

**NOTICE OF INTENTION TO ESTABLISH THE PINE CANYON RECREATION  
SPECIAL SERVICE DISTRICT, TOOELE COUNTY, UTAH**

NOTICE is hereby given to all interested persons that on July 21, 2009, the Board of County Commissioners (the "Commission") of Tooele County, Utah adopted a resolution proposing the establishment of a special service district, to be known as the Pine Canyon Recreation Special Service District, Tooele County, Utah (the "District") to provide for recreation within the District's boundaries and providing for the holding of a public hearing on the proposed establishment of the District.

In the event the District is created and in the event an election is called and a majority of qualified electors voting at an election grant approval, taxes may be annually levied upon all taxable property within the District. For services provided by the District, charges may be imposed to pay for all or part of the services to be provided by the District.

The boundaries and service area of the proposed District shall include all of the Pine Canyon Township of Tooele County, Utah, more particularly described as follows:

BEGINNING at a point 1,319 feet North of the Southwest corner of Section 23, Township 3 South, Range 4 West, Salt Lake Base and Meridian, then Easterly 1,318.77 feet, then Southerly 2,239 feet then Westerly 100 feet, then Southerly 148.82 feet then Easterly 111.53 feet along old Tooele Valley Railroad, then Southerly 290 feet, then Easterly 3,974.69 feet, then Northerly 1,315.05 feet to Northeast corner Section 26, and the Southeast corner Section 23, Township 3 South, Range 4 West, Salt Lake Base and Meridian. Then Easterly to Tooele County Line located at a point on the boundary line of Section 28, and Section 21, of Township 3 South, Range 3 West, Salt Lake Base and Meridian, then Northerly along said County line to a point of the boundary line of the Northeast side of Section 4, Township 3 South, Range 3 West and the Southeast side of Section 33, Township 2 South, Range 3 West, Salt Lake Base and Meridian. Then Westerly to the Northwest corner Section 1, Township 3 South, Range 4 West, Salt Lake Base and Meridian. Then Southwesterly along Salt Lake and Los Angeles Rail Road easement to a point 400 feet South of the Northwest corner of Section 11, Township 3 South, Range 4 West, Salt Lake Base and Meridian. Then Southerly 10,262.67 feet, then Easterly 2,010.98 feet, then Southerly 1,236.08 feet, then Westerly 2,010.64 feet, then Southerly 2,641.15 feet to the POINT OF BEGINNING.

The **public hearing shall be held on August 25, 2009, at 3:00 p.m.** at the county offices at 47 South Main, Tooele, Utah. Any interested person may protest the establishment of the District either orally at said public hearing, or in a written protest filed with the Tooele County Clerk. All written protests must be filed within 15 days after the conclusion of said public hearing and all withdrawals or cancellations of withdrawals must be filed within 30 days after the conclusion of said public hearing. The Commission will hear all interested persons desiring

to be heard and will give full consideration to all protests. If special accommodations are required, please call (435) 843-3148 with reasonable advance notice.

Any written protest made on behalf of a corporation owning property within the proposed District shall be signed by the president, vice president, or any duly authorized agent of the corporation. Where property within the proposed District is owned by more than one person or entity, all owners holding title to the property must join in the signing of the protest in order for it to be considered in the fifty percent (50%) calculation discussed below.

If, within 30 days after the conclusion of said public hearing, more than fifty percent (50%) of the qualified voters of the territory proposed to be included within the District, or the owners of over fifty percent (50%) of the taxable value of the taxable property proposed to be included within the District, file written protests against the establishment of the District, the Commission is required by law to abandon the proposed creation of the District.

After the public hearing and 30-day protest period closes, the Governing Authority shall adopt a resolution either establishing the District, amending the District or abandoning the establishment of the District. A resolution approving the establishment of the District may contain any changes from the initial resolution or this notice of intention the Commission determines to be appropriate, including reduction of boundaries of the District and elimination of one or more of the types of services proposed. The boundaries of the District may not be increased nor additional types of services added, unless the Commission gives a new notice of intention and holds a new public hearing.

Any person who shall have timely filed a written protest and who is a qualified voter residing within, or owning property within, the District, may petition the district court within 30 days after the adoption of said creation resolution for a writ of review. The grounds for such a petition are limited to: (1) a claim that the petitioner's property will not be benefitted by the services to be provided by the District; and (2) a claim that the procedures used to establish the District violated the law.

**FAILURE TO TIMELY FILE A WRITTEN PROTEST PRECLUDES THE PROTEST FROM BEING INCLUDED IN THE 50% CALCULATION DISCUSSED ABOVE AND THE PROTESTANT FROM FILING A PETITION FOR A WRIT OF REVIEW. FAILURE TO TIMELY FILE A PETITION FOR WRIT OF REVIEW FORECLOSES ANY RIGHTS TO THEREAFTER OBJECT TO THE ESTABLISHMENT OF THE DISTRICT.**

DATED July 21, 2009.

          /s/           Marilyn Gillette  
County Clerk

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