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RESOLUTION NO. 96-3

A RESOLUTION TO ESTABLISH THE HAMLET SPECIAL SERVICE DISTRICT TO PROVIDE CULINARY AND IRRIGATION WATER TO THE RESIDENTS OF THE HAMLET P.U.D., MIDWAY CITY, TO ADMINISTER THE ACQUISITION AND DISTRIBUTION OF SAID WATERS, AND TO PERFORM ALL WORK NECESSARY TO DEVELOP AND MAINTAIN THE CITY WATER SYSTEM.

NOW BE IT RESOLVED by the City Council of Midway City:

Section 1. The City Council of Midway City, Utah, hereby determines that it will be in the best interest of the City, and further the public necessity, health and convenience to create the Hamlet Special Service District to provide culinary and irrigation water to the residents of the Hamlet P.U.D., Midway City pursuant to Utah Code Annotated §§ 17A-2-1301 *et seq.* The specific description of the powers of the District and nature of improvements is more particularly set forth in the Notice of Intention which has been published and mailed as required by law.

Section 2. The City Council has heretofore considered each and every protest filed and has heard each and every person who wish to be heard in protest against the creation of the District, or making of any of the improvements therein, or any other matter pertinent to the District.

Section 3. The City Council hereby finds that less than 50% of the qualified voters of the territory proposed to be included within the proposed Special Service District and the owners of less than 50% of the assessed value (or taxable value) of taxable property included within the proposed Special Service District have filed written

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WASATCH CO RECORDER-ELIZABETH M PARCELL
1996 MAY 15 16:07 PM FEE \$1.00 BY MWC
REQUEST: MIDWAY CITY

protests against the establishment of said District or against the specified type of service, within said District, proposed to be furnished.

Section 4. The improvements proposed and described in the Notice of Intention to create the District are hereby authorized, and the District is hereby created.

City Council member Arlin Kohler made a motion.

City Council member, Harold Remund, seconded the motion to adopt the foregoing Resolution. The Resolution was thereupon put to a vote and unanimously adopted on the following recorded vote:

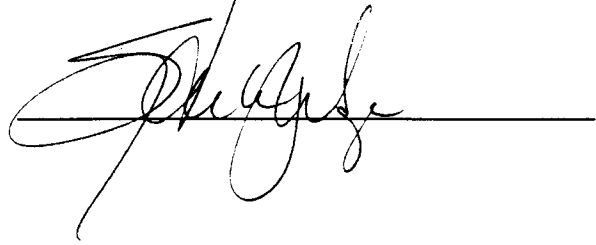
Those voting AYE 5 Don Huggard, Arlin Kohler, Harold Remund,
Eugene Owens, Micheal Bronson

Those voting NAY None

Thereupon the motion it was approved by the City Council and made a matter of record by the City Recorder.

ADOPTED AND APPROVED this 1st day of February, 1996.

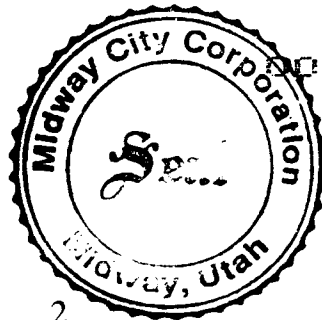
MIDWAY CITY MAYOR



ATTEST:



City Recorder



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DESCRIPTION OF THE PROPOSED DISTRICT

The proposed District shall include the following described lands:

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COMMENCING AT THE CALCULATED TRUE LOCATION OF THE SOUTHEAST CORNER OF SECTION 35, T3S, R4E, SLB&M, SAID CORNER LOCATION BEING SOUTH A DISTANCE OF 37.22 FEET FROM THE NEW WASATCH COUNTY MONUMENT FOR THE SAME SECTION CORNER AS SET BY SCHUCHERT & ASSOCIATES IN 1994; THENCE WEST A DISTANCE OF 554.74 FEET TO THE POINT OF BEGINNING;

THENCE ALONG THE PRESENT MIDWAY CITY BOUNDARY N03°00'00"W A DISTANCE OF 1753.43;
THENCE S89°05'17"E A DISTANCE OF 646.59 FEET;
THENCE SOUTH A DISTANCE OF 850.32 FEET TO THE SOUTHERLY RIGHT-OF-WAY OF UTAH HIGHWAY 113;
THENCE ALONG SAID HIGHWAY R.O.W. S33°32'33"E A DISTANCE OF 408.64 FEET TO THE BEGINNING OF A TANGENT CURVE TO THE LEFT WITH A RADIUS OF 1482.69 FEET;
THENCE ALONG SAID CURVE A DISTANCE OF 157.75 FEET THROUGH A CENTRAL ANGLE OF 06°05'46" (CHORD BEARING AND DISTANCE OF S36°35'13"E 157.68 FEET);
THENCE ALONG THE BOUNDARY OF THE HEBER VALLEY SPECIAL SERVICE DISTRICT THE FOLLOWING NINE COURSES:
THENCE S22°52'31"W A DISTANCE OF 214.73 FEET;
THENCE S33°54'05"W A DISTANCE OF 219.26 FEET;
THENCE S38°48'43"W A DISTANCE OF 179.68 FEET;
THENCE S27°36'16"W A DISTANCE OF 470.13 FEET;
THENCE N88°21'08"W A DISTANCE OF 26.66 FEET;
THENCE S79°17'06"W A DISTANCE OF 105.77 FEET;
THENCE S66°43'16"W A DISTANCE OF 132.39 FEET;
THENCE S68°39'05"W A DISTANCE OF 88.88 FEET;

THENCE S87°23'03"W A DISTANCE OF 126.31 FEET;
THENCE ALONG A FENCE LINE N27°32'18"W A DISTANCE OF 702.31 FEET TO THE PRESENT MIDWAY CITY BOUNDARY;
THENCE ALONG THE PRESENT CITY BOUNDARY EAST A DISTANCE OF 447.54 FEET TO THE POINT OF BEGINNING.

ALONG WITH A PARCEL OF LAND BEGINNING AT A POINT WHICH IS NORTH 955.89 FEET AND WEST 748.96 FEET FROM THE CALCULATED TRUE SECTION CORNER OF THE SOUTHEAST CORNER OF SECTION 35, T3S, R4E, SLB&M:

THENCE WEST 177.69 FEET; THENCE N01°05'52"E 686.88'; THENCE ALONG THE ARC OF A 1382.69' RADIUS CURVE TO THE RIGHT 335.58' (CURVE HAS A CENTRAL ANGLE OF 13°55'05" AND A CHORD BEARING S67°59'50"E 335.05'); THENCE S30°00'00"W 354.46'; THENCE SOUTH 94.06'; THENCE EAST 31.11'; THENCE SOUTH 160.20' TO THE POINT OF BEGINNING.