

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 April 21st, 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 6th day of May, 2008.



GARY R. HERBERT
Lieutenant Governor



Central Weber Sewer Improvement District

April 30, 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Enclosed is a Notice of Boundary Change (Withdrawal) for parcels of property in Weber County to be withdrawn from the Central Weber Sewer Improvement District. This withdrawal 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

1775 1-512
Boundary Change
(Addendum)

Received

MAY 01 2008

Gary R. Herbert
Lieutenant Governor

CENTRAL WEBER SEWER IMPROVEMENT DISTRICT

RESOLUTION 2008-06

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 Marriott-Slaterville City has been annexed into the District, including two parcels owned by Dale D. Thompsen and Janice M. Thompsen (the "Thompsen Property");

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

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

WHEREAS, Mr. and Mrs. Thompsen filed a petition with the District to initiate withdrawal proceedings for the Thompsen Property, which petition was certified by the Board of Trustees on February 11, 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 Thompsen 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 Thompsen 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 April 21, 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 Thompsen Property in the reasonably foreseeable future and, therefore, withdrawal of the Thompsen 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 Thompsen 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 Thompsen 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 21st day of April, 2008.

**CENTRAL WEBER SEWER IMPROVEMENT
DISTRICT**

By: Mark C. Allen
Mark C. Allen, Chairman

ATTEST:

John E. Cardon
John E. Cardon, Clerk

EXHIBIT "A"

Description of the Withdrawn Area

TAX SERIAL NUMBER 15-036-0030

PART OF THE SOUTHEAST QUARTER OF SECTION 13, TOWNSHIP 6 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY: BEGINNING AT A POINT 10.66 CHAINS WEST AND NORTH 1/2D EAST 19.08 CHAINS AND NORTH 89 1/2D WEST 483.8 FEET FROM THE SOUTHEAST CORNER OF SAID QUARTER SECTION, RUNNING THENCE NORTH 89 1/2D WEST 130 FEET, THENCE SOUTH 1/2D WEST 330 FEET, THENCE SOUTH 89 1/2D EAST 130 FEET, THENCE NORTH 1/2D EAST 330 FEET TO THE PLACE OF BEGINNING.

TAX SERIAL NUMBER 15-036-0045

PART OF THE SOUTHEAST QUARTER OF SECTION 13, TOWNSHIP 6 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY: BEGINNING AT A POINT 736.56 FEET WEST 926.28 FEET NORTH 0D31' EAST AND SOUTH 89D02' WEST 458.5 FEET FROM THE SOUTHEAST CORNER OF SAID QUARTER SECTION, RUNNING THENCE SOUTH 89D52'57" WEST 130.00 FEET, THENCE NORTH 0D30' EAST 300 FEET, THENCE SOUTH 89D30' EAST 133.40 FEET, THENCE SOUTH 1D15'51" WEST 300.07 FEET TO THE POINT OF BEGINNING.

SECTION 13, T.6N., R.2W., S.L.B. & M.

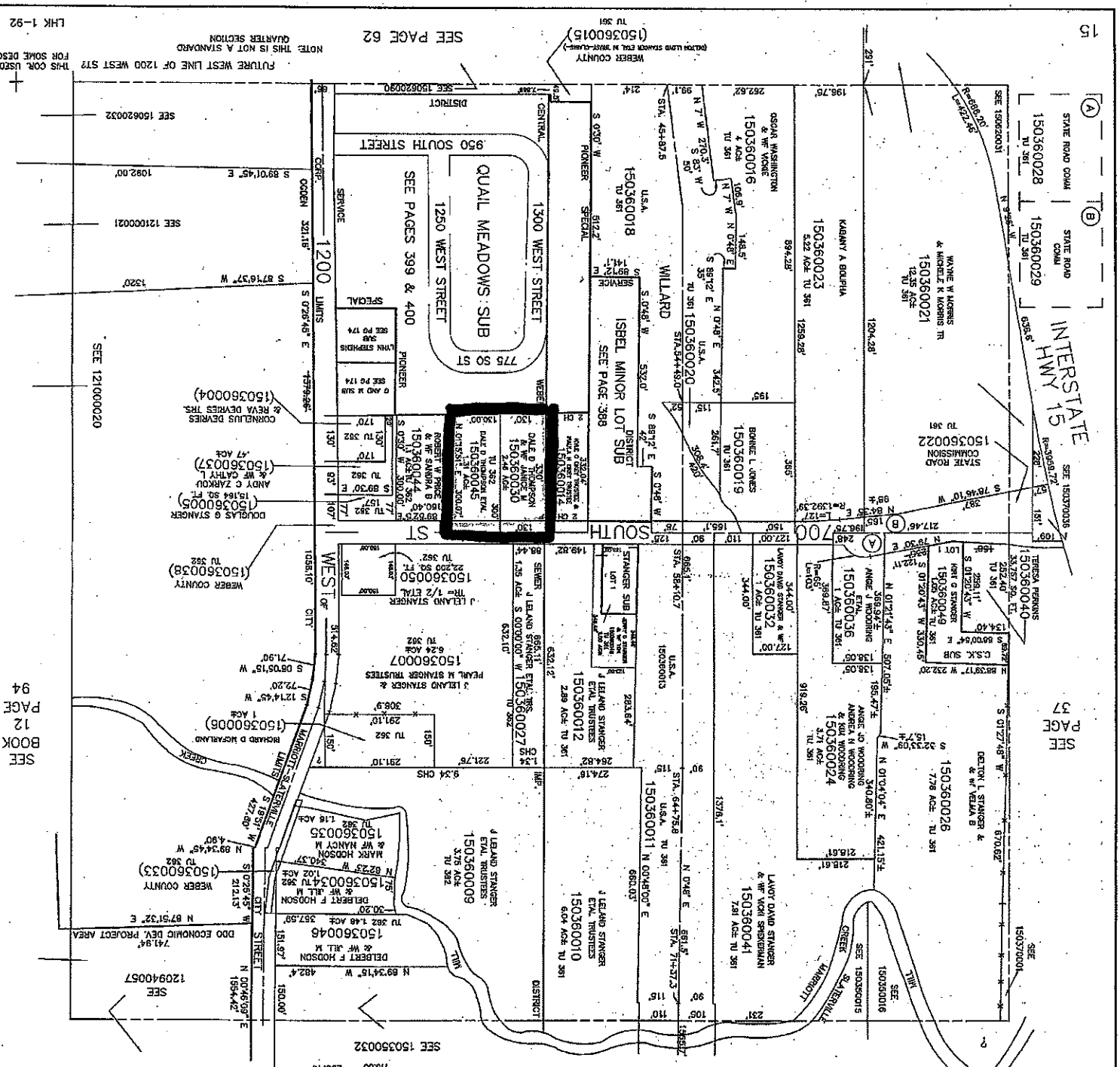
S. E. 1/4

IN OGDEN CITY & MARIOTT - SLATERVILLE CITY

SCALE 1" = 200'

SEE PAGE 35

TAXING UNITS: 358,361,362,408,409



SEE BOOK PAGE 12

SEE PAGE 94

SEE PAGE 37

SEE 150370034

STATE ROAD COMMISSION

STATE ROAD COMMISSION

STATE ROAD COMMISSION

15

LHK 1-92

NOTE: THIS IS NOT A STANDARD QUARTER SECTION FUTURE WEST LINE OF 1200 WEST ST FOR SOME DESIG

SEE PAGE 62

**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 April 21, 2008, the Board of Trustees of the Central Weber Sewer Improvement District (the "District") adopted Resolution 2008-06 (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 21st day of April, 2008.

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

By: Mark C. Allen
Mark C. Allen, Chairman

ATTEST:
John E. Cardon
John E. Cardon, Clerk

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