

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 HOOPER WATER IMPROVEMENT DISTRICT, dated May 13th, 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 HOOPER 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 at Salt Lake City, this 21st day of May, 2008.




GARY R. HERBERT
Lieutenant Governor

**HOOPER WATER IMPROVEMENT DISTRICT
NOTICE OF BOUNDARY CHANGE (WITHDRAWAL)
AND BOARD CERTIFICATION**

TO: LIEUTENANT GOVERNOR OF THE STATE OF UTAH

NOTICE is hereby given that, on May 13, 2008, the Board of Trustees of the Hooper Water Improvement District (the "District") adopted Resolution 08-05-01 (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 Hooper Water Improvement District hereby certifies 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is accompanied by: (a) a copy of the Withdrawal Resolution and (b) an accurate map depicting the boundaries of the withdrawn area and/or a legal description of the withdrawn area, adequate for purposes of the Weber County Assessor and the Weber County Recorder.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 address of the District is as follows:

Hooper Water Improvement District
5555 West 5500 South *PO Box 217*
Hooper, Utah 84315

DATED this 13th day of May, 2008.

**HOOPER WATER IMPROVEMENT DISTRICT
BOARD OF TRUSTEES**

By: _____

Chairman

ATTEST:

Dale H. Addison
Clerk

Received

MAY 19 2008

4

Gary R. Herbert
Lieutenant Governor

EXHIBIT "A"

(Description and/or map of affected area to be withdrawn from the District)

A PART OF THE SOUTHEAST QUARTER OF SECTION 16, TOWNSHIP 5 NORTH,
RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY:

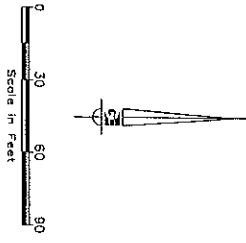
BEGINNING AT A POINT BEING N 00_17'49" E 909.95 FEET ALONG THE SECTION
LINE FROM THE SOUTHEAST CORNER OF SAID SECTION 16; THENCE AS FOLLOWS:
N 89_49'28" W 133.04 FEET; THENCE S 00_35'33" W 165.83 FEET TO THE EXISTING
CITY LIMITS ALSO BEING THE CENTER LINE OF 5500 SOUTH STREET; THENCE N
89_16'03" W 151.48 FEET ALONG SAID EXISTING CITY LIMIT LINE; THENCE N
00_33'05" E 294.29 FEET; THENCE S 88_33'34" E 284.12 FEET TO THE EAST LINE OF
SAID SECTION 16 ALSO BEING THE CENTER LINE OF 3500 WEST STREET; THENCE S
00_17'49" W 123.66 FEET ALONG SAID SECTION LINE TO THE POINT OF BEGINNING.

AREA: 61,072 SQ. FT OR 1.402 ACRES, MORE OR LESS.

Land Serial Nos. 090730016 and 090730017.

**PLAT OF ADDITION TO
THE CORPORATE LIMITS OF ROY CITY**
PART OF THE SOUTHEAST QUARTER OF SECTION 16
15N, R2W, S16&M, U.S. SURVEY
WEBER COUNTY, UTAH
NOVEMBER 2005

DONALD AND KATHRYN
HALFACRE



ROY CITY ATTORNEY
APPROVED BY THE ROY CITY ATTORNEY ON THIS _____
DAY OF _____, 2008

SIGNATURE _____

ROY CITY ENGINEER

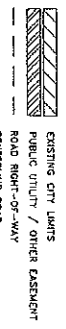
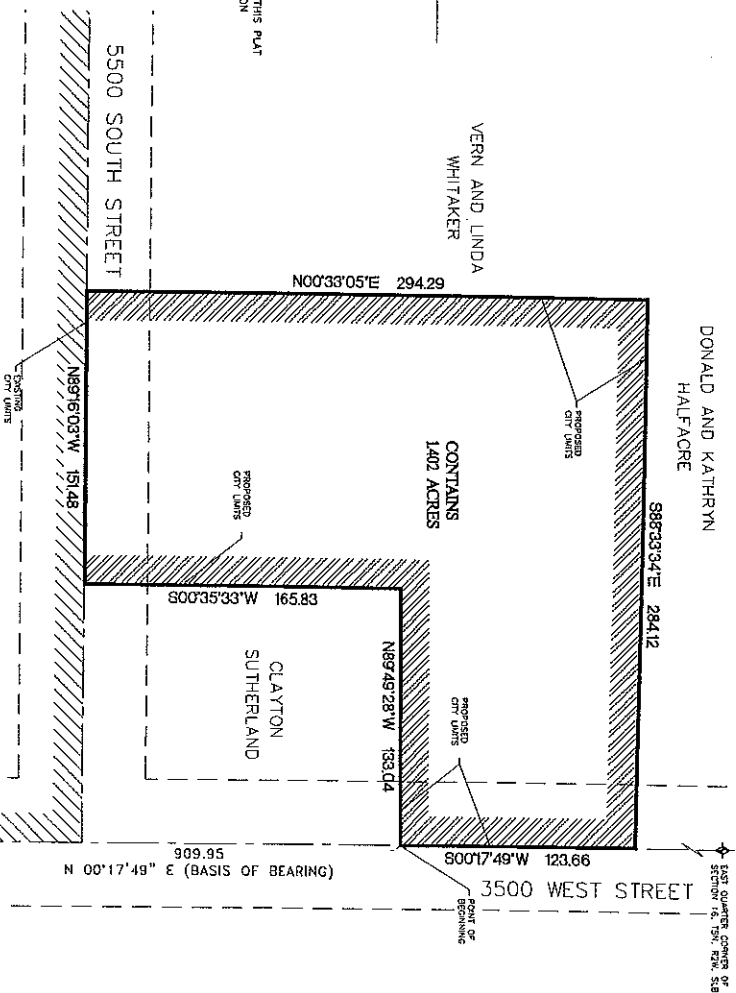
I HEREBY CERTIFY THAT THIS OFFICE HAS EXAMINED THIS PLAT
AND THE SUBJECT ACCORDANCE WITH INFORMATION
ON FILE IN THIS OFFICE.
SIGNED THIS _____ DAY OF _____, 2008

SIGNATURE _____

ROY CITY APPROVAL AND ACCEPTANCE
APPROVED BY THE CITY COUNCIL OF ROY, UTAH,
BY ORDINANCE NUMBER _____ AND UNDER SUCH
APPROVANT ACCEPTED BY THE MAYOR THIS
DAY OF _____, 2008

MAYOR APPROVAL _____

ROY CITY RECORDER _____



OWNER
MARK WAGSTAFF
5450 SOUTH 3450 WEST
ROY, UTAH 84067

PREPARED BY:

Garbner Engineering
3075 SOUTH MAIN AVE.
SUITE 200, ST. GEORGE, UT 84092
(801) 742-2232

SIGNATURE _____

DATE _____ SIGNATURE _____

WEBER COUNTY SURVEYOR
I HEREBY CERTIFY THAT THE WEBER COUNTY SURVEYOR'S OFFICE HAS REVIEWED THIS PLAT
AND THE SUBJECT ACCORDANCE WITH INFORMATION ON FILE IN THIS OFFICE.
SIGNED THIS _____ DAY OF _____, 2008

SURVEYOR'S CERTIFICATE
AND I, _____, SURVEYOR, DO HEREBY CERTIFY THAT I AM A REGISTERED LAND SURVEYOR,
PROFESSIONAL ENGINEER AND LAND SURVEYOR LICENSED BY THE STATE OF UTAH. THE
PROPERTY DESCRIBED ON THIS RECORD IS THE PROPERTY OF THE SURVEYOR AND IS NOT
PROPERTY OF ANY OTHER PARTY. I HAVE REVIEWED THE RECORD AND THE SURVEY
AND THE SURVEYOR'S OFFICE HAS REVIEWED THIS PLAT AND THE SUBJECT ACCORDANCE
WITH INFORMATION ON FILE IN THIS OFFICE. I HAVE REVIEWED THE RECORD AND THE
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BOUNDARY DESCRIPTION

SECTION	ACRES	BEARING	DISTANCE	POINT OF BEGINNING
1	140.2	N 00°17'49" E	909.95	POINT OF BEGINNING
2	140.2	S 00°17'49" W	123.66	POINT OF BEGINNING
3	140.2	N 89°45'28" W	133.04	POINT OF BEGINNING
4	140.2	E 89°45'28" W	165.83	POINT OF BEGINNING
5	140.2	N 00°33'05" E	294.29	POINT OF BEGINNING
6	140.2	S 88°33'34" E	284.12	POINT OF BEGINNING
7	140.2	N 89°17'03" W	151.48	POINT OF BEGINNING
8	140.2	S 89°17'03" W	151.48	POINT OF BEGINNING

NARRATIVE
THIS ADDITION PLAT WAS PREPARED BY MARK WAGSTAFF A CIVIL ENGINEER, LICENSED
BY THE STATE OF UTAH. THE PLAT IS THE PROPERTY OF THE SURVEYOR AND IS NOT
PROPERTY OF ANY OTHER PARTY. I HAVE REVIEWED THE RECORD AND THE SURVEY
AND THE SURVEYOR'S OFFICE HAS REVIEWED THIS PLAT AND THE SUBJECT
ACCORDANCE WITH INFORMATION ON FILE IN THIS OFFICE. I HAVE REVIEWED THE
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AND THE SURVEY AND THE SURVEYOR'S OFFICE HAS REVIEWED THIS PLAT
AND THE SUBJECT ACCORDANCE WITH INFORMATION ON FILE IN THIS OFFICE.

COUNTY RECORDER
ENTER NO. _____ FEE PAID _____
RECORDED _____ FILED FOR RECORD AND
IN BOOK _____ OF OFFICIAL
RECORDS, PAGE _____, RECORDED
FOR _____ AT
COUNTY RECORDER
BY: _____ DEPUTY



W2341806

E# 2341806 PG 1 OF 3
ERNEST D ROWLEY, WEBER COUNTY RECORDER
15-MAY-08 9:33 AM FEE \$1.00 DEP LF
REC FOR: HOOPER WATER

HOOPER WATER IMPROVEMENT DISTRICT

RESOLUTION 08-05-01

RESOLUTION APPROVING WITHDRAWAL

WHEREAS, the Hooper Water Improvement District (the "District") owns and operates culinary water delivery systems and related facilities that serve the southwestern part of Weber County and a small part of Davis County, Utah;

WHEREAS, the Trustees of the District previously certified a withdrawal petition signed by Ryan G. Wagstaff, Mindi J. Messenger and Mark M. Wagstaff (the "Petitioners") requesting that certain real property, which was identified and described in the petition, be withdrawn from the District, which real property is described in Exhibit "A" attached hereto (the "Withdrawal Area");

WHEREAS, since the withdrawal petition was signed by all of the owners of the Withdrawal Area, it was not necessary for the Board to hold a public hearing;

WHEREAS, the Petitioners are seeking the withdrawal of the Withdrawal Area from the District in conjunction with the annexation of the Withdrawal Area into Roy City and with the expectation of receiving culinary water service from Roy City;

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 May 13, 2008, which is the Board meeting next following Board certification of the withdrawal petition; and

WHEREAS, the District Board of Trustees has determined that it is just and equitable for the Withdrawal Area to be withdrawn from the District as provided in this Resolution.

NOW, THEREFORE, BE IT RESOLVED and enacted by the Board of Trustees of the Hooper Water 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) All required legal formalities, preparatory to the adoption of this Resolution, have been satisfied.

(b) 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 30 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 Withdrawal Area shall no longer be a part of the Hooper Water Improvement District.

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

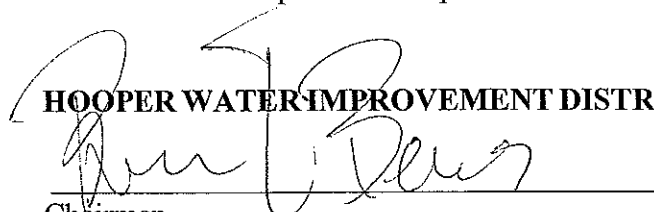
8. That, within 60 days after adoption of this Resolution, any person in interest may seek judicial review of the Board of Trustees' decision to withdraw the area described and/or depicted in attached Exhibit "A" or the terms and conditions of the withdrawal, in accordance with the requirements of Utah 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 Hooper Water Improvement District on the 13th day of May, 2008.

HOOPER WATER IMPROVEMENT DISTRICT


Chairman

ATTEST:


Clerk

EXHIBIT "A"

Description of the Withdrawn Area

A PART OF THE SOUTHEAST QUARTER OF SECTION 16, TOWNSHIP 5 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY:

BEGINNING AT A POINT BEING N 00_17'49" E 909.95 FEET ALONG THE SECTION LINE FROM THE SOUTHEAST CORNER OF SAID SECTION 16; THENCE AS FOLLOWS:
N 89_49'28" W 133.04 FEET; THENCE S 00_35'33" W 165.83 FEET TO THE EXISTING CITY LIMITS ALSO BEING THE CENTER LINE OF 5500 SOUTH STREET; THENCE N 89_16'03" W 151.48 FEET ALONG SAID EXISTING CITY LIMIT LINE; THENCE N 00_33'05" E 294.29 FEET; THENCE S 88_33'34" E 284.12 FEET TO THE EAST LINE OF SAID SECTION 16 ALSO BEING THE CENTER LINE OF 3500 WEST STREET; THENCE S 00_17'49" W 123.66 FEET ALONG SAID SECTION LINE TO THE POINT OF BEGINNING.

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