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 ROOSEVELT CITY, dated June 10th, 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 ROOSEVELT CITY, located in Duchesne County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 7th day of August, 2008 at Salt Lake City, Utah.

Gary R Herbert

GARY R. HERBERT
Lieutenant Governor

Roosevelt City Corporation

255 South State Street
Roosevelt, Utah 84066
(435) 722-5001 722-5000 Fax

City Recorder
Carolyn Wilcken

July 8, 2008

Lt. Governors Office
ATTN: Dannielle
Suite #325
State Capitol Complex
Salt Lake City, Utah 84114

Dear Dannielle:

Herewith are the documents necessary to finalize an annexation petition submitted to Roosevelt City Council.

Would you please review and let us know if there is anything further needed by your office.

Sincerely,

Carolyn Wilcken
City Recorder

Encl.

Received

AUG 06 2008

Map Sent 8-6-08

Gary R. Herbert
Lieutenant Governor

Ent 406779 Bk 0544 Pg 163
Date: 16-JUL-2008 8:33AM
Fee: None
Filed By: CBM
CAROLYNE MADSEN, Recorder
DUCHESNE COUNTY CORPORATION
For: ROOSEVELT CITY

ORDINANCE NO. 2008-350

Split Mountain/Dan Southwick Property

AN ORDINANCE ANNEXING AN AREA OF APPROXIMATELY 51.67 ACRES INTO ROOSEVELT CITY, UTAH.

The City Council of Roosevelt City finds that the owners of real property described herein petitioned for annexation of the real property to the corporate limits of Roosevelt City and that all required notices were given and provided to affected entities and others as required by law.

The real property described herein is an unincorporated area contiguous to the current boundary of Roosevelt City and the annexation will not leave or create an unincorporated island or peninsula and is particularly described as follows:

Beginning at the center quarter corner of Section 22, Township 2 South, Range 1 West, Uintah Special Base and Meridian, thence N89°28'35"E along the North line of the Northwest quarter Southeast quarter 1323.41 feet to the southwest corner of the south half of the southeast quarter northeast quarter of said section; thence N00°23"31"W along the west line of the said South half of the Southeast quarter Northeast quarter 659.42 feet to the Northwest corner of the said South half of the Southeast quarter Northeast quarter; thence N89°51'18"E along the north line of the said South half of the Southeast quarter Northeast quarter 261.66 feet to the Duchesne County line; thence S00°14'58"E along said county line 659.54 feet to the south line of the said South half of the Southeast quarter Northeast quarter; thence S00°19'43"E along said county line 1324.33 feet to the South line of the northeast quarter Southeast quarter of said section; thence S89°43'13"W along said South line of the Northeast quarter Southeast quarter 263.55 feet to the Southeast corner of the said Northwest quarter Southeast quarter; thence S89°38'11"W along the South line of the said Northwest quarter Southeast quarter 1218.61 feet; thence N17°30'00"W 342.19 feet to the West line of the said Northwest quarter Southeast quarter; thence N00°20'32"W along the said West line of the Northwest quarter Southeast quarter 994.36 feet to the point of beginning. Basis of bearings is the East line of the Southeast quarter of Section 22 which is taken from global positioning satellite observations to bear N00°19'44"W. Contains 51.67 acres more or less.

The City Council finds that it is in the public interest to annex the real property to Roosevelt City and has caused a plat of the real property to be prepared by a licensed surveyor.

After public comment and careful consideration, the City Council has determined to annex the referenced property as requested in the annexation petition received in the office of the City Recorder.

BE IT ORDAINED by the City Council of Roosevelt City, Utah, Duchesne County, State of Utah:

1. The above described property currently within Duchesne County be annexed into the limits of Roosevelt City as provided in Utah Municipal Code, and the same is hereby and henceforth within the Roosevelt City boundaries.

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

3. A certified copy of this ordinance, an original plat describing the property annexed and a Notice of Annexation pursuant to Utah Code Ann. §10-1-116, shall be filed with the Utah State Tax Commission within forty-five (45) days after the date this ordinance is adopted.

4. This ordinance shall take effect on the date of its first publication.

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

Passed this 10th day of June, 2008, by the following vote:

Guy Coleman	Aye
Robert Yack	Aye
Dave Woolstenhulme	Aye
Vaun Ryan	Aye
Lane Yack	Aye

SIGNED:

Russell L. Cowan

Russell L. Cowan, Mayor

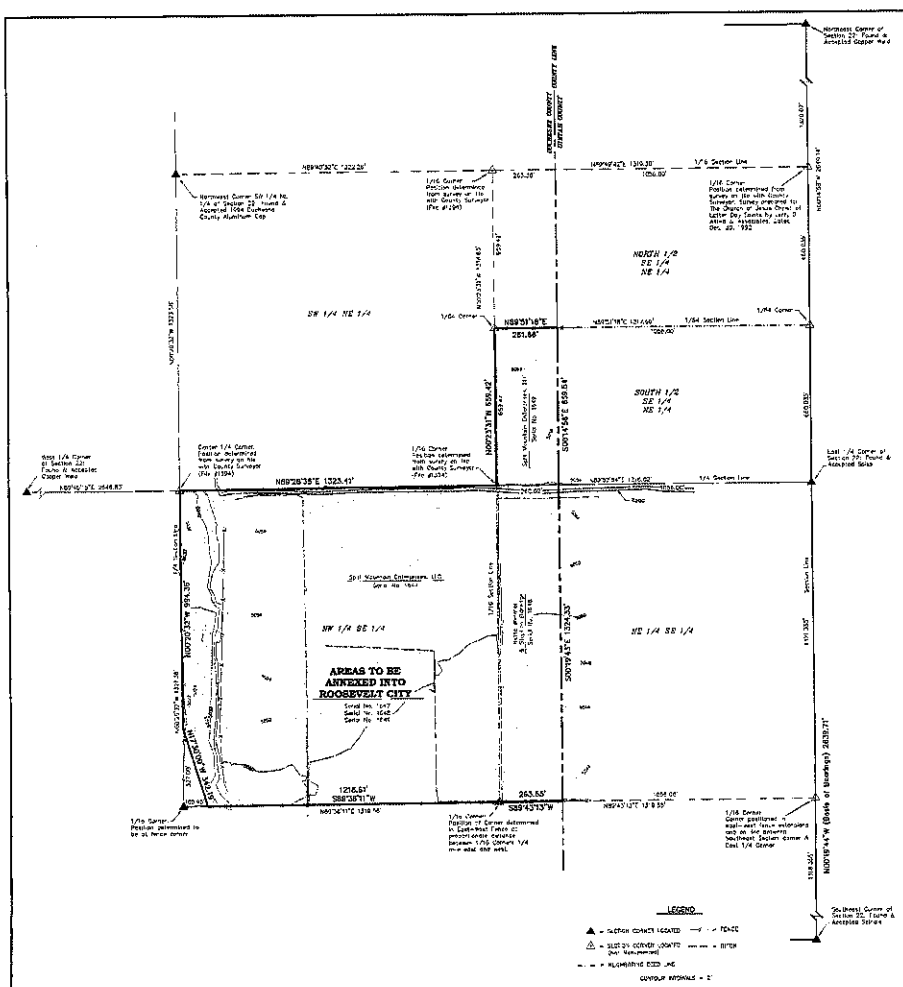
ATTEST:

Carolyn Wilcken

Carolyn Wilcken, Recorder

SPLIT MOUNTAIN ENTERPRISES, LLC.

ROOSEVELT CITY
ANNEXATION PLAT
Located in the East 1/2 of
Section 22, T2S, R1W, U.S.B.&M.
DUCHESNE COUNTY, UTAH



DESCRIPTION – AREA TO BE ANNEXED INTO ROOSEVELT CITY

BEGINNING AT THE CENTER QUARTER CORNER OF SECTION 22, TOWNSHIP 2 SOUTH, RANGE 1 WEST, UINTAH SPECIAL BASE AND MERIDIAN, THENCE N89°28'38"E ALONG THE NORTH LINE OF THE NORTHEAST QUARTER SOUTHEAST QUARTER 1323.41 FEET TO THE SOUTHWEST CORNER OF THE SOUTH HALF OF THE SOUTHEAST QUARTER NORTHEAST QUARTER OF SAID SECTION; THENCE N00°20'33"W ALONG THE WEST LINE OF THE SAID SOUTH HALF OF THE SOUTHEAST QUARTER NORTHEAST QUARTER 659.42 FEET TO THE NORTHWEST CORNER OF THE SAID SOUTH HALF OF THE SOUTHEAST QUARTER NORTHEAST QUARTER; THENCE N89°51'18"E ALONG THE NORTH LINE OF THE SAID SOUTH HALF OF THE SOUTHEAST QUARTER NORTHEAST QUARTER 261.66 FEET TO THE SOUTH TO THE DUCHESNE COUNTY LINE; THENCE S00°19'45"E ALONG SAID COUNTY LINE 659.84 FEET TO THE SOUTH LINE OF THE SAID SOUTH HALF OF THE SOUTHEAST QUARTER NORTHEAST QUARTER; THENCE S89°43'13"E ALONG SAID COUNTY LINE 1324.33 FEET TO THE SOUTH LINE OF THE NORTHEAST QUARTER SOUTHEAST QUARTER OF SAID SECTION; THENCE N00°19'45"W ALONG THE SAID SOUTH LINE OF THE NORTHEAST QUARTER SOUTHEAST QUARTER 1324.33 FEET TO THE SOUTHEAST CORNER OF THE SAID NORTHEAST QUARTER SOUTHEAST QUARTER; THENCE S89°28'38"W ALONG THE SOUTH LINE OF THE SAID NORTHEAST QUARTER SOUTHEAST QUARTER 1216.64 FEET; THENCE N17°00'07"W 343.16 FEET TO THE WEST LINE OF THE SAID NORTHWEST QUARTER SOUTHEAST QUARTER; THENCE NORTHERLY ALONG THE SAID WEST LINE OF THE NORTHWEST QUARTER SOUTHEAST QUARTER 1864.26 FEET TO THE POINT OF BEGINNING. BASIS OF BEARINGS IS THE EAST LINE OF THE SOUTHEAST QUARTER OF SECTION 22 WHICH IS TAKEN FROM GLOBAL POSITIONING SATELLITE OBSERVATIONS TO BEAR N00°18'41"W. CONTAINS 51.07 ACRES MORE OR LESS

SURVEYOR'S NARRATIVE

DAN SOUTHWICK, WITH SPLIT MOUNTAIN ENTERPRISES, LLC. REQUESTED ME PREPARE AN ANNEXATION PLAT FOR THE PROPERTY SHOWN ON THIS DRAWING.

AS CONTROL FOR THE SURVEY WE USED THE SECTION CORNERS SHOWN HEREON. WE ALSO REFERRED TO PLATS FILED WITH THE COUNTY SURVEYOR (FILE #'s 70, 104, 201, 405, 506 & 1304). TRIMBLE AND SERIES GPS EQUIPMENT & A TOTAL STATION INSTRUMENT WERE USED IN THE PERFORMANCE OF THE SURVEY. THE SECTION WAS ORIGINALLY SURVEYED USING THE THREE MILE METHOD. THEREFORE, WE USED THE 1/16 CORNERS AND CENTER 1/4 CORNER AS PREVIOUSLY LOCATED IN ACCORDANCE THIS METHOD.

BASIS OF BEARINGS FOR THE SURVEY IS THE EAST LINE OF THE SOUTHEAST QUARTER OF SECTION 22 WHICH IS TAKEN FROM GLOBAL POSITIONING SATELLITE OBSERVATIONS TO BEAR N00°18'41"W.

SURVEYOR'S CERTIFICATE

I, JOHN R. BLAUER, UINTAH COUNTY, UTAH, DO HEREBY CERTIFY THAT I AM A REGISTERED LAND SURVEYOR AND THAT I HOLD CERTIFICATE #185341 AS PRESCRIBED BY THE LAWS OF THE STATE OF UTAH. I FURTHER CERTIFY THAT THIS PLAT AND ITS COMPUTATIONS AND FIELD SURVEYS NECESSARY FOR THE DATA COMPILED HEREON WERE MADE BY ME OR UNDER MY DIRECT SUPERVISION AND THAT THE SAME ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

12-27-08
REGISTERED LAND SURVEYOR
REGISTRATION NO. 185341
STATE OF UTAH

SURVEYED BY: M.S.B.	Timberline Engineering & Land Surveying
DRAWN BY: R.W.W.	55 West 100 North - Vernal, Utah
DATE: 12-27-08	(435) 789-1365
SCALE: 1" = 200'	
FILE:	

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 ROOSEVELT CITY, dated August 5th, 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 ROOSEVELT CITY, located in Duchesne County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 11th day of September, 2008 at Salt Lake City, Utah.

Gary R Herbert

GARY R. HERBERT
Lieutenant Governor

Roosevelt City Corporation

255 South State Street
Roosevelt, Utah 84066
(435) 722-5001 722-5000 Fax

City Recorder
Carolyn Wilcken

August 25, 2008

Lt. Governors Office
ATTN: Dannielle
Suite #325
State Capitol Complex
Salt Lake City, Utah 84114

Dear Dannielle:

Herewith are the documents necessary to finalize an annexation petition submitted to Roosevelt City Council.

Would you please review and let us know if there is anything further needed by your office.

Sincerely,

Carolyn Wilcken
City Recorder

Encl.

Received

SEP 09 2008

Gary R. Herbert
Lieutenant Governor

Map Sent 9/9/08

Ent 407499 Bk A546 Pg 585
Date: 15-AUG-2008 9:34AM
Fee: None
Filed By: CBK
CAROLYNE MADSEN, Recorder
DUCHESNE COUNTY CORPORATION
For: ROOSEVELT CITY

ORDINANCE NO. 2008-354

Winterton Property

AN ORDINANCE ANNEXING AN AREA OF APPROXIMATELY 3.79 ACRES INTO ROOSEVELT CITY, UTAH.

The City Council of Roosevelt City finds that the owners of real property described herein petitioned for annexation of the real property to the corporate limits of Roosevelt City and that all required notices were given and provided to affected entities and others as required by law.

The real property described herein is an unincorporated area contiguous to the current boundary of Roosevelt City and the annexation will not leave or create an unincorporated island or peninsula and is particularly described as follows:

Commencing at the East Quarter Corner of Section 29, Township 2 South, Range 1 West of the Uintah Special Base and Meridian; thence South 89°59'01" West 930.00 feet (West 920 feet, by record) along the North line of said SE ¼ ofsaid Section 2 9 to a 5/8" rebar at a fence corner and the TRUE POINT OF BEGINNING;

(The Location of said TRUE POINT OF BEGINNING is described in Exhibit "A" to Ordinance No. 76-57 recorded on page 664, Book A-49 in the Duchesne County Recorder's office as follows:
Commencing at a point on the South right-of-way of U.S. Highway 40; thence North 90°00'00" East 2251.61 feet; thence South 55°48'00" West 2729.70 feet; thence South 00°00'00" East 398.51 feet; thence South 67°35'15" West 206.67 feet; thence North 00°00'00" East 105.65 feet; thence South 55°48'00" West 1241.38 feet; thence South 28°19'00" East 35.75 feet; thence North 90°00'00" East 271.26 feet; to said TRUE POINT OF BEGINNING);

Thence South 00°16'06" East 471.83 feet parallel with the East line of said SE1/4; thence South 89°59'01" West 700.09 feet parallel with said North line to a 5/8" rebar at an existing fence corner (said point being described on said page 64 in said Book A-49 as being South 55°48'00" West 842.13 feet from said TRUE POINT OF BEGINNING); thence North 55°55'37" East 842.53 feet along said fence to the TRUE POINT OF BEGINNING, containing 3.79 acres more or less.

The City Council finds that it is in the public interest to annex the real property to Roosevelt City and has caused a plat of the real property to be prepared by a licensed surveyor.

After public comment and careful consideration, the City Council has determined to annex the referenced property as requested in the annexation petition received in the office of the City Recorder.

BE IT ORDAINED by the City Council of Roosevelt City, Utah, Duchesne County, State of Utah:

1. The above described property currently within Duchesne County be annexed into the limits of Roosevelt City as provided in Utah Municipal Code, and the same is hereby and henceforth within the Roosevelt City boundaries.

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

3. A certified copy of this ordinance, an original plat describing the property annexed and a Notice of Annexation pursuant to Utah Code Ann. §10-1-116, shall be filed with the Utah State Tax Commission within forty-five (45) days after the date this ordinance is adopted.

4. This ordinance shall take effect on the date of its first publication.

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

Passed this 5th day of August, 2008, by the following vote:

Guy Coleman	AYE
Robert Yack	AYE
Dave Woolstenhulme	AYE
Vaun Ryan	AYE
Lane Yack	AYE

SIGNED:

Russell L. Cowan

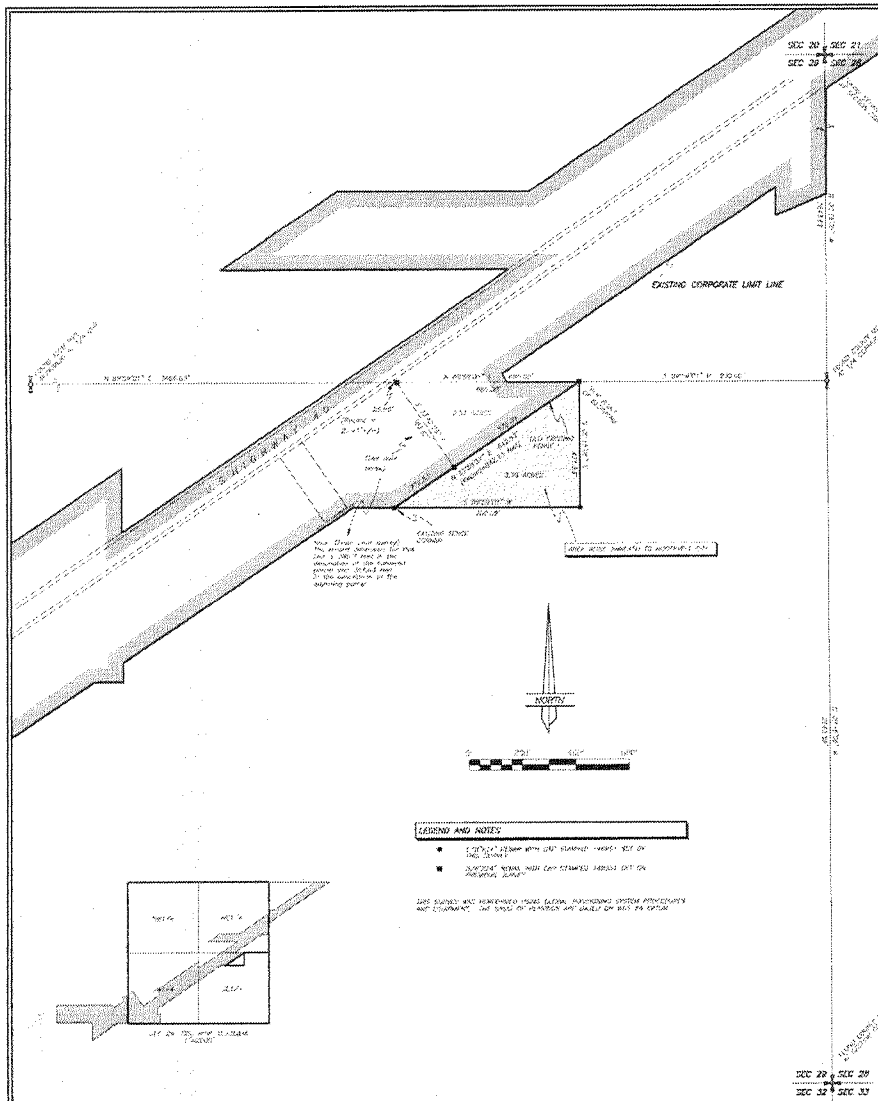
Russell L. Cowan, Mayor

ATTEST:

Carolyn Wilcken

Carolyn Wilcken, Recorder

PLAT OF ANNEXATION TO
ROOSEVELT CITY, CORP.
SECTION 29, TOWNSHIP 2 SOUTH, RANGE 1 WEST
UINTAH SPECIAL BASE AND MERIDIAN



COUNTY RECORDER'S CERTIFICATE

JERRY D. ALLRED & ASSOCIATES

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, as required by Section 17A-2-1311, Utah Code Annotated, 1953, as amended, from Duchesne County establishing the creation of the DUCHESNE COUNTY SPECIAL SERVICE DISTRICT 3, dated September 17th, 2007.

NOW, THEREFORE, notice is hereby given to all whom it may concern that the attached is a true and correct copy of the notice, referred to above, on file with the Office of the Lieutenant Governor pertaining to the DUCHESNE COUNTY SPECIAL SERVICE DISTRICT 3, located in Duchesne 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 1st day of February, 2007.

GARY R. HERBERT
Lieutenant Governor

DUCHESNE COUNTY ATTORNEY'S OFFICE

Jonathan A. Stearmer
Deputy Duchesne County Attorney, Civil
PO Box 346, Duchesne, Utah 84021
435-738-1145

February 26, 2008

The Honorable Gary Herbert
Lieutenant Governor, State of Utah
State Capitol Complex, Suite E325
Salt Lake City, Utah 84114

Re: Notice of establishment of Special Service District in Duchesne County

Mr. Lieutenant Governor,

Pursuant to U.C.A. 17A-2-1311 Duchesne County hereby presents the enclosed documentation and respectfully requests that you issue the appropriate certificate of incorporation of those districts under U.C.A. 67-1a-6.5.

Attached hereto you will find a package for the District created, or modified which include the following exhibits;

Exhibit A: a copy of the resolution declaring the intention of Duchesne County to create the district.
Exhibit B: a copy of the notice of publication in a newspaper of General circulation of Duchesne County's intention to create the district.
Exhibit C: a copy of the resolution of Duchesne County establishing the district.
Exhibit D: A map of Duchesne County, certified by the Duchesne County Surveyor certifying that map to be the boundaries of Duchesne County.
Exhibit E. A certification by the governing authority that all requirements for the establishment of a special service district have been complied with.

Sincerely,

W.R. (Rod) Harrison
Chairman, Duchesne County Commission

Jonathan A. Stearmer
Deputy Duchesne County Attorney

Received

FEB 27 2008

Gary R. Herbert
Lieutenant Governor

RESOLUTION NO. 07-22

A RESOLUTION DECLARING THAT THE PUBLIC HEALTH, CONVENIENCE AND NECESSITY REQUIRE THE CREATION OF A SPECIAL SERVICE DISTRICT FOR THE PURPOSE OF THE CONSTRUCTION, REPAIR, AND MAINTENANCE OF A COUNTY WIDE FIRE PROTECTION, EMERGENCY MEDICAL AND AMBULANCE PROGRAM WHICH SHALL RECEIVE FEDERAL MINERAL LEASE FUNDS, DEFINING THE BOUNDARIES OF SAID SPECIAL SERVICE DISTRICT AND THE SERVICES TO BE PROVIDED THEREIN, PROVIDING FOR A HEARING ON THE CREATION OF SAID SPECIAL SERVICE DISTRICT, PROVIDING FOR NOTICE OF SAID HEARING AND RELATED MATTERS.

WHEREAS, the Board of County Commissioners of Duchesne County, Utah, believes that the public health, convenience and necessity require the construction, repair, and maintenance of a county wide fire protection, emergency medical and ambulance program which shall receive federal mineral lease funds. It is desirable to incorporate said area into a Special Service District pursuant to the provisions of the Utah Special Service District Act, Utah Code Annotated, 1953, as amended, Section 17A-2-1301 through 17A-2-1332, and Article XIV, Section 8 of the Constitution of Utah; and

WHEREAS, all property included within the boundaries of said proposed Special Service District will be benefitted by the creation thereof; and

WHEREAS, none of the area to be contained within the boundaries of said proposed Special Service District is also within the boundaries of any other Special Service District established by said County to construct, repair, and maintain a county wide fire protection, emergency medical and ambulance program, nor is the area within any other district presently providing similar services:

NOW, THEREFORE, Be It Resolved by the Board of County Commissioners of Duchesne County, Utah, as follows:

1. The public health, convenience and necessity require the creation within Duchesne County, Utah, of a Special Service District (the "District") pursuant to the provisions of the Utah Special Service District Act, Utah Code Annotated, 1953, as amended, Section 17A-2-1301 through 17A-2-1332, and Article XIV, Section 8 of the Constitution of Utah.

2. The boundaries of the District to be so established shall be as set forth in the Notice of Hearing in Section Seven (7) hereof.

3. The District is to be created for the purpose of receiving federal mineral lease funds under Utah Code Annotated, 1953, as amended Title 59, Chapter 21 for the constructing, repairing, and maintaining fire protection, emergency medical and ambulance as well as provide a means by which any issue reasonably related to fire protection, emergency medical and ambulance will be addressed. The Districts purpose shall be achieved through the construction, purchase, gift, condemnation or any combination thereof of the facilities or systems necessary to provide said services, and to finance the same.

4. The District so created shall be known as "Special Service District Number 3."

5. A public hearing on the question of the creation of the District shall be held by the Board of County Commissioners at the Duchesne County Administrative Building, 734 North Center Street, Duchesne, Utah, at 1:30 p.m. on September 10, 2007, at which time and place all interested parties may appear and be heard either in support of or in opposition to the creation of the District as more fully described in the Notice of Intention set forth in Section Seven (7) hereof.

6. A Notice of the Intention to create the District shall be published, pursuant to

Utah Code Annotated, 1953, as amended Section 17A-2-1308, at least once a week during three consecutive weeks, the first publication to be not less than twenty-one (21) days nor more than thirty-five (35) days before the hearing, in the Uintah Basin Standard, a newspaper having general circulation in Duchesne County.

7. The Notice of Intention to be published shall be in substantially the following form:

NOTICE OF INTENTION TO ESTABLISH
DUCHESNE COUNTY SPECIAL SERVICE DISTRICT NUMBER 3

NOTICE IS HEREBY GIVEN THAT on August 13, 2007, the Board of County Commissioners of Duchesne County, Utah, adopted a Resolution declaring that the public health, convenience and necessity require the establishment of a Special Service District, to be called "Duchesne County Special Service District Number 3" (the "District") for the purpose of receiving federal mineral lease funds under Utah Code Annotated, 1953, as amended Title 59, Chapter 21 for the constructing, repairing, and maintaining fire protection, emergency medical and ambulance as well as provide a means by which any issue reasonably related to fire protection, emergency medical and ambulance programs within the boundaries of the District. The Resolution also provides for a public hearing on the establishment of the District in the County to be held at the Duchesne County Administrative Building, 734 North Center, Duchesne, Utah, at 1:30 p.m. on September 10, 2007.

DESCRIPTION OF THE PROPOSED DISTRICT

The District shall have the following boundaries:
The boundaries of Duchesne County, as set forth in the official county boundary records maintained by the office of the lieutenant governor pursuant to Utah Code Annotated, 1953, as amended Section 17-50-104; including therein all incorporated areas.

PROPOSED SERVICES

The District will be authorized to receive federal mineral lease funds under Utah Code Annotated, 1953, as amended Title 59, Chapter 21 for the construction, repairing of, and maintenance of fire protection, emergency medical and ambulance programs as well as provide a means by which any issue reasonably related to fire protection, emergency medical and ambulance may be addressed.

METHOD OF FINANCING

Pursuant to the provisions of the Utah Special Service District Act and the Constitution of Utah, the District may annually impose fees and charges to pay for all or a part of the services to be provided by the District. It may also receive federal mineral lease funds under Utah Code Annotated, 1953, as amended Title 59, Chapter 21.

PUBLIC HEARING ON PROPOSED ESTABLISHMENT
OF SPECIAL SERVICE DISTRICT

The Board of County Commissioners will hold a public hearing on the establishment of the District and the receiving of federal mineral lease funds under Utah Code Annotated, 1953, as amended Title 59, Chapter 21 for the construction, repairing of, and maintenance of fire protection, emergency medical and ambulance facilities and equipment as well as provide a means by which any issue reasonably related to fire protection, emergency medical and ambulance programs within the boundaries of the District at the Duchesne County Administrative Building, 734 North Center, Duchesne, Utah, at 1:30 p.m. on September 10, 2007. Any interested person may protest the establishment of the District or the furnishing of services therein either orally at the hearing or in writing, at or at any time prior to the hearing.

services therein either orally at the hearing or in writing, at or at any time prior to the hearing. Written protests must be filed with the County Clerk, and may be withdrawn by the protestant at any time before the County establishes or abandons the District.

Any protest signed on behalf of a corporation owning property in the District shall be sufficient if it is signed by the president, vice president, or any duly authorized agent of the corporation. Where title to any property is held in the name of more than one person, all of the persons holding title to the property must join in the signing of the protest.

At said public hearing, the Board of County Commissioners will give full consideration to all protests which shall have been filed and will hear and consider all interested persons desiring to be heard. The Board of County Commissioners may continue the hearing from time to time. After conclusion of the hearing, the Board of County Commissioners shall adopt a resolution either establishing Duchesne County Special Service District Number 3 or determining that the establishment of the District should be abandoned, or may, in its discretion, reduce the boundaries of the District and establish the District by resolution, as modified.

If, within fifteen (15) days after the conclusion of the hearing, over fifty percent (50%) of the qualified voters of the territory proposed to be included within the District or the owners of over fifty percent (50%) of the taxable value of the taxable property included within the proposed District file written protest against the establishment of the proposed District or against the specified type of service to be provided within the District with the County Clerk, the Board is required by law, in the former instance, to abandon the proposed establishment of the District and, in the latter instance, to eliminate the type of service objected to from the resolution finally establishing the District.

Any person who shall, at or any time prior to the date and time above-specified for the hearing, file a written protest with the County Clerk against the establishment of the District and whose property has been included within the boundaries of the proposed District notwithstanding such protest, may, within thirty (30) days after the adoption of the Resolution establishing the District, apply to the District Court of the Eight Judicial District for a writ of review of the actions of the County in establishing the District, only upon the grounds, however, that his property will not be benefitted by the services authorized to be furnished by the District or that the proceedings taken in the establishment of the District have not been in compliance with law. A failure to apply for said writ of review within the prescribed time shall foreclose all owners of property within the District so established from the right to further object thereto.

8. The officers of Duchesne County, Utah, are hereby authorized and directed to take all action necessary or appropriate to effectuate the provisions of this resolution.

9. If any one or more section, sentences, clauses or parts of this resolution shall, for any reason, be questioned or held invalid, such judgment 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 of this resolution so held unconstitutional and invalid, and the inapplicability and 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 applicability and validity of this resolution in any other instances.

10. All resolutions, by-laws and regulations of Duchesne County, Utah, in conflict with this resolution, are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any resolution, by-law or regulation, or part thereof, heretofore repealed.

PASSED this 13th day of July 2007. By the Board of County Commissioners.

Members:	Vote	
	Aye	Nay
Kent Peatross	✓	
William R. Harrison	✓	
Kirk Wood	✓	

ATTEST:

Diane Freston
County Clerk/Auditor

THE BOARD OF DUCHESNE
COUNTY COMMISSIONERS:

Kent R. Peatross, Chairman

W. Rod Harrison, Member

Kirk Wood, Member

PUBLIC NOTICE

NOTICE OF INTENTION TO ESTABLISH DUCHESNE COUNTY SPECIAL SERVICE DISTRICT NUMBER 3

NOTICE IS HEREBY GIVEN THAT on August 13, 2007, the Board of County Commissioners of Duchesne County, Utah, adopted a Resolution declaring that the public health, convenience and necessity require the establishment of a Special Service District, to be called "Duchesne County Special Service District Number 3" (the "District") for the purpose of receiving federal mineral lease funds under Utah Code Annotated, 1953, as amended Title 59, Chapter 21 for the constructing, repairing, and maintaining fire protection, emergency medical and ambulance as well as provide a means by which any issue reasonably related to fire protection, emergency medical and ambulance programs within the boundaries of the District. The Resolution also provides for a public hearing on the establishment of the District in the County to be held at the Duchesne County Administrative Building, 734 North Center, Duchesne, Utah, at 1:30 p.m. on September 10, 2007.

DESCRIPTION OF THE PROPOSED DISTRICT

The District shall have the following boundaries:

The boundaries of Duchesne County, as set forth in the official county boundary records maintained by the office of the lieutenant governor pursuant to Utah Code Annotated, 1953, as amended Section 17-50-104; including therein all incorporated areas.

PROPOSED SERVICES

The District will be authorized to receive federal mineral lease funds under Utah Code Annotated, 1953, as amended Title 59, Chapter 21 for the construction, repairing of, and maintenance of fire protection, emergency medical and ambulance programs as well as provide a means by which any issue reasonably related to fire protection, emergency medical and ambulance may be addressed.

METHOD OF FINANCING

Pursuant to the provisions of the Utah Special Service District Act and the Constitution of Utah, the District may annually impose fees and charges to pay for all or a part of the services to be provided by the District. It may also receive federal mineral lease funds under Utah Code Annotated, 1953, as amended Title 59, Chapter 21.

PUBLIC HEARING ON PROPOSED ESTABLISHMENT OF SPECIAL SERVICE DISTRICT

The Board of County Commissioners will hold a public hearing on the establishment of the District and the receiving of federal mineral lease funds under Utah Code Annotated, 1953, as amended Title 59, Chapter 21 for the construction, repairing of, and maintenance of fire protection, emergency medical and ambulance facilities and equipment as well as provide a means by which any issue reasonably related to fire protection, emergency medical and ambulance programs within the boundaries of the District at the Duchesne County Administrative Building, 734 North Center, Duchesne, Utah, at 1:30 p.m. on September 10, 2007. Any interested person may protest the establishment of the District or the furnishing of services therein either orally at the hearing or in writing, at or at any time prior to the hearing.

Written protests must be filed with the County Clerk, and may be withdrawn by the protestant at any time before the County establishes or abandons the District.

Any protest signed on behalf of a corporation owning property in the District shall be sufficient if it is signed by the president, vice president, or any duly authorized agent of the corporation. Where title to any property is held in the name of more than one person, all of the persons holding title to the property must join in the signing of the protest.

At said public hearing, the Board of County Commissioners will give full consideration to all protests which shall have been filed and will hear and consider all interested persons desiring to be heard. The Board of County Commissioners may continue the hearing from time to time. After conclusion of the hearing, the Board of County Commissioners shall adopt a resolution either establishing Duchesne County Special Service District Number 3 or determining that the establishment of the District should be abandoned, or may, in its discretion, reduce the boundaries of the District and establish the District by resolution, as modified.

If, within fifteen (15) days after the conclusion of the hearing, over fifty percent (50%) of the qualified voters of the territory proposed to be included within the District or the owners of over fifty percent (50%) of the taxable value of the taxable property included within the proposed District file written protest against the establishment of the proposed District or against the specified type of service to be provided within the District with the County Clerk, the Board is required by law, in the former instance, to abandon the proposed establishment of the District and, in the latter instance, to eliminate the type of service objected to from the resolution finally establishing the District.

Any person who shall, at or any time prior to the date and time above-specified for the hearing, file a written protest with the County Clerk against the establishment of the District and whose property has been included within the boundaries of the proposed District notwithstanding such protest, may, within thirty (30) days after the adoption of the Resolution establishing the District, apply to the District Court of the Eight Judicial District for a writ of review of the actions of the County in establishing the District, only upon the grounds, however, that his property will not be benefitted by the services authorized to be furnished by the District or that the proceedings taken in the establishment of the District have not been in compliance with law. A failure to apply for said writ of review within the prescribed time shall foreclose all owners of property within the District so established from the right to further object thereto.

Published in the Uintah Basin Standard August 14, 21 & 28, 2007.
Attest: Diane Freston, Clerk/Auditor

RESOLUTION NO. 07-26

A RESOLUTION TO ESTABLISH DUCHESNE COUNTY SPECIAL SERVICE DISTRICT NUMBER THREE (3) TO AUTHORIZE CONSTRUCTION AND/OR IMPROVEMENTS AS SET FORTH IN THE NOTICE OF INTENTION TO CREATE THE DISTRICT FOR THE PURPOSE OF THE CONSTRUCTION, REPAIR, AND MAINTENANCE OF A COUNTY WIDE FIRE PROTECTION, EMERGENCY MEDICAL AND AMBULANCE PROGRAM WHICH SHALL RECEIVE FEDERAL MINERAL LEASE FUNDS

BE IT RESOLVED by the Chairman and Board of Commissioners of Duchesne County, Utah:

Section 1. The board of Commissioners of Duchesne County, Utah (the "Board of Commissioners") believes that the public health, convenience and necessity require the construction of the improvements identified and described in the Notice of Intention concerning the establishment of the Duchesne County Special Service District Number Three (3) (the "District").

Section 2. The Board of Commissioners 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 3. The Board of Commissioners hereby finds that less than 50% of the taxable value of taxable property included within the proposed special service district have filed written protests against the establishment of said district or against the specified type of service, within said district, proposed to be furnished.

Section 4. The improvements proposed and described in the Notice of Intention to create the District are hereby authorized, and the District is hereby created.

Section 5. 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 Sections17A-2-1301 through 17A-2-1332 of the Utah Special Service District Act. If at any point in the future the eligible voters of Duchesne County authorize the power to levy a tax, by election, said Administrative Control Board shall have the power to levy a tax on the taxable property of the District, to issue bonds payable from taxes and to call or hold an election for the authorization of the tax or bonds with the approval of the Board of Commissioners.

Section 6. Administrative Control Board members shall be paid at a per diem rate to be set by

resolution of the Board of Commissioners.

Section 7. The membership of the Administrative Control Board of the District shall consist of three (3) members, each of whom shall be appointed by the Board of Commissioners. The Board of Commissioners shall appoint two (2) initial members to serve two-year terms and the remaining one (1) members to serve four-year terms, the determination of who shall serve in each category to be made by lot. Said terms shall commence on January 1, 2008.

Vacancies of the appointed members of the Administrative Control Board, other than by expiration of term, shall be filled by appointment of the Board of Commissioners for the unexpired term of the members whose vacancy is filled.

PASSED this 17th day of September 2007. By the Board of County Commissioners.

Members:	Vote Aye	Nay
Kent Peatross	✓	
William R. Harrison	✓	
Kirk Wood	✓	

ATTEST:

Diane Freston
County Clerk/Auditor.

THE BOARD OF DUCHESNE COUNTY

COMMISSIONERS:

Kent R. Peatross, Chairman

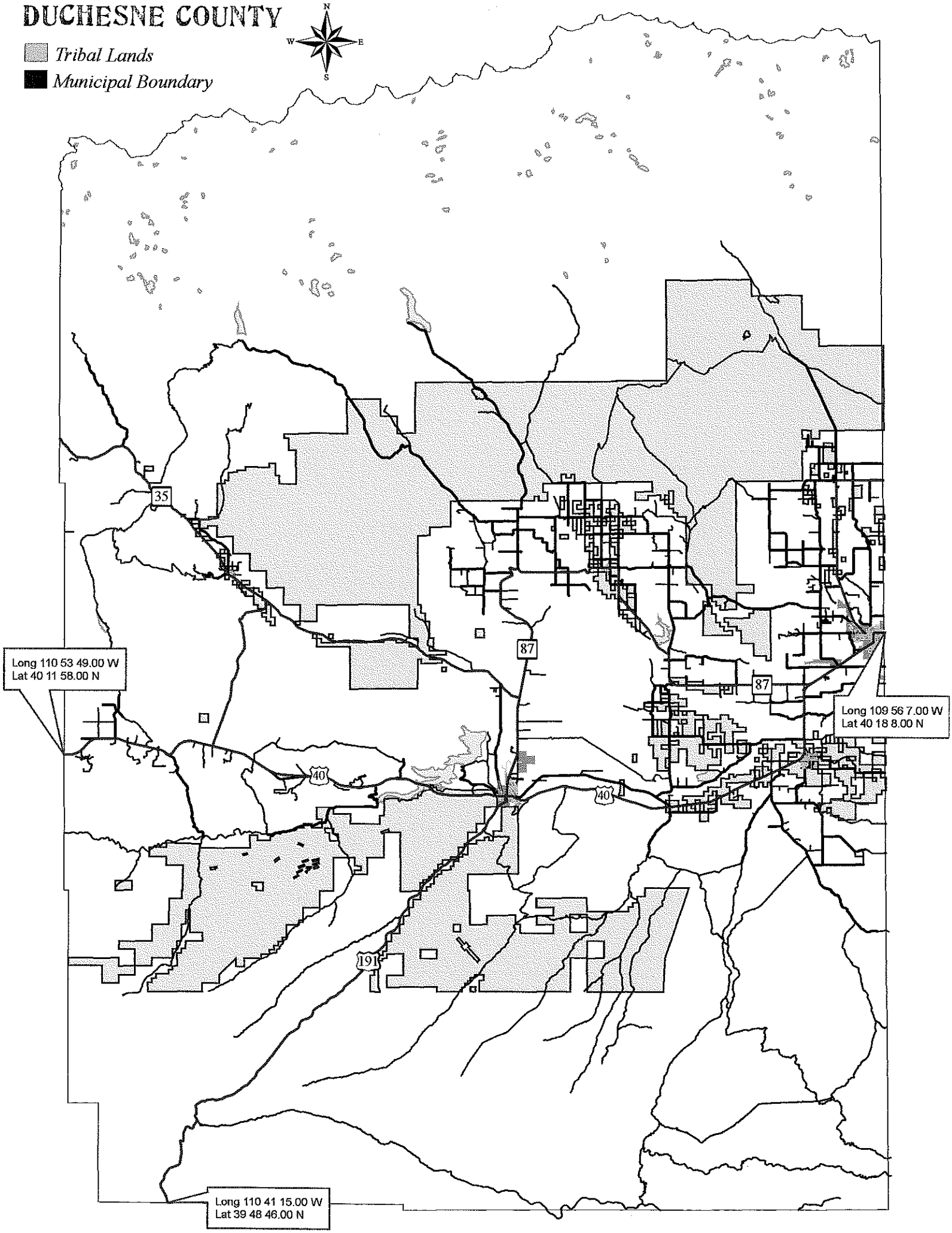
W. Rod Harrison, Member

Kirk Wood, Member

DUCHESNE COUNTY

Tribal Lands

Municipal Boundary



CERTIFICATION OF COMPLIANCE WITH THE REQUIREMENT OF U.C.A. 17A-2-1303-1311 IN THE CREATION OF THE DUCHESNE COUNTY SPECIAL SERVICE DISTRICT NUMBER THREE

I, W.R. (Rod) Harrison, Chairman of the Board of Commissioners of Duchesne County do hereby certify that I have reviewed the requirements of the aforementioned Utah Statute regarding the creation and modification of Special Service Districts. With the assistance of Legal Counsel Duchesne County has proceeded to follow the directives of the aforementioned statutory framework in the creation and modification of this district. Specifically, the following steps were taken to insure that all required actions were taken to properly form or modify those districts:

1. This district is an authorized, single purpose district under 17A-2-1304;

2. A Resolution was passed in open meetings declaring the need for this district and describing the boundaries of the district to be that of Duchesne County. The resolution further stated the services which the district would provide and designated a name for the district.

3. A notice of intention to establish the district was made by the County Clerk and was published in accordance with 17A-2-1308 in the newspaper having general circulation in Duchesne County.

4. All resolutions referenced herein were made in open meetings where public comment was solicited. A special public informational meeting was held on the 10th day of September, 2007, after proper notice was made of that public meeting, where the issues concerning the formation of the districts were presented. The final public hearing was held the 17th day of September, 2007.

6. No written protests regarding the formation of the districts were received within fifteen days after the last public hearing. The Board of Duchesne County Commissioners, having fully considered all input, and having determined that the overwhelming opinion of the electorate was

supportive of the creation and modification of the districts thereafter passed a resolution creating and modifying the districts.

I hereby certify the formation of the above-referenced Special Service District was made in compliance with the requirements of Utah law.

W.R. (Rod) Harrison
Chairman, Duchesne County Commission

ATTEST:

Diane Freston, Clerk/Auditor

DUCHESNE COUNTY ATTORNEY'S OFFICE
Jonathan A. Stearmer
Deputy Duchesne County Attorney, Civil
PO Box 346, Duchesne, Utah 84021
435-738-1145

March 11, 2008

The Honorable Gary Herbert
Lieutenant Governor, State of Utah
State Capitol Complex, Suite E325
Salt Lake City, Utah 84114

Re: Certified Map of Boundaries of Special Service District

Mr. Lieutenant Governor:

Attached hereto you will find an amended map of Duchesne County, certified by the Duchesne County Surveyor certifying that map to be the boundaries of Duchesne County. It is my understanding that this format substantially follows the format provided by Uintah County in creating their Special Service Districts. Thus, I anticipate that this map will be sufficient.

Please let me know if there is anything else I need to provide. I appreciate the opportunity of working with your office.

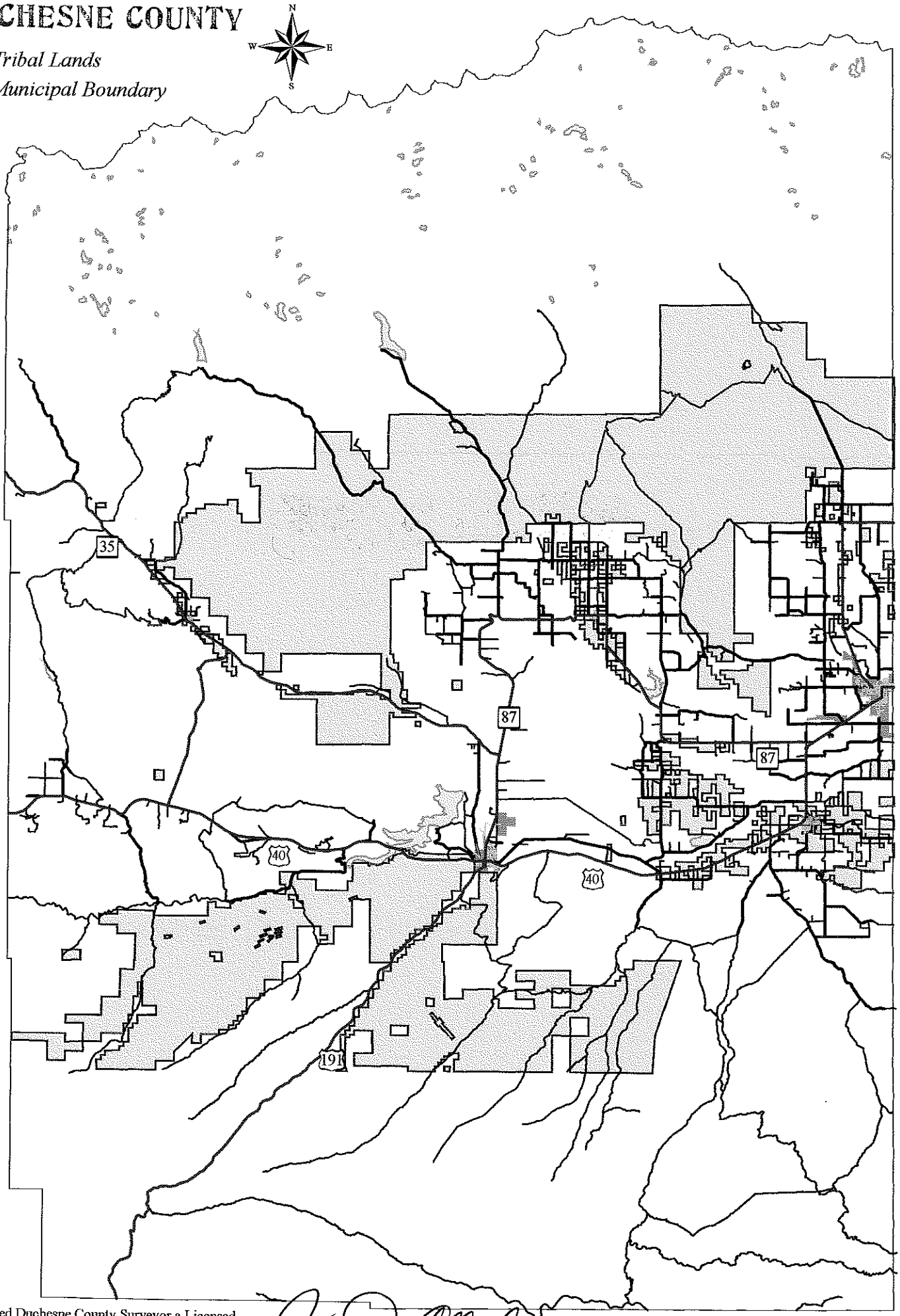
Sincerely,

Jonathan A. Stearmer
Deputy Duchesne County Attorney

DUCHESNE COUNTY

Tribal Lands

Municipal Boundary



I Jerry Allred Duchesne County Surveyor a Licensed Surveyor in the State of Utah certify that this is a map of Duchesne County

Signed Jerry D. Allred