

STATE OF UTAH

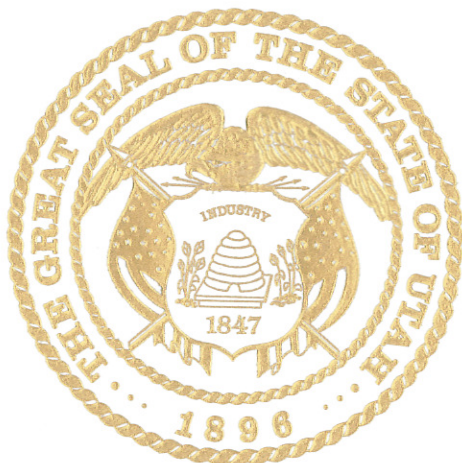


OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF BOUNDARY ADJUSTMENT

I, GREG BELL, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of boundary adjustment of the COTTONWOOD IMPROVEMENT DISTRICT, dated December 28th, 2009, complying with Section 17B-1-417, 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 boundary adjustment, referred to above, on file with the Office of the Lieutenant Governor pertaining to the COTTONWOOD IMPROVEMENT DISTRICT, located in Salt Lake 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 8th day of February, 2010.


GREG BELL
Lieutenant Governor

Board of Trustees

Nancy J. Groberg
Mark R. Katter
Keith C. Saunders

Cottonwood Improvement District

8620 South Highland Drive
Sandy, Utah 84093
Telephone (801) 943-7671
Fax (801) 943-1077

General Manager
James E. Faulkner

Legal
Gerald H. Kinghorn

Engineer
Gregory B. Neff

February 5, 2010

Received

FEB - 8 2010

Lieutenant Governor's Office
State of Utah
350 N State St # 200
Salt Lake City, UT 84114-0002

Greg Bell
Lieutenant Governor

Re: Cottonwood Improvement District - Sandy Suburban Improvement District Boundary Adjustment Documentation

Dear Mr. Siebenhaar,

The Cottonwood Improvement District is a local district organized in Salt Lake County to furnish wastewater collection and treatment services to properties within the District. In 2008, we were notified that the Board of Trustees of the Sandy Suburban Improvement District proposed a boundary adjustment to remove certain territory from the Cottonwood Improvement District and include it within the Sandy Suburban District. Apparently in February 2009, Sandy Suburban passed a resolution approving the boundary adjustment without notice to Cottonwood and forwarded the resolution and documentation to the Lieutenant Governor's office on May 27, 2009 after the 2009 amendments to Section 17B-1-417(6) *Utah Code*, as amended 2009. After receiving notice that the Lieutenant Governor's office had issued the required *Certificate*, the Board of Trustees of the Cottonwood District approved the resolution proposing the boundary adjustment and completed the boundary adjustment proceedings as described in the enclosed documents.

The enclosed plat has been approved by the Salt Lake County Surveyor; however, the Salt Lake County Recorder will not record the plat without certification from the Lieutenant Governor's office that the boundary adjustment has been approved. Under the statute, the local district whose boundaries are being adjusted to include the affected area, is responsible for submitting the documentation to your office and therefore, that should not involve Cottonwood. However, Salt Lake County is requiring that we file a certificate from your office with the plat to change the boundaries of the District for property tax purposes. Apparently if our plat is not recorded, the County intends to levy the property tax of the Sandy District and for the Cottonwood Improvement District against the properties which would clearly be in appropriate.

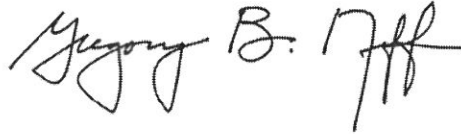
We request that your office review the enclosed documents and provide a Certificate to us pertaining to the boundary adjustment between Sandy Suburban Improvement District and the Cottonwood Improvement District which complies with 17B-1-417(6) *Utah Code*, as amended 2009; we note that § 17B-2-516 of the Code referred to in the *Certificate of Boundary*

Adjustment issued by your office after the May 27, 2009 submittal by Sandy Suburban Improvement District has been renumbered and amended.

We appreciate your cooperation. Please let us know if you have any further questions.

Very truly yours,

COTTONWOOD IMPROVEMENT DISTRICT

A handwritten signature in black ink, appearing to read "Gregory B. Neff". The signature is written in a cursive style with a large, stylized "G" and "N".

Gregory B. Neff, District Engineer

GBN
Enclosures

4770 S. 5600 W.
P.O. BOX 704005
WEST VALLEY CITY, UTAH 84170
FED.TAX I.D.# 87-0217663

PROOF OF PUBLICATION

CUSTOMER'S COPY

CUSTOMER NAME AND ADDRESS	ACCOUNT NUMBER	DATE
COTTONWOOD IMPROV. DIST., 8620 SO. HIGHLAND DR. SANDY, UT 84093	9001390106	11/11/2009

ACCOUNT NAME

COTTONWOOD IMPROV. DIST.,

TELEPHONE	AD ORDER# / INVOICE NUMBER
8019437671	0000514090 / I00514090-1103

SCHEDULE	
Start 11/03/2009	End 11/10/2009

CUST. REF. NO.

CAPTION

NOTICE OF PROPOSED BOUNDARY ADJUSTMENT

SIZE			
62	Lines	2.00	COLUMN

TIMES	RATE
8	

MISC. CHARGES	AD CHARGES

TOTAL COST
421.64

NOTICE OF PROPOSED BOUNDARY ADJUSTMENT

Notice of Resolution to Change Boundaries. This is to notify you that the Board of Trustees of the Cottonwood Improvement District ("Cottonwood") has adopted a Resolution memorializing its intent to adjust the boundary between Sandy Suburban Improvement District ("Sandy") and the Cottonwood Improvement District ("Cottonwood"). The area affected by the boundary adjustment is described in the legal description and is depicted on Exhibit 1 is the map included with the legal description.*

Your Property Will Be Affected. Your property is located within the affected area and if the boundary adjustment is approved, your property will be added to and included within the boundaries of Sandy and removed from the District.

Public Hearing. The Board of Trustees of the Cottonwood Improvement District will hold a hearing on Monday, December 28, 2009 at 4:00 PM at the District office located at 8620 S. Highland Dr., Sandy, Utah, to receive comments and protests, if any, to the proposed boundary adjustment.

No Impact on Sewer Collection Services. The area to be included within and added to Sandy currently receives its sewer collection and treatment services from Sandy. The actual services you receive will not be impacted by the boundary adjustment.

Financial Impact. Details of the financial impact of the boundary adjustment are displayed on Exhibit 2.* You can find your property on the spreadsheet by address or parcel number.

Approval Process - Your Right to Protest. Consistent with the requirements of law, the Board of Trustees may approve the adjustment of the boundary as proposed, unless at or before the public hearing to be held on Monday, December 28, 2009 written protests to the adjustment are filed with the Board by:

A. The owners of private real property that: (i) is located within the Affected Area; (ii) covers at least fifty percent (50%) of the total private land area within the Affected Area; and (iii) equals at least fifty percent (50%) of the assessed value of all private real property within the Affected Area; or

B. Registered voters residing within the Affected Area, equal in number to at least fifty percent (50%) of the votes cast in the Affected Area for the office of Governor at the last regular general election before the date of the hearing protest.

*The Exhibits are available at the Cottonwood Improvement District's office at 8620 Highland Drive, Sandy, UT.
Exhibit 1 - The area affected by the boundary adjustment is described in the legal description and map.
Exhibit 2 - Details of the financial impact of the boundary adjustments.
514090 UPAXLP

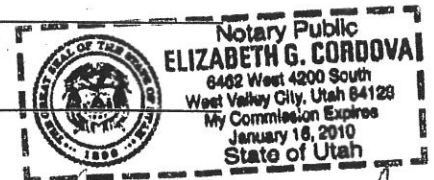
AFFIDAVIT OF PUBLICATION

AS NEWSPAPER AGENCY CORPORATION LEGAL BOOKER, I CERTIFY THAT THE ATTACHED ADVERTISEMENT OF NOTICE OF PROPOSED BOUNDARY ADJUSTMENT FOR COTTONWOOD IMPROV. DIST., WAS PUBLISHED BY THE NEWSPAPER AGENCY CORPORATION, AGENT FOR THE SALT LAKE TRIBUNE AND DESERET NEWS, DAILY NEWSPAPERS PRINTED IN THE ENGLISH LANGUAGE WITH GENERAL CIRCULATION IN UTAH, AND PUBLISHED IN SALT LAKE CITY, SALT LAKE COUNTY IN THE STATE OF UTAH.

PUBLISHED ON Start 11/03/2009 End 11/10/2009

SIGNATURE *Aenny Craft*

DATE 11/11/2009



THIS IS NOT A STATEMENT BUT A "PROOF OF PUBLICATION"
PLEASE PAY FROM BILLING STATEMENT

Elizabeth G. Cordova

COTTONWOOD IMPROVEMENT DISTRICT

Resolution No. 2009-06

RESOLUTION OF THE BOARD OF TRUSTEES OF THE COTTONWOOD IMPROVEMENT DISTRICT APPROVING AND ADOPTING THE BOUNDARY ADJUSTMENT BETWEEN THE COTTONWOOD IMPROVEMENT DISTRICT AND THE SANDY SUBURBAN IMPROVEMENT DISTRICT

WHEREAS, the Cottonwood Improvement District is a local district organized under the provisions of Utah law to provide wastewater treatment and collection services within the boundaries of the District; and

WHEREAS, the District adopted Resolution No.2009-04 initiating proceedings to adjust the boundaries of the Cottonwood Improvement District (the "District") with the Sandy Suburban Improvement District ("Sandy"); and

WHEREAS, the Board of Trustees of the District held a public hearing on December 28, 2009 at 4:00 p.m. at the offices of the District to receive public comment with respect to the proposed boundary adjustment as required by law and

WHEREAS, the District has completed all proceedings, given all required notices, and received all public comments as required by law; and

WHEREAS, no protests were filed with the District to the proposed boundary adjustment with Sandy.

NOW, THEREFORE, be it resolved by the Board of Trustees of the Cottonwood Improvement District that:


The proposed boundary adjustment with the Sandy Suburban Improvement District is hereby approved and adopted contingent only on the adoption of a concurrent resolution by the Board of Trustees of the Sandy Suburban Improvement District; that the parcels of land designated on Exhibit 1 are hereby disconnected from the District and are to be included within the boundaries of the Sandy Suburban Improvement District.

The General Manager of the District is hereby authorized to execute all notices and record all documents required by law to implement the boundary adjustment authorized by this Resolution.

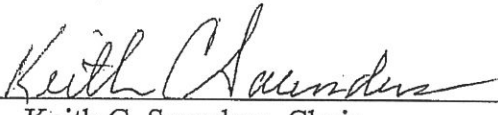
DATED this 28th day of December, 2009.

COTTONWOOD IMPROVEMENT DISTRICT
BOARD OF TRUSTEES

ATTEST:



Clerk

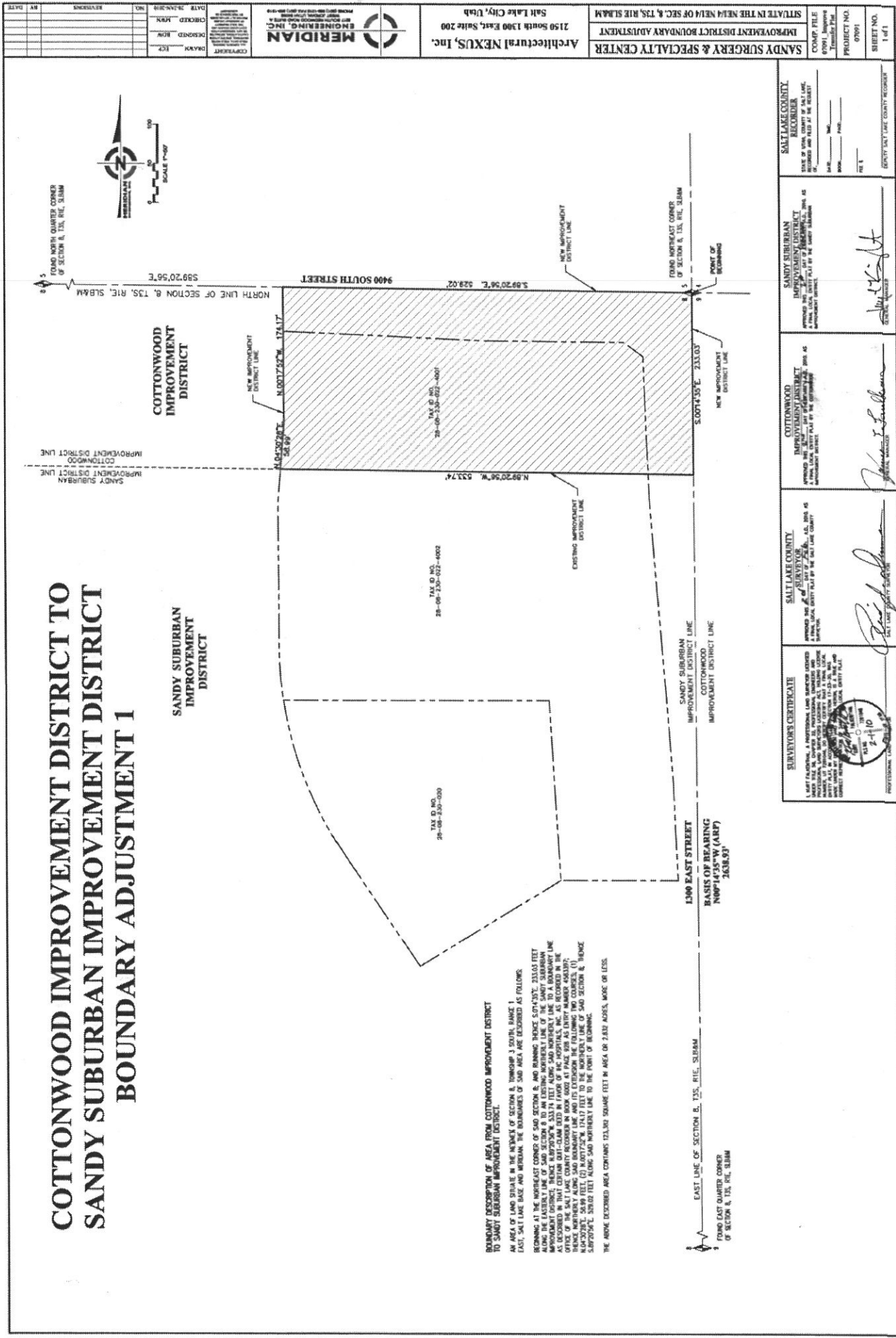
By: 

Keith C. Saunders, Chair

COTTONWOOD IMPROVEMENT DISTRICT TO SANDY SUBURBAN IMPROVEMENT DISTRICT BOUNDARY ADJUSTMENT 1

SANDY SUBURBAN
IMPROVEMENT
DISTRICT

COTTONWOOD
IMPROVEMENT
DISTRICT



NO.	REVISIONS	DATE	BY	DATE

Architectural NEXUS, Inc.
2150 South 1300 East, Suite 200
Salt Lake City, Utah

ENGINEERING, INC.
2150 South 1300 East, Suite 200
Salt Lake City, Utah

SANDY SURGERY & SPECIALTY CENTER
IMPROVEMENT DISTRICT BOUNDARY ADJUSTMENT

COMPLIANCE FILE
07001 - Improvements
Transfer Fee

PROJECT NO. 07001

SHEET NO. 1 of 1

SURVEYOR'S CERTIFICATE

I, **PAUL J. SHERMAN**, a duly licensed and qualified surveyor in the State of Utah, do hereby certify that the foregoing is a true and correct copy of the original plat as recorded in the office of the Salt Lake County Recorder in Book 6002 at Page 909 as Entry Number 6045077. The above described area contains 123,300 square feet in area or 2.833 acres, more or less.

DATE: 07-10-2010

PROFESSIONAL SEAL

SALT LAKE COUNTY

SANDY SUBURBAN IMPROVEMENT DISTRICT

APPROVED AND FILED AS A FINAL PLAT BY THE COUNTY CLERK OF SAID DISTRICT.

DATE: _____ TIME: _____

FILE NO. _____

FILE

CLERK OF DISTRICT

COTTONWOOD IMPROVEMENT DISTRICT

APPROVED AND FILED AS A FINAL PLAT BY THE COUNTY CLERK OF SAID DISTRICT.

DATE: _____ TIME: _____

FILE NO. _____

FILE

CLERK OF DISTRICT

SALT LAKE COUNTY

COTTONWOOD IMPROVEMENT DISTRICT

APPROVED AND FILED AS A FINAL PLAT BY THE COUNTY CLERK OF SAID DISTRICT.

DATE: _____ TIME: _____

FILE NO. _____

FILE

CLERK OF DISTRICT