

STATE OF UTAH

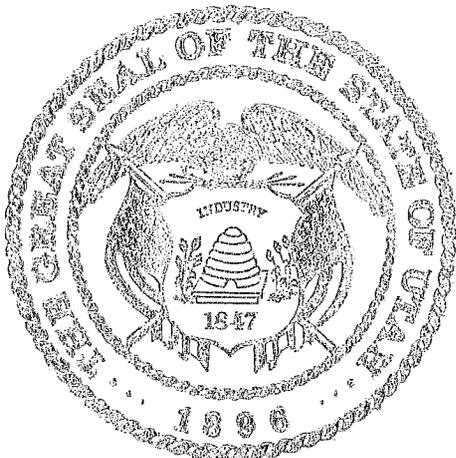


OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, GREG BELL, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of annexation of the CENTRAL WEBER SEWER IMPROVEMENT DISTRICT, dated March 21st, 2011, complying with Section 17D-1-401, Utah Code Annotated, 1953, as amended.

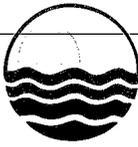
NOW, THEREFORE, notice is hereby given to all whom it may concern that the attached is a true and correct copy of the notice of annexation, referred to above, on file with the Office of the Lieutenant Governor pertaining to the CENTRAL WEBER SEWER IMPROVEMENT DISTRICT, located in Weber County, State 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 24th day of March, 2011.

A handwritten signature in black ink, appearing to read "G Bell", written over a horizontal line.

GREG BELL
Lieutenant Governor



Central Weber Sewer Improvement District

March 22, 2011

The Honorable Greg Bell
Lieutenant Governor of the State of Utah
Utah State Capitol Complex
P.O. Box 142325
Salt Lake City, Utah 84114-2325

SUBJECT: Notice of Annexation

Dear Lieutenant Governor Bell:

We are submitting to you a Notice of Annexation for parcels of property in Weber County to be annexed into the Central Weber Sewer Improvement District. Enclosed please find the following three items:

- A Notice of Impending Boundary Action (Annexation);
- A copy of Resolution 2011-01; and,
- 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.

It is requested that a certificate of annexation in accordance with the requirements of Utah Code Ann. §§ 17B-1-414(2) and 67-1a-6.5.

Sincerely,

CENTRAL WEBER SEWER IMPROVEMENT DISTRICT

Lance L Wood, P.E.
General Manager

Enclosures

**CENTRAL WEBER SEWER IMPROVEMENT DISTRICT
NOTICE OF IMPENDING BOUNDARY ACTION
(Annexation)**

TO: LIEUTENANT GOVERNOR OF THE STATE OF UTAH

Notice is hereby given that on February 28, 2011, the Board of Trustees of the Central Weber Sewer Improvement District (the "District") adopted Resolution 2011-01, which Resolution accompanies this Notice. The real property to be annexed into the District is described and depicted in the final local entity plat which accompanies this Notice. It is requested that the Lieutenant Governor issue his certificate of annexation in accordance with the requirements of Utah Code Ann. §§ 17B-1-414(2) and 67-1a-6.5.

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

This notice is accompanied by: (a) a copy of Resolution 2011-01 and (b) 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:

Central Weber Sewer Improvement District
2618 West Pioneer Road
Marriott-Slaterville, Utah 84404

DATED this 21 day of March, 2011.

**CENTRAL WEBER SEWER
IMPROVEMENT DISTRICT
BOARD OF TRUSTEES**

By: Mark C. Allen
Mark C. Allen, Chairman

ATTEST:

John E. Cardon
John E. Cardon, Clerk

CENTRAL WEBER SEWER IMPROVEMENT DISTRICT

RESOLUTION 2011-01

Annexation Approval Resolution

WHEREAS, the Central Weber Sewer Improvement District (the "District") is a duly organized improvement district primarily located in Weber County, Utah, but also including a relatively small part of Davis County, Utah, established and operating as prescribed in Title 17B, Chapter 2a, Part 4 of the Utah Code and other relevant portions of Title 17B of the Utah Code;

WHEREAS, the District owns and operates sanitary sewer outfall collection and treatment facilities which serve much of Weber County and a small portion of Davis County, Utah;

WHEREAS, one or more Landowner Annexation Petitions (the "Petition") have been filed with the District requesting that the real property identified on Exhibit "A" attached to this Resolution (the "Subject Property") be annexed into the District in order to receive sanitary sewer service treatment and disposal services from the District (the landowners are referred to herein collectively and individually as "Applicant");

WHEREAS, the District requires that Applicant's property be annexed into the District as a condition to receiving, and continuing to receive, sewer service;

WHEREAS, the District Board of Trustees (the "Board") has the statutory authority to annex areas into the District pursuant to the requirements of Title 17B, Chapter 1, Part 4 of the Utah Code, which outlines the procedure to be followed to accomplish such annexations;

WHEREAS, Applicant owns 100% of the Subject Property;

WHEREAS, the Petition satisfies the applicable requirements of Utah Code Ann. §§ 17B-1-403 and -404;

WHEREAS, within thirty days after the Petition was filed, at a duly called meeting of the Board of Trustees of the District for which certification of the Petition was listed on the agenda, the Board voted to certify the Petition in accordance with Utah Code Ann. § 17B-1-405;

WHEREAS, the identified contact sponsor(s) were notified, in writing, of the certification of the Petition as required by Utah Code Ann. § 17B-1-405;

WHEREAS, since the Petition has been signed by 100% of the owners of the Subject Property, pursuant to Utah Code Ann. § 17B-1-413(1), the District Board is not required to hold a public hearing pursuant to Utah Code Ann. §§ 17B-1-409 and -410 and the protest provisions of Utah Code Ann. § 17B-1-412 are not applicable to this annexation proceeding;

WHEREAS, a notice of the proposed annexation was given pursuant to the requirements of Utah Code Ann. § 17B-1-413;

WHEREAS, the written Notice referenced in the immediately preceding paragraph contained a brief description of the proposed annexation and included the name of the Central Weber Sewer Improvement District, the services provided by the District, a description and/or map of the area proposed to be annexed, a local district telephone number where additional information about the proposed annexation could be obtained and an explanation of the right of an owner of property located within or a registered voter residing within the area proposed to be annexed who did not sign the annexation petition to request a public hearing on the proposed annexation in accordance with Utah Code Ann. § 17B-1-413(2)(a)(ii)(B), provided that such request was submitted to the District Board of Trustees within 20 days after the date the Notice was given;

WHEREAS, more than 20 days have passed since the notice was given, no property owner or registered voter having a right to do so has requested a hearing, and the time for submitting a request for a public hearing has passed;

WHEREAS, not more than 30 days has passed since the expiration of the time for submitting a request for a public hearing;

WHEREAS, no part of the area proposed to be annexed is located within the boundaries of any local district or special service district which is authorized to perform the same functions or provide the same services as the District nor is it located within the boundaries of any municipality or any county that provides the same service that the District provides;

WHEREAS, it is not necessary to provide a notice of the proposed annexation to any county or municipality pursuant to Utah Code Ann. § 17B-1-406 and the provisions of Utah Code Ann. §§ 17B-1-407 through -408 are not applicable; and

WHEREAS, the Board has determined that all applicable statutory requirements have been satisfied and, having considered the proposed annexation, has determined it to be in the best general interest of the District and of the property owners, residents and taxpayers within both the District as presently constituted and the area proposed to be annexed for the requested annexation to be completed.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Central Weber Sewer Improvement District, as follows:

1. That all of the legal requirements stated in Title 17B, Chapter 1, Part 4 of the Utah Code that must be satisfied before the adoption of this Resolution have been satisfied.

2. That, in accordance with Utah Code Ann. § 17B-1-414, the real property described ~~and/or otherwise identified in attached Exhibit "A," which is incorporated by reference as part of this~~ Resolution, shall be and hereby is annexed into and, from the effective date of the annexation, shall be part of the Central Weber Sewer Improvement District.

3. That, from and after the issuance by the Lt. Governor of a Certificate of Annexation pursuant to Utah Code Ann. §§ 67-1a-6.5(2) and 17B-1-414(3)(b)(ii), once the original Notice of Impending Boundary Action, the original Certificate of Annexation issued by the Lt. Governor, the original approved Final Local Entity Plat, and a certified copy of this Resolution have been recorded in the office of the Weber County Recorder as provided in Utah Code Ann. § 59-2-305.5(2), the taxable property located within the Subject Property shall be subject to taxation for the purposes of the District, including the payment of any bonds and other obligations now outstanding or hereafter authorized and issued. All properties within and users of services provided by the District, as enlarged by this annexation, shall be subject to the payment of service and user fees and such other applicable fees and charges as may be assessed from time to time by the District and shall be subject to all rules, regulations, powers and authority of the District and of the Board as provided by law or otherwise.

4. That the Chairman and/or General Manager of the District be and are instructed, within 30 days after adoption of this Annexation Resolution, to file a written Notice of Impending Boundary Action and a copy of the approved Final Local Entity Plat for the annexed area (the Subject Property) with the Lt. Governor of the State of Utah, accompanied by a copy of this Resolution.

5. That this Resolution shall take effect immediately upon its approval and adoption but the annexation shall not be complete until the date on which the Lt. Governor issues the certificate of boundary change and the documents referenced in paragraph 3 above have been recorded with the Weber County Recorder.

Approved and adopted by the Board of Trustees of the Central Weber Sewer Improvement District this 28th day of February, 2011.

Mark C. Allen

Mark C. Allen, Board Chair

STATE OF UTAH)
 :SS.
COUNTY OF WEBER)

The foregoing Resolution was subscribed before me, a notary public, this 28 day of February, 2011 by Mark C. Allen, Chairman of the Board of Trustees of the Central Weber Sewer Improvement District.

John E. Cardon

Notary Public

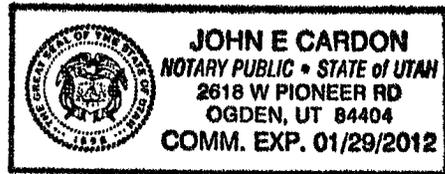


EXHIBIT A
Subject Property

Poplar Stake Subdivision

~~That parcel of land located in Plain City, Weber County, Utah, being a portion of the~~
Northeast Quarter of Section 34, Township 7 North, Range 2 West, Salt Lake Base &
Meridian, U.S. Survey and described as follows:

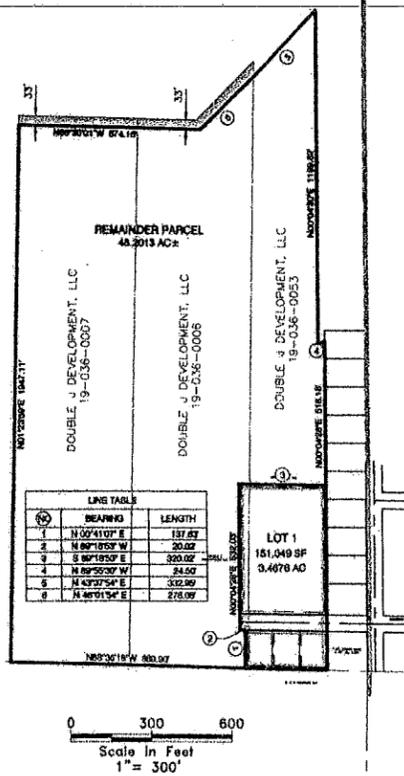
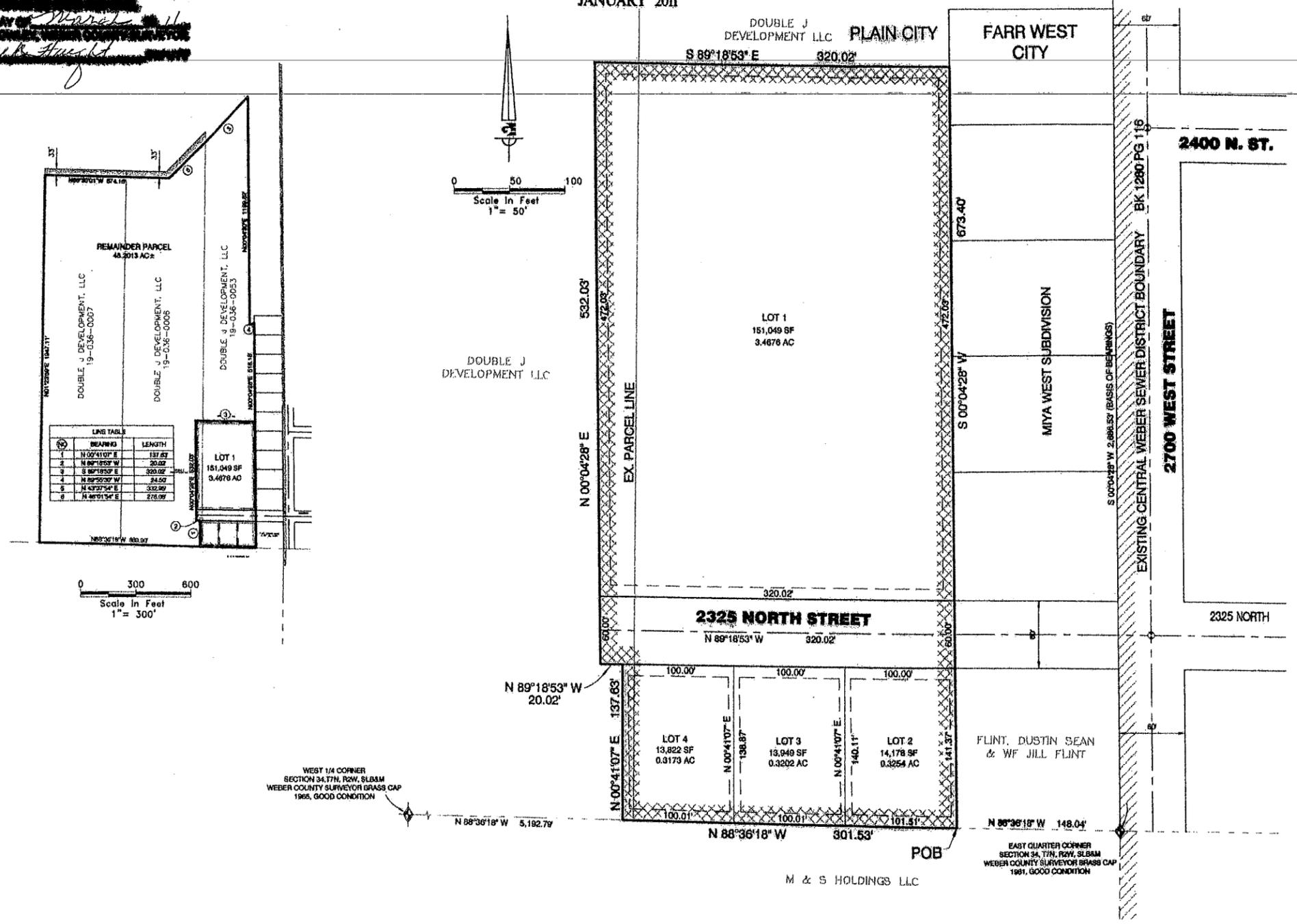
Commencing at the Northeast Corner of Section 34, Township 7 North, Range 2 West, Salt Lake Base and Meridian; thence South 00°04'28" West (Basis of Bearing) 2686.53 feet along the Easterly Section Line of said Section 34 to the East Quarter Corner of said Section 34; thence North 88°36'18" West 148.04 feet along the Southern most boundary of the Miya West Subdivision to the West property line of said Miya West Subdivision to the true point of beginning; thence departing said Westerly property line North 88°36'18" West 301.53 feet; thence North 00°41'07" East 137.63 feet to the Southern right-of-way line of 2325 North Street; thence North 89°18'53" West 20.02 feet along said right-of-way line; thence North 00°04'28" East 532.03 feet; thence South 89°18'53" East 320.02 feet to the Westerly property line of the Miya West Subdivision; thence South 00°04'28" West 673.40 feet along said Westerly property line to the true point of beginning.

Contains: 212,203 sq. ft. or 4.8715 Acres, more or less

ANNEXATION PLAT TO THE CENTRAL WEBER SEWER IMPROVEMENT DISTRICT 2011-01

A PART OF THE NORTHEAST 1/4 OF SECTION 34,
TOWNSHIP 7 NORTH, RANGE 2 WEST, SL&M, U.S. SURVEY
PLAIN CITY, WEBER COUNTY, UTAH
JANUARY 2011

STATE OF UTAH
COUNTY OF WEBER
I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF THE DOCUMENT DESCRIBED IN THE TITLE HEREON.
James J. Coutts
JAMES J. COUTTS, SURVEYOR



ANNEXATION BOUNDARY DESCRIPTION

That parcel of land located in Plain City, Weber County, Utah, being a portion of the Northeast Quarter of Section 34, Township 7 North, Range 2 West, Salt Lake Base & Meridian, U.S. Survey and described as follows:

Commencing at the Northeast Corner of Section 34, Township 7 North, Range 2 West, Salt Lake Base and Meridian, thence South 00°04'28" West (Basis of Bearing) 266.63 feet along the Eastern Section Line of said Section 34 to the East Quarter Corner of said Section 34; thence North 89°36'18" West 148.04 feet along the Southern most boundary of the Miya West Subdivision to the West property line of said Miya West Subdivision to the true point of beginning; thence departing said Western property line North 89°36'18" West 307.38 feet; thence North 00°41'07" East 137.63 feet to the Southeast Corner of said Western Block; thence North 89°18'53" West 20.02 feet along said right of way line; thence North 00°41'07" East 532.33 feet; thence South 89°18'53" East 320.02 feet to the Western property line of the Miya West Subdivision; thence South 00°04'28" West 673.40 feet along said Western property line to the true point of beginning.

Contains: 212,203 sq. ft. or 4.8715 Acres, more or less.

SURVEYOR'S CERTIFICATE

I, JAMES J. COUTTS, DO HEREBY CERTIFY THAT I AM A LICENSED PROFESSIONAL LAND SURVEYOR IN THE STATE OF UTAH AND THAT I HOLD CERTIFICATE NO. 7084124 IN ACCORDANCE WITH TITLE 58, CHAPTER 22, OF THE PROFESSIONAL ENGINEERS AND LAND SURVEYORS ACT; I FURTHER CERTIFY THAT BY AUTHORITY OF THE OWNERS I HAVE COMPLETED A SURVEY OF THE PROPERTY DESCRIBED ON THIS ANNEXATION PLAT IN ACCORDANCE WITH SECTION 17-23-20 AND HAVE VERIFIED ALL MEASUREMENTS THAT THE REFERENCE MONUMENTS SHOWN ON THIS PLAT ARE LOCATED AS INDICATED AND ARE SUFFICIENT TO RETRACE OR RE-ESTABLISH THE BOUNDARIES OF THIS PLAT; AND THAT THE INFORMATION SHOWN HEREIN IS SUFFICIENT TO ACCURATELY ESTABLISH THE LATERAL BOUNDARIES OF THE HEREIN DESCRIBED TRACT OF REAL PROPERTY; AND THAT THIS

ANNEXATION PLAT TO THE CENTRAL WEBER SEWER IMPROVEMENT DISTRICT

IN PLAIN CITY, WEBER COUNTY, UTAH, HAS BEEN DRAWN CORRECTLY TO THE DESIGNATED SCALE AND IS A TRUE AND CORRECT REPRESENTATION OF THE HEREIN DESCRIBED LANDS INCLUDED IN SAID ANNEXATION, BASED UPON DATA COMPILED FROM RECORDS IN THE WEBER COUNTY RECORDERS OFFICE.

SIGNED THIS 27TH DAY OF JANUARY, 2011

James J. Coutts
JAMES J. COUTTS, PLS #7084124

LEGEND

- ⊕ FOUND GARDNER ENGINEERING REBAR AND CAP.
- ⊙ STREET MONUMENT
- - - 10' PUBLIC UTILITY EASEMENT (PUE)
- - - EXISTING CENTRAL WEBER SEWER IMPROVEMENT DISTRICT (CWSID) BOUNDARY
- XXXXXX PROPOSED CWSID BOUNDARY
- ADJACENT PARCEL
- RIGHT OF WAY
- SECTION LINE
- CENTERLINE ROAD

NOTE: THIS PLAT DOES NOT INTEND TO SUBDIVIDE THE PROPERTY SHOWN

WEBER COUNTY SURVEYOR

THIS PLAT IS HEREBY APPROVED AS A FINAL LOCAL ENTITY PLAT AS REQUIRED BY UTAH CODE 17-23-20.

APPROVED THIS 27TH DAY OF JANUARY, 2011

James J. Coutts
WEBER COUNTY SURVEYOR

CENTRAL WEBER SEWER IMPROVEMENT DISTRICT

THIS PLAT IS APPROVED AS TO FORM, APPROVED THIS 28TH DAY OF FEBRUARY, 2011

Mark P. Allen
CHAIRMAN

Prepared By:

Gardner Engineering

1876 South Adams Ave. Parkway, Suite 200 • Ogden, UT 84406 • Phone (801) 478-6202 • Fax (801) 478-9008
www.gardnerengineering.net

COUNTY RECORDER

ENTRY NO. _____ FILED FOR _____
FEB PAID _____ RECORD & RECORDED _____
AT _____ IN BOOK _____
OF OFFICIAL RECORDS, PAGE _____
RECORDED FOR _____
COUNTY RECORDER _____
BY: _____ DEPUTY.