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*Attorney for the United Effort Plan Trust*

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**IN THE THIRD JUDICIAL DISTRICT COURT  
IN AND FOR SALT LAKE COUNTY, STATE OF UTAH**

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IN THE MATTER OF THE  
UNITED EFFORT PLAN TRUST,

(Dated November 9, 1942, Amended April 10, 1946, and Amended and Restated on November 3, 1998); and its TRUSTEES, including known trustees TRUMAN BARLOW, WARREN JEFFS, LEROY JEFFS, WINSTON BLACKMORE, JAMES ZITTING and WILLIAM E. JESSOP a/k/a WILLIAM E. TIMPSON and DOE TRUSTEES I THROUGH IX.

**NOTICE OF INTENT TO DISTRIBUTE  
PROPERTY (ELEVENTH ROUND)**

Civil No. 053900848

Judge Richard D. McKelvie

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Pursuant to the Court's February 26, 2016 Order: (1) Transferring Additional Duties and Authority to the Board; and (2) Reducing Court Oversight ("Order"), the United Effort Plan Trust ("Trust") provides notice that the Trust's Board of Trustees ("Board") anticipates distributing Trust property as specified below:

**I. EXPLANATION OF DISTRIBUTIONS**

The Board has reviewed the Petitions for Benefits filed by certain petitioning members of the Trust's beneficiary class identified in Part II below ("Petitioners") and has personally met

with those Petitioners. Based thereon, the Board has determined that the Trust will transfer to the Petitioners identified below certain properties, including improvements, as more particularly set forth below. The decisions of the Board have been based upon the Board members' life experiences, good judgment, common sense, and in consideration of the factors listed in section 6.4 of the Reformed Declaration of Trust.

The proposed distribution to each Petitioner is conditioned upon the Petitioner's payment to the Trust of a specified sum ("Distribution Price"), which sum has been determined by the Board, taking into consideration the factors of the Reformed Declaration of Trust, the value of the land, the value of the improvements, and the amount of unpaid occupancy fees associated with the property, as set forth below. In addition, the Petitioner receiving any distribution hereunder shall pay any and all additional costs for closing the transaction and title insurance premiums.

## **II. PROPERTY TO BE DISTRIBUTED**

1. The Board proposes to distribute to Michael Emack<sup>1</sup> property which consists of approximately 2.2 acres located at 865 N Midway Street, Hildale, Washington County, State of Utah, and legally described as SHORT CREEK SUBDIVISION 7, LOT 2, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE AND OF RECORD IN THE WASHINGTON COUNTY RECORDER'S OFFICE, which property includes a residence.

### **a. Valuation**

<sup>1</sup> Mr. Emack was approved previously for a distribution of this property, but after receiving and considering additional information, the Board has decided to offer Mr. Emack a full distribution.

Appraisal:	None
County Assessed Value:	\$284,000.00

b. Distribution Price

Land:	\$14,374.80
Improvements:	\$0.00
<u>Unpaid Occupancy Fees:</u>	\$11,079.79
<b>Total:</b>	<b>\$25,454.59</b>

2. The Board proposes to distribute to Daniel Williams property which consists of approximately 1 acre located at 820 N Elm Street, Hildale, Washington County, State of Utah, and legally described as SHORT CREEK SUBDIVISION 3, LOT 30, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE AND OF RECORD IN THE WASHINGTON COUNTY RECORDER'S OFFICE, which property includes a residence.

a. Valuation

Appraisal:	None
County Assessed Value:	\$146,200.00

b. Distribution Price

Land:	\$6,534.00
Improvements:	\$61,290.00
<u>Unpaid Occupancy Fees:</u>	\$10000.00
<b>Total:</b>	<b>\$77,824.00</b>

3. The Board proposes to distribute to Theodore Barlow property which consists of approximately 0.91 acres located at 680 N Juniper Street, Hildale, Washington County, State of Utah, and legally described as SHORT CREEK SUBDIVISION 2, LOT 22, ACCORDING TO

THE OFFICIAL PLAT THEREOF ON FILE AND OF RECORD IN THE WASHINGTON COUNTY RECORDER'S OFFICE, which property includes a residence.

a. Valuation

Appraisal:	None
County Assessed Value:	\$270,100.00

b. Distribution Price

Land:	\$5,945.94
Improvements:	\$117,045.00
<u>Unpaid Occupancy Fees:</u>	\$11,900.00

<b>Total:</b>	<b>\$134,890.94</b>
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4. The Board proposes to distribute to Adaire Holm property which consists of approximately 0.67 acres located at 1080 N Carling Street, Hildale, Washington County, State of Utah, and legally described as SHORT CREEK SUBDIVISION 11, LOT 7, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE AND OF RECORD IN THE WASHINGTON COUNTY RECORDER'S OFFICE, which property includes a residence.

a. Valuation

Appraisal:	None
County Assessed Value:	\$113,500.00

b. Distribution Price

Land:	\$4,377.78
Improvements:	\$15,525.00
<u>Unpaid Occupancy Fees:</u>	300.00

<b>Total:</b>	<b>\$20,202.78</b>
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5. The Board proposes to distribute to David Chatwin property which consists of approximately 0.98 acres located at 345 E Jessop Avenue, Hildale, Washington County, State of Utah, and legally described as SHORT CREEK SUBDIVISION 9, LOT 1, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE AND OF RECORD IN THE WASHINGTON COUNTY RECORDER'S OFFICE, which property includes a residence.

a. Valuation

Appraisal:	None
County Assessed Value:	\$223,300.00

b. Distribution Price

Land:	\$6,403.32
Improvements:	\$95,985.00
<u>Unpaid Occupancy Fees:</u>	600.00

<b>Total:</b>	<b>\$102,988.32</b>
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6. The Board proposes to distribute to Leon Yeates Jessop property which consists of approximately 1.02 acres located at 645 N Hildale Street, Hildale, Washington County, State of Utah, and legally described as SHORT CREEK SUBDIVISION 8, LOT 7, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE AND OF RECORD IN THE WASHINGTON COUNTY RECORDER'S OFFICE, which property includes a residence.

a. Valuation

Appraisal:	None
County Assessed Value:	\$125,800.00

b. Distribution Price

Land:	\$6,664.68
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Improvements:	\$92,640.00
<u>Unpaid Occupancy Fees:</u>	\$200.00
<b>Total:</b>	<b>\$99,504.68</b>

7. The Board proposes to distribute to Moroni Holm property which consists of approximately 0.8 acres located at 225 W Utah Avenue, Hildale, Washington County, State of Utah, and legally described as SHORT CREEK SUBDIVISION 6, LOT 10, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE AND OF RECORD IN THE WASHINGTON COUNTY RECORDER'S OFFICE, which property includes a residence.

a. Valuation

Appraisal:	None
County Assessed Value:	\$102,500.00

b. Distribution Price

Land:	\$5,227.20
Improvements:	\$74,000.00
<u>Unpaid Occupancy Fees:</u>	\$100.00
<b>Total:</b>	<b>\$79,327.20</b>

8. The Board proposes to distribute to Tracy and Cameo Barlow property which consists of approximately 1.44 acres located at 785 N Lauritzen Street, Hildale, Washington County, State of Utah, and legally described as SHORT CREEK SUBDIVISION 6, LOT 3, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE AND OF RECORD IN THE WASHINGTON COUNTY RECORDER'S OFFICE, which property includes a residence.

a. Valuation

Appraisal:	None
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County Assessed Value: \$153,300.00

b. Distribution Price

Land: \$9,408.96  
Improvements: \$64,485.00  
Unpaid Occupancy Fees: \$4,359.30

**Total: \$78,253.26**

9. The Board proposes to distribute to Martin Hyrum Jessop Sr., property which consists of approximately 0.82 acres located at 25 W Utah Avenue, Hildale, Washington County, State of Utah, and legally described as SHORT CREEK SUBDIVISION 7, LOT 7, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE AND OF RECORD IN THE WASHINGTON COUNTY RECORDER'S OFFICE, which property includes a residence.

a. Valuation

Appraisal: None  
County Assessed Value: \$114,500.00

b. Distribution Price

Land: \$5,357.88  
Improvements: \$0.00  
Unpaid Occupancy Fees: \$200.00

**Total: \$5,557.88**

10. The Board proposes to distribute to Elizabeth Begert property which consists of approximately 0.9 acres located at 580 E Williams Avenue, Hildale, Washington County, State of Utah, and legally described as SHORT CREEK SUBDIVISION 10, LOT 17, ACCORDING

TO THE OFFICIAL PLAT THEREOF ON FILE AND OF RECORD IN THE WASHINGTON COUNTY RECORDER’S OFFICE, which property includes a residence.

a. Valuation

Appraisal:	None
County Assessed Value:	\$354,900.00

b. Distribution Price

Land:	\$5,880.60
Improvements:	\$310,410.00
<u>Unpaid Occupancy Fees:</u>	\$600.00
<b>Total:</b>	<b>\$316,890.60</b>

**III. PROCEDURE**

Pursuant to the Order, this notice (“Notice”) will be filed with the Court and posted on the Trust website (www.ueptrust.com). Any interested person or party who elects to challenge the Board’s decision to distribute any of the property described in this Notice must, within ten (10) calendar days of filing this Notice, file with the Court a written objection to the Notice and a request to submit (“Objection”).

Upon filing of an Objection, the Court will make a determination whether the Board’s decision as described in the Notice needs further judicial review, and if so, will notify the Board within five (5) calendar days of the filing of the Objection. In such case, the Board’s decision will not be authorized until the Court makes a specific ruling.

However, the filing of an Objection will not stay the Trust from implementing the distribution described in this Notice, unless the Court affirmatively determines that the Board’s



decision needs further judicial review and so notifies the Board within five (5) calendar days of the filing of the Objection.

If no Objection is timely filed within ten (10) calendar days after filing and publicizing the Notice in accordance with the Order, the Board's decision to distribute becomes operative and may be implemented by the Trust in accordance with the Order.

DATED this 3<sup>rd</sup> day of January, 2018.

JDIXON LAW, P.C.

/s/ Jason N. Dixon  
Jason N. Dixon  
*Attorney for the United Effort Plan Trust*

#### **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing **NOTICE OF INTENT TO DISTRIBUTE PROPERTY (ELEVENTH ROUND)** was served this 3rd day of January, 2018 via the Court's Notice of Electronic Filing (NEF) system to the attorneys of record signed up for e-filing and via-email to the following:

Ronald Rohbock (attaenterprise@gmail.com)

/s/ Jason N. Dixon  
Jason N. Dixon