

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 JORDAN VALLEY WATER CONSERVANCY DISTRICT, dated January 9th, 2013, complying with Section 17B-1-414, 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 JORDAN VALLEY WATER CONSERVANCY DISTRICT located in Salt Lake County and Utah 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 July, 2013.


GREG BELL



JORDAN VALLEY WATER
CONSERVANCY DISTRICT

Delivering Quality Every Day

8215 South 1300 West • West Jordan, UT 84088 • Ph: 801.565.4300 • Fax: 801.565.4399

Richard P. Bay, *General Manager/CEO*

Barton A. Forsyth, *Assistant General Manager, Water Supply/Water Quality*

Alan E. Packard, *Assistant General Manager, Chief Engineer*

Board of Trustees

Gary C. Swensen, *Chair*

Ronald E. Sperry, *Vice-chair*

J. Lynn Crane

Royce A. Gibson

W. Richard McDonald

Scott L. Osborne

Corey L. Rushton

Lyle C. Summers

Kent L. Winder

July 2, 2013

Mr. Greg Bell, Lieutenant Governor
State of Utah
Utah State Capitol
Suite 220
Salt Lake City, UT 84114

Subject: Notice of Boundary Action

Dear Lieutenant Governor Bell,

Jordan Valley Water Conservancy District (Jordan Valley) was established in 1951 in accordance with the Utah Water Conservancy District Act to develop and deliver water supplies to the public residing within its service area. Periodically, Jordan Valley reviews the Salt Lake County and Utah County Assessors' records to verify that properties which have been annexed into any of Jordan Valley's member agencies' boundaries are appropriately annexed into Jordan Valley, too. One such recent review discovered that a number of properties within Bluffdale City needed to be annexed into Jordan Valley. Accordingly, the Jordan Valley Board of Trustees recently adopted a resolution (copy attached) which approved the annexation of those properties into the Jordan Valley boundaries.

Jordan Valley herewith submits with this Notice a copy of the approved final local entity plats as required by Utah Code Ann. §17B-1-414 and §67-1a-6.5 (Supp. 2012). I hereby verify, on behalf of Jordan Valley, that all requirements applicable to the annexation and to the boundary action have been met. Thank you for your assistance with this matter. Please call me at 801-565-4300 if you have any questions.

Best Regards,

Richard P. Bay, P. E.
General Manager/CEO

jr

encl:



Resolution of the Board of Trustees

RESOLUTION NO. 13-02

APPROVING ANNEXATION OF LANDS WITHIN BLUFFDALE CITY INTO JORDAN VALLEY WATER CONSERVANCY DISTRICT

WHEREAS, Bluffdale City is a wholesale customer of the Jordan Valley Water Conservancy District; and,

WHEREAS, Bluffdale City has annexed additional real property into its geographical municipal boundaries, and that property is currently outside the boundaries and service area of the Jordan Valley Water Conservancy District; and,

WHEREAS, the Jordan Valley Water Conservancy District has the statutory authority to annex that same real property, and intends to do so by this Resolution,

NOW, THEREFORE, BE IT RESOLVED by the Jordan Valley Water Conservancy District Board of Trustees:

1. The Board of Trustees of the Jordan Valley Water Conservancy District ("District") finds that the District is a water conservancy district organized in 1951 and existing under the Utah Water Conservancy District Act, Utah Code Ann. (Supp. 2012) §§ 17B-2a-1001 et seq.;
2. The Board finds that the District provides both wholesale and retail culinary water service within its geographical service area situated in parts of Salt Lake and Utah Counties;
3. The Board finds that Bluffdale City ("City") is a municipality organized and existing under Utah law and that it operates a system for the retail distribution of water within its geographical municipal boundaries;
4. The Board finds that the District provides wholesale culinary water service to the City pursuant to a written agreement between the parties, and that the City acquires the wholesale water service from the District and, in turn, provides it as a retail service;

5. The Board finds that the City is now located at least partly within the District;

6. The Board finds that in past years, the real property shown on attached Exhibit 1 ("the Lands") was duly annexed by the City, pursuant to Utah law, into the City's geographical municipal boundaries;

7. The Board finds that the City intends, after the annexation of the Lands into the District, to provide to the Lands the same retail water service that the District provides to the City as a wholesale service;

8. The Board finds that the Lands are now outside the District's boundaries;

9. The Board finds that no part of the Lands is within the boundaries of another local district that provides the same wholesale service as the District;

10. The Board finds that the Lands may be benefited by annexation into the District in that over time they may have access to the District's water supply, facilities, and services;

11. The Board finds that annexation of the Lands into the District will not impair or adversely affect: (a) the District's organization; (b) the District's rights in or to property; (c) any of the District's other rights or privileges; or, (d) any contract, obligation, lien, or charge for or upon which the District might be liable or chargeable had the change of boundaries not been made;

12. The Board finds that the proposed annexation does not jeopardize the prompt payment of principal and interest on the bonds of the District now outstanding or of the payment by the District of installments of indebtedness or obligations under any contract;

13. A portion of the Lands is located within a project area described in a project area plan adopted by the military installation development authority under Utah law. The authority has given its approval to the annexation by the District of that portion of the Lands within the project area, as evidenced by the Military Installation Development Authority Resolution 2012-12 that is attached as Exhibit 2.

14. The Board hereby approves annexation of the Lands into the District, subject to the satisfaction of the following specific, reasonable, and appropriate conditions precedent:

(a) The District has entered into an agreement with the United States that requires the consent of the United States for annexation of territory into the District. Accordingly, within two (2) business days following the execution of this Resolution, the

District shall take such action(s) as it deems appropriate to obtain the formal, written approval of the Bureau of Reclamation to the annexation of the Lands into the District on the terms set forth in this Resolution. The annexation of the Lands into the District shall not be effective unless and until written consent of the United States is obtained and filed with the Board. The Clerk of the District is authorized and directed to note the date of the receipt in the space indicated below and to give written notice of the receipt to the City; and,

(b) As soon as practicable after the timely satisfaction of the terms of subparagraph 14(a), if ever, the Board shall file a notice with the Lieutenant Governor of the State of Utah, accompanied by a copy of this Resolution and either an accurate map depicting the boundaries of the Lands or a legal description of the Lands, adequate for purposes of the Assessors, Recorders, and Surveyors of both Utah and Salt Lake Counties, and a certification by the Board that all requirements for annexation of the Lands have been complied with.

15. The Board determines that the proposed annexation shall be complete and effective upon the Lieutenant Governor's issuance to the Board of the certificate of annexation pursuant to Utah Code Ann. (Supp. 2012) § 17B-1-415 and § 67-1a-6.5, with copies sent as required by law, at which time:

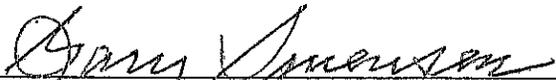
(a) The Lands, as shown in Exhibit 1, shall be annexed into the District;

(b) The Lands shall be subject to the District's lawful water rates, assessments, taxes, fees, rules, and regulations as adopted and/or amended from time to time; and,

(c) The Lands shall be assigned to the Eighth Division of the District.

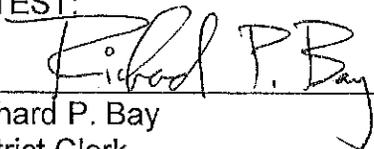
16. This Resolution shall take effect immediately upon execution by an authorized member of the Board.

PASSED, ADOPTED, and APPROVED this 9th day of January, 2013.



Gary C. Swensen
Chair of the Board of Trustees

ATTEST:



Richard P. Bay
District Clerk

COPY

The written consent of the United States to the annexation contemplated by this Resolution, as set forth above in paragraph 13(a), was received and filed with the Board of Trustees on March 12, 2013.

Dated: March 12, 2013.

By:



Richard P. Bay
District Clerk

COPY



United States Department of the Interior

BUREAU OF RECLAMATION
Upper Colorado Region
Provo Area Office
302 East 1860 South
Provo, UT 84606-7317

IN REPLY REFER TO:

PRO-756
WTR-4.00

MAR 06 2013

Mr. Richard P. Bay
General Manager, Jordan Valley
Water Conservancy District
P.O. Box 70
West Jordan, UT 84084-0070

Subject: Annexation of Property into the Jordan Valley Water Conservancy District -
Bonneville Unit, Central Utah Project

Dear Mr. Bay:

Per your January 8, 2013 request and according to the terms of Article 22 of Repayment Contract No. 86-07-40-R0320, the Bureau of Reclamation hereby consents to the annexation of lands owned by the landowner specified in your letter (Bluffdale City) into the Jordan Valley Water Conservancy District.

If you have any questions, please contact Mr. Scott Taylor at 801-379-1245.

Sincerely,

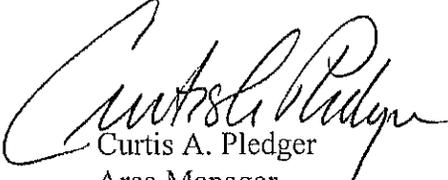
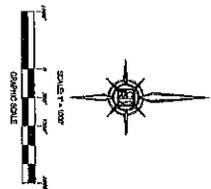
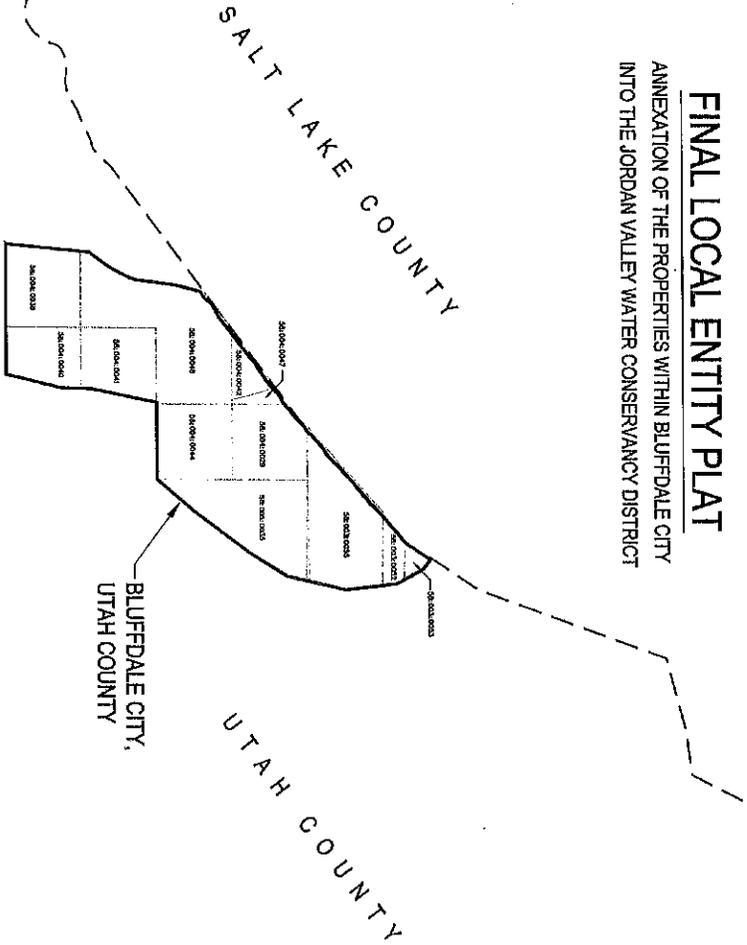

Curtis A. Pledger
Area Manager

EXHIBIT 1

LANDS TO BE INCLUDED AND ANNEXED INTO THE JORDAN VALLEY
WATER CONSERVANCY DISTRICT

FINAL LOCAL ENTITY PLAT

ANNEXATION OF THE PROPERTIES WITHIN BLUFFDALE CITY INTO THE JORDAN VALLEY WATER CONSERVANCY DISTRICT



LEGEND:
 - - - - - SALT LAKE COUNTY LINE
 - - - - - BLUFFDALE CITY BOUNDARY
 - - - - - BASE OF RECORD - UTM STATE PLANE NAD83 CORNELL, 2011

PROPERTY IDENTIFICATION NUMBER	OWNERS
24.04.001	UTAH COUNTY
24.04.002	UTAH COUNTY
24.04.003	UTAH COUNTY
24.04.004	UTAH COUNTY
24.04.005	UTAH COUNTY
24.04.006	UTAH COUNTY
24.04.007	UTAH COUNTY
24.04.008	UTAH COUNTY
24.04.009	UTAH COUNTY
24.04.010	UTAH COUNTY

BOUNDARY DESCRIPTION
 ALL OF THAT LAND THAT LIES WITHIN THE MUNICIPAL BOUNDARY OF BLUFFDALE CITY, UTAH COUNTY, UTM AS OF NOVEMBER 2012

SURVEYOR'S CERTIFICATE:
 I, DARRIN R. WILLIAMS, DO HEREBY CERTIFY THAT I AM A PROFESSIONAL LAND SURVEYOR, AND THAT I HOLD CERTIFICATE NO. 48758 AS PRESCRIBED BY THE LAWS OF THE STATE OF UTAH, DO HEREBY CERTIFY THAT A FINAL ENTITY PLAT WAS MADE UNDER MY DIRECTION AND SUPERVISION, IN A TIME AND CORRECT REPRESENTATION OF SAID FINAL LOCAL ENTITY PLAT.

DATE: 12/12/12
 DARRIN R. WILLIAMS LICENSE # 48758

UTAH COUNTY SURVEYOR
 APPROVED THIS 1st DAY OF DECEMBER, 2012.
 THIS PLAT HAS BEEN REVIEWED BY THE COUNTY SURVEYOR AND IS HEREBY CERTIFIED AS A FINAL LOCAL ENTITY PLAT PERMISSIBLE TO UTM CORNELL, 2011.
 11/20/2012 10:21 AM

THE PURPOSE OF THIS MAP:
 THE PURPOSE OF THIS MAP IS TO DEPICT THOSE PROPERTIES WITHIN BLUFFDALE CITY, UTAH COUNTY THAT ARE BEING ANNEXED INTO THE JORDAN VALLEY WATER CONSERVANCY DISTRICT.

JORDAN VALLEY WATER CONSERVANCY DISTRICT
 APPROVED THIS DAY OF DECEMBER, 2012
 BY: Richard P. Berg
 TITLE: General Manager

UTAH COUNTY RECORDER
 STATE OF UTAH, COUNTY OF UTAH, RECORDED AND FILED AT THE REQUEST OF JORDAN VALLEY WATER CONSERVANCY DISTRICT
 DATE: 12/12/12 TIME: 10:21 AM PAGE: 1

REC'D DEPUTY UTAH COUNTY RECORDER

PLAT INFORMATION:
 1. A PLAT IS A DOCUMENT THAT IS FILED WITH THE COUNTY SURVEYOR'S OFFICE AND IS SUBJECT TO THE PUBLIC RECORDS ACT. IT IS THE RESPONSIBILITY OF THE PLATTEE TO OBTAIN A COPY OF THE PLAT FROM THE COUNTY SURVEYOR'S OFFICE. THE PLATTEE IS RESPONSIBLE FOR THE ACCURACY OF THE INFORMATION CONTAINED THEREIN. THE PLATTEE IS RESPONSIBLE FOR THE ACCURACY OF THE INFORMATION CONTAINED THEREIN. THE PLATTEE IS RESPONSIBLE FOR THE ACCURACY OF THE INFORMATION CONTAINED THEREIN.

CALDWELL RICHARDS SORENSEN
 ANSWERS TO INFRASTRUCTURE

SALT LAKE CITY OFFICE
 200 WEST 100 SOUTH
 SUITE 200
 SALT LAKE CITY, UTAH 84143
 TEL: 801.462.4200
 FAX: 801.462.4202
 WWW.CALDWELLRICHARDS.COM

JORDAN VALLEY WATER CONSERVANCY DISTRICT
 ANNEXATION OF PROPERTIES INTO JORDAN VALLEY WATER CONSERVANCY DISTRICT LOCATED IN BLUFFDALE CITY, UTAH COUNTY, UTM AS OF NOVEMBER 2012
 FINAL LOCAL ENTITY PLAT

BLUFFDALE CITY - UTAH COUNTY

STATE OF UTAH

12/12/2012

V-1-1.0

EXHIBIT 2

MILITARY INSTALLATION DEVELOPMENT AUTHORITY
RESOLUTION 2012-12

MILITARY INSTALLATION DEVELOPMENT AUTHORITY

RESOLUTION 2012-12

A RESOLUTION OF THE MILITARY INSTALLATION DEVELOPMENT AUTHORITY ("MIDA") APPROVING JORDAN VALLEY WATER CONSERVANCY DISTRICT'S ANNEXATION OF THE UTAH DATA CENTER PROJECT AREA

WHEREAS, §17B-1-402(4) requires MIDA's approval before a local district may annex an area located within a project area; and

WHEREAS, MIDA created the Utah Data Center Project Area ("Project Area") to assist in its development; and

WHEREAS, the Jordan Valley Water Conservancy District ("Conservancy District") is a local district which desires to annex the Project Area into its boundaries; and

WHEREAS, the Utah Data Center selected Bluffdale City to provide its water service and, with MIDA's approval, Bluffdale City previously annexed the Project Area into its boundaries; and

WHEREAS, Bluffdale purchases its water from the Conservancy District;

NOW, THEREFORE, BE IT RESOLVED BY THE MIDA BOARD that approval is hereby granted for the Jordan Valley Water Conservancy District to annex the Utah Data Center Project Area into its boundaries.

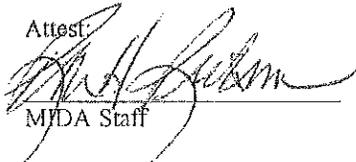
PASSED AND ADOPTED by the MIDA Board this 4th day of December, 2012.

Military Installation Development Authority



Stuart Adams
Chair

Attest:


MIDA Staff