

STATE OF UTAH



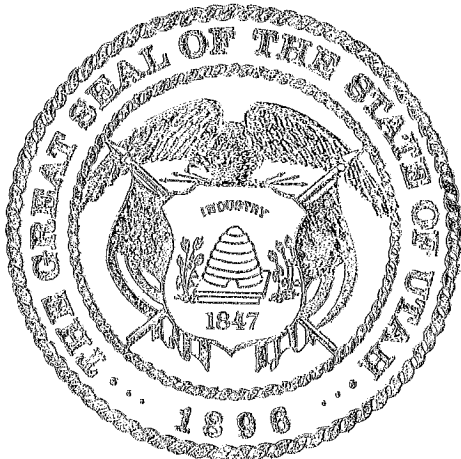
OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF INCORPORATION

I, SPENCER J. COX, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a Notice of Impending Boundary Action for the incorporation of INTERLAKEN TOWN, dated May 20<sup>th</sup>, 2015, complying with Section 10-2-129, 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 Impending Boundary Action for the incorporation, referred to above, on file with the Office of the Lieutenant Governor pertaining to INTERLAKEN TOWN, located in Wasatch 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 28<sup>th</sup> day of May 2015.



SPENCER J. COX  
Lieutenant Governor

May 27, 2015

Lieutenant Governor  
Mr. Spencer J. Cox  
Utah State Capitol Complex  
Suite 220  
P.O. Box 142325  
Salt Lake City, Utah 84114-2325

Re: *Notice of Impending Boundary Action for Interlaken Town*

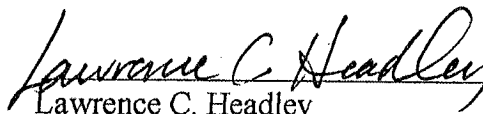
Honorable Lt. Governor and Staff:

This is a Notice of Impending Boundary Action for a new Town created under the Title 10, Chapter 2a, Part 3, of the Utah Code. The name of the new entity is "INTERLAKEN TOWN," classified as a town pursuant to Utah Code Title 10, Chapter 2, Part 3, Section 301.

Interlaken Town is created pursuant to the majority vote of the electorate at an election duly called by Wasatch County and held on November 4, 2014. The election for officials to fill the Town Council, including the mayoral office, was finalized by the Wasatch County Commission without balloting on May 20, 2015 because only five applications were submitted for the five open council seats. As part of this Notice, included are:

- Local Entity Final Plat Map consistent with Title 17-23-20 of the Utah Code, signed by the Wasatch County Surveyor, by the preparing Professional Land Surveyor, and by the Mayor of Interlaken Town;
- Boundary Description for Interlaken Town, dated 5/27/2015;
- November 4, 2014 Election Summary Report;
- Wasatch County Resolution 2015-2 (cancellation of elections and certification of the candidates as having been elected to office);
- Interlaken Town URS Eligibility Letter.

I certify that to the best of my knowledge, all requirements applicable to the requested boundary action have been met.

  
Lawrence C. Headley      5/27/15  
Date  
Mayor, Interlaken Town

Wasatch County Resolution 2015-02

Resolution for cancellation of Interlaken municipal elections scheduled for the year 2015  
In addition, to certify the candidates that filled for office.

Wasatch County clerk acting as the election official for the new Town of Interlaken, Utah asking the duly elected Wasatch County Council, to assert its authority from Utah State Code 20A-1-206 to cancel a local election if:

- All municipal officers are elected at-large,
- The number of municipal officer candidates does not exceed the number of open at-large municipal offices for which the candidates have filed,
- There have been no write-in candidates filing for candidacy as of the deadline date,
- Each municipal officer candidate is unopposed, and
- There are no other municipal ballot propositions.

Wasatch County Council does hereby declares that all of the above conditions have been met, and resolves to cancel the municipal election scheduled for the year 2015. This declaration is no later than 20 days before the day of the scheduled election as required by statute.

Wasatch County does hereby certify that Lawrence Headley, having lawfully filed as an unopposed candidate for the seat of Mayor/Council elected on April 25, 2015, is elected to office for a 2-year term.

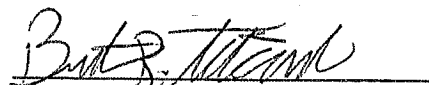
Wasatch County Council does hereby certify that Susan Marie Onan and Herbert C. Bowen, having lawfully filed as unopposed candidates for the seat of Town Council elected on April 25, 2015, are elected to office for a 2-year term.

Wasatch County Council does hereby certify that Greg Harrigan, and Lisa K. Simpkins, having lawfully filed as unopposed candidates for the seat of Town Council to be elected on April 25 2015, are elected to office for a 4-year term.

Further, proper notice of the cancellation of the election shall be given as required by UCA 20A-1-206(2).

Approved on May 20, 2015.

  
Kendall Crittenden, Council Chair

  
Brent R. Titcomb, Clerk/Auditor

Mike Petersen  
Danny Goode  
Steve Farrell  
Kendall Crittenden  
Greg McPhie  
Kip Bangerter  
Mike Kohler

Yes  
Yes  
Yes  
Yes  
Yes  
Yes  
Yes



## Boundary Description for Interlaken Town 5/27/2015

BEGINNING AT THE SOUTHWEST CORNER OF INTERLAKEN PLAT NO.3, RECORDED IN THE OFFICIAL RECORDS OF WASATCH COUNTY, UT, SAID POINT ALSO BEING THE LOCATION OF THE OBLITERATED 1976 BRASS CAP MONUMENT FOR THE SOUTH QUARTER CORNER FOR SECTION 22, TOWNSHIP 3 SOUTH, RANGE 4 EAST, SALT LAKE BASE AND MERIDIAN (SAID POINT IS NORTH 48°49'41" EAST 22.80 FEET FROM THE CURRENT BRASS MONUMENT SET IN 1995 MARKING THE LOCATION OF THE SOUTH QUARTER CORNER FOR SECTION 22, TOWNSHIP 3 SOUTH, RANGE 4 EAST, SLB&M);

AND RUNNING THENCE ALONG THE WESTERN BOUNDARY OF INTERLAKEN SUBDIVISION PLAT 3 AND TRACT NO. 1 OF PLAT 4 NORTH 00°21'10" WEST A DISTANCE OF 1020.79 FEET AND NORTH 02°14'46" EAST A DISTANCE OF 1595.27 FEET TO THE NORTHWEST BOUNDARY OF TRACT NO. 1 OF PLAT 4;

THENCE ALONG THE NORTHERN BOUNDARY OF INTERLAKEN SUBDIVISION PLATS 4, 3, AND 1, NORTH 89°58'10" EAST A DISTANCE OF 2598.61 FEET AND NORTH 89°29'14" EAST A DISTANCE OF 943.15 FEET;

THENCE NORTH 05°33'34" EAST A DISTANCE OF 65.53 FEET TO THE BEGINNING OF A TANGENT CURVE TO THE RIGHT HAVING A RADIUS OF 35.00 FEET;

THENCE ALONG SAID CURVE 91.56 FEET THROUGH A CENTRAL ANGLE OF 149°53'34" (CHORD BEARING AND DISTANCE BEING NORTH 80°30'21" EAST 67.60 FEET);

THENCE SOUTH 24°32'52" EAST A DISTANCE OF 82.90 FEET;

THENCE NORTH 89°29'14" EAST A DISTANCE OF 297.97 FEET TO THE NORTHEAST CORNER OF TRACT NO. 2 OF INTERLAKEN PLAT 4;

THENCE ALONG THE EASTERN BOUNDARY OF TRACT NO. 2 OF PLAT 4, AND PLAT 2, SOUTH 00°35'36" EAST A DISTANCE OF 1240.14 FEET;

THENCE SOUTH 87°34'38" EAST A DISTANCE OF 144.64 FEET TO THE BEGINNING OF A NON-TANGENT CURVE TO THE RIGHT HAVING A RADIUS OF 168.11 FEET;

THENCE ALONG SAID CURVE 148.82 FEET THROUGH A CENTRAL ANGLE OF 50°43'27" (CHORD BEARING AND DISTANCE BEING SOUTH 63°26'16" EAST 144.01 FEET) TO THE NORTHWEST CORNER OF BURGI HILL RANCHES;

THENCE ALONG THE WESTERN BOUNDARY OF BURGI HILL RANCHES AND THE APPROXIMATE CENTERLINE OF INTERLAKEN DRIVE SOUTH 21°58'39" EAST A DISTANCE OF 196.98 FEET AND SOUTH 03°12'39" WEST A DISTANCE OF 464.41 FEET;

THENCE FOLLOWING THE BOUNDARY OF MIDWAY CITY AS LISTED HEREAFTER:

THENCE SOUTH 84°29'22" WEST A DISTANCE OF 124.13 FEET;

THENCE SOUTH 84°29'22" WEST A DISTANCE OF 114.00 FEET;

THENCE NORTH 01°13'20" EAST A DISTANCE OF 10.00 FEET;

THENCE SOUTH 84°30'02" WEST A DISTANCE OF 197.05 FEET

THENCE NORTH 00°14'31" EAST A DISTANCE OF 487.55 FEET;

THENCE NORTH 79°16'30" WEST A DISTANCE OF 64.80 FEET;

THENCE NORTH 74°00'37" WEST A DISTANCE OF 129.90 FEET;

THENCE NORTH 20°46'27" EAST A DISTANCE OF 88.71 FEET;

THENCE NORTH 74°27'33" WEST A DISTANCE OF 130.89 FEET;

THENCE NORTH 71°24'33" WEST A DISTANCE OF 129.27 FEET;

THENCE NORTH 73°30'52" WEST A DISTANCE OF 131.14 FEET;

THENCE NORTH 67°16'34" WEST A DISTANCE OF 129.45 FEET;

THENCE NORTH 67°26'41" WEST A DISTANCE OF 153.22 FEET;

THENCE NORTH 55°40'51" WEST A DISTANCE OF 199.49 FEET;

THENCE NORTH 60°12'41" WEST A DISTANCE OF 69.85 FEET;

THENCE NORTH 60°03'28" WEST A DISTANCE OF 60.03 FEET;

THENCE NORTH 64°56'55" WEST A DISTANCE OF 101.85 FEET;

THENCE SOUTH 87°47'23" WEST A DISTANCE OF 62.08 FEET;

THENCE SOUTH 08°09'35" EAST A DISTANCE OF 43.25 FEET;

THENCE SOUTH 87°30'18" WEST A DISTANCE OF 350.71 FEET;

THENCE SOUTH 87°01'12" WEST A DISTANCE OF 99.12 FEET;

THENCE SOUTH 87°22'04" WEST A DISTANCE OF 99.25 FEET;  
THENCE SOUTH 87°04'52" WEST A DISTANCE OF 104.87 FEET;  
THENCE SOUTH 88°22'12" WEST A DISTANCE OF 103.28 FEET;  
THENCE SOUTH 87°40'24" WEST A DISTANCE OF 112.71 FEET;  
THENCE SOUTH 87°21'51" WEST A DISTANCE OF 111.17 FEET;  
THENCE SOUTH 87°55'16" WEST A DISTANCE OF 51.33 FEET;  
THENCE SOUTH 00°02'55" WEST A DISTANCE OF 291.80 FEET;  
THENCE SOUTH 79°15'16" WEST A DISTANCE OF 60.05 FEET;  
THENCE NORTH 83°04'38" WEST A DISTANCE OF 69.57 FEET;  
THENCE SOUTH 48°14'04" WEST A DISTANCE OF 226.50 FEET;  
THENCE SOUTH 52°25'38" EAST A DISTANCE OF 5.49 FEET;  
THENCE SOUTH 45°46'05" WEST A DISTANCE OF 95.73 FEET;  
THENCE SOUTH 52°53'32" WEST A DISTANCE OF 70.81 FEET TO THE BEGINNING OF A TANGENT  
CURVE TO THE RIGHT HAVING A RADIUS OF 133.50 FEET;  
THENCE ALONG SAID CURVE 117.34 FEET THROUGH A CENTRAL ANGLE OF 50°21'32"  
(CHORD BEARING AND DISTANCE BEING SOUTH 78°04'18" WEST 113.60 FEET);  
THENCE NORTH 76°44'56" WEST A DISTANCE OF 83.16 FEET;  
THENCE SOUTH 78°16'48" WEST A DISTANCE OF 51.34 FEET;  
THENCE SOUTH 72°08'41" WEST A DISTANCE OF 16.44 FEET;  
THENCE SOUTH 42°26'45" WEST A DISTANCE OF 86.98 FEET;  
THENCE SOUTH 17°20'34" WEST A DISTANCE OF 657.66 FEET;  
THENCE SOUTH 24°49'25" WEST A DISTANCE OF 235.00 FEET;  
THENCE SOUTH 39°13'59" WEST A DISTANCE OF 36.07 FEET;  
THENCE SOUTH 57°49'32" WEST A DISTANCE OF 16.49 FEET;  
THENCE SOUTH 88°41'06" WEST A DISTANCE OF 132.84 FEET;  
THENCE SOUTH 76°51'06" WEST A DISTANCE OF 121.73 FEET;  
THENCE SOUTH 57°48'04" WEST A DISTANCE OF 111.65 FEET;  
THENCE SOUTH 89°59'17" WEST A DISTANCE OF 245.05 FEET MORE OR LESS TO THE POINT OF  
BEGINNING.

CONTAINING 142.557 ACRES

THE BASIS OF BEARINGS FOR THIS DESCRIPTION IS THE LINE NORTH 89°40'03" EAST 2671.57  
FEET BETWEEN THE CURRENT COUNTY SURVEY MONUMENTS FOR THE SOUTH QUARTER  
CORNER AND SOUTH CORNER OF SECTION 22, TOWNSHIP 3 SOUTH, RANGE 4 EAST, SALT  
LAKE BASE AND MERIDIAN.

TO OBTAIN UTAH COORDINATE 1983 CENTRAL ZONE BEARINGS ROTATE BEARINGS ON THIS  
PLAT 00°20'03" IN THE COUNTER-CLOCKWISE DIRECTION WHICH ALSO CONFORMS WITH THE  
ZENGER AND SCOTT WHIMPY ANNEXATIONS BEARINGS.



## Utah Retirement Systems

**Retirement Office**  
560 East 200 South  
Salt Lake City, UT 84102-2021

(801) 366-7700  
(800) 365-8772 Toll Free  
(801) 366-7734 Fax  
www.urs.org

DANIEL D. ANDERSEN  
Executive Director

**Public Employees Health Program**  
560 East 200 South  
Salt Lake City, UT 84102-2004

(801) 366-7500  
(800) 365-8772 Toll Free  
(801) 366-7596 Fax  
www.pehp.org

R. CHET LOFTIS  
Director

May 21, 2015

Interlaken Town  
Attn: Lawrence Headley, Mayor  
P.O. Box 235  
Midway, UT 84099

### **Re: Eligibility for Participation of a Newly Created Entity in the Utah State Retirement Systems**

Dear Mr. Headley:

When a governmental entity is being incorporated or created, Utah law requires the Utah State Retirement Office ("Office") to provide a letter to that entity identifying the potential provisions under Utah Code Title 49, Utah State Retirement and Insurance Benefit Act ("Retirement Act"), with which it shall comply. *See* Utah Code Ann. § 67-1a-6.5(3)(d). This letter serves as the official notice for Interlaken Town, which is in the process of incorporating as a Utah town.

Based upon the information you provided, the Office has determined that Interlaken Town, upon successful incorporation, will be an "employer" under the Retirement Act as a political subdivision of the state by virtue of its status as a municipal town created under Utah Code Title 10. Accordingly, Interlaken Town must comply with the participation requirements of the Retirement Act.

This does not mean that Interlaken Town must provide retirement benefits to its employees or elected officials. However, at the present time and throughout the future, **Interlaken Town is required by law to participate with URS if and when it offers any type of retirement benefit to its employees or elected officials.**

Interlaken Town may not currently have employees or may have not yet elected to provide a retirement benefit to its employees or elected officials. Please be aware, it is not the obligation of the Office to monitor the activities of Interlaken Town. **By law, it is Interlaken Town's obligation to apply for membership with URS if and when it chooses to provide a retirement benefit to its employees.**

Once Interlaken Town begins participation with URS, its public employees and elected officials will be covered under either the Tier I or Tier II public employee retirement systems, as described in the Retirement Act. If Interlaken Town employs public safety or firefighter service employees, those employees will be covered under the separate Tier I or Tier II systems for public safety and/or firefighter service employees described in the Retirement Act.

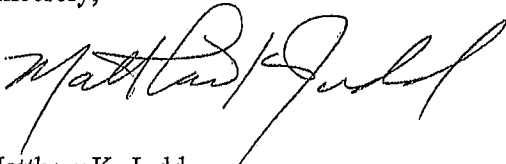
In addition, Participating Employers of URS are required by section 49-11-606 to "cover all employees eligible for service credit under this title." As such, once admitted as a participating employer, Interlaken Town will be required to cover all eligible employees and elected officials, pursuant to the eligibility rules found in the Retirement Act.

Please note that the above-referenced laws are those used to determine eligibility for participation, and are not the only laws with which a participating employer must comply. Participating employers are required to "inform themselves of their rights and obligations" under Title 49 and should become familiar with all provisions of the Retirement Act. Once Interlaken Town is admitted into the system, or upon request, URS will provide education about the requirements with which Interlaken Town must comply as a participating employer.

Additionally, please be aware that should Interlaken Town fail to participate with URS while offering another retirement benefit to its employees or elected officials, Interlaken Town's employees and elected officials may have a claim against it for service credit under the Retirement Act, which the Office is required to enforce. Under the Retirement Act, such a claim would include all past employer contributions, interest, and in some cases, penalties. *See* Utah Code Ann. § 49-11-601(3).

Please do not hesitate to contact me if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Matthew K. Judd". The signature is fluid and cursive, with the first name being the most prominent.

Matthew K. Judd  
Records Management Director  
Utah Retirement Systems