

STATE OF UTAH



OFFICE OF THE LIEUTENANT GOVERNOR

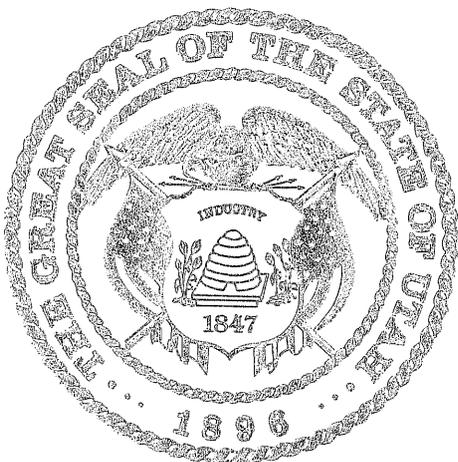
CERTIFICATE OF WITHDRAWAL

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 CENTRAL BOX ELDER FIRE SPECIAL SERVICE DISTRICT, dated September 28<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 CENTRAL BOX ELDER FIRE SPECIAL SERVICE DISTRICT, located in Box Elder 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 12<sup>th</sup> day of October, 2011.

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



**Box Elder County, Utah**  
**Board of County Commissioners**  
**Acting as the Governing Authority of the**  
**Central Box Elder Fire Special Service District**  
**September 28, 2011**

**Resolution No. 11 - 07**

A RESOLUTION APPROVING THE WITHDRAWAL OF CERTAIN PROPERTY FROM THE BOUNDARIES AND SERVICE AREA OF THE CENTRAL BOX ELDER FIRE SPECIAL SERVICE DISTRICT.

**Preamble**

- A. In a Resolution adopted on December 15, 2009, the Board of County Commissioners of Box Elder County, Utah gave a Notice of Intention to annex certain property into the Central Box Elder Special Service District, Box Elder County, Utah (the "District"), and to withdraw certain property from the same District, having the boundaries set out in that Notice of Intention.
- B. The County Recorder/Clerk gave public notice of the Commission's intention and of the time and place of a public hearing called for January 26, 2010, through the publication of the Notice of Intention in a newspaper published and of general circulation in Box Elder County, Utah, once a week during three consecutive weeks, the first publication having been at least 21 days but not more than 35 days before the date of the public hearing.
- C. The January 26, 2010 public hearing was properly noticed and held at the designated time and place, the Commission considered all protests filed and heard and considered all interested persons desiring to be heard, and received additional protests and comments for 15 days after the public hearing, and the time for filing protests as provided in Section 17D-1-206 of the Utah Code has expired.
- D. On October 19, 2010, the Board of County Commissioners acting as the Governing Authority of the Central Box Elder Fire Special Service District adopted a resolution attempting to withdraw certain properties from the District, including areas in Corinne and Elwood, and at the same time annex other properties, but the Lt. Gov. office did not accept such resolution and has requested that the annexation and the withdrawal of property be approved separately, which this resolution is intended to accomplish, in part:

**Be it resolved by the Board of County Commissioners of Box Elder County, Utah acting as the governing authority of the Central Box Elder Fire Special Service District:**

Section 1. The Board of County Commissioners declares:

(a) That the Box Elder County Recorder/Clerk caused public notice of the hearing regarding the intended annexation of certain property into the boundaries and service area of the Central Box Elder Fire Special Serve District, Utah and withdrawal of certain property from the same District, to be given by publication of an appropriate notice in a newspaper published and of general circulation in Box Elder County, Utah, once a week for three consecutive weeks before January 26, 2010, the first publication having been made at least 21 days but not more than 35 days before the date of the public hearing.

(b) That a public hearing on the proposed annexation of certain property into the boundaries and service area of the District was held and conducted by this Commission as required by law and the Resolution giving notice of the public hearing, on January 26, 2010 at 6:00 p.m. at the Bear River City Hall in Box Elder County, at which public hearing the Commission considered all interested persons desiring to be heard.

(c) That the Commission considered all protests, comments, and public input filed within 15 days following the January 26, 2010 public hearing.

(d) That after careful consideration of all factors involved and of all objections and protests, certain property will be withdrawn from the boundaries of the District. All proceedings already taken to withdraw certain property from the District have been in compliance with law.

Section 2. The boundaries and service area of the Central Box Elder Fire Special Service District shall be modified set forth in Exhibit A hereto.

Section 3. The purpose of the District remains unchanged.

Section 4. The Board of County Commissioners declares that the District has no outstanding bonds or contractual obligations to provide service in the areas to be withdrawn..

Section 5. Under the requirements of Section 17D-1-603 of the Utah Code the County Clerk is directed to file the required notification of the impending boundary action and a copy of an approved final plat with the Lieutenant Governor within 30 days after the adoption of this resolution in a form substantially complying with the attached notice.

Section 6. All acts and resolutions in conflict with any part of this resolution are repealed.

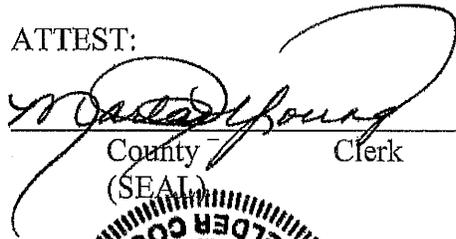
Section 7. This resolution will take effect immediately upon its adoption.

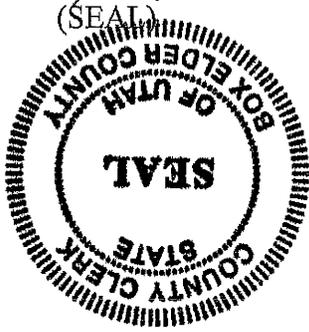
Adopted by majority vote at a duly called meeting on September 28, 2011.

BOX ELDER COUNTY, UTAH

  
Chair

ATTEST:

  
County Clerk



## RECORD OF PROCEEDINGS

### BOARD OF COUNTY COMMISSIONERS, BOX ELDER COUNTY, UTAH

The Board of County Commissioners (the "Board") of Box Elder County, Utah (the "County"), met in public session at the regular meeting place of the Board in Brigham City, Utah, on September 28, 2011 (the "Meeting"), at the hour of 5:00 p.m., with the following members of the Board being present:

Brent Shaffer	Chair
LuAnn Adams	Commissioner
Ryan Tingey	Commissioner

Also present:

Marla Young	County Clerk
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Absent:

which constituted all the members thereof.

After the Meeting had been duly called to order and after other matters were discussed, the foregoing resolution (the "Resolution") was introduced in written form and fully discussed.

A motion to adopt the Resolution was then duly made by Commissioner Tingey and seconded by Commissioner Adams, and the Resolution was put to a vote and carried, the vote being as follows:

Those voting YEA: Chairman Shaffer  
Commissioner Adams  
Commissioner Tingey

Those voting NAY:

Those Abstaining:

Other business not pertinent to the Resolution appears in the minutes of the Meeting. Upon the conclusion of all business on the Agenda and motion duly made and carried, the Meeting was adjourned.

**CERTIFICATE OF COUNTY RECORDER/CLERK**

I, Marla Young, the duly appointed and qualified County Clerk of Box Elder County, Utah (the "County"), do hereby certify that the attached Resolution is a true, accurate and complete copy thereof as adopted by the Board at a public meeting duly held on September 28, 2011 (the "Meeting"). The Meeting was called and noticed as required by law as is evidenced by the attached Certificate of Compliance with Open Meeting Law. The persons present and the result of the vote taken at the Meeting are all as shown above. The Resolution, with all exhibits attached, was deposited in my office on September 28, 2011 and is officially of record in my possession.

IN WITNESS WHEREOF, I have hereunto subscribed my signature and impressed hereon the official seal of the County, this day of September 28, 2011.



*Marla Young*  
County Clerk

CERTIFICATE OF COMPLIANCE WITH OPEN MEETING LAW

I, Marla Young, the undersigned County Clerk of Box Elder County, Utah (the "County") do hereby certify, according to the records of the County in my official possession, and upon my own knowledge and belief, that in accordance with the requirements of Section 52-4-6(2), Utah Code Annotated, 1953, as amended, I gave not less than twenty-four (24) hours public notice of the agenda, date, time and place of the September 28, 2011, public meeting held by the County as follows:

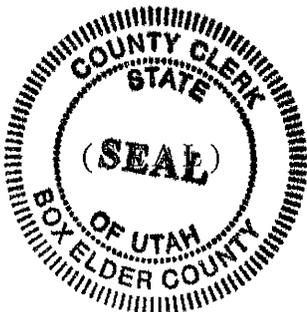
(a) By causing a Meeting Notice, in the form attached, to be posted at the principal office of the County at least twenty-four (24) hours prior to the convening of the meeting, the Meeting Notice having continuously remained so posted and available for public inspection until the completion of the meeting; and

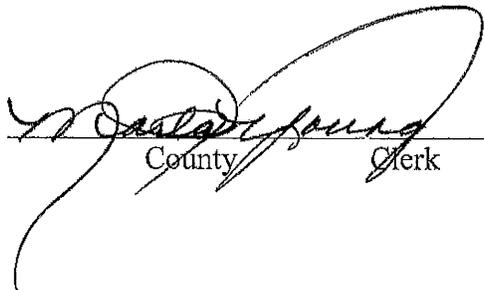
(b) By causing a copy of the Meeting Notice to be delivered to a newspaper of general circulation in the geographic jurisdiction of the County at least twenty-four (24) hours prior to the convening of the meeting.

(c) By causing a Meeting Notice to be posted on the Utah Public Notice Website at least twenty-four (24) hours prior to the convening of the meeting.

In addition, the Notice of 2011 Annual Meeting Schedule for the County, attached, specifying the date, time and place of the regular meetings of the governing body of the County to be held during the calendar year 2011 was (1) posted on Jan 12, 2011, at the principal offices of the County, (2) provided to at least one newspaper of general circulation within the geographic jurisdiction of the County on Jan 12, 2011, and (3) posted on the Utah Public Notice Website on Jan 2, 2011.

IN WITNESS WHEREOF, I have hereunto subscribed my official signature this day of September 28, 2011.



  
County Clerk

**BOX ELDER COUNTY**

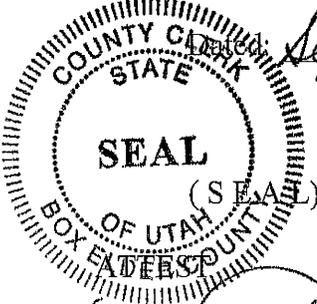
**NOTICE OF ADOPTION OF RESOLUTION APPROVING THE WITHDRAWAL OF CERTAIN PROPERTY INTO THE BOUNDARIES AND SERVICE AREA OF THE CENTRAL BOX ELDER FIRE SPECIAL SERVICE DISTRICT AND REQUESTING CERTIFICATION**

Pursuant to the provisions of Utah Code Ann. §17D-1-603, Box Elder County, a body corporate and politic of the State of Utah hereby gives notice to the Utah Lieutenant Governor, that on September 28, 2011, the Board of County Commissioners of Box Elder County, Utah adopted a Resolution withdrawing certain property from the boundaries and service area of the Central Box Elder Fire Special Service District.

Accompanying this Notice is a copy of the Resolution approving the withdrawal of certain property into the boundaries and service area of the Central Box Elder Fire Special Service District, together with a map showing the as-modified boundaries of the Central Box Elder Fire Special Service District, prepared and certified by a licensed surveyor. A copy of the map has been filed with the Box Elder County Surveyor in accordance with Utah Code Ann. §17D-1-603.

I hereby certify that Box Elder County, Utah has completed all of the legal requirements necessary for the establishment of the Central Box Elder Fire Special Service District and the withdrawal of these service areas.

Dated: Sept. 28, 2011.



*Maria Spring*  
County Clerk

BOX ELDER COUNTY  
*BSA*  
Chair

APPROVAL BY LEGISLATIVE BODY

THE BOX ELDER COUNTY COMMISSIONERS HEREBY APPROVE THE DE-ANNEXATION OF THE BOX ELDER FIRE SPECIAL SERVICE DISTRICT AS DESCRIBED HEREON.

THE OFFICE OF THE COUNTY CLERK

APPROVED: \_\_\_\_\_  
COUNTY CLERK

APPROVED: \_\_\_\_\_  
COUNTY SURVEYOR

I CERTIFY THAT I HAVE EXAMINED THE FINAL ENTRY REQUIREMENTS OF STATE STATUTE 17-23-20

STATE OF UTAH  
COUNTY OF BOX ELDER

DATE: \_\_\_\_\_

BOOK: \_\_\_\_\_

PAGE: \_\_\_\_\_

RECORDER: \_\_\_\_\_

# CBFESSD DE-ANNEXATION PLAT B

AREAS OF DE-ANNEXATION

- TOWNSHIP 12 NORTH, RANGE 2 WEST, SALT LAKE MERIDIAN  
ALL PARCELS IN SECTIONS 17, 20, 29 & 32
- TOWNSHIP 11 NORTH, RANGE 2 WEST, SALT LAKE MERIDIAN  
ALL PARCELS IN SECTIONS 5 & 6 LYING NORTHERLY OF THE NORTHERLY DEWEYVILLE  
CORPORATE BOUNDARY AND THE EASTERN LINE OF THE BEAR RIVER
- TOWNSHIP 11 NORTH, RANGE 2 WEST, SALT LAKE MERIDIAN  
ALL PARCELS IN SECTION 7, 17, 18, 19, 20 & 30 LYING WESTERLY OF THE BEAR RIVER
- TOWNSHIP 11 NORTH, RANGE 3 WEST, SALT LAKE MERIDIAN  
ALL PARCELS IN SECTIONS 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36
- TOWNSHIP 11 NORTH, RANGE 3 WEST, SALT LAKE MERIDIAN  
ALL PARCELS IN SECTIONS 37, 38, 39, 40, 41, 42, 43, 44, 45, & 36
- TOWNSHIP 10 NORTH, RANGE 2 WEST, SALT LAKE MERIDIAN  
ALL PARCELS IN SECTION 20 LYING WESTERLY OF THE BEAR RIVER
- TOWNSHIP 10 NORTH, RANGE 3 WEST, SALT LAKE MERIDIAN  
ALL PARCELS IN SECTIONS 3, 10, 15, 16, 17, 18, 19, 20, 21, 22, 23, 25, 26, 27, 28, 29,  
30, 31, 32, 33, 34, 35, 36
- TOWNSHIP 10 NORTH, RANGE 3 WEST, SALT LAKE MERIDIAN  
ALL PARCELS IN SECTION 20 LYING WESTERLY OF THE BEAR RIVER
- TOWNSHIP 9 NORTH, RANGE 2 WEST, SALT LAKE MERIDIAN  
ALL PARCELS IN SECTIONS 14, 15, 22, 24, 25, 26, 27 & 28
- TOWNSHIP 9 NORTH, RANGE 2 WEST, SALT LAKE MERIDIAN  
ALL PARCELS IN SECTIONS 4, 5, 6, 7, 8 & 9
- TOWNSHIP 9 NORTH, RANGE 3 WEST, SALT LAKE MERIDIAN  
ALL PARCELS IN SECTIONS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 14, 15, 16, 17, 21, 22, 23,  
24, 27 & 29

## SURVEYOR'S CERTIFICATE

I, DALE J. ROBINSON, DO HEREBY CERTIFY THAT I AM A PROFESSIONAL LAND SURVEYOR, AND THAT I HOLD LICENSE NO. 10333, ISSUED BY THE STATE OF UTAH, AND THAT A SURVEY OF THE PROPERTY DESCRIBED HEREON WAS PERFORMED BY ME OR UNDER MY CLOSE PERSONAL SUPERVISION AND THAT I HAVE BEEN DULY QUALIFIED BY THE BOARD OF SURVEYORS OF THAT STATE.

## NARRATIVE

THE PURPOSE OF THIS SURVEY IS TO PROVIDE AN ACCURATE DISTRICT BOUNDARY OF THE CHANGE TO THE REFERENCED SURVEY SYSTEM AS PRESENTLY MONUMENTED.

THE BASIS OF RECORDS FOR THIS SURVEY IS THE PUBLIC LAND SURVEY SYSTEM AS PRESENTLY MONUMENTED.

THIS PLAT WAS PREPARED FROM RECORD INFORMATION ONLY.

REFERENCES:

- BOX ELDER CO. RESOLUTION 10-12 RH42 P106
- AS SELECTED BY THE STATE ATTORNEY GENERAL'S OFFICE
- CBFESSD ALLEGIANCE PLAT A, GEORGINA APPROVALS

REV. NO.	DATE	DESCRIPTION
0	8/17/11	FINAL BOUNDARY
1	8/17/11	REVISION

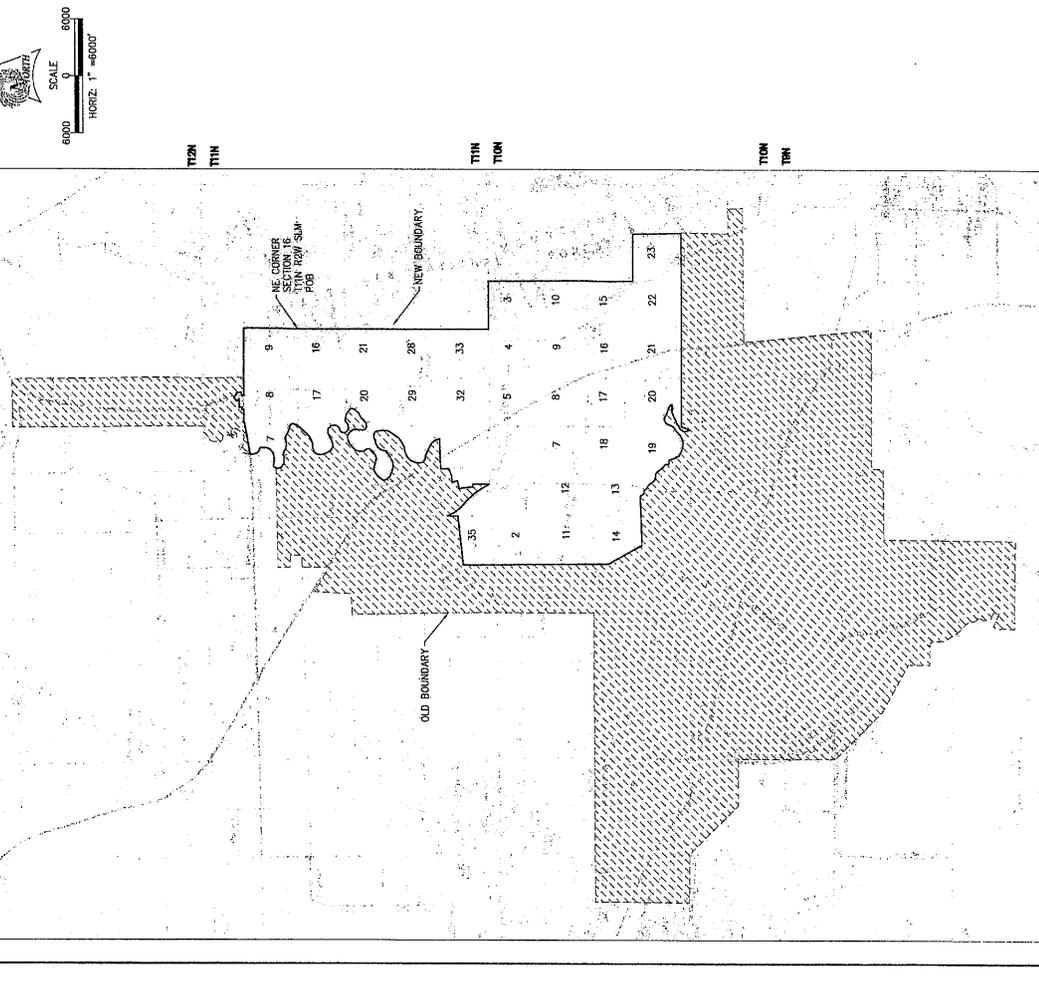
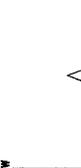
**SUNRISE ENGINEERING**  
10333 S. WASHINGTON BLVD. SUITE 200  
MAYFIELD, UT 84055  
PHONE: (801) 823-9999  
WWW.SUNRISE-ENG.COM

**CBFESSD DE-ANNEXATION PLAT B**  
CENTRAL BOX ELDER FIRE SPECIAL SERVICE DISTRICT  
BOX ELDER COUNTY, UTAH

RECORDED: \_\_\_\_\_  
FILED AT THE REQUEST OF: \_\_\_\_\_

DATE: \_\_\_\_\_ TIME: \_\_\_\_\_ BOOK: \_\_\_\_\_ PAGE: \_\_\_\_\_

RECORDER: \_\_\_\_\_  
STATE OF UTAH, COUNTY OF BOX ELDER, RECORDED AND  
FILED AT THE REQUEST OF: \_\_\_\_\_



**LINE LEGEND**

————— DISTRICT BOUNDARY

▨ DE-ANNEXATION AREA