

**NOTICE OF INTENTION TO ANNEX CERTAIN PROPERTY
INTO THE BRIAN HEAD SPECIAL SERVICE DISTRICT, UTAH**

NOTICE is hereby given to all interested persons that on January 12, 2016, the Town Council of the Town of Brian Head, Utah (the "Council"), acting as the Governing Body of the Brian Head Special Service District (the "District"), adopted a resolution declaring its intention to annex certain property into the boundaries and service area of the District and calling a public hearing on the proposed annexation.

Following the proposed annexation, the boundaries of the District will be coterminous with the presently incorporated boundaries of the Town of Brian Head, Utah. The property proposed to be annexed is located in the Town of Brian Head, Iron County, Utah and is described more particularly as follows:

A PARCEL OF LAND LOCATED IN SECTIONS 1, 2, 3, 10, & 11, OF TOWNSHIP 36 SOUTH, RANGE 9 WEST, SALT LAKE BASE & MERIDIAN AND SECTION 34 OF TOWNSHIP 35 SOUTH, RANGE 9 WEST, SALT LAKE BASE & MERIDIAN; BEING DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SECTION 1, TOWNSHIP 36 SOUTH, RANGE 9 WEST, SALT LAKE BASE & MERIDIAN; THENCE N89°48'38"W ALONG THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 1, 2,635.35 FEET TO THE SOUTH QUARTER CORNER OF SAID SECTION 1; THENCE N89°21'11"W ALONG THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 1, 2,641.73 FEET TO THE CORNER COMMON TO SECTIONS 1, 2, 11, & 12, TOWNSHIP 36 SOUTH, RANGE 9 WEST, SALT LAKE BASE & MERIDIAN; THENCE N89°37'56"W ALONG THE NORTH LINE OF THE NORTHEAST QUARTER OF SAID SECTION 11, 2,639.67 FEET TO THE NORTH QUARTER CORNER OF SAID SECTION 11; THENCE S00°33'33"W ALONG THE EAST LINE OF THE WEST HALF OF SECTION 11, 5,263.55 FEET TO THE SOUTH QUARTER CORNER OF SAID SECTION 11; THENCE N89°32'31"W ALONG THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 11, 2,634.37 FEET TO THE SOUTHWEST CORNER OF SECTION 10, TOWNSHIP 36 SOUTH, RANGE 9 WEST, SALT LAKE BASE & MERIDIAN; THENCE N00°53'15"E ALONG THE EAST LINE OF THE SOUTHEAST QUARTER OF SECTION 10, 2,639.60 FEET TO THE EAST QUARTER CORNER OF SAID SECTION 10, SAID POINT ALSO BEING THE SOUTHEAST CORNER OF THE BRIAN HEAD UNIT 3 ADDITION; THENCE ALONG SAID BRIAN HEAD UNIT 3 ADDITION THE FOLLOWING (9) CALLS: 1) THENCE N89°20'58"W, 1,010.37 FEET; 2) THENCE N25°17'22"E, 117.67 FEET; 3) THENCE N23°00'04"W, 218.89 FEET; 4) THENCE S67°27'52"W, 136.53 FEET; 5) THENCE N60°15'32"W, 51.62 FEET; 6) THENCE N06°31'15"E, 381.82 FEET; 7) THENCE S63°56'04"E, 32.35 FEET; 8) THENCE CONTINUE SOUTHEASTERLY ALONG SAID LINE, 140.28 FEET; 9) THENCE N14°36'57"E, 258.23 FEET TO SOUTHEAST CORNER OF THE BRIAN HEAD ANNEXATION PLAT OF THE "SILVER RIDGE ADDITION", THENCE ALONG SAID "SILVER RIDGE ADDITION" THE FOLLOWING (3) CALLS: 1) THENCE N64°59'01"W, 158.57 FEET 2) TO THE POINT OF CURVE OF A NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 33.00 FEET AND A CENTRAL ANGLE OF 116°06'17" (CHORD BEARS N37°25'41"W, 56.00 FEET) ; THENCE NORTHWESTERLY ALONG THE ARC A DISTANCE OF 66.87 FEET; 3) THENCE N00°47'44"W, 51.20 FEET TO THE BRIAN HEAD UNIT 3 ADDITION; THENCE ALONG SAID BRIAN HEAD UNIT 3 ADDITION THE FOLLOWING (2) CALLS: 1) THENCE S70°31'06"W, 197.54 FEET; 2) THENCE N00°15'05"E, 389.38 FEET TO THE SOUTHEAST CORNER OF THE NORTHWEST OF THE NORTH EAST QUARTER OF SAID SECTION 10; THENCE N89°30'14"W FEET ALONG THE SOUTH LINE OF SAID NORTHWEST QUARTER, 1,316.60 TO THE SOUTHWEST CORNER OF SAID NORTHWEST QUARTER; THENCE N00°25'54"E ALONG THE WEST LINE OF SAID NORTHEAST QUARTER, 1,313.46 FEET TO THE SOUTH QUARTER CORNER OF SECTION 3, TOWNSHIP 36 SOUTH, RANGE 9 WEST, SALT LAKE BASE & MERIDIAN; THENCE N00°18'56"E ALONG THE WEST LINE OF THE EAST HALF OF SAID SECTION 3, 5,342.39 FEET TO THE NORTH QUARTER CORNER OF SAID SECTION 3, SAID POINT ALSO BEING ON THE SOUTH LINE OF SECTION 34, TOWNSHIP 35 SOUTH, RANGE 9 WEST, SALT LAKE BASE & MERIDIAN; THENCE S89°20'31"E ALONG SAID SOUTH LINE OF SECTION 34, 1,278.41 FEET TO THE SOUTH QUARTER CORNER OF SAID SECTION 34; THENCE N00°07'02"E ALONG THE WEST

LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 34, 2,707.20 FEET TO THE CENTER OF SAID SECTION 34, SAID POINT ALSO BEING THE NORTH MOST WESTERLY CORNER OF THE GURR FARMS CO. ADDITION; THENCE ALONG SAID GURR FARMS CO. ADDITION THE FOLLOWING (15) CALLS: 1) THENCE S89°04'19"E, 375.52 FEET; 2) TO THE POINT OF CURVE OF A NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 330.03 FEET AND A CENTRAL ANGLE OF 30°09'06" (CHORD BEARS N04°49'20"E, 171.68 FEET), THENCE NORTHERLY ALONG THE ARC A DISTANCE OF 173.68 FEET; 3) THENCE N10°15'13"W, 31.16 FEET; 4) THENCE N21°16'58"E, 160.79 FEET; 5) THENCE N44°01'31"E, 518.83 FEET 6) TO THE POINT OF CURVE OF A NON-TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 344.80 FEET AND A CENTRAL ANGLE OF 51°49'20" (CHORD BEARS N18°06'52"E, 301.34 FEET), THENCE NORTHERLY ALONG THE ARC A DISTANCE OF 311.86 FEET; 7) THENCE N07°47'48"W, 114.58 FEET; 8) THENCE N11°19'13"E, 184.94 FEET; 9) THENCE N28°13'16"E, 261.60 FEET; 10) THENCE N04°41'34"E, 207.84 FEET; 11) THENCE S89°44'48"E, 446.40 FEET; 12) THENCE S50°07'48"E, 420.00 FEET; 13) THENCE S60°10'50"E, 377.00 FEET; 14) THENCE S89°44'48"E, 543.05 FEET; 15) THENCE S00°17'25"W, 1,320.67 FEET TO THE EAST QUARTER CORNER OF SECTION 34, TOWNSHIP 35 SOUTH, RANGE 9 WEST, SALT LAKE BASE & MERIDIAN; THENCE S00°17'09"E ALONG THE EAST LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 34, 2,698.70 FEET TO THE SOUTHEAST CORNER OF SAID SECTION 34; THENCE ALONG THE SOUTH LINE OF TOWNSHIP 35 SOUTH, RANGE 9 WEST, SALT LAKE BASE & MERIDIAN THE FOLLOWING (6) CALLS: 1) THENCE S89°18'57"E, 1,302.50 FEET; 2) THENCE S89°27'51"E, 2,655.47 FEET; 3) THENCE N89°57'15"E, 1,310.87 FEET; 4) THENCE CONTINUE EASTERLY ALONG SAID LINE, 92.27 FEET; 5) THENCE N89°56'45"E, 1,217.43 FEET; 6) THENCE N89°10'45"E, 2,623.48 FEET TO THE NORTHEAST CORNER OF SECTION 1, TOWNSHIP 36 SOUTH, RANGE 9 WEST, SALT LAKE BASE & MERIDIAN; THENCE ALONG THE EAST LINE OF SAID SECTION 1 THE FOLLOWING (2) CALLS: 1) THENCE S00°28'18"W, 2,775.96 FEET; 2) THENCE S00°16'04"W, 2,625.07 FEET TO THE POINT OF BEGINNING.

CONTAINING: 99,541,140 SQUARE FEET OR 2,285.150 ACRES, MORE OR LESS.

The District provides the following services: water, including culinary and irrigation, sewerage, drainage, garbage collection and disposal, health care, transportation, fire protection and emergency medical and ambulance, providing, operating, and maintaining correctional and rehabilitative facilities and programs for municipal, state, and other detainees and prisoners, flood control, recreation, street lighting, animal shelter and control, and consolidated 911 and emergency dispatch to properties within the District's boundaries. The same resolution also provided for the holding of a public hearing on the proposed annexation to the District.

In the event the annexation of the described property to the District takes place 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 annexed into the District. For services provided by the District, such as water services, fees and 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 consist of all of the Town of Brian Head, Utah. The boundaries of the Town of Brian Head, Utah have changed since the District was established. Therefore it is necessary to amend the boundaries of the District to be coterminous with the boundaries of the Town.

A public hearing will be held on February 23, 2016, at 1:00 p.m., at 56 N. North Hwy 143, Brian Head, Utah. Any interested person may protest the proposed annexation either orally at the public hearing, or in a written protest filed with the Brian Head Town Clerk. All written protests must be filed within 60 days after the conclusion of the public hearing and must explain the reasons for protesting. A person who has submitted a protest against the annexation may

withdraw the protest, or may cancel such a withdrawal, within 60 days after the conclusion of the public hearing. The Council, acting as Governing Body of the District, will hear all interested persons desiring to be heard and will give full consideration to all protests. If special accommodations are required at the public hearing, please call (435) 677-2029 with reasonable advance notice.

Any written protest made on behalf of a corporation owning property within the proposed annexation area must be signed by the president, vice president, or any duly authorized agent of the corporation. Where property within the proposed annexation area 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 25% calculation discussed below.

If, within the designated protest period, either (1) the registered voters residing within the territory to be annexed (in greater or equal number to 25% of the votes cast within the territory to be annexed during the most recent U.S. presidential election prior to the adoption of the resolution), or (2) the owners of more than 25% of the total private land area to be annexed (with a value equal to at least 15% of all private real property to be annexed), file written protests against the annexation of the property into the District, then the District is required by law to abandon the proposed annexation. Taxes may be annually levied upon all taxable property within the District and fees and charges may be imposed to pay for all or part of the services to be provided.

After the public hearing and protest period closes, the District must adopt a resolution either carrying out the proposed annexation or abandoning the proposed annexation. A resolution approving the annexation may contain any changes from the initial resolution or this notice of intention the District determines to be appropriate, including reduction of boundaries of the proposed annexation area. The boundaries of the proposed annexation area may not be increased unless the District gives a new notice of intention and holds a new public hearing.

Any person who timely files a written protest and who is a registered voter residing within, or owning property within, the District, may file an action in district court challenging the annexation within 30 days after the adoption of the annexation resolution. The grounds for such a petition are limited to: (1) a claim that the petitioner's property will not be benefited by the services to be provided by the District; and (2) a claim that the procedures used to expand the District violated applicable law. No person may challenge this annexation of the District, or the provision of a service by the District, more than 30 days after the adoption of the creation resolution.

FAILURE TO TIMELY FILE A WRITTEN PROTEST PRECLUDES THE PROTESTANT FROM (1) BEING INCLUDED IN THE 25% CALCULATION DISCUSSED ABOVE AND (2) FILING ANY DISTRICT COURT ACTION CHALLENGING THE ANNEXATION. FAILURE TO TIMELY FILE A DISTRICT COURT CHALLENGE FORECLOSES ANY FUTURE RIGHTS TO OBJECT TO THE ANNEXATION.

DATED January 12, 2016

/s/ Nancy Leigh
Town Clerk