

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 OQUIRRH RECREATION AND PARKS DISTRICT, dated August 20th, 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 OQUIRRH RECREATION AND PARKS 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 9th day of September, 2008.




GARY R. HERBERT
Lieutenant Governor



Kearns Oquirrh Park Fitness Center

September 3, 2008

Justin Siebenhaar
Asst. to the Lieutenant Governor
Utah State Capital
Suite 220
Salt Lake City, UT 84114

Dear Mr. Siebenhaar,

Enclosed is a copy of a "Resolution Approving Withdrawal" by the Oquirrh Recreation and Parks District, which has been recorded by the Salt Lake County Recorder's Office. Please issue the certificate and send copies to the appropriate agencies. Should you have any questions, please feel free to contact me at 801.558.8080.

Respectfully,

Brent D. Sheets
Executive Director

Received

SEP 08 2008

Gary R. Herbert
Lieutenant Governor

5624 South 4800 West • Kearns, Utah 84118
801.966.5555 801.966.3670 (FAX)
Oquirrh Recreation and Parks District

WINNER
BEST OF STATE



UTAH 2003

OQUIRRH RECREATION AND PARKS DISTRICT
fka Salt Lake County Regional Service Area
fka Salt Lake County Service Area No. 1

RESOLUTION 2008-08-03

RESOLUTION APPROVING WITHDRAWAL

WHEREAS, The Oquirrh Recreation and Parks District (the "District") was originally created and organized in 1962 as Salt Lake County Service Area No. 1;

WHEREAS, pursuant to former Utah Code Ann. § 17-29-27 (Supp. 1967), the District was reorganized in 1967 with the name Salt Lake County Service Area No. 1;

WHEREAS, in the mid 1990's, pursuant to former Utah Code Ann. §§ 17A-2-1801 *et seq.*, the District was reorganized as a regional service area and the name of the District was changed to Salt Lake County Regional Service Area;

WHEREAS, effective April 30, 2007, the District was changed from a regional service area to a service area by Utah Code Ann. § 17B-2a-904;

WHEREAS, in satisfaction of the requirements of Utah Code Ann. § 17-50-103(2)(b), which declares that "an existing local entity [such as the District] may not use the word "county" in its name unless the county whose name is used by the existing local entity gives its written consent", and as authorized by Utah Code Ann. § 17B-1-105 "Name of local district -- Name change", the name of the District was changed to Oquirrh Recreation and Parks District, by which name it continues to be known;

WHEREAS, the District owns and operates the Kearns Oquirrh Park Fitness Center located in west central Salt Lake County, and provides recreation and park services;

WHEREAS, a Landowner Withdrawal Petition signed by the general partners of the Alonzo & Ranae Plumb Family Tax Class Limited Partnership has been filed with the District and has been certified by the Board of Trustees of the District pursuant to Utah Code Ann. § 17B-1-507(1)(b)(i);

WHEREAS, the property proposed to be withdrawn from the District is described or otherwise depicted on Exhibit "A" attached hereto;

WHEREAS, the Jordan Valley Athletic Club, a private enterprise which provides recreational activities, is located on the subject property;

WHEREAS, since the withdrawal petition was signed by all of the owners of the subject property, a public hearing is not required (Utah Code Ann. § 17B-1-508(1)(a));

WHEREAS, this Resolution approving the withdrawal is being adopted pursuant to Utah Code Ann. § 17B-1-510;

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08/25/2008 02:13 PM \$19.00
Book - 9637 Pg - 5300-5304
GARY M. OTT
REORDER, SALT LAKE COUNTY, UTAH

ROYCE GIBSON
5624 S COUGAR LN
KEARNS UT 84118
BY: KSR, DEPUTY - MTS P.

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, the District Board of Trustees has determined that the withdrawal of the subject property from the District is appropriate.

NOW, THEREFORE, BE IT RESOLVED and enacted by the Board of Trustees of the Oquirrh Recreation and Parks 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) Due to the nature of the activities on the subject property, it is not anticipated that the District will provide services that directly benefit the subject property in the reasonably foreseeable future.

(b) All required legal formalities, preparatory to the adoption of this Resolution, have been satisfied.

(c) 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 10 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 subject property shall no longer be a part of the Oquirrh Recreation and Parks 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 Oquirrh Recreation and Parks District on the 20th day of August, 2008.

OQUIRRH RECREATION AND
PARKS DISTRICT

By: Laurie Stringham
Laurie Stringham, Chair

By: Alan Anderson
Alan Anderson, Vice-Chair

By: Jeff Monson
Jeff Monson, Trustee



Christene M. Johnson

EXHIBIT "A"

Description of the Withdrawn Area

The withdrawal area is located in Salt Lake County, Utah and is more particularly described as follows:

Beginning South 89°56'30" West 255 Feet and North 0°07'15" West 53 Feet from the South ¼ Corner of Section 8, Township 2 South, Range 1 West, Salt Lake Base and Meridian; thence South 89°56'30" West 155 Feet; thence North 0°07'15" West 135.63 Feet; thence North 89°56'30" East 2.83 Feet; thence North 0°03'30" West 13.42 Feet; thence North 46°54'30" West 28.49 Feet; thence North 28°30'32" East 34 Feet; thence North 89°56'30" East 25 Feet; thence North 33°58'34" East 173.44 Feet; thence North 89°56'30" East 256.39 Feet; thence South 0°07'15" East 95.13 Feet; thence South 89°56'30" West 222 Feet; thence South 0°07'15" East 247 Feet to the Point of Beginning. Containing 1.47 Acres more or less. 7465-0189.

21-08-376-050

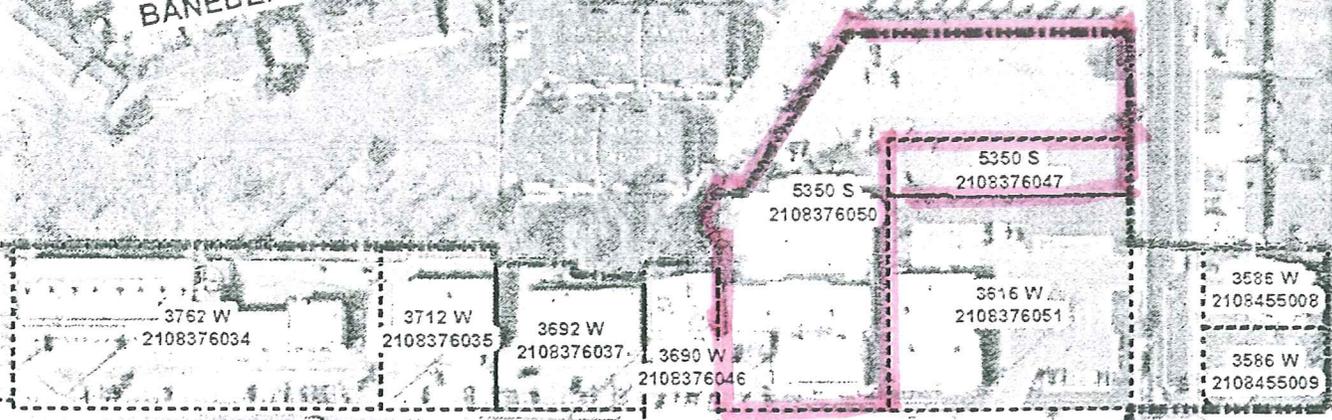
Also beginning North 0°07'15" West 250 Feet and South 89°56'30" West 33 Feet from the South ¼ Corner of Section 8, Township 2 South, Range 1 West, Salt Lake Base and Meridian; thence South 89°56'30" West 222 Feet; thence North 0°07'15" West 50 Feet; thence North 89°56'30" East 222 Feet; thence South 0°07'15" East 50 Feet to the Point of Beginning. Containing 0.25 Acres more or less. Containing 7414-0069.

21-08-376-047

DEWBERRY LN

GOOSEBERRY CT

BANE BERRY WAY



CHRISTYANN DR

BETH CIR

WHITEWOOD CIR

SILVERADO DR

3570 W