

STATE OF UTAH



OFFICE OF THE LIEUTENANT GOVERNOR

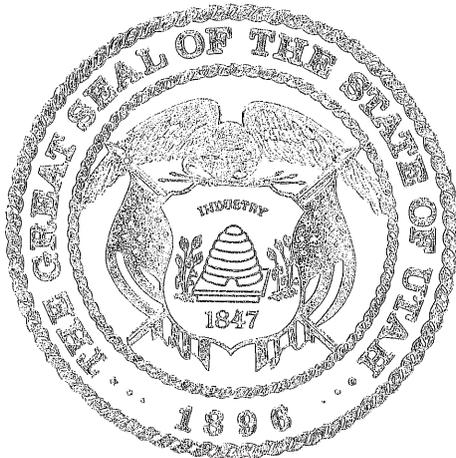
CERTIFICATE OF WITHDRAWAL

I, GREG BELL, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of withdrawal of the BENCHLAND WATER DISTRICT, dated February 10<sup>th</sup>, 2011, complying with Section 17D-1-603, 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 withdrawal, referred to above, on file with the Office of the Lieutenant Governor pertaining to the BENCHLAND WATER DISTRICT, located in Davis 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 17<sup>th</sup> day of March, 2011.

  
\_\_\_\_\_  
GREG BELL  
Lieutenant Governor



# Benchland Water District

485 East Shepard Lane, Kaysville, Utah 84037

Phone (801) 451-2105

Since 1976

Fax (801) 451-6232

February 11, 2011

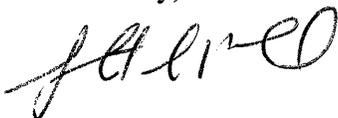
Lt. Governor Greg Bell  
Utah State Capitol Complex  
P.O. Box 142325  
Salt Lake City, Utah 84114-2220

Dear Lieutenant Governor Greg Bell:

I certify that all requirements for withdrawal have been satisfied from both the petitioners and the District. Therefore the Benchland Water District formally requests the withdrawal of property located in the Benchland Water District Boundaries known as exhibits A & B.

We appreciate your help in this matter and feel free to call anytime if you have any questions.

Sincerely,



Scott L. Parsell  
District Manager  
(801) 451-2105  
(801) 540-3788

Enc: Checklists of District Requirements for Withdrawal  
Fruit Heights City Letter  
Property Owner Correspondence Letter  
Petition for Withdrawal w/signatures  
Public Hearing Notice  
Resolution  
Haight Creek Irrigation Letter  
Exhibit "A"  
Exhibit "B"  
Map

Received

APR - 6 2011  
Map sent 4/6  
Greg Bell  
Lieutenant Governor

BENCHLAND WATER DISTRICT

Resolution No. 02102011

A Resolution Adopting the Withdrawal of Property from a Local Irrigation District

Whereas, Benchland Water District (the "District") is a governmental entity and has never provided water to the property being withdrawn (See exhibit A, legal description of property to be withdrawn):

Whereas, The District and Haight Creek Irrigation have an agreement that Haight Creek Irrigation will provide water to the withdrawn property.

Whereas, The District feels it is not fair that the real property owners be taxed for the District's obligations.

Whereas, the effective date of the withdrawal is \_\_\_\_\_.

NOW Therefore, be it resolved by the Board of Benchland Water District as follows: That the District approves the withdrawal of property (Exhibit A, see attached) from the Benchland Water District Boundaries.

Approved and adopted by majority vote at a duly called meeting of the Board of Trustees this 10<sup>th</sup> day of February, 2011.

Benchland Water District

Signed: Chairman Phil Leonard

Board Members: James H. Luster

Mark W. Rigby

John Deffen

W. B. Lyman

Paul E. [Signature]

James [Signature]

December 8, 2010

Benchland Irrigation District  
485 E. Shepard Lane  
Farmington, Utah 84025

Dear Scott;

Hights Creek Irrigation Company will provide secondary water service to the 28 lots affected by the Benchland Irrigation/Hights Creek Irrigation boundary line adjustment as described in Exhibit "A" and shown in Exhibit "B", which is attached as part of this document.

Respectfully



Floyd Baham  
Manager  
Hights Creek Irrigation Co.

**Exhibit "A" – Legal Description**  
Benchland Water District / Hights Creek Irrigation

*~ Boundary Line Adjustment ~*

Beginning at a point on the BENCHLAND WATER DISTRICT northerly boundary line, said point being on the southeasterly line of the Mountain Road right-of-way and the southwest property corner of the Corporation of Presiding Bishop of LDS Church property (Land Serial Number 07-082-0054), said point being S 00°02'53" E 896.09 feet along the section line and S 89°57'07" W 1154.74 feet and S 35°45'30" W 455.06 feet from the center of Section 1, Township 3 North, Range 1 West, Salt Lake Base and Meridian; and running thence S 35°45'30" W 234.94 feet along the southeasterly Mountain Road right-of-way line to the north property corner of the Lamar James & Jean W Harvey property (Land Serial Number 07-082-0008); thence along said right-of-way line S 35°45'30" W 101.39 feet more or less to the west property corner of the said Harvey property, said point also being a point along the boundary line of the Deer Field at Hidden Springs Subdivision; thence along said subdivision boundary line the following 3 courses: 1) S 39°46'00" E 103.30 feet, 2) N 35°40'39" E 101.96 feet and 3) S 78°57'00" E 295.39 feet to a point along the boundary line of the Harvey Farm Estates Subdivision, said point also being the southwest property corner of Lot 20 of said subdivision; thence along said Harvey Farms Estates Subdivision boundary line the following 8 courses: 1) S 78°57'00" E 40.88 feet, 2) N 72°12'00" E 215.77 feet, 3) S 87°12'00" E 241.80 feet, 4) S 47°26'00" E 96.40 feet, 5) S 65°15'00" E 160.00 feet, 6) N 79°00'00" E 152.00 feet, 7) N 45°18'33" E 149.07 feet and 8) N 26°40'00" E 205.50 feet to a point on the boundary line of the Spring Hollow Estates Phase 1 Subdivision, said point also being the southwest property corner of Lot 11 of said subdivision; thence along said Spring Hollow Estates Phase 1 Subdivision boundary line the following 5 courses: 1) S 69°53'00" E 290.00 feet, 2) S 03°13'00" W 375.00 feet, 3) S 71°03'00" E 370.74 feet, 4) N 12°08'00" E 600.60 feet and 5) N 12°08'00" E 104.16 feet more or less to the northerly line of the said BENCHLAND WATER DISTRICT boundary line; thence West 2019.80 feet more or less to the point of beginning.

Containing 731,403 s.f. (16.79 Ac.)

