CENTRAL IRON COUNTY WATER CONSERVANCY DISTRICT

RESOLUTION NO. 2020-1-30-01

A RESOLUTION DESIGNATING THE ASSESSMENT AREA FOR THE PURPOSE OF FINANCING THE CONSTRUCTION OF A WELL, PUMP, TRANSMISSION PIPELINE AND RELATED MATTERS

WHEREAS, the Central Iron County Water Conservancy District (hereafter “District”) has held two meetings with Chekshani Cliffs residents to discuss various alternatives for improving its water system;

WHEREAS, owners of real property within the Chekshani Cliffs Subdivision and one independent neighboring parcel owner have requested that the District form an assessment area covering the Chekshani Cliffs Subdivision and one additional parcel in accordance with the Assessment Area Act set forth in Utah Code Title 11, Chapter 42 (the “Act”); and

WHEREAS, the District held the public hearing as required under Utah Code § 11-42-204 on May 21, 2020; and

WHEREAS, the District provided notice of the proposed assessment area as required by Utah Code § 11-42-202 by publishing notice in the newspaper as required by Utah Code § 11-42-202(4)(a)(I) for four consecutive weeks, by posting notice on the Utah Public Notice Website at least four weeks prior to the protest deadline, and mailing notice, by regular and certified mail, to each property owner within the proposed assessment area as required by Utah Code § 11-42-202(4)(b); and

WHEREAS, the time period for protesting the proposed assessment area ended on July 21, 2020; and

WHEREAS, the District did not receive any written protests from any of the property owners within the proposed assessment area and the District has considered those protests; and

WHEREAS, the District is authorized to adopt a Resolution designating the assessment area; and

WHEREAS, the District now desires to designate the Assessment Area for the parcel and the Chekshani Cliffs Subdivision,

NOW, THEREFORE, BE IT RESOLVED BY THE CENTRAL IRON COUNTY WATER CONSERVANCY DISTRICT AS FOLLOWS:

1. The District hereby determines that it is in the best interest of the District to designate the parcel and Chekshani Cliffs Subdivision assessment area (the “Assessment Area”).
2. The District has noted that no written protests have been filed in accordance with Utah Code § 11-42-203 and as such the District has determined that “adequate protests” (as defined in Utah Code § 11-42-102(1)) have not been filed in relation to the Assessment Area.

3. The Assessment Area shall be single classification with each parcel receiving the same expected benefit and being assessed the same amount.

4. The Assessment Area boundaries are described in Exhibit A and shown on the map attached hereto as Exhibit B.

5. The Assessment Area is created to construct a well, pump, transmission lines and related improvements to connect the current Parcel as well as the Chekshani Cliffs Subdivision culinary water lines within the Assessment Area to address and resolve water deterioration of water works and to provide a redundant source to assure adequate water supplies to the properties affected within the Assessment Area.

6. The District may begin providing the specified improvements described in the preceding sentence once this Resolution becomes effective.

7. This Resolution takes effect upon publication and recording, but in no case sooner than fifteen days after the date of its adoption.

Dated this 30th day of July, 2020.

CENTRAL IRON COUNTY WATER CONSERVANCY DISTRICT

By: [Signature]
Brent Hunter, Chair

ATTEST:

Mandi Williams, District Office Manager
Excluded Parcels

DESC AS FOLLOWS: BEG AT NW COR OF COMMON AREA, CHEKSHANI CLIFFS SUBD, PHASE 1 AMENDED, S17°41'45"W ALG W LN OF SD COMMON AREA, 325.55 FT TO PT ON CURV OF EXIST RD R/W (KAWIYU TRAIL) SD SUBD; ALG SD R/W FOLLOW COURSES: CURV DATA: DELTA=13°28.34°, RADIUS=776.42 FT, ALG RADIUS BEAR 51°17'49"W ALG ARC OF SD CURV 182.61 FT TO PC OF CURV TO LEFT; CURV DATA: DATA=46°29.00°, RADIUS=398.45 FT, ALG RADIUS BEAR 52°16'49"W ALG ARC OF SD CURV 324.84 FT TO PC OF CURV TO RT, CURV DATA: DELTA=51°18.50°, RADIUS=84.93 FT, ALG PT BEAR N00°07'54"E ALG ARC OF SD CURV 76.06 FT TO PT; N86°16'07"W 70.00 FT; N82°33'56"W 3.23 FT; S03°45'33"E 100.00 FT; S86°18'07"E 70.00 FT; N03°45'33"E 29.19 FT TO PC OF CURV TO RT, CURV DATA: DELTA=87°57'05", RADIUS=20.00 FT, ALG PT BEAR S06°16'07"E ALG ARC OF SD CURV 30.67 FT TO PC OF CURV TO LEFT, CURV DATA: DELTA=134°93.93 FT PC OF CURV TO RT; CURV DATA: DELTA=34°27'36", RADIUS=20.00 FT, ALG PT BEAR S01°06'56"E ALG ARC OF SD CURV 12.03 FT TO PC OF CURV TO LEFT; CURV DATA: DELTA=35°38'50", RADIUS=50.00 Ft, ALG PT BEAR 35°34'34"E ALG ARC OF SD CURV 31.06 FT TO PC OF CURV TO RT; CURV DATA: DELTA=90°29'08", RADIUS=20.00 FT, ALG PT BEAR S29°58'45"W ALG ARC OF SD CURV 31.59 FT TO PC OF CURV TO LEFT, CURV DATA: DELTA=30°42'07", RADIUS=2261.02 FT, ALG ARC BEAR S35°32'0'E ALG ARC OF SD CURV 105.30 FT TO PC OF CURV TO RT; CURV DATA: DELTA=0°52'43", RADIUS=1395.90 FT, ALG PT BEAR N62°12'13"W ALG ARC OF SD CURV 216.31 FT TO PT, SD PT ALSO BE NE COR LOR 28, SD SUBD: S09°38'07"W ALG N LN OF SD LOR 28, 411.76 FT TO NW COR OF SD LOR 28, SD PT ALSO BE ON SNDRY LN OF FUTURE DEVELOPMENT, SD SUBD S03°58'08"W ALG SD SNDRY LN 73.74 FT, N29°26'21"E 959.33 FT TO SW COR LOR 25, SD SUBD: DEPART SD SNDRY LN S85°32'0'E 295.62 FT TO COMMON COR LOTS 23 & 24, SD SUBD: S35°32'0'E 219.48 FT TO COMMON COR LOTS 24 & 25, SD SUBD: S85°32'0'E 220.71 FT TO POB. (LOC CHEKSHANI CLIFFS SUBD AMENDED)

OPEN AREA OF CHEKSHANI CLIFFS SUBDIVISION, PHASE 1 AMENDED AS FOLLOWS: BEG N00°01'48"W ALG E LN SEC LN 9, 324.31 FT FR E1/4 COR SEC 9, T38S, R12W, SLW PT BEING NE COR CHEKSHANI CLIFFS SUBD, PHASE 1, AMENDED: S00°01'48"E ALG SD E LN 027 FT TO A PT ON W LN OF A CURV OF AN EXIST RD (WIPISHANI LN); CURV DATA: RADIUS= 58.43 FT, ALG RADIUS BEAR S28°50'22"W ALG ARC OF SD CURV 104.34 FT, S52°23'24"W 46.08 FT TO NE COR LOR 10, SD SUBD; DEPART SD LN; S88°50'56"W 46.18 FT TO COR COR W LOTS 9 & 10, SD SUBD; N71°26'52"W 230.00 FT TO COR COR W LOTS 9 & 10, SD SUBD; S82°06'00"W 233.59 FT TO COR COR W LOTS 9 & 10, SD SUBD; S67°59'33"W 241.73 FT TO COR COR W LOTS 8 & 7, SD SUBD; N61°09'54"W 218.73 FT TO COR COR W LOTS 4 & 5, SD SUBD; N81°53'16"E 198.46 FT TO NE COR OF LOR 4, SD SUBD; PT SD ALSO BEING ON N LN SD; ALG SD N LN FOLLOWING COURSES; S73°26'37"E 345.86 FT, N88°47'44"E 346.28 FT, N86°01'17"E 258.45 FT, S85°58'57"E 102.18 FT TO A PT ON WELL PARCEL; DEPART SD N LN OF SD SUBD, S29°01'03"W ALG E LN OF SD WELL PARCEL, 250.00 FT TO PT ON L LN OF SD WELL PARCEL; DEPART S85°58'57"E ALG SD S LN 46.48 FT TO A PT ON N EASE LOR 10, SD SUBD; S88°50'56"E ALG SD EASE LOR 169.63 FT TO A PT ON E LN OF SD WELL PARCEL; N24°01'03"E ALG SD E LN 127.86 FT TO A PT ON N LN OF SD SUBD; DEPART SD E LN S85°58'57"E ALG SD N LN 222.02 FT TO POB, EXCL WELL PARCEL: E401-6-71-

BEG AT SW COR OF LOT 26, CHEKSHANI CLIFFS SUBD, PHASE 1 AMENDED: S85°52'00"E 211.04 FT TO COMMON COR OF LOTS 26 & 27 SD SUBD; S60°20'29"E 180.48 FT TO SE COR LOT 27 SD SUBD; SD PT BE ON W R/W LN OF TU-EE TRAIL; ALG SD W LN FOLLOW COURSES: S30°15'32"W 11.09 FT TO PC OF CURV TO RT CURV DATA: D=4°53'10", R=467.00, ALG ARC SD CURV 39.82 FT TO PT; S35°08'32"W 54.05 FT TO PC OF CURV TO LEFT, CURV DATA: D=0°33'30", R=9035.00, ALG ARC SD CURV 49.04 FT TO PC NON-TANGENT CURV TO RT CURV DATA: D=85°37'44", R=20.00, RADIUS PT BEARS N55°24'48"W ALG ARC SD CURV 29.89 FT TO PT; N85°47'04"W 5.08 FT TO PC OF CURV TO LEFT, CURV DATA: D=8°40'36", R=50.00, ALG ARC SD CURV 74.77 FT TO PT; S34°32'16"W 148.87 FT TO PC OF CURV TORT, CURV DATA: D=84°30'15", R=20.00, ALG ARC SD CURV 29.50 FT TO PC OF NON-TANGENT CURV TO LEFT SD PT ALSO BE ON N LN OF KAWIYU TRAIL CURV DATA: D=13°44'42", R=776.42, RADIUS PT BEARS S29°02'32"W ALG ARC SD CURV & LN OF KAWIYU TRAIL 186.26 FT; DEPART SD CURV & N LN LN N17°41'45"E 325.55 FT TO POB, AKA COMMON AREA LOT 72, CHEKSHANI CLIFFS SUBD, PHASE 1 AMENDED.