

RESOLUTION **2001-05**

A RESOLUTION TO CREATE SPECIAL IMPROVEMENT DISTRICT NO. 2000-1 OF TOOELE CITY, TOOELE COUNTY, UTAH, DESCRIBED IN THE NOTICE OF INTENTION CONCERNING THE DISTRICT AND AUTHORIZING THE CITY OFFICIALS TO PROCEED TO MAKE IMPROVEMENTS AS SET FORTH IN THE NOTICE OF INTENTION TO CREATE THE DISTRICT.

BE IT RESOLVED by the City Council of Tooele City, Tooele County, Utah:

Section 1. The City Council of Tooele City, Tooele County, Utah (the "City"), hereby determines that it will be in the best interest of the City to finance the construction of certain improvements within the City. The specific description of the nature of the improvements is more particularly set out 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 wished to be heard in protest against the creation of the District or making of any of the improvements therein or on any other matter pertinent to the District. In view of the protests received at the meeting held for that purpose on September 6, 2000, action on the creation of said District was deferred by the City Council until this meeting.

Section 3. In addition, as a requirement for the creation of the District, the City Council has requested that the Owners of the properties to be assessed within the District execute a certain Acknowledgment, Waiver and Consent with respect to the construction of the improvements, which executed Acknowledgments are attached hereto as Exhibit "C".

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.

Section 5. The legal description and tax identification number of the properties proposed to be assessed within the District are more fully set forth on Exhibit "B" attached hereto.

Section 6. As required by law, the City Recorder is hereby authorized and directed to file a copy of the Notice of Intention and resolution creating the District as finally approved, together with a list of properties proposed to be assessed described by tax identification number and legal description, in the Tooele County Recorder's office within five days from the date hereof.

Section 7. In addition to the requirements of Section 6 hereof, immediately upon its adoption, this Resolution shall be placed in the records of the City where it will be

continuously available for public inspection on a reasonable basis at the office of the City during regular business hours of the City, from and after the date hereof through and including the last date of issuance of the bonds or such later time as is determined by the City.

Councilmember Silcox seconded the motion to adopt the foregoing resolution. The resolution was thereupon put to a vote and unanimously adopted on the following recorded vote:

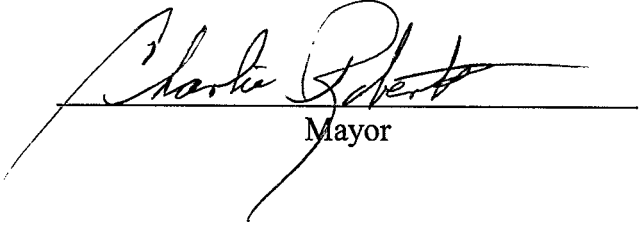
Those voting AYE:

SIGNATURE PAGE ATTACHED

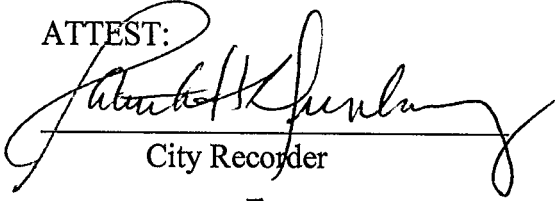
Those voting NAY:

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

ADOPTED AND APPROVED this 3rd day of January, 2001.



Mayor

ATTEST:


City Recorder



TOOELE CITY COUNCIL RESOLUTION 2001-05.

TOOELE CITY COUNCIL

(For)

(Against)

Roger Evans Baker

Lawrence F. Silcox

Charlett H. Brown

William R. ...

Colleen Johnson

ABSTAINING: _____

MAYOR OF TOOELE CITY

(For)

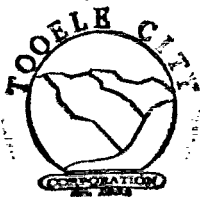
(Against)

Charlie Baker

ATTEST:

Patrick H. Dunlavy
Patrick H. Dunlavy, City Recorder

SEAL



Approved as to form:

Roger Evans Baker, Tooele City Attorney

Tax Id # 2-4-51

E 157409 B 0655 P 0214

Date: October 30, 2000
File: g:\99104\new-prop.wpd**Overall Property Description**

Beginning at a point which is South 89°43'06" West, along the section line, 521.86 feet from the Northeast corner of Section 21, Township 3 South, Range 4 West, Salt Lake Base & Meridian; and running thence South 00°28'54" West, 200.31 feet to point on a 767.00 foot radius curve to the left; thence 66.80 feet along said curve through a central angle of 04°59'25" (chord bears South 02°00'49" East, 66.78 feet) to a point of reverse curvature on a 2233.00 foot radius curve to the right; thence 230.15 along said curve through a central angle of 05°54'19" (chord bears South 01°33'22" East, 230.05 feet); thence South 01°23'48" West, 218.77 feet to a point on 1033.00 foot radius curve to the right; thence 12.65 feet along said curve through a central angle of 00°42'07" (chord bears South 01°44'51" West, 12.65 feet; thence South 02°05'54" West, 412.12 feet to a point on a 2936.15 foot radius curve to the left; thence 81.66 feet along said curve through a central angle of 01°35'37" (chord bears South 01°18'06" West, 81.66 feet); thence South 00°30'18" West, 97.97 feet to a point on a 1872.65 foot radius curve to the left; thence 98.25 feet along said curve through a central angle of 03°00'21" (chord bears South 00°59'53" East, 98.23 feet) to a point of reverse curvature on a 1780.04 foot radius curve to the right; thence 101.42 feet along said curve through a central angle of 03°15'52" (chord bears South 00°52'08" East, 101.41 feet); thence North 89°59'34" West, 454.67 feet to a point on an existing fence line; thence along said fence line the following five (5) calls: North 00°52'19" East, 194.51 feet; thence North 89°30'48" West, 19.99 feet; thence North 00°28'47" East, 115.60 feet; thence North 86°46'02" East, 19.84 feet; thence North 00°43'49" East, 165.28 feet; thence South 89°38'00" West, 325.79 feet; thence North 01°23'48" East, 774.45 feet to a point on a 2814.80 foot radius curve to right; thence 221.47 feet along said curve through a central angle of 04°30'29" (chord bears North 03°45'56" East, 221.41 feet); thence North 06°09'08" East, 46.23 feet; thence North 89°43'06" East, 393.46 feet; thence South 00°15'56" East, 251.00 feet; thence North 89°43'06" East, 200.00 feet; thence North 00°15'56" West, 251.00 feet; thence North 89°43'06" East, 156.14 feet to the point of beginning.

Contains: 22.35 Acres

Tax Id # 2-4-15

E 157409 B 0655 P 0215

EXHIBIT A

Beginning at a point on the east right-of-way of 100 East Street; said point being South 89°43'06" West, along the section line, 521.86 feet from the Northeast corner of Section 21, Township 3 South, Range 4 West, Salt Lake Base & Meridian; and running thence North 89°43'06" East, 124.80 feet; thence South 1520.05 feet; thence North 89°59'34" West, 138.17 feet to a point of non-tangency with a 1780.04 foot radius curve to the left; said point also being on the east right-of-way line of said 100 East Street; thence along said east right-of-way line the following ten (10) calls: thence 101.42 feet along said curve through a central of 03°15'52" (chord bears North 00°52'08" West, 101.41 feet) to a point of reverse curvature on a 1872.65 foot radius curve to the right; thence 98.25 feet along said curve through a central angle of 03°00'21" (chord bears North 00°59'53" West, 98.23 feet); thence North 00°30'18" East, 97.97 feet to point on a 2936.15 foot radius curve to the right; thence 81.66 feet along said curve through a central angle of 01°35'37" (chord bears North 01°18'06" East, 81.66 feet); thence North 02°05'54" East, 412.12 feet to a point on a 1033.00 foot radius curve to left; thence 12.65 feet along said curve through a central angle of 00°42'07" (chord bears North 01°44'51" East, 12.65 feet); thence North 01°23'48" East, 218.77 feet to a point on a 2233.00 foot radius curve to the left; thence 230.15 feet along said curve through a central angle of 05°54'19" (chord bears North 01°33'22" West, 230.05 feet) to a point of reverse curvature on a 767.00 foot radius curve to the right; thence 66.80 feet along said curve through a central angle of 04°59'25" (chord bears North 02°00'49" West, 66.78 feet); thence North 00°28'54" East, 200.31 feet to the point of beginning.

Contains: 4.50 Acres