R 8 E, SLBM.; thence East to the boundary line between Utah-Wyoming; thence North along said boundary three and one quarter miles m/l; thence West one and one quarter miles m/l to the NE corner of the SW 1/4 of the SW 1/4 of Section 32, T 6 N, R 8 E, SLBM; thence North two miles m/l to the NE corner of the SW 1/4 of the S-W 1/4 of Sec. 20, T 6 N, R 8 E, SLBM; thence West one half mile m/l to the Rich-Summit County line; thence Southerly along said line to the point of beginning.

Also that part of Summit County lying North and West of the following described boundary; Beginning at a point where the West section line of Section 10, T 5 N, R 7 E SLBM, intersects the Rich Summit County line and running thence South to the SW corner of said Sec. 10; thence East to the quarter section corner common to Sections 11 and 14, T 5 N, R 7 E, SLBM; thence South three miles m/l to the quarter section corner common to Sections 26 and 35, T 5 N, R 7 E, SLBM; thence West one half mile m/l to the SW corner of Section 26, T 5 N, R 7 E, SLBM; thence South along section lines thirteen miles m/l to the SW corner of Sec. 35, T 3 N, R 7 E, SLBM; thence East one mile to the SE corner of said Sec. 35; thence South one mile m/l to the SE corner of Section 2, T 2 N, R 7 E, SLBM; thence West along section lines six miles m/l to the SW corner of Sec. 1, T 2 N, R 5 E, SLBM, thence South two miles m/l along section lines to the Section corner common to Sections 13, 14,23 and 24, T 2 N, R 6 E, SLBM; thence West along section line five miles m/l to the SW corner of Sec. 18, T 2 N, R 6 E, SLBM, thence South along section lines eight miles m/l to the NE corner of Sec. 36, T 1 N, R 5 E, SLBM; thence West one mile m/l to the NW corner of Said Sec. 36; thence south along section lines two miles m/l to the SE corner of Sec. 2, T 1 S, R 5 E, SLBM; thence West along the section lines two miles m/l to the NE corner of Sec. 9, T 1 S, R 5 E, SLBM; thence South one mile m/l to the SE corner of said Sec. 9; thence West along section lines four miles m/l to the SE corner of Sec. 11, T 1 S, R 4 E, SLBM; thence North one mile m/l to the NE corner of said Sec. 11; thence West one mile m/l to the NW corner of said Sec. 11; thence North one mile m/l to the NW corner of Sec. 2, T 1 S, R 4 E, SLBM; thence West one mile m/l to the SW corner of Sec. 34, T 1 N, R 4 E, SLBM; thence North one mile to the NW corner of said Sec. 34; thence West one mile m/l to the SW corner of Sec. 28, T 1 S, R 4 E, SLBM; thence North one mile m/l to the NW corner of said Sec. 28; thence West along the South Section line of Sec. 20, T 1 N, R 4 E, SLBM, to a point where said section line intersects the Summit-Morgan County line.

Excepting therefrom the Red Hawk Subdivision Phase II, according to the official plat on file in the Summit County Recorders Office.

The North Summit Recreation Special Service District

By Resolution No. 2008-22
Recorded 8-22-2008 as entry number 853159
in book 1945 on page 1868



The SSD shall have boundaries coterminous with the North Summit Service District, which boundaries are described as follows:
North Summit School District Boundary
All of Section 1 and the North 1/2 of the North 1/2 of Section 2, T 5 N, R 7 E, SLBM

Also a strip of land included within the following described boundary, beginning at the point where the Rich-Summit County line is intersected by the section line common to Sections 13 and 20, T 6 N, R 8 E, SLBM; thence East to the NE corner of said Sec. 19; thence South two miles mil to the SW corner of Section 32, T 6 N, R 9 E, SLBM; thence East one mile mil to the SE corner of said Sec. 32; thence South along the section line three miles mil to the SE corner of Section 17, T 5 N, R 9 E, SLBM; thence East to the boundary line between Utah-Wyoming; thence North along said boundary three and one quarter miles mil; thence West one mile one quarter miles mil to the NE corner of the SW 1/4 of the SW 1/4 of Section 32, T 6 N, R 8 E, SLBM; thence North two miles mil to the NE corner of the SW 1/4 of the SW 1/4 of Sec. 29, T 6 N, R 8 E, SLBM; thence West one mile mil to the Rich-Summit County line; thence Southerly along said line to the point of beginning

Also that part of Summit County lying North and West of the following described boundary:
Beginning at a point where the West section line of Section 10, T 5 N, R 7 E, SLBM, intersects the Rich Summit County line and running thence South to the SW corner of said Sec. 10; thence East to the quarter section corner common to Sections 11 and 14, T 5 N, R 7 E, SLBM; thence South three miles mil to the quarter section corner common to Sections 26 and 35, T 5 N, R 7 E, SLBM; thence West one half mile mil to the NW corner of Section 35, T 5 N, R 7 E, SLBM; thence South along section lines thirteen miles mil to the SW corner of Sec. 35, T 3 N, R 7 E, SLBM; thence East one mile to the SE corner of said Sec. 35; thence South one mile mil to the SE corner of Section 2, T 2 N, R 7 E, SLBM; thence West along section lines six miles mil to the SW corner of Sec. 1, T 2 N, R 6 E, SLBM; thence South two miles mil along section lines to the Section corner common to Sections 13, 14, 23 and 24, T 2 N, R 6 E, SLBM; thence West along section line five miles mil to the NW corner of Sec. 10, T 2 N, R 6 E, SLBM; thence South along section lines eight miles mil to the NE corner of Sec. 28, T 1 N, R 5 E, SLBM; thence West one mile mil to the NW corner of said Sec. 28; thence South along section lines two miles mil to the SE corner of Sec. 2, T 1 S, R 5 E, SLBM; thence West along the section lines two miles mil to the NE corner of Sec. 4, T 1 S, R 5 E, SLBM; thence South one mile mil to the SE corner of said Sec. 9; thence West along section lines four miles mil to the SE corner of Sec. 11, T 1 S, R 4 E, SLBM; thence North one mile mil to the NE corner of said Sec. 11; thence West one mile mil to the NW corner of said Sec. 11; thence North one mile mil to the NW corner of said Sec. 2, T 1 S, R 4 E, SLBM; thence West one mile mil to the SW corner of Sec. 34, T 1 N, R 4 E, SLBM; thence North one mile mil to the NW corner of said Sec. 34; thence West one mile mil to the SW corner of Sec. 28, T 1 N, R 4 E, SLBM; thence North one mile mil to the NW corner of said Sec. 28; thence West along the South Section line of Sec. 28, T 1 N, R 4 E, SLBM, to a point where said section line intersects the Summit-Morgan County line.

Excepting therefrom the Red Hawk Subdivision Phase 5, according to the official plat on file in the Summit County Recorders Office.

Surveyor's Certificate

I KENT C. WILDE do hereby certify that I am a registered land surveyor and that I hold certificate no. 165839 as prescribed under the laws of the State of Utah. I further certify that this plat has been made under my direction in compliance with section 17A-7-1326 (4) and that the description of the North Summit Recreation Special District is correctly shown thereon. No field survey was performed.

No. 165839 KENT C. WILDE STATE OF UTAH

Kent C. Wilde 10/13/08
Surveyor's Signature Date

Approved As To Form Summit County Attorney	Approved As To Form Summit County Surveyor	County Surveyor Filing	Summit County Recorder Recording
By: Helen Strachan 10/13/08 Date	By: Kent C. Wilde Acting Summit County Surveyor 10/13/08 Date	FILE NO. S0006867 10/13/2008 11:24:21 AM B: 0660 P: 0669 Surveyor Plat Page 1 of 1 Rich Summit County Attorney FEE $ 0.00 ...	ENTRY NO. 00856751 10/13/2008 11:34:44 AM B: 1952 P: 1643 Plat Map Page 1 of 1 Rich Summit County Attorney FEE $ 0.00 ... Summit County Recreation Special District

STATE OF UTAH

OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, GARY R. HERBERT, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of annexation from HENEFER TOWN, dated October 7th, 2008, complying with Section 10-2-425, Utah Code Annotated, 1953, as amended.

NOW, THEREFORE, notice is hereby given to all whom it may concern that the attached is a true and correct copy of the notice of annexation, referred to above, on file with the Office of the Lieutenant Governor pertaining to HENEFER TOWN, located in Summit County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 28th day of October, 2008 at Salt Lake City, Utah.

Gary R. Herbert

GARY R. HERBERT
Lieutenant Governor

ORDINANCE NO. **2008-170**

AN ORDINANCE ANNEXING AN AREA OF APPROXIMATELY 0.48 ACRES TO HENEFER TOWN, UTAH

PREAMBLE

THE Town Council of Henefer Town finds that the owners of the real property described herein petitioned for annexation of the real property to the corporate limits of Henefer Town and that all required notices were given and provided to affected entities and others as required by law; and

THE real property described herein is an unincorporated area contiguous to the current boundary of Henefer Town and the annexation will not leave or create an unincorporated island or peninsula; and

THE Town Council finds that it is in the public interest to annex the real property to Henefer Town and has caused a plat of the real property to be prepared by a licensed surveyor; and

AFTER public comment and careful consideration, the Town Council has determined to annex the referenced property and therefore, finds that it should grant the petition for annexation with respect to the real property described herein annex the property to Henefer Town.

BE IT ORDAINED by the Town Council of Henefer Town, Utah;

1. The real property described on Exhibit A is hereby annexed to Henefer Town and the corporate limits of Henefer Town are hereby amended and extended to incorporate the real property described.

2. A certified copy of this ordinance and an original plat describing the property so annexed, shall be filed with the Summit County Recorder within thirty (30) days after the date this ordinance is adopted.

3. A Notice of Adoption of Annexation Ordinance shall be filed with the Utah Lieutenant Governor's office as required by law.

4. A certified copy of this ordinance, certification from the Office of the Lieutenant Governor of Utah that a copy of the annexation plat describing the property annexed and a Notice of Annexation pursuant to Utah Code Ann. Section 10-1-116, shall be filed with the Utah State Tax Commission prior to December 31, 2008.

Received
OCT 20 2008
Map Sent 10/20
Gary R. Herbert
Lieutenant Governor

5. This ordinance shall be effective on the date of its first publication.

6. The Mayor or designee of the Mayor is authorized to notify and implement this annexation with respect to local, county and state governmental entities.

ADOPTED by the Town Council of Henefer, Utah this Day of 2008

Henefer Town

BY: R. C. Ovard

Randy C. Ovard, Mayor

TOWN OF HENEFER CORPORATE Seal INCORPORATED FEB. 16, 1939 SUMMIT COUNTY, UTAH

ATTEST:

Earleen T. Paskett

Earleen T. Paskett, Town Clerk

NOTICE OF ADOPTION
OF
ANNEXATION ORDINANCE

In accordance with the requirements of Section 10-2-425 Utah Code Annotated, Henefer Town hereby provides Notice to the Lieutenant Governor of the State of Utah that it has adopted an Annexation Ordinance. Henefer Town sets forth the following:

1. On the 7th day of October, 2008, the Henefer Town Council adopted Ordinance No. 2008-170, authorizing the annexation of a tract of property containing approximately 0.48 acres, which is more particularly described as Exhibit "A" attached to Ordinance No. 2008-170 (a copy of Ordinance No. 2008-170 is attached hereto and incorporated herein by this reference).

2 Utah Code Section 10-2-425 (1) (b) requires that amended articles of incorporation be filed reflecting the annexation if the municipality has articles of incorporation, but if the municipality does not have articles of incorporation, written notice of the adoption of an annexation ordinance will suffice.

2. In order to satisfy the requirements of Utah Code Section 10-2-425(1)(b)(ii), Henefer Town provides this Notice of the Annexation Ordinance adopted by the Henefer Town Council.

Dated this 7 day of October 2008.

TOWN OF HENEFER CORPORATE Seal INCORPORATED FEB. 18, 1938 SUMMIT COUNTY, UTAH

HENEFER TOWN

R. C. Ovard

By: Randy C. Ovard
Its: Mayor

ATTEST:

Earleen T. Paskett

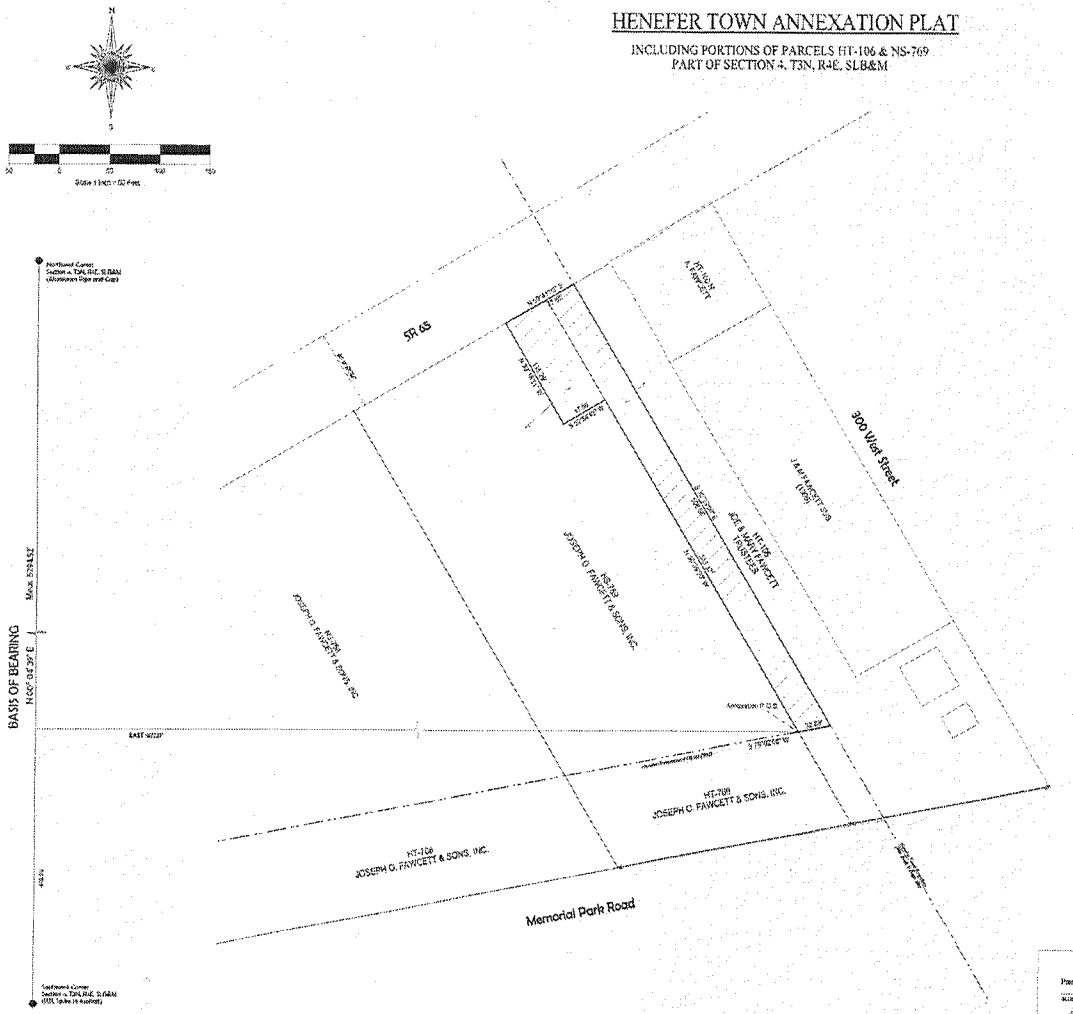
Earleen T. Paskett
Town Clerk

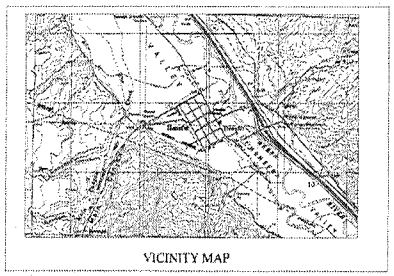
Legal Description for Fawcett Property Annexation

Part of HT-106& NS-769:
A tract of land located in the Southwest ¼ of Section 4, T3N, R4E, SLB&M and having a Basis of Bearing taken as N 00° 04'39" e between the Southwest Corner and the Northwest Corner of said Section 4, described as follows:
Beginning at a point which is N 00°04'39" E 448.06 feet along the Section Line and East 1677.17 feet from the Southwest Corner of Section 4, T2N, R4E, SLB&M (said point being at the intersection of the Henefer Annexation 3373333 and the common boundary lines of Parcels NS-769 and HT-106; thence North 30° 39'00" West 382.37 feet, along said common line of Parcels NS-769 and HT-106; thence South 59° 54'43" West 47.56 feet; thence North 30° 18'51" West 115.29 feet more or less to a point on the right of way line of SR 65; thence North 59° 41'09" East 77.66 feet along said right of way line more or less to a point on the Henefer Town Boundary Line per the legal description found in the incorporating document for Henefer Town found in Miscellaneous Book V, Pages 428-430; thence South 30° 39'00" East 408.68 feet along said Town Boundary Line to a point on the Town Boundary Line per Henefer Annexation #373333; thence South 79° 02'08" West 32.68 feet along said line to the Point of Beginning; said described tract containing 0.48 Acres, more or less.

HENEFER TOWN ANNEXATION PLAT

INCLUDING PORTIONS OF PARCELS HT-106 & NS-769
PART OF SECTION 4, T3N, R4E, SLB&M





VICINITY MAP

ANNEXATION
Part of HT-106 & NS-769

A tract of Land located in the Southwest 1/4 of Section 4, T3N, R4E, SLB&M and being a State of Deseret subject to R.O.W. of SR 65 between the Southwest Corner and the Northwest Corner of said Section 4, described as follows:

Beginning at a point which is 47.00' (-47.00' Calc) feet along the South Line and East 167.39 feet from the Southwest Corner of Section 4, T3N, R4E, SLB&M (said point being at the Southeastern Corner of Henefer Annexation (4/1/03) and the extension boundary between Parcels NS-769 and HT-106) and running thence North 10° 57' 18" West 115.96 feet along said extension line of Parcels NS-769 and HT-106; thence South 79° 02' 42" West 17.96 feet; thence North 10° 57' 18" West 118.29 feet more or less to a point on the right of way line of SR 65; thence North 79° 43' 59" East 77.00 feet along said right of way line more or less to a point on the Henefer Town Boundary Line per the aforementioned Annexation; thence along said Boundary Line the following two (2) courses: (1) thence South 10° 57' 07" East 308.18 feet along said Town Boundary Line to a point on the Town Boundary Line per Henefer Annexation #770031; thence South 79° 02' 42" West 32.83 feet along said line to the POINT OF BEGINNING; said described tract containing 0.95 Acres, more or less.

Area Proposed for Annexation

Existing Town Boundary Line

SURVEYOR CERTIFICATE

I, Paul Fong, a Licensed Professional Land Surveyor as prescribed by the Laws of the State of Utah and holding License No. 364768, do hereby certify that I have made, or a field survey was made under my direction of the described property and that the plat hereon is a true and correct representation of said survey.

HENEFER TOWN COUNCIL

Presented to the Henefer Town Council this 7 day of ..... A.D. 20 04. At which time this exhibit was accepted and approved.

Mayor

Clerk - Attest

NO

State of Utah, County of Summit
Recorded and Filed at the request of
Date ____ / ____ / 20____ Time _____

Fee$ _____

County Recorder

HIGH MOUNTAIN SURVEYING, LLC
P.O. Box 445
1525 South Hayesville Road
Coalville, Utah 84017
(435) 336-4218

SHEET 1 OF 1

DRAWN BY: PCF	SURVEYED BY:	SCALE: 1" = 100'	JOB # 04-37-365
CHECKED BY: PCF	DATE:		

ANNEXATION PLAT

Prepared For: Lane Fawcett
Parcels HT-106 & HT-769
SW 1/4, Section 4, T3N, R4E, SLB&M
Henefer, Summit County, Utah

STATE OF UTAH

OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, GARY R. HERBERT, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of annexation from HENEFER TOWN, dated March 12th, 2008, complying with Section 10-2-425, Utah Code Annotated, 1953, as amended.

NOW, THEREFORE, notice is hereby given to all whom it may concern that the attached is a true and correct copy of the notice of annexation, referred to above, on file with the Office of the Lieutenant Governor pertaining to HENEFER TOWN, located in Summit County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 2nd day of April, 2008 at Salt Lake City, Utah.

Gary R. Herbert

GARY R. HERBERT
Lieutenant Governor

ORDINANCE NO. 2008-164

AN ORDINANCE ANNEXING AN AREA OF APPROXIMATELY ACRES TO HENEFER TOWN, UTAH

PREAMBLE

THE Town Council of Henefer Town finds that the owners of the real property described herein petitioned for annexation of the real property to the corporate limits of Henefer Town and thal all required notices were given and provided to affected entities and others as required by law; and

THE real property described herein is an unincorporated area contiguous to the current boundary of Henefer Town and the annexation will not leave or create an unincorporated island or peninsula; and

THE Town Council finds that it is in the public interest to annex the real property to Henefer Town and has caused a plat of the real property to be prepared by a licensed surveyor; and

AFTER public comment and careful consideration, the Town Council has determined to annex the referenced property and therefore, finds that it should grant the petition for annexation with respect to the real property described herein annex the property to Henefer Town.

BE IT ORDAINED by the Town Council of Henefer town, Utah;

1. The real property described on Exhibit A, is hereby annexed to Henefer town and the corporate limits of Henefer Town are hereby amended and extended to incorporate the real property described herein.

2. A certified copy of this ordinance and an original plat describing the property so annexed, shall be filed with the Summit County Recorder within thirty (30) days after the date this ordinance is adopted.

3. Amended Articles of Incorporation shall be filed with the Utah Lieutenant Governor's office as required by law.

4. A certified copy of this ordinance, certification from the Office of the Lieutenant Governor of Utah that Amended Articles of Incorporation of Henefer Town have been filed with the Office of the Lieutenant Governor and a copy of the annexation plat describing the property annexed and a Notice of Annexation pursuant to Utah Code Ann. Section 10-1-116, shall be filed with the Utah State Tax Commission prior to December 31, 2008.

Received
MAR 1 0 2008
Gary R. Herbert
Lieutenant Governor
map sent for resize
3-10-08

5. This ordinance shall be effective on the date of its first publication.

6. The Mayor or designee of the Mayor is authorized to notify and implement this annexation with respect to local, county and state governmental entities.

ADOPTED by the Town Council of Henefer Town, Utah, this 12 Day of Mar 2008.

Henefer Town

BY: R. C. Ovard
Randy C. Ovard, Mayor

ATTEST:

Earleen T. Paskett
Earleen T. Paskett, Town Clerk

TOWN OF HENEFER CORPORATE Seal INCORPORATED FEB. 18, 1938 SUMMIT COUNTY, UTAH

Grant Richins' Property to be Annexed

Beginning at the North ¼ corner of Section 10, T3N, R4E, SLB&M and running thence South 89° 02'43" East 2601.69 feet more or less to the Northeast Corner of said Section 10; thence South 0° 21'10" West 1293.92 feet along the section line; thence North 88° 59'17" West 1225.28 feet along the northerly line of Parcel NS-843-1; thence South 61° 30'01" West 809.75 feet; thence South 50° 02'36" West 80.43 feet along Parcel NS-846-A and to a point on the northerly right of way line of the Echo Road; thence North 40° 36' 00" West 1626.99 feet along said northerly right of way line of said Echo Road; thence South 49°29'58" West 612.30 feet more or less to a point on the Railroad Right of way; thence North 47° 04' 18" West 495.11 feet along said Railroad Right of way; thence North 1° 06' 45" East 1004.08 feet; thence South 40° 36' 00" East 536.28 feet to a point on the northerly line of said Section 10; thence South 88° 53' 15" East 923.62 feet to the POINT OF BEGINNING; said described tract containing 106.66 Acres, more or less.

NOTICE OF ADOPTION
OF
ANNEXATION ORDINANCE

In accordance with the requirements of Section 10-2-425 Utah Code Annotated, Henefer Town hereby provides Notice to the Lieutenant Governor of the State of Utah that it has adopted an Annexation Ordinance. Henefer Town sets forth the following:

1. On the 12th day of February, 2008, the Henefer Town Council adopted Ordinance No. 2008-164, authorizing the annexation of a tract of property containing approximately 106.66 acres, which is more particularly described as Exhibit "A" attached to Ordinance No. 2008-164 (a copy of Ordinance No. 2008-164 is attached hereto and incorporated herein by this reference).

2. Paragraph 3 of Ordinance No. 2008-164 provides that "Amended Articles of Incorporation shall be filed with the Utah Lieutenant Governor's office as required by law." In addition, Utah Code Section 10-2-425(1) (b) requires that amended articles of incorporation be filed reflecting the annexation if the municipality has articles of incorporation, but if the municipality does not have articles of incorporation, written notice of the adoption of an annexation ordinance. At the time of adoption of Ordinance No. 2008-164 the Henefer Town Council and the Henefer Mayor were of the understanding that articles of incorporation had been created for Henefer Town at the time of its approval as a Town in the year 1938. However, subsequently, it has been determined, through extensive searches, that no articles of incorporation for Henefer Town were ever created and filed.

3. In order to satisfy the requirements of Utah Code Section 10-2-425(1) (b) (ii), Henefer Town provides this Notice of the Annexation Ordinance adopted by the Henefer Town Council.

Dated this 4 day of March 2008.

HENEFER TOWN

Randy C. Oward

By: Randy C. Oward
Its: Mayor

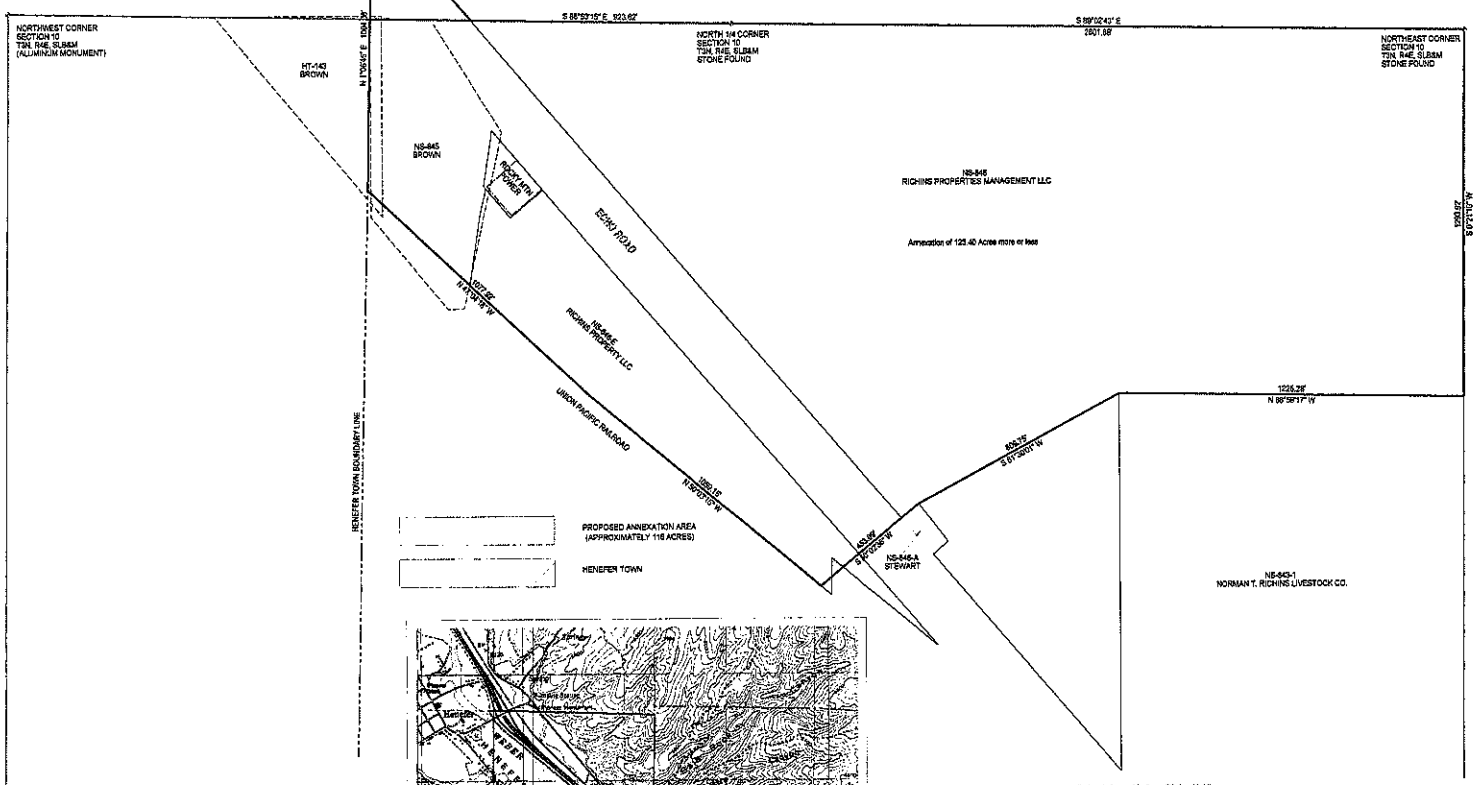
ATTEST:

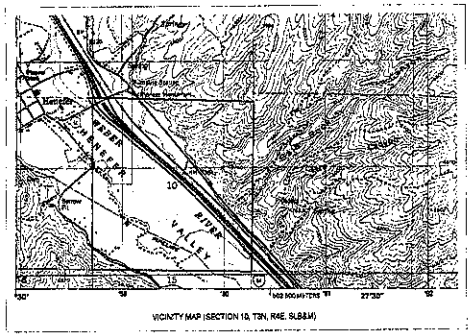
Earleen T. Paskett

Earleen T. Paskett,
Town Clerk

TOWN OF HENEFER CORPORATE Seal INCORPORATED FEB. 16, 1938 SUMMIT COUNTY, UTAH

ANNEXATION PROPOSAL
PARCELS: NS-845, & Portions of NS-846 & NS-846-E





VICINITY MAP (SECTION 10, T3N, R4E, SLB&M)

I Paul Ferry, a Licensed Professional Land Surveyor as prescribed by the Laws of the State of Utah and holding License No. 308358, do hereby certify that I have made a survey, or a field survey was made under my direction of the described annexation proposal property and that the plat hereon is a true and correct representation of said annexation boundary.

PROFESSIONAL LAND SURVEYOR
PAUL C. FERRY
No. 308358
STATE OF UTAH

Annexation Boundary Description

Beginning at the North ¼ corner of Section 10, T3N, R4E, SLB&M and running thence South 89° 02' 43" East 2601.69 feet more or less to the Northeast Corner of said Section 10, thence South 0° 21' 10" West 1293.92 feet along the section line; thence North 88° 59' 17" West 1225.28 feet along the northerly line of Parcel NS-843-1; thence South 40° 30' 08" West 809.75 feet to the most northerly corner of Parcel NS-846-A; thence South 59° 02' 36" West 453.09 feet along Parcel NS-846-A to a point on the northerly right of way line of the Union Pacific Railroad; thence North 50° 03' 15" West 1059.15 feet along said northerly right of way line of the Union Pacific Railroad; thence North 47° 04' 18" West 1077.92 feet along said Railroad Right of way; thence North 1° 00' 45" East 1004.08 feet, thence South 40° 30' 00" East 536.26 feet to a point on the northerly line of said Section 10; thence South 88° 53' 15" East 923.62 feet to the POINT OF BEGINNING; said described tract containing 125.40 Acres, more or less.

Petition for Annexation
To: Mayor Randy Oxard
Henefer Town Council

The undersigned hereby requests that the property described above be annexed into Henefer Town.

Henefer Town Council

Reviewed and Approved by the Henefer Town Council this _____ day of _____, 20____

Mayor _____ Asst. Town Clerk

COUNTY RECORDER

Entry No. _____
State of Utah, County of Summit, Recorded and Filed at the request of _____
Date _____ Time _____ Book _____ Page _____
Fee $ _____

County Recorder

HIGH MOUNTAIN
SURVEYING, LLC
P.O. Box 445
1325 South Hoytsville Road
Coalville, Utah 84017
(435) 336-4210

COMMENTS

SHEET 1 OF 1

SURVEYED BY | DRAWN BY
PICKFILE | PROJECT NO.
DATE January 04, 2006

ANNEXATION PROPOSAL MAP
Prepared For: Grant Richins
Annexation Proposal for:
Parcel NS-845 & Portions of NS-846 & NS-846-E
Part of North Half of Section 10, T3N, R4E, SLB&M
Henefer, Summit County, Utah