

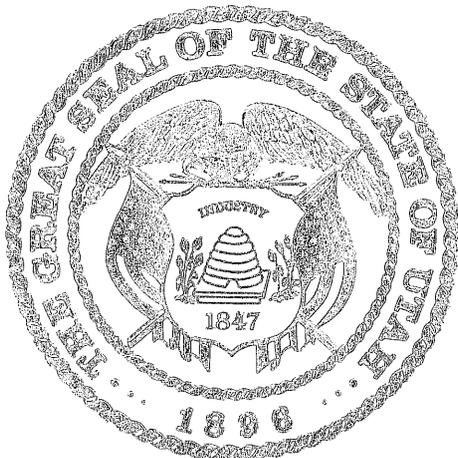
STATE OF UTAH



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
the TOWN OF LEEDS, dated March 23rd, 2011, complying with Section 10-2-425, Utah
Code Annotated, 1953, as amended.

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



IN TESTIMONY WHEREOF, I have
hereunto set my hand, and affixed the Great
Seal of the State of Utah this 4th day of
April, 2011 at Salt Lake City, Utah.

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

GREG BELL
Lieutenant Governor

Received

APR - 5 2011

**Greg Bell
Lieutenant Governor**

CERTIFICATE OF RECEIPT

This certifies that the Office of the Lieutenant Governor for the State of Utah (the "Office") has received a copy of a Notice of Impending Boundary Action and a copy of an approved final local entity plat with regard to the creation of the Grapevine Wash Local District (the "Documents"). It also certifies that the Office has received the Documents within 10 days of the adoption of the creation resolution on March 23, 2011, fulfilling the requirements of Section 17B-1-215 of the Limited Purpose Local Government Entities—Local Districts, Utah Code Annotated 1953, as amended.

Signed this ___ day of _____, 2011.

**OFFICE OF THE LIEUTENANT
GOVERNOR, STATE OF UTAH**

By: _____

Its: _____

Leeds, Utah

March 23, 2011

The Town Council (the "Council") of the Town of Leeds, Utah, met in regular public session at its regular meeting place of the Council in Leeds, Utah, on Wednesday, March 23, 2011, at 7:00 p.m. The meeting was called to order with the following being present, and constituting a quorum:

Hyrum Lefler	Mayor	
Frank Lojko	Council member	
Alan Roberts	Council member	
Angela Rohr	Council member	Absent
Keith Sullivan	Council member	Absent

Also present:

Fran Rex	Clerk/Recorder
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After the meeting had been duly called to order and after other matters not pertinent to this resolution had been discussed, a Certificate of Compliance with Open Meeting Law with respect to this March 23, 2011, meeting was presented to the Council, a copy of which is attached hereto as Exhibit A.

Thereupon, the following resolution was approved and adopted on the following recorded vote:

AYE:	3
NAY:	0
ABSENT:	2

The resolution was then signed by the Mayor in open meeting and recorded by the Clerk/Recorder in the official records of the Town of Leeds, Utah. The resolution is as follows:

RESOLUTION NO. 2011-01

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LEEDS, UTAH, TO CREATE THE GRAPEVINE WASH LOCAL DISTRICT DESCRIBED IN THE NOTICE OF PUBLIC HEARING ON PROPOSED CREATION OF BASIC LOCAL DISTRICT ADOPTED BY THE COUNCIL ON DECEMBER 8, 2010, AND RELATED MATTERS.

WHEREAS, on December 8, 2010, the Town Council (the "Council") of the Town of Leeds, Utah (the "Town"), adopted a resolution (the "Resolution") proposing the creation of a basic local district to be known as the "Grapevine Wash Local District" (the "Grapevine Wash District") pursuant to the provisions of the Limited Purpose Local Government Entities—Local Districts, Title 17B, Utah Code Annotated, 1953, as amended (the "Act"), for the purposes of providing for the acquisition, construction, and operation of parks or recreation facilities or services, health care facilities, including health department or hospital service, the acquisition, construction, and operation of a system, or one or more components of a system, for the collection, storage, retention, control, conservation, treatment, supplying, distribution, or reclamation of water, including storm, flood, sewage, irrigation, and culinary water, and the construction and maintenance of rights-of-way, for curb, gutter, sidewalk, street, road, water, sewage, storm drain, electricity, communications, and/or natural gas improvements within a specified area of the Town;

WHEREAS, pursuant to the Resolution, a "Notice of Public Hearing on the Proposed Creation of Basic Local District" (the "Notice") has been provided as required by law and is attached hereto as Exhibit B;

WHEREAS, on January 12, 2011, the Council held a public hearing at which it considered each and every protest filed and every person who wished to be heard in protest against the creation of the Grapevine Wash District or on any other matter pertinent to the Grapevine Wash District;

WHEREAS, the Council has determined that there are no registered voters within the boundaries of the Grapevine Wash District and therefore no election is required on the question of whether the Grapevine Wash District should be created; and

WHEREAS, the Grapevine Wash District's boundaries are located entirely within the Town which, for purposes of the Act, is considered the "responsible body":

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF LEEDS, UTAH, AS FOLLOWS:

Section 1. All terms defined in the recitals hereto shall have the same meaning when used herein. All action heretofore taken (not inconsistent with the provisions of this Resolution) by the Council and by the officers of the Town directed toward the

creation and establishment of the Grapevine Wash District, are hereby ratified, approved, and confirmed.

Section 2. The Grapevine Wash District, to be formally known as the “Grapevine Wash Local District,” is hereby created with the boundaries described in the Notice and authorized to finance the improvements described in the Notice.

Section 3. The initial Board of Trustees of the Grapevine Wash District will be elected by the owners of real property within the Grapevine Wash District. The officers of the Council are hereby authorized and directed to prepare and post a Notice of Vacancy in substantially the form attached hereto as Exhibit C and take such other actions necessary or appropriate under the Act to provide for the election of the initial Board of Trustees of the Grapevine Wash District.

Section 4. The Town Clerk/Recorder is hereby authorized to file or cause to be filed with the Utah Lieutenant Governor (i) a copy of a notice of an impending boundary action, in the form attached hereto as Exhibit D and (ii) a copy of an approved final local entity plat, to obtain a certificate of incorporation for the Grapevine Wash District within ten (10) days of the adoption of this resolution.

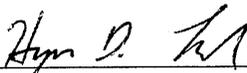
Section 5. The officers of the Town are hereby authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Resolution.

Section 6. If any one or more sections, sentences, clauses, or parts of this Resolution shall, for any reason, be questioned or held invalid, such judgment shall not affect, impair, or invalidate the remaining provisions of this Resolution, but shall be confined in its operation to the specific sections, sentences, clauses, or parts of this Resolution so held unconstitutional and invalid, and the inapplicability and invalidity of any section, sentence, clause, or part of this Resolution in any one or more instances shall not affect or prejudice in any way the applicability and validity of this Resolution in any other instances.

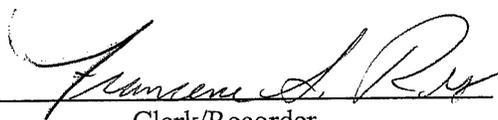
Section 7. All resolutions of the Council in conflict with this Resolution are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any Resolution, by-law or regulation, or part thereof, heretofore repealed.

PASSED BY THE TOWN COUNCIL OF THE TOWN OF LEEDS, UTAH,
THIS MARCH 23, 2011.

(SEAL)

By: 
Mayor

ATTEST:

By: 
Clerk/Recorder

(Here follows business not pertinent to the above.)

Pursuant to motion duly made and seconded, the Council adjourned.

(SEAL)

By: Hyun D. Kim
Mayor

ATTEST:

By: Francine J. Rex
Clerk/Recorder

EXHIBIT A

CERTIFICATE OF COMPLIANCE WITH OPEN MEETING LAW

I, Fran Rex, the undersigned Clerk/Recorder of the Town of Leeds, Utah (the "Town"), do hereby certify, according to the records of the Town in my official possession, and upon my own knowledge and belief, that in accordance with the requirements of Section 52-4-202, Utah Code Annotated, 1953, as amended, I gave not less than twenty-four (24) hours public notice of the agenda, date, time, and place of the March 23, 2011, public meeting held by the Town Council as follows:

(a) By causing a Notice, in the form attached hereto as Schedule 1, to be posted at the principal offices of the Town on March 21, 2011, at least twenty-four (24) hours prior to the convening of the meeting, said Notice having continuously remained so posted and available for public inspection until the completion of the meeting;

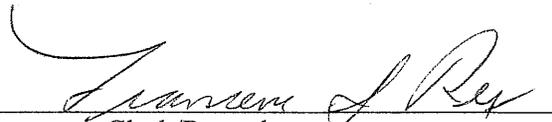
(b) By causing a copy of such Notice, in the form attached hereto as Schedule 1, to be delivered to The Spectrum, on March 21, 2011, at least twenty-four (24) hours prior to the convening of the meeting; and

(c) By causing a copy of such Notice, in the form attached hereto as Schedule 1, to be published on the Utah Public Notice Website (<http://pmn.utah.gov>).

In addition, the Notice of 2011 Annual Meeting Schedule for the Town Council (attached hereto as Schedule 2) was given specifying the date, time and place of the regular meetings of the Town Council to be held during the year, by causing said Notice to be posted on December 8, 2010, at the principal office of the Town, the Leeds Post Office, and Leeds Market, and published on the Leeds Town Website (<http://leedstown.org>) during the current calendar year.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature this March 23, 2011.

By: _____


Clerk/Recorder

(SEAL)

SCHEDULE 1

NOTICE OF MEETING

PUBLIC NOTICE

TOWN OF LEEDS TOWN COUNCIL MEETING

The Town Council of Leeds will hold a Meeting on

Wednesday, March 23, 2011, 7:00 p.m.

At Leeds Town Hall, 218 North Main Street

Public is welcome to attend

AGENDA

Up to two Town Council Members may participate in the meeting by telephone or video conferencing (Ord 2006-08)

NOTE: IF YOU WISH TO SPEAK DURING CITIZEN COMMENT, PLEASE SIGN IN WITH THE CLERK/RECORDER BY 6:55 P.M.

BUSINESS SESSION:

1. Call to Order
2. Pledge of Allegiance
3. Roll Call
4. Declaration of Abstentions and Conflicts by Council Members, if any
5. Consent Agenda:
 - a. Tonight's Agenda
 - b. Minutes of Meetings from February 23, 2011 & March 9, 2011 Town Council Meetings
6. Financial Reports for February 2011
7. Announcements:
8. Citizen Comment: (No action may be taken on a matter raised under this agenda item). *Please Note: In order to be considerate of everyone attending the meeting and to more closely follow the published agenda, public comments will be limited to 3 minutes per person per item. A spokesperson representing a group to summarize their concerns will be allowed 5 minutes to speak. Repetitious commentary will not be allowed. If you need additional time, please request agenda time with Fran Rex in writing before 1:00 p.m. on the Wednesday one week before the Council meeting.*

REGULAR MEETING

ACTION ITEMS:

9. Discuss & Possible Approval of Resolution 2011-XX creating a Grapevine Wash Local District

WORK SESSION:

DISCUSSION ITEMS:

10. Discussion on Leeds Cemeteries in preparation for possible passage of Cemetery Ordinance and Resolution
11. Review and Discussion of draft Storm Water Master Plan

UPDATES BY STAFF:

CLOSED MEETING – A Closed Meeting may be held for the discussion of the character, professional competence, or physical or mental health of an individual as allowed by Utah State Law 52-4-205(1)(a). OR A Closed Meeting may be held for the discussion pending or reasonably imminent litigation; as allowed by Utah State Law (52-4-205) (1) (c).

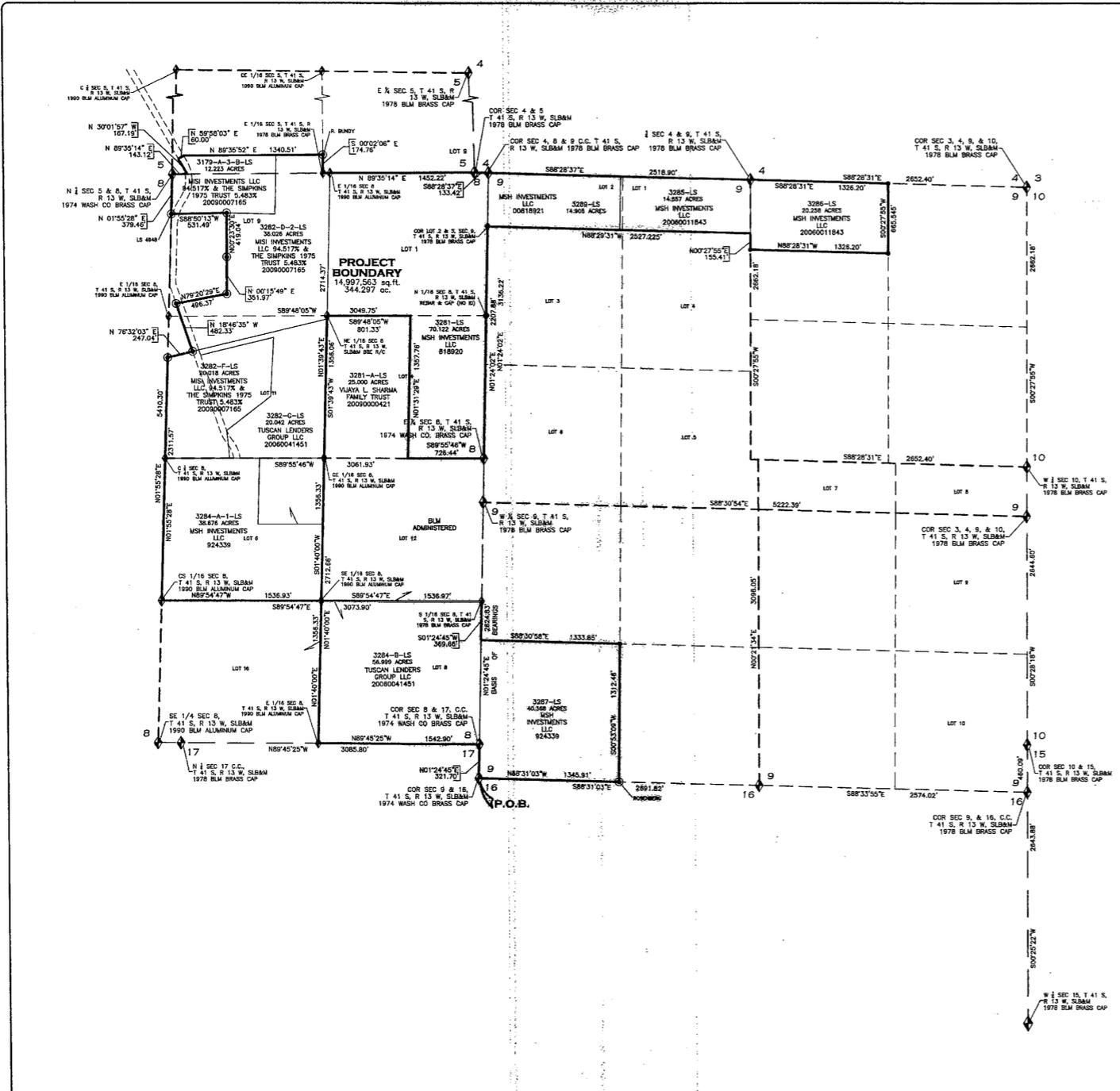
12. Adjournment

In compliance with the Americans with Disabilities Act, the Town of Leeds will make reasonable accommodations for persons needing assistance to participate in this public meeting. Persons requesting assistance are asked to call the Town Hall at 879-2447 at least 24 hours prior to the meeting.

Certificate of Posting

The undersigned Clerk/Recorder does hereby certify that the above notice was posted March 21, 2011. These public places being at Leeds Town Hall, Leeds Post Office, the Utah Public Meeting Notice website <http://pmn.utah.gov>, the Town of Leeds Website www.leedstown.org, and Spectrum Newspaper

Fran Rex, Clerk / Recorder



SURVEYOR'S CERTIFICATE

I, BARRY E. THOMPSON, DO HEREBY CERTIFY THAT I AM A PROFESSIONAL LAND SURVEYOR AS PRESCRIBED BY THE LAWS OF THE STATE OF UTAH AND HOLD CERTIFICATE OF REGISTRATION (LICENSE) NO. 4804865. I FURTHER CERTIFY THAT AT THE REQUEST OF THE "GRAPEVINE WASH OWNERS' GROUP," I HAVE MADE A SURVEY OF THE TRACT OF LAND SHOWN ON THIS PLAT AND DESCRIBED BELOW, AND THAT IT CORRECTLY REPRESENTS THE CONDITIONS EXISTING ON THE GROUND.



BASIS OF BEARINGS

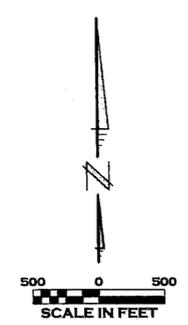
THE BASIS OF BEARINGS FOR THIS SURVEY IS THE WEST LINE OF SECTION 9, TOWNSHIP 41 SOUTH, RANGE 13 WEST OF THE SALT LAKE BASE AND MERIDIAN FROM THE SOUTHWEST CORNER, A 1974 WASHINGTON COUNTY BRASS CAP, TO THE WEST QUARTER CORNER, A 1978 BUREAU OF LAND MANAGEMENT (BLM) BRASS CAP, THE BEARING IS NORTH 01°24'45" EAST AND MEASURES 2624.83 FEET CORNER TO CORNER.

BOUNDARY DESCRIPTION

BEGINNING AT THE SOUTHWEST CORNER OF SECTION 9, TOWNSHIP 41 SOUTH, RANGE 13 WEST OF THE SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE ALONG THE WEST SECTION LINE NORTH 01°24'45" EAST 321.70 FEET TO THE SOUTHWEST CORNER OF SECTION 8 OF SAID TOWNSHIP AND RANGE; THENCE ALONG THE SOUTH SECTION LINE OF SAID SECTION 8 NORTH 89°45'29" WEST 1542.90 FEET TO THE EAST SIXTEENTH CORNER OF SAID SECTION 8; THENCE ALONG THE EAST SIXTEENTH LINE OF SAID SECTION 8 NORTH 01°40'00" EAST 1356.33 FEET TO THE SOUTHWEST CORNER OF SAID SECTION 8; THENCE ALONG THE SOUTH SIXTEENTH LINE OF SAID SECTION 8 NORTH 89°45'29" WEST 1536.93 FEET TO THE CENTER-SOUTH SIXTEENTH CORNER OF SAID SECTION 8; THENCE ALONG THE CENTER SECTION LINE NORTH 01°50'29" EAST 2311.57 FEET, THENCE LEAVING SAID CENTER SECTION LINE NORTH 76°32'03" EAST 247.04 FEET TO A POINT ON THE WESTERLY RIGHT-OF-WAY LINE OF A 60.00 FOOT WIDE ACCESS AND UTILITY EASEMENT; THENCE ALONG SAID WESTERLY RIGHT-OF-WAY LINE NORTH 16°48'35" WEST 482.33 FEET; THENCE LEAVING SAID WESTERLY RIGHT-OF-WAY LINE NORTH 79°02'29" EAST 496.37 FEET; THENCE NORTH 00°15'46" EAST 351.87 FEET; THENCE NORTH 02°23'00" EAST 419.04 FEET; THENCE SOUTH 89°01'14" WEST 531.46 FEET TO A POINT ON SAID CENTER SECTION LINE; THENCE ALONG SAID CENTER SECTION LINE NORTH 01°50'29" EAST 379.46 FEET TO THE QUARTER CORNER COMMON TO SAID SECTION 8 AND SECTION 5 OF SAID TOWNSHIP AND RANGE; THENCE ALONG THE SECTION LINE COMMON TO SAID SECTIONS 5 AND 8 NORTH 89°35'14" EAST 143.12 FEET; THENCE LEAVING SAID COMMON SECTION LINE NORTH 30°01'57" WEST 187.19 FEET TO A POINT ON SAID WESTERLY RIGHT-OF-WAY LINE; THENCE NORTH 89°58'03" EAST 90.00 FEET TO A POINT ON THE EASTERLY RIGHT-OF-WAY LINE OF SAID EASEMENT; THENCE LEAVING SAID EASTERLY RIGHT-OF-WAY LINE NORTH 89°35'52" EAST 1340.51 FEET TO A POINT ON THE WESTERLY LINE OF SECTIONAL LOT 9 OF SAID SECTION 5; THENCE ALONG SAID WESTERLY LINE SOUTH 00°02'06" EAST 174.76 FEET TO THE SOUTHWEST CORNER OF SAID SECTIONAL LOT 9, SAID POINT BEING ON THE NORTH LINE OF SAID SECTION 8; THENCE ALONG SAID NORTH LINE IN THE FOLLOWING TWO (2) COURSES: NORTH 89°30'14" EAST 1452.22 FEET TO THE SOUTHWEST CORNER OF SAID SECTION 5; THENCE SOUTH 89°28'37" EAST 1334.42 FEET TO THE SECTION CORNER COMMON TO SAID SECTIONS 8 AND 9; THENCE ALONG THE NORTH LINE OF SAID SECTION 9 IN THE FOLLOWING TWO (2) COURSES: SOUTH 89°28'37" EAST 2918.50 FEET TO THE NORTH QUARTER CORNER OF SAID SECTION 8; THENCE SOUTH 89°28'37" EAST 1326.20 FEET TO THE EAST SIXTEENTH CORNER OF SAID SECTION 9; THENCE ALONG THE EAST SIXTEENTH LINE OF SAID SECTION 8 SOUTH 02°27'55" WEST 685.545 FEET TO THE SOUTHWEST CORNER OF THE NORTH HALF OF THE NORTHWEST QUARTER OF THE NORTH-EAST QUARTER OF SAID SECTION 8; THENCE NORTH 89°28'31" WEST 1326.20 FEET TO A POINT ON THE CENTER SECTION LINE OF SAID SECTION 8; SAID POINT BEING THE SOUTHWEST CORNER OF SAID NORTH HALF OF THE NORTHWEST QUARTER OF THE NORTH-EAST QUARTER; THENCE ALONG SAID CENTER SECTION LINE NORTH 02°27'55" EAST 155.41 FEET TO THE SOUTHWEST CORNER OF SECTIONAL LOT 1 OF SAID SECTION 9; THENCE ALONG THE SOUTH LINE OF SAID SECTIONAL LOT 1 AND SECTIONAL LOT 2 NORTH 89°28'31" WEST 2527.228 FEET TO A POINT ON THE SECTION LINE COMMON TO SAID SECTIONS 8 AND 9; THENCE ALONG SAID COMMON SECTION LINE SOUTH 01°24'02" WEST 2207.88 FEET TO THE EAST QUARTER CORNER OF SAID SECTION 8; THENCE ALONG THE CENTER SECTION LINE OF SAID SECTION 8 SOUTH 89°55'49" WEST 726.44 FEET; THENCE LEAVING SAID CENTER SECTION LINE NORTH 01°21'29" EAST 1327.76 FEET TO A POINT ON THE NORTH SIXTEENTH LINE OF SAID SECTION 8; THENCE ALONG SAID NORTH SIXTEENTH LINE SOUTH 89°48'05" WEST 801.33 FEET TO THE NORTHEAST SIXTEENTH CORNER OF SAID SECTION 8; THENCE ALONG SAID EAST SIXTEENTH LINE OF SAID SECTION 8 IN THE FOLLOWING TWO (2) COURSES: SOUTH 01°59'45" WEST 1356.06 FEET TO THE CENTER-EAST SIXTEENTH CORNER OF SAID SECTION 8; THENCE SOUTH 01°40'00" WEST 1356.33 FEET TO SAID SOUTHWEST SIXTEENTH CORNER OF SAID SECTION 8; THENCE ALONG SAID SOUTH SIXTEENTH LINE OF SAID SECTION 8 SOUTH 89°54'47" EAST 1536.97 FEET TO THE SOUTH SIXTEENTH CORNER OF SAID SECTION 8; THENCE ALONG SAID SECTION LINE COMMON TO SECTIONS 8 AND 9 SOUTH 01°24'45" WEST 359.66 FEET TO THE SOUTH SIXTEENTH CORNER OF SAID SECTION 9; THENCE ALONG THE SOUTH SIXTEENTH LINE OF SAID SECTION 9 SOUTH 89°32'58" EAST 1333.85 FEET TO THE SOUTHWEST SIXTEENTH CORNER OF SAID SECTION 9; THENCE ALONG THE WEST SIXTEENTH LINE OF SAID SECTION 9 SOUTH 00°33'00" WEST 1312.49 FEET TO THE WEST SIXTEENTH CORNER OF SAID SECTION 9; THENCE ALONG THE SOUTH LINE OF SAID SECTION 9 NORTH 88°31'03" WEST 1345.81 FEET TO SAID SOUTHWEST SECTION CORNER AND THE POINT OF BEGINNING. CONTAINS 344,297 ACRES.

LEGEND

- ◆ FOUND SECTION MONUMENTATION AS NOTED
- SET 5/8" X 20" REBAR AND PLASTIC CAP MARKED "BET 4804865"
- ⊙ FOUND B&C REBAR AND CAP (UNLESS OTHERWISE NOTED)



LOCAL ENTITY FINAL PLAT
GRAPEVINE WASH BASIC LOCAL DISTRICT

LOCATED IN SECTIONS 8 & 9, TOWNSHIP 41 SOUTH, RANGE 13 WEST OF THE SALT LAKE BASE & MERIDIAN WASHINGTON COUNTY, UTAH

<p>PRATT ENGINEERING, P.C. CIVIL ENGINEERING AND LAND SURVEYING 51 NORTH 1000 WEST, SUITE 3 - HURRICANE, UTAH 84737 FAX: (435) 635-5765 TEL: (435) 635-2329</p>	<p>PROFESSIONAL LAND SURVEYOR'S STATEMENT THE ABOVE LOCAL ENTITY FINAL PLAT (AND HEREIN) PREPARED BY ME OR UNDER MY CLOSE PERSONAL SUPERVISION AND I AM A LICENSED SURVEYOR IN ACCORDANCE WITH TITLE 176, CHAPTER 2, SECTION 215 OF THE UTAH STATE CODE. DATE: <u>March 21, 2011</u> Barry E. Thompson, P.L.S.</p>	<p>COUNTY ENGINEER'S APPROVAL I HEREBY CERTIFY THAT THIS OFFICE HAS EXAMINED THIS PLAT AND IT IS CORRECT IN ACCORDANCE WITH INFORMATION ON FILE IN THIS OFFICE. DATE: <u>3/23/11</u> H. L. Hill, County Engineer</p>	<p>TOWN ENGINEER'S APPROVAL THE ABOVE LOCAL ENTITY FINAL PLAT HAS BEEN REVIEWED AND IS RECOMMENDED FOR APPROVAL ON THE 22ND DAY OF <u>March</u>, A.D. 2011. DATE: <u>3/23/11</u> Town Engineer</p>	<p>APPROVAL AND ACCEPTANCE BY TOWN OF LEAS WE, THE MAYOR AND TOWN COUNCIL, OF THE TOWN OF LEAS, DO HEREBY CERTIFY THAT THIS PLAT HAS BEEN APPROVED AND IS HEREBY ORDERED FOR RECORD IN THE OFFICE OF THE WASHINGTON COUNTY RECORDER ON THIS 22ND DAY OF <u>March</u>, A.D. 2011. DATE: <u>3/23/11</u> Mayor of Town of Leas</p>	<p>APPROVAL AS TO FORM APPROVED AS TO FORM THIS 22ND DAY OF <u>March</u>, A.D. 2011. LEAS TOWN ATTORNEY</p>	<p>ACCEPTANCE OF COUNTY RECORDER WASHINGTON COUNTY RECORDER</p>	<p>FILE NAME: <u>105-04</u> DATE: <u>MARCH 21, 2011</u> SHEET <u>1</u> OF <u>1</u></p>
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STATE OF UTAH



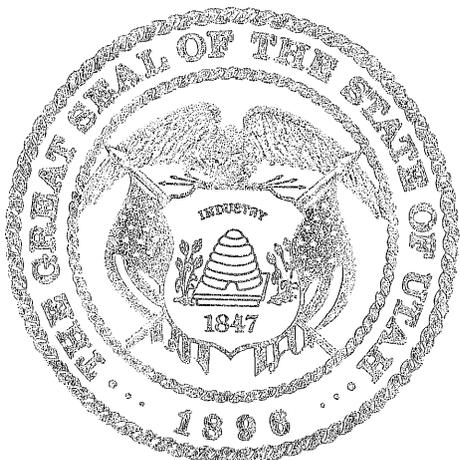
OFFICE OF THE LIEUTENANT GOVERNOR

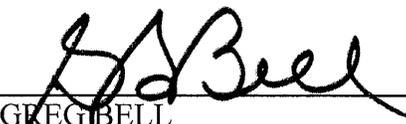
CERTIFICATE OF CREATION

I, GREG BELL, LIEUTENANT GOVERNOR OF THE STATE OF UTAH,
HEREBY CERTIFY THAT there has been filed in my office a notice of creation of the
BIG PLAINS WATER AND SEWER SPECIAL SERVICE DISTRICT, dated September
1st, 2011, complying with Section 17D-1-209, Utah Code Annotated, 1953, as amended.

NOW, THEREFORE, notice is hereby given to all whom it may concern that the
attached is a true and correct copy of the notice of creation, referred to above, on file with
the Office of the Lieutenant Governor pertaining to the BIG PLAINS WATER AND
SEWER SPECIAL SERVICE DISTRICT, located in Washington 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 3rd day of
October, 2011.





GREG BELL
Lieutenant Governor

RESOLUTION NO. 2011-25

A RESOLUTION OF APPLE VALLEY TOWN, WASHINGTON COUNTY, UTAH, CREATING AND ESTABLISHING A SPECIAL SERVICE DISTRICT WITHIN APPLE VALLEY; DESCRIBING THE BOUNDARIES THEREOF, NAMING THE DISTRICT, AUTHORIZING AND SPECIFYING THE SERVICES TO BE PROVIDED, SETTING FORTH THE POWERS, DUTIES AND AUTHORITY, DESIGNATING AND APPOINTING THE GOVERNING AUTHORITY, PROVIDING FOR THE METHOD OR METHODS OF PAYMENTS FOR THE SERVICES TO BE FURNISHED AND PRESCRIBING OTHER MATTERS AND DETAIL RELATING TO THE ESTABLISHMENT, OPERATIONS AND FUNCTIONS THEREOF.

WHEREAS, the Apple Valley Town Council ("Council") has determined, pursuant to the provisions of Article XI, Section 7 of the Utah Constitution and Utah Code Annotated, § 17D-1-101, *et seq.* (1953, as amended) (the "Act"), that the public health, convenience, and necessity require the establishment of a Special Service District ("District") to provide water and sewerage services within a boundary comprised of the boundaries of the municipality of Apple Valley Town,; and

WHEREAS, all of the property, residents, businesses and inhabitants within the boundary of the District will be benefitted by the establishment of the District to provide water and sewerage services, which services shall be paid for only by the residents, businesses and inhabitants within the boundary of the District; and

WHEREAS, to accomplish the foregoing purpose, the Council has initiated, by Resolution No. 2011-11, approved and passed on April 21, 2011, the statutory process to create a special service district within the boundary of the District; and

WHEREAS, in accordance with the Resolution passed on April 21, 2011, and the Act, the Council gave public notice of its intention to establish the District and it called and held a public hearing on July 14, 2011, on the proposal to establish the District, at which public hearing, the Council permitted all interested persons to be heard and received all oral and written comments and protests submitted at that time; and

WHEREAS, subsequent to said public hearing and within the protest period provided by law, the Council did not receive "adequate protests," as defined in Utah Code Annotated § 17D-1-102, against the establishment of the District or against the specified type or types of services to be furnished by the District; and

WHEREAS, the Council has duly considered all protests received and does hereby determine that there are insufficient protests received to prohibit the creation of the District; and

WHEREAS, the Council has taken all actions and accomplished all matters required and necessary which are preliminary to the creation of a special service district and, accordingly, does hereby determine that the District should be created in accordance with this Resolution and the Act.

NOW, THEREFORE, at a regular meeting of the Town Council of Apple Valley Town, duly called, noticed, and held on the 1st day of September, 2011, upon motion duly made and seconded, BE IT HEREBY RESOLVED as follows:

Section 1. There is hereby created and established in Apple Valley Town, Washington County, State of Utah, a special service district, the area of which is described in Section 4 below.

Section 2. The name of the District created hereby is and shall be hereafter known as the "Big Plains Water and Sewer Special Service District," referred to in this Resolution as "District."

Section 3. The District shall have and exercise through its proper officers all of the rights, powers and authority conferred upon special service districts by and included in the Act and as otherwise provided by law for the purposes as herein provided.

Section 4. The boundary and service area of the District shall include the municipal boundaries of Apple Valley Town, Washington County, State of Utah, as the boundaries of such municipality exist and are recorded on the effective date of this Resolution (see the attached map of the District area boundary).

Section 5. The District is hereby empowered to and shall have the authority to provide for or furnish any or all water and sewerage services within the territory of the District to the extent they are deemed necessary or desirable by the District. The foregoing services and functions may be provided through facilities, systems or property acquired for that purpose through construction, purchase, lease, rental, gift or condemnation, or any combination of the foregoing means, or by any other means available to special service districts as provided by law.

Section 6. The District shall be administered by an Administrative Control Board ("Board") which is hereby delegated the power to act as the governing authority of the District and shall have and it is hereby vested with all of the powers, duties and responsibilities conferred upon such governing authority by the Act, and all laws amendatory and supplemental thereof, and implemented by this Resolution.

Section 7. The membership of the Board shall consist of five (5) members as follows: the Mayor of Apple Valley; one elected official from Apple Valley, who shall be appointed by the Mayor of Apple Valley, and; three Board members who are registered voters within the boundary of the District, who shall be appointed by the Mayor of Apple Valley.

The board members shall serve for terms of four (4) years. However, two of the Board members initially appointed from the registered voters of Apple Valley shall serve terms of two (2) years, with those appointed to such positions thereafter serving terms of four (4) years.

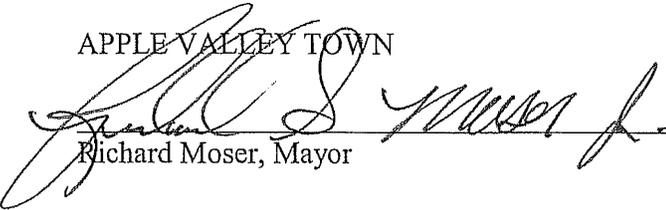
Vacancies on the Board shall be filled in the same manner as for the original appointment. Persons appointed to fill such vacancies shall serve for the balance of the unexpired term of the member whose vacancy is filled.

Section 8. Any service or function of the systems, properties and facilities related to those services as specified in this Resolution provided by the District shall be paid for the imposition and collection of fees, charges, tax levy and/or other method, in accordance with the Act. The Board shall have the authority to adopt such rules and procedures as are necessary or required to assure the proper functioning of the Board, the proper operation of the District, provide for collection and enforcement of all fees, charges and/or taxes imposed as provided by the Act, and comply with all applicable law.

Voted upon and passed by the Apple Valley Town Council at a regular meeting held on the 1st day of September, 2011, by the following vote:

<u>MEMBER</u>	<u>AYE</u>	<u>NO</u>
Mayor Richard Moser	<i>yes</i>	_____
Councilperson Trevor Black	<i>yes</i>	_____
Councilperson Evan Brown	<i>yes</i>	_____
Councilperson Dale Kingsley	<i>yes</i>	_____
Councilperson Kevin Sair	<i>ABSENT</i>	_____

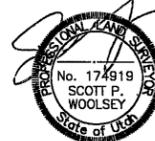
APPLE VALLEY TOWN


Richard Moser, Mayor

ATTEST:


Nathan Bronemann
Town Recorder

S:\sdskpr\01744-04\SEWER-WATER-DISTRICT.dwg, ANNEXATION, 9/28/2011 3:35:14 PM, swoolsey



SCOTT P. WOOLSEY, PLS #174919

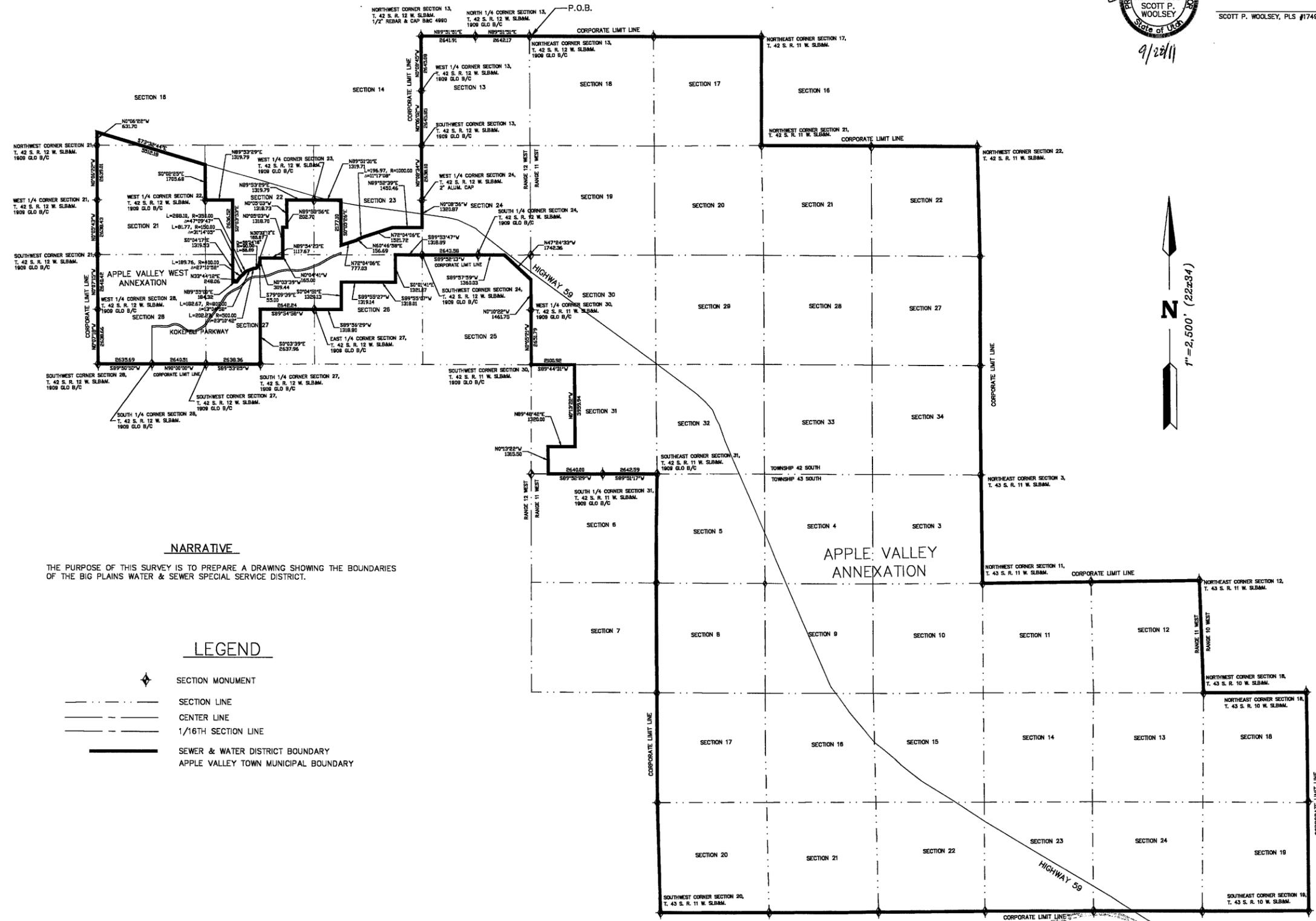
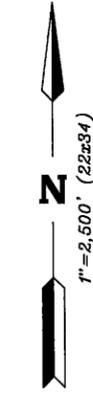
SURVEYOR'S CERTIFICATE

I, SCOTT P. WOOLSEY, DO HEREBY CERTIFY THAT I AM A PROFESSIONAL LAND SURVEYOR, AND THAT I HOLD CERTIFICATE No. 174919 AS PRESCRIBED UNDER THE LAWS OF THE STATE OF UTAH.

BIG PLAINS WATER & SEWER SPECIAL SERVICE DISTRICT

BOUNDARY DESCRIPTION

Beginning at the Northwest corner of Section 18, Township 42 South, Range 11 West, Salt Lake Base and Meridian and running thence Easterly along the North line of Section 18 and Section 17 to the Northeast corner of said Section 17; thence Southerly along the East line of said 17 to the Northwest corner of Section 21; Thence Easterly along the North line of said Section 21 and Section 22 to the Northeast corner of said Section 22; Thence Southerly along the East line of Sections 22, 27 and 34 to the Northeast corner of Section 3, Township 43 South, Range 11 West, Salt Lake Base and Meridian; Thence Southerly along the East line of said Section 3 to the Northwest corner of Section 11; Thence Easterly along the North line of said Section 11 and Section 12 to the Northeast corner of said Section 12; Thence Southerly along the East line of said Section 12 to the Northwest corner of Section 18, Township 43 South, Range 10 West, Salt Lake Base and Meridian; Thence Easterly along the North line of said Section 18 to the Northeast corner of said Section 18; Thence Southerly along the East line of said Section 18 and Section 19 to the Southeast corner of said Section 19; Thence Westerly along the South line of said Section 19 to the Southeast corner of said Section 19, Range 11 West, Salt Lake Base and Meridian; Thence Westerly along the South line of Sections 24, 23, 22, 21 and 20 to the Southwest corner of said Section 20; Thence Northerly along the West line of Sections 20, 17, 8 and 5 to the Southeast corner of Section 31, Township 42 South, Range 11 West, Salt Lake Base and Meridian; Thence South 89°51'17" West, along the South line of said Section 31, a distance of 2,642.59 feet; Thence South 89°52'29" West, along said South line a distance of 2,640.00 feet, to the Southeast corner of Sectional Lot 8; Thence North 00°13'22" West, along said Sectional Lot a distance of 1,315.50 feet, to the Southwest corner of Sectional Lot 8; Thence North 89°48'42" East, along said Lot a distance of 1,320.00 feet; Thence North 00°13'22" West, a distance of 1,316.95 feet, to the Southeast corner of Sectional Lot 5; Thence North 00°13'22" West, along said Lot a distance of 2,642.99 feet, to a point on the North line of said Section 31; Thence South 89°44'31" West, along the North line of said Section 31, a distance of 2,100.92 feet, to the Southwest corner of Section 30; Thence North 00°05'21" West, along the West line of said Section 30, a distance of 2,651.79 feet, to the West 1/4 corner of said Section 30; Thence North 00°10'22" West, along said West line, a distance of 1,461.75 feet; Thence North 47°24'33" West, a distance of 1,742.36 feet; Thence South 89°57'59" West, a distance of 1,360.03 feet, to the South 1/4 corner of Section 24 Township 42 South, Range 12 West, Salt Lake Base and Meridian; Thence South 89°52'13" West, along the South line of said Section 24, a distance of 2,643.58 feet, to the Southwest corner of said Section 24; Thence South 89°53'47" West, along the South line of Section 23, a distance of 1,318.89 feet, to a point on a parcel more particularly described in Instrument #499255, filed and on record at the Washington County Recorders Office, said point also being on the East 1/16th line of Section 25; Thence along said parcel the following three (3) courses South 00°09'14" East, along the Center Section line, a distance of 1,321.07 feet, to a point on the North 1/16th line of said Section 26; Thence South 89°55'07" West, along said 1/16th line, a distance of 1,318.01 feet; Thence South 89°55'27" West, along said 1/16th line, a distance of 1,319.14 feet, to the Northeast corner of a parcel more particularly described in Instrument #423108 in said Washington County Recorders Office, said point being on the West 1/16th line of said Section 26; Thence along said parcel the following two (2) courses South 00°04'51" East, along said 1/16th line, a distance of 1,320.13 feet, to a point on the Center Section line; Thence South 89°56'29" West, along said Center Section line, a distance of 1,318.80 feet, to the East 1/4 corner of Section 27; Thence South 89°54'58" West, along said Center Section line, a distance of 2,642.24 feet, to the Center Section line of said Section 27; Thence South 00°03'39" East, along the Center Section line, a distance of 2,637.96 feet, to the South 1/4 corner of said Section 27; Thence South 89°53'25" West, along the South Section line, a distance of 2,638.36 feet, to the Southwest corner of said Section 27; Thence West, along the South line of Section 28, a distance of 2,640.51 feet, to the South 1/4 corner of said Section 28; Thence South 89°50'50" West, along the South Section line, a distance of 2,635.69 feet, to the Southwest corner of said Section 28; Thence along the West line of said section 28, the following two (2) courses North 00°07'18" West, a distance of 2,638.66 feet, to the West 1/4 corner of said Section 28; Thence North 00°07'18" West, a distance of 2,640.42 feet, to the Southwest corner of Section 21; Thence along the West line of said Section 21 the following two (2) courses North 00°05'43" West, a distance of 2,638.43 feet, to the West 1/4 corner of said Section 21; Thence North 00°06'22" West, along the West line of Section 16, a distance of 631.70 feet, to a point on the Southerly right-of-way line of SR-59; Thence South 73°32'44" East, along said right-of-way line, a distance of 5,512.18 feet, to the East line of said Section 21; Thence South 00°02'25" East, along said East line, a portion of which is also along a parcel more particularly described in Instrument #838345 in said Washington County Recorders Office, a distance of 1,705.68 feet, to the East 1/4 corner of said Section 21; Thence along said parcel the following twenty nine (29) courses North 89°53'29" East, along the Center Section line, a distance of 1,319.79 feet, to a point on the West 1/16th line; Thence South 00°03'53" East, along said 1/16th line, a distance of 2,636.52 feet, to a point on the North line of said Section 27; Thence South 00°04'17" East, along the West 1/16th line a distance of 1,319.53 feet, to a point on the North 1/16th line of said Section 27; Thence North 89°55'00" East, along said 1/16th line a distance of 184.32 feet; Thence North 33°44'12" East, a distance of 248.06 feet, to the beginning of a curve to the right having a radius of 400.00 feet and a central angle of 27°10'52", thence northeasterly along the arc of said curve to the right having a radius of 350.00 feet and a central angle of 47°09'47", thence northeasterly along the arc of said curve, a distance of 288.10 feet, to the beginning of a reverse curve to the left having a radius of 800.00 feet and a central angle of 13°04'57", thence easterly along the arc of said curve, a distance of 182.67 feet to the beginning of a reverse curve to the right having a radius of 500.00 feet and a central angle of 23°10'41", thence easterly along the arc of said curve, a distance of 202.27 feet to the beginning of a reverse curve to the left having a radius of 90.00 feet and a central angle of 56°24'18", thence northeasterly along the arc of said curve, a distance of 88.60 feet; Thence North 30°32'12" East, a distance of 165.67 feet; Thence South 79°09'39" East, a distance of 55.00 feet, to a point on the Center Section line of said Section 27; Thence North 00°03'39" West, along said Center Section line, a distance of 309.44 feet; Thence North 89°54'23" East, a distance of 1,117.67 feet; Thence North 00°04'41" West, a distance of 1,655.00 feet; Thence North 00°05'03" West, a distance of 1,318.70 feet, to a point on the South 1/16th line of section 22; Thence North 89°53'56" East, along said 1/16th line, a distance of 202.70 feet, to a point on the East 1/16th line of said Section 22; Thence North 00°05'03" West, along said 1/16th line, a distance of 1,318.73 feet, to a point on the Center Section line of said Section 22; Thence North 89°53'29" East, along said Center Section line, a distance of 1,319.79 feet, to the West 1/4 corner of Section 23, Township 42 South, Range 12 West; Thence North 89°51'17" East, along the Center Section line of said Section 23, a distance of 1,319.71 feet, to a point on the West 1/16th line of said Section 23; Thence South 00°05'26" East, along said 1/16th line, a distance of 2,177.10 feet; Thence North 72°04'06" East, a distance of 777.03 feet, to a point on the North right-of-way line of 0460 Washington County Road; Thence along said right-of-way line the following three (3) courses North 60°46'58" East, a distance of 156.69 feet to the beginning of a curve to the right having a radius of 1,000.00 feet and a central angle of 11°17'08", thence northeasterly along the arc of said curve a distance of 196.97 feet; Thence North 72°04'06" East, a distance of 1,521.72 feet, to a point on the South 1/16th line of said Section 23; Thence leaving said right-of-way North 89°52'39" East, along said 1/16th line, a distance of 1,450.46 feet, to a point on the East line of said Section 23; Thence along the East line of said Section 23 the following two (2) courses North 00°08'56" West, a distance of 1,320.87 feet, to the East 1/4 corner of Section 23; Thence North 00°08'34" West, a distance of 2,638.10 feet, to the Southeast corner of Section 14; Thence along the East line of said Section 14 the following two (2) courses and leaving said parcel North 00°06'02" West, a distance of 2,645.85 feet, to the East 1/4 corner of said Section 14; Thence North 00°08'45" West, a distance of 2,645.08 feet, to the Northwest corner of Section 13; Thence North 89°51'51" East, along the North line of said Section 13, a distance of 2,641.91 feet, to the Point of Beginning; Thence North 89°50'51" East, along said north line, a distance of 2,642.17 feet, to the Point of Beginning. Said boundary is the Municipal boundary of Apple Valley Town.



NARRATIVE

THE PURPOSE OF THIS SURVEY IS TO PREPARE A DRAWING SHOWING THE BOUNDARIES OF THE BIG PLAINS WATER & SEWER SPECIAL SERVICE DISTRICT.

LEGEND

- SECTION MONUMENT
- SECTION LINE
- CENTER LINE
- 1/16TH SECTION LINE
- SEWER & WATER DISTRICT BOUNDARY
- APPLE VALLEY TOWN MUNICIPAL BOUNDARY

COUNTY SURVEYOR'S CERTIFICATE

I HEREBY CERTIFY THAT THIS OFFICE HAS EXAMINED THIS PLAT AND IT IS CORRECT IN ACCORDANCE WITH INFORMATION ON FILE IN THIS OFFICE. 9-29-2011

APPROVAL AND ACCEPTANCE BY APPLE VALLEY TOWN

I, THE MAYOR OF THE TOWN OF APPLE VALLEY, UTAH, HAVE REVIEWED THE ABOVE BIG PLAINS WATER & SEWER SPECIAL SERVICE DISTRICT PLAT AND BY AUTHORIZATION OF THE TOWN BOARD RECORDED IN THE MINUTES OF ITS MEETING OF THE DAY OF 9/20/11, I HEREBY ACCEPT IT WITH ALL COMMITMENTS AND OBLIGATIONS PERTAINING THERETO.

COUNTY RECORDER

ALPHA
ENGINEERING COMPANY
43 SOUTH 100 EAST, ST. GEORGE, UT 84770
TEL: 435-628-6500 FAX: 435-628-6553
FILE: 744-04-SEWER-WATER-DISTRICT.dwg DATE: SEPTEMBER 28, 2011

BIG PLAINS WATER & SEWER SPECIAL SERVICE DISTRICT

Located in Sections 13,16,21-28 Township 42 South, Range 12 West, & Sections 16-22, 27-34 Township 42 South, Range 11 West, & Sections 3-5, 8-17, 20-24 Township 43 South, Range 11 West, & Sections 18 & 19 Township 43 South Range 10 West, Salt Lake Base & Meridian

STATE OF UTAH



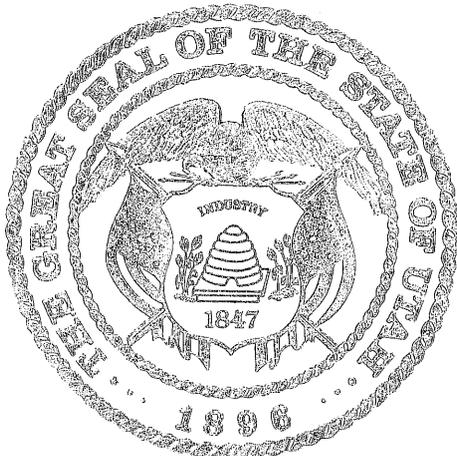
OFFICE OF THE LIEUTENANT GOVERNOR

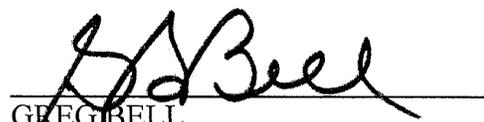
CERTIFICATE OF CREATION

I, GREG BELL, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of creation of the GRAPEVINE WASH LOCAL DISTRICT, dated March 23rd, 2011, complying with Section 17D-1-209, Utah Code Annotated, 1953, as amended.

NOW, THEREFORE, notice is hereby given to all whom it may concern that the attached is a true and correct copy of the notice of creation, referred to above, on file with the Office of the Lieutenant Governor pertaining to the GRAPEVINE WASH LOCAL DISTRICT, located in Washington 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 4th day of April, 2011.




GREG BELL
Lieutenant Governor

Leeds, Utah

March 23, 2011

The Town Council (the "Council") of the Town of Leeds, Utah, met in regular public session at its regular meeting place of the Council in Leeds, Utah, on Wednesday, March 23, 2011, at 7:00 p.m. The meeting was called to order with the following being present, and constituting a quorum:

Hyrum Lefler	Mayor	
Frank Lojko	Council member	
Alan Roberts	Council member	
Angela Rohr	Council member	Absent
Keith Sullivan	Council member	Absent

Also present:

Fran Rex	Clerk/Recorder
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After the meeting had been duly called to order and after other matters not pertinent to this resolution had been discussed, a Certificate of Compliance with Open Meeting Law with respect to this March 23, 2011, meeting was presented to the Council, a copy of which is attached hereto as Exhibit A.

Thereupon, the following resolution was approved and adopted on the following recorded vote:

AYE:	3
NAY:	0
ABSENT:	2

The resolution was then signed by the Mayor in open meeting and recorded by the Clerk/Recorder in the official records of the Town of Leeds, Utah. The resolution is as follows:

Received

APR - 4 2011

Greg Bell
Lieutenant Governor

RESOLUTION NO. 2011-01

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LEEDS, UTAH, TO CREATE THE GRAPEVINE WASH LOCAL DISTRICT DESCRIBED IN THE NOTICE OF PUBLIC HEARING ON PROPOSED CREATION OF BASIC LOCAL DISTRICT ADOPTED BY THE COUNCIL ON DECEMBER 8, 2010, AND RELATED MATTERS.

WHEREAS, on December 8, 2010, the Town Council (the "Council") of the Town of Leeds, Utah (the "Town"), adopted a resolution (the "Resolution") proposing the creation of a basic local district to be known as the "Grapevine Wash Local District" (the "Grapevine Wash District") pursuant to the provisions of the Limited Purpose Local Government Entities—Local Districts, Title 17B, Utah Code Annotated, 1953, as amended (the "Act"), for the purposes of providing for the acquisition, construction, and operation of parks or recreation facilities or services, health care facilities, including health department or hospital service, the acquisition, construction, and operation of a system, or one or more components of a system, for the collection, storage, retention, control, conservation, treatment, supplying, distribution, or reclamation of water, including storm, flood, sewage, irrigation, and culinary water, and the construction and maintenance of rights-of-way, for curb, gutter, sidewalk, street, road, water, sewage, storm drain, electricity, communications, and/or natural gas improvements within a specified area of the Town;

WHEREAS, pursuant to the Resolution, a "Notice of Public Hearing on the Proposed Creation of Basic Local District" (the "Notice") has been provided as required by law and is attached hereto as Exhibit B;

WHEREAS, on January 12, 2011, the Council held a public hearing at which it considered each and every protest filed and every person who wished to be heard in protest against the creation of the Grapevine Wash District or on any other matter pertinent to the Grapevine Wash District;

WHEREAS, the Council has determined that there are no registered voters within the boundaries of the Grapevine Wash District and therefore no election is required on the question of whether the Grapevine Wash District should be created; and

WHEREAS, the Grapevine Wash District's boundaries are located entirely within the Town which, for purposes of the Act, is considered the "responsible body":

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF LEEDS, UTAH, AS FOLLOWS:

Section 1. All terms defined in the recitals hereto shall have the same meaning when used herein. All action heretofore taken (not inconsistent with the provisions of this Resolution) by the Council and by the officers of the Town directed toward the

creation and establishment of the Grapevine Wash District, are hereby ratified, approved, and confirmed.

Section 2. The Grapevine Wash District, to be formally known as the “Grapevine Wash Local District,” is hereby created with the boundaries described in the Notice and authorized to finance the improvements described in the Notice.

Section 3. The initial Board of Trustees of the Grapevine Wash District will be elected by the owners of real property within the Grapevine Wash District. The officers of the Council are hereby authorized and directed to prepare and post a Notice of Vacancy in substantially the form attached hereto as Exhibit C and take such other actions necessary or appropriate under the Act to provide for the election of the initial Board of Trustees of the Grapevine Wash District.

Section 4. The Town Clerk/Recorder is hereby authorized to file or cause to be filed with the Utah Lieutenant Governor (i) a copy of a notice of an impending boundary action, in the form attached hereto as Exhibit D and (ii) a copy of an approved final local entity plat, to obtain a certificate of incorporation for the Grapevine Wash District within ten (10) days of the adoption of this resolution.

Section 5. The officers of the Town are hereby authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Resolution.

Section 6. If any one or more sections, sentences, clauses, or parts of this Resolution shall, for any reason, be questioned or held invalid, such judgment shall not affect, impair, or invalidate the remaining provisions of this Resolution, but shall be confined in its operation to the specific sections, sentences, clauses, or parts of this Resolution so held unconstitutional and invalid, and the inapplicability and invalidity of any section, sentence, clause, or part of this Resolution in any one or more instances shall not affect or prejudice in any way the applicability and validity of this Resolution in any other instances.

Section 7. All resolutions of the Council in conflict with this Resolution are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any Resolution, by-law or regulation, or part thereof, heretofore repealed.

PASSED BY THE TOWN COUNCIL OF THE TOWN OF LEEDS, UTAH,
THIS MARCH 23, 2011.

(SEAL)

By: Hyun D. Kim
Mayor

ATTEST:

By: Christine A. Ray
Clerk/Recorder

(Here follows business not pertinent to the above.)

Pursuant to motion duly made and seconded, the Council adjourned.

(SEAL)

By: Hyun D. Kim
Mayor

ATTEST:

By: Tran Anh L. Rex
Clerk/Recorder

STATE OF UTAH



OFFICE OF THE LIEUTENANT GOVERNOR

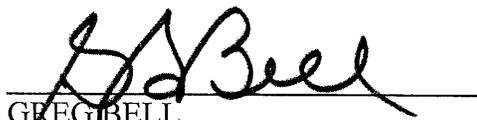
CERTIFICATE OF CREATION

I, GREG BELL, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of creation of the SOUTHERN UTAH SHOOTING SPORTS PARK SPECIAL SERVICE DISTRICT, dated March 22nd, 2011, complying with Section 17D-1-209, Utah Code Annotated, 1953, as amended.

NOW, THEREFORE, notice is hereby given to all whom it may concern that the attached is a true and correct copy of the notice of creation, referred to above, on file with the Office of the Lieutenant Governor pertaining to the SOUTHERN UTAH SHOOTING SPORTS PARK SPECIAL SERVICE DISTRICT, located in Washington 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 9th day of May, 2011.



GREG BELL
Lieutenant Governor



WASHINGTON COUNTY

197 East Tabernacle ♦ St. George, Utah 84770
Telephone: (435) 634-5700 ♦ Fax: (435) 634-5753

Employer of Choice

COMMISSION

DENNIS DRAKE
Chairman
denny.drake@washco.utah.gov

JAMES J. EARDLEY
jim.eardley@washco.utah.gov

ALAN D. GARDNER
alan.gardner@washco.utah.gov

Received

APR 11 2011

Greg Bell
Lieutenant Governor

April 6, 2011

Lt. Governor Greg Bell
Utah State Capitol Complex
P.O. Box 142220
Salt Lake City, UT 84114-2220

Re: Notice of the Establishment of the Southern Utah Shooting Sports Park Special Service District

Dear Lt. Governor Bell:

Pursuant to Utah Code Annotated, § 17D-1-209 (1953, as amended), notice is hereby filed that on March 22, 2011, the Washington County Commission passed Resolution R-2011-1548, which established the Southern Utah Shooting Sports Park Special Service District. Enclosed you will find a copy of the Resolution, and a map showing the boundaries of the special service district, which has been prepared and certified by a licensed surveyor and filed with the county surveyor in accordance with Utah Code Annotated, § 17D-1-209 (1) (a) (ii) (1953, as amended).

The Washington County Commission hereby certifies that all requirements for the establishment of a special service district have been complied with.

Sincerely,

WASHINGTON COUNTY COMMISSION

Handwritten signature of Alan D. Gardner.
Alan D. Gardner
Commissioner

Handwritten signature of Dennis Drake.
Dennis Drake
Chairman

Handwritten signature of James J. Eardley.
James J. Eardley
Commissioner

DLP:csh
Enclosures

RESOLUTION NO. R-2011-1548

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF WASHINGTON COUNTY, UTAH, CREATING AND ESTABLISHING A SPECIAL SERVICE DISTRICT WITHIN WASHINGTON COUNTY; DESCRIBING THE BOUNDARIES THEREOF, NAMING THE SAID DISTRICT, AUTHORIZING AND SPECIFYING THE SERVICES TO BE PROVIDED, SETTING FORTH THE POWERS, DUTIES AND AUTHORITY, DESIGNATING AND APPOINTING THE GOVERNING AUTHORITY, PROVIDING FOR THE METHOD OR METHODS OF PAYMENT FOR THE SERVICES TO BE FURNISHED AND PRESCRIBING OTHER MATTERS AND DETAIL RELATING TO THE ESTABLISHMENT, OPERATIONS AND FUNCTIONS THEREOF

WHEREAS, the Washington County Commission (“Commission”) has determined that the public health, convenience, and necessity require the establishment of a Special Service District to be named the Southern Utah Shooting Sports Park Special Service District (“District”) to provide recreation opportunities for archery and the shooting of firearms for the residents of the unincorporated areas of Washington County, and the residents of the cities within Washington County, pursuant to the provisions of Article XIV, Section 8 of the Utah Constitution and Utah Code Annotated, §§ 17D-1-101 through 17D-2-306, (1953, as amended) (the “Act”); and

WHEREAS, all of the property and the citizens within the proposed boundary of the District will be benefited by the establishment of the District to provide recreation opportunities for archery and the shooting of firearms; and

WHEREAS, to accomplish the foregoing purpose, the Commission has initiated, by Resolution No. R-2010-1517, approved and passed on December 27, 2010, the statutory process to create a special service district within the boundary of the District; and

WHEREAS, in accordance with the Resolution passed on December 27, 2010, and the Act, the Commission gave public notice of its intention to establish the District and it called and held a public hearing on February 15, 2011, on the proposal to establish the District, at which public hearing, the Commission permitted all interested persons to be heard and received all oral and written comments and protests submitted at that time; and

WHEREAS, subsequent to said public hearings and within the protest period provided by law, the Commission did not receive any written protests against the establishment of the District or against the specified type of services to be furnished by the District; and

WHEREAS, the Commission has duly considered all protests received and does hereby determine that there are insufficient protests received to prohibit the creation of the District; and

WHEREAS, the Commission has taken all actions and accomplished all matters required and necessary which are preliminary to the creation of a special service district and, accordingly, does hereby determine that the District shall be created in accordance with this Resolution and the Act.

NOW, THEREFORE, at a regular meeting of the legislative body of Washington County, Utah, duly called, noticed, and held on the 22nd day of March, 2011, upon motion duly made and seconded, it is unanimously resolved as follows:

Section 1. Creation of District. There is hereby created and established in Washington County, State of Utah, a special service district, the area of which is described in Section 4, below. The District is ordered and declared duly formed, organized and established under and by virtue of the provisions of the Act and shall be a separate body corporate and politic and a quasi-municipal public corporation of the State of Utah.

Section 2. Name. The name of the District created hereby is and shall be hereafter known as the “Southern Utah Shooting Sports Park Special Service District”, hereinafter referred to in this Resolution as the “District”.

Section 3. Powers. The District shall have and exercise through its proper officers all of the rights, powers and authority conferred upon special service districts by and included in the Act and as otherwise provided by law for the purposes as herein provided.

Section 4. Boundary. The boundary and service area of the District shall include the municipal boundaries of the incorporated areas of Washington County, and the unincorporated areas within Washington County (see the attached map of the service area boundary).

Section 5. Authority. The District is hereby empowered to and shall have the authority to provide for or furnish any or all recreational opportunities for archery and the shooting of firearms for the residents within the territory of the District as an to the extent they are deemed necessary or desirable by the governing body thereof. The foregoing services and functions may be provided through facilities, systems or property acquired for that purpose through construction, purchase, lease, rental, gift or condemnation or any combination of the foregoing means, or by any other means available to special service districts as provided by law.

Section 6. Administration. The District shall be administered by an

Administrative Control Board which is hereby delegated, without limitation, the power to act as the governing authority of the District and shall have and it is hereby vested with all of the powers, duties and responsibilities conferred upon such governing authority by the Act, and all laws amendatory and supplemental thereof, and implemented by this Resolution.

Section 7. Membership of the Administrative Control Board. The membership of the Administrative Control Board of the District (the "Board") shall consist of nine (9) members as follows:

- A. One (1) person who resides within each of the following municipalities: Ivins, Santa Clara, St. George, Washington, Hurricane, and LaVerkin. Each of the municipalities shall nominate a resident within their boundary for appointment to the Board. The decision to appoint the nominated person from each municipality rests with the Washington County Commission (the "Commission"). If the person nominated by a municipality is not appointed to the Board by the Commission, the Commission shall notify the municipality and the municipality shall nominate another person to be considered for appointment to the Board. This process shall continue until a resident within the boundary of each of the above municipalities is appointed to the Board. If a municipality declines or fails to nominate its representative member within forty-five (45) days of notice from the Commission to nominate a person for appointment to the Board, the Commission shall appoint a resident who resides within said municipality's boundaries.
- B. One (1) person who resides within the boundary of Washington County to be appointed by the Commission.
- C. Two (2) persons from the venues operating in the Southern Utah Shooting Sports Park. No venue shall have more than one (1) person appointed to the Board. Initially the Shotgun and Cowboy Action venues shall each nominate a member of their venue for appointment to the Board. The decision to appoint the nominated person from each venue rests with the Commission. If the person nominated by a venue is not appointed to the Board by the Commission, the Commission shall notify the venue and the venue shall nominate another person to be considered for appointment to the Board. This process shall continue until a member for the venue is appointed to the Board. If a venue declines or fails to nominate its representative member within forty-five (45) days of notice from the Commission to nominate a person for appointment to the Board, the Commission shall appoint a member of that venue to the Board. Subsequent to the appointment of the Board members from the Shotgun and Cowboy Action venues, the Board shall determine which venues shall have a Board member appointed after the expiration of the term of the Board member from the Shotgun and/or Cowboy Action venues.

However, no venue may have a Board member for back-to-back terms, and no venue may have another Board member appointed until all of the venues have either had a Board member appointed from their venue, or have declined to have a Board member appointed from their venue.

D. (1) The board members from the municipalities and Washington County shall serve for terms of four (4) years. However, the term of three (3) members of the Board representing the municipalities and Washington County shall serve an initial term of two (2) years, which representatives shall be chosen by lot. Thereafter, all representatives from the municipalities and Washington County shall serve a term of four (4) years.

(2) The term of the member of the Board representing the venues shall serve a term of two (2) years. However, the term of one (1) of the members of the Board representing the venues shall serve an initial term of one (1) year, which representative shall be chosen by lot. Thereafter, all representatives from the venues shall serve a term of two (2) years.

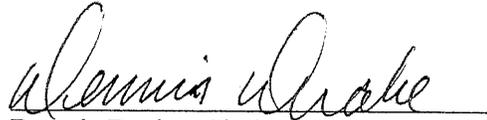
E. Vacancies of the appointed members of the Board shall be nominated and filled by appointment by the Commission where the vacancy occurred by following the procedures outlined above, which appointed member shall serve for the balance of the unexpired term of the member whose vacancy is filled.

Section 8. Fees. Any service or function of the systems, properties and facilities related to those services as specified in this Resolution provided by the District shall be paid for by the imposition and collection of fees charged to the patrons of the District, grants, donations, charges and/or tax levy in accordance with the Act. The Board shall have the authority to adopt such rules and regulations as are necessary to assure the proper collection and enforcement of all fees, charges and/or taxes imposed as provided by the Act. It is the intent of the Commission to not charge any fees except those fees associated with use of the services provided by the District, which fees shall be paid by the patrons of the District.

Section 9. Rules and Regulations. The Board shall adopt such rules and regulations necessary to govern its affairs and carry out the business of the District.

VOTED UPON AND PASSED BY THE WASHINGTON COUNTY
COMMISSION AT A REGULAR MEETING OF THE WASHINGTON COUNTY
COMMISSION HELD ON THE 22ND DAY OF MARCH 2011.

WASHINGTON COUNTY



Dennis Drake, Chair
Washington County Commission

ATTEST:

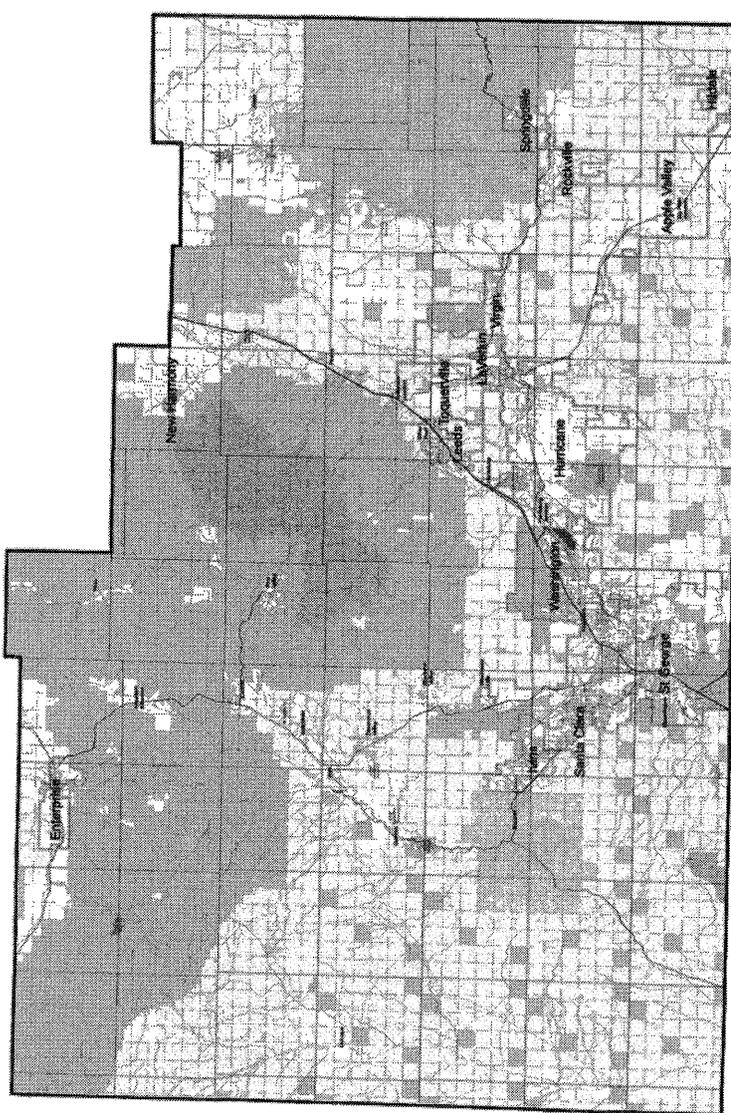


Kim M. Hafen
Washington County Clerk-Auditor

Commissioner Drake voted *Aye*
Commissioner Eardley voted *Aye*
Commissioner Gardner voted *Aye*

Southern Utah Shooting Sports Park Special Service District

- SSD Boundary
- Municipal Boundary
- Ownership
- U.S. Forest Service
- Bureau of Land Management
- State of Utah
- Wilderness Area
- Privately Owned
- Shivwits Reservation
- National Park Service
- State Park
- Washington County
- Utah Division of Transportation
- Municipally Owned
- Water Conservancy District
- Water
- School District
- Utah Division of Wildlife Resources
- Mining Claim



REGISTERED LAND SURVEYOR
S-6-11
JAMES A. JAMES
REGISTERED LAND SURVEYOR

COUNTY CLERK
APPROVAL AND ACCEPTANCE BY WASHINGTON COUNTY
WE, THE COUNTY COMMISSIONERS OF WASHINGTON COUNTY, UTAH, HEREBY CERTIFY THAT THIS PLAN HAS BEEN APPROVED AND IS LEGALLY BINDING AND IS RECORDED IN THE OFFICE OF THE COUNTY CLERK, WASHINGTON COUNTY, UTAH, ON THIS _____ DAY OF _____, A.D. 2011.

RECORDED # _____
DATE _____ TIME _____
WASHINGTON COUNTY RECORDER