

STATE OF UTAH



OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, SPENCER J. COX, 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 February 27<sup>th</sup>, 2017, 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 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 28<sup>th</sup> day of February, 2017 at Salt Lake City, Utah.

SPENCER J. COX  
Lieutenant Governor



# *Bona Vista Water Improvement District*

2020 West 1300 North, Farr West, Utah 84404

Phone (801) 621-0474 Fax (801) 621-0475

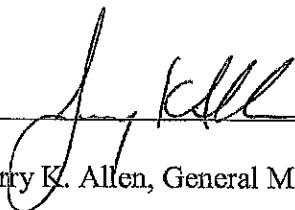
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## CERTIFICATION OF FILING NOTICE OF ANNEXATION

I, Jerry K. Allen, General Manager of Bona Vista Water District hereby certify the Board of Trustees of the District passed the resolution annexing the real property into this District as shown on the attached resolution.

The general statement has met all requirements applicable to the boundary action.

Dated 21 day of November, 2016.

  
\_\_\_\_\_  
Jerry K. Allen, General Manager

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### Board of Directors

Z. Lee Dickemore, Chairman – Farr West City  
Keith Butler, Co-Chairman – Marriott/Slatterville  
Bruce Richins – Harrisville  
Bruce Higley – Plain City  
Ronald Stratford – Unincorporated Area

### Management

Jerry Allen, Manager  
Blake Carlin, Assistant Manager  
Marci Hodson, Office Manager

**RESOLUTION 04-2017**

**RESOLUTION OF THE BOARD OF TRUSTEES OF THE BONA VISTA WATER IMPROVEMENT DISTRICT, READOPTING AND RATIFYING THE ACTIONS TAKEN AND AUTHORIZED BY PRIOR RESOLUTION 12-16 ANNEXING DAYSPRINGS SUBDIVISION; AND TO PROVIDE FOR AN EFFECTIVE DATE.**

**SECTION 1 - RECITALS**

**WHEREAS**, the Bona Vista Water Improvement District ("District") is a quasi-municipal corporation and Improvement District duly organized and existing under the laws of the State of Utah; and,

**WHEREAS**, the Board of Trustees finds that in conformance with Utah Code, the Board of Trustees as the governing body of the District may exercise all administrative and operational powers by resolution; and,

**WHEREAS**, the Board of Trustees finds that a petition has been filed requesting that certain property be annexed into the District; and,

**WHEREAS**, the Board of Trustees finds that such annexation requires action by the Board of Trustees; and,

**WHEREAS**, the Board of Trustees finds that such annexation is in the best interest of the district and its customers to adopt this amended resolution; and,

**WHEREAS**, the Board of Trustees finds that the owner and total tax payer of all of the private real property in land serial number 08-028-0041, in West Haven City, Weber County, Utah filed the original petition (**Attachment "A"**) in this matter to have this area annexed into Bona Vista Water Improvement District to secure culinary water service from that District; and,

**WHEREAS**, the Board of Trustees finds that the 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 its regular 2:00 p.m. Monday meeting 31 October, 2016 as the time and place for the consideration and action on that petition. (**Attachment "B"**); and,

**WHEREAS**, the Board of Trustees finds that the District previously adopted Resolution 12-16 annexing Daysprings Subdivision; and,

**WHEREAS**, the Board of Trustees finds that the developer of the project was delayed in submitting the final mylar/plat and pay the annexation fees; and,

**WHEREAS**, the Board of Trustees finds that the documents required to be submitted to the lieutenant governor to complete the annexation were submitted outside the period specified in Utah Code§ 17B-1-414(2)(a)(ii); and,

**WHEREAS**, the Board of Trustees finds that that section of the Utah Code requires submission of the documents within 30 days after adoption of a resolution under Subsection Utah Code§ 17B-1-414(1), ; and,

**WHEREAS**, the Board of Trustees finds that all of the required materials are now in hand but that a new resolution confirming the prior actions must be adopted and all materials resubmitted to the lieutenant governor to comply with the statutory requirements,

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

The following described real property is annexed into Bona Vista Water Improvement District and as a result thereof, that District will serve culinary water to that area under the same fees, rules and regulations applicable to the District generally.

The area annexed is shown on the attached plat (**Attachment "C"**) which is a part of this Resolution and is described as set out in (**Attachment "B"**), attached hereto and incorporated fully.

The prior actions of Resolution 12-2016 are readopted and reaffirmed in all particulars under the auspices of this Resolution with the effective date cited herein.

**SECTION 2 - REPEALER OF CONFLICTING ENACTMENTS:**

All orders, ordinances and resolutions regarding the changes enacted and adopted which have heretofore been adopted by the District, or parts thereof, which conflict with any of this Resolution, are, for such conflict, repealed, except this repeal will not be construed to revive any act, order or resolution, or part thereof, heretofore repealed.

**SECTION 3 - PRIOR ORDINANCES AND RESOLUTIONS:**

The body and substance of all prior Resolutions, with their provisions, where not otherwise in conflict with this Resolution, are reaffirmed and readopted.

**SECTION 4 - SAVINGS CLAUSE:**

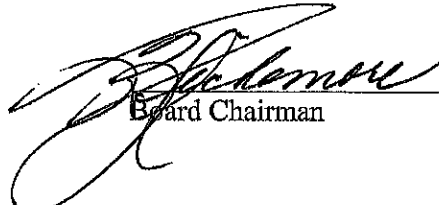
If any provision of this Resolution be held or deemed to be or shall be invalid, inoperative or unenforceable for any reason, such reason will not render any other provision or provisions invalid, inoperative or unenforceable to any extent whatever, this Resolution being deemed to be the separate independent and severable act of the Board of Trustees of Bona Vista Water Improvement District.

**SECTION 5 - DATE OF EFFECT:**

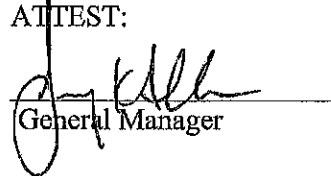
This Resolution will be effective on the 27th day of February, 2017, and after publication or posting as required by law.

Passed And Adopted By The Board Of Trustees Of Bona Vista Water Improvement District, State Of Utah, on this 27th day of February, 2017.

BONA VISTA WATER IMPROVEMENT DISTRICT

  
Board Chairman

ATTEST:

  
General Manager

# **ATTACHMENTS "A", "B", & "C"**

## **RESOLUTION 04-2017**

**Resolution Of The Board Of Trustees Of The Bona Vista Water Improvement District, Readopting And Ratifying The Actions Taken And Authorized By Prior Resolution 12-16 Annexing Daysprings Subdivision; And To Provide For An Effective Date.**

27 Feb 17

PETITION TO ANNEX  
LAND INTO BONA VISTA WATER DISTRICT

I, Connie G. Long, the owner of the private real property within the area to be annexed hereby petition to have the hereinafter described real property annexed into the Bona Vista Water Improvement District.

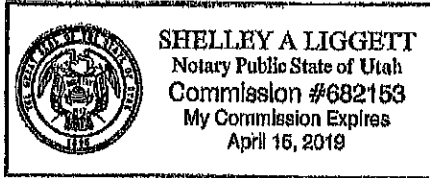
The area proposed to be annexed is all of Serial Number 080280041, Weber County, Utah. A "Surveyor's Certificate" is required.

Attach as part of this petition is a description and a map of the boundaries of the area proposed to be annexed.

Date: 10/13/16, 2016.

Connie G. Long  
Owner-Signature

Subscribed and sworn to before me on this 13<sup>th</sup> day of October, 2016.



Shelley A. Liggett  
Notary Public

Contact Sponsor Will Brothers Construction, LLC

Address P.O. Box 2000

Layton, UT 84041

Phone Number (801) 444-0001

\*\*\* Annexation Fee is due and payable 10 days after final adoption by the Board of Directors.

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**Bona Vista Water District Petition to Annex-**

**Legal Descriptions:**

Weber County Parcel # 080280041

PART OF THE NORTHWEST QUARTER OF SECTION 2, TOWNSHIP 5 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, U S SURVEY: BEGINNING AT THE NORTHEAST CORNER OF NORTHWEST QUARTER OF NORTHWEST QUARTER OF SAID SECTION 2, RUNNING THENCE SOUTH 660 FEET, THENCE WEST 1004.88 FEET, MORE OR LESS, TO THE SOUTHEAST CORNER OF LOT 2, GOMM SUBDIVISION; THENCE NORTH 00° 51' 40" EAST 338.30 FEET TO THE SOUTH LINE OF LAYTON CANAL; THENCE ALONG SAID CANAL ALONG A 195.00 FOOT RADIUS CURVE TO THE LEFT, A DISTANCE OF 170.47 FEET, THENCE NORTH 00° 39' EAST 176.6 FEET TO A POINT 391.5 FEET EAST OF THE NORTHWEST CORNER OF SAID SECTION 2, THENCE EAST 928.5 FEET TO THE POINT OF BEGINNING. EXCEPT THAT PORTION WITHIN 3300 SOUTH STREET.



Attachment "B"

NOTICE OF PROPOSED ANNEXATION OF REAL PROPERTY INTO  
BONA VISTA WATER IMPROVEMENT DISTRICT

A petition has been filed by Connie G. Long, owner of all the private real property, serial no. 08-028-0041 in Weber County, Utah to annex that area into the Bona Vista Water District.

The service provided by that District is culinary water which was requested by Weber County.

Additional information about the proposed annexation can be obtained from the District office at 2020 West 1300 North, Farr West, Utah. The District's telephone number is (801) 621-0474 ext. 204.

The petition for annexation will be considered by the District's Board of Trustees at its regular meeting to be held October 31, 2016 at 2:00 pm at the District office at 2020 West 1300 North, Farr West, Utah.

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

PART OF THE NORTHWEST QUARTER OF SECTION 2, TOWNSHIP 5 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, U S SURVEY; BEGINNING AT THE NORTHEAST CORNER OF NORTHWEST QUARTER OF NORTHWEST QUARTER OF SAID SECTION 2, RUNNING THENCE SOUTH 660 FEET, THENCE WEST 1004.88 FEET, MORE OR LESS, TO THE SOUTHEAST CORNER OF LOT 2, GOMM SUBDIVISION; THENCE NORTH 00 D 51' 40" EAST 338.30 FEET TO THE SOUTH LINE OF LAYTON CANAL; THENCE ALONG SAID CANAL ALONG A 195.00 FOOT RADIUS CURVE TO THE LEFT, A DISTANCE OF 170.47 FEET; THENCE NORTH 0 D 39' EAST 176.6 FEET TO A POINT 391.5 FEET EAST OF THE NORTHWEST CORNER OF SAID SECTION 2, THENCE EAST 928.5 FEET TO THE POINT OF BEGINNING. EXCEPT THAT PORTION WITHIN 3300 SOUTH STREET.

Contains: 14.01 Acres

Dated: 31 day of October 2016.

Bona Vista Water Improvement District

By:   
(Chairman of the Board of Trustees)

# Attachment "C" Dayspring Subdivision



October 19, 2016

Street Labels

1:9,028

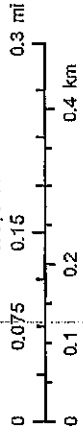


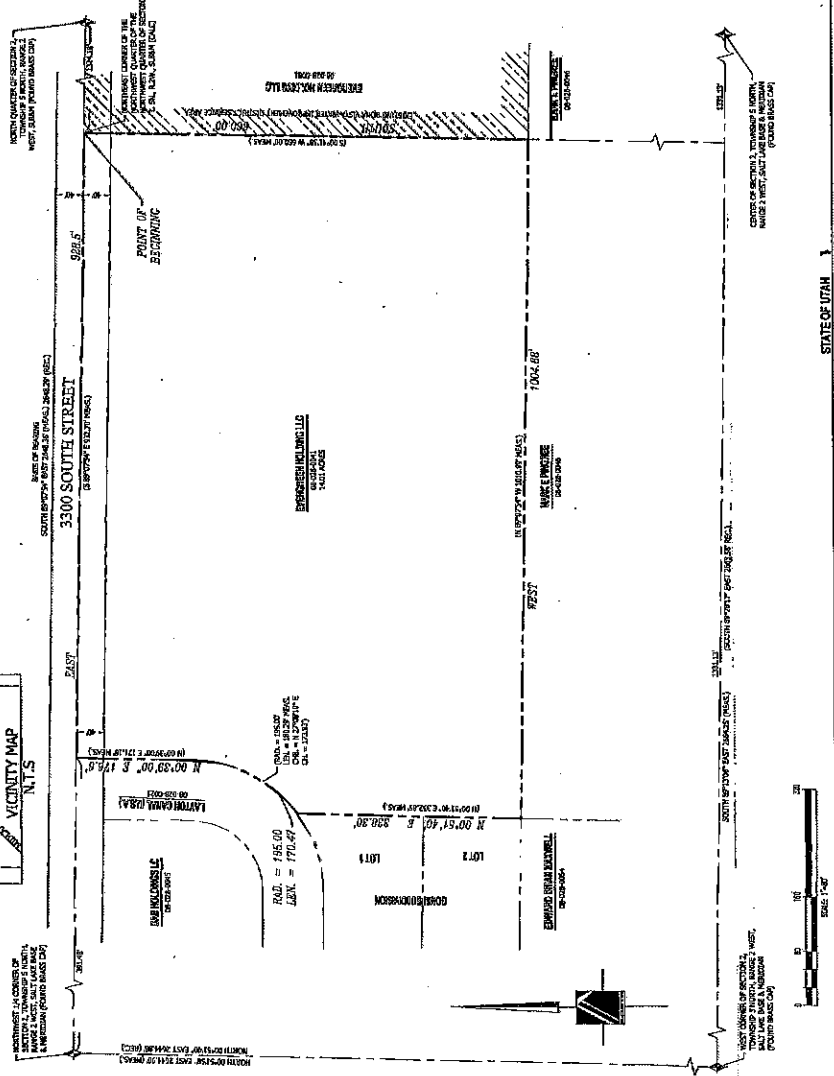
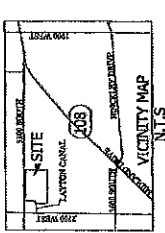
Image courtesy of USGS Earthstar Geographics SIC © 2016 Microsoft Corporation © 2010 NAVTEQ © AND

**SURVEYORS CERTIFICATE**

A SURVEYOR HAS PERSONALLY EXAMINED THE LAND DESCRIBED IN THE ABOVE INSTRUMENT AND HAS FOUND THAT THE SAME IS ACCORDING TO THE RECORDS OF THE PUBLIC RECORDS OF THE COUNTY OF WEBER, UTAH.

*[Signature]*  
 SURVEYOR

**ANNEXATION PLAT TO THE  
 BONA VISTA WATER IMPROVEMENT DISTRICT 04-2017  
 LOCATED IN SOUTHWEST QUARTER OF SECTION 2, TOWNSHIP 3 NORTH, RANGE  
 2 WEST, SALT LAKE BASE AND MERIDIAN WEST 14 N, VEN, UTAH  
 FEBRUARY 2017**



**BOUNDARY DESCRIPTION**

THE SURVEY WAS MADE TO DETERMINE THE BOUNDARY OF THE SOUTHWEST QUARTER OF SECTION 2, TOWNSHIP 3 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN WEST 14 N, VEN, UTAH. THE SURVEY WAS MADE TO DETERMINE THE BOUNDARY OF THE SOUTHWEST QUARTER OF SECTION 2, TOWNSHIP 3 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN WEST 14 N, VEN, UTAH. THE SURVEY WAS MADE TO DETERMINE THE BOUNDARY OF THE SOUTHWEST QUARTER OF SECTION 2, TOWNSHIP 3 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN WEST 14 N, VEN, UTAH.

**NARRATIVE**

THE PURPOSE OF THE SURVEY WAS TO DETERMINE THE BOUNDARY OF THE SOUTHWEST QUARTER OF SECTION 2, TOWNSHIP 3 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN WEST 14 N, VEN, UTAH. THE SURVEY WAS MADE TO DETERMINE THE BOUNDARY OF THE SOUTHWEST QUARTER OF SECTION 2, TOWNSHIP 3 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN WEST 14 N, VEN, UTAH.

**BONA VISTA WATER IMPROVEMENT DISTRICT**

*[Signature]*  
 DISTRICT MANAGER

**WEBER COUNTY SURVEYOR**

*[Signature]*  
 COUNTY SURVEYOR

**LEGEND**

- PROPERTY LINE
- UTLIFE
- CHUTE
- ADJACENT PROPERTY LINE

**WEBER COUNTY RECORDER**

PLAT NO. FILED FOR RECORD AND RECORDED THIS DAY OF IN BOOK OF OFFICIAL RECORDS PAGE

WEBER COUNTY RECORDER

STATE OF UTAH  
 COUNTY OF WEBER

WEBER COUNTY RECORDER

WITNESS MY HAND AND SEAL  
 THIS 15 DAY OF FEBRUARY 2017  
 CLARENCE M. JONES, WEBER COUNTY RECORDER  
 SURVEYOR