

STATE OF UTAH



OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF BOUNDARY ADJUSTMENT

I, GARY R. HERBERT, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, DO HEREBY CERTIFY THAT there has been filed in my office a certified copy of a boundary adjustment pertaining to the CENTRAL WEBER SEWER IMPROVEMENT DISTRICT, dated December 15th, 2008, complying with Section 17B-1-512, 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 notices of boundary adjustment, referred to above, on file with the Office of the Lieutenant Governor pertaining to the CENTRAL WEBER 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 22nd day of December, 2008.

Handwritten signature of Gary R. Herbert in black ink.

GARY R. HERBERT
Lieutenant Governor



Central Weber Sewer Improvement District

December 17, 2008

The Honorable Gary R. Herbert
Lieutenant Governor of the State of Utah
State Capital Building
Salt Lake City, Utah 84114

SUBJECT: Notice of Boundary Change (Withdrawal)

Dear Lieutenant Governor Herbert:

Enclosed is a Notice of Boundary Change for parcels of property in Weber County to be withdrawn from the Central Weber Sewer Improvement District. This Notice of Boundary Change has also been sent to the Weber County Recorder for recording.

If you have any questions please contact me.

Sincerely,

CENTRAL WEBER SEWER IMPROVEMENT DISTRICT

Lance L. Wood, P.E.
General Manager

Enclosure

Received
DEC 22 2008
Gary R. Herbert
Lieutenant Governor

**CENTRAL WEBER SEWER IMPROVEMENT DISTRICT
NOTICE OF BOUNDARY CHANGE (WITHDRAWAL)
AND BOARD CERTIFICATION**

TO: LIEUTENANT GOVERNOR OF THE STATE OF UTAH

NOTICE is hereby given that, on December 15, 2008, the Board of Trustees of the Central Weber Sewer Improvement District (the "District") adopted Resolution 2008-18 (the "Withdrawal Resolution") The withdrawal will be effective upon your issuance of a certificate of boundary change, which is to be accomplished with ten days after receiving this notice as provided in UTAH CODE ANN. § 67-1a-6.5(7). The withdrawal is pursuant to applicable requirements of UTAH CODE ANN. §§ 17B-1-501 *et seq.*, all of which have been satisfied. From and after the effective date of the withdrawal, the affected area will no longer be part of the District.

The Board of Trustees of the Central Weber Sewer Improvement District hereby certify that all requirements for the withdrawal have been complied with. This certification is issued pursuant to the requirements of UTAH CODE ANN. § 17B-1-512(1)(b)(ii).

This notice is accompanied by: (a) a copy of the Withdrawal Resolution and (b) an accurate map depicting the boundaries of the withdrawn area and/or a legal description of the withdrawn area, adequate for purposes of the Weber County Assessor and the Weber County Recorder.

Please issue the certificate of boundary change and send a copy of the certificate to the District at the address provided in this notice, as well as to the government offices identified in UTAH CODE ANN. § 67-1a-6.5(7)(b).

The addresses of the District is as follows:

Central Weber Sewer Improvement District
2618 West Pioneer Road
Marriott-Slaterville, Utah 84404

DATED this 15th day of December, 2008.

**CENTRAL WEBER SEWER IMPROVEMENT
DISTRICT BOARD OF TRUSTEES**

By: 
Lance L Wood, General Manager

EXHIBIT "A"

ALL OF LOT 2, STODDARD AND FINSTER SUBDIVISION, WEBER COUNTY, UTAH.

PART OF THE N.W. 1/4, OF SECTION 6, T.5N., R.2W., S.L.B. & M.
STODDARD AND FINSTER SUBDIVISION

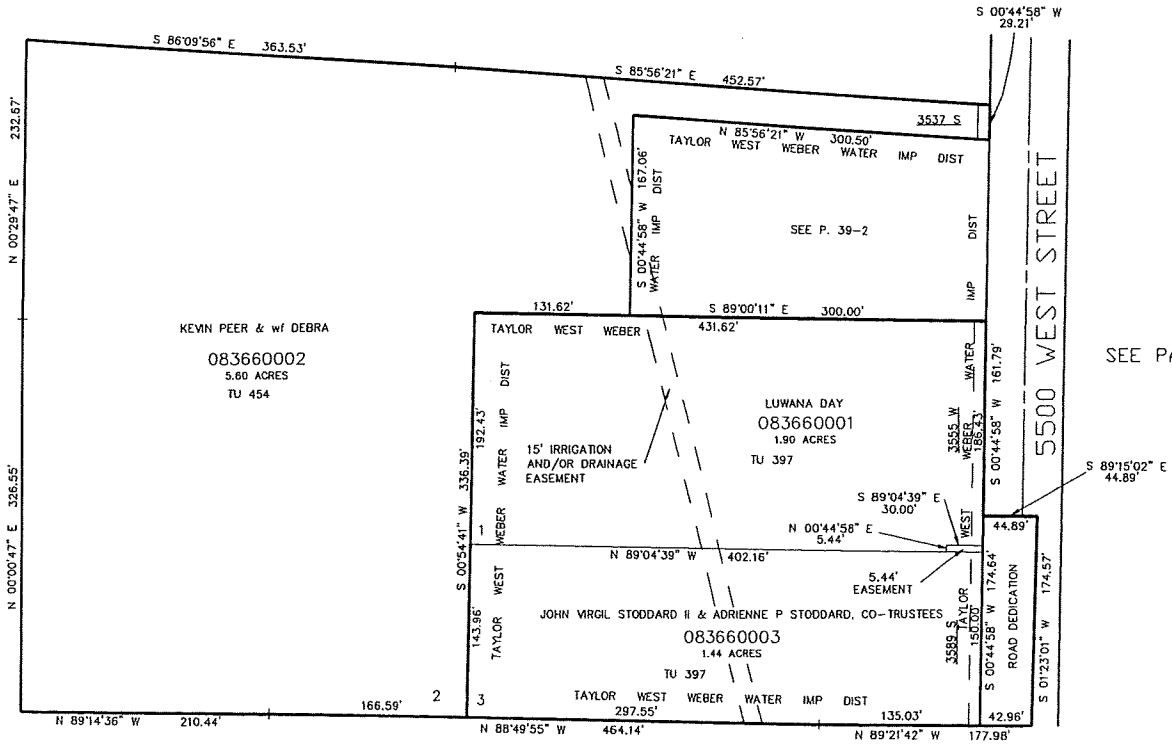
IN HOOPER CITY
 SCALE 1" = 80'

TAXING UNIT: 397,454

SEE PAGE 39-2

SEE PAGE 39-2

SEE PAGE 39-2



SEE PAGE 39-2

10' UTILITY & DRAINAGE EASEMENTS EACH
 SIDE OF PROPERTY LINES AS INDICATED
 BY DASHED LINES EXCEPT AS OTHERWISE
 SHOWN

FOR COMPLETE ENG DATA SEE
 ORIGINAL DEDICATION PLAT IN
 BOOK 52, PAGE 88 OF RECORDS.

CENTRAL WEBER SEWER IMPROVEMENT DISTRICT

RESOLUTION 2008-18

RESOLUTION APPROVING WITHDRAWAL

WHEREAS, the Central Weber Sewer Improvement District (the "District") owns and operates a regional sewage treatment plant located in Weber County, Utah and sewer outfall lines and other facilities that serve a large part of Weber County and a small part of Davis County, primarily on a "wholesale" basis with other governmental entities, such as municipalities, local districts and special service districts, providing "retail" service;

WHEREAS, a portion of Hooper City has been annexed into the District, including a parcel owned by Kevin Peer and Debra Peer (the "Peer Property");

WHEREAS, the Peer Property does not receive sewer service and is not close enough to the outfall line that serves the general vicinity where the Peer Property is located to receive service;

WHEREAS, The Peer Property is located at the edge of the District's boundary;

WHEREAS, Mr. and Mrs. Peer filed a petition with the District to initiate withdrawal proceedings for the Peer Property, which petition was certified by the Board of Trustees on November 18, 2008 and written notification of the certification was provided to the contact sponsor as required by Utah Code Ann. § 17B-1-507(1);

WHEREAS, the Peer Property is described or otherwise depicted on Exhibit "A" attached hereto;

WHEREAS, since the withdrawal petition was signed by all of the owners of the Peer Property, a public hearing is not required (Utah Code Ann. § 17B-1-508(1)(a));

WHEREAS, Utah Code Ann. § 17B-1-510(1) declares that, not later than 90 days after the filing of the withdrawal petition, the Board of Trustees may adopt a resolution approving the withdrawal from the District of some or all of the area proposed to be withdrawn;

WHEREAS, attached Exhibit "A" describes all of the property proposed to be withdrawn from the District and Exhibit "A" does not describe any property that was not included in the withdrawal petition;

WHEREAS, this Resolution has been presented to the District Board of Trustees for consideration on December 15, 2008, which is not later than 90 days after the filing of the withdrawal petition; and

WHEREAS, the District Board of Trustees has determined that the District will not be able to provide service to the Peer Property in the reasonably foreseeable future and, therefore, withdrawal of the Peer Property from the District is appropriate.

NOW, THEREFORE, BE IT RESOLVED and enacted by the Board of Trustees of the Central Weber Sewer Improvement District as follows:

1. That this Resolution is adopted for the purpose of fulfilling and complying with applicable requirements of Utah Code Ann. §§ 17B-1-501, *et seq.* relating to property being withdrawn from the District.

2. That the Board of Trustees of the District has and hereby does determine that:

(a) The District will not be able to provide sanitary sewer service to the Peer Property in the reasonably foreseeable future.

(b) All required legal formalities, preparatory to the adoption of this Resolution, have been satisfied.

(c) The proposed withdrawal appears to be equitable and appropriate under the circumstances.

3. That the withdrawal from the District of the real property described and/or depicted in attached Exhibit "A," which is incorporated by reference as part of this Resolution, is hereby approved.

4. That a written notice of withdrawal shall be filed with the Lieutenant Governor of the State of Utah in accordance with the requirements of Utah Code Ann. § 17B-1-512(1)(a)(i) within 10 days after the adoption of this Resolution.

5. That the withdrawal shall be effective upon the Lieutenant Governor's issuance of a certificate boundary change under Utah Code Ann. § 67-1a-6.5 .

6. That, from and after the effective date of this withdrawal, the Peer Property shall no longer be a part of the Central Weber Sewer Improvement District.

7. That there are no special conditions to this withdrawal.

8. That, within 60 days after adoption of this Resolution, any person in interest may seek judicial review of the Board of Trustees' decision to withdraw the area described and/or depicted in attached Exhibit "A" or the terms and conditions of the withdrawal, in accordance with the requirements of Utah Code Ann. § 17B-1-512(6). As provided in Utah Code Ann. § 17B-1-512(7), after the applicable contest period under the statute, no person may contest the Board of Trustees' approval of the withdrawal for any cause.

9. That this Resolution has been placed on the agenda of a meeting of the Board of Trustees of the District and this action is taken in compliance with the Utah Open and Public Meetings Act.

10. That this Resolution shall take effect upon its approval and adoption by the Board of Trustees, but the withdrawal shall not be complete until the issuance by the Lieutenant Governor of a certificate of boundary change as provided in paragraph 5 above.

Approved and passed by the Board of Trustees of the Central Weber Sewer Improvement District on the 15th day of December, 2008.

**CENTRAL WEBER SEWER IMPROVEMENT
DISTRICT**

By: *J. Bruce Burrows*
J. Bruce Burrows, Vice-Chairman

ATTEST:

John E. Cardon
John E. Cardon, Clerk

EXHIBIT "A"

Description of the Withdrawn Area

TAX SERIAL NUMBER 08-366-0002

ALL OF LOT 2, STODDARD AND FINSTER SUBDIVISION, WEBER COUNTY, UTAH.

PART OF THE N.W. 1/4, OF SECTION 6, T.5N., R.2W., S.L.B. & M.
STODDARD AND FINSTER SUBDIVISION

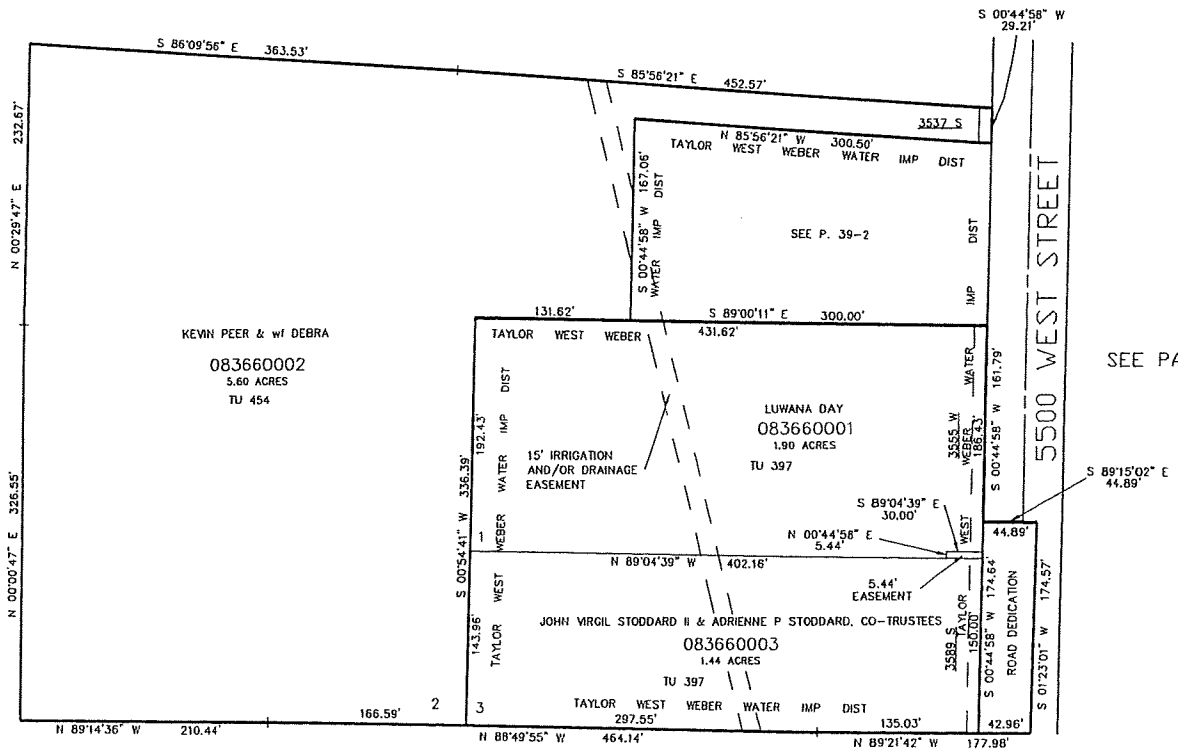
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