STATE OF UTAH

OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, GARY R. HERBERT, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of annexation from MANTI CITY, dated May 16th, 2007, complying with Section 10-2-425, Utah Code Annotated, 1953, as amended.

NOW, THEREFORE, notice is hereby given to all whom it may concern that the attached is a true and correct copy of the notice of annexation, referred to above, on file with the Office of the Lieutenant Governor pertaining to MANTI CITY, located in Sanpete County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 31st day of December, 2007 at Salt Lake City, Utah.

Gary R Herbert

GARY R. HERBERT
Lieutenant Governor

ORDINANCE 05-07-16-1

An ordinance declaring annexation of territory and extension of the corporate limits of Manti City.

WHEREAS, a need has developed to extend the corporate limits of Manti City.

NOW, THEREFORE, be it ordained by the City Council of Manti City, Sanpete County Utah;

SECTION 1.

It is hereby declared that the following real property is annexed into the corporate limits of Manti City and the corporate limits of Manti City are extended accordingly. Said property is located in Sanpete County, State of Utah, and is more particularly described as follows . . .

Ent 149362 Bk 557 Pg 713
Date: 17-SEP-2007 1:40PM
Fee: None
Filed By: RDH
REED D HATCH, Recorder
SANPETE COUNTY, CORPORATION
For: MANTI CITY

BOUNDARY DESCRIPTION

PART OF SECTION 7, TOWNSHIP 18 SOUTH, RANGE 3 EAST, OF THE SALT LAKE MERIDIAN, LOCATED IN SANPETE COUNTY, UTAH, DESCRIBED AS FOLLOWS:

COMMENCING AT THE CENTER OF SAID SECTION 7, SAID POINT ALSO BEING IN THE MANTI CITY CORPORATE LIMIT LINE;
THENCE NORTH 00°24'02" EAST (B.R. NORTH) ALONG SAID CORPORATE LINE 264.00 FEET MORE OR LESS TO THE NORTHWEST CORNER OF JOHN R. WEST PROPERTY (PARCEL 7343);
THENCE LEAVING SAID CORPORATE LIMIT LINE SOUTH 89°35'58" EAST (B.R. EAST) 1122.45 FEET MORE OR LESS TO THE WEST EDGE OF AN EXISTING GRAVEL ROAD;
THENCE FOLLOWING THE WEST EDGE OF THE SAID GRAVEL ROAD FOR THE FOLLOWING SEVEN COURSES:
1) THENCE SOUTH 40°36'41" WEST 95.05 FEET;
2) THENCE SOUTH 27°20'10" WEST 233.03 FEET;
3) THENCE SOUTH 19°42'26" WEST 244.35 FEET;
4) THENCE SOUTH 07°48'26" EAST 65.00 FEET;
5) THENCE SOUTH 18°32'37" EAST 132.81 FEET;
6) THENCE SOUTH 28°54'35" EAST 50.79 FEET;
7) THENCE SOUTH 50°19'23" EAST 76.59 FEET MORE OR LESS TO THE SOUTH PROPERTY LINE OF SAID JOHN R. WEST PROPERTY;
THENCE NORTH 89°35'58" WEST (WEST B.R.) 1011.28 FEET MORE OR LESS TO THE SOUTHWEST CORNER OF SAID JOHN R. WEST PROPERTY, SAID POINT ALSO BEING IN THE CITY CORPORATE LIMIT LINE;
THENCE ALONG SAID CORPORATE LIMIT LINE NORTH 00°24'02" EAST 529.66 (B.R. NORTH 528.00) FEET;
TO THE POINT OF BEGINNING.

CONTAINING 17.43 ACRES, MORE OR LESS.

CERTIFICATE of TRUE COPY
STATE of UTAH
COUNTY of SANPETE
I, Reed D. Hatch, County Recorder in and for Sanpete County, State of Utah, do hereby certify that the within is full and correct copy of certain Ordinance, in book 557 page 713-716 entry no. 149362 record of Sanpete County, State of Utah.
IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal this 17th day of Sept A.D. 2007
Sanpete County Recorder
Deputy

map sent 1-14-08

SECTION II.

A. STREETS

1. Any existing streets in, or adjacent, to the annexation are recognized as adequate to serve the property as currently used. That is a single family dwelling and limited or selected livestock or agricultural operations. The existing street (100 South Street) shall remain "as is" as to width (shall not be narrowed), surface and quality. Changes to the street width, or quality, or configuration, or surface shall be made only with the written approval of Manti City.

2. Manti City makes no representation that the existing street (100 South Street) is of sufficient width, quality or configuration to accommodate anticipated or planned development within the annexation area.

   Any streets that may be planned as part of any development within the annexation shall meet the terms of the Manti City Subdivision Ordinance and/or conditions to be set by the Manti City Planning Commission, or the Manti City Council, which may include specific widths, configuration, quality, and attendant improvements such as curbs and gutter. In any case any development plans must be approved by the Manti City Planning Commission and any such plans shall specifically address access streets to the development.

B. WATER

1. All culinary water service in the property annexation shall be furnished by Manti City. All culinary water service in any planned development in this annexation shall be installed at the expense of the developer. This to include fire protection as required by Manti City. All materials and installation shall be to City specifications and the City reserves the right to inspect installation and to verify materials specifications.

2. Primary water rights in the Manti Irrigation Company shall be transferred to Manti City based on the separate engineering calculations developed by Sunrise Engineering dated February 20, 2007, a copy of which is attached. A copy of this study/calculation is attached to and made part of the conditions of this annexation ordinance.

   Transfer of the water shall be evidenced by water certificate issued by the Manti Irrigation Company in favor of Manti City in the primary share amount required. A primary share is considered to be Class A or Class B.

The City at its sole discretion may also accept shares in the Manti Irrigation and Reservoir Company at the rate of 1.57 shares per required share of Manti Irrigation Company water.

No transfer of water will be required until development requiring water service is approved.

3. All connection fees and impact fees for any connection to the Manti Culinary Water System will be "regular" in City connection fees enforced at the time of the connection. Payment to be made prior to the connection being accomplished.

4. Final ownership and maintenance of any water line extension must be agreed upon in writing between any developer in the area to be annexed in Manti City prior to the installation of same.

5. Exceptions to the above noted transfer of primary water (B-2 above) shall be made for the following properties which have achieved culinary water service prior to the annexation.

   Exception: The "West" home, at approximately 647 East 100 North, a single family dwelling, now belonging to Kris Jorgensen. This home is served by a single ¾ inch service connection.

   No other exceptions to the above noted transfer of water are noted or allowed.

C. SEWER

1. The property to be annexed must be served by the Manti Sanitary Sewer System as currently installed. Any developers are cautioned to ascertain by separate engineering study the method to achieve service.

2. All sewer mains, equipment and service lines to be installed by the owner or developer shall be installed and maintained at their expense unless such sewer mains are transferred to the ownership of Manti City by mutual agreement at which time the maintenance shall be provided by Manti City.

3. All sewer main lines and service lines will be installed to meet City specifications as to materials, type, size and configuration.

4. It is especially noted that the Manti City Sanitary System currently installed is judged to be adequate to accept the addition of up to 30 dwellings which could be placed in the annexation area.

D. ELECTRCIAL SERVICE

1. All electrical line extensions to be installed in the annexation area would be at owner expense unless otherwise agreed to in writing by Manti City. All such line extensions shall conform to City specifications and requirements.

2. All connection fees for electric utility service will be "regular in city" enforced at the time of installation.

E. DRAINAGE

1. Surface water "run-off" (sheet flooding) may impact the annex area and beyond. Prior to, and as a requirement of any development, adequate control surface water, as determined by an engineer, will be required.

PASSED and APPROVED by the City Council of Manti City this 16th day of May, 2007.

Natasha R Madsen

Natasha R. Madsen, Mayor

Attest:

City Recorder:

State of Utah
County of Sanpete

Natasha R. Madsen being first duly sworn upon his oath deposes and says that she is the duly elected and acting Mayor of Manti City and that she executed the above and foregoing on behalf of Manti City and that Manti City duly authorized her to execute same on their behalf.

Michelle L. Francks

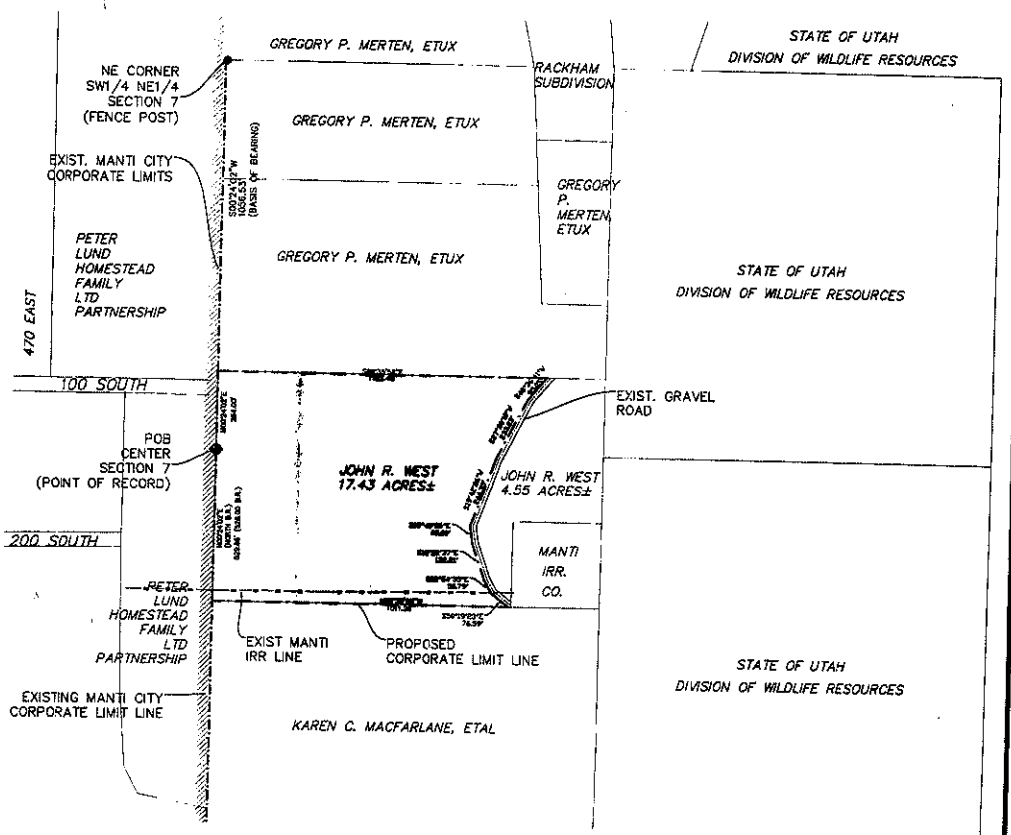
Notary Public

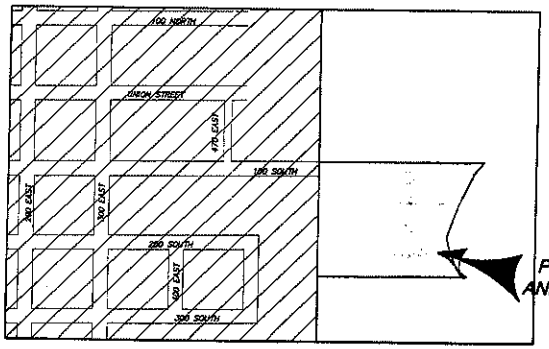
MICHELLE L. FRANCKS
Notary Public
State of Utah
My Commission Expires 03-11-2008
50 South Main, Manti, UT 84642

May commission expires: ng at

ANNEXATION TO MANTI CITY

PART OF SECTION 7, TOWNSHIP 18 SOUTH, RANGE 3 EAST,
SALT LAKE MERIDIAN
SANPETE COUNTY, UTAH





N

MANTI CITY

NOT TO SCALE

N

1" = 200'

PROPOSED ANNEXATION

CACHE • LANDMARK ENGINEERING

1011 W 400 N SUITE 130 LOGAN, UTAH 84321
PHONE: (435) 713-0099 FAX: (435) 713-0066

PREPARED BY: LJA DATE: March 9, 2007

ANNEXATION PLAT

ADDITION TO THE CORPORATE LIMITS OF

MANTI CITY
SANPETE COUNTY
STATE OF UTAH

ACCEPTANCE BY CITY COUNCIL

THIS IS TO CERTIFY THAT WE, THE MANTI CITY COUNCIL HAVE RECEIVED A PETITION SIGNED BY THE MAJORITY OF THE OWNERS OF THE TRACT OF LAND SHOWN HEREON REQUESTING THAT SAID TRACT BE ANNEXED TO MANTI CITY, AND THAT A COPY OF THE ORDINANCE HAS BEEN PREPARED FOR FILING HEREWITH ALL IN ACCORDANCE WITH THE UTAH CODE ANNOTATED (1953) 10-2-403 AS REVISED, AND THAT WE HAVE EXAMINED AND DO HEREBY APPROVE AND ACCEPT THE ANNEXATION OF THE TRACT AS SHOWN AS A PART OF SAID CITY.

APPROVED: Natalie R. Nielsen
MAYOR

WITNESS MY HAND AND OFFICIAL SEAL THIS 21st DAY OF June, 2007.

RECORDER

SURVEY CERTIFICATE

I, TIM V. GIBBONS, A REGISTERED LAND SURVEYOR IN THE STATE OF UTAH, DO HEREBY CERTIFY THAT THIS IS A TRUE AND ACCURATE MAP OF THE TRACT OF LAND TO BE ANNEXED TO MANTI CITY, SANPETE COUNTY, UTAH.

TIM V. GIBBONS P.L.S. NO 156957 — 3/12/07 DATE

BOUNDARY DESCRIPTION

PART OF SECTION 7, TOWNSHIP 18 SOUTH, RANGE 3 EAST, OF THE SALT LAKE MERIDIAN, LOCATED IN SANPETE COUNTY, UTAH, DESCRIBED AS FOLLOWS:

COMMENCING AT THE CENTER OF SAID SECTION 7, SAID POINT ALSO BEING IN THE MANTI CITY CORPORATE LIMIT LINE;
THENCE NORTH 00°24'02" EAST (B.R. NORTH) ALONG SAID CORPORATE LINE 264.00 FEET MORE OR LESS TO THE NORTHWEST CORNER OF JOHN R. WEST PROPERTY (PARCEL 7343);
THENCE LEAVING SAID CORPORATE LIMIT LINE SOUTH 88°35'58" EAST (B.R. EAST) 1122.45 FEET MORE OR LESS TO THE WEST EDGE OF AN EXISTING GRAVEL ROAD;
THENCE FOLLOWING THE WEST EDGE OF THE SAID GRAVEL ROAD FOR THE FOLLOWING SEVEN COURSES:
1) THENCE SOUTH 40°38'41" WEST 95.05 FEET;
2) THENCE SOUTH 27°20'10" WEST 233.03 FEET;
3) THENCE SOUTH 19°42'28" WEST 244.35 FEET;
4) THENCE SOUTH 07°49'28" EAST 65.00 FEET;
5) THENCE SOUTH 18°30'37" EAST 132.81 FEET;
6) THENCE SOUTH 28°54'36" EAST 50.76 FEET;
7) THENCE SOUTH 50°19'23" EAST 76.59 FEET MORE OR LESS TO THE SOUTH PROPERTY LINE OF SAID JOHN R. WEST PROPERTY;
THENCE NORTH 88°35'58" WEST (WEST B.R.) 1011.28 FEET MORE OR LESS TO THE SOUTHWEST CORNER OF SAID JOHN R. WEST PROPERTY, SAID POINT ALSO BEING IN THE CITY CORPORATE LIMIT LINE;
THENCE ALONG SAID CORPORATE LIMIT LINE NORTH 00°24'02" EAST 528.66 (B.R. NORTH 528.00) FEET;
TO THE POINT OF BEGINNING.

CONTAINING 17.43 ACRES, MORE OR LESS.

RECORDED 9-11-07 ENTRY NO. 149361
REQUEST OF Manti City
SANPETE COUNTY RECORDER

COUNTY RECORDER'S NO._____

STATE OF UTAH, COUNTY OF _____, RECORDED AND FILED AT THE REQUEST OF MANTI CITY, DATE _____
TIME _____ FEE _____ BOOK _____ PAGE _____
REF _____

COUNTY RECORDER

STATE OF UTAH

OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF BOUNDARY ADJUSTMENT

I, GARY R. HERBERT, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of boundary adjustment from MT. PLEASANT CITY, dated August 12th, 2008, complying with Section 10-2-419, Utah Code Annotated, 1953, as amended.

NOW, THEREFORE, notice is hereby given to all whom it may concern that the attached is a true and correct copy of the notice of boundary adjustment, referred to above, on file with the Office of the Lieutenant Governor pertaining to MT. PLEASANT CITY, located in Sanpete County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 24th day of November, 2008 at Salt Lake City, Utah.

Gary R Herbert

GARY R. HERBERT
Lieutenant Governor

Ent 159258 Bk 579 Pg 21
Date: 03-NOV-2008 8:08AM
Fee: None
Filed By: KEH
RECORD HATCH, Recorder
SANPETE COUNTY CORPORATION
For: MT PLEASANT CITY

AMENDED ORDINANCE 2008-01

AN ORDINANCE ADJUSTING THE CORPORATE BOUNDARY LINES OF THE CITY OF MT. PLEASANT TO INCLUDE THE PROPERTY ANNEXATION LOCATED NORTH OF 500 NORTH BETWEEN HIGHWAY 89 AND 100 WEST IN THE CITY OF MT. PLEASANT.

Beginning at a point which is S 89°56'03"W, 1000.50 feet along a 1/16 line from the Southeast corner of the North ½ of the Southeast 1/4 of Section 34, Township 14 South, Range 4 East, Salt Lake Base and Meridian: Thence S89°56'03"W, 540.91 feet along the 1/16 line & existing City Limits; thence N00°18'46"E, 160.27 feet; thence N89°56'03"E, 101.46 feet; thence N00°34'34" E, 1055.44 feet along an existing fence line N89°58'01"E, 438.24 feet; thence S00°29'05"W, 1215.44 feet to the Point of Beginning

Containing an area of 12.63 acres

WHEREAS, a petition to annex unincorporated land to the City of Mt. Pleasant has been filed with the City Recorder by the owners of private real property covering a majority of the private real property and representing a value to at least one-third of the value of all private real property within the area proposed for annexation as shown on the last assessment roll for county taxes:

WHEREAS, the area proposed for annexation is a contiguous area and it is contiguous to the City of Mt. Pleasant; and

WHEREAS, the petition was accompanied by an accurate plat or map, prepared by a licensed surveyor, of the area proposed for annexation; and

WHEREAS, the City Recorder determined that the area proposed for annexation meets the requirements of Utah Code Subsections 10-2-403(2), (3) and (4); and

WHEREAS, the City Recorder certified the petition to annex and notified in writing the City Council and the contact sponsor of the certification of the petition to annex; and

WHEREAS, the City Council did cause the requirements of Utah code Section 10-2-406 to be met; and

WHEREAS, the City Council, by vote, approved the annexation proposed in the boundary line adjustment and adjusting the corporate limits of the City of Mt. Pleasant accordingly;

NOW, THEREFORE, at a regular meeting of the City Council of the City of Mt. Pleasant, Utah, held on the 12th Day of August, 2008, upon motion duly made, seconded and carried by unanimous vote, it is ordained that the property hereinafter described on Exhibit "A" attached hereto be, and the same hereby is, annexed to the City of MT. Pleasant and the City limits are hereby adjusted accordingly.

Received
NOV 12 2008
Map Sent 11/12/08
Gary R. Herbert
Lieutenant Governor

AND BE IT ORDAINED that the above-described annexed property is zoned General

Commercial and subject to the regulations of the zone as contained in the Zoning Ordinance of the City of Mt. Pleasant; and

BE IT ORDAINED that said annexed land above described shall hereafter be within the corporate limits of the City of Mt. Pleasant, and shall be subject to all ordinances, jurisdictions, rules and obligations pertinent to the said land, and the streets, blocks, lots, alleys and ways of said land shall be controlled and governed by the ordinances, rules and regulations of Mt. Pleasant City; and

BE IT ORDAINED that the City Recorder of Mt. Pleasant shall cause a duly certified copy of the plat to be filed in the office of the Sanpete County Recorder, together with a certified copy of the Ordinance declaring such adjustment within 30 days of the enactment of this ordinance; and

BE IT ORDAINED that upon the filing of said map or plat together with a certified copy of this Ordinance, the annexation of said property to the City of Mt. Pleasant shall be deemed complete, and the property so annexed shall be deemed and held to be a part of Mt. Pleasant City, and thereafter the inhabitants of said property shall enjoy the privileges of the annexation and be subject to the ordinances, resolutions and regulations of the City of Mt. Pleasant.

VOTED UPON AND PASSED BY THE CITY COUNCIL OF THE CITY OF MT. PLEASANT AT A REGULAR MEETING OF SAID COUNCIL HELD ON THE 12TH DAY OF AUGUST, 2008. AMENDED OCTOBER 30, 2008 TO CORRECT LEGAL DESCRIPTION.

CERTIFICATE of TRUE COPY

STATE of UTAH (
(
(
COUNTY of SANPETE (

I, Reed D. Hatch, County Recorder in and for Sanpete County, State of Utah, do hereby certify that the within is full and correct copy of a certain Amended Ordinance, in book 579 page 21-22 entry no. 159258 record of Sanpete County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal this 3rd day of November A.D. 2008

Sanpete County Recorder

By _____ Deputy

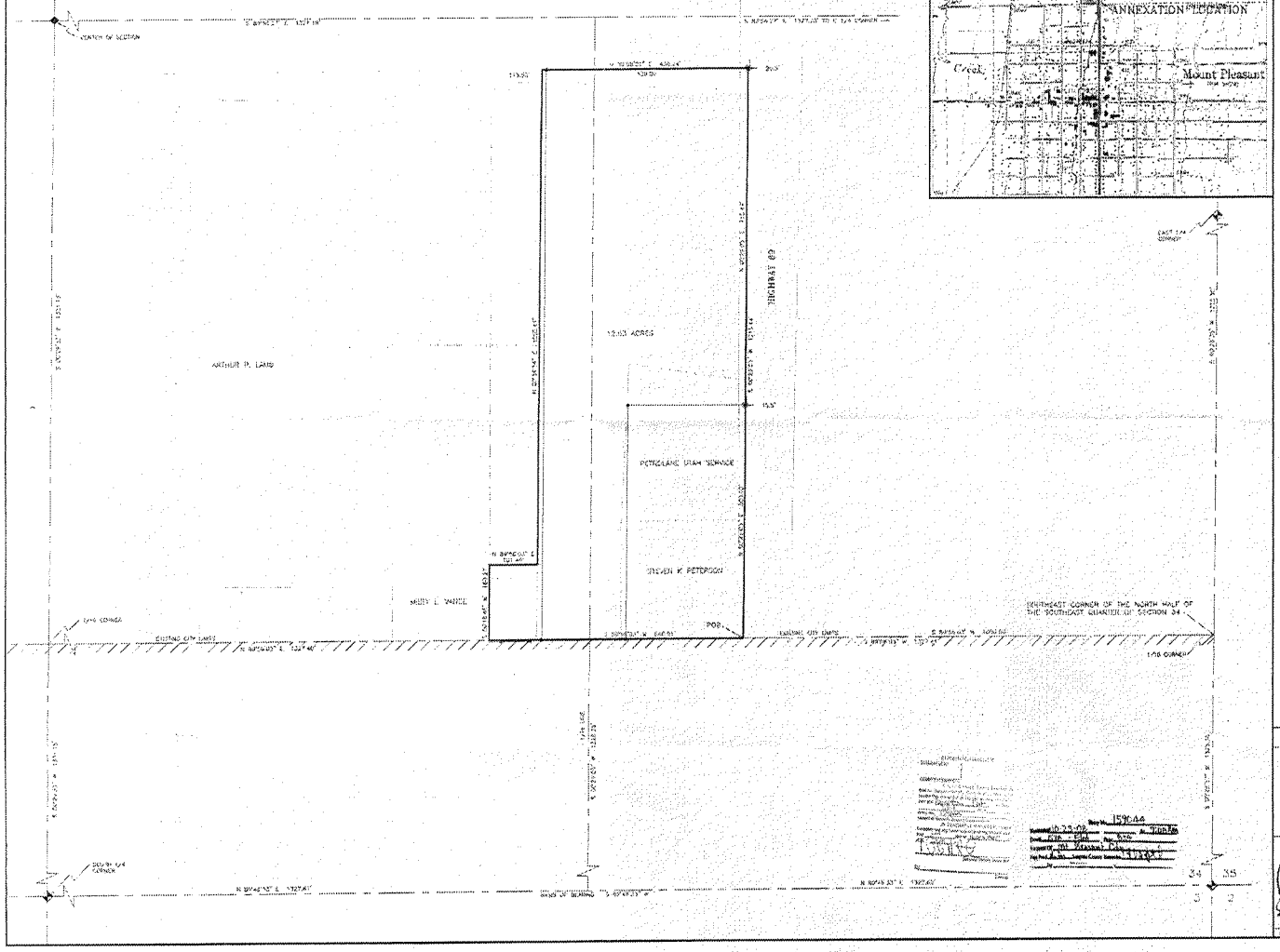
Chesley R. Christensen, Mayor

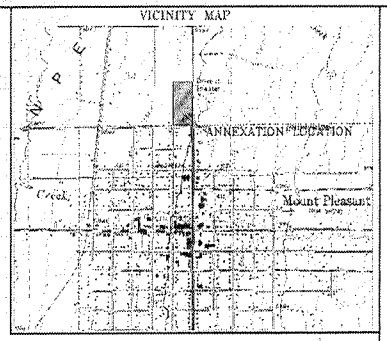
ATTEST:

Sally East, Recorder

CHRISTENSEN ANNEXATION

SECTION 34, TOWNSHIP 14 SOUTH, RANGE 4 EAST
SALT LAKE BASE AND MERIDIAN





N

SCALE
1"=100'

LEGEND

- = 5/8" 1/2" IRON PIN W/CAP
- = FENCE LINE
- = MONUMENTED SECTION CORNER
- = UNMONUMENTED SECTION CORNER

SURVEYOR'S CERTIFICATE

I, DARYL K. PERRIER, DO HEREBY SURVEY THAT I AM A REGISTERED LAND SURVEYOR, AND THAT I HOLD CERTIFICATE NO. 177337 AS PRESCRIBED UNDER THE LAWS OF THE STATE OF UTAH. I FURTHER CERTIFY THAT THIS IS A TRUE AND ACCURATE MAP OF THE TRACT OF LAND TO BE ANNEXED TO MOUNT PLEASANT CITY, SANPETE COUNTY, UTAH.

BOUNDARY DESCRIPTION

Beginning at a point which is S00°56'27"W 1309.50 feet along the 1/16 line from the South mid corner of the North 1/2 of the Southeast 1/4 of Section 34, Township 14 South, Range 4 East, Salt Lake Base and Meridian, thence as follows:

[illegible]	[illegible]	[illegible]
N 00°56'27" E	1309.50	ALONG THE 1/16 LINE TO THE SOUTHEAST CORNER OF THE NORTH HALF OF THE SOUTHEAST QUARTER OF SECTION 34
N 00°56'27" E	1309.50	ALONG THE 1/16 LINE
N 89°24'33" E	130.40	ALONG THE SOUTHERN LINE OF THE NORTH HALF OF THE SOUTHEAST QUARTER OF SECTION 34
N 00°56'27" E	1309.50	ALONG THE EXISTING CITY LIMITS LINE
N 89°24'33" E	1322.40	ALONG THE SOUTHERN LINE OF THE NORTH HALF OF THE SOUTHEAST QUARTER OF SECTION 34
S 00°56'27" W	1309.50	ALONG THE 1/16 LINE
S 00°56'27" W	1309.50	ALONG THE 1/16 LINE
S 89°24'33" W	1322.40	ALONG THE NORTHERN LINE OF THE NORTH HALF OF THE SOUTHEAST QUARTER OF SECTION 34
S 89°24'33" W	130.40	ALONG THE EXISTING CITY LIMITS LINE
S 00°56'27" W	1309.50	ALONG THE 1/16 LINE TO THE SOUTHEAST CORNER OF THE NORTH HALF OF THE SOUTHEAST QUARTER OF SECTION 34

[illegible] 1995
DATE

SIGNED FOR
DARYL K. PERRIER

ACCEPTANCE BY LEGISLATIVE BODY

THIS IS TO CERTIFY THAT WE, THE MEMBERS OF THE MOUNT PLEASANT CITY COUNCIL HAVE RECEIVED A PETITION BY A MAJORITY OF OWNERS OF THE TRACT SHOWN HEREON REQUESTING THAT SAID TRACT BE ANNEXED TO THE CITY OF MOUNT PLEASANT, AND THAT A COPY OF THE ORDINANCE HAS BEEN PREPARED FOR FILING HEREWITH ALL IN ACCORDANCE WITH THE UTAH CODE, ANNOTATED 10-2-401 ET SEQ. AS REVISED; AND THAT WE HAVE EXAMINED AND DO HEREBY APPROVE AND ACCEPT THE ANNEXATION OF THE TRACT AS SHOWN AS A PART OF SAID CITY; AND SAID TRACT OF LAND IS TO BE KNOWN HEREAFTER AS THE CHRISTENSEN ANNEXATION.

THIS [illegible] DAY OF [illegible] A.D. 1995

APPROVED: [illegible] MAYOR

ATTEST: [illegible] CLERK-RECORDER

STATE OF UTAH }
COUNTY OF [illegible] } S.S.

ON THE [illegible] DAY OF [illegible] A.D. 1995 PERSONALLY APPEARED BEFORE ME THE OWNERS OF THE FOREGOING DEDICATION WHO DULY ACKNOWLEDGE TO ME THAT THEY DID EXECUTE THE SAME.

[illegible] NOTARY PUBLIC
[illegible]

ANNEXATION PLAT

CHRISTENSEN ANNEXATION

MOUNT PLEASANT CITY, SANPETE COUNTY, UTAH

SCALE 1"= 100 FEET

NOTARY PUBLIC SEAL	CITY ENGINEER SEAL	CLERK-RECORDER SEAL

PROFESSIONAL LAND SURVEYOR
5-31-95
DARYL K. PERRIER
No. 177337
STATE OF UTAH

[illegible] ENGINEERING & LAND SURVEYING 647 N. MAIN, MANTI, UTAH (801) 835-8467

STATE OF UTAH

OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE OF ANNEXATION

I, GARY R. HERBERT, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of annexation from EPHRAIM CITY, dated May 2nd, 2008, complying with Section 10-2-425, Utah Code Annotated, 1953, as amended.

NOW, THEREFORE, notice is hereby given to all whom it may concern that the attached is a true and correct copy of the notice of annexation, referred to above, on file with the Office of the Lieutenant Governor pertaining to EPHRAIM CITY, located in Sanpete County, State of Utah.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 7th day of August, 2008 at Salt Lake City, Utah.

Gary R. Herbert

GARY R. HERBERT
Lieutenant Governor

When Recorded, Please Return to:
Ephraim City Recorder
5 South Main, Ephraim, UT 84627

Ent 156429 Bk 573 Pg 819
Date: 09-JUL-2008 11:01AM
Fee: None
Filed By: KEH
REED D HATCH, Recorder
SANPETE COUNTY CORPORATION
For: EPHRAIM CITY
3-17-3E

ANNEXATION AGREEMENT FOR THE DANIELS PROPERTY

This Annexation Agreement is made by and between Ephraim City (hereinafter "the City") and Cory Daniels (hereafter "Petitioner") to set forth the terms and conditions under which the City will annex land owned by Petitioner into the corporate limits of the City and extend municipal services to a portion of that property. This Agreement is made under authority of Utah Code Annotated §10-2-407 (1953, as amended), and shall serve as a supplemental annexation policy declaration when executed by all parties. In consideration of City's agreement to annex Petitioner's property and in consideration of the mutual promises contained herein, the parties agree that the terms and conditions of annexation shall be as follows:

1. **Property:** The property to be annexed is approximately 11.87 acres, depicted on the official plat shown as Exhibit A.

2. **Zoning**: Upon annexation, the property will be zoned as Rural Agricultural (RA).

3. **Road Improvements**: Petitioner agrees to pay, or arrange for payment, his fair share in any and all road improvements as deemed necessary by the City and at a time as the road is being upgraded. Upgrading could include any or all of the following; engineering, surveying, curb, gutter, sidewalk, widening of roadway, grading and paving.

4. **Dedication of Water Right**: Petitioner shall within 5 years dedicate to the City adequate underground water rights equivalent to one residential unit. This generally is accepted to be .45 acre feet. The water right must be approved by the Utah State Engineer and bear the name of Ephraim City.

5. **Sanitary Sewer**: Nothing in this Agreement obligates the City to extend the municipal sewer to the property; however, petitioner agrees to connect to the municipal sanitary sewer at such time as the sewer main line is installed within 300 feet of the principal residence and to pay all installation costs, assessments and fees associated with the connection thereto.

6. **Compliance with City Ordinances**: Petitioner understands and agrees that he be subject to all City codes, rules, regulations and ordinances.

Received

JUL 28 2008
Map Sent 7/28/08
Gary R. Herbert
Lieutenant Governor

7. **Assignment**: This Agreement is also a personal obligation of the Petitioner. Petitioner may assign its obligations under this Agreement, only upon prior written consent of the City, upon demonstration that the City's rights are adequately secured by the assignment. Consent to assignment shall rest in the sole discretion of the City.

8. **Full Agreement**: This Agreement contains the full and complete agreement of the parties regarding the Annexation and there are no other agreements in regard to the annexation of the Property. This Agreement may be amended only by a written instrument signed by all parties hereto.

This Agreement shall take effect immediately upon approval.

Cory Daniels _____ Date 5-2-07
Cory Daniels, Petitioner

By _____
Cliff Birrell, Mayor

COUNCIL VOTE

Jannette Anderson	Aye ✓	Nay ___
Kim Cragun	Aye ✓	Nay ___
Elaine Reid	Aye ✓	Nay ___
Penny Kittelsrud	Aye ✓	Nay ___
Dave Warren	Aye ✓	Nay ___

ATTEST:

_____
E. Richard Anderson, City Manager

CITY OF EPHRAIM ★ STATE OF UTAH ★ CORPORATE SEAL ★

State of Utah
County of Sanpete

On May 2, 2007, Cory Daniels personally appeared before, who is personally known to me.

_____ 5-2-07
Notary Date

LEIGH ANN WARNOCK
NOTARY PUBLIC • STATE of UTAH
5 SOUTH MAIN
EPHRAIM, UTAH 84627
COMM. EXP. 06-17-2009

Ent 156429 Bk 0573 Pg 0820

When Recorded, Please Return to:
Ephraim City Recorder
5 South Main, Ephraim, UT 84627

ECO-07-02

AN ORDINANCE DECLARING ANNEXATION OF TERRITORY AND EXTENSION OF THE CORPORATE LIMITS OF EPHRAIM CITY KNOWN AS THE DANIELS ANNEXATION.

WHEREAS, a petition has been filed with the City of Ephraim for annexation of property into its boundaries; and

WHEREAS, it is found that this petition is in compliance with the City's adopted annexation policy;

NOW THEREFORE BE IT ORDAINED by the City Council of Ephraim that the following real property is annexed into the corporate limits Ephraim City and the corporate limits of Ephraim City are extended accordingly. Said property is located in Sanpete County, State of Utah, and is more particularly described a follows, to-wit:

> Beginning 7.30 chains North from the center of Section 3 Township 17 South, Range 3 East, SLB&M; Thence N 0° 30' 00" E 8.7 chains; Thence East 4.65 chains; Thence N 15° 00' 00" W 4.15 chains; Thence East 2.35 chains; Thence S 15° 00' 00" E 7.25 chains; Thence N 89° 15' 00" E 8.40 chains; Thence S 20° 00' 00" W 6.19 chains; Thence N 89° 59' 38" W 14.16 chains to the point of beginning.

This ordinance shall take effect immediately upon posting, as required by law, deposited and recorded in the office of the City Recorder, and accepted as required herein.

APPROVED, PASSED, and ADOPTED this 2nd day of May, 2007.

By _____
Cliff Birrell, Mayor

ATTEST:

_____
E. Richard Anderson, City Manager

COUNCIL VOTE

Jannette Anderson	Aye ✓	Nay ___
Kim Cragun	Aye ✓	Nay ___
Elaine Reid	Aye ✓	Nay ___
Penny Kittelsrud	Aye ✓	Nay ___
Dave Warren	Aye ✓	Nay ___

Ent 156429 Bk 0573 Pg 0821

State of Utah

County of Sanpete

Subscribed and sworn to before me this 2nd day of May, 2007, who are personally known to me, Clifford Birrell and Richard Anderson.

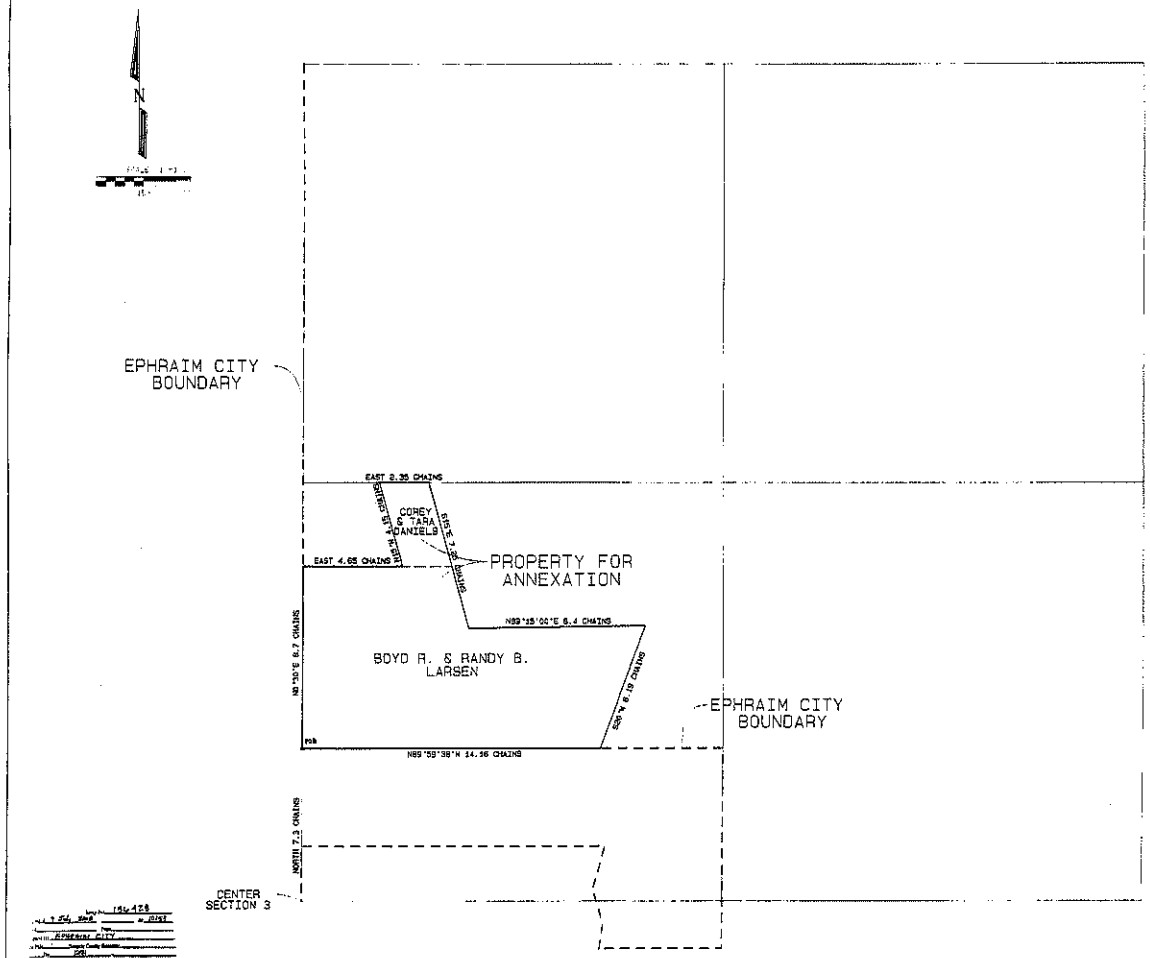
Leigh Ann Warnock
Notary Public

My Commission Expires: 5-17-09

Exhibit A

DANIELS/LARSEN ANNEXATION PLAT

NE 1/4 OF SECTION 3, TOWNSHIP 17 SOUTH, RAGE 3 EAST, SLB&M



SURVEYOR'S CERTIFICATE

I, DOUGLAS G. MAGLEBY DO HEREBY CERTIFY THAT I HOLD LICENSE NO. 149021 AS A DULY REGISTERED LAND SURVEYOR IN THE STATE OF UTAH AND THAT THIS PLAT WAS PREPARED UNDER MY DIRECT SUPERVISION AND TO THE BEST OF MY KNOWLEDGE THE RESULTS ARE CORRECTLY SHOWN HEREON WHICH IS TO BE ANNEXED TO THE CITY OF EPHRAIM, COUNTY OF SANPETE, STATE OF UTAH.

DOUGLAS G. MAGLEBY — DATE 3/15/07

LICENSED PROFESSIONAL LAND SURVEYOR — DOUGLAS G. MAGLEBY — 149021 — STATE OF UTAH

LEGAL DESCRIPTION

BEGINNING 7.30 CHAINS NORTH FROM THE CENTER OF SECTION 3, TOWNSHIP 17 SOUTH, RANGE 3 EAST, SLB&M; THENCE N0°30'00"E 6.7 CHAINS; THENCE EAST 4.65 CHAINS; THENCE S48°00'00"E 1.18 CHAINS; THENCE EAST 2.35 CHAINS; THENCE S39°00'00"E 7.28 CHAINS; THENCE N89°15'00"E 6.40 CHAINS; THENCE S00°00'00"W 6.15 CHAINS; THENCE N89°59'38"W 14.25 CHAINS TO THE POINT OF BEGINNING.

RECORD LEGAL DESCRIPTIONS

NORTH PARCEL

BEGINNING 16 CHAINS NORTH AND 4.50 CHAINS EAST FROM THE CENTER OF SECTION 3, TOWNSHIP 17 SOUTH, RANGE 3 EAST, SLB&M; THENCE NORTH 0°30' EAST 6.7 CHAINS; THENCE EAST 6.2 CHAINS; THENCE SOUTH 15° EAST 3.1 CHAINS; THENCE NORTH 89°15' EAST 6.4 CHAINS; THENCE SOUTH 20° WEST 5.6 CHAINS; THENCE SOUTH 89°15' WEST 13.5 CHAINS TO THE POINT BEGINNING.

SOUTH PARCEL

BEGINNING 7.3 CHAINS NORTH AND 0.80 OF A CHAIN EAST FROM THE CENTER OF SECTION 3, TOWNSHIP 17 SOUTH, RANGE 3 EAST, SLB&M; THENCE NORTH 0°30' EAST 6.7 CHAINS; THENCE EAST 6.2 CHAINS; THENCE SOUTH 15° EAST 3.1 CHAINS; THENCE NORTH 89°15' EAST 6.4 CHAINS; THENCE SOUTH 20° WEST 5.6 CHAINS; THENCE SOUTH 89°15' WEST 13.5 CHAINS TO THE POINT BEGINNING.

PETITION FOR ANNEXATION

WE, THE UNDERSIGNED PROPERTY OWNERS, HEREBY DECLARE OUR INTENTIONS AND DESIRES, AND PETITION THE HONOR MAYOR CLIFF BIRRELL THE MEMBERS OF THE CITY COUNCIL, AND THE PLANNING COMMISSION, TO ANNEX OUR PROPERTIES INTO THE CITY OF EPHRAIM COUNTY OF SANPETE STATE OF UTAH.

WE DECLARE THAT AS REQUIRED BY LAW, WE REPRESENT AT LEAST 51 PERCENT OF THE PROPERTY WITH ONE THIRD OF THE VALUE. THAT OUR PROPERTY IS CONTIGUOUS TO THE PRESENT CITY LIMITS, AND NOT WITHIN ANOTHER MUNICIPALITY, AND WE WOULD NOT BE CREATING ANY NEW UNINCORPORATED ISLANDS.

WE REPRESENT THAT WE, THE UNDERSIGNED, ARE EITHER OWNERS OF RECORD, CONTRACT PURCHASERS, OR BOTH OF THE PROPOSED PROPERTY TO BE ANNEXED. THAT ALL PROPERTY OWNERS OF RECORD OR KNOWN CONTRACT PURCHASERS OF THE PROPOSED PROPERTY HAVE BEEN SENT A COPY OF THIS PROPOSAL, AND THE UNDERSIGNED AGREE TO HONOR THE ORDINANCES AND REGULATIONS OF THE CITY OF EPHRAIM AND USE OUR BEST EFFORTS TO DEVELOP THIS AREA IN A SUITABLE MANNER, CONFORMING TO YOUR MASTER PLANS TO BE AN ASSET TO THE COMMUNITY.

IN WITNESS HEREOF WE HAVE HERELUNTO SET OUR HANDS THIS 1ST DAY OF May A.D. 2007.

COREY DANIELS — BOYD R. LARSEN
TARA DANIELS — RANDY B. LARSEN

ACKNOWLEDGMENT

STATE OF UTAH
COUNTY OF SANPETE } S.S.

ON THE 1st DAY OF May A.D. 2007 PERSONALLY APPEARED BEFORE ME THE SIGNERS OF THE FOREGOING PETITION WHO DULY ACKNOWLEDGED TO ME THAT THEY DID EXECUTE THE SAME.

MY COMMISSION EXPIRES 4-22-2011 — NOTARY PUBLIC

ACCEPTANCE BY LEGISLATIVE BODY

THIS IS TO CERTIFY THAT WE the Ephraim City Council HAVE RECEIVED THE ABOVE PETITION SIGNED BY A MAJORITY OF THE OWNERS OF THE TRACT SHOWN HEREON REQUESTING THAT SAID TRACT BE ANNEXED TO THE CITY OF EPHRAIM AND THAT A COPY OF THE ORDINANCE HAS BEEN PREPARED FOR FILING HEREWITH ALL IN ACCORDANCE WITH THE UTAH CODE ANNOTATED 1953 10-3-401, et. seq. AS REVISED AND THAT WE HAVE EXAMINED AND DO HEREBY APPROVE AND ACCEPT THE ANNEXATION OF THE TRACT AS SHOWN AS A PART OF SAID CITY AND THAT SAID TRACT OF LAND IS TO BE KNOWN HEREAFTER AS THE DANIELS/LARSEN ANNEXATION, THIS 1st DAY OF May A.D. 2007.

APPROVED — ATTEST CLERK/RECORDER

PLANNING COMMISSION APPROVAL A.D. 2006.

APPROVED THIS [illegible] DAY OF [illegible] PLANNING COMMISSION.

BY THE

PLANNING COMMISSION CHAIRMAN — DIRECTOR/SECRETARY

MAGLEBY & ASSOCIATES INC
415 E. 500 S.
MONROE UT, 84754
(435) 527-3444
(435) 979-5070 CELL