

STATE OF UTAH

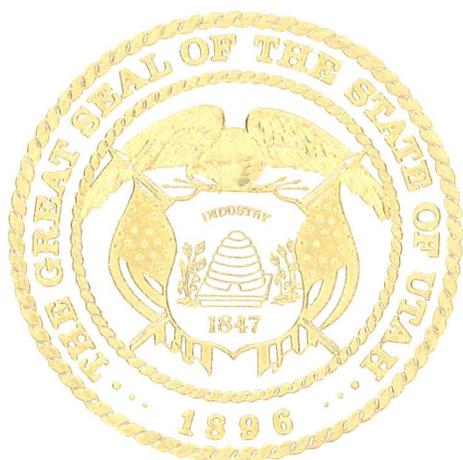


OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF BOUNDARY ADJUSTMENT

I, GARY R. HERBERT, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of boundary adjustment from the BONA VISTA WATER DISTRICT, dated February 25th, 2008, complying with Section 17B-2-516, 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 BONA VISTA WATER 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 10th day of November, 2008.

A handwritten signature in black ink, reading "Gary R. Herbert".

GARY R. HERBERT
Lieutenant Governor



"W2328128"

ORDINANCE NO. 2-2008

EN 2328128 PG 1 OF 4
ERNEST D ROWLEY, WEBER COUNTY RECORDER
17-MAR-08 1258 PM FEE \$1.00 DEP SPY
REC FOR: BONA VISTA WATER

AN ORDINANCE OF THE BONA VISTA WATER DISTRICT, FOR THE PURPOSE OF ADJUSTING ITS COMMON BOUNDARY WITH THE CITY OF WEST HAVEN BY ACQUIESCING IN THE DISCONNECTION OF CERTAIN PROPERTY FROM BONA VISTA WATER DISTRICT AND ITS ANNEXATION INTO WEST HAVEN CITY; IDENTIFYING SAID PROPERTY; AND PROVIDING AN EFFECTIVE DATE FOR THIS ORDINANCE.

WHEREAS, Bona Vista Water District (herein "District") is a local district that provides water service to the owners of certain real property and has distinct boundaries; and,

WHEREAS, the District may exercise its power to adjust its boundaries by resolution or ordinance in conformance with the provision of UCA § 1 7B-2-5 16; and

WHEREAS, the City Council of West Haven City (herein "City") is a municipal corporation duly organized and existing under the laws of the State of Utah; and,

WHEREAS, in conformance with the provisions of UCA § 10-3-717, the governing body of the city may exercise all administrative powers by resolution or ordinance; and,

WHEREAS, UCA §17B-2-602 provides that where a municipality and a local district share a common border they may adjust that border, in accordance with § 1 7B-2-5 16; and,

WHEREAS, the City and the District have a common boundary and both can provide the same service on the same wholesale or retail basis, in conformance with the provisions of UCA §17B-2-516(2); and

WHEREAS, the District is not currently providing service to the proposed annexed property; and

WHEREAS, the City is able to provide service to the proposed annexed property; and

WHEREAS, the City acknowledges the desirability of disconnecting the proposed property from District and annexing it to the City as a means of creating a more logical boundary which reflects the reality of which entity is able to provide water services; and,

WHEREAS, the Board of Trustees of Bona Vista Water District has determined that it is in the best interest of the members of the District to acquiesce to disconnecting the proposed property from the District and annexing them to the City; and

WHEREAS, on the 25th day of, 2008, the Board of Trustees of Bona Vista Water District adopted Resolution No. 2-2008, indicating its intention to

Received

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Gary R. Herbert
Lieutenant Governor

adjust its common boundary with the City by acquiescing in the disconnection of certain property from the District and its subsequent annexation into the City, identifying said property, and setting a public hearing to consider the same; and

WHEREAS, on the 25th day of Feb, 2008, after due publication of notice at least 30 days prior thereto, which notice was published in the Ogden Standard Examiner, the Board of Trustees of Bona Vista Water District held a public hearing on said boundary change which public hearing commenced at 2:00 o'clock p.m.;

NOW, THEREFORE, the Board of Trustees of Bona Vista Water District hereby ordains as follows:

SECTION 1. It shall adjust its common boundary with West Haven City by acquiescing in the disconnection of certain property from Bona Vista Water District and its annexation into West Haven City, identifying said property described as follows:

08-006-0059 08-492-0001 to 0058
a. Beginning on the South line of Midland Drive, said point being North 89°07'24" West 660.00 feet along the section line and South 0°18'33" West 32.76 feet from the Northeast corner of Section 2, Township 5 North, Range 2 West, Salt Lake Base and Meridian;

08-469-0001 to 0069 08-006-0061
(08-006-0052)
Thence South 0°18'33" West 782.36 feet to the Westerly line of the Denver and Rio Grande Western Railroad; thence South 34°19'57" West 567.17 feet along the said Westerly line of the Denver and Rio Grande Western Railroad; thence North-88°44'15" West 1104.78 feet along a fence line; thence North 88°21'50" West 375.39 feet along a fence and fence line extended to the Southwesterly line of Midland Drive; thence North 45°43'43" East 270.15 feet along the said Southwesterly line of Midland Drive; thence Northeasterly 296.24 feet along the arc of a 2832.00 foot radius curve to the right (center bears South 44°16'17" East and long chord bears North 48°43'31" East 296.11 feet) along the said Southwesterly line of Midland Drive; thence North 51°43'20" East 939.57 feet along the Southwesterly line of Midland Drive; thence Northeasterly along the arc of 1112.92 foot radius curve to the left (center bears South 38°16'40" East and long chord bears North 65°49'50" East 542.57 feet) along the Southerly line of said Midland Drive; thence North 79°56'21" East 157.71 feet along the said South line of Midland Drive to the point of beginning. Contains 29.21 Acres

08-006-0052 = A.

SECTION 2: This Ordinance shall take effect immediately upon its adoption and posting.

ORDINANCE PASSED AND ADOPTED AND ORDERED POSTED by the Board of Trustees of Bona Vista Water District, State of Utah, this 25th day of FEB 2008.

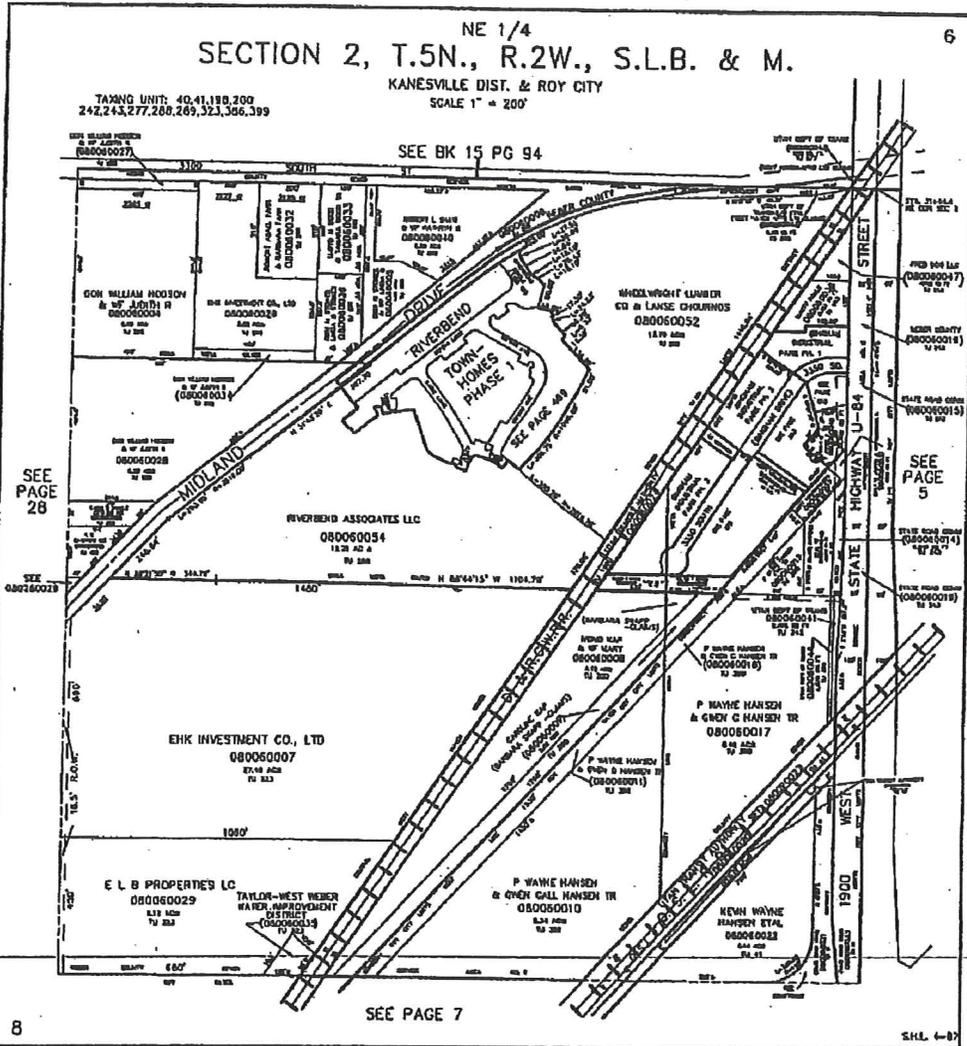
BONA VISTA WATER IMPROVEMENT DISTRICT

by: Keith Butler
Keith Butler
Chairman Board of Trustees


Attested and recorded
Paul Johnson
District Secretary / Recorder

Monette Panter

MONETTE PANTER
NOTARY PUBLIC • STATE OF UTAH
2965 N 4200 W
OGDEN, UT 84404
COMM. EXP. 04-14-2009



STATE OF UTAH)
COUNTY OF WEBER)

I HEREBY CERTIFY THAT THIS IS A TRUE COPY
OF THE DOCUMENT THAT APPEARS ON
RECORD IN MY OFFICE.

WITNESS MY HAND AND SEAL

THIS 4 DAY OF November 20 08
ERNEST D. ROWLEY, WEBER COUNTY RECORDER
BY SARALY DEPUTY

