

STATE OF UTAH



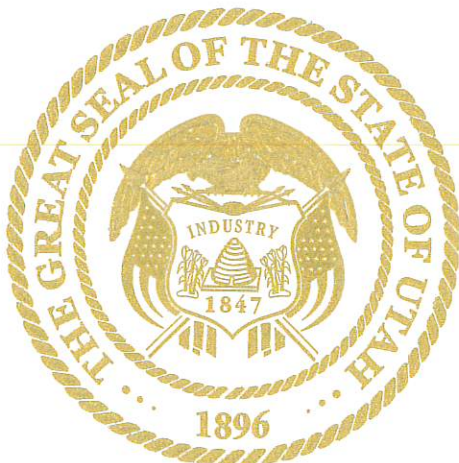
OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, Deidre M. Henderson, Lieutenant Governor of the State of Utah, hereby certify that there has been filed in my office a notice of annexation for the HIGHLANDS AT SOLDIER HOLLOW, located in the MIDWAY SANITATION DISTRICT, dated September 30, 2021, complying with Section §17B-1-414, 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 the HIGHLANDS AT SOLDIER HOLLOW, 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 30th day of September, 2021 at Salt Lake City, Utah.



A handwritten signature in black ink that reads "Deidre M. Henderson". The signature is written in a cursive style with a large, sweeping flourish at the end.

DEIDRE M. HENDERSON
Lieutenant Governor



June 21, 2021

Utah State Capitol Complex
Lt. Governor Deidre Henderson
P.O. Box 142325
Salt Lake City, Utah 84114-2325

Re: Midway Sanitation District Annexation

Dear Lt. Governor Cox:

This letter will serve as the notice to you required by Utah Code Section 17B-1-414 that the Midway Sanitation District ("District") has annexed additional territory into the district.

Attached, you will find, as required, a copy of the District Board Resolution approving the annexation, including a legal description of the annexed area and a certification by the District Board that the District has complied with all legal requirements of the annexation. Please let me know if your office needs further information. Thank you for your attention to this matter.

Sincerely,

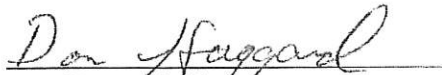
A handwritten signature in blue ink that reads "Becky Wood". The signature is written in a cursive, flowing style.

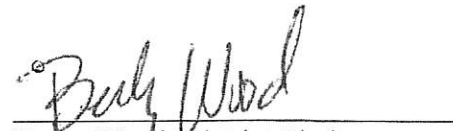
Becky Wood
Midway Sanitation District Manager



MIDWAY SANITATION DISTRICT CERTIFICATION OF ANNEXATION PETITION

The District Board, having received a Petition for Annexation filed by Johns Stewart, to be known as the Highlands at Soldier Hollow, hereby certifies that said petition meets the requirements of Utah Code Sections § 17B-1-402(2) through § 17B-1-405(1)(b)(i).


Don Huggard, Chairman


Becky Wood, District Clerk



RESOLUTION 2021-05

A RESOLUTION ANNEXING CERTAIN PROPERTY INTO THE BOUNDARIES OF THE MIDWAY SANITATION DISTRICT

WHEREAS, pursuant to Utah Code Section 17B-1-402, The Highlands at Soldier Hollow, LLC (“Applicant”) has filed a petition seeking annexation of certain property that is owned by the applicant into the boundaries of the Midway Sanitation District (“District”); and

WHEREAS, the Petition satisfies the applicable requirements of Utah Code Ann. §§ 17B-1-403 and -404;

WHEREAS, within thirty days after the Petition was filed, at a duly called meeting of the Board of Trustees of the District for which certification of the Petition was listed on the agenda, the Board voted to certify the Petition in accordance with Utah Code Ann. § 17B-1-405;

WHEREAS, the identified contact sponsor was notified, in writing, of the certification of the Petition as required by Utah Code Ann. § 17B-1-405;

WHEREAS, because the owners of at least 75% of the Subject Property signed the Petition, a public hearing was not required, and no other property owner requested a public hearing, in accordance with Utah Code Ann. § 17B-1-413;

WHEREAS, a notice of the proposed annexation was given pursuant to the requirements of Utah Code Ann. § 17B-1-410;

WHEREAS, no part of the area proposed to be annexed is located within the boundaries of any local district or special service district which is authorized to perform the same functions or provide the same services as the District, nor is it located within the boundaries of any municipality or any county that provides the same service that the District provides;

WHEREAS, it is not necessary to provide a notice of the proposed annexation to any county or municipality pursuant to Utah Code Ann. § 17B-1-406 and the provisions of Utah Code Ann. §§ 17B-1-407 through -408 are not applicable; and

WHEREAS, the Board has determined that all applicable statutory requirements have been satisfied and, having considered the proposed annexation, has determined it to be in the best general interest of the District and of the property owners, residents, and taxpayers within both the District as presently constituted and the area proposed to be annexed for the requested annexation to be completed.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Midway Sanitation District, as follows:

1. That all of the legal requirements stated in Title 17B, Chapter 1, Part 4 of the Utah Code that must be satisfied before the adoption of this Resolution have been satisfied.
2. Applicant understands and agrees to provide and complete signed and recorded utility easements.
3. Applicant understands and agrees to pay \$2,000 per existing ERU minus the 2 existing homes bringing the total to 24 ERU's. (24 X \$2,000 = \$48,000).
4. This Resolution, and every term and provision hereof, shall be binding upon and shall inure to the benefit of the Applicant and the District, and their respective assigns, heirs, and successors in interest. Applicant and the District Chair shall sign this Resolution below to manifest their agreement to its terms. Upon and after recordation of this Resolution in the office of the Wasatch County Recorder, it shall be deemed to be incorporated by reference into any instrument subsequently recorded in the office of the Wasatch County Recorder which purports to convey any interest in all or any portion of the Property.
5. That, in accordance with Utah Code Ann. § 17B-1-414, the real property described and/or otherwise identified in attached Exhibit "A," which is incorporated by reference as part of this Resolution, shall be and hereby is annexed into and, from the effective date of the annexation, shall be part of the Midway Sanitation District.
6. That, from and after the issuance by the Lt. Governor of a certificate of annexation pursuant to Utah Code Ann. §§ 67-1a-6.5 and § 17B-1-414(3)(b), the Subject Property shall be an integral part of the District and, upon the submittal of the original notice of annexation, the original certificate of annexation issued by the Lieutenant Governor, the approved final local entity plat, and a certified copy of this Resolution to the Wasatch County Recorder for recordation, the taxable property located within the Subject Property shall be subject to taxation for the purposes of the District, including the payment of any bonds and other obligations now outstanding or hereafter authorized and issued. All properties within and users of services provided by the District, as enlarged by this annexation, shall be subject to the payment of service and user fees and such other applicable fees and charges as may be assessed from time to time by the District and shall be subject to all rules, regulations, powers and authority of the District and of the Board as provided by law or otherwise.
7. That the Chair of the Board and/or Manager of the District be and are instructed, within 30 days after adoption of this Annexation Resolution, to file a written notice of annexation with the Lt. Governor of the State of Utah, accompanied by a copy of this Resolution and an approved final local entity plat. The Chair and/or Manager are further instructed, upon receipt of the certificate of annexation from the Lieutenant Governor, to submit the documents identified in paragraph 3 above to the Wasatch County Recorder for recordation.

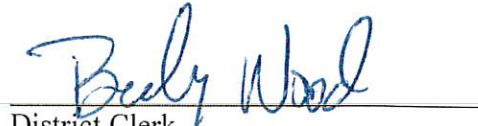
8. That this Resolution shall take effect immediately upon its approval and adoption, but the annexation shall not be complete and effective until the date specified in the certificate of annexation issued by the Lt. Governor.

PASSED AND ADOPTED the 14th day of June, 2021.

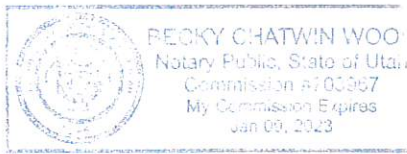
SIGNED:


Don Huggard, Chairman

ATTEST:

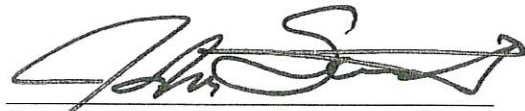

District Clerk

On the 14th day of June, 2021, this Resolution was signed and executed in my presence by Don Huggard, Chairman, whose identity is personally known to me or was proven by satisfactory evidence.




NOTARY PUBLIC

SIGNED AND AGREED TO BY:


Owner and Applicant for Annexation

On the 14th day of June, 2021, this Resolution was signed and executed in my presence by John Monte Stewart, whose identity is personally known to me or was proven by satisfactory evidence.




NOTARY PUBLIC

EXHIBIT C Vicinity Map

