

STATE OF UTAH



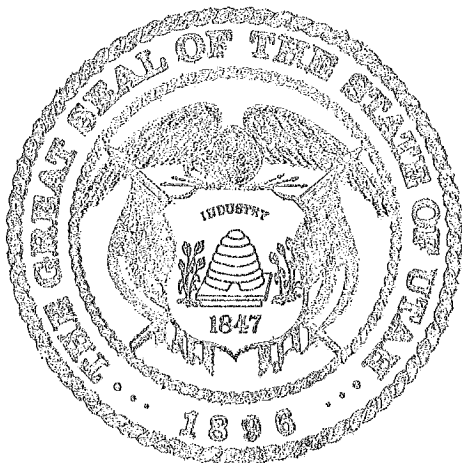
OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF DISSOLUTION

I, SPENCER J. COX, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of dissolution pertaining to the CANYON LAND SPECIAL SERVICE DISTRICT, dated June 26th, 2017, complying with Section 17D-1-603, 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 dissolution, referred to above, on file with the Office of the Lieutenant Governor pertaining to the CANYON LAND SPECIAL SERVICE DISTRICT, located in Kane 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 July, 2017.



A handwritten signature in cursive script, reading "Spencer J. Cox".

SPENCER J. COX
Lieutenant Governor



Kane County Commission

Dirk Clayson

Jim Matson

Lamont Smith

76 N. Main St., Kanab, Utah 84741

June 26, 2017

Spencer Cox
Utah State Lieutenant Governor
Utah State Capitol Complex
Suite 220
P.O. Box 142325
Salt Lake City, Utah 84114-2325

Re: Notice of Impending Boundary Action, Canyon Land Special Service District

Dear Lt. Gov. Cox,

Please accept this letter as an official Notice of Impending Boundary Action. The Kane County Commission today voted to approve a resolution of dissolution of the Canyon Land Special Service District. For your convenience please see the attached resolution. Under Utah Code § 67-1a-6.5, the boundary action that we are requesting is a Certificate of Dissolution for the Canyon Land Special Service District. We certify that all the requirements applicable to the dissolution of the District under Utah Code § 17D-1-601 et. al. have been met.

Sincerely,

A handwritten signature in cursive script that reads "Dirk Clayson".

Dirk Clayson
Kane County Commission, Chair

KANE COUNTY RESOLUTION NO. R 2017 - 15

COPY

A RESOLUTION DISSOLVING THE CANYON LAND SPECIAL SERVICE DISTRICT

WHEREAS, the Canyon Land County Improvement District (the "District") was created and incorporated by issuance of a Certificate of Incorporation from the Lieutenant Governor on March 27, 2006; and

WHEREAS, The District is a Local District governed under Utah Code Title 17B, created for the provision of water, sewer, electric and emergency fire service to property known as the "Canyon Land Resort", and to additional properties subsequently added by annexation, which can also be considered a part of the resort; and

WHEREAS, the Canyon Land Special Service District ("SSD") was created and incorporated by the issuance of a Certification of Incorporation from the Lieutenant Governor on February 10, 2010; and

WHEREAS, the SSD is a Special Service District governed by Utah Code Title 17D, along with other relevant portions of Title 17B; and

WHEREAS, the original intent in creating the SSD was to transfer all assets, property, authority and control of all services from the District to the SSD; and

WHEREAS, the County Commission and the District took some initial steps to effect that change, including appointing initial board members to the SSD and the District holding a meeting to declare that they were now acting as the SSD; and

WHEREAS, the District did not take any other action to transfer assets, property, authority or control of all services to the SSD; and

WHEREAS, the original intent in creating the SSD was based on the erroneous assumption that the District could no longer operate the services once the improvements were constructed and operated; and

WHEREAS, subsequent to the meeting in which the District declared that it would now operate as the SSD, the District continued to operate as the District and the County Commission continued to appoint board members to the District and not to the SSD; and

WHEREAS, recently the State Auditor issued a report that recognized the confusion in the operations of the District and the SSD and made a recommendation to the County Commission that they clarify which entity is in operation and which entity will be dissolved; and

WHEREAS, the County Commission responded to audit by indicating that it would clarify that the District has continued to operate and will continue to operate and that the SSD is inactive and the Commission will take steps to dissolve the SSD;

WHEREAS, the County Commission adopted Kane County Resolution No. R 2017 - 6 that clarified the above clauses;

WHEREAS, the County Commission now desires to dissolve the SSD and affirm the existence and continued operation of the District;

WHEREAS, the County Commission find that the SSD is not needed for the purposes for which it was created;

WHEREAS, the County Commission finds that there is not any bond, note, or other obligation of the SSD that is outstanding or unpaid and further finds that no contractual obligation to provide service exists with the SSD; and

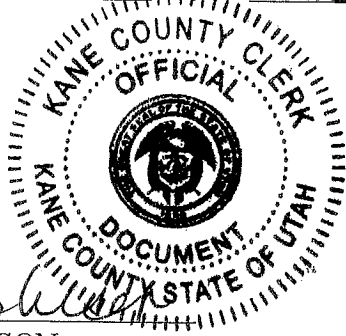
WHEREAS, the statutory authority to adopt this resolution is Utah Code § 17D-1-601 et. al., and Utah Code § 17-53-201 et. al.

NOW THEREFORE, BE IT RESOLVED BY THE KANE COUNTY BOARD OF COMMISSIONERS, IN AND FOR KANE COUNTY, STATE OF UTAH, AS FOLLOWS:

1. The Canyon Land Special Service District is hereby dissolved pursuant to Utah Code § 17D-1-601(2).
2. The County Budget Officer is hereby directed to take all actions necessary to accomplish the purposes of this resolution, including the actions set forth in Utah Code § 17D-1-603.
3. This resolution shall take effect immediately.

ADOPTED this 26 day of June, 2017.

ATTEST:



Karla Johnson
KARLA JOHNSON
Kane County Clerk

Dirk Clayson
Dirk Clayson, Chair
Board of Commissioners
Kane County

Commissioner Clayson voted AYE
Commissioner Matson voted AYE
Commissioner Smith voted AYE