

RESOLUTION NO. 2001- 42 MRW

**A RESOLUTION ANNEXING CERTAIN REAL PROPERTY  
TO THE MOUNTAIN REGIONAL WATER SPECIAL SERVICE DISTRICT  
(Property Situated Along Old Ranch Road and U.S. Highway 40)**

WHEREAS, the Utah Special Service District Act (the "Act"), §17A-2-1327, Utah Code Annotated (1997), as amended, provides that additional land from that specified in the resolution establishing a special service district may be annexed to the district in conformance with the applicable procedures set forth in the Act; and

WHEREAS, pursuant to Resolution No. 2001-31, adopted on September 20, 2001, the Commission gave notice of its intention (the "Notice of Intention"), to enlarge the legal boundaries of the Mountain Regional Water Special Service District (the "District"), by annexing thereto certain property situated along Old Ranch Road and U.S. Highway 40, as more particularly described in the Notice of Intention, and ordered that a public hearing be held on October 18, 2001, at 4:00 p.m., at the County Commission Chambers, Summit County Courthouse, 60 North Main Street, Coalville, Utah, concerning the proposed annexation; and

WHEREAS, the Notice of Intention having been duly published, the public hearing on the proposed annexation having been held, the time for filing written protests against the proposed annexation having expired, and the oral comments and written protests having been duly considered by the Commission;

NOW, THEREFORE, be it hereby resolved by the Commission as follows:

Section 1. Findings. The Commission finds that:

- a. Public notice of the intention of the Commission to annex the property as

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ALAN SPRIGGS, SUMMIT CO RECORDER  
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REQUEST: SUMMIT COUNTY CLERK

described in the Notice of Intention and the date, time and place of the public hearing was duly given through the publication of an appropriate notice in *The Park Record*, a newspaper of general circulation in Summit County, once a week during three consecutive weeks prior to the public hearing, the first publication having been not less than twenty-one (21) days nor more than thirty-five (35) days prior to the date of the public hearing.

b. The public hearing required to be held pursuant to the provisions of §17A-2-1307 of the Act has been held at the time and place set forth in the Notice of Intention, at which hearing certain individuals orally expressed concern pertaining to the annexation of certain parcels of land along Old Ranch Road within a developed area of Summit County commonly known as Treasure Mountain Estates (the "Treasure Mountain Estates Development"), which property was included within the land proposed for annexation as described in the Notice of Intention.

c. Within 15 days after the conclusion of the public hearing, written protests have been filed by the owners of 29 individual parcels, representing 92% of the owners of property within the Treasure Mountain Estates Development, protesting the annexation of their individual parcels generally on the grounds that said property will not be benefitted by their inclusion within the boundaries of the District.

d. Except for the written protest filed by the owners of property within the Treasure Mountain Estates Development, no other written protests have been filed against the proposed annexation.

e. Written protests sufficient in number, as defined in Section 17A-2-1327 of the Act, to prevent the annexation of the property as described in the Notice of Intention have not been filed.

f. Pursuant to authority set forth in §17A-2-1311(1)(b) of the Act, the Commission has determined that the boundaries of the property proposed to be annexed as described in the Notice of Intention shall be reduced by deleting and not annexing at this time all of the property situated within the Treasure Mountain Estates Development, with the understanding that if at any time in the future the owners of the property within Treasure Mountain Estates Development desire to have the subdivision property annexed into the boundaries of the District that said owners may then file a petition for annexation in conformance with the applicable requirements of the Act.

g. Except for the aforesaid reduction of the boundaries of the property proposed to be annexed, no other changes from the initial resolution of intent or the Notice of Intention are considered to be necessary with respect to the proposed annexation.

h. The annexation to the District of the property proposed for annexation as described in the Notice of Intention less the property situated within Treasure Mountain Estates Development (said property being hereinafter referred to as the "Final Annexation Property"), is in the interest of Summit County and the District, and the Final Annexation Property, upon annexation, will be benefitted by its inclusion within the boundaries of the District.

Section 2. Annexation. The Final Annexation Property, more particularly described in EXHIBIT "A" attached hereto and incorporated by reference herein, is hereby annexed into the boundaries of the District. The Final Annexation Property hereby annexed shall be governed by and become an integral part of the District. Pursuant to this annexation, the owners of the Final Annexation Property shall be entitled to receive the benefit of the commodities, facilities and services provided by the District, and shall be subject to the rights, powers and authority of the

District as set forth in the Act, including, without limitation, the right, power and authority of the District to promulgate rules and regulations for the operation of the District, to levy of ad valorem taxes on the Final Annexation 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.

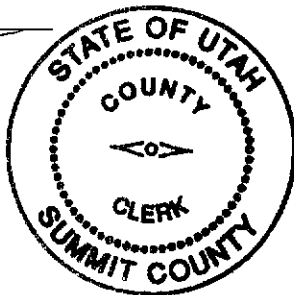
Section 3. Direction. All officers and employees of Summit County are hereby directed to take such action as shall be necessary and appropriate to effectuate the provisions of this Resolution and the intent expressed herein.

Section 4. Effective Date. This Resolution shall take effect immediately upon its approval and adoption by the Commission.

APPROVED AND ADOPTED this 8th day of November, 2001.

ATTEST:

County Clerk



BOARD OF COUNTY COMMISSIONERS  
SUMMIT COUNTY, UTAH

Eric Shifferli, Chair

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**EXHIBIT "A"**  
**LEGAL DESCRIPTION OF FINAL ANNEXATION PROPERTY**  
**(Property Situated Along Old Ranch Road and U.S. Highway 40)**

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## EXHIBIT "A"

### OLD RANCH ROAD ANNEXATION DESCRIPTION

PART OF SECTIONS 20, 21, 28, 29, 30, 31, 32, AND 33 TOWNSHIP 1 SOUTH, RANGE 4 EAST SALT LAKE BASE AND MERIDIAN AND PART OF SECTION 6, TOWNSHIP 2 SOUTH, RANGE 4 EAST, SALT LAKE BASE AND MERIDIAN AND PART OF SECTION 36, TOWNSHIP 1 SOUTH, RANGE 3 EAST SALT LAKE BASE AND MERIDIAN AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID SECTION 28, TOWNSHIP 1 SOUTH, RANGE 4 EAST. SAID POINT BEING THE NORTHEAST CORNER OF A DEED RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS SERIAL NO. SS-59-A AND RUNNING THENCE SOUTH 01°07'52" EAST 5332.91 FEET ALONG THE EAST LINE OF SAID SECTION 28 AND THE EAST LINE OF SAID DEED WITH SERIAL NO. SS-59-A TO THE SOUTHEAST CORNER OF SAID SECTION 28 AND THE SOUTHEAST CORNER OF A DEED RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS SERIAL NO. SS-59-X IN BOOK 1060 PAGE 764; THENCE NORTH 89°51'01" WEST 2677.46 FEET ALONG THE SOUTH LINE OF SAID SECTION 28 TO THE SOUTH QUARTER CORNER OF SAID SECTION 28; THENCE SOUTH 00°01'47" EAST 3935.30 FEET ALONG THE QUARTER SECTION LINE OF SAID SECTION 33 TO AND ALONG A DEED RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS SERIAL NO. SS-61 IN BOOK 1025 PAGE 355 TO AND ALONG A DEED WITH SERIAL NO. SS-61-E IN BOOK 1325 PAGE 1155 TO AND ALONG A DEED WITH SERIAL NO. SS-61 IN BOOK 1025 PAGE 355 TO AND ALONG A DEED WITH SERIAL NO. SS-61-F IN BOOK 864 PAGE 124; THENCE WEST 2669.67 FEET TO AND ALONG A DEED RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS SERIAL NO. PCA-802 IN BOOK 1334 PAGE 125 TO AND ALONG A DEED RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS SERIAL NO. PCA-800 IN BOOK 1334 PAGE 125 TO THE WEST LINE OF SAID SECTION 33; THENCE WEST 2640.00 FEET TO AND ALONG A DEED RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS SERIAL NO. SS-59-8 IN BOOK 560 PAGE 384 TO AND ALONG A DEED RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS SERIAL NO. SS-59-7-A IN BOOK 533 PAGE 507 TO THE SOUTHEAST CORNER OF QUARRY MOUNTAIN SUBDIVISION AS RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS NO. 538069; THENCE SOUTH 00°15'31" EAST 1332.46 FEET TO AND ALONG THE EAST LINE OF A DEED RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS SERIAL NO. PP-122 IN BOOK 533 PAGE 507 TO THE SOUTH QUARTER CORNER OF SAID SECTION 32; THENCE SOUTH 89°55'51" WEST 2637.74 FEET ALONG THE SOUTH LINE OF SAID SECTION 32 TO THE SOUTHWEST CORNER OF SAID SECTION 32; THENCE NORTH 00°51'47" WEST 464.92 FEET ALONG THE WEST SECTION LINE OF SAID SECTION 32 AND ALONG THE EAST LINE OF A DEED RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS SERIAL NO. PP-118 IN BOOK 533 PAGE 507 TO THE SOUTHEAST CORNER OF BROOKSIDE ESTATES SUBDIVISION AS RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS NO. 501539; THENCE ALONG THE SAID BROOKSIDE ESTATES SUBDIVISION THE FOLLOWING 5 COURSES: (NORTH 89°55'42" WEST 465.70 FEET; THENCE SOUTH 00°04'18" WEST 462.80 FEET; THENCE NORTH 89°36'23" WEST 274.32 FEET; THENCE SOUTH 395.88 FEET; THENCE NORTH 89°48'17" WEST 596.73 FEET TO THE EAST LINE OF A DEED RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS SERIAL NO. PP-21-5-A IN BOOK 1118 PAGE 383); THENCE SOUTH 00°26'54" EAST 2276.16 FEET ALONG SAID DEED TO THE QUARTER SECTION LINE OF SAID SECTION 6, TOWNSHIP 1 SOUTH RANGE 4 EAST; THENCE NORTH 89°22'37" WEST 4086.94 FEET ALONG SAID QUARTER SECTION LINE ALONG THE SOUTH LINE OF SAID DEED WITH SERIAL NO. PP-21-5-A TO AND ALONG A DEED RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS SERIAL NO. PP-21-4 TO AND ALONG A DEED RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS SERIAL NO. PP-20-1 IN BOOK 550 PAGE 414 TO AND ALONG A DEED RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS SERIAL NO. PP-20 TO AND ALONG A DEED RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS SERIAL NO. HIP 1 SOUTH PP-20-6 IN BOOK 1345 PAGE 951 TO THE WEST QUARTER CORNER OF SAID SECTION 6; THENCE NORTH 00°31'32" EAST 2652.57 FEET ALONG THE WEST LINE OF SAID SECTION 6 AND ALONG THE WEST

LINE OF SAID DEED WITH SERIAL NO. PP-20-6 TO AND ALONG A DEED RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS SERIAL NO. PP-20-2 IN BOOK 1223 PAGE 387 TO AND ALONG A DEED RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS SERIAL NO. PP-20-3 IN BOOK 799 PAGE 476 TO AND ALONG A DEED RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS SERIAL NO. PP-2-J IN BOOK 763 PAGE 263 TO AND ALONG A DEED RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS SERIAL NO. PP-102-B-8-9-X IN BOOK 1314 PAGE 369 TO THE NORTHWEST CORNER OF SAID SECTION 6; THENCE NORTH 502.30 ALONG THE WEST LINE OF SAID SECTION 31 AND ALONG THE SAID DEED WITH SERIAL NO. PP-102-B-8-9-X; THENCE EAST 850.00 FEET ALONG THE NORTH LINE OF SAID DEED WITH SERIAL NO. PP-102-B-8-9-X; THENCE SOUTH 138.00 FEET ALONG THE EAST LINE OF SAID DEED WITH SERIAL NO. PP-102-B-8-9-X TO THE NORTH LINE OF A DEED RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS SERIAL NO. PP-102-B-10-11-X IN BOOK 1314 PAGE 369; THENCE EAST 472.00 FEET ALONG THE NORTH LINE OF SAID DEED WITH SERIAL NO. PP-102-B-10-11-X; THENCE SOUTH 03°34'00" EAST 371.80 FEET ALONG THE EAST LINE OF SAID DEED WITH SERIAL NO. PP-102-B-10-11-X TO THE SOUTH LINE OF SAID SECTION 31; THENCE SOUTH 89°42'40" EAST 1349.15 FEET ALONG THE SOUTH LINE OF SAID SECTION 31 TO THE SOUTH QUARTER CORNER OF SAID SECTION 31 TO AND ALONG A DEED RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS SERIAL NO. PP-99 IN BOOK 1330 PAGE 313; THENCE SOUTH 89°36'24" EAST 1145.51 FEET ALONG THE SOUTH LINE OF SAID SECTION 31 TO A POINT ON THE WEST LINE OF SAID BROOKSIDE ESTATES SUBDIVISION; THENCE ALONG THE WEST LINE OF SAID BROOKSIDE ESTATES SUBDIVISION THE FOLLOWING 6 COURSES: (NORTH 59°35'46" WEST 154.09 FEET; THENCE NORTH 58°09'56" WEST 295.93 FEET; THENCE NORTH 55°53'17" WEST 206.18 FEET; THENCE NORTH 63°51'26" WEST 293.72 FEET; THENCE NORTH 60°37'36" WEST 400.79 FEET; THENCE NORTH 00°38'34" WEST 1712.35 FEET TO AND ALONG THE WEST LINE OF A DEED RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS SERIAL NO. PP-113 IN BOOK 1334 PAGE 118 TO THE SOUTHEAST CORNER OF A DEED RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS SERIAL NO. PP-102-D IN BOOK 1265 PAGE 250); THENCE NORTH 89°59'59" WEST 1160.50 FEET ALONG THE SOUTH LINE OF SAID DEED WITH SERIAL NO. PP-102-D TO THE EAST RIGHT OF WAY LINE OF SR 224; THENCE NORTH 00°02'37" EAST 1599.39 FEET ALONG THE EAST RIGHT OF WAY LINE OF SR 224; THENCE NORTH 00°31'28" WEST 79.99 FEET TO THE SOUTHWEST CORNER OF SNYDER'S MILL SUBDIVISION PHASE II AS RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS NO. 389448 WHICH IS ON THE NORTH RIGHT OF WAY LINE OF OLD RANCH ROAD; THENCE SOUTH 89°41'55" EAST 2086.65 FEET ALONG THE SOUTH LINE OF SAID SNYDER'S MILL SUBDIVISION AND THE NORTH RIGHT OF WAY LINE OF OLD RANCH ROAD TO AND ALONG THE SOUTH LINE OF SNYDER'S MILL SUBDIVISION PHASE I AS RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS NO. 356579 TO THE SOUTHEAST CORNER OF SAID SNYDER'S MILL SUBDIVISION PHASE I; THENCE NORTH 03°06'24" WEST 1292.12 FEET ALONG THE EAST LINE OF SAID SNYDER'S MILL SUBDIVISION PHASE I TO THE NORTH LINE OF SAID SECTION 31 WHICH IS THE NORTHWEST CORNER OF A DEED RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS SERIAL NO. PP-92-107 IN BOOK 1267 PAGE 20; THENCE NORTH 89°15'54" EAST 124.17 FEET ALONG THE NORTH LINE OF SAID SECTION 31 AND THE NORTH LINE OF SAID DEED WITH SERIAL NO. PP-92-107 TO THE WEST LINE OF A DEED RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS SERIAL NO. PP-112-C IN BOOK 1334 PAGE 121; THENCE NORTH 03°10'02" WEST 2661.83 FEET TO AND ALONG THE WEST LINE OF A DEED RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS SERIAL NO. PP-94 IN BOOK 1250 PAGE 379 TO THE SOUTH LINE OF RANCH PLACE SUBDIVISION PHASE II AS RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER; THENCE NORTH 89°10'10" EAST 1844.01 FEET ALONG THE SOUTH LINE OF SAID RANCH PLACE SUBDIVISION PHASE II TO AND ALONG THE SOUTH LINE OF RANCH PLACE SUBDIVISION PHASE III AS RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS NO. 430505 TO THE EAST QUARTER CORNER OF SAID SECTION 30; THENCE SOUTH 89°40'14" EAST 1308.61 FEET ALONG THE SOUTH LINE OF SAID RANCH PLACE SUBDIVISION PHASE III TO AND ALONG THE SOUTH LINE OF RANCH PLACE SUBDIVISION PHASE IV AS RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS NO. 479281; THENCE NORTH 00°11'03" EAST 1980.14 FEET ALONG THE EAST LINE OF SAID RANCH PLACE SUBDIVISION PHASE IV; THENCE NORTH 89°43'01" WEST

1327.04 FEET ALONG THE NORTH LINE OF SAID RANCH PLACE SUBDIVISION PHASE IV TO THE EAST LINE OF SAID SECTION 30; THENCE NORTH 00°04'01" EAST 657.85 FEET ALONG THE EAST LINE OF SAID SECTION 30 TO THE NORTHEAST CORNER OF SAID SECTION 30; THENCE SOUTH 89°42'59" EAST 3841.41 FEET ALONG THE SOUTH LINE OF SAID SECTION 20 TO THE WEST LINE OF G.T. FLINDERS SUBDIVISION AS RECORDED IN THE SUMMIT COUNTY RECORDER AS NO. 197512; THENCE NORTH 20°28'00" WEST 1373.93 FEET ALONG THE WEST LINE OF SAID G.T. FLINDERS SUBDIVISION; THENCE EAST 821.44 FEET ALONG THE NORTH LINE OF SAID G.T. FLINDERS SUBDIVISION TO THE WEST LINE OF JUDDABETH SUBDIVISION AS RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS NO. 113463; THENCE ALONG THE SAID JUDDABETH SUBDIVISION THE FOLLOWING 6 COURSES: (NORTH 14°59'00" WEST 37.52 FEET; THENCE NORTH 07°00'00" WEST 1324.19 FEET; THENCE SOUTH 89°53'00" EAST 617.94 FEET; THENCE SOUTH 00°12'00" WEST 697.00 FEET; THENCE SOUTH 89°48'00" EAST 73.71 FEET; THENCE SOUTH 00°12'00" WEST 626.27 FEET TO A POINT ON THE SAID G.T. FLINDERS SUBDIVISION; THENCE ALONG SAID G.T. FLINDERS SUBDIVISION THE FOLLOWING 5 COURSES: (SOUTH 04°45'20" EAST 157.48 FEET; THENCE SOUTH 20°47'01" WEST 359.27 FEET; THENCE EAST 380.59 FEET; THENCE SOUTH 537.14 FEET; THENCE EAST 346.23 FEET TO THE WEST LINE OF SAID SECTION 21); THENCE SOUTH 00°02'22" WEST 287.91 FEET ALONG THE WEST LINE OF SAID SECTION 21 TO THE NORTHWEST CORNER OF SAID SECTION 28; THENCE SOUTH 00°03'08" WEST 1324.14 FEET ALONG THE WEST LINE OF SECTION 28 TO THE SOUTHWEST CORNER OF MOUNTAIN RANCH ESTATES SUBDIVISION AS RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS NO. 565093; THENCE ALONG THE SAID MOUNTAIN ESTATES SUBDIVISION THE FOLLOWING 8 COURSES: (SOUTH 89°26'37" EAST 272.79 FEET; THENCE NORTH 86°17'42" EAST 714.85 FEET; THENCE NORTH 89°54'32" EAST 335.41 FEET; THENCE NORTH 842.00 FEET; THENCE EAST 111.85 FEET; THENCE NORTH 200.00 FEET; THENCE WEST 90.00 FEET; THENCE NORTH 222.27 FEET TO THE NORTH LINE OF SAID SECTION 28); THENCE SOUTH 89°40'08" EAST 1293.24 FEET ALONG THE NORTH LINE OF SAID SECTION 28; THENCE SOUTH 89°40'03" EAST 2635.56 FEET TO THE POINT OF BEGINNING.

ALSO A PARCEL AS RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER WITH SERIAL NO. PP-105-A IN BOOK 1186 PAGE 830, DESCRIBED AS FOLLOWS:  
BEGINNING AT A POINT SOUTH 995.67 FEET AND EAST 1491.98 FEET FROM THE NORTHWEST CORNER OF SECTION 31, TOWNSHIP 1 SOUTH, RANGE 4 EAST, SALT LAKE BASE AND MERIDIAN AND RUNNING THENCE NORTH 89°59'43" EAST 117.00 FEET; THENCE SOUTH 00°14'42" EAST 124.45 FEET; THENCE SOUTH 89°59'43" WEST 117.00 FEET; THENCE NORTH 00°14'42" WEST 124.45 FEET TO THE POINT OF BEGINNING.

ALSO THREE PARCELS DESCRIBED AS FOLLOWS:  
SERIAL NO. PP-75-A-9, BOOK 1346 PAGE 632:  
NORTH HALF OF THE NORTHEAST HALF OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 36, TOWNSHIP 1 SOUTH, RANGE 3 EAST, SALT LAKE BASE AND MERIDIAN.

SERIAL NO. PP-75-A-8, BOOK 1346 PAGE 635:  
NORTH 10 RODS OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 36, TOWNSHIP 1 SOUTH, RANGE 3 EAST, SALT LAKE BASE AND MERIDIAN.

SERIAL NO. PP-75-H, BOOK 1346 PAGE 635  
SOUTH 10 RODS OF THE NORTH 20 RODS OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 36, TOWNSHIP 1 SOUTH, RANGE 3 EAST, SALT LAKE BASE AND MERIDIAN.

LESS AND EXCEPTING A PORTION OF SECTION 29, TOWNSHIP 1 SOUTH, RANGE 4 EAST, SALT LAKE BASE AND MERIDIAN DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT WEST 951.47 FEET AND SOUTH 1645.77 FEET FROM THE NORTHEAST



CORNER OF SECTION 29, TOWNSHIP 1 SOUTH, RANGE 4 EAST, SALT LAKE BASE AND MERIDIAN SAID POINT BEING THE NORTHEAST CORNER OF A DEED RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS SERIAL NO. PP-87-22 IN BOOK 1185 PAGE 529 AND RUNNING THENCE SOUTH 00°19'00" EAST 28.80 FEET ALONG THE EAST LINE OF SAID DEED IN BOOK 1185 PAGE 529; THENCE SOUTH 89°43'00" EAST 17.66 FEET ALONG THE NORTH LINE OF SAID DEED IN BOOK 1185 PAGE 529; THENCE SOUTH 00°19'00" EAST 464.30 FEET ALONG THE EAST LINE OF SAID DEED IN BOOK 1185 PAGE 529; THENCE SOUTH 89°48'00" EAST 163.54 FEET; THENCE SOUTH 00°45'00" EAST 3187.83 FEET TO AND ALONG THE EAST LINE OF A DEED RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS SERIAL NO. PP-87-C-5 IN BOOK 813 PAGE 47 AND ALONG THE WEST LINE OF A DEED RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS SERIAL NO. PP-87-B-2 IN BOOK 979 PAGE 354 AND ALONG THE WEST LINE OF A DEED RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS SERIAL NO. PP-87-B-2-A IN BOOK 679 PAGE 792 AND ALONG THE EAST LINE OF A DEED RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS SERIAL NO. PP-87-6 IN BOOK 1031 PAGE 385 AND ALONG THE EAST LINE OF A DEED RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS SERIAL NO. PP-87-6-A AND ALONG THE EAST LINE OF A DEED RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS SERIAL NO. PP-87-7 IN BOOK 503 PAGE 209 TO THE SOUTH LINE OF SAID SECTION 29; THENCE NORTH 89°07'06" WEST 1910.50 FEET ALONG THE SOUTH LINE OF SAID SECTION 29 AND ALONG THE NORTH LINE OF A DEED RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS SERIAL NO. PP-123-B TO THE SOUTHEAST CORNER OF A DEED RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS SERIAL NO. PP-89 IN BOOK 1175 PAGE 615; THENCE NORTH 00°45'00" WEST 2649.09 FEET ALONG THE EAST LINE OF SAID DEED IN BOOK 1175 PAGE 615; THENCE SOUTH 89°52'07" WEST 1319.98 FEET ALONG THE NORTH LINE OF SAID DEED IN BOOK 1175 PAGE 615; THENCE NORTH 00°11'03" EAST 1021.02 FEET ALONG THE EAST LINE OF RANCH PLACE SUBDIVISION PHASE IV AS RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS NO. 479281; THENCE SOUTH 89°43'05" EAST 3036.03 FEET ALONG THE SOUTH LINE OF A DEED RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS SERIAL NO. PP-85-E IN BOOK 1107 PAGE 81 TO THE POINT OF BEGINNING.

#### **US-40 ANNEXATION DESCRIPTION**

ALL OF SECTIONS 14, 23, 26, 35, 22, AND ALL OF SECTION 15 SOUTH OF HIGHWAY PROJECT 80-4, TOWNSHIP 1 NORTH, RANGE 4 EAST, SALT LAKE BASE AND MERIDIAN, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID SECTION 14 AS SHOWN ON AN A.L.T.A. SURVEY BY THE JACK JOHNSON COMPANY AS RECORDED IN THE OFFICE OF THE SUMMIT COUNTY RECORDER AS FILE NO. S-3682 DATED APRIL 4, 2000 AND RUNNING THENCE SOUTH 00°12'10" WEST 5344.64 FEET ALONG THE EAST LINE OF SAID SECTION 14 TO THE NORTHEAST CORNER OF SAID SECTION 23; THENCE SOUTH 00°25'10" WEST 5282.64 FEET ALONG THE EAST LINE OF SAID SECTION 23 TO THE NORTHEAST CORNER OF SAID SECTION 26; THENCE SOUTH 00°01'15" EAST 2653.03 FEET ALONG THE EAST LINE OF SAID SECTION 26 TO THE EAST QUARTER CORNER OF SAID SECTION 26; THENCE SOUTH 00°07'08" EAST 2660.95 FEET TO THE NORTHEAST CORNER OF SECTION 35 WHICH IS ALSO THE NORTHEAST CORNER OF A DEED AS RECORDED IN BOOK 944 PAGE 247 SERIAL NO. SS-64-A; THENCE SOUTH 00°38'03" EAST 2697.90 FEET ALONG THE EAST LINE OF SAID SECTION 35 AND SAID DEED WITH SERIAL NO. SS-64-A TO THE EAST QUARTER CORNER OF SAID SECTION 35 WHICH IS ALSO THE NORTHEAST CORNER OF A DEED AS RECORDED IN BOOK 1275 PAGE 250 WITH SERIAL NO. SS-65-A-5; THENCE SOUTH 00°03'26" EAST 2664.42 FEET ALONG THE EAST LINE OF SAID SECTION 35 AND SAID DEED WITH SERIAL NO. SS-65-A-5 TO THE SOUTHEAST CORNER OF SAID SECTION 35; THENCE NORTH 89°52'38" WEST 2659.91 FEET ALONG THE SOUTH LINE OF SAID SECTION 35 TO AND ALONG A DEED RECORDED IN BOOK 664 PAGE 39 WITH SERIAL NO. SS-65-A-X TO AND ALONG A DEED OWNED BY U.S.A. WITH SERIAL NO. SS-65-A-1-X TO AND ALONG A DEED RECORDED IN BOOK 664 PAGE 39 WITH SERIAL NO. SS-65-A-X TO THE SOUTH QUARTER CORNER OF SAID SECTION 35; THENCE NORTH

89°52'38" WEST 2660.99 FEET ALONG THE SOUTH LINE OF SAID SECTION 35 TO AND ALONG A DEED RECORDED IN BOOK 1275 PAGE 262 WITH SERIAL NO. SS-65-A TO AND ALONG A DEED RECORDED IN BOOK 1262 PAGE 797 WITH SERIAL NO. SS-65-A-4 TO THE SOUTHWEST CORNER OF SAID SECTION 35; THENCE NORTH 00°13'58" EAST 2681.55 FEET ALONG THE WEST LINE OF SAID SECTION 35 AND THE WEST LINE OF SAID DEED WITH SERIAL NO. SS-65-A-4 TO THE WEST QUARTER CORNER OF SAID SECTION 35; THENCE NORTH 00°15'17" EAST 2639.90 FEET ALONG THE WEST LINE OF SAID SECTION 35 AND THE WEST LINE OF SAID DEED WITH SERIAL NO. SS-65-A-4 TO THE SOUTHWEST CORNER OF SECTION 26; THENCE NORTH 00°02'36" WEST 2660.75 FEET ALONG THE WEST LINE OF SAID SECTION 26 TO AND ALONG A DEED RECORDED IN BOOK 675 PAGE 488 WITH SERIAL NO. SS-56-A-1-X TO AND ALONG A DEED RECORDED WITH SERIAL NUMBER SS-56-A-1 TO AND ALONG A DEED RECORDED IN BOOK 275 PAGE 353 WITH SERIAL NO. SS-56 TO THE WEST QUARTER CORNER OF SAID SECTION 26; THENCE NORTH 00°06'08" EAST 2657.04 FEET ALONG THE WEST LINE OF SAID SECTION 26 AND THE WEST LINE OF SAID DEED WITH SERIAL NO. SS-56 TO THE SOUTHEAST CORNER OF SECTION 22 WHICH IS ALSO THE SOUTHEAST CORNER OF A DEED RECORDED IN BOOK 628 PAGE 442 WITH SERIAL NO. SS-47; THENCE NORTH 89°21'08" WEST 2687.44 FEET ALONG THE SOUTH LINE OF SAID SECTION 22 AND ALONG THE SOUTH LINE OF SAID DEED WITH SERIAL NO. SS-47 TO AND ALONG A DEED RECORDED IN BOOK 628 PAGE 442 WITH SERIAL NO. SS-47-X TO THE SOUTH QUARTER CORNER OF SAID SECTION 22; THENCE NORTH 89°40'30" WEST 2715.47 FEET ALONG THE SOUTH LINE OF SAID SECTION 22 TO AND ALONG A DEED RECORDED IN BOOK 447 PAGE 583 WITH SERIAL NO. SS-48-2-X TO AND ALONG A DEED RECORDED IN BOOK 1342 PAGE 1404 WITH SERIAL NO. SS-48-1 TO THE SOUTHWEST CORNER OF SAID SECTION 22; THENCE NORTH 00°27'55" EAST 2659.04 FEET ALONG THE WEST LINE OF SAID SECTION 22 TO AND ALONG THE WEST LINE OF SAID DEED WITH SERIAL NO. SS-48-1 TO THE WEST QUARTER CORNER OF SAID SECTION 22; THENCE NORTH 00°32'28" EAST 2658.90 FEET ALONG THE WEST LINE OF SAID SECTION 22 TO AND A DEED RECORDED IN BOOK 1304 PAGE 1282 WITH SERIAL NO. SS-48-B TO A DEED RECORDED IN BOOK 1304 PAGE 1282 WITH SERIAL NO. SS-30-A TO THE SOUTHWEST CORNER OF SECTION 15; THENCE NORTH 00°23'55" EAST 2560.10 FEET ALONG THE WEST LINE OF SAID SECTION 15 AND ALONG THE WEST LINE SAID DEED WITH SERIAL NO. SS-30-A TO AND ALONG A DEED RECORDED IN BOOK 1101 PAGE 150 WITH SERIAL NO. SS-30-B TO THE SOUTH LINE OF HIGHWAY PROJECT 80-4; THENCE NORTH 58°39'47" EAST 5273.29 FEET ALONG THE SOUTH LINE OF SAID HIGHWAY PROJECT 80-4 TO AND ALONG A DEED RECORDED IN BOOK 430 PAGE 42 WITH SERIAL NO. SS-30-1-X TO AND ALONG A DEED RECORDED IN BOOK 406 PAGE 637 WITH SERIAL NO. SS-30 TO AND ALONG A DEED RECORDED WITH SERIAL NO. SS-29 TO THE NORTH LINE OF SAID SECTION 15; THENCE SOUTH 89°56'33" EAST 789.88 FEET ALONG THE NORTH LINE OF SAID SECTION 15 TO A DEED RECORDED IN BOOK 996 PAGE 782 WITH SERIAL NO. SS-28 TO THE NORTHWEST CORNER OF SECTION 14 WHICH IS THE NORTHWEST CORNER OF A DEED RECORDED IN BOOK 996 PAGE 782 WITH SERIAL NO. SS-27; THENCE SOUTH 89°55'31" EAST 2698.76 FEET ALONG THE NORTH LINE OF SAID SECTION 14 AND ALONG THE NORTH LINE OF SAID DEED WITH SERIAL NO. SS-27 TO THE NORTH QUARTER CORNER OF SAID SECTION 14; THENCE SOUTH 89°48'15" EAST 2659.62 FEET ALONG THE NORTH LINE OF SAID SECTION 14 TO THE POINT OF BEGINNING.

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## CERTIFICATE

The Board of County Commissioners (the "Commission") of Summit County, Utah, (the "County"), met in regular public session at the regular meeting place of the Commission in Coalville, Utah, on November 8, 2001.

On roll call, the following members of the Commission were determined to be present:

Eric Shifferli	Chair
Patrick Cone	Commissioner
Shauna Kerr	Commissioner

There were also present:

Kent Jones	County Clerk
David Thomas	Deputy County Attorney

After the meeting had been duly called to order, the County Clerk presented evidence to the Commission of the giving of not less than twenty-four (24) hours public notice of the agenda, date, time and place of the meeting in compliance with the requirements of §52-4-6(2), Utah Code Annotated (1953), as amended, by (1) posting written notice of the meeting at the principal office of the Commission, and (2) providing notice to at least one newspaper of general circulation within the geographic jurisdiction of the County, or to a local media correspondent. The affidavit was ordered recorded in the minutes of the meeting and is as follows:

STATE OF UTAH     )  
                              : ss.  
County of Summit    )

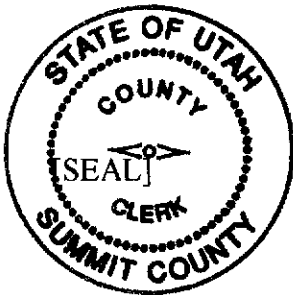
### AFFIDAVIT


I, the undersigned, the duly qualified and acting County Clerk of Summit County, Utah, do hereby certify, according to the records of the Commission in my possession, and upon my own knowledge and belief, that in accordance with the requirements of §52-4-6(2) Utah Code Annotated (1953), as amended, I gave not less than twenty-four (24) hours public notice of the agenda, date, time and place of the November 8, 2001, public meeting held by the Commission of Summit County, Utah, by:

(a) causing a Notice of Public Meeting to be posted at the principal office of the Commission at Coalville, Utah, on or before November 5, 2001, at least twenty-four (24) hours before the convening of the meeting, in the form attached hereto as Attachment "1"; said Notice of Public Meeting having continuously remained so posted and available for public inspection for the regular office hours of the Commission until the convening of the meeting; and

(b) causing a copy of the Notice of Public Meeting in a form attached hereto as Attachment "1" to be provided on or before November 5, 2001, at least twenty-four (24) hours before the convening of the meeting, to the *Park Record*, a newspaper of general circulation, within the geographical jurisdiction of Summit County, and to any other local media, correspondent, newspaper, radio station or television station which has requested notification of meetings of the Commission.

IN WITNESS WHEREOF, I have hereunto subscribed by official signature and impressed the official seal of Summit County, Utah, this 8 day of November, 2001.



  
\_\_\_\_\_  
County Clerk  
Summit County, Utah

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After the conduct of other business, Resolution No. 2001- 42 maw was introduced in written form by Commissioner Kerr, was read and discussed, and pursuant to motion made by Commissioner Kerr, and seconded by Commissioner Cone, was adopted by the following vote:

Aye: Commissioner Kerr  
Commissioner Cone  
Commissioner Schuppert

Nay: none

**ATTACHMENT "1"**

**[ATTACH NOTICE OF NOVEMBER 8, 2001 PUBLIC MEETING]**



Kent H. Jones  
Clerk

**AGENDA**  
**SUMMIT COUNTY BOARD OF COMMISSIONERS**  
**November 8, 2001**

NOTICE is hereby given that the Board of County Commissioners of Summit County will meet in regular session November 8, 2001 at its usual place of meeting in the Commission Chambers of the Summit County Courthouse, Coalville, Utah, at 9:00AM. The following is the agenda for said session:

9:00AM – Commission Reports, Agenda Review

10:00AM – Department Business, Consideration of Recommended Approvals:

1. Travel Request, Court Security Seminar
2. Travel Request, Comdex IT Conference
3. Personnel Change Recommendations
4. Local Consent, St. Mary's Social, December 1, 2001
5. Escrow Reduction #6, The Colony Phase IIIA
6. Escrow Reduction #11, The Colony Phase II
7. Escrow Reduction #15, The Colony at White Pine Canyon
8. UDOT Agreement for Maintenance of Pedestrian/Bike Overcrossing I-80
9. UDOT Agreement for Landscape Maintenance, SR 224 Corridor Enhancement
10. Expenditure Request, Temporary Emergency Access Road
11. SLOC/Public Health Services Agreement relating to the 2002 Winter Games
12. Other Department Business

11:30AM – Review and Consideration of Transient Room Tax Grant Applications

1:30PM – Public Input Session

2:00PM – Consideration of Adoption of a Resolution Annexing Certain Real Property to the Mountain Regional Water Special Service District, said property being generally described as the property situated within that certain residential subdivision known as Red Hawk Wildlife Preserve: Brent Rose, Marti Gee

Consideration of Adoption of a Resolution Annexing Certain Real Property to the Mountain Regional Water Special Service District, said property being generally described as certain properties situated along U.S. Highway 40 and along Old Ranch Road: Brent Rose, Marti Gee

2:30PM – Public Hearing – Consideration of Final Site Plan for Toll Creek Village, Phase II:  
Spencer White, Chris Shultz

3:00PM – Discussion – TDR Policy regarding deferred lots in Phase 3B and the calculation of  
Purchase Credits for Phases 4 and 5, The Colony: Max Greenhalgh

Discussion – Policy regarding Swaner TDR and the calculation of Purchase Credits  
for Phases 4 and 5: Max Greenhalgh

3:30PM – Review and Consideration of changes to the County Purchase Policy: Blake Frazier

4:00PM – Executive Session – Personnel

6:00PM – Public Hearing – The Canyon Retreat Hotel at Park City, Sun Peak Development  
Parcel 16, Bear Hollow Drive, and consideration of Preliminary Site Plan Approval:  
Cordell Batt

Pursuant to the Americans with Disabilities Act, individuals needing special accommodations during this meeting  
should notify Kent H. Jones, Summit County Clerk, prior to the meeting.

Distribution A: Posted, Faxed, Mailed, November 5, 2001

**00603105 Bk01409 Pg01151**