

STATE OF UTAH

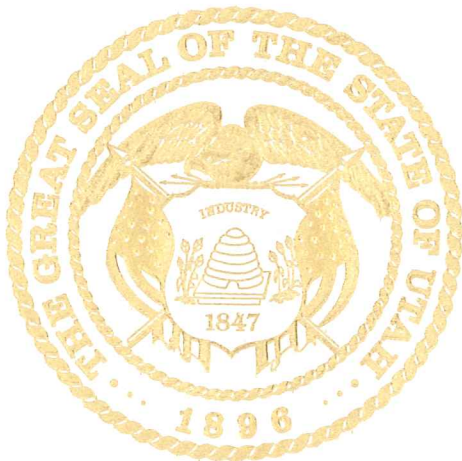


OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF WITHDRAWAL

I, GREG BELL, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of withdrawal from the HOOPER WATER IMPROVEMENT DISTRICT, dated August 11th, 2009, 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 notice of annexations, referred to above, on file with the Office of the Lieutenant Governor pertaining to 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 8th day of September, 2009.



GREG BELL
Lieutenant Governor

**HOOPER WATER IMPROVEMENT DISTRICT
NOTICE OF IMPENDING BOUNDARY ACTION
(Withdrawal)**

TO: LIEUTENANT GOVERNOR OF THE STATE OF UTAH

Notice is hereby given that, on August 11, 2009, the Board of Trustees of the Hooper Water Improvement District (the "District") adopted a Resolution (the Withdrawal Resolution) approving the withdrawal from the District of the real property described in Exhibit "A" attached to the Resolution, which Resolution accompanies this Notice. It is requested that the Lieutenant Governor issue his certificate of withdrawal in accordance with the requirements of Utah Code Ann. §§ 17B-1-512 and 67-1a-6.5. The withdrawal is based upon a landowner withdrawal petition filed with the District by the sole owner of the private land within the area proposed to be withdrawn. The withdrawal will be effective upon your issuance of a certificate of withdrawal as provided in Utah Code Ann. § 17B-1-512(2)(a).

In satisfaction of the requirement of Utah Code Ann. § 67-1a-6.5(3)(d)(i), the Board of Trustees of the Hooper Water Improvement District hereby certifies that all requirements applicable to the withdrawal have been met.

This notice is accompanied by: (a) a copy of the Withdrawal Resolution and (b) a copy of an approved final local entity plat as defined in Utah Code Ann. § 67-1a-6.5 and meeting the requirements of Utah Code Ann. § 17-23-20.

The address of the District is as follows:

Hooper Water Improvement District
Attn: General Manager
P.O. Box 217
Hooper, Utah 84315

DATED this 11th day of August, 2009.

**HOOPER WATER IMPROVEMENT
DISTRICT BOARD OF TRUSTEES**

By: _____

Brian Beus, Chairman

ATTEST:

Darhl McArthur
Darhl McArthur, Clerk

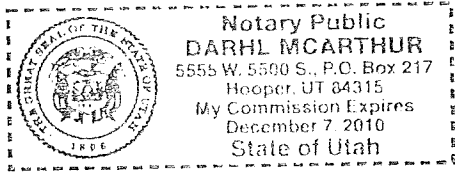
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Lieutenant Governor

STATE OF UTAH)
 : ss.
COUNTY OF WEBER)

On this 11th day of August, 2009, personally appeared before me Brian Beus, the signer of the foregoing instrument, who duly acknowledged to me that he is the Chairman of the Hooper Water Improvement District, duly authorized to execute the same, and who verified under oath the accuracy of the said instrument..



Darhl McArthur
Notary Public

**RESOLUTION
OF THE
HOOPER WATER IMPROVEMENT DISTRICT
APPROVING A WITHDRAWAL**

WHEREAS, the Hooper Water Improvement District (the "District") owns and operates a culinary water distribution system in west central Weber County and northwestern Davis County, Utah;

WHEREAS, the District is a local district which is subject to applicable provisions of Title 17B of the Utah Code;

WHEREAS, a landowner withdrawal petition (the "Withdrawal Petition") meeting the requirements of Utah Code Ann. § 17B-1-506 was filed with the District and was certified by the District Board of Trustees as required by Utah Code Ann. § 17B-1-507;

WHEREAS, the contact sponsor was duly notified that the Withdrawal Petition had been certified;

WHEREAS, it was not necessary for the Board of Trustees of the District to hold a public hearing on the proposed withdrawal because the Withdrawal Petition was signed by the sole owner of the subject property as required by Utah Code Ann. § 17B-1-508(1)(a);

WHEREAS, the property which is the subject of the Withdrawal Petition (the "subject property") is located in Weber County, Utah, and is described more particularly in attached Exhibit "A";

WHEREAS, the date of adoption of this Resolution is within ninety days after the filing of the Withdrawal Petition;

WHEREAS, the Board of Trustees of the District, after having considered the Withdrawal Petition, has determined that the subject property does not and will not require culinary water service provided by the District because it either has obtained or can readily obtain culinary water service from Roy City and, therefore, it is appropriate to approve the withdrawal of the subject property from the District in accordance with this Resolution.

NOW, THEREFORE, BE IT RESOLVED and enacted by the Hooper Water Improvement District as follows:

1. That this Resolution is adopted by the Board of the District for the purpose of fulfilling and complying with the requirements of Utah Code Ann. § 17B-1-501 *et seq.* relating to the withdrawal of the subject property from the District.

2. That the withdrawal of the subject property from the District is hereby approved. The subject property is located in Weber County, Utah and is described more particularly in attached Exhibit "A" which is incorporated by reference as part of this Resolution.

3. That the withdrawal of the subject property shall be effective upon the Lieutenant Governor's issuance of a certificate of withdrawal as provided in Utah Code Ann. § 17B-1-512(2)(a).

4. That, from and after the issuance of a certificate of withdrawal by the Lieutenant Governor, the subject property shall no longer be part of the District.

5. That the Chairman and the Clerk, respectively, of the District Board of Trustees are hereby authorized to execute a written notice of an impending boundary action, including a certification that all requirements for the withdrawal of the subject property from the District have been complied with, and are instructed to file with the Lieutenant Governor of the State of Utah within ten days after the adoption of this Resolution the notice, along with a copy of an approved final local entity plat as defined in Utah Code Ann. §§ 67-1a-6.5 and 17-23-20, and a copy of this Resolution.

6. That the Chairman, the General Manager, and the Clerk of the District are hereby authorized, empowered and instructed, individually and together, to execute and deliver such additional documents and to take such additional steps as may be required to complete the withdrawal of the subject property from the District including, but not limited to, recording with the Weber County Recorder the original notice of an impending boundary action, the certificate of withdrawal, the approved final local entity plat and a certified copy of this Resolution in accordance with the requirements of Utah Code Ann. § 17B-1-512(1)(c)(i).

7. 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.

8. That this Resolution shall take effect upon its approval and adoption by the Board of Trustees of the District but, pursuant to Utah Code Ann. § 17B-1-512(2)(a), the withdrawal shall not be effective until the date on which the Lieutenant Governor issues a certificate of boundary adjustment.

Approved and passed by the Board of Trustees of the Hooper Water Improvement District on the 11th day of August, 2009.

**HOOPER WATER
IMPROVEMENT DISTRICT**

By: 

Brian Beus, Chairman

ATTEST:


Darhl McArthur, Clerk

EXHIBIT "A"

(Description of the property to be withdrawn from the Hooper Water Improvement District)

PARCEL A DESCRIPTION

BEGINNING AT A POINT WHICH IS NORTH 89°25'05" WEST ALONG THE SECTION LINE 1018.71 FEET AND SOUTH 611.57 FEET FROM THE NORTHEAST CORNER OF SECTION 10, TOWNSHIP 5 NORTH, RANGE 2 WEST, SALT LAKE BASE & MERIDIAN;

RUNNING THENCE NORTH 89°25'05" WEST 257.13 FEET; THENCE SOUTH 38°35'55" WEST 166.15 FEET; THENCE SOUTH 89°25'05" EAST 359.48 FEET; THENCE NORTH 00°34'32" EAST 130.90 FEET TO THE POINT OF BEGINNING.

CONTAINS 0.926 ACRES, MORE OR LESS.

PARCEL B DESCRIPTION

BEGINNING AT A POINT WHICH IS NORTH 89°25'05" WEST ALONG THE SECTION LINE 571.03 FEET AND SOUTH 45.38 FEET FROM THE NORTHEAST CORNER OF SECTION 10, TOWNSHIP 5 NORTH, RANGE 2 WEST, SALT LAKE BASE & MERIDIAN;

RUNNING THENCE SOUTH 00°34'32" WEST 245.09 FEET; THENCE NORTH 89°25'05" WEST 150.00 FEET; THENCE NORTH 00°34'32" EAST 243.51 FEET; THENCE NORTH 89°58'43" EAST 150.01 FEET TO THE POINT OF BEGINNING.

CONTAINS 0.841 ACRES, MORE OR LESS.

