

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 the TWIN CREEKS SPECIAL SERVICE DISTRICT, dated January 15, 2019, 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 TWIN CREEKS SPECIAL SERVICE DISTRICT 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 this 14th day of February, 2019 at Salt Lake City, Utah.

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

SPENCER J. COX
Lieutenant Governor

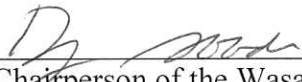
Notice of Impending Boundary Action

Pursuant to Utah Code Annotated § 67-1a-6.5, the Wasatch County Council, acting as the Governing Body of the **Twin Creeks Special Service District** (the “Governing Body”) hereby provides the Lieutenant Governor’s Office with written notice of an impending boundary action that affects Wasatch County and the Twin Creeks Special Service District.

The Governing Body seeks a certificate of annexation as it relates to the Twin Creeks Special Service District. The Governing Body received a petition from the Lewis Giles, the sole owner of Wasatch County parcel 00-0021-2306, requesting that that property be annexed into the boundaries of the Twin Creeks Special Service District. Thereafter, on October 9, 2018, the Governing Body adopted Resolution 2018-05, to annex that property into the boundaries of the District. Because the Giles parcel is located within the boundaries of Heber City, the annexation was conditioned on Heber City approving the annexation into Twin Creeks Special Service District. On January 15, 2019, the Heber City Council adopted Heber City Resolution 2019-01, allowing the annexation of the Giles parcel into the Twin Creeks Special Service District.

The Governing Body hereby certifies that the attached constitutes a true and correct copy of the (i) Twin Creeks Special Service District Resolution 2018-05, annexing territory into the boundaries of the Twin Creeks Special Service District, (ii) Heber City Resolution 2019-01, approving that annexation, and (iii) the approved final local entity plat. The Governing Body further certifies that all the requirements for the annexation of territory into the boundaries of the Twin Creeks Special Service District have been complied with pursuant to Utah Code Ann. § 17D-1-101.

Dated this 5 day of January, 2019



Chairperson of the Wasatch County Council

ATTEST



Clerk

**TWIN CREEKS SPECIAL SERVICE DISTRICT
RESOLUTION NO. 2018-05**

A Resolution Annexing Certain Real Property to the
Twin Creeks Special Service District

Affects Tax Parcel No. 00-0021-2306

WHEREAS, the Twin Creeks Special Service District (the “District”) is a special service district established by the Wasatch County Council pursuant to the provisions of Utah law, for the purpose of providing culinary water and sanitary sewer services within the boundaries of the District.

WHEREAS, the County Council, acting as the governing body of the District, received a petition for annexation pursuant to Utah Code Ann. § 17D-1-402, for a parcel of property identified as Wasatch County parcel number 00-0021-2306, as depicted and described on Exhibit A (the “Giles Parcel”).

WHEREAS, the petition was signed by the owner of all the taxable real property within the area proposed to be annexed.

WHEREAS, the petition requested that the Giles Parcel be annexed into the District.

WHEREAS, the Giles Parcel lies within the municipal boundaries of Heber City.

WHEREAS, the District cannot annex the Giles Parcel without a resolution or ordinance from the Heber City Council, in accordance with Utah Code Ann. § 17D-1-202, approving the annexation of the Giles Parcel into the District.

NOW, THEREFORE, the Wasatch County Council, acting as the acting as the governing body of the District, hereby resolves that

1. Pursuant to § 17D-1-401 and -402, the Wasatch County Council, acting as the governing body of the District, hereby approves — subject to the condition set forth in the next

paragraph — the annexation of the area depicted and described in Exhibit A to the Twin Creeks Special Service District.

2. This Resolution will not take effect unless and until the Heber City Council adopts a resolution or ordinance, pursuant to § 17D-1-202, approving the annexation of the Giles Parcel into the District. If no such Heber City resolution or ordinance is enacted within 60 days of the date of this Resolution, this Resolution will be of no further force or effect.

3. Following receipt of the Heber City resolution or ordinance referred to above, and pursuant to § 17D-1-403, the Wasatch County Council will file all necessary documentation with the Lieutenant Governor required for the annexation to be effective.

4. Upon issuance of a Certificate of Annexation by the Lieutenant Governor, the property as described in Exhibit A shall be deemed annexed to the Twin Creeks Special Service District.

Resolution 2018-05 Approved and adopted this 9th day of October, 2018

By: 

District Board Chairman

Attest:

By: 

District Treasurer

HEBER CITY RESOLUTION 2019-01

RESOLUTION ALLOWING TWIN CREEKS SPECIAL SERVICE DISTRICT TO PROVIDE SEWER SERVICE TO PRIVATE PROPERTY WITHIN THE INCORPORATED AREA OF HEBER CITY

WHEREAS, Heber City, desires to allow under certain conditions sewer service for property within the annexed boundaries of the City to be provided by Twin Creeks Special Service District,

NOW THEREFORE, it is hereby resolved by the City Council of Heber City, Wasatch County, Utah, that Heber City shall allow under certain conditions sewer service for property within the annexed boundaries of the City to be provided by Twin Creeks Special Service District.

Said property to be provided sewer service is more specifically illustrated in Exhibit A, and further described in Exhibit B.

ADOPTED AND PASSED by the City Council of Heber City, Utah this 15 day of January, 2018, by the following vote:

	AYE	NAY
Council Member Jeffery M. Bradshaw	<u>X</u>	___
Council Member Heidi Franco	<u>X</u>	___
Council Member Jeffrey Smith	<u>X</u>	___
Council Member Ronald R. Crittenden	<u>X</u>	___
Council Member Wayne Hardman	<u>X</u>	___

APPROVED:

Kelleen L. Potter
Mayor Kelleen L. Potter

ATTEST:

Drina W Cooke
RECORDER

Date: 1/15/19



EXHIBIT B: PROPERTY LEGAL DESCRIPTION

Property Serial Number: OHE-2109-0-008-045

Parcel Number: 00-0021-2306

WARRANTY DEED DESCRIPTION

ENTRY #357982

BEGINNING NORTH 49.50 FEET AND WEST 357.09 FEET FROM THE SOUTHEAST CORNER OF SECTION 8, TOWNSHIP 4 SOUTH, RANGE 5 EAST OF THE SALT LAKE BASE AND MERIDIAN; THENCE NORTH 610 FEET; THENCE EAST 114.29 FEET; THENCE SOUTH 200 FEET; THENCE EAST 242.80 FEET; THENCE SOUTH 410 FEET TO THE POINT OF BEGINNING. OWC-1633-5

ALSO: BEGINNING NORTH 49.50 FEET AND WEST 357.10 FEET FROM THE SOUTHEAST CORNER OF SECTION 8, TOWNSHIP 4 SOUTH, RANGE 5 EAST OF THE SALT LAKE BASE AND MERIDIAN; THENCE WEST 71.36 FEET; THENCE NORTH 610 FEET; THENCE EAST 71.36 FEET; THENCE SOUTH 610 FEET TO THE POINT OF BEGINNING. OWC-1633-3

ALSO: BEGINNING NORTH 49.50 FEET AND WEST 428.459 FEET FROM THE SOUTHEAST CORNER OF SECTION 8, TOWNSHIP 4 SOUTH, RANGE 5 EAST OF THE SALT LAKE BASE AND MERIDIAN; THENCE WEST 118.93 FEET; THENCE NORTH 17°20'29" WEST 639.57 FEET; THENCE EAST 309.58 FEET; THENCE SOUTH 610 FEET TO THE POINT OF BEGINNING. OWC-1633

SURVEYED DESCRIPTION

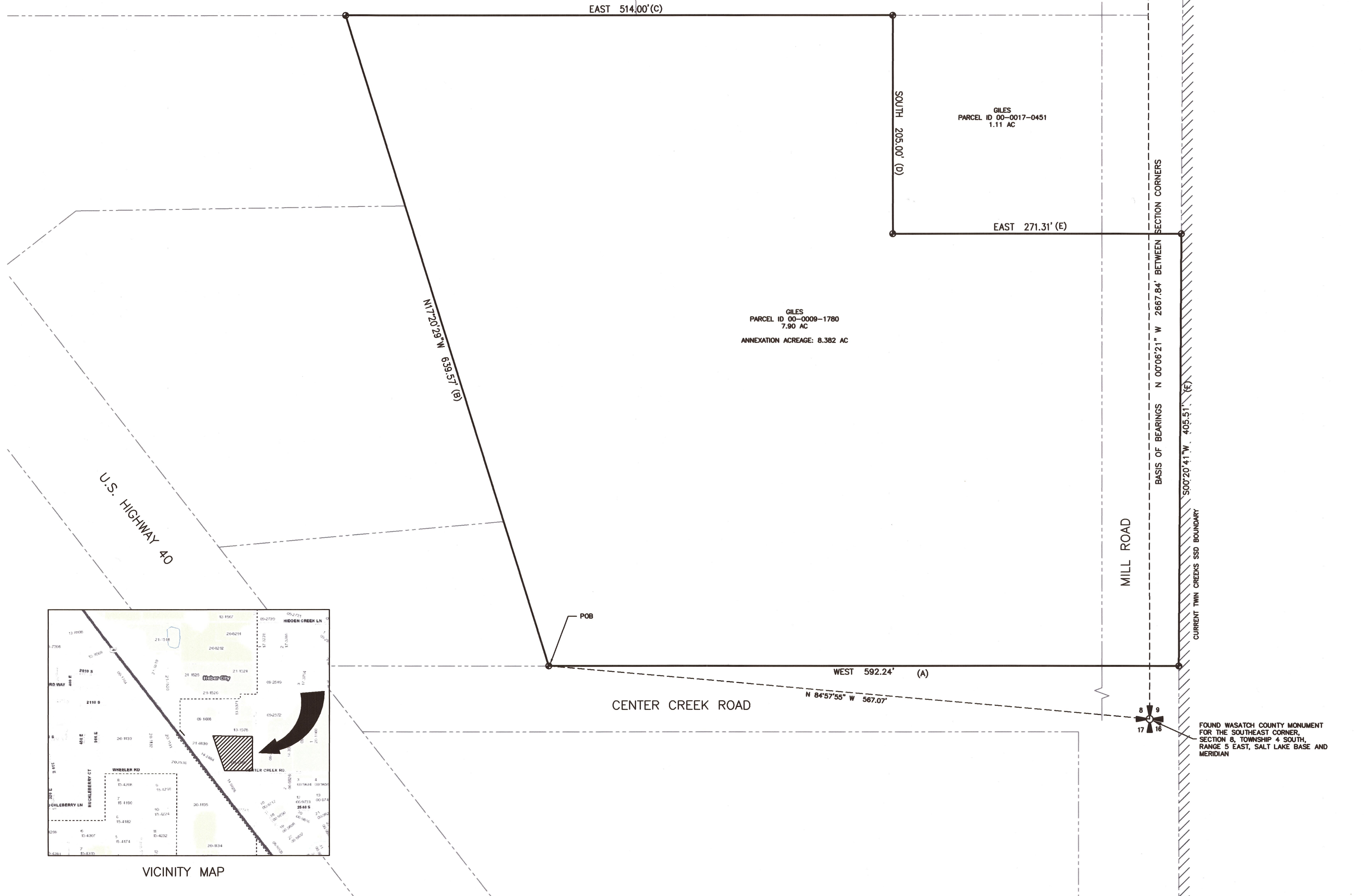
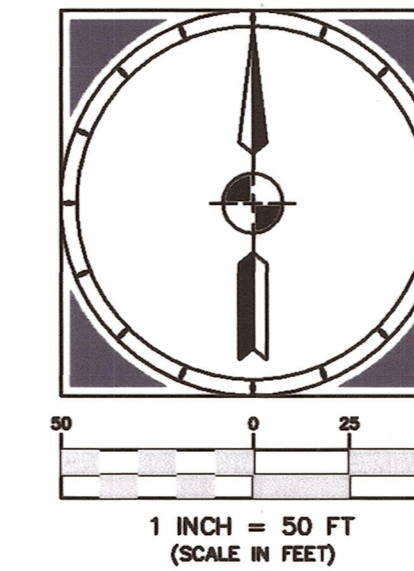
BEGINNING NORTH 49.50 FEET AND WEST 36.23 FEET FROM THE SOUTHEAST CORNER OF SECTION 8, TOWNSHIP 4 SOUTH, RANGE 5 EAST, SALT LAKE BASE AND MERIDIAN;
THENCE WEST 529.45 FEET;
THENCE NORTH 17°32'14" WEST 637.54 FEET ALONG A FENCE LINE;
THENCE NORTH 89°58'20" EAST 439.50 FEET ALONG A FENCE LINE;
THENCE NORTH 89°37'48" EAST 75.48 FEET ALONG A FENCE LINE;
THENCE SOUTH 198.43 FEET;
THENCE EAST 204.68 FEET;
THENCE SOUTH 00°15'54" EAST 410.18 FEET ALONG THE APPARENT RIGHT-OF-WAY LINE FOR 1200 EAST (MILL ROAD) TO THE POINT OF BEGINNING.

CONTAINS 7.79 ACRES

GILES ANNEXATION


LEGEND
 ○ ANNEXATION BOUNDARY CORNER

FOUND WASATCH COUNTY MONUMENT FOR THE EAST QUARTER CORNER, SECTION 8, TOWNSHIP 4 SOUTH, RANGE 5 EAST, SALT LAKE BASE AND MERIDIAN




SURVEYOR'S CERTIFICATE

I, BRIAN BALLS, CERTIFY THAT I AM LICENSED AS A PROFESSIONAL LAND SURVEYOR IN THE STATE OF UTAH (REF. NO. 334532) IN ACCORDANCE WITH TITLE 58, CHAPTER 22, PROFESSIONAL ENGINEERS AND PROFESSIONAL LAND SURVEYORS LICENSING ACT. I FURTHER CERTIFY THAT THIS IS A TRUE AND ACCURATE MAP OF THE TRACT OF LAND TO BE ANNEXED TO HEBER CITY IN WASATCH COUNTY, UTAH


 BRIAN BALLS, P.L.S.

2/7/2019
 DATE



ANNEXATION DESCRIPTION

BEGINNING AT A POINT THAT IS NORTH 84°57'55" WEST 567.07 FEET FROM THE WASATCH COUNTY MONUMENT FOR THE SOUTHEAST CORNER OF SECTION 8, TOWNSHIP 4 SOUTH, RANGE 5 EAST, SALT LAKE BASE AND MERIDIAN (FROM WHICH THE EAST 1/4 CORNER OF SAID SECTION BEARS NORTH 00°06'21" WEST 2667.84'); THENCE NORTH 17°20'29" WEST 639.57 FEET; THENCE EAST 514.00 FEET; THENCE SOUTH 205.00 FEET; THENCE EAST 271.31 FEET TO A POINT ON THE WESTERLY TWIN CREEKS SPECIAL SERVICE DISTRICT BOUNDARY; THENCE S 00°20'41" WEST ALONG SAID DISTRICT BOUNDARY 405.51 FEET; THENCE WEST 592.24 FEET TO THE POINT OF BEGINNING.

CONTAINS 8.382 ACRES

BASIS OF BEARINGS

THE BASIS OF BEARINGS FOR THE SURVEY IS NORTH 00°06'21" WEST BETWEEN THE COUNTY MONUMENTS FOR THE SOUTHEAST CORNER OF SECTION 8 AND THE EAST 1/4 CORNER OF SECTION 8, TOWNSHIP 4 SOUTH, RANGE 5 EAST, SALT LAKE BASE AND MERIDIAN. U.S. HIGHWAY 40 RIGHT-OF-WAY BEARS NORTH 37°50'00" WEST AS EVIDENCED BY EXISTING RIGHT-OF-WAY MARKERS.

NARRATIVE


PURPOSE:
 CURRENT UTAH CODE REQUIRES THAT ANNEXATION PETITIONS BE ACCOMPANIED BY "AN ACCURATE AND RECORDABLE MAP, PREPARED BY A LICENSED SURVEYOR, OF THE AREA PROPOSED FOR ANNEXATION" (SEE 10-2-403-3-c-1). FOR THIS ANNEXATION PETITION MAP, AN "ACCURATE" MAP WAS INTERPRETED AS BEING PREPARED IN CONFORMANCE WITH UTAH CODE 17-23-17 AS PERTAINING TO MAPS OF BOUNDARY SURVEYS. SPECIFIC NOTES PERTAINING TO THE INFERENCE OF EACH COURSE ALONG THE ANNEXATION BOUNDARY ARE AS FOLLOWS:


SIDE A THROUGH E : SUBJECT PROPOERT'S BOUNDARY LINES

SIDE D : FOLLOWS THE TWIN CREEKS SSD'S WEST BOUNDARY WHICH IS ALSO THE WEST RIGHT-OF-WAY LINE OF MILL ROAD (1200 EAST).


ACCEPTANCE BY TCSSD BOARD

THIS IS TO CERTIFY THAT WE THE UNDERSIGNED BOARD OF TWIN CREEKS SPECIAL SERVICE DISTRICT HAVE ADOPTED A RESOLUTION OF OUR INTENT TO ANNEX THE TRACT OF LAND SHOWN HEREON AND HAVE SUBSEQUENTLY ADOPTED AN ORDINANCE ANNEXING SAID TRACT INTO THE DISTRICT BOUNDARY AND THAT A COPY OF THE ORDINANCE HAS BEEN PREPARED FOR FILING HERewith, ALL IN ACCORDANCE WITH UTAH CODE SECTION 10-2-418 AS REVISED AND THAT WE HAVE EXAMINED AND DO HEREBY APPROVE AND ACCEPT THE ANNEXATION OF THE TRACT AS SHOWN AS A PART OF SAID TOWN AND THAT SAID TRACT OF LAND IS TO BE KNOWN AS THE GILES ANNEXATION AND EXECUTED THIS 12 DAY OF February, 2019


 APPROVED BY CHAIRMAN
 Michelle D. Cook
 ATTEST BY CLERK-RECORDER



APPROVAL BY COUNTY SURVEYOR

FEBRUARY 8, 2019
 DATE

 WASATCH COUNTY SURVEYOR

PROJECT C18-041	PREPARED FOR LEW GILES
SHEET 1	PROJECT GILES ANNEXATION

**ANNEXATION PLAT
 PROPOSED TCSSD ANNEXATION**

LOCATED IN THE SOUTHEAST QUARTER OF SECTION 8
 TOWNSHIP 4 SOUTH, RANGE 5 EAST,
 SALT LAKE BASE AND MERIDIAN

WASATCH COUNTY, UTAH

DRAWN BY:
BMB

REVIEWED BY:
BMB

ISSUE DATE
02/07/2019



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BRADLEY J. BERKMAN
 IT IS A VIOLATION OF LAW FOR ANY PERSON UNLESS ACTING UNDER THE AUTHORITY OF THE PROFESSIONAL LAND SURVEYOR TO ALTER ANY PART OF THIS DOCUMENT IN ANY WAY. ANY LICENSEE WHO ALTERS THIS DOCUMENT IS DEEMED BY LAW TO APPEAL THEIR SEAL AND THE NOTATION "ALTERED BY FOLLOWED BY NAME, SIGNATURE, AND SPECIFIC DESCRIPTION OF THE ALTERATIONS."