

P-7

DOC # 20090024509

Agreement Page 1 of 5  
Russell Shirts Washington County Recorder  
06/24/2009 01:38:00 PM Fee \$ 0.00  
By WASHINGTON COUNTY WATER CONSERV DIST



**When Recorded Return To:**  
Washington County Water Conservancy District  
533 E. Waterworks Drive  
St. George, Utah 84770

**PETITION FOR APPROVAL OF ONSITE WASTEWATER SYSTEM ON SINGLE LOT/PARCEL AND AGREEMENT BETWEEN THE WASHINGTON COUNTY WATER CONSERVANCY DISTRICT AND OWNER OF PROPERTY IN THE UNINCORPORATED AREA OF WASHINGTON COUNTY, UTAH AND NOTICE OF LIEN**

Parcel Number: 3-D

Legal Description or see Exhibit "A" attached:

Twin Oaks, Inc.

**Property Owner's Name (Individual/Corporation/Partnership/Trust)**

P.O. Box 217  
Mailing Address

So. Utah (Kolob) Utah  
Area, State, Zip

435-673-8890 (680-7389)<sup>WK</sup>  
Telephone Number

435-628-1679 / sevyland@hotmail.com  
Fax Number/Email Address

Petitioner, who owns the above-described property and desires to construct and install an onsite wastewater system on the single lot/parcel described above, hereby consents and agrees as follows:

1. Petitioner hereby covenants and warrants that he/she is the owner of record of the real property described herein, located in Washington County, Utah.
2. Petitioner represents that the property is now, and in the future shall be, used as a single lot/parcel.
3. Sewer service for the property through an existing sewer system, or other wastewater treatment facility or system approved or operated by Washington County Water Conservancy

District (WCWCD), is currently unavailable, requiring the construction and installation of an onsite wastewater system on the property.

4. The onsite wastewater system to be constructed shall be:
  - a. A conventional system consisting of a building sewer, a septic tank, and an absorption system,
  - b. An alternate system more particularly described as follows: \_\_\_\_\_  
\_\_\_\_\_
5. Petitioner shall abide by the rules and regulations now and hereafter adopted by the WCWCD.
6. Petitioner shall obtain all necessary approvals from the Southwest Utah Public Health Department.
7. Petitioner shall pay all fees in accordance with the currently applicable fee schedule, which may be adjusted from time-to-time by the WCWCD.
8. Petitioner shall at all times construct, operate and maintain, repair and replace said onsite wastewater system at Petitioner's sole expense according to specifications approved by WCWCD.
9. At such time that sewer service becomes available through a sewer system, or other wastewater treatment facility or system approved or operated by WCWCD, within 300 feet of the property, Petitioner shall, within 60 days of the date of such extension:
  - a. pay to WCWCD the applicable impact fee, and
  - b. connect the building sewer on the property to the sewer system, or other wastewater treatment facility or system approved or operated by WCWCD.
10. WCWCD has the right, at any time, without notice, to enter onto Petitioner's property to inspect the sewer system to inspect, observe, measure, sample, and test said system in accordance with the WCWCD's rules and regulations.
11. The terms and conditions specified in this Petition shall inure to the benefit of and shall run with the property, and shall be binding upon the parties hereto, their heirs, successors and assigns who hereafter shall acquire an equitable or legal ownership interest in said property.
12. Any person in violation or breach of the WCWCD's rules and regulations shall be responsible and liable to pay all costs and expenses incurred by the WCWCD in the enforcement of said term or condition including court costs and a reasonable attorney's fee, and agrees that any fees, costs and expenses not paid when due shall constitute a lien on the real property served



**PETITIONER'S SIGNATURE and ACKNOWLEDGMENT**

6-22-09  
Date

Twin Oaks Inc  
Corporation/Partnership Name-Petitioner

President  
Title

Steven M. Sevy  
Signature

STATE OF UTAH                    )  
  : ss.  
COUNTY OF WASHINGTON)

On the 22 day of JUNE, 2009, personally appeared before me  
Steven M. Sevy (NAME), President (TITLE)  
of Twin Oaks Inc (CORPORATION/PARTNERSHIP), who  
acknowledged to me that he/she executed the foregoing instrument on behalf of the  
Corporation/Partnership, by appropriate authority, and that the document was the act of the  
Corporation/Partnership for its stated purpose.

Melanie Massey  
NOTARY PUBLIC



**EXHIBIT A**

**LEGAL DESCRIPTION**

Lot 23, Section 19, T38S R13W, SLB&M, according to the official records in the office of the Washington County Recorder, State of Utah.