

STATE OF UTAH

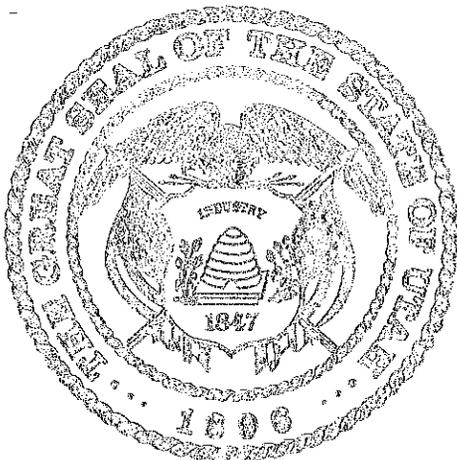


OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, SPENCER J. COX, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of annexation from MOUNTAIN REGIONAL WATER SPECIAL SERVICE DISTRICT, dated March 30<sup>th</sup>, 2016, complying with Section 17D-1-403, 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 MOUNTAIN REGIONAL WATER SPECIAL SERVICE DISTRICT, located in Summit County, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 20<sup>th</sup> day of May, 2016 at Salt Lake City, Utah.

A handwritten signature in black ink, appearing to read "Spencer J. Cox".

SPENCER J. COX  
Lieutenant Governor



**Notice of Impending Boundary Action**

Pursuant to Utah Code Annotated §67-1a-6.5, the County Council of Summit County hereby provides the Lieutenant Governor's Office with written notice of an impending boundary action that effects Summit County and the Mountain Regional Water Special Service District.

The Summit County Council seeks a certificate of annexation as it relates to the Mountain Regional Water Special Service District. The Summit County Council received a petition from Milton O. Bitner Company, the sole owner of Summit County Parcel Nos. SS-13 and SS-12, requesting that the property be annexed into the boundaries of the Mountain Regional Water Special Service District in order to receive water service from that District. Thereafter, on March 30, 2016, the Summit County Council adopted Resolution 2016-03 MRW-A, to annex that property into the boundaries of the District.

The Summit County Council hereby certifies that the attached constitutes a true and correct copy of the Resolution annexing territory into the boundaries of the Mountain Regional Water Special Service District as well as the final local entity plat. The Summit County Council further certifies that all the requirements for the annexation of territory into the boundaries of the Mountain Regional Water Special Service District have been complied with pursuant to Utah Code Annotated §17D-1-101 et. seq.



CHAIRPERSON OF THE SUMMIT COUNTY COUNCIL

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said County this 15th day of April, 2016.

  
COUNTY CLERK

Mountain Regional Water  
Resolution No. 2016-03 MRW-A

A RESOLUTION ANNEXING CERTAIN REAL PROPERTY TO THE MOUNTAIN  
REGIONAL WATER SPECIAL SERVICE DISTRICT  
Tax Parcel Numbers: SS-13, SS-12

WHEREAS, the Board of Commissioners of Summit County, Utah, established a local district designated as the Mountain Regional Water Special Service District (the "District"), to provide water services within its boundaries; and,

WHEREAS, Utah Code Ann. ("UCA") §17D-1-401 provides that additional land from that specified in the resolution establishing a local district may be annexed to the district in conformance with the applicable procedures; and,

WHEREAS, UCA §17D-1-203 and UCA §17D-1-401(2) provide that the County Council of Summit County, Utah (the "Council"), may be petitioned to annex an area into the District; and,

WHEREAS, there have been numerous annexations into the District since its establishment in 1987; and,

WHEREAS, Milton O. Bitner Company has petitioned the Council to annex its land (SS-13, SS-12) into the District (the "Petition"). In the Petition, Milton O. Bitner Company represented that it is the sole owner of the Preserve Parcels; and,

WHEREAS, the Summit County Clerk has duly certified the Petition; and,

WHEREAS, UCA §17D-1-402 provides that the notice, hearing, and protest period do not apply if a petition for annexation of additional area is filed with the signatures of all of the owners of taxable real property; and,

WHEREAS, Milton O. Bitner has signed the Petition for annexation;

NOW, THEREFORE, BE IT RESOLVED by the Summit County Council as

follows:

Section 1. Findings. The Council finds and determines that public health, convenience, and necessity requires that certain land situated in Summit County, State of Utah, being generally described as Tax Parcel, **SS-13, SS-12** located in Summit County, Utah, and more particularly described in Exhibit A hereto (the "Property"), be annexed into the District.

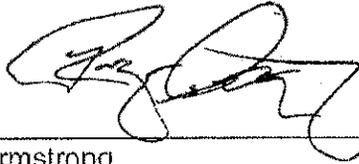
Section 2. Annexation. The Property is hereby annexed into the boundaries of the Mountain Regional Water Special Service District. The Property annexed shall be governed by and become an integral part of the District. Pursuant to this annexation, the owners of the Property shall be entitled to receive the benefit of water services and facilities provided by the District, and shall be subject to the rights, powers and authority of the District, including, without limitation, the right, power and authority to promulgate rules and regulations for the operation of the District, to levy ad valorem taxes on the Property, and to impose such fees and charges as shall be necessary to pay for all or part of the commodities, facilities and services to be provided by the District and for the payment of the District's bonds and other obligations.

Section 3. Direction. All officers and employees of the District are hereby directed to take such action as shall be necessary and appropriate to effectuate the provisions of this Resolution and the intent expressed herein.

Section 4. **Effective Date.** This Resolution shall take effect immediately upon its approval and adoption by the Summit County Council.

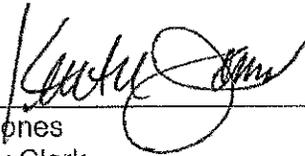
APPROVED AND ADOPTED this 30 day of March, 2015.

SUMMIT COUNTY COUNCIL  
SUMMIT COUNTY, UTAH



\_\_\_\_\_  
Roger Armstrong  
Chair

ATTEST:



\_\_\_\_\_  
Kent Jones  
County Clerk



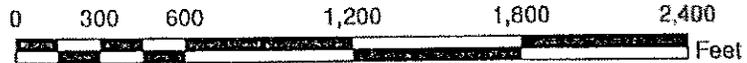
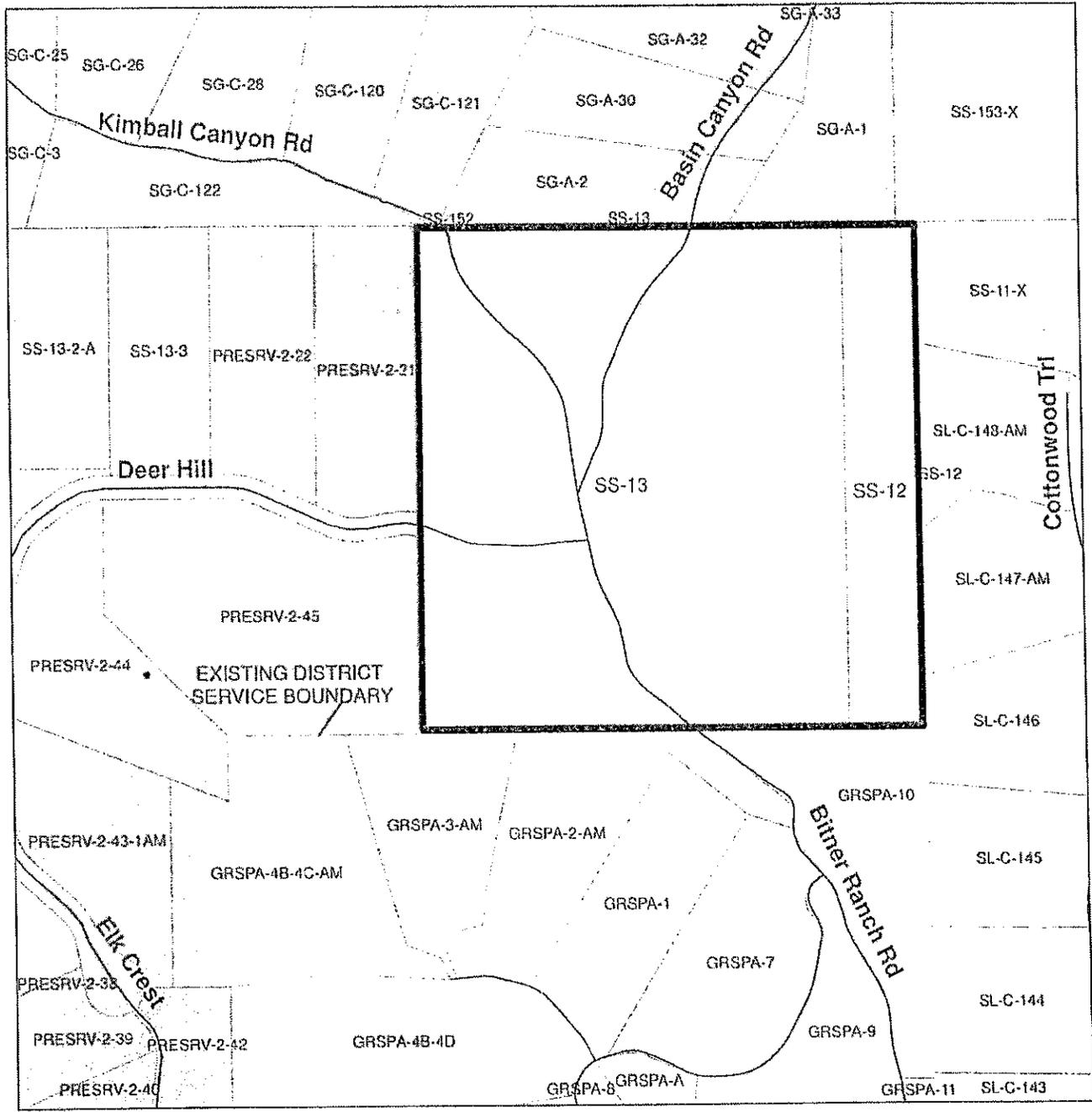
# EXHIBIT

**Legal Description SS-13, SS-12:**

Part of Lots 4 & 5 of Section 4, Township 1 South, Range 4 East, Salt Lake Base & Meridian, U.S. Survey and Part of Lots 1 & 2, the Southwest Quarter of the Northeast Quarter and Part of the Southeast Quarter of the Northeast Quarter of Section 5 Township 1 South, Range 4 East, Salt Lake Base & Meridian, U.S. Survey, described as follows;

Beginning at the Northeast corner of said Section 5, thence S 89°55'47" E 329.99 feet; thence S 00°04'12" W 2105.57 feet; thence S 89°46'21" W 2147.34 feet; thence N 00°04'37" E 2116.90 feet; thence S 89°55'27" E 1817.07 feet to the Northeast corner of said Section 5 and to the point of beginning.

Containing 453,218 Square Feet, or 104.07 acres.



1 Inch = 600 feet

By C. Braun  
Date: 1/7/2016

# ANNEXATION EXHIBIT MAP

## PARCELS SS-12 AND SS-13

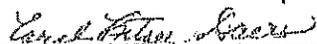
October 1, 2015

The Board of County Council  
Summit County, Utah  
60 N. Main Street  
Coalville, UT 84017

PETITION FOR ANNEXATION TO THE MOUNTAIN REGIONAL WATER SPECIAL  
SERVICE DISTRICT

1. Pursuant to the provisions of Utah Code Annotated (UCA), Section 17D-1-401, as amended, the undersigned petitioner requests that the Board of County Council of Summit County, Utah, annex the property (Property) described in Exhibit A, which is attached hereto and incorporated by reference, into the boundaries of Mountain Regional Water Special Service District (District).
2. The undersigned petitioner(s) own one hundred percent of the Property to be annexed. Therefore, the notice, hearing, and protest requirements of Sections UCA 17D-1-1205, 17D-1-206, and 17D-1-207 do not apply.
3. The undersigned petitioner is desirous of receiving water service from the District for the Property and is willing to abide by all lawful adopted rules and regulations of the District as a condition of receiving water service from the District.

The undersigned petitioner has read and knows the contents of the foregoing Petition, and the fact set forth are true, accurate, and complete to the best of the undersigned petitioner's knowledge and belief.



Milton O. Bitner Company  
By: Carol Bitner Davis, Vice President

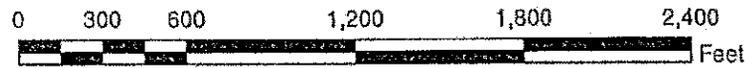
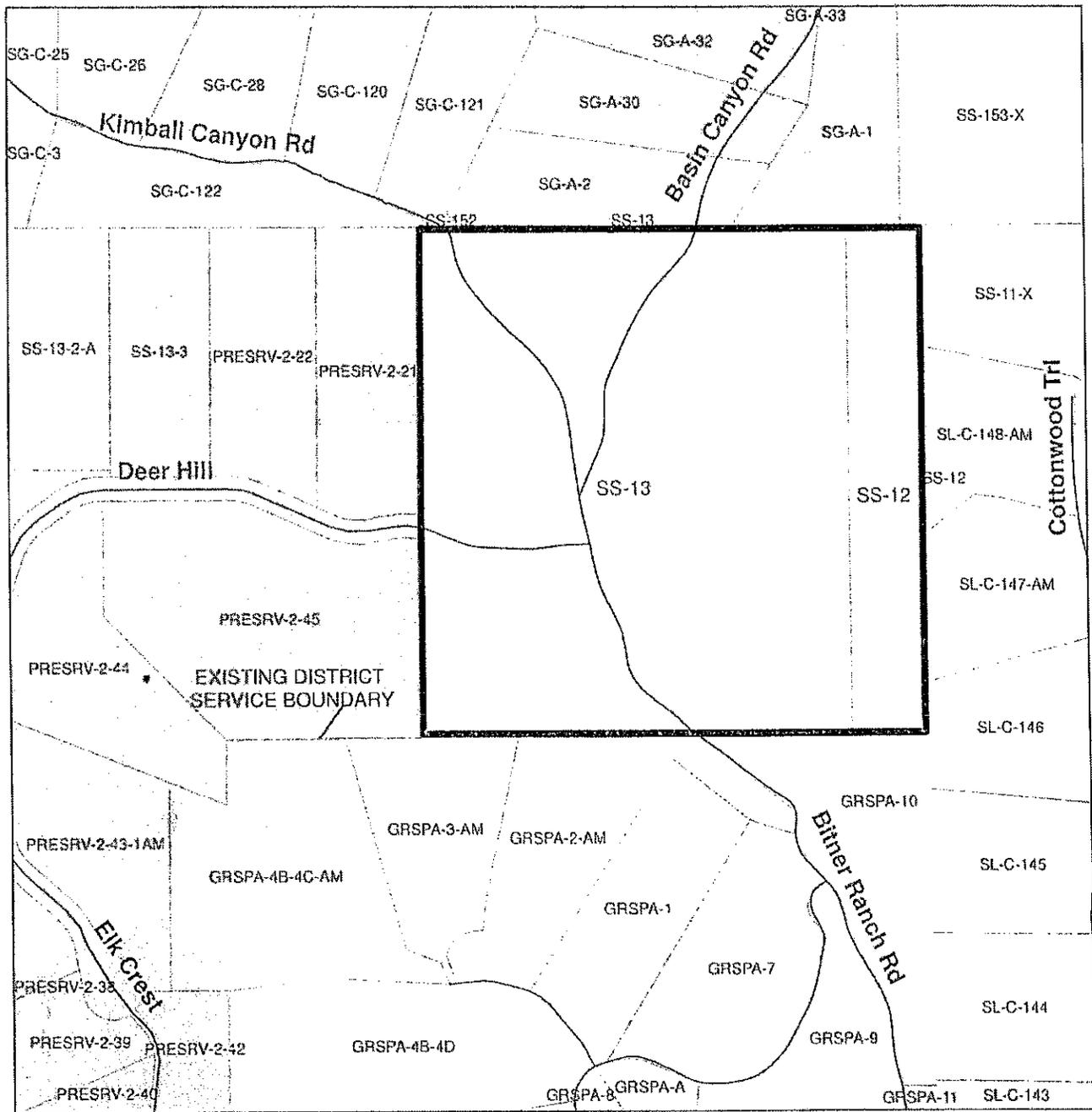
[Attach Exhibit A that includes the property's TAX ID numbers, and legal property description, and map of the boundaries satisfactory to the County Recorder]

**Legal Description SS-13, SS-12:**

Part of Lots 4 & 5 of Section 4, Township 1 South, Range 4 East, Salt Lake Base & Meridian, U.S. Survey and Part of Lots 1 & 2, the Southwest Quarter of the Northeast Quarter and Part of the Southeast Quarter of the Northeast Quarter of Section 5 Township 1 South, Range 4 East, Salt Lake Base & Meridian, U.S. Survey, described as follows;

Beginning at the Northeast corner of said Section 5, thence S 89°55'47" E 329.99 feet; thence S 00°04'12" W 2105.57 feet; thence S 89°46'21" W 2147.34 feet; thence N 00°04'37" E 2116.90 feet; thence S 89°55'27" E 1817.07 feet to the Northeast corner of said Section 5 and to the point of beginning.

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By C. Braun  
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# ANNEXATION EXHIBIT MAP

## PARCELS SS-12 AND SS-13