

STATE OF UTAH



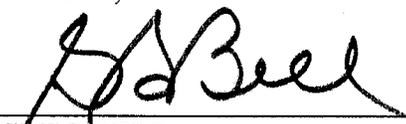
OFFICE OF THE LIEUTENANT GOVERNOR

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 SOUTH DAVIS WATER DISTRICT, dated March 9th, 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 SOUTH DAVIS 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 17th day of March, 2011.



GREG BELL
Lieutenant Governor



**SOUTH DAVIS WATER DISTRICT
NOTICE OF IMPENDING BOUNDARY ACTION
(Withdrawal)**

TO: LIEUTENANT GOVERNOR OF THE STATE OF UTAH

Notice is hereby given that on February 2, 2011, the Board of Trustees of the South Davis Water 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withdrawal petition filed with the District by the owner of all of the private land within the area proposed to be withdrawn.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 South Davis Water 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) 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:
South Davis Water District
Attn: General Manager
407 West 3100 South
Bountiful, UT 84010-7899

DATED this 9th day of March, 2011.

**SOUTH DAVIS WATER DISTRICT
BOARD OF TRUSTEES**

By: Mel J. Hawley
Chairman

ATTEST:

James B. Johnston
Clerk

Received

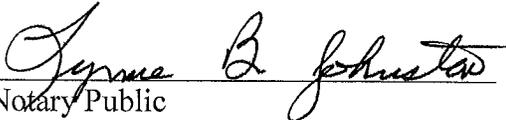
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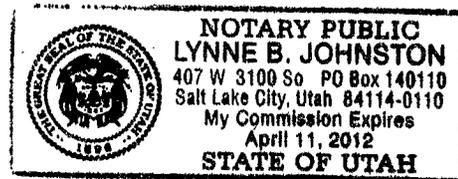
Greg Bell
Lieutenant Governor

STATE OF UTAH)
 : ss.
COUNTY OF DAVIS)

On this 9th day of March, 2011, personally appeared before me Melvin J. Hawley, the signer of the foregoing instrument, who duly acknowledged to me that, as the Chairman of the South Davis Water District Board of Trustees, he is duly authorized to execute the same, and who verified under oath the accuracy of the said instrument.



Notary Public



**RESOLUTION
OF THE
SOUTH DAVIS WATER DISTRICT
APPROVING WITHDRAWAL
Resolution # 21**

WHEREAS, the South Davis Water District (the "District") owns and operates a culinary water distribution system and secondary water distribution system in the southern part of 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") 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 owner of all 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 Davis County, Utah, and is described more particularly in attached Exhibit "A"; and

WHEREAS, the Board of Trustees of the District, after having considered the Withdrawal Petition, has determined that the subject property is served by Woods Cross City and does not and will not require culinary water service or secondary water service provided by the District 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 South Davis Water District as follows:

1. That this Resolution is adopted by the Board of Trustees 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 Davis 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 and the submittal to the Davis County Recorder of the original Notice of Impending Boundary Action, the Certificate of Withdrawal issued by the Utah Lieutenant Governor, the approved Final Local Entity Plat; and a certified copy of this Resolution approving the withdrawal, 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 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 the Notice, along with 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, filing with the Davis County Recorder the original Notice of Impending Boundary Action, the Certificate of Withdrawal issued by the Utah Lieutenant Governor, 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 South Davis Water District on the 2nd day of February, 2011.

SOUTH DAVIS WATER DISTRICT

By: Melvin J. Hawley
Chairman

ATTEST:

Lyrene B. Johnston
Clerk

EXHIBIT "A"

(Description of the property to be withdrawn from the South Davis Water District)

A PARCEL OF LAND LOCATED IN THE SOUTHEAST QUARTER OF SECTION 36, TOWNSHIP 2 NORTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY, DAVIS COUNTY, UTAH:

BEGINNING AT A POINT ON THE NORTHWESTERLY RIGHT-OF-WAY LINE OF THE FORMER BAMBERGER RAILROAD AND THE NORTH RIGHT-OF-WAY LINE OF 2600 SOUTH STREET, SAID POINT LIES NORTH $06^{\circ}40'17''$ WEST 1896.99 FEET TO AN EXISTING CENTERLINE MONUMENT AT 500 WEST STREET AND 2600 SOUTH STREET; SOUTH $89^{\circ}59'13''$ WEST ALONG THE MONUMENT LINE OF SAID 2600 SOUTH STREET 1126.59 FEET TO AN EXISTING CENTERLINE MONUMENT AT HIGHWAY 91 AND 2600 SOUTH STREET; NORTH $89^{\circ}54'47''$ WEST ALONG THE MONUMENT LINE OF 2600 SOUTH STREET 246.02 FEET AND NORTH $00^{\circ}05'13''$ EAST 53.00 FEET FROM THE SOUTHEAST CORNER OF SAID SECTION 36 AND RUNNING THENCE NORTH $26^{\circ}50'25''$ EAST ALONG SAID NORTHWESTERLY LINE OF THE FORMER BAMBERGER RAILROAD 359.47 FEET TO THE NORTHWESTERLY CORNER OF A QUIT CLAIM DEED RECORDED JANUARY 25, 2008, AS ENTRY NO. 2336483 IN BOOK 4456 AT PAGE 307 OF THE DAVIS COUNTY RECORDS; THENCE SOUTH $45^{\circ}18'39''$ EAST 69.34 FEET ALONG THE NORTHEASTERLY LINE OF SAID QUIT CLAIM DEED TO THE NORTHEAST CORNER THEREOF; THENCE NORTH $26^{\circ}50'28''$ EAST 2.48 FEET; THENCE SOUTHEASTERLY ALONG THE ARC OF A 50.00 FOOT RADIUS CURVE TO THE LEFT (LONG CHORD SOUTH $51^{\circ}23'51''$ EAST 10.73 FEET) THROUGH A CENTRAL ANGLE OF $12^{\circ}19'09''$ A DISTANCE OF 10.75 FEET TO A POINT OF COMPOUND CURVATURE; THENCE SOUTHEASTERLY ALONG THE ARC OF A 70.00 FOOT RADIUS CURVE TO THE LEFT (LONG CHORD SOUTH $72^{\circ}09'45''$ EAST 35.30 FEET) THROUGH A CENTRAL ANGLE OF $29^{\circ}12'39''$ A DISTANCE OF 35.69 FEET TO A POINT OF TANGENCY; THENCE SOUTH $86^{\circ}46'45''$ EAST 28.26 FEET; THENCE NORTH $89^{\circ}49'29''$ EAST 38.69 FEET ALONG THE SOUTH LINE OF A ROAD TO A POINT OF CURVATURE; THENCE SOUTHEASTERLY ALONG THE ARC OF A 30.00 FOOT RADIUS CURVE TO THE RIGHT (LONG CHORD SOUTH $29^{\circ}26'09''$ EAST 52.34 FEET) THROUGH A CENTRAL ANGLE OF $121^{\circ}28'44''$ A DISTANCE OF 63.61 FEET TO THE WESTERLY LINE OF HIGHWAY 91; THENCE SOUTH $31^{\circ}18'13''$ WEST ALONG SAID WESTERLY LINE 245.72 FEET TO THE NORTH LINE OF 2600 SOUTH STREET; THENCE NORTH $89^{\circ}54'47''$ WEST ALONG SAID LINE 219.67 FEET TO THE POINT OF BEGINNING.

Tax Parcel No. 06-095-0203

