

Jason N. Dixon (11884)
JDIXON LAW, P.C.
1155 N Canyon Street
PO Box 842434
Hildale, UT 84784
Telephone: (435) 216-2084
jason@jasondixonlaw.com

Attorney for the United Effort Plan Trust

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

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 (1065 N Carling)**

Civil No. 053900848

Judge Richard D. McKelvie

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 DISTRIBUTION

The Board has reviewed the Petition for Benefits filed by the petitioning member of the Trust's beneficiary class identified in Part II below ("Petitioner") and has personally met with

Petitioner. Based thereon, the Board has determined that the Trust will transfer to the Petitioner identified below certain property, including improvements, as more particularly set forth below. The decision of the Board has 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.

Petitioner is a 501(c)(3) non-profit organization established under the Utah Nonprofit Corporation and Cooperation Association Act. Its purpose is to provide to the public a building and facilities at little or no cost for community events, social events, and educational classes that will help better the community. Because Petitioner is a non-profit organization whose purpose is to provide facilities, education, and events that will benefit Trust participants specifically and community members in general, the Board has determined to make a full distribution to Petitioner of both the land and improvements described below. Petitioner shall pay all taxes due on the property, plus additional costs for title insurance, escrow charges, and all other costs of closing.

II. PROPERTY TO BE DISTRIBUTED

1. The Board proposes to distribute to Holm Heritage Center property which consists of approximately 1.9 acres located at approximately 1065 N Carling Street, Hildale, Washington County, State of Utah, otherwise known as the Holm Sunday School Building, and legally described as SHORT CREEK SUBDIVISION 11, LOT 4, 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:	\$364,800.00 ¹

b. Distribution Price

Land:	\$0.00
Improvements:	\$0.00
<u>Unpaid Occupancy Fees:</u>	\$0.00
Total:	\$0.00

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

¹ This amount is the county assessed value of the property at the time the distribution was first approved by the Board, not the current 2018 tax value.

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 31st day of July, 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 (1065 N Carling)** was served this 31st day of July, 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