STATE OF UTAH

OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF CREATION

I, SPENCER J. COX, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of creation of the GATEWAY RECREATION AND WELLNESS DISTRICT, dated January 14th, 2019, complying with Section 17D-1-209, 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 the GATEWAY RECREATION AND WELLNESS DISTRICT, located in Duchesne, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 18th day of January, 2019 at Salt Lake City, Utah.

SPENCER J. COX
Lieutenant Governor

Certificate #201906

NOTICE OF IMPENDING BOUNDARY ACTION

To: The Lieutenant Governor, State of Utah

NOTICE IS HEREBY GIVEN that the Duchesne County Commission, Utah ("Commission"), acting in its capacity as the governing body of the Gateway Recreation and Wellness District ("District"), at a regular meeting of the Commission, duly convened pursuant to notice, on December 17, 2018, and adopted *An Ordinance to Establish a Special Services District to be Known as the Gateway Recreation and Wellness District; Defining the Boundaries of Said Special Service District and the Services to Provided Therein*, a true and correct copy of which is attached as **Exhibit "A"** hereto and incorporated by this reference herein (the "Ordinance").

A copy of the Final Local Entity Plat satisfying the applicable legal requirements as set forth in Utah Code Ann. § 17-23-20, approved as a final local entity plat by the Duchesne County Surveyor is attached as **Exhibit "B"** hereto and incorporated by this reference. The Commission hereby certifies that all requirements applicable to the creation of the property out of the legal boundaries of the District, as more particularly described in the Ordinance, have been met.

WHEREFORE, the Commission hereby respectfully requests the issuance of a Certificate of Creation pursuant to and in conformance with the provisions of Utah Code Ann. § 17D-1-209.

DATED this 14th day of January, 2019.

DUCHESNE COUNTY, STATE OF UTAH
Acting in its capacity as the governing authority
of the Gateway Recreation and Wellness District

By: Greg Todd
Chair, Duchesne County Commission

VERIFICATION

STATE OF UTAH)
:ss
COUNTY OF DUCHESNE)

The undersigned, being duly sworn upon oath, says that the facts set forth in the foregoing *Notice of Impending Boundary Action* are true, accurate, and complete to the best of the undersigned's knowledge and belief.

Greg Todd
Chair, Duchesne County Commission

SUBSCRIBED AND SWORN to before me this 14th day of January, 2019.

Notary Public
CONNIE SWEAT
Commission #682771
My Commission Expires
May 1, 2019
State of Utah

Connie Sweat
NOTARY PUBLIC

ORDINANCE 18-368

AN ORDINANCE TO ESTABLISH A SPECIAL SERVICES DISTRICT TO BE KNOWN AS THE GATEWAY RECREATION AND WELLNESS DISTRICT; DEFINING THE BOUNDARIES OF SAID SPECIAL SERVICE DISTRICT AND THE SERVICES TO PROVIDED THEREIN;

WHEREAS, the Board of the County Commissioners of Duchesne County, Utah received a Petition on July 27, 2018 requesting the Board to support the establishment of a special service district to be called the Gateway Recreation and Wellness District, for the purposes of providing recreation services and performing such duties as ancillary to the primary purpose of recreation services with the boundaries of the district; and,

WHEREAS, the district will be authorized to provide recreation and wellness services within the boundaries of the district, together with acquisition of all properties, facilities, equipment and appurtenances therefore; and,

WHEREAS, a public hearing was held on October 1, 2018 pursuant to Utah Code Annotated § 17D-1-207; and,

WHEREAS, the time for filing protests under Section 17D-1-206 has passed without adequate protests having been filed; and,

WHEREAS, none of the area to be contained within the boundaries of this proposed special services district is also within the boundaries of any other recreation district established by Duchesne County; and,

WHEREAS, all property included within the boundary of this proposed special services district will be benefited by the creation thereof.

NOW THEREFORE, the County Legislative Body of Duchesne County ordains as follows:

Section 1: It is the intent of the Board that a special services district to be know as the Gateway Recreation and Wellness District, be created within Duchesne County, Utah pursuant to the provisions of the Special Service District Act, Title 17D, Chapter 1, Utah Code Annotated, as amended, and Article XI, Section 7 of the Constitution of Utah.

Section 2: The boundaries of the special district are indicated on the attach plat, and described as follows:

BOUNDARY DESCRIPTION

Beginning at the Northwest Corner of Section 22, Township 2 South, Range 9 West of the Uintah Special Base and Meridian which is on the boundary between Duchesne and Wasatch Counties;

Thence Easterly 8 miles to the Northeast Corner of Section 23, Township 2 South, Range 8 West;

Thence Southerly 6 miles to the Northeast Corner of Section 23, Township 3 South, Range 8 west;

Thence Easterly 11 miles to the Northeast Corner of Section 22, Township 3 South, Range 6 West;

Thence Northerly 2 miles to the Northwest Corner of Section 11, Township 3 South Range 6 West;

Thence Easterly 2 miles to the Northwest Corner of Section 7, Township 3 South, Range 5 West;

Thence Northerly 5 miles to the Northwest Corner of Section 18, Township 2 South, Range 5 West;

Thence East 1 mile to the Northeast Corner of said Section 18;

Thence South 1 mile to the Southeast Corner of said Section 18;

Thence Easterly 3 miles to the Southwest Corner of Section 14, Township 2 South, Range 5 West;

Thence North 1/2 mile to the West 1/4 Corner of said Section 14;

Thence Easterly 2 miles to the East 1/4 Corner of Section 13, Township 2 South, Range 5 West;

Thence Southerly 1.48 miles to the Northwest Corner of Section 30, Township 2 South, Range 4 West;

Thence Easterly 2 1/2 miles to the North 1/4 Corner of Section 28, Township 2 South, Range 4 West;

Thence South 1/2 mile to the Center 1/4 Corner of said Section 28;

Thence Easterly 1 1/2 miles to the East 1/4 Corner of Section 27, Township 2 South, Range 4 West;

Thence Northerly 1 1/2 miles to the Northwest Corner of Section 23, Township 2 South, Range 4 West;

Thence Easterly 2 miles to the Northeast Corner of Section 24, Township 2 South, Range 4 West;

Thence Southerly 6 miles to the Northeast Corner of Section 24, Township 3 South, Range 4 West;

Thence Easterly 2 miles to the Northeast Corner of Section 20, Township 3 South, Range 3 West;

Thence North 1 mile to the Northwest Corner of Section 16, Township 3 South, Range 3 West;

Thence Easterly 4 miles to the Northeast Corner of Section 13, Township 3 South, Range 3 West;

Thence Southerly 8.87 to the intersection of the East line of Section 25, Township 4 South, Range 3

West and the South boundary line of the Uintah Special Meridian;

Thence Southerly and Westerly following said Meridian Line 51.83 miles to the Duchesne and Wasatch County line;

Thence Northerly and Westerly along said County and Meridian Line 3.85 miles to a point in Section 3,

Township 7 South, Range 9 West;

Thence continuing along said County and Meridian line, Northerly 12.63 miles to a point on the North line of Section 3, Township 5 South, Range 9 West;

Thence West 0.24 miles along said Township, County, and Meridian line to the Southwest Corner of Section 34, Township 4 South, Range 9 West;

Thence Northerly 15 miles along said County and Meridian Line to the POINT OF BEGINNING. Containing 598802 acres, or 936 sq miles more or less.

Section3: the district is to be created for the purpose of providing recreation services within the area of the special service district, together with all powers and duties ancillary thereto, as set forth in Utah Code Annotated § 17D-1-103, and such other powers duties and services as are, or in the future may be allowed by law.

Section 4: The district so created shall be known as the "Gateway Recreation and Wellness District".

Section 5: A public hearing on the question of the creation of the district was held by the Board of Duchesne County Commissioners at the Duchesne County Event Center, Duchesne, Utah at 6 pm, on Monday, October 1, 2018, at which time and place all interested persons or parties could appear and be heard whether in support of or in opposition to the creation of the district, as more fully described in the Notice of Intention set forth in Section 7 hereof.

Section 6: The Notice of Intention to Establish the Gateway Recreation and Wellness District, set forth in Section 7, was published at least once a week during four consecutive weeks, the final publication was published not less than five (5) days nor more than twenty (20) days before the hearing, in the Uintah Basin Standard, a newspaper having general circulation in Duchesne County, and was published for thirty-five (35) days before the date of the public hearing on the public legal website.

Section 7: The Notice of Intention was published as follows:

Notice Content

PUBLIC NOTICE

YOU ARE HEREBY GIVEN NOTICE PURSUANT TO UTAH CODE ANN. § 17D-1-205 THAT:
1. A petition has been filed with the legislative body proposing the creation of Gateway Recreation Wellness district a special service district. The special service district shall provide the service of the operation of a recreation district.
2. The general boundary of the proposed recreation special service district covers the Duchesne area. The specific boundary is noted below: Beginning at the Northwest Corner of Section 22, Township 2 South, Range 9 West of the Uintah Special Base and Meridian which is on the boundary between Duchesne and Wasatch Counties;
Thence Easterly 8 miles to the Northeast Corner of Section 23, Township 2 South, Range 8 West;
Thence Southerly 6 miles to the Northeast Corner of Section 23, Township 3 South, Range 8 west;
Thence Easterly 11 miles to the Northeast Corner of Section 22, Township 3 South, Range 6 West;
Thence Northerly 2 miles to the Northwest Corner of Section 11, Township 3 South Range 6 West;
Thence Easterly 2 miles to the Northwest Corner of Section 7, Township 3 South, Range 5 West;
Thence Northerly 5 miles to the Northwest Corner of Section 18, Township 2 South, Range 5 West;
Thence East 1 mile to the Northeast Corner of said Section 18;
Thence South 1 mile to the Southeast Corner of said Section 18;
Thence Easterly 3 miles to the Southwest Corner of Section 14, Township 2 South, Range 5 West;
Thence North 1/2 mile to the West 1/4 Corner of said Section 14;
Thence Easterly 2 miles to the East 1/4 Corner of Section 13, Township 2 South, Range 5 West;
Thence Southerly 1.48 miles to the Northwest Corner of Section 30, Township 2 South, Range 4 West;
Thence Easterly 2 1/2 miles to the North 1/4 Corner of Section 28, Township 2 South, Range 4 West;
Thence South 1/2 mile to the Center 1/4 Corner of said Section 28;
Thence Easterly 1 1/2 miles to the East 1/4 Corner of Section 27, Township 2 South, Range 4 West;
Thence Northerly 1 1/2 miles to the Northwest Corner of Section 23, Township 2 South, Range 4 West;
Thence Easterly 2 miles to the Northeast Corner of Section 24, Township 2 South, Range 4 West;
Thence Southerly 6 miles to the Northeast Corner of Section 24, Township 3 South, Range 4 West;
Thence Easterly 2 miles to the Northeast Corner of Section 20, Township 3 South, Range 3 West;
Thence North 1 mile to the Northwest Corner of Section 16, Township 3 South, Range 3 West;
Thence Easterly 4 miles to the Northeast Corner of Section 13, Township 3 South, Range 3 West;
Thence Southerly 8.87 to the intersection of the East line of Section 25, Township 4 South, Range 3 West and the South boundary line of the Uintah Special Meridian;

Thence Southerly and Westerly following said Meridian Line 51.83 miles to the Duchesne and Wasatch County line;
Thence Northerly and Westerly along said County and Meridian Line 3.85 miles to a point in Section 3, Township 7 South, Range 9 West;
Thence continuing along said County and Meridian line, Northerly 12.63 miles to a point on the North line of Section 3, Township 5 South, Range 9 West;
Thence West 0.24 miles along said Township, County, and Meridian line to the Southwest Corner of Section 34, Township 4 South, Range 9 West;
Thence Northerly 15 miles along said County and Meridian Line to the POINT OF BEGINNING. Containing 598802 acres, or 936 sq miles more or less.
3. Pursuant to Utah Code Annotated § 17D-1-205, this notice must state that taxes MAY be levied annually upon all taxable property within the proposed special service district. However, taxes may only be levied after a majority of the registered voters of the special service district voting in an election held for that purpose approve the taxes to be levied.
4. Pursuant to Utah Code Annotated § 17D-1-205, this notice must state that fees or charges may be imposed to pay for some or all of the services that the special service district is proposed to provide.
5. Any interested person may protest the creation of the special service district or protest a service that the special service district is proposed to provide. Each protest must be in writing and submitted to the Duchesne County Legislative Body no later than 60 days after the public hearing. The protest must explain the reasons why the person is protesting. A person who submitted a written protest against the creation of a special service district may withdraw the protest, or, having withdrawn a protest, cancel the withdrawal, no later than 60 days after the public hearing.
6. The public hearing shall be held at the following:
DATE: Monday, October 1, 2018
TIME: 6:00 p.m.
PLACE: Duchesne County Event Center
60 West 400 South Duchesne
Duchesne, Utah
Published in the Uintah Basin Standard Aug. 28, Sept. 4, 11, and 18, 2018.

Section 8: The officers of Duchesne County, Utah are hereby authorized and directed to take all action necessary or appropriate to effectuate the provisions of this ordinance.

Section 9: If any one or more sections, sentences, clauses, or parts of this ordinance shall for any reason be questioned or held invalid, such judgements shall not affect, impair or invalidate the remaining provisions of this resolution, but shall be confined in their operation to the special sections, sentences, clauses, or parts of this ordinance so held unconstitutional and invalid, and inapplicability and invalidity of any section, sentence, clause or part of this ordinance in any one or more instances shall not affect or prejudice in any way the applicability of validity of this ordinance in any other instance.

Section 10: All resolutions, bylaws and regulations of Duchesne County, Utah in conflict with this ordinance are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any resolution, bylaw or regulation, or part thereof repealed.

Section 11: The district shall be governed by an administrative control board consisting of five members, four elected as provided by law, and one appointed by Duchesne City in concurrence with Utah Code § 17D-1-303(3). All board members shall serve terms of four years. The initial administrative control board shall be appointed, two of which will serve until the 2019 (or 2021) municipal general election, and three will serve until the 2021 (or 2023) election, to avoid all directors being elected every four years.

The members will be appointed following state approval as follows: One member City Council, 2 members of the Eagle Community Foundation, and 2 at large members. Elections will be held in 2021 for two members and 2023 for two members. The City's appointee will serve at the pleasure of the City Council and elected as per the City Council election cycle.

Dated this 17th day of December 2018.

THE BOARD OF DUCHESNE COUNTY COMMISSIONERS

Attest:

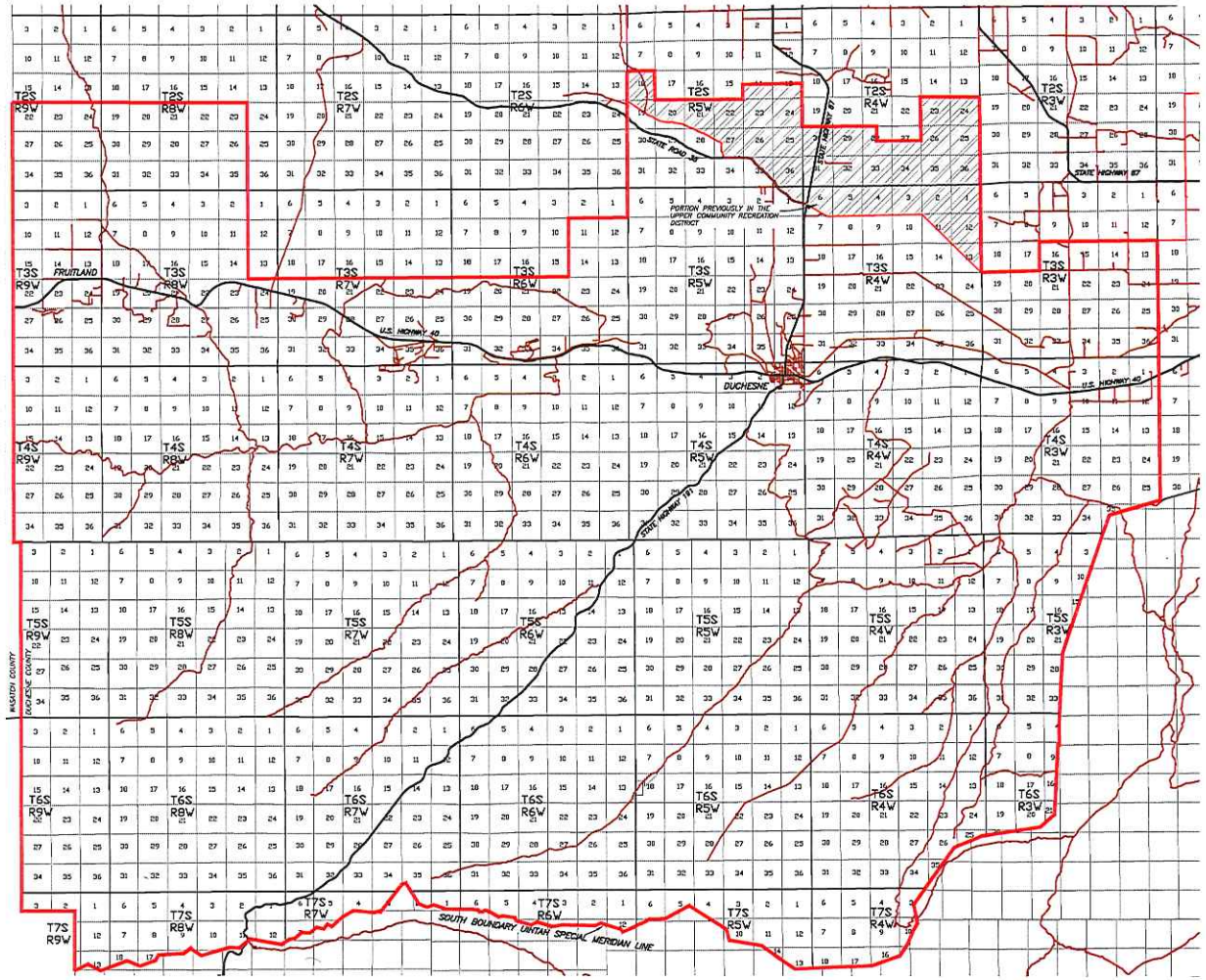
JoAnn Evans
County Clerk/Auditor

Gregory Todd, Chairman

Ron Winterton, Member

Ken W. Burdick, Member

Comm. Str. Dist. : Map Book



BOUNDARY PLAT FOR

DUCHESNE COMMUNITY RECREATION AND WELLNESS DISTRICT

ALL LOCATED IN THE
UINTAH SPECIAL BASE & MERIDIAN
DUCHESNE COUNTY, UTAH

NORTH

SCALE: 1=10000

0 10000 20000

BOUNDARY DESCRIPTION

Beginning at the Northwest Corner of Section 22, Township 2 South, Range 9 West of the Uintah Special Base and Meridian which is on the boundary between Duchesne and Wasatch Counties;
Thence Easterly 8 miles to the Northeast Corner of Section 23, Township 2 South, Range 8 West;
Thence Southerly 6 miles to the Northeast Corner of Section 23, Township 3 South, Range 8 west;
Thence Easterly 11 miles to the Northeast Corner of Section 22, Township 3 South, Range 6 West;
Thence Northerly 2 miles to the Northeast Corner of Section 11, Township 3 South Range 6 West;
Thence Easterly 2 miles to the Northeast Corner of Section 7, Township 3 South, Range 5 West;
Thence Northerly 5 miles to the Northeast Corner of Section 18, Township 2 South, Range 5 West;
Thence East 1 mile to the Northeast Corner of said Section 18;
Thence South 1 mile to the Southeast Corner of said Section 18;
Thence Easterly 3 miles to the Southeast Corner of Section 14, Township 2 South, Range 5 West;
Thence North 1/2 mile to the West 1/4 Corner of said Section 14;
Thence Easterly 2 miles to the East 1/4 Corner of Section 13, Township 2 South, Range 5 West;
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Thence North 1 mile to the Northwest Corner of Section 16, Township 3 South, Range 3 West;
Thence Easterly 4 miles to the Northeast Corner of Section 13, Township 3 South, Range 3 West;
Thence Southerly 8.87 to the intersection at the East line of Section 25, Township 4 South, Range 3 West and the South boundary line of the Uintah Special Meridian;
Thence Southerly and Westerly following said Meridian Line 51.82 miles to the Duchesne and Wasatch County line;
Thence Northerly and Westerly along said County and Meridian Line 3.85 miles to a point in Section 3, Township 7 South, Range 9 West;
Thence continuing along said County and Meridian line, Northerly 12.63 miles to a point on the North line of Section 2, Township 5 South, Range 9 West;
Thence West 0.24 miles along said Township, County, and Meridian line to the Southwest Corner of Section 34, Township 4 South, Range 9 West;
Thence Northerly 13 miles along said County and Meridian Line to the POINT OF BEGINNING. Containing 598802 acres, or 936 sq miles more or less.

SURVEYOR'S CERTIFICATE

This is to certify that this plat was prepared from data supplied by the Duchesne County G.I.S. department and is based on the information returned on the original General Land Office plats of the original surveys of the area now covered by Duchesne County.

D. Ryan Allred, Professional Land Surveyor, Certificate No. 376084 (Utah)

COUNTY SURVEYOR'S CERTIFICATE

This is to certify that I am the County Surveyor for Duchesne County, that I have reviewed this plat and approve same this 3 day of Aug. 2018.

Jerry D. Allred, Professional Land Surveyor, Certificate No. 148851, (Utah)

NARRATIVE

THIS PLAT HAS BEEN PREPARED AT THE REQUEST OF THE EAGLE COMMUNITY FOUNDATION USING DATA SUPPLIED BY THEM AND THE COUNTY G.I.S. DEPARTMENT, AND USING THE GENERAL LAND OFFICE PLATS FOR REFERENCE.

COUNTY SURVEYOR'S FILE #

JERRY D. ALLRED & ASSOCIATES, INC.
SURVEYING CONSULTANTS
1235 NORTH 700 EAST—P.O. BOX 975
DUCHESNE, UTAH 84021
(435) 738-5352

3 AUG 2018 18-100-087

Beginning at the Northwest Corner of Section 22, Township 2 South, Range 9 West of the Uintah Special Base and Meridian which is on the boundary between Duchesne and Wasatch Counties;

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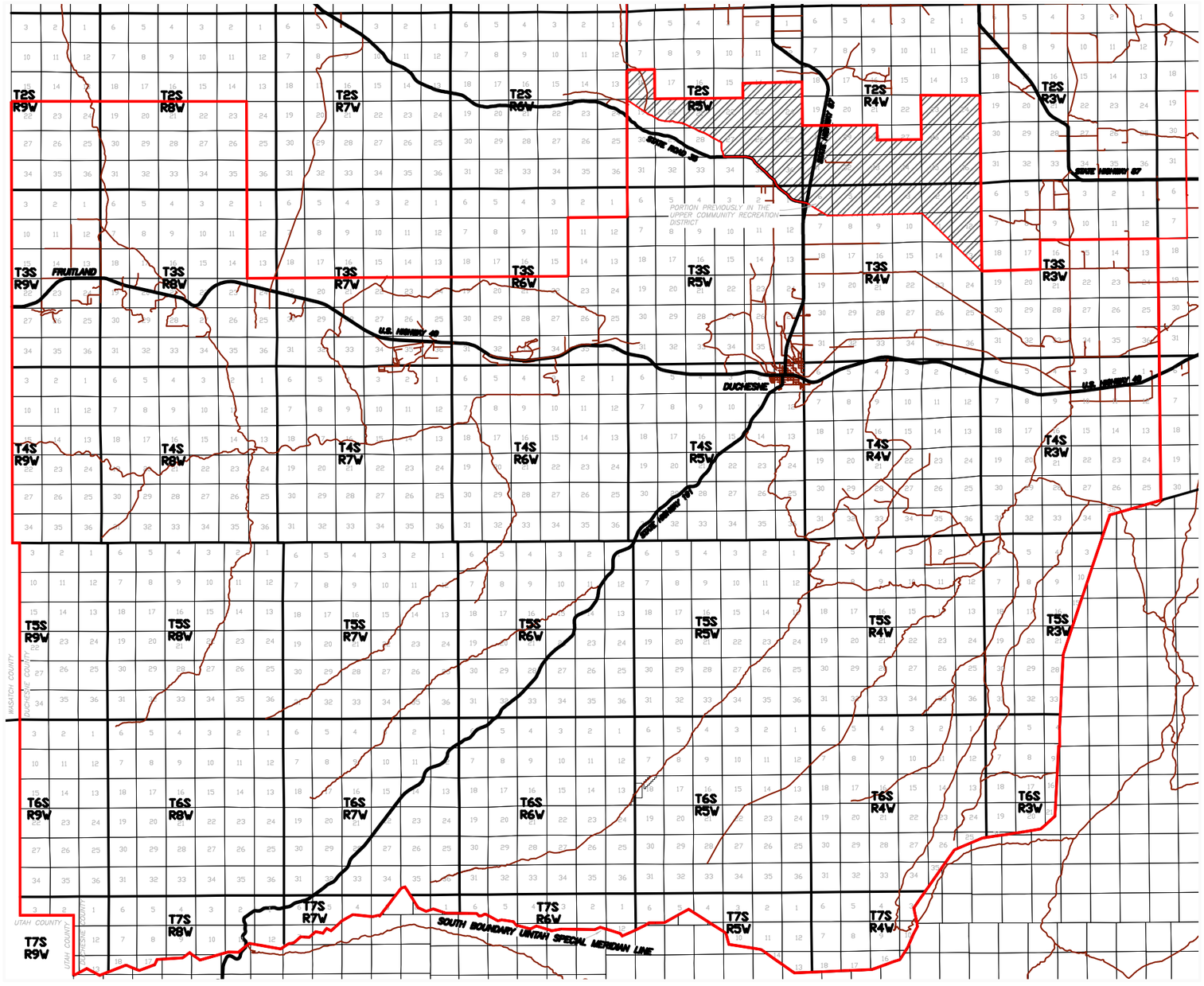
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Thence West 0.24 miles along said Township and County line to the Southwest Corner of Section 34, Township 4 South, Range 9 West;

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BOUNDARY PLAT FOR

GATEWAY WELLNESS AND RECREATION DISTRICT

ALL LOCATED IN THE
UINTAH SPECIAL BASE & MERIDIAN
DUCHESNE COUNTY, UTAH

NORTH

SCALE: 1"=10000

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SURVEYOR'S CERTIFICATE

This is to certify that this plat was prepared from data supplied by the Duchesne County G.I.S. department and is based on the information returned on the original General Land Office plats of the original surveys of the area now covered by Duchesne County.

No. 376084 D. RYAN ALLRED 17 JAN '19

D. Ryan Allred, Professional Land Surveyor, Certificate No. 376084 (Utah)

COUNTY SURVEYOR'S CERTIFICATE

This is to certify that I am the County Surveyor for Duchesne County, that I have reviewed this plat and approve same this 3 day of Aug, 2018.

No. 148951 JERRY D. ALLRED 17 JAN '19

Jerry D. Allred, Professional Land Surveyor, Certificate No. 148951, (Utah)

NARRATIVE

THIS PLAT HAS BEEN PREPARED AT THE REQUEST OF THE EAGLE COMMUNITY FOUNDATION USING DATA SUPPLIED BY THEM AND THE COUNTY G.I.S. DEPARTMENT, AND USING THE GENERAL LAND OFFICE PLATS FOR REFERENCE.

COUNTY SURVEYOR'S FILE #

JERRY D. ALLRED & ASSOCIATES, INC.
SURVEYING CONSULTANTS
1238 NORTH 700 EAST—P.O. BOX 975
DUCHESNE, UTAH 84021
(435) 738-5352

17 JAN 2019 18-100-067