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Book - 11235 Pg - 6797-6804  
RASHELLE HOBBS  
RECORDER, SALT LAKE COUNTY, UTAH  
TAYLORSVILLE-BENNION IMP DIST  
PO BOX 18579  
SLC UT 84118  
BY: ZHA, DEPUTY - WI 8 P.

When Recorded, Return to:  
Taylorsville-Bennion Improvement District  
1800 W. 4700 S.  
Taylorsville, UT 84129

Affecting Parcel No. 21-02-426-003

### Privately Maintained Infrastructure Acknowledgement and Rate Agreement

This agreement is being entered into by the Owner and Taylorsville-Bennion Improvement District (the "District") to memorialize the joint understanding and acknowledgement of the limits of ownership of sewer and or water infrastructure and the obligations of said ownership.

Section 5.5 of the District's Water and Wastewater Rules and Regulations, concerning Privately Maintained Infrastructure (hereinafter referred to as "PMI"), states the policy of the District regarding the rights and responsibilities of privately owned water and wastewater main lines. A copy of Section 5.5 is attached hereto as Exhibit A. The District's regulations may be amended from time to time at the discretion of the District, and the latest approved version of the policies shall control.

It has been determined that the undersigned is/are the owner/s of PMI (the "Owner") appurtenant to the real property located at the following address (the "Property")

Monte Vista (MHC), LLC  
4595 South Monte Vista Drive  
Taylorsville, UT 84123

The extents of ownership are more particularly shown on Exhibit B. As owner of the above stated property, you agree to notify the District before any maintenance or replacement of your PMI.

According to the Rules of the District, once the owner has acknowledged that they own and maintain PMI, the Owner qualifies for the District's reduced PMI rate, as may be established or amended from time to time by the District. This agreement shall act as said acknowledgement and once it is signed and returned to the District, the District shall apply the discounted rate to your property.

This agreement is intended to run with the land and shall be binding on the heirs and assigns of the owners of said real property. At the discretion of the District, this agreement may be recorded on the Property in the records of the Salt Lake County Recorder.

Executed this 6<sup>th</sup> day of August, 2021



# Monte Vista Sewer & Water Exhibit

4595 S Monte Vista Dr, Taylorsville UT



## Legend

- TBID Water Line
- TBID Sewer
- Privately Maintained Infrastructure Area
- Monte Vista Sewer
- Private Manhole
- TBID Manhole
- Monte Vista Water Meter
- TBID Water Line

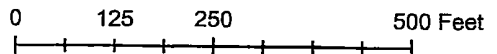


Exhibit B

Extents of PMI

See attached "Monte Vista Sewer & Water Exhibit"

Owner

[Signature]

Signature

Brian L. Fitterer

Printed Name

8/6/2021

Date

State of Utah )

§

County of Salt Lake )

Subscribed and sworn (or affirmed) to before me on this \_\_\_\_\_ day of \_\_\_\_\_ (month), in the year \_\_\_\_\_ by \_\_\_\_\_ (name of document signer).

Witness my hand and official seal

(Seal)

\_\_\_\_\_  
Notary Public

**Taylorsville-Bennion Improvement District**

By: \_\_\_\_\_

Mark Chalk, General Manager

*See Attached*

\_\_\_\_\_  
Date

State of Utah )

§

County of Salt Lake )

Subscribed and sworn (or affirmed) to before me on this \_\_\_\_\_ day of \_\_\_\_\_ (month), in the year \_\_\_\_\_ by Mark Chalk.

Witness my hand and official seal

(Seal)

\_\_\_\_\_  
Notary Public

**CALIFORNIA ACKNOWLEDGMENT**

**CIVIL CODE § 1189**

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

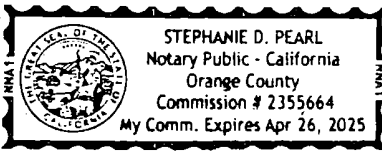
State of California

County of Orange }

On August 6, 2021 before me, Stephanie D. Pearl, Notary Public  
Date Here Insert Name and Title of the Officer

personally appeared Brian L. Fitterer  
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature [Handwritten Signature]  
Signature of Notary Public

Place Notary Seal and/or Stamp Above

**OPTIONAL**

Completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

**Description of Attached Document**

Title or Type of Document: PMT Acknowledgment & Rate Agreement

Document Date: 8/6/2021 Number of Pages: \_\_\_\_\_

Signer(s) Other Than Named Above: \_\_\_\_\_

**Capacity(ies) Claimed by Signer(s)**

|  |  |
|--|--|
| Signer's Name: _____   | Signer's Name: _____   |
| <input type="checkbox"/> Corporate Officer – Title(s): _____   | <input type="checkbox"/> Corporate Officer – Title(s): _____   |
| <input type="checkbox"/> Partner – <input type="checkbox"/> Limited <input type="checkbox"/> General | <input type="checkbox"/> Partner – <input type="checkbox"/> Limited <input type="checkbox"/> General |
| <input type="checkbox"/> Individual <input type="checkbox"/> Attorney in Fact                        | <input type="checkbox"/> Individual <input type="checkbox"/> Attorney in Fact                        |
| <input type="checkbox"/> Trustee <input type="checkbox"/> Guardian or Conservator                    | <input type="checkbox"/> Trustee <input type="checkbox"/> Guardian or Conservator                    |
| <input type="checkbox"/> Other: _____  | <input type="checkbox"/> Other: _____  |
| Signer is Representing: _____  | Signer is Representing: _____  |

Exhibit A

PMI Policy of the District as of March 23, 2021

**5.5 Privately Maintained Infrastructure**

Where the District has allowed water or wastewater main lines to be privately owned and maintained, the District's ownership and responsibility begins at the meter, designated manhole as indicated and designated by the District or any other location as designated by the District. All water and wastewater mainline, laterals, fire hydrants, valves, manholes, and all other appurtenances from the meter or manhole to the building connections are owned and maintained by the private property owner(s). These are considered Privately Maintained Infrastructure (PMI).

The owner of any PMI will be responsible for any damage to District lines, assets, or systems and for anything which impedes the District's ability to distribute water or collect wastewater at its regular level of service, related to the use, operation, maintenance, or repair of its PMI. This includes, but is not limited to, any event that takes place on the owner's property or that is related to or resulting from infrastructure that is not properly maintained or replaced as needed.

In the event the District believes that lack of proper maintenance of PMI has created the potential for adverse impacts to public health and safety, the District may enter upon the property to access the PMI and perform whatever work is reasonably necessary to correct the situation. In such case, the District may bill the owner of the PMI for the entire cost and expense of such work, including administrative costs and legal costs to the maximum amount permitted by law. Notwithstanding the above, the District is under no obligation to repair or maintain the PMI.

The District shall apply the PMI rate, as currently established by the District, to the owners of PMI who have signed the District's PMI Acknowledgement and Rate Agreement.

Owner

Signature

Printed Name

Date

State of Utah )

§

County of Salt Lake )

See attached

Subscribed and sworn (or affirmed) to before me on this \_\_\_\_\_ day of \_\_\_\_\_ (month), in the year \_\_\_\_\_ by \_\_\_\_\_ (name of document signer).

Witness my hand and official seal

(Seal)

Notary Public

**Taylorsville-Bennion Improvement District**

By:

*[Signature]*

Mark Chalk, General Manager

Date

8/31/2021

State of Utah )

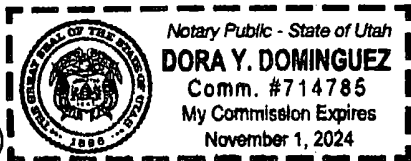
§

County of Salt Lake )

Subscribed and sworn (or affirmed) to before me on this 31 day of August (month), in the year 2021 by Mark Chalk.

Witness my hand and official seal

(Seal)



Notary Public

*[Signature]*

Legal Description

BEG N 00°02'30" W 1470.914 FT & S 89°57'30" W 222.88 FT FR SE COR OF SEC 2, T 2S, R 1W, SLM; S 75°38'12" E 152.58 FT; S 82°02'32" E 37.10 FT; N 89°52'03" E 88.91 FT; S 00°04' W 319.37 FT; S 48°04' W 244.83 FT; NW'LY ALG A 360 FT RADIUS CURVE TO L 149.73 FT; N 74°42'49" W 521.09 FT; NW'LY ALG A 430 FT RADIUS CURVE TO R 236.40 FT; N 43°12'48" W 74.04 FT; NW'LY ALG A 25 FT RADIUS CURVE TO R 34.06 FT; NW'LY ALG A 583 FT RADIUS CURVE TO L 482.26 FT; NW'LY ALG A 517 FT RADIUS CURVE TO R 246.34 FT; NW'LY ALG A 583 FT RADIUS CURVE TO L 256.26 FT; N 70°54'54" E 2.01 FT; N 49°06'49" E 80.78 FT; N 70°54'54" E 299.90 FT; N 70°54'54" E 354.23 FT; S 25°38'59" E 42.02 FT; S 2°04'45" E 319.85 FT; S 20°50'31" W 101.25 FT; S 11°47'04" W 43.52 FT; S 6°12'28" W 79.30 FT; S 6°10'14" E 47 FT; S 16°56'37" E 96.73 FT; S 00°19'28" E 159.87 FT; S 00°05'51" E 237.75 FT TO BEG. 24.92 AC.