



## OFFICE OF THE WASHINGTON COUNTY ATTORNEY

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County Attorney Brock R. Belnap

VIA FACSIMILE – 928-875-2778

December 20, 2011

Jonathan Roundy  
Hildale/Colorado City Town Marshal's Office

Dear Chief Roundy:

Questions have repeatedly arisen with respect to the legal effect of Occupancy Agreements issued by UEP Trustee Bruce Wisan.

Occupancy Agreements govern the legal rights of access, care, custody and control of any property covered by an Occupancy Agreement. In determining issues of trespass, burglary, criminal mischief, disorderly conduct, or any of the variety of crimes associated with possession of property, you should consider an Occupancy Agreement to have the same legal effect as a deed or a lease.

For example, anyone who directly or indirectly interferes with property subject to an Occupancy Agreement contrary to the wishes of the holder of the Occupancy Agreement would be just as guilty of criminal misconduct with respect to that property as if the property were held by deed or lease.

I understand that there are those who contest the authority of the Trustee to issue Occupancy Agreements.

However, the place to settle those disputes is in court – not through changing locks, cutting chains, barricading doors, or occupying buildings. Such conduct is contrary to due process and cannot be tolerated by law enforcement or by law abiding citizens.

If you should need law enforcement assistance under these circumstances, please let me or Sheriff Pulsipher know.

Sincerely,

  
Brock Belnap  
Washington County Attorney

cc: Utah Attorney General Mark Shurtleff  
Washington County Sheriff Cory Pulsipher