

STATE OF UTAH



E 084038 B 850 P 0503  
Date 25-JAN-2006 16:02pm 5:10  
Fee: No Fee Check  
LOUISE C JONES, Recorder  
Filed By LCJ  
FOR SAN JUAN COUNTY  
SAN JUAN COUNTY CORPORATION

OFFICE OF THE LIEUTENANT GOVERNOR


CERTIFICATE OF CREATION

I, GARY R. HERBERT, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of creation of the BLUFF WATER WORKS SPECIAL SERVICE DISTRICT, dated July 11<sup>th</sup>, 2005 complying with Section 17A-2-1311, 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 creation, referred to above, on file with the Office of the Lieutenant Governor pertaining to BLUFF WATER WORKS SPECIAL SERVICE DISTRICT, located in San Juan County, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of Utah at Salt Lake City, this 30<sup>th</sup> day of December, 2005.

  
GARY R. HERBERT  
Lieutenant Governor

RESOLUTION NO. 2005-01

**A RESOLUTION OF THE SAN JUAN COUNTY BOARD OF COMMISSIONERS TO  
CREATE A SPECIAL SERVICE DISTRICT TO ADMINISTER WATER SERVICES  
WITHIN THE SPECIAL SERVICE DISTRICT BOUNDARIES AS PROPOSED BY THE  
AFFECTED RESIDENTS OF BLUFF, UTAH.**

**WHEREAS**, after consideration and a Public Hearing held on June 1, 2005, the Bluff Service Area by motion resolved to support the separation of the Bluff Water Works from the Bluff Service Area and effectively relinquished its power and control over culinary water within its area boundaries, thus lending its support to create a new service district to manage water services; and

**WHEREAS**, the San Juan County Board of Commissioners, the governing authority of the county, has received a petition proposing the establishment of a service district to administer water services and setting forth the boundaries of and the services to be provided within the proposed service district; and

**WHEREAS**, the petition contains the signatures of forty-three (43) qualified Bluff electors, which is 10% or more of the qualified electors of the service district *and* (emphasis added) the petition contains the signatures of forty-four (44) owners of real property within the proposed boundaries of the service district, which is approval by the owners of 10% or more of the taxable value of the taxable property in the proposed service district as required by Section 17A-2-1305(2), Utah Code Annotated (1953, as amended); and

**WHEREAS**, “[s]ignatures need not be notarized or witnessed, and signers need not be sworn; but all persons signing are considered to have represented that they are property owners or qualified electors of the proposed service district” Section 17A-2-1305(2), Utah Code Annotated (1953, as amended); and

**WHEREAS**, “[t]he governing authority of a county or municipality shall adopt such a resolution, upon presentation to the governing authority of a petition . . .” that meets the establishment criteria set forth in Section 17A-2-1305(2), Utah Code Annotated (1953, as amended); **NOW THEREFORE:**

**BE IT RESOLVED BY THE BOARD OF SAN JUAN COUNTY COMMISSIONERS**

After consideration and a properly noticed Public Hearing held on June 7, 2005, the Board of Commissioners declare that the public health, convenience, and necessity requires the establishment of a service district in Bluff, Utah, to administer water services (culinary water) within an unincorporated contiguous territory located within San Juan County, Utah, more particularly described as:

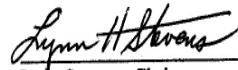
Sections 7, 8, 9, 16, 17, 18, 19, W1/2 of Section 20, the W1/2, NW1/4, & Lots 7, 9, 10, 11, 12, 13 of Section 29; the NE1/4, E1/2 NW1/4, & Lots 1, 2, 6, 7, 8, 9, 10, 11 of Section 30. Lot 1 of Section 31, all in Township 40 South, Range 22 East, Salt Lake Base & Meridian

Sections 11, 12, 13, 14, 23, 24, 26, the N1/2, NW1/4 SW1/4, & Lots 1, 2, 3, 4, 5, of Section 25. The NW1/4 NW1/4, & Lots 1, 2, 3, 4, 5, of Section 35. Lot 1 of Section 36, all in Township 40 South, Range 21 East, Salt Lake Base & Meridian.

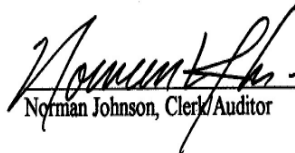
All of the above situate, lying and being in the County of San Juan, State of Utah.

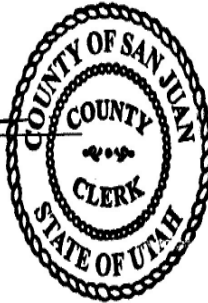
The designated name for the proposed service district shall be the Bluff Water Works Special Service District.

PASSED AND APPROVED on 11 July, 2005.

  
Lynn Stevens, Chairman  
Board of San Juan County Commissioners

ATTEST:

  
Norman Johnson, Clerk/Auditor



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## The Bluff Water District

The following described tract of land in the County of San Juan, the State of Utah: all of which is within Township 40 South, Range 22 East, and Township 40 South, Range 21 East, Salt Lake Base & Meridian. More particularly described as follows.

Sections 7, 8, 9, 16, 17, 18, 19, W1/2 section 20; the W1/2NW1/4, & lots 7, 9, 10, 11, 12, 13 of section 29; the NE1/4, E1/2NW1/4, & lots 1, 2, 6, 7, 8, 9, 10, 11 of section 30; lot 1 of section 31. All in Township 40 South, Range 22 East, SLB&M

Sections 11, 12, 13, 14, 23, 24, 26, the N1/2, NW1/4SW1/4, & lots 1, 2, 3, 5, of section 25; The NW1/4NW1/4, & lots 1, 2, 3, 4, 5, of section 35; lot 1 of section 36. All in Township 40 South, Range 21 East, SLB&M

This description made by David A. Bronson on July 28<sup>th</sup>, 2005 and should include attachments 'A', 'B', 'C'. Attached hereto and made a part hereof.

### SURVEYOR'S NARRATIVE

I made the description at the request of the County Attorney. The area for the district boundaries was identified on a map supplied by a member of the Bluff Water District. I based my legal description on the official BLM survey plats.

### SURVEYOR'S CERTIFICATE

I, David A. Bronson, do hereby certify that I am a registered Utah Land Surveyor, and that I hold certificate No. 5561155 in accordance with title 58, chapter 22, Professional Engineers and Land Surveyors act. I further certify that under the authority of San Juan County I have made a legal description for a Special Service District to be known as The Bluff Water District.

JULY 28, 2005

Date:

  
David A. Bronson



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### Certification of Completion

The Board of San Juan County Commissioners, the Governing Authority over San Juan County, Utah, certifies that the requirements for the establishment of the Bluff Water Works Special Service District have been completed:

1) In May of 2005, the Board of San Juan County Commissioners, via the County Clerk's Office, received a petition proposing the establishment of a service district to administer culinary water in Bluff, Utah. It was determined by the clerk's office that the petition was approved by the owners of 10% or more of the taxable value of the taxable property included in the proposed service district and by 10% or more of the qualified electors of the proposed of the proposed service district, evidenced by one or more writings, attached to a copy of the petition, signed by the property owners and electors, so designated, together with their residence address and, in the case of property owners, the address of or other description sufficient to identify the property in the proposed service district owned by them. See Section 17A-2-1305, Utah Code Ann, 1953, as amended.

2) On June 6, 2005, after proper public notice was provided by the county clerk, in compliance with Section 17A-2-1308, Utah Code Ann, 1953, as amended, of the county's intention to consider the establishment the Bluff water service district, and a public hearing was held in Bluff, Utah, to receive public comment on the proposed creation of the proposed service district. See Section 17A-2-1307, Utah Code Ann, 1953, as amended, and Section 17A-2-1309, Utah Code Ann, 1953, as amended.

3) On July 11, a full month after the Commission received public comment at the June 6, 2005, hearing in compliance with Section 17A-2-1309, Utah Code Ann, 1953, as amended, and after receiving no protests, the Commission adopted San Juan County Resolution No. 2005-01, A Resolution of the San Juan County Board of Commissioners To Create A Special Service District to Administer Water Services Within the Special Service District Boundaries As Proposed By The Affected Residents of Bluff, Utah, after is was determined that the public health convenience, and necessity requires the establishment of a service district in Bluff, Utah, to provide culinary water service. Section 17A-2-1305, Utah Code Ann, 1953, as amended, and Section 17A-2-1311, Utah Code Ann, 1953, as amended.

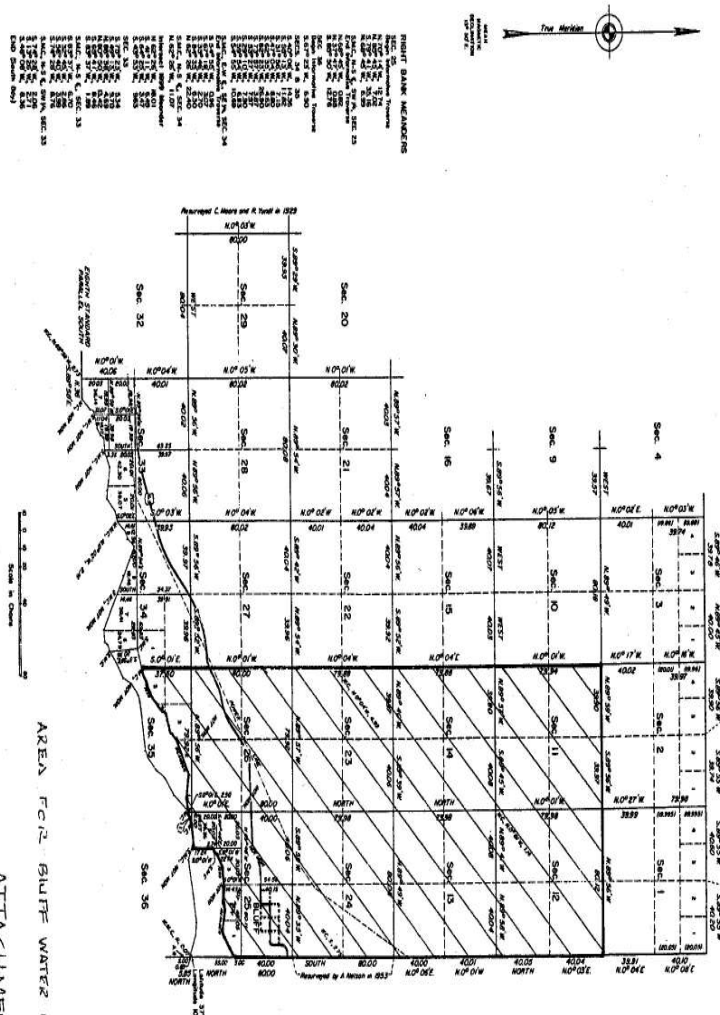
Date: July 29, 2005

  
Rick Bailey  
San Juan County Administrator

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ORIGINAL

TOWNSHIP 40 SOUTH, RANGE 21 EAST, OF THE SALT LAKE MERIDIAN, UTAH.  
DEPENDENT SURVEY, MEANDER SURVEY, AND SUBDIVISION OF SECTIONS SURVEY



AREA FOR SUIVE WATER DISTRICT

ATTACHMENT A

RECORDING MARK

UNITED STATES DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT  
SALT LAKE CITY, UTAH

THIS MAP IS AN ACTIVE DOCUMENT IN THE RECORDS OF THE BUREAU OF LAND MANAGEMENT AND IS AVAILABLE FOR REPRODUCTION AND DISTRIBUTION AT THE DISCRETION OF THE BUREAU.

FOR THE DIRECTOR

CHIEF CADASTRAL SURVEYOR FOR UTAH

RECORDING MARK

UNITED STATES DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT  
SALT LAKE CITY, UTAH

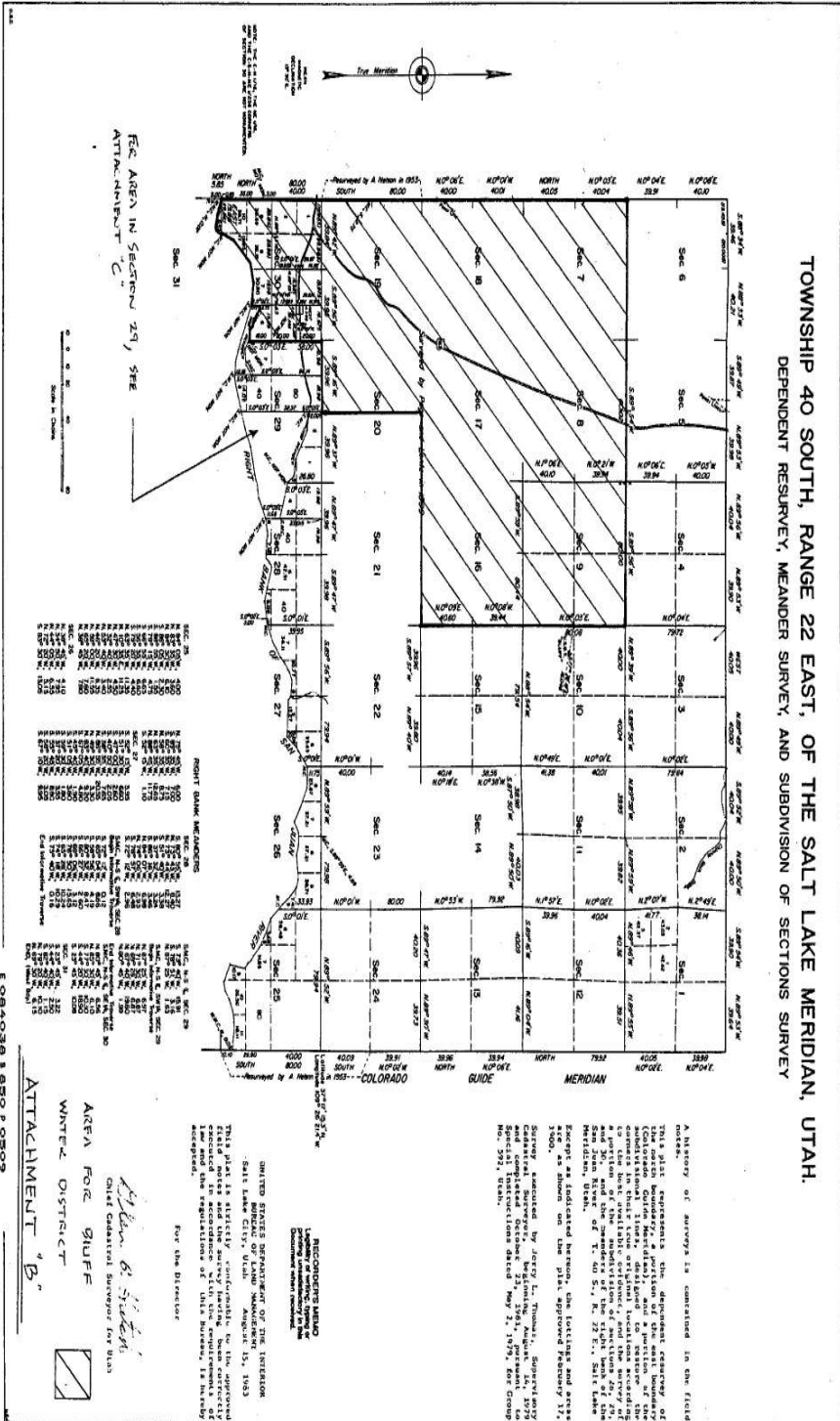
ES04028 8 830 P 0808

1720-75

# TOWNSHIP 40 SOUTH, RANGE 22 EAST, OF THE SALT LAKE MERIDIAN, UTAH.

## DEPENDENT RESERVEY, MEANDER SURVEY, AND SUBDIVISION OF SECTIONS SURVEY

ORIGINAL



FOR AREA IN SECTION 29, SEE ATTACHMENT 'C'

RIGHT BANK MEANDERS

SECTION 31

SECTION 29

SECTION 28

SECTION 27

SECTION 26

SECTION 25

SECTION 24

SECTION 23

SECTION 22

SECTION 21

SECTION 20

SECTION 19

SECTION 18

SECTION 17

SECTION 16

SECTION 15

SECTION 14

SECTION 13

SECTION 12

SECTION 11

SECTION 10

SECTION 9

SECTION 8

SECTION 7

SECTION 6

SECTION 5

SECTION 4

SECTION 3

SECTION 2

SECTION 1

SECTION 36

SECTION 35

SECTION 34

SECTION 33

SECTION 32

RECORDERS MEMO

Survey conducted by Jerry L. Thomas, Supervisory Cadastral Surveyor, Salt Lake, August 14, 1933. Special Instructions dated May 17, 1929, for Group No. 294, Utah.

UNITED STATES DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT  
SALT LAKE CITY, UTAH August 15, 1933

This plat is strictly conformable to the approval and instructions of the Chief Assistant Surveyor for Utah and is in accordance with the requirements of the regulations of this Bureau, in being accepted.

For the Director

Allen B. Stetson  
Chief Assistant Surveyor for Utah

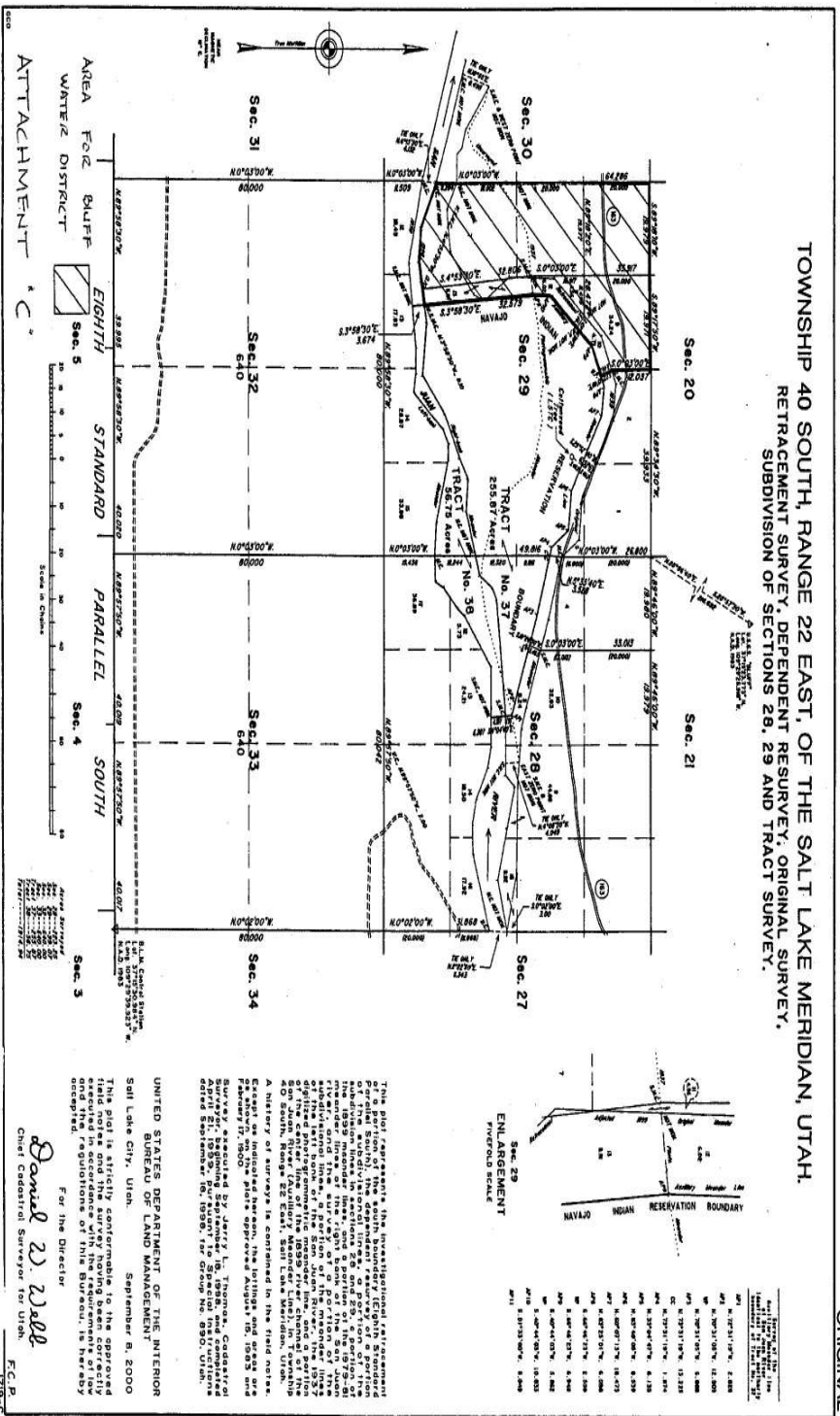
AREA FOR BLUFF  
WHITE DISTRICT

ATTACHMENT 'B'

1715 B.

TOWNSHIP 40 SOUTH, RANGE 22 EAST, OF THE SALT LAKE MERIDIAN, UTAH.  
 RETRACEMENT SURVEY, DEPENDENT RESURVEY, ORIGINAL SURVEY,  
 SUBDIVISION OF SECTIONS 28, 29 AND TRACT SURVEY.

ORIGINAL



AREA FOR BLUFF WATER DISTRICT

EIGHTH STANDARD PARALLEL SOUTH

Sec. 5

Sec. 4

Sec. 3

UNITED STATES DEPARTMENT OF THE INTERIOR  
 BUREAU OF LAND MANAGEMENT  
 Salt Lake City, Utah. September 6, 2000

This plat is a true and correct copy of the original survey as shown on the original survey map and the survey having been accepted in accordance with the requirements of law and the provisions of the Act of March 3, 1879, as amended, is hereby certified to be correct and true.

For the Director  
 Daniel J. Sullivan  
 Chief Cadastral Surveyor for Utah

Enlargement  
 River Road Scale

Section	Area (Acres)	Area (Sq. Miles)
28	360.00	0.648
29	360.00	0.648
30	360.00	0.648
31	360.00	0.648
32	360.00	0.648
33	360.00	0.648
34	360.00	0.648
Total	2520.00	4.536