

OFFICE OF THE LIEUTENANT GOVERNOR CERTIFICATE OF WITHDRAWAL

I, SPENCER J. COX, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of withdrawal of the WESTERN WEBER PARK DISTRICT, dated July 17, 2019, complying with Section 17B-1-512, 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 WESTERN WEBER PARK DISTRICT located in Weber County, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 29th day of July, 2019 at Salt Lake City, Utah.

SPENCER J. COX Lieutenant Governor

NOTICE OF AN IMPENDING BOUNDARY ACTION: TO THE LIEUTENANT GOVERNOR'S OFFICE

FROM THE WESTERN WEBER PARK DISTRICT

A Local District in Weber County

Statement

I, Kathleen Vernieuw, hereby state, verify, and certify that the following facts are true and correct to the best of my knowledge:

- 1. This "Notice of an Impending Boundary Action" is being submitted to the Lieutenant Governor's Office pursuant to Utah Code Section 67-1a-6.5; in particular, Subsection 67-1a-6.5(3)(a).
- 2. I am the Chair and one of the Trustees of the Board of Trustees of the Western Weber Park District, a local district in Weber County. I have been authorized by a Resolution of said Board of Trustees to submit this "Notice of an Impending Boundary Action" on their behalf. See the attached Resolution and Utah Code Subsection 67-1a-6.5(3)(b).
- 3. The purpose of this "Notice of an Impending Boundary Action" is to declare the impending withdrawal or disconnection of territory from the Western Weber Park District, an existing local entity. This is the type of "Notice of an Impending Boundary Action" for which a Certificate is sought. See Utah Code Subsection 67-1a-6.5(3)(c).
- 4. A letter from the Utah State Retirement Office is not required because the Western Weber Park District does not employ personnel, and does not intend to employ personnel in the near future. See Utah Code Subsection 67-1a-6.5(3)(d).
- 5. The Western Weber Park District is the "approving authority" of the recent "boundary action" (of withdrawal or disconnection of territory from the Western Weber Park District), as indicated in the attached Resolution of the Western Weber Park District. See Utah Code Subsection 67-1a-6.5(3)(e).
- 6. As authorized in said attached Resolution by the Western Weber Park District Board of Trustees, I hereby state, verify, and certify that all the applicable requirements of the referenced boundary action (the withdrawal/disconnection) have been met. Therefore, I request a "Certificate" from the Lieutenant Governor's Office to complete this process. See Utah Code Subsections 67-1a-6.5(1)(a), 67-1a-6.5(2)(a), and 67-1a-6.5(3)(e).

Dated $\frac{\int u/y}{\sqrt{7}}$, 2019

Kathleen Vernieuw, Chair/Trustee,

Western Weber Park District Board of Trustees

WESTERN WEBER PARK DISTRICT

A Local District in Weber County

RESOLUTION NO. 19-____

A RESOLUTION CERTIFYING THE AMENDED WARREN WITHDRAWAL AREA PETITION AND LEGAL DESCRIPTION AND MAP; AND ACCEPTING THE WITHDRAWAL OF THE WARREN WITHDRAWAL AREA FROM THE BOUNDARIES OF THE DISTRICT; AND AUTHORIZING THE DISTRICT CHAIR TO RECORD THE PLAT FOR THE NEW DISTRICT BOUNDARIES AND TO SUBMIT A NOTICE OF AN IMPENDING BOUNDARY ACTION WITH THE LIEUTENANT GOVERNOR'S OFFICE

WHEREAS, the Board of Trustees (herein referred to as "Board") of the Western Weber Park District (herein referred to as "District") received a Warren Withdrawal Area Petition and accepted and certified it at the Board's meeting on September 13, 2018; and

WHEREAS, subsequent to the Board's meeting on September 13, 2018, it was determined that the Warren Withdrawal Area Petition did not have a legally sufficient legal description for the Warren Withdrawal Area attached to said Petition; and

WHEREAS, the Board has subsequently received a copy of a legally sufficient legal description and map for the Warren Withdrawal Area, which has been attached to said Petition, now creating an "Amended Petition," with a copy of said legal description and map for the Warren Withdrawal Area being identified on the proposed plat, which is attached hereto as Exhibit A; and

WHEREAS, the Board has also received a copy of a legally sufficient legal description and map for the "New District Boundaries" (current District boundaries less the Warren Withdrawal Area), with a copy of said legal description and map for the New District Boundaries being identified on the proposed plat, which is attached hereto as Exhibit A; and

WHEREAS, the Board makes and determines the following findings of fact, which are reasons to allow for the withdrawal of the entire Warren Withdrawal Area:

- 1. The Warren Withdrawal Area does not and will not require the park service that the District will eventually provide, since the community of Warren already has a park at the southeast corner of 1400 North 5900 West (which is maintained by the Church of Jesus Christ of Latter-Day Saints); and
- 2. The District will not be able to provide park service to the area to be withdrawn for the reasonably foreseeable future; and
- 3. The Warren Withdrawal Area has already obtained the same park service that will eventually be provided by the District from another source; namely, from the park maintained by the Church of Jesus Christ of Latter-Day Saints at the southeast corner of 1400 North 5900 West in the community of Warren; and
- 4. The withdrawal of the Warren Withdrawal Area from the District will not result in a breach or default by the District under any of its agreements, notes, bonds, or other debt or revenue

- obligations; and
- 5. The withdrawal of the Warren Withdrawal Area from the District will not adversely affect the ability of the District to make any payments or perform any other material obligations under any of its agreements, notes, bonds, or other debt or revenue obligations; and
- 6. The withdrawal of the Warren Withdrawal Area from the District will not result in the reduction or withdrawal of any rating on an outstanding note, bond, or other debt or revenue obligation of the District; and
- 7. The withdrawal of the Warren Withdrawal Area from the District will not create an island or peninsula of non-District territory within the District or of District territory within non-District territory that has a material adverse effect on the District's ability to provide service or materially increases the cost of providing service to the remainder of the District; and
- 8. The withdrawal of the Warren Withdrawal Area from the District will not materially impair the operations of the remaining District; and
- 9. The withdrawal of the Warren Withdrawal Area from the District will not require the District to materially increase the fees it charges or property taxes or other taxes it levies in order to provide to the remainder of the District the same level and quality of park service that was provided before the withdrawal (since no park service has yet been provided); and

WHEREAS, the Board of Trustees, as part of its regular meeting, on November 15, 2018, held a public hearing regarding these issues, and as part of its regular meeting, on 1019, held an additional public hearing regarding these issues, and now desires to again take action regarding these issues, as provided for in Utah Code Ann. Section 17B-1-510; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE WESTERN WEBER PARK DISTRICT, THAT:

- Section 1. **Incorporate Recitals.** The "recitals" (WHEREAS clauses above), including the nine (9) stated reasons for allowing for the withdrawal, are hereby incorporated herein by reference and are approved as part of this resolution; and
- Section 2. **Certification of Amended Petition.** The Amended Warren Withdrawal Area Petition (with the legal description and map on the attached Exhibit A) is hereby accepted and certified; and
- Approval of the Withdrawal of the Warren Withdrawal Area from the District.

 All of the Warren Withdrawal Area (as per the entirety of the legal description and map on the attached Exhibit A) is hereby withdrawn from the District, with no conditions being placed upon this withdrawal; and the New District Boundaries shall hereby be those boundaries identified on the proposed plat, which is attached hereto as Exhibit A; and

Section 4.	Record Plat for New District Boundaries. The District Chair, Kathleen Vernieuw is hereby authorized to record, at the Weber County Recorder's Office, a Plat consistent with the attached proposed plat, which is attached as Exhibit A; and				
Section 5.	Submit a Notice of Impending Boundary Action. The District Chair, Kathleen Vernieuw, is hereby authorized to submit, with the Lieutenant Governor's Office, a "Notice of Impending Boundary Action," attached hereto as Exhibit B, verifying and certifying that all the applicable requirements of the referenced boundary action (the withdrawal or disconnection of territory from the Western Weber Park District) have been met, consistent with Utah Code Section 67-1a-6.5(3).				
Section 6.	Effective Date of This Resolution. This resolution shall take effect immediately upon adoption (or as otherwise set forth by law).				
Adopted and	l approved by the Board of Trustees of, 2019.	s of the West	ern Weber P	ark District on this	
Kathleen Ver Chair	Museum -	Dwayne Ha Treasurer	LL F	Yansen	
Voting by th	e Board of Trustees: Chair/Trustee Kathleen Vernieuw Treasurer/Trustee Dwayne Hansen Trustee Jimmy Wayment Trustee Heather Marriott Trustee Kerry Gibson	"YES"	"NO"	Absent	

EXHIBIT A

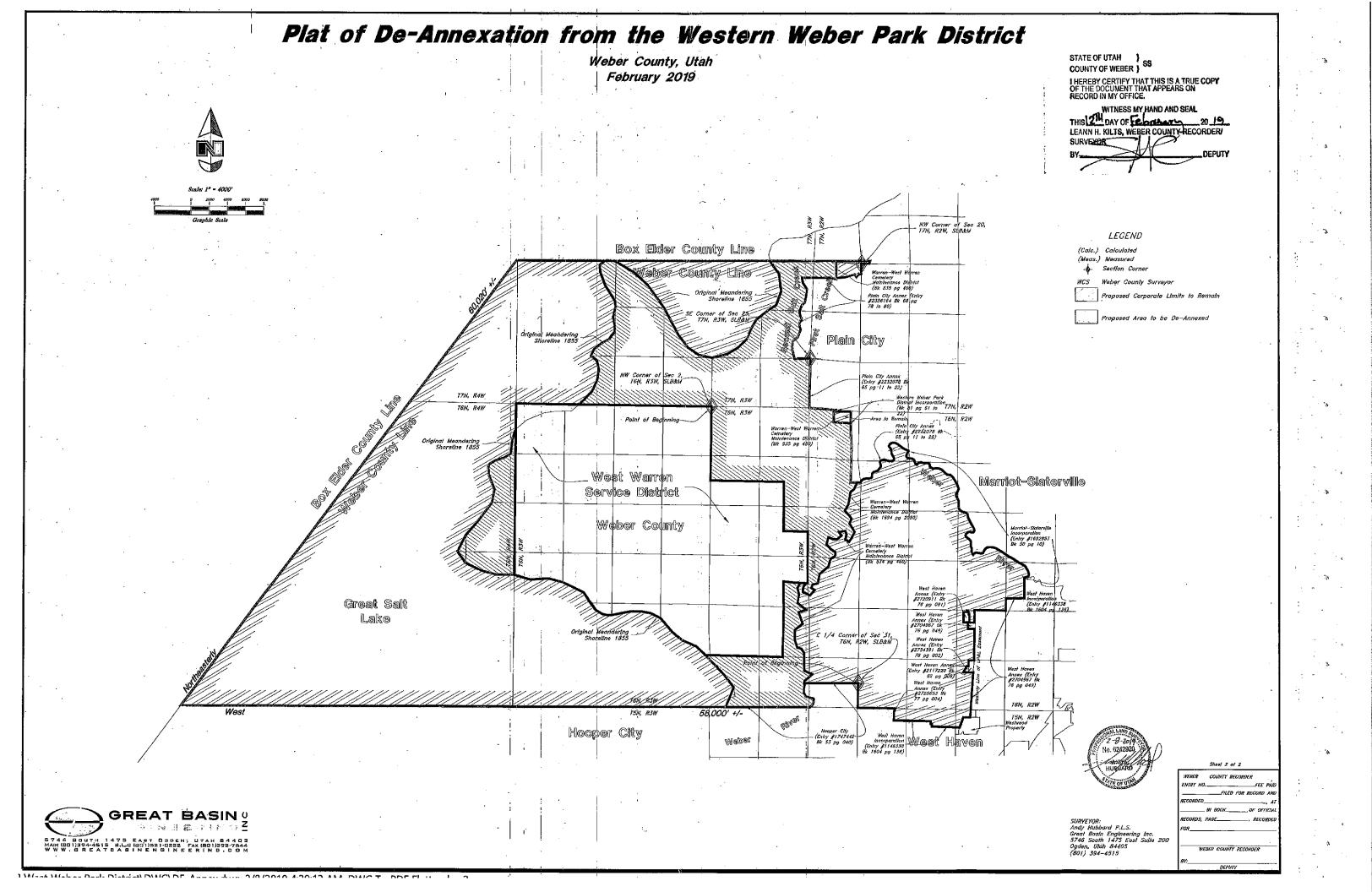
PROPOSED PLAT

[See the attached page]

EXHIBIT B

NOTICE OF AN IMPENDING BOUNDARY ACTION: TO THE LIEUTENANT GOVERNOR'S OFFICE

[See the attached page]



Plat of De-Annexation from the Western Weber Park District

Weber County, Utah February 2019

A part of from the S flowing, flowing 2 West, Towards 5 Shorth Roops 2 West, Towards 6 Shorth Roops 2 West, Towards 7 West, Toward

legamer-wini:

Beginning at the North Quarter corner of Section 6, Township 6 North Ronge 2 Wast Sall Lake Base and Meridian; and running thence South 85'45'56" East 222.17 feet along the

North line of sald Section 6; thence South 160.57 feet; thence South 89'25'15" East 1,571.50 feet to the centerline of the North Branch of the Warren Canal; thence South 00'14'41" Edst

1332 feet more or less along sald Centerline to the North line of the Warren-West Warren Cemetery District (Recorded in Sk. 534 Fg. 460); thence two courses along the North and West

lines of sald Cemetery District or Solitives: (1) West 1798 feet more or less to a point described as being 1338 feet South and 2640 West from the Northeast corner of sald Section 6;

and (2) North, 1537 feet more or less to the Point of Beginning.

Together with:

Boginning at a point on the Weber-Box Eider Common County line which is North 288.7 feet from the North Quarter Corner of Section 19, Township 7 North Range 2 West Sall Lake
Base and Maridian, and running thence East 3,565 feet, more or less along sold Common County line to the West line of Corporate Units of Plain City (Plain City Northwest Annexation
Plat 2008 Entry \$2356164 Bk 68 Pg 73), thence eight (8) courses along the Western boubdary of sold Northwest Annexation plat as follows: (1) South 2075/00" West 307.38 feet, more
or less along the centerline of First Solf Creek to the North line of Section 20, 17N, R2V; (2) West 89.00 (set to the Northwest acroser of sold Section 20; (3) South 1,095 feet, more or
less along the West line of sald Section 20 to the centerline of First Salf Creek; thence (i) West 80.00 (set to the Northwest acroser of sold Section 20; (3) South
41'40'00" West 347 feet; (5) thence North 37'50'00" West 361.5 feet; (7) thence South 72'05'00" West 972.00 feet; and (3) thence South 24'05'00" West 1,035 feet, more or less to the
North-South Quarter Section Line of sold Section 19 being the East line of the Warren—West Warren Cemetery District (Recorded in Bk 534 Pg 460); thence North 1,938 feet, more or less
along sald Quarter Section line and sald East line to the Point of Beginning;

Together with:

All the Area Contained with Weber County located in Township 6 North Range 3 West, Township 6 North Range 4 West, Township 7 North, Range 3 West and Township 7 North Range 4 West, Salt Lake Base and Meridian that is North and West of the meandering shareline of the Great Solt Lake Original Shareline 1855.

Less and Excepting:
The Area Contained with the West Warren Park Service District as described in Weber County Ordinance No 23-92 and Recorded as Entry #1284028 in Book 1894 at Page 2000.

LEGAL DESCRIPTION FOR REMAINING AREA

LEGAL DESCRIPTION FOR AREA TO BE DE-ANNEXED

A part of Township 5 North, Range 2 West, Township 6 North Range 2 West, Township 6 North Range 3 West, Township 7 North, Range 2 West, Township 7 In Ronge 3 West, Township 6 North, Range 3 West and Township 7 North, Range 3 West, Salt Lake Base and Merkilan:

A pair of Township 5 North, Range 2 West, Township 6 North Range 2 West, Township 7 North Range 3 West, Township 7 North, Range 3 West and Township 7 North, Range 3 West, Township 7 North, Range 3 West, Township 7 North, Range 3 West, Township 6 North, Range 3 West, Township 7 North, Range 6 West, Township 7 North, Range 7 7 Nort

Together With:

Baghing at the Northwest corner of Section 35, Township 6 North, Range 3 West, Sait Lake Base and Meridian, and running thence East 1.5 miles to the South Outster corner of Section 25, thence North 1.5 miles to the Center of Section 24, thence East 1836 feet more or less along the East—West Quarter Section 1.1 to the East Line of the Worter—West Warren Cemelory District (Recorded in 18:53 t 49 600); themce nivieum courses along said East line as follows: (1) South 30'02'00' West 342.76 feet; (2) South 12'00'00' East 733.58 feet; (3) South 03'00'00'' West 342.76 feet; (3) South 12'00'00'' East 1,150.07 feet; (3) South 12'30'00'' West 1,037.27 feet; (3) South 03'30'' East 1,150.07 feet; (3) South 18'30'' East 333.47 leet; (1) South 19'28'00'' East 483.39 feet; (1) South 18'30'' East 483.39 feet; (4) South 19'28'00'' West 1,037.27 feet; (3) South 03'35'00'' East 1,933.89 feet; (13) South 18'30'' East 483.39 feet; (14) South 49'40''00'' West 1,150.30 feet; (14) South 19'28'00'' East 1,150.30 feet; (15) South 19'28'00'' West 1,150.30 feet; (14) South 19'28'00'' East 1,150.30 feet; (15) South 19'28'00'' West 1,150.30 feet; (16) South 19'28'00'' West 1,150.30 feet; (17) South 19'28'00'' East 1,150.30 feet; (18) South 19'28'00'' East 1,150.30 feet; (18) South 19'28'00'' West 1,150.30 feet; (18) South 19'28'00'' East 1,150.30 feet; (18) South 19

Beginning at the East Quarter Corner of Section 24, Township 8 North, Range 4 West, Sall Lake Base and Meridian and running Westorly, Northerly and -Northnesterly 23,100 (set more or less along the meandaring shoreline of the Great Sall Lake Original Shoreline 1855 to a point on the East Township line; thence South 15,615 feet more or less along the township line to the POINT OF ECENTINIC.

WEBER COUNTY SURVEYOR

I hereby certify that the Weber County Surveyor's Office has reviewed this plat and all countillians for approval by this office have been saldstled. The approval of this plat by the Weber County Surveyor does not refleve the Licensed Land Surveyor who executed this plat from the responsibilities and/or itabilities associated therewith.

Signed this 12th day of February, 2019

APPROVING AUTHORITY ACCEPTANCE

is 25 day of, July

Allost 1/13 Mabrey Hennon

0/0/0040 4 30 44 ALE DIVOT DEFEL

MABREY HENNON NOTARY PUBLIC . STATE of UTAH COMMISSION NO. 705241 COMM. EXP. 03-18-2023 NARRATIVE

SURVEYOR'S CERTIFICATE

6242920

Andy Hubbord P.L.S. Great Basin Engineering Inc. 5746 South 1475 Edst Suite 200

STATE OF UTAH) SS COUNTY OF WEBER } HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE DOCUMENT THAT APPEARS ON RECORD IN MY OFFICE.

WITNESS MY HAND AND SEAL THIS ZA DAY OF FEBRUARY 10 19
LEANN H. KILTS, WEBER COUNTY RECORDER

DEPLITY

Sheet 1 of 2

COUNTY RECORDER EU ED FOR RECORD A IN BOOK ECORDS, PAGE __

WEBER COUNTY RECORDER

GREAT BASIN 0

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