STATE OF UTAH

OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, GREG BELL, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of annexation from COALVILLE CITY, dated January 26th, 2009, 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 COALVILLE CITY, 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 21st day of September, 2009 at Salt Lake City, Utah.

GREG BELL
Lieutenant Governor

COALVILLE CITY
ORDINANCE NO. 2009-1

AN ORDINANCE FOR THE ANNEXATION TO COALVILLE CITY OF APPROXIMATELY 39.98 ACRES OF PROPERTY OWNED BY RAYMOND REES & SONS LIVESTOCK:

WHEREAS, Raymond Rees & Sons Livestock (herein "Petitioner") has filed its Petition (herein "the Petition") requesting that Coalville City annex 39.98 acres of real property owned by the Petitioner and more particularly described on Exhibit "A" attached hereto and by reference made a part hereof (herein "the Property"); and,

WHEREAS, the legal requirements for annexation as set forth in Title 10, Chapter 2, Part 4, Utah Code Annotated 1953, as amended, including the amendments made through the laws of 2007, have been fully complied with, including, without limitation, acceptance of the Petition by the Municipal Legislative Body, review consideration and recommendations by the Planning Commission, review and consideration of the Petition by the City Council and the conduct of all necessary public hearings; and,

WHEREAS, the Coalville City Council has heretofore approved the annexation subject to negotiation and execution of an annexation agreement which sets forth the terms and conditions for annexation; and,

WHEREAS, the City Council, after careful consideration of the issues relating to annexation of the Property, has determined that it is in the public interest and in furtherance of the public health, safety and welfare of the citizens of Coalville City, to grant the Petition and to annex the Property.

Received

SEP 0 8 2009

May Sun 9/8

Lieutenant Governor

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF COALVILLE CITY AS FOLLOWS:

1. The Property, particularly described on Exhibit "A" attached hereto and by reference made a part hereof, is hereby annexed to Coalville City and the boundaries of the City are hereby adjusted in accordance with the annexation.
2. The annexation is subject to the terms and conditions set forth in the Annexation Agreement executed by the City and the Petitioner.
3. This Ordinance shall take effect on the date of publication of the same in the Summit County Bee.

DATED this 26th of January, 2009

ATTEST:

Chantel E Pace
City Recorder

COALVILLE CITY:

Mayor

Councilmember Beames	Voted____
Councilmember Boyer	Voted____
Councilmember Crittenden	Voted____
Councilmember Richins	Voted____
Councilmember Scholes	Voted____

When recorded please return to:
Coalville City Municipal Corporation
Attn: City Recorder
10 North Main Street
P.O. Box 188
Coalville, Utah 84017

ANNEXATION AGREEMENT FOR THE RAYMOND REES & SONS LIVESTOCK PROPERTY

This Annexation Agreement is made by and between Coalville City Municipal Corporation (the "City") and Tim C. Rees, Rebecca R. Ovard, Kathy Jean Kercher, Kerry Hull and Raymond Rees & Sons Livestock, (hereafter collectively referred to as "Petitioner") to set forth the terms and conditions under which Coalville City will annex land owned by Petitioner into the corporate limits of Coalville City and extend municipal services to that property. Coalville City's approval for annexation has been granted subject to execution and delivery of this Agreement by the parties hereto. In consideration of Coalville City's agreement to annex Petitioner's property and in consideration of the mutual promises contained herein, the parties agree that the terms and conditions of annexation shall be as follows:

1. Property – The Property to be annexed is approximately 40.43 acres, depicted on Exhibit "A" and more fully described on Exhibit "B", and incorporated herein by reference (hereafter referred to as the "Property") of which Petitioners are owners of record of approximately 32.814 acres. The annexation excludes any property lying west of Interstate 80.

2. Zoning – The Property to be annexed shall be zoned consistent with the criteria of the existing zone classifications within the City. The zone district classifications of the annexed Property shall be as described and depicted on Exhibits "A" and "B". The R-2 Zone shown on Exhibit A is bounded on the east by the Hoytsville Road right of way and the R-2 zone extends 500 feet west from the right of way. The AG zone covers the balance of the property to the west, to the Interstate Highway right of way.

3. Development Approval – Any and all development on the Property shall require compliance with Coalville City Development Code and all other ordinances, regulations and applicable provisions for development in Coalville City, including but not limited to Planning Commission and City Council approval. Density, roads, lot locations, open space, trails, infrastructure and other parameters of development of the Property that may be applicable shall be addressed during the development approval process.

4. Density – The total density consistent with the zoning classifications allowed for the entire Property at the time of annexation, as set forth on the zoning map attached hereto as Exhibit "A", shall not exceed the maximum density available under the Coalville City Development Code.

5. Roads and Road Design – All streets, roads and trails that may be improved on the Property shall be constructed and maintained by the Petitioner in accordance with the City Engineering Standards and Specifications.

6. Sanitary Sewer – Any sanitary sewer connections shall be determined as part of a development approval process for the Property and/or in connection with building permit applications.

7. Water Rights – Petitioner agrees that as a condition to final approval of any development, Petitioner shall be required to reserve sufficient water rights to supply the requirements of the development. Petitioner shall submit evidence of ownership of sufficient water rights prior to final approval of any subdivision plat or development. Contemporaneous with final approval of any development, Petitioner shall convey to the City, free of all liens and encumbrances, all water rights required to serve the municipal and irrigation water requirements of the development. If the water requirements for either culinary or irrigation or both purposes cannot be met by water rights acquired by Petitioner with the Property, then Petitioner may meet the shortfall by providing Weber Basin Water Conservancy District water, so long as the Petitioner is and shall remain responsible for any additional and ongoing costs created by use of that water for the Development, including fees, costs and lease payments due Weber Basin. Additionally, should the City have surplus culinary water rights available, it may, in its sole discretion, provide such water rights to meet all or part of the culinary needs of a development upon the Petitioner's payment to the City of the reasonable value of such water rights. In such event, the "in lieu payment" shall satisfy the Petitioner's obligation to furnish culinary water to the extent the City shall provide and the Petitioner shall pay for the same. Petitioner, with the cooperation of the City, shall undertake the burden and expense of all change applications required to convert water rights to the City's municipal use and for changing the points of diversion, nature of use and place of use of those rights as shall be reasonably required by the City. Petitioner shall be responsible for all administrative and legal expenses incurred in acquiring final approval of such change applications. The City shall not accept any water right which is not approved for diversion from a fully developed water source approved by the Utah Division of Water Rights, and, where necessary, by the Utah Division of Drinking Water, such as a well or spring owned by or to be conveyed to the City and which source is capable of delivering the water to be conveyed to the City. If the Petitioner fails to comply with the water rights requirements of this paragraph regarding any phase of the Development, the City may withhold all future development or building permits from that phase and any remaining phases of the Development until the Petitioner complies.

8. Water System – The water system, culinary and pressurized secondary for any development shall be designed and constructed in accordance with plans and specifications approved by the City and by any regulatory authority having jurisdiction.

9. Off-site Infrastructure Expansion and Extension - The Petitioners shall be responsible for the cost and installation of any enlargements, extensions or expansions of the City's existing infrastructure for municipal water, secondary water and sewer systems as shall be required to serve the Property, together with any cost or expense which may be incurred for the expansion of utilities services, including telephone, gas and other utilities resulting from the necessity to serve the Property. The City, at its sole discretion may up-size infrastructure systems to provide for additional capacity above and beyond the requirements of the annexed Property. The City shall be responsible for all additional costs incurred as a result of such up-sizing of infrastructure facilities.

10. Preliminary and Final Plats – Preliminary and final plats for any development of the Property shall follow a normal thorough planning process in accordance with the conditions of approval and consistent with the provisions of this Agreement and the Coalville City Development Code.

11. Planning Review Fees – Petitioner is responsible for any and all subdivision engineering, construction, inspection and other applicable fees required by the City at the time of application.

12. Impact and Building Fees – Petitioner shall pay all generally applicable impact, building permit and plan check fees or other applicable fees due for construction on the annexed land at the time of application or prior to issuance of building permits.

13. Snow Removal and Storage – The Developer may be responsible to remove or provide for the removal of snow from any private streets that are constructed on the Property.

14. Governing Law – The Petitioner will hold harmless, indemnify and defend the City, Mayor, members of the City Council and the employees, agents and contractors and the heirs, personal representatives, successors and assigns of each of them (collectively "Indemnified Parties") from and against all liabilities, penalties, costs, losses, damages, expenses, causes of action, claims, demands or judgments, including, without limitation, reasonable attorney's fees arising from or in any way connected with the annexation.

15. Compliance with Municipal and State Law – Petitioners and their agents shall be required to comply with all of the requirements of the Coalville City Development Code and all other municipal ordinances and regulations pertaining to the Property and to the development of the same and with all applicable laws, rules and regulations of the State of Utah and of its departments and agencies.

16. Full Agreement – This Agreement contains the full and complete agreement of the parties regarding the annexation. There are no other agreements in regard to the annexation of the Property. This Agreement may be amended only by a written instrument signed by all parties hereto.

17. Sensitive Land Development – Petitioner acknowledges that the Property may constitute an area that would be governed by the Coalville City Sensitive Land guidelines, including restrictions with respect to wet lands, expansive soils, hazardous materials and other applicable codes and provisions.

DATED this _____ day of June, 2009.

ATTEST:

COALVILLE CITY MUNICIPAL CORPORATION:

Chantel E Pace
City Recorder

By: _____
Its Mayor

PETITIONERS:

Tim C. Rees
Tim C. Rees

Rebecca R. Ovard
Rebecca R. Ovard

Kathy Jean Kercher
Kathy Jean Kercher

Kerry Ann Hull
Kerry Hull

(signatures continued on subsequent page)

STATE OF UTAH)
: ss.
COUNTY OF SUMMIT)

On the 2ND day of July, 2009, personally appeared before me, Tim C. Rees, the signer of the within instrument, who duly acknowledged to me that he executed the same.

NOTARY PUBLIC

Notary Public
DENISE E. SMITH
Commission #574662
My Commission Expires
June 23, 2012
State of Utah

STATE OF UTAH)
: ss.
COUNTY OF SUMMIT)

On the 2ND day of July, 2009, personally appeared before me, Rebecca R. Ovard, the signer of the within instrument, who duly acknowledged to me that she executed the same.

NOTARY PUBLIC

Notary Public
DENISE E. SMITH
Commission #574662
My Commission Expires
June 23, 2012
State of Utah

STATE OF UTAH)
: ss.
COUNTY OF SUMMIT)

On the 2ND day of July, 2009, personally appeared before me, Kathy Jean Kercher, the signer of the within instrument, who duly acknowledged to me that she executed the same.

NOTARY PUBLIC

Notary Public
DENISE E. SMITH
Commission #574662
My Commission Expires
June 23, 2012
State of Utah

STATE OF UTAH)
: ss.
COUNTY OF SUMMIT)

On the 2ND day of July, 2009, personally appeared before me, Kerry Hull ~~Rebecca R. Ovard~~, the signer of the within instrument, who duly acknowledged to me that she executed the same.

NOTARY PUBLIC

Notary Public
DENISE E. SMITH
Commission #574662
My Commission Expires
June 23, 2012
State of Utah

RAYMOND REES & SONS LIVESTOCK, a Utah Corporation

By: Rebecca R. Ward
Its Secretary

STATE OF UTAH)
: ss.
COUNTY OF SUMMIT)

NOTARY PUBLIC
SHANE SERIGHT
579041
My Commission Expires
JUNE 28 2013
STATE OF UTAH

On the 8TH day of July, 2009, personally appeared before me CHANTEL PACE and DUANE SCHMIDT, the city recorder and mayor respectively. DUANE SCHMIDT, being duly sworn did say that he is the mayor of Coalville City. CHANTEL PACE, being duly sworn did say that she is the city recorder of Coalville City. DUANE SCHMIDT and CHANTEL PACE did say, each for themselves, that the within and foregoing instrument was signed on behalf of said municipal corporation by authority of a resolution of its city council and they duly acknowledged to me that the said municipal corporation executed the same.

Shane Seright
NOTARY PUBLIC

STATE OF UTAH)
: ss.
COUNTY OF SUMMIT)

On the 2ND day of July, 2009, personally appeared before me, Rebecca R. Ward, the Secretary of RAYMOND REES & SONS LIVESTOCK, the signer of the within instrument, who duly acknowledged to me that he/she executed the same in the capacity of Secretary of RAYMOND REES & SONS LIVESTOCK.

Denise E. Smith
NOTARY PUBLIC

Notary Public
DENISE E. SMITH
Commission #574682
My Commission Expires
June 23, 2012
State of Utah

EXHIBIT A

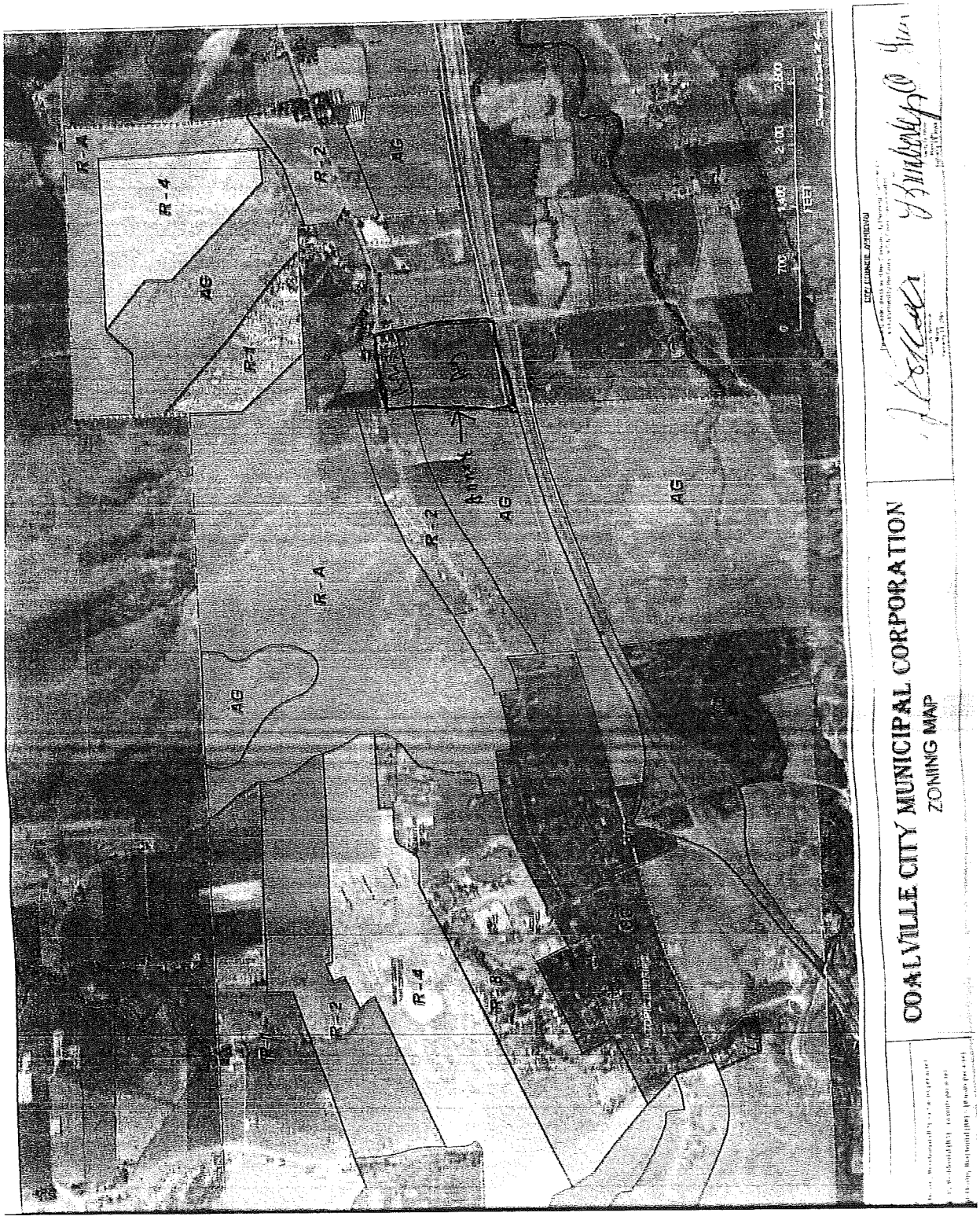

COALVILLE CITY MUNICIPAL CORPORATION
ZONING MAP
R-A
R-4
AG
R-1
R-2
R-B
0
700
1,400
2,100
2,800
FEET

EXHIBIT B:

FIRST PARCEL: Beginning 22 rods South of the Northwest corner of Section 21, Township 2 North, Range 5 East, Salt Lake Base and Meridian; thence North 86°0' East 112.2 rods; thence South 40 rods; thence South 86°0 West 112.2 rods; thence 40 rods to the point of beginning. Containing 28 acres. Less 3.47 acres to Highway I-80-4 (M5-485), less 0.79 acres Highway I-80-4 (M5-485, subject to easement for M5-485, less 0.20 acres M85-722 (NS- 490) QWD-264, less 0.10 acres 397-474 (NS-490), less 0.276 acres 397-476 (NS-490-A); leaving a remaining balance of 23.164 acres.

Excluding however any acreage of the foregoing lying west of Interstate 80.

And

SECOND PARCEL: Beginning at the North West corner of Section 21, Township 2 North, Range 5 East 26.47 chains, thence East 26.47 chains, thence South 11 degrees 30 minutes East 4 chains, thence South 86 degrees 0 minutes West 27.25 chains; thence North 5.37 chains to the point of beginning. Containing 12.43 acres, less 0.81 acres Rail Road Right-of Way, less 1.97 acres Highway Right –of Way 80-4 (M5-485) Subject to Easement BM5-485 SWD 620 M56-14; leaving a remaining balance of 9.65 acres.

Excluding however any acreage of the foregoing lying west of Interstate 80.

Certification of Annexation Petition

I, Chantel Pace, City Recorder, do hereby certify that the petition of annexation submitted to Coalville City by the Estate of Clifton R. Rees, for annexation of approximately 39.98 acres of land in Summit County, Utah which parcel is contiguous to the south west boundaries of Coalville City, complies with the legal requirements of the State Code 10-2-402 & 403 in that it:

a. It is a contiguous area;
b. It is contiguous to Coalville City;
c. The area is within the proposed annexing expansion area of Coalville City;
d. does not create an unincorporated island or peninsula;
e. contains the signature of the owners of private property that hold more than 100% of the property and 1/3 the assessed value of the property;
f. is accompanied by a plat which has been prepared by a licensed surveyor;
g. and the petition contact has been named as the Estate of Clifton R. Rees, Representative Tim Rees whose mailing address is 658 S. Main Street, Coalville, UT 84017 and phone (435) 336-2279.

Chantel E. Pace

Chantel E. Pace, Coalville City Recorder

9/9/08

Date

Public Notice of Certification of Annexation Petition

Pursuant to Utah State Code Ann. 10-2-406 Coalville City hereby gives notice as follows:

1. A petition for Annexation has been received in the office of the Coalville City Recorder for the purpose of requesting the annexation of the following parcel of land. Said compete petition was received on September 11, 2007. The Coalville City Council heard the petition at their regularly scheduled meeting on September 8, 2008 and acted to accept the petition for consideration;
2. On September 9, 2008 the Coalville City Council received the required Notice of Certification for the City Recorder certifying that the petition satisfies the requirements of state law.
3. The area proposed for annexation is located west of the current municipal boundary, more specifically described as follows:

   A tract of land in the Northwest Quarter of Section 21, T2N, R5E, SLB&M and having a Basis of Bearing taken as North between the Northwest Corner and West Quarter Corner of said Section 21 described as follows:

   Beginning at the Northwest Corner of Section 21, T2N, R5E, SLB&M and running thence South 89 degrees 34'42" East 1750.37 feet along the section line more or less to the State Highway; thence South 11 degrees 30'00" East 229.13 feet to a point on the North Line of Parcel NS-488;the next (3) courses along said Parcel NS-488, thence North 86 degrees 00'00" East 51.61 feet; thence South 660.00 feet; thence South 86 degrees 00'00" West 1852.00 feet to a point on the West line of section 21; thence North 1023.00 feet along the Section Line to the POINT OF BEGINNING; said described tract containing 39.98 Acres, more or less.

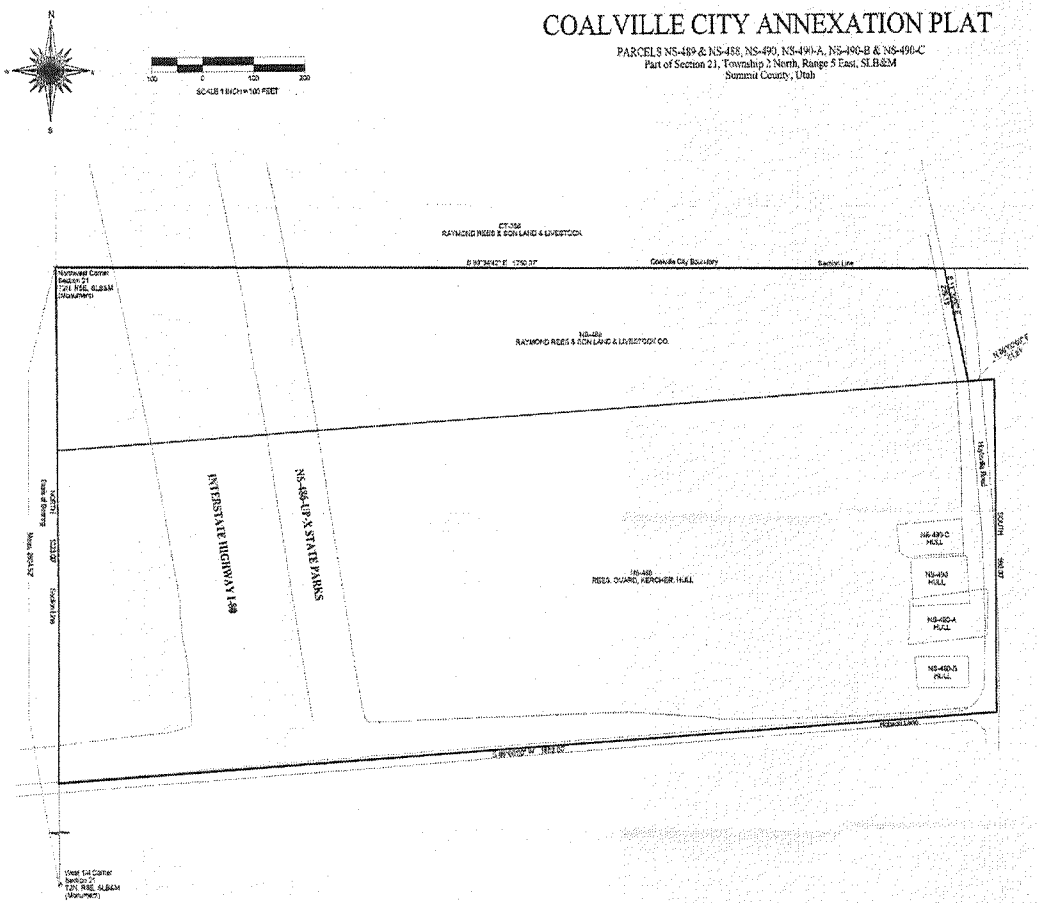
4. The complete annexation petition is available for inspection at the office of the Coalville City Recorder, 10 North Main, Coalville, UT 84017.
5. Coalville City may grant the petition(s) and annex the areas described in the Petition(s) unless a written protest to the annexation petition(s) is filed with the Summit County Clerk at 60 N. Main, Coalville, UT 84017 and a copy delivered to the Coalville City Recorder at 10 N. Main, Coalville, UT 84017 on or before October 8, 2008. Protests to the annexation petition may be filed by the legislative body or governing board of an affected entity in accordance with State Code Section 10-2-407.

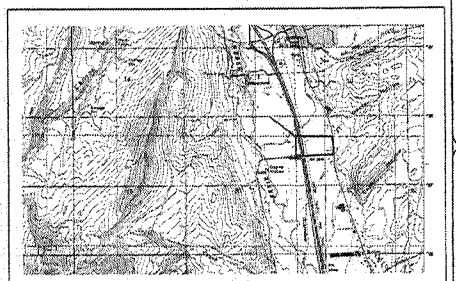
Chantel E. Pace, City Recorder

Published September 12, 2008; September 19, 2008; and September 26, 2008; in the Summit County News.

COALVILLE CITY ANNEXATION PLAT

PARCELS NS-489 & NS-488, NS-490, NS-490-A, NS-490-B & NS-490-C
Part of Section 21, Township 2 North, Range 5 East, SLB&M
Summit County, Utah





VICINITY MAP

Annexation Description

A tract of land located in the Northeast Quarter of Section 21, T2N, R5E, SLB&M and having a Bearing Basis as North between the Northeast Corner and the West Quarter Corner of said Section 21 described as follows:

Beginning at the South end of Center of Section 21, T2N, R5E, SLB&M and running thence South 89° 34' 42" East 1750.37 feet along the section line center of line of the State Highway; thence South 00° 24' 00" East 20.33 feet to a point on the North Line of Parcel NS-484, the next 13 courses are along said Parcel NS-484: thence North 89° 00' 00" East 23.41 feet; thence South 64°00' East thence South 70° 02' 07" East 102.00 feet to a point on the West line of Section 21; thence North 00°00' 00" East along the Section Line to the POINT OF BEGINNING: said described tract containing 3.98 Acres more or less.

Notes:

1. Becky Guard requested that the above described Annexation description and map be prepared for the purpose of annexing Parcels NS-489 & NS-489. This annexation also results in the annexation of Parcels NS-490, NS-490-A, NS-490-B & NS-490-C.

2. The Basis of Bearing for this map is North between the West 1/4 Corner and the Northwest Corner of Section 21, T2N, R5E, SLB&M.

3. The purpose of this map is to extend the boundary of the Coalville City Boundary. The lands are Parcels NS-488 and NS-489 were used to extend the line. This map does not represent a boundary survey of Parcels NS-490, NS-490-A, NS-490-B or NS-490-C. This annexation also includes portions of the State Parks and Recreation, Utah Park, (former Union Pacific Railroad Line) and a portion of Interstate 80.

Surveyor Certificate

I, Paul Kerr, a Licensed Professional Land Surveyor as prescribed by the Laws of the State of Utah and holding License No. 304250, do hereby certify that I have made a survey or a field survey was made under my direction of the described property by using the courses describing Parcels NS-489 & NS-489 and that the plat hereon is a true and correct representation of said survey for the purpose of annexation.

PAUL KERR
No. 304250
STATE OF UTAH

FINAL LOCAL ENTITY PLAT APPROVAL

APPROVED AS TO FORM Summit County Surveyor	COUNTY SURVEYOR FILING State of Utah County Summit
Approved in compliance with Section 17-23-20 of the Utah Code This 24 day of August 2007 Summit County Surveyor By: Paul E. Kerr Acting Deputy County Surveyor	No. 304250 PAUL E. KERR STATE OF UTAH

COALVILLE CITY COUNCIL

Approved by the Coalville City Council this 24th day of August A.D. 20 07. At which time this exhibit was adopted and approved.

Charlie E. Pace
Clerk/Attest

RECORDER

NO.
State of Utah, County of Summit
Recorded and Filed at the request of _____
Date _____ / 20 _____ Time _____
Fee $ _____
County Recorder

FILE NO. S0007036

HIGH MOUNTAIN SURVEYING, LLC
P.O. Box 416
1125 South Hoytsville Road
Coalville, Utah 84017
(435) 336-4210

SHEET 1 OF 1

DRAWN BY: PCF
CHECKED BY: PCF
DATE: August 07, 2006

ANNEXATION MAP
Prepared for: Becky Guard
Parcels NS-489 & NS-488
Part of Section: 21, T2N, R5E, SLB&M
Coalville, Summit County, Utah

S-7036

STATE OF UTAH

OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, GREG BELL, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of annexation of the EASTERN SUMMIT COUNTY WATER CONSERVANCY SPECIAL SERVICE DISTRICT, dated July 29th, 2009, complying with Section 17D-1-403, 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 the EASTERN SUMMIT COUNTY WATER CONSERVANCY 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 7th day of December, 2009.

GREG BELL
Lieutenant Governor

DAVID R. BRICKEY
COUNTY ATTORNEY

SUMMIT COUNTY

Summit County Courthouse $ 60 N. Main $ P.O. Box 128 $ Coalville, Utah 84017
Telephone (435) 3363206 Facsimile (435) 3363287
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

August 24, 2009

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

Re: Certification of Annexation / Withdrawal from 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., the Summit County Council recently both annexed and withdrew certain real property from the boundaries of the Eastern Summit County Water Conservancy Special Service District. Please find enclosed a copy of the notices of impending boundary action and approved final local entity plat that meets the requirements of UCA §67-1a-6.5. I understand that once these documents are received and assuming all requirements are met, your office will issue certificates of withdrawal and annexation, at which point the new district boundaries will be official. Upon your issuance of a certificate of annexation and a certificate of withdrawal, we shall file the necessary records with the Summit County Recorder. 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. Enclosures

Received
NOV 18 2009
Map Sent 11-18
Greg Bell
Lieutenant Governor

Notice of Impending Boundary Action

Pursuant to Utah Code Annotated §67-1a-6.5, the County Council of Summit County hereby provides the Lieutenant Governor's Office written notice of an impending boundary action that effects Summit County and the Eastern Summit County Water Conservancy Special Service District.

The SCC seeks a certificate of annexation as it relates to the Eastern Summit County Water Conservancy Special Service District. Pursuant to UCA §17D-1-101 et. seq., the Summit County Council created the Eastern Summit County Water Conservancy Special Service District on December 17, 2008. In doing so, it inadvertently excluded portions of territory from the District's boundaries. On July 29, 2009, the Council adopted a resolution to annex territory into the boundaries of the District.

The Summit County Council hereby certifies that the attached constitutes a true and correct copy of the Resolution annexing territory into the boundaries of the Eastern Summit County Water Conservancy Special Service District. The Summit County Council further certifies that all the requirements for the annexation of territory into the boundaries of the Eastern Summit County Water Conservancy Special Service District have been complied with pursuant to Utah Code Annotated §17D-1-101 et. seq.

CHAIRPERSON OF THE SUMMIT
COUNTY COUNCIL

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said County this 29th day of July, 2009.

COUNTY CLERK

COUNTY CLERK'S SEAL
SUMMIT COUNTY
1854
STATE OF UTAH

RESOLUTION NO. 2009-19

A RESOLUTION TO ANNEX CERTAIN AREA INTO THE EASTERN SUMMIT COUNTY WATER CONSERVANCY SPECIAL SERVICE DISTRICT, SUMMIT COUNTY, UTAH.

WHEREAS, on April 16, 2008, the Summit County Board of County Commissioners ("BCC") enacted Resolution No. 2008-11, a resolution declaring the intent of Summit County to create a special service district to provide oversight and management of waste water facilities within the boundaries of eastern Summit County. Said resolution stated that the proposed district would be created pursuant to under 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. Resolution 2008-11 stated that the boundaries of the proposed special service district were to be coterminous with the Eastern Summit County Development Code and Zone District Map, as established by the BCC by Ordinance 278 on May 6, 1996, as amended. The Resolution also provided for a public hearing to be held on May 21, 2008 on the establishment of the district, and

WHEREAS, on May 21, 2008, 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. 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 15 days thereafter; and

WHEREAS, the BCC adopted Resolution No. 2008-32 on December 17, 2008, which created the Eastern Summit County Water Conservancy Special Service District ("the District"); and

WHEREAS, when the District was created on December 17, 2008 by Resolution No. 2008-32, it was the intent of Summit County to create a district whose boundaries were coterminous with the Eastern Summit County Development Code and Zone District Map, as stated in Resolution 2009-11. However, the final boundaries for the District included in Resolution No. 2008-32 inadvertently *excluded* two portions of land from the boundaries of the district, despite the fact that the two portions of excluded land are in fact included within the boundaries of the Eastern Summit County Development Code and Zone District Map. When the public hearing was held on May 21, 2008, the public was on notice that the excluded portions were intended to be included within the boundaries of the proposed district;

WHEREAS, pursuant to UCA §17D-1-401, a county legislative body may annex an area to an existing special service district to provide to that area a service that the special service district is authorized to provide and must follow the same process to annex property as if it were creating a new special service district; and

WHEREAS, the boundaries of the area to be annexed into the District are as set forth in Exhibit A 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 area to be annexed into the District providing the same services supplied by the District; and,

WHEREAS, no incorporated cities or towns presently existing within the boundaries of the area to be annexed into the District shall be included within the District boundaries; and

WHEREAS, to start this process, on May 27, 2009, the Summit County Council "SCC" enacted Resolution No. 2009-15 to initiate proceedings for the annexation of the property described in Exhibit A into the District (the "Resolution Initiating Proceedings"; and

WHEREAS, per the Resolution Initiating Proceedings, pursuant to UCA §17D-1-101 et. seq., the Summit County Clerk gave notice of the intention of the County to annex property into the 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: May 29, June 5, June 12, and June 19, 2009. The notice was also published in the Park Record, a newspaper published in and having general circulation in Summit County, Utah on the following dates: May 30, June 6, June 13, and June 20, 2009; and

WHEREAS, pursuant to the Resolution Initiating Proceedings, on June 24, 2009 in Commissioner Chambers of the Summit County Courthouse, 60 North Main Street in Coalville, Utah, a public hearing was duly held on the annexation of the property described in Exhibit A into the District at which time interested persons had the opportunity to protest the annexation. The SCC heard and considered all interested persons desiring to be heard and full consideration was given by the SCC to any written protests filed; and

WHEREAS, general inquiries but no oral protests to annexation of property into 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 SCC of Summit County, Utah, has examined and fully considered the matter;

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

Section 1. The SCC has heretofore considered each and every protest filed and has heard each and every person who wished to be heard in protest against the annexation of property into the District. No written protests were filed with regard to the proposed annexation.

Section 2: The SCC, 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 area proposed to be annexed into the District or property owners of 0%, or less than 33% of the taxable value of the taxable property included within the area proposed to be annexed into the District filed protests opposing creation of the District.

Section 4: The SCC hereby finds and determines that no part of the territory included within the boundaries of the area proposed to be annexed into 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 that will be annexed into the District. In the event that unincorporated areas of Summit County within annexation declaration areas or within the boundaries of the incorporated cities and towns' annexation policy plans desire to annex portions of land within those incorporated cities and towns, the BCC may, by resolution, approve the withdrawal of these specifically described areas from the District upon a determination that these areas should not or cannot be supplied with the services of the District.

Section 5: The territory proposed for annexation to the Eastern Summit County Water Conservancy Special Service District is set forth specifically in Exhibit A to this Resolution, which is incorporated herein as though fully set forth.

Section 6: The services which shall be provided within the area proposed for annexation to the District are all of the services which are provided in the Eastern Summit County Water

Conservancy Special Service District at the time and date of this resolution, i.e., to provide oversight and management of any and all waste water facilities within Eastern Summit County, including but not limited to the establishment of rules promulgated by the Summit County Board of Health to regulate and manage such facilities, the possible future acquisition and/or construction of waste water facilities, systems or improvements to be located within the District, together within necessary appurtenances and equipment therefore. The SCC is empowered to collect service charges and/or levy taxes in order to fairly and equitably provide the services authorized. The District is entitled to enact regulations to accomplish the lawful and legitimate purposes of the District.

Section 7: 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 8: The provisions of the District's Governing Ordinance adopted by the SCC on May 20, 2009 govern the procedures for the management of the District as well as the procedures of the management of this newly annexed property into the boundaries of the District.

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

Section 10: Pursuant to UCA §17D-1-403, within thirty (30) days after the SCC adopts this Resolution, the SCC shall file with the Lieutenant Governor's Office a copy of a notice of an

impending boundary action as defined by UCA §67-1a-6.5 that meets the requirements of UCA §67-1a-6.5(3) and a copy of an approved final local entity plat as defined by UCA §67-1a-6.5. Upon the Lieutenant Governor's issuance of a certificate of annexation, the SCC shall, pursuant to UCA §67-1a-6.5, submit to the Summit County Recorder the original notice of an impending boundary action, the original certificate of annexation, the original approved final local entity plat; and a certified copy of the resolution approving the annexation. Until these records are recorded, the County may not levy or collect a property tax for special service district purposes on property within the annexed area and the District may not levy or collect an assessment on property within the annexed area or charge or collect a fee for service provided to property within the annexed area.

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 29 day of July, 2009.

Chairperson

ATTEST:

County Clerk

Exhibit A

LANDS TO BE ANNEXED INTO THE EASTERN SUMMIT COUNTY WATER CONSERVANCY SPECIAL SERVICE DISTRICT.

PARCEL NO 1
THAT PORTION OF SUMMIT COUNTY LYING WESTERLY OF THE FOLLOWING DESCRIBED LINE.

BEGINNING AT THE POINT OF INTERSECTION OF THE NORTH LINE OF SECTION 20 TIN, R4E OF THE SALT LAKE BASE AND MERIDIAN AND THE SUMMIT COUNTY/MORGAN COUNTY BOUNDARY LINE. SAID POINT ALSO BEING LOCATED ON THE WESTERLY LINE OF THE EXISTING EASTERN SUMMIT COUNTY WATER CONSERVANCY SPECIAL SERVICE DISTRICT, AND RUNNING THENCE NORTH ALONG THE WESTERLY LINE OF SAID WATER DISTRICT BOUNDARY LINE TO THE INTERSECTION OF THE NORTH LINE OF SECTION 29, T4N, R4E SLB&M AND THE SUMMIT COUNTY/MORGAN COUNTY BOUNDARY LINE.

EXCEPTING THERE FROM ANY PORTION OF THE TOWN OF HENEFER LYING WITHIN THE ABOVE DESCRIBED PARCEL.

PARCEL NO 2.

THAT PORTION OF SUMMIT COUNTY LYING SOUTH OF THE FOLLOWING DESCRIBED LINE.

BEGINNING AT THE POINT OF INTERSECTION OF THE EAST LINE OF SECTION 36, TIS, R4E OF THE SALT LAKE BASE AND MERIDIAN AND THE SUMMIT COUNTY/WASATCH COUNTY BOUNDARY LINE SAID POINT ALSO BEING LOCATED ON THE SOUTH LINE OF THE EXISTING EASTERN SUMMIT COUNTY WATER CONSERVANCY SPECIAL SERVICE DISTRICT, AND RUNNING THENCE EAST ALONG SAID SERVICE DISTRICT BOUNDARY LINE TO A POINT ON THE SUMMIT COUNTY/WASATCH COUNTY BOUNDARY LINE LOCATED IN SECTION 34, T1S, R9E SLB&M.

EXCEPTING THERE FROM ANY PORTION OF THE CITY OF KAMAS AND THE TOWN OF FRANCIS LYING WITHIN THE ABOVE DESCRIBED PARCEL.

ALSO LESS AND EXCEPTING THEREFROM THAT PORTION OF THE EASTERN SUMMIT COUNTY WATER CONSERVANCY SPECIAL SERVICE DISTRICT LYING WITHIN THE BOUNDARIES OF THE INDIAN HOLLOW CREEK SPECIAL SERVICE DISTRICT.

Notice of Impending Boundary Action

Pursuant to Utah Code Annotated §67-1a-6.5, the County Council of Summit County hereby provides the Lieutenant Governor's Office written notice of an impending boundary action that effects Summit County and the Eastern Summit County Water Conservancy Special Service District.

The SCC seeks a certificate of annexation as it relates to the Eastern Summit County Water Conservancy Special Service District. Pursuant to UCA §17D-1-101 et. seq., the Summit County Council created the Eastern Summit County Water Conservancy Special Service District on December 17, 2008. In doing so, it inadvertently excluded portions of territory from the District's boundaries. On July 29, 2009, the Council adopted a resolution to annex territory into the boundaries of the District.

The Summit County Council hereby certifies that the attached constitutes a true and correct copy of the Resolution annexing territory into the boundaries of the Eastern Summit County Water Conservancy Special Service District. The Summit County Council further certifies that all the requirements for the annexation of territory into the boundaries of the Eastern Summit County Water Conservancy Special Service District have been complied with pursuant to Utah Code Annotated §17D-1-101 et. seq.

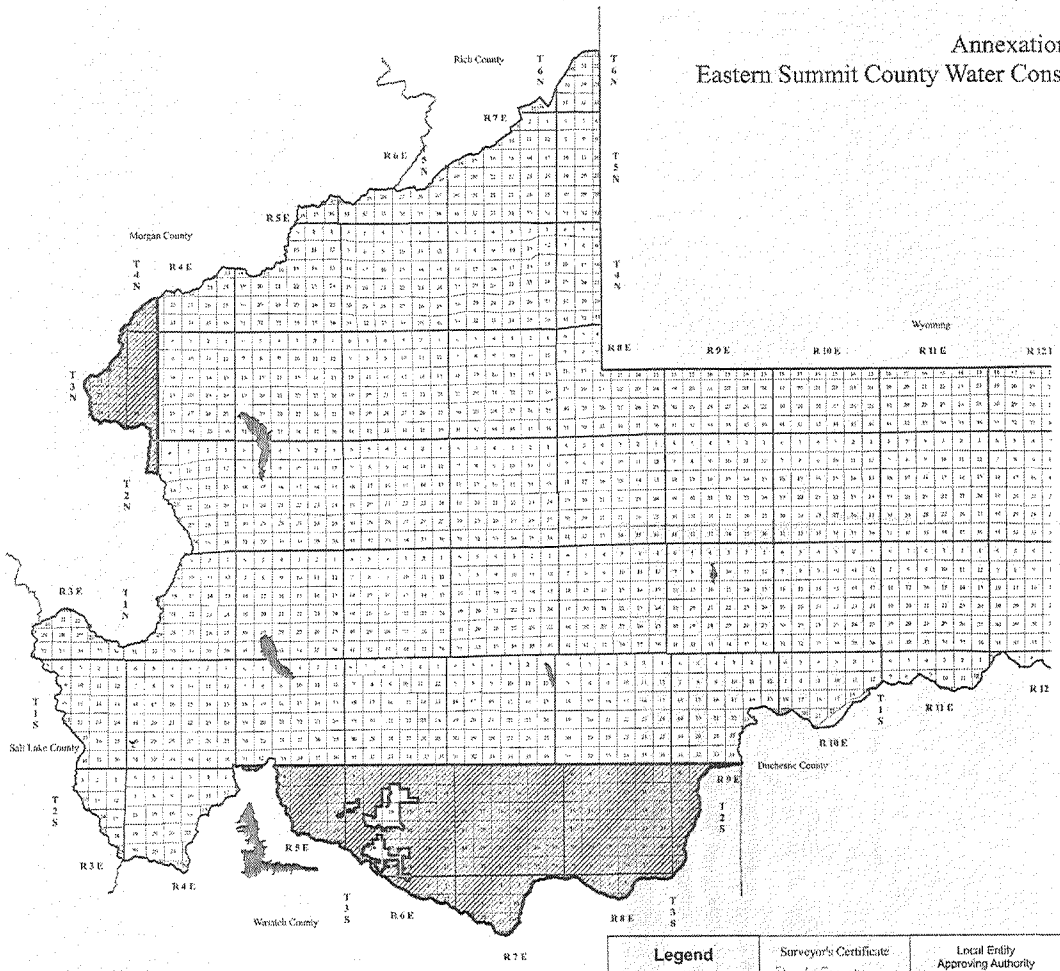
CHAIRPERSON OF THE SUMMIT COUNTY COUNCIL

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said County this 29th day of July, 2009.

COUNTY CLERK

COUNTY CLERKS SEAL
SUMMIT COUNTY
1854
STATE OF UTAH

Annexation to the
Eastern Summit County Water Conservancy Special Service District



Lands to be annexed into the Eastern Summit County Water Conservancy Special Service District

Parcel No. 1

That portion of Summit County lying westerly of the following described line.

Beginning at the point of intersection of the north line of Section 20 T1N, R4E of the Salt Lake Base and Meridian and the Summit County/Morgan County boundary line. Said point also being located on the westerly line of the existing Eastern Summit County Water Conservancy Special Service District, and running thence north along the westerly line of said water district boundary line to the intersection of the north line of Section 29 T4N, R4E SLB&M and the Summit County/Morgan County boundary line.

Excluding there from any portion of the town of Henefer lying within the above described parcel.

Parcel No. 2

That portion of Summit County lying north of the following described line.

Beginning at the point of intersection of the east line of Section 36, T1S, R4E of the Salt Lake Base and Meridian and the Summit County/Wasatch County boundary line. Said point also being located on the south line of the existing Eastern Summit County Water Conservancy Special Service District, and running thence east along said water district boundary line to a point on the Summit County/Duchesne County boundary line located in Section 34, T1S, R9E SLB&M.

Excluding there from any portion of the city of Kamas and the town of Francis lying within the above described parcel.

ALSO LESS AND EXCEPTING therefrom the following:

PARCEL 1

The Northwest Quarter of the Northwest Quarter and the North half of the Northeast 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 19, Township 2 South, Range 6 East, Salt Lake Base and Meridian.

LESS AND EXCEPTING therefrom the following:

That portion being tax parcel CD-5CD-B as described by a Warranty Deed recorded December 24, 1986 as Entry No. 241704 in Book 411 at Page 198, of Official Records.

ALSO LESS AND EXCEPTING therefrom that portion being Tax Parcel CD-5CD-C, as described by a Warranty Deed recorded May 29, 1992, as Entry No. 279820 in Book 432 at Page 575 of Official Records.

ALSO LESS AND EXCEPTING therefrom that portion being Tax Parcel CD-5CD-E, as described by a Warranty Deed recorded January 29, 1992, as Entry No. 319044 in Book 582 at Page 320, of Official Records.

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

ALSO LESS AND EXCEPTING therefrom that portion being Tax Parcel No. CD-479-A, as described by a Warranty Deed recorded January 21, 1993, as Entry No. 372036 in Book 705 at Page 181 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. 103081 in Book 196 at Page 492, of Official Records.

PARCEL 2

BEGINNING at the Southeast Corner of the Northeast Quarter of Section 18, Township 2 South, Range 5 East, Salt Lake Base and Meridian, running thence South 89.16 feet; thence South 37° 12' West, 104.36 feet; thence South 51° 22' West 698.00 feet; thence South 43° 06' West 208.00 feet; thence South 64° 20' West 64.00 feet; thence South 89° 51' West 271.00 feet; thence North 81° 41' West 184.34 feet; thence North 81° 24' East 235.00 feet; thence North 32° 18' East 49.40 feet; thence North 79° 57' East 144.30 feet; thence North 81° 19' East 308.00 feet; thence North 02° 32' East 117.00 feet; thence North 26° 34' East 84.10 feet; thence North 66° 16' East 346.40 feet; thence South 87° 08' East 78.30 feet; thence North 67° 49' East 235.70 feet; thence North 43° 12' East 145.45 feet; thence North 24° 50' East 204.20 feet; thence North 20° 17' East 414.56 feet; thence North 18° 30' East 174.70 feet; and thence South 1,328.29 feet to the point of beginning.

PARCEL 3

BEGINNING at a point that is 1,730.11 feet West and 1.44 feet North from the Southeast Corner of Section 7, Township 2 South, Range 6 East of the Salt Lake Base and Meridian and running thence North 1,541.10 feet; thence South 42° 40' West 715.05 feet; thence South 394.20 feet; thence East 710.32 feet to the point of commencement.

Legend

- Areas To Be Annexed
- Lakes and Reservoirs
- County Boundaries
- Section Lines

Surveyor's Certificate

I, Paul Berry, do hereby certify that I am a registered land surveyor and that I hold certificate no. 163575 as prescribed under the laws of the State of Utah. I further certify that this final local entity plat has been made under my direction in compliance with section 17-23-20 and that the dimensions of the boundary as correctly shown hereon. Monuments have not been set.

Date

Local Entity Approving Authority

By: _____

7/22/2009
Date

Approved As a Final Local Entity Plat
Summit County Attorney

By: _____

7/17/2009
Date

FINAL LOCAL ENTITY PLAT APPROVAL

Approved As To Form
Summit County Surveyor

Approved in compliance with Section 17-23-20 of the Utah Code this 20th day of July, 2009.

Summit County Surveyor

By: _____
Acting Summit County Surveyor

County Surveyor Filing
State of Utah County of Summit

No. 163575
PAUL E. BERRY
UTAH

Summit County Recorder Recording

FILE NO. S0007037
07/21/2009 12:02:03 PM
Summit Co Surveyor Filing Recorder
Fee: $ 0.00 By

S-7037

STATE OF UTAH

OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF WITHDRAWAL

I, GREG BELL, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of withdrawal pertaining to the EASTERN SUMMIT COUNTY WATER CONSERVANCY SPECIAL SERVICE DISTRICT, dated July 29th, 2009, complying with Section 17D-1-603, 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 withdrawal, referred to above, on file with the Office of the Lieutenant Governor pertaining to EASTERN SUMMIT COUNTY WATER CONSERVANCY 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 7th day of December, 2009.

GREG BELL
Lieutenant Governor

DAVID R. BRICKEY
COUNTY ATTORNEY

SUMMIT COUNTY

Summit County Courthouse $ 60 N. Main $ P.O. Box 128 $ Coalville, Utah 84017
Telephone (435) 3363206 Facsimile (435) 3363287
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

August 24, 2009

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

Re: Certification of Annexation / Withdrawal from 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., the Summit County Council recently both annexed and withdrew certain real property from the boundaries of the Eastern Summit County Water Conservancy Special Service District. Please find enclosed a copy of the notices of impending boundary action and approved final local entity plat that meets the requirements of UCA §67-1a-6.5. I understand that once these documents are received and assuming all requirements are met, your office will issue certificates of withdrawal and annexation, at which point the new district boundaries will be official. Upon your issuance of a certificate of annexation and a certificate of withdrawal, we shall file the necessary records with the Summit County Recorder. 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. Enclosures

Received
NOV 18 2009
Map Sent 11-18
Greg Bell
Lieutenant Governor

Notice of Impending Boundary Action

Pursuant to Utah Code Annotated §67-1a-6.5, the County Council of Summit County hereby provides written notice to the Lieutenant Governor's Office of an impending boundary action that affects Summit County and the Eastern Summit County Water Conservancy Special Service District.

The SCC seeks a certificate of withdrawal as it relates to the Eastern Summit County Water Conservancy Special Service District. Pursuant to UCA §17D-1-101 et. seq., the Summit County Council created the Eastern Summit County Water Conservancy Special Service District on December 17, 2008. In doing so, it inadvertently included the municipalities of Summit County within the District's boundaries. On July 29, 2009, the Council adopted a resolution to de-annex, or withdraw, the municipalities from the boundaries of the District.

The Summit County Council hereby certifies that the attached constitutes a true and correct copy of the Resolution withdrawing the municipalities from the boundaries of the Eastern Summit County Water Conservancy Special Service District. The Summit County Council further certifies that all the requirements for the withdrawal of property from the boundaries of the Eastern Summit County Water Conservancy Special Service District have been complied with pursuant to Utah Code Annotated §17D-1-101 et. seq.

CHAIRPERSON OF THE SUMMIT
COUNTY COUNCIL

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said County this 29 day of July, 2009.

COUNTY CLERK

COUNTY CLERK'S SEAL
SUMMIT COUNTY
1854
STATE OF UTAH

RESOLUTION NO. 2009-20

A RESOLUTION APPROVING THE WITHDRAWAL OF CERTAIN REAL PROPERTY FROM THE BOUNDARIES OF THE EASTERN SUMMIT COUNTY WATER CONSERVANCY SPECIAL SERVICE DISTRICT

WHEREAS, pursuant to Utah Code Annotated, §17D-1-101 et. seq., the "Utah Special Service District Act" (hereinafter referred to as "the Act") 1953, amended, the former Board of Commissioners of Summit County, Utah, established a special service district designated as the Eastern Summit County Water Conservancy Special Service District (the "District") to provide within its boundaries oversight and management of any and all waste water facilities within Eastern Summit County, including but not limited to the establishment of rules promulgated by the Summit County Board of Health to regulate and manage such facilities, the possible future acquisition and/or construction of waste water facilities, systems or improvements to be located within the District, together with necessary appurtenances and equipment therefore. That District was created by Resolution 2008-32; and

WHEREAS, §17D-1-601 of the Act provides that, by resolution, an area may be withdrawn from a special service district if the legislative body of the county determines that the area should not or cannot be provided the service that the special service district provides; and

WHEREAS, when Summit County passed Resolution 2008-32 creating the District, it inadvertently included portions of property, described more particularly in Exhibit A, within the boundaries of the proposed district, thus now necessitating that those portions of property be withdrawn from the District. Those areas are all of the municipalities within the boundaries of Summit County including the town of Henefer, the city of Coalville, the town of Oakley, the city of Kamas, and the town of Francis. It was never the intention of Summit County to include these areas within the boundaries of the District; and

WHEREAS, pursuant to §17D-1-602 of the Act, there are no outstanding and unpaid bonds, notes or other obligations of the District and no existing contractual obligations to provide services to the District, which would prevent withdrawal of the area described in Exhibit A from the District; and

NOW, THEREFORE, be it hereby resolved by the Summit County Council as follows:

The Summit County Council hereby finds and determines that the public health, convenience, and necessity requires that certain land situation in Summit County, State of Utah, as more particularly described in Exhibit A, be withdrawn from the boundaries of the District as allowed under §17D-1-601 of the Utah Special Service District Act. The land described in Exhibit A was inadvertently included within the District boundaries at the time of the District's creation.

There are no outstanding and unpaid bonds, notes or other obligations of the District and no existing contractual obligations to provide service to the District, which would prevent the withdrawal of this area from the District.

Pursuant to UCA §17D-1-603, within thirty (30) days after the SCC adopts this Resolution, the SCC shall file with the Lieutenant Governor's Office a copy of a notice of an impending boundary action as defined by UCA §67-1a-6.5 that meets the requirements of UCA §67-1a-6.5(3) and a copy of an approved final local entity plat as defined by UCA §67-1a-6.5. Upon the Lieutenant Governor's issuance of a certificate of withdrawal, the SCC shall, pursuant to UCA §67-1a-6.5, submit to the Summit County Recorder the original notice of an impending boundary action, the original certificate of withdrawal, the original approved final local entity plat; and a certified copy of the resolution approving the withdrawal.

Given and ordered published this 29th day of July, 2009.

Chairperson

ATTEST:
County Clerk

COUNTY CLERK'S SEAL
SUMMIT COUNTY
1854
STATE OF UTAH

EXHIBIT A

The following lands are to be withdrawn from the Eastern Summit County Water Conservancy Special Service District:

THAT PORTION OF THE EASTERN SUMMIT COUNTY WATER CONSERVANCY SPECIAL SERVICE DISTRICT LYING WITHIN THE BOUNDARIES OF THE TOWN OF HENEFER, THE CITY OF COALVILLE, THE TOWN OF OAKLEY, THE CITY OF KAMAS, AND THE TOWN OF FRANCIS.

Notice of Impending Boundary Action

Pursuant to Utah Code Annotated §67-1a-6.5, the County Council of Summit County hereby provides written notice to the Lieutenant Governor's Office of an impending boundary action that affects Summit County and the Eastern Summit County Water Conservancy Special Service District.

The SCC seeks a certificate of withdrawal as it relates to the Eastern Summit County Water Conservancy Special Service District. Pursuant to UCA §17D-1-101 et. seq., the Summit County Council created the Eastern Summit County Water Conservancy Special Service District on December 17, 2008. In doing so, it inadvertently included the municipalities of Summit County within the District's boundaries. On July 29, 2009, the Council adopted a resolution to de-annex, or withdraw, the municipalities from the boundaries of the District.

The Summit County Council hereby certifies that the attached constitutes a true and correct copy of the Resolution withdrawing the municipalities from the boundaries of the Eastern Summit County Water Conservancy Special Service District. The Summit County Council further certifies that all the requirements for the withdrawal of property from the boundaries of the Eastern Summit County Water Conservancy Special Service District have been complied with pursuant to Utah Code Annotated §17D-1-101 et. seq.

CHAIRPERSON OF THE SUMMIT
COUNTY COUNCIL

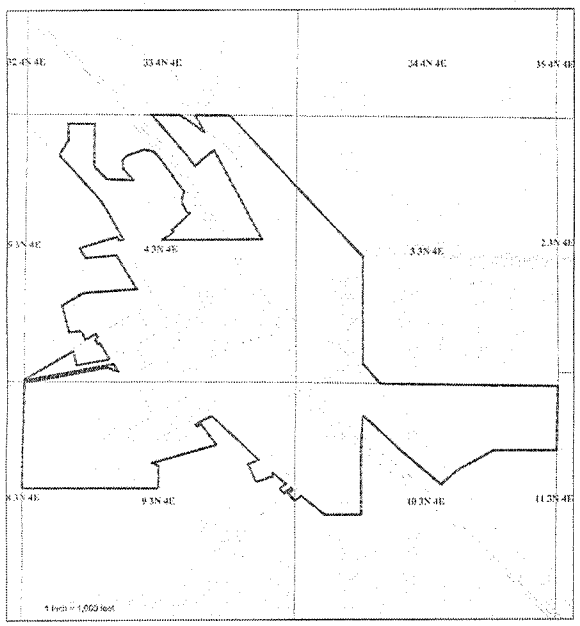
IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said County this 29 day of July, 2009.

COUNTY CLERK

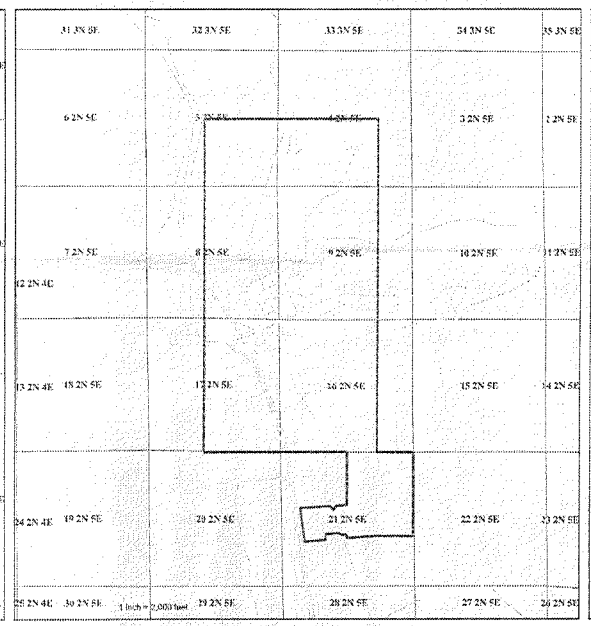
COUNTY CLERKS SEAL
SUMMIT COUNTY
1854
STATE OF UTAH

Withdrawal of the Towns of Henefer and Oakley, and the City of Coalville from the Eastern Summit County Water Conservancy Special Service District.

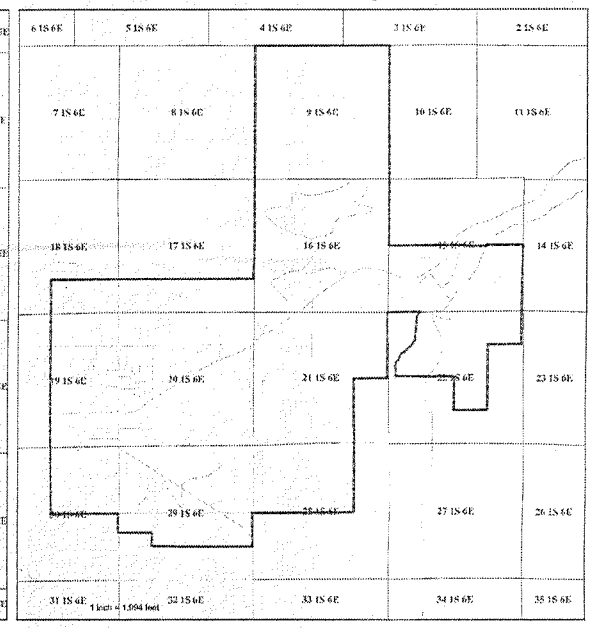
Town of Henefer



City of Coalville



Town of Oakley



N

Summit County
Utah
2002

Withdrawal Description

The following is to be withdrawn from the Eastern Summit County Water Conservancy Special Service District:

That portion of the Eastern Summit County Water Conservancy Special District lying within the boundaries of the Town of Henefer, the City of Coalville, and the Town of Oakley.

Legend	Surveyor's Certificate	Local Entity Approving Authority	Approved As a Final Local Entity Plat Summit County Attorney	FINAL LOCAL ENTITY PLAT APPROVAL	Summit County Recorder Recording
City Boundaries Streets Section Lines	I, Paul Fenn, an county certified land surveyor and that I hold certificate No. 161293 as prescribed under the laws of the State of Utah. I further certify that this final local entity plat has been made under my direction or under my supervision in accordance with Section 17-23-20 and that the monuments shown on the boundary to establish the boundary of the tract of land shown on this plat were placed on the ground as shown on this plat.	By: [signature] 7/22/2009 Date	By: [signature] 9/11/2009 Date	Approved As To Form: Summit County Surveyor County Surveyor Filing: State of Utah County of Summit Approved in compliance with Section 17-23-20 of the Utah Code this 22 day of October A.D. 2009 Summit County Surveyor By: [signature] Acting Summit County Surveyor No. 161293 HUNT C. WILLS	

FILE NO. S0007038

S-7038

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 EASTERN SUMMIT COUNTY WATER CONSERVANCY SPECIAL SERVICE DISTRICT, dated December 17th, 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 EASTERN SUMMIT COUNTY WATER CONSERVANCY 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 18th day of March, 2009.

Gary R Herbert

GARY R. HERBERT
Lieutenant Governor

RESOLUTION NO. 2008-32

A RESOLUTION TO ESTABLISH THE EASTERN SUMMIT COUNTY WATER CONSERVANCY 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, §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 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, 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 Eastern Summit County Water Conservancy Special Service District (hereinafter referred to as the "District") to provide oversight and management of any and all waste water facilities within Eastern Summit County, including but not limited to the establishment of rules promulgated by the Summit County Board of Health to regulate and manage such facilities, the possible future acquisition and/or construction of waste water facilities, systems or improvements to be located within the Service District, together with necessary appurtenances and equipment therefore; 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, there are no incorporated cities or towns presently existing within the boundaries of the proposed special service district; and,

WHEREAS, Resolution No. 2008-11 of the BCC initiating proceedings for the creation and establishment of a special service district within Summit County was adopted on April 16, 2008 (the "Resolution Initiating Proceedings"); and

WHEREAS, at the time the BCC enacted Resolution No. 2008-11, 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

Received
MAR 0 9 2009
Map Sent 3/9
Gary R. Herbert
Lieutenant Governor

ENTRY NO. 00861243
12/18/2008 01:51:56 PM B: 1960 P: 0879
Resolution PAGE 1/8
ALAN SPRIGGS, SUMMIT COUNTY RECORDER
FEE 0.00 BY SUMMIT COUNTY CLERK

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.; 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 25, 2008, May 2, 2008, May 9, 2008 and May 16, 2008; and

WHEREAS, pursuant to the Resolution Initiating Proceedings, on May 21, 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 protests 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 and that there are no incorporated cities or towns within the proposed District. In the event that unincorporated areas of Summit County within annexation declaration areas or within the boundaries of the incorporated cities and towns' annexation policy plans desire to annex portions of land within those incorporated cities and towns, the BCC may, by resolution, approve the withdrawal of these specifically described areas from the District upon a determination that these areas should not or cannot be supplied with the services of the District.

Section 6: The BCC, by this Resolution, hereby establishes the Eastern Summit County Water Conservancy 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 in Exhibit 1.

Section 7: 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 8: The provisions of the governing Ordinance to be adopted hereafter shall govern the procedures for the management of the Eastern Summit County Water Conservancy Special Service District until otherwise provided by law.

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 Eastern Summit County Water Conservancy 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 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 17 day of December, 2008.

K.E. Woolstenhulme
Chairperson

ATTEST:

County Clerk

COUNTY CLERK'S SEAL
SUMMIT COUNTY
1854
STATE OF UTAH

Exhibit 1

All of Summit County, a political subdivision of the State of Utah, North and East of the following described line: Beginning at a point on the Summit County/Wasatch County line, located on the East Line of Section 36, Township 1 South, Range 4 East, SLB&M and running thence North along said East line of Section 36 to the Northeast corner of Section 36, T1S, R4E, SLB&M, thence continuing North along the East line of Section 25, T1S, R4E, SLB&M to the Northeast corner of the Southeast Quarter of the Southeast Quarter of Section 25, T1S, R4E, SLB&M, thence West along the North line of the Southeast Quarter of the Southeast Quarter of Section 25, T1S, R4E, SLB&M to the Northwest corner of the Southeast Quarter of the Southeast Quarter of said Section 25, thence North along the East line of the Northwest Quarter of the Southeast Quarter of said Section 25, thence continuing North along the East line of the West Half of the Northeast Quarter of said Section 25 to the South Line of Section 24, T1S, R4E, SLB&M, thence East along the South line of said Section 24 to the Southwest Corner of Section 19 T1S, R5E, SLB&M , thence continuing East along the South line of said Section 19 to the Southeast Corner of the Southwest Quarter of the Southwest Quarter of said Section 19, thence North along the East line of the West Half of the Southwest Quarter of said Section 19 to the Northeast Corner of the Southwest Quarter of the Northwest Quarter of said Section 19, thence continuing West along the North line of the Southwest Quarter of the Northwest Quarter of said Section 19 to the West line of said Section 19, said point also being the Northwest Corner of the Southwest Quarter of the Northwest Quarter of said Section 19, thence North along the West line of said Section 19 to the Southwest corner of Section 18, T1S, R5E, SLB&M, thence continuing North along the West line of said Section 18 to the Northwest corner of the Southwest Quarter of the Southwest Quarter, thence East to the Northeast corner of the Southwest Quarter of the Southwest Quarter of said Section 18, thence North along the East line of the Northwest Quarter of the Southwest Quarter of said Section 18 to the Southeast Corner of the Southwest Quarter of the Northwest Quarter of said Section 18, thence continuing North along the East Half of the Northwest Quarter of said Section 18 to the North line of said Section 18, said point also being the Northeast Corner of the Northwest Quarter of the Northwest Quarter of said Section 18, thence East along the South line of Section 7, T1S, R5E, SLB&M to the Southeast Corner of said Section 7, said line being common with the South Line of the Promontory Ranches Subdivision (2007) as recorded in the office of the Summit County Recorder, thence North along the East line of said Section 7 to the South East Corner of Lot 8 of the Rockport Ranches Subdivision, Section "B" as recorded in the office of the Summit County Recorder, thence West along the South boundary line of said Rockport Ranches Subdivision to the West line of Section 7, T1S, R5E, SLB&M, said point also being the Southwest Corner of Lot 2 of the Rockport Ranches Subdivision, Section "B" as recorded in the office of the Summit County Recorder, thence North along the West line of said Section 7, said line also being the West line of the Rockport Ranches Subdivision, Section "B", to the Southwest Corner of Section 6, T1S, R5E, SLB&M, thence continuing North along the West line of said Section 6, said line also being the West line of the Rockport Ranches Subdivision, Section "A" as recorded in the office of the Summit County Recorder, to the Southwest corner of the Northwest Quarter of said Section 6, said point also being the Southeast Corner of Lot 2 of the Rockport Ranches Subdivision, Section "A" as recorded in the office of the Summit County Recorder, thence West along the South line of the Northeast Quarter of Section 1, T1S, R4E, SLB&M, said line also being the South boundary line of said Rockport Ranches Subdivision, Section "B", to the Southwest corner of the Northeast Quarter of said Section 1, said point also being the Southwest corner of Lot 1 of said Rockport

Ranches Subdivision, Section "A", thence North along the West line of the Northeast Quarter of said Section 1, said line also being the West line of said Rockport Ranches Subdivision, Section "A", to the South line of Section 36, T1N, R4E, SLB&M, said point being the South corner of said Section 36 and the Southeast corner of Lot 9 of said Rockport Ranches Subdivision, Section "A", thence West along the South line of said Section 36 to the Southwest corner of said Section 36, said point also being the Southwest corner of Lot 23 of said Rockport Ranches Subdivision, Section "A", thence North along the West line of said Section 36 to the Southwest corner of the Northwest Quarter of the Northwest Quarter of said Section 36, said point also being the West corner of Lot 27 of said Rockport Ranches Subdivision, Section "A", thence East along the South line of the Northwest Quarter of the Northwest Quarter of said Section 36 to the Southeast corner of the Northwest Quarter of the Northwest Quarter of said Section 36, thence North along the East line of Northwest Quarter of the Northwest Quarter of said Section 36 to the North line of said Section 36, said point being the Northeast corner of the Northwest Quarter of the Northwest Quarter of said Section 36, thence West along the North line of said Section 36 to the Northwest corner of said Section 36, thence continuing West along the North line of Section 35, T1N, R4E, SLB&M, to the Northwest corner of said Section 35, thence South along the West line of said Section 35 to the Southwest corner of the Northwest Quarter of the Southwest Quarter of said section 35, said point also being the Northeast corner of Lot 1 of the Silver Creek Estates Subdivision, Unit A, as recorded in the office of the Summit County Recorder, thence West along the South line of the North half of the Southeast Quarter of Section 34 T1N, R4E, SLB&M, said line also being the North boundary line of said Silver Creek Estates Subdivision, Unit A, to the Southwest corner of the Northwest Quarter of the Southeast Quarter of said Section 34, thence continuing West along the South line of the North half of the Southwest Quarter of said Section 34, said line also being the North boundary line of said Silver Creek Estates Subdivision, Unit A to the Southwest corner of the Northwest Quarter of the Southwest Quarter of said Section 34, thence continuing West along the South line of the North half of the Southeast Quarter of Section 33, T1N, R4E, SLB&M, said line also being the North boundary line of said Silver Creek Estates Subdivision, Unit B as recorded in the office of the Summit County Recorder, to the Southwest corner of the Northwest Quarter of the Southeast Quarter of said Section 33, thence continuing West along the South line of the North half of the Southwest Quarter of said Section 33 to the Southwest corner of the Northwest Quarter of the Southwest Quarter of said Section 33, thence North along the West line of said Section 33 to the Northwest corner of said Section 33, thence continuing North along the West line of Section 28, T1N, R4E, SLB&M, to the Northwest corner of said Section 28, thence West along the South line of Section 20, T1N, R4E, SLB&M to the Summit County/Morgan County line, located on the South line of Section 20, T1N, R4E, SLB&M.

LESS AND EXCEPTING therefrom the following 3 parcels:

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 271.00 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° 00' 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 a 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 thence North 1041.50 feet; thence South 83° 00' West 715.65 feet; thence South 954.29 feet; thence East 710.32 feet to the point of commencement.

The Eastern Summit County Water Conservancy Special Service District

By Resolution No. 2008 - 32

Boundary Discription

All of Summit County, a contiguous subdivision of the State of Utah, North and East of the following described line: Beginning at a point on the Summit County/Wasatch County line, located on the East Line of Section 36, Township 3 South, Range 4 East, SLB&M and running thence North along said East line of section 36 to the Northeast corner of Section 36, T3S, R4E, SLB&M, thence continuing North along the East line of Section 25, T1S, R4E, SLB&M to the Northeast corner of the Southeast Quarter of the Southeast Quarter of Section 25, T1S, R4E, SLB&M, thence West along the North line of the Southeast Quarter of the South-east Quarter of Section 25, T1S, R4E, SLB&M to the Southwest corner of the Southeast Quarter of the Southeast Quarter of said Section 25, thence North along the East line of the Northwest Quarter of the Southeast Quarter of said Section 25, thence continuing North along the East line of the West Half of the Northeast Quarter of said Section 25 to the South line of Section 24, T1S, R4E, SLB&M, thence East along the South line of said Section 24 to the Southwest Corner of Section 19 T1S, R5E, SLB&M, thence continuing East along the South line of said Section 19 to the Southeast Corner of the Southwest Quarter of the Southwest Quarter of said Section 19, thence North along the East line of the West Half of the Southwest Quarter of said Section 19 to the Northeast Corner of the Southwest Quarter of the Southwest Quarter of said Section 19, thence continuing West along the North line of the Southwest Quarter of the Northwest Quarter of said Section 19 to the West line of said Section 19, said point also being the Northwest Corner of the Southwest Quarter of the Northwest Quarter of said Section 19, thence North along the West line of said Section 19 to the Southwest corner of Section 18, T1S, R5E, SLB&M, thence continuing North along the West line of said Section 18 to the Northwest corner of the Southwest Quarter of the Southwest Quarter, thence East to the Northeast corner of the Southwest Quarter of the Southwest Quarter of said Section 18, thence North along the East line of the Northwest Quarter of the Southwest Quarter of said Section 18 to the Southwest Corner of the Southwest Quarter of the Northwest Quarter of said Section 18, thence continuing North along the East line of the Northwest Quarter of said Section 18 to the North line of said Section 18, said point also being the Northwest Corner of the Northwest Quarter of the Northwest Quarter of said Section 18, thence East along the South line of Section 7, T1S, R5E, SLB&M to the Southwest Corner of said Section 7, said line being coincident with the South line of the Pinebrook Ranches Subdivision [2007] as recorded in the office of the Summit County Recorder, thence North along the East line of said Section 7 to the South East Corner of Lot 6 of the Rockport Ranches Subdivision, Section "H" as recorded in the office of the Summit County Recorder, thence West along the South boundary line of said Rockport Ranches Subdivision to the West line of Section 7, T1S, R5E, SLB&M, said point also being the Southwest Corner of Lot 2 of the Rockport Ranches Subdivision, Section "H" as recorded in the office of the Summit County Recorder, thence North along the West line of said Section 7, said line also being the West line of the Rockport Ranches Subdivision, Section "H", to the Southwest Corner of Section 6, T1S, R5E, SLB&M, thence continuing North along the West line of said Section 6, said line also being the West line of the Rockport Ranches Subdivision, Section "H" as recorded in the office of the Summit County Recorder, to the Southwest corner of the Southwest Quarter of said Section 6, said point also being the Southwest Corner of Lot 7 of the Rockport Ranches Subdivision, Section "H" as recorded in the office of the Summit County Recorder, thence West along the South line of the Southwest Quarter of Section 1, T1S, R4E, SLB&M, said line also being the South boundary line of said Rockport Ranches Subdivision, Section "H", to the Southwest corner of the Northwest Quarter of said Section 1, said point also being the Southwest corner of Lot 1 of said Rockport Ranches Subdivision, Section "A", thence North along the West line of the Northwest Quarter of said Section 1, said line also being the West line of said Rockport Ranches Subdivision, Section "A", to the Southeast corner of Section 36, T1N, R4E, SLB&M, said point being the North corner of said Section 36 and the Southeast corner of Lot 9 of said Rockport Ranches Subdivision, Section "A", thence West along the South line of said Section 36 to the Southwest corner of said Section 36, said point also being the Southwest corner of Lot 21 of said Rockport Ranches Subdivision, Section "A", thence North along the West line of said Section 36 to the Southwest corner of the Northwest Quarter of the Northwest Quarter of said Section 36, said point also being the West corner of Lot 27 of said Rockport Ranches Subdivision, Section "A", thence East along the South line of the Northwest Quarter of the Northwest Quarter of said Section 36 to the Southeast corner of the Northwest Quarter of the Northwest Quarter of said Section 36, thence North along the East line of Northwest Quarter of the Northwest Quarter of said Section 36 to the North line of said Section 36, said point being the Northeast corner of the Northwest Quarter of the Northwest Quarter of said Section 36, thence West along the North line of said Section 36 to the Northwest corner of said Section 36, thence continuing West along the North line of Section 35, T2N, R4E, SLB&M, to the Northwest corner of said Section 35, thence South along the West line of said Section 35 to the Southwest corner of the Northwest Quarter of the Southwest Quarter of said Section 35, said point also being the Northeast corner of Lot 2 of the Silver Creek Estates Subdivision, Unit A, as recorded in the office of the Summit County Recorder, thence West along the South line of the north half of the Southwest Quarter of Section 34 T1N, R4E, SLB&M, said line also being the North boundary line of said Silver Creek Estates Subdivision, Unit A, to the Southwest corner of the Northwest Quarter of the Southwest Quarter of said Section 34, thence continuing West along the South line of the North half of the Southwest Quarter of said Section 34, said line also being the North boundary line of said Silver Creek Estates Subdivision, Unit A to the Southwest corner of the Northwest Quarter of the Southwest Quarter of said Section 34, thence continuing West along the South line of the North half of the Southwest Quarter of said Section 33, T1N, R4E, SLB&M, said line also being the North boundary line of said Silver Creek Estates Subdivision, Unit A, as recorded in the office of the Summit County Recorder, to the Southwest corner of the Northwest Quarter of the Southwest Quarter of said Section 33, thence North along the West line of said Section 33 to the Northwest corner of said Section 33, thence continuing North along the West line of Section 28, T1N, R4E, SLB&M, to the Northwest corner of said Section 28, thence West along the South line of Section 20, T1N, R4E, SLB&M to the Summit County/Morgan County line, located on the South line of Section 20, T1N, R4E, SLB&M

LESS AND EXCEPTING the following:

PARCEL 1

The Northwest Quarter of the Northwest 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 Southwest 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, 1980 as Entry No. 267704 in Book 413 at Page 291 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, 1981, as Entry No. 271889 in Book 423 at Page 679, 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, 1999, as Entry No. 474944, in Book 1557 at Page 306, of Official Records.

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

ALSO LESS AND EXCEPTING therefrom that portion being Tax Parcel No. CD-579-A, as described by a Warranty Deed recorded January 23, 1981, as Entry No. 272526 in Book 705 at Page 303, of Official Records.

ALSO LESS AND EXCEPTING therefrom that portion being Tax Parcel No. CD-125, said parcel is further defined as being South of a Boundary Agreement dated September 17, 1981, recorded September 17, 1981, as Entry No. 283682 in Book 199 of Page 487, of Official Records.

PARCEL 2

BEGINNING at the Southeast Corner of the Northeast Quarter of Section 12, Township 2 South, Range 5 East, Salt Lake Base and Meridian; running thence South 88.10 feet; thence South 37° 32' West, 594.10 feet; thence South 52° 52' West 650.00 feet; thence South 40° 32' West 350.00 feet; thence South 87° 27' West 164.30 feet; thence South 89° 31' West 273.00 feet; thence North 12° 41' West 386.34 feet; thence North 61° 20' East 230.80 feet; thence North 52° 13' East 196.40 feet; thence North 72° 57' East 144.80 feet; thence North 81° 25' East 355.50 feet; thence North 47° 00' East 312.80 feet; thence North 20° 24' East 84.10 feet; thence North 60° 30' East 340.40 feet; thence South 87° 00' East 70.30 feet; thence North 83° 49' East 205.79 feet; thence North 43° 17' East 252.90 feet; thence North 24° 05' East 260.30 feet; thence North 20° 17' East 414.50 feet; thence North 55° 00' East 274.36 feet; and thence South 33.29.29 feet to the point of beginning.

PARCEL 3

BEGINNING at a point that is 1,330.51 feet West and 1.00 feet North from the Southeast Corner of Section 7, Township 2 South, Range 6 East of the Salt Lake Base and Meridian; and running thence North 1041.70 feet; thence South 88° 00' West 715.05 feet; thence South 354.76 feet, thence East 719.52 feet to the point of commencement.

Surveyor's Certificate

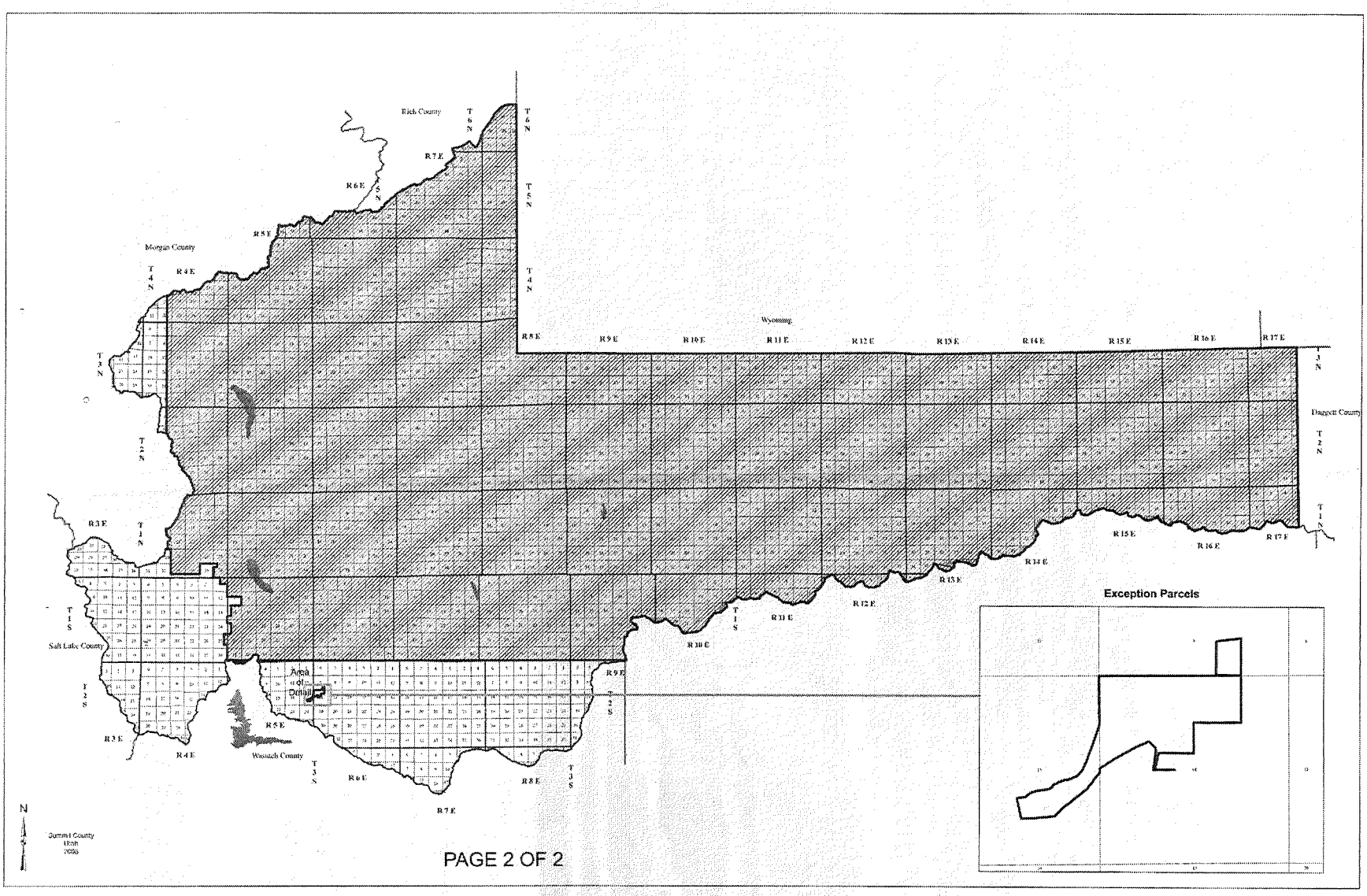
I, Kent C. Wilde, do hereby certify that I am a registered land surveyor and that I hold certificate no. 166 #889 as prescribed under the laws of the State of Utah. I further certify that this plat has been made under my direction in compliance with section 17A-2-1326 (4) and that the descriptions of the Eastern Summit County Water Conservancy Special Service District is correctly shown thereon. No field survey was performed.

Kent C. Wilde
Surveyor's Signature

STATE OF UTAH — No. 166889 — KENT C. WILDE — LICENSED LAND SURVEYOR

12/08/08
Date

Approved As To Form Summit County Attorney	Approved As To Form Summit County Surveyor	County Surveyor Filing	Summit County Recorder
By Helen Strachan 12/8/08 Date	By Kent C. Wilde Acting Summit County Surveyor 12/08/08 Date	STATE of UTAH COUNTY of SUMMIT Filed at the request of FILE NO. S0006984 03-02-2009 12:32:40 PM	STATE of UTAH COUNTY of SUMMIT Recorded and filed at the request of Date: ____ Time: ____ Entry # ____ Fee: ____ County Recorder



PAGE 2 OF 2

FILE NO. S0006984

STATE OF UTAH

OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, GREG BELL, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of annexation from FRANCIS TOWN, dated August 19th, 2009, 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 FRANCIS 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 7th day of December, 2009 at Salt Lake City, Utah.

GREG BELL
Lieutenant Governor

Francis Town

Home of Francis Frontier Days

October 22, 2009

Greg Bell, Lt. Governor
State of Utah
Utah State Capitol Complex
P.O. Box 142325
Salt Lake City, Utah 84114-2325

Re: Notice of An Impending Boundary Action

Enclosed please find documents concerning the annexation known as the Dixie Averett Annexation into the Town of Francis. The enclosed documents include a final local entity plat and a certified copy of the Annexation Ordinance.

As the Mayor of Francis Town and on behalf of the Francis Town Council I hereby certify that all legal requirements applicable to the Annexation have been met pursuant to Utah Code 67-1A-6.5.

We look forward to receiving the Certificate of Annexation from your office.

Sincerely,

J. G. Bergen

John G. Bergen
Mayor

Received

NOV - 5 2009
Map sent 11-5
Greg Bell
Lieutenant Governor

•Francis Town - P. O. Box 668, 2317 South Springhollow Road, Francis, UT 84036•
•Phone 435-783-6236 - Fax 435-783-6186•
•Website: francisutah.org•

FRANCIS TOWN

ORDINANCE NO. 2008-07

AN ORDINANCE ANNEXING A PARCEL OF REAL PROPERTY INTO THE FRANCIS TOWN LIMITS KNOWN AS THE DIXIE AVERETT ANNEXATION

WHEREAS, the owners of certain real property, described below, have petitioned to annex such real property into the corporate limits of Francis Town, Summit County, Utah; and

WHEREAS, said real property is an unincorporated area contiguous to the boundaries of Francis Town and the annexation thereof will not leave or create an unincorporated island or peninsula; and

WHEREAS, the Francis Town Council accepted such petition for annexation for further consideration in accordance with Section 10-2-405(1)(a)(i)(A)(II) of the Utah Code; and

WHEREAS, the Francis Town Clerk certified such petition for annexation in accordance with Section 10-2-405(2) of the Utah Code; and

WHEREAS, a copy of the public notice of the certification of such petition for annexation was delivered to the Francis Town Council, and mailed to the contact sponsor on the petition for annexation, the Summit County Board of Commissioners and the Summit County Clerk in accordance with Section 10-2-405(2)(c)(i) of the Utah Code; and

WHEREAS, a copy of the public notice of the certification of such petition for annexation was mailed to the South Summit Fire District and the South Summit School District; and

WHEREAS, the Francis Town Clerk did not receive any timely protests to such petition for annexation in accordance with Section 10-2-407(2) of the Utah Code;

WHEREAS, public notice of the certification of such petition for annexation was published in the Summit County Bee; and

WHEREAS, the Francis Town Planning Commission held a public hearing regarding such petition for annexation and then made its recommendation to the Town Council; and

WHEREAS, the Francis Town Council held a public hearing regarding such petition for annexation.

NOW THEREFORE, be it ordained by the Francis Town Council as follows:

Section 1: The real property, more particularly described in Section 2 below, is hereby annexed to Francis Town, Utah, and the corporate limits of Francis Town are hereby extended accordingly.

Section 2: The real property which is the subject of this Ordinance is described as follows:

SEE EXHIBIT A ATTACHED HERETO

Section 3: The real property described in Section 2 above shall be classified as being in the R-1 and AG Zones as set forth in Chapter Six of the Francis Town Development Code.

Section 4: A certified copy of this Ordinance and an original plat describing the real property so annexed shall be recorded in the office of the Summit County Recorder within thirty (30) days after the date this Ordinance is adopted.

THIS ORDINANCE shall be effective upon posting, as permitted by the terms of Section 10-3-712 of the Utah Code.

PASSED AND ADOPTED by the Francis Town Council effective as of the 19th day of August, 2008.

	Aye	Nay
Mayor Bergen	✓	
Council Member Butikofer	✓	
Council Member Keyes	✓	
Council Member Prescott	✓	
Council Member Snelgrove	✓	

FRANCIS TOWN:

John Bergen, Mayor

ATTEST:

Lynette Hallam, Clerk

Town Seal

EXHIBIT A

A portion of land located in the Southeast ¼ of section 33, Township 2 South, Range 6 East, Salt Lake Base and Meridian, and having a basis of bearing taken as North between the Southeast Corner and the East ¼ of said Section 33: described as follows:

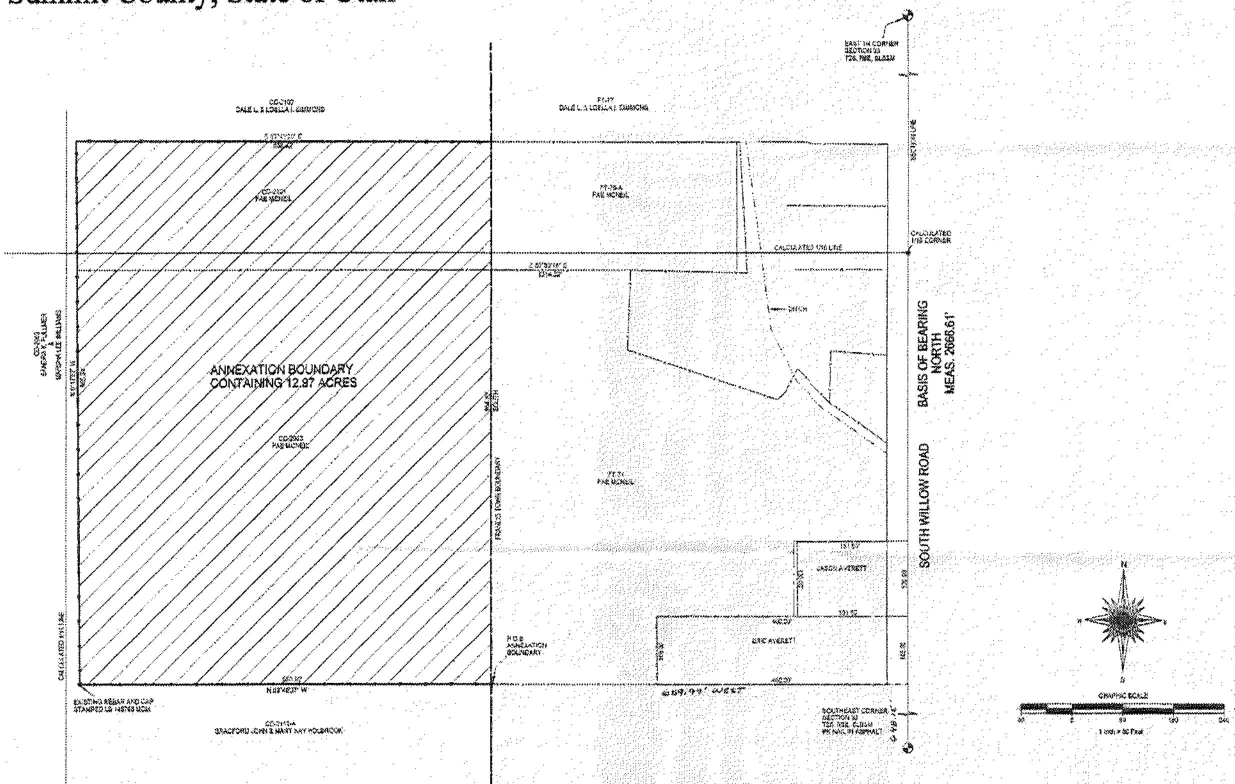
Beginning at a point North 648.15 feet along the section line and West 659.99 feet from the Southeast corner of Section 33, T2s, R6E, SLB&M, which point is on the westerly line of the Francis Town boundary line, and running thence N 89° 48'37" W 650.92 feet, along a fence line; thence N 00° 17'52" West 865.34 feet, along a fence line; thence 38° 43' 20" E 655.42 feet; along a fence line to the westerly line of the Francis Town Boundary line; thence South 864.30 feet along said line to the point of beginning.

Containing 12.97 acres

ANNEXATION PLAT

Addition to the corporate limits of The Town of Francis Summit County, State of Utah

Located in the Southeast Quarter of Section 33, Township 2 South, Range 6 East, Salt Lake Base and Meridian.



SURVEYOR CERTIFICATE

NARRATIVE

ANNEXATION BOUNDARY DESCRIPTION

Acceptance By Legislative Body

FINAL LOCAL ENTITY PLAT APPROVAL

FILE NO. S0007088

RECORDER

PREPARED FOR:
DIXIE AVERETT
FRANCIS, UTAH

PREPARED BY:
HIGH MOUNTAIN
SURVEYING, LLC
P.O. Box 445
1323 South Hoytsville Road
Coalville, Utah 84017
435-336-4210

S-7088

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 May 5th, 2009, 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 3rd day of June, 2009 at Salt Lake City, Utah.

GARY R. HERBERT
Lieutenant Governor

ORDINANCE NO. **2009-175**

AN ORDINANCE ANNEXAING AN AREA OF APPROXIMATELY 12.69 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, 2009.
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 5 Day of May, 2009

Received

MAY 20 2009

Mary Scott 5/26

Gary R. Herbert

Lieutenant Governor

Henefer Town

BY: R. C. Ovard

Randy C. Ovard, Mayor

ATTEST:

Earleen T. Paskett

Earleen T. Paskett, Town Clerk,

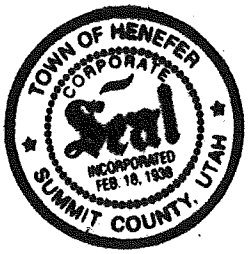


EXHIBIT "A"

BILL LARSEN ANNEXATION DISCRIPTION

A tract of land located in Lot 2 and Lot 3 of Section 4, T3N, R4E, SLB&M (having a basis of bearing taken as S 89° 25′ 17″ E between the North ¼ corner and Northeast Corner of said Section 4) described as follows:

Beginning at a point which is N 89° 25′ 17″ W 199.18 feet and South 16.50 feet from the North ¼ Corner of Section 4, T3N, R4E, SLB&M (said point being located on the Easterly right of way line of the Union Pacific Railroad as measured as being 100′ offset and parallel to the Main Line) and running thence south 89° 25′ 17″ East 568.21 Feet along a line lying (1 rod) southerly and parallel to the north line of the northeast ¼ of said section; thence south 54° 54′ 17″ east 557.36 Feet more or less to a point of intersection with the existing Henefer Town boundary Line; thence south 28° 25′ 17″ East 400.84 Feet along said Town Boundary Line to a point intersecting a line of fence; the next (3) courses are along an existing boundary line agreement fence, thence South 51° 46′ 11″ West 321.03 Feet along an existing line of fence; thence South 41° 39′ 43″ West 69.24 Feet along said line of fence; thence South 49° 24′ 43″ West 118.08 feet along said line of fence to a point on the Easterly Right of Way Line of the Union Pacific Railroad; thence 518.52 feet along the arc of a 5829.58 Foot radius curve to the left through a central angle 06° 04′ 45″ (Long Chord Bearing N 37° 49′ 52″ W, 618.23′); thence North 40° 52′ 15″ West 684.54 Feet along said Railroad Right of Way to the POINT OF BEGINNING; said described tract containing 12.69 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 5th day of May, 2009, the Henefer Town Council adopted Ordinance No. 2009-175 authorizing the annexation of a tract of property containing approximately 12.69 acres, which is more particularly described as Exhibit "A" attached to Ordinance No. 2009-175 (a copy of Ordinance No. 2009-175 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 munic8ipality does not have articles of incorporation, written notice of the adoption of an annexation ordinance will suffice.
3. In order to satisfy the requirements of Utah Code Section 10-2-425 (1)(b) (ii), Henefer town provides this Notice of Annexation Ordinance adopted by the Henefer Town Council.

Dated this 5 day of May, 2009

HENEFER TOWN

R. C. Ovard

BY: Randy C. Ovard
Its: Mayor

ATTEST:

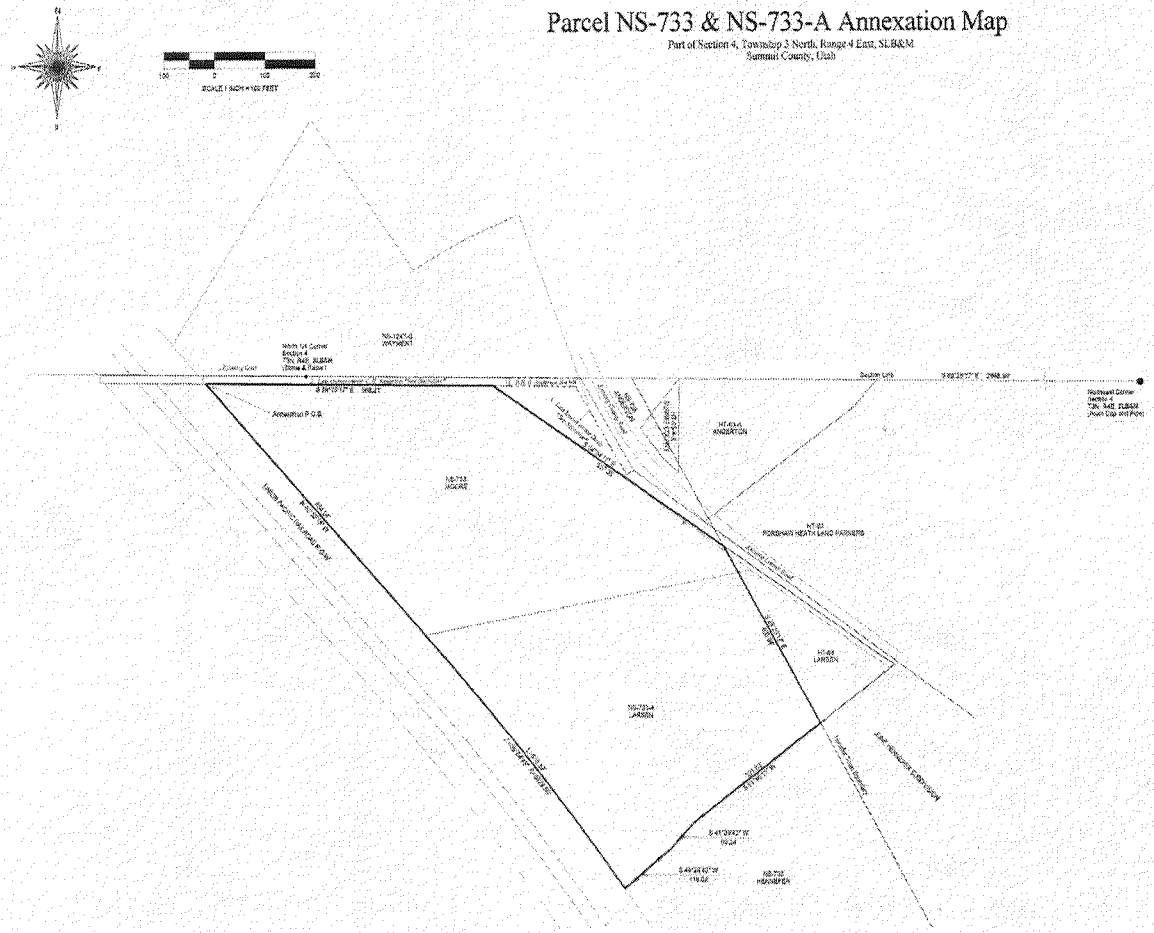
Earleen T. Paskett

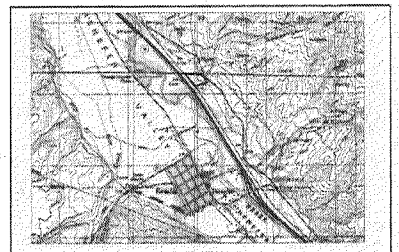
Earleen T. Paskett, Town Clerk

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

Parcel NS-733 & NS-733-A Annexation Map

Part of Section 4, Township 3 North, Range 4 East, SLB&M
Summit County, Utah





VICINITY MAP

Annexation Description

A tract of land located in Lot 2 and Lot 2 of Section 4, T3N, R4E, Salt Lake Meridian, being a point of beginning lying on S 89° 28' 27" E between the North 1/4 corner and the Northwest Corner of said Section 4 described as follows:

Beginning at a point which is N 89° 28' 27" W 968.17' from the North 1/4 corner of Section 4, T3N, R4E, SLB&M, said point being lying between the Union Pacific Railroad right of way line of the Union Pacific Railroad as recorded as being 130' offset one parallel to the Main Line and running thence South 89° 28' 27" East 968.17 feet along the North 1/4 line of said Section 4 to the point of intersection with the existing Hendricks Lake Boundary Line, thence South 28° 27' 17" East 60.94 feet along said Town Boundary Line to a point intersecting a line offset, one parallel to said railroad right of way, thence South 41° 29' 07" West 1024.11 feet along said existing Hendricks Lake Boundary Line, thence South 49° 30' 02" West 116.26 feet along said Town Boundary Line, thence South 28° 28' 47" West 1134.00 feet along said line of Hendricks Lake to a point on the Easterly Right of Way Line of the Union Pacific Railroad, thence 68.75' feet along the arc of a 2992.96 foot radius curve to the left through a central angle of 01°47' Curve Chord Bearing N 77° 49' 02" W, with a chord length of 68.75' thence North 76° 57' 19" West along the Easterly Railroad Right of Way of the POINT OF BEGINNING, and therefore intersecting 1,110.7 feet, more or less.

Narrative

1. Bill Larsen proposed to subdivide the property of property parcels NS-733 & NS-733-A into Hendricks Town.

2. The Basis of Bearing for this survey is N 89° 28' 27" E between the North 1/4 C monument the Northwest Corner of Section 4, T3N, R4E, SLB&M.

3. There is some confusion regarding the exact location for our subject property and the neighboring parcels. The current tax delineated on maps of Hall Mountain is misleading, and is for the assessment purposes only. Although, other known points and location approximations, reliable probable plots the subject's tax report.

4. The deed includes Quitclaim recorded 2-2-1909 (Book 3 on Page 8 of Deed Book Mini Book L, page 97). This is a Warranty Deed from Thomas to Anderson in 1909. This deed appears to be for a wagon road and prescriptive rights to the railroad. Deed L2 (Book 3 on Page 8 of Deed Book Mini Book L, Page 97) is where a 20 ft wide road way is included in a conveyance from Thomas to Anderson. This deed confusing as 3 of the original property closing lines to points, outside descriptions up to the accessible line. It is possible that original parcel "Parcel" is located in the center Thomas in 1907. It is prescriptive and appears located in Book 3 on Deed Book Deeds, Page 149. As shown in the attached map from the location shown on map 2, the section of prescriptive that this conveyance made takes place from the western end outside of the deed. It is not for wood road, parcel of the strip is mentioned in your conveyance deeds to Bailey a "Strip of Strip" not a parcel in Fee. Item 4 is a through way that is currently mentioned as a driveway by the Summit County Assessor's Office. Prescriptive which Lowering and Gerber and Edward deed from is the original parcel. Platted in 1909, one book the Pendleton deed was written by a certain person. Book 3 on Page 8 of Deed Book Mini Book L, Page 129-Gen. The property and first distribution of land and water was awarded to one William Dunn. The disputed tract is mentioned in the first distribution of land and water in 1907. Showing surveyed in one tracts. The section of "Hidden Down was also replaced in a deed Book Deeds in Book 3, Page 8 Book of which the first distribution was awarded in Schools. 3 Tracts Deed L4 overlapped tracts of Horace Davis, Samuel Davis, Bennett Davis and Lemuel Davis. After the first distribution, units and owners began to be crossed from tracts to tracts so that no discernment legal descriptions. The current surveyor believes that the grantees have attempted to secure the property since purchase, but no enforcement action, or recorded contract has been made to address the ownership in the land. Based upon multitudes of the documents, the tracts of the adjoining properties the owners of Notice is that structural cracking in the nearby based upon subsequent without the owner, resulted in a permanent contract change on the last 100 years.

Surveyor Certificate

I, Paul Perry, a Licensed Professional Land Surveyor as prescribed by the Laws of the State of Utah and holding License No. 304556, do hereby certify that I have made a survey, at a fee paid by both parties only for purposes of the subdivision plat and that the plat hereon is a true and accurate representation of said survey.

APPROVED AS TO FORM Summit County Surveyor	COUNTY SURVEYOR FILING State of Utah County Summit
Approved as to form this 13 day of May 2009. Summit County Surveyor BY: Paul Perry Acting Summit County Surveyor	No. 103439 KENT C. WILSON C. Cor

HENEFER TOWN COUNCIL

Pursuant to the Henefer Town Code this 5 day of May A.D. 2009, the following ordinance was duly approved and adopted.

Mayor R. C. Gerard

Attest: Carlene G. Burdett
Clerk, Auditor

RECORDER

NO.

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

FILE NO. S0007006

HIGH MOUNTAIN
SURVEYING, LLC
P.O. Box 445
1235 South Hoytsville Road
Coalville, Utah 84017
(435) 336-4710

SHEET 1 OF 1

ANNEXATION MAP
Prepared for: Bill Larsen
Parcels NS-733 & NS-733-A
Including Parts of Lot 1 and 2 of Section 4 of T3N, R4E, SLB&M
Henefer, Summit County, Utah

S-7006

STATE OF UTAH

OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, GREG BELL, 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 September 1st, 2009, 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 6th day of October, 2009 at Salt Lake City, Utah.

GREG BELL
Lieutenant Governor

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 1st day of September, 2009, the Henefer Town council adopted Ordinance No. 2009-177 authorizing the annexation of a tract of property containing approximately 119.76 acres, which is more particularly described as Exhibit "A" attached to Ordinance 2009-177 (a copy of Ordinance No. 2009-177 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.
3. In order to satisfy the requirements of Utah Code Section 10-2-425 (1)(b)(ii), Henefer Town provides this Notice of Annexation Ordinance adopted by the Henefer Town Council.

Dated this 1 day of September 2009

HENEFER TOWN

R. C. Ovard

BY: Randy C. Ovard
Its: Mayor

ATTEST:

Earleen T. Paskett

Earleen T. Paskett, Town Clerk

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

NOTICE OF BOUNDARY CHANGE

The Henefer Town Council will hold a Public Hearing on September 1, 2009 at 7:00 p.m. The meeting will be held in the Council Meeting room at 150 W Center St., Henefer, Utah. The purpose of the meeting is to receive public input on the proposed annexation by Bruce Rowser.

The property to annexed is: A tract of land located in Section 3, Township 3 North, Range 4 East, Salt Lake Base and Meridian and having a Basis of Bearing taken as N 00° 05' 43" W between the Southeast Corner and the East 1/4 Corner of said Section 3 described as follows:

Beginning at the South 1/4 Corner of Section 3, T3N, R4E, SLB&M and running thence North 88° 52' 21" West 923.56 Feet more or less along the section line and the existing Henefer Town Boundary Line to the easterly right of way line of a county road; thence North 40° 35' 32" West 548.34 Feet along said county road right of way to and along the existing Town Boundary Line; thence North 00° 00' 12" West 1023.80 Feet along said Town Boundary Line; thence North 47° 02' 45" East 288.64 Feet; thence North 15° 32' 53" West 285.12 Feet along Parcel NS-728; the next (6) courses are along an existing line of fence common to Parcel NS-729, thence North 46° 07' 12" East 11.57 Feet; thence North 24° 36' 46" East 433.00 Feet; thence North 28° 56' 46" East 481.00 Feet; thence North 39° 03' 46" East 462.00 Feet; thence North 41° 47' 46" East 98.00 Feet; thence North 42° 44' 46" East 372.00 Feet; thence South 48° 05' 19" East 707.85 Feet more or less to a point which is 15 feet offset perpendicularly to the westerly line of Parcel NS-730-A; the next (2) courses are parallel to and offset westerly 15 feet from the westerly line of said Parcel NS-730-A, thence South 31° 14' 39" East 352.31 Feet; thence South 00° 05' 43" East 2693.28 Feet more or less to the section line; thence North 89° 02' 25" West 599.09 Feet along said section line to the POINT OF BEGINNING; said described tract containing 119.76 Acres, more or less.

In compliance with the Americans with Disabilities Act, individuals needing special accommodations during this hearing should notify the Town Clerk, at (435) 336-5365 at least three days prior to the hearing.

ORDINANCE NO. **2009-177**

AN ORDINANCE ANNEXAING AN AREA OF APPROXIMATELY 119.76 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, 2009.
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

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, 1889 SUMMIT COUNTY, UTAH

Received

SEP 30 2009

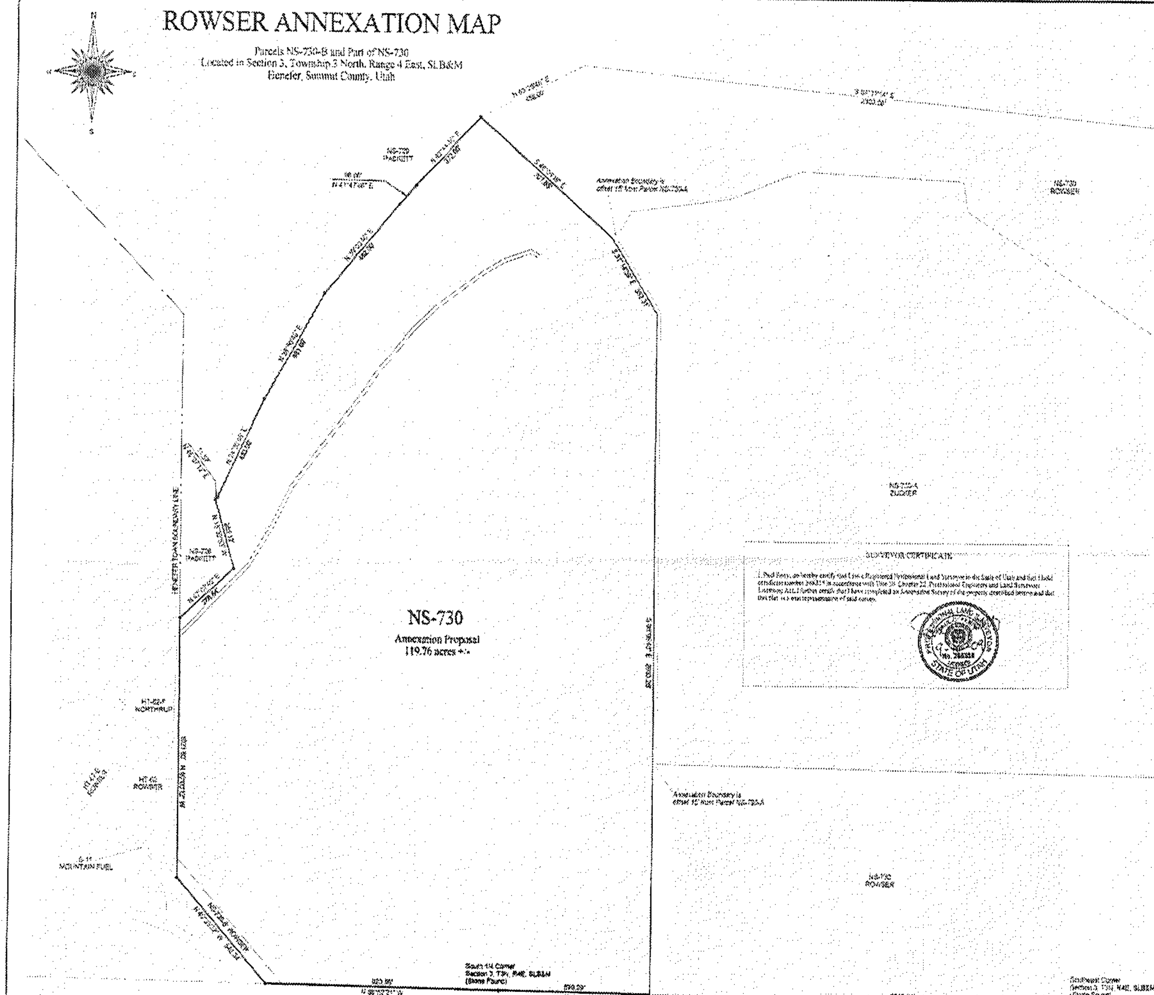
Greg Bell
Lieutenant Governor

EXHIBIT A

Beginning at the South 1/4 Corner of Section 3, T3N, R4E, SLB&M and running thence North 88° 52' 21" West 923.56 Feet more or less along the section line and the existing Henefer Town Boundary Line to the easterly right of way line of a county road; thence North 40° 35' 32" West 548.34 Feet along said county road right of way to and along the existing Town Boundary Line; thence North 00° 00' 12" West 1023.80 Feet along said Town Boundary Line; thence North 47° 02' 45" East 288.64 Feet; thence North 15° 32' 53" West 285.12 Feet along Parcel NS-728; the next (6) courses are along an existing line of fence common to Parcel NS-729, thence North 46° 07' 12" East 11.57 Feet; thence North 24° 36' 46" East 433.00 Feet; thence North 28° 56' 46" East 481.00 Feet; thence North 39° 03' 46" East 462.00 Feet; thence North 41° 47' 46" East 98.00 Feet; thence North 42° 44' 46" East 372.00 Feet; thence South 48° 05' 19" East 707.85 Feet more or less to a point which is 15 feet offset perpendicularly to the westerly line of Parcel NS-730-A; the next (2) courses are parallel to and offset westerly 15 feet from the westerly line of said Parcel NS-730-A, thence South 31° 14' 39" East 352.31 Feet; thence South 00° 05' 43" East 2693.28 Feet more or less to the section line; thence North 89° 02' 25" West 599.09 Feet along said section line to the POINT OF BEGINNING; said described tract containing 119.76 Acres, more or less.

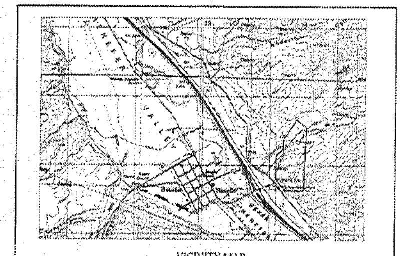
ROWSER ANNEXATION MAP

Parcels NS-730-B and Part of NS-730
Located in Section 3, Township 3 North, Range 4 East, SLB&M
Henefer, Summit County, Utah



SURVEYOR CERTIFICATE

[illegible]



Annexation Description

[illegible]

Narrative

1. Bruce Rowser requested a survey for the purpose of preparing this annexation map and description.

2. The Basis of Bearing for this map is Utah State Plane North Zone (NAD 83), and results in a bearing of N 00° 03' 42" W between the Southeast Corner and the East 1/4 Corner of Section 3, T3N, R4E, SLB&M.

FINAL LOCAL ENTITY PLAT APPROVAL

Approved in compliance with Section 17-23-20 of the Utah Code this ___ day of September, 2009

Summit County Surveyor

BY: [signature]

HENEFER TOWN COUNCIL

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

[signature]
Mayor

[signature]
Clerk/Attest

RECORDER

NO.

State of Utah, County of Summit
Recorded and Filed at the request of ________
Date ______ 20___ Time ______

Fee ______

County Recorder

FILE NO. S0007045
09/17/2009 12:09:33 PM

ANNEXATION MAP

Prepared for: Bruce Rowser
Located in Section 3, T3N, R4E, SLB&M
Henefer, Summit County, Utah

SHEET 1 OF 1

September 10, 2009

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

STATE OF UTAH

OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, GREG BELL, 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 September 21st, 2009, 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 19th day of October, 2009 at Salt Lake City, Utah.

GREG BELL
Lieutenant Governor

ORDINANCE NO. **2009-178**

AN ORDINANCE ANNEXAING AN AREA OF APPROXIMATELY 84.13 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, 2009.
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 21 Day of September, 2009

Henefer Town

BY: Randy C. Ovard

Randy C. Ovard, Mayo

Received

OCT - 7 2009

Map Sent 10/7

Greg Bell
Lieutenant Governor

TOWN OF HENEFER CORPORATE Seal INCORPORATED FEB. 18, 1908 SUMMIT COUNTY, UTAH

ATTEST:

Earleen T. Paskett

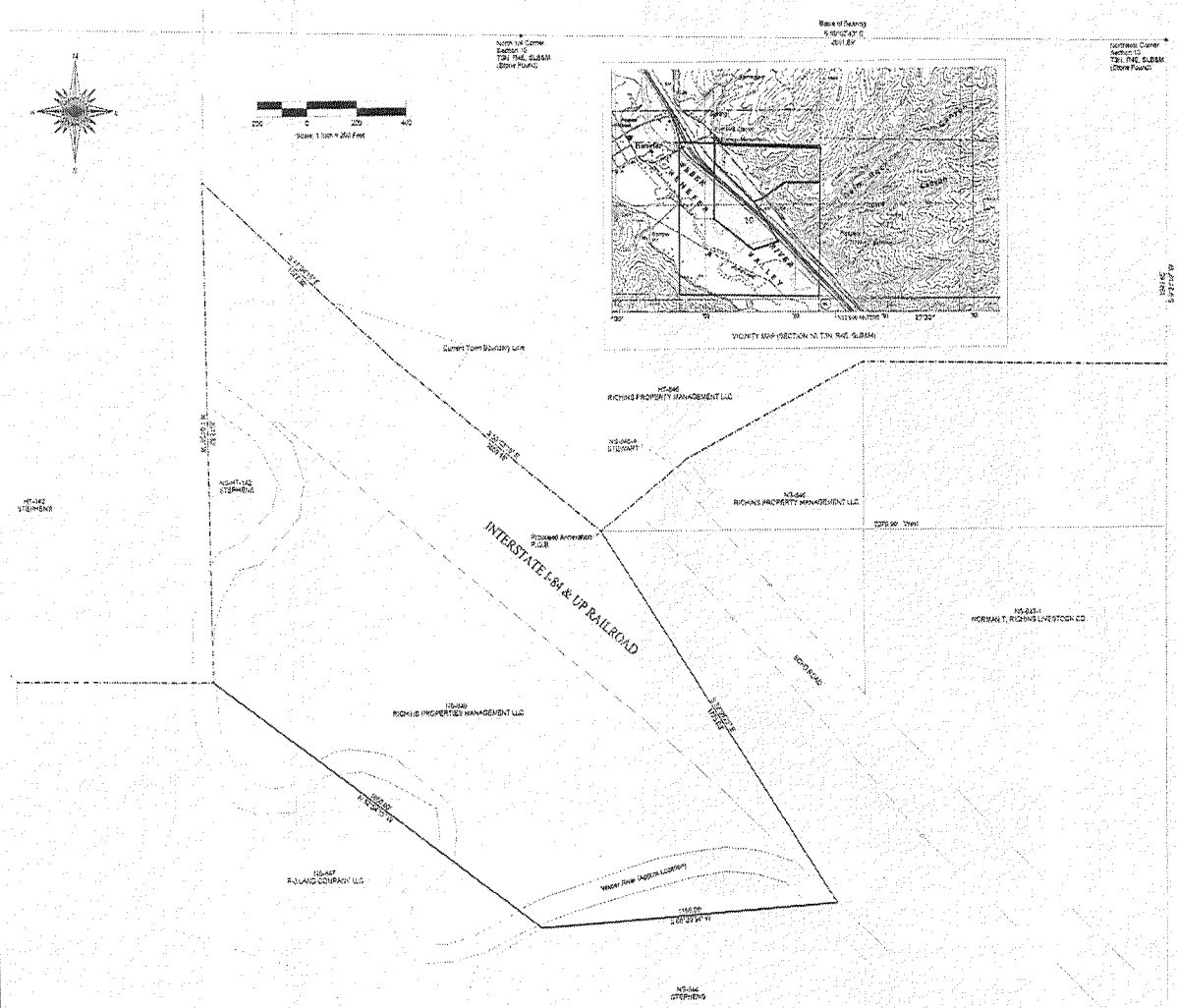
Earleen T. Paskett, Town Clerk,

Difference between Previous Subdivision and New Subdivision Description

Beginning at a point South 00°35'14" East 1997.35 feet along the section line and East 1670.26 feet and North 59°09'09" East 551.26 feet from the Northwest corner of Section 4, Township 3 North, Range 4 East, Salt Lake Base and Meridian, thence North 59°09'09" East 325.68 feet; thence South 57°15'48" East 172.60 feet; thence South 39°00'59" East 232.39 feet; thence South 07°45'36" West 198.48 feet; thence South 06°36'34" East 173.87 feet; thence South 33°29'40" East 200.15 feet; thence South 59°36'12" West 579.92 feet; thence North 31°00'00" West 200.88 feet; thence South 59°00'00" West 192.51 feet to a point of curvature; thence 39.43 feet along the 25.00 foot radius curve to the left with a central angle of 90°22'10", chord bears South 13°48'54" West 35.47 feet; thence North 31°22'12" West 112.16 feet; thence North 59°00'00" East 551.00 feet; thence North 31°00'00" West 604.87 feet to the point of beginning.

Contains 417,477 sq. ft. OR 9.584 acres

HENEFER ANNEXATION PLAT
PARCELS: NS-HT-142 & NS-846



Annexation Boundary Description

Beginning at a point located N 00°21' 30" W 1500.45 feet along the Section Line and West 2.00 feet plus [illegible] from the Northeast Corner of Section 10, T3N, R4E, SLB&M and running thence South 00° 21' 30" East 1779.10 feet more or less to a point on the northerly side line of Parcel NS-846, thence South 87° 29' 36" West 1155.49 Feet along said northerly side line, thence North 52° 34' 24" West 1650.00 feet along the common boundary lines of Parcels NS-846 and NS-HT-142 to a point on the Original Town Boundary, thence North 37° 34' 24" West 294.2202 Feet along said Original Hanover Town Boundary Line, thence South 47° 34' 24" East 1477.42 Feet along a Rectangular Survey Section Corner Town Boundary Line, thence South 52°03' 12" East 2490.13 Feet to the POINT OF BEGINNING and enclosed area containing 84.13 Acres more or less

Petition for Annexation
by: Mayor Randy Shepherd
Henefer Town Council

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

I Paul Fancy, a Licensed Professional Land Surveyor as prescribed by the Laws of the State of Utah (including License No. 164924), do hereby certify that I have made a survey on a field review basis under my direction of the attached annexation proposal (property description that has been or is to be, connected to contiguous of said annexation boundary)

FINAL LOCAL ENTITY PLAT APPROVAL

APPROVED AS TO FORM
Summit County Surveyor

COUNTY ENGINEER
Summit County Surveyor

Approved in compliance with Section 17-23-20 of the Utah Code this 24th day of September, 2009

Summit County Surveyor

BY: [illegible]
County Surveyor/Deputy Surveyor

No. 163939
KENT C. WILLIS
PROFESSIONAL LAND SURVEYOR
STATE OF UTAH

HENEFER TOWN COUNCIL

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

Mayor

Clerk, Auditor

RECORDER

NO.

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

Fee$

County Recorder

FILE NO. S0007055

HIGH MOUNTAIN SURVEYING, LLC
P.O. Box 68
1175 South Hoytsville Road
Coalville, Utah 84017
(435) 336-4310

SHEET 1 OF 1

CHECKED:

DRAWN BY: PCF
CHECKED BY: PCF
DRAWING NO:
SCALE: 1 Inch = 200 Feet
DATE: September 24, 2009

ANNEXATION PROPOSAL MAP

Prepared For: Grant Richins
Annexation Proposal for:
Parcel NS-HT-142 & Portions of NS-846
Part of Section 10, 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 annexations from the MOUNTAIN REGIONAL WATER SPECIAL SERVICE DISTRICT, dated February 25th, 2009, complying with Section 17D-1-403, 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 annexations, 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 2nd day of April, 2009.

Gary R. Herbert

GARY R. HERBERT
Lieutenant Governor

RESOLUTION NO. 2009-06MRW

A RESOLUTION ANNEXING CERTAIN REAL PROPERTY TO THE MOUNTAIN REGIONAL WATER SPECIAL SERVICE DISTRICT (SS-70-2, SS-70-3, SS-70-4)

WHEREAS, the Summit County Board of Commissioners of Summit County, Utah, established a local district designated as the Mountain Regional Water Special Service District (the "District"), to provide water services within its boundaries; and

WHEREAS, Utah Code Ann. §17B-1-402 provides that additional land from that specified in the resolution establishing a local district may be annexed to the district in conformance with the applicable procedures; and

WHEREAS, §17B-1-403 provides that the Summit County Council of Summit County, Utah (the "Council"), may be petitioned to annex an area into the District; and

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

WHEREAS, Utah 7000 Development, L.L.C. has petitioned the Summit County Council to annex its land into the District. In the petition, Utah 7000 Development, L.L.C., represented that it is the sole owner of the property;

WHEREAS, §17B-1-413 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, Mr. Rich Sonntag, an authorized representative for Utah 7000 Development, L.L.C., has signed the petition for annexation.

The Summit County Council makes the following Resolution:

Section 1. The Council finds and determines that public health, convenience, and necessity requires that certain land situated in Summit County, State of Utah, being generally described as the Smith parcels SS-70-2, SS-70-3, and SS-70-4 located in Summit County, Utah, and more particularly described in Exhibit A attached hereto, be annexed into the District.

Received
MAR 25 2009
Gary R. Herbert
Lieutenant Governor

Map Sent 3126

ENTRY NO. 00867046
03/11/2009 03:09:04 PM B: 1971 P: 1176
Resolution PAGE 1/3
ALAN SPRIGGS, SUMMIT COUNTY RECORDER
FEE 0.00 BY SUMMIT COUNTY CLERK

Section 2. The boundaries of the District shall include all previously established boundaries and the additional annexed parcels SS-70-2, SS-70-3, and SS-70-4.

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 in Exhibit A attached hereto located in 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, 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 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 Summit County Council.

APPROVED AND ADOPTED this 25 day of February, 2009.

SUMMIT COUNTY COUNCIL
SUMMIT COUNTY, UTAH

Chairperson

COUNTY CLERK'S SEAL
SUMMIT COUNTY
1854
STATE OF UTAH

ATTEST:

County Clerk

EXHIBIT A

Legal Description of Property: Smith Boundary

Tax No: SS-70-2:

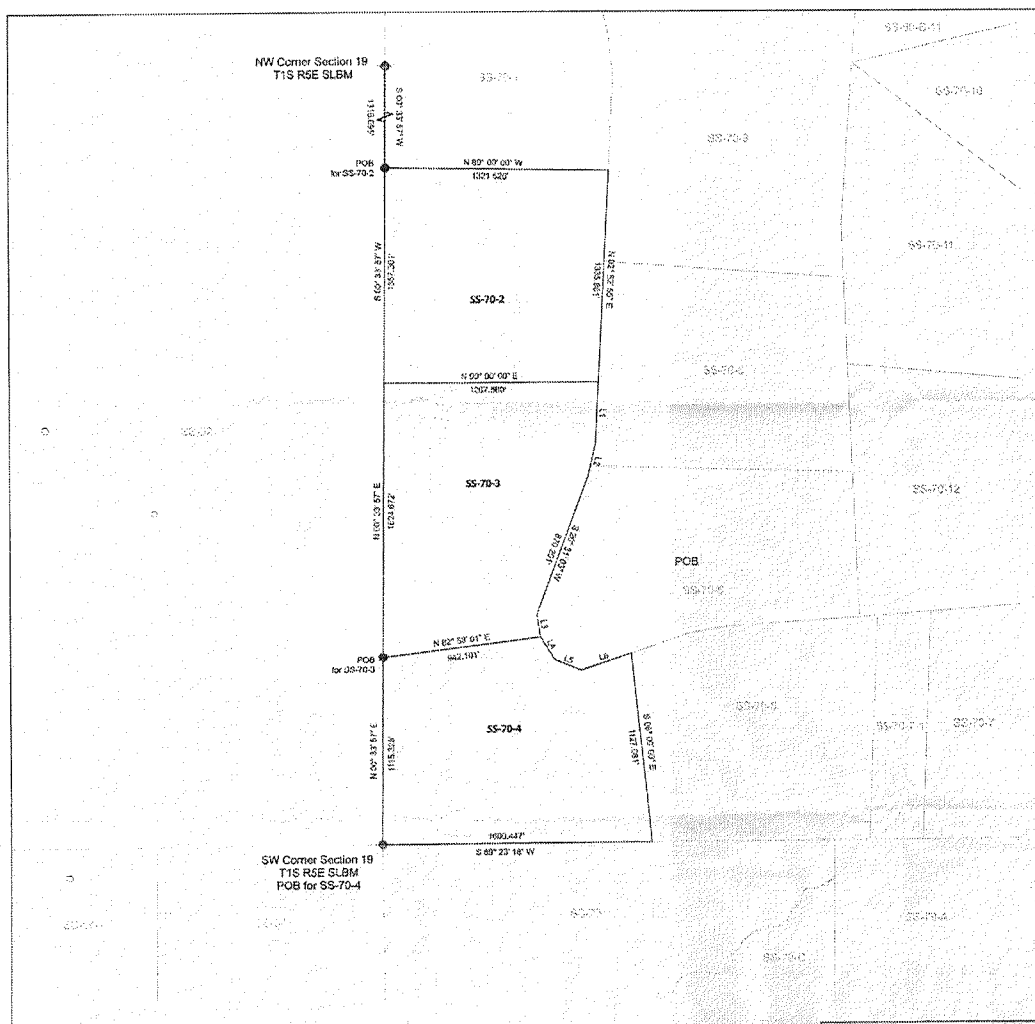
(LOT 6) IN SEC 19 T1SR5E; BEG AT PT ON WSEC LN SEC 19 T1SR5E SLBM SD PT BEING S 0*33'57" W ALG SD W LN 1316.095 FT FRNW COR SEC 19 (SD NW COR BEAR N 0*33'57" E FR SW COR & BEING BASIS OF BEAR) TH S0*33'57" W ALG SD W LN 1357.301 FT; TH E 1267.560 FT; N 2*52'55" E 1335.861 FT;N 89* W 1321.526 FT TO PT OF BEG TOGETHER WITH AND SUBJECT TO 50 FT R/W "J" CONT 40.0 AC M131-79; and

Tax No: SS-70-3:

(LOT 7) IN SEC 19 T1SR5E; BEG AT PT ON WSEC LN SEC 19 T1SR5E SLBM, SD PT BEG N 0*33'57" E ALG SD W LN 1115.328 FT FR SWCOR SEC 19 (SD SW COR BEAR S 0*33'57" W FR NW COR & BEING BASIS OF BEAR) TH N0*33'57" E ALG SD W LN 1624.672 FT; TH E 1267.560 FT; TH S 2*52'55" W 369.708 FTS 13*19'28" W 195.256 FT; S 20*31'03" W 870.201 FT; S 8*25'37" E 136.473 FT; S82*58'01" W 942.101 FT TO BEG TOGETHER WITH & SUBJ TO 50 FT R/W "J" CONT 40.0AC M131-81; and

Tax No: SS-70-4:

(LOT 8) SEC 19 T1SR5E; BEG AT PT THAT ISSW COR SEC 19 T1SR5E SLBM, TH N 0*33' 57" E ALG W SEC LN SEC 19, 11115.328 FT;N 82*58'01" E 942.101 FT; S 32*11'45" E 159.530 FT; S 67*14'57" E 168.077 FT; N70*05'47" E 315.356 FT; S 6* E 1127.081 FT TO S SEC LN SD SEC 19; TH S 89*23'18" W ALG SD S LN 1600.447 FT TO PT OF BEG CONT 40.0 AC TOGETHER WITH & SUJBTO 50 FT R/W "J" CONT 40.0 AC M131-89.



Annexation to the Mountain Regional Water Special Service District

By Resolution No. 2009-06 MRW
Recorded 3-11-2009 as entry number 867046
in book 1971 on page 1176

Annexation Description

SS-70-2
S 19 T 1S R 5E (LOT 6) IN SEC 19 T1SR5E; BEG AT PT ON W SEC LINE SEC 19 T1SR5E SLBM SD PT BEING S 0°33'57" W ALONG SD W LINE 1316.095 FT FROM NW COR SEC 19 (SD NW COR BEARING N 0°33'57" E FROM SW COR & BEING BASIS OF BEARING); TH S 0°33'57" W ALONG SD W LINE 1357.301 FT; TH E 1267.560 FT; N 2°52'55" E 1335.661 FT; N 80° W 1321 526 FT TO PT OF BEG TOGETHER WITH & SUBJECTTO 50 FT R/W "J" CONT 40.0 AC M131-79

SS-70-3
S 19 T 1S R 5E (LOT 7) IN SEC 19 T1SR5E; BEG AT PT ON W SEC LINE SEC 19 T1SR5E SLBM SD PT BEG 0°33'57" E ALONG SD W LINE 1115.328 FT FROM COR SEC 19 (SD SW COR BEARING S 0° 33'57" W FROM NW COR & BEING BASIS OF BEARING); TH N 0°33'57" E ALONG SD W LINE 1624.672 FT; TH E 1267.560 FT; TH S 2°52'55" W 369.708 FT; S 13°19'28" W 195.256 FT; S 20°31'03" W 870.201 FT; S 8°25'37" E 136.473 FT S 82°58'01" W 942.101 FT TO BEG TOGETHER WITH & SUBJECT TO 50 FTR/W "J" CONT 40.0 AC M131-81

SS-70-4
S 19 T 1S R 5E (LOT 8) SEC 19 T1SR5E; BEG AT PT THAT IS SW COR SEC 19 T1SR5E SLBM; TH N 0°33' 57" E ALONG W SEC LINE SEC 19, 1115.328FT; N 82°58'01" E 942.101 FT; S 32°11' 45" E 159.530 FT; S 67°14'57" E 168.077FT; N 70°05'47" E 315.356 FT; S 6° E 1127.081 FT TO S SEC LINE SD SEC 19; THS 89°23'18" W ALONG SD S LINE 1600.447 FT TO PT OF BEG CONT 40.0 AC TOGETHER WITH & SUBJECT TO 50 FT R/W "J" CONT 40.0 AC M131-89

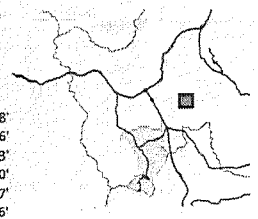
Surveyor's Certificate

I, Kent C. Walker, do hereby certify that I am a registered land surveyor and that I hold certificate no. 162339 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-2-1209(4). No field monument work performed.

Kent C. Walker — Surveyor's Signature — 3/17/09 — Date

No. 162339 KENT C. WALKER STATE OF UTAH

Vicinity Map



L1	S 02° 52' 55" W	369.708'
L2	S 13° 19' 28" W	195.256'
L3	S 08° 25' 37" E	136.473'
L4	S 32° 11' 45" E	159.530'
L5	S 67° 14' 57" E	168.077'
L6	N 70° 05' 47" E	315.356'

Approved As To Form	Approved As To Form	County Surveyor Filing	Summit County Recorder Recording
Summit County Attorney	Summit County Surveyor	FILE NO. S0006987	
By: Helen Strachan 3/17/09 Date	By: Acting Summit County Surveyor 3/17/09 Date		

S-6987

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 February 25th, 2009, complying with Section 17D-1-403, 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 annexations, 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 2nd day of April, 2009.

Gary R. Herbert

GARY R. HERBERT
Lieutenant Governor

RESOLUTION NO. 2009-05MRW

A RESOLUTION ANNEXING CERTAIN REAL PROPERTY TO THE MOUNTAIN REGIONAL WATER SPECIAL SERVICE DISTRICT (SS-148-3)

WHEREAS, the Summit County Board of Commissioners of Summit County, Utah, established a local district designated as the Mountain Regional Water Special Service District (the "District"), to provide water services within its boundaries; and

WHEREAS, Utah Code Ann. §17B-1-402 provides that additional land from that specified in the resolution establishing a local district may be annexed to the district in conformance with the applicable procedures; and

WHEREAS, §17B-1-403 provides that the Summit County Council of Summit County, Utah (the "Council"), may be petitioned to annex an area into the District; and

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

WHEREAS, Fred J Bacon Jr. has petitioned the Summit County Council to annex its land into the District. In the petition, Fred J. Bacon Jr., trustee, represented that Fred J Bacon ,Jr., is the sole owner of the property;

WHEREAS, §17B-1-413 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, Fred J Bacon Jr., trustee, has signed the petition for annexation.

The Summit County Council makes the following Resolution:

Section 1. The Council finds and determines that public health, convenience, and necessity requires that certain land situated in Summit County, State of Utah, being

Received
MAR 26 2009
Map Ent 3126
Gary R. Herbert
Lieutenant Governor

ENTRY NO. 00867047
03/11/2009 03:09:04 PM B: 1971 P: 1179
Resolution PAGE 1/4
ALAN SPRIGGS, SUMMIT COUNTY RECORDER
FEE 0.00 BY SUMMIT COUNTY CLERK

generally described as parcel SS-148-3 located in Summit County, Utah be annexed into the District.

Section 2. The boundaries of the District shall include all previously established boundaries and the additional annexed parcel SS-148-3.

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 parcel SS-148-3 located in 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, 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 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 Summit County Council.

APPROVED AND ADOPTED this 25th day of February, 2009.

SUMMIT COUNTY COUNCIL
SUMMIT COUNTY, UTAH

Chairperson

ATTEST:

County Clerk

EXHIBIT A

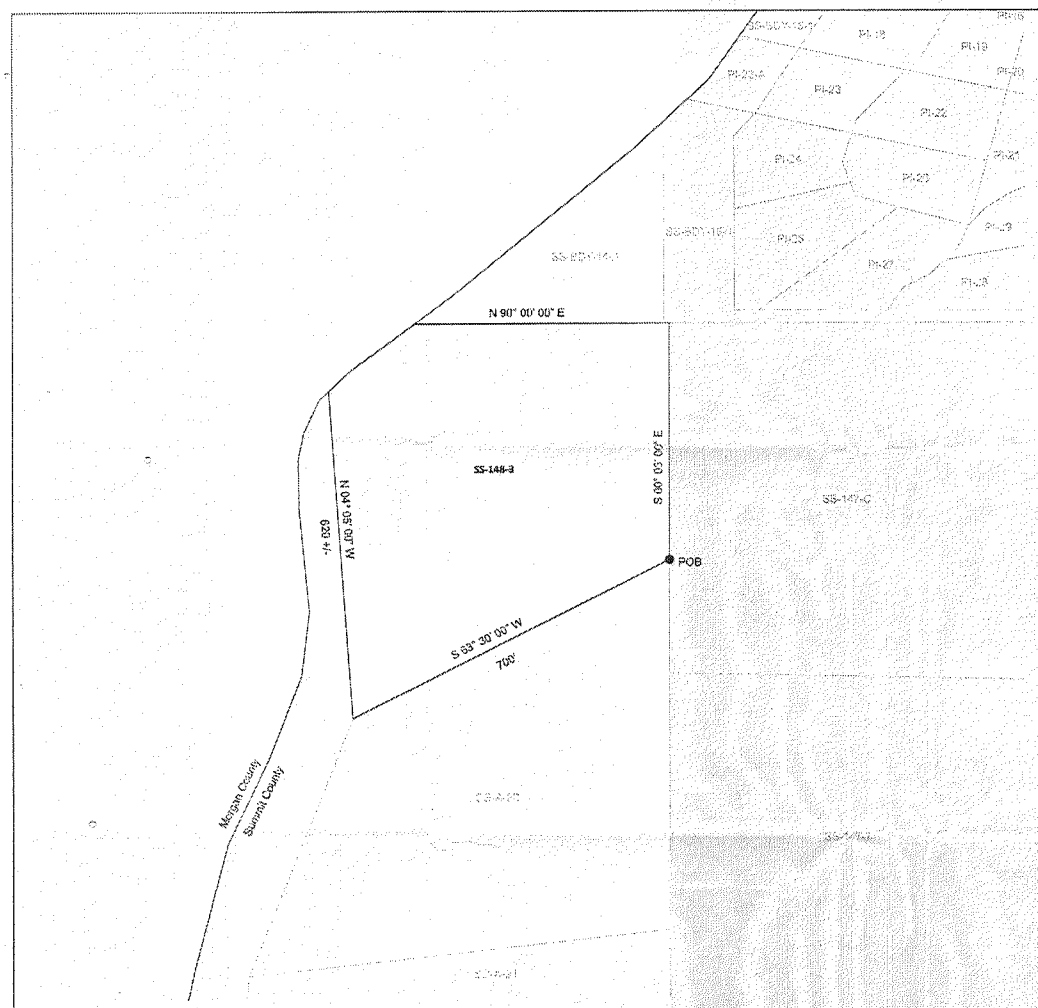
SS-148-3

LEGAL DISCRIPTION

Legal S 29 T 1N R 4E THAT PORTION OF DESCRIBED PROPERTYLYING IN SUMMIT COUNTY: COM NE COR LOT STAGE COACH ESTATES PLAT A SUBDIVISIONIN SEC 29 T1NR4E TH S 63}30' W 700 FT;
TH N 04}05' W 620 FT; M/L TO N SEC LINESD SEC TH E'LY ALAG SD SEC LINE TO A PT
WH IS N 0*03'W FR PLACE OF BEG. TH S 0*03'E TO BEG CONT 7.52 ACRES
(LESS 0.24 AC MORGAN CO CONT 7.27 AC INSUMMIT COUNTY)
M76-581 M33-24 M41-381
M42-193 815-389-391FRED J BACON JR & MADELEINE C BACON TRUSTEES OF THE BACON MARTIAL TRUST,BACON CHILDRENS TRUST & BACON
EDUCATIONAL TRUST

Annexation to the Mountain Regional Water Special Service District

By Resolution No. 2009-05 MRW
Recorded 3-11-2009 as entry number 867047
in book 1971 on page 1179



Annexation Description

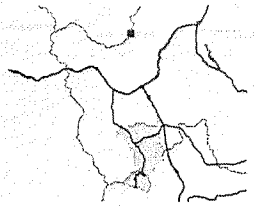
SS-148-3
S 29 T 1N R 4E THAT PORTION OF DESCRIBED PROPERTY LYING IN SUMMIT COUNTY: COM NE COR LOT STAGE COACH ESTATES PLAT A SUBDIVISIONIN SEC 29 T1NR4E TH S 63)30' W 700 FT; TH N 04)05' W 629 FT; M/L TO N SEC LINESD SEC TH E'LY ALAG SD SEC LINE TO A PT WH IS N 0°03'W FR PLACE OF BEG. TH S 0°03'E TO BEG CONT 7.52 ACRES (LESS 0.24 AC MORGAN CO CONT 7.27 AC INSUMMIT COUNTY) M76-581 M33-24 M41-381 M42-193 515-389-391FRED J BACON JR & MADELEINE C BACON TRUSTEES OF THE BACON MARTIAL TRUST,BACON CHILDRENS TRUST & BACON EDUCATIONAL TRUST

Surveyor's Certificate

I, Kent C. Wilde, do hereby certify that I am a registered land surveyor and that I hold certificate no. 162299 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-2-1276 (4). No field survey was performed.

Surveyor's Signature — Date 3/12/09

Vicinity Map



N

Summit County
Utah
2009

1 inch = 100 feet

Approved As To Form	Approved As To Form	County Surveyor Filing	Summit County Recorder Recording
Summit County Attorney By: Helen Strachan 3/17/09 Date	Summit County Surveyor By: Kent C. Wilde Acting Summit County Surveyor 3/12/09 Date	FILE NO. S0006988 03/18/2009 11:49:03 AM	

S-6988