

**PETITION TO WITHDRAW PROPERTY FROM
IRON HORSE PUBLIC INFRASTRUCTURE DISTRICT**

TO: **IRON HORSE PUBLIC INFRASTRUCTURE DISTRICT**, a Utah public infrastructure district

FROM: **Dane Leavitt & Ruth Leavitt, husband and wife as joint tenants (together “Petitioners”)**

DATE: April 5, 2024

This Petition to Withdraw Property from Iron Horse Public Infrastructure District (the “**District**”) is submitted in accordance with Title 17D, Chapter 4, Section 201(3)(a), Utah Code Annotated 1953.

Petitioners hereby petition and consent to the withdrawal from the District of approximately 1.76 acres of property in Cedar City, Iron County, Utah, as more particularly described in EXHIBIT A (hereafter the “**Property**”). Petitioners acknowledge that upon receipt of this signed Petition, the District may enact a resolution to withdraw the Property.

The undersigned Petitioners are designated a sponsor, and Petitioner Dane Leavitt the contact sponsor, of this Petition.

In support of this Petition, Petitioners affirmatively represent, acknowledge, and certify the following matters:

1. When fully executed, this Petition contains the signatures of 100% of the surface property owners of the Property;
2. There are no registered voters residing in the Property;
3. The correct mailing address for Petitioners is provided on the signature page below;
4. Petitioners are the title owner of the Property as of the date of this Petition, and Petitioners will not convey any interest in any part of the Property within thirty (30) days of the date of this Petition (or following the recording of the withdrawal final local entity plat, in which case the conveyance is permitted);
5. Petitioners petition and consent to the District’s withdrawal of the Property that is particularly described in EXHIBIT A and generally shown in the map attached hereto as EXHIBIT B;
6. The Property so described is located within the approved Annexation Area of the District; and

7. The Petitioners authorize the recording of a final local entity plat and notice of impending boundary action on the Property to confirm the new District boundaries.

The Petitioners, for themselves and for their successors in title and assigns, hereby waive any and all rights for contesting, protesting, or challenging the legality or validity of the creation and establishment of Iron Horse Public Infrastructure District and the adoption of any resolutions or ordinances by Cedar City in connection therewith. The Petitioners further acknowledge and understand that the District is governed by an appointed board of trustees that is currently constituted with the following members:

Dane Leavitt
G. Tyler Romeril
Eric O. Leavitt
Ronald J. Larsen
Brett L. Warby

The Petitioners represent and certify that they do not challenge the right of any board member to hold his or her position or office.

This Petition may be signed electronically and executed in counterparts, all of which may be treated for all purposes as an original and shall constitute and be one and the same Petition.

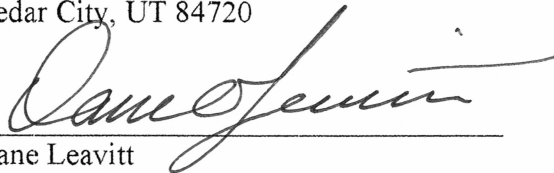
IN WITNESS WHEREOF, the Petitioners have each executed this Petition as of the date indicated above.

(signature pages follow)

Made effective as of the date first set forth above.

**Dane Leavitt and Ruth Leavitt, Husband and
Wife as Joint Tenants**

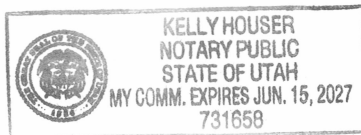
240 S. 200 W.
Cedar City, UT 84720


Dane Leavitt


Ruth Leavitt

STATE OF UTAH)
 : ss.
COUNTY OF IRON)

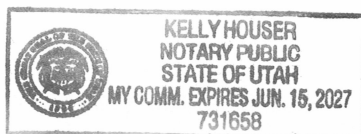
On this 3rd day of April, 2024, personally appeared before me Dane Leavitt, whose identity is personally known to me (or proven on the basis of satisfactory evidence) and who by me duly sworn did say that he executed the foregoing for the uses and purposes set forth herein.




NOTARY PUBLIC

STATE OF UTAH)
 : ss.
COUNTY OF IRON)

On this 3rd day of April, 2024, personally appeared before me Ruth Leavitt, whose identity is personally known to me (or proven on the basis of satisfactory evidence) and who by me duly sworn did say that she executed the foregoing for the uses and purposes set forth herein.




NOTARY PUBLIC

EXHIBIT A
LEGAL DESCRIPTION OF THE WITHDRAWAL PROPERTY

LOT 501 OF THE SADDLEBACK RIDGE SUBDIVISION, PHASE 5, AS RECORDED IN THE
OFFICE OF THE IRON COUNTY RECORDER, 1.76 ACRES

Parcel No. B-2012-0501-0000

EXHIBIT B

MAP OF ANNEXATION PROPERTY

