

STATE OF UTAH

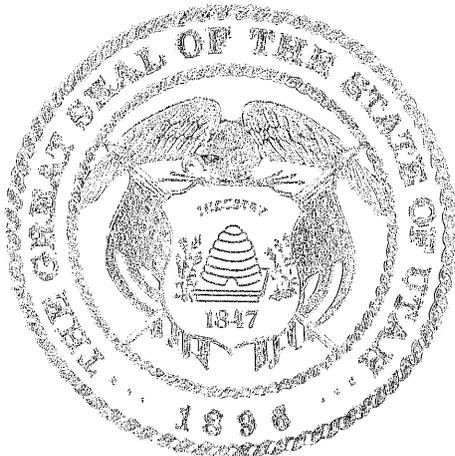


OFFICE OF THE LIEUTENANT GOVERNOR

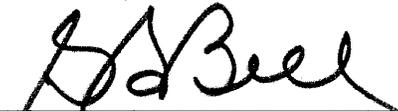
CERTIFICATE OF ANNEXATION

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 BONA VISTA WATER IMPROVEMENT DISTRICT, dated June 28th, 2010, 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 BONA VISTA WATER IMPROVEMENT DISTRICT, located in Weber County, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of Utah at Salt Lake City, this 1st day of November, 2010.



GREG BELL
Lieutenant Governor

03-2010

RESOLUTION OF ANNEXING
OF REAL PROPERTY

WHEREAS, The owner and total tax payer of all the private real property in all of Serial No. 19-014-0042, private property in Pleasant View City, Weber County, Utah filed a petition to here that area annexed into Bona Vista Water Improvement District to secure culinary water service from that District and,

WHEREAS, That District certified that petition was proper and complete and gave notice of intent to annex that area as required by law and fixed the District's regular meeting at its office 2020 West 1300 North in Farr West at 2:00 p.m. Monday, June 28, 2010 as the time and place for the consideration and action on that petition.

NOW THEREFORE BE IT RESOLVED, BY THE Board of Trustees of the Bona Vista Water Improvement District,

1. The following described real property is hereby annexed into Bona Vista Water Improvement District and that District shall serve culinary water to that area under the same fees, rules and regulations applicable to the District generally.

2. The area annexed is shown on the attached plat which is a part of this Resolution and is described as follows:

Received

NOV - 1 2010

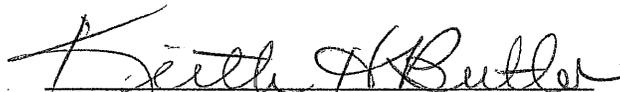
Greg Bell
Lieutenant Governor

Resolution 3-2010
Michael J. Dickemore
Serial # 19-014-0042
Pleasant View City, Weber County

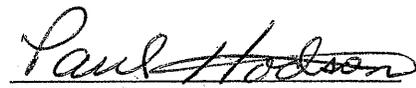
Part of the Southwest Quarter of Section 24, Township 7 North, Range 2 West, Salt Lake Meridian, U.S. Survey + beginning at a point 168.5 feet East to East line of O.S.L. Right of way and South 26°46' East parallel with and 33 feet East of the center line of said Railroad 1026.4 feet from the Northwest corner of said Southwest quarter; running thence North 62°30' East 500 feet, more or less, to the West line of Highway; thence North Westerly along said West line 106.0 feet; thence South 62°30' West 500 feet, more or less, to the East line of right of way; thence South 26°46' East 106.0 feet to the point of beginning.

Contains: 1.21 acres

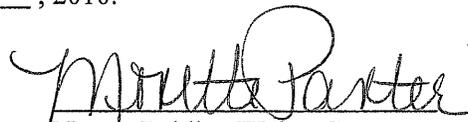
Adopted 28th day of June, 2010.

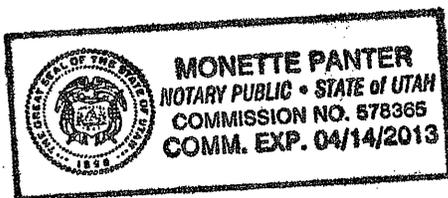

Chairman-Board of Trustees
Bona Vista Water Improvement District

ATTEST:


Paul Hodson/General Manager

Submitted and sworn to before me June 28th, 2010.


Notary Public, Weber County



**ANNEXATION PLAT TO THE
BONA VISTA WATER IMPROVEMENT DISTRICT 2010-03**

LOCATED IN THE SOUTHWEST QUARTER OF SECTION 24,
TOWNSHIP 7 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN
PLEASANT VIEW CITY, WEBER COUNTY, UTAH
26 Oct, 2010

STATE OF UTAH)
COUNTY OF WEBER)

I HEREBY CERTIFY THAT THIS IS A TRUE COPY
OF THE DOCUMENT THAT APPEARS ON
FILE IN MY OFFICE.

WITNESS MY HAND AND SEAL
THIS 27th DAY OF OCTOBER 2010
ERNEST D. ROWLEY, WEBER COUNTY SURVEYOR
BY: *[Signature]* DEPUTY

BOUNDARY DESCRIPTION

PART OF THE SOUTHWEST QUARTER OF SECTION 24, TOWNSHIP 7 NORTH, RANGE 2 WEST, SALT LAKE BASE & MERIDIAN, U.S. SURVEY, BEGINNING AT A POINT 168.5 FEET EAST TO EAST LINE OF O.S.L.R.R. RIGHT OF WAY AND SOUTH 26°45' EAST PARALLEL WITH AND 33 FEET EAST OF THE CENTERLINE OF SAID RAILROAD 1026.4 FEET, MORE OR LESS, TO AN EXISTING FENCE, FROM THE NORTHWEST CORNER OF SAID SOUTHWEST QUARTER, SAID POINT ALSO BEING BY RESOLUTION OF ANNEXATION PER ENTRY #2045953 OF THE WEBER COUNTY RECORDS, S0°26'20"W, 1419.02 FEET ALONG THE WEST LINE OF SAID SOUTHWEST QUARTER, S.89°33'40"E, 982.63 FEET AND N.26°13'32"W, 567.57 FEET ALONG SAID RIGHT OF WAY LINE TO AN EXISTING FENCE FROM SAID NORTHWEST CORNER OF SAID SOUTHWEST QUARTER, AND RUNNING THENCE NORTH 62° 30' EAST ALONG AN EXISTING FENCE LINE, 500 FEET, MORE OR LESS, (PER ENTRY #2045953 S62°47'48"E, 512.54 FEET ALONG SAID FENCE) TO THE WEST RIGHT OF WAY OF U.S. HIGHWAY 89-91, THENCE NORTHWESTERLY ALONG SAID WEST RIGHT OF WAY 106.0 FEET; THENCE SOUTH 62° 30' WEST 900 FEET, MORE OR LESS, TO SAID EAST LINE OF RAILROAD RIGHT OF WAY; THENCE SOUTH 26° 46' EAST 106.0 FEET TO THE POINT OF BEGINNING, CONTAINING 1.21 Acres, more or less.

SURVEYOR'S CERTIFICATE

I, CYNTHIA L. SEGRIF DO HEREBY CERTIFY THAT I AM A REGISTERED LAND SURVEYOR, AND THAT I HOLD CERTIFICATE NO. 170163 AS PRESCRIBED BY THE LAWS OF THE STATE OF UTAH, TITLE 89, CHAPTER 22. I FURTHER CERTIFY THAT THIS ANNEXATION PLAT FOR BONA VISTA WATER IMPROVEMENT DISTRICT IN WEBER COUNTY, UTAH, HAS BEEN DRAWN TO THE DESIGNATED SCALE AND IS A TRUE AND CORRECT REPRESENTATION OF THE FOLLOWING DESCRIPTION OF LANDS BASED ON DATA COMPILED FROM RECORDS IN THE WEBER COUNTY RECORDERS OFFICE.

CYNTHIA L. SEGRIF P.L.S.



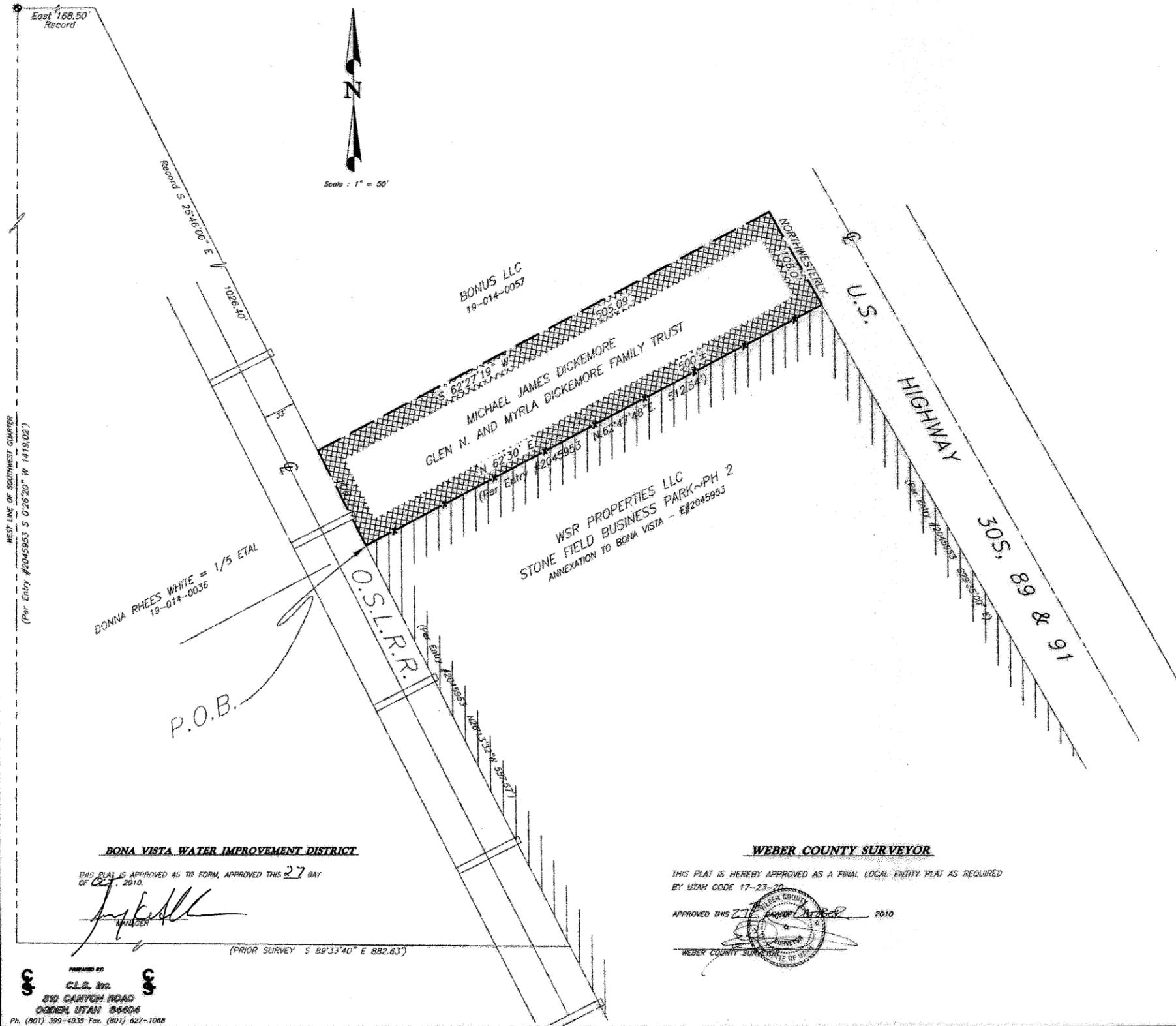
NARRATIVE

THE PURPOSE OF THIS SURVEY WAS TO ANNEX THE BOUNDS OF THE DICKEMORE PROPERTY INTO THE BONA VISTA WATER IMPROVEMENT DISTRICT.
BASIS OF THIS PLAT IS PER THE WEBER COUNTY RECORDS WITH THE INTENTION OF THE SOUTH LINE OF THE DICKEMORE PROPERTY BEING IN COMMON WITH THE NORTH LINE OF THE RESOLUTION OF ANNEX, AS STATED WITHIN ENTRY #2045953, SAID LINE BEING AN EXISTING FENCE LINE, THE WESTERN LINE OF SAID PROPERTY BEING BOUNDED BY THE EXISTING RAILROAD AND THE EASTERN LINE OF SAID PROPERTY BEING BOUNDED BY THE WESTERN RIGHT OF WAY OF STATE HIGHWAY 89, 91.

- LEGEND:**
- () DISTANCE AND OR BEARING PER PRIOR SURVEY, NO PARENTHESES IS DISTANCE OR BEARING PER DEED/RECORD OR DEED BEARING TO STATE PLANE GRID BEARING.
 - EXISTING FENCES.
 - BOUNDARY LINE.
 -  EXISTING BOUNDARY BONA VISTA WATER IMPROVEMENT DISTRICT
 -  PROPOSED BOUNDARY BONA VISTA WATER IMPROVEMENT DISTRICT

COUNTY RECORDER	
ENTRY No. _____	FEE PAID _____
FILED FOR RECORD AND RECORDED: _____ AT _____	
IN BOOK _____	PAGE _____
OF OFFICIAL RECORDS RECORDED FOR: _____	
COUNTY RECORDER: _____	
BY: _____	

NORTHWEST CORNER OF SOUTHWEST QUARTER TOWNSHIP 7 NORTH, RANGE 2 WEST, SALT LAKE BASE & MERIDIAN



BONA VISTA WATER IMPROVEMENT DISTRICT

THIS PLAT IS APPROVED AS TO FORM, APPROVED THIS 27 DAY OF OCT 2010.

[Signature]
MANAGER

(PRIOR SURVEY S 89°33'40" E 882.63')

WEBER COUNTY SURVEYOR

THIS PLAT IS HEREBY APPROVED AS A FINAL LOCAL ENTITY PLAT AS REQUIRED BY UTAH CODE 17-23-20

APPROVED THIS 27th DAY OF OCT 2010

[Signature]
WEBER COUNTY SURVEYOR

PREPARED BY
C.L.S., INC.
810 CANYON ROAD
OGDEN UTAH 84404
Ph. (801) 399-4835 Fax. (801) 627-1068

STATE OF UTAH



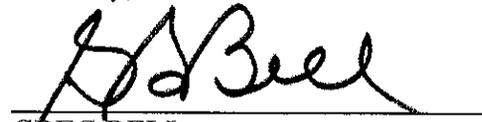
OFFICE OF THE LIEUTENANT GOVERNOR

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 BONA VISTA WATER IMPROVEMENT DISTRICT, dated October 26th, 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 BONA VISTA WATER IMPROVEMENT DISTRICT, located in Weber County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of Utah at Salt Lake City, this 1st day of February, 2010.


GREG BELL
Lieutenant Governor



3-2009

RESOLUTION OF ANNEXING
OF REAL PROPERTY

WHEREAS, The owner and total tax payer of all the private real property in all of Serial No. 19-016-0093, private property in Pleasant View City, Weber County, Utah filed a petition to here that area annexed into Bona Vista Water Improvement District to secure culinary water service from that District and,

WHEREAS, That District certified that petition was proper and complete and gave notice of intent to annex that area as required by law and fixed the District's regular meeting at its office 2020 West 1300 North in Farr West at 2:00 p.m. Monday, October 26, 2009 as the time and place for the consideration and action on that petition.

NOW THEREFORE BE IT RESOLVED, BY THE Board of Trustees of the Bona Vista Water Improvement District,

1. The following described real property is hereby annexed into Bona Vista Water Improvement District and that District shall serve culinary water to that area under the same fees, rules and regulations applicable to the District generally.

2. The area annexed is shown on the attached plat which is a part of this Resolution and is described as follows:

Resolution 3-2009
Gordon Shafer
Serial # 19-016-0093
Pleasant View City, Weber County

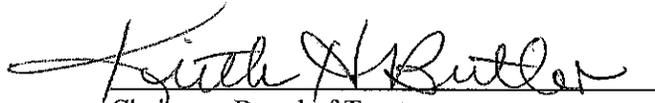
The area to be annexed is shown on the attached plat and is described as follows:

The area to be annexed is shown on the attached plat and is described as follows:
Serial # 19-016-0093

Part of the Southeast Quarter of Section 25, Township 7 North, Range 2 West, beginning at the West right of way line of U.S. Highway 89-91 and 30 South, and North line of said Southeast quarter of section 25; thence South 29°30' East along the West line of highway; 353.65 feet to the point of beginning; running South 29°35' East along right of way 150 feet; thence South 60°25' West 290 feet; thence North 29°35' West 150 feet; thence North 60°25' East 290 feet to the point of beginning.

Contains: 1 acre

Adopted 26th day of Oct, 2009.



Chairman-Board of Trustees
Bona Vista Water Improvement District

ATTEST:



Paul Hodson/General Manager

Submitted and sworn to before me Oct 26, 2009.





Notary Public, Weber County

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 BONA VISTA WATER IMPROVEMENT DISTRICT, dated October 26th, 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 BONA VISTA WATER IMPROVEMENT DISTRICT, located in Weber County, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 22nd day of March, 2010 at Salt Lake City, Utah.

A handwritten signature in black ink, appearing to read "Greg Bell".

GREG BELL
Lieutenant Governor

Received

MAR 10 2010

Greg Bell
Lieutenant Governor

4-2009

RESOLUTION OF ANNEXING
OF REAL PROPERTY

WHEREAS, The owner and total tax payer of all the private real property in all of Serial No. 19-016-0024, private property in Pleasant View City, Weber County, Utah filed a petition to here that area annexed into Bona Vista Water Improvement District to secure culinary water service from that District and,

WHEREAS, That District certified that petition was proper and complete and gave notice of intent to annex that area as required by law and fixed the District's regular meeting at its office 2020 West 1300 North in Farr West at 2:00 p.m. Monday, October 26, 2009 as the time and place for the consideration and action on that petition.

NOW THEREFORE BE IT RESOLVED, BY THE Board of Trustees of the Bona Vista Water Improvement District,

1. The following described real property is hereby annexed into Bona Vista Water Improvement District and that District shall serve culinary water to that area under the same fees, rules and regulations applicable to the District generally.

2. The area annexed is shown on the attached plat which is a part of this Resolution and is described as follows:

Resolution 4-2009
Brent Bailey, Bailey V. Properties
Serial # 19-016-0024
Pleasant View City, Weber County

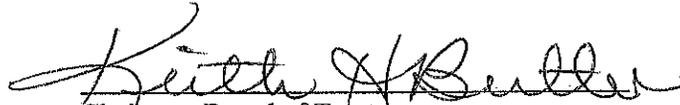
The area to be annexed is shown on the attached plat.

Serial # 19-016-0024

Attached: Description

Contains: 10.33 acres

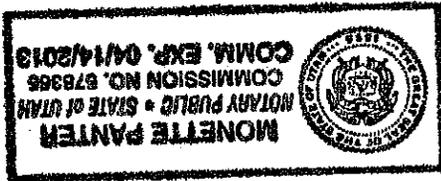
Adopted 26th day of Oct, 2009.


Chairman-Board of Trustees
Bona Vista Water Improvement District

ATTEST:


Paul Hodson/General Manager

Submitted and sworn to before me Oct 26, 2009.




Notary Public, Weber County

STATE OF UTAH



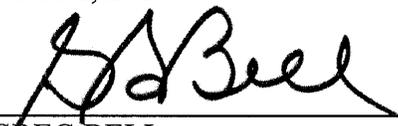
OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF BOUNDARY ADJUSTMENT

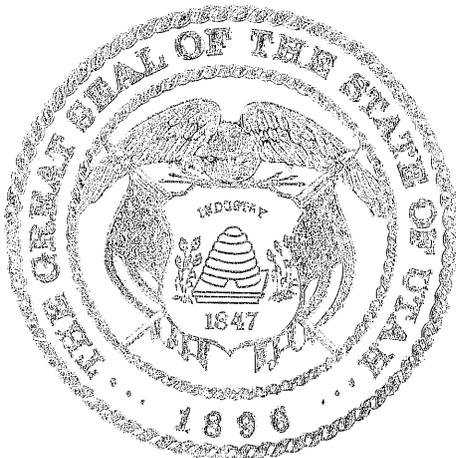
I, GREG BELL, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of boundary adjustment of the HOOPER WATER IMPROVEMENT DISTRICT, dated September 28th, 2010, complying with Section 17B-1-417, Utah Code Annotated, 1953, as amended.

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 boundary adjustment, referred to above, on file with the Office of the Lieutenant Governor pertaining to the HOOPER WATER IMPROVEMENT DISTRICT, located in Weber 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 5th day of October, 2010.



GREG BELL
Lieutenant Governor



**HOOPER WATER IMPROVEMENT DISTRICT
NOTICE OF BOUNDARY CHANGE (BOUNDARY ADJUSTMENT BETWEEN
HOOPER WATER IMPROVEMENT DISTRICT AND TAYLOR-WEST WEBER
WATER IMPROVEMENT DISTRICT)
AND BOARD CERTIFICATION**

TO: LIEUTENANT GOVERNOR OF THE STATE OF UTAH

NOTICE is hereby given that, on September 14, 2010, the Board of Trustees of the Hooper Water Improvement District ("Hooper") adopted a Joint Resolution approving an adjustment of Hooper's common boundary with the Taylor-West Weber Water Improvement District ("TWW") (the "Adjustment Resolution") pursuant to which the subject real property is to be withdrawn from TWW and be annexed into and become part of Hooper. The Board of Trustees of TWW also adopted the Adjustment Resolution on September 20, 2010. For Hooper's purposes, the Adjustment Resolution is Resolution 10-09-01 and for TWW's purposes the Adjustment Resolution is Resolution 10-25. The boundary adjustment is pursuant to the requirements of UTAH CODE ANN. §§ 17B-1-417, all of which have been satisfied. From and after the effective date of the boundary adjustment, the affected area described in the approved local entity plat which accompanies this Notice will no longer be part of TWW and will, instead, be part of Hooper.

The Board of Trustees of the Hooper Water Improvement District hereby certifies that all requirements applicable to the boundary adjustment have been met. This certification is issued pursuant to the requirements of UTAH CODE ANN. § 67-1a-6.5(3)(d)(i).

Please issue the certificate of boundary change and send it, along with the original approved local entity plat, to Hooper at the address provided in this notice, and provide copies to the government offices identified in UTAH CODE ANN. § 67-1a-6.5(2)(a)(iv).

The address of the District is as follows:

Hooper Water Improvement District
5555 West 5500 South PO Box 217
Hooper, Utah 84315

DATED this 28th day of September 2010.

**HOOPER WATER IMPROVEMENT DISTRICT
BOARD OF TRUSTEES**

By: _____

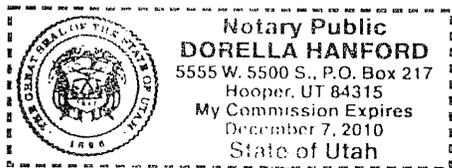
Brian Beus, Chairman

ATTEST:

Darrel M. Arthur
Clerk

STATE OF UTAH)
 : ss
COUNTY OF WEBER)

Before me this 28 day of Sept., 2010, personally appeared Brian Beus, the signer of the foregoing instrument, who is known by me or was proven to me by credible evidence to be the Chairman of the Board of Trustees of the Hooper Water Improvement District, who acknowledged to me, as Chairman of and on behalf of the said Board of Trustees, that the statements set forth in the foregoing Notice are true and correct.



Dorella Hanford
Notary Public

NORTH QUARTER CORNER SECTION 7, T5N,
R3W, S.L.B.&M.
(CALCULATED CORNER)
2711.16

4000

SOUTH

N89°34'05"W

NORTHEAST CORNER SECTION 7, T5N,
R3W, S.L.B.& M. WEBER COUNTY
BRASS CAP, GOOD CONDITION, SET
IN 2004

S89°34'05"E

2719.57

HOOPER WATER IMPROVEMENT DISTRICT 2010
A PART OF THE NORTHEAST QUARTER OF SECTION 7,
TOWNSHIP 5 NORTH, RANGE 2 WEST, S.L.B.&M.
WEBER COUNTY, UTAH JULY 2010

SURVEYOR'S CERTIFICATE

I, K. GREG HANSEN, HEREBY CERTIFY THAT I AM A REGISTERED LAND SURVEYOR IN THE STATE OF UTAH, ACCORDING TO TITLE 58, CHAPTER 22 PROFESSIONAL ENGINEERS AND PROFESSIONAL SURVEYOR'S LICENSING ACT AND THAT I HOLD CERTIFICATE NO. 167819 AS PRESCRIBED BY THE LAWS OF THE STATE OF UTAH AND THAT THIS IS A TRUE AND ACCURATE MAP OF THE ADJUSTMENT OF THE BOUNDARIES OF THE TAYLOR WEST WEBER WATER IMPROVEMENT DISTRICT AND THE HOOPER WATER IMPROVEMENT DISTRICT.

BOUNDARY DESCRIPTION

A PART OF THE NORTHEAST QUARTER OF SECTION 7, TOWNSHIP 5 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN.
BEGINNING AT A POINT AT THE INTERSECTION OF THE EXISTING HOOPER WATER IMPROVEMENT DISTRICT BOUNDARY LINE AND THE TAYLOR WEST WEBER WATER IMPROVEMENT DISTRICT BOUNDARY LINE AND THE WEST BOUNDARY LINE OF THE RAWSON DEVELOPMENT PROPERTY LOCATED SOUTH 00°32'04" WEST 416.81 FEET AND NORTH 89°21'49" WEST 509.09 FEET AND SOUTH 00°31'18" WEST 283.50 FEET FROM THE NORTHEAST CORNER OF SAID NORTHEAST QUARTER; RUNNING THENCE NORTH 00°31'18" EAST 283.50 FEET ALONG SAID WEST BOUNDARY LINE TO THE NORTH BOUNDARY OF SAID RAWSON DEVELOPMENT PROPERTY; THENCE SOUTH 89°21'49" EAST 476.09 FEET ALONG SAID NORTH LINE TO THE WEST RIGHT-OF-WAY LINE OF 5100 WEST STREET; THENCE SOUTH 00°32'04" WEST 423.59 FEET ALONG SAID RIGHT-OF-WAY LINE TO THE SOUTH BOUNDARY LINE SAID RAWSON DEVELOPMENT PROPERTY; THENCE NORTH 90°00'00" WEST 476.01 FEET ALONG SAID SOUTH LINE TO SAID BOUNDARY LINE BETWEEN HOOPER WATER IMPROVEMENT DISTRICT AND TAYLOR WEST WEBER WATER IMPROVEMENT DISTRICT AND RAWSON DEVELOPMENT WEST BOUNDARY LINE; THENCE NORTH 00°31'18" EAST 145.38 FEET ALONG SAID COMMON DISTRICT BOUNDARY LINE AND SAID RAWSON DEVELOPMENT WEST BOUNDARY LINE TO THE POINT OF BEGINNING, CONTAINING 4.66 ACRES.



Sept 6, 2010
DATE

ACCEPTANCE BY DISTRICT CHAIRMAN

THIS IS TO CERTIFY THAT WE, THE WATER IMPROVEMENT DISTRICT CHAIRMAN, HAVE RECEIVED A REQUEST TO ADJUST THE BOUNDARIES OF SAID DISTRICT AS SHOWN HEREON AND THAT WE HAVE EXAMINED AND DO HEREBY APPROVE AND ACCEPT THE ADJUSTMENT OF THE BOUNDARIES AS SHOWN AND FOR SAID DISTRICTS.

APPROVED: *Patricia Coon* 9/14/10
HOOPER WATER IMPROVEMENT DISTRICT CHAIRMAN DATE

APPROVED: *Belva R. Moyle* 9/14/10
TAYLOR WEST WEBER WATER IMPROVEMENT DISTRICT CHAIRMAN DATE

WEBER COUNTY SURVEYOR

THIS PLAT IS HEREBY APPROVED AS A FINAL LOCAL ENTRY PLAT AS REQUIRED BY UTAH CODE 17-23-20.

APPROVED THIS 22ND DAY OF SEPTEMBER, 2010.
[Signature]
WEBER COUNTY SURVEYOR

HANSEN & ASSOCIATES, INC.
Consulting Engineers and Land Surveyors
538 North Main Street, Brigham, Utah 84302
Visit us at www.hais.net
Brigham City, Ogden
(435) 723-3491 (801) 399-4803 (435) 752-8272

10-3-89.DWG CGH 6-2-2010

WEBER COUNTY RECORDER

ENTRY NO. _____ FEE PAID _____
FILED FOR RECORD AND _____ AT _____
RECORDED _____ IN BOOK _____ OF OFFICIAL
RECORDS, PAGE _____ RECORDED
FOR _____
COUNTY RECORDER
BY _____ DEPUTY

STATE OF UTAH)
COUNTY OF WEBER)
I HEREBY CERTIFY THAT THIS IS A TRUE COPY
OF THE DOCUMENT THAT APPEARS ON
FILE IN MY OFFICE.
WITNESS MY HAND AND SEAL
THIS 23RD DAY OF *Sept* 20 *10*
ERNEST D. ROWLEY, WEBER COUNTY SURVEYOR
BY *Jack Hrecht* DEPUTY

Patricia Coon Trustee
08-043-0069

R F Rawson Co. Inc.
08-043-0080

Garf W Hubbard &
wife Kamie R
08-043-0002

David R. Rawson
08-043-0081

Patricia Coon Trustee
08-043-0073

Rawson Development Inc.
08-043-0082
(To be added to Hooper Water)

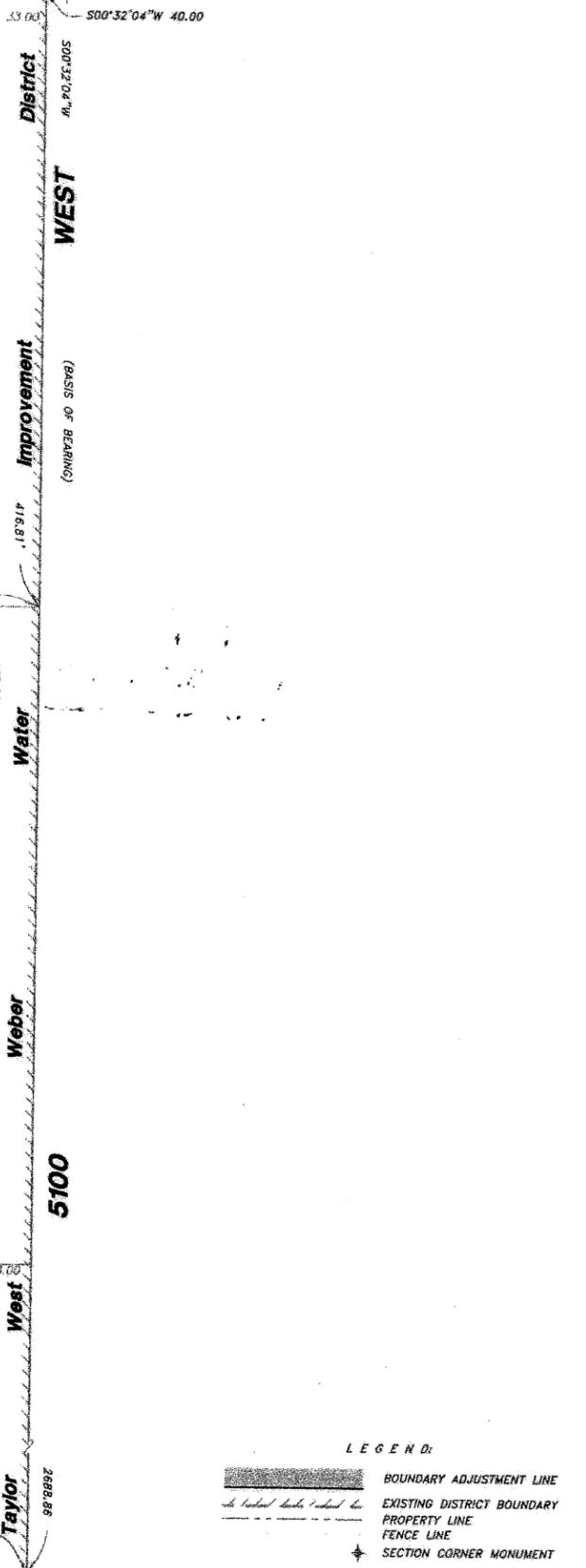
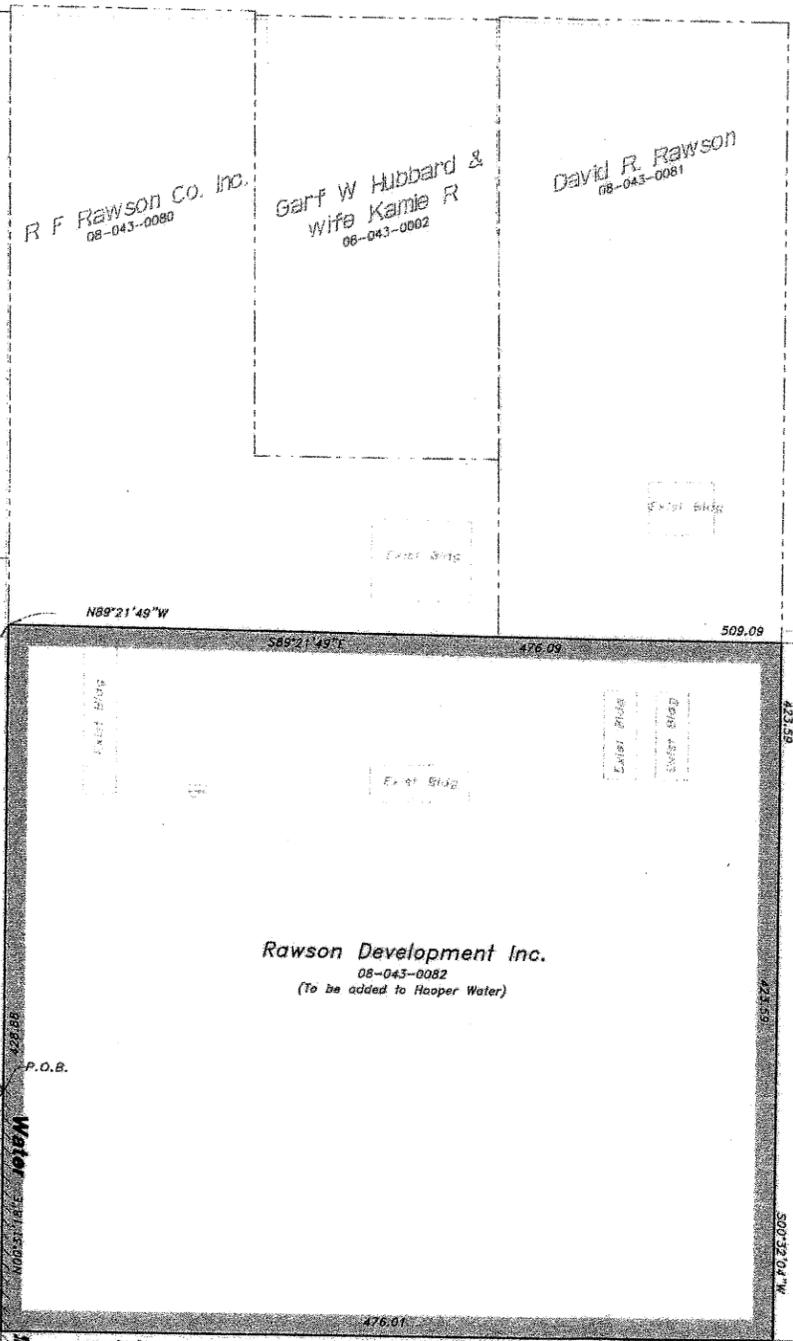
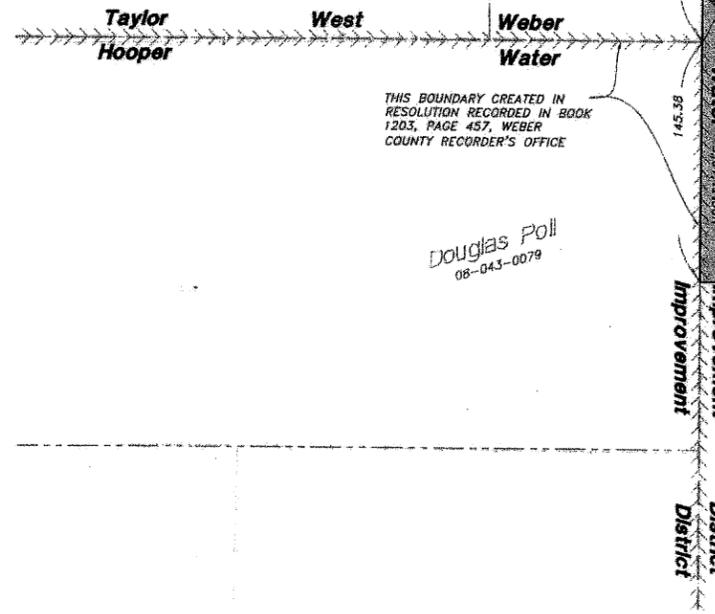
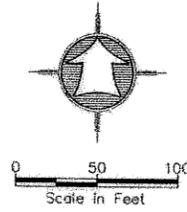
THIS BOUNDARY CREATED IN
RESOLUTION RECORDED IN BOOK
1203, PAGE 457, WEBER
COUNTY RECORDER'S OFFICE

Douglas Poll
08-043-0079

Belva R. Moyle
08-043-0078

EAST QUARTER CORNER
SECTION 7, T5N, R3W, S.L.B.&M.
FOUND BRASS CAP MONUMENT
WEBER COUNTY MONUMENT
GOOD CONDITION 2004

- LEGEND:**
- BOUNDARY ADJUSTMENT LINE
 - EXISTING DISTRICT BOUNDARY
 - PROPERTY LINE
 - FENCE LINE
 - SECTION CORNER MONUMENT



STATE OF UTAH

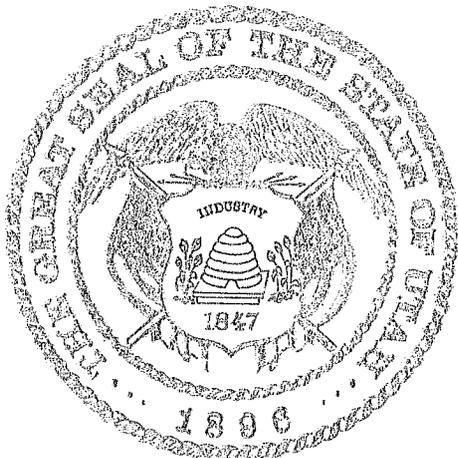


OFFICE OF THE LIEUTENANT GOVERNOR

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 ROY WATER CONSERVANCY DISTRICT, dated August 17th, 2010, complying with Section 17B-1-414, 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 ROY WATER CONSERVANCY DISTRICT, located in Weber 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 30th day of August, 2010.



GREG BELL
Lieutenant Governor

ClydeSnow

ATTORNEYS AT LAW

CLYDE SNOW & SESSIONS

A PROFESSIONAL CORPORATION

ONE UTAH CENTER • THIRTEENTH FLOOR

201 SOUTH MAIN STREET

SALT LAKE CITY, UTAH 84111-2216

TEL (801) 322-2516 • FAX (801) 521-6280

www.clydesnow.com

CLARK W. SESSIONS
RODNEY G. SNOW
STEVEN E. CLYDE
E. BARNEY GESAS
EDWIN C. BARNES
NEIL A. KAPLAN*
D. BRENT ROSE
CHARLES R. BROWN§
J. SCOTT HUNTER
PERRIN R. LOVE*
DEAN C. ANDREASEN
ANNELI R. SMITH
WALTER A. ROMNEY, JR.
MATTHEW A. STEWARD
T. MICKELL JIMENEZ ROWE
JENNIFER A. JAMES†
ERIC P. LEE
MATTHEW S. WIESE § ‡
THOMAS D. BOYLE °
WENDY BOWDEN CROWTHER

CHRISTOPHER B. SNOW*
AARON D. LEBENTA
LEE A. KILLIAN
ROBERT D. ANDREASEN
KATHERINE E. JUDD
JOSEPH D. KESLER
SARAH L. CAMPBELL
DIANA L. TELFER
SHANNON K. ZOLLINGER
JONATHAN S. CLYDE
OF COUNSEL:
ROBERT C. DILLON‡
(PARK CITY OFFICE)
NATHAN B. WILCOX
EDWARD W. CLYDE (1917-1991)
* ALSO ADMITTED IN WASHINGTON, D.C.
† ALSO ADMITTED IN COLORADO
§ ALSO ADMITTED IN IDAHO
° ALSO ADMITTED IN TEXAS
‡ ALSO ADMITTED IN NEVADA
‡ ALSO ADMITTED IN GEORGIA

August 30, 2010

HAND DELIVERED

Office of the Lt. Governor, State of Utah
State Capitol, Room 220

Attn: Justin

Re: Annexation of Property into Roy Water Conservancy District

Dear Justin:

This office represents Roy Water Conservancy District. Enclosed herewith is a copy of the Notice of Impending Boundary Action and accompanying materials in connection with the above annexation. Please contact me if you need anything further on this.

Please return the Certificate of Annexation to me and I will see that it and the other required documents are filed with Weber County. Thanks.

Very truly yours,

CLYDE SNOW & SESSIONS, P.C.



D. Brent Rose

cc: Roy Watts

Received

AUG 30 2010

Greg Bell
Lieutenant Governor



NOTICE OF IMPENDING BOUNDARY ACTION

Darl Field
Chairman

TO: The Lieutenant Governor, State of Utah

Dear Sir:

Gary L. Newman
Vice-Chairman
Secretary

Jay L. Cottle
Trustee

Tommy J. Smith
Trustee

Max J. Reynolds
Trustee

Roy Watts
Manager/Treasurer

NOTICE IS HEREBY GIVEN that the Board of Trustees (the "Board"), of the ROY WATER CONSERVANCY DISTRICT (the "District"), has, at a regular meeting of the Board, duly convened, pursuant to notice, on Wednesday, August 11, 2010, approved a *Resolution Annexing Certain Real Property into the Boundaries of the Roy Water Conservancy District (Stokes, et al.)*, a true and correct copy of which is attached as Exhibit "A" hereto and incorporated by this reference herein (the "Annexation Resolution"). A copy of the final District plat satisfying the applicable legal requirements as set forth in Utah Code Ann. §17-23-20, approved as a final local entity plat by the Surveyor of Weber County, Utah, is submitted herewith. The Board hereby certifies that all requirements applicable to the annexation of the property more particularly described in the Annexation Resolution into the boundaries of the District have been met.

WHEREFORE, the Board hereby respectfully requests the issuance of a Certificate of Annexation pursuant to and in conformance with the provisions of Utah Code Ann. §17B-1-414.

DATED this 17 day of August, 2010.

ROY WATER CONSERVANCY DISTRICT

By: *Darl R. Field*
Darl Field, Board Chair

VERIFICATION

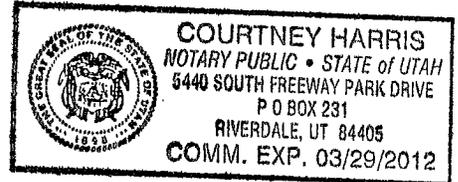
STATE OF UTAH)
 :ss.
County of Weber)

The undersigned, being duly sworn upon oath, says that the facts set forth in the foregoing *Notice of Impending Boundary Action* are true, accurate, and complete to the best of the undersigned's knowledge and belief.

Darl R. Field
Darl Field, Board Chair

SUBSCRIBED AND SWORN to before me this 17 day of August,
2010.

Courtney Harris
NOTARY PUBLIC





STATE OF UTAH)
COUNTY OF WEBER)

I HEREBY CERTIFY THAT THIS IS A TRUE COPY
OF THE DOCUMENT THAT APPEARS ON
FILE IN MY OFFICE.

WITNESS MY HAND AND SEAL

THIS 17th DAY OF August 20 10
ERNEST D. ROWLEY, WEBER COUNTY SURVEYOR
BY Jack R. Haight DEPUTY

SCALE: 1" = 100'

34 35
3 2

NORTHWEST CORNER SECTION 2,
T5N, R2W, S.L.B. & M.

ANNEXATION DESCRIPTION

A PART OF THE SOUTH HALF OF NORTHWEST QUARTER OF SECTION 2,
TOWNSHIP 5 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN U.S.
SURVEY:

BEGINNING AT THE CENTER OF SAID SECTION 2 AS MONUMENTED WITH A 3"
COUNTY BRASS CAP, SAID POINT ALSO BEING ON THE NORTH LINE OF THE
ROY WATER CONSERVANCY DISTRICT BOUNDARY; CONTINUING THENCE THE
FOLLOWING THIRTEEN (13) COURSES AND DISTANCE ALONG SAID ROY
WATER CONSERVANCY DISTRICT BOUNDARY: (1) NORTH 89°14'32" WEST
1207.00 FEET ALONG THE SOUTH LINE OF SAID NORTHWEST QUARTER OF
SECTION 2; TO THE CENTERLINE OF MIDLAND DRIVE (ALSO KNOWN AS
SR-108); (2) NORTH 41°00'00" EAST 416.82 FEET ALONG SAID CENTERLINE; (3)
NORTH 48°30'00" EAST 38.80 FEET ALONG SAID CENTERLINE TO A
SOUTHEASTERLY EXTENSION OF THE NORTHEASTERLY LINE OF PARCEL
08-028-0073; (4) NORTH 44°38'41" WEST 318.94 FEET ALONG SAID
NORTHEASTERLY LINE AND ITS SOUTHEASTERLY EXTENSION TO THE
NORTHEAST CORNER OF SAID PARCEL; (5) SOUTH 45°21'19" WEST 180 FEET
TO THE NORTHWEST CORNER OF SAID PARCEL; (6) SOUTH 44°38'41" EAST
200.4 TO THE PREVIOUS WESTERLY RIGHT-OF-WAY LINE OF SAID MIDLAND
DRIVE BEFORE WIDENING; (7) SOUTH 43°21'19" WEST 282 FEET MORE OR
LESS TO THE NORTH RIGHT-OF-WAY LINE OF 3600 SOUTH STREET; (8) NORTH
09°14'32" WEST 73.85 FEET ALONG SAID NORTH RIGHT-OF-WAY LINE TO THE
EAST LINE OF J.K. ESTATES SUBDIVISION; (9) NORTH 01°02'36" EAST 408.34
FEET ALONG SAID EAST LINE AND THE EAST LINE OF T & D ESTATES
SUBDIVISION TO THE NORTHEAST CORNER OF SAID SUBDIVISION; (10) NORTH
08°50'48" WEST 168.00 FEET ALONG THE NORTH LINE OF SAID SUBDIVISION;
(11) SOUTH 01°02'47" WEST 287.60 FEET ALONG THE WEST LINE OF SAID
SUBDIVISION; (12) SOUTH 08°48'36" EAST 10.00 FEET TO THE NORTHWEST
CORNER OF SAID J.K. ESTATES SUBDIVISION; (13) SOUTH 01°02'44" WEST
276.82 FEET ALONG THE WEST LINE OF SAID SUBDIVISION TO THE
CENTERLINE OF SAID 3600 SOUTH STREET WHICH IS ALSO THE SOUTH LINE
OF SAID NORTHWEST QUARTER OF SECTION 2, AND ALSO ON THE ROY
WATER CONSERVANCY DISTRICT BOUNDARY; THENCE NORTH 89°14'32" WEST
150 FEET MORE OR LESS ALONG THE SAID SOUTH LINE OF NORTHWEST
QUARTER OF SECTION 2, TO THE SOUTHWEST CORNER OF PARCEL
08-028-0024; THENCE NORTH 00°45'28" EAST 255 FEET ALONG THE WEST LINE
OF SAID PARCEL; THENCE SOUTH 89°14'32" EAST 400 FEET MORE OR LESS
ALONG THE NORTH LINE OF SAID PARCEL TO THE WEST LINE OF A
DRAINAGE DITCH; THENCE NORTH 00°45'28" EAST 106.6 FEET MORE OR LESS
ALONG SAID WEST LINE, WHICH IS ALSO THE WEST LINE OF PARCEL
08-028-0028; TO THE NORTH LINE OF SAID PARCEL; THENCE SOUTH 89°14'32"
EAST 720 FEET MORE OR LESS ALONG THE NORTH LINE OF SAID PARCEL
08-028-0029 AND PARCELS 08-028-0074, 08-028-0036, AND 08-028-0072 TO THE
NORTH EAST CORNER OF SAID PARCEL; THENCE SOUTH 00°45'28"
WEST 458 FEET ALONG AN EASTERLY LINE OF SAID PARCEL; THENCE SOUTH
00°44'32" EAST 842.04 FEET ALONG THE NORTH LINE OF SAID PARCEL TO
THE CENTERLINE OF SAID MIDLAND DRIVE; THENCE NORTH 48°30'00" EAST
89.56 FEET ALONG SAID CENTERLINE TO A NORTHEASTERLY EXTENSION OF
THE NORTHEASTERLY LINE OF PARCEL 08-028-0018; THENCE SOUTH 44°38'41"
EAST 111.83 FEET MORE OR LESS ALONG SAID NORTHEASTERLY LINE AND
ITS NORTHEASTERLY EXTENSION TO THE EAST LINE OF THE SAID
NORTHWEST QUARTER OF SECTION 2; THENCE SOUTH 00°30'11" WEST 037.80
FEET ALONG SAID EAST LINE TO THE POINT OF BEGINNING.

CONTAINS TAX PARCELS: 08-028-0022, 08-028-0012, 08-028-0016, 08-028-0022,
08-028-0024, 08-028-0028, 08-028-0036, 08-028-0030, 08-028-0067, 08-028-0069,
08-028-0068, 08-028-0070, 08-028-0071, 08-028-0072, 08-028-0074, 08-028-0001 AND
48 ACRES MORE OR LESS.

RYAN L. & EDITH K.
WATKINS
080280010

ROY W. MONTGOMERY
TRUSTEE
080280024
0.94 AC±

THE BARNSA FAMILY
PARTNERSHIP
080280032
1.39 AC±

THE TAYLOR FAMILY
PARTNERSHIP
080280004
2.06 AC±

ANNEXATION TO THE ROY WATER CONSERVANCY DISTRICT 2010-05

A PART OF THE SOUTH HALF OF THE NORTHWEST QUARTER OF SECTION 2, TOWNSHIP 5 NORTH, RANGE
2 WEST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY:
WEST HAVEN CITY, WEBER COUNTY, UTAH
AUGUST, 2010

LEGEND

- ANNEXATION PARCEL
- SECTION LINE
- ROY WATER CONSERVANCY DISTRICT BOUNDARY
- PARCEL LINES
- FOUND SECTION CORNER
- (B.R.) BY RECORD

SURVEYORS CERTIFICATE

I, MATTHEW ABRAM MURDOCK, DO HEREBY CERTIFY THAT I AM A
PROFESSIONAL LAND SURVEYOR LICENSED IN THE STATE OF UTAH, AND
THAT I HOLD CERTIFICATE NO. 841009 AS PRESCRIBED UNDER TITLE 58,
CHAPTER 28, PROFESSIONAL ENGINEERS AND LAND SURVEYORS LICENSING
ACT. THIS ANNEXATION PLAT HAS BEEN MADE UNDER MY DIRECTION AND
IN ACCORDANCE WITH INFORMATION OBTAINED FROM THE WEBER COUNTY
RECORDER'S OFFICE.

SIGNED THIS 11th DAY OF August, 2010

MATTHEW ABRAM MURDOCK, P.L.S.
080280022
08/11/10
STATE OF UTAH

WEBER COUNTY SURVEYOR

THIS PLAT IS HEREBY APPROVED AS A LOCAL ENTITY PLAT AS
REQUIRED BY UTAH CODE ANNOTATED SECTION 17-2-10.
APPROVED THIS 17th DAY OF August, 2010.

ACCEPTANCE BY DISTRICT

THIS IS TO CERTIFY THAT WE, THE TRUSTEES OF ROY WATER
CONSERVANCY DISTRICT, WEBER COUNTY, UTAH HAVE RECEIVED A
REQUEST FROM THE OWNERS OF SAID PROPERTY TO ANNEX INTO ROY
WATER CONSERVANCY DISTRICT WEBER COUNTY, UTAH AND THAT A COPY
OF THE RESOLUTION HAS BEEN PREPARED FOR FILING HERewith IN
ACCORDANCE WITH THE PROVISIONS OF UTAH CODE ANNOTATED SECTION
10-9-501 BT, SEC. AND THAT WE HAVE EXAMINED AND DO HEREBY APPROVE
AND ACCEPT THE ANNEXATION OF THE AREAS AS SHOWN AS A PART OF
SAID DISTRICT.

APPROVED THIS 11th DAY OF August, 2010.

CHAIR PERSON

NARRATIVE

AN ANNEXATION MAP OF THE SUBJECT PROPERTY WAS
REQUESTED BY ROY WATER CONSERVANCY DISTRICT. THE
DOCUMENTATION OBTAINED AS A PART OF THE SURVEY
INCLUDES THOSE ITEMS SHOWN UNDER "REFERENCES" BELOW.
THE PROPERTY BOUNDARIES SHOWN HEREON ARE A
REPRESENTATION OF PARCELS TO BE INCLUDED WITHIN THE
PROPOSED BOUNDARY OF ROY WATER CONSERVANCY
DISTRICT. THE DISTRICT BOUNDARY SHOWN HEREON
REPRESENT THE RECORD LOCATIONS AS EVIDENCED BY
EXISTING PLATS, RECORD OF SURVEYS, AND DOCUMENTATION.

THE BASIS OF BEARINGS IS NORTH 89°14'32" WEST 2660.18
FEET BETWEEN THE WEBER COUNTY SURVEY BRASS CAP
MONUMENTS FOUND MARKING THE CENTER OF SECTION 2 AND
THE WEST QUARTER CORNER OF SECTION 2, TOWNSHIP 5
NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, AS
SHOWN HEREON.

REFERENCES

WEBER COUNTY RECORDER'S OFFICE TAX MAPS,
DESCRIPTIONS, RECORD DOCUMENTS, & RECORDED
SUBDIVISIONS.

WEBER COUNTY SURVEYOR SECTION CORNER TIE SHEETS
& RECORD OF SURVEYS

SURVEYOR'S NOTES

- BEARINGS AND DISTANCES GIVEN ARE DERIVED FROM
RECORD INFORMATION WHERE AVAILABLE.
- AT NO TIME WAS A SURVEY ON THE GROUND PERFORMED TO
VERIFY THE ACCURACY OF THE BEARINGS AND
DISTANCES NOR WERE ANY TIES TO EXISTING RECORD OF
SURVEYS, PLATS, SECTION CORNERS, AND TIE SHEETS
CONDUCTED. THIS ANNEXATION PLAT IS TO SERVE AS A
BOUNDARY LINE TO ESTABLISH THE DISTRICT LIMITS OF ROY
WATER CONSERVANCY FOR TAXATION PURPOSES ONLY.
- BEARINGS AND DISTANCES WITHIN THIS DOCUMENT ARE
PROVIDED FOR MAPPING PURPOSES ONLY. AT NO TIME NOW
AND FORTHER DOES THIS PROPOSED DISTRICT BOUNDARY
LINE DETERMINE THE LOCATION OF ANY PROPERTY LINE
REPRESENTED ON THIS MAP.

WEBER COUNTY RECORDER

ENTRY NO. FILED FOR RECORD AND
RECORDED AT
IN BOOK
OF OFFICIAL RECORDS, PAGE
FOR

WEBER COUNTY RECORDER

BY: DEPUTY

WAGATCH CIVIL
Consulting Engineering
5320 SOUTH 1950 WEST, SUITE 1
ROY CITY, UTAH 84067 (801) 775-9191



EXHIBIT “A”



Darl Field
Chairman

Gary L. Newman
Vice-Chairman
Secretary

Jay L. Cottle
Trustee

Tommy J. Smith
Trustee

Max J. Reynolds
Trustee

Roy Watts
Manager/Treasurer

CERTIFICATION

I, the undersigned clerk of the Roy Water Conservancy District (the "District"), do hereby certify that the attached *Resolution Annexing Certain Real Property into the Boundaries of the Roy Water Conservancy District (Stokes, et al)*, is a true and correct copy of said resolution as duly adopted by the Board of Trustees (the "Board"), of the District, at a regular meeting of the Board, duly convened, pursuant to notice, on Wednesday, August 11, 2010.


Linda Toupin, District Clerk

RESOLUTION NO. 2010-05

**A RESOLUTION ANNEXING CERTAIN REAL PROPERTY
INTO THE BOUNDARIES OF THE
ROY WATER CONSERVANCY DISTRICT
(Stokes, *et al.*)**

WHEREAS, Utah Code Ann. §17B-1-402 provides that an area outside the boundaries of a local district may be annexed into the local district as provided in Part 4, Chapter 1, Utah Code Ann. §17B (the “Annexation Statute”), in order to provide to the area the service that the local district provides; and

WHEREAS, Roy Water Conservancy District (the “District”), is a local district as defined in Utah Code Ann. §17B-1-102(11)(b)(J) and Utah Code Ann. §17B-2a-1003(1), and is subject to the provisions of the Annexation Statute; and

WHEREAS, the Board of Trustees of the District (the “Board”), received a *Joint Petition for the Annexation of Property into Roy Water Conservancy District* (the “Petition”), pursuant to which the signers of the Petition (“Petitioners”), in order to receive secondary irrigation water service from the District for the benefit of their respective properties, jointly petitioned the Board to annex the real property described in the Petition (the “Annexation Property”), into the boundaries of the District; and

WHEREAS, the Petitioners are the owners of 100% of the private real property located within Annexation Property representing an assessed value equal to 100% of the assessed value of all private real property within the entire Annexation Property proposed to be annexed pursuant to the Petition; and

WHEREAS, with the assistance of the Weber County Recorder, the District has verified that the Petitioners are the current owners of the respective properties included with the Annexation Property as more particularly described in the Petition; and

WHEREAS, pursuant to Board Resolution No. 2010-03 (the “Petition Certification Resolution”), the Board has found and determined that the Petition: (i) has been duly filed in conformance with the provisions of Utah Code Ann. §17B-1-403(1)(a)(ii)(A), (ii) describes the area proposed to be annexed and is accompanied by a map of the boundaries of the area proposed to be annexed in conformance with the provisions of Utah Code Ann. § 17B-1-403(3), and (iii) is otherwise in conformance with all of the specific requirements of Utah Code Ann. §17B -1-404 of the Annexation Statute; and as such, the Board has certified that the Petition is in compliance with all applicable requirements of State law and is a valid petition for the initiation of proceedings to annex the Annexation Property into the boundaries of the District; and

WHEREAS, pursuant to the provisions of Utah Code Ann. §17B-1-406(1), notice of the proposed annexation of the Annexation Property into the boundaries of the District, together with a copy of the Petition Certification Resolution, has been delivered to Weber County, Utah (the “County”), and West Haven City, Utah (the “City”); and

WHEREAS, as provided for in Utah Code Ann. §17B-1-407(1), the legislative bodies of the County and the City have notified the District that neither of said entities intends to provide secondary irrigation water service to the Annexation Property; and

WHEREAS, pursuant to the provisions of Utah Code Ann. §17B-1-413(1), the public hearing, notice of hearing and protest provisions of the Annexation Statute do not apply inasmuch as the Petition was signed by the owners of 100% of the private real property located within Annexation Property representing an assessed value equal to 100% of the assessed value

of all private real property within the entire Annexation Property proposed to be annexed pursuant to the Petition; and

WHEREAS, notice of the proposed Annexation has been duly given in conformance with the requirements of Utah Code Ann. §17B-1-413(2) by: (i) posting written notice thereof at the District office, and (ii) by providing written notice to the *Ogden Standard Examiner*, a newspaper of local circulation within the District and to the State Notice Website; and

WHEREAS, the twenty-day period for the filing of written requests for a public hearing on the proposed annexation of the Annexation Property, as provided for in Utah Code Ann. §17B-1-413(2), has expired and no such request has been submitted nor could one legally be submitted inasmuch as 100% of the owners of real property within the Annexation Property signed the Petition; and

WHEREAS, the Board has found and determined that: (i) the District has system capacity and water rights sufficient to provide secondary irrigation water service to the Annexation Property; (ii) the District is willing to provide secondary irrigation water service to the Annexation Property, (iii) the Annexation Property will be benefitted by its inclusion into the District; and (iv) the annexation of the Annexation Property into the boundaries of the District is in the best interest of the public served by the District;

NOW, THEREFORE, be it hereby resolved by the Board as follows:

SECTION 1. INCORPORATION OF RECITALS. The Recitals hereinabove set forth are incorporated into this Resolution and made a part hereof as though fully set forth herein.

SECTION 2. ANNEXATION. The annexation of the real property referred to herein as the Annexation Property, being hereinafter more particularly described, is approved and said

property is hereby annexed into the boundaries of Roy Water Conservancy District. The Annexation Property is described as follows:

PARCEL 1

Owned by: Corey T. Kirkman and Karen P. Kirkman
Weber County Serial No. 08-506-0001
Legal Description:

All of Lot 1, Kirkman Subdivision, West Haven City, Weber County, Utah.

PARCEL 2

Owned by: The Bonnie L. Lucero Family Living Trust
Weber County Serial No. 08-028-0026
Legal Description:

Part of the South 1/2 of the Northwest Quarter of Section 2, Township 5 North, Range 2 West, Salt Lake Meridian, U.S. Survey: Beginning at point 655 feet East from the Northwest Corner of said South 1/2 of Northwest Quarter Section; running thence South 140 feet; thence running along the West line of the drain ditch southerly a distance of 1180 feet to the South line of said quarter section; thence East 170 feet to a point 825 feet East of the Southwest Corner of said Quarter section; thence North 1320 feet; thence West 170 feet to the place of beginning. Subject to right-of-way for County road along the Southside thereof. Containing 5.02 acres.

PARCEL 3

Owned by: Janet Moser Irrevocable Trust
Weber County Serial No. 08-028-0074
Legal Description:

Part of the South 1/2 of the Northwest Quarter of Section 2, Township 5 North, Range 2 West, Salt Lake Meridian, U.S. Survey: Beginning at a point 825 feet East of the Northwest Corner of said South 1/2 of Northwest Quarter Section, and

running thence East 170 feet, thence South 1320 feet, thence West 170 feet, thence North 1320 feet to the place of beginning. Subject to right-of-way for county road along the Southside thereof. Exclusive of said County road. Except: Kirkman Subdivision (08-506).

PARCEL 4

Owned by: Erma S. Montierth, Trustee

Weber County Serial No. 08-028-0024

Legal Description:

Part of the South 1/2 of the Northwest Quarter of Section 2, Township 5 North, Range 2 West, Salt Lake Meridian, U.S. Survey: Beginning at a point 255 feet East and 1065 feet South from the Northwest Corner of the South 1/2 of said Northwest Quarter Section; running thence East 400 feet, more or less, to West line of a drain ditch; thence South 255 feet along the West line of said ditch to the South line of said Quarter Section; thence West 400 feet, more or less, to a point South of beginning; thence North 255 feet to the place of beginning, subject to the right-of-way for public road along the South line of said premises.

PARCEL 5

Owned by: Don N. Stokes and Linda D. Stokes

Weber County Serial No. 08-028-0067

Legal Description:

Part of the Northwest Quarter of Section 2, Township 5 North, Range 2 West, Salt Lake Base & Meridian, U.S. Survey: Beginning at a point 539.69 feet North along the Quarter Section line and North 45D27'30" West 139.73 feet and South 44D32'30" West 150 feet and North 45D27'30" West 145.2 feet from the Southeast Corner of said Quarter Section, said point being South 45D27'30" East 145.2 feet from the Southeasterly line of Midland Drive; running thence South 44D32'30" West 150 feet; thence North 45D27'30" West 145.2 feet to the Southeasterly line of Midland Drive; thence North 44D32'30" East 150 feet along Midland Drive; thence South 45D27'30" East 145.2 feet to

beginning. (920-78) (Note: Used deed description to re-instate description after Taylor West Weber split it out then corrected their document.) Excepting therefrom the following: Also: A parcel of land in fee for the extension and widening of the existing highway State Route 79 know as Project No, STP-0079(2)0, being part of an entire tract of property, situated in the Southeast 1/4 of the Northwest 1/4 of Section 2, Township 5 North, Range 2 West, Salt Lake Base & Meridian, the boundaries of said parcel of land are described as follows: Beginning at the intersection of the Southeasterly right of way line of the existing State Route 108 and a Northeasterly boundary line of said entire tract, said point being approximately 34.84 feet perpendicularly distant Southeasterly from the SR-108 Centerline of said project at Engineer Station 241+77.88, said point of beginning is 1161.01 feet North 89D14'41" West along the East-West Quarter Section line of said Section 2 and 1055.56 feet North 45D21'10" East from the center of said Section 2 as monument with 3" County brass cap set in 2001; and running thence South 45D21'10" West (South 44D32'30" West by record) 360.00 feet along said Southeasterly right of way line to the Southwesterly boundary line of said entire tract, thence South 44D38'50" East (South 45D27'30" East by record) 19.23 feet, more or less, along said Southwesterly boundary line to a point 55.00 feet perpendicularly distant Southeasterly from said project centerline as approximate Engineer Station 238+17.93, thence North 45D30'00" East 360.00 feet along a line parallel to said project centerline to said Northeasterly boundary line; thence North 44D38'50" West (North 45D27'30" West by record) 20.16 feet, more or less, along said Northeasterly boundary line to the point of beginning as shown on the official map of said project on file in the office of the Utah Department of Transportation, the above described parcel of land contains 7091 square feet in area of 0.16 acre. Together with any and all abutters rights of underlying fee to the center of existing rights of way appurtenant to this conveyance. (E# 2374149)

PARCEL 6

Owned by: Don N. Stokes and Linda D. Stokes
Weber County Serial No. 08-028-0068
Legal Description:

Part of the Northwest Quarter of Section 2, Township 5 North, Range 2 West, Salt Lake Meridian, U.S. Survey: Beginning at a point 539.69 feet North along Quarter Section line and North 45D27'30" West 139.73 feet and South 44D32'30" West 150 feet from the Southeast Corner of said Quarter Section, said point being South 45D27'30" East 290.4 feet from the Southeasterly line of Midland Drive; and running thence South 44D32'30" West 150 feet; thence North 45D27'30" West 145.2 feet; thence North 44D32'30" East 150 feet; then South 45D27'30" East 145.2 feet to the place of beginning. Containing 0.50 acre, more or less. (1076-224) (Note: Used deed description to re-instate description after Taylor West Weber split it out and then corrected their document.)

PARCEL 7

Owned by: Don N. Stokes
Weber County Serial No. 08-028-0069
Legal Description:

Part of the Northwest Quarter of Section 2, Township 5 North, Range 2 West, Salt Lake Base and Meridian, U.S. Survey: Beginning at a point 539.69 feet North along the Quarter Section line and North 45D27'30" West 139.73 feet and South 44D32'30" West 150 feet from the Southeast Corner of said Quarter Section, said point being South 45D27'30" East 290.4 feet from the Southeasterly line of Midland Drive, and running thence South 44D32'30" West 150 feet; thence South 45D27'30" East 420 feet, more or less, to the East line of said Quarter Section: thence North along Quarter Section line 210 feet, more or less, to a point South 45D27'30" East of place of beginning; thence North 45D27'30" West 292.32 feet, more or less, to the place of beginning. Containing 1 1/4 acres, more or less. Together with a one rod right of way adjoining said property on the East (1332-598).

PARCEL 8

Owned by: Don N. Stokes and Linda D. Stokes
Weber County Serial No. 08-028-0012
Legal Description:

Part of the Northwest Quarter of Section 2, Township 5 North, Range 2 West, Salt Lake Base & Meridian, U.S. Survey:
Beginning at a point 539.69 feet North along the Quarter Section line and North 45D27'30" West 139.73 feet and South 44D32'30" West 300 feet from the Southeast Corner of said Quarter Section; said point being South 45D27'30" East 290.4 feet from the Southeasterly line of Midland Drive; running thence North 45D27'30" West 290.4 feet to the Southeasterly line of Midland Drive; then South 44D32'30" West 210 feet; thence South 45D27'30" East 665 feet, more or less, to the South line of said Quarter Section; thence East 180 feet, more or less, to the Southeast Corner of said Quarter Section; thence North 130 feet to a point South 45D27'30" East of the place of beginning; then North 45D27'30" West 420 feet, more or less, to the place of beginning. Containing 3.65 acres, more or less, together with 1 Rod right-of-way adjoining said property on the East, excepting therefrom the following: Also: A parcel of land in fee for the extension and widening of the existing highway State Route 79 known as Project No, STP-0079(2)0, being part of an entire tract of property, situated in the Southeast 1/4 of the Northwest 1/4 of Section 2, Township 5 North, Range 2 West, Salt Lake Base & Meridian, the boundaries of said parcel of land are described as follows: Beginning at the intersection of the Southeasterly right of way line of the existing State Route 108 and a Northeasterly boundary line of said entire tract, said point being approximately 34.84 feet perpendicularly distant Southeasterly from the SR-108 Centerline of said project at Engineer Station 241+77.88, said point of beginning is 1161.01 feet North 89D14'41" West along the East-West Quarter Section line of said Section 2 and 1055.56 feet North 45D21'10" East from the center of said Section 2 as monument with 3" County brass cap set in 2001; and running thence South 45D21'10" West (South 44D32'30" West by record) 360.00 feet along said Southeasterly right of way line to the Southwesterly boundary line of said entire tract, thence South 44D38'50" East (South 45D27'30" East by record) 19.23 feet, more or less, along said Southwesterly boundary line to a point 55.00 feet perpendicularly distant Southeasterly from said project centerline as approximate Engineer Station 238+17.93, thence North 45D30'00" East 360.00 feet along a line parallel to said

project centerline to said Northeasterly boundary line; thence North 44D38'50" West (North 45D27'30" West by record) 20.16 feet, more or less, along said Northeasterly boundary line to the point of beginning as shown on the official map of said project on file in the office of the Utah Department of Transportation, the above described parcel of land contains 7091 square feet in area of 0.16 acre. Together with any and all abutters rights of underlying fee to the center of existing rights of way appurtenant to this conveyance. (E# 2374149)

PARCEL 9

Owned by: Don N. Stokes
Weber County Serial No. 08-028-0050
Legal Description:

Part of the South 1/2 of the Northwest Quarter of Section 2, Township 5 North, Range 2 West, Salt Lake Base & Meridian, U.S. Survey: Beginning at a point 539.69 feet North along the Quarter Section line and North 45D27'30" West 139.73 feet (to a point South 45D27'30" East 290.4 feet from the Southeasterly line of Midland Drive) and South 44D32'30" West 510 feet from the Southeast Corner of said Quarter Section; running thence North 45D27'30" West 290.4 feet to the Southeasterly line of Midland Drive; thence South 44D32'30" West 386.42 feet along said Midland Drive; thence South 44D12'55" East 49.74 feet, thence South 25D28'46" East 103.57 feet, thence South 11D52'20" East 66.66 feet to the South line of said Quarter Section; thence East along the South line of said Quarter Section 655 feet, more or less, to a point South 45D27'30" East of the place of beginning; thence North 45D27'30" West 380 feet, more or less, to the place of beginning. Excepting therefrom the following: Also: A parcel of land in fee for the extension and widening of the existing highway State Route 79 known as Project No, STP-0079(2)0, being part of an entire tract of property, situated in the Southeast 1/4 of the Northwest 1/4 of Section 2, Township 5 North, Range 2 West, Salt Lake Base & Meridian, the boundaries of said parcel of land are described as follows: Beginning at the intersection of the Southeasterly right of way line of the existing State Route 108 and a Northeasterly boundary line of said entire tract, said point being

approximately 35.77 feet perpendicularly distant Southeasterly from the SR-108 Centerline of said project at Engineer Station 238+17.88, said point of beginning is 1161.01 feet North 89D14'41" West along the East-West Quarter Section line of said Section 2 and 695.56 feet North 45D21'10" East from the center of said Section 2 as monument with 3" County brass cap set in 2001; and running thence South 45D21'10" West (South 44D32'30" West by record) 421.98 feet along said Southeasterly right of way line to the Southwesterly boundary line of said entire tract, thence South 43D20'18" East (South 44D12'55" East by record) 19.45 feet, more or less, along said Southwesterly boundary line to a point 55.00 feet perpendicularly distant Southeasterly from said project centerline as approximate Engineer Station 233+94.86, thence along a line parallel to said project centerline the following two (2) courses and distances; (1) North 44D50'00" East 11.52 feet; (2) North 45D30'00" East 310.92 feet to said Northeasterly boundary line; thence North 44D38'50" West 19.23 feet, more or less, along said Northeasterly boundary line to the point of beginning. As shown on the official map of said project on file in the office of the Utah Department of Transportation, the above described parcel of land contains 7964 square feet in area or 0.18 acre. Together with any and all abutters rights of underlying fee to the center of existing rights of way appurtenant to this conveyance. (E# 2374147)

PARCEL 10

Owned by: Joyce Lavon Stokes Wall
Weber County Serial No. 08-028-0002
Legal Description:

Part of the Northwest quarter of Section 2, Township 5 North, Range 2 West, Salt Lake Base and Meridian, U.S. Survey:
Beginning 539.69 feet North along the quarter section line and North 45°27'30" West 139.73 feet from the southeast corner of said quarter section, said point being 290.4 feet South 45°27'30" East from the southeasterly line of Midland Drive, and running thence South 44°32'30" West 150 feet parallel to Midland Drive, thence North 45°27'30" West 290.4 feet to the southeasterly line of Midland Drive, thence North 44°32'30" East 150 feet along

Midland Drive, thence South 45°27'30" East 290.4 feet to beginning. Containing 1.0 acres, excepting therefrom the following: Also: A parcel of land in fee for the extension and widening of the existing highway State Route 79 known as Project No. STP-0079(2)0, being part of an entire tract of property, situate in the southeast 1/4 northwest 1/4 of Section 2, Township 5 North, Range 2 West, Salt Lake Base & Meridian. The boundaries of said parcel of land are described as follows: Beginning at the intersection of the southeasterly right-of-way line of the existing State Route 108 and the northeasterly boundary line of said entire tract, said point being approximately 34.28 feet perpendicularly distant southeasterly from the SR-108 centerline of said project at engineer station 243+97.88. Said point of beginning is 1161.01 feet North 89°14'41" West along the East-West quarter section line of said Section 2 and 1275.56 feet North 45°21'10" East from the center of said Section 2 as monument with a 3" county brass cap set in 2001, and running thence South 45°21'10" West (South 44°32'30" West by record) 220.00 feet along said southeasterly right-of-way line to the southwesterly boundary line of said entire tract, thence South 44°38'50" East (South 45°27'30" East by record) 20.16 feet, more or less, along said southwesterly boundary line to a point 55.00 feet perpendicularly distant southeasterly from said project at approximate engineer station 241+77.93, thence North 45°30'00" East 220.00 feet along a line parallel to said project centerline to said northeasterly boundary line, thence North 44°38'50" West (North 45°27'30" West by record) 20.72 feet, more or less, along said northeasterly boundary line to the point of beginning as shown on the official map of said project on file in the office of the Utah Department of Transportation. The above-described parcel of land contains 4,497 square feet in area or 0.10 acre. Together with any and all abutters rights of underlying fee to the center of existing rights-of-way appurtenant to this conveyance (E# 2374157)

PARCEL 11

Owned by: Joyce Lavon Stokes Wall
Weber County Serial No. 08-028-0022
Legal Description:

Part of the South 1/2 of the northwest quarter of Section 2, Township 5 North, Range 2 West, Salt Lake Meridian, U.S. Survey: Beginning at a point 539.69 feet North along the quarter section line and North 45°27'30" West 139.73 feet (to a point South 45°27'30" East 290.4 feet from the southeasterly line of Midland Drive), from the southeast corner of said quarter section, and running thence South 44°32'30" West 150 feet parallel to Midland Drive, thence South 45°27'30" East to the East line of said quarter section, thence North along the quarter section line to a point South 45°27'30" East of a point 70 feet North 44°32'30" East of beginning, thence North 45°27'30" West to a point North 44°32'30" East 70 feet from beginning, thence South 44°32'30" West 70 feet to the place of beginning. Together with a 1 rod right-of-way leading from the southeast corner of said tract North to Midland Drive, and situated along the west side of the northeast quarter of said Section 2.

PARCEL 12

Owned by: Joyce Lavon Stokes Wall
Weber County Serial No. 08-028-0015
Legal Description:

Part of the South 1/2 of the northwest quarter of Section 2, Township 5 North, Range 2 West, Salt Lake Meridian, U.S. Survey: Beginning at a point 539.69 feet North along the quarter section line and North 45°27'30" West 139.73 feet from the southeast corner of said quarter section, said point being 290.4 feet South 45°27'30" East from the southeasterly line of Midland Drive, and running thence North 44°32'30" East 70 feet parallel to Midland Drive, thence North 45°27'30" West 290.4 feet to said Drive, thence South 44°32'30" West 70 feet along said Drive, thence South 45°27'30" East 290.4 feet to the place of beginning. Excepting therefrom the following: Also: A parcel of land in fee for the extension and widening of the existing highway State Route 79 known as Project No. STP-0079(2)0, being part of an entire tract of property, situate in the southeast 1/4 northwest 1/4 of Section 2, Township 5 North, Range 2 West, Salt Lake Base & Meridian. The boundaries of said parcel of land are described as follows: Beginning at the intersection of the southeasterly right-of-

way line of the existing State Route 108 and the northeasterly boundary line of said entire tract, said point being approximately 34.28 feet perpendicularly distant southeasterly from the SR-108 centerline of said project at engineer station 243+97.88. Said point of beginning is 1161.01 feet North 89°14'41" West along the East-West quarter section line of said Section 2 and 1275.56 feet North 45°21'10" East from the center of said Section 2 as monument with a 3" county brass cap set in 2001, and running thence South 45°21'10" West (South 44°32'30" West by record) 220.00 feet along said southeasterly right-of-way line to the southwesterly boundary line of said entire tract, thence South 44°38'50" East (South 45°27'30" East by record) 20.16 feet, more or less, along said southwesterly boundary line to a point 55.00 feet perpendicularly distant southeasterly from said project at approximate engineer station 241+77.93, thence North 45°30'00" East 220.00 feet along a line parallel to said project centerline to said northeasterly boundary line, thence North 44°38'50" West (North 45°27'30" West by record) 20.72 feet, more or less, along said northeasterly boundary line to the point of beginning as shown on the official map of said project on file in the office of the Utah Department of Transportation. The above-described parcel of land contains 4,497 square feet in area or 0.10 acre. Together with any and all abutters rights of underlying fee to the center of existing rights-of-way appurtenant to this conveyance (E# 2374157)

PARCEL 13

Owned by: Dale D. Stokes Properties, LC

Weber County Serial No. 08-028-0036

Legal Description:

Part of the South half of the northwest quarter of Section 2, Township 5 North, Range 2 West, Salt Lake Meridian, U.S. Survey: Beginning at a point 995 feet East of the northwest corner of said South 1/2 of Northwest quarter section, and running thence East 170 feet; thence South 1320 feet; thence West 170 feet, thence North 1320 feet to the place of beginning. Subject to right-of-way for county road along the south side thereof. Containing, exclusive of said county road, an area of 5.023 acres.

PARCEL 14

Owned by: Claradon V Partnership
Weber County Serial No. 08-028-0071
Legal Description:

Part of the northwest quarter of Section 2, Township 5 North, Range 2 West, Salt Lake Base and Meridian, U.S. Survey:
Described as follows: Beginning at a point on the southeasterly right-of-way line of Midland Drive, said point being South 89°11'20" East 1498.86 feet and North 44°28'33" East along said right-of-way line 169.26 feet from the West quarter corner of said section (basis of bearings being North 00°51'40" East along the West line of said quarter section), thence North 44°28'33" East along said right-of-way line 104.32 feet to an existing fence, thence along said fence South 44°12'55" East 49.74 feet, South 25°28'46" East 103.57 feet and South 11°52'20" East 70.43 feet, more or less, to the South line of said quarter section, thence West along said line 20.82 feet, more or less, thence North 45°31'27" West 177.34 feet, more or less, to the point of beginning. Excepting therefrom the following: A parcel of land in fee for the extension and widening of the existing highway State Route 79 known as Project No. STP-0079(2)0, being part of an entire tract of property, situate in the southeast 1/4 northwest 1/4 of Section 2, Township 5 North, Range 2 West, Salt Lake Base & Meridian. The boundaries of said parcel of land are described as follows: Beginning at the intersection of the southeasterly right-of-way line of the existing State Route 108 and the southwesterly boundary line of said entire tract, said point being approximately 34.61 feet perpendicularly distant southeasterly from the SR-108 centerline of said project at engineer station 232+91.17. Said point of beginning is 1499.13 feet South 89°14'41" East (1,498.86 feet South 89°11'20" East by record) along the East-West quarter section line of said Section 2 and 169.26 feet North 45°21'10" East (North 44°28'33" East by record) from the West quarter corner of said Section 2. Said point of beginning also being 1,161.01 feet North 89°14'41" West along the East-West quarter section line of said Section 2 and 169.26 feet North 45°21'10" East from the center of said Section 2 as monument with a 3" county brass cap set in 2001, and running thence North 45°21'10" East (North 44°28'33" East by record)

104.31 feet along said southeasterly right-of-way line to a northeasterly boundary line of said entire tract, thence South 43°20'18" East (South 44°12'55" East by record) 19.45 feet, more or less, along said northeasterly boundary line to a point 55.00 feet perpendicularly distant southeasterly from said project centerline at approximate engineer station 233+94.86, thence South 44°50'00" West 103.85 feet along a line parallel to said project centerline to said southwesterly boundary line, thence North 44°42'47" West (North 45°31'27" West by record) 20.39 feet, more or less, along said southwesterly boundary line to the point of beginning as shown on the official map of said project on file in the office of the Utah Department of Transportation. The above-described parcel of land contains 2,073 square feet in area or 0.05 acre. Together with any and all abutters rights of underlying fee to the center of existing rights-of-way appurtenant to this conveyance (E# 2368213)

PARCEL 15

Owned by: Don N. Stokes
Weber County Serial No. 08-028-0072
Legal Description:

Part of the South 1/2 of the Northwest Quarter of Section 2, Township 5 North, Range 2 West, Salt Lake Meridian, U.S. Survey: Beginning at a point 1165 feet East of the Northwest Corner of said South 1/2 of the Northwest Quarter Section; running thence East 210 feet, more or less, to a point 1295.19 feet South 89D50' West of the Northeast Corner of said South 1/2 of the Northwest Quarter of said Section 2; then South 0D10' East 439 feet; thence North 89D50' East 915.45 feet to the West line of Midland Drive; thence South 44D32'30" West along the West line of said Midland Drive 799.06 feet, more or less, to the Northeasterly Corner of Don K. Stokes property; thence North 45D27'30" West 290.4 feet; thence South 44D32' West 150 feet; thence South 45D27'30" East 290.4 feet to the West line of Midland Drive; thence South 44D32'30" West along the West line of Midland Drive to the South line of said Quarter Section; then West along South line of said Quarter Section 80.45 feet, thence North 0D41'43" East 532.34 feet, thence North 89D11'46" West

166 feet thence South 00D41'43" West 257.50 feet, thence South 89D11'46" East 10 feet, thence South 0D41'43" West to the Section line, thence West along said Section line 36.80 feet, more or less, to a point South of a place of beginning, thence North 1320 feet to the place of beginning, subject to a right of way for County road along the South side thereof. Also subject to a right-of-way access strip described as follows; Beginning at a point being South 89D35'33" East 1208.84 feet along the Quarter Section line and North 00D41'43" East 275.92 feet from the West Quarter Corner of said Section 2, and running thence North 89D11'46" West 10.00 feet, thence North 00D41'43" East 257.50 feet, thence South 00D41'43" West 533.70 feet to the Quarter Section line thence South 89D35'33" East 40.00 along said Quarter Section line; thence North 00D41'43" East 275.92 feet to the point of beginning. Excepting therefrom the following: A parcel of land in fee for the extension and widening of the existing highway State Route 79 known as Project No, STP-0079(2)0, being part of an entire tract of property, situated in the Southeast 1/4 of the Northwest 1/4 of Section 2, Township 5 North, Range 2 West, Salt Lake Base & Meridian, the boundaries of said parcel of land are described as follows: Beginning at the intersection of the Northwesterly right of way line of the existing State Route 108 and the Northerly right of way line of the existing 3600 South, said point being approximately 33.16 feet perpendicularly distant Northwesterly from the SR-108 Centerline of said project at Engineer Station 230+96.42, said point of beginning is 1433.81 feet South 89D14'41" East along the East-West Quarter Corner of said Section 2 and 27.76 feet North 0D45'19" East from West Quarter Corner of said Section 2, and running thenceforth 45D21'10" East 1201.07 feet along said Northwesterly right of way line to a Northerly boundary line of said entire tract, thence North 89D16'23" West (South 89D50' West by record) 33.15 feet, more or less, along said Northerly boundary line to a point 55.00 feet perpendicularly distant Northwesterly from said project at approximate Engineer Station 242+73.78, thence along a line parallel to said project center line the following two (2) courses and distances: (1) South 45D30'00" West 767.40 feet; (2) South 44D50'00" West 432.14 feet to said Northerly right of way line of 3600 South, thence South 89D46'13" East 30.68 feet, more or less, along said Northerly right of way line to the point of beginning as

shown on the official map of said project on file in the office of the Utah Department of Transportation. The above described parcel of land contains 29103 square feet in area or 0.67 acre. Together with any and all abutter's rights underlying fee to the center of existing rights of way appurtenant to this conveyance. (E# 2404973)

PARCEL 16

Owned by: Utah Department of Transportation

Weber County Serial No. 08-028-0070

Legal Description:

Parcel of land in fee for the extension and widening of the existing highway State Route 79 known as Project No. STP-0079(2)0, being part of an entire tract of property, situated in the Southeast 1/4 Northwest 1/4 of Section 2, in Township 5 North, Range 2 West, Salt Lake Base & Meridian. The boundaries of said parcel of land are described as follows: Beginning at the intersection of the Southeasterly right of way line of the existing State Route 108 and the Southwesterly boundary line of said entire tract, said point begin approximately 34.61 feet perpendicularly distant Southeasterly from the SR-108 centerline of said project at Engineer Station 232+91.17. Said point of beginning is 1499.13 feet South 89D14'41" East (1.498.86 feet South 89D11'20" East by record) along the East-West Quarter Section line of said Section 2 and 169.26 feet North 45D21'10" East (North 44D28'33" East by record) from the West Quarter Corner of said Section 2. Said point of beginning also 1,161.0 feet North 89D14'41" West. Along the East-West Quarter Section line of said Section 2 and 169.26 feet, North 45D21'10" East from the center of said Section 2 as monument with a 3" County brass cap set in 2001; and running thence North 45D21'10" East (North 44D28'33" East by record) 104.31 feet along said Southeasterly right of way line to a Northeasterly boundary line of said entire tract; thence South 43D20'18" East. (South 44D12'55" East by record) 19.45 feet, more or less, along said Northeasterly boundary line to a point 55.00 feet perpendicularly distant Southeasterly from said project centerline at approximate Engineer Station 233+94.86; thence South 44D50'00" West 103.85 feet along a line parallel to said project centerline to said Southwesterly boundary line; thence

North 44D42'47" West (North 45D31'27" West by record) 20.39 feet, more or less, along said Southwesterly boundary line to the point of beginning as shown on the official map of said project on file in the office of the Utah Department of Transportation. The above described parcel of land contains in area 2,073 square feet in area or 0.05 acre. Together with any and all abutter's rights of underlying fee to the center of existing rights of way appurtenant to this conveyance. Also: A parcel of land in fee for the extension and widening of the existing highway State Route 79 known as Project No, STP-0079(2)0, being part of an entire tract of property, situated in the Southeast 1/4 of the Northwest 1/4 of Section 2, Township 5 North, Range 2 West, Salt Lake Base & Meridian, the boundaries of said parcel of land are described as follows: Beginning at the intersection of the Southeasterly right of way line of the existing State Route 108 and the Northeasterly boundary line of said entire tract, said point being approximately 35.77 feet perpendicularly distant Southeasterly from the SR-108 centerline of said project at Engineer Station 238+17.88, said point of beginning is 1161.01 feet North 89D14'41" West along the East-West Quarter Section line of said Section 2 and 695.56 feet North 45D21'10" East from the center of said Section 2 as monument with 3" County brass cap set in 2001; and running thence South 45D21'10" West (South 44D32'30" West by record) 421.98 feet along said Southeasterly right of way line to the Southwesterly boundary line of said entire tract, thence South 43D20'18" East (South 45D12'55" East by record) 19.45 feet, more or less, along said Southwesterly boundary line to a point 55.00 feet perpendicularly distant Southeasterly from said project center line at approximate Engineer Station 233+94.86, thence along a line parallel to said project center the following two (2) courses and distances; (1) North 44D50'00" East 111.52 feet; (2) North 45D30'00" East 310.92 feet to said Northeasterly boundary line; thence North 44D38'50" West 19.23 feet, more or less, along said Northeasterly boundary line to the point of beginning. As shown on the official map of said project on file in the office of the Utah Department of Transportation. The above described parcel of land contains 7694 square feet in area or 0.18 acre. Together with any and all abutters rights of underlying fee to the center of existing rights of way appurtenant to this conveyance. (E# 2374147) Also: A parcel of land in fee for the extension and widening of the

existing highway State Route 79 known as Project No, STP-0079(2)0, being part of an entire tract of property, situated in the Southeast 1/4 of the Northwest 1/4 of Section 2, Township 5 North, Range 2 West, Salt Lake Base & Meridian, the boundaries of said parcel of land are described as follows: Beginning at the intersection of the Southeasterly right of way line of the existing State Route 108 and a Northeasterly boundary line of said entire tract, said point being approximately 34.84 feet perpendicularly distant Southeasterly from the SR-108 center line of said project at Engineer Station 241+77.88, said point of beginning is 1161.01 feet North 89D14'41" West along the East-West Quarter Section line of said Section 2 and 1055.56 feet North 45D21'10" East from the center of said Section 2 as monument with 3" County brass cap set in 2001; and running thence South 45D21'10" West (South 44D32'30" West by record) 360.00 feet along said Southeasterly right of way line to the Southwesterly boundary line of said entire tract, thence South 44D38'50" East (South 45D27'30" East by record) 19.23 feet, more or less, along said Southwesterly boundary line to a point 55.00 feet perpendicularly distant Southeasterly from said project centerline as approximate Engineer Station 238+17.93, thence North 45D30'00" East 360.00 feet along a line parallel to said project centerline to said Northeasterly boundary line; thence North 44D38'50" West (North 45D27'30" West by record) 20.16 feet, more or less, along said Northeasterly boundary line to the point of beginning as shown on the official map of said project on file in the office of the Utah Department of Transportation, the above described parcel of land contains 7091 square feet in area of 0.16 acre. Together with any and all abutters rights of underlying fee to the center of existing rights of way appurtenant to this conveyance. (E# 2374149) Also: A parcel of land in fee for the extension and widening of the existing highway State Route 79 known as Project No, STP-0079(2)0, being part of an entire tract of property, situated in the Southeast 1/4 of the Northwest 1/4 of Section 2, Township 5 North, Range 2 West, Salt Lake Base & Meridian, the boundaries of said parcel of land are described as follows: Beginning at the intersection of the Southeasterly right of way line of the existing State Route 108 and a Northeasterly boundary line of said entire tract, said point being approximately 34.28 feet perpendicularly distant Southeasterly from the SR-108 Centerline of said project at Engineer Station

243+97.88, said point of beginning is 1161.01 feet North 89D14'41" West along the East-West Quarter Section line of said Section 2 and 1275.66 feet North 45D21'10" East from the center of said Section 2 as monument with 3" County brass cap set in 2001; and running thence South 45D21'10" West (South 44D32'30" West by record) 220.00 feet along said Southeasterly right of way line to the Southwesterly boundary line of said entire tract, thence South 44D38'50" East (South 45D27'30" East by record) 20.16 feet, more or less, along said Southwesterly boundary line to a point 55.00 feet perpendicularly distant Southeasterly from said project centerline as approximate Engineer Station 241+77.93, thence North 45D30'00" East 220.00 feet along a line parallel to said project centerline to said Northeasterly boundary line; thence North 44D38'50" West (North 45D27'30" West by record) 20.72 feet, more or less, along said Northeasterly boundary line to the point of beginning as shown on the official map of said project on file in the office of the Utah Department of Transportation. The above described parcel of land contains 4497 square feet in area of 0.10 acre. Together with any and all abutters rights of underlying fee to the center of existing rights of way appurtenant to this conveyance. (E# 2374157) Also: A parcel of land in fee for the extension and widening of the existing highway State Route 79 known as Project No, STP-0079(2)0, being part of an entire tract of property, situated in the Southeast 1/4 of the Northwest 1/4 of Section 2, Township 5 North, Range 2 West, Salt Lake Base & Meridian, the boundaries of said parcel of land are described as follows: Beginning at the intersection of the Northwesterly right of way line of the existing State Route 108 and the Northerly right of way line of the existing 3600 South, said point being approximately 33.16 feet perpendicularly distant Northwesterly from the SR-108 Centerline of said project at Engineer Station 230+96.42, said point of beginning is 1433.81 feet South 89D14'41" East along the East-West Quarter Corner of said Section 2 and 27.76 feet North 45D19" East from West Quarter Corner of said Section 2, and running thenceforth 45D21'10" East 1201.07 feet along said Northwesterly right of way line to a Northerly boundary line of said entire tract, thence North 89D16'23" West (South 89D50' West by record) 33.15 feet, more or less, along said Northerly boundary line to a point 55.00 feet perpendicularly distant Northwesterly from said project at

approximate Engineer Station 242+73.78, thence along a line parallel to said project center line the following two (2) courses and distances: (1) South 45D30'00" West 767.40 feet; (2) South 44D50'00" West 432.14 feet to said Northerly right of way line of 3600 South, thence South 89D46'13" East 30.68 feet, more or less, along said Northerly right of way line to the point of beginning as shown on the official map of said project on file in the office of the Utah Department of Transportation. The above described parcel of land contains 29103 square feet in area or 0.67 acre. Together with any and all abutter's rights underlying fee to the center of existing rights of way appurtenant to this conveyance. (E# 2404973) Also: A parcel of land in fee for the extension and widening of the existing highway State Route 79 known as Project No, STP-0079(2)0, being part of an entire tract of property, , situated in the Southeast 1/4 of the Northwest 1/4 of Section 2, Township 5 North, Range 2 West, Salt Lake Base & Meridian, the boundaries of said parcel of land are described as follows: Beginning at the intersection of the Southeasterly right of way line of the existing State Route 108 and a Southerly boundary line of said entire tract, said point being approximately 33.08 feet perpendicularly distant Southeasterly from the SR-108 Centerline of said project at Engineer Station 231+21.92, said point of beginning is 1499.13 feet South 89D14'41" East (1498.86 feet South 89D11'20" East by record) along the East-West Quarter Section line of said Section 2, said point of beginning being 1161.01 feet North 89D14'41" West from the center of said Section 2 as monument with 3" County brass cap set in 2001; and running thence North 45D21'10" East (North 44D28'33" East by record) 169.26 feet along said Southeasterly right of way line to the Northeasterly boundary line of said entire tract, thence South 44D42'47" East (South 45D31'27" East by record) 20.39 feet, more or less, along said Northeasterly boundary line to a point 55.00 feet perpendicularly distant Southeasterly from said project center line at approximate Engineer Station 232+91.01, thence South 44D50'00" West 147.86 feet along a line parallel to said project center line to said Southerly boundary line; thence North 89D14'41" West 30.52 feet, more or less, along said Southerly boundary line to the point of beginning as shown on the official map of said project on file in the office of the Utah Department of Transportation, the above described parcel of land contains 3346 square feet in area or 0.08 acre. Together

with any and all abutters rights of underlying fee to the center of existing rights of way appurtenant to this conveyance. (E# 2422902) Also: A tract of land in fee, being the remainder of an entire tract of property, situate in the Southeast 1/4 Northwest 1/4 of Section 2, Township 5 North, Range 2 West, Salt Lake Base & Meridian, the boundaries of said parcel of land are described as follows: Beginning at the intersection of the Southerly boundary line said entire tract and the Southeasterly highway right of way line of SR-108, a project known as STP-0079(2)0, said point being 1529.64 feet South 89D14'41" East (South 89D11'20" East by record) along the East-West Quarter Section line of said Section 2, from the West Quarter Corner of said section 2, said point of beginning also being 1130.50 feet North 89D14'41" West from the center of said Section 2 as monument with 3" County brass cap set in 2001; and running thence North 44D50'00" East 147.86 feet along said Southeasterly right of way line to the Northeasterly boundary line of said entire tract, thence South 44D42'47" East (South 45D31'27" East by record) 151.47 feet, more or less, along said Northeasterly boundary line to the Southerly boundary line of said entire tract, thence North 89D14'41" West 210.83 feet, more or less, along said Southerly boundary line to the point of beginning. As shown on the official map of said project on file in the office of the Utah Department of Transportation, the above described parcel of land contains 11198 square feet in area or 0.25 acre. (E# 2422903)

SECTION 3. EFFECT OF ANNEXATION. The Annexation Property hereby annexed shall be governed by and become an integral part of the District. Pursuant to this annexation, the owners of the Annexation Property shall be entitled to receive all of the benefits of commodities, facilities and services provided by the District, and shall be subject to all rights, powers and authority vested in the District as set forth in the Utah Local Districts Act, Utah Code Ann. §17B-1-101 *et seq.*, and the Utah Water Conservancy Act, Utah Code Ann. §17B-2a-1001 *et seq.*; including, without limitation, the right, power and authority to promulgate rules and regulations for the operation of the District; to levy ad valorem property taxes on the Annexation Property; to execute water contracts with the respective owners of property within the

Annexation Property pursuant to which secondary water service shall be provided by the District, and in connection with said water contracts, to levy contract assessments as payment for secondary irrigation water service; and to impose such other fees and charges as shall be necessary to pay for all or any part of the commodities, facilities and services to be provided to the Annexation Property by the District and for payment of the District's bonds and other obligations.

SECTION 4. DIRECTION. All officers and employees of the District are hereby directed to take such action as shall be required pursuant to the Annexation Statute and otherwise, as necessary and appropriate, to effectuate the provisions of this Resolution and the intent expressed herein.

SECTION 5. EFFECTIVE DATE. This Resolution shall take effect immediately upon its approval and adoption by the Board.

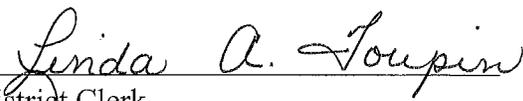
APPROVED AND ADOPTED this 11th day of August, 2010.

**BOARD OF TRUSTEES
ROY WATER CONSERVANCY DISTRICT**



Chairman

ATTEST:



District Clerk

STATE OF UTAH



OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF NAME CHANGE

I, GREG BELL, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of name change of the WOLF CREEK WATER AND SEWER IMPROVEMENT DISTRICT, dated December 8th, 2010, complying with 17B-1-105, 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 name change, referred to above, on file with the Office of the Lieutenant Governor pertaining to the WOLF CREEK WATER AND SEWER IMPROVEMENT DISTRICT, located in Weber 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 15th day of December, 2010.



GREG BELL
Lieutenant Governor

NOTICE OF IMPENDING NAME CHANGE

To: Utah Lieutenant Governor's Office

From: Wolf Creek Sewer Improvement District
3844 N. Wolf Creek Drive, Eden, UT 84310
801-781-4106

Date: December 9, 2010

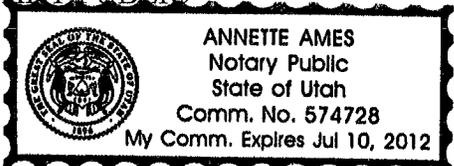
Notice is hereby given to the Lieutenant Governor's Office pursuant to Utah Code § 67-1a-6.7 (3) that the Wolf Creek Sewer Improvement District intends to change its name pursuant to Utah Code § 17B-1-105 to Wolf Creek Water and Sewer Improvement District. The District operates solely in Weber County, Utah and as the Chairman of the Board of Trustees, I, Lowell Peterson, certify that all of the requirement applicable to the name change have been met.

Attached hereto please find a Resolution adopted by the Board of Trustees of the Wolf Creek Sewer Improvement District approved on December 8, 2010 after holding a public hearing regarding the proposed name change. Also attached is a Court Order signed by Judge Jones of the Second District Court validating and authorizing the District to purchase and operate water systems within the same area to which it currently provides sewer service.

The Wolf Creek Sewer Improvement District requests that the Lieutenant Governor's Office issue a Certificate of Name Change as allowed by Utah Code § 67-1a-6.7 and provide that Certificate to the District for filing with the County Recorder of Weber County.


LOWELL PETERSON,
Chairman of the Board of Trustees
Wolf Creek Sewer Improvement District

SUBSCRIBED, SWORN and Verified to me this _____ day of December, 2010, by Lowell Peterson, Chairman of the Board of Trustees of the Wolf Creek Sewer Improvement District.


NOTARY PUBLIC


RESOLUTION 10-3
RESOLUTION APPROVING A CHANGE OF NAME OF THE
WOLF CREEK SEWER IMPROVEMENT DISTRICT

WHEREAS, Wolf Creek Sewer Improvement District has operated a sewer system in the Ogden Valley for a number of years; and

WHEREAS, the District is in the process of purchasing two water systems, a culinary system and an irrigation system, to service approximately the same geographic area currently serviced by the District sewer system; and

WHEREAS, the District has received authorization from the District Court, pursuant to a Validation Petition, to take over the water systems and operate them as part of the District operations (copy of Court Order attached); and

WHEREAS, the District has held a public hearing pursuant to the provisions of Utah Code § 17B-1-105 (4) and has reserved public comment on the proposed name change;

NOW THEREFORE be it resolved by the Board of Trustees of the Wolf Creek Sewer Improvement District as follows:

1. The name of the District be changed to the Wolf Creek Water and Sewer Improvement District.
2. The Chairman of the Board of Trustees is directed and authorized to file with the Lieutenant Governor a Notice of Impending Name Change as set out in the Utah Code § 67-1a-6.7.
3. Upon receipt of the Lieutenant Governor's Certificate of Name Change, the District staff is further directed to file the original of the Notice of Impending Name Change and the Certificate of Name Change along with a certified copy of this resolution with the county recorder for Weber County.
4. The name change will be become effective upon the Lieutenant Governor's issuance of a Certificate of Name Change and the District is authorized to operate utilizing the new name after the appropriate documents, as outlined herein, are recorded with the Office of the Weber County Recorder as outlined in the Utah Code § 17B-1-105 (4)(d).

This Resolution has been adopted at a duly called and noticed meeting and after receiving input at a public hearing held at that meeting of the Board of Directors Wednesday, 8 December, 2010.

STEVE BALEK AYE

MIKE SERIO ABSENT

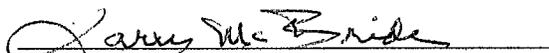
LOWELL PETERSON AYE

ED ADAIR AYE

LARRY MCBRIDE AYE



Lowell Peterson, Chair



Secretary/Clerk

COPY

REED M. RICHARDS (#2746)
BRANDON R. RICHARDS (#10254)
Attorneys for Petitioner
2568 Washington Blvd., Suite 200
Ogden, UT 84401
Telephone: (801) 621-0550
Fax: (801) 334-9662

2010 NOV 17 A 8:40

SECOND DISTRICT COURT

11/17/10

IN THE SECOND DISTRICT COURT, STATE OF UTAH

WOLF CREEK SEWER
IMPROVEMENT DISTRICT,
PETITIONER

)

ORDER

)

)

CASE NUMBER: 100907458

)

JUDGE: ERNIE W. JONES

This matter came on for a public hearing before the court on November 2, 2010 at 1:30 p.m. Petitioner, Wolf Creek Sewer Improvement District was represented by its attorneys, Reed M. Richards and Brandon R. Richards. The court having reviewed the file, pertinent law, and reviewed the testimony of the witnesses and having previously made its Finding of Fact and Conclusions of Law, makes the following order:

ORDER

1. The Petitioner, Wolf Creek Sewer Improvement District, hereby is authorized and the court hereby validates its proposal to purchase the assets of the Wolf Creek Water Conservancy Company, which provides irrigation water, and the Wolf Creek Water Company, which provides culinary water, to the same general area serviced by the Petitioner with sewer service.
2. The Petitioner, Wolf Creek Sewer Improvement District, is further authorized and the

court validates its proposal to operate the culinary and irrigation water systems.

3. The court will entertain the future validation of the final purchase/sales contracts and the change of the Petitioner's name to include "Water Company," upon request of the Petitioner.

DATED this 15 day of November, 2010.



Judge Ernie W. Jones

STATE OF UTAH }
COUNTY OF WEBER } ss.

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE ORIGINAL ON FILE IN MY OFFICE.

DATED THIS 7 DAY OF Dec 20 10

CLERK OF THE COURT

BY Ashlee LaRocco DEPUTY

PAGE 2 THROUGH 2



September 22, 2010

NOTICE OF ADOPTION OF OGDEN CITY ORDINANCE NO. 2010-30
ADOPTING THE EAST WASHINGTON
URBAN RENEWAL PROJECT AREA PLAN

Recently, the Ogden City Council formally adopted by its Ordinance No. 2010-30 the urban renewal project area plan entitled "East Washington Urban Renewal Project Area Plan," dated June 21, 2010 (the "Project Area Plan") and adopted August 24, 2010, as authorized by the Community Development and Renewal Agencies Act, Title 17C, Chapters 1 through 4, Utah Code Annotated, 1953, as amended (the "Act"). Because the officially adopted Project Area Plan contains tax increment provisions as permitted by the Act, the Ogden City Redevelopment Agency is forwarding to you the following documentation as required by Section 17C-2-109 of the Act:

1. A copy of the description of the land within the East Washington Urban Renewal Project Area.
2. A map indicating the boundaries of the East Washington Urban Renewal Urban Renewal Project Area.
3. A copy of the Ordinance of Ogden City adopting the Project Area Plan.
4. A copy of the East Washington Urban Renewal Project Area Budget.

The Project Area Plan provides that the Agency is to receive 100% of the total annual tax increment from the Project Area over a period not to exceed twenty (20) years up to a maximum of \$16,835,550, as shown in the enclosed Project Area Budget. The Project Area Plan and Budget also allocate for housing 20% of the tax increment to be received by the Agency over the life of the Project Area, as required by the Act.

Very truly yours,

By Richard McConkie
Community and Economic Development
Richard McConkie, Director

enclosures

ORDINANCE NO. 2010-30

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OGDEN,
STATE OF UTAH, ADOPTING THE URBAN RENEWAL PROJECT
AREA PLAN DATED JUNE 21, 2010 AND ENTITLED "EAST
WASHINGTON URBAN RENEWAL PROJECT AREA PLAN"

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF OGDEN, STATE OF
UTAH AS FOLLOWS:

SECTION I. This Ordinance pertaining to the "East Washington Urban Renewal Project Area Plan" is hereby enacted to read as follows:

EAST WASHINGTON URBAN RENEWAL PROJECT AREA PLAN

Sections:

1. Adoption of Project Area Plan.
2. Project Area Boundaries.
3. Purposes of Project Area Plan.
4. Project Area Plan Incorporated by Reference.
5. Findings.
6. Acquisition of Property.
7. Tax Increment Financing.
8. Effective Date.

Section 1. Adoption of Project Area Plan. The Ogden City Redevelopment Agency (the "Agency") has adopted the urban renewal project area plan dated June 21, 2010 and entitled "East Washington Urban Renewal Project Area Plan" (the "Project Area Plan" or the "Plan"). The Project Area Plan is hereby designated as the official urban renewal Project Area Plan of the East Washington Urban Renewal Project Area. The City, after review of the Agency's findings, as set forth herein, hereby adopts by Ordinance the Project Area Plan pursuant to Title 17C, Parts 1 through 4 of the Utah Community Development and Renewal Agencies Act (the "Act"), and Section 17C-2-107 of the Act.

Section 2. Project Area Boundaries. The legal description of the boundaries of the East Washington Urban Renewal Project Area (the "Project Area") covered by the Project Area Plan is as follows, to-wit:

All of blocks 31, 40, 45 and 54, Plat A Ogden City Survey, Weber County, more particularly described as:

Beginning at the southwest corner of Lot 2, Block 31, Plat "A", Ogden City Survey, Weber

County, Utah,
thence North 00°58'00" East 2945.80 feet to the northwest corner of Lot 6, Block 54, Plat "A",
Ogden City Survey, Weber County, Utah,
thence South 89°02'00" East 759.98 feet to the northwest corner of Lot 6, Block 55, Plat "A",
Ogden City Survey, Weber County, Utah,
thence, South 00°58'00" West 2945.80 feet to the southwest corner of Lot 5, Block 30, Plat "A",
Ogden City Survey, Weber County, Utah,
thence North 89°02'00" West 759.98 feet to the southwest corner of Lot 2, Block 31, Plat "A",
Ogden City Survey, Weber County, Utah; point also being the point of beginning.

Section 3. Purposes of Project Area Plan. The purposes and intent of the City Council of the City of Ogden with respect to the Project Area are to accomplish the following purposes by adoption of the Project Area Plan:

1. Removal of structurally substandard buildings or improvements to permit the return of the Urban Renewal Project Area land to economic use and new construction.
2. Removal of impediments to land disposition and development through assembly of land into reasonably sized and shaped parcels served by improved public utilities and infrastructure improvements.
3. Rehabilitation of commercial and multi-family structures if sound long term economic activity can be assured thereby; and rehabilitation of single family homes along Adams Avenue if the historic quality can be retained or restored.
4. The elimination of environmental deficiencies, including: irregular lot subdivision, inadequate drainage, weeds and excessive secluding vegetation, underutilized land, and soil contamination mitigation.
5. Achievement of an environment reflecting architectural, landscape and urban design principles consistent with the CBD guidelines and the character of historic homes along Adams Avenue, and developed through encouragement, guidance, appropriate controls, ordinances and professional assistance to owner participants and developers.
6. Promote and market the Project Area for development or urban renewal that would be complimentary to existing businesses and residential areas or would enhance the economic base of the community through diversification.
7. Provide utilities, streets, curbs, sidewalks, parking areas, landscaping and architecture to give the area a commercial look consistent with the objectives of the CBD and CBD that attracts business activity and combined with a residential portion that is architecturally sympathetic to the residential character of Adams Avenue.
8. Provide for the strengthening of the tax base and economic health of the entire community and the State of Utah.

9. Provide improved public streets and road access to the area to facilitate better traffic circulation and reduce traffic hazards by assisting in the street alignments and the implementation of City institutional controls and regulations to ensure management of any contaminated materials. The Agency shall work with the City to recommend ways to improve traffic and pedestrian circulation within and abutting the Project Area.
10. Provide for compatible relationships among land uses and quality standards for development, such that the area functions as a unified and viable center of social and economic activity for the City.
11. Provide improved pedestrian circulation systems that create landscaped walkways through the inner block to provide an attractive and safe pedestrian connection.
12. Coordinate and improve the public transportation system, including streets and public transit services.
13. Eliminate the blighting factors and blighting influences in the Project Area.

Section 4. Project Area Plan Incorporated by Reference. The Project Area Plan, together with supporting documents, is incorporated herein by this reference and made a part of this Ordinance. Copies of the Project Area Plan shall be filed and maintained in the office of the City Recorder and the Redevelopment Agency for public inspection.

Section 5. Findings. The Redevelopment Agency has determined and found as follows:

A. There is a need to effectuate a public purpose, and implementation of the Project Area Plan would accomplish the public purposes set forth in the Act, including but not limited to the elimination of blight, blight factors and blighting influences within the Project Area.

B. There is a public benefit under the analysis included in the Project Area Plan pursuant to Section 17C-2-103(2) of the Act, which benefit would accrue through the adoption and implementation of the Project Area Plan.

C. It is economically sound and feasible to adopt and carry out the Project Area Plan.

D. The Project Area Plan conforms to Ogden City's general plan.

E. Implementation of the Project Area Plan would develop the Project Area in conformity with the Act, and carrying out the Project Area Plan will promote the public peace, health, safety and welfare of Ogden City.

F. The Redevelopment Agency Board previously made and adopted its findings of blight entitled "Resolution Of The Board Of Directors Of The Redevelopment Agency of Ogden City, Pursuant To U.C.A. Section 17C-2-102(1)(a)(ii)(B)(I) Making A Finding Of Blight Regarding

The Proposed East Washington Urban Renewal Project Area,” finding and determining, among other things, that the East Washington Urban Renewal Project Area is a blighted area pursuant to the provisions of the Act because of the following factors:

FINDING A

The Proposed Project Area consists predominantly of non-greenfield parcels. "Greenfield" means land not developed beyond agricultural or forestry use. The proposed East Washington Urban Renewal Project Area contains no greenfield parcels.

FINDING B

The Proposed Project Area is currently zoned for urban purposes and generally served by utilities. The proposed East Washington Urban Renewal Project area is served by Electric, Water/Sewer, and Gas utilities, and is served by roads. The proposed East Washington Urban Renewal Project area is zoned commercial CDBI, CBD, CP-1 or CP-2 and residential R-2EC, R-3EC and R-1-5 in its entirety.

FINDING C

At least 50% of the parcels within the Proposed Project Area contain nonagricultural or nonaccessory buildings or improvements used or intended for residential, commercial, industrial, or other urban purposes, or any combination of those uses. 204 of the 204 parcels in the Proposed Project Area contain buildings or improvements used or intended for residential, commercial, industrial, or other urban purposes. The parcels containing buildings or improvements represent 100% of the total parcels in the Proposed Project Area. The parcels containing buildings or improvements represent 100% of the acreage in the Proposed Project Area.

FINDING D

The present condition or use of the Proposed Project Area substantially impairs the sound growth of the municipality, retards the provision of housing accommodations, or constitutes an economic liability or is detrimental to the public health, safety, or welfare, as shown by the existence within the Proposed Project Area of at least four of the following factors:

(1) one of the following, although sometimes interspersed with well maintained buildings and infrastructure:

substantial physical dilapidation, deterioration, or defective construction of buildings or infrastructure; or

significant noncompliance with current building code, safety code, health code or fire code requirements or local ordinances

(2) unsanitary or unsafe conditions in the Proposed Project Area that threaten the health, safety, or welfare of the community

(3) environmental hazards, as defined in state or federal law that require remediation as a condition of current or future use and development

(4) excessive vacancy, abandoned buildings, or vacant lots within an area zoned for urban use and served by utilities

(5) abandoned or outdated facilities that pose a threat to public health, safety, or welfare

(6) criminal activity in the project area higher than that of comparable nonblighted areas in the municipality or county

(7) defective or unusual conditions of title rendering the title nonmarketable.

One hundred ninety four (194) of the total of two hundred four (204) or 95% of the number of parcels for a total of 29.28 +/- acres or 79% of the total Ogden East Washington Urban Renewal Proposed Project Area exhibit four or more of the legislated "blight" factors.

This Finding D is, among other things, supported by the information from the Blight Study set forth in Exhibit "A" to the Redevelopment Agency's Resolution No. 2010-2.

FINDING E

At least 50% of the parcels within the Proposed Project Area are affected by at least one of the blight factors set forth above, but not necessarily the same factor. (2) The affected parcels comprise at least 66% of the acreage of the Proposed Project Area. Thirty-five (35) of the total of thirty-five (35) or 100% of the number of private parcels for a total of 67.65 +/- acres or 100% of the total proposed East Washington Urban Renewal Project Area exhibit four or more of the legislated "blight" factors.

FINDING F

The proposed East Washington Urban Renewal Project Area is a blighted area, the renewal of which is necessary to effectuate a public purpose. Evidence of "blight"

conditions or indicators was found in the Proposed Project Area, sufficient to be determined to be present area wide, and therefore leads to the cumulative conclusion of blighted conditions in the proposed East Washington Urban Renewal Project Area.

The Agency Board's finding of blight was made on April 13, 2010, by adoption of Redevelopment Agency Resolution No. 2010-2.

Section 6. Acquisition of Property. The Agency may acquire property in the Project Area by negotiation, gift, devise, exchange, purchase, or other lawful method, but not by eminent domain (condemnation) except from an Agency officer or board member with their consent. The Agency is authorized to acquire any other interest in real property in the Project Area less than fee title such as leasehold interests, easements, rights of way, etc. by negotiation, gift, devise, exchange, purchase or other lawful method, but not by eminent domain (condemnation) except from an Agency officer or board member with their consent.

Section 7. Tax Increment Financing.

A. Subject to any limitations required by currently existing law (unless a limitation is subsequently eliminated), for example limitations of the Project Area Budget approved by the taxing entity committee, this Ordinance hereby specifically incorporates all of the provisions of the Act that authorize or permit the Agency to receive tax increment from the Project Area and that authorize the various uses of such tax increment by the Agency, and to the extent greater authorization for receipt of tax increment by the Agency or use thereof by the Agency is provided by any amendment of the Act or by any successor provision, law or act, those are also specifically incorporated herein. It is the intent of this Ordinance that the Agency shall have the broadest authorization and permission for receipt of and use of tax increment as is authorized by law, whether by existing or amended provisions of law. This Ordinance also incorporates the specific provisions of tax increment financing permitted by Sections 17C-1-401 and 405 of the Act, which provide, in part, as follows:

401 (1) "An agency may receive and use tax increment. . . , as provided in this part.

(2) (a) The applicable length of time or number of years for which an agency is to be paid tax increment or sales tax under this part shall be measured:

....

(ii) for a post-June 30, 1993 urban renewal or economic development project area plan, from the first tax year for which the agency receives tax increment under the project area budget;

....

(b) Unless otherwise provided in a project area budget that is approved by a taxing entity committee, or in an interlocal agreement or resolution adopted by a taxing entity, tax increment may not be paid to an agency for a tax year prior to the tax year following:

(i) for an urban renewal or economic development project area plan, the effective date of the project area plan;

....

(4) With the written consent of a taxing entity, an agency may be paid tax

increment, from that taxing entity's tax revenues only, in a higher percentage or for a longer period of time, or both, than otherwise authorized under this title.

(5) Each county that collects property tax on property within a project area shall pay and distribute to the agency the tax increment that the agency is entitled to collect under this title, in the manner and at the time provided in Section 59-2-1365.”

405 (1) “This section applies to tax increment under a project area plan adopted on or after May 1, 2006.

(2) Subject to the approval of the taxing entity committee, an agency board may provide in the project area budget for the agency to be paid any percentage of tax increment up to 100% or any specified dollar amount of tax increment for any period of time.”

B. Subject to modifications of the Act by amendments or by any successor act or law that are beneficial to the Agency, this Ordinance (and the Agency’s Resolution adopting the Project Area Budget) incorporates the provisions of Section 17C-1-408 of the Act, which states:

“17C-1-408. Base taxable value to be adjusted to reflect other changes.

(1) (a) (i) As used in this Subsection (1), "qualifying decrease" means:

(A) a decrease of more than 20% from the previous tax year's levy; or

(B) a cumulative decrease over a consecutive five-year period of more than 100% from the levy in effect at the beginning of the five-year period.

(ii) The year in which a qualifying decrease under Subsection (1)(a)(i)(B) occurs is the fifth year of the five-year period.

(b) If there is a qualifying decrease in the minimum basic school levy under Section 59-2-902 that would result in a reduction of the amount of tax increment to be paid to an agency:

(i) the base taxable value of taxable property within the project area shall be reduced in the year of the qualifying decrease to the extent necessary, even if below zero, to provide the agency with approximately the same amount of tax increment that would have been paid to the agency each year had the qualifying decrease not occurred; and

(ii) the amount of tax increment paid to the agency each year for the payment of bonds and indebtedness may not be less than what would have been paid to the agency if there had been no qualifying decrease.

(2) (a) The amount of the base taxable value to be used in determining tax increment shall be:

(i) increased or decreased by the amount of an increase or decrease that results from:

(A) a statute enacted by the Legislature or by the people through an initiative;

(B) a judicial decision;

(C) an order from the State Tax Commission to a county to adjust or factor its assessment rate under Subsection 59-2-704 (2);

(D) a change in exemption provided in Utah Constitution Article XIII, Section 2, or Section 59-2-103 ; or

(E) an increase or decrease in the percentage of fair market value, as defined under

Section 59-2-102 ; and

(ii) reduced for any year to the extent necessary, even if below zero, to provide an agency with approximately the same amount of money the agency would have received without a reduction in the county's certified tax rate if:

(A) in that year there is a decrease in the county's certified tax rate under Subsection 59-2-924 (2)(c) or (d)(i);

(B) the amount of the decrease is more than 20% of the county's certified tax rate of the previous year; and

(C) the decrease would result in a reduction of the amount of tax increment to be paid to the agency.

(b) Notwithstanding an increase or decrease under Subsection (2)(a), the amount of tax increment paid to an agency each year for payment of bonds or other indebtedness may not be less than would have been paid to the agency each year if there had been no increase or decrease under Subsection (2)(a).”

C. As shown in the Project Area Budget, the Agency has elected to receive 100% of the tax increment monies from the Project Area for a period not to exceed twenty (20) years; however, the applicable project area budget shall be the project area budget or amended project area budget that is approved and adopted pursuant to applicable provisions of law.

D. Pursuant to the provisions of Sections 17C-1-412 and 17C-2-203 of the Act, the Agency has allocated 20% of the total tax increment received by the Agency to be used for housing as set forth in the Act.

Section 8. Effective Date. This Ordinance shall take effect upon its first publication or posting.

[REMAINDER OF PAGE LEFT BLANK INTENTIONALLY]

PASSED and **APPROVED** by the City Council of the City of Ogden, State of Utah, this ___
day of August 24, 2010.

THE CITY OF OGDEN

Caitlin Gochmoe
Caitlin Gochmoe, Chair



ATTEST:

Cindi Mansell

Cindi Mansell, City Recorder

TRANSMITTED TO THE MAYOR ON: September 15, 2010

MAYOR'S ACTION: Approved Vetoed

Maud R. July

MAYOR



ATTEST:

Lee Ann Peterson

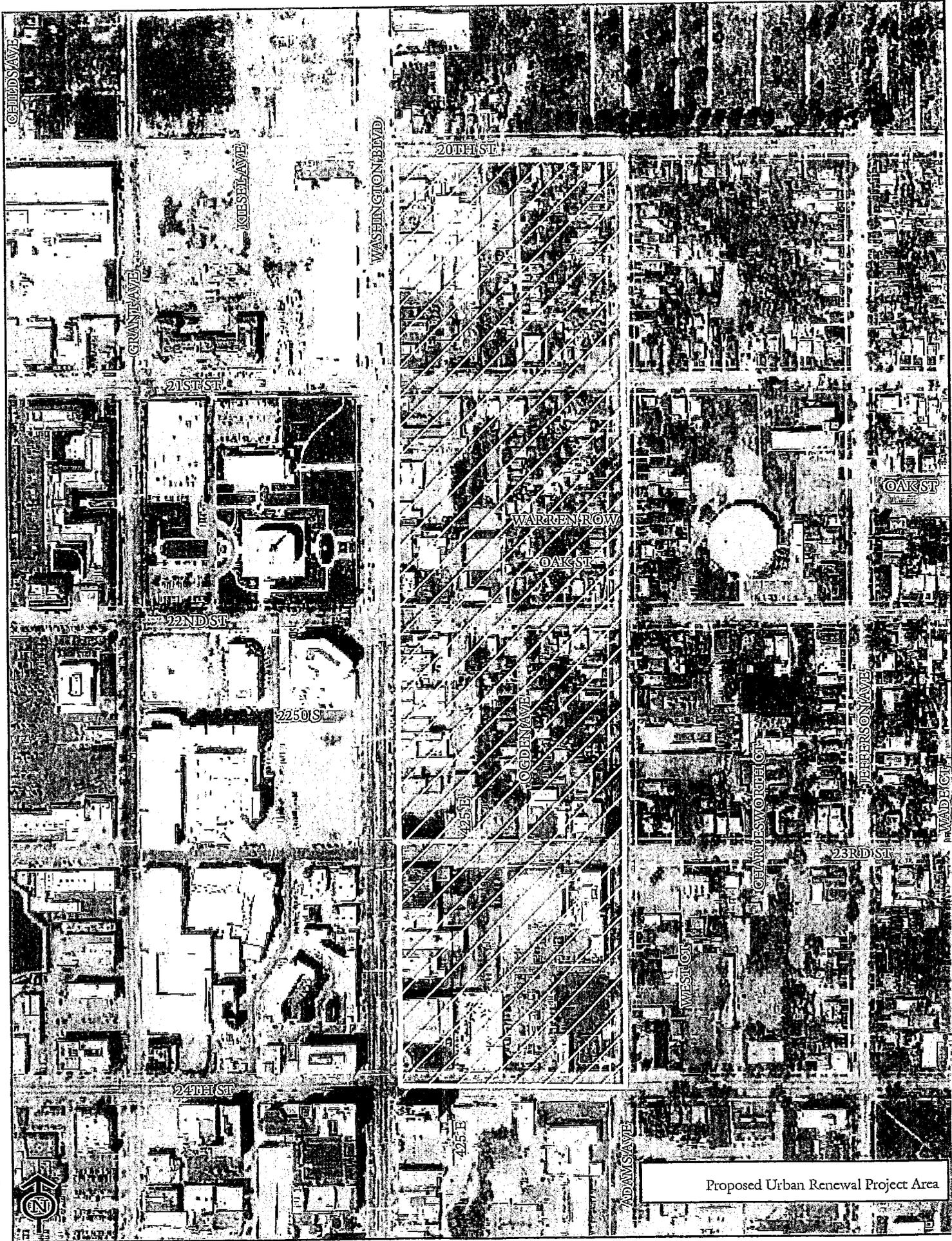
~~Cindi Mansell~~, City Recorder *Acting*

POSTING DATE: September 16, 2010

EFFECTIVE DATE: September 16, 2010

APPROVED AS TO FORM: Matt M 9/13/10
Legal Date

EAST WASHINGTON URBAN RENEWAL PROJECT AREA REDEVELOPMENT AGENCY OF OGDEN 20 YEAR - PROJECT AREA BUDGET - CUMULATIVE		DRAFT 8/18/2010	
	BASE YEAR 2009	CUMULATIVE **2012-2031 **	ALLOCATED % OF TOTAL TAX INCREMENT
PROJECT REVENUES			
Property Tax (Base Year Taxable Value)	\$338,869 \$21,109,401	\$7,793,992	
Projected Tax Increment			
TOTAL -20 YEARS			
Agency			
Eligible Project Area Expenditures	\$0	\$13,047,551	77.5%
Housing	\$0	\$3,367,110	20.0%
Administration ***	\$0	\$420,889	2.5%
TOTAL TAX INCREMENT	\$0	\$16,835,550	100.0%
PROJECT EXPENDITURES			
PROJECTED BUILDING & CAPITAL EQUIPMENT EXPENSE/COSTS			
Total Building Costs	\$0	\$79,189,438	
Total Capital Equipment Expense	\$0	\$2,770,250	
TOTAL CAPITAL AND RELATED COSTS/EXPENSES	\$0	\$81,959,688	
EXPENDITURES REIMBURSABLE FROM TAX INCREMENT			
Administration ***	\$0	\$420,889	2.50%
Housing	\$0	\$3,367,110	20.00%
Total tax increment for project area improvements and infrastructure benefiting the project area, in & outside the project area & other eligible expenditures, including but not limited too, land acquisition, loans, grants, incentives to private and public entities, cost of financing such as interest/issuance costs & reserves.	\$0	\$13,047,551	77.50%
TOTAL EXPENDITURES REIMBURSABLE FROM TAX INCREMENT	\$0	\$16,835,550	100.00%
TOTAL PROJECT EXPENDITURES	\$0	\$98,795,237	
<p>** TAX INCREMENT YEAR ONE MAY OCCUR ANYTIME FROM 2012 TO 2016 DEPENDING ON THE DETERMINATION OF THE REDEVELOPMENT AGENCY TO MAXIMIZE THE AMOUNT OF AVAILABLE ANNUAL TAX INCREMENT.**</p> <p>*** ANNUALLY, THE AGENCY MAY COLLECT FOR ADMINISTRATION PURPOSES, 2.5% OF THE AVAILABLE TAX INCREMENT OR \$22,000, WHICHEVER IS GREATER.</p>			



Proposed Urban Renewal Project Area

CHILDS AVE

GRANT AVE

KOESSEL AVE

WASHINGTON BLVD

20TH ST

21ST ST

WARREN ROW

OAK ST

22ND ST

2250 S

225 E

OGDEN AVE

CELANESE WORTH CT

JEFFERSON AVE

WADE CT

23RD ST

24TH ST

425 E

ADAMS AVE

WEST CT

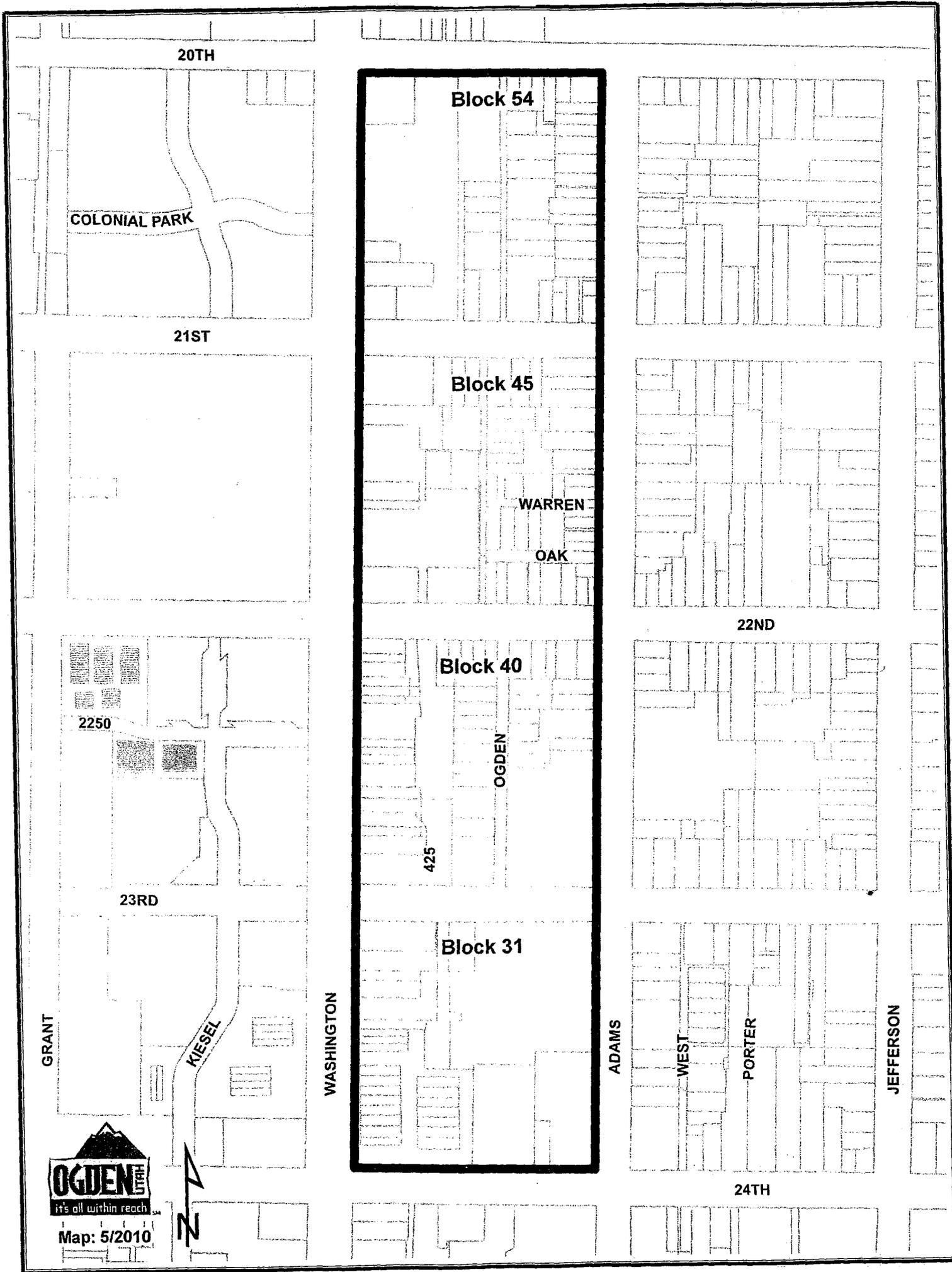


East Washington Urban Renewal Area

A tract of land in Ogden City, Weber County, Utah; more particularly described as:

Beginning at the southwest corner of Lot 2, Block 31, Plat "A", Ogden City Survey, Weber County, Utah,
thence North $00^{\circ}58'00''$ East 2945.80 feet to the northwest corner of Lot 6, Block 54, Plat "A",
Ogden City Survey,
Weber County, Utah,
thence South $89^{\circ}02'00''$ East 759.98 feet to the northwest corner of Lot 6, Block 55, Plat "A",
Ogden City Survey,
Weber County, Utah,
thence, South $00^{\circ}58'00''$ West 2945.80 feet to the southwest corner of Lot 5, Block 30, Plat "A",
Ogden City Survey,
Weber County, Utah,
thence North $89^{\circ}02'00''$ West 759.98 feet to the southwest corner of Lot 2, Block 31, Plat "A",
Ogden City Survey,
Weber County, Utah; point also being the point of beginning.

EXHIBIT "B"



20TH

COLONIAL PARK

Block 54

21ST

Block 45

WARREN

OAK

22ND

2250

Block 40

OGDEN

425

23RD

Block 31

GRANT

KIESEL

WASHINGTON

ADAMS

WEST

PORTER

JEFFERSON

24TH



Map: 5/2010

